

A SUBSTITUTE ORDINANCE

BY: COUNCILMEMBER LEE MORRIS AS BROUGHT FORWARD TO FULL COUNCIL  
ON 5/15/00

AN ORDINANCE TO AMEND SECTION 16, CHAPTER 21, FH FLOOD HAZARD DISTRICTS OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR THE PURPOSES OF UPDATING FLOOD HAZARD DISTRICT MAP REFERENCES AND FURTHER REGULATING THE USE OF COMPENSATING EXCAVATION OR CONTOURING PROCEDURES TO MODIFY FLOOD HAZARD LIMITS; AND FOR OTHER PURPOSES.

00-0-0183

WHEREAS, the Federal Emergency Management Agency Flood Insurance Rate Maps have been revised and reissued effective June 22, 1998, and

WHEREAS, the use of compensating excavation or contouring procedures to modify Flood Hazard limits normally results in the complete destruction of all existing ground cover and existing trees which lie within the limits of this work, and

WHEREAS, the City of Atlanta's Subdivision Ordinance and the Tree Protection Ordinance both reference minimum disturbance of (or to) natural topography as either criteria or intent of the ordinances.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: All references to Federal Emergency Management Agency Flood Insurance Rate Maps contained in the ordinance be amended to reflect the maps most recently revised issuance, dated June 22, 1998.

Section 2: Section 16-21.004. Permits Required; subsection (2), Flood Plain Protection which presently reads in part.

"The Commissioner shall not authorize the approval of any permit authorizing the placement of fill or stored materials, or the construction or any building or other structure, within a floodplain unless compensation is made for the volume of that floodplain thereby displaced by the addition, by excavation or contouring of an area within or contiguous to that floodplain, at least an equal volume of flood storage. Drainage from

any excavation or contouring necessary to provide such compensating volume shall be by gravity into the floodway, and appropriate ground cover shall be provided in and adjacent to any such excavation or contouring to prevent any increase of erosion or sedimentation into the floodplain", be amended to read:

"The Commissioner shall not authorize the approval of any permit authorizing the placement of fill or stored materials, or the construction of any building or other structure, within a floodplain unless compensation is made for the volume of that floodplain thereby displaced by the addition by excavation or contouring of an area within or contiguous to that floodplain, of at least an equal volume of storage. Drainage from any excavation or contouring necessary to provide such compensating volume shall be by gravity flow across the surface into the floodway, and appropriate ground cover shall be provided in and adjacent to any such excavation or contouring to prevent any increase of erosion or sedimentation into the floodplain. The use of compensating excavation or contouring procedures to modify flood hazard limits may only be applied on existing properties which presently are lots of record. The use of compensating excavation or contouring procedures may not be applied for the purpose of creating new lots of record, but may be specifically applied to install necessary public roadway and utilities within the flood limits to support property(s) which are not within the flood limits."

Section 3: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

RCS# 2710  
3/05/01  
8:44 PM

Atlanta City Council

Regular Session

00-O-0183      Amend Code re. Flood Hazard Districts-  
maps, modify flood hazard limits, etc.  
ADOPT on SUB

YEAS:        7  
NAYS:        1  
ABSTENTIONS: 0  
NOT VOTING: 5  
EXCUSED:    2  
ABSENT      1

FAILED

NV McCarty	E Dorsey	NV Moore	Y Thomas
Y Starnes	Y Woolard	NV Martin	Y Emmons
Y Bond	Y Morris	B Maddox	E Alexander
NV Winslow	Y Muller	N Boazman	NV Pitts

00-0-0183

(Do Not Write Above This Line)

00-0-07

AN ORDINANCE BY COUNCILMEMBER LEE MORRIS AN ORDINANCE TO AMEND SECTION 16, CHAPTER 21, FH FLOOD HAZARD DISTRICTS OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR THE PURPOSES OF UPDATING FLOOD HAZARD DISTRICT MAP REFERENCES AND FURTHER REGULATING THE USE OF COMPENSATING EXCAVATION OR CONTOURING PROCEDURES TO MODIFY FLOOD HAZARD LIMITS; AND FOR OTHER PURPOSES.

5/15/00 - Councilmember Morris' Substitute Motion to Bring Forth a Substitute & Refer to Zoning Committee. Motion CARRIED without objection

REferred BY MAY 15 2000 CITY COUNCIL

- CONSENT REFERRED BY MAJORITY VOTE MAR 05 2001
REGULAR REPORT REFER
ADVERTISE & REFER
1st ADOPT 2nd READ & REFER BY COUNCIL
PERSONAL PAPER REFER MAR 05 2001

Date Referred 2/7/00
Referred To: Lee Morris
Date Referred 5/15/00
Referred To: Zoning Committee
Date Referred
Referred To:

Committee
Date
Chair
Referred to

Committee

Zoning
Date 5-7-00

Chair
Debra Starns

Action:

Fav, Adv, Hold (see rev. side)

Other:

As Amended AND SUBSTITUTES

Members

Lee Morris
Debra Starns

Refer To

Lee Morris

Committee

Zoning
Date 2-27-01

Chair

Debra Starns

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Lee Morris
Debra Starns

Refer To

First Reading

Committee
Date
Chair
Referred to

Committee

Zoning
Date 5-30-00

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

As Amended & Substituted

Members

Lee Morris
Debra Starns

Refer To

Lee Morris

Committee

Zoning
Date

Chair

Debra Starns

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Lee Morris
Debra Starns

Refer To

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

CERTIFIED

CERTIFIED MAR 5 2001

ATLANTA CITY COUNCIL PRESIDENT

Handwritten signature and name

CERTIFIED MAR 05 2001

ATLANTA CITY COUNCIL MUNICIPAL CLERK

Handwritten signature and name

MAYOR'S ACTION