

# **City of Hawkinsville**

**Pulaski County**

**Not located in a MSA.**

**2003 Population Estimate 4,194; -1.3% change from 2000 Census.**

**Not a Tree City USA.**

**No tree board established by ordinance.**

## **Article III. Site Design Standards, Division 3. Buffers**

**First adopted 1931. Last revised 1996.**

**Addresses public and private property.**

**Includes buffer requirements.**

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Preferred that contact  
information not be published.

**CODE OF ORDINANCES**  
**CITY OF**  
**HAWKINSVILLE, GEORGIA**

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MUNICIPAL CODE CORPORATION

Tallahassee, Florida

2001

conditions of service applicable to the service to be provided by the franchise grantee or contractor, insofar as not in conflict with valid regulations of the Georgia Public Service Commission;

- (31) *Regulation of roadside areas.* To prohibit or regulate and control the erection, removal, and maintenance of signs, billboards, trees, shrubs, fences, buildings, and any and all other structures or obstructions upon or adjacent to the rights-of-way of streets and roads or within view thereof, within or abutting the corporate limits of the city; and to prescribe penalties and punishment for violation of such ordinances;
- (32) *Retirement.* To provide and maintain a retirement plan for officers and employees of the city;
- (33) *Roadways.* To lay out, open, extend, widen, narrow, establish or change the grade of, abandon or close, construct, pave, curb, gutter, adorn with shade trees, or otherwise improve, maintain, repair, clean, prevent erosion of, and light the roads, alleys, and walkways within the corporate limits of the city; and to negotiate and execute leases over, through, under or across any city property or the right-of-way of any street, road, alley, and walkway or portion thereof within the corporate limits of the city, for bridges, passageways, or any other purpose or use between buildings on opposite sides of the street and for other bridges, overpasses, and underpasses for private use at such location, and to charge a rental therefor in such manner as may be provided by ordinance; and to authorize and control the construction of bridges, overpasses, and underpasses within the corporate limits of the city; and to grant franchises and rights-of-way throughout the streets and roads and over the bridges and viaducts for the use of public utilities and for private use; and to require real estate owners to repair and maintain in a safe condition the sidewalks adjoining their lots or lands and to impose penalties for failure to do so;
- (34) *Sewer fees.* To levy a fee, charge, or sewer tax as necessary to assure the acquiring, constructing, equipping, operating, maintaining, and extending of a sewage disposal plant and sewerage system and to levy on those to whom sewers and sewerage systems are made available a sewer service fee, charge, or sewer tax for the availability or use of the sewers; to provide for manner and method of collecting such service charges and for enforcing payment of the same; and to charge, impose, and collect a sewer connection fee or fees to those connected with the system;
- (35) *Solid waste disposal.* To provide for the collection and disposal of garbage, rubbish, and refuse and to regulate the collection and disposal of garbage, rubbish, and refuse by others;
- (36) *Special areas of public regulation.* To regulate or prohibit junk dealers, pawnshops, the manufacture, sale, or transportation of any intoxicating liquors, and the use and sale of firearms; to regulate the transportation, storage, and use of combustible, explosive, and inflammable materials, the use of lighting and heating equipment, and any other business or situation which may be dangerous to persons or property; to regulate and control the conduct of peddlers and itinerant traders, theatrical performances,

**Sec. 11-10. Cutting, injuring trees, flowers, etc.**

It shall be unlawful for any person to cut, break, destroy, mutilate or otherwise injure or damage any of the trees, plants, shrubbery, flowers or other public ornament or public convenience on the streets, sidewalks or alleys of the city, or in any public parks or in any of the public school grounds or in the cemeteries.

(Code 1969, § 11-12)

**Sec. 11-11. Abandoned refrigerators, other containers accessible to children.**

It shall be unlawful for any person to leave in a place accessible to children any abandoned, unattended or discarded icebox, refrigerator or any other container of any kind which has an airtight door or lock which may not be released for opening from the inside of such icebox, refrigerator or container. Any person guilty of violating the same shall, except in cases of manifest justification, be punished as prescribed in section 1-12.

