

**ORDINANCE # 2019-10**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SMYRNA TO  
AMEND ITS CODE OF ORDINANCES TO SECTION 34-38 (a) TO AMEND THE  
SURCHARGE AMOUNT PER OFFENSE TO UPGRADE COURT SOFTWARE

**WHEREAS**, the Municipal Court of the City of Smyrna has jurisdiction over certain  
misdemeanor offenses and city ordinance violations for which fines are collected; and:

**WHEREAS**, section 41 of the Charter of the City of Smyrna authorizes the Mayor and  
Council to enact and enforce ordinances imposing penalties on those found in violation of  
laws and ordinances.

**NOW, THEREFORE, BE IT ORDAINED AND RESOLVED BY THE CITY OF  
SMYRNA, A GEORGIA MUNICIPAL CORPORATION, AND BY THE  
AUTHORITY OF THE SAME THAT THE CODE OF ORDINANCES OF THE  
CITY OF SMYRNA, GEORGIA BE AMENDED BY ADDING TO CHAPTER 34,  
COURTS, SECTION 34-38 AUTHORITY TO ESTABLISH A MUNICIPAL  
COURT TECHNOLOGY SURCHARGE:**

**Section 34-38 (a)**: There shall be imposed by the Municipal Court a Technology  
Surcharge in the amount of \$6.50 per offense, for all offenses except O.C.G.A. Sections  
40-8-76 and 40-8-76.1, or any other violation for which a tax or surcharge is prohibited  
and; said Technology Surcharge to be in addition to all other fines, fees, and surcharges  
imposed by the Municipal Court and documented in the bond/fine schedule.

(b): All revenue derived from the Technology Surcharge shall be utilized by the  
City to provide for technology support for either City Law Enforcement, Probation  
functions or Municipal Court functions.

All Ordinances or parts of Ordinances in conflict with the above are hereby  
repealed.

Ordinance 2019-10  
Technology Fund Surcharge Amendment

This Ordinance shall become effective upon the date of its adoption set forth below.

Severability: Should any section of this Ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

**Approved by Mayor and Council this 15<sup>th</sup> day of April 2019.**

Attest:

\_\_\_\_\_  
A. Max Bacon, Mayor

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Terri Graham, City Clerk  
City of Smyrna

Approved as to form:

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Scott Cochran, City Attorney  
City of Smyrna