

**Z-16-24 AN ORDINANCE BY COUNCILMEMBER CARLA SMITH TO REZONE 729 HAMILTON AVENUE FROM THE R-4 (SINGLE FAMILY RESIDENTIAL) ZONING DISTRICT TO THE R4- B (SINGLE FAMILY RESIDENTIAL) ZONING DISTRICT; AND FOR OTHER PURPOSES.**

WHEREAS, the proposed rezoning, if adopted, may allow for the subdivision of the land known as 729 Hamilton Avenue which was formerly known as 703 Hamilton Avenue. If subdivided, the resulting two lots will be consistent with the historic platting pattern; and

WHEREAS, the proposed rezoning furthers the public health, safety and welfare.

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS, 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 property located at 729 Hamilton Avenue, be changed from R-4 (Single Family) District to the R4-B (Single Family) District to wit:

ALL THOSE TRACTS or parcels of land lying in Land Lot 23, 14<sup>111</sup> 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 Building, 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 That all ordinances or parts of ordinances in conflict with the terms of the ordinance are hereby repealed to the extent of the conflict, if any. Notwithstanding the rezoning, any subdivision of the property must comply with all applicable ordi

**CITY COUNCIL  
ATLANTA, GEORGIA**

16-O-1073

**SPONSOR SIGNATURES**



Carla Smith, Councilmember, District 1

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16-O-1073

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**Workflow List:**

Clerk of Council	Completed	02/16/2016 12:16 PM
Atlanta City Council	Completed	02/15/2016 1:00 PM
Zoning Review Board Staff	Completed	06/20/2016 10:50 AM
Zoning Review Board Staff	Completed	06/20/2016 10:50 AM
Zoning Committee	Completed	06/29/2016 9:30 AM
Atlanta City Council	Completed	07/05/2016 1:00 PM
Mayor's Office	Pending	

**HISTORY:**

02/15/16                                      Atlanta City Council                                      REFERRED WITHOUT OBJECTION

**RESULT:                      REFERRED WITHOUT OBJECTION**

06/29/16                                      Zoning Committee                                      FAVORABLE/AMENDED

**RESULT:                      FAVORABLE/AMENDED [UNANIMOUS]                                      Next: 7/5/2016 1:00 PM**  
**AYES:**                      Smith, Hall, Wan, Shook, Young Jr.  
**ABSENT:**                      Mary Norwood, Keisha Lance Bottoms

07/05/2016                                      Atlanta City Council                                      ADOPTED

**RESULT:                      ADOPTED [13 TO 0]**  
**AYES:**                      Norwood, Dickens, Smith, Hall, Young Jr., Winslow, Archibong, Wan, Shook, Moore, Martin, Bottoms, Sheperd  
**ABSENT:**                      Yolanda Adrean  
**AWAY:**                      Michael Julian Bond

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VOTE RECORD - ORDINANCE 16-O-1073						
<input checked="" type="checkbox"/> ADOPTED <input type="checkbox"/> ADVERSED <input type="checkbox"/> FAVORABLE <input type="checkbox"/> ACCEPTED AND FILED <input type="checkbox"/> FIRST READING <input type="checkbox"/> SECOND READING <input type="checkbox"/> THIRD READING <input type="checkbox"/> FOURTH READING <input type="checkbox"/> FIFTH READING <input type="checkbox"/> REFERRED TO COMMITTEE <input type="checkbox"/> HELD IN COMMITTEE <input type="checkbox"/> TABLED <input type="checkbox"/> DEFERRED <input type="checkbox"/> RECONSIDERED <input type="checkbox"/> FILED <input type="checkbox"/> ADOPTED AS AMENDED <input type="checkbox"/> AMENDED <input type="checkbox"/> ACCEPTED <input type="checkbox"/> SUBSTITUTED <input type="checkbox"/> AMENDED SUBSTITUTE <input type="checkbox"/> FILED BY COMMITTEE <input type="checkbox"/> REFERRED TO ZRB AND ZC <input type="checkbox"/> REFERRED WITHOUT OBJECTION <input type="checkbox"/> ADOPTED SUBSTITUTE <input type="checkbox"/> ADOPTED SUBSTITUTE AS AMENDED <input type="checkbox"/> FORWARDED WITH NO RECOMMENDATI <input type="checkbox"/> REFERRED TO SC <input type="checkbox"/> FILED WITHOUT OBJECTION <input type="checkbox"/> FAILED <input type="checkbox"/> FORWARDED TO FC/NQ <input type="checkbox"/> FAVORABLE/SUBSTITUTE <input type="checkbox"/> FAVORABLE/SUB/AMENDED <input type="checkbox"/> FAVORABLE/SUB/AMND/COND <input type="checkbox"/> FAVORABLE/AMND/COND <input type="checkbox"/> FAVORABLE/AMENDED <input type="checkbox"/> RETURNED AS HELD						
			YES/AYE	NO/NAY	ABSTAIN	ABSENT
	MICHAEL JULIAN BOND	VOTER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	AWAY
	MARY NORWOOD	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANDRE DICKENS	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CARLA SMITH	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	KWANZA HALL	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	IVORY LEE YOUNG JR.	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CLETA WINSLOW	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	NATALYN MOSBY ARCHIBONG	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ALEX WAN	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	HOWARD SHOOK	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	YOLANDA ADREAN	VOTER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	FELICIA A. MOORE	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CLARENCE "C. T." MARTIN	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	KEISHA LANCE BOTTOMS	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JOYCE SHEPERD	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

<input type="checkbox"/> FAVORABLE ON CONDITION <input type="checkbox"/> FAVORABLE/SUB/CONDITION <input type="checkbox"/> QUADRENNIALY TERMINATED <input type="checkbox"/> QUESTION CALLED <input type="checkbox"/> ROUTED TO COW <input type="checkbox"/> SUSTAINED <input type="checkbox"/> OVERRIDEN <input type="checkbox"/> NOT ACCEPTED BY COMMITTEE <input type="checkbox"/> SUSTAINED W/O OBJECTION <input type="checkbox"/> TABLED W/O OBJECTION	
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[Unanimous]

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