

#19

#3001

13-30-1305

(Do Not Write Above This Line)

First Reading

Committee _____
Date _____
Chair Nil
Referred To _____

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Readings
- Consent
- V Vote
- RC Vote

AN ORDINANCE BY
COUNCILMEMBER KWANZA HALL

AN ORDINANCE: AUTHORIZING THE CONVERSION OF SEVENTH STREET N.E. BETWEEN WEST PEACHTREE STREET AND AND PIEDMONT AVENUE N.E. FROM A ONE WAY STREET TO A TWO WAY STREET; AUTHORIZING THE INSTALLATION AND MODIFICATION OF THE TRAFFIC SIGNALS ON SEVENTH STREET, N.E. TO ACCOMMODATE SUCH TWO WAY CONVERSION; AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE MIDTOWN COMMUNITY IMPROVEMENT DISTRICT TO UNDERTAKE PORTIONS OF THESE IMPROVEMENTS; AUTHORIZING THE USE OF TRANSPORTATION IMPACT FEES TO PAY THE COST OF SUCH IMPROVMENTS; AND FOR OTHER PURPOSES.

substitute

Committee Transportation
Date OCT 16, 2013
Chair [Signature]

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

Members
[Signatures]

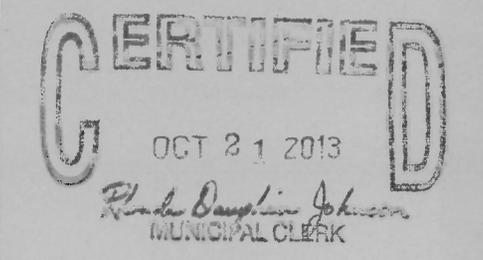
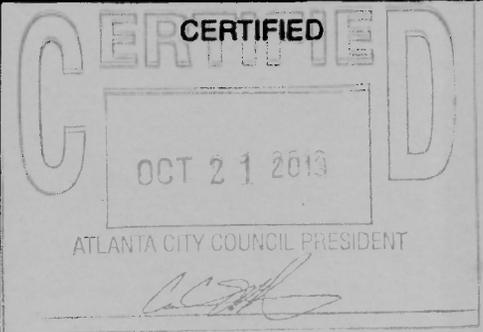
Refer To _____

Committee _____
Date _____
Chair _____

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

Members _____

Refer To _____



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

Date Referred 10/7/13

Referred To: Transportation

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

Committee _____
Date _____
Chair _____

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

ADOPTED BY
Members
[Signature]
OCT 21 2013

COUNCIL

Refer To _____

Committee _____
Date _____
Chair _____

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

Members _____

Refer To _____

MAYOR'S ACTION

APPROVED

OCT 30 2013

WITHOUT SIGNATURE
BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

AN ORDINANCE BY

13-O-1305

COUNCILMEMBER KWANZA HALL

AS SUBSTITUTED BY TRANSPORTATION COMMITTEE

AUTHORIZING THE CONVERSION OF SEVENTH STREET, N.E. BETWEEN WEST PEACHTREE STREET AND PIEDMONT AVENUE, N.E. FROM A ONE WAY STREET TO A TWO WAY STREET; AUTHORIZING THE INSTALLATION AND MODIFICATION OF THE TRAFFIC SIGNALS ON SEVENTH STREET, N.E. TO ACCOMMODATE SUCH TWO WAY CONVERSION; AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE MIDTOWN BUSINESS ASSOCIATION INC. DBA MIDTOWN ALLIANCE TO UNDERTAKE PORTIONS OF THESE IMPROVEMENTS; AUTHORIZING THE USE OF TRANSPORTATION IMPACT FEES TO PAY THE COST OF SUCH IMPROVEMENTS; AND FOR OTHER PURPOSES.

