

## **“A M E N D E D”**

### **A G E N D A**

#### **REGULAR MEETING OF MAYOR AND COUNCIL OF AUGUST 15, 2016**

6:00 P.M. Work Session

- City Managers Report
- Discussion of “Walk with a DOC” Program – Councilman Antoine
- Executive Session – Real Estate & Personnel Discussion

I. Call to Order – 7:00 p.m. – Mayor David Lockhart

II. Invocation

III. Pledge of Allegiance

IV. Roll Call

V. Comment Period

VI. Approval of Minutes

1. Work Session of Mayor and Council of August 1, 2016
2. Regular Meeting of Mayor and Council of August 1, 2016
3. Special Called Meeting of Mayor and Council of August 8, 2016

VII. Agenda Items

1. Consider a Resolution by the Mayor and City Council of the City of Forest Park, Georgia to adopt rental fees for certain city-owned facilities; to repeal conflicting resolutions; to provide an effective date; and for other purposes.
2. Consider an Ordinance to amend Article B (“Fire Prevention Code and Safety Standards”) of Chapter 2 (“Fire Prevention and Protection”) of Title 4 (Police and Fire Services”) the code of ordinances, City of Forest Park, Georgia by removing certain requirements relating to fire sprinkler systems; to provide for severability; to repeal conflicting ordinances; to provide an effective date; and for other purposes.

VIII. Legal Matters

IX. Comments by Governing Body

X. Adjournment

Note: The next city council meeting will be held Tuesday, September 6, 2016.

## MINUTES

### WORK SESSION OF MAYOR AND COUNCIL OF AUGUST 1, 2016

Call to Order: The Work Session of Mayor and Council of August 1, 2016 was called to order by Mayor David Lockhart at 6:00 p.m.

Present: Mayor David Lockhart and Council Members Latresa Wells, Sandra Bagley, Allan Mears, Tommy Smith and Dabouze Antoine.

Also present were City Manager Al Wiggins, Director of Finance Mike Blandenburg, Director of Public Works Jeff Eady, Director of Planning and Zoning Jonathan Jones, Major Jamie Reynolds, Deputy Director of Recreation and Leisure Services Sharon Smith, Management Analyst Angela Redding and City Attorney John O'Neal.

Agenda Items: There was no discussion concerning the agenda items.

Mayor Lockhart asked for a motion to enter into Executive Session.

Ms. Bagley made a motion to enter into Executive Session to discuss litigation, seconded by Mr. Mears. Voting for the motion was unanimous.

Mr. Mears made a motion to reconvene the Work Session, seconded by Mr. Smith. Voting for the motion was unanimous.

Agenda Items: Mayor Lockhart stated there is a Resolution with respect to police employee contracts. Mayor Lockhart explained the City has been entering into these contracts with police officers for a number of years since we pay for their training and this Resolution makes it clear the Chief of Police is authorized to enter into those employment contracts.

*Joint Meeting with Development Authority:* Mayor Lockhart stated the last Development Authority that occurred met with several real estate agencies that submitted proposals to assist with marketing properties. Mr. Wiggins suggested we have a joint meeting with City Council and the Development Authority to work together in the same direction. Mr.

Wiggins stated it was important for Mayor and Council to provide clear direction to the Development Authority for the purpose of discussing how we move forward with liquidating, selling, or leasing city owned property. Mayor Lockhart asked this item be added to the regular agenda to set a time.

*Millage Rate and Homestead Exemption:* Mr. Blandenburg explained assessed value of property is actually 40% of the fair market value. The millage rate is an amount of tax dollars per thousand dollars of value. He stated in 2015 the tax rate was set at 14.743. Property taxes billed in 2015 was \$6.7 million dollars. He stated there is a proposed property tax increase of 2 mills. He stated only homeowners not claiming homestead exemption or renting the property would be affected by the increase.

