

CODE

AUGUSTA, GEORGIA,

also known as

AUGUSTA-RICHMOND COUNTY, GEORGIA

Looseleaf Supplement

This Supplement contains all ordinances deemed advisable to be included at this time through:

Ordinance No. 6992, adopted August 7, 2007.

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CODE

AUGUSTA, GEORGIA

also known as

AUGUSTA-RICHMOND COUNTY
GEORGIA*

Published by Order of the Augusta-Richmond County Commission
First Reading: July 10, 2007
Second Reading: August 7, 2007
Supplement No. 1—October 10, 2007



MUNICIPAL CODE CORPORATION

Tallahassee, Florida

2007

***State law references**—Georgia Laws, 1997, Page 4024, changed the name of the Augusta-Richmond County to "Augusta, Georgia". The entity is variously referred to as Augusta, Georgia; Augusta-Richmond County, Georgia and the City of Augusta. The appropriate name is Augusta, Georgia.

ORDINANCE NO. 6992

AN ORDINANCE TO ADOPT A REVISED CODE OF ORDINANCES FOR AUGUSTA, GEORGIA; TO DESIGNATE SAID REVISED CODE AS THE CODE OF AUGUSTA, GEORGIA, REVISED, 2007, ALSO KNOWN AS "AUGUSTA CODE 2007".

WHEREAS, the Augusta Code was last codified in 1997 by an Ordinance adopted September 3, 1997 by the Augusta-Richmond County Commission; and

WHEREAS, the Augusta Code of Ordinances proposed for adoption specifically amends, restates and supersedes said 1997 Code except as provided in Section 1-1-10 in said Code of 1997 and as such exceptions are carried forward in the revised Code as Section 1-1-10 in the 2007 Code. All changes in ordinances have been incorporated through June, 2007.

NOW THEREFORE, be it ordained by the Augusta-Richmond County Commission that the Code of Ordinances of Augusta, Georgia, 2007 Revision, is hereby officially adopted as the Code of Augusta, Georgia (2007) and it can be cited as such.

FURTHER ORDAINED that the 2007 Code Revision is dedicated to those individuals who have served in elective offices and senior administrative positions in the Consolidated Government, since its adoption, in appreciation for their service to the community.

Duly adopted this 7 day of August, 2007.

AUGUSTA-RICHMOND COUNTY COMMISSION

/s/ Deke Copenhaver
Mayor

Attest:

/s/ Lena Bonner
Clerk of Commission

Seal

First Reading: July 10, 2007

Second Reading: August 7, 2007

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(b) For purposes of this subsection:

- (1) The terms Tract, Block, and VTD shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 1990 for the State of Georgia;
- (2) The term Precinct is synonymous with the term voting precinct and means a geographical area designated by Article 7 of Chapter 2 or 3 of Title 21 of the O.C.G.A., within which all electors vote at one polling place;
- (3) Precinct names and designations following VTD designations are included for convenience only; and in the event the description of any Commission district contains a conflict between the geographical boundaries of any VTD and the boundaries of the following named precinct, the

geographical boundary of the VTD as shown on the census maps for the United States decennial census of 1990 for the State of Georgia shall control;

- (4) Any part of Richmond County which is not included in any Commission district described in this subsection shall be included within that Commission district contiguous to such part which contains the least population according to the United States decennial census of 1990 for the State of Georgia; and
- (5) Any part of Richmond County which is described in this subsection as being included in a particular Commission district shall nevertheless not be included within such Commission district if such part is not contiguous to such Commission district. Such noncontiguous part shall instead be included within that Commis-

sion district contiguous to such part which contains the least population according to the United States decennial census of 1990 for the State of Georgia.

(c) All members of the Commission shall be full voting members of the Commission. The Mayor shall be a member of the Commission. Except as otherwise provided in this Act, the Mayor shall have the right to vote only to make or break a tie vote on any matter.

(d) No person shall be eligible to serve as a Commissioner unless he or she:

- (1) has been a resident of the Commission district from which elected for a period of one year immediately prior to the date of the election;
- (2) continues to reside within the Commission district from which elected during his or her term of office;
- (3) is a registered and qualified elector of Richmond County; and
- (4) meets the qualification standards required for members of the Georgia House of Representatives as are now or may in the future be prescribed by the Georgia Constitution.

No person who has served more than three-fourths of a second consecutive full term of office as Commissioner shall again be eligible to hold office as Commissioner until after the expiration of four years from the conclusion of the last full term of office to which such person was elected as Commissioner.

(e) No person shall be eligible to serve as Mayor unless he or she:

- (1) has been a resident of the county for a period of one year immediately prior to the date of the election;
- (2) continues to reside within the county during his or her term of office;
- (3) is a registered and qualified elector of Richmond County; and
- (4) meets the qualification standards required for members of the Georgia House

of Representatives as are now or may in the future be prescribed by the Georgia Constitution.

No person who has served two consecutive full four-year terms of office as Mayor shall again be eligible to hold office as Mayor until after the expiration of four years from the conclusion of that person's last term of office as Mayor.

(f) The Mayor shall be paid an annual salary of \$65,000.00, the Mayor Pro Tempore shall be paid an annual salary of \$20,000.00, and each of the other Commission members shall be paid an annual salary of \$12,000.00. Future changes in the salary and expenses of such persons shall be effected in accordance with the provisions of Code Section 36-35-4 of the O.C.G.A. (1995 Ga. Laws, p. 3648; 1996 Ga. Laws, p. 3607; 1997 Ga. Laws, p. 4024; 1997 Ga. Laws, p. 4690; 2002 Ga. Law, p. 3769, § 1)

Note—2007 Ga. Laws_HB 553 provides for the majority vote election of Commissioners. See also 2006 Ga. Laws at § ___ which abolished recognition of plurality requirement for election members of the Commission and the "Home Rule" ordinance amendment to the Ga. Consolidation Act enacted under authority of § 5-1-41 of the Act.

Sec. 1-29. Election of commission.

(a) Those members of the commission who were serving as such on January 1, 2007, and any person selected to fill a vacancy in any such office, shall continue to serve as such members until the regular expiration of their respective terms of office and upon the election and qualification of their respective successors.

- (b) (1) Those members of the commission who are elected to serve Commission Districts 2, 4, 6, 8, and 10 shall be elected at the election held on the Tuesday next following the first Monday in November, 2007, shall take office on January 1, 2008, and shall serve until December 31, 2010, and until their respective successors are elected and qualified. Thereafter, their successors shall be nominated and elected by majority vote as provided in this section at the general election held in the even-numbered year immediately preceding the expiration

of their respective terms of office, shall take the office on the first day of January immediately following the date of their election, and shall have terms of office of four years and until their respective successors are elected and qualified. Each member of the commission shall be elected by the electors residing within such member's commission district. The initial three-year terms of office provided for in this paragraph shall be considered full terms of office for purposes of term limitations.

- (2) Those members of the commission who are elected to serve Commission Districts 1, 3, 5, 7, and 9 shall be elected at the election held on the Tuesday next following the first Monday in November, 2009, shall take office on January 1, 2010, and shall serve until December 31, 2012, and until their respective successors are elected and qualified. Thereafter, their successors shall be nominated and elected by the majority vote as provided in this section at the general election held in the even-numbered year immediately preceding the expiration of their respective terms of office, shall take office on the first day of January immediately following the date of their election, and shall have terms of office for four years and until their respective successors are elected and qualified. Each member of the commission shall be elected by the electors residing within such member's commission district. The initial three-year terms of office provided for in this paragraph shall be considered full terms of office for purposes of term limitations.

- (3) The mayor pro tempore shall be a member of the commission.

(c) The initial Mayor shall be elected in a special nonpartisan election, without a special primary, to be held on the Tuesday after the first Monday in November, 1995. Candidates in such special election shall not be listed on the ballot according to political party affiliation; and such special election shall be conducted on a nonparti-

san basis, without a special primary, and by majority vote as provided in this section. The person elected as Mayor at such special election shall take office on January 1, 1996, for an initial term of office expiring on December 31, 1998, and until a successor is elected and qualified. Thereafter, each successor to the office of Mayor shall be elected at a general election to be held on the Tuesday following the first Monday in November immediately preceding the expiration of a term of office, shall be nominated and elected by majority vote as provided in this section, shall take office on the first day of January immediately following the date of the election, and shall have a term of office of four years and until a successor is elected and qualified. The Mayor shall be elected on a county-wide basis by the electors of the entire county.

(d) Except as otherwise provided in this section, all primaries and elections for the Mayor and members of the Commission shall be in accordance with the provisions of Chapter 3 of Title 21 of the O.C.G.A., known as the Georgia Municipal Election Code, as now or hereafter amended. All primaries and elections for such offices shall be conducted on a nonpartisan basis and candidates in any such primary or election shall not be listed on the ballot according to party affiliation. Any person who is a registered voter of Richmond County shall be eligible to vote in any election under this section.

- (1) As used in this paragraph, the term majority means the receipt by one candidate alone of the highest number of votes cast in a primary or election among the candidates for the same office provided that such candidate receives at least 45 percent of the total number of votes cast in such primary or election for such office. If two or more candidates tie in receiving the highest number of votes or no candidate receives more than 45 percent of the total number of votes cast for the office sought, there is no majority. If no candidate receives a majority of the votes cast in any such primary or election, there shall be a run-off primary or a run-off

election which shall be called and conducted in the manner provided in Code § 21-3-407 of the O.C.G.A.

(1995 Ga. Laws, p. 3648; 1996 Ga. Laws, p. 3607; 1997 Ga. Laws, p. 4024; 1997 Ga. Laws, p. 4690; Ga. Laws 2002, p. 3769, § 2007 Ga. Laws, Page (House Bill 553)

Note—See "Home Rule" Consolidation Act, § 1-41 1995 Ga. Laws P3648 as amended in 2007 by HB 553.

preside at Commission meetings in the absence of the Mayor and perform such other duties as may be entrusted to the office of the Mayor Pro Tempore by action of the Commission. The Mayor Pro Tempore shall continue to be a full voting member of the Commission when serving in the capacity of Mayor Pro Tempore. No person who has served two consecutive full one-year terms of office as Mayor Pro Tempore shall again be eligible to hold office as Mayor Pro Tempore until after the expi-

Sec. 1-30. Powers of mayor; mayor pro-tem; committees.

(a) The Mayor shall be the chief executive officer of Richmond County and the City of Augusta. The Mayor shall possess and exercise the following executive and administrative powers and duties:

- (1) To preside at all meetings of the Commission;
- (2) To serve as the official head of Richmond County and the City of Augusta for the service of process and for ceremonial purposes;
- (3) To administer oaths and to take affidavits;
- (4) To sign all written contracts entered into by the Commission on behalf of Richmond County and the City of Augusta and all other contracts and instruments executed by the county and city which by law are required to be in writing;
- (5) To ensure that all laws, ordinances, and resolutions of Richmond County and the City of Augusta are faithfully executed; and
- (6) To exercise such other powers and perform such other duties as may be required by ordinance or resolution of the Commission.

(b) The Mayor shall not be empowered to veto ordinances, resolutions, or other actions of the Commission.

(c) The members of the Commission shall elect a Mayor Pro Tempore at their first regular meeting in January, 1996, and at such meeting in each year thereafter. The Mayor Pro Tempore shall

in all cases, anywhere in the state, in which by existing laws such papers may be attested and affidavits administered by justices of the peace of this state, and the judge of said state court shall have all the powers and authority, throughout his jurisdiction, of judges of the superior courts, except when by law exclusive power and authority are vested in judges of the superior courts, and all laws relating to and governing judges of the superior courts shall apply to the judge of said state court, so far as the same may be applicable, except as herein provided.

(Ga. Laws 1880-81, p. 574, § 35)

Sec. 5-96. Same—Enforce orders, preserve order, punish contempt, etc.

The judge of said state court shall have the same power to enforce his orders, to preserve order, punish for contempt, and to enforce all his judgments, as is vested by law in the judges of the superior courts of this state.

(Ga. Laws 1880-81, p. 574, § 35)

Sec. 5-97. Practice of law prohibited.

The judge of the State Court of Richmond County shall not engage in the private practice of law.

(Ga. Laws 1943, p. 806; Ga. Laws 1976, p. 3155, § 1; Ga. Laws 1981, p. 3544, § 1)

Sec. 5-98. Absence.

In case of the absence of said state judge from any cause at any term of said court, it shall be the duty of the clerk or the sheriff of said court to adjourn the court to such day as the judge may in writing direct.

(Ga. Laws 1880-81, p. 574, § 24)

Sec. 5-99. Attorney to preside when judge disqualified.

In any case in said state court in which said state judge may be from any cause disqualified the parties may agree, either themselves or by counsel, upon some attorney to preside in that case in his place, and said state judge shall have an order to that effect placed upon the minutes of said court.

(Ga. Laws 1880-81, p. 574, § 29)

Sec. 5-100. Judges of superior court and state court may preside in either court.

The judge of the superior court and the judge of said state court may preside in the court of each other in cases where the judge of either court is disqualified to preside from any cause.

(Ga. Laws 1880-81, p. 574, § 28)

Sec. 5-101. Creation of second division.

There is created a second division of the State Court of Richmond County. The second division of the state court shall be governed by the provisions of general law contained in Chapter 7 of Title 15 of the O.C.G.A., relating to state courts, and by the additional provisions of this part.

Sec. 5-102. Judge; powers and duties; appointment.

(a) In addition to all other judges of the state court, there shall be one judge of the second division of the State Court of Richmond County. The qualifications and election of the judge shall be as provided by general law.

Except as otherwise provided in this section, said judge shall have and may exercise all powers, duties, jurisdictions, privileges, and immunities of the present judge of the State Court of Richmond County under the provision of this Act and the general law applicable to said present judge.

(b) The initial judge shall be appointed by the Governor for an initial term beginning on July 1, 1997, and expiring on December 31, 1998, and upon the election and qualification of a successor. (Ga. Laws 1997, p. 4380-4381)

Sec. 5-103. Compensations/Salary.

(a) The judge shall receive the same compensation as the present judge of the State Court of Richmond County payable in equal monthly installments from the funds of Augusta-Richmond County, Georgia. The judge is designated as a full-time judge and may not engage in the private practice of law. (Ga. Laws 1997, p. 4380-4381)

(b) Any salary supplement heretofore enacted by Augusta-Richmond County, Georgia, shall also be applicable to the judge.

Note—As of January 1, 2006, the salaries of the Judges of the State Court of Richmond County were increased as set forth below:

State Court Associate Judge . . . 127,609.30

(Ga. Laws 1997, p. 4380-4381; Ord. of 6-7-06)

Sec. 5-104. Creation of a Third Division.

There is created a third division of the State Court of Richmond County. The third division of the state court shall be governed by the provisions of general law contained in Chapter 7 of Title 15 of the O.C.G.A., relating to state courts, and by the additional provisions of this part.

State law reference—O.C.G.A. Title 15-7 et seq.

(Section 3.1 Act 65(S.B. 107) approved 5-17-07)

Sec. 5-105. Third Division Judge; powers and duties; appointment.

- (a) (1) In addition to all other judges of the state court, there shall be one judge of the third division. The qualifications and election of the judge shall be as provided by general law.
- (2) Except as otherwise provided in this section, said judge shall have and may exercise all powers, duties, jurisdictions, privileges, and immunities of the present judges of the State Court of Richmond County under the provision of this Act and the general law applicable to said present judges.

(b) The initial judge shall be appointed by the Governor for an initial term beginning on July 1, 2007, and expiring on December 31, 2008, and upon the election and qualification of a successor. (Section 3.2 Act 65(S.B. 107) approved 5-17-07)

Sec. 5-106. Third Division Judge; Compensation/Salary.

(a) The judge shall receive the same compensation as the present judges of the State Court of Richmond County payable in equal monthly installments from the funds of Augusta-Richmond

County, Georgia. The judge is designated as a full-time judge and may not engage in the private practice of law.

(b) Any salary supplement heretofore enacted by Augusta-Richmond County, Georgia, shall be applicable to the judge.

(Ga. Law 1997, p. 4380-4381; Section 3-3 Act 65 (S.B. 107) approved 5-17-07)

Sec. 5-107. Chief judge.

The judge of the State Court of Richmond County who has served the longest period of time in office as judge of said court shall be the chief judge of the State Court of Richmond County.

Note—As of January 1, 2006, the salaries of the Judges of the State Court of Richmond County were increased as set forth below:

State Court Chief Judge . . . 131,209.26

(Ord. of 6-7-06)

Sec. 5-108. Compensation.

- (a) Reserved.
- (b) Reserved.
- (c) Reserved.
- (d) The chief judge shall receive additional compensation for performing the handling of the administration and operation of the State Court of Richmond County. (Ga. Laws 1997, p. 4380-4381)

Sec. 5-109. Same—Powers and duties.

Such chief judge shall be responsible further for the administration and the expeditious disposition of the business of the state court, both civil and criminal, and shall have power to make such rules as the chief judge shall deem necessary or proper for such purpose but which are not in conflict with the general laws of this state. Such rules, when approved by the chief judge and filed in the office of the clerk of the State Court of Richmond County, shall be binding upon the other judge or judges of said court. The chief judge shall be vested with the power to make all appointments whenever the law provides for the state court judge to make appointments. Such chief judge may by published rule, or from time to time by order, allocate the jurisdiction and powers

of the state court of said county and the duties of he judges thereof; may assign to the other judge or judges of said court such business of said court as the chief judge shall deem appropriate; may require reports from the clerk of the court and from any judge of said court relative to business of the court; and generally shall supervise and direct the dispositions of all business, both civil and criminal, of said court.

(Ga. Laws 1997, p. 4381)

Sec. 5-110. Oath.

The judge shall take an oath to faithfully administer and discharge the duties of his or her office in accordance with the Constitution and laws of the State of Georgia, which oath may be administered by any officer authorized under the laws of this state to administer oaths.

(Ga. Laws 1997, p. 4381)

Subdivision 3. Solicitor

Sec. 5-111. Duties; fees; assistant solicitor.

It shall be the duty of the solicitor to represent the State of Georgia in all cases in said state court in which the state shall be a party, and in the supreme court in such cases upon writs of error from said state court. All bills for insolvent costs that may become due to said solicitor, when examined and approved by the judge of the said court, shall, upon presentation, be paid by the treasurer of the county out of any funds which may be in the treasury. The fees of the solicitor, for services rendered in the supreme court, shall be paid by the state, on the warrant of the governor, in all cases where the said solicitor shall present the certificate of the clerk of the supreme court as to services, and of the clerk of the said state court to the effect that the defendant was acquitted or was unable to pay the costs.

The solicitor of the State Court of Richmond is authorized to appoint, subject to the approval of the judge of the state court, an assistant solicitor. The assistant solicitor shall serve at the pleasure of the judge and solicitor of the state court. Any assistant solicitor shall have been a resident of Richmond County for a period of not less than one (1) year prior to his appointment, shall be at least

twenty-one (21) years of age at the time of appointment, and shall be a member of the State Bar of Georgia and qualified to practice law. The assistant solicitor shall, before assuming office, take the same oath of office as that prescribed for the solicitor. The assistant solicitor shall have such authority as may be delegated to him by the solicitor and, when acting on behalf of or for the solicitor, shall have all the power and authority vested in the Solicitor of the State Court of Richmond County. The salary of the assistant solicitor shall be established by the governing authority of Richmond County and shall be paid from county funds.

(Ga. Laws 1880-81, p. 574, § 4; Ga. Laws 1981, p. 3544, § 2)

Sec. 5-112. Limitations on criminal law practice.

The solicitor of the State Court of Richmond County shall not practice criminal law in any of the courts of this state, except in the discharge of the duties of the office of solicitor of said court, or prosecuting and/or assisting in the prosecution of cases in other courts.

(Ga. Laws 1931, p. 369)

Sec. 5-113. Generally.

(a) The solicitor-general of the state court shall be a full-time solicitor-general as provided in Code Section 15-18-63 of the O.C.G.A. or any statute which succeeds such Code section.

(b) The solicitor-general shall not engage in the private practice of law.

(c) The solicitor-general shall receive a salary of \$64,000.00 per annum payable in equal monthly installments from the funds of Augusta-Richmond County. Any salary supplement heretofore enacted by Augusta-Richmond County shall continue to be applicable to the solicitor-general, and Augusta-Richmond County may enact such supplements from time to time. (Effective January 1, 1998, the salary shall be \$73,500.00, and effective January 1, 2000, the salary shall be \$83,000.00 and shall receive further increases as set forth in Augusta-Richmond County Code, § 1-15.)

