

#50

2495

13-0-1155

(Do Not Write Above This Line)

**AN ORDINANCE
BY NATALYN MOSBY ARCHIBONG**

**AN ORDINANCE TO AMEND THE
LAND USE ELEMENT OF THE 2011
CITY OF ATLANTA
COMPREHENSIVE DEVELOPMENT
PLAN (CDP) SO AS TO DESIGNATE
PROPERTY LOCATED AT THE
GLENAIRE SUBDIVISION, PHASE II
TO THE SINGLE-FAMILY
RESIDENTIAL LAND USE
DESIGNATION; AND FOR OTHER
PURPOSES.**

ADOPTED BY
JUL 15 2013
COUNCIL

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

Date Referred

7/1/13

Referred To:

CD/HR

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee _____
 Date 4/9/13
 Chair Joyner/Sheperd
 Action Fav, Adv, Hold (see rev. side)
 Other _____
 Members [Signatures]
 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
 Readings
 Consent V Vote RC Vote

CERTIFIED
 JUL 15 2013
 ATLANTA CITY COUNCIL PRESIDENT
 [Signature]

CERTIFIED
 JUL 15 2013
 Rhonda Daughlin Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JUL 24 2013

WITHOUT SIGNATURE
BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

**AN ORDINANCE
BY NATALYN MOSBY ARCHIBONG**

13-0-1155

AN ORDINANCE TO AMEND THE LAND USE ELEMENT OF THE 2011 CITY OF ATLANTA COMPREHENSIVE DEVELOPMENT PLAN (CDP) SO AS TO DESIGNATE PROPERTY LOCATED AT THE GLENAIRE SUBDIVISION, PHASE II TO THE SINGLE-FAMILY RESIDENTIAL LAND USE DESIGNATION; AND FOR OTHER PURPOSES.

WHEREAS, the property owner of the Glenaire Subdivision, Phase II, Atlanta, GA has requested the property be annexed from DeKalb County unincorporated to the corporate boundaries of the City of Atlanta; and

WHEREAS, the property is improved with a single-family residential dwelling; and

WHEREAS, the Office of Planning recommends that upon annexation the property be designated to the single-family residential (SFR) land use classification; and

WHEREAS, the City Council finds that the SFR land use classification is the appropriate classification for the property; and

WHEREAS, Ordinance 13-O-0312, adopted June 17, 2013, purported to place a land use designation for the property described and depicted on Exhibit "A" prior to completion of the annexation which is the subject of Ordinance 13-O-0311 and is null and void with no force and effect of law.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS
AS FOLLOWS:**

SECTION 1. That the 2011 City of Atlanta Comprehensive Development Plan (CDP) is hereby amended by changing the Land Use Element of said Plan so as to designate property of the Glenaire Subdivision, Phase II, Atlanta, GA to the Single-Family Residential land use designation.

Said Property is more specifically described and depicted on Exhibit "A", which is hereby made a part of this ordinance.

SECTION 2. Ordinance 13-O-0312 is hereby repealed. All ordinances or parts of ordinances that are in conflict with this ordinance are hereby waived to the extent of the conflict.

