#### **BOARD MEMBERS**

Jim Graw, Chairman Arnold L. Martin, III, Vice-Chairman John H. Culbreth, Sr. Al Gilbert Brian Haren <u>STAFF</u>

Peter A. Frisina, Director of Community Services Dennis Dutton, Zoning Administrator Chanelle Blaine, Planning and Zoning Coordinator

## AGENDA FAYETTE COUNTY PLANNING COMMISSION MEETING 140 STONEWALL AVENUE WEST June 2, 2016 7:00 pm

1. Consideration of the Minutes of the meeting held on May 19, 2016.

#### NEW BUSINESS

- 2. Consideration of a Final Plat of Flowers Field Subdivision. The property will consist of 12 residential lots. This property is located in Land Lot 76, of the 7<sup>th</sup> District, fronts on Ellison Road, and is zoned R-70.
- 3. Consideration of a Minor Subdivision Plat for Martha Eva Richardson Estate. The property will consist of two (2) residential lots. This property is located in Land Lots 229 and 252 of the 4<sup>th</sup> District, fronts on McBride Road, and is zoned A-R.

#### PUBLC HEARING

- 4. Consideration of Petition No. 1250-16, Ron Zappendorf, Owner, request to rezone 2.45 acres from C-H to M-1 to allow an auto repair, paint and body shop. This property is located in Land Lots 200 and 201 of the 5th District and fronts on SR 85 North.
- 5. Consideration of Petition No. 1256-16. Claudine B. Morris, Christine B. Thornton, & Betty S. Shubert, Owners and Randy Boyd, Agent request to rezone 100.967acres from A-R to R-50 to develop a single-family residential subdivision with 68 lots. This property is located in Land Lots 104 of the 7th District and fronts on Dogwood Trail.

Petition 1257-16 originally scheduled for Public Hearing on June 2, 2016 and June 23, 2016 cannot be heard due to an error in the legal ad and rezoning sign. The petition will be heard on July 7, 2016 and July 28, 2016.

To: Fayette County Planning Commission

From: Dennis. Dutton, Zoning Administrator

Date: May 26, 2016

Subject: Final Plat to be considered on June 2, 2016

### FINAL PLAT

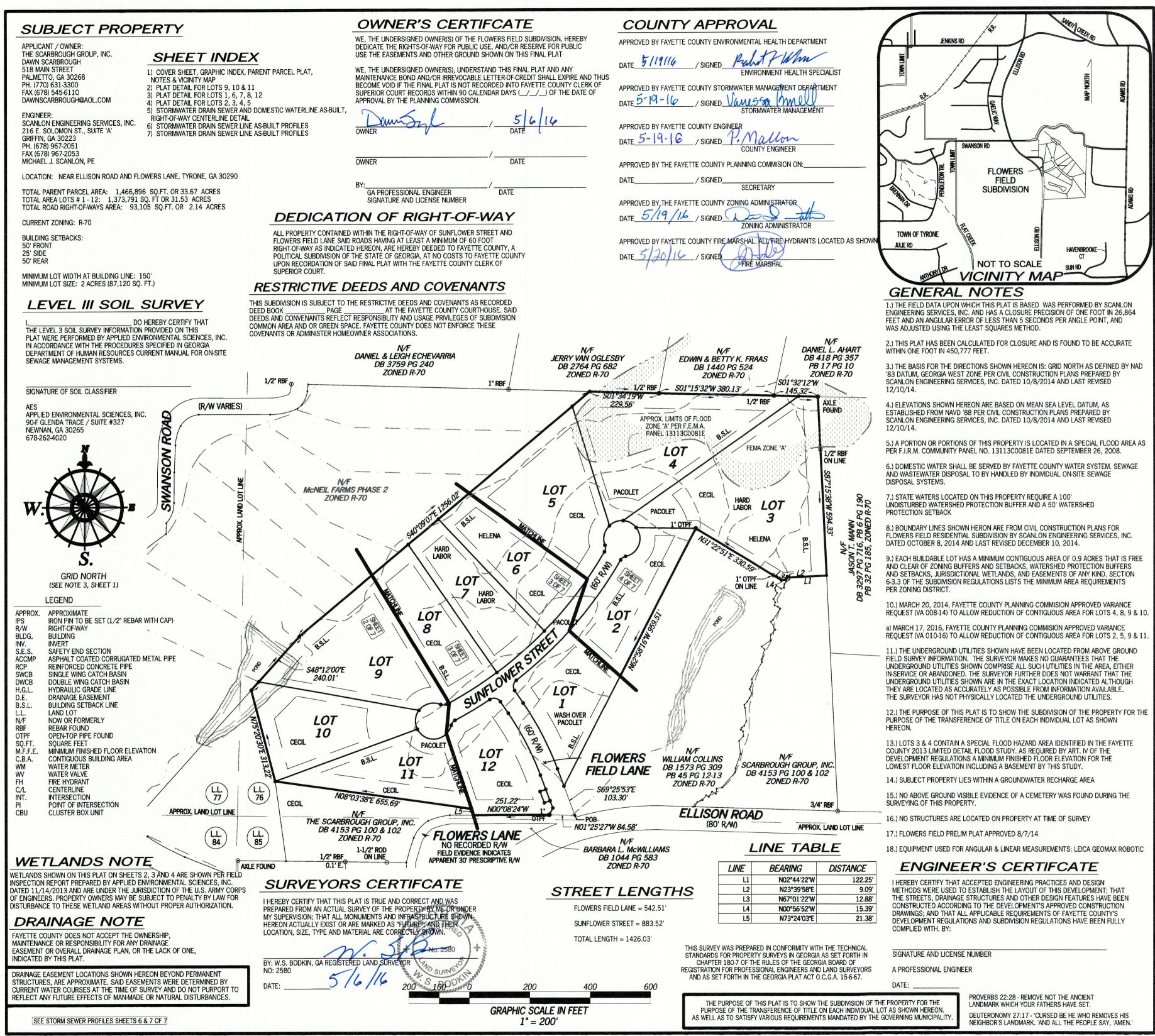
### **OWNER/APPLICANT**

Final Plat of Flowers Field

The Scarbrough Group, Inc. Don and Dawn Scarbrough

#### Recommend APPROVAL

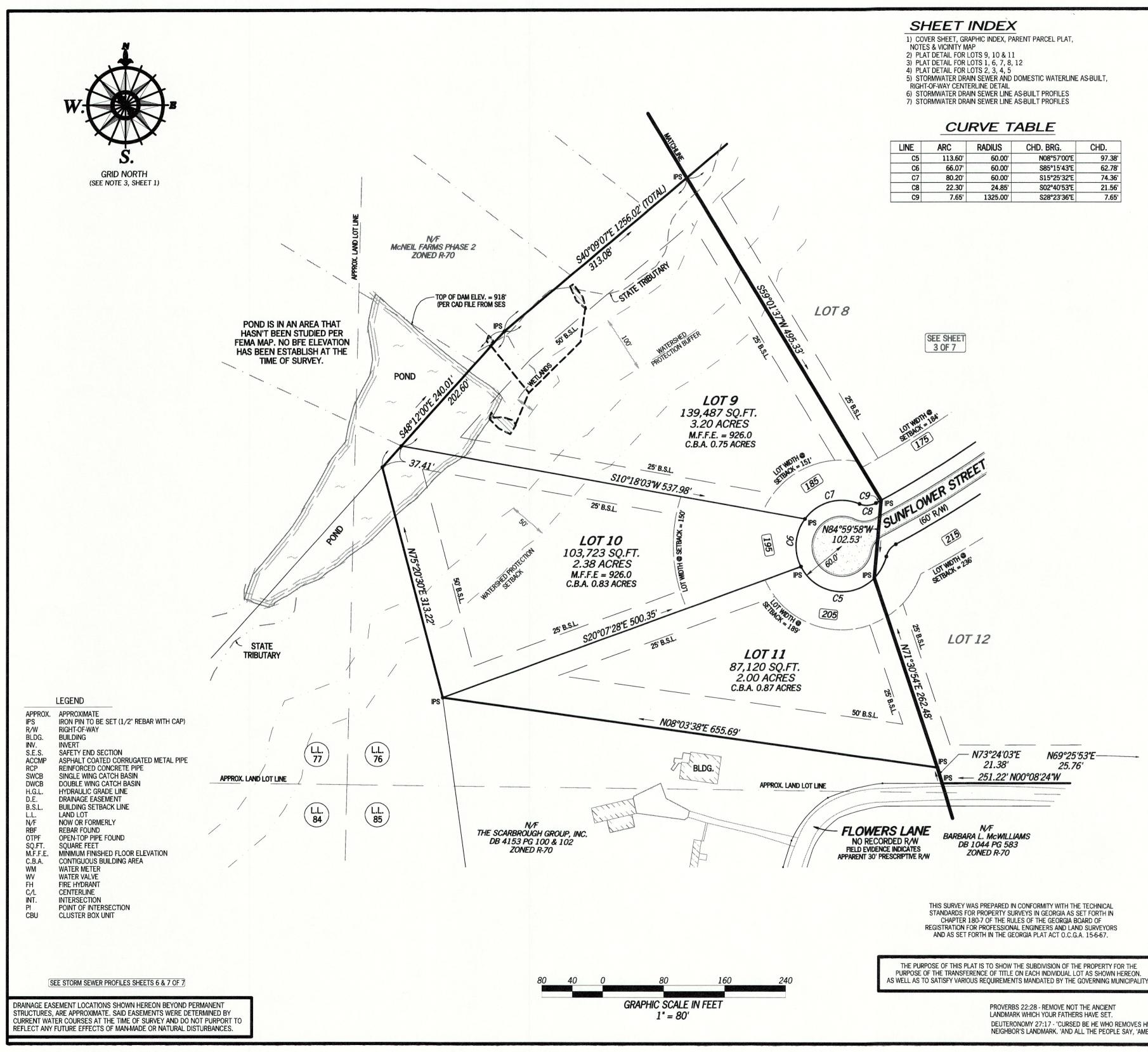
On the Final Plat of Flowers Field that was signed off on 05/20/16.



