



MS

[Signature]

[Signature]

AN ORDINANCE BY COUNCILMEMBER DUSTIN HILLIS AND ANDRE DICKENS TO AMEND CHAPTER 150, (TRAFFIC AND VEHICLES), ARTICLE VI, (VEHICLE SIZE, WEIGHT, AND LOAD), TO ADD SECTION 150-245 TO BE ENTITLED “PROHIBITION OF COMMERCIAL ‘CUT-THROUGH’ TRUCK TRAFFIC ON BOLTON ROAD BETWEEN DONALD LEE HOLLOWELL PARKWAY AND MARIETTA BOULEVARD AND ON MARIETTA ROAD FROM BOLTON ROAD TO LAUREL AVENUE”, TO ALLEVIATE DIFFICULTIES IN ENFORCEMENT, TO PROVIDE FOR CLEARER LANGUAGE IN THE REQUIRED SIGNAGE, TO REAFFIRM THESE SECTIONS OF BOLTON ROAD AND MARIETTA ROAD AS A NO THROUGH TRUCK ROUTE, WHICH WAS FORMERLY SET FORTH IN THE CITY OF ATLANTA CODE OF ORDINANCES BUT INADVERTENTLY REMOVED BY PREVIOUS ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has an interest in maintaining the health, safety, and welfare of the citizens of the City and its visitors; and

WHEREAS, pursuant to OCGA 32-4-92, a municipality may regulate and control the use of the public roads on its municipal street system and on portions of the county road systems extending within the corporate limits of the municipality; and

WHEREAS, in exercise of this power, pursuant to Section 150-243 and 250-244 of the City of Atlanta Code of Ordinances, the City of Atlanta has prohibited commercial cut-through traffic through certain portions of Joseph E. Lowry Boulevard and Moores Mill Rd, respectively; and

WHEREAS, these prohibitions apply to “[a]ll vehicles having more than six wheels (excluding buses)”; and

WHEREAS, accordingly the prohibition shall therefore simply prohibit vehicles having more than six wheels (excluding buses) from traversing the designated portions of the municipal street system; and

WHEREAS, in May 2006, City of Atlanta Ordinance 06-O-1039 was adopted as amended by City Council and signed by the Mayor, which prohibited cut through truck traffic on sections of Bolton Road and Marietta Road, but this section was inadvertently removed from the Code of Ordinances in 2017 or 2018; and



WHEREAS, cut through truck traffic on Bolton Road and Marietta Road has increasingly led to extensive damage to both public and private property in the neighborhoods along Bolton Road and Marietta Road.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That Chapter 150, Article VI, Section 150-245 be added and entitled “Prohibition of commercial cut-through truck traffic on Bolton Road between Donald Lee Hollowell Parkway and Marietta Boulevard and on Marietta Road between Bolton Road and Laurel Avenue”, and shall read as follows:

Sec. 150-245. – Commercial cut-through truck traffic on Bolton Road between Donald Lee Hollowell Parkway and Marietta Boulevard and on Marietta Road between Bolton Road and Laurel Avenue

(a) All vehicles having more than six wheels (excluding buses) shall be prohibited from traveling on Bolton Road between Donald Lee Hollowell Parkway and Marietta Boulevard and on Marietta Road between Bolton Road and Laurel Avenue, unless a vehicle fitting that description is specifically having a point of destination within the residential neighborhood with a manifest to prove it.

(b) A fine of \$500.00 shall be established for violators of this prohibition.

(c) The Department of Public Works/Transportation Services shall post prominent signs at each end and along the affected portions of both Bolton Road and Marietta Road, as well as other points that trucks may seek to enter Bolton Road and Marietta Road and the neighborhoods along them, with signs that read:

- “NO TRUCKS” at the top of the sign
- The center of the sign depicting the international symbol for prohibiting trucks traffic (which is a picture of a truck with a circle drawn around it and a line drawn diagonally through it).
- “Having more than six wheels” at the bottom of the sign.
- “\$500 FINE FOR VIOLATORS” being the last statement on the sign.


SECTION 2: The additions reflected in this ordinance shall become effective immediately upon approval, with notifications sent to the Chief of Police, Department of Public Works/Transportation Commissioner, and the APD Zone 1 Commander.

SECTION 3: That all ordinances or parts thereof in conflict with this ordinance are hereby repealed to the extent of the conflict.

2019-59 (19-O-1577)

PAGE 2 OF 2

A true copy,


Foris Webb III
Municipal Clerk

**ADOPTED by the Atlanta City Council
APPROVED per City Charter Section 2-403**

OCT 21, 2019
OCT 30, 2019