

ADOPTING ORDINANCE

AN ORDINANCE OF THE CITY OF PEMBROKE, GEORGIA, ADOPTING AND ENACTING A NEW CODE FOR PEMBROKE, GEORGIA: ESTABLISHING THE SAME; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN, EXCEPT AS HEREIN EXPRESSLY PROVIDED; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE; PROVIDING CERTAIN PENALTIES; AND FOR OTHER PURPOSES.

The City Council of the City of Pembroke, Georgia, hereby ordains:

Section 1 The document entitled "Code of the City of Pembroke, Georgia," a copy of which accompanies this ordinance and is incorporated herein and made a part hereof, is hereby adopted and shall be treated and considered as a new and original comprehensive ordinance.

Section 2 All ordinances and resolutions of a general and permanent nature of this city enacted on final passage on or before October 10, 2005 and not in the code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of this ordinance, except as hereinafter provided.

Section 3 The repeal provided for in section 2 hereof shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance; nor shall this repeal affect any ordinance or resolution of the city promising or guaranteeing the payment of money by or to the city, or authorizing the issuance of any bonds of the city, or any evidence of the city's indebtedness, or any contract or obligation assumed by the city; nor shall this repeal affect any rights or franchise granted by any ordinance or resolution of the city to any person, firm or corporation; nor shall this repeal affect any ordinance or resolution dedicating, naming, establishing, locating, relocating, opening, paving, widening, vacating, etc., any street or public way in the city; nor shall this repeal affect the present annual appropriation of the city; nor shall this repeal affect any ordinance or resolution levying or imposing charges, fees or taxes now due or accrued; nor shall this repeal affect any zoning ordinance of the city or amendments thereto; nor shall this repeal be construed to revive any ordinance or resolution or part thereof that has been repealed by a subsequent ordinance or resolution which is repealed by this ordinance.

Section 4 The provisions appearing in this code, so far as they are the same as provisions of ordinances and resolutions existing at the time of the effective date of this code, are intended, and shall be considered as continuations thereof and not as new enactments.

Section 5 Any and all additions or amendments to the code, when passed in such form as to indicate the intention of the city council to make the same a part thereof, shall be deemed to be incorporated into the code so that reference to "The Code of the City of Pembroke, Georgia," shall be understood and intended to include such additions and amendments.

Section 6. A copy of the code shall be kept on file in the office of the city clerk, and preserved in loose-leaf form, or in such other form as the city clerk may consider most expedient. It shall be the express duty of the city clerk or someone authorized by the city clerk, to insert in their designated places all amendments, ordinances or resolutions which indicate the intention of the city governing authority to make those provisions a part of the code, when those provisions have been reprinted in page form, and to extract from the code all provisions which may be from time to time repealed. A copy of the code shall be available for all persons desiring to examine it and shall be considered the official code of the city.

Section 7 As pages of the code are replaced because the matter contained on them shall have been repealed, amended or otherwise shall have been superseded or rendered obsolete or inoperative, the city clerk shall retain copies of the pages of the code so superseded, rendered obsolete or otherwise rendered inoperative in a file so that the former provisions of the code may be readily available and easily found. The purpose of this section is to permit anyone desiring to do so to ascertain the precise status of any section of the code as of any given date.

Section 8 In case of the amendment of any section of the code for which a penalty is not provided, the general penalty as provided in the city charter or the code shall apply to the section as amended; or in case the amendment contains provisions, for which a penalty, other than the aforementioned general' penalty, is provided in another section in the same chapter, the penalty so provided in the other section shall be held to relate to the section so amended, unless the penalty is specifically repealed therein.

Section 9. It shall be unlawful for any person, firm or corporation to change or amend by additions or deletions, any part or portion of the code, or to insert or delete pages or portions thereof, or to alter or tamper with the code in any manner whatsoever which may cause the law of the city to be misrepresented thereby.

Section 10. All ordinances or parts of ordinances in conflict herewith are, to the extent of any conflict, hereby repealed.

Section 11. This ordinance shall be in force and take effect on October 10, 2005

Adopted this _____ day of _____, 2005

Judy B. Cook, Mayor

Betty Hill, Clerk