(Ord. of 11-10-87(2), § 11-13)

**State law reference**—Abandonment of containers which lock or fasten automatically, O.C.G.A. § 16-11-100.

**Sec. 11-12. Obstructing drainageways.**

It shall be unlawful for any person to throw any trash or other thing whatever or obstruct in any way whatever any ditch, gutter or drain, or in any way impede or prevent the free flow of water through such drain, ditch or gutter.

(Code 1969, § 10-3)

**Cross references**—Solid waste management, Ch. 14; utilities, Ch. 18.

**Sec. 11-13. Conduct in auditorium.**

It shall be unlawful for any person to engage in any conduct in the city auditorium which would disrupt or disturb any show or entertainment therein, or which would result in the destruction of property therein, or which would create an unhealthful situation therein, or which would disturb or annoy the other occupants of the auditorium.

(Code 1969, § 12-7)

**Sec. 11-14. Midnight curfew.**

(a) It is unlawful for any minor seventeen (17) years of age or younger to loiter, wander, stroll or play in or upon or be upon public streets, sidewalks, highways, roads, alleys, parks, playgrounds or other public grounds, public places, public buildings, places of amusement, eating places, vacant lots or any place unsupervised by an adult over the age of eighteen (18) years having lawful parental authority over such minor or an adult who is the lawful guardian of such minor, between the hours of 12:00 o'clock midnight on any day and 5:00 o'clock a.m. of the following day; and provided that the provisions of this section shall not apply in the following instances:

- (1) When a minor is accompanied by his or her parent, guardian or other adult person having the lawful care and custody of the minor;

(b) All individual garbage cans and garbage containers shall be kept and maintained in good condition and shall be equipped with a tight cover which shall be kept on the can or container at all times except when momentarily removed to receive the garbage or to have the contents removed therefrom.

(Code 1969, § 9-4; Ord. of 12-8-87, § 9-4)

**Sec. 14-40. Unauthorized removal of container cover.**

When a garbage container is placed outside of any premises, it shall be unlawful and a violation of this Code for any person engaged in the removal of garbage or for any other person to remove the cover from such garbage container except for the purpose of emptying its contents into a duly authorized garbage collector. It shall also be a violation of this Code to throw such garbage container on the street or sidewalk, and all persons engaged in the removal of garbage shall, after emptying the container, replace the cover tightly on the container.

(Code 1969, § 9-5; Ord. of 12-8-87, § 9-5)

**Sec. 14-41. Disposal of trash and rubbish.**

(a) Trash and rubbish shall be placed at curbside, not in the streets, in the prescribed containers whenever possible. Container shall mean boxes, plastic bags, or regular garbage cans.

(b) Uncontainerized leaves shall be piled back of the curb in the area between the curb and the sidewalk, not in the street. If no sidewalk exists, the leaves should be piled in the same general vicinity but so as not to block the flow of traffic.

(c) For weekly pickup, all branches, limbs and shrubbery shall be cut into lengths of four (4) feet or less and no single piece shall exceed fifty (50) pounds in weight.

(d) All persons cutting trees in the city, except property owners, must have a valid city business license and must haul off all debris, limbs, stumps, or trunk branches, from all trees cut or trimmed.

**Sec. 14-42. Disposal of building construction or remodeling waste.**

The city shall not be responsible for the collection and hauling of rubbish, trash, discarded building material, dirt, rock, metal or other like material originating from private property, preliminary to, during or subsequent to the construction of new buildings, demolition, or the remodeling of old buildings of whatsoever type. Material shall be removed by the owner of the property or the contractor. In the case of new buildings no certificate of occupancy shall be issued until the aforesaid material is removed by the owner or contractor.

