



CITY of POOLER
GEORGIA

STATE OF GEORGIA }
 }
COUNTY OF CHATHAM }

ORDINANCE O2024-04.A
Utility Requirements

AN ORDINANCE TO AMEND THE CITY OF POOLER CODE OF ORDINANCES CHAPTER 86 – UTILITIES, ARTICLE 1. IN GENERAL, SECTION 86-1. INTERFERENCE WITH PROPERTY OF PUBLIC UTILITIES TO PROVIDE REQUIREMENTS FOR PRIVATE UTILITIES; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Pooler that the Code of Ordinances of the City of Pooler, Georgia are hereby amended as follows:

I

That CHAPTER 86 - UTILITIES, ARTICLE 1. IN GENERAL, Section 86.1 – Interference with Property of Public Utilities be amended by adding the underlined text as follows:

Sec. 86-1. - Interference with property of public utilities.

- (a) *Unlawful.* All private utilities and planted trees shall be at least 10 feet away from any public utility. Any person who intentionally and without authority injures or destroys any meters, pipes, conduits, wire, posts, lamps or other apparatus belonging to a company engaged in the manufacture or sale of public services, light, power, water or communications, or such apparatus belonging to the city, or intentionally and without authority prevents a meter from duly registering the quantity of services supplied, or in any way interferes with the proper action or just registration, or without the consent of such company or city intentionally diverts any services of such company or city, or otherwise intentionally and without authority uses or causes to be used without the consent of such company or city any services manufactured or distributed by such company or city shall be punished as for a misdemeanor.
- (b) *Responsibility.* Where there is no evidence to the contrary, the person receiving the benefit of services without proper charge as a result of tampering with a meter, or such diversion of services, shall be presumed to be responsible for such acts of tampering or diversion.
- (c) *Penalty.* Any person violating any of the provisions of this section shall be deemed guilty of an offense and upon conviction thereof shall be punished as provided in section 1-12.

II

All ordinances or parts of ordinances in conflict with the ordinance are hereby repealed.

III

If any section, clause, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, the said holding shall in no way affect the validity of the remaining portions of this ordinance.

IV

This ordinance shall be effective immediately upon its adoption by the Mayor and City Council of Pooler, Georgia.

FIRST READING: 15th day of April, 2024

SECOND READING: 15th day of April, 2024

ADOPTED: 15th day of April, 2024

CITY OF POOLER, GEORGIA

Karen L. Williams
Karen L. Williams, Mayor

ATTEST:

Kiley Fusco
Kiley Fusco, Clerk of Council

