

**LAMAR COUNTY BOARD OF COMMISSIONERS
ORDINANCE NO. 2023- 21**

AN ORDINANCE TO AMEND APPENDIX C OF THE LAMAR COUNTY, GEORGIA, CODE OF ORDINANCES ENTITLED “BOARD OF APPEALS”; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

SECTION 1. Code Sections Amended. Appendix C of the Lamar County Code of Ordinances entitled *Board of Appeals* is hereby amended by deleting Article 1 entitled Membership and sections thereunder and inserting in lieu thereof a new Article 1 to read as follows:

Sec. 101 – Board of Appeals.

- (a) The duties of the Lamar County Board of Appeals shall be performed by the Joint Planning Commission of Lamar County and, except where otherwise provided, any reference in this code to the Board of Appeals shall mean the Joint Planning Commission of Lamar County.
- (b) Where the code may provide for an appeal from the Planning Commission to the Board of Appeals, said appeal shall be heard by the Lamar County Board of Commissioners.
- (c) Where there is a conflict between the rules for the Board of Appeals and the rules of the Joint Planning Commission, the rules of the Joint Planning Commission shall govern.

SECTION 2. This ordinance shall be codified in a manner consistent with the laws of the State of Georgia.

SECTION 3.

A. It is hereby declared to be 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 be 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 that 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 judgment or decree 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 of 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 19th day of December, 2023.



RYRAN TRAYLOR, Chairman



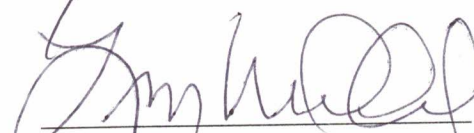
JARROD FLETCHER



ASHLEY GILLES




JASON LOVETT



NANCY THRASH

ATTEST:



Carlette Davidson, County Clerk

(SEAL)

First Reading: 11-14-23

Second Reading/
Adoption: 12-19-23