

**STATE OF GEORGIA
CITY OF FOREST PARK**

ORDINANCE NO. TA-2024-02

1 AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF
2 FOREST PARK, GEORGIA, CHAPTER 8 (ZONING), ARTICLE A (GENERAL PROVISIONS),
3 SECTION 8-8-4 (DEFINITIONS); ARTICLE B (ZONING DISTRICTS, OVERLAY
4 DISTRICTS, AND DESIGN GUIDELINES ESTABLISHED), SECTION 8-8-40 (GENERAL
5 COMMERCIAL DISTRICT (GC)); AND ARTICLE C (DEVELOPMENT AND USE
6 STANDARDS), SECTION 8-8-84 (LIMITATIONS ON CERTAIN BUSINESSES); TO
7 PROVIDE SEVERABILITY; TO PROVIDE FOR REPEAL OF CONFLICTING
8 ORDINANCES; TO PROVIDE AN ADOPTION AND EFFECTIVE DATE; AND TO PROVIDE
9 FOR OTHER LAWFUL PURPOSES.

10 **WHEREAS**, the duly elected governing authority of the City of Forest Park, Georgia (the
11 “City”) is the Mayor and Council thereof; and

12 **WHEREAS**, the City Council desires to add a definition for the use “Event Center” in the
13 City’s Zoning Ordinance and amend related sections thereto; and

14 **WHEREAS**, the City has complied with the notice and hearing requirements in O.C.G.A.
15 § 36-66-1, *et seq.*; and

16 **WHEREAS**, the amendments contained herein would benefit the health, safety, morals,
17 and welfare of the citizens of the City.

18 **BE IT AND IT IS HEREBY ORDAINED** by the Mayor and Council of the City of Forest
19 Park, Georgia, and by the authority thereof:

20 **Section 1.** Chapter 8 (“Zoning”), Article A (General Provisions), Section 8-8-4
21 (Definitions) is hereby amended to include a new definition, to be read and codified alphabetically
22 as follows:

23 “*Event Center* means a building and/or premises used as meeting or gathering place for
24 social engagements or activities, where people assemble for parties, weddings, receptions,
25 reunions, birthday celebrations, other business purposes, or similar such uses for profit, in
26 which food and beverages may be served to guests.”
27

28 **Section 2.** Chapter 8 (“Zoning”), Article B (Zoning Districts, Overlay Districts, and Design
29 Guidelines Established), Section 8-8-40 (General Commercial District (GC)) is hereby amended
30 to include additional conditional uses to be read and codified as follows, with new text in bold and
31 underlined font:

32 “Sec. 8-8-40. - General commercial district (GC).

33 [. . .]

34 *Conditional Uses*

35 Retail and Business Uses

- 36 • Auction galleries
- 37 • Automobile sales (used dealerships)
- 38 • **Event Centers**
- 39 • Flea Market
- 40 • Outdoor amusement enterprises, including carnivals, bazaars, miniature golf, and
41 batting cages
- 42 • Mini-warehouses and storage buildings
- 43 • Night club, dance club, tavern and similar establishments
- 44 • Pawn shop
- 45 • Places of assembly

- 46 • Places of Worship
- 47 • Secondhand stores, including apparel, music, movies, gaming, and books”

48

49 **Section 3.** Chapter 8 (“Zoning”), Article C (Development and Use Standards), Section 8-
50 8-84 (Limitations on Certain Businesses), subsection (g) is hereby amended to be read and codified
51 as follows, with new text in bold and underlined font and deleted text in strikethrough font:

52 “Sec. 8-8-84. - Limitations on certain businesses.

53 [. . .]

54 (g) Spacing. This Code section shall apply to the following types of businesses:

- 55 (1) Hair salons and barbershops;
- 56 (2) Nail salons;
- 57 (3) Tire shops;
- 58 (4) Pawn, title lending and cash for title shops;
- 59 (5) Vapor shops and smoke shops;
- 60 (6) Thrift stores and consignment shops;
- 61 (7) Auto and truck repair shops (except that the spacing limitations shall not apply to
62 such shops within the light industrial or heavy industrial zoning districts);
- 63 (8) Appliances shops;
- 64 (9) Tattoo shops; ~~and~~
- 65 (10) Small box discount stores as defined in section 8-8-84(i); **and**
- 66 (11) **Event Centers**”

67 **Section 4.** The preamble of this Ordinance shall be considered to be and is hereby
68 incorporated by reference as if fully set out herein.

69 **Section 5.** This Ordinance shall be codified in a manner consistent with the laws of the
70 State of Georgia and the City of Forest Park.

71 **Section 6.** (a) It is hereby declared to be the intention of the Mayor and Council that all
72 sections, paragraphs, sentences, clauses, and phrases of this Ordinance are or were, upon their
73 enactment, believed by the Mayor and Council to be fully valid, enforceable, and constitutional.

74 (b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest
75 extent allowed by law, each and every section, paragraph, sentence, clause, or phrase of this
76 Ordinance is severable from every other section, paragraph, sentence, clause, or phrase of this
77 Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the
78 greatest extent allowed by law, no section, paragraph, sentence, clause, or phrase of this Ordinance
79 is mutually dependent upon any other section, paragraph, sentence, clause, or phrase of this
80 Ordinance.

81 (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance
82 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable
83 by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of
84 the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the
85 greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any
86 of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to
87 the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and
88 sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and
89 effect.

90 **Section 7.** All ordinances and parts of ordinances in conflict herewith are hereby expressly
91 repealed.

92 **Section 8.** This ordinance shall become effective immediately upon its adoption by the
93 Mayor and City Council of the City of Forest Park as provided in the City Charter.

94 **Section 9.** The City Clerk, with the concurrence of the City Attorney, authorized to correct
95 any scrivener's errors found in this Ordinance, including any exhibits, as enacted.

96 **ORDAINED** this _____ day of _____, 2024.

CITY OF FOREST PARK, GEORGIA

Angelyne Butler, *Mayor*

ATTEST:

Randi Rainey, *City Clerk* (SEAL)

APPROVED AS TO FORM:

City Attorney