



**AN ORDINANCE  
BY THE COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**AN ORDINANCE TO AMEND THE CHARTER AND CODE OF  
ORDINANCES OF THE CITY OF ATLANTA RELATING TO THE  
CITY'S COMPREHENSIVE DEVELOPMENT PLAN SO AS TO  
ELIMINATE THE REQUIREMENT OF AN ANNUAL UPDATE OF  
THE COMPREHENSIVE DEVELOPMENT PLAN; AND FOR  
OTHER PURPOSES.**

**WHEREAS**, the annual update of the comprehensive development plan has proven inimical to the function of such a plan to provide a long-range policy guide for the growth and development of the City of Atlanta ("City"); and

**WHEREAS**, the City has determined that a long range comprehensive development plan is more effective and beneficial to the development goals, objectives and policies of the City; and

**WHEREAS**, five and 15-year plans shall be most appropriate and suitable to address the physical, social, and economic, needs of the City and its inhabitants;

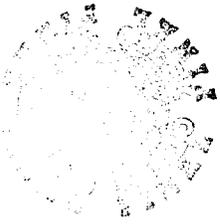
**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:**

**SECTION 1.** That Chapter 6, Article 3, of the City Charter be amended by deleting existing Section 3-602 in its entirety and by inserting in lieu thereof the following.

**Section 3-602. Five-year development plans.**

The mayor shall have a comprehensive five and 15-year development plan prepared which shall: (1) present a recommended generalized land use development pattern to guide the growth of the city over a succeeding five-year period and (2) include the city's specific development goals and objectives based upon existing and projected demographic and socioeconomic factors and public and private community facilities for the entire city and individual geographic areas and communities within the city, as related to the comprehensive development plan and to regional plans.

**SECTION 2.** That Chapter 6, Article 3, of the City Charter be amended by deleting existing subsections (a) and (d) of Section 3-603 in their entirety and by inserting in lieu thereof the following:



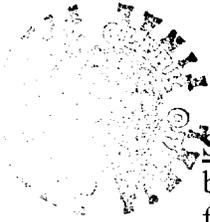
**Section 3-603. Implementation; updating and revision.**

(a) Prior to the preparation of each comprehensive development plan, the mayor shall have hearings held in such manner, as the council shall prescribe by ordinance. The mayor shall submit to the council such plans that will include a 15-year and five-year comprehensive development plan, along with a comprehensive land use plan for all property within the city limits. These plans, updated each five years, shall be submitted to the council not later than its first regular meeting in May of the year in which the plan is updated. Beginning with the transmittal date of said plans to council, the general public shall be afforded a period of 45 consecutive days in which to review said plans. Subsequent to the expiration of the aforementioned 45-day period, the council shall conduct public hearings concerning such plans. Thereafter, the council shall adopt the comprehensive development plans, after making any amendments or revisions thereto that the council considers appropriate, but not later than the last regular council meeting in July of the year in which the plan is updated. Such plans shall become effective immediately upon adoption and approval of the authorizing legislation.

(d) Following the updating and adoption of the city's development plans, the council shall amend the city's zoning ordinance to conform with the updated development plans in accordance with procedures prescribed by general law.

**SECTION 3.** That Chapter 2, Article IV, of the Code of Ordinances be amended by deleting existing subsections (2), (6), and (13) of Section 2-241 in their entirety and inserting in lieu thereof the following:

- (2) Preparing and revising the city's 15 and five year comprehensive development plan in accordance with the requirements set forth in sections: 3-601, 3-602, and 3-603 of the Charter;
- (6) Preparing reports on the status of all projects set forth in the city's adopted comprehensive development plan;
- (13) Preparing appropriate sections of the comprehensive development plan;



**SECTION 4.** That Part 6, Chapter 3, Article A, of the Code of Ordinances be amended by deleting existing Section 6-3002 in its entirety and inserting in lieu thereof the following:

**Sec. 6-3002. Comprehensive development plans; kept current.**

It is hereby found and declared that the City of Atlanta Comprehensive Development Plans must be kept consistent with the five year planning cycle in order to be used as the chief policy guide for the orderly development of the city, which necessarily involves amendment to the plan between each review and updating. This requires that council procedures be established to review and consider recommendations on appropriate courses of action in respect to all such amendments.

