

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2015-134

AN ORDINANCE TO AMEND *CODE OF CLAYTON COUNTY, GEORGIA*, AS AMENDED, SPECIFICALLY PART II, APPENDIX A “ZONING”, ARTICLE 6 “DEVELOPMENT STANDARDS”, SO AS TO DELETE SECTION 6.18 IN ITS ENTIRETY AND REPLACE WITH A NEW SECTION 6.18 TO BE ENTITLED “MUNICIPAL SOLID WASTE LANDFILLS, INERT LANDFILLS, CONSTRUCTION AND DEMOLITION LANDFILLS, AND SOLID WASTE COLLECTION AND RECYCLING CENTER STANDARDS (SL)”, TO INCLUDE LANGUAGE OUTLINING UPDATED LANDFILL CLASSIFICATIONS AND OPERATION PROCEDURES; 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 Part II, Appendix A “Zoning”, Article 6 “Development Standards”, so as to delete Section 6.18 in its entirety and replace with a new Section 6.18 to be entitled “Municipal Solid Waste Landfills, Inert Landfills, Construction and Demolition Landfills, and Solid Waste Collection and Recycling Center Standards (SL)” to include language outlining updated landfill classifications and operation procedures which shall read as follows:

Landfills (LF)

6.18 Municipal Solid Waste Landfills, Inert Landfills, Construction and Demolition Landfills, and Solid Waste Collection and Recycling Center Standards (SL)

LF-01: This Municipal Solid Waste Landfills, Inert Landfills, Construction and Demolition Landfills, and Solid Waste Collection and Recycling Center Standards section applies to the following districts: AG and HI.

- A. The subject site must have a valid solid waste handling permit issued by the Georgia Environmental Protection Division (EPD) and considered a disposal facility accepting only waste unlikely to cause environmental harm. Such waste includes: waste building materials and rubble resulting from construction, remodeling, repair, and demolition operations on pavements, houses, commercial buildings and other structures; and includes but is not limited to wood, bricks, metal, concrete, wall board, earth, earth-like products, cured asphalt, rock, yard trimmings, stumps, limbs and leaves.
- B. Soils, groundwater, floodplains, and other natural resources shall not be negatively impacted by the municipal solid waste landfills, inert landfills, construction and demolition landfills, and solid waste collection and recycling center.
- C. The site design standards required for a municipal solid waste landfill, inert landfills, construction and demolition landfill, and solid waste collection are as follows:
 - 1. Municipal solid waste landfills, inert landfills, construction and demolition landfills, and solid waste collection and recycling centers shall be setback a minimum of 1,000 feet from residentially zoned property.
 - 2. A solid wall or solid fence that is a minimum of six (6) feet in height shall be erected around the entire perimeter.
 - 3. These landfills will have a minimum of 200 feet buffer from the waste disposal cells to the property lines. Adjacent lands of a common landowner may be utilized for these buffers if zoned industrial. Ancillary permitted activities in this designation include excavation and removal of soil or rock from the site, storage of excavated materials, recovery and recycling of inert landfill material, and installation of equipment and facilities for these purposes.
- D. Sanitary landfills are allowed as a conditional use in the Agricultural Zoning District provided the following conditions are met:
 - 1. They are located, constructed and operated in conformance with the standards set forth by Georgia EPD;
 - 2. Plans are submitted to and approved by the Board of Commissioners at the time of the application for rezoning, showing a comprehensive plan and timetable for the reuse of the property at the cessation of the landfill operation.
- E. Recycling centers are allowed as a conditional use in the Heavy Industrial District provided the following conditions are met:
 - 1. Recycling centers shall be setback a minimum of six hundred (600) feet from residentially zoned property.
 - 2. Recycling centers must be located upon two (2) or more acres.
 - 3. A solid wall or solid fence, which is a minimum of six (6) feet in height shall be erected around the entire perimeter

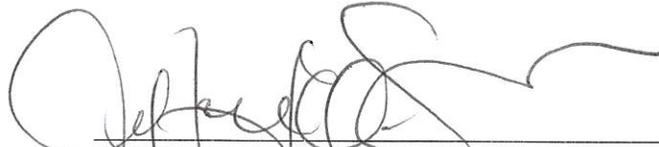
Section 2. All laws, ordinances and resolutions, or parts thereof, which conflict with the provisions of this Ordinance are hereby repealed.

Section 3. 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 4. This Ordinance shall become effective upon its approval by the Board of Commissioners.

SO ORDAINED, this the 19th day of May, 2015.

CLAYTON COUNTY BOARD OF COMMISSIONERS



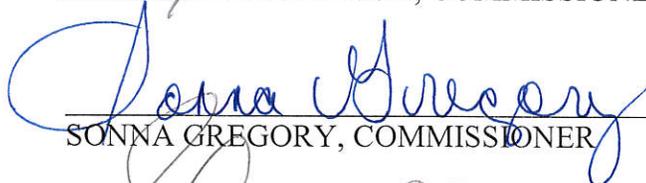
JEFFREY E. TURNER, CHAIRMAN



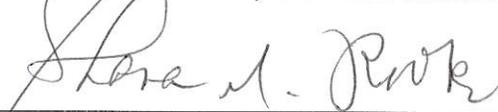
GAIL B. HAMBRICK, VICE CHAIRMAN



MICHAEL EDMONDSON, COMMISSIONER



SONNA GREGORY, COMMISSIONER



SHANA M. ROOKS, COMMISSIONER

ATTEST:



SANDRA T. DAVIS, CLERK