# **DeKalb County Department of Planning & Sustainability**

# 178 Sams Street, Decatur, GA 30030

(404) 371-2155 / www.dekalbcountyga.gov/planning

Planning Commission Hearing Date: September 12, 2023 Board of Commissioners Hearing Date: September 28, 2023

#### **STAFF ANALYSIS**

Case No.:	SLUP-23-1246543	<b>Agenda #:</b> 2023-087	73
Location/Address:	7566 Union Grove Rd. Lithonia GA 30058	Commission District	t: 05 Super District: 07
Parcel ID(s):	16-186-01-007		
Request:	Special Land Use Permit (SLUP) operate a personal care home (PCH) for seven (7) or more individuals		
<b>Property Owner(s):</b>	Tawanda & Vincent Vauss		
Applicant/Agent:	Tawanda Vauss		
Acreage:	2.91		
<b>Existing Land Use:</b>	Single family residential		
Surrounding Properties:	North: R-85 East: R-85 South: R-85 West: R-85		
Comprehensive Plan:	Suburban (SUB)	X Consistent	Inconsistent

#### **Staff Recommendation:** Denial

The request is for a SLUP that would allow the expansion of the existing personal care home (SLUP 17-21824) from up to six (6) individuals to seven (7) or more individuals. While the 2017 SLUP application demonstrated alignment with the *Zoning Ordinance* and is in harmony with the overarching objectives outlined in the *Comprehensive Plan*, the current applications for rezoning and a new SLUP to accommodate seven (7+) or more individuals do not.

The submitted site plan for the personal care home shows five (5) bedrooms may be insufficient to accommodate seven or more individuals. This discrepancy between the intended capacity and the available bedrooms as well as sewer capacity potentially reaching its limit with additional residents within the facility raises questions about the adequacy of the existing construction to support the intended use.

Although the proposed use of the property as a residential home conforms with the existing residential neighborhood, the increased number of residents would make this property an outlier and fails to comply with Sec. 7.4.6 A. The subject property is surrounded by R-85 zoning with limited RSM zoning across the southern intersection of Union Grove Road and Pittston Farms Road. (As per the companion case to rezone

the lot to RSM for this use.) Typically, personal care homes for seven (7) or more individuals tend to be permitted in higher-density and institutional zonings per the ordinance, these being Mixed-Use, Light Commercial, and Office-Institutional districts for example.

Projected impacts on traffic and access routes are anticipated to be minimal. Safety considerations, encompassing both pedestrian and vehicular access, appear to be sufficient. Operational patterns are expected to align with typical residential norms. However, approving increased capacity at this location would require a rezoning of the property. Staff has recommended denial for the companion rezoning application (Z-23-1246542), on the account that the site is inadequate for that amount of individuals according to SLUP criteria. 7.4.6. C which states, "Adequacy of public services, public facilities, and utilities to serve the proposed use." as a criteria to determine SLUPs.

Prepared 9/1/2023 by: LC Page 2 SLUP-23-



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

NOTE: PLEASE RETURN ALL COMMENTS VIA EMAIL TO EXPEDITE THE PROCESS TO JOHN REID <u>jreid@dekalbcountyga.gov</u> AND/OR LASONDRA HILL <u>lahill@dekalbcountyga.gov</u>

# COMMENTS FORM: PUBLIC WORKS WATER AND SEWER

Case No.:	Parcel I.D. #:	
Address:		
WATER:		
Size of existing water main:		(adequate/inadequate)
Distance from property to nearest main:	Size of lin	e required, if inadequate:
SEWER:		
Outfall Servicing Project:		
Is sewer adjacent to property: Yes	No If no, distance to nearest line:	:
Water Treatment Facility:	adequate inadequ	uate
Sewage Capacity:	(MGPD) Current Flow:	(MGPD)
COMMENTS:		

Signature:

#### DEKALB COUNTY

117 1200

# Board of Health

#### 8/15/2023

-11

To: Ms. Madolyn Spann, Planning Manager

Mr. John Reid, Senior Planner

From: Ryan Cira, Environmental Health Manager Cc: Alan Gaines, Technical Sevices Manager

Re: Rezone Application Review

#### **General Comments:**

DeKalb County Health Regulations prohibit use of on-site sewage disposal systems for

- multiple dwellings
- · food service establishments
- hotels and motels
- commercial laundries
- funeral homes
- schools
- · nursing care facilities
- personal care homes with more than six (6) clients
- child or adult day care facilities with more than six (6) clients
- residential facilities containing food service establishments

If proposal will use on-site sewage disposal, please contact the Land Use Section (404) 508-7900.

Any proposal, which will alter wastewater flow to an on-site sewage disposal system, must be reviewed by this office prior to construction.

This office must approve any proposed food service operation or swimming pool prior to starting construction.

Public health recommends the inclusion of sidewalks to continue a preexisting sidewalk network or begin a new sidewalk network. Sidewalks can provide safe and convenient pedestrian access to a community-oriented facility and access to adjacent facilities and neighborhoods.

For a public transportation route, there shall be a 5ft. sidewalk with a buffer between the sidewalk and the road. There shall be enough space next to sidewalk for bus shelter's concrete pad installation.

Since DeKalb County is classified as a Zone 1 radon county, this office recommends the use of radon resistant construction.

# **DeKalb County Board of Health**

404.508.7900 • www.dekalbhealth.net 8/15/2023

N1-2023-0871	SLUP-22-1246540 / 15-086-05-078		
3137 Weslock Circle, Decatur, GA 30034	4		
Amendment			
<ul> <li>Please review general comments.</li> <li>No septic indicated for this property.</li> <li>Several surrounding property are noted</li> </ul>	·		
DeKalb County Health Regulations pro than six (6) clients.	phibit use of on-site sewage disposal systems for personal care homes with more		
N2-2023-0872	Z-23-1246542 16-186-01-007		
7566 Union Grove Road, Lithonia , GA 3	0058		
- Please review general comments.			
<ul> <li>Septic indiecated and installed on 07//</li> </ul>	8/1081		
·	phibit use of on-site sewage disposal systems for personal care homes with more		
N32023-0873	SLUP-23-1246543 16-186-01-007		
7566 Union Grove, Lithonia, GA			
Amendment			
- Please review general comments.			
<ul> <li>DeKalb County Health Regulations prohibit use of on-site sewage disposal systems for personal care homes with more than six (6) clients.</li> </ul>			
- Septic installed on 07/08/1981.			



Government Services Center 178 Sams Street Decatur, GA 30030 www.dekalbcountyga.gov/planning 404-371-2155 (o); 404-371-4556 (f)

Chief Executive Officer
Michael Thurmond

# **DEPARTMENT OF PLANNING & SUSTAINABILITY**

Interim Director Cedric Hudson

#### **Zoning Comments September 2023**

N1: 3137 Weslock Circle -

No Comments.

N2 & N3: 7566 Union Grove Road -

No Comments.

N4: 4127, 4139, 4147, 4149, 4163 & 4173 Maplewood Drive –

Maplewood Drive is classified as a collector.

#### N5: 3401 Rainbow Drive –

Mercer University Drive is classified as minor arterials and a collector. Requires a right of way dedication of 40 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5 foot landscape strip with 6 foot sidewalk with 4 foot bike (preferred) foot 10 multiuse path. Street Lighting (hefowler@dekalbcountyga.gov) No poles may remain within the limits of the path/sidewalk. (See Zoning Code 5.4.3 and Land Development Code 14-190 for infrastructure requirements.) Ensure there is pedestrian connectivity between the proposed development and the public sidewalk infrastructure. Ensure that the access points meet the minimum sight distance standards per AASHTO. Note required confirming sight distance on plans at Land Disturbance Permit phase.

N6: 1480 South Deshon Road –

No Comments.

N7: 6290 Savler Park –

No Comments.



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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Γhe f	ollowing areas below may warrant comments from the Development Division. Please respond accordingly as the issues relate to the
orop	osed request and the site plan enclosed as it relates to Chapter 14. You may address applicable disciplines.
	LOPMENT ANALYSIS:
,	ransportation/Access/Row
•	Storm Water Management
	Flood Hazard Area/Wetlands
•	-lood Hazard Area/wetlands
	andscaping/Tree Preservation
	Lanuscaping/Tree Freservation
•	ributary Buffer



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

NOTE: PLEASE RETURN ALL COMMENTS VIA EMAIL OR FAX TO EXPEDITE THE PROCESS TO MADOLYN SPANN MISPANN@DEKALBCOUNTYG4.GOV OR JOHN REID JREID@DEK4LBCOUNTYG4.GOV

# COMMENTS FORM: PUBLIC WORKS TRAFFIC ENGINEERING

Case No.: 2-23-1246542	Parcel I.D. #: 16	-186- 01-007	
Address: 7566			
Union Grove Rd			
Lithonia, 61.30058			
34-7411-04-25-45-45-4	Adjacent Ro	nadway (s):	
	•		
(classifi	cation)	(classification)	
Capacity (TPD)	•	Capacity (TPD)	
Latest Count (TPD)	1	Latest Count (TPD)	
Hourly Capacity (V Peak Hour. Volume	(VPH)traffic lanes	Hourly Capacity (VPH) Peak Hour. Volume (VPH)	_
Existing number of Existing right of war	traffic lanes	Peak Hour. Volume (VPH)  Existing number of traffic lanes	- <del>-</del>
Proposed number of	y width f traffic lanes	Existing right of way width Proposed number of traffic lanes	1.40
Proposed right of wa		Proposed right of way width	_
Please provide additional information relatin	g to the following stat	tement.	
Renerate nu average of thiteen (12) tepicle (11)	p end (VTE) per 1, 00 square foot place	rs (ITE) <u>6/7<sup>TH</sup></u> Edition (whichever is applicabl 10 square feet of floor area, with an eight (8%) of worship building would generateve	
a maximum of units per acres, and the g	iven fact that the proi	VTE's per day per dwelling unit, with a ten     (Single Family Residential) District designs ject site is approximately acres in land as rated with residential development of the pare	tion which allows
COMMENTS:		and the part	.61.
Plans and Field Rev	liewed No	problem that	
would interfere with	Traffic F/	ow_	
21 23 3 77			



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

NOTE: PLEASE RETURN ALL COMMENTS VIA EMAIL OR FAX TO EXPEDITE THE PROCESS TO MADOLYN SPANN MSPANN DEKALBOUNTYGAGO! OR JOHN REID JREID@DEKALBOUNTYGAGO!

# COMMENTS FORM: PUBLIC WORKS TRAFFIC ENGINEERING

Case No.: 51UP-23-18	146543 Parcel I.D. #: 16-1	86-01-007	
Address: 7566			
UNION Grou	e Rd.		
Lithonia GA			
2111010111011	50050		
	Adjacent Road	way (s):	
<del>-</del>	- 9		
	(classification)	(classification)	
	ty (TPD)	Capacity (TPD)	
Latest	Count (TPD)	Latest Count (TPD)	
Peak H	our. Volume (VPH)	Hourly Capacity (VPH) Peak Hour, Volume (VPH)	_
Existin	our. Volume (VPH)	Peak Hour. Volume (VPH)  Existing number of traffic lanes	-
Existin	g right of way width ed number of traffic lanes	Existing right of way width Proposed number of traffic lanes	_
Propos	ed right of way width	Proposed right of way width	_
According to studies conducted generate an average of fifteen (1	.3) Venicle frin end (V i F) nor 1 -000 e	ent. ITE) <u>6/7<sup>TH</sup></u> Edition (whichever is applicable quare feet of floor area, with an eight (8%) worship building would generateve	
Single Family residence, on the epeak hour factor. Based on the a maximum of units per act	other hand, would generate ten (10) V above referenced formula, the	TE's per day per dwelling unit, with a ten (Single Family Residential) District designa site is approximately acres in land are ed with residential development of the parc	(10%) percent
COMMENTS:			
Plans and fiel	d Reviewed. No p	coblem that	
would Interfer	e with Traffic Flo	οω.	
*/		59 Pt - 17 Pt - 10	
100/	02		

Signature: StryWLt



## DEPARTMENT OF PLANNING & SUSTAINABILITY

## SPECIAL LAND USE PERMIT APPLICATION

Amendments will not be accepted after 5 working days after the filing date.

Date Received: Application No.:
APPLICANT NAME: Tawanda Vauss
Daytime Phone #: 404-969 8099 Fax #:
Mailing Address: 1566 Union Home Rd
Lithma la 30058 E-mail: +Vaussegmentien
OWNER NAME: Vincent Vauss & Tawanda Vauss (If more than one owner, attach contact information for each owner)
Daytime Phone #: 170-896-1676 VineuTValss 404-969-8079 mobile-Tax
Mailing Address: 756 6 Union Grave Rd
Lithmia M 30058 E-mail: Vincent Vausse smartin
SUBJECT PROPERTY ADDRESS OR LOCATION: 7566 Unin Grand Fil
Lithmic A 30VSS , DeKalb County, GA, 30058
District(s): Land Lot(s): Block(s): Parcel(s):
Acreage or Square Feet: 29 Commission District(s): 5157th Existing Zoning: RS5
Proposed Special Land Use (SLUP); 17 Therete a fusing Care Home, Community  No Modification Regional  I hereby authorize the staff of the Planning and Development Department to inspect the property that is the subject of this application.
Owner: Agent: Signature of Applicant: Vuns
Printed Name of Applicant: 1 aw ande Vauss
Notary Signature and Seal:

404.371.2155 (o) 404.371.4556 (f) DeKalbCountyGa.gov Clark Harrison Building 330 W. Ponce de Leon Ave Decatur, GA 30030

Chief Executive Officer

## DEPARTMENT OF PLANNING & SUSTAINABILITY

Director

Michael Thurmond

Andrew A. Baker, AICP

#### SPECIAL LAND USE PERMIT CHECKLIST

(SUBMIT 4 COMPLETE, COLLATED, HARDCOPY SETS AND 1 SET IN PDF FORMAT ON FLASH DRIVE OR CD)
1. Mandatory <b>Pre-Application Conference</b> with Planning & Sustainability staff. <b>Pre-Application form</b> to be completed in pre-application meeting. Please call (404) 371-2155 to schedule pre-app conference.
2. Hold a <b>Pre-Submittal Community Meeting</b> with surrounding neighborhood associations and residents. Notify staff in advance of date, time, and location of meeting. <b>Provide documentation</b> (i.e., meeting notice, sign-in sheets, letter(s) from homeowners associations).
3. Application Form. Form must be completely filled out and be the first page of the packet.
4. Notarized <b>Authorization Form</b> , if the applicant is not the owner of the subject property, which a. is signed and notarized by all owners of the subject property;
✓ b. contains the mailing address and phone number of any applicant or agent who is authorized to represent the owner(s) of the subject property; and
c. includes a warranty deed, if ownership is less than 2 consecutive years.
5. Written Legal Description of subject property, in metes and bounds. 6. Boundary Survey (showing existing buildings, structures, and improvements), prepared and sealed within the past ten years by a professional engineer or land surveyor registered in the State of Georgia, consistent with the plat(s) on the Official Tax Record. Applicant shall certify that the Boundary Survey is complete and currently accurate. Site plans shall be drawn to scale showing all proposed development or redevelopment projects, proposed buildings, structures, and improvements. Site plans must include the following:  a. Complete boundaries of subject property including curb cuts, internal vehicular circulation facilities, and sidewalks;  b. Location of buildings, structures, setback lines, buffer lines, and parking;  c. Location of any 100-year floodplains, streams, and stream buffer lines;  d. Notation of the total acreage or square footage of the subject property;  e. Landscaping, trees, open space, and undisturbed buffers;  f. Notation of building square footages and heights, residential density calculations, existing and proposed lot coverage, required and proposed parking, and open space calculations;  g. Copies of site plans:  1. Full-size site plans (at least 11" x 17"): 4 copies, folded.  2. Site plan reduced to 8 ½" x 11": 4 copies
7. Building Elevations, renderings or details of materials proposed for compliance to Article 5, Ordinance 8. Letter of Application identifying the proposed zoning classification, the reason for the rezoning request, the existing and proposed use of the property, and detailed characteristics of the proposed use (e.g., floor area, height of building, number of units, mix of unit types, hours of operation, etc. Include any statement of conditions agreed upon by the applicant.  9. Written documented, detailed analysis of the impact of the proposed zoning map amendment with respect to each of the standards and factors specified in Article 7.  10. Campaign disclosure statement, if applicable, to be filed in compliance with State law.  11. Application fee - \$400.00. Payable to DeKalb County.

#### **INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED**

If subject property is made up of parcels located on opposite sides of a public street, a separate application is required for each parcel.



# **RECEIVED**

By Rachel Bragg at 10:03 am, Jul 06, 2023

404.371.2155 (o) 404.371.4556 (f) KalbCountyGa.gov

Clark Harrison Building 330 W. Ponce de Leon Ave Decatur, GA 30030

**Chief Executive Officer** Michael Thurmond

DEPARTMENT OF PLANNING & SUSTAINABILITY

Director Andrew A. Baker, AICP

PRE-APPLICATION FORM

# REZONE, SPECIAL LAND USE PERMIT, MODIFICATION, AND LAND USE (Required prior to filing application: signed copy of this form must be submitted at filing)

Applicant Name:Tawanda Vauss Phone:404-969-8079 Email: <u>tvauss@ednacares.com</u>
Property Address: 7566 Union Grove Rd
Tax Parcel ID: _16 186 01 007 Comm. District(s): _5 & 7 Acreage: _2.91 acres
Existing Use: _Personal Care Home for up to 6 individuals
Supplemental Regs: _Yes Overlay District:NA DRI:NA
<b>Rezoning</b> : YesX No
Existing Zoning:R-85 (Residential Medium Lot)Proposed Zoning: _RSM to allow care for 7 individuals "Personal Care Home, Community" land use category. Applicant indicates no proposed expansion of existing structure. Density NA
Square Footage/Number of Units:
Land Use Plan Amendment: Yes No _X
Existing Land Use: _Suburban (SUB) Proposed Land Use:NA Consistent
Special Land Use Permit: Yes_X_ No Article Number(s) 27 applicant desires to operate a "Personal Care Home, Community" for 7 or more individuals and desires to rezone to RSM; a Special Land Use Permit (SLUP) application is also required
Major Modification:
Existing Case Number(s):NA
Condition(s) to be modified:



#### DEPARTMENT OF PLANNING & SUSTAINABILITY

# WHAT TO KNOW BEFORE YOU FILE YOUR APPLICATION Pre-submittal Community Meeting: X Review Calendar Dates: X PC: 07/11/23\* BOC: 07/27/23\*\* Letter of Intent: X Impact Analysis: X Owner Authorization(s): X Campaign Disclosure: X Zoning Conditions: X Community Council Meeting: \_06/12/23\_\_\_\_ Public Notice, Signs: X\_(Applicant must pick up and post and/or will be done by Staff) Tree Survey, Conservation: \_\_\_\_ Land Disturbance Permit (LDP): \_\_\_X \_\_\_ Sketch Plat: \_\_X Bldg. Permits: \_X \_\_\_\_ Fire Inspection: \_X \_\_\_\_ Business License: \_X \_\_\_ State License: Lighting Plan: \_\_\_\_\_ Tent Permit: \_\_\_\_\_ Submittal Format: NO STAPLES, NO BINDERS **PLEASE** \*Filing Deadline for application to be considered for July 2023 zoning cycle is May 4, 2023. Last day to hold community meeting with 15 days notice to be considered for July 2023 cycle is April 26, 2023. If there are more than 20 cases on July 2023 agenda cycle then case would be heard in September 2023. Review of Site Plan Density: X Density Bonuses: X Mix of Uses: Open Space: X Enhanced Open Space: X Setbacks: front X sides X side corner rear X Lot Size: \_X\_\_\_ Frontage: \_\_X\_\_\_ Street Widths: \_\_X\_\_ Landscape Strips: \_X\_\_\_ Buffers: X Parking Lot Landscaping: X Parking - Auto: X Parking - Bicycle: X Screening: X Streetscapes: X Sidewalks: X Fencing/Walls: X Bldg. Height: \_X\_\_ Bldg. Orientation: \_\_\_\_ Bldg. Separation: \_\_\_\_ Bldg. Materials: \_X\_\_ Roofs: X Fenestration: X Façade Design: X Garages: X Pedestrian Plan: X Perimeter Landscape Strip: X

