

1 STATE OF GEORGIA

2 CITY OF COLLEGE PARK

3 **ORDINANCE NO. 2016-06**

4 AN ORDINANCE AMENDING SECTION 10-201, STORMWATER
5 MANAGEMENT PLANS REQUIREMENTS, OF DIVISION 2, PERMIT
6 PROCEDURES AND REQUIREMENTS, OF ARTICLE VII, POST-
7 DEVELOPMENT STORMWATER MANAGEMENT FOR NEW
8 DEVELOPMENT AND REDEVELOPMENT, OF CHAPTER 10, MUNICIPAL
9 UTILITIES AND SERVICES; TO PROVIDE FOR SEVERABILITY; TO
10 REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE
11 DATE; AND FOR OTHER PURPOSES.

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13 **WHEREAS**, the duly elected governing authority of the City of College Park (“City”) is
14 the Mayor and Council thereof; and

15 **WHEREAS**, the City finds that it is necessary to amend its code to better regulate the
16 flow of stormwater; and

17 **WHEREAS**, the health, safety, and welfare of the citizens of the City will be positively
18 impacted by the adoption of this Ordinance.

19 **BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF**
20 **THE CITY OF COLLEGE PARK, GEORGIA**, and by the authority thereof:

21 **Section 1.** The Code of Ordinances, City of College Park, Georgia, is hereby amended
22 by adding the following subparagraphs, in alphabetical order, to the existing text in Paragraph 3
23 of Section 10-201, Stormwater management plan requirements, Division 2, Permit Procedures

24 and Requirements, Article VII, Post-development Stormwater Management For New
25 Development And Redevelopment, Chapter 10, Municipal Utilities and Services:

26 “(m) The stormwater leaving a development or redevelopment shall be connected to
27 the nearest existing stormwater structure(s) or stormwater management facility.

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29 (n) A land disturbance permit (LDP) shall be required for all land disturbances
30 greater than 2,000 square feet.”

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32 **Section 2.** The preamble of this Ordinance shall be considered to be and is hereby
33 incorporated by reference as if fully set out herein.

34 **Section 3.** This Ordinance shall be codified in a manner consistent with the laws of the
35 State of Georgia and the City.

36 **Section 4.** (a) It is hereby declared to be the intention of the Mayor and Council that all
37 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their
38 enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

39 (b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest
40 extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this
41 Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this
42 Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the
43 greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this
44 Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase
45 of this Ordinance.

46 (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance
47 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise
48 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the

49 express intent of the Mayor and Council that such invalidity, unconstitutionality or
50 unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional
51 or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or
52 sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases,
53 clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional,
54 enforceable, and of full force and effect.

55 **Section 5.** All ordinances and parts of ordinances in conflict herewith are hereby
56 expressly repealed.

57 **Section 6.** The effective date of this Ordinance shall be the date of adoption unless
58 otherwise stated herein.

59
60 **ORDAINED** this ____ day of _____, 2016.

61 **CITY OF COLLEGE PARK, GEORGIA**

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68 **JACK P. LONGINO, Mayor**

69 **ATTEST:**

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74 **MELISSA BROOKS, City Clerk**

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77 **APPROVED AS TO FORM:**

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80 _____
81 **CITY ATTORNEY**

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