

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2020-134

AN ORDINANCE TO AMEND THE CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY, THE CODE OF CLAYTON COUNTY, GEORGIA, PART I, CHAPTER 62 "OFFENSES AND MISCELLANEOUS PROVISIONS", ARTICLE I "GENERAL", SUBSECTION 62-3.3 TO REGULATE NOISE; 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 Part I, Chapter 62 "Offenses and Miscellaneous Provisions," Article I "General," subsection 62-3.3 (10) to read as follows:

(10) Schools, courts, places of worship, and health facilities. The creation of any excessive noise on any street adjacent to any school, institution of learning, place of worship, or court, while in use, or adjacent to any hospital, clinic or veterans facility which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys patients in the hospital, clinic or veterans facility, provided that conspicuous signs are displayed in those streets indicating a school, place of worship, health care facility, or court.

Section 2. The Code of Clayton County, Georgia, as amended, is hereby further amended by amending Part I, Chapter 62 "Offenses and Miscellaneous Provisions," Article I "General," subsection 62-3.3 to add a new subsection (18) to read as follows:

(18) Farms, ranches, and animal clinics. The creation of any excessive noise on any street or road adjacent to any farm, ranch or animal clinic which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys the animals on the farm, ranch or in the animal clinic provided that conspicuous signs are displayed indicating the location of the farm, ranch or animal clinic.

Section 3. The Code of Clayton County, Georgia, as amended, is hereby further amended by amending Part I, Chapter 62 "Offenses and Miscellaneous Provisions," Article I "General," subsection 62-3.3 to add a new subsection (19) to read as follows:

(18) Rapid popping and explosions. Except for the dates specified in O.C.G.A. § 25-10-2(b)(3)(B)(ii) and (iii), it shall be unlawful between the hours of 9:00 p.m. and 11:59 p.m. for anyone to make or cause to be made rapid explosive or popping noises that can be heard more than 50 feet from the source of the sound. "Rapid" shall mean more than 3 distinct sounds occurring in less than 3 seconds.

Section 4. All laws, ordinances and resolutions, or parts thereof, which conflict with the provisions of this Ordinance are hereby repealed.

Section 5. 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 6. This Ordinance shall become effective immediately upon its approval by the Board of Commissioners.

SO ORDAINED, this the 21 day of July, 2020.

CLAYTON COUNTY BOARD OF COMMISSIONERS



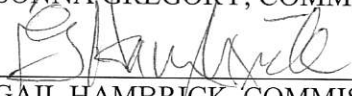
JEFFREY E. TURNER, CHAIRMAN



DEMONT DAVIS, VICE CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL HAMBRICK, COMMISSIONER



FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:



BRENDA B. JAMES, CLERK