

#19

1754

12-0-1613
(Do Not Write Above This Line)

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

FINAL COUNCIL ACTION
 2ND 1ST & 2ND 3RD
Readings
 Consent V Vote RC Vote

AN ORDINANCE
BY: COUNCIL MEMBER CARLA SMITH

Carla Smith
CDP-12-21

AN ORDINANCE TO AMEND THE LAND USE ELEMENT OF THE 2011 ATLANTA COMPREHENSIVE DEVELOPMENT PLAN (CDP) SO AS TO REDESIGNATE PROPERTY THAT IS LOCATED AT 1104, 1144 AND 1174 AVONDALE AVENUE FROM THE OFFICE/ INSTITUTION LAND USE DESIGNATION TO THE SINGLE FAMILY RESIDENTIAL LAND USE DESIGNATION AND FOR OTHER PURPOSES.

ADOPTED BY

AUG 19 2013

COUNCIL

substitute

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

Date Referred *11/5/12*

Referred To: *CD/HR*

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

Committee *CD/HR*
Date *11/13/12*
Chair _____

Action
Fav, Adv, Hold (See rev. side)
Other
Subst

Members

Subst H 11/27/12

Refer To _____

Committee *CD/HR*
Date *5/28/11*
Chair _____

Action
Fav, Adv, Hold (See rev. side)
Other
Subst

Members

Refer To _____

Committee *CDHR*
Date *7/30/13*
Chair *Joyce Shepherd*

Action
Fav, Adv, Hold (See rev. side)
Other
on substitute

Members

John S. ...
Clara ...
Cheryl ...

Refer To _____

Committee _____
Date _____
Chair _____

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

Members

Refer To _____

CERTIFIED
AUG 19 2013
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
AUG 19 2013
Randa Daughlin Johnson
MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED
AUG 28 2013
WITHOUT SIGNATURE
BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

Municipal Clerk
Atlanta, Georgia

12-O-1613

AN ORDINANCE

CDP-12-21

BY: COUNCIL MEMBER CARLA SMITH

AS SUBSTITUTED (#2)

BY COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE

AN ORDINANCE TO AMEND THE LAND USE ELEMENT OF THE 2011 ATLANTA COMPREHENSIVE DEVELOPMENT PLAN (CDP) SO AS TO REDESIGNATE PROPERTY THAT IS LOCATED AT 1104, 1144 AND 1174 AVONDALE AVENUE FROM THE OFFICE/ INSTITUTION LAND USE DESIGNATION TO THE HIGH DENSITY RESIDENTIAL LAND USE DESIGNATION AND FOR OTHER PURPOSES.

NPU-W

COUNCIL DISTRICT 1

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS:

SECTION 1. An ordinance to amend the Land Use element of the 2011 Atlanta Comprehensive Development Plan (CDP) so as to redesignate property that is located at 1104, 1144 and 1174 Avondale avenue from the Office/ Institution Land Use Designation to the High Density Residential Land Use designation and for other purposes.

All that tract or parcels of land lying and being in Land Lot 23 of the 14th of Fulton County, Georgia. Said property is more specifically shown on the attached map, Exhibit 'A', which is hereby made a part of this ordinance.

SECTION 2. That all ordinances or parts of ordinances which are in conflict with this ordinance are hereby repealed.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk

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

AUG 19, 2013
AUG 28, 2013

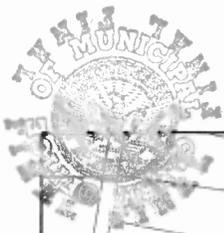
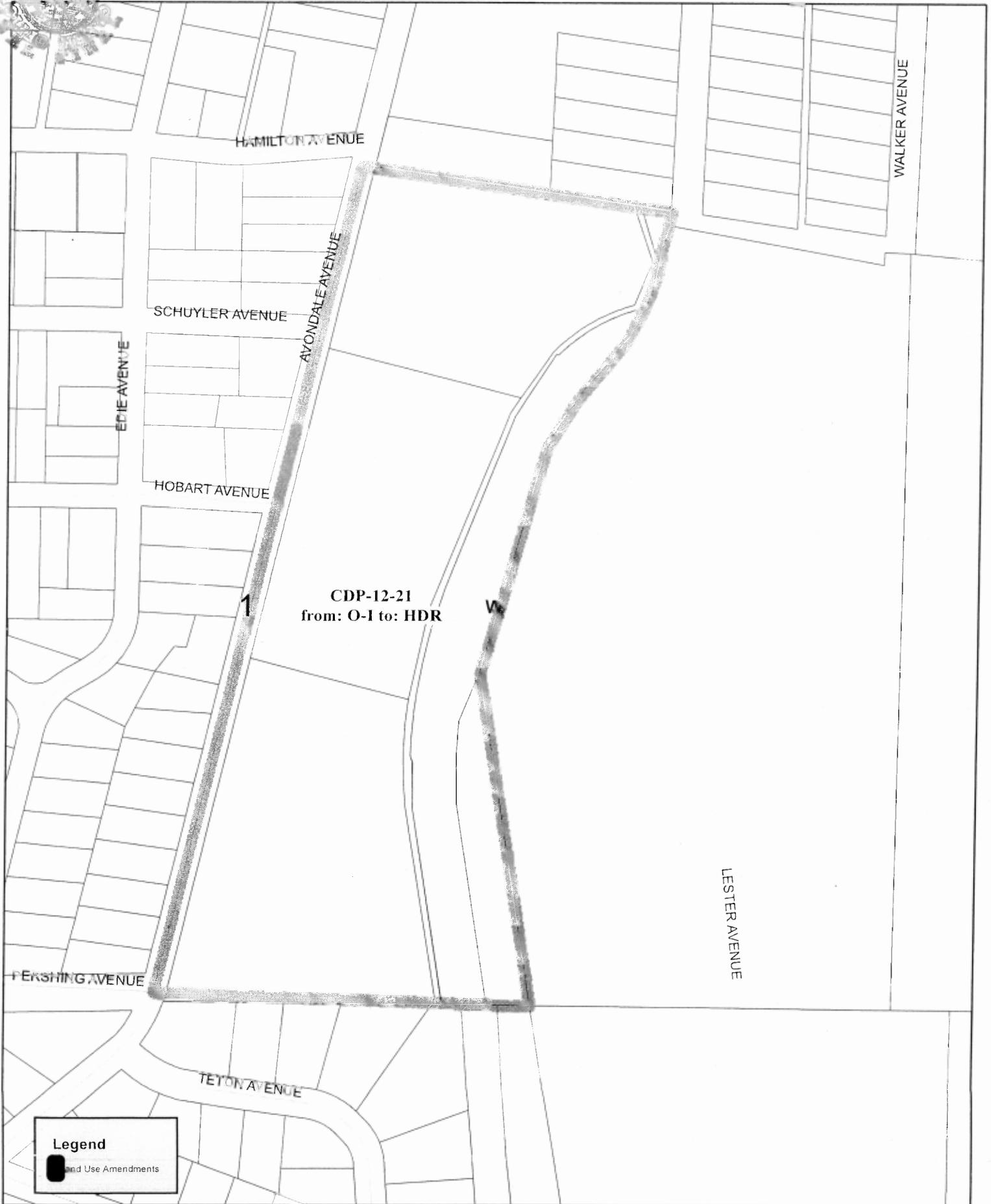


EXHIBIT 'A'

CDP-12-21



Legend

■ Land Use Amendments



EXHIBIT "A"

ALL THAT TRACT OR PARCEL OF LAND lying and being in Land Lot 23 of the 14th Land District of Fulton County, Georgia and being more particularly described as follows:

