

ORDINANCE NO. 14 - 10

**AN ORDINANCE AMENDING CHAPTER 62 OF THE MUNICIPAL CODE
TO PROVIDE FOR CERTAIN LIBRARY FEES AND CHARGES.**

WHEREAS, in order to provide for the orderly and efficient operation of the Siloam Springs Public Library, it is necessary to impose certain charges and fees for library services, and to impose penalties for violation of library policy; and

WHEREAS, express authority for imposition of charges, fees and fines is not codified within the City Code, which has lead to confusion among the public and administrative uncertainty for staff; and

WHEREAS, in order to better inform patrons and the general public of library policies, fees and charges, and to affirm the authority of staff to enact and assess same, the following should be codified within the City Code of Ordinances; **Now Therefore:**

BE IT ENACTED, by the Board of Directors of the City of Siloam Springs, as follows:

SECTION I.

Chapter 62 of the City Code (Library) is hereby amended as follows (added terms are underlined):

Sec. 62-1. - Injuring or failing to return books, materials.

- (a) It shall be unlawful for any person to injure or to fail to return to the city library, after written demand therefore mailed to the last-known address of such person any book, periodical or property belonging to the library. The written demand shall state that demand is being made pursuant to the authority contained in this section, and that failure to return the book, periodical or property specified within ten days from the date shown on the written demand shall be considered a violation of this section which may be prosecuted and upon conviction fined no less than \$50.00 nor more than \$350.00.
- (b) Nothing in this section shall be construed as in any way affecting or terminating the system of civil fines and administrative sanctions now or hereafter employed by said library in connection with its program of lending books, periodicals and other property but shall be supplementary thereto.

Sec. 62-2. – Administrative Fees and Charges.

- (a) Subject to the approval of the city administrator, the librarian of the Siloam Springs Public Library shall prepare and publish a schedule of charges for library services and programs, and of civil fines and administrative sanctions for violation of library policy. Said schedule shall be available for public inspection during library business hours.

(b) Subject to the approval of the city administrator, the librarian of the Siloam Springs Public Library may from time to time amend the schedule of charges and fines, said changes to become effective after notice thereof has been conspicuously posted at the library for a period of no less than thirty (30) days.

SECTION II. Repealer and severability.

Prior Ordinances in conflict with the provisions enacted herein are repealed to the extent of the conflict as of the effective date of this Ordinance. If any provision of a section of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect the other provisions or applications of the section or related sections which can be given effect without the invalid provision or application, and to this end the provisions are severable.

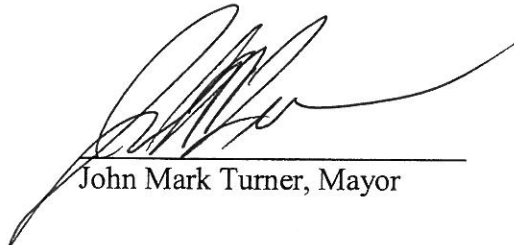
ORDAINED AND ENACTED this 3 day of June, 2014.

APPROVED:

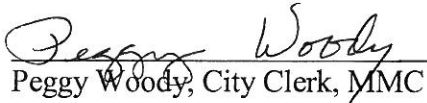
(SEAL)

ATTEST:





John Mark Turner, Mayor



Peggy Woody, City Clerk, MMC