*Fee Schedule/Main Street:* Mr. Wiggins stated at the last council meeting it was discussed that we have a fee schedule for the Main Street Community Center. Ms. Sharon Smith presented proposed fees for 696 Main Street and 850 Main Street. We are not currently renting 696 Main Street. The proposed fees include opening and closing and clean up of the facilities. She stated they have a Monday thru Friday set-up and also changed hours to 8:30 am to 4 pm and from 5 pm to 9 pm except on Saturdays which would be 9 am to 10 pm. Mr. Wiggins stated fees were reduced at 850 Main Street approximately 20% to 30% and seem more than competitive. Mr. Wiggins stated the fees are proposed only and not for action tonight. They will be considered at the next meeting. Mr. Wiggins asked if Council would like to address the issue of alcohol being served on site.

*Main Street Update:* Ms. Redding stated on June 6<sup>th</sup> Council authorized to sign a purchase/sale agreement for 1141 Main Street. Since that time, there have been title issues but hope to have that matter cleared up soon. We have started Phase 1 of the Environmental Study because we must get an assessment of the property and are hoping to have those reports soon. She stated Phase 2 of the project begins at Ash Street and continues down Courtney to Main Street and Jonesboro Road. She stated we have reached out to the engineers and asked for right-of-way drawings for the area between College Street, Ash and Phillips Drive to begin scheduling meetings with those property owners.

Adjournment: Ms. Wells made a motion to adjourn, seconded by Mr. Smith. Voting for the motion was unanimous.

## MINUTES

### REGULAR MEETING OF MAYOR AND COUNCIL OF AUGUST 1, 2016

Call to Order: The Regular Meeting of Mayor and Council of August 1, 2016 was called to order by Mayor David Lockhart at 7:20 p.m.

Invocation: The invocation was given by Justin Cook of the Forest Park Ministers Association followed by the Pledge of Allegiance to the American Flag.

Roll Call: Mayor David Lockhart and Council Members Latresa Wells, Sandra Bagley, Allan Mears, Tommy Smith and Dabouze Antoine.

Also present were City Manager Al Wiggins, Director of Finance Mike Blandenburg, Director of Public Works Jeff Eady, Director of Planning and Zoning Jonathan Jones, Major Jamie Reynolds, Deputy Director of Recreation and Leisure Services Sharon Smith, Management Analyst Angela Redding and City Attorney John O'Neal.

Comment Period: Lawanda Folomi – stated the Kiwanis Stadium was not included in the previous discussion of rentals and asked that be considered. She also stated they are short staffed at the Health Department and it should be addressed. She also stated the Bridal Show was outstanding and thanked Ms. Tiffanie Robinson and Bruce Robinson and all of the volunteers.

Approval of Minutes: Ms. Wells made a motion to approve the minutes of the Work Session and Regular Meeting of July 18<sup>th</sup>, seconded by Mr. Smith. Voting for the motion was unanimous.

Mayor Lockhart stated during the Work Session the agenda was amended to add the discussion of the settlement offer and Resolution with respect to police employee contracts but did not specify the order.

Settlement Agreement: Ms. Wells made a motion to authorize the City Attorney to communicate an offer to settle Robert Ferrell's case in the amount of \$8,500, seconded by Ms. Bagley. Voting for the motion was unanimous.

Mayor Lockhart stated in regard to the Resolution presented, (Resolution by the Mayor and Council of the City of Forest Park, Georgia to authorize the Director of Police Services, or his or her Designee, to enter into contracts with employees of the Police Department; to authorize the Director of Police Services or his or her designee, to take any actions necessary to enforce such contracts; and for all other purposes necessary to effectuate this intent) it is an older version and it was his recommendation to table this until the next meeting.

Mr. Mears made a motion to table this Resolution, seconded by Mr. Smith. Voting for the motion was unanimous.

Mayor Lockhart asked for an amendment to the agenda to add the discussion of the joint meeting with the Development Authority.

Mtg. with  
Development  
Authority:

Ms. Bagley made a motion to add to the agenda, discussion of a joint meeting with the Development Authority, seconded by Ms. Wells. Voting for the motion was unanimous.

Mayor Lockhart recommended a Special Meeting next Monday to meet with the Development Authority and also to consider the correct Resolution which was previously tabled.

Mr. Mears made a motion to call a Special Meeting of the Governing Body on Monday, August 8, 2016 at 6:00 p.m. to meet with the Development Authority and consider the Resolution, seconded by Mr. Smith. Voting for the motion was unanimous.

