

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2014-43

AN ORDINANCE TO AMEND THE CLAYTON COUNTY ZONING ORDINANCE, SPECIFICALLY ARTICLE 8 “SIGN STANDARDS” SO AS TO DELETE SECTION 8.3 “LIMITATION STANDARDS”, SUBPARAGRAPH A AND INSERT IN LIEU THEREOF A NEW SECTION 8.3(A); TO PROVIDE AN EFFECTIVE DATE OF THIS ORDINANCE; TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR SEVERABILITY; AND FOR OTHER PURPOSES.

WHEREAS, the Board of Commissioners has determined there is a need to revise Article 8 “Sign Standards”, Section 8.3 “Limitation Standards”, Subparagraph A.

**NOW THEREFORE, BE IT ORDAINED BY THE CLAYTON COUNTY
BOARD OF COMMISSIONERS AND IT IS HEREBY ORDAINED**

PART I

Section 1. The Clayton County Zoning Ordinance, as amended, is hereby further amended by deleting Article 8 “Sign Standards”, Section 8.3 “Limitation Standards”, Subparagraph A to read as follows:

8.3 Limitation Standards

- A. The following location and setback standards shall apply:
1. The property owner must give permission for all sign placement on the owner’s property. Signs are not permitted in the State right-of-way, and shall only be located in the County right-of-way with proper approval from the Clayton County Department of Transportation and Development.
 2. All signs and sign structures, except as noted below must be setback at least ten (10) feet from the public right-of-way. No portion of a sign or sign structure erected on private property shall encroach on or overhang the public right-of-way without proper approval from the Clayton County Department of Transportation & Development, or be located upon any other person’s property.
 4. Entrance signs must comply with any applicable provision in the Manual on Uniform Traffic Control Devices, latest edition.
 5. Setbacks are measured from the closest portion of the sign (whether that is the base, sign face, or the sign structure) to the right-of-way.

PART II

(a) It is hereby declared to be the intention of the Board of Commissioners that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were, upon their

enactment, believed by the Board of Commissioners to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Board of Commissioners that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase therein. It is hereby further declared to be the intention of the Board of Commissioners, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Board of Commissioners that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

PART III.

All Ordinances or parts of Ordinances in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

PART IV.

The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

SO ORDAINED this 18th day of February 2014.

{SIGNATURES ON FOLLOWING PAGE}

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



SHANA M. ROOKS, VICE CHAIRMAN



MICHAEL EDMONDSON, COMMISSIONER



SONNA SINGLETON, COMMISSIONER



GAIL B. HAMBRICK, COMMISSIONER

ATTEST:



SHELBY D. HAYWOOD, CLERK