

Ordinance No. 3, 2024
Design Standards Ordinance

**AN ORDINANCE BY THE CITY COMMISSION OF THE
CITY OF CEDARTOWN**

WHEREAS, the City has plenary authority to regulate land use and development within the City; and

WHEREAS, a part of this regulation concerns design and/or building standards relating to improvements within the City; and

WHEREAS, the City presently has a code section indicating that the City will adopt certain standards with respect to building materials; and

WHEREAS, the City desires to adopt those standards and acceptable materials attached hereto as Exhibit “A” in order to fulfill the purpose of the code;

NOW, THEREFORE, be it ordained and established by the Cedartown City Commission, and it is hereby ordained and established as follows:

Section 1:

The City does hereby amend its code of ordinances by striking subsection 94-147(b)(3) in its entirety, and replacing the same with the following new subsection 94-147(b)(3):

“(3) *Building materials.* All exterior surfaces shall be constructed of materials in accordance with the City’s list of acceptable building materials, which shall be attached to the zoning code as Appendix ‘1’. The approved list of building materials shall be reviewed, updated, and published at least annually.”

Section 2:

Attached as Exhibit "A" to this ordinance are the standards which shall serve as Appendix "1" to the zoning code, as referenced in the new subsection 94-147(b)(3) enacted hereby.

Section 3:

All laws and parts of law in conflict herewith are specifically repealed.

Section 4:

It is hereby declared to be the intention of the City Commission that the sections, paragraphs, sentences, clauses and phrases of this enactment are severable, and if any phrase, clause, sentence, paragraph or section hereof shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this enactment, since the same would have been enacted by the City Commission without the incorporation herein of any such unconstitutional phrase, clause, sentence, paragraph or section.

ADOPTED AND APPROVED by the City Commission of the City of Cedartown at a regularly scheduled meeting on this 8 day of April, 2024. Commissioners ALL voting "Aye" and NONE voting "No".

BY: *Jessica Payton*
Jessica Payton, CHAIRPERSON

ATTEST: *Mitzi Allen*
Mitzi Allen, CLERK
(seal)

