AN APPLICATION TO AMEND THE OFFICIAL ZONING MAP OF GWINNETT COUNTY, GA.

APPLICANT INFORMATION	PROPERTY OWNER INFORMATION*
NAME: Smithton Homes LLC ADDRESS: 4763 Township Chase CITY: Marietta STATE: Ga PHONE: 770-652-0044 CONTACT PERSON: Bernie Smith CONTACT'S E-MAIL: bsmith@maste	NAME: Dewey J Bentley ETAL ADDRESS: 2841 Centerville Rosebud Rd CITY: Snellville STATE: GA PHONE: 770-652-0044 rworksatlanta.com
PRESENT ZONING DISTRICTS(S): R100 REC	OSC ACREAGE: 25.78 J
RESIDENTIAL DEVELOPMENT No. of Lots/Dwelling Units 28 Dwelling Unit Size (Sq. Ft.): 1800 Gross Density: 1.086 U/A Net Density: 1.237 U/A	NON-RESIDENTIAL DEVELOPMENT No. of Buildings/Lots: Total Building Sq. Ft Density:

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AN APPLICATION TO AMEND THE OFFICIAL ZONING MAP OF GWINNETT COUNTY, GA.

APPLICANT INFORMATION	PROPERTY OWNER INFORMATION*
NAME: Smithton Homes LLC ADDRESS: 4763 Township Chase CITY: Marietta STATE: Ga ZIP: 30066 PHONE: 770-652-0044	NAME: Jerry W Bentley ADDRESS: 2841 Centerville Rosebud Rd CITY: Snellville STATE: GA ZIP: 30039 PHONE: 770-652-0044
OWNER'S AGENT PROPERTY OV PRESENT ZONING DISTRICTS(S): R100 REC PARCEL NUMBER(S): R4301-001 ADDRESS OF PROPERTY: 2841 Centers PROPOSED DEVELOPMENT: Single Fam	CONTRACT PURCHASER QUESTED ZONING DISTRICT: OSC ACREAGE: 25.78 Ville Rosebud Rd
RESIDENTIAL DEVELOPMENT No. of Lots/Dwelling Units 28 Dwelling Unit Size (Sq. Ft.): 1800 Gross Density: 1.086 U/A Net Density: 1.237 U/A	NON-RESIDENTIAL DEVELOPMENT No. of Buildings/Lots: Total Building Sq. Ft Density:

PLEASE ATTACH A LETTER OF INTENT EXPLAINING WHAT IS PROPOSED

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RZR 17026

AN APPLICATION TO AMEND THE OFFICIAL ZONING MAP OF GWINNETT COUNTY, GA.

NAME: Jeffrey D Cooper
ADDRESS: 4530 Haynes Circle
CITY: Snellville
STATE: GA ZIP: 30039
PHONE:
PHONE: 770-652-0044
rworksatlanta.com
VNER CONTRACT PURCHASER
QUESTED ZONING DISTRICT: OSC
ACREAGE: 25.78
/ille Rosebud Rd
nily Detached
NON-RESIDENTIAL DEVELOPMENT
No. of Buildings/Lots:
Total Building Sq. Ft.
Density:

PLEASE ATTACH A LETTER OF INTENT EXPLAINING WHAT IS PROPOSED

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AN APPLICATION TO AMEND THE OFFICIAL ZONING MAP OF GWINNETT COUNTY, GA.

APPLICANT INFORMATION	PROPERTY OWNER INFORMATION*
NAME: Smithton Homes LLC	NAME: Karen Atha Cooper
ADDRESS: 4763 Township Chase	ADDRESS: 4530 Haynes Circle
CITY: Marietta	CITY: Snellville
STATE: Ga ZIP: 30066	STATE: GA ZIP: 30039
PHONE: 770-652-0044	PHONE:
	PHONE: 770-652-0044
CONTACT'S E-MAIL: bsmith@maste	rworksatlanta.com
OWNER'S AGENT PROPERTY OV	77 77 77 77 77 77 77 77 77 77 77 77 77
PRESENT ZONING DISTRICTS(S): R100 REC	QUESTED ZONING DISTRICT: OSC
PARCEL NUMBER(S): R4301-001	ACREAGE: 25.78
ADDRESS OF PROPERTY: 2841 Centers	ville Rosebud Rd
PROPOSED DEVELOPMENT: Single Fam	
RESIDENTIAL DEVELOPMENT No. of Lots/Dwelling Units 28 Dwelling Unit Size (Sq. Ft.): 1800 Gross Density: 1.086 U/A Net Density: 1.237 U/A	NON-RESIDENTIAL DEVELOPMENT No. of Buildings/Lots: Total Building Sq. Ft Density:

PLEASE ATTACH A LETTER OF INTENT EXPLAINING WHAT IS PROPOSED

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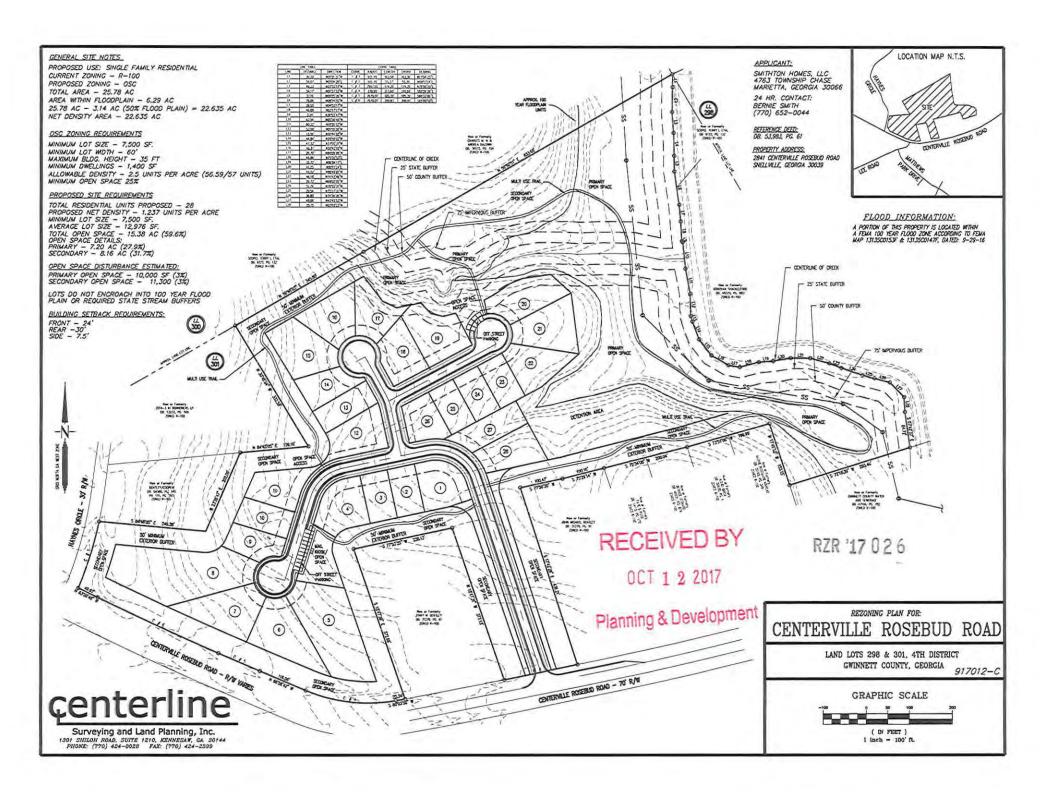
Beginning at a Intersection of the Northerly Right of way of Centerville Rosebud Rd. Rhying & Development Varies) and the Easterly Right of way of Haynes Circle (30' R/W), said point being the POINT OF BEGINNING; thence running along the westerly right of way of Haynes Circle and a curve to the left along having a radius of 921.70 feet for a distance of 163.60 feet, (said curve being subtended by a chord of N.17°04'27"E., for a distance of 163.38 feet) to a point; thence leaving said right of way and running S.84°48'05"E., for a distance of 249.39 feet to a point; thence running N.23°28'47"E., for a distance of 202.00 feet to a point; thence running N.84°43'05"E. for a distance of 159.16 feet to a point; thence running N.30°46'04"W., for a distance of 332.58 feet to a point located on the common Land Lot Line of Land Lots 300 and 301; thence running along the afore-mention Land Lot Line N.59°48'03"E., for a distance of 345.80 feet to a point; thence running N.59°50'51"E., for a distance of 833.68 feet to a point to a point located on the west bank of Haynes Creek; thence running along the bank of Haynes Creek in a southerly and southeasterly direction along the following courses S.01°21'31"E., for a distance of 30.29 feet to a point; thence running S.01°04'28"W., for a distance of 59.07 feet to a point; thence running S.03°55'17"E., for a distance of 49.23 feet to a point; thence running S.01°37'32"E., for a distance of 54.17 feet to a point; thence running S.00°25'26"E., for a distance of 37.16 feet to a point; thence running S.08°14'55"E., for a distance of 79.06 feet to a point; thence running S.04°55'17"E., for a distance of 39.55 feet to a point; thence running S.03°17'17"E., for a distance of 46.08 feet to a point; thence running S.36°03'47"E., for a distance of 3.24 feet to a point; thence running S.05°50'49"E., for a distance of 62.54 feet to a point; thence running S.10°26'12"E., for a distance of 60.22 feet to a point; thence running S.01°19'30"E., for a distance of 52.58 feet to a point; thence running S.16°44'02"E., for a distance of 13.56 feet to a point; thence running S.20°18'03"E., for a distance of 44.84 feet to a point; thence running S.37°05'31"E., for a distance of 47.32 feet to a point; thence running S.59°45'10"E., for a distance of 46.31 feet to a point; thence running S.80°09'09"E., for a distance of 26.70 feet to a point; thence running N.75°02'53"E., for a distance of 45.86 feet to a point; thence running N.86°04'17"E., for a distance of 33.72 feet to a point; thence running N.80°11'34"E., for a distance of 41.25 feet to a point; thence running S.89°49'01"E., for a distance of 45.52 feet to a point; thence running S.74°42'46"E., for a distance of 46.18 feet to a point; thence running S.68°02'05"E., for a distance of 29.72 feet to a point; thence running S.70°35'31"E., for a distance of 51.74 feet to a point; thence running S.75°27'32"E., for a distance of 29.54 feet to a point; thence running S.74°36'26"E., for a distance of 36.80 feet to a point; thence running S.43°45'53"E., for a distance of 48.06 feet to a point; thence running S.03°03'23"E., for a distance of 35.15 feet to a point; thence running S.07°42'37"E., for a distance of 84.72 feet to a point; thence running S.72°18'39"W., for a distance of 293.46 feet to a point; thence running N.17°45'52"W., for a distance of 153.15 feet to a point; thence running S.73°57'06"W., for a distance of 199.99 feet to a point; thence running S.75°34'08"W., for a distance of 200.04 feet to a point; thence running S.75°29'14"W., for a distance of 100.16 feet to a point; thence running S.77°50'20"W., for a distance of 100.47 feet to a point; thence running S.17°42'28"E., for a distance of 436.21 feet to a point located on the northerly right of way of Centerville Rosebud Road; thence running along the northerly right of way of Centerville Rosebud Road and a curve to the right having a radius of 7997.55 feet for a distance of 174.29 feet, (said curve being subtended by a chord of S.78°00'29"W., for a distance of 174.29) to a point; thence leaving said right of way and running N.18°47'31"W., for a distance of 377.13 feet to a point; thence running S.77°53'25"W., for a distance of 235.13 feet to a point; thence running S.18°47'39"E., for a distance of 372.66 feet to a point located on the northerly right of way of Centerville Rosebud Road; thence running S.80°03'50"W., for a distance of 22.34 feet to a point; thence continue along the northerly right of way of Centerville Rosebud Road and a curve to the right having a radius of 370.95 feet for a distance of 213.60 feet, (said curve being subtended by a chord of N.83°26'26"W., for a distance of 210.66) to a point; thence continue running N.66°56'42"W., for a distance of 116.56 feet to a point; thence continue running along the northerly right of way of Centerville Rosebud Road and a curve to the right having a radius of 7679.01 feet for a distance of 105.39 feet, (said curve being subtended by a chord of N.66°33'06"W., for a distance of 105.39) to a point; thence continue running along the northerly