WHEREAS, the Connect Atlanta Plan is the City of Atlanta's (the "City") first comprehensive traffic plan and was incorporated into the City's Comprehensive Development Plan and adopted by the City Council in Ordinance 08-O-2232 which was then approved by the Mayor; and

WHEREAS, the Connect Atlanta Plan provides the City with a prioritized list of transit, roadway and alternative transportation improvements; and

WHEREAS, the conversion of Seventh Street, N.E. between West Peachtree Street, N.E. and Piedmont Avenue, N.E. for two way operation is a project identified in the Connect Atlanta Plan (Project ID #OW-005) and traffic signal modifications are a necessary part of such conversion; and

WHEREAS, two way conversion of Seventh Street, N.E., including the proposed signal modifications, is anticipated to provide better connectivity for nearby road users in Midtown's core, including vehicular and bicycle traffic; and

WHEREAS, Article IX, Section VII of the Constitution of the State of Georgia authorizes municipalities to create community improvement districts and pursuant to the "Atlanta Community Improvement District Act", enacted by the Georgia General Assembly as House Bill 544, the City of Atlanta created the Midtown Atlanta Community Improvement District (the "Midtown CID") by and through City Council Resolution No. 00-R-0317 by and pursuant to the constitutional and statutory authority cited; and

WHEREAS, Resolution 00-R-0317 provided that the Midtown CID could enter into a Cooperation Agreement to provide such governmental services as the construction and maintenance of local, collector and arterial streets as shown on the City's street classification map or as otherwise included in the City's street classification map or as otherwise included in



the City's most recently adopted Comprehensive Development Plan, including curbs, sidewalks, street lights and devices to control the flow of traffic on local, collector and arterial streets; and

WHEREAS, the Midtown CID is authorized to contract with the City pursuant to the constitutional and statutory authority above referenced; and

WHEREAS, the Midtown CID designated the Midtown Business Association Inc., dba Midtown Alliance ("Midtown Alliance") to enter into contracts and implement projects on behalf of the Midtown CID; and

WHEREAS, Midtown Alliance wishes to undertake the two-way conversion of Seventh Street, N.E. between West Peachtree Street, N.E. and Piedmont Avenue, N.E, and pursuant to separate legislation 100 6th Street, LLC is undertaking a portion of the Seventh Street, N.E. conversion between Peachtree Street, N.E. and Juniper Street, N.E. and the required signal modification on Seventh Street, N.E. at Juniper Street, N.E. so that connectivity is maintained from West Peachtree Street, N.E. to Piedmont Avenue, N.E.; and

WHEREAS, the two way conversion of Seventh Street, N.E is a part of the capital improvements program of the City's comprehensive development plan and "system improvement" pursuant to O.C.G.A. Sec. 36-71(2)(20) and Section 19-1006 of the City of Atlanta Code of Ordinances and therefore the work to implement such two way conversion, including the modification of traffic signals necessitated thereby, is eligible for financing by development impact fees; and

WHEREAS, Midtown Alliance agrees to design, permit and construct the conversion from one way to two way on Seventh Street, N.E. between West Peachtree Street, N.E. to Peachtree Street, N.E. and from Juniper Street, N.E. to Piedmont Avenue, N.E., and to design, permit and implement the installation and modification of the traffic signals on Seventh Street, N.E. at Peachtree Street, N.E. and Piedmont Avenue, N.E. to support such two way operation; and

WHEREAS, the undertaking of this project through the Cooperation Agreement between the City and Midtown Alliance offers a unique opportunity to significantly improve traffic flow in Midtown.

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

Section 1: The Commissioner of the Department of Public Works is authorized to implement Project ID #OW-005 which is identified in the Connect Atlanta Plan as the conversion of Seventh Street, N.E. between West Peachtree Street, N.E and Piedmont Avenue, N.E from a one way street to a two way street.

Section 2: The Commissioner of the Department of Public Works is authorized to install and/or modify, or cause the installation and/or modification of such traffic signals as may be necessary to accommodate two way traffic flow on Seventh Street, N.E.



Section 3: The Mayor is authorized on behalf of the City to enter into an agreement with the Midtown Alliance for design, permitting, and construction required to implement the conversion from one way to two way on Seventh Street, N.E. between West Peachtree Street, N.E. and Peachtree Street, N.E. and between Juniper Street, N.E. and Piedmont Avenue, N.E. and for the installation and/or modification of such traffic signals as may be necessary to accommodate support such two way operation (the "Seventh Street Project Agreement").

