CITY COUNCIL ATLANTA, GEORGIA

23-O-1104

Z-22-93 AN AMENDED ORDINANCE BY ZONING COMMITTEE TO REZONE FROM I-1/BL (LIGHT INDUSTRIAL/BELTLINE OVERLAY) TO PD-MU/BL (PLANNED DEVELOPMENT MIXED USE/BELTLINE OVERLAY) FOR PROPERTY LOCATED AT 710 PONCE DE LEON AVENUE NE AND 712 PONCE DE LEON PLACE NE FRONTING 177.38 FEET ON WEST SIDE OF PONCE DE LEON PLACE BEGINNING AT A NAIL SET AT THE INTERSECTION OF THE WESTERN RIGHT OF WAY LINE OF PONCE DE LEON PLACE AND THE NORTHERN RIGHT OF WAY LINE OF PONCE DE LEON AVENUE. DEPTH: VARIES; AREA: 1.178 ACRES, LAND LOT 17, 14TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: 712 PONCE DE LEON LLC; APPLICANT: PORTMAN HOLDINGS LLC; NPU F COUNCIL DISTRICT 6

Application File Date	12/28/22
Zoning Number	Z-22-93
NPU / CD	F-6
Staff Recommendation	Approval conditional
NPU Recommendation	Approval conditional
ZRB Recommendation	Approval conditional

City Council

Atlanta, Georgia

23-O-1104

AN AMENDED ORDINANCE

Z-22-93

BY: ZONING COMMITTEE

AN AMENDED ORDINANCE TO REZONE FROM I-1/BL (LIGHT INDUSTRIAL/BELTLINE OVERLAY) TO PD-MU/BL (PLANNED DEVELOPMENT MIXED USE/BELTLINE OVERLAY) FOR PROPERTY LOCATED AT 710 PONCE DE LEON AVENUE NE AND 712 PONCE DE LEON PLACE NE FRONTING 177.38 FEET ON WEST SIDE OF PONCE DE LEON PLACE BEGINNING AT A NAIL SET AT THE INTERSECTION OF THE WESTERN RIGHT OF WAY LINE OF PONCE DE LEON PLACE AND THE NORTHERN RIGHT OF WAY LINE OF PONCE DE LEON AVENUE DEPTH: VARIES AREA: 1.178 ACRES, LAND LOT 17, 14TH DISTRICT, FULTON COUNTY, GEORGIA OWNER: 712 PONCE DE LEON LLC APPLICANT: PORTMAN HOLDINGS LLC NPU F COUNCIL DISTRICT 6

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

<u>SECTION 1.</u> That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property 710 Ponce de Leon Avenue NE and 712 Ponce de Leon Place NE rezoned from I-1/BL (Light Industrial/BeltLine Overlay) to PD-MU/BL (Planned Development Mixed Use/Beltline Overlay) and for other purposes:

ALL THAT TRACT or parcel of land lying in Land Lot 17 of the 14th District, Fulton County, Georgia, being more particularly described by the attached legal description and/or survey.

Last Updated: 05/4/23 Page 1 of 4

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffix "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

<u>SECTION 3.</u> That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

<u>SECTION 4.</u> That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

A true copy,

ADOPTED by the Atlanta City Council APPROVED as amended per City Charter Sec 2-403 MAY01, 2023 MAY 10, 2023

V. Vanessa Waldon

Municipal Clerk



Conditions for Z-22-93 710 Ponce De Leon Avenue NE and 712 Ponce De Leon Place NE

