

STATE OF GEORGIA  
CITY OF MCDONOUGH

ORDINANCE NO: 09-08-03 (A)

AN ORDINANCE TO AMEND THE ZONING MAP AND ZONING ORDINANCE OF THE CITY OF MCDONOUGH, GEORGIA; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN ADOPTION DATE; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES ALLOWED BY LAW.

**WHEREAS**, zoning is a matter within the purview of local governments pursuant to Article IX, Section 11, Paragraph IV of the Constitution of the State of Georgia; and

**WHEREAS**, the Code of Ordinances City of McDonough Title 17, Chapter 17.104, Section 17.104.020 provides procedures and regulations for the adoption of amendments to the zoning map and zoning ordinance for the City of McDonough; and

**WHEREAS**, proposed zoning map amendments presented to the Mayor and City Council for adoption subsequent to February 7, 2005, but prior to February 2008, may have a procedural defect that would lead to a judicial determination that they were not properly adopted; and

**WHEREAS**, the Mayor and City Council desire to readopt the majority of the proposed zoning map amendments presented to the Mayor and City Council between said period; and

**WHEREAS**, the health, safety, welfare, aesthetics and morals of the citizens of the City of McDonough, Georgia shall be improved and protected by readoption and implementation of the proposed zoning map and zoning text amendments which were presented to the Mayor and City Council between said period.

**Section I.**

**NOW THEREFORE, BE IT KNOWN**, the McDonough Mayor and City Council hereby amend the City of McDonough zoning map as follows:

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<b>Key</b>	
C-1 = Neighborhood Commercial District	R-100 = Single-Family Residential District
C-2 = Central Commercial District	R-85 = Single-Family Residential District
C-3 = Highway Commercial District	R-75 = Single-Family Residential District
C-4 = Hotel District	RM-75 = Multi-Family Residential District
M-1 = Light Industrial District	RTD = Residential Townhouse District
M-2 = Heavy Industrial District	RCD = Residential Condominium District
O-I = Office Institutional District	PUD = Planned Unit Development
RA-200 = Residential-Agricultural District	SUP = Special Use Permit

Reference year: 2005

<b>Property Location/Description</b>	<b>Present Zoning Action</b>
<b>Old Griffin Rd &amp; Henry Pkwy.</b> (81 East LLC)	The property presented for re-zoning in Ordinance 05-02-07001(Z) is hereby re-zoned from C-3 to RTD, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 1.
<b>Central Henry Kirkland Rd.</b> (Avalon Boulevard POD V)	The property presented for re-zoning in Ordinance 05-02-07002(A) is hereby re-zoned from M-1 (County) to M-1 (City), with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 2.
<b>Central Henry Kirkland Rd.</b> (Avalon Boulevard PODS T & U)	The property presented for re-zoning in Ordinance 05-02-07003(Z) is hereby re-zoned from PUD RTD to PUD C-2, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 3.

<p><b>Central Henry Kirkland Rd.</b> (Avalon Boulevard POD G)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-02-07004(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 4.</p>
<p><b>Central Henry Kirkland Rd.</b> (Avalon Boulevard POD Q)</p>	<p>The property presented for re-zoning in Ordinance 05-02-07005(Z) is hereby re-zoned from R-85/R-75 to PUD M-1 as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 5.</p>
<p><b>Central Henry Kirkland Rd.</b> (Avalon Boulevard PODS K &amp; L)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-02-07006(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 6.</p>
<p><b>Central Henry Kirkland Rd.</b> (Avalon Boulevard POD L)</p>	<p>The property presented for re-zoning in Ordinance 05-02-07007(Z) is hereby re-zoned from PUD RTD to PUD RM-75 Conditional Use as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 7.</p>

<p><b>Central Henry Kirkland Rd.</b> (Avalon Boulevard POD R)</p>	<p>The property presented for re-zoning in Ordinance 05-02-07008(Z) is hereby re-zoned from M-1 to PUD RM-75 Conditional Use as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 7, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 8.</p>
<p><b>349 Keys Ferry St.</b> (Stroud)</p>	<p>The property presented for re-zoning in Ordinance 05-02-21001(Z) is hereby re-zoned from R-85 to O-I, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 21, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 9.</p>
<p><b>BP Gas Station (Hwy. 42)</b> (Carter &amp; White Oil Co.)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-02-21001(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on February 21, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 10.</p>
<p><b>Old McDonough Rd.</b> ( Crown Summit PH 3 )</p>	<p>The property presented for re-zoning in Ordinance 05-03-21001(A) is hereby re-zoned from RA (County to RA-200 (City), with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on March 21, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 11.</p>