Beginning at a point located at the intersection of the land lot line common to Land Lot 23 and Land Lot 24 and the Easterly right-of-way line of Avondale Avenue (50' R/W); said point being the POINT OF BEGINNING; thence running along said Easterly right-of-way line of Avondale Avenue North 14 degrees 03 minutes 57 seconds East for a distance of 582.99 feet to a point; thence leaving said Easterly right-of-way line of Avondale Avenue and running South 75 degrees 48 minutes 45 seconds East for a distance of 365.01 feet to a point; thence running along a curve to the left having a radius of 325.00 feet for a distance of 84.90 feet, said curve being subtended by a chord having a bearing and distance of South 03 degrees 39 minutes 56 seconds West, 84.65 feet to a point; thence running South 03 degrees 42 minutes 32 seconds East for a distance of 399.17 feet to a point on the land lot line common to Land Lot 23 and Land Lot 24 common to Land Lots 23 and 24; thence along said common land lot line running North 89 degrees 14 minutes 51 seconds West for a distance of 516.02 feet to a point on the Easterly right-of-way line of Avondale Avenue, and also being **THE POINT OF BEGINNING**; shown as containing 5.247 acres, more or less, as shown on that certain survey for 1200 Avondale Avenue, LLC, Regions Bank, JIMMOT, L.L.C., and Chicago Title Insurance Company, prepared by Q-B Engineering, Inc., bearing the seal of Gilbert E. Quinones, Georgia Registered Land Surveyor No. 2810, dated January 18, 2005, last revised February 23, 2005.

EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL C-2

ALL THAT TRACT OF LAND LYING AND BEING IN LAND LOT 23 OF THE 14TH LAND DISTRICT OF FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

- BEGINNING AT THE INTERSECTION OF THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF AVONDALE AVENUE (50-FOOT RIGHT-OF-WAY) AND THE COMMON LINE OF LAND LOT 23 AND LAND LOT 24;
- THENCE RUNNING ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE OF AVONDALE AVENUE NORTH 14 DEGREES 03 MINUTES 57 SECONDS EAST FOR A DISTANCE OF 582.99 FEET TO A POINT;
- THENCE RUNNING ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE OF AVONDALE AVENUE NORTH 14 DEGREES 03 MINUTES 57 SECONDS EAST FOR A DISTANCE OF 525.00 FEET TO A POINT;
- THENCE LEAVING SAID SOUTHEASTERLY RIGHT-OF-WAY LINE OF AVONDALE AVENUE AND RUNNING SOUTH 75 DEGREES 48 MINUTES 45 SECONDS EAST FOR A DISTANCE OF 386.15 FEET TO A POINT, SAID POINT BEING THE **POINT OF BEGINNING**;
- THENCE SOUTH 75 DEGREES 48 MINUTES 45 SECONDS EAST A DISTANCE OF 12.67 FEET TO A POINT;
- THENCE ALONG A CURVE TO THE RIGHT, AN ARC LENGTH OF 126.79 FEET, SAID CURVE HAVING A RADIUS OF 424.00 FEET WITH A CHORD DISTANCE OF 126.32 FEET, AT NORTH 41 DEGREES 42 MINUTES 09 SECONDS EAST TO A POINT;
- THENCE NORTH 20 DEGREES 02 MINUTES 38 SECONDS EAST A DISTANCE OF 170.00 FEET TO A POINT;
- THENCE NORTH 09 DEGREES 41 MINUTES 05 SECONDS WEST A DISTANCE OF 72.14 FEET TO A POINT;
- THENCE NORTH 82 DEGREES 40 MINUTES 52 SECONDS WEST A DISTANCE OF 12.55 FEET TO A POINT;
- THENCE SOUTH 09 DEGREES 41 MINUTES 05 SECONDS EAST A DISTANCE OF 72.63 FEET TO A POINT;
- THENCE SOUTH 20 DEGREES 02 MINUTES 38 SECONDS WEST A DISTANCE OF 163.60 FEET TO A POINT;
- THENCE ALONG A CURVE TO THE LEFT, AN ARC LENGTH OF 126.79 FEET, SAID CURVE HAVING A RADIUS OF 424.00 FEET WITH A CHORD DISTANCE OF 126.32 FEET, AT SOUTH 41 DEGREES 42 MINUTES 09 SECONDS WEST TO A POINT, SAID POINT BEING THE **POINT OF BEGINNING**.

