

Ordinance Number 2005-01

AN ORDINANCE ADOPTING AND ENACTING AN AMENDMENT TO THE CODE OF THE CITY OF MAYSVILLE, GEORGIA TO PROVIDE FOR A TECHNOLOGY SURCHARGE FINE TO BE ADDED TO CERTAIN OFFENSES BY THE MUNICIPAL COURT; TO PROVIDE FOR THE USE OF SUCH TECHNOLOGY SURCHARGE FINES AND FOR OTHER PURPOSES

The Council of the City of Maysville, Georgia hereby ordains that the Code of the City of Maysville, Georgia is hereby amended by adding a Section 1-12(A) which new section shall read as follows:

Section 1-12(A) TECHNOLOGY SURCHARGE

There shall be imposed by the Municipal Court a Technology Surcharge in the amount of \$15.00 per offense, for all offenses except O.C.G.A. Sections 40-8-76 and 40-8-76-1, said Technology Surcharge to be in addition to all other fines and fees imposed by the Municipal Court. All revenue derived from the Technology Surcharge shall be utilized by the City to provide for Technology support for the City Law Enforcement function and Municipal Court function.

This Ordinance shall become effective upon its adoption.

It is so ordained by the City Council this 17th day of February 2005

City Council

1. Ken Mize
2. _____
3. _____
4. _____

City of Maysville

By: [Signature]
Mayor

Attest: Barbara Thomas
City Clerk

PASSED: March 7, 2005

ORDINANCE NO. 2005-02

AN ORDINANCE TO ADOPT THE GEORGIA UNIFORM RULES OF THE ROAD, AND TO IMPLEMENT LOCAL ENFORCEMENT OF ALL OTHER PROVISIONS OF THE LAWS OF THE STATE OF GEORGIA WHICH PERMIT ENFORCEMENT IN THE MUNICIPAL COURT OF THE TOWN OF MAYSVILLE TO THE FULL EXTENT PERMITTED BY STATE LAW AND SUBJECT TO ANY APPLICABLE LIMITATIONS UNDER STATE LAW; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Town Council of Maysville, Georgia as follows:

Section 1. ADOPTION OF UNIFORM RULES OF THE ROAD BY REFERENCE.

Pursuant to Chapter 6 of Title 40 of the Official Code of Georgia Annotated, Code Sections 40-6-372 through 40-6-376, Code Sections 40-6-1 through 40-6-397 of that chapter known as the Uniform Rules of the Road and the definitions contained in Code Section 40-1-1 are hereby adopted as and for the traffic regulations of this Town with like effect as if recited herein.

Section 2. ADOPTION OF OTHER SPECIFIC OFFENSES AUTHORIZED BY STATE LAW.

The following offenses under the laws of the State of Georgia which the General Assembly has authorized to be enforced in municipal courts are hereby Implemented as and for offenses to be enforced by the Municipal Court of the Town of Maysville to the full extent permitted by state law with like effect as if recited herein:

- (a) Official Code of Georgia ("O.C.G.A.") Sections 40-5-120 to 40-5-125, Unlawful Use of License or Identification Card while License Suspended or Revoked, Permitting Unlicensed Person to Drive, Permitting Unauthorized Minor to Drive; Fraudulent Driver's License or Identification Card, and False Statements in Applications;
- (b) O.C.G.A. §36-32-6, Marijuana Possession;
- (c) O.C.G.A. §36-32-7 and §40-6-10, Operating Motor Vehicle without Effective Insurance;
- (d) O.C.G.A. §36-32-9 and §16-8-14, Jurisdiction of Certain Shoplifting Cases;
- (e) O.C.G.A. §36-32-10, §3-3-23 and §3-3-23.1, Furnishing Alcoholic Beverages to and Purchase and Possession of Alcoholic Beverage by Underage Persons;
- (f) O.C.G.A. §36-32-10.1 and §16-7-21, Criminal Trespass (only in Banks County where there is no state court);

- (g) O.C.G.A. §16-7-40 to §16-7-47, Littering Public and Private Property;
- (h) O.C.G.A. §40-2-8 and §40-13-22, Operation of Unregistered Vehicle *et. al*;
- (i) O.C.G.A. §40-13-21, General Powers and Jurisdiction of Municipal Courts; and
- (j) O.C.G.A. §41-2-1 to 41-2-17, Abatement of Nuisances.

Section 3. IMPLEMENTATION OF LOCAL ENFORCEMENT OF ALL OTHER OFFENSES AUTHORIZED BY STATE LAW.

All other offenses under the laws of the State of Georgia which the General Assembly has authorized to be enforced in municipal courts are hereby declared to be offenses to be enforced by the Municipal Court of the Town of Maysville to the full extent permitted by state law with like effect as if recited herein.

Section 4. PENALTIES.

Unless another penalty is expressly provided by law, every person convicted of a violation of any provision of this ordinance shall be punished by a fine of not more than \$1,000.00 or by imprisonment for not more than 90 days or by both such fine and imprisonment.

Section 5. REPEAL OF CONFLICTING ORDINANCES.

All ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

Section 6. SEVERABILITY OF PARAGRAPHS.

If any portion of this ordinance shall be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair the remaining portions unless it clearly appears that other parts are wholly and necessarily dependent upon the part held to be invalid or unconstitutional.

Section 7. EFFECTIVE DATE.

The effective date imposed by this ordinance shall be March 7, 2005, upon passage.

SO ORDAINED this 7th day of March, 2005.

MAYSVILLE TOWN COUNCIL

By: _____

Mayor

Councilperson

Ken Mize
Councilperson

Rebecca M. Kelly
Councilperson

Just Sturked
Councilperson

Attest:

Barbara Thomas
Town Clerk