

ORDINANCE NO. 24-15

To rezone property of Maria Amaya from a Medium-Density Single-Family Residential (R-3) Classification to a Neighborhood Commercial (C-1) Classification; to provide for an effective date; to provide for the repeal of conflicting ordinances; to provide for severability; and for other purposes.

WHEREAS, Maria Amaya has petitioned for rezoning of certain real property she owns from R-3 classification to C-1 classification;

WHEREAS, the application for rezoning appears to be in proper form and made by all owners of the Property sought to be rezoned;

WHEREAS, the rezoning is in conformity with the City of Dalton Joint Comprehensive Plan; and

WHEREAS, all other procedures as required by Georgia law have been followed.

NOW, THEREFORE, BE IT HEREBY ORDAINED, by the Mayor and Council of the City of Dalton, Georgia, as follows:

Section 1.

The real property as described in Exhibit “A” (the “Property”), which is attached to and incorporated herein as a part of this Ordinance, is hereby rezoned from R-3 classification to C-1 classification.

Section 2.

This Ordinance shall be effective as of the date of approval of this Ordinance.

Section 3.

The City Clerk is instructed to send a copy of this Ordinance to the Dalton-Whitfield Zoning Administrator with a request to record this rezoning on the Official Zoning Map of Whitfield County, Georgia.

Section 4.

All ordinances and parts of ordinances in conflict with this Ordinance are repealed.

Section 5.

It is hereby declared to be the intention of the Mayor and Council of the City of Dalton that the section, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or otherwise invalid by a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance.

SO ORDAINED this _____ day of _____, 2024.

The foregoing Ordinance received its first reading on _____ and a second reading on _____. Upon second reading a motion for passage of the ordinance was made by Councilmember _____, seconded by Councilmember _____, and upon the question the vote is _____ ayes, _____ nays, and the Ordinance is adopted.

ATTEST:

CITY CLERK

MAYOR/MAYOR PRO TEM

A true copy of the foregoing Ordinance has been published in two public places within the City of Dalton for five (5) consecutive days following passage of the above-referenced Ordinance as of _____.

CITY CLERK, CITY OF DALTON

EXHIBIT "A"

Tax Parcel ID # 12-255-02-024

All that tract or parcel of land lying and being in Land Lot No. 255 in the 12th District and 3rd Section of Whitfield County, Georgia, and being part of Lots Nos. 101, 102, and 103 of the W. L. Brown Subdivision, as shown by plat of record in Plat Book I, Page 63 (Plat Cabinet A, Slide 15), in the Office of the Clerk of the Superior Court of Whitfield County, Georgia, and described as follows: BEGINNING at the southwest corner of the intersection of Riverbend Road and Doris Street; thence south 21 degrees 26 minutes east along the westerly side of Riverbend Road 66 feet to an iron pin; thence south 85 degrees 21 minutes west 121.62 feet to an iron pin; thence north 2 degrees 14 minutes west 69.5 feet to a mark on a brick on the southerly side of Doris Street; thence north 88 degrees 56 minutes east along the southerly side of Doris Street 99.83 feet to the point of beginning.