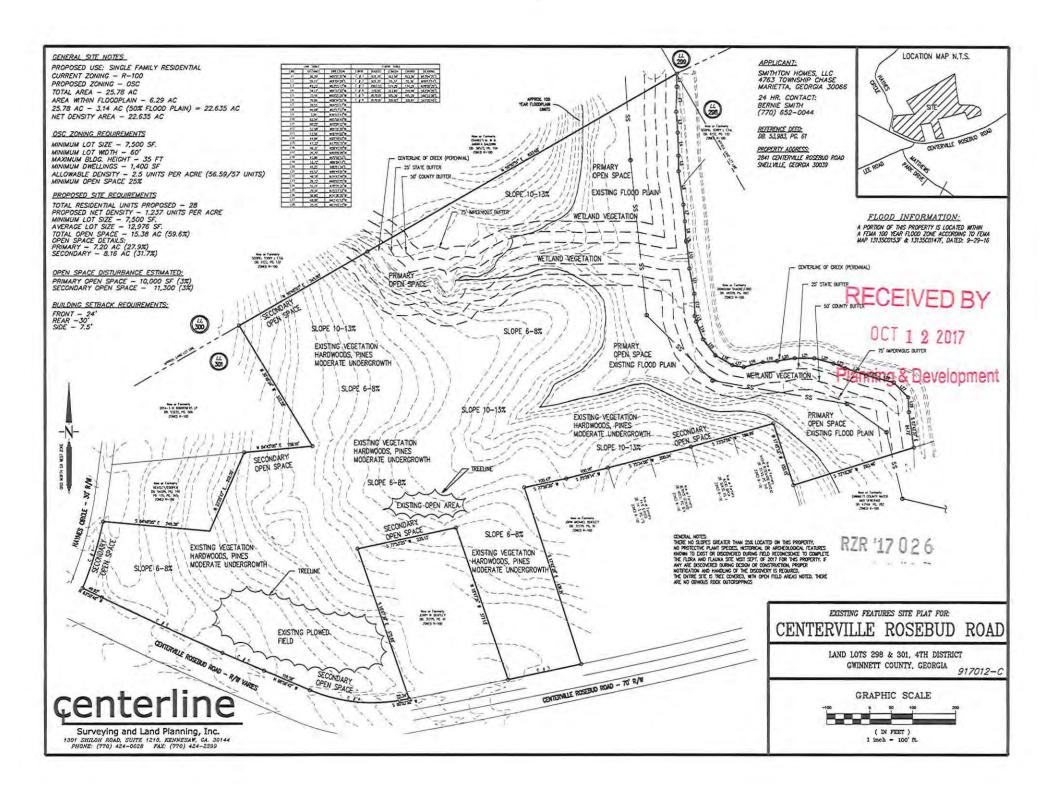
right of way of Centerville Rosebud Road and a curve to the right having a radius of 7679.01 feet for a distance of 309.81 feet, (said curve being subtended by a chord of N.65°00'01"W., for a distance of 309.81) to a point; thence running N.63°50'48"W., for a distance of 49.92 feet to a point also being the POINT OF ENDING.

END OF DESCRIPTION.

RZR '17 026

OCT 1 2 2017





REZONING APPLICANT'S RESPONSE STANDARDS GOVERNING THE EXERCISE OF THE ZONING POWER

PURSUANT TO REQUIREMENTS OF THE UNIFIED DEVELOPMENT ORDINANCE, THE BOARD OF COMMISSIONERS FINDS THAT THE FOLLOWING STANDARDS ARE RELEVANT IN BALANCING THE INTEREST IN PROMOTING THE PUBLIC HEALTH, SAFETY, MORALITY OR GENERAL WELFARE AGAINST THE RIGHT TO THE UNRESTRICTED USE OF PROPERTY AND SHALL GOVERN THE EXERCISE OF THE ZONING POWER.

PLEASE RESPOND TO THE FOLLOWING STANDARDS IN THE SPACE PROVIDED OR USE AN ATTACHMENT AS NECESSARY:

(C) WHETHER THE PROPERTY TO BE AFFECTED BY A PROPOSED REZONING HAS REASONABLE ECONOMIC USE AS CURRENTLY ZONED:

No as zoned the property would not have an economic use due to the all the challenges with this parcel this is the best use for it.

(D) WHETHER THE PROPOSED REZONING WILL RESULT IN A USE WHICH WILL OR COULD CAUSE AN EXCESSIVE OR BURDENSOME USE OF EXISTING STREETS, TRANSPORTATION FACILITIES, UTILITIES, OR SCHOOLS:

No the proposed use will not have an adverse affect on the existing infrastructure.

(E) WHETHER THE PROPOSED REZONING IS IN CONFORMITY WITH THE POLICY AND INTENT OF THE LAND USE PLAN:

Yes the OSC is intended for this type of property.

(F) WHETHER THERE ARE OTHER EXISTING OR CHANGING CONDITIONS AFFECTING THE USE AND DEVELOPMENT OF THE PROPERTY WHICH GIVE SUPPORTING GROUNDS FOR EITHER APPROVAL OR DISAPPROVAL OF THE PROPOSED REZONING:

See Letter of Intent

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RZR 17.026

Smithton Homes LLC

October 4, 2017

RE:

VIA HAND DELIVERY

Gwinnett County Board of Commissioners c/o Jerry Oberholtzer Planning Manager 446 West Crogan Street Lawrenceville, Georgia 30045 RZR '17 026

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2841 Centerville Rosebud Road Rezoning Application

LETTER OF INTENT

Planning & Development

Dear Mr. Oberholtzer and Planning Department,

Respectfully we submit this application to rezone approximately 25.78 acres (see attached survey) from its current zoning of R100 to OSC to allow for 28 quality professional and family targeted single family detached homes. We feel that the proposed community is ideally located in an influential part of Gwinnett County. The purpose and intent is to preserve and protect natural and environmental resources with value added conservation space.

We are proposing that twenty eight (28) residential homes at a net density of 1.237 units per acre, well below the maximum density of 2.5 units per acre threshold allowed for OSC with over 31% open space. The homes will be a minimum of 1800 sq.ft. and will be built with quality materials with alternating architectural elevations. The proposed homes will include a two car garages covered entrances with facades of brick, stone, board and batten, and/or fiber cement or shake siding. Surrounding development and existing homes would not face major negative impacts as a result of the proposed development in part because of the substantial buffering required under the UDO in conjunction with extensive additional buffering preserved on the west side by the Applicant as conservation space.

The proposed zoning and site plan is consistent with similarly developed, residential communities in the immediate area, many of which are zoned R100. As outlined in the 2030

Unified Plan and Future Development Map, the Subject Property and surrounding areas are designated as *Rural Estate Areas*, consistently found to be appropriate for OSC. Quality single family homes will help raise property values and support the schools and nearby commercial development.