Resolution:  
License  
Agreement  
Creekside  
Christian:

Request was made to consider a Resolution by the City Council of the City of Forest Park authorizing the Mayor to execute a License Agreement with Creekside Christian Academy for the use of Forest Park Indoor Pool for the dates specified: September 27, 2016 through February 2, 2017; to conduct swim practices for their Swim Program; to provide for severability; to provide an effective date; and for other purposes.

Mr. Mears made a motion to approve this Resolution, seconded by Ms. Wells. Voting for the motion was unanimous.

Resolution:

Request was made to consider a Resolution by the City

License  
Agreement-  
Henry Co.  
Schools:

Council of the City of Forest Park authorizing the Mayor to execute a License Agreement with Henry County Schools for the use of Forest Park Indoor Pool for the dates specified; October 18, 2016 through February 2, 2017, to conduct swim practices for their swim program; to provide for severability; to provide an effective date; and for other purposes.

Mr. Mears made a motion to approve the Resolution, seconded by Mr. Smith. Voting for the motion was unanimous.

Ordinance:  
Community  
Economic  
Planning  
Assistance  
Grant:

Request was made to consider an Ordinance by the City Council of the City of Forest Park authorizing the Mayor to sign and accept a Community Economic Planning Assistance Grant for fiscal year 2017 from the Department of Defense Office of Economic Adjustment for the Environmental Consultant for Fort Gillem and to appropriate the matching funds from the transfer to Fund Line Item 100-22-1510-61-1001; to provide for severability; to repeal all Ordinances and parts of Ordinances in conflict herewith; to provide an effective date; and for other purposes.

Ms. Wells made a motion to adopt the Ordinance, seconded by Mr. Smith. Voting for the motion was unanimous.

Ms. Wells made a motion to remove from the table the Resolution by the Mayor and Council of the City of Forest Park, Georgia to authorize the Director of Police Services, or his or her Designee, to enter into contracts with employees of the Police Department; to authorize the Director of Police Services or his or her designee, to take any actions necessary to enforce such contracts; and for all other purposes necessary to effectuate this intent, seconded by Mr. Smith. Voting for the motion was unanimous.

Mr. Smith made a motion to adopt the Resolution, seconded by Ms. Bagley. Voting for the motion was unanimous.

Mayor Lockhart asked that a motion be made to revise the agenda for the upcoming Special Meeting so it only reflects a meeting with the Development Authority.

Mr. Smith made a motion to revise the agenda for the Special Called Meeting of August 8<sup>th</sup> to only include meeting with the Development Authority, seconded by Ms. Wells. Voting for the motion was unanimous.

Adjournment: Ms. Wells made a motion to adjourn, seconded by Mr. Smith.  
Voting for the motion was unanimous.



## MINUTES

### SPECIAL CALLED MEETING OF MAYOR AND COUNCIL OF AUGUST 8, 2016

Call to Order: The Special Called Meeting of Mayor and Council of August 8, 2016 was called to order by Mayor David Lockhart at 6:00 p.m.

Present: Mayor David Lockhart and Councilmembers Tommy Smith, Allan Mears, Sandra Bagley, Latresa Wells and Dabouze Antoine.

Also present were City Manager Al Wiggins, Director of Finance Mike Blandenburg and Management Analyst Angela Redding.

Development Authority: Ms. Pamela Lake called the Development Authority Meeting to order.

Present were Chairperson Pamela Lake and members Don Wright, Roy Lunsford, Frank Brandon, Lois Wright and Felicia Davis.

Ms. Felicia Davis submitted her resignation on the Development Authority.

Mayor Lockhart stated at the last Development Authority Meeting realtors were scheduled to discuss the marketing of Forest Park properties, mainly the Main Street corridor. It has been suggested that Mayor and Council meet with the Development Authority to make sure everyone has the same goal.

Mayor Lockhart explained everyone was in agreement that they would like to see real walkable development, a mix between retail and eateries, other trendy establishments that would draw outsiders to Forest Park.

Mr. Wiggins stated he would like to discuss the overall plan, either dispose, utilize or prepare a management plan for properties on Main Street. He stated the Development Authority is the custodian of the majority of our city owned properties.

Mr. Wiggins stated from a staff level moving forward, the framework is already in place with our Main Street Design Guidelines and zoning allows for mixed use development. He indicated that this area is a tax allocation district in which we have been collecting funds that allows us to use those funds for the development of Main Street.

Mayor Lockhart stated it was his recommendation for us to engage the professionals to give us a market analysis.

Mr. Wiggins stated regardless of what our vision is for Main Street, it is prudent of us to consult with a professional firm that would either conduct a feasibility study or market analysis. Mr. Wiggins stated he would like to put a request for qualifications out and based upon the focus of Main Street, what type of businesses is Main Street right for.

Mr. Wiggins stated a market analysis is our platform and this could also be used for other projects.

It was the consensus of both the Mayor and Council and Development Authority, that Mr. Wiggins place an RFQ for bids for a firm to conduct a market analysis and present those bids once received.

Adjournment: Ms. Wells made a motion to adjourn the Special Called Meeting, seconded by Mr. Smith. Voting for the motion was unanimous.

Mr. Wright made a motion to adjourn the Development Authority meeting, seconded by Mr. Lunsford. Voting for the motion was unanimous.

**STATE OF GEORGIA**  
**CITY OF FOREST PARK**

**RESOLUTION \_\_\_\_\_**

A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FOREST PARK, GEORGIA TO ADOPT RENTAL FEES FOR CERTAIN CITY-OWNED FACILITIES; TO REPEAL CONFLICTING RESOLUTIONS; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**WHEREAS**, the governing authority of the City of Forest Park, Georgia ("City") is the Mayor and Council thereof; and

**WHEREAS**, the Mayor and Council deem it appropriate to set rental fees for certain city-owned facilities located at 850 Main Street, Forest Park, Georgia 30236 and 696 Main Street, Forest Park, Georgia 30236; and

**WHEREAS**, Section 7-1-2 and Section 7-1-3 of the City's Code of Ordinances permit the Mayor and Council to set applicable rental fees for city-owned facilities from time to time; and

**WHEREAS**, the fee schedule contained herein would benefit the health, safety, morals and welfare of the citizens of the City.

**BE IT AND IT IS HEREBY RESOLVED** by the Mayor and Council of the City of Forest Park, Georgia, and by the authority thereof, that there is hereby adopted a fee schedule for the rental of City facilities located at 850 Main Street, Forest Park, Georgia 30236 and 696 Main Street, Forest Park, Georgia 30236, which fee schedule is attached hereto as Exhibit "A" and incorporated herein by reference.

**RESOLVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**CITY OF FOREST PARK, GEORGIA**

\_\_\_\_\_  
**David Lockhart, Mayor**

\_\_\_\_\_  
Tommy Smith  
Mayor Pro-tempore (Ward One)

\_\_\_\_\_  
Dabouze Antoine  
Councilmember, Ward Two

\_\_\_\_\_  
Sandra Bagley  
Councilmember, Ward Three

\_\_\_\_\_  
Latresa Akins  
Councilmember, Ward Four

\_\_\_\_\_  
Allan Mears  
Councilmember, Ward Five

**ATTEST:**

\_\_\_\_\_  
**Mike Blandenburg**, City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Steven Fincher**, City Attorney

"Exhibit A"

**Fees for Rental of 850 Main Street & 696 Main Street**

Reservations are accepted in four (4) hour segments. The cost of additional hours are: \$15 per hour for residents and \$25 per hour for non-residents.

**850 Main Street**

Monday -Friday

8:30am-4pm (4hrs)	Resident	\$175	Non-Resident	\$250
5pm- 9pm	Resident	\$250	Non-Resident	\$325

Saturday

9am-10pm (4hrs)	Resident	\$290	Non-Resident	\$390
-----------------	----------	-------	--------------	-------

Sundays

12-5pm	Resident	\$290	Non-Resident	\$390
--------	----------	-------	--------------	-------

**696 Main Street**

Monday-Friday

8:30am-4pm (4hrs)	Resident	\$250	Non-Resident	\$350
5pm-9pm	Resident	\$350	Non-Resident	\$450

Saturdays

9am-10pm	Resident	\$400	Non-Resident	\$500
----------	----------	-------	--------------	-------

Sundays	Resident	\$400	Non-Resident	\$500
---------	----------	-------	--------------	-------

Security Deposit of \$250 is required.

