

10-0-0404

(Do Not Write Above This Line)

AN ORDINANCE
BY ZONING COMMITTEE U-10-05

An Ordinance granting a Special Use Permit pursuant to Section 16-06.005 (1) (g) for a Day Care Center, property located at 1777 Marvin Street, , N.W. fronting approximately 50 feet on the east side of Marvin Street beginning approximately 300 feet from the southeast corner of Marvin Street and Harper Street. Depth: approximately 250 feet. Area: 0.286 acres. Land Lot 187, 17th District, Fulton County, Georgia.

APPLICANT: HEATHER WOLF
OWNER: ALEXANDER G. WOLF
NPU-D
COUNCIL DISTRICT 9

FILED
DEC 02 2013

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

Date Referred 3/1/10

Referred To: ZCB / zoning

First Reading

Committee Zoning
Date Dec. 24, 2010
Chair [Signature]

Committee Zoning
Date 11/26/13
Chair [Signature]
Action: Fav, Adv, Held (see rev. side)
Other: FILE
Members [Signatures]
Refer To

Committee
Date
Chair
Action: Fav, Adv, Held (see rev. side)
Other:
Members
Refer To

Committee
Date
Chair
Action: Fav, Adv, Held (see rev. side)
Other:
Members
Refer To

Committee
Date
Chair
Action: Fav, Adv, Held (see rev. side)
Other:
Members
Refer To

COUNCIL ACTION

- 2nd
- 1st & 2nd Readings
- Consent
- V Vote
- RC

CERTIFIED
DEC 02 2013
ATLANTA CITY COUNCIL PRESIDENT
[Signature]
CERTIFIED
DEC 02 2013
Rochelle Bushnell 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

Municipal Clerk
Atlanta, Georgia

10-0-0404

U-10-05

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 **DAY CARE CENTER** is hereby granted. Said use is granted to **HEATHER WOLF** and is to be located at **1777 MARVIN STREET, N.W.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 187, 17th District, Fulton County, Georgia, being more particularly described by the attached legal description and/or survey.

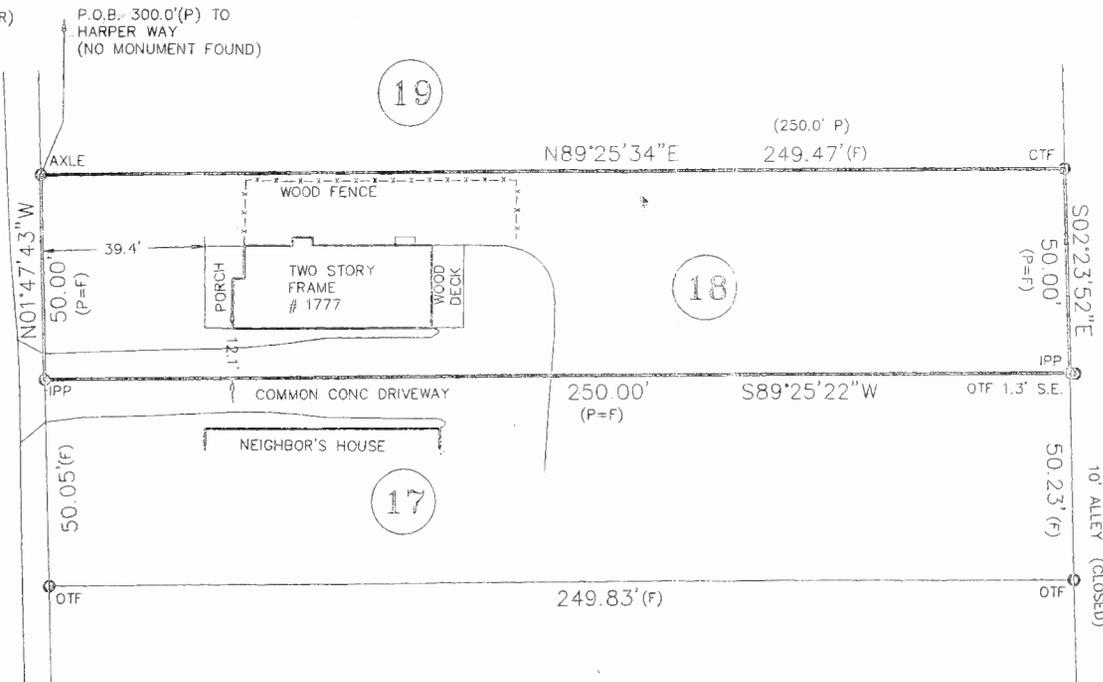
SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions 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.

LEGEND

- CMP CORRUGATED METAL PIPE
- DE DRAINAGE EASEMENT
- SSE SANITARY SEWER EASEMENT
- BSL BUILDING SETBACK LINE
- RBF REBAR FOUND
- IPF IRON PIN FOUND
- CB CATCH BASIN
- JB JUNCTION BOX
- HW HEAD WALL
- POB POINT OF BEGINNING
- MH MAN HOLE
- R/W RIGHT-OF-WAY
- PP POWER POLE
- OTF OPEN TOP FOUND
- CTF CRIMP TOP FOUND
- RB REBAR
- LL LAND LOT
- IPP IRON PIN PLACED (1/2" REBAR)
- DI DROP INLET
- P PLAT
- F FIELD
- D DEED

MARVIN STREET 40' R/W @ E



RECEIVED
FEB 2 2010
Bureau of
Planning

U-10-05



GRAPHIC SCALE
(IN FEET)
1 inch = 30 ft.

