



City Council
Atlanta, Georgia

04-O-2308

**AN AMENDED ORDINANCE
BY ZONING COMMITTEE**

U-04-31/U-03-04
Date Filed: 10-15-04

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

SECTION 1. Under the provisions of Section 16-17.005(1)(x) of the Zoning Ordinance a Special Use Permit for a Solid Waste Handling Facility, is hereby approved. Said use is granted to ALLSTATE WASTE, INC. and is to be located at **2670 Jonesboro Road, S.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lots 28 & 29 of the 14th 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 That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED as amended by Council
APPROVED by the Mayor

March 21, 2005
March 25, 2005



03/17/05

**Revisions for Councilwoman Joyce Sheperd
Conditions for U-04-31/U-03-04
2670 Jonesboro Road, S.E.**

1. The transfer floor shall be contained within the transfer building.
2. All operations and transfer of waste shall take place within the confines of the transfer building to be located as far north on the subject property as possible to eliminate or minimize any noise impact on the church to the south.
3. The floor of the transfer building shall be equipped with drains that shall connect to the sanitary sewer system. No materials with asbestos or other materials prohibited by applicable governmental regulations will be drained into water running into the sanitary sewer system or the South River.
4. The transfer building shall be equipped with a dust and odor suppression misting system to minimize any dust and odors.
5. Only construction and demolition waste shall be processed at the site. There shall be no putrescent waste brought to the site. Burning of materials or waste shall not be permitted at the facility.
6. The hours of operation shall be from 6 a.m. until 6 p.m. Monday through Saturday only. No operations shall occur on the site on Sundays.
7. The applicant shall plant and maintain a landscape strip in front of the existing fence substantially in accordance with the landscape drawing attached hereto as Exhibit A.
8. Fencing shall be maintained around the site as an opaque screen.
9. All existing trees and shrubs along the perimeter of the site shall be maintained.
10. The site shall be accessed by means of Jonesboro Road and Cleveland Avenue only.
11. All lighting shall face downward and away from all roads and adjacent properties.
12. All loaded trucks entering or leaving the property shall be covered to prevent trash from blowing out on streets.

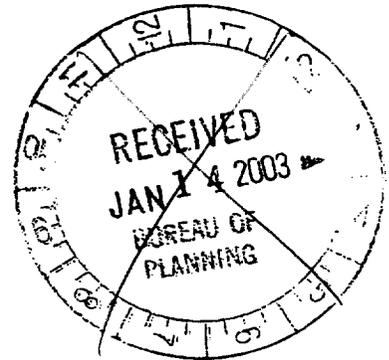


ALLSTATE WASTE

All that tract or parcel of land lying and being in Land Lots 28 and 29 of the 14th Land District, City of Atlanta, Fulton County, Georgia, and being more particularly described as follows:

To find the point of beginning, commence at the intersection of the eastern right-of-way line of Jonesboro Road (a variable width right-of-way) and the northern right-of-way line of Cleveland Avenue Extension (an 80' wide right-of-way); thence running along said eastern right-of-way line of Jonesboro Road, 452.5 feet, more or less, to a point and the true POINT OF BEGINNING; Thence leaving said true POINT OF BEGINNING and running along said eastern right-of-way line of Jonesboro Road, 96.23 feet along the arc of a curve to the left, having a radius of 2499.99 feet and being scribed by a chord bearing North 33°33'33" East, 96.22 feet to a point; Thence, North 38°12'59" East, 53.55 feet to a point; Thence, 250.09 feet along a curve to the left, having a radius of 1546.88 feet and being scribed by a chord bearing North 33°35'05" East, 249.82 feet to a point; Thence leaving said eastern right-of-way line of Jonesboro Road and running, South 61°21'59" East, 1037.11 feet to a point; Thence, South 01°51'51" West, 546.80 feet to a point; Thence, North 57°26'40" West, 1325.23 feet to a point on said eastern right-of-way line of Jonesboro Road and the true POINT OF BEGINNING.

Said tract contains 11.8578 acres (516,525 square feet), more or less.



u-03-04

u-04-31

RCS# 6558
3/21/05
2:23 PM

Atlanta City Council

Regular Session

04-O-2308 SPECIAL USE PERMIT 2670 JONESBORO ROAD
 SOLID WASTE HANDLING FACILITY
 ADOPT AS AMEND

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

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	B Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	B Sheperd	NV Borders

LARGE ATTACHMENT:

DOCUMENT(S),

MANUAL(S)

OR

MAP(S)

NOT COPIED,

PULL ORIGINAL

FOR COPY OR TO VIEW

04-0-2308

(Do Not Write Above This Line)

AN ORDINANCE U-04-31/U-03-04

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A SOLID WASTE HANDLING FACILITY (SECTION 16-17.005(1)(X)), PROPERTY LOCATED AT 2670 JONESBORO ROAD, S.E., FRONTING APPROXIMATELY 400 FEET ON THE SOUTHEASTERLY SIDE OF JONESBORO ROAD BEGINNING 452.5 FEET NORTHEASTERLY FROM THE NORTHEAST CORNER OF CLEVELAND AVENUE EXTENSION, REMANDED BACK BY FULTON COUNTY SUPERIOR COURT. DEPTH: VARIES; AREA: 11.8578 ACRES; LAND LOTS 28 & 29, 14TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: ATLANTA RECYCLING INC. APPLICANT: ALLSTATE WASTE, INC. BY: BRIAN E. DAUGHRILL, ESQ., ATTORNEY

NP-U-2 COUNCIL DISTRICT 12

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

Date Referred 1-3-2005

Referred To: ZRB & ZONING

Date Referred

ADOPTED BY

Referred To:

Date Referred MAR 2 1 2005

Referred To:

First Reading
 Committee ZONING
 Date FEB. 22 2005
 Chair [Signature]
 Referred To [Signature]

Committee ZONING
 Date _____
 Chair _____
 Action Fav, Adv, Hold (see rev. side) _____
 Other _____
 Members _____
 Refer To _____

Committee ZONING
 Date MAR 2 2005
 Chair [Signature]
 Action Fav, Adv, Hold (see rev. side) _____
 Other AS OTHERS
 Members [Signature]
 Refer To _____

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

CERTIFIED

MAR 2 1 2005



MAYOR'S ACTION

[Handwritten Signature]

AS AMENDED

COUNCIL