

Subject Matter: Downtown Planning Committee  
Date First Presented at Council Public Meeting: February 7, 2019  
Date of Second Reading and Public Hearing Before City Council:  
February 21, 2019

**CITY OF FAYETTEVILLE  
COUNTY OF FAYETTE  
STATE OF GEORGIA**

**AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF  
FAYETTEVILLE, GEORGIA**

**ORDINANCE NUMBER            #0-9-19**

**RECITALS**

**WHEREAS**, the City through various efforts, with the help and support of residents and businesses, has successfully revitalized the Downtown Core of the City of Fayetteville;

**WHEREAS**, the City recognizes that to continue into the future the successful redevelopment of the Downtown Core, it is necessary that the City, in cooperation with its citizens and businesses, must plan and implement policies and activities that will enhance the economic and social wellbeing of the citizens and businesses within the City's downtown core;

**WHEREAS**, the City hereby creates a Downtown Planning Committee composed of City officials, City residents and City businesses with a goal of planning for the continued success and improvement of the redevelopment of the City's downtown; and

**WHEREAS**, Section 4.02 of Article IV of the City's Charter authorizes the City Council to create committees to fulfill the functions of the City Council.

**WHEREFORE, IT IS HEREBY** enacted and ordained pursuant to the authorities cited above, the following Downtown Planning Committee Ordinance:

**ARTICLE ONE**

***DIVISION 4. DOWNTOWN PLANNING COMMITTEE***

*Sec. 4-179    There is created a Downtown Planning Committee of the City of Fayetteville.*

*Sec. 4-180    Downtown District.    The Downtown District shall encompass the geographic area of the City described at the Main Street Architectural Overlay District at Sec. 94-188 of the City's Code of Ordinances.*

*Sec. 4-181 Composition; quorum; member qualifications.*

- a. The Downtown Planning Committee shall be composed of eleven members. Three Council Members shall be appointed by the Mayor, and eight Community Members appointed by the City Council. A majority of the members shall constitute a quorum for the purpose of any action to be taken by the authority. The authority shall have the right to promulgate any rules, regulations or bylaws governing its function, operation, meetings, deliberations or any other matters as might be deemed appropriate and the best interest of the Committee by its membership, unless disappointed by the Council and revoked or modified thereby.*
- b. Any Community Member appointed as a member of the Committee must meet the following qualifications:*
  - i. The person must be a resident residing within the city limits of the City of Fayetteville; or*
  - ii. A business owner for a business located within the city limits of the City of Fayetteville.*

*Sec. 4-182 Term of Office. After the initial appointment and term, all members shall be appointed for three-year terms unless serving an unexpired term.*

*Sec. 4-183 Removal of Members. The Council shall have the authority to remove any member of the Committee for any reason or no reason, and fill any vacancy.*

*Sec. 4-184 Organization, Rules. The Committee shall elect its presiding officer from among its members. The term of the presiding officer shall be one year with eligibility for reelection. The Committee shall appoint a secretary for one year terms, who shall maintain minutes of the Committee's meetings. The Committee shall be subject to and compliant with the Georgia Open Meetings and Records laws. All meetings of the Committee, at which official action is taken, shall be open to the public and all records of the Committee shall be a public record. The Committee's meeting schedule shall be established by its members.*

*Sec. 4-185 Powers and Duties. The Committee shall have all the powers, duties and responsibilities as follows:*

*The Committee will develop and update the long-range plan for the future of the City's Downtown District, which plan will provide a long-range blueprint detailing the investments of resources, including human talents, needed to ensure the District's future economic success for its businesses and improved quality of life for its residents. The Plan will strive to provide best-in-class infrastructure; a competitive economy; healthy,*

*livable communities which foster improved mobility, including walk-friendly and bike-friendly initiatives; encourage growth of the District's arts and cultural community; encourage the involvement and contributions of businesses and residents within the District; ensure that the District's economy remains thriving and competitive by developing improved opportunities for social and economic growth and mobility; and assist the City in preparing for key issues of the District, such as population growth and redevelopment. The Committee shall make such careful and comprehensive surveys and studies of existing conditions and probably future development and to prepare such plans for physical, social, and economic growth as will best promote the public health, safety, convenience, prosperity, or the general welfare as well as efficiency and economy in the development of the Downtown District, including recommendations to the City Council for adoption of zoning ordinances and regulations affecting the Downtown District.*

*Sec. 4-186 Staff Liaison. The City Manager will appoint a senior member of city staff to be a Staff Liaison with the Committee. The Staff Liaison should be familiar with the role of the Committee.*

*Sec. 4-187 Attendance Requirements. When a member misses 25 percent of the regularly scheduled meetings over any 12-month period, which period commences on the date of appointment, the Staff Liaison will send the member a letter advising him/her that further absences may be cause for his/her removal from the Committee. Thereafter, should the absences continue, the City Council may take appropriate action including, but not limited to, excusing the absences, removing the Committee member, as the council deems appropriate.*

*Sec. 4-188 Conflict of Interest. Conflict of Interest Standards and the Fayetteville Code of Ethics will apply to decisions in which any Committee member or his/her family member has a financial interest or direct personal interest in the outcome of a decision. A Member having such a conflict of interest must disclose it in writing and shall recuse himself/herself from voting as required by the City's Code of Ethics.*

## **ARTICLE TWO**

Article One shall be codified at Chapter 2, Article IV of the City's Code of Ordinances, as a New Division 4, entitled "Downtown Planning Committee".

## **ARTICLE THREE**

The Ordinance shall become immediately effective upon its second reading and adoption by the City Council.

## **ARTICLE FOUR**

The Preamble Recitals of this Ordinance shall be construed to be, and is hereby incorporated by reference as if fully set out herein.

**ARTICLE FIVE**

The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, sentence, paragraph, or section of this Ordinance shall be declared illegal by the valid judgement or decree of any court of competent jurisdiction, such an illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

**SECTION SIX**

All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

**APPROVED BY THE MAYOR AND COUNCIL OF THE CITY OF FAYETTEVILLE** at a regular public meeting of the Mayor and Council in compliance with the Georgia Open Meetings Law on the 21<sup>st</sup> day of February 2019 (Date of Enactment), by the following voting for adoption:

ATTEST:

\_\_\_\_\_  
Edward J. Johnson, Jr. Mayor

\_\_\_\_\_  
Rich Hoffman, Mayor Pro Tem

\_\_\_\_\_  
Anne Barksdale, City Clerk

\_\_\_\_\_  
Kathaleen Brewer, Council Member

\_\_\_\_\_  
Paul C. Oddo, Jr., Council Member

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Harlan Shirley, Council Member

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Scott Stacy, Council Member