

AN ORDINANCE

BY COUNCILMEMBER CLAIR MULLER

01-0-1576

AN ORDINANCE TO AMEND THE CITY OF ATLANTA DEVELOPMENT IMPACT FEE ORDINANCE (ATLANTA CITY CODE SECTION 19-1001 ET SEQ.) SO AS TO IMPOSE IMPACT FEES FOR THE FOLLOWING PURPOSES: (1) WATER SUPPLY PRODUCTION, TREATMENT, AND DISTRIBUTION FACILITIES; (2) WASTE-WATER COLLECTION, TREATMENT, AND DISPOSAL FACILITIES; AND (3) STORM-WATER COLLECTION, RETENTION, DETENTION, TREATMENT, AND DISPOSAL FACILITIES, FLOOD CONTROL FACILITIES, AND BANK AND SHORE PROTECTION AND ENHANCEMENT IMPROVEMENTS; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has implemented the "City of Atlanta Development Impact Fee Ordinance" in accordance with the provisions of the Constitution of the State of Georgia, in order to ensure that land development within the City is achieved in association with the creation and maintenance of adequate public facilities which are assured to accommodate such development; and

WHEREAS, consistent with said Ordinance, the City Council of the City of Atlanta has determined that the imposition of development impact fees is a preferred method of implementing a fair sharing of the cost of new public facilities necessary to accommodate new growth and development, and to promote and protect the public health, safety and general welfare of the citizens of the City of Atlanta; and

WHEREAS, it is the intent of the "Georgia Development Impact Fee Act" and the "City of Atlanta Impact Fee Ordinance" that an equitable program for planning and

financing public facilities needed to serve new growth and development is necessary in order to promote and accommodate orderly growth and development; and

**WHEREAS**, the existing Impact Fee Ordinance imposes impact fees for transportation, parks and recreation, and public safety purposes; and

**WHEREAS**, pursuant to O.C.G.A. §36-71-2(16), impact fees may also be imposed for facilities dedicated to water supply production, treatment and distribution; waste-water, collection, treatment, and disposal; and storm-water collection, retention, detention, treatment, and disposal.

**THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS  
AS FOLLOWS:**

**SECTION 1:** The City of Atlanta Development Impact Fee Ordinance (Atlanta City Code Section 19-1001 et seq.) is hereby amended so as to impose impact fees for the following purposes:

- (a) water supply production, treatment, and distribution facilities;
- (b) waste-water collection, treatment, and disposal facilities; and
- (c) storm-water collection, retention, detention, treatment, and disposal facilities, flood control facilities, and bank and shore protection and enhancement improvements.

**SECTION 2:** The service areas, level of service, applicability, calculation/formula and fee schedule shall be added to this ordinance via an appropriate substitute ordinance.

**SECTION 3:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

01-C-1576

(Do Not Write Above This Line)

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FILED BY CITY COUNCIL

DEC 03 2001

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 9/17/01

Referred To: Finance/Executive

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

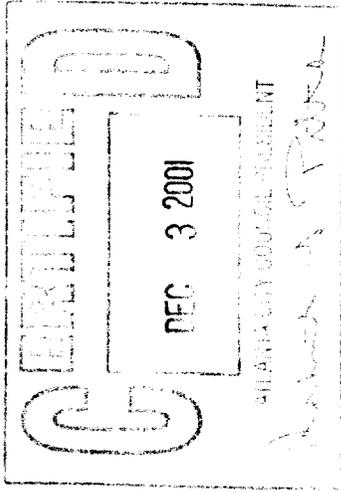
Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred to \_\_\_\_\_

Committee Finance  
Date 9-26-01  
Chair \_\_\_\_\_  
Action: Hold (see rev. side)  
Other: \_\_\_\_\_  
Members \_\_\_\_\_  
Refer To \_\_\_\_\_

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Action: \_\_\_\_\_  
Other: \_\_\_\_\_  
Members \_\_\_\_\_  
Refer To \_\_\_\_\_

FINAL COUNCIL ACTION  
 2nd  
 1st & 2nd Readings  
 Consent  
 V Vote  
 RC Vote  
 3rd

CERTIFIED



CERTIFIED  
DEC 03 2001

DEPUTY MUNICIPAL CLERK

MAYOR'S ACTION