City Council
Atlanta, Georgia

09- O -0261

AN ORDINANCE
BY: ZONING COMMITTEE

U-96-31/U-79-29

AN ORDINANCE TO AMEND ORDINANCE U-96-31/U-79-29, AS ADOPTED BY THE CITY COUNCIL ON NOVEMBER 19, 1979 AND APPROVED BY THE MAYOR PER SECTION 2-403 OF THE 1974, CHARTER FOR A SPECIAL USE PERMIT, FOR THE PURPOSES OF APPROVING A TRANSFER OF OWNERSHIP FOR A SPECIAL USE PERMIT FOR A DAY CARE CENTER FOR PROPERTY LOCATED AT 1860 NORTH AVENUE, N.W., AND FOR OTHER PURPOSES.

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

SECTION 1. That the transfer (i.e. change of grantee) of Special Use Permit U-79-29, granting a Special Use Permit for a Day Care Center, property located **1860 NORTH AVENUE, N.W** from Barbara Britton to Laconte Burk is hereby approved, under the provision of Section 16-25.002 (2), to wit:

SECTION 2. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

E-1

TRANSFER OF SPECIAL USE PERMIT
APPLICANT AFFIDAVIT

I swear and affirm that I am the owner of Elite Education Station Early Learning Academy Inc. 1860 W North Ave. Atlanta, Ga. 30318 (Private address of subject property), which is the subject of the request for a transfer of a special use permit for a personal care home. I affirm that I am aware of the conditions and requirements of the approved legislation for the special use permit and will abide by the requirements and conditions.

I also affirm that I have been provided a copy of the Ordinance 04-O-0179 and will abide by the requirements as outlined.

NAME OF APPLICANT LaConte M. Isom (Elite Education Station Early Learning Academy Inc.

ADDRESS 1860 W. North Ave.

Atlanta (City) Georgia (State) 30318 (Zip Code)

TELEPHONE NUMBER 678 887-5321

LaConte Isom October 29, 2008

NOTARIAL STATEMENT

Personally Appeared Before Me this 29th day of ~~2006~~ October 2008

Gloria Mychelsauer
Notary Public
My commission expires
Oct. 29, 2009

RECEIVED
OCT 29 2008
BUREAU OF PLANNING

MUNICIPAL CLERK
ATLANTA, GEORGIA

FINAL

96- O -1325

AN ORDINANCE U-96-31/U-79-29
BY: ZONING COMMITTEE 8/13/96

AN ORDINANCE AMENDING ORDINANCE U-79-29/U/96/31 ADOPTED BY THE CITY COUNCIL ON NOVEMBER 19, 1979, AND APPROVED BY THE MAYOR PER SECTION 2-403 OF THE 1974, CHARTER FOR A SPECIAL USE PERMIT FOR A CHILD CARE CENTER PROPERTY LOCATED AT **1860 NORTH AVENUE, N.W.**, FOR THE PURPOSE OF APPROVING A CHANGE OF CONDITIONS.
OWNER: BARBARA D. BRITTON
APPLICANT: SAME
NPU-J COUNCIL DISTRICT 3

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

SECTION 1. That the previously approve ordinance U-79-29/U-96-31 authorizing a Special Use Permit adopted by the City Council and approved by the Mayor per Section 2-403 of the 1974 Charter for property located at **1860 North Avenue, N.W.**, is hereby approved for a change of conditions.

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 suffix "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 incompliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do 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 the maps referred to, now on file in the Office of 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.

A true copy,
Olivia Woods
Municipal Clerk, CMC

ADOPTED November 04, 1996
RETURNED WITHOUT SIGNATURE BY MAYOR
APPROVED as per Section 2-403 of the 1996 Charter

CONDITIONS TO U-96-31/U-79-29

1860 W. North Avenue, N.W.

1. The existing parking lot shall be striped and dimensioned in compliance with City standards to show 4 parking spaces.

2. One space shall be designated for handicap parking

3. The final site plan shall be submitted to the Bureau of Planning and the Department of Public Works, Bureau of Transportation Services, for approval.

