

1    **STATE OF GEORGIA**

2    **CITY OF COLLEGE PARK**

3                                   **ORDINANCE 2017-16**

4            AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP, CITY OF COLLEGE  
5    PARK, GEORGIA BY REZONING TWELVE PARCELS OF REAL PROPERTY LOCATED  
6    WITHIN A BLOCK BOUND BY JACKSON STREET, CAMBRIDGE AVENUE, LEE  
7    STREET AND HARDIN AVENUE; TO PROVIDE FOR SEVERABILITY; TO REPEAL  
8    CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER  
9    PURPOSES.

10           **WHEREAS**, the governing authority of the City of College Park, Georgia (the “City”) is  
11    the Mayor and Council thereof;

12           **WHEREAS**, the governing authority of the City has considered one or more of the  
13    criteria of a rezoning request, provided in Section 4(c) of Article XXVII (“Changes and  
14    Amendments”) in Appendix A (“Zoning”) of the Code of Ordinances, City of College Park,  
15    Georgia; and

16           **WHEREAS**, the governing authority of the City desires to rezone the following parcels  
17    of real property: a tract located at 1676 Cambridge Avenue according to the present system of  
18    numbering property in College Park, Fulton County, Georgia (Fulton County Tax Parcel  
19    Identification Number: 14 015900100065); a tract located at 1684 Cambridge Avenue according  
20    to the present system of numbering property in College Park, Fulton County, Georgia (Fulton  
21    County Tax Parcel Identification Number: 14 015900100057); a tract located at 1692 Cambridge  
22    Avenue according to the present system of numbering property in College Park, Fulton County,  
23    Georgia (Fulton County Tax Parcel Identification Number: 14 015900100040); a tract located at

24 1698 Cambridge Avenue according to the present system of numbering property in College Park,  
25 Fulton County, Georgia (Fulton County Tax Parcel Identification Number: 14 015900100032); a  
26 tract located at 1702 Cambridge Avenue according to the present system of numbering property  
27 in College Park, Fulton County, Georgia (Fulton County Tax Parcel Identification Number: 14  
28 015900100024); a tract located at 1706 Cambridge Avenue according to the present system of  
29 numbering property in College Park, Fulton County, Georgia (Fulton County Tax Parcel  
30 Identification Number: 14 015900100016); a tract located at 1675 Hardin Avenue according to  
31 the present system of numbering property in College Park, Fulton County, Georgia (Fulton  
32 County Tax Parcel Identification Number: 14 015900100503); a tract located at 1683 Hardin  
33 Avenue according to the present system of numbering property in College Park, Fulton County,  
34 Georgia (Fulton County Tax Parcel Identification Number: 14 015900100180); a tract located at  
35 1689 Hardin Avenue according to the present system of numbering property in College Park,  
36 Fulton County, Georgia (Fulton County Tax Parcel Identification Number: 14 015900100198); a  
37 tract located at 1697 Hardin Avenue according to the present system of numbering property in  
38 College Park, Fulton County, Georgia (Fulton County Tax Parcel Identification Number: 14  
39 015900100206); a tract located at 3469 Jackson Street according to the present system of  
40 numbering property in College Park, Fulton County, Georgia (Fulton County Tax Parcel  
41 Identification Number: 14 015900100511); and a tract located at 3468 Lee Street according to  
42 the present system of numbering property in College Park, Fulton County, Georgia (Fulton  
43 County Tax Parcel Identification Number: 14 015900100230).

44 **WHEREAS**, the health, safety and welfare of the citizens of the City will be positively  
45 impacted by the adoption of this Ordinance.

