

ORDINANCE NO. 2016-4

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE
CITY OF VALDOSTA, GEORGIA, AMENDING THE TEXT OF THE
CITY OF VALDOSTA LAND DEVELOPMENT REGULATIONS (LDR),
PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE**

WHEREAS, the City of Valdosta has proposed and initiated the request of certain amendments to the City of Valdosta Land Development Regulations (LDR) (File No. VA-2016-02); and

WHEREAS, official notices have been given and publications have been made pursuant to O.C.G.A. 36-66-4, and Section 242-4 of the City of Valdosta Land Development Regulations (LDR); and

WHEREAS, a public hearing was held by the Greater Lowndes Planning Commission on January 25, 2016, and said Planning Commission has rendered a recommendation to the Mayor and Council of the City of Valdosta; and

WHEREAS, the Mayor and Council of the City of Valdosta has considered this request and the recommendation of the Planning Commission, at a public hearing pursuant to said official notices and publications; and

WHEREAS, Mayor and Council of the City of Valdosta finds the proposed LDR amendments to be consistent with the City's adopted Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Valdosta, Georgia, and it is hereby ordained by the authority of same, that the City of Valdosta Land Development Regulations (LDR) is hereby by amended as follows:

Section 1. LDR Chapter 222 Off-Street Parking, Section 222-2 Parking Space Requirements, is hereby amended by deleting sub-Section 222-2(B) Maximum Parking Requirements in its entirety.

Section 2. LDR Chapter 234 Non-conforming Situations, Section 234-3 Non-conforming Use of Land, Buildings and Structures, is hereby amended by deleting sub-section (A) in its entirety, and replacing it with a new sub-section (A) as follows:

(A) Such uses of land, buildings, and structures may be continued, but no such use which has been discontinued for a continuous period of 12 months shall be reestablished unless such cessation is a direct result of governmental action impeding access to the property.

Section 3. LDR Chapter 234 Non-conforming Situations, Section 234-5 Non-Conforming Uses Requiring a Conditional Use Permit, is hereby deleted in its entirety and replaced with a new Section 234-5 as follows:

Section 234-5 Non-conforming Uses Requiring a Conditional Use Permit

No non-conforming use, building or structure requiring a Conditional Use Permit under the terms of Title 2, including any use, building or structure that was authorized as of right prior to the adoption of the LDR but would require a Conditional Use Permit upon the adoption of the LDR, shall be enlarged, expanded, moved, or otherwise altered in any manner except after application for and approval of the now- required Conditional Use Permit. Normal repair and maintenance of buildings and structures is authorized without the need for a Conditional Use Permit. No such use, building, or structure that has been discontinued for a continuous period of 12 months shall be reestablished unless such cessation is a direct result of governmental action impeding access to the property.

Section 4. LDR Chapter 310 Stormwater Management, Section 310-13 Stormwater Management Plan Requirements, is hereby amended by deleting sub-section 310-13(C)(3) in its entirety, and replacing it with a new sub-section 310-13(C)(3) as follows:

(3) Existing conditions hydrologic analysis. The existing condition hydrologic analysis for stormwater runoff rates, volumes, and velocities, which shall include: a topographic map of existing site conditions for the subject parcel with the drainage basin boundaries indicated; acreage, soil types, and land cover of areas for each sub-basin affected by the project; all perennial and intermittent streams and other surface water features; all existing stormwater conveyances and structural control facilities; direction of flow and exits from the site; analysis of runoff provided by off-site areas upstream of the project site; and methodologies, assumptions, site parameters and supporting design calculations used in analyzing the existing conditions site hydrology. For new developments, the base date shall be the year in which this article was originally adopted. For redevelopment sites of less than 5,000 square feet of impervious, the predevelopment conditions are to not make the stormwater runoff rates, volumes and velocities any worse than they currently exist.

Section 5. All Ordinances or parts of Ordinances, in conflict herewith, are to the extent of such conflict hereby repealed.

Section 6. If any word, phrase, section, or other portion of this Ordinance is declared or adjudged to be invalid or unconstitutional by any Court of competent jurisdiction, then such declaration or adjudication shall not affect the remaining words, phrases, sections, or other portions of this Ordinance, which shall remain of full force and effect as if such word, phrase, section or other portion so declared or adjudged

invalid or unconstitutional were not originally a part of this Ordinance. It is hereby declared to be the intent of the Mayor and Council of the City of Valdosta, Georgia, to provide for separate and devisable parts, and to this end the provisions of this Ordinance are declared severable. Said Mayor and Council hereby declares that it would have still enacted the remaining words, phrases, sections, or other portions of this Ordinance that are not so declared or adjudged to be invalid or unconstitutional.

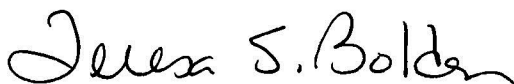
Section 7. This Ordinance shall become effective immediately upon passage.

Duly passed and adopted by the Mayor and Council of the City of Valdosta, Georgia, this 11th day of February, 2016.



Mayor

ATTEST:



Clerk of Council