

BANKS COUNTY ORDINANCE RESOLUTION

ORDINANCE NUMBER 2024-35

ADVERTISED 5/15/2024, 5/22/2024

PLANNING COMMISSION HEARING 6/4/2024

BOARD OF COMMISSIONERS HEARING 6/11/2024 ADOPTED 6/11/2024

AN ORDINANCE TO AMEND CHAPTER 18, ENTITLED "BUILDING AND BUILDING REGULATIONS", ARTICLE I, ENTITLED "IN GENERAL", SECTION 18-1, ENTITLED "GREASE TRAPS" FOR THE ADOPTION OF CHANGES TO THE BANKS COUNTY CODE OF ORDINANCES BY ADDING ENFORCEMENT AUTHORITY TO CODE ENFORCEMENT WHEN PUBLIC UTILITIES ARE PROVIDED BY A SOURCE OTHER THAN BANKS COUNTY.

WHEREAS, the Board of Commissioners of Banks County adopted by resolution on March 12, 2002, the codification of Resolutions, General Resolutions and Ordinances passed by the Board of Commissioners of Banks County as "The Code of Banks County, Georgia" published by Municipal Code Corporation; and further provided for the manner of amending the Code of Banks County, Georgia;

WHEREAS, the Board of Commissioners of Banks County desires to amend **CHAPTER 18, ENTITLED "BUILDING AND BUILDING REGULATIONS", ARTICLE I, ENTITLED "IN GENERAL", SECTION 18-1, ENTITLED "GREASE TRAPS"**

THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF BANKS COUNTY, GEORGIA, AS FOLLOWS;

- 1 -

AMEND CHAPTER 18, ENTITLED "BUILDING AND BUILDING REGULATIONS", ARTICLE I, ENTITLED "IN GENERAL", SECTION 18-1, ENTITLED "GREASE TRAPS" is hereby amended by adding the following paragraph:

Any business in the county which is provided public utility services by a source other than Banks County must maintain compliance with the provider's regulations. Failure to remain in compliance with these regulations could result in enforcement action from Banks County and/or a discontinued service of utilities from the provider.

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All resolutions, or Ordinances, or parts thereof, in conflict with the terms of this Resolution are hereby repealed, but it is hereby provided that any resolution, ordinance, or law, which may be applicable hereto and aid in carrying out and make in effective the intent, purpose and provisions hereof, which shall be liberally construed to be in favor of Banks County, is hereby adopted as part thereof.

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If any paragraph, sub-paragraph, sentence, clause, phrase, or any portion of this Ordinance shall be declared invalid or unconstitutional by any court of competent jurisdiction or if the provision of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid. It is hereby declared to be the intent of the Board of Commissioners to provide for separable and divisible parts, and it does hereby adopt any and all parts hereof as may not be held invalid for any reason.

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This Ordinance is hereby adopted this 11 day of June, 2024, and shall be codified as a part of the Code of Banks County, Georgia, to become effective upon the 11 day of June, 2024, the public health, safety, and general welfare demanding it.

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BANKS COUNTY BOARD OF COMMISSIONERS



Chairman



Vice-Chairman



Commissioner



Commissioner



Commissioner

ATTEST:



County Clerk