

COMMITTEE AMENDMENT FORM

DATE: 2/27/08

COMMITTEE ZONING PAGE NUM. (S)

ORDINANCE I. D. #08-O-0206 SECTION (S)

RESOLUTION I. D. #08-R- PARA.

AMENDS THE LEGISLATION BY ADDING TWO (2) CONDITIONS ONE OF WHICH IS A SITE PLAN RECEIVED BY THE BUREAU OF PLANNING 12/10/07.

AMENDMENT DONE BY COUNCIL STAFF 2/27/08

City Council
Atlanta, Georgia

AN AMENDED ORDINANCE
BY: ZONING COMMITTEE

08-O-0206
Z-07-120
Date Filed: 12-10-07

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

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **2370 Metropolitan Parkway, S.W.**, be changed from the RG-2 (Residential General-Sector 2) District to the C-2-C (Commercial Services-Conditional) District, to wit:

ALL THAT TRACT or parcel of land lying in Land Lot 91, 14th District, Fulton County, Georgia, being more particularly described by the attached legal description and/or survey.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

City Council
Atlanta, Georgia

08-0-0206

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Z-07-120
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PROPERTY LEGAL DESCRIPTION

RECEIVED
DEC 10 2007
Bureau of
Planning
7-07-120

All that tract or parcel of land lying and being in the City of Atlanta in Land Lot 91 of the 14th District of Fulton County, Georgia, more particularly described as follows:

BEGINNING at a point on the east side of Stewart Avenue 200 feet North, as measured along the east side of Stewart Avenue, from the northeast corner of Stewart Avenue and Pegg Drive (also known as Pegg Road); running thence north along the east side of Stewart Avenue 300 feet to a point, thence north 89 degrees 31 minutes east, 1721.5 feet to a point in the center line of a branch; thence in a southeasterly direction along the center of said branch 365 feet, more or less, to Lot 14 of the lots fronting on Pegg Drive, as shown on plat recorded in Plat Book 29, Page 51, in the Office of the Clerk of the Superior Court of Fulton County, Georgia; thence south 89 degrees 27 minutes west, along the north lines of lots fronting on Pegg Drive, as shown on said plat, 612.7 feet to a point; thence south 89 degrees 31 minutes west along the north lines of lots fronting on Pegg Drive, according to said plat, 701.1 feet to the northwest corner of Lot 3 of said plat; thence south along the west line of said Lot 3, 200 feet to a point on the north side of Pegg Drive; thence west along the north side of Pegg Drive 100 feet to the southeast corner of Lot 1 of said plat; thence north along the east line of said Lot 1; 200 feet to a point; thence south 89 degrees 31 minutes west along the north line of said Lot 1, a distance of 508.6 feet to the east side of Stewart Avenue and the point of beginning, all as shown on plat of survey by L.H. Fitzpatrick, C.E., dated August, 1948, as recorded in Plat Book 51, Page 15, in the Office of the Clerk of Superior Court of Fulton County, Georgia.

LESS AND EXCEPT from the property above described that portion thereof conveyed by Alamo Plaza to State Highway Department of Georgia by Right of Way Deed, dated February 11, 1963, recorded in Deed Book 4009, Page 526 aforesaid records.

FURTHER LESS AND EXCEPT from the property above described that portion thereof conveyed by Alamo Plaza to Department of Transportation by Right of Way Deed, dated February 3, 1983, recorded in Deed Book 8372, Page 233, aforesaid records.

FURTHER LESS AND EXCEPT from the property above described that portion thereof conveyed by the Alamo Corporation to Urban Residential Development Corporation by Limited Warranty Deed, dated September 28, 1994, recorded in Deed Book 18797, Page 153, aforesaid Records.

7-07-120

RCS# 1717
2/04/08
3:43 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

08-0-0205, 08-0-0206

REFER ZRB/ZONE

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

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

MULTIPLE