**Public Hearing: YES** ⊠ **NO** □ **Department:** Planning & Sustainability

#### **SUBJECT:**

COMMISSION DISTRICT(S): COMMISSION DISTRICT 03 SUPER DISTRICT 06

Application of Erica Morgan for a Special Land Use Permit (SLUP) to allow single-family attached townhomes in Tier 3 of the Bouldercrest Overlay District, the Soapstone Historic District, and the R-100 (Residential Medium Lot-100) zoning district, at 2098 & 2124 Cedar Grove Road.

PETITION NO: N6-2024-0366 SLUP-24-1246917

**PROPOSED USE:** Single-family, attached townhomes.

LOCATION: 2098 & 2124 Cedar Grove Road, Conley, Georgia 30288

**PARCEL NO.:** 15-021-01-015; 15-021-01-016

INFO. CONTACT: John Reid, Sr. Planner

**PHONE NUMBER:** 404-371-2155

#### **PURPOSE:**

Application of Erica Morgan for a Special Land Use Permit (SLUP) to allow single-family attached townhomes in Tier 3 of the Bouldercrest Overlay District, the Soapstone Historic District, and the R-100 (Residential Medium Lot-100) zoning district.

#### **RECOMMENDATION:**

COMMUNITY COUNCIL: (April 10, 2024) Full cycle deferral.

PLANNING COMMISSION: (May 2, 2024) Denial.

PLANNING STAFF: Full Cycle Deferral.

STAFF ANALYSIS: Based on the submitted information, the SLUP proposal to allow townhomes within Tier 3 of the Bouldercrest Overlay District (BOD) with a density of 7.8 units per acre is *generally* consistent with the Suburban (SUB) Character Area calling for the protection of established residential areas at densities up to eight units per acre. The proposed townhomes appear to be an appropriate transitional land use between the commercial zoning around the Bouldercrest Road/Cedar Grove intersection and the single-family detached subdivision (Smithfield Grove) to the north. A stream, a 300-foot undisturbed transitional buffer, and a 100-year floodplain separate the proposed townhome development from that single-family subdivision. Additionally, the plan proffers a walking trail and a dog park and several open courtyards with convenient pedestrian and vehicular connectivity throughout the project. The proposed project appears to comply with the requirement of the BOD to provide all townhomes with rear access from an alley or drive. Therefore, it appears that the request is compatible with surrounding uses and is consistent with the policies and strategies of the SUB Character Area to protect established single-family neighborhoods. There has been no indication from reviewing agencies and departments that the proposed development would be excessively burdensome on the existing infrastructure. The DeKalb County Transportation Department has provided infrastructure requirements for the development regarding rightof-way expansion, sidewalks, landscape strips and street lighting (see attached). While the proposed land use, transitional buffers, parks, and open space appear to be compatible with the surrounding area, the following information needs to be provided to demonstrate compliance with Tier 3 BOD requirements to confirm that the zoning proposal is compatible with adjacent and surrounding properties: 1. The proposed units on the plan need to indicate which are fee-simple, stand-alone lots (i.e. lot lines extending beyond the building envelope) and which ones will be in a condominium ownership arrangement so that zoning compliance can be confirmed. 2. Clarify

building height. The renderings indicate a two-story building height, while the tabular data on the concept plan indicates a three-story building height. 3. The applicant needs to provide tabular data showing compliance with the maximum Floor Area Ratio, maximum FAR allowed is 1.0 4. Clarify that each proposed building totals no more than 200 feet wide. 5. Show if roads are public or private. If private, must provide a minimum 22-foot-wide pavement width and a 10-foot unobstructed easement on each side of the street. Clarify on site plan if front facades of townhomes face alleys. Street trees shall be planted on both sides of the street, sixty (60) feet on center. 6. Guest parking must have one tree for every eight parking spaces All parking lots must be at least 15 feet away from property line. Tier 3 requires 15-foot-wide sidewalks with 10-foot-wide landscape strip. 7. Along northeast portion of site, there is a proposed walking trail within the required 20-foot **undisturbed** transitional buffer, please redesign to show compliance. 8. BOD requires a maximum building setback along Bouldercrest Road of 85 feet to allow for parking and landscaping. Please address compliance. 9. Eliminate the second access driveway along Cedar Grove Road that does not appear to provide any access to the townhomes project. 10. Extend alleys to fully connect to proposed roads to form a complete grid system with no dead-end alleys. 11. Extend walking trail along Cedar Grove Road behind lots #1-16, and along the west side of Lots #1 and 26 to form a complete pedestrian access grid. Show sidewalk and street trees along Bouldercrest Road frontage and along portion of Cedar Grove Road that does not show sidewalks. 12. Detention area in north part of site required to be designed as open space features with landscaping. 13. Clarify location of proposed dog park. 14. Please address Transportation Division comments in staff report packet. Therefore, the recommendation of the Planning & Sustainability Department is for a "Full Cycle Deferral" to the July 2024 zoning agenda to allow sufficient time to address these issues.

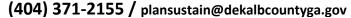
**PLANNING COMMISSION VOTE:** (May 2, 2024) Denial 6-1-0. Vivian Moore moved, Jon West seconded for denial. Jan Costello opposed.

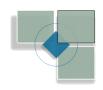
COMMUNITY COUNCIL VOTE/RECOMMENDATION: (April 10, 2024) Full cycle deferral 11-1-0. Full cycle deferral to allow the applicant to hold another community meeting for more public input. Issues discussed included potential traffic impacts and limiting rental units.



## **DeKalb County Department of Planning & Sustainability**

# 178 Sams Street, Suite 3600 Decatur, GA 30030





Michael Thurmond Chief Executive Officer

Planning Commission Hearing Date: May 2, 2024
Board of Commissioners Hearing Date: May 25, 2024

### **STAFF ANALYSIS**

Case No.:	SLUP-24-1246917	<b>Agenda #:</b> 2024-0366
Location/Address:	2098 and 2124 Cedar Grove Road in Ellenwood, Georgia.	Commission District: 3 Super District: 6
Parcel ID:	15-021-01-015,15-021-01-016	
Request:	1 - 1	o allow the construction of single-family attached District Tier 3 & Soapstone Historic District zoning standards.
Property Owner:	Bouldercrest Holdings, LLC	
Applicant/Agent:	Erica Morgan	
Acreage:	11.2 acres	
<b>Existing Land Use:</b>	Vacant Land	
Surrounding Properties:	Commercial and Single-Family Residen	tial
Adjacent Zoning:	North: Bouldercrest Overlay Tier 3/R-East: MR-2 West: C-1 & HR-3	100 <b>South:</b> Bouldercrest Overlay Tier 3/R-100
Comprehensive Plan:	SUB (Suburban) X	Consistent Inconsistent
<b>Proposed Density:</b> 7.8	du/acre	Existing Density: NA
<u> </u>	Ft.: 88 single-family attached townhom	· ·

#### **STAFF RECOMMENDATION: FULL-CYCLE DEFERRAL**

Based on the submitted information, the SLUP proposal to allow townhomes within Tier 3 of the Bouldercrest Overlay District (BOD) with a density of 7.8 units per acre is *generally* consistent with the Suburban (SUB) Character Area calling for the protection of established residential areas at densities up to eight units per acre. The proposed townhomes appear to be an appropriate transitional land use between the commercial zoning around the Bouldercrest Road/Cedar Grove intersection and the single-family detached subdivision

(Smithfield Grove) to the north. A stream, a 300-foot undisturbed transitional buffer, and a 100-year floodplain separate the proposed townhome development from that single-family subdivision. Additionally, the plan proffers a walking trail and a dog park and several open courtyards with convenient pedestrian and vehicular connectivity throughout the project. The proposed project appears to comply with the requirement of the BOD to provide all townhomes with rear access from an alley or drive. Therefore, it appears that the request is compatible with surrounding uses and is consistent with the policies and strategies of the SUB Character Area to protect established single-family neighborhoods. There has been no indication from reviewing agencies and departments that the proposed development would be excessively burdensome on the existing infrastructure. The DeKalb County Transportation Department has provided infrastructure requirements for the development regarding right-of-way expansion, sidewalks, landscape strips and street lighting (see attached).

