

Planning Commission Hearing Date: July 8, 2025
Board of Commissioners Hearing Date: July 24, 2025

STAFF ANALYSIS

| | | |
|--------------------------------|--|--|
| CASE NO.: | Z-25-1247529 | File ID #: 2025-0628 |
| Address: | 3265 Northeast Expressway, Chamblee, GA 30341 | Commission District: 01 Super District: 07 |
| Parcel ID(s): | 18-267-01-003 | |
| Request: | Rezone property from C-2 (General Commercial) zoning district to HR-1 (High Density Residential-1) zoning district to allow single-family, attached, and multi-family developments. | |
| Property Owner(s): | Reality Income Corporation | |
| Applicant/Agent: | LMPSF Acquisitions, LLC c/o Troutman Pepper Locke, LLP | |
| Acreage: | 23 acres | |
| Existing Land Use: | Formally Regal Cinemas | |
| Surrounding Properties: | North: OI (Office Institutional) East: OI South: MR-2 (Medium Density Residential - 1), R-100 (Residential Medium Lot-100) West: C-2 (General Commercial). | |
| Comprehensive Plan: | RC (Regional Center) <u> X </u> Consistent <u> </u> Inconsistent | |

STAFF RECOMMENDATION: Approval with Conditions.

The applicant, LMPSF Acquisitions, LLC c/o Troutman Pepper Locke, LLP is seeking to rezone the subject site from C-2 (General Commercial) zoning district to HR-1 (High Density Residential-1) zoning district. The rezoning will allow a multi-family residential development including two (2) three (3) story apartment buildings (60 units each) and “paired home” units (192 units) which are in the style of single-family attached homes when facing either the front or rear of the unit. A maximum of three hundred and fourteen (314) dwelling units are proposed. The proposed rezone to HR-1, with a mixture of housing options, aligns with the evolving land use pattern in the surrounding area and presents an opportunity to support a more walkable corridor. Just north of the subject site are 3355, 3375, and 3395 Northeast Expressway (Z-23-1246461), which were rezoned in 2023 to HR-3 (High Density Residential-3) for the redevelopment of a vacant office park into a multifamily development.

The applicant has proposed a density of approximately 8.5 units per acre, which is significantly lower than both the HR-1 maximum (40 units per acre) and the Regional Center (RC) Character Area, which has no maximum density. The RC future land use designation supports high-density, high-intensity development by encouraging mixed-use projects with 75 or more dwelling units per acre (*DeKalb 2050 Unified Plan, pg. 31*). These areas are defined by their accessibility to interstates, major roadways, transit, and trails, and typically feature campus-style or unified development patterns, higher floor-area ratios, and the integration of non-residential components. While the subject site aligns with several of the RC Character Area’s desired physical characteristics—including its proximity to Mercer University, I-85, the ongoing construction of the Northfork Peachtree Creek Trail, and nearby redevelopment—the proposed development does not include any non-residential uses, which may limit its ability to fully support the mixed-use vision outlined for the RC Character Area.

Furthermore, the subject site is also located within the *Presidential Parkway Regional Center*, which includes supplemental land use and zoning recommendations. More specifically, it falls within *Area D – Edge 1* (Bordering Residential). This sub-area borders an existing single-family neighborhood and a smaller-scale multifamily development and has a preferred maximum of twenty-four (24) dwelling units per acre and a four-story (4) building height limit. The proposal helps provide an appropriate transition between the adjacent residential areas and the inner and outer cores of the RC (see pg. 55 of the packet for the Presidential Parkway map).

Site Plan Review (*Everstead at Embry Hills*, dated 4/25/25):

The site plan appears to comply with most of Section 27-2.11.2 – *Dimensional Requirements* for HR-1. However, because of the following deficiencies, variances may need to be sought.

- **Streetscaping** – Applicant did not supply a landscape strip in addition to the ten-foot (10) multiuse path along NE Expressway per *Section 27-5.4.3 – Streetscape Elements and Dimensions (Table 5.1)* and/or what is required by GDOT.
- **Interior strips:** Interior to non-residential, mixed-use and multi-family developments, a three-foot (3) wide planted landscape strips shall be required along all interior drives and pedestrian paths per *Section 5.4.4 - Site and Parking Area Landscaping B*. As well as *D. Parking Area Landscaping tree and island quantity (4 and 5)*.
- **Property perimeter landscape strip:** Along non-residential, mixed-use and multi-family development perimeter lot lines, a perimeter landscape strip shall be required per *Section 5.4.4 C1*. A five-foot-wide continuous perimeter landscape strip is required along all property lines that are not subject to streetscape requirements. This applies to individual tenant sites interior to a master planned project, even in instances where individual tenant sites do not have separately platted lot lines.
- **Unit Size:** The unit size is not listed for the apartment buildings. Per Section, each unit should be a minimum of six hundred and fifty (650) square feet.
- **Entrance Gates:** Multifamily requires gates be located at least fifty (50) feet from the property line to ensure safe queuing, ingress to and egress from the property per *Section 5.4.7 Walls, Fences, and Retaining Walls 8*.
- **Spacing between buildings:** For single-family attached buildings and multi-family buildings, building shall be separated a distance as required by the International Codes Council (IC per *Section 5.2.1 Minimum Required Yards and Buildings Setbacks B1*.
- **Traffic Impact Study:** Multi-family development with over three hundred (300) new units at build-out require a TIS per *Section 5.3.4- Traffic Impact Study A*.

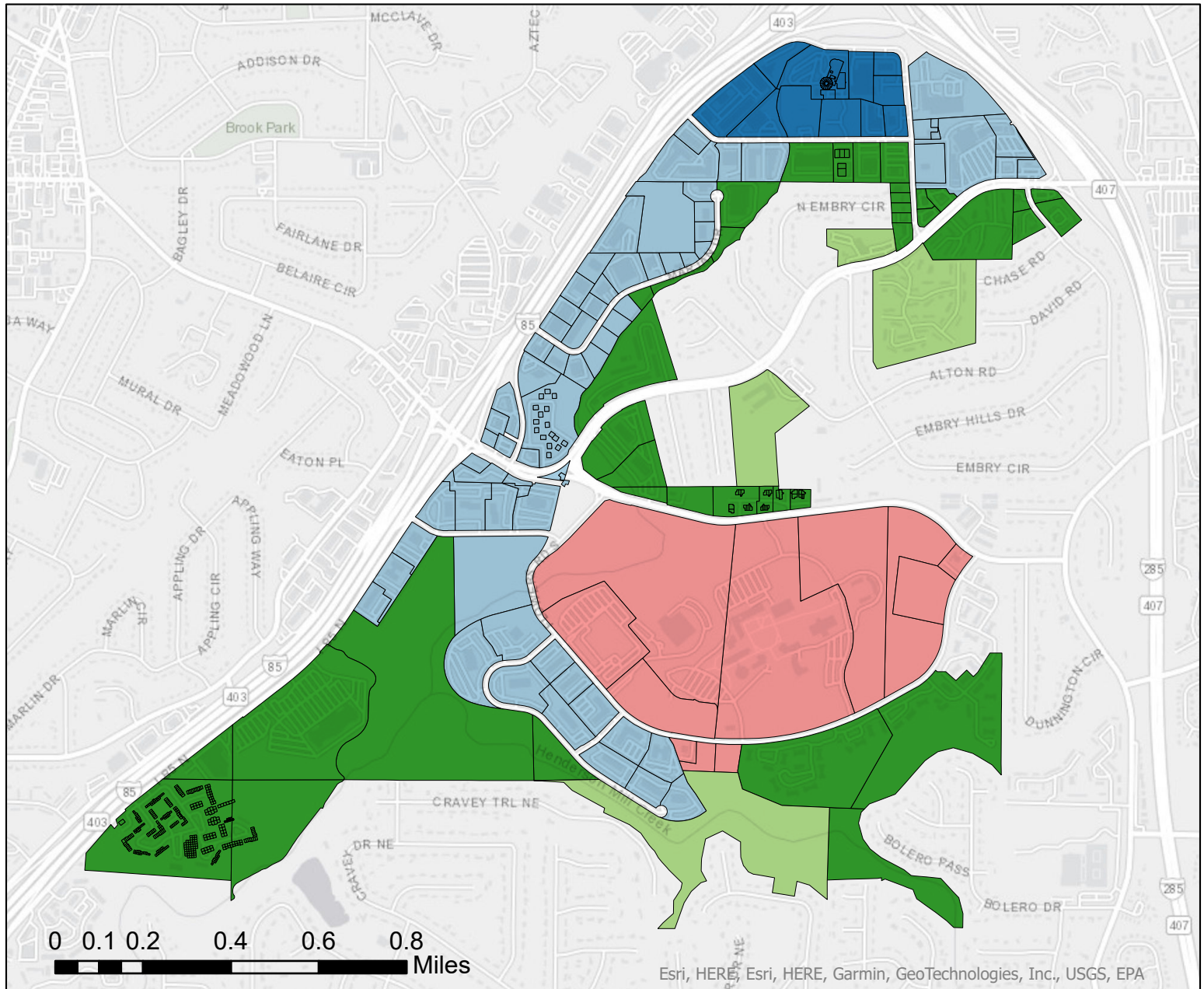
Additional Staff Recommendations:

- Consideration of enhanced open space surrounding the detention pond located in the southeast corner of the site such as, benches and/or pedestrian walkways, and to comply with *Section 5.4.6 Screening (E)* which requires screening around detention facilities.
- Coordination with MARTA to place an amenity pad and accommodate direct pedestrian access to Northeast Expressway frontage so that residents can access transit service. See comments enclosed.
- Enhancement of space in and around the “Recreation Area” such as, benches and/or pedestrian walkways.
- Bike rack(s) parking throughout the development.

As this corridor continues to experience redevelopment and a SAP (Small Area Plan) is underway, careful consideration should be given to the cumulative impact of residential-only projects in an area designated as a RC. While the proposal contributes to a diverse housing supply, a more balanced mix of uses will be critical to avoid repeating low-intensity, suburban-style development patterns on large, well-positioned parcels. Thoughtful inclusion of non-residential uses, whether through vertical or horizontal mixed-use, can better serve the long-term function of the RC. However, the proposal is aligned with the existing development pattern along NE Expressway. Therefore, the proposed mixture of housing types is consistent with the building principles of the *2050 Comprehensive Plan* (Pg. 31). Upon review of 27-7.3.5 (A-H) of the *Zoning Ordinance* and the *Presidential Parkway Regional Center*, Staff recommends “**Approval with the following conditions**”:

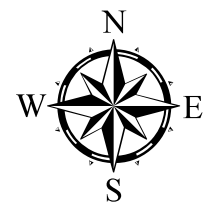
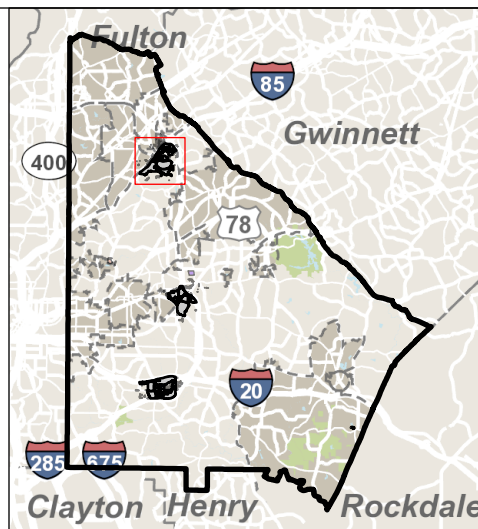
1. Facades facing a street must comply with Section 27-5.7.6 (I Facades) –Single Family Attached, regardless of renderings submitted in the rezoning application (Z-25-1247529).
2. The site plan is conceptual; however, the road connectivity and pedestrian walkways shall be maintained or improved. Alterations to the site plan (Everstead at Embry Hills, dated 4/18/25) to better support other compact pedestrian-oriented improvements such as but not limited to, a connection to the “Recreation Park” or enhanced open space around the stormwater detention facilities, are subject to approval of the Planning Director.
3. Subject to any necessary approvals, including but not limited to an access agreement, a connection to the Peachtree Creek Greenway, except that Developer shall not be required to expend more than \$250,000 for said connection nor be required to fund or install any bridge(s) across a waterway(s). Prior to the issuance of a CO, Developer shall place into an escrow account \$250,000 to be applied towards the future cost of said connection.
4. The Applicant/Owner agrees to work with DeKalb County, in good faith, on an easement or other transaction to accommodate the Peachtree Creek Greenway.
5. Bike parking, a minimum of 50% of which shall be covered.
6. The residential buildings shall have elevators.
7. The building architecture shall generally comply with submitted elevations and adhere to the building material components of Article 5.
8. The Applicant/Owner shall provide a summary of anticipated maintenance and ownership of streets, private drives, easements, and open space prior to the issuance of any land development permits.
9. The development shall provide a minimum of 3% of the total parking spaces as alternative fuel parking stations.
10. Approval of this rezoning application by the Board of Commissioners has no bearing on the requirements for other regulatory approvals under the authority of the Planning Commission, the Zoning Board of Appeals, or other entity whose decision should be based on the merits of the application under review by each entity.

Presidential Parkway Regional Center Supplemental Land Use Recommendations 2050 Unified Plan



Future Land Use Category

- Center Core**
- Outer Core**
- Institutional**
- Edge 1 (Bordering Residential)**
- Edge 2 (Residential)**



Map Prepared by:
Long Range Planning
DeKalb County Planning & Sustainability Department

Land Use and Re-Zoning Guidance

The *Presidential Parkway Regional Center* is new to the *2050 Unified Plan*. This means that once the 2050 Plan is adopted, then DeKalb will complete a Small Area Plan (SAP) for the area. As this SAP will take more time to complete, some future land use planning framework is needed in the meantime to help set development expectations in that area. This document is intended offer that interim guidance.

Area A - Center Core

Uses: This is the central portion of the Regional Center and should become a mix of high intensity office, medical services, multi-family residential and retail uses. In a broad sense it should become a walkable employment center served by transit. Retail should be incorporated within mixed use buildings and developments. Single-use, stand-alone retail is discouraged. In addition, the area is suitable for research and development facilities and high-density senior facilities.

Density: No density limits in this area. This is consistent with the Regional Center character area of the comprehensive plan. High density senior buildings should be near medical offices and shopping districts. Senior residential towers are best suited in areas where they do not dominate the views of single-family homes or create proportions that are out of scale with adjacent single-family homes.

Building Height: New buildings within the Center Core should be a minimum of 8 stories tall. Taller buildings are permitted if useful open space is provided and if buffers are provided to avoid overshadowing adjacent single-family homes.

Area B – Outer Core

Uses: This area should be a mix of lower-intensity office space, retail, and multi-family residential. Uses in these space should be flexible to meet the regional center's needs, but generally taper off in intensity as you get further from the Center Core and closer to residential neighborhoods.

Density: A density up to 30 units per acre is allowed here, in line with *Commercial Redevelopment Corridor* character area in the 2050 Unified Plan.

Building Height: The permitted height of new buildings within the Outer Core is up to 8 stories tall.

Area C - Institutional

Uses: This area encompasses the current Mercer University Campus. Development in this area will largely be left up to the discretion of the school.

Density: No density limit, as we need to allow the school flexibility to meet its own student housing needs.

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Uses: This area encompasses the current Mercer University Campus. Development in this area will largely be left up to the discretion of the school.

Density: No density limit, as we need to allow the school flexibility to meet its own student housing needs.

Building Height: A maximum height of 8 stories should allow the institution to meet its needs without overshadowing adjacent neighborhoods. Parking decks should be largely hidden from the surrounding neighborhoods. Limited buffers may be required when single family homes are adjacent to new medium density development.

Density: A maximum density of 24 dwelling units per acre is preferred, as it should provide a transition zone into the existing residential area.

Building Height: A maximum of 4-stories is the preferred height.

Area E – Edge 2 (Residential)

Uses: These are existing multi-family residential parcels that should be continued to be used as such.

Density: A maximum density of 12 dwelling units per acre are preferred.

Building Height: A maximum of 3-stories is the preferred height of buildings in this area.

Area D – Edge1 (Bordering Residential)

Uses: Parcels in this area border existing single-family parcels, and as such should be used for smaller multi-family residential developments. Some lower-intensity commercial or mixed-use may be permitted if the uses do not disturb adjacent homes.

| Sub-Area Districts | Primary Land Use | Density (du/ac) | Stories (max) |
|--------------------|-----------------------------------|-----------------|---------------|
| A. Center | Office Mixed Use | n/a | n/a |
| B. Outer Core | Office Industrial Mixed Use | 30 | 8 Stories |
| C. Institutional | Higher Education | n/a | 8 Stories |
| D. Edge 1 | Multi-family Mixed Use | 24 | 4 Stories |
| E. Edge 2 | Multi-family | 12 | 3 stories |

DEPARTMENT OF PLANNING & SUSTAINABILITY

Chief Executive Officer
Lorraine Cochran-Johnson

Interim Director
Cedric G. Hudson, MCRP

ZONING COMMENTS – MAY 2025

N1-2025-0624 SLUP-25-1247517 (1101 N. Hairston Road): N. Hairston Road is classified as a Major Arterial.

N2-2025-0625 Z-25-1247521 (2381 Snapfinger Road): Snapfinger Road is classified as a local roadway. Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov).

N3-2025-0626 SLUP-25-1247527 (5083 Biffle Road): Biffle Road is classified as local. Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov). No poles may remain within the limits of the path/sidewalk on any street.

N4-2025-0627 Z-25-1247528 (3803 & 3815 Glenwood Road): Glenwood Road, Roadway classified is Minor Arterial. If a land development permit is required- 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 10-foot multiuse path. Requires pedestrian scale streetlights. Farris Drive is classified as local roads. Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov).

N5-2025-0628 Z-25-1247529 (3265 Northeast Expressway): Northeast Expressway is classified as a Collector. Land development permit is required- Please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 35 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 10-foot multiuse path. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov).

N6-2025-0629 Z-25-1247470; and, N7-2025-0630 SLUP-25-1247471 (7566 Union Grove Road): Union Grove Road is classified as a minor arterial. If a land development permit is required- 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 10-foot multiuse path. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov).

N8-2025-0631 SLUP-25-1247516 (1816 Enid Drive): Enid Drive is classified as a local roadway.

N9- 2025-0632 SLUP-25-1247522 (3600 Preakness Drive): Preakness Drive is classified as a local roadway.

N10-2025-0633 SLUP-25-1247526 (4106 Creek Court): Creek Court is classified as a local roadway.

N11-2025-0634 SLUP-25-1247530 (2854 Clifton Church Road): Clifton Church Road is classified as a minor arterial.



5/30/2025

To: Mr. John Reid, Senior Planner
From: Ryan Cira, Environmental Health Manager
cc: Alan Gaines, Technical Services 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.

N1-2025-0624 SLUP-25-1247517: 1101 N. Hairston Road, Stone Mountain, GA 30083
Review general comments

N2-2025-0625 Z-25-1247521: 2381 Snapfinger Road, Decatur, Ga 30034
See general comments

N3-2025-0626 SLUP-25-1247527: 5083 Biffle Road, Stone Mountain, GA 30088
See general comments

N4-2025-0627 Z-25-1247528: 3803 & 3815 Glenwood Road, Decatur, GA
See general comments

N5-2025-0628 Z-25-1247529: 3265 Northeast Expressway, Chamblee, GA 30341
See general comments.

N6-2025-0629 Z-25-1247470: 7566 Union Grove Road, Lithonia
Septic system onsite. **Note:** DeKalb Public Health prohibit use of on-site sewage disposal systems for personal care homes with more than six (6) clients.

N7-2025-0630 SLUP-25-1247471: 7566 Union Grove Road, Lithonia, GA 30058
Septic system onsite. **Note:** DeKalb Public Health prohibit use of on-site sewage disposal systems for personal care homes with more than six (6) clients.

N8-2025-0631 SLUP-25-1247516: 1816 Enid Drive, Lithonia, GA 30058
Septic system onsite. **Note:** DeKalb Public Health prohibit use of on-site sewage disposal systems for personal care homes with more than six (6) clients.

N9-2025-0632 SLUP-25-1247522: 3600 Preakness Drive, Decatur, GA 30034
See general comments

N10-2025-0633 SLUP-25-1247526: 4106 Creek Court, Stone Mountain, GA 30083
See general comments

N11-2025-0634 SLUP-25-124753: 2854 Clifton Church Road, Atlanta, GA 30316
See General Comments

N12-2025-0635 TA-25-1247540: 3221 Glenwood Road, Decatur, GA
See general comments

**DeKalb County School District
Development Review Comments**

Analysis Date: 5/15/2025

Submitted to: DeKalb County

Case #: Z-25-1247529

Parcel #: 18 267 01 003

Name of Development: Everstead at Embry Hills

Location: 3265 Northeast Expressway, Chamblee GA 30341

Description: Rezoning request to redevelop the former movie theater property for the development of 192 single-family attached and 120 apartments (312 units total)

Impact of Development: When fully constructed, this development would be expected to generate 41 students: 17 at Henderson Mill Elementary, 8 at Henderson Middle School, 7 at Lakeside High School, 9 at other DCSD schools, and 0 at private school. Currently, enrollment at the high and elementary schools is over capacity and this development may add to the need for redistricting or new capacity.

| Current Condition of Schools | Henderson Mill Elementary | Henderson Middle School | Lakeside High School | Other DCSD Schools | Private Schools | Total |
|--------------------------------------|--|--|---------------------------------|-------------------------------|----------------------------|--------------|
| Capacity | 504 | 1,590 | 1,705 | | | |
| Portables | 7 | 0 | 11 | | | |
| Enrollment (Oct. 2024) | 539 | 1,344 | 2,224 | | | |
| Seats Available | -35 | 246 | -519 | | | |
| Utilization (%) | 106.9% | 84.5% | 130.4% | | | |
| New students from development | 17 | 8 | 7 | 9 | 0 | 41 |
| Apartments (120) | 6 | 3 | 3 | 2 | 0 | 14 |
| Single-Family Attached (192) | 11 | 5 | 4 | 7 | 0 | 27 |

| | | | |
|---------------------|--------|-------|--------|
| New Enrollment | 556 | 1,352 | 2,231 |
| New Seats Available | -52 | 238 | -526 |
| New Utilization | 110.3% | 85.0% | 130.9% |

| Apartments: Student Calculations | | | | |
|---|---------------------------|---------------------------------|-----------------------|---------------|
| Yield Rates | Attend Home School | Attend other DCSD School | Private School | Total |
| Elementary | 0.0464 | 0.0056 | 0.0009 | 0.0734 |
| Middle | 0.0238 | 0.0038 | 0.0009 | 0.0422 |
| High | 0.0266 | 0.0040 | 0.0009 | 0.0243 |
| Total | 0.1007 | 0.0392 | 0.0000 | 0.1399 |
| Proposed Units | 120 | | | |
| Unit Type | APT | | | |
| Cluster | Lakeside High School | | | |
| Units x Yield | Attend Home School | Attend other DCSD School | Private School | Total |
| Elementary | 5.56 | 0.68 | 0.11 | 6.35 |
| Middle | 2.86 | 0.45 | 0.10 | 3.41 |
| High | 3.20 | 0.48 | 0.11 | 3.79 |
| Total | 11.62 | 1.61 | 0.32 | 13.55 |
| Anticipated Students | Attend Home School | Attend other DCSD School | Private School | Total |
| Henderson Mill Elementary | 6 | 1 | 0 | 7 |
| Henderson Middle School | 3 | 0 | 0 | 3 |
| Lakeside High School | 3 | 1 | 0 | 4 |
| Total | 12 | 2 | 0 | 14 |

| Single-family, Attached: Student Calculations | | | | |
|--|---------------------------|---------------------------------|-----------------------|---------------|
| Yield Rates | Attend Home School | Attend other DCSD School | Private School | Total |
| Elementary | 0.0556 | 0.0179 | 0.0000 | 0.0734 |
| Middle | 0.0243 | 0.0179 | 0.0000 | 0.0422 |
| High | 0.0208 | 0.0035 | 0.0000 | 0.0243 |
| Total | 0.1007 | 0.0392 | 0.0000 | 0.1399 |
| Proposed Units | 192 | | | |
| Unit Type | TH | | | |
| Cluster | Lakeside High School | | | |
| Units x Yield | Attend Home School | Attend other DCSD School | Private School | Total |
| Elementary | 10.67 | 3.43 | 0.00 | 14.10 |
| Middle | 4.67 | 3.43 | 0.00 | 8.10 |
| High | 4.00 | 0.67 | 0.00 | 4.67 |
| Total | 19.34 | 7.53 | 0.00 | 26.87 |
| Anticipated Students | Attend Home School | Attend other DCSD School | Private School | Total |
| Henderson Mill Elementary | 11 | 3 | 0 | 14 |

| | | | | |
|-------------------------|-----------|----------|----------|-----------|
| Henderson Middle School | 5 | 3 | 0 | 8 |
| Lakeside High School | 4 | 1 | 0 | 5 |
| Total | 20 | 7 | 0 | 27 |



**DEKALB COUNTY GOVERNMENT
PLANNING DEPARTMENT
DISTRIBUTION FORM**

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

The following areas below may warrant comments from the Development Division. Please respond accordingly as the issues relate to the proposed request and the site plan enclosed as it relates to Chapter 14. You may address applicable disciplines.

DEVELOPMENT ANALYSIS:

- **Transportation/Access/Row**

- **Storm Water Management**

- **Flood Hazard Area/Wetlands**

- **Landscaping/Tree Preservation**

- **Tributary Buffer**

- **Fire Safety**



**DEKALB COUNTY GOVERNMENT
PLANNING DEPARTMENT
DISTRIBUTION FORM**

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

**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**

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

**COMMENTS FORM:
PUBLIC WORKS TRAFFIC ENGINEERING**

Case No.: Z-25-1247529 Parcel I.D. #s: 18-267-01-003
Address: 3265 Northeast Express way, Chamblee, Ga 30341

Adjacent Roadway (s):

(classification) (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 _____

Please provide additional information relating to the following statement.

According to studies conducted by the Institute of Traffic Engineers (ITE) 6/7th Edition (whichever is applicable), churches generate an average of fifteen (15) vehicle trip end (VTE) per 1, 000 square feet of floor area, with an eight (8%) percent peak hour factor. Based on the above formula, the _____ square foot place of worship building would generate _____ vehicle trip ends, with approximately _____ peak hour vehicle trip ends.

Single Family residence, on the other hand, would generate ten (10) VTE's per day per dwelling unit, with a ten (10%) percent peak hour factor. Based on the above referenced formula, the _____ (Single Family Residential) District designation which allows a maximum of _____ units per acres, and the given fact that the project site is approximately _____ acres in land area, _____ daily vehicle trip end, and _____ peak hour vehicle trip end would be generated with residential development of the parcel.

COMMENTS: Plans and Field reviewed. No problem That
would interfere with Traffic Flow.

Signature: _____

Jerry White



**DEKALB COUNTY
GOVERNMENT PLANNING
DEPARTMENT DISTRIBUTION
FORM**

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

**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 required, if inadequate:** _____

SEWER:

Outfall Servicing Project: _____

Is sewer adjacent to property: Yes ____ No ____ **If no, distance to nearest line:** _____

Water Treatment Facility: _____ adequate ____ inadequate ____

Sewage Capacity: _____ (MGPD) **Current Flow:** _____ (MGPD)

COMMENTS:

Signature: _____



| |
|--|
| MARTA July 2025 Case Comments |
|--|

N5-2025-0628 Z-25-1247529 2381 Snapfinger Road, Decatur, GA 30034

This property is adjacent to MARTA bus routes on nearby Rainbow Rd and Wesley Chappel Rd. Development should include pedestrian connectivity to these routes.

N4-2025-0627 Z-25-1247528 3803 & 3815 Glenwood Road, Decatur, GA 30032

MARTA supports this rezoning due to proximity to transit access on Glenwood Rd. The constructed development should include direct pedestrian access to Glenwood Rd to ensure residents can take advantage of transit services and should coordinate with MARTA during design.

N5-2025-0628 Z-25-1247529 3265 NE Expressway, Chamblee, GA 30341

MARTA supports this rezoning as this project is located adjacent to MARTA service. However, it is critical that the developer accommodate direct pedestrian access to Northeast Expressway frontage so that residents can access transit service. Developer should coordinate with MARTA to place amenity pad.

troutman.com

Jessica L. Hill
jessica.hill@troutman.com

June 12, 2025

VIA EMAIL

Andrea Folgherait, Planner
DeKalb County Government Service Center
c/o Department of Planning and Sustainability
178 Sams Street
Decatur, Georgia 30030

RE: Amendments to Z-25-1247529 for 3265 Northeast Expressway

Dear Andrea,

Enclosed are the following revised application items for the above referenced zoning application:

- Site Plan;
- Letter of Application; and
- Impact Analysis.

The development program has been updated to update the unit count and the access points on the site layout. Please amend the application with the enclosed materials.

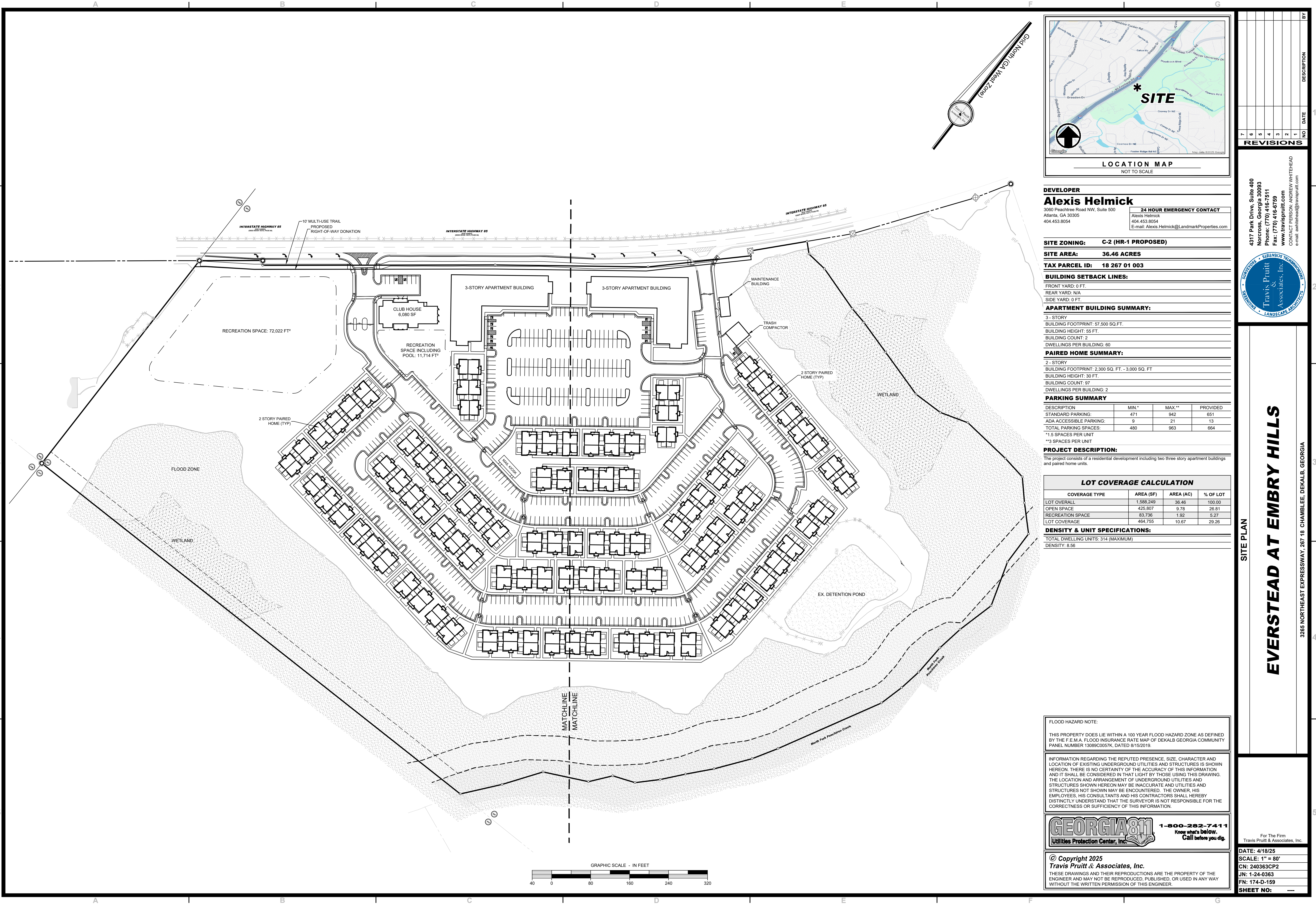
Thank you for your consideration of this application.