The Subject property contains a mixture of hardwoods and pines and Haynes Creek. The engineer laid this out to provide the community with 31.7% open space so that we could preserve and protect the natural environmental resources and provide the opportunity for walking trails so the neighborhood could enjoy the protected area.

The proposed development was designed so that homes would be concentrated away from the creek limiting land disturbance across this area. The proposed development would enhance land, water, air and tree resources by minimizing the area of land disturbance and would significantly contribute to the protection of the surrounding creeks.

We respectfully request your approval of this request for Rezoning from R100 to OSC to permit this proposed residential community. RZR~'17~0~2~6

Respectfully submitted,

Bernie Smith, Smithton Homes LLC OCT 1 2 2017

Gwinnett County Board of Commissioners c/o Jerry Oberholtzer Planning Manager 446 West Crogan Street Lawrenceville, Georgia 30045

RE: 2841 Centerville Rosebud Rd Rezoning Application

> Certification that no Timber Harvesting Activity has taken place in the previous 24 months.

There has been no Timber Harvesting Activity for at least 24 months prior to the submittal of this application.

Duner 9/28/2017

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REZONING APPLICANT'S CERTIFICATION

THE UNDERSIGNED BELOW IS AUTHORIZED TO MAKE THIS APPLICATION. THE UNDERSIGNED IS AWARE THAT NO APPLICATION OR REAPPLICATION AFFECTING THE SAME LAND SHALL BE ACTED UPON WITHIN 12 MONTHS FROM THE DATE OF LAST ACTION BY THE BOARD OF COMMISSIONERS UNLESS WAIVED BY THE BOARD OF COMMISSIONERS. IN NO CASE SHALL AN APPLICATION OR REAPPLICATION BE ACTED UPON IN LESS THAN SIX (6) MONTHS FROM THE DATE OF LAST ACTION BY THE BOARD OF COMMISSIONERS.

Signature of Applicant

10/4/2017

Signature of Applicant

Date

Bernie Smith President

Type or Print Name and Title

Signature of Notary Public

0/4/2019 Date

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Planning & Development RZR '17 U 2 6

THE UNDERSIGNED BELOW, OR AS ATTACHED, IS THE OWNER OF THE PROPERTY CONSIDERED IN THIS APPLICATION. THE UNDERSIGNED IS AWARE THAT NO APPLICATION OR REAPPLICATION AFFECTING THE SAME LAND SHALL BE ACTED UPON WITHIN 12 MONTHS FROM THE DATE OF LAST ACTION BY THE BOARD OF COMMISSIONERS UNLESS WAIVED BY THE BOARD OF COMMISSIONERS. IN NO CASE SHALL AN APPLICATION OR REAPPLICATION BE ACTED UPON IN LESS THAN SIX (6) MONTHS FROM THE DATE OF LAST ACTION BY THE BOARD OF COMMISSIONERS.

Signature of Property Owner Date

DEWEY J BENTLEY

Type or Print Name and Title

Signature of Notary Public

Date

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RZR '17 026

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Signature of Property Owner Date

JERRY W. BENTLEY

Type or Print Name and Title

Diolet C. Bentley 9-30-17
Signature of Notary Public Date

O NOTAPL 25 VID

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Offmy 1	D. Con	9-29 -17	
Signature of Property	Owner	Date	

JEFFREY D COOPER

Type or Print Name and Title

Divert C. Bentley 9-28-17 my commission expires

Signature of Notary Public

ite ____/

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RZR '17026

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Varen (Asha)		9-26-2017
Signature of Property Owner		Date
Kaven Atha C Type or Print Name and Title	wner	
Signature of Notary Public	26 Sy 201	Notary Seal

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CONFLICT OF INTEREST CERTIFICATION FOR REZONING

The undersigned below, making application for a Rezoning, has complied with the Official Code of Georgia Section 36-67A-1, et. seq, Conflict of Interest in Zoning Actions, and has submitted or attached the required information on the forms provided.

