

ORDINANCE NO. 179-2004

**ORDINANCE ADOPTING STATE MISDEMEANORS, VIOLATIONS AND OFFENSES  
AS MUNICIPAL ORDINANCE VIOLATIONS**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BROOKWOOD,  
ALABAMA AS FOLLOWS:

Section 1. Any person or corporation committing an offense within the corporate limits of the Town of Brookwood, Alabama, or within the police jurisdiction thereof, which is declared by a law or laws of the State of Alabama now existing or hereafter enacted to be a misdemeanor, shall be guilty of an offense against the Town of Brookwood, Alabama.

Section 2. Any person or corporation committing an offense within the corporate limits of the Town of Brookwood, Alabama, or within the police jurisdiction thereof, which is declared by a law or laws of the State of Alabama now existing or hereafter enacted to be a violation, shall be guilty of an offense against the Town of Brookwood, Alabama.

Section 3. Any person or corporation committing within the corporate limits of the Town of Brookwood, Alabama, or within the police jurisdiction thereof, an offense as defined by Section 32A-1-2 of the Alabama Criminal Code, which offense is not declared by a law or laws of the State of Alabama now existing or hereafter enacted to be a felony, misdemeanor or violation, shall be guilty of an offense against the Town of Brookwood, Alabama.

Section 4. Any person found to be in violation of Sections One (1), Two (2), or Three (3) of this ordinance shall, upon conviction, be punished by a fine of not less than One Dollar (\$1.00) nor more than Five Hundred Dollars (\$500.00) and /or may be imprisoned or sentenced to hard labor for the town for a period not exceeding six (6) months, at the discretion of the Court trying the case, unless otherwise provided by Section 5 of this ordinance. Any corporation found to be in violation of Sections One (1), Two (2), or Three (3) of this ordinance shall, upon conviction, be punished by a fine of not less than One Dollar (\$1.00) nor more than Five Hundred Dollars (\$500.00), at the discretion of the Court trying the case.

Section 5. Any person found to be in violation of this ordinance for the commission of an offense as defined in Section 32-5A-191, Code of Alabama, 1975, as amended, shall, upon conviction, be punished in accordance with the provisions of that statute, provided, however, that no fine shall exceed Five Thousand Dollars (\$5,000.00) and no sentence of imprisonment or hard labor shall exceed one year.

Section 6. Any Ordinance heretofore adopted by the Town Council of the Town of Brookwood, Alabama, which is in conflict with this Ordinance is hereby repealed to the extent of such conflict.

Section 7. If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

Section 8. This Ordinance shall become effective on July 20, 2004.

**ORDAINED** this the 23 day of July 2004.

**TOWN OF BROOKWOOD**

Alton C. Hyche  
**Alton Hyche, Mayor**

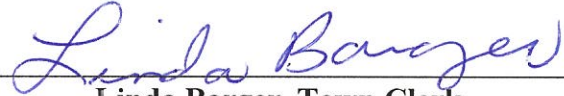
ATTEST: Linda Barger  
Town Clerk

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: June 21, 2006  
BONDED TERM: NOTARY PUBLIC UNDERWRITING

**CERTIFICATE OF POSTING**

I hereby certify that the above and foregoing Resolution was posted on the 23  
day of July 2004 at the following locations:

1. Brookwood Town Hall
2. Ken's (C) Store
3. Brookwood Shell
4. Hometown Grocery

  
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**Linda Barger, Town Clerk**