

**AN ORDINANCE ENACTING AN AMENDMENT TO THE CODE OF ORDINANCES TO ASSESS A TECHNOLOGY SURCHARGE FOR VIOLATIONS OF CERTAIN PROVISIONS OF THE CODE OF ORDINANCES, TO PROVIDE FOR UTILIZATION OF THE SURCHARGE AND FOR OTHER PURPOSES**

**WHEREAS**, the City of Lavonia has leased certain computer software from the Georgia Municipal Association for use by the Lavonia Police Department; and,

**WHEREAS**, certain costs incurred by the City of Lavonia and the Lavonia Police Department in utilizing the computer software should be borne by violators of the City of Lavonia's ordinances,

The Council of the City of Lavonia hereby ordains:

- I. Section 2.24.020 of the Code of Ordinances of the City of Lavonia is amended to add the following language:

In addition a municipal court technology surcharge in the amount of \$16.00 per offense for all municipal offenses except seatbelt violations, child restraint violations, and child safety violations shall be imposed by the Municipal Court. This surcharge shall be utilized exclusively for the operation of the Municipal Court and/or the City of Lavonia Police Department.

- II. SHOULD ANY SECTION OR PROVISION OF THIS ORDINANCE BE DECLARED BY A COURT OF COMPETENT JURISDICTION TO BE UNCONSTITUTIONAL OR INVALID SUCH DECLARATION SHALL NOT AFFECT THE VALIDITY OF THE ORDINANCE AS A WHOLE OR ANY PART THEREOF OTHER THAN THE PART SO DECLARED TO BE UNCONSTITUTIONAL OR INVALID. ALL RESOLUTIONS AND ORDINANCES AND PARTS OF RESOLUTIONS AND ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE ARE HEREBY REPEALED.

- III. This ordinance will become effective upon adoption by the city council as provide by the Charter of the City of Lavonia.

It is so ordained and approved by vote of the City Council of the City of Lavonia this \_\_\_5th\_\_\_ day of \_\_\_April\_\_\_, 2004.

This ordinance shall become effective \_\_\_\_\_, 2004.

Approved:

\_\_\_\_\_  
Ralph Owens, Mayor

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Council Member Don Canady

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Council Member Larry E. Floyd, Jr.

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Council Member Jason K. Macomson

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Council Member Kay McGlennen

Attest:  
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Read first time: January 5, 2004

Read second time and adopted: April 5, 2004

{Commentary: This ordinance provides for collection of a \$16.00 fee added to all offenses to help offset the costs of the leasing of new software for the police department. }