



[www.cityofpeachtreecornersga.com](http://www.cityofpeachtreecornersga.com)

## SPECIAL CALLED MEETING AGENDA

Mike Mason, Mayor

Phil Sadd – Post 1, Council Member  
James Lowe – Post 2, Council Member  
Alex Wright – Post 3, Council Member

Jeanne Aulbach – Post 4, Council Member  
Lorri Christopher – Post 5, Council Member  
Weare Gratwick – Post 6, Council Member

---

---

**June 30, 2012**

**SPECIAL CALLED MEETING**

**11:00 PM**

Atlanta Hilton Northeast

5993 Peachtree Industrial Blvd, Norcross (Peachtree Corners) GA 30092

---

---

**A) CALL TO ORDER**

**B) ROLL CALL**

**C) PLEDGE OF ALLEGIANCE**

**D) MAYOR'S OPENING REMARKS**

**E) PUBLIC COMMENT**

**F) REPORTS AND PRESENTATIONS**

»Reminder of the Special Called Meeting at 12:01 am on July 1, 2012; with acknowledgement from council that any additional notice of said meeting is waived. Meetings are called for the purposes shown on the agenda.

**G) EMERGENCY ORDINANCES**

1. **O2012-06-04**      **Consideration and Approval of an Emergency Ordinance to Provide for the Continuation of Ordinance and Law**  
AN EMERGENCY ORDINANCE PROVIDING FOR THE CONTINUATION OF ORDINANCE AND LAW DURING THE TRANSITION PERIOD LEGISLATIVELY ESTABLISHED FOR THE CITY OF PEACHTREE CORNERS, GEORGIA AND THE ADOPTION OF ORDINANCES BY THE CITY OF PEACHTREE CORNERS.
  
2. **O2012-06-05**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 1: GENERAL PROVISIONS for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 1, GENERAL PROVISIONS, AND PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 1: GENERAL PROVISIONS
  
3. **O2012-06-06**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 2: ADMINISTRATION for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 2, ADMINISTRATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 2: ADMINISTRATION

4. **O2012-06-07**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 4: ALCOHOL for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 4, ALCOHOL, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 4: ALCOHOL
5. **O2012-06-08**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 14: BUILDING Code for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 14: BUILDING CODE, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 14: BUILDING CODE
6. **O2012-06-09**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 18: BUSINESS Code for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 18: BUSINESS CODE, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 18: BUSINESS CODE
7. **O2012-06-10**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 42: ENVIRONMENT for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 42: ENVIRONMENT PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 42: ENVIRONMENT
8. **O2012-06-11**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 46: FIRE PREVENTION AND PROTECTION for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 46: FIRE PREVENTION AND PROTECTION CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 46: FIRE PREVENTION AND PROTECTION
9. **O2012-06-12**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 50: FLOODS for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 50: FLOODS PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 50: FLOODS

10. **O2012-06-13**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 58: HISTORICAL PRESERVATION for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 58: HISTORICAL PRESERVATION CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 58: HISTORICAL PRESERVATION
11. **O2012-06-14**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 70: MANUFACTURED HOMES for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 70: MANUFACTURED HOMES CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 70: MANUFACTURED HOMES
12. **O2012-06-15**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 82: PAWN SHOPS for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 82: PAWN SHOPS CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 82: PAWN SHOPS
13. **O2012-06-16**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 86: PLANNING AND DEVELOPMENT for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 86: PLANNING AND DEVELOPMENT CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 86: PLANNING AND DEVELOPMENT
14. **O2012-06-17**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 108: TELECOMMUNICATIONS for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 108: TELECOMMUNICATIONS CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 108: TELECOMMUNICATIONS
15. **O2012-06-18**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 114: UTILITIES for Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 114: UTILITIES CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 114: UTILITIES

- 16. **O2012-06-19**      **Consideration and Approval of an Emergency Ordinance to Adopt and Approve Chapter 118: VEGETATION for the Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 118: VEGETATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 118: VEGETATION
  
