

**ZONING COMMITTEE
MINUTES
WEDNESDAY, MARCH 27, 2013
9:30 A. M.**

The regularly scheduled meeting of the Zoning Committee was held on **Wednesday, March 27, 2013** in Committee Room #2, at 9:30 a.m.

The following members were present:

**The Honorable Keisha Lance Bottoms, Chair
The Honorable Alex Wan, Vice Chair
The Honorable Howard Shook
The Honorable Carla Smith
The Honorable Joyce Sheperd**

The following member was absent:

The Honorable Ivory Lee Young, Jr.

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

- A. ADOPTION OF AGENDA - ADOPTED**
- B. APPROVAL OF MINUTES - APPROVED**
- C. ORDINANCES FOR SECOND READING**

13-O-0517 (1)
**U-82-21/
(TR-12-004-A)** An Ordinance by Zoning Committee to amend Ordinance 13-O-0112 (TR-12-004) and U-82-21 as adopted by the City Council on July 6, 1982 and approved by the Mayor on July 14, 1982 and subsequently transferred pursuant to adoption by the City Council on February 4, 2013 and approved by the Mayor without signature by Operation of Law on February 19, 2013 for the purposes of amending the name of the recipient of the Transfer of Ownership for a Special Use Permit for a Day Care Center for property located at **799 Hutchens Road, SE**; and for other purposes.

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

FAVORABLE

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C. ORDINANCES FOR SECOND READING (CONT'D)

13-O-0612 (2) An Ordinance by Councilmember Natalyn Archibong authorizing the installation of Public Art (A Mural Entitled "GOBIND), at 381 Moreland Avenue, Atlanta, GA as pursuant to Code Section 16-28.025 of the 1982 Zoning Ordinance of the City of Atlanta; and for other purposes.

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

FAVORABLE

D. ZRB SUMMARY REPORT

E. PAPERS HELD IN COMMITTEE

10-O-0013 (1) 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. **(Substituted as amended and held 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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E. PAPERS HELD IN COMMITTEE (CONT'D)

11-O-0533 (2)
Z-11-12 An Ordinance by Councilmember Natalyn Mosby Archibong **as substituted (#4) by Zoning Committee** to amend Chapter 32B NC-2 East Atlanta Village Neighborhood Commercial District of the 1982 Zoning Ordinance of the City of Atlanta Code of Ordinances for the purpose of adding specific Regulations; and for other purposes. **(Substituted and held 6/13/12) (Substituted and held 3/13/13) (Substituted and referred to ZRB 3/27/13)**

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

11-O-0692 (3)
U-11-16 An **Amended** Ordinance by Zoning Committee granting a Special Use Permit pursuant to Section 16-28.023 (2)(c)(3) and Section 16-28.027 (3)(c) of the City of Atlanta Zoning Ordinance for a Transfer of Excess Development Rights. Said use is granted to Atlanta BeltLine, Inc. (Recipient Parcel) its successors, assigns and all subsequent owners and are to be transferred from the **544 North Angier Avenue, NE (Donor Parcel)**. **(Referred back by Full Council 7/18/11) (Amended and held 7/27/11)**

HELD

11-O-0693 (4)
U-11-17 An **Amended** Ordinance by Zoning Committee granting a Special Use Permit pursuant to Section 16-28.023(2)(c)(3) and Section 16-28.027 (3)(c) of the City of Atlanta Zoning Ordinance for a Transfer of Excess Development Rights. Said use is granted to Atlanta BeltLine, Inc. (Recipient Parcel) its successors, assigns and all subsequent owners and are to be transferred from **641 (C 665) North Avenue, NE (Perlman Tract) (Donor Parcel)**. **(Referred back by Full Council 7/18/11) (Amended and held 7/27/11)**

HELD

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E. PAPERS HELD IN COMMITTEE (CONT'D)

