

3314

10-0-0014

(Do Not Write Above This Line)

An Ordinance Z-08-47
by Councilmember

An Ordinance to amend
Chapter 16, Chapter 18,
Section 16-K.004 of the City
of Atlanta Code of
Ordinances so as to require
a Special Use Permit for
certain uses located in
Subarea 6 of the SPI-11
Zoning District.

FILED
DEC 02 2013

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

Date Referred

1/4/10

Referred To:

ZR13+ Zoning

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other FILE

Members

[Handwritten 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
- Consent
- V Vote
- RC Vote

CERTIFIED
 DEC 02 2013
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 DEC 02 2013
 Ronda Dushin Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

RCS# 3210
12/02/13
5:59 PM

Atlanta City Council

MULTIPLE

ITEMS 9-40 OF THE ZONING COMMITTEE
REPORT
FILE

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 1

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

MULTIPLE

AN ORDINANCE

10-0-0014

Z-08-47

AN ORDINANCE TO AMEND CHAPTER 16, CHAPTER 18, Section 16-18K.004 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO REQUIRE A SPECIAL USE PERMIT FOR CERTAIN USES LOCATED IN SUBAREA 6 OF THE SPI-11 ZONING DISTRICT

WHEREAS, Section 16-18K.001, et seq. of the City of Atlanta Code of Ordinances is referenced as the regulations in the SPI-11 Vine City and Ashby Station Special Public Interest District; and

WHEREAS, Section 16-18K.004 of the City of Atlanta Code of Ordinances set out each of the uses permitted in each of the subareas in SPI-11, whether permitted principal uses, permitted accessory uses and structures, and or uses permitted by special permits; and

WHEREAS, it has been determined that certain properties located within subarea 6 of SPI-11 may be appropriate for non-residential neighborhood compatible uses; and

WHEREAS, the City of Atlanta desires to make these non-residential neighborhood compatible uses permitted as principal uses or uses permitted by special permit;

NOW, THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:

Section 1. The "SPI-11 Use Table" in Section 16-18K.004 of the City of Atlanta Code of Ordinances which is attached hereto as Exhibit "A."

be and is hereby deleted in its entirety and a new "SPI-11 Use Table" in Section 16-18K.004 is hereby enacted in lieu thereof which shall read as shown in Exhibit "B."

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance shall be repealed.

EX. "A"

X = Not Permitted

• = Not to exceed 4,000 square feet

USES	Subarea 1 Ashby	Subarea 2 (MLK)	Subarea 3 UNIV Center	Subarea 4 Univ Res	Subarea 5 Ashview	Subarea 6 Washington	Subarea 7 Vine City
Adult businesses	X	X	X	X	X	X	X
Bakeries & catering establishments including wholesale operations	P	P	P	X	X	X	X
Banks, savings & loan associations and similar financial institutions	P	P	P	X	X	X	X
Barbershops, beauty shops and similar personal service establishments	P	P	P	X	X	X	X
Broadcasting towers and line-of-sight relay devices for telephonic, radio or Television communications, except alternative design mounting structures as contemplated by Section 16-25.002 (3)(h)(iv)(i), and subject to Transitional height planes (Chapter 1, Section 19-1006).	SUP	SUP	SUP	SUP	SUP	SUP	SUP
Business or commercial schools	P	P	P	X	X	X	X
Car washes	X	X	X	X	X	X	X
Child care centers, kindergartens and special schools	SUP	SUP	SUP	SUP	SUP	SUP	SUP
Churches, synagogues, temples, mosques and other religious worship facilities of anysize	SUP	SUP	SUP	SUP	SUP	SUP	SUP
Civil, service,							

