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AN ORDINANCE
BY: COMMUNITY DEVELOPMENT/ HUMAN
RESOURCES COMMITTEE

AN ORDINANCE TO REPEAL SECTION 8-
2076.1 OF THE LAND DEVELOPMENT CODE,
PART III OF THE CITY OF ATLANTA CODE OF
ORDINANCES, ENTITLED "DEMOLITION
PERMIT PROCEDURES FOR RESIDENTIAL
STRUCTURES AND ANCILLARY BUILDINGS".

AUTOMATICALLY TERMINATED
AND
FILED BY CLERK
PER CHARTER SECTION 2-407

DEC 02 2013

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

Date Referred 9/19/11

Referred To: CD/HR

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee CD/HR
Date 9/27/11
Chair [Signature]
Referred To [Signature]

Committee CD/HR

Date 9/27/11

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

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
- Readings
- Consent
- V Vote
- RC Vote

CERTIFIED
DEC 02 2013
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
DEC 02 2013
Rochelle Dandridge Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

AN ORDINANCE

BY: COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE

AN ORDINANCE TO REPEAL SECTION 8-2076.1 OF THE LAND DEVELOPMENT CODE, PART III OF THE CITY OF ATLANTA CODE OF ORDINANCES, ENTITLED "DEMOLITION PERMIT PROCEDURES FOR RESIDENTIAL STRUCTURES AND ANCILLARY BUILDINGS".

WHEREAS, Section 8-2076.1 of the Land Development Code, Part III of the City of Atlanta Code of Ordinances sets forth a process regulating the issuance of demolition permits for residential structures and ancillary buildings; and

WHEREAS, all demolition permit applications for residential structures and ancillary buildings must list the reason(s) for seeking said demolition permit, including whether the proposed future use of the subject property shall require rezoning, a special use permit, or an amendment to the comprehensive development plan, or is for the purpose of creating open space; and

WHEREAS, all applicants must indicate all rezoning, special use permit, and comprehensive development plan amendments pending or which the applicant presently intends to introduce affecting subject property; and

WHEREAS, except when the affected residential structure has been found unfit for human habitation by the in rem board, or unsafe by the director, bureau of buildings, the applicant must also attach to the demolition permit application all architectural drawings or plans, permits, applications or any other relevant documents, including but not limited to financing information which in any way reveal or indicate applicants' proposed future use of the subject property; and

WHEREAS, all demolition permit applications of residential structures and ancillary buildings, except those found to be unfit for human habitation or unsafe by the director, bureau of buildings must be referred to the director, bureau of planning with attached documents for review; and

WHEREAS, based on the demolition permit application and other relevant information, the director, bureau of planning must make a determination as to whether the proposed future use of the affected property will require rezoning, a special use permit, or an amendment to the comprehensive development plan, or is for the purpose of creating open space; and

WHEREAS, if the director, bureau of planning determines that no rezoning, a special use permit, or an amendment to the comprehensive development plan is necessary, and that the purpose of said demolition is not to create open space, the demolition permit shall be issued; but

WHEREAS, if it is determined by the director, bureau of planning that rezoning, a special use permit, or an amendment to the comprehensive development plan is necessary to accommodate the proposed future use, then said demolition permit application must be held until the subject

property has been rezoned, the special use permit granted, or the comprehensive development plan amended in order to be consistent with the proposed use of the affected property; or in the alternative

WHEREAS, if the director, bureau of planning determines that the purpose of the demolition permit application is the creation of open space, then said permit application must be held pending introduction by the applicant of proposed redevelopment for the subject property consistent with the applicable zoning regulations, special use permits, and the comprehensive development plan.

WHEREAS, the City Council finds that it is in the public health, safety and welfare to repeal this section.

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

Section 1: Section 8-2076.1 of the Land Development Code, Part III of the City of Atlanta Code of Ordinances, entitled “Demolition Permit Procedures for Residential Structures and Ancillary Buildings”, is **hereby repealed**.