<p><b>SR 155 &amp; Racetrack Rd</b> (City Square Self Storage)</p>	<p>The property presented for re-zoning in Ordinance 05-04-040015(Z) is hereby re-zoned from C-3 to M-1, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 4, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 12.</p>
<p><b>423 Griffin St</b> (Jackson)</p>	<p>The property presented for re-zoning in Ordinance 05-04-18001(Z) is hereby re-zoned from M-1 to C-2 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 18, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 13.</p>
<p><b>263 Hampton St.</b> (BDS Diversified)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-04-18001(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on April 18, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 14.</p>
<p><b>Avalon Blvd. &amp; S. of Hwy. 20</b> (Richfield Partners)</p>	<p>The property presented for re-zoning in Ordinance 05-05-02001(Z) is hereby re-zoned from C-2 to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 2, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 15.</p>
<p><b>Iris Lake Rd.</b> (Sanders Walk PV VA)</p>	<p>The property presented for re-zoning in Ordinance 05-05-16001(A) is hereby re-zoned from RA (County) to RA-200 (City) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 16, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 16.</p>

<p><b>87 Sims St.</b> (Carr)</p>	<p>The property presented for re-zoning in Ordinance 05-05-16001(Z) is hereby re-zoned from R-100 to O-I with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 16, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 17.</p>
<p><b>98 North Cedar St.</b> (Shelton)</p>	<p>The property presented for re-zoning in Ordinance 05-05-16002(Z) is hereby re-zoned from R-100 to R-85 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 16, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 18.</p>
<p><b>365 Hampton St.</b> (Hiett)</p>	<p>The property presented for re-zoning in Ordinance 05-06-20001(Z) is hereby re-zoned from R-50 to C-2 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on June 20, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 19.</p>
<p><b>650 Tomlinson Rd.</b> (Millchase Development Co.)</p>	<p>The property presented for re-zoning in Ordinance 05-06-20001(A) is hereby re-zoned from RA (County) to RA-200 (City) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on June 20, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 20.</p>
<p><b>Farris Rd &amp; Avalon Rd.</b> (Hudgins Communities IV)</p>	<p>The property presented for re-zoning in Ordinance 05-06-20002(Z) is hereby re-zoned from RA (County) to RA-200 (City) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on June 20, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 21.</p>

<p><b>937 Hwy. 81 East</b> (Tate)</p>	<p>The property presented for re-zoning in Ordinance 05-07-18001(Z) is hereby re-zoned from RA-200 to C-2 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on July 18, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 22.</p>
<p><b>200 Turner St.</b> (Bassett Investment)</p>	<p>The property presented for re-zoning in Ordinance 05-08-15002(Z) is hereby re-zoned from R-100 to O-I with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on August 15, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 23.</p>
<p><b>130 Lowe St.</b> (Crawford)</p>	<p>The property presented for re-zoning in Ordinance 05-09-06001(Z) is hereby re-zoned from R-100 to R-75 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 6, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 24.</p>
<p><b>155 College St.</b> (McDonald/Schwendinger)</p>	<p>The property presented for re-zoning in Ordinance 05-09-06002(Z) is hereby re-zoned from RM-75 to R-50 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 6, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 25.</p>
<p><b>State Route 20 &amp; 81</b> (Racetrac Petroleum)</p>	<p>The property presented for re-zoning in Ordinance 05-09-12001(Z) is hereby re-zoned from C-1 to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 12, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 26.</p>

