

13-0-0109

(Do Not Write Above This Line)

AN ORDINANCE Z-12-48
BY: ZONING COMMITTEE

An Ordinance to rezone from the I-2 (Heavy Industrial) and I-1 (Light Industrial) Districts to the MRC-3 (Mixed Residential Commercial) District, property located at 930 HOWELL MILL ROAD, N.W., fronting approximately 249.9 feet on the west side of Howell Mill Road at the southwesterly corner of 9th Street. Depth: approximately 502.4 feet. Area: approximately 2.96 acres. Land Lot 150, 17th District, Fulton County, Georgia.

OWNER: RICHARD MARTIN
APPLICANT: KEVIN S. EDWARDS
NPU E
COUNCIL DISTRICT 3

4 ADOPTED BY
MAR 04 2013
COUNCIL

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

Date Referred 1/22/13
 Referred To: Zoning + ZRB
 Date Referred
 Referred To:
 Date Referred
 Referred To:

Committee Zoning
 Date 1/15/13
 Chair
 Referred to Zoning + ZRB

Committee Zoning
 Date 2/27/13
 Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other

Members
 Carla Smith
 Joanne Shepherd
 Hal Shelton

Refer To

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

Committee
 Date
 Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other

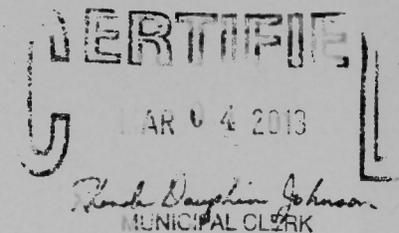
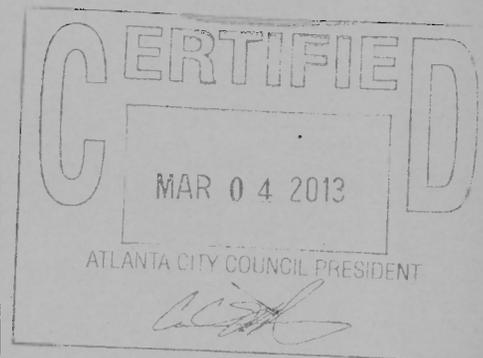
Members

Refer To

FINAL COUNCIL ACTION

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

CERTIFIED



MAYOR'S ACTION

APPROVED

MAR 13 2013

WITHOUT SIGNATURE
BY OPERATION OF LAW



City Council
Atlanta, Georgia

13-0-0109

AN ORDINANCE
BY: ZONING COMMITTEE

Z-12-48
Date Filed: 12-11-12

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 **930 HOWELL MILL ROAD, N.W.**, be changed from the I-2 (Heavy Industrial) and I-1 (Light Industrial)) Districts to the MRC-3 (Mixed Residential Commercial) District, to wit:

ALL THAT TRACT or parcel of land lying in Land Lot 150, 17th 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.

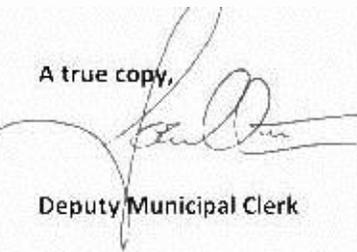
SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

A true copy,

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

March 04, 2013
March 13, 2013


Deputy Municipal Clerk



LEGAL DESCRIPTION
OVERALL TRACT



All that tract or parcel of land lying and being in Land Lot 150, 17th District, Fulton County, Georgia and being more particularly described as follows:

Beginning at a mag nail found at the intersection of the westerly right-of-way of Howell Mill Road (50' right-of-way) and the northerly right-of-way of Eighth Street (40' right-of-way) (the "**Point of Beginning**"); thence traveling along the northerly right-of-way of Eighth Street North 85 degrees 11 minutes 32 seconds West a distance of 162.58 feet to a point; thence traveling North 85 degrees 13 minutes 40 seconds West 165.39 feet to a point; thence traveling North 85 degrees 08 minutes 30 seconds West 103.96 feet to a mag nail found at the intersection of the northerly right-of-way of Eighth Street and the easterly right-of-way of Brady Avenue (right-of-way varies); thence traveling along the easterly right-of-way of Brady Avenue North 40 degrees 14 minutes 54 seconds West 327.60 feet to a 5/8" rebar found at the intersection of the easterly right-of-way of Brady Avenue and the southerly right-of-way of 9th Street (40' right-of-way); thence traveling along the southerly right-of-way of 9th Street North 87 degrees 19 minutes 04 seconds East a distance of 196.50 feet to a point; thence traveling North 87 degrees 33 minutes 00 seconds East a distance of 153.72 feet to a point; thence traveling North 87 degrees 23 minutes 57 seconds East a distance of 152.20 feet to a mag nail found at the intersection of the southerly right-of-way of 9th Street and the westerly right-of-way of Howell Mill Road (50' right-of-way): thence traveling along the westerly right-of-way of Howell Mill Road South 24 degrees 24 minutes 21 seconds East a distance of 249.92 feet to the **Point of Beginning**.

Said property, containing approximately 2.965 acres, is shown on that certain Consolidation Plat of: Martin / Rohrig Phase III by Urban Engineers, Inc.; Pablo M. Garcia, Ga. RLS No. 3104, dated August 24, 2011.

RCS# 2582
3/04/13
3:01 PM

Atlanta City Council

MULTIPLE 13-O-0109/Z-12-48 AND 13-O-0110/Z-12-49

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

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

MULTIPLE