

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia Land Lot 05070, District 17, Parcels 0100, 2nd Section, Marietta, Cobb County, Georgia and being known as 2001 Polytechnic Lane.

WHEREAS, application has been filed by **HICKORY KENNESAW PARTNERS 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 506 and 507, of the 17th District, 2nd Section of Cobb County, Georgia, in the City of Marietta, as shown on that certain plat of survey for Life University, prepared by Ashford Engineers, Inc., dated 6-24-97, and more particularly described as follows:

TO FIND THE POINT OF BEGINNING begin at the common corners of land lots 502, 503, 506, and 507, running thence easterly along the north land lot line of land lot 507 a distance of 704.42 feet to an iron pin and corner; continuing thence along said land lot line south 86 degrees, 30 minutes, 04 seconds east, a distance of 153.98 to THE POINT OF BEGINNING; running thence north 22 degrees, 10 minutes, 39 seconds west, a distance of 107.19 feet to an iron pin and corner; running thence north 67 degrees, 45 minutes, 00 seconds east, a distance of 169.49 feet to an iron pin and corner; running thence south 22 degrees, 15 minutes, 00 seconds east, a distance of 100.00 feet to an iron pin and corner; running thence north 67 degrees, 45 minutes, 00 seconds east, a distance of 105.41 feet to an iron pin and corner; running thence south 22 degrees, 10 minutes, 13 seconds east, a distance of 200.00 feet to an iron pin and corner on the northwest right of way of Southern Tech Lane; running thence along said right of way south 67 degrees, 44 minutes, 59 seconds west, a distance of 275.00 feet to an iron pin and corner; leaving said right of way and running thence north 22 degrees, 10 minutes, 39 seconds west, a distance of 192.81 feet to the point of beginning.

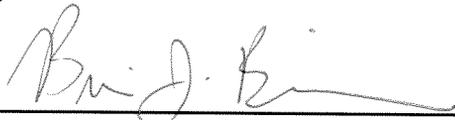
Said tract contains 71,438.4 square feet or 1.64 acres.

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 for food production and storage.

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.

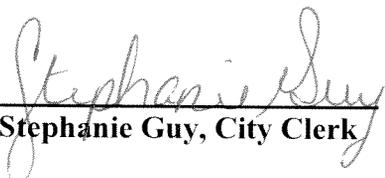
Final Ordinance submitted by: 
Brian Binzer, Director
Department of Development Services

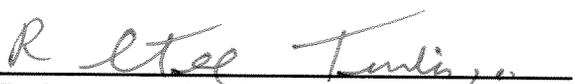
Approved as to form: 
Douglas R. Haynie, City Attorney

Approved by City Council:

DATE: March 11, 2015

APPROVED:

ATTEST:

Stephanie Guy, City Clerk


R. Steve Tumlin, Jr., Mayor