**SECTION 5.** That Part 6, Chapter 3, Article A, of the Code of Ordinances be amended by deleting existing subsection (5) of Section 6-3004 in its entirety and by inserting in lieu thereof the following:

(5) Any amendment denied by the full council, with the exception of the update every five years, shall have a 24-month waiting period prior to reapplication.

**SECTION 6.** That Part 6, Chapter 3, Article A, of the Code of Ordinances be amended by deleting existing subsection (6) of Section 6-3005 in its entirety and by inserting in lieu thereof the following:

(6) Any amendment, other than a change included as part of a council committee recommendation, which is introduced or otherwise submitted to council after public hearings.

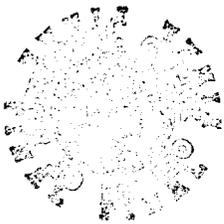
**SECTION 7.** That Part 6, Chapter 3, Article A, of the Code of Ordinances be amended by deleting existing Section 6-3006 in its entirety and by inserting in lieu thereof the following:

**Sec. 6-3006. Adopting ordinance.**

The ordinance adopting each five year update of the comprehensive development plans shall be read at three (3) separate meetings of council, shall be in final form at the time of the third reading, and shall be ripe for adoption at the third meeting.

**SECTION 8.** That Part 6, Chapter 3, Article B, of the Code of Ordinances be amended by deleting existing subsection (c) of Section 6-3013 in its entirety and by inserting in lieu thereof the following:

(c) Neighborhood planning units. The neighborhood planning unit may recommend an action, a policy or a comprehensive plan to the city and to any city agency on any matter affecting the livability of the neighborhood, including, but



not limited to, land use, zoning, housing, community facilities, human resources, social and recreational programs, traffic and transportation, environmental quality, open space and parks; assist city agencies in determining priority needs for the neighborhood; review items for inclusion in the city budget and make recommendations relating to budget items for neighborhood improvement; and advise the bureau of planning on the preparation of the 15 and five year comprehensive development plans.

**SECTION 9.** That Part 6, Chapter 3, Article B, of the Code of Ordinances be amended by deleting existing subsection (a) of Section 6-3014 in its entirety and by inserting in lieu thereof the following:

(a) Manner in which hearings are to be held. The bureau of planning shall hold hearings to focus on the six study areas as defined in the currently adopted comprehensive development plan. Said hearings shall be held in such a manner that there be not less than one public hearing for each study area prior to the preparation of any comprehensive development plan.

**SECTION 10.** That Part 6, Chapter 3, Article B, of the Code of Ordinances be amended by deleting existing subsection (a) of Section 6-3015 in its entirety and by inserting in lieu thereof the following:

(a) The mayor shall prepare a schedule of citizen involvement regarding the draft of the comprehensive development plan. This report shall be presented to the community development/human resources committee at a regularly scheduled meeting in January of the year in which the plan is to be updated.

**SECTION 11.** That Part 6, Chapter 4, Article A, of the Code of Ordinances be amended by deleting existing subsection (2) of Section 6-4003 in its entirety and by inserting in lieu thereof the following:

(2) Serve as an advisory board to the city on city-wide problems, issues, goals and objectives relative to the preparation and updating of the comprehensive development plan;

**SECTION 12.** That Part 6, Chapter 4, Article D, of the Code of Ordinances be amended by deleting existing subsection (c)(7) of Section 6-4044 in its entirety and by inserting in lieu thereof the following:

(c)(7) To assist the bureau of planning in the preparation and update of the historic preservation and urban design components of the city's comprehensive development plan;



**SECTION 13.** That Part 8, Chapter 1, Article B, of the Code of Ordinances be amended by deleting existing subsections (2), (6) and (13) of Section 8-1008 in its entirety and by inserting in lieu thereof the following:

- (2) Preparing and updating the city's 15 and five year comprehensive development plan in accordance with the requirements set forth in sections 3-601, 3-602 and 3-603 of the Charter;
- (6) Preparing reports on the status of all projects set forth in the city's adopted comprehensive development plan;
- (13) Preparing appropriate sections of the comprehensive development plan.

**SECTION 14.** That Part 19, Chapter 1, of the Code of Ordinances be amended by deleting existing subsections (a)(1) and (a)(2) of Section 19-1017 in their entirety and by inserting in lieu thereof the following:

**Sec. 19-1017. Review.**

(a) Review.

(1) As part of the city's annual capital improvement program process, or comprehensive planning process, or as part of any other planning process which causes the city to evaluate development potential in any area, the city may review the development potential of any area within the city, whether it be a previously designated service area or not, or the city as a whole. Based on such review of development potential, the city may adjust boundaries of service areas or create new service areas.

(2) As part of the city's annual capital improvement program process, or comprehensive planning process, or as part of any other planning process which causes the city to evaluate development potential in any area, the city may review capital facilities plans in service areas and modify such plans as a result of development occurring in the previous year or requests for permission to develop.

**Section 15.** That all ordinances or parts of ordinances in conflict with this ordinance are repealed.

A true copy,  
*Rhonda Dauphin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

FEB 02, 2004  
FEB 10, 2004

RCS# 5374  
2/02/04  
1:46 PM

Atlanta City Council

Regular Session

03-O-2240

CHARTER AND CODE AMEND RELATED TO CDP TO  
ELIMINATE REQUIRED ANNUAL UPDATE OF CDP  
ADOPT

YEAS: 12  
NAYS: 3  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	N Martin	N Norwood
Y Young	Y Shook	Y Maddox	N Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

03-O-2240

03-0-2240

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AN ORDINANCE  
BY: COMMUNITY DEVELOPMENT  
AND  
HUMAN RESOURCES COMMITTEE

AN ORDINANCE TO AMEND THE  
CHARTER AND CODE OF  
ORDINANCES OF THE CITY OF  
ATLANTA 2003 RELATING TO  
THE CITY'S COMPREHENSIVE  
DEVELOPMENT PLAN (CDP) SO  
AS TO ELIMINATE THE  
REQUIREMENT OF AN ANNUAL  
UPDATE OF THE COMPREHENSIVE  
DEVELOPMENT PLAN; AND FOR  
OTHER PURPOSES.

*1st*  
*Final*  
**ADOPTED BY**  
JAN 20 2004  
**COUNCIL**  
FEB 02 2004  
**COUNCIL**

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

Date Referred 1/5/04  
Community Development / Human Resources  
Referred To:  
1/20/04 Community Development / Human Resources

Committee CD/MR  
Date 12/21/03  
Chair John M. Stoney

First Reading

Committee CD/MR  
Date 1/13/04  
Chair [Signature]  
Actions [Signature]  
Fav, Adv, Held (see rev. side) [Signature]  
Other: 2<sup>nd</sup> Read  
Members [Signature]  
[Signature]  
[Signature]  
Refer To CD/MR

Committee CD/MR  
Date 1/27/04  
Chair [Signature]  
Actions 3<sup>rd</sup> Read  
Fav, Adv, Held (see rev. side) [Signature]  
Other: On Condition  
Members [Signature]  
[Signature]  
[Signature]  
Refer To

Committee  
Date  
Chair  
Actions  
Fav, Adv, Held (see rev. side)  
Other:  
Members  
Refer To

Committee  
Date  
Chair  
Actions  
Fav, Adv, Held (see rev. side)  
Other:  
Members  
Refer To

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

**CERTIFIED**  
FEB 02 2004  
[Signature]  
MUNICIPAL CLERK

**CERTIFIED**  
FEB 09 2004  
[Signature]  
MUNICIPAL CLERK

**MAYOR'S APPROVED**  
FEB 10 2004  
[Signature]  
MAYOR