

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia in Land Lot 11450, District 16, Parcel 0820, 2nd Section, Marietta, Cobb County, Georgia and being known as a portion of 380 Cherokee Street.

WHEREAS, application has been filed by **KEVIN KNOX** 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 Lot 11450, 16th District, 2nd Section, Cobb County, Georgia and being more particularly described as follows:

TO FIND THE POINT OF BEGINNING, begin at the Intersection of the north right of way of Montgomery Street and the east right of way of Cherokee Street, thence north along the east right of way of Cherokee Street 210 feet to an iron pin found; thence South 88°28'28" East a distance of 252.95 feet to an iron pin found; thence South 88°28'43" East a distance of 52.94 feet to a point and the POINT OF BEGINNING.

FROM THE POINT OF BEGINNING, South 88°28'43" East a distance of 145.19 feet to a point; thence South 83°54'18" East a distance of 6.89 feet to an iron pin found; thence North 00°47'08" East a distance of 2.55 feet to an iron pin set; thence North 88°28'43" West a distance of 152.05 feet to an iron pin set; thence South 00°46'11" West a distance of 2 feet to a point and the POINT OF BEGINNING.

Said tract contains 304.92 square feet or .007 acres.

Section 2: The above-described property is hereby rezoned into the corporate limits in the City of Marietta, Georgia from R-3 (Single Family Residential – 3 units / acre) to R-4 (Single Family Residential – 4 units / acre).

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Section 4: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

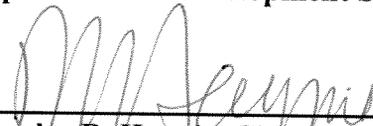
Section 5: This Ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia laws 1983, page 4119.

Final Ordinance submitted by:



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

Approved as to form:



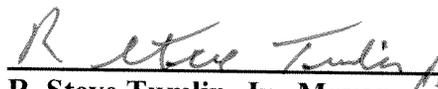
Douglas R. Haynie, City Attorney

Approved by City Council:

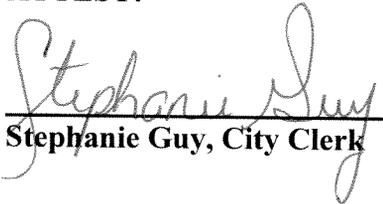
DATE: March 11, 2015

APPROVED:

ATTEST:



R. Steve Tumlin, Jr., Mayor



Stephanie Guy, City Clerk