CHANGE IN CONDITIONS APPLICATION

| APPLICANT INFORMATION | OWNER (INFORMATION): |
|--|---|
| NAME: Owner c/o Mahaffey Pickens Tucker, LLP | NAME: SAP Associates, LLC |
| ADDRESS: 1550 North Brown Road, Suite 125 | ADDRESS: 1550 North Brown Road, Suite 125 |
| CITY: Lawrenceville | CITY: Lawrenceville |
| STATE: Georgia ZIP: 30043 | STATE: Georgia ZIP: 30043 |
| PHONE: 770.232.0000 | PHONE: 770 232 0000 |
| CONTACT PERSON: Shane Lanham CONTACT'S E-MAIL: Slanham@mptlaw N APPLICATION TO AMEND THE OFFICIAL ZO | |
| OWNER'S AGENT XX PROPERTY OW | NT IS THE: NER CONTRACT PURCHASER |
| ZONING DISTRICTS(S): C-2 | PRIOR ZONING CASE: REZ1997-00132 |
| LAND DISTRICT(S): 5 LAND LOT(S): 012 | |
| ADDRESS OF PROPERTY: 2878 Five Forks Trie | ckum Rd SW, Lawrenceville, GA 30044 |
| PROPOSED CHANGE IN CONDITIONS: Changes | s to reduce buffer and building setbacks |

PLEASE ATTACH A LETTER OF INTENT EXPLAINING WHAT IS PROPOSED

RESIDENTIAL DEVELOPMENT:

NO. OF LOTS/DWELLING UNITS: NA

DWELLING UNIT SIZE (Sq. Ft.): NA

GROSS DENSITY: NA

NET DENSITY: NA

RECEIVED BY
PLANNING & DEVELOPMENT
AUGUST 7, 2020
CIC2020-00026

NO. OF BUILDINGS/LOTS: 2/1

NON-RESIDENTIAL DEVELOPMENT:

TOTAL GROSS SQUARE FEET: +/-17,170

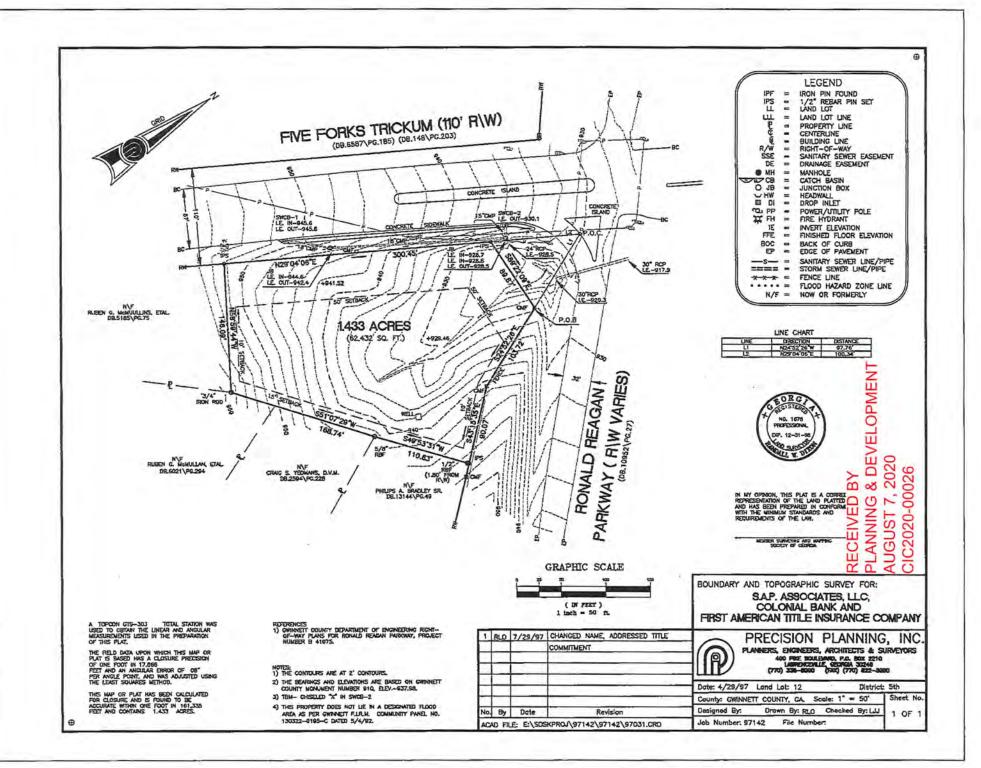
LAND DESCRIPTION

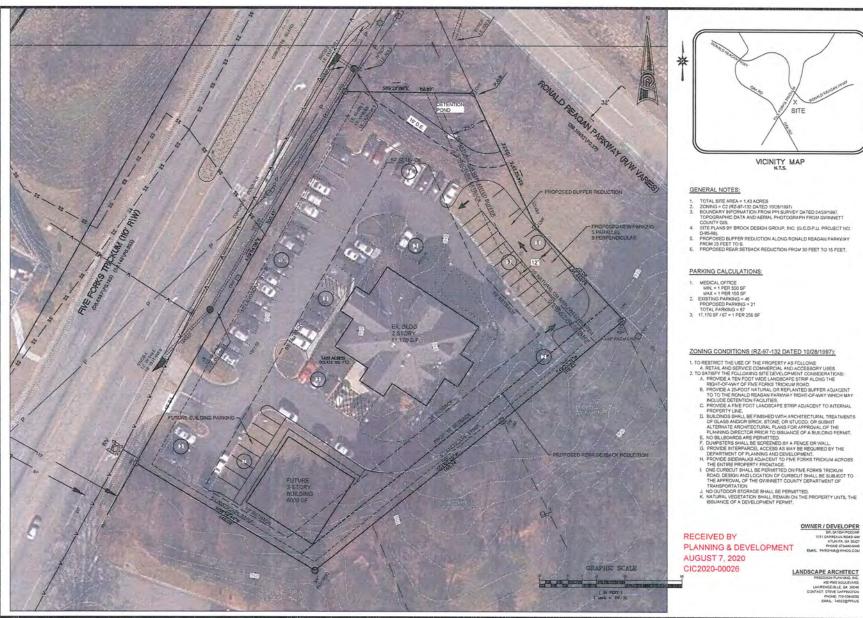
All that tract or parcel of land lying and being located in Land Lot 12 of the 5th Land District, Gwinnett County, Georgia and being more particularly described as follows:

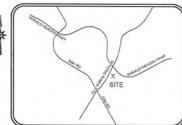
To find **THE POINT OF COMMENCEMENT** begin at a Point formed by the Intersection, if extended, of the Westerly Right-of-Way of Ronald Reagan Parkway (R/W Varies) and the Easterly Right-of-Way of Five Forks Trickum (110' R/W); THENCE leaving said Intersection, South 24 degrees 52 minutes 26 seconds East for a distance of 97.76 feet to a Concrete Monument Found, said Point being **THE POINT OF BEGINNING**.

THENCE from said Point as thus established and continuing along said Right-of-Way of Ronald Reagan Parkway the following two (2) courses and distances, South 24 degrees 52 minutes 26 seconds East for a distance of 103.72 feet to a Concrete Monument Found; THENCE South 43 degrees 15 minutes 35 seconds East for a distance of 90.07 feet to an Iron Pin Set; THENCE leaving said Right-of-Way, South 49 degrees 53 minutes 31 seconds West for a distance of 110.63 feet to a 5/8" Rebar Found; THENCE South 51 degrees 07 minutes 29 seconds West for a distance of 168.74 feet to a 3/4" Iron Rod; THENCE North 58 degrees 59 minutes 44 seconds West for a distance of 146.09 feet to an Iron Pin Set on the aforesaid Right-of-Way of Five Forks Trickum; THENCE continuing along said Right-of-Way, North 29 degrees 04 minutes 06 seconds East for a distance of 300.45 feet to an Iron Pin Set; THENCE leaving said Right-of-Way, South 89 degrees 22 minutes 09 seconds East for a distance of 89.87 feet to a Concrete Monument Found, said point being **THE POINT OF BEGINNING**.

