

10-0-1886

(Do Not Write Above This Line)

AN ORDINANCE Z-10-29  
BY: ZONING COMMITTEE

An Ordinance to rezone property from the R-5 (Two Family Residential) District to the R4B (Single Family Residential) District, for property located at 815 Kirkwood (aka 812 Harold Avenue), S.E. Property fronting approximately 50 feet on the north side of Harold Avenue beginning 400 feet from the west side of Chester Avenue. Depth: 100 feet. Area: approximately 0.114 acres. Land Lot 20, 14<sup>th</sup> District, Fulton County, Georgia.

OWNER: DRUM CUSTOM RENOVATIONS, LLC  
APPLICANT: NATHAN J. BOSTON  
NPU N  
COUNCIL DISTRICT 5

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

Date Referred 11/01/10

Referred To: ZRB/ZONING

Date Referred

Referred To:

Date Referred

Referred To:

Committee ZONING  
Date SEP 21 2010  
Chair [Signature]  
Referred to ZRB & ZONING

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

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

ADOPTED BY  
SEP 06 2011  
COUNCIL

Committee ZONING  
Date SEP 21 2010  
Chair [Signature]  
Action  
Fav, Adv, Hold (see rev. side)  
Other  
Members  
Refer To

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

FINAL COUNCIL ACTION

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

CERTIFIED

CERTIFIED  
SEP 06 2011  
COUNCIL PRESIDENT PROTEM

CERTIFIED  
SEP 03 2011  
Ronda Vaughan Johnson  
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

SEP 15 2011

WITHOUT SIGNATURE  
BY OPERATION OF LAW



City Council  
Atlanta, Georgia

**10- ) -1886**

AN ORDINANCE  
BY: ZONING COMMITTEE

**Z-10-29**  
Date Filed: 10-7-2010

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

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **815 Kirkwood (aka 812 Harold Avenue), S.E.** be changed from the R-5 (Two Family Residential) District to the R4B (Single Family Residential) District, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 20, 14<sup>th</sup> District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

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 in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any 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 the 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.

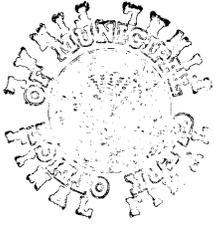
A true copy,

Deputy Municipal Clerk

ADOPTED by the Atlanta City Council  
APPROVED as per City Charter Section 2-403

Sept. 6, 2011  
Sept. 15, 2011





## Legal Description

All that tract or parcel of land lying and being Land Lot 20 of the 14<sup>th</sup> District of Fulton County, Georgia, in the City of Atlanta, and being lot 65 of the Tolbert Subdivision of the DeGraffenreid Property as shown on plat recorded in Deed Book P-3, Page 832 ½, Fulton County Records, and more particularly described as follows:

BEGINNING at a point on the North side of Harold Avenue 400 feet West of the west line of Chester Avenue; running thence West along the North side of Harold Avenue fifty (50) feet to Lot #66 of said subdivision; thence North along the East line of Lot of #66 one hundred (100) feet; running thence East along the South line of Lot #48 of said subdivision fifty (50) feet to Lot #64 of said subdivision; thence running South along the West line of said Lot #64 one hundred (100) feet to the North side of Harold Avenue at the point of beginning; according to a survey of said property made by L.D. Winslette, Jr. in August of 2010; being known as 812 Harold Avenue, S.E., according to the present system of numbering houses in the city of Atlanta, Ga.

RECEIVED  
OCT 17 2010  
BUREAU OF  
PLANNING

Z-10-29

RCS# 1383  
9/06/11  
4:15 PM

Atlanta City Council

REGULAR SESSION

10-O-1886 REZONE 815 KIRKWOOD (AKA 812 HAROLD AVE)  
R-5 TO R-4B, NPU-N, CD-5  
ADOPT

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

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

RCS# 649  
11/01/10  
4:42 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE 10-O-1886, 10-O-1887, 10-O-1888, 10-O-1889

REFER ZRB/ZONE

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 2  
ABSENT 0

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

MULTIPLE