

STATE OF GEORGIA

COUNTY OF FULTON

RESOLUTION NO. 10-08-69

A RESOLUTION TO APPROVE AS POLICY OF THE MAYOR AND CITY COUNCIL A ZONING TEXT AMENDMENT PROCEDURE FOR INCORPORATING MAJOR CHANGES TO THE ZONING ORDINANCE, CHAPTER 64 OF THE CITY OF MILTON CODE OF ORDINANCES.

BE IT THEREFORE RESOLVED by the Mayor and City Council of the City of Milton, GA while in regular session on August 2, 2010 at 6:00 pm as follows:

WHEREAS, the Planning Commission has recommended a procedure for processing proposed amendments to the zoning ordinance of the City of Milton; and

WHEREAS, the Mayor and City Council heard the recommendation and made additional comments and changes at their July 12, 2010 work session; and

WHEREAS, the proposed procedure provides clarity to the steps in the zoning text amendment process; and


WHEREAS, the proposed procedure includes the vital input received from informed citizens and provides an appropriate steps and authority for the review of all input; and

WHEREAS, the proposed procedure is established to maintain the public health and welfare of all citizens of Milton;

NOW THEREFORE BE IT SO RESOLVED, this 2nd day of August, 2010, by the Mayor and Council of the City of Milton to approve and establish the procedure for receiving, reviewing and approving major changes to the zoning text.


RESOLVED this the 2nd day of August, 2010.

Approved:



Joe Lockwood, Mayor

Attest:



Sudie AM Gordon, Interim City Clerk
(Seal)

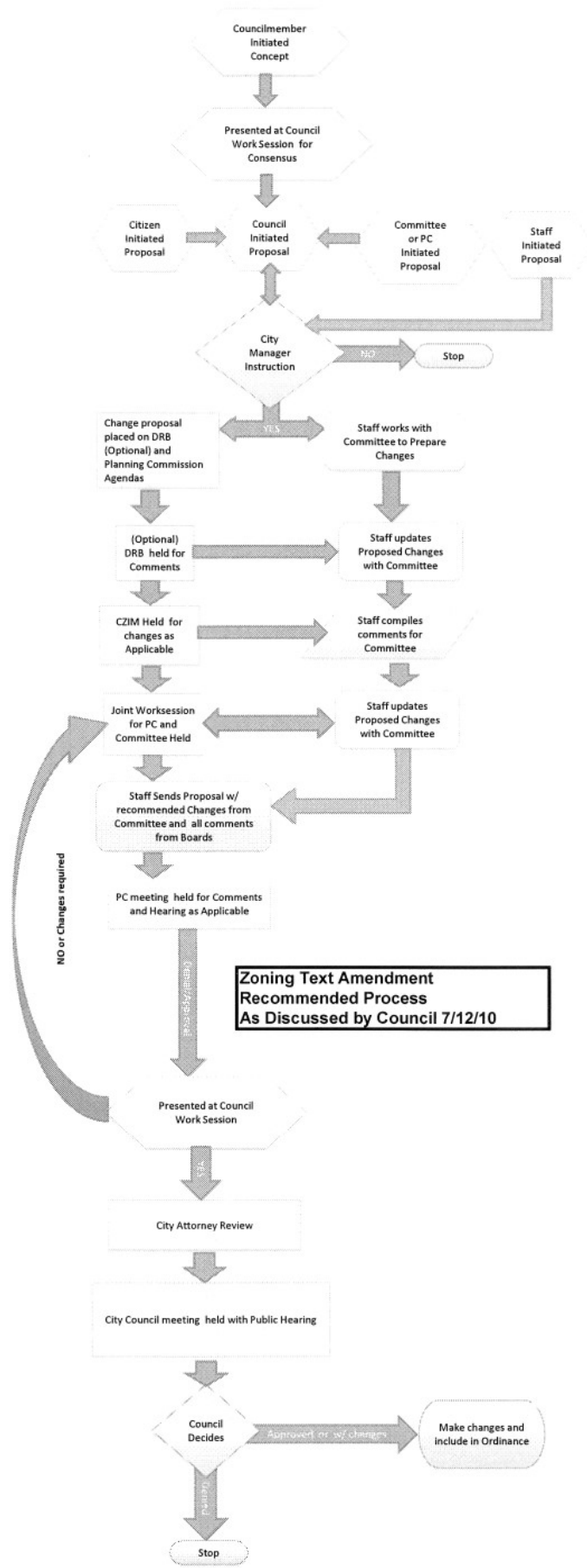


Major Zoning Ordinance Text Amendment Process (including a committee)

The following is a text addendum to the attached flowchart including all discussed items approved by the Mayor and City Council at the August 2, 2010 regular meeting.

1. A change proposed by a single Council member must be heard at a work session for consensus prior to further staff work.
2. Any external committee formed regarding a zoning text amendment shall request two members of the Planning Commission be appointed as voting members of the committee. This allows for free flow of information and discussion of potential controversial issues prior to the final review and recommendation of the proposal from the Commission to the Council. The Planning Commission based on interest and availability shall choose commissioners for service. This request may or may not be fulfilled at the discretion of the Planning Commission.
3. All comments received from the public and each appointed board during the process will be captured by staff. Those comments will be discussed by the committee for inclusion and summarized and forwarded along with any other pertinent material to the Planning Commission.
4. A joint work session is required including both the Committee and the Planning Commission prior to hearing the amendment at the Planning Commission Regular meeting. The majority of the committee work shall be complete prior to the Planning Commission meeting in which the amendment is heard for recommendation.
5. The Planning Commission will then hold the hearing and make recommendation to the Mayor and City Council. A single version of any proposed amendment is to be presented to Council that is approved by the Planning Commission and incorporates the work of both the commission and committee via a joint Committee/Commission work session.
6. The amendment as recommended by the Planning Commission is anticipated to be presented at a work session prior to Council first reading as typical for the work from any adjunct committee.
7. However, if there are major changes required by the discussion at the Council work session then the entire document will be sent back through both committees via another joint work session and flow back to the Planning Commission and Council following the procedure as originally described.
8. A full review of the final proposal by the City Attorney will also be required. The Council will continue to bear full discretion to approve, deny, or approve the proposal with changes as deemed appropriate.

Please note that typically no additional or external committees are required for crafting either Zoning Text Amendments or City Ordinances, however it is not atypical for local governments to assemble such committees for input and guidance. Authority for final approval in either case remains with the Council. However, in changing the Zoning Text consideration is required from the Planning Commission.



Zoning Text Amendment Recommended Process As Discussed by Council 7/12/10