Said property contains 1.433 acres (62,432 Square Feet) as shown on the survey prepared by Precision Planning, Inc., dated April 29, 1997, Revised July 29, 1997. (PPI Project #97142)







VICINITY MAP

GENERAL NOTES:

- TOTAL SITE AREA = 1.43 ACRES
 ZONING = 02 (RZ-97-132 DATEO 1009/1997)
 BOUNDARY INFORMATION FROM PPI SURVEY DATED 04/29/1997.
 TOPOGRAPHIC DATA AND AERIAL PHOTOGRAPH FROM GYMNNETT
- LONG-MONTH AND RESIDENT TO A COLOR OF THE STATE OF T

PARKING CALCULATIONS:

ZONING CONDITIONS (RZ-97-132 DATED 10/28/1997):

OWNER / DEVELOPER
DR. SATEM PODDAR
1551 GARREAUX ROAD NW
ATLAVITA, GA 2027
PHODE \$56400040
EMAIL PARCHING/PAHOS, DOM

LANDSCAPE ARCHITECT

PRECESION PLANVING, INC.
400 PIKE BOULEVARD
LAWFENCE/RLE, GA. 30046
CONTACT: STEVE SAFFINGTON
PHONE: 770-336-8000
EMAIL, T4053QPPLUS



PRECISION Planning Inc.

@

REAGAN MEDICAL CENTER - FIVE FORKS Land Lot 12, 5th District, P 2878 Five Forks Tricku Lawrenceville, GA 30

CHANGE OF CONDITIONS EXHIBIT

C19225

1 OF 1

CHANGE IN CONDITIONS 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:

| ATT | TACHMENT AS NECESSARY: |
|-----|--|
| (A) | WHETHER A PROPOSED CHANGE IN CONDITIONS WILL PERMIT A USE THAT IS SUITABLE IN VIEW OF THE USE AND DEVELOPMENT OF ADJACENT AND NEARBY PROPERTY: |
| | Please see attached |
| (B) | WHETHER A PROPOSED CHANGE IN CONDITIONS WILL ADVERSELY AFFECT THE EXISTING USE OR USABILITY OF ADJACENT OR NEARBY PROPERTY: Please see allached |
| (C) | WHETHER THE PROPERTY TO BE AFFECTED BY A PROPOSED CHANGE IN CONDITIONS HAS REASONABLE ECONOMIC USE AS CURRENTLY ZONED: Please see attached |
| (D) | WHETHER THE PROPOSED CHANGE IN CONDITIONS WILL RESULT IN A USE WHICH WILL OR COULD CAUSE AN EXCESSIVE OR BURDENSOME USE OF EXISTING STREETS, TRANSPORTATION FACILITIES, UTILITIES, OR SCHOOLS: |
| (E) | WHETHER THE PROPOSED CHANGE IN CONDITIONS IS IN CONFORMITY WITH THE POLICY AND INTENT OF THE LAND USE PLAN: Please see attached |
| (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 CHANGE IN CONDITIONS: |
| | Please see altached |

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

- (A) Yes, approval of the Applications will permit a use that is suitable in view of the use and development of adjacent and nearby properties. The subject Property is currently zoned C-2 and the proposed use is compatible with the current commercial character of the area.
- (B) No, approval of the Applications will not adversely affect the existing use or usability of any of the nearby properties. Rather, the proposed development will complement existing land uses.
- (C) Due to the size, layout, location, and topography of the subject property, the Applicant submits that the subject property does not have reasonable economic use as currently zoned without the requested special use permit.
- (D) No, approval of the Applications will not result in an excessive or burdensome use of the infrastructure systems. The subject property is located off of Loganville Highway with access to utilities.
- (E) Yes, approval of the Applications would be conformity with the policy and intent of the Land Use Plan which encourages commercial land uses along major transportation corridors.
- (F) Applicant submits that the commercial/retail nature of the area and the relatively low-intensity of the proposed use provide additional supporting grounds for approval of this Application.



