FILE REFERENCE NO: 20160987
ORDINANCE NO: 7930

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia in Land Lot 1143, District 16, Parcel 0520, 2nd Section, Marietta, Cobb County, Georgia, and being known as **460/462 Birney Street.**

WHEREAS, application has been filed by **TURNER HILL COMMUNITY DEVELOPMENT CORPORATION** for rezoning property with a special land use permit for an additional use as a halfway house 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 1143 of the 16th district, 2nd section of Cobb County, Georgia records, being lot 61 of Bricewood subdivision, as per plat recorded in plat book 5, page 19, in the office of the Clerk of Superior Court of Cobb County, Georgia records.

Said tracts or parcels contains 0.299 acres, more or less (13,024.44 square feet).

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-4 (Single Family Residential – 4 units/acre) with a special land use permit for an additional use as a halfway house for a period of three (3) years.

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Section 4: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.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:_____November 9, 2016

APPROVED:

R. Steve Tumlin, Jr., Mayor

ATTEST:

Stephanie Guy, City Clerk