While the proposed land use, transitional buffers, parks, and open space appear to be compatible with the surrounding area, the following information needs to be provided to demonstrate compliance with Tier 3 BOD requirements to confirm that the zoning proposal is compatible with adjacent and surrounding properties:

- 1. The proposed units on the plan need to indicate which are fee-simple, stand-alone lots (i.e. lot lines extending beyond the building envelope) and which ones will be in a condominium ownership arrangement so that zoning compliance can be confirmed.
- 2. Clarify building height. The renderings indicate a two-story building height, while the tabular data on the concept plan indicates a three-story building height.
- 3. The applicant needs to provide tabular data showing compliance with the maximum Floor Area Ratio, maxx FAR allowed is 1.0
- 4. Clarify that each proposed building totals no more than 200 feet wide.
- 5. Show if roads are public or private. If private, must provide a minimum 22-foot-wide pavement width and a 10-foot unobstructed easement on each side of the street. Clarify on site plan if front facades of townhomes face alleys. Street trees shall be planted on both sides of the street, sixty (60) feet on center.
- 6. Guest parking must have one tree for every eight parking spaces All parking lots must be at least 15 feet away from property line. Tier 3 requires 15-foot-wide sidewalks with 10-foot-wide landscape strip.
- 7. Along northeast portion of site, there is a proposed walking trail within the required 20-foot **undisturbed** transitional buffer, please redesign to show compliance.
- 8. BOD requires a maximum building setback along Bouldercrest Road of 85 feet to allow for parking and landscaping. Please address compliance.
- 9. Eliminate the second access driveway along Cedar Grove Road that does not appear to provide any access to the townhomes project.
- 10. Extend alleys to fully connect to proposed roads to form a complete grid system with no dead-end alleys.
- 11. Extend walking trail along Cedar Grove Road behind lots #1-16, and along the west side of Lots #1 and 26 to form a complete pedestrian access grid. Show sidewalk and street trees along Bouldercrest Road frontage and along portion of Cedar Grove Road that does not show sidewalks.
- 12. Detention area in north part of site required to be designed as open space features with landscaping.
- 13. Clarify location of proposed dog park.
- 14. Please address Transportation Division comments in staff report packet.

Therefore, it is the recommendation of the Planning & Sustainability Department that the application be "Deferred, Full Cycle" to the July zoning cycle agenda to allow sufficient time to address these issues.



Government Services Center 178 Sams Street Decatur, GA 30030 www.dekalbcountyga.gov/planning 404-371-2155 (o); 404-371-4556 (f)

Chief Executive Officer
Michael Thurmond

## **DEPARTMENT OF PLANNING & SUSTAINABILITY**

Interim Director Cedric Hudson

**Zoning Comments - May 2024** 

**N1. 15-193-09-024.** No on-street parking allowed on South Hairston Road or Lost Colony Drive as part of the SLUP comments. IF a Land Development Permits is required for this project- please see infrastructure requirements in Zoning Code 5.4.3 and Land Development Code 14-190. South Hairston Road is classified as a major arterial. Requires a right of way dedication of 50 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 10-foot landscape strip (with at least 5 feet between the back of curb and the sidewalk/path) 6 foot sidewalk with 4 foot bike lanes OR (preferred) 10 foot multiuse path in lieu of sidewalk and bike lane. Street Lighting required. (hefowler@dekalbcountyga.gov) Lost Colony Drive is classified as a local road. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov). No poles may remain within the limits of the path/sidewalk on either street.

N2. 16-102-03-014. No comment on SLUP

**N3.15-154-01-095.** No Comment on SLUP. Shamrock Drive and Kennard Lane are both classified as local roads. IF a Land Development Permit is required for this project- please refer to the requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (<a href="hefowler@dekalbcountyga.gov">hefowler@dekalbcountyga.gov</a>). No poles may remain within the limits of the path/sidewalk on either street.

**N4. 18-028-03-003** No comment on SLUP. IF a Land Development Permits is required for this project- please see infrastructure requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Mountain Harbor is classified as a local road. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (<a href="heroenergy-negative-n

**N5. 18-050-14-021.** For SLUP: add concrete island to protect the power pole in front of 558. IF a Land Development Permits is required for this project- please see infrastructure requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Medlock Road is classified as a local road. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov). No poles may remain within the limits of the path/sidewalk.

N6. 15-021-01-015 &15-021-01-016. In Overlay District. Where overlay is silent- the Zoning Code and Land Development Codes are applied. All interior neighborhood streets are to be private. Existing house driveway must be discussed further. Intentions of this structure unknown at this time. Bouldercrest Rd is classified as a major arterial Requires a right of way dedication of 50 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 10-foot landscape strip (with at least 5 feet between the back of curb and the sidewalk/path) 6 foot sidewalk with 4 foot bike lanes OR (preferred) 10 foot multiuse path in lieu of sidewalk and bike lane. Street Lighting required. (<a href="https://nefourteen.org/nefourteen.org/least-strip-structure">hefowler@dekalbcountyga.gov</a>) Cedar Grove Road is classified as a minor arterial. Requires a right of way dedication of 40 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with 6 foot sidewalk with 4 foot bike lanes OR (preferred) 10 foot multiuse path in lieu of sidewalk and bike lane. Street Lighting required. (<a href="https://nefourteen.org/least-strip-structure">hefowler@dekalbcountyga.gov</a>)

N7. 16-094-01-074, 16-094-01-075, 16-094-01-076. No Comment on SLUP. IF a Land Development Permits is required for this project- please see infrastructure requirements in Zoning Code 5.4.3 and Land Development Code 14-190. Paul Road is classified as a local road. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip with a 5-foot sidewalk. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov).

N8 & 9. 3901 Durham Park Road. Applicant is required complete all items in the Atlanta Regional Commission's Attachment A in the Notice of Decision, once approved, in addition to requirements of the Zoning Code, Land Development Code and PW-Transportation Division. Durham Park Road is classified as a local road. However, a 10-foot multiuse path will be required along the frontage due to the direct multimodal connection to the MARTA station. Requires a right of way dedication of 27.5 feet from centerline OR such that all public infrastructure is within right of way, whichever greater. Requires a 5-foot landscape strip between the back of curb and the 10-foot multiuse path. Requires pedestrian scale streetlights. (hefowler@dekalbcountyga.gov). Coordination with the GDOT Major Mobility Investment Program (MMIP) I-285 Managed Lane Project is required. (Tim W. Matthews, State Express Lanes Administrator, TMatthews@dot.ga.gov or Xavier James at xjames@dot.goa.gov .) MARTA is required to construct a multi-use path, at least 10 feet in width, through the property to connect Durham Park Road to Redan Road.



#### 04/03/2024

To: Mr. John Reid, Senior Planner

From: Ryan Cira, Environmental Health Manager Cc: Alan Gaines, Technical Services Manager

Re: Rezone Application Review

#### General Comments:

DeKalb County Health Regulations prohibit use of on-site sewage disposal systems for

- multiple dwellings
- · food service establishments
- · hotels and motels
- commercial laundries
- funeral homes
- schools
- nursing care facilities
- personal care homes with more than six (6) clients
- child or adult day care facilities with more than six (6) clients
- residential facilities containing food service establishments

If proposal will use on-site sewage disposal, please contact the Land Use Section (404) 508-7900.

Any proposal, which will alter wastewater flow to an on-site sewage disposal system, must be reviewed by this office prior to construction.

This office must approve any proposed food service operation or swimming pool prior to starting construction.

Public health recommends the inclusion of sidewalks to continue a preexisting sidewalk network or begin a new sidewalk network. Sidewalks can provide safe and convenient pedestrian access to a community-oriented facility and access to adjacent facilities and neighborhoods.

For a public transportation route, there shall be a 5ft. sidewalk with a buffer between the sidewalk and the road. There shall be enough space next to sidewalk for bus shelter's concrete pad installation. Recommendation: Provide trash can with liner at each bus stop with bench and monitor for proper removal of waste.

Since DeKalb County is classified as a Zone 1 radon county, this office recommends the use of radon resistant construction.

