BOARD MEMBERS

John H. Culbreth, Sr., Chairman Danny England, Vice-Chairman Al Gilbert Brian Haren Arnold L. Martin, III STAFF

Peter A. Frisina, Director of Community Services Chanelle N. Blaine, Zoning Administrator Howard Johnson, Planning & Zoning Coordinator

AGENDA FAYETTE COUNTY PLANNING COMMISSION MEETING 140 STONEWALL AVENUE WEST May 2, 2019 7:00 pm

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

1. Consideration of Minutes of the Planning Commission meeting held on Thursday April 18, 2019.

PUBLIC HEARING

- Consideration of Petition No. 1283-19, Joe B. Brock, Daniel B. Brock, and James G. Brock, Jr., Owners, and Rod Wrightcorp, Agent, request to rezone 8.756 acres from A-R to R-70. This property is located in Land Lot 3 of the 5th District, and fronts on Harris Road.
- 3. Consideration of Petition No. 1284-19, Michael M. Vuocolo, Owner, and Rod Wrightcorp, Agent, request to rezone 21.275 acres from A-R to R-70. This property is located in Land Lot 2 of the 5th District, and fronts on Harris Road.

OLD BUSINESS

4. Discussion of the State Route 54 West Corridor

PETITION NO: 1283-19

REQUESTED ACTION: A-R to R-70

PROPOSED USE: Residential Subdivison

EXISTING USE: Single-Family Residental

LOCATION: Harris Road

DISTRICT/LAND LOT(S): 5th District, Land Lot(s) 3

OWNER: Joe B. Brock, Daniel B. Brock, and James G. Brock, Jr.

AGENT: Rodwrightcorp

PLANNING COMMISSION PUBLIC HEARING: May 2, 2019

BOARD OF COMMISSIONERS PUBLIC HEARING: May 23, 2019

APPLICANT'S INTENT

Applicant proposes to develop a Residential Subdivison consisting of four (4) lots on 8.756 acres.

STAFF RECOMMENDATION

APPROVAL

INVESTIGATION

A. **PROPERTY SITE**

The subject property is an 8.756 acre tract fronting on Harris Road in Land Lot 3 of the 5th District. Harris Road is classified as a Local road on the Fayette County Thoroughfare Plan. The subject property contains a single-family residence.

B. SURROUNDING ZONING AND USES

The general situation is an 8.756 acre tract that is zoned A-R. In the vicinity of the subject property is land which is zoned PUD and A-R. See the following table and also the attached Zoning Location Map.

Direction	Acreage	Zoning	Use	Comprehensive Plan
North	12.7	A-R	Undeveloped	Rural Residential – 2 (1 Unit/ 2 Acres)
South (across Harris Road)	3 lots - one plus acres	PUD-PRD	Whitewater Creek Subdivision – Single- Family Residential	Rural Residential – 2 (1 Unit/ 2 Acres)
East	4.2	A-R	Single-Family Residential	Rural Residential – 2 (1 Unit/ 2 Acres)
West	49.0	A-R (1284- 19 – 21 acres A-R to R-70)	Undeveloped	Rural Residential – 2 (1 Unit/ 2 Acres)

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 Rural Residential -2 (1 Unit/2 Acres). This request conforms to the Fayette County Comprehensive Plan.

D. ZONING/REGULATORY REVIEW

The applicant seeks to rezone A-R from to R-70 for the purpose of developing a Residential Subdivison.

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.

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.

G. DEPARTMENTAL COMMENTS

Water System

Water Available on Redwine Road

Public Works/Engineering

- 1. Harris Road is a County local. The provided survey shows an existing 60-ft ROW, which is appropriate for this road. No additional dedication is required.
- 2. Access to Harris Road for these lots will be predominately from Redwine Road and Harp Road. There is a stop sign at both ends of Harris Road.
- 3. There are no existing traffic data for Harris Road, but staff considers it a low volume road based on field observations. The rezoning could result in the number of lots increasing from one to four. The three extra lots would add approximately 29 trips per day.
- 4. Minimum sight distances will have to be provided for the proposed new road intersection. Engineering has not field checked at this time.

Environmental Management

State Water determination will be required prior to Final Plat approval. Watershed Protection and Floodplain Management applies. Stormwater Management may apply.

Environmental Health Department

No comment.

<u>Fire</u>

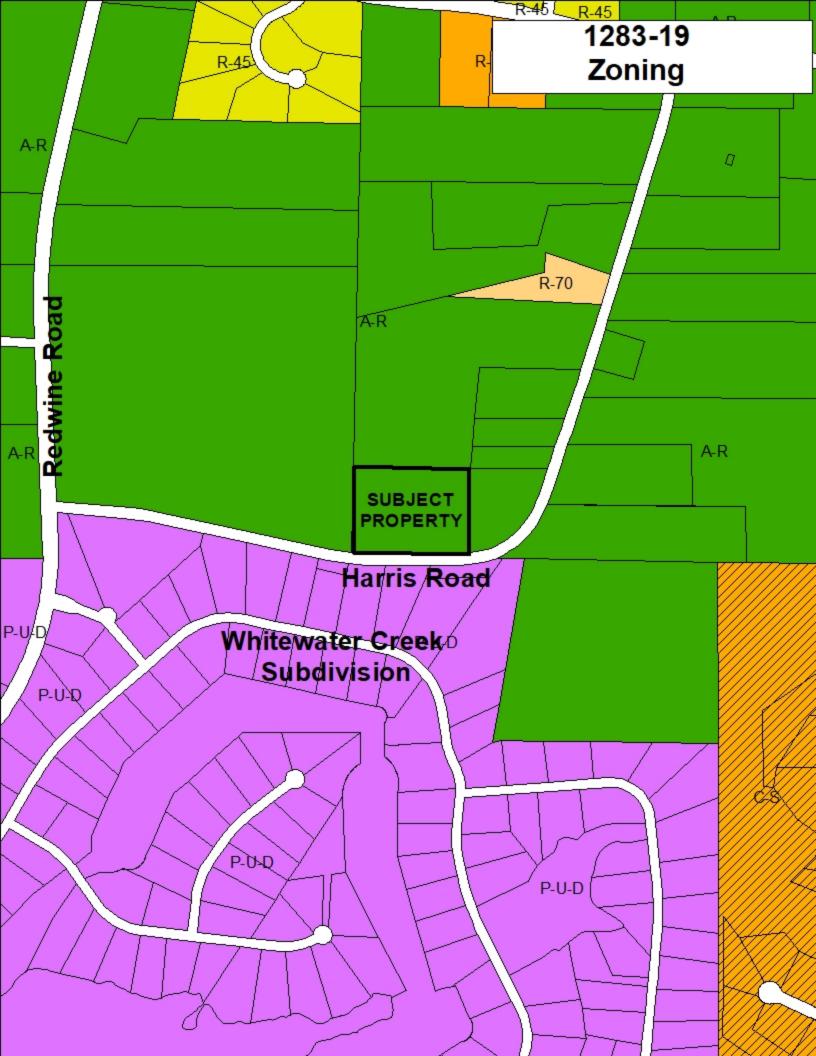
Must connect to Fayette County Water System and extend waterline to Harris Road for fire protection. Fire hydrant spacing must be no more than 600ft apart.

