**FILE REFERENCE NO: 20140853**
**ORDINANCE NO: 7758**

# AN ORDINANCE

**AMENDING** the City of Marietta Comprehensive Plan 2006 – 2030 and Future Land Use Map.

---

**WHEREAS,** a request has been received for an amendment to the Comprehensive Plan and Future Land Use Map for property located in Land Lot 08630, District 16, Parcel 0050, 2nd Section, Marietta, Cobb County, Georgia and being known as vacant property on White Circle.

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

**NOW, THEREFORE, BE IT HEREBY RESOLVED 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 Lot 362, 16th district, 2nd section, Cobb County, Georgia, being more particularly described as follows:

Begin at the point where the western land lot line of land lots 862 intersects the southwestern side of the right of way of White Circle, an apparent 50 foot right of way; run thence along said right of way on a curve to the left having a radius of 372.37 feet, an arc distance of 149.62 feet, said arc being subtended by a chord bearing south 36 degrees 26 minutes 23 seconds west a distance of 148.62 feet to a point; thence, leaving said right of way, run south 62 degrees 57 minutes 10 seconds west a distance of 75.19 feet to an iron pin found (1/2 inch rebar); run thence north 53 degrees 48 minutes 11 seconds west a distance of 24.13 feet to an iron pin found (1/2 inch rebar) and the western land lot line of land lot 862; run thence north 00 degrees 45 minutes 13 seconds west a distance of 139.51 feet to the point of beginning; being shown as 0.14 acres (parcel 2) on that certain survey for William F. Morrison and Harry Frank Allen, III, Crescent Bank & Trust, and First American Title Insurance Company, dated July 23, 2003, last revised November 6, 2003, prepared by Tru-Line Surveying Inc. (Kennesaw, Georgia) and bearing the seal of W.E. Clonts, GRLS No. 2166.

Also

All that tract or parcel of land lying and being in Land Lot 863, 16th district, 2nd section, Cobb County, Georgia, being more particularly described as follows:

Begin at the point where the eastern land lot line of land lot 863 intersects the southwestern side of the right of way of White Circle, an apparent 50 foot right of way; run thence along said land lot line south 0 degrees 45 minutes 13 seconds east a distance of 139.51 feet to an iron pin found

(1/2 inch rebar); continuing/thence along said land lot line south 0 degrees 33 minutes 41 seconds east a distance of 107.06 feet to an iron pin found (1/2 inch rebar) and corner; run thence south 89 degrees 23 minutes 58 seconds west a distance of 646.00 feet to an iron pin found (1/2 inch rebar) and corner; run thence north 0 degrees 30 minutes 00 seconds west a distance of 308.86 feet to an iron pin found (1/2 inch rebar) and corner; run thence north 89 degrees 30 minutes 00 seconds east a distance of 623.69 feet to an iron pin found (1/2 inch rebar) on the southwestern side of the right of way of white circle; run thence along said side of said right of way and along the arc of a curve having a radius of 372.37 feet a distance of 64.94 feet, said arc being subtended by a chord bearing south 19 degrees 56 minutes 06 seconds east a distance of 64.86 feet, to the point of beginning; being shown as 4.55 acres on a survey for William F. Morrison & Harry Frank Allen, III, Crescent Bank & Trust, and First American Title Insurance Company, dated July 23, 2003, prepared by Tru-Line Surveying Inc. (Kennesaw, Georgia) and bearing the seal of W.E. Clonts, GRLS No. 2166.

**Section 2:** The Future Land Use for the above-described property is hereby designated as IW (Industrial Warehousing).

**Section 3:** 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 4:** All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

**Section 5:** 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:**

**Brian Binzer, Director**
**Department of Development Services**

**Approved as to form:**

**Douglas R. Haynie, City Attorney**

**Approved by City Council:**

**DATE:** **September 10, 2014**

**APPROVED:**

**R. Steve Tumlin, Jr., Mayor**

**ATTEST:**

**Stephanie Guy, City Clerk**