

10-0-0320
 (Do Not Write Above This Line)

AN ORDINANCE
 BY ZONING COMMITTEE U-10-01

An Ordinance granting a Special Use Permit pursuant to Section 16-34.007 (1) (m) for a **POOL ROOM/BILLIARDS PARLOR**, property located at 1133 Huff Road, N.W., fronting approximately 480 feet on the north side of Huff Road and approximately 375 feet on the east side of Ellsworth Industrial Boulevard. Depth: varies. Area: 5.76 acres. Land Lot 188, 15th District, Fulton County, Georgia.
 APPLICANT: MICHAEL C. RABB
 OWNER: AARON GOLDMAN
 NP-U-D
 COUNCIL DISTRICT 9

ADOPTED BY
 APR 19 2010
COUNCIL

RECOMMENDED

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

Date Referred 2/15/10

Referred To: 280 zoning

First Reading
 Committee Date March 31 2010
 Chair [Signature]

Committee Zoning
 Date March 31 2010
 Chair [Signature]

Action: [Signature]
 Fav, Adv, Held (see rev. side)
 Other: AS AWARDED
 Members [Signature]

Refer To [Signature]

Committee

Date
 Chair

Action: Fav, Adv, Held (see rev. side)
 Other: Members

Refer To

Committee

Date

Chair

Action: Fav, Adv, Held (see rev. side)
 Other: Members

Refer To

COUNCIL ACTION

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

CERTIFIED

APR 19 2010

CERTIFIED
 APR 19 2010
 [Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION

[Signature]



Municipal Clerk
Atlanta, Georgia

10-O-0320

AN AMENDED ORDINANCE
BY: ZONING COMMITTEE

U-10-01

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

SECTION 1. Under the provisions of Section 16-34.007 (1) (m) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a **POOL ROOM/BILLIARDS PARLOR** is hereby granted. Said use is granted to **MICHAEL C. RABB** and is to be located at **1133 HUFF ROAD, N.W.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 188, 17th District, Fulton County, Georgia, being more particularly described by the attached legal description and/or survey.

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,

ADOPTED as amended by the Atlanta City Council
APPROVED by Mayor Kasim Reed

APR 19, 2010
APR 27, 2010

Rhonda Daughin Johnson
Municipal Clerk



Conditions for U-10-01 for 1133 Huff Road, N.W.

1. There shall be a maximum of three (3) billiard/pool tables.
2. This special use permit shall be valid for a period of five (5) years from the date of adoption by the City Council.

01/12/2010 TUE 10:04 FAX

002/002

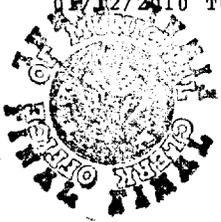


EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

ALL THAT TRACT OR PARCEL OF LAND LYING IN LAND LOT 188 OF THE 17TH DISTRICT OF FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION FORMED BY THE NORTHERLY R/W OF HUFF ROAD (40' R/W) AND THE EASTERLY R/W OF ELLSWORTH INDUSTRIAL DRIVE (50' R/W) AND RUNNING THENCE IN A NORTHWESTERLY DIRECTION ALONG THE EASTERLY R/W OF ELLSWORTH INDUSTRIAL DRIVE (50' RW) THE FOLLOWING COURSES AND DISTANCE: (1) N05°55'48"W, 277.66'; (2) 241.57' ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 647.000' AND BEING SUBTENDED BY A CHORD OF N16°37'34"W; 240.17' TO A POINT; THENCE DEPARTING THE EASTERLY R/W OF ELLSWORTH INDUSTRIAL DRIVE (50' R/W) AND RUNNING N87°44'33"E FOR A DISTANCE OF 254.79' TO A POINT; THENCE N87°05'05"E FOR A DISTANCE OF 310.22' TO A POINT; RUNNING THENCE S03°06'50"E FOR A DISTANCE OF 165.00' TO A POINT; RUNNING THENCE N87°27'42"E FOR A DISTANCE OF 8.30' TO A POINT; RUNNING THENCE S03°31'18"E FOR A DISTANCE OF 268.50' TO A POINT ON THE NORTHERLY R/W OF HUFF ROAD (40' R/W); RUNNING THENCE IN A SOUTHWESTERLY DIRECTION ALONG THE NORTHERLY R/W OF HUFF ROAD (40' R/W) THE FOLLOWING COURSES AND DISTANCE: (1) S73°45'57" W, 189.73'; (2) 151.25' ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 706.694' AND BEING SUBTENDED BY A CHORD OF S79°53'50"W, 150.96"; (3) S86°01'42"W, 49.31'; (4) 122.05' ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 886.515' AND BEING SUBTENDED BY A CHORD OF S82°05'04"W, 121.95' TO THE POINT OF BEGINNING. SAID TRACT CONTAINING 5.75942 ACRES OR 250,880 SQUARE FEET OF LAND AS SHOWN AND DELINEATED ON THAT CERTAIN PLAT OF SURVEY PREPARED FOR REGIONS BANK, TAMA XII, LLC, AND CHICAGO TITLE INSURANCE COMPANY BY WATTS & BROWNING ENGINEERS, INC., DATED SEPTEMBER 24, 1996, AND LAST REVISED SEPTEMBER 29, 2006.

U-10-001

RECEIVED
JAN 12 2010
Bureau of
Planning

RCS# 176
4/19/10
3:43 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

10-O-0320, 10-O-0039

ADOPT AS AMEND

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

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	Y Wan	Y Martin	Y Watson
NV Young	Y Shook	Y Bottoms	Y Willis
B Winslow	Y Adrean	Y Sheperd	NV Mitchell

MULTIPLE