Comments: Will need to demonstrate compliance with impact criteria A through H on rezoning application and criteria A through N on Special Land Use Permit (SLUP) application relating to how proposed RSM zoning and land use are compatible with single-family R-85 zoning in surrounding area and goals of the Suburban (SUB) future character area. Will need to also show compliance with the supplemental regulations relating to "Personal Care Home, Community" for 7 or more individuals per Article 4. of the Zoning Ordinance. Must show compliance with zoning ordinance requirements including but not limited to max



## DEPARTMENT OF PLANNING & SUSTAINABILITY

uilding height, minimum/maximum building setbacks from property lines, minimum and maximum number f parking spaces, sidewalks along Union Grove Road and public road frontages, landscape strips with street rees, minimum amount of open space, minimum amount of non-residential uses, etc. Please see relevant ections of Article 5 including but not limited to building materials, open space, sidewalks and streetscape, and building form.				
	nary review and is not a complete list of zoning requinupon official submission of a rezoning application an			
Planner:John Reid	Date03/27/23			
	Filing Fees			
RNC, M	G, R-100, R-85, R-75, R-60, MHP, RSM, MR-1 MR-2, HR-1, HR-2, HR-3, MU-1, MU-2, MU-3, MU-4, MU-5 O, OIT, NS, C1, C2, M, M2	\$500.00 \$750.00 \$750.00		
LAND USE MAP AME	NDMENT	\$500.00		
SPECIAL LAND USE	PERMIT	\$400.00		

Notice Date: May 16, 2023

## **PUBLIC NOTICE**

#### To

# **Request for a Special Land Use Permit**

Filed by: Tawanda Vauss/Edna Mae Lockett Personal Care Home

Located at: 7566 Union Grove Rd

Lithonia, Georgia 30058

Current Use – Personal Care Home – Group Model

**Proposed Use** – Personal Care Home – Community Model

PRE-SUBMITTAL COMMUNITY MEETING TO TAKE PLACE AT: Via Zoom

Location: Zoom

Invite Link

https://us05web.zoom.us/j/84114300608?pwd=Z1B3RE1xWFFoKzJYREIMeWN0YzdoQT09

Passcode H3wKVhHide

Date & Time: June 7, 2023 @ 7:30pm

Contact Info:

Tawanda Vauss, Administrator 404-969-8079

# **MEEETING SIGN-IN SHEET**

Project: Personal Care Home Zoning	Meeting Date: June 7, 2023 @ 7:30pm
Facilitator: Tawanda Vauss	Via Zoom Platform

Name	Address	Phone	E-Mail
Tawanda Vauss	7566 Union Grove Rd Lithonia, GA	404-969-8079	tvauss@ednacares.com
Vincent Vauss	7566 Union Grove Rd Lithonia, GA 30058	770-896-1676	vincentvauss@gmail.com
Brittany Horton	4647 Branch Ct Lithonia, GA 30038	470-244-3890	Bhorton5788@gmail.com

#### Department of Planning & Sustainability

#### Special Land Use Permit Questions:

- The site has the adequate land size area available for the proposed use including provision of all required yard, open space, off- street parking, and all other applicable requirements of the zoning district in which the use is proposed to be located.
- B. Adjacent properties and isnd uses and with other properties and land uses in the district are in compilant with the proposed use.
- C. The use contemplated has adequate utilities, public services and facilities.
- D. Adequate of the public street on which the use is proposed are in compliant.
- E. The proposed use will not affect access routes to the site or create character of the vehicles or the volume of traffic generated.
- F. The subject property has adequate ingress and egress to all proposed buildings, structures and uses thereon, with particular references to pedestrian and automotive safety and convenience traffic flow and control, and access in the event of fire or other emergency.
- G. The proposed use shall not cause impacts upon any adjoining land use by reason of noise, smoke, odor, dust or vibration generated.
- H. The proposed use shall not create adverse impacts upon any adjoin land use of reason of the hours of operation.
- The proposed use shall not create adverse impacts upon any adjoining land use by reason of the manner of operation.
- The proposed land is consistent with all of the requirements of the zoning district classification in which the use is proposed to be located.
- K. The proposed use is consistent with the policies of the comprehensive plan.
- The proposed plan provides adequate required buffer zones and transitional buffer zones where required by the regulations of the district in which the use is proposed to be located.
- M. There are adequate provision of refuse and service areas.
- it. There will not be a limit on duration when the special land use permit is granted

- O. The size, scale and massing of proposed buildings are appropriate in relation to the size of the subject property and in relation to the size, scale and massing of the adjacent and nearby lots and buildings.
- P. The proposed plan will not affect historic buildings, sites, districts, or archaeological resources.
- The proposed use does satisfy the requirements contained within the supplemental regulations for such special land use permit.
- R. The proposed building as a result of its proposed height will not create a negative shadow impact on any adjoining lot or building.
- The proposed use would not result in a disproportional proliferation of that or similar uses in the subject character area.
- T. The proposed use would be consistent with the needs of the neighborhood or the community as a whole, be compatible with the neighborhood and would not be in conflict with the overall objectives of the comprehensive plan.

Mrs. Tawanda Vauss Edna Mae Lockett Personal Care Home 7566 Union Grove Rd Lithonia, Georgia 30058

May 16, 2023

Dekalb County Planning & Sustainability Department 330 W Ponce De Leon Avenue Decatur, Georgia 30030

Dear Planning and Sustainability,

Please accept this as my letter of application regarding 7566 Union Grove Rd Lithonia, Georgia 30058. My home is currently approved via The State of Georgia to operate as Edna Mae Lockett Personal Care Home; which is a six bed facility. Also, currently hold a Dekalb County Business License to operate as a 6 bed. I am proposing that the home in question be approved and granted a special land use permit by changing my zoning to a RSM which would allow me to operate as a 7 bed without any modifications. I would like to increase my intake size to a community model as there is a desperate need for our elderly population to receive quality care in a quality home that's affordable.

The home is in great condition and sits on 2.91 acres and a large frontage in which the home is extremely far back from the traffic/road. The home is quiet and no one really knows we are there on the street. Our direct neighbors are extremely supportive. This home is considered a family model personal care home dedicated to care and services for the Elderly, Disable and Mentally fragile that will operate 24 hrs.

We have been in business since 2017 and we haven't received any state citations. In fact, I receive several calls from people who have been referred to us from doctors, nurses and others alike. It is our motto and pledge that our home will provide compassionate quality care and services in a client-centered family environment.

Being approved to operate as a special land use will not impact or impede my neighbors within the community. I sincerely express that there will be no modifications nor renovations or signs placed. During our fire inspection the inspector indicated that our home occupancy size could be 16, report attached.

Please contact me should you have any questions.

Thanking you in advance

\_Sinderely yours,

Tawanda Vauss

Edna Mae Lockett Personal Care Home

tvauss@ednacares.com

https://www.facebook.com/EdnaCaresPersonalCareHome.LLC

770-559-3598 office 404-969-8079 mobile



# **DeKalb County** Department of Planning & Sustainability

### Non-Residential Certificate of Occupancy

Installation or modification to signs at this location requires a separate Sign permit.

Project

Type: Non-Residential Permit Number:1034952910

Project: EDNA MAE LOCKETT (PCH)

Work Type: PERSONAL CARE HOME

Construction Type: N/A

Occupancy Type: APARTMENT Maximum Occupancy Load: 16

Property

Address: 7566 UNION GROVE RD

LITHONIA, GA 30058-

Parcel ID: 16 186 01 007 Lot #:

Zoning: R-85

Rezoning: N/A

Land Use: SUB

Census: 233.03

District: 05

07

Applicant

Owner: TAWANDA & VINCENT VAUSS

Address: 7566 UNION GROVE ROAD LITHONIA, GEORGIA 30058

Tenant: N/A

Address: N/A

The structure has been inspected for compliance with the requirements of all codes for the occupancy and division of occupancy and the use for which the proposed occupancy is classified and the structure has been erected, to the best of the county's knowledge and belief, in compliance with all applicable county codes at the time of issuance of this certificate of occupancy. Occupancy shall be limited to the area defined by the building permit indicated above for which this certificate is issued.

In accordance with chapter 7, article ii, division 3, section 7-33(f) of the DeKalb county code, this certificate may be revoked by the director of development or his/her duly authorized representative for either one or more of the following:

- (1) changes or alterations in the type of permitted use or occupancy without approval.
- (2) changes or violations of the conditions of the certificate without approval.
- (3) alterations, additions, or improvements to the building, structure, or systems without approval.

Special Stipulations and/or Condititons (If Applicable)

Date: 12/13/2017

Issued By:

Permits, Zoning & Plans Review Supervisor

404.371.2155 (o) 404.371.4556 (f) DeKalbCountyGa.gov Clark Harrison Building 330 W. Ponce de Leon Ave Decatur, GA 30030

#### DEPARTMENT OF PLANNING & SUSTAINABILITY

#### SPECIAL LAND USE PERMIT APPLICATION AUTHORIZATION

The property owner should complete this form or a similar, signed and notarized form if the individual who will file the application with the County is not the property owner.

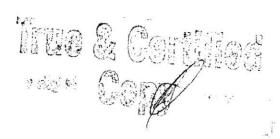
Date: July 5, 2023	
TO WHOM IT MAY CONCERN:	
(1) (WE), Vincent : Tawa	Name of Owner(s)
Tausano	described below or attached hereby delegate authority to May Vans 5 - 7566 Union Gave Rd Lither of Applicant or Agent
to file an application on (my) (our behalf RANC)	Janla Vans
Notary Public GEORGIA	Owner Ways
Notary Public	Owner
Notary Public	Owner
Notary Public	Owner

#### DISCLOSURE OF CAMPAIGN CONTRIBUTION

In accordance with the Conflict of Interest in Zoning Act, OCGA Chapter 36-67A, the following questions must be answered. Have you, the applicant, made \$250.00 or more in campaign contribution to a local government official within two years immediately preceding the filling of this application? Yes If the answer is yes, you must file a disclosure report with the governing authority of DeKalb County showing: 1. The name and official position of the local government official to whom the campaign contribution was made. The dollar amount and description of each campaign contribution made during the two years immediately preceding the filing of this application and the date of each such contribution. The disclosure must be filed within 10 days after the application is first filed and must be submitted to the C.E.O. and to the Board of Commissioners of DeKalb County, 1300 Commerce Drive, Decatur, GA 30030. Notary Check one: Owner

\*Notary seal not needed if answer is "no".





Record and Return to: Lueder, Larkin & Hunter, LLC 4500 Hugh Howell Road, Suite 350 Tucker, GA 30084 File No.: GA-TK-17-0196-PUR

#### **QUIT CLAIM DEED**

STATE OF GEORGIA COUNTY OF DEKALB

THIS INDENTURE, made this the 17th day of March, 2017, between

Vincent E. Vauss

as party or parties of the first part, hereinafter called Grantor, and

Vincent E. Vauss and Tawanda Horton
As Joint Tenants with Rights of Survivorship and Not as Tenants in Common

as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH: That Grantor, for and in consideration of the sum of TEN AND 00/100's DOLLARS (\$10.00) and other good and valuable consideration, cash in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, by these presents does hereby remise, convey, release and forever QUITCLAIM unto the said Grantee, the following described property, to wit:

All that tract or parcel of land lying and being in Land Lot 186 of the 16th District, DeKalb County, Georgia, being a 2.852 acre tract of land, more particularly described as follows: To locate the True Point of Beginning, commence at the intersection of the Right-Of-Way of Poplar Falls Road and Union Grove Road, run thence 1002.90 feet Easterly along the Northerly Right-Of-Way of said Union Grove Road to a point, which is The True Point of Beginning; run thence North 01 degrees, 22 minutes, 56 seconds, East a distance of 433.70 feet to a point; run thence North 88 degrees, 20 minutes, 47 seconds, East a distance of 272.38 feet to a point; run thence South 01 degree, 44 minutes, 55 seconds, West a distance of 487.62 feet to a point on the Northerly Right-Of-Way of Union Grove Road (70-Foot Right-Of-Way); run thence Westerly along said Northerly Right-Of-Way a distance of 271.80 feet to a point, which is the True Point of Beginning.

Parcel 16 186 01 007

Subject to all easements and restrictions of record.

TO HAVE AND TO HOLD the said described property to Grantee, so that neither Grantor nor any person or persons claiming under Grantor shall at any time, by any means or ways, have, claim or demand any right to title to said premises or appurtenances, or any rights thereof.

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand and seal this day and year first above written.

101 E. W. S. F.

Signed, sealed and delivered

in the presence of:

**GRANTOR:** 

Unofficial Witne

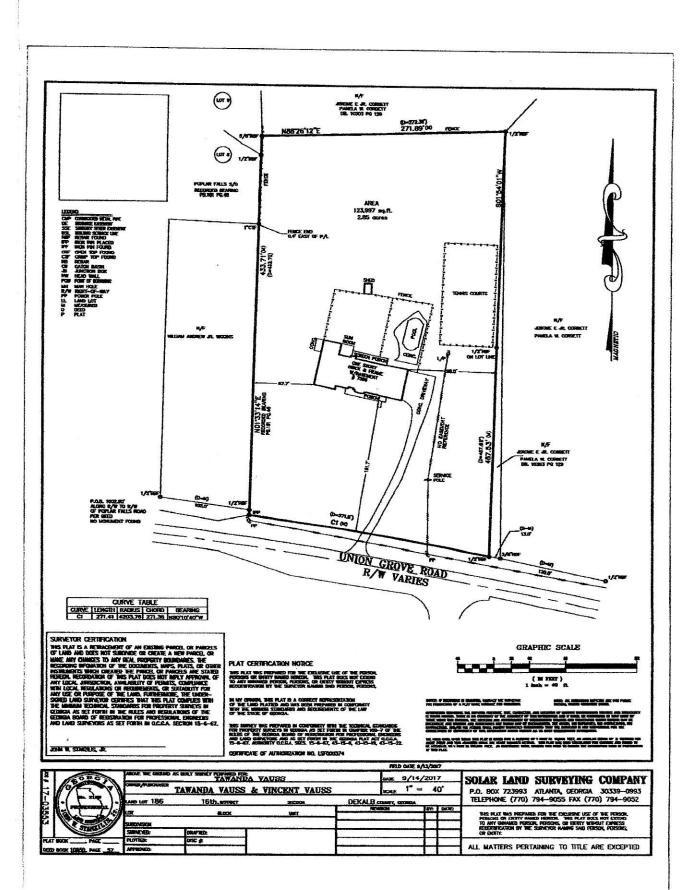
(SEAL)

Vincent E. Vauss

Notary Jublic

My Commission Expires:

[Notary Seal]



OWNER: 8943 STAFFORD COURT INDIANAPOLIS, IN 48260

DEVELOPER: EDNA CARES PERSONAL CARE HOME,, INC 7566 UNION CHURCH ROAD LITHONIA, GEORGIA 30058

ENGINEER: LAWRENCE A. MARTIN, P.E. 3672 POINTE BLEUE DRIVE DECATUR, GEORGIA 30034

24 HOUR CONTACT PERSON: TAWANDA HORTON (404) 959-8079

#### HVAC NOTES

- PAC CONTRACTOR SHALL INSPECT THE EXISTING SYSTEM TO VERRY THAT THE DISTING HYAC UNITS ARE PERFORMING SATISFACTORARLY AND NOTIFY THE NORE OF THE ARELITY OF THE UNITS TO ACCOMMODATE THE ANTICIPATED HYA

#### ELECTRICAL NOTES

#### PLUMBING GENERAL NOTES

- COORDINATE WORK WITH ALL OTHER TRADES PRIOR TO BISTALLATION. REFER TO AVAILABLE FACULTY DRAWNIGS TO VERIETY EXACT DEPTHS, SIZES AND LOCATION O ALL EXISTING OR REQUIRED UTILITY CONNECTIONS PRIOR TO THE STARY OF ANY WORK FOR THIS PROJECT.
- MIRILATE DOMESTIC HOT AND COLD WATER FIFING WITH 1" THICK ASJ-FRIERICLASS INSULATION.

SCOPE OF WORK
USING EXISTING PERSONAL CARE HOME FOR THE BOARD AND CARE OF 6 RESIDENTS AS PERMITTED BY DEKALB COUNTY UNDER NEW OWNERSHIP. NO STRUCTURAL WORK IS REQUIRED FOR THIS PERMIT APPLICATION. AN APPLICATION FOR A SPECIAL LAND USE PERMIT IS REQUIRED FOR INCREASING THE NUMBER OF RESIDENTS FROM 3 TO 6 AS ALLOWED. THE DETAILS ARE INCLUDED HERE-IN FOR YOUR REVIEW AND APPROVAL.

# **EXISTING FLOOR PLANS**

#### "EDNA CARES" - PCH

#### PERSONAL CARE HOME CARING FOR 6 RESIDENTS

7566 UNION GROVE ROAD **LITHONIA, GEORGIA 30058** 

LOCATED IN LAND LOT 186, 16th DISTRICT **DEKALB COUNTY** 

**DATE: APRIL 8, 2017** 





#### 3. FIRE NOTES:

DESIGNED LAM

DATE. 4/9/17 IN CHARGE

JK CHECKED LAM

THE BUILDING IS FULLY SPRINKLED. CONFORM TO DEKALD COUNTY F.M.O. REQUIREMENTS, SUBMITTALS, INSPECTION AND APPROVAL.

CLASS A OR B INTERIOR FINISH PER 2012 N.F.P.A. # 101 SECTION 10.2 PROVIDE PORTABLE FIRE EXTINGUISHER PROTECTION PER N.F.P.A. #10. SEC 5.7, 2000 EDITION

KITCHEN SUPPRESSION SYSTEM PROTECTION, PER APPLICABLE PROVISIONS 1998 NFPA 896, AS MODIFIED BY GSFC.

NO KEY LOCKS ON EGRESS SIDE OF DOOR, PER NEPA # 101: CHAPTER 7.

LEVER HARDWARE ON NEW IRE-HUNG DOORS PER NEPA/GAC (120-3-20-24(9)

PROVIDE SIZE 2 A 16\_BC 1 AS INDICATED INSTALLED AT MAXIMUM OF 48" ABOVE THE FINISHED PLOOR TO THE TOP OF THE HANDLE.

PROVIDE MANUAL FIRE ALARM SYSTEM FORTHE FACILITY INCLUDING SINGLE-STATION SMOKE DETECTORS AS INDICATED ON THE DAMINGS PER 2012 N.F.P.A.1913-32.2.7 AND SECTION 9.6. AND 2021 NEPR 27 FIRE ALARM REVIEW

SEPARATE FIRE ALARM PLANS AND PERMIT ARE REQUIRED, CONFORM TO DEKALB COUNTY F.M.O. SUBMITTALS, INSPECTION AND APPROVAL.

TEST INSTALLED FIRE PROTECTION SYSTEM UPON COMPLETION OF INSTALLATION PER 2012 S.F.P.C IO.1.



#### **GENERAL NOTES**

THE INFORMATION SHOWN IN THESE ORAWINGS IS BASED ON ACTUAL FIELD MEASUREMENTS AND OTHER INFORMATION OF RECORD, ALL WORK DESCRIBED IN THESE PLANS SHALL BE CONSTRUCTED IN COMPLIANCE WITH THE FOLLOWING CONSTRUCTION COOPS:

BUILDING CODE - 2012 EDITION WITH GEORGIA AMENDMENTS (2014, 2015)

INTERNATIONAL GAS CODE -2012 EDITION WITH GEORGIA AMENDMENTS (2014, 2015)

MECHANICAL CODE - 2012 EDITION WITH GEORGIA AMENDMENTS (2014,

INATIONAL ELECTRICAL CODE, 2014 FORTION WITH NO GEORGIA AMENOMENTS

INTERNATIONAL ENERGY CONSERVATION CODE - 2009 EDITION WITH GEORGIA WEINDMENTS AND SUPPLEMENTS

INTERNATIONAL FIRE CODE - 2012 EDITION WITH GEORGIA AL

NATIONAL FIRE PROTECTION ASSOCIATION (NIPA) 101 LIFE SAFETY CODE, 2012 EDITION

OCGA TITLE 25 AND 30 AND CHAPTER 120 OF THE FIRE COMMISSIONER'S RULES AND REGULATIONS.

2010 STANDAROS MINIMUM FOR ACCESSIBLE DESIGN BY U.S. DEPARTMENT OF JUSTICE DEKALB COUNTY FIRE DEPARTMENT APPROVAL IS REQUIRED.

DEKALB COUNTY BUILDING INSPECTIONS AND APPROVALS ARE REQUIRED

CODE ANALYSIS:

REF: INTERNATIONAL BUILDING CODE - 2012 EDITION WITH GA. AMENDMENTS (2014, 2015)

SIZE OF BUILDING

HEIGHT OF BUILDING: 1 STORY

TYPE CONSTRUCTION

FIRE SPRINKLER

PRIMARY OCCUPANCY:

OCCUPANCY TYPE GROUP NO (RESIDENTIAL)

TAPLE 501 119 TYPE VB - ALLOWS FOR SETORY AND UNLIMITED S.F.

TANKE BOL:

\$TRIGOTURAL FLEMENT | TYPE V8 CONSTRUCTION (PROTECTED) (CHAPTER 4)

EXTERIOR BEARING WALL | 0 HR RATING | 1 HR RATIN

OCCUPANT LOAD; (NFPA 101 TABLE 7.3.1..2) RESIDENTIAL (R4): 200 S.F. GROSS / PERSON = 1731.71/200 - 18 PERSONS

HOWEVER BUILDING SHALL CONFORM TO STANDARDS SET BY DHR REQUIRING MIN. 80 S.F. PER RESIDENT IN EACH BEDROOM, DEKALD COUNTY ALLOWS 6 MAX IN A SFR ZONE UPON SUCCESSFUL APPLICATION OF A SULP.

THREE DOUBLE OCCUPANCY ROOMS - 6 RESIDENTS 3 SHIFTS (24 HOURS) @ 2 CARE GIVERS PER SHIFT 2 MANAGERS VISITING CONCURRENTLY 1 VISITING FOR RESIDENT VISITING CONCURRENTLY

# 8 PERSONS # 2 PERSONS # 2 PERSONS # 15 PERSONS HOWEVER BUILDING SHALL CONFORM YO STANDARDS BET BY OHR REQUIRING MIN. 80 S.F. PER RESIDENT IN EACH RESOND. DEXALS COUNTY ALLOWS 5 MAX IN A SFF ZONE UPON SUCCESSFUL APPLICATION OF A SULP.

8'X 12"FT = 72 INSV.2 = 360> 16 O.K.

3. FIRE NOTES: (SEE NOTES THIS DRAWING)

BUILDING ACCESS SHALL CONFORM TO APPLICABLE SECTIONS OF 2912 N.F.P.A #101 AND 1997 GEORGIA ACCESSIBILITY CODE GAC 120-3-26-05 (8) AND OCGA ti 30-3-2 (6) (8)

EVACUATION CAPABILITY NOTE, THE DESIGN OF THIS FACILITY IS BARED ON 2012 LSC 101

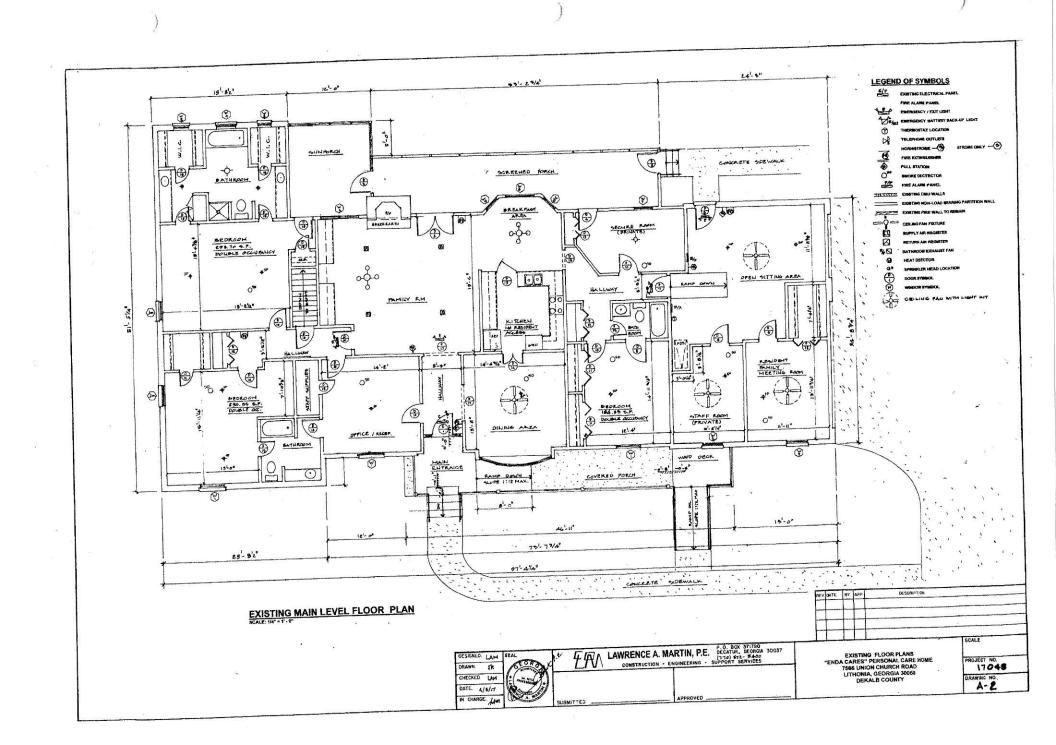
PROVIDE LEVER HARDWARE FOR ALL NEW AND REHUNG DOORS, LEVER HARDWARE ONL'
TO BE OPERABLE WHEN BUILDING IS OCCUPIED.