Sincerely,



Jessica L. Hill

Enclosures



DEVELOPER
Alexis Helmick
3080 Peachtree Road NW, Suite 500
Atlanta, GA 30305
404.453.8054

24 HOUR EMERGENCY CONTACT
Alexis Helmick
404.453.8054
E-mail: Alexis.Helmick@LandmarkProperties.com

SITE ZONING: C-2 (HR-1 PROPOSED)
SITE AREA: 36.46 ACRES
TAX PARCEL ID: 18 267 01 003
BUILDING SETBACK LINES:
FRONT YARD: 0 FT.
REAR YARD: N/A
SIDE YARD: 0 FT.

APARTMENT BUILDING SUMMARY:
3 - STORY
BUILDING FOOTPRINT: 57,500 SQ. FT.
BUILDING HEIGHT: 55 FT.
BUILDING COUNT: 2
DWELLINGS PER BUILDING: 60

PAIRED HOME SUMMARY:
2 - STORY
BUILDING FOOTPRINT: 2,300 SQ. FT. - 3,000 SQ. FT.
BUILDING HEIGHT: 30 FT.
BUILDING COUNT: 97
DWELLINGS PER BUILDING: 2

| PARKING SUMMARY | | | |
|-------------------------|-------|--------|----------|
| DESCRIPTION | MIN.* | MAX.** | PROVIDED |
| STANDARD PARKING: | 471 | 942 | 651 |
| ADA ACCESSIBLE PARKING: | 9 | 21 | 13 |
| TOTAL PARKING SPACES: | 480 | 963 | 664 |
| *1.5 SPACES PER UNIT | | | |
| **3 SPACES PER UNIT | | | |

PROJECT DESCRIPTION:
The project consists of a residential development including two three story apartment buildings and paired home units.

| LOT COVERAGE CALCULATION | | | |
|--------------------------|-----------|-----------|----------|
| COVERAGE TYPE | AREA (SF) | AREA (AC) | % OF LOT |
| LOT OVERALL | 1,588,249 | 36.46 | 100.00 |
| OPEN SPACE | 425,807 | 9.78 | 26.81 |
| RECREATION SPACE | 83,736 | 1.92 | 5.27 |
| LOT COVERAGE | 464,755 | 10.67 | 29.26 |

DENSITY & UNIT SPECIFICATIONS:
TOTAL DWELLING UNITS: 314 (MAXIMUM)
DENSITY: 8.56

FLOOD HAZARD NOTE:
THIS PROPERTY DOES LIE WITHIN A 100 YEAR FLOOD HAZARD ZONE AS DEFINED BY THE F.E.M.A. FLOOD INSURANCE RATE MAP OF DEKALB GEORGIA COMMUNITY PANEL NUMBER 13089C0057K, DATED 8/15/2019.

INFORMATION REGARDING THE REPUTED PRESENCE, SIZE, CHARACTER AND LOCATION OF EXISTING UNDERGROUND UTILITIES AND STRUCTURES IS SHOWN HEREON. THERE IS NO CERTAINTY OF THE ACCURACY OF THIS INFORMATION AND IT SHALL BE CONSIDERED IN THAT LIGHT BY THOSE USING THIS DRAWING. THE LOCATION AND ARRANGEMENT OF UNDERGROUND UTILITIES AND STRUCTURES SHOWN HEREON MAY BE INACCURATE AND UTILITIES AND STRUCTURES NOT SHOWN MAY BE ENCOUNTERED. THE OWNER, HIS EMPLOYEES, HIS CONSULTANTS AND HIS CONTRACTORS SHALL HEREBY DISTINCTLY UNDERSTAND THAT THE SURVEYOR IS NOT RESPONSIBLE FOR THE CORRECTNESS OR SUFFICIENCY OF THIS INFORMATION.



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CONTACT PERSON: ANDREW WHITEHEAD
e-mail: awhitehead@travispruit.com



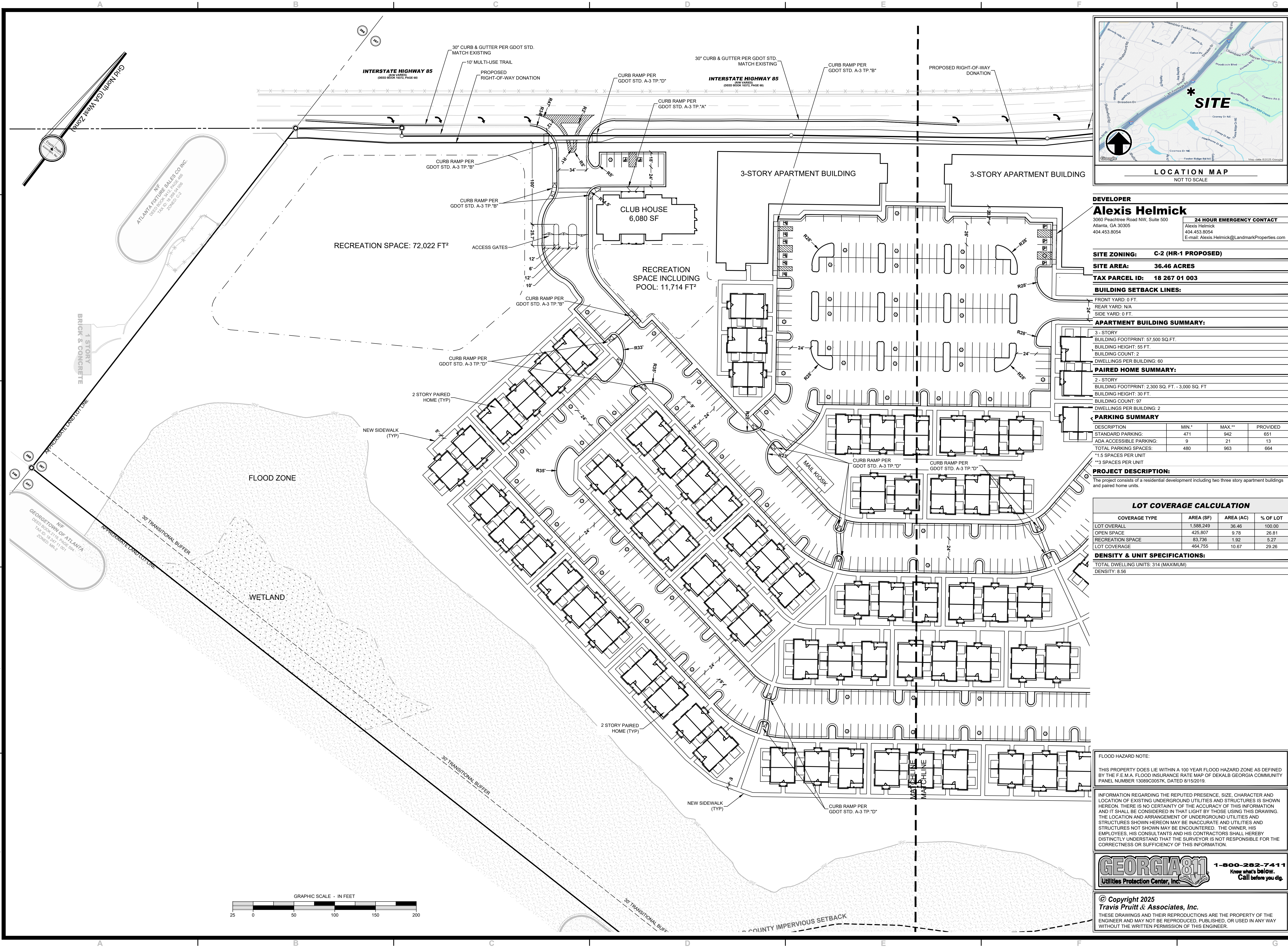
SITE PLAN

EVERSTEAD AT EMBRY HILLS

3265 NORTHEAST EXPRESSWAY, 267 18 CHAMBLEE DEKALB, GEORGIA

For The Firm
Travis Pruitt & Associates, Inc.

DATE: 4/18/25
SCALE: 1" = 80'
CN: 240363CP2
JN: 1-24-0363
FN: 174-D-159
SHEET NO: ---



DEVELOPER
Alexis Helmick
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Atlanta, GA 30305
404.453.8054
E-mail: Alexis.Helmick@LandmarkProperties.com

24 HOUR EMERGENCY CONTACT
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CONTACT PERSON: ANDREW WHITEHEAD
e-mail: awhitehead@travispruit.com

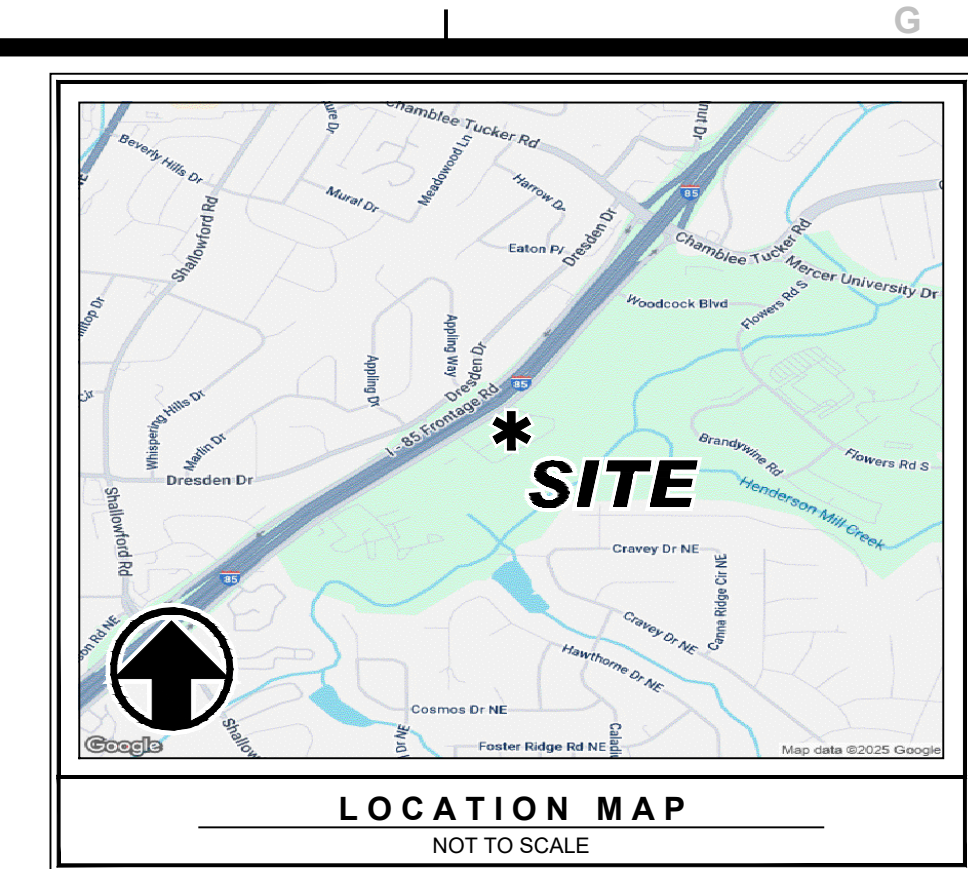
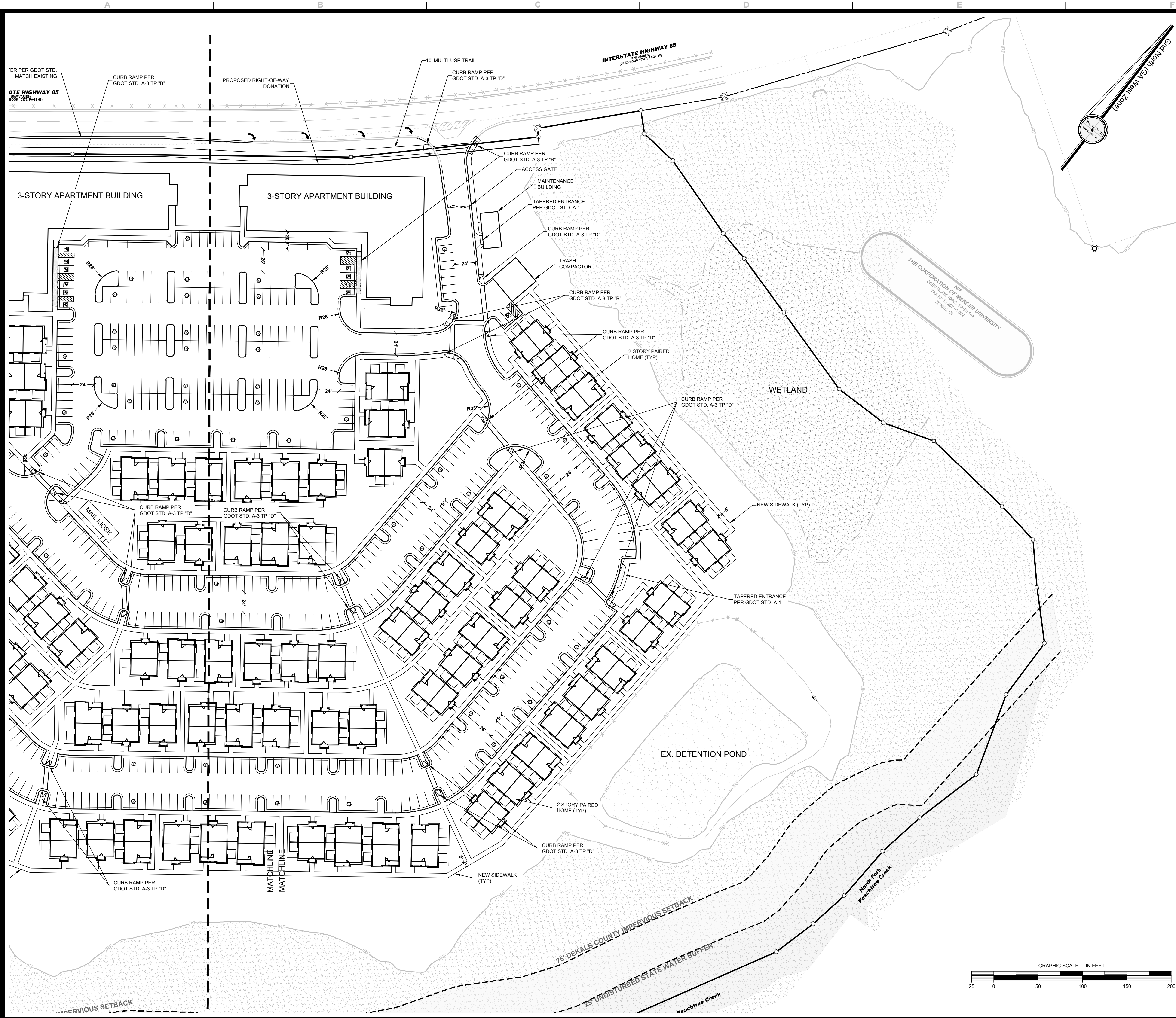


SITE PLAN 1

EVERSTEAD AT EMBRY HILLS

3265 NORTHEAST EXPRESSWAY, 267 18 CHAMBLEE DEKALB, GEORGIA

For The Firm
Travis Pruitt & Associates, Inc.
DATE: 4/18/25
SCALE: 1" = 80'
CN: 240363CP2
JN: 1-24-0363
FN: 174-D-159
SHEET NO: ---



DEVELOPER
Alexis Helmick
3060 Peachtree Road NW, Suite 500
Atlanta, GA 30305
404.453.8054

24 HOUR EMERGENCY CONTACT
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GEORGIA811 1-800-282-7411
Utilities Protection Center, Inc. Know what's below. Call before you dig.

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REVISIONS

| NO | DATE | DESCRIPTION |
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| 1 | | |
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Travis Pruitt & Associates, Inc.
SURVEYOR • LANDSCAPE ARCHITECT

SITE PLAN 2

EVERSTEAD AT EMBURY HILLS

3265 NORTHEAST EXPRESSWAY, 267 18 CHAMBLEE DEKALB, GEORGIA

For The Firm
Travis Pruitt & Associates, Inc.

DATE: 4/18/25
SCALE: 1" = 80'
CN: 240363CP2
JN: 1-24-0363
FN: 174-D-159
SHEET NO: ---

troutman.com

Jessica L. Hill
jessica.hill@troutman.com

June 12, 2025

DeKalb County Government Service Center
c/o Department of Planning and Sustainability
178 Sams Street
Decatur, Georgia 30030

RE: Letter of Application for 3265 Northeast Expressway

Dear Department of Planning and Sustainability,

The property at 3265 Northeast Expressway, Chamblee, Georgia 30341, is currently improved with a vacant movie theater complex previously known as the Regal Hollywood 24 theater. The total site area is 36.46 acres and the property is zoned C-2 (General Commercial) district. The proposal in this Application is to rezone the property to the HR-1 (High Density Residential-1) district.

The rezoning will allow the development of a multi-family residential development including two three story apartment buildings and paired home units which are in the style of single-family attached homes. A maximum of 314 dwelling units are proposed. Parking for the development will be accommodated by a surface parking lot behind the apartment buildings and surface parking spaces adjacent to the paired home units. The development will include residential amenities such as a clubhouse, a pool, and open space. The development will largely be constructed in the areas already paved for the existing movie theater complex thereby limiting the area of disturbance as much as possible.

Also enclosed with this letter of application are the impact analysis, as well as the appeal rights reservation required under Georgia law.

Thank you for your consideration of this application.

Sincerely,



Jessica L. Hill

Enclosures

Preservation of Rights

To preserve the rights of the applicant with respect to the subject property under Georgia law, this Application includes the following statements.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant would be unconstitutional in that it would unreasonably impair and destroy the Applicant's property rights without first paying fair, adequate and just compensation for such rights, in violation of Article I, Section I, Paragraph I of the Constitution of the State of Georgia of 1983, Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983, and the Due Process Clause of the Fourteenth Amendment to the Constitution of the United States.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant would also be unconstitutional, illegal, null and void, constituting a taking of Applicant's property in violation of the Just Compensation Clause of the Fifth Amendment to the Constitution of the United States, Article I, Section I, Paragraph I, and Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983, and the Equal Protection and Due Process Clauses of the Fourteenth Amendment to the Constitution of the United States, by denying the Applicant an economically viable use of its land while not substantially advancing legitimate state interests.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant would constitute an unreasonable and extreme hardship upon the Applicant, without remotely advancing the public health, safety and welfare and would constitute an arbitrary and capricious act by the DeKalb County Board of Commissioners without any rational basis therefore, constituting an abuse of discretion in violation of Article I, Section I, Paragraph I of the Constitution of the State of Georgia of 1983, Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983, and the Due Process Clause of the Fourteenth Amendment to the Constitution of the United States.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant by the DeKalb County Board of Commissioners would also violate the Applicant's rights under the First Amendment to the Constitution of the United States and would unconstitutionally discriminate, in an arbitrary, capricious and unreasonable manner, between the Applicant and owners of other similarly situated properties in DeKalb County in violation of Article I, Section I, Paragraph II of the Constitution of the State of Georgia of 1983 and the Equal Protection Clause of the Fourteenth Amendment to the Constitution of the United States.

Impact Analysis

1. Is the zoning proposal in conformity with the policy and intent of the Comprehensive Plan?

The comprehensive development plan indicates that the property has a Regional Center future land use designation. The Regional Center designation promotes density by including the highest intensity residential facilities allowed within DeKalb County. The areas within the Regional Center designation also have on-site parking, high floor-area-ratios, and large tracts of land. The preferred uses within the Regional Center designation include both townhomes and apartments and HR-1 is a permitted zoning. The property is also within the Presidential Parkway Regional Center and specifically Area D, Edge 1 (Bordering Residential). According to the comprehensive development plan, parcels in this area should be used for smaller multi-family residential developments with a preferred maximum density of 24 dwelling units per acre and a preferred maximum height of four stories. Development on parcels in this area should also provide a transition zone into the existing residential area. The proposed use of the property to construct a multi-family residential development including two three story apartment buildings and paired home units is consistent with the policy and intent of the comprehensive plan. The development will have a maximum of 314 dwelling units and will provide a transitional zone to the nearby residential area.

2. Will the zoning proposal permit a use that is suitable in view of the use and development of adjacent and nearby properties?

To the north and east of the property is a primarily wooded property that is owned by Mercer University. Just further north past this wooded property is 3355, 3375, and 3395 Northeast Expressway which were rezoned from OI (Office-Institutional) to HR-3 (High-Density Residential-3) in 2023 to redevelop the properties for four story multi-family buildings. To the west, the property both fronts on Northeast Expressway and is adjacent to the Atlanta Fixture property at 3185 Northeast Expressway. To the south is a condominium development at 2576 Colonial Way. To the southeast are single-family neighborhoods which are separated from the property by the North Fork Peachtree Creek and the associated stream buffer. The proposal is suitable in view of the mix of uses both adjacent to and nearby the property.

3. Does the property to be affected by the zoning proposal have a reasonable economic use as currently zoned?

The property currently contains the vacant Regal Hollywood 24 movie theater complex. While a redevelopment of the property may be possible under the current zoning, a development of a different type and scale than that allowed by the current C-2 zoning is more appropriate based on market conditions, the scale of surrounding development and environmental features on the property. The location of the property, coupled with the abutting uses and the trend of development in the area suggest the current zoning and market demand is misaligned. As a result, the economics of the property are impaired.

4. Will the zoning proposal adversely affect the existing use or usability of adjacent or nearby properties?

The zoning proposal contemplates replacing a vacant movie theater complex with an active development with a mix of residential uses. As redevelopment continues along Northeast Expressway, this development will continue to activate the area. As noted above, the majority of

the land uses proposed already exist or are proposed to be developed on adjacent and nearby properties. The proposal will not adversely affect the existing use or usability of adjacent or nearby property.

5. Are there 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?

With the mix of residential uses both existing and proposed along Northeast Expressway, the proposed development is consistent with existing conditions in the area. Further, two of the goals of the comprehensive development plan are to encourage reinvestment or redevelopment of commercial corridors including the introduction of residential or other new uses to these areas and encourage more diverse housing and development types to meet the changing needs of residents and communities. This proposed development will accomplish these goals.

6. Will the zoning proposal adversely affect historic building, sites, districts, or archaeological resources?

There are no historic buildings, sites, districts, nor are there archeological resources impacted by redevelopment of the property as proposed by this application.

7. Will the zoning proposal result in a use which would or could cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools?

The change in zoning will not cause an excessive or burdensome use of existing streets, transportation facilities or utilities. Generally, the property will be accessed from Northeast Expressway which is an I-85 frontage road which has capacity to support the project. The applicant will work with DeKalb County to ensure that all necessary utilities are available to the site and no undue burden on them is identified. While the change to add residential use may impact schools, it is not expected to be overly burdensome based on the type of mix of multi-family units proposed.

8. Will the zoning proposal adversely impact the environment or surrounding natural resources?

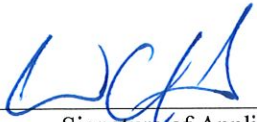
A significant portion of the perimeter of the property includes wetlands, floodplain and a stream. The proposed development will utilize the footprint of the currently existing surface parking lot and vacant movie theater building. This will help limit the disturbance area of the proposed development and impact on the surrounding natural features. Further, the development will adhere to all applicable state and county environmental regulations including the stream buffer regulations preserving the North Fork Peachtree Creek waterway. Conversion of the zoning from a commercial designation to a residential designation accommodates a use that is less impactful on the environment than a commercial use would be. The proposal will not adversely impact the environment or surrounding natural resources.

**Rezoning Application to Amend the Official Zoning Map
of DeKalb County, Georgia**Applicant Name: LMPSP Acquisitions, LLC (c/o Troutman Pepper Locke LLP)Applicant Email Address: alexis.helmick@landmarkproperties.comApplicant Mailing Address: 3060 Peachtree Road, NW, Suite 500, Atlanta, GA 30305Applicant Phone Number: (404) 453-8054Owner Name: Realty Income Corporation

(If more than one owner, attach list of owners.)

Owner Email Address: jcouvillion@realtyincome.comOwner Mailing Address: 11995 El Camino, San Diego, CA 92310Owner Phone Number: 1-800-375-6700Subject Property Address: 3265 Northeast Expressway, Chamblee, GA 30341Parcel ID Number(s): 18 267 01 003Acreage: 36.46 Commission District(s): 1 Super District: 7Existing Zoning District(s): C-2 Proposed Zoning District(s): HR-1Existing Land Use Designation(s): Regional Center Proposed Land Use Designation(s): (no change) (if applicable)

I hereby authorize the staff of the Planning and Sustainable Department to inspect the property that is the subject of this application.

Owner: _____ Agent: X
Signature of Applicant: _____

Jonathan Futrell
D 404.885.3724
jonathan.futrell@troutman.com

March 21, 2025

VIA: U.S. MAIL

RE: Notice of Rezoning Application Community Meeting – Regal Cinemas Site

Dear Neighbor,

My client, LMPSPF Acquisitions, LLC, is planning to apply for a rezoning of the former Regal Cinemas property located at 3265 Northeast Expressway, Chamblee, Georgia 30341. As a part of the rezoning process, we are hosting a virtual pre-application meeting and you are invited to attend. You are receiving this notice because you (1) own property within five hundred (500) feet of the Property, (2) are a representative of an HOA, community group, or stakeholder in DeKalb County District 1, or (3) are a member of the DeKalb County Community Council District 1. The proposal is to rezone the property from C-2 to HR-1 to construct a residential development including two four story multi-family residential buildings and single-family attached dwelling units.

The meeting will occur on Tuesday, April 8, 2025, at 5:30 PM. The meeting can be accessed by (1) using the link provided below or (2) going to www.zoom.com and clicking on "Meet" and "Join a Meeting" and filling in the Meeting ID and Passcode provided below:

Link: <https://zoom.us/j/91938962877?pwd=0fGyF6J9LvF7luSAoy4yDhqDrUklba.1>
Meeting ID: 919 3896 2877
Passcode: 525275

If you would like more information, feel free to contact me at (404) 885-3724 or at jonathan.futrell@troutman.com. We look forward to seeing you on April 8th.



