

STATE OF GEORGIA

COUNTY OF GWINNETT

ORDINANCE 0-78-08

AN ORDINANCE TO AMEND CHAPTER 34 OF THE CODE OF THE CITY OF BERKELEY LAKE, GEORGIA, ENTITLED "LICENSING AND BUSINESS REGULATION;" TO AMEND ARTICLE II, DIVISION 2 OF CHAPTER 34 WHICH REGULATES BODY ART STUDIOS AND ARTISTS; TO AMEND SUBSECTION (b) OF SECTION 34-100 TO INCREASE THE MAXIMUM FINE FOR VIOLATION FROM \$500 TO \$1000; TO AMEND SUBSECTION (b) OF SECTION 34-100 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 34, Article II, Division 2 of the Code of the City of Berkeley Lake, Georgia is hereby amended by deleting subsection (b) of Section 34-100, entitled "Enforcement," in its entirety and substituting in lieu thereof a new subsection (b) as follows:

Section 34-100. Enforcement.

(b) These rules, upon adoption by the city, shall be enforced by the county board of health as a duly adopted ordinance of the city. Any person violating any provision of these rules shall be guilty of violating a duly adopted ordinance of the city, and upon conviction in the municipal court of the city shall be punished by a fine not to exceed \$1,000.00, and / or by incarceration for a total term not to exceed 60 days, or both. Each day a violation occurs shall be considered a separate and distinct violation.

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All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.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 _____ day of _____, 2008.

LOIS SALTER, MAYOR
CITY OF BERKELEY LAKE

ATTEST:

TOM ROZIER
City Administrator

First Read:
Second Read and Adoption: