

STATE OF GEORGIA  
COUNTY OF FULTON

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA TO AMEND CHAPTER 38 (OFFENSES AND MISCELLANEOUS PROVISIONS) OF THE CODE OF THE CITY OF SANDY SPRINGS, GEORGIA; TO ADD PROVISIONS PERTAINING TO THE REGULATION OF FENCING MATERIALS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES**

**WHEREAS**, the Mayor and Council of the City of Sandy Springs (“City Council”) are charged with the protection of the public health, safety, and welfare of the citizens of the City of Sandy Springs; and

**WHEREAS**, the construction and maintenance of electrified fences and fences using barbed wire or concertina wire pose a threat to the health, safety and welfare of the general public, particularly children, animals and emergency responders; and

**WHEREAS**, the City Council has determined that it is appropriate from time to time to modify the Code of Ordinances of the City of Sandy Springs (the “Code”) to further protect the public health, safety, and welfare of the citizens of Sandy Springs.

**BE IT ORDAINED** by the Mayor and City Council of the City of Sandy Springs, Georgia that the City’s Code of Ordinances is amended as follows:

**SECTION I:** Division 1 of Article III of Chapter 38 relating to Offenses and Miscellaneous Provisions is hereby amended by adding Section 38-65 to provide for a restriction on certain fencing material, and will read as follows:

**Sec. 38-65. - Fencing material restricted.**

No person may construct, erect, or maintain any electric or electrified fence, or any fence constructed of barbed wire or concertina wire, or any fence consisting solely of horizontal metal wires within the city limits.

**SECTION II:** It is the intention of the City Council and it is hereby ordained by the authority of the City Council that the provisions of this Ordinance shall become and be made a part of The Code of the City of Sandy Springs, Georgia, and the codifier is authorized to make the specified deletions, insertions, additions, and to insert headings, article numbers and section numbers as and where appropriate.

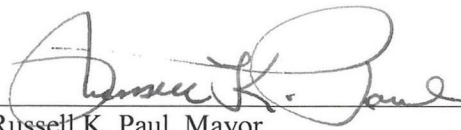
**SECTION III:** All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**SECTION IV:** If any section, subsection, provisions, or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or, if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent of the City Council that this Ordinance would have been adopted in its current form without the invalid or unconstitutional provision contained therein.

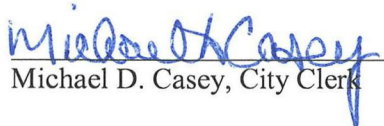
**SECTION V:** This Ordinance shall become effective immediately upon its adoption.

**APPROVED AND ADOPTED** this the 15<sup>th</sup> day of January, 2019.

Approved:

  
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Russell K. Paul, Mayor

Attest:

  
\_\_\_\_\_  
Michael D. Casey, City Clerk

(Seal)

