

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2016 - 172

AN ORDINANCE TO AMEND CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY CHAPTER 50 "HEALTH AND SANITATION", ARTICLE I "IN GENERAL", 50-2 "BOARD OF HEALTH REGULATIONS" SO AS TO DELETE SUBSECTION (B) IN ITS ENTIRETY AND SUBSTITUTE IN LIEU THEREOF A NEW SUBSECTION (B) TO REFLECT THE CURRENT CLAYTON COUNTY BOARD OF HEALTH REGULATIONS; TO AMEND SECTION 50-3 "DIVISION OF ENVIROMENTAL HEALTH – FEE SCHEDULE" SO AS TO CHANGE THE EFFECTIVE DATE AND DELETE EXHIBIT "A" IN ITS ENTIRETY AND REPLACE WITH A NEW EXHIBIT "A"; TO REPEAL CONFLICTING LAWS, ORDINANCES, AND RESOLUTIONS; TO PROVIDE SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS

OF CLAYTON COUNTY AND IT IS HEREBY ORDAINED

Section 1. The *CODE OF CLAYTON COUNTY, GEORGIA*, as amended, is hereby further amended by amending Chapter 50, Health and Sanitation, Article I, In General, Section 50-2 "Board of health regulations," so as to delete subsection (b) and replace with a new subsection (b) to reflect the current Clayton County Board of Health regulations, which will read as follows:

"

- (b) Pursuant to O.C.G.A. § 31-3-5, the rules and regulations, as described and entitled as set out below, including any revisions, updates and amendments thereto, are hereby declared to have been adopted in accordance with state law by the county board of health and are hereby accepted and approved for enforcement by the county board of commissioners and incorporated into this subsection as if set out in full:
- (1) A booklet entitled 'Clayton County Board of Health, On-Site Sewage Management Systems Rules and Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-3-1, "On-Site Sewage Management Systems," and Attachment A, "Minimum Lot Size Requirements in Clayton County," and includes a provision that it was adopted and approved by the Clayton County Board of Health on August 16, 2016.
 - (2) A booklet entitled 'Clayton County Board of Health, Food Service Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-6-1, and includes the provision that it was approved by the Clayton County Board of Health on August 16, 2016.
 - (3) A booklet entitled 'Clayton County Board of Health, Tourist Accommodations Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-6-2, and includes the provision that it was adopted and approved by the Clayton County Board of Health on September 29, 2015."

- (4) A booklet entitled "Clayton County Board of Health, Swimming Pool Regulations," which includes the provision that it was adopted and approved by the Clayton County Board of Health on March 29, 2001; and
- (5) A booklet entitled "Nuisance Regulation, Clayton County Board of Health," which includes the provision that it was adopted and approved by the Clayton County Board of Health on February 14, 2002.
- (6) A booklet entitled "Clayton County Board of Health, Body Art Rules and Regulations," which includes the provision that it was adopted and approved by the Clayton County Board of Health on December 17, 2013.
- (7) A booklet entitled 'Clayton County Board of Health, Portable Sanitation Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-3-6, and includes the provision that it was approved by the Clayton County Board of Health on August 16, 2016."

Section 2. The *CODE OF CLAYTON COUNTY, GEORGIA*, as amended, is hereby further amended by amending Chapter 50, Health and Sanitation, Article I, In General, Section 50-3, "Division of environmental health – Fee schedule" by changing the effective date of the fee schedule to January 1, 2017, and by deleting Exhibit "A" in its entirety and replacing with a new Exhibit "A", which includes an updated fee schedule that is substantially in the form attached hereto, subject to such minor changes, insertions or deletions as the Board of Commissioners may approve.

Section 3. All laws, ordinances and resolutions, or parts thereof, which conflict with the provisions of this Ordinance are hereby repealed.

Section 4. If any part of this Ordinance shall be declared unconstitutional by the valid judgment of 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 5. This Ordinance shall become effective upon its approval by the Board of Commissioners.

{Signatures on Following Page}

SO ORDAINED, this 1st day of November, 2016.

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



SONNA GREGORY, VICE CHAIRMAN



MICHAEL EDMONDSON, COMMISSIONER



GAIL B. HAMBRICK, COMMISSIONER



SHANA M. ROOKS, COMMISSIONER

ATTEST:



SANDRA T. DAVIS, CLERK