(d) The solicitor-general of the State Court of Richmond County holding office on the effective date of this Act shall continue in office until the expiration of the term of office to which such solicitor-general was elected.

Sec. 5-114—5-116. Reserved.

DIVISION 4. JURY

Sec. 5-117. Application of general law to juries.

All laws in reference to the qualification, relations, drawing, summoning and empaneling jurors, and of challenging, now of force in this state, or hereafter enacted by the general assembly regulating the same in the superior courts, shall apply to and be observed in said state court, except where said general laws are inconsistent with the provisions of this act, or any amendments thereof hereafter made.

(Ga. Laws 1880-81, p. 574, § 9)

Sec. 5-118. List.

All persons liable to serve as grand and petit jurors in the superior court of said county, shall be liable to serve as petit jurors of said state court, and it shall be the duty of the clerk of the said state court to copy into a book to be provided at the public expense, the lists of all names of persons liable to serve as jurors, grand and petit, in the said superior court, to be taken from the lists of said superior court, under the supervision of the judge of said state court, and to make a new list as often as said superior court jury lists are revised, to conform to said revision, which said book containing the list of persons so liable to serve as jurors in said state court, as above directed, shall be alphabetically arranged, and shall be kept in the office of the clerk of said state court. The said clerk shall also make out tickets equal in number to the number of names on said lists, and write upon each the name of one of said persons, and deposit the same in a box to be provided at the public expense, and numbered one, until there shall be a ticket in said box bearing the name of each person on said list.

(Ga. Laws 1880-81, p. 574, § 6)

Sec. 5-119. Drawing jury.

During the session of said state court at each term, in open court, the judge shall draw from said box number one, 24 names of persons to serve as jurors at the next term thereafter of the said state court, and shall cause the clerk to record the names so drawn, and then deposit the tickets in another box, to be provided at the public expense, and numbered two. These boxes shall be so constructed as to be kept under one seal and lock, and shall be kept sealed and shall not be opened by any person except the judge of the said state court, or the judge of the superior court when presiding in his place, for the purpose of drawing jurors in open court, except in cases when, from failure to draw a jury in term time, or from other cause, it may be necessary to draw a jury for said state court in vacation. If from any cause it should become necessary to draw a jury for said state court in vacation, either the judge of said state court or a superior court judge may at any time, 20 days before the next term of said state court, in the presence of the clerk and sheriff of said state court, proceed to draw juries in the manner above prescribed. The clerk shall keep said jury boxes and the sheriff shall keep the key, and it shall be duty of the clerk of said state court, to prepare said jury lists in boxes as hereinbefore provided, and after said boxes are prepared the jury to serve at the first quarterly term of said court shall be drawn, as above provided for drawing juries in vacation.

(Ga. Laws 1880-81, p. 574, § 7)

Sec. 5-120. Jurors—Summoning.

The clerk shall make out a precept, containing the names of the persons drawn, as above directed, and a summons for each juror and deliver the same to the sheriff, 15 days before the next term of the said state court, whose duty it shall be to serve each of said persons by handing him a summons personally, or by leaving the same at his most notorious place of abode, at least 10 days before the term of the said state court at which he is required to attend.

(Ga. Laws 1880-81, p. 574, § 8)

Sec. 5-121. Same—Challenges.

In criminal cases, the defendant shall be entitled to seven peremptory challenges, and the

state to five, and in civil cases the plaintiff and defendant shall be each entitled to six, and all laws and rules, both civil and criminal, regulating the selection of juries in the superior courts, shall apply to said state court, except where they are inconsistent with the provisions of this act, and any amendments which may hereafter be made. (Ga. Laws 1880-81, p. 574, § 11)

Sec. 5-122. Same—Per diem.

All jurors in said state court, whether belonging to the regular panel or talesman, shall receive \$1.00 per day for their services for every day of actual attendance, and shall be paid in the same manner, and under the same regulations, as jurors in the superior court. Separate juries shall be drawn for each week of each term of said court and jurors shall serve only for one week in each term unless when a juror is serving on the trial of a case lasting over from one week till another. Jurors shall be drawn, served, summoned, impaneled, and shall serve only for the same length of time in each year, as is now or may hereafter be allowed in the superior court.

(Ga. Laws 1880-81, p. 574, § 45; Ga. Laws 1886-87, p. 713)

Sec. 5-123. Two juries to be drawn from panel.

From said panel of 24 jurors drawn and summoned as above directed, the judge of said state court, shall cause to be made up two juries, of 12

powers and authority as is conferred by the constitution and laws of this state upon a justice of the peace, judge of superior court, and with such additional rights, powers, and jurisdiction as is provided by the terms of this act [article]; said chief judge of said civil court and the associate judge shall have the power and authority, under the limitations set out in this act [article], to hear, determine, and dispose of all cases and actions, both civil and criminal, of which said court has jurisdiction, and to give judgment and execution therein; to hold court from day to day continuously, if necessary, to the dispatch of the business of said court. The chief judge of said court and the associate judge shall have the same power to preserve order, to compel obedience to their orders, to inflict summary punishment for contempt, to enforce the judgment of their court, as is given by law to the judges of the superior courts of this state; provided, however, that said judges shall have no power to impose punishment for contempt exceeding a fine of \$300.00 and/or 30 days in the county jail. The judges of said civil court shall have, in addition to the powers enumerated in this section, all the powers, prerogatives and authority, in matters wherein the subject matter and the amount involved are not beyond the jurisdiction of said court that are conferred upon the judges of the superior court, and said powers, prerogatives and authority shall apply to the chief judge of said civil court and the associate judge, so far as the same may be applicable, unless inconsistent with the provisions of this act [article].

(Ga. Laws 1974, p. 2410, § 7)

Sec. 5-141. Salaries of chief judge and associate judge and court employees.

The salary of the chief judge of civil court shall be \$51,267.00 per annum; the salary of the clerk of said court shall be fixed by the chief judge from time to time at an amount not to exceed \$9,720.00 per annum and the clerk of said court shall have the power, by and with the consent of said chief judge of said court, to appoint a chief deputy clerk and the salary of the chief deputy clerk shall be fixed by the chief judge from time to time at an amount not to exceed \$7,620.00 per annum, and the clerk of said court shall have the power by and

with the consent of the chief judge of said court to appoint six deputy clerks and the salary of each of said deputy clerks shall be fixed by the chief judge from time to time at an amount not to exceed \$6,300.00 per annum. The salary of the marshal of said court shall be fixed by the chief judge from time to time at any amount not to exceed \$10,740.00 per annum and the marshal of said court shall have power by and with the consent of the chief judge of said court to appoint a chief deputy marshal and the salary of the chief deputy marshal shall be fixed by the chief judge from time to time at an amount not to exceed \$8,400.00 per annum, and 11 deputy marshals and the salary of each deputy marshal shall be fixed by the chief judge from time to time at an amount not to exceed \$7,260.00 per annum; provided, however, that said chief deputy marshal, chief deputy clerk or deputy clerks, or deputy marshals shall serve only during such time as both the chief judge and the clerk and/or marshal may deem their services necessary and to the best interest of the court. Any such deputy clerk or deputy marshal at any time, and any such vacancy or vacancies this created shall be filled in the same manner as such officers were originally appointed under this act [article], as amended.

(Ga. Laws 1974, p. 2410, § 9; Ga. Laws 1976, p. 3155, § 1; Ga. Laws 1978, p. 3347, § 1; Ga. Laws 1982, p. 3941; Ga. Laws 1983, p. 4173; Ga. Laws 1984, p. 4642; Ga. Laws 1985, p. 5003; Ga. Laws 1987, p. 5361; Ga. Laws 1989, p. 4113; Ga. Laws 1992, p. 6068; Ga. Laws 1996, p. 4405)

Note—As of January 1, 2006, the salary of the chief judge was increased to \$112,467.97 and the salary of the associate judge was increased to \$110,686.68.

Sec. 5-142. Secretaries.

The chief judge of said civil court and the associate judge shall have the power to appoint and at pleasure to remove two secretaries to serve the judges of said court. Such secretaries shall take all stenographic notes, transcribe same, required by the judges of said court and do and perform such other duties as the judges of said court may require in chambers or in court. Said secretaries shall have the same powers and authorities and exercise all the functions and be subject to all responsibilities and requirements of a deputy clerk of said court. The salary of the

secretaries of said court shall be fixed by said judges from time to time at an amount not to exceed \$6,600.00 per annum. The compensation of all officers of said civil court shall be paid monthly out of the treasury of Richmond County, Georgia, upon the warrants of the chief judge of said court by the officer or officers charged by law with paying out the money of said county and charged as part of the expenses of said court.

No credit for service shall be granted for any time during which a person was not actually an employee of the civil court and for Richmond County, Georgia, and receive compensation therefor in the position for which such increase is authorized.

(Ga. Laws 1974, p. 2410, 9A)

§ 5-143. Court reporter.

In addition to the personnel which the chief judge may appoint as hereinbefore provided, said judge shall have the power to appoint, and at pleasure to remove, a court reporter, to serve the civil court and judges thereof. Such reporter shall report and transcribe all criminal matters required by the judges of said court, and do and perform such other duties as the judges of said court may require in chambers or in court. The salary of the court reporter of said court shall be fixed by the chief judge from time to time at an amount not to exceed \$6,000.00 per annum, and shall be paid monthly out of the treasury of Richmond County, Georgia, upon the warrants of the chief judge of said court, by the officer or officers charged by law with paying out the money of the county and charged as part of the court expenses of said court.

(Ga. Laws 1974, p. 2410, Sec. 9B)

Sec. 5-143.1. Salary, marshall of civil court.

The provisions of this Act or any other provision of law notwithstanding, on and after January 1, 2000, the salary of the marshal of the Civil Court of Richmond County, Georgia, shall be \$60,000.00 per annum.

(Ga. Laws 1999, P3508, § 2, added newly adopted language, § 5-143.1)

Note—As of January 1, 2006, the salary of the marshall of the civil court was increased as set forth below: \$82,201.68.

Sec. 5-144. Marshal, clerk and deputies— Appointment.

The marshal and the clerk of the Civil Court of Richmond County, Georgia, shall be appointed by the chief judge of said court for a term of office to run concurrently with his own. The marshal and the clerk of said court shall have authority, with the approval of the chief judge of said court, to name their deputies who shall hold said office at the pleasure of the said marshal or clerk as the case may be, subject to approval of the chief judge of said court. It is hereby further provided that the chief judge, and associate judge and all of the other officers of the Civil Court of Richmond County, Georgia, now serving their present term of office are hereby confirmed as the chief judge, and associate judge and other officers of said court, to name their deputies who shall hold said office at the pleasure of said marshal or clerk as the case may be subject to approval of the chief judge of said court. It is hereby further provided that the judge and all of the other officers of the Civil Court of Richmond County, Georgia, now serving their present term of office are hereby confirmed as the judge and other officers of said court.

(Ga. Laws 1974, p. 2410, § 10; Ga. Laws 1978, p. 3341, § 1)

Sec. 5-144.1. Election of civil court marshall by popular vote.

(a) The provisions of Section 10 of Act 70, H.B. 554 of April 30, 2007 or any other provision of law notwithstanding, the person serving as marshal of the Civil Court of Richmond County on January 1, 2007, shall continue to serve as such for the remainder of his or her term expiring December 31, 2009; except in case of vacancy created by death, resignation, or disqualification, in which event a special election to fill such vacancy for the remainder of such term may be called and held as provided by general law.

(b) The successor to the marshal serving as provided in subsection (a) of this section shall be elected at an election held on the Tuesday next following the first Monday in November, 2009, shall take office on January 1, 2010, and shall

serve a term of office of four years beginning January 1 following such election and until the election and qualification of a successor.

(c) All elections under this section shall be conducted on a nonpartisan basis, without a primary, and as provided by Chapter 2 of Title 21 of the O.C.G.A. All persons elected to the office of marshal of the Civil Court of Richmond County under the provisions of this section shall be elected by majority vote.

(d) Any other provision of law notwithstanding, all persons serving as marshal of said court under the provisions of this section shall have the authority to manage the affairs of said office and to name their deputies who shall hold said office at the pleasure of the marshal.

(Ga. Laws 1999, p. 4132, § 3508, § 3)

Editor's note—Ga. Laws 1999, p. 3509, § 3, added § 5-144.1.

Sec. 5-145. Same—Powers—Generally; bond.

All of the requirements and duties, powers and authority imposed by law upon and conferred upon the clerk of Richmond County Superior Court and the sheriff of Richmond County shall be obligatory upon and shall be vested in the clerk and marshal of said civil court, and the several deputies, respectively, and shall be concurrent and coexistent with said clerk of superior court and sheriff of Richmond County. Provided, however, that the amount of the bond of the clerk of said civil court shall be ten thousand dollars, and the amount of the bond of the marshal of said civil court shall be ten thousand dollars, and the amount of the bond of deputy clerks of said civil court shall be one thousand dollars, and the amount of the bond of deputy marshals of said civil court shall be one thousand dollars; and all such bonds have as surety thereon a surety company doing business in this state and having an office and authorized to do business in Georgia, and premium of such bonds to be paid out of the county treasury of Richmond County, Georgia.

(Ga. Laws 1974, p. 2410, § 11; Ga. Laws 1978, p. 3341, § 1)

Sec. 5-145.1. Marshall of civil court, powers.

The powers and duties conferred upon the marshal of the Civil Court of Richmond County,

Georgia, and the deputies thereof, shall specifically include, without limitation, the power and duty to enforce laws and ordinances regulating abandoned motor vehicles pursuant to Code Section 40-11-1, et seq., of the O.C.G.A. or other applicable law or ordinance and laws and ordinances regulating littering on private or public property pursuant to Code Section 16-7-40, et seq., of the O.C.G.A. or local ordinances adopted pursuant to Code Section 16-7-48 of the O.C.G.A. and to issue citations for violations thereof; and the same shall be to the exclusion of any other officers or employees of Richmond County except the sheriff and his or her deputies.

(Ga. Laws 1999, Page 4132, § 1)

Sec. 5-146. Specific powers of clerks.

The clerk and deputy clerks of said civil court shall have complete power and authority, coexistent and coordinate with the power of the judges of said court, under the provisions of this act, to issue any and all warrants, civil and criminal, suits, and garnishments, writs of attachment, distress warrants, dispossessory warrants, warrants against intruders, warrants against tenant holding over, possessory warrants, bail trover and summary processes and writs which are issuable as a matter of right, to accept and approve bonds and to discharge any and all other functions, which under the laws of this state are performable by a justice of the peace. And all deputy clerks, and deputy marshals, if and when appointed under the terms of this act, shall exercise all the functions and be subject to all the responsibilities and requirements of the clerk and marshal of said court.

(Ga. Laws 1974, p. 2410, § 12; Ga. Laws 1978, p. 3341, § 1)

Sec. 5-147. Court of record; jurisdictional purposes.

Said civil court shall be a court of record, and shall have a seal, and minutes, records and other books and files that are required by law to be kept by the superior court, so far as the jurisdiction of said civil court may render necessary, and said records shall be kept in and for said civil court,

and said civil court is hereby declared to be a court of record for all purposes of jurisdiction, including, but not restricted to:

- (a) motions for summary judgment;
- (b) all matters arising under the Uniform Criminal Extradition Act, approved February 21, 1951, as amended;
- (c) Uniform Act for Out-of-State Parolee Supervision, approved February 17, 1950, as amended;
- (d) Nonresident Motorists Act, as amended; and
- (e) Georgia Civil Practice Act, as amended;

provided that the clerk of said civil court shall preserve in suitable files all original papers in each case, which shall not be removed from said clerk's office without the permission of the judges of said court, and proper receipt being given to said clerk or deputy clerks of said court.

(Ga. Laws 1971, p. 2745, § 13; Ga. Laws 1974, p. 2410, § 13)

Sec. 5-148. Court of inquiry jurisdiction.

With the exception of the judges of Richmond Superior Court and the judge of the State Court of Richmond County, the said civil court shall have exclusive jurisdiction to sit as a court of inquiry to examine into accusations against persons arrested on warrants for offenses committed within the limits of said County of Richmond.

(Ga. Laws 1974, p. 2410, § 14)

Sec. 5-149. Warrants, processes, writs, etc., Returnable to civil court.

All warrants, summary processes, writs, processes, garnishments, attachments and suits issuing out of said civil court, in which the principal sum claimed to be due or the value of the property in dispute does not exceed twenty-five thousand dollars (\$25,000.00), shall be returnable to said civil court in the same manner and under the same rules as such writs are required to be returned to the superior court.

(Ga. Laws 1974, p. 2410, § 15; Ga. Laws 1981, p. 3575, § 1)

Sec. 5-150. Practice and procedure—General law as to superior courts applicable.

The general laws of this state in regard to commencement of actions in the superior courts, and defenses thereto of whatever nature, the pleadings, the method of procedure and practice therein and in regard to the examination of the parties to suits or witnesses, by interrogatories or under subpoena, witnesses and their attendance, continuances, charge of the court, granting of new trials, and other matters of a judicial nature within the jurisdiction of said civil court, shall be applicable to said civil court, except as may be otherwise provided in this act.

(Ga. Laws 1974, p. 2410, § 16)

Sec. 5-151. Same—Suits and garnishments to conform with superior court procedure; service of process.

Suits and garnishments in said civil court shall in all respects be conformable to the code of procedure in the superior courts; process of suit shall be annexed by the clerk of said court and shall be served by the marshal of said court or his lawful deputies; all executions, warrants, writs and summary processes of any kind issuing from said civil court shall be issued by any of the judges thereof or in any one of their names by the clerk or deputy clerks, and be directed to the marshal and his lawful deputies of said civil court and to all and singular the marshals and deputy marshals, and lawful constables of this state, and shall be executed by the marshal or his deputy marshal, or lawful constable or other peace officer, as now provided by law for such proceedings from the superior courts, or justice of the peace courts of this state.

(Ga. Laws 1974, p. 2410, § 17; Ga. Laws 1978, p. 3341, § 1)

Sec. 5-152. Same—Rules in suits transferred from magistrate courts.

Civil matters involving claims, counterclaims and other proceedings which do not exceed the jurisdiction of the magistrate court, even though directed to the civil court, shall be considered and dealt with and adjudged under the same rules,

practice and procedure applicable to cases filed and tried in the Magistrate Court of Richmond County and shall be transferred to the magistrate

human resources shall then restudy the position and determine if the classification of the position should be changed. Authority to reallocate positions to classes on the basis of kind and level of duties and responsibilities is vested in the personnel board subject to the approval of the Augusta-Richmond County Commission. The director of human resources shall report any recommended reclassifications from the personnel board to the Augusta-Richmond County Commission for their approval. Copies of the reclassification plan, as amended, will be furnished to members of the Augusta-Richmond County Commission, to the personnel board, to the department heads, and shall be on file in the office of the director of human resources.

Sec. 1-7-35. Establishment, classification of new positions.

The Commission has the authority to determine the need for new positions, and to create and establish any needed position. The Commission has the responsibility to review budget requirements based on their initiative or that of department heads. The director of human resources shall, before filling any new position not excluded by the Commission under the coverage of this plan, prepare a job description, determine the recommended salary grade thereof, and report same to the personnel board, which shall allocate new positions to the existing classes or to new classes or positions in Augusta-Richmond County's service, subject to the approval of the Commission. The director of human resources shall report the recommended allocation of the new positions, recommended by the personnel board to the Commission for their approval.

Secs. 1-7-36—1-7-50. Reserved.

ARTICLE 4 PERSONNEL POLICIES AND PROCEDURES

Sec. 1-7-51. Adopted personnel policies and procedures..

(a) There is hereby adopted the Augusta-Richmond County Personnel Policies and Procedures Manual, also known as the Augusta, Geor-

gia Employee Handbook, designated as Appendix B to the Augusta-Richmond County Code and incorporated herein by reference and which includes all amendments through the date of the recodification of this Code and all amendments thereafter.

