

**ZONING COMMITTEE
MINUTES
WEDNESDAY, FEBRUARY 24, 2010**

The regularly scheduled meeting of the Zoning Committee was held on **Wednesday, February 24, 2010** in Council Chambers, at 11:15 a.m.

The following members were present:

**The Honorable Aaron Watson, Chair
The Honorable Cleta Winslow, Vice Chair
The Honorable Carla Smith
The Honorable Howard Shook
The Honorable Ivory Lee Young, Jr.**

The following member was absent

The Honorable Keisha Lance Bottoms

Others present at the meeting were: Zoning Administrator Charletta Wilson-Jacks, Department of Planning and Community Development; City Attorneys Lem Ward and Jeffery Heymore, Law Department; and members of the Public and Council staff.

A. ADOPTION OF AGENDA - ADOPTED

B. APPROVAL OF MINUTES - APPROVED

CONSENT AGENDA

C. ORDINANCES FOR FIRST READING

10-O-0336 (1) An Ordinance by Zoning Committee to rezone from the RG-2
Z-10-02 (Residential General-Sector 2) District to the RG-3
 (Residential General-Sector 3) District, property located at
 1017 Westview Drive, SW, fronting approximately 328 feet
 on the northeasterly side of Westview Drive and
 approximately 275 feet on the east side of Agnes Jones Place
 and approximately 416.40 feet on the west side of Abbott
 Street.

Depth:	Varies
Area:	3.48 Acres
Land Lot:	116, 14 th District, Fulton County, Georgia
Applicant:	Rex Bray
Owner:	Columbia Plaza 1, LP
NPU-T	Council District 4

CONSENT AGENDA

C. ORDINANCES FOR FIRST READING (CONT'D)

FAVORABLE - TO BE REFERRED ZRB AND ZONING COMMITTEE

10-O-0337 (2)
U-10-07 An Ordinance by Zoning Committee granting a Special Use Permit pursuant to Section 16-05.005 (l) (c) for a Church, property located at **4400 Peachtree Dunwoody Road, NE**, fronting approximately 431 feet on the west side of Peachtree Dunwoody Road and approximately 714 feet on the north side of Loridans Drive and at the northwestern intersection of Peachtree Dunwoody and Loridans Drive.

Depth: Varies
Area: 07.99 Acres
Land Lot: 42, 17th District, Fulton County, Georgia
Applicant: Leslee C. Evans
Owner: Emory Boyd, Chair of Trustee Board/St. James United Methodist Church

NPU-B Council District 7

FAVORABLE - TO BE REFERRED ZRB AND ZONING COMMITTEE

10-O-0404 (3)
U-10-05 An Ordinance by Zoning Committee granting a Special Use Permit pursuant to Section 16-06.005 (l) (g) for a Day Care Center, property located at **1777 Marvin Street, NW**, fronting approximately 50 feet on the east side of Marvin Street beginning approximately 300 feet from the southeast corner of Marvin Street and Harper Street.

Depth: Approximately 250 Feet
Area: 0.286 Acre
Land Lot: 187, 17th District, Fulton County, Georgia
Applicant: Heather Wolf
Owner: Alexander G. Wolf

NPU-D Council District 9

FAVORABLE - TO BE REFERRED ZRB AND ZONING COMMITTEE

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CONSENT AGENDA

C. ORDINANCES FOR FIRST READING (CONT'D)

- 10-O-0405 (4) An Ordinance by Zoning Committee granting a Special Use
U-10-06 Permit pursuant to Section 16-12.005 (l) (e) for a
Broadcasting Towers and Line-Of-Site Relay Devices for
Telephonic, Radio or Television Communications, property
located at **949 Confederate Avenue, SE**, fronting
approximately 50 feet on the southwest side of Confederate
Avenue at the CSX Railway.
Depth: Varies
Area: 0.59 Acre
Land Lot: 23, 14th District, Fulton County, Georgia
Applicant: T-Mobile South, LLC c/o Lannie Greene
Owner: Crown Castle c/o Paul Rehm
NPU-W Council District 1

**FAVORABLE – TO BE REFERRED ZRB AND ZONING
COMMITTEE**

REGULAR AGENDA

D. ORDINANCES FOR SECOND READING

- 10-O-0030 (1) An Ordinance by Councilmember Aaron Watson to
Z-09-36 rezone property having a street address or Tax Parcel
Identification Number (as applicable) of 17-0183-LL-143-2,
1100 Moores Mill Road, 1110 Moores Mill Road, 17-0183-LL-
172, 17-0183-LL-171, 1120 Moores Mill Road, 1124 Moores
Mill Road, 1128 Moores Mill Road, 17-083-LL-097-0, 1150
Moores Mill Road, 1160 Moores Mill Road, 1164 Moores Mill
Road, 1168 Moores Mill Road, 958 Nawench Drive, 970
Nawench Drive, 980 Nawench Drive, 1000 Nawench Drive,
1014 Nawench Drive, 1028 Nawench Drive, 1042 Nawench
Drive, 1058 Nawench Drive, 1078 Nawench Drive, 1090
Nawench Drive, 1089 Nawench Drive, 1075 Nawench Drive,
1055 Nawench Drive, 1045 Nawench Drive, 1035 Nawench
Drive, 1025 Nawench Drive, 1015 Nawench Drive, 1011
Nawench Drive, and 997 Nawench Drive, from R-3 (Single-
Family Residential) to R-2B (Single-Family Residential); and
for other purposes. **(Referred back by Council 2/15/10)**

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D. ORDINANCES FOR SECOND READING (CONT'D)

Councilmember Winslow made a motion to approve. The vote was unanimous.

FAVORABLE

10-O-0324 (2)
U-79-12 An Ordinance by Zoning Committee to amend Ordinance U-79-12, as adopted by the City Council on November 2, 2009 and approved by the Mayor on November 6, 2009, for the purpose of approving a Transfer of Ownership for a Special Use Permit for a Day Care Center for property located at **2062 Childress Drive, SW**; and for other purposes.

Councilmember Young made a motion to approve. The vote was unanimous.

FAVORABLE

E. ZRB SUMMARY REPORT

F. PAPERS HELD IN COMMITTEE

10-O-0013 (1)
Z-07-113 An Ordinance by Councilmember Aaron Watson **as substituted and amended by Zoning Committee** to rezone from the I-1-C (Light Industrial-Conditional) District to the MRC-3 (Mixed Residential Commercial) District, property located at **430 and 460 Englewood Avenue, SE**, fronting approximately 678 feet on the north side of Englewood Avenue beginning approximately 132 feet from the northeast corner of Mailing Avenue. **(Held on substitute as amended 1/13/10 at the request of the District Councilmember)**

Depth: Approximately 1,010 Feet
Area: Approximately 10.32 Acres
Land Lot: 42, 14th District, Fulton County, Georgia
Owner: JWGST LLC/Joseph Wiles
Applicant: Jason Fritz
NPU-Y Council District 1

HELD

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F. PAPERS HELD IN COMMITTEE (CONT'D)

10-O-0018 (2) An Ordinance by Councilmember Aaron Watson **as**
Z-08-73 **substituted and amended by Zoning Committee** to rezone
from the R-4 (Single Family Residential) and NC-2
(Neighborhood Commercial) Districts to the NC-2
(Neighborhood Commercial) District, properties located at
1146 Portland Street, SE, 1152 Portland Street, SE, 1131
Glenwood Avenue, SE, 1137 Glenwood Avenue, SE
525/527 Moreland Avenue, SE, 529 Moreland Avenue, SE,
535 Moreland Avenue, SE and 537 Moreland Avenue, SE
fronting approximately 250 feet on the north side of Portland
Avenue, approximately 300 feet on the west side of Moreland
Avenue and approximately 250 feet on the south side of
Glenwood Avenue. **(Substituted and held 1/13/10 at the
request of the District Councilmember)**

HELD

10-O-0035 (3) An Ordinance by Councilmember Aaron Watson granting a
U-09-22 Special Use Permit for a Day Care Center pursuant to Section
16-08.005 (l) (b) for property located at **3751 Martin Luther**
King, Jr. Drive, SW, fronting approximately 165 feet on the
southeasterly side of Martin Luther King, Jr. Drive at the
northeastern intersection of Martin Luther King, Jr. Drive
and Bolton Road. **(Held 1/27/10 at the request of the
District Councilmember)**

Depth	Varies
Area:	Approximately 5.8 Acres
Land Lot:	15, 14 th District, Fulton County, Georgia
Owner:	Charitable Connections, Inc.
Applicant:	Charitable Connections, Inc./Michelle R. Uchiyema

NPU-H

Council District 10

HELD

SUMMARY REPORT
February 24, 2010

LEGISLATION NUMBER	ZONING NUMBER	LOCATION (NPU/CD)	CHANGE	STAFF RECOMM.	NPU RECOMM.	ZRB RECOMM
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ADVERSE

10-O-0047	Z-09-47	1746 Defoor Avenue (a.k.a. 1748 Defoor) D-9	R-4 to C-1	Denial	Denial	Denial
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Councilmember Shook made a motion to adverse. The vote was unanimous.

FILE

10-O-0206	Z-09-58	1828 and 1836 Memorial Drive, SE O-5	RG-3 and R4-A to C-1	File	Denial	File
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Councilmember Smith made a motion to file. The vote was unanimous.

10-O-0044	Z-09-32	1431 LaFrance Street, NE (formerly known as 100 Hutchinson Street, NE) O-5	R-5 to MR-3	File	Deferral	File
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Councilmember Shook made a motion to file. The vote was unanimous.

