

State of Georgia

City of Harlem

Ordinance No. 2234

**An Ordinance to Amend the Code of the City of Harlem, Georgia; Chapter 108 – Land Use; Article IV – Regulations for Specific Uses; Sec. 108-103. Communication Towers; Article (a) Regarding Set-back Distances**

WHEREAS, the review of the Code of Ordinances is beneficial to maintain clear and accurate operating procedures; and,

WHEREAS, in the review of Code Sec. 108-103. Communication Towers it currently addresses only those properties containing a residential use; and,

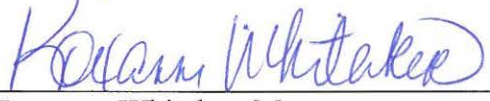
WHEREAS, it is recommended by staff to amend this Code Section for the inclusion of commercial uses, public roadways, and residential and commercial uses including unoccupied structures.

THEREFORE, Code Sec. 108-103, Article (a) shall be amended as follows:

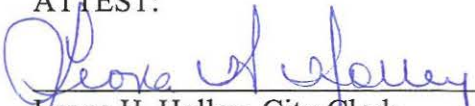
**Sec. 108-103. Communication towers.**

- a) Towers/accessory structures must be set back a distance equal to the height of the tower from any property containing a residential use, a commercial use, or a public roadway. Residential and commercial uses shall include unoccupied structures. A Variance may be pursued by an applicant if a communications tower is designed by competent engineer or designer to collapse upon itself. In that case, the set back distance shall be the collapse zone.

NOW, THEREFORE, this Ordinance is approved by the City Council of the City of Harlem, Georgia on this 23rd day of January, 2023 and shall become effective upon adoption.

  
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 Roxanne Whitaker, Mayor

ATTEST:

  
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 Leona H. Holley, City Clerk

December 19, 2022  
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 1<sup>st</sup> Reading

January 23, 2023  
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 2<sup>nd</sup> Reading