**STATE OF GEORGIA**  
**CITY OF FOREST PARK**

ORDINANCE 2016-\_\_\_\_

AN ORDINANCE TO AMEND ARTICLE B ("FIRE PREVENTION CODE AND SAFETY STANDARDS") OF CHAPTER 2 ("FIRE PREVENTION AND PROTECTION") OF TITLE 4 ("POLICE AND FIRE SERVICES") OF THE CODE OF ORDINANCES, CITY OF FOREST PARK, GEORGIA BY REMOVING CERTAIN REQUIREMENTS RELATING TO FIRE SPRINKLER SYSTEMS; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**WHEREAS**, the duly elected governing body of the City of Forest Park (the "City") is the Mayor and Council thereof; and

**WHEREAS**, the City desires to promote economic growth, development and revitalization; and

**WHEREAS**, the City desires to remove superfluous barriers in order to achieve said objectives; and

**WHEREAS**, the health, safety, and welfare of the citizens of the City will be positively impacted by the adoption of this Ordinance.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF FOREST PARK, GEORGIA**, and by the authority thereof:

**Section 1:** Section 4-2-27 ("Sprinkler Regulation Definitions") of Article B ("Fire Prevention Code And Safety Standards") of Chapter 2 ("Fire Prevention And Protection") of Title 4 ("Police And Fire Services") of the Code of Ordinances of the City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and substituting the following in lieu thereof:

"Sec. 4-2-27. – Reserved."

**Section 2.** Section 4-2-28 ("Authority") of Article B ("Fire Prevention Code And Safety Standards") of Chapter 2 ("Fire Prevention And Protection") of Title 4 ("Police And Fire Services") of the Code of Ordinances of the City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and substituting the following in lieu thereof:



“Sec. 4-2-28. – Reserved.”

**Section 3.** Section 4-2-29 (“Sprinkler Installation Requirements”) of Article B (“Fire Prevention Code And Safety Standards”) of Chapter 2 (“Fire Prevention And Protection”) of Title 4 (“Police And Fire Services”) of the Code of Ordinances of the City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and substituting the following in lieu thereof:

“Sec. 4-2-29. – Reserved.”

**Section 4.** Section 4-2-30 (“Exemption And Substitution Of Other Fire Protection Equipment”) of Article B (“Fire Prevention Code And Safety Standards”) of Chapter 2 (“Fire Prevention And Protection”) of Title 4 (“Police And Fire Services”) of the Code of Ordinances of the City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and substituting the following in lieu thereof:

“Sec. 4-2-30. – Reserved.”

**Section 5.** Section 4-2-31 (“Maintenance”) of Article B (“Fire Prevention Code And Safety Standards”) of Chapter 2 (“Fire Prevention And Protection”) of Title 4 (“Police And Fire Services”) of the Code of Ordinances of the City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and substituting the following in lieu thereof:

“Sec. 4-2-31. – Reserved.”

**Section 6.** Section 4-2-33 (“Appeals”) of Article B (“Fire Prevention Code And Safety Standards”) of Chapter 2 (“Fire Prevention And Protection”) of Title 4 (“Police And Fire Services”) of the Code of Ordinances of the City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and substituting the following in lieu thereof:

“Sec. 4-2-33. – Reserved.”

**Section 7.** Section 4-2-34 (“Standard Of Review”) of Article B (“Fire Prevention Code And Safety Standards”) of Chapter 2 (“Fire Prevention And Protection”) of Title 4 (“Police And Fire Services”) of the Code of Ordinances of the City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and substituting the following in lieu thereof:

“Sec. 4-2-34. – Reserved.”

