

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO **THE GENERAL EXCEPTION FOR LOT SIZE REQUIREMENTS**; AND FOR OTHER PURPOSES

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. Section 9-15-11, entitled “*Lot Size Requirements—General Exception*,” of the Code of Athens-Clarke County, is hereby amended by maintaining the current language of said section as sub-section (A) and adding a sub-section (B) thereto as follows:

Sec. 9-15-11. Lot size requirements—General exception.

A. If a lot held in single ownership and recorded in the office of the clerk of superior court at the time of passage of the ordinance codified herein, has an area or dimension which does not meet the lot size requirements of the district in which the property is located, the lot or aggregate holdings may be occupied by a use permitted outright in the district subject to all other requirements, provided it complied with all ordinances when it was recorded.

B. The boundaries between contiguous nonconforming lots may be adjusted if the result does not enlarge or extend the element of nonconformity by creating any of the following conditions:

- (1) Additional lots;
- (2) Additional nonconforming lots by area or dimension; or
- (3) Lot sizes less than the smallest lot size or dimensions (i.e., width, depth) less than the shortest such dimension that existed prior to recombination.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.