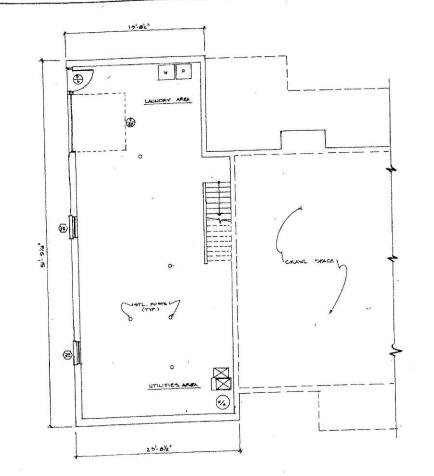
DESCRIPTION

EXISTING FLOOR PLANS
"ENDA CARES" PERSONAL CARE HOME 7566 UNION CHURCH ROAD LITHONIA, GEORGIA 30058 DEKALB COUNTY

17048

A-I





	DOOR SCHEDULE CHANTEY REMARKS						
SYMBOL	WIDTH	HEIGHT	DESCRIPTION	QUANTITY			
Dat	X. D'	6-8	DECORATIVE ENTRANCE DOOR WITH SIDE LITES	, ,	IN WOOD FRAME		
0-2	y-0"	6.6	EXTERIOR FRENCH STYLE 16 LITE DBL SWING	1	IN WOOD FRAME		
03	K-d*	6-8"	INTERIOR INSULATED GLASS DOOR	1	IN ALUMINUM FRAME		
04	2-8"	6.6	INTERIOR FRENCH STYLE 15 LITE DOOR DOOR	1	IN WOOD FRAME		
0-6	2-6	5-6'	EXTERIOR FRENCH STYLE IS LITE DOOR	3	IN WOOD FRAME		
04	2-6	6-8	EXISTING EXTERIOR INSULATED COLONIAL METAL SECURITY DOOR		IN WOOD FRAME		
D-2	2.6"	6-8	INTERIOR SOLID CORE COLORIAL STYLE CENTER PANEL DOOR	2	IN WOOD FRAME		
D4	2.0	5-8	INTERIOR SOUD CORE COLONAL STYLE FLUSH	2	IN WOOD FRAME		
	4.0	5.6	INTERIOR SOLID CORE COLONIAL STYLE FLUSH	,	IN WOOD FRAME		
D4		5.8	INTERIOR SOUD CORE COLONIAL STYLE CENTER	8	IN WOOD FRAME		
D-10	7-8		PANEL DOOR INTERIOR TWIN BIFOLDING CENTER PANEL DOOR	2	IN WOOD FRAME		
Q-11		6.2.		1	IN WOOD FRAME		
0-12	4:-0"	6 8.	INTERIOR TWIN BIFOLDING CENTER PANEL DOOR		IN WOOD FRAME		
D-13	3. 0.	6-6	INTERIOR TWIN BEOLDING CENTER PANEL DOOR				
D-14	3-0	5-6	INTERIOR SOLID CORE COLONIAL STYLE CENTER PANEL DEL SWING DOOR	1	IN WOOD FRAME		
D-15	2-6	6-6	INTERIOR SOLID CORE COLONIAL STYLE CENTER PAREL DOOR	,	IN WOOD FRAME		
G-10	7-17	6-6	INTERIOR FRENCH STYLE 15 LITE DOOR DOOR	1	IN WOOD FRAME		
-	6.47	6-8	TRIMMED OPENING	1	IN WOOD FRAME		
C-17			TRIMMED OPENING	1	IN WOOD FRAME		
O-18	2.8	68	HALF DOOR WITH INTERIOR LOCK	+	- AUTOMATIC CLOSING		
O-10	3.2	3-0"		+	IN WOOD FRAME		
0-20	6-0"	7.0	GARAGE DOOR	' '	M		

WINDOW SCHEDULE						
SYMBOL	нтеру	HEIGHT	DESCRIPTION	QUARTITY	REMARKS	
Wil	3-4"	6- 1°	EXISTING INBULATED GLASS UT SINGLE DOUBLE HUNG WOOD WINDOW	1	D-9. AFF	
W-2	3.0	4-0	EXISTING INBULATED GLASS IN SINGLE DOUBLE	2	T-PAFF.	
W-3	2-11"	4.6	EXISTING INSULATED GLASS UT SINGLE DOUBLE	3	Z-J'AFF.	
84-4	7-6	4-10"	NEW INSULATED GLASS 1/1 DOUBLE HUNG VINYL	1	T-10" AF.F.	
19-5	5-5	5.1	EXISTING TWIN FRENCH STYLE 64 CHIL HUNG IN	1	T-BAFF	
W.8	4:0"	4-6	EXISTING TWIN FRENCH STYLE ME DBL. HUNG IN WOOD FRAME	1	2-3"AF.F.	
967	2.6	4'- 5	EXISTING FRENCH STYLE OF DEL HUNG IN WOOD		Z-3"AFF	
W-4	2.07	3-1	EXISTING FRENCH STYLE 56 DBL HING IN WOOD FRAME		3-TAFF.	
Wa	2.0*	4.6	EXISTING FRENCH STYLE 68 DBL. HUNG IN WOOD FRAME		Z-3"AFF	
W-10	2.8	35.1	EXISTING FRENCH STYLE SE OSL HUNG IN WOOD FRAME	A	5-01/2 AFF.	
W.11	1:10'	6.1"	SEGMENTAL FRENCH STYLE FIXED BAY WINDOW GLASS PANEL	5	9-8' A.F.F	

EXISTING BASEMENT FLOOR PLAN

STAD VAR	DY	AS-P	DESCRIPTION
	1		
+-	1		
-	-		
	-		
			SCALE

DESIGNED LAM SEAL DRAWN. TR. CHECKED LAM DATE. 4/5/17

LAWRENCE A. MARTIN, P.E. P.O. BOX 371790 DECATOR, GEORGIA 30037 (27) 572 - 5400 CONSTRUCTION · ENGINEERING · SUPPORT SERVICES

EXISTING FLOOR PLANS
"ENDA CARES" PERSONAL CARE HOME
7556 UNION CHURCH ROAD
LITHONIA, GEORGIA 30058
DEKALB COUNTY

PROJECT NO. 17048 BRAWING NO. A-3





Date Printed: 7/7/2023



The maps and data, contained on DeKab County's Geographic Information System (GIS) are subject to constant change. While DeKab County strives to provide accurate and up-beta information, the information is provided "as it" without warranty, representation or guaranticle of any kind as to the content, sequence, accuracy, timelienes or completeness of any of the database information provided herein. DeKaib County explicitly disclaims all representations and warranties, including, without limitation, the implied warranties of merchantability and fitness for a particular purpose. Inno event shall DeKaib County be lable for any specials, indirect, or consequential damages what soe wer resulting from loss of use, data, or profits, whether in an action of contract, negligence, or other actions, arising out of or in connection with the use of the maps and/or data herein provided. The maps and data are for illustration purposes only and should not be relied upon for any reason. The maps and data are not suitable for site-specific decision-making nor should it be construed or used as a legal description. The areas depicted by maps and data are approximate, and are not necessarily accurate to surveying or engineering standards.