	LINE	BEARING	DISTANCE
	L1	N02°44'22"W	122.25
HS	L2	N23°39'58'E	9.09'
10	L3	N67°01'22"W	12.88
	L4	N00°56'52"W	15.39
	L5	N73°24'03"E	21.38

	12/07/15 PER 01/29/16 PER 04/10/16 PER	NAMENTS COUNTY COMMENTS COUNTY COMMENTS COUNTY COMMENTS	Vices
р. Г.	Final Plat of	FIELD SUBDIVISION	Land Lot 76 ~ 7th district ~ Fayette County, Georgia
	475 Swanso Tyrone, GA ph: 770-486 fax: 770-692 omni@omn Scales as stated here Dimensions or which a Hereby Chansed by th corresponding dimens PROPERTY of OMNI CONS COPIED IN WHOLE OR IN I SPECIFICALLY IDENTIFIED PROJECT. IT IS TO BE RE DATE	30290 -7370 2-2237 iCONS.COM EN ARE VALID ON THE ORIGINAL DRA RE 18 X 24 INCHES. THESE SCALES I E RATIO OF OVERALL SHEET DIMENSIS SIONS OF THE ORIGINAL DRAWING. TH SULTING SERVICES AND IS NOT TO BE VART. ITS ONLY TO BE USED FOR THI HEREON, AND IS NOT TO BE USED TO BE INC. ITS ONLY TO BE USED FOR THI HEREON, AND IS NOT TO BE USED TO	s drawing is the Reproduced or E project and site

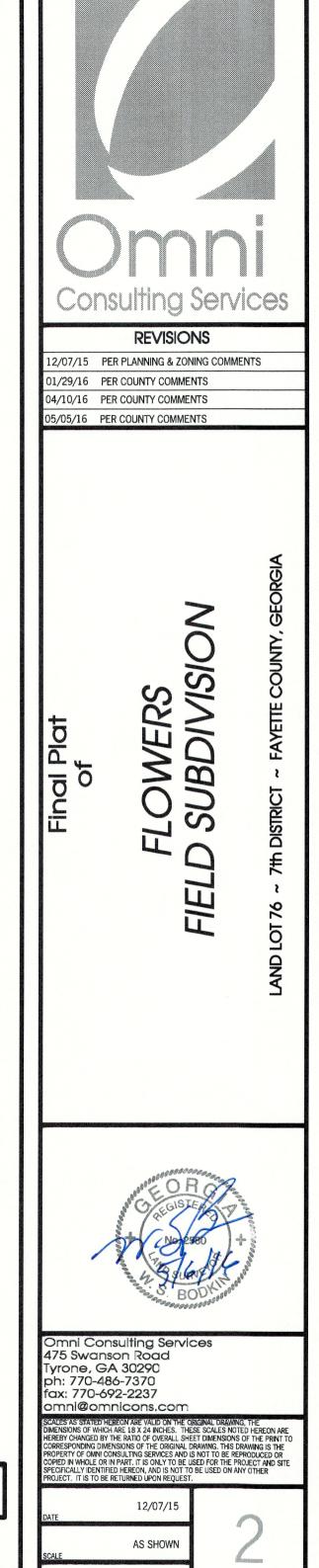
OF 7



# SHEET INDEX

# CURVE TABLE

LINE	ARC	RADIUS	CHD. BRG.	CHD.
C5	113.60'	60.00'	N08°57'00"E	97.38
C6	66.07'	60.00'	S85°15'43"E	62.78
C7	80.20'	60.00'	S15°25'32"E	74.36
C8	22.30'	24.85'	S02°40'53"E	21.56
C9	7.65'	1325.00'	S28°23'36"E	7.65'



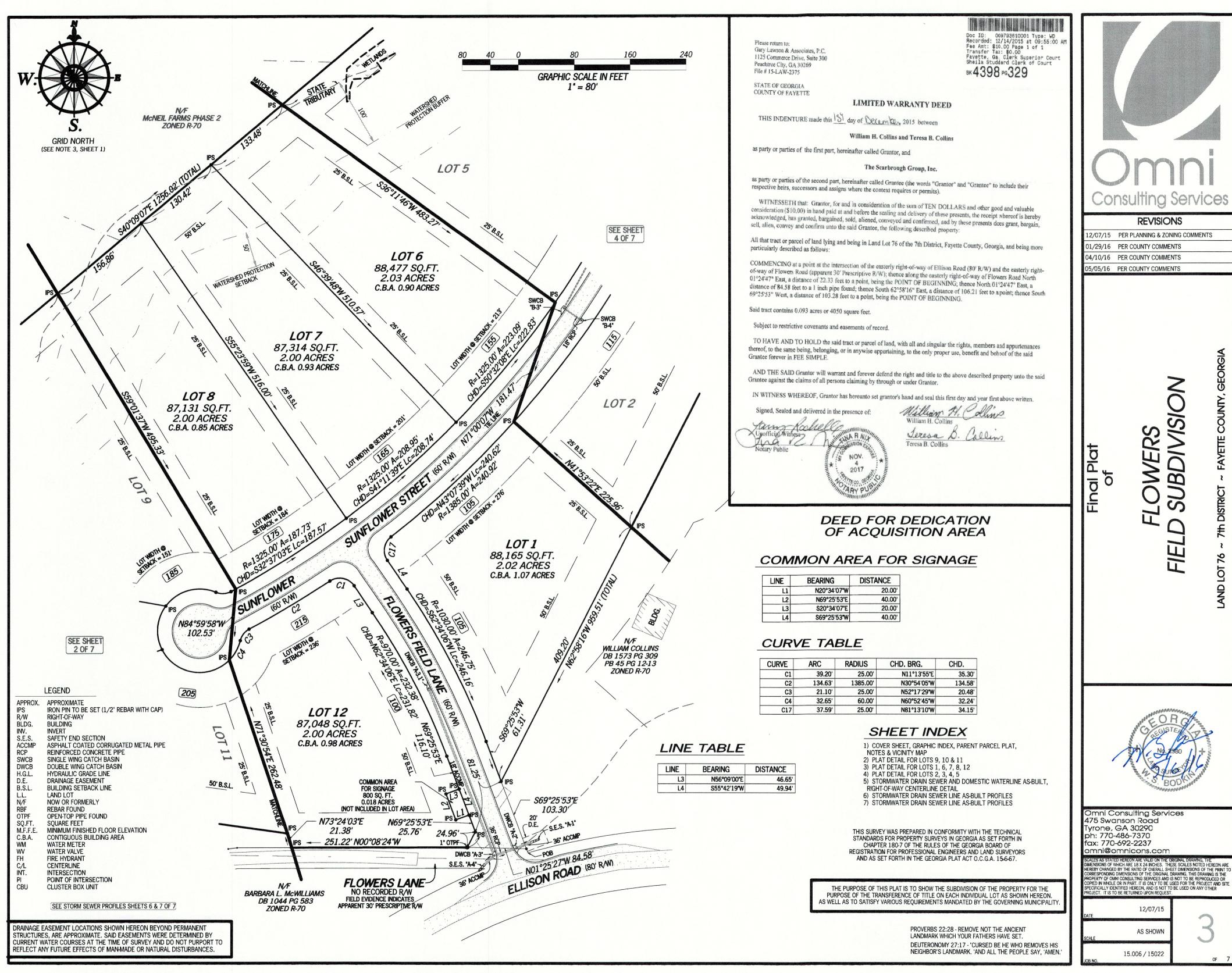
15.006 / 15022

OF 7

PROVERBS 22:28 - REMOVE NOT THE ANCIENT LANDMARK WHICH YOUR FATHERS HAVE SET. DEUTERONOMY 27:17 - "CURSED BE HE WHO REMOVES HIS NEIGHBOR'S LANDMARK. 'AND ALL THE PEOPLE SAY, 'AMEN.'

