

ORDINANCE NO. 5-93

AN ORDINANCE OF THE CITY OF HAHIRA TO PROVIDE FOR THE REQUIRED INSTALLATION OF CAMERA SURVEILLANCE IN CERTAIN RETAIL ESTABLISHMENTS

WHEREAS, it is recognized that certain retail business establishments selling alcoholic beverages, beer or malt beverages for off premises consumption provide a high level of exposure to the commission of criminal acts endangering the safety of the employees and the patrons of said establishments, and

WHEREAS, it has been determined that certain security devices in the form of surveillance cameras at said establishments serve as a deterrent to the commission of said criminal acts and also assist law enforcement personnel in the apprehension of persons committing said criminal acts;

NOW, THEREFORE, for the purpose of preserving the public health, safety and welfare of the citizens of Hahira, BE IT ORDAINED by the Hahira City Council and it is hereby ordained by the authority of the same as follows:

Section 1:

Any retail business establishment licensed by the City of Hahira to engage in the sale of alcoholic beverages, beer or malt beverages by the package for off-premise consumption is required to install security cameras of a type and number approved by the Chief of Police. In addition, the location of all such cameras shall be approved or determined by the Chief of Police or his designee.

Section 2:

(a) Cameras meeting the requirements of this section

must be capable of producing a retrievable image on film or tape that can be enlarged through projection or other means. Cameras meeting the requirements of this section shall be maintained in proper working order at all times and shall be subject to random inspection by the Chief of Police or his designee.

(b) If the system camera used is a still frame camera, it must contain the following equipment capabilities:

1. Automatic still frame
2. Capable of being concealed
3. Remote activation
4. Quiet activation
5. Must be 35 mm
6. Produce good quality photographs
7. Must use color film
8. Must have automatic focus
9. Easily accessible for maintenance checks, film loading, etc.
10. Capable of showing signs or signals of activation covertly
11. Film used must be 400 asa or higher and in color, 24 frames
12. Must have wide-angle capacity
13. Such other functions as may be specified by the Chief of Police

(c) If the system camera is a still video system, it must be capable of the following:

1. All components must be compatible to produce sharp, detailed, still-frame video images in color
2. The recorder shall be of a time-lapse video, still-frame type

3. The video printer shall print color photographs within twenty-four (24) hours of activation
4. Remote activation
5. Quiet activation
6. Color photographs
7. Such other functions as may be specified by the Chief of Police

Section 3:

Retail establishments required to install the camera security system shall be responsible for the maintenance and daily check of said systems and to insure that said system is functioning at all times when employees are present. It shall also be the responsibility of the establishment to have on hand at all times the correct film type and batteries for the continuous proper operation of all security cameras as hereinabove required.

Section 4:

(a) In the event of any criminal activity occurring in any establishment containing a security camera, the film shall be given to the Hahira Police Department for developing and processing in the event a still-frame camera is used. Under such circumstances, the film shall become the property of the Hahira Police Department and shall be retained by it for its use in investigation of said criminal activity and prosecution of any person committing such criminal activity.

(b) In the event of any criminal activity occurring in any establishment containing a security camera which is a still-video system, the film or tape shall be given to the Hahira Police Department for developing and processing. Under such

circumstances, the film or tape shall become the property of the Hahira Police Department and shall be retained by it for its use in investigation of said criminal activity and prosecution of any person committing such criminal activity.

Section 5:

Any establishment licensed to engage in the sale of alcoholic beverages, beer or malt beverages by the package for off-premises consumption having two or more employees on duty at all times in the area where cash registers are located during the hours of operation are hereby exempt from compliance with this ordinance.

Section 6:

Violation of any provisions of this ordinance shall constitute an offense hereunder and shall be punishable as follows:

(1) First Offense:

(a) A fine of \$200.00

(b) Suspension of alcoholic, beer or malt beverage licenses for a period of 30 days or until retail businesses comply with this ordinance whichever is longer, or both.

(2) Second Offense: For the second violation occurring within 365 calendar days of the previous violation:

(a) A fine of \$200.00

(b) Suspension of alcoholic, beer or malt beverage licenses for a period of sixty (60) days, or until retail businesses comply with this ordinance, whichever is longer, or both.

Section 7:

All business establishments required by this ordinance to install security cameras as herein required shall come into full compliance within sixty (60) days of the date of adoption of this

ordinance.

Section 8:

A copy of this ordinance shall be mailed by certified mail to the owner, operator or other person acting as the chief executive officer of each establishment required by this ordinance to install security cameras.

Section 9:

All ordinances or parts of ordinances in conflict herewith are repealed.

ENACTED this 7th day of October, 1993.



Mayor



City Clerk