

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2018-103

AN ORDINANCE TO AMEND THE CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY, CODE OF CLAYTON COUNTY, GEORGIA, CHAPTER 42 "FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES," ARTICLE IV "OPEN BURNING", SECTION 42-92 "RESTRICTIONS; PERMIT REQUIRED; AUTHORITY OF FIRE MARSHAL; VIOLATION; PENALTY"; TO REPEAL CONFLICTING LAWS, ORDINANCES, AND RESOLUTIONS; TO PROVIDE SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

Section 1. The Code of Clayton County, Georgia, as amended, is hereby further amended by amending Chapter 42 "Fire Protection and Emergency Medical Services," Article IV "Open Burning," Section 42-92 "Restrictions; permit required; authority of fire marshal; violation; penalty" subsection (a)(1)(d) to read as follows:

Sec. 42.92. Restrictions; permit required; authority of fire marshal; violation; penalty.

(a) No person shall cause, suffer or allow open burning in any area of the county, except as follows:

(1) Burning of leaves, limbs, and natural vegetation that may fall on one's property.

....

d. Burning is allowed only during daylight hours. All fires shall be constantly attended by a competent adult and must have an adequate

water supply readily available. All fires must be completely extinguished, to include any smoldering ashes or embers, prior to sunset.

Section 2. All laws, ordinances and resolutions, or parts thereof, which conflict with the provisions of this Ordinance are hereby repealed.

Section 3. If this Ordinance in whole or in part is determined to be unconstitutional by any court of competent jurisdiction, such unconstitutionality shall not affect the remainder of this enactment, and such remainder shall remain in full force and effect.

Section 4. This Ordinance shall become effective immediately upon its approval by the Board of Commissioners.

SO ORDAINED, this the 2nd day of October, 2018.


CLAYTON COUNTY BOARD OF COMMISSIONERS



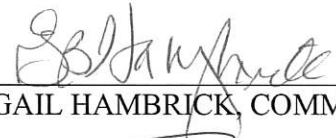
JEFFREY B. TURNER, CHAIRMAN



MICHAEL EDMONDSON, VICE CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL HAMBRICK, COMMISSIONER



FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:



SANDRA T. DAVIS, CLERK