

ORDINANCE NO. _____

AN ORDINANCE TO PROHIBIT GENERAL NUISANCES, OFFENSIVE OR HAZARDOUS CONDITIONS TO EXIST IN THE CITY OF CLARKESVILLE; TO REGULATE AND CONTROL SAME; TO PROVIDE FOR PENALTIES FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Mayor and Council of the City of Clarkesville, that an additional ordinance shall be added to Chapter 46, OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE I, GENERAL PROVISIONS, as follows:

1.

Section 46-8. Creating or maintaining hazardous or offensive condition or nuisances.

It shall be unlawful for any person to create or permit to be continued a nuisance, hazardous or physically offensive condition, including, but not limited to, actions or conditions offensive to the senses of sight, sound and smell, by any act which serves no legitimate purpose, whether or not the act is otherwise legal or not. A nuisance is anything that causes hurt, inconvenience, or damage to another and the fact that the act done may otherwise be lawful shall not keep it from being a nuisance. Such acts shall include anything that is hazardous or a nuisance under State or federal law, including but not limited to the provisions of O.C.G.A. sec. 41-1-1, as amended from time to time. Such acts shall also include any actions or conditions that would constitute disorderly conduct as defined in O.C.G.A. sec. 16-11-39, as amended from time to time, and maintaining a disorderly house as defined in O.C.G.A. sec. 16-11-44, as amended from time to time.

Penalty for violation of section. Violators of this section shall be guilty of a misdemeanor and, upon conviction, be punished by a fine of not less than \$100.00, nor more than \$1000.00.

ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE ARE HEREBY REPEALED HOWEVER THIS ORDINANCE DOES NOT REPEAL OR AFFECT THE PROVISIONS OF SECTION 46-5.

THIS ORDINANCE WILL BECOME EFFECTIVE ON _____, 2013.

IT IS SO ORDAINED AND APPROVED BY THE VOTE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF CLARKESVILLE.

This ____ day of _____, 2013.

Mayor

Attest:

City Clerk