

Board of Commissioners

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Charlotte J. Nash, Chairman
Jace W. Brooks, District 1
Lynette Howard, District 2
Tommy Hunter, District 3
John Heard, District 4



Public Hearing Agenda
Tuesday, April 23, 2013 - 7:00 PM

I. Call To Order, Invocation, Pledge to Flag**II. Opening Remarks by Chairman****III. Approval of Agenda****IV. Approval of Minutes:**
Executive Session: April 16, 2013
Work Session: April 16, 2013
BoC Briefing 10:30am: April 16, 2013
Business Session: April 16, 2013**V. Announcements**

- **Resolution of Recognition:** Global Youth Service Days, April 21-28, 2013
- **Resolution of Recognition:** Commending the Norcross Varsity Girls Basketball Team 2013 Class AAAAAA State Champions
- **Resolution of Recognition:** Commending the Norcross Boys Basketball Team 2013 Class AAAAAA State Champions
- **Resolution of Recognition:** Commending the 2012 Miss Dacula Representatives
- **Resolution of Recognition:** Commending the 2013 Mill Creek Winter Guard Team World Championships Finalist

VI. Public Hearing – Old Business**I. Planning & Development/Bryan Lackey**

2012-0551 RZC2012-00010, Applicant: Mahalo Investments IV, LLC, Owner: Mahalo Investments IV, LLC, R-SR to C-2, Commercial/Retail Uses, District 7 Land Lot 094 Parcels 005, 1700 Block of Old Peachtree Road, 2100 Block of Rock Springs Road, 2000 Block of Sunny Hill Road, 9.50 Acres. District 4/Heard (Tabled on 02/26/2013)(Public hearing was not held)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny without Prejudice]

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VI. Public Hearing – Old Business

2012-1051 RZM2012-00005, Applicant: Brand Properties, LLC, Owner: Cross Pointe Church, M-2 to RM-13, Apartments, District 7 Land Lot 123 Parcel 003, 1700 Block of Satellite Boulevard, 1600 Block of Cross Pointe Way, 32.67 Acres. District 1/Brooks (Tabled on 03/26/2013)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions]

VII. Public Hearing – New Business

I. Change in Conditions

2013-0294 CIC2013-00007, Applicant: Georgia Pavement Products, Inc., Owner: Im Heon Soon & Jin Sook, Change In Conditions to Revise Use and Outdoor Storage Restrictions on Property Zoned C-2, District 6 Land Lot 247 Parcel 024, 6900 Block of Buford Highway, 2.80 Acres. District 2/Howard[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions]

2. Special Use Permit

2013-0288 SUP2013-00014, Applicant: Amy Wilson, Owner: Nathan Wilson, for a Special Use Permit in an R-100 CSO Zoning District for a Home Occupation (Nail Salon) (Renewal), District 7 Land Lot 323 Parcel 091, 5600 Block of Winter Bluff Way, 1200 Block of Autumn Wood Trail, 0.16 Acre. District 1/Brooks[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions]

2013-0289 SUP2013-00015, Applicant: Eduardo Moreno, Owner: Bronco Enterprises, LLC, for a Special Use Permit in an M-1 Zoning District for a Building Height Increase to 99.3 Feet, District 6 Land Lot 217 Parcel 023, 6400 Block of Crescent Drive, 3.46 Acres. District 2/Howard[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions]

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VII. Public Hearing – New Business

2. Special Use Permit

2013-0290 SUP2013-00016, Applicant: Jared Groff, Owner: Martin Brothers Building, LLC, for a Special Use Permit in a C-2 Zoning District for Automobile Service, District 6 Land Lot 053 Parcel 342, 2300 Block of Hewatt Road, 0.92 Acre. District 3/Hunter[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions]

2013-0291 SUP2013-00017, Applicant: Roland Lanctot, Owner: Roland Lanctot, for a Special Use Permit in an M-1 Zoning District for Automobile Service and Tire Store, District 7 Land Lot 013 Parcel 003D, 800 Block of Petty Road, 1.10 Acres. District 4/Heard[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 5/7/2013]

2013-0292 SUP2013-00018, Applicant: Elite Paint and Body, LLC, Owner: Overlook Lots, LLC, for a Special Use Permit in a C-2 Zoning District for an Automobile Body Repair Shop, District 7 Land Lot 012 Parcel 052, 800 Block of Cripple Creek Drive, 0.64 Acre. District 4/Heard[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions]

3. Rezonings

2013-0293 RZR2013-00002, Applicant: Berean Christian Church, Inc., Owner: Berean Christian Church, Inc., C-2 to R-100, Church, District 6 Land Lot 086 Parcels 006A, 013 & 133, 1300-1400 Block of Oak Road, 1300 Block of Hewatt Road, 5.70 Acres. District 3/Hunter[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 5/7/2013]

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VIII. New Business

1. Financial Services/Maria Woods

2013-0321 Approval of the March 31, 2013 Financial Status Report and ratification of all budget amendments. Approval\authorization to amend the Emergency 911 Fund budget by appropriating an additional \$900,000 for Intergovernmental Payments in fiscal year 2013.

2. Law Department/Van Stephens

2013-0389 Approval/authorization to take any and all actions necessary to comply with the recently issued Georgia Court of Appeals decision in Old Peachtree Partners, LLC v. Gwinnett County, Georgia, 315 Ga. App. 342 (2012), holding that a 2009 Settlement Agreement between Gwinnett County and Old Peachtree Partners, LLC in the 2008 Superior Court case of Gwinnett County, Georgia v. Old Peachtree Partners, LLC, Civil Action File No. 08-A-03939-4 is enforceable, including, but not limited to, the purchase of 16.203 acres of property from Old Peachtree Partners, LLC for a purchase price of \$5,265,975.00, and the payment of an additional \$150,000.00 in the 2009 condemnation case of Gwinnett County, Georgia v. Old Peachtree Partners, LLC, Superior Court of Gwinnett County, Civil Action File No. 09A-03795-4, subject to review and approval by the Law Department.

3. Planning & Development/Bryan Lackey

2013-0324 Ratification of plat approvals for March 1, 2013 thru March 31, 2013 (Staff Recommendation: Approval)

4. Police Services/Charlie Walters

2013-0385 Approval/authorization for the Chairman to execute an Agreement with the Gwinnett Sexual Assault Center (GSAC) for the provision of forensic-medical examinations, base amount of \$48,000.00 and Case and Records Management Services, not to exceed \$117,250.00. Approval for the Chairman to execute any and all related documents subject to approval by the Law Department. This agreement is funded by the Police Special Operations Fund and the General Fund. (Staff Recommendation: Approval)

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VIII. New Business

5. Probate Court Judges

2013-0348 Approval/authorization to amend the fiscal year 2013 budget to appropriate funds in the Probate Court to hire four part-time, temporary employees to address unprecedented volume in weapons carry license applications and the backlog of work associated therewith. (Staff Recommendation: Approval)

6. Support Services

2013-0319 Approval/authorization for the Chairman to execute a Lease Agreement with New Cingular Wireless PCS, LLC to collocate on a County owned tower and locate site equipment on a portion of County owned property located at 1850 North Brown Road, Lawrenceville, known as "North Brown Road Communications Tower". Contracts to follow approval. Subject to approval by the Law Department. District I/Brooks (Staff Recommendation: Approval)

IX. Comments from Audience

X. Adjournment