

AN ORDINANCE BY COUNCILMEMBER ALEX WAN TO AMEND THE LAND USE ELEMENT OF THE 2011 CITY OF ATLANTA COMPREHENSIVE DEVELOPMENT PLAN (CDP) SO AS TO DESIGNATE PROPERTY AT 1738 AND 1746 BRIARCLIFF ROAD TO THE LOW-DENSITY COMMERCIAL LAND USE DESIGNATION; AND FOR OTHER PURPOSES.

Workflow List:

Atlanta City Council	Completed	04/23/2014 7:46 PM
Community Development & Human Resources Committee	Pending	
Mayor's Office	Pending	

HISTORY:

04/21/14	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 4/29/2014 12:30 PM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 4/29/2014 12:30 PM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

CITY COUNCIL
ATLANTA, GEORGIA

14-O-1196

SPONSOR SIGNATURES


Alex Wan, Councilmember, District 6

AN ORDINANCE BY COUNCILMEMBER ALEX WAN TO AMEND THE LAND USE ELEMENT OF THE 2011 CITY OF ATLANTA COMPREHENSIVE DEVELOPMENT PLAN (CDP) SO AS TO DESIGNATE PROPERTY AT 1738 AND 1746 BRIARCLIFF ROAD TO THE LOW-DENSITY COMMERCIAL LAND USE DESIGNATION; AND FOR OTHER PURPOSES.

WHEREAS, the property owner of 1738 and 1746 Briarcliff Road, NE, Atlanta, GA 30306 has requested the property be annexed from DeKalb County unincorporated to the corporate boundaries of the City of Atlanta; and

WHEREAS, the property is improved with a commercial structure; and

WHEREAS, the Office of Planning recommends that upon annexation the property be designated to the low-density commercial land use designation; and

WHEREAS, the City Council finds that the low-density commercial land use designation is the appropriate designation for the property.

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

SECTION 1. That the 2011 City of Atlanta Comprehensive Development Plan (CDP) is hereby amended by changing the Land Use Element of said Plan so as to designate property at 1738 and 1746 Briarcliff, NE, Atlanta, GA 30306 to the Low-Density Commercial land use designation. Said Property is more specifically described and depicted on Exhibits “A” and “B”, which is hereby made a part of this ordinance.

SECTION 2. That all ordinances or parts of ordinances that are in conflict with this ordinance are hereby waived to the extent of the conflict.

EXHIBIT A

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING ON LAND LOTS 56 AND 57 OF THE 18TH DISTRICT OF DEKALB COUNTY, GEORGIA BEING 0.3547 ACRES ACCORDING TO SURVEY FOR REPUBLIC LAND AND INVESTMENT COMPANY, INC. BY CHESTER M. SMITH, JR. R. L. S. 1445 (METRO ENGINEERING AND SURVEYING CO., INC.) DATED 19 DECEMBER 1978 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

