

City Council  
Atlanta, Georgia

AN ORDINANCE  
BY COUNCILMEMBER FELICIA A. MOORE



**AUTHORIZING THE MAYOR OR HER DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT A CERTAIN SUBDIVISION SD-08-09 (1174 JONES AVENUE, N.W.) APPLICANT DEPOSIT A DOLLAR AMOUNT (\$4,990.00) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 9; AND FOR OTHER PURPOSES.**

**WHEREAS**, pursuant to the application for the subdivision of land submitted by the developer, in compliance with the provisions of Section 15-09.003 to provide sidewalks on both sides of existing as well as proposed street; and

**WHEREAS**, the construction of sidewalks along the frontage of this subdivision would adversely affect the appearance and character of the neighborhood due to the lack of any existing sidewalks on the streets that contain the proposed subdivided lots to which the sidewalks could connect; and

**WHEREAS**, the City and area residents would be better served by the construction of sidewalks and pedestrian improvements in the area of said subdivision within District 9.

**NOW, THEREFORE, IT IS HEREBY ORDNANIED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:**

**SECTION 1:** The requirements of Section 15-09.003 of the City of Atlanta Code of Ordinance, which requires that applications for subdivision of land provide sidewalks, are hereby waived for Subdivision SD-08-09 (1174 Jones Avenue, N.W.).

**SECTION 2:** That the waiver of said requirements for the aforementioned application are conditioned upon the agreement of the applicant to pay to the City of Atlanta a dollar amount equal to the value of construction (\$4,990.00) of said sidewalks as required by Section 15-09.003 and as determined by the Commissioner of Department of Public Works.

**SECTION 3:** That before the Director of Bureau of Buildings issues any building permit for construction within the subdivision sited above, paid funds (\$4,990.00) shall be deposited into Trust Fund Account 7701 (Trust Fund) 250403 (PDC Planning) 3229005 (Sidewalk Waiver Fees Revenue) 7410000 (Planning & Zoning) 600116 (Council District 9 Sidewalk Waiver) 69999, to be used for pedestrian improvements and sidewalk construction only in Council District 9.

**SECTION 4:** That in the event the applicant withdraws the subdivision request this ordinance is void and of no further effect.

**SECTION 5:** That all other requirements of the Code of Ordinances for the subdivision sited above shall remain in full force and effect.

**SECTION 6:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.



# CITY OF ATLANTA

SHIRLEY FRANKLIN  
MAYOR

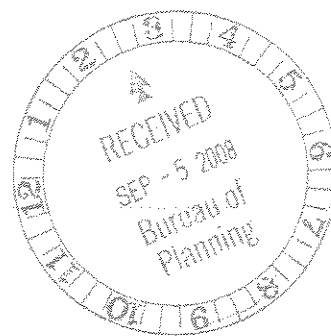
68 MITCHELL STREET, S.W.  
SUITE 4500, CITY HALL SOUTH  
ATLANTA, GEORGIA 30303-3531  
TEL. (404) 338-6739  
FAX. (404) 658-7978

DEPARTMENT OF PUBLIC WORKS  
JOE BASISTA  
Commissioner

SANDRA D. JENNINGS, P.E.  
Deputy Commissioner

## MEMORANDUM

DATE: September 5, 2008  
TO: Nina E. Gentry  
Department of Planning & Community Development  
FROM: Dionne Benton *DB*  
Department of Public Works  
RE: **Various Developers' Sidewalk Cost Estimates**



At your request, we have determined that the estimated developers' costs for sidewalks along the following locations:

1174 Jones Avenue	SD-08-09	\$4,990.00	CD 9
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Work includes concrete sidewalk construction fronting the listed properties. Curb is shown on the plans, so were not included on the estimate. Please contact this office should you require any additional information.

DB/sr

cc: *Cotena Carothers, Department of Public Works*



## CITY OF ATLANTA

DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT  
55 Trinity Avenue, S.W. SUITE 3350 – ATLANTA, GEORGIA 30335-0308  
404-330-6145 – FAX: 404-658-7491  
<http://www.atlantaga.gov>

SHIRLEY FRANKLIN  
MAYOR

STEVE COVER  
Commissioner

CHARLETTA WILSON JACKS  
Acting Director  
Bureau of Planning

### MEMORANDUM

**TO:** Ms. Michele Wynn  
Office of Transportation  
Department of Public Works

**FROM:** Nina E. Gentry <sup>YES</sup> AICP  
Bureau of Planning

**DATE:** August 7, 2008

**RE:** Subdivision Application--Waiver of Sidewalk Requirement  
Request for Cost Estimate by the Department of Public Works

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**1174 Jones Avenue**  
*(Address of Property and Location)*

**Case Number:** SD-08-09

**Proposed Number of Lots:** 2

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This is a formal request that the Department of Public Works determine the dollar value amount (cost estimate) that would be equal to the value of construction for sidewalk improvements that are required for the subject property. Attached is a copy of the plat for this application.

Please contact me at extension 6722 or [ngentry@atlantaga.gov](mailto:ngentry@atlantaga.gov) if you have any questions. Thank you for your cooperation.