

**AN ORDINANCE OF THE WHITFIELD COUNTY
BOARD OF COMMISSIONERS AMENDING THE TEXT
OF THE *WHITFIELD COUNTY ZONING ORDINANCE*
and the *WHITFIELD COUNTY DEFINITIONS ORDINANCE***

Ordinance _____

WHEREAS, the Whitfield County Board of Commissioners adopted the *Whitfield County Zoning Ordinance* on or about December 14, 1993; and

WHEREAS, the Whitfield County Board of Commissioners has, from time to time, amended said ordinance in order to protect the health, welfare, and safety of the public; and

WHEREAS, the Whitfield County Board of Commissioners finds such amendments to be useful, necessary, and proper, and protective of the health, welfare, and safety of the public; and

WHEREAS, it is the desire of the Whitfield County Board of Commissioners to promote the goals, objectives, and policies of the *Joint Comprehensive Plan for Whitfield County and the Cities of Dalton, Tunnel Hill and Varnell*; and

WHEREAS, it is the belief of the Whitfield County Board of Commissioners that in so doing, it protects the health, welfare, and safety of the public.

NOW, THEREFORE, BE IT RESOLVED by the Whitfield County Board of Commissioners that the *Whitfield County Zoning Ordinance*, otherwise known as **Appendix A** of the *Whitfield County Code of Ordinances*, be amended by adding alphabetically, within section 2-2, the definitions of “Berm,” “Bioretention Area,” “Diameter Breast Height,” “Ground Cover,” “Hedge,” “Invasive Species,” “Landscaping,” “Landscape Plan,” “Natural Area,” “Retaining Wall,” “Revegetation,” “Shrub,” “Street Furniture,” and “Tree,” as set forth; by amending the *Whitfield County Definitions Ordinance*, otherwise known as **Appendix B** of the *Whitfield County Code of Ordinances* by adding the identical definitions therein, alphabetically; by amending Article IX by deleting the title “Buffers” and inserting therein a new title for Article IX, “Buffers and Landscaping;” by amending Article IX by creating a new Division I therein, entitled “Buffers,” containing existing Sections 9-1 through 9-8, which shall otherwise remain unchanged; by amending Article IX by adding new “Reserved” sections 9-9 through 9-14; by amending Article IX by creating a new Division II therein entitled, “Landscaping Requirements for Developments,” containing newly created sections 9-15 through 9-21; by amending the *Whitfield County Zoning Ordinance* by inserting a Plant Selections Chart as Appendix F thereof; and for other purposes.

BE IT ORDAINED by the Board of Commissioners of Whitfield County and by the authority of same, **IT IS HEREBY ORDAINED** as follows:

1. To amend Article II – Definitions by adding, alphabetically, the following new definitions, (with the identical definitions to be simultaneously added alphabetically to the *Whitfield County Definitions Ordinance*.)

Berm: An earthen mound, designed to provide visual interest, screen undesirable views and/or decrease noise.

Bioretention Area: a structural stormwater control that capture and temporarily store the water quality volume using soils and vegetation in shallow basins or landscaped areas to remove pollutants from stormwater runoff.

Diameter Breast Height (dbh): The standard measure of tree size for those trees existing on a site that are at least four-inch caliper at a height of four and one-half (4 ½) feet above the ground. If a tree splits into multiple trunks below four and one-half (4 ½) feet, then the trunk is measured at its most narrow point beneath the split.

Ground Cover: Living material planted in such a way as to form an eighty percent (80%) or more ground cover at the time of planting and a continuous cover over the ground that can be maintained at a height of not more than eighteen (18) inches.

Hedge: An evenly spaced planting of shrubs that forms a compact, dense, visually opaque living barrier. Hedges inhibit passage or obscure views.

Invasive Species: A non-native species that can cause environmental or economic harm, or harm to public health.

Landscaping: Any combination of living plants, such as trees, shrubs, vines, ground covers, flowers, or grass, and which may include natural features such as rock, stone, bark chips or shavings, and structure features, including but not limited to fountains, pools, outdoor artwork, screen walls, fences, benches, or other street furniture.

Landscape Plan: A graphic and written document containing criteria, specifications and detailed plans to arrange and modify the effects of natural features. A landscape plan consists of a site plan showing the boundaries of the property and the location of proposed plant materials, in relation to surroundings and improvements, along with a planting schedule and any additional specifications required by the Arborist.

Natural Area: An area containing natural vegetation that will remain undisturbed when the property is fully developed.

Retaining Wall: Pressure-bearing structure used to hold a cut or fill in place.

Revegetation: The replacement of trees and landscape plant materials.

Shrub: A woody plant, smaller than a tree, consisting of several small stems from the ground or small branches near the ground and generally obtaining a height less than eight (8) feet; a shrub may be deciduous or evergreen.

Street Furniture: Accessory installments intended to make sidewalks and streetscapes more livable. Such installments include benches, planters, and trash receptacles.

