

ORDINANCE NO. 2023- 10

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GRANTVILLE, GEORGIA AMENDING SECTION 26-32 OF THE CODE OF ORDINANCES OF THE CITY OF GRANTVILLE TO REVISE THE PENALTIES FOR LITTERING; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; AND FOR ALL OTHER LAWFUL PURPOSES

WHEREAS, the Mayor and Council of the City of Grantville has the authority, power and control to abate nuisances within the City limits; and

WEHERAS, O.C.G.A. § 16-7-43 provides for penalties for littering offenses; and

WHEREAS, the Mayor and Council has determined that it is in the best interests of the health, safety and welfare of the general public to revise the penalties for littering.

NOW THEREFORE, be it ordained by the Mayor and Council of the City of Grantville, Georgia, and it is hereby ordained by the authority of the same that the following ordinance is hereby adopted:

SECTION ONE

Section 26-32 is amended by deleting it in its entirety and replacing it as follows:

Section 26-32. Penalties.

Any person who violates this article shall be guilty of a violation and, upon conviction thereof, shall be subject to a fine of not less than \$500.00 and not more than \$1,000.00. In addition, and in the sound discretion of the court:

- (1) The person may be directed to pick up and remove from any public street or highway or public right-of-way for a distance not to exceed one mile any litter he has deposited and any and all litter deposited thereon by anyone else prior to the date of execution of sentence; or
- (2) The person may be directed to pick up and remove any and all litter from any public property, private right-of-way, or with prior permission of the legal owner or tenant in lawful possession of such property, any private property upon which it can be established by competent evidence that he has deposited litter. Pick up and removal shall include any and all litter deposited thereon by anyone prior to the date of execution of sentence; and
- (3) The court may publish the names of persons convicted of violating this article.

SECTION TWO

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION THREE

If any section, clause, sentence or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this ordinance.

First Reading: _____

SO ORDAINED in lawfully assembled open session this 24th day of April, 2023.



MAYOR

Attest: 
Clerk