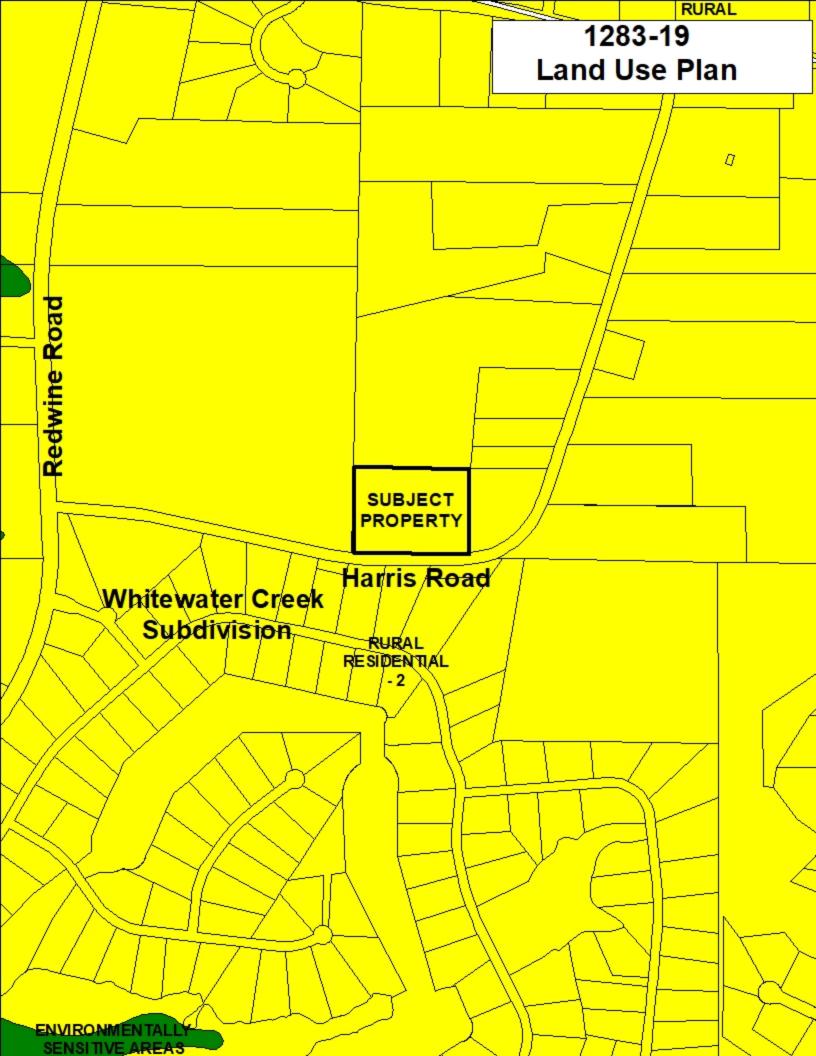
STAFF ANALYSIS

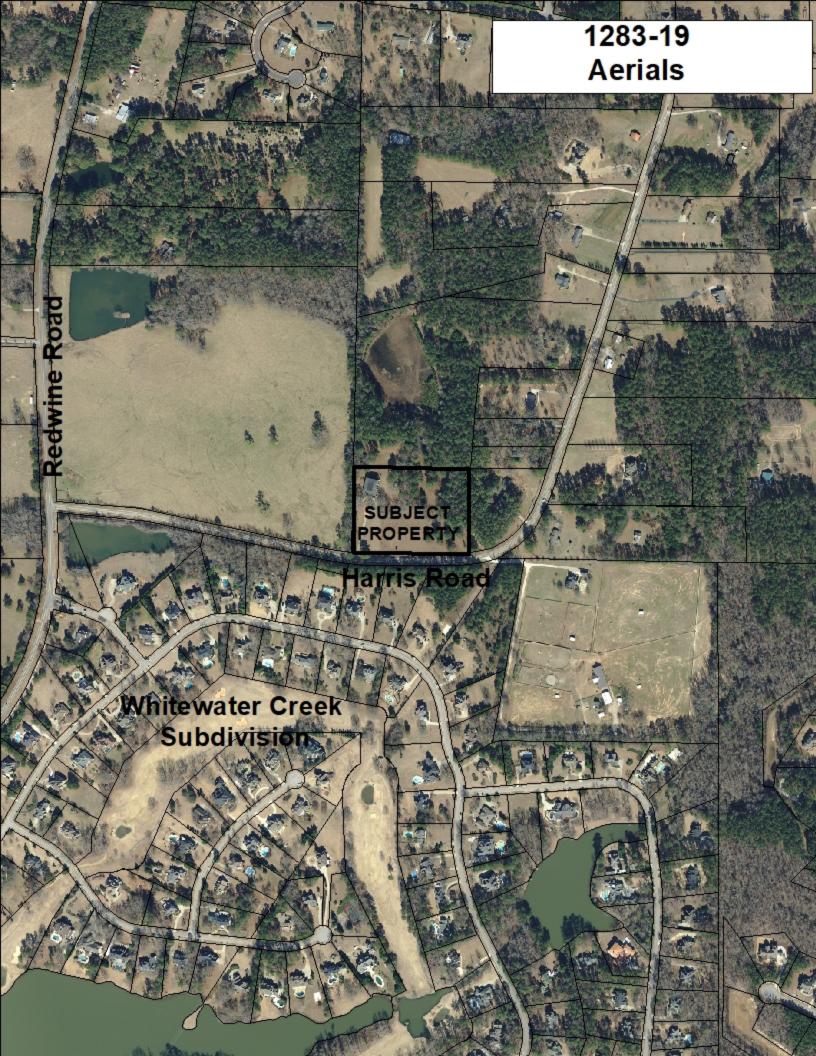
This request is based on the petitioner's intent to rezone said property from A-R to R-70 for the purpose of developing Residential Subdivison. Per Section 110-300 of the Fayette County Zoning Ordinance, Staff makes the following evaluations:

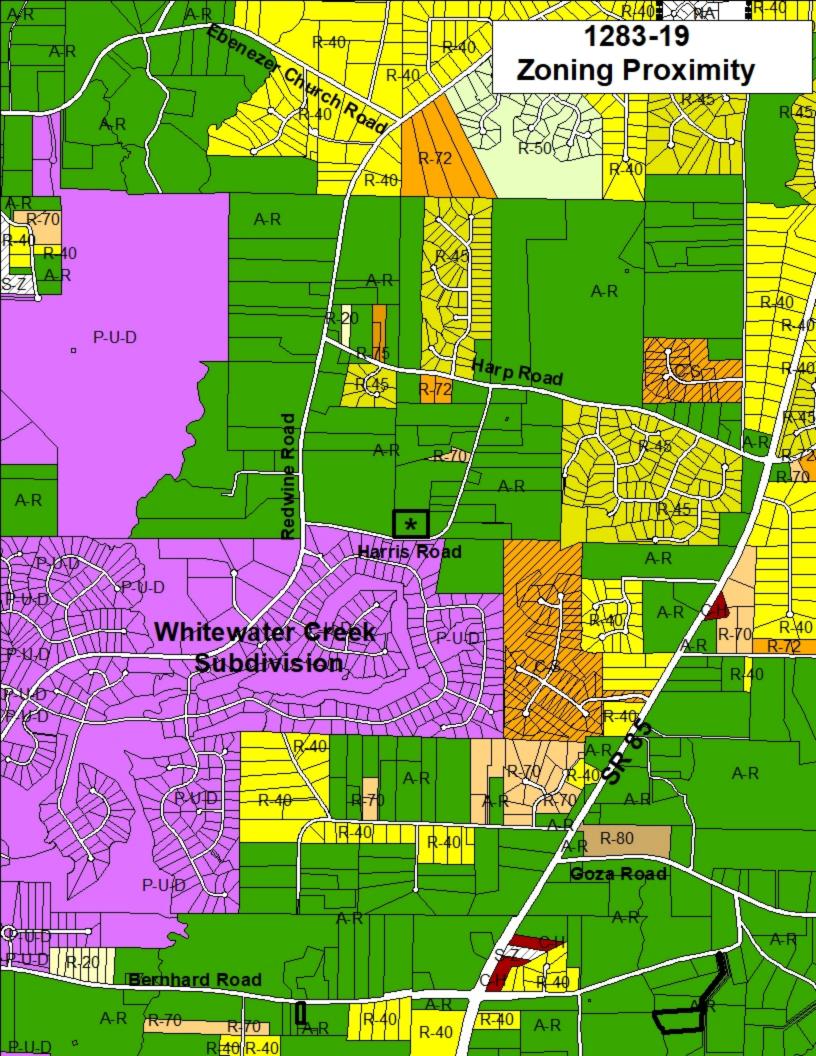
- 1. The subject property lies within an area designated for Rural Residential -2 (1 Unit/ 2 Acres). This request conforms to the Fayette County Comprehensive Plan.
- 2. The proposed rezoning will not adversely affect the existing use or usability of adjacent or nearby property.
- 3. The proposed rezoning 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: (1) Joe Blalock Brock, (2) Daniel Braxton Brock; and (3) James Gordon Brock, Jr.
MAILING ADDRESS: 565 Harris Road, Fayetteville, Georgia 30215
PHONE: (770) 876 3397 E-MAIL: jimbrock100@gmail.com
AGENT FOR OWNERS: Rodwrightcorp
MAILING ADDRESS: P.O. Box 629, Fayetteville, Georgia 30214
PHONE: (770) 294-7990 E-MAIL: thesubdivider@gmail.com
PROPERTY LOCATION: LAND LOT 3 LAND DISTRICT 5 PARCEL 0502 017 LAND LOT LAND DISTRICT PARCEL TOTAL NUMBER OF A CRESS RECOVERSES 0
TOTAL NUMBER OF ACRES REQUESTED TO BE REZONED: 9
EXISTING ZONING DISTRICT: A-R PROPOSED ZONING DISTRICT: R-70
ZONING OF SURROUNDING PROPERTIES: PUD, A-R, and R-40
PRESENT USE OF SUBJECT PROPERTY: Single-Family Residence
PROPOSED USE OF SUBJECT PROPERTY: 4 lots of approximately 2 acres each
LAND USE PLAN DESIGNATION: Rural Residential (1 Unit/2 Acres) (compatible with R-70 zoning)
NAME AND TYPE OF ACCESS ROAD: Harris Road (Local Road)
LOCATION OF NEAREST WATER LINE: Redwine Road
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: <u>1283-19</u> [] Application Insufficient due to lack of:
by Staff.
[] Application and all required supporting documentation is Sufficient and Complete
by Staff: Date:
DATE OF PLANNING COMMISSION HEARING:
DATE OF COUNTY COMMISSIONERS HEARING:
Received froma check in the amount of \$for application filing fee, and \$for deposit on frame for public hearing sign(s). Date Paid: Receipt Number:

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:

(1) Joe Blalock Brock, (2) Daniel Braxton Brock; and (3) James Gordon Brock, Jr.

Please Print Names

Property Tax Identification Number(s) of Subject Property: 0502 017

(I) (We) hereby delegate authority to Rodwrightcorp

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

NE DE Signature of Property Owner 1 Signature of Notary Public 🔪 Comm. Exp August 30, 2021 83 Burnt F No. GG 140017 Address Date perty Owner 2 Signature of Notary Public SANANDAS 14182 Address CA 95249 Date Signature of Property Owner 3 Signature of Notary Public 565 HarrisRd, Fayetteville, GA 30215 Date Signature of Authorized Agent Signature of Notary Public Wootsey Park Dr 200 3-29-19 Address Date VICKI L KASHANI Notary Public, Georgia Cowete County **Commission Expires** March 09, 2021

ADDRESS: 565 Harris Road, Fayetteville, Georgia 30215

PETITION FOR REZONING CERTAIN PROPERTY IN THE UNINCORPORATED AREAS OF FAYETTE COUNTY, GEORGIA. (1) Joe Blalock Brock, (2) Daniel Braxton Brock; and (3) James Gordon Brock, Jr. affirms that he is the owner or the specifically authorized agent of the property described below. Said property is located in a(n) <u>A-R</u> Zoning District. He/She respectfully petitions the County to rezone the property from its present classification and tenders herewith the sum of \$350.00 to cover all expenses of public hearing. He/She petitions the above named to change its classification to <u>R-70</u>.

This property includes: (check one of the following)

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

[] Legal description for subject property is as follows:

PUBLIC HEARING to be	e held by the Planning Comm	nission of Fayette County on the	day of
	, 20a	at 7:00 P.M.	
PUBLIC HEARING to be	e held by the Board of Comm	nissioners of Fayette County on the	day
of	, 20	_at 7:00 P.M.	
SWORN TO AND SUBS	CRIBED BEFORE ME THI	s 29th DAY OF March	, 20 <u>19</u> ,
Dicki J.Ka			
Cowe My Comm	KASHANI Iblic, Georgia ta County ission Expires 109, 2021	APPLICANT'S SIGNATURE	

REFURN TO JAMES G. BROCK 365 HARRIS ROAD FRYEHEVILLE, GA 30215



After recording, return to: John C. McGinn, P.C. 510 Northlake Drive Peachtree City, Ga. 30269

STATE OF GEORGIA

COUNTY OF FAYETTE

EXECUTOR'S DEED

THIS INDENTURE is made as of November 30, 2006, between James Gordon Brock, Jr. and Joe Blalock Brock, as executors of the last will and testament of Kathleen Blalock Brock (hereinafter referred to as the "Deceased"), late of Fayette County, Georgia (hereinafter referred to as "Grantor") and to James Gordon Brock, Jr. as to a Life Estate or so long as he resides within caption property, with remainder to Joe Blalock Brock, Daniel Braxton Brock, and James Gordon Brock, Jr. (hereinafter referred to as "Grantee") ("Grantor" and "Grantee" to include their respective heirs, successors, executors, administrators, legal representatives and assigns where the context requires or permits).

WITNESSETH

GRANTOR (acting under and by virtue of the power and authority contained in Item IV of the will of the Deceased, it having been duly probated and recorded in the Court of Probate of Fayette County, Georgia), for and in consideration of the sum of Ten Dollars (\$10) in hand paid at and before the sealing and delivery of these presents (the receipt of which is hereby acknowledged), has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto Grantee, all that tract or parcel of land lying and being in Land Lot 3 of the 5th District of Fayette County, Georgia (hereinafter referred to as the "Land"), as more particularly described in the attached Exhibit "A", which Exhibit is incorporated herein.

TO HAVE AND TO HOLD the Land with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of Grantee forever, in as full and ample a manner as the same was held, possessed and enjoyed, or might have been held, possessed and enjoyed, by the Deceased.

EXECUTED under seal as of the date above.

signed, sealed and delivered in the presence of:

Unofficial Witness

otary Public Commission Expiration DateEORGIA (NOTARIAL SEAL) ETA

GRANTOR:

(SEAL)

James Gordon Brock, Jr., Executor Under the will of Kathleen Blalock Brock

JEAB

Joe Blalock Brock, Executor Under the will of Kathleen Blalock Brock

Unofficial Witness

Public

Commission Expiration (NOTARIAL SEAL)

Exhibit "A"

Parcel One: All that tract or parcel of land lying and being in Land Lot 3 of the 5th District of Fayette County, Georgia, as per plat of survey dated April 23, 1970, prepared by William H. Alexander, Jr., Registered Land Surveyor, recorded in Plat Book 5, Page 155, Fayette County Records, and being more particularly described as follows:

Beginning at an iron pin at the southwest corner of Land Lot 3; thence running north 1 degree 25 minutes east, along the west line of Land Lot 3 four hundred eighteen (418) feet to an iron pin; thence running due east six hundred twenty six (626) feet to an iron pin; thence running south 1 degree 25 minutes west, four hundred eighteen (418) feet to a point on the south line of Land Lot 3; thence running west, within the right of way of Harris Road, along the south line of Land Lot 3, six hundred twenty six (626) feet to the point of beginning.

