

10-0-0522

(Do Not Write Above This Line)

AN ORDINANCE
BY ZONING COMMITTEE U-10-12-

An Ordinance granting a Special Use Permit for **OUTDOOR DINING** pursuant to Section 16-09.005 (1) (f), property located at **753 EDGEWOOD AVENUE N.E.**, fronting approximately 130 feet on the south side of Edgewood Avenue and approximately 190 feet on the east side of Waddell Avenue. Land Lot 19, 14th District Fulton County, Georgia.

OWNER: DOUGLAS N.
EIFRID
APPLICANT: AURIANNA A.
PELL
NPU-N
COUNCIL DISTRICT 2

ADOPTED BY

JUL 19 2010

COUNCIL **AS AMENDED**

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

Date Referred 4/19/2011

Referred To: ZRB/zoning

First Reading

Committee Zoning
Date MARCH 31, 2010
Chair [Signature]

Committee Zoning
Date July 14 2010
Chair [Signature]
Actions:
Fav, Adv, Held (see rev. side)
Other: AS AMENDED
Members
[Signature]
[Signature]
[Signature]
[Signature]
Refer To

Committee
Date
Chair
Actions:
Fav, Adv, Held (see rev. side)
Other:
Members
Refer To

Committee
Date
Chair
Actions:
Fav, Adv, Held (see rev. side)
Other:
Members
Refer To

Committee
Date
Chair
Actions:
Fav, Adv, Held (see rev. side)
Other:
Members
Refer To

COUNCIL ACTION

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

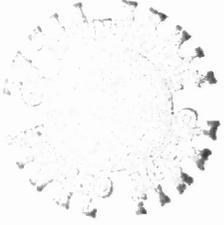
CERTIFIED

CERTIFIED
JUL 19 2010
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
JUL 19 2010
Rhonda Daughin Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED
JUL 27 2010
[Signature]
MAYOR



Municipal Clerk
Atlanta, Georgia

10-O-0522

AN AMENDED ORDINANCE
BY: ZONING COMMITTEE

U-10-12

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

SECTION 1. Under the provisions of Section 16-09.005 (1) (f), of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for **OUTDOOR DINING** is hereby granted. Said use is granted to **AURIANNA A. PELL** and is to be located at **753 EDGEWOOD AVENUE N.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 19, 14th 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.

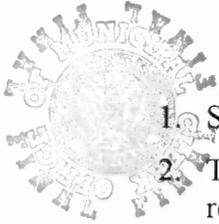
A true copy,

Rhonda Dauphin Johnson
Municipal Clerk

ADOPTED as amended by the Council
APPROVED by Mayor Kasim Reed

JUL 19, 2010
JUL 27, 2010

Conditions for U-10-12 for 735 Edgewood Avenue, S.E.



1. Site plan marked received by the Bureau of Planning March 18, 2010.
2. The outdoor dining special use permit shall be valid only as long as Sauce is the restaurant occupying the building.



LEGAL DESCRIPTION

EXHIBIT # A

RECEIVED
MAR 18 2010
Bureau of
Planning

U-10-012

Waddell Street/Edgewood Avenue Property

ALL THAT TRACT OR PARCEL OF LAND lying and being in Land Lot 19, 14th District, Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a one-half inch pipe found at the point of intersection of the easterly right-of-way line of Waddell Street (a 50 foot right-of-way) and the southerly right-of-way line of Edgewood Avenue (a 60 foot right-of-way); continuing thence in a northeasterly direction along the aforementioned right-of-way line of Edgewood Avenue north 73 degrees 18 minutes 00 seconds east a distance of 169.98 feet to a one inch pipe found on the aforementioned right-of-way line; thence south 14 degrees 00 minutes 56 seconds east a distance of 179.00 feet to a one-half inch rebar set on the northerly boundary line of an alley; thence south 73 degrees 17 minutes 58 seconds west a distance of 39.98 feet to a one-half inch rebar set; thence south 14 degrees 00 seconds 56 minutes east a distance of 2.00 feet to a one-half inch rebar set; thence south 74 degrees 44 minutes 38 seconds west a distance of 40.32 feet to a one-half inch rebar set; thence south 13 degrees 54 minutes 07 seconds east a distance of 3.00 feet to a one-half inch rebar set; thence south 75 degrees 16 minutes 44 seconds west a distance of 94.06 feet to a one-half inch rebar set at the point of intersection of the northerly boundary line of the aforesaid alley and the easterly right-of-way line of Waddell Street; continuing thence along the aforementioned right-of-way line north 12 degrees 34 minutes 39 seconds west a distance of 180.00 feet to THE POINT OF BEGINNING; being 0.7134 acre of improved real property as shown on that certain boundary and above ground "as-built" survey for John W. Ayers, III & Georgia P. prepared by L. D. Winslette, Jr., Georgia Registered Land Surveyor No. 1688, of Pearson & Associates, Inc., and dated December 26, 1985.

DNE

RCS# 466
7/19/10
5:33 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

10-O-0522, 10-O-0524, 10-O-0046

ADOPT AS AMEND

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 4

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

MULTIPLE