N69°25'53"E-

25.76'

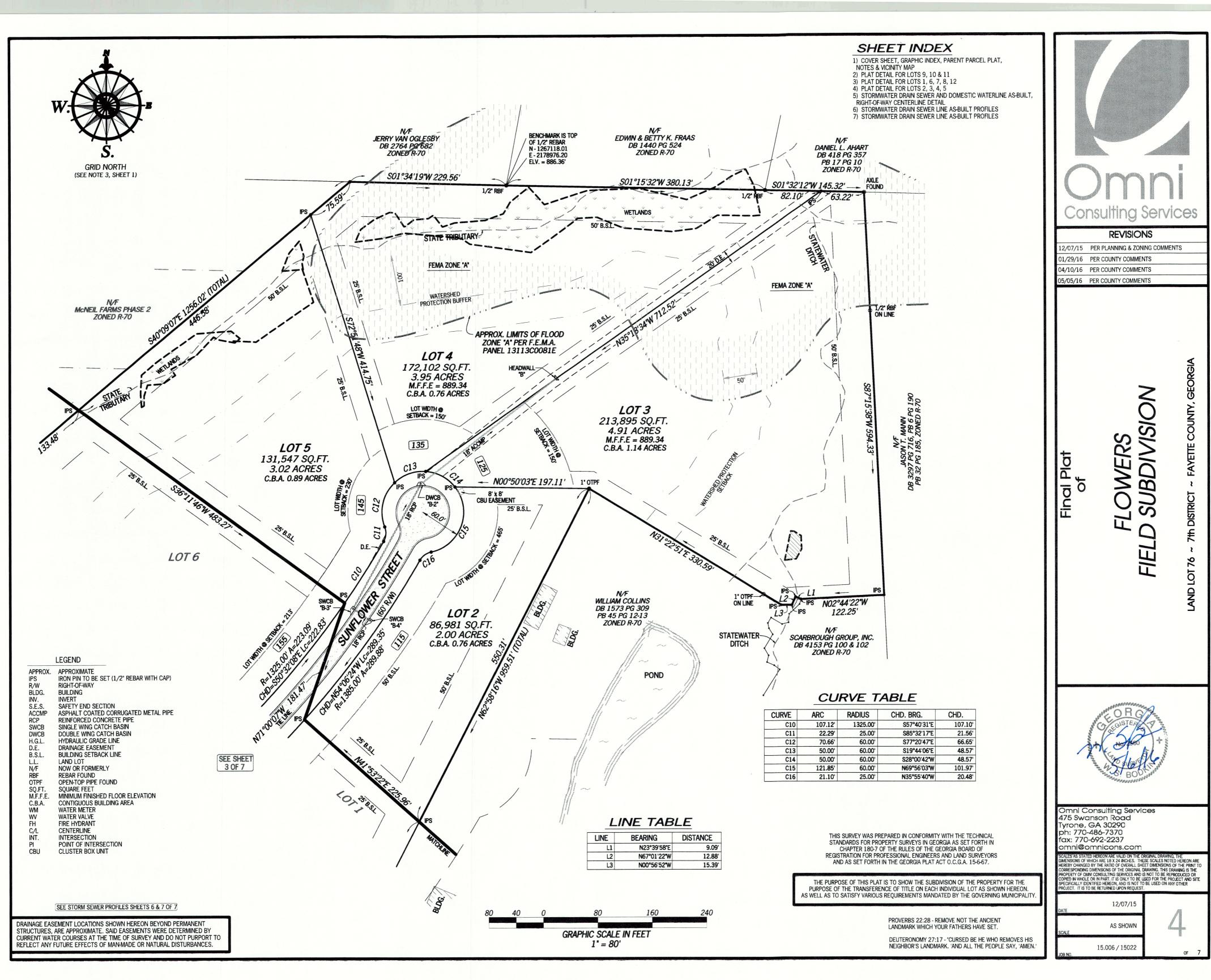


FAYETTE COUNTY, GEORGIA

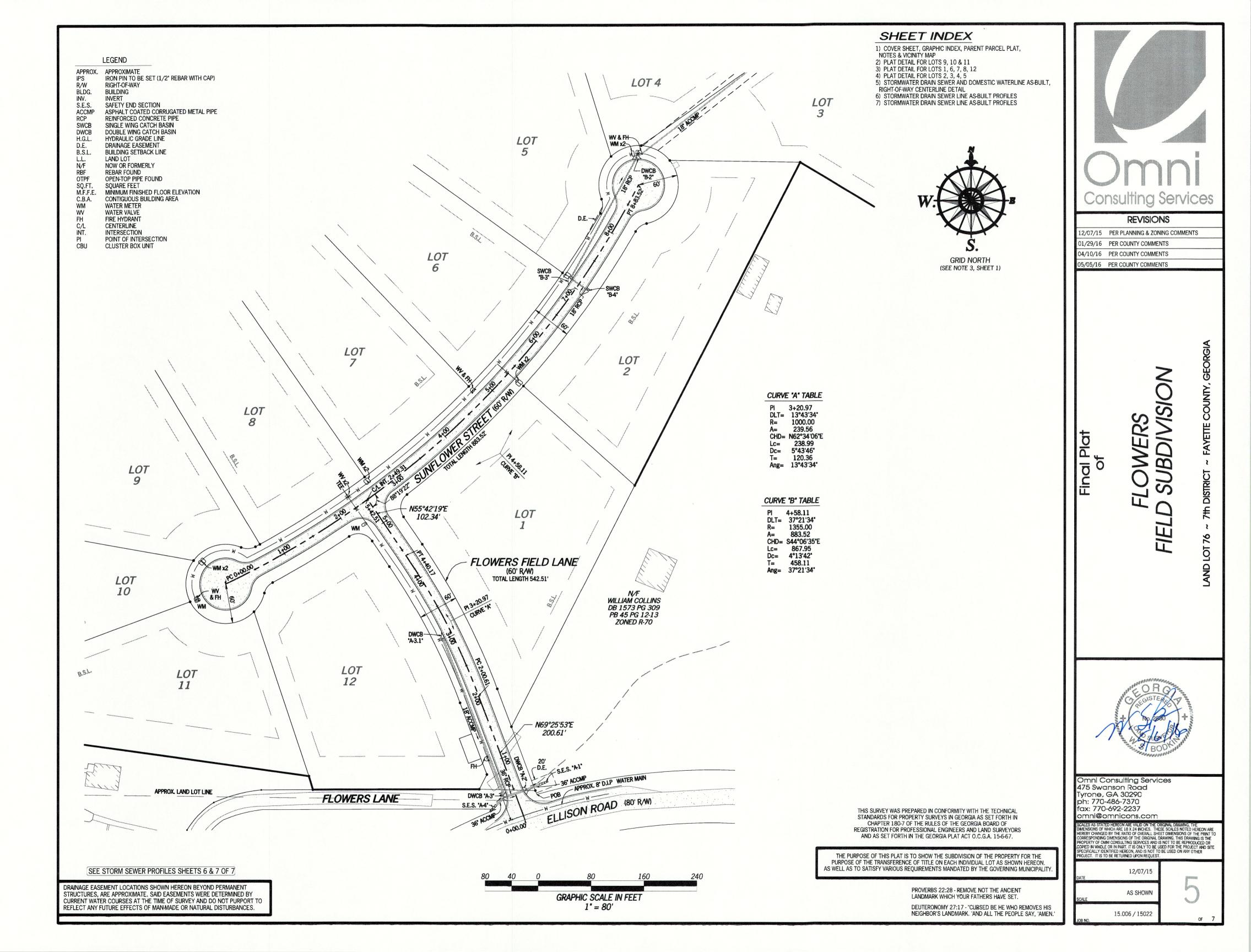
2

7th DISTRICT

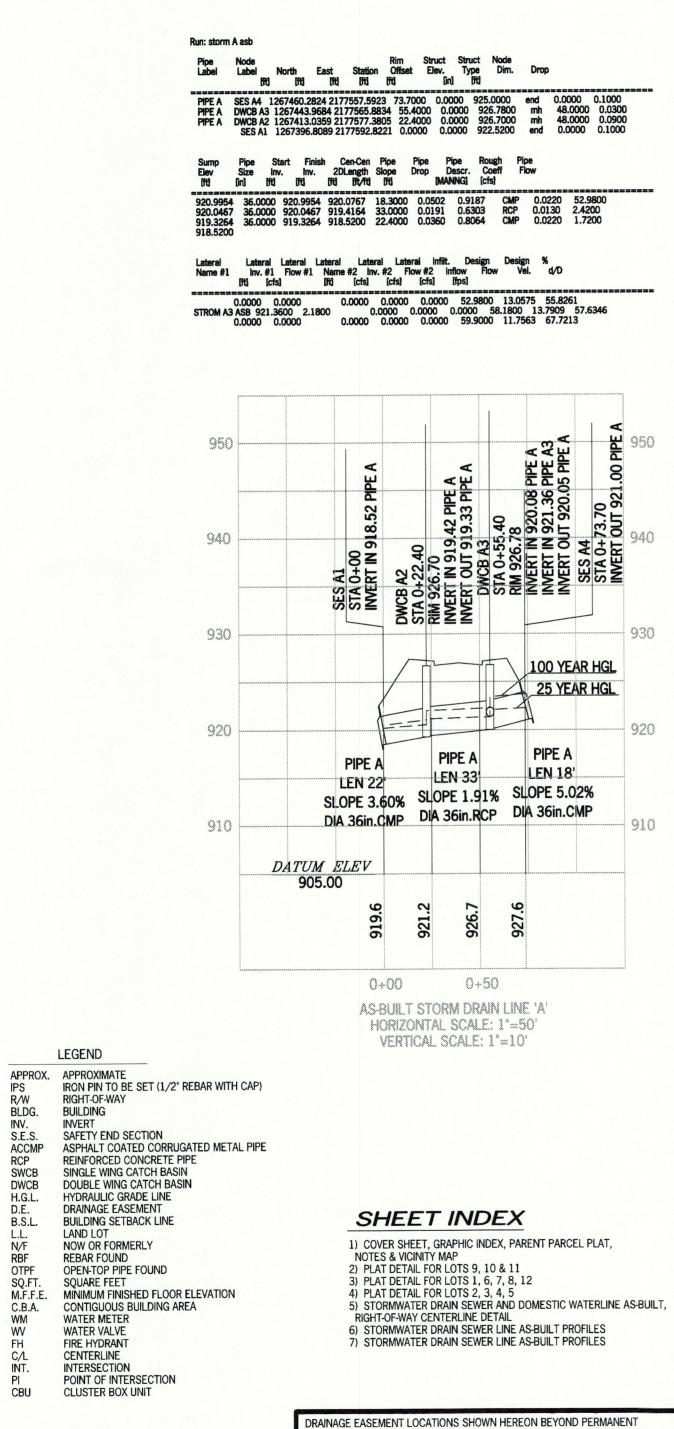
AND LOT 76







# STORM DRAIN SEWER LINE "A"



R/W BLDG.