- 17. **O2012-06-20**      **Consideration and Approval of an Emergency Ordinance Regarding the Standard Code or Technical Regulations for the Code of Ordinances for the City of Peachtree Corners**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE THE BACKFLOW PREVENTION MANUAL OF GWINNETT COUNTY, GEORGIA AND THE PUMP STATION AND FORCE MAIN DESIGN MANUAL OF GWINNETT COUNTY, GEORGIA
  
- 18. **O2012-06-21**      **Consideration and Approval of an Emergency Ordinance Regarding Adult Entertainment Establishments and Activities - Scott Bergthold**  
AN EMERGENCY ORDINANCE ESTABLISHING LICENSING REQUIREMENTS AND REGULATIONS FOR SEXUALLY ORIENTED BUSINESSES WITHIN THE CITY OF PEACHTREE CORNERS, GEORGIA

**H) NEW BUSINESS**

- 1. **R2012-06-08**      **Consideration and Approval of a Resolution to Adopt a Moratorium for Zoning and Related Matters**  
A RESOLUTION IMPOSING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF PEACHTREE CORNERS, A MORATORIUM OF ONE MONTH (UNLESS SOONER TERMINATED) UPON THE APPLICATION FOR, OR ISSUANCE OF, LAND DISTURBANCE PERMITS, BUILDING PERMITS, USE PERMITS, GRADING PERMITS, SIGN PERMITS, ADMINISTRATIVE PERMITS, BUSINESS LICENSES, ALCOHOLIC BEVERAGE LICENSES AND ANY AND ALL OTHER PERMITS OR LICENSES DEPENDENT UPON, OR RELATED TO, ZONING OF LAND, IN ORDER TO ALLOW FOR THE CONSIDERATION AND ADOPTION OF NECESSARY ZONING ORDINANCES, AND THE PREPARATION OF NECESSARY FORMS AND ADOPTION OF NECESSARY PROCEDURES FOR THE PROCESSING OF SUCH APPLICATIONS
  
- 2. **R2012-06-09**      **Consideration and Approval of a Resolution to Impose a Moratorium for the Issuance of Business Licenses for Certain Regulated Businesses**  
A RESOLUTION IMPOSING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF PEACHTREE CORNERS, A MORATORIUM OF ONE MONTH (UNLESS SOONER TERMINATED) UPON THE APPLICATION FOR, OR ISSUANCE OF, BUSINESS LICENSES FOR BUSINESSES OF THE TYPE DESCRIBED OR DEFINED BY EXISTING GWINNETT COUNTY, GEORGIA CODE CHAPTER 11, BUSINESS OCCUPATION TAX, LICENSES AND REGULATIONS, ARTICLE 6: ADULT ENTERTAINMENT, ARTICLE 7: MASSAGE THERAPISTS, OR ARTICLE 8: ESCORT SERVICES
  
- 3. **ACTION ITEM**      **Report and Consideration of Request for Authorization for Agreement with Gwinnett County Georgia for Continuation of Services**

**I) MAYOR'S COMMENTS**

**J) EXECUTIVE SESSION**

**K) ADJOURNMENT**

**AN EMERGENCY ORDINANCE PROVIDING FOR THE CONTINUATION OF ORDINANCE  
AND LAW DURING THE TRANSITION PERIOD LEGISLATIVELY ESTABLISHED FOR  
THE CITY OF PEACHTREE CORNERS, GEORGIA AND THE ADOPTION OF  
ORDINANCES BY THE CITY OF PEACHTREE CORNERS, GEORGIA.**

**IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS,** Georgia while in regular session on June 30, 2012, 2012 at 11:00 p.m. as follows:

**SECTION 1.** That the General Law of the State of Georgia provides for a transition period, not to exceed twenty-four (24) months, for the orderly transition of governmental functions from the county to a new municipal corporation during which, the new municipal corporation can assume individual governmental functions as authorized by law. O.C.G.A. § 36-31-8; and,