A true copy,

Deputy Clerk

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

JUL 15, 2013
JUL 24, 2013



EXHIBIT A

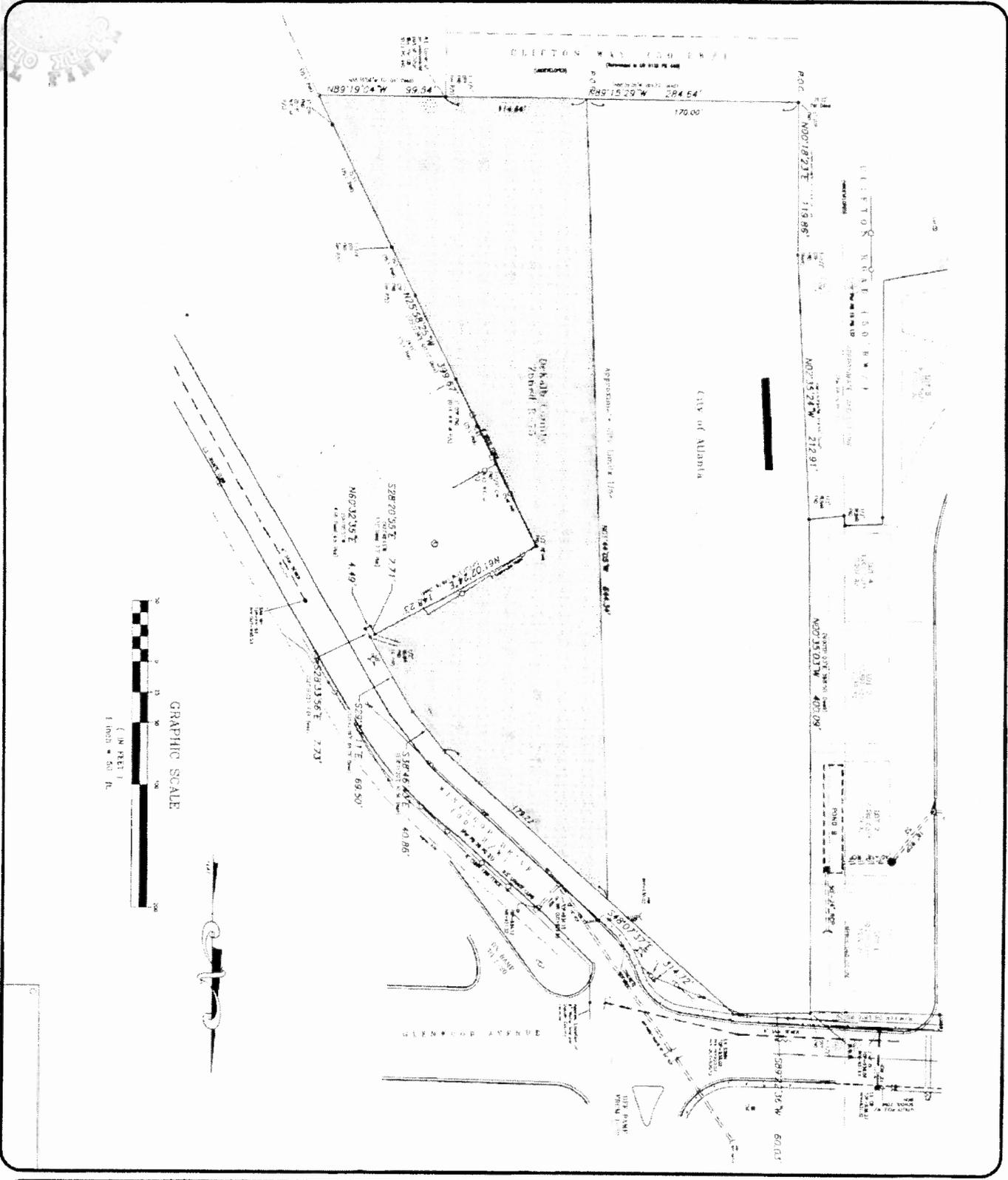
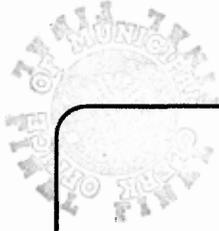
Legal Description- GLENAIRE SUBDIVISION, PHASE II

A parcel of land lying and being in Land Lot 174 of the 15th District of DeKalb County, Georgia and described as follows:

Commence at the Northeast corner of the intersection of Clifton Road (50-foot Right-of-Way) and Clifton Way (50-foot Right-of-Way) and run along the northern right of way line of Clifton Way $S89^{\circ} 15' 29'' E$ a distance of 170 feet more or less to the City Limits line of the City of Atlanta and the Point of Beginning;

