



Fannin County Construction Speed Zone Ordinance

December 14, 2023

Article I Purpose

The Board of Commissioners of Fannin County, a political subdivision of the State of Georgia, hereby enacts a county ordinance in furtherance of its responsibility to protect the public health, safety and well-being of Fannin County, Georgia, and those who may be traveling or working in said political subdivision, to institute and maintain county wide speed limits controlling the speed of travel through or around construction sites.

Article II Enactment Clause

The Board of Commissioners of Fannin County, Georgia under the authority of Article 9, Section 2, Paragraph I of the Constitution of Georgia (1983); as set forth in Article I of this Ordinance hereby ordains and enacts into law the following articles and sections.

Pursuant to the Official Code of Georgia Annotated Section 40-6-188, as amended which becomes effective on the 1st day of July 1997, the governing authority of any county in the State of Georgia is authorized to establish a maximum speed limit through any construction site located on or adjacent to any street, road, or highway under its jurisdiction.

Article III Title

This regulation and ordinance shall be known and may be cited as “The Construction Speed Zone Ordinance of Fannin County, Georgia.”

Article IV Definitions of Terms

Except as otherwise provided herein, all words shall have the customary dictionary meaning. The present tense includes the future tense. The singular number includes the plural, and the plural includes the singular. The word “person” includes a “firm”, “corporation”, “association”, “organization”, “trust”, or “partnership”. The use of the “masculine” gender includes the “feminine”, and the use of the “feminine” includes the “masculine”. The word “shall” is always mandatory. The word “may” is permissive and is not mandatory. The Commissioners refers to the Fannin County Board of Commissioners.

Article V Speed Zones

A speed limit of ten miles per hour is hereby established in, through or around any construction site located on or adjacent to any street, road, or highway under the jurisdiction of the Fannin County Board of Commissioners.

Article VI Notice of Speed Limit

- (a) There shall be erected or posted signage of adequate size at the beginning point of such speed zone designating the zone and the speed limit which is to be observed therein.
- (b) There shall be erected or posted signage of adequate size at the end of such speed zone adequate signage indicating the end of such speed zone. Said signage shall further indicate such different speed limit as may then be observed.
- (c) Where the speed limit established pursuant to Article V of this ordinance is at least is at least ten miles per hour less than the speed limit on the street, road, or highway, there shall be posted at least 600 feet in advance of the beginning of the speed zone sign of adequate size which shall bear the legend "REDUCE SPEED AHEAD"

Article VII Law Enforcement and Legal Procedures

Enforcement Officer

- (a) Any Peace Officer of this State or of Fannin County, Georgia, or Fannin County Code Enforcement as designated by the Board of Commissioners by appropriate resolution, shall be authorized to enforce the provisions of this Ordinance.
- (b) Any of the parties identified in Article VII(a) shall be authorized to issue a citation/ or summons to violators of any provision of the Ordinance. Such citation/or summons shall be on a form approved by the State of Georgia.

Penalty

Any person violating this Ordinance, or any provision hereof, shall be summons to The Fannin County Magistrate Court.

Article VIII Legal Status Provisions

Severability

Should any section, paragraph, sentence, clause, or phrase of this Ordinance be declared invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

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