garden, neighborhood or private clubs	SUP						
Clubs and lodges	P	P	P	X	X	X	X
Commercial greenhouses	SUP	SUP	SUP	X	X	X	X
Commercial recreation establishments including theaters, convention halls, places of assembly & similar uses	P	P	P*	X	X	X	X
Community centers, community services facilities, recreational centers	SUP						
Devices for the generation of energy, such as solar panels, wind generators and similar devices	PA						
Dormitories, fraternity houses and sorority houses	SUP	SUP	P	X	X	X	X
Eating & drinking establishments (i.e. Restaurants, bars, coffee shops, delicatessens and taverns)	P	P	P	X	X	X	X
Grocery stores	P	P	P	X	X	X	X
Guest houses, servant quarters or lodging facilities for caretakers or watchmen	PA						
Hotels up to 30 rooms	SUP	SUP	SUP	X	X	X	X
Institutions of higher learning, including colleges & universities	SUP						
Junkyards, automobile salvage yards or scrap metal processors where such activity	x	X	X	X	X	X	X

is wholly enclosed within a building							
Laundry and dry cleaning establishments & collection stations limited to no more than 5,000 square feet	P	P	P	X	X	X	X
Multi-family dwellings	P	P	P	X	X	X	X
Museums, galleries auditoriums, libraries and similar cultural facilities	P	P	P	X	X	X	X
New and used car sales and rental	x	X	X	X	X	X	X
Nursing homes and convalescent centers	SUP	SUP	SUP	X	X	X	X
Offices, arts and crafts galleries and studios	P	P	P	X	X	X	X
Outdoor amusement enterprises, exhibits, entertainments, meetings, displays or sales areas (over 90 days)	SUP	SUP	SUP	X	X	X	X
Outdoor amusement enterprises, exhibits, entertainments, meetings, displays or sales areas (under 90 days)	SAP	SAP	SAP	X	X	X	X
Park-for-hire facilities-independent structures with more than two stories above grade for the temporary storage of vehicles	SUP	SUP	SUP	X	X	X	X
Parking structures and surface lots (accessory)	PA	PA	PA	X	X	X	X

Parks and playgrounds	P	P	P	P	P	P	P
Personal care homes	SUP						
Plumbing, tinsmithing, or cabinet shops, general service and repair establishments	P	P	P	X	X	X	X
Printing shops	P	P	P	X	x	x	x
Private greenhouses & garages	PA						
Private schools	P	P	P	SUP	SUP	SUP	SUP
Professional or personal service establishments, but not hiring halls	P	P	P	X	X	X	X
Public schools	X	X	X	P	P	P	P
Retail establishments (not including auto sales or rental)	P	P	P	X	X	X	X
Sales and repair establishments for home appliances, bicycles, lawn mowers, shoes, clocks and similar devices	P	P	P	X	X	X	X
Service stations (automobiles)	X	P	X	X	X	X	X
Single-family dwellings	P	P	P	P	P	P	P
Swimming pools, tennis courts	PA						
Tailoring, custom dressmaking, millinery and similar establishments	P	P	P	X	X	X	X
Telecommunication switchboards, power generators and other telecommunications relay equipment and rooms or floors housing them	X	X	X	X	X	X	X
Two-family	P	P	P	P	P	X	X

EX. "B"

X = Not Permitted

• = Not to exceed 4,000 square feet

USES	Subarea 1 Ashby	Subarea 2 (MLK)	Subarea 3 UNIV Center	Subarea 4 Univ Res	Subarea 5 Ashview	Subarea 6 Washington	Subarea 7 Vine City
Adult businesses	X	X	X	X	X	X	X
Bakeries & catering establishments including wholesale operations	P	P	P	X	X	SUP	X
Banks, savings & loan associations and similar financial institutions	P	P	P	X	X	SUP	X
Barbershops, beauty shops and similar personal service establishments	P	P	P	X	X	SUP	X
Broadcasting towers and line-of-sight relay devices for telephonic, radio or Television communications, except alternative design mounting structures as contemplated by Section 16-25.002 (3)(h)(iv)(i), and subject to Transitional height planes (Chapter 1, Section 19-1006).	SUP	SUP	SUP	SUP	SUP	SUP	SUP
Business or commercial schools	P	P	P	X	X	X	X
Car washes	X	X	X	X	X	X	X
Child care centers, kindergartens and special schools	SUP	SUP	SUP	SUP	SUP	SUP	SUP
Churches, synagogues, temples, mosques and other religious worship facilities of anysize	SUP	SUP	SUP	SUP	SUP	SUP	SUP
Civil, service,							