2-6	10/4/2017	Bernie Smith President
SIGNATURE OF APPLICANT	DATE	TYPE OR PRINT NAME AND TITLE
SIGNATURE OF APPLICANT'S ATTORNEY OR REPRESENTATIV	DATE /E	TYPE OR PRINT NAME AND TITLE
SIGNATURE OF NOTARY PUBLIC	10/4/2017 C DATE	OTARI SEAL
DISCLOSUR	E OF CAMPAIGN CON	TRIBUTIONS THE COUNTY WHITE
Have you, within the two years impropried the contributions aggregating \$250.00 commember of the Gwinnett County P	or more to a member of the	
YES NO Bernie	e Smith	
	YOUR NA	AME
If the answer is yes, please complet	te the following section:	

POSITION OF GOVERNMENT OFFICIAL	CONTRIBUTIONS (List all which aggregate to \$250 or More)	DATE CONTRIBUTION WAS MADE (Within last two years)

Attach additional sheets if necessary to disclose or describe all contributions.

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OCT 0 5 2017 RZR 17 0 2 6

VERIFICATION OF CURRENT PAID PROPERTY TAXES FOR REZONING

THE UNDERSIGNED BELOW IS AUTHORIZED TO MAKE THIS APPLICATION. THE UNDERSIGNED CERTIFIES THAT ALL GWINNETT COUNTY PROPERTY TAXES BILLED TO DATE FOR THE PARCEL LISTED BELOW HAVE BEEN PAID IN FULL TO THE TAX COMMISSIONER OF GWINNETT COUNTY, GEORGIA. IN NO CASE SHALL AN APPLICATION OR REAPPLICATION FOR REZONING BE PROCESSED WITHOUT SUCH PROPERTY VERIFICATION.

PARCEL I.D. NUMBER:	4	298 & 301	R4301 001
(Map Reference Number)	District	Land Lot	Parcel
2			10/4/2017
Signature of Applicant			Date
Bernie Smith Presi	dent		
***PLEASE TAKE THIS I	ID ADMINISTRA		경기 등 하이지 그 가는 그리즘이 되었다. 그리고 그렇게 하는 사람이 그리셨다.
GWINNETT JUSTICE AN THEIR APPROVAL BELOV	ID ADMINISTRA W.***	TION CENTER, 7	5 LANGLEY DRIVE, F
GWINNETT JUSTICE AN THEIR APPROVAL BELOV	ID ADMINISTRA W.***		5 LANGLEY DRIVE, F
GWINNETT JUSTICE AN THEIR APPROVAL BELOV	TAX COMMISSION Y TAXES BILLED TO	ONERS USE ONLY	SOVE REFERENCED PARCE
GWINNETT JUSTICE AN THEIR APPROVAL BELOV	TAX COMMISSION Y TAXES BILLED TO	ONERS USE ONLY O DATE FOR THE AE CONFIRMED BY THE	SOVE REFERENCED PARCE SIGNATURE BELOW)
GWINNETT JUSTICE AN THEIR APPROVAL BELOV	TAX COMMISSION Y TAXES BILLED TO	ONERS USE ONLY O DATE FOR THE AE CONFIRMED BY THE	SOVE REFERENCED PARCE
(PAYMENT OF ALL PROPERT HAVE BEEN VERIFIED AS PAIL	TAX COMMISSION TAXES BILLED TO CURRENT AND O	ONERS USE ONLY O DATE FOR THE AE CONFIRMED BY THE	BOVE REFERENCED PARCE SIGNATURE BELOW)

OCT 0 5 2017

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Planning & Development RZR '17 0 2 6



OCT 0 5 2017

Planning & Development

RZR '17 0 2 6

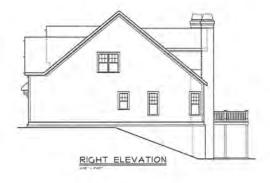


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