Tree: Any self-supporting, woody perennial plant usually having a single trunk diameter of three (3) inches or more that normally attains a minimum mature height of fifteen (15) feet.

2. To amend Article IX – Buffers by deleting the title “Buffers” and inserting a new title thereof for Article IX, “Buffers and Landscaping.”
3. To amend Article IX by creating a new Division I therein, entitled “Buffers,” containing existing Sections 9-1 through 9-8, which shall otherwise remain unchanged, and the newly created “Reserved” sections set forth below.
4. To amend Article IX by inserting Sections 9-9 through 9-14 as “Reserved” within the newly created Division I, “Buffers.”
5. To amend Article IX by creating a new Division II therein entitled, “Landscaping Requirements for Developments,” containing newly created sections 9-15 through 9-21, as follows:

Division II

Landscaping Requirements For Developments

9-15 Frontage Landscape Strip. A landscape strip a minimum of eight (8) feet in width as measured from the right-of way of the road inward shall be provided along the full length of any road frontage of any new multi-family or non-residential development. If a sidewalk exists within the eight (8) feet of aforementioned landscape strip then the landscape strip shall start at innermost sidewalks edge and move inward from its starting point eight (8) feet. Developments in R-5, R-6, PUD, C-1, C-2, C-2C, M-1, and M-2 zone districts requires landscaping as provided for in this Article. In R-5 and R-6, the rules shall apply to dwellings containing three (3) units or more.

9-15-1 Frontage landscape strips shall contain no structures, parking areas, patios, storm-water detention facilities or other accessory uses except for the following:

- (a) Retaining walls or earthen berms constructed as part of an overall landscape design.
- (b) Pedestrian-oriented facilities such as sidewalks and bus stops.
- (c) Underground utilities.
- (d) Driveways required in order to access the property.
- (e) Bioretention areas designed for first flush measure.
- (e) Signs otherwise permitted by the *Whitfield County Zoning Ordinance*.

9-15-2 One tree shall be provided within the frontage landscape strip for every forty (40) feet of length of road frontage, or portion thereof. Such trees may be deciduous or evergreen, but must be of a type that is suitable to local growing conditions and that will normally reach at least twelve (12) inches at diameter

breast height upon maturity. Such tree must be selected from the plant selection list “Large Trees” under Appendix F. The expected mature height and canopy of the tree shall be appropriate to the area in which it is planted. Upon planting, new trees shall have a caliper of not less than two (2) inches, and may be clustered for decorative effect following professional landscaping standards for spacing, location, and design. Trees not contained within the list in Appendix F may be approved by the Planning Office, provided that these trees, shrubs, and ground cover are not an invasive species.

9-15-3 The remaining portions of a frontage landscape strip shall be planted in a combination of shrubs from the plant selection list in Appendix F, and grass or ground cover from the plant selection list in Appendix F, except for those ground areas that are mulched or covered by permitted structures. Shrubs, or ground cover not contained within the list in Appendix F may be approved by the Planning Office, provided that the shrubs, and ground cover are not an invasive species.

9-15-4. Plant materials in the frontage landscape strip are not to extend into the street roadway below thirteen and one-half (13 ½) feet unless specifically permitted by the Planning Office.

9-16 Side Yard Landscape Strip. A side landscape strip a minimum of ten (10) feet in width shall be provided along any side lot line of new non-residential development. Developments in C-1, C-2, C-2C, PUD, M-1, and M-2 zone districts require landscaping as provided for in this Article. If a vacant lot exists next door, the side yard landscaping strip may be five (5) feet wide. The landscape strip is to extend from the front principal building setback line to the rear of the property (unless a buffer is required along the side lot line).

9-16-1 Side yard landscape strips shall contain no structures, parking areas, patios, or any other uses except for the following:

- (a) Retaining walls or earthen berms constructed as part of an overall landscape design.
- (b) Underground utilities.
- (c) Driveways required to access neighboring property.
- (d) Storm water detention facilities.

9-16-2 All portions of a side yard landscape strip shall be planted in a combination of trees from the plant selection list in Appendix F and shrubs from plant selection list in Appendix F, and grass or ground cover specified in the plant selection list in Appendix F. Species shall be selected so with the guiding principle that the mature plant height and canopy are appropriate to the site for which they are sited a. Trees, shrubs, or ground cover not contained within the list in Appendix F may be approved by the Planning Office, provided that these trees, shrubs, and ground cover are not an invasive species.

9-17 Parking Lot Trees. Deciduous shade trees shall be provided within any new customer parking lot designed or intended to accommodate twenty-five (25) motor vehicles or more, in accordance with the requirements of this section.

9-17-1 One (1) deciduous shade tree shall be provided within the parking lot for every twenty-five (25) spaces, or portion thereof. Each tree shall be located within the parking lot in reasonable proximity to the spaces for which the tree was required. Trees provided to meet the minimum requirements of any landscape strip or buffer may not be counted toward this requirement.