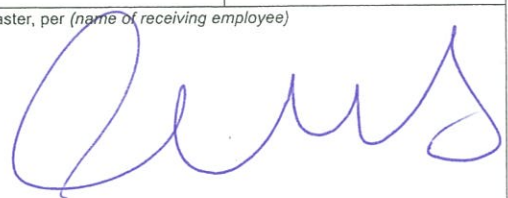
Sincerely,



Jonathan Futrell



Certificate of Mailing — Firm

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| Postmaster, per (name of receiving employee)  | | | | | | |
| USPS® Tracking Number Firm-specific Identifier | Address (Name, Street, City, State, and ZIP Code™) | Postage | Fee | Special Handling | Parcel Airlift | |
| 1. | Deborah Furtado 5328 Peachtree Road Chamblee, GA 30341 | | | | | |
| 2. | Donna Pittman Doraville City Hall, 3725 Park Avenue Doraville, GA 30340 | | | | | |
| 3. | J. Max Davis 200 Ashford Center North, Suite 150 Atlanta, GA 30338 | | | | | |
| 4. | Luke Howe 3725 Park Avenue Doralville, GA 30340 | | | | | |
| 5. | Michael Bauer 3510 Shallowford Road NE Atlanta, GA 30341 | | | | | |
| 6. | Winsome Pottinger 1739 Pleasant Hill Trail Lithonia, GA 30058 | | | | | |







Certificate of Mailing — Firm

| | | | | | | |
|--|--|--|---|---|----------------|--|
| Name and Address of Recipient Jonathan Futrell, Esq. Troutman Pepper Locke LLP 600 Peachtree Street NE, Suite 3000 Atlanta, GA 30308 | | TOTAL NO. of Pieces Listed by Sender | TOTAL NO. of Pieces Received at Post Office™ | Affix Stamp Here Postmark with Date of Receipt.  | | |
| | | Postmaster, per (name of receiving employee) | | | | |
| USPS® Tracking Number Firm-specific Identifier | Address (Name, Street, City, State, and ZIP Code™) | Postage | Fee | Special Handling | Parcel Airlift | |
| 1. | Adele Clements 3510 Shallowford Road NE Atlanta, GA 30341 | | | | | |
| 2. | Aileen DelaTorre 2407 Sherbrooke Drive, NE Atlanta, GA 30345 | | | | | |
| 3. | Arahn Hawkins 2175 Parklake Drive Atlanta, GA 30345 | | | | | |
| 4. | Chaiwon Kim 3510 Shallowford Road Atlanta, GA 30341 | | | | | |
| 5. | Chris Woods 5025 New Peachtree Rd Chamblee, GA 30341 | | | | | |
| 6. | Eric Clarkson 5468 Peachtree Road Chamblee, GA 30341 | | | | | |



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|--|--|---|---|
| Name and Address of Recipient Jonathan Futrell, Esq. Troutman Pepper Locke LLP 600 Peachtree Street NE, Suite 3000 Atlanta, GA 30308 | TOTAL NO. Pieces Listed by Sender  | TOTAL NO. of Pieces Received at Post Office™  | Affix Stamp Here Postmark with Date of Receipt.  |
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| 1. | Edgar Tingley 3668 Prestwick Drive Tucker, GA 30084 | | | | |
| 2. | Jeffrey Thompson 1155 Mount Vernon Highway, Ste: 800 Atlanta, GA 30338 | | | | |
| 3. | Kelley McManaman 3301 Chase Road Chamblee, GA 30341 | | | | |
| 4. | Kathy Glenn 1785 South Johnson Ferry Road Brookhaven, GA 30319 | | | | |
| 5. | Michael Smith 41 Perimeter Center East Dunwoody, GA 30346 | | | | |
| 6. | Bruce Penn 4228 First Avenue Suite 7 Tucker, GA 30084 | | | | |







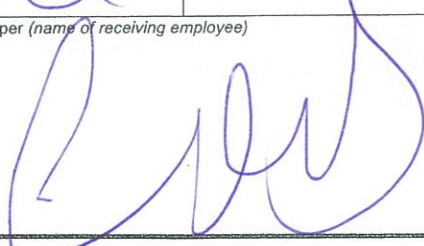
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|---|---|---------|-----|------------------|----------------|
| 1. | Leslie Richardson P.O. Box 1916 Tucker, GA 30085 | | | | |
| 2. | Russ Jamieson 3376 Arbor Ridge Ct. Atlanta, GA 30340 | | | | |
| 3. | Sandy Murray 3212 Saybrook Drive NE Atlanta, GA 30319-2422 | | | | |
| 4. | Victoria Huynh 3510 Shallowford Road NE Atlanta, GA 30341 | | | | |
| 5. | Yvonne Williams Perimeter Community Improvement Districts (PCIDs), One Ravinia Drive- Building One Suite 1125 Atlanta, GA 30346 | | | | |
| 6. | Art Hansen 2494 Brookdale Drive NE Atlanta, GA 30345 | | | | |



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| 1. | Frances Chang 834 Inman Village Parkway Ste 150 Atlanta, GA 30307 | | | | | |
| 2. | Vicki Hood 3154 Chamblee Tucker Rd Atlanta, GA 30341 | | | | | |
| 3. | Chris Hester 3511 Summitridge Drive Atlanta, GA 30340 | | | | | |
| 4. | GEORGETOWN OF ATLANTA 3069 COLONIAL WAY CHAMBLEE, GA 30341 | | | | | |
| 5. | MAXIM ZAITSEV 1929 NOBLIN WOODS TRL DULUTH, GA 30341 | | | | | |
| 6. | HOLLY GULBRANSON 3119 COLONIAL WAY # A ATLANTA, GA 30341 | | | | | |


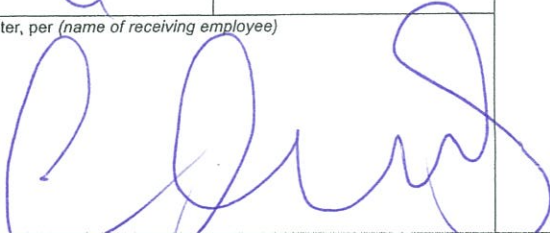


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| | Postmaster, per (name of receiving employee) <i>[Signature]</i> | | | | | |
| USPS® Tracking Number Firm-specific Identifier | Address (Name, Street, City, State, and ZIP Code™) | Postage | Fee | Special Handling | Parcel Airlift | |
| 1. | LEE MAPLES 111 LEE ROAD 914 VALLEY, AL 30341 | | | | | |
| 2. | BRITTANY BISHOP 3119 COLONIAL WAY # C ATLANTA, GA 30341 | | | | | |
| 3. | VALENTINA G SHCHEGOLEVA 3119 COLONIAL WAY UNIT D ATLANTA, GA 30341 | | | | | |
| 4. | XIAOCHUN PENG 3338 N CREST RD APT D DORAVILLE, GA 30341 | | | | | |
| 5. | RLW PROPERTY RENTALS LLC 1046 Eden AVE SE ATLANTA, GA 30341 | | | | | |
| 6. | MICHELE OSBORNE 3119 COLONIAL WAY # G CHAMBLEE, GA 30341 | | | | | |






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| 1. | TIMOTHY DAY PO BOX 941186 ATLANTA, GA 30341 | | | | |
| 2. | MATTHEW AURELIO SANDOVAL P O BOX 941186 ATLANTA, GA 30341 | | | | |
| 3. | JOOF DORET B SIMPSON 2099 DILLARD XING LOT 102 TUCKER, GA 30341 | | | | |
| 4. | EMILY BOSS 3117 COLONIAL WAY # A ATLANTA, GA 30341 | | | | |
| 5. | J GERMAN FLORES 2166 DERING CIR NE ATLANTA, GA 30341 | | | | |
| 6. | RICHARD S PRICE 3117 COLONIAL WAY # C CHAMBLEE, GA 30341 | | | | |



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| 1. | ROBERT BRIDGES 1212 LEON LN TOWNSEND, GA 30341 | | | | |
| 2. | JOHN P GARDNER 3117 COLONIAL WAY # E CHAMBLEE, GA 30341 | | | | |
| 3. | RONALD J ATKINS 3117 COLONIAL WAY # F CHAMBLEE, GA 30341 | | | | |
| 4. | THOMAS K YORK 312 WESTMINISTER LN SW LILBURN, GA 30341 | | | | |
| 5. | ELENA S CORDEIRO 3372 ARBOR RIDGE CT ATLANTA, GA 30341 | | | | |
| 6. | CHOUDHURY SALEKIN 3091 COLONIAL WAY APT A2 ATLANTA, GA 30341 | | | | |



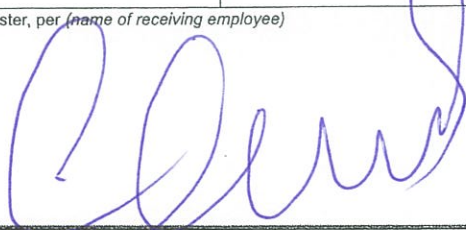


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| 1. | RAJ TANDON 1010 VINTAGE CLUB DR JOHNS CREEK, GA 30341 | | | | |
| 2. | CONRHONDA BAKER 3117 COLONIAL WAY CHAMBLEE, GA 30341 | | | | |
| 3. | DJ FAIRINGTON LLC 4607 STURGEON DR SEBRING, FL 30341 | | | | |
| 4. | BOY97COT INC 967 OAKWOOD CHASE CIR STONE MOUNTAIN, GA 30341 | | | | |
| 5. | TRACEY A WILLIAMS 3117 COLONIAL WAY # N CHAMBLEE, GA 30341 | | | | |
| 6. | STANLEY VANSANT 1871 JOPPA LN TUCKER, GA 30341 | | | | |



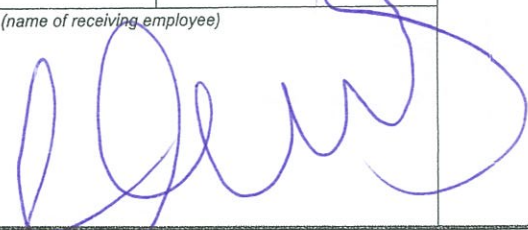


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| 1. | MICHAEL K LANDERS 2918 MARLIN CIR ATLANTA, GA 30341 | | | | |
| 2. | PROSPERITY NOMINAL TRUST TRUSTEE 5055 MEMORIAL DR UNIT A-233 STONE MOUNTAIN, GA 30341 | | | | |
| 3. | KRUSKO BRYAN MITCHELL LIVING TRUST 3115 COLONIAL WAY ATLANTA, GA 30341 | | | | |
| 4. | SON PHAM 3115 COLONIAL WAY # E ATLANTA, GA 30341 | | | | |
| 5. | DEBORAH A STRICKLAND 3115 COLONIAL WAY # G CHAMBLEE, GA 30341 | | | | |
| 6. | KAREN ELIZABETH WIEGMAN 3115 COLONIAL WAY UNIT H ATLANTA, GA 30341 | | | | |



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| USPS® Tracking Number Firm-specific Identifier | Address (Name, Street, City, State, and ZIP Code™) | Postage | Fee | Special Handling | Parcel Airlift |
| 1. | COLLECTIVE LLC TANLI 702 OAKVIEW RD DECATUR, GA 30341 | | | | |
| 2. | J AND M MAIN STREET LLC 2355 MIDVALE CIR TUCKER, GA 30341 | | | | |
| 3. | SAHIR KAZMI 3111 COLONIAL WAY UNIT C ATLANTA, GA 30341 | | | | |
| 4. | JASON MATTHEW STRICKLAND 3111 COLONIAL WAY # D ATLANTA, GA 30341 | | | | |
| 5. | ROGER LEE FOCO 3111 COLONIAL WAY APT E ATLANTA, GA 30341 | | | | |
| 6. | THE FELICIA B BRADLEY TRUST PO BOX 2282 DECATUR, GA 30341 | | | | |





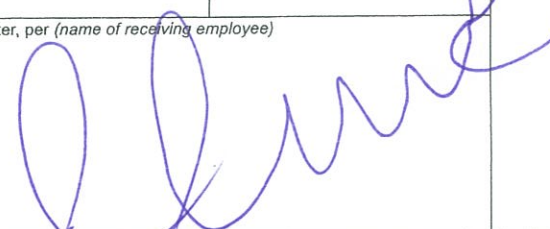
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| 1. | DOUGLAS A FONTENOT 3111 COLONIAL WAY # G CHAMBLEE , GA 30341 | | | | |
| 2. | ADAM DAVIS 3111 COLONIAL WAY APT H ATLANTA , GA 30341 | | | | |
| 3. | LORENA ESQUIVEL 3109 COLONIAL WAY UNIT A ATLANTA , GA 30341 | | | | |
| 4. | HOLLY COTA 3121 COLONIAL WAY # D ATLANTA , GA 30341 | | | | |
| 5. | KIRK HEROLD 3109 COLONIAL WAY # D CHAMBLEE , GA 30341 | | | | |
| 6. | LIZA R SEERLEY 3109 COLONIAL WAY APT E CHAMBLEE , GA 30341 | | | | |






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| 1. | RICHARD G MANVILLE 1201 G ST NE WASHINGTON , DC 30341 | | | | |
| 2. | DAVID EDWARD MADDERN 3109 COLONIAL WAY UNIT G ATLANTA , GA 30341 | | | | |
| 3. | NICHOLAS J ZOLFO 3109 COLONIAL WAY ATLANTA , GA 30341 | | | | |
| 4. | THOM YORK 312 WESTMINISTER LN SW LILBURN , GA 30341 | | | | |
| 5. | CHRISTOPHER ZOU 553 W LAKE AVE NW ATLANTA , GA 30341 | | | | |
| 6. | SEYOUNG AHN 3105 COLONIAL WAY APT 3 ATLANTA , GA 30341 | | | | |



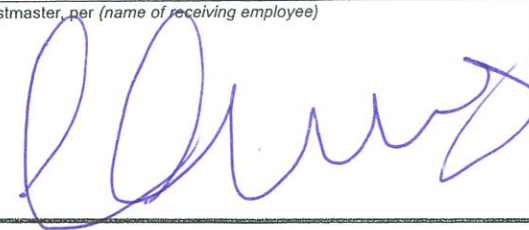


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| 1. | GIL MAPLES 3502 U S HIGHWAY 29 VALLEY, AL 30341 | | | | | |
| 2. | RAJKUMAR SAMPATH 4260 ABERCROMBIE PL MARIETTA, GA 30341 | | | | | |
| 3. | MATTHEW N MASTERS 3103 COLONIAL WAY UNIT 1 ATLANTA, GA 30341 | | | | | |
| 4. | MARTHA AMELIA MARTIN 3103 COLONIAL WAY B CHAMBLEE, GA 30341 | | | | | |
| 5. | HOYTE E JOHNSON JR PO BOX 52852 ATLANTA, GA 30341 | | | | | |
| 6. | MAKAILA M BOWEN 3103 COLONIAL WAY DR UNIT D ATLANTA, GA 30341 | | | | | |

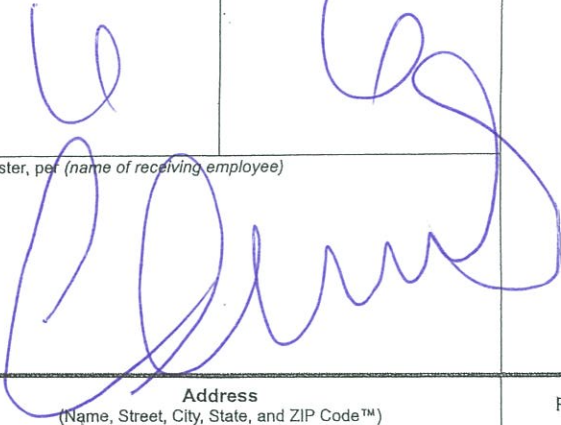

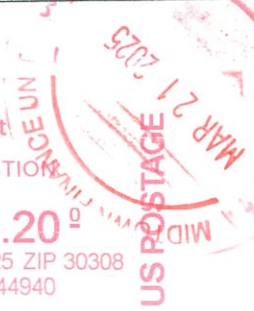


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| 2. | THU LOI THI NGUYEN 3103 COLONIAL WAY CHAMBLEE, GA 30341 | | | | | |
| 3. | JERRY JR COLLIER 2884 CRAVEY DR NE ATLANTA, GA 30345 | | | | | |
| 4. | BETTY E SMALL 267 W WIEUCA RD NE ATLANTA, GA 30345 | | | | | |
| 5. | THOMAS B BURRELL 2868 CRAVEY DR NE ATLANTA, GA 30345 | | | | | |
| 6. | LYNNE R RABINOWITZ 2770 CRAVEY LN NE ATLANTA, GA 30345 | | | | | |



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| 2. | OTOR ALKHALILI 2154 GREENSWARD DR NE ATLANTA, GA 30345 | | | | | |
| 3. | SUE A SCHROEDER 2780 CRAVEY FOREST LN NE ATLANTA, GA 30345 | | | | | |
| 4. | ROBERT E FONTAINE 2784 CRAVEY FOREST LN NE ATLANTA, GA 30345 | | | | | |
| 5. | PETER EUGENE GALBIATI 2788 CRAVEY LN NE ATLANTA, GA 30345 | | | | | |
| 6. | IAN YORK 2781 CRAVEY FOREST LN NE ATLANTA, GA 30345 | | | | | |



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| 1. | SYLVIA R DAVIDSON 2800 CRAVEY TRL NE ATLANTA, GA 30345 | | | | |
| 2. | JOHNATHON BRITTON STAMPS III 3101 COLONIAL WAY A ATLANTA, GA 30341 | | | | |
| 3. | ROBERT CLEMENT 3101 COLONIAL WAY UNIT B ATLANTA, GA 30341 | | | | |
| 4. | ROBIN ELENA BRYAN 3101 COLONIAL WAY UNIT C ATLANTA, GA 30341 | | | | |
| 5. | YACHING LU 2191 ROCKBRIDGE RD # 1904 STONE MOUNTAIN, GA 30341 | | | | |
| 6. | MARJUL LLC 3011 TRAFALGAR WAY ATLANTA, GA 30341 | | | | |



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|---|---|---------|-----|------------------|----------------|
| 1. | THEODORE R SLADOVICH JR 3101 COLONIAL WAY # F CHAMBLEE, GA 30341 | | | | |
| 2. | TIM DAY P O BOX 941186 ATLANTA, GA 30341 | | | | |
| 3. | BENJAMIN TYLER BRADSHAW 3101 COLONIAL WAY UNIT H CHAMBLEE, GA 30341 | | | | |
| 4. | E LLC COLONIAL 3011 TRAFALGAR WAY ATLANTA, GA 30341 | | | | |
| 5. | EFFIE MAE RAGON 2835 TALISMAN CT NE ATLANTA, GA 30341 | | | | |
| 6. | SEYOUNG AHN 2298 KAYLEN DR ATLANTA, GA 30341 | | | | |



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Name and Address of Client

Jonathan Futrell, Esq.
Troutman Pepper Locke LLP
600 Peachtree Street NE, Suite 3000
Atlanta, GA 30308

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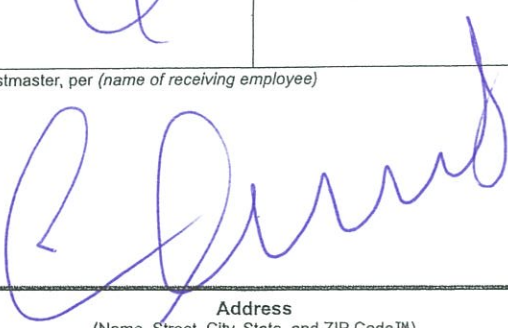
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| 2. | ACE HOLDINGS GROUP LLC 2087 GLENROY DR SE SMYRNA, GA 30341 | | | | |
| 3. | TRACY MARIE OWENS 1384 BRODY DR MARIETTA, GA 30341 | | | | |
| 4. | MARCEL BOUIE 3101 COLONIAL WAY # O ATLANTA, GA 30341 | | | | |
| 5. | TIM DAY PO BOX 941186 ATLANTA, GA 30341 | | | | |
| 6. | YI GE PENG 2722 ADDISON DR ATLANTA, GA 30341 | | | | |



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| USPS® Tracking Number Firm-specific Identifier | Address (Name, Street, City, State, and ZIP Code™) | | Postage | Fee | Special Handling | Parcel Airlift |
| 1. | MARTA DIAZ 3099 COLONIAL WAY UNIT C CHAMBLEE, GA 30341 | | | | | |
| 2. | CORPORATION OF MERCER 1350 SPRING ST NW ATLANTA, GA 30341 | | | | | |
| 3. | REALTY INCOME CORPORATION 11995 EL CAMINO REAL SAN DIEGO, CA 30341 | | | | | |
| 4. | 3355 NORTHEAST EXPRESSWAY LLC 34 PEACHTREE ST STE 2800 ATLANTA, GA 30341 | | | | | |
| 5. | BOYD ATLANTA WILLIAMS LLC P.O. BOX 13470 RICHMOND, VA 30341 | | | | | |
| 6. | 3375 NORTHEAST EXPRESSWAY LLC 34 Peachtree ST SW STE 28 ATLANTA, GA 30341 | | | | | |




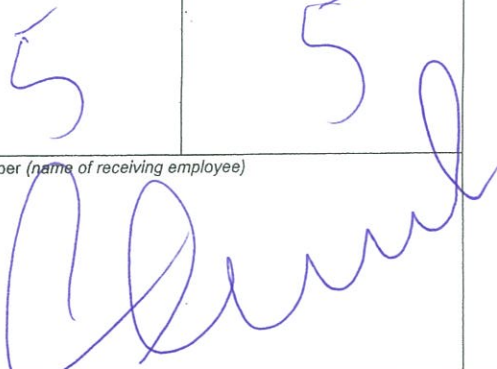
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|--|--|---|---|
| Name and Address of Recipient Jonathan Futrell, Esq. Troutman Pepper Locke LLP 600 Peachtree Street NE, Suite 3000 Atlanta, GA 30308 | TOTAL NO. of Pieces Listed by Sender <i>2</i> | TOTAL NO. of Pieces Received at Post Office™ <i>4</i> | Affix Stamp Here Postmark with Date of Receipt. quadrant CORRECTION IMI \$013.20 ⁰ 03/21/2025 ZIP 30308 043M31244940 |
| | Postmaster, per (name of receiving employee) <i>[Signature]</i> | | |

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|---|--|---------|-----|------------------|----------------|
| 1. | SELIG ENTERPRISES INC. 1100 SPRING ST NW # 550 ATLANTA , GA 30341 | | | | |
| 2. | POISE PROPERTIES LLC 2521 OAK GROVE ESTATE NE ATLANTA , GA 30341 | | | | |
| 3. | THIRTY THREE HUNDRED 3300 NORTHEAST EXPY NE # A ATLANTA , GA 30341 | | | | |
| 4. | ENAMUL HAQUE 1020 PALMETTO DUNES DR DULUTH , GA 30341 | | | | |
| 5. | GROUP THREE ASSOCIATES LP 3190 NE EXPRESSWAY STE 400 ATLANTA , GA 30341 | | | | |
| 6. | ATLANTA FIXTURE SALES CO INC 1266 W PACES FERRY RD NW 428 ATLANTA , GA 30341 | | | | |



Certificate of Mailing — Firm

| | | | |
|--|--|--|---|
| Name and Address of Recipient Jonathan Futrell, Esq. Troutman Pepper Locke LLP 600 Peachtree Street NE, Suite 3000 Atlanta, GA 30308 | TOTAL NO. of Pieces Listed by Sender 5 | TOTAL NO. of Pieces Received at Post Office™ 5 | Affix Stamp Here Postmark with Date of Receipt.  |
| | Postmaster, per (name of receiving employee)  | | |



| USPS® Tracking Number Firm-specific Identifier | Address (Name, Street, City, State, and ZIP Code™) | Postage | Fee | Special Handling | Parcel Airlift |
|---|--|---------|-----|------------------|----------------|
| 1. | AGNES V NELSON 2859 APPLING DR CHAMBLEE, GA 30341 | | | | |
| 2. | MOHAMMED RUB 2756 DRESDEN DR CHAMBLEE, GA 30341 | | | | |
| 3. | ARLES RUBIO 1012 RABUN DR NW LILBURN, GA 30341 | | | | |
| 4. | REEVES MICHAEL JO PO BOX 81934 ATLANTA, GA 30341 | | | | |
| 5. | CATHY L WIGGINS 2724 DRESDEN DR CHAMBLEE, GA 30341 | | | | |
| 6. | | | | | |

3265 Northeast Expressway - Notice of Rezoning Application Community Meeting



Futrell, Jonathan S.

To

Bcc bwhite.te93@gtalumni.org; dougers1979@gmail.com; ejhanfelt@bellsouth.net; paul.maner@yahoo.com; respy49779@aol.com; tgriffith@arguseyedpartners.com; JHDAWS@sierradevelopment.net; chuckhunt1972@gmail.com; pennhastings@yahoo.com; spshort@umich.edu; jennateston@gmail.com; btru404@gmail.com; [Hill, Jessica L.](#)



Notice of Rezoning Application Community Meeting.pdf
42 KB



Fri 3/21/2025 2:25 PM

Good afternoon,

Please find attached information regarding an upcoming community meeting for 3265 Northeast Expressway, Chamblee, Georgia 30341. The meeting will be virtual on April 8, 2025 at 5:30 PM. The meeting is regarding a proposed rezoning at the property. Your email address was provided to us by staff from the DeKalb County Planning & Sustainability Department since you are a stakeholder in the area.

If you would like more information regarding the meeting, feel free to contact me and we look forward to seeing you on the 8th.

Thank you,
Jonathan

Jonathan S. Futrell

Associate

Direct: 404.885.3724

jonathan.futrell@troutman.com

troutman pepper locke

600 Peachtree Street, NE, Suite 3000

Atlanta, GA 30308

troutman.com

| Name (original name) | Join time | Leave time | Duration (minutes) |
|---------------------------|----------------|----------------|--------------------|
| Ann Sillah | 4/8/2025 16:36 | 4/8/2025 18:00 | 84 |
| alice | 4/8/2025 17:11 | 4/8/2025 17:15 | 5 |
| Alan | 4/8/2025 17:16 | 4/8/2025 17:24 | 8 |
| Alexis Helmick | 4/8/2025 17:18 | 4/8/2025 18:00 | 43 |
| Michael Lloyd | 4/8/2025 17:21 | 4/8/2025 17:25 | 5 |
| Debbie Strickland | 4/8/2025 17:22 | 4/8/2025 18:00 | 38 |
| Aaron DeSilva | 4/8/2025 17:23 | 4/8/2025 17:46 | 24 |
| Robert Fontaine | 4/8/2025 17:23 | 4/8/2025 18:00 | 37 |
| Alan | 4/8/2025 17:24 | 4/8/2025 17:27 | 3 |
| Karla | 4/8/2025 17:24 | 4/8/2025 18:00 | 36 |
| Alan (Chamblee) | 4/8/2025 17:24 | 4/8/2025 18:00 | 36 |
| rogerbullock | 4/8/2025 17:25 | 4/8/2025 17:25 | 1 |
| Chuck | 4/8/2025 17:25 | 4/8/2025 17:42 | 18 |
| Sean | 4/8/2025 17:25 | 4/8/2025 17:26 | 2 |
| simps | 4/8/2025 17:25 | 4/8/2025 18:00 | 35 |
| Michael Lloyd | 4/8/2025 17:25 | 4/8/2025 18:00 | 35 |
| Chris G | 4/8/2025 17:25 | 4/8/2025 18:00 | 35 |
| Sean | 4/8/2025 17:26 | 4/8/2025 17:47 | 22 |
| FormerDroid | 4/8/2025 17:26 | 4/8/2025 17:49 | 24 |
| Rebecca Perkins | 4/8/2025 17:27 | 4/8/2025 18:00 | 34 |
| Jonathan Futrell | 4/8/2025 17:27 | 4/8/2025 18:00 | 33 |
| awhitehead | 4/8/2025 17:27 | 4/8/2025 18:00 | 33 |
| Ruth Hwu | 4/8/2025 17:28 | 4/8/2025 17:48 | 21 |
| Chris Grady | 4/8/2025 17:28 | 4/8/2025 18:00 | 32 |
| Lezlie Sosnick - Landmark | 4/8/2025 17:29 | 4/8/2025 18:00 | 31 |
| HaSue | 4/8/2025 17:29 | 4/8/2025 18:00 | 31 |
| hg | 4/8/2025 17:30 | 4/8/2025 18:00 | 31 |
| doug | 4/8/2025 17:30 | 4/8/2025 18:00 | 30 |
| BurnellJordan | 4/8/2025 17:30 | 4/8/2025 18:00 | 30 |
| Samsung SM-F721U | 4/8/2025 17:31 | 4/8/2025 18:00 | 30 |
| Andrew Costas | 4/8/2025 17:31 | 4/8/2025 18:00 | 29 |
| Pixel 6 Pro | 4/8/2025 17:31 | 4/8/2025 18:00 | 29 |
| Sue Schroeder | 4/8/2025 17:31 | 4/8/2025 17:59 | 29 |
| Parker Short | 4/8/2025 17:31 | 4/8/2025 18:00 | 29 |
| Kelley's Ipad 9th Gen (2) | 4/8/2025 17:31 | 4/8/2025 18:00 | 29 |
| Chad Madden | 4/8/2025 17:32 | 4/8/2025 18:00 | 28 |
| TW | 4/8/2025 17:32 | 4/8/2025 18:00 | 28 |
| Samsung SM-S928U | 4/8/2025 17:32 | 4/8/2025 18:00 | 28 |
| Hayden.Stroop | 4/8/2025 17:34 | 4/8/2025 18:00 | 26 |
| Kristen S | 4/8/2025 17:35 | 4/8/2025 18:00 | 26 |
| Iphone home 🏠 | 4/8/2025 17:35 | 4/8/2025 18:00 | 25 |
| daniel | 4/8/2025 17:37 | 4/8/2025 18:00 | 23 |
| Fiker | 4/8/2025 17:41 | 4/8/2025 18:00 | 20 |
| David's iPhone | 4/8/2025 17:44 | 4/8/2025 18:00 | 16 |
| Bridgette.Ganter | 4/8/2025 17:44 | 4/8/2025 18:00 | 16 |
| Mary Mcleod | 4/8/2025 17:50 | 4/8/2025 17:52 | 2 |
| Cara's iPhone | 4/8/2025 17:58 | 4/8/2025 18:00 | 3 |

troutman.com

Jessica L. Hill
jessica.hill@troutman.com

April 21, 2025

DeKalb County Government Service Center
c/o Department of Planning and Sustainability
178 Sams Street
Decatur, Georgia 30030

RE: Letter of Application for 3265 Northeast Expressway

Dear Department of Planning and Sustainability,

The property at 3265 Northeast Expressway, Chamblee, Georgia 30341, is currently improved with a vacant movie theater complex previously known as the Regal Hollywood 24 theater. The total site area is 36.46 acres and the property is zoned C-2 (General Commercial) district. The proposal in this Application is to rezone the property to the HR-1 (High Density Residential-1) district.

The rezoning will allow the development of a residential development including two three story multi-family residential buildings and single-family attached dwelling units. A maximum of 312 dwelling units are proposed. Parking for the development will be accommodated by a surface parking lot behind the multi-family residential buildings and surface parking spaces adjacent to the single-family attached dwelling units. The development will include residential amenities such as a clubhouse, a pool, and open space. The development will largely be constructed in the areas already paved for the existing movie theater complex thereby limiting the area of disturbance as much as possible.

Also enclosed with this letter of application are the impact analysis, as well as the appeal rights reservation required under Georgia law.

Thank you for your consideration of this application.

Sincerely,



Jessica L. Hill

Enclosures

Preservation of Rights

To preserve the rights of the applicant with respect to the subject property under Georgia law, this Application includes the following statements.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant would be unconstitutional in that it would unreasonably impair and destroy the Applicant's property rights without first paying fair, adequate and just compensation for such rights, in violation of Article I, Section I, Paragraph I of the Constitution of the State of Georgia of 1983, Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983, and the Due Process Clause of the Fourteenth Amendment to the Constitution of the United States.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant would also be unconstitutional, illegal, null and void, constituting a taking of Applicant's property in violation of the Just Compensation Clause of the Fifth Amendment to the Constitution of the United States, Article I, Section I, Paragraph I, and Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983, and the Equal Protection and Due Process Clauses of the Fourteenth Amendment to the Constitution of the United States, by denying the Applicant an economically viable use of its land while not substantially advancing legitimate state interests.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant would constitute an unreasonable and extreme hardship upon the Applicant, without remotely advancing the public health, safety and welfare and would constitute an arbitrary and capricious act by the DeKalb County Board of Commissioners without any rational basis therefore, constituting an abuse of discretion in violation of Article I, Section I, Paragraph I of the Constitution of the State of Georgia of 1983, Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983, and the Due Process Clause of the Fourteenth Amendment to the Constitution of the United States.

Denial of this Application or approval of this Application with conditions unacceptable to the Applicant by the DeKalb County Board of Commissioners would also violate the Applicant's rights under the First Amendment to the Constitution of the United States and would unconstitutionally discriminate, in an arbitrary, capricious and unreasonable manner, between the Applicant and owners of other similarly situated properties in DeKalb County in violation of Article I, Section I, Paragraph II of the Constitution of the State of Georgia of 1983 and the Equal Protection Clause of the Fourteenth Amendment to the Constitution of the United States.

