FILE REFERENCE NO: 20150386

ORDINANCE NO: 7817

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia in Land Lots 1000, 1001, 1016 and 1017, District 16, Parcel 0250, 2nd Section, Marietta, Cobb County, Georgia and being known as 915 Cobb Parkway North

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WHEREAS, application has been filed by **RANDY WOMACK** 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:

915 Cobb Parkway North

All that tract or parcel of land lying and being in Land Lots 1000, 1001, 1016, and 1017, of the 16th District, 2nd Section, Cobb County, Georgia, and more fully described as follows:

TO FIND THE TRUE POINT OF BEGINNING commence at a point marked by an iron pin at the intersection of the north line of Land Lot 1017 and the southwesterly side of the right-of-way of U.S. Highway 41 (140-foot right-of-way); thence running North 40° 54' 12" West along the southwesterly side of the right-of-way of U.S. Highway 41, a distance of 55.65 feet to the TRUE POINT OF BEGINNING; thence running North 40° 54' 12" West along the southwesterly side of the right-of-way of U.S. Highway 41, a distance of 145.06 feet to a point and corner; thence running South 36° 25' 43" West, a distance of 172.11 feet to a point on the north line of Land Lot 1016, said District and Section; thence running south 11° 46' 24" west a distance of 30.30 feet to a point; thence running south 85°50' 53" east a distance of 31.37 feet to a point; thence running north 86° 31'46" east a distance of 32.48 feet to a point; thence running north 81° 35' 52" east a distance of 22.82 feet to a point; thence running north 77° 14' 46" east a distance of 54.09 feet to a point; thence running north 58° 00' 22" east a distance of 59.72 feet to a point; thence running north 48° 59' 19" east a distance of 18.12 feet to a point located on the southwesterly side of the right-of-way of U.S. Highway 41 and the POINT OF BEGINNING.

Said tract contains 0.617 acres, more or less.

Section 2: The above-described property is hereby rezoned into the corporate limits in the City of Marietta, from LI (Light Industrial) to CRC (Community Retail Commercial).

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:

R. Steve Tumlin, Jr., Mayor

ATTEST:

Stephanie Guy, City Clerk