

#### Planning Commission Hearing Date: May 6, 2024 Board of Commissioners Hearing Date: May 22, 2024

#### **STAFF ANALYSIS**

Case No.:	SLUP-25-1247431	<b>Agenda #:</b> 2025-0291
Address:	2667 Candler Woods Court Decatur, GA 30032	Commission District: 03 Super District: 06
Parcel ID(s):	15 119 04 046	
Request:	Special Land Use Permit (SLUP) to allow individuals in the R-75 (Residential Mediu	for a child care institution for up to six (6) mm Lot-75) zoning district.
Property Owner(s):	Erica Childs	
Applicant/Agent:	Erica Childs	
Acreage:	0.23 acres	
<b>Existing Land Use:</b>	Single-Family Residential	
Surrounding Properties:	North: R-75 (Residential Medium Lot-75) East: M West: R-75	IR-2 (Medium Density Residential-2) <b>South:</b> R-75
Comprehensive Plan:	SUB (SUBURBAN)	Consistent X Inconsistent

#### **Staff Recommendation:** Approval with Conditions.

The applicant seeks a Special Land Use Permit (SLUP) to operate a personal care home for up to six individuals within an existing single-family home on a 0.23-acre lot in the R-75 zoning district. The subject property, located at 2667 Candler Woods Court, is surrounded predominantly by residential uses and zoned R-75 on three sides, with MR-2 zoning to the east. The proposed land use child-care institution -is consistent with the Comprehensive Plan's Suburban (SUB) character area, which supports low-density residential uses and community-serving amenities that enhance neighborhood well-being.

The proposed use is residential in nature and would occupy an existing single-family home, with no new construction or exterior modifications. The lot provides adequate space for required yards, open areas, parking, and buffer zones. The closest similar facility is approximately 2,200 feet away and would not result in an oversaturation of care homes in the area.

The property is served by adequate public utilities, emergency access routes, and road infrastructure. The home is situated on a residential street with sufficient traffic capacity and ingress/egress for emergency response and daily operations. Given that the facility will operate 24/7 as a residential living space, there is

no anticipated negative impact on traffic congestion, noise, or other nuisances. In addition, there are no known historic or environmental resources on or adjacent to the property that would be affected.

The personal care home complies with the supplemental regulations outlined in Section 4.2.8 of the DeKalb County Zoning Ordinance and supports the intent of the Suburban character area by offering a residential-scale supportive housing option. It advances the county's planning goals by meeting community needs for inclusive and accessible housing.

In summary, staff recommends "Approval with conditions" for the proposed Special Land Use Permit. The use is compatible with surrounding residential properties, consistent with the Comprehensive Plan, and meets zoning and operational standards.

#### **Conditions:**

- 1) This Special Land Use Permit shall be valid for a period of two (2) years from the date of first occupancy. Continued operation beyond this period requires the Applicant to reapply and go through the SLUP process again. Failure to obtain a new approval prior to the expiration date shall render the use nonconforming and subject to enforcement under the Zoning Ordinance.
- 2) This Special Land Use Permit is non-transferable and shall apply only to the applicant for operation. Any change in ownership, tenancy, or operational control shall require reapplication and approval of a new Special Land Use Permit.



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

#### DEPARTMENT OF PLANNING & SUSTAINABILITY

 Chief Executive Officer
 Interim Director

 Lorraine Cochran-Johnson
 Cedric G. Hudson, MCRP

#### **ZONING COMMENTS – MAY 2025**

N1-2025-0283 Z-25-1247358 (1619 Pleasant Hill Trl & 7850 Pleasant Hill Rd: 149 units. Pleasant Hill Trail appears to be an unimproved right of way (not abandoned) in the proposed project area (per GIS Map)- classified as local. Verify ownership. If determined to be an unimproved public right of way, infrastructure improvements noted in in Zoning Code 5.4.3 and Land Development Code 14-190 are required. This project requires 2 access points- ensure phasing meets required access points at any given time since connecting to other developments. Ensure that there are enough access points to service the entire system when all developments are complete (i.e.- this development cannot put the other developments that it is connecting to out of compliance for number of access points). Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. All interior streets require a right of way dedication of 55 feet. Requires a 6-foot landscape strip with a 5-foot sidewalk. Requires streetlights. (hefowler@dekalbcountyga.gov). All intersections must meet AASHTO sight distance requirements.

N2-2025-0285 Z-25-1247420 (4743 Flat Shoals Pkwy): 79 Units. 4743 Flat Shoals Parkway. Flat Shoals Parkway is SR 155 and classified as a major arterial. GDOT review and approval is required prior to permitting. (JLivingston@dot.ga.gov) Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 50 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Along all frontage of SR 155: Requires a 10-foot landscape strip with a 6-foot sidewalk and 4-foot bike lane OR (PREFERRED) a 10-foot multiuse path. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov). Interior streets to be private. General: no poles to remain in sidewalk/path. All intersections must meet AASHTO sight distance requirements.

#### N3-2025-0286 CZ-25-1247427 (1816 Candler Road); and N4-2025-0287 Z-25-1247428 (3221 Glenwood Road):

I-20 Overlay District, Tier 2. Seek guidance from the overlay planner for required infrastructure improvements. Candler Road is SR 155 and a major arterial. GDOT review and approval is required prior to permitting. (JLivingston@dot.ga.gov) Where the overlay is silent: Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 50 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Along all frontage of SR 155: Requires a 10-foot landscape strip with a 6-foot sidewalk and 4-foot bike lane OR (PREFERRED) a 10-foot multiuse path. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov). Glenwood Road is classified as a minor arterial. Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. 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 10-foot landscape strip with a 6-foot sidewalk and 4-foot bike lane OR (PREFERRED) a 10foot multiuse path. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov). Glenhill Place is classified as a local road. Discussions need to be held about approval of truck entrance on this road. No approval of truck entrance without the direct approval of Planning and Development and the Transportation Division. Would prefer truck traffic from Glenwood Rd or Candler Rd (both truck routes). If permission is granted, the entire roadway section (including pavement section) will need to be brought up to current standards to accommodate truck traffic. Requires a right of way dedication of 55 feet. Requires a 6-foot landscape strip with a 5-foot sidewalk. Requires streetlights. (hefowler@dekalbcountyga.gov). Lane widths and other design factors must be designed for truck traffic. General: no poles to remain in sidewalk/path. All intersections must meet AASHTO sight distance requirements.

N5-2025-0288 Z-25-1247426; and N6-2025-0289 SLUP-25-1247425 (5346 O'Malley Lane): No parking within 100 feet of the intersection.

N7-2025-0291 SLUP-25-1247431 (2667 Candler Woods Court): No on-street parking allowed.

N8-2025-0292 SLUP-25-1247429 (3574 Boring Road): No on-street parking allowed.

#### N9-2025-0293 SLUP-25-1247395 (2615 Shallowford Road): No comments.

#### N10-2025-0295 SLUP-25-1247423; and N11-2025-0296 SLUP-25-1247424:

Memorial Drive is a state route. GDOT review and approval is required prior to permitting. (<a href="Millingston@dot.ga.gov"><u>ILivingston@dot.ga.gov</u></a>). If a land development permit is required: Memorial Drive is a major arterial. Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 50 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Along all frontage of SR 155: Requires a 10-foot landscape strip with a 6-foot sidewalk and 4-foot bike lane OR (PREFERRED) a 10-foot multiuse path. Requires pedestrian scale streetlights. (<a href="majority-negative-nega



#### 3/5/2025

To: Ms. LaSondra Hill, Planning Manager

From: Ryan Cira, Director

Cc: Alan Gaines, Duty Director 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.



N7 2025-0290 Z-25-1247430 15 119 04 046

2667 Candler Woods Court, Decatur, GA 30032

Amendment

- Review general comments
- Note: DeKalb Public Health prohibits use of on-site sewage disposal systems for personal care homes with more than six (6) clients.

N8 2025-0291 SLUP-25-1247431 15 119 04 046

2667 Candler Woods Court, Decatur, GA 30032

Amendment

- Review general comments.
- Note: DeKalb Public Health prohibits use of on-site sewage disposal systems for personal care homes with more than six (6) clients.

N9 2025-0292 SLUP 25-1247429 15 092 03 014

3574 Boring Road, Decatur, GA 30034

Amendment

- Review general comments
- Note: DeKalb Public Health prohibits use of on-site sewage disposal systems for personal care homes with more than six (6)

N10 2025-0293 SLUP-25-1247395 18 246 02 009 2615 Shallowford Road, Atlanta, GA 3034

Amendment

- Review general comments.

445 Winn Way – Box 987 Decatur, GA 30031 404.508.7900 • www.dekalbhealth.net



#### DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

*NOTE*: PLEASE RETURN ALL COMMENTS VIA EMAIL TO EXPEDITE THE PROCESS TO JOHN REID <a href="mailto:jreid@dekalbcountyga.gov">jreid@dekalbcountyga.gov</a> AND/OR LASONDRA HILL <a href="mailto:lahill@dekalbcountyga.gov">lahill@dekalbcountyga.gov</a>

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

Fire Safety			



#### DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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#### REZONE COMMENTS FORM:

#### PUBLIC WORKS ROAD AND DRAINAGE

Case No.: Parcel I.D. #:	
Address:	
Drainage Basin:	
Upstream Drainage Area:	
Percent of Property in 100-Year Floodplain:	
Impact on property (flood, erosion, sedimentation) under existing zoning:	
Required detention facility(s):	
COMMENTS:	

Signature: Akin A. Akinsola



## DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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#### COMMENTS FORM: PUBLIC WORKS TRAFFIC ENGINEERING

Case No.: Z-25-1247430 Address: 2667 Candler Woods	Parcel I.D. #s: 18-119 04 046
Necetur, Go. 3003	2
Adj	jacent Roadway (s):
(classifica	ation) (classification)
Capacity (TPD)  Latest Count (TPD)  Hourly Capacity (VPH)  Peak Hour. Volume (VPH)  Existing number of traffic lanes  Existing right of way width  Proposed number of traffic lanes  Proposed right of way width	Capacity (TPD)  Latest Count (TPD)  Hourly Capacity (VPH)  Peak Hour. Volume (VPH)  Existing number of traffic lanes  Existing right of way width  Proposed number of traffic lanes  Proposed right of way width
average of fifteen (15) vehicle trip end (VTE) per 1, 000 square feet above formula, the square foot place of worship bu peak hour vehicle trip ends.  Single Family residence, on the other hand, would generate ten (10 factor. Based on the above referenced formula, the (Single Family residence).	ters (ITE) 6/7th Edition (whichever is applicable), churches generate an of floor area, with an eight (8%) percent peak hour factor. Based on the tilding would generate vehicle trip ends, with approximately  O) VTE's per day per dwelling unit, with a ten (10%) percent peak hour de Family Residential) District designation which allows a maximum of eximately acres in land area, daily vehicle trip end, and
	(h - n )



## 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 line i	required, if inadequate:
SEWER:		
Outfall Servicing Project:		
Is sewer adjacent to property: Yes No	o If no, distance to nearest line: _	
Water Treatment Facility:	adequate inadequat	e
Sewage Capacity:	(MGPD) Current Flow:	(MGPD)
COMMENTS:		

Signature:



#### MARTA May 2025 Case Comments

#### D1-2024-1496 CZ-25-1246771 4015 Flat Shoals Pkwy:

This development is adjacent to existing service along Columbia Drive and also fronts planned MARTA service along Flat Shoals Parkway. We recommend that a condition for rezoning be that the developer must coordinate with MARTA to ensure proper pedestrian access between the development and existing and planned bus stops.

#### N2-2025-0285 Z-25-1247420 4743 Flat Shoals Pkwy:

This development is adjacent to planned MARTA service along Flat Shoals Parkway. We recommend that a condition for rezoning be that the developer must coordinate with MARTA to ensure proper pedestrian access between the development and planned bus stops.

#### N3-2025-0286 CZ-25-1247427 1816 Candler Road:

This property is adjacent to existing MARTA service as well as the planned Candler Road Arterial Rapid Transit project. While no ART stops are planned in front of this parcel on Candler Road, there will be an increased pedestrian demand for this location due to proximity to improved transit. Sidewalks and driveways for the development should be carefully designed with ped access and safety in mind. Developer should coordinate with MARTA during design phase.

#### N4-2025-0287 Z-25-1247428 3221 Glenwood Road:

This location is adjacent to existing MARTA service for Route 107. Due to this and proximity to the planned Candler Road Arterial Rapid Transit project, there will be an increased pedestrian demand for this location. Sidewalks and driveways for the development should be carefully designed with ped access and safety in mind. Developer should coordinate with MARTA during design phase.



#### SPECIAL LAND USE PERMIT APPLICATION

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

Applicant Name:	Erica Childs	
Applicant Email Address:	sacred.hearts4children@gmail.com	
	404-971-0058	
Owner Name:	Erica Childs	(If more than one owner, attach list owners.)
Owner Email Address:	sacred.hearts4children@gmail.com	
Owner Mailing Address:	1113 Pebble Creek Lane Locust Grove, Ga 30248	
Owner Phone Number:	404-971-0058	_
Subject Property Address:266	7 Candler Woods Court Decatur, Ga 30032	
Parcel ID Number(s):	15 119 04 046	
	Commission District(s): Super District:	
Existing Zoning District(s):R7	5 Proposed Zoning District(s): RSM	
Existing Land Use Designation(s):	Proposed Land Use Designation(s): (if applicable)	
hereby authorize the staff of the Plant	ning and Sustainable Department to inspect the property that is the subject of this application	
Owner: <u>Erica Childs</u> Age	nt:Erica Childy Signature of Applicant:	
	Signature of Applicant.	

#### <u>Slup Impact Analysis:</u> 2667 Candler Woods Court Decatur, Ga 30032

A. Is the size of the site adequate for the use contemplated and is adequate land area is available for the proposed use, including provision of all required yards, open space, off-street parking, transitional buffer zones, and all other applicable requirements of the zoning district in which the use is proposed to be located?

Yes, the site is adequate for the use contemplated and is adequate land area is available for the proposed use, including provision of all required yards, open space, off-street parking, transitional buffer zones, and all other applicable requirements of the zoning district in which the use is proposed to be located. Please see attached land survey completed on the property.

B. Compatibility of the proposed use with adjacent properties and land uses and with other properties and land uses in the district, and whether the proposed use will create adverse impacts upon any adjoining land use by reason of traffic volume/congestion, noise, smoke, odor, dust, or vibration generated by the proposed use.

This property is compatible for the proposed use and in conjunction with all adjacent properties and land uses and with other properties and other land uses in the district. This property will not create any adverse impacts upon and adjoining land use. This property has been in at its current address since 1984. This goes without any traffic volume/congestion, noise, smoke, odor, dust, or vibration generated by the proposed use.

- C. Are public services, public (or private) facilities, and utilities adequate to serve the proposed use?
  - All public services, public (or private) facilities, and utilities are indeed adequate to serve the proposed use.
- D. Is the public street on which the use is proposed to be located adequate and is there sufficient traffic- carrying capacity for the use proposed so as not to unduly increase traffic and create congestion in the area? The public street on which is proposed to be located will not impose any disposition and there is sufficient traffic- carrying capacity for the use proposed so it will not create any unduly increase traffic and create congestion in the area
- E. Is the ingress and egress adequate to the subject property and to all proposed buildings, structures, and uses thereon, with reference to pedestrian and automotive safety and convenience, traffic flow and control, and access in the event of fire or other emergency?
  - Yes, all the ingress and egress adequate to the subject property and to all proposed buildings, structures, and uses thereon, with reference to pedestrian and automotive safety and convenience, traffic flow and control, and does have access in the event of fire or other emergency.
- F. Will the proposed use create adverse impacts upon any adjoining land use by reason of the manner and hours of operation of the proposed use? The proposed use will not have any adverse

- impacts upon any adjoining land use. The hours of operation will not affect any of the surrounding properties
- G. Is the proposed use otherwise consistent with the requirements of the zoning district classification in which the use is proposed to be located? Yes, the proposed use is consistent with the requirements of zoning district classification where the property is already located.
- H. Is the proposed use consistent with, advances, conflicts, or detracts from the policies of the comprehensive plan? The proposed use does not have in advances, conflicts, or detracts from any of the policies of the comprehensive plan?



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

#### DEPARTMENT OF PLANNING & SUSTAINABILITY

Chief Executive Officer	Interim Director	
Lorraine Cochran-Johnson	Cedric G. Hudson, MCRP	

#### SPECIAL LAND USE PERMIT (SLUP) APPLICATION CHECKLIST

Submit application through our online portal www.epermits.dekalbcountyga.gov

Em	ail one	(1) copy of your application as one (1) PDF file to plansustain@dekalbcountyga.gov and copy lahill@dekalbcountyga.gov
**	1.	Schedule a mandatory, virtual <u>Pre-Application Conference</u> with Planning & Sustainability staff by appointment. Please email <u>lahill@dekalbcountyga.gov</u> for appointment.
*	2.	Hold a <u>Pre-Submittal Community Meeting</u> with surrounding neighborhood associations and residents. Provide documentation of the meeting (meeting notice and sign in sheets). Letter(s) from homeowners' association(s) may also be provided.
*	3.	Submit <b>Application</b> through portal www.epermits.dekalbcountyga.gov and then email Staff.
		Please assemble materials in the following order:
*		A. Application form with name and address of applicant and owner, and subject property address.
		B. Pre-submittal community meeting notice and sign-in sheet and other documentation of meeting.
* _*		C. Letter of application identifying a) the proposed zoning classification, b) the reason for the rezoning or special use of modification request, c) the existing and proposed use of the property, d) detailed characteristics of the proposed use (e.g floor area, height of building(s), number of units, mix of unit types, number of employees, manner and hours of operation).
*		<b>D. Impact Analysis</b> of the anticipated impact of the proposed use and rezoning on the surrounding properties in response to the standards and factors specified in Article 7.3 of the DeKalb County Zoning Ordinance, as attached. If a Major Modification, please include previously approved conditions and Board of Commissioner meeting minutes.
*		<b>E. Authorization Form,</b> if applicant is not the owner. Must be signed by all owners of the subject property and notarized Authorization must contain the mailing address and phone number of any applicant or agent who is authorized to represent the owner(s) of the subject property.
*		F. Campaign disclosure statement (required by State law).
*		<b>G. Legal boundary survey</b> of the subject property, (showing boundaries, structures, and improvements), prepared and sealed within the last year by a professional engineer or land surveyor registered in the State of Georgia. <b>Written Legal Description</b> of meters and bounds of the subject property (can be printed on site plan or survey).
N/A		<ul> <li>H. Site Plan (If applicable). The site plan must include the following:</li> <li>a. complete boundaries of subject property;</li> <li>b. dimensioned access points and vehicular circulation drives;</li> <li>c. location of all existing and proposed buildings, structures, setbacks and parking;</li> <li>d. location of 100-year floodplain and any streams;</li> <li>e. notation of the total acreage or square footage of the subject property;</li> <li>f. landscaping, tree removal and replacement, buffer(s); and</li> <li>e. site plan notes of building square footages, heights, density calculations, lot coverage of impervious surfaces, parking ratios, open space calculations, and other applicable district standards.</li> </ul>
		<b>I. Building Form Information (If applicable).</b> Elevation (line drawing or rendering) or details of proposed materials in compliance with Article 5 of the Zoning Ordinance. If new buildings and/or structures are being developed or renovations are being completed, please provide proposed elevations.

INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED

J. Completed, signed Pre-Application Form (Provided after pre-application meeting).

#### DeKalb County

#### DEPARTMENT OF PLANNING & SUSTAINABILITY

#### LETTER OF APPLICATION

Please identify the following details such as:

- The proposed zoning classification?
- The reason for the Special Land Use Permit (SLUP) request?
- The existing and proposed use of the property?
- Detail characteristics of the proposed use (e.g. floor area, height of building(s), number of units, mix of unit types, number of employees, manner and hours of operation)?

#### DeKalb County

#### DEPARTMENT OF PLANNING & SUSTAINABILITY

#### **IMPACT ANALYSIS**

Criteria: Sec 27-7.4.6 The following criteria shall be considered by the Department of Planning and Sustainability, the Planning Commission and the Board of Commissioners in evaluating and deciding any application for a special land use permit. No application for a special land use permit shall be granted by the Board of Commissioners unless satisfactory provisions and arrangements have been made concerning each of the following factors, all of which are applicable to each application, and unless the application is in compliance with all applicable regulations in Article 4.

- A. Is the size of the site adequate for the use contemplated and is adequate land area is available for the proposed use, including provision of all required yards, open space, off-street parking, transitional buffer zones, and all other applicable requirements of the zoning district in which the use is proposed to be located?
- B. Compatibility of the proposed use with adjacent properties and land uses and with other properties and land uses in the district, and whether the proposed use will create adverse impacts upon any adjoining land use by reason of traffic volume/congestion, noise, smoke, odor, dust, or vibration generated by the proposed use.
- C. Are public services, public (or private) facilities, and utilities adequate to serve the proposed use?
- D. Is the public street on which the use is proposed to be located adequate and is there sufficient traffic- carrying capacity for the use proposed so as not to unduly increase traffic and create congestion in the area?
- E. Is the ingress and egress adequate to the subject property and to all proposed buildings, structures, and uses thereon, with particular reference to pedestrian and automotive safety and convenience, traffic flow and control, and access in the event of fire or other emergency?
- F. Will the proposed use create adverse impacts upon any adjoining land use by reason of the manner and hours of operation of the proposed use?
- G. Is the proposed use otherwise consistent with the requirements of the zoning district classification in which the use is proposed to be located?
- H. Is the proposed use consistent with, advances, conflicts, or detracts from the policies of the comprehensive plan?
- I. Is there adequate provision of refuse and service areas?
- J. Should the length of time for which the SLUP is granted be limited in duration?
- K. Is the size, scale and massing of proposed buildings appropriate in relation to the size of the subject property and in relation to the size, scale and massing of adjacent and nearby lots and buildings; and will the proposed use create any shadow impact on any adjoining lot or building as a result of the proposed building height?
- L. Will the proposed use adversely affect historic buildings, sites, districts, or archaeological resources?
- M. Does the proposed use satisfy the requirements contained within the supplemental regulations for such special land use permit?
- N. Will the proposed use be consistent with the needs of the neighborhood or the community as a whole, as expressed and evidenced during the review process?



#### **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:	-
TO WHOM IT MAY CONCERN:	
I/WE:	
Nam	e of Owner(s)
being owner(s) of the subject property described below	or attached hereby delegate authority to:
Name of Age	ent or Representative
to file an application on my/our behalf.	
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: \_\_\_\_\_ No: \_\_\_\_ \* 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. 2. 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. Signature of Applicant /Date Notary Check one: Owner \_\_\_\_\_ Agent \_\_\_\_

Expiration Date/ Seal

<sup>\*</sup>Notary seal not needed if answer is "No".



#### **SURVEY, SITE PLAN, AND ELEVATIONS:** (If applicable)



#### LATE NIGHT ESTABLISHMENT OR NIGHTCLUB CHECK LIST

(If applicable)

	New Business: Existing Business: If the SLUP is for an existing business, please answer question #s 2 - 5.
2.	Does this Business have a current Business License? Yes: No: If yes, provide a copy of current business license.
3.	Has this business ever been operated without a Business License? Yes: No:
	If yes, how long did the business operate without a business license?
4.	Has this business received a citation for any of the following: Yes: No:
	a. Life safety violations such as pyrotechnics, overcrowding, inadequate ingress/egress operating beyond the permitted hours of operation.
	b. Construction (major/minor renovation, alteration and addition) without a valid DeKalb County permit.
	c. Business closure and renovation without surrendering license to State and County as required by State law.

1. Is the requested SLUP for a new business or an existing business? (Please check only one)

- d. Change of business name, ownership, or use without DeKalb County approval.
- e. No valid Certificate of Occupancy issued by DeKalb County
- f. Violation of operating hours of the Zoning ordinance or Alcohol Ordinance.
- g. Lack of proof of residency under DeKalb County. Any person who holds a liquor license in DeKalb County is required under DeKalb County law to be a resident of DeKalb County.
- 5. If one or more of the citations mentioned in No. 4 have been issued, please provide copies of summons and citations and summary of court decision or resolution.

Submittal of a fraudulent application is a violation of DeKalb County and State law.



#### ADDITIONAL CRITERIA FOR SPECIFIED USES:

No application for a special land use permit for the uses specified below shall be granted by the board of commissioners unless it is determined that, in addition to meeting the requirements contained within the zoning district in which such property is located and the criteria contained in section 7.4.6 and complying with applicable regulations in Article 4, satisfactory provisions and arrangements have been made concerning each of the following criteria:

- A. *Telecommunications towers and antennas*. In determining whether to authorize a special land use permit for a telecommunication tower or antenna, the board of commissioners shall comply with and apply the requirements of section 4.2.57.
- B. *Mine, mining operation, gravel pit, quarry, or sand pit.* In determining whether to authorize a special land use permit for a mine, mining operation, gravel pit, quarry, or sand pit, the board of commissioners shall also consider each of the following criteria:
  - 1. Whether the type and volume of traffic associated with such use will cause congestion in the streets and will create noise and vibration along streets used for residential purposes or adjacent to activity centers.
  - 2. Whether the applicant has provided a soil erosion control plan and a reuse or reclamation plan which meets the requirements of DeKalb County and of the Georgia Surface Mining Act, O.C.G.A. § 12-4-70, et seq., as amended, and the Rules of Department of Natural Resources, Chapter 391- 3-3, as amended.
  - 3. Whether or not the applicant meets the requirements of the county's noise ordinance.
- C. *Child day care facility*. In determining whether to authorize a special land use permit for a child day care facility, the board of commissioners shall also consider each of the following criteria:
  - 1. Whether the proposed off-street parking areas and the proposed outdoor play areas can be adequately screened from adjoining properties so as not to adversely impact any adjoining land use.
  - 2. Whether there is an adequate and safe location for the dropping off and picking up of children at the child day care facility.
  - 3. Whether the character of the exterior of the proposed structure will be compatible with the residential character of the buildings in the zoning district in which the child day care facility is proposed to be located, if proposed for a residential zoned district.
- D. Biomedical waste disposal facilities, disposal facilities, landfills, county solid waste disposal

- 1. In determining whether to authorize a special land use permit for a biomedical waste disposal facility, disposal facility, landfill, county solid waste disposal facility, county solid waste landfill, private industry solid waste disposal facility, solid waste handling facility, solid waste thermal treatment technology facility, or disposal facility for hazardous and/or toxic materials including radioactive materials, the board of commissioners shall also consider each of the following criteria:
  - a. Whether the proposed use does not pose any potential negative impact resulting from air pollution, degradation of soil and/or water quality, noise, odor, or other negative environmental effects.
  - b. Whether the proposed use will not have a significant deleterious effect on use of land and value of existing housing in adjacent and nearby neighborhoods.
  - c. Whether the proposed use will not create a negative traffic impact on any adjacent or nearby residential street(s) resulting from truck and other vehicular traffic associated with the facility.
  - d. Whether the proposed use does not represent an over-concentration of such uses in the area.
- 2. An assessment shall be prepared by the DeKalb County sanitation division regarding item 1.d above.

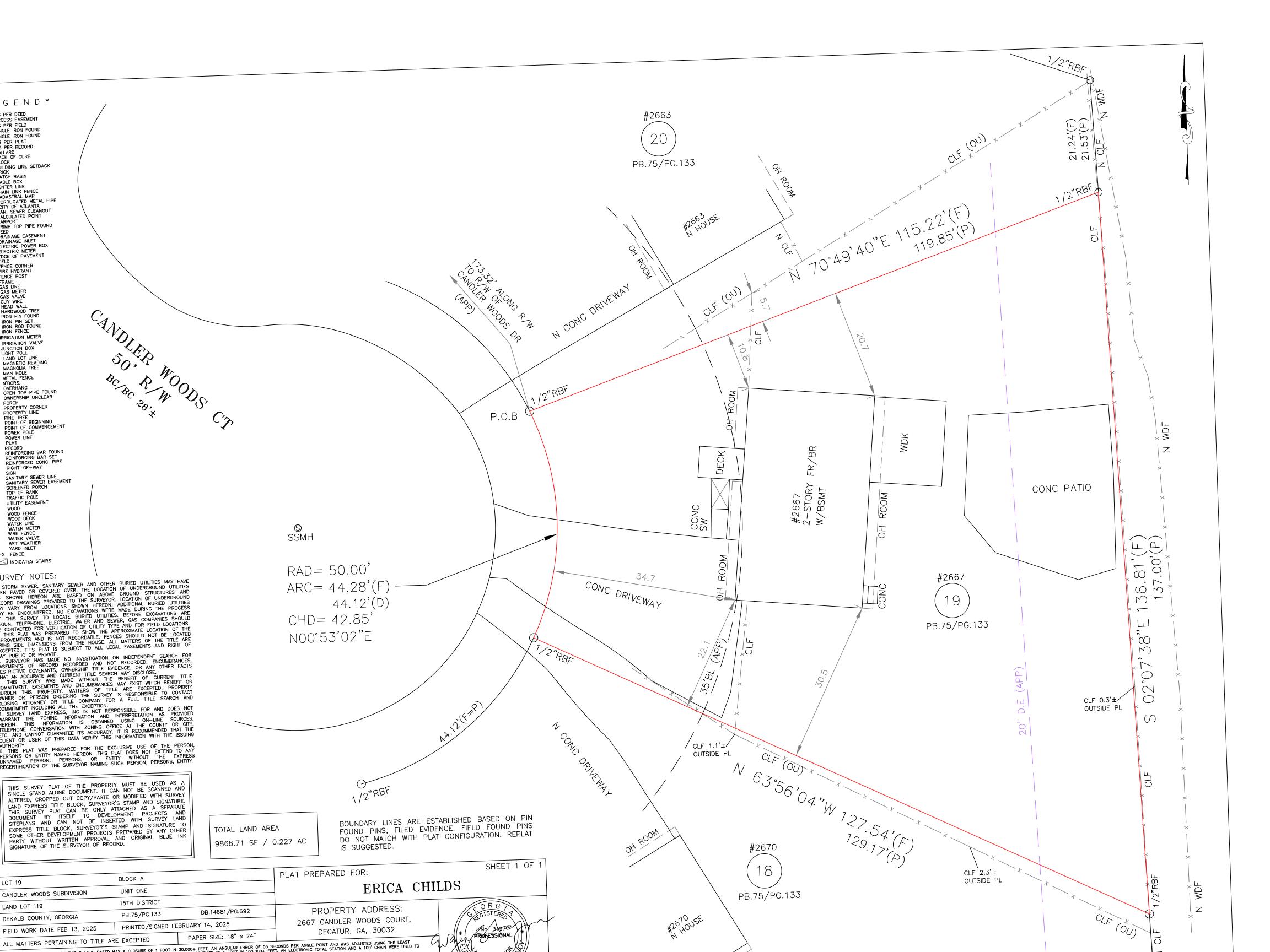


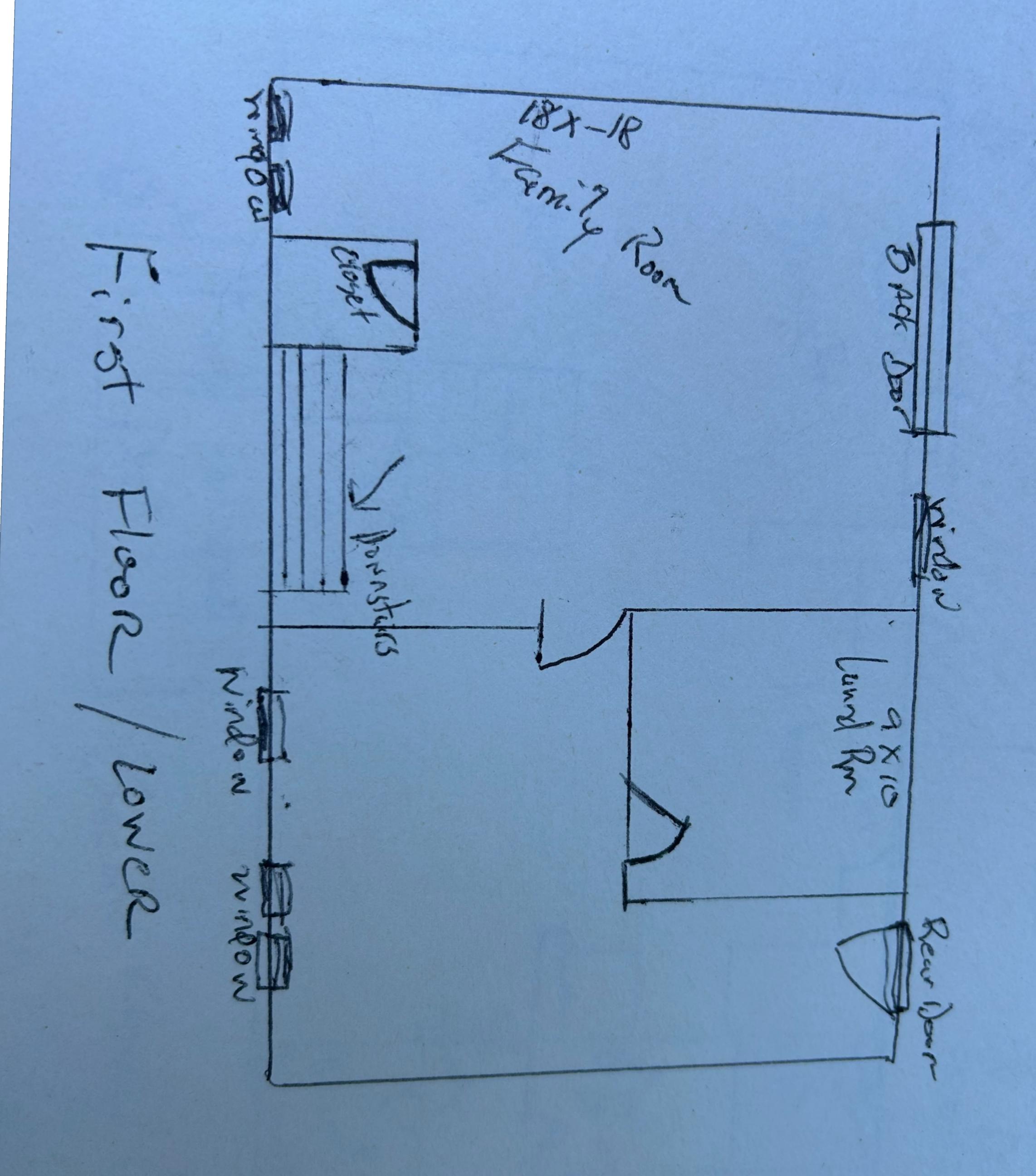
#### **FILING FEES**

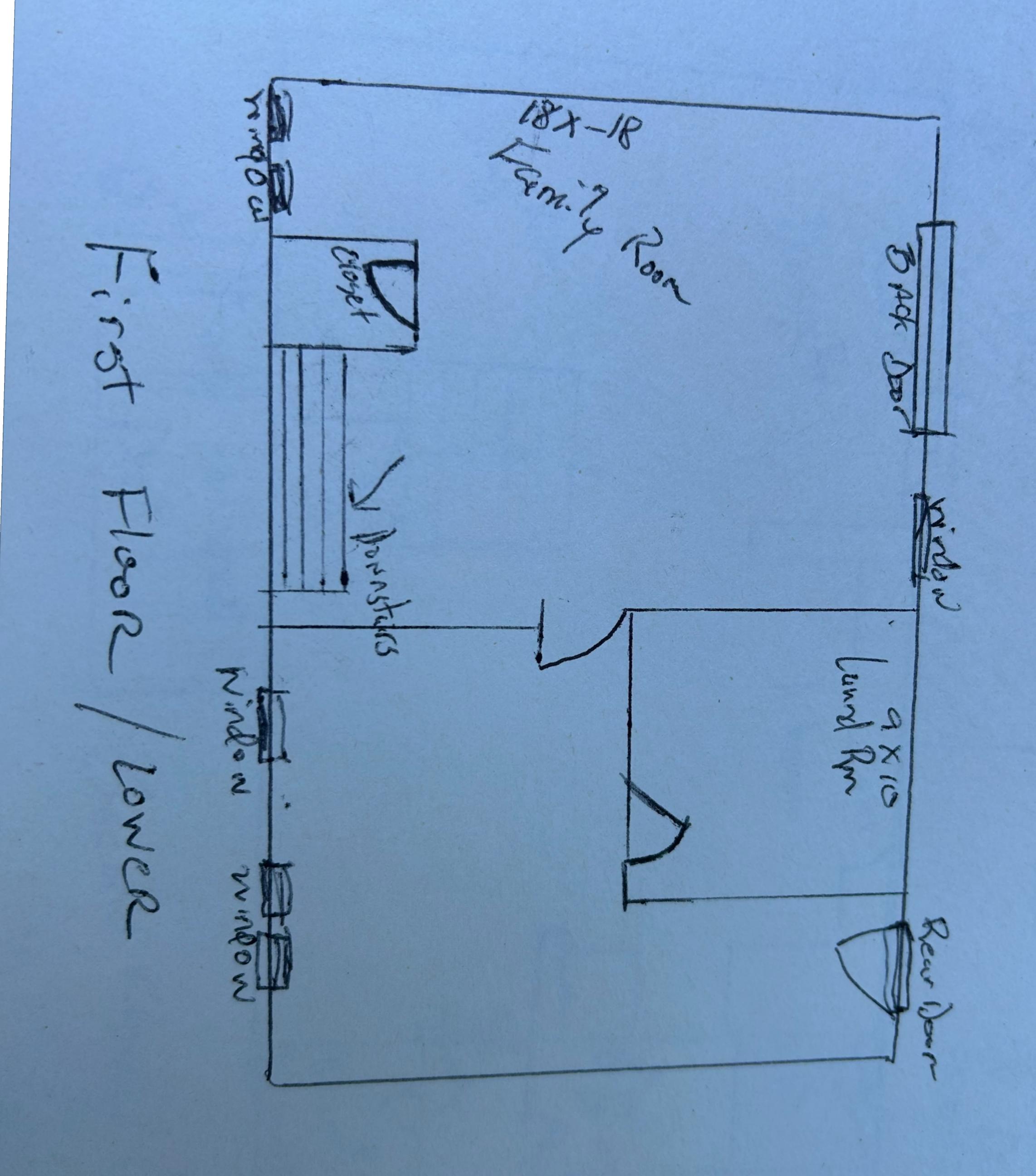
At the time of submittal, a filing fee shall accompany each Special Land Use Permit application as follows:

#### SPECIAL LAND USE PERMIT \$400.00

Applications for non-contiguous property (separated by a street) must be filed separately. A separate fee will be charged for each application. Applications deferred "full cycle" do not require additional fees. An application that is withdrawn and later re-filed will be treated as a new case and will require a new fee.







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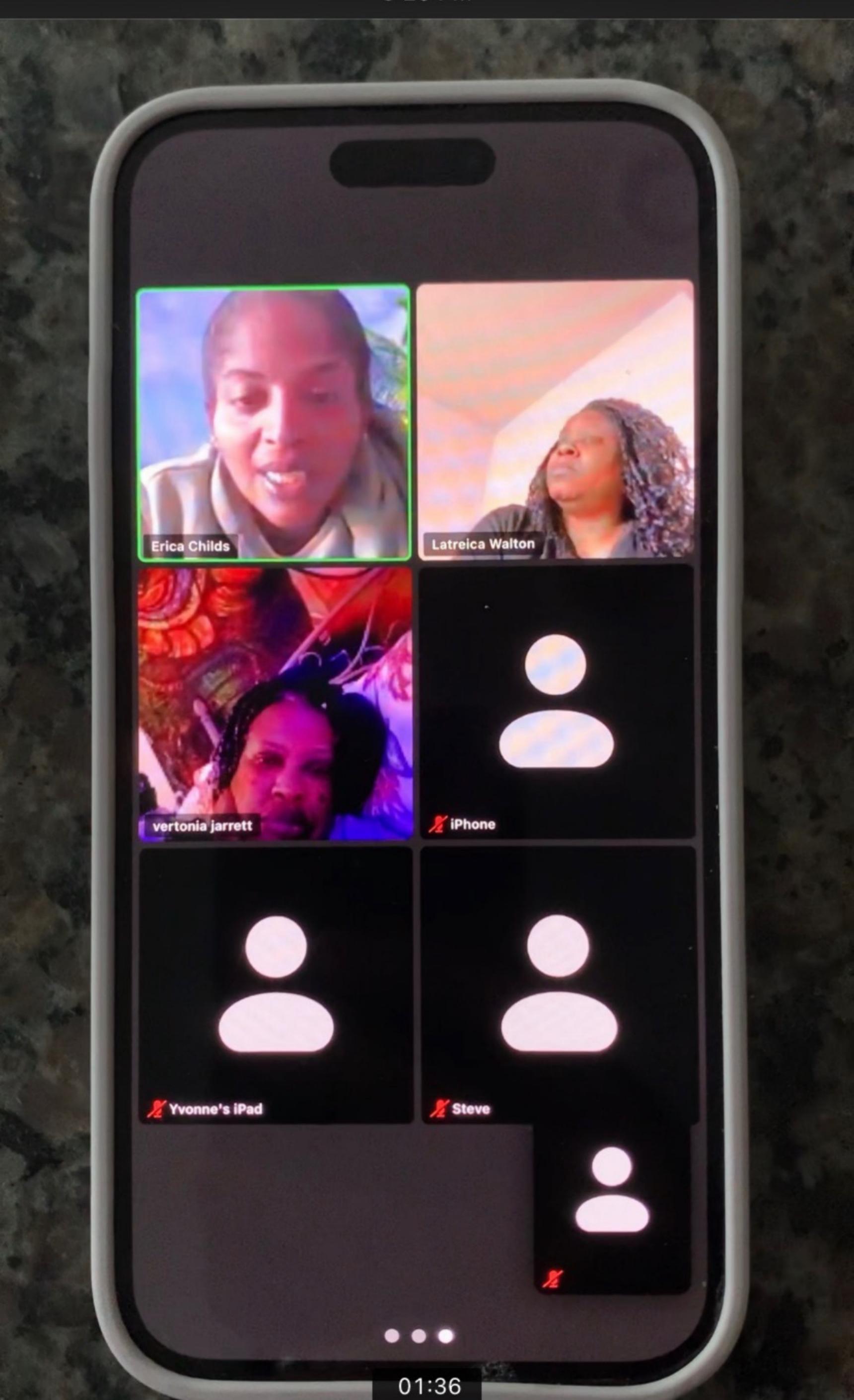
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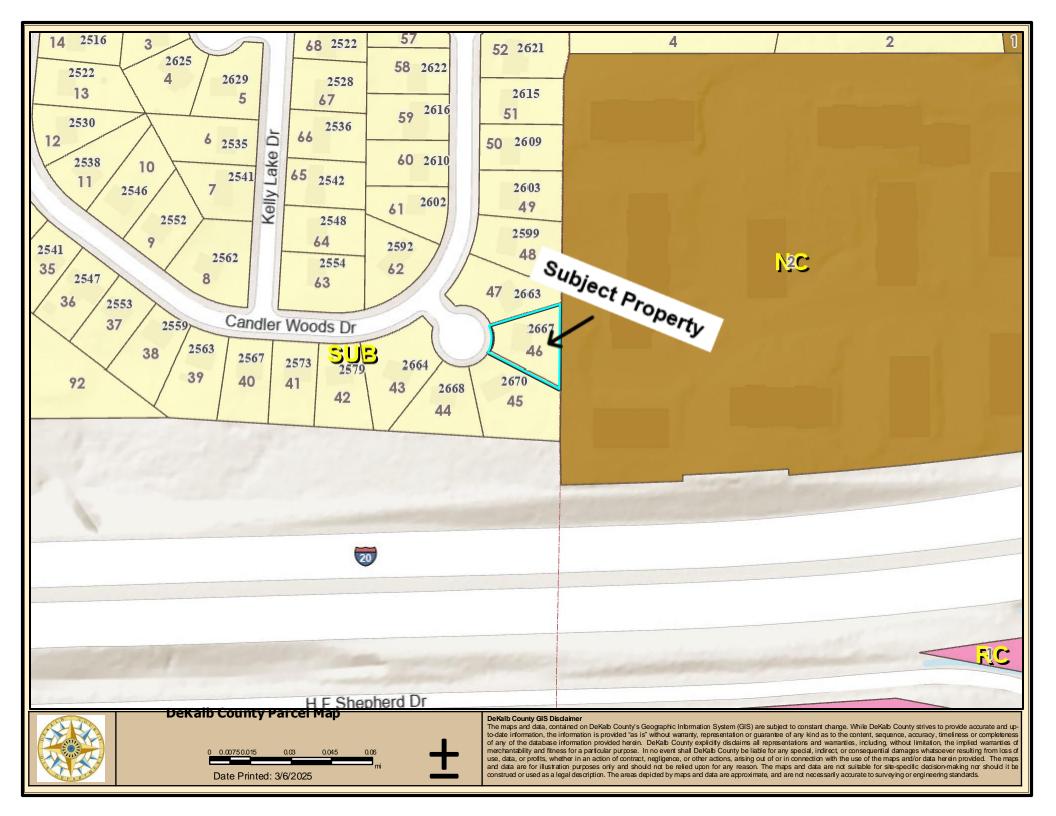
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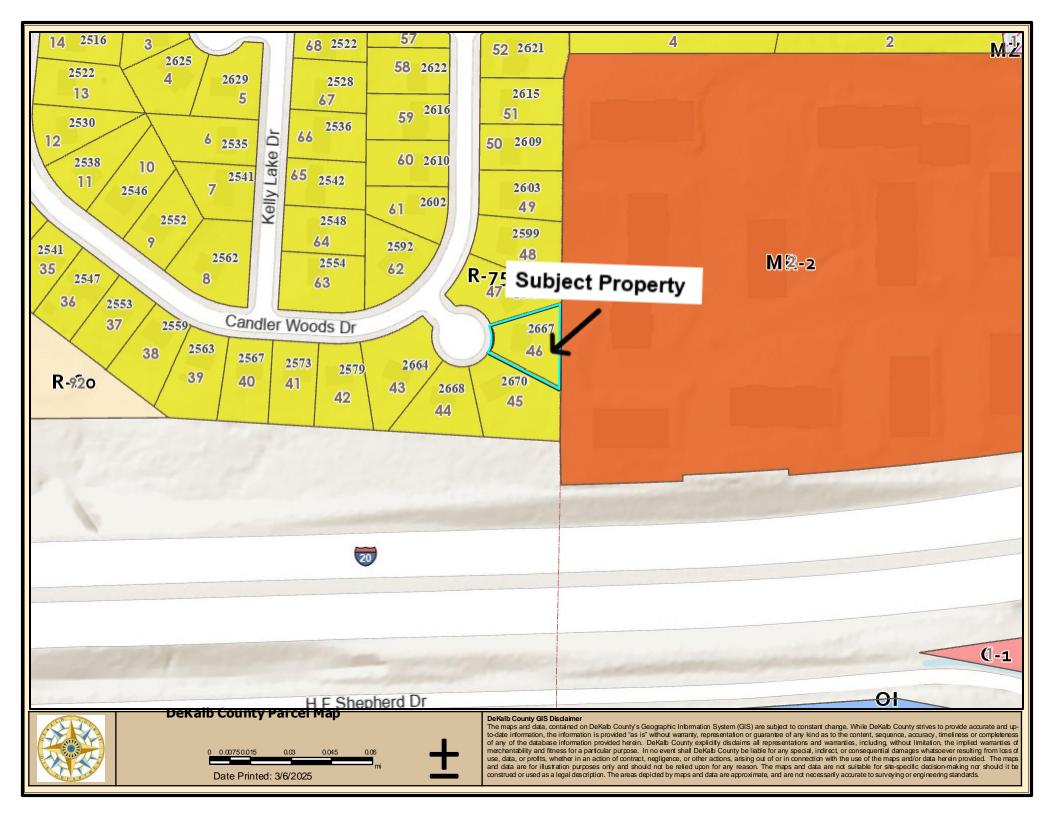
All Photos











**Sent:** Wednesday, April 16, 2025 5:05 PM To: Plansustain <plansustain@dekalbcountyga.gov> Subject: SLUP 25-1247431 2667 Candler Woods Ct

From: ellenkates <ellenkates@yahoo.com>

Writing to object this request to ha e a 6-person care home. Applicant was unable or unwilling to articulate her qualifications to run a care home except for her "passion". She presented no relevant education, experience or credentials and as far as staffing said she would hire professionals according to the needs of the child residents. So first you get the children and then the staff?

Please deny this request. Ellen Kates

2593 Kelly Lake Rd

Ellenkates@vahoo.com

Sent from my Galaxy

From: ellenkates < <u>ellenkates@yahoo.com</u>> Sent: Wednesday, April 16, 2025 5:05 PM

**To:** Plansustain <<u>plansustain@dekalbcountyga.gov</u>> **Subject:** SLUP 25-1247431 2667 Candler Woods Ct

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Please deny this request. Ellen Kates 2593 Kelly Lake Rd Ellenkates@yahoo.com Sent from my Galaxy

# The Kelly Lake Communities Homeowners Petition Objection Form

Support this petition against, Erica Childs, owner of Scared Hearts, LLC. We, the homeowners of Kelly Lake Communities are requesting the following:

1. We are opposing the Rezoning of the home located at 2667 Candler Woods Ct. for a Foster Home.

Please Print Information – Yes, I'm a homeowner
1. Name Nami Ward Address 26 10 landler Woods & Doe GA 3000
2. Name Ralph Covington Address 2601 Kelly Lake, Decatur, GA 30033
Email (Optional) BCOVING45000010 Signature Dalm w wington
3. Name Vertonia Forcett Address 2632 Candler Woods Dr
Email (Optional) vertonia ja Consignature Jordonia derrett
4. Name Oh
Email (Optional)Signature
5. Name ANA REUVEN Address 2729 Kelly Lake Rd. Dec 30032
Email (Optional)Signature
6. Name Carl Suffer Address 2603 Yale Terrore
Email (Optional) carl Jaffar a grail ton Signature C- 9
7. Name DONNIE 4. COLE Address 2624 (and/er Woods-Dr. Docatus
Email (Optional) Colebonni & 22@gmail Signature Donne f. Cole
8. Name 1/11/cia/hee/e/ Address 3559 and let Wood Dr.
Email (Optional) Signature for the first heart
9. Name GIVIS Y/ONFFORD Address 3559 Confloris Dood de
Email (Optional) Who Ko Tescy o koo Signature Do Martford
10. Name Winkats Address 2593 Keel Lake Rol
Email (Optional) ellen Kats Dychro Signature Z
11. Name Ellen Peelk Address 2615 Candler Woods Dr.
Email (Optional) peek 3eek Romanstakinnature & 10.
12. Name ERIC PEEK Address Sic Pool 2615 GANDLET GOODS DR
Email (Optional) ER PEEK 9180 1410, Signature Lice Pool
13. Name Stephen Conover Address 2775 Augusta Way, Decator 30082
Email (Optional)SignatureSignature
1/
AME OF VOLUNTEER PETITIONER: VOLONIA SATVET DATE: 3-20-25
1/2-18/11/19/2014
I/I/I $IONU$ $IONU$

# The Kelly Lake Communities Homeowners Petition Form ReZoning Application 2667 Candler Woods Dr.

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Email (Optional) Ylonne, Tobe & Vahos Co Bignature > 160	
15. Name Ternlynn Heath Address 2631 Cardfer Woods Dr	
Email (Optional) tempheath a gransignature 24teath	
16. Name A-MES LISTER Address 2627 CANDLER WOODS PR	
Email (Optional) JELUSTE DE Concest, Signature James 140	
17. Name Cheguita Stephens Address 25 42 Nelly Lake De	
Email (Optional) Signature Possible Dec. 3003	2
18. Name GARY Du MONT Address 2705 Kelly Labe Road	
Email (Optional)Signature Lory Damont	
19. Name Latreica Walton Address 2552 Canaler Woods Dri	10
Email (Optional)Signature Hatrew 34 stern)	
20. Name Chillia Bill Address 2533 Chiller Woods Dr	
Email (Optional)Signature_\(\text{Visit A \(\text{A}\)}\)	
21. Name Jan Wrot Address 2 428 Corder 1600 12	
Email (Optional) Signature	
22. Name Butty 1 Moss Address 2517 Candles Wood Dr	
Email (Optional) Signature Betty J. Romannia Signature Betty Signa	
23. Name Rome Beauzill Address 3537 andler woods Du	
Email (Optional) De auxile & Gahro Signature Alvonce Beauxile,	
24. Name MA+Ms/ 25ter+bandra/hmAddress 2625 Cantler Woods Way Decatur Ga	30032
Email (Optional) Messand to Vahoo, Con Signature Sandra & Lester Thomas	
25. Name Arlene Mal Carter Address 2626 Candler Woods way Deca Go3	352
Email (Optional) arlene May Carter & GMSignature Aleman Castles	
NAME OF VOLUNTEER PETITIONER: 1 PT 0016 Date: 2-20-6	25
	Mengalement

# Kelly Lake Communities Homeowners Petition Objection Form 2667 Candler Woods Ct Scared Hearts, LLC

NAME (Print) _ Cis (Erre)				
ADDRESS 2627 KEIN LAKY RO				
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EMAIL ADDRESS				
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NAME (Print) W W W W W W W W W W W W W W W W W W W				
ADDRESS 2578 LAVE SIGNATURE				
TREAT 1				
EMAIL ADDRESS ( ) Keyanhaayer yah oo .com				
$\mathcal{A}_{1}$				
NAME (Print) Derbora tratt				
ADDRESS 2810) Kelly Catago Dr. Decatur, GA 30032				
SIGNATURE Janh Janh				
EMAIL ADDRESS				
NAME (Print) CHARLOS WILLIAMS				
ADDRESS 2522 KELLY LAKE DRIVE				
SIGNATURE 1 Rome Zeen	_			
EMAIL ADDRESS				
NAME (Print) KENNETH GDVENS				
ADDRESS 2367 CANDET Woods Dr.				
SIGNATURE Remote Hiven				
Email GIVENSK7@ amaikon				
NIANTE (Dint)				
NAME (Print) Jerry / Atmen				
ADDRESS 2602 Confer Woods De. SIGNATURE Jewis Lines				
EMAIL ADDRESS SKALATED XALOO, COM				
NAME (Print) Leslie A WallacE				
ADDRESS 1554 Kelly Lake Dr				
SIGNATURE oglu allace				
EMAIL ADDRESS /5/- WIIC @yahoo. Com				
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VERTONIA JARRETT				
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Support this petition against, Erica Childs, owner of Scared Hearts, LLC. We, the homeowners of Kelly Lake Communities are requesting the following:

1. We are opposing the Rezoning of the home located at 2667 Candler Woods Ct. for a Foster Home.

Please Print Information - Yes, I'm a homeowner		
1. Name Laura Soefling	Address 2164 Yale 1errace	
Email (Optional) or chamus it a a all	mSignature Valle Alle O'	
2. Name Scott Sperling	Address 2/0/04 Yorlo TondaCQ	
Email (Optional) sebscotto ad.con	Signature Sold Signature	
3. Name File Ellissen	Address 2579 CANDER WOODS DR	
Email (Optional) Property 17	Signature 6. 6. 6. 1	
4. Name FRESSIE JARRETT	Address 2610 CANDLER WOODS OR	
Email (Optional)	Signature Fredlie Bygoth	
5. Name Rava John son	Address 266 Cardler Wedo Drive	
Email (Optional) todal My 100 gmail.	Signature Dephis Sw	
6. Name/WAN MINTER	Address	
Email (Optional) Vam 2920@Billouth	Signature Quican Minter	
7. Name Barra Blooder	Address 2743 Kelly Colle Vd	
Email (Optional)	Signature X	
8. Name Penay Biechn	Address 2622 Condlexwood Dr	
Email (Optional) 1.0 Big 560	_ Signature	
9. Name 6 anda Willeams	_Address 2609 Cantler Woods Do	
Email (Optional)	Signature 4000 de Williams	
10. Name	Address	
Email (Optional)	Signature	
11. Name	Address	
Email (Optional)	Signature	
12. Name	_Address	
Email (Optional)	Signature	
13. Name	Address	
Email (Optional)	Signature	
NAME OF VOLUNTEER PETITIONER:	a Jarrett DATE: 2-20-25	