07-O-1525

AN ORDINANCE BY

BY: COUNCILMEMBER JOYCE SHEPERD

AN ORDINANCE TO AMEND SECTION 122-172 UNDER CHAPTER 122, ARTICLE V, DIVISION 2, OF THE CODE OF ORDINANCES, SO AS TO PROVIDE FOR A REVIEW BY THE AFFECTED NEIGHBORHOOD PLANNING UNIT(S) WHENEVER AN APPLICATION FOR A LICENSE TO OPERATE A SECONDARY METAL RECYCLER IS SUBMITTED; AND FOR OTHER PURPOSES.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

SECTION 1: That Section 122-172 of Chapter 122, Article V (entitled, "Secondary Metal Recyclers"), Division 2, of the Code of Ordinances, is hereby deleted in its entirety and substituted in lieu thereof a new Section 122-172.

SECTION 2: That the new Section 122-172 shall read:

"Sec. 122-172. Processing application; issuance of license:

After the application for the license required by this division is filed with the department of police, a criminal record check will be done. **Upon receiving an application for a secondary metal recycler license, the permits division of the department of police shall forward a copy of said application to the chairperson(s) of the affected neighborhood planning unit(s) for review. Said NPU(s) shall subsequently forward its recommendation, which shall become a part of the permits division's report to the license review board.** During the investigation by the police, the application shall be transmitted to the department of planning and development for review as to compliance with applicable sections of this Code and the Ordinances. This department shall send its report to the license review board. The license review board shall hold a public hearing and shall report its recommendation, together with the recommendation of the department of planning and development and of the department of police, to the mayor. The mayor shall take final action upon the application. If final action on the application is favorable, the applicant shall be issued an initial annual license for a fee of $500.00. The initial annual license will allow the licensee to engage in business as a secondary metal recycler or scrap processor and shall be valid until December 31 of the initial year of issuance, unless the license is suspended or revoked for violations of the Charter or related state laws or this code or other ordinances of the city. Thereafter, the applicant shall be required to obtain a renewal license for each succeeding year. A renewal application shall be accompanied by a fee of $500.00. A renewal license shall be issued by the licenses and permits unit of the police department if the applicant for renewal continues to meet all of the prerequisites for obtaining an initial license and no action to deny, suspend or revoke the license is pending against the applicant."

SECTION 3: All ordinances and parts of ordinances in conflict herewith are hereby repealed for purposes of the ordinance only, and only to the extent of the conflict.

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