**SECTION 2.** That the Charter Act for the City of Peachtree Corners, Georgia (HB 396, General Assembly 2011) provides for the transition period beginning July 1, 2012, and ending at midnight on December 31, 2013, during which transition period, until assumed by the City, Gwinnett County shall continue to provide within the territorial limits of Peachtree Corners all government services and functions which Gwinnett County provided in that area as of the date of enactment of the Charter for Peachtree Corners, except as is otherwise provided by the Charter; and,

**SECTION 3.** That accordingly, it is hereby declared by the City Council for the City of Peachtree Corners that until: (1) repealed by the City Council by specific reference to the law or Ordinance of the Code of Gwinnett County, or (2) the City Council adopts regulation by the valid passage and adoption of an ordinance by the City Council affirmatively replacing specific Gwinnett County ordinances in conformance with the Charter of the City of Peachtree Corners, Georgia, and O.C.G.A. § 36-31-8, all existing laws and ordinances of Gwinnett County, in effect as of June 30, 2012 shall continue in full force and effect within the territorial limits of the City of Peachtree Corners for the term of the Charter transition period, or until otherwise repealed or replaced as contemplated herein. Subject to the following exception, to wit: as general law of the State of Georgia prohibits a local government from taking action resulting in a zoning decision without compliance with statutory requirements (Georgia Law Title 36, Chapter 66) the zoning ordinances of Gwinnett County as relating to zoning procedures to be applied are specifically not continued as a part of the ordinances of the City of Peachtree Corners; and,

**SECTION 4.** That further, pursuant to the authority as granted in its Charter for the adoption of emergency ordinances and, the City Council hereby affirmatively adopts and enacts all of those provisions of the Gwinnett County, Georgia Code of Ordinances which are not repealed or replaced by those certain Ordinances of the City of Peachtree Corners, Georgia which are enacted contemporaneously herewith in this first business meeting of the City Council; and,

For the purposes of this adoption, and as consistent based upon the text of the ordinance, any reference contained in the Gwinnett County Code of Ordinances to: (1) Gwinnett County, Georgia shall be deemed to refer to the City of Peachtree Corners, Georgia, (2) the Gwinnett County Board of Commissioners shall be deemed to refer to the Mayor and City Council of

**STATE OF GEORGIA  
COUNTY OF GWINNETT**

**Ordinance 2012-06-04**

Peachtree Corners, Georgia, (3) the County Manager shall be deemed to refer to the Interim and/or permanent City Manager of Peachtree Corners, Georgia, and in the absence of a permanent or interim City Manager the Mayor of Peachtree Corners, GA. Further, any duties or functions carried out by boards, authorities, commissions, and/or other entities in the Gwinnett County Code of Ordinances shall be carried out by the Mayor and Council of Peachtree Corners, Georgia or their duly authorized designees. Further, any other reference to any staff member or staff function set out in the Gwinnett County Code of Ordinances shall be deemed to be the responsibility of the closest corresponding staff member or department in the City of Peachtree Corners, or the Interim and/or permanent City Manager of Peachtree Corners, Georgia or his or her duly authorized designees. It is the intent of this provision that as to the names, designation of persons or entities, and construction as to other issues, the existing Gwinnett County Code be construed in a manner to allow for appropriate implementation as it applies within the City of Peachtree Corners.

Further, the City Clerk is directed forthwith to maintain a copy of the Official Code of Gwinnett County, Georgia as it existed on June 30, 2012, in the Office of the City Clerk of Peachtree Corners and to make the same available for public inspection upon request.

**SECTION 5.** That the Council finds an emergency exists for the adoption of governing laws and ordinances for the City of Peachtree Corners for beginning its function as a city as of its official incorporation date, July 1, 2012, without interruption or loss of services and functions essential for the city; and,

**SECTION 6.** That this Ordinance shall become effective upon its adoption.

**SECTION 7.** In the event that any one or more of the provision contained in this ordinance shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not effect any other provisions of this ordinance, but this ordinance shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

ORDAINED this the 1st day of June 30, 2012.