INV. S.E.S.

ACCMP RCP

SWCB DWCB

H.G.L. D.E. B.S.L.

L.L. N/F RBF OTPF SQ.FT. M.F.F.E.

C.B.A. WM WV

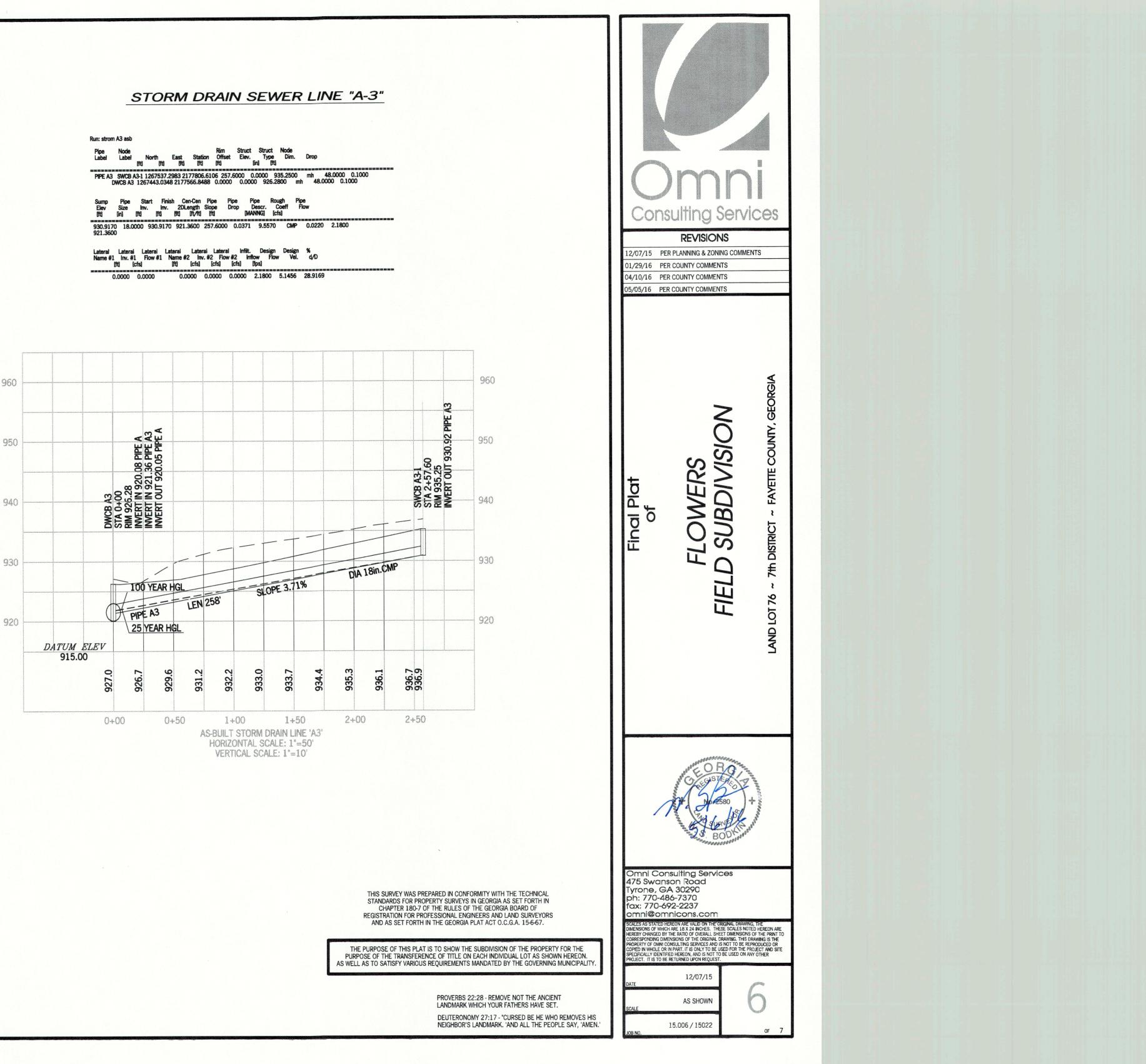
FH

C/L INT

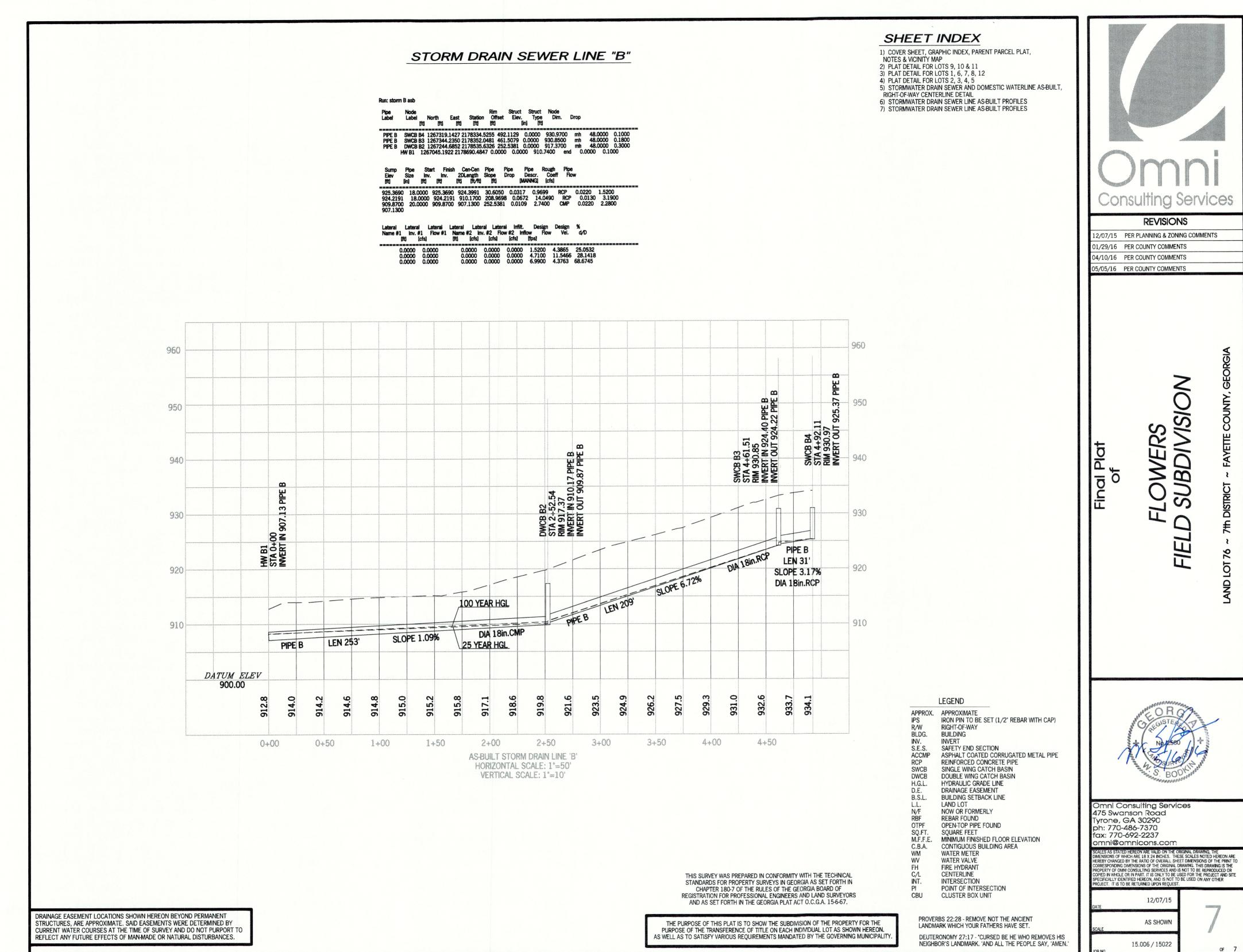
CBU



STRUCTURES, ARE APPROXIMATE. SAID EASEMENTS WERE DETERMINED BY CURRENT WATER COURSES AT THE TIME OF SURVEY AND DO NOT PURPORT TO REFLECT ANY FUTURE EFFECTS OF MAN-MADE OR NATURAL DISTURBANCES.



DUDDOCE OF THE TRANSCEDE	NOT OF TITLE ON FAOLUNDIVIDU	
FURFUSE OF THE TRANSFERE	NCE OF TITLE ON EACH INDIVIDU	f
AS WELL AS TO SATISFY VARIOUS	S REQUIREMENTS MANDATED BY	1



JOB NO.

To: Fayette County Planning Commission

From: Dennis. Dutton, Zoning Administrator

Date: May 26, 2016

Subject: Minor Subdivision Plat to be considered on June 2, 2016

#### MINOR SUBDIVISION PLAT

Minor Subdivision Plat of the Martha Eva Richardson Estate

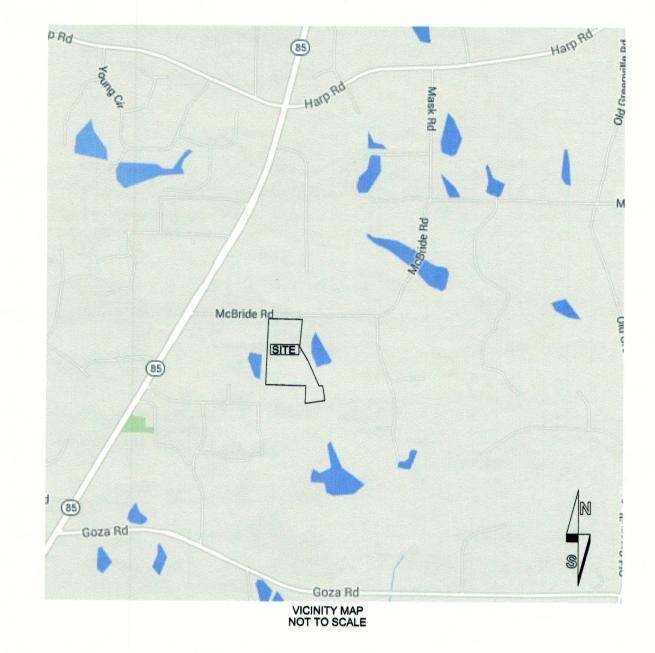
#### **OWNER/APPLICANT**

Stephen R. & Maegan E. Caldwell, and Bruce & Amy Clark, Owners

#### Recommend APPROVAL

On the Minor Subdivision Plat of the Martha Eva Richardson Estate that was signed off on 05/24/16.

# MINOR SUBDIVISION PLAT OF THE MARTHA EVA RICHARDSON ESTATE



5. WATER TO BE PROVIDED BY WELL.

**GENERAL NOTES** 

STEPHEN R. & MAEGAN E. CALDWELL

S. A. GASKINS & ASSOCIATES, LLC.

TOTAL ACREAGE: 31.978 ACRES

125 SANDY LAKE CIRCLE

Fayetteville, GA 30214

BRUCE & AMY CLARK

708 McBRIDE ROAD

Fayetteville, GA 30215 404-441-8906

rdgaskins79@gmail.com

2 LOTS - ZONED A-R

LOT AREA: 5 ACRES LOT WIDTH: 250 FT

FLOOR AREA: 1,200 SQ FT

REAR YARD SETBACK: 75 FT

SIDE YARD SETBACK: 50 FT

FRONT YARD SETBACK:

404-406-4265

P.O. BOX 321 **BROOKS, GA 30205** 678-571-3054

1. OWNERS:

2. SURVEYOR:

З.

6. FAYETTE COUNTY DOES NOT ACCEPT THE OWNERSHIP, MAINTENANCE, OR RESPONSIBILITY FOR ANY DRAINAGE EASEMENT OR OVERALL DRAINAGE PLAN OR THE LACK OF ONE INDICATED ON THIS PLAT.

MINIMUM DIMENSIONAL REQUIREMENTS FOR A-R ZONING DISTRICT

MAJOR THOROUGHFARE

4. SEWER TO BE AN ON-SITE SEWAGE DISPOSAL SYSTEM.

ARTERIAL: 100 FEET

COLLECTOR: 100 FEET MINOR THOROUGHFARE: 75 FEET

7. THIS SURVEY IS SUBJECT TO ALL EASEMENTS, RIGHTS-OF-WAY AND RESTRICTIONS SHOWN OR NOT SHOWN, RECORDED OR NOT RECORDED.

8. THERE ARE NO RECORDED EASEMENTS FOUND ASSOCIATED WITH THE PROPERTY.

9. THERE ARE NO GROUNDWATER RECHARGE AREAS ON SUBJECT PROPERTIES.

10. 1/2" REINFORCING RODS SET AT ALL LOT CORNERS UNLESS NOTED OTHERWISE

11. ALL LOTS EITHER CONTAIN OR ARE ADJACENT TO A SPECIAL FLOOD HAZARD AREA IDENTIFIED IN THE FAYETTE COUNTY LIMITED DETAIL FLOOD STUDY AS REQUIRED BY ART. IV OF THE DEVELOPMENT REGULATIONS, A MINIMUM FINISHED FLOOR ELEVATION IS ESTABLISHED FOR THE LOWEST FLOOR ELEVATION INCLUDING A BASEMENT BY THIS STUDY.

12. ACCORDING TO FEMA FLOOD INSURANCE RATE MAP NUMBERS 13113C0113E AND 13113C0114E, DATED SEPTEMBER 26, 2008 MAP, THIS PROPERTY DOES NOT LIE WITHIN A SPECIAL FLOOD HAZARD AREA.

13. MINIMUM FINISHED FLOOR ELEVATION FOR FOR LOT 2 IS 834.47. MINIMUM

BY:

APPROVED BY FAYETTE COUNTY STORMWATER MANAGEMENT DEPARTMENT Varieson mel DATE 5-17-16 SIGNED ENVIRONMENTAL MANAGEMENT DIRECTOR

APPROVED BY FAYETTE COUNTY ENVIRONMENTAL HEALTH DEPARTMENT

SIGNED Multim

ENVIRONMENTAL HEALTH

APPROVED BY FAYETTE COUNTY ENGINEER

DATE 5/18/16

DATE\_

DATE 5/24/10

191

LEGEND **RBF=REBAR FOUND** RBS=REBAR SET CTP=CRIMP TOP PIPE L.L.=LAND LOT L.L.L.=LAND LOT LINE F = PROPERTY LINE CO=CONSTRUCTION ENTRANCE EP= EDGE OF PAVEMENT P.O.B.=POINT OF BEGINNING B/L=BUILDING SETBACK LINE D.E.=DRAINAGE EASEMENT N/F=NOW OR FORMERLY F.W.P.D.=FIELD WORK PERFORMED DATE F.F.E.=FINISHED FLOOR ELEVATION DB=DEED BOOK PG=PAGE PB=PLAT BOOK (###)=HOUSE NUMBER U/P=UTILITY POLE R/W=RIGHT OF WAY

#### **OWNER'S CERTIFICATE**

WE, THE UNDERSIGNED OWNERS/REPRESENTATIVES OF THE MARTHA EVA RICHARDSON ESTATE SUBDIVISION, HEREBY DEDICATE THE RIGHTS-OF-WAY FOR PUBLIC USE, AND/OR RESERVE FOR PUBLIC USE THE EASEMENTS AND OTHER GROUND SHOWN ON THIS PLAT.

OWNER	DATE
OWNER	DATE
OWNER	DATE
OWNER	DATE

SURVEYOR'S CERTIFICATE

MM

I HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECT AND WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY BY ME OR UNDER MY SUPERVISION; THAT ALL MONUMENTS AND INFRASTRUCTURE SHOWN HEREON ACTUALLY EXIST OR ARE MARKED AS "FUTURE"; AND THEIR LOCATION, SIZE, TYPE AND MATERIAL ARE CORRECTLY SHOWN.



FINISHED FLOOR ELEVATION FOR LOT 1 WILL BE BASED ON THE LOCATION OF THE STRUCTURE AND WILL BE DETERMINED AT TIME OF PERMITTING.

14. EACH RESIDENTIAL LOT HAS A MINIMUM CONTIGUOUS AREA THAT IS FREE AND CLEAR OF ZONING SETBACKS, WATERSHED PROTECTION BUFFERS AND SETBACKS, JURISDICTIONAL WETLANDS, AND EASEMENTS OF ANY KIND.

15. THERE IS NO VISIBLE CEMETERY OR BURIAL GROUNDS ON THIS PROPERTY.

16. THERE ARE STATE WATERS ON THIS SITE AS SHOWN.

17. THE STRUCTURE ON LOT 1 IS TO BE REMOVED.

Prepared For:

- 18. THERE WERE NO WETLANDS SHOWN ON THE FAYETTE COUNTY GIS MAPS.
- 19. ALL THAT PROPERTY CONTAINED WITHIN THE REQUIRED RIGHT-OF-WAY OF MCBRIDE ROAD HAVING AN EXISTING 60' FOOT RIGHT-OF-WAY, TEN FEET SHALL BE DEDICATED TO CREATE A MINIMUM 80 FOOT RIGHT-OF-WAY AS MEASURED FROM THE CENTERLINE. SAID RIGHT-OF-WAY SHALL BE INDICATED HEREON AND ARE HEREBY DEEDED TO FAYETTE COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF GEORGIA, AT NO COSTS TO FAYETTE COUNTY, UPON RECORDATION OF SAID MINOR SUBDIVISION PLAT INTO THE FAYETTE COUNTY CLERK OF SUPERIOR COURT RECORDS.
- 20. WATERSHED BUFFERS AND SETBACKS ARE MEASURED FROM THE 100 YEAR BASE-FLOOD ELEVATION OR 100' FROM THE WRESTED VEGETATION OF TRIBUTARY EAST OF SITE AND 50' FROM THE WRESTED VEGETATION OF TRIBUTARY SHOWN ON LOT 1 AND 2.
- 21. VARIANCE REQUEST SHALL BE SUBMITTED TO THE ZONING BOARD OF APPEALS WITHIN 180 DAYS OF APPROVAL OF THIS PLAT.

THE ESTATE OF

MARTHA EVA RICHARDSON



APPROVED BY THE FAYETTE COUNTY PLANNING COMMISSION

SIGNED

SIGNED

APPROVED BY FAYETTE COUNTY ZONING ADMINISTRATOR.



SECRETARY.

ZONING ADMINISTRATOR

SIGNED Tomas

FIRE MARSHAL

GA RES SWINSON A. GASKINS, SR NUMBER 1620

#### SOIL CLASSIFICATION DELINEATION

517

I, GREG A. WOMBOUGH DO HEREBY CERTIFY THAT THE LEVEL III SOIL SURVEY INFORMATION PROVIDED ON THIS PLAT WAS PERFORMED BY GREENCASTLE ENGINEERING, INC. IN ACCORDANCE WITH THE PROCEDURES SPECIFIED IN THE GEORGIA DEPARTMENT OF HUMAN RESOURCES CURRENT MANUAL FOR ON-SITE SEWAGE MANAGEMENT SYSTEMS.

