

5-31

ORDINANCE NO. 10

AN ORDINANCE TO PROVIDE FOR ABATEMENT OF SMOKE,
SOOT, FUMES AND GASES.
EXHIBIT A.

BE IT ORDAINED By the Council of the City of Vincent, Alabama
as Follows:

SECTION 1. DEFINITIONS. The following words, terms and phrases, wherever used in this ordinance, including this section, shall have the meanings ascribed to them respectively in this section, unless the context plainly indicates otherwise or that a more restricted or extended meaning is intended.

"Boiler". A device or contrivance consisting in part of one or more water containers and of a furnace designed for production of heat for heating of water in such container or containers.

"Chart 3 Shade". The shade of Chart 3 of Ringelmann's Scale for grading the density of smoke as published by the Federal Bureau of Mines.

"Cold Locomotive". A locomotive from the furnace or firebox of which fire has been withdrawn or in the furnace or firebox of which fire has been extinguished. "Fuel Burning Equipment". Stove, furnace, boiler, oven or vessel with chamber or space for combustion of fuel, whether with or without connected stack.

"High Voltage Fuel". Fuel with a voltage content of 20% or more on a dry basis."

"Low Voltage Fuel". Coke, oil, gas, charcoal or any other fuel with a voltage content less than 20% on a dry basis.

"Mechanical Fuel Feeding Equipment". A device for mechanically feeding fuel into the combustion chamber of a boiler, furnace or other apparatus used for the generation of heat.

"Specifications". Written or printed specifications, including any attached or incorporated plans.

"Stack". A smokestack, chimney, flue, duct or other conveyor for carriage into the atmosphere of products of combustion.

"Stoker". A device for mechanically feeding solid fuel into the combustion chamber of a boiler, furnace or other apparatus used for the generation of heat.

SECTION 1. RAILROAD LOCOMOTIVES. Emission into the atmosphere from any railroad locomotive of smoke of Chart 3 shade or darker is hereby prohibited ~~from any railroad locomotive~~ except as hereinafter in this section permitted. During a period of 20 minutes after ignition of any fire in a cold locomotive or commencement of cleanout of any furnace or firebox in a warm locomotive there is permitted smoke of Chart 3 shade, and, during such 20 minutes period, smoke of darker shade for not exceeding an aggregate of six minutes, and, after such 20 minute period, smoke of Chart 3 shade or darker for not exceeding one minute in any period of nine consecutive minutes.

All combustion equipment shall be suitable for burning the fuel used without violating the provisions of this ordinance.

Locomotives assigned temporarily to yard service in case of accident or other emergency, are excepted from the provisions of this section.

Any person operating suitable combustion equipment on a locomotive so as to emit smoke of prohibited shade or density, or who permits smoke of prohibited shade or density, to be emitted from the smoke stack of any such locomotive not excepted from the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined a sum not to exceed \$100.00, or sentenced to hard labor for a period not to exceed 90 days, one or both. Each violation of aforesaid section shall constitute a separate offense.

SECTION 11. UMBRASCOPE PERMITTED. In order to aid the eye in grading shades of smoke, there may be employed an umbrascope comprised in part of a series of four gray glasses each of which is of sufficient capacity to cut off sixty per cent of the light from a flame with lighting power of 24 candles and all of which are equivalent to Chart 3 shade.

SECTION 111. PHOTOGRAPHIC EVIDENCE. Photographic evidence shall be permissive to aid in enforcement of this ordinance. No photographic evidence shall be introduced unless such evidence shall consist of to-wit: Film number corresponding to Locomotive Engine Number, Date, Time, and such must be witnessed by at least one person other than the photographer, to be admissible.

SECTION IV. ENFORCEMENT. It shall be the duty of the Mayor to appoint a competent inspector to administer the provisions of this ordinance and together with his deputies and assistants, to enforce the same

SECTION V. DATE TO BECOME LAW. This ordinance shall become operative and of full force and effect on 15 November 1948.

AN ORDINANCE FIXING AND ESTABLISHING SPEED LIMITS AND PARKING REGULATIONS
IN THE CITY OF VINCENT, ALABAMA, AND ITS' POLICE JURISDICTION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VINCENT, ALABAMA, AS FOLLOWS:

SECTION 1

No person shall operate a motor vehicle at a greater speed than fifty-five (55) miles per hour in the following listed zones of the city:

- a. On US 231 beginning at County Road 60 Northward to the North City Limits.

SECTION 2

No person shall operate a motor vehicle at a greater speed than fifty (50) miles per hour in the following listed zones of the city:

- a. On Alabama 25 beginning at County Road 60 Northward to the Northward to the North City Limits.

SECTION 3

No person shall operate a motor vehicle at a greater speed than forty-five (45) miles per hour in the following listed zones of the city:

- a. On US 231 beginning at the intersection of Alabama 25 Northward to County Road 60.
- b. On Alabama 25 beginning at the South City Limits Northward to Raley Street.
- c. On Alabama 25 beginning at the intersection of US 231 Northward to County Road 60.

