

178 Sams Street, Decatur, GA 30030

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

Board of Commissioners Hearing Date: October 4, 2022

STAFF ANALYSIS

Case No.:	Z-22-1245670	Agenda #: D3		
Location/Address:	5615, 5611, & 5639 Memorial Drive	Commission District: 4 Super District: 6		
Parcel ID:	18 070 03 007, 18 070 03 011, 18 070 03 012			
Request:	To rezone the subject property from the C-1 (Local Commercial) Zoning District to the OD (Office-Distribution) Zoning District to permit OD uses, which may include film/movie/tv production studios.			
Property Owner(s)/Applicant/ Agent:	AK Memorial Shopping Center, LLC			
Acreage:	19.66 acres			
Existing Land Use:	Retail shopping uses			
Surrounding Properties:	To the north of the subject property are nonrescondominium and civic uses, to the west are restation, and self-storage uses.			
Adjacent Zoning:	North: C-1 & OD South: C-1 & MR-1 Ea	ast: C-1 & C-2 West: C-1		
Comprehensive Plan:	Neighborhood Center (NC)	X		

Consistent

Inconsistent

Proposed Density: N/A	Existing Density: N/A
Proposed Square Ft.: 178,950 SF	Existing Units/Square Feet: 120,450 SF
Proposed Lot Coverage: 80%	Existing Lot Coverage: Undetermined

Staff Recommendation: Approval with conditions.

The applicant is seeking rezoning of the subject properties to repurpose all or a portion of the site for film/movie/tv production studios or to continue with retail and other commercial use options. The applicant may use all or a portion of the existing building "to provide offices and mill space to support the studio space." Notably, the proposal may include construction of 2-3 sound studio buildings in front of the existing building. Outdoor filming on-site is not planned.

This portion of the Memorial Drive corridor is marked by a repetitive pattern of commercial uses (e.g., fast food chains, retail, gas stations, etc.) in varying stages of activity, vacancy, or blight. The proposed rezoning for a film studio would facilitate the repurposing of the site and provide a unique opportunity for a catalytic project along the Memorial Drive corridor. The future land use change could spark the conversion of this neighborhood center character area to commercial redevelopment corridor. The intent of the Commercial Redevelopment Corridor (CRC) Character Area is to "promote the redevelopment of declining commercial corridors and to improve the function and aesthetic appeal of more stable commercial corridors." CRC commercial zoning options include: OI (Office-Institutional), OIT (Office-Institutional-Transitional), NS (Neighborhood Shopping), C-1 (Light Commercial), C-2 (General Commercial), and OD (Office-Distribution). The proposed film studio use is only permissible in the OD (Office-Distribution) Zoning District, the M (Light Industrial) Zoning District, and select overlay districts. Moreover, if approved, the rezoning proposal may align with CRC character area guidelines including streetscape enhancements along its frontages, improved signage, and the transformation of a largely unused parking lot into a more functional use. Rather than a neighborhood focal point, this conversion opens up the corridor for consideration of non-noxious, light industrial uses; flex industrial use; and other innovative opportunities that may reinvigorate a corridor of outdated commercial shopping plazas and stimulate the economic activity. The film studio proposal may accomplish some of the Memorial Drive Revitalization Corridor Plan goals:

- Initiative 1.6—Re-Brand the Corridor, reflects the desire to shift how the corridor is viewed. The County is in the process of embarking on a rebranding effort for the Memorial Drive Corridor to improve signage, placemaking, wayfinding, and identity. This site should be prominently identified.
- Initiative 1.8—Market for Filming, indicates a desire to increase interest in active filming along the corridor by area TV/film producers. This proposal brings the TV/film industry to the corridor.
- Initiative 2.2—Establish an Arts Corridor, to embrace and cultivate the arts community in the area. This proposal can contribute to this initiative. The applicant has pledged to design a mural along the perimeter fencing of the complex in addition to other partnerships with members of the art community.
- Initiatives 3.1—Address Changes in the Comprehensive Plan and Zoning & 3.2—Expedite Permitting & Approvals, to lay the regulatory framework to make it conducive for desired development along the corridor. In addition to the future land use and rezoning applications, a proposed text amendment to permit increased height of structures without a special land use permit (SLUP) in the OD (Office Distribution) Zoning District, subject to conditions is also on this agenda.

Therefore, upon review of Section 7.3.5. of the *Zoning Ordinance*, staff recommends approval with conditions of the rezoning request. If approved, Staff recommends the following conditions:

- 1. If the site is developed for film/movie/tv production studio, the following development standards shall apply:
 - a. All on-site filming and production activities must occur within an enclosed building.
 - b. All proposed lighting shall be properly shielded and directed away from all adjacent properties.
 - c. The property owner or site manager must ensure that all film production activities are in compliance with *Article XIV Film Production*, of the *DeKalb County Code*.
 - d. The development shall be subject to general compliance with the conceptual 5615 & 5639 Memorial Drive Site Plan, dated 02-23-2022.
 - e. A landscape plan and streetscape plan, in compliance with Article 5 of the *Zoning Ordinance* and the *Land Development Ordinance*, shall be provided during the land development permit phase. The streetscape plan shall contain details for the perimeter fence, which will be designed to include a mural or other artistic feature.

- f. All primary and secondary sign(s) for the studio that are visible along Memorial Drive and Hambrick Road shall be in compliance with the County *Sign Ordinance* and consistent with Memorial Drive signage branding efforts. Any proposed monument sign(s) must contain a base and sign structure made of brick or stone.
- g. Prior to issuance of a Land Disturbance Permit (LDP), the applicant shall demonstrate/document efforts to plan for and implement solar panel installation on the existing building and/or the new sound stage buildings. If not possible, the applicant shall provide a minimum of two (2) solar-powered electric vehicle charging (EVC) stations. The Planning Director is authorized to develop an installation timetable, subject to the applicant's business license approval (or a future business license renewal).
- 2. By-right, C-1 Zoning District principal uses shall be allowed. However, the following principal or accessory uses shall be prohibited: ambulance or emergency service; check cashing establishment; coin laundromat; dog daycare/grooming; plumbing/HVAC equipment establishments with no outdoor storage; breeding/boarding kennel; home healthcare service, kidney dialysis center; medical/dental laboratory; furniture upholstery or repair; home appliance repair or service; crematoriums; satellite television antennae; attached wireless telecommunication facility; monopole or attached facility in utility company's easements or rights-of-way; recycling collection; landscaping business; animal hospital; veterinary clinic; adult daycare facility; taxi stand; taxi, ambulance, limousine dispatch office only (no vehicle parking); commercial parking lot/garage; trade shops: electrical, plumbing, heating/cooling, roofing/siding, with no outside storage; thrift, secondhand, antique store; retail warehouses/wholesales providing sales of merchandise with no outdoor storage; pet supplies store; office supplies and equipment store; liquor store; hardware/other building material store; convenience store; farm/garden supply store; trailer/RV salesroom/lot; retail automobile parts or tire store; automobile wash/was service; automobile or truck sales; nursing care facility/hospice; group, personal care home; community personal care home; group child care institution; community, child care institution; shelter for homeless persons; transitional housing facility; funeral home/mortuary; government facility; place of worship; automobile or truck rental/leasing facility; and automobile repair/maintenance facility.
- 3. Access to the site and streetscape improvements shall be subject to review and approval by the Georgia Department of Transportation (GDOT) and the County Public Works Department—Transportation Division.
- 4. The 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 Zoning Board of Appeals, or other entity whose decision should be based on the merits of the application under review by such entity whose decision shall be independently based.



DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

NOTE: PLEASE RETURN ALL COMMENTS VIA EMAIL OR FAX TO EXPEDITE THE PROCESS TO MICHELLE ALEXANDER <u>mmalexander@dekalbcountyga.gov</u> AND/OR LASONDRA HILL <u>lahill@dekalbcountyga.gov</u>

COMMENTS FORM: PUBLIC WORKS WATER AND SEWER

Case No.: Z-22-1245670	
Parcel I.D. #:	3012
Address: 5615,5611,&5639 Memorial Drive	
WATER:	
Size of existing water main:	(adequate/inadequate)
Distance from property to nearest main:	
Size of line required, if inadequate:	
SEWER: Outfall Servicing Project: Upper Snapfinger Cre Is sewer adjacent to property: Yes (\$) No () If no, dista Water Treatment Facility: Snapfinger WWTP Sewage Capacity; ³⁶ (MGPD) COMMENTS:	eek ance to nearest line: <u>8" line on property</u> <u>(% adequate () inadequate</u> <u>28.3</u> Current Flow: <u>28.3</u> (MGPD)
Sewer capacity approval required.	

Signature: _____

DEKALB COUNTY

Board of Health

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4/13/2022

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To: Ms. Madolyn Spann, Planning Manager Mr. John Reid, Senior Planner
From: Ryan Cira, Environmental Health Manager
Cc: Alan Gaines, Technical Sevices Manager
Re: Rezone Application Review

General Comments:

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

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

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

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

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

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

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

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

DeKalb County Board of Health

DeKalb County Board of Health

404.508.7900 • www.dekalbhealth.net

4/13/2022

N.13	LP-22-1245	669 2	2022-1481	/ 18-070	-03-007,	18-070-03	3-011, 13	\$8-070-03-0	012
	emorial Drive, Stone Mountain, GA 30083 ndment								
- Please	e review general comments.								
- Note: S	Several properties in the surrounding area operation	te on s	septic.						
N.14	Z-22-12456	70 20)22-1482 /	18-070-0	3-007, 18	-070-03-0	011, 18-0)70-03-012	2
5615 Men	emorial Drive, Stone Mountain, GA 30083								
Ameno	ndment								
- Please	e review general comments.								
- Note: S	Several properties in the surrounding area operation	te on s	septic.						
N.15	Z-22-12455	58 20	022-1483/	18-037-0	5-003, 18	-037-05-()04		
070.04									
	ne Mountain Lithonia Road, Stone Mountain, GA	30088	5						
	ndment								
- Please	e review general comments.								

- Note: Several properties in the surrounding area operate on septic.



DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

<u>The following areas below may warrant comments from the Development Division. Please respond</u> 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:

• Storm Water Management

Compliance with the Georgia Stormwater Management Manual, DeKalb County Code of Ordinances 14-40 for Stormwater Management and 14-42 for Storm Water Quality Control (sections have been amended recently; please request the amended chapter), to include Runoff Reduction Volume where applicable is required as a condition of land development permit approval. Use Volume Three of the G.S.M.M. for best maintenance practices. Use the NOAA Atlas 14 Point Precipitation Data set specific to the site. Recommend Low Impact Development features/ Green Infrastructure be included in the proposed site design to protect as much as practicable the statewaters and special flood hazard areas. Conceptual plan doesn't indicate the location of the stormwater management facility. Additional, design professionnel shall be aware that (1) per county codes, existing conditions must be taken as wooded for the hydrology analysis (meaning existing impervious is not to be considered) and (2) Reduction Reduction Volume is the default water quality. Runoff Reduction Volume_shall be provided, unless technical justification is provided

as to the unfeasibility. Strongly recommend to investigate the site and identify location where RRv can be provided and re-design/revise the layout to comply with the RRv requirement.

Flood Hazard Area/Wetlands

The presence of FEMA Flood Hazard Area was not indicated in the County G.I.S. mapping records for the site; and should be noted in the plans at the time of any land development permit application. Encroachment of flood hazard areas require compliance with Article IV of Chapter 14 and FEMA floodplain regulations

Landscaping and tree preservation plans for any building, or parking lot must comply with DeKalb County Code of Ordinances 14-39 as well as Chapter 27 Article 5 and are subject to approval from the County Arborist.

• Tributary Buffer

State water buffer was not reflected in the G.I.S. records for the site. Typical state waters buffer have a 75' undisturbed stream buffer and land development within the undisturbed creek buffer is prohibited without a variance per DeKalb County Code of Ordinances 14-44.1.



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COMMENTS FORM: PUBLIC WORKS TRAFFIC ENGINEERING

Case No.: 6-22-1245669 Parcel I.D. #: 18-070-03-007 Address: 56 15 Memoria

Adjacent Roadway (s):

(classification)

(classification)

Capacity (TPD)	Capacity (TPD)
Latest Count (TPD)	Latest Count (TPD)
Hourly Capacity (VPH)	Hourly Capacity (VPH)
Peak Hour. Volume (VPH)	Peak Hour. Volume (VPH)
Existing number of traffic lanes	Existing number of traffic lanes
Existing right of way width	Existing right of way width
Proposed number of traffic lanes	Proposed number of traffic lanes
Proposed right of way width	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) <u>6/7TH</u> 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 LEVIEWE	de Klothing found flow flow or patternet.
	Signature: MDAVI & MRS

N-13



DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

X-14

NOTE: PLEASE RETURN ALL COMMENTS VIA EMAIL OR FAX TO EXPEDITE THE PROCESS TO MICHELLE ALEXANDER mmalexander@dckalbcountyga.gov AND/OR LASONDRA HILL lahill@dekalbcountyga.gov

COMMENTS FORM: PUBLIC WORKS TRAFFIC ENGINEERING

Case No.: 2-22-1245670	Parcel I.D. #: 18-0	70-03-027
Address: 565 5611 \$ 5639		,
Remarked De		
SIN WAN. GA		
	Adjacent Roadway	<u>(s):</u>
(classific	ation)	(classification)

Capacity (TPD)	Capacity (TPD)
Latest Count (TPD)	Latest Count (TPD)
Hourly Capacity (VPH)	Hourly Capacity (VPH)
Peak Hour. Volume (VPH)	Peak Hour. Volume (VPH)
Existing number of traffic lanes	Existing number of traffic lanes
Existing right of way width	Existing right of way width
Proposed number of traffic lanes	Proposed number of traffic lanes
Proposed right of way width	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) <u>6/7TH</u> 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:

AN LOS Signature:

intersection of Birch Road and North Druid Hills. Add a second left turn lane SB on Orion Dr at the intersection of Lawrenceville Hwy and Orion Drive. Sweet Briar Road, Birch Road, Mistletoe Road and Oaktree Road are all classified as local roads. Required right of way dedication of 27.5 feet from centerline or such that all public infrastructure is within right of way, whichever greater. Pedestrian scale lights and a 10-foot multiuse path required on all roads or as directed by the Transportation Division of Public Works. Multiuse path connection required to the South Fork Peachtree Creek Trail and along Orion Drive. No left turns allowed out of access point on Lawrenceville Hwy, unless signalized. No poles can remain within the limits of the sidewalk or multiuse path. Intersection and stopping sight distance must be met for all access points based on AASHTO. Reserve the right to alter comments after the Notice of Decision is released from the Atlanta Regional Commission and the Georgia Regional Transportation Authority.

