

**MORATORIUM REGARDING NON-ZONED PROPERTY WITHIN THE CITY OF
MARIETTA**

WHEREAS, it has come to the attention of the City of Marietta that certain property within the City of Marietta does not currently have a zoning classification; and,

WHEREAS, it has come to the attention of the City of Marietta that other municipalities and counties within the State of Georgia have received applications for sign permits or other permits within or upon certain unzoned property; and,

WHEREAS, the City of Marietta deems it necessary and proper for the City of Marietta to study the matter of whether or not unzoned property within the City of Marietta should be assigned a zoning classification and, if so, what the proper zoning classification should become; and,

WHEREAS, in the event the City of Marietta should determine that a zoning classification should be assigned to unzoned property within the City of Marietta, state law and the Marietta City Code require certain advertising time frames and certain procedures to be followed, such as presenting the matter to the Planning Commission of the City of Marietta for consideration; and,

WHEREAS, the City of Marietta deems it necessary and proper, as a temporary measure to impose emergency restrictions on unzoned property within the City of Marietta,

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MARIETTA, GEORGIA:

Section 1: The Mayor and Council hereby place a moratorium on all sign and building permits for the unzoned property within the City of Marietta in order to consider the possibility of assigning a zoning classification to such property and such moratorium shall remain in effect until October 31, 2012 in order to analyze the above issues and to take any and all appropriate action related to the above.

Section 2: It is hereby declared to be the intention of this Ordinance that its sections, paragraphs, sentences, clauses and phrases are severable, and if any section, paragraph, sentence, clause or phrase of this Ordinance is declared to be unconstitutional or invalid, it shall not affect any of the remaining sections, paragraphs, sentences, clauses or phrases of this Ordinance.


Section 3: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 4: This Ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia laws 1983, page 4119.

Approved by City Council:

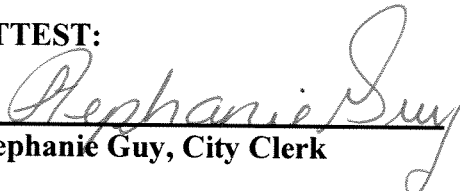
DATE: August 29, 2012

APPROVED:



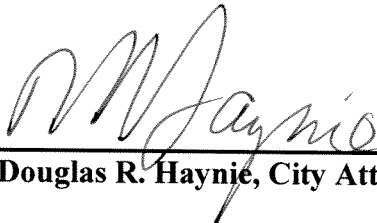
Steve Tumlin, Mayor

ATTEST:



Stephanie Guy, City Clerk

Approved as to form:



Douglas R. Haynie, City Attorney