

AN ORDINANCE

REZONING property in the corporate limits of the City of Marietta, Georgia in Land Lot 1144, District 16, Parcel 0600, 2nd Section, Marietta, Cobb County, Georgia, and being known as **355 Wellons Street**.

WHEREAS, application has been filed by **ROGER & MICHELE WIGHT** 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 1144 of the 16th District, 2nd Section, in the City of Marietta, Cobb County, Georgia, and being all of Lot No. 41 of the Property of Harold P. Griggs as shown on plat of survey recorded at Plat Book 6 Page 127, Cobb County, Georgia records.

Said tracts or parcels contains .213 acres, more or less (9,278.28 square feet).

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

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

- Variance to reduce the side yard setbacks to allow only the existing structures to remain. [§708.04 (H)]
- Variance to allow an accessory structure in front of the principal building on a double frontage lot. [§708.04 (F.1)]
- Variance to allow an existing chain link fence to remain on the property. [§710.04]

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Section 5: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

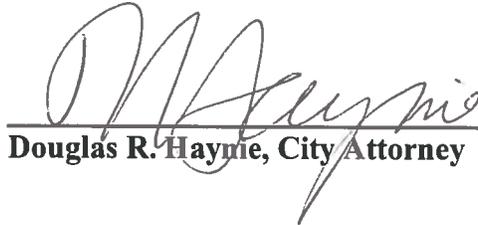
Section 6: This Ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia laws 1983, page 4119.

Final Ordinance submitted by:



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

Approved as to form:



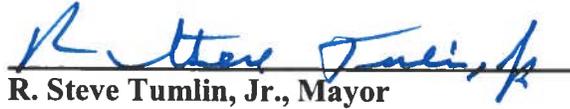
Douglas R. Haynie, City Attorney

Approved by City Council:

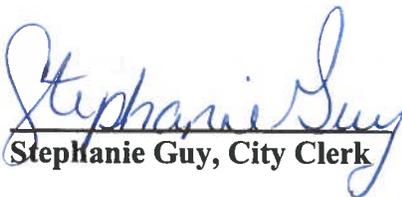
DATE: December 14, 2016

APPROVED:

ATTEST:



R. Steve Tumlin, Jr., Mayor



Stephanie Guy, City Clerk