

U-16-10 AN AMENDED ORDINANCE BY ZONING COMMITTEE GRANTING A SPECIAL USE PERMIT FOR A CHILD CARE NURSERY, PREKINDERGARTEN, OR DAY CARE FACILITY PURSUANT TO CODE SECTION 16-06.005(1)(D) FOR PROPERTY LOCATED AT 743 VIRGINIA AVENUE, N.E., FRONTING APPROXIMATELY 135 FEET ON THE SOUTH SIDE OF VIRGINIA AVENUE, BEGINNING AT THE SOUTHEAST INTERSECTION OF PONCE DE LEON PLACE. DEPTH: VARIES; AREA: APPROXIMATELY .635 ACRES; LAND LOT 53, 17TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: VIRGINIA HIGHLAND CHURCH APPLICANT: VIRGINIA HIGHLAND MONTESSORI SCHOOL NPU F COUNCIL DISTRICT 6

Application File Date	3-29-16
Zoning Number	U-16-10
NPU / CD	F/6
Staff Recommendation	Approval, conditional
NPU Recommendation	Approval
ZRB Recommendation	Approval, conditional

City Council
 Atlanta, Georgia

AN AMENDED ORDINANCE
 BY: ZONING COMMITTEE

U-16-10

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

SECTION 1. Under the provisions of Section 16-06.005(1)(D) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a child care nursery, prekindergarten, or day care facility. Said use is granted to Virginia Highland Montessori School and is to be located at 743 Virginia Avenue, N.E. to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lots 53, 17th District, Fulton County, Georgia, being more particularly described by the attached legal description and/or map.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, “Special Use Permits, Procedural Requirements”, and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

**CITY COUNCIL
ATLANTA, GEORGIA**

16-O-1198

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Workflow List:

Office of Research and Policy Analysis	Completed	04/19/2016 12:12 PM
Zoning Committee	Completed	04/27/2016 9:30 AM
Atlanta City Council	Completed	05/02/2016 1:00 PM
Zoning Review Board Staff	Completed	06/20/2016 11:25 AM
Zoning Review Board Staff	Completed	06/20/2016 11:25 AM
Office of Research and Policy Analysis	Completed	06/22/2016 11:53 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:

04/27/16	Zoning Committee	
05/02/16	Atlanta City Council	REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [14 TO 0]
AYES:	Bond, Norwood, Dickens, Smith, Hall, Young Jr., Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms
AWAY:	Joyce Sheperd

06/29/16	Zoning Committee	FAVORABLE/AMENDED
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RESULT:	FAVORABLE/AMENDED [UNANIMOUS]	Next: 7/5/2016 1:00 PM
AYES:	Carla Smith, Alex Wan, Howard Shook, Ivory Lee Young Jr.	
ABSENT:	Mary Norwood, Keisha Lance Bottoms, Kwanza Hall	

07/05/2016

Atlanta City Council

ADOPTED AS AMENDED

RESULT:	ADOPTED AS AMENDED [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

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