

STATE OF GEORGIA

COUNTY OF GWINNETT

ORDINANCE O-76-08

AN ORDINANCE TO AMEND CHAPTER 30 OF THE CODE OF THE CITY OF BERKELEY LAKE, GEORGIA, ENTITLED "FIRE PREVENTION AND PROTECTION;" TO AMEND SECTION 30-6 TO INCREASE THE MAXIMUM FINE FOR VIOLATION FROM \$500 TO \$1,000; TO AMEND SECTION 30-6 TO PROVIDE THAT EACH DAY CONSTITUTES A SEPARATE VIOLATION; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR A REPEAL OF CONFLICTING PROVISIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF BERKELEY LAKE that Chapter 30 of the Code of the City of Berkeley Lake, Georgia is hereby amended by deleting Section 30-6, entitled "Penalties," in its entirety and substituting in lieu thereof a new Section 30-6 as follows:

Section 30-6. Penalties.

- (a) Any person who shall violate any of the provisions of the fire prevention code or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, shall for each such failure or violation or noncompliance, be punished by a fine not to exceed \$1,000.00 and costs, or by imprisonment not to exceed 60 days, or both, any and all of such penalties to be imposed in the discretion of the judge of the municipal court. Each day a violation occurs shall be considered a separate and distinct violation.
- (b) Any person found to be in violation of this chapter will be issued a citation and, if found guilty of such violation, shall be punished as provided for in this Code.

Severability

If any article, section, subsection, paragraph, clause, phrase, or provision of this ordinance shall be adjudged invalid or held unconstitutional, such decision shall not affect or invalidate the remaining portions of this ordinance.

Repeal of Conflicting Provisions

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Effective Date

This ordinance shall be effective upon its adoption by the Council of the City of Berkeley Lake.

SO ORDAINED, this 15th day of May, 2008.

LOIS SALTER, MAYOR
CITY OF BERKELEY LAKE

ATTEST:

TOM ROZIER
City Administrator

First Read: April 17, 2008
Second Read and Adoption: May 15, 2008