**Sec. 14-43. Disposal of tree trimmings, etc.**

(a) The city shall not be responsible for the collection, hauling and disposing of the residue created and left as a result of professional pulpwood cutting, professional timber cutting of any type, professional tree surgeons operation and tree trimmers of any type whatsoever or like

residue originating from landscaping services on private or public property within the city. The foregoing designated personnel will dispose of their own residue immediately upon creating same. The foregoing described and stated people are hereby authorized to use the sanitary landfill being used at this time by the city for such disposal.

(b) This section is passed with the intention of being an exception to section 14-18, so as to allow the people designated in this section to remove and dispose of their residue. The above-described and stated people are liable and responsible to see that the provisions of this section are complied with.

**Sec. 14-44. Dangerous materials prohibited.**

No person shall place or cause to be placed with the material to be collected any acid, corrosive or explosive material, inflammable liquids or any other dangerous material of any kind. The city will not be responsible for the collection of such material or its disposal.

**Sec. 14-45. Obligation for payment of fees.**

(a) The failure of any person to accept or take advantage of the services of the sanitation department in removing garbage shall not relieve such person of the obligation to pay such fees. The city shall send to each residence and each commercial or business establishment within the city a bill for the services rendered the preceding month.

(b) A handicapped household with a poverty condition may elect to receive a front yard rate for rear yard pickup. The customer shall present a letter to the manager explaining the handicapped-poverty condition.

**Sec. 14-46. Schedule of fees.**

The sanitation department will operate as an enterprise fund. The fees collected shall be sufficient to cover all expenses of the sanitation department. The commission will change the fees when necessary to cover projected or real expenditures by city resolution.

## HAWKINSVILLE CODE

- Sec. 2.3.3. R-1 Single-Family Residential.
- Sec. 2.3.4. R-2 Single-family residential.
- Sec. 2.3.5. R-3 single and two-family residential.
- Sec. 2.3.6. R-4A Multiple family residential.
- Sec. 2.3.7. R-4 Multiple family residential.
- Sec. 2.3.8. P Professional district.
- Sec. 2.3.9. B-1 Business district.
- Sec. 2.3.10. B-2 business district.
- Sec. 2.3.11. I industrial district.

### Division 4. Supplementary Regulations—Principal Uses

- Sec. 2.4.1. Standards for single and two-family houses.
- Sec. 2.4.2. Maximum residential occupancy limitation.
- Sec. 2.4.3. Junkyards and salvage yards.
- Sec. 2.4.4. Adult uses.

### Division 5. Accessory Uses and Structures

- Sec. 2.5.1. Relationship to principal use.
- Sec. 2.5.2. Customary accessory uses to a dwelling.
- Sec. 2.5.3. Home occupations.
- Sec. 2.5.4. Fences and freestanding walls.
- Sec. 2.5.5. Swimming pools.
- Sec. 2.5.6. Outdoor display areas.
- Sec. 2.5.7. Night watchman residence.

### Division 6. List of Permitted Uses

- [Sec. 2.6.1. General.]

## Article III. Site Design Standards

### Division 1. Generally

- Sec. 3.1.1. Purpose.
- Sec. 3.1.2. Definitions.

### Division 2. Lot Size, Floor Area, Setbacks, and Height

- Sec. 3.2.1. Minimum lot size.
- Sec. 3.2.2. Minimum residential floor area.
- Sec. 3.2.3. Minimum principal building setbacks.
- Sec. 3.2.4. Minimum accessory structure setbacks.
- Sec. 3.2.5. Maximum structure height.

### Division 3. Buffers

- Sec. 3.3.1. Buffers required.
- Sec. 3.3.2. Buffer design standards.
- Sec. 3.3.3. Minimum buffer requirements.

## LAND DEVELOPMENT REGULATIONS

### Sec. 3.3.4. Buffer modifications.

#### Division 4. Off-Street Parking

- [Sec. 3.4.0. Off-street parking.]
- Sec. 3.4.1. Combination of required parking spaces.
- Sec. 3.4.2. Proximity of off-street parking spaces to use.
- Sec. 3.4.3. Requirements for design of parking lots.
- Sec. 3.4.4. Off-street parking requirements by use.
- Sec. 3.4.5. Restriction on use of required parking.
- Sec. 3.4.6. Administrative variation of parking requirements.