	DATE
SIGNATURE OF SOIL CLASSIFIER	
PROFESSIONAL ENGINEER	
REGISTRATION NO.	
P.O.BOX 2114	the standard sector delitication and
PEACHTREE CITY, GA 30269	
PHONE: 678-360-6909	

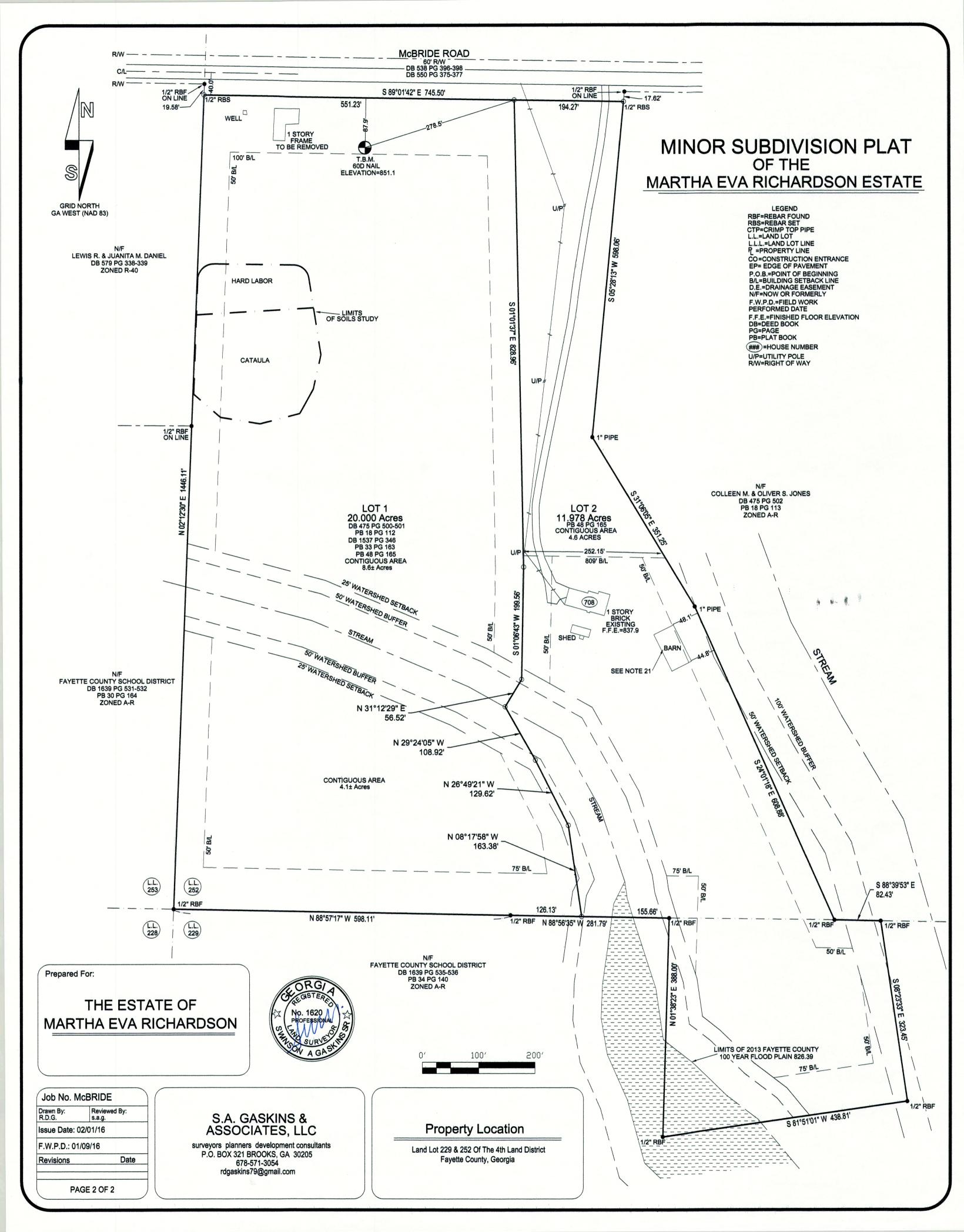
APPROVED BY FAYETTE COUNTY FIRE MARSHAL

CLOSURE STATEMENT THE FIELD DATA UPON WHICH THIS PLAT IS BASED HAS A CLOSURE PRECISION OF ONE FOOT IN 42,167 FEET AND AN ANGULAR ERROR OF 00° 00' 02" PER ANGLE POINT AND HAS BEEN ADJUSTED USING THE COMPASS RULE METHOD.

THIS PLAT HAS BEEN CALCULATED FOR CLOSURE AND IS FOUND TO BE ACCURATE WITHIN ONE FOOT IN 100,000+ FEET.

ANGULAR & LINEAR MEASURMENTS WERE **OBTAINED USING A LIECA 403 TCR TOTAL** STATION

Job No. McBRIDE Drawn By: R.D.G. **Reviewed By:** S.A. GASKINS & ASSOCIATES, LLC s.a.g. Issue Date: 02/01/16 **Property Location** F.W.P.D.: 01/09/16 surveyors planners development consultants Land Lot 229 & 252 Of The 4th Land District P.O. BOX 321 BROOKS, GA 30205 Revisions Date Fayette County, Georgia 678-571-3054 rdgaskins79@gmail.com PAGE 1 OF 2



#### **PETITION NO: 1250-16**

#### **REQUESTED ACTION:** C-H to M-1

**PROPOSED USE:** Auto Repair, Paint, Body Shop

**EXISTING USE:** Auto Sales

LOCATION: SR 85 North

DISTRICT/LAND LOT(S): 5th District, Land Lot(s) 200 + 201

**OWNER:** Ron Zappendorf

PLANNING COMMISSION PUBLIC HEARING: June 2, 2016

BOARD OF COMMISSIONERS PUBLIC HEARING: June 23, 2016

#### **APPLICANT'S INTENT**

Applicant proposes to establish an auto repair, paint, and body shop on 2.45 acres.

#### **STAFF RECOMMENDATION**

#### **APPROVAL WITH ONE (1) CONDITION**

1250-16

#### **INVESTIGATION**

#### A. **PROPERTY SITE**

The subject property is a 2.45 acre tract fronting on SR 85 North in Land Lot(s) 200 + 201 of the 5th District. SR 85 North is classified as a Major Arterial road on the Fayette County Thoroughfare Plan. The subject property is currently zoned C-H.

**History**: On October 25, 2001 the BOC considered Petition 1085-01 requesting a rezoning from C-H to M-1 for the Subject Property. A motion to approve the petition was made and seconded but failed by a vote of 1-3. The BOC had concerns with pollution going into Morning Creek.

#### **B.** SURROUNDING ZONING AND USES

The general situation is a 2.45 acre tract that is zoned C-H. In the vicinity of the subject property is land which is zoned M-1. See the following table and also the attached Zoning Location Map.

Direction	Acreage	Zoning	Use	Comprehensive Plan
North & East	62.4	M-1	Dixie Land Fun Park (Floodplain area)	Conservation Areas
South	1.7 2.9	M-1 M-1	Auto Sales/Repairs Lawn Mower Sales/Repairs	Light Industrial
West (across SR 85)	3.5	M-1	Auto Repairs	Commercial

The subject property is bound by the following adjacent zoning districts and uses:

#### C. COMPREHENSIVE PLAN

The subject property lies within an area designated for Industrial & Conservation Areas. This request conforms to the Fayette County Comprehensive Plan.

#### D. ZONING/REGULATORY REVIEW

The applicant seeks to rezone C-H from to M-1 for the purpose of developing an auto repair, paint, and body shop.

#### **State Route Overlay**

Due to the frontage on State Route 85 any further development of the property is subject to the requirements of the State Route 85 Overlay Zone. The Overlay Zone requirements are in addition to the zoning district requirements and any Conditional Use requirements, and in cases where there is a conflict between requirements, the most restrictive regulation applies. Overlay Zone requirements including, but not limited to, the following: a 100 foot setback from the right-of-way of SR 85, a 50 foot setback for impervious surfaces from right-of-way of SR 85, and architectural standards for buildings which require a residential character including a pitched peaked roof, a residential façade, and doors and windows of a residential character.

#### Access

The Concept Plan submitted indicates one (1) access from SR 85 North.

### E. REVIEW OF CONCEPT PLAN

The Concept Plan indicates that the existing building is approximately 17 feet from the side property line and will not meet the 25 foot side yard setback for M-1.

Section 110-170. of the Zoning Ordinance states:

A property that is improved with a legally existing structure, which would become nonconforming in terms of the setbacks only within the zoning district for which a rezoning is being sought, may be considered for rezoning, except as otherwise provided in Article VI. O-I. and Article VII. Transportation Corridor Overlay Zone. Upon approval of the rezoning request, a variance authorized by the Zoning Board of Appeals shall be necessary for the structure to remain within the setback (see Article IX.) Any enlargement, expansion, or extension of said structure which serves to increase nonconformance, either vertical and/or horizontal, shall only be made with the authorization of the Zoning Board of Appeals. Any new structure shall comply with the dimensional minimum requirements herein.

