

**LAMAR COUNTY BOARD OF COMMISSIONERS
ORDINANCE NO. 2023-19**

AN ORDINANCE FOR THE PURPOSE OF REZONING PROPERTY IN LAMAR COUNTY, GEORGIA, AND TO AMEND THE OFFICIAL ZONING MAP OF LAMAR COUNTY, GEORGIA

WHEREAS, the Board of Commissioners of Lamar County, Georgia (hereinafter “County”) under the authority of its County Code and the Constitution and Laws of the State of Georgia, is empowered by virtue of its police power to regulate the health, safety and welfare of the citizens of the County, and to provide for and enact zoning and developmental regulations; and

WHEREAS, the County has enacted the current Zoning Ordinance of the County and thereby adopted the Official Zoning Map of the County; and

WHEREAS, on October 6, 2023, Greg Evans initiated an application to change the zoning classification of the within described property from M-1 (Light Manufacturing) to A-R (Agricultural-Residential); and

WHEREAS, notice of this application, public hearings, and action was properly advertised in the legal organ, a sign was placed on the subject property, and letters describing the application and hearing dates were sent to property owners within 300’ of the subject property; and

WHEREAS, a public hearing was held on November 9, 2023, and the application was reviewed by the Lamar County Planning Commission, and a second public hearing on the application was conducted by the County on November 14, 2023, pursuant to O.C.G.A. §33-66-1, *et seq.* and local ordinances at the Lamar County Courthouse; and

WHEREAS, the Board of Commissioners considered the proposed amendment, and all alternate proposals or amendments, the report of the Planning Commission, and all data and evidence taken at both public hearings; and

WHEREAS, it is deemed by the County that rezoning the within described property and amending the Official Zoning Map of the County is in conformance with the sound comprehensive planning principles, of substantial benefit to the public, and in promotion of the best interest and general welfare of the people of the County; Now, therefore,

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF LAMAR COUNTY,
GEORGIA:

Section 1: The Zoning Ordinance of Lamar County, Georgia, and the Official Zoning Map of Lamar County, Georgia, designating the boundaries of several types or classes of zoning districts within the County, shall be, and are hereby amended so as to change the zoning classification applicable to the following described property:

23.096 acres in Land Lots 137 and 138 of the 7th Land District, more particularly shown on the plat attached hereto as Exhibit "A" and incorporated herein

From M-1 (Light Manufacturing) to A-R (Agricultural Residential).

Section 2: The Official Zoning Map of the County is hereby amended to reflect such zoning classification for the within described property.

Section 3:

- A. It is hereby declared to the intention of the Board of Commissioners that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were, upon their enactment, believed by the Board of Commissioners to be fully valid, enforceable and constitutional.
- B. It is hereby declared to the intention of the Board of Commissioners that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other Section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Board of Commissioners that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.
- C. In the event of any section, paragraph, sentence, clause or phrase of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional, or otherwise unenforceable by the valid judgement or decrees of any court of competent jurisdiction, it is the express intent of the Board of Commissioners that such invalidity, unconstitutionality, or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the Ordinance and that, to the greatest extent allowed by law, all remaining sections, paragraphs, sentences, clauses or phrases of the Ordinance shall remain valid, constitutional, enforceable, and full force and effect.

Section 4: Repeal of Conflicting Provisions. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5: Effective Date. This ordinance shall become effective immediately upon its adoption by the Board of Commissioners of Lamar County, Georgia.

SO ORDAINED, this 14th day of November, 2023.