#### Division 5. Street Access Control

- Sec. 3.5.1. Approval required.
- Sec. 3.5.2. Driveway connections.
- Sec. 3.5.3. Limitations on access.

#### Division 6. Sign Regulations

- Sec. 3.6.1. Purpose of the sign regulations.
- Sec. 3.6.2. Definitions; signs.
- Sec. 3.6.3. General requirements.
- Sec. 3.6.4. Computation of sign area.
- Sec. 3.6.5. Prohibitions.
- Sec. 3.6.6. Exemptions.
- Sec. 3.6.7. Permitted signage.

## Article IV. Development Design Standards

### Division 1. Generally

- Sec. 4.1.1. Purpose.
- Sec. 4.1.2. Definitions.

### Division 2. General Design Standards

- Sec. 4.2.1. Suitability of the land.
- Sec. 4.2.2. Conformance to the comprehensive plan.
- Sec. 4.2.3. Name of subdivision.
- Sec. 4.2.4. Blocks.
- Sec. 4.2.5. Lots.

### Division 3. Required Improvements

- Sec. 4.3.1. Minimum requirements.
- Sec. 4.3.2. Design variances.
- Sec. 4.3.3. Guarantee in lieu of completed improvements.

### Division 4. Survey Monuments

- Sec. 4.4.1. Right-of-way monuments.

DIVISION 3. BUFFERS

**Sec. 3.3.1. Buffers required.**

A buffer shall be required in any multi-family or nonresidential development project along a side or rear lot line that abuts a residential zoning district, as follows:

	Provide a buffer in this zoning district:			
Along a side or rear lot line next to this district:	A-1	R-4	P	I
	R-1	R-4A	B-1	
	R-2		B-2	
	R-3			

A-1		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
R-1, R-2, R-3		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
R-4, R-4A			<input type="checkbox"/>	<input type="checkbox"/>
P, B-1, B-2, I				

= buffer required  
(Ord. of 5-10-96)

**Sec. 3.3.2. Buffer design standards.**

a. *General.* Buffer areas shall contain no driveways, parking areas, patios, storm-water detention facilities, or any other structures or accessory uses except for a fence, wall, or earthen berm constructed to provide the visual screening required to meet the standards of this Ordinance. Underground utilities may be permitted to cross a buffer if the screening standards of this Ordinance will subsequently be achieved.

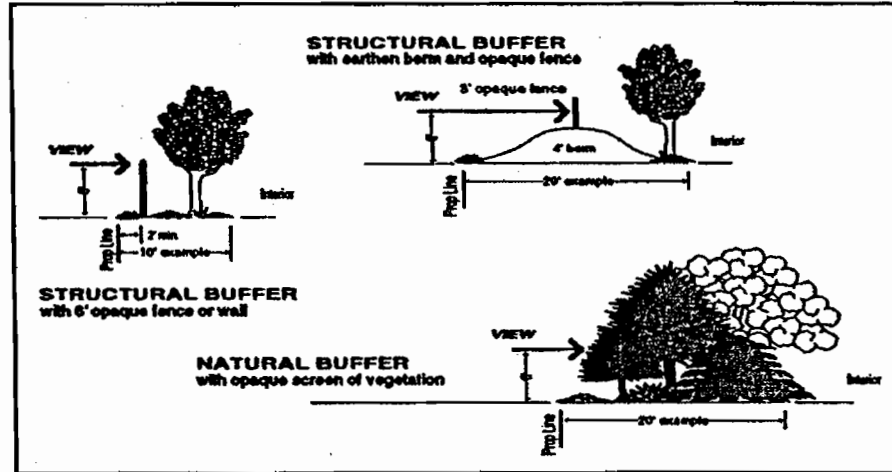
b. *Natural Buffers.* Natural buffers may contain deciduous or perennial vegetation, but shall contain evergreen shrubs and trees suitable to local growing conditions that will provide an opaque visual screen during all seasons of the year.