9-17-2 A landscaping island, or tree which satisfies Subsection 9-17-1, shall be located at the nearest-to-the-building-facade end of every parking bay between the last parking space and an adjacent travel aisle or driveway. The island shall not be less than eight (8) feet wide for at least one-half the length of the adjacent parking space. The island shall be planted in trees, shrubs, grass, or ground cover. This Island can be incorporated with bioretention areas as described in the Georgia Stormwater Management Manual, Volume 2, and section 3.2.3.

9-17-3 Tree planting areas shall not be less than eight (8) feet in width and shall provide at least one-hundred (100) square feet of planting area per tree. No tree, at maturity, shall be located less than two and one-half (2 ½) feet from the back of curb. All parking lot landscape islands shall be curbed with vertical curbs a minimum of six (6) inches high.

9-17-4 Landscaping islands and tree planting areas shall be well-drained and contain suitable soil and natural irrigation characteristics for the planting materials they contain.

9-18 Parking Lot Expansions. If the parking lot serving any structure shall be expanded by ten (10) spaces or more, then any expanded portion of the parking lot shall comply with the landscaping requirements.

9-19 Buffer Between Incompatible Uses. To minimize potential conflicts between incompatible land uses and to protect the health, safety, and general welfare, a living buffer shall be required in many circumstances when two (2) adjoining properties fall into two (2) different zoning classifications. The requirements for such buffers are set forth in Division I of this Article.

9-20 General Provisions.

9-20-1 Visibility. Landscaping shall not restrict the visibility of motorists or pedestrians (such as tall shrubs or low-lying branches of trees.)

9-20-2 Clearance. Trees must have a clear trunk at least six (6) feet above finished grade to allow a safe clearance beneath the tree.

9-21 Administration and Procedural Issues.

9-21-1 Administration, Interpretation, and Enforcement. It shall be the duty of the Planning Office to interpret and Inspection and Enforcement Department to administer, and enforce this Article. To that end, the Inspection and Enforcement Department is authorized to prepare administrative procedures, guidelines, application forms, and administrative details not inconsistent with and to implement the provisions hereof. The Inspection and Enforcement Department may delegate administrative functions, powers and duties assigned hereby.

9-21-2 Permit Required. No building permit shall be issued, and it shall be unlawful to commence development or construction, until it is determined that the proposed development or building is in conformance with all provisions of this Article, as applicable.

9-21-3 Surety for Landscaping Installation. Prior to issuance of a Certificate of Occupancy for a structure, the developer or owner shall provide a surety for all required landscaping materials such that the developer or owner shall guarantee the work for a period of at least one (1) year after the issuance of the Certificate of Occupancy. No Certificate of Occupancy shall be issued for any use until the required landscaping is fully installed and approved or the provisions of the following paragraph are enacted.

When the date for issuing a certificate of occupancy does not coincide with the planting season that is necessary to install required landscaping, the Inspection and Enforcement Department shall accept a letter of credit or other acceptable surety for the landscaping installation. Such surety shall be in the amount and form satisfactory to the Inspection and Enforcement Department and shall certify the following:

- (a) That the creditor does guarantee funds in an amount to cover the cost of installing all landscaping as estimated by the developer and approved by the Inspection and Enforcement Department. The guaranteed amount accepted by the Inspection and Enforcement Department shall equal the actual landscaping estimate, plus fifteen (15) percent.
- (b) That in case of failure on the part of the developer to complete the specified improvements within six (6) months of the issue date of the credit, the creditor shall pay to Whitfield County immediately and without further action such funds as are necessary to finance the completion of those improvements up to the limit of credit stated in the letter.
- (c) That the letter of credit or other acceptable surety may not be withdrawn or reduced in amount until released by the Inspection and Enforcement Department after the installed buffer has received a final inspection of approval.

- (d) Prior to the end of the first year after the buffer installation, the Inspection and Enforcement Department shall make an inspection and notify the owner or developer of any required replacement or restoration.

Maintenance. The issuance of a Certificate of Occupancy in no way relieves any recipient thereof from the requirements for perpetual maintenance of the landscaping. Maintenance may include mowing grass, replenishing ground cover, pruning shrubs/trees, watering, and replacement of dead shrubs or trees so as to maintain the landscaping for the purpose in which it is intended.

9-21-4 Landscape Plan. A landscaping plan approved by the Planning Office shall be required prior to the issuance of a building permit to demonstrate compliance with the provisions of this Code. The landscape plan shall be based on an accurate boundary survey of the site or reasonable property description, shall be no greater than twenty by twenty-four (20 x 24) inches, and shall include the following:

- (a) Location and general type of existing vegetation;
- (b) Existing vegetation to be saved;
- (c) Methods and details for protecting existing vegetation during construction;
- (d) Locations and labels for all proposed plants and a plant list or schedule showing the proposed and minimum required quantities;
- (e) Location and description of other landscape improvements, such as earth berms, walls, fences, screens, sculptures, fountains, street furniture, lights, and courts or paved areas

9-21-5 Penalties for Violation. Any person violating any of the provisions of this Article shall be punished as set forth in Article X of this Ordinance.

