

House Bill 895

By: Representatives Stanley-Turner of the 43rd, Post 2, McClinton of the 59th, Post 1, Anderson of the 100th, Benfield of the 56th, Post 1, and Teper of the 42nd, Post 1

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to
2 general provisions applicable to counties and municipal corporations, so as to provide that
3 the governing authorities of such political subdivisions may license and regulate the
4 operation of rock quarries; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

7 Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general
8 provisions applicable to counties and municipal corporations, is amended by striking in its
9 entirety Code Section 36-60-22, relating to the prohibition of rock quarry operations under
10 certain circumstances, and inserting in lieu thereof the following:

11 "36-60-22.

12 (a) Any other provision of law to the contrary notwithstanding, if the director of the
13 Environmental Protection Division of the Department of Natural Resources determines
14 after a scientific analysis that such a quarry location has significant adverse impact on the
15 water system, no person may commence the operation of a limestone or dolostone rock
16 quarry within eight miles of any well or spring accessing an underground source of water
17 which provides water to any county or municipality in an amount of at least 50 percent of
18 such county's or municipality's water supply or two million gallons per day, whichever is
19 less.

20 (b) The governing authority of each county and municipal corporation is authorized to
21 license the operation of rock quarries and to charge a license fee for each license. Each
22 governing authority may establish such restrictions upon such operations as is reasonable
23 to protect the safety, health, and happiness of the public; provided, however, that such
24 restrictions shall not be less stringent than the requirements of Chapter 8 of Title 25, the
25 'Georgia Blasting Standards Act of 1978.'"

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SECTION 2.

2 All laws and parts of laws in conflict with this Act are repealed.