

Public Notice Requirements

<b>Reason For Notice</b>	<b>Requirements of Notice</b>	<b>Code Section</b>	<b>Notice in Legal Organ</b>	<b>Mandatory/Discretionary</b>	<b>Who is Required to Post?</b>
Eminent Domain for highway construction	Within 30 days of hearing <i>and</i> once per week for four weeks	32-3-5	X	Mandatory	Condemning Authority
Duties of condemor prior to utilizing eminent domain powers	15 days before hearing a sign must be posted at the R.O.W.	22-1-10	X	Mandatory	Government Condemnor
	Attempt to serve the condemnee at least 15 days prior to the hearing. Place notice in legal organ.				
Determining or estimating just and adequate compensation for property taken through eminent domain	Within 30 days of hearing <i>and</i> once per week for four weeks	22-2-137	X	Mandatory	Condemning Authority
Identification of properties on which ad valorem taxes are delinquent; petition for tax foreclosure; contents of petition;	Within 30 days of hearing and on 2 separate occasions in the local paper	48-4-78	X	Mandatory	Tax Commissioner
Ordinances providing for historical preservation	Publish notice in paper 3 times. Not less than 10, nor more than 20 days from hearing	44-10-26	X	Mandatory	Historic Preservation Commission and Local Governing body
Disposition of personal property in the possession of law enforcement	Published in county legal organ once a week for 4 weeks	17-5-54	X	Mandatory	Sheriff

Public Notice Requirements

<b>Reason For Notice</b>	<b>Requirements of Notice</b>	<b>Code Section</b>	<b>Notice in Legal Organ</b>	<b>Mandatory/Discretionary</b>	<b>Who is Required to Post?</b>
Notice of intent to introduce local legislation	Published in newspaper one time not more than 60 days before the session convenes	28-1-14	X	Mandatory	Not specified
Public hearing on proposed contract	Prominent advertisement in local paper	36-73-2	X	Mandatory	County or Municipality
Notice required; form of notice	Overnight delivery with signature confirmation, hand delivery by sherriff or code enforcement. Or, publish in a single paper once a week for 4 weeks, or 4 papers, one time. Or, if there is no newspaper, then notice must be posted in 3 conspicuous places (one of which must be the courthouse).	36-74-29	X	Discretionary*	Code enforcement board
Notice of election for unbonded debt	Notice in county paper 30 days preceding the day of the election	36-80-11	X	Mandatory	Officer charged with levying taxes, contracting debts, and the like
Preparation, submission, public review of budget	Prominently displayed news article or advertisement (not in legal notices) of local paper at least one week before the hearing	36-81-5	X	Mandatory	Governing authority
Code enforcement initiation of proceedings, hearings,etc...	Notice of hearing must be hand delivered or made as provided in Code Section 36-74-29 (as seen above) to violator	36-74-23	X	Discretionary*	Code Inspector

Public Notice Requirements

<b>Reason For Notice</b>	<b>Requirements of Notice</b>	<b>Code Section</b>	<b>Notice in Legal Organ</b>	<b>Mandatory/Discretionary</b>	<b>Who is Required to Post?</b>	
Open and Public Meetings	24 hours before the meeting notice must be placed at the regular meeting site, or notice placed in the local paper within a 'reasonable' time.	50-14-1	X	Mandatory	The agency holding the meeting	
Polling place changes	Notice in paper once a week for 2 weeks	21-2-265	X	Mandatory	Superintendent of the county	
Run-Off Primary Notification	Ad in local paper once a week for 2 weeks directly before the election. Notice must also be placed every day for the 14 days prior to the election at every polling place.	21-2-270	X	Mandatory	Superintendent of the county	
Notice for Recall Election	Notice placed in paper one time in the district of the election	21-4-13	X	Mandatory	Election superintendent	
Approval of redevelopment plans	Notice placed in paper once within 5 days of hearing	36-44-7	X	Mandatory	Local legislative body	
Hearing/Preparation of redevelopment plan	Noticed placed in newspaper with time, date, place and purpose of hearing and description of plan.	36-61-7	X	Mandatory	Local governing body	
Referendum election to decide discontinuing the collection of a tax	Noticed placed in newspaper once a week for 2 weeks	48-8-92	X	Mandatory	Election superintendent	