4. Signs denoting ingress and/or egress on driveways shall be located at appropriate places in the parking area.

5. The approved site plan shall indicate the number and location of outside refuse containers along with typical details of the pad and approach area for the refuse containers.

RCS# 4901
11/4/96
8:23 PM

REGULAR SESSION

Doug Alexander Presided

ZONING

ALL FAVORABLE ITEMS FROM ZONING SUMMARY REPORT
96-O-1325, 96-O-1323, 96-O-1250

Adopt

YEAS:	12
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	7

Y O'CALLAGHAN	Y WINSLOW	Ex-NV MULLER	Y TINUBU	Y ALEXANDER D.
Y MCCARTY	Y JOHNSON	Ex-NV SAMPLES	Ex-NV PITTS	A-NV ALEXANDER P.
Y STARNES	A-NV DAVIS, M	Y MARTIN	A-NV BANKS	NV ARRINGTON
Y BOND	Y MORRIS	Y MADDOX	Y BROWN	

A - NV	Indicates Absent from Meeting
EX - NV	Indicates Present and then Excused
NV	Indicates Present and Not Voting

ZONING

96- O -1325

(Do Not Write Above This Line)

AN ORDINANCE U-96-31/U-79-29
BY: ZONING COMMITTEE 8-31-96

AN ORDINANCE AMENDING ORDINANCE U-96-31/U-79-29 ADOPTED BY THE CITY COUNCIL ON NOVEMBER 19, 1979, AND APPROVED BY THE MAYOR PER SECTION 2-403 OF THE 1974 CHARTER FOR A SPECIAL USE PERMIT FOR A CHILD CARE CENTER FOR PROPERTY LOCATED AT 1860 NORTH AVENUE, N.W. FOR THE PURPOSE OF APPROVING A CHANGE OF CONDITIONS.

OWNER: BARBARA D. BRITTON
APPLICANT: SAME
NPU-J COUNCIL DISTRICT 3

ADOPTED BY

NOV 04 1996

COUNCIL

single roll call for multiple items

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

Date Referred: 9/3/96
Referred To: ZRB & Zoning
Date Referred:
Referred To:
Date Referred:
Referred To:

First Reading

Committee: Zoning
Date: 9/3/96
Chair: [illegible]
Referred to: ZRB and Zoning

Committee	Committee
Zoning	
Date: 10/30/96	Date:
Chair: [illegible]	Chair:
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Others: w/ cond. figs	Others:
Members: [illegible]	Members:
Refer To:	Refer To:

Committee	Committee
Date:	Date:
Chair:	Chair:
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Others:	Others:
Members:	Members:
Refer To:	Refer To:

FINAL COUNCIL ACTION

- [x] 2nd
- [ ] 1st & 2nd Readings
- [ ] 3rd
- [ ] Consent
- [ ] V Vote
- [x] RC Vote

CERTIFIED

CERTIFIED
NOV - 4 1996
ACTING COUNCIL PRESIDENT PROTEM

CERTIFIED
NOV 4 1996

MAYOR'S ACTION

APPROVED
NOV 1 1996

APPLICATION FOR SPECIAL USE PERMIT

(This application must be typewritten)

U-79-29

6/27/79

Date Filed

The Council
City of Atlanta
Atlanta, Georgia

Gentlemen:

Under the provisions of Chapter 25, Section 16-25001, Item 17, of the Amended Zonin Ordinance of the City of Atlanta, adopted by the Mayor and Board of Aldermen on August 3, 19 this application is being made to obtain a Special Use Permit for. (Please be specific)

A Day Care Center

on the property as below indicated.