**Section 8.** The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

**Section 9.** This Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City.

**Section 10.** (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

**Section 11.** All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

**Section 12.** The effective date of this Ordinance shall be the date of adoption unless otherwise stated herein.



**ORDAINED** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**CITY OF FOREST PARK, GEORGIA:**

\_\_\_\_\_  
**David Lockhart**, Mayor

\_\_\_\_\_  
Tommy Smith  
Mayor Pro-tempore (Ward One)

\_\_\_\_\_  
Dabouze Antoine  
Councilmember, Ward Two

\_\_\_\_\_  
Sandra Bagley  
Councilmember, Ward Three

\_\_\_\_\_  
Latresa Akins  
Councilmember, Ward Four

\_\_\_\_\_  
Allan Mears  
Councilmember, Ward Five

\_\_\_\_\_  
City Attorney

**ATTEST:**

\_\_\_\_\_  
**Mike Bladenburg**, City Clerk

**APPROVED BY:**

\_\_\_\_\_  
**Steven M. Fincher**, City Attorney

## FIRE SPRINKLER ORDINANCE

Issue/Provision	Existing Forest Park Code	Revised Proposed Ordinance
<p>Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention Code and Safety Standards; Section 4-2-27, Sprinkler Regulation Definitions.</p>	<p><del>"Sec. 4-2-27. Sprinkler regulation definitions.</del></p> <p>The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:</p> <ul style="list-style-type: none"> <li><del>(1) Apartment means a building containing three or more dwelling units with independent cooking and bathroom facilities.</del></li> <li><del>(2) Approved means approved by the official or other authority charged with enforcement of this article under section 1 2 26.</del></li> <li><del>(3) Approved sprinkler system means any sprinkler system that is designed, installed, and tested according to NFPA 13, 13R, or 13D standards.</del></li> <li><del>(4) Area means ground area of buildings, or portions of buildings, as specified.</del></li> </ul>	<p><b>"Sec. 4-2-27. – Reserved."</b></p>

	<p>(5) <del>Basement</del> means any story below the level of exit discharged (LED).</p> <p>(6) <del>Dormitory</del> means a building or space in a building in which group sleeping accommodations are provided for more than sixteen (16) persons who are not members of the same family in one (1) room or a series of closely-associated rooms under joint occupancy and single management, with or without meals, but without individual cooking facilities.</p> <p>(7) <del>Fire chief</del> means the chief of the city's fire department or a duly authorized deputy.</p> <p>(8) <del>Fire protection sprinkler system</del> means an integrated system designed in accordance with fire protection engineering standards. The installation includes one (1) or more automatic water supplies, and the system is usually activated by heat from a fire and discharges water over the fire area.</p>	
--	---	--

	<p>(9) <del>Fire resistive buildings</del> means buildings in which walls are of approved masonry or reinforced concrete and the structural members of which have fire-resistance ratings sufficient to withstand the hazard involved in the occupancy, but not less than a four-hour rating for bearing walls, fire walls, party walls, isolated piers, columns, and wall supporting girders, a three-hour rating for walls and girders other than above specified and for beams, floors and roofs, and a two-hour rating for fire partitions; and in which all floor openings are protected by effective fire resistive enclosures.</p> <p>(10) <del>Fire wall</del> means a wall which subdivides a building or separates buildings to restrict the spread of fire.</p> <p>(11) <del>Hotel</del> means a building or group of buildings, under the same management, in which there are sleeping accommodations for more than sixteen (16) persons that are primarily used by</p>	
--	---	--

	<p>transients for lodging, with or without meals:</p> <p>(12) <del>Mixed occupancy means where two (2) or more classes of occupancy occur in the same building and are intermingled so that separate safeguards are impracticable.</del></p> <p>(13) <del>Multi-family dwelling means any building containing three (3) or more dwelling units with independent cooking and bathroom facilities.</del></p> <p>(14) <del>New construction means any structure constructed after the date of this article that is used or intended for supporting or sheltering any use or occupancy. For the purpose of this section, "new" shall also include any additions to existing buildings, whether vertical or horizontal, which exceeds thirty-five (35) percent of the original floor area for commercial and multifamily structures or exceeds fifty (50) percent for residential structures; or any existing building or structure which</del></p>	
--	--	--



