



Legislation Details (With Text)

File #: 2020-0311 **Version:** 1 **Name:**
Type: Ordinance **Status:** Preliminary Item
File created: 3/3/2020 **In control:** Board of Commissioners - Zoning Meeting
On agenda: 6/25/2020 **Final action:**
Title: COMMISSION DISTRICT(S): 3 & 6
Application of Terrence E Brooks to request a Special Land Use Permit (SLUP) to operate a special events facility within a requested RE (Residential Estate) District in accordance with Chapter 27, Article 4, Section 4.1.3 Use Table of the DeKalb County Zoning Ordinance, at 4201 Panthersville Road.

Indexes:

Attachments: 1. Recommended Conditions SLUP 20 1243788, 2. Staff Report N2 SLUP 20 1243788 Panthersville Road

Date	Ver.	Action By	Action	Result
6/25/2020	1	Board of Commissioners - Zoning Meeting	denied	Pass
6/2/2020	1	Planning Commission	denial per staff recommendation	Pass

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

SUBJECT:

COMMISSION DISTRICT(S): 3 & 6

Application of Terrence E Brooks to request a Special Land Use Permit (SLUP) to operate a special events facility within a requested RE (Residential Estate) District in accordance with Chapter 27, Article 4, Section 4.1.3 Use Table of the DeKalb County Zoning Ordinance, at 4201 Panthersville Road.

PETITION NO: N2. SLUP-20-1243788 (2020-0311)

PROPOSED USE: Special Events Facility

LOCATION: 4201 Panthersville Road

PARCEL NO. : 15-023-01-008

INFO. CONTACT: Matthew Williams

PHONE NUMBER: 404-371-2155

PURPOSE:

Application of Terrence E Brooks to request a Special Land Use Permit (SLUP) to operate a special events facility within a requested RE (Residential Estate) District in accordance with Chapter 27, Article 4, Section 4.1.3 Use Table of the DeKalb County Zoning Ordinance. The property is located on the west side of Panthersville Road, approximately 1,363 feet east of Bouldercrest Road, at 4201 Panthersville Road, Ellenwood, GA. The property has approximately 415 feet of frontage along the west side of Panthersville Road and contains 3.07 acres.

RECOMMENDATION:

COMMUNITY COUNCIL: Denial.

PLANNING COMMISSION: Denial.

PLANNING STAFF: Denial.

STAFF ANALYSIS: The applicant is requesting a special land use permit to allow a special events facility in a RE (Residential Estate) District. Located within a Suburban Character Area designated by the 2035 Comprehensive Plan, the proposed use reflects inconsistency with the following Comprehensive Plan Policy: To protect existing neighborhoods from incompatible land uses. The special events facility on the subject site is not suitable given the stable residential character of the area. The current use of the site will continue to be the primary residence for the applicant/owner. Holding occasional backyard parties and events for profit in the rear yard is not an appropriate accessory or secondary use for the site. The Department of Planning and Sustainability recommends “Denial of the rezoning request to RE (Residential Estate) District”. Should the Board of Commissioners choose to approve the rezoning request, Staff offers the attached conditions for consideration.

PLANNING COMMISSION VOTE: 8-0-0. P. Womack, Jr. moved, G. McCoy seconded for Denial, per Staff Recommendation. The motion passed unanimously.

COMMUNITY COUNCIL VOTE/RECOMMENDATION: 7-0-0. The Community Council Board thought that the proposed special events facility would be a bad precedent. They had concerns about parking, noise, and the operation of a private events facility in a residential area.