

**FORSYTH COUNTY, GEORGIA  
ORDINANCE NUMBER 84**

**AN ORDINANCE BY THE FORSYTH COUNTY BOARD OF COMMISSIONERS  
MODIFYING THE FORSYTH COUNTY SOLID WASTE MANAGEMENT  
ORDINANCE, ORDINANCE 84, AS CODIFIED AS DIVISION 3 OF ARTICLE II OF  
CHAPTER 70 OF THE CODE OF FORSYTH COUNTY**

**WHEREAS**, the Constitution of the State of Georgia, approved by the voters of the State in November 1982, and effective July 1, 1983, provides in Article IX, Section 2, Paragraph 1 thereof, that the governing authority of the County may adopt clearly reasonable ordinances, resolutions, and regulations; and

**WHEREAS**, O.C.G.A. § 69-4-20 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**, O.C.G.A. § 36-1-20 authorizes the County to adopt ordinances preserving the public health, safety, and welfare, and to adopt appropriate measures to enforce those ordinances; 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 to adopt the amendment as set forth below; and

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

**NOW, THEREFORE**, the Board of Commissioners of Forsyth County, Georgia hereby ordains as follows:

## Section 1.

Part Two, Vehicle Loads Causing Litter, of Article III of the Solid Waste Management Ordinance (codified as Section 70-82) is hereby amended as follows:

Sec. 70-82.- Vehicle loads causing litter.

No person shall drive or move any vehicle within the county unless such vehicle is constructed or loaded so as to prevent any load, contents, ~~or~~ litter, or debris contained in such vehicle from being blown or deposited upon any street, alley or other public place. It shall be a violation of this article for any portion of a load, contents, litter, or debris to be blown or deposited upon any street, alley, or public place from a vehicle traveling within the county. Additionally, no person shall drive or move any ~~loaded~~ truck or vehicle upon, nor shall a person drive or move any truck or vehicle from, any solid waste disposal facility or site in the county unless such vehicle ~~and the load in such vehicle~~ is covered by canvas or other material providing complete coverage, properly secured, so as to prevent any load, contents, ~~or~~ litter, or debris from becoming loose, detached or blown from the vehicle, or from dropping or escaping from the vehicle during the movement of such truck or vehicle.

## Section 2.

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;

## Section 3.

All other ordinances shall continue in full force and effect and shall remain unaffected, except where such ordinance, or part thereof, conflicts herewith, in which case such ordinance, or part thereof, is hereby repealed.

## Section 4.

This Ordinance shall become effective immediately upon approval.

[SIGNATURES ON FOLLOWING PAGE]

**BE IT RESOLVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

**FORSYTH COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
Laura Semanson, Chairman

\_\_\_\_\_  
Cindy Mills, Vice Chairman

\_\_\_\_\_  
Dennis Brown, Secretary

\_\_\_\_\_  
Todd Levent, Member

\_\_\_\_\_  
Molly Cooper, Member

Attest:

\_\_\_\_\_  
Clerk to the Board