BOARD MEMBERS

Brian Haren, Chairman John H. Culbreth, Sr., Vice-Chairman Al Gilbert Jim Graw Arnold L. Martin, III <u>STAFF</u> Peter A. Frisina, Director of Community Services Chanelle Blaine, Planning and Zoning Coordinator

AGENDA FAYETTE COUNTY PLANNING COMMISSION MEETING 140 STONEWALL AVENUE WEST February 2, 2017 7:00 pm

*Please turn off or turn to mute all electronic devices during the Planning Commission Meetings

1. Consideration of the Minutes of the meeting held on January 19, 2017.

PUBLIC HEARING

- Consideration of Petition No. 1262-17, Mahmoud J. Amercani & Hadia Youssef, Owner, and Randy M. Boyd, Agent, request to rezone 14.39 acres from A- R to R-85 to develop a Single-Family Residential Subdivision. This property is located in Land Lot(s) 26 & 39 of the 5th District and fronts on Seay Road.
- Consideration of Petition No. RP-061-17, Mahmoud J. Amercani & Hadia Youssef, Owner, and Randy M. Boyd, Agent, request to add 4 lots to the Final Plat of J.K Singletary and Patricia A. Singletary. This property is located in Land Lot(s) 26 & 39 of the 5th District and fronts on Seay Road.

PETITION NO: 1262-17 & RP-061-17

REQUESTED ACTION: A-R to R-80 and add three (3) lots to the Minor Subdivision Plat of J.K. Singletary and Patricia Singletary Property

PROPOSED USE: Residential

EXISTING USE: Residential

LOCATION: Seay Road

DISTRICT/LAND LOT(S): 5th District, Land Lot(s) 26 & 39

OWNER: Mahmoud J. Americani

AGENT: Randy M. Boyd

PLANNING COMMISSION PUBLIC HEARING: January 5, 2017

BOARD OF COMMISSIONERS PUBLIC HEARING: January 26, 2017

APPLICANT'S INTENT

Applicant proposes to develop a Single-Family Residential Subdivision consisting of four (4) lots on 14.39 acres by adding three (3) lots to the Minor Subdivision Plat of J.K. Singletary and Patricia Singletary Property.

STAFF RECOMMENDATION

APPROVAL

1262-17& RP-061-17

INVESTIGATION

A. **PROPERTY SITE**

The subject property is a 14.39 tract fronting on Seay Road in Land Lot(s) 26 & 39 of the 5th District. Seay Road is classified as a Major Arterial road on the Fayette County Thoroughfare Plan. The subject property contains a single-family residence and is currently zoned A-R.

History: The Minor Subdivision Plat of J.K. Singletary and Patricia Singletary Property was approved by the Planning Commission on July 7, 2016 and contains one (1) lot.

B. SURROUNDING ZONING AND USES

The general situation is a 14.39 tract that is zoned A-R. In the vicinity of the subject property is land which is zoned R-72, R-40, A-R & R-40. 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 Seay Road)	3.4 3.4	R-72 R-72	Single-family Residence Single-family Residence	Low Density Residential (I Unit/1 to 2 Acres) Low Density Residential (I Unit/1 to 2 Acres)		
South	24.0	A-R	Single-family Residence	Low Density Residential (I Unit/1 to 2 Acres)		
East	1.5	R-40	Single-family Residence	Low Density Residential (I Unit/1 to 2 Acre		
West	1.5 37.16	R-40 A-R	Single-family Residence Single-family Residence	Low Density Residential (I Unit/1 to 2 Acres) Low Density Residential (I Unit/1 to 2 Acres)		

Proposed Zoning District Requirements

Zoning District	Zoning Setbacks	Minimum Lot Size	Minimum House Size	Lot Width at Building Line	Buffer
R-80	F - 75' Arterial F - 75' Collector F - 50' Minor S - 30' R - 50'	3 Acres	2,500 sq ft	175'	N/A

C. COMPREHENSIVE PLAN

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

D. ZONING/REGULATORY REVIEW

The applicant seeks to rezone from A-R to R-80 for the purpose of developing a Single-Family Residential Subdivision consisting of four (4) lots on 14.39 acres by adding three (3) lots to the Minor Subdivision Plat of J.K. Singletary and Patricia Singletary Property. The R-80 zoning district requires a three (3) acre lot.

