#### REZONING APPLICATION

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

APPLICANT INFORMATION	PROPERTY OWNER INFORMATION*		
NAME: Robert Jackson Wilson, PC	NAME: *See attached owner sheet		
ADDRESS: 10 Lumpkin Street	ADDRESS:		
<sub>CITY:</sub> Lawrenceville	CITY:		
STATE: GA ZIP: 30046	STATE:ZIP:		
PHONE: (770) 962-9780	PHONE:		
CONTACT PERSON: Robert Jackson Wilso			
CONTACT'S E-MAIL: jwilson@rjwpcla	aw.com		
APPLICANT IS THE:  OWNER'S AGENT PROPERTY OWNER CONTRACT PURCHASER  PRESENT ZONING DISTRICTS(S): RA200 & R140 REQUESTED ZONING DISTRICT: R-SR  PARCEL NUMBER(S): 5272-003, 5272-012, 5273-035 ACREAGE: 25.485  ADDRESS OF PROPERTY: 2050 Hurricane Shoals Rd.  PROPOSED DEVELOPMENT: Senior Residential Community (Single-Family Detached Dwellings)			
RESIDENTIAL DEVELOPMENT  No. of Lots/Dwelling Units 79  Dwelling Unit Size (Sq. Ft.): 1600/1800  Gross Density: 3.10/acre  Net Density: 3.19/acre	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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## LIST OF PROPERTY OWNERS

Parcel #	Owner Name	Address
R5272 003	Stephen Dee Pennington	2045 Meyers Drive
R5272 012	Stephen Dee Pennington	Lawrenceville, GA 30045
R5273 035	Andrew Huff, as	2356 Woodcreek Court
	Executor of the Estate of	Tucker, GA 30084
	Donald R. Huff, et al.	

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#### LAND DESCRIPTION

All that tract or parcel of land lying and being in Land Lot 272 & 273 of the 5<sup>TH</sup> district, Gwinnett County, Georgia, and being more particularly described as follows:

Beginning at a point formed by the intersection of the Westerly Right-of-Way of Beckenham Walk Drive (Apparent 50' Right-of-Way) and the Southerly right-of-way of Hurricane Shoals Road (Apparent 80'right-of-way); THENCE traveling along the Southerly right-of-way of Hurricane Shoals Road (Apparent 80'right-of-way) in a Southwesterly direction for a distance of 263.72 feet +/- to the intersection of the centerline of creek, said point being THE TRUE POINT OF BEGINNING.

THENCE from said Point as thus established and traveling along said centerline of creek for the next forty one (41) calls and distances, South 17 degrees 20 minutes 54 seconds East for a distance of 50.62 feet to a Point; THENCE South 76 degrees 21 minutes 55 seconds East for a distance of 27.80 feet to a Point; THENCE South 37 degrees 34 minutes 10 seconds East for a distance of 62.16 feet to a Point; THENCE South 44 degrees 55 minutes 51 seconds East for a distance of 49.26 feet to a Point; THENCE South 17 degrees 28 minutes 12 seconds East for a distance of 22.06 feet to a Point; THENCE South 73 degrees 38 minutes 12 seconds East for a distance of 7.62 feet to a Point; THENCE North 76 degrees 18 minutes 19 seconds East for a distance of 6.06 feet to a Point; THENCE South 44 degrees 44 minutes 59 seconds East for a distance of 8.06 feet to a Point; THENCE South 11 degrees 34 minutes 00 seconds East for a distance of 16.58 feet to a Point; THENCE South 42 degrees 26 minutes 54 seconds East for a distance of 22.81 feet to a Point; THENCE South 57 degrees 49 minutes 06 seconds East for a zedistance of 25.07 feet to a Point; THENCE South 41 degrees 34 minutes 34 seconds East for a distance of 52.30 feet to a Point; THENCE South 21 degrees 08 minutes 07 seconds East for a distance of 28.94 feet to a Point; THENCE South 39 degrees 38 minutes 03 seconds East for a distance of 67,58 feet to a Point; THENCE South 44 degrees 33 minutes 34 seconds East for a distance of 29.43 feet to a Point; THENCE South 15 degrees 10 minutes 15 seconds East for a distance of 12.19 feet to a Point; THENCE South 05 degrees 52 minutes 31 seconds East for a distance of 13.64 feet to a Point; THENCE South 37 degrees 41 minutes 20 seconds East for a distance of 21.54 feet to a Point; THENCE South 09 degrees 28 minutes 35 seconds East for a distance of 15.89 feet to a Point; THENCE South 32 degrees 34 minutes 48 seconds East for a distance of 22.62 feet to a Point; THENCE South 33 degrees 57 minutes 25 seconds East for a distance of 27.95 feet to a Point; THENCE South 36 degrees 22 minutes 21 seconds East for a distance of 33.17 feet to a Point; THENCE South 22 degrees 29 minutes 15 seconds East for a distance of 14.56 feet to a Point; THENCE South 11 degrees 55 minutes 27 seconds East for a distance of 17.34 feet to a Point; THENCE South 36 degrees 17 minutes 17 seconds East for a distance of 34.31 feet to a Point; THENCE South 14 degrees 09 minutes 01 seconds East for a distance of 14.83 feet to a Point; THENCE South 32 degrees 49 minutes 51 seconds East for a distance of 27.94 feet to a Point; THENCE South 28 degrees 49 minutes 29 seconds East for a distance of 10,73 feet to a Point; THENCE South 11 degrees 24 minutes 40 seconds East for a distance of 23.63 feet to a Point; THENCE South 35 degrees 22 minutes 45 seconds East for a distance of 9.12 feet to a Point; THENCE South 13 degrees 27 minutes 03 seconds East for a distance of 13.03 feet to a Point; THENCE South 22 degrees 06 minutes 28 seconds East for a distance of 25.78 feet to a Point; THENCE South 52 degrees 05 minutes 39 seconds East for a distance of 25.65 feet to a Point; THENCE South 22 degrees 23 minutes 38 seconds East for a distance of 53.24 feet to a Point; THENCE South 40 degrees 59 minutes 01 seconds East for a distance of 15.49 feet to a Point; THENCE South 26 degrees 40 minutes 39 seconds East for a distance of 15.49 feet to a Point; THENCE South 24 degrees 09 minutes 51 seconds East for a distance of 22.91 feet to a Point; THENCE South 24 degrees 09 minutes 51 seconds East for a distance of 17.40 feet to a Point; THENCE South 71 degrees 47 minutes 17 seconds East for a

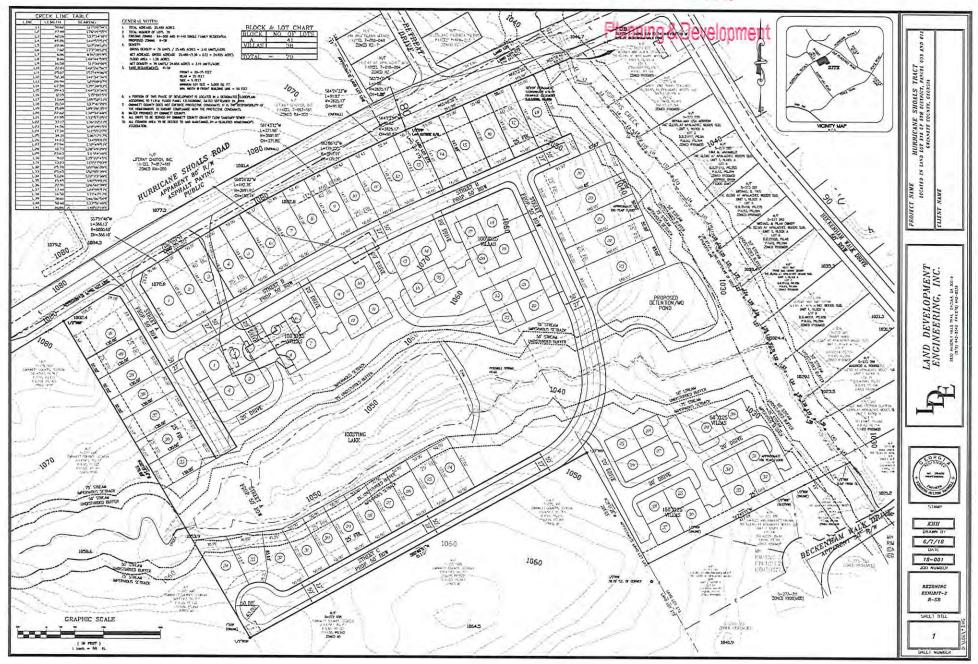
distance of 14.50 feet to a Point; THENCE South 46 degrees 06 minutes 54 seconds East for a distance of 30.61 feet to a Point; THENCE South 33 degrees 51 minutes 40 seconds East for a distance of 50.60 feet to a Point; THENCE South 40 degrees 12 minutes 18 seconds East for a distance of 36.86 feet to a Point; THENCE leaving said centerline of creek, South 62 degrees 49 minutes 15 seconds West for a distance of 477.04 feet to a Point; THENCE North 28 degrees 51 minutes 26 seconds West for a distance of 268.93 feet to a 1/2" Rebar Found; THENCE South 60 degrees 46 minutes 53 seconds West for a distance of 813.07 feet to a 1/2" Rebar Found; THENCE North 30 degrees 19 minutes 34 seconds West for a distance of 779.99 feet to a 1/2" Rebar Found along the Southerly Right-of-Way of Hurricane Shoals Road (apparent 80' Right-of-Way); THENCE continuing along said Right-of-Way, along a curve to the right having a radius of 8800.60 feet and arc length of 366.13 feet being subtended by a chord of North 57 degrees 51 minutes 48 seconds East for a distance of 366.10 feet to a Point; thence with a compound curve to the right having a radius of 3991.91 feet and arc length of 192.76 feet being subtended by a chord of North 60 degrees 26 minutes 02 seconds East for a distance of 192.74 feet to a Point; thence with a compound curve to the right having a radius of 3991.91 feet and arc length of 179.22 feet being subtended by a chord of North 63 degrees 06 minutes 12 seconds East for a distance of 179.21 feet to a Point; thence with a compound curve to the right having a radius of 2625.17 feet and arc length of 90.83 feet being subtended by a chord of North 64 degrees 23 minutes 54 seconds East for a distance of 90.82 feet to a Point; thence with a compound curve to the right having a radius of 2625.17 feet and arc length of 1.00 feet being subtended by a chord of North 65 degrees 24 minutes 01 seconds East for a distance of 1.00 feet to a Point; THENCE North 65 degrees 46 minutes 30 seconds East for a distance of 215,20 feet to a Point; THENCE North 66 degrees 12 minutes 20 seconds East for a distance of 115.91 feet to a Point; THENCE North 65 degrees 38 minutes 48 seconds East for a distance of 50.53 feet to a Point, said point being THE TRUE POINT OF BEGINNING.

Said property contains 25.485 Acres.



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#### 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:

(A) WHETHER A PROPOSED REZONING WILL PERMIT A USE THAT IS SUITABLE IN VIEW OF THE USE AND DEVELOPMENT OF ADJACENT AND NEARBY PROPERTY:

Yes, the proposed use will permit a use that is suitable in the view of adjacent and nearby property. The adjacent property includes residential uses, institutional uses including the church, and the County's Rabbit Hill Perk

WHETHER A PROPOSED REZONING WILL ADVERSELY AFFECT THE EXISTING USE OR USABILITY OF ADJACENT OR NEARBY PROPERTY:

No; the proposed development will not adversely affect the existing use or usability of any nearby properties.

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

No; the property does not have a reasonable economic use as currently zoned in light of the character of surrounding uses.

(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 development will actually relieve infrastructure systems and schools. The senior community is a low-intensity use generating fewer vehicle trips than other types of development.

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

Yes; the proposed use is in conformity with the Policy of Intent of the County's Unified Plan.

(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:

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The close proximity to Rabbit Hill Park, the church, and nearby commercial and residential uses provides additional support for the

application.

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### ROBERT JACKSON WILSON, PC

ATTORNEY AT LAW

10 LUMPKIN STREET • LAWRENCEVILLE, GA 30046 770-962-9780

ROBERT JACKSON WILSON

jwilson@rjwpclaw.com

April 24, 2018

Ms. Charlotte Nash, Chairman, and Members of the Board of Commissioners Gwinnett County Justice and Administration Center 75 Langley Drive Lawrenceville, GA 30045

> Re: Letter of Intent - 2050 Hurricane Shoals Road Senior Residential Rezoning Application

Dear Chairman Nash and Members of the Board:

This firm represents the Huff and Pennington families. They own the property on Hurricane Shoals Road adjacent to Rabbit Hill Park. The Huff property has been in the family for more than thirty years. Mr. Pennington resided on his property with his wife until she recently passed away. The families have decided to work together to attempt to market and sell their property as a senior residential community.