garden, neighborhood or private clubs	SUP						
Clubs and lodges	P	P	P	X	X	X	X
Commercial greenhouses	SUP	SUP	SUP	X	X	X	X
Commercial recreation establishments including theaters, convention halls, places of assembly & similar uses	P	P	P*	X	X	X	X
Community centers, community services facilities, recreational centers	SUP						
Devices for the generation of energy, such as solar panels, wind generators and similar devices	PA						
Dormitories, fraternity houses and sorority houses	SUP	SUP	P	X	X	X	X
Eating & drinking establishments (i.e. Restaurants, bars, coffee shops, delicatessens and taverns)	P	P	P	X	X	SUP	X
Grocery stores	P	P	P	X	X	SUP	X
Guest houses, servant quarters or lodging facilities for caretakers or watchmen	PA						
Hotels up to 30 rooms	SUP	SUP	SUP	X	X	X	X
Institutions of higher learning, including colleges & universities	SUP						
Junkyards, automobile salvage yards or scrap metal processors where such activity	x	X	X	X	X	X	X

is wholly enclosed within a building							
Laundry and dry cleaning establishments & collection stations limited to no more than 5,000 square feet	P	P	P	X	X	SUP	X
Multi-family dwellings	P	P	P	X	X	X	X
Museums, galleries auditoriums, libraries and similar cultural facilities	P	P	P	X	X	SUP	X
New and used car sales and rental	X	X	X	X	X	X	X
Nursing homes and convalescent centers	SUP	SUP	SUP	X	X	X	X
Offices, arts and crafts galleries and studios	P	P	P	X	X	SUP	X
Outdoor amusement enterprises, exhibits, entertainments, meetings, displays or sales areas (over 90 days)	SUP	SUP	SUP	X	X	X	X
Outdoor amusement enterprises, exhibits, entertainments, meetings, displays or sales areas (under 90 days)	SAP	SAP	SAP	X	X	X	X
Park-for-hire facilities-independent structures with more than two stories above grade for the temporary storage of vehicles	SUP	SUP	SUP	X	X	X	X
Parking structures and surface lots (accessory)	PA	PA	PA	X	X	X	X

Parks and playgrounds	P	P	P	P	P	P	P
Personal care homes	SUP	SUP	SUP	SUP	SUP	SUP	SUP
Plumbing, tinsmithing, or cabinet shops, general service and repair establishments	P	P	P	X	X	X	X
Printing shops	P	P	P	X	x	→ SUP	x
Private greenhouses & garages	PA	PA	PA	PA	PA	PA	PA
Private schools	P	P	P	SUP	SUP	SUP	SUP
Professional or personal service establishments, but not hiring halls	P	P	P	X	X	X	X
Public schools	X	X	X	P	P	P	P
Retail establishments (not including auto sales or rental)	P	P	P	X	X	SUP	X
Sales and repair establishments for home appliances, bicycles, lawn mowers, shoes, clocks and similar devices	P	P	P	X	X	X	X
Service stations (automobiles)	X	P	X	X	X	<u>SUP</u>	X
Single-family dwellings	P	P	P	P	P	P	P
Swimming pools, tennis courts	PA	PA	PA	PA	PA	PA	PA
Tailoring, custom dressmaking, millinery and similar establishments	P	P	P	X	X	<u>SUP</u>	X
Telecommunication switchboards, power generators and other telecommunications relay equipment and rooms or floors housing them	X	X	X	X	X	X	X
Two-family	P	P	P	P	P	X	X

**ZONING REVIEW BOARD
DEFERRED**

ON 9/11/08

UNTIL 11/30/08

Mathias Stal 9/14/08

CHAIRMAN

Date