

AN ORDINANCE OF THE CITY OF PEACHTREE CORNERS, GEORGIA, TO AMEND THE CITY OF PEACHTREE CORNERS CODE OF ORDINANCES CHAPTER 2, ADMINISTRATION, BY ADDING ARTICLE X, CITY MARSHAL'S OFFICE, TO ESTABLISH THE OFFICE OF THE CITY MARSHAL, TO REPEAL ALL CONFLICTING ORDINANCES, SETTING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

WHEREAS the City of Peachtree Corners ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia; and

WHEREAS the duly elected governing authority of the City is the Mayor and Council thereof ("City Council"); and

WHEREAS pursuant to O.C.G.A. § 36-35-3(a), the governing authority of each municipality has the legislative power to adopt clearly reasonable ordinances, resolutions, and regulations relating to its property, affairs, and local government; and

WHEREAS the Mayor and City Council have determined the establishment of a City Marshal's Office is in the best interest of the City to protect the health, safety, and welfare of its residents, businesses, and guests; and

WHEREAS the Mayor and Council desire to establish the City Marshal's Office and set forth the role and duties of said office;

NOW THEREFORE, IT IS HEREBY ORDAINED by the governing authority of the City of Peachtree Corners, Georgia as follows:

Section 1: The City of Peachtree Corners Code of Ordinances shall be amended by adding Article X (City Marshal's Office) to Chapter 2 (Administration) so that it shall appear and read as follows:

Article X. – CITY MARSHAL'S OFFICE

Sec. 2-302. – Office established; requirements; powers of arrest; duties and responsibilities; position.

(a) *Office established.* There is hereby established the city marshal's office. The purpose of this section is to do all things necessary for the city marshal's office to be recognized as a law enforcement agency or unit of the state and certified within the standards of the Georgia Peace Officer Standards and Training Act (POST Act) as provided in O.C.G.A. 35-8-1 et seq.

(b) *Requirements.* The requirements for the city marshal's office shall be as follows:

(1) All officers hired as a marshal shall be and shall maintain POST Certification, or in the event a person is not POST Certified on the date of hire, he or she shall have 12 months from

the date of hire to become POST Certified.

(2) All officers hired as a marshal must be at least 19 years of age, have a high school diploma or GED, and a valid state driver's license.

(3) All officers hired as a marshal must be of good moral character and standing in the community which shall require that no officer shall have any convictions of any misdemeanor involving moral turpitude or any convictions of any felony.

(c) *Powers of arrest.* An officer of the marshal's office shall have the power of arrest in the enforcement of all ordinances of the City of Peachtree Corners and laws of the State of Georgia.

(d) *Duties and responsibilities.*

(1) To enforce all ordinances enacted by the mayor and council of the city.

(2) To issue warnings, notices of violations, summons, and citations for violation of state laws and city ordinances.

(3) To serve warnings, notices of violation, summons, citations, subpoenas, orders, and other process issued by authority of the city and laws of the state.

(4) To investigate and collect evidence of ordinance violations.

(5) To respond to complaints of alleged ordinance violations.

(6) To appear and testify in court.

(7) To perform any follow-up work that may be necessary.

(8) To ensure proper collection of fines.

(9) To coordinate enforcement efforts concerning any department or division of the city as may be deemed necessary.

(10) To perform any other duties, including arrests for state law violations, as permitted and allowed under state law.

(11) To coordinate any outsourced public safety functions and serve as a law enforcement liaison between federal, state, county, city, or private agencies.

(12) To work in coordination with the city attorney's office on behalf of the city.

(e) *Placement of position.* All employees within the city marshal's office shall be at will employees of the city, serving at the direction of the city manager, and may be removed at any time and for any reason without cause in the city manager's sole discretion.

(f) *Jurisdiction.* The jurisdiction of the city marshal's office shall be the entire incorporated area of the City of Peachtree Corners, Georgia.

(g) *Chief Marshal.*

(1) There is created in the city marshal's office the position of chief marshal, which position shall be appointed by the city manager. Each additional officer in the city marshal's office shall be a deputy marshal.

- (2) With prior approval of the city manager, the chief marshal shall be responsible for developing office policy and organization and shall be responsible for supervising all employees within the city marshal's office and shall also be responsible for the promulgation of all rules and regulations for the conduct, management, and control of the city marshal's office.

Section 2. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

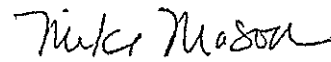
SO ORDAINED AND EFFECTIVE, this 25th day of July 2023

ATTEST:



Kym Chereck, City Clerk
(SEAL)

APPROVED:



Mike Mason, Mayor