The increasing aging population in Gwinnett County has created significant demand for housing specifically designed for use by seniors. The property owners seek rezoning to the R-SR zoning classification to allow construction of single-family residential, age-restricted subdivision. The UDO encourages this type of development. Specifically, policy A.4.4 in the Gwinnett County 2030 Unified Plan promotes "support expanded housing options for seniors." The policy recognizes that expanding housing options for seniors improves the quality of life by increasing the ability of seniors to live in close proximity to their families. This proposed community meets that policy. Its close proximity to Rabbit Hill Park encourages walkability and promotes healthier lifestyles. The proposed senior community would generate substantially fewer vehicle trips, provide for off-peak vehicle trips and benefit surrounding neighbors and the schools. As shown on the site plan, the subdivision will be centered around an existing lake on the property which will provide an esthetic amenity benefiting future residents. For all these reasons, the owners respectfully request approval of their application to R-SR. If you have any questions or need any additional information, please do not hesitate to contact me.

With best regards, I am

Very truly yours,

Robert Jackson Wilson

RJW/bka

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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

Date

# Robert Jackson Wilson, Attorney for Owners

AND THE PARTIES.

Type or Print Name and Title

Signature of Notary Public

Date

Notary Seal

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Signature of Property Owner

Donald Andrew Huff, as Executor of the Estate of Donald R. Huff, et al.

Type or Print Name and Title

Signature of Notary Public

Date

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Signature of Property Owner

Date

Type or Print Name and Title

Signature of Notary Public

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Stiple Text	4/20/18
Signature of Property Owner	Date

Steplen D. Vennigh Over

Type or Print Name and Title

Signature of Notary Public

Date

EXPIRES OF SOUTH APRIL 28, 2021

#### CONFLICT OF INTEREST CERTIFICATION FOR REZONING

Georgia Section 36-67A-1, et. se		Actions, and has submitted or
attached the required information		
M// le	4/24/18	Robert Jackson Wilson, Applicant
SIGNATURE OF APPLICANT	DATE	TYPE OR PRINT NAME AND TITLE
111/6	4/24/18	Robert Jackson Wilson, Attorney for Owners
SIGNATURE OF APPLICANT'S	DATE	TYPE OR PRINT NAME AND TITLE
ATTORNEY OR REPRESENTAT	TIVE	STATE ATOM
B. Karenlla	hu 04/24/18	OTAR
SIGNATURE OF NOTARY PUB		NOEORGIAL JAN. 5, 2022
DISCLOSU	JRE OF CAMPAIGN CONT	RIBUTION
Have you, within the two years i contributions aggregating \$250.0 member of the Gwinnett County	0 or more to a member of the E	of this application, made campaign Board of Commissioners or a
YES NO	obert Jackson W	ilsan
	YOUR NAI	ME
If the answer is yes, please comp	lete the following section:	
NAME AND OFFICAL POSITION OF GOVERNMENT	CONTRIBUTIONS (List all which aggregate	DATE CONTRIBUTION WAS MADE

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

to \$250 or More)

**OFFICIAL** 

APR 24 2018

(Within last two years)

003

#### **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.

\*Note: A SEPARATE VERIFICATION FORM MUST BE COMPLETED FOR EACH TAX PARCEL INCLUDED IN THE REZONING REQUEST.