<p><b>55 Jonesboro Rd.</b> (A.O. Home Solutions)</p>	<p>The property presented for re-zoning in Ordinance 05-09-12002(Z) is hereby re-zoned from R-100 to C-2 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 12, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 27.</p>
<p><b>456 Industrial Blvd.</b> (Bowman)</p>	<p>The property presented for re-zoning in Ordinance 05-09-12003(Z) is hereby re-zoned from M-1 to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 12, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 28.</p>
<p><b>Hwy. 20 Parcel</b> (Highway 20 Ventures)</p>	<p>The property presented for re-zoning in Ordinance 05-10-17001(A)(Z) is hereby re-zoned from C-2 to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on October 17, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 29.</p>
<p><b>48 &amp; 50 Lawrenceville St.</b></p>	<p>The property presented for re-zoning in Ordinance 05-10-17004(Z) is hereby re-zoned from C-2 and R-100 to O-I as set forth in said Ordinance. Said property shall be subject to the condition(s) and/or variance(s) set forth in Ordinance 05-10-17004(Z) in addition to the zoning modifications set forth in Ordinance 06-03-23002(A)(Z) and Ordinance 08-05-19001(Z)(M). A copy of Ordinance 05-10-17004(Z) and supplemental material is attached as Exhibit A, tab 30. A copy of Ordinance 06-03-23002(A)(Z) and supplemental material is attached as Exhibit A, tab 30.</p>

<p><b>Charleston's Walk Subdivision</b></p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-10-17003(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on October 17, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 31.</p>
<p><b>119 Old Griffin Road (Mikayla's Place)</b></p>	<p>The property presented for re-zoning in Ordinance 05-11-21001(Z) is hereby re-zoned from R-50 to C-1 for an adaptive re-use (restaurant) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on November 21, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 32.</p>
<p><b>261 Macon Street (Ol' Cotton Gin)</b></p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-11-21002(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on November 21, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 33.</p>
<p><b>1467 Highway 20 West (Starbucks)</b></p>	<p>The property presented for re-zoning in Ordinance 05-12-05002(Z) is hereby re-zoned from C-2 to C-3 for an adaptive re-use (restaurant) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 5, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 34.</p>

<p><b>200 Hampton Street</b> (Voi La' Hair)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-12-05003(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on December 5, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 35.</p>
<p><b>South Point Mall (Hwy. 20)</b> (North American Properties)</p>	<p>The property presented for re-zoning in Ordinance 05-12-12(B) is hereby re-zoned as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 12, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 36.</p>
<p><b>750 Tomlinson Street</b> (Hardeman)</p>	<p>The property presented for re-zoning in Ordinance 05-12-19001(A)(Z) is hereby re-zoned from RA to R-75/R-85 as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 19, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 37.</p>
<p><b>335 Lake Dow Road</b> (Standard Properties)</p>	<p>The property presented for re-zoning in Ordinance 05-12-19002(A)(Z) is hereby re-zoned from RA to R-85 as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 19, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 38.</p>

<p><b>124 Atlanta Street</b> (Coastal Holdings)</p>	<p>The property presented for re-zoning in Ordinance 05-12-19003(Z) is hereby re-zoned from R-100 to O-I as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 19, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 39.</p>
<p><b>1155 State Route 81 East</b> (Elliott)</p>	<p>The property presented for re-zoning in Ordinance 05-12-19004(A)(Z) is hereby re-zoned from RA-(County) to RA-200 (City) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 19, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 40.</p>
<p><b>1107 McDonough Place</b> (Sasha's)</p>	<p>The zoning map of McDonough is hereby amended to allow for a SUP for massage services (maximum six (6) operators) for property presented for allowance of such SUP in Ordinance 05-12-19005(ZSUP). Said property shall be subject to such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 19, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 41.</p>
<p><b>273 Jonesboro Road</b> (McAllister)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 05-12-19006(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on December 19, 2005. A copy of said Ordinance and supplemental material is attached as Exhibit A, tab 42.</p>

Reference year: 2006

Property Location	Present Zoning Action
<p><b>1175 McGarity Road</b> (Arnold Estates)</p>	<p>The property presented for re-zoning in Ordinance 06-03-23001(A)(Z) is hereby re-zoned from RA (County) to R-85 (City) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on March 23, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 1.</p>
<p><b>Heritage Square Phase II</b> (Gerald Kopp)</p>	<p>The property presented for re-zoning in Ordinance 06-03-23004(A)(Z) is hereby re-zoned from C-2 (County) to O-1 (City) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on March 23, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 2.</p>
<p><b>Little Deer Trail Subdivision</b> (Gregory Brown)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 06-03-23004(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on March 23, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 3.</p>
<p><b>Lot 49 of Mountainbrook Village</b> (D.R. Horton)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 06-04-03001(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on April 3, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 4.</p>

