

**AN ORDINANCE TO AMEND CHAPTER 58, ARTICLE I OF THE CITY OF SANDY SPRINGS CODE OF ORDINANCES TO ADD A NEW SEC. 58-8 TO ESTABLISH THE REQUIREMENT FOR AN INDIVIDUAL, BUSINESS, PRIVATE CONTRACTOR OR OTHER ENTITY TO OBTAIN A PERMIT BEFORE UTILIZING THE SERVICES OF AN OFF-DUTY PUBLIC SAFETY OFFICER TO DIRECT TRAFFIC IN A PUBLIC RIGHT-OF-WAY WITHIN THE CITY OF SANDY SPRINGS**

WHEREAS, the City of Sandy Springs, Georgia (the "City") has developed and adopted a transportation master plan for the City; and

WHEREAS, the City has expended over \$1,500,000 to develop a state-of-the-art traffic management center and fiber optic communications backbone connecting the City's traffic signals; and

WHEREAS, the City has invested \$1,000,000 in intersection improvements in fiscal year 2008 and has budgeted \$1,000,000 for intersection improvements in fiscal year 2009; and

WHEREAS, City staff spend significant time and effort monitoring and maintaining the City's roadway network and traffic signal infrastructure; and

WHEREAS, one poorly implemented traffic control incident can degrade operations for an entire corridor and cause significant congestion with concurrent lessening of safety on the roadways; and

WHEREAS, the City desires to regulate traffic flow and congestion throughout its transportation network for the benefit of its citizens and visitors;

NOW, THEREFORE, in order to accomplish the foregoing, the Mayor and City Council, pursuant to their authority, do hereby amend Chapter 58, Article I, of the City of Sandy Springs Code of Ordinances to add a new Sec. 58-8, as follows:

**Sec. 58-8. Direction of Traffic.**

(a) It shall be unlawful for an individual, business, private contractor or other entity to utilize the services of an off-duty public safety officer to direct traffic in a public right-of-way within the city for its clients, employees or events without having obtained a permit from the city to do so as hereinafter provided. "Direction of traffic", as used in this section, shall mean the controlling or restricting of movement of any motor vehicle that is traveling in a public right-of-way within the city.

(b) A public safety officer utilized by an individual, business, private contractor or other entity to direct traffic shall be approved by the city police department as qualified to do so and shall be subject to all applicable rules, regulations and guidelines of the city's police department.

(c) Every individual, business, private contractor or other entity desiring to obtain a permit required by this section shall make written application to the city's revenue department in the form approved by the department. The application shall provide all information as may be requested by the city. Failure to furnish any information requested by the city in consideration of the application within thirty (30) days of request by the city shall result in automatic dismissal of the application.

(d) Any application for a permit submitted to the revenue department pursuant to this section shall be subject to the approval of the city's public works department, with the concurrence of the city's police department. Approval of a permit under this section, when given, is subject to modification or cancellation by the city at any time by providing seven (7) days written notice of modification or cancellation to the holder of the permit.

(e) A permit issued under this section shall be renewable on an annual basis. At all times, an individual, business, private contractor or other entity having obtained a permit pursuant to this section must have on display, in a conspicuous location within the offices of the individual, business, private contractor or other entity as designated in the permit application, the permit for the current permitting year, to be available for inspection by authorized representatives of the city at all times.

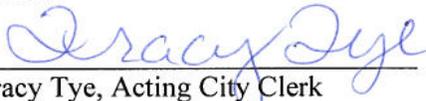
(f) Any individual, business, private contractor or other entity who violates this provision is guilty of a violation of this Code and shall be punished as provided in section 1-10.

**SO ORDAINED**, this the 16<sup>th</sup> day of December, 2008.

Approved:

  
\_\_\_\_\_  
EVA GALAMBOS, Mayor

Attest:

  
\_\_\_\_\_  
Tracy Tye, Acting City Clerk  
(Seal)

