



# Gwinnett County Board of Commissioners

Tuesday, August 28, 2007 - 7:00 PM

## Public Hearing - Minutes

### **I. Call To Order, Invocation, Pledge to Flag**

### **II. Opening Remarks by Chairman**

### **III. Amend Agenda**

{Action: Approved Motion: Nasuti Second: Green Vote: 5-0}

### **Approval of Amended Agenda**

{Action: Approved Motion: Green Second: Beaudreau Vote: 5-0}

### **IV. Approval of Minutes:** Business Session: August 21, 2007

{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

### **V. Announcements**

### **VI. Old Business**

#### **1. Planning & Development/Glenn Stephens**

**2007-1113 SUP-07-071**, Applicant: True Vine Land Planning & Engineering of Braselton, Owner: GCMT2, LLC, for a Special Use Permit in an M-2 Zoning District to Allow a Building Height Increase, District 7 Land Lot 118 Parcel 004, 2200 Block of Northmont Parkway, 6.45 Acres, District 1/Green(Tabled on 7/24/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Green Second: Nasuti Vote: 5-0}

**2007-1115 SUP-07-074**, Applicant: Imperial Investments Group, Inc., Owner: Dray Investors, LLC, for a Special Use Permit in a C-2 Zoning District to Allow a Building Height Increase, District 1 Land Lot 001 Parcel 048, 2700 Block of Hamilton Mill Road, 3.21 Acres, District 4/Kenerly(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

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## **VI. Old Business**

### **1. Planning & Development/Glenn Stephens**

**2007-0706 RZC-08-018**, Applicant: Johnson Road Properties, LLC, Owner: John W. Heard, R-100 to O-I, Daycare Center (Reduction in Buffers), District 7 Land Lot 318 Parcel 047, 5500 Block of Suwanee Dam Road, 5500 Block of Kennedy Road, 2.25 Acres, District 4/Kenerly(Tabled on 5/22/2007)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions as R-ZT] { Action: Approved with Stipulations as R-ZT Motion: Green Second: Beaudreau Vote: 3-2 (Bannister & Kenerly Opposed)}

**2007-0707 SUP-08-004**, Applicant: Johnson Road Properties, LLC, Owner: John W. Heard, for a Special Use Permit in an O-I (Proposed) Zoning District to Allow a Daycare Center, District 7 Land Lot 318 Parcel 047, 5500 Block of Suwanee Dam Road, 5500 Block of Kennedy Road, 2.25 Acres, District 4/Kenerly(Tabled on 5/22/2007)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] { Action: Denied Motion: Kenerly Second: Beaudreau Vote: 5-0}

**2007-0720 RZC-07-038**, Applicant: Wilwat Properties, Inc., Owner: Su-Tzu Huang Living Trust, et al, RA-200 to C-2, Commercial Retail Uses (Reduction in Buffers), District 2 Land Lot 002 Parcel 036, District 2 Land Lot 002 Parcel 040, District 2 Land Lot 002 Parcel 041, District 2 Land Lot 002 Parcel 136, District 2 Land Lot 002 Parcel 144, District 2 Land Lot 002 Parcel 190, 700 Block of Auburn Road, 3400 Block of Fence Road, 5.47 Acres, District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] { Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2007-1108 RZC-08-031**, Applicant: Wilwat Properties, Inc., Owner: Telia F. Hanks, Owner: Mark A. Hanks, et al, RA-200 to C-2, Commercial Retail Uses (Reduction in Buffers), District 2 Land Lot 001 Parcel 443, 3400 Block of Fence Road, 2.00 Acres, District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] { Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

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**VI. Old Business**

**1. Planning & Development/Glenn Stephens**

**2007-1109 RZC-08-032**, Applicant: Wilwat Properties, Inc., Owner: Mark A. Hanks, Owner: Telia F. Hanks, et al, RA-200 to C-2, Commercial Retail Uses (Reduction in Buffers), District 2 Land Lot 001 Parcels 018 and 417, 800 Block of Auburn Road, 3.26 Acres, District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2007-1084 RZC-07-041**, Applicant: Robert & Marilyn Kilby, Owner: Robert Kilby, et al, R-100 to O-I, Office Uses, District 6 Land Lot 058 Parcel 009H, 2100 Block of Rockbridge Road, 2.05 Acres, District 3/Beaudreau(Tabled on 7/24/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Denied Motion: Beaudreau Second: Kenerly Vote: 4-1 (Bannister Opposed)}

**2007-1087 RZC-07-043**, Applicant: The Dream House for Kids, Inc., Owner: The Dream House for Kids, Inc., R-100 to O-I Group Home (Reduction in Buffers), District 6 Land Lot 100 Parcel 100, 4800 Block of Miller Road, 2.15 Acres, District 2/Nasuti(Tabled on 7/24/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny without Prejudice] {Action: Denied Without Prejudice Motion: Nasuti Second: Beaudreau Vote: 5-0}

**2007-1088 SUP-07-019**, Applicant: The Dream House for Kids, Inc., Owner: The Dream House for Kids, Inc., for a Special Use Permit in an O-I (Proposed) Zoning District to Allow Daycare Center (Group), District 6 Land Lot 100 Parcel 100, 4800 Block of Miller Road, 2.15 Acres, District 2/Nasuti(Tabled on 7/24/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Nasuti Second: Beaudreau Vote: 5-0}

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**VI. Old Business**

**1. Planning & Development/Glenn Stephens**

**2007-1089 RZC-07-044**, Applicant: Strategic Realty Group, LLC, Owner: Sola Fide Church, et al, R-100 to C-2, Commercial Retail Uses (Reduction in Buffers), District 5 Land Lot 086 Parcels 010, 017, 025, and 026 and District 5 Land Lot 087 Parcels 130, 131, 134, 135, 128, 132, 133, 136, 146, 129, 137, 138, 127, 139, 140, 125, 141, 124, 142, 123, 115, and 001, 1200 Block of Scenic Highway, 33.87 Acres, District 4/Kenerly(Tabled on 7/24/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 5-0}**

**2007-1100 RZC-07-054**, Applicant: George Flanigan, Owner: PIB Development, LLC, M-1 to C-2, Commercial Retail Uses (Reduction in Buffers), District 6 Land 268 Parcels 043 and 044, 4400 Block of Peachtree Industrial Boulevard, 4.99 Acres, District 2/Nasuti(Tabled on 7/24/2007)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions as C-1] **{Action: Approved with Stipulations as C-1 Motion: Nasuti Second: Green Vote: 5-0}**

**2007-0436 RZR-07-012**, Home Crafters, Inc., Modified Single-Family Subdivision, RA-200 to R-100 Modified, LL003, 2nd District, Parcels 023 and 209, 400 Block of Auburn Road. District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions as R-100] **{Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}**

**2007-0437 SUP-07-015**, Home Crafters, Inc., Modified Single-Family Subdivision, R-100 (Proposed), LL003, 2nd District, Parcels 023 and 209, 400 Block of Auburn Road. District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny] **{Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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**VI. Old Business**

**1. Planning & Development/Glenn Stephens**

**2007-0917 RZR-07-016**, Applicant: T & B, LLC, Owner: Larry Blanton, et al, R-75 & R-60 to R-ZT, Single-Family Subdivision, District 7 Land Lot 037 Parcels 012, 017, and 630, 2200 Block of Cruse Road and the 900 Block of Eagle Pointe Drive, 6.88 Acres, District 1/Green(Tabled on 6/26/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny] **{Action: Denied Motion: Green Second: Nasuti Vote: 5-0}**

**2007-0918 RZR-07-017**, Applicant: Home Crafters, Inc., Owner: Robert L. Cudger, et al, RA-200 to R-ZT, Single-Family Subdivision (Reduction in Buffers), District 5 Land Lot 274 Parcels 003, 008, 013, 035, 115, 117, and 119, 2100 Block of American Legion Road, 11.38 Acres, District 3/Beaudreau(Tabled on 7/24/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions as R-100 Mod] **{Action: Denied Without Prejudice Motion: Beaudreau Second: Kenerly Vote: 5-0}**