Impact Analysis

1. Is the zoning proposal in conformity with the policy and intent of the Comprehensive Plan?

The comprehensive development plan indicates that the property has a Regional Center future land use designation. The Regional Center designation promotes density by including the highest intensity residential facilities allowed within DeKalb County. The areas within the Regional Center designation also have on-site parking, high floor-area-ratios, and large tracts of land. The preferred uses within the Regional Center designation include both townhomes and apartments and HR-1 is a permitted zoning. The property is also within the Presidential Parkway Regional Center and specifically Area D, Edge 1 (Bordering Residential). According to the comprehensive development plan, parcels in this area should be used for smaller multi-family residential developments with a preferred maximum density of 24 dwelling units per acre and a preferred maximum height of four stories. Development on parcels in this area should also provide a transition zone into the existing residential area. The proposed use of the property to construct a residential development including two three story multi-family residential buildings and single-family attached dwelling units is consistent with the policy and intent of the comprehensive plan. The development will have a maximum of 312 units and will provide a transitional zone to the nearby residential area.

2. Will the zoning proposal permit a use that is suitable in view of the use and development of adjacent and nearby properties?

To the north and east of the property is a primarily wooded property that is owned by Mercer University. Just further north past this wooded property is 3355, 3375, and 3395 Northeast Expressway which were rezoned from OI (Office-Institutional) to HR-3 (High-Density Residential-3) in 2023 to redevelop the properties for four story multi-family buildings. To the west, the property both fronts on Northeast Expressway and is adjacent to the Atlanta Fixture property at 3185 Northeast Expressway. To the south is a condominium development at 2576 Colonial Way. To the southeast are single-family neighborhoods which are separated from the property by the North Fork Peachtree Creek and the associated stream buffer. The proposal is suitable in view of the mix of uses both adjacent to and nearby the property.

3. Does the property to be affected by the zoning proposal have a reasonable economic use as currently zoned?

The property currently contains the vacant Regal Hollywood 24 movie theater complex. While a redevelopment of the property may be possible under the current zoning, a development of a different type and scale than that allowed by the current C-2 zoning is more appropriate based on market conditions, the scale of surrounding development and environmental features on the property. The location of the property, coupled with the abutting uses and the trend of development in the area suggest the current zoning and market demand is misaligned. As a result, the economics of the property are impaired.

4. Will the zoning proposal adversely affect the existing use or usability of adjacent or nearby properties?

The zoning proposal contemplates replacing a vacant movie theater complex with an active development with a mix of residential uses. As redevelopment continues along Northeast Expressway, this development will continue to activate the area. As noted above, the majority of

the land uses proposed already exist or are proposed to be developed on adjacent and nearby properties. The proposal will not adversely affect the existing use or usability of adjacent or nearby property.

5. Are there 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?

With the mix of residential uses both existing and proposed along Northeast Expressway, the proposed development is consistent with existing conditions in the area. Further, two of the goals of the comprehensive development plan are to encourage reinvestment or redevelopment of commercial corridors including the introduction of residential or other new uses to these areas and encourage more diverse housing and development types to meet the changing needs of residents and communities. This proposed development will accomplish these goals.

6. Will the zoning proposal adversely affect historic building, sites, districts, or archaeological resources?

There are no historic buildings, sites, districts, nor are there archeological resources impacted by redevelopment of the property as proposed by this application.

7. Will the zoning proposal result in a use which would or could cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools?

The change in zoning will not cause an excessive or burdensome use of existing streets, transportation facilities or utilities. Generally, the property will be accessed from Northeast Expressway which has capacity to support the project. The applicant will work with DeKalb County to ensure that all necessary utilities are available to the site and no undue burden on them is identified. While the change to add residential use may impact schools, it is not expected to be overly burdensome based on the type of mix of multi-family and single-family residential units proposed.

8. Will the zoning proposal adversely impact the environment or surrounding natural resources?

A significant portion of the perimeter of the property includes wetlands, floodplain and a stream. The proposed development will utilize the footprint of the currently existing surface parking lot and vacant movie theater building. This will help limit the disturbance area of the proposed development and impact on the surrounding natural features. Further, the development will adhere to all applicable state and county environmental regulations including the stream buffer regulations preserving the North Fork Peachtree Creek waterway. Conversion of the zoning from a commercial designation to a residential designation accommodates a use that is less impactful on the environment than a commercial use would be. The proposal will not adversely impact the environment or surrounding natural resources.

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: April 10, 2025

TO WHOM IT MAY CONCERN:

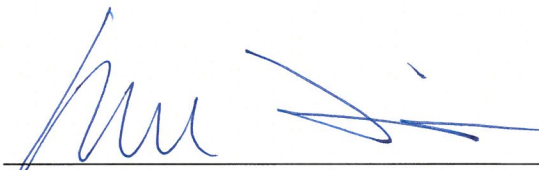
I/WE: Realty Income Corporation
Name of Owner(s)

being owner(s) of the subject property described below or attached hereby delegate authority to:

LMPSF Acquisitions, LLC (c/o Troutman Pepper Locke LLP)
Name of Agent or Representative

to file an application on my/our behalf.

~~Notary Public~~


Owner - Realty Income Corporation
Signed by: Karolina Ericsson
SVP, Assoc. General Counsel
on behalf of Realty Income Corporation

SEE ATTACHED ACKNOWLEDGMENT

Approved As To Form
Legal Department


T. Odelowo

ACKNOWLEDGMENT

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

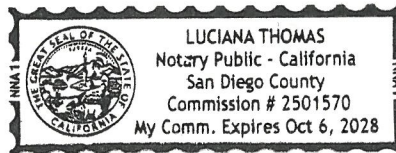
STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

On April 10, 2025 before me, Luciana Thomas, Notary Public, personally appeared Karolina Ericsson, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature of Notary Public

(Notary Seal)

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: X *

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.

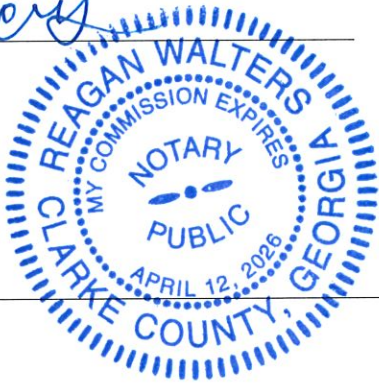
Reagan Walters
Notary

[Signature]
Signature of Applicant /Date

Check one: Owner _____ Agent X

4/12/2026

Expiration Date/ Seal



*Notary seal not needed if answer is "No".

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 filing of this application?

Yes: _____ No: X *

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.

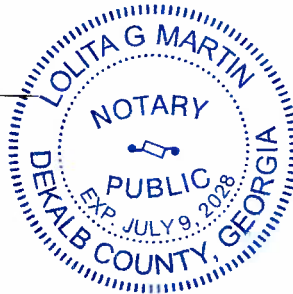
The disclosure must be filed within 10 days after the application is first filed and must be submitted to the C.E.O. and to the Board of Commissioners of DeKalb County, 1300 Commerce Drive, Decatur, GA 30030.

Lolita G. Martin
Notary

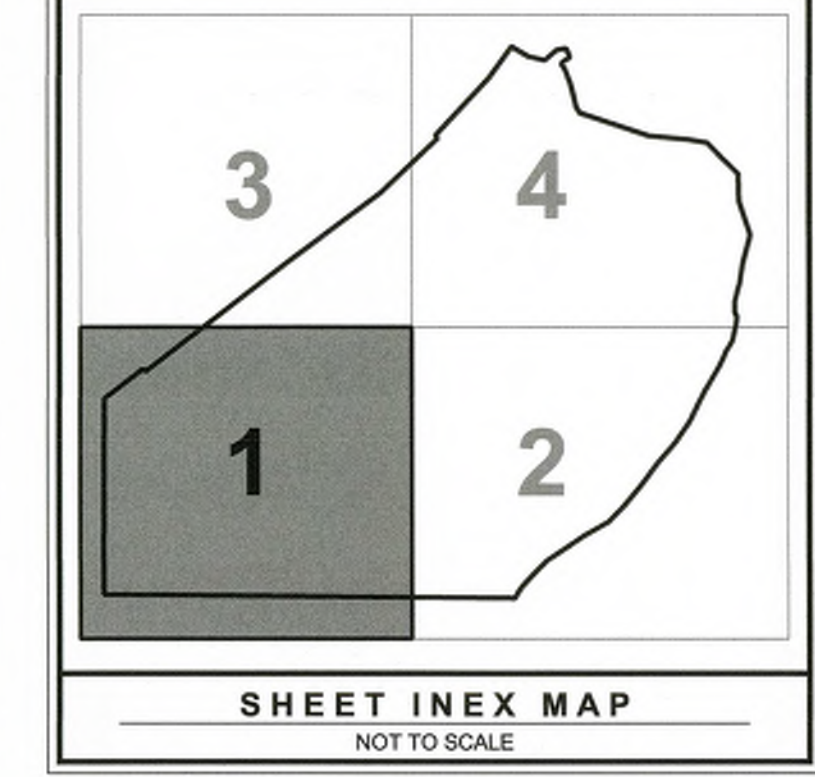
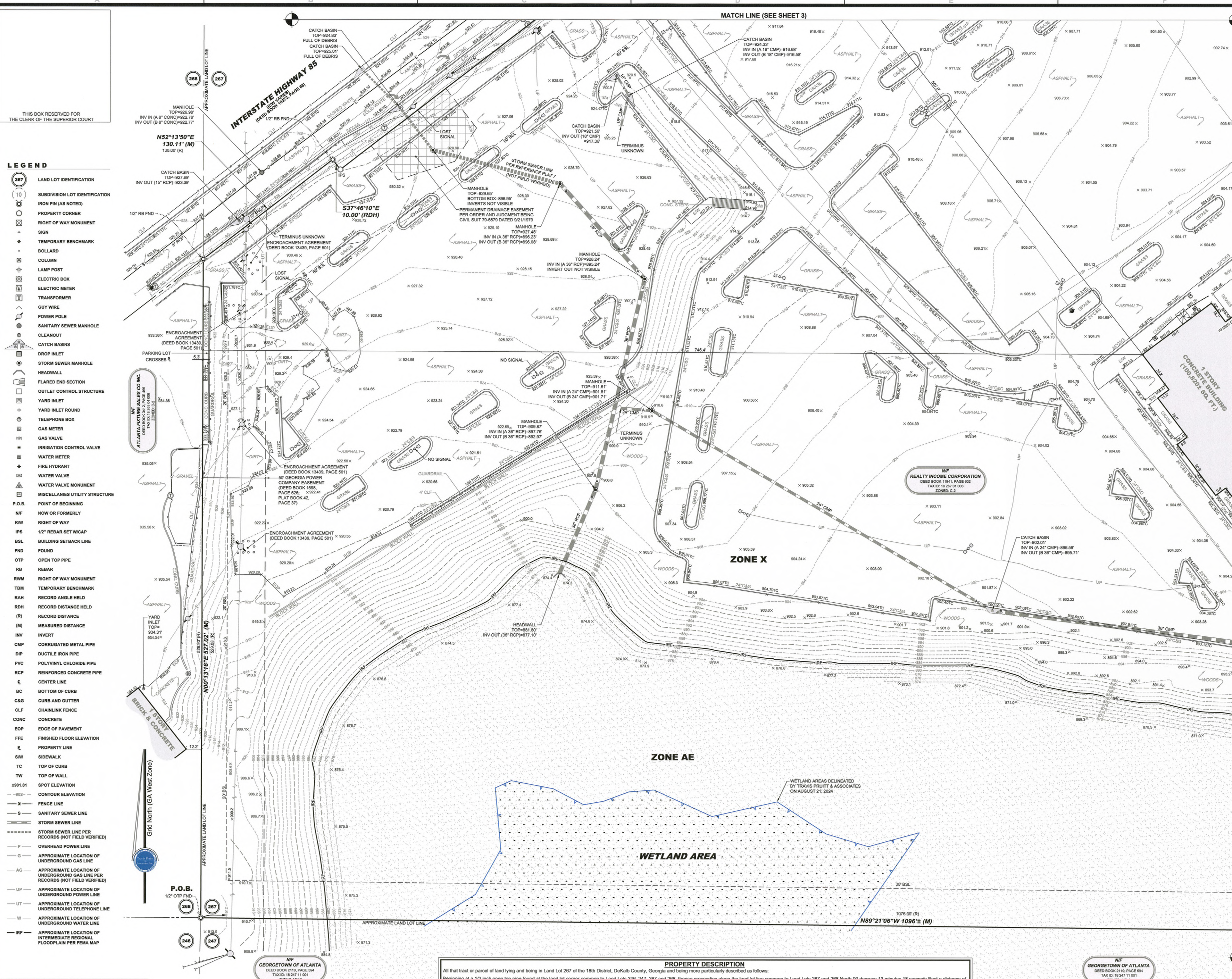
June 11/2018 on behalf of Troutman
Signature of Applicant /Date Piper Locke LLP

Check one: Owner _____ Agent X
(Attorney)

7-9-2028
Expiration Date/ Seal



*Notary seal not needed if answer is "No".



SITE ADDRESS
3265 Northeast Express Way, Atlanta, GA 30341

SITE AREA
1,588,349 square feet or 36.464 acres

- ## REFERENCE PLATS
1. Final Plat for Grave Forest Unit 2 recorded in Plat Book 71, Page 58.
 2. Final Plat for Grave for George Town of Atlanta Condominiums, Lawyers Title Insurance Corporation, Titor Title Insurance Company, Metropolitan Federal Savings and Loan Society, Real Estate Title Insurance Company, Condominium Plat Book 5, Page 126.
 3. Final Property of Dr. Grady V. Lape prepared by Edgar W. Brown, a surveyor, dated March 15, 1960.
 4. State of Georgia Department of Transportation Right of Way Plat 1981-195-324-1 dated February 3, 1978, last revised October 13, 1981.
 5. Survey for Mercer University prepared by Travis Truitt and Tracy P. C., dated January 19, 1989, recorded February 25, 1992. (F-124-E-009)
 6. Boundary Survey for The Corporation of Mercer University and The Corporation of the University of Georgia prepared by Travis Truitt & Associates, P.C., dated April 24, 1995, last revised June 21, 1999. (F-124-E-716)
 7. Final Plat of ATLANTA LAND, L.P., dated April 22, 1995, last revised by Smith & Smith Land Surveys, P.C., dated September 25, 2004.
 8. Final Survey for Emerald at Embury Hills prepared by Travis Truitt & Associates, Inc., dated August 14, 2024, revised October 1, 2024. (F-173-D-125)

PARKING SUMMARY NOTE
At the time of survey, the condition of the parking space markings was so poor that it was impossible to determine the actual location and number of the parking spaces.

- ## SURVEY NOTES
1. This plot was prepared for the exclusive use of the person, persons, or entity named in the title block. Said use does not extend to any unnamed person without express permission by the surveyor's naming.
 2. Unless otherwise specified, all distances shown are horizontal ground distances.
 3. The horizontal distance is relative to the North American Datum 1983 (NAD83). 2011 adjustment, projected to the Georgia State Plane Coordinate System, West Zone. The vertical distance is relative to the North American Datum of 1983 (NAD83) using the National Geodetic Survey (NGS) GED 12A.
 4. The exterior footprint of all buildings is measured at ground level. Buildings are plotted on the ground surface within a 100 year flood hazard zone and is depicted as zone AE as defined by the F.E.M.A. Flood Insurance Rate Map of DeKalb County, Georgia and incorporated into Plot Number 10389C0057K, effective date 8/15/2019.
 6. No common observable evidence of cemeteries, burial grounds or other gravesites were found during the course of the survey.
 7. No observable evidence that the site was used as a solid waste dump, landfill or similar.
 8. The Property has direct vehicular and pedestrian access to Interstate Highway 85 access road, a dedicated public right of way shown on the survey.
 9. No wetland delineation surveys were observed at the time of the survey.
 10. No observable evidence of earth moving work, building construction or building additions at the time of the survey.
 11. No observable evidence or proposed changes in right of way shown on the survey.
 12. No observable evidence of any street or sidewalk construction or repairs.
 13. Information regarding the reputed presence, size, character and location of existing underground utilities and structures is shown hereon. There is no certainty of the accuracy of this information and it shall be considered in that light by those using this information. The location of any underground utilities and structures shown hereon may be inaccurate and utilities and structure not shown may be encountered. The owner, his heirs, assigns and successors shall be deemed to have clearly and distinctly understand that the surveyor is not responsible for the correctness or sufficiency of this information.
 14. Underground utility records, field markings, size and character of material has been provided by MC Utility Surveying, LLC, on 8/5/2024.

CERTIFICATION:
This plat is a retracement of an existing parcel or parcels of land and does not subdivide or create a new parcel or make any changes to any real property boundaries. The recording of this plat is not a representation of the land surveyor who created the parcel or parcels are stated herein. **RECORDATION OF THIS PLAT DOES NOT IMPLY APPROVAL BY THE LOCAL JURISDICTION.** THIS PLAT IS SUBJECT TO PERMITS, COMPLIANCE WITH LOCAL REGULATIONS OR REQUIREMENTS, OR SUITABILITY FOR ANY USE OR PURPOSE OF THE LAND. Furthermore, the undersigned land surveyor certifies that this plat complies with the technical standards for property survey in Georgia as set forth in the rules and regulations of the Georgia Board of Registration for Professional Engineers and Land Surveyors and as set forth in Section 15-6-67.

It is to be certified that this survey was made under my supervision and is a true representation of the land surveyed. The data upon which this survey is based, was performed using a eGPS 2011 dual frequency receiver with network adjusted real time kinematic measurements referenced to the eGPS network. The eGPS survey included real time kinematic measurements with positional accuracy better than 0.07'.

This map or plat has been calculated for closure and is found to be within the limits of the Georgia Board of Registration for Professional Engineers and Land Surveyors.


To LMPSP Acquisitions, LLC, a Delaware limited liability company, and Fidelity National Title Insurance Company. This is to certify that the map or plat and the survey on which it is based were made in accordance with the 2017 Minimum Standard Detail Requirements for ALTA/NSPS Land Title Surveys, jointly established and adopted by ALTA and NSPS, and includes items 1, 2, 3, 4, 5, 6(a), 6(b), 7(a), 7(b)(1), 7(c), 8, 9, 10, 11(a), 11(b), 13, 14, 16, 17, 18, 19 (\$800,000), and 20 of Table A thereof. The fieldwork was completed on 8/20/24.

Kevin Pate *11-1-24*

| | |
|---|------|
| KEVIN G. PATE | Date |
| Georgia Professional Land Surveyor No. 3499 | |
| For the Firm Travis Pruitt & Associates, Inc. | |

| REVISIONS | | NO. | DATE | DESCRIPTION | BY |
|------------------|--|-----|------|-------------|----|
| | | 8 | | | |
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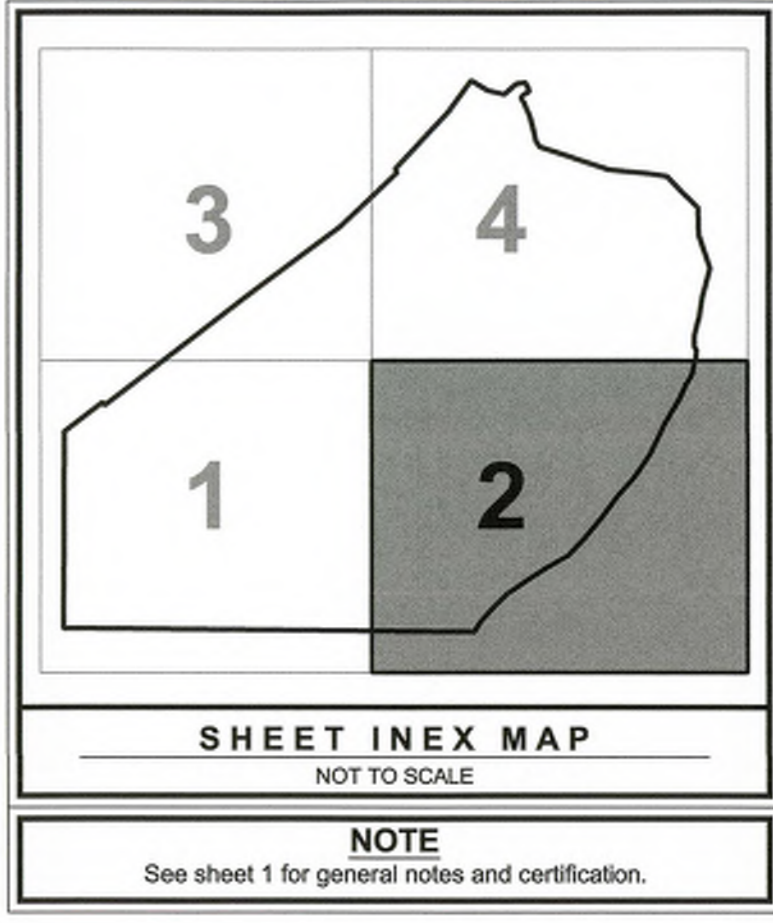
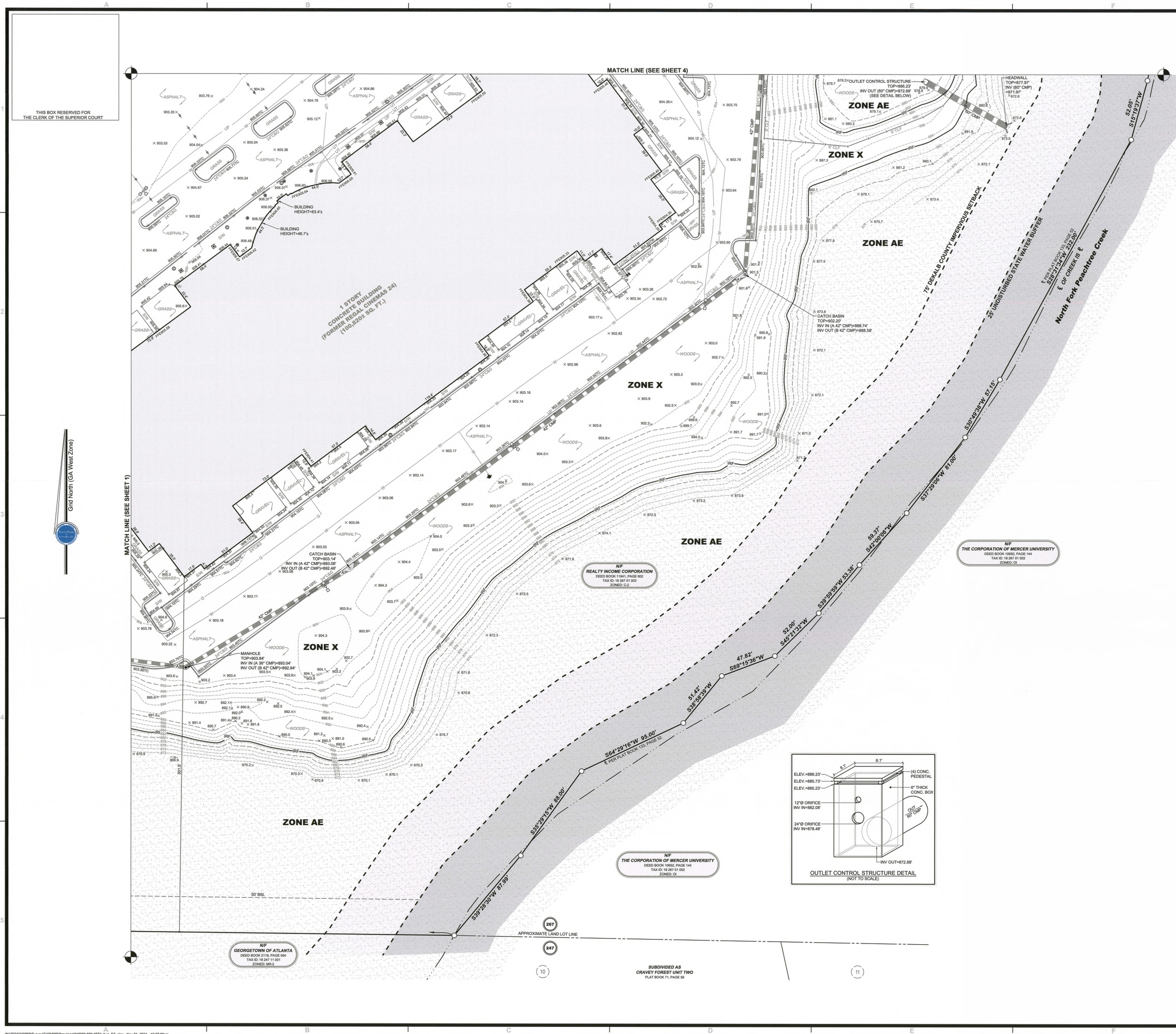
4317 Park Drive, Suite 400
Norcross, Georgia 30093
Phone: (770) 446-7511
Fax: (770) 446-7512
www.travispruit.com



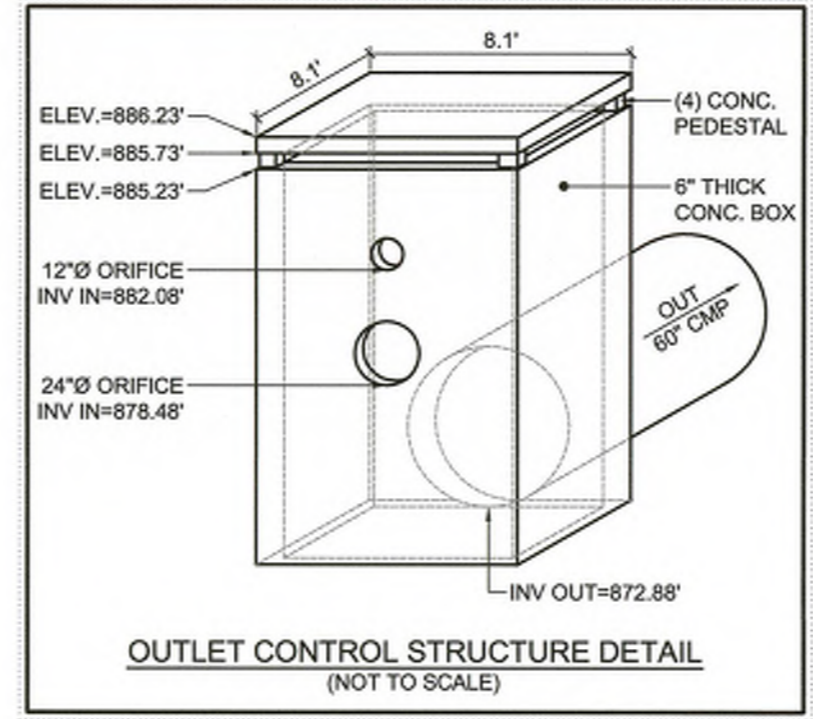
Certificate of Authorization Number #13

LMPSP Acquisitions, LLC, a Delaware limited liability company, and Fidelity National Title Insurance Company

ALTA NSPS LAND TITLE SURVEY



- LEGEND**
- 267 LAND LOT IDENTIFICATION
 - 10 SUBDIVISION LOT IDENTIFICATION
 - IRON PIN (AS NOTED)
 - PROPERTY CORNER
 - RIGHT OF WAY MONUMENT
 - SIGN
 - TEMPORARY BENCHMARK
 - BOLLARD
 - COLUMN
 - LAMP POST
 - ELECTRIC BOX
 - ELECTRIC METER
 - TRANSFORMER
 - GUY WIRE
 - POWER POLE
 - SANITARY SEWER MANHOLE
 - CLEANOUT
 - CATCH BASINS
 - DROP INLET
 - STORM SEWER MANHOLE
 - HEADWALL
 - FLARED END SECTION
 - OUTLET CONTROL STRUCTURE
 - YARD INLET
 - YARD INLET ROUND
 - TELEPHONE BOX
 - GAS METER
 - GAS VALVE
 - IRRIGATION CONTROL VALVE
 - WATER METER
 - FIRE HYDRANT
 - WATER VALVE
 - WATER VALVE MONUMENT
 - MISCELLANEOUS UTILITY STRUCTURE
 - P.O.B. POINT OF BEGINNING
 - NIF NOW OR FORMERLY
 - R/W RIGHT OF WAY
 - IPS 1/2" REBAR SET W/ICAP
 - B.S.L. BUILDING SETBACK LINE
 - FOUND
 - OTP OPEN TOP PIPE
 - REBAR
 - R/W RIGHT OF WAY MONUMENT
 - TBM TEMPORARY BENCHMARK
 - RAH RECORD ANGLE HELD
 - RDH RECORD DISTANCE HELD
 - (R) RECORD DISTANCE
 - (M) MEASURED DISTANCE
 - INV INVERT
 - CMP CORRUGATED METAL PIPE
 - DIP DUCTILE IRON PIPE
 - PVC POLYVINYL CHLORIDE PIPE
 - RCPC REINFORCED CONCRETE PIPE
 - CL CENTER LINE
 - BC BOTTOM OF CURB
 - C&G CURB AND GUTTER
 - CLF CHAINLINK FENCE
 - CONC CONCRETE
 - EOP EDGE OF PAVEMENT
 - FFE FINISHED FLOOR ELEVATION
 - ℓ PROPERTY LINE
 - SW SIDEWALK
 - TC TOP OF CURB
 - TW TOP OF WALL
 - ±90.81 SPOT ELEVATION
 - 902- CONTOUR ELEVATION
 - X- FENCE LINE
 - S- SANITARY SEWER LINE
 - SS- STORM SEWER LINE
 - ===== STORM SEWER LINE PER RECORDS (NOT FIELD VERIFIED)
 - P- OVERHEAD POWER LINE
 - G- APPROXIMATE LOCATION OF UNDERGROUND GAS LINE
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 - IRF- APPROXIMATE LOCATION OF INTERMEDIATE REGIONAL FLOODPLAIN PER FEMA MAP



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Norcross, GA 30071
Phone: (770) 416-2511
Fax: (770) 416-6759
www.travisprutt.com

Travis Pruitt & Associates, Inc.
LANDSCAPE ARCHITECTS

Certificate of Authorization Number 613

LMPSP Acquisitions, LLC, a Delaware limited liability company, and Fidelity National Title Insurance Company

ALTA/NSPS LAND TITLE SURVEY

AUTHORIZED BY: Landmark Properties, Inc.
LAND LOT 287-18th DISTRICT - DEKALB COUNTY - GEORGIA

GRAPHIC SCALE - IN FEET

120
90
60
30
0
15

For The Firm
Travis Pruitt & Associates, Inc.

This survey was prepared in conformity with The Technical Standards for Property Surveys in Georgia as set forth in Chapter 180-7 of the Rules of the Georgia Board of Registration for Professional Engineers and Land Surveyors and as set forth in the Georgia Plat Act O.C.G.A. 14-6-67.