# DeKalb County Board of Health

404.508.7900 • www.dekalbhealth.net 4/1/2024

N.4	2024-0363 SLUP-24-1246908 18-028-03-003
598 Mountain Harbor, Stor	ne Mountain, GA 30087
Amendment	
- Please review general of	omments.
- DeKalb County Public F more than six (6) clients	lealth prohibits use of on-site sewage disosal systems for child or adult day care facilities with i.
N.5	2024-0365 Z-24-1246908 18-028-03-003
558 Medlock Road, Decat	ur, GA 30030
Amendment	
- Please review general of	comments.
- Note: There are indicati	ons of septic installed on several surrounding properties.
N.6	2024-0366 SLUP-24-1246917 15-021-01-015 & 15-021 01 016
2098 & 2124 Cedar Grove	Road, Conley, GA 30288
Amendment	
- Please review general of	comments
	erty 2098 in 3/28/66 and 2124 on 7/11/69.
N.7	2024-0366 / CZ-24-1246919 16 094 01 074; 16 094 01 075; 16 094 01 076
6020,6038, and 6048 Pau	Road, Lithonia, GA 30058
Amendment	

- Please review general comments.



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

NOTE: PLEASE RETURN ALL COMMENTS VIA EMAIL TO EXPEDITE THE PROCESS TO JOHN REID jreid@dekalbcountyga.gov AND/OR LASONDRA HILL lahill@dekalbcountyga.gov

The following areas below may warrant comments from the Development Division. Please respond accordingly as the issues relate to the proposed request and the site plan enclosed as it relates to Chapter 14. You may address applicable disciplines. **DEVELOPMENT ANALYSIS:** Transportation/Access/Row Storm Water Management Flood Hazard Area/Wetlands Landscaping/Tree Preservation Tributary Buffer

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# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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# COMMENTS FORM: PUBLIC WORKS WATER AND SEWER

Case No.:	Parce	l I.D. #:			
Address:					
				-	
WATER:				-	
Size of existing water main:				_ (adequate/inade	quate)
Distance from property to nearest main:			_ Size of line r	equired, if inadequ	ıate:
SEWER:					
Outfall Servicing Project:					
Is sewer adjacent to property: Yes No	o If no	, distance to 1	nearest line: _		
Water Treatment Facility:		adequate	inadequat	e	
Sewage Capacity:	(MGPD)	Current F	flow:		(MGPD)
COMMENTS:					
			-		



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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# COMMENTS FORM: PUBLIC WORKS TRAFFIC ENGINEERING

Address: 2098 and 2124 Cedar Rd, Conley, GA 30288			
	Adjacent Roadway (s):		
	(classification) (classification)		
average of fifteen (15) vehicle trip end (VTE) per 1, 00 above formula, the square foot place o peak hour vehicle trip ends.  Single Family residence, on the other hand, would ger factor. Based on the above referenced formula, the units per acres, and the given fact that the project peak hour vehicle trip end would be generated w	Latest Count (TPD) Hourly Capacity (VPH) Peak Hour. Volume (VPH) Existing number of traffic lanes Existing right of way width Proposed number of traffic lanes Proposed right of way width  e following statement.  raffic Engineers (ITE) 6/7th Edition (whichever is applicable), churches generate an 00 square feet of floor area, with an eight (8%) percent peak hour factor. Based on the f worship building would generate vehicle trip ends, with approximately vehicle trip ends, with approximately (Single Family Residential) District designation which allows a maximum of et site is approximately acres in land area, daily vehicle trip end, and with residential development of the parcel.		
at this time.	traffic engineering concerns		
	Signature: Jerry W.L.A.		



# DEKALB COUNTY GOVERNMENT PLANNING DEPARTMENT DISTRIBUTION FORM

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# REZONE COMMENTS FORM:

#### PUBLIC WORKS ROAD AND DRAINAGE

Case No.:	Parcel I.D. #:
Address:	
Drainage Basin:	
Upstream Drainage Area:	
Percent of Property in 100-Year Floodplain:	
Impact on property (flood, erosion, sedimentation) under	er existing zoning:
Required detention facility(s):	
COMMENTS:	

Signature: Akin A. Akinsola



## DEPARTMENT OF PLANNING & SUSTAINABILITY

# SPECIAL LAND USE PERMIT APPLICATION

Amendments will not be accepted after 5 working days after the filing deadline.

Date Received:	Application No:
APPLICANT NAME: Erica Morgan	
Daytime Phone: 404-840-2494	E-Mail: permits@morgandesignstudios.com
Mailing Address: P O Box 43294	Atlanta GA 30311
Owner Name: Bouldercrest Hole	dings, LLC attach contact information for each owner)
Daytime Phone: (678)956-4944	E-Mail: cmcholdingsllc@gmail.com
Mailing Address: PO Box 20465	
SUBJECT PROPERTY ADDRESS OR LOCATION.	2098 & 2124 Cedar Grove Rd, Conley, GA 3028
	DeKalb County, GA
Bouldercrest Overlay	: 11 Commission Districts: 3
District (BOD) Tier 3 Existing Zoning:/R-100 Proposed Specia	Il Land Use (SLUP): RSM
hereby authorize the staff of the Planning and this application.	d Sustainable Department to inspect the property that is the subject of
Owner: Agent: X	Signature of Applicant:
Con H. Sur Marie	

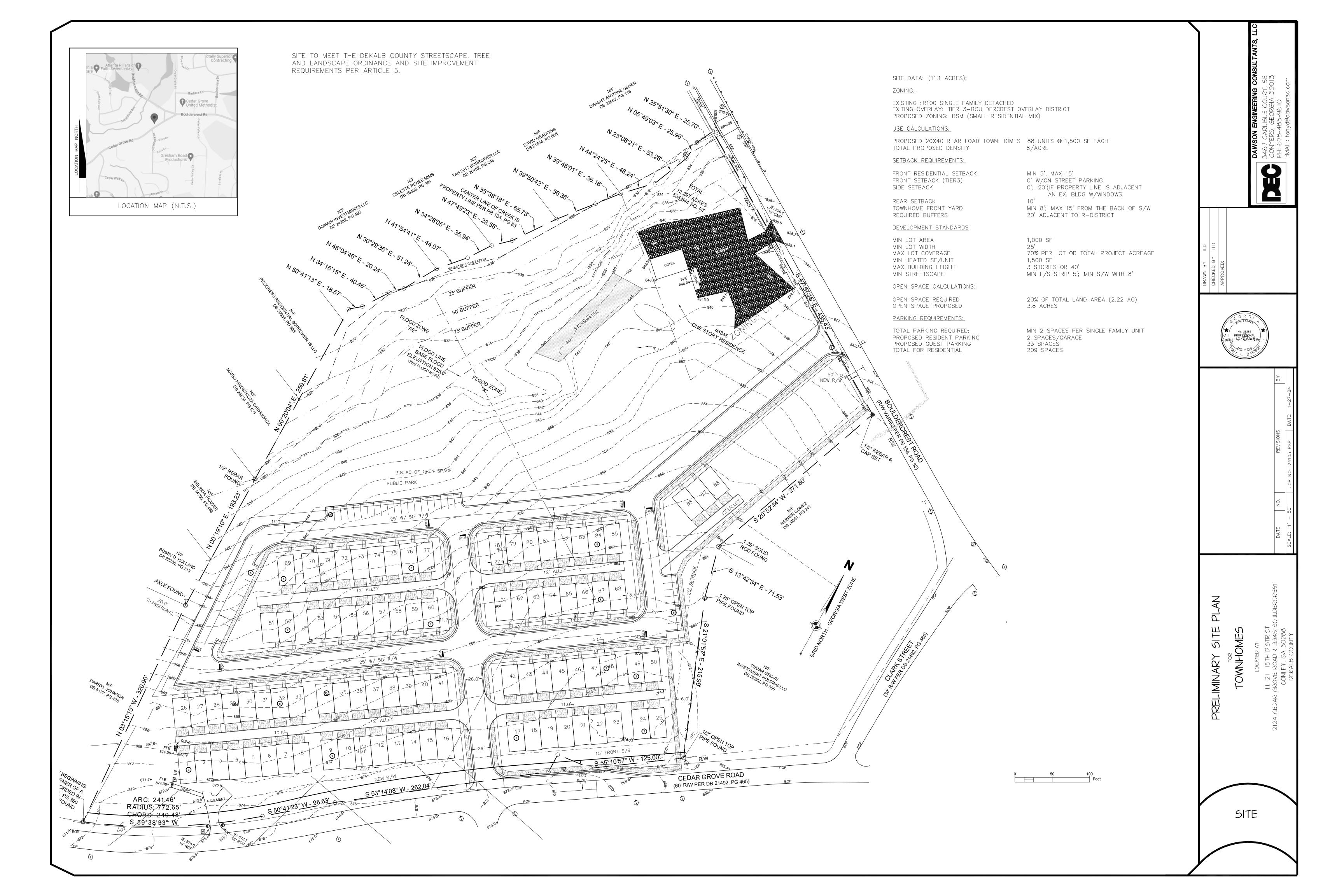


FOR THE FIRM ON POINT SURVEYING

& MAPPING, INC NOT VALID WITHOUT ORIGINAL SIGNATURE

23-698	
DATE	
03/03/20/20	
DRAWING NO. 23-698-02	
FCI. OWG	
וסג סעום	

SHEET NO. 1 OF 1







**SITE PLAN** 







# 3D RENDERINGS











Development Services Center 178 Sams Street Decatur, GA 30030 www.dekalbcountyga.gov/planning 404-371-2155 (o); 404-371-4556 (f)