Approved:

\_\_\_\_\_  
Michael Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(SEAL)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 1:  
GENERAL PROVISIONS CODE, PROVIDING FOR INCLUSION AND  
IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF  
PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS  
CHAPTER 1: GENERAL PROVISIONS**

**WHEREAS:** The Ordinance relating to Chapter 1, General Provisions Code is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 1 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 1, General Provisions Code is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 2:  
ADMINISTRATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE  
CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA  
TO BE REFERENCED IN THE FUTURE AS CHAPTER 2: ADMINISTRATION**

**WHEREAS:** The Ordinance relating to Chapter 2, Administration is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 2 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 2, Administration is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 4:  
ALCOHOL CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE  
CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA  
TO BE REFERENCED IN THE FUTURE AS CHAPTER 4: ALCOHOL CODE**

**WHEREAS:** The Ordinance relating to Chapter 4, Alcohol Code is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 4 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 4, Alcohol Code is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 14:  
BUILDING CODE PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE  
CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA  
TO BE REFERENCED IN THE FUTURE AS CHAPTER 14: BUILDING CODE**

**WHEREAS:** The Ordinance relating to Chapter 14, Building Code is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 14 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 14, Building Code is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 18:  
BUSINESS CODE, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE  
CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA  
TO BE REFERENCED IN THE FUTURE AS CHAPTER 18: BUSINESS CODE**

**WHEREAS:** The Ordinance relating to Chapter 18, Business Code is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 18 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 18, Business Code is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 42:  
ENVIRONMENT, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE  
CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA  
TO BE REFERENCED IN THE FUTURE AS CHAPTER 42: ENVIRONMENT**

**WHEREAS:** The Ordinance relating to Chapter 42, Environment Code is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 42 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 42, Environment is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 46: FIRE PREVENTION AND PROTECTION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 46: FIRE PROTECTION AND PREVENTION**

**WHEREAS:** The Ordinance relating to Chapter 46, Fire Protection and Prevention Code is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 46 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 46, Fire Protection and Prevention is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 50:  
FLOODS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF  
ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE  
REFERENCED IN THE FUTURE AS CHAPTER 50: FLOODS**

**WHEREAS:** The Ordinance relating to Chapter 50, Floods is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 50 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 50, Floods is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 58:  
HISTORICAL PRESERVATION, PROVIDING FOR INCLUSION AND  
IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF  
PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS  
CHAPTER 58: HISTORICAL PRESERVATION**

**WHEREAS:** The Ordinance relating to Chapter 58, Historical Preservation is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 58 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 58, Historical Preservation is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 70:  
MANUFACTURED HOMES, PROVIDING FOR INCLUSION AND IDENTIFICATION  
IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS,  
GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 70:  
MANUFACTURED HOMES**

**WHEREAS:** The Ordinance relating to Chapter 70, Manufactured Homes is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 70 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 70, Manufactured Homes is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 82: PAWN SHOPS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 82: PAWN SHOPS**

**WHEREAS:** The Ordinance relating to Chapter 82, Pawn Shops is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 82 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 82, Pawn Shops is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 86:  
PLANNING AND DEVELOPMENT, PROVIDING FOR INCLUSION AND  
IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF  
PEACHTREE CORNERS, GEORGIA TO BE REFERENCED IN THE FUTURE  
AS CHAPTER 86: PLANNING AND DEVELOPMENT**

**WHEREAS:** The Ordinance relating to Chapter 86, Planning and Development is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 86 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** hat Chapter 86, Planning and Development is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 108:  
TELECOMMUNICATIONS, PROVIDING FOR INCLUSION AND IDENTIFICATION  
IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS,  
GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 108:  
TELECOMMUNICATIONS**