PLAT DATE: 11/01/2024
FIELD DATE: 8/20/2024
SCALE: 1" = 30'
JN: 1-24-0363.600
FN: 219-E-004
SHEET NO: 2 of 4

| |
|---|
| 1 |
| 2 |
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| 4 |
| 5 |

This survey relied upon information contained within a Title Commitment number 5214684-D-GA-CP-CHR prepared by Fidelity National Title Insurance Company, with an effective date of September 24, 2024, with respect to the property surveyed described in Exhibit "A", and the exceptions listed in "Schedule B, Part II":

12. Easements, restrictions, reservations, setbacks, notes and matters shown on plat recorded in Plat Book 42, Page 37.
Comment: Document affects the subject property; right of way easement to Georgia Power Company is shown on the survey.

14. Right of Way Deed to the State Highway Department of Georgia recorded in Deed Book 1090, Page 313.
Comment: Document describes a right of way of State Highway 13; possibly expired and superseded by the State of Georgia Department of Transportation Right of Way Map Project I-85-2 (24) PH 3 as shown on the survey.

15. Sewer Easement to DeKalb County recorded in Deed Book 1546, Page 457.
Comment: Surveyor needs a copy of the sewer map referenced in the document to determine the exact location of the sewer line and the easement and its effect on the subject property.

16. Easement to Georgia Power Company recorded in Deed Book 1598, Page 626.
Comment: Affect the subject property as shown on the survey.

17. Right of Way Easement to the State Highway Department of Georgia recorded in Deed Book 1236, Page 464.
Comment: Document describes a right of way of State Highway 13; possibly expired and superseded by the State of Georgia Department of Transportation Right of Way Map Project I-85-2 (24) PH 3 as shown on the survey.

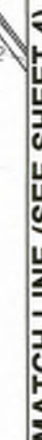
18. Permit for Anchors, Guy Poles and Wires to Georgia Power Company recorded in Deed Book 1630, Page 560.
Comment: Document describes the parcel of land located in Land Lot 268; does not affect the subject property.

19. Property, easements and rights of access acquired pursuant to that certain Order and Judgement entered in that certain action styled Department of Transportation v. Georgia State Theatres, Inc. d/b/a North 85 Twin Drive-In Theatre, in the Superior Court of DeKalb County, Georgia, being Civil Suit 79-6579, which Order and Judgment was dated September 21, 1979.

Comment: Document affects the subject property; permanent drainage easement and area of acquired signs by condemnation is shown on the survey.

20. Right of Way Deed to the Georgia Department of Transportation recorded in Deed Book 10372, Page 68.
Comment: Affects the subject property as shown on the survey.

21. Terms and provisions of Lease recorded in Deed Book 11617, Page 94.
Comment: Exhibit A of the document describes the subject property.



| | |
|---|---------------------------------|
|  | LAND LOT IDENTIFICATION |
|  | SUBDIVISION LOT IDENTIFICATION |
|  | IRON PIN (AS NOTED) |
|  | PROPERTY CORNER |
|  | RIGHT OF WAY MONUMENT |
|  | SIGN |
|  | TEMPORARY BENCHMARK |
|  | BOLLARD |
|  | COLUMN |
|  | LAMP POST |
|  | ELECTRIC BOX |
|  | ELECTRIC METER |
|  | TRANSFORMER |
|  | GUY WIRE |
|  | POWER POLE |
|  | SANITARY SEWER MANHOLE |
|  | CLEANOUT |
|  | CATCH BASINS |
|  | DROP INLET |
|  | STORM SEWER MANHOLE |
|  | HEADWALL |
|  | FLARED END SECTION |
|  | OUTLET CONTROL STRUCTURE |
|  | YARD INLET |
|  | YARD INLET ROUND |
|  | TELEPHONE BOX |
|  | GAS METER |
|  | GAS VALVE |
|  | IRRIGATION CONTROL VALVE |
|  | WATER METER |
|  | FIRE HYDRANT |
|  | WATER VALVE |
|  | WATER VALVE MONUMENT |
|  | MISCELLANEOUS UTILITY STRUCTURE |

Travis Pruitt & Associates, Inc.

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For The Firm
Travis Pruitt & Associates, Inc.

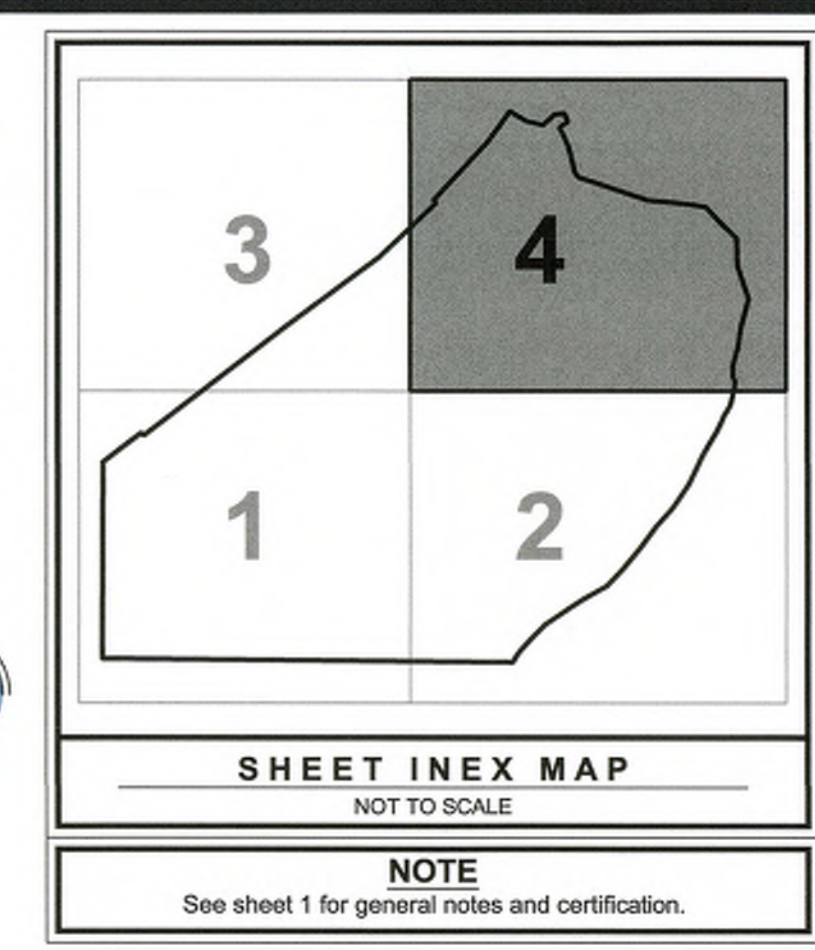
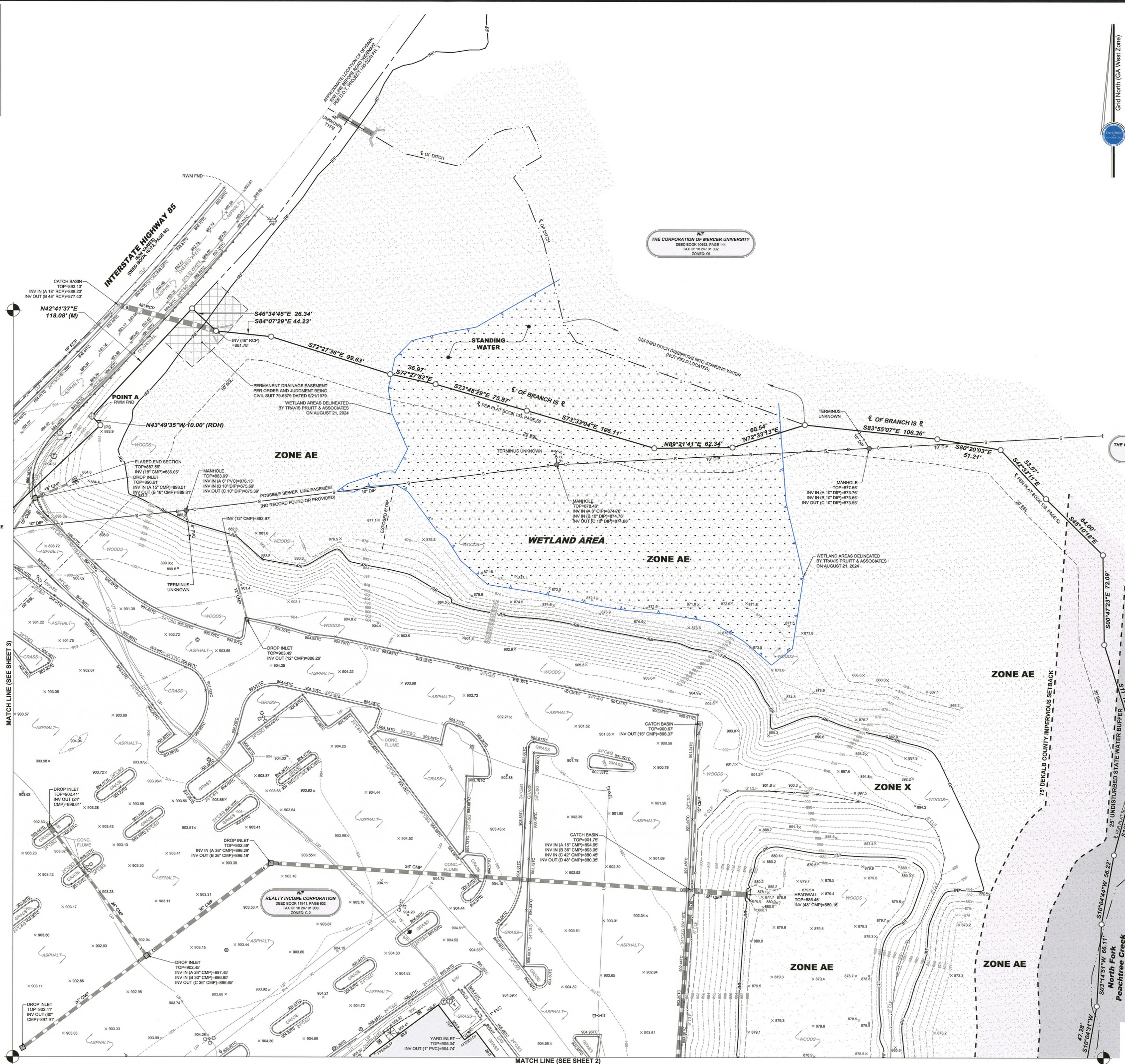
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| |
|-----------------------|
| PLAT DATE: 11/01/2024 |
| FIELD DATE: 8/20/2024 |
| SCALE: 1" = 30' |
| JN: 1-24-0363.600 |
| FN: 219-E-004 |
| SHEET NO: 3 of 4 |

THIS BOX RESERVED FOR
THE CLERK OF THE SUPERIOR COURT

LEGEND

- 267 LAND LOT IDENTIFICATION
- 10 SUBDIVISION LOT IDENTIFICATION
- IRON PIN (AS NOTED)
- PROPERTY CORNER
- RIGHT OF WAY MONUMENT
- SIGN
- TEMPORARY BENCHMARK
- BOLLARD
- COLUMN
- LAMP POST
- ELECTRIC BOX
- ELECTRIC METER
- TRANSFORMER
- GUY WIRE
- POWER POLE
- SANITARY SEWER MANHOLE
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- RAH RECORD ANGLE HELD
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| REVISIONS | | DATE | DESCRIPTION |
|-----------|--|------|-------------|
| 1 | | | |
| 2 | | | |
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| 7 | | | |
| 8 | | | |

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Fax: (770) 416-6759
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Travis Pruitt & Associates, Inc.
LANDSCAPE ARCHITECTS

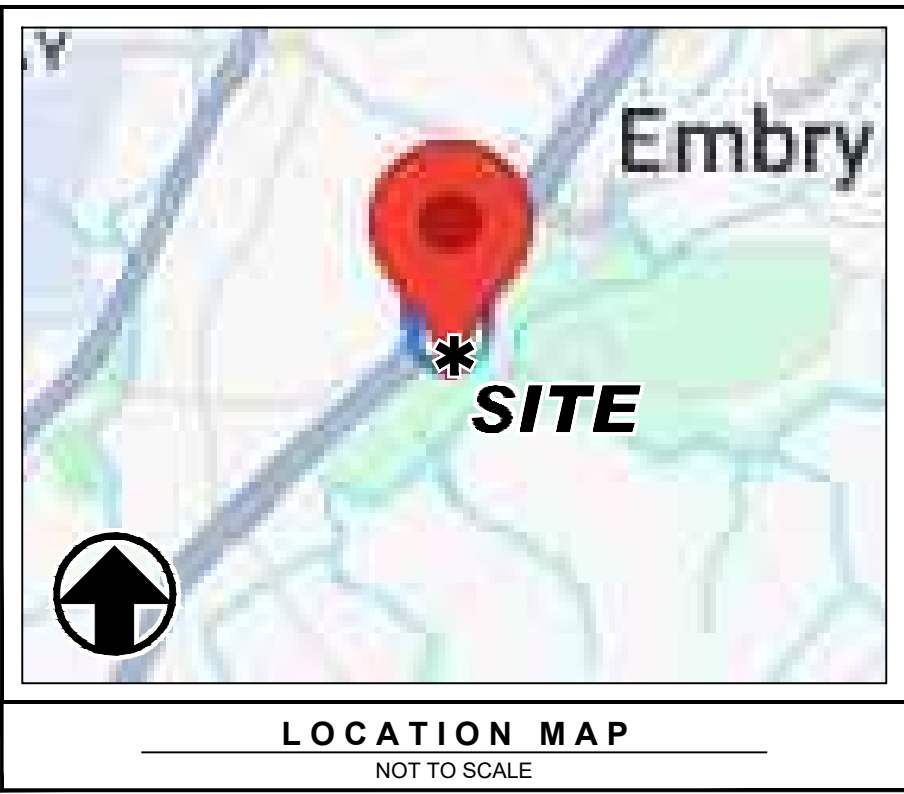
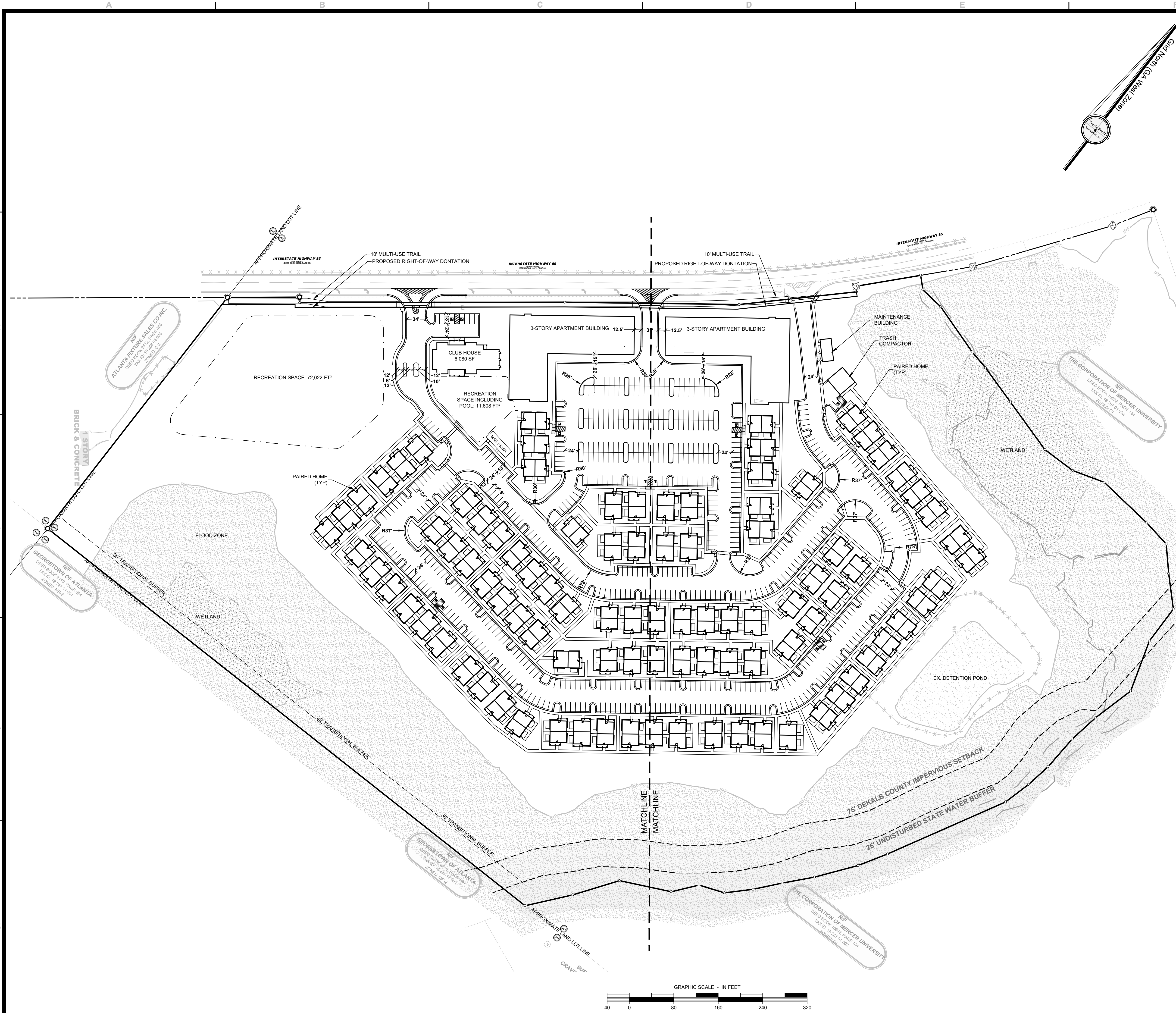
ALTAIRPS LAND TITLE SURVEY
LMPSF Acquisitions, LLC, a Delaware limited liability company,
and Fidelity National Title Insurance Company

LAND LOT 87, 18th DISTRICT, DEKALB COUNTY, GEORGIA
GRAPHIC SCALE - IN FEET
15 30 45 60 75 90 105 120

For The Firm
Travis Pruitt & Associates, Inc.
This survey was prepared in conformity with the Technical Standards for Property Surveys in Georgia as set forth in Chapter 160-7 of the Rules of the Georgia Board of Registration for Professional Engineers and Land Surveyors and as set forth in the Georgia Plat Act O.C.G.A. 14-6-67.

PLAT DATE: 11/01/2024
FIELD DATE: 8/20/2024
SCALE: 1" = 30'
JN: 1-24-0363.600
FN: 219-E-004

SHEET NO: 4 of 4



DEVELOPER
Alexis Helmick
3080 Peachtree Road NW, Suite 800
Atlanta, GA 30305
404.453.8054

24 HOUR EMERGENCY CONTACT
Alexis Helmick
404.453.8054
E-mail: Alexis.Helmick@LandmarkProperties.com

SITE ZONING: C-2 (HR-1 PROPOSED)
SITE AREA: 36.46 ACRES
TAX PARCEL ID: 18 267 01 003
BUILDING SETBACK LINES:
FRONT YARD: 0 FT.
REAR YARD: N/A
SIDE YARD: 0 FT.

APARTMENT BUILDING SUMMARY:
3 - STORY
BUILDING FOOTPRINT: 57,500 SQ. FT.
BUILDING HEIGHT: 55 FT.
BUILDING COUNT: 2
DWELLINGS PER BUILDING: 60

PAIRED HOME SUMMARY:
2 - STORY
BUILDING FOOTPRINT: 2,300 SQ. FT. - 2,650 SQ. FT.
BUILDING HEIGHT: 30 FT.
BUILDING COUNT: 96
DWELLINGS PER BUILDING: 2

PARKING SUMMARY

| DESCRIPTION | MIN.* | MAX.** | PROVIDED |
|-------------------------|-------|--------|----------|
| STANDARD PARKING: | 459 | 1,002 | 605 |
| ADA ACCESSIBLE PARKING: | 9 | 21 | 13 |
| TOTAL PARKING SPACES: | 468 | 1,014 | 618 |
| *1.5 SPACES PER UNIT | | | |
| **3 SPACES PER UNIT | | | |

PROJECT DESCRIPTION:
The project consists of a residential development including two three story apartment buildings and single family attached units.

LOT COVERAGE CALCULATION

| COVERAGE TYPE | AREA (SF) | AREA (AC) | % OF LOT |
|------------------------------|-----------|-----------|----------|
| LOT OVERALL | 1,588,249 | 36.46 | 100.00 |
| FLOODPLAIN & WETLANDS | 516,575 | 11.86 | 32.52 |
| STEEP SLOPES | 180,647 | 4.15 | 11.37 |
| BUILDINGS | 198,272 | 4.55 | 12.48 |
| PARKING LOTS & PRIVATE YARDS | 288,496 | 6.62 | 18.16 |
| OPEN SPACE | 403,320 | 9.26 | 25.39 |
| RECREATION SPACE | 85,110 | 1.95 | 5.36 |
| LOT COVERAGE | 555,858 | 12.76 | 35.00 |

DENSITY & UNIT SPECIFICATIONS:
TOTAL DWELLING UNITS: 312
DENSITY: 8.56
MIN. CONDITIONED DWELLING UNIT AREA: 650 SQ. FT.

FLOOD HAZARD NOTE:
THIS PROPERTY DOES LIE WITHIN A 100 YEAR FLOOD HAZARD ZONE AS DEFINED BY THE F.E.M.A. FLOOD INSURANCE RATE MAP OF DEKALB GEORGIA COMMUNITY PANEL NUMBER 13089C0057K, DATED 8/15/2019.

INFORMATION REGARDING THE REPUTED PRESENCE, SIZE, CHARACTER AND LOCATION OF EXISTING UNDERGROUND UTILITIES AND STRUCTURES IS SHOWN HEREON. THERE IS NO CERTAINTY OF THE ACCURACY OF THIS INFORMATION AND IT SHALL BE CONSIDERED IN THAT LIGHT BY THOSE USING THIS DRAWING. THE LOCATION AND ARRANGEMENT OF UNDERGROUND UTILITIES AND STRUCTURES SHOWN HEREON MAY BE INACCURATE AND UTILITIES AND STRUCTURES NOT SHOWN MAY BE ENCOUNTERED. THE OWNER, HIS EMPLOYEES, HIS CONSULTANTS AND HIS CONTRACTORS SHALL HEREBY DISTINCTLY UNDERSTAND THAT THE SURVEYOR IS NOT RESPONSIBLE FOR THE CORRECTNESS OR SUFFICIENCY OF THIS INFORMATION.



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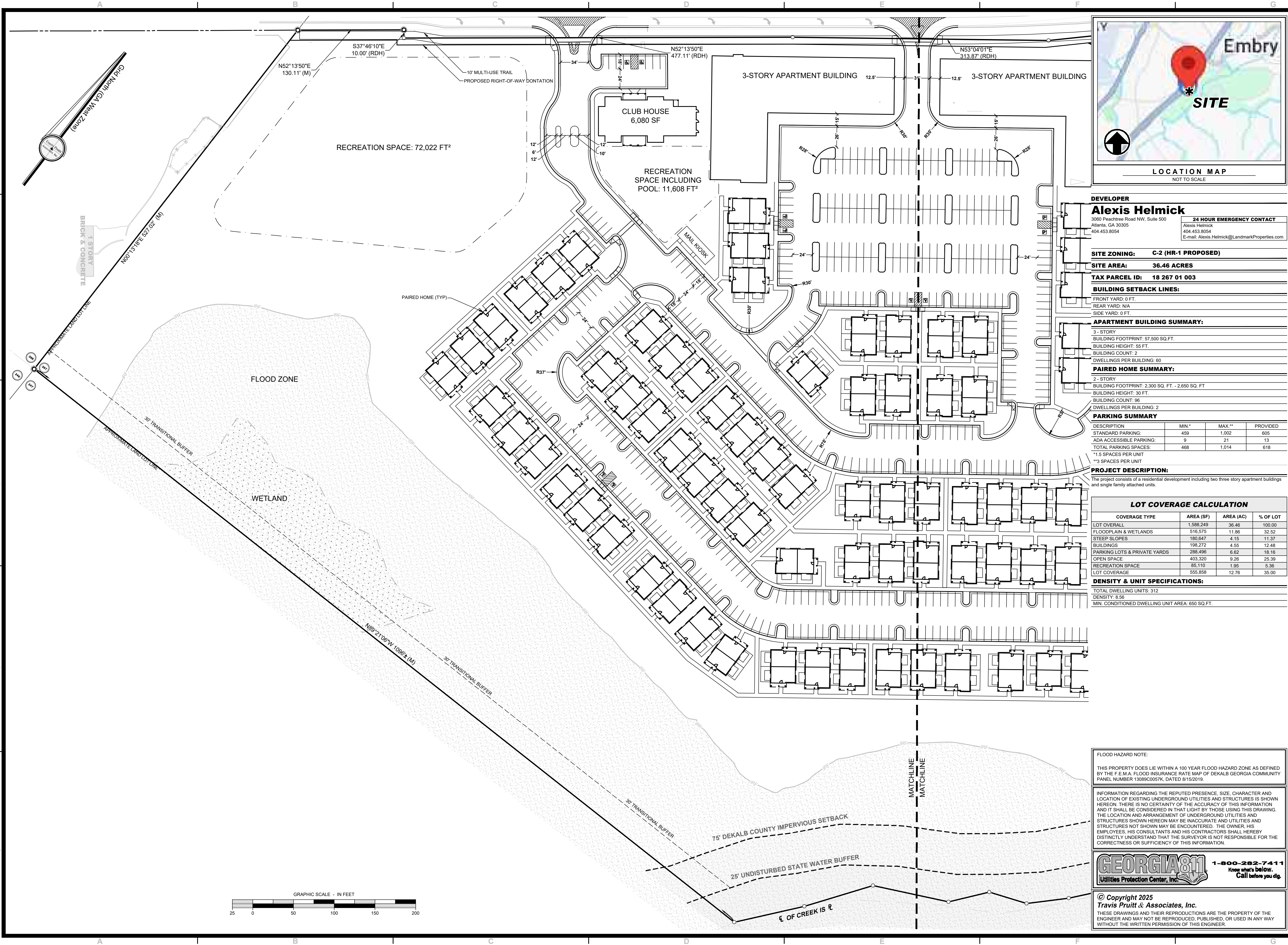
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Fax: (770) 416-6759
www.travispruit.com
CONTACT PERSON: ANDREW WHITEHEAD
e-mail: awhitehead@travispruit.com



SITE PLAN
EVERSTEAD AT EMBRY HILLS
3265 NORTHEAST EXPRESSWAY, 267 18 CHAMBLEE DEKALB, GEORGIA



For The Firm
Travis Pruitt & Associates, Inc.
DATE: 4/18/25
SCALE: 1" = 80'
CN: 240363CP2
JN: 1-24-0363
FN: 174-D-159
SHEET NO: SP0



DEVELOPER
Alexis Helmick
3060 Peachtree Road NW, Suite 500
Atlanta, GA 30305
404.453.8054

24 HOUR EMERGENCY CONTACT
Alexis Helmick
404.453.8054
E-mail: Alexis.Helmick@LandmarkProperties.com

SITE ZONING: C-2 (HR-1 PROPOSED)

SITE AREA: 36.46 ACRES

TAX PARCEL ID: 18 267 01 003

BUILDING SETBACK LINES:

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REAR YARD: N/A
SIDE YARD: 0 FT.

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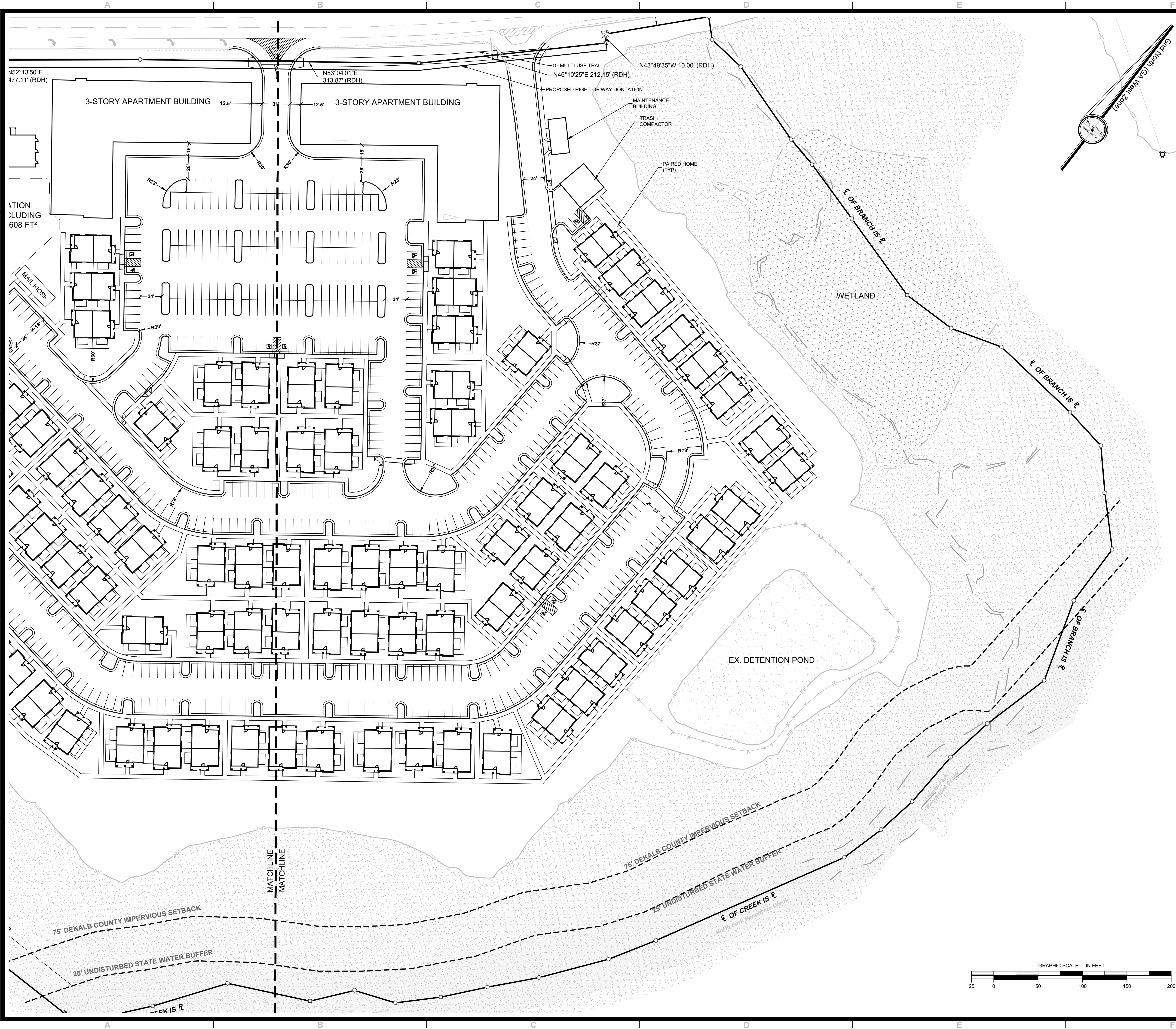
ENLARGED SITE PLAN 1

EVERSTEAD AT EMBRY HILLS

3265 NORTHEAST EXPRESSWAY, 267 18 CHAMBLEE DEKALB, GEORGIA



For The Firm
Travis Pruitt & Associates, Inc.
DATE: 4/18/25
SCALE: 1" = 80'
CN: 240363CP2
JN: 1-24-0363
FN: 174-D-159
SHEET NO: SP1



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BUILDING COUNT: 2
DWELLINGS PER BUILDING: 60

PAIRED HOME SUMMARY:
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GEORGIA811 1-800-282-7411
Utilities Protection Center, Inc. Know what's below. Call before you dig.

