



Gwinnett County Board of Commissioners

Tuesday, November 18, 2008 - 7:00 PM

Public Hearing - Minutes

- I. Call To Order, Invocation, Pledge to Flag
- II. Opening Remarks by Chairman
- III. Approval of Agenda
{Action: Approved Motion: Green Second: Nasuti Vote 5-0}
- IV. Announcements
- V. Public Hearing - Old Business

1. Planning & Development/Glenn Stephens

2008-2133 TSP-2008-00023, Construction of a 195 foot Tall Monopole Telecommunication Tower with ground equipment. Location is 2050 Hurricane Shoals Rd. Commission District 3 (Beaudreau). (Tabled on 11/18/2008) (Tabled to 01/27/2009) (Staff Recommendation: Approval with Conditions)(Public hearing was held) {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2134 TSP-2008-00024, Construction of a 199 foot Tall Telecommunication Tower with ground equipment. Location is 2565 Camp Mitchell Road. Commission District 3 (Beaudreau). (Tabled on 11/18/2008) (Tabled to 01/27/2009) (Staff Recommendation: Approval with Conditions) (Public hearing was not held) {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2319 TSP-2008-00027 - Allow construction of a 155 foot tall Monopole Telecommunication Tower with ground equipment. Location is: 2443 Collins Hill Road, Commission District 4 (Kenerly). (Tabled on 11/18/2008) (Tabled to 01/27/2009) (Staff Recommendation: Approval with conditions) (Public hearing was not held) {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

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V. Public Hearing - Old Business

1. Planning & Development/Glenn Stephens

2008-2498 MUO-08-003, Applicant: Vintage Communities, Owner: Vintage Communities, M-1 to MUO, Mixed-Use Overlay, District 7 Land Lot 044 Parcels 009 and 225, 1700 Block of Lakes Parkway, 11.58 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}

2008-2272 SUP-08-074, Applicant: JC Properties of Georgia, LLC., Owner: JC Properties of Georgia LLC., for a Special Use Permit in a C-2 Zoning District to Allow a Billiard Hall, District 7 Land Lot 152 Parcel 263, 2700 Block of Lawrenceville-Suwanee Road, 3.56 Acres, District 1/Green[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied Motion: Green Second: Nasuti Vote: 4-0 (Kenerly out of room)}

2008-2404 SUP-08-076, Applicant: Navid Yazdanpanah, Owner: Karen Maclaurin for a Special Use Permit in a C-2 Zoning District to Allow Automobile Sales and Service, District 6 Land Lot 055 Parcel 124, 4300 Block of Stone Mountain Highway, 4.11 Acres, District 3/Beaudreau[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Deny without Prejudice] {Action: Denied without Prejudice Motion: Beaudreau Second: Green Vote: 4-0 (Kenerly out of room)}

2008-2558 RZR-08-001, Formerly 2008-0321, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Mark Wages, RA-200 to R-75 Modified, Modified Single-Family Subdivision, District 5 Land Lot 265 Parcel 001, 1900-2100 Block of Givens Road, 33.20 Acres, District 3/Beaudreau[Planning Department Recommendation: Approve with Conditions As R-100][Planning Commission Recommendation: Approve with Conditions as R-100] {Action: Denied Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly out of room)}

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1. Planning & Development/Glenn Stephens

2008-2559 SUP-08-010, Formerly 2008-0322, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Mark Wages, for a Special Use Permit in an R-75 (Proposed) Zoning District to Allow a Modified Single-Family Subdivision, District 5 Land Lot 265 Parcel 001, 1900-2100 Block of Givens Road, 33.20 Acres, District 3/Beaudreau[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly out of room)}

VI. Public Hearing – New Business

1. County Administration

2008-2740 Approval of adoption of the redevelopment plan for the Evermore Tax Allocation District #1. (Staff Recommendation: Approval) {Action: Removed Motion: Kenerly Second: Beaudreau Vote: 5-0}

2008-2741 Approval of adoption of the Redevelopment Plan for the Gwinnett Place Tax Allocation District #1. (Staff Recommendation: Approval) {Action: Removed Motion: Kenerly Second: Beaudreau Vote: 5-0}

2008-2742 Approval of adoption of the Redevelopment Plan for Gwinnett Village Gateway Tax Allocation District #1. (Staff Recommendation: Approval) {Action: Removed Motion: Kenerly Second: Beaudreau Vote: 5-0}

2. Transportation/Brian Allen

2008-2697 Approval of incorporation into the Gwinnett County Speed Hump Program Ellsworth Glen (M-0092-57) - estimated cost: \$9,840.00 - 2001 Sales Tax Program - Commission District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly out of room)}

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3. Special Use Permit

2008-2671 SUP-08-088, Applicant: Korean Seventh Day Adventist, Owner: Patrick De Connick, for a Special Use Permit in a RA-200 Zoning District to Allow a Church, District 1 Land Lot 002 Parcel 091, 2600 Block of Sardis Way, 6.04 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny without Prejudice] {Action: Denied without Prejudice Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly out of room)}

