

AN ORDINANCE PURSUANT TO THE LAWS OF THE STATE OF GEORGIA,  
DECLARING SPECIFIC NUISANCES: PROHIBITING SAID NUISANCES:  
PROVIDING FOR ENFORCEMENT: TO REPEAL ALL OTHER ORDINANCES  
OR SECTIONS OF ORDINANCES IN CONFLICT HERewith: AND TO  
PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF MITCHELL,  
GEORGIA, AND IT IS HEREBY ORDAINED BY THE AUTHORITY THEREOF.

SECTION 1. DEFINITIONS.

The following definitions shall apply in the inter-  
pretation and enforcement of this Ordinance:

(a) "Nuisance" shall mean whatever is dangerous or  
detrimental to human life or health, and whatever renders or  
tends to render soil, air, water, or food impure or unwholesome.

(b) "Person" shall mean person, firm, corporation,  
society, association or municipality.

SECTION 2. SPECIFIC NUISANCES.

The following are specifically declared to be nuisances:

(a) Toilets, other sanitary facilities, plumbing,  
or sewers in bad repair.

(b) Conditions conducive to the breeding of flies,  
mosquitoes, or other insects.

(c) (1) Pollution of the air by gases, vapors, fumes,  
mists, dusts, or smoke in quantities sufficient to be disagreeable  
or detrimental to health or well-being.

(d) Trash, garbage, refuse, or any foul, decaying  
or putrescent material kept or used in such a manner or place  
as to be or become offensive, objectionable, or detrimental  
to health or well-being.

goats, hogs, dogs, rabbits, guinea pigs, hamsters, chickens, turkeys, geese, ducks, pigeons, or similar fowl or animals except under the following conditions:

(1) Any housing or enclosures used by such animals or fowl shall be well-drained, free from accumulation of animal excrement and objectionable odors, and otherwise clean and sanitary. Animal excrement shall be disposed of in a manner approved by the health authority.

(2) Such animals or fowl shall be kept at the following minimum distance from any occupied building except the dwelling unit of the owner:

| <u>ANIMALS</u>   | <u>DISTANCE</u> |
|--|-----------------|
| Horses, mules, asses, or cows                                | 75 feet         |
| · Sheep or goats   | 75 feet         |
| Hogs   | 900 feet        |
| Dogs   | 25 feet         |
| Rabbits, guinea pigs, hamsters                               | 25 feet         |
| Chickens, turkeys, geese, ducks, pigeons,<br>or similar fowl | 25 feet         |

(3) In all unincorporated areas, each such animal or fowl shall be provided with the following average minimum floor or ground area in the enclosure or housing in which it is kept:

| <u>ANIMALS</u>  | <u>AREA PER ANIMAL</u> |
|---|------------------------|
| Horses, mules, asses, or cows                               | 200 square feet        |
| Sheep or goats  | 150 square feet        |
| Hogs  | 150 square feet        |
| Dogs  | 100 square feet        |
| Rabbits, guinea pigs, hamsters                              | 4 square feet          |
| Chickens, turkeys, geese, ducks, pigeons<br>or similar fowl | 4 square feet          |

(4) Diseased animals or fowl which might infect healthy animals or cause a menace to the public health shall be isolated or destroyed as the health authority deems necessary.

(5) All such animals or fowl, except dogs in areas where confinement of dogs under the rabies control regulations does not apply, shall be kept in adequate enclosures or tethered.

SECTION 3. NUISANCES PROHIBITED.

No person shall create, maintain, support, aid or continue a nuisance.

SECTION 4. ENFORCEMENT AND PENALTIES.

This ordinance shall be enforced by person or persons as designated by the Mayor and Council and, any person, firm or corporation who shall violate this ordinance as promulgated by the Mayor and Council of Mitchell, Georgia, shall upon conviction, be punished by a fine of not more than \$100.00 and imprisonment of not more than ninety (90) days or both said fine and imprisonment.

SECTION 5. CONFLICTING ORDINANCES.

All ordinances or parts of ordinances in conflict with provisions of this ordinance are hereby repealed.

SECTION 6. EFFECTIVE DATE.

This ordinance shall be effective as of the 9<sup>th</sup> day of September, 1985. The foregoing ordinance was read and passed by the Mayor and Council on the following days:

FIRST READING 6-3-85

UPON PASSAGE:

SECOND READING 9-9-85

AYES: 4

NAYES: 0

James A. Burt  
MAYOR, TOWN OF MITCHELL

ATTEST:

Gail J. Barry  
City Clerk