

**AN ORDINANCE BY  
COUNCILMEMBERS JOYCE SHEPERD, CARLA SMITH AND CLETA WINSLOW**

**AN ORDINANCE BY COUNCILMEMBERS JOYCE SHEPERD, CARLA SMITH AND CLETA WINSLOW TO AMEND THE 1982 ATLANTA ZONING ORDINANCE, AS AMENDED, BY AMENDING THE C-1 (COMMUNITY BUSINESS), C-2 (COMMERCIAL SERVICE), C-3 (COMMERCIAL RESIDENTIAL), C-4 (CENTRAL AREA COMMERCIAL RESIDENTIAL), C-5 (CENTRAL BUSINESS SUPPORT), 1-1 (LIGHT INDUSTRIAL), AND 1-2 (HEAVY INDUSTRIAL) ZONING DISTRICTS SO AS TO REQUIRE A 1,500 FOOT DISTANCE BETWEEN SERVICE STATIONS; AND FOR**

**WHEREAS**, there has been a proliferation of gas stations, categorized as "service stations" in the City of Atlanta Zoning Ordinance, along University Avenue, Pryor Road, Metropolitan Parkway, Cleveland Avenue, Jonesboro Road, Sylvan Road, Campbellton Road, and Lee Street; and

**WHEREAS**, the Atlanta City Council desires to address the concentration of service stations in these areas and to promote a diversity of land uses along these corridors; and

**WHEREAS**, the Atlanta City Council finds that requiring a distance requirement between service stations will not negatively impact the intent of the C-1, C-2, C-3, C-4, C-5, I-1, or I-2 districts; and

**WHEREAS**, service stations within 1,500 feet of an existing or permitted service station would negatively affect the public health, safety and general welfare and frustrate the zoning process; and

**WHEREAS**, the Atlanta City Council finds this amendment to the C-1, C-2, C-3, C-4, C-5, I-1, or I-2 zoning district regulations will serve the public health, safety, and general welfare of the community.

**NOW THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:**

**Section 1:** So as to require a 1,500-foot distance requirement between service stations in the C-1 zoning district, City Code Section 16-11.003(27) which reads:

(27) Service stations, battery exchange stations and car washes.

Is hereby amended to read:

(27) Service stations, battery exchange stations and car washes, provided that no service station may be located within 1,500 feet of another service station.

**Section 2:** So as to require a 1,500-foot distance requirement between service stations in the C-2 zoning district, City Code Section 16-12.003(31) which reads:

(31) Service stations, battery exchange stations and car washes.

Is hereby amended to read:

(31) Service stations, battery exchange stations and car washes, provided that no service station may be located within 1,500 feet of another service station.

**Section 3:** So as to require a 1,500-foot distance requirement between service stations in the C-3 zoning district, City Code Section 16-13.003(31) which reads:

(31) Service stations, battery exchange stations and car washes.

Is hereby amended to read:

(31) Service stations, battery exchange stations and car washes, provided that no service station may be located within 1,500 feet of another service station.

**Section 4:** So as to require a 1,500-foot distance requirement between service stations in the C-4 zoning district, City Code Section 16-14.003(30) which reads:

(30) Service stations, battery exchange stations and car washes.

Is hereby amended to read:

(30) Service stations, battery exchange stations and car washes, provided that no service station may be located within 1,500 feet of another service station.

**Section 5:** So as to require a 1,500-foot distance requirement between service stations in the C-5 zoning district, City Code Section 16-15.003(33) which reads:

(33) Service stations, battery exchange stations and car washes.

Is hereby amended to read:

(33) Service stations, battery exchange stations and car washes, provided that no service station may be located within 1,500 feet of another service station.

**Section 6:** So as to require a 1,500-foot distance requirement between service stations in the I-1 zoning district, City Code Section 16-16.003(16) which reads:

(16) Service stations, battery exchange stations and car washes.

Is hereby amended to read:

(16) Service stations, battery exchange stations and car washes, provided that no service station may be located within 1,500 feet of another service station.

**Section 7:** So as to require a 1,500-foot distance requirement between service stations in the I-2 zoning district, City Code Section 16-17.003(17) which reads:

(17) Service stations, battery exchange stations and car washes.

Is hereby amended to read:

(17) Service stations, battery exchange stations and car washes, provided that no service station may be located within 1,500 feet of another service station.

**Section 8:** That all ordinances, parts of ordinances, and resolutions in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict