

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, March 23, 2010 - 7:00 PM

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

{Action: Approved – Move 2010-0278 to Page 5 Motion: Bannister Second: Kenerly
Vote: 4-0 (Beaudreau Out of Room)}

Approval of Amended Agenda

{Action: Approved Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

IV. Approval of Minutes: **Business Session:** March 16, 2010

Executive Session: March 23, 2010

{Action: Approved Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

V. Announcements

- **Resolution of Recognition:** Patriots Day – April 19, 2010

{Action: Approved Motion: Lasseter Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

VI. Old Business**I. County Administration**

2010-0176 Approval/authorization for the Chairman to execute a Resolution approving the creation of the Lilburn Community Improvement District. {Action: Approved with Change Motion: Nasuti Second: Lasseter Vote: 4-0 (Beaudreau Out of Room)}

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VII. New Business

I. Commissioners

2010-0274 Approval to accept the resignation of Julianne Thompson from the Recreation Authority. District 1/Lasseter {Action: Approved Motion: Lasseter Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

VIII. 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 03/23/2010) (Tabled to 06/22/2010) (Staff Recommendation: Approval with Conditions)(Public hearing was held) {Action: Tabled Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

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 03/23/2010) (Tabled to 06/22/2010) (Staff Recommendation: Approval with Conditions)(Public hearing was not held) {Action: Tabled Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

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 03/23/2010) (Tabled to 06/22/2010)(Public hearing was not held) {Action: Tabled Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

2010-0122 TSP2009-00008 - Construct four (4) towers (steeples) 58 feet in height. The towers will be located on each corner of the proposed building (mosque). Location is 3122 Cruse Road in Lawrenceville. Commission District 4 (Kenerly). (Staff Recommendation: Approval with Condition) {Action: Approved with Stipulations Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}

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VIII. Public Hearing – Old Business

I. Planning & Development/Bryan Lackey

2010-0181 RZC2010-00006, Applicant: Pierre Maalouf, Owner: Pierre Maalouf, M-1 to C-2, Commercial Retail Uses, District 6 Land Lot 199 Parcel 116, 1700 Block of Willow Trail Parkway, 2.56 acres, District 1/Lasseter. **(Tabled on 03/23/2010) (Tabled to 05/25/2010)(Public hearing was held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Tabled Motion: Lasseter Second: Nasuti Vote: 5-0}**

2010-0183 SUP2010-00008, Applicant: Pierre Maalouf, Owner: Pierre Maalouf, For a Special Use Permit in a C-2 (Proposed) zoning district to Allow Outdoor Recreation, District 6 Land Lot 199 Parcel 116, 1700 Block of Willow Trail Parkway, 2.56 acres, District 1/Lasseter. **(Tabled on 03/23/2010) (Tabled to 05/25/2010)(Public hearing was held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Tabled Motion: Lasseter Second: Nasuti Vote: 5-0}**

2010-0187 SUP2010-00004, Applicant: Curt Thompson, Owner: KVL, LLC, for a Special Use Permit in a C-1 zoning district to Allow a Building Height Increase from 3 to 4 stories; District 6 Land Lot 186 Parcel 013, 5000 Block of Singleton Road, 1.51 acres, District 2/Nasuti. **(Tabled on 03/23/2010) (Tabled to 04/27/2010)(Public hearing was not held)**[Planning Department Recommendation: Deny][Planning Commission Recommendation: Tabled - Date: 4/20/2010] **{Action: Tabled Motion: Nasuti Second: Kenerly Vote: 4-0 (Beaudreau Out of Room)}**

2009-1281 RZM2009-00002, Applicant: Silver Springs Communities, Owner: Luv Homes - Joyce Ogletree, O-1 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 03/23/2010) (Tabled to 08/24/2010)(Public hearing was not held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Tabled Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}**

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IX. Public Hearing – New Business

I. Special Use Permit

2010-0246 SUP2010-00013, Applicant: Mahaffey Pickens Tucker, LLP, Owner: RBC Bank, for a Special Use Permit in a C-2 zoning district To Allow a Title Loan and Check Cashing Facility, District 7 Land Lot 032 Parcel 011, 900 Block of Duluth Highway, 1.35 acres, District I/Lasseter[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Lasseter Second: Nasuti Vote: 5-0}**

2. Rezonings

2010-0245 RZC2010-00007, Applicant: Shamsha Lakhani, Owner: SNS Hospitality, LLC, C-1 to C-2, Emission Inspection Station, District 5 Land Lot 172 Parcel 157, 800 Block of New Hope Road, 200 Block of Simonton Road, 1.78 acres, District 4/Kenerly **(Tabled on 03/23/2010)** **(Tabled to 04/27/2010)****(Public hearing was not held)**[Planning Department Recommendation: Deny][Planning Commission Recommendation: Tabled - Date: 4/20/2010] **{Action: Tabled Motion: Kenerly Second: Nasuti Vote: 4-0 (Beaudreau Out of Room)}**

2010-0244 RZR2010-00003, Applicant: Two Willows Development Group, LLC, Owner: Two Willows Development Group, LLC, R-SR to R-ZT, Single-Family Subdivision (Reduction In Buffers), District 1 Land Lot 004 Parcel 145, 3300 Block of Bart Johnson Road, 3700 Block of Ridge Road, 18.35 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: 5-0}**

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X. New Business

I. Financial Services/Aaron Bovos

2010-0278 Approval/authorization of attached Settlement and Release Agreement and approval/authorization for Chairman to execute separate Agreements for Residential Solid Waste Collection and Disposal and Collection of Residential Single-Stream Recovered Materials between Gwinnett County and the following: Waste Pro of Georgia, Inc; Advanced Disposal Services Atlanta, LLC; Southern Sanitation, Inc.; Sanitation Solutions, Inc.; BFI Waste Services, Inc.; and any related documents, subject to approval by the Law Department. (Staff Recommendation: Approve) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 4-1 (Lasseter Opposed)}

XI. Public Hearing – New Business

I. Planning & Development/Bryan Lackey

2010-0250 TSP2009-00045 - Construct a 96 foot Monopine Telecommunication Tower with a 4 foot lightning rod (overall height 100 feet), including antennas at the 96 foot level and a fenced equipment compound. Location is 1730 Bennett Road in Grayson. Commission District 3 (Beaudreau). (Tabled on 03/23/2010) (Tabled to 04/20/2010)(Public hearing was held) {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0251 TSP2009-00046 - Construct a 96 foot Monopine Telecommunication Tower with a 4 foot lightning rod (overall height 100 feet), including antennas at the 96 foot level and a fenced equipment compound. Location is 2055 Ridgedale Drive in Snellville. Commission District 3 (Beaudreau). (Tabled on 03/23/2010) (Tabled to 04/20/2010)(Public hearing was held) {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0252 TSP2009-00047 - Construct a 95 foot Monopole Telecommunication Tower with a 5 foot lightning rod (overall height 100 feet), including antennas at the 95 foot level and a fenced equipment compound. Location is 3485 South Puckett Road in Buford. Commission District 4 (Kenerly). {Action: Denied without Prejudice Motion: Kenerly Second: Beaudreau Vote: 4-0 (Nasuti Out of Room)}

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XI. Public Hearing – New Business

I. Planning & Development/Bryan Lackey

2010-0253 TSP2009-00048 - Construct a 120 foot Monopole Telecommunication Tower with a 5 foot lightning rod (overall height 125 feet), including antennas at the 120 foot level and a fenced equipment compound. Location is 10 Lester Road in Lawrenceville. Commission District 2 (Nasuti). (Tabled on 03/23/2010) (Tabled to 09/28/2010)(Public hearing was not held) {Action: Tabled Motion: Nasuti Second: Kenerly Vote: 4-0 (Beaudreau Out of Room)}

2010-0254 TSP2009-00049 - Construct a 150 foot Monopole Telecommunication Tower with a 4 foot lightning rod (overall height 154 feet), including antennas at the 150 foot level and a fenced equipment compound. Location is 1391 Oak Road in Lilburn. Commission District 3 (Beaudreau). {Action: Denied Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0144 Amendment-2010-00001, An Amendment to the 1985 Zoning Resolution of Gwinnett County, Article III (Definitions), to revise the definitions of the terms Customary Home Occupation and Family Personal Care Home and to provide for Family Personal Care Homes in Article XIII (Use Provisions). {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2010-0249 of an Ordinance to amend the 1985 Zoning Resolution of Gwinnett County to revise provisions concerning variances from the definition of the term "family". {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

XII. Comments from Audience

XIII. Adjournment