**2007-0921 RZR-07-020**, Applicant: Shuang Ling Tsai Chen, Owner: Shuang Ling Tsai Chen, RA-200 to R-ZT, Single-Family Subdivision (Reduction in Buffers), District 2 Land Lot 003 Parcel 002, 0-100 Block of Auburn Road and the 3700 Block of Apalachee Road, 17.98 Acres, District 3/Beaudreau(Tabled on 6/26/2007)[Planning Department Recommendation: Approve with Conditions as R-100 MOD][Planning Commission Recommendation: Deny without Prejudice] **{Action: Denied Without Prejudice Motion: Beaudreau Second: Kenerly Vote: 4-0 (Green Out of Room)}**

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### **VI. Old Business**

#### **1. Planning & Development/Glenn Stephens**

**2007-0922 RZR-07-021**, Applicant: Kathryn Umstead, Owner: Bart Strutts, et al, RA-200 to R-ZT, Single-Family Subdivision, District 1 Land Lot 001 Parcels 172, 362, 370, 414, and 418, 3600 Block of Sardis Church Road and the 2500-2600 Block of West Rock Quarry Road, 27.95 Acres, District 4/Kenerly(Tabled on 8/28/2007) (Tabled to 11/27/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions as R-75 CSO][Planning Commission Recommendation: Tabled - Date: 11/13/2007] {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

**2007-0923 RZR-07-022**, Applicant: Kathryn Umstead, Owner: Kathryn B. Umstead, et al, RA-200 to R-ZT, Single-Family Subdivision (Reduction in Buffers), District 1 Land Lot 001 Parcels 406 and 416, 2400-2500 Block of West Rock Quarry Road, 12.64 Acres, District 4/Kenerly(Tabled on 8/28/2007) (Tabled to 11/27/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions as R-75 CSO][Planning Commission Recommendation: Tabled - Date: 11/13/2007] {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

### **VII. Public Hearing**

#### **1. Rezonings:**

**2007-1225 RZC-08-045**, Applicant: Federal Road Transfer Stations LLC, Owner: North Crescent Properties, LLC, M-1 to M-2, Solid Waste Transfer Station, District 6 Land Lot 218 Parcel 015, 2000 Block of Button Gwinnett Drive, 3.50 Acres, District 2/Nasuti(Tabled on 8/28/2007) (Tabled to 9/18/2007)(Public hearing was held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] {Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}

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**VII. Public Hearing**

**1. Rezonings:**

**2007-1226 SUP-08-007**, Applicant: Federal Road Transfer Stations, LLC, Owner: North Crescent Properties, LLC, for a Special Use Permit in an M-2 Zoning District to Allow a Solid Waste Transfer Station, District 6 Land Lot 218 Parcel 015, 2000 Block of Button Gwinnett Drive, 3.50 Acres, District 2/Nasuti(Tabled on 8/28/2007) (Tabled to 9/18/2007)(Public hearing was held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] {Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}

**2. Support Services/Connie Hinson**

**2007-1198 Approval/authorization** of a public hearing and abandonment of a portion of a road known as Jasper Road, authorization for Chairman to execute the quitclaim deeds in land lot 334 of the 5th land district, abandonment in accordance with Georgia statutes on abandonment found in O.C.G.A. 32-7-2 HB 1539. District 3/Beaudreau(Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**3. Transportation/Brian Allen**

**2007-1151 Approval** of incorporation into the Gwinnett County Speed Hump Program - Tullis Road (M-0092-38) estimated cost: \$16,400.00 - 2001 Sales Tax Program - Commission District 4/Kenerly(Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

**4. Change in Conditions:**

**2007-1220 CIC-07-023**, Applicant: JSA, Inc., Owner JSA, Inc., to Change Conditions of Zoning for Property Zoned C-2, District 6 Land Lot 150 Parcel 441, 600 Block of Beaver Ruin Road, 1.06 Acres, District 2/Nasuti(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Tabled - Date: 09/18/2007] {Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}

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#### **4. Change in Conditions:**

**2007-1221 CIC-07-024**, Applicant: Jimmy L. Glenn, Owner: GS&T Properties, LLC, to Change Conditions of Zoning for Property Zoned M-1, District 7 Land Lot 168 Parcel 036, 500 Block of Satellite Boulevard and the 3200 Block of Burnette Road, 7.49 Acres, District 1/Green(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] {Action: Tabled Motion: Green Second: Nasuti Vote: 5-0}

