

ORDINANCE 2026-01

AN ORDINANCE OF THE CITY OF CLEVELAND, GEORGIA, REPEALING THE EXISTING CODE OF ORDINANCES IN ITS ENTIRETY BY ADOPTING A REVISED, REORGANIZED, RENUMBERED, AND RECODIFIED CODE OF ORDINANCES.

WHEREAS, the Charter of the City of Cleveland became effective on July 11, 2026; and
WHEREAS, following adoption of the Charter, the City undertook a comprehensive review and modernization of its Code of Ordinances to ensure consistency with the Charter, current state law, municipal operations, and community needs; and

WHEREAS, since July 11, 2026, the process commenced to review, amend, revise, and update numerous provisions governing all areas including zoning, business regulation, licensing, administration, public safety, utilities, fees, penalties, and municipal operations; and

WHEREAS, the City has completed a comprehensive recodification, reorganization, and modernization of its Code of Ordinances; and

WHEREAS, the Mayor and Council will consider later this evening adopting Resolution 2026-01 which includes a consolidated and separate Master Fee Schedule as part of this recodification process ; and

WHEREAS, the Mayor and Council find that the public health, safety, and welfare are best served by repealing the existing Code of Ordinances and adopting a revised and recodified Code as the official Code of the City of Cleveland;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF CLEVELAND, GEORGIA:

SECTION 1. REPEAL OF EXISTING CODE.

Effective immediately upon adoption of this Ordinance, the existing Code of Ordinances of the City of Cleveland, Georgia, together with all amendments thereto, is hereby repealed in its entirety and shall have no further force or effect except as expressly preserved by this Ordinance.

SECTION 2. ADOPTION OF RECODIFIED CODE.

Simultaneously with the repeal provided in Section 1 the revised, reorganized, renumbered, and recodified Code of Ordinances of the City of Cleveland, Georgia, attached hereto, incorporated herein by reference, and transmitted for publication and codification, is hereby adopted as the official Code of Ordinances of the City of Cleveland, Georgia.

The Code adopted herein shall supersede all prior codified ordinances of a general and permanent nature.

SECTION 3. MASTER FEE SCHEDULE.

The Master Fee Schedule adopted by Resolution 11111-1111 on the same date in a separate document as this Ordinance is hereby incorporated into the Code by reference and shall constitute the official schedule of fees, rates, charges, administrative costs, penalties, assessments, deposits, and other amounts authorized by law unless subsequently amended.

SECTION 4. SAVINGS CLAUSE.

The repeal of the prior Code shall not affect:

- (a) Any offense committed or violation occurring prior to the effective date of this Ordinance;
- (b) Any prosecution, enforcement action, administrative proceeding, citation, or court proceeding pending on the effective date of this Ordinance;
- (c) Any fine, penalty, forfeiture, fee, charge, tax, assessment, debt, or liability previously imposed or incurred;
- (d) Any contract, franchise, agreement, easement, license, permit, variance, approval, development order, vested right, or lawful entitlement existing prior to the effective date of this Ordinance;
- (e) Any bond, obligation, indebtedness, or financial commitment of the City or any other person.

All such matters shall continue in full force and effect as though this Ordinance had not been adopted.

SECTION 5. CONTINUATION OF LEGISLATIVE INTENT.

The provisions of the Code adopted hereby shall be construed as a continuation and recodification of existing law except where amendments were intentionally adopted by the Mayor and Council. The repeal and reenactment of provisions shall not be construed as creating a lapse in the continuity of municipal law.

SECTION 6. CODIFICATION AUTHORITY.

The City Clerk, City Manager, City Attorney, and any authorized codification service are hereby authorized and directed to make such non-substantive revisions as may be necessary to properly publish and codify the Code, including:

- (a) Renumbering chapters, articles, divisions, sections, subsections, tables, appendices, exhibits, and references;
- (b) Correcting typographical, grammatical, punctuation, formatting, numbering, lettering, citation, and scrivener's errors;
- (c) Correcting internal and external cross-references;
- (d) Revising captions, headings, titles, indexes, and tables of contents;

(e) Incorporating the Master Fee Schedule and ordinances adopted as part of the recodification process into their proper locations within the Code;

(f) Making such technical and editorial corrections as are necessary to accurately reflect the actions of the Mayor and Council.

No substantive change to the meaning, application, scope, penalty, fee, duty, right or legal effect of any ordinance may be made pursuant to this Section.

**SECTION 7.
AUTHORITY TO TRANSMIT.**

The City Clerk is authorized and directed to transmit the recodified Code, Master Fee Schedule, and all related materials for publication, codification, indexing and incorporation into the official records of the City.

**SECTION 8.
SEVERABILITY.**

Should any section, subsection, sentence, clause, phrase, provision or portion of this Ordinance or the Code adopted hereby be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions.

**SECTION 9.
EFFECTIVE DATE.**

This Ordinance shall become effective immediately upon its adoption by the Mayor and Council. Upon adoption, the previously existing Code of Ordinances shall be repealed and the recodified Code adopted herein shall become the official Code of Ordinances of the City of Cleveland without interruption.

RESOLVED this 17th day of June, 2019.

Josh Turner Mayor

Jeremy McClure Council Member
District 3

Nan Bowen Council Member
District 1
Mayor Pro Tem

C.J. McDonald Council Member
District 4

ATTEST:

Annie Sutton Council Member
District 2

Lisa A. Ritchie City Clerk

1st Public Hearing: June 13, 2019

2nd Public Hearing and Consideration: June 17, 2019