Matthew P. Benson Gerald Davidson, Jr.* Brian T. Easley Kelly O. Faber Christopher D. Holbrook Nicholas N. Kemper Shane M. Lanham Austen T. Mabe Jeffrey R. Mahaffey Steven A. Pickens Catherine V. Schutz Thomas A. Simpson Andrew D. Stancil R. Lee Tucker, Jr.

*Of Counsel

LETTER OF INTENT FOR CHANGE IN CONDITIONS APPLICATIONS OF SAP ASSOCIATES, LLC

Mahaffey Pickens Tucker, LLP submits the attached Change in Conditions application (the "Application") relative to an approximately 1.43-acre tract (the "Property") located off Five Forks Trickum Road at its intersection with Ronald Reagan Parkway. Approval of the Application would allow the expansion of an existing medical office facility on the Property. The Property is currently zoned C-2 pursuant to REZ1997-00132 and is designated as within the "Community Mixed-Use" character area on the Gwinnett County 2040 Unified Plan Future Development Map.

The Applicant is proposing to expand the existing development on the Property to include an additional building and parking spaces. The proposed new building would include an attractive architectural design to match the existing two-story medical office building. The proposed development would expand healthcare options in a growing area of the County and improve the quality of life for surrounding residents. The proposed building is compatible with surrounding land uses. The Property is bounded by Five Forks Trickum Road and Ronald Reagan Parkway to the northeast and northwest and other properties zoned C-2 to the southeast and southwest including an auto parts store and an animal hospital. Accordingly, the Applicant requests to modify the conditions of REZ1997-00132 as follows to reduce the buffer along Ronald Reagan parkway

to zero feet and to allow a fifteen-foot building setback along the southeasterly boundary line

(additions in bold and underline; deletions in strikethrough):

Condition 2(B): Provide a 15-foot building setback along the southeasterly property

boundary line. Driveways and parking spaces may be provided along the

Property's northeasterly boundary line as depicted on the site plan submitted with

the Application. 25-foot natural or replanted buffer adjacent to the Ronald Reagan

Parkway right-of-way which may include detention facilities.

The Applicant welcomes the opportunity to meet with staff of the Gwinnett County

Planning & Development Department to answer any questions or to address any concerns relating

to the matters set forth in this letter or in the Applications filed herewith. The Applicant

respectfully requests your approval of the Applications.

This 6th day of August, 2020.

Respectfully submitted,

MAHAFFEY PICKENS TUCKER, LLP

Shane M. Lanham

Attorneys for the Applicant

CHANGE IN CONDITIONS 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

Shane M. Lanham, Attorney for the Applicant

Type or Print Name and Title

Signature of Notary Public

Signature of Notary Public

Date

Date

CHANGE IN CONDITIONS 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

Type or Print Name and Title

Signature of Notary Public

Signature of Notary Public

Date

unimin.

Notary Seal

RECEIVED BY PLANNING & DEVELOPMENT AUGUST 7, 2020 CIC2020-00026

Date

CHANGE IN CONDITIONS PROPERTY OWNER'S CERTIFICATION

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

Type or Print Name and Title

Signature of Notary Public

Date

CONFLICT OF INTEREST CERTIFICATION FOR CHANGE IN CONDITIONS

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

| Signature of Applicant | Date | Type of Print Name and Title |
|--|--|--|
| 4 | 8/6/2020 | Shane M. Lanham, Attorney for the Applican |
| Signature of Applicant's Attorney or Representative | Date | Type or Print Name and Title |
| Mita D. Wi | llain 8/4/2020 | WILLIAM |
| Signature of Notary Public | Date | CEORGIAS AND CONTROL OF THE PROPERTY OF THE PR |
| DISCL | OSURE OF CAMPAIGN CON | ITRIBUTTONS ON |
| | | of this application, made campaign oard of Commissioners or a member |
| YES XX NO | Mahaffey Pickens T | ucker, LLP |
| | You | r Name |
| If the answer is yes, please con | nplete the following section: | |
| NAME AND OFFICAL | | DATE CONTRIBUTION |
| POSITION OF | (List all which aggregate LL to \$250 or More) | WAS MADE (Within last two years) |
| GOVERNMENT OFFICIA | | |
| 。 古古典中的中華語画的語彙的。在中國語彙的文字(1911年)中 | | The state of the s |
| AGOVERNMENTE OFFICIZ NA | | The state of the s |

