

**AN ORDINANCE**

**AN ORDINANCE TO AMEND THE CITY OF DACULA CODE OF ORDINANCES TO PROVIDE REGULATIONS RELATED TO CAR WASH ESTABLISHMENTS AND FOR OTHER PURPOSES.**

WHEREAS, the City Code provides certain regulations for oversight over businesses providing car wash services; and

WHEREAS, water is a finite resource and maintaining an adequate water supply and water quality are essential for the health, safety and welfare of citizens of the City; and

WHEREAS, it is in the best interest of the health, safety and welfare of the citizens and businesses within the City of Dacula to amend the City Code to make provision for further reasonable regulations to protect public health and safety;

NOW THEREFORE, THE MAYOR AND COUNCIL OF THE CITY OF DACULA HEREBY ORDAINS that the City Code be amended as follows:

**SECTION 1.**

A new Section 12-562 Number of Free Standing Car Washes Permitted is created and adopted as follows:

**Section 12-562      Number of Car Washes Permitted.**

- (1)    Number of car washes permitted:
  - (a)    At no time shall the number of licenses issued by the City permitting the retail automated car wash facilities within the City limits exceed the number found as a result of dividing the total population of the City, as found in the most recent population estimates published by the United States Bureau of the Census, by the whole number 5,000.
  - (b)    If the number resulting from the division required by subsection (a) of this section is a number other than a whole number (for example 1.75) then said number will be adjusted downward to the next whole number where it will remain until the population increases to such an extent which would cause said number to equal or exceed the next higher whole number. Notwithstanding the foregoing, the number of licenses permitted by this section shall never be less than three.

- (c) The language contained in subsections (a) and (b) of this section can be expressed in the mathematical formula, as follows:  $Y \div 5,000 = X$ . "Y" is the total population (as defined in subsection (a) of this section) of the City. "X" is the total number of licenses that can be issued (this number, if not whole, is adjusted downward in accordance with subsection (b) of this section).

SECTION 2.

In the event any Court of competent jurisdiction determines that any portion of the foregoing amendment is invalid, unconstitutional or otherwise illegal, such rulings shall not impair the validity of the rest and remainder of this amendment.

SECTION 3.

All laws and parts of laws in conflict with this Ordinance are hereby repealed.

SECTION 4

The City Administrator, Assistant City Administrator, and Director of Planning and Economic Development are further authorized to correct typographical errors in the text of the existing Code of Ordinances and to produce and publish a final codified version of the City Code with the amendments and revisions outlined herein.

SECTION 5

This Ordinance and the amendments outlined herein shall be effective immediately upon their adoption by the Mayor and City Council.

SO ORDAINED by the governing authority of the City of Dacula, this \_\_\_\_ day of January, 2024.

AYES: \_\_\_\_

NAYES: \_\_\_\_

\_\_\_\_\_  
HUGH D. KING, III  
MAYOR, CITY OF DACULA

ATTEST:

\_\_\_\_\_  
BRITTNI NIX,  
CITY ADMINISTRATOR