<p><b>130 Lowe St.</b> (James Lee)</p>	<p>The property presented for re-zoning in Ordinance 06-04-17001(Z) is hereby re-zoned from R-100 to R-75 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 17, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 5.</p>
<p><b>903 Pavilion Pkwy, Ste P</b> (Turning Point Church)</p>	<p>The zoning map of McDonough is hereby amended to allow for a SUP for a church facility on property presented for allowance of such SUP in Ordinance 06-04-17002(ZSUP). Said SUP shall expire April 17, 2011. A copy of Ordinance 07-06-18002(SUP) and supplemental material is attached as Exhibit B, tab 6.</p>
<p><b>Parkview &amp; Parkside</b> (POD I &amp; J)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 06-04-17003(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on April 17, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 7.</p>
<p><b>Nail Dr. &amp; Nail Rd.</b> (Gerald Hudgins/Mike Horne)</p>	<p>The property presented for re-zoning in Ordinance 06-05-01001(A)(Z), with the exclusion of the property rezoned in Ordinance 08-12-15001(Z), is hereby re-zoned from RA (County) to (City) Planned Unit Development (PUD/RCD/RTD/C-2) with such condition(s) and/or variance(s) as set forth in Ordinance 06-05-01001(A)(Z) and as approved by the Council, relative to such property, on May 1, 2006. A copy of Ordinance 06-05-01001(A)(Z) and supplemental material is attached as Exhibit B, tab 8.</p>

<p><b>Nail Dr.</b> (Kenneth Howell)</p>	<p>The property presented for re-zoning in Ordinance 06-05-01002(A)(Z), with the exclusion of the property rezoned in Ordinance 07-09-17003(A)(Z), is hereby re-zoned from RA (County) to RA-200 (City) with such condition(s) and/or variance(s) as set forth in Ordinance 06-05-01002(A)(Z) and as approved by the Council, relative to such property, on May 1, 2006. A copy of Ordinance 06-05-01002(A)(Z) and supplemental material is attached as Exhibit B, tab 9. A copy of Ordinance 07-09-17003(A)(Z) and supplemental material is attached as Exhibit C, tab 26.</p>
<p><b>235 Bryan St.</b> (Withers/Radcliff Property)</p>	<p>The property presented for re-zoning in Ordinance 06-05-01003(Z) is hereby re-zoned from RM-75 to O-I (Adaptive Re-Use/law firm only) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 1, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 10.</p>
<p><b>1033 Highway 155 N</b> (The Caring Place)</p>	<p>The property presented for re-zoning in Ordinance 06-05-01005(ZSUP) is hereby re-zoned from O-I to O-I with SUP for expansion of the existing adult day care, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 1, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 11.</p>
<p><b>Hampton Street</b> (Vipul Patel/Commercial)</p>	<p>The property presented for re-zoning in Ordinance 06-05-01007(A)(Z), with the exclusion of the property rezoned in Ordinance 07-09-04001(Z), is hereby re-zoned from C-2 (County) to C-3 (City) with such condition(s) and/or variance(s) as set forth in Ordinance 06-05-01007(A)(Z) and as approved by the Council, relative to such property, on May 1, 2006. A copy of Ordinance 06-05-01007(A)(Z) and supplemental material is attached as Exhibit B, tab 12. A copy of Ordinance 07-09-04001(Z) and supplemental material is attached as Exhibit C, tab 19.</p>

<p><b>Hampton Street</b> (Vipul Patel/Residential)</p>	<p>The property presented for re-zoning in Ordinance 06-05-01008(A)(Z) is hereby re-zoned from RM (County) to RTD (City) with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 1, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 13.</p>
<p><b>Iris Lake Village, Racetrack Rd</b> (Randy Gibby)</p>	<p>The property presented for re-zoning in Ordinance 05-02-21002(Z) is hereby re-zoned from R-50 to RM-75. Said property shall be subject to such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 21, 2005. Said property shall also be subject to such condition(s) and/or variance(s) as set forth in Ordinance 06-05-01010 (ZMOD) and as approved by the Council, relative to such property, on May 1, 2006. Where any condition and or variance in Ordinance 06-05-01010 conflicts with any condition and or variance in Ordinance 05-02-21002(Z), the condition and or variance in Ordinance 06-05-01010 shall control. A copy of Ordinance 05-02-21002(Z) and supplemental material is attached as Exhibit B, tab 14. A copy of Ordinance 06-05-01010 (ZMOD) and supplemental material is attached as Exhibit B, tab 14.</p>
<p><b>College Street</b> (College Street Development)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 06-05-05001(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on May 15, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 15.</p>