(b) The Richmond County Personnel Policies and Procedures heretofore adopted and designated as an appendix to the Augusta-Richmond County Code, and incorporated by reference, are amended by amending Section 11B.8. such that it shall read as follows:

8. Abuse or theft of Augusta-Richmond County property; provided, however, theft of property, constituting an offense under O.C.G.A. Title 16, Chapter 8, Article 1, shall require mandatory dismissal from employment by Augusta-Richmond County. For purposes of this paragraph, an admission of guilt, a plea of nolo contendere, or a plea under the first offender probation statute, O.C.G.A. § 42-8-60, et seq. shall be deemed an admission of the offense.

Further Section 11.C.3.e. is hereby amended such that it shall read as follows:

- e. The Administrator shall render a decision on the proposal for dismissal based on all the relevant information; provided, however, any employee who commits a theft of Augusta-Richmond County property shall be dismissed.

(Ord. No. 6199, § 1, 10-5-99)

Sec. 1-7-52. Department to certify payroll.

The department head shall certify by signature on each payroll that each person whose name appears on the payroll has been lawfully appointed and that they have actually worked the time for which they are being paid or were authorized leave with pay. Department heads shall further certify that such leave, if any, has been approved and that it has been reported to the human resources department.

Secs. 1-7-53—1-7-59. Reserved.

ARTICLE 5 AFFIRMATIVE ACTION

Sec. 1-7-60. Policy.

Augusta-Richmond County does hereby reaffirm its policy to insure equal opportunity in employment for all persons and to provide, to the maximum extent possible, the same employment, placement, training, promotion and salary opportunities without regard to race, sex, color, national origin, religion, political affiliation, age, physical handicaps (except where age, sex or physical handicap constitute a bona fide occupational qualification), or any other non-merit factor, and to promote the full realization of equal employment opportunity through a continuing affirmative action plan applicable to each department of Augusta-Richmond County and to be an integral part of the total personnel management program.

Secs. 1-7-61—1-7-65. Reserved.

ARTICLE 6 RETIREMENT PLAN

Sec. 1-7-66. Adopted by reference.

The retirement plans for the employees of Augusta-Richmond County shall be on file in the office of the Clerk of Commission and are incorporated herein by reference.

Editor's note—The following ordinances on the retirement plans were amended and restated: Ordinance No. 6983, adopted on June 19, 2007 amends and restates Ordinance Number 6655, the City of Augusta 1977 Retirement Plan for Richmond County employees; Ordinance No. 6989 adopted July 10, 2007, amends and restates Ordinance Number 6656, the City of Augusta 1949 General Retirement Fund; Ordinance No. 6990, adopted on July 10, 2007, amends and restates Ordinance Number 6657, the Richmond Employees 1945 Pension Fund.

<i>Bracket Gross Receipts</i>		<i>Tax Classes</i>					
		1	2	3	4	5	6
1	\$1—\$30,000	\$81	\$81	\$83	\$83	\$84	\$84
2	\$30,001—\$100,000	\$87	\$89	\$92	\$95	\$97	\$99
3	\$100,001—\$200,000	\$97	\$103	\$109	\$116	\$121	\$128
4	\$200,001—\$300,000	\$109	\$119	\$130	\$140	\$149	\$160
5	\$300,001—\$500,000	\$128	\$143	\$160	\$176	\$191	\$208
6	\$500,001—\$750,000	\$155	\$179	\$205	\$230	\$255	\$281
7	\$750,001—\$1,000,000	\$185	\$220	\$255	\$290	\$326	\$361
8	\$1,000,001—\$2,000,000	\$261	\$321	\$382	\$442	\$503	\$563
9	\$2,000,001—\$4,000,000	\$442	\$563	\$684	\$805	\$926	\$1,047
10	\$4,000,001—\$6,000,000	\$684	\$886	\$1,087	\$1,289	\$1,491	\$1,692
11	\$6,000,001—\$8,000,000	\$938	\$1,208	\$1,491	\$1,773	\$2,055	\$2,338
12	\$8,000,001—\$10,000,000	\$1,168	\$1,531	\$1,894	\$2,257	\$2,620	\$2,983
13	\$10,000,001—\$12,000,000	\$1,4103	\$1,853	\$2,297	\$2,741	\$3,185	\$3,628
14	\$12,000,001—\$15,000,000	1,713	2\$,257	2\$,802	3\$,346	\$3,891	\$4,435
15	\$15,000,001—\$20,000,000	\$2,197	\$2,902	\$3,608	\$4,314	\$5,019	\$5,726
16	\$20,000,001—\$30,000,000	\$3,104	\$4,112	\$5,121	\$6,129	\$7,137	\$8,146
17	\$30,000,001—AND OVER	\$4,314	\$5,726	\$7,137	\$8,549	\$9,961	\$11,372

(c) Business Tax Restrictions shall be as follows:

- (1) No business or practitioner shall be required to pay more than one (1) occupation tax for each of its locations.
- (2) No occupation tax will be required upon more than one hundred (100) percent of a business's gross receipts.
- (3) No occupation tax will be required on receipts on which such tax has been levied in other localities or states.
- (4) An occupation tax shall be required from real estate brokers, agents, or companies whose offices are located outside the taxing jurisdiction and who sell property inside the taxing jurisdiction.
- (5) An occupation tax shall not be levied in any other manner except as described in this Section.
- (6) Occupation taxes are limited to the gross receipts earned in the taxing jurisdiction or in the State of Georgia.
- (7) Out-of-state businesses with no location in Georgia shall be as-

essed occupation taxes based on the gross receipts of the business as defined in O.C.G.A. § 14-13-7 (see section 2-2-7(2)(a) and (b) of this Chapter) which are reasonably attributed to sales or services in the State of Georgia.

(Ord. No. 6243, §§ 1, 5, 1-18-00; Ord. No. 6931, § 2, 12-11-06)

Sec. 2-1-5. Allocation of gross receipts of business with multiple intrastate or interstate locations.

For those businesses that have multiple locations inside and outside of Augusta-Richmond County the gross receipts used to determine the occupation tax assessed will be those gross receipts attributed to each Augusta-Richmond County location. Where the business or practitioner cannot reasonably allocate the dollar amount of gross receipts among multiple locations or offices, the business or practitioner shall divide the gross receipts reported to all local governments in the State of Georgia by the number of locations or offices of the business or practitioner which contributed to the gross receipts reported to any local government in this state, and shall allocate an equal percentage of such gross receipts of the business or practitioner to each location or office. Upon request, the business or practitioner with a

location or office situated in more than one (1) jurisdiction shall provide to Augusta-Richmond County the following:

- (a) Financial information necessary to allocate the gross receipts of the business or practitioner; and
- (b) Information relating to the allocation of the business's or practitioner's gross receipts by other local governments.

(Ord. No. 6243, § 6, 1-18-00; Ord. No. 6243, § 6, 1-18-00)

Sec. 2-1-6. Paying occupation tax of business with no location in Georgia.

Registration and assessment of an occupation tax is hereby imposed on those businesses and practitioners of professions with no location or office in the state of Georgia if the business's largest dollar volume of business in Georgia is in Augusta-Richmond County and the business or practitioner:

- (a) Has one (1) or more employees or agents who exert substantial efforts within the jurisdiction of Augusta-Richmond County for the purpose of soliciting business or serving customers or clients; or
- (b) Owns personal or real property which generates income and which is located within the jurisdiction of Augusta-Richmond County.

Sec. 2-1-7. Each line of business to be identified on business tax certificate.

The Business Tax Certificate of each business operated in the local government's jurisdiction shall identify the line or lines of business that the business conducts. No business shall conduct any line of business without first having that line of business registered with the License and Inspection Department and that line of business being noted by the License and Inspection Department upon the Business Tax Certificate which is to be displayed by the business owner.

Sec. 2-1-8. The number of businesses considered to be operating in Richmond County, City of Augusta, or Augusta-Richmond County.

Where a person conducts business at more than one (1) fixed location, each location or place shall be considered a separate business for the purpose of the occupation tax.

Sec. 2-1-9. Professionals as classified in O.C.G.A. § 48-13-9(c), paragraphs 1 through 18.

Practitioners of professions as described in O.C.G.A. § 48-13-9(c)(1) through (18) shall elect as their entire occupation tax one (1) of the following:

- (a) The occupation tax based on gross receipts combined with profitability ratios as set forth in section 2-1-4 of this chapter; or
- (b) A fee of three hundred thirty (\$365.00) per practitioner who is licensed to provide the service, such tax to be paid at the practitioner's office or location; provided, however, that a practitioner paying according to this paragraph shall not be required to provide information to the local government relating to the gross receipts of the business or practitioner. The per-practitioner fee applies to each person in the business who qualifies as a practitioner under the state's regulatory guidelines and framework.
- (c) This election is to be made on an annual basis and provided to the License and Inspection Department no later than November 15 of each year.

(d) A practitioner of a profession or occupation who elects the occupation tax in this section, shall receive no reduction in such amount.
(Ord. No. 6243, § 7, 1-18-00; Ord. of 12-9-00 , § 2; Ord. No. 6931, § 3, 12-11-06)

Sec. 2-1-10. Practitioners exclusively practicing for a government.

Any practitioner whose office is maintained by and who is employed in practice exclusively by the United States, the state, a municipality or county of the state, instrumentalities of the United

before entering the crosswalk on the near side of the intersection or, if there is no crosswalk, at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering it. After slowing or stopping, the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time such driver is moving across or within the intersection or junction of roadways. If such a driver is involved in a collision with a vehicle in the intersection after driving past a yield sign without stopping, such collision shall be deemed prima-facie evidence of his failure to yield the right-of-way.

Sec. 3-5-14. Avoiding a traffic sign, signal or light.

Except when directed to proceed by a deputy sheriff, no driver of a vehicle shall purposely leave the road or highway to avoid having to stop, slow or yield for a traffic sign, signal or light.

Sec. 3-5-15. Reserved.

ARTICLE 3 SPEED REGULATIONS

Sec. 3-5-16. State speed laws applicable.

The state traffic laws regulating the speed of vehicles shall be applicable upon all streets within Augusta-Richmond County except as this article, as authorized by state law, hereby declares and determines upon the basis of an engineering and traffic investigation, that certain speed regulations shall be applicable upon specified streets or roads or in certain areas, in which event it shall be unlawful for any person to drive a vehicle at a speed in excess of any speed so declared in this article where signs are in place giving notice thereof.

Sec. 3-5-17. Specific streets.

Augusta-Richmond County is hereby requesting that the following roadways be approved for the use of speed detection devices:

**LIST OF ROADWAYS
for
Augusta-Richmond County
ON-SYSTEM**

<i>State Route</i>	<i>Within The City/ Town Limits Of and/or School Name</i>	<i>From</i>	<i>Mile Point</i>	<i>To</i>	<i>Mile Point</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
4 (Deans Bridge Road)	AUGUSTA-RICHMOND COUNTY	Jefferson County Line	0.00	0.13 mi. west of CS 85 Church Street, (W. Blythe City Limits)	5.01	5.01	55
4 (Deans Bridge Road)	AUGUSTA-RICHMOND COUNTY	1.13 mi. north of SR 88 Connector, (N. Blythe City Limits)	7.51	0.35 ml. south of CR 95 Meadowbrook Drive	16.81	9.30	55
4 (Deans Bridge Road)	AUGUSTA-RICHMOND COUNTY	0.35 mi. south of CR 95 Meadowbrook Drive	16.81	0.02 mi. south of SR 10/Gordon Highway	20.71	3.90	45
4 (Deans Bridge Road)	AUGUSTA-RICHMOND COUNTY	0.02 mi. south of SR 10/Gordon Highway	20.71	CR 1614 Milledgeville Road	21.54	0.83	40
4 (Milledgeville Road)	AUGUSTA-RICHMOND COUNTY	SR 4 Deans Bridge Road	21.54	CR 1408 Olive Road	21.91	0.37	40
4 (Martin Luther King, Jr. Blvd)	AUGUSTA-RICHMOND COUNTY	CR 1408 Olive Road	21.91	0.02 mi. south of 15 th Street	22.23	0.32	40
4 (15 th Street)	AUGUSTA-RICHMOND COUNTY	0.02 mi. south of 15 th Street	22.23	CR 1507 Walton Way	24.18	1.95	35

<i>State Route</i>	<i>Within The City/ Town Limits Of and/or School Name</i>	<i>From</i>	<i>Mile Point</i>	<i>To</i>	<i>Mile Point</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
4 (15 th Street) School Zone	AUGUSTA-RICHMOND COUNTY T. W. Josey High School 0700—0800 1515—1615 School Days Only	0.02 mi. south of CR 467 Koger Street	22.39	0.02 mi. north of Castleberry Lane	22.99	0.60	25
4 (Walton Way)	AUGUSTA-RICHMOND COUNTY	15 th Street	24.18	13 th Street/ R.A. Dent	24.75	0.57	35
4 (13 th Street)	AUGUSTA-RICHMOND COUNTY	Walton Way CR 1507	24.75	South Carolina State Line	25.60	0.85	35
10 (Gordon Highway)	AUGUSTA-RICHMOND COUNTY	Columbia County Line	0.00	0.24 mi. west of CR 107 North Leg Road	9.88	9.88	55
10 (Gordon Highway)	AUGUSTA-RICHMOND COUNTY	0.24 mi. west of CR 107 North Leg Road	9.88	South Carolina State Line	18.31	8.43	45
28 (Sandbar Ferry Road)	AUGUSTA-RICHMOND COUNTY	South Carolina State Line	0.00	0.15 mi. east of CR 475 Laney Walker Boulevard	0.85	0.85	55
28 (Sandbar Ferry Road)	AUGUSTA-RICHMOND COUNTY	0.15 mi. east of CR 475 Laney Walker Blvd.	0.85	0.25 mi. east of CR 1027 Prep-Phillips Road	2.57	1.72	45
28 (Sandbar Ferry Road) School Zone	AUGUSTA-RICHMOND COUNTY East Augusta Middle School 0830 — 0930 1530 — 1630 School Days Only	0.02 mi. east of CR 1031 Eastview Drive	1.95	0.02 mi. west of CR 504 Cherry Avenue	2.21	0.26	30

<i>State Route</i>	<i>Within The City/ Town Limits Of and/or School Name</i>	<i>From</i>	<i>Mile Point To</i>	<i>To</i>	<i>Mile Point</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
28 (Sandbar Ferry Road)	AUGUSTA-RICHMOND COUNTY	0.25 east of CR 1027 Prep - Phillips Road	2.57	CR 480 East Boundary Street	2.97	0.40	35
28 (Broad Street)	AUGUSTA-RICHMOND COUNTY	CR 480 East Boundary Street	2.97	5 th Street	3.67	0.70	35
28 (5 th Street)	AUGUSTA-RICHMOND COUNTY	Broad Street	3.67	Greene Street	3.81	0.14	35
28 (Greene Street)	AUGUSTA-RICHMOND COUNTY	5 th Street	3.81	0.02 mi. west of 12 th Street	4.69	0.88	35
28 (John C. Calhoun Expressway)	AUGUSTA-RICHMOND COUNTY	0.02 mi. west of 12 th Street	4.69	0.30 west of 12 th Street	4.97	0.28	40
28 (John C. Calhoun Expressway)	AUGUSTA-RICHMOND COUNTY	0.30 mi. west of 12 th Street	4.97	0.02 mi. east of Broad Street	7.26	2.29	50
28 (Washington Road)	AUGUSTA-RICHMOND COUNTY	0.02 mi. east of Broad Street	7.26	Columbia County Line	11.33	4.07	45
56 (Mike Padgett)	AUGUSTA-RICHMOND COUNTY	Burke County Line	0.00	0.02 mi. north of CR 1504 Hephzibah-McBean Road	0.99	0.99	45
56 (Mike Padgett)	AUGUSTA-RICHMOND COUNTY	0.02 mi. north of CR 1504 Hephzibah-McBean Road	0.99	Butler Creek	11.10	10.11	55
56 (Mike Padgett)	AUGUSTA-RICHMOND COUNTY	Butler Creek	11.10	0.02 mi. south of CR 276 Marvin Griffin Road	11.82	0.72	50

<i>State Route</i>	<i>Within The City/ Town Limits Of and/or School Name</i>	<i>From</i>	<i>Mile Point</i>	<i>To</i>	<i>Mile Point</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
56 (Mike Padgett)	AUGUSTA-RICHMOND COUNTY	0.02 mi. south of CR 276 Marvin Griffin Road	11.82	SR 121/Peach Orchard Road	14.73	2.91	45
56 Spur (Tobacco Road)	AUGUSTA-RICHMOND COUNTY	SR 56 (Mike Padgett)	0.00	CR 1518 Doug Barnard Parkway	1.21	1.21	45
56 Spur (Doug Barnard Parkway)	AUGUSTA-RICHMOND COUNTY	SR 56 Spur/Tobacco Road	1.21	0.20 mi. south of SR 10/Gordon Highway	6.46	5.25	45
56 Spur (Doug Barnard)	AUGUSTA-RICHMOND COUNTY	0.20 mi. south of SR 10/Gordon Hwy	6.46	SR 10 (Gordon Hwy)	6.66	0.20	35
88	AUGUSTA-RICHMOND COUNTY	Burke County Line	0.00	CR 90 Council Road, (W. Blythe City Limit)	0.86	0.86	55
88	AUGUSTA-RICHMOND COUNTY	0.18 mi. east of SR 88 Connector, (E Blythe City Limit)	2.73	0.38 mi. east of SR 88 Connector	2.93	0.20	45
88	AUGUSTA-RICHMOND COUNTY	0.38 mi. east of SR 88 Connector	2.93	0.69 mi. west of CR 1509 Albion Road, (W. Hephzibah City Limit)	7.00	4.07	55
104 (Reynolds Street)	AUGUSTA-RICHMOND COUNTY	SR 4/13 th Street	0.00	0.02 mi. west of 15 th Street	0.45	0.45	35
104 (River Watch Parkway)	AUGUSTA-RICHMOND COUNTY	0.02 mi. west of 15 th Street	0.45	0.09 mi. west of SR 104 East	0.68	0.23	45

<i>State Route</i>	<i>Within The City/ Town Limits Of and/or School Name</i>	<i>From</i>	<i>Mile Point</i>	<i>To</i>	<i>Mile Point</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
104 (River Parkway)	AUGUSTA-RICHMOND COUNTY	0.09 mi. west of SR 104 East	0.68	0.56 mi. east of CR 560 Alexander Drive	4.02	3.34	55
104 (River Parkway)	AUGUSTA-RICHMOND COUNTY	0.56 mi. east of CR 560 Alexander Drive	4.02	0.29 mi. west of CR 560 Alexander Drive	4.87	0.85	45
104 (River Parkway)*	AUGUSTA-RICHMOND COUNTY	0.29 mi. west of CR 560 Alexander Drive	4.87	0.02 mi. west of CR 1329 Claussens Road	5.08	0.21	35
104 (River Parkway)	AUGUSTA-RICHMOND COUNTY	0.02 mi. west of CR 1329 Claussens Road	5.08	Columbia County Line	7.34	2.26	45
104 Connector	AUGUSTA-RICHMOND COUNTY	SR 28/Furys Ferry Road	0.00	SR 104/River Watch Parkway	0.71	0.71	45
104 East (River Parkway)	AUGUSTA-RICHMOND COUNTY	SR 104/River Watch Parkway	0.00	0.02 mi. west of CR 1499 15 th Street	0.22	0.22	45
104 East (Jones Street)	AUGUSTA-RICHMOND COUNTY	0.02 mi. west of CR 1499 15 th Street	0.22	SR 4/13 th Street	0.67	0.45	35
121 (Peach Orchard Road)	AUGUSTA-RICHMOND COUNTY	Burke County Line	0.00	0.11 mi. north of CR 35 Byrd Road	9.49	9.49	55
121 (Peach Orchard Road)	AUGUSTA-RICHMOND COUNTY	0.11 mi. north of CR 35 Byrd Road	9.49	SR 10/Gordon Highway	15.14	5.65	45
121 (Peach Orchard Road) *** School Zone ***	AUGUSTA-RICHMOND COUNTY <i>Seago Middle / Rollins Elementary School Days Only</i>	0.02 mi south of CR 287 Morning Drive	12.01	0.02 mi. north of CR 698 Melrose Drive	12.32	0.31	35

