May 4, 2017			
	DEKALI	B COUNTY	ITEM NO. D2
	BOARD OF CO	OMMISSIONERS	
HEARING TYPE PUBLIC HEARING		<b>NDA / MINUTES</b> <b>TE:</b> May 23 , 2017	ACTION TYPE ORDINANCE
SUBJECT: Land Use Amendmo		Communities	
DEPARTMENT: Planning &	& Sustainability	PUBLIC HEARING:	x YES NO
ATTACHMENT: x YES PAGES: 11	NO	INFORMATION CONTACT: PHONE NUMBER:	Marian Eisenberg, Zoning Admin. (404) 371-2155
PETITION NO: LP-17-2	1281		

PROPOSED USE: Townhomes

LOCATION: 2729 Lawrenceville Highway, Decatur, Georgia

PARCEL No.: 18 145 05 009

**PURPOSE: To amend the 2025 Comprehensive Land Plan Map to allow for a 33-unit, fee-simple, attached townhome development at a density of 11 units per acre.** The property is located on the the south side of Lawrenceville Highway, approximately 660 feet west of Montreal Road at 2729 Lawrenceville Highway in Decatur, Georgia. The property has approximately 381 feet of frontage on Lawrenceville Highway and contains 3.01 acres.

#### **RECOMMENDATIONS:**

PLANNING COMMISSION: APPROVAL

COMMUNITY COUNCIL: FULL CYCLE DEFERRAL

**PLANNING STAFF :** APPROVAL

**PLANNING COMMISSION MEETING:** On May 2, 2017, the Planning Commission recommended "Approval" with ten conditions submitted by the applicant.

#### PLANNING STAFF ANALYSIS (Revised 5/8/17):

The proposal to amend the Land Use Plan Map from SUB (Suburban) to CRC (Commercial Redevelopment Corridor) is consistent with Future Land Use policies from the Comprehensive Plan.

May 4, 2017

Companion case Z-17-21428 seeks to amend the zoning of the subject parcel to a zoning designation consistent with the sought after Land Plan Amendment.

Staff's recommendation for the Land Plan Amendment is 'Approval'

**PLANNING COMMISSION VOTE:** Approval with conditions 4-1-0. M. Butts moved, J. Johnson seconded for approval. T. Snipes voted in opposition.

**COMMUNITY COUNCILVOTE/RECOMMENDATION: Full Cycle Deferral.** Council recommended for a full cycle to allow time for additional meetings between the applicant and neighborhood.



**DeKalb County Department of Planning & Sustainability** 

330 Ponce De Leon Avenue, Suite 300

Decatur, GA 30030

(404) 371-2155 / plandev@dekalbcountyga.gov

Planning Commission Hearing Date:May 2, 2017, 6:30 P.M.Board of Commissioners Hearing Date:May 23, 2017, 6:30 P.M.

# **STAFF ANALYSIS**

Case No.:	LP 17 21281		Agenda #: D.2			
Location/Address:	2729 Lawrenceville Highway & 1454 Linkwood		Commission District:2 Super District:7			
	Lane					
Parcel IDs:	18 145 05 009					
Request:	Land Plan Map Amendment from	n SUB (Suburban	) to CRC (Commercial Redevelopment			
	Corridor)					
Property Owner(s):	The Presbytery of Greater Atlan	ta, Inc.				
Applicant/Agent:	InLine Communities c/o Kathryn	Zickert				
Acreage:	3.01 Acres					
Existing Land Use:	SUB (Suburban)					
Surrounding Properties:	SUB (Suburban), CRC (Commercial Redevelopment Corridor)					
Adjacent Zoning:	North: CRC (OI) South: SUB/CRC (R-75/MR-2) East: SUB/CRC (OI/R-75) West: CRC (MR-2)					
	Northeast: CRC/SUB (R-75/OI) Northwest: CRC (OI) Southeast: SUB (R-75) Southwest:					
Comprehensive Plan:	CRC (MR-2)					
		<b></b> ]				
		X Cor	nsistent Inconsistent			
Proposed Density: 11	units/acre	Existing Density: 1 place of worship				
Proposed Units/Square		Existing Unit	s/Square Feet: 1 place of worship			
townhomes/1800 sq. ft. r	ninimum					
Proposed Lot Coverag	e:	Existing Lot	Coverage:			

## Companion Application:

Z-17-21428. An application to rezone the subject parcel from R-75 (Single-Family Residential) to MR-2 (Medium-Density Residential – 2) for a 33-unit, fee-simple, attached townhome development at a density of 11 units per acre.

