

**STATE OF GEORGIA
COUNTY OF FULTON**

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA TO AMEND THE CITY OF SANDY SPRINGS CODE OF ORDINANCES TO AMEND AND REPEAL CERTAIN SECTIONS OF THE CODE ALLOWING FOR APPEAL OF ADMINISTRATIVE DECISIONS TO THE CITY BOARD OF APPEALS AS FURTHER DESCRIBED BELOW; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WHEREAS, the City of Sandy Springs (the “City”) is a political subdivision of the State of Georgia and is duly organized and existing pursuant to the Constitution and laws of the State; and

WHEREAS, the City is charged with providing for the health, safety and welfare of the citizens of the City; and

WHEREAS, the City of Sandy Springs previously amended certain sections of the City of Sandy Springs Development Code to delete and remove all sections of the Development Code pertaining to appeals of administrative decisions to the City Board of Appeals; and

WHEREAS, the Mayor and City Council find that from time to time it is appropriate to amend sections of the Code of Ordinances to correct, clarify or update its provisions; and

WHEREAS, the Mayor and City Council find that certain existing sections of the City of Sandy Springs Code of Ordinances either contradict or are inconsistent with the previous amendments to the Development Code which amended or deleted all sections of the Development Code providing for appeals of administrative decisions to the City Board of Appeals and now desire to amend or repeal those sections of the City Code of Ordinances in order to provide for uniform and consistent enforcement of all City Codes and Ordinances; and

WHEREAS, the Mayor and City Council have conducted a properly advertised Public Hearing prior to adoption of this Ordinance in accordance with the Zoning Procedures Law.

NOW THEREFORE, THE MAYOR AND COUNCIL FOR THE CITY OF SANDY SPRINGS HEREBY ORDAIN AS FOLLOWS:

SECTION I: Section 22-27 of the Code of the City of Sandy Springs, Georgia, is hereby repealed.

SECTION II: Section 105-48 of the Code of the City of Sandy Springs, Georgia, is hereby repealed.

SECTION III: Section 26-324 of the Code of the City of Sandy Springs, Georgia, is hereby amended to read as follows:

SECTION 26-324. REVOCATION. A permit may be revoked by the zoning administrator at any time, due to the failure of the permit holder to comply with any requirements of this chapter. Notice of revocation shall be made in writing to the permit holder.

SECTION IV: Section 26-373 of the Code of the City of Sandy Springs, Georgia, is hereby amended to read as follows:

SECTION 26-373. REVOCATION.

(a) A permit may be revoked by the city at any time, due to the failure of the permit holder to comply with any requirements of this chapter. Notice of revocation shall be made in writing to the permit holder.

SECTION V: Section 46-22(c)(3) of the Code of the City of Sandy Springs, Georgia, is hereby deleted in its entirety.

SECTION VI: Section 38-92(d) of the Code of the City of Sandy Springs, Georgia, is hereby amended to read as follows:

SECTION 38-92(D). If the director of the department of community development and the chief of police find that the variance application adequately demonstrates the need for a variation from the provisions of this division and adequately provides for the amelioration of the impact upon surrounding and nearby properties, an administrative variance shall be granted allowing for one variation within one, 24-hour period. For commercial development, a second administrative variance may be granted for an additional 24-hour period upon demonstration of just cause and amelioration of impact upon surrounding and nearby properties.

SECTION VII: It is the intention of the City Council and it is hereby ordained by the authority of the City Council that the provisions of this Ordinance shall become and be made a part of the City of Sandy Springs City Code of Ordinances, and the codifier is authorized to make the specified deletions, insertions, additions, and to insert headings, article numbers and section numbers as and where appropriate.

SECTION VIII: All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION IX: If any section, subsection, provisions, or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or, if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional,

such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent of the City Council that this Ordinance would have been adopted in its current form without the invalid or unconstitutional provision contained therein.

SECTION X: This Ordinance shall become effective immediately upon adoption.

APPROVED AND ADOPTED this the 3rd day of December, 2024.

Approved:

Russell K. Paul, Mayor

Attest:

Raquel González, City Clerk

(SEAL)

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