Staff is recommending a condition that a variance for the existing building's encroachment into the side yard setback be authorized by the Zoning Board of Appeals within 180 days from the effective date of this rezoning, if approved. If the variance is denied, the owner/developer agrees to take all necessary action consistent with the direction of the Zoning Board of Appeals. If the owner/developer fails to take action to obtain a decision from the Zoning Board of Appeals within 180 days and that time period has expired, the property owner agrees to remove that portion of the existing building encroaching into the side yard setback within 30 days from the date of the expiration.

#### F. DEPARTMENTAL COMMENTS

#### Water System

1250-15 is approved. Water available.

#### Public Works/Engineering

No comments from Engineering.

#### **Environmental Management**

Floodplain - The property DOES contain floodplain per FEMA FIRM panel 13113C0106E dated Sept 26, 2008. Per Fayette County Floodplain Management Ordinance Sec. 104-86 any stream with a drainage area less than 100 acres, the area of special flood hazard shall be determined. The area of special flood hazard areas shall be determined for all manmade hazards. The elevation of the lowest floor, including basement and building access of any development shall be a least 3 feet above the base flood elevation for any lots that contain or are adjacent to a special flood hazard area.

Wetlands The property DOES contain wetlands per the U.S. Department of the Interior, Fish and Wildlife Service 1994 National Wetland Inventory Map. Per Section 8-4 of Fayette County Development Regulations, the applicant must obtain all required permits from the U.S. Army Corps of Engineers prior to issuance of any permits from Fayette County for any phase of development affecting wetlands.

Watershed If replatted, Watershed DOES apply.

Groundwater - The property IS NOT within a groundwater recharge area.

Stormwater - This development is subject to the Post-Development Stormwater Management is any additional pervious area is permitted.

#### **Environmental Health Department**

Our department inspected and approved a new septic system to serve the property located at 1591 Hwy 85N on 2/23/16. The system was installed to solely serve the existing structure and proposed business at this address. As the septic system is currently functional and is considered approved by this department, there are no objections to the proposed rezoning at this location.

#### <u>Fire</u>

The bureau of fire prevention will neither approve nor deny requests that fall outside the scope of ISO requirements.

#### **Georgia Department of Transportation**

I don't see any issues with the rezoning.

### STAFF ANALYSIS

This request is based on the petitioner's intent to rezone said property from C-H to M-1 for the purpose of developing auto repair, Paint, and body shop. Per Section 11-11 of the Fayette County Zoning Ordinance, Staff makes the following evaluations:

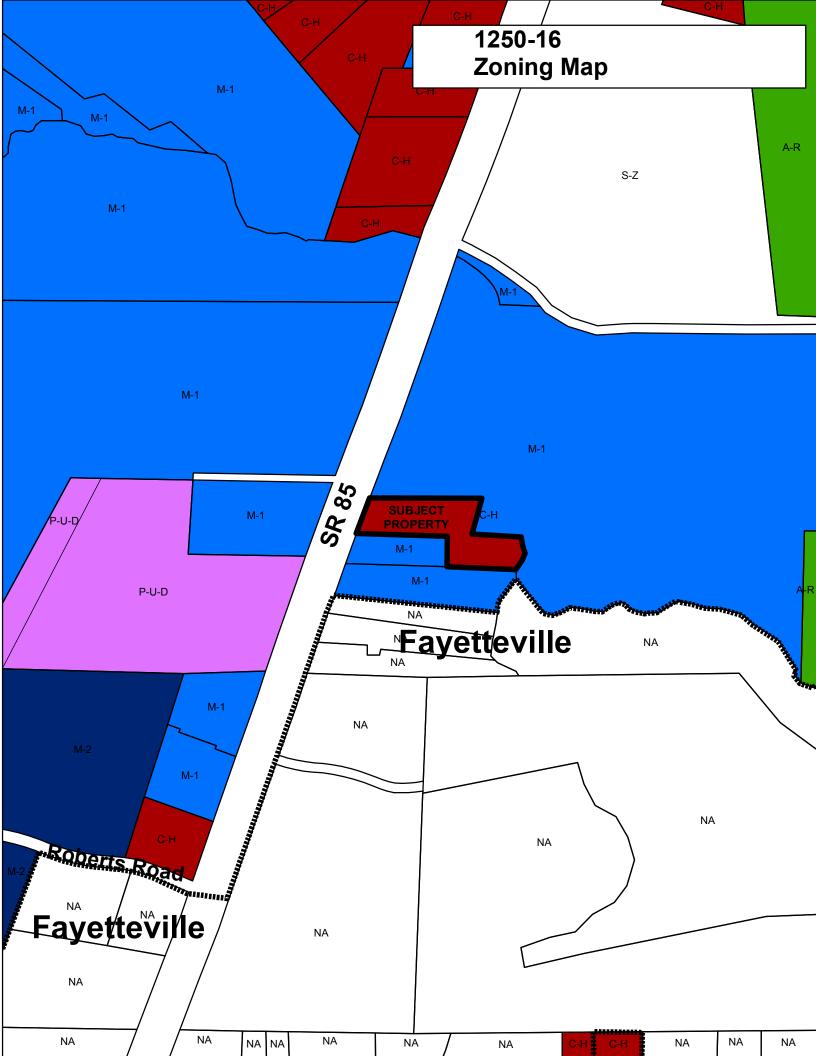
- 1. The subject property lies within an area designated for Industrial & Conservation Areas. This request conforms to the Fayette County Comprehensive Plan.
- 2. The proposed rezoning will not adversely affect the existing use or usability of adjacent or nearby property.
- 3. The proposed rezoning will not result in a burdensome use of roads, utilities, or schools.
- 4. Existing conditions and the area's continuing development as a non-residential district support this petition.

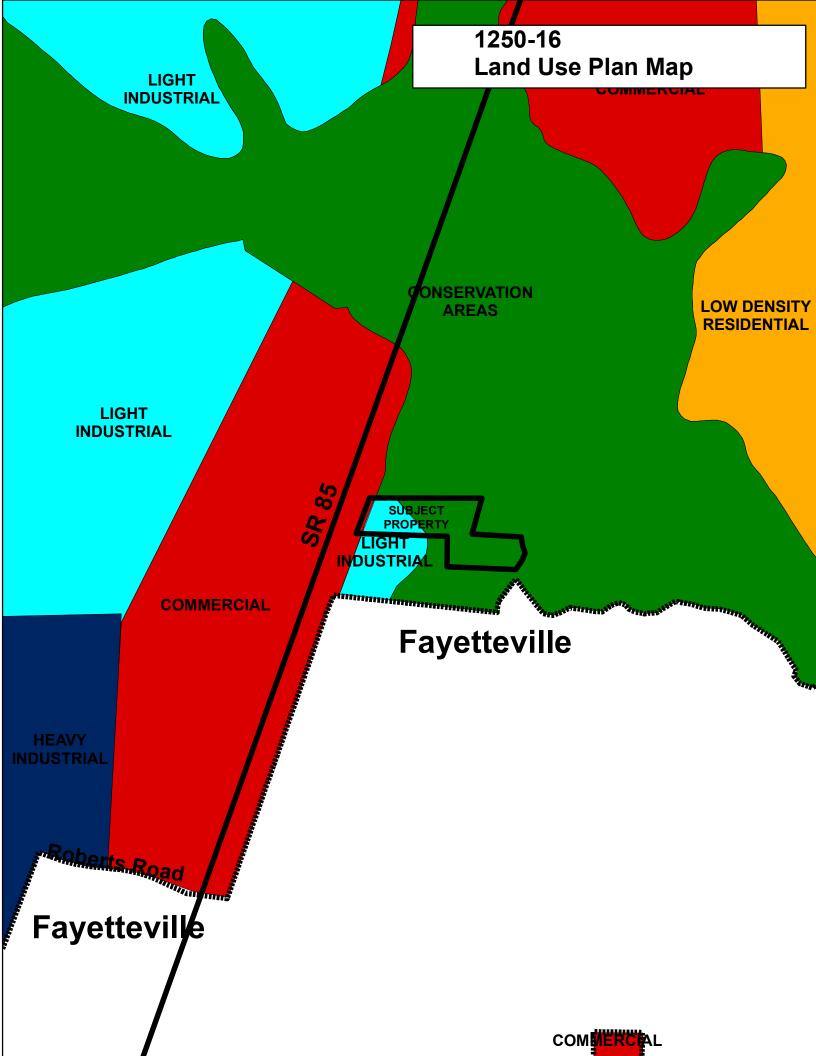
Based on the foregoing Investigation and Staff Analysis, Staff recommends **APPROVAL WITH ONE (1) CONDITION.** 