<i>State Route</i>	<i>Within The City/ Town Limits Of and/or School Name</i>	<i>From</i>	<i>Mile Point To</i>	<i>Mile Point To</i>	<i>Mile Point To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
121 (Peach Orchard Road) School Zone	AUGUSTA-RICHMOND COUNTY <i>Alleluia</i> 0800 — 0915 1545 — 1645 School Days Only	0.05 mi. south of CR 199 Lumpkin Road	13.41	0.02 mi. north of CR 255 Circular Drive	13.68	0.27	25
121 (Peach Orchard Road) School Zone	AUGUSTA-RICHMOND COUNTY <i>Southgate Christian Academy</i> 0700 - 0800 1445 - 1545 School Days Only	0.13 mi. south of CR 345 Barbara Road	14.89	0.12 mi. north of CR 345 Barbara Road	15.14	0.25	25
121 (Peach Orchard Road)	AUGUSTA-RICHMOND COUNTY	<i>This segment of roadway runs common with SR 10 from MP 15.14 to the South Carolina State Line MP 19.46.</i>					
223 (Robinson Avenue)	AUGUSTA-RICHMOND COUNTY	Columbia County Line	0.00	SR 10/Gordon Highway	0.19	0.19	45
232 (Bobby Jones)	AUGUSTA-RICHMOND COUNTY	Columbia County Line	0.00	SR 415/Bobby Jones Expressway	0.73	0.73	45
383 (Jimmie Dyess)	AUGUSTA-RICHMOND COUNTY	SR 10 (Gordon Highway)	0.00	0.10 mi. east of CR 128 Powell Road	2.25	2.25	55
383 (Jimmie Dyess)	AUGUSTA-RICHMOND COUNTY	0.10 mi. east of CR 128 Powell Road	2.25	Columbia County Line	2.61	0.36	45
402 (1-20)	AUGUSTA-RICHMOND COUNTY	Columbia County Line	194.96	South Carolina State Line	201.51	6.58	55
415 (Bobby Jones)	AUGUSTA-RICHMOND COUNTY	SR 402/1-20	0.00	CR 480 Laney Walker Boulevard	13.79	13.79	55

* This segment shall not be included in the speed detection device permit due to inadequate distance

*** SCHOOL ZONES HOURS ARE EFFECTIVE

A.M. from 45 minutes prior to commencement time to 15 minutes after commencement time — SCHOOL DAYS ONLY

P.M. from 15 minutes prior to dismissal time to 45 minutes after dismissal time — SCHOOL DAYS ONLY

OFF-SYSTEM

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Allen Station Road CR 1902	AUGUSTA-RICHMOND COUNTY	SR 56	CR 982 International Boulevard	0.71	40
Baker Avenue CR 1110	AUGUSTA-RICHMOND COUNTY	CR Wrightsboro Road	CR 1474 Walton Way	0.68	35
Baker Avenue CR 1110 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Joseph. R. Lamar Elementary/Richmond Academy School Days Only</i>	CR Wrightsboro Road	CR 1474 Wrightsboro Road	0.66	25
Barton Chapel Road CR 1502	AUGUSTA-RICHMOND COUNTY	SR 4	CR 1501 Wrightsboro Road	3.36	40
Barton Chapel Road CR 1502 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Barton Chapel Elementary School Days Only</i>	0.08 mi. south of CR 1268 London Boulevard	0.05 mi. north of CR 106 Old Barton Chapel Road	0.22	25
Bath Edie Road CR 58	AUGUSTA-RICHMOND COUNTY	SR 88	SR 4	0.98	55
Bath Edie Road CR 58	AUGUSTA-RICHMOND COUNTY	SR 88	CR 1509 Keyville Road	1.86	45
Battle Road CR 1511	AUGUSTA-RICHMOND COUNTY	CR Milledge Street	CR 1214 Eve Street	0.83	35
Bay Street CR 1304	AUGUSTA-RICHMOND COUNTY	CR 1296 5 th Street	CR 1303 Reynolds Street	0.38	35
Belair Road CR 134	AUGUSTA-RICHMOND COUNTY	CR 128 Powell Road	CR 1501 Wrightsboro Road	2.68	40
Bennock Mill Road CR 17	AUGUSTA-RICHMOND COUNTY	SR 56	CR 19 Horse-shoe Road	2.29	55
Bennock Mill Road CR 17	AUGUSTA-RICHMOND COUNTY	CR Horsehoe Road	CR 18 Bennock Mill Loop	0.49	45

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Bennock Mill Road CR 17	AUGUSTA-RICHMOND COUNTY	CR 18 Bennock Mill Loop	CR 1933 Swamp Road	1.85	55
Berkman Road CR 486	AUGUSTA-RICHMOND COUNTY	CR 601 Wheeler Road	SR 28	1.82	35
Berkman Road CR 486 "School Zone" ****	AUGUSTA-RICHMOND COUNTY <i>Bryan Merry Elementary School Days Only</i>	0.07 mi. north of CR 606 Ingleside Drive	0.08 mi. north of CR 827 Wicklow Drive	0.23	25
Boy Scout Road CR 1698	AUGUSTA-RICHMOND COUNTY	CR 601 Wheeler Road	SR 28	2.05	35
Boy Scout Road CR 600 "School Zone" ****	AUGUSTA-RICHMOND COUNTY <i>Bryan Merry Elementary School Days Only</i>	0.01 mi. south of CR 644 - Walters Court	0.01 mi. south of CR 834 Sus- sex Road	0.71	25
Boykin Road CR 40	AUGUSTA-RICHMOND COUNTY	CR 65 Windsor Spring Road	SR 121	2.03	40
Bransford Road CR 611	AUGUSTA-RICHMOND COUNTY	CR 1507 Walton Way	CR 601 Wheeler Road	0.40	35
Broad Street CR 1565	AUGUSTA-RICHMOND COUNTY	SR 28	SR 4	3.50	35
Broome Road CR 29/CR 33	AUGUSTA-RICHMOND COUNTY	CR 1504 Hephzibah- McBean Road	CR 30 Mc- Combs Road	1.47	40
Browns Road CR 1513	AUGUSTA-RICHMOND COUNTY	SR 121	CR 1513 McElmurray Road	1.57	45
Browns Road CR 1514	AUGUSTA-RICHMOND COUNTY	CR 1514 McElmurray Road	0.40 mi. west of CR 09 Mark Walter Road	1.20	50
Browns Road CR 1514	AUGUSTA-RICHMOND COUNTY	0.40 mi. west of CR 09 Mark Walter Road	CR 1516 Old Waynesboro Road	0.55	40
Browns Road CR 1514	AUGUSTA-RICHMOND COUNTY	CR 1516 Old Waynesboro Road	SR 56	3.45	45

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Bungalow Road CR 261	AUGUSTA-RICHMOND COUNTY	CR 210 Richmond Hill Road	SR 121	0.73	35
Bungalow Road CR 261 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Bungalow Road Elementary School Days Only</i>	0.03 mi. east of CR 260 Ivey Road	0.02 mi. west of CR 787 South Gate Drive	0.38	25
Central Avenue CR 1059/1501	AUGUSTA-RICHMOND COUNTY	CR 1147 Buena Vista Avenue	SR 4	2.62	35
Chester Avenue CR 329	AUGUSTA-RICHMOND COUNTY	SR 121	SR 56	0.70	35
Clark Road CR 22	AUGUSTA-RICHMOND COUNTY	CR 1504 Hephzibah-McBean Road	SR 56	2.55	55
Claussens Road CR 1329	AUGUSTA-RICHMOND COUNTY	CR 564 Stevens Creek Road	SR 104	0.75	45
Crawford Avenue CR 1226	AUGUSTA-RICHMOND COUNTY	CR 1507 Walton Way	CR 1565 Broad Street	0.65	35
Crawford Avenue CR 1226 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>John Milledge Elementary School Days Only</i>	CR 1250 Watkins Street	SR 28	0.22	25
Damascus Road CR 379	AUGUSTA-RICHMOND COUNTY	CR 200 Highland Avenue	CR 1501 Wrightsboro Road	1.05	35
Dan Bowles Road CR 361	AUGUSTA-RICHMOND COUNTY	SR 10	SR 56 Spur	1.03	35
Davis Road CR 1505	AUGUSTA-RICHMOND COUNTY	CR 1506 Scott-Nixon Memorial Boulevard	Columbia County Line	0.50	35
Dixon Air Line Road CR 275	AUGUSTA-RICHMOND COUNTY	SR 56	SR 56 Spur	1.77	45
Doug Barnard Pkwy CR 1518	AUGUSTA-RICHMOND COUNTY	SR 56	SR 56 Spur	3.34	45

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Druid Park Avenue CR 1100 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Tubman Middle School and Pains College School Days Only</i>	0.25 mi. south of CR 1348 Laney Walker Blvd.	CR 1092 Cleveland Street	0.46	25
East Boundary CR 480	AUGUSTA-RICHMOND COUNTY	CR 475 Laney Walker Boule- vard	CR 1303 Reynolds Street	0.87	35
East Boundary CR 480 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>School Bus Loading Zone School Days Only</i>	CR 1482 Watkins Street	CR 1306 Greene Street	0.24	25
Eastland Drive CR 1001	AUGUSTA-RICHMOND COUNTY	CR 1002 Hawk Street	CR 1016 Park- way Drive	0.29	35
Eisenhower Drive CR 540	AUGUSTA-RICHMOND COUNTY	SR 28	CR 541 Springwood Drive	0.73	39
Eisenhower Drive CR 540 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>T H Garrett Elementary School Days Only</i>	0.02 mi. south of CR 879 Gaines Court	0.01 mi. south of CR 541 Springwood Drive	0.57	25
Ellis Street CR 1305 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Curtia Baptist School School Days Only</i>	CR 1341 Thir- teenth Street	CR 1279 Four- teenth Street	0.15	25
Eve Street CR 1214	AUGUSTA-RICHMOND COUNTY	CR 1507 Walton Way	CR 1291 Goodrich Street	0.90	35
Eve Street CR 1214 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>John Milledge Elementary School Days Only</i>	CR 1247 Fenwick Street	CR 1565 Broad Street	0.45	25
Fifth Street CR 1296	AUGUSTA-RICHMOND COUNTY	SR 10	CR 1304 Reynolds Street	0.71	35
Fifteenth Street CR 1499	AUGUSTA-RICHMOND COUNTY	SR 4	SR 104	0.60	35

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Flagler Road CR 129	AUGUSTA-RICHMOND COUNTY	CR 128 Powell Road	CR 134 Belair Road	1.05	40
Flowing Woils Road CR 141	AUGUSTA-RICHMOND COUNTY	CR 1501 Wrightsboro Road	CR 754 Frontage Road	1.21	45
Fourth Street CR 1297	AUGUSTA-RICHMOND COUNTY	CR 475 Laney Walker Boulevard	CR 1321 Walton Way	0.40	35
Fourth Street CR 1297 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Craig Elementary School Days Only</i>	CR 1324 Walton Street	CR 1321 Walton Way	0.25	25
Gardner Street CR 1217	AUGUSTA-RICHMOND COUNTY	CR 1440 Johns Road	CR 1236 Telfair Street	0.89	35
Glenn Hills Drive CR 105	AUGUSTA-RICHMOND COUNTY	CR 1502 Barton Chapel Road	SR 4	1.75	35
Glenn Hills Drive CR 105 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Glenn Hills Middle School Days Only</i>	0.10 mi. east of CR 1502 Barton Chapel Road	0.21 mi. west of CR 973 Georgetown Drive	0.59	25
Glenn Hills Drive CR 105 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Glenn Hills High/Glen Hills Elementary School Days Only</i>	0.13 mi. west of CR 973 Georgetown Drive	CR 762 Vernon Drive	0.38	25
Goshen Industrial CR 1007	AUGUSTA-RICHMOND COUNTY	SR 56	CR 1518 Doug Barnard Parkway	0.86	40
Greene Street CR 1225	AUGUSTA-RICHMOND COUNTY	CR 1142 Milledge Road	CR 1226 Crawford Avenue	0.78	35
Greene Street CR 1528	AUGUSTA-RICHMOND COUNTY	CR 1499 15 th Street	CR 480 East Boundary	2.18	35

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Greene Street CR 1306 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>John W Houghton Elementary School Days Only</i>	CR 1297 Fourth Street	CR 1299 Sec- ond Street	0.32	25
Harding Road CR 241	AUGUSTA-RICHMOND COUNTY	CR 210 Rich- mond Hill Road	SR 121	0.60	35
Heard Avenue CR 1408	AUGUSTA-RICHMOND COUNTY	CR 411 White Road	CR 1507 Walton Way	1.34	35
Henderson Road CR 58	AUGUSTA-RICHMOND COUNTY	Hephzibah south city limit	CR 1504 Hephzibah- McBean Road	3.31	45
Henry Street CR 1163	AUGUSTA-RICHMOND COUNTY	CR 611 Bransford Road	CR 1484 Plem- ing Avenue	1.00	35
Hephzibah-McBean CR 1504	AUGUSTA-RICHMOND COUNTY	Hephzibah city limit	CR 1413 Deer Trail	4.95	55
Hephzibah-McBean CR 1504	AUGUSTA-RICHMOND COUNTY	CR 1413 Deer Trail	0.52 east of CR 1516 Old Waynesboro Road	0.68	45
Hephzibah-McBean CR 1504	AUGUSTA-RICHMOND COUNTY	0.52 east of CR 1516 Old Waynesboro Road	0.80 west of SR 56	1.99	55
Hephzibah-McBean CR 1504 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Hephzibah-McBean Elementary School Days Only</i>	0.10 mi. east of CR 22 Clark Street	Sunshine Drive	0.50	45
Hephzibah-McBean CR 1504	AUGUSTA-RICHMOND COUNTY	0.80 west of SR 56	SR 56	0.80	50
Highland Avenue CR 200	AUGUSTA-RICHMOND COUNTY	SR 10	CR 1501/CR 1474 Wrightsboro Road	1.49	45

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Highland Avenue CR 200 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Aquinas High School</i> School Days Only	CR 1002 Hawks Street	0.35 mi. north of CR 1002 Hawks Street	0.35	35
Highland Avenue CR 200/CR 486	AUGUSTA-RICHMOND COUNTY	CR 1501/CR 1474 Wrightsboro Road	CR 601 Wheeler Road	1.20	35
Horseshoe Road CR 19	AUGUSTA-RICHMOND COUNTY	SR 56	CR 18 Bennock Mill Loop	1.91	45
Horseshoe Road CR 19	AUGUSTA-RICHMOND COUNTY	CR 18 Bennock Mill Loop	CR 17 Bennock Mill Road	0.43	45
Ingleside Drive CR 606	AUGUSTA-RICHMOND COUNTY	CR 600 Boy Scout Road	CR 486 Berckman Road	0.46	35
Jackson Road CR 1505	AUGUSTA-RICHMOND COUNTY	CR 1501 Wrightsboro Road	CR 1507 Walton Way Extension	1.16	35
Jackson Road CR 1505 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Copeland Elementary</i> School Days Only	0.09 mi. north of CR 1501 Wrightsboro Road	CR 234 Oakridge Drive	0.33	25
James Drive CR 42	AUGUSTA-RICHMOND COUNTY	CR 1575 Turkey Trail Drive	CR 39 Travis Road	0.91	35
Joy Road CR 643	AUGUSTA-RICHMOND COUNTY	CR 601 Wheeler Road	CR 600 Boy Scout Road	0.23	35
Joy Road CR 643 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Tutt Middle School</i> School Days Only	CR 601 Wheeler Road	CR 600 Boy Scout Road	0.23	25
Kissingpower Road CR 390	AUGUSTA-RICHMOND COUNTY	SR 10	CR 1050 Crestwell Drive	1.77	35
Lake Forest Drive CR 626 ***	AUGUSTA-RICHMOND COUNTY	CR 624 Camolia Road	CR 1507 Walton Way	1.80	25

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Lake Forest Drive CR 626 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Lake Forest Elementary School Days Only</i>	CR 874 Poindexter Drive	Sand Hill Place	0.40	25
Laney Walker Boulevard CR 1348	AUGUSTA-RICHMOND COUNTY	CR 1100 Druid Park Avenue	CR 480 East Boundary	2.69	35
Laney Walker Boulevard CR 1483 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Medical College of Georgia School Days Only</i>	SR 4	CR 1500 Thir- teenth Street/ R.A. Dent Bou- levard	0.40	25
Laney Walker Boulevard CR 1483 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Lucy Laney and A.R. Johnson High School School Days Only</i>	CR 1377 Blount Street	CR 1544 Tenth Street	0.52	25
Laney Walker Boulevard CR 475 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Craig Elementary School Days Only</i>	CR 1516 Twiggs Street	CR 1297 Fourth Street	0.44	25
Laney Walker Ext. CR 475	AUGUSTA-RICHMOND COUNTY	CR 480 East Boundary	CR 1412 Lov- ers Lane	1.05	45
Laney Walker Ext. CR 475 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Hornsby Elementary School Days Only</i>	0.02 mi. east of CR 494 Bruce Street	CR 495 Cherry Avenue	0.28	25
Laney Walker Ext. CR 475	AUGUSTA-RICHMOND COUNTY	CR 1412 Lov- ers Lane	SR 28 (Sand Bar Ferry)	0.79	50
Liberty Church Road CR 13	AUGUSTA-RICHMOND COUNTY	CR 1516 Old Waynesboro Road	CR 1514 Browns Road	1.86	35
Lumpkin Road CR 199	AUGUSTA-RICHMOND COUNTY	CR 107 Old McDuffie Road	SR 4	1.27	35
Lumpkin Road CR 199 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Terrace Manor Elementary School Days Only</i>	0.24 mi. west of CR 654 Jeanne Road	0.13 mi. east of CR 654 Jeanne Road	0.37	25

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Lumpkin Road CR 199	AUGUSTA-RICHMOND COUNTY	SR 4	SR 56	2.78	45
Lumpkin Road CR 199 "School Zone" ****	AUGUSTA-RICHMOND COUNTY <i>Butler High School</i> School Days Only	CR 297 Deeb Place	0.07 mi. east of CR 308 Abdhia Drive	0.70	25
Lumpkin Road CR 199	AUGUSTA-RICHMOND COUNTY	SR 56	SR 56 Spur	0.90	40
Martin Luther King, Jr. Blvd. CR 1616	AUGUSTA-RICHMOND COUNTY	CR 1614 Milledgeville Road	15 th Street	0.71	40
Martin Luther King, Jr. Blvd. CR 1616	AUGUSTA-RICHMOND COUNTY	15 th Street	CR 1516 Twiggs Street	1.00	35
Marvin Griffin Road CR 276	AUGUSTA-RICHMOND COUNTY	SR 56	56 Spur	1.56	45
Maryland Avenue CR 1001	AUGUSTA-RICHMOND COUNTY	CR 1016 Parkway Drive	CR 1474 Wrightsboro Road	0.53	35
Mayo Road CR 572	AUGUSTA-RICHMOND COUNTY	CR 1309 Big Hunt Road	CR 564 Stovens Creek Road	0.54	40
McDade Farm Road CR 08	AUGUSTA-RICHMOND COUNTY	CR 1514 Browns Road	CR 1516 Old Waynesboro Road	2.70	45
McElmurray Road CR 1514	AUGUSTA-RICHMOND COUNTY	SR 121	CR 1513 Browns Road	0.93	45
Meadowbrook Drive CR 95	AUGUSTA-RICHMOND COUNTY	SR 4	CR 65 Windsor Spring Road	2.01	40
Meadowbrook Drive CR 95 "School Zone" ****	AUGUSTA-RICHMOND COUNTY <i>Meadowbrook Elementary</i> School Days Only	0.06 mi. east of CR 1856 Dahlia Drive	0.06 mi. east of CR 775 Brookshire Road	0.94	25
Mill Street CR 1380	AUGUSTA-RICHMOND COUNTY	CR 1616 Martin Luther King Boulevard	CR 1382 Wrightsboro Road	0.55	35

