



Legislation Details (With Text)

File #: 2019-4070 **Version:** 1 **Name:**
Type: Ordinance **Status:** Preliminary Item
File created: 7/24/2019 **In control:** Board of Commissioners - Zoning Meeting
On agenda: 11/19/2019 **Final action:** 11/19/2019
Title: COMMISSION DISTRICT(S): 1 & 7
 Application of Mumtaz Alli c/o Hilliard Starkey Law for a Special Land Use Permit for an alcohol outlet (alcohol sales in a convenience store) in a C-1 (Local Commercial) District, at 3645 Chamblee Tucker Road.

Indexes:

Attachments: 1. SLUP 19 1243377 Staff Report 11-5-19 PC, 2. 9-24-19 BOC SLUP 19 1243377 Staff analysis

Date	Ver.	Action By	Action	Result
11/19/2019	1	Board of Commissioners - Zoning Meeting	withdrawn without prejudice	Pass
11/5/2019	1	Planning Commission	withdrawal per the applicant's request	Pass
9/24/2019	1	Board of Commissioners - Zoning Meeting	deferred for a full cycle	Pass
9/10/2019	1	Planning Commission	denied	Pass

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

SUBJECT:

COMMISSION DISTRICT(S): 1 & 7

Application of Mumtaz Alli c/o Hilliard Starkey Law for a Special Land Use Permit for an alcohol outlet (alcohol sales in a convenience store) in a C-1 (Local Commercial) District, at 3645 Chamblee Tucker Road.

PETITION NO: D2. SLUP-19-1243377

PROPOSED USE: Alcohol outlet

LOCATION: 3645 Chamblee Tucker Road, Chamblee

PARCEL NO. : 18-285-02-009

INFO. CONTACT: Marian Eisenberg

PHONE NUMBER: 404-371-4922

PURPOSE:

Application SLUP-19-1243377 of Mumtaz Alli c/o Hilliard Starkey Law for a Special Land Use Permit for an alcohol outlet (alcohol sales in a convenience store) in a C-1 (Local Commercial) District, in accordance with Chapter 27, Article 4, Table 4.1 Use Table of the DeKalb County Code. The property is located at the southwest corner of Chamblee Tucker Road and Henderson Mill Road, at 3645 Chamblee Tucker Road, Chamblee. The property has approximately 150 feet of frontage on Chamblee Tucker Road and 122 feet of

frontage on Henderson Mill Road and contains 0.42 acre.

RECOMMENDATIONS:

COMMUNITY COUNCIL: (10/14/19) DENIAL. (8/19/19) FULL CYCLE DEFERRAL.

PLANNING COMMISSION: (11/5/19) WITHDRAWAL WITHOUT PREJUDICE. (9/10/19) DENIAL.

PLANNING STAFF: (11/5/19) WITHDRAWAL WITHOUT PREJUDICE. (9/10/19) FULL CYCLE DEFERRAL.

STAFF ANALYSIS: (11/5/19) The applicant has requested “Withdrawal Without Prejudice”. Staff concurs with this request and recommends “Withdrawal Without Prejudice”.

PLANNING COMMISSION VOTE: (11/5/19) Withdrawal Without Prejudice, 7-0-0. J. West moved and E. Patton seconded for withdrawal without prejudice as per the applicant's request. **(9/10/19) Denial, 7-1-1.** P. Womack, Jr. moved and V. Moore seconded for denial. E. Patton opposed; J. Johnson abstained.

COMMUNITY COUNCIL VOTE/RECOMMENDATION: (10/14/19) Denial 3-0-0. (8/19/19) Full cycle deferral 7-0-0. The recommendation for deferral was made in response to the applicant’s request.