



City Council
Atlanta, Georgia

01-0 -0059

AN ORDINANCE
BY: ZONING COMMITTEE

U-00-44
11-22-00

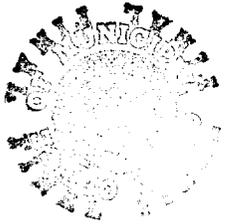
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of Section 16-13.005(1)(c) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a **Game Room** is hereby approved. Said use is granted to **UK Pubs Ltd. (dba Churchill Arms)** and is to be located at **3223 Cains Hill Place, N.E.** to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot **99** of the **17th** District, Fulton County, Georgia, being more particularly described by the attached legal description.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements," and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.



Conditions for U-00-44

1. Site plan entitled "Zoning Map – 3223 Cains Hill Place, Churchill Arms Pub" prepared by A.S. Giometti, Registered Land Surveyor, dated November 6, 2000 and marked received by the Bureau of Planning November 22, 2000.
2. The Churchill Arms British Pub shall have exclusive use of 34 of the 42 on-site parking spaces from 5:00 p.m. until closing each day (see also V-00-398).



D/AXELROD-nst-8888(A)-588210

STATE OF GEORGIA
COUNTY OF FULTON

Fulton County, Georgia
Real Estate Transfer Tax
Paid \$ NONE
Date 1-31-85
BARBARA PRICE
Clerk, Superior Court
By: [Signature]
Deputy Clerk

DEED OF ASSENT

THIS INDENTURE, made this the 29th day of January, 1985, between JANE L. AXELROD, CARLENE L. CRISTAL and RITA A. LEWIS, as Co-Executrices of the Last Will and Testament of CARL A. LEWIS, late of Fulton County, deceased, hereinafter, sometimes referred to, collectively, as the "Grantor", and JANE L. AXELROD and CARLENE L. CRISTAL, hereinafter, sometimes referred to, collectively, as the "Grantee".

WITNESSETH:

That the said Grantor, acting as Co-Executrices under and by virtue of the power and authority contained in the Last Will and Testament of CARL A. LEWIS, deceased, said Will having been probated in solemn form by order of the Judge of the Probate Court of Fulton County, Georgia, on June 13, 1984, as evidence of the devise contained in Item 2.2 of the Last Will and Testament of CARL A. LEWIS has assented, transferred, granted and conveyed, and by those presents does assent, transfer, grant and convey, unto the said Grantee, his heirs and assigns, the following described property, to-wit:

All that tract or parcel of land lying and being in Land lot 99 of the 17th District of Fulton County, Georgia, being Lots 11 and 12 in Block "C" of the Subdivision of the Powell Property as said lots are shown to be located on a survey made by William H. Bingham, dated July 9, 1955, and revised July 25, 1955, a copy of which is recorded in Flat Book 56, page 22, Fulton County Records, and being more particularly described as follows:

Beginning at a point on the east side of Cain's Hill Place (as said Cain's Hill Place is actually located, such location being slightly west of the location shown on the subdivision map of the Powell Property) said point being 251.3 feet southerly, as measured along Cain's Hill

GEORGIA, Fulton County, Clerk's Office Superior Court
Filed & Recorded JAN 31 1985 at 10:03

REC-9366 PAGE 217

Barbara J. Price CLERK

11-00-44

Page 1 of 3



Place from the south side of E. Andrews Drive, and from said point of beginning running thence south along the east side of Cain's Hill Place, a distance of 100 feet to a point which is 450 feet northerly from the northeast corner of the intersection of Cain's Hill Place with Irby Avenue; running thence easterly along the north line of property now or formerly of Dr. John D. Campbell, a distance of 185.55 feet to an iron pin; thence northerly a distance of 100 feet to an iron pin; thence west a distance of 182.2 feet to an iron pin, at the point of beginning; being improved property known as Nos. 3221-3223-3225 and 3227 Cain's Hill Place, N. W., according to the present system of numbering houses in the City of Atlanta, Georgia.

Also: An easement and right-of-way to use, in common with the owners of other properties adjoining the same, a driveway running from Cain's Hill Place easterly along the southern side of Lot 13, and thence northerly along the eastern side of Lots 13, 12, 11 and 10, as shown on the above mentioned survey; the property above described being subject to the rights of others in the use of that portion of the same covered by said driveway.

Subject to all liens and easements of record.

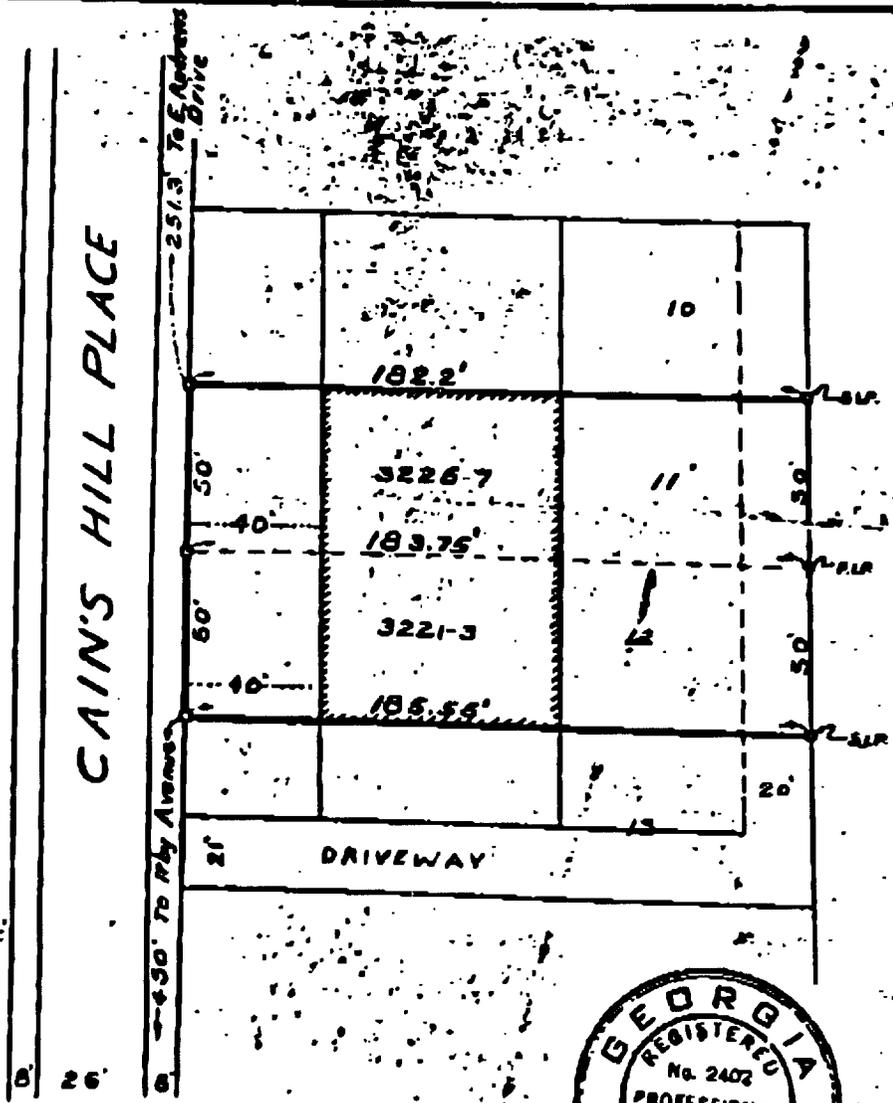
This Deed is executed and delivered by the said Grantor, as Co-Executrixes of the Last Will and Testament of CARL A. LEWIS, deceased, to the Grantee herein, for the purpose of evidencing his assent to the devise contained in said Last Will and Testament and to transfer and convey all of the right, title and interest of CARL A. LEWIS or his estate in and to said above described property. All debts, claims, taxes and expenses due by the said CARL A. LEWIS, deceased, and his estate, have been paid in full.

TO HAVE AND HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining to, the only proper use, benefit and behoof of the said Grantee, his heirs and assigns, forever, in FEE SIMPLE, in as full and ample a manner as the same was held, possessed and enjoyed or might have been held, possessed and enjoyed by the said CARL A. LEWIS in his lifetime.

BOOK 9366 PAGE 218

17013

CAIN'S HILL PLACE



PROPERTY OF
HUGH C. HUNTER

LOCATED IN
 GRAND LOT 39 OF THE 1714 DISTRICT OF FULTON, COUNTY, GEORGIA, IN THE CITY OF ATLANTA.

I certify that this plat is correct and I use information of the conditions
 of the land.
William H. Bingham
 Georgia Registered Surveyor No. 2402
 Member of Georgia Association of Registered Land Surveyors.

WILLIAM H. BINGHAM
 ENGINEER
 3112 ROSWELL ROAD N.W.
 STREET FLOOR BUCKHEAD THEATER BUILDING
 ATLANTA 5, GA.
 SCALE 1"=50'

SURVEYED BY: W.R.B. DATE: JULY 8, 1955
 DRAWN BY: G.J.T. JOB NO. 55,635

Dimensions revised 7-25-55

ENTERED *7/22/55* 1955

U-00-44 Page 3 of 3

EXHIBIT A

ALL THAT TRACT or parcel of land lying and being in Land Lot 99 of the 17th District of Fulton County, Georgia, being Lots 11 and 12 in Block "C" of the Subdivision of the Powell Property as said lots are shown to be located on a survey made by William H. Bingham, dated July 8, 1955, and revised July 25, 1955, a copy of which is recorded in Plat Book 56, page 22, Fulton County Records, and being more particularly described as follows:

BEGINNING at a point on the east side of Cain's Hill Place (as said Cain's Hill Place is actually located, such location being slightly west of the location shown on the subdivision map of the Powell Property) said point being 251.3 feet southerly, as measured along Cain's Hill Place from the south side of E. Andrews Drive, and from said point of beginning running thence south along the east side of Cain's Hill Place, a distance of 100 feet to a point which is 450 feet northerly from the northeast corner of the intersection of Cain's Hill Place with Irby Avenue; running thence easterly along the north line of property now or formerly of Dr. John D. Campbell, a distance of 185.55 feet to an iron pin; thence northerly a distance of 100 feet to an iron pin; thence west a distance of 182.2 feet to an iron pin, at the point of beginning; being improved property known as Nos. 3221-3223-3225 and 3227 Cain's Hill Place, N. W., according to the present system of numbering houses in the City of Atlanta, Georgia.

ALSO: An easement and right-of-way to use, in common with the owners of other properties adjoining the same, a driveway running from Cain's Hill Place easterly along the southern side of Lot 13, and thence northerly along the eastern side of Lots 13, 12, 11 and 10, as shown on the above mentioned survey; the property above described being subject to the rights of others in the use of that portion of the same covered by said driveway.

Subject to all liens and easements of record.



A/MEMORANDUM-nsr-888

AT THE TIME OF FILING, THE REFERENCED ATTACHMENT WAS NOT MADE A PART OF THIS INSTRUMENT.

STATE OF GEORGIA
COUNTY OF FULTON

MEMORANDUM OF PARTNERSHIP AGREEMENT

This Memorandum made and entered into this 29th day of January, 1985, by and between JANE L. AXELROD and CARLENE L. CRISTAL.

FOR AND IN CONSIDERATION of the premises and other good and valuable consideration, the parties have executed and do record this Memorandum as follows:

1. The parties have entered into a Partnership Agreement effective this 29th day of January, 1985. The primary asset of the Partnership is the improved real property described in Paragraph 2 (hereafter, the "Property"). Said Partnership Agreement sets forth the terms and conditions upon which the parties have agreed to hold their interests in the Property. In addition, said agreement provides the terms and conditions under which the Property, and interests therein, or an interest in the Partnership, may be conveyed, transferred or assigned.

GEORGIA Fulton County Clerk's Office Superior Court
JAN 31 1985 10:03
Filed & Recorded at Barbara J. Rice Clerk

2. The property is improved realty lying and being in Land Lot 99, District 17 of Fulton County and is more particularly described on Exhibit A attached hereto and made a part hereof.

3. This Memorandum is made and recorded for the purpose of giving notice to all parties that the parties hereto have entered into a Partnership Agreement in connection with the Property summarized as set forth above.

GEORGIA Fulton County Clerk's Office Superior Court
JAN 31 1985 10:03
Filed & Recorded at Barbara J. Rice Clerk

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the day and year first above written.

Signed, sealed and delivered in
in the presence of:

W. P. Ethel



WITNESS

Barbara J. Rice

NOTARY PUBLIC
Notary Public, Georgia, State at Large
My Commission Expires Oct. 11, 1987

Jane L. Axelrod (SEAL)

JANE L. AXELROD

Carlene L. Cristal (SEAL)

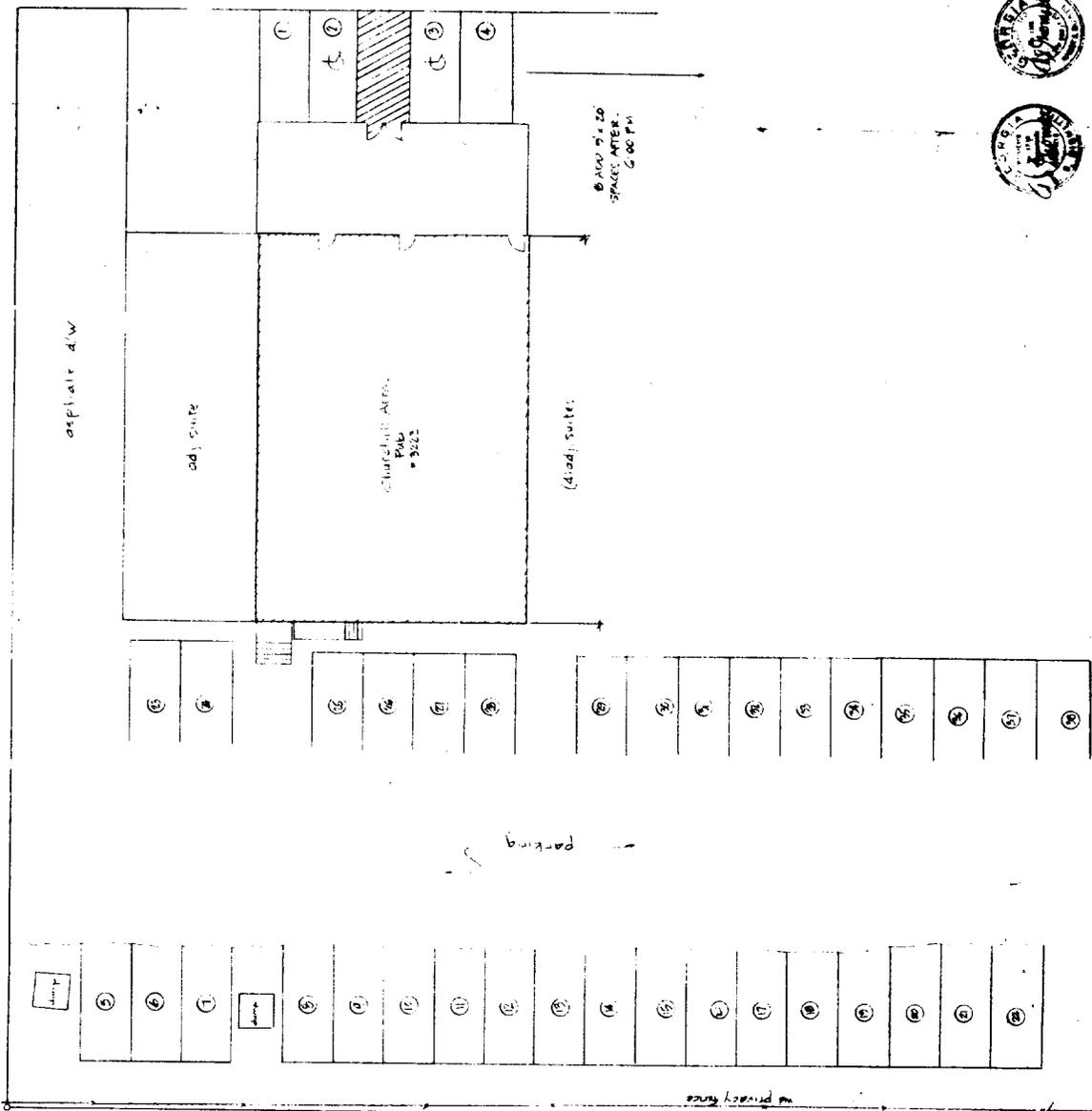
CARLENE L. CRISTAL

GEORGIA, Fulton County, Clerk's Office Superior Court
Filed & Recorded, FEB 18 1985 at 8:46
Barbara J. Rice CLERK



Corris Hill Floor

sidewalk



000-44



FOR OFFICIAL USE ONLY
 THIS DOCUMENT IS UNCLASSIFIED
 DATE 08-14-2010 BY 60322 UCBAW/BJS



SEARCHED	INDEXED
SERIALIZED	FILED
NOV 2 1964	
FBI - MEMPHIS	

RCS# 2784
4/02/01
2:48 PM

Atlanta City Council

Regular Session

MULTIPLE

01-O-0236; 00-O-1900; 01-O-0059;
01-O-0227; 01-O-0228