- N9. Columbia Drive is classified as a minor arterial. Required right of way dedication of 40 feet from centerline or such that all public infrastructure is within right of way, whichever greater. Required: 6-foot sidewalk and 4-foot bike lane OR a 10-foot multiuse path (preferred), curb and gutter raised to current standards, 10-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: hefowler@dekalbcountyga.gov). Developer needs to watch access management requirements in Land Development Code Section 14-200 (6). No poles can remain within the limits of the sidewalk or multiuse path. Intersection and stopping sight distance must be met for all access points based on AASHTO. Would prefer not to have 3 new driveways on Columbia Drive. Can these properties be serviced from rear private alleys? If new internal street is public- required: Required right of way dedication of 55 feet (total ROW width) Required: 5-foot sidewalk 6-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: hefowler@dekalbcountyga.gov). Make sure underground detention pond is not within right of way.
- N10. Rainbow Drive is classified as a minor arterial. Required right of way dedication of 40 feet from centerline or such that all public infrastructure is within right of way, whichever greater. Required: 6-foot sidewalk and 4-foot bike lane OR a 10-foot multiuse path (preferred), curb and gutter raised to current standards, 10-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: <u>hefowler@dekalbcountyga.gov</u>). Developer needs to watch access management requirements in Land Development Code Section 14-200 (6). No poles can remain within the limits of the sidewalk or multiuse path. Intersection and stopping sight distance must be met for all access points based on AASHTO.
- Scottdale Overlay District Tier 1. Infrastructure requirements of the overlay district trump the zoning and land N11-12. development code. Overlay trumps Zoning trumps Land Development. When silent, the next code on the list applies. Overlay code requirements should be verified with the appropriate planning staff assigned to that overlay district. North Decatur Road is classified as a minor arterial. Required right of way dedication of 40 feet from centerline or such that all public infrastructure is within right of way, whichever greater. Required: 6-foot sidewalk and 4-foot bike lane OR a 10-foot multiuse path (preferred), curb and gutter raised to current standards, 10-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: hefowler@dekalbcountyga.gov). Glendale Road and Warren Ave are classified as local roads. Improvements are required to bring the development's side of the road (from centerline of road) up to current standards. Required right of way dedication of 27.5 feet from centerline. Right of way dedication may impact lot size, set back requirements and lot yield. Required: 5-foot sidewalk 6-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: hefowler@dekalbcountyga.gov). Developer needs to watch access management requirements in Land Development Code Section 14-200 (6) for the required distance between access point on Glendale Road and North Decatur Road. Access point on Glendale Road needs approval from Transportation Division in Land Development Permitting- may be restricted to right-in right-out due to proximity to traffic signal. No poles can remain within the limits of the sidewalk or multiuse path. Intersection and stopping sight distance must be met for all access points based on AASHTO.
- N13-14. Memorial Drive is SR 10. GDOT review and approval required prior to land development permit. (GDOT District 7 Contact: <u>Mwilson@dot.ga.gov</u>). Memorial Drive is classified as a major arterial. Please see Zoning Code 5.4.3 and Land Development Code 14-190 for infrastructure improvements. Required right of way dedication of 50 feet from centerline or such that all public infrastructure is within right of way, whichever greater. Required: 6-foot sidewalk and 4-foot bike lane OR a 10-foot multiuse path (preferred), 10-foot

landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: <u>heftowler@dekalbcountyga.gov</u>). Hambrick Road is classified as a collector road. Required right of way dedication of 35 feet from centerline or such that all public infrastructure is within right of way, whichever greater. Required: 6-foot sidewalk and 4-foot bike lane OR a 10-foot multiuse path (preferred), 10-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: <u>hefowler@dekalbcountyga.gov</u>). No poles can remain within the limits of the sidewalk or multiuse path. Intersection and stopping sight distance must be met for all access points based on AASHTO. Be sure that the southern most access point on Hambrick (currently gated) meets sight distance requirements in the interior of the curve. Provide calculation of the distance at land development permitting. Provide pedestrian connections between the buildings and the public infrastructure.

N15-16. South Stone Mountain Lithonia Road is classified as major arterial. Please see Zoning Code 5.4.3 and Land Development Code 14-190 for infrastructure improvements. Required right of way dedication of 50 feet from centerline or such that all public infrastructure is within right of way, whichever greater. Required: 6-foot sidewalk and 4-foot bike lane OR a 10-foot multiuse path (preferred), 10-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting (contact: <u>heftowler@dekalbcountyga.gov</u>). Carriage Walk Way is classified as a local road. Improvements are required to bring the development's side of the road (from centerline of road) up to current standards. Required right of way dedication of 27.5 feet from centerline. Right of way dedication may impact lot size, set back requirements and lot yield. Required: 5-foot sidewalk 6-foot landscape strip (see Zoning 5.4.3 for options), pedestrian scale street lighting scale street lighting (contact: <u>heftowler@dekalbcountyga.gov</u>). Interior streets must be private.



Interim Chief Executive Officer

Lee May

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

Application No.: Date Received: (for DeKalb County stamp)
(for DeKalb County stamp)
Applicant's Name: AK Memorial Shopping Center, LLC E-Mail; akatoot@mki-inc.com
Applicant's Mailing Address: 6685 Peachtree Industrial Blvd., Doraville, GA 30360
Applicant's Daytime Phone #: 770-368-3085 Fax: 770-368-3087

(If more than one owner, attach information for each owner as Exhibit "A") Owner's Name: <u>AK Memorial Shopping Center, LLC</u> E-Mail akatoot@mki-inc.com
Owner's Mailing Address 6685 Peachtree Industrial Blvd., Doraville, GA 30360
Owner's Daytime Phone # 770-368-3085
Address/Location of Subject Property: 5615 Memorial Drive, Stone Mountain, GA
District(s): 18th Land Lot(s): 70 Block(s): Parcel(s:
Acreage: 15.86 Commission District(s): Dist.4 and Super Dist. 6
Current Land Use Designation: NC Proposed Land Use Designation: CRC
Current Zoning Classification(s): C-1 PLEASE READ THE FOLLOWING BEFORE SIGNING
PLEASE READ THE FOLLOWING BEFORE SIGNING
I. This application form must be completed in its entirety. In addition, any application that lacks any of the requir attachments or payment of the filing fee shall be determined to be incomplete and shall not be accepted.
 <u>Disclosure of Campaign Contributions</u>: In accordance with the Conflict of Interest in Zoning Act, O.C.G.A., Chapter 36-67A, the following questions must be answered: Have you, the applicant, made \$250 or more in campaign contributions to a local government official within two years immediately preceding the filling of this application? Yes <u>×</u> No
 If the answer is yes, you must file a disclosure report with the governing authority of DeKalb County showing: The name and official position of the local government official to whom the campaign contribution was made. The dollar amount and description of each campaign contribution made during the two years immediately preceding the fili of this application and the date of each such contribution.
The disclosure must be filed within 10 days after the application is first filed and must be submitted to the C.E.O. and the Board Commissioners, DeKalb County, 1300 Commerce Drive, Decatur, Ga. 30030.

15/15/5696

12 27 16

SIGNATURE OF APPLICANT

EXPIRATION DATE / SEAL

Check One: Owner X Agent

DATE

Nabli Elsaga Notary Public, Fulton County, Georgia, est Ponce de Leon Avenue – Suites 100-500 – Decatur, Georgia – 30030 My Commission Expires 12(16/21/2043371.2155 – [Planning Fax] (404) 371-4556 [Development Fax] (404) 371-3007 Web Address <u>http://www.dekalbcountyga.gov/planning</u> Email Address: <u>planninganddevelopment@dekalbcountyga.gov</u>

Revised: 2/4/11



Michael L. Thurmond **Chief Executive Officer**

Andrew A. Baker, AICP Director



APPLICATION TO AMEND OFFICIAL ZONING MAP OF DEKALB COUNTY, GEORGIA

Z/CZ No Filing Fee:
Application No.:
E-Mail; akatoot@mki-inc.com
Fax: 770-368-3087

E-Mail akatoot@mki-inc.com
nibit "A")
Fax: 770-368-3087
al Drive, Stone Mountain, GA
Block: Parcel(s:
mission District(s): 4th and 6th
Proposed Zoning Category: OD

PLEASE READ THE FOLLOWING BEFORE SIGNING

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

Disclosure of Campaign Contributions

In accordance with the Conflict of Interest in Zoning Act, O.C.G.A., Chapter 36-67A, the following questions must be answered:

Have you the applicant made \$250 or more in campaign contributions to a local government official within two years immediately preceding the filling of this application? _____ Yes X No

If the answer is yes, you must file a disclosure report with the governing authority of DeKalb County showing;

- 1. The name and official position of the local government official to whom the campaign contribution was made.
- 2. The dollar amount and description of each campaign contribution made during the two years immediately preceding the filing of this application and the date of each such contribution.

The disclosure must be filed within 10 days after the application is first filed and must be submitted to the C.E.O. and the Board of Commissioners, DeKalb County, 1300 Commerce Drive, Decatur, Ga. 30830

NOTARY 12 2025 16

IDATION DATE / SEAL

SIGNATURE OF APPLICANT / DATE

Check One: Owner X Agent

Nabil Elsaga Notary Public, Fulton County, Georgia My Commission Expires 12/16/2025 330 West Ponce de Leon Avenue – Suites 100-500 – Decatur, Georgia – 30030 e] 404.371.2155 - [Planning Fax] (404) 371-4556 [Development Fax] (404) 371-3007 Web Address http://www.dekalbcountyga.gov/planning Email Address: planninganddevelopment@dekalbcountyga.gov

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Lee May Interim Chief Executive Officer Andrew Baker Director



LAND USE AMENDMENT APPLICATION CHECKLIST

(SUBMIT 4 COMPLETE, COLLATED SETS OF APPLICATION DOCUMENTS)

- 1. Mandatory Pre-Application Conference with Planning & Sustainability staff. Pre-Application form to be completed in pre-application meeting. Please call (404) 371-2155 to schedule pre-app conference.
- 2. Hold a Community Meeting with surrounding neighborhood associations and residents. Notify staff in advance of date, time, and location of meeting. Provide documentation (e.g., meeting notice, sign-in sheets, letter(s) from homeowners associations).

3. Application Form. Form must be completely filled out and be first page of packet.

- 4. Notarized Authorization Form, if the applicant is not the owner of the subject property, which a. is signed and notarized by all owners of the subject property;
 - b. contains the mailing address and phone number of any applicant or agent who is authorized to represent the owner(s) of the subject property; and

c. includes a warranty deed, if ownership is less than 2 consecutive years.

- 5. Written Legal Description of subject property, in metes and bounds.
- 6. Boundary Survey (showing <u>existing</u> buildings, structures, and improvements), prepared and sealed within the past ten years by a professional engineer, or land surveyor registered in the State of Georgia and is consistent with the plat(s) on Official Tax Record. Applicant shall certify that the Boundary Survey is complete and currently accurate. Site plans shall be drawn to scale showing all proposed development or redevelopment projects, <u>proposed</u> buildings, structures, and improvements. Site plans must include the following:
 - _____a. Complete boundaries of subject property including curb cuts, internal vehicular circulation facilities, and sidewalks;
 - b. Location of buildings, structures, setback lines, buffer lines, and parking;
 - c. Location of any 100-year floodplains, streams, and stream buffer lines;
 - d. Notation of the total acreage or square footage of the subject property;
 - e. Landscaping, trees, open space, and undisturbed buffers;
 - f. Notation of building square footages and heights, residential density calculations, existing and proposed lot coverage, required and proposed parking, and open space calculations;
 - g. Four Copies of site plans:
 - 1. Full-size site plans (at least 11" x 17"): 4 copies, folded.
 - 2. Site plan reduced to 8 1/2" x 11". 4 copies
- ___7. Statement of any conditions requested by applicant.
- 8. Letter of Application identifying the proposed zoning classification, the reason for the rezoning request, the existing and proposed use of the property, and detailed characteristics of the proposed use (e.g., floor area, height of buildings, number of units, mix of unit types, hours of operation, etc.
- 9. Written, detailed Analysis of the anticipated impact of the proposed use and rezoning on the surrounding properties, in response to the standards and factors specified in Article 7.3 of the DeKalb County Zoning Ordinance.
- ____10. Campaign disclosure statement, if applicable, to be filed in compliance with State law.
- __11. Application fee. Make payable to "DeKalb County".

а.	Residential (up to 1	2 units per acre)	\$500.00
l.	Destricted (4.9 cost	In man man and avail	#750 00

b. Residential (13 units per acre and over)	\$750.00
c. Non-Residential	\$750.00

INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.

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

330 West Ponce de Leon Avenue - Suites 100-500 - Decatur, Georgia - 30030

[Voice] 404.371.2155 – [Fax] (404) 371-4556 Web Address http://www.dekalbcountyga.gov/planning Email Address: planningandsustainability@dekalbcountyga.gov

Revised 11/18/14



Lee May Interim Chief Executive Officer Andrew A. Baker, AICP Director



As per Section 27-829 of the Zoning Ordinance of DeKalb County, each applicant seeking an amendment to the official Comprehensive Plan land use maps shall provided a complete written response to each of the following standards and factors for evaluation applications for amendments to the Comprehensive Plan land use maps:

- 1. Whether the proposed land use change will permit uses that are suitable in view of the use and development of adjacent and nearby property;
- 2. Whether the proposed land use change will adversely affect the existing use or usability of adjacent or nearby property;
- 3. Whether the proposed land use change will result in uses which will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools;
- 4. Whether the amendment is consistent with the written policies in Comprehensive Plan Text;
- 5. Whether there are environmental impacts or consequences resulting from the proposed change;
- 6. Whether there are impacts on properties in an adjoining governmental jurisdiction in cases of proposed changes near county boundary lines;
- 7. Whether there are other existing or changing conditions affecting the use and development of the affected land areas which support either approval or denial of the proposed land use change;
- 8. Whether there are impacts on historic buildings, sites, districts or archaeological resources resulting from the proposed change.



Interim Chief Executive Officer

Andrew A. Baker, AICP Director



LAND USE (FUTURE DEVELOPMENT) MAPAMENDMENT APPLICATION AUTHORIZATION

Completion of this form is required if the individual making the request is not the owner of the property.

DATE: _

CHECK TYPE OF APPLICATION:

(X) LAND USE MAP AMENDMENT

() REZONE

() MINOR MODIFICATION

() SPECIAL LAND USE PERMIT

TO WHOM IT MAY CONCERN:

(I) / (WE), AK Memorial Shopping Center, LLC

(Name of owner(s))

being (owner)/(owners) of the property described below or attached hereby delegate authority to

Ali Katoot (Name	of Applicant or Agent Representing Owner)
to file an application on (my) / (our) behal	
ALDOI EASLYC Notal	Nabil Elsaga y Public, Fulton County, Georgia Commission Expires 12/16/2025er
Notary Public	Annuscion Expires 12/16/30/16
Notary Public	Owner

Notary Public

Owner

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

All that tract or parcel of isnd lying and being in Land Lot 70 of the 18th District of DeKalb County, Georgia, and being more particularly described as follows:

BHCHNNING at an iron pin located on the south side of Memorial Drive (150-foot right-of-wey) 200 feat west as measured along the south right-of-way line of Memorial Drive from its intersection with the west right-of-way line of Haminick Road (80-foot right-of-way): running thence south 86 degrees 21 minutes 40 seconds west along the south right-of-way line of Memorial Drive a distance of 423.01 feet to a concrete right of-way monument; centinuing south 85 degrees 56 minutes 10 seconds west along the south right-of-way line of Memorial Drive a distance of 374.72 feet to an iron pin; running thence south 04 degrees 03 minutes 50 seconda cust along a line which forms an interior angle of 90 degrees with the preceding course a distance of 800,00 feet to an iron pin: running thence north 85 degrees 56 minutes 10 seconds east along a line which forms an interior angle of 90 degrees with the preceding course a distance of 866.90 feet to an inju pin located on the northwest right-of-way line of Hambrick Road, running thence nonheasterly along the northwestern side of Hambrick Road and following the curvature dicreaf an are distance of 271.0 feet to an iron pin; said has mentioned are subtonded by a chord bearing. north 15 degrees 03 minutes 30 seconds cast a distance of 268.11 feat; running thence north 00 degrees 29 minutes 30 seconds cast along the west right-of-way line of Hambrick Rold a distance of 341.61 feet to an iron pin; running thence south 86 degrees 59 minutes 10 seconds west along a line which forms an interfor angle of \$6 degrees 29 minutes 40 seconds with the preceding course a distance of 200 feet to an iron pin; moning thence north 00 dogrees 29 minutes 30 securide east along a line which forms an interior angle of 273 degrees 30 minutes 20 seconds with the preceding course a distance of 200.00 fest to an iron pin located on the south side of Memorial Drive and the POINT OF DEGINTHING; said nact containing 16.6731 acres. seconding to plat of survey by William H. Veal, Registered Land Surveyor, dated February 16, 1973, revised February 19, 1973, Folimary 21, 1973 and further revised February 22, 1973.

LESS AND EXCEPT THEREFROM ALL that tract or parcel of land lying and heing in Land Lot 70 of the 18th District of DeKalb County, Georgia, and being more fully described as follows:

Reginning at an Iron pin located on the south side of Memorial Drive (150-loot right-of-way) 200 feet weat, as measured along the south right-of-way of Memorial Drive from its intersection with the west right-of-way line of Hambrick Road (30-foot right-of-way), thence south 86 degrees 21 minutes 40 seconds west along the are of a curve deflecting to the left to a concrete highway marker, said curve having a radius of 28,572.89 feet, a churd length of 423,01 feet and are length of 423,01 feet; thence continuing along the southerly right-of-way line of Memorial Drive south 85 degrees 56 minutes 10 seconds west 174.78 feet to the principal place of beginning. Thence continuing along the southerly right-of-way line of Memorial Drive south 85 degrees 56 minutes 10 seconds west 200.00 feet; thence anoth 04 degrees 03 minutes 50 seconds west 175.00 feet; duence north 85 degrees 56 minutes 10 seconds east 200.00 feet; thence north 04 degrees 03 minutes 50 seconds west 175.00 feet; duence north 85 degrees 56 minutes 10 seconds east 200.00 feet; thence north 04 degrees 03 minutes 50 seconds west 175.00 feet to the principal place of beginning. Contains 0.8034 acres and is described according to the plat of survey by Veal Associates, Inc., Registered Land Surveyors, dated March 29, 1973.

-2



VICINITY MAP



SATELLITE MAP





SITE PLAN

OV PATRI <mark>6685</mark> DORA PHON EMAIL

SITE LEGEND	Architects. Engineers. Program Managers.
—— —— —— EXISTING SETBACK LINE	CLIENT:
SITE AREA CALCULATIONS	THIS DRAWING IS THE PROPERTY OF CES GROUP OF COMPANIES, LLC. IT IS ONLY TO BE USED FOR THE PROJECT AND LOCATION IDENTIFIED HEREIN. NO PART OF THIS DRAWING IS TO BE REPRODUCED. STORED IN A RETRIEVAL SYSTEM OR TRANSMITTED IN ANY FORM BY MEANS ELECTRONIC, MECHANICAL, PHOTOCOPYING OR OTHERWISE WITHOUT THE PRIOR PERMISSION OF CES GROUP OF COMPANIES, LLC.
LOT SIZE(TRACT 1) = 690,862 SQ. FT. (15.86AC) ALLOWED LOT COVERAGE = 80% PROPOSED LOT COVERAGE = 80% LANDSCAPE REQUIREMENTS WILL BE FULFILLED AS PER RE-ZONING BUILDING AREA CALCULATIONS	SEAL:
TOTAL BUILDING AREA = 178,950 SQ. FT. -EXISTING BUILDING AREA = 120,450 SQ. FT. -PROPOSED BUILDING AREA = 58,500 SQ. FT. ZONING AREA	
JURISDICTION DEKALB COUNTY C-1 (LOCAL COMMERCIAL DISTRICT)	REVISIONS: NO. DATE DESCRIPTION
	PROJECT: 5615 & 5639 MEMORIAL DRIVE STONE MOUNTAIN, GA 30083
	SHEET TITLE:
	DESIGNED BY: CES DRAWN BY: NKV CHECKED BY: NKV APPROVED BY: CES
VNER/DEVELOPER NCK KELLY PEACHTREE INSUSTRIAL BLVD, AVILLE, GA 30360 NE: 770.778.5429 L: PKELLY@MKI-INC.COM	SCALE: AS SHOWN DATE: 02-23-2022 PROJECT NO.: SHEET: C22
0 50' 100' SCALE: 1"=100'	Know what's below. Call before you dig.