11-O-0824 (5) An Ordinance by Zoning Committee to amend Section 6-4028 and to create Section 6-4028.1 of the Land Development Code, Part III of the Code of Ordinances, so as to change the Deferral Fee for Variance and Special Exception Applications before the Board of Zoning Adjustment to a flat fee for each instance that the Board grants an applicant's request for deferral to a subsequent public hearing on the application; and for other purposes. **(Held 6/15/11) (Public Hearing held 5/2/12)**

HELD

11-O-0857 (6) An **Amended** Ordinance by Zoning Committee granting a Special Use Permit pursuant to Section 16-28.023 (2)(c)(3) and Section 16-28.027 (3)(c) of the City of Atlanta Zoning Ordinance for a Transfer of Excess Development Rights. Said use is granted to Atlanta BeltLine, Inc., (Recipient Parcel) its successors, assigns and all subsequent owners and are to be transferred from **690 Morgan Street, NE**, (a.k.a. 0 North Avenue Tax Parcel Identification 14-0018-0001-026-5), **(Donor Parcel)**. **(Referred back by Full Council 7/18/11) (Held 7/27/11)**

HELD

13-O-0330 (7) An Ordinance by Zoning Committee to amend the 1982 Zoning Ordinance of the City of Atlanta, as amended, so as to create a new Chapter to be entitled 20Q, Collier Heights Historic District; to establish Overlay Regulations for said District; to enact, by reference and incorporation, a map establishing the boundaries of said District; and to designate and zone all properties lying within the boundaries of said District to the Overlay Zoning Category of Historic District (HD) pursuant to Chapter 20 of the Zoning Ordinance of the City of Atlanta, rezoning from R-3 (Single-Family Residential), R-3A (Single-Family Residential), R-4 (Single-Family Residential), MR-3 (Multi-Family Residential), MR-4-A (Multi-Family Residential), and PD-H (Planned Development-Housing) to R-3/HD (Single-Family Residential/Historic

SUMMARY REPORT
March 27, 2013

LEGISLATION NUMBER	ZONING NUMBER	LOCATION (NPU/CD)	CHANGE	STAFF RECOMM	NPU RECOMM	ZRB RECOMM
12-O-1748	Z-12-39/Z-02-10	2259 Cottage Grove Avenue, SE O-5	PD-H to PD-H	Approval Conditional	Approval	Approval Conditional
Councilmember Wan made a motion to approve as amended. The vote was unanimous.						
12-O-1750	Z-12-45	1990 Brookview Drive, NW	R-3A to PD-H	Approval Conditional	Approval	Approval Conditional
Councilmember Wan made a motion to approve as amended. The vote was unanimous.						

**FAVORABLE AS
AMENDED**

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E. PAPERS HELD IN COMMITTEE (CONT'D)

District), R-3A/HD (Single-Family Residential/Historic District), R-4/HD (Single-Family Residential/ Historic District), MR-3/HD (Multi-Family Residential/Historic District), MR-4-A/HD (Multi-Family Residential/Historic District), and PD-H/HD (Planned Development-Housing/Historic District), to repeal conflicting Laws; and for other purposes. **(Held 3/27/13 at the request of the Councilmember of the District)**

HELD

LINK TO ZRB PENDING LEGISLATION

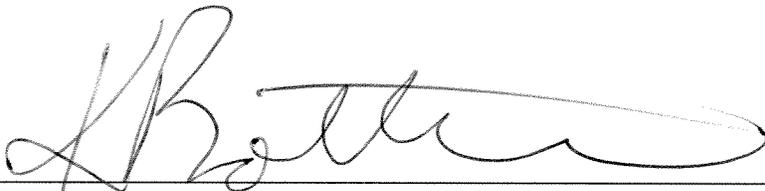
<http://citycouncil.atlantaga.gov/2013/pendingzrb.htm>

There being no further business to come before the Zoning Committee the meeting was adjourned at 10:00 a.m.

Respectfully submitted:



Angela H. Campbell, Legislative Assistant



The Honorable Keisha Lance Bottoms, Chair