9-21-6 Variances. Any person who alleges that the requirements of this ordinance pose undue hardship shall have the right to request a variance from the Board of Zoning Appeals, upon procedures set forth in Appendix D of this Ordinance.

9-21-7 Appeal of an Administrative Decision or Interpretation. Any person who alleges that there has been an error by the Planning Office and/or Inspection and Enforcement Department in administration or interpretation of this ordinance shall have the right to appeal such decision to the Board of Zoning Appeals upon procedures set forth in Appendix D of this Ordinance.

6. To amend Appendix A of the *Whitfield County Code of Ordinances (the Whitfield County Zoning Ordinance)* by inserting the following Plant Selections Chart as Appendix F thereof:

APPENDIX F

Plant Selections. The following tables list ground cover, vines, shrubbery, and trees considered suitable for growing as native species in the Whitfield County area.

Ground Covers

Scientific/Common Name	Tolerance					Evergreen (E)/ Deciduous (D)
	Poor soils	Wet sites	Dry sites	Urban stress	Shade	
Helleborus orientalis/Lenten Rose	X	X			X	E
Hemerocallis spp./Daylily	X	X	X	X	X	D
Hosta spp./Plantain Lily		X		X	X	D
Hypericum calycinum/Aaronsbeard	X		X	X		D
Iveris sempervirens/Candytuft	X		X	X	X	E
Juniperus conferta/Shore Juniper	X		X	X		E
Liriope muscari/Lily Turf	X				X	E
Liriope spicata/Creeping Lily Turf	X			X	X	E
Ophiopogon japonicus/Snakesbeard	X		X		X	E
Ophiopogon japonicus/Mondo Grass	X			X	X	E
Ophiopogon japonicus/Alieghany Pachysandra				X	X	Semi-E
Pachysandra terminalis/Japanese Spurge	X			X	X	E
Paxistima canbyil/Rat-stripper	X					E
Phlox subulata/Thrift	X		X	X		E
Rosa wichuraiana/Memorial Rose	X			X		Semi-E
Rosmarinus officinalis/Rosemary	X		X			E
Santolina chamaecyparissus/Lavender Cotton	X		X			E
Santolina virens/ Green Santolina	X		X			E
Sarcoccca hookerana humilis/ Small Himalyan Sarcoccca			X		X	E

Sedum acre/ Gold Moss Stonecrop	X		X	X	X	E
Sedum spectabile/ Gold Moss Stonecrop	X		X	X	X	E

Vines

Scientific/Common Name	Tolerance					Evergreen (E)/ Deciduous (D)
	Poor soils	Wet sites	Dry sites	Urban stress	Shade	
Anisostichus capreolatus/Cross Vine	X	X			X	Semi-E
Aristolochia durior/Dutchman's Pipe	X		X			D
Campsis radicans/Trumpet Vine	X	X	X	X	X	D
Clematis hybrida/Large-Flowered Clematis		X			X	D
Gelsemium sempervirens/Carolina Jessamine	X	X	X		X	E
Hydrangea anomala/Climbing Hydrangea		X			X	D
Menispermum canadense/Common Moonseed	X		X	X	X	D
Parthenocissus quinquefolia/Virginia Creeper	X	X	X	X	X	D
Rosa banksiae/Banks Rose	X					D
Smilax Lanceolata/Smilax	X				X	E

Shrubs 1-4 Feet

Scientific/Common Name	Tolerance					Evergreen (E)/ Deciduous (D)
	Poor soils	Wet sites	Dry sites	Urban stress	Shade	
Abelia x grandiflora/ Dwarf Abelia	X		X	X		E
Berberis verruculosa/ Paleleaf Barberry	X		X	X	X	E
Berberis verruculosa/ Warty Barberry	X			X	X	E

Ceanothus americanus/ Wild Snowball	X		X		X	E
Danae racemosa/ Alexandrian Laurel		X			X	E
Deutzia gracilis/ Slender Deutzia	X		X	X		D
Hesperaloe parviflora/ Red Yucca	X		X			E
Hydrangea arborescens/ Snowhill Hydrangea		X			X	D
Hypericum kalmianum/ Kalm St. John's Wort	X		X	X		Semi-E
Hypericum patulum/ St. John's-Wort	X		X	X		D
Hypericum prolificum/ Shrubby St. John's-Wort	X		X	X		D
Jasminum nudiflorum	X		X	X		D
Juniperus davurica/ Parsons Juniper	X		X	X		E
Lavandula officinalis/ English Lavender			X			E
Leucothoe axillaris/ Coastal Leucothoe		X			X	E
Leucothoe fontanesiana/ Drooping Leucothoe		X			X	E
Ligustrum japonicum/ Curlyleaf Ligustrum	X				X	E
Potentilla fruticosa/ Bush Cinquefoil	X			X		D
Ruscus aculeatus/ Butcher's Broom	X		X	X	X	E
Skimmia reevesiana/ Reeves Skimmia		X			X	E
Spiraea x bumalda/ Bumald Spirea	X		X	X		D
Spiraea nipponica/ Snowmound Nippon Spirea	X		X	X		D
Xanthorhiza simplicissima/ Yellowroot	X	X	X	X	X	Semi-E
Yucca filamentosa/ Adams Needle Yucca	X		X	X		E