	<p>shall be deemed to be a new building in the event such building or structure is subject to substantial renovation or a fire or other hazard of serious consequence as deemed by the fire chief.</p> <p>(15) <del>Occupancy means the purpose for which a building or portion thereof is used or intended to be used.</del></p> <p>(16) <del>Substantial renovation means, for multi-family dwellings, any construction project where the cumulative costs of any combination of repairs, reconstruction, alterations, remodeling, replacement, renovations, or improvements (collectively called "renovations") to such dwelling exceeds thirty-five (35) percent of the fair market value of said dwelling, said value being determined according to Clayton County Tax Records at the time of such renovations. For residential dwellings, substantial renovation means any renovations costing more than fifty (50) percent of the building's structure's</del></p>	
--	---	--

	assessed value according to Clayton County Tax Records at the time of such renovations:	
Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention Code and Safety Standards; Section 4-2-28, Authority.	<p><del>“Sec. 4-2-29. Authority.</del></p> <p>Authority is hereby conferred upon the fire chief to adopt and promulgate rules, based on the standards of the National Fire Prevention Association (hereinafter referred to as the “NFPA”), embodying details of installation and construction of automatic sprinkler equipment to carry into effect the provisions of this article. Approval of devices shall be based on reports of a nationally recognized testing laboratory. All rules adopted by the fire chief under this article shall be promulgated at least one (1) month before application and enforcement. The listing of sprinkler requirements in this article shall not be construed to prohibit the fire chief from requiring sprinklers in other areas or occupancies as deemed necessary by the fire chief.”</p>	<p><del>“Sec. 4-2-29. – Reserved.”</del></p>
Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention	<p><del>“Sec. 4-2-29. Sprinkler installation requirements.</del></p> <p>Approved automatic sprinkler equipment shall be</p>	<p><del>“Sec. 4-2-29. – Reserved.”</del></p>

**Formatted:** Left, Space After: 10 pt, Line spacing: Multiple 1.15 li, Widow/Orphan control, Adjust space between Latin and Asian text, Adjust space between Asian text and numbers, Tab stops: Not at 0" + 0.5" + 1" + 1.5" + 2" + 2.5" + 3" + 3.5" + 4" + 4.5" + 5" + 5.5" + 6"

<p>Code and Safety Standards; Section 4-2-29, Sprinkler Installation Requirements.</p>	<p>installed and maintained by the owner in buildings as follows:</p> <p>(1) <del>High hazard areas.</del> Throughout those areas of structures of buildings used for purposes that involve highly combustible, highly flammable, or explosive products or materials that are likely to burn with extreme rapidity, or that may produce poisonous fumes or gases, including highly toxic or noxious alkalies, acids, or other liquids or chemicals that involve flame, fume, explosive, poisonous, or irritant hazards; that involve flame, fume, explosive, poisonous, or irritant hazards; that involve division of material into fine particle or dust subject to explosion or spontaneous combustion, and that involve a high fire hazard because of the form, character, or volume of the material used.</p> <p>(2) <del>Mercantile, industrial and storage occupancies.</del> Throughout every building occupied in whole for manufacture,</p>	
--	--	--



	<p>storage or sale of combustible goods or merchandise:</p> <p>(3) <del>Throughout all repair garages, basements, dormitories, high rise buildings or structures, residential board and care facilities, new hotels, new apartment buildings, new assembly occupancies, new health care occupancies, new detention and correctional occupancies, new educational occupancies, new day care occupancies, new business occupancies, and new residential:</del></p> <p>a. <del>For purposes of this article, assembly occupancies include, but are not limited to, buildings or portions of buildings used for gathering of fifty (50) or more people for such purposes as deliberation, worship, entertainment, eating, drinking, amusement, or awaiting transportation. Assembly occupancies also include special</del></p>	
--	--	--

