

**AN ORDINANCE**

**NO. \_\_\_\_\_**

An ordinance amending the Unified Development Ordinance (UDO) for Columbus, Georgia so as to revise Table 3.1.1, amend Section 3.2.76, amend Section 12.5.3, amend Section 1.2.7 and amend Chapter 13 – Definitions; and for other purposes:

**THE COUNCIL OF COLUMBUS, GEORGIA, HEREBY ORDAINS:**

**SECTION 1.**

Chapter 3 of the Unified Development Ordinance is hereby amended by revising Table 3.1.1. to add the following special exception uses as follows:

Use Category	HIST	RE10	RE5	RE1	RT	SFR1	SFR2	SFR3	SFR4	RMF1	RMF2	MHP	UPT	CRD	NC	RO	CO	GC	SAC	LM	HM	TECH	NOTES
Solid Waste Transfer Station																				SE	SE		*

**SECTION 2.**

Chapter 3 of the Unified Development Ordinance is hereby amended by adding Section 3.2.76 to the Definitions to read as follows:

“Sec. 3.2.76 – Solid Waste Transfer Stations.  
 A solid waste transfer station shall comply with Article VII, Chapter 13 of the Columbus Code, and all applicable requirements of that code and this UDO.”

**SECTION 3.**

Chapter 13 of the Unified Development Ordinance is hereby amended by adding Solid Waste Transfer Facility to the Definitions to read as follows:

“CHAPTER 13 Definitions  
*Solid waste transfer station* shall mean a facility used to transfer solid waste from one transportation vehicle to another for transportation to a disposal facility.”

**SECTION 4.**

Chapter 12 of the Unified Development Ordinance is hereby amended by striking Sections 12.5.3 and 12.5.3 in their entirety and replacing them with new Sections 12.5.3. and 12.5.4 which provide for minimum fines and read as follows

**“Section 12.5.3. Violation of Soil Erosion or Sedimentation Provisions.**  
 Any violation of the provisions of these development regulations adopted pursuant to the Georgia Erosion and Sedimentation Act of 1975, as amended, shall be subject to the penalties or fines listed below.

- A. *Civil Monetary Penalties.* Soil erosion or sedimentation violations shall be subject to a civil penalty assessed and collected by the City.
1. *Maximum Penalty.*
    - (A) Any person who violates any provisions of this UDO adopted pursuant to the Georgia Erosion and Sedimentation Act of 1975, as

amended, or permit condition or limitation established pursuant to this ordinance or who negligently or intentionally fails or refuses to comply with any final or emergency order of the Engineering Director issued as provided in this UDO shall be liable for a civil penalty not to exceed \$1,000.00 per day.

(B) For the purpose of enforcing the provisions of this UDO, notwithstanding any provisions in any City charter to the contrary, municipal courts or recorder's court shall be authorized to impose a penalty not to exceed \$1,000.00 for each violation. Notwithstanding any limitation of law as to penalties which can be assessed for violations of county ordinances, any magistrate's court, recorder's court or any other court of competent jurisdiction trying cases brought as violations under this Section shall be authorized to impose penalties for such violations not to exceed \$1,000.00 for each violation. Any person violating any provision of this Article shall be fined \$500.00 for the first offense and shall be fined \$1,000.00 for a second and subsequent offense at the same property location.

2. *Separate Offense.* Each day the violation continues shall constitute a separate offense.

#### **Section 12.5.4. Violation of Other Provisions.**

A. *Maximum Civil Penalty.*

1. Any person who violates any provisions of this Code, the rules and regulations adopted pursuant hereto, or any permit condition or limitation established pursuant to this Code or who negligently or intentionally fails or refuses to comply with any final or emergency order of the Director of Planning, the Director of Inspections and Codes, the Director of Engineering, or the City Arborist issued as provided in these this UDO shall be liable for a civil penalty not to exceed \$1,000.00 per day.

2. For the purpose of enforcing the provisions of this UDO, notwithstanding any provisions in any City charter to the contrary, municipal courts or recorder's court shall be authorized to impose a penalty not to exceed \$1,000.00 for each violation. Notwithstanding any limitation of law as to penalties which can be assessed for violations of county ordinances, any magistrate's court, recorder's court or any other court of competent jurisdiction trying cases brought as violations under this Section shall be authorized to impose penalties for such violations not to exceed \$1,000.00 for each violation. . Any person violating any provision of this Article shall be fined \$500.00 for the first offense and shall be fined \$1,000.00 for a second and subsequent offense at the same property location.

B. *Separate Offense.* Each day the violation continues shall constitute a separate offense.”

#### **SECTION 5.**

Chapter 1 of the Unified Development Ordinance is hereby amended to add a new paragraph J. to Section 1.2.7 to read as follows:

##### **“Section 1.2.7. Zoning District Boundaries.**

J. If, because of error or omission on the Zoning Atlas; because public property is sold to private individuals; or because of annexation of territory to Columbus, Georgia, any property in Columbus is not shown as being in a zoning district, the zone classification of such property shall be SFR2 (Single Family Residential 2) District unless changed by amendment to the Zoning Ordinance.”

#### **SECTION 6.**

All ordinances and parts of ordinances in conflict herewith are hereby repealed.

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Introduced at a regular meeting of the Council of Columbus, Georgia held on the 24th day of August, 2021; introduced a second time at a regular meeting of said Council held on the \_\_\_\_\_ day of \_\_\_\_\_, 2021 and adopted at said meeting by the

affirmative vote of \_\_\_\_\_ members of said Council.

Councilor Allen	voting _____
Councilor Barnes	voting _____
Councilor Crabb	voting _____
Councilor Davis	voting _____
Councilor Garrett	voting _____
Councilor House	voting _____
Councilor Huff	voting _____
Councilor Pugh	voting _____
Councilor Thomas	voting _____
Councilor Woodson	voting _____

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**Sandra T Davis**  
Clerk of Council

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**B. H. "Skip" Henderson, III**  
Mayor