

**Ordinance \_\_\_\_\_**

To amend Chapter 7 of the Code of Ordinances of the City of Chatsworth, Georgia, captioned **Health and Sanitation**, by repealing subsection 7-21(a) in its entirety and replacing therewith a new subsection 7-21(a), still to be captioned **Dumping, Depositing, etc. Litter on Public or Private Property or Waters**, leaving the remaining portions of section 7-21 unchanged; and for other purposes.

**BE IT ORDAINED** by the Mayor and Council of the City of Chatsworth and by the authority of same, **IT IS HEREBY ORDAINED** as follows:

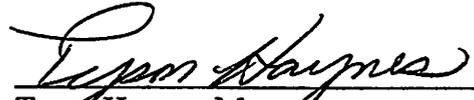
1. Strike section 7-21(a) of the Code of the City of Chatsworth in its entirety and replace herewith as follows:

**Sec. 7-21. Dumping, Depositing, etc. Litter on Public or Private Property or Waters.**

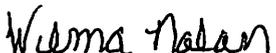
- (a) It shall be unlawful for any person, firm, corporation, organization, or governmental entity or representative, to dump, deposit, throw, or leave or cause or permit the dumping, depositing, placing, throwing, or leaving of litter upon any public or private property, whether residentially or commercially zoned, or otherwise within the City of Chatsworth, unless:
  - (1) Such property is designated by the City of Chatsworth for the disposal of litter and the person is authorized by the proper public authority to use the property in such manner; or
  - (2) The litter is placed within a self-contained litter receptacle or container that may be opened and closed securely so as to prevent the blowing of such litter from the receptacle or container and so as to prevent infestation of vermin or insects.
2. This Ordinance shall become effective following its enactment by the Mayor and Council of the City of Chatsworth, the public health, safety, and welfare requiring it.
3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
4. It is hereby declared to be the intention of the Mayor and Council of the City of Chatsworth that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and if any section, paragraph, sentence, clause, or phrase shall be declared unconstitutional or otherwise invalid by a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses, or phrases herein.

SO ORDAINED, this 6th day of October, 2008.

The foregoing ordinance received a first reading on September 8, 2008 and a second reading on October 6, 2008. Upon section reading, a Motion for Passage of the Ordinance was made by Councilman Fred Welch, second by Councilman Ken Wilburn and upon the question the vote is 4 ayes, 0 nays, and the Ordinance is adopted.

  
\_\_\_\_\_  
Tyson Haynes, Mayor

Attest:

  
\_\_\_\_\_  
Wilma Nolan, City Clerk