

FILE REFERENCE NO: 20150290

ORDINANCE NO: 7809

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia, located Land Lot 1138, District 16, Parcel 0040 (also known as **1350 Gresham Road**) and Land Lot 1167, District 16, Parcel 0040 (also known as **1330 Gresham Road**), from R-20 (Single Family Residential – Cobb County) to LI (Light Industrial – City) and all required right-of-way.

WHEREAS, application has been filed by **VERMEER SOUTHEAST SALES AND SERVICE, INC.** 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 1138 and 1167 of the 16TM district, 2nd section, Cobb County, Georgia and being shown as 1.14 acres of land on plat of survey by Hennings Land Surveys dated June 18, 2003 and being more particularly described as follows:

Commencing at an iron located at the intersection of the southeasterly right-of-way of Gresham Road (50 foot right-of-way) and the southwesterly right-of-way of Glencrest Drive (50 foot right-of-way) thence south 15 degrees 06 minutes 27 seconds east a distance of 75.70 feet along the southwesterly right-of-way of Glencrest Drive to an iron pin; thence in a southerly and southeasterly direction along the southwesterly right-of-way of Glencrest Drive a distance of 72.07 feet to an iron pin; thence south 02 degrees 51 minutes 47 seconds west a distance of 171.13 feet to an iron pin; thence north 83 degrees 57 minutes 35 seconds west a distance of 283.92 feet to an iron pin located on the southeasterly right-of-way of Gresham Road; thence in a northeasterly direction along the southeasterly right-of-way of Gresham Road a distance of 82.83 feet to a concrete right-of-way monument; thence north 43 degrees 29 minutes 47 seconds east a distance of 287.20 feet to an iron pin, the same being the point of beginning.

Section 2: The following properties are hereby rezoned into the corporate limits on the City of Marietta, Georgia as stated below:

PIN	Property Address	Cobb County Zoning	Proposed City Zoning
16116700040	1330 Gresham Road	R-20	LI
16113800040	1350 Gresham Road	R-20	LI

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

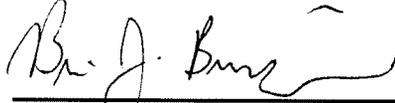
- Letter of stipulations from Adam J. Rozen, Sams, Larkin, Huff & Balli, to Russell J. Roth, AICP, Planning & Zoning Manager for the City of Marietta, dated May13, 2015.

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:



Brian Binzer, Director
Department of Development Services

Approved as to form:

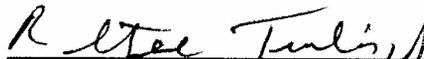


Douglas R. Haynie, City Attorney

Approved by City Council:

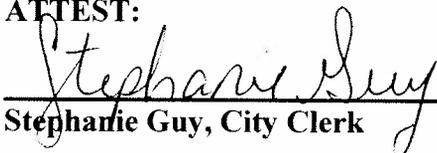
DATE: May 13, 2015

APPROVED:



R. Steve Tumlin, Jr., Mayor

ATTEST:



Stephanie Guy, City Clerk

City of Marietta Area Zoning Map



Zoning		District	Land Lot	Parcel	Current Zoning	Proposed Zoning
SINGLE FAMILY RESIDENTIAL R-1 One Unit/Acre R-2 Two Unit/Acre R-3 Three Unit/Acre R-4 Four Unit/Acre ATTACHED FAMILY RESIDENTIAL RA-4 Four Unit/Acre RA-6 Six Unit/Acre RA-8 Eight Unit/Acre PRD(SF) Planned Residential Dev. MHP Mobile Home Park MULTI FAMILY RESIDENTIAL RM-8 Eight Unit/Acre RM-10 Ten Unit/Acre RM-12 Twelve Unit/Acre RHFR Residential High Rise PRD(MF) Planned Residential Dev.		COMMERCIAL NRC Neighborhood Retail CRC Community Retail RRC Regional Retail CBD Central Business District PCD Planned Commercial Dev. MXD Mixed-Use Dev. OIT Office Institutional Trans. LRO Low-Rise Office OI Office Institutional OS Office Services OHR Office High-Rise INDUSTRIAL LI Light Industrial HI Heavy Industrial PID Planned Industrial Dev.	16 16	11380 11670	0040 0040	R-20 R-20 Cobb LI LI City

Comments:
2 parcels on Gresham Road

Date: 3/27/15

Planning & Zoning Department