46           **BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF**  
47 **THE CITY OF COLLEGE PARK, GEORGIA**, and by the authority thereof:

48           **Section 1.** The following parcels of real property are hereby rezoned to the zoning  
49 designation of CI (Civil Industrial District) as said designation is described in Appendix A  
50 (“Zoning”) of the Code of Ordinances, City of College Park, Georgia:

- 51           • Fulton County Tax Parcel Identification Number: 14 015900100065
- 52           • Fulton County Tax Parcel Identification Number: 14 015900100057
- 53           • Fulton County Tax Parcel Identification Number: 14 015900100040
- 54           • Fulton County Tax Parcel Identification Number: 14 015900100032
- 55           • Fulton County Tax Parcel Identification Number: 14 015900100024
- 56           • Fulton County Tax Parcel Identification Number: 14 015900100016
- 57           • Fulton County Tax Parcel Identification Number: 14 015900100503
- 58           • Fulton County Tax Parcel Identification Number: 14 015900100180
- 59           • Fulton County Tax Parcel Identification Number: 14 015900100198
- 60           • Fulton County Tax Parcel Identification Number: 14 015900100206
- 61           • Fulton County Tax Parcel Identification Number: 14 015900100511
- 62           • Fulton County Tax Parcel Identification Number: 14 015900100230

63           **Section 2.** The rezoning of said parcels is indicated on the map entitled “Zoning Change  
64 R-4 Single Family to CI Civic Institutional 11-6-17,” a copy of which is attached hereto as  
65 Exhibit “A” and is incorporated herein by reference. The rezoning indicated in Section 1 herein  
66 and in Exhibit A attached hereto is to be noted on the official City of College Park Zoning Map  
67 approved by the City’s Mayor and Council as soon as reasonably possible following adoption of

68 this Ordinance, along with an editorial note on the official City of College Park Zoning Map  
69 specifying the parcels affected by this Ordinance and the date of adoption of this Ordinance.

70 **Section 3.** The preamble of this Ordinance shall be considered to be and is hereby  
71 incorporated by reference as if fully set out herein.

72 **Section 4.** (a) It is hereby declared to be the intention of the Mayor and Council that all  
73 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their  
74 enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

75 (b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest  
76 extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this  
77 Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this  
78 Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the  
79 greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this  
80 Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase  
81 of this Ordinance.

82 (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance  
83 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise  
84 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the  
85 express intent of the Mayor and Council that such invalidity, unconstitutionality or  
86 unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional  
87 or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or  
88 sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases,  
89 clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional,  
90 enforceable and of full force and effect.

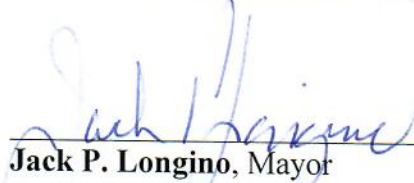
91 **Section 5.** All ordinances and parts of ordinances in conflict herewith are hereby  
92 expressly repealed.

93 **Section 6.** Penalties in effect for violations of the Zoning Ordinance of the City of  
94 College Park, Georgia at the time of the effective date of this Ordinance shall be and are hereby  
95 made applicable to this Ordinance and shall remain in full force and effect.

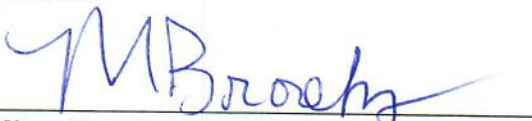
96 **Section 7.** The effective date of this Ordinance shall be the date of adoption unless  
97 otherwise specified herein.

98 **ORDAINED**, this 6 day of November, 2017.

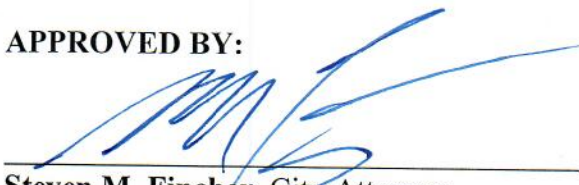
100 **CITY OF COLLEGE PARK, GEORGIA**

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105 **Jack P. Longino, Mayor**

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108 **ATTEST:**

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112 **Melissa Brooks, City Clerk**

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115 **APPROVED BY:**

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119 **Steven M. Fincher, City Attorney**

**EXHIBIT A**