	<p>amusement buildings such as fun house amusement structures, regardless of occupant load. (NFPA 101, Chapters 12 and 13)</p> <p>(4) <del>Existing commercial buildings and multifamily dwellings.</del> Throughout all substantial renovated multifamily dwellings whereby the cumulative costs of any combination of repairs, reconstruction, alterations, remodeling replacement, renovations, or improvements to such dwelling exceeds thirty-five (35) percent of the fair market value of said dwelling. The fair market value of the dwelling shall be the appraised value for the dwelling as determined by the Clayton County Tax Records at the time of such repairs, reconstruction, alterations, renovations, or improvements.</p> <p>(5) <del>Existing residential dwellings.</del> Throughout all substantial renovated residential dwellings whereby</p>	
--	--	--

	the cumulative costs of any combination of repairs, reconstruction, alterations, remodeling replacement, renovations, or improvements to such dwelling exceeds fifty (50) percent of the fair market value of said dwelling. The fair market value of the dwelling shall be the appraised value for the dwelling as determined by the Clayton County Tax Records at the time of such repairs, reconstruction, alterations, renovations, or improvements.”	
Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention Code and Safety Standards; Section 4-2-30, Exemption and Substitution of Other Fire Protection Equipment.	<p>“Sec. 4-2-30.—Exemption and substitution of other fire protection equipment.</p> <p>Nothing in this article shall be construed to require the installation of sprinklers in safe deposit or other vaults, or in rooms or buildings devoted to the manufacture or storage of aluminum powder, calcium carbide, calcium phosphide, metallic sodium and potassium, quicklime, magnesium powder, sodium peroxide or like materials, where the application of water may cause or increase fire, nor in any other location where the installation of sprinklers may increase such hazard; nor shall it be</p>	“Sec. 4-2-30. – Reserved.”

<p>Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention Code and Safety Standards; Section 4-2-31, Maintenance.</p>	<p>construed in any way to interfere with the substitution of, requirement of, and installation of other automatic protective equipment or fire suppression systems appropriate to protect against the hazard as approved by the fire chief and in conformance with state standards.”</p>	
<p>Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention Code and Safety Standards; Section 4-2-31, Maintenance.</p>	<p>“Sec. 4-2-31.—Maintenance: All automatic sprinkler equipment and appurtenant equipment specified in this article shall be inspected at least once a year by a state-certified sprinkler contractor and maintained by the owner or occupant at all times in proper operative condition. The occupant of the building containing such equipment shall promptly notify the fire chief in case such sprinkler protection is withdrawn, interrupted, curtailed, or altered.”</p>	<p>“Sec. 4-2-31. — Reserved.”</p>
<p>Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention Code and Safety Standards; Section 4-2-33, Appeals.</p>	<p>“Sec. 4-2-33.—Appeals: Any person aggrieved by an order or decision of the fire chief may appeal such order or decision to the construction codes board of adjustments and appeals. All such appeals shall be filed in writing and delivered to the city clerk no later than ten (10) days from the date of the order or decision appealed from. Procedures for the conduct of such hearings shall be in conformance with such rules of procedure as adopted from time to time by the construction codes board of adjustments and appeals. Such appeal will then be heard by the construction codes board of adjustments and appeals as a de novo investigation within</p>	<p>“Sec. 4-2-33. — Reserved.”</p>

**Formatted:** Left, Space After: 10 pt, Line spacing: Multiple 1.15 li, Widow/Orphan control, Adjust space between Latin and Asian text, Adjust space between Asian text and numbers, Tab stops: Not at 0" + 0.5" + 1" + 1.5" + 2" + 2.5" + 3" + 3.5" + 4" + 4.5" + 5" + 5.5" + 6"



	<p>thirty (30) days of the filing of said appeal with the city clerk. Upon an adverse ruling to the owner or occupant being entered by the construction codes board of adjustments and appeals, the aggrieved party may, within twenty (20) days, appeal to the Superior Court of Clayton County by a Writ of Certiorari.”</p> <p>“Sec. 4-2-34. — Standard of review:</p> <p>Whenever this article requires the fire chief to approve of a device, system, or requirement or otherwise requires the fire chief to exercise his discretion, the fire chief shall abide by the standard of protecting the safety of occupants and the public at the least reasonable expense.”</p>	
<p>Title 4, Police and Fire Services; Chapter 2, Fire Prevention and Protection; Article B, Fire Prevention Code and Safety Standards; Section 4-2-34, Standard of Review.</p>		<p>“Sec. 4-2-34. — Reserved.”</p>