<p><b>103 Keys Ferry Street</b> (O'Quinn/Cronin)</p>	<p>The property presented for re-zoning in Ordinance 06-06-05001(Z) is hereby re-zoned from R-75 to C-2 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on June 5, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 16.</p>
<p><b>Highway 81 East</b> (Patel)</p>	<p>The property presented for re-zoning in Ordinance 06-06-05002(Z) is hereby re-zoned from R-200 to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on June 5, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 17.</p>
<p><b>590 SR 155 South</b> (Winner's Circle Car Wash)</p>	<p>The property presented for re-zoning in Ordinance 06-07-10001(Z) is hereby re-zoned from C-3 to M-1 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on July 10, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 18.</p>
<p><b>Highway 81 West</b> (Hammer Real Estate of McDonough)</p>	<p>The property presented for re-zoning in 06-07-17003(A)(Z) is hereby re-zoned from RA (County) to (City) RA-200 and C-3 as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on July 17, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 19.</p>
<p><b>161 Racetrack Road</b> (United In Faith Christian Ministries)</p>	<p>The zoning map of McDonough is hereby amended to allow for a SUP for a church facility on property presented for allowance of such SUP in Ordinance 06-08-21001(ZSUP). Said SUP shall expire August 21, 2009. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 20.</p>

<p><b>1325 &amp; 1365 McDonough Parkway</b> (Lighthouse Gospel Ministries)</p>	<p>The zoning map of McDonough is hereby amended to allow for a SUP for expansion of the existing church facility on property presented for allowance of such SUP in Ordinance 06-09-05001(ZSUP). Said SUP shall be subject to such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 5, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 21.</p>
<p><b>North Valley Phase 1 &amp; 2</b> (DRA Development)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 06-10-30001(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on October 30, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 22.</p>
<p><b>The Exchange</b> (Commercial Subdivision)</p>	<p>The property presented for re-zoning in 06-10-30002(Z) is hereby re-zoned from M-1 and C-2 to C-3 as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on October 30, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 23.</p>
<p><b>401 Griffin Street</b> (Solomon)</p>	<p>The property presented for re-zoning in Ordinance 06-11-06001(Z) is hereby re-zoned from C-2 to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on November 6, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 24.</p>

<p><b>Lowe Street</b> (Elrod)</p>	<p>The property presented for re-zoning in Ordinance 06-11-06002(Z) is hereby re-zoned from R-100 to R-75 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on November 6, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 25.</p>
<p><b>101 Macon Street</b> (McDonough First Baptist Church)</p>	<p>The property presented for re-zoning in Ordinance 06-11-20001(Z) is hereby re-zoned from R-75 to O-I with a SUP for a church facility and such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on November 20, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 26.</p>
<p><b>Wesley Lakes Sub-Division</b> (Tim Jones Properties)</p>	<p>The property presented for re-zoning in Ordinance 06-12-04001(ZM) is hereby re-zoned as set forth in said Ordinance with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 4, 2006. However, to the extent that any of the zoning conditions, variances, stipulations and modifications set forth in Ordinance 06-12-04001(ZM) are in conflict with the "Settlement Agreement," dated November 6, 2008, between Tim Jones Properties, Inc. and the City of McDonough, such zoning conditions, variances, stipulations and modifications are hereby declared null and void. The provisions set forth in said November 6, 2008 Settlement Agreement shall supersede any zoning modifications or amendments set forth herein. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 27.</p>

<p><b>77 Sloan Street</b> (Hazlehurst House)</p>	<p>The property presented for re-zoning in Ordinance 06-12-04002(Z) is hereby re-zoned from O-I to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 4, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 28.</p>
<p><b>1155 Highway 81 East vicinity</b> (Elliott)</p>	<p>The property presented for re-zoning in Ordinance 06-12-04003(Z) is hereby re-zoned from RA-200 to C-2 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 4, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 29.</p>
<p><b>1407-1417 SR 20 West</b> (South Point Pavilion)</p>	<p>The property presented for re-zoning in Ordinance 06-12-04004(Z) is hereby re-zoned from C-2 to C-3 with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 4, 2006. Said property shall also be subject to such condition(s) and/or variance(s) as set forth in Ordinance 08-03-17003(ZM). Where any condition and or variance in Ordinance 06-12-04004(Z) conflicts with any condition and or variance in Ordinance 08-03-17003(ZM), the condition and or variance in Ordinance 08-03-17003(ZM) shall control. A copy of Ordinance 06-12-04004(Z) and supplemental material is attached as Exhibit B, tab 30.</p>
<p><b>The Estates at Cameron Manor</b> (P I &amp; P II)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 06-12-18001(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on December 18, 2006. A copy of said Ordinance and supplemental material is attached as Exhibit B, tab 31.</p>

