

Councilman Larry D. Carter moved that unanimous consent be given for immediate consideration of and action on the following ordinance, and the motion was seconded by Councilman Bravell Jackson. Upon a vote being taken, those in favor of the motion were Murray C. Ballard, Mayor; and Roy Beasley, Larry D. Carter, Henry R. Gann, and Bravell Jackson, Councilmen. Those voting "Nay": None.

The Mayor thereupon announced that the motion for unanimous consent for immediate consideration of and action on said ordinance had been unanimously carried. Councilman Larry D. Carter thereupon moved that said ordinance be finally adopted, which motion was seconded by Councilman Bravell Jackson, and upon said motion being put to vote, the following vote was recorded: Yeas: Murray C. Ballard, Mayor; Roy Beasley, Larry D. Carter, Henry R. Gann, and Bravell Jackson, Councilmen. Those voting "Nay": None.

ORDINANCE NO. 434

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMILTON, ALABAMA, AS FOLLOWS:

- Section 1. Any person or corporation committing an offense within the corporate limits of the City of Hamilton, Alabama, or within the police jurisdiction thereof, which is by a law or laws of the State of Alabama now existing or hereafter enacted to be a misdemeanor, shall be guilty of an offense against the City of Hamilton, Alabama.
- Section 2. Any person or corporation committing an offense within the corporate limits of the City of Hamilton, Alabama, or within the police jurisdiction thereof, which is declared by a law or laws of the State of Alabama now existing or hereafter enacted to be a violation, shall be guilty of an offense against the City of Hamilton, Alabama.
- Section 3. Any person or corporation committing within the corporate limits of the City of Hamilton, Alabama, or within the police jurisdiction thereof, an offense as defined by Section 13A-1-2 of the State Criminal Code, which offense is not declared by a law or laws of State of Alabama now existing or hereafter enacted to be a felony, misdemeanor or violation, shall be guilty of an offense against the City of Hamilton, Alabama.
- Section 4. Any person found to be in violation of Sections One (1), Two (2) or Three (3) of this ordinance shall, upon conviction, be punished by a fine of not less than One Dollar (\$1.00) nor more than Five Hundred Dollars (\$500.00) and/or may be imprisoned or sentenced to hard labor for the city for a period not exceeding six (6) months, at the discretion of the Court trying the case, unless otherwise provided by Section 5 of this ordinance. Any corporation found to be in violation of Sections One (1), Two (2) or Three (3) of this ordinance shall, upon conviction, be punished by a fine of not less than One Dollar (\$1.00) nor more than Five Hundred Dollars (\$500.00), at the discretion of the Court trying the case.
- Section 5. Any person found to be in violation of Section 32-5A-191, Code of Alabama, 1975, as amended, shall, upon conviction, be punished by a fine of not more than Five Thousand Dollars (\$5,000.00) and/or may be imprisoned or sentenced to hard labor for not more than one year.
- Section 6. Any ordinance heretofore adopted by the City Council of the City of Hamilton, Alabama, which is in conflict with this ordinance is hereby repealed to the extent of such conflict.
- Section 7. If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding.
- Section 8. This ordinance shall become effective on August 22, 1983.

Attest:

Barbara Cartain
City Clerk

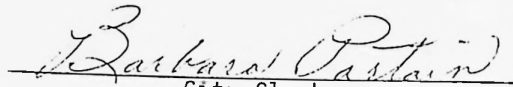
Murray C. Ballard
Mayor

I hereby certify that the foregoing ordinance was published in a local newspaper, THE HAMILTON PROGRESS on August 25, 1983 and duly adopted at a meeting of the Mayor and City Council at a regular meeting on August 22, 1983.

Barbara Cartain
City Clerk

I hereby certify that Ordinance No. 434 was duly and legally adopted at the meeting of the Mayor and City Council of Hamilton, Alabama on August 22, 1983 and published in a local newspaper, THE HAMILTON PROGRESS dated August 25, 1983.

Sworn to and subscribed this the 25th day of August, 1983.


City Clerk

Ordinance No. 434

Be it ordained by the city Council of the City of Hamilton, Alabama, as follows:

Section 1: Any person or corporation committing an offense within the corporate limites of the City of Hamilton, Alabama, or within the police jurisdiction thereof, which is declared by a law or laws of the State of Alabama now existing or hereafter enacted to be a misdemeanor, shall be guilty of an offense against the City of Hamilton, Alabama.

Section 2. Any person or corporation committing an offense within the corporate limits of the City of Hamilton, Alabama; or within the police jurisdiction thereof, which is declared by a law or laws of the State of Alabama now existing or hereafter enacted to be a violation, shall be guilty of an offense against the City of Hamilton, Alabama.

Section 3. Any person or corporation committing within the corporate limits of the City of Hamilton, Alabama, or within the police jurisdiction thereof,

an offense as defined by Section 13A-1-2 of the Alabama Criminal Code, which offense is not declared by law or laws of the State of Alabama now existing or hereafter enacted to be a felony, misdemeanor, or violation, shall be guilty of an offense against the City of Hamilton, Alabama.

Section 4. Any person found to be in violation of Sections One (1), Two (2), or Three (3) of this ordinance shall, upon conviction, be punished by a fine of not less than One Dollar (\$1.00) nor more than Five Hundred Dollars (\$500.00) and/or may be imprisoned or sentenced to hard labor for the city for a period not exceeding six (6) months, at the discretion of the Court trying the case, unless otherwise provided by Section 5 of this ordinance. Any corporation found to be in violation of Sections One (1), Two (2), or Three (3) of this ordinance shall, upon conviction, be punished by a fine of not less than One Dollar (\$1.00) nor more than Five Hundred Dollars (\$500.00), at the discretion of the Court trying the case.

Section 5. Any person found to be in violation of Section 32-5A-191, Code of Alabama, 1975, as amended, shall, upon conviction, be punished by a fine of not more than Five Thousand Dollars (\$5,000.00) and/or may be imprisoned or sentenced to hard labor for not more than one year.

Section 6. Any ordinance heretofore adopted by the City Council of the City of Hamilton, Alabama, which is in conflict with this ordinance is hereby repealed to the extent of such conflict.

Section 7. If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding.

Section 8. This ordinance shall become effective on August 22, 1983.

Adopted and approved this the 22nd day of August, 1983.