

**ORDINANCE NO. 85**

**AN ORDINANCE AMENDING ORDINANCE 82  
WHICH ESTABLISHED NO THROUGH TRUCK ROUTES  
WITHIN THE CITY OF GOSHEN, ARKANSAS;  
AND TO DECLARE AN EMERGENCY  
AND FOR OTHER PURPOSES**

**WHEREAS**, the City Council of the City of Goshen adopted Ordinance No. 82 on December 9, 2008 thereby establishing no through truck routes within the City of Goshen, Arkansas, defining the term truck, prohibiting trucks from using no through truck routes and setting forth the penalties for failing to comply with that ordinance; and

**WHEREAS**, state law permits a municipality to control the routes on which trucks may travel; and

**WHEREAS**, the City of Goshen seeks to expand the action taken to designate “no through truck” routes and thereby control truck traffic on certain city streets; and

**WHEREAS**, there is a need to preclude truck traffic from certain city streets which are not able to withstand the weight of truck traffic or were not designed to safely handle truck traffic.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GOSHEN:**

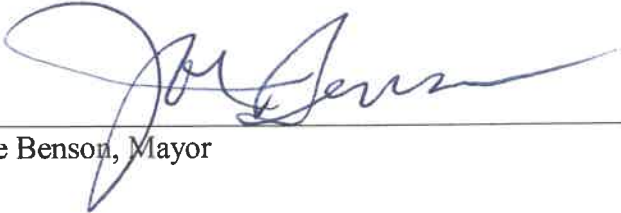
SECTION 1. Ordinance No. 82, adopted on December 9, 2008, is amended and specifically, Section 1 thereof, is deleted in its entirety and in its place the following language shall be inserted:

**There are hereby established in the City of Goshen the following “no through truck” routes: Oxford Bend, Church Street and Wyman Road.**

SECTION 2. Except as amended herein Ordinance 82, adopted December 9, 2008, is hereby reaffirmed and ratified.

SECTION 3. EMERGENCY CLAUSE: Since there is no current regulations to control truck traffic on Wyman Road, and trucks have traveled on Wyman Road in ways that are dangerous and it is was not designed to safely handle truck traffic, 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 of Goshen, Arkansas, shall be in effect immediately upon its passage, approval, and publication.


PASSED AND APPROVED this 14<sup>th</sup> day of July, 2009.

  
\_\_\_\_\_  
Joe Benson, Mayor

ATTEST:

  
\_\_\_\_\_  
Sharon Baggett, City Recorder

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Charles Harwell, City Attorney

ROLL CALL

Names Of Those Voting YEA

Names Of Those Voting NAY

Paula Anderson  
Andy Bethell  
JJ Lockhart  
Max Poye  
Dick Seddon

Absent

Brian Buell

ROLL CALL VOTE ADOPTING THE EMERGENCY CLAUSE

Names Of Those Voting YEA

Names Of Those Voting NAY

Paula Anderson  
Andy Bethell  
JJ Lockhart  
Max Poye  
Dick Seddon

Absent

Brian Buell