Shrubs 4-6 Feet

Abelia x gransiflora/ Glossy	X		X	X		E
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Abelia						
Cephalanthus occidentalis/ Buttonbush		X				D
Chaenomeles speciosa/ Flowering Quince	X		X			D
Clethra alnifolia/ Summersweet Clethra		X			X	D
Dirca palustris/ Leatherwood		X			X	D
Euonymus americanus/ American Strawberry Bush	X		X		X	D
Hamamelis Vernalis/ Vernal Witch-Hazel	X	X	X	X		D
Hydrangea macrophylla/ Bigleaf Hydrangea					X	D
Hydrangea quercifolia/ Oakleaf Hydrangea	X	X			X	D
Juniperus squamata/ Singleseed Juniper	X		X	X		E
Mahonia aquifolium/ Oregon Grape Holly	X			X	X	E
Opuntia spp./ Prickly Pear	X		X			E
Pieris floribunda/ Mountain Andromeda				X	X	E
Rhododendron carolinianum/ Carolina Rhododendron		X			X	E
Rhodotypos scandens/ Black Jetbead	X		X	X	X	D
Rhus aromatica/ Fragrant Sumac	X		X	X		D
Spiraea cantoniensis/ Reeves Spirea	X			X		D
Spiraea thunbergii/ Thunberg Spirea	X		X	X		D
Spiraea x vanhouttei/ Vanhoutte Spirea	X		X	X		D
Viburnum acerifolium/ Mapleleaf Viburnum			X	X	X	D
Viburnum carlesii/ Koreanspice Viburnum			X			D
Yucca gloriosa/ Mound Lily Yucca	X		X	X		E

Shrubs 6-12 Feet

Aesculus parviflora/ Bottlebrush Buckeye		X			X	D
Aronia arbutifolia/ Red Chokeberry	X	X	X			D
Calycanthus floridus/ Sweetshrub	X		X	X	X	D
Chimonanthus praecox/ Wintersweet	X		X	X		Semi-E
Chionanthus virginicus/ Fringetree			X	X		D
Cornus amomum/ Silky Dogwood		X	X		X	D
Cornus racemosa/ Gray Dogwood		X	X		X	D
Cornus sericea/ Red-osier Dogwood	X	X		X	X	D
Cotinus obovatus/ American Smoketree	X		X	X		D
Cyrilla racemiflora/ Leatherwood		X				E
Deutzia scabra/ Fuzzy Deutzia	X		X	X		D
Exochorda racemosa/ Pearlbush	X		X	X		D
Forsythia x intermedia/ Border Forsythia	X		X	X		D
Hamamelis virginiana/ border Forsythia		X	X	X		
Hibiscus syriacus/ Rose of Sharon	X	X	X	X		D
Liex glabra/ Inkberry Holly		X				E
Viburnum x rhytidophylloides/ Lantanaphyllum Vibumum	X			X		Semi-E
Viburbnum rhytidophyllum/ Leatherleaf Vibumum		X			X	E
Vitex agnus-castus/ Chaste Tree	X		X		X	D
Weigeia florida/ Weigela	X			X		D

Trees 40 + Feet

Scientific/Common Name	Tolerance					Evergreen (E)/ Deciduous (D)
	Poor soils	Wet sites	Dry sites	Urban stress	Shade	
<i>Acer negundo</i> / Boxelder	X	X	X	X		D
<i>Acer rubrum</i> / Red Maple		X		X	X	D
<i>Alnus glutinosa</i> / European Alder		X	X	X		D
<i>Betula nigra</i> / River Birch	X	X		X		D
<i>Castanea mollissima</i> / Chinese Chestnut	X		X	X		D
<i>Catalpa bignonioides</i> / Southern catalpa	X		X	X		D
<i>Celtis laevigata</i> / Sugar Hackberry		X		X		D
<i>Celtis occidentalis</i> / Hackberry	X		X	X		D
<i>Cladrastis kentukea</i> / American Yellowwood	X			X		D
<i>Cunninghamia lanceolata</i> / Chinafir	X		X		X	E
<i>Firmiana simplex</i> / Chinese Parasol Tree	X		X			D
<i>Fraxinus americana</i> / White Ash	X			X		D
<i>Fraxinus pennsylvanica</i> / Green Ash	X	X	X	X		D
<i>Ginkgo biloba</i> (male)/Ginkgo	X		X	X		D
<i>Gymnocladus dioica</i> / Kentucky Coffee Tree	X		X	X		D
<i>Juniperus virginiana</i> / Eastern Red Cedar	X	X	X	X		E
<i>Liriodendron tulipifera</i> /Tulip Tree		X		X		D
<i>Metasequoia glyptostroboides</i> / Dawn Redwood	X		X			D
<i>Morus rubra</i> / Red Mulberry	X		X	X		D
<i>Nyssa sylvatica</i> / Black Tupelo	X	X				D
<i>Ostrya virginiana</i> / American Hophornbeam	X		X	X		D
<i>Populus alba</i> / White Poplar	X	X	X	X		D
<i>Quercus falcata</i> / Southern Red Oak	X		X	X		D
<i>Quercus marilandica</i> / Blackjack Oak	X		X	X		D
<i>Quercus phellos</i> / Willow Oak		X		X		D
<i>Quercus prinus</i> / Chestnut Oak		X	X			D