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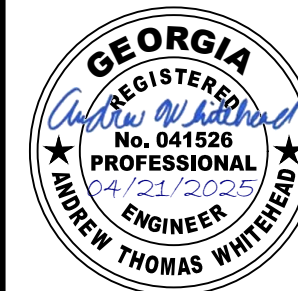
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EVERSTEAD AT EMBRY HILLS

ENLARGED SITE PLAN 2

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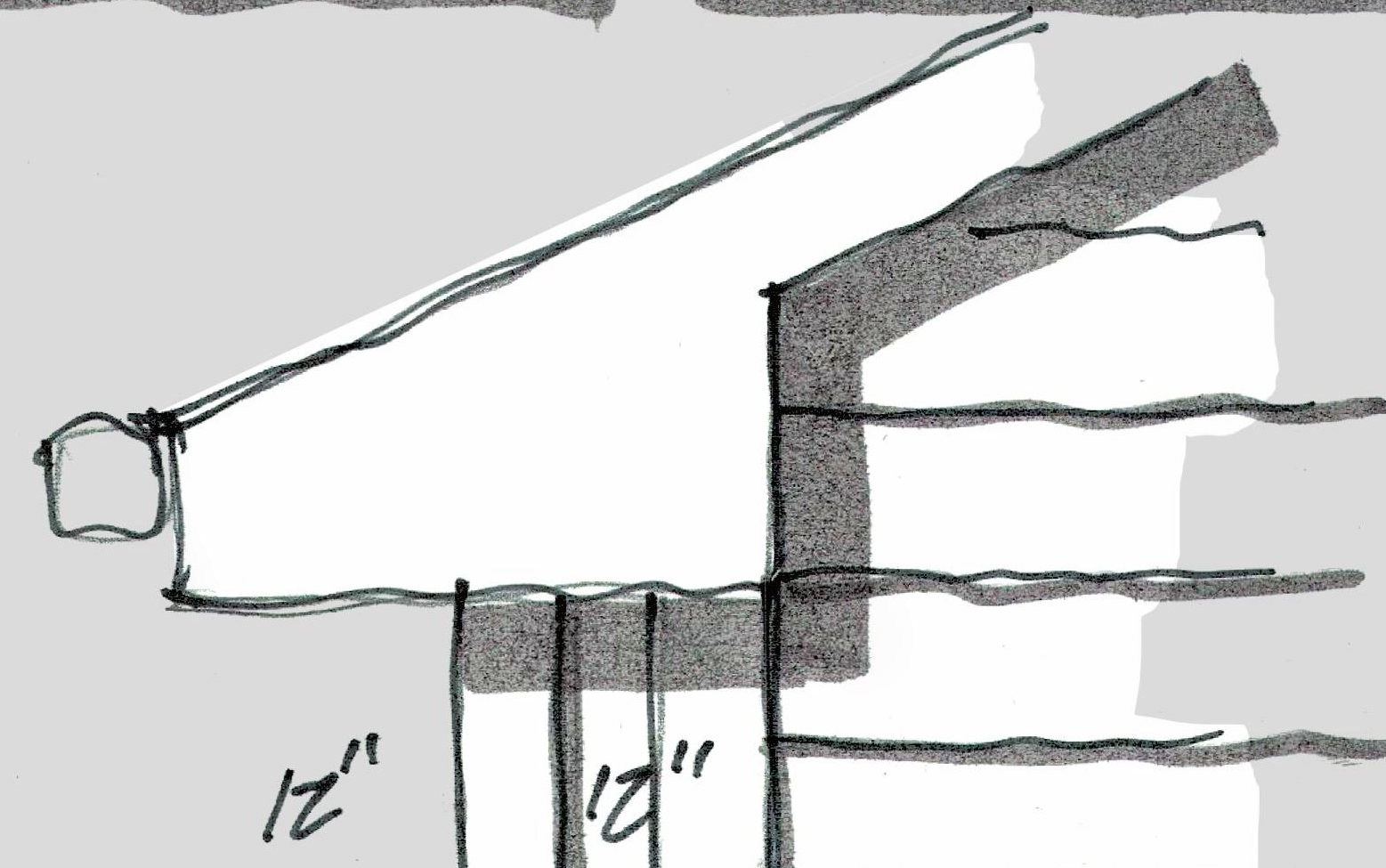


For The Firm
Travis Pruitt & Associates, Inc.
DATE: 4/18/25
SCALE: 1" = 80'
CN: 240363CP2
JN: 1-24-0363
FN: 174-D-159
SHEET NO: SP2





ELEVATION A



UNDER ALL PORCH 8" HORIZONTAL SHIP LAPPING - SMOOTH
 - USE ALSO FOR PORCH CEILING
 - PAINTED SHADE OF BLUE GREEN FOR VARIATION.



ELEVATION B

UNDER PORCH 8" HORIZONTAL SHIP LAPPING - SMOOTH
 - USE ALSO FOR PORCH CEILING

EVERSTEAD AT EMBRY HILLS

DEKALB COUNTY, GEORGIA
 PAIRED HOME ELEVATIONS | DATE 04/21/2025



ARCH
01



EVERSTEAD AT EMBRY HILLS

DEKALB COUNTY, GEORGIA
APARTMENT ELEVATIONS | DATE 04/21/2025



ARCH
02

OWNER:
LMPSF ACQUISITIONS, LLC

315 OCOONEE STREET
ATHENS, GA 30601
706.543.1910

NOT FOR
CONSTRUCTION

DATE:
04/18/25 REZONE
& TREE PROTECTION

SHEET TITLE:
LANDSCAPE
SCHEDULES & CHARTS

LP-001

PLANT SCHEDULE

| BOTANICAL NAME | COMMON NAME |
|---|-----------------------------|
| DECIDUOUS TREES | |
| ACER BUERGERIANUM | TRIDENT MAPLE |
| ACER RUBRUM | RED MAPLE |
| CARPINUS BETULUS | EUROPEAN HORNBEAM |
| CLADRASTIS KENTUKEA | AMERICAN YELLOWWOOD |
| GINKGO BILOBA | MAIDENHAIR TREE |
| LIQUIDAMBAR STYRACIFLUA | SWEET GUM |
| LIRIODENDRON TULIPIFERA | TULIP POPLAR |
| PISTACIA CHINENSIS | CHINESE PISTACHE |
| PLATANUS OCCIDENTALIS | AMERICAN SYCAMORE |
| QUERCUS ALBA | WHITE OAK |
| QUERCUS FALCATA | SOUTHERN RED OAK |
| QUERCUS LYRATA | OVERCUP OAK |
| TAXODIUM DISTICHUM | BALD CYPRESS |
| ULMUS PARVIFOLIA | LACEBARK ELM |
| ZELKOVA SERRATA | JAPANESE ZELKOVA |
| EVERGREEN TREES | |
| CEDRUS DEODARA | DEODAR CEDAR |
| CRYPTOMERIA JAPONICA | JAPANESE CEDAR |
| ILEX OPACA | AMERICAN HOLLY |
| ILEX X 'NELLIE R. STEVENS' | NELLIE R. STEVENS HOLLY |
| MAGNOLIA GRANDIFLORA | SOUTHERN MAGNOLIA |
| MAGNOLIA VIRGINIANA | SWEETBAY MAGNOLIA |
| MYRICA CERIFERA | WAX MYRTLE |
| OSMANTHUS AMERICANUS | DEVILWOOD |
| PINUS ECHINATA | SHORT LEAF PINE |
| PINUS TAEDA | LOBLOLLY PINE |
| THUJA X 'ATTAPULGUS' | TITAN® ARBORVITAE |
| ORNAMENTAL TREES | |
| AMELANCHIER X GRANDIFLORA 'AUTUMN BRILLIANCE' | |
| CORNUS FLORIDA | FLOWERING DOGWOOD |
| LAGERSTROEMIA INDICA X FAURIEI 'CHOCTAW' | CHOCTAW CRAPE MYRTLE |
| MAGNOLIA X SOULANGEANA | SAUCER MAGNOLIA MULTI-TRUNK |
| MALUS FLORIBUNDA | FLOWERING CRABAPPLE |
| PRUNUS X 'OKAME' | OKAME FLOWERING CHERRY |
| STYRAX AMERICANUS | AMERICAN SNOWBELL |

| Open Space Calculations | | | | | |
|--|--|--------------------------|-------------------------|--|-----------------------------------|
| Overall Lot Area (SF) | Required Open Space (15% of total site area) | Provided Open Space (SF) | Provided Open Space (%) | Floodplain/Wetland Open Space (SF) (Max. 50% of Required Open Space) | Floodplain/Wetland Open Space (%) |
| 1,588,249 | 238,237 | 405,198 | 25.51% | 119,126 | 29.40% |
| Notes: | | | | | |
| 1.) Open Space Requirements determined by Zoning Ordinance of DeKalb County 27-5.5 Division 5 & Article 2 Table 2.4 Medium and High Density Residential Zoning Districts Dimensions Requirements | | | | | |
| 2.) Per Zoning Ordinance of DeKalb County 27-5.5 Division 5 Sec.5.5.3, a maximum of 50% of required open space may consist of floodplain | | | | | |

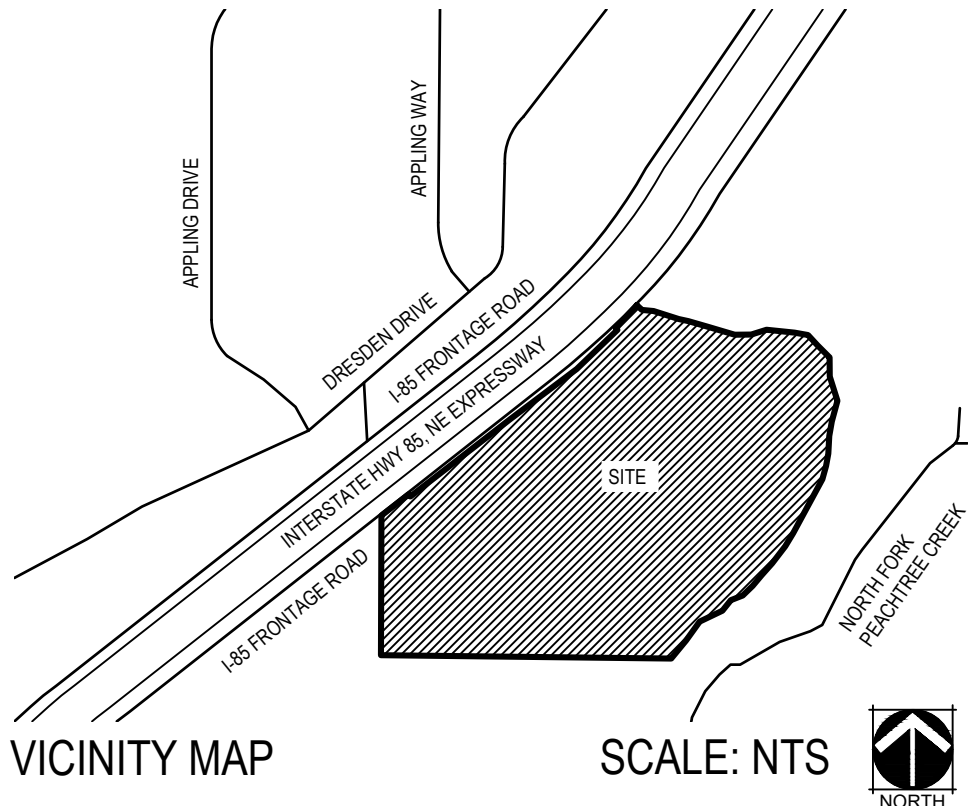
| Street Tree Requirements | | | |
|--|----------------------|--------------------------------------|-----------------------|
| Street Name | Street Frontage (LF) | Required Street Trees (1 per 50' LF) | Provided Street Trees |
| I-85 Frontage Rd | 1,006 | 20 | 20 |
| Notes: | | | |
| 1.) Street Tree Requirements determined by Zoning Ordinance of DeKalb County 27-5.4 Division 4 Sec.5.4.3 | | | |
| 2.) 13 Street Trees are being located outside of landscape strip due to existing utility conflicts. | | | |
| 3.) Street tree shall be pruned to provide 8' clearance above sidewalks and 12' clearance above the roadway surface. | | | |

| Property Preimeter Landscape Requirements | | | |
|--|-------------|---|--------------------------|
| Perimeter Description | Property LF | Required Evergreen or Ornamental Trees (3 per 50' LF) | Provided Evergreen Trees |
| West Property Line | 318 | 19 | 19 |
| Notes: | | | |
| 1.) Street Tree Requirements determined by Zoning Ordinance of DeKalb County 27-5.4 Division 4 Sec.5.4.4 | | | |

| Parking Area Landscape Requirements | | |
|---|---|----------------|
| Total Number of Parking Spaces | Required Trees (1 per 8 Parking Spaces) | Provided Trees |
| 618 | 78 | 92 |
| Notes: | | |
| 1.) Street Tree Requirements determined by Zoning Ordinance of DeKalb County 27-5.4 Division 4 Sec.5.4.4D | | |

LANDSCAPE NOTES

- THE CONTRACTOR SHALL FOLLOW THE LANDSCAPE PLANS AND SPECIFICATIONS AS CLOSELY AS POSSIBLE. ANY SUBSTITUTION OR ALTERATION SHALL NOT BE ALLOWED WITHOUT APPROVAL OF THE OWNER'S REPRESENTATIVE. OVERALL PLANT QUANTITY AND QUALITY SHALL BE CONSISTENT WITH THE PLANS.
- THE CONTRACTOR IS RESPONSIBLE FOR VERIFYING ALL PLANT QUANTITIES. GRAPHIC QUANTITIES TAKES PRECEDENCE OVER WRITTEN QUANTITIES.
- THE OWNER'S REPRESENTATIVE RESERVES THE RIGHT TO INSPECT AND TAG ALL PLANT MATERIAL PRIOR TO SHIPPING TO THE SITE. IN ALL CASES, THE OWNER'S REPRESENTATIVE MAY REJECT PLANT MATERIAL AT THE SITE IF MATERIAL IS DAMAGED, DISEASED, OR DECLINING IN HEALTH AT THE TIME OF ONSITE INSPECTIONS OR IF THE PLANT MATERIAL DOES NOT MEET THE MINIMUM SPECIFIED STANDARD IDENTIFIED ON THE PLANS AND IN THE SPECIFICATIONS. THE CONTRACTOR SHALL COORDINATE WITH THE OWNER'S REPRESENTATIVE FOR INSPECTION AND APPROVAL OF ALL MATERIALS AND PRODUCTS PRIOR TO INSTALLATION.
- THE OWNER'S REPRESENTATIVE MAY ELECT TO UPSIZE PLANT MATERIAL AT THEIR DISCRETION BASED ON SELECTION, AVAILABILITY, OR TO ENHANCE SPECIFIC AREAS OF THE PROJECT. THE CONTRACTOR SHALL VERIFY PLANT MATERIAL SIZES WITH OWNER'S REPRESENTATIVE PRIOR TO PURCHASING, SHIPPING OR STOCKING OF PLANT MATERIALS. SUBMIT CHANGE ORDER REQUEST TO OWNER'S REPRESENTATIVE FOR APPROVAL IF ADDITIONAL COST IS REQUESTED BY THE CONTRACTOR PRIOR TO INSTALLATION. RE-STOCKING CHARGES WILL NOT BE APPROVED IF THE CONTRACTOR FAILS TO SUBMIT A REQUEST FOR MATERIAL CHANGES.
- THE CONTRACTOR SHALL WARRANTY ALL CONTRACTED WORK AND MATERIALS FOR A PERIOD OF ONE YEAR AFTER SUBSTANTIAL COMPLETION HAS BEEN ISSUED BY THE OWNER'S REPRESENTATIVE FOR THE ENTIRE PROJECT UNLESS OTHERWISE SPECIFIED IN THE CONTRACT DOCUMENTS OR SPECIFICATIONS.
- REFER TO IRRIGATION PLANS FOR LIMITS AND TYPES OF IRRIGATION DESIGNED FOR THE LANDSCAPE. IN NO CASE SHALL IRRIGATION BE EMITTED WITHIN THE MINIMUM DISTANCE FROM BUILDING OR WALL FOUNDATIONS AS STIPULATED IN THE GEOTECHNICAL REPORT. ALL IRRIGATION DISTRIBUTION LINES, HEADS AND EMITTERS SHALL BE KEPT OUTSIDE THE MINIMUM DISTANCE AWAY FROM ALL BUILDING AND WALL FOUNDATIONS AS STIPULATED IN THE GEOTECHNICAL REPORT.
- LANDSCAPE MATERIAL LOCATIONS SHALL HAVE PRECEDENCE OVER IRRIGATION MAINLINE AND LATERAL LOCATIONS. COORDINATE INSTALLATION OF IRRIGATION EQUIPMENT SO THAT IT DOES NOT INTERFERE WITH THE PLANTING OF TREES OR OTHER LANDSCAPE MATERIAL.
- THE LANDSCAPE CONTRACTOR SHALL BE RESPONSIBLE FOR ENSURING POSITIVE DRAINAGE EXISTS IN ALL LANDSCAPE AREAS. SURFACE DRAINAGE ON LANDSCAPE AREAS SHALL NOT FLOW TOWARD STRUCTURES AND FOUNDATIONS. MAINTAIN SLOPE AWAY FROM FOUNDATIONS PER THE GEOTECHNICAL REPORT RECOMMENDATIONS. ALL LANDSCAPE AREAS BETWEEN WALKS AND CURBS SHALL DRAIN FREELY TO THE CURB UNLESS OTHERWISE IDENTIFIED ON THE GRADING PLAN. IN NO CASE SHALL THE GRADE, TURF THATCH, OR OTHER LANDSCAPE MATERIALS DAM WATER AGAINST WALKS. MINIMUM SLOPES ON LANDSCAPE AREAS SHALL BE 2%; MAXIMUM SLOPE SHALL BE 25% UNLESS SPECIFICALLY IDENTIFIED ON THE PLANS OR APPROVED BY THE OWNER'S REPRESENTATIVE.
- PRIOR TO INSTALLATION OF PLANT MATERIALS, AREAS THAT HAVE BEEN COMPACTED OR DISTURBED BY CONSTRUCTION ACTIVITY SHALL BE THOROUGHLY LOOSENEED TO A DEPTH OF 8" - 12" AND AMENDED PER SPECIFICATIONS.
- TREES SHALL NOT BE LOCATED IN DRAINAGE SWALES, DRAINAGE AREAS, OR UTILITY EASEMENTS. CONTACT OWNER'S REPRESENTATIVE FOR RELOCATION OF PLANTS IN QUESTIONABLE AREAS PRIOR TO INSTALLATION.
- THE CENTER OF EVERGREEN TREES SHALL NOT BE PLACED CLOSER THAN 8' AND THE CENTER OF ORNAMENTAL TREES CLOSER THAN 6' FROM A SIDEWALK, STREET OR DRIVE LANE. EVERGREEN TREES SHALL NOT BE LOCATED ANY CLOSER THAN 15' FROM IRRIGATION ROTOR HEADS. NOTIFY OWNER'S REPRESENTATIVE IF TREE LOCATIONS CONFLICT WITH THESE STANDARDS FOR FURTHER DIRECTION.
- ALL EVERGREEN TREES SHALL BE FULLY BRANCHED TO THE GROUND AND SHALL NOT EXHIBIT SIGNS OF ACCELERATED GROWTH AS DETERMINED BY THE OWNER'S REPRESENTATIVE.
- ALL TREES ARE TO BE STAKED AND GUYED PER DETAILS FOR A PERIOD OF 1 YEAR. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REMOVING STAKES AT THE END OF 1 YEAR FROM ACCEPTANCE OF LANDSCAPE INSTALLATION BY THE OWNER'S REPRESENTATIVE. OBTAIN APPROVAL BY OWNER'S REPRESENTATIVE PRIOR TO REMOVAL.
- ALL TREES INSTALLED ABOVE RETAINING WALLS UTILIZING GEO-GRID MUST BE HAND DUG TO PROTECT GEO-GRID. IF GEO-GRID MUST BE CUT TO INSTALL TREES, APPROVAL MUST BE GIVEN BY OWNER'S REPRESENTATIVE PRIOR TO DOING WORK.
- ALL TREES IN SEED OR TURF AREAS SHALL RECEIVE MULCH RINGS. OBTAIN APPROVAL FROM OWNER'S REPRESENTATIVE FOR ANY TREES THAT WILL NOT BE MULCHED FOR EXCESSIVE MOISTURE REASONS.
- SHRUB, GROUNDCOVER AND PERENNIAL BEDS ARE TO BE CONTAINED BY 4" x 14 GAUGE GREEN, ROLL TOP, INTERLOCKING TYPE EDGER, DURAEDEGE OR EQUAL WHERE NOTED ON PLANS. EDGER IS NOT REQUIRED WHEN ADJACENT TO CURBS, WALLS, WALKS OR SOLID FENCES WITHIN 3' OF PRE-MULCHED FINAL GRADE. EDGER SHALL NOT BE REQUIRED TO SEPARATE MULCH TYPES UNLESS SPECIFIED ON THE PLANS.
- AT SEED AREA BOUNDARIES ADJACENT TO EXISTING NATIVE AREAS, OVERLAP ABUTTING NATIVE AREAS BY THE FULL WIDTH OF THE SEEDER.
- EXISTING TURF AREAS THAT ARE DISTURBED DURING CONSTRUCTION, ESTABLISHMENT AND THE MAINTENANCE PERIOD SHALL BE RESTORED WITH NEW SOD TO MATCH EXISTING TURF SPECIES. DISTURBED NATIVE AREAS WHICH ARE TO REMAIN SHALL BE OVER SEEDED AND RESTORED WITH SPECIFIED SEED MIX.
- CONTRACTOR SHALL OVER SEED ALL MAINTENANCE OR SERVICE ACCESS BENCHES AND ROADS WITH SPECIFIED SEED MIX UNLESS OTHERWISE NOTED ON THE PLANS.
- ALL SEEDED SLOPES EXCEEDING 25% IN GRADE (4:1) SHALL RECEIVE EROSION CONTROL BLANKETS. PRIOR TO INSTALLATION, NOTIFY OWNER'S REPRESENTATIVE FOR APPROVAL OF LOCATION AND ANY ADDITIONAL COST IF A CHANGE ORDER IS NECESSARY.
- WHEN COMPLETE, ALL GRADES SHALL BE WITHIN +/- 1/8" OF FINISHED GRADES AS SHOWN ON THE PLANS.
- SOFT SURFACE TRAILS NEXT TO MANICURED TURF OR SHRUB BEDS SHALL BE CONTAINED WITH 4" x 14 GAUGE GREEN ROLL TOP EDGER, DURAEDEGE OR EQUAL.
- PRIOR TO THE PLACEMENT OF MULCH AND WEED FABRIC, A GRANULAR, PRE-EMERGENT, WEED CONTROL AGENT SHALL BE ADDED TO ALL PLANTING BEDS IN ACCORDANCE WITH THE MANUFACTURER'S INSTRUCTION, EXCEPT AROUND ORNAMENTAL GRASSES.
- THE CONTRACTOR IS EXPECTED TO KNOW AND UNDERSTAND THE CITY AND COUNTY SPECIFICATIONS FOR LANDSCAPE AND IRRIGATION. IN CASES OF DISCREPANCIES THE HIGHER OF THE TWO STANDARDS SHALL HAVE PRECEDENCE.
- THE DEVELOPER, HIS SUCCESSORS AND ASSIGNS SHALL BE RESPONSIBLE FOR THE INSTALLATION, MAINTENANCE AND REPLACEMENT OF ALL IMPROVEMENTS SHOWN OR INDICATED ON THE APPROVED LANDSCAPE PLAN ON FILE IN THE PLANNING DEPARTMENT.

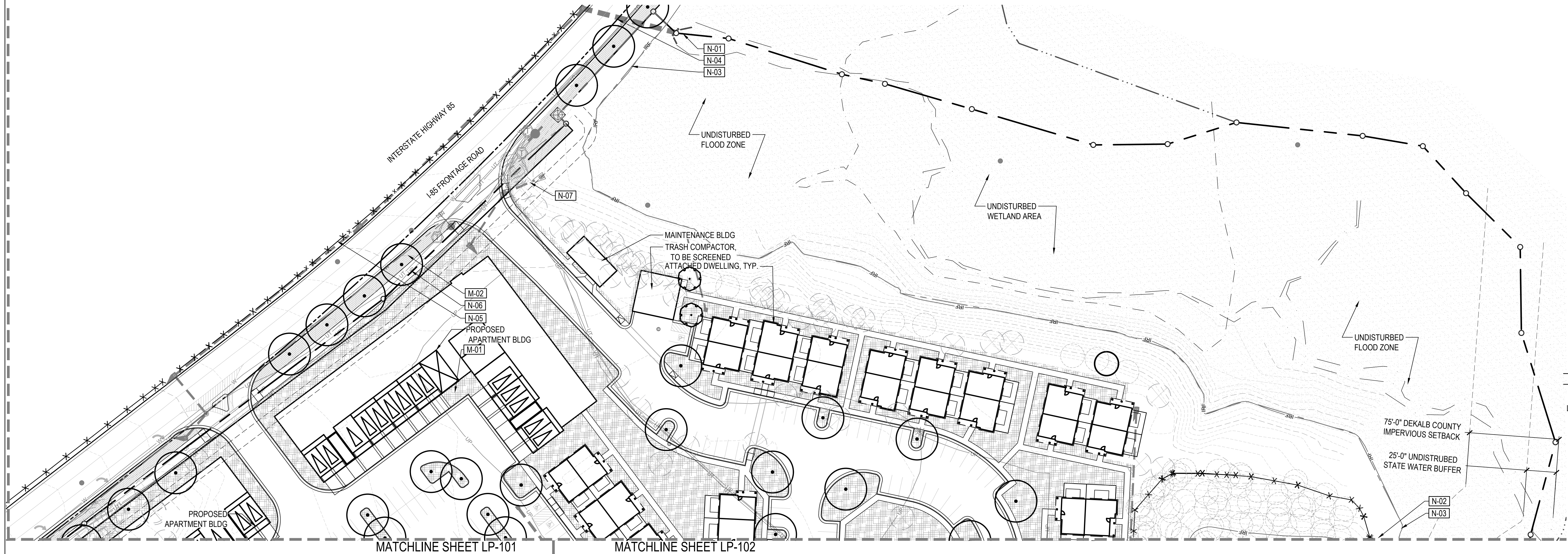
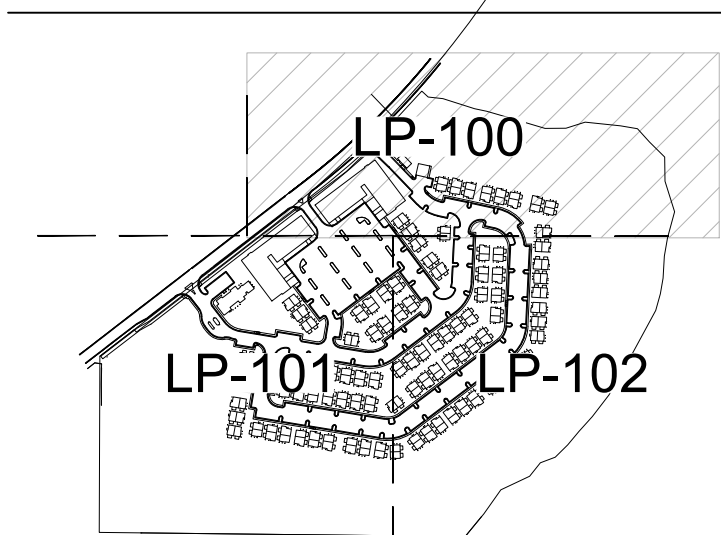


VICINITY MAP

SCALE: NTS



KEY MAP



EVERSTEAD AT EMBRY HILLS
3265 NORTHEAST EXPRESSWAY
CHAMBLEE, GA 30341

OWNER:
LMPSF ACQUISITIONS, LLC
315 OCONEE STREET
ATHENS, GA 30601
706.543.1910

NOT FOR
CONSTRUCTION

DATE:
04/18/25 REZONE
& TREE PROTECTION

SHEET TITLE:
LANDSCAPE
PLAN

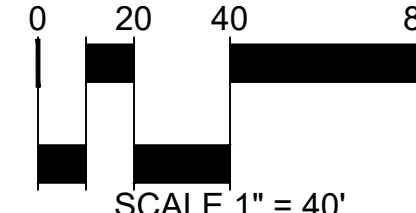
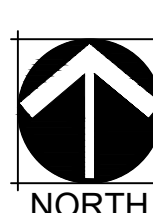
LP-100

LEGEND

| SYMBOL | CODE | DESCRIPTION |
|-----------------------------|------|----------------------------|
| LANDSCAPE MATERIAL SCHEDULE | | |
| | M-01 | LANDSCAPE AREA |
| | M-02 | ROW LANDSCAPE |
| KEY NOTES | | |
| | N-01 | PROPERTY LINE, TYP. |
| | N-02 | MATCHLINE |
| | N-03 | LIMIT OF WORK |
| | N-04 | ROW, TYP. |
| | N-05 | EX. FENCE |
| | N-06 | EX. ELECTRIC UTILITY, TYP. |
| | N-07 | EX. STORM UTILITY, TYP. |

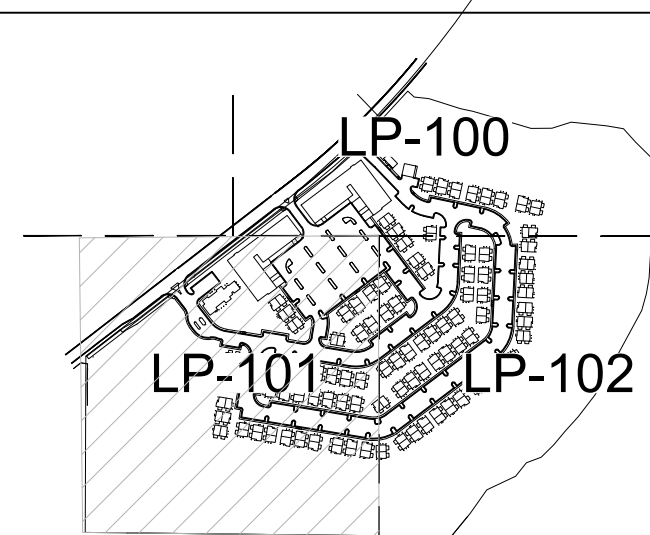
| | |
|--|-------------------------|
| | DECIDUOUS TREE |
| | ORNAMENTAL TREE |
| | EVERGREEN TREE |
| | EXISTING TREE TO REMAIN |
| | EXISTING TREE TO REMOVE |
| | SPECIMEN TREE TO REMAIN |
| | ENHANCED OPEN SPACE |

NOTES:
1. 3' WIDE INTERIOR LANDSCAPE STRIP SHALL BE PROVIDED
ALONG ALL INTERIOR DRIVES AND PEDESTRIAN PATHS
PER ZONING ORDINANCE OF DEKALB COUNTY.





