

ORDINANCE NO. 1048

AN ORDINANCE PROHIBITING UNAUTHORIZED WEARING OF UNIFORMS OR BADGES OR MARKING OF VEHICLES THAT GIVE THE APPEARANCE OF BEING THOSE USED BY THE CITY OF ROSWELL POLICE DEPARTMENT; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, it is necessary that the City of Roswell Police Department personnel and motor vehicles be identified by distinctive uniforms, badges, and insignias in order that they may be readily recognized, and

WHEREAS, the presence of uniforms, badges, and insignias closely resembling the official ones of the Police Department would cause confusion and result in actions of persons not in the Police Department being erroneously attributed to the Police Department and would otherwise pose a hazard to the citizens of Roswell, and

WHEREAS, the City Council has determined that the regulation of persons using uniforms, badges, and insignias closely resembling those officially used by the City of Roswell Police Department is necessary to the well being and safety of the citizens of the City,

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY, THE CITY COUNCIL, OF THE CITY OF ROSWELL, that the following provisions are hereby approved and adopted as an ordinance of the City of Roswell:

1. Unauthorized wearing of uniform or badge; unauthorized marking of motor vehicle; penalty.

A. Unauthorized wearing of uniform or badge consists of the wearing, without authorization by the City of Roswell, of a uniform or badge or both whose material, color or design, or any combination of them, is such that the wearer appears to be a member of the City of Roswell Police Department.

B. Unauthorized marking of motor vehicle consists of the marking, using, possessing or owning or requiring the marking or using, without authorization by the board, of a motor vehicle whose insignia, color or equipment, or any combination of them, is such that the motor vehicle appears to be a City of Roswell Police Department motor vehicle.

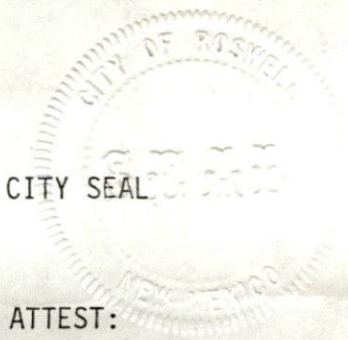
C. Whoever commits unauthorized wearing of uniform or badge or unauthorized marking of motor vehicle is guilty of a petty misdemeanor.

2. Repealer. All ordinances, parts of ordinances or fee schedules in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

3. Severability. If any section, paragraph, clause, or provision of this ordinance for any reason shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any other part of this ordinance.

4. Effective Date. This ordinance shall be and become effective five days after its publication.

1980. PASSED, ADOPTED, SIGNED AND APPROVED on 13 NOVEMBER,



L. C. Stiles
L. C. STILES, Mayor

ATTEST:

Sarah L. Carter
Sarah L. Carter, City Clerk