Section 4: The plans which are to be implemented and constructed under the Seventh Street Project Agreement shall be subject to the approval of the Commissioner of the Department of Public Works and require the installation of the City's standard street detail and construction specifications.

Section 5: The Seventh Street Project Agreement shall include a not-to-exceed cost approved by the Commissioner of the Department of Public Works based on the approved design.

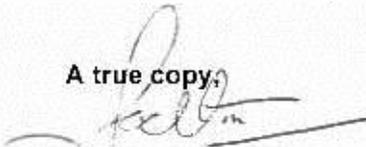
Section 6: The Seventh Street Project Agreement may provide that Midtown Alliance is authorized to contract with other entities for the obligations which it has undertaken in such agreement but Midtown Alliance shall in all circumstances remain responsible for any cost in excess of the not-to-exceed cost approved by the Commissioner of the Department of Public Works and for the delivery of the improvements agreed to be undertaken.

Section 7: The Chief Financial Officer is authorized appropriate transportation impact fees sufficient to pay the not-to-exceed cost approved by the Commissioner of the Department of Public Works provided however that if sufficient transportation impact fees are not available to be encumbered as of the date that the Seventh Street Project Agreement is executed that no notice to proceed can be issued. When sufficient transportation impact fees are available to be encumbered and have been encumbered, the notice to proceed may be issued.

Section 8: The Chief Financial Officer is authorized to receive and pay invoices from Midtown Alliance in the manner set forth in the Seventh Street Project Agreement.

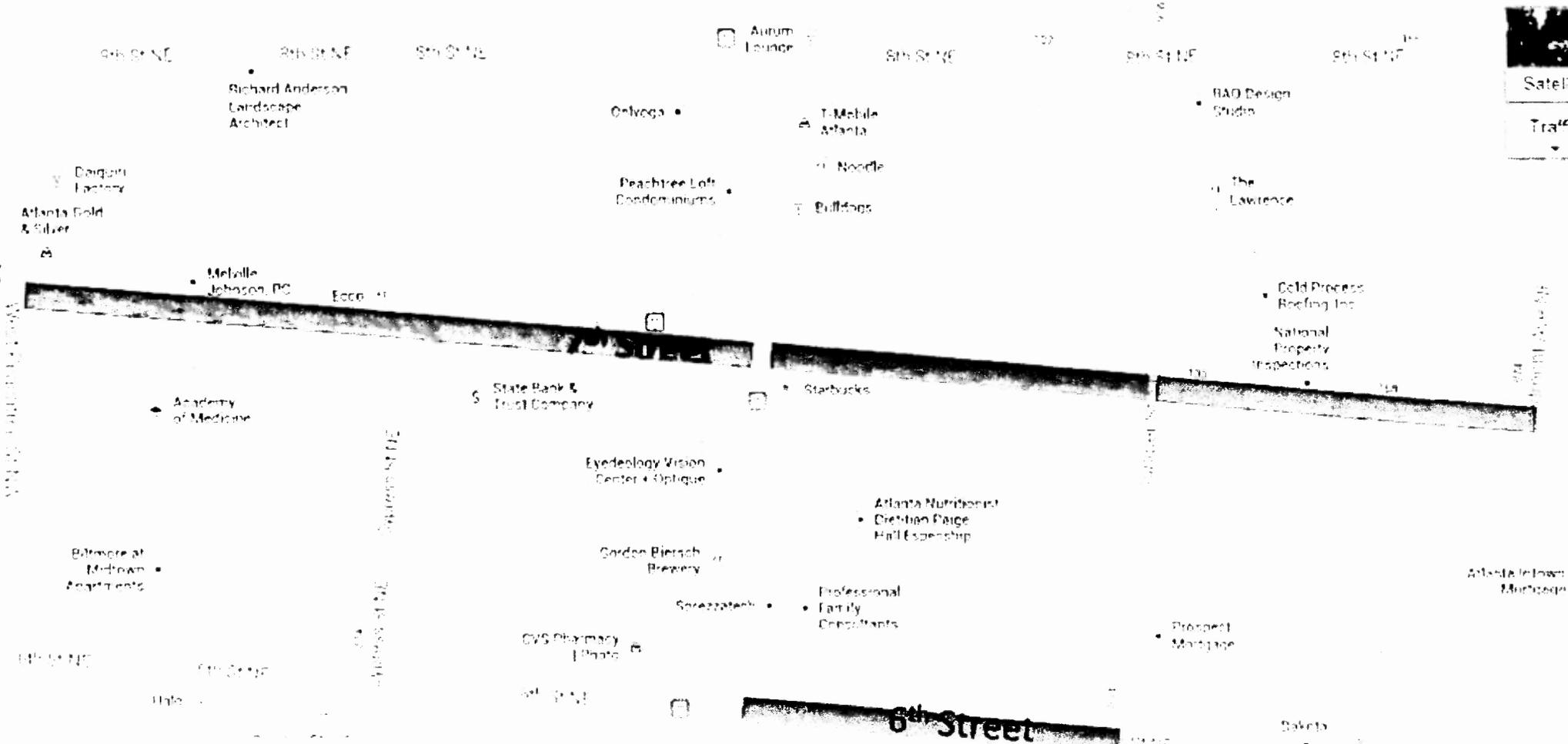
Section 9: That this ordinance shall become effective immediately upon its approval by the City Council and signature by the Mayor or by operation of law.

