

Z-16-49 AN AMENDED ORDINANCE BY ZONING COMMITTEE TO REZONE FROM THE PD-H (PLANNED DEVELOPMENT-HOUSING) DISTRICT AND R-4 (SINGLE FAMILY RESIDENTIAL) DISTRICT TO THE PD-H (PLANNED DEVELOPMENT-HOUSING) DISTRICT AND MR-2 (MULTI-FAMILY RESIDENTIAL) DISTRICT FOR PROPERTY LOCATED AT 97 BERNE STREET, S.E. AND 628 AND 636 VERNON AVENUE, S.E., FRONTING APPROXIMATELY 50 FEET ON THE NORTH SIDE OF BERNE STREET AND ON THE EAST SIDE OF VERNON AVENUE AND LOCATED AT THE NORTHEAST INTERSECTION OF BERNE STREET AND VERNON AVENUE. DEPTH: VARIES AREA: APPROXIMATELY 2.08 ACRES. LAND LOT 11, 14TH DISTRICT FULTON COUNTY, GEORGIA. OWNER: BEULAH HEIGHTS BIBLE COLLEGE AND RHEA MCGINNIS APPLICANT: KRONBERG WALL NPU W COUNCIL DISTRICT 1

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|-----------------------|----------------------|
| Application File Date | |
| Zoning Number | Z-16-49 |
| NPU / CD | W/1 |
| Staff Recommendation | Approval Conditional |
| NPU Recommendation | Approval Conditional |
| ZRB Recommendation | Approval Conditional |

City Council
 Atlanta, Georgia

16-O-1469
 Z-16-49
 Date Filed: 6-22-16

AN AMENDED ORDINANCE
 BY: ZONING COMMITTEE

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 97 Berne Street, S.E. and 610, 614, 620, 628, 636 Vernon Avenue, S.E. be changed from the PD-H (Planned Development-Housing) District and R-4 (Single Family Residential) District to the PD-H (Planned Development-Housing) District and MR-2-C (Multi-family Residential- Conditional) District to wit:

ALL THAT TRACT or parcel of land lying in Land Lot 11, 14th 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 this amendment is approved under the provisions of Chapter 19 entitled, “Planned Development District”, and Chapter 19A through Chapter 19D (as applicable) of the Zoning Ordinance of the City of Atlanta, and the Director, Bureau of Buildings, shall issue a building permit for the development of the above described property only in compliance with the applicable provisions of these Chapters and with the attached conditions.

SECTION 4. 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 5. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

**CITY COUNCIL
ATLANTA, GEORGIA**

16-O-1469

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Workflow List:

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|--|-----------|---------------------|
| Office of Research and Policy Analysis | Completed | 08/24/2016 10:54 AM |
| Zoning Committee | Completed | 08/24/2016 9:30 AM |
| Atlanta City Council | Completed | 09/06/2016 1:00 PM |
| Zoning Review Board Staff | Completed | 10/17/2016 5:12 PM |
| Zoning Review Board Staff | Completed | 10/17/2016 5:12 PM |
| Zoning Review Board Staff | Completed | 10/17/2016 5:12 PM |
| Zoning Review Board Staff | Completed | 10/17/2016 5:12 PM |
| Office of Research and Policy Analysis | Completed | 10/20/2016 9:58 AM |
| Zoning Committee | Completed | 10/26/2016 9:30 AM |
| Atlanta City Council | Completed | 11/07/2016 1:00 PM |
| Mayor's Office | Pending | |

HISTORY:

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| 08/24/16 | Zoning Committee | |
| 09/06/16 | Atlanta City Council | REFERRED TO COMMITTEE |

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| RESULT: | REFERRED TO COMMITTEE [10 TO 0] |
| MOVER: | Carla Smith, Councilmember, District 1 |
| SECONDER: | Yolanda Adrean, Councilmember, District 8 |
| AYES: | Bond, Smith, Young Jr., Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd |
| ABSENT: | Andre Dickens, Clela Winslow, Natalyn Mosby Archibong |
| AWAY: | Mary Norwood, Kwanza Hall |

RESULT: FAVORABLE/AMENDED [UNANIMOUS] Next: 11/7/2016 1:00 PM
MOVER: Alex Wan, Councilmember, District 6
SECONDER: Howard Shook, Councilmember, District 7
AYES: Norwood, Smith, Bottoms, Wan, Shook
ABSENT: Kwanza Hall, Ivory Lee Young Jr.

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| Certified by Presiding Officer | Certified by Clerk |
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| <p style="text-align: center;">Mayor's Action <i>See Authentication Page Attachment</i></p> | |