

10-0-0805

(Do Not Write Above This Line)

AN ORDINANCE BY CITY UTILITIES COMMITTEE

AN ORDINANCE TO AUTHORIZE THE REVISION IN APPLICATION FEES FOR THE ABANDONMENT OF PUBLIC STREETS PURSUANT TO THE PROVISIONS OF CHAPTER 138, SECTION 138-9 AND APPENDIX B OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA; AND FOR OTHER PURPOSES.

ADVERSED

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

Date Referred 05/17/10
 Referred To: CITY UTILITIES
 Date Referred
 Referred To:
 Date Referred
 Referred To:

First Reading
 Committee Date 5/27/2010
 Chair Robert Williams
 Referred To

Committee Date 6/4/10
 Chair Steve
 Fav, Adv, Hold (see rev. side)
 Other
 Members

Refer To

Committee Date
 Chair
 Fav, Adv, Hold (see rev. side)
 Other
 Members

Committee Date
 Chair
 Fav, Adv, Hold (see rev. side)
 Other
 Members

Refer To

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

CERTIFIED

CERTIFIED
 JUN 21 2010
 ATLANTA CITY COUNCIL PRESIDENT
 [Signature]

CERTIFIED
 JUN 21 2010
 [Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION

RCS# 330
6/21/10
3:23 PM

Atlanta City Council

REGULAR SESSION

10-O-0805

AUTH.REVISION IN APPLICATION FEES FOR
ABANDONMENT OF PUBLIC STREETS
ADVERSE

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	E Willis
Y Winslow	Y Adrean	Y Sheperd	NV Mitchell

10-O-0805



**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

AN ORDINANCE TO AUTHORIZE THE REVISION IN APPLICATION FEES FOR THE ABANDONMENT OF PUBLIC STREETS PURSUANT TO THE PROVISIONS OF CHAPTER 138, SECTION 138-9 AND APPENDIX B OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Public Works has reviewed the fee structure for the administrative process related to the review of street abandonment petitions abutting both commercial tracts and residential lots pursuant to the provisions of Section 138-9 of the City of Atlanta Code of Ordinances; and

WHEREAS, the Department of Public Works has determined that the present amounts charged for the processing of abandonment petitions as set out at Section 138-9 do not reflect the actual administrative costs to the Department; and

WHEREAS, the administrative review and processing of abandonment petitions requires significant administrative and technical resources involving the Department of Public Works staff; and

WHEREAS, the current application fees associated with the approval of said applications is \$2,500.00 for abandoned streets abutting the development of residential subdivisions or commercial or industrial tracts, and \$2,000.00 for abandoned streets abutting individual residential lots; and

WHEREAS, the current application fees presently include the costs of obtaining a mandated real estate appraisal and the costs of a mandated legal advertisement of the proposed abandonment; and

WHEREAS, said appraisal and advertising costs closely approximate the present fees collected to process abandonment petitions.

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

Section 1: That Section 138-9(a)(5) of the City of Atlanta Code of Ordinances is amended, as set out below in bold and strikeout text to revise said section as follows:

(5) A fee of ~~\$2,500.00~~ **\$4,500.00** for abandoned streets abutting the development of residential subdivisions or commercial or industrial tracts, or a fee of ~~\$2,000.00~~ **\$4,000.00** for abandoned streets abutting individual residential lots, which fees shall be applied to the cost of the appraisal of the parcel and advertisement of the proposed abandonment which shall be deposited in account number ~~3P02491102M22F03349999~~ 1001.000002.3511717.

Section 138-9(a)(5), as revised will then read as follows:



(5) A fee of \$4,500.00 for abandoned streets abutting the development of residential subdivisions or commercial or industrial tracts, or a fee of \$4,000.00 for abandoned streets abutting individual residential lots, which fees shall be applied to the cost of the appraisal of the parcel and advertisement of the proposed abandonment which shall be deposited in account number 1001.000002.3511717.

Section 2: That Appendix B: Fees, shall be revised, as necessary, to reflect the imposition of fees in accordance with Section 1 above.

Section 3: Said fees shall become effective immediately upon the passage of this Ordinance.

Section 4: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived for the purposes of this Ordinance only, and only to the extent of the conflict.