1. DESCRIPTION OF PROPERTY INVOLVED:

ADDRESS 1860 North Avenue N.W. Atlanta, Ga. 30318 Fulton County

Property fronting 60 feet on the South side o: North Avenue beginning 235.7 feet West from the corner of Marktwo Place. Depth of lot 214'

Area: Acres 0.295 or sq. ft. 12,840

LEGAL DESCRIPTION OF PROPERTY (use separate sheets of paper if necessary):

ALL THAT TRACT or parcel of land lying and being in Land Lot

2. STATEMENT OF NECESSITY (Use separate sheets of paper):

Statement explaining reasons why proposed use should be permitted in this district:

3. APPLICANT AND OWNERSHIP INFORMATION (If more than one owner, applicants, or both, use additional sheets of paper);

(a) Owner Barbara Britton Address 544 Oakside Dr., S.W. Telephone 691-2716

(b) Applicant Same Address Telephone

Note: If (a) and (b) are not the same, Affidavit A or B must be completed.

4. OTHER INFORMATION TO BE SUBMITTED WITH APPLICATION:

Three (3) copies of detailed drawings of land parcel and structures under review showing (where applicable) location and size of proposed and existing buildings, exact dimensions, parking (number of spaces required by ordinance and number of spaces provided), seating capacity of structure, location of means of ingress and egress, yard requirements, topographical information and any other information needed to determine the validity of this request.

Barbara B. Britton

00 55 11 LG B

AN ORDINANCE

U-79-29
Date Filed 8/27/79

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA:

SECTION 1. Under the provisions of Chapter 25, Section 16-25001, Item M, of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for Day Care Center, to be located at 1860 North Avenue, N. W., is granted to Barbara Britton, for that tract or parcel of land lying and being in Land Lot 175 of the 14th District, Fulton County, Georgia, being more particularly described as follows:

BEGINNING: at an iron pin found on the south side of North Avenue 1620 feet East of the easternmost property line of Greenfield Estate and running thence South 180 feet to fence post; running thence West 60 feet to a fence post; running thence North 180 feet to an iron pin found on the South side of North Avenue; running thence East following the curvature of North Avenue a distance of 60 feet along a line forming an interior angle with the preceding line of $90^{\circ}14'$ to the point of beginning.

SECTION 2. That this ordinance is approved under the provisions of Section 16-25002 of the Zoning Ordinance of the City of Atlanta and the Building Inspector shall issue a building permit for the development of the above described property only in strict compliance with the following conditions:

Site plan entitled "Survey for Barbara Britton"; prepared by Eston Pendley; dated 8/24/79 and marked received by the Bureau of Planning 8/27/79.

NOTE: The site plan hereby approved does not authorize the

on the property as below indicated.

1. DESCRIPTION OF PROPERTY INVOLVED:

ADDRESS 1860 North Avenue N.W. Atlanta, Ga. 30318 Fulton County

Property fronting 60 feet on the South side of North Avenue beginning 235.7 feet West from the corner of Marktwo Place. Depth of lot 214'

Area: Acres 0.295 or sq. ft. 12,840

LEGAL DESCRIPTION OF PROPERTY (use separate sheets of paper if necessary):

ALL THAT TRACT or parcel of land lying and being in Land Lot

2. STATEMENT OF NECESSITY (Use separate sheets of paper):

Statement explaining reasons why proposed use should be permitted in this district:

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(a) Owner Barbara Britton Address 544 Oakside Dr., S.W. Telephone 691-2716

(b) Applicant Same Address Telephone

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4. OTHER INFORMATION TO BE SUBMITTED WITH APPLICATION:

Three (3) copies of detailed drawings of land parcel and structures under review showing (where applicable) location and size of proposed and existing buildings, exact dimensions, parking (number of spaces required by ordinance and number of spaces provided), seating capacity of structure, location of means of ingress and egress, yard requirements, topographical information and any other information needed to determine the validity of this request.

