

**CITY OF HAMPTON
STATE OF GEORGIA**

ORDINANCE NO. 2021-539

AN ORDINANCE TO AMEND CHAPTER 50 LAW ENFORCEMENT, ARTICLE II POLICE DEPARTMENT, SECTION 50-33 CHIEF OF POLICE, SUBSECTIONS (C)(7) AND (C)(9) OF THE CODE OF ORDINANCES OF THE CITY OF HAMPTON, GEORGIA; TO CHANGE THE WORDING TO BE GENDER NEUTRAL AND REFLECT THE CURRENT DEPARTMENT STRUCTURE; TO AMEND THE REQUIREMENTS FOR THE MONTHLY REPORT; TO PROVIDE FOR CODIFICATION; TO PROVIDE SEVERABILITY; TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES; TO PROVIDE AN ADOPTION AND EFFECTIVE DATE; AND TO PROVIDE FOR OTHER LAWFUL PURPOSES.

WHEREAS, the City of Hampton (hereinafter "City") is governed by the Mayor and Council; and

WHEREAS, the City desires to amend its ordinance to reflect gender neutral language and language that reflects the current make-up of the department; and

WHEREAS, the City desires to amend its ordinance regarding the requirements for the monthly report; and

THE COUNCIL OF THE CITY OF HAMPTON HEREBY ORDAINS:

SECTION 1. Code Section Amended. Chapter 50 of the Code of Ordinances of the City of Hampton, Georgia, entitled "Law Enforcement," Article II entitled "Police Department", Section 50-33 entitled "Chief of Police", Subsection (c)(7) is hereby amended by **deleting** Section 50-33(c)(7) so that as amended Section 50-33(c)(7) shall read as follows:

Sec. 50-33. – Chief of Police.

(c) Duties

(9) Oversee the conduct of the officers of the police force and to be held strictly responsible for such conduct and for the general good order of the department.

SECTION 2. Code Section Amended. Chapter 50 of the Code of Ordinances of the City of Hampton, Georgia, entitled “Law Enforcement,” Article II entitled “Police Department”, Section 50-33 entitled “Chief of Police”, Subsection (c)(9) is hereby amended by **deleting** Section 50-33(c)(9) so that as amended Section 50-33(c)(9) shall read as follows:

Sec. 50-33. – Chief of Police.

(c) Duties

(9) Submit a monthly report to the city manager outlining the number and type of arrests for state offenses and the number and type of cases involving violations of municipal ordinances.

Section 3. The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 4. This Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City of Hampton.

Section 5. This Ordinance shall take effect immediately upon its adoption. All Ordinances in conflict herewith are expressly repealed. It is the intention of the governing body, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, City of Hampton, Georgia, and the sections of this Ordinance may be renumbered, if necessary, to accomplish such intention.

Section 6.

- a. It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.
- b. It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause and phrase of this Ordinance is severable from every other, section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.
- c. In the event that any phrase, clause, sentence, paragraph or Section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or Sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and Sections of the Article shall remain valid, constitutional, enforceable, and of full force and effect.

Section 7. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 8. The effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.


SO ORDAINED, this 13th day of April, 2021.

CITY OF HAMPTON, GEORGIA



STEVE HUTCHISON, Mayor

ATTEST:



MELISSA BROOKS, City Clerk

APPROVED AS TO FORM:



L'ERIN BARNES WIGGINS, City Attorney

First Reading: 3/9/21

Second Reading/
Adoption: 4/13/21

