

#3

10-0-1239

(Do Not Write Above This Line)

AN ORDINANCE

BY: COUNCILMEMBER IVORY LEY YOUNG, JR.

AN ORDINANCE IMPOSING A MORATORIUM ON THE ACCEPTANCE OF ANY BUILDING PERMIT APPLICATION FOR ANY PROPOSED SUPPLEMENTARY HOUSING OR SHELTER FACILITY WITHIN TWO THOUSAND (2000) FEET OF ANY EXISTING SUPPLEMENTARY HOUSING OR SHELTER FACILITY OWNED, LEASED AND/OR OPERATED BY THE CITY OF ATLANTA FOR A PERIOD NOT TO EXCEED ONE HUNDRED AND TWENTY (120) DAYS; AND FOR OTHER PURPOSES.

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

Date Referred: 6/2/10

Referred To: Zoning

Date Referred: JUL 06 2010

Date Referred: COUNCIL

Referred To:

First Reading

Committee _____

Date _____

Chair _____

Referred To _____

Zoning

Date 6/2/10

Chair [Signature]

Action (see rev. side)

Fav, Adv, Hold (see rev. side)

Other

Members

[Signature]

[Signature]

Refer To

Committee

Date

Chair

Action (see rev. side)

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action (see rev. side)

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Committee

Date

Chair

Action (see rev. side)

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RFC Vote

CERTIFIED

CERTIFIED

JUL 06 2010

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED

JUL 06 2010

Rachel Davenport Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

[Signature]
MAYOR



**AN ORDINANCE
BY COUNCILMEMBER IVORY LEE YOUNG, JR.**

AN ORDINANCE IMPOSING A MORATORIUM ON THE ACCEPTANCE OF ANY BUILDING PERMIT APPLICATION FOR ANY PROPOSED SUPPORTIVE HOUSING OR SHELTER FACILITY WITHIN TWO THOUSAND (2000) FEET OF ANY EXISTING SUPPORTIVE HOUSING OR SHELTER FACILITY OWNED, LEASED AND/OR OPERATED BY THE CITY OF ATLANTA FOR A PERIOD NOT TO EXCEED ONE HUNDRED AND TWENTY (120) DAYS; AND FOR OTHER PURPOSES.

WHEREAS, Section 16-29.001(71) defines a shelter use and limits the location of such use/facility to at least 2,000 feet from any other such shelter facility as well as any personal care home, assisted living facility, nursing home, rehabilitation center, or supportive housing facility; and

WHEREAS, Section 16-29.001(73) defines a supportive housing use and limits the location of such use/facility to at least 2,000 feet from any other such supportive housing facility as well as any personal care home, or shelter; and

WHEREAS, legislation amending these sections has been introduced for consideration by the City Council so as to clarify that the distance requirement between shelter facilities or supportive housing facilities applies equally to a city-owned, leased or operated shelter or supportive housing facility as it does to a privately owned or operated shelter or supportive housing facility; and

WHEREAS, legislation amending the Zoning Code usually requires a minimum of 90 days before the amendments can be considered by the City Council for a final vote; and

WHEREAS, the acceptance of building permit applications for supportive housing or shelter facilities during the period between the introduction of the text amendment and the final vote on such amendment would undermine the intent of such amendment.

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

Section 1. A moratorium is imposed on the acceptance of any building permit application by the bureau of buildings for any proposed supportive housing or shelter facility within two thousand (2000) feet of any existing supportive housing or shelter facility owned, leased and/or operated by the City of Atlanta.

Section 2. A moratorium is imposed on the acceptance of any building permit application by the bureau of buildings for any proposed supportive housing or shelter facility owned, leased and/or operated by the City of Atlanta within two thousand (2000) feet of any existing supportive housing or shelter facility.



Section 2. A moratorium is imposed on the acceptance of any building permit application by the bureau of buildings for any proposed supportive housing or shelter facility owned, leased and/or operated by the City of Atlanta within two thousand (2000) feet of any existing supportive housing or shelter facility owned, leased and/or operated by the City of Atlanta.

Section 3. The moratorium imposed by this ordinance will expire one hundred and twenty (120) days from the date that this ordinance becomes effective, provided however that if there is a final vote of the City Council on a text amendment to the Atlanta Zoning Ordinance which clarifies the distance requirements as applied to city-owned, leased, or operated supportive housing or shelter facilities before the expiration by the passage of time, the moratorium will expire on the date when the text amendment ordinance becomes effective or on the date when the City Council votes to deny the approval of the text amendment.

Section 4. This ordinance shall become effective immediately upon signing by the Mayor or as otherwise provided by the operation of law.

A true copy,


Deputy Clerk

ADOPTED by the Atlanta City Council
APPROVED by Mayor Kasim Reed

JUL 06, 2010
JUL 14, 2010

RCS# 418
7/06/10
2:30 PM

Atlanta City Council

REGULAR SESSION

10-O-1239

IMPOSE MORATORIUM ON ACCEPTANCE OF BLDG
PERMIT APP.WITHIN 2000 FT OF SHELTER
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

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

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