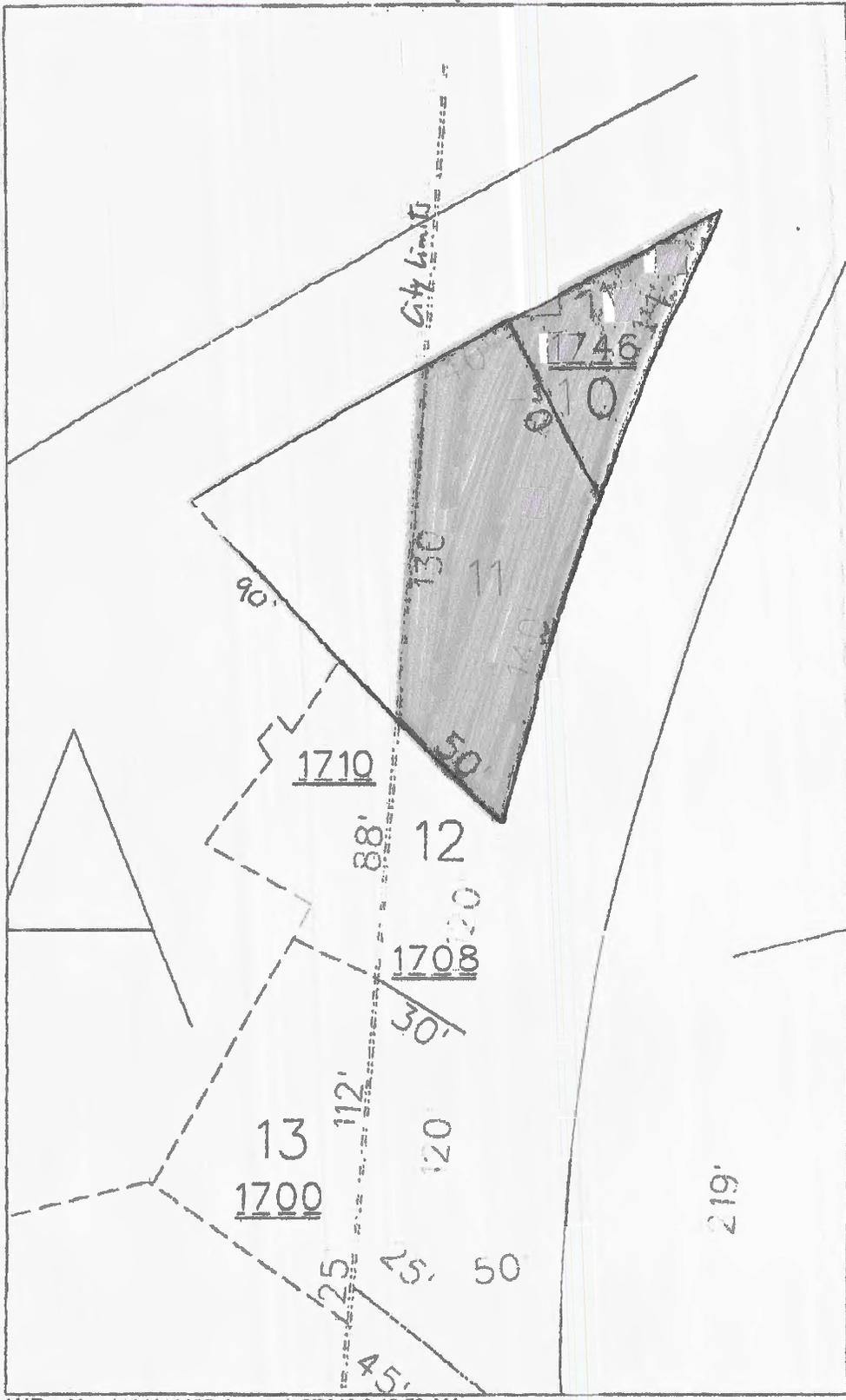
TO ARRIVE AT THE TRUE POINT OF BEGINNING, COMMENCE AT THE INTERSECTION OF THE COMMON CORNERS OF LAND LOTS 56, 57, 107 AND 106; THENCE SOUTH 17 DEGREES 24 MINUTES EAST ALONG THE ORIGINAL EAST LINE OF JOHNSON ESTATES SUBDIVISION 80.93 FEET TO AN IRON PIN FOUND ON THE SOUTHEASTERLY SIDE OF THE RIGHT OF WAY OF JOHNSON ROAD (100 FOOT R/W) AND THE TRUE POINT OF BEGINNING; CONTINUING THENCE SOUTH 17 DEGREES 24 MINUTES EAST 70.4 FEET TO AN IRON PIN FOUND ON THE NORTHWESTERLY RIGHT OF WAY OF BRIARCLIFF ROAD (100 FOOT R/W); THENCE SOUTHWESTERLY ALONG SAID RIGHT OF WAY ALONG AN IRREGULAR CURVE AN ARC DISTANCE OF 140.1 FEET MORE OR LESS, TO AN IRON PIN FOUND (SAID ARC HAVING A CHORD OF 140.0 FEET WITH A BEARING OF SOUTH 15 DEGREE 38 MINUTES WEST); THENCE NORTH 41 DEGREES 15 MINUTES WEST 175.1 FEET TO A RAILROAD SPIKE FOUND ON THE SOUTHEASTERLY SIDE OF THE RIGHT OF WAY JOHNSON ROAD; THENCE NORTH 61 DEGREES 56 MINUTES EAST ALONG THE SOUTHEASTERLY SIDE OF JOHNSON ROAD 149.7 FEET TO AN IRON PIN FOUND AND THE TRUE POINT OF BEGINNING.

EXHIBIT B

1746 Briarcliff – Parcel ID: 18 057 01 011

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 57 OF THE 18TH DISTRICT OF DEKALB COUNTY, GEORGIA, AND BING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED AT THE INTERSECTION FORMED BY THE NORTHWESTERLY RIGHT-OF-WAY OF BRIARCLIFF ROAD AND THE SOUTHEASTERLY RIGHT-OF-WAY OF JOHNSON ROAD, RUNNING THENCE SOUTHWESTERLY ALONG THE NORTHWESTERLY RIGHT-OF-WAY OF BRIARCLIFF ROAD 111 FEET TO A POINT; RUNNING THENCE NORTHERLY 72.3 FEET TO A POINT LOCATED ON THE SOUTHEASTERLY RIGHT-OF-WAY OF JOHNSON ROAD; RUNNING THENCE NORTHEASTERLY ALONG THE SOUTHEASTERLY RIGHT-OF-WAY OF JOHNSON ROAD 71.5 FEET TO THE POINT OF BEGINNING. LESS AND EXCEPT THAT PORTION OF SAID PROPERTY USED IN THE WIDENING OF BRIARCLIFF ROAD.



M:\Tax Maps\18th\18057.dgn 11/15/2013 9:19:59 AM

unincorporated area to be annexed

Attachment: 1738 & 1746 Briarcliff Rd. CDP (14-O-1196 : 1738 & 1746 Briarcliff Road CDP)