**DEPARTMENT OF PLANNING & SUSTAINABILITY** 

Chief Executive OfficerInterim DirectorMichael ThurmondCedric Hudson

### SPECIAL LAND USE PERMIT (SLUP) APPLICATION CHECKLIST

**EMAIL COMPLETED PACKET IN ONE (1) PDF to PLANNER** 

 1. Schedule a mandatory <u>Pre-Application Conference</u> with Planning & Sustainability staff by appointment. Pre-Application form (to be completed in pre-application meeting). Please email <u>lahill@dekalbcountyga.gov</u> for appointment.
 2. Hold a <u>Pre-Submittal Community Meeting</u> with surrounding neighborhood associations and residents. Provide documentation of the meeting (meeting notice and sign in sheets). Letter(s) from homeowners' association(s) may also be provided.
 3. Submit: Application - Submit 1 complete, combined PDF version via email or flash drive. Please assemble materials in the
following order:
 A. Application form with name and address of applicant and owner, and address of subject property;
 B. Pre-submittal community meeting notice and sign-in sheet and other documentation of meeting, if any;
 <ul> <li>C. Letter of application and impact analysis         <ul> <li>1. Letter of application identifying a) the proposed zoning classification, b) the reason for the rezoning or special use or modification request, c) the existing and proposed use of the property, d) detailed characteristics of the proposed use (e.g., floor area, height of building(s), number of units, mix of unit types, number of employees, manner and hours of operation), d)(optional) statement of conditions discussed with the neighborhood or community, if any.</li> <li>2. Impact analysis of the anticipated impact of the proposed use and rezoning on the surrounding properties in response to the standards and factors specified in Article 7.3 of the DeKalb County Zoning Ordinance, as attached. If a Major Modification, please include previously approved conditions and Board of Commissioner meeting minutes.</li> </ul> </li> </ul>
 <b>D. Authorization Form,</b> if applicant is not the owner. Must be signed by all owners of the subject property and notarized. Authorization must contain the mailing address and phone number of any applicant or agent who is authorized to represent the owner(s) of the subject property. Please include warranty deed, if property ownership is less than 2 years.
 E. Campaign disclosure statement (required by State law).
 <b>F.</b> Legal boundary survey of the subject property, (showing boundaries, structures, and improvements), prepared and sealed within the last year by a professional engineer or land surveyor registered in the State of Georgia. (If survey shows property on opposite sides of a public street right-of-way, file a separate application for each property.)
<ul> <li>G. Site Plan, printed to scale, folded, of any existing and or proposed development/redevelopment. For projects larger than 1 acre, site plan should be at least 1:50 scale. The site plan must include the following <ul> <li>a. boundaries of subject property;</li> <li>b. dimensioned access points and vehicular circulation drives;</li> <li>c. location of all existing and proposed buildings, structures, setbacks and parking;</li> <li>d. location of 100-year floodplain and any streams;</li> <li>e. notation of the total acreage or square footage of the subject property;</li> <li>f. landscaping, tree removal and replacement, buffer(s); and</li> <li>g. site plan notes of building square footages, heights, density calculations, lot coverage of impervious surfaces, parking ratios, open space calculations, and other applicable district standards.</li> </ul> </li> </ul>
 H. Written Legal Description of metes and bounds of the subject property (can be printed on site plan or survey).
 I. Building Form Information. Elevation (line drawing or rendering), or details of proposed materials, in compliance with Article 5 of the Zoning Ordinance.
I. Completed, signed Pre-application Form (Provided at pre-application meeting )

- 2. Provide documentation of the meeting (meeting notice and sign in sheets).
  - 1. Community Meeting Flyer
  - 2. Mailing Addresses
  - 3. Email Addresses
  - 4. Screenshot from Zoom Meeting

# **Bouldercrest Cedar Grove Project**

Property Owner,

Please Join Us At Our Community Meeting To Discuss
The Special Land Use Application to Allow For The Development of Fee
Simple Single Family Attached Townhomes.

When: February 16, 2024

Time: 6:00 pm est

Register in advance for this meeting:

Scan the QR Code:



Property Located at: 2098 & 2124 Cedar Grove Road

For more Information Contact
Erica Morgan

Phone: 404.840.2494

Email: info@morgandesignstudios.com

#### Zoom Step by Step Instructions

Go to <a href="https://us06web.zoom.us/meeting/register/tZEvcOCsqDspE9Yx5jCiXqeh6Bpf6rH6B0F7">https://us06web.zoom.us/meeting/register/tZEvcOCsqDspE9Yx5jCiXqeh6Bpf6rH6B0F7</a> and Enter the Meeting ID that you have been provided with in the appropriate field and click "Join" (the meeting ID will be a 9 digit or 10 digit number)

(Meeting ID:852 7946 0392)

#### If joining from a mobile Device

If you are joining from a mobile device (Android smartphone/tablet, Apple iPhone/iPad) then it will simply prompt you to download the Zoom Cloud Meeting app from the App/Play Store.

#### If joining from a computer

When entering a Zoom meeting for the first time from a computer you may need to download a small application file. This process is easy to complete on all commonly used browsers. Google Chrome should automatically download the file.

Just before Entering the meeting you will be prompted to enter a display name. This name is simply to identify you in the meeting.

#### Join Audio via Computer

You will then be prompted how you wish to join your audio. If you wish to join audio via the telephone, follow the instructions further down, otherwise simply select Join Computer by Audio.

#### Join Audio via Telephone

Dial in as using the number provided, however after entering the Meeting ID, you will be prompted to enter your Participant ID/Password. Simply enter this number followed by # and the video audio will then be synchronized.

#### **Raising Your Hand**

As the non-speaker, if you wish to ask a question or make a point during the meeting it's good protocol to use the "Raise Hand" facility.

If the tool bar is not showing at the bottom of the Zoom window, place your cursor over the Zoom window so it appears and select the "Participants" icon.

A window listing other participants will appear, there is also a "Raise Hand" icon, click the icon to make it known to the Host that you would like to raise your hand.

If you wish to lower your hand, click the "Lower Hand" icon that will have replaced the "Raise Hand" icon.

#### **Leave Meeting**

To leave a meeting from Zoom on your desktop, select "End Meeting" then "Leave Meeting."

#### **QR Code Instructions:**

On your compatible iPhone, Android phone or tablet, open the built-in camera app. Point the camera at the QR code. Tap the banner that appears on your Android phone or tablet. Follow the instructions on the screen to finish signing in.



Chief Executive Officer
Michael Thurmond

# **DEPARTMENT OF PLANNING & SUSTAINABILITY**

Interim Director Cedric Hudson

#### **DEKALB COUNTY COMMUNITY COUNCIL ROSTERS**

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Bruce Penn	pennhastings@yahoo.com	
Jenna Teston	jennateston@gmail.com	
Edgar Tingley	ewtingley@gmail.com	
Louisa Tovar	louisatovar1@gmail.com	
Ben Truman	btru404@gmail.com	
	Community Council District 2	
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Joel Thomas	jthoma31@gmail.com	
John Turner	jtatltravel@gmail.com	
Allen Venet	avenet@bellsouth.net	
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Regenia Roberts	regeniarobertsone@gmail.com	
Tommy T. Travis  Tommyt4dekalb@gmail.com		
Tolling 1. ITavis	nahwash4ms@aol.com	