SAID PROPERTY CONTAINS 4,418 SQUARE FEET OR 0.1014 ACRES MORE OR LESS AND IS MORE PARTICULARLY DESCRIBED AS TRACT C-2 ON THAT CERTAIN REPLAT OF 1144 AND 1200 AVONDALE AVENUE, PREPARED FOR R.M. LAMAR PROPERTIES, INC. BY GILBERT E. QUINONES (G.R.L.S. #2810) OF Q-B ENGINEERING, INC. DATED FEBRUARY 8, 2005, AND LAST REVISED MAY 16, 2005, AND RECORDED IN PLAT BOOK 275, PAGE 20, FULTON COUNTY, GEORGIA RECORDS.

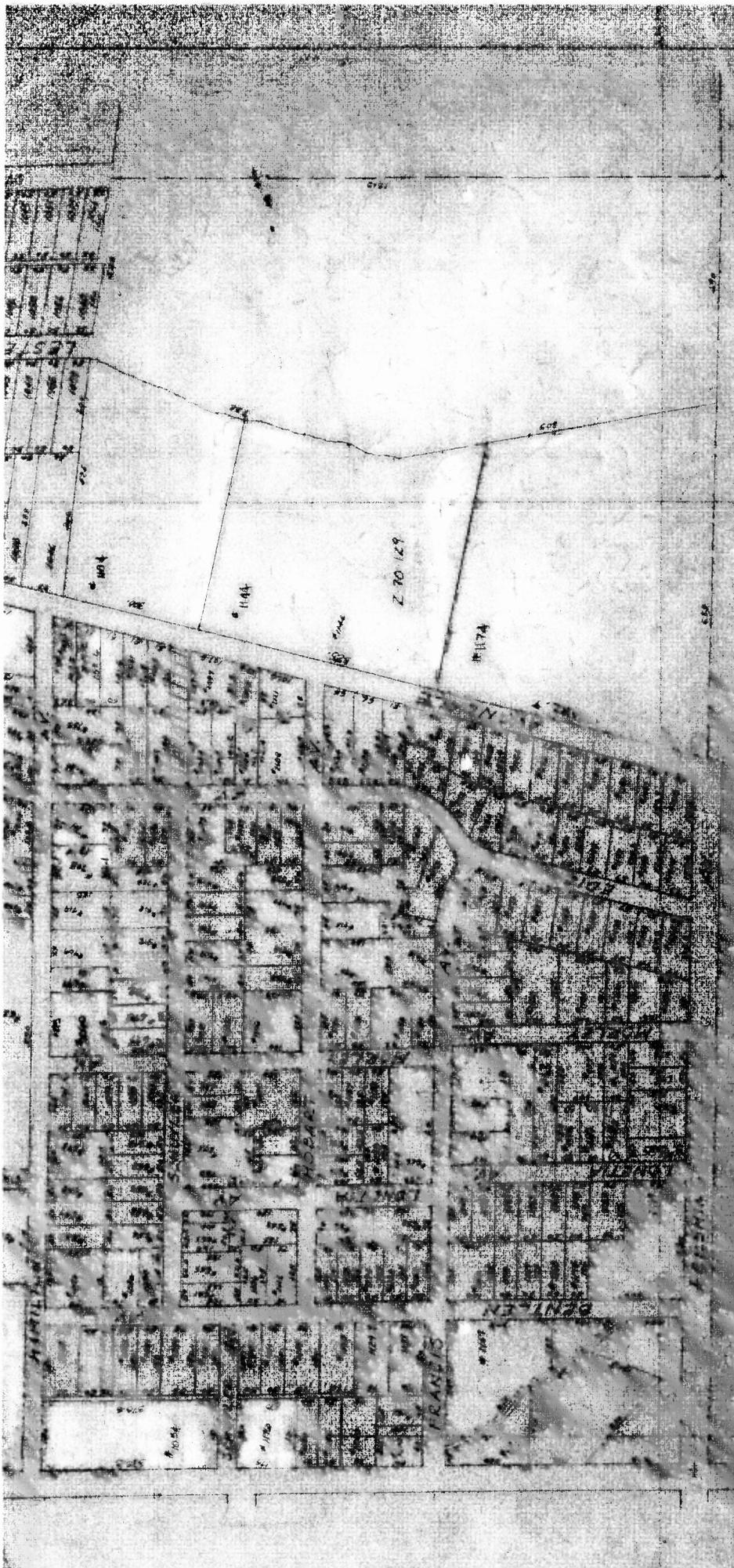


EXHIBIT "A"

LEGAL DESCRIPTION 12-FOOT STRIP

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 23, 14th DISTRICT, FULTON COUNTY, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

- BEGINNING AT THE INTERSECTION OF THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF AVONDALE AVENUE (50-FOOT RIGHT-OF-WAY) AND THE COMMON LINE OF LAND LOT 21 AND LAND LOT 24.
 - THENCE SOUTH 89 DEGREES 31 MINUTES 27 SECONDS EAST A DISTANCE OF 100.00 FEET TO A POINT ALONG THE COMMON AND LOT LINE OF THE 21st DISTRICT, FULTON COUNTY, GEORGIA BEING THE POINT OF BEGINNING.
 - THENCE NORTH 91 DEGREES 42 MINUTES 32 SECONDS WEST A DISTANCE OF 399.00 FEET TO A POINT.
 - THENCE ALONG A CURVE TO THE RIGHT, AN ARC LENGTH OF 84.90 FEET, SAID CURVE HAVING A RADIUS OF 321.00 FEET WITH A CHORD DISTANCE OF 43.45 FEET AT NORTH 01 DEGREES 39 MINUTES 56 SECONDS EAST TO A POINT.
 - THENCE ALONG A CURVE TO THE RIGHT, AN ARC LENGTH OF 22.84 FEET, SAID CURVE HAVING A RADIUS OF 325.00 FEET WITH A CHORD DISTANCE OF 27.83 FEET AT NORTH 11 DEGREES 36 MINUTES 11 SECONDS EAST TO A POINT.
 - THENCE NORTH 16 DEGREES 01 MINUTES 48 SECONDS EAST A DISTANCE OF 302.00 FEET TO A POINT.
 - THENCE ALONG A CURVE TO THE RIGHT, AN ARC LENGTH OF 81.59 FEET, SAID CURVE HAVING A RADIUS OF 424.00 FEET WITH A CHORD DISTANCE OF 47.54 FEET AT NORTH 27 DEGREES 17 MINUTES 39 SECONDS EAST TO A POINT.
