

STATE OF GEORGIA
COUNTY OF FULTON

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANDY SPRINGS,
GEORGIA, TO AUTHORIZE SUSPENSION OF ORDINANCE PROVISIONS THAT
REQUIRE CONSTRUCTION OF A SIDEWALK IN CONNECTION WITH
CONSTRUCTION OF A NEW SINGLE FAMILY HOME**

WHEREAS, in October, 2014, the City Council (“City Council”) for the City of Sandy Springs (“City”) adopted provisions in Sections 50-30 and 103-80 of the Code of Ordinances (“Code”) requiring that all new development and redevelopment in the City construct sidewalks along the road frontage of the property unless there is a unique “hardship” related to the property; and

WHEREAS, since adoption of the sidewalk requirements provided in Sections 50-30 and 103-80 of the Code, there have been a number of new sidewalk sections constructed; however there have been many requests to waive the sidewalk requirement for reasons not related to a unique hardship; and

WHEREAS, there appears to be misinterpretation and concern about the intent of the sidewalk requirements in Sections 50-30 and 103-80 of the Code; and

WHEREAS, in an effort to clarify intent, City Council amended Sections 50-30 and 103-80 in August, 2015 to provide that sidewalks are not required for construction of any new single family home unless such single family home is adjacent to a road on the Sidewalk Master Plan network; and

WHEREAS, even with the amendment to Sections 50-30 and 103-80, many potential new sidewalk sites are requesting waivers; and

WHEREAS, there is ongoing discussion of staff and City Council regarding the Sidewalk Master Plan and concern about sidewalk requirements with respect to individual property owners to construct sidewalk sections; and

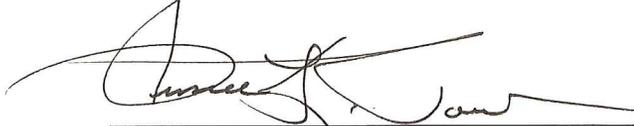
WHEREAS, in addition to staff and City Council discussion regarding the Sidewalk Master Plan, a study of impact fees is underway, with consideration being given to funding new sidewalk construction through collection of impact fees; and

WHEREAS, in order to effectively evaluate the Sidewalk Master Plan and investigate the use of impact fees to fund new sidewalk construction, staff desires a suspension of the requirement for sidewalk construction in connection with the construction of new single family homes in all locations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA, AND IT IS RESOLVED BY THE AUTHORITY OF SAID COUNCIL THAT the requirement for sidewalk construction in connection with the construction of new single family homes, as provided in Sections 50-30 and 103-80 of the Code, is hereby suspended in all locations until such time as staff and City Council have fully evaluated the Sidewalk Master Plan, the impact fee study is completed and approved by City Council, and a permanent decision with respect to sidewalk construction for new single family homes has been made.

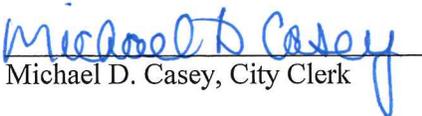
RESOLVED this the 5th day of January, 2016.

Approved:



Russell K. Paul, Mayor

Attest:


Michael D. Casey, City Clerk

(Seal)