Barbara H. Britton
Signature of Owner or Agent

AFFIDAVIT:

Personally appeared before me

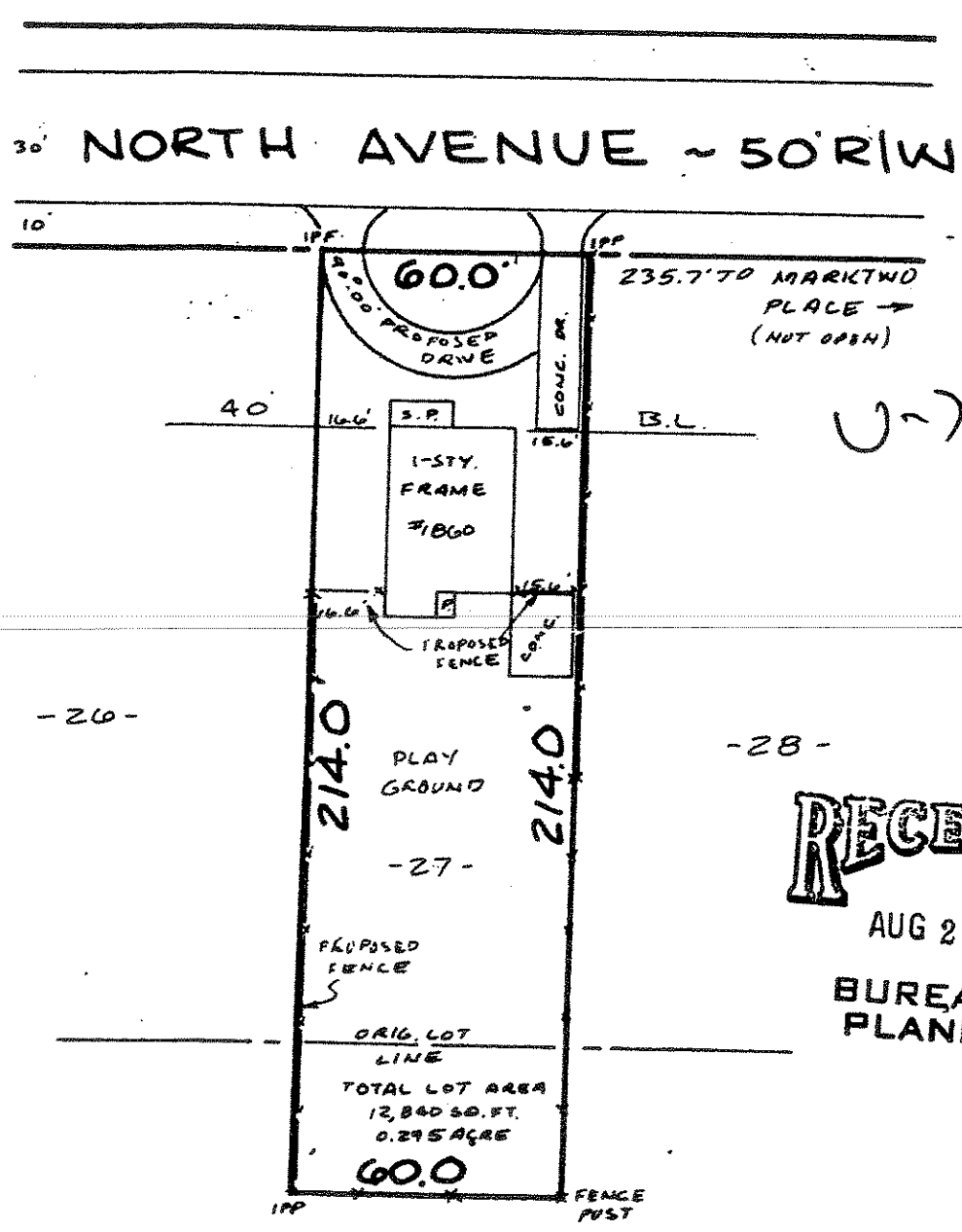
Barbara D. Britton

WHO ON OATH DEPOSES AND SAYS THAT THE ABOVE IS TRUE TO THE BEST OF ~~HIS~~ HER KNOWLEDGE AND BELIEF.