 - THENCE ALONG A CURVE TO THE RIGHT, AN ARC LENGTH OF 136.50 FEET, SAID CURVE HAVING A RADIUS OF 524.00 FEET WITH A CHORD DISTANCE OF 102.27 FEET AT NORTH 41 DEGREES 42 MINUTES 19 SECONDS EAST TO A POINT.
 - THENCE NORTH 120 DEGREES 02 MINUTES 18 SECONDS EAST A DISTANCE OF 100.00 FEET TO A POINT.
 - THENCE NORTH 09 DEGREES 41 MINUTES 05 SECONDS WEST A DISTANCE OF 32.50 FEET TO A POINT.
 - THENCE NORTH 12 DEGREES 40 MINUTES 52 SECONDS WEST A DISTANCE OF 17.50 FEET TO A POINT.
 - THENCE SOUTH 09 DEGREES 41 MINUTES 05 SECONDS EAST A DISTANCE OF 32.50 FEET TO A POINT.
 - THENCE SOUTH 20 DEGREES 02 MINUTES 58 SECONDS WEST A DISTANCE OF 57.50 FEET TO A POINT.
 - THENCE ALONG A CURVE TO THE LEFT, AN ARC LENGTH OF 129.79 FEET, SAID CURVE HAVING A RADIUS OF 424.00 FEET WITH A CHORD DISTANCE OF 126.32 FEET AT SOUTH 41 DEGREES 42 MINUTES 09 SECONDS WEST TO A POINT.
 - THENCE ALONG A CURVE TO THE LEFT, AN ARC LENGTH OF 66.60 FEET, SAID CURVE HAVING A RADIUS OF 436.00 FEET WITH A CHORD DISTANCE OF 36.47 FEET AT SOUTH 26 DEGREES 54 MINUTES 15 SECONDS WEST TO A POINT.
 - THENCE SOUTH 16 DEGREES 01 MINUTES 48 SECONDS WEST A DISTANCE OF 41.00 FEET TO A POINT.
 - THENCE ALONG A CURVE TO THE LEFT, AN ARC LENGTH OF 28.23 FEET, SAID CURVE HAVING A RADIUS OF 332.00 FEET WITH A CHORD DISTANCE OF 28.23 FEET AT SOUTH 11 DEGREES 39 MINUTES 26 SECONDS WEST TO A POINT.
 - THENCE ALONG A CURVE TO THE LEFT, AN ARC LENGTH OF 83.46 FEET, SAID CURVE HAVING A RADIUS OF 311.00 FEET WITH A CHORD DISTANCE OF 83.46 FEET AT SOUTH 03 DEGREES 41 MINUTES 14 SECONDS WEST TO A POINT.
 - THENCE SOUTH 03 DEGREES 41 MINUTES 32 SECONDS EAST A DISTANCE OF 83.46 FEET TO A POINT.
 - THENCE SOUTH 89 DEGREES 31 MINUTES 51 SECONDS WEST A DISTANCE OF 100.00 FEET TO A POINT, SAID POINT BEING THE POINT OF BEGINNING.
- ALL HEREIN SET FORTH AND SUBJECT TO COVENANTS, EASEMENTS, AND RESTRICTIONS OF RECORD, SAID PROPERTY CONTAINS 16,574 SQUARE FEET OR 6,162 SQUARE METERS MORE OR LESS.