KEY MAP



LEGEND

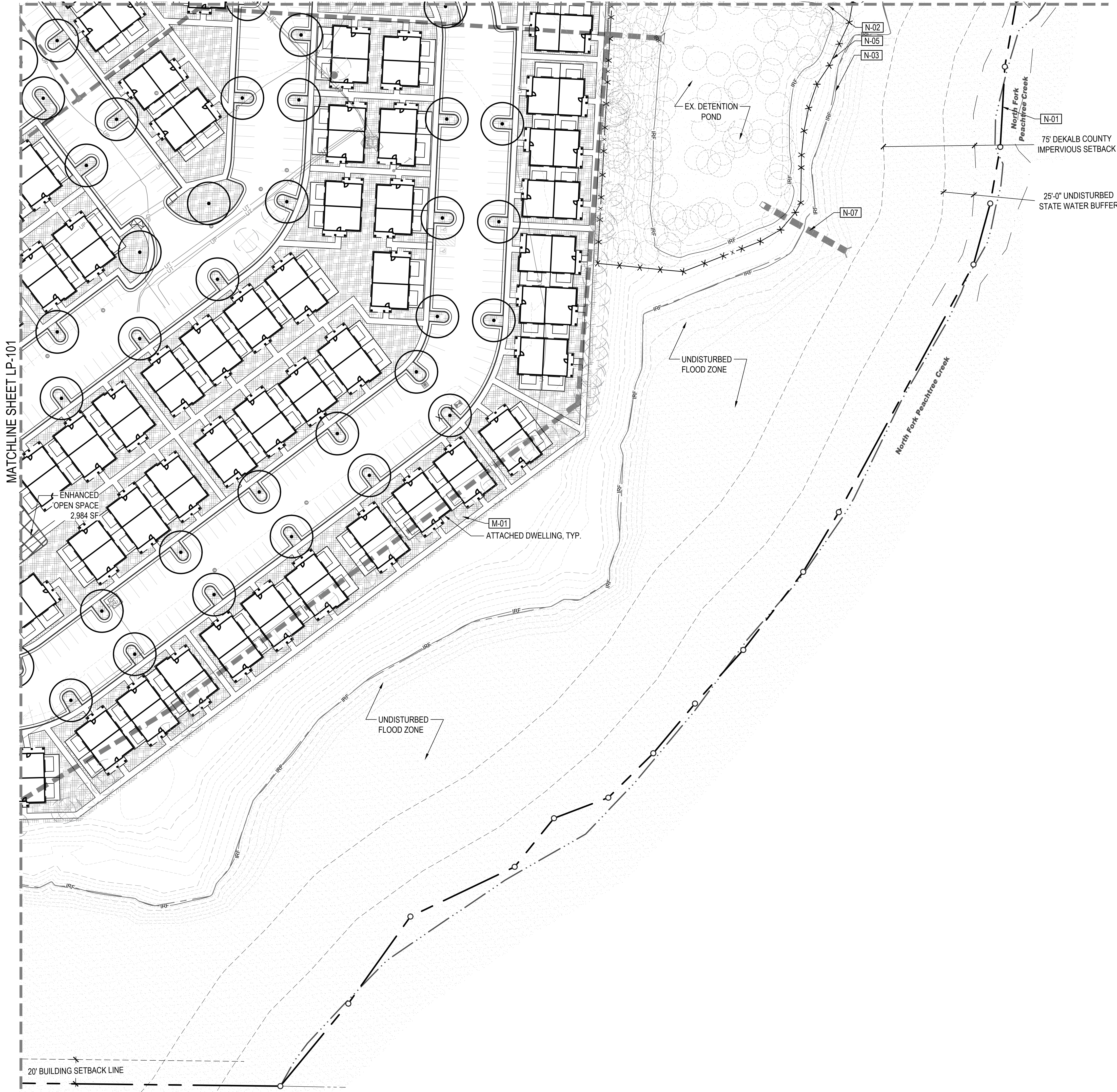
- DECIDUOUS TREE
- ORNAMENTAL TREE
- EVERGREEN TREE
- EXISTING TREE TO REMAIN
- EXISTING TREE TO REMOVE
- SPECIMEN TREE TO REMAIN

| SYMBOL | CODE | DESCRIPTION |
|--------|------|---------------------|
| | | ENHANCED OPEN SPACE |

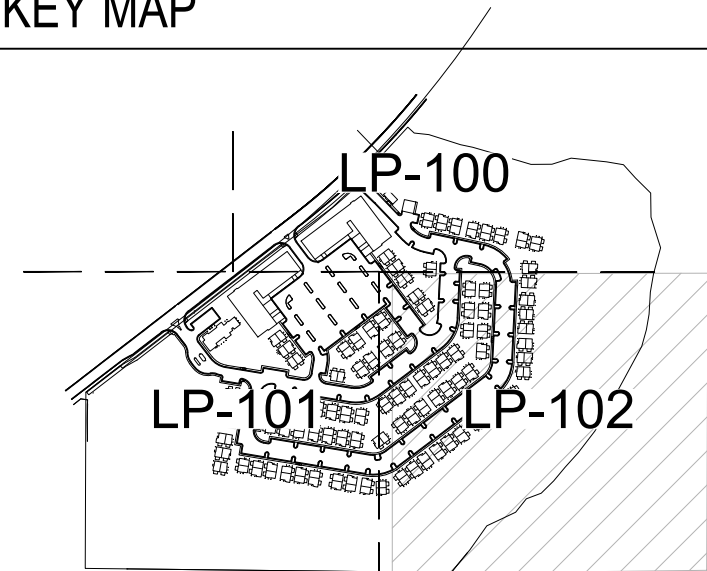
| LANDSCAPE MATERIAL SCHEDULE | | |
|-----------------------------|------|----------------|
| | M-01 | LANDSCAPE AREA |
| | M-02 | ROW LANDSCAPE |

| KEY NOTES | |
|-----------|---------------------------------|
| | N-01 PROPERTY LINE, TYP. |
| | N-02 MATCHLINE |
| | N-03 LIMIT OF WORK |
| | N-04 ROW, TYP. |
| | N-05 EX. FENCE |
| | N-06 EX. ELECTRIC UTILITY, TYP. |
| | N-07 EX. STORM UTILITY, TYP. |

NOTES:
1. 3' WIDE INTERIOR LANDSCAPE STRIP SHALL BE PROVIDED ALONG ALL INTERIOR DRIVES AND PEDESTRIAN PATHS PER ZONING ORDINANCE OF DEKALB COUNTY.



KEY MAP



LEGEND

- DECIDUOUS TREE
- ORNAMENTAL TREE
- EVERGREEN TREE
- EXISTING TREE TO REMAIN
- EXISTING TREE TO REMOVE
- SPECIMEN TREE TO REMAIN

ENHANCED OPEN SPACE

SYMBOL CODE DESCRIPTION

LANDSCAPE MATERIAL SCHEDULE

M-01 LANDSCAPE AREA

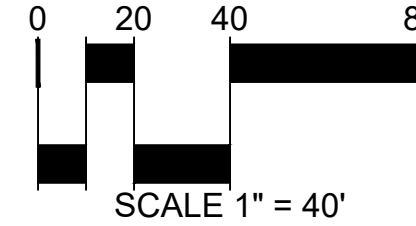
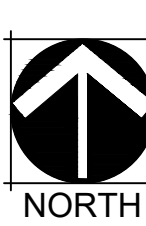
M-02 ROW LANDSCAPE

KEY NOTES

- N-01 PROPERTY LINE, TYP.
- N-02 MATCHLINE
- N-03 LIMIT OF WORK
- N-04 ROW, TYP.
- N-05 EX. FENCE
- N-06 EX. ELECTRIC UTILITY, TYP.
- N-07 EX. STORM UTILITY, TYP.

NOTES:

- 3' WIDE INTERIOR LANDSCAPE STRIP SHALL BE PROVIDED ALONG ALL INTERIOR DRIVES AND PEDESTRIAN PATHS PER ZONING ORDINANCE OF DEKALB COUNTY.



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3265 NORTHEAST EXPRESSWAY
CHAMBLEE, GA 30341

OWNER:
LMPSF ACQUISITIONS, LLC
315 OCONEE STREET
ATHENS, GA 30601
706.543.1910

NOT FOR
CONSTRUCTION

DATE:
04/18/25 REZONE
& TREE PROTECTION

SHEET TITLE:
TREE REMOVAL
PLAN

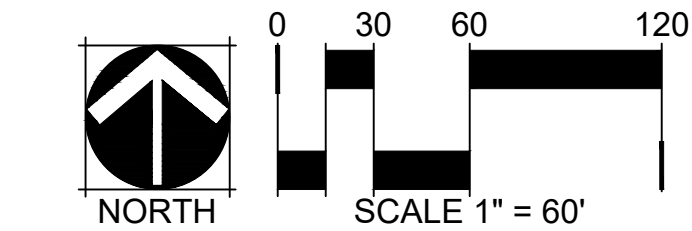
LP-300

| Total Limit of Work (SF) | Total Limit of Work (AC) | Required Denisty Units on Site (30DU/AC) | Existing Trees to Remain Density Unit | Replacement DU Required | New/Replacement Tree DU Provided |
|--------------------------|--------------------------|--|---------------------------------------|-------------------------|----------------------------------|
| 1071757.4 | 24.60 | 738.12 | 726.1 | 12.02 | 50.95 |

1.) Limit of work is equal to total property area minus floodplain.



NOTE: TREE PROTECTION FENCE
TO TIE INTO EXISTING FENCE



EVERSTEAD AT EMBRY HILLS
3265 NORTHEAST EXPRESSWAY
CHAMBLEE, GA 30341

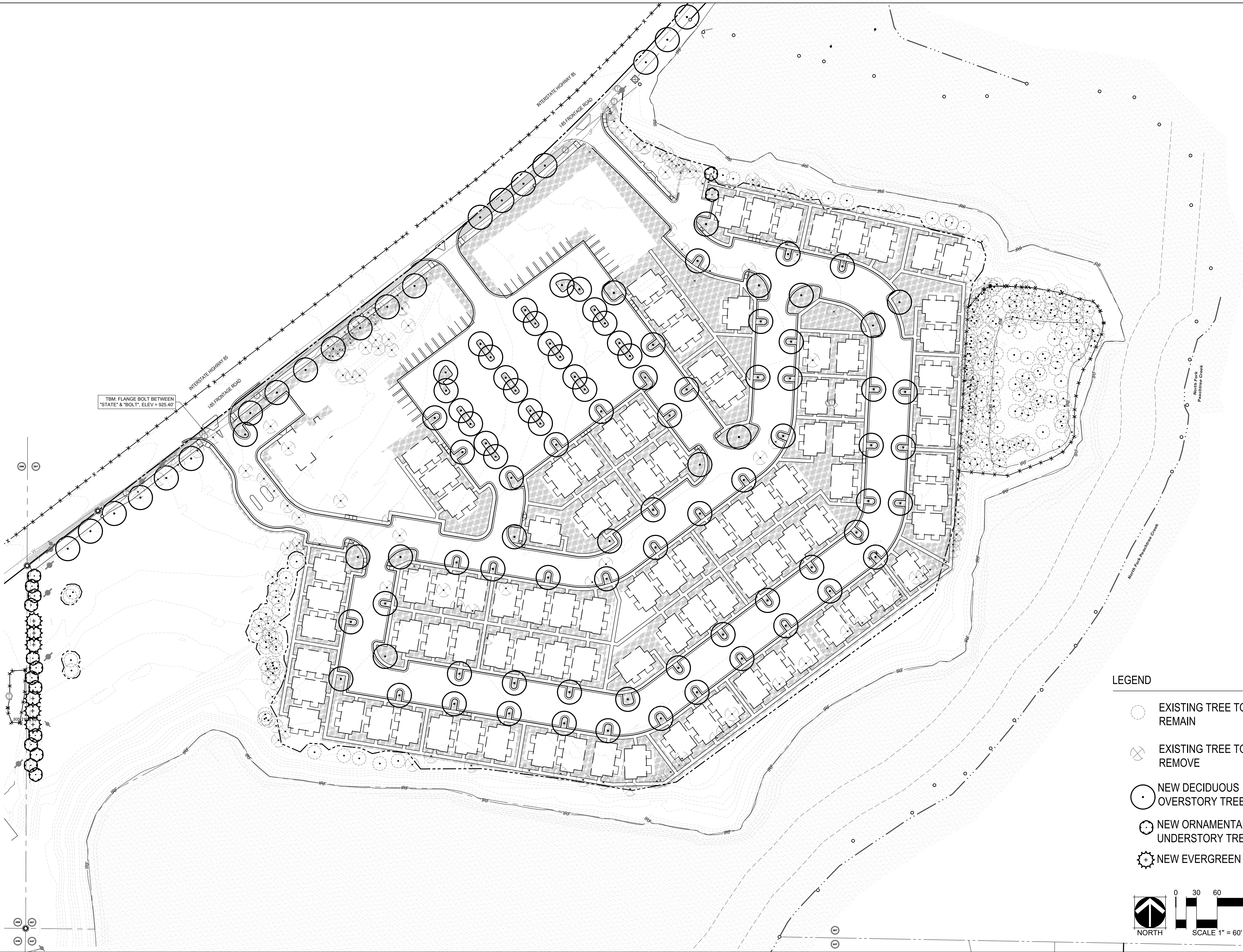
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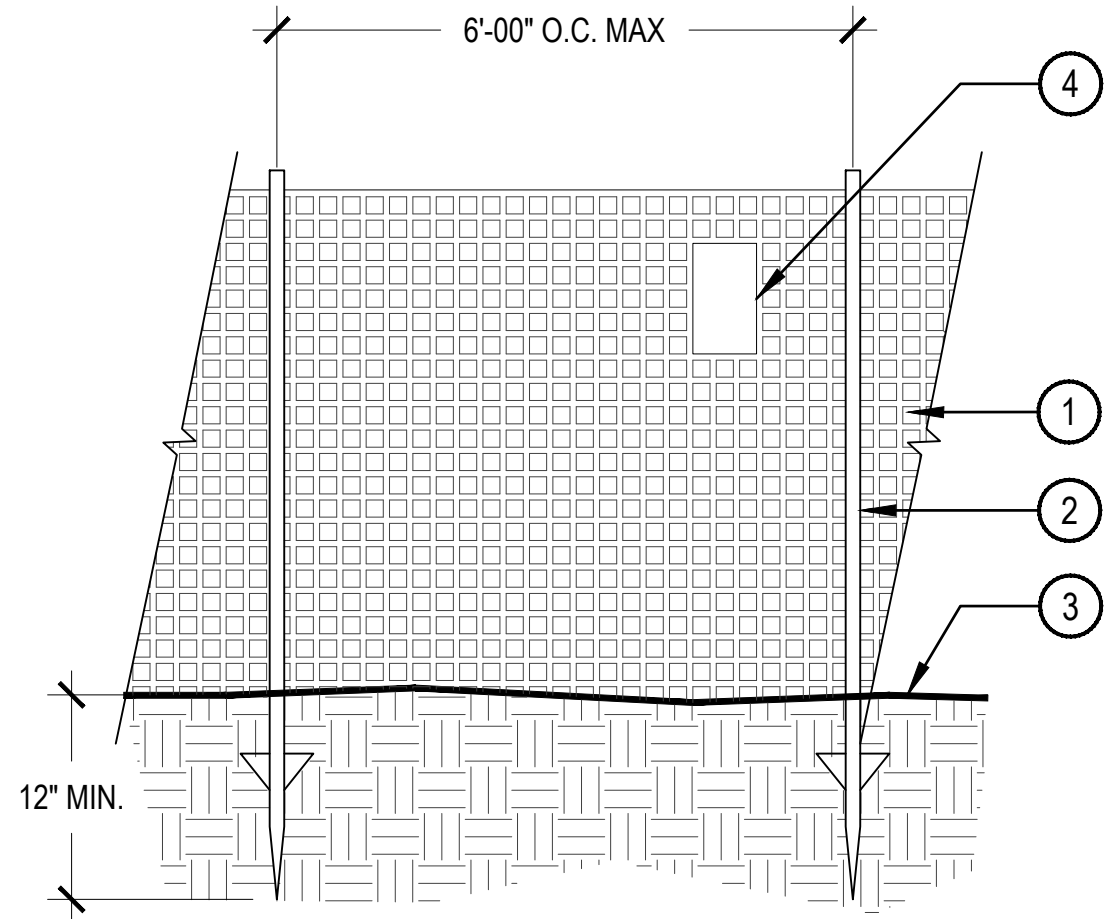
SHEET TITLE:
TREE REPLACEMENT
PLAN

LP-300



CHECKED BY: AHGR
DRAWN BY: LBKR

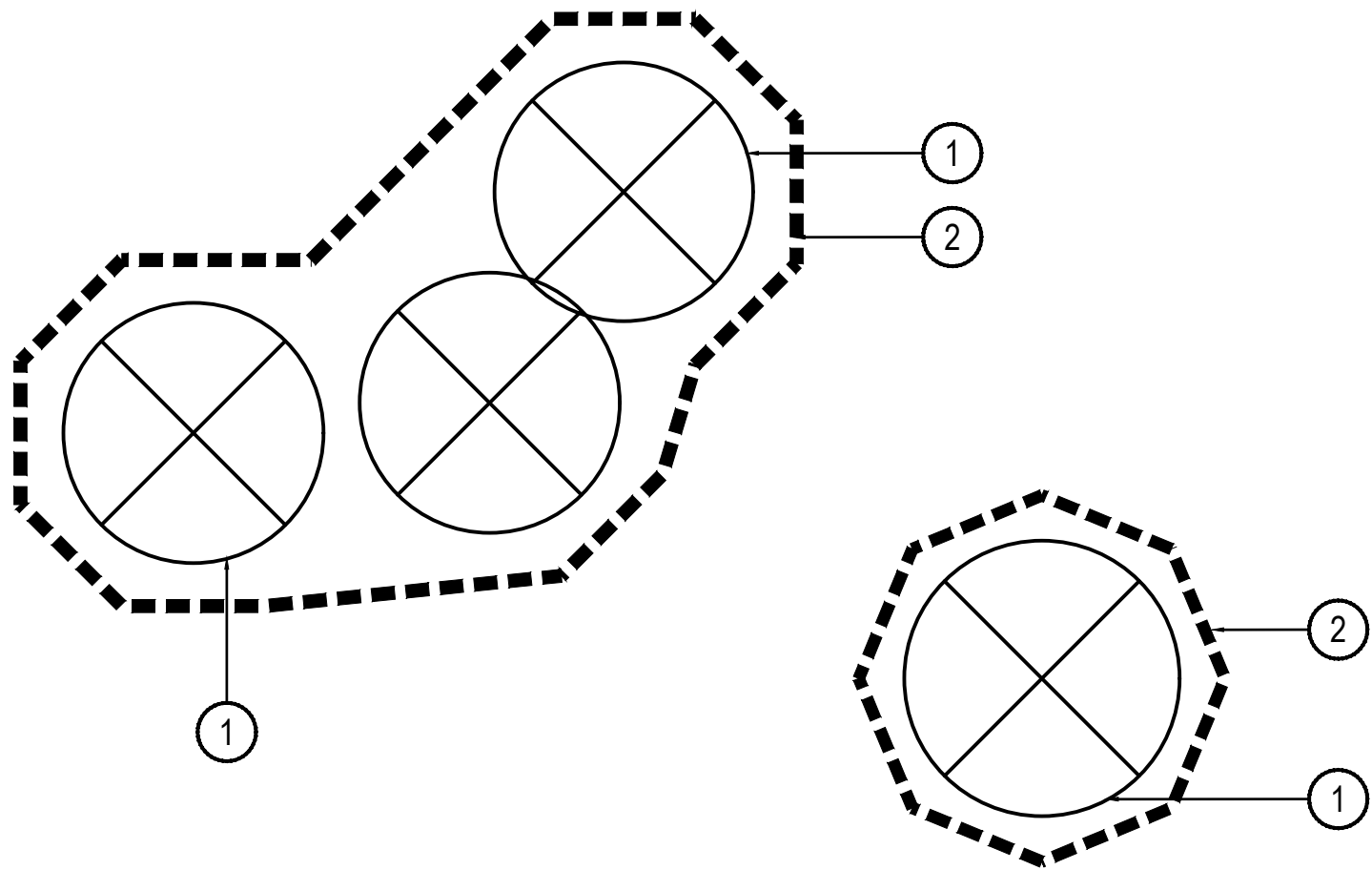
- 1 TENSAR 4'-0" HT. ORANGE MESH FENCE
2 66" STEEL T-POST (1.33 G)
3 EXISTING GRADE
4 CONSTRUCTION FENCE SIGNAGE



2 TREE PROTECTION FENCE

SCALE: NTS

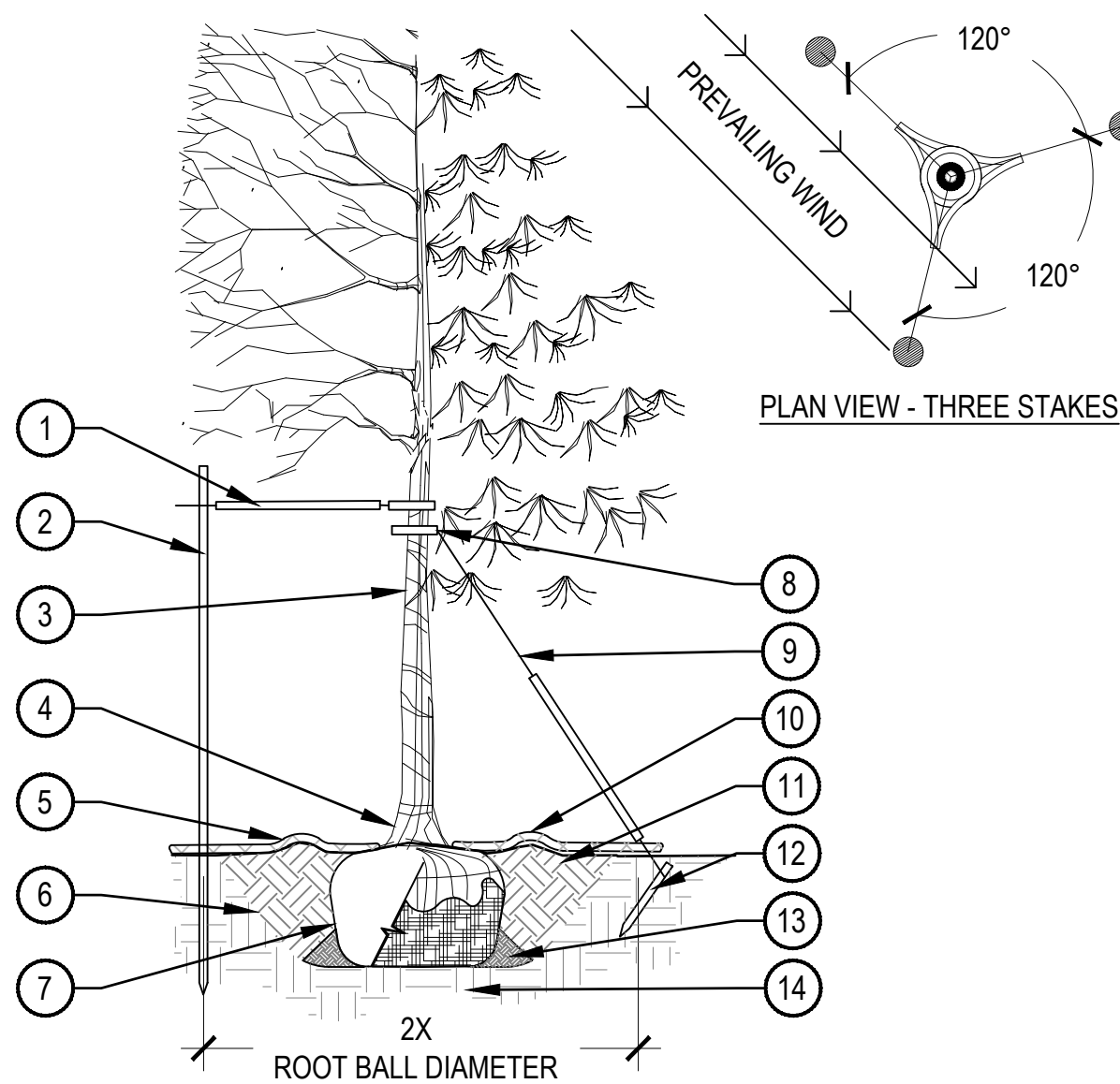
- 1 EXISTING TREE TO BE PRESERVED
2 MINIMUM PRESERVATION FENCE (CRITICAL ROOT ZONE - 1' RADIUS AROUND TRUNK PER 1" DBH OF TREE)



4 TREE PROTECTION FENCING DETAIL

SCALE: NTS

- 1 PLACE MINIMUM 1/2" PVC PIPE AROUND EACH WIRE, EXPOSED WIRE SHALL BE MAXIMUM 2" EACH SIDE
2 6'-0" UNTREATED WOOD POST, MINIMUM 1.5" DIAMETER, ALL SHALL BE DRIVEN OUTSIDE ROOTBALL AND IN UNDISTURBED SOIL
3 TREE WRAP TO BE INSTALLED ONLY FROM OCTOBER 1 THROUGH APRIL 30, DECIDUOUS ONLY, WRAP FROM BASE OF TRUNK TO BOTTOM LIMB
4 PLANT TREE SO THAT TOP MOST MAJOR ROOT IS 1'-2" ABOVE FINISHED GRADE
5 2'-0" RADIUS MULCH RING, CENTERED ON TRUNK, 3" DEPTH, DO NOT PLACE MULCH IN CONTACT WITH TREE TRUNK, FINISHED GRADE REFERENCES TOP OF MULCH
6 1:1 SLOPE ON SIDES OF PLANTING HOLE
7 ROPES AT TOP OF ROOTBALL SHALL BE CUT, REMOVE TOP 1/3 OF BURLAP, NON-BIODEGRADABLE MATERIAL SHALL BE TOTALLY REMOVED
8 GROMMETED NYLON STRAPS
9 GALVANIZED WIRE, MINIMUM 12 GAUGE CABLE, TWIST WIRE ONLY TO KEEP FROM SLIPPING
10 4-6" HIGH WATER SAUCER IN NON-TURF AREAS
11 BACKFILL WITH BLEND OF EXISTING SOIL AND A MAXIMUM 20%, BY VOLUME, ORGANIC MATERIAL, WATER THOROUGHLY WHEN BACKFILLING
12 2'-0" STEEL T-POST, ALL SHALL BE DRIVEN BELOW GRADE AND OUTSIDE ROOTBALL IN UNDISTURBED SOIL
13 PLACE SOIL AROUND ROOT BALL FIRMLY, DO NOT COMPACT OR TAMP, SETTLE SOIL WITH WATER TO FILL ALL AIR POCKETS
14 PLACE ROOT BALL ON UNDISTURBED SOIL TO PREVENT SETTLEMENT



PRUNING NOTES:

1. ALL PRUNING SHALL COMPLY WITH ANSI A300 STANDARDS.
2. DO NOT HEAVILY PRUNE THE TREE AT PLANTING. PRUNE ONLY CROSSOVER LIMBS, CO-DOMINANT LEADERS AND BROKEN BRANCHES. SOME INTERIOR TWIGGS AND LATERAL BRANCHES MAY BE PRUNED. HOWEVER, DO NOT REMOVE THE TERMINAL BUDS OF BRANCHES THAT EXTEND TO THE EDGE OF THE CROWN.

STAKING NOTES:

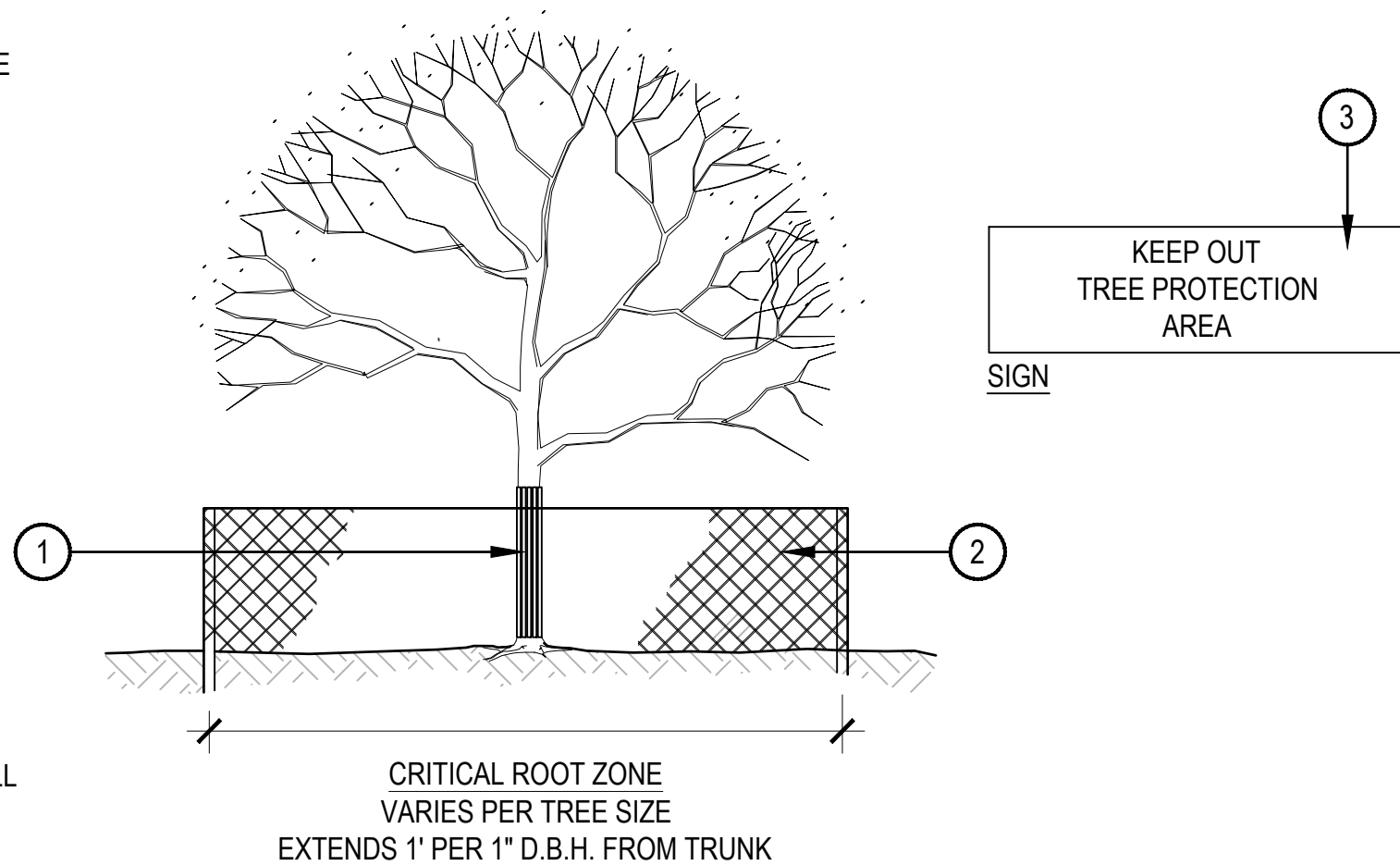
1. STAKE TREES PER FOLLOWING SCHEDULE, THEN REMOVE AT END OF FIRST GROWING SEASON.
a. 1-1/2" CALIPER SIZE - MIN. 1 STAKE ON SIDE OF PREVAILING WIND (GENERALLY N.W. SIDE).
b. 1-1/2" - 3" CALIPER SIZE - MIN. 2 STAKES - ONE ON N.W. SIDE, ONE ON S.W. SIDE (OR PREVAILING WIND SIDE AND 180° FROM THAT SIDE).
c. 3" CALIPER SIZE AND LARGER - 3 STAKES PER DIAGRAM.
2. WIRE OR CABLE SHALL BE MIN. 12 GAUGE, TIGHTEN WIRE OR CABLE ONLY ENOUGH TO KEEP FROM SLIPPING. ALLOW FOR SOME TRUNK MOVEMENT. NYLON STRAPS SHALL BE LONG ENOUGH TO ACCOMMODATE 1-1/2" OF GROWTH AND BUFFER ALL BRANCHES FROM WIRE.

