

11-0-0234

(Do Not Write Above This Line)

AN ORDINANCE U-11-02  
BY ZONING COMMITTEE

An Ordinance granting a Special Use  
Permit pursuant to Section 16.08.006 (1)  
(b) of the City of Atlanta Zoning

Ordinance for a DAY CARE CENTER,  
property located at 2461 PEACHTREE  
ROAD, N.E. fronting approximately 197  
feet on the east side of Peachtree Road at  
the intersection of Peachtree Road and  
Terrace Drive. Depth: varies. Area:  
approximately 1.69 acres. Land Lot 101,  
17<sup>th</sup> District, Fulton County, Georgia.

OWNER: COVENANT

PRESBYTERIAN CHURCH

APPLICANT: DESERIE M. SANCHEZ

NPU B

COUNCIL DISTRICT 7

ADOPTED BY

AS AMENDED MAY 16 2011

CONSENT REFER COUNCIL

REGULAR REPORT REFER

ADVERTISE & REFER

1st ADOPT 2nd READ & REFER

PERSONAL PAPER REFER

Date Referred 02/21/11

Referred To: ZEB/ZONING

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee Date  
Chair  
Referred To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

*[Signature]*

*[Signature]*

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Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

*[Signature]*

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Refer To

Committee

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Action

Fav, Adv, Hold (see rev. side)

Other

Members

*[Signature]*

*[Signature]*

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Refer To

FINAL COUNCIL ACTION  
 2nd  1st & 2nd  3rd  
Readings  
 Consent  V Vote  RC Vote

CERTIFIED  
MAY 16 2011  
ATLANTA CITY COUNCIL PRESIDENT  
*[Signature]*

CERTIFIED  
MAY 16 2011  
Ruth Dugheim Johnson  
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

MAY 25 2011

WITHOUT SIGNATURE  
BY OPERATION OF LAW



Municipal Clerk  
Atlanta, Georgia

**11-O-0234**

AN AMENDED ORDINANCE  
BY: ZONING COMMITTEE

U-11-02

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

SECTION 1. Under the provisions of Section 16.08.006 (1) (b) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a **DAY CARE CENTER**, is hereby approved. Said use is granted to **DESERIE M. SANCHEZ** and is to be located at **2461 PEACHTREE ROAD, N.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 101, 17<sup>th</sup> District, Fulton County, Georgia being more particularly described by the attached legal description and/or map/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,

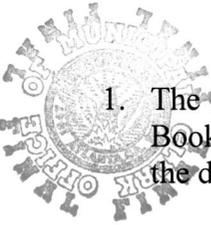
Deputy Clerk

ADOPTED as amended by the Council  
RETURNED WITHOUT SIGNATURE OF THE MAYOR  
APPROVED as per City Charter Section 2-403

MAY 16, 2011

MAY 25, 2011

**Conditions for U-11-02 for 2461 Peachtree Road, NE**

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1. The special use permit shall be valid only as long as Desire Sanchez, is the operator of The Booker Academy pre-school daycare center and shall be valid for a period of five years from the date of Council adoption.
  2. Installation of an entrance and walkway as necessary allow direct access to the pre-school from the back of the building to the parking lot.

THIS INDENTURE, made this 11 day of May in the year of our Lord One Thousand Nine Hundred and Fifty-one, between MISS GUSSIE MATHILDE BRENNER, who is the same person as Miss Gussie M. Brenner and the same person as Miss Augusta M. Brenner, also MISS JULIA JEANNETTE BRENNER, who is the same person as Miss Julia J. Brenner, of the State of Georgia and County of Fulton, of the first part, and THE TRUSTEES OF COVENANT PRESBYTERIAN CHURCH, INC., their successors and assigns, a corporation of the State of Georgia and County of Fulton, of the second part..

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Ten and No/100 (\$10.00) Dollars and other valuable considerations, in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold and conveyed and by these presents do grant, bargain, sell and convey unto the said parties of the second part, their successors and assigns, all that tract or parcel of land lying and being in

Land Lots 101 and 112 of the 17th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point on the easterly side of Peachtree Road, Two hundred fifty (250) feet southwesterly from the intersection of the easterly side of Peachtree Road and the southerly side of Lindbergh Drive, and running thence southerly, along the easterly side of Peachtree Road, Two hundred (200) feet; thence east, Two hundred seventy-five (275) feet; thence northerly, Ninety-five (95) feet to a fence; thence east, along said fence, One hundred ninety-five (195) feet to another fence; thence north, along said second-mentioned fence, Eighty-six and three-tenths (86.3) feet to a third fence; thence west, along said last mentioned fence, and continuing in a westerly direction, Four hundred forty-four and three-tenths (444.3) feet to the easterly side of Peachtree Road and point of beginning; being improved property with a one-story brick house thereon, known as No. 2467 Peachtree Road, according to the present numbering of houses in the City of Atlanta and Suburbs; as per survey prepared by E. Z. Huff, Surveyor, dated April 26, 1951; and being the same property conveyed to the grantors herein by

U-11-02

RCS# 1037  
5/16/11  
3:09 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

11-O-0233, 11-O-0234, 11-O-0235, 11-O-0334  
11-O-0229, 11-O-0230, 10-O-1889, 10-O-2158  
ADOPT AS AMEND

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

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

MULTIPLE