Barbara D. Britton
Signature of Notary Public

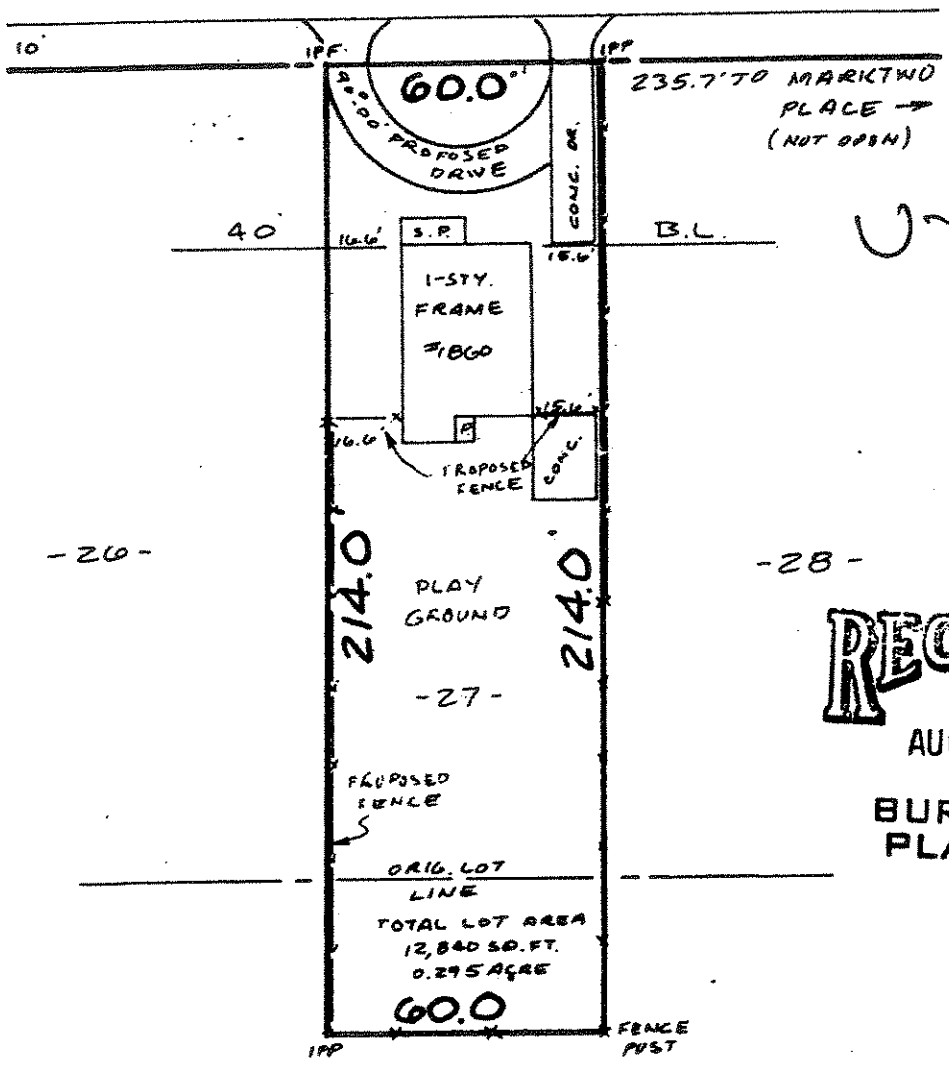
8-27-79
Date

Notary Public, Georgia, State at Large
My Commission Expires Oct. 30, 1979



U-79-29

RECEIVED
AUG 27 1979
BUREAU OF PLANNING



U-79-29

RECEIVED
AUG 27 1979
BUREAU OF PLANNING

Survey for
BARBARA BRITTON
And

Of property at 1860 North Avenue

Lot 27, Block R, Grove Park Subdivision

Land Lot 175, 14th District, Fulton County, Georgia

Date: 8/24/79 Scale 1" = 40'

