



Legislation Details (With Text)

File #: 2018-1912 **Version:** 2 **Name:**
Type: Ordinance **Status:** Public Hearing
File created: 3/29/2018 **In control:** Board of Commissioners
On agenda: 8/28/2018 **Final action:**
Title: COMMISSION DISTRICT(S): 4 & 6
 Major Modification - Carlos Arenas.

Indexes:

Attachments: 1. 2018 08.28 Item 2018-1912.pdf, 2. Staff Report and Attachments May 2018, 3. Recommended Conditions May 2018, 4. Staff Report and Attachments June 2018, 5. Staff-Recommended Conditions June 2018, 6. Recommended Conditions (Planning Commission), 7. 2018 08.28 Item 2018-1912 Conditions.pdf

Date	Ver.	Action By	Action	Result
8/28/2018	2	Board of Commissioners		
7/24/2018	2	Board of Commissioners - Zoning Meeting	deferred	Pass
7/10/2018	2	Planning Commission	approved with conditions per staff recommendation	Pass
5/22/2018	2	Board of Commissioners - Zoning Meeting	Full cycle deferral	Pass
5/1/2018	2	Planning Commission		

Substitute

Public Hearing: YES NO **Department:** Planning & Sustainability

SUBJECT:
COMMISSION DISTRICT(S): 4 & 6
Major Modification - Carlos Arenas.

Petition No.: CZ-18-22125

Proposed Use: Mixed commercial, multi-family residential, & single-family residential development.
Location: Enter Location.
Parcel No.: 15-251-01-020; 027; & 028
Information Contact: Marian Eisenberg
Phone Number: 404-371-4922

PURPOSE:

A Major Modification of conditions of zoning pursuant to CZ-15-19943, for a mixed townhome, multifamily residential, and commercial development with 7.52 units per acre and 184, 800 square feet of commercial space, in an MU-5 (Mixed Use-5) district. The property is located on the north side of Mountain Drive, approximately 250 feet east of Farrar Court at 3458, 3468, and 3478 Mountain Drive in Decatur. The property has approximately 358 feet of frontage on Mountain Drive and contains 9.32 acres.

RECOMMENDATION:

COMMUNITY COUNCIL: (6-19-18) APPROVAL; (4-17-18) DENIAL

PLANNING COMMISSION: (7-10-18) APPROVAL WITH CONDITIONS

STAFF RECOMMENDATION: APPROVAL WITH CONDITIONS

PLANNING STAFF ANALYSIS: The mixture of non-residential and residential uses in the proposal is consistent with the following policies of the 2035 Comprehensive Plan: “Create compact mixed-use districts and reduce automobile dependency and travel to obtain basic services.” (Regional Center Character Area Policy No. 5) and “Allow increased density to encourage urban lifestyles that support mixed use in activity centers.” (Land Use Policy No. 3) Comments by the Transportation Division in 2015 and in May 2018, indicate that the surrounding street system will not be excessively burdened by traffic that would be generated by the proposed development. For the May zoning cycle, the DeKalb County School Board commented that there is adequate capacity in the designated high, middle, and elementary schools to accommodate the new students who were expected to live in the development, which was proposed to contain more residential units than the current proposal as revised. Therefore, the Department of Planning and Sustainability recommends “Approval with conditions”. The conditions have been revised to be relevant to the modified site plan and to eliminate redundancy or reiteration of established procedures of the Department of Planning & Sustainability.

PLANNING COMMISSION VOTE: (7-10-18) **Approval with Conditions 8-0-0.** The Planning Commission recommended amendment to the staff-recommended conditions to include five conditions requested by residents of Farrar Court. (5-01-18) **No recommendation.** First motion for “Denial” failed; vote was 4-3-0. Second motion for “Approval with Conditions” failed; vote was 3-4-0.

COMMUNITY COUNCIL VOTE/RECOMMENDATION: (6-19-18) **Approval 9-2-0.** The Community Council Board thought that the revised site plan is satisfactory. (4-17-18) **Denial 11-1-0.** Council recommended denial for the following reasons: 1. No detailed site plan showing location of underground detention; 2. Watershed Management Department has not approved the applicant's sewer action plan; 3. Impact on School system has not been assessed; and 4. Needs more consultation with Department of Transportation regarding access improvements.