



City of Lilburn

in Gwinnett County

State of Georgia

Ordinance

Number:

2026-666

Date of Reading and Adoption: February 9, 2026
At the meeting of the Lilburn City Council held at 340 Main Street, Lilburn, Georgia.

AN ORDINANCE TO AMEND SECTIONS 19 AND 28 OF CHAPTER 54, SOLID WASTE, ARTICLE II, COLLECTION AND DISPOSAL OF THE CODE OF ORDINANCES OF THE CITY OF LILBURN; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AND EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, O.C.G.A. § 36-35-3 provides that the governing authority of each municipal corporation shall have legislative power to adopt clearly reasonable ordinances, resolutions, or regulations related to its property, affairs, and local government for which no provision has been made by general law and which are not inconsistent with the Constitution or any charter provision applicable thereto; and

WHEREAS, municipal regulation of solid waste and recycling collection and disposal is not included in the state's limitations on home rule powers per O.C.G.A. § 36-5-6; and

WHEREAS, the Mayor and Council of the City of Lilburn find that it is in the best interest of the health, safety, and welfare of the citizens of Lilburn to modify certain sections of city code related to container placement, yard waste collection, and billing for sanitation services.

NOW, THEREFORE, MAY IT BE ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LILBURN, GEORGIA, THAT SECTIONS 19 AND 28 OF CHAPTER 54, SOLID WASTE, ARTICLE II, COLLECTION AND DISPOSAL, OF THE OFFICIAL CODE OF ORDINANCES OF THE CITY OF LILBURN SHALL BE AMENDED AS FOLLOWS:

Sec. 54-19. Place of collection; grass clippings; limbs, bulky items.

- (a) Containers or plastic disposable bags should be placed at curbside no earlier than 7:00 p.m. the day preceding collection and must be removed no later than 7:00 a.m. the day following collection day. Once removed containers ~~should not be visible from the street fronting the occupant's residence. The owner or occupant may leave containers in an aesthetically pleasing enclosure (a structure that blends with the surrounding neighborhood and is not viewed as an eyesore) off the right-of-way.~~ shall be placed in the side or rear yard or within an enclosure such as a garage.

- (b) Grass clippings, pine straw and leaves shall be placed on the street curb in ~~containers~~ **disposable paper bags designed for yard waste** no earlier than 7:00 p.m. the day preceding collection and the containers must be removed no later than 7:00 a.m. the day following collection day. These items must be secured in ~~either~~ disposable paper bags of a type, size and material designed for yard waste storage and disposal, ~~a trash container, or cardboard box~~. No bag or container that cannot be loaded by one person shall be collected. ~~The owner or occupant may leave containers in an aesthetically pleasing enclosure (a structure that blends with the surrounding neighborhood and is not viewed as an eyesore) off the right-of-way.~~
- (c) Fallen limbs, trees, cut limbs, cut trees and yard trash of this category shall be cut by the property owner into lengths not more than four feet, and shall weigh no more than 50 pounds. Other yard trash, which shall include weeds, grass trimmings, leaves, brush and pine straw must be contained in paper bags, cardboard boxes, or trash containers. At no time shall any trash be placed in gutters, drains, walkways or alleys or streets of the city.
- (d) An owner or occupant wishing to dispose of trees or limbs from two inches to six inches in diameter shall notify city hall and arrange for the limbs/trees to be chipped.

Sec. 54-28. Assessment for residential sanitation services

- (a) All residential housing units, exclusive of high occupancy apartment complexes, within the city shall be provided sanitation service at a cost equivalent to the current actual expense per residential unit by contract and paid to the contracted waste hauler. Said cost shall be known as the sanitation service fee.
- (b) The sanitation service fee shall be collected by ~~Gwinnett County~~ through the ad valorem tax statement for each single family housing unit and residential multi-housing unit in the city. Beginning September 13, 2011, ~~the county shall include~~ the sanitation service fee **shall be included** on the ad valorem tax statement for each single family housing unit and residential multi-housing unit in the city to cover the 12-month service period from January 1, 2012, through December 31, 2012. Beginning in the year 2012 and annually thereafter, the ad valorem tax statement shall include the sanitation service fee for the 12-month service period of the following year.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon its adoption.

SO ORDAINED this the 9th day of February, 2026.

Johnny D. Crist, Mayor

ATTEST:

Anja Peay, City Clerk
(Seal)