

AN ORDINANCE

No. 465

AN ORDINANCE CREATING OFFICE OF RECORDER

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROANOKE, ALABAMA as follows:

SECTION 1. That there be and there is hereby established the Recorder's Court in the City of Roanoke, Alabama;

SECTION 2. That there be and there is hereby established the Office of Rocorder in the City of Roanoke, Alabama;

SECTION 3. It shall be the duty of the Recorder to keep his office in the City of Roanoke, Alabama, and the Council Chamber Room in the City of Roanoke, Alabama, is hereby provided for the use of the Recorder. The Recorder shall hear and determine all cases for the breach of the Ordinances and by-laws of the City of Roanoke, Alabama, that may be brought before him, including all offenses committed within the corporate limits of said City or within the police jurisdiction thereof, and he shall make report at least once a month of all fines, penalties and forfeitures imposed by him or by any Councilman in his stead. Such Recorder is especially vested with and may exercise in the City and within the police jurisdiction thereof, full jurisdiction in criminal and quasi criminal matters and may impose the penalties prescribed by the Ordinance for the violation of Ordinances and by laws of said City, and shall have the power of an Ex-Officio Justice of the Peace, except in civil matters, as provided by the Alabama Code of 1940.

In the absence from the City, death, disability or inability

AHA217

of the Recorder, and Councilman may act as such recorder with his full power and authority. The recorder may administer oaths and issue warrants of arrest.

SECTION 4. Such Recorder shall have all the power and authority authorized or vested in him by virtue of the Alabama Code of 1940, and amendments thereto.

SECTION 5. All persons tried and convicted in the Recorder's Court herein created shall have the right of appeal to the Circuit Court of Court of like jurisdiction by giving bond, with good and sufficient sureties, payable to the City of Roanoke, Alabama, to be approved by the Recorder or officer trying the case, or should such Recorder or officer trying the case be prevented, by absence from the City, death or other disability, from approving such bond, such bond may be approved by the City Clerk, conditioned to be void if the defendant appears from term to term of said Court until discharged by law to answer said charge, but unless such bond be given within five days from the date of the judgement, no appeal shall be allowed from such judgement. An appeal bond for more than \$300.00 shall in no case be required, except when sitting as a committing magistrate.

SECTION 6. The Recorder may administer oaths, compel the attendance of witnesses and compel the production of books and papers, and may punish by fine not exceeding \$10.00 and imprisonment not exceeding twenty-four hours any person in contempt of court.

SECTION 7. Lewis H. Hamner is hereby elected to the office of Recorder as provided herein, and he shall hold such office not longer than the term of the present council, but may

be removed for good cause. In the event of his resignation, death or removal the council may elect another in his stead, in accordance with Section 4 herein.

SECTION 8. If any section or provision of this Ordinance be declared invalid it shall not affect the remaining sections or provisions.

Adopted and approved on this the 23rd day of January, 1961.

K. L. Hooper
K. L. Hooper, Mayor

Authenticated by:

Olin E. Sheppard
Olin E. Sheppard, City Clerk

I, Olin E. Sheppard, hereby certify that the above and foregoing Ordinance No. 465 was passed and adopted by the Mayor and City Council of the City of Roanoke, Alabama, on the 23rd day of January, 1961, and was herein recorded and was published in the Roanoke Leader, a newspaper of general circulation in the City of Roanoke, Alabama, on the 26th day of January, 1961 and the 2nd day of February, 1961.

Olin E. Sheppard
Olin E. Sheppard, City Clerk
City of Roanoke, Alabama

AN ORDINANCE

No. 466

An Ordinance to levy a garbage collection fee, the amount thereof, the time and place of payment thereof, and the regulations and requirements thereof, and to provide the penalty for the non-compliance of the same, in the City of Roanoke, Alabama.

ALIA217