

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION TO APPROVE THE INITIATION OF REZONING FOR 5775 AND 5795
GLENRIDGE DRIVE, SANDY SPRINGS, FULTON COUNTY, GEORGIA**

WHEREAS, there is a pending legal proceeding brought by MGLP Lakeside, LLC (“Lakeside”) against the City of Sandy Springs (“City”) addressing Lakeside’s application for rezoning of its property located at 5775 & 5795 Glenridge Drive within the City’s geographical limits (“Property”); and

WHEREAS, the presiding judge in the pending legal action ordered Lakeside and the City to mediate the issues addressed in the litigation; and

WHEREAS, pursuant to the mediation, Lakeside and the City have reached an understanding regarding potential use of the Property and Lakeside agrees to accept modification of its previously proposed request for use of the Property; and

WHEREAS, it is City policy that when the City is involved in pending litigation addressing rezoning and use of property issues, any potential resolution of the pending legal action requires that an application for rezoning be filed in the name of the City, through which the application will proceed for review and determination in compliance with the requirements of applicable City ordinances;

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City, in open session immediately following Executive Session on November 17, 2009, as follows:

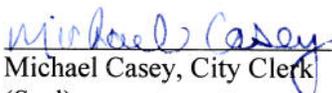
The Mayor and City Council hereby approve the initiation of the rezoning process for property located at 5775 and 5795 Glenridge Drive from O-I (Office and Institutional District) conditional and R-2 (Single Family Dwelling District) to MIX (Mixed Use District), consistent with the presentation made by the Director of Community Development for the City during Executive Session on November 17, 2009.

RESOLVED, this 17th day of November, 2009.

Approved:


Eva Galambos, Mayor

Attest:


Michael Casey, City Clerk
(Seal)