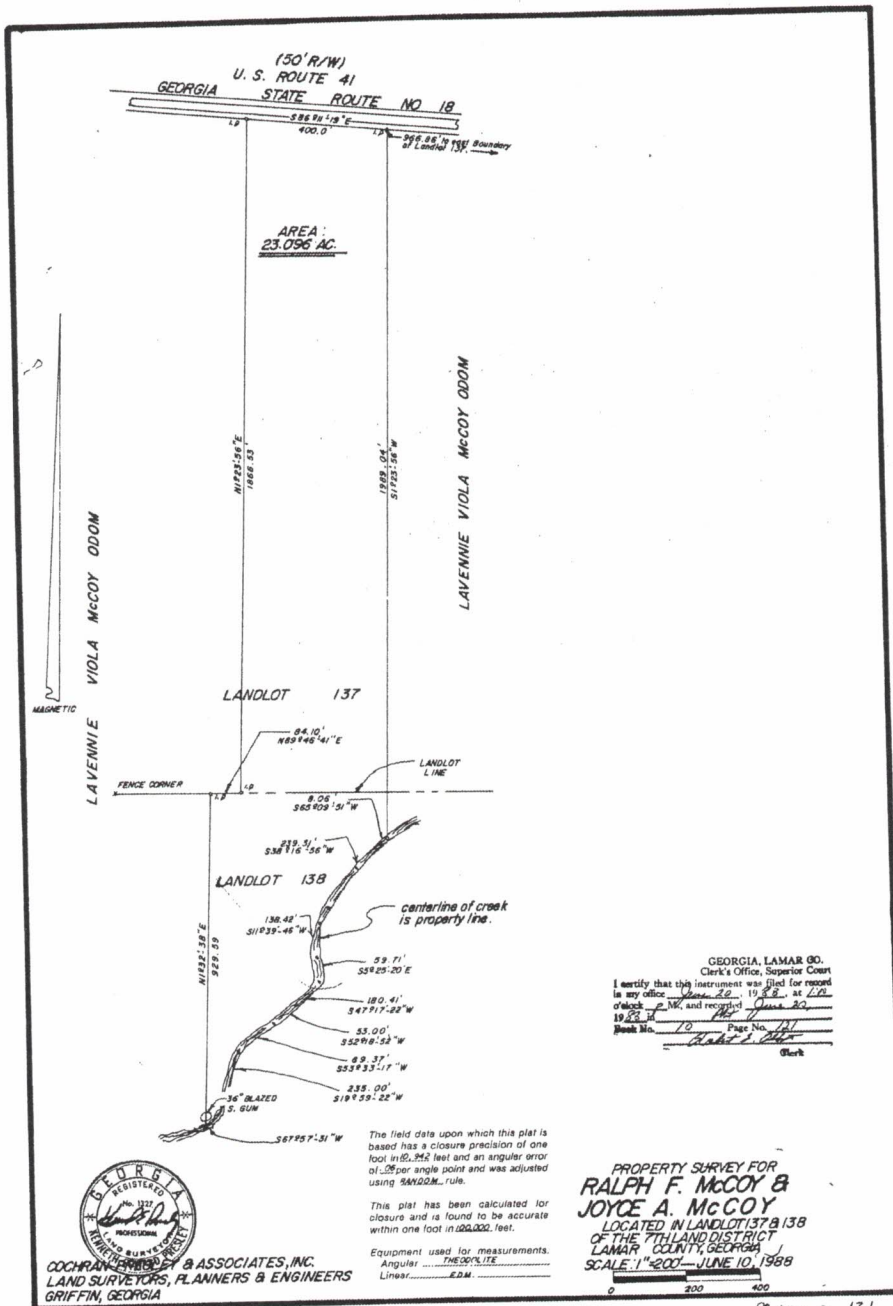


RYRAN TRAYLOR, Chairman

ATTEST:



CARLETTE DAVIDSON, County Clerk



GEORGIA, LAMAR CO.
 Clerk's Office, Superior Court
 I certify that the instrument was filed for record
 in any office June 20, 1988, at LA
 of which R.F. McCoy & Joyce A. McCoy
 1988 is the Page No. 121
 Book No. 10 Robert S. McCoy
 Clerk



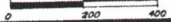
COCHRAN, ROBERTS & ASSOCIATES, INC.
 LAND SURVEYORS, PLANNERS & ENGINEERS
 GRIFFIN, GEORGIA

The field data upon which this plat is based has a closure precision of one foot in 62,354 feet and an angular error of .25 per angle point and was adjusted using SANDROM rule.

This plat has been calculated for closure and is found to be accurate within one foot in 62,000 feet.

Equipment used for measurements.
 Angular THEODOLITE
 Linear EDM

PROPERTY SURVEY FOR
RALPH F. MCCOY & JOYCE A. MCCOY
 LOCATED IN LANDLOT 137 & 138
 OF THE 7TH LAND DISTRICT
 LAMAR COUNTY, GEORGIA
 SCALE: 1"=200' - JUNE 10, 1988



9922 D-13

PB 10 - p. 121

104-6-30-88
 McCoy, Ralph F.
 McCoy, Joyce A.

121