RCS# 2926
8/19/13
3:25 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I; ALL ITEMS
EXCEPT 13-R-3404, 13-R-3406 & ~~13~~-O-1734
ADOPT *12 COP*

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 0

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

CONSENT I

+

		08-19-13
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	
1. 13-O-0441	37. 13-R-3387	
2. 13-O-1054	38. 13-R-3388	
3. 13-O-1177	39. 13-R-3389	
4. 13-O-1178	40. 13-R-3390	
5. 13-O-1179	41. 13-R-3391	
6. 13-O-1180	42. 13-R-3392	
7. 13-O-1181	43. 13-R-3393	
8. 13-O-1182	44. 13-R-3394	
9. 13-O-1191	45. 13-R-3395	
10. 13-O-1150	46. 13-R-3396	
11. 13-O-1151	47. 13-R-3397	
12. 13-O-1152	48. 13-R-3398	
13. 12-O-1613	49. 13-R-3399	
14. 13-O-0433	50. 13-R-3400	
15. 13-O-1187	51. 13-R-3401	
16. 13-O-1056	52. 13-R-3402	
17. 13-O-1058	53. 13-R-3403	
18. 13-O-1176		
19. 13-O-1192		
20. 12-R-1146		
21. 13-R-3407		
22. 13-R-3408		
23. 13-R-3319		
24. 13-R-3321		
25. 13-R-3405		
26. 13-R-3376		
27. 13-R-3377		
28. 13-R-3382		
29. 13-R-3383		
30. 13-R-3378		
31. 13-R-3379		
32. 13-R-3380		
33. 13-R-3381		
34. 13-R-3384		
35. 13-R-3385		
36. 13-R-3386		