

**STATE OF GEORGIA**

**FAYETTE COUNTY**

**ORDINANCE**

**NO. 0-2-16**

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF FAYETTEVILLE, GEORGIA; TO ENACT PROVISIONS REQUIRING THE PAYMENT OF BOARD OF HEALTH FEES; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROMOTE THE PUBLIC HEALTH, SAFETY AND WELFARE, AND FOR OTHER PURPOSES.**

**NOW, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, GEORGIA THAT:**

**Section 1.** By creating a new Section 58-131 in Article V of Chapter 58, to be numbered and read as follows:

**Sec. 58-131. Payment of fees.**

- (a) The Board of Health of Fayette County shall adopt a schedule of fees for the enforcement of the regulations contained in this Chapter. It shall be a violation of this Chapter for any person, corporation, or other entity to fail to pay a service, inspection, and/or permit fee required by said schedule of fees at the time the permit is issued or the fee is due. In the case of an annual service, permit, or inspection fee, it shall be a violation of this Chapter for any person, corporation, or other entity to fail to pay such fee on or before the day the fee is due.

- (b) Any violation of this section may be prosecuted in the same manner as all other Board of Health Regulations are prosecuted and, upon conviction, may be punishable according to the provisions of Section 58-153 of this Code of Ordinances.
- (c) The Director of Environmental Services may also, after giving fourteen (14) days written notice of intention to do so, revoke any permit issued pursuant to Board of Health Regulations. Holders of revoked permits may appeal their revocation to the Board of Health by filing written notice of their intention to do so in writing within ten (10) days after the decision of the Director of Environmental Services.

- Section 2.** This ordinance shall become effective immediately upon its adoption by the City Council for the City of Fayetteville.
- Section 3.** All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.
- Section 4.** In any event any section, subsection, sentence, clause or phrase of this Ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect other sections, subsections, sentences, clauses or phrases of this Ordinance, which shall remain in full force and effect as if the section, subsection, sentence, clause or phrase so declared or adjudged invalid or unconstitutional were not a part thereof. The City Council hereby declares that it would have passed the remaining parts of this Ordinance if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional.

Signatures appear on the following page.

**SO ENACTED** this 3<sup>rd</sup> day of March, 2015.

\_\_\_\_\_  
Edward J. Johnson, Jr., Mayor

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Scott Stacy, Mayor Pro Tem

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Harlan Shirley, Councilmember

Attest:

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Kathaleen Brewer, Councilmember

\_\_\_\_\_  
Anne Barksdale, City Clerk

\_\_\_\_\_  
Paul C. Oddo, Jr., Councilmember

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James B. Williams, Councilmember