

**ORDINANCE NO. 55**

**AN ORDINANCE AMENDING ORDINANCE NO. 40 TO PROVIDE FOR  
EMERGENCY VEHICLE AND EMERGENCY PERSONNEL ACCESS  
TO GATED COMMUNITIES IN GOSHEN, ARKANSAS; AND TO  
DECLARE AN EMERGENCY AND FOR OTHER PURPOSES**

WHEREAS, the City Council of the City of Goshen adopted Ordinance No. 40 on November 1, 2003, and thereby set the uniform standard for gated communities in Goshen, Arkansas to ensure the immediate access to the gated communities by law enforcement, fire and emergency service agencies; and

WHEREAS, it is the desire of the City Council of the City of Goshen to establish penalties for violations hereof and to declare an emergency and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council for the City of Goshen, Arkansas:

SECTION 1. Ordinance 40, adopted on November 11, 2003, specifically Section 2 thereof, is amended to add the following language: "The emergency codes for all gated communities shall be the same."

SECTION 2. Ordinance 40, adopted on November 11, 2003, is hereby amended to add the following Sections which shall be inserted to follow Section 6, shall be numbered Section 7 and Section 8 and the Emergency Clause of Ordinance 40 shall be renumbered Section 9.

SECTION 7. Any person, firm or corporation violating any of the provisions of this chapter shall be guilty of a misdemeanor, and upon conviction, shall be fined not less than (\$30.00) and not more than (\$250.00) for each offense.

SECTION 8. Upon approval and publication of this ordinance, all gated communities' gates and, at any time a gate of one of the gated communities is known to be non-operational, such gate, shall be required to be left open at all times until certification is provided by an electrician or fence company representative that the gate of that gated community is in compliance with this ordinance. Each gated community shall provide such certification every six months thereafter.

SECTION 3. Ordinance 40, adopted November 11, 2003, is hereby reaffirmed and ratified.

SECTION 4. EMERGENCY CLAUSE: It is hereby declared that based on the conditions set forth herein, an emergency exists and this ordinance, being necessary for the

immediate protection of the health, safety, and welfare of the citizens in Goshen, Arkansas, shall be in effect immediately upon its passage, approval and publication.

PASSED AND APPROVED this 12<sup>th</sup> day of April, 2005.



Andy Bethel, Mayor

ATTEST:



Fara Ferguson, City Recorder

APPROVED AS TO FORM:



Charles L. Harwell, City Attorney

### ROLL CALL

Names Of Those Voting YEA

Joe Benson  
Jamie Boyd  
Chuck Huskey  
John Meek  
Max Poye  
Dick Seddon

Names Of Those Voting NAY