

AN ORDINANCE 21-114
ENTITLED

AN ORDINANCE ADOPTED PURSUANT TO THE PROVISIONS OF TITLE 36, CHAPTER 35 OF THE OFFICIAL CODE OF GEORGIA ANNOTATED, AS AMENDED, AMENDING SECTION 8A OF THE CHARTER OF THE CITY OF ALBANY RE DIRECTOR OF ALBANY CODE ENFORCEMENT DEPARTMENT; REPEALING PRIOR ORDINANCES AND CHARTER PROVISIONS IN CONFLICT AND FOR OTHER PURPOSES.

WHEREAS, it is in the best interest of the City of Albany to delete certain provisions of Section 8A of the City Charter as depicted in Section 1 below; and

WHEREAS, it is in the best interest of the City of Albany that hereafter Section 8A will read as depicted in Section 2 below,

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Albany, Georgia and it is hereby ordained by authority of same:

SECTION 1. Sec. 8A. - Director of Albany Code Enforcement Department.

The director of the code enforcement department shall have the power, authority, and responsibility to discharge the duties of a department head of a law enforcement agency as defined by the Official Code of Georgia, Annotated § 35-8-2(4) [O.C.G.A. § 35-8-2(4)] and, in addition thereto, shall perform such other duties as the city manager and/or board of city commissioners may from time to time prescribe. The department is responsible for enforcing all city ordinances, particularly building and zoning ordinances, environmental ordinances, business license (occupation tax) ordinances and the false alarm ordinance. The code enforcement department shall be established as a law enforcement unit as defined by the Official Code of Georgia, Annotated § 35-8-2(7) [O.C.G.A. § 35-8-2(7)]. The department is also responsible to fulfill the code enforcement functions for Dougherty County as agreed to by House Bill 489 Service Delivery agreements, and therefore has authority to perform said duties in the unincorporated area of Dougherty County.

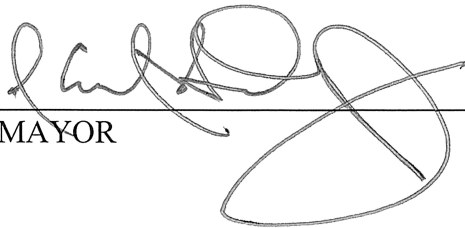
SECTION 2. Sec. 8A. - Director of Albany Code Enforcement Department.

The director of the code enforcement department shall have the power, authority, and responsibility to discharge the duties of a department head. The director shall perform such other duties as the city manager and/or board of city commissioners may from time to time prescribe. The department is responsible for

enforcing all city ordinances, particularly building and zoning ordinances, environmental ordinances, business license (occupation tax) ordinances and the false alarm ordinance. The department is also responsible to fulfill the code enforcement functions for Dougherty County as agreed to by House Bill 489 Service Delivery agreements, and therefore has authority to perform said duties in the unincorporated area of Dougherty County.

SECTION 3. Pursuant to the provisions of §36-35-3 of the Official Code of Georgia Annotated, this Ordinance shall become effectively immediately upon its adoption by the Board of Commissioners of the City of Albany, Georgia at two regularly scheduled consecutive meetings and after compliance with all of the provisions of the Municipal Home Rule Act of 1965, as amended.

SECTION 4. All Ordinances, or parts of Ordinances, and all Charter provisions, or parts of Charter provisions, in conflict herewith are repealed.


MAYOR

ATTEST:


CITY CLERK

Adopted:

1st reading: *April 27, 2021*

2nd reading: *May 25, 2021*

1st Reading Introduced By: *Chad Warbington*

2nd Reading Introduced By: *Chad Warbington*