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

CONFLICT OF INTEREST CERTIFICATION FOR CHANGE IN CONDITIONS

| attached the required information | on the forms provided. | Satish Polder Mah Type of Print Name and Title Mg |
|--|--|--|
| Signature of Applicant | Date | Type of Print Name and Title Mg |
| | | Shane M. Lanham, Attorney for the Applicant |
| Signature of Applicant's Attorney or Representative | Date | Type or Print Name and Title |
| Signature of Notary Public | Date URE OF CAMPAIGN CON | Nobalyoseal Delining BARRON |
| Have you, within the two years im contributions aggregating \$250.00 the Gwinnett County Planning Co | mediately preceding the filing o or more to a member of the B | of this application, made campaign loard of Commissioners or a member |
| | You | r Name |
| If the answer is yes, please comple | te the following section: | |
| NAME AND OFFICAL POSITION OF GOVERNMENT OFFICIAL | CONTRIBUTIONS (List all which aggregate to \$250 or More) | DATE CONTRIBUTION WAS MADE (Within last two years) |
| NA | | |
| | | |

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

VERIFICATION OF CURRENT PAID PROPERTY TAXES FOR CHANGE IN CONDITIONS

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

| PARCEL I.D. NUMBER: | 5 | 012 | _ 011 |
|--|------------------------------------|-----------------|----------|
| (Map Reference Number) | District | Land Lot | Parcel |
| X- | | | 8/6/2020 |
| Signature of Applicant | | | Date |
| Shane M. Lanham, | Attorney for | the Applica | nt |
| Type or Print Name and Title | | | |
| | AX COMMISSION | ERS USE ONLY | |
| T (PAYMENT OF ALL PROPER REFERENCED PARCEL HAV | RTY TAXES BILLE VE BEEN VERIFIE | D TO DATE FOR T | |
| Type or Print Name and Title T (PAYMENT OF ALL PROPER REFERENCED PARCEL HAVE) BY THE SIGNATURE BELOV | RTY TAXES BILLE VE BEEN VERIFIE | D TO DATE FOR T | |

Check tag office wait times here.

Preview the tag office COVID-19 process here: English Spanish

Q

ACCOUNT DETAIL

View/Pay Your Taxes / Account Detail

Tax Account SITUS: Mailing Address: S A P ASSOCIATES LLC 2878 FIVE FORKS TRICKUM RD 1751 GARRAUX RD NW Tax District: ATLANTA, GA 30327-2501 COUNTY Unincorporated Change Mailing Address Parcel ID **Property Type** Last Update 8/6/2020 11:03:15 AM R5012 011 Real Property Legal Description LAWRENCEVILLE FIVE FOR

Pay Now

No payment due for this account.

Schedule Payments

Schedule Future Payments

View or edit your Scheduled Payments here

Tax Bills Note; Four years of tax information is available online. Email tax@gwinnettcounty.com to request other Net Tax | Total Paid | Penalty/Fees | Interest | Due Date | Amount Due | Tax Year \$10,559.60 \$10,559.60 \$0.00 10/15/2019 2019 \$10,601,60 \$10,601.60 \$0.00 \$0.00 10/15/2018 \$0.00 2018 \$0.00 10/15/2017 \$0.00 \$10,683,08 \$10,683.08 \$0.00 2017 \$10,589.56 \$10,589.56 \$0.00 \$0.00 10/15/2016 \$0.00 2016 Total \$0.00

♦Go**Paperless**

Click here to cancel your Paperless Billing enrollment



gwinnettcounty
Assessor's Office
GIS & Property Record Detail

Print Tax Bill

Click to view and print your Aug 2019 tax bill.

* This bill is good through Oct 15, 2019 only.

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