

17-O-1290

AN ORDINANCE BY COUNCILMEMBER MICHAEL JULIAN BOND TO CREATE THE ATLANTA BELTLINE COMMERCIAL ENTERPRISE ZONE; AND FOR OTHER PURPOSES.(THIS LEGISLATION IS A DUAL REFERRED ITEM AND WILL BE FORWARDED TO FINANCE/EXECUTIVE COMMITTEE PENDING A COMMUNITY DEVELOPMENT/HUMAN SERVICES COMMITTEE RECOMMENDATION.)

WHEREAS, an amendment to the Constitution of the State of Georgia was adopted by referendum in November 1982 giving the Council of the City of Atlanta power to create urban enterprise zones in the City of Atlanta; and

WHEREAS, enabling legislation known as the Atlanta/Fulton County Urban Enterprise Zone Act was enacted by the Georgia General Assembly and signed by the Governor in March 1983 and subsequently amended; and

WHEREAS the Atlanta/Fulton County Urban Enterprise Zone Act gives the Council of the City of Atlanta authority to designate areas within the City as urban enterprise zones for commercial purposes if certain conditions are met; and

WHEREAS, the designation of a Commercial Enterprise Zone exempts, in whole or in part for a period of ten (10) years, the taxable value of property within the zone only from ad valorem taxes for City purposes; and

WHEREAS, the designation of a Commercial Enterprise Zone exempts the real property from ad valorem taxes for one-hundred percent (100%) of its taxable value for the first five years after creation; eighty percent (80%) for the next two years; sixty percent (60%) for the next year; forty percent (40%) for the next year; and twenty percent (20%) for the last year; and

WHEREAS, there are areas of the BeltLine that are economically and socially depressed with little or no economic activities: and

WHEREAS, Atlanta BeltLine, Inc. has identified said areas being more fully described in Exhibit "A" with a Legal Description in Exhibit "B", attached hereto, and made a part hereof; and

WHEREAS, it is the expressed intent of the Atlanta City Council to use UEZ legislation as an incentive to generate private investment in areas of the City which otherwise might not attract such investments for commercial construction and job creation purposes.

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

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Section 1: It is found by the Council of the City of Atlanta that the areas of the BeltLine identified in Exhibit "A" is economically and socially depressed. It is further found that areas such as this contribute to or cause unemployment, create an

inordinate demand for public services and, in general, have a deleterious effect on the public health, safety, welfare, and morals. It is further found that these areas, as is the case with the identified BeltLine areas are characterized by no investment or under investment by private enterprise in ventures which produce jobs, trade, provision of services, and economic activities which individually and together contribute to a healthy society. This lack of private investment and activity contributes to social and economic depression in such areas. Therefore, it is in the public interest that incentives be provided to private enterprise to invest in such areas, and that such private enterprise place priority upon the employment of those residents in those economically and socially depressed areas designated herein as urban enterprise zones.

Section 2: The Atlanta Beltline Commercial Enterprise Zone is hereby created. The effective date of all exemptions established therein shall be January 1, 2018. The Atlanta Beltline Commercial Enterprise Zone shall be abolished on December 31, 2027. The Atlanta Beltline Commercial Enterprise Zone shall otherwise not be abolished except as provided in State law. A legal description of the Atlanta Beltline Commercial Enterprise Zone is attached hereto as Exhibit "B", and made a part hereof, and shall be on file in the Office of Zoning and Development and the Office of the Municipal Clerk.

Section 3: The Municipal Clerk is hereby directed to transmit a copy of this Ordinance as well as the legal description of the Atlanta Beltline Commercial Enterprise Zone to the Tax Commissioner of Fulton County, to the Commissioner of the Department of Community Affairs of the State of Georgia, and to the Superintendent of the Atlanta Board of Education immediately upon approval by the Mayor of the City of Atlanta.

