

11-0-0999
 (Do Not Write Above This Line)

AN ORDINANCE U-11-24
 BY: ZONING COMMITTEE

An Ordinance granting a Special Use Permit for a **DAYCARE CENTER** pursuant to Section 16-07.005 (1)(b) property located at **835 MERCER STREET** fronting approximately 100 feet on the northeasterly side of Mercer Street at the A and WP Railroad. Depth: varies. Area: approximately 0.263 acres. Land Lot 22, 14th District Fulton County, Georgia.
 OWNER: **AMIR CARLOCK**
 APPLICANT: **MARY J. CORDERO**
 NPU-W
 COUNCIL DISTRICT 1

as Amended

ADOPTED BY

OCT 0 3 2011

COUNCIL

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

Date Referred *07/05/11*

Referred To: *ZRB FORMING*

Date Referred

Referred To:

Date Referred

Referred To:

First Reading
 Committee *ZONING*
 Date *07/28/11*
 Chair *[Signature]*
 Referred To *ZRB FORMING*

Committee
 Date *07/28/11*
 Chair *[Signature]*
 Action Fav, Adv, Hold (see rev. side)
 Other *as advised*

Members
[Signatures]

Refer To
[Signature]

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

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

Refer To

Refer To

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

CERTIFIED

CERTIFIED
 OCT 0 3 2011
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 OCT 0 3 2011
Rachel Buchanan Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

OCT 1 2 2011

WITHOUT SIGNATURE
 BY OPERATION OF LAW



Municipal Clerk
Atlanta, Georgia

11-0-0999

AN ORDINANCE
BY: ZONING COMMITTEE

U-11-24

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

SECTION 1. Under the provisions of Section 16-07.005 (1)(b) of the Zoning Ordinance of the City of Atlanta, a special use permit for a **DAYCARE CENTER** is hereby approved. Said use is granted to MARY J. CORDERO to be located at **835 MERCER STREET, S.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 22, 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 Daughin Johnson
Municipal Clerk

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

OCT 03, 2011
OCT 12, 2011



CONDITIONS FOR U-11-24 FOR 835 MERCER STREET

1. Conditioned upon a site plan entitled "Site Plan for 835 Mercer Street" by Gateway Civil Engineering, LLC dated 6-3-11 and marked received by the Office of Planning August 26, 2011.
2. The special use permit is not transferable and shall only be valid so long as LILA Circle House, LLC, owners Cathy Carlock and Julia Cordero, operates the facility as a day care.
3. Duration of the special use permit shall be five (5) years from the date of council approval.
4. All deliveries to the facility shall be between 8:00 a.m. and 6:00 p.m. Monday through Friday.



SURVEYED LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING OR BEING IN LAND LOT 22, OF THE 14TH LAND DISTRICT, CITY OF ATLANTA, FULTON COUNTY, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING FROM THE INTERSECTION OF THE SOUTHERLY R/W LINE OF MERCER STREET WITH THE EASTERLY R/W LINE OF ELOISE STREET, THENCE ALONG THE SOUTHERLY R/W LINE OF MERCER STREET 778.30' TO A 1" OPEN TOP PIPE FOUND AT THE TRUE POINT OF BEGINNING; THENCE FROM THE TRUE POINT OF BEGINNING AS THUS ESTABLISHED AND ALONG THE SOUTHERLY R/W LINE OF MERCER STREET S 89°55'05" E A DISTANCE OF 100.00' TO A POINT ON THE WESTERLY R/W LINE OF A & W.P. RAILROAD; THENCE ALONG THE WESTERLY R/W LINE OF A & W.P. RAILROAD S 17°01'00" W A DISTANCE OF 156.73' TO A IRON PIN SET; THENCE DEPARTING THE WESTERLY R/W LINE OF A & W.P. RAILROAD N 89°58'53" W A DISTANCE OF 53.26' TO A IRON PIN SET; THENCE N 00°19'57" W A DISTANCE OF 150.00' TO THE 1" OPEN TOP PIPE FOUND AT THE TRUE POINT OF BEGINNING.

SAID TRACT OR PARCEL OF LAND CONTAINS 0.263 ACRES (BEING 11,490 SQUARE FEET), INCLUDING ALL EASEMENTS.



U-11-024

LEGAL DESCRIPTION FOR 835 MERCER STREET
LAND LOT 22 - 14TH DISTRICT - ATLANTA - GA

RCS# 1461
10/03/11
3:06 PM

Atlanta City Council

REGULAR SESSION

11-O-0999

SUP FOR DAY CARE AT 835 MERCER ST.
U-11-24; NPU-W; CD-1
ADOPT/SUB/AMEND

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

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

11-O-0999