

1 **A RESOLUTION TO RESCIND RESOLUTION No. 97-0754 CREATING A SEWERAGE**  
2 **MORATORIUM FOR THE LITTLE RIVER SEWER SERVICE AREA; AND FOR OTHER**  
3 **PURPOSES.**

4 **WHEREAS**, on June 4, 1997, the Fulton County Board of Commissioners approved  
5 Resolution No. 97-0754, imposing a sewerage moratorium for the Little River Sewer  
6 Service Area; and

7 **WHEREAS**, the moratorium was necessary due to the limited available treatment  
8 capacity at Fulton County's Little River Water Reclamation Facility ("Facility"), which is  
9 located on Cox Road in Cherokee County; and

10 **WHEREAS**, at the time of the moratorium, the Georgia Environmental Protection  
11 Division ("EPD") capped the Facility's total treatment capacity at 1.0 million gallons per day  
12 ("MGD"), and would not increase the capacity unless Fulton County expanded the Facility  
13 to meet current and future demands; and

14 **WHEREAS**, the purpose of the moratorium was to control the amount of sewerage  
15 flows into the Facility by limiting the number of new sanitary sewer connections, and to  
16 allow Fulton County to maintain compliance with EPD regulations and the Facility's  
17 National Pollutant Discharge Elimination System Permit ("NPDES") limits; and

18 **WHEREAS**, Fulton County completed an expansion of the Facility in late 2020, and  
19 on January 28, 2021, EPD authorized Fulton County to operate the expanded Facility with  
20 an increased treatment capacity of 2.6 MGD; and

21 **WHEREAS**, with operation of the newly expanded Facility, the sewerage moratorium  
22 is no longer necessary due to the Facility's ability to treat 2.6 MG of sewerage flow; and

23 **WHEREAS**, projects in the region served by the Facility that require new sewer  
24 services may now continue without limitation so long as they comply with Fulton County  
25 sewer regulations; and

26 **WHEREAS**, the Board of Commissioners finds that it is in the best interest of its  
27  
28

1 citizens, including their health and welfare, to rescind the sewerage moratorium within the  
2 Little River Sewer Service Area.

3 **NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners hereby  
4 expressly rescinds Resolution 97-0754, which imposed the sewerage moratorium within  
5 the Little River Sewer Service Area.

6 **BE IT FURTHER RESOLVED**, that all restrictions imposed by Resolution 97-0754  
7 are immediately lifted.

8 **BE IT FINALLY RESOLVED**, that this Resolution shall become effective  
9 immediately upon adoption by the Board of Commissioners, and that all resolutions and  
10 parts of resolutions in conflict with this Resolution are hereby repealed to the extent of the  
11 conflict.

12 **SO PASSED AND ADOPTED** by the Board of Commissioners of Fulton County,  
13 Georgia, this \_\_\_\_\_ day of February, 2021.

14 **FULTON COUNTY BOARD OF COMMISSIONERS**

15 \_\_\_\_\_  
16 Robert L. Pitts, Chairman

17 **ATTEST:**

18 \_\_\_\_\_  
19 Tonya R. Grier  
20 Clerk to the Commission

21 **APPROVED AS TO FORM:**

22 \_\_\_\_\_  
23 Kaye Woodward Burwell  
24 Interim County Attorney