	•	•
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
DRB GROUP GEORGIA LLC	DRB GROUP GEORGIA LLC	FREDRIKSEN STEVE J JR
2099 GAITHER RD STE 600	160 WHITNEY ST	9300 SE 157TH PL
ROCKVILLE MD 20850	FAYETTEVILLE GA 30214	SUMMERFIELD FL 34491
TOCKVILLE WID 20030		
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
LEE NAN-HSIUNG	MEADOWS DAVID	ROBBINS JAMES
2020 CEDAR GROVE RD	2048 SMITHFIELD AVE	2097 CEDAR GROVE RD
CONLEY GA 30288	ELLENWOOD GA 30294	CONLEY GA 30288
Code Cook and Dideout Did	Codes Cosse Bd Blds set Bd	
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
SMITH SAMUEL D	NALL EZELL	MILE HIGH BORROWER 1 VALUE LLC
2132 SILVA DR	2125 SILVA DR	PO BOX 4090
CONLEY GA 30288	CONLEY GA 30288	SCOTTSDALE AZ 85261
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
WHITE CEOLA R	BOULDERCREST HOLDINGS LLC	CEDAR GROVE INVESTMENT HOLDING
2007 SMITHFIELD AVE	P O BOX 20465	P.O. BOX 33795
ELLENWOOD GA 30294	ATLANTA GA 30325	DECATUR GA 30033
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
GILL STEPHEN B	OMODELE AYODELE A	WRIGHT ALEXIS
4077 SMITHFIELD LN	4203 CLARK ST	2036 CEDAR GROVE RD
ELLENWOOD GA 30294	CONLEY GA 30288	CONLEY GA 30280
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
RS RENTAL II LLC	BURRELL EARL GORDON	SAFARI ONE ASSET COMPANY LLC
NS RENTAL II LLC 31 HUDSON YARDS	2107 CEDAR GROVE RD	5001 PLAZA ON THE LAKE STE 200
NEW YORK NY 10001	ATLANTA GA 30310	AUSTIN TX 78746
NEW TORK INT 10001		AUSTIN 1X 76740
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
BAILEY MAURICE	TAH MS 2 BORROWER LLC	CERRIO DONNA
2138 SILVA DR	1508 BROOKHOLLOW DR	2015 SMITHFIELD AVE
CONLEY GA 30288	SANTA ANA CA 92705	ELLENWOOD GA 30294
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
CARHUAMACA MARIO HINOSTROZA	FRAZIER BELINDA	FREEMAN ERIK
2008 SMITHFIELD AVE	2000 SMITHFIELD AVE	4175 OLD HOUSE DR
ELLENWOOD GA 30294	ELLENWOOD GA 30294	CONLEY GA 30288
LLLLIAVVOOD ON 30274		
Cedar Grove Rd-Bldrcrst Rd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
BOLDEN CAMILLE KUULEI	SIMMONS ELLIS	JOY JUANITA T EST PERS REP AND HEI
4185 OLD HOUSE DR	4698 TARA WOODS WAY	325 CHESTNUT RD
CONLEY GA 30288	ELLENWOOD GA 30294	COVINGTON GA 30016
CodarGrovoPd Pldrers+Pd	. CodarCrovoPd PldroratPd	. CodarGrovoPd PldrerstPd
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
RESICAP GEORGIA OWNER II LLC	ROBINSON SAMUEL	SMITHFIELD LLC
3630 PEACHTREE RD NE	1991 SMITHFIELD AVE	200 MISTLETOE RD
ATLANTA GA 30326	ELLENWOOD GA 30294	LOS GATOS CA 95032

CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	Cedar Grove Rd-Bldrcrst Rd
REINIER GOMEZ	MIMS CELESTE RENEE	BLACK JAMES H
3375 BOULDERCREST RD	2032 SMITHFIELD AVE	2065 CEDAR GROVE RD
ELLENWOOD GA 30294	ELLENWOOD GA 30294	CONLEY GA 30288
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
FISHER FELICIA	HARRIS BROWN CYDRENA YVONNE	BRUNSON JACKSON SHELIA
4160 OLD HOUSE DR	2111 SILVA DR	2023 SMITHFIELD AVE
CONLEY GA 30288	CONLEY GA 30288	ELLENWOOD GA 30294
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
FORD DUBOIS	USHER DWIGHT ANTOINE	DOMAIN INVESTMENTS LLC
5050 6TH PLACE NE	2058 SMITHFIELD AVE	950 EAGLES LANDING PKWY ST
WASHINGTON DC 20017	ELLENWOOD GA 30294	STOCKBRIDGE GA 30281
WASHINGTON DC 20017		
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
PARKS ROBYN	LYONS ILINA	BELL WILLIE FRANK JR
1982 SMITHFIELD AVE	2085 CEDAR GROVE RD	2117 SILVA DR
ELLENWOOD GA 30294	CONLEY GA 30288	CONLEY GA 30288
CedarGroveRd-BldrcrstRd	Cedar Grove Rd-Bldrcrst Rd	CedarGroveRd-BldrcrstRd
FLOWERS RICKEY	JOHNSON DONNA	BANKS DEXTER B
4184 OLD HOUSE DR	4025 SMITHFIELD LN	4035 SMITHFIELD LN
CONLEY GA 30288	ELLENWOOD GA 30294	ELLENWOOD GA 30294
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CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
JOHNSON DARRYL PO BOX 144	HOLLAND BOBBY D 1992 SMITHFIELD AVE	CJ SCHMIDT HOLDINGS LLC 2639 BRICKELL SQ
CONLEY GA 30288	ELLENWOOD GA 30294	ATLANTA GA 30341
CONLET DA 30200		ATEANTA GA 30341
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
FORTE SHANNON M	WATTERS LINZY	DOWORG NETWORKS LLC
4165 OLD HOUSE DR	4195 OLD HOUSE DR	3046 MILLER RD
CONLEY GA 30288	CONLEY GA 30288	LITHONIA GA 30038
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CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
CARTER LINDA JOYCE	SMITHFIELD LANE TRUST	FLETCHER JOHN W
4150 OLD HOUSE DR	1445 WOODMONT LN NW # 4403	4069 SMITHFIELD LN
CONLEY GA 30288	ATLANTA GA 30318	ELLENWOOD GA 30294
CodarGrovoRd Bldrers+Rd	CodarGravaBd BldraratBd	CodarCrovoDd Dldrore+Dd
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
TATUM YVONNE 3306 BOULDERCREST RD	MULLEN JIMMIE J PO BOX 563	AKG FUTURE INVESTMENT INC 562 CASCADE DR
ELLENWOOD GA 30294	STOCKBRIDGE GA 30281	LILBURN GA 30047
CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd	CedarGroveRd-BldrcrstRd
JONES SHUPIER	THOMAS EDWARD L	WARKA INVESTMENTS LLC
2144 SILVA DR	P.O. BOX 963 REX GA 30273	3619 WALNUT CREEK WAY LITHONIA GA 30038
CONLEY GA 30288		

	CedarGroveRd-BldrcrstRd A TO Z MANAGEMENT LLC P O BOX 370189 DECATUR GA 30037	. CedarGroveRd-BldrcrstRd GROSS DAVETA 4056 SMITHFIELD LN ELLENWOOD GA 30294	CedarGroveRd-BldrcrstRd HENDRIX GRADY L 4064 SMITHFIELD LN ELLENWOOD GA 30294		
•	CedarGroveRd-BldrcrstRd SHAW MARY ANN 303 TRAIL SPRINGS CT MCDONOUGH GA 30253				
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Email	Last Name	First Name	Address	City	State	Zip Code	Affiliation Name	Other
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	Frank	Leanne	3141 Bonway Dr	Decatur	GA	30032	Assoc.	
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ppculp@att.net	Culp	Patricia					Cedar Grove Neighborhood Associaton	
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rbarrow@comcast.net	Barrow	Rachel	3355 Beech Dr	Decatur	GA	30032	Meadow Acres Neighborhood Assoc.	
regeniarobertsone@gmail.com	Roberts	Regenia	1896 Cedar Walk Lane	Conley	GA	30288	Community Council 3	CC3 Vice Chairman as of
rigel.cable@gmail.com			1274 Skyhaven Road SE	Atlanta	GA	30316		2020
robroark@allsouthwarehouse.co	Cable	Rigel	12/4 Skyllavell Rudu SE	Atlailld	JA.			
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wmtoliver7@gmail.com	Toliver	Marvin	2310 Springside Way	Decatur	GA	30032	Spring Valley	
	Jackson	Gloria	2712 Neptune PL	Decatur	GA	30034	,	
,	Simmons	Khristine	1507 Snapfinger Rd	Decatur	GA	30032		
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loue738@gmail.com	Laue	Larry	1787 Derrill Dr	Decatur	GA	30032		

# **Bouldercrest Cedar Grove Project**

## Erica Morgan <permits@morgandesignstudios.com>

Fri 2/2/2024 9:00 PM

To:Erica Morgan <permits@morgandesignstudios.com>
Cc:Erica Morgan <permits@morgandesignstudios.com>
Bcc:Erica Morgan <info@morgandesignstudios.com>;adriannez.realty@gn

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1 attachments (177 KB)

Bouldercrest:Cedar Grove Community Meeting.pdf;

#### Good Evening,

Hope that this email finds you well. We would like to cordially invite you to join us at our community meeting. This meeting is to discuss the Special Land Use Application to allow for the development of fee simple single-family townhouses. The meeting will take place on zoom and we would greatly appreciate if you would register for the meeting. Please see the attached document for additional information. If you have any questions feel free to contact us.

