

1    **STATE OF GEORGIA**

2    **CITY OF COLLEGE PARK**

3                                   **ORDINANCE NO. 2017-14**

4            AN ORDINANCE TO AMEND CHAPTER 5 (“BUILDINGS, CONSTRUCTION AND  
5 RELATED MATTERS”), ARTICLE II (“BUILDING CODE”) OF THE CODE OF  
6 ORDINANCES, CITY OF COLLEGE PARK, GEORGIA BY ADDING THERETO SECTION  
7 5-27 (“COMMERCIAL CAR WASH WATER RECYCLING REQUIREMENT”); TO  
8 PROVIDE FOR SEVERABILITY; TO PROVIDE FOR REPEAL OF CONFLICTING  
9 ORDINANCES; TO PROVIDE AN ADOPTION AND EFFECTIVE DATE; AND TO  
10 PROVIDE FOR OTHER LAWFUL PURPOSES.

11  
12            **WHEREAS**, the duly elected governing authority of the City of College Park, Georgia  
13 (the “City”) is the Mayor and Council thereof; and

14            **WHEREAS**, the City is charged with ensuring the safety, health, morals and welfare of  
15 the citizens of the City; and

16            **WHEREAS**, the Metropolitan North Georgia Water Planning District (Metro Water  
17 District) establishes strategies for water supply and conservation, watershed and wastewater  
18 management, and has implemented one of the most comprehensive regional water management  
19 plans in the country; and

20            **WHEREAS**, as part of statewide conversation goals, the Metro Water District has  
21 provided local governments with a proposed car wash facility recycling ordinance designed to  
22 reduce water consumption from commercial car wash facilities; and

23            **WHEREAS**, the Mayor and Council hereby finds that implementation of such proposed  
24 ordinance will benefit the health, safety, morals and welfare of the citizens of the City.

25            **BE IT AND IT IS HEREBY ORDAINED** by the Mayor and Council of the City of  
26 College Park, Georgia, and by the authority thereof:

27            **Section 1.** The Code of Ordinances, City of College Park, Georgia is amended by adding

28 a new Section 5-27, Commercial Car Wash Water Recycling Requirement, to Chapter 5,  
29 Buildings, Construction and Related Matters, Article II, Building Code, to the City Code of  
30 Ordinances, which shall read and be codified as follows:

31 **Section 5-27. - Commercial Car Wash Water Recycling Requirement.**

32  
33 (a) Purpose and Intent - The purpose of this section is to reduce water consumption from  
34 commercial car wash facilities by requiring all new conveyor car washes to install operational  
35 recycled water systems.

36 (b) Applicability - This section shall apply to all conveyor car washes permitted and  
37 constructed after January 1, 2011, regardless of the water source. Conveyor car washes permitted  
38 and constructed after January 1, 2011, shall have through March 1, 2018 to comply with this  
39 section. This section shall not apply to conveyor commercial car washes that were permitted or  
40 constructed before January 1, 2011. Additionally, this section shall not apply to self-service car  
41 washes or in-bay car washes.

42 (c) Definitions - The following words and phrases, whenever used in this section, shall  
43 have the following meaning:

44 1. "In-bay car wash" means a commercial car wash where the driver pulls into the bay  
45 and parks the car. The vehicle remains stationary while a machine moves back and forth  
46 over the vehicle to clean it, instead of the vehicle moving through the tunnel.

47 2. "Conveyor car wash" means a commercial car wash where the car moves on a  
48 conveyor belt during the wash. The driver of the vehicle can remain in the vehicle or wait  
49 outside of the vehicle.

50 3. "Recycled water system" means a water system that captures and reuses water  
51 previously used in wash or rinse cycles.

52 4. "Self-service car wash" means a commercial car wash where the customers wash their  
53 cars themselves with spray wands and brushes.

54 (d) Car Wash Water Recycling - All new commercial conveyor car washes permitted and  
55 constructed after January 1, 2011, must install operational recycled water systems. A minimum  
56 of 50% of water utilized shall be recycled.

57 **Section 3.** The preamble of this Ordinance shall be considered to be and is hereby  
58 incorporated by reference as if fully set out herein.

59 **Section 4.** This Ordinance shall be codified in a manner consistent with the laws of the  
60 State of Georgia and the City of College Park, Georgia.

61 **Section 5.** (a) It is hereby declared to be the intention of the Mayor and Council that all  
62 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their  
63 enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

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

71 (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance  
72 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise  
73 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the  
74 express intent of the Mayor and Council that such invalidity, unconstitutionality or

75 unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional  
76 or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or  
77 sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases,  
78 clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional,  
79 enforceable and of full force and effect.

80 **Section 6.** All ordinances and parts of ordinances in conflict herewith are hereby  
81 expressly repealed.

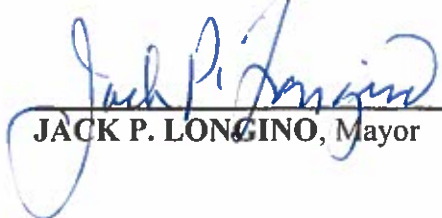
82 **Section 7.** Unless otherwise provided for herein, penalties in effect for violations of the  
83 Code of Ordinances of the City of College Park, Georgia at the time of the effective date of this  
84 Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full  
85 force and effect.

86 **Section 8.** The effective date of this Ordinance shall be the date of adoption unless  
87 otherwise specified herein.

88 **SO ORDAINED AND EFFECTIVE** this 2nd day of October, 2017.

89 **CITY OF COLLEGE PARK, GEORGIA**

90  
91  
92  
93  
94  
95  
96  
97  
98  
99  
100  
101

  
\_\_\_\_\_  
JACK P. LONGINO, Mayor

96 **ATTEST:**

97  
98  
99  
100  
101

  
\_\_\_\_\_  
MELISSA BROOKS, City Clerk

100 MELISSA BROOKS, City Clerk

102 **APPROVED AS TO FORM:**

103  
104  
105  
106

  
\_\_\_\_\_  
STEVEN M. FINCHER, City Attorney

106 STEVEN M. FINCHER, City Attorney