

FORSYTH COUNTY, GEORGIA

**AN ORDINANCE
BY THE BOARD OF COMMISSIONERS
OF FORSYTH COUNTY**

An Ordinance of Forsyth County, Georgia to amend the Code of Ordinances of Forsyth County, Chapter Fifty-Four, regarding Parks and Recreation; to provide for severability; and to provide for an effective date.

WHEREAS, the Constitution of the State of Georgia, approved by the voters of the State in November of 1982, and effective July 1, 1983, provides in Article IX, Section II, Paragraph I thereof, that the governing authority of the county may adopt clearly reasonable ordinances, resolutions and regulations; and

WHEREAS, O.C.G.A. Section 36-1-20 authorizes counties to enact ordinances for protecting and preserving the public health, safety and welfare of the population of the unincorporated areas of the county; and

WHEREAS, in the interests of the health, safety, and general welfare of the citizens of Forsyth County, Georgia, the Board of Commissioners of Forsyth County desires to exercise its authority in amending the Code of Ordinances of Forsyth County regarding Parks and Recreation, and to implement and adopt rules and regulations governing the use of parks or recreation facilities owned, operated or controlled by Forsyth County, Georgia; and

WHEREAS, appropriate notice and hearing on the amendment contained herein have been carried out according to general and local law.

NOW THEREFORE, be it ordained and resolved by the Board of Commissioners of Forsyth County, Georgia, that Chapter 54 of the Code of Ordinances of Forsyth County (the "Ordinance") shall be amended as follows:

AMENDMENT

This section 54-5 of the Ordinance, which provides as follows:

"Section 54-5. Weapons Prohibited.

It shall be a violation of law for any person to carry to or possess while at a public gathering any explosive compound, firearm, or knife designed for the purpose of offense and defense. O.C.G.A. § 16-11-127."

shall be deleted in its entirety and reserved.

All remaining portions of the Code of Ordinances of Forsyth County shall continue in full force and effect, and shall remain unaffected by this amendment.

SEVERABILITY

It is the express intent of the Forsyth County Board of Commissioners that this Ordinance be consistent with both federal and State law. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

CONFLICTING ORDINANCES REPEALED

Any and all Ordinances or parts of Ordinances in conflict herewith shall be, and the same are, hereby repealed to the extent of such conflict.

EFFECTIVE DATE

This Ordinance shall become effective immediately upon passage.

PASSED AND ADOPTED this ___ day of _____, 2010, the public health, safety, and welfare demanding it.

FORSYTH COUNTY BOARD OF COMMISSIONERS:

Charles Laughinghouse, Chairman

Jim Harrell, Vice Chairman

Jim Boff, Secretary

Brian R. Tam, Member

Patrick B. Bell, Member

Attest:

Clerk to the Board