THIS PROPERTY (IS) (IS NOT) LOCATED IN A FEDERAL FLOOD AREA AS INDICATED BY "FIA OFFICIAL FLOOD HAZARD MAPS"

BY ESTON PENDLEY & ASSOC., INC.
REGISTERED LAND SURVEYORS

GEORGIA REGISTERED No. 945 PROFESSIONAL LAND SURVEYOR ESTON PENDLEY

In my opinion, this plat is a correct representation of the land platted and has been prepared in conformity with the minimum standards and requirements of law.

Eston Pendley

VA Form 26-6409 (Direct Loan)
Revised Jun. 1975, Section
1811, Title 38, U.S.C.

SII 9970 GA
GEORGIA

SECURITY DEED

THIS INDENTURE, made and entered into this 15th day of August, 19 79, by and between BARBARA D. BRITTON,
whose address is 544 Oakside Drive, Southwest, Atlanta, Georgia,

hereinafter, with her heirs, executors, administrators and assigns, called the Grantor, and THE ADMINISTRATOR of Veterans' Affairs, an Officer of the United States of America, whose address is Washington, D.C., and his successors in such office, as such, hereinafter, with his successors and assigns, called the Grantee;

WITNESSETH, That for the consideration hereinafter mentioned, receipt whereof is hereby acknowledged, the Grantor does hereby bargain, sell, grant, assign, and convey unto the Grantee, all that certain property situated and being in Land Lot 175 of the 14th District of Fulton County, Georgi and being Lot 27, Block R of Grove Park Development Co, more particularly described as follows:

BEGINNING at an iron pin found on the south side of North Avenue 1620 feet East of the easternmost property line of Greenfield Estate and running thence South 180 feet to fence post; running thence West 60 feet to a fence post; running thence North 180 feet to an iron pin found on the South side of North Avenue; running thence East following the curvature of North Avenue a distance of 60 feet along a line forming an interior angle with the preceding line of 90°14' to the point of beginning, being improved property having a one story framedwelling thereon known as No. 1860 North Avenue, N.W., according to the present system of numbering houses in the City of Atlanta, Georgia.

including all buildings and improvements now or hereafter existing thereon; together with the hereditaments and appurtenances and all other rights thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, and the rents, issues, and profits of the above described property, (provided, however, that the Grantor shall be entitled to collect and retain the said rents, issues and profits until default hereunder); and all fixtures now or hereafter attached to or used in connection with the premises herein described and in addition thereto the following described household appliances, which are, and shall be deemed to be, fixtures and a part of the realty, and are a portion of the security for the indebtedness herein mentioned:

WITNESSETH, That for the consideration hereinafter mentioned, receipt whereof is hereby acknowledged, the Grantor does hereby bargain, sell, grant, assign, and convey unto the Grantee, all that certain property situated and being in Land Lot 175 of the 14th District of Fulton County, Georgia and being Lot 27, Block R of Grove Park Development Co, more particularly described as follows:

BEGINNING at an iron pin found on the south side of North Avenue 1620 feet East of the easternmost property line of Greenfield Estate and running thence South 180 feet to fence post; running thence West 60 feet to a fence post; running thence North 180 feet to an iron pin found on the South side of North Avenue; running thence East following the curvature of North Avenue a distance of 60 feet along a line forming an interior angle with the preceding line of 90°14' to the point of beginning, being improved property having a one story framedwelling thereon known as No. 1860 North Avenue, N.W., according to the present system of numbering houses in the City of Atlanta, Georgia.

including all buildings and improvements now or hereafter existing thereon; together with the hereditaments and appurtenances and all other rights thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, and the rents, issues, and profits of the above described property, (provided, however, that the Grantor shall be entitled to collect and retain the said rents, issues and profits until default hereunder); and all fixtures now or hereafter attached to or used in connection with the premises herein described and in addition thereto the following described household appliances, which are, and shall be deemed to be, fixtures and a part of the realty, and are a portion of the security for the indebtedness herein mentioned:

TO HAVE AND TO HOLD the same unto the Grantee and the successors in interest of the Grantee forever in fee simple or such other estate, if any, as is stated herein.

