

House Bill 178

By: Representatives Barnard of the 121st, Post 1, DeLoach of the 127th, Day of the 126th, Keen of the 146th, Hill of the 147th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 12-5-295 of the Official Code of Georgia Annotated, relating to
2 exemptions from the Coastal Marshlands Protection Act of 1970, so as to provide that such
3 Act shall not apply to the owners of certain property; to repeal conflicting laws; and for other
4 purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 12-5-295 of the Official Code of Georgia Annotated, relating to exemptions
8 from the Coastal Marshlands Protection Act of 1970, is amended by striking in its entirety
9 paragraph (7) and inserting in lieu thereof the following:

10 "(7) The building of a private docks dock exclusively for the noncommercial use of the
11 owner or his or her invitees and constructed on pilings, the walkways of which are above
12 the marsh grass not obstructing tidal flow, by:

13 (A) The owner the owners of a lot on which a detached single-family residences
14 residence is located on high land adjoining such docks dock; or

15 (B) The owner of a lot having at least 50 front feet of land abutting the marshlands
16 which contains high land suitable for the construction of a detached single-family
17 residence and where the construction of such a residence is not prohibited; or"

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19 style="text-align:center">**SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.