

AN ORDINANCE
TO BE ENTITLED

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF SAVANNAH (2003), DIVISION II, CODE OF GENERAL ORDINANCES, PART 9, OFFENSES, CHAPTER 3, HEALTH AND SANITATION, TO INSERT A NEW SECTION REGARDING STORAGE AND TRANSPORT OF USED TIRES; TO PROVIDE FOR PENALTIES; TO PROVIDE FOR EFFECTIVE DATES; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Mayor and Aldermen of the City of Savannah, Georgia, in regular meeting of Council assembled, and pursuant to lawful authority thereof:

SECTION 1: That Part 9, Offenses, Chapter 3, Health and Sanitation, of the Code of the City of Savannah (2003) be amended by inserting a new Section 9-3020 as follows:

Sec. 9-3020. – Limitations on Storage and Transport of Used Tires.

(a) No private individual may collect, accumulate, store or possess more than ten scrap tires at any time within the corporate limits of the City of Savannah.

(b) No private individual may transport more than ten scrap tires at any time on any road, street, lane, alley or other public right-of-way within the corporate limits of the City of Savannah.

(c) The Savannah-Chatham Metropolitan Police Department is authorized to arrange for hauling and disposal of contraband tires with any person or entity permitted as a tire carrier by the state Environmental Protection Division of the Department of Natural Resources pursuant to O.C.G.A. § 12-8-40.1, as amended. Any such person or entity engaged by the police department may charge any person arrested for transport of scrap tires in violation of this section or state law or the owner of any vehicle impounded for transporting contraband tires a hazardous materials handling fee in an amount not to exceed the actual costs associated with disposal plus ten percent, representing administrative costs incurred by the permittee. In no event shall the City be liable for hazardous material handling fees.

(d) Violations of this section are subject to the following fines, which may not be waived or reduced and which may be combined with any other legal remedy available to the City:

- (i) First violation: \$500.00.
- (ii) Second violation within the preceding twelve months: \$750.00.
- (iii) Third violation within the preceding twelve months: \$1,000.00.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall become effective when signed by the Mayor.

ADOPTED AND APPROVED: _____, 2017.

Mayor Eddie W. DeLoach

ATTEST:

CLERK OF COUNCIL