And the Grantor covenants that he is lawfully seized and possessed of said premises; that he has good right to sell and convey said premises; that the same are free from all encumbrances except as herein other-

Establishing a Day Care Center at 1860 North Avenue N.W. will provide working mothers and parents with a choice of selecting a center with an educational program as well as training small children to do the many things small children usually learn from parents. We will train them in every aspect of life.

We will be accessible to parents for many miles who now complain that the closest Day Care programs serve only as baby sitters.

Barbara H. Britton

Barbara D. Britton

79-0-1285
11-645
11-750

CERTIFIED
NOV 19 1979
City Council
President Pro tempore

CERTIFIED
NOV 19 1979
Clerk of Council

Langford: Voted Nay

APPROVED
NOV 24 1979
No Signature
MAYOR

AN ORDINANCE U-79-29

BY THE DEVELOPMENT COMMITTEE

An ordinance for a Special Use Permit for a Day Care Center, property located at 1850 North Avenue, N. W., property fronting 60 feet on the south side of North Avenue beginning 235.7 feet west from the corner of Marktwo Place. Depth of lot: 214 feet. Area 0.295 acres. Land lot 175 of the 14th District, Fulton County, Georgia.
Owner/applicant - Barbara Britton

Council District 10

REFERRED TO
SEP 17 1979
2 R 73
Development

SECOND READING

ZONING REVIEW BOARD
ADVERSE
CHM. R M Fuhrer

Langford Voted No

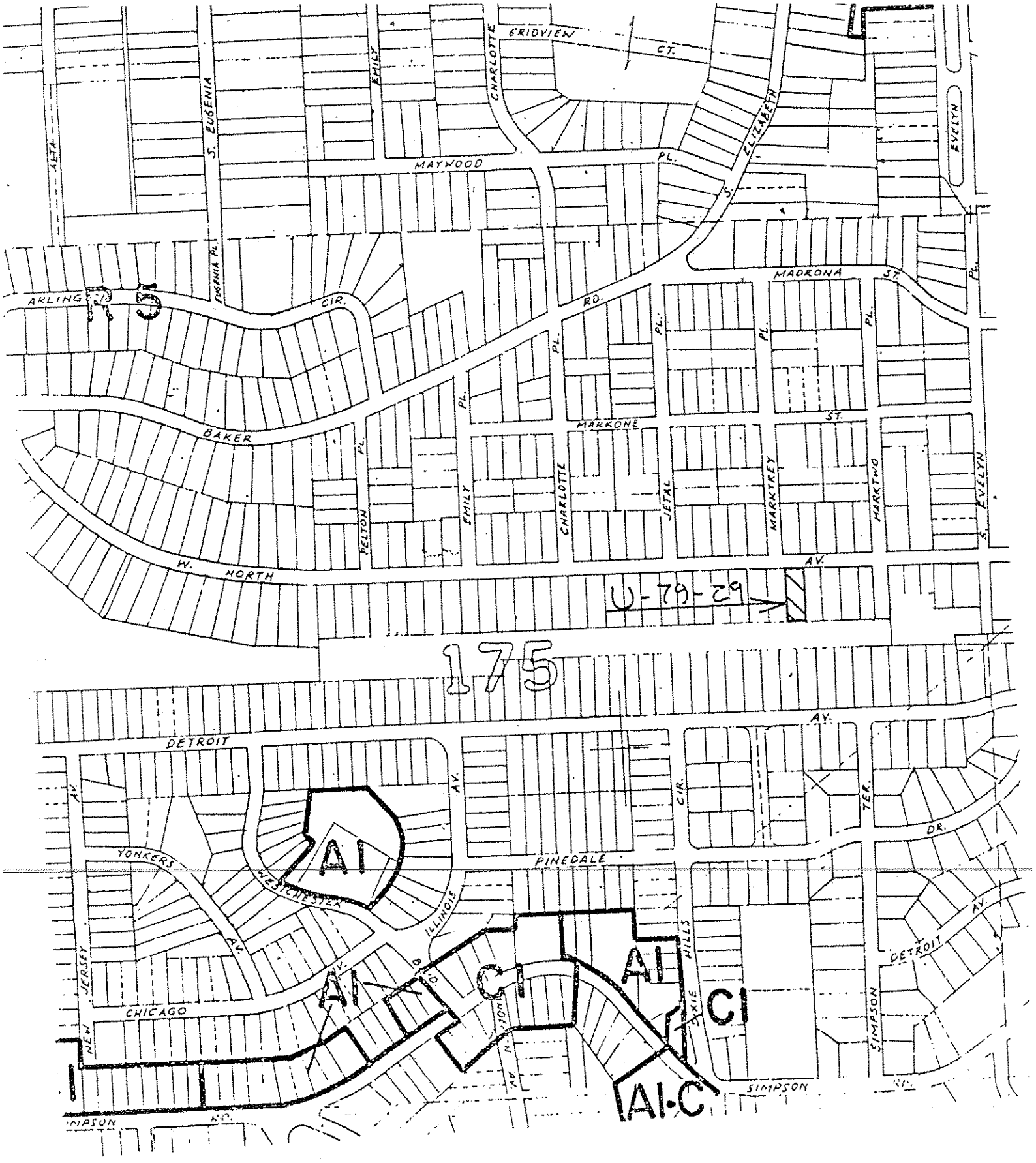