Parcel Two: All that tract or parcel of land lying and being in Land Lot 3 of the 5th District of Fayette County, Georgia, and being more particularly described as follows:

Beginning at an iron pin on the West Land Lot line of Land Lot 3, 426.9' North of the Southwest corner of Land Lot 3; thence N 01 degree 37 minutes 17 seconds E a distance of 209.00' to an iron pin found; thence S 89 degrees 47 minutes 45 seconds E a distance of 626.00'; thence S 01 degree 37 minutes 17 seconds W a distance of 209.00' to an iron pin found; thence N 89 degrees 47 minutes 45 seconds W a distance of 626.00' to the point of beginning, as shown on plat of survey by Lum Hall & Associates, Inc., dated April 12, 1991. Said tract contains 3.003 acres.

The tracts described are contiguous tracts. Any portion of the first tract lying and being within the right of way of Harris Road is excluded.

AGREEMENT TO DEDICATE PROPERTY FOR FUTURE RIGHT-OF-WAY

(1) Joe Blalock Brock, (2) Daniel Braxton Brock; I/We, and (3) James Gordon Brock, Jr. _____, said property owner(s) of subject property requested to be rezoned, hereby agree to dedicate, at no cost to Fayette County, Sixty (60) ______feet of right-of-way along Harris Road (Local Road) ______as measured from the centerline of the road.

Based on the Future Thoroughfare Plan Map streets have one of the following designations and the Fayette County Development Regulations require a minimum street width as specified below:

Local Street (Minor Thoroughfare) 60 foot right-of-way (30' measured from each side of road centerline)

Collector Street (Major Thoroughfare) 80 foot right-of-way (40' measured from each side of road centerline)

Arterial Street (Major Thoroughfare) 100 foot right-of-way (50' measured from each side of road centerline)

Sworn to and subscribed before me this	25 th day of	March	, 20 <u>/ ⁰/</u> .
Dec Blalock Brock SIGNATURE OF PROPERTY OWNER	My Comm. Expires August 30, 2021 No. GG 140017	SIGNATURE OF PROPERT	Y OWNER
NOTARY PUBLIC DEPENDENCE	G	NOTARY PUBLIC	
Never Marton Brod 3/2 SIGNATURE OF PROPERTY OWNE	<u>e/19</u> R	Sworn to and subscribed day of	before me this <u>7</u> 7
NOTARY PUBLIC		TER MOT	ARY
Sworn to and subscribed before me to day of, 2019		CLAS	BL S C C

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Calaveras	}
On 3.28.2019 befo	pre me, Rachel Landreth notary public,
Date	Here Insert Name and Title of the Officer
personally appeared Daniel	Braxton Brock-
	Numeral of Signeral

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

	ompleting this information can a raudulent reattachment of this f		
Description of Att Title or Type of Do Document Date:	ached Document pocument: Proplay Owns	(Concert = Ac	Number of Pages:
Signer(s) Other Th	an Named Above:		······
Capacity(ies) Clai	med by Signer(s)		
Signer's Name:		Signer's Name:	
□ Corporate Office	er – Title(s):	□ Corporate Office	er – Title(s):
🗆 Partner – 🗆 Lim	nited 🗆 General	🗆 Partner – 🗆 Lin	nited 🗆 General
	Attorney in Fact	Individual	Attorney in Fact
□ Trustee	Guardian of Conservator	Trustee	Guardian of Conservator
Other:		Other:	
Signer is Represer	ting:	Signer is Represer	nting:

©2017 National Notary Association

This certificate is attached to a page document dealing with/entitled apple Ment for future and dated 3.2.8.2010 Vight - of . way
California JURAT
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.
State of California
County of Calanevas
Subscribed and sworn to (or affirmed) before me on this <u>28</u> day of <u>Max CM</u> , 20 <u>19</u> , by <u>Daniel Braxton Brock</u> , proved to me on the basis of satisfactory evidence to be the person(s) who appeared
proved to the on the basis of satisfactory evidence to be the person(s) who appeared
before me.
BACHEL LANDBETH
COMM.# 2225209 NOTARY PUBLIC - CALIFORNIA CALAVERAS COUNTY My Comm Expires Dec. 14, 2021
Signature KIIIN AAA (Seal)

Rev. 2014-2015

DISCLOSURE STATEMENT

Please check one: Campaign contributions - X No Yes (see attached disclosure report)

TITLE 36. LOCAL GOVERNMENT PROVISIONS APPLICABLE TO COUNTIES AND MUNICIPAL CORPORATIONS CHAPTER 67A. CONFLICT OF INTEREST IN ZONING ACTIONS

O.C.G.A. § 36-67A-3 (2011)

§ 36-67A-3. Disclosure of campaign contributions

(a) When any applicant for rezoning action has made, within two years immediately preceding the filing of that applicant's application for the rezoning action, campaign contributions aggregating \$250.00 or more to a local government official who will consider the application, it shall be the duty of the applicant to file a disclosure report with the governing authority of the respective local government showing:

(1) The name and official position of the local government official to whom the campaign contribution was made; and

(2) The dollar amount and description of each campaign contribution made by the applicant to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.

(b) The disclosures required by subsection (a) of this Code section shall be filed within ten days after the application for the rezoning action is first filed.

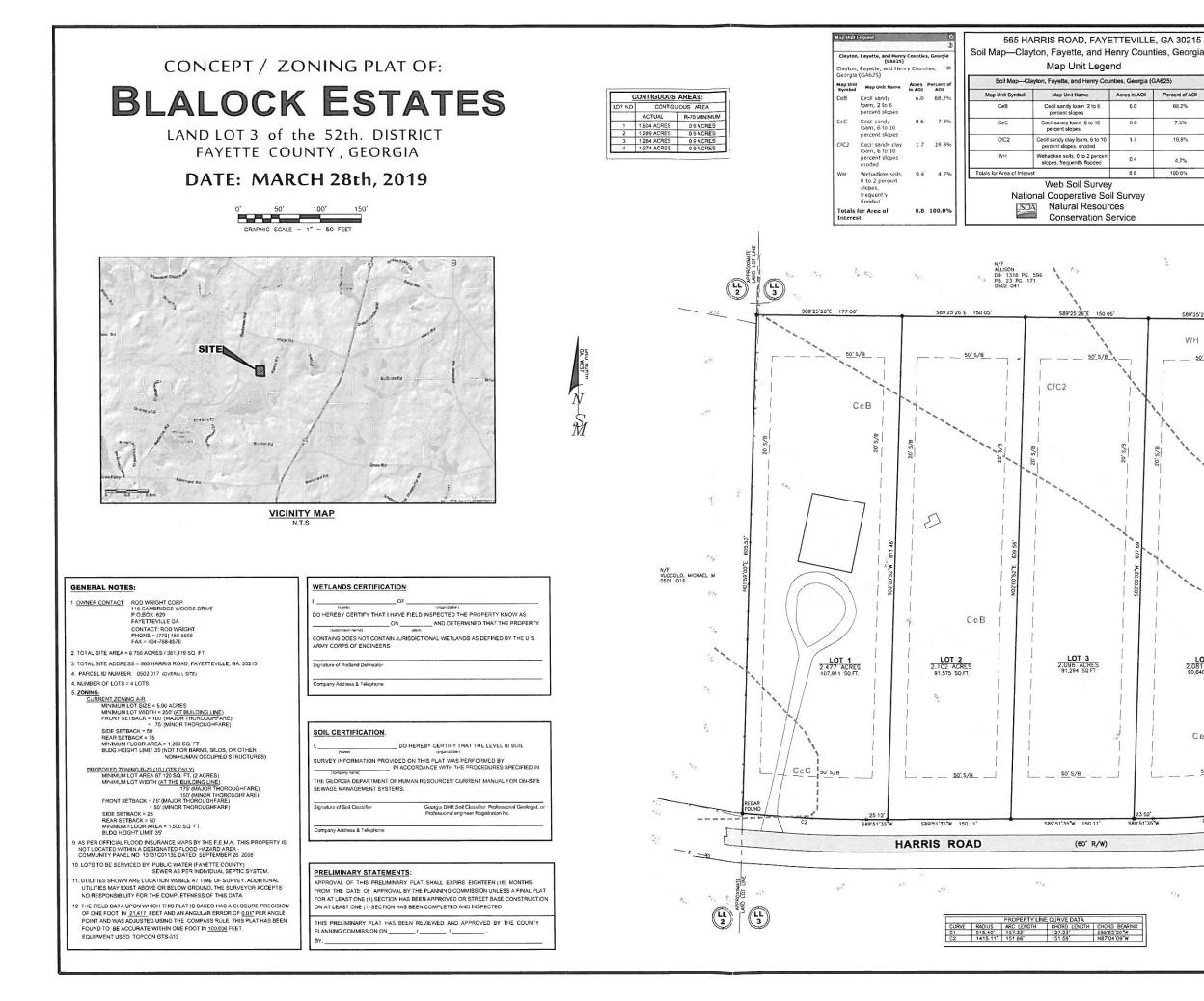
(c) When any opponent of a rezoning action has made, within two years immediately preceding the filing of the rezoning action being opposed, campaign contributions aggregating \$250.00 or more to a local government official of the local government which will consider the application, it shall be the duty of the opponent to file a disclosure with the governing authority of the respective local government showing:

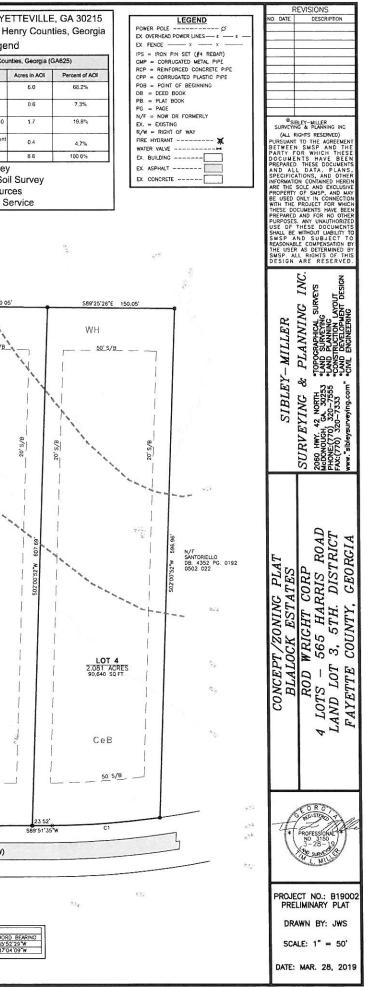
(1) The name and official position of the local government official to whom the campaign contribution was made; and

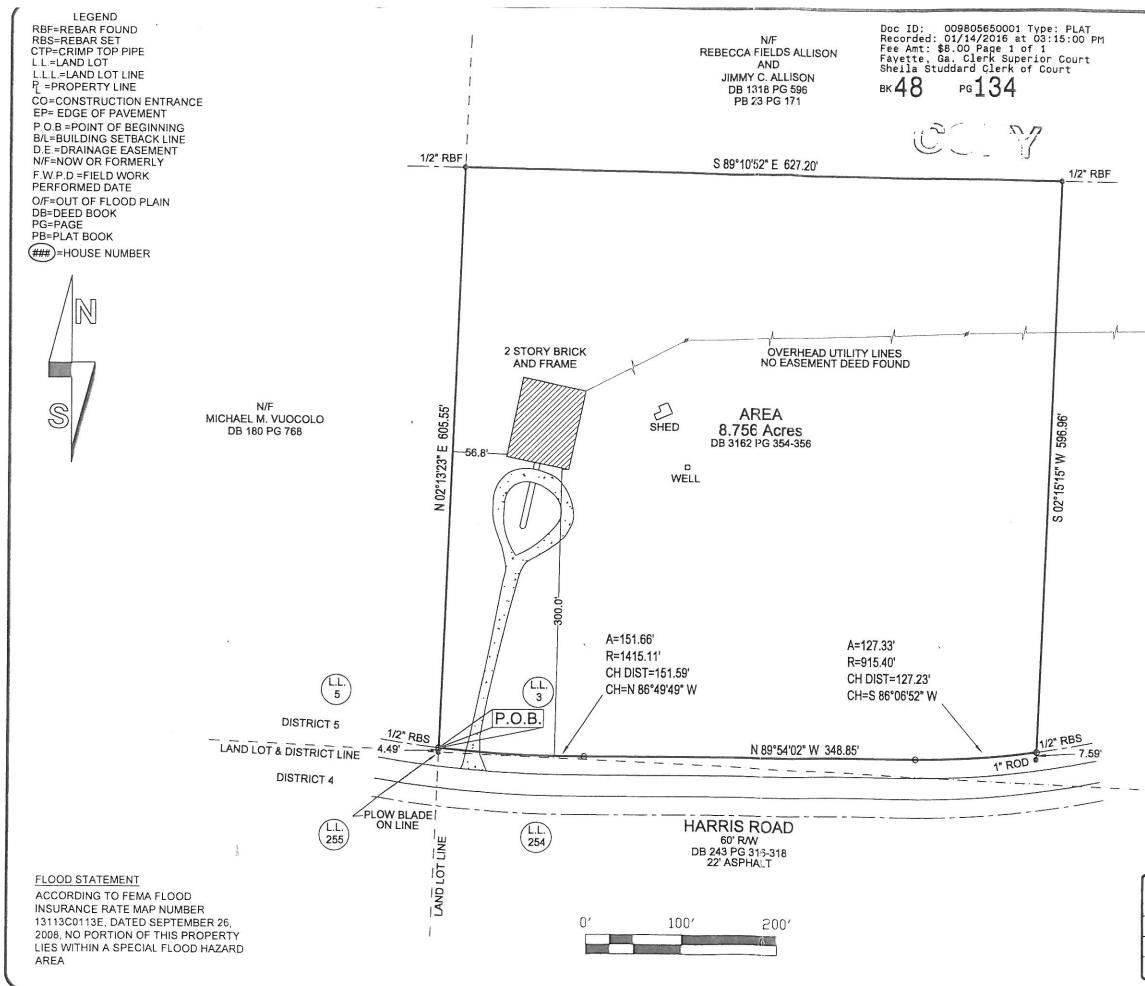
(2) The dollar amount and description of each campaign contribution made by the opponent to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.

(d) The disclosure required by subsection (c) of this Code section shall be filed at least five calendar days prior to the first hearing by the local government or any of its agencies on the rezoning application.

HISTORY: Code 1981, § 36-67A-3, enacted by Ga. L. 1986, p. 1269, § 1; Ga. L. 1991, p. 1365, § 1; Ga. L. 1993, p. 91, § 36.







S.A. GASKINS & ASSOCIATES, LLC.

SURVEYORS PLANNERS DEVELOPMENT CONSULTANTS

P.O. BOX 321 Brooks, Ga. 30205

sagaskins@bellsouth.net

770-460-9342

JOHN 3:1

IT IS HEREBY CERTIFIED THAT THIS PLAT CONFORMS TO ALL REQUIREMENTS OF THE GEORGIA PLAT ACT(O.C.G.A. 15-6-67)



SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SIGNATURE OF SURVEYOR

N/F CHARLES J. SANTORIELLO AND GERTUDE L. SANTORIELLO DB 207 PG 303 PB 6 PG 102

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

Prepared For:

JIM BROCK

F.W.P.D.	01/06/16			Date 0	1/11/16
Scale:	1" = 100'			Job No	SA15-232
County:	FAYETTE, GA	Land Lot.	3	District	5TH

PETITION NO: 1284-19

REQUESTED ACTION: A-R to R-70

PROPOSED USE: Residential Subdivison

EXISTING USE: Undeveloped

LOCATION: Redwine Road & Harris Road

DISTRICT/LAND LOT(S): 5th District, Land Lot(s) 2

OWNER: Michael M. Vuocolo

AGENT: Rodwrightcorp

PLANNING COMMISSION PUBLIC HEARING: May 2, 2019

BOARD OF COMMISSIONERS PUBLIC HEARING: May 23, 2019

APPLICANT'S INTENT

Applicant proposes to develop a Residential Subdivison consisting of 10 lots on 21.275 acres.

STAFF RECOMMENDATION

APPROVAL

INVESTIGATION

A. **PROPERTY SITE**

The subject property is a 21.275 acre tract fronting on Redwine Road and Harris Road in Land Lot 2 of the 5th District. Redwine Road is classified as a Minor Arterial and Harris Road is classified as a Local road on the Fayette County Thoroughfare Plan. The subject property is undeveloped.

B. SURROUNDING ZONING AND USES

The general situation is a 21.275 acre tract that is zoned A-R. In the vicinity of the subject property is land which is zoned PUD and A-R. See the following table and also the attached Zoning Location Map.

Direction	Acreage	Zoning	Use	Comprehensive Plan
North	28.0	A-R	Undeveloped	Rural Residential – 2 (1 Unit/ 2 Acres)
South (across Harris Road)	6 lots - one plus acres	PUD-PRD	Whitewater Creek Subdivision – Single- Family Residential	Rural Residential – 2 (1 Unit/ 2 Acres)
East	8.76	A-R (1283-19 A-R to R-70)	Single-Family Residential	Rural Residential – 2 (1 Unit/ 2 Acres)
West (across Redwine Road)	9.90 31.0	A-R A-R	Undeveloped Undeveloped	Rural Residential – 2 (1 Unit/ 2 Acres)

C. COMPREHENSIVE PLAN

The subject property lies within an area designated for Rural Residential -2 (1 Unit/ 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-70 for the purpose of developing a Residential Subdivison.

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.

Right-of -Way

The Concept Plan indicates 80 feet of right-of-way along Redwine Road. Redwine Road is classified as a Minor Arterial and requires 100 feet of right-of-way. Dedication of 10 feet of additional right-of-way at no cost to the County is required by Sec. 104.598 of the Subdivision Regulations.

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.

G. DEPARTMENTAL COMMENTS

Water System

Water Available on Redwine Road

Public Works/Engineering

- 1. Harris Road is a County local. The provided survey shows an existing 60-ft ROW, which is appropriate for this road. No additional dedication is required.
- 2. Redwine Road is an arterial. A ROW dedication shall be made that provides 50 feet of ROW as measured from the exiting Road centerline to the parcel's property line.
- 3. Access to Harris Road for these lots will be predominately from Redwine Road and Harp Road. There is a stop sign at both ends of Harris Road.
- 4. There are no existing traffic data for Harris Road, but staff considers it a low volume road based on field observations. The rezoning could result in the number of lots increasing from one to ten. The nine extra additional lots would add approximately 86 trips per day.
- 5. Minimum sight distances will have to be provided for the proposed lots and associated driveways. Engineering has not field checked at this time.

Environmental Management

Watershed Ordinance applies Stormwater Management may apply Floodplain management applies

Environmental Health Department

No comment

Fire

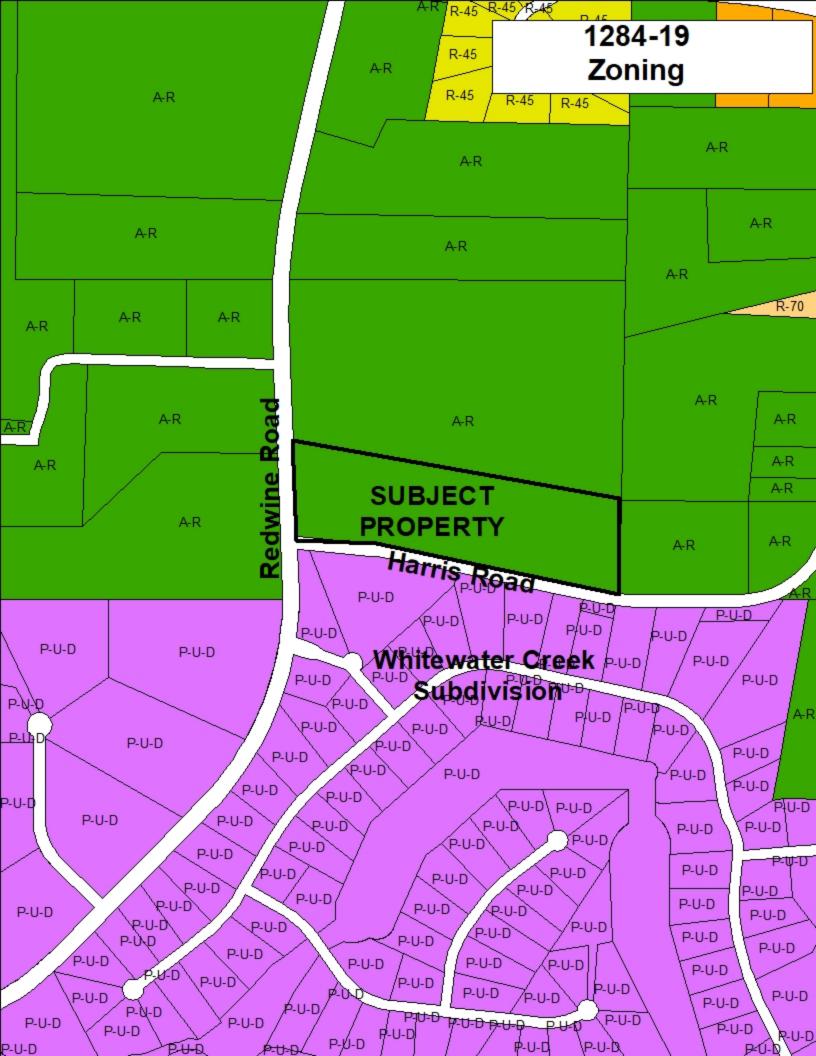
Must connect to Fayette County water system and extend the waterline to Harris road for fire protection. Fire hydrant spacing must be no more than 600ft apart.

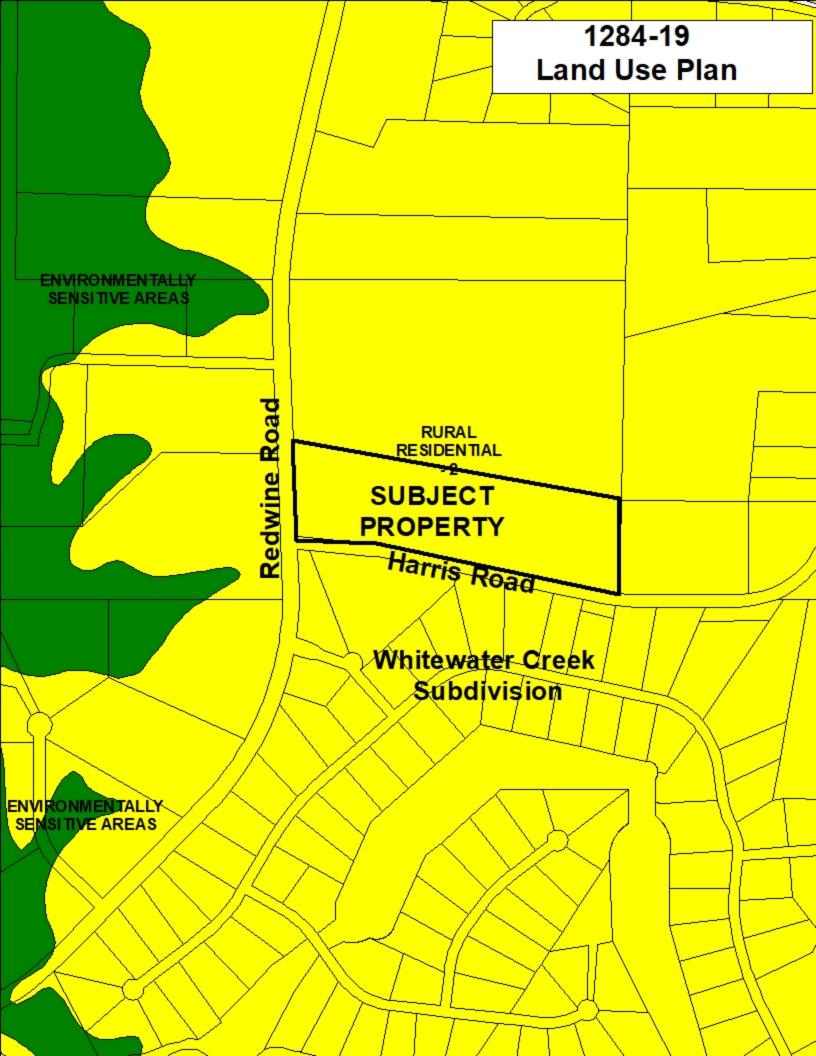
STAFF ANALYSIS

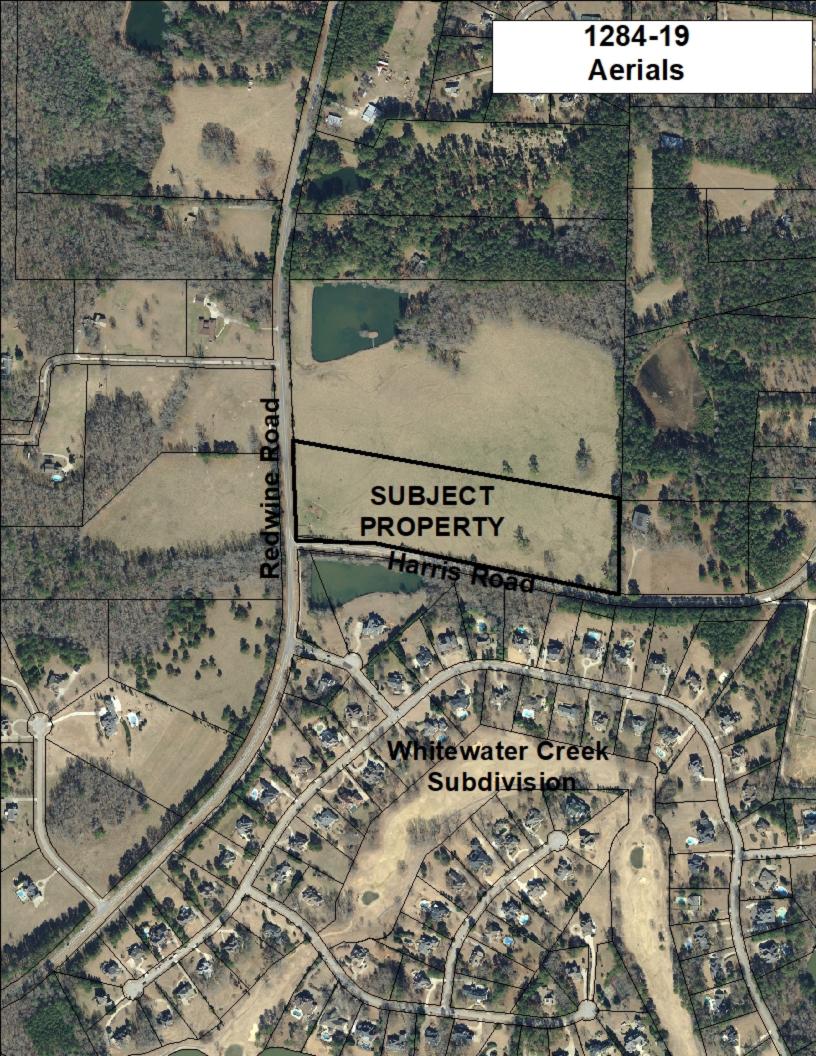
This request is based on the petitioner's intent to rezone said property from A-R to R-70 for the purpose of developing Residential Subdivison. Per Section 110-300 of the Fayette County Zoning Ordinance, Staff makes the following evaluations:

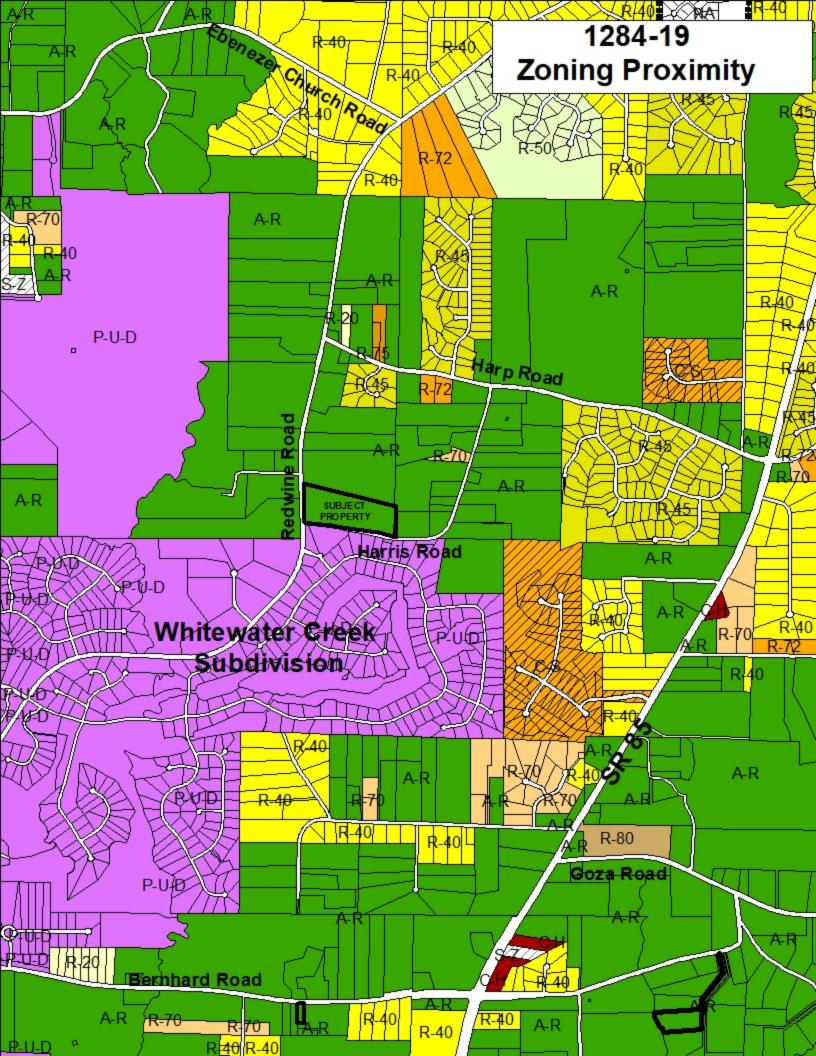
- 1. The subject property lies within an area designated for Rural Residential 2 (1 Unit/ 2 Acres). This request conforms to the Fayette County Comprehensive Plan.
- 2. The proposed rezoning will not adversely affect the existing use or usability of adjacent or nearby property.
- 3. The proposed rezoning 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.









RODWRIGHTCORP

P. O. Box 629

Fayetteville, GA 30214

March 29, 2019

TO WHOM IT MAY CONCERN:

Please accept this as my letter of intent to rezone the property located at 1564 Redwine Road (21.275 acres) from AR to R-70. The subdivision name will be Hilltop Estates.

We appreciate your consideration of this matter.

Sincerely,

Rod Wright President 770-294-7990

APPLICATION TO AMEND TO AMEND THE OFFICIAL ZONING MAP OF FAYETTE COUNTY, GA

PROPERTY OWNERS: Michael M. Vuocolo
MAILING ADDRESS: P.O. Box 1240, Fayetteville, Georgia 30214
PHONE: (404) 312-5919 E-MAIL: thenimrod@hotmail.com
AGENT FOR OWNERS: Rodwrightcorp
MAILING ADDRESS: P.O. Box 620, Fayetteville, Georgia 30214
PHONE: (770) 294-7990 E-MAIL: thesubdivider@gmail.com
PROPERTY LOCATION: LAND LOT 2 LAND DISTRICT 5 PARCEL (part of) LAND LOT LAND DISTRICT PARCEL PARCEL
TOTAL NUMBER OF ACRES REQUESTED TO BE REZONED: 21.275
EXISTING ZONING DISTRICT: A-R PROPOSED ZONING DISTRICT: R-70
ZONING OF SURROUNDING PROPERTIES: PUD, A-R, and R-40
PRESENT USE OF SUBJECT PROPERTY: Undeveloped
PROPOSED USE OF SUBJECT PROPERTY: 10 single-family lots of approx. 2 acres each
LAND USE PLAN DESIGNATION: Rural Residential (1 Unit/2 Acres) (compatible with R-70 zoning)
NAME AND TYPE OF ACCESS ROAD: Redwine Road (Minor Arterial) and Harris Road (Local Road)
LOCATION OF NEAREST WATER LINE: Redwine Road
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: 1384-19
[] Application Insufficient due to lack of:
by Staff: Date:
[] Application and all required supporting documentation is Sufficient and Complete
by Staff: Date: Date:
DATE OF PLANNING COMMISSION HEARING: May 2, 2019
DATE OF COUNTY COMMISSIONERS HEARING: May 23, 2019
Received froma check in the amount of \$for
application filing fee, and \$

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:

Michael M. Vuocolo

Please Print Names

Property Tax Identification Number(s) of Subject Property: (part of) 0501 016

(I am) (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) _______ N/A _____ of the _______ District, and said property consists of a total of 21.275 acres (legal description corresponding to most recent recorded plat for the subject property is attached herewith).

(I) (We) hereby delegate authority to Rodwrightcorp 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 RedwineR

Address

Dicki L. Kenhani

Date

VICKI L KASHANI Notary Public, Georgia Coweta County Commission Expires March 09, 2021

Signature of Property Owner 2

Address

Date

Signature of Property Owner 3

Address

Signature of Authorized Agent 100 Woolsey Parle Dr. Fayetteville GA 30215 Address

Signature of Notary Public

Signature of Notary Public

Date

Signature of Notary Public

Dete		2019
Date	AE OCHIMAN	VICKI L KASHANI Notary Public, Georgia Coweta County My Commission Expires March 09, 2021

ADDRESS: 1564 Redwine Road, Fayetteville, Georgia 30214

PETITION FOR REZONING CERTAIN PROPERTY IN THE UNINCORPORATED AREAS OF FAYETTE
COUNTY, GEORGIA.
Michael M. VuocoloMichael M. Vuocoloaffirms that he is the owner or the specifically
authorized agent of the property described below. Said property is located in a(n)A-RZoning District.
He/She respectfully petitions the County to rezone the property from its present classification and tenders herewith the
sum of \$45.00 to cover all expenses of public hearing. He/She petitions the above named to change its
classification to $\overline{R-70}$.

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:

See Attached

PUBLIC HEARING to be held	by the Planning Con	nmission of Fayette Count	y on the	day of
· · · · · · · · · · · · · · · ·	, 20	_ at 7:00 P.M.		
PUBLIC HEARING to be held	l by the Board of Con	nmissioners of Fayette Cou	unty on the	day
of	, 20	at 7:00 P.M.		
SWORN TO AND SUBSCRIB	ED BEFORE ME TI	HIS 22nd DAY OF	March	, 20 <u>19</u> ,
Dicki & Kash	ani		H	
NOTARY PUBLIC VICKI L KA	unty	APPLICANT'S	SIGNATURE	
My Commission March 09,	2021			

5 REZONING APPLICATION, FAYETTE COUNTY, GA

la approximation of the first state of the 🖉 ». ** 1.4. 945. " Stuffer Services WARRANTY STATE DATE AND A DESCRIPTION OF A DESCRI 11.11.15 10.00 STATE OF GEORGIA County. FAYETTE LOUX 130 MUE TES THIS INDENTURE, Made this 25th day of in the year of our Lord May Coe Thousand, Nine Hundred and seventy-eight, between MARTHA REDWINE RCUNDTREE, Individually, and as Trustee under the Last Will and Testament of Hill Parks Redwine, Deceased and State of Georgia of the first part, and of the County of Fayette MICHAEL M. VUOCOLO and State of Georgia , of the second part. of the County of DeKalb WITNESSETH, That the said part y of the first part, for and in consideration of the sum of TEN (\$10.00) AND OTHER VALUABLE CONSIDERATIONS * ** * * DOLLARS in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, granted, bargained, sold, and conveyed, and by these presents does grant, bargain, sell and convey unto the said part Y of the second part, himself, his heirs and assigns, alkohar and 2. 2. who had himsin a one-half undivided interest in and to All that tract or parcel of land lying and being in Land Lot \ 2 of the 5th District of Fayette County, Georgia, and being の言葉を見た more particularly described as follows: 10¹¹2 (* 1 The steel 4. BEGINNING at the intersection of the centerline of Harris Road and the eastern land lot line of Land Lot 2 of the 5th District; thence running North 83 degrees 12 minutes 6 34. 白利 Feconds West a distance of .57.42 feet; thence running North 80 degrees 0 minutes 2 seconds West a distance of 273.97 feat; thence running North 80 degrees 52 minutes 48 seconds What a distance of 343.52 feet; thence running North 78 de ...ees 57 minutes 53 seconds West a distance of 278 feet; tlence running North 81 degrees 6 minutes 40 seconds West a istance of 95 feet; thence running North 84 degrees 27 min. 5' seconds West a distance of 78.08 feet; thence runring North 87 degrees 12 minutes 48 seconds West a distance of 433.24 feet to a point on the Easterly right-of-way line of a public road known as Redwine Road; thence running North-along the Easterly right-of-way of Redwine Road a distance of 1264.25 feet: thence running North 87 degrees 52 minutes 59 seconds East a distance of 1