**Reference year 2007**

Property Location/Description	Present Zoning Action
<p><b>SR 20/81 @ Autumn Lake Drive</b> (M &amp; M Office Retail Center)</p>	<p>The property presented for re-zoning in Ordinance 07-02-05(A)(Z) is hereby re-zoned from RA to C-2, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on February 5, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 1.</p>
<p><b>SR 155 N &amp; Pinnacle Lane</b> (Pinnacle Point)</p>	<p>The McDonough zoning map is hereby amended with such zoning condition(s) and/or variance(s) as set forth in Ordinance 07-04-02001(ZM) and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 2.</p>
<p><b>Hwy 81 East</b> (Charleston's Walk)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 07-04-02002(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said Ordinance and approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 3.</p>
<p><b>58 Johnson Street</b> (Blacksville Convenient Store)</p>	<p>The property presented for re-zoning in Ordinance 07-04-02003(Z) is hereby re-zoned from R-50 to C-1 and R-50 to R-50 as set forth in said Ordinance, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 4.</p>
<p><b>SR 155 North &amp; Judy Drive</b> (Rainer Place)</p>	<p>The McDonough zoning map is hereby amended with such condition(s) and/or variance(s) as set forth in Ordinance 07-04-02004(ZM) and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 5.</p>

<p><b>New Orleans Way</b> (City Square Sub)</p>	<p>The property presented for re-zoning in Ordinance 07-04-02005(Z) is hereby re-zoned from RA-200 to PUD-R-50, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 6.</p>
<p><b>30 Woodruff Street</b> (Davis Law Firm)</p>	<p>The property presented for re-zoning in Ordinance 07-04-02006(Z) is hereby re-zoned from R-100 to O-I, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 7.</p>
<p><b>330 Macon Street</b> (House of Deliverance)</p>	<p>The property presented for re-zoning in Ordinance 07-04-02008(ZSUP) is hereby re-zoned from C-3 to O-I with SUP for a place of worship, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 8.</p>
<p><b>Intersection at Jonesboro Rd &amp; McDonough Pkwy Ext.</b> ( Jonesboro Rd Apartments)</p>	<p>The property presented for re-zoning in Ordinance 07-04-02009(Z) is hereby re-zoned from C-3 to RM-75, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 9.</p>
<p><b>265 Old Griffin Road</b> (Holiday Investments)</p>	<p>The property presented for re-zoning in Ordinance 07-04-02010(Z) is hereby re-zoned from M-1 to C-1, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 2, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 10.</p>

<p><b>1279 Hampton Road</b> (Econo Lodge)</p>	<p>The property presented for re-zoning in Ordinance 07-04-16001(A)(Z) is hereby re-zoned from C-2 to C-4, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on April 16, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 11.</p>
<p><b>SR 81 &amp; Travis Road</b> Sonic</p>	<p>The property presented for re-zoning in Ordinance 07-05-21001(ZV) is hereby re-zoned from C-2 to C-3, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 21, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 12.</p>
<p><b>234 Hampton Street</b> (Adamson Property)</p>	<p>The property presented for re-zoning in Ordinance 07-05-21002(Z) is hereby re-zoned from RM-75 to C-2, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on May 21, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 13.</p>
<p><b>Jonesboro Rd &amp; Hampton St</b> (First National Bank)</p>	<p>The property presented for re-zoning in Ordinance 07-06-18001(Z) is hereby re-zoned from RM-75 and OI to C-2, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on June 18, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 14.</p>
<p><b>303 Olde Town Way</b> (French Manicure)</p>	<p>The zoning map of McDonough is hereby amended to allow for a SUP for a personal care establishment (nail salon) for property presented for allowance of such SUP in Ordinance 07-06-18002(SUP). Said SUP is hereby allowed for a time period not to exceed 14 months from the effective date of this ordinance. A copy of Ordinance 07-06-18002(SUP) and supplemental material is attached as Exhibit C, tab 15.</p>