- 1. The property shall be developed in accordance with the site plan entitled "Ponce & Ponce West Tract" prepared by Kimley-Horn dated March 14, 2023 and stamped received by the Office of Zoning and Development on March 15, 2023. Minor changes to the approved site plan may be authorized by the Director of the Office of Zoning and Development in accordance with Section 16-02.003(7).
- 2. The maximum building height on the property shall be 190 feet.
- 3. The development shall incorporate a minimum 10 foot wide publicly accessible pedestrian connection located exterior to the building providing a connection between Ponce de Leon Place and the BeltLine. The owner or operator of the property may limit whether bicyclists can ride their bicycles through this connection in lieu of walking bicycles through it.
- 4. The development shall include a visual element, such as a plaque or a display, commemorating the history of the property.
- 5. No portion of any structure shall protrude through a height limiting plane beginning 15 feet above the nearest lot line of the protected district and extending inward over the property zoned PDMU at an angle of 45 degrees, provided this transitional height plane shall not extend more than 150 linear feet (measured along the ground) from the protected district up to and into the subject property. As used herein, "protected district" shall mean: (i) R-1 through R-5; (ii) RG-1 and RG-2; (iii) MR-1, MR-2 and MR-MU; and (iv) Landmark, Historic, PD and SPI district subareas having uses and densities predominantly similar to those permitted in the district classifications listed in subsections (i) through (iii). (See diagram at Section 16-29.001(62) Transitional height plane diagram 2.)
- 6. The off-street parking requirements for the project provided in Section 16-19B.006 of the PDMU zoning district shall not apply to the property. The off-street parking requirements applicable in the MRC zoning districts, currently provided in Section 16-34.021(3), 16-34.021(5) and 16-34.021(7), shall apply to the property.
- 7. Building service areas shall be screened from any adjoining public right-of-way. Except for utility facility locations such as transformers, administrative relief shall not be permitted from Section 16-36.016. Loading areas, loading dock entrances, and building mechanical and accessory features. Mechanical equipment shall be located on the roof and in the location least visible from the public right-of-way and will be screened from view if visible from public areas. No air-cooled chillers located at sidewalk level within 50 feet of a public right-of-way.
- 8. Eating and drinking establishment exhaust hood ventilation shall include scrubbers on grease ducts if discharged through a sidewall.
- 9. Compliance with minimum and maximum off-street parking requirements may be achieved by evaluating the combined off-street parking required and provided on the properties zoned pursuant to applications Z-22-093 and Z-22-094 in lieu of evaluating off-street parking on a lot-by-lot basis.

- 10. New surface parking, if any, shall be located interior to the project and not between the building and the street.
- 11. Except for spaces reserved for rideshare and delivery drop-offs, on street parking shall not be provided on the adjacent public right-of-way frontages. The project shall provide parking for rideshare and delivery drop-offs.
- 12. Clearly designated pedestrian paths shall be provided through parking areas to the public sidewalk or building entrance. Paths shall be designated with materials such as paint, elevated crosswalks, or changes in materials.
- 13. Subject to approval of ATLDOT, the project shall accommodate and implement a widening of Ponce de Leon Place to a four lane configuration along the property frontage.
- 14. To create visual interest, the sidewalk level exterior building façade for nonresidential uses shall (i) be differentiated architecturally from the upper levels of the building, (ii) vary along the building elevation, (iii) not be homogenous, (iv) include changes in texture and (v) vary in depth, height and change of plane.
- 15. Developer shall request, and subject to approval and permit by City of Atlanta and ATLDOT, Developer shall execute the following traffic calming and pedestrian safety road improvements:
 - a. Ponce de Leon Place (north of St. Charles Avenue)
 - i. Greenwood and Ponce de Leon Place intersection
 - 1. Construct raised crosswalks for east-west crossing movements across Ponce de Leon Place. Reconstruct curb ramps/pedestrian approaches at corners where necessary for accessibility.
 - 2. Construct concrete bulb-out islands to protect end of parking lanes.
 - b. St. Charles Avenue, Greenwood Avenue, Drewry Street, Virginia Circle, and Ponce de Leon Terrace, intersections (typical)
 - i. Install truck-mountable "medianettes" on southbound and northbound, approaches to slow approaching cars OR install raised crosswalks for eastwest crossing movements at each intersection.
 - ii. Provide bulb-outs for parking protection and traffic calming at all intersections. Reconstruct curb ramps/pedestrian approaches at corners as necessary for accessibility.
 - iii. Pavement marking and signage:
 - 1. Restripe all pavement markings at and between intersections.
 - 2. Restripe or stripe crosswalks at all intersections.
 - 3. Restripe connecting side streets for 100 feet on each approach.
 - iv. Refresh pedestrian warning signage.
 - c. Ponce de Leon Place (south of St. Charles Avenue)
 - i. Provide striped minimum four foot wide bike lanes on either side of Ponce de Leon Place to connect bike infrastructure adjacent to the proposed development with proposed bike infrastructure on St. Charles Avenue.
 - d. St. Charles Ave (between Ponce de Leon Place and North Highland Avenue)
 - i. Stripe minimum four foot wide bike lanes on either side of St. Charles Avenue.