Quercus rubra/ Northern Red Oak	X		X	X		D
Quercus shumardii/ Shumard Oak	X		X	X		D
Quercus stellata/ Post Oak	X		X	X		D
Taxodium ascendens/ Pond Cypress	X	X	X			D
Taxodium distichum/ Bald Cypress	X	X	X	X		D
Tilia americana/ American Linden			X	X		D
Tilia cordata/ Littleleaf Linden				X		D

Trees 15 - 40 Feet

Acer buergeranum/ Trident Maple		X				D
Acer griseum/ Paperbark Maple						D
Acer tataricum/ Tatarian Maple		X				D
Acer truncatum/ Purpleblow Maple		X				D
Amelanchier arborea/ Downy Serviceberry						D
Amorpha fruticosa/ Indigobush Amorpha		X				D
Asimina trilobal/ Common Pawpaw	X					D
Burnelia lanuginosa/ Chittamwood		X			X	D
Carpinus caroliniana/ American Hornbeam	X				X	D
Chioanthus retusus/ Chinese Fringetree		X			X	D
Chioantus virginicus; White Fringetree or Grancy Gray-Beard		X			X	D
Cornus florida/ Flowering Dogwood					X	D
Cornus mas/ Corneliancherry Dogwood						D
Davidia involucrata/ Dove Tree					X	D
Evodia danielli/ Korean Evodia		X				D
Halesia carolina/ Carolina Silverbell	X				X	D
Halesia diptera var. magniflora/ Two-winged Carolina Silverbell					X	D
Ilex cassine/ Dahoon	X					E
Ilex decidual/ Possum Haw	X					D
Ilex vomitoria/ Yaupon Holly		X			X	E
Ilex myrtifolia/ Myrtle-leaved Holly	X					E

Ilex opaca/ American Holly	X				X	E
Ilex x attenuata/ Savannah Holly						E
Koelreuteria paniculata/ Golden Raintree		X				D
Lagerstroemia indica/ Crape Myrtle		X				D
Maclura pomifera/ Osage Orange	X	X				D
Myrica cerifera/ southern Waxmyrtle	X	X			X	E
Osmanthus americanus/ Devilwood or Wild Olive		X				E
Ostrya virginiana/ american Hophornbeam		X			X	D
Parrotia persica/ Persian Parrotia						D
Prunus campanulata cross with Prunus incisa/ Okame Cherry						D
Prunus caroliniana/ Cherry Laurel		X				E
Prunus x yedoensis/ Yoshino Cherry						D
Pterocarya fraxinifolia/ Caucasian Wingnut	X	X				D
Rhus copallina/ Flameleaf Sumac		X				D

List of invasive plants

The following is a list of generally discouraged plantings, due to their tendency to degrade an environment into which they have been introduced. Many aggressively colonize their surroundings and endanger desirable species.

COMMON NAME	SCIENTIFIC NAME	CATEGORY
Callery Pear (Bradford Pear)	Pyrus calleryana Dcne.	Tree
Camphortree	Cinnamomum camphora (L.) J. Presl	Tree
Chinaberry	Melia azedarach L.	Tree
Chinese Holly	Ilex cornuta Lindl. & Paxton	Tree
Chinese Parasoltree	Firmiana simplex (L.) W. Wight	Tree
Chinese Tallowtree	Triadica sebifera (L.) Small	Tree
Mimosa	Albizia julibrissin Durazz.	Tree
Paper-Mulberry	Broussonetia papyrifera (L.) L'Hér. ex Vent.	Tree
Princesstree	Paulownia tomentosa (Thunb.) Sieb. & Zucc. ex	Tree