**WHEREAS:** The Ordinance relating to Chapter 108, Telecommunications is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 108 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 108, Telecommunications is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 114:  
UTILITIES, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE  
OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA TO BE  
REFERENCED IN THE FUTURE AS CHAPTER 114: UTILITIES**

**WHEREAS:** The Ordinance relating to Chapter 114, Utilities is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 114 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 114, Utilities is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 118:  
VEGETATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE  
CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA  
TO BE REFERENCED IN THE FUTURE AS CHAPTER 118: VEGETATION**

**WHEREAS:** The Ordinance relating to Chapter 118, Vegetation is hereby adopted and approved; and is presented hereto as if fully set forth herein; and,

**WHEREAS:** This Ordinance shall be designated as Chapter 118 of the Code of Ordinances of the City of Peachtree Corners, Georgia; and

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that Chapter 118, Vegetation is hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE THE BACKFLOW  
PREVENTION MANUAL OF GWINNETT COUNTY, GEORGIA AND THE PUMP  
STATION AND FORCE MAIN DESIGN MANUAL OF GWINNETT COUNTY,  
GEORGIA**

**WHEREAS:** The Mayor and Council of the City of Peachtree Corners may adopt any standard code or technical regulation by ordinance, incorporating said code or regulation by reference, and

**WHEREAS:** The details of such standard codes and technical regulations need not be advertised, but at least one copy of each such code or regulation shall be available at the City Clerk's Office for public inspection, and

**WHEREAS:** The following standard codes or technical regulations are hereby incorporated by reference:

*Backflow Prevention Manual of Gwinnett County*  
*Pump Station and Force Main Design Manual of Gwinnett County*

**WHEREAS:** This Ordinance is shall become effective upon its adoption,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS** that both the Manuals aforementioned are hereby adopted and approved as part of the Code of Ordinances for the City of Peachtree Corners, Georgia

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

3. The ordinance attached hereto and incorporated herein by reference as Exhibit "A", entitled "AN ORDINANCE ESTABLISHING LICENSING REQUIREMENTS AND REGULATIONS FOR SEXUALLY ORIENTED BUSINESSES WITHIN PEACHTREE CORNERS" be and the same is hereby adopted by the City Council as an emergency ordinance pursuant to §2.23 of the City Charter.
4. This ordinance shall become effective upon its adoption by the City Council.

**SO ORDAINED AND EFFECTIVE** this the 30<sup>th</sup> day of June, 2012.

Approved:

\_\_\_\_\_  
Mike Mason, Mayor

Attest:

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk

(Seal)

Approved as to Form and Content:

\_\_\_\_\_  
William F. Riley, Acting City Attorney

**A RESOLUTION IMPOSING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF PEACHTREE CORNERS, GEORGIA, A MORATORIUM OF ONE MONTH (UNLESS SOONER TERMINATED) UPON THE APPLICATION FOR, OR ISSUANCE OF, LAND DISTURBANCE PERMITS, BUILDING PERMITS, USE PERMITS, LAND USE PERMITS, LAND DEVELOPMENT PERMITS, CLEARING OR GRADING PERMITS, SIGN PERMITS, ADMINISTRATIVE PERMITS, BUSINESS LICENSES, ALCOHOLIC BEVERAGE LICENSES AND ANY AND ALL OTHER PERMITS OR LICENSES DEPENDENT UPON, OR RELATED TO, ZONING OF LAND, IN ORDER TO ALLOW FOR THE CONSIDERATION AND ADOPTION OF NECESSARY ZONING ORDINANCES, and THE PREPARATION OF NECESSARY FORMS AND ADOPTION OF NECESSARY PROCEDURES FOR THE PROCESSING OF SUCH APPLICATIONS.**

**WHEREAS**, the City of Peachtree Corners, Georgia was created by Act of the General Assembly known as House Bill 396 (2011); and

**WHEREAS**, said legislation provides for a transition period of July 1, 2012 through November 30, 2013 for the purpose of providing a time period during which an orderly transition of various governmental functions from Gwinnett to the City of Peachtree Corners shall occur; and