SECOND READING

ADOPTED BY NOV 19 1979

ADVERSE REPO
COM. DEVELOPMENT
DATE 10/31/79
CHM.

REFERRED TO
NOV 5 1979
Development

FAVORABLE REP
COM. DEVELOPMENT
DATE 11/14/79
CHM.


GRIDVIEW CT.
CHARLOTTE
EMILY
S. EUGENIA
ALTA
MAYWOOD PL.
S. ELIZABETH
EVELYN
EUGENIA PL.
ARLINGTON CIR.
RD.
MADRONA ST.
PL.
BAKER
MARKONE ST.
PELTON PL.
EMILY PL.
CHARLOTTE PL.
JETAL PL.
MARKTREY PL.
MARKTWO PL.
S. EVELYN
W. NORTH AV.
U-79-29
175
DETROIT AV.
YONKERS AV.
WESTCHESTER AV.
ILLINOIS AV.
PINEDALE CIR.
TER.
DR.
NEW JERSEY AV.
CHICAGO
BLVD.
HILLS
DIXIE
SIMPSON
DETROIT AV.
SIMPSON RD.
AI
AI
AI
CI
CI
AI-C

(Do Not Write Above This Line)

AN ORDINANCE U-96-31/U-79-29

BY: ZONING COMMITTEE

AN ORDINANCE TO AMEND ORDINANCE U-96-31/U-79-29, AS ADOPTED BY THE CITY COUNCIL ON NOVEMBER 19, 1979 AND APPROVED BY THE MAYOR PER SECTION 2-403 OF THE 1974, CHARTER FOR A SPECIAL USE PERMIT, FOR THE PURPOSES OF APPROVING A TRANSFER OF OWNERSHIP FOR A SPECIAL USE PERMIT FOR A DAY CARE CENTER FOR PROPERTY LOCATED AT 1860 NORTH AVENUE, N.W., AND FOR OTHER PURPOSES.

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

Date Referred

Referred To:

Date Referred

Refferred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred To

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

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

FINAL COUNCIL ACTION

❑ 2nd ❑ 1st & 2nd ❑ 3rd Readings

❑ Consent ❑ V Vote ❑ RC Vote

CERTIFIED

MAYOR'S ACTION