	Steud.	
Red Sesbania	Sesbania punicea (Cav.) Benth.	Tree
Sawtooth Oak	Quercus acutissima Carruthers	Tree
Swingletree-Of-Heaven	Ailanthus altissima (P. Mill.)	Tree
Trifoliolate Orange	Poncirus trifoliata (L.) Raf.	Tree
Tungoil Tree	Vernicia fordii (Hemsl.) Airy-Shaw	Tree
White Mulberry	Morus alba L.	Tree
Amur Honeysuckle	Lonicera maackii (Rupr.) Herder	Shrub
Autumn-Olive	Elaeagnus umbellata Thunb.	Shrub
Chinese Privet	Ligustrum sinense Lour.	Shrub
Coral Ardisia	Ardisia crenata Sims	Shrub
French Tamarisk	Tamarix gallica L.	Shrub
Glossy Privet	Ligustrum lucidum W.T. Aiton	Shrub
Himalaya Blackberry	Rubus armeniacus Focke	Shrub
Japanese Barberry	Berberis thunbergii DC.	Shrub
Japanese Holly	Ilex crenata Thunb.	Shrub
Japanese Privet	Ligustrum japonicum Thunb.	Shrub
Japanese Spiraea	Spiraea japonica L. f.	Shrub
Leatherleaf Mahonia	Mahonia bealei (Fortune) Carr.	Shrub
Multiflora Rose	Rosa multiflora Thunb. ex Murr.	Shrub
Rose Of Sharon	Hibiscus syriacus L.	Shrub
Sacred Bamboo	Nandina domestica Thunb.	Shrub
Scarlet Firethorn	Pyracantha coccinea M. Roemer	Shrub
Sweet Breath Of Spring	Lonicera fragrantissima Lindl. & Paxton	Shrub
Thorny Olive	Elaeagnus pungens Thunb.	Shrub
Thunberg Lespedeza	Lespedeza thunbergii (DC.) Nakai	Shrub
Tropical Soda Apple	Solanum viarum Dunal	Shrub
Wine Raspberry	Rubus phoenicolasius Maxim.	Shrub
Winged Burning Bush	Euonymus alatus (Thunb.) Sieb.	Shrub
Air-Potato	Dioscorea bulbifera L.	Vine
Amur Peppervine	Ampelopsis brevipedunculata (Maxim.) Trautv.	Vine
Cherokee Rose	Rosa laevigata Michx.	Vine
Chinese Wisteria	Wisteria sinensis (Sims) DC.	Vine
Chocolate Vine	Akebia quinata (Houtt.) Dcne.	Vine
English Ivy	Hedera helix L.	Vine
Japanese Honeysuckle	Lonicera japonica Thunb.	Vine
Japanese Wisteria	Wisteria floribunda (Willd.) DC.	Vine
Kudzu	Pueraria montana var. lobata (Lour.) Merr.	Vine
Largeleaf Lantana	Lantana camara L.	Vine
Oriental Bittersweet	Celastrus orbiculatus Thunb.	Vine
Red Morningglory	Ipomoea coccinea L.	Vine
Skunk-Vine	Paederia foetida L.	Vine
Sweet Autumn Virginsbower	Clematis terniflora DC	Vine