- ii. Stripe off parking lanes on either side of St. Charles Avenue.
- iii. Stripe minimum ten foot wide lanes for extent of above striping.
- iv. Provide "sharrows" and green paint treatment at signalized intersections.

e. Maiden Lane

i. Provide "sharrows" down Maiden Lane from North Highland Avenue to Ponce de Leon Place.

f. Barnett Street

- i. Provide a traffic study by a professional engineer that includes traffic counts and recommendations related to a potential implementation of stop signs on Barnett Street between Virginia Avenue and St. Charles Avenue.
- 16. The open space requirements for the project provided in Section 16-19B.005 of the PDMU zoning district shall not apply to the property. The following open space requirements shall apply to the property:
 - a. For lots containing only nonresidential use(s), minimum public space on the property shall be 20 percent of the net lot area.
 - b. For lots containing any residential uses, minimum usable open space on the property shall be 45 percent of the gross lot area.
 - c. Compliance with minimum usable open space requirements may be achieved by evaluating the combined usable open space required and provided on the properties zoned pursuant to applications Z-22-093 and Z-22-094 in lieu of evaluating usable open space on a lot-by-lot basis.
 - d. A variance from the open space requirements in this condition 16 may be requested from the board of zoning adjustment.
- 17. The following design guidelines shall apply to buildings with office uses located above the third story of the building:
 - a. The building shall incorporate a variety of materials, such as, but not limited to, glass, metal, stone, and masonry.
 - b. Exterior patios or balconies shall be provided for the office use.
 - c. A minimum of 50 percent of the portion of the building façade containing office use shall be vision glazing on the stories above the sidewalk level.
 - d. If any building has more than six floors above sidewalk level, then starting above the sidewalk level the building floor plates shall be stepped back and/or forward so that no more five floors are the same plane on the building facades abutting the public right-of-way.
 - e. Any office building more than six stories in height above sidewalk level shall have not more than four consecutive floors that have an identical exterior facade layout, exclusive of balcony rails or parapets. An exterior facade layout shall be defined as identical if a minimum of 75 percent of its linear footage is aligned with the floor above or below.
 - f. At sidewalk level the building façade shall not exceed 60 feet in length without interruption by at least one of the following architectural features:
 - i. Projection or recess in the wall plane of at least six inches in depth;
 - ii. Change in material, texture or pattern; or

- iii. Change in the fenestration pattern.
- 18. Unfinished or unpainted concrete, concrete masonry units, plywood, hard coat stucco and vinyl siding shall not be used as exterior façade materials on buildings.
- 19. The following design guidelines shall apply to buildings containing residential use:
 - a. Except for the building façade facing the Maiden Lane frontage, other building facades shall incorporate a variety of articulation techniques to reduce visual mass such as vertical and horizontal banding, material changes, façade plane changes, vertical and horizontal recesses, window composition and design, balconies, or terraces.
 - b. Exterior Insulation and Finish Systems (EIFS) shall not be used for the first 25 feet of building height above grade on any façade facing either a public right-of-way or a publicly accessible area.
 - c. A minimum of 40 percent of the portion of the building façade containing residential use shall be glazing on the stories above the sidewalk level.
 - d. A minimum of 50 percent of residential dwellings shall have balconies.
 - e. Internally divided windows shall be prohibited.
- 20. The developer shall support legislation requiring all transportation impact fees generated from this development will be allocated to measures to mitigate traffic and promoted pedestrian and bicyclist safety as recommended by the Virginia-Highland Civic Association within the vicinity of the project.
- 21. Total combined maximum building square footage on the properties zoned pursuant to applications Z-22-093 and Z-22-094 shall not exceed 1,063,000 square feet. The total combined maximum 1,063,000 square feet allowed may be developed in any combination on either property; provided, however, (a) the total combined residential floor area shall not exceed an amount equal to 3.2 times gross lot area and (b) the total combined nonresidential density shall not exceed an amount equal to 3.0 times net lot area. The residential and nonresidential floor area maximums shall be calculated in the aggregate and not on a lot by lot basis. If the total combined nonresidential building square footage exceeds 350,000 square feet, the total combined maximum residential building square footage shall not exceed 375,000 square feet.



Affordable Housing Impact Statement

Z-22-93

Requirements

Per the requirements of the City of Atlanta, Georgia Code of Ordinances, Chapter 54, Article I, Section 54-2, Affordable Housing Impact Statements shall include a quantitative or numeric section that shall provide numeric estimates of impacts, quantifying numbers of units impacted at certain levels of Area Median Income (AMI) over the 30-year period following the enactment of the legislation; and a narrative section to provide an explanation of the analyses that led to the estimates.

Narrative Section

The proposed rezoning would change the zoning for the parcel at 710 Ponce de Leon Avenue NE and 712 Ponce de Leon Pl NE from I-1/BL (Light Industrial/BeltLine Overlay) to PDMU (Planned Development Mixed Use/BeltLine Overlay). The rezoning of this property will allow for the redevelopment of a nonresidential building into a mixed-use commercial and office space that will also house retail and restaurants.

Quantitative/Numeric Section

This legislation, if enacted, is estimated to have a projected impact upon the affordable housing stock of the City of Atlanta over the 30-year period following the enactment of the legislation by:

Adding _0_, preserving _0_, or decreasing _0_ units affordable at 30 percent or below of the Area Median Income (AMI); and

Adding _0_, preserving _0_, or decreasing _0_ units affordable between 30.01 and 50 percent of AMI; and

Adding _0_, preserving _0_, or decreasing _0_ units affordable between 50.01 and 80 percent of AMI; and

Adding _0_, preserving _0_, or decreasing _0_ units affordable above 80 percent of AMI.

Impact

Rezone the property from I-1 to PDMU. This rezoning will facilitate the redevelopment of a non-residential building into a mixed-use office and commercial space. in tandem with another building that will be mixed a residential and commercial development proposed on the east side of Ponce de Leon Place at the intersection of Ponce de Leon Avenue. The improvement of the currently

burned down property will improve the character of the neighborhood because the area is transitioning into mainly mixed-use with both residential and commercial. The rezoning of the property is compatible and in accordance with the comprehensive development plans of Atlanta and will have little impact available public facilities and services such as water supply, sewage, drainage.

The development is believed to have a greater economic use to the neighborhood and city than as there is no economic use for the current zoning.

Methodology for Calculating Affordability

The affordability of units at various levels of AMI, whether for rent or sale, is calculated by first examining the income limits provided by the US Department of Housing and Urban Development (HUD). These income limits are published annually for each Metropolitan Statistical Area (MSA). The income limits provided by HUD in April of 2022 for the Atlanta MSA are shown below:

INCOME LIMITS BY HOUSEHOLD SIZE, FY 2022					
IUD's AMI o	F \$96,400 FOR	THE ATLANTA	MSA, RELEAS	SED APRIL 2	022.)
1 Person	2 Person	3 Person	4 Person	5 Person	6 Person
\$20.270	#22.15 0	42 < 0.70	#2 0.000	\$22.45 0	427 400
\$20,250	\$23,150	\$26,050	\$28,900	\$32,470	\$37,190
\$33,750	\$38,600	\$43,400	\$48,200	\$52,100	\$55,950
\$54,000	\$61,700	\$69,400	\$77,100	\$83,300	\$89,450
	1 Person \$20,250 \$33,750	IUD'S AMI OF \$96,400 FOR 1 Person 2 Person \$20,250 \$23,150 \$33,750 \$38,600	IUD's AMI OF \$96,400 FOR THE ATLANTA 1 Person 2 Person 3 Person \$20,250 \$23,150 \$26,050 \$33,750 \$38,600 \$43,400	IUD's AMI of \$96,400 FOR THE ATLANTA MSA, RELEAS 1 Person 2 Person 3 Person 4 Person \$20,250 \$23,150 \$26,050 \$28,900 \$33,750 \$38,600 \$43,400 \$48,200	IUD'S AMI OF \$96,400 FOR THE ATLANTA MSA, RELEASED APRIL 20 1 Person 2 Person 3 Person 4 Person 5 Person \$20,250 \$23,150 \$26,050 \$28,900 \$32,470 \$33,750 \$38,600 \$43,400 \$48,200 \$52,100

To determine the affordable rent or home sales price for households at each level of AMI, the following three assumptions are made:

- 1) Rental housing is affordable when it costs no more than 30% of a household's gross income. Households that pay more than this toward housing costs are considered cost-burdened by HUD.
- 2) Homeownership units are affordable when the purchase price is no more than three times a household's annual income.
- 3) An average of 1.5 persons will reside in each bedroom of a residential unit.

Following this, the number of persons estimated to live in units with different numbers of bedrooms is determined by multiplying the number of bedrooms by 1.5. See the table below for this calculation:

CALCULATION OF ASSUMED HOUSEHOLD SIZE FROM UNIT BEDROOM COUNT					
Number of	0	1	2	3	4
Bedrooms					
A 1	1	1.5	2	4.5	
Assumed	1	1.5	3	4.5	0
Household					
Size					

This income limit is then taken for the household size that corresponds to the number of bedrooms in the unit, as show in the table above. If the assumed household size is not a whole number, the income limits that correspond to households for the nearest two whole numbers are averaged.

Affordable Rent Calculation

The calculation of affordable rents is determined by first identifying the income limit for the household size using the methodology shown above. Following this, the income limit is multiplied by 0.3 to cap rent at 30% of household income, divided by 12, and rounded up to the nearest whole number to find the monthly maximum rent. See the examples below.

Studio/Efficiency Calculation for 80% of AMI

0 Bedroom (1 Person) = 1 Person Income Limit

54,000 (0.3) = 16,200

16,200 / 12 = 1,350.00

Rounded up = \$1,350.00 maximum rent

1 Bedroom Calculation for 80% of AMI

1 Bedroom (1.5 Person) = 1.5 Person Income Limit

(54,000 + 61,700) / 2 = 57,850

57,850(0.3) = 17,355

17,355 / 12 = 1,446.25

Rounded up = \$1,446 maximum rent

The following rent limits would apply under this methodology:

AFFORDABLE RENTS, FY 2022						
(BASED ON HU	(BASED ON HUD'S AMI OF \$96,400 FOR THE ATLANTA MSA, RELEASED APRIL 2022.)					
Number of	Studio/	1 BR	2 BR	3 BR	4 BR	
Bedrooms	Efficiency					
30% AMI	\$506	\$543	\$651	\$767	\$930	
50% AMI	\$844	\$904	\$1,085	\$1,254	\$1,399	
80% AMI	\$1,350	\$1,446	\$1,735	\$2,005	\$2,236	

<u>Affordable Homeownership Calculation</u>

HUD defines affordable for-sale housing as housing that costs no more than three times a household's income. Affordable home purchase prices are determined by identifying the appropriate income limit, as explained above, and multiplying it by 3. Home purchase prices affordable to households at various percentages of AMI are listed in the table below:

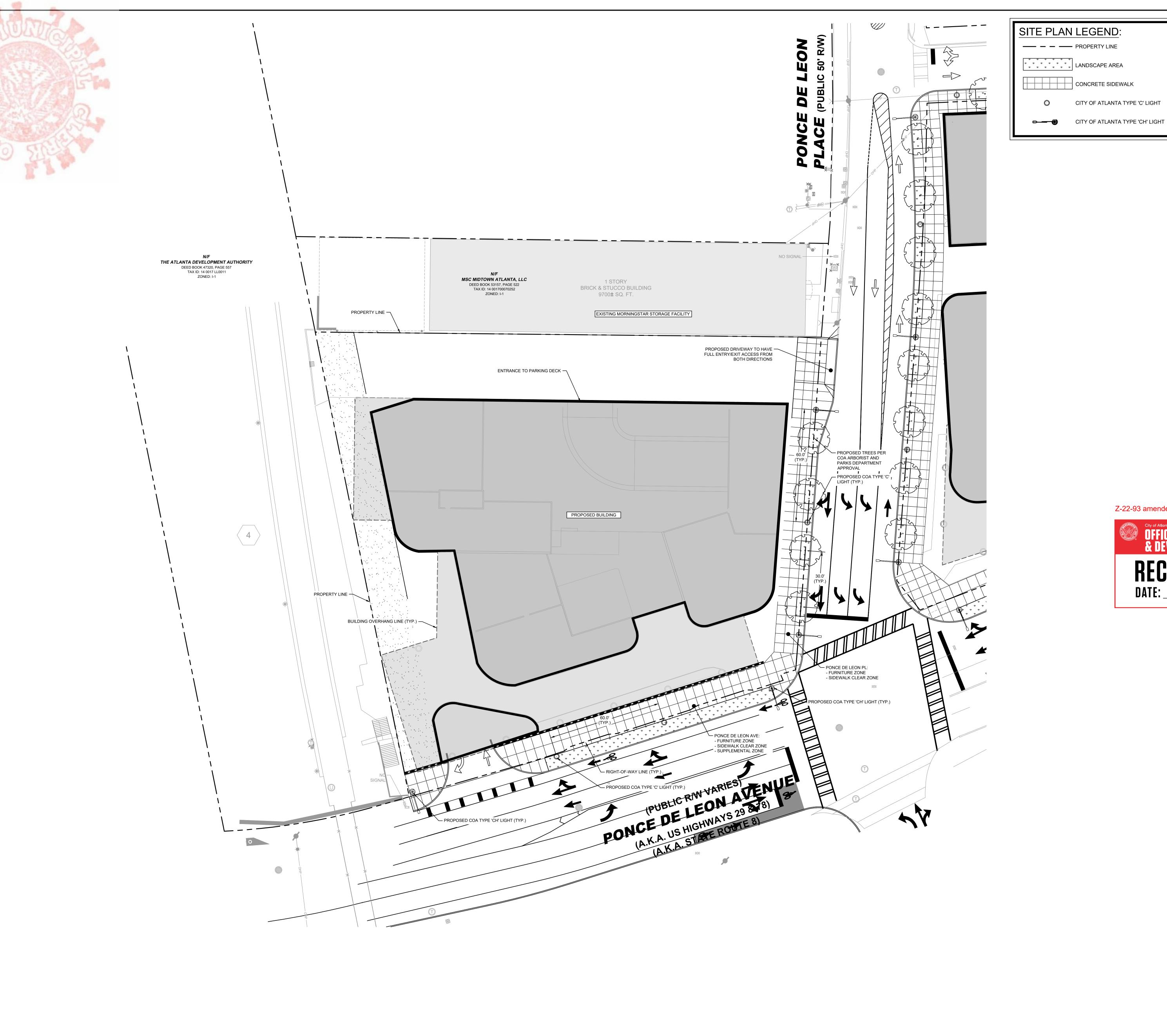
AFFORDABLE HOME PRICE, FY 2022 (BASED ON HUD'S AMI OF \$96,400 FOR THE ATLANTA MSA, RELEASED APRIL 2022.)					
Number of	Studio/	1 BR	2 BR	3 BR	4 BR
Bedrooms	Efficiency				
30% AMI					
Limit	\$60,750.00	\$65,100.00	\$78,150.00	\$92,055.00	\$111,570.00
50% AMI					
Limit	\$101,250.00	\$108,525.00	\$130,200.00	\$150,450.00	\$167,850.00
80% AMI					
Limit	\$162,000.00	\$173,550.00	\$208,200.00	\$240,600.00	\$268,350.00

Disclaimer Statement

Please be mindful that any analysis of the legislation, unless otherwise stated, is based on a summary of the information provided by the Applicant who requested the rezoning/Land Use amendment and in some cases, on public real estate data obtained from the Internet. The analysis does not extend through the next 30 years as required by the City of Atlanta, Georgia Code of Ordinances, Chapter 54, Article I, Section 54-2 because it is impossible to estimate the affordability of market-rate housing beyond the initial lease-up or sale of the units. In addition,

any changes to a zoning/Land Use will apply to any future developments, not just the initial development proposed by the current Applicant. Therefore, the Office of Housing and Community Development cannot estimate any future development that may take place on parcel(s) not within this Applicant's scope of work.

