

1 STATE OF GEORGIA

2 CITY OF COLLEGE PARK

3 **ORDINANCE NO. 2016-33**

4 AN ORDINANCE TO AMEND SECTION 10-198 (“STORMWATER DESIGN  
5 MANUAL”) IN DIVISION 1 (“GENERALLY”) OF ARTICLE VII (“POST-  
6 DEVELOPMENT STORMWATER MANAGEMENT FOR NEW  
7 DEVELOPMENT AND REDEVELOPMENT”) IN CHAPTER 10  
8 (“MUNICIPAL UTILITIES AND SERVICES”) OF THE CODE OF  
9 ORDINANCES, CITY OF COLLEGE PARK, GEORGIA; TO PROVIDE FOR  
10 SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO  
11 PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

15 **WHEREAS**, section 10-198 (“Stormwater design manual”) in Division 1 (“Generally”) of  
16 Article VII (“Post-Development Stormwater Management for New Development and  
17 Redevelopment”) in Chapter 10 (“Municipal Utilities and Services”) of the Code of Ordinances,  
18 City of College Park, Georgia mandates that certain standards and requirements set forth in the  
19 latest edition of the Georgia Stormwater Management Manual be followed;

20 **WHEREAS**, the City desires to amend said section to state expressly the edition of said  
21 manual that is applicable; and

22 **WHEREAS**, the health, safety, and welfare of the citizens of College Park, Georgia, will  
23 be positively impacted by the adoption of this Ordinance.

24 **BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE**  
25 **CITY OF COLLEGE PARK, GEORGIA, and by the authority thereof:**

26 **Section 1.** The Code of Ordinances, City of College Park, Georgia is amended by  
27 repealing, in its entirety, the language in section 10-198 (“Stormwater design manual”) in  
[0037-0197/244338/1]

28 Division 1 (“Generally”) of Article VII (“Post-Development Stormwater Management for New  
29 Development and Redevelopment”) in Chapter 10 (“Municipal Utilities and Services”) and  
30 inserting in lieu thereof, new text, which shall read and be codified as follows:

31 **“Section 10-198 – Stormwater design manual.**

32 The city will utilize the policy, criteria and information, including technical  
33 specifications and standards, in the 2016 edition of the Georgia Stormwater  
34 Management Manual for the proper implementation of the requirements of this  
35 article. The manual may be updated and expanded periodically.”

36  
37 **Section 2.** The preamble of this Ordinance shall be considered to be and is hereby  
38 incorporated by reference as if fully set out herein.

39 **Section 3.** This Ordinance shall be codified in a manner consistent with the laws of the  
40 State of Georgia and the City of College Park.

41 **Section 4.** (a) It is hereby declared to be the intention of the Mayor and Council that all  
42 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their  
43 enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

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

51 (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance  
52 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise

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53 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the  
54 express intent of the Mayor and Council that such invalidity, unconstitutionality or  
55 unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional  
56 or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or  
57 sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases,  
58 clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional,  
59 enforceable, and of full force and effect.

60 **Section 5.** All ordinances and parts of ordinances in conflict herewith are hereby  
61 expressly repealed.

62 **Section 6.** Unless otherwise provided for herein, penalties in effect for violations of the  
63 Code of Ordinances of the City of College Park at the time of the effective date of this Ordinance  
64 shall be and are hereby made applicable to this Ordinance and shall remain in full force and  
65 effect.

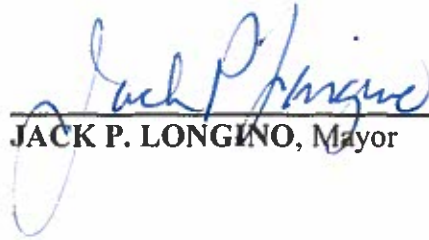
66 **Section 7.** The effective date of this Ordinance shall be the date of adoption unless  
67 otherwise specified herein.

68 [SIGNATURES ON FOLLOWING PAGE]

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ORDAINED this 5 day of December 2016.

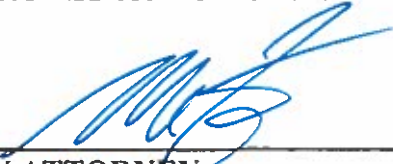
**CITY OF COLLEGE PARK, GEORGIA**

  
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**JACK P. LONGINO, Mayor**

**ATTEST:**

  
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**MELISSA BROOKS, City Clerk**

**APPROVED AS TO FORM:**

  
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**CITY ATTORNEY**