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Mill Street CR 1380 "School Zone" ****	AUGUSTA-RICHMOND COUNTY <i>Uraula Collins Elementary School Days Only</i>	CR 1616 Mar- tin Luther Ave- King, Jr. Boule- vard	CR 1437 Johnson Ave- nue	0.26	25
Milledge Road CR 1142	AUGUSTA-RICHMOND COUNTY	CR 1501 Cen- tral Avenue	CR 1565 Broad Street	1.45	35
Milledgeville Road CR 145	AUGUSTA-RICHMOND COUNTY	SR 10/Gordon Highway	CR 107 N. Leg Road/Old McDuffie Road	1.70	45
Milledgeville Road CR 145	AUGUSTA-RICHMOND COUNTY	CR 107 N. Leg Road/Old McDuffie Road	CR 1408 Olive Road	3.23	40
Milledgeville Road CR 145 "School Zone" ****	AUGUSTA-RICHMOND COUNTY <i>Bayvale Elementary School School Days Only</i>	CR 109 Mason Road	0.08 mi. west of CR 372 Sibley Road	0.38	25
Milledgeville Road CR 145 "School Zone" ****	AUGUSTA-RICHMOND COUNTY <i>Murphey Middle School School Days Only</i>	0.05 mi. south of CR 388 Haynie Drive	0.10 mi. north of CR 393 Murphey Road	0.35	25
Monte Sano Avenue CR 1133	AUGUSTA-RICHMOND COUNTY	CR 1001 Mary- land Avenue	CR 601 Wheeler Road	1.20	35
Monte Sano Avenue CR 1133 "School Zone" ****	Augusta Richmond County <i>Saint Mary's Trinity School Days Only</i>	CR 1119 McDowell Street	CR 1507 Walton Way	0.40	25
Morgan Road CR 67	AUGUSTA-RICHMOND COUNTY	SR 4 (Deans Bridge Road)	CR 1503 To- bacco Road	1.90	40
New McDuffie Road CR 113	AUGUSTA-RICHMOND COUNTY	CR 1221 Old McDuffie Road	CR 145 Milledgeville Road	0.57	40
New Savannah Road CR 476	AUGUSTA-RICHMOND COUNTY	SR 10	CR 475 Laney Walker Blvd.	1.43	40
Nixon Road CR 349	AUGUSTA-RICHMOND COUNTY	CR 1500 Old Savannah Road	SR 56 Spur	0.95	35

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
North Leg Road CR 371	AUGUSTA-RICHMOND COUNTY	CR 145 Milledgeville Road	CR 1501 Wrightsboro Road	1.60	45
Old Louisville Road CR 273	AUGUSTA-RICHMOND COUNTY	CR 274 Phinizy Road	Southern Rail-road Crossing	0.86	45
Old Louisville Road CR 273	AUGUSTA-RICHMOND COUNTY	Southern Rail-road Crossing	SR 56 (Mike Padgett)	1.02	40
Old Louisville Road CR 273 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Southern Elementary School Days Only</i>	CR 1057 Arbour Drive	0.07 mi. North of CR 318 Willtarns Drive	0.30	25
Old McDuffie Road CR 107	AUGUSTA-RICHMOND COUNTY	CR 199 Lumpkin Rd	CR 145 Milledgeville Road	0.83	45
Old Savannah Road CR 1500	AUGUSTA-RICHMOND COUNTY	SR 56	SR 10	0.77	40
Old Savannah Road CR 1615	AUGUSTA-RICHMOND COUNTY	SR 10	CR 1516 Twiggs Street	1.40	35
Old Waynesboro Road CR 1516/CR 28	AUGUSTA-RICHMOND COUNTY	Burke County Line	3.0 mi. north of CR 1504 Hephzibah-McBean Road	4.90	55
Old Waynesboro Road CR 1516	AUGUSTA-RICHMOND COUNTY	3.0 mi. north of CR 1504 Hephzibah-McBean Road	4.6 mi. north of CR 1504 Hephzibah-McBean Road	1.60	50
Old Waynesboro Road CR 1516	AUGUSTA-RICHMOND COUNTY	4.6 mi. north of CR 1504 Hephzibah-McBean Road	CR 02 4-H Club Road	3.24	45
Old Waynesboro Road CR 1516	AUGUSTA-RICHMOND COUNTY	CR 02 4-H Club Road	SR 56 (Mike Padgett)	0.41	35
Old Waynesboro Road CR 1516 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Goshen Elementary School Days Only</i>	0.06 mi. south of CR 4 Goshen Road	0.17 mi. north of CR 995 Rio Pinar Drive	0.40	35

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Old Waynesboro Road CR 1516 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Crosscreek High School School Days Only</i>	CR 1578 Engle Road	CR 705 Taylor Road	0.40	35
Olive Road CR 1408	AUGUSTA-RICHMOND COUNTY	SR 10	CR 411 White Road	1.59	35
Patrols Way CR 569 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Westside High School School Days Only</i>	CR 2078 Beverly Heights Drive	0.20 mi. south on CR 569 Pa- triot's Way	0.55	25
Phinizy Road CR 274	AUGUSTA-RICHMOND COUNTY	SR 121	SR 56	1.34	45
Pleasant Home Road CR 649	AUGUSTA-RICHMOND COUNTY	CR 1505 Davis Road	SR 104	1.30	35
R. A. Dent Blvd. CR 1500	AUGUSTA-RICHMOND COUNTY	CR 1474 Wrightsboro Road	CR 1221 Walton Way	0.90	35
Reynolds Street CR 1304	AUGUSTA-RICHMOND COUNTY	SR 4	CR 1535 5 th Street	1.43	35
Reynolds Street CR 1303	AUGUSTA-RICHMOND COUNTY	4 th Street	CR 480 East Boundary Street	0.59	35
Richmond Hill Road CR 210	AUGUSTA-RICHMOND COUNTY	CR 65 Windsor Spring Road	CR 199 Lumpkin Road	1.26	40
Richmond Hill Road CR 210	AUGUSTA-RICHMOND COUNTY	CR 199 Lumpkin Road	CR 1070 Rich- mond Hill Road West	0.51	35
Richmond Hill Road West CR 1070	AUGUSTA-RICHMOND COUNTY	CR 210 Rich- mond Hill Road	SR 4	0.48	40
Robert C. Daniel Jr., Parkway CR 124	AUGUSTA-RICHMOND COUNTY	CR 601 Wheeler Road	CR 1505 Walton Way Extension	0.61	35
Rozier Road CR 271	AUGUSTA-RICHMOND COUNTY	CR 65 Windsor Spring Road	SR 121	1.37	35
Scott Nixon Memorial CR 1506	AUGUSTA-RICHMOND COUNTY	SR 232	CR 1505 Davis Road	0.26	35

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Sibloy Road CR 372	AUGUSTA-RICHMOND COUNTY	SR 10	CR 371 N. Leg Road	1.45	35
Skinner Mill Road CR 925	AUGUSTA-RICHMOND COUNTY	CR 1505 Walton Way Extension	CR 842 Warren Bridge Road	1.19	35
Skinner Mill Road CR 925	AUGUSTA-RICHMOND COUNTY	CR 842 Warren Bridge Road	CR 1698 Boy Scout Road	1.19	40
Steed Street CR 1411	AUGUSTA-RICHMOND COUNTY	CR 1616 Martin Luther King, Jr. Boulevard	CR 1395 Linden Street	0.37	35
Steed Street CR 1411 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Ursula Collins Eleinentary School Days Only</i>	CR 1413 Stoiner Avenue	CR 1395 Linden Street	0.21	25
Stevens Creek Road CR 564	AUGUSTA-RICHMOND COUNTY	SR 28	Columbia County Line	1.54	40
Telfair Street CR 1236	AUGUSTA-RICHMOND COUNTY	CR 1142 Milledge Road	CR 1511 Battle Road	0.56	35
Telfair Street CR 1307	AUGUSTA-RICHMOND COUNTY	SR 4	CR 480 East Boundary	1.74	35
Tobacco Road CR 1503	AUGUSTA-RICHMOND COUNTY	SR 4	SR 56 (Mike Padgett)	7.37	45
Tobacco Road CR 1503 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Morgan Road Middle School/Jamestown Elementary School Days Only</i>	0.03 mi. east of CR 67 Morgan Road	0.15 mi. west of CR 1555 Quall Hollow Drive	0.35	25
Tobacco Road CR 1503 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Tobacco Road Elementary School Days Only</i>	0.53 mi. east of CR 1621 Raintree Drive	0.07 mi. west of CR 1581 Mack Lane	0.45	35
Tobacco Road CR 1503 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Gracewood Elementary School Days Only</i>	0.20 mi. east of SR 121 Orchard Road	0.50 mi. east of SR 121 Orchard Road	0.30	35

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Travis Road CR 39	AUGUSTA-RICHMOND COUNTY	CR 65 Windsor Spring Road	CR 1581 Mack Lane	1.31	40
Travis Pines Drive CR 1532	AUGUSTA-RICHMOND COUNTY	CR 42 James Drive	CR 45 Stone Road	0.55	35
Troup Street CR 390	AUGUSTA-RICHMOND COUNTY	CR 1050 Crestwell Drive	CR 1501 Central Avenue	0.48	35
Tubman Home Road CR 343 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Wilkinson Garden Elementary School Days Only</i>	CR 430 Lionel Street	SR4/ Milledgeville Road	0.36	25
Twiggs Street CR 1315	AUGUSTA-RICHMOND COUNTY	CR 1616 Mar- tin Luther King Boulevard	CR 1529 7 th Street	0.79	35
Walden Drive CR 1008	AUGUSTA-RICHMOND COUNTY	CR 200 High- land Avenue	CR 390 Kissingbower Road	1.54	35
Walton Way Extension CR 1505	AUGUSTA-RICHMOND COUNTY	CR 1506 Scott Nixon Memorial	CR 1505 Jack- son Road	1.27	40
Walton Way CR 1507	AUGUSTA-RICHMOND COUNTY	CR 1505 Jack- son Road	CR 958 Car- riage Court	1.62	40
Walton Way CR 1507	AUGUSTA-RICHMOND COUNTY	CR 958 Car- riage Court	CR 1298 3 rd Street	5.33	35
Walton Way CR 1507 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Langford Middle School School Days Only</i>	CR 1155 Lake Forest Drive	CR 958 Car- riage Court	0.48	25
Walton Way CR 1321 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Episcopal Day Elementary School Days Only</i>	CR 1440 Johns Road	CR 1142 Milledge Road	0.22	25
Walton Way CR 1507 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Richmond Academy School Days Only</i>	CR 1485 Heard Avenue	CR 1110 Baker Street	0.30	25

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Walton Way CR 1507 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Tubman Middle School</i> School Days Only	CR 1098 Beaman Street	CR 1100 Druid Park Avenue	0.13	25
Warren Road CR 57 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Warren Road Elementary</i> School Days Only	CR 2073 Crane Ferry Road	0.30 mi. north of CR 2073 Crane Ferry Road	0.30	25
Wheeler Road CR 601	AUGUSTA-RICHMOND COUNTY	Columbia County Line	CR 1505 Walton Way Extension	2.31	45
Wheeler Road CR 601	AUGUSTA-RICHMOND COUNTY	CR 1505 Walton Way Extension	CR 486 Highland Avenue/Berckman Road	2.68	35
Wheeler Road CR 601 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>West Minster</i> School Days Only	CR 1252 White Owl Forest Drive	0.20 mi. east of CR 1252 White Owl Forest Drive	0.20	25
Wheeless Road CR 200	AUGUSTA-RICHMOND COUNTY	SR 10 (Gordon Highway)	SR 4 (Deans Bridge Road)	1.54	40
Wheeless Road CR 200 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Wheeless Road Elementary</i> School Days Only	SR 4 (Deans Bridge Road)	0.08 mi. east CR 216 Wells Drive	0.41	25
White Road CR 411	AUGUSTA-RICHMOND COUNTY	CR 390 Kissingbower Road	CR 1408 Olive Road	0.78	35
Willis Foreman Road CR 1515	AUGUSTA-RICHMOND COUNTY	SR 4	SR 121	5.89	45
Willis Foreman Road CR 1515 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Spirit Creek Middle/Wheeless Foreman Elementary</i> School Days Only	CR 1885 Foreman Way	CR 65 Windsor Spring Road	0.50	25
Windsor Spring Road CR 65	AUGUSTA-RICHMOND COUNTY	Hephzibah north city limit	SR 121	7.35	45

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Windsor Spring Road CR 65	AUGUSTA-RICHMOND COUNTY	SR 121	CR 273 Old Louisville Road	1.08	35
Windsor Spring Road CR 65 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Spiral Creek Middle School/ Wheles Foreman Elementary School Days Only</i>	0.13 south of CR 48 Planta- tion Road	CR 1515 Willis Foreman Road	0.58	25
Windsor Spring Road CR 65 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Windsor Spring Elementary School Days Only</i>	0.05 mi. north of CR 1018 Woodlake Road	0.17 mi. south of CR 95 Meadowbrook Drive	0.26	25
Windsor Spring Road CR 65 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Dorothy Hains Elementary School Days Only</i>	0.39 mi. south of CR 273 Old Louisville Road	0.19 mi. south of Old CR 273 Louisville Road	0.20	25
Wrightsboro Road CR 1501	AUGUSTA-RICHMOND COUNTY	Columbia County Line	CR 120 Capps Street	3.26	35
Wrightsboro Road CR 1501 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Sue Raynolds Elementary School Days Only</i>	0.15 west of Maddox Drive	Maddox Drive	0.15	25
Wrightsboro Road CR 1501 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>West Augusta Elementary School Days Only</i>	0.10 mi. east CR 1425 Lukes Road	0.20 mi. west of CR 141 Flow- ing Wells Road	0.20	25
Wrightsboro Road CR 1501	AUGUSTA-RICHMOND COUNTY	CR 120 Capps Street	CR 200 Iris Drive	2.59	45
Wrightsboro Road CR 1382/ 1474	AUGUSTA-RICHMOND COUNTY	CR 200 Iris Drive	CR 1287 9 th Street	3.40	35
Wrightsboro Road CR 1474 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Monte Sano Elementary School Days Only</i>	CR 1123 Win- ter Street	CR 390 Troup Street	0.20	25

<i>Road Name</i>	<i>Within The City/Town Limits Of and/or School/Name</i>	<i>From</i>	<i>To</i>	<i>Length In Miles</i>	<i>Speed Limit</i>
Wrightsboro Road CR 1474 "School Zone" ***	AUGUSTA-RICHMOND COUNTY <i>Lamar Elementary School Days Only</i>	CR 1062 Morris Street	CR 1070 Wilson Street	0.23	25
Wrightsboro Road CR 1474	AUGUSTA-RICHMOND COUNTY <i>C.T. Walker Magnet School School Days Only</i>	CR 1396 Clay Street	CR 1394 Chestnut Street	0.21	25
Wylde Road CR 144	AUGUSTA-RICHMOND COUNTY	CR 371 North Leg Road	Augusta Mall Perimeter	0.97	35

*** This segment is listed for clarification of actual posted speed limit. This segment is not approved for speed detection device usage for Local Governments.*

***** SCHOOL ZONES HOURS ARE EFFECTIVE*****

A.M. from 45 minutes prior to commencement time to 15 minutes after commencement time — SCHOOL DAYS ONLY

P.M. from 15 minutes prior to dismissal time to 45 minutes after dismissal time — SCHOOL DAYS ONLY
(Ord. No. 6566, § 1, 11-11-02)

Sec. 3-5-18. Authority of Augusta-Richmond County traffic engineer.

(a) Upon the basis of an engineering and traffic investigation, the Augusta-Richmond County traffic engineer shall make recommendations to the Augusta-Richmond County Commission for maximum and/or minimum speed limits and for speed zones in Augusta-Richmond County.

(b) The Augusta-Richmond County traffic engineer is authorized to regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner at speeds slightly at variance from the speeds otherwise applicable within the district or at intersections and shall erect appropriate signs giving notice thereof.

Sec. 3-5-19. When limits applicable.

Speed limits established pursuant to this article shall be applicable at all or such times as shall be indicated by official traffic control devices.

Sec. 3-5-20. Too fast for conditions.

No person shall drive a vehicle at a speed greater than is reasonable and prudent under the conditions and having regard for the actual and potential hazards then existing. Under this section a person could be speeding even though he is traveling the posted speed limit or less, if the conditions are such that a lower speed would be reasonable.

Sec. 3-5-21. Impeding the free flow of traffic.

No person shall drive a motor vehicle at such a slow speed as to impede the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation.

Sec. 3-5-22. Driving in a race or participating in a race.

No person shall drive any vehicle on a highway, street, or road, or any portion thereof, in Augusta-Richmond County in any race, speed competition or contest, drag race or acceleration contest, test of physical endurance, exhibition of speed or acceleration, or for the purpose of making a speed

record; and no person shall in any manner participate in any such race, competition of speed, contest of speed, or test or exhibition of speed.

Sec. 3-5-23. Laying drags.

No driver of any motor vehicle shall operate the vehicle upon the public streets, highways, public or private driveways, airport runways, or parking lots in such manner as to create a danger to persons or property by intentionally and unnecessarily causing the vehicle to move in a zigzag or circular course, or to gyrate or spin around, except to avoid a collision or injury or damage, causing tires to spin and/or squeal. This section shall not apply to drivers operating vehicles in or on any raceway, drag strip, or similar place customarily and lawfully used for such purposes.

Sec. 3-5-24. School speed limit signs.

The traffic engineering department of Augusta-Richmond County is hereby authorized, for the purpose of regulating, warning or guiding traffic in school zones of Augusta-Richmond County, to erect school speed limit signs designating a school zone, the speed limit, and when the speed limit in the school zone will be enforceable. All signs shall be erected in compliance with all state and federal regulations.

ARTICLE 4 TURNING MOVEMENTS

Sec. 3-5-25. Authority to place devices altering normal course for turns.

The Augusta-Richmond County traffic engineer is authorized to place official traffic control devices within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections, and such course to be traveled as indicated may conform to or be other than as prescribed by law.

Sec. 3-5-26. Authority to place restricted turn signs.

The Augusta-Richmond County traffic engineer is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right turn, left turn, or U-turn, and shall

place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs or they may be removed when such turns are permitted.

Sec. 3-5-27. Obedience to no-turn signs.

Whenever authorized signs are erected indicating that no right turn or left turn or U-turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.

Sec. 3-5-28. Limitations on turning around.

The driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction:

- (a) Upon any curve (improper U-turn on curve);
- (b) Upon the approach to or near the crest of a grade where such vehicle cannot be seen by the driver of another vehicle approaching from either direction (improper U-turn on grade);
- (c) Where such turn cannot be made in safety and without interfering with other traffic (improper U-turn not made in safety).

Sec. 3-5-29. Failure to yield right-of-way while turning left.

The driver of a vehicle intending to turn to the left within an intersection or into an alley, private road or driveway shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard.

Sec. 3-5-30. Improper right turn.

The driver of a vehicle intending to turn at an intersection shall approach and turn as close as practicable to the right-hand curb or edge of the roadway.

Sec. 3-5-31. Improper left turn.

The driver of a vehicle intending to turn left at an intersection shall approach the turn in the extreme left-hand lane lawfully available to traf-

Sec. 3-5-78. Motorcycles cannot operate between lanes of traffic.

No person shall operate a motorcycle between lanes of traffic or between adjacent lines or rows of vehicles.

Sec. 3-5-79. More than two motorcycles abreast in traffic lane.

Motorcycles shall not be operated more than two (2) abreast in a single lane.

Sec. 3-5-80. Motorcycle light and taillight on.

A person operating a motorcycle shall at all times keep his headlamps and taillights illuminated.

Sec. 3-5-81. Motorcycle clinging to other vehicle.

No person riding upon a motorcycle shall attach himself or the motorcycle to any other vehicle on a roadway.

Sec. 3-5-82. Passengers must have footrests.

Any motorcycle carrying a passenger, other than in a sidecar or enclosed cab, shall be equipped with footrests for such passenger.

Sec. 3-5-83. Handlebars more than fifteen inches above seat, back rest with sharp point at tip.

No person shall operate any motorcycle with handlebars more than fifteen (15) inches in height above that portion of the seat occupied by the operator or with a backrest more commonly known as a sissy bar that is designed in such a way as to create a sharp point at its apex.

Sec. 3-5-84. Helmet required.

No person shall operate or ride upon a motorcycle unless he is wearing protective headgear which complies with standards established by the state board of public safety.

State law reference—See O.C.G.A. § 40-6-331.

Sec. 3-5-85. Windshield or visor required.

No person shall operate or ride upon a motorcycle if the motorcycle is not equipped with a windshield unless he is wearing an eye-protective device of a type approved by the board of public safety. This section shall not apply to persons riding within an enclosed cab or motorized cart.

Sec. 3-5-86. Operating a motorized cart on a public street, road or highway.

(a) No person shall operate any motorized cart upon a street, road, or public highway in Augusta-Richmond County, except as specifically provided herein. Further, no person shall operate any motorized cart on private property without the permission of the owner of such private property.

