

**Board of Commissioners**

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Charles E. Bannister, Chairman  
Shirley Fanning Lasseter, District 1  
Bert Nasuti, District 2  
Mike Beaudreau, District 3  
Kevin Kenerly, District 4



**Public Hearing Minutes**  
**Tuesday, January 26, 2010 - 7:00 PM**

**I. Call To Order, Invocation, Pledge to Flag****II. Opening Remarks by Chairman****III. Approval of Agenda**

{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Lasseter Absent)}

**IV. Approval of Minutes:** **Executive Session:** January 19, 2010

**Business Session:** January 19, 2010

**Executive Session:** January 26, 2010

{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Lasseter Absent)}

**V. Announcements****VI. New Business****I. Commissioners**

**2010-0099 Approval** to change the date of the Tuesday, April 6, 2010 Work and Business Session to Tuesday, April 20, 2010. Work Session will be held at 10:00 am and the Business Session at 2:00 pm. {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}

**2010-0100 Approval** to change the date of the Tuesday, July 6, 2010 Work and Business Session to Tuesday, July 20, 2010. Work Session will be held at 10:00 am and the Business Session at 2:00 pm {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}

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**VII. Public Hearing – Old Business**

**I. Planning & Development/Bryan Lackey**

**2008-2133 TSP2008-00023**, Construction of a 195 foot Tall Monopole Telecommunication Tower with ground equipment. Location is 2050 Hurricane Shoals Rd. Commission District 3 (Beaudreau). (Tabled on 01/26/2010) (Tabled to 03/23/2010) (Staff Recommendation: Approval with Conditions)(Public hearing was held) {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 4-0 (Lasseter Absent)}

**2008-2134 TSP2008-00024**, Construction of a 199 foot Tall Telecommunication Tower with ground equipment. Location is 2565 Camp Mitchell Road. Commission District 3 (Beaudreau). (Tabled on 01/26/2010) (Tabled to 03/23/2010) (Staff Recommendation: Approval with Conditions)(Public hearing was not held) {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 4-0 (Lasseter Absent)}

**2009-0975 TSP2009-00027** - Construct a 96 foot tall Monopole Telecommunication Tower with a 4 foot lightning rod (overall height 100 feet). Location is: 792 McCart Road, Lawrenceville. Commission District 4 (Kenerly). (Tabled on 01/26/2010) (Tabled to 03/23/2010)(Public hearing was not held) {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}

**2009-1284 CIC2009-00022**, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Old Peachtree Road Investments, LLC, to Change Conditions of zoning for property zoned R-ZT to Reduce Minimum Dwelling Size from 2,400 square feet to 1,400 square feet, District 7 Land Lot 149 Parcel 079, 500 Block of Old Peachtree Road, 8.25 acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Approved with Change Motion: Kenerly Second: Beaudreau Vote: 3-1 (Bannister Opposed, Lasseter Absent)}

**2009-1285 CIC2009-00023**, Applicant: Daryl R. Cook c/o Watts & Browning Engineers, Inc., Owner: GDCI DAI, LP By: Pacificland, LLC, to Change Conditions of zoning for property zoned R-75 CSO to Reduce the Clubhouse Size, District 7 Land Lot 099 Parcel 291, 3000 Block of Braselton Highway, 2300 Block of Allsborough Way, 3.26 acres, District 4/Kenerly[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Change Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}

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**VII. Public Hearing – Old Business**

**I. Planning & Development/Bryan Lackey**

**2009-1286 SUP2009-00062**, Applicant: Menosh, Inc., Owner: Hanna Dawood, for a Special Use Permit in a C-2 zoning district to allow Truck Rental, District 7 Land Lot 094 Parcel 251, 1900 Block of Braselton Highway, 2.91 acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}**

**2009-1281 RZM2009-00002**, Applicant: Silver Springs Communities, Owner: Luv Homes - Joyce Ogletree, O-I and R-75 to RM-8, Attached Senior Housing (Reduction In Buffers), District 6 Land Lots 127 and 128 Parcels 063 and 267, 100-200 Block of Ronald Reagan Parkway and the 200 Block of Bethesda Church Road, 29.41 acres, District 4/Kenerly **(Tabled on 01/26/2010) (Tabled to 02/23/2010)(Public hearing was not held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 2/2/2010] **{Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}**

**VIII. Public Hearing – New Business**

**I. Change in Conditions**

**2010-0107 CIC2010-00001**, Applicant: McCullough Towing, Owner: R. L. McCullough, to Change Conditions of zoning for property zoned M-2 to Amend The Time Limit For Vehicle Storage, District 6 Land Lot 259 Parcel 051, 4400 Block of Buford Highway, 1.48 acres, District 2/Nasuti **(Tabled on 01/26/2010) (Tabled to 02/16/2010)(Public hearing was held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Tabled Motion: Nasuti Second: Beaudreau Vote: 4-0 (Lasseter Absent)}**

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**VIII. Public Hearing – New Business**

**I. Change in Conditions**

**2010-0108 CIC2010-00002**, Applicant: Wayne Sheffield, Owner: Clarence J. Farmer, etal, to Change Conditions of zoning for property zoned C-2 to Amend The Original Site Plan, District 7 Land Lot 182 Parcel 009A & 065, 3300 Block of Hamilton Mill Road, 1.25 acres, District 4/Kenerly[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny without Prejudice] **{Action: Denied without Prejudice Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}**

**2010-0109 SUP2010-00003**, Applicant: Wayne Sheffield, Owner: Clarence J. Farmer, etal, for a Special Use Permit in a C-2 zoning district to Allow an Automotive Car Wash (Self Service), District 7 Land Lot 182 Parcel 009A & 065, 3300 Block of Hamilton Mill Road, 1.25 acres, District 4/Kenerly[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny without Prejudice] **{Action: Denied without Prejudice Motion: Kenerly Second: Beaudreau Vote: 4-0 (Lasseter Absent)}**

**2. Special Use Permit**

**2010-0110 SUP2010-00001**, Applicant: Moongrace, Inc, Owner: Simon Property Group, for a Special Use Permit in a C-3 zoning district to Allow a Tattoo Parlor, District 6 Land Lot 232 Parcel 003 & Parcel 092, 2100 Block of Pleasant Hill Road and the 3500 Block of Mall Boulevard, 27.5 acres, District 1/Lasseter **(Tabled on 01/26/2010) (Tabled to 02/23/2010) (Public hearing was not held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny] **{Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 4-0 (Lasseter Absent)}**

**3. Rezonings**

**2010-0102 RZC2010-00001**, Applicant: Dinh Phan, Owner: Boulevard Plaza LLC, C-1 and C-2 to C-2, Commercial Retail Uses (Reduction In Buffers), District 6 Land Lot 140 Parcel 023, 6300 Block of Lawrenceville Highway and the 2600 Block of Leeshire Road, 2.82 acres, District 2/Nasuti[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Nasuti Second: Beaudreau Vote: 4-0 (Lasseter Absent)}**

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**VIII. Public Hearing – New Business**

**3. Rezonings**

**2010-0104 RZC2010-00003**, Applicant: Myrna Delarosa, Owner: Myrna Delarosa, R-75 to O-I, Office Uses (Reduction In Buffers), District 7 Land Lot 002 Parcel 004, 2700 Block of Cruse Road, 0.69 acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 3-0 (Lasseter Absent, Nasuti Out of Room)}**

**2010-0106 RZM2010-00001**, Applicant: MPM Development, LLC, Owner: MPM Development, LLC, R-75 CSO to R-TH, Townhomes, District 6 Land Lot 228 Parcel 226, 2300 Block of Pond Road, 14.24 acres, District 2/Nasuti[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] **{Action: Denied Motion: Kenerly Second: Beaudreau Vote: 3-0 (Lasseter Absent, Nasuti Out of Room)}**

**2010-0105 RZR2010-00001**, Applicant: MPM Development, LLC, Owner: MPM Development, LLC, R-75 CSO to R-ZT, Single-Family Subdivision, District 6 Land Lot 228 Parcel 226, 2300 Block of Pond Road and the 4600-4700 Blocks of Bogie Road, 31.95 acres, District 2/Nasuti[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] **{Action: Denied Motion: Kenerly Second: Beaudreau Vote: 3-0 (Lasseter Absent, Nasuti Out of Room)}**

**4. Planning & Development/Bryan Lackey**

**2010-0067 CRC2009-00003**, Application of Gustavo Bengochea for Metropolitan River Protection Act Certificate to construct a residential swimming pool on .94 acres at 4597 Ridgegate Drive, Lot 2, Block D, Unit 2, of Riverview Estates Subdivision located in the Chattahoochee River Corridor, District 6, Land Lot 319, Parcel 014, Commission District 2/Nasuti. **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 3-0 (Lasseter Absent, Nasuti Out of Room)}**

**IX. Comments from Audience**

**X. Adjournment**