<p><b>Hwy 81/Racetrack &amp; Travis Rd</b> (Hwy 81 East Retail)</p>	<p>The property presented for re-zoning in Ordinance 07-08-06002(A)(Z) is hereby re-zoned from RA-200 to C-2 and M-1 &amp; C-2 with conditions to C-2, as set forth in said Ordinance, with such conditions as set forth in said Ordinance and as approved by the Council, relative to such property, on August 6, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 16.</p>
<p><b>1035 Highway 81 East</b> (Vickery Property)</p>	<p>The property presented for re-zoning in Ordinance 07-08-06005(A)(Z) is hereby re-zoned from RA to RA-200, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on August 6, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 17.</p>
<p><b>SR 81 East &amp; Lake Dow Rd</b> (Shoppes of Lake Dow)</p>	<p>The property presented for re-zoning in Ordinance 07-08-06006(Z) is hereby re-zoned from C-2 to C-3 and RA-200 to C-3, as set forth in said Ordinance, with such conditions as set forth in said Ordinance and as approved by the Council, relative to such property, on August 6, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 18.</p>
<p><b>Racetrack Rd &amp; Iris Lake Village Rd.</b> (Iris Lake Village Shopping Center)</p>	<p>The zoning map of McDonough is hereby amended so that the property presented for modification in Ordinance 07-08-06004(ZM) is hereby subject to such condition(s) and variance(s) as set forth in said ordinance. Said property shall also be subject to such condition(s) and/or variance(s) as set forth in Ordinance 08-07-21001(ZM). Where any condition and or variance in Ordinance 07-08-06004(ZM), or any other Ordinance relating to such property conflicts with any condition and or variance in 08-07-21001(ZM), the condition and or variance in Ordinance 08-07-21001(ZM) shall control. A copy of Ordinance 07-08-06004(ZM) and supplemental material is attached as Exhibit C, tab 19.</p>
<p><b>SR 20 &amp; 81</b> (Sable Chase Fuel Station)</p>	<p>The zoning map of McDonough is hereby amended so that the property presented for modification in Ordinance 07-09-04001(Z) is hereby subject to such condition(s) and variance(s) as set forth in said ordinance. A copy of said ordinance and supplemental material is attached as Exhibit C, tab 20.</p>

<p><b>SR 20 &amp; 81</b> (Hilton Garden Inn)</p>	<p>The property presented for re-zoning in Ordinance 07-09-04002(Z) is hereby re-zoned from C-3 to C-4, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 4, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 21.</p>
<p><b>Old Griffin Road</b> (Old Griffin Senior Manor)</p>	<p>The property presented for re-zoning in Ordinance 07-09-04003(Z) is hereby re-zoned from M-1 to RM-75, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 4, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 22.</p>
<p><b>245 Atlanta Street</b> ODD Hour Hair Salon</p>	<p>The zoning map of McDonough is hereby amended to allow for a SUP for the operation of a personal services establishment upon the property presented for allowance of such SUP in Ordinance 07-09-04004(ZSUP). Said SUP shall remain in effect for so long as Scherray Moore maintains a valid lease on said property. A copy of Ordinance 07-09-04004(ZSUP) and supplemental material is attached as Exhibit C, tab 23.</p>
<p><b>119 Griffin Street</b> (Rucker Property)</p>	<p>The property presented for re-zoning in Ordinance 07-09-04005(Z) is hereby re-zoned from RM-75 to OI, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 4, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 24.</p>
<p><b>200 Highway 81 West</b> (SONS Honda)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 07-09-17001(Z) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said ordinance and approved by the Council, relative to such property, on September 17, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 25.</p>