Public Notice Requirements

<b>Reason For Notice</b>	<b>Requirements of Notice</b>	<b>Code Section</b>	<b>Notice in Legal Organ</b>	<b>Mandatory/Discretionary</b>	<b>Who is Required to Post?</b>
Referendum election to decide imposing the collection of a tax	Noticed placed in newspaper once a week for 2 weeks	48-8-85	X	Mandatory	Election superintendent
Special elections on bonded debt	Once a week for 4 weeks in the newspaper	21-2-45.1	X	Mandatory	Governing authority
Counties to create a housing authority	Notice of meeting ten days prior to hearing to be given in newspaper	8-3-103	X	Mandatory	Governing authority
Selling county property	Notice given in newspaper not less than 15 days nor more than 60 days before auction	36-9-3	X	Mandatory	Governing authority
Enacting codes, rules and regulations	At least 15 days notice of the time and place of the hearing in the newspaper	36-13-8	X	Mandatory	County governing authority
Lease, purchase or lease-purchase contracts	Two weeks notice of hearing published in newspaper	36-60-13	X	Mandatory	County
Adoption of a district plan	Provide notice of a hearing in paper at least ten days prior	36-43-5	X		Governing authority
Dispose of real property under an urban redevelopment plan to a private person	Prior to contract notice must appear in paper for two consecutive weeks	36-61-10	X	Mandatory	County
Action taken regarding zoning	Provide notice of hearing in paper at least 15 days before but not more than 45 days prior to hearing	36-66-4	X	Mandatory	Local government

Public Notice Requirements

<b>Reason For Notice</b>	<b>Requirements of Notice</b>	<b>Code Section</b>	<b>Notice in Legal Organ</b>	<b>Mandatory/Discretionary</b>	<b>Who is Required to Post?</b>
Transfer to development rights	Provide notice of hearing in paper at least 15 days before but no more than 45 days prior to hearing	36-66A-2	X	Mandatory	Local governing authority
Notice of budget proposal	Notice on availability of budget published in paper during the week the proposed budget is submitted; must give notice of a hearing; must be prominent advertisement and cannot appear in the legal notices section of paper	36-81-5	X	Mandatory	Governing authority
Notice to private providers before authorizing public provider	Notice of a hearing, making it known that the public business plan is available in a paper once a week for 2 weeks prior to hearing; private provider must be given written notice 2 weeks prior to hearing	36-90-3	X	Mandatory	franchising authority
Referendum for authorization of manufacture, distribution and package sales for alcoholic beverages	Notice of referendum placed in paper once a week for two weeks immediately preceding the date of the election	3-4-41	X	Mandatory	Election superintendent
Referendum for authorization for alcoholic beverages as sold by the drink	Notice of referendum placed in paper once a week for two weeks immediately preceding the date of the election	3-4-91			
Public hearing before entering into a contract for the sale, lease or management of a landfill or solid waste disposal facility owned by the county	Notice of public hearing posted at the site of the landfill or facility and to run in paper not less than 30 days nor more than 45 days prior to the date of the hearing	12-8-24.2	X	Mandatory	Governing authority