Permits 404.840.2494 Permits@morgandesignstudios.com

# **Bouldercrest Cedar Grove Project**

## Erica Morgan <permits@morgandesignstudios.com>

Fri 2/2/2024 9:00 PM

To:Erica Morgan <permits@morgandesignstudios.com>
Cc:Erica Morgan <permits@morgandesignstudios.com>
Bcc:Erica Morgan <info@morgandesignstudios.com>;adriannez.realty@gn

Bcc:Erica Morgan <info@morgandesignstudios.com>;adriannez.realty@gmail.com <adriannez.realty@gmail.com>; albertajordan@bellsouth.net <albertajordan@bellsouth.net>;barnesve@yahoo.com <barnesve@yahoo.com>; bcpace2@gmail.com <br/>bcpace2@gmail.com>;berryelfreda227@gmail.com <br/>berryelfreda227@gmail.com>; christinedennis@bellsouth.net <christinedennis@bellsouth.net>;csanders@eastmetrocid.com <csanders@eastmetrocid.com>;dbonino1@aol.com <dbonino1@aol.com>;dlocks1019@aol.com <dlocks1019@aol.com>;edsan@bellsouth.net <edsan@bellsouth.net>;elitedesignsatl@yahoo.com <elitedesignsatl@yahoo.com>;ericastewart2009@gmail.com <ericastewart2009@gmail.com>; ericwschwartz@gmail.com <ericwschwartz@gmail.com>;frank@golleyrealty.com <frank@golleyrealty.com>; hjpreston23@gmail.com <hjpreston23@gmail.com>;info@greshamhills.org <info@greshamhills.org>; jacquelynbuiebrown@gmail.com <jacquelynbuiebrown@gmail.com>;jgross@stickybusiness.net <igross@stickybusiness.net>;k1776usa@yahoo.com <k1776usa@yahoo.com>;linn.jeff@gmail.com linn.jeff@gmail.com>;mfunk64@att.net <mfunk64@att.net>;mkirkwood73@outlook.com <mkirkwood73@outlook.com>;naacpdek@comcast.net <naacpdek@comcast.net>;nahwash4ms@aol.com <nahwash4ms@aol.com>;NettieJackson@me.com <NettieJackson@me.com>;norfley@yahoo.com <norfley@yahoo.com>;parkviewcivicclub@gmail.com <parkviewcivicclub@gmail.com>;pat.lawrencecraig@gmail.com <pat.lawrencecraig@gmail.com>;phthompson3@msn.com <phthompson3@msn.com>;ppculp@att.net <ppculp@att.net>;president@naacpdekalb.org comomc <rachelbarber4@gmail.com>;rbarrow@comcast.net <rbarrow@comcast.net>;regeniarobertsone@gmail.com <regeniarobertsone@gmail.com>;rigel.cable@gmail.com <rigel.cable@gmail.com>; robroark@allsouthwarehouse.com <robroark@allsouthwarehouse.com>;samandbettysmith@bellsouth.net <samandbettysmith@bellsouth.net>;sbhouston@bellsouth.net <sbhouston@bellsouth.net>;sls1289@gmail.com <sls1289@gmail.com>;tolip209@gmail.com <tolip209@gmail.com>;tommyt4dekalb@gmail.com <tommyt4dekalb@gmail.com>;wazulamor@aol.com <wazulamor@aol.com>;wmtoliver7@gmail.com <wmtoliver7@gmail.com>;jackson.gloria1@gmail.com <jackson.gloria1@gmail.com>;loue738@gmail.com <loue738@gmail.com>;info@destinedevents.com <info@destinedevents.com>

1 attachments (177 KB)

Bouldercrest:Cedar Grove Community Meeting.pdf;

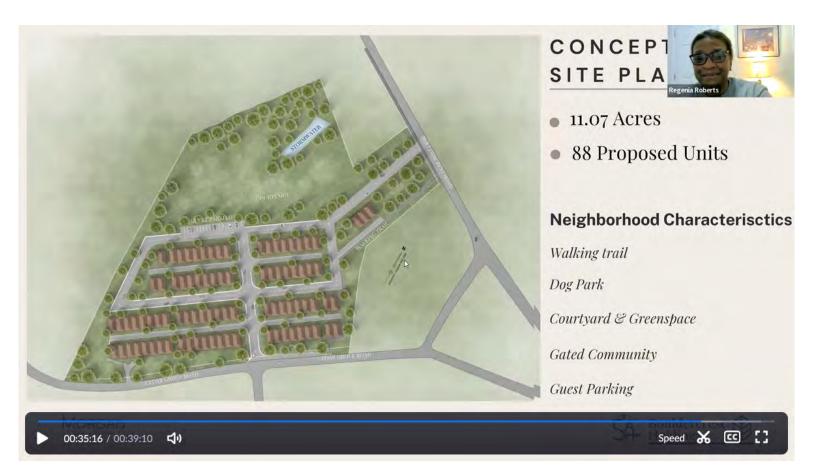
#### Good Evening,

Hope that this email finds you well. We would like to cordially invite you to join us at our community meeting. This meeting is to discuss the Special Land Use Application to allow for the development of fee simple single-family townhouses. The meeting will take place on zoom and we would greatly appreciate if you would register for the meeting. Please see the attached document for additional information. If you have any questions feel free to contact us.

Permits 404.840.2494 Permits@morgandesignstudios.com











#### **Letter of Intent**

**Bouldercrest Cedar Grove Development Project** 

On behalf of Sherry Ann Homes and Bouldcrest Holdings, LLC, this Letter of Intent is for a proposed site located at 2098 & 2124 Cedar Grove Road. The proposed zoning classification for this site is RSM (Small Lot Residential). The reason for the request for special use is because the Bouldercrest Tier III overlay allows for townhomes in any residential zoning district with a Special Land Use Permit. Some details of the proposed townhomes are that they will have a total square footage of approximately 1500 sf, a 25 foot building height and include 1-2 car garages which will be accessed from the rear of the townhomes. There will be a total of 88 proposed units, with neighborhood characteristics such as a courtyard, dog park, walking trail, and guest parking. During the community meeting, we discussed their concerns regarding current and future traffic, connectivity, commerci and the overall impact of the proposed project. Our intent is to bring more middle housing options to the neighborhood, while still being inclusive and providing physical and visible connectivity between Cedar Grove Road and Bouldercrest Road.



#### **DEPARTMENT OF PLANNING & SUSTAINABILITY**

#### **IMPACT ANALYSIS**

Criteria: Sec 27-7.4.6 The following criteria shall be considered by the Department of Planning and Sustainability, the Planning Commission and the Board of Commissioners in evaluating and deciding any application for a special land use permit. No application for a special land use permit shall be granted by the Board of Commissioners unless satisfactory provisions and arrangements have been made concerning each of the following factors, all of which are applicable to each application, and unless the application is in compliance with all applicable regulations in Article 4.