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	B Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	B Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

MULTIPLE

01-0-0059
(Do Not Write Above This Line)

AN ORDINANCE U-00-44
BY: ZONING COMMITTEE

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A GAME ROOM (SECTION 16-13.005(1)(c)), PROPERTY LOCATED AT 3223 CAINS HILL PLACE, N.E., FRONTING APPROXIMATELY 150 FEET ON THE EAST SIDE OF CAINS HILL PLACE BEGINNING 250 FEET SOUTH FROM THE SOUTHEAST CORNER OF EAST ANDREWS DRIVE. DEPTH: APPROXIMATELY 180 FEET; AREA: APPROXIMATELY 27,000 SQUARE FEET; LAND LOT 99, 17TH DISTRICT, FULTON COUNTY, GEORGIA.

OWNER: JANE AXELROD
APPLICANT: JOHN A. SAUNDERS
NPU-B COUNCIL DISTRICT 8

ADOPTED BY
APR 02 2001

COUNCIL
Unanimous

REFERRED BY
CITY COUNCIL
JAN 16 2001

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER

Date Referred 1/16/01
Referred To: JAG + Carney

Committee ZONING
Date 1-9-01
Chair J. M. Carney

Committee	Committee
Date	Date
Chair	Chair
Actions	Actions
Fav, Adv, Held (see rev. side)	Fav, Adv, Held (see rev. side)
Other	Other
Members	Members
Refer To	Refer To

Committee	Committee
Date	Date
Chair	Chair
Actions	Actions
Fav, Adv, Held (see rev. side)	Fav, Adv, Held (see rev. side)
Other	Other
Members	Members
Refer To	Refer To

COUNCIL ACTION
 2nd
 1st & 2nd
 3rd
 Readings
 Consent
 V Vote
 RC Vote

CERTIFIED

CERTIFIED

APR 2 2001

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

MAYOR'S ACTION

APPROVED

APR 11 2001

WITHOUT SIGNATURE
BY OPERATION OF LAW