

AN ORDINANCE BY *Natalyn Archibong*
COUNCILMEMBER NATALYN ARCHIBONG

AN ORDINANCE AMENDING PART III - CODE OF ORDINANCE - LAND DEVELOPMENT CODE - APPENDIX A - BUILDING CODE AMENDMENTS - CHAPTER 1 - ADMINISTRATION - SECTION 105.3 ENTITLED "DISREGARD OF NOTICE" FOR THE PURPOSE OF SPECIFYING THE LENGTH OF TIME IN WHICH AN INDIVIDUAL SHALL COMPLY WITH NOTICE FROM THE OFFICE OF BUILDINGS TO REMOVE OR REPAIR AN UNSAFE BUILDING OR STRUCTURE; AND FOR OTHER PURPOSES.

WHEREAS, Section 105.3 of the Land Development Code entitled "Disregard of Notice" (the "Code Section"), provides that an individual served with notice or order from the Director of the Office of Buildings to remove or repair an unsafe structure; and

WHEREAS, in part, the Code Section states that "if the person served with a notice or order to remove or repair an unsafe building or structure should fail within a reasonable time as set by the Director..."; and

WHEREAS, it is in the best interest of the City to provide a specific timetable in which a person should act to remedy an unsafe building or structure in which they own.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That Part III- Land Development Code, Appendix A- Building Code Amendments, Chapter 1- Administration, Section 105.3 entitled "Disregard of Notice" shall be amended so that Section 105.3 shall now read (new language indicated in bold):

105.3. DISREGARD OF NOTICE.

If the person served with a notice or order to remove or repair an unsafe building or structure should fail within **90 days to apply for a building or demolition permit in order** to comply with the requirements thereof, such failure shall constitute an offense. The Director shall institute an appropriate action in the courts to compel a compliance. The City Attorney or other prosecuting authority may also institute proper actions against the owner for failure to comply with the requirements of this code section, pursuant to Section 105.7.

SECTION 2: That all ordinances and parts of ordinances in conflict herewith are hereby repealed for purposes of this ordinance only, and only to the extent of the conflict.

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(Do Not Write Above This Line)

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- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 9/2/14
 Referred To: CD/HR
 Date Referred _____
 Referred To: _____
 Date Referred _____
 Referred To: _____

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee _____
 Date _____
 Chair _____
 Action
 Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____

 Refer To _____

Committee _____
 Date _____
 Chair _____
 Action
 Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____

 Refer To _____

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Readings
 Consent V Vote RC Vote

CERTIFIED

MAYOR'S ACTION