

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2022-266

AN ORDINANCE TO AMEND THE CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY CHAPTER 94 "TRAFFIC AND VEHICLES", SECTION 101 "MAXIMUM SPEED LIMITS"; AUTHORIZED USE OF SPEED DETECTION DEVICES; APPLICATION FOR PERMITS TO USE DETECTION DEVICES; TO SET FORTH THE REASONABLE AND SAFE MAXIMUM VEHICLE SPEED LIMITS ON ALL HIGHWAYS, STREETS AND ROADS LOCATED IN CLAYTON COUNTY, GEORGIA, UNDER THE JURISDICTION OF THE COMMISSIONER OF PUBLIC SAFETY OR COMMISSIONER OF TRANSPORTATION FOR THE STATE OF GEORGIA; TO AUTHORIZE THE USE OF SPEED DETECTION DEVICES BY THE CLAYTON COUNTY POLICE DEPARTMENT AND OTHER LAW ENFORCEMENT AUTHORITIES AS DEEMED NECESSARY TO EFFECTUATE THE ORDERLY FLOW OF TRAFFIC AND FOR THE SAFETY AND WELFARE OF THE PUBLIC; TO AUTHORIZE THE SUBMISSION OF AN APPLICATION TO THE DEPARTMENT OF PUBLIC SAFETY FOR A PERMIT TO USE SUCH DETECTION DEVICES WITHIN THE UNINCORPORATED AREAS OF CLAYTON COUNTY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES AND LAWS RELATING THERETO; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE OF THE ORDINANCE; AND FOR OTHER PURPOSES.

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

Section 1. In accordance with provisions of O.C.G.A. § 40-6-182, the Commissioner of Public Safety or the Commissioner of Transportation for the State of

Georgia has determined on the basis of an engineering and traffic investigation that the maximum vehicle speed limit permitted under state law is greater than is reasonable and safe under conditions found to exist upon on certain highways, streets and roads located in the unincorporated areas of Clayton County, Georgia, under their jurisdiction. Accordingly, the Commissioner of Public Safety or the Commissioner of Transportation for the State of Georgia has declared the reasonable and safe maximum vehicle speed limits on such highways, streets and roads as more fully included within and shown on Exhibit "A" attached hereto.

Section 2. The Board of Commissioners hereby authorizes the use of speed detection devices by the Clayton County Police Department and other law enforcement authorities as deemed necessary to effectuate the orderly flow of traffic and for the safety and welfare of the public on such highways, streets and roads in the unincorporated areas of Clayton County, Georgia as more fully set forth in Exhibit "A" attached hereto.

Section 3. The Board of Commissioners hereby authorizes the submission of an application to the Department of Public Safety for a new permit to use such detection devices within Clayton County on such highways, streets and roads in the unincorporated areas of Clayton County, Georgia as more fully set forth in Exhibit "A" attached hereto.

Section 4. Any section, subsection, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance in whole or any part thereof other than the part so declared to be invalid.

Section 5. The provisions of any ordinances or resolutions or parts of ordinances or resolutions in conflict herewith are hereby repealed.

Section 6. This Ordinance shall become effective upon its adoption by the Board of Commissioners.

SO ORDAINED, this 14<sup>th</sup> day of December, 2022.

**CLAYTON COUNTY BOARD OF COMMISSIONERS**

  
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JEFFREY E. TURNER, CHAIRMAN

  
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GAIL HAMBRICK, VICE-CHAIR

  
\_\_\_\_\_  
ALIEKA ANDERSON, COMMISSIONER

  
\_\_\_\_\_  
FELICIA FRANKLIN, COMMISSIONER

  
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DEMONT DAVIS, COMMISSIONER

ATTEST:

  
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COURTNEY RUSHIN, CLERK