**2007-1223 CIC-07-025**, Applicant: DD Suwanee Note Holding Co., LLC, Owner: DD Suwanee Note Holding Co., LLC, to Change Conditions of Zoning for Property Zoned C-2, District 7 Land Lot 048 Parcel 403, 1400 Block of Lawrenceville-Suwanee Road and the 1400 Block of Riverside Parkway, 10.38 Acres, District 1/Green(Tabled on 8/28/2007) (Tabled to 9/18/2007)(Public hearing was held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Tabled Motion: Green Second: Nasuti Vote: 5-0}

**2007-1224 CIC-07-026**, Applicant: Alpha to Omega Properties, LLC, Owner: Alpha to Omega Properties, LLC, to Change Conditions of Zoning for Property Zoned R-100, District 5 Land Lot 217 Parcels 125, 126, 128, 129, 130, 131, 132, 133, 135, 136, 137, 138, 139, 140, 141, 143, 1000 Block of Nours Circle, 14.95 Acres, District 3/Beaudreau[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Beaudreau Second: Kenerly Vote: 5-0}

#### **5. Special Use Permit:**

**2007-1227 SUP-07-075**, Applicant: Guo Zhong Liu, Owner: Guo Zhong Liu, for a Special Use Permit in a C-1 Zoning District to Allow a Restaurant, District 6 Land Lot 258 Parcel 242, 2800 Block of Simpson Circle, 2.00 Acres, District 2/Nasuti[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Nasuti Second: Green Vote: 5-0}

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**5. Special Use Permit:**

**2007-1229 SUP-07-076**, Applicant: Charles Scannella, Owner: Heritage Old Peachtree, for a Special Use Permit in an M-1 Zoning District to Allow a Recreation Facility - Indoor, District 6 Land Lot 270 Parcel 075, 4800 Block of South Old Peachtree Road, 6.22 Acres, District 2/Nasuti[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Nasuti Second: Green Vote: 5-0}**

**2007-1230 SUP-07-077**, Applicant: Elmina Inc., Owner: Heejin Son, for a Special Use Permit in a R-100 Zoning District to Allow a Daycare Center (Group), District 7 Land Lot 070 Parcel 121, 1700 Block of Lawrenceville Suwanee Road, 0.45 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] **{Action: Denied Motion: Kenerly Second: Beaudreau Vote: 5-0}**

**2007-1231 SUP-07-078**, Applicant : Steve Shore, Owner: CGS Properties, for a Special Use Permit in a C-2 Zoning District to Allow Motorcycle Sales/Service, District 6 Land Lot 150 Parcel 126, 400 Block of Beaver Ruin Road, 1.00 Acres, District 2/Nasuti(**Tabled on 8/28/2007**) (**Tabled to 9/18/2007**)(**Public hearing was held**)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}**

**2007-1232 SUP-07-079**, Applicant: Steve Shore, Owner, CGS Properties, for a Special Use Permit in a C-2 Zoning District to Allow an Automobile Body Repair Shop, District 6 Land Lot 150 Parcel 126, 400 Block of Beaver Ruin Road, 1.00 Acres, District 2/Nasuti(**Tabled on 8/28/2007**) (**Tabled to 9/18/2007**)(**Public hearing was held**)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] **{Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}**

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**VII. Public Hearing**

**6. Rezonings:**

**2007-1201 RZC-07-057**, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Robert M. Cain, et al, R-100 & C-1 to O-I, Retirement Community (Reduction in Buffers), District 5 Land Lot 013 Parcels 129, 130, 136, 143, 144, 164, and 181, 2800 Block of Hutchins Road and the 2800-2900 Block of Brittney Place, 34.16 Acres, District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 10/23/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 10/16/2007] {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2007-1202 SUP-07-029**, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Robert M. Cain, et al, for a Special Use Permit in an O-I (Proposed) Zoning District to Allow a Retirement Community, District 5 Land Lot 013 Parcels 129, 130, 136, 143, 144, 164, and 181, 2800 Block of Hutchins Road and the 2800-2900 Block of Brittney Place, 34.16 Acres, District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 10/23/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 10/16/2007] {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2007-1203 RZC-08-001**, Applicant: Annette Phillips Rogers, Owner: Annette Phillips Rogers, R-100 to M-1, Office/Warehouse (Reduction in Buffers), District 6 Land Lot 087 Parcel 087, 1000 Block of Oak Road, 2.37 Acres, District 3/Beaudreau(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions as O-I][Planning Commission Recommendation: Approve with Conditions] {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

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**VII. Public Hearing**

**6. Rezonings:**

**2007-1205 RZC-08-002**, Applicant: Ridge Place, Owner: Kacy Shin, et al, R-100 and RA-200 to C-1, Commercial Retail Uses (Reduction in Buffers), District 7 Land Lot 182 Parcel 026, 3300 Block of Ridge Road, 1.11 Acres, District 4/Kenerly[Planning Department Recommendation: Approve with Conditions as O-I][Planning Commission Recommendation: Approve with Conditions as C-1] **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 5-0}**

**2007-1206 RZC-08-003**, Applicant: Yeadea Davis Flahnma, Owner: Yeadea Davis Flahnma, R-75 to O-I, Daycare Center (Reduction in Buffers), District 7 Land Lot 001 Parcel 062, 2700 Block of Cruse Road, 0.47 Acres, District 4/Kenerly(**Tabled on 8/28/2007**) (**Tabled to 9/4/2007**)**(Public hearing was held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}**

**2007-1207 SUP-08-001**, Applicant: Yeadea Davis Flahnma, Owner: Yeadea Davis Flahnma, for a Special Use Permit in an O-I (Proposed) Zoning District to Allow a Daycare Center, District 7 Land Lot 001 Parcel 062, 2700 Block of Cruse Road, 0.47 Acres, District 4/Kenerly(**Tabled on 8/28/2007**) (**Tabled to 9/4/2007**)**(Public hearing was held)**[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}**

**2007-1208 RZC-08-004**, Applicant: Theresa Dyer, Owner: Theresa Dyer, RA-200 to C-2, Commercial Retail Uses (Reduction in Buffers), District 3 Land Lot 003 Parcel 039B, 2000 Block of Mineral Springs Road and the 4100 Block of Braselton Highway, 1.16 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 5-0}**

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**VII. Public Hearing**

**6. Rezonings:**

**2007-1209 RZC-08-005**, Applicant: Amerco Real Estate Company, Owner: U-Haul Storage (DE) L.P., O-I to C-2, Truck Rental (Reduction in Buffers), District 6 Land Lot 182 Parcel 043, 1200 Block of Pleasant Hill Road, 0.35 Acres, District 1/Green[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Green Second: Nasuti Vote: 5-0}**

**2007-1210 SUP-08-002**, Applicant: Amerco Real Estate Company, Owner: U-Haul Storage (DE) L.P., for a Special Use Permit in a C-2 (Proposed) Zoning District to Allow Truck Rental, District 6 Land Lot 182 Parcel 043, 1200 Block of Pleasant Hill Road, 0.35 Acres, District 1/Green[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Green Second: Nasuti Vote: 5-0}**

**2007-1211 RZC-08-006**, Applicant: Webb 20, LLC, Owner: Webb 20, LLC, C-1 and R-100 to C-2, Commercial Retail Uses (Reduction in Buffers), District 5 Land Lot 138 Parcels 010, 010A, and 010B, 1300 Block of Grayson Highway and the 0-1000 Block of Webb Gin House Road, 3.71 Acres, District 4/Kenerly(Tabled on 8/28/2007) (Tabled to 9/4/2007)(Public hearing was held)[Planning Department Recommendation: Approve with Conditions as C-1][Planning Commission Recommendation: Approve with Conditions as C-2] **{Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}**

**2007-1212 RZC-08-007**, Applicant: Terry Rathmann, Owner: Terry Rathmann, et al, R-75 to C-2, Contractors Office (Reduction in Buffers), District 7 Land Lot 255 Parcel 054, 4200 Block of Westbrook Road, 0.64 Acres, District 1/Green(Tabled on 8/28/2007) (Tabled to 2/26/2008)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions as O-I][Planning Commission Recommendation: Deny] **{Action: Tabled Motion: Green Second: Nasuti Vote: 5-0}**

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**VII. Public Hearing**

**6. Rezonings:**

**2007-1213 RZC-08-009**, Applicant: Mr. Shahbaz Sherwani, Owner: Mr. Shahbaz Sherwani, RA-200 to C-2, Automobile Sales, District 6 Land Lot 259 Parcel 057, 4300 Block of Buford Highway, 0.87 Acres, District 2/Nasuti(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] {Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}

**2007-1214 SUP-08-003**, Applicant: Mr. Shahbaz Sherwani, Owner: Mr. Shahbaz Sherwani, for a Special Use Permit in a C-2 (Proposed) Zoning District to Allow Automobile Sales, District 6 Land Lot 259 Parcel 057, 4300 Block of Buford Highway, 0.87 Acres, District 2/Nasuti(Tabled on 8/28/2007) (Tabled to 9/25/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] {Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}

**2007-1215 RZC-08-011**, Applicant: Bill Kingsbury, Owner: Wynette L. Hutchins, R-100 to O-I, Office Uses (Reduction in Buffers), District 6 Land Lot 053 Parcel 030, 2100 Block of McDaniels Bridge Road, 0.85 Acres, District 3/Beaudreau[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2007-1216 RZC-08-013**, Applicant: Ben Skaggs, Owner: Yong Suk Choi, R-75 to C-2, Commercial Retail Uses (Reduction in Buffers), District 6 Land Lot 177 Parcels 026 and 011, 1000 Block of Pleasant Hill Road, 1.73 Acres, District 1/Green(Tabled on 8/28/2007) (Tabled to 10/23/2007)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions as C-1][Planning Commission Recommendation: Deny] {Action: Tabled Motion: Green Second: Nasuti Vote: 5-0}

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**VII. Public Hearing**

**6. Rezonings:**

**2007-1218 RZC-08-014**, Applicant: Ann Chang, Owner: Hi-Georgia Development, LLC, R-100 to C-2, Commercial Retail Uses (Reduction in Buffers), District 7 Land Lot 156 Parcels 007 and 212, 1200 Block of Old Peachtree Road, 0.59 Acres, District 1/Green[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny without Prejudice] **{Action: Denied Without Prejudice Motion: Green Second: Nasuti Vote: 5-0}**

**2007-1219 RZC-08-015**, Applicant: Lian Cong Zhang, Owner: Lian Cong Zhang, M-2 to C-2, Commercial Retail Uses, District 6 Land Lot 261 Parcels 061 and 054, 2900 Block of Pleasant Hill Road and the 3800 Block of Bank Street, 4.91 Acres, District 1/Green(**Tabled on 8/28/2007**)  
(**Tabled to 9/25/2007**)(**Public hearing was not held**)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Tabled - Date: 09/18/2007] **{Action: Tabled Motion: Green Second: Nasuti Vote: 5-0}**

**7. Planning & Development/Glenn Stephens**

**2007-1237 TSP-2007-025** construction of a 199-ft. tall telecommunications tower. Location is 4125 N. Puckett Road. Commission District 4/Kenerly(Staff Recommendation: Approval with conditions - see attached) **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 5-0}**

**VIII. New Business**

**1. Commissioners**

**2007-1336 Approval** of amended employment agreement of Jock Connell, County Administrator. **{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}**

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**VIII. New Business**

**1. Commissioners**

**2007-1334 Ratification** of Notice of Intent to Object dated July 30, 2007 and Detailed Objection Letter dated August 9, 2007 addressed to the Mayor and City Council of the City of Buford objecting to a proposed annexation and rezoning located on South Richland Creek Drive and ratification of any other actions taken by the County Administrator and/or Deputy County Administrator to pursue the County's objection in accordance with the Land Use Dispute Resolution Process in O.C.G.A. Section 36-36-11 and authorization for the same to take any further actions, as may be necessary, on behalf of the Board of Commissioners to pursue to the Land Use Dispute Resolution Process in O.C.G.A. Section 36-36-11. District 4/Kenerly {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

**IX. Comments from Audience**

**X. Adjournment**