

A RESOLUTION AND ORDINANCE BY THE FORSYTH COUNTY BOARD OF COMMISSIONERS MODIFYING THE FORSYTH COUNTY SIGN ORDINANCE, AS CODIFIED AS CHAPTER 66 OF THE FORSYTH COUNTY CODE OF ORDINANCES

WHEREAS, the Constitution of the State of Georgia, approved by the voters of the State in November 1982, and effective July 1, 1983, provides in Article IX, Section 2, Paragraph 1 thereof, that the governing authority of the County may adopt clearly reasonable ordinances, resolutions, and regulations; and

WHEREAS, O.C.G.A. § 36-1-20 authorizes the County to adopt ordinances preserving the health, safety, and welfare, and to adopt appropriate measures to enforce those ordinances; and

WHEREAS, Section 12.1 of the County's codified local laws authorizes the County to adopt ordinances exercising the police powers of the State of Georgia; and

WHEREAS, in the interests of the health, safety, and general welfare of the citizens of Forsyth County, Georgia, the Board of Commissioners of Forsyth County desires to exercise its authority to amend Chapter 66 – Sign Ordinance as set forth in Exhibit A attached hereto; and

WHEREAS, appropriate notice and hearing of this Amendment have been carried out in accordance with local and general law.

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of Forsyth County, Georgia hereby ordains as follows:

1. The text of Chapter 66 of the Forsyth County Code of Ordinances is hereby amended as set forth in Exhibit A attached hereto and incorporated herein by reference (red highlights are the proposed changes);
2. It is the express intent of the Forsyth County Board of Commissioners that this Ordinance be consistent with both Federal and State law. If any provision of this Ordinance or application thereof to any person or circumstances is held invalid, the

invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

3. All other ordinances shall continue in full force and effect and shall remain unaffected, except where such ordinance, or part thereof, conflicts herewith, in which case such ordinance, or part thereof, is hereby repealed.
4. This Ordinance shall become effective immediately following the date of adoption.

Be it resolved this 5th day of January, 2023.

FORSYTH COUNTY BOARD OF COMMISSIONERS

Alfred John
Alfred John, Chairman

Laura Semanson
Laura Semanson, Vice Chairman

Cindy Jones Mills
Cindy Jones Mills, Secretary

Todd Levent
Todd Levent, Member

Kerry Hill
Kerry Hill, Member

Attest:

Rhonda P. Hansard

Clerk to the Board

Exhibit A

THE CODE OF FORSYTH COUNTY, GEORGIA

CHAPTER 66 – SIGNS

ARTICLE II. - SIGN ORDINANCE

DIVISION 3. - PERMITTED SIGNS AND DESIGN REQUIREMENTS

Sec. 66-116. - Electronic message boards.

- (a) Zoning. ~~Subject to specific requirements and restrictions of the Unified Development Code, and notwithstanding any conflicting provisions in the table of this Chapter titled “Residential Zoning Districts-Performance Standards” (in which case the provisions of this section shall prevail),~~ Electronic message boards are authorized only as follows:
- (1) In commercial and industrial zoning districts;
 - (2) In any district where the property:
 - a. Has a minimum of 100 feet of frontage along a ~~two~~ four-lane or greater, divided public roadway; and
 - b. Has a ~~principle~~ principal use that is either a religious facility, college, university, private ~~or parochial~~ school as defined at O.C.G.A. 20-2-690(b), hospital, military or veteran organization, conference center, art gallery, museum, theater, or amphitheater.