

ORDINANCE NO. 38-2013
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES
REGARDING SECTION 66-104, LIMITATIONS ON IDLING VEHICLES,
FOR THE CITY OF TYBEE ISLAND, GEORGIA

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is authorized under Article 9, Section 2, Paragraph 3 of the Constitution of the State of Georgia to adopt reasonable ordinances to protect and improve the public health, safety, and welfare of the citizens of Tybee Island, Georgia, and

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is the Mayor and Council thereof, and

WHEREAS, the governing authority desires to adopt ordinances under its police, zoning, and home rule powers, and

WHEREAS, the governing authority desires to amend Sec. 66-104 of the Code dealing with limitations on idling vehicles/engines running so as to add a paragraph thereto and for other purposes;

NOW, THEREFORE, it is hereby ordained by the governing authority of the City of Tybee Island that Section 66-104, Limitations on idling vehicles/engines running, of the Code of Ordinances of the City of Tybee Island shall be amended to add a new paragraph thereto.

SECTION 1

Section 66-104 will be codified and which will read as follows:

Sec. 66-104. Limitations on idling vehicles/engines running.

No tour bus, motor coach, delivery vehicle, bus, commercial van may stop or part with its engine running for longer than ten minutes, except where necessary to refrigerate perishable items and except for passenger buses that remain occupied by other than the driver. Refrigeration units on delivery vehicles necessary to refrigerate perishable items shall be allowed to continue running even if the engine to the truck is turned off. O.C.G.A. §40-6-201 prohibits a vehicle from being left unattended without first stopping the engine, locking the ignition and effectively setting the brake.

* Unless it is necessary to leave the motor running to charge electronic devices, all City of Tybee Island vehicles must be turned off whenever the driver exits the vehicle.

SECTION 2

The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared illegal or invalid by the valid judgment or decree of any court of competent jurisdiction, such illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

SECTION 3

All ordinances and parts of ordinances in conflict herewith are expressly repealed.

SECTION 4

It is the intention of the governing body, and it is hereby ordained, that the provisions of this ordinance shall become effective and be made a part of the Code of Ordinances, City of Tybee Island, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

SECTION 5

This ordinance shall be effective upon its adoption by the Mayor and Council pursuant to the ordinances of the City.

ADOPTED THIS 12 DAY OF Dec, 2013.


MAYOR

ATTEST:


CLERK OF COUNCIL

FIRST READING: 11/14/13
SECOND READING: 12/12/13
ENACTED: 12/12/13

Tybee/Ordinances/2013/38-2013 Sec 66-104 idling vehicles 11.04.13