

CITY OF LOOKOUT MOUNTAIN, GEORGIA

ORDINANCE NO. 111

AN ORDINANCE to prescribe requirements relating to parabolic or dish-type antennae, to provide for the enforcement of this ordinance and the correction of violations hereof, and for other purposes.

BE IT ORDAINED by the City Council of the City of Lookout Mountain, Georgia, and it is hereby ordained:

Section 1. No parabolic or dish-type antenna shall be erected, constructed, altered or maintained on any lot within the City without complying with the terms of this ordinance.

Section 2. As used in this ordinance, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

(a) "City" shall mean the City of Lookout Mountain, Georgia.

(b) "Building Official" shall mean the Building Official of the City of Lookout Mountain, Georgia, as that term is defined in the Southern Standard Building Code which has been adopted by the City.

(c) "Parabolic or dish-type antenna" shall mean any concave, circular or dish-shaped device designed for receiving communications or television signals from satellite communications facilities.

Section 3. All parabolic or dish-type antennae located within the City shall meet the following requirements:

(a) Maximum number per lot: 1.

(b) Maximum height (including mounting) should the parabolic or dish-type antenna be turned perpendicular to the ground: 15 feet.

(c) Maximum diameter: 12 feet.

(d) Minimum set back from all property lines of lot: 20 feet.

(e) No parabolic or dish-type antenna may be located in a front or side yard, as those terms are defined in the City's zoning ordinance, Ordinance No. 25.

(f) All parabolic or dish-type antennae shall be screened from view on all sides by a six-foot high wood or masonry fence or by natural plants or trees of equal minimum height so planted as to screen the antennae from the view of persons on the first floor levels of nearby residential properties and from persons on public streets.

(g) No parabolic or dish-type antenna shall be roof-mounted.

Section 4. No parabolic or dish-type antenna shall be made operational in the City until the Building Official shall certify in writing that both the construction plans and the final construction meet the requirements of this ordinance.

Section 5. Any violation of this ordinance is hereby declared to be a nuisance. In addition to any other relief provided by this ordinance, the City Attorney may apply to a court of competent jurisdiction for an injunction to prohibit the continuation of any violation of this ordinance. Such application for relief may include seeking a temporary restraining order, temporary injunction and permanent injunction.

Section 6. No person shall be prosecuted for any violation of this ordinance unless such person persists in such violation more than five days after written notice from the Building Official to stop the violation. No action for injunction shall be brought on behalf of the City under this ordinance unless such a person persists in a violation more than five days after such written notice.

Section 7. Any person, firm or corporation violating any provision of this ordinance shall be fined not less than \$5.00 nor more than \$500.00 for each offense, and a

separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 8. It is the intention of the City Council of the City of Lookout Mountain, Georgia, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code or Ordinances of the City of Lookout Mountain, Georgia, and the sections of this ordinance may be renumbered to accomplish this intention.

Section 9. If any section, subsection, sentence or clause of this ordinance be adjudged invalid, such adjudication shall not affect the validity of the ordinance as a whole or any section, subsection, sentence or clause hereof not adjudged invalid.

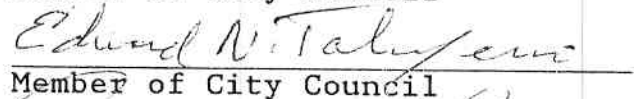
Section 10. All other ordinances or parts thereof heretofore enacted by the City in conflict herewith are hereby repealed.

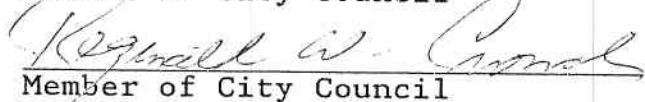
Section 11. This ordinance shall be effective ten (10) days after its adoption by at least three members of the Council of the City of Lookout Mountain, Georgia, after two readings at least one week apart.

APPROVED ON FIRST READING ON March 21, 1985.


Member of City Council


Member of City Council


Member of City Council


Member of City Council

Member of City Council



Mayor of Lookout Mountain,
Georgia

1985.

APPROVED AND ADOPTED ON SECOND READING ON April 18,

Al Conner Hobbs
Member of City Council

Joe N. Hain
Member of City Council

Reginald W. Gomb
Member of City Council

Ed Taylor
Member of City Council

Member of City Council

Henry W. Parnell
Mayor of Lookout Mountain,
Georgia

ATTEST:

Cardun J. Brooks
City Clerk

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