

**AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK TO AMEND CHAPTER 181 OF THE ATLANTA ZONING ORDINANCE ENTITLED "SPI-9 BUCKHEAD VILLAGE DISTRICT REGULATIONS" FOR CORRECTIVE PURPOSES BY ATTACHING AND INCORPORATING PREVIOUSLY APPROVED CONDITIONS TO CERTAIN PARCELS; AND TO AMEND THE OFFICIAL ZONING MAP BY DENOTING ZONING DISTRICTS WITH PREVIOUSLY APPROVED CONDITIONS; AND FOR OTHER PURPOSES.**

WHEREAS, Ordinance No. 10-0-1339 (Z-10-17) was adopted by the Atlanta City Council on October 4, 2010 and approved by operation of law on October 13, 2010 pursuant to Section 2-403 of the Charter of the City of Atlanta;

WHEREAS, Ordinance No. 10-0-1339 amended various parts of the Atlanta Zoning Ordinance, specifically creating the SPI-9 Buckhead Village Special Public Interest District;

WHEREAS, prior to the enactment of Ordinance No. 10-0-1339 the Atlanta City Council had approved certain zoning conditions associated with various parcels within the newly enacted SPI-9 District;

WHEREAS, it was the intent of Ordinance No. 10-0-1339 to incorporate the previously approved conditions as conditions for the new zoning for such parcels;

WHEREAS, a recent court ruling has held that Ordinance No. 10-0-1339 did not sufficiently attach and identify the previously approved conditions for parcels within SPI-9;

WHEREAS, it is necessary to amend Ordinance No. 10-0-1339 to sufficiently identify and incorporate all previously approved conditions; and

WHEREAS, it is necessary to amend the official zoning map to denote the parcels with conditions by adding a "C" to each appropriate parcel's official zoning designation.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1. Ordinance No. 10-0-1339/Z-10-17, adopted by the Atlanta City Council on October 4, 2010 and approved by operation of law on October 13, 2010 pursuant to Section 2-403 of the Charter of the City of Atlanta, is hereby amended to identify and incorporate the previously approved conditions.

Section 2. That the Atlanta Zoning Ordinance Chapter 18I entitled "SPI-9 Buckhead Village Special Public Interest District Regulations" is hereby amended to attach and incorporate the following ordinances and conditions:

Ordinance No. 84-0-3516/Z-84-101 (465 E. Paces Ferry Road), as attached hereto as Exhibit 1;

Ordinance No. 85-0-1609/Z-81-60 (3031 & 3039 Peachtree Drive, N.E and 3009, 3005, 2995, 2989& 2985 Piedmont Road N.E.), as attached hereto as Exhibit 2;

Ordinance No. 86-0-2415/Z-86-46 (505 Pharr Road, N.E.), as attached hereto as Exhibit 3.

Ordinance No. 87-0-1151/Z-87-27 (3023 Maple Drive, N.E.), as attached hereto as Exhibit 4.

Ordinance No. 87-0-1152/Z-87-26 (3025 Maple Drive, N.E.), as attached hereto as Exhibit 5.

Ordinance No. 87-0-1870/Z-87-56 (3398 Piedmont Road N.E.), as attached hereto as Exhibit 6;

Ordinance No. 87-0-2081/Z-87-62 (3033 Maple Drive, N.E.), as attached hereto as Exhibit 7.

Ordinance No. 88-0-0859/Z-88-14 (523 E. Paces Ferry Road, N.E.), as attached hereto as Exhibit 8;

Ordinance No. 88-0-1090/Z-88-28 (519 E. Paces Ferry Road, N.E.), as attached hereto as Exhibit 9;

Ordinance No. 91-0-1952/Z-91-39 (3024 Maple Drive, N.E.), as attached hereto as Exhibit 10;

Ordinance No. 94-0-0491/Z-66-224/Z-71-74/Z-73-21 (3232 Peachtree Road, N.E.), as attached hereto as Exhibit 11;

Ordinance No. 95-0-0910/U-95-13 (3242 Peachtree Road, N.E.), as attached hereto as Exhibit 12;

Ordinance No. 95-0-0911/ Z-66-224/Z-71-74/Z-73-21 (3232 Peachtree Road, N.E.), as attached hereto as Exhibit 13;

Ordinance No. 96-0-0066/Z-95-87 (546 E. Paces Ferry Road, N.E.), as attached hereto as Exhibit 14;

Ordinance No. 96-0-0062/Z-95-83 (548 E. Paces Ferry Road, N.E.), as attached hereto as Exhibit 15;