Tall Morningglory	<i>Ipomoea purpurea</i> (L.) Roth	Vine
Tievine	<i>Ipomoea cordatotriloba</i> var. <i>cordatotriloba</i> Dennst.	Vine
Winged Yam	<i>Dioscorea alata</i> L.	Vine
Winter Creeper	<i>Euonymus fortunei</i> (Turcz.) Hand.-Maz.	Vine
Rye Brome	<i>Bromus secalinus</i> L.	Grass
Small Carpgrass	<i>Arthraxon hispidus</i> (Thunb.) Makino	Grass
Sweet Vernalgrass	<i>Anthoxanthum odoratum</i> L.	Grass
Tall Fescue	<i>Schedonorus phoenix</i> (Scop.) Holub	Grass
Torpedograss	<i>Panicum repens</i> L.	Grass
Tussock Paspalum	<i>Paspalum quadrifarium</i> Lam.	Grass
Vaseygrass	<i>Paspalum urvillei</i> Steud.	Grass
Weeping Lovegrass	<i>Eragrostis curvula</i> (Schrad.) Nees	Grass
Yellow Foxtail	<i>Setaria pumila</i> (Poir.) Roemer & J.A. Schultes	Grass
Alligatorweed	<i>Alternanthera philoxeroides</i> (Mart.) Griseb.	Forb
Alyceclover	<i>Alysicarpus vaginalis</i> (L.) DC.	Forb
Annual Sowthistle	<i>Sonchus oleraceus</i> L.	Forb
Bagpod	<i>Sesbania vesicaria</i> (Jacq.) Ell.	Forb
Benghal Dayflower	<i>Commelina benghalensis</i> L.	Forb
Benghal Dayflower	<i>Commelina benghalensis</i> L.	Forb
Big Periwinkle	<i>Vinca major</i> L.	Forb
Bigpod Sesbania	<i>Sesbania herbacea</i> (P. Mill.) McVaugh	Forb
Brazil Vervain	<i>Verbena brasiliensis</i> Vell.	Forb
Brittleleaf Naiad	<i>Najas minor</i> All.	Forb
Bull Thistle	<i>Cirsium vulgare</i> (Savi) Ten.	Forb
Chinese Yam	<i>Dioscorea oppositifolia</i> L.	Forb
Coco Yam, Wild Taro	<i>Colocasia esculenta</i> (L.) Schott	Forb
Common Lespedeza	<i>Kummerowia striata</i> (Thunb.) Schindl.	Forb
Common Mullein	<i>Verbascum thapsus</i> L.	Forb
Common Periwinkle	<i>Vinca minor</i> L.	Forb
Cornflower	<i>Centaurea cyanus</i> L.	Forb
Creeping Liriope	<i>Liriope spicata</i> (Thunb.) Lour.	Forb
Crownvetch	<i>Securigera varia</i> (L.) Lassen	Forb
Curlyleaf Pondweed	<i>Potamogeton crispus</i> L.	Forb
Dwarf Waterclover	<i>Marsilea minuta</i> L.	Forb
Eurasian Watermilfoil	<i>Myriophyllum spicatum</i> Linnaeus	Forb
Florida Betony	<i>Stachys floridana</i> Shuttlw. ex Benth.	Forb
Garlic Mustard	<i>Alliaria petiolata</i> (Bieb.) Cavara & Grande	Forb
Hairy Beggarticks	<i>Bidens pilosa</i> L.	Forb
Hedgeparsley	<i>Torilis arvensis</i> (Huds.) Link	Forb
Japanese Chaff Flower	<i>Achyranthes japonica</i> (Miq.) Nakai	Forb
Japanese Knotweed	<i>Polygonum cuspidatum</i> Siebold & Zucc.	Forb
Korean Lespedeza	<i>Kummerowia stipulacea</i> (Maxim.) Makino	Forb
Ladysthumb	<i>Polygonum persicaria</i> L.	Forb
Limnophila	<i>Limnophila sessiliflora</i> (Vahl) Blume	Forb

Marsh Dayflower	Murdannia keisak (Hassk.) Hand.-Maz.	Forb
Miniature Beefsteakplant	Mosla dianthera (Buch.-Ham. ex Roxb.) Maxim.	Forb
Mugwort	Artemisia vulgaris L.	Forb
Mulberryweed	Fatoua villosa (Thunb.) Nakai	Forb
Musk Thistle	Carduus nutans L.	Forb
Oriental Ladysthumb	Polygonum caespitosum Blume	Forb
Oxeye Daisy	Leucanthemum vulgare Lam.	Forb
Parrotfeather	Myriophyllum aquaticum (Vell.) Verdc.	Forb
Peppermint	Mentha x piperita L. (pro sp.)	Forb
Queen Anne's Lace, Wild Carrot	Daucus carota L.	Forb
Sakhalin Knotweed	Polygonum sachalinense F. Schmidt ex Maxim.	Forb
Scotch Broom	Cytisus scoparius (L.) Link	Forb
Sericea Lespedeza	Lespedeza cuneata (Dum.-Cours.) G. Don	Forb
Sessile Joyweed	Alternanthera sessilis (L.) R. Br. ex DC.	Forb
Shrubby Lespedeza	Lespedeza bicolor Turcz.	Forb
Small Broomrape	Orobanche minor Smith	Forb
Smallflower Morningglory	Jacquemontia tamnifolia (L.) Griseb.	Forb
Spanishneedles	Bidens bipinnata L.	Forb
Spiny Sowthistle	Sonchus asper (L.) Hill	Forb
Tall Vervain	Verbena bonariensis L.	Forb
Tawny Daylily	Hemerocallis fulva (L.) L.	Forb
Watercress	Nasturtium officinale Ait. f.	Forb
Waterhyacinth	Eichhornia crassipes (Mart.) Solms	Forb
White Sweetclover	Melilotus alba Medikus	Forb
Wild Garlic	Allium vineale L.	Forb
Giant Salvinia	Salvinia molesta D. S. Mitchell	Fern
Japanese Climbing Fern	Lygodium japonicum (Thunb. ex Murr.) Sw.	Fern

7. These amendments shall become effective immediately following enactment by the Board of Commissioners of Whitfield County, Georgia, the public health, safety, and welfare requiring it.
8. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
9. It is hereby declared to be the intention of the Board of Commissioners of Whitfield County that the sections, paragraphs, sentences clauses, and phrases of this Ordinance area severable and if any shall be declared unconstitutional or otherwise invalid by a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses, or phrases herein.

SO ORDAINED, this _____ day of December, 2009.

Mike Babb, Chairman

Harold Brooker, Vice Chairman

Greg Jones

Randy Waskul

Mike Cowan

Attest:

Barbara Love, Whitfield County Clerk