

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES BY AMENDING
THE DEFINITION OF LITTER IN SEC. 17-82, DEFINITIONS AND ADOPTING
A NEW DEFINITION OF LITTER IN SEC. 17-82, DEFINITIONS; AND FOR
OTHER PURPOSES**

WHEREAS, the City Council of the City of Newnan has previously adopted an ordinance establishing the definition of Litter; and

WHEREAS, the City Council finds it to be in the best interest in the protection of the public health, safety, environment and general welfare of the citizens of the City of Newnan to amend the definition of Litter in the City's Code of Ordinances.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council for the City of Newnan and it is hereby ordained by the authority of same that the definition of Litter in Sec. 17-82, Definitions of the Code of Ordinances of the City of Newnan be deleted in its entirety and a new definition of Litter in Sec. 17-82, Definitions be adopted to read as follows:

Section 1.

Sec. 17-82. Litter.

Litter means any organic or inorganic waste material, rubbish, refuse, garbage, trash, hulls, peelings, debris, ashes, sand, gravel, slag, brickbats, metal, plastic, and glass containers, broken glass, dead animals or intentionally or unintentionally discarded materials of every kind and description which are not "waste" as such term is defined O.C.G.A. §16-7-51, paragraph 6.

Section 2. All Ordinances or parts of Ordinances in conflict or inconsistent with this Ordinance are hereby repealed.

Section 3. Should any phrase, clause, sentence, or section of this Ordinance be deemed unconstitutional by a Court of competent jurisdiction, such determination shall not effect the remaining provisions of this Ordinance, which provisions shall remain in full force and effect.

Section 4. The effective date of this Ordinance shall be upon adoption.

DONE, RATIFIED and PASSED, by the City Council of the City of Newnan, Georgia, this the 30 day of June, 2017 in regular session assembled.

ATTEST:

Della Hill
Della Hill, City Clerk

Reviewed:

C. Bradford Sears, Jr.
C. Bradford Sears, Jr., City Attorney

Cleatus Phillips
Cleatus Phillips, City Manager

L. Keith Brady
L. Keith Brady, Mayor

Cynthia E. Jenkins
Cynthia E. Jenkins, Mayor Pro-Tem

Absent
George M. Alexander, Councilmember

Rhodes H. Shell
Rhodes Shell, Councilmember

Ray DuBose
Ray DuBose, Councilmember

Clayton Hicks
Clayton Hicks, Councilmember

Dustin Koritko
Dustin Koritko, Councilmember

DONE, RATIFIED AND PASSED in regular session, on second reading, this the

20 day of June, 2017.

ATTEST:

Della Hill
Della Hill, City Clerk

L. Keith Brady
L. Keith Brady, Mayor

REVIEWED:

Cleatus Phillips
Cleatus Phillips, City Manager

Brad Sears
Brad Sears, City Attorney

Absent
Cynthia E. Jenkins, Mayor Pro Tem

George M. Alexander
George M. Alexander, Councilman

Ray DuBose
Ray DuBose, Councilman

Clayton W. Hicks
Clayton W. Hicks, Councilman

Dustin Kontko
Dustin Kontko, Councilman

Rhodes D. Shell
Rhodes Shell, Councilman