Thence leaving the right of way line of Clifton Way and running $N01^{\circ} 44' 05'' W$ along the City Limits line of the City of Atlanta a distance of 644.34 more or less to the southwesterly right of way line of Winthrop Drive; thence running along said right of way line $S48^{\circ} 07' 37'' E$ a distance of 179.22 feet to a point; thence continuing along said right of way line $S38^{\circ} 46' 43'' E$ a distance of 40.86 feet to a point; thence continuing along said right of way line $S29^{\circ} 17' 11'' E$ a distance of 69.50 feet to a point; thence continuing along said right of way $S28^{\circ} 33' 56'' E$ along said right of way a distance of 7.73 feet to an iron pin; thence leaving said right of way and running $S60^{\circ} 32' 35'' W$ a distance of 4.49 feet to an iron pin; thence running $N28^{\circ} 20' 55'' W$ a distance of 7.71 feet to an iron pin; thence running $S61^{\circ} 02' 24'' W$ along the northwesterly line of Lot 1 of the Winthrop Manor Subdivision a distance of 148.23 feet to an iron pin; thence running $S25^{\circ} 58' 25'' E$ along the southwesterly lots of said subdivision a distance of 401.17 feet to a point; thence running $N89^{\circ} 19' 04'' W$ a distance of 101.04 feet to a point on the northerly right of way line of Clifton Way; thence continuing along said right of way line $N89^{\circ} 15' 29'' W$ a distance of 114.64 feet to the Point of Beginning.

Said parcel containing 1.82 acres more or less.



<p>ANNEXATION EXHIBIT</p> <p>GLENAIRE SUBDIVISION</p> <p>Land Lots 174 & 175, 15th District City of Atlanta, DeKalb County, Georgia</p>	<p>Prepared for:</p> <p>MI GLENAIRE, LLC</p> <p>3030 Peachtree Road, NW - Suite 400 Atlanta, Georgia 30305</p>	<p>Atlanta Engineering Services, Inc.</p> <p>185 Thompson St. Alpharetta, Georgia 30009</p> <p>Phone: 678-297-2065 Fax: 678-297-2588 www.ataieng.com</p>	<p>DATE: 10/15/10</p> <p>BY: [Signature]</p> <p>SCALE: AS SHOWN</p>
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SHEET 1 of 1

RCS# 2897
7/15/13
3:34 PM

Atlanta City Council

CONSENT AGENDA SECTION I (PAGES 3-20)
EXCEPT 1138;1189;1154
ADOPT

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 2

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

+

		07-01-13
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 13-O-1127	36. 13-R-3332	41. 13-R-3337
2. 13-O-1153	37. 13-R-3333	42. 13-R-3338
3. 13-O-0311	38. 13-R-3334	43. 13-R-3339
4. 13-O-1122	39. 13-R-3335	44. 13-R-3340
5. 13-O-1123	40. 13-R-3336	45. 13-R-3341
6. 13-O-1139		46. 13-R-3342
7. 13-O-1183		47. 13-R-3343
8. 13-O-1185		48. 13-R-3344
9. 13-O-1119		49. 13-R-3345
10. 13-O-1120		50. 13-R-3346
11. 13-O-1121		51. 13-R-3347
12. 13-O-1125		52. 13-R-3348
13. 13-O-1155		53. 13-R-3349
14. 13-R-3312		54. 13-R-3350
15. 13-R-3315		55. 13-R-3351
16. 13-R-3325		56. 13-R-3352
17. 13-R-3326		57. 13-R-3353
18. 13-R-3266		58. 13-R-3354
19. 13-R-3322		59. 13-R-3355
20. 13-R-3323		60. 13-R-3356
21. 13-R-3316		61. 13-R-3357
22. 13-R-3317		62. 13-R-3358
23. 13-R-3306		63. 13-R-3359
24. 13-R-3307		64. 13-R-3360
25. 13-R-3308		65. 13-R-3361
26. 13-R-3318		66. 13-R-3362
27. 13-R-3375		67. 13-R-3363
28. 13-R-3313		68. 13-R-3364
29. 13-R-3320		69. 13-R-3365
30. 13-R-3324		70. 13-R-3366
31. 13-R-3327		71. 13-R-3367
32. 13-R-3328		72. 13-R-3368
33. 13-R-3329		73. 13-R-3369
34. 13-R-3330		74. 13-R-3370
35. 13-R-3331		75. 13-R-3371
		76. 13-R-3372
		77. 13-R-3373