With respect to the accuracy of any and all initial estimates of affordability, the estimates that are provided for initial developments are largely dependent on the honesty of Applicants and their willingness to provide the most accurate available data. Data on potential rent, sales price, units to be constructed, the number of bedrooms per unit, etc. are subject to change as developers assess market conditions prior to and throughout construction. Therefore, this data should not be used as a basis to form any quantitative conclusions. For data that may better reflect the Applicant's final building plans, please refer to the issued building permit.



This document, together with the concepts and designs presented herein, as an instrument of service, is intended only for the specific purpose and diaptation by Kimley-Horn and Associates, Inc. shall be without liability to Kimley-Horn and Associates, Inc.

SITE PLAN LEGEND: — — — PROPERTY LINE *, *, *, *, *, *, LANDSCAPE AREA CONCRETE SIDEWALK CITY OF ATLANTA TYPE 'C' LIGHT

DEVELOPMENT SUMMARY:

CURRENT ZONING (WEST PARCEL): I-1 (BELTLINE OVERLAY) PROPOSED ZONINĠ: PDMU (BELTLINE OVERLAY) 51,311 SF (1.178 ACRES) NET LOT AREA (WEST PARCEL): GROSS LOT AREA (WEST PARCEL): 64,700 SF (1.49 ARES) REQUIRED SETBACKS PER PDMU (BELTLINE OVERLAY):

BUILDING SETBACK: SIDE (BELTLINE):

BULK LIMITATIONS:

190 FT MAX. BUILDING HEIGHT:

MAX. COMBINED BUILDING AREA: SEE CONDITIONS PARKING SUMMARY (WEST PARCEL): MAXIMUM ALLOWABLE PARKING: 775 SPACES (TOTAL)

20 FT

MINIMUM REQUIRED PARKING: 22 SPACES (TOTAL) PROPOSED PARKING: 390 SPACES (TOTAL)* BICYCLE PARKING (WEST PARCEL):

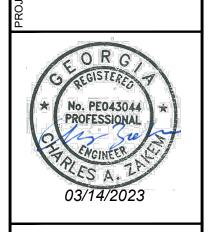
REQUIRED: PROVIDED: 50 SPACES 50 SPACES

LOADING SPACES (WEST PARCEL):
MINIMUM REQUIRED: (2
PROVIDED: (2 (2) 12' X 35' SPACES (2) 12' X 35' SPACES*

*ACTUAL PARKING AND LOADING SPACES REQUIRED AND PROVIDED WILL VARY BASED ON ACTUAL CONSTRUCTED DENSITY

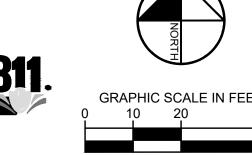
Z-22-93 amended





RAWN BY ESIGNED BY REVIEWED BY 019292038 **REZONING SITE PLAN - WEST**

GRAPHIC SCALE IN FEET





West Tract Legal Description

1.178 Acres

All that tract or parcel of land lying and being in Land Lot 17 of the 14th District, City of Atlanta, Fulton County, Georgia and being more particularly described as follows:

Beginning at a nail set at the intersection of the western right of way line of Ponce de Leon Place (50 feet right of way width) and the northern right of way line of Ponce de Leon Avenue (right of way width varies); thence proceeding along said right of way line of Ponce de Leon Avenue the following courses and distances: South 73 degrees 31 minutes 21 seconds West a distance of 8.39 feet to a point, South 23 degrees 19 minutes 15 seconds East a distance of 3.50 feet to a point, South 72 degrees 00 minutes 08 seconds West a distance of 16.59 feet to a point, North 89 degrees 30 minutes 46 seconds West a distance of 4.03 feet to a point, South 72 degrees 06 minutes 21 seconds West a distance of 26.96 feet to a point, South 59 degrees 38 minutes 53 seconds West a distance of 4.64 feet to a point, South 72 degrees 06 minutes 21 seconds West a distance of 40.76 feet to a point, South 84 degrees 35 minutes 48 seconds West a distance of 4.62 feet to a point, South 72 degrees 06 minutes 21 seconds West a distance of 20.96 feet to a point, South 56 degrees 41 minutes 45 seconds West a distance of 4.69 feet to a point, South 71 degrees 56 minutes 59 seconds West a distance 18.32 feet to a point, South 74 degrees 05 minutes 56 seconds West a distance of 18.90 feet to a point, South 73 degrees 52 minutes 24 seconds West a distance of 18.32 feet to a point and South 74 degrees 01 minutes 23 seconds West a distance of 29.98 feet to a nail set at the southwestern corner of the block building; thence leaving Ponce de Leon Avenue and proceeding North 11 degrees 26 minutes 06 seconds West a distance of 252.11 feet to a nail set; thence South 89 degrees 24 minutes 42 seconds East a distance of 269.05 feet to a nail set on the western right of way line of Ponce de Leon Place thence proceeding along said right of way line of Ponce de Leon Place the following courses and distances: South 04 degrees 16 minutes 56 seconds West a distance of 131.65 feet to a corner of the block building and South 04 degrees 44 minutes 40 seconds West a distance of 45.73 feet to the Point of Beginning.



