

THE 2010 CAR WASH ORDINANCE

AN ORDINANCE TO THE CITY OF DACULA, GA

WHEREAS, the City of Dacula is a Georgia municipal corporation; and

WHEREAS, the Mayor and Council are the governing authority of the City of Dacula; and

WHEREAS, the Mayor and Council are charged with the protection of the public health, safety and welfare to include water conservation; and

WHEREAS, in May 2009 the Metropolitan North Georgia Water Planning District passed measure 5.12 of the Water Supply and Water Conservation Management Plan to remain compliant with O.C.G.A 2-5-585 which requires water reclamation systems on all new, in-bay and conveyor commercial car washes located within the Metropolitan North Georgia Water Planning District; and

WHEREAS, the Mayor and Council wish to enact an ordinance to regulate and enforce requirements of measure 5.12 for water conservation:

NOW, THEREFORE, to accomplish the foregoing, the Mayor and Council of the City of Dacula, pursuant to their authority, do hereby adopt the City of Dacula's Car Wash Ordinance for new commercial car washes:

The City of Dacula's Car Wash Ordinance for new and/or upgraded commercial car washes to read as follows:

Conservation Measures Relating to the Installation of Commercial Car Washes

This ordinance requires new or upgraded commercial in-bay automatic or conveyor car washes, permitted and constructed after January 1, 2011 to install recycled water systems.

Section 1. General Provisions

1.1 Purpose and Intent

- (1) The purpose of this ordinance is to reduce water consumption from commercial car wash facilities by requiring all new and/or upgraded automatic in-bay and conveyor car washes to install operational recycled water systems.

1.2 Applicability

- (1) This ordinance applies to all new or upgraded in-bay automatic car washes and conveyor car washes permitted, constructed, or upgraded after January 1, 2011.
- (2) The provisions of this ordinance do not apply to in-bay car washes and conveyor commercial car washes that were permitted or constructed before January 1, 2011.
- (3) The provisions of this ordinance do not apply to self-service car washes.

Section 2. Definitions

2.1 The following words and phrases, whenever used in this ordinance, have the meaning defined in this section:

- (1) **"In-bay automatic car wash"** means a commercial car wash where the driver pulls into the bay and parks the car. The vehicle remains stationary while a machine moves back and forth over the vehicle to clean it, instead of the vehicle moving through the tunnel.
- (2) **"Conveyor car wash"** means a commercial car wash where the car moves on a conveyor belt during the wash. The driver of the vehicle can remain in the vehicle or wait outside of the vehicle.
- (3) **"Recycled water system"** means a water system that captures and reuses water, regardless of the source, previously used in wash or rinse cycles.
- (4) **"Self-service car wash"** means a commercial car wash where the customers wash their cars themselves with spray wands and brushes.

Section 3. Commercial Car Wash Water Recycling Requirement

3.1 All new or upgraded in-bay automatic car washes and conveyor car washes permitted and constructed after January 1, 2011 must install operational recycled water systems.

Section 4. Severability

- 4.1 Should any court of competent jurisdiction declare any section of this Ordinance invalid or unconstitutional, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof, which is not specifically declared to be invalid or unconstitutional.

Section 5. Repeal of Conflicting Provisions

- 5.1 All ordinances, parts of ordinances, or regulations in conflict herewith are repealed.

It is the intention of the Mayor and City Council of the City of Dacula, and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Code of Ordinances, City of Dacula, Georgia. The above Ordinance was read and approved by the Mayor and Council of the City of Dacula, Georgia on the

2nd day of September, 2010.

Councilmember Wendell Holcombe

Councilmember Gregory Reeves

Councilmember Susan Robinson

Councilmember Tim Montgomery

Jimmy Wilbanks, Mayor

Attest

Jim Osborn, City Administrator

SEAL



The City Dacula, Georgia