AK MEMORIAL SHOPPING CENTER, LLC

6685 PEACHTREE INDUSTRIAL BLVD. DORAVILLE, GA 30360 770-368-3085

February 24, 2022

VIA HAND DELIVERY AND EMAIL Mr. Andrew Baker, AICP Director DeKalb County Department of Planning & Sustainability 330 West Ponce de Leon Avenue, Suites 100-500 Decatur, Georgia 30030

Re: Rezoning of 5615 Memorial Drive

Dear Mr. Baker:

On behalf of AK Memorial Shopping Center, LLC ("AK Memorial" or the "Applicant"), I am pleased to provide for review and consideration by DeKalb County this letter of intent and the accompanying application materials in support of the requested Rezoning of the abovereferenced property (the "Subject Property") from its current classification Local Commercial (C-1) to the Office-Distribution (OD) classification to allow for film/movie/television production studios. If approved, the Rezoning will allow for the redevelopment of the Subject Property, which currently contains a discount retail component and gymnasium, into new, custom designed, studio space with redevelopment of the existing building to provide office and support space for the studios. The proposed development will update the Subject Property into an attractive, modern facility in keeping with the County's Memorial Drive revitalization corridor plan.

Included with this letter of intent are the following materials:

A. An Application to Amend the Official Zoning Map of DeKalb County;

B. A Site Plan;

C. A Survey and Legal Description of the Subject Property;

D. Elevations and Renderings; and

E. Justification for the proposed Rezoning (included within the body of this letter).

February 24, 2022 Page 2 of 4

Summary of the Proposed Project

As noted above, the Applicant seeks approvals necessary to redevelop the Subject Property, which now contains discount retail and gymnasium (previously occupied by K-Mart) and associated street-fronting parking lot. On this property, AK Memorial proposes to construct and operate film/movie/television studios containing approximately 20,000 square feet of space or more for each building. The existing building on the property will be renovated to provide offices and mill space to support the studio space. The perimeter of the property will be fenced and gated to provide security for the facility. Landscaping will be installed along the fencing to enhance the appearance of the project.

The Subject Property is currently zoned Local Commercial (C-1), which does not permit movie studios. The Applicant requests the Subject Property to be rezoned from C-1 to OD to allow for film/movie/television production studios and supporting space.

Zoning Map Amendment Review and Approval Criteria

Proposed zoning amendments are evaluated in light of the following standards.

1. Whether the zoning proposal is in conformity with the policy and intent of the Comprehensive Plan.

AK Memorial's proposed redevelopment of the Subject Property is not consistent with the County's current Comprehensive Development Plan and Future Land Use Map, which designates the Subject Property as "NC" (Neighborhood Center). However, it is consistent with nearby properties that are already designated "CRC" (Commercial Redevelopment Corridor"), which does allow for the OD zoning classification. In conjunction with this rezoning application, the County is considering a Future Land Use Map amendment to change the classification to CRC which would allow the OD zoning. The change to CRC is in keeping with the County's redevelopment goals of the Memorial Drive corridor.

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

The Subject Property is currently in an economically depressed area that needs redevelopment. The Subject Property is adjacent to another strip center and has commercial uses across the street. This proposed use is consistent with the adjacent and nearby commercial uses located along Memorial Drive and will replace the current discount retail space with a use that will generate local jobs, local spending at other businesses, and education opportunities. The Applicant respectfully submits the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby properties and will not only efficiently accommodate vehicular traffic but will also be more welcoming to pedestrians.

February 24, 2022 Page 3 of 4

3. Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.

The Applicant respectfully submits the proposed redevelopment will substantially enhance the economic use of the property by replacing the existing discount retail space with into new, custom-designed film/movie/television studios and supporting space.

4. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or near-by properties.

The proposed redevelopment will include custom-designed studios that will not adversely impact the existing use or usability of adjacent properties. This zoning proposal will enhance the usability of surrounding properties by providing jobs and associated foot traffic to neighboring businesses.

5. Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approval or disapproval of the zoning proposal.

The Subject Property is currently occupied by a discount retail space and associated street-fronting parking lot that is struggling to survive. The zoning proposal is intended to allow for the redevelopment of the Subject Property as film/television/movie production studios that better reflects the County's desired goals for redevelopment of the Memorial Drive corridor. AK Memorial seeks to make a significant investment in this location and redevelop the existing site in a manner that it believes will benefit the surrounding community. The proposed studios will be a source of jobs, training, and commercial activity. The proposed site improvements will result in more inviting, and safe environment.

6. Whether the zoning proposal will adversely affect historic buildings, sites, districts, or archaeological resources.

The Applicant respectfully submits the zoning proposal will have no adverse effect on any historic or archaeological resources. The redevelopment will be consistent with County's redevelopment goals and the Applicant believes the improvement of the Subject Property will have a positive impact on adjacent and nearby properties.

7. Whether the zoning proposal will result in a use which will or could cause excessive or burden-some use of existing streets, transportation facilities, utilities, or schools.

The zoning proposal will not cause an excessive or burdensome use of existing streets, transportation facilities, or utilities and will have no impact on school enrollment. The traffic will be reduced from commercial retail traffic to daily work commuters. The utility usage will remain essentially the same as the current use.

February 24, 2022 Page 4 of 4

Summary and Conclusion

I believe this letter of intent, together with the accompanying application and supporting documents, provide all the information required by the County to review and evaluate this request. If there are other materials or information you believe would be helpful to your review of this request, please do not hesitate to contact me. I look forward to our continued cooperative efforts on this important matter.

Yours very truty, Ali Katoot

AK MEMORIAL SHOPPING CENTER, LLC

6685 PEACHTREE INDUSTRIAL BLVD. DORAVILLE, GA 30360 770-368-3085

March 28, 2022

VIA EMAIL Mr. Brandon White, AICP Director DeKalb County Department of Planning & Sustainability 330 West Ponce de Leon Avenue, Suites 100-500 Decatur, Georgia 30030

> Re: Future Land Use Amendment 5615 Memorial Drive, Stone Mountain, GA

Dear Mr. White:

In response to your e-mail of March 25, 2022, we are providing the following:

A. Land Use Amendment criteria

1. Whether the proposed land use change will permit uses that are suitable in view of the use and development of adjacent and nearby properties.

The Subject Property is currently in an economically depressed area that needs redevelopment. The Subject Property is adjacent to another strip center and has commercial uses across the street. This proposed use is consistent with the adjacent and nearby commercial uses located along Memorial Drive and will replace the current discount retail space with a use that will generate local jobs, local spending at other businesses, and education opportunities. The Applicant respectfully submits the land use change proposal will permit uses that are suitable in view of the use and development of adjacent and nearby properties and will not only efficiently accommodate vehicular traffic but will also be more welcoming to pedestrians.

2. Whether the proposed land use change will adversely affect the existing use or usability of adjacent or nearby property.

The Applicant respectfully submits the proposed land use change will be in keeping with the surrounding area. DeKalb County has determined that this property is in an area that needs redevelopment and has already change several nearby properties to the CRC future land use classification. The surrounding uses will benefit from the redevelopment of this property.

3. Whether the proposed land use change will result in uses which will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities or schools.

The change to CRC will not create any excessive use of streets, transportation facilities, utilities or schools. The only traffic that will be generated from the new use will be employees coming and going to work. Historically, this property was a retail store that generated much more traffic

than will occur under the new land use classification. The new use will not require any additional utilities that what already serves the property. Finally, because the use is commercial, it will not have any burden on the school system.

4. Whether the amendment is consistent with the written policies in Comprehensive Plan text.

The requested change to the CRC designation is consistent with the policies in the Comprehensive Plan. It is the understanding of the Applicant that the County has already researched the instant area and determined that this is an area that needs redevelopment. Several properties in the area have already been reclassify to the CRC land use classification.

5. Whether there are environmental impacts or consequences resulting from the proposed change.

The request to change to the CRC future land use designation well not have any adverse environmental impacts. The property is already covered with impervious surface. The redevelopment of the site will allow 4 new plantings hand pervious surfaces added to the site.

6. Whether there are impacts on properties in an adjoining governmental jurisdiction in cases of proposed changes near county boundary lines.

The instant site is not near any adjoining governmental jurisdiction so there will be no impact on any such jurisdiction.

7. Whether there are other existing or changing conditions affecting the use and development of the affected land areas which support either approval or denial of the proposed land use change.

The general economic condition of the memorial Dr corridor supports approval of this land use amendment. DeKalb County has previously determined that property is in this area need new economic activity. Approval of this application will allow for the redevelopment of this site which will provide hundreds of jobs hand economic growth in this area.

8. Whether there are impacts on historic buildings, sites, districts or archaeological resources resulting from the proposed change.

The existing building on the site was formerly a Kmart retail store. There are no historic buildings or sites on the site.

- B. We have asked the owner of the one-acre tract on the corner for an executed campaign disclosure form. As soon as he returns the form, we will forward to you.
- C. Criteria H: Whether the zoning proposal adversely impacts the environment or surrounding natural resources.

This rezoning will not have any adverse impacts on the environment or surrounding natural resources. The property is already developed with near maximum impervious surface. This zoning will allow redevelopment of the site which will include additional plantings and less impervious surface.

- D. The legal description included in the application and amendment are correct for the three separate tax parcels. Our legal description covers the two tax parcels owned by AK Memorial Shopping Center, LLC. The legal description in the amendment is for the parcel with the burned down restaurant.
- E. The owner of the parcel we are purchasing informs us that the property was transferred to R&P Enterprises, LLC. Our contract to purchase the property is with R&P Enterprises, LLC. We have asked the owner to verify and provide a copy of the deed where the property was transferred to R&P. If the property was transferred, we will provide you with documentation. If not, we will file a corrected authorization and campaign disclosure statement.

I have attached a digital copy of the site plan to this email for your review as well. If you need anything further, please let me know and I will get you that information quickly.

Sincerely,

Scott Bennett



178 Sams Street Decatur, GA 30030

DEPARTMENT OF PLANNING & SUSTAINABILITY

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: 03/31/2022

TO WHOM IT MAY CONCERN:

(I) (WE) Omega Deed, LLC

Name of owner(s)

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

AK Memorial Shopping Center, LLC

Name of Agent or	Representative
to file an application on (my) to HARY PUBLIC Gwinnett County State of Georgia My Comm. Expires Nov. 4, 2022	Owner D
Notary Public	Owner
Notary Public	Owner
Notary Public	Owner



DEPARTMENT OF PLANNING & SUSTAINABILITY

DISCLOSURE OF CAMPAIGN CONTRIBUTION

In accordance with the Conflict of Interest in Zoning Act, OCGA Chapter 36-67A, the following questions <u>must</u> 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. <u>and</u> to the Board of Commissioners of DeKalb County, 1300 Commerce Drive, Decatur, GA 30030.

Notary

Signature of Applicant /Date

Agent

Х

31/22

Check one: Owner____

Expiration Date/ Seal

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



178 Sams Street Decatur, GA 30030

DEPARTMENT OF PLANNING & SUSTAINABILITY

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: 03/31/2022

TO WHOM IT MAY CONCERN:

(I) (WE) Omega Deed, LLC

Name of owner(s)

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

AK Memorial Shopping Center, LLC

Name of Agent or	Representative
to file an application on (my) (SARABETH MARANJO NOTARY PUBLIC Gwinnett County State of Georgia My Comm. Expires Nov. 4, 2022	Grand Owner
Notary Public	Owner
Notary Public	Owner
Notary Public	Owner
















404.371.2155 (o)
404.371 . 4556 (f)
DeKalbCountyGa.gov

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

ief Executive Officer	DEPARTMENT OF PLANNING & SUSTAINABILITY	Directo
chael Thurmond		Andrew A. Baker, AIC
	PRE-APPLICATION FORM ECIAL LAND USE PERMIT, MODIFICATION, AN ior to filing application: signed copy of this form must be subm	
Applicant Name:	MKI, Inc Phone: <u>404-574-9392</u> Email: akatoot@mki-inc.c	om
Property Address:	5615 Memorial Drive	
Tax Parcel ID:18	070 03 011 Comm. District(s): _4 & 6 Acreage:	
Existing Use:	shopping plazaProposed Usefilm studio	
Supplemental Regs: _	Overlay District:none DRI:	
Rezoning : Yes <u>X</u>	No	
Existing Zoning:	_C-1 Proposed Zoning:TBD Square Footage/Number o	of Units:
	Redevelopment of the site for a film studio and	
Land Use Plan Ame	ndment: Yes_X_ No	
Existing Land Use:	NCProposed Land Use:TBD Consistent	Inconsistent
-	rmit: YesNo Article Number(s) 27	
Major Modification:		
Existing Case Numbe	er(s):	
Condition(s) to be mo	odified:	



DEPARTMENT OF PLANNING & SUSTAINABILITY

WHAT TO KNOW BEFORE YOU FILE YOUR APPLICATION

Pre-submittal Community Meeting: <u>2/4/22</u> Review Calendar Dates: X_PC: <u>5/3/22</u> BOC: <u>5/26/22</u>
Letter of Intent:XImpact Analysis:XOwner Authorization(s): Campaign Disclosure:
Zoning Conditions: Community Council Meeting:X Public Notice, Signs:
Tree Survey, Conservation: Land Disturbance Permit (LDP): Sketch Plat:
Bldg. Permits: Fire Inspection: Business License: State License:
Lighting Plan: Tent Permit: Submittal Format: NO STAPLES, NO BINDERS
PLEASE

Review of Site Plan

Density: Density Bonuses:	_Mix of Uses:no Open Space				
Enhanced Open Space: Setbacks: from	t sides side corner	rear			
Lot Size: Frontage: Street	Vidths: Landscape Strips:				
Buffers: Parking Lot Landscaping: Parking - Auto: Parking - Bicycle:					
Screening: Streetscapes	Sidewalks:Fencing/W	alls:perimeter			
Bldg. Height:40-50ft Bldg. Orientation:	Bldg. Separation:Bldg. Mat	erials:			
Roofs: Fenestration: Façade Desig					
Perimeter Landscape Strip:					
Possible Variances:					
Comments:Applicant needs to meet with (Commissioner Bradshaw to initiate futu	re land use			
amendment off cycle. Site plan still in development	·				
Possible May zoning cycle.					
Planner:Brandon White)22			
Filing Fees					
REZONING: RE, RLG, R-100, R-85, R-75, R-60, MHP					
RNC, MR-2, HR-1, HR-2, HR-3, MU-1, N					
OI, OD, OIT, NS, C1, C2, M, M2	\$750.00				
LAND USE MAP AMENDMENT	\$500.00				
SPECIAL LAND USE PERMIT	\$400.00				

https://dekalb.sharepoint.com/sites/planning/plandata/current_planning/staff folders/brandon white/rezoning cases/mki, inc. pre application form.docx 11/01/2018 MMA

Scott Bennett

Subject: Location:	Community Meeting for Memorial Dr Studios (Mon @ 5pm - 7pm) 5615 Memorial Dr (5615 Memorial Dr, Stone Mountain, Georgia 30083); or Join Zoom Meeting; https://us02web.zoom.us/j/5707875133	
Start: End: Show Time As:	Mon 2/21/2022 5:00 PM Mon 2/21/2022 7:00 PM Tentative	
Recurrence:	(none)	
Meeting Status:	Not yet responded	
Organizer: Required Attendees:	Crystal Carroll afn48786@gmail.com; Meme Obong; Crystal Carroll; Parker, Tim; Ibraheem Katoot; ibrahimh49@gmail.com; oshekhey15@gmail.com; terry@brantland.com; Scott Bennett; Donna Smiley; Wendy Schofield; bella@bellalanedesigns.com; qikpikatl@gmail.com;	
Optional Attendees:	aoakes6@gatech.edu; zprice@gsu.edu; Joan Carroll carrolldarius@yahoo.com; Ali Katoot; shantalana@gmail.com; donna.smiley@compass.com; tpalmer8@gsu.edu; Mariamm1985@yahoo.com; deltasigmawhite@yahoo.com	

Join Zoom Meeting https://us02web.zoom.us/j/5707875133

Meeting ID: 570 787 5133 One tap mobile +16465588656,,5707875133# US (New York) +13017158592,,5707875133# US (Washington DC)

Dial by your location +1 646 558 8656 US (New York) +1 301 715 8592 US (Washington DC) +1 312 626 6799 US (Chicago) +1 669 900 9128 US (San Jose) +1 253 215 8782 US (Tacoma) +1 346 248 7799 US (Houston) Meeting ID: 570 787 5133 Find your local number: <u>https://us02web.zoom.us/u/knl3NakNp</u>

Agreement Sign Up 02/21/2022

NO. NAME PHONE EMAIL Bem 37650HSInsil.a Bestir Mohanes! 404 9802323 Marsannigosequela 470 4934673 2 Maran Mohaned Oma-shekly ushekley is Cauli 404-932 2257 Devcey manager shot-buddies propril 678-272-5964 +pdm. 8@gs4 edu 434 418 - 2855 Themas Palmer Chelse Cournell chelsicarrollegmail 678-300-6214 Kirk Charle Elitektur (2000ail. com (470) 661-1783 Abdi mIsrak 6787793488 8 Annie Witherspoon peggyzparloralphoo 404-375-8762 L/158/Fin peggyzparloralphoo 404-375-8762 LUSSEIM Jickson Miller jmill" @ ychoo an 404 245 8304 ibrden/clizeyche Yoy 424 6228 Ibrohen Kotwa AFN4878625MAIL 770/778-5429 Africe Kelly 15 John Hutching Situtinegnelium 678 978 2121 MUATAZ MALIV MG788983631 @HoTMAil.cm 618-898-3631 15 Salim Abduile salimabduilerse) gmail Com you. 446 6130 16 Donna. Smiley at umpriss. com 404.580.1265 Donna Smilley 17 bella@bellulanederigns.com 7)656-4007 BellaLane -18 Heinian Witherspoon areliable hwogmail 404-787-4471 9 ik pikatlogmail 4044492754 Chris Butker

20M

20M

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Sign In

NO. NAME **EMAIL** PHONE Bashir MShanes Bam 37650HAmillion 404 980 2323 Marian Mohamed Marianne 985 expecilion 470 493 4673 Onersheldney oshekheyisegals: 404-932-2257 Devery managan grokerbuddies@Grail 678-392-5941 Themas Palmer + palmer 8@ gouedu Chelse' Carroll carrollanelse @gmail le78-300-6214 Kirk Chinle Elite Kturz- Egmal (470)661-1783 6737793488 Aboh m 155FK Jockson Miller Jmiller 72@ yoroc. 404 245 8304 10 Forcheen Katoot ibrohankika 404 424 6404 "Annie Witherspoon peggyzparlor aughoo 404-375-8762 12 HUSSEI" MUPE 4045673344 MUATAZ MALIK MG788983631 DHOTMARL.Com Salin Abdulle Salimits Julies Ofmalian 400. 446.6130 15 Dunnasmilay & Cimpassion 404.580.1265 caDonna Smilly 16 bellue bellalanedesigns.com 7) (256-4007 BellaLane 00M Herman Withers too, - ureliablehw@gmail 404-797-4471 gikpikatlogmail 404-449-2754 Chris But ker nou Timothy Parker, tparker@dateacadems.org 678-999-9290 200M 20

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2000	1	a oakesle Ogatechedu (Atrium poserty Terry Brantly	Ashlyn Oakes	470-208-9410
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UOM	4	Joan Bell	jbellcarroll@smail	
'som	5	Weez Tomlinson	0	1.111. 852-3328
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We want:

- Re-zone property to O/D zone
- Invest \$25 million into the property
- Build sound stages
- Create lasting partnership with the community and schools
- Be a catalyst for change on memorial drive
- Bring jobs to Dekalb county specifically in the film industry

LaDinna Smilley



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Salim Abduille 404-446-6120 Same 02/21/22



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MUATAZ MALIUM



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Abdi in 15594



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Annie Witherspoon



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Kiek Chrug



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