- A. Adequacy of the size of the site for the use contemplated and whether or not adequate land area is available for the proposed use including provision of all required yards, open space, off-street parking, transitional buffer zones, and all other applicable requirements of the zoning district in which the use is proposed to be located.
- B. Compatibility of the proposed use with adjacent properties and land uses and with other properties and land uses in the district, and whether the proposed use will create adverse impacts upon any adjoining land use by reason of traffic volume/congestion, noise, smoke, odor, dust, or vibration generated by the proposed use.
- C. Adequacy of public services, public (or private) facilities, and utilities to serve the proposed use.
- D. Adequacy of the public street on which the use is proposed to be located and whether or not there is sufficient trafficcarrying capacity for the use proposed so as not to unduly increase traffic and create congestion in the area.
- E. Adequacy of ingress and egress to the subject property and to all proposed buildings, structures, and uses thereon, with particular reference to pedestrian and automotive safety and convenience, traffic flow and control, and access in the event of fire or other emergency.
- F. Whether the proposed use will create adverse impacts upon any adjoining land use by reason of the manner and hours of operation of the proposed use.
- G. Whether the proposed use is otherwise consistent with the requirements of the zoning district classification in which the use is proposed to be located.
- H. Whether the proposed use is consistent with, advances, conflicts, or detracts from the policies of the comprehensive plan.
- I. Whether there is adequate provision of refuse and service areas.
- J. Whether the length of time for which the special land use permit is granted should be limited in duration.
- K. Whether the size, scale and massing of proposed buildings are appropriate in relation to the size of the subject property and in relation to the size, scale and massing of adjacent and nearby lots and buildings; and whether the proposed use will create any shadow impact on any adjoining lot or building as a result of the proposed building height.
- L. Whether the proposed use will adversely affect historic buildings, sites, districts, or archaeological resources.
- M. Whether the proposed use satisfies the requirements contained within the supplemental regulations for such special land use permit.
- N. Whether the proposed use would be consistent with the needs of the neighborhood or the community as a whole, as expressed and evidenced during the review process.





#### Impact Analysis

- A. The site is the adequate size for the proposed use and other requirements.
- B. The proposed townhome community is compatible with the adjacent properties, single family homes, and land use, subdivision, in the district.
- C. The adequacy of the public services, facilities, streets, and utilities will be met.
- D. The adequacy of the public street where the proposed site is located and the concern for sufficient traffic capacity will be taken into consideration.
- E. There will be adequate ingress and egress to the property and all proposed buildings, structures and uses in reference to pedestrian and automotive safety and convenience, and traffic flow.
- F. The proposed use will not create adverse impacts upon any adjoining land use.
- G. The proposed use is consistent with the requirements of the zoning district classification.
- H. The proposed use is consistent with the policies of the comprehensive plan.
- I. There is adequate provision of refuse and service areas.
- J. Yes, the length of time for which the special land use permit is granted will be limited in duration.
- K. Yes, the size, scale and massing of proposed buildings on the property are appropriate in relation to the size, scale and massing of the adjacent and nearby lots and buildings, and the proposed use will not create a shadow impact on any adjoining lot or building.
- L. The proposed plan will not adversely affect historic buildings, sites, districts, or archaeological resources.
- M. Yes, the proposed use satisfies the requirements contained within the Supplemental Regulations for special land use permit.
- N. Yes, the proposed use would be consistent with the needs of the neighborhood or the community.



**Notary Public** 

#### DEPARTMENT OF PLANNING & SUSTAINABILITY

#### AUTHORIZATION

The property owner should complete this form or a similar signed and notarized form if the individual who will file the application with the County is not the property owner.

TO WHOM IT MAY CONCERN: (I), (WE) Bouldercrest Holdings, LLC Name of owners(s) (If more than one owner, attach a separate sheet) Being (owner) (owners) of the subject property described below or attached hereby delegate authority to: Erica Morgan Name of Agent or Representative to file an application on (my), (our) behalf. **NOTARY PUBLIC** Fulton County, GEORGIA Well, narager My Commission Expires 11/07/2027 Notary Public Owner **Notary Public** Owner **Notary Public** Owner **Notary Public** Owner

Owner



#### **DEPARTMENT OF PLANNING & SUSTAINABILITY**

#### **FILING FEES**

At the time of submittal, a filing fee shall accompany each Special Land Use Permit application as follows:

#### SPECIAL LAND USE PERMIT \$400.00

Applications for non-contiguous property (separated by a street) must be filed separately. A separate fee will be charged for each application. Applications deferred "full cycle" do not require additional fees. An application that is withdrawn and later re-filed will be treated as a new case and will require a new fee.

#### ADDITIONAL CRITERIA FOR SPECIFIED USES

No application for a special land use permit for the uses specified below shall be granted by the board of commissioners unless it is determined that, in addition to meeting the requirements contained within the zoning district in which such property is located and the criteria contained in section 7.4.6 and complying with applicable regulations in Article 4, satisfactory provisions and arrangements have been made concerning each of the following criteria:

- A. *Telecommunications towers and antennas*. In determining whether to authorize a special land use permit for a telecommunication tower or antenna, the board of commissioners shall comply with and apply the requirements of section 4.2.57.
- B. Mine, mining operation, gravel pit, quarry, or sand pit. In determining whether to authorize a special land use permit for a mine, mining operation, gravel pit, quarry, or sand pit, the board of commissioners shall also consider each of the following criteria:
  - 1. Whether the type and volume of traffic associated with such use will cause congestion in the streets and will create noise and vibration along streets used for residential purposes or adjacent to activity centers.
  - 2. Whether the applicant has provided a soil erosion control plan and a reuse or reclamation plan which meets the requirements of DeKalb County and of the Georgia Surface Mining Act, O.C.G.A. § 12-4-70, et seq., as amended, and the Rules of Department of Natural Resources, Chapter 391- 3-3, as amended.
  - 3. Whether or not the applicant meets the requirements of the county's noise ordinance.
- C. *Child day care facility*. In determining whether to authorize a special land use permit for a child day care facility, the board of commissioners shall also consider each of the following criteria:



- 1. Whether the proposed off-street parking areas and the proposed outdoor play areas can be adequately screened from adjoining properties so as not to adversely impact any adjoining land use.
- 2. Whether there is an adequate and safe location for the dropping off and picking up of children at the child day care facility.
- 3. Whether the character of the exterior of the proposed structure will be compatible with the residential character of the buildings in the zoning district in which the child day care facility is proposed to be located, if proposed for a residential zoned district.
- D. Biomedical waste disposal facilities, disposal facilities, landfills, county solid waste disposal facilities, county solid waste landfills, private industry solid waste disposal facilities, solid waste handling facilities, solid waste thermal treatment technology facilities, and disposal facilities for hazardous and/or toxic materials including radioactive materials.
  - In determining whether to authorize a special land use permit for a biomedical waste disposal
    facility, disposal facility, landfill, county solid waste disposal facility, county solid waste landfill,
    private industry solid waste disposal facility, solid waste handling facility, solid waste thermal
    treatment technology facility, or disposal facility for hazardous and/or toxic materials
    including radioactive materials, the board of commissioners shall also consider each of the
    following criteria:
    - a. Whether the proposed use does not pose any potential negative impact resulting from air pollution, degradation of soil and/or water quality, noise, odor, or other negative environmental effects.
    - b. Whether the proposed use will not have a significant deleterious effect on use of land and value of existing housing in adjacent and nearby neighborhoods.
    - c. Whether the proposed use will not create a negative traffic impact on any adjacent or nearby residential street(s) resulting from truck and other vehicular traffic associated with the facility.
    - d. Whether the proposed use does not represent an over-concentration of such uses in the area.
  - 2. An assessment shall be prepared by the DeKalb County sanitation division regarding item 1.d above.



### LATE NIGHT ESTABLISHMENT OR NIGHTCLUB CHECK LIST

1.	Is the requested SLUP for a new business or an existing business? (Please check only one) New Business Existing Business If the SLUP is for an existing business, please answer question Nos. 2 - 5.
2.	Does this Business have a current Business License? YesNo If yes, provide a copy of current business license.
3.	Has this business ever been operated without a Business License? YesNo
	If yes, how long did the business operate without a business license?
4.	<ul> <li>Has this business received a citation for any of the following:</li> <li>a. Life safety violations such as pyrotechnics, overcrowding, inadequate ingress/egress operating beyond the permitted hours of operation.</li> <li>b. Construction (major/minor renovation, alteration and addition) without a valid DeKalb County permit.</li> <li>c. Business closure and renovation without surrendering license to State and County as required by State law.</li> <li>d. Change of business name, ownership, or use without DeKalb County approval.</li> <li>e. No valid Certificate of Occupancy issued by DeKalb County</li> <li>f. Violation of operating hours of the Zoning ordinance or Alcohol Ordinance.</li> <li>g. Lack of proof of residency under DeKalb County. Any person who holds a liquor license in DeKalb County is required under DeKalb County law to be a resident of DeKalb</li> </ul>
	County.

Submittal of a fraudulent application is a violation of DeKalb County and State law.

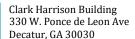
5. If one or more of the citations mentioned in No. 4 have been issued, please provide copies

of summons and citations and summary of court decision or resolution.

