

First Read: August 22, 2016

Second Read: _____

Ord. No. _____

AN ORDINANCE OF THE CITY COUNCIL OF MOUNTAIN PARK, GEORGIA, FOR THE PURPOSE OF **AMENDING SECTION 62-147 OF THE CITY'S ORDINANCES, PERTAINING TO APPROVED SOLID WASTE CONTAINERS;** AND FOR OTHER PURPOSES AT THE REGULAR MEETING OF THE CITY COUNCIL HELD ON THE _____ DAY OF _____, 2016.

WHEREAS, the Mayor and City Council wish to amend the ordinances of the City to better protect the public welfare by requiring that containers for solid waste, trash and debris be located at least five feet outside of the public right-of-way and ten feet from the edge of pavement except at times allowed for the container to be located at curbside for pickup;

NOW THEREFORE BE IT ORDAINED, AND IT IS HEREBY ORDAINED, by virtue of the authority vested in the City Council of Mountain Park, Georgia, by law, as follows:

SECTION ONE

Section 147 of Chapter 62 of the Code of Mountain Park, Georgia, pertaining to **Approved Containers – Conditions** for solid waste, trash and debris containers for pickup, shall be amended to add the following language as paragraph (e):

(e) At all times when the approved container is not permitted to be at the curbside pursuant to subsection (d) above, the container must be stored at least five feet outside of the public right-of-way and at least ten feet away from the edge of pavement.

SECTION TWO

a. All other Ordinances and Resolutions, or parts of said Ordinances or Resolutions, in conflict herewith are hereby repealed, except to the extent said Ordinances are more restrictive than this Ordinance.

b. This Ordinance amendment shall take effect immediately upon adoption, the public welfare demanding.

c. The provisions of this Ordinance are severable; in the event that a court of competent jurisdiction finds that any provision of this Ordinance is unlawful or unconstitutional, it is the

express intent of the City Council that such provision be severed and the remaining provisions of this Ordinance remain in force as if adopted separately from the severed portion.

SO ADOPTED THIS THE _____ DAY OF _____, 2016.

MOUNTAIN PARK, GEORGIA

Jim Still, Mayor

ATTEST:

Karen Segars, City Clerk