(b) Pursuant to O.C.G.A. § 40-6-331, the following public streets and portions thereof are hereby designated for the combined use of motorized carts and regular vehicular traffic, upon the conditions hereinafter set forth:

- (1) J. Dewey Gray Circle, Wainbrook, Devore Place, and that section of Interstate Parkway lying between the intersection of Wainbrook and Devore Place, are hereby designated for the combined use of motorized carts and regular vehicular traffic as provided herein; and,
- (2) All that portion of Tenth Street located between Broad Street and the Savannah River, provided that such use may occur only on the "First Friday" of each month, between the hours of 5:00pm and 8:00pm, or at such other time(s) authorized by the Mayor of Augusta.
- (3) All that portion of Pine Needle Road from its intersection with Buena Vista and Cardinal Drive, and continuing west to the Forest Hills Golf Course entrance, during daylight hours between dawn and dusk.

(c) Appropriate signs giving notice of the combined use of motorized carts and regular vehicular traffic shall be posted on said roads as directed by the Traffic Engineer.

(d) No motorized carts shall operate on said streets except between the hours of 30 minutes following sunrise and 30 minutes prior to sunset, except as otherwise provided herein.

(e) All motorized carts shall be equipped with headlights, brake lights, a yellow caution light mounted on top of such motorized cart, and a caution sign.

(f) All such motorized carts shall be registered with the Richmond County Sheriff's Office for a fee of Fifteen Dollars (\$15.00), with the license for same to remain permanently with such cart unless such cart is sold, at which time the license shall be destroyed.

(g) All motorized carts shall obey all rules of the road governing vehicular traffic on said public roads.
(Ord. No. 6436, § 1, 11-20-01; Ord. No. 6572, § 1, 11-19-02, Ord. No. 6991, § 1—2, 7-10-07)

Sec. 3-5-87. Traffic laws applicable to persons operating mopeds.

Every person operating a moped shall be granted all the rights and shall be subject to all the duties applicable to the driver of any other vehicle under this chapter, except as to special regulations in this article and except as to those provisions of this chapter which by their very nature can have no application. However, the operator of a moped shall not be required to comply with section relating to headlamps and taillamps, or section relating to windshields and eye-protective devices.

Sec. 3-5-88. Driver's license or permit required for certain operators.

No person under fifteen (15) years of age shall operate a moped upon the public roads and highways of Augusta-Richmond County. No person shall operate a moped upon the public roads and highways of Augusta-Richmond County unless he shall have in his possession a valid drivers license, instructional permit, or limited permit issued to pursuant to the Official Code of Georgia chapter 5, title 40, state motor vehicles and traffic laws, relating to drivers license; however, all classes of licenses, instructional permits or lim-

ited permits issued pursuant to the Official Code of Georgia chapter 5, title 40, shall be valid for the purposes of operating mopeds upon the public roads and highways of this state.

Sec. 3-5-89. Protective gear required.

No person shall operate or ride as a passenger upon a moped unless he is wearing protective headgear which complies with standards established by the state commissioner of public safety. Such standards need not necessarily be the same as for motorcyclists; however, any moped operator wearing an approved motorcycle helmet shall be deemed in compliance with this subsection.

Sec. 3-5-90. Operation over certain roads, highways prohibited (Reserved).

Sec. 3-5-91. Operation of off-road vehicle on public street, road or highway.

(a) No person shall operate any off-road vehicle on any public street, road or highway in Augusta-Richmond County unless such vehicle is being used exclusively for its designed purposes; however, such operation shall meet all other requirements as required by state law regulating the use, operation or movement of such vehicle.

(b) Any person operating an off-road vehicle under any of the following conditions shall be deemed to be in violation of this article:

- (1) Without operative brakes, or without mufflers or other silencing equipment;
- (2) On any private property without the express written permission of the owner of the property or his agent.

ARTICLE 12. STOPPING, STANDING OR PARKING PROHIBITED IN SPECIFIED PLACES

Sec. 3-5-92. Parking not to obstruct traffic.

No person shall park any vehicle upon a street or road other than an alley, in such a manner or under such conditions as to leave available less than ten (10) feet of the width of the roadway for free movement of vehicular traffic.

or defense, or any other dangerous or deadly weapon or instrument of like character in a terminal building of an airport facility under the jurisdiction of the city, except when such unloaded firearms/weapons or instruments are packaged for shipment and checked as baggage. The licensing of any weapon described above shall not constitute a defense to this offense, except that certified law enforcement officers, judges, magistrates, solicitors and district attorneys may carry pistols in municipal airports, pursuant to O.C.G.A. 16-11-127.

(Ord. No. 6664, § 1, 12-16-03)

(b) Provided, however, that any Operator using Augusta-Richmond County roads, rights-of-way and/or easements more frequently than once each month in the same location shall be required to:

- (1) Provide this information to the Engineering Services department once each three (3) months;
- (2) Allow monthly inspections by the Engineering Services department of its operations; and
- (3) Pay to the Engineering Services department a user impact fee of fifty dollars (\$50.00) per inspection in connection with said inspections.

Sec. 7-3-29. Performance standards.

(a) *Loading and/or unloading.* All loading and/or unloading shall be conducted at a site outside the Augusta-Richmond County rights-of-way and behind the established ditch line of Augusta-Richmond County roads and/or easements.

(b) *Ditches and drainage structures.* Ditches and drainage structures within fifty (50) feet of an access site and/or right-of-way and/or easement shall be kept clear of debris, soil and residue at all times to allow for proper drainage. Culverts shall be installed at access sites and/or temporary entrances, as needed, to facilitate proper drainage flow. Culvert openings shall be as approved by the Engineering Services department.

(c) *Warning signs.* Any Operator engaging in operations as defined herein shall be required to post warning signs at least 500 feet on all approaches to the location of operations, adequately warning oncoming traffic of persons, heavy equipment, vehicles or machinery entering the area.

(d) *Roadway.* Operators shall be responsible for keeping Augusta-Richmond County roads, rights-of-way and/or easements serviceable and clear of debris, soil, mud and/or other materials at all times to allow for the safe passage of school buses, emergency vehicles, mail carriers, and traffic of the general public.

(e) *Notifications upon completion of operations.* No later than forty-eight (48) hours after completion of operations, Operator shall give written notification of such completion to the Engineering Services department. Within eight (8) days of receiving said notification of completion, the Engineering Services department shall cause a site inspection to be made by a designated official of said department, and shall provide written notice to the Operator as to whether the site is in proper repair. Should said written notice not be provided by the Engineering Services department within a reasonable time period, Operator shall not be held responsible or liable under this article.

(f) *Determination of proper state of repair; appeal of determination.* If it is determined by the Engineering Services department during operations that any Augusta-Richmond County road, right-of-way and/or easement, or any access site, is not in a proper state of repair, a written notification of said determination shall be issued to the Operator. Any Operator receiving notification that a site is not in a proper state of repair (whether said notification is received during or at the completion of operations) shall have ten (10) days to correct the site or to appeal the determination of the Engineering Services department to the Augusta-Richmond County Commission. Appeal shall be made by filing a notice of appeal with the Clerk of the Commission within said ten (10) day period. In the event of appeal, the Commission shall render a decision on the appeal at the next regular meeting of the Commission following receipt of the notice of appeal. The Commission may receive evidence on behalf of both the Operator and/or the Engineering Services department at the hearing of any appeal under this article.

(g) *Abatement; bonding requirement.* If repairs in accordance with subsection (f), above, are not made by Operator within ten (10) days of notification by the Engineering Services department, or within ten (10) days of a decision of the Commission adverse to the Operator, then the Commission shall cause the repairs to be made and shall tax the cost of the repairs against the Operator and the property in the same manner and under the same terms as the cost of other

public improvements is taxed. The cost shall constitute a lien against the property, and the delinquent tax collector shall issue a fi.fa. in the name of the Augusta-Richmond County, acting by and through its Commission, for the cost, and, at the sole option of the Commission, levy the fi.fa. upon, and expose for sale, the property in the same manner as levies and sales under tax fi.fas are now executed. The Commission shall further require posting of a bond or letter of credit in an amount to be determined by the Commission after recommendation from the Engineering Services department for future operations on Augusta-Richmond County roads, rights-of-way and/or easements. Said bond will remain in force until the conclusion of operations with all access sites, roads, rights-of-way and/or easements being in satisfactory condition as prescribed by this Ordinance. At such time, said bond will be returned to Operator within ten (10) days.

Sec. 7-3-30. Violation; penalty.

For all violations of this article besides failure to repair as addressed in subsections (f) and (g), above, the Engineering Services department shall make a case against the offending party and, upon trial and conviction, the offending party shall be punished as provided in section 1-6-1 of this Code.

ARTICLE 5 SOIL EROSION AND SEDIMENT CONTROL

Sec. 7-3-31. Definitions.

The following definitions shall apply in the interpretation and enforcement of this section, unless otherwise specifically stated:

1. *Best Management Practices (BMP's):* A collection of structural practices and vegetative measures which, when properly designed, installed and maintained, will provide effective erosion and sedimentation control. The term "properly designed" means designed in accordance with the hydraulic design specifications contained in the "Manual for Erosion and Sediment Control in Georgia" specified in O.C.G.A. § 12-7-6 subsection (b).

2. *Board:* The Board of Natural Resources.
3. *Buffer:* The area of land immediately adjacent to the banks of state waters in its natural state of vegetation, which facilitates the protection of water quality and aquatic habitat.
4. *Commission:* The State Soil and Water Conservation Commission.
5. *Cut:* A portion of land surface or area from which earth has been removed or will be removed by excavation; the depth below original ground surface to excavated surface. Also known as "excavation".
6. *Department:* The Department of Natural Resources.
7. *Developer:* Refers to the person or persons, corporation, or other business applying for a permit to undertake land-disturbing activity and performing development within the scope of this article.
8. *Development:* Refers to any activity which would alter the elevation of the land, remove or destroy plant life, cause structure of any kind to be installed, erected, or removed, or a change of any kind from conditions existing as of the effective date of this article unless such activity is exempted under § 7-3-33.
9. *Director:* The Director of the Environmental Protection Division of the Department of Natural Resources.
10. *District:* The Brier Creek Soil and Water Conservation District.
11. *Division:* The Environmental Protection Division of the Department of Natural Resources.
12. *Drainage Structure:* A device composed of a virtually nonerodible material such as concrete, steel, plastic or other such material that conveys water from one place to another by intercepting the flow and carrying it to a release point for stormwater management, drainage control, or flood control purposes.

13. *Existing Grade*: The vertical location of the existing ground surface prior to cutting or filling.
14. *Erosion*: The process by which land surface is worn away by the action of wind, water, ice or gravity.
15. *Erosion and Sedimentation Control Plan*: A plan for the control of soil erosion and sedimentation resulting from a land-disturbing activity. Also known as the "plan".
16. *Fill*: A portion of land surface to which soil or other solid material has been added; the depth above the original ground.
17. *Finished Grade*: The final elevation and contour of the ground after cutting or filling and conforming to the proposed design.
18. *Grading*: Altering the shape of ground surfaces to a predetermined condition; this includes stripping, cutting, filling, stockpiling and shaping or any combination thereof and shall include the land in its cut or filled condition.
19. *Ground Elevation*: The original elevation of the ground surface prior to cutting or filling.
20. *Land-Disturbing Activity*: Any activity which may result in soil erosion from water or wind and the movement of sediments into state waters or onto lands within the state, including, but not limited to, clearing dredging, grading, excavating, transporting, and filling of land but not including agricultural practices as described in Section 7-3-32, paragraph 5.
21. *Larger Common Plan of Development or Sale*: A contiguous area where multiple separate and distinct construction activities are occurring under one plan of development or sale. For the purposes of this paragraph, "plan" means an announcement; piece of documentation such as a sign, public notice or hearing, sales pitch, advertisement, drawing, permit application, zoning request, or computer design; or physical demarcation such as boundary signs, lot stakes, or surveyor markings, indicating that construction activities may occur on a specific plot.
22. *Local Issuing Authority*: The governing authority of any county or municipality which is certified pursuant to § O.C.G.A. 12-7-8(a). The LIA in Augusta is the Executive Director of the Augusta-Richmond County Planning Commission and the Public Works and Engineering Department is an extension of the LIA with respect to plan review and enforcement.
23. *Metropolitan River Protection Act (MRPA)*: A state law referenced as O.C.G.A. § 12-5-440 et seq., which addresses environmental and developmental matters in certain metropolitan river corridors and their drainage basins.
24. *Mulching*: Refers to the application of plant or other suitable materials in the soil surface to conserve moisture, hold soil in place, and aid in establishing plant cover.
25. *Natural Ground Surface*: The ground surface in its original state before any grading, excavation or filling.
26. *Nephelometric Turbidity Units (NTU)*: Numerical units of measure based upon photometric analytical techniques for measuring the light scattered by finely divided particles of a substance in suspension. This technique is used to estimate the extent of turbidity in water in which colloidally dispersed particles are present.
27. *One-Hundred-Year-Flood Plain*: Land in the floodplain subject to a one (1) percent or greater statistical occurrence probability of flooding in any given year.
28. *Operator*: The party or parties that have: (A) operational control of construction project plans and specifications, including the ability to make modifications to those plans and specifications; or (B) day-to-day operational control of those activities that are necessary to ensure compliance with a storm-water pollution prevention plan for the site or other permit conditions, such

as a person authorized to direct workers at a site to carry out activities required by the storm-water pollution prevention plan or to comply with other permit conditions.

29. *Permit*: The authorization necessary to conduct a land-disturbing activity under the provisions of this article.
30. *Person*: Any individual, partnership, firm, association, joint venture, public or private corporation, trust, estate, commission, board, public or private institution, utility, cooperative, state agency, municipality or other political subdivision of this State, any interstate body or any other legal entity.
31. *Planning Commission*: The Augusta-Richmond County Planning Commission.
32. *Project*: The entire proposed development project regardless of the size of the area of land to be disturbed.
33. *Qualified Personnel*: Any person who meets or exceeds the education and training requirements of O.C.G.A. § 12-7-19.
34. *Roadway Drainage Structure*: A device such as a bridge, culvert, or ditch, composed of a virtually nonerodible material such as concrete, steel, plastic, or other such material that conveys water under a roadway by intercepting the flow on one side of a traveled way consisting of one or more defined lanes, with or without shoulder areas, and carrying water to a release point on the other side.
35. *Sediment*: Solid material, both organic and inorganic, that is in suspension, is being transported, or has been moved from its site of origin by air, water, ice, or gravity as a product of erosion.
36. *Sedimentation*: The process by which eroded material is transported and deposited by the action of water, wind, ice or gravity.
37. *Soil and Water Conservation District Approved Plan*: An erosion and sedimentation control plan approved in writing by the Brier Creek Soil and Water Conservation District.
38. *Soil Erosion and Sediment Control Measures*: Refers to mechanical measures used to reshape the land to intercept, divert, convey, retard, or otherwise control runoff, including, but not limited to, land grading, bench terraces, subsurface drains, diversions, berms, storm sewers, outlets, waterway stabilization structures, lines channels, sediment and debris basin, and stream channel and bank stabilization; and vegetative measures to provide temporary cover to help control erosion during construction and permanent cover to stabilize the site after construction is complete.
39. *Soil Erosion and Sediment Control Plan or Plans*: Refers to the plan for the control of soil erosion and sedimentation resulting from land disturbing activities.
40. *Stabilization*: The process of establishing an enduring soil cover of vegetation by the installation of temporary or permanent structures for the purpose of reducing to a minimum the erosion process and the resultant transport of sediment by wind; water; ice or gravity.
41. *State General Permit*: The National Pollution Discharge Elimination System general permit or permits for stormwater runoff from construction activities as is now in effect or as may be amended or reissued in the future pursuant to the state's authority to implement the same through federal delegation under the Federal Water Pollution Control Act, as amended, 33 U.S.C. Section 1251, et seq., and Code Section 12-5-30(f).
42. *State Waters*: Any and all rivers, streams, creeks, branches, lakes, reservoirs, ponds, drainage systems, springs, wells, and other bodies of surface or subsurface water, natural or artificial, lying within or forming a part of the boundaries of the State which are not entirely confined and re-

tained completely upon the property of a single individual, partnership, or corporation.

43. *Structural Erosion and Sedimentation Control Practices*: Practices for the stabilization of erodible or sediment producing areas by utilizing the mechanical properties of matter for the purpose of either changing the surface of the land or storing, regulating or disposing of runoff to prevent excessive sediment loss. Examples of structural erosion and sediment control practices are riprap, sediment basins, dikes, level spreaders, waterways or outlets, diversions, grade stabilization structures, sediment traps and land grading, etc. Such practices can be found in the publication *Manual for Erosion and Sediment Control in Georgia*.
44. *Trout Streams*: All streams or portions of streams within the watershed as designated by the Game and Fish Division of the Georgia Department of Natural Resources under the provisions of the Georgia Water Quality Control Act, O.C.G.A. § 12-5-20 et seq. Streams designated as primary trout waters are defined as water supporting a self-sustaining population of rainbow, brown or brook trout. Streams designated as secondary trout waters are those in which there is no evidence of natural trout reproduction, but are capable of supporting trout throughout the year. First order trout waters are streams into which no other streams flow except springs.
45. *Vegetative Erosion and Sedimentation Control Measures*: Measures for the stabilization of erodible or sediment producing areas by covering the soil with:
- a. Permanent seeding, sprigging or planting, producing long-term vegetative cover; or
 - b. Temporary seeding, producing short-term vegetative cover; or

- c. Sodding, covering areas with a turf of perennial sod forming grass.

Such measures can be found in the publication *Manual for Erosion and Sediment Control in Georgia*.

46. *Watercourse*: Any natural or artificial watercourse, stream, river, creek, channel, ditch, canal, conduit, culvert, drain, waterway, gully, ravine, or wash in which water flows either continuously or intermittently and which has a definite channel, bed and banks, and including any area adjacent thereto subject to inundation by reason of overflow or floodwater.
47. *Wetlands*: Those areas that are inundated or saturated by surface or ground water at a frequency and duration sufficient to support, and that under normal circumstances do support a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands generally include swamps, marshes, bogs, and similar areas.

(Ord. No. 6947, § II, 2-22-07)

Sec. 7-3-32. Exemptions.

