

#L.6

ORDINANCE 2011-XX-XX

AN ORDINANCE TO AMEND THE CITY OF DUNWOODY ZONING CLASSIFICATION AND MAP FOR ZONING CONDITIONS OF LAND LOT 347, District 18 IN CONSIDERATION OF ZONING CASE RZ-11-091 (9 Ravinia Drive)

WHEREAS: Applicant Hines Atlanta Associates Limited Partnership seeks permission to rezone the property designated as 9 Ravinia Drive, Dunwoody, Georgia, from its current zoning designation of Office-Institution District, conditional (O-Ic) to Local commercial conditional

District (C-1) to permit construction of a drive-thru restaurant; and

WHEREAS: the City believes this zoning action would have a minimal adverse

impact on the Comprehensive Plan and would appear to carry forward the spirit of the Comprehensive Plan text as it creates an amenity for adjacent office uses and incorporates pedestrian access via sidewalks and will take environmental concerns into consideration and provide a leisurely or professional meeting/gathering place that accommodates

current and future adjacent uses; and

WHEREAS: Notice to the public regarding said rezoning and modification to

conditions of zoning has been duly published in The Dunwoody Crier,

the Official News Organ of the City of Dunwoody; and

WHEREAS: A duly noticed public hearing has been held by Mayor and City Council

to hear public comment on the consideration of this proposed rezoning

action.

NOW THEREFORE, The Mayor and City Council of the City of Dunwoody hereby **ORDAINES AND APPROVES** the rezoning of this said property from Office-Institution District, conditional (O-Ic) to Local Commercial Conditional District (C-1c) to permit construction of a drive-thru restaurant, with the following conditions:

- No direct access is to be granted from Ashford Dunwoody Road;
- Development shall conform to the site plan, submitted on June 21, 2011.

The City of Dunwoody Zoning Map shall be changed to reflect said rezoning.

| SO ORDAINED AND EFFECTIVE, this the day of, 2011 | | |
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| Approved by: | Approved as to Form and Content | |
| Ken Wright, Mavor | Brian Anderson, City Attorney | |

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STATE OF GEORGIA CITY OF DUNWOODY

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| Attest: | | |
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| Sharon Lowery, City Clerk | SEAL | |