<p><b>230 Hampton Street</b> (Hal Moore)</p>	<p>The property presented for re-zoning in Ordinance 07-09-17002(A)(Z) is hereby re-zoned from RM-75 to C-2, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 17, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 26.</p>
<p><b>Nail Drive</b> (Morton Hudgins Enterprises)</p>	<p>The property presented for re-zoning in Ordinance 07-09-17003(A)(Z) is hereby re-zoned from RA to R-50, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on September 17, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 27.</p>
<p><b>Old McDonough Rd-McDonough Pkwy</b> (Crown Summit Daycare)</p>	<p>The property presented for re-zoning in Ordinance 07-09-17004(ZSUP) is hereby re-zoned from R-75 to C-2 and R-50 to C-2 as set forth in said Ordinance, with such conditions as set forth in said Ordinance and as approved by the Council, relative to such property, on September 17, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 28.</p>
<p><b>1124 McDonough Place</b> (Mona-Le-Sa Beauty Salon)</p>	<p>The zoning map of McDonough is hereby amended to allow for a SUP for the operation of a personal care establishment (hair salon) upon the property presented for allowance of such SUP in Ordinance 07-10-15002(SUP). Said amendment shall include all conditions and requirements set forth in said Ordinance and approved by the Council, relative to such property, on October 15, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 29.</p>
<p><b>Regency Park Drive</b> (Bask McDonough Hotel)</p>	<p>The property presented for re-zoning in Ordinance 07-10-15003(Z) is hereby re-zoned from C-2 to C-4, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on October 15, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 30.</p>

<p><b>Old Griffin Road &amp; Hwy 42</b> (Craven Laundry-Mat)</p>	<p>The zoning map of McDonough, pertaining to property presented for re-zoning and modification in Ordinance 07-10-15004(Z), is hereby amended as set forth in said Ordinance and as approved by the Council, relative to such property, on October 15, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 31.</p>
<p><b>67 Keys Ferry Street</b> Harding Plumbing</p>	<p>The property presented for re-zoning in Ordinance 07-11-05001(Z) is hereby re-zoned from OI to C-2, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on November 5, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 32.</p>
<p><b>Tomlinson St</b> (Lakemont Subdivision)</p>	<p>The McDonough zoning map is hereby amended so that the zoning conditions for the property presented for modification in Ordinance 07-11-19001(ZM) are hereby amended to incorporate the condition(s) and/or variance(s) set forth in said ordinance and as approved by the Council, relative to such property, on November 19, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 33.</p>
<p><b>Zack Hinton Parkway</b> (Commerce Place)</p>	<p>The property presented for re-zoning in Ordinance 07-11-19002(Z) is hereby re-zoned from C-3 to M-1, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on November 19, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 34.</p>
<p><b>364 Hwy 81 East</b> (Carmichael Motor Co.)</p>	<p>The property presented for re-zoning in Ordinance 07-11-19003(Z) is hereby re-zoned from C-3 to M-1, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on November 19, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 35.</p>

<p><b>158 John Frank Ward Blvd</b> Baines Convenient Store</p>	<p>The McDonough zoning map is hereby amended so that the property presented for zoning variance in Ordinance 07-11-19004(VAR) is hereby permitted said variance(s) as set forth in said ordinance and as approved by the Council, relative to such property, on November 19, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 36.</p>
<p><b>Avalon Court &amp; Avalon Pkwy</b></p>	<p>The property presented for re-zoning in Ordinance 07-12-03001(Z) is hereby re-zoned from C-2 to C-4 as set forth in said Ordinance, with such conditions as set forth in said Ordinance and as approved by the Council, relative to such property, on December 3, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 37.</p>
<p><b>80 Hwy 81 West</b> Comfort Suites</p>	<p>The property presented for re-zoning in Ordinance 07-12-03002(A)(Z) is hereby re-zoned to C-4, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 3, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 38.</p>
<p><b>569 Macon St</b> (Sonya's Play Pen)</p>	<p>The property presented for re-zoning in Ordinance 07-12-03003(Z) is hereby re-zoned from M-1 to C-3, with such condition(s) and/or variance(s) as set forth in said Ordinance and as approved by the Council, relative to such property, on December 3, 2007. A copy of said Ordinance and supplemental material is attached as Exhibit C, tab 39.</p>

**Section II.**

- a. It is hereby declared to be the intention of the Mayor and Council that all Sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.
- b. It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every Section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other Section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no Section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other Section, paragraph, sentence, clause, or phrase of this Ordinance.
- c. In the event that any phrase, clause, sentence, paragraph or Section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or Sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and Sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

**Section III.**

All ordinances or resolutions and parts of ordinances or resolutions in conflict herewith are hereby expressly repealed.

**Section IV.**

It is the intention of the governing body, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, City of McDonough, Georgia, and the sections of this Ordinance may be renumbered, if necessary, to accomplish such intention.

**Section V.**

The effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

SO ORDAINED, this 3 day of August, 2009.

CITY OF MCDONOUGH, GEORGIA