

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

# 330 W. Ponce De Leon Avenue, Suite 300 Decatur, GA 30030

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

Planning Commission Hearing Date: January 5, 2021 **Board of Commissioners Hearing Date: January 28, 2021** 

### **STAFF ANALYSIS**

Case No.: Z-21-1244398 Agenda #: N9

**Location/Address:** 5021 Covington Highway **Commission District: 5 Super District: 7** 

Parcel ID: 15-162-04-007

**Request:** To rezone the subject property from the R-85 (Residential Medium Lot-85) Zoning District

to the C-1 (Local Commercial) Zoning District to allow a range of commercial uses.

**Property Owner(s):** JVCL, LLC

**Applicant/Agent:** Valrie Kong-Quee

Acreage: 0.57 acres

**Existing Land Use:** Vacant single-family, detached dwelling unit

Surrounding To the north of the subject properties is a self-storage facility and a church; to the south are **Properties:** 

residential uses and undeveloped land; to the west are undeveloped parcels; and to the east

are commercial uses and undeveloped properties.

Adjacent Zoning: North: R-85, OI, & OD South: R-85 East: R-85 & OI West: R-85 & C-1

X Comprehensive Plan: Suburban (SUB) Consistent Inconsistent

**Proposed Density:** N/A **Existing Density:** N/A **Proposed Square Ft.:** N/A Existing Units/Square Feet: 1,596 SF Proposed Lot Coverage: Unknown Existing Lot Coverage: Undetermined

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### **ZONING HISTORY**

Based on DeKalb County records, it appears that the R-85 zoning has been in a place for many years.

#### **SUBJECT PROPERTY AND VICINITY**

The subject property is approximately 0.57 acres and contains a detached, single-family residence constructed in 1945. The house is approximately forty (40) feet from the front property line and is situated below the grade of Covington Highway. Covington Highway is a four-lane, east-west, major arterial road. This portion of the corridor is relatively auto dependent. Sidewalks are not present on either side of the road.

This area may best be described as an assortment of activities without a unifying identity. East of the intersection of Covington Highway and Wesley Chapel Road, this portion of the corridor contains a variety of different uses: office, self-storage, church, residences, school, auto sales, medical office, and retail along with many undeveloped properties. Moreover, the subject property is located about one-half mile west of the Greater Hidden Hills Overlay District boundaries and approximately two miles east of the Covington Overlay District. In larger context however, the rezoning request appears to be consistent with the transition from its residential origin to a fully commercial corridor from Covington Highway at Interstate 285 to S. Hairston Road (and beyond).

### LONG-RANGE PLANNING CONTEXT

Similar to the existing zoning within the general vicinity, the future land use designations along this portion of Covington Highway vary. The subject property is located within the Suburban Character Area (SUB). The intent of the Suburban Character Area:

"is to recognize those areas of the county that have developed in traditional suburban land use patterns while encouraging new development to have increased connectivity and accessibility. These areas include those developed (built out) and those under development pressures. These areas are characterized by low pedestrian orientation, limited transit access, scattered civic buildings and curvilinear street patterns."

Moreover, the subject property is located about one-half mile west of the Greater Hidden Hills Neighborhood Center boundaries. Properties along Covington Highway from Interstate 285 to the vicinity of Wesley Chapel Road are mostly located in the Commercial Redevelopment Corridor (CRC) character area. Future land use designations along Covington Highway from Wesley Chapel Road to S. Hairston Road include Suburban interspersed with Commercial Redevelopment Corridor.

Additionally, the subject property is located within the 2011 Wesley Chapel Activity Center—Livable Centers Initiative study area. While the study focused primarily on a town center nodal concept for the Wesley Chapel Road/Interstate 20 area, it contains a northern commercial node for properties adjacent to the intersection of Covington Highway and Wesley Chapel Road. Unfortunately, the study does not contain specific recommendations for the subject property. However, in the event that an overlay district is developed along the Wesley Chapel Road Corridor, consideration of the subject property may be warranted.

#### **PROJECT DESCRIPTION**

The applicant is seeking commercial zoning of the subject property in order to renovate the existing structure and redevelop the site for commercial use. The applicant has not declared a specific land use or concept plan. However, the applicant states in the letter of intent, "[t]he intended use of the property will be consistent with the allowed land use outlined in the DeKalb County Code of Ordinance, including minor automobile service, offices, and retail."

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### **COMPLIANCE WITH DISTRICT STANDARDS:**

C-1 STANDARDS		REQUIRED/ALLOWED	PROVIDED/PROPOSED	COMPLIANCE
MAX. D.U.s/ACRE (BASE W/O BONUSES)		Base: 8 D.U./acre	N/A	N/A
MIN. OPEN SPACE		10%	Not provided	Undetermined
MIN. TRANSITIONAL BUFFER		50ft (Type C) adjacent to residential zoning districts	Not provided	Undetermined; variances will be required
MIN. ENHANCED OPEN SPACE		N/A	N/A	N/A
MIN	LOT AREA	20,000sf	24,759sf	Yes
MIN	LOT WIDTH	100 feet	99.5 feet	No
MAX. LOT COVERAGE		80%	Not provided	Undetermined
BUILDING SETBACKS	FRONT (arterial road)	Min. 60 ft.	39.7 feet	No; variances will be required
	INTERIOR SIDE	Min. 20 ft.	> 20 ft. (from west side) 0.8 ft. (from east side)	Yes No; variances will be required
	REAR	Min. 30 feet	> 30 ft.	Yes
MIN	IMUM UNIT SIZE	N/A	N/A	N/A
MAX. BLDG. HEIGHT		35 feet/2 stories	1-story	Yes
MIN. STREETSCAPE		10-ft. landscape strip; 6-ft. sidewalk; 1 light pole/80ft. (max); and 1 street tree/50 ft.	Not provided	Undetermined
PARKING		Undetermined	Not provided	Undetermined

### **LAND USE AND ZONING ANALYSIS**

Section 7.3.5. of the *Zoning Ordinance* (Standards and factors governing review of proposed amendments to the official zoning map) states that the following standards and factors...shall govern the review of all proposed amendments to the official zoning map:

### A. Whether the zoning proposal is in conformity with the policy and intent of the comprehensive plan:

The C-1 (Local Commercial) Zoning District request is consistent with the *Comprehensive Plan*. The intent of the Suburban Character Area:

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"is to recognize those areas of the county that have developed in traditional suburban land use patterns while encouraging new development to have increased connectivity and accessibility. These areas include those developed (built out) and those under development pressures. These areas are characterized by low pedestrian orientation, limited transit access, scattered civic buildings and curvilinear street patterns."