2008-2672 SUP-08-089, Applicant: Don Woo, Owner: Pleasant Hill Forum, LLC, for a Special Use Permit in a C-2 Zoning District to Allow an Automotive Car Wash (Full Service), District 6 Land Lot 013 Parcels 302, 303, 304, 305, and 306, 3600 Block of Centerville Highway and the 3600 Block of Campbell Road, 7.24 Acres, District 3/Beaudreau (Tabled on 11/18/2008) (Tabled to 12/16/2008)(Public hearing was not held)[Planning Department Recommendation: Approve with Conditions] [Planning Commission Recommendation: Tabled - Date: 12/3/2008] {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2673 SUP-08-090, Applicant: Franklin T. Ly, Owner: Robert W. Campbell, for a Special Use Permit in a R-100 Zoning District to Allow a Church and Community Center, District 6 Land Lot 020 Parcel 002, 4100 Block of Campbell Road, 7.20 Acres, District 3/Beaudreau[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2675 SUP-08-091, Applicant: Angela Igwe-Simms, Owner Angela Igwe-Simms, for a Special Use Permit in a R-100 Zoning District to Allow a Home Occupation (Hair Salon), District 4 Land Lot 299 Parcel 033, 4400 Block of Hidden Stream Drive, 3.0 Acres, District 3/Beaudreau[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Denied Motion: Beaudreau Second: Kenerly Vote: 4-1 (Green Opposed)}

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3. Special Use Permit

2008-2676 SUP-08-092, Applicant: Jerry Higgins, Owner: Jerry Higgins, for a Special Use Permit in a R-100 Zoning District to Allow a Metal Building Greater than 550 Square Feet, District 7 Land Lot 321 Parcel 016B, 5500 Block of Cumming Highway and the 600 Block of Old Cumming Road, 1.90 Acres, District 4/Kenerly[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly out of room)}

2008-2677 SUP-08-093, Applicant: Fast Trip Corporation, Owner: Fast Trip Corporation, for a Special Use Permit in a C-1 Zoning District to Allow a Grocery Store, District 6 Land Lot 189 Parcel 002B, 1400 Block of Pirkle Road and the 5800 Block of Singleton Road, 1.81 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}

4. Rezoning

2008-2668 RZC-09-002, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Valerie Hewatt, C-1 to C-2, Commercial/Retail Uses (Reduction of Buffers), District 7 Land Lot 027 Parcel 010, 700 Block of Braselton Highway, 1.07 Acres, District 4/Kenerly (Tabled on 11/18/2008) (Tabled to 12/02/2008)(Public hearing was held)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

2008-2669 SUP-09-001, Applicant: Mahaffey Pickens Tucker LLP, Owner: Valerie Hewatt, for a Special Use Permit in a C-2 (Proposed) Zoning District to Allow a Tattoo Parlor, District 7 Land Lot 027 Parcel 010, 700 Block of Braselton Highway, 1.07 Acres, District 4/Kenerly (Tabled on 11/18/2008) (Tabled to 12/02/2008)(Public hearing was held)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

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4. Rezoning

2008-2670 CIC-08-022, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Valerie Hewatt, to Change Conditions of Zoning for Property Zoned O-I (Reduction in Buffers), District 7 Land Lot 027 Parcel 010, 700 Block of Braselton Highway, 2.08 Acres, District 4/Kenerly (**Tabled on 11/18/2008**) (**Tabled to 12/02/2008**)(**Public hearing was held**)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {**Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0**}

2008-2679 RZC-08-018 (Reheard by Consent Order), Applicant: Legacy Academy, Owner John W Heard, R-75 to O-I Daycare Center (Reduction in Buffers), District 7 Land Lot 318 Parcel 047, 5500 Block of Suwanee Dam Road and the 5500 Block of Kennedy Road, 2.654 Acres, District 4/Kenerly [Planning Department Recommendation: Deny] [Planning Commission Recommendation: Deny without Prejudice] {**Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 4-0 (Green out of room)**}

2008-2680 SUP-08-004 (Reheard by Consent Order), Applicant: Legacy Academy, 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 and the 5500 Block of Kennedy Road, 2.654 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny without Prejudice] {**Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 4-0 (Green out of room)**}

2008-2681 RZC-07-009 (Reheard by Consent Order), Applicant: Peggy Slappey Properties, Owner: Jack Burel, et al, RA-200 to O-I, Office Uses, District 1 Land Lot 001 Parcels 009 and 045, 2900 Block of Hamilton Mill Road, 9.01 Acres, District 4/Kenerly (**Tabled on 11/18/2008**) (**Tabled to 12/16/2008**)(**Public hearing was not held**)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Tabled - Date: 12/3/2008] {**Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0**}

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5. Planning & Development/Glenn Stephens

2008-2591 TSP-2008-00038 - Construction of a 32' tall steeple atop Immanuel Full Gospel Church. Total height of structure from ground to top of steeple is 66'. Location is 1481 Lawrenceville-Suwanee Road, Lawrenceville, GA 30043. Commission District 4 (Kenerly). (Staff Recommendation: Approval with Condition) {Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 4-0 (Green out of room)}

2008-2593 TSP-2008-00039 - Construction of a 94' tall steeple with cross atop Hamilton Mill United Methodist Church, for a total height from ground to top of cross of 151'4". Location is: 1450 Pine Road. Commission District 4 (Kenerly). (Staff Recommendation: Approval with Condition) {Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 4-0 (Green out of room)}

2008-2663 for Chairman to execute a Resolution to transmit the Gwinnett County 2030 Unified Plan to the Atlanta Regional Commission for regional and state review.[Planning Department Recommendation: Approve][Planning Commission Recommendation: Approve] {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Green out of room)}

VII. Comments from Audience

VIII. Adjournment