c. *Structural Buffers.* Structural buffers shall meet the following criteria:

- (1) Structural buffers shall be vegetated throughout the minimum area required for the buffer around any fences or walls and upon any earthen berms, which may include grass, ground covers, shrubs, and trees.
- (2) Trees shall be located or planted within any structural buffer at a density of no less than one tree for each twenty (20) feet of Buffer length or portion thereof. New trees shall have a caliper of no less than two (2) inches upon planting, and may be clustered for decorative effect following professional landscaping standards for spacing, location, and design.
- (3) Fences and free-standing walls shall present a finished and decorative appearance to the abutting property, and shall be located no closer to the property line than two (2)

feet. Shrubs, ground covers, or other vegetation shall be provided between the fence or wall and the property line so as to provide a decorative effect, following professional landscaping standards for spacing, location and design.

d. *Examples of Buffers.* The following illustration provides examples of natural and structural buffers. Other solutions meeting the minimum requirements of this section are also acceptable.



(Ord. of 5-10-96)

**Sec. 3.3.3. Minimum buffer requirements.**

A buffer required by this article shall meet the following criteria:

- a. *Width of Buffer.*
  - (1) **Side Lot Line.** Buffers required along any side lot line shall be no less than the minimum required width of the side principal building setback, or ten (10) feet, whichever is greater.
  - (2) **Rear Lot Line.** Buffers required along any rear lot line shall be no less than the minimum required width of the rear principal building setback.
- b. *Minimum Required Screening.* Minimum required screening shall consist of a natural buffer utilizing existing vegetation or a structural buffer, whichever provides an opaque visual screen to a height of six (6) feet, or any combination of existing and replanted vegetation which can reasonably be expected to create an opaque visual screen six (6) feet high within two (2) growing seasons.

(Ord. of 5-10-96)

**Sec. 3.3.4. Buffer modifications.**

- a. If a structural buffer is provided that creates an opaque screen to a height of no less than eight (8) feet, the buffer may be reduced to a width of no less than five (5) feet.

b. Buffers may be relocated on the site to best achieve the screening required.

c. The Board of Commissioners may waive a buffer requirement if the Comprehensive Plan anticipates future development on the adjoining property in a land use category equal to or more intensive than the subject site.

(Ord. of 5-10-96)

#### DIVISION 4. OFF-STREET PARKING

##### [Sec. 3.4.0. Off-street parking.]

At the time of the establishment of any use, or erection of any building, or at the time any principal building is enlarged or increased in capacity by adding dwelling units, guest rooms, seats or floor area, there shall be provided permanent off-street parking spaces improved with an asphalt or concrete surface in accordance with the following requirements.

(Ord. of 5-10-96)

##### Sec. 3.4.1. Combination of required parking spaces.

The required parking spaces for any number of separate uses may be combined in one lot but the required spaces assigned to each use may not be assigned to another use; except where the parking spaces required for churches or other assembly halls whose peak attendance will be at night, on Sunday, or otherwise does not coincide with an adjacent use, said required parking may be assigned to the adjacent use.

(Ord. of 5-10-96)

##### Sec. 3.4.2. Proximity of off-street parking spaces to use.

All required parking for all uses shall be either on the same lot or within three hundred (300) feet of the building or use it is to serve, provided, however, that no required parking spaces may be located across any State or U.S. highway from the use it is intended to serve.

(Ord. of 5-10-96)

##### Sec. 3.4.3. Requirements for design of parking lots.

a. Except for parcels of land devoted to one-and two-family residential uses, all areas devoted to off-street parking shall be so designed and be of such size that no vehicle is required to back into a public street to obtain access.

b. Off-street parking lots.

(1) Each parking space shall be not less than nine (9) feet wide by twenty (20) feet long.