With an abundance of curb cuts, no sidewalks, and anecdotally known for peak time level of service delays, this portion of Covington Highway has transitioned into a suburban, commercial corridor. Given its proximity to residential neighborhoods and the existing residential uses along the thoroughfare, the *Comprehensive Plan* recommends small scale, less intense, neighborhood commercial zoning and development within this character area. Suburban Character Area Policy 3 states, "non-residential development in suburban areas shall be limited to small-scale convenience goods/services to meet the needs of the surrounding residents. Small scale nonresidential development shall be limited to qualifying intersections (collector roadway and above)." Commercial zoning options include NS (Neighborhood Shopping), OI (Office-Institutional), OIT (Office-Institutional), and C-1 (Local Commercial).

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

Permissible uses in the C-1 (Local Commercial) Zoning District include, but is not limited to: bed and breakfast, hotel/motel, child caring institution, stadium, government facility, funeral home, auto rental, minor auto repair, place of worship, retail, restaurant, offices, furniture repair services, and medical services. Of the four commercial zoning options, C-1 provides for the greatest number of potential uses.

Conversely, while C-1 presents the greatest degree of use flexibility, the lot size and applicable zoning development standards are limiting factors on many of the more intense allowed uses. The subject property is only approximately 0.57 acres and about 100 feet wide. Conversion of the site from residential to nonresidential will trigger full compliance with applicable nonresidential development standards. For example, C-1 parcels adjacent to residential zoning districts must preserve or install a minimum 50-foot transitional buffer. In this context, a 50-foot vegetated buffer would be required along three sides of the property. Variances will be required for any viable development of the property, and therefore presents an additional opportunity to manage scale and bulk. The applicant contends that the existing structure will be renovated and used for any future nonresidential use. A more intense use will likely require more parking and affect on-site circulation, which also serves as a mitigating factor.

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

The subject property contains a vacant, residential structure. Considering that Covington Highway is a major arterial road, future residential use of the subject property is unlikely. The current zoning, R-85 (Residential Medium Lot-85), permits a limited degree of economic use; restricted to agricultural, home based, institutional, and educational uses.

# D. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property:

With adequate development controls and its limited scale, the zoning proposal should not adversely affect adjacent properties. If developed in concert with the *Zoning Ordinance* and other applicable regulations, the subject property could be a model for the development of a residential office corridor as other older residential structures along this portion of Covington Highway are converted to commercial uses and/or as infill development comes along.

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# E. 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 proposed rezoning request reflects what appears to be a rolling transition of Covington Highway to a commercial corridor. While residential zoning remains present, there are a greater number and variety of nonresidential zoning districts and uses along the corridor. From Interstate 285 to S. Hairston Road along Covington Highway, one can find NS (Neighborhood Shopping), OI (Office-Institutional), OIT (Office-Institutional-Transitional), C-1 (Local Commercial), and C-2 (General Commercial) zoning. Future residential use of the subject property is unlikely. Approval of the proposal would be appropriate.

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

The provided survey does not indicate any historic features. Moreover, the subject property is not located in an historic or archaeological overlay district.

# G. Whether the zoning proposal will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools:

Preliminary review of the existing infrastructure on/or adjacent to the subject property by regulatory reviewers (based on the information provided by the applicant) did not generate any major concerns. Future development plans will be subject to applicable, regulatory reviews. No significant impacts to traffic are expected. However, the condition of the subject property and undeveloped adjacent properties may present opportunities to develop a sidewalk network, improve the streetscape, encourage shared vehicular access, and reduce the number of curb cuts along the corridor.

### H. Whether the zoning proposal adversely impacts the environment or surrounding natural resources:

The zoning proposal does not appear to negatively impact the environment or surrounding natural resources. A septic system was installed on the subject property in 1967. Depending on the chosen nonresidential use, connection to the existing sewer system may be required or the septic system will have to be evaluated for continued use.

### STAFF RECOMMENDATION: APPROVAL WITH CONDITIONS.

The C-1 (Local Commercial) Zoning District request or a less intense commercial zoning classification (i.e. NS (Neighborhood Shopping), OI (Office-Institutional), OIT (Office-Institutional-Transitional)) would be consistent with the *Comprehensive Plan*. Suburban Character Area Policy 3 states, "non-residential development in suburban areas shall be limited to small-scale convenience goods/services to meet the needs of the surrounding residents. Small scale nonresidential development shall be limited to qualifying intersections (collector roadway and above)." C-1 zoning presents a wide latitude of uses, however, lot size and applicable zoning development standards will limit the intensity of most redevelopment options. Based on the existing character of the surrounding area and the Covington Highway corridor, the rezoning request should present minimal adverse impacts on the community. Moreover, the subject property could be a catalyst for the development of a residential office corridor as other older residential structures along this portion of Covington Highway are converted to commercial use and/or as infill development comes along. Therefore, the Department of Planning and Sustainability recommends approval with the following conditions:

- 1. If the subject property is combined with an abutting property in the future, the zoning classification of the newly created parcel shall be subject to the rezoning process (27-7.3 Division 3. Zoning and Comprehensive Plan Amendments and Procedures).
- 2. The existing structure shall be used as the principal structure for any future nonresidential use, subject to applicable regulatory approvals. Interior renovations and minor exterior modifications are permitted. In the event the structure is deemed unsuitable or unsafe or if the existing building footprint must be significantly altered, then the major modification procedures of Section 7.3.10. (Modifications and changes to approved conditions of zoning) shall apply.

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- 3. The applicant shall diligently pursue opportunities and include on any approved site plan potential vehicular interconnectivity and/or shared access with adjacent properties.
- 4. The following uses shall be prohibited: pawn shops; tattoo parlors; check cashing establishments; adult entertainment business; title pawn and payday loan establishments; dollar stores; night clubs; alcohol outlet (principal or accessory); auto/truck repair, sales, or service; convenience store; and gas stations (or fuel pumps—principal or accessory).

#### **Attachments:**

- 1. Department and Division Comments
- 2. Board of Health Comments
- 3. Board of Education Comments
- 4. Application
- 5. Site Plan/Survey
- 6. Zoning Map
- 7. Land Use Plan Map
- 8. Aerial Photograph
- 9. Site Photographs

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#### NEXT STEPS

Following an approval of this zoning action, one or several of the following may be required:



• Land Disturbance Permit (Required for of new building construction on non-residential properties, or land disturbance/improvement such as storm water detention, paving, digging, or landscaping.)



• **Building Permit** (New construction or renovation of a building (interior or exterior) may require full plan submittal or other documentation. Zoning, site development, watershed and health department standards will be checked for compliance.)



- **Certificate of Occupancy** (Required prior to occupation of a commercial or residential space and for use of property for a business. Floor plans may be required for certain types of occupants.)
- **Plat Approval** (Required if any parcel is being subdivided, re-parceled, or combined. Issued "administratively"; no public hearing required.)
- **Sketch Plat Approval** (Required for the subdivision of property into three lots or more. Requires a public hearing by the Planning Commission.)
- Overlay Review (Required review of development and building plans for all new construction or exterior modification of building(s) located within a designated overlay district.)
- **Historic Preservation** (A Certificate of Appropriateness is required for any proposed changes to building exteriors or improvements to land when located within the Druid Hills or the Soapstone Geological Historic Districts. Historic Preservation Committee public hearing may be required.)



- Variance (Required to seek relief from any development standards of the Zoning Ordinance. A public hearing and action by the Board of Appeals are required for most variances.)
- Minor Modification (Required if there are any proposed minor changes to zoning conditions that were approved by the Board of Commissioners. The review is administrative if the changes are determined to be minor as described by Zoning Code.)
- **Major Modification** (Required submittal of a complete zoning application for a public hearing if there are any proposed major changes to zoning conditions that were approved by the Board of Commissioner for a prior rezoning.)



- **Business License** (Required for any business or non-residential enterprise operating in Unincorporated DeKalb County, including in-home occupations).
- **Alcohol License** (Required permit to sell alcohol for consumption on-site or packaged for off-site consumption. Signed and sealed distance survey is required. Background checks will be performed.)

Each of the approvals and permits listed above requires submittal of application and supporting documents, and payment of fees. Please consult with the appropriate department/division.

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Zoning comments: 12/14/2020

N1. Constitution Road is classified as a minor arterial. Please see Chapter 5 of the Zoning Code and Section 14-190 of the Land Development Code for required improvements. A right of way dedication of 40 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path) and street lighting along all property frontages at permitting. You may want to check whether this goes against the planning efforts in the DeKalb County SDAT Report Plan to limit trucks on Bouldercrest Road.

N2. Mercer University Drive and Flowers Road are both classified as collector roads. Please see Chapter 5 of the Zoning Code and Section 14-190 of the Land Development Code for required improvements. A right of way dedication of 40 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path) and street lighting along all property frontage at permitting. Coordination is required with GDOT Project PI No. 0015646. Dedicate necessary right of way and easements needed for bridge construction.

N3. Rock Chapel Road is classified as a major arterial and state route. GDOT review and permits required, including updated traffic signal permit, prior to receiving permit. Requesting a traffic study to include all phases with proposed land uses. Please see Chapter 5 of the Zoning Code and Section 14-190 of the Land Development Code for required improvements. A right of way dedication of 50 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path) and street lighting along all property frontage at permitting.

#### N4. No comments

N5 & N6. Flat Shoals Pkwy is classified as a major arterial and state route. GDOT review and permits required prior to receiving permit. Please see Chapter 5 of the Zoning Code and Section 14-190 of the Land Development Code for required improvements. A right of way dedication of 50 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path) and street lighting along all property frontage at permitting. Dedicate right of way to match surrounding parcels. Flakes Mill Road is classified as a minor arterial. A right of way dedication of 40 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path) and street lighting along all property frontage at permitting. Limit access points to one access point on each road by closing the access point nearest the intersection.

#### N7. No comments

N8. Briarcliff Road and Shallowford Road are both classified as minor arterials. Please see Chapter 5 of the Zoning Code and Section 14-190 of the Land Development Code for required improvements. A right of way dedication of 40 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path) and street lighting along all property frontage at permitting.

N9. Covington Hwy is classified at a major arterial and state route. GDOT review and permits required prior to receiving permit. Please see Chapter 5 of the Zoning Code and Section 14-190 of the Land Development Code for required improvements. A right of way dedication of 50 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path) and street lighting along all property frontage at permitting.

N10. North Druid Hill is classified as a major arterial. Please see Chapter 5 of the Zoning Code and Section 14-190 of the Land Development Code for required improvements. A right of way dedication of 50 feet from centerline or such that all public infrastructure is on right of way, whichever greater, is required. Requires a 6 foot sidewalk, a 10 foot planting strip, bike lanes (or multiuse path- preferred) and street lighting along all property frontage at permitting.



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

**NOTE:** PLEASE RETURN ALL COMMENTS VIA EMAIL OR FAX TO EXPEDITE THE PROCESS TO MICHELLE M ALEXANDER <a href="mmalexander@dekalbcountyga.gov">mmalexander@dekalbcountyga.gov</a> OR JOHN REID <a href="mailto:IREID@DEKALBCOUNTYGA.GOV">IREID@DEKALBCOUNTYGA.GOV</a>

# COMMENTS FORM: PUBLIC WORKS WATER AND SEWER

Case No.:SLUP-21-1244388
Parcel I.D. #:15-061-03-012
Address: 4845 Flat Shoals Parkway
Decatur, Georgia
WATER:
Size of existing water main: 6" CI, 8" DI, and 16" DI Water Main (adequate inadequate)
Distance from property to nearest main: Adjacent to Property
Size of line required, if inadequate: <u>N/A</u>
SEWER:
Outfall Servicing Project:Conley Creek Basin
Is sewer adjacent to property: Yes (X) No ( ) If no, distance to nearest line:
Water Treatment Facility: Snapfinger WTF () adequate () inadequate
Sewage Capacity; * (MGPD) Current Flow: 21.77 (MGPD)
COMMENTS:
* Please note that the sewer capacity has not been reviewed or approved for this project. A Sewer Capacity Request (SCR) must be completed and submitted for review. This can be a lengthy process and should be addressed early in the process.
CAPARITY RESTRICTED AREA
6.9
Signature:



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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

Consult the Georgia DOT as well as the DeKalb County Transportation Department prior to land development permit. Verify widths from the centerline of the roadways to the property line for possible right-of-way dedication. Improvements within the right-of-way may be required as a condition for land development application review approval. Safe vehicular circulation is required. Paved off-street parking is required.

#### • 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, 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. The discharge from the stormwater management facility, from the development shall be connected to an existing storm sewer structure to prevent properties downstream from experiencing an increased volume of runoff after construction.

#### • 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/Tree Preservation

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.

#### Fire Safety

<u>Plans for land development permit must comply with Chapter 12 DeKalb County Code for fire protection and prevention.</u>



12/14/2020

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 Operations, Tourist Accommodations, Body Art Studios, Swimming Pools and Water Parks 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. Recommendation: Provide trash can with liner at each bus stop with bench and monitor for proper removal of waste.

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

# Board of Health

- N.1 Z-21-1244232 2020-1531/15-077-01-002 1795 Constitution Road, Atlanta, GA 30316
  - Please review general comments.
- N.2 SLUP-21-1244383 202-1532/18-265-05-002, 18-265-05-003, 18-266-01-002, 18-266-01-003, 18-266-01-004, 18-266-01-005, 18-266-01-007, 18-266-02-002, 18-266-02-003, 18-266-02-0052930

2930 Flowers Road South, Chamblee, GA 30341

- Please review general comments.
- Septic system installed on property 3000 Flowers Road on 09/24/1970.
- N.3 CZ-21-1244384 2020-1534/16-195-01-002,16-195-011-004,16-195-01-006,16-195-01-007

1688 Rock Chapel Road; Lithonia, GA 30058

- Please review general comments.
- Septic indicated on several properties surrounding this location.
- N.4 SLUP-21-1244387 2020-1535/15-164-02-001 4085 Glenwood Road, Decatur, GA 30032
  - Please review general comments.
  - Septic indicated on several properties; installed between 10-07-59 July 2001.
- N.5 SLUP-21-1244388 2020-1536/15-061-03-012 4845 Flat Shoals Parkway, Decatur, GA 30034
  - Please review general comments.
  - Septic indicated on several properties in surrounding area.
- N.6 SLUP-21-1244389 2020-1537/15-061-03-012 4845 Flat Shoals Parkway, Decatur, GA 30034
  - Please review general comments.
  - Septic system indicated on several properties in surrounding area.
- N.7 Z-21-1244393 2020-1538/15-201-05-002

1548 Line Street, Decatur, GA 30032

- Please review general comments.
- Septic indicated on surrounding property: 1799 Line Street on April 22, 1996.

**DeKalb County Board of Health** 

445 Winn Way – Box 987 Decatur, GA 30031 404.294.3700 • www.dekalbhealth.net

# Board of Health

- N.8 SLUP-21-1244393 2020-1539/18-233-07-002 2345 Shallowford Road, Atlanta, GA 30345
  - Please review general comments.
  - Septic system indicated on surrounding properties.
- N.9 Z-21-1244398 2020-1541/15-162-04-007 5021 Covington Highway, Decatur, GA 30035
  - Please review general comments.
  - Septic system installed 05/24/1967.
- N.10 SLUP-21-1244417 2020-1542/18-112-02-003 3033 North Druid Hills Road, Atlanta, GA 30329
  - Please review general comments.
  - Septic system installed on surrounding property 3035 North Druid Hills Road in 04/14/1980.
- N.11 TA-21-1244279 2020-1543 County-Wide (ALL DISTRICTS)
- N.12 TA-21-1244414 2020-1546 County-Wide (ALL DISTRICTS)
- N.13 V-20-1244428 15-228-01-003, 15-228-01-005, 15-228-01-093, 15-288-01-094 1014 Elder Lane, Stone Mountain, GA 30083





## DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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# COMMENTS FORM: PUBLIC WORKS TRAFFIC ENGINEERING

Case No.: Z-21-/244396 Parcel 1.D Address: 5D2/ Coving to 1 Hay	.#: 15-167-04-007
	ljacent Roadway (s):
(classification)	(classification)
enerate an average of fifteen (15) vehicle trip end (VTE) actor. Based on the above formula, thesquare for the approximatelypeak hour vehicle trip ends.	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  wing statement. Engineers (ITE) 6/7 TH Edition (whichever is applicable), churches per 1, 000 square feet of floor area, with an eight (8%) percent peak hour oot place of worship building would generate
peak hour factor. Based on the above referenced formula a maximum ofunits per acres, and the given fact tha	ite ten (10) VTE's per day per dwelling unit, with a ten (10%) percent a, the(Single Family Residential) District designation which allows it the project site is approximatelyacres in land area,daily d be generated with residential development of the parcel.
Field And Plans Revi	

Hand Whis



404.371.2155 (o) 404.371.4556 (f) Dekalaga era era goClark Harrison Building 330 W. Ponce de Leon Ave Decatur, GA 30030

Chief Executive Officer Michael Thurmond

DEPARTMENT OF PLANNING & SUSTAINABILITY

Director Andrew A. Baker, AICP

## PRE-APPLICATION FORM

REZONE, SPECIAL LAND USE PERMIT, MODIFICATION, AND LAND USE

(Required prior to filing application: signed copy of this form must be submitted at filing)

Applicant Name: 5/C 4/C Phone: 4/8/7 4592 Emai	il: vhongquec@bellsou
Property Address: 5021 Covington they	
Toy Barcel ID: (5-1/2 Astendo) Comm District(s): 5-7 Acreson	
Existing Use: Proposed Use Proposed Use Proposed Use	exal kommercial
Supplemental Regs: Overlay District: DRI:	
Supplemental Regs: Overlay District: DRI:	11/3/2020
Existing Zoning: Proposed Zoning: Square Footage/Num	nber of Units:
Rezoning Request: General Commercial U	se
Land Use Plan Amendment: Yes No	4
Existing Land Use: Consist	ent Inconsistent
Special Land Use Permit: YesNo Article Number(s) 27	
Special Land Use Request(s)	
Special Land Ose Request(s)	
Major Modification:	
Existing Case Number(s):	
Condition(s) to be modified:	
Condition(s) to be inconted.	
	п
	1



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

DEPARTMENT OF PLANNING & SUSTAINABILITY

# Rezoning Application to Amend the Official Zoning Map of DeKalb County, Georgia

Date Received:	Application No:		
Applicant Name: 1. Lh Applicant E-Mail Address: VKDNgQuee C	e A		
Applicant E-Mail Address: VKDNGQuee	Bellsouth, Net	- 1	
Applicant Mailing Address: 4205 EAS DeCatur GA: 30034	+ SIDE DRIVE		•
Applicant Daytime Phone: 404-867-9	592 Fax: 404	-284-9753	
	FT <sub>2</sub> VI		_
Owner Name: If more than one	owner, attach list of owners.		_
Owner Mailing Address: 4205 EAST	Side ORIVE.	DeCorry CA	2
Owner Daytime Phone: 404-867-			-
Address of Subject Property: 5021 CO De Catur GA. 30035	vington High	way	-
De Catur GA. 30035			
Parcel ID#: 15 162 04 007			
Acreage: 0.5	Commission District:	5-7	
Present Zoning District(s):		1	
Proposed Zoning District:	VK JUCK, LLC		
Present Land Use Designation:	1 //		
Proposed Land Use Designation (if applicable):	NH		
	l	14 7 (2015)	



494.371.2155 (o) 494.371.4556 (f) DeKalbCountyCa.gree

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

DEPARTMENT OF PLANNING & SUSTAINABILITY

	DISCLOSURE OF CAMPAIGN CONTRIBUTION	
In accord	ance with the Conflict of Interest in Zoning Act, OCGA Chapter 36-6 must be answered.	57A, the following
Have you within tw	the applicant, made \$250.00 or more in campaign contribution to years immediately preceding the filling of this application?	a local government official
Yes	No*	
If the answ showing:	ver is yes, you must file a disclosure report with the governing aut	nority of DeKalb County
1.	The name and official position of the local government official to contribution was made.	whom the campaign
2.	The dollar amount and description of each campaign contribution years immediately preceding the filing of this application and the contribution.	made during the two date of each such
The disclos the C.E.O. § 30030.	ure must be filed within 10 days after the application is first filed a and to the Board of Commissioners of DeKalb County, 1300 Comm	nd must be submitted to erce Drive, Decatur, GA
	î.	
Notary		
	Signature of	Applicant /Date
	Check one: Owner	Agent

Expiration Date/ Seal

<sup>\*</sup>Notarization is not needed if the response is "No"



404.371.2155 (o) 404.371.4556 (f) DeKalbCountvGa.gdv

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

Chief Executive Officer Michael Thurmond DEPARTMENT OF PLANNING & SUSTAINABILITY

Director

Andrew A. Baker, AICP

REZONING APPLICATION CHECKLIST	1
Submit 4 printed, collated sets of the complete application (no staples, no binders) and a P	
1. Schedule a mandatory <u>Pre-Application Conference</u> with Planning & Sustainability staff Application form (to be completed in pre-application meeting). Please call 404-371-2155 for application meeting).	bintment.
2. Hold a <u>Pre-Submittal Community Meeting</u> with surrounding neighborhood associations documentation of the meeting (meeting notice and sign in sheets). Letter(s) from homeowners provided.	
3. Submit Application (Submit 4 printed, collated sets and a PDF version on a flash drive. Pthe following order.)	ease assemble materials in
A. Application form with name and address of applicant and owner, and address of subj	ect property,
B. Pre-submittal community meeting notice and sign-in sheet and other documentation	of meeting, if any;
C. Letter of application and impact analysis	
<ol> <li>Letter of application identifying a) the proposed zoning classification, b) the reas use or modification request, c) the existing and proposed use of the property, d) of proposed use (e.g. floor area, height of building(s), number of units, mix of unit to manner and hours of operation), d)(optional) statement of conditions discussed a community, if any.</li> <li>Impact analysis of the anticipated impact of the proposed use and rezoning on the response to the standards and factors specified in Article 7.3 of the DeKaib Countral attached. If a Major Modification, please include previously approved conditions in meeting minutes.</li> </ol>	etailed characteristics of the pes, number of employees, with the neighborhood or a surrounding properties in
D. Authorization Form, if applicant is not the owner. Must be signed by all owners of the notarized. Authorization must contain the mailing address and phone number of any applicant or represent the cwner(s) of the subject property. Please include warranty deed, if property owners E. Campaign disclosure statement (required by State law).	l
F. Legal boundary survey of the subject property, (showing boundaries, structures, and and sealed within the last year by a professional engineer or land surveyor registered in the State property on opposite sides of a public street right-of-way, file a separate application for each property.	of Georgia. (If survey shows erty.)
G. Site Plan, printed to scale, folded, of any existing and or proposed development/redevelopment acre, site plan should be at least 1:50 scale. The site plan must include the following a complete boundaries of subject property;  b. dimensioned access points and vehicular circulation drives;  c. location of all existing and proposed buildings, structures, setbacks and parking;	elopment. For projects
<ul> <li>d. location of 100 year floodplain and any streams;</li> <li>e. notation of the total acreage or square footage of the subject property;</li> <li>f. landscaping, tree removal and replacement, buffer(s); and</li> <li>g. site plan notes of building square footages, heights, density calculations, lot cover parking ratios, open space calculations, and other applicable district standards.</li> </ul>	age of impervious surfaces,
H. Reduced Site Plan, reduced to 8.5" x 11"	
I. Written Legal Description of metes and bounds of the subject property (can be printed	on site plan or survey)
J. Building Form Information. Elevation (line drawing or rendering), or details of propose with Article 5 of the Zoning Ordinance.	d materials, in compliance
K. Completed, signed Pre-application Form (Provided at pre-application meeting.)	

INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED



404.371.2155 (o) 404.371.4556 (f) Percalle Country Gas pro-

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

11401-2018mmie

DEPARTMENT OF PLANNING & SUSTAINABILITY

# **DISCLOSURE OF CAMPAIGN CONTRIBUTION**

In accordar questions i	nce with the Conflict of Interest in Zoning Act, OCGA Chapter 36-67A, the following must be answered.
Have you, official with	the applicant, made \$250.00 or more in campaign contribution to a local government hin two years immediately preceding the filling of this application?
Yes	No*
If the answ showing:	er is yes, you must file a disclosure report with the governing authority of DeKalb County
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 disclos to the C.E.C GA 30030.	ure must be filed within 10 days after the application is first filed and must be submitted D. and to the Board of Commissioners of DeKalb County, 1300 Commerce Drive, Decatur,
Notary	Signature of Applicant /Date
	Check one: Owner Agent
Expiration C	Date/ Seal
*Notary sea	not needed if answer is "no".



404.371.2155 (b) 404.371.4556 (f) DeKaibCountvGa gov

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

# DEPARTMENT OF PLANNING & SUSTAINABILITY

### **FILING FEES**

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

Rezoning

RE, RLG, R-100, R-85, R-75, R-60 MHP, RNC, RSM, MR-1. M-2

HR-1, HR-2, HR-3 MU-1, MU-2, MU-3, MU-4, MU-5 O-L, OD, OIT, NS, C-1, C-2, M. M-2 FEE \$500.00

\$750.00

If the application is a request to rezone to more than one zoning district, the higher fee will apply.

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



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

DEPARTMENT OF PLANNING & SUSTAINABILITY

WHAT TO KNOW BEFORE YOU FILE YOUR AP	PLICATION
Pre-submittal Community Meeting: / Review Calendar Dates: /	PC· POC·
Letter of Intent: Impact Analysis: Owner Authorization(s): Ca	mpaign Disclosure
Zoning Conditions: Community Council Meeting: Public N	Notice Sime:
Tree Survey, Conservation: Land Disturbance Permit (LDP):	Sketch Plat:
Bldg. Permits: Fire Inspection: Business License: State of the s	State License
Lighting Plan: Tent Permit: Submittal Format: NO STAPLES, N	NO RINDERS DI EASE
	TO BINDERS FLEASE
Review of Site Plan	
Density: Density Bonuses: Mix of Uses: Open S	Space: Enhanced
Open Space: Setbacks: front sides side corner	rear Lot Size:
Frontage: Street Widths: Landscape Strips:	Buffers: 50'
Parking Lot Landscaping: Parking - Auto: Parking - Bicyc	le: Screening
Streetscapes: Sidewalks: Fencing/Walls: Bld	g. Height: Bldg
Orientation: Bldg. Separation: Bldg. Materials: Roofs:	Fenestration:
Façade Design: Garages: Pedestrian Plan: Perimeter Lan	dscape Strip:
Possible Variances:	
Comments:	
LARCOTT III	0-1-1
Planner: MTREN HIII	Date VC+, 13/2000
Filing Fees	
<b>REZONING:</b> RE, RLG, R-100, R-85, R-75, R-60, MHP, RSM, MR-1	II #
RNC, MR-2, HR-1, HR-2, HR-3, MU-1, MU-2, MU-3, MU-4, MU-5	\$500.00 \$750.00
OF OF OT ME CLICA MARKET	\$750.00
LAND USE MAP AMENDMENT	\$500.00
SPECIAL LAND USE DEDMIT	\$400.00
p:\current_planning\forms\application forms 2018\pre application conference form.docx	11/01/2018 MMA



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

# DEPARTMENT OF PLANNING & SUSTAINABILITY

### **IMPACT ANALYSIS**

(Please respond to the following standards and factors on a separate sheet.)

Section 27-7.3.5. The following standards and factors are found to be relevant to the exercise of the county's zoning powers and shall govern the review of all proposed amendments to the Official Zoning Map:

- A. Whether the zoning proposal is in conformity with the policy and intent of the Comprehensive Plan.
- B. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby properties.
- C. Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.
- D. Whether the zoning proposal will adversely affect the existing use of usability of adjacent or nearby properties.
- E. 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.
- F. Whether the zoning proposal will adversely affect historic building, sites, districts, or archaeological resources.
- G. Whether the zoning proposal will result in a use which will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools.
- H. Whether the zoning proposal adversely impacts the environment or surrounding natural resources.

### **IMPACT ANALYSIS**

A: YES	
B: YES	
C: NO	
D: NO	
E: YES THERE ARE ALL COMMERCAIL USEAGE AND ZONING ADJACENT TO THE SUBJECT PROPERTY THE INTERSECTION OF WESLEY CHAPEL AND COVINGTON HIGHWAY, ALSO COVINGTON AND SOU HAIRSTON ROAD.	/ TC
F: NO	
G: NO	
H: NO	



404.371.2155 (a) 404.371.4556 (f) DeKalbCountyGn.gdv Clark Harrison Building 330 W. Ponce de Leon Ave Decatur, GA 30030

11/01/2018mma

DEPARTMENT OF PLANNING & SUSTAINABILITY

# **DISCLOSURE OF CAMPAIGN CONTRIBUTION**

In accordance with the Conflict of Interest in Zoning questions <u>must</u> be answered.	3 Act, OCGA Chapter 36-67A, the fo	llowing
Have you, the applicant, made \$250.00 or more in official within two years immediately preceding the	campaign contribution to a local go filling of this application?	vernment
YesNo_1/*		
If the answer is yes, you must file a disclosure reportshowing:		·
<ol> <li>The name and official position of the lo- contribution was made.</li> </ol>	cal government official to whom th	e campaign
<ol> <li>The dollar amount and description of early years immediately preceding the filing contribution.</li> </ol>	nch campaign contribution made du of this application and the date of e	uring the two each such
The disclosure must be filed within 10 days after the to the C.E.O. <u>and</u> to the Board of Commissioners of GA 30030.	application is first filed and must l DeKalb County, 1300 Commerce D	be submitted rive, Decatur,
Notary	Signature of Applicant	t /Date
	Check one: Owner	_Agent
	1	
Expiration Date/ Seal		
*Notary seal not needed if answer is "no".		



404.371.2155 (a) 404.371.4556 (f) DeKalbGountyGragay

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

# DEPARTMENT OF PLANNING & SUSTAINABILITY

	AUTHORIZATION	
The property owner should compl who will file the application with t	ete this form or a similar signed and note he County is not the property owner	rized form if the individua
Date:		
TO WHOM IT MAY CONCERN:		
(I) (WE)		T.
	Name of owner(s)	The state of the s
being (owner) (owners) of the sub authority to	ject property described below or attached	d hereby delegate
	Name of Agent or Representative	
to file an application on (my) (our)	behalf.	
W/	<i>7</i>	
Notary Public	Owner	
Notary Public	Owner	
Notary Public	Owner	
10°		
Notary Public	Owner	



404.371.2155 (a) 404.371.4556 (b) DeKalbGruntyG ggv

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

**Chief Executive Officer** Michael Thurmond

DEPARTMENT OF PLANNING & SUSTAINABILITY

Director

Andrew A. Baker, AICP

REZUNING APPLICATION CHECKLIST
Submit 4 printed, collated sets of the complete application (no staples, no binders) and a PDF version on a flash drive
1 Schedule a manelaton. Dec Ameliantian Co.
1. Schedule a mandatory <u>Pre-Application Conference</u> with Planning & Sustainability staff by appointment. Obtain <u>Pre-Application form</u> (to be completed in pre-application meeting). Please call 404-371-2155 for appointment.
2. Hold a Pre-Submittal Community Meeting with surrounding paighborhood acceptable.
documentation of the meeting (meeting notice and sign in sheets). Letter(s) from homeowners association(s) may also be provided.
1
3. Submit Application (Submit 4 printed, collated sets and a PDF version on a flash drive. Please assemble materials in the following order.)
A. Application form with name and address of applicant and owner, and address of subject property;
B. Pre-submittal community meeting notice and sign-in sheet and other documentation of meeting, if any;
<ol> <li>Letter of application and impact analysis</li> <li>Letter of application identifying a) the proposed zoning classification, b) the reason for the rezoning or speci use or modification request, c) the existing and proposed use of the property, d) detailed characteristics of the proposed use (e.g. floor area, height of building(s), number of units, mix of unit types, number of employees, manner and hours of operation), d)(optional) statement of conditions discussed with the neighborhood or community, if any.</li> <li>Impact 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, as attached. If a Major Modification, please include previously approved conditions and Board of Commissioner meeting minutes.</li> </ol>
D. Authorization Form, if applicant is not the owner. Must be signed by all owners of the subject property and notarized. Authorization must contain the mailing address and phone number of any applicant or agent who is authorized to represent the owner(s) of the subject property. Please include warranty deed, if property ownership is less than 2 years.  E. Campaign disclosure statement (required by State law).
F. Legal boundary survey of the subject property, (showing boundaries, structures, and improvements), prepared and sealed within the last year by a professional engineer or land surveyor registered in the State of Georgia. (If survey shows property on opposite sides of a public street right-of-way, file a separate application for each property.)
G. Site Plan, printed to scale, folded, of any existing and or proposed development/redevelopment. For projects larger than 1 acre, site plan should be at least 1:50 scale. The site plan must include the following:  a. complete boundaries of subject property; b. dimensioned access points and vehicular circulation drives; c. location of all existing and proposed buildings, structures, setbacks and parking; d. location of 100 year floodplain and any streams; e. notation of the total acreage or square footage of the subject property; f. landscaping, tree removal and replacement, buffer(s); and g. site plan notes of building square footages, heights, density calculations, lot coverage of impervious surfaces, parking ratios, open space calculations, and other applicable district standards.
H. Reduced Site Plan, reduced to 8.5" x 11".
I. Written Legal Description of metes and bounds of the subject property (can be printed on site plan or survey).
J. Building Form Information. Elevation (line drawing or rendering), or details of proposed materials, in compliance with Article 5 of the Zoning Ordinance.
K. Completed, signed Pre-application Form (Provided at pre-application meeting.)

INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED

is complete

# District 5 Community Council E-mail Contact Distribution List As of 8/21/20

#### **Members**

Allen, Dennis
Barksdale, Kenesha
Burrell, Samson
Campbell, Barbara
Costello, Jan
English, Marshall
Hubbard, Eric
Jones, Tonya
Love, Henry
O'Neil, Joscelyn
Peagler, Charles
Priest-Brown, Donna
Williams, W. Duane

### Appointed Commissioner

District 5 Mereda-Davis Johnson 3/28/17
District 5 Mereda-Davis Johnson 2/28/17
District 7 Lorraine Cochran-Johnson 3/26/19
District 5 Mereda-Davis Johnson 2/28/17
District 5 Mereda-Davis Johnson 2/28/17
District 5 Mereda-Davis Johnson 2/28/17
District 5 Mereda-Davis Johnson 3/26/2019
District 5 Mereda-Davis Johnson 3/28/17
District 5 Mereda-Davis Johnson 11/17
District 5 Mereda-Davis Johnson 2/28/17
District 5 Mereda-Davis Johnson 2/28/17
District 5 Mereda-Davis Johnson 2/28/17
District 7 Lorraine Cochran-Johnson 08/2020
District 5 Mereda-Davis Johnson 3/28/17

### Member E-mail

dennisallen05@comcast.net kbarksdal22@gmail.com
SamsonBurrell@yahoo.com dstbc@bellsouth.net janrcostello@gmail.com marshallenglishsr@yahoo.com E7hubbard@gmail.com mstonya@earthlink.net hlove1223@aol.com oneiloooo4@comcast.net konceptatlanta@bellsouth.net dpriestbrown@bellsouth.net w duane williams@yahoo.com

Revised 8/21/20

Community Council Meiding With A Success. Held on 10/21/2020 @ 6:30 P.M Several Corneil Members PARticipated. **VALERIE THOMAS** 

5053 COVINGTON HIGHWAY

DECATUR 30035

HALTADO FAUSTINIANO

4806 COVINGTON HIGHWAY

DECATUR 30035

LIZARRAGA ROJAS GALINDE

5003 COVINGTON HIGHWAY

DECATUR 30035

STEVE ACTMAN

5091 COVINGTON HIGHWAY

DECATUR 30035

**BRENDA HALL LURIE** 

5101 COVINGTON HIGHWAY

DECATUR 30035

COMMERCIAL

5107 COVINGTON HIGHWAY

DECATUR 30035

**CHURCH PLACES OF RELIGION** 

5130 COVINGTON HIGHWAY

**DECATUR GA 30035** 

4422 COOPER KALCEY

DECATUR 30035

4383 BARCLAY ANDREA

DECATUR 30035

# FLYERS HANDED OUT TO SUROUNDED COMMUNITY REGARDING ZONING NOTIFICATION OF 5021 5011

4918 COVINGTON HIGHWAY. **AUTO ZONE** DECATUR 30035 4947 COVINGTON HIGHWAY **CAR WASH DECATUR 30035** 4995 COVINGTON HIGHWAY **BB AUTO GALARY** DECATUR 30035 4982 COVINGTON HIGHWAY CHRISTOPHER CAR DEALER DECATUR 30035 **5038 COVINGTON HIGHWAY** MINI WHAREHOUSE DECATUR 30035 **5020 COVINGTON HIGHWAY ROTENSE JACKSON** DECATUR 30035 **5082 COVINGTON HIGHWAY** TRAFFIC TROOPERS DECATUR 30035 5094 COVINGTON HIGHWAY DECATUR 30035 JIMMY ROSE ASSOCIATE

Address Address

DeKalb County Board of Commissioners Address Address

### Re: Letter of Application

Rezoning of 5021 Covington Highway, DeKalb County Proposal to rezone from R-85 to C-1

#### **Dear Commissioners:**

This letter is in support of my application to the Board to rezone my property located at 5021 Covington Highway from the current R-85 zoning to C-1.

The site is currently developed with a single-story building of approximately 1,408 square feet of floor area and maximum building height of approximately 15 feet. The building is currently unoccupied because the current zoning (R-85) restricts using it for any commercial establishment. I therefore require the property to be rezoned to C-1 commercial so that I can gain economic value and generate needed tax revenues for the County.

The intended use of the property will be consistent with the allowed land use outlined in the DeKalb County Code of Ordinance, including minor automobile service, offices and retail. At this point, there is no plan to build a new building on the site, and any improvements will be cosmetic in nature such as driveway and parking improvements and building renovations and interior upgrades.

Yours sincerely,

Rezoning Standards
Rezoning of 5021 Covington Highway, DeKalb County
Proposal to rezone from R-85 to C-1

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

  The proposed rezoning will conform to the intent of the comprehensive plan, to encourage neighborhood-type business enterprises.
- B. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby properties.

The proposed rezoning will permit land use that is consistent with the general area because the site is located within a corridor that is already trending towards commercial land use.

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

The property is currently zoned R-85, which restrict the use for commercial businesses and based on the current land use on adjacent and nearby properties along Covington Highway, this location is not attractive for residential R-85 development. Rezoning to C-1 will make the property more economically viable.

D. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby properties.

The general area is already trending towards commercial land use. Therefore, the proposed zoning will not adversely impact adjacent or nearby properties.

- E. 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 current zoning restricts what the owner can do with the property. It is not a suitable location for residential development because the general area is being transformed to commercial establishment, and the owner will not be able to achieve reasonable economic benefit from this property if it is not rezoned to commercial.
- F. Whether the zoning proposal will adversely affect historic buildings, sites, districts, or archaeological resources.

There are no historic or archaeological buildings or resources in the area that will be adversely affected by the rezoning.

G. Whether the zoning proposal will result in a use which will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities or schools.

The proposed land use is light commercial, which will not generate any significant volume of traffic on Covington Highway. Any site improvements will include traffic control enhancements to allow easy ingress and egress onto the public roadway. The proposed land use will not affect any institutional facilities and will not have any burden to utility services.

To Whom It May Concern,

**RE: Letter Of Authorization** 

"We" Four daughters of Valrie Kong-Quee. I Janice Roye, I Venice Roye, I Christina Gordon, I Lian Kong-Quee give our Mother Valrie Kong-Quee full authorization to rezone, to modify, sign, to use, to dispose or purchase and sell any Real Estate and sign on our behalf.

Valrie Kong-Quee, our Mother has created JVCL, LLC on behalf of all four of us, her children.

Janice Roye

Venice Roye

Clenice Ros

**Christina Gordon** 

Lian Kong-Quee

Marilyn Atkinson NOTARY PUBLIC DeKalb County, GEORGIA My Commission Expires 06/03/2023





