**WHEREAS**, the City of Peachtree Corners has adopted or intends to adopt certain portions of the Gwinnett Code of Ordinances, and in particular portions thereof related to zoning, land use and licensing of certain businesses (including alcoholic beverages licenses); and

**WHEREAS**, it is necessary for said zoning, land use and licensing purposes to consider and adopt zoning and land development ordinances, business licensing ordinances, and alcoholic beverage licensing ordinances, and to prepare application forms for zoning and land development related permits and for said licenses and to adopt procedures for the processing of said applications; and

**WHEREAS**, a reasonable amount of time is necessary in order to accomplish the aforesaid actions;

**NOW THEREFORE**, be it resolved by the Mayor and Council of the City of Peachtree Corners, Georgia as follows:

1. The aforesaid recitals are not mere recitals, but are material portions of this resolution; and
2. During the period of the within moratorium the Mayor and Council shall consider and adopt a zoning ordinance, a zoning map and related land development

ordinances for use within the territorial limits of the City of Peachtree Corners, Georgia, as well as forms and procedures for the administration of said ordinances; and

3. During the period of the within moratorium no applications for rezoning, or for land use permits, administrative permits, land disturbance permits, building permits, land development permits, clearing or grading permits, sign permits, or other such permits relating to the development or use of land shall be accepted, nor any such permits issued; and
4. During the period of the within moratorium the Mayor and Council shall adopt a business licensing and occupational tax ordinance (including alcoholic beverage licenses) as well as forms and procedures for the administration of said ordinances; and
5. During the period of the within moratorium no applications for business licenses, occupational tax certificates, or other such licenses shall be accepted or acted upon, nor shall any such business licenses, occupational tax certificates, or other such licenses (including alcoholic beverage licenses) be issued; and
6. The within moratorium shall begin July 1, 2012 and shall end at midnight July 31, 2012, unless sooner terminated by resolution of the Mayor and Council; and
7. In the event that any one or more of the provisions contained in this resolution or moratorium shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not effect any other provisions of this resolution or moratorium but this resolution and moratorium shall be construed as if such invalid, illegal, or unenforceable provision has never been contained herein.
8. The within resolution and moratorium shall become effective upon its adoption.

**SO RESOLVED AND EFFECTIVE**, this the 30<sup>th</sup> day of June, 2012.

Approved

---

Mike Mason, Mayor

ATTEST:

---

Joan Jones, Acting City Clerk

**A RESOLUTION IMPOSING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF PEACHTREE CORNERS, GEORGIA A MORATORIUM OF ONE MONTH (UNLESS SOONER TERMINATED) UPON THE APPLICATION FOR, OR ISSUANCE OF, LICENSES, PERMITS AND/OR CERTIFICATES FOR BUSINESSES OF THE TYPE DESCRIBED OR DEFINED BY EXISTING GWINNETT COUNTY, GEORGIA CODE CHAPTER 18, BUSINESSES, ARTICLE XI: ADULT ENTERTAINMENT ESTABLISHMENTS, ARTICLE V: MASSAGE ESTABLISHMENTS AND SPAS AND ARTICLE VIII: ESCORT AND OR DATING SERVICES.**

**WHEREAS**, the City of Peachtree Corners was created by Act of the General Assembly known as House Bill 396 (2011); and

**WHEREAS**, said legislation provides for a transition period of July 1, 2012 through November 30, 2013, for the purpose of providing a time period during which an orderly transition of various governmental functions from Gwinnett County to the City of Peachtree Corners shall occur; and

**WHEREAS**, the City of Peachtree Corners has adopted or intends to adopt certain portions of the Gwinnett County, Georgia Code of Ordinances as its initial code of ordinances; and in particular, portions thereof relating to the licensing and taxation of certain businesses and occupations; and

