

**CITY OF DULUTH  
AMENDMENT ORDINANCE  
UNIFIED DEVELOPMENT CODE  
AMENDING ARTICLE 2, "USE OF LAND AND STRUCTURES"**

**WHEREAS**, the Mayor and City Council of the City of Duluth, Georgia recognizes the importance of promoting the community's health, safety and welfare by providing clear, correct and consistent zoning regulations and compliance with the goals, objectives and policies identified within the adopted Community Agenda; and

**WHEREAS**, the Unified Development Code of the City of Duluth, Georgia, specifically authorizes the City Council to amend the text of the City of Duluth Unified Development Code by the City Council; and

**WHEREAS**, the Unified Development Code of the City of Duluth, Georgia, grants authority to the Community Development Director to initiate amendments to the text of the City of Duluth Unified Development Code; and

**WHEREAS**, the Mayor and City Council recognize the importance of ensuring that the regulations promote the quality of life in the City; and

**WHEREAS**, on May 1, 2017, the City of Duluth Planning Commission held a public hearing duly noticed and voted to recommend approval of the text amendment (TA#2017-002); and

**WHEREAS**, the Duluth City Council held a public meeting on May 8, 2017, duly noticed as prescribed by law and published in the Gwinnett Daily Post regarding the text amendments as set forth in the minutes of said meeting.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DULUTH DOES HEREBY ORDAIN AS FOLLOWS:**

Amend Table 2-C of the Code by incorporating the use of “Yoga, Pilates and similar Studios” (NAICS 611699), amending the use of “Restaurants, Full Service (excluding Brewpubs)” (NAICS 722511) and amending the use of “Brewpubs” (NAICS 722511) as follow:

**Table 2-C: Principal Uses Allowed by Zoning District**

- A Use is allowed by right in the zoning district indicated.
- S Use is allowed in the district if approved as a Special Use.
- A/S Use is allowed by right unless approval as a Special Use is required in Article 3.

NAICS 2012	PRINCIPAL USES	RA-200	R-100	R-75	RM	MH	HRD	CBD	C-1	C-2	HC-R	HC-A	O-I	O-N	M-1	M-2	RD	See Also Article 3	For Parking, See Table 4-B
6116	Private Schools: Personal Enrichment:																		
611699	<u>Yoga, Pilates and similar Studios</u>							A/S	A	A	A	A						Sec. 317	b.13
722	Food and Drinking Places																		
722511	Restaurants, Full-Service (excluding Brewpubs); including Lounges							A/S A		A	A	A						Sec. 309 Sec. 338	b.9
722511	Brewpubs							A/S A										Sec. 309 Sec. 338	b.9

{Signatures on the following page}

**IT IS SO ORDAINED this 8th day of May, 2017.**

Those councilmembers voting in favor:

\_\_\_\_\_  
Nancy Harris, Mayor

\_\_\_\_\_  
Marsha Anderson Bomar, Post 1

\_\_\_\_\_  
Jim Dugan, Post 2

\_\_\_\_\_  
Billy Jones, Post 3

\_\_\_\_\_  
K. J. "Kelly" Kelkenberg, Post 4

\_\_\_\_\_  
Greg Whitlock, Post 5

Those councilmembers voting in opposition:

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ATTEST

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Teresa Lynn, City Clerk