This section shall apply to any land disturbing activity undertaken by any person on any land except for the following:

1. Surface mining, as the same is defined in O.C.G.A. § 12-4-72, "Mineral Resources and Caves Act";
2. Granite quarrying and land clearing for such quarrying;
3. Such minor land-disturbing activities as home gardens and individual home landscaping, repairs, maintenance work, fences, and other related activities which result in minor soil erosion;
4. The construction of single-family residences, when such construction disturbs less than one acre and is not a part of a larger common plan of development or sale with a planned disturbance of equal to or greater than one acre and not otherwise exempted under this paragraph; provided, however, that construction of any

such residence shall conform to the minimum requirements as set forth in Section 7-3-33 of this article and this paragraph. For single-family residence construction covered by the provisions of this paragraph, there shall be a buffer zone between the residence and any state waters classified as trout streams pursuant to Article 2 of Chapter 5 of the Georgia Water Quality Control Act. In any such buffer zone, no land-disturbing activity shall be constructed between the residence and the point where vegetation has been wrested by normal stream flow or wave action from the banks of the trout waters. For primary trout waters, the buffer zone shall be at least 50 horizontal feet, and no variance to a smaller buffer shall be granted. For secondary trout waters, the buffer zone shall be at least 50 horizontal feet, but the Director may grant variances to no less than 25 feet. Regardless of whether a trout stream is primary or secondary, for first order trout waters, which are streams into which no other streams flow except for springs, the buffer shall be at least 25 horizontal feet, and no variance to a smaller buffer shall be granted. The minimum requirements of Section IV of this Ordinance and the buffer zones provided by this section shall be enforced by the Local Issuing Authority;

5. Agricultural operations as defined in O.C.G.A. § 1-3-3, "definitions", to include raising, harvesting or storing of products of the field or orchard; feeding, breeding or managing livestock or poultry; producing or storing feed for use in the production of livestock, including but not limited to cattle, calves, swine, hogs, goats, sheep, and rabbits or for use in the production of poultry, including but not limited to chickens, hens and turkeys; producing plants, trees, fowl, or animals; the production of aqua culture, horticultural, dairy, livestock, poultry, eggs and apiarian products; farm buildings and farm ponds;
6. Forestry land management practices, including harvesting; provided, however, that

when such exempt forestry practices cause or result in land-disturbing or other activities otherwise prohibited in a buffer, as established in paragraphs (15) and (16) of Section 7-3-34C. of this article, no other land-disturbing activities, except for normal forest management practices, shall be allowed on the entire property upon which the forestry practices were conducted for a period of three years after completion of such forestry practices;

7. Any project carried out under the technical supervision of the Natural Resources Conservation Service of the United States Department of Agriculture;
8. Any project involving less than one acre of disturbed area; provided, however, that this exemption shall not apply to any land-disturbing activity within a larger common plan of development or sale with a planned disturbance of equal to or greater than one acre or within 200 feet of the bank of any state waters, and for purposes of this paragraph. "State Waters" excludes channels and drainageways which have water in them only during and immediately after rainfall events and intermittent streams which do not have water in them year-round; provided, however, that any person responsible for a project which involves less than one acre, which involves land-disturbing activity, and which is within 200 feet of any such excluded channel or drainageway, must prevent sediment from moving beyond the boundaries of the property on which such project is located and provided, further, that nothing contained herein shall prevent the Local Issuing Authority from regulating any such project which is not specifically exempted by paragraphs 1, 2, 3, 4, 5, 6, 7, 9 or 10 of this section;
9. Construction or maintenance projects, or both, undertaken or financed in whole or in part, or both, by the Department of Transportation, the Georgia Highway Authority, or the State Tollway Authority; or any road construction or maintenance project, or both, undertaken by any county

or municipality; provided, however, that construction or maintenance projects of Department of Transportation or State Tollway Authority which disturb one or more contiguous acres of land shall be subject to provisions of O.C.G.A. § 12-7-7.1; except where the Department of Transportation, the Georgia Highway Authority, or the State Road and Tollway Authority is a secondary permittee for a project located within a larger common plan of development or sale under the state general permit, in which case a copy of a notice of intent under the state general permit shall be submitted to the Local Issuing Authority, the Local Issuing Authority shall enforce compliance with the minimum requirements set forth in O.C.G.A. § 12-7-6 as if a permit had been issued, and violations shall be subject to the same penalties as violations by permit holders;

10. Any land-disturbing activities conducted by any electric membership corporation or municipal electrical system or any public utility under the regulatory jurisdiction of the Public Service Commission, any utility under the regulatory jurisdiction of the Federal Energy Regulatory Commission, any cable television system as defined in O.C.G.A. § 36-18-1, or any agency or instrumentality of the United States engaged in the generation, transmission, or distribution of power; except where an electric membership corporation or municipal electrical system or any public utility under the regulatory jurisdiction of the Public Service Commission, any utility under the regulatory jurisdiction of the Federal Energy Regulatory Commission, any cable television system as defined in O.C.G.A. § 36-18-1, or any agency or instrumentality of the United States engaged in the generation, transmission, or distribution of power is a secondary permittee for a project located within a larger common plan of development or sale under the state general permit, in which case the Local Issuing Authority shall enforce compliance with the

minimum requirements set forth in O.C.G.A. § 12-7-6 as if a permit had been issued, and violations shall be subject to the same penalties as violations by permit holders; and

11. Any public water system reservoir.
(Ord. No. 6947, § III, 2-22-07)

Sec. 7-3-33. Minimum requirements for erosion and sedimentation control using best management practices.

A. *General provisions.* Excessive soil erosion and resulting sedimentation can take place during land-disturbing activities. Therefore, plans for those land-disturbing activities which are not exempted by this Ordinance shall contain provisions for application of soil erosion and sedimentation control measures and practices. The provisions shall be incorporated into the erosion and sedimentation control plans. Soil erosion and sedimentation control measures and practices shall conform to the minimum requirements of Section 7-3-34B. & C. of this article. The application of measures and practices shall apply to all features of the site, including street and utility installations, drainage facilities and other temporary and permanent improvements. Measures shall be installed to prevent or control erosion and sedimentation pollution during all stages of any land disturbing activity.

B. *Minimum requirements/BMPs.*

1. Best management practices as set forth in Section 7-3-34B. & C. of this article shall be required for all land-disturbing activities. Proper design, installation, and maintenance of best management practices shall constitute a complete defense to any action by the Director or to any other allegation of noncompliance with paragraph (2) of this subsection or any substantially similar terms contained in a permit for the discharge of stormwater issued pursuant to of O.C.G.A. § 12-5-30(f), the "Georgia Water Quality Control Act". As used in this subsection the terms "proper design" and "properly designed" mean designed in accordance with the hydraulic design spec-

ifications contained in the "Manual for Erosion and Sediment Control in Georgia" specified in O.C.G.A. § 12-7-6(b).

2. A discharge of stormwater runoff from disturbed areas where best management practices have not been properly designed, installed, and maintained shall constitute a separate violation of any land disturbing permit issued by a Local Issuing Authority or of any state general permit issued by the Division pursuant to O.C.G.A. § 12-5-30(f), the "Georgia Water Quality Control Act", for each day on which such discharge results in the turbidity of receiving waters being increased by more than 25 nephelometric turbidity units for waters supporting warm water fisheries or by more than ten nephelometric turbidity units for waters classified as trout waters. The turbidity of the receiving waters shall be measured in accordance with guidelines to be issued by the Director. This paragraph shall not apply to any land disturbance associated with the construction of single family homes which are not part of a larger common plan of development or sale unless the planned disturbance for such construction is equal to or greater than five acres.
3. Failure to properly design, install, or maintain best management practices shall constitute a violation of any land-disturbing permit issued by a Local Issuing Authority or of any state general permit issued by the Division pursuant to Code Section 12-5-90(f), the "Georgia Water Quality Control Act", for each day on which such failure occurs.
4. The Director may require, in accordance with regulations adopted by the Board, reasonable and prudent monitoring of the turbidity level of receiving waters into which discharges from land disturbing activities occur.

C. The rules and regulations, ordinances, or resolutions adopted pursuant to this chapter for the purpose of governing land-disturbing activities shall require, as a minimum, protections at

least as stringent as the state general permit; and best management practices, including sound conservation and engineering practices to prevent and minimize erosion and resultant sedimentation, which are consistent with, and no less stringent than, those practices contained in the *Manual for Erosion and Sediment Control in Georgia* published by the Georgia Soil and Water Conservation Commission as of January 1 of the year in which the land-disturbing activity was permitted, as well as the following:

1. Stripping of vegetation, regrading and other development activities shall be conducted in a manner so as to minimize erosion;
2. Cut-fill operations must be kept to a minimum;
3. Development plans must conform to topography and soil type so as to create the lowest practical erosion potential;
4. Whenever feasible, natural vegetation shall be retained, protected and supplemented;
5. The disturbed area and the duration of exposure to erosive elements shall be kept to a practicable minimum;
6. Disturbed soil shall be stabilized as quickly as practicable;
7. Temporary vegetation or mulching shall be employed to protect exposed critical areas during development;
8. Permanent vegetation and structural erosion control practices shall be installed as soon as practicable;
9. To the extent necessary, sediment in runoff water must be trapped by the use of debris basins, sediment basins, silt traps, or similar measures until the disturbed area is stabilized. As used in this paragraph, a disturbed area is stabilized when it is brought to a condition of continuous compliance with the requirements of O.C.G.A. § 12-7-1 et. seq.;
10. Adequate provisions must be provided to minimize damage from surface water to the cut face of excavations or the sloping of fills;

11. Cuts and fills may not endanger adjoining property;
12. Fills may not encroach upon natural watercourses or constructed channels in a manner so as to adversely affect other property owners;
13. Grading equipment must cross flowing streams by means of bridges or culverts except when such methods are not feasible, provided, in any case, that such crossings are kept to a minimum;
14. Land-disturbing activity plans for erosion and sedimentation control shall include provisions for treatment or control of any source of sediments and adequate sedimentation control facilities to retain sediments on-site or preclude sedimentation of adjacent waters beyond the levels specified in Section 7-3-34B.2. of this article;
15. Except as provided in paragraph (16) of this subsection, there is established a 25-foot buffer along the banks of all state waters, as measured horizontally from the point where vegetation has been wrested by normal stream flow or wave action, except where the Director determines to allow a variance that is at least as protective of natural resources and the environment, where otherwise allowed by the Director pursuant to O.C.G.A. § 12-2-8, or where a drainage structure or a roadway drainage structure must be constructed, provided that adequate erosion control measures are incorporated in the project plans and specifications, and are implemented; provided, however, the buffers of at least 25 feet established pursuant to part 6 of Article 5, Chapter 5 of Title 12, the "Georgia Water Quality Control Act", shall remain in force unless a variance is granted by the Director as provided in this paragraph. The following requirements shall apply to any such buffer:
 - a. No land-disturbing activities shall be conducted within a buffer and a buffer shall remain in its natural, undisturbed state of vegetation until all land-disturbing activities on the construction site are completed. Once the final stabilization of the site is achieved, a buffer may be thinned or trimmed of vegetation as long as a protective vegetative cover remains to protect water quality and aquatic habitat and a natural canopy is left in sufficient quantity to keep shade on the stream bed; provided, however, that any person constructing a single family residence, when such residence is constructed by or under contract with the owner for his or her own occupancy, may thin or trim vegetation in a buffer at any time as long as protective vegetative cover remains to protect water quality and aquatic habitat and a natural canopy is left in sufficient quantity to keep shade on the stream bed; and
 - b. The buffer shall not apply to the following land-disturbing activities, provided that they occur at an angle, as measured from the point of crossing, within 25 degrees of perpendicular to the stream; cause a width of disturbance of not more than 50 feet within the buffer; and adequate erosion control measures are incorporated into the project plans and specifications and are implemented: (i) Stream crossings for water lines; or (ii) Stream crossings for sewer lines; and
16. There is established a 50 foot buffer as measured horizontally from the point where vegetation has been wrested by normal stream flow or wave action, along the banks of any state waters classified as "trout streams" pursuant to Article 2 of Chapter 5 of Title 12, the "Georgia Water Quality Control Act", except where a roadway drainage structure must be constructed; provided, however, that small springs and streams classified as trout streams which discharge an average annual flow of 25 gallons per minute or less shall have a 25 foot buffer or they may be

piped, at the discretion of the landowner, pursuant to the terms of a rule providing for a general variance promulgated by the Board, so long as any such pipe stops short of the downstream landowner's property and the landowner complies with the buffer requirement for any adjacent trout streams. The Director may grant a variance from such buffer to allow land-disturbing activity, provided that adequate erosion control measures are incorporated in the project plans and specifications and are implemented. The following requirements shall apply to such buffer:

- a. No land-disturbing activities shall be conducted within a buffer and a buffer shall remain in its natural, undisturbed, state of vegetation until all land disturbing activities on the construction site are completed. Once the final stabilization of the site is achieved, a buffer may be thinned or trimmed of vegetation as long as a protective vegetative cover remains to protect water quality and aquatic habitat and a natural canopy is left in sufficient quantity to keep shade on the stream bed; provided, however, that any person constructing a single-family residence, when such residence is constructed by or under contract with the owner for his or her own occupancy, may thin or trim vegetation in a buffer at any time as long as protective vegetative cover remains to protect water quality and aquatic habitat and a natural canopy is left in sufficient quantity to keep shade on the stream bed; and
- b. The buffer shall not apply to the following land-disturbing activities, provided that they occur at an angle, as measured from the point of crossing, within 25 degrees of perpendicular to the stream; cause a width of disturbance of not more than 50 feet within the buffer; and adequate ero-

sion control measures are incorporated into the project plans and specifications and are implemented: (i) Stream crossings for water lines; or (ii) Stream crossings for sewer lines.

D. Nothing contained in this chapter shall prevent any Local Issuing Authority from adopting rules and regulations, ordinances, or resolutions which contain stream buffer requirements that exceed the minimum requirements in Section 7-3-34B. and C. of this article.

E. The fact that land-disturbing activity for which a permit has been issued results in injury to the property of another shall neither constitute proof of nor create a presumption of a violation of the standards provided for in this Ordinance or the terms of the permit.

(Ord. No. 6947, § IV, 2-22-07)

Sec. 7-3-34. Application/permit process.

A. *General.* The property owner, developer and designated planners and engineers shall review the general development plans and detailed plans of the Local Issuing Authority that affect the tract to be developed and the area surrounding it. They shall review the Zoning Ordinance, Stormwater Management Ordinance, Subdivision Ordinance, Flood Damage Prevention Ordinance, this article, and other ordinances which regulate the development of land within the jurisdictional boundaries of the Local Issuing Authority. However, the operator is the only party who may obtain a permit.

B. Application requirements.

1. No person shall conduct any land disturbing activity within the jurisdictional boundaries of Augusta Georgia without first obtaining a permit from the Augusta-Richmond County Planning Commission to perform such activity.
2. The application for a permit shall be submitted to the Augusta Richmond County Planning Commission and must include the applicant's erosion and sedimentation control plan with supporting data, as necessary. Said plans shall include, as a minimum, the data specified in Section 7-3-35C, of this article. Soil erosion and

sedimentation control plans shall conform to the provisions of Section 7-3-34B. and C. of this article. Applications for a permit will not be accepted unless accompanied by (6) copies of the applicant's soil erosion and sedimentation control plans. All applications shall contain a certification stating that the plan preparer or the designee thereof visited the site prior to creation of the plan or that such a visit was not required in accordance with rules and regulations established by the board.

3. In addition to the local permitting fees, fees will also be assessed pursuant to O.C.G.A. § 12-5-23(a)(5), provided that such fees shall not exceed \$80.00 per acre of land disturbing activity, and these fees shall be calculated and paid by the primary permittee as defined in the state general permit for each acre of land-disturbing activity included in the planned development or each phase of development. All applicable fees shall be paid prior to issuance of the land disturbance permit. In a jurisdiction that is certified pursuant to subsection (a) of O.C.G.A. 12-7-8 half of such fees levied shall be submitted to the division; except that any and all fees due from an entity which is required to give notice pursuant to O.C.G.A. § 12-7-17(9), (10) shall be submitted in full to the division, regardless of the existence of a Local Issuing Authority in the jurisdiction.
4. Immediately upon receipt of an application and plan for a permit, the Local Issuing Authority shall refer the application and plan to the District for its review and approval or disapproval concerning the adequacy of the erosion and sedimentation control plan. A District shall approve or disapprove a plan within 35 days of receipt. Failure of a District to act within 35 days shall be considered an approval of the pending plan. The results of the District review shall be forwarded to the Local Issuing Authority. No permit will be issued unless the plan has been approved by the District, and any vari-

ances required by Section 7-3-34C. 15. and 16 and bonding, if required as per Section 7-3-35B.5.(b), have been obtained. Such review will not be required if the Local Issuing Authority and the District have entered into an agreement which allows the Local Issuing Authority to conduct such review and approval of the plan without referring the application and plan to the District.

5. If a permit applicant has had two or more violations of previous permits, this Ordinance section, or the Erosion and Sedimentation Act, as amended, within three years prior to the date of filing of the application under consideration, the Local Issuing Authority may deny the permit application.
6. The Local Issuing Authority may require the permit applicant to post a bond in the form of government security, cash, irrevocable letter of credit, or any combination thereof up to, but not exceeding, \$3,000.00 per acre or fraction thereof of the proposed land-disturbing activity, prior to issuing the permit. If the applicant does not comply with this Ordinance or with the conditions of the permit after issuance, the Local Issuing Authority may call the bond or any part thereof to be forfeited and may use the proceeds to hire a contractor to stabilize the site of the land-disturbing activity and bring it into compliance. These provisions shall not apply unless there is in effect an ordinance or statute specifically providing for hearing and judicial review of any determination or order of the Local Issuing Authority with respect to alleged permit violations.

C. Plan requirements.

1. Plans must be prepared to meet the minimum requirements as contained in Section 7-3-34B. and C. of this article. Conformance with the minimum requirements may be attained through the use of design criteria in the current issue of the *Manual for Erosion and Sediment Control in Georgia*, published by the State Soil and Water

Conservation Commission as a guide; or through the use of more stringent, alternate design criteria which conform to sound conservation and engineering practices. The *Manual for Erosion and Sediment Control in Georgia* is hereby incorporated by reference into this Ordinance. The plan for the land-disturbing activity shall consider the interrelationship of the soil types, geological and hydrological characteristics, topography, watershed, vegetation, proposed permanent structures including roadways, constructed waterways, sediment control and storm water management facilities, local ordinances and State laws.

2. Data Required for Site Plan.

- a. Narrative or notes, and other information: Notes or narrative to be located on the site plan in general notes or in erosion and sediment control notes.
- b. Description of existing land use at project site and description of proposed project.
- c. Name, address, and phone number of the property owner.
- d. Name and phone number of 24-hour local contact who is responsible for erosion and sedimentation controls.
- e. Size of project, or phase under construction, in acres.
- f. Activity schedule showing anticipated starting and completion dates for the project. Include the statement in bold letters, that "the installation of erosion and sedimentation control measures and practices shall occur prior to or concurrent with land-disturbing activities."
- g. Stormwater and sedimentation management systems-storage capacity, hydrologic study, and calculations, including off-site drainage areas.
- h. Vegetative plan for all temporary and permanent vegetative measures, including species, planting dates, and

seeding, fertilizer, lime, and mulching rates. The vegetative plan should show options for year-round seeding.

- i. Detail drawings for all structural practices. Specifications may follow guidelines set forth in the *Manual for Erosion and Sediment Control in Georgia*.

- j. Maintenance statement. "Erosion and sedimentation control measures will be maintained at all times. If full implementation of the approved plan does not provide for effective erosion and sediment control, additional erosion and sediment control measures shall be implemented to control or treat the sediment source."

3. Maps, drawings, and supportive computations shall bear the signature/seal of a registered or certified professional in engineering, architecture, landscape architecture, land surveying, or erosion and sedimentation control. After December 31, 2006, all persons involved in land development design, review, permitting, construction, monitoring, or inspection or any land-disturbing activity shall meet the education and training certification requirements as developed by the commission pursuant to O.C.G.A. § 12-7-20. The certified plans shall contain:

- a. Graphic scale and north point or arrow indicating magnetic north.
- b. Vicinity maps showing location of project and existing streets.
- c. Boundary line survey.
- d. Delineation of disturbed areas within project boundary.
- e. Existing and planned contours, with an interval in accordance with the following:

<i>Map Scale</i>	<i>Ground Slope</i>	<i>Contour Interval, ft.</i>
1 inch = 100 ft. or larger scale	Flat 0—2%	0.5 or 1
	Rolling 2—8%	1 or 2
	Steep 8% +	2, 5 or 10

- f. Adjacent areas and feature areas such as streams, lakes, residential areas, etc. which might be affected should be indicated on the plan.
 - g. Proposed structures or additions to existing structures and paved areas.
 - h. Delineate the 25-foot horizontal buffer adjacent to state waters and the specified width in MRPA areas.
 - i. Delineate the specified horizontal buffer along designated trout streams, where applicable.
 - j. Location of erosion and sedimentation control measures and practices using coding symbols from the *Manual for Erosion and Sediment Control in Georgia*, Chapter 6.
4. Maintenance of all soil erosion and sedimentation control practices, whether temporary or permanent, shall be at all times the responsibility of the property owner.
5. Plot plans for single family homes on individual lots shall illustrate the best management practices the contractor will implement during construction to prevent soil erosion and damage to adjoining properties as a result of erosion; the plot plan shall illustrate positive storm water drainage to an existing storm water structure; and the plot plan shall illustrate the method for permanently stabilizing the disturbed soil upon completion of construction.

The following shall be illustrated on residential plot plans.

- a. Contractors name.

- b. Street name and property address.
- c. Lot dimensions drawn to scale.
- d. All drainage and utility easements.
- e. Existing drainage swales.
- f. Footprint of building.
- g. Building setback dimensions.
- h. Best management practices to be implemented:
 - 1. Sediment barriers.
 - 2. Proposed drainage swales.
 - 3. Construction exit.
 - 4. Maintenance.
- i. Positive storm water drainage from the lot to an existing storm water structure, direction of flow to be indicated by arrows. Existing storm water structure includes paved streets, drainage structure inlets, drainage ditches, and swales.
- j. How disturbed soils will be permanently stabilized.
- k. 100-Year floodplain data.
- l. Existing structures on property.
- m. Wetlands data.
- n. Distance to any stream, creek or water body on or adjacent to (within 200 feet of) the proposed site.
- o. Delineate 25 feet state water buffer, as applicable.