Ordinance No. 96-0-0071/U-95-49 (3092 Piedmont Road, N.E.), as attached hereto as Exhibit 16;

Ordinance No. 96-0-1323/Z-96-41 (111 W. Paces Ferry Road N.W.), as attached hereto as Exhibit 17;

Ordinance No. 98-0-0322/Z-66-224/Z-71-74/Z-73-21 (3232 Peachtree Road, N.E.), as attached hereto as Exhibit 18;

Ordinance No. 98-0-0914/Z-79-11 (100 W. Paces Ferry Road N.W.), as attached hereto as Exhibit 19;

Ordinance No. 98-0-2148/Z-98-73 (360 Pharr Road, N.E.), as attached hereto as Exhibit 20;

Ordinance No. 99-0-1239/Z-99-35 (526-540 Pharr Road, N.E.), as attached hereto as Exhibit 21;

Ordinance No. 99-0-1241/U-99-18 (526-540 Pharr Road, N.E.), as attached hereto as

Exhibit 22;

Ordinance No. 00-0-0581/Z-00-20 (3377-3381-3383-3391-3395 Mathieson Drive, N.E and the rear of 3398 Piedmont Road, N.E.), as attached hereto as Exhibit 23;

Ordinance No. 02-0-0359/Z-02-02/Z-84-52 (3060 Peachtree Road, N.W.), as attached hereto as Exhibit 24;

Ordinance No. 02-0-2180/Z-02-88 (545 Pharr Road, N.E.), as attached hereto as Exhibit 25;

Ordinance No. 03-0-0420/Z-03-03/Z-66-224/Z-71-74/Z-73-21 (3312-3316 Piedmont Road N.E. and 3232-3242 Peachtree Road, N.E.), as attached hereto as Exhibit 26;

Ordinance No. 06-0-2303/Z-06-118 (3144 and 3150 Shadowlawn Avenue, N.E. and 3183 [addressed as 3181-3185] Peachtree Road, N.E.), as attached hereto as Exhibit 27;

Ordinance No. 06-0-2580/Z-06-125 (3312-3316 Piedmont Road N.E. and 3232-3242 Peachtree Road, N.E.), as attached hereto as Exhibit 28;

Ordinance No. 07-0-1924/U-07-24 (2909, 2915 and 2919 Peachtree Road, N.E. and 3 and 5 Peachtree Avenue, N.E.), as attached hereto as Exhibit 29;

Ordinance No. 07-0-2526/Z-07-109 (3312-3316 Piedmont Road N.E. and 3232-3242 Peachtree Road, N.E.), as attached hereto as Exhibit 30;

Ordinance No. 08-0-1468/Z-08-53 (359 E. Paces Ferry Road, N.E.), as attached hereto as Exhibit 31;

Ordinance No. 08-0-1898/Z-08-71 (3126 Piedmont Road, N.E.), as attached hereto as Exhibit 32;

Ordinance No. 09-0-0210/Z-08-71 (3126 Piedmont Road N.E.), as attached hereto as Exhibit 33;

Ordinance No. 03-0-1988/Z-03-69 (532-534 E. Paces Ferry Road, N.E.), as attached hereto as Exhibit 34;

Section 3. That the zoning map of the City of Atlanta, in accordance with Section 16-02.003 of the Code of Ordinances of the City of Atlanta, Georgia, be amended to add a suffix "C" after the district designation to denote the parcel is zoned "conditional" for each appropriate parcel attached herein and referenced in Section 2.

Section 4. That for reference for the Office of Zoning & Development staff a current Floor Area Ratio map is attached as Appendix A.

Section 5. That all ordinances, parts of ordinances, and resolutions in conflict herewith are hereby waived for purposes of this ordinance only, and only to the extent of said conflict.

**CITY COUNCIL  
ATLANTA, GEORGIA**

19-O-1361

**SPONSOR SIGNATURES**



Howard Shook, Councilmember, District 7

**CITY COUNCIL  
ATLANTA, GEORGIA**

19-O-1361

**AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK TO AMEND CHAPTER 181 OF THE ATLANTA ZONING ORDINANCE ENTITLED "SPI-9 BUCKHEAD VILLAGE DISTRICT REGULATIONS" FOR CORRECTIVE PURPOSES BY ATTACHING AND INCORPORATING PREVIOUSLY APPROVED CONDITIONS TO CERTAIN PARCELS; AND TO AMEND THE OFFICIAL ZONING MAP BY DENOTING ZONING DISTRICTS WITH PREVIOUSLY APPROVED CONDITIONS; AND FOR OTHER PURPOSES.**

