

11-0-0494

(Do Not Write Above This Line)

AN ORDINANCE BY
CITY UTILITIES COMMITTEE

AN ORDINANCE TO AMEND CHAPTER 154 OF THE CODE OF ORDINANCES ("UTILITIES"), ARTICLE IV SEWER CONSTRUCTION AND ASSESSMENTS TO ADD A NEW SECTION 154-155, ENTITLED "PRIVATE DECENTRALIZED WASTEWATER SYSTEMS PROHIBITED" FOR THE PURPOSE OF PROHIBITING CERTAIN PRIVATE WASTEWATER SYSTEMS WITHIN THE CITY OF ATLANTA IN ACCORDANCE WITH THE METROPOLITAN NORTH GEORGIA WATER PLANNING DISTRICT REQUIREMENTS; AND FOR OTHER PURPOSES.

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

Date Referred 04/18/11

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

Committee Chair
Date
Referred To

First Reading

Committee Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

Members

Refer To

Committee Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

ADOPTED BY

MAY 02 2011

COUNCIL

Refer To

Committee

Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

Members

Refer To

Committee

Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

Members

Refer To

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

CERTIFIED
 MAY 02 2011

ATLANTA CITY COUNCIL PRESIDENT

CERTIFIED
 MAY 02 2011

MAYOR'S ACTION

MAYOR'S ACTION

APPROVED

MAY 11 2011

WITHOUT SIGNATURE
BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

AN ORDINANCE BY
CITY UTILITIES COMMITTEE

11-0-0494

AN ORDINANCE TO AMEND CHAPTER 154 OF THE CODE OF ORDINANCES ("UTILITIES"), ARTICLE IV SEWER CONTRUCTION AND ASSESSMENTS TO ADD A NEW SECTION 154-155, ENTITLED "PRIVATE DECENTRALIZED WASTEWATER SYSTEMS PROHIBITED" FOR THE PURPOSE OF PROHIBITING CERTAIN PRIVATE WASTEWATER SYSTEMS WITHIN THE CITY OF ATLANTA IN ACCORDANCE WITH THE METROPOLITAN NORTH GEORGIA WATER PLANNING DISTRICT REQUIREMENTS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") has an interest in maintaining the public health, safety, and welfare of its residents; and

WHEREAS, the City recognizes the importance of regulating certain private wastewater systems to promote the health and safety of its residents and the environment; and

WHEREAS, the Metropolitan North Georgia Water Planning District Act, O.C.G.A. § 12-5-570 *et seq.* requires that the City of Atlanta ordain the rules and requirements for private wastewater systems in accordance with Metropolitan North Georgia Water Planning District ("District") requirements and codify the City's long-standing policies prohibiting private decentralized wastewater systems; and

WHEREAS, the City could incur fines and other penalties, including impacts to its water and wastewater permits, if the City does not adopt an ordinance setting forth its rules and regulations with respect to private wastewater systems, as required by the MNGWPD; and

WHEREAS, the City has implemented a long-standing policy of prohibiting the permitting, development and construction of certain private wastewater systems and now desires to clarify its rules related to such systems as in the best interests of the city and its residents and environment.

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

Section 1. The City of Atlanta Code of Ordinances is hereby amended by adding the following Section 154-155 to Chapter 154:

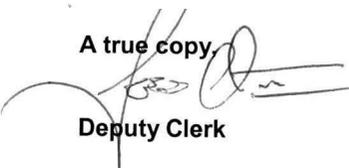


Section 154-155. Private Decentralized Wastewater Systems Prohibited.

- (a) A “private decentralized wastewater system” means any privately owned wastewater collection, treatment, or disposal system:
- (1) serving more than one residential lot or business; or
 - (2) that has a daily flow in excess of 2,000 gallons per day; or
 - (3) that transfers flows between more than one parcel or tract of land.
- (b) The construction, permitting or maintenance of a private decentralized wastewater system is prohibited within the boundaries of the City of Atlanta.

Section 2. That all ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict.

A true copy


Deputy Clerk

ADOPTED by the Atlanta Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

MAY 02, 2011

MAY 11, 2011

RCS# 986
5/02/11
2:32 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

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

CONSENT I

ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	05-02-11 ITEMS ADVERSE ON CONSENT
1. 11-O-0132 2. 11-O-0494 3. 11-O-0528 4. 11-O-0683 5. 11-O-0268 6. 11-O-0513 7. 11-O-0514 8. 11-O-0515 9. 11-O-0679 10. 11-R-0443 11. 11-R-0618 12. 11-R-0619 13. 11-R-0620 14. 11-R-0621 15. 11-R-0622 16. 11-R-0627 17. 11-R-0628 18. 11-R-0629 19. 11-R-0686 20. 11-R-0613 21. 11-R-0614 22. 11-R-0687 23. 11-R-0689 24. 11-R-0630 25. 11-R-0631 26. 11-R-0632 27. 11-R-0633 28. 11-R-0634 29. 11-R-0635 30. 11-R-0636 31. 11-R-0646 32. 11-R-0649 33. 11-R-0650 34. 11-R-0652 35. 11-R-0554 36. 11-R-0555 37. 11-R-0556	38. 11-R-0557 39. 11-R-0558 40. 11-R-0559 41. 11-R-0560 42. 11-R-0561 43. 11-R-0562 44. 11-R-0563 45. 11-R-0564 46. 11-R-0565 47. 11-R-0566 48. 11-R-0567 49. 11-R-0568 50. 11-R-0569 51. 11-R-0570 52. 11-R-0571 53. 11-R-0572 54. 11-R-0573 55. 11-R-0574 56. 11-R-0575 57. 11-R-0576 58. 11-R-0577 59. 11-R-0578 60. 11-R-0579 61. 11-R-0580 62. 11-R-0581 63. 11-R-0669	64. 11-R-0582 65. 11-R-0583 66. 11-R-0584 67. 11-R-0585 68. 11-R-0586 69. 11-R-0587 70. 11-R-0588 71. 11-R-0589 72. 11-R-0590 73. 11-R-0591 74. 11-R-0592 75. 11-R-0593 76. 11-R-0594 77. 11-R-0595 78. 11-R-0596 79. 11-R-0597 80. 11-R-0598 81. 11-R-0599 82. 11-R-0600 83. 11-R-0601 84. 11-R-0602 85. 11-R-0603 86. 11-R-0604 87. 11-R-0605 88. 11-R-0606 89. 11-R-0607 90. 11-R-0608 91. 11-R-0609 92. 11-R-0610 93. 11-R-0611