#### **RECOMMENDED CONDITIONS**

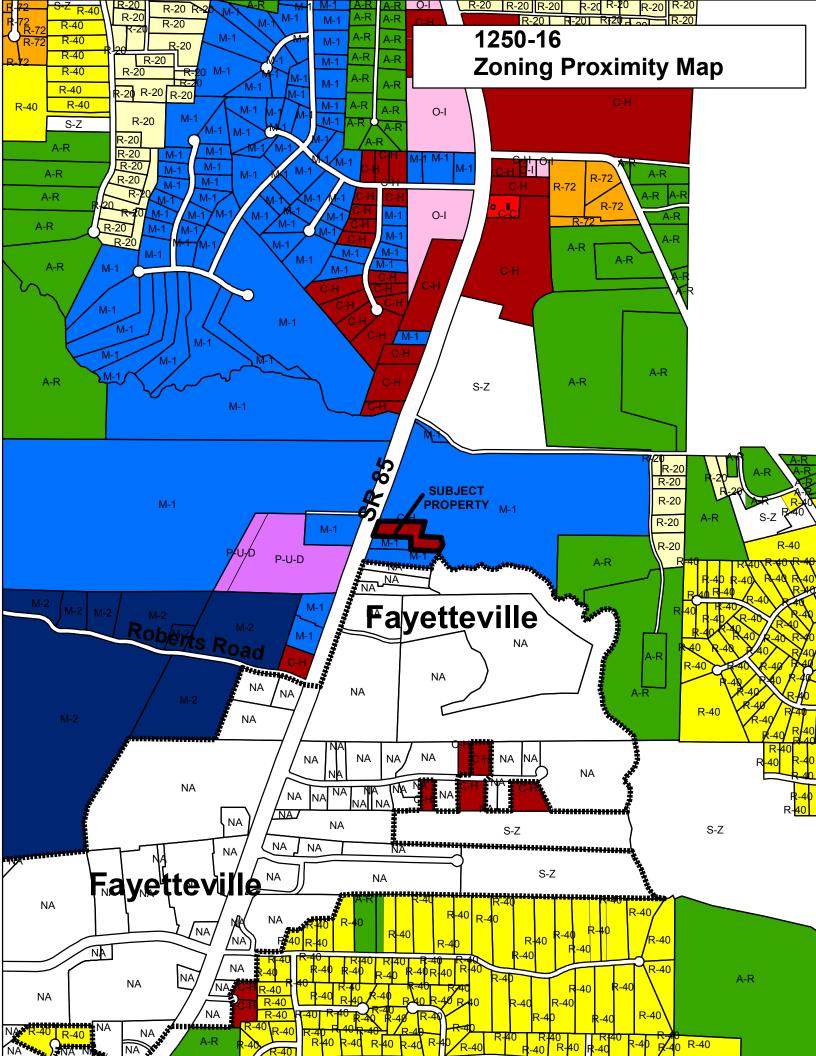
If this petition is approved by the Board of Commissioners, it should be approved M-1 **CONDITIONAL** subject to the following enumerated conditions. Where these conditions conflict with the provisions of the Zoning Ordinance, these conditions shall supersede unless otherwise specifically stipulated by the Board of Commissioners.

1. That a variance for the existing building's encroachment into the side yard setback be obtained from the Zoning Board of Appeals within 180 days from the effective date of this rezoning. If the variance is denied, the owner/developer agrees to take all necessary action consistent with the direction of the Zoning Board of Appeals. If the owner/developer fails to take action to obtain a decision from the Zoning Board of Appeals within 180 days and that time period has expired, the property owner agrees to remove that portion of the existing building encroaching into the side yard setback within 30 days from the date of the expiration. (*This condition is required for compliance with the Zoning Ordinance, Section 110-170.*)









#### **PETITION NO: 1256-16**

#### **REQUESTED ACTION:** A-R to R-50

**PROPOSED USE:** Single-Family Residential Subdivision

**EXISTING USE:** Agricultural Residential

**LOCATION:** Dogwood Trail

DISTRICT/LAND LOT(S): 7th District, Land Lot(s) 104

**OWNER:** Claudine B. Morris , Christine B. Thorton & Betty S. Shubert

**AGENT:** Randy Boyd

PLANNING COMMISSION PUBLIC HEARING: June 2, 2016

### BOARD OF COMMISSIONERS PUBLIC HEARING: June 23, 2016

#### APPLICANT'S INTENT

Applicant proposes to develop a Single-Family Residential Subdivision consisting of 68 lots on 100.967 acres.

#### **STAFF RECOMMENDATION**

#### APPROVAL

1.

1256-16

#### **INVESTIGATION**

#### A. **PROPERTY SITE**

The subject property is a 100.967 acre tract fronting on Dogwood Trail in Land Lot(s) 104 of the 7th District. Dogwood Trail is classified as a Collector road on the Fayette County Thoroughfare Plan. The subject property contains a single-family residence and is currently zoned A-R.

#### **B.** SURROUNDING ZONING AND USES

The general situation is a 100.967 acres tract that is zoned A-R. In the vicinity of the subject property is land which is zoned A-R & R-22 (PTC). See the following table and also the attached Zoning Location Map.

The subject property is bound by the following adjacent zoning districts and uses:

Direction	Acreage	Zoning	Use	Comprehensive Plan
North (across Dogwood Trail)	11.8 6.0 11.0	A-R A-R A-R	Single-Family Residential Single-Family Residential Undeveloped	Low Density Residential (1Unit/1 to 2 Acres)
South (in PTC)	Seven lots in Kedron Hills Subdivision (PTC) ranging in size from .69 to 1.06 acres	R-22 (22,000 Sq Ft)	Single-Family Residential	SFM – Single-family Medium (.25 to 1.0 acres) (PTC)
East	9.4 9.0 15.1 22.3 9.44 1.0	A-R A-R A-R A-R A-R A-R	Single-Family Residential Undeveloped Single-Family Residential Single-Family Residential Single-Family Residential Undeveloped	Low Density Residential (1Unit/1 to 2 Acres)
West	44.4	A-R	Single-Family Residential	Low Density Residential (1Unit/1 to 2 Acres)

#### C. COMPREHENSIVE PLAN

The subject property lies within an area designated for Low Density Residential (1 Unit/ 1 to 2 Acres) and Conservation Areas. This request conforms to the Fayette County Comprehensive Plan.

#### D. ZONING/REGULATORY REVIEW

The applicant seeks to rezone A-R from to R-50 for the purpose of developing a Single-Family Residential Subdivision.

#### **Platting**

Should this request be approved, the applicant is reminded that before any lots can be sold or building permits issued for the proposed subdivision, the subject property must be platted per the Fayette County Subdivision Regulations, as applicable.

#### Access

The Concept Plan submitted indicates one (1) access from Dogwood Trail.

#### E. TRAFFIC AND TRIP GENERATION

Per the Institute of Transportation Engineers' <u>"Trip Generation, 8<sup>th</sup> edition"</u>, the average trip generation of a single family residential unit is 9.57 trips in a 24 hour weekday, 0.75 trips between 7:00am and 9:00am, and 1.01 trips between 4:00pm and 6:00pm.

<b>Rezoning Petition</b> 1256-16				
ITE Trip Generation <u>8<sup>th</sup> edition</u>				
		7:00 am –	4:00pm – 6:00pm	
	Weekday	9:00am	6:00pm	
68 Dwelling				
Units	650 trips	51trips	68 trips	

The latest Georgia Department of Transportation Annual Average Daily Traffic estimate for Dogwood Trail at a point near Tyrone Road is 2,950 vehicles.

#### F. REVIEW OF CONCEPT PLAN

The applicant is advised that the Concept Plan is for illustration purposes only. Any deficiencies must be addressed at the time of submittal of the Preliminary Plat, Final Plat, and/or Site Plan, as applicable.

Deficiencies include, but are not limited to:

Side yard setbacks on lots 7, 12, 24, 42, 43, 44, and 65 are shown with 30 foot setbacks. Side yard setbacks in the R-50 zoning district require a 20 foot setback.

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#### G. DEPARTMENTAL COMMENTS

### Water System

Water Available. 8" Main on Dogwood Trail.

### Public Works/Engineering

- 1. If left as A-R, the parcel could be divided into 14 lots using existing road frontage. Under the proposed rezoning to R-50, the amount of traffic would be more than four times as great but the number of curb cuts onto Dogwood reduced from 14 to 1.
- 2. A deceleration lane will be required at the entrance and probably some type of left turn lane (either full lane or turn lane with right hand passing option).
- 3. No ROW dedication is required (Dogwood is Collector with existing 80' shown on survey).
- 4. Any new road shall meet minimum offset distances, which does not seem to be a factor for this parcel.

### **Environmental Management**

- **Floodplain** The property **DOES** contain Zone A floodplain, per FEMA FIRM panel 13113C0079E dated Sept 26, 2008, and additional floodplain delineated in the Fayette County 2013 Future Conditions Flood Study. This development is subject to the Floodplain Management Ordinance.
- Wetlands The property MAY contain wetlands and a wetland determination will be required as part of the development submittals. Per Section 8-4 of Fayette County Development Regulations, the applicant must obtain all required permits from the U.S. Army Corps of Engineers <u>prior</u> to issuance of any permits from Fayette County for any phase of development affecting wetlands.
- Watershed This property IS subject to the Watershed Protection ordinance. Any state waters identified on site are subject to a 50 ft. watershed buffer measured from wrested vegetation and a 25 ft. setback as measured from the buffer.
- Groundwater The property IS within a groundwater recharge area.
- **Stormwater** This development **IS** subject to the Post-Development Stormwater Management Ordinance.

#### **Environmental Health Department**

No Objections

#### <u>Fire</u>

Must provide fire hydrants 600 ft. apart.

### STAFF ANALYSIS

This request is based on the petitioner's intent to rezone said property from A-R to R-50 for the purpose of developing Single-Family Residential Subdivision. Per Section 110-300 of the Fayette County Zoning Ordinance, Staff makes the following evaluations:

- 1. The subject property lies within an area designated for Low Density Residential (1 Unit/ 1 to 2 Acres) and Conservation Areas. This request conforms to the Fayette County Comprehensive Plan.
- 2. The proposed rezoning will not adversely affect the existing use or usability of adjacent or nearby property.
- 3. The proposed rezoning will not result in a burdensome use of roads, utilities, or schools.
- 4. Existing conditions and the area's continuing development as a single-family residential district support this petition.

Based on the foregoing Investigation and Staff Analysis, Staff recommends APPROVAL.

