

## Chapter 15

### SOLID WASTE MANAGEMENT

#### Sections:

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#### Section 15-0A ARTICLE I. IN GENERAL

##### Section 15-1 Penalty for violation of chapter.

Any person who violates any of the provisions of this chapter shall upon conviction thereof before the municipal court be punished as provided in section 1-6 of this Code.

Pursuant to the provisions of O.C.G.A. § 36-34-2(3), city employees designated in writing by the city manager shall be authorized to serve a summons to appear in municipal court upon any person who violates the provisions of this chapter.

(Code 1958, § 12-2; Ord. of 2-22-88; Ord. of 12-28-92, § I)

##### Section 15-2 Participation in the Southwest Georgia Regional Solid Waste Management Authority.

(a) *Activation of authority.* The city, after diligent study and review, hereby joins with the other participants in finding and declaring that there is a need for an authority to function in the area of solid waste management. In conjunction with the other participants, the city hereby activates the Southwest Georgia Regional Solid Waste Management Authority (the "Authority"), a public corporation created as an institution of purely public charity, to perform an essential governmental function in the exercise of power conferred upon it by this resolution and the Regional Solid Waste Management Authorities Act.

(b) *Appointment of members.* In accordance with the terms of O.C.G.A. § 12-8-54, the city hereby authorizes the mayor or mayor pro tem of the city to appoint its representatives to the board of directors of the authority with the advice and consent of the governing body of Thomas County and the governing bodies of the other municipal corporations located within Thomas County.

(c) *Authorization of agreement among participants.* Under the authority of Article 9, Section 3, Paragraph 1 of the constitution of the State of Georgia and the Regional Solid Waste Management Authorities Act, the execution, delivery and performance by the city of an agreement, dated as of May 1, 1992 (the "agreement"), between and among the city, each of the participants and the authority is hereby authorized. The agreement shall be in substantially the form attached hereto as Exhibit A, with such changes as are approved by the mayor of the city, and the execution of the agreement by the mayor of the city, which is hereby authorized, shall be conclusive evidence of such approval. The agreement shall provide for the activation of the authority and the relationship between and among the participants, including the city, and establish on a preliminary basis the powers and duties of the authority relating to research, study

and planning for projects for the management of solid waste on behalf of the participants. The agreement shall only become effective upon its execution by five (5) counties pursuant to the authorization of such execution through duly adopted resolutions.

(d) *Other actions* In order to carry out the formation and activation of the authority as aforesaid, the mayor of the city is further authorized to take any and all further action and execute and deliver any and all other documents that may be necessary or desirable in the execution, delivery, performance, or approval of the agreement and in order to carry out and effectuate fully the proposes thereof and hereof (Ord. of 5-25-92, §§ 1--4)

**Editor's note**--Provisions adopted by §§ 1--4 of an ordinance adopted May 25, 1992, have been included herein at the discretion of the editor as § 15-2.

(Ord.99-005, corrected, 08/28/2000, proofed and corrected; Ord. 99-005, Amended, 06/25/1999)

Section 15-3 15-3--15-25. Reserved.