Public Notice Requirements

Reason For Notice	Requirements of Notice	Code Section	Notice in Legal Organ	Mandatory/Discretionary	Who is Required to Post?
Public meeting to discuss needs before selecting a site for solid waste disposal facility	Notice of meeting to be published in paper at least once a week for two weeks immediately preceding the date of the hearing	12-8-26	X	Mandatory	Governing authority
Submitting application for permit of regional solid waste disposal facility	Within 15 days of the date of submission of application notice of the application must be printed in the paper and shall be posted prominently in the courthouse of each affected county	12-8-32	X	Mandatory	County
Call for referendum for a special purpose local option sales tax	Notice of the date and purpose of the election to be published in paper once a week for four weeks immediately preceding the date of the election	48-8-111	X	Mandatory	Election Superintendent
General obligation debt to be included in referendum for special purpose local option sales tax	Notice of the principle amount of debt, purpose of the debt, rate of interest and amount of principle to be paid each year to be published in paper with notice of referendum as stated in Code Section 48-8-111	48-8-111	X	Mandatory	Election Superintendent
Revocation or suspension of certificate of registration for dealer	Ten days notice in writing specifying the time and place of a hearing to be served in person or by mail	48-8-62		Discretionary	Commissioner
Discontinuation of tax for special district	Notice of the date and purpose of election to be published in newspaper once a week for two weeks immediately preceding the date of the election	48-8-92	X	Mandatory	Election Superintendent
Record of projects on which the special purpose local option sales tax is used	Report should be published annually in newspaper a simple report for each project in the resolution	48-8-122	X	Mandatory	Governing Authority

Public Notice Requirements

Reason For Notice	Requirements of Notice	Code Section	Notice in Legal Organ	Mandatory/Discretionary	Who is Required to Post?
Increasing of millage rate for property tax	At least three public meetings for which notice of the meeting is published in paper and posted on the website of the recommending authority and provide for a press release	48-5-32.1	X	Mandatory	Levying Authority
Notice of election for TSPLOST	Notice of the date and purpose of election to be published in newspaper once a week for four weeks immediately preceding the date of the election in paper	48-8-244	X	Mandatory	Election Superintendent
Publication of county ad valorem tax rate	Publish in paper at least two weeks prior to certification of tax rate	48-8-32	X	Mandatory	Levying Authority
Sale of land or property by the Sheriff	Publish in paper notice of sale of all land or property weekly for four weeks prior to sale	9-13-140	X	Mandatory	Sheriff, coroner or other officer
Notice of upcoming appointment by Grand Jury	Publish in paper notice that certain officers are to be elected, selected or appointed by a grand jury once a week for two weeks during a period not sooner than 60 days prior to the appointment	15-12-81	X	Mandatory	Clerk of Superior Court
Division or alteration of election precincts	Notice of the change must be published in paper at least 10 days before changes are final	21-2-262	X	Mandatory	Election Superintendent
Assets being disposed of by courts in equity cases	After filing, the order must be published in newspaper twice a month for two consecutive months	23-2-97	X	Mandatory	Not specified
Public hearing concerning abandoned cemetery	Notice of public hearing must appear in newspaper once a week for two consecutive weeks preceding the hearing	36-72-7	X	Mandatory	Governing Authority

Public Notice Requirements

Reason For Notice	Requirements of Notice	Code Section	Notice in Legal Organ	Mandatory/Discretionary	Who is Required to Post?
Hearing to exempt county vehicle from displaying a government decal	Notice of public hearing must appear in newspaper one time at least seven days before the hearing date	36-80-20	X	Mandatory	County
Public hearing concerning revenue bond validation	Notice of public hearing must appear in newspaper once during each of the two successive weeks immediately preceding the week the hearing is held	36-82-76	X	Mandatory	Clerk of the Superior Court
Location of reports for bonds proceeds and expenditures	Once annually publish in newspaper the location of reports for bonds proceeds and expenditures	36-82-100	X	Mandatory	County
Public works construction contracts	Publish in newspaper advertisement of contract opportunity for public works	36-91-20	X	Mandatory	Governmental entity
Designation of a records officer	Provide notice in newspaper once that that the agency has designated a records officer	50-18-71	X	Mandatory	County Agency
				* Option for notice to be served by publication or posting as provided in Code Section 36-74-29 is discretionary	















