

**CITY OF BAYOU LA BATRE
ORDINANCE NO.: 2002-470**

**AN ORDINANCE TO PROHIBIT AND PENALIZE CARELESS DRIVING WITHIN
THE CITY LIMITS AND POLICE JURISDICTION OF THE CITY OF BAYOU LA
BATRE**

WHEREAS, the CITY OF BAYOU LA BATRE deems it in the interest of public safety and for the benefit of the citizens of the CITY OF BAYOU LA BATRE that a policy prohibiting and penalizing the act of careless driving within the city limits and police jurisdiction of the City be adopted.

NOW THEREFORE, BE IT ORDAINED BY MAYOR AND COUNCIL OF THE CITY OF BAYOU LA BATRE, ALABAMA, AS FOLLOWS:

SECTION ONE: CONDUCT PROHIBITED

(a) It shall be unlawful, and an offense against the CITY OF BAYOU LA BATRE for any person who shall, upon the public streets within the city limits and/or the police jurisdiction of the CITY OF BAYOU LA BATRE, operate a motor vehicle, bicycle or vehicle of any kind or character, carelessly or negligently so as to endanger or be likely to endanger any property or the life or limb of any person.

(b) Any person operating a motorized vehicle in excess of twenty (20) miles per hour over the posted speed limit shall constitute a prima facie offense of careless driving.

SECTION TWO: PENALTY FOR VIOLATION

That any violation of this ordinance shall be punishable by a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00) and or a period of incarceration not to exceed thirty (30) days in the CITY OF BAYOU LA BATRE Jail.

**SECTION THREE: REPEAL OF CONFLICTING CODE
SECTIONS AND ORDINANCES**

That Ordinance 2001-448 is expressly repealed and any ordinance or parts of ordinances heretofore adopted by the City Council of the City of Bayou La Batre that are inconsistent with the provision of this Ordinance are hereby repealed.

SECTION FOUR: SEVERABILITY

If any article, section, sentence, clause or phrase in this Ordinance is, for any reason, held to be invalid or unconstitutional by declaration of any Court of competent jurisdiction, such declaration shall not affect the validity of the remaining portions of this Ordinance.

SECTION FIVE: EFFECT OF ORDINANCE

This Ordinance shall be in full force and effect from and after its adoption and publication as required by law. This Ordinance applies to property within the city limits and police jurisdictions of the City of Bayou La Batre, Alabama and shall be in force and effect therein.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BAYOU LA BATRE, ALABAMA, THIS THE 9TH DAY OF JULY, 2002.



STAN WRIGHT, MAYOR

ATTEST:



IMELDA B. McCLELLAN, CLERK

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STATE OF ALABAMA)
COUNTY OF MOBILE)

I, **IMELDA B. McCLELLAN**, City Clerk of the City of Bayou La Batre, Alabama, do hereby certify the foregoing to be a true and exact copy of an Ordinance approved and adopted by the City Council of the City of Bayou La Batre, Alabama, at its meeting held on the 9TH day of July, 2002.


IMELDA B. McCLELLAN, CITY CLERK