COUNTY DEPARTMENT AGENDA REQUEST

Department:	Planning and Zoning	Presenter(s):	Peter A. Frisina/ Dennis S. Dutton
Meeting Date:	Thursday, October 22, 2009	Type of Request:	Public Hearing

Wording for the Agenda:

Consideration of Petition No. 1216-09 and Petition No. RP-046-09, John Alan Bell, Owner/Agent, request to rezone Lot 18 of Lakeview Estates consisting of 1.03 acres from R-40 to O-I to develop Office Institutional Uses and request to Change the Use of Lot 18 from single-family residential to office-institutional. This property is located in Land Lot 127 of the 5th District and fronts on SR 54 West.

Background/History/Details:

In 2007, the owner of this property filed Petition 1201-07 to rezone Lot 18 of Lakeview Estates Subdivision consisting of 1.03 acres from R-40 (Single-Family Residential) to O-I (Office-Institutional) (1201-07) and a Revision to the Final Plat of Lakeview Estates S/D to Change the Use of Lot 18 from Single-Family Residential to Office Uses (RP-039-06). Lot 18 is located on SR 54 West only. The Board of Commissioners denied the requests. The applicant has once again filed for the same changes.

When the petitions were filed this year, they were first scheduled to be heard by both the Planning Commission and the Board of Commissioners in August. Because the petitioner had scheduling conflicts, he asked the Planning Commission to hear his petition at a later date, thus the Board of Commissioners, having no recommendation from the Planning Commission to consider, voted to hear these petitions at their October 22 meeting. At their September and October Planning Commission meetings, there was not a full board present, so the petitioner has asked the Planning Commission to table his petitions to their November 5 meeting. Because there is no County Commission meeting on the 4th Thursday in November (Thanksgiving), the next appropriate meeting at which the Commissioners can hear these petitions is December 10, assuming the Planning Commission will have heard them by then and has forwarded its recommendations to the BOC. Additionally, the petitioner would be able to request his petitions be tabled until a full Board of Commissioners is present. Commissioner Frady will not be present at the October 22 meeting.

What action are you seeking from the Board of Commissioners?

Agree to hear Petitions 1216-09 and RP-046-09 on December 10, following the hearing by the Planning Commission on November 5.

If this item requires funding, please describe:

Not Applicable.

Has this issue come before the Commissioners in the past?	Yes	If so, when?	Thursday, August 27, 2009
Do you need audio-visual for the presentation?	No	Back-up Material Submitted?	Yes

STAFF USE ONLY

Approved by Finance	Yes	Reviewed by Legal	Yes
Approved by Purchasing	Not Applicable	Approved by County Clerk	Yes
Administrator's Approval	Yes		

Staff Notes:

Each time there has been a delay in hearing these petitions, the signs posted on the property have been updated. Neighboring property owners have stayed up-to-date with the changes in hearing dates.

September 30, 2009

Fayette County Planning Commission
140 Stonewall Avenue West
Suite 202
Fayetteville, GA 30214

Re: Petition No. 1216-09 and Petition No. RP-046-09

Dear Planning Commission:

I respectfully request to table the above-referenced petitions until November 5, 2009, to be heard by the Planning Commission due to the lack of a full board, and until December 10, 2009, to be heard by the Board of Commissioners due to the lack of a full board.

Sincerely,

John Alan Bell