1 TREE PLANTING DETAIL

SCALE: 3/16" = 1'-0"

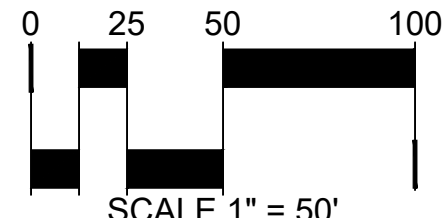
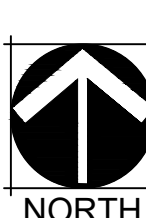
NOTES:

1. ALL METHODS AND STANDARDS FOR TREE PROTECTION SHALL BE ESTABLISHED IN ADMINISTRATIVE GUIDELINES ACCORDING TO DEKALB COUNTY CODE OF ORDINANCES SECTION 14-39.
2. TREES TO BE PROTECTED AND PRESERVED SHALL BE IDENTIFIED ON THE TRUNK WITH WHITE SURVEY TAPE. GROUPING OF MORE THAN ONE TREE MAY OCCUR.
3. NO PERSON ENGAGED IN THE CONSTRUCTION OF ANY STRUCTURE(S) OR IMPROVEMENT(S) OR ANY ACTIVITY SHALL ENCROACH OR PLACE SOLVENTS, MATERIAL, CONSTRUCTION MACHINERY, OR TEMPORARY SOIL DEPOSITS WITHIN SIX (6) FEET OF THE AREA OUTSIDE THE CRITICAL ROOT ZONE OR ANY EXISTING SIGNIFICANT TREE WITHIN A TREE SAVE AREA, TRANSITIONAL BUFFER ZONE, STREAM BUFFER, OR STATE BUFFER ZONE.
4. FENCING MATERIAL SHALL BE SET AT 1' PER 1" OF DBH (MEASURED FROM TRUNK) AT MINIMUM AND MAINTAINED IN AN UPRIGHT POSITION THROUGHOUT THE DURATION OF CONSTRUCTION ACTIVITIES.
5. FENCING MATERIAL SHALL BE DURABLE, ORANGE, AND A MINIMUM OF FOUR FEET IN HEIGHT.
6. TREE ROOTS SHALL NOT BE CUT UNLESS CUTTING IS UNAVOIDABLE.
7. WHEN ROOT CUTTING IS UNAVOIDABLE, A CLEAN SHARP CUT SHALL BE MADE TO AVOID SHREDDING OR SMASHING. ROOT CUTS SHOULD BE MADE BACK TO A LATERAL ROOT. ROOTS SHALL BE CUT NO MORE THAN 1/3 OF THE RADIUS FROM DRIPLINE TO TRUNK. WHENEVER POSSIBLE, ROOTS SHOULD BE CUT BETWEEN LATE FALL AND BUD OPENING, DURING DORMANCY PERIOD. ROOT STIMULATOR SHALL BE APPLIED TO CUT ROOTS. EXPOSED ROOTS SHALL BE COVERED IMMEDIATELY TO PREVENT DEHYDRATION. ROOTS SHALL BE COVERED WITH SOIL OR BURLAP AND KEPT MOIST. WATERING OF PROTECTED TREES IN WHICH ROOTS WERE CUT SHALL BE PROVIDED BY THE CONTRACTOR.
8. WHEN ROOT CUTTING IS UNAVOIDABLE, A CLEAN SHARP CUT SHALL BE MADE TO AVOID SHREDDING OR SMASHING. ROOT CUTS SHOULD BE MADE BACK TO A LATERAL ROOT. WHENEVER POSSIBLE, ROOTS SHOULD BE CUT BETWEEN LATE FALL AND BUD OPENING, DURING DORMANCY PERIOD. EXPOSED ROOTS SHALL BE COVERED IMMEDIATELY TO PREVENT DEHYDRATION. ROOTS SHALL BE COVERED WITH SOIL OR BURLAP AND KEPT MOIST. WATERING OF PROTECTED TREES IN WHICH ROOTS WERE CUT SHALL BE PROVIDED BY THE CONTRACTOR.
9. ANY GRADE CHANGES (SUCH AS THE REMOVAL OF TOPSOIL OR ADDITION OF FILL MATERIAL) WITHIN THE DRIP LINE SHOULD BE AVOIDED FOR EXISTING TREES TO REMAIN. RETAINING WALLS AND TREE WELLS ARE ACCEPTABLE ONLY WHEN CONSTRUCTED PRIOR TO GRADE CHANGE.



3 TREE PROTECTION

SCALE: 1/8" = 1'-0"



CHECKED BY: AHGR
DRAWN BY: LBKR

| Survey Number | DBH | DU | Species | Common Name | Notes | Tree Removed (1=Y, 0=N) |
|---------------|-----|-----|--------------------------------|------------------|------------------|-------------------------|
| 1 | 9 | 2.4 | <i>Acer rubrum</i> | Red maple | | 0 |
| 2 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 3 | 11 | 3.2 | <i>Acer rubrum</i> | Red maple | | 1 |
| 4 | 11 | 3.2 | <i>Acer rubrum</i> | Red maple | | 1 |
| 5 | 18 | 4.8 | <i>Quercus palustris</i> | Pin oak | | 1 |
| 6 | 16 | 4.8 | <i>Quercus palustris</i> | Pin oak | | 1 |
| 7 | 25 | 6.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 8 | 16 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 9 | 14 | 4 | <i>Quercus palustris</i> | Pin oak | | 1 |
| 10 | 12 | 3.2 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 11 | 13 | 4 | <i>Quercus palustris</i> | Pin oak | | 1 |
| 12 | 11 | 3.2 | <i>Quercus palustris</i> | Pin oak | | 1 |
| 13 | 18 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 14 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 15 | 12 | 3.2 | <i>Quercus palustris</i> | Pin oak | | 1 |
| 16 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 17 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 18 | 12 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 19 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 20 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 21 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 22 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 23 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 24 | 9 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 25 | 13 | 4 | <i>Quercus palustris</i> | Pin oak | | 0 |
| 26 | 13 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 27 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 28 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 29 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 30 | 14 | 4 | <i>Quercus palustris</i> | Pin oak | | 0 |
| 31 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 32 | 9 | 2.4 | <i>Acer rubrum</i> | Red maple | | 0 |
| 33 | 14 | 4 | <i>Acer rubrum</i> | Red maple | | 0 |
| 34 | 13 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 35 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 36 | 8 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 37 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 38 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 39 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 40 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 41 | 12 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 42 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 43 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 44 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 45 | 13 | 4 | <i>Quercus phellos</i> | Willow oak | | 0 |
| 46 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 47 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 48 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 49 | 10 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 50 | 8 | 2.4 | <i>Salix nigra</i> | Black willow | | 0 |
| 51 | 10 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 52 | 16 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 0 |
| 53 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 0 |
| 54 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 55 | 12 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 0 |
| 56 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 57 | 14 | 4 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 58 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 59 | 14 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 60 | 10 | 3.2 | <i>Liriodendron tulipifera</i> | Tulip poplar | | 0 |
| 61 | 11 | 3.2 | <i>Acer rubrum</i> | Red maple | | 0 |
| 62 | 13 | 4 | <i>Quercus rubra</i> | Northern red oak | | 0 |
| 63 | 9 | 2.4 | <i>Acer rubrum</i> | Red maple | | 0 |
| 64 | 19 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 65 | 8 | 2.4 | <i>Acer rubrum</i> | Red maple | | 1 |
| 66 | 8 | 2.4 | <i>Betula nigra</i> | River birch | | 1 |
| 67 | 8 | 2.4 | <i>Acer rubrum</i> | Red maple | | 1 |
| 68 | 10 | 3.2 | <i>Acer rubrum</i> | Red maple | | 1 |
| 69 | 8 | 2.4 | <i>Ulmus americana</i> | American elm | | 1 |
| 70 | 10 | 3.2 | <i>Acer rubrum</i> | Red maple | | 1 |
| 71 | 18 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |

| | | | | | | |
|-----|----|-----|-------------------------------------|---------------|--------------------------------------|---|
| 72 | 17 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 73 | 12 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 74 | 10 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 75 | 8 | 2.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 76 | 8 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 77 | 9 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 78 | 16 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 79 | 10 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 80 | 18 | 4.8 | <i>Metasequoia glyptostroboides</i> | Dawn redwood | | 1 |
| 81 | 12 | 3.2 | <i>Metasequoia glyptostroboides</i> | Dawn redwood | | 1 |
| 82 | 12 | 3.2 | <i>Metasequoia glyptostroboides</i> | Dawn redwood | | 1 |
| 83 | 18 | 4.8 | <i>Metasequoia glyptostroboides</i> | Dawn redwood | | 1 |
| 84 | 8 | 2.4 | <i>Metasequoia glyptostroboides</i> | Dawn redwood | | 1 |
| 85 | 18 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 86 | 12 | 3.2 | <i>Acer negundo</i> | Boxelder | Low split | 1 |
| 87 | 13 | 4 | <i>Ulmus americana</i> | American elm | Low split | 1 |
| 88 | 12 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 89 | 20 | 5.4 | <i>Albizia julibrissin</i> | Mimosa | Invasive species; multi stem - 7/7/6 | 1 |
| 90 | 10 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 91 | 8 | 2.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 92 | 17 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 93 | 19 | 5.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 94 | 9 | 2.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 95 | 17 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 96 | 17 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 97 | 16 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 98 | 16 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 99 | 10 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 100 | 15 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 101 | 12 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 102 | 13 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 103 | 15 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 104 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 105 | 19 | 5.4 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 106 | 24 | 6 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 107 | 20 | 5.4 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 108 | 20 | 5.4 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 109 | 18 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 110 | 16 | 4.8 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 111 | 16 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 112 | 22 | 6 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 113 | 22 | 6 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 114 | 18 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 115 | 9 | 2.4 | <i>Acer rubrum</i> | Red maple | | 1 |
| 116 | 8 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 117 | 13 | 4 | <i>Lagerstroemia sp.</i> | Crape myrtle | Multi stem - 5/5/3 | 1 |
| 118 | 12 | 3.2 | <i>Lagerstroemia sp.</i> | Crape myrtle | Multi stem - 4/4/4 | 1 |
| 119 | 11 | 3.2 | <i>Lagerstroemia sp.</i> | Crape myrtle | Multi stem - 5/3/3 | 1 |
| 120 | 10 | 3.2 | <i>Lagerstroemia sp.</i> | Crape myrtle | Multi stem - 4/3/3 | 1 |
| 121 | 9 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 122 | 8 | 2.4 | <i>Acer rubrum</i> | Red maple | | 1 |
| 123 | 11 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 124 | 10 | | <i>Ulmus parvifolia</i> | Chinese elm | Invasive species | 1 |
| 125 | 18 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 126 | 12 | 3.2 | <i>Quercus phellos</i> | Willow oak | Multi stem - 4/4/4 | 1 |
| 127 | 17 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 128 | 22 | 6 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 129 | 18 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 130 | 11 | 3.2 | <i>Lagerstroemia sp.</i> | Crape myrtle | Multi stem - 4/4/3 | 1 |
| 131 | 8 | 2.4 | <i>Acer rubrum</i> | Red maple | | 1 |
| 132 | 13 | 4 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 133 | 13 | 4 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 134 | 10 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 135 | 9 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 136 | 9 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 137 | 11 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |

| | | | | | | |
|-----|----|-----|-------------------------------------|-----------------|-----------------------------|---|
| 138 | 15 | 4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 139 | 10 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 140 | 10 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 141 | 9 | 2.4 | <i>Quercus nigra</i> | Water oak | | 1 |
| 142 | 12 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 143 | 17 | 4.8 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 144 | 9 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 145 | 13 | 4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 146 | 11 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 147 | 8 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 148 | 13 | 4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 149 | 8 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 150 | 10 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 151 | 10 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 152 | 8 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 153 | 12 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 154 | 16 | 4.8 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 155 | 12 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 156 | 15 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species; low split | 1 |
| 157 | 15 | 4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 158 | 9 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 159 | 12 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 160 | 9 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 161 | 14 | 4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 162 | 15 | 4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 163 | 20 | 5.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 164 | 11 | 3.2 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 165 | 12 | 3.2 | <i>Metasequoia glyptostroboides</i> | Dawn redwood | | 1 |
| 166 | 14 | 4 | <i>Metasequoia glyptostroboides</i> | Dawn redwood | | 1 |
| 167 | 12 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 168 | 14 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 169 | 19 | 5.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 170 | 15 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 171 | 16 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 172 | 9 | 2.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 173 | 15 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 174 | 14 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 175 | 18 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 176 | 15 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 177 | 13 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 178 | 18 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 179 | 14 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 180 | 14 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 181 | 15 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 182 | 18 | 4.8 | <i>Quercus phellos</i> | Willow oak | | 1 |
| 183 | 8 | 2.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 184 | 12 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 185 | 8 | 2.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 186 | 12 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 187 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 188 | 21 | 5.4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 189 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 190 | 14 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 191 | 18 | 4.8 | <i>Populus deltoides</i> | Cottonwood | Low split | 1 |
| 192 | 14 | 4 | <i>Populus deltoides</i> | Cottonwood | | 0 |
| 193 | 17 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 0 |
| 194 | 24 | | <i>Paulownia tomentosa</i> | Royal paulownia | Invasive species | 1 |
| 195 | 12 | | <i>Paulownia tomentosa</i> | Royal paulownia | Invasive species | 1 |
| 196 | 17 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 197 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 198 | 23 | | <i>Paulownia tomentosa</i> | Royal paulownia | Invasive species; low split | 1 |
| 199 | 10 | 3.2 | <i>Liriodendron tulipifera</i> | Tulip poplar | | 1 |
| 200 | 17 | 4.8 | <i>Acer rubrum</i> | Red maple | | 1 |
| 201 | 8 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 202 | 11 | 3.2 | <i>Acer negundo</i> | Boxelder | | 1 |
| 203 | 25 | 6.8 | <i>Platanus occidentalis</i> | Sycamore | | 1 |
| 204 | 14 | 4 | <i>Quercus nigra</i> | Water oak | | 0 |

| | | | | | | |
|------|----|-----|--------------------------------|---------------|---|---|
| 205 | 16 | 4.8 | <i>Populus deltoides</i> | Cottonwood | | 0 |
| 206 | 13 | 4 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 207 | 9 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 208 | 9 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 209 | 15 | 4 | <i>Quercus nigra</i> | Water oak | | 0 |
| 210 | 17 | 4.8 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 211* | 11 | 3.2 | <i>Diospyros virginiana</i> | Persimmon | Fair condition, Trunk wound with no decay (tag #1912) | 0 |
| 212 | 13 | 4 | <i>Liquidambar styraciflua</i> | Sweetgum | | 0 |
| 213 | 11 | 3.2 | <i>Quercus nigra</i> | Water oak | | 1 |
| 214 | 11 | 3.2 | <i>Sassafras albidum</i> | Sassafras | Low split | 1 |
| 215 | 13 | 4 | <i>Sassafras albidum</i> | Sassafras | Multi stem - 7/6 | 1 |
| 216 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 217 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 218 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 219 | 14 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 220 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 221 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 222 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 223 | 17 | 4.8 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 224 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 225 | 14 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 226 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 227 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 228 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 229 | 15 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species; multi stem - 5/5/5 | 1 |
| 230 | 21 | 5.4 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 231 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 232 | 15 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 233 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 234 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 235 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 236 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 237 | 16 | 4.8 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 238 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 239 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 240 | 13 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 241 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 242 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 243 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 244 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 245 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 246 | 8 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 247 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 248 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 249 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 250 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 251 | 13 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 252 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 253 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 254 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 255 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 256 | 14 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 257 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 258 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 259 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 260 | 15 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 261 | 12 | | <i>Albizia julibrissin</i> | Mimosa | Invasive species | 1 |
| 262 | 18 | 4.8 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 263 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 264 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 265 | 13 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 266 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 267 | 11 | 3.2 | <i>Populus deltoides</i> | Cottonwood | | 1 |
| 268 | 9 | 2.4 | <i>Pinus taeda</i> | Loblolly pine | | 1 |
| 269 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 270 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 271 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 272 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 273 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 274 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 275 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 276 | 9 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 277 | 11 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 278 | 12 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 279 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 280 | 8 | 2.2 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 281 | 10 | 3.1 | <i>Pinus taeda</i> | Loblolly pine | | 0 |
| 282 | 14 | 3.9 | <i>Pinus taeda</i> | Loblolly pine | | 0 |

Chief Executive Officer
Lorraine Cochran-Johnson

DEPARTMENT OF PLANNING & SUSTAINABILITY

Interim Director
Cedric G. Hudson, MCRP

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: LMPSP Acquisitions, LLC /co Jessica Hill Phone: 404-885-3925 Email: jessica.hill@troutman.com
Property Address: 3265 Northeast Expressway, Chamblee 30341
Tax Parcel ID: 18 267 01 003 Comm. District(s): 1 & 7 Acreage: _____
Existing Use: Vacant/Former Movie Theater Proposed Use: Residential, 24 units per acre.
Supplemental Regs: _____ Overlay District: No DRI: No
Rezoning: Yes X No _____
Existing Zoning: C-2 Proposed Zoning: HR-1 Square Footage/Number of Units: _____
Rezoning Request: Rezone to any zoning district that will permit residential use at a density of 24 units per acre.

Land Use Plan Amendment: Yes _____ No X
Existing Land Use: RC Proposed Land Use: _____ Consistent _____ Inconsistent _____
Special Land Use Permit: Yes _____ No X Article Number(s) 27- _____
Special Land Use Request(s): _____

Major Modification:

Existing Case Number(s): None
Condition(s) to be modified:
N/A

WHAT TO KNOW BEFORE YOU FILE YOUR APPLICATION

Pre-submittal Community Meeting: _____ Review Calendar Dates: _____ PC: 07/09/25 BOC: 07/24/25
Letter of Intent: X Impact Analysis: X Owner Authorization(s): X Campaign Disclosure: X
Zoning Conditions: _____ Community Council Meeting: 06/18/25 Public Notice, Signs: X
Tree Survey, Conservation: _____ Land Disturbance Permit (LDP): X Sketch Plat: _____
Bldg. Permits: X Fire Inspection: X Business License: _____ State License: _____
Lighting Plan: X Tent Permit: _____ Submittal Format: NO STAPLES, NO BINDERS PLEASE

Review of Site Plan

Density: X Density Bonuses: X Mix of Uses: X 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: _____
Bldg. Height: X Bldg. Orientation: _____ Bldg. Separation: X Bldg. Materials: _____ X
Roofs: _____ Fenestration: X Façade Design: _____ Garages: _____ Pedestrian Plan: _____
Perimeter Landscape Strip: _____
Possible Variances: _____

Comments: _____

Planner: John Reid, Sr. Planner Date: 03/18/2025

FILING FEES

| | | |
|--------------------------------|---|----------|
| REZONING: | RE, RLG, R-100, R-85, R-75, R-60, MHP, RSM, MR-1 | \$500.00 |
| | RNC, MR-2, HR-1, HR-2, HR-3, MU-1, MU-2, MU-3, MU-4, MU-5 | \$750.00 |
| | OI, OD, OIT, NS, C1, C2, M, M2 | \$750.00 |
| LAND USE MAP AMENDMENT | | \$500.00 |
| SPECIAL LAND USE PERMIT | | \$400.00 |

Chief Executive Officer
Lorraine Cochran-Johnson

DEPARTMENT OF PLANNING & SUSTAINABILITY

Interim Director
Cedric G. Hudson

PRE-APP FORM ADDITIONAL COMMENT PAGE, IF NEEDED

APPLICANT: LMPSF Acquisitions, LLC /co Jessica Hill

ADDRESS/PARCEL: 3265 Northeast Expressway / 18 267 01 003

COMMENTS: Property falls within a Regional Center Character area calling for residential densities up to 120 units per acre and

building heights up to 10 stories. Verify with Atlanta Regional Commission that Development of

Regional Impact is not required. Floodplains areas along three sides of the property. Investigate

connecting to Peachtree Greenway. Consider bike parking, dog parks, alternative fuel vehicle

parking. While this property is not within a Small Area Plan, the abutting property to the south is

within a Small Area Plan--please review to see what impacts it might have on proposed project

Accessory commercial is encouraged to support the Regional Center Character Area calling for

high density mixed use. HR-1 allows a maximum base density of 24 units per acre, with up to 40

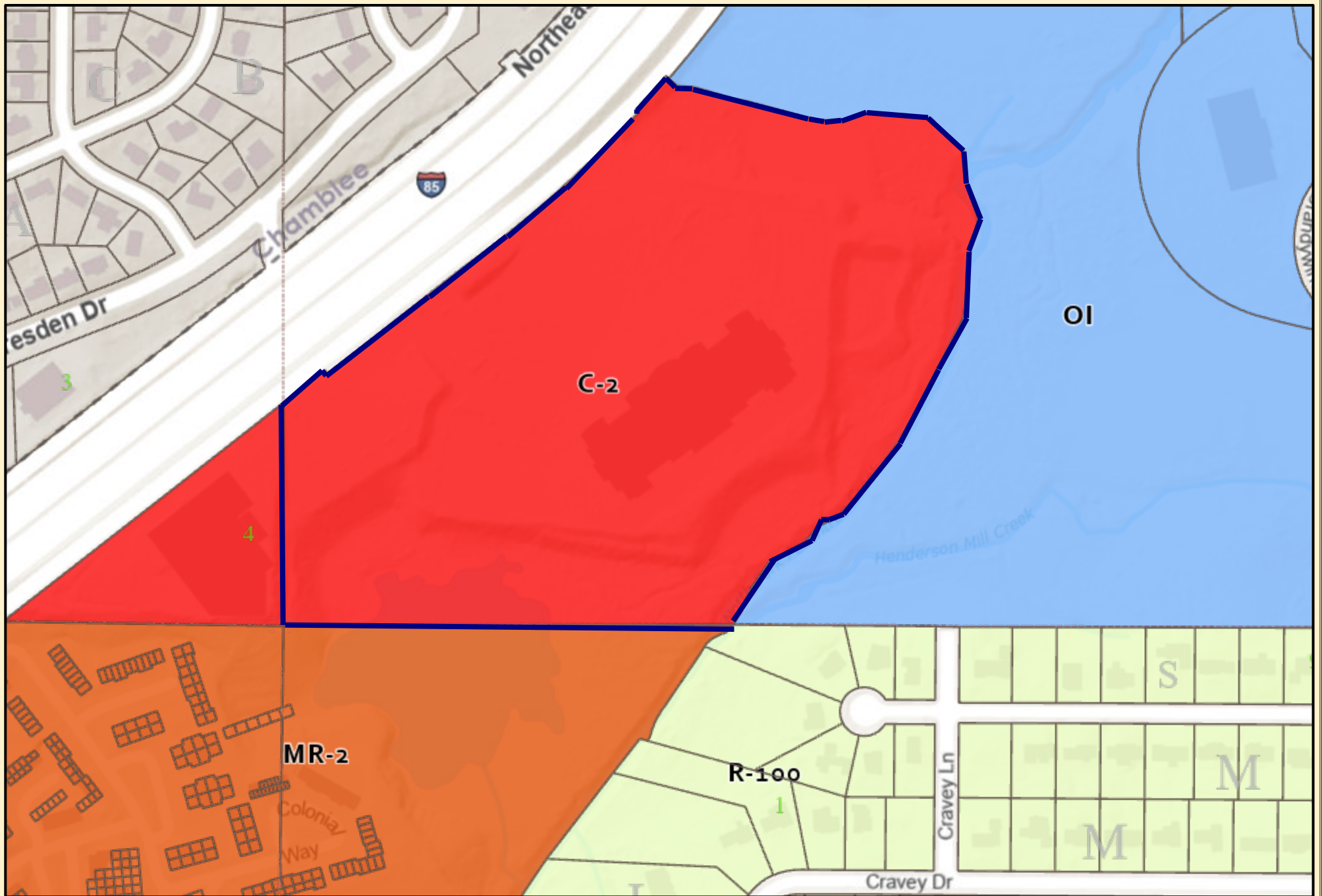
provision of density bonuses. 30 foot transitional buffer required where abutting MR-2 zoning to sc

Last day to hold community meeting with 15 days notice is 4/14/25 and filing deadline is 4/21/25.

Review comments are preliminary only; final review comments will be made when an official

application is submitted. Where is detention being provided.

PLANNER: John Reid Senior Planner



DeKalb County Parcel Map

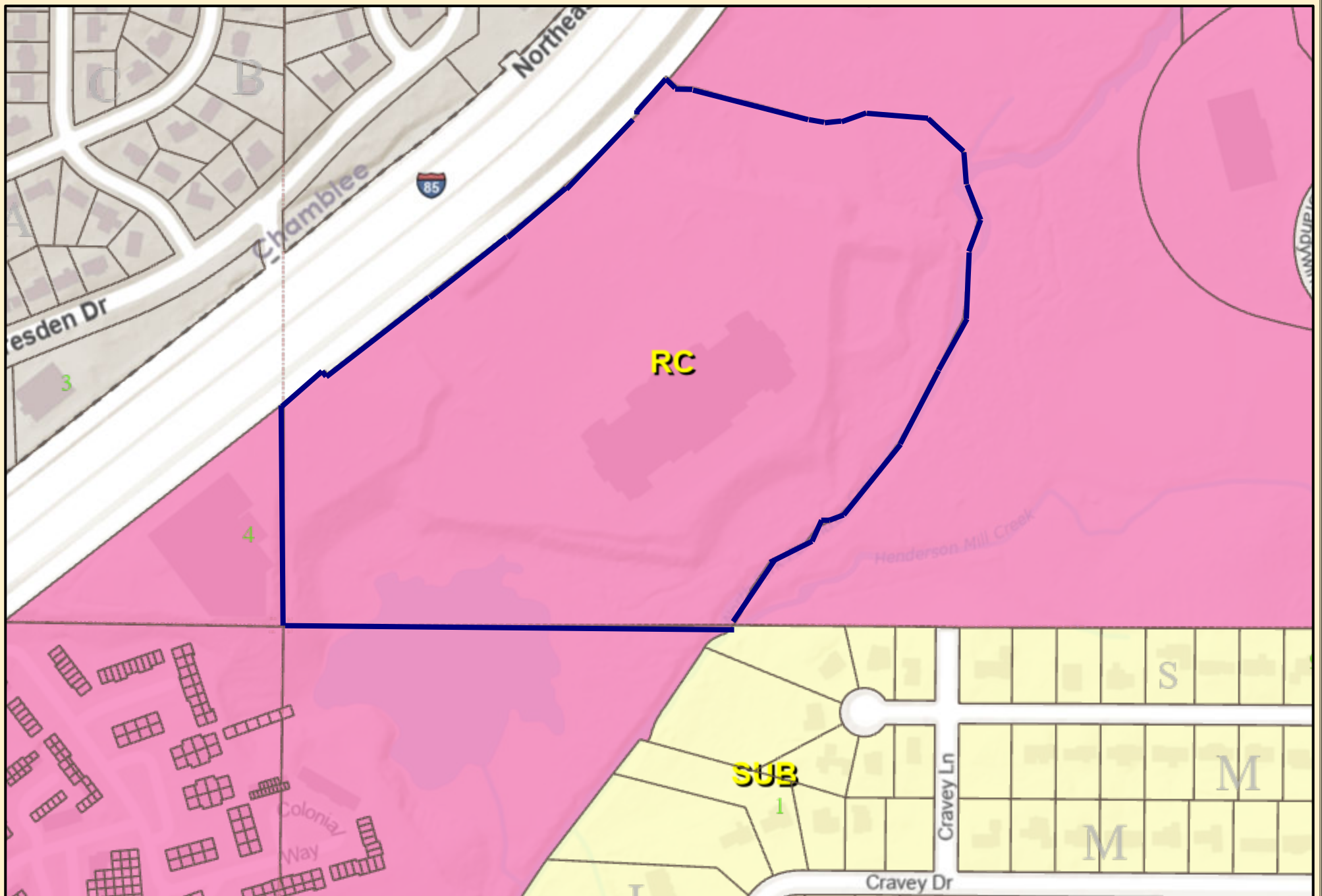
0 0.0175 0.035 0.07 0.105 0.14 mi

Date Printed: 6/16/2025

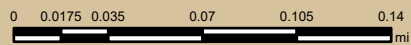


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DeKalb County Parcel Map



Date Printed: 6/16/2025



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DeKalb County Parcel Map

0 0.0175 0.035 0.07 0.105 0.14 mi

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