

**AN ORDINANCE BY THE FORSYTH COUNTY BOARD OF COMMISSIONERS  
AMENDING THE FORSYTH COUNTY ORDINANCE REGULATING THROUGH  
TRUCK TRAFFIC, OTHERWISE KNOWN AS ORDINANCE 89 AND ITS  
AMENDMENTS, OF THE FORSYTH COUNTY CODE OF ORDINANCES**

**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. § 36-1-20 authorizes the County to adopt ordinances preserving the health, safety, and welfare, and to adopt appropriate measures to enforce those ordinances; and

**WHEREAS**, on July 21, 2003, the Board of Commissioners of Forsyth County adopted Ordinance 89 to establish rules and regulations for through traffic trucks and other motor vehicles on public roads, streets, highways, rights of way, and thoroughfares within the County; and

**WHEREAS**, on October 20, 2005, the Board of Commissioners of Forsyth County amended Ordinance 89; and

**WHEREAS**, on June 5, 2008, the Board of Commissioners of Forsyth County further amended Ordinance 89; 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 amend Ordinance 89 to modify the established truck routes and provide for the weight of vehicles and loads hauling agricultural or farm product; and

**WHEREAS**, appropriate notice and hearing of this Amendment have been carried out in accordance with local and general law.

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

1. The state and county truck routes of Ordinance 89 of the Forsyth County Code of Ordinances are hereby repealed and replaced in their entirety as set forth in Exhibit A attached hereto and incorporated herein by reference.
2. Ordinance 89 of the Forsyth County Code of Ordinances shall be modified by adding an additional paragraph to Section II as follows:


Notwithstanding any other provision of this Ordinance, a vehicle which is (1) hauling forest products from the forest where cut to the first point of marketing or processing, (2) which is hauling live poultry or cotton, which is hauling feed from a feed mill to a farm, (3) which is hauling poultry waste from the point of origin to a farm, (4) which is hauling any other agricultural or farm product from farm to the first point of marketing or processing, (5) which is hauling agricultural finished goods for distribution or for retail sale and purchase by consumers, or (6) which is hauling recovered materials from points of generation to a processing facility shall, within a 100 mile radius of the farm or point of origin, be permitted a 5 percent (5%) variance from the weight limitations in the preceding paragraph, provided that the tractor and the trailer are each certified to meet or exceed the weight allowable by such variance. A lift axle may not be used in computing the maximum total gross weight authorized for any vehicle or load under this paragraph.


3. 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 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.
4. 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.

5. This Ordinance shall become effective immediately following the date of adoption.

BE IT RESOLVED this 3rd day of August, 2023.

**FORSYTH COUNTY BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
Alfred John, Chairman

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

*Cindy Jones Mills*  
\_\_\_\_\_  
Cindy Jones Mills, Secretary

*Kerry Hill*  
\_\_\_\_\_  
Kerry Hill, Member

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

Attest:

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

Exhibit A

**COUNTY TRUCK ROUTES**

<b>ROUTE</b>	<b>FROM</b>	<b>TO</b>
Post Road	SR 9	SR 20
Dr. Bramblett Road	Spot Road	Spot Road Connector
McGinnis Ferry Road	Gwinnett County	McFarland Parkway
McFarland Parkway	McGinnis Ferry Road	SR 9
Deputy Bill Cantrell Memorial Parkway	SR 9	Ronald Reagan Boulevard
Pendley Road	SR 9	Ronald Reagan Boulevard
Ronald Reagan Blvd	SR 141	SR 20
Spot Road	SR 9	Dr. Bramblett Road
Spot Road Connector	Dr. Bramblett Road	SR 20

**STATE TRUCK ROUTES**

<b>ROUTE</b>	<b>FROM</b>	<b>TO</b>
SR 9	Fulton County	Dawson County
SR 20	Gwinnett County	Cherokee County
SR 53	Hall County	Dawson County
SR 141	Fulton County	SR 20
SR 306	SR 9	SR 53
SR 306	SR 20	SR 9
SR 369	Hall County	Cherokee County
SR 400/US 19	Fulton County	Dawson County