

AN ORDINANCE



BY COUNCIL MEMBER KWANZA HALL

AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE II, SECTION 10-92 (b) (11) OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO PROVIDE THE LEGAL DESCRIPTION FOR THE PROPERTY LOCATED AT 160 PONCE DE LEON AVENUE, NE, ATLANTA GA; AND FOR OTHER PURPOSES.

WHEREAS, ordinance #13-O-1260 amending City Code Section 10-92 (b) (11) was adopted and approved without the legal description being attached; and

WHEREAS, the legal description for the affected property has now been provided.

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

Section 1: City Code Section 10-92 (b) (11) is hereby amended by including the legal description for 160 Ponce de Leon Avenue, NE, Atlanta Ga, which is hereto attached as EXHIBIT "A".

Section 2: All code sections, ordinances, and parts of code sections and ordinances in conflict herewith are hereby waived for the sole purpose of this ordinance only and shall otherwise remain in full force and effect.

EXHIBIT "A"

LEGAL DESCRIPTION

Tract A:

All that tract or parcel of land lying and being in the City of Atlanta, in Land Lot 49 of the 14th District of Fulton County, Georgia, and more particularly described as follows:

Beginning at an iron pipe on the northerly side of Ponce de Leon Avenue, at a point seventy and sixty-five hundredths (70.65) feet westerly from the Northwest corner of Ponce de Leon and Piedmont Avenues (said beginning point being at the Southwest corner of the property now owned by Frances Walter Arnold) and running thence North along the West line of the property now owned by the said Frances Walter Arnold two hundred nine and ninety-eight hundredths (209.98) feet to an iron pipe; thence West along a line parallel with third Street ninety (90) feet to an iron pipe; thence South two hundred twenty-two and eighty-one hundredths (222.81) feet to the northerly side of Ponce de Leon Avenue; thence in an easterly direction along the northerly side of Ponce de Leon Avenue ninety and eighty hundredths (90.80) feet to the point of beginning.

Tract B:

All that tract or parcel of land, lying and being in the City of Atlanta, in Land Lot 49 of the 14th District of Fulton County, Georgia, and more particularly described as follows:

Beginning at the Northwest corner of Ponce de Leon Avenue and Piedmont Avenue, and running thence North along the West side of Piedmont Avenue two hundred (200) feet to an iron pipe (which point is ninety-six and seven-tenths (96.7) feet South from the Southwest corner of Piedmont Avenue and Third Street); thence West seventy (70) feet to an iron pipe at the Northeast corner of the property owned by Milton Dargan, Jr. and Helen Dargan Lampkin; thence South along the East line of the property now owned by the said Milton Dargan, Jr. and Helen Dargan Lampkin; two hundred nine and ninety-eight hundredths (209.98) feet to an iron pipe on the northerly side of Ponce de Leon Avenue; thence in a northeasterly direction along the northerly side of Ponce de Leon Avenue seventy and sixty-five hundredths (70.65) feet to the point of beginning.

Less and Except those portions of subject property which lie within the bounds of Ponce de Leon Avenue and Piedmont Road.

As Surveyed Legal Description:

All that tract or parcel of land lying and being in Land Lot 49 of the 14th District, City of Atlanta, Fulton County, Georgia, and being more particularly described as follows:

Beginning at a point located at the intersection of the northerly Right of Way line of Ponce de Leon Avenue (U.S. Highway 29-78-278) having a Variable Right of Way and the westerly Right of Way line of Piedmont Avenue having a Variable Right of Way; thence along the northerly Right of Way line of Ponce de Leon Avenue South 87 Degrees 37 Minutes 45 Seconds West, 161.45 feet to a point; thence leaving the northerly Right of Way line of Ponce de Leon Avenue North 05 Degrees 37 Minutes 00 Seconds East, 222.81 feet to a point; thence South 84 Degrees 15 Minutes 00 Seconds East, 160.00 feet

to a point on the westerly Right of Way line of Piedmont Avenue; thence along the westerly Right of Way line of Piedmont Avenue South 05 Degrees 39 Minutes 00 Seconds West, 200.00 feet to The Point of Beginning, containing 0.78 Acres, as per survey prepared by Harkleroad and Associates, Donald W. Harkleroad, surveyor, RLS 1578, dated July 14, 2008, last revised March 12, 2009.