

2040

12-0-1437

(Do Not Write Above This Line)

AN ORDINANCE BY: ZONING COMMITTEE

U-12-22

An Ordinance granting a Special Use Permit for a PERSONAL CARE HOME pursuant to Section 16-06.005 (1) (g) of the Zoning Ordinance, property located at 606 FLAT SHOALS AVENUE, S.E., fronting approximately 166 feet on the east side of Flat Shoals Avenue and approximately 225 feet on the south side of Newton Avenue at the intersection of Flat Shoals Avenue and Newton Avenue. Depth: varies. Area: approximately 0.857 acres. Land Lot 176, 15th District, Dekalb County, Georgia.

OWNER: WILLIE MAE JOHNSON
APPLICANT: KIMBERLY CASTLING AND ERIKA BROWN
NPU W
COUNCIL DISTRICT 5

FILED
MAY 20 2013
By Council

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

Date Referred: 11/5/12
 Referred To: ZRB+ Zoning
 Date Referred:
 Referred To:
 Date Referred:
 Referred To:

First Reading

Committee: Zoning
 Date: 11/5/12
 Chair: [Signature]
 Referred To: ZRB & Zoning

Committee: Zoning
 Date: 5/15/13
 Chair: [Signature]
 Action: Fav, Adv, Hold (see rev. side) / file Other
 Members: Carla Smith, [Signature], [Signature]
 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
 MAY 20 2013
 ATLANTA CITY COUNCIL PRESIDENT
 [Signature]

CERTIFIED
 MAY 20 2013
 Rhonda Daughin Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

Municipal Clerk
Atlanta, Georgia

12-0-1437

U-12-22

AN ORDINANCE
BY: ZONING COMMITTEE

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

SECTION 1. Under the provisions of Section 16-06.005 (1) (g) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a **PERSONAL CARE HOME**, is hereby granted. Said use is granted to **KIMBERLY CASTLIN AND ERIKA BROWN** and is to be located at **606 FLAT SHOALS AVENUE, S.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 176, 15th District, Dekalb County, Georgia, being more particularly described by the attached legal description and/or map.

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.

U-12-22



Legal Description for
606 Flat Shoals Ave
Atlanta, Georgia 30316

All that tract or parcel of land lying and being in Land Lot 175 of the 15th District of DeKalb County, Georgia being known as Lots 1,2 and part of Lot 3 of Newton St. John Subdivision, as per plat recorded in Plat Book 9, page 104, DeKalb County Records, being more particularly described as follows:

Beginning at an iron pin found at the southeast corner of the intersection of the right-of-way of Flat Shoals Avenue and Newton Avenue, change southwesterly along the northeasterly right-of-way of Flat Shoals Avenue, following the concave curvature, more particularly described as having a radius of 437.04 feet, a chord distance of 58.38 feet and a chord bearing of $\S 26^{\circ}56'29\text{\S}$ for an arc distance of 58.34 feet to the point of tangency, thence forming an interior angle of $181^{\circ}47'17$ from aforementioned chord bearing for a distance of 75.00 feet to an iron pin found in the northeasterly right-of-way of Flat Shoals Avenue, thence easterly forming in interior angle of $116^{\circ}43'57$ a distance of 121.42 feet to a PK nail set in concrete, thence southeasterly forming an interior angle of $255^{\circ}15'50''$ 17.00 feet to an iron pin set, thence easterly forming an interior angle of $104^{\circ}44'10$ 59.00 feet to an iron set, thence northwesterly forming an interior angle of $75^{\circ}15''50$ 17.00 feet to an iron pin found, thence continuing northwesterly forming an interior angle of $179^{\circ}44''10''$ 122.00 feet to an iron pin found on the south side of Newton Avenue, thence westerly forming an interior angle of $104^{\circ}51''57$ 210.19 feet along the south side of Newton Avenue to the point of beginning, being improved property known as 606 Flat Shoals Avenue, S.E according to the present numbering of houses in the city of Atlanta, Georgia.