

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE IN ORDER TO AMEND ARTICLE I DEFINITIONS BY REVISING ASSISTED LIVING FACILITY AND CONGREGATE HOUSING DEFINITIONS AND ARTICLE II BY ADDING ASSISTED LIVING/CONGREGATE HOUSING AS A CONDITIONAL USE, AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

WHEREAS, on May 21, 2001, the City of Alpharetta adopted a comprehensive zoning ordinance known as the Unified Development Code of the City of Alpharetta, Georgia; and

WHEREAS, the Unified Development Code is a document that was designed to be amended from time to time when circumstances warrant that modifications be made in order to make the Code more responsive to community needs; and

WHEREAS, prior to the adoption of this amendment, the Director of Community Development established public hearing dates for this matter which was first considered by the Planning Commission at an advertised public hearing.

NOW, THEREFORE, the Mayor and Council of the City hereby do ordain as follows:

1. That Unified Development Code Article I shall be amended as follows:

AMEND UDC SECTION 1.4.2 Defined Terms by revising the following definitions:

~~Assisted Living Facility. A group housing structure where care and dining service are provided to the residents, most of whom are age 65 and over.~~
See Congregate Housing.

~~Congregate Housing. Any facility licensed by the state, public or private, which for gain or otherwise, regularly provides one or more persons with 24-hour per day substitute care, food, lodging, training, education, supervision, habilitation, rehabilitation, or other treatment they need, but which for any reason cannot be furnished in the person's own home.~~
Any group dwelling or facility licensed by the state, public or private, which for gain or otherwise, regularly provides one or more persons with assisted living care. The term "assisted living care" means specialized care and services including the provision of personal services, the administration of medications by a certified medication aide and the provision of assisted self-preservation. The term "personal services" includes, but is not limited to, individual assistance with or supervision of self-administered medication, assistance, essential activities of daily living such as eating, bathing, grooming, dressing, toileting, ambulation and transfer. The term "assisted self-preservation" means the capacity of a resident to be evacuated from an assisted living facility to a designated

point of safety and within an established period of time as determined by the Office of Fire Safety Commissioner. Assisted self-preservation is a function of all of the following:

1. The condition of the individual,
2. The assistance that is available to be provided to the individual by the staff of the assisted living facility; and
3. The construction of the building in which the assisted living facility is housed, including whether such building meets the state fire safety requirements applicable to an existing health care occupancy.

2. That Unified Development Code Article II shall be amended as follows:

AMEND UDC Section 2.2.14 C-1 NEIGHBORHOOD COMMERCIAL; 2.2.15 C-2 GENERAL COMMERCIAL; and Table 2.2 Permissible and Conditional Uses as follows:

ADD

Assisted Living, Congregate housing as a conditional use.


REMOVE:

Assisted Living, Congregate housing as a business permitted use.

3. That any ordinance or parts of ordinance in conflict herewith are hereby repealed.

SO ORDAINED this 15th day of June, 2015.

CITY OF ALPHARETTA

By: 
David Belle Isle, Mayor



(SEAL)

Attest: 
City Clerk

First Reading 5/20/15

Second Reading 6/1/15

COUNCIL MEMBERS