Section 4: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

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CITY COUNCIL ATLANTA, GEORGIA

SPONSOR SIGNATURES

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CITY COUNCIL ATLANTA, GEORGIA

AN ORDINANCE BY COUNCILMEMBER MICHAEL JULIAN BOND TO CREATE THE ATLANTA BELTLINE COMMERCIAL ENTERPRISE ZONE; AND FOR OTHER PURPOSES.(THIS LEGISLATION IS A DUAL REFERRED ITEM AND WILL BE FORWARDED TO FINANCE/EXECUTIVE COMMITTEE PENDING A COMMUNITY DEVELOPMENT/HUMAN SERVICES COMMITTEE RECOMMENDATION.)

Workflow List:

Clerk of Council
Atlanta City Council
Finance/Executive Committee
Community Development & Human Services Committee
Atlanta City Council Mayor's Office

HISTORY:

05/15/17

Completed Completed Pending

Pending Pending

05/16/2017 4:03 PM

05/15/2017 1:00 PM

05/24/2017 1:00 PM

Pending 05/23/2017 12:30 PM 06/05/2017 1:00 PM

REFERRED WITHOUT OBJECTION

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Atlanta City Council

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RESULT: REFERRED WITHOUT OBJECTION Next: 5/24/2017 1:00 PM

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LEGISLATION HISTORY – BLUE BACK

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Certified by Presiding Officer	Certified by Clerk
Mayor's Action	
See Authentication Page Attachment	

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WHEREAS, enabling legislation known as the Atlanta/Fulton County Urban Enterprise Zone Act was enacted by the Georgia General Assembly and signed by the Governor in March 1983 and subsequently amended; and

WHEREAS the Atlanta/Fulton County Urban Enterprise Zone Act gives the Council of the City of Atlanta authority to designate areas within the City as urban enterprise zones for commercial purposes if certain conditions are met; and

WHEREAS, the designation of a Commercial Enterprise Zone exempts, in whole or in part for a period of ten (10) years, the taxable value of property within the zone only from ad valorem taxes for City purposes; and

WHEREAS, the designation of a Commercial Enterprise Zone exempts the real property from ad valorem taxes for one-hundred percent (100%) of its taxable value for the first five years after creation; eighty percent (80%) for the next two years; sixty percent (60%) for the next year; forty percent (40%) for the next year; and twenty percent (20%) for the last year; and

WHEREAS, there are areas of the BeltLine that are economically and socially depressed with little or no economic activities: and

WHEREAS, Atlanta BeltLine, Inc. has identified said areas being more fully described in Exhibit "A" with a Legal Description in Exhibit "B", attached hereto, and made a part hereof; and

WHEREAS, it is the expressed intent of the Atlanta City Council to use UEZ legislation as an incentive to generate private investment in areas of the City which

otherwise might not attract such investments for commercial construction and job creation purposes.

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

L.18.a

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Attachment: 34 BELTLINE COMMERCIAL ENTERPRISE (17-O-1290 : Creating the BeltLine Commercial Enterprise Zone)

L.18.a

Section 1: It is found by the Council of the City of Atlanta that the areas of the BeltLine identified in Exhibit " A " is economically and socially depressed. It is further found that areas such as this contribute to or cause unemployment, create an inordinate demand for public services and, in general, have a deleterious effect on the public health, safety, welfare, and morals. It is further found that these areas, as is the case with the identified BeltLine areas are characterized by no investment or under investment by private enterprise in ventures which produce jobs, trade, provision of services, and economic activities which individually and together contribute to a healthy society. This lack of private investment and activity contributes to social and economic depression in such areas. Therefore, it is in the public interest that incentives be provided to private enterprise to invest in such areas, and that such private enterprise place priority upon the employment of those residents in those economically and socially depressed areas designated herein as urban enterprise zones.

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Section 3: The Municipal Clerk is hereby directed to transmit a copy of this Ordinance as well as the legal description of the Atlanta Beltline Commercial Enterprise Zone to the Tax Commissioner of Fulton County, to the Commissioner of the Department of Community Affairs of the State of Georgia, and to the Superintendent of the Atlanta Board of Education immediately upon approval by the Mayor of the City of Atlanta.

Section 4: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

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Attachment: 34 BELTLINE COMMERCIAL ENTERPRISE (17-O-1290 : Creating the BeltLine Commercial Enterprise Zone)