

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia, Land Lots 215 & 218, District 17, Parcel 0700 of the 2nd Section, Cobb County, Georgia, and being known as 11 Garrison Road.

WHEREAS, application has been filed by **BJF, JR., LLC** for rezoning property in the corporate limits of the City of Marietta, Georgia; and,

WHEREAS, following proper notice, a public hearing was held before this body; and,

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MARIETTA, GEORGIA, THAT:

Section 1: The following property to wit:

All that tract or parcel of land lying and being in land lots 215 and 218 of the 17th District, 2nd Section, Cobb County, Georgia, and being more particularly described as follows: commencing at an iron pin located on the northeast right-of-way of Garrison Road (a 53 foot right-of-way)' said iron pin being located a distance of 165.25 feet southeasterly from the intersection of the northeasterly right-of-way of Garrison Road with the southeasterly right-of-way of Powder Springs Road (a 50 foot right-of-way); from said iron pin and point of beginning thence north 28 degrees, 48 minutes east a distance of 160.97 feet to an iron pin; thence south 60 degrees 19 minutes 41 seconds east a distance of 125.0 feet to an iron pin; thence south 32 degrees 08 minutes 46 seconds west a distance of 157.21 feet to an iron pin located on the northeast right-of-way of Garrison Road; thence north 62 degrees 15 minutes 00 seconds west a distance of 115.85 feet to an iron pin and the Point of Beginning.

Said tract or parcel contains 0.42 acres, more or less.

Section 2: The above-described property is hereby rezoned into the corporate limits in the City of Marietta, Georgia from CRC (Community Retail Commercial) to CRC (Community Retail Commercial) with an additional use of light assembly, fabrication and trade shop for carpentry for the purposes of a cabinet, furniture and general woodworking shop.

Section 3: The following stipulations are incorporated as conditions of zoning:

- Letter of stipulations and variances from Sams, Larkin, Huff & Balli, to Shelby Little, Planning & Zoning Manager for the City of Marietta, dated August 29, 2019.

Section 4: It is hereby declared to be the intention of this Ordinance that its sections, paragraphs, sentences, clauses and phrases are severable, and if any section, paragraph, sentence, clause or phrase of this Ordinance is declared to be unconstitutional or invalid, it shall not affect any of the remaining sections, paragraphs, sentences, clauses or phrases of this Ordinance.

Section 5: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 6: This Ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia laws 1983, page 4119.

Final Ordinance submitted by:



Rusty Roth, Director
Department of Development Services

Approved as to form:



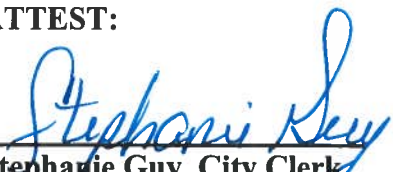
Douglas R. Haynie, City Attorney

Approved by City Council:

DATE: September 11, 2019

APPROVED:

ATTEST:



Stephanie Guy, City Clerk



R. Steve Tumlin, Jr., Mayor