

**AN ORDINANCE BY COUNCILMEMBERS CARLA SMITH, NATALYN M. ARCHIBONG AND DUSTIN HILLIS AS AMENDED BY TRANSPORTATION COMMITTEE TO AMEND THE ATLANTA CITY CODE CHAPTER 138-STREETS, SIDEWALKS AND OTHER PUBLIC PLACES; ARTICLE IV. IMPROVEMENTS WITHIN THE RIGHT-OF-WAY; DIVISION 3. - SIDEWALKS, CURBS, CURBS AND GUTTERS AND DRIVEWAYS; SEC. 138-97 (B). - CONSTRUCTION OF SIDEWALKS, DRIVEWAYS AND CURBS IN MULTIFAMILY RESIDENTIAL, COMMERCIAL AND INDUSTRIAL ZONING DISTRICT TO REQUIRE NEW SIDEWALKS FOR PROPERTY IMPROVEMENTS WITH CONSTRUCTION COST EQUAL TO OR EXCEEDING \$100,000.00 OR EQUAL TO OR EXCEEDING 50% OF THE APPRAISED VALUE OF THE PROPERTY; AND FOR OTHER PURPOSES.►(HELD 9/26/18 BY THE COMMITTEE FOR FURTHER REVIEW AND ADDITIONAL INFORMATION.)**

WHEREAS, the City Code provides for the construction and maintenance of sidewalks on private property throughout the City for the safety and convenience of pedestrians; and

WHEREAS, sidewalks increase the livability of neighborhoods and encourages mobility and a healthy lifestyle; and

WHEREAS, as part of its Comprehensive Development Plan the City encourages walkability and connectivity throughout its neighborhoods; and

WHEREAS, the installation, maintenance and repair of sidewalks is the responsibility of individual property owner and represents a major property investment and enhances property values.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA,

SECTION 1. That Chapter 138-Streets, Sidewalks and Other Public Places; Article IV. Improvements Within the Right-Of-Way; Division 3.- Sidewalks, Curbs, Curbs and Gutters and Driveways; Sec. 138-97 (b) which currently reads as follows:

- (b) The requirements of subsection (a) of this section may be waived by the commissioner of public works upon a showing by the applicant of sufficient evidence that the proposed work includes only site improvements and no new construction of new occupiable space.

*Is hereby amended to read as follows*

- (b) For any building permit issued for construction costs that equals or exceeds \$100,000.00 and/or is 50% of the appraised value of any existing improvement as determined by the appraisal district in which the property is located, a new sidewalk shall be required consistent with the

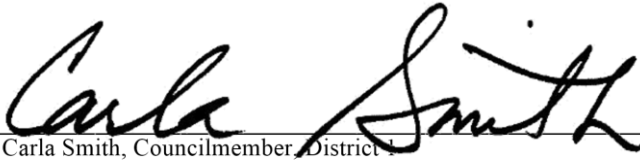
requirements of subsection (a) of this section. When the permit is for single family residential and is located within an existing subdivision where sidewalks already exist on more than 40% of the street frontage, then a sidewalk will be required. If no sidewalk exists on that street and no connections can be made, then sidewalks will not be required. This subsection and the provisions of subsection a may be waived by the commissioner of public works upon a showing by the applicant of sufficient evidence that an existing sidewalk has been installed within a reasonable time such that it meets the existing requirements for sidewalks and is not in disrepair.

