

ORDINANCE

WHEREAS, the Douglas County Board of Commissioners is authorized to adopt ordinances and regulations for the governing and policing of the unincorporated area of the County for the purpose of protecting and preserving the health, safety, and welfare of the citizens of the County; and

WHEREAS, the Douglas County Board of Commissioners has determined that the current Douglas County Code regarding occupational tax license needs to be updated;

NOW THEREFORE, be it ordained by the Douglas County Board of Commissioners that the following Sections of the Douglas County Code of Ordinances be amended as follows:

NOW, THEREFORE, the Code of Douglas County, Georgia, is hereby amended by adding the following Section 29.11 (Revocation and suspension of occupational tax license; imposition of civil penalty; hearing) to Chapter 12 (Occupational Licenses, Taxes and Regulations), to read as follows:

Section 1.

“Sec. 12.29.11. Revocation and suspension of occupational tax license; imposition of civil penalty; hearing.

(a)

The governing authority, on the basis of citations issued by the head of the occupational tax department, zoning officer, law enforcement officer, other authorized representative of the county, State of Georgia or federal government, shall have the right to suspend and/or revoke any license issued under this chapter whenever the licensee has used the occupational tax license to further criminal or illegal activity, violate any county code, rule, regulation, or ordinance or any state or federal code, rule, regulation, ordinance or statute, pertaining to such business.

(b)

Any person alleged to have violated the provisions of this chapter shall be given written notice of such violation to the last known address on record with the occupational tax department by a representative of the county and shall be entitled to have a hearing on any proposed suspension, revocation or civil penalty in front of the Board of Commissioners. At the hearing, the licensee shall be entitled to legal representation and shall have the right to present witnesses and to cross-examine any witnesses presented by the county. No hearing provided for herein shall be conducted sooner than ten (10) days from the date of the issuance of the said written notice.

(c)

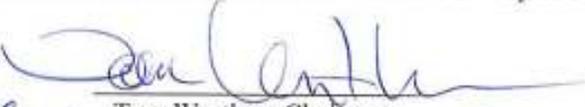
Notwithstanding all other provisions of this article, the governing authority shall have sole discretion to suspend and/or revoke the occupational tax license and operation from any sales for the violation of any ordinance of Douglas County or law or rule or regulation of the State of Georgia or law or rule or regulation of the federal government; further, the governing authority may set such terms and conditions for suspension of the license or to place on a probationary period, the licensee for a period of time. During the period of such probation as established after hearing by the governing authority, in the event of any subsequent violation of any ordinance of Douglas County or law or rule or regulation of the State of Georgia or law or rule or regulation of the federal government the governing authority may thereafter either suspend, continue the period of probation or revoke the occupational tax license.

Section 2.

BE IT FURTHER RESOLVED, that all ordinances or resolutions, or parts thereof, in conflict with this Ordinance are repealed.

Section 3.

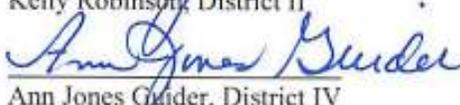
This ordinance is approved and shall become effective on this 3rd day of December 2013.


Tom Worthan, Chairman


Henry Mitchell III, District I


Kelly Robinson, District II


Michael Mulcare, District III
Vice Chairman


Ann Jones Guider, District IV

Attest:

Lisa Watson, County Clerk