Revision to the Minor Subdivision Plat (RP-061-17)

Sec. 104-595. Approval of subdivisions. (2), k. of the Subdivision Regulations states:

....Proposed revisions to a recorded minor subdivision plat of any existing residential or agricultural-residential subdivisions which add property to, increases the number of platted lots, or changes the principal use on lots will be considered in public hearings before the planning commission and the board of commissioners. The legal notice shall be advertised at least seven calendar days prior to the public hearing before the planning commission, but not more than 45 calendar days, nor less than 15 calendar days prior to the public bearing before the board of commissioners. In the event that the timeframes above cannot be met with one advertisement, the notice shall be published twice.

Should this request be approved, the platting of the four (4) proposed lots will have to be done as a Final Plat. While the existing J.K. Singletary and Patricia Singletary Property subdivision is a Minor Subdivision Plat, the proposed lots will be less than five (5) acres in size. This is based on the Subdivision Regulations definitions as follows:

Plat, final, means all divisions of a tract of land into two or more lots where the lots are less than five acres in size and/or new streets are created.

Plat, minor subdivision, means all divisions of a tract of land into two or more lots where the lots are five acres or greater in size and no new streets are created.

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.

E. 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.

G. DEPARTMENTAL COMMENTS

Water System

Water Available

Public Works/Engineering

Under current zoning the parcel on Seay road could be subdivided into two lots. As proposed there could be four. This would double the number of potential driveway cuts on Seay Road. There are no known sight distance issues along this stretch of Seay Road.

Environmental Management

Reviewed and approved recent plat. EMD has no issues with rezoning.

Environmental Health Department

Request to rezone 14.39 ac to develop single family residential lots (3) at 162 Seay Road. Environmental Health Comments: This department has no objection to the proposed rezoning request (A-R to R- 85) to develop 3 additional single family residential lots. However, based on department records, the existing septic system serving the residence at 162 Seay Road will need to be fully relocated onto proposed Tract 3 before this department would be in a position to sign any final plats for recording.

<u>Fire</u>

Must Show Fire Hydrants on Final Plat.

STAFF ANALYSIS

This request is based on the petitioner's intent to rezone said property from A-R to R-80 for the purpose of developing Residential. 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). 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.









APPLICATION TO AMEND TO AMEND THE OFFICIAL ZONING MAP OF FAYETTE COUNTY, GA
PROPERTY OWNERS: MAHMOUD J. AMERCANT & HADIA YOUSSEF
MAILING ADDRESS: 301 GA. 138 - JONESBORD, GA. 30238
PHONE: 170-210-22271 E-MAIL: mahmoud a sunristivillers
AGENT FOR OWNERS: RANDY M. BOYD Met
MAILING ADDRESS: P.O. BOX 64 - ZEBULON, 6A. 30295
PHONE: 404-775-1677 E-MAIL: Dayd2227@gmail.com
PROPERTY LOCATION: LAND LOT <u>26</u> LAND LOT <u>39</u> LAND DISTRICT <u>54</u> LAND DISTRICT <u>54</u> PARCEL <u>0</u>
TOTAL NUMBER OF ACRES REQUESTED TO BE REZONED: 14.39 ACRES WD
EXISTING ZONING DISTRICT: AZ proposed zoning district: $Z - 25 P - 80$
ZONING OF SURROUNDING PROPERTIES: NOTTH-2-12 EAST-RAD, SOUTH AR, WEST ARE 2-40
PRESENT USE OF SUBJECT PROPERTY: EXISTING RESIDENTIAL TELACT
PROPOSED USE OF SUBJECT PROPERTY: CONSTRUCT APPTORAL HOMES
LAND USE PLAN DESIGNATION: LOW DENSITY RESIDENTIAL (14NIT/170 ZACRES)
NAME AND TYPE OF ACCESS ROAD: SEAY ROAD - ASPHAT PAVING
LOCATION OF NEAREST WATER LINE: ALONG SOUTH SIDE OF SERV ROAD
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: 1262-17
[] Application Insufficient due to lack of:
by Staff: Date:
Application and all required supporting documentation is Sufficient and Complete
by Staff: Pete Frising Date: 11/30/16
DATE OF PLANNING COMMISSION HEARING: Jan May 5 2016
DATE OF COUNTY COMMISSIONERS HEARING: JAMMEry 26 2016
Received from Mahmond Americani a check in the amount of \$ 350 for
application filing fee, and \$for deposit on frame for public hearing sign(s). Date Paid: 30 / 16 Receipt Number:

REZONING APPLICATION, FAYETTE COUNTY, GA

PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM (Applications require authorization by ALL property owners of subject property).