CITY COUNCIL ATLANTA, GEORGIA

23-O-1104

Z-22-93 AN AMENDED ORDINANCE BY ZONING COMMITTEE TO REZONE FROM I-1/BL (LIGHT INDUSTRIAL/BELTLINE OVERLAY) TO PD-MU/BL (PLANNED DEVELOPMENT MIXED USE/BELTLINE OVERLAY) FOR PROPERTY LOCATED AT 710 PONCE DE LEON AVENUE NE AND 712 PONCE DE LEON PLACE NE FRONTING 177.38 FEET ON WEST SIDE OF PONCE DE LEON PLACE BEGINNING AT A NAIL SET AT THE INTERSECTION OF THE WESTERN RIGHT OF WAY LINE OF PONCE DE LEON PLACE AND THE NORTHERN RIGHT OF WAY LINE OF PONCE DE LEON AVENUE. DEPTH: VARIES; AREA: 1.178 ACRES, LAND LOT 17, 14TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: 712 PONCE DE LEON LLC; APPLICANT: PORTMAN HOLDINGS LLC; NPU F COUNCIL DISTRICT 6

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Workflow List:

Zoning Committee	Completed	02/13/2023 11:00 AM
Atlanta City Council	Completed	02/20/2023 1:00 PM
Zoning Review Board Staff	Completed	04/14/2023 1:06 PM
Zoning Committee	Completed	04/24/2023 11:00 AM
Atlanta City Council	Completed	05/01/2023 1:00 PM

HISTORY:

02/13/23 Zoning Committee

02/20/23 Atlanta City Council REFERRED TO ZRB AND ZC

RESULT: REFERRED TO ZRB AND ZC [12 TO 0]

MOVER: Marci Collier Overstreet, Councilmember, District 11

SECONDER: Alex Wan, Councilmember, District 6

AYES: Westmoreland, Winston, Farokhi, Amos, Dozier, Wan, Shook, Norwood, Hillis, Boone,

Overstreet, Lewis

ABSENT: Keisha Sean Waites, Liliana Bakhtiari

AWAY: Michael Julian Bond

04/24/23 Zoning Committee FAVORABLE AS AMENDED

23-O-1104

RESULT: FAVORABLE AS AMENDED [UNANIMOUS]

MOVER: Marci Collier Overstreet, Chair, District 11

SECONDER: Mary Norwood, District 8

AYES: Overstreet, Bakhtiari, Dozier, Norwood, Westmoreland

ABSENT: Michael Julian Bond, Amir R Farokhi

05/01/2023 Atlanta City Council ADOPTED AS AMENDED

RESULT: ADOPTED AS AMENDED [13 TO 0]

MOVER: Marci Collier Overstreet, Councilmember, District 11 **SECONDER:** Matt Westmoreland, Councilmember, Post 2 At Large

AYES: Westmoreland, Waites, Winston, Farokhi, Amos, Dozier, Bakhtiari, Wan, Shook,

Hillis, Boone, Overstreet, Lewis

AWAY: Michael Julian Bond, Mary Norwood

Last Updated: 05/4/23

Certified by Presiding Officer	Certified by Clerk	
CERTIFIED 5/1/2023 ATLANTA CITY COUNCIL PRESIDENT Dong Shipe.	CERTIFIED 5/1/2023 MUNICIPAL CLERK A. Vanessa Nalol	
Mayor's Action		
See Authentication Page Attachment		

ADOPTED BY COUNCIL 05/01/2023