**Workflow List:**

Clerk of Council	Completed	06/18/2019 10:45 AM
Atlanta City Council	Completed	06/17/2019 1:00 PM
Zoning Review Board Staff	Pending	
Mayor's Office	Pending	

**RESULT:      REFERRED WITHOUT OBJECTION**

AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK TO AMEND CHAPTER 181 OF THE ATLANTA ZONING ORDINANCE ENTITLED "SPI-9 BUCKHEAD VILLAGE DISTRICT REGULATIONS" FOR CORRECTIVE PURPOSES BY ATTACHING AND INCORPORATING PREVIOUSLY APPROVED CONDITIONS TO CERTAIN PARCELS; AND TO AMEND THE OFFICIAL ZONING MAP BY DENOTING ZONING DISTRICTS WITH PREVIOUSLY APPROVED CONDITIONS; AND FOR OTHER PURPOSES.

VOTE RECORD - ORDINANCE 19-O-1361						
<input type="checkbox"/> ADOPTED <input type="checkbox"/> ADVERSED <input type="checkbox"/> FAVORABLE <input type="checkbox"/> ACCEPTED AND FILED <input type="checkbox"/> FIRST READING <input type="checkbox"/> SECOND READING <input type="checkbox"/> THIRD READING <input type="checkbox"/> FOURTH READING <input type="checkbox"/> FIFTH READING <input type="checkbox"/> REFERRED TO COMMITTEE <input type="checkbox"/> HELD IN COMMITTEE <input type="checkbox"/> TABLED <input type="checkbox"/> DEFERRED <input type="checkbox"/> RECONSIDERED <input type="checkbox"/> FILED <input type="checkbox"/> ADOPTED AS AMENDED <input type="checkbox"/> AMENDED <input type="checkbox"/> ACCEPTED <input type="checkbox"/> SUBSTITUTED <input type="checkbox"/> AMENDED SUBSTITUTE <input type="checkbox"/> FILED BY COMMITTEE <input type="checkbox"/> REFERRED TO ZRB AND ZC <input checked="" type="checkbox"/> REFERRED WITHOUT OBJECTION <input type="checkbox"/> ADOPTED ON SUBSTITUTE <input type="checkbox"/> ADOPTED SUBSTITUTE AS AMENDED <input type="checkbox"/> FORWARDED WITH NO RECOMMENDATI <input type="checkbox"/> REFERRED TO SC <input type="checkbox"/> FILED WITHOUT OBJECTION <input type="checkbox"/> FAILED <input type="checkbox"/> FORWARDED TO FC/NQ <input type="checkbox"/> FAVORABLE ON SUBSTITUTE <input type="checkbox"/> FAVORABLE/SUB/AMENDED <input type="checkbox"/> FAVORABLE/SUB/AMND/COND <input type="checkbox"/> FAVORABLE/AMND/COND						
			YES/AYE	NO/NAY	ABSTAIN	ABSENT
	MICHAEL JULIAN BOND		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	MATT WESTMORELAND		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANDRE DICKENS		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CARLA SMITH		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	AMIR R FAROKHI		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANTONIO BROWN		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CLETA WINSLOW		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	NATALYN MOSBY ARCHIBONG		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JENNIFER N IDE		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	HOWARD SHOOK		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JP MATZIGKEIT		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DUSTIN HILLIS		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANDREA L BOONE		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	MARCI COLLIER OVERSTREET		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JOYCE M SHEPERD		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



<ul style="list-style-type: none"><li><input type="checkbox"/> FAVORABLE AS AMENDED</li><li><input type="checkbox"/> RETURNED AS HELD</li><li><input type="checkbox"/> FAVORABLE ON CONDITION</li><li><input type="checkbox"/> FAVORABLE/SUB/CONDITION</li><li><input type="checkbox"/> QUADRENNIALY TERMINATED</li><li><input type="checkbox"/> QUESTION CALLED</li><li><input type="checkbox"/> ROUTED TO COW</li><li><input type="checkbox"/> SUSTAINED</li><li><input type="checkbox"/> OVERRIDEN</li><li><input type="checkbox"/> NOT ACCEPTED BY COMMITTEE</li><li><input type="checkbox"/> SUSTAINED W/O OBJECTION</li><li><input type="checkbox"/> TABLED W/O OBJECTION</li><li><input type="checkbox"/> HELD IN COW</li></ul>	
--	--

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	