

**AN ORDINANCE BY COUNCILMEMBER IVORY L. YOUNG, JR. AS AMENDED BY ZONING COMMITTEE TO REZONE PROPERTY FROM C-2-C (COMMERCIAL SERVICE-CONDITIONAL) DISTRICT TO THE C-2-C (COMMERCIAL SERVICE-CONDITIONAL) DISTRICT FOR THE PURPOSE OF A CHANGE OF CONDITIONS, PROPERTY LOCATED AT 887 WEST MARIETTA STREET, N.W., FRONTING APPROXIMATELY 745 FEET ON THE NORTH SIDE OF WEST MARIETTA STREET NEAR THE INTERSECTION OF WEST MARIETTA AND JOSEPH E. LOWERY BOULEVARD AND A BORDERED ON THE SOUTHERN RAILWAY COMPANY. DEPTH: VARIES AREA: APPROXIMATELY 10.25 ACRES. LAND LOTS 150 AND 189, 17TH DISTRICT FULTON COUNTY, GEORGIA.**

Application File Date	
Zoning Number	Z-13-16
NPU / CD	L, D,E, K
Staff Recommendation	Approval Conditional
NPU Recommendation	Approval
ZRB Recommendation	Approval Conditional

**Review List:**

Atlanta City Council	Completed	06/11/2013 11:24 AM
Zoning Staff	Completed	06/17/2013 3:45 PM
Office of Research and Policy Analysis	Completed	06/17/2013 5:37 PM
Zoning Committee	Pending	

**HISTORY:**

06/03/13                                      Atlanta City Council                                      REFERRED WITHOUT OBJECTION

**RESULT:                      REFERRED WITHOUT OBJECTION**

**RESULT:                      REFERRED WITHOUT OBJECTION**

Certified by Presiding Officer	Certified by Clerk
Mayor's Action	

LEGISLATION HISTORY – BLUE BACK

*See Authentication Page Attachment*

CITY COUNCIL  
ATLANTA, GEORGIA

13-O-1077

SPONSOR SIGNATURES

A handwritten signature in black ink, appearing to read "Ivory Lee Young Jr.", written over a horizontal line.

Ivory Lee Young Jr., Councilmember, District 3

**AN ORDINANCE  
BY COUNCILMEMBER(S) YOUNG JR.**

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

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at 887 WEST MARIETTA STREET, N.W., be changed from the from the C-2-C (Commercial Service-Conditional) District to the C-2-C (Commercial Service-Conditional) District for a change of conditions, to wit:

ALL THAT TRACT or parcel of land lying in Land Lots 150 and 189 of the 17th District, Fulton County, Georgia, being more particularly described by the attached legal description and/or survey.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

**Conditions for Z-13-16 for 887 West Marietta Street N.W.**

1. The proposed parking structure shall be developed in concept with the plans entitled "Site Plan- Lower Deck" and "Site Plan Upper Deck" prepared by LAI Engineering dated 5/6/2013 shown stamped received by the Office of Planning on May 7, 2013 except as necessary to be revised as part of BeltLine Overlay requirements via the Special Administrative Permit (SAP) approval process.