D. Permits.

- 1. Permits shall be issued or denied as soon as practicable but in any event not later than forty-five (45) days after receipt by the Local Issuing Authority of a completed application, providing variances and bonding are obtained, where necessary.
- 2. No permit shall be issued by the Local Issuing Authority unless the erosion and sedimentation control plan has been approved by the District and the Local Issuing Authority has affirmatively determined that the plan is in compliance with this article, any variances required by

Section 7-3-34C. 15, and 16 are obtained, bonding requirements, if necessary, as per Section 7-3-35B.5.(b) are met and all ordinances and rules and regulations in effect within the jurisdictional boundaries of the Local Issuing Authority are met. If the permit is denied, the reason for denial shall be furnished to the applicant.

3. If the tract is to be developed in phases, then a separate permit shall be required for each phase.
4. The permit may be suspended, revoked, or modified by the Local Issuing Authority, as to all or any portion of the land affected by the plan, upon finding that the holder or his successor in the title is not in compliance with the approved erosion and sedimentation control plan or that the holder or his successor in title is in violation of this article. A holder of a permit shall notify any successor in title to him as to all or any portion of the land affected by the approved plan of the conditions contained in the permit.
5. No permit shall be issued unless the applicant provides a statement by the Richmond County Tax Commissioner certifying that all ad valorem taxes levied against the property and due and owing have been paid.

(Ord. No. 6947, § V, 2-22-07)

Sec. 7-3-35. Inspection and enforcement.

A. As an extension of the LIA the Augusta Public Works and Engineering Department will periodically inspect the sites of land-disturbing activities for which permits have been issued to determine if the activities are being conducted in accordance with the plan and if the measures required in the plan are effective in controlling erosion and sedimentation. Also, the Local Issuing Authority shall regulate both primary and secondary permittees as such terms are defined in the state general permit. Primary permittees shall be responsible for installation and maintenance of best management practices where the primary permittee is conducting land-disturbing activities. Secondary permittees shall be responsible for

installation and maintenance of best management practices where the secondary permittee is conducting land-disturbing activities. If, through inspection, it is deemed that a person engaged in land-disturbing activities as defined herein has failed to comply with the approved plan, with permit conditions, or with the provisions of this article, a written notice to comply shall be served upon that person. The notice shall set forth the measures necessary to achieve compliance and shall state the time within which such measures must be completed. If the person engaged in the land-disturbing activity fails to comply within the time specified, he shall be deemed in violation of this article.

1. *Residential Construction of Individual Lots:* The License and Inspection Department will inspect for compliance with this article for residential construction on individual lots. If a project is deemed not to be in compliance with the approved plot plan, the contractor will be issued a written notice to comply with the approved plot plan. The notice shall set forth the measures necessary to achieve compliance and shall state the time within which such measures must be completed. If the contractor engaged in the land disturbing activity fails to comply within the time specified, he shall be deemed in violation of this chapter.

B. The Augusta Public Works and Engineering Department as an extension of the LIA shall have the power to conduct such investigations as it may reasonably deem necessary to carry out duties as prescribed in this article, and for this purpose to enter at reasonable times upon any property, public or private, for the purpose of investigation and inspecting the sites of land-disturbing activities.

C. No person shall refuse entry or access to any authorized representative or agent of the Local Issuing Authority, the Commission, the District, or Division who requests entry for the purposes of inspection, and who presents appropriate credentials, nor shall any person obstruct, hamper or interfere with any such representative while in the process of carrying out his official duties.

D. The Districts or the Commission or both shall periodically review the actions of counties and municipalities which have been certified as Local Issuing Authorities pursuant to O.C.G.A. § 12-7-8(a). The Districts or the Commission or both may provide technical assistance to any county or municipality for the purpose of improving the effectiveness of the county's or municipality's erosion and sedimentation control program. The Districts or the Commission shall notify the Division and request investigation by the Division if any deficient or ineffective local program is found.

E. The Board, on or before December 31, 2003, shall promulgate rules and regulations setting forth the requirements and standards for certification and the procedures for decertification of a Local Issuing Authority. The Division may periodically review the actions of counties and municipalities which have been certified as Local Issuing Authorities pursuant to Code Section 12-7-8(a). Such review may include, but shall not be limited to, review of the administration and enforcement of a governing authority's ordinance and review of conformance with an agreement, if any, between the District and the governing authority. If such review indicates that the governing authority of any county or municipality certified pursuant to O.C.G.A. § 12-7-8(a) has not administered or enforced its ordinances or has not conducted the program in accordance with any agreement entered into pursuant to O.C.G.A. § 12-7-7(e), the Division shall notify the governing authority of the county or municipality in writing. The governing authority of any county or municipality so notified shall have 30 days within which to take the county or municipality does not take necessary corrective action within 30 days after notification by the Division, the Division may revoke the certification of the county or municipality as a Local Issuing Authority. (Ord. No. 6947, § VI, 2-22-07)

Sec. 7-3-36. Penalties and incentives.

A. *Failure To Obtain A Permit For Land-Disturbing Activity.* If any person commences any land disturbing activity requiring a land disturbing permit as prescribed in this article without first obtaining said permit, the person shall be

subject to revocation of his business license, work permit or other authorization for the conduct of a business and associated work activities within the jurisdictional boundaries of the Local Issuing Authority.

B. *Stop-Work Orders.*

1. For the first violation of the provisions of this article, the Director or the Local Issuing Authority shall issue a written warning to the violator. The violator shall have five days to correct the violation. If the violation is not corrected within five days, the Director or the Local Issuing Authority shall issue a Stop-Work Order requiring that land-disturbing activities be stopped until necessary corrective action or mitigation has occurred; provided, however, that, if the violation presents an imminent threat to public health or waters of the state or if the land-disturbing activities are conducted without obtaining the necessary permit, the Director or the Local Issuing Authority shall issue an immediate Stop-Work Order in lieu of a warning;
2. For a second and each subsequent violation, the Director or the Local Issuing Authority shall issue an immediate Stop-Work Order; and;
3. All Stop-Work Orders shall be effective immediately upon issuance and shall be in effect until the necessary corrective action or mitigation has occurred.
4. When a violation in the form of taking action without a permit, failure to maintain a stream buffer, or significant amounts of sediment, as determined by the Local Issuing Authority or by the Director or his or her designee, have been or are being discharged into state waters and where best management practices have not been properly designed, installed, and maintained, a stop work order shall be issued by the Local Issuing Authority or by the Director or his or her designee. All such stop work orders shall be effective immediately upon issuance and shall be in effect until the necessary corrective action

or mitigation has occurred. Such stop work orders shall apply to all land-disturbing activity on the site with the exception of the installation and maintenance of temporary or permanent erosion and sediment controls.

C. *Bond Forfeiture.* If, through inspection, it is determined that a person engaged in land-disturbing activities has failed to comply with the approved plan, a written notice to comply shall be served upon that person. The notice shall set forth the measures necessary to achieve compliance with the plan and shall state the time within which such measures must be completed. If the person engaged in the land-disturbing activity fails to comply within the time specified, he shall be deemed in violation of this article and, in addition to other penalties, shall be deemed to have forfeited his Performance Bond, if required to post one under the provisions of Section 7-3-35B.5(b). The Local Issuing Authority may call the bond or any part thereof to be forfeited and may use the proceeds to hire a contractor to stabilize the site of the land-disturbing activity and bring it into compliance.

D. *Monetary Penalties.*

1. Any person who violates any provisions of this article, or any permit condition or limitation established pursuant to this article, or who negligently or intentionally fails or refuses to comply with any final or emergency order of the Director issued as provided in this article shall be liable for a civil penalty not to exceed \$2,500.00 per day. For the purpose of enforcing the provisions of this Ordinance, notwithstanding any provisions in any City Charter to the contrary, municipal courts shall be authorized to impose penalty not to exceed \$2,500.00 for each violation. Notwithstanding any limitation of law as to penalties which can be assessed for violations of county ordinances, any magistrate court or any other court of competent jurisdiction trying cases brought as violations of this article under county ordinances approved under this article shall be authorized to impose penalties for such violations not to exceed \$2,500.00

for each violation. Each day during which violation or failure or refusal to comply continues shall be a separate violation.

2. Under provision of this section, any person who continues to violate, knowingly and intentionally becoming a habitual violator on the same or different site will be liable for a civil penalty not to exceed \$2,500.00 per day.
3. Penalties, less court costs, shall be returned to the Local Issuing Authority and deposited into the NPDES account.
(Ord. No. 6947, § VII, 2-22-07)

Sec. 7-3-37. Education and certification.

After December 31, 2006, all persons involved in land development design, review, permitting, construction, monitoring, or inspection or any land disturbing activity shall meet the education and training certification requirements, dependent on their level of involvement with the process, as developed by the Commission in consultation with the Division and the Stakeholder Advisory Board created pursuant to O.C.G.A. § 12-7-20.
(Ord. No. 6947, § VIII, 2-22-07)

Sec. 7-3-38. Administrative appeal judicial review.

A. *Administrative Remedies.* The suspension, revocation, modification or grant with condition of a permit by the Local Issuing Authority upon finding that the holder is not in compliance with the approved erosion and sediment control plan; or that the holder is in violation of permit conditions; or that the holder is in violation of any Ordinance; shall entitle the person submitting the plan or holding the permit to a hearing before the Augusta Commission within thirty (30) days after receipt by the Local Issuing Authority of written notice of appeal.

B. *Judicial Review.* Any person, aggrieved by a decision or order of the Local Issuing Authority, after exhausting his administrative remedies, shall have the right to appeal denovo to the Superior Court of Richmond County, Georgia.
(Ord. No. 6710, §§ I—X, 7-21-04, Ord. No. 6947, § IX, 2-22-07)

Secs. 7-3-39—7-3-59. Reserved.

ARTICLE 6. GRADING PERMIT

Sec. 7-3-40. Statement of purpose.

Soil erosion and sediment deposition onto lands and into waters in Augusta, Georgia are occurring as a result of land clearing, excavation, filling, grading, and construction activities. Such erosion and sediment deposition results in pollution of Augusta, Georgia waters and damage to domestic, agricultural, recreational, fish and wildlife, and other resource uses.

This article provides rules and regulations for excavation, filling, and grading activities within Augusta, Georgia and provides for administration and enforcement of said rules and regulations.
(Ord. No. 6166, 6-1-99)

Sec. 7-3-41. Definitions.

Unless the context otherwise requires, the following terms, as used in this article, are defined as follows:

- (a) *Excavation*. Mechanical removal of earth material.
- (b) *Fill*. The deposit of earth material placed by artificial means.
- (c) *Grading*. Any excavation or filling or combination thereof.

(Ord. No. 6166, 6-1-99)

Sec. 7-3-42. Exemptions.

No excavation, filling, or grading shall be conducted within Augusta, Georgia, except for those activities as provided below, without first securing a permit as required by this article. The following activities are exempted from the provisions of this article.

- (a) Minimum land disturbing activities such as house gardens, and individual home landscaping, repairs, maintenance work and other related activities;

meable surfaces having spill and leak collection systems as prescribed by DNR.

Chapter 9

SUBDIVISION COVENANTS*

Sec. 8-7-5. Site plan requirements.

All applications for a development permit within the watershed protection district shall be required to have a site plan submitted and approved by the Augusta-Richmond County Planning Commission before any building permits may be approved or any land disturbing activity may take place. Each site plan submitted shall include all of the information in Article III, Sections 300-303 of the Site Plan Regulations for Augusta, Georgia. In addition, any hazardous materials handler shall provide location and detailed design of any spill and leak collection systems designed for the purpose of containing accidentally released hazardous waste.

- (a) *Approval process.* The approval process for a site plan submitted in accordance with this ordinance shall be the same as the procedures specified in Article II of the Site Plan Regulations for Augusta, Georgia.
- (b) *Hardships and variances* Variances to decisions on permit applications shall be handled in the manner specified by Article IV, Section 400 of the Site Plan Regulations for Augusta, Georgia.
- (c) *Activity compliance* All development activities or site work conducted after approval of the site plan shall conform with the specifications of said site plan.

(Ord. No. 6094, 10-20-98)

Chapter 8

SITE PLAN REGULATIONS

Sec. 8-8-1. Incorporation of site plan regulations.

The Site Plan Regulations for Augusta, Georgia, as adopted on June 1, 1999, and as attached hereto, are maintained by Planning and Zoning Commission.

(Ord. No. 6168, § 1, 5-18-99)

Sec. 8-9-1. Purpose.

The Augusta-Richmond County Commission has determined that the building of subdivision in phases, and the connecting of subdivisions by connector streets, with dissimilar restrictive covenants being imposed by the developer in the respective sections or subdivisions, leads to incompatible housing and aesthetically dissimilar housing. The Augusta-Richmond County Commission has determined that it is in the public interest to regulate such restrictive covenants to the extent allowed by law, by prohibiting the dedication of public streets and public utilities within said subdivisions with dissimilar covenants.

Sec. 8-9-2. Acceptance of deeds of dedication of streets and utilities.

A developer of a new subdivision, or of a new phase to an existing subdivision, which has existing restrictive covenants recorded in the Office of the Clerk of Superior Court, shall be required, as a prerequisite to presenting to the County for acceptance a Deed of Dedication to any streets within the subdivision or any utilities within the subdivision, to present to the Executive Director of the Augusta-Richmond County Planning Commission, restrictive covenants, in a form suitable for recording, to be placed upon the new subdivision or the new section of an existing subdivision. These restrictive covenants must be at least as restrictive as those covenants applicable to the existing subdivision, or the previous phase of a subdivision, to which the new subdivision will connect.

Sec. 8-9-3. Appeal.

Should the Executive Director of the Augusta-Richmond County Planning Commission determine that the covenants are not compatible with the existing covenants, the Executive Director

*Editor's note—Ord. No. 6183, § 1, adopted July 20, 1999, set out provisions for Ch. 3 to read as herein set out. See the Code Comparative Table.

shall recommend to the Augusta-Richmond County Commission that it not accept for dedication any public street or utility to be dedicated to the public use. The developer may appeal any such decision or recommendation by the Executive Director to the Augusta-Richmond County Commission.
(Ord. No. 6183, 7-20-99)

CODE COMPARATIVE TABLE

ORDINANCES

This table gives the location within this Code of those ordinances adopted since 1999. Ordinances not listed herein have been omitted as repealed, superseded, or not of a general and permanent nature.

Ordinance Number	Adoption Date	Section	Section this Code
6149	3-16-99	1	6-2-77(a)(9)
6159	4-20-99	1	2-2-20
6182	7-20-99	1	7-1-90
6199	10- 5-99	1	1-2-13(App. A)
6223	12- 7-99	1	5-2-72—5-2-82
			Rpld
6237	1- 4-00	1	5-2-83
6292	7-20-00	1	5-2-45(e)
6364	4- 3-01	1	2-4-1—2-4-20
6363	4- 3-01	1	Added 6-2-5(c), (d)
6365	4-17-01	1	1-1-13
6370	5- 1-01	1	6-6-45(a)(3)
6371	5- 1-01	1	8-4-13
6372	5- 1-01	1	8-4-11(e)(6)(a)
6373	5- 1-01	1	8-4-12
6374	5- 1-01	I, II	8-4-11(e)(6)
6398	6- 5-01	1	8-4-(e)(8)
6407	7- 3-01	1	2-2-32(e)
6424	10-16-01	1	Added 1-3-8.1—1-3-8.6
6430	11- 7-01	1	Added 2-4-21
6435	11-20-01	1	Added 3-5-95.1
6436	11-20-01	1	Added 1-2-98
6441	12- 3-01	1	3-5-86
6448	1- 2-02	1	Added 5-2-45(d)
6454	1-15-02	1	7-1-16
6455	1-15-02	1	Added 7-3-61
6457	2- 5-02	1	Added 7-3-71—7-3-73
6460	2-20-02	1	2-2-32(e)(3)
6467	4- 2-02	1	2-4-20
6474	4-16-02	1	Added 3-7-32
6507	5-21-02	1	8-4-11(e)(5)
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6508	5-21-02	1	2-3-7
6516	6- 4-02	1	2-4-20
6517	6-18-02	1	2-4-21
6532	7-18-02	1	1-9-4
6540	8- 6-02	1	6-1-1—6-1-28
6545	8-20-02	1	6-1-1—6-1-27
6549	9-17-02	1	5-2-39
6550	9-17-02	1	5-2-6
6557	10- 3-02	1	6-2-5
6566	11-11-02	1	5-3-1—5-3-19
6572	11-19-02	1	3-5-17
6573	12- 3-02	1	Added 3-5-86(b)(2)
6574	12- 3-02	1	2-1-29(a)
6579	12-17-02	1, 2	7-1-91
6580	12-17-02	1	7-1-90(c)(2)
6581	12-17-02	1	6-4-1—6-4-19
6591	2-18-03	1	2-1-3
6598	3- 2-03	1	3-4-11
			2-1-3

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Ordinance Number	Adoption Date	Section	Section this Code
6607	4- 1-03	1	6-1-1—6-1-27
6625	7-15-03	1	3-6-2(b)
6639	9- 2-03	1	Added 6-2-5(f)
	11-18-03		1-2-13(App. A)
6664	12-16-03	1	Added 3-7-14.5
6669	1- 6-04		Added 6-2-15(a)
			Added 6-2-15(b)
6689	3-16-04	1	7-1-16
6704	6-15-04	1	Added 7-1-116.1—7-1-116.17
6706	7- 1-04	1	1-10-52
6707	7- 1-04	1	7-4-32
6718	9- 7-04	1	4-2-2
6726	9-21-04	1	2-1-3
6727	9-21-04	1	Added 7-2-63—7-2-81
6754	1- 4-05	1	Rpld 1-2-30(b)
6763	1- 4-05	1, 2	6-2-20(a), (b)
6778	8- 1-04	2	4-2-6
6764	1-18-05	1	5-3-5(c)
6772	3- 1-05	1	1-2-30(b)
6774	3- 1-05	1	1-2-8(a)(3)
6776	3-15-05	1	1-4-110—1-4-139
6777	3-15-05	1	Added 3-3-9(a)(6)(b)
6778	8- 1-04	2	4-2-6
6850	1- 3-06	1	Rpld 2-3-5(a), (b)
		2	Added 2-3-5
6890	11-15-06	1	1-10-6
6922	10- 3-06	2	6-7-7, 6-7-23
		3	6-7-25
		4	6-7-39
6931	12-11-06	1	2-1-31
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		5	1-4-65
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		7	1-4-105
		8	1-4-106(a), (c)
		9	2-2-28(a)
		10	2-2-32
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		12	Rpld 7-4-64
			7-1-16
		13	7-3-73(d)(1)b.
		14	1-10-71(b), (c)
		15	5-3-1(c)(36), (80)
		16	Ch. 10(tit.), 1-10-1, 1-10-6, 1-10-7, 1-10-23, 1-10-24, 1-10-28, 1-10-30, 1-10-31—1-10-34, 1-10-36, 1-10-37, 1-10-39, 1-10-40, 1-10-42, 1-10-43, 1-10-45, 1-10-47, 1-10-49—1-10-52,

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6947	2-22-07	1—9	7-3-31
6957	3- 6-07	2	7-1-19.2(c)
	5- 7-07		8-1-44
6991	7-10-07	1	3-5-86(b)(3)
		2	3-5-86
6992	8- 7-07		Adopting ord., pg. ix

STATE LAW REFERENCE TABLE

This table shows the location within this Charter and Code, either in the text or notes following the text, of references to the State Law or related matters.

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2-10-105	2-1-11	15-18-63	Char. § 5-110
3-3-7(e)	Char. § 2-1, Char. § 2-2	tit. 16, ch. 13	3-7-1
3-3-20(b)(B)	6-2-8	16-10-1	Char. § 1-19
3-5-36	6-2-53	16-10-2	Char. § 1-18
4-2-201	3-5-4	16-10-3	Char. § 1-20
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*Note—The adoption, amendment, repeal, omissions, effective date, explanation of numbering system and other matters pertaining to the use, construction and interpretation of this Code are contained in the adopting ordinance and preface which are to be found in the preliminary pages of this volume.

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