

ORDINANCE NO.

AN ORDINANCE TO ESTABLISH THE MUNICIPAL COURT AS A DEPARTMENT OF THE CITY; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, The City of Forest Park (“City”) is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with being fiscally responsible concerning the use and expenditure of all public funds;

WHEREAS, it is proposed that the administrative functions of the Municipal Court be established as a formal department of the City; and

WHEREAS, the City Council finds that the foregoing action is necessary and beneficial to its citizens and to the efficient operation of the City.

NOW THEREFORE, THE COUNCIL OF THE CITY OF FOREST PARK HEREBY ORDAINS:

Section 1. That Section 2-3-1 of Code of Ordinances, City of Forest Park, Georgia is hereby amended deleting said section in its entirety and replacing it with the following in lieu thereof:

“Sec. 2-3-1. - Departments established.

(a) The following departments of the city are hereby established:

- (1) Economic Development;*
- (2) Finance;*
- (3) Fire;*
- (4) Human Resources;*
- (5) Planning, Building and Zoning;*
- (6) Public Works;*
- (7) Police;*
- (8) Recreation and Leisure Services;*
- (9) Technology services;*

(10) *Municipal Court; and*

(11) *Code Enforcement.*

(b) *Each department may be headed by a director who shall exercise such powers and perform such duties as provided by law or as prescribed from time to time by the City Manager. Department directors shall report to the City Manager.”*

Section 2. The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. (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 or 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 Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 5. Penalties in effect for violations of the City of Forest Park at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

Section 6. The effective date of this Ordinance shall be its date of adoption.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

ORDAINED this 6th day of November, 2023.

CITY OF FOREST PARK, GEORGIA

Mayor

ATTEST:

Clerk

APPROVED AS TO FORM:

City Attorney