

**STATE OF GEORGIA  
BUTTS COUNTY  
CITY OF JACKSON**

**ORDINANCE 2023-022**

**AN ORDINANCE TO AMEND THE JACKSON CODE OF ORDINANCES ARTICLE V. STREET LIGHTING PROGRAM DIVISION 1: AUTHORITY AND RESPONSIBILITY SECTION 50-177: AUTHORITY AND SECTION 50-178: RESPONSIBILITY; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

**WHEREAS:** The City of Jackson (hereinafter referred to as the “City”) can exercise all authority granted by the Charter and the laws of the State of Georgia; and

**WHEREAS:** The City desires to exercise their authority and amend the City’s Code of Ordinances to add rules and regulations for Article V. Street Lighting Program; and

**WHEREAS:** The Mayor and City Council find that it is in the best interest of the city’s administration to adopt these changes; and

**WHEREAS:** The intent of this Ordinance is to define the authority and responsibilities of lighting fixtures and components in city right of ways and in certain cases, outside of city right of ways; and

**WHEREAS:** The changes to the code are as follows:

In ARTICLE V. – STREET LIGHTING PROGRAM; DIVISION 1. - AUTHORITY AND RESPONSIBILITY remove Sections 50-177 and 50-178 in their entirety and replace with the following language:

**Sec. 50-177. - Authority.**

The City of Jackson shall provide and be responsible for the construction, establishment, maintenance, and operation of lighting fixtures and lighting components for the illumination of public street, roads, sidewalks, and alleyways (hereinafter sometimes referred to collectively as "public right of ways" or “PRW”) situated within the incorporated area of the city that also fall within the electric territory for Jackson Electric in the manner and in accordance with the standards set forth in this article.

For all public right of ways within the incorporated areas of the City of Jackson that fall outside of the Jackson Electric territory, the construction, establishment and maintenance of the lighting fixtures and lighting components are the responsibility of

the developer or provider within a given territory but must be done in accordance with the standards set forth in this article.

**Sec. 50-178. - Responsibility.**

- a. The Jackson Electric Department or Zoning Administrator or such other person or department as may be designated by the city council from time to time shall be responsible for administering the street lighting program as set forth in this article and shall:
  1. Acknowledge and work in accordance with the electric territories as defined by the State of Georgia; and
  2. Notify any developer, builder, planner, or other individual or agency of the requirements of this Article; and
  3. Review all permits to install lights within the public right of way for accuracy and compliance with the standards of this Article; and
  4. Establish an orderly system of numbering street lighting districts (which may be in accordance with the tax assessor or tax commissioner); and
  5. Ensure that whoever is responsible for the construction and installation of all street lighting poles securely fastens a number to each pole that is visible from the street level; and
  6. Perform any and all acts or duties necessary or proper for the attainment of the purposes herein set out.
- b. Outside the Jackson Electric territory, constructing and installing streetlights and lighting fixtures and lighting components within the public right of ways by other individuals and entities other than Jackson Electric shall adhere to the following:
  1. Installation requires a permit from the City of Jackson; and
  2. Construction, installation, and maintenance must comply with the standards of the City of Jackson; and
  3. City of Jackson is only responsible for the energy usage, not the maintenance or consumable components.
- c. Installation of lights outside of the public right of ways on parcels within the City of Jackson city limits:
  1. When a customer is required by code or on their own elects to install lights outside of the city right of ways, the construction, establishment, and installation of lighting fixtures and lighting components are the responsibility of the developer; and



2. The energy usage for all lighting fixtures and lighting components, temporary or permanent, are the responsibility of the developer, property owner, tenant, or their designee.

d. Public Streets within a Residential Subdivision or Commercial/Industrial Park:

Within a subdivision, commercial or industrial park, streetlights are required and must be in accordance with the standards of the City of Jackson, this Article, and other electric department rules and regulations; and

Within the public right of ways on city streets within subdivisions or commercial/industrial parks, the construction, establishment, and installation of lighting fixtures and lighting components are the responsibility of the developer; and

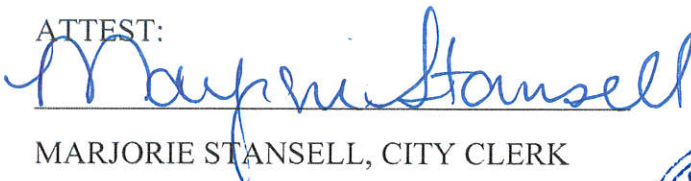
All lights must be approved by the City of Jackson and require an approved preliminary plat. Specifications for fixtures and poles will be approved during the process. Any lights installed inside the city right of way without city approval, or out of compliance with city standards will be subject to corrective action at the expense of the developer or landowner.

THIS ORDINANCE adopted this 20<sup>th</sup> day of June, 2023



CARLOS DUFFEY, MAYOR

ATTEST:



MARJORIE STANSELL, CITY CLERK

(seal)

