

STATE OF GEORGIA

CITY OF MORROW

ORDINANCE NO. 2020-16

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF MORROW, GEORGIA BY REVISING TITLE 11: OFFENSES; CHAPTER 3: ANIMAL CONTROL; ARTICLE A; IN GENERAL; SECTION 11-3-2: DEFINITIONS; AND SECTION 11-3-5 FOWL RUNNING AT LARGE, FORBIDDEN; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, the duly elected governing authority of the City of Morrow, Georgia (the "City") is the Mayor and Council thereof; and

WHEREAS, the City is authorized to regulate animals and the control of animals; and

WHEREAS, the City previously exercised such power, having adopted regulations governing Animal Control Title 11, Chapter 3, Animal Control of Morrow Code of Ordinances, City of Morrow, Georgia; and

WHEREAS, the governing authority has determined that it is necessary to amend said regulations to further protect the public health, safety and welfare of the citizens of the City.

BE IT AND IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF MORROW, GEORGIA, and by the authority thereof:

Section 1:

Within Sec. 11-3-2 Definitions: add the follow definition in alphabetical order with the other definitions:

Domestic fowl shall mean fowl located on a single-family detached property, limited to three in number that are confined in such a way that prohibits running at large, even within a fenced in back yard. Roosters are prohibited.

Within Sec. 11-3-5. - *Fowl* running at large, forbidden: add the following sentence:

Domestic fowl, limited to three in number, must be confined in a cage, coop, corral, or similar enclosure that has four sides, a top, and a secure latch to keep the fowls from running at large, even within a fenced in backyard.

Section 2. That the preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council 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 Mayor and Council 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 phrase, clause, sentence, paragraph or section 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 Mayor and Council 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 phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. That all ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 5. That this Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City of Morrow.

Section 6. That the effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

[SIGNATURES CONTAINED ON THE FOLLOWING PAGE]


ORDAINED this 8th day of December 2020.

CITY OF MORROW, GEORGIA



John J. Lampl II, Mayor

ATTEST:



Sylvia Redic, Interim City Clerk