**WHEREAS**, prior to the adoption of said portions of the Gwinnett County Code of Ordinances, the City of Peachtree Corners deems it necessary in the public interest to review the Gwinnett County Code, Chapter 18, Businesses, Article XI: Adult Entertainment Establishments; Article V: Massage Establishments and Spas, and Article VIII: Escort and Dating Services (hereinafter "Regulated Businesses"); to receive and consider specific evidence of the effects, if any, said Regulated Businesses may have upon criminal conduct and activities within the City, their impact to surrounding businesses and neighborhoods in the City, as well as any undesirable secondary effects said Regulated Businesses may have within the City; and to consider and propose changes to the existing scheme of Gwinnett County ordinances prior to their adoption for use by the City of Peachtree Corners; and

**WHEREAS**, a reasonable period of time is required for the review of said Gwinnett County ordinances, for the conduct of hearings in order to receive evidence related to said Regulated Businesses, and for the consideration and adoption of ordinances regulating said businesses.

**NOW THEREFORE**, be it resolved by the Mayor and Council of Peachtree Corners, as follows:

1. That the above recitals are not mere recitals, but are material portions of the within resolution; and
2. That the Mayor and Council intend to, and shall, review the current Gwinnett County, Georgia ordinances regulating said Regulated Businesses, same being Gwinnett County Chapter 18, Businesses, Article XI: Adult Entertainment Establishments, Article V: Massage Establishments and Spas, and Article VIII: Escort and Dating Services Services; and
3. That all said Regulated Businesses desiring to operate within the geographical boundaries of Peachtree Corners must apply for a business or occupational license, occupational tax permit, use permit, use license, adult entertainment establishment license, massage therapy license, escort and/or dating service license and all other applicable licenses, permits, or certificates in order to lawfully operate and conduct business; and
4. A moratorium is hereby imposed upon the application for, or issuance of, any business or occupation license, occupational tax permit, use permit, use license, adult entertainment establishment license, massage therapy license, escort and/or dating service license and all other applicable licenses, permits or certificates for any Regulated Business operating, desiring to operate, or intending to operate within the territorial limits of the City of Peachtree Corners; said Regulated Businesses being any or all of the types of businesses or occupations defined or described in the current Gwinnett County Code of Ordinances, Chapter 18, Businesses, Article XI: Adult Entertainment Establishments; Article V: Massage Establishments and Spas, and Article VIII: Escort and Dating Services, and as said Code may have been amended up until the date of this Resolution, whether said business is currently licensed by Gwinnett County, Georgia or not; and
5. Said moratorium shall commence at July 1, 2012 and shall terminate without further action by the City Council at midnight July 31, 2012, unless sooner terminated by resolution of the City Council; and
6. During the period of said moratorium the City Council shall take the following actions in furtherance of the purposes of this moratorium:
  - (a) The City Council shall review and consider the aforesaid existing provisions of the Gwinnett County, Georgia Code, specifically Chapter 18, Articles V, VIII and XI for possible adoption by City of Peachtree Corners; and
  - (b) The City shall conduct hearings for the purpose of receiving evidence as to the effects of said Regulated Businesses of the type described in said Gwinnett County Code, Chapter 18, Articles V, VIII and XI, upon criminal conduct and activities upon surrounding businesses and

neighborhoods, as well as other possibly undesirable secondary effects of said businesses; and

- (c) The City Council shall propose and adopt an ordinance or ordinances regulating said Regulated Businesses of the type described in the aforesaid Gwinnett County Code, Chapter 18, Articles V, VIII and XI, as may be appropriate and necessary for the City of Peachtree Corners.

7. In the event that any one or more of the provisions contained in this resolution or moratorium shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not effect any other provisions of this resolution or moratorium but this resolution and moratorium shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

8. The within resolution and moratorium shall become effective as of its adoption.

SO RESOLVED AND EFFECTIVE, this the 30th day of June, 2012.

Approved,

---

Mike Mason, Mayor

ATTEST:

---

Joan Jones, Acting City Clerk