

Cobb County Code Sec. 50-112.
Maintenance of Stormwater Facilities--Commercial/Industrial.

(a) All commercial/industrial stormwater management facilities in the county shall be maintained by the owners thereof in such a manner as to maintain and enhance the public health, safety and general welfare in order to be assured that such facilities are safe and will not result in injury or harm to persons or property, to reduce and minimize damage to public and private property, to reduce and minimize the impact of such facilities on land and stream channel erosion, to assist in the attainment and maintenance of water quality standards, to reduce local flooding, and to maintain, as nearly as possible, the preexisting development runoff characteristics of the area. All such maintenance of such facilities shall be at the sole cost and expense of the owners thereof.

(b) It shall be unlawful for the owner or the occupant of any property upon which is located a stormwater management facility to fail to maintain such facility in such a manner that the facility does not create a danger to the public health, safety or welfare. Should the owner fail to so maintain such facility, such failure shall constitute a public nuisance per se. The manager shall be entitled to inspect all stormwater management facilities subject to this article at all reasonable times in order to determine compliance or noncompliance with the terms and provisions of this article.