## **DISCLOSURE OF CAMPAIGN CONTRIBUTION**

In accordant questions <u>r</u>			of Interest	in Zoning Act	t, OCC	GA Chapter	36-67A, t	the foll	owing
				more in campa eding the fillin				govern	ment
Yes	No	*							
If the answ showing:	er is yes, yo	ou must fi	le a disclos	sure report wit	th the g	governing a	uthority o	f DeKa	alb County
1.	<ol> <li>The name and official position of the local government official to whom the campaign contribution was made.</li> </ol>								
2. The dollar amount and description of each campaign contribution made during the two years immediately preceding the filing of this application and the date of each such contribution.									
	O. <u>and</u> to the		•	rs after the app oners of DeKa					
Notary				_	S	ignature of	Applican	t /Date	:
					(	Check one:	Owner	A	rgent
				_					
Expiration	Date/ Seal								

<sup>\*</sup>Notary seal not needed if answer is "no".





Director

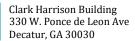
Andrew A. Baker, AICP

# PRE-APPLICATION FORM REZONE, SPECIAL LAND U SE PERMIT, MODIFICATION, AND LAND USE

(Required prior to filing application: signed copy of this form must be submitted at filing)

Applicant Name:Erica Morgan phone: 404-840-2494 Property Address: _2098 & 2124 Cedar Grove Road							
Tax Parcel ID: _15 021 01 016, 015 Comm. District(s): _3 & 6 Acreage: 11 acres							
Existing Use: Single-family structures Proposed Use: Townhomes							
Supplemental Regs:NO DRI:NA							
<b>Rezoning</b> : Yes NoX							
Existing Zoning: See above Proposed Zoning: see above Square Footage/Number of Units:							
Rezoning Request:							
Land Use Plan Amendment: Yes NoX  Existing Land Use:SUB Proposed Land Use: _NA Consistent Inconsistent							
Special Land Use Permit: Yes_XNo							
Major Modification: NA							
Existing Case Number(s):							
Condition(s) to be modified:							
Proposed townhomes							

#### WHAT TO KNOW BEFORE YOU FILE YOUR APPLICATION





Pre-submittal Com	nmunity Meeting: _	X	Review Cale	ndar Dates:	PC: 05/0	12/24**	BOC:
	Letter of Intent:						
	sure: X Zonin						
	Public Notice, Si				·	•	
	it (LDP):						
	ss License: _X				ting Plan:	_ I ent Perm	11t:
	Format: NO STA						
*Deadline for hos 02/19/24	sting pre-commun	ity meeting	g with 15 day	s notice for I	May 2024 agend	la cycle wo	uld be
**Filing Deadline	e for application is	02/26/24					
	Review o	f Site Plan-	—NO SITE 1	PLAN SUBN	ИІТТЕD		
Density:	_ Density Bonuses	:	Mix of Use	es:	Open Space:	Enhar	nced
Open Space:	Setbacks: fro	ontX	_ sides _X	side corr	nerX rear _	Lot	t Size:
X Frontag	ge:X	Street Widtl	hs:X	Landscape	e Strips:X		
Buffers:	Parking Lot Landso	caping:	Parking	- Auto:	K Parkin	g - Bicycle:	:
	ing:X						
	Z Bldg. Orientat						
	o n:X Façad						
Landscape Strip:		С _					
Possible Variances							
r ossiere variance.	· _						
Comments: _							
The proposed sing	ele-family attached	townhomes	will require	a Special Lan	d Use Permit sin	ce propertie	es fall

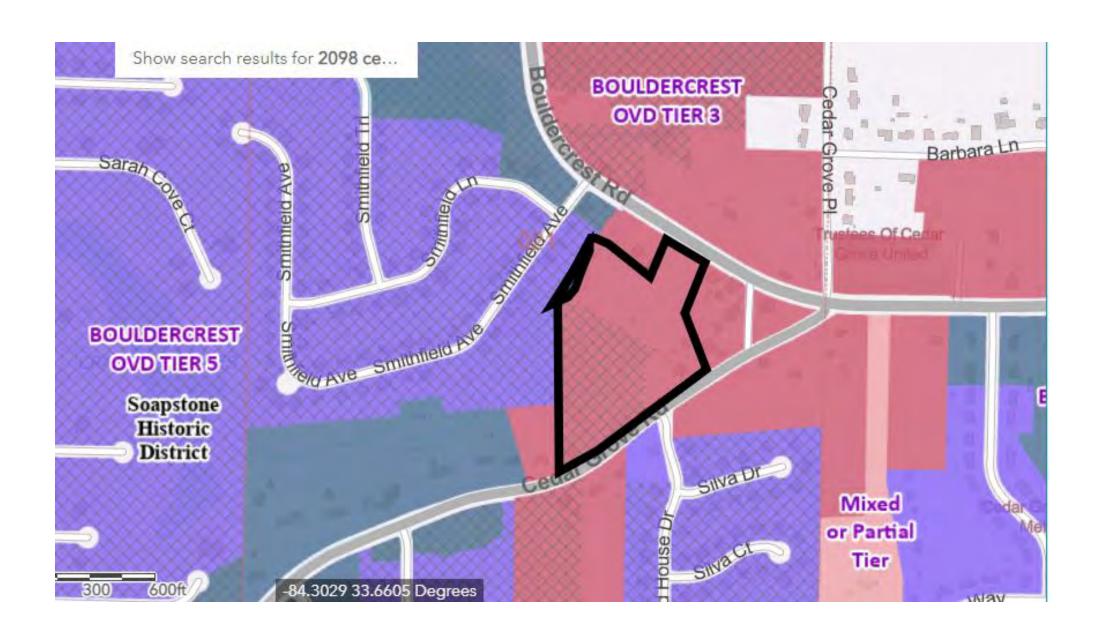
The proposed single-family attached townhomes will require a Special Land Use Permit since properties fall within Tier 3 of the Bouldercrest Overlay District (BOD) and about single-family. Because Tier 3 allows townhomes as a permit use, no rezoning is required. However, since the underlying zoning is single-family detached R-100, the applicant will need to indicate on the submitted plan as well as the SLUP application what underlying zoning they are using to determine proposed lot sizes, building setbacks, density, etc. The applicant will first need to show compliance with the Bouldercrest Overlay District requirements, and where the BOD is silent, the applicant will need to show what zoning district they are using to determine their proposed lot sizes.



The maximum base density will be determined by the underlying district choses (for example, if RSM is chosen maximum base density is 4 units per acre) Anything above the base density of the zoning district will require density bonuses as illustrated as Artcile 2 of the Zoning Ordinance. The maximum base density allowed in suburban character area is 8 dwelling units per acre. To qualify for density bonuses there must be at least two fee simple lots. Additionally, the BOD has a maximum FAR, I believe it is 1.00 but please confirm. Applicant will need to show compliance with zoning ordinance and bouldercrest overlay requirements including but not limited to building material requirements, maximum building height and transitional height plane requirements, parking, parking lot landscaping, street trees, sidewalks, and landscape strips along Cedar Grove Rd and Bouldercrest Rd, and a transitional buffer where site abuts single-family R-100 residential zoning. While not a zoning issues, there appears to be a stream on the northwest side of the property which could impact buildability due to stream buffer/floodplain issues. Other requirements per Art 2 and 5 of zoning ordinance. It appears that a portion of the property falls within the Soapstone Historic Overlay District which has additional requirements. Please contact Paige Jennings for more information.

This only a preliminary review and is not a complete list of zoning requirements, a final and complete review will be done upon official submission of a Rezoning or Special Land Use Permit (SLUP) application and concept plan. If the application were to be approved, the applicant would have to submit and obtain a certificate of occupancy for the proposed buildings as well as county business licenses. Planner: John Reid Date 01/30/24 Filing Fees **REZONING:** RE, RLG, R-100, R-85, R-75, R-60, MHP, RSM, MR-1 \$500.00 RNC, MR-2, HR-1, HR-2, HR-3, MU-1, MU-2, MU-3, MU-4, MU-5 \$750.00 OI, OD, OIT, NS, C1, C2, M, M2 \$750.00 LAND USE MAP AMENDMENT \$500.00 SPECIAL LAND USE PERMIT \$400.00

SLUP 24 1246917 ZONING MAP



# **ZONING MAP**



# **FUTURE LAND USE MAP**