## STAFF RECOMMENDATION: Approval

The proposal to amend the Land Use Plan Map from SUB (Suburban) to CRC (Commercial Redevelopment Corridor) is consistent with Future Land Use policies from the Comprehensive Plan.

The density of units proposed indicated by the submitted site plan required a higher density than the existing maximum of 8 units per acre under the SUB (Suburban) designation. The requested density is consistent with surrounding properties. Therefore, staff's recommendation is for "Approval" of this application.

#### COMMUNITY COUNCIL RECOMMENDATION: Deferral

The council's recommendation was for full-cycle deferral to allow time for additional meetings between the applicant and the community.

#### SUBJECT PROPERTY AND SURROUNDING AREA

The subject property is developed with a vacant place of worship (Rehoboth Presbyterian Church) and is surrounded by a single-family residential development and a senior housing development currently under construction.

#### PROPOSED PROJECT

The proposed project consists of a 33-unit townhome development with access on Lawrenceville Highway and on Linkwood Lane.

#### LAND USE ANALYSIS

#### LAND USE MAP AMENDMENT EVALUATION

Section 27-829 of the Zoning Ordinance, "Amendments to comprehensive plan land use maps" states that the following standards and factors shall guide the evaluation of all proposed amendments to the comprehensive plan land use maps:

- 1. Whether the proposed land use change will permit uses that are suitable in view of the use and development of adjacent and nearby property: The proposed land use change will permit uses that are suitable and consistent with surrounding properties.
- Whether the proposed land use change will adversely affect the existing use or usability of adjacent or nearby property: The proposed land use change does not appear to create any adverse affects on adjacent or nearby properties.
- 3. Whether the proposed land use change will result in uses which will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools: The proposed land use amendment to allow for 41 attached, single-family, residential units does not appear to cause excessive or burdensome impact on existing infrastructure or schools.
- **4.** Whether the zoning proposal is consistent with the written policies in the comprehensive plan text: Zoning proposal to follow on a later agenda.
- 5. Whether there are environmental impacts or consequences resulting from the proposed change: The proposed land use amendment has not revealed any adverse environmental impacts as a result of the proposed development.
- 6. Whether there are impacts on properties in an adjoining governmental jurisdiction in cases of proposed changes near county boundary lines.

The development proposal impacts an area surrounding the City of Tucker. However, the proposal appears to be consistent with previous planning efforts for the Lawrenceville Highway Corridor<sup>1</sup>.

<sup>&</sup>lt;sup>1</sup> Atlanta Regional Commission Community Choice Grant for technical assistance. Lawrenceville Hwy. Corridor

- 7. Whether there are other existing or changing conditions affecting the use and development of the property, which give supporting grounds for either approval or disapproval of the zoning proposal: There are no known conditions to be considered as a part of a process to form a recommendation for this application.
- 8. Whether there are impacts on historic buildings, sites, districts, or archaeological resources resulting from the proposed change:

There are no known historic entities nor archaeological resources to be considered as a part of a process to form a recommendation for this application.

#### Attachments:

- 1. Department Comments
- 2. Application
- 3. Site Plan
- 4. Zoning Map
- 5. Land Use Plan Map
- 6. Aerial Map

	DeKalb County Schoo Zoning Review Com	Analysis Date: 2/15/2017				
Submitted to:	DeKalb County	Case #:	LP 17 21281			
Name of Development: Location:	Lawrenceville Townhomes 2729 Lawrenceville Highway & 1454 Linkwood Lane					
Description:	Rezoning 2 properties from SUB (Suburban) to CRC (Commercial Redevelopment Corridor) creating 41 Attached Townhomes					
Impact of Development:	This rezoning, if approved, would add 3 students with 2 attending local DCSD schools (1 Laurel Ridge ES and 1 Druid Hills HS) and 1 attending other DCSD schools. Laurel Ridge is currently overcrowded, and expected to gain 2-4 additional portable classrooms for 2017-2018 school year.					

	Laurel Ridge	Druid Hills	Druid Hills	Other DSCD	Private	
Current Condition of Schools	ES	MS	HS	Schools	Schools	Total
Capacity	502	1,182	1,425			
Portables	2	0	0			
Enrollment (Oct. 2016)	474	921	1,321			
Seats Available	28	261	104			
Utilization (%)	94.4%	77.9%	92.7%			
New students from development	1	0	1	1	0	3
New Enrollment	475	921	1,322	T		
New Seats Available	27	261	103			
New Utilization	94.6%	77.9%	92.8%			

	Attend Home	Attend other	Private	
Yield Rates	School	DCSD School	School	Total
Elementary	0.019850	0.012117	0.005156	0.037123
Middle	0.009796	0.004383	0.001805	0.015984
High	0.017015	0.001547	0.001289	0.019850
Total	0.0467	0.0180	0.0082	0.0730

## **Student Calculations**

**Proposed Units** 

41

Units x Yield	Attend Home School	Attend other DCSD School	Private School	Total
Elementary	0.81	0.50	0.21	1.52
Middle	0.40	0.18	0.07	0.65
High	0.70	0.06	0.05	0.81
Total	1.91	0.74	0.33	2.98

	Attend Home	Attend other	Private	
Anticipated Students	School	DCSD School	School	Total
Laurel Ridge ES	1	1	0	2
Druid Hills MS	0	0	0	0
Druid Hills HS	1	0	0	1
Total	2	1	0	3



DeKalb County Department of Planning & Sustainability



Andrew A. Baker, AICP Director



# FIRST AMENDED

APPLICATION TO AMEND OFFICIAL ZONING MAP OF DEKALB COUNTY, GEORGIA

Date Received:	Application No.:		
***************************************	************************		
Applicant: InLine Communities c/o Kathryn M. Zickert	E-Mail: kmzickert@sgrlaw.com		
Applicant's Mailing Address: 1230 Peachtree St., NE, S	te. 3100, Atlanta, GA 30309		
Applicant's Phone No.: 404-815-3500	404 005 7004		
***************************************	**********************		
Owner(s): Presbytery of Greater Atlanta (If more than one owner, attach as Exhibit "A")	E-Mail:		
(If more than one owner, attach as Exhibit "A")			
Owner's Mailing Address: 1024 Ponce de Leon Ave., Ne, Atlanta, GA 3030	06		
Owner(s) Phone No.: 404-898-0711	Fax:		
***********	***************************************		
Address/Location of Subject Property: 2729 Lawrence	eville Hwy.		
District(s): 18 Land Lot(s): 145	Block(s): 05Parcel(s): 009		
Acreage: Comr	mission District(s): 2 / 7		
Current Zoning Category:	Proposed Zoning Category: MR-2		
Current Land Use Category: SUB	Land Use Amendment Filed? Yes No		
*************	*******************		

#### PLEASE READ THE FOLLOWING BEFORE SIGNING

This form must be completed in its entirety before the Planning Department accepts it. It must include the attachments and filing fees identified on the attachments. An application, which lacks any of the required attachments, shall be determined as incomplete and shall not be accepted. 20 collated copies must be submitted.

#### **Disclosure of Campaign Contributions**

In accordance with the Conflict of Interest in Zoning Act, O.C.G.A., Chapter 36-67A, the following question must be answered: Have you the applicant made \$250 or more in campaign contributions 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:

- The name and official position of the local government official to whom the campaign contribution was made. 1.
- 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 the Board of Commissioners, DeKalb County, 1300 Commerce Drive, Decatur, Ga. 30030.

NOTARY SIGNATURE VAR

16-20

**EXPIRATION DATE / SEAL** 

age 2 of 5

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EXPIRE

GEORGIA

March 16, 2020

NETT

SIGNATURE OF APPLICANT / DATE

Check One: Owner Agent

330 West Ponce de Leon Avenue - Suites 100-500 - Decatur, Georgia - 30030 [voice] 404.371.2155 - [Planning Fax] (404) 371-4556 [Development Fax] (404) 371-3007 Web Address http://www.dekalbcountyga.gov/planning Email Address: planninganddevelopment@dekalbcountyga.gov

DeKalb County Department of Planning & Sustainability



Lee May

Interim Chief Executive Officer

Andrew A. Baker, AICP

Director

# FIRST AMENDED

## APPLICATION TO AMEND COMPREHENSIVE LAND USE (FUTURE DEVELOPMENT) MAP PLAN OF DEKALB COUNTY, GEORGIA

Application No.:	
Applicant's Mailing Address:       1230 Peachtree St., NE, Ste. 3100, Atlanta, GA 30309         Applicant's Daytime Phone #:       404-815-3500         Fax:       404-685-7004         (If more than one owner, attach information for each owner as Exhibit "A")         Owner's Name:       Presbytery of Greater Atlanta	
Applicant's Mailing Address:       1230 Peachtree St., NE, Ste. 3100, Atlanta, GA 30309         Applicant's Daytime Phone #:       404-815-3500         Fax:       404-685-7004         (If more than one owner, attach information for each owner as Exhibit "A")         Owner's Name:       Presbytery of Greater Atlanta	
Applicant's Daytime Phone #:       404-815-3500       Fax:       404-685-7004         (If more than one owner, attach information for each owner as Exhibit "A")       Owner's Name:       Presbytery of Greater Atlanta	
(If more than one owner, attach information for each owner as Exhibit "A") Owner's Name:Presbytery of Greater Atlanta E-Mail	
Owner's Mailing Address 1024 Ponce de Leon Ave., NE, Atlanta, GA 30306	
Owner's Daytime Phone #	
Address/Location of Subject Property: 2729 Lawrenceville Highway	
District(s):         18         Land Lot(s):         145         Block(s):         05         Parcel(s:         009           Acreage:         3.01 +/-         Commission District(s):         2 / 7         Parcel(s:         009	
Acreage: 3.01 +/- Commission District(s): 2 / 7	
Current Land Use Designation: SUB Proposed Land Use Designation:	
Current Zoning Classification(s):	
PLEASE READ THE FOLLOWING BEFORE SIGNING	
I. This application form must be completed in its entirety. In addition, any application that lacks any of attachments or payment of the filing fee shall be determined to be incomplete and shall not be accepted.	the required
II. <u>Disclosure of Campaign Contributions</u> : In accordance with the Conflict of Interest in Zoning Act, O.C.G.A., Chapter following questions must be answered: Have you, the applicant, made \$250 or more in campaign contributions to a government official within two years immediately preceding the filling of this application? Yes No	36-67A, the local
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 prece of this application and the date of each such contribution.	eding the filing
The disclosure must be filed within 10 days after the application is first filed and must be submitted to the C.E.O. and Commissioners, DeKalb County, 1300 Commerce Drive, Decatur, Ga. 30030.	id the Board of

Shawka E. Aerla



SIGNATURE OF APPLICANT

Check One: Owner Agent\_ DATE

330 West Ponce de Leon Avenue - Suites 100-500 - Decatur, Georgia - 30030 [voice] 404.371.2155 - [Planning Fax] (404) 371-4556 [Development Fax] (404) 371-3007 Web Address http://www.dekalbcountyga.gov/planning Email Address: planninganddevelopment@dekalbcountyga.gov



43-15-22.

UCB FORG	PLAT PREPARED FOR : THE PRESBYTERY OF	greater atlanta	$\frac{date 01/22/2016}{scale} 1" = 30'$		RVEYING COMPANY
No. 2109 PROFESSIONAL	LAND LOT 145 18TH DISTRICT	SECTION	DEKALB county, georgia revision by: date:		ANTA, GEORGIA 31139—0993 —9055 FAX (770) 794—9052
04 N STANZILIS	LOT BLOCK SUBDIVISION	UNIT		The field data upon which this plat is based has a closure of 1 foo was adjusted using the Least Squares Method. This plat has been co An electronic total station and a 100' chain were used to gather th No State Plane Coordinate Monument found within 500' of this prop	t in 15,000+ feet, an angular error of 03 seconds per angle point and alculated for closure and found to be accurate to 1 foot in 100,000 feet. e information used in the preparation of this plat.
PLAT BOOK, PAGE DEED BOOK, PAGE	SURVEYED:DRAFTED:PLOTTED:DISC #:APPROVED:			ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED	This plat was prepared for the exclusive use of the person, persons, or entity named hereon. This plat does not extend to any unnamed person, persons, or entity without the express recertification of the surveyor naming such person, persons, or entity.



43-15-22.

UCH REGISTERED T	plat prepared for : THE PRESBYTERY OF (	GREATER ATLANTA	$\frac{\text{date } 01/22/2016}{1'' =30'}$	SOLAR LAND SURVEYING COMPANY
$ \bigcirc \\ & \\ \\ \\ & \\ \\ \\ & \\ \\ \\ & \\ \\ \\ & \\ \\ \\ & \\$	LAND LOT 145 18TH DISTRICT	SECTION	DEKALB county, georgia REVISION BY: DATE:	P.O. BOX 723993 ATLANTA, GEORGIA 31139-0993 TELEPHONE (770) 794-9055 FAX (770) 794-9052
04 N M. STANZILIS.	LOT BLOCK SUBDIVISION SURVEYED: DRAFTED:	UNIT		The field data upon which this plat is based has a closure of 1 foot in 15,000+ feet, an angular error of 03 seconds per angle point and was adjusted using the Least Squares Method. This plat has been calculated for closure and found to be accurate to 1 foot in 100,000 feet. An electronic total station and a 100' chain were used to gather the information used in the preparation of this plat. No State Plane Coordinate Monument found within 500' of this property.
PLAT BOOK, PAGE DEED BOOK, PAGE	PLOTTED: DISC #: APPROVED:			ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED This plat was prepared for the exclusive use of the person, persons, or entity without the express recertification of the surveyor naming such person, persons, or entity.