A true copy,


Deputy Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

OCT 21, 2013
OCT 30, 2013



Led By:



100 6th Street LLC
Midtown Alliance



LEGEND

ORDINANCE 13-0-1304

ORDINANCE 13-0-1305

ORDINANCE 13-0-1306

8TH STREET

WEST PEACHTREE STREET

CYPRESS STREET

PEACHTREE STREET

7TH STREET

6TH STREET

5TH STREET

JUNIPER STREET

PIEDMONT AVENUE

ORDINANCE 13-0-1305-TWO WAY CONVERSION
NO ROAD WIDENING
MINOR ON-STREET PARKING MODIFICATIONS

ORDINANCE 13-0-1305
SIGNAL MODIFICATION

ORDINANCE 13-0-1305
EB STOP CONTROL

ORDINANCE 13-0-1304-TWO WAY CONVERSION,
ROAD WIDENING

ORDINANCE 13-0-1306-DEDICATION OF RIGHT OF WAY

ORDINANCE 13-0-1304
SIGNAL MODIFICATION

ORDINANCE 13-0-1305
SIGNAL MODIFICATION

ORDINANCE 13-0-1305
MAINTAIN ON-STREET PARKING
NO ROAD WIDENING

6TH STREET IS TWO WAY BETWEEN
PEACHTREE STREET AND WEST PEACHTREE STREET

ORDINANCE 13-0-1304
SIGNAL MODIFICATION

ORDINANCE 13-0-1304-TWO WAY CONVERSION,
ROAD WIDENING
REMOVES 11 EXISTING PAID ON-STREET PARKING SPACES
AND REPLACES WITH 10 TIME LIMITED ON-STREET PARKING SPACES
(NET LOSS OF 1 PARKING SPACE)

ORDINANCE 13-0-1306-DEDICATION OF RIGHT OF WAY

6TH STREET BETWEEN
JUNIPER STREET AND PIEDMONT AVENUE IS
ONE-WAY BUT TO NARROW FOR
TWO-WAY CONVERSION

867 PEACHTREE
21 UNITS
4,336 SF OF RETAIL
(STAIRWELLS LOCATED
ON GROUND FLOOR)

EXISTING
VIEWPOINT
218 UNITS
28,480 SF OF RETAIL

UNDER CONSTRUCTION
PARKING STRUCTURE

UNDER CONSTRUCTION
100 6TH STREET
320 UNITS
11,975 SF OF RETAIL



6TH & 7TH STREET TWO-WAY CONVERSION PROJECT LIMITS

SUPPORTING LEGISLATION 13-0-1304, 13-0-1305, 13-0-1306

Kimley-Horn and Associates, Inc. OCTOBER 2013



RCS# 3087
10/21/13
2:42 PM

Atlanta City Council

13-O-1305

CONVERT SEVENTH STREET FROM ONE WAY TO
A TWO WAY STREET
ADOPT ON SUB

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 2

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

13-O-1305