THE FIELD DATA UPON WHICH THIS PLAT IS BASED HAS A CLOSURE OF 1 FOOT IN 19,159 FEET, AN ANGULAR ERROR OF 04 SECONDS PER ANGLE POINT AND WAS ADJUSTED USING THE LEAST SQUARES METHOD. THIS PLAT HAS BEEN CALCULATED FOR CLOSURE AND FOUND TO BE ACCURATE TO 1 FOOT IN 100,000 FEET. AN ELECTRONIC TOTAL STATION AND A 100' CHAIN WERE USED TO GATHER THE INFORMATION USED IN THE PREPARATION OF THIS PLAT. NO STATE PLANE COORDINATE MONUMENT FOUND WITHIN 500' OF THIS PROPERTY.

NOTE:
ALL EASEMENTS DEPICTED ARE PER PUBLIC RECORD, UNLESS OTHERWISE NOTED.

IN MY OPINION, THIS PLAT IS A CORRECT REPRESENTATION OF THE LAND PLATTED AND HAS BEEN PREPARED IN CONFORMITY WITH THE MINIMUM STANDARDS AND REQUIREMENTS OF THE LAW OF THE STATE OF GEORGIA.

PLAT CERTIFICATION NOTICE

THIS PLAT WAS PREPARED FOR THE EXCLUSIVE USE OF THE PERSON, PERSONS OR ENTITY NAMED HEREON. THIS PLAT DOES NOT EXTEND TO ANY UNNAMED PERSON, PERSONS, OR ENTITY WITHOUT EXPRESS RECERTIFICATION BY THE SURVEYOR NAMING SAID PERSON, PERSONS, OR ENTITY.

| | | | |
|--|-----|---|--------------------------|
| ABOVE THE GROUND AS BUILT SURVEY PREPARED FOR: | | DATE | 02/10/01 |
| OWNER / PURCHASER | | SCALE | 1" = 30' |
| GANEK, WRIGHT & DOBKIN | | SECTION | FULTON COUNTY, GEORGIA |
| MARK E. GRAHAM & NIKKI M. MILAM | | UNIT | AREA OF LOT: 12,182 S.F. |
| LAND LOT | 187 | 17th DISTRICT | |
| LOT | 18 | BLOCK A | |
| SUBDIVISION | | | |
| ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED | | SOLAR LAND SURVEYING COMPANY | |
| P.O. BOX 723993 ATLANTA, GEORGIA 31139-0993 | | TELEPHONE (770) 794-9055 FAX (770) 794-9052 | |



JOB NUMBER: 01-00790

PLOTTED BY: X:\SLS\0100790.DWG

V-10-05

Deed Book 32992 Pg 548

in this Security Instrument, "RESPA" refers to all requirements and restrictions that are imposed in regard to a "federally related mortgage loan" even if the Loan does not qualify as a "federally related mortgage loan" under RESPA.

(Q) "Successor in Interest of Borrower" means any party that has taken title to the Property, whether or not that party has assumed Borrower's obligations under the Note and/or this Security Instrument.

TRANSFER OF RIGHTS IN THE PROPERTY

This Security Instrument secures to Lender: (i) the repayment of the Loan, and all renewals, extensions and modifications of the Note; and (ii) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower does hereby grant and convey to MERS (solely as nominee for Lender and Lender's successors and assigns) and the successors and assigns of MERS, with power of sale, the following described property located in the

COUNTY of **FULTON** :
[Type of Recording Jurisdiction] [Name of Recording Jurisdiction]

All that tract or parcel of land lying and being in Land Lot 187 of the 17th District, Fulton County, Georgia, being Lot 18, Block A, Harper Property, as recorded in Plat Book 7, page 29, Fulton County records, said plat being incorporated herein and made a part hereof by reference.

RECEIVED
FEB 2 2010
Bureau of
Planning

Parcel ID Number: 17-0187-0003-038-6 which currently has the address of
1777 MARVIN ST NW [Street]
ATLANTA [City], Georgia **30318** [Zip Code]
("Property Address"):

TO HAVE AND TO HOLD this property unto MERS (solely as nominee for Lender and Lender's successors and assigns) and to the successors and assigns of MERS, forever, together with all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property." Borrower understands and agrees that MERS holds only legal title to the interests granted by Borrower in this Security Instrument, but, if necessary to comply with law or custom, MERS (as nominee for Lender and Lender's successors and assigns) has the right: to exercise any or all of those interests, including, but not limited to, the right to foreclose and sell the Property; and to take any action required of Lender including, but not limited to, releasing and canceling this Security Instrument.

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.