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property:

MERCANT & HADA YOUSSEF it Names

Property Tax Identification Number(s) of Subject Property: (Lam) (we are) the sole owner(s) of the above-referenced property requested to be rezoned. Subject property is located in Land Lot(s) ________ of the _______ of the _______ District, and (if applicable to more than one land district) Land Lot(s) ________ of the _______ of the _______ District, and said property consists of a total of ______acres (legal description corresponding to most recent recorded plat for the subject property is attached herewith).

(f) (We) hereby delegate authority to HANDY M. HOUD to act as (my) (our) Agent in this rezoning. As Agent, they have the authority to agree to any and all conditions of zoning which may be imposed by the Board.

(I) (We) certify that all of the information filed with this application including written statements or showings made in any paper or plans submitted herewith are true and correct to the best of (my) (our) knowledge and belief. Further, (I) (We) understand that this application, attachments and fees become part of the official records of the Fayette County Zoning Department and may not be refundable. (I) (We) understand that any knowingly false information given herein by me/us will result in the denial, revocation or administrative withdrawal of the application or permit. (I) (We) further acknowledge that additional information may be required by Fayette County in order to process this application.

Signature of Property Owner 1

Address

Signature of Property Owner 2

Address

Signature of Property Owner 3

Address Signature of Anthorized Agent

Address

Signature of Notary Public 11 30116 10 301 10 3

Date

Signature of Notary Public

29-16

Date



4 REZONING APPLICATION, FAYETTE COUNTY, GA

NAME: MAHMOUD J. AMERCANT ZYOUSS EFFETITION NUMBER:
ADDRESS: 301 GA, 138- JONESPORD, GA, 30238
PETITION FOR REZONING CERTAIN PROPERTY IN THE UNINCORPORATED AREAS OF FAYETTE COUNTY, GEORGIA, $PANPY M$, $Boy D$ affirms that he is the owner or the specifically authorized agent of the property described below. Said property is located in $a(n) PAP PAP Paper Pa$
He/She respectfully petitions the County to rezone the property from its present classification and tenders herewith the
sum of \$ to cover all expenses of public hearing. He/She petitions the above named to change its classification to <u>R-85</u> . R-80 WWG

HADIA

This property includes: (check one of the following)

[] See attached legal description on recorded deed for subject property or

[X] Legal description for subject property is as follows: (ATTACHED)

PUBLIC HEARING to be held by the Planning Commission of Fayette County on the	day of
, 20 at 7:00 P.M.	
PUBLIC HEARING to be held by the Board of Commissioners of Fayette County on the	day
of, 20 at 7:00 P.M.	
SWORN TO AND SUBSCRIBED BEFORE ME THIS DAY OF	, 20,
Miame B. Crowyover Jandon M. NOTARY PUBLIC MARKED BPLICANT'S SIGNATURE	Bord
NOTARY PUBLIC	
REZONING APPLICATION, FAYETTE CUNTY, GA	
THIN OT	

APPLICATION TO REVISE A RECORDED PLAT

NAME OF RECORDED PLAT: A J.K. Singletany and Patricia A Singletan
OWNER OF PROPERTY: MAHMOUN AMERCANI - HAdro LoussEF
MAILING ADDRESS: 3 51 Hwy 138 Jourhoro GA 30238
PHONE: 770 210 2277
E-MAIL: MAHMOUD @ surring beldens " net
AGENT FOR OWNER: Randy M. Bayd
MAILING ADDRESS: PU Box ley-Zebular, 64 30295
PHONE: 404275-1677
E-MAIL: bayd 22272 gmail Lam
LOCATION: LAND LOT(S) 26/39 DISTRICT 54
ZONING: 1A-R to R 85
TOTAL NUMBER OF LOTS: $-\frac{14.34}{2}$
DATE OF PLANNING COMMISSION HEARING: January 5, 2017
DATE OF COUNTY COMMISSIONERS HEARING: Januar 24, 2017
REASON FOR REVISION: To ad the later to
the minar Subdivision Plat of JK Singhetany
and Portnan A. Sigletony Property
P-061-17

I respectfully submit this application and certify that the above information is correct and true to the best of my knowledge. I further certify that I am the owner or the specifically authorized agent of the above-referenced property.

11-3 - 16, 20 <u>Z. A. e.</u> OWNER/AGENT'S SIGNATURE

, 20_____



LINEAR —— lieca 1201

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			AIL SHAREMU V: PER COM	JSIC140@GMAI . 12/27/16	L.COM
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