

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION TO AUTHORIZE THE CITY OF SANDY SPRINGS, GEORGIA TO
MAKE A RE-ZONING APPLICATION RELATING TO THE PROPERTY KNOWN AS
PEACHTREE MANOR SUBDIVISION (PARCEL NO: 017-021-04-012)**

WHEREAS, certain property located along Peachtree Dunwoody Road identified as Parcel no: 017-021-04-012 and known as Peachtree Manor Subdivision (“Property”) is located within the limits of the City of Sandy Springs, Georgia (“City”); and

WHEREAS, prior to the formation of the City, Fulton County, Georgia did approve a zoning application (case number 2001Z-0116) for the Property to be zoned as a TR District Subdivision; and

WHEREAS, on June 6, 2005 a Plat for the Property, entitled Final Plat For Peachtree Manor S/D, as approved by Fulton County was recorded in Plat Book 274, Pages 54-56 of the Fulton County Records (“2005 Plat”); and

WHEREAS, the 2005 Plat included a total area of 2.3152 acres, a maximum of 12 residential units to be built in the future, the existence of a private road, certain exclusive land uses for the projected units, landscape easement as to the entrance wall, minimum requirements for lot size, minimum interior and perimeter setbacks; and

WHEREAS, the 2005 Plat did not include a delineation of the separate lots which creates questions as to title and ownership rights of the current and future owners within the Property; and

WHEREAS, the current owners within the Property have prepared and unanimously approved a revised Plat which they wish to have recorded (“2014 Plat”); and

WHEREAS, the 2014 Plat includes numerous variances in order to comply with the City’s Subdivision Guidelines and Zoning Ordinances; and

WHEREAS, it is the opinion of the City’s staff that the best approach to resolving the approval and acceptance of the 2014 Plat, along with the required variances, is to have a re-zoning of the Property with the variances as granted; and

WHEREAS, as a means of minimizing the cost associated with a re-zoning, and to assist the current owners within the Property, the City staff recommends the Re-Zoning Application be initiated in the name of the City; and

WHEREAS, the Mayor and City Council deem it appropriate to make a Re-Zoning Application as to the Property naming the City as the applicant.

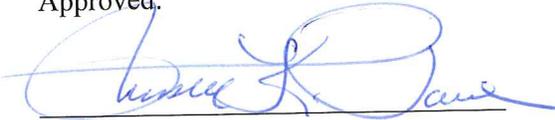
RESOLUTION NO. 2016-09-106

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sandy Springs, Georgia, while in regular session on September 20, 2016, at 6:00 p.m. as follows:

- 1. The Council hereby authorizes the Sandy Springs Department of Community Development to prepare a Re-Zoning Application as to the Property, said Application to name the City as the applicant.
- 2. The Mayor is specifically authorized to execute any documents necessary to further the filing of any Re-Zoning Application related to the same.

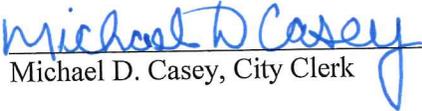
RESOLVED this the 20th day of September, 2016.

Approved:



Russell K. Paul, Mayor

Attest:


Michael D. Casey, City Clerk

(Seal)