SECTION 4

No person shall operate a motor vehicle at a greater speed than thirty-five (35) miles per hour in the following listed zones of the city:

- a. On Alabama 25 beginning at Raley Street Northward to the intersection of US 231.

SECTION 5

Speed limits as described above shall apply as long as the city limits remain as they are at this date. In the event they are extended, this ordinance shall be revised to properly cover the new territory.

SECTION 6

In addition to all other provisions of law relating the speed and operation of motor vehicles in said City, there is adopted by the City of Vincent, Alabama, all laws of the State of Alabama and all rules and regulations of the State of Alabama Highway Department pertaining to the control of traffic and motor vehicles on highways, that are misdemeanors under the State laws and a violation

5-42

of such laws, rules and regulations in the City of Vincent, Alabama, or in the police jurisdiction thereof shall be violations of this ordinance.

SECTION 7

No person shall park a motor vehicle in any designated area when said prohibited area is properly marked with yellow paint and/or signed.

SECTION 8

Any person violating any provisions of this ordinance shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than \$200.00 or may be imprisoned in the municipal jail or sentenced to hard labor for the City, for a period not exceeding ten (10) days. For a second conviction within one (1) year thereafter, such person shall be punished by a fine of not more than \$200.00 or may be imprisoned in the municipal jail or sentenced to hard labor for the City for a period not exceeding twenty (20) days or both such fine and imprisonment. Upon a third or subsequent conviction within one (1) year after the first conviction, such person shall be punished by a fine of not more than \$200.00 or may be imprisoned in the municipal jail or sentenced to hard labor for the City for a period not exceeding six (6) months or both fine and imprisonment.

SECTION 9

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 10

This ordinance shall become effective immediately with this ordinance's passage, approval and publication as provided by law.

ADOPTED AND APPROVED THIS THE 17 DAY OF June, 1984.

Nolan Clinkscales
Nolan Clinkscales, Mayor

Councilman Chubbscales introduced the following Ordinance:

WHEREAS, a declaration signed by the owners of all of the lands abutting the hereinafter described streets and portions of streets and alleys situated in the Town of Vincent, Alabama, Shelby County, vacating said streets or portions of streets and alleys, has been duly presented to the Town Council of the Town of Vincent, Alabama, for the assent and approval of said governing body, said declaration being hereto affixed, marked Exhibit "A", and made a part hereof, and

WHEREAS, the streets or portions of streets and alleys above referred to are more particularly described as follows:

All of Industrial Street;

All of Shelby Street;

All of 4th Avenue lying South of Main Street;

All alleys as shown in subdivision lying West of 2nd Avenue and South of Main Street;

All of Railroad Street lying West of 1st Street;

All of Broadway Street lying West of 2nd Avenue;

All of Second Avenue lying South of Broadway Street;

All of Main Street lying South of Highway No. 62 and West of Second Avenue;

All of 3rd Avenue lying South of Main Street;

All above are according to said Plat of the Town of Arkwright according to the map and plan of the Junction Land and Industrial Company, which plat is recorded in Volume 1, Page 75 in the Probate Office of Shelby County, Alabama.

and

WHEREAS, it appears to the Town Council of the Town of Vincent, Alabama, that the vacation of said streets and portions of streets and alleys are in order and that convenient and reasonable means of ingress and egress is afforded to all other property owners owning properties in the subdivision embraced in said Plat of the Junction Land and Industrial Company in the Town of Vincent, Alabama;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF VINCENT, ALABAMA, AS FOLLOWS:

That the vacation of the hereinabove described streets and portions of streets and alleys is in order and the Town Council does hereby assent to and approve and the same are hereby vacated pursuant to the provisions of Code of Alabama, 1975, Sections 23-4-1 through 23-4-20.

Adopted and approved this the 30 day of January, 1980.

Attest: James E. Spake Clerk

TOWN OF VINCENT
By: Reith Greene Mayor

Said Ordinance was read at length, and thereupon Councilman Chick scales moved that unanimous consent of the Council be given for the immediate consideration of and action upon said Ordinance, which motion was seconded by Councilman Spates. Said motion for unanimous consent was submitted to a vote of the Council and said vote resulted as follows:

AYES: Mayor Greene, Councilmen: Spates, Chick scales, Denty and Thompson
NAYS: None

Whereupon, the Mayor in open council declared said motion carried and unanimous consent given for the immediate consideration of and action upon said Ordinance.

Councilman Chick scales moved that said Ordinance be adopted, which motion was seconded by Councilman Spates. Said motion for the adoption of said Ordinance was submitted to a vote of the Council and said vote resulted as follows:

AYES: Mayor Greene, Councilman, Spates, Chick scales, Denty and Thompson
NAYS: None

Thereupon, the Mayor in open council declared said motion carried and said Ordinance adopted.

I, Frances E Spates, Clerk of the Town of
Vincent, Alabama, do hereby certify that I have posted a copy
of the foregoing Ordinance in the following places within the
Town of Vincent, Alabama:

Town Hall -
Gas Board
Vincent Post Office

This the 20 day of January, 1980.

Frances E Spates
Town Clerk