**SECTION 2:** All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

**CITY COUNCIL  
ATLANTA, GEORGIA**

18-O-1585

**SPONSOR SIGNATURES**



Carla Smith, Councilmember, District 11

**CITY COUNCIL  
ATLANTA, GEORGIA**

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**Workflow List:**

Clerk of Council	Completed	09/18/2018 10:50 AM
Atlanta City Council	Completed	09/17/2018 1:00 PM
Transportation Committee	Completed	09/26/2018 10:30 AM
Atlanta City Council	Completed	10/01/2018 1:00 PM
Transportation Committee	Completed	10/10/2018 10:30 AM
Atlanta City Council	Completed	10/15/2018 1:00 PM
Transportation Committee	Completed	10/24/2018 10:30 AM
Atlanta City Council	Completed	11/05/2018 1:00 PM
Transportation Committee	Completed	11/14/2018 10:30 AM
Atlanta City Council	Completed	11/19/2018 1:00 PM
Transportation Committee	Completed	11/28/2018 10:30 AM
Atlanta City Council	Completed	12/03/2018 1:00 PM
Transportation Committee	Completed	12/12/2018 10:30 AM
Atlanta City Council	Completed	01/07/2019 1:00 PM
Transportation Committee	Completed	01/16/2019 10:30 AM
Atlanta City Council	Completed	01/22/2019 1:00 PM
Transportation Committee	Completed	01/30/2019 10:30 AM
Atlanta City Council	Completed	02/04/2019 1:00 PM
Transportation Committee	Completed	02/13/2019 10:30 AM
Atlanta City Council	Completed	02/18/2019 1:00 PM
Transportation Committee	Completed	02/27/2019 10:30 AM
Atlanta City Council	Completed	03/04/2019 1:00 PM
Transportation Committee	Completed	03/13/2019 10:30 AM
Atlanta City Council	Completed	03/18/2019 1:00 PM
Transportation Committee	Completed	03/27/2019 10:30 AM
Atlanta City Council	Completed	04/15/2019 1:00 PM
Transportation Committee	Completed	04/24/2019 10:30 AM
Atlanta City Council	Completed	05/06/2019 1:00 PM
Transportation Committee	Completed	05/15/2019 10:30 AM
Atlanta City Council	Completed	05/20/2019 1:00 PM
Transportation Committee	Completed	05/29/2019 10:30 AM
Atlanta City Council	Completed	06/03/2019 1:00 PM
Transportation Committee	Completed	06/12/2019 10:30 AM
Atlanta City Council	Completed	06/17/2019 1:00 PM
Transportation Committee	Completed	06/26/2019 10:30 AM
Atlanta City Council	Completed	07/01/2019 1:00 PM

Transportation Committee	Completed	07/10/2019 10:30 AM
Atlanta City Council	Completed	08/05/2019 1:00 PM
Transportation Committee	Completed	08/14/2019 10:50 AM
Atlanta City Council	Completed	08/19/2019 1:00 PM
Transportation Committee	Completed	08/28/2019 10:30 AM
Atlanta City Council	Completed	09/03/2019 1:00 PM
Transportation Committee	Completed	09/11/2019 10:30 AM
Atlanta City Council	Completed	09/16/2019 1:00 PM
Transportation Committee	Pending	09/25/2019 10:30 AM
Mayor's Office	Pending	

**HISTORY:**

09/17/18 Atlanta City Council REFERRED WITHOUT OBJECTION

<b>RESULT:</b>	<b>REFERRED WITHOUT OBJECTION</b>	
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09/26/18 Transportation Committee HELD IN COMMITTEE

<b>RESULT:</b>	<b>HELD IN COMMITTEE [UNANIMOUS]</b>	<b>Next: 10/1/2018 1:00 PM</b>
<b>MOVER:</b>	Carla Smith, District 1	
<b>SECONDER:</b>	Marci Collier Overstreet, District 11	
<b>AYES:</b>	Dickens, Archibong, Farokhi, Hillis, Matzigkeit, Overstreet, Smith	

10/01/18 Atlanta City Council RETURNED AS HELD

<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 10/10/2018 10:30 AM</b>
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10/10/18 Transportation Committee HELD IN COMMITTEE

<b>RESULT:</b>	<b>HELD IN COMMITTEE [UNANIMOUS]</b>	<b>Next: 10/15/2018 1:00 PM</b>
<b>AYES:</b>	Dickens, Archibong, Farokhi, Hillis, Matzigkeit, Overstreet, Smith	

