

**A RESOLUTION EXTENDING THE TEMPORARY MORATORIUM ON THE
ACCEPTANCE OF NEW APPLICATIONS FOR SPECIAL USE APPROVAL,
PERMITTED USE APPROVAL, OR BUILDING PERMITS FOR ANY MULTI-UNIT
WOOD FRAME BUILDINGS**

WHEREAS, the Mayor and City Council of the City of Dunwoody (“City Council”) are charged with the protection of the public health, safety and welfare; and

WHEREAS, in furtherance of carrying out its responsibilities the City, in conjunction with the DeKalb county fire department, began a review of its fire life safety ordinances; and

WHEREAS, the City and the fire department have agreed that public safety and welfare would be enhanced by certain revisions to the fire ordinances relating to wood framed multi-unit buildings which are constructed out of combustible material; and

WHEREAS, pursuant O.C.G.A. Section 8-2-25(c) the City of Dunwoody is required to submit the proposed fire code amendments to the Georgia Department of Community Affairs for review; and

WHEREAS, within 60 days of submittal the Georgia Department of Community Affairs will provide the results of their review to the City of Dunwoody; and

WHEREAS, upon receiving the results of the review the City will then submit the proposed fire code amendments for consideration by the City Council;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF DUNWOODY, GEORGIA:

Section 1. The Moratorium imposed herein incorporates the findings and statements set forth in the preceding “whereas” clauses and such clauses are made a part of this moratorium, and the aforesaid recitals are not mere recitals, but are material portions of this Resolution.

Section 2. This resolution becomes effective immediately upon adoption.

Section 3. From **12:01 a.m. on May 7, 2019, 2018, until 12:01 a.m. on August 5, 2019,** notwithstanding any provisions of the Code of Ordinances of the City of Dunwoody, to the contrary, there shall be a complete moratorium on the City’s acceptance, processing and review of any new applications for special use approval, permitted use approval, or building permits for any wood framed multi-unit buildings within the City of Dunwoody.

Section 4. During the moratorium neither the City nor any of its departments or staff shall accept, process or review new applications for special use approval, permitted use

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approval, or building permits for any wood framed multi-unit buildings within the City.

Section 5. This moratorium shall expire at **12:01 a.m. on August 5, 2019**, and be of no further force and effect, unless shortened or extended by an official action of the Mayor and City Council of the City of Dunwoody

Section 6. The moratorium period adopted herein is deemed to be the appropriate minimum time for the development of such regulations without unduly diminishing the rights of individuals and property owners.

Section 7. This Resolution shall not apply to or otherwise affect completed applications duly filed prior to the effective date of this Resolution.

Section 8. The provisions of this Resolution are severable, and should any section, subsection, sentence, clause, phrase or other portion of this Resolution, or its application to any person, entity or circumstance, be held by a court of competent jurisdiction to be unconstitutional or invalid, the remainder of the Resolution, or application of the provision to other persons, entities or circumstances, shall not be affected.

Approved:

Denis L. Shortal, Mayor

Attest:

Sharon Lowery, City Clerk

(Seal)