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BUTTS COUNTY BOARD OF COMMISSIONERS OFFICE PLANNING & DEVELOPMENT DEPARTMENT

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EMERGENCY CONDITIONS TEMPORARY LIVING QUARTERS APPLICATION FORM

Per Butts County UDO Chapter 22 Section 1 (attached) during a State of Emergency the County can suspend portions of the Code of Ordinances and other formalities during a state of emergency.

This application has been made for the sole purpose of allowing temporary living quarters on properties where the primary structure or home has been listed as a total loss or are in an unlivable state of repair. Persons who complete this form along with the following documents listed will be permitted to live in a modular home or RV type dwelling unit on a temporary basis (up to 6 months) while the primary structure is being replaced/rebuilt or repaired.

Property Owner Name: _____

Same as Applicant: Y or N

Property Address: _____

Property Acreage: _____ Land District(s): _____ Land Lot(s): _____

Map / Parcel No(s): _____ Zoning District: _____

Overlay District: _____ Watershed District: _____

New Application: YES / NO

If NO, Is this a Renewal Request: YES / NO - 1st renewal or 2nd renewal

Supporting Documents:

****Please include the following items with the application****

1. Building Permit Application & Documents Required
2. Site Plan for Temporary Living Quarters
3. Health Department Approval of proposed Site Plan

To the best of my knowledge, the information on this application and all additional documentation is true, factual and complete. I hereby agree to abide by all conditions of any approvals granted by Butts County, City of Flovilla or City of Jenkinsburg, whichever may apply. I also fully understand any application will be returned by the Zoning Administrator if not 100% complete.

Signature of Applicant/Owner

Date

Sworn to and subscribed before me
this _____ day of _____, 20____.

Notary Public

My Commission Expires: _____

Sec. 22-1. - Suspension of portions of the Code of Ordinances and other formalities during a state of emergency.

- (a) *Definitions.* [The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:]

Fees means any fee or rate charged by the county for building permits, land disturbance permits, zoning applications, special land use permits, temporary land use permits, and other fees relating to the reconstruction, repair and clean up of areas impacted by the disaster or emergency. "Fees" shall not include those fees collected by the county on behalf of the federal or state government or those fees charged by the county pursuant to a federal or state statute or regulation.

State of emergency as defined by O.C.G.A. § 38-3-3(5), a condition declared by the governor when, in his judgment, the threat or actual occurrence of a disaster, emergency, or energy emergency is of sufficient severity and magnitude as to warrant extraordinary efforts in preventing or alleviating the damage, loss, hardship, or suffering threatened or caused thereby.

Subsequent recovery period means the period of time that the disaster or emergency continues to cause disruptions in the area impacted by the disaster or emergency. The "subsequent recovery period" shall not exceed six months after the state of emergency declaration by the governor is terminated unless extended by official action of the governing authority of county.

Temporary dwelling means any mobile or easily movable home, trailer, recreational vehicle or structure not otherwise permitted by the zoning regulations in a particular zoning district.

- (b) *Authority to waive procedures and fee structures.*

- (1) *Meetings.* Upon proclamation by the appropriate state official of an emergency or disaster of manmade or natural causes or enemy attack impending on or affecting Georgia or the United States, the affairs and business of Butts county may be conducted at places other than the regular or usual place thereof, within or outside of Butts County, when it is not prudent, expedient or possible to conduct business at the regular location. When such meetings occur outside of Butts County, all actions taken by the local governing body shall be as valid and binding as if performed within the county. Such meetings may be called by the presiding officer or any two members of the governing body without regard to or compliance with time-consuming procedures and formalities otherwise required by law.
- (2) *Purchasing and public works contracts.* Upon the declaration of a state of emergency by the governor, or upon the determination by the county governing authority, or its designee, of the existence of an emergency or disaster, the county governing authority, their designee or the emergency interim successor may contract for public works without letting such contract out to the lowest, responsible bidder and without advertising and posting notification of such

contract for four weeks; provided, however, that any public works contract entered into pursuant to this subsection shall be entered on the minutes of the county as soon as practical and the nature of the emergency described therein.

- (3) *Code enforcement.* Upon the declaration of a state of emergency by the governor, or upon the determination by the county governing authority, or its designee, of the existence of an emergency or disaster, the county governing authority, their designee or the emergency interim successor may temporarily suspend the enforcement of the Code of Ordinances of Butts county, or any portion thereof, where: (a) the emergency or disaster is of such nature that immediate action outside the Code is required; (b) such suspension is consistent with the protection of the public health, safety and welfare; and (c) such suspension is not inconsistent with any federal or state statutes or regulations.
- (4) *Fees.* Upon the declaration of a state of emergency by the governor, or upon the determination by the county governing authority, or its designee, of the existence of an emergency or disaster, the county governing authority, their designee or the emergency interim successor may temporarily reduce or suspend any permit fees, application fees or other rate structures as necessary to encourage the rebuilding of the area impacted by the disaster or emergency.
- (5) *Temporary dwellings.* Upon the declaration of a state of emergency by the governor, or upon the determination by the county governing authority, or its designee, of the existence of an emergency or disaster, the county governing authority, their designee or the emergency interim successor may issue temporary mobile home, trailer, recreational vehicle or other temporary dwelling structures or parks in any zoning district while the primary dwelling is being repaired provided that such temporary dwellings or parks are designed by an engineer and the plans are approved by the Butts County Health Department and Butts County building and inspections department. The temporary permit shall not exceed six (6) months in duration. In the case of continuing hardship and in the discretion of the governing authority or its designee, the permit may be extended for a period for an additional six months. Upon expiration of the temporary permit or an extension, the temporary dwelling shall be removed.

(Ord. of 8-2-1999(1), §§ 1, 2)