272

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PARCEL I.D. NUMBER:

(Map Reference Number) Distri	ct Land Lot Parcel
Me	03/23/2018
Signature of Applicant	Date
Robert Jackson Wilson, Atto	orney for Owner
Type or Print Name and Title	
	THE TAX COMMISSIONERS OFFICE AT THE
GWINNETT JUSTICE AND ADMINIS THEIR APPROVAL BELOW.***	STRATION CENTER, 75 LANGLEY DRIVE, FOR
THE INCOME DELOTE	
TAX COMM	ISSIONERS USE ONLY
	ED TO DATE FOR THE ABOVE REFERENCED PARCEL AND CONFIRMED BY THE SIGNATURE BELOW)
NAME NAME	Tax Jervices Associate I
2/23/2018	THEE
DATE	
DAVE	

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PARCEL I.D. NUMBER:	5	_ 2/2	. 012	
(Map Reference Number)	District	Land Lot	Parcel	
Mh			03/23/2018	
Signature of Applicant			Date	
Robert Jackson Wils	son, Attorney	for Owner		
Type or Print Name and Title				
THEIR APPROVAL BELOW	AX COMMISSIO	NERS USE ONLY		
(PAYMENT OF ALL PROPERTY HAVE BEEN VERIFIED AS PAID				
NAME	gh	Tax Serv	CES ASSOCIONE	CEL

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PARCEL I.D. NUMBER:	5	273	035
(Map Reference Number)	District	Land Lot	Parcel
1/11/1			03/23/2018
Signature of Applicant	1.00	5.72	Date
Robert Jackson Wils	on, Attorney	y for Owner	
Type or Print Name and Title			
TA	X COMMISSIO	NERS USE ONL)	,
(PAYMENT OF ALL PROPERTY THAVE BEEN VERIFIED AS PAID O			
Unnitation	h	TOUX SETV	ices Associabe I
NAME			TITLE
3/23/2018	?		
DATE			

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# AMERICAN PORCH COLLECTION 2 4 2018

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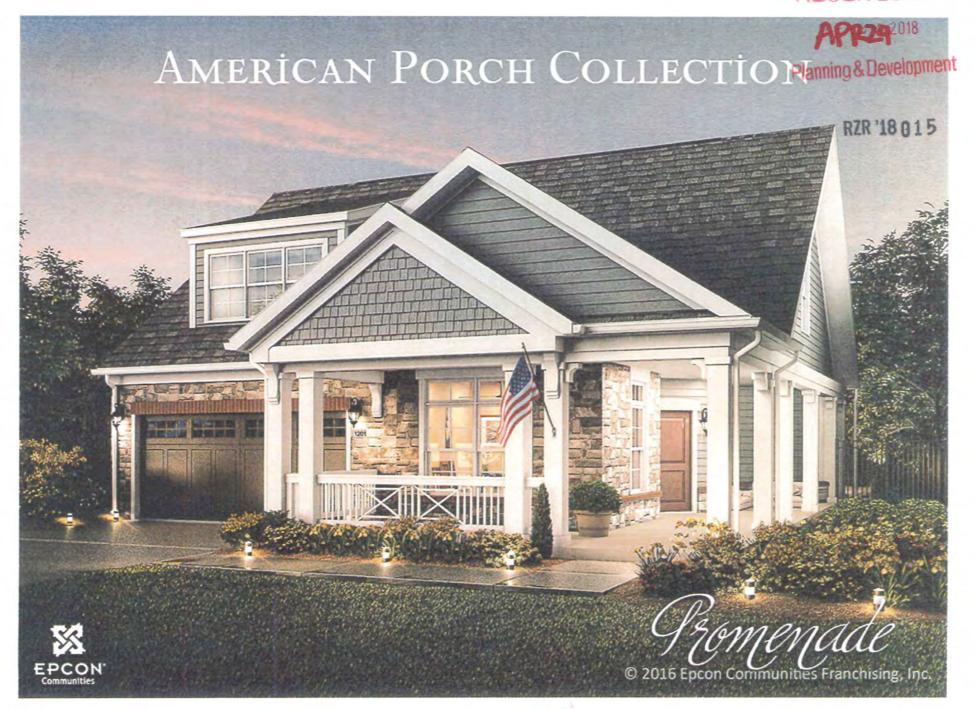


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OWNER'S BATH OWNER'S SUITE 16' x 12' OWNER'S CLOSET LINEN TRAY CEILING 2% RZR '18015 BATH 2 BEDROOM 2 LAUNDRY [w] OPTIONAL BUILT IN PRIVATE COURTYARD 15' x 26' DINING 17' x 12' do KITCHEN 17' x 9' TRAY CEILING F==== 2 1/2 CAR GARAGE 22' x 22' LIVING 18' x 14' TRAY CEILING FOYER PORCH

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