FILE REFERENCE NO: 20150383

ORDINANCE NO: 7814

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia in Land Lot 1153, District 16, Parcel 0620, 2nd Section, Marietta, Cobb County, Georgia and being known as a portion of 257 Mountain View Ridge Road.

WHEREAS, application has been filed by **SANSEA PROPERTIES, 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:

257 Mountain View Ridge NW

All that tract or parcel of land lying and being in land lot 1153, 16th district, 2nd section, City of Marietta, Cobb County, Georgia being more particularly described as follows:

To find the point of beginning commence at a ½" rebar on the southerly variable right of way of Oakton Pond and the westerly variable right of way of Mountain View Ridge Road; thence leaving said right of ways n88□20'51" W for a distance of 184.98' feet to a ½" rebar, said point of beginning; s 03□23'45" E for a distance of 48.30 feet to a ½" rebar; thence s 85□49'49" E for a distance of 12.36 feet to a ½" rebar; thence s 03□43'43" W for a distance of 49.61 feet to a point in a concrete driveway; thence n 88□20'51" W for a distance of 41.24 feet to a point in a concrete drive; then S 88□20'51" E for a distance of 38.45 feet to the true point of beginning.

Said tract contains 4.025 square feet or 0.09 acres.

Section 2: The above-described property is hereby rezoned into the corporate limits in the City of Marietta, Georgia from R-4 (Single Family Residential – 4 units/acre) to R-2 (Single Family Residential – 2 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Section 4: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.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: **June 10, 2015**

APPROVED:

ATTEST:

R. Steve Tumlin, Jr., Mayor

Stephanie Guy, City Clerk