10/15/18 Atlanta City Council RETURNED AS HELD

<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 10/24/2018 10:30 AM</b>
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10/24/18 Transportation Committee

11/05/18 Atlanta City Council RETURNED AS HELD

<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 11/14/2018 10:30 AM</b>
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11/14/18 Transportation Committee HELD IN COMMITTEE

<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 11/19/2018 1:00 PM</b>
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11/19/18 Atlanta City Council RETURNED AS HELD

<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 11/28/2018 10:30 AM</b>
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11/28/18 Transportation Committee HELD IN COMMITTEE

<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 12/3/2018 1:00 PM</b>
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12/03/18 Atlanta City Council RETURNED AS HELD

<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 12/12/2018 10:30 AM</b>
12/12/18	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 1/7/2019 1:00 PM</b>
01/07/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 1/16/2019 10:30 AM</b>
01/16/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 1/22/2019 1:00 PM</b>
01/22/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 1/30/2019 10:30 AM</b>
01/30/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 2/4/2019 1:00 PM</b>
02/04/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 2/13/2019 10:30 AM</b>
02/13/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 2/18/2019 1:00 PM</b>
02/18/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 2/27/2019 10:30 AM</b>
02/27/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 3/4/2019 1:00 PM</b>
03/04/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 3/13/2019 10:30 AM</b>
03/13/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 3/18/2019 1:00 PM</b>
03/18/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 3/27/2019 10:30 AM</b>
03/27/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 4/15/2019 1:00 PM</b>
04/15/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 4/24/2019 10:30 AM</b>
04/24/19	Transportation Committee	HELD IN COMMITTEE

<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 5/6/2019 1:00 PM</b>
05/06/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 5/15/2019 10:30 AM</b>
05/15/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 5/20/2019 1:00 PM</b>
05/20/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 5/29/2019 10:30 AM</b>
05/29/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 6/3/2019 1:00 PM</b>
06/03/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 6/12/2019 10:30 AM</b>
06/12/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 6/17/2019 1:00 PM</b>
06/17/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 6/26/2019 10:30 AM</b>
06/26/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 7/1/2019 1:00 PM</b>
07/01/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 7/10/2019 10:30 AM</b>
07/10/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 8/5/2019 1:00 PM</b>
08/05/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 8/14/2019 10:50 AM</b>
08/14/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 8/19/2019 1:00 PM</b>
08/19/19	Atlanta City Council	RETURNED AS HELD
<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 8/28/2019 10:30 AM</b>
08/28/19	Transportation Committee	HELD IN COMMITTEE
<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 9/3/2019 1:00 PM</b>
09/03/19	Atlanta City Council	RETURNED AS HELD

<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 9/11/2019 10:30 AM</b>
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09/11/19

Transportation Committee

HELD IN COMMITTEE

<b>RESULT:</b>	<b>HELD IN COMMITTEE [UNANIMOUS]</b>	<b>Next: 9/16/2019 1:00 PM</b>
<b>AYES:</b>	Dickens, Westmoreland, Farokhi, Ide, Sheperd, Overstreet, Smith	

<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 9/25/2019 10:30 AM</b>
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AN ORDINANCE BY COUNCILMEMBERS CARLA SMITH, NATALYN M. ARCHIBONG AND DUSTIN HILLIS AS AMENDED BY TRANSPORTATION COMMITTEE TO AMEND THE ATLANTA CITY CODE CHAPTER 138-STREETS, SIDEWALKS AND OTHER PUBLIC PLACES; ARTICLE IV. IMPROVEMENTS WITHIN THE RIGHT-OF-WAY; DIVISION 3. - SIDEWALKS, CURBS, CURBS AND GUTTERS AND DRIVEWAYS; SEC. 138-97 (B). - CONSTRUCTION OF SIDEWALKS, DRIVEWAYS AND CURBS IN MULTIFAMILY RESIDENTIAL, COMMERCIAL AND INDUSTRIAL ZONING DISTRICT TO REQUIRE NEW SIDEWALKS FOR PROPERTY IMPROVEMENTS WITH CONSTRUCTION COST EQUAL TO OR EXCEEDING \$100,000.00 OR EQUAL TO OR EXCEEDING 50% OF THE APPRAISED VALUE OF THE PROPERTY; AND FOR OTHER PURPOSES.

VOTE RECORD - ORDINANCE 18-O-1585						
<input type="checkbox"/> ADOPTED <input type="checkbox"/> ADVERSED <input type="checkbox"/> FAVORABLE <input type="checkbox"/> ACCEPTED AND FILED <input type="checkbox"/> FIRST READING <input type="checkbox"/> SECOND READING <input type="checkbox"/> THIRD READING <input type="checkbox"/> FOURTH READING <input type="checkbox"/> FIFTH READING <input type="checkbox"/> REFERRED TO COMMITTEE <input type="checkbox"/> HELD IN COMMITTEE <input type="checkbox"/> TABLED <input type="checkbox"/> DEFERRED <input type="checkbox"/> RECONSIDERED <input type="checkbox"/> FILED <input type="checkbox"/> ADOPTED AS AMENDED <input type="checkbox"/> AMENDED <input type="checkbox"/> ACCEPTED <input type="checkbox"/> SUBSTITUTED <input type="checkbox"/> AMENDED SUBSTITUTE <input type="checkbox"/> FILED BY COMMITTEE <input type="checkbox"/> REFERRED TO ZRB AND ZC <input type="checkbox"/> REFERRED WITHOUT OBJECTION <input type="checkbox"/> ADOPTED ON SUBSTITUTE <input type="checkbox"/> ADOPTED SUBSTITUTE AS AMENDED <input type="checkbox"/> FORWARDED WITH NO RECOMMENDATI <input type="checkbox"/> REFERRED TO SC <input type="checkbox"/> FILED WITHOUT OBJECTION <input type="checkbox"/> FAILED <input type="checkbox"/> FORWARDED TO FC/NQ						
			YES/AYE	NO/NAY	ABSTAIN	ABSENT
	MICHAEL JULIAN BOND		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	MATT WESTMORELAND		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANDRE DICKENS		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CARLA SMITH		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	AMIR R FAROKHI		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANTONIO BROWN		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CLETA WINSLOW		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	NATALYN MOSBY ARCHIBONG		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JENNIFER N IDE		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	HOWARD SHOOK		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JP MATZIGKEIT		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DUSTIN HILLIS		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANDREA L BOONE		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	MARCI COLLIER OVERSTREET		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JOYCE M SHEPERD		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

<ul style="list-style-type: none"><li><input type="checkbox"/> FAVORABLE ON SUBSTITUTE</li><li><input type="checkbox"/> FAVORABLE/SUB/AMENDED</li><li><input type="checkbox"/> FAVORABLE/SUB/AMND/COND</li><li><input type="checkbox"/> FAVORABLE/AMND/COND</li><li><input type="checkbox"/> FAVORABLE AS AMENDED</li><li><input checked="" type="radio"/> RETURNED AS HELD</li><li><input type="checkbox"/> FAVORABLE ON CONDITION</li><li><input type="checkbox"/> FAVORABLE/SUB/CONDITION</li><li><input type="checkbox"/> QUADRENNIALY TERMINATED</li><li><input type="checkbox"/> QUESTION CALLED</li><li><input type="checkbox"/> ROUTED TO COW</li><li><input type="checkbox"/> SUSTAINED</li><li><input type="checkbox"/> OVERRIDEN</li><li><input type="checkbox"/> NOT ACCEPTED BY COMMITTEE</li><li><input type="checkbox"/> SUSTAINED W/O OBJECTION</li><li><input type="checkbox"/> TABLED W/O OBJECTION</li><li><input type="checkbox"/> HELD IN COW</li></ul>	
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Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	