

**CITY OF BAYOU LA BATRE
ORDINANCE NO.: 2002-471**

AN ORDINANCE ADOPTING STATE OFFENSES

WHEREAS, the City Council of the City of Bayou La Batre, Alabama desires to provide for the safety, preserve the health, promote the prosperity and improve the morals, order, comfort and convenience of the citizens of the City of Bayou La Batre: and

WHEREAS, the City Council of the City of Bayou La Batre wishes to adopt offenses as prescribed by the State of Alabama;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BAYOU LA BATRE, ALABAMA AS FOLLOWS:

SECTION I. MISDEMEANOR

Any person, firm or corporation committing an offense within the corporate limits of the City of Bayou La Batre, Alabama, or within the police jurisdiction thereof, which is declared by 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 Bayou La Batre, Alabama.

SECTION II. VIOLATION

Any person, firm or corporation committing an offense within the corporate limits of the City of Bayou La Batre, Alabama, or within the police jurisdiction thereof, which is declared by the 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 Bayou La Batre, Alabama.

SECTION III. OFFENSE

Any person, firm or corporation committing an offense, as defined by Section 13A-1-2(10), Code of Alabama, 1975, within the corporate limits of the City of Bayou La Batre, Alabama, or within the police jurisdiction thereof, which is not declared by a law or laws if 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 Bayou La Batre, Alabama.

SECTION IV. PENALTY

Any person, firm or corporation found to be in violation of Section One (1), Two (2), or Three (3) of this ordinance shall, upon conviction, be punished in accordance with the provisions of section 11-45-9, Code of Alabama, 1975, as amended or may be amended from time to time hereafter.

SECTION V. PENALTY FOR OFFENSE DEFINED IN SECTION 32-5A-191

Any person found to be in violation of this ordinance for the commission of an offense as defined in Section 32-5A-191, Code of Alabama, 1975, as amended or may be amended from time to time hereafter, shall, upon conviction, be punished in accordance with the provisions of section 32-5A-191, Code of Alabama, 1975, as amended or may be amended.

SECTION VI. PENALTY FOR OFFENSE DEFINED IN SECTION 32-5A-191.3

Any person found to be in violation of this ordinance for the commission of an offense as defined in Section 32-5A-191.3, Code of Alabama, 1975, as amended or may be amended from time to time hereafter, shall, upon conviction, be punished in accordance with the provisions of section 32-5A-191.3, Code of Alabama, 1975, as amended or may be amended.

SECTION VII. REPEALER

Ordinance No.380 is hereby repealed in its entirety. All other City Ordinances or parts thereof in conflict with the provisions of this Ordinance, in so far as they conflict, are hereby repealed.

SECTION VIII. SEVERABILITY

The provisions of this Ordinance are severable. If any provision, section, paragraph, sentence or part thereof shall be held unconstitutional or invalid, such decision shall not affect or impair the remainder of the Ordinance, it being the legislative intent to ordain and enact each provision, section, paragraph, sentence and part thereof separately and independently of each other.

SECTION IX. EFFECTIVE DATE

This Ordinance shall become effective when published.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BAYOU LA BATRE, ALABAMA this 9th day of July, 2002.

CITY OF BAYOU LA BATRE



MAYOR STAN WRIGHT

ATTEST:


IMELDA McCLELLAN, CITY CLERK

**STATE OF ALABAMA)
COUNTY OF MOBILE)**

I, **IMELDA McCLELLAN**, City Clerk of the City of Bayou La Batre, Alabama, do hereby certify the foregoing to be a true and exact copy of an Ordinance approved and adopted by the City Council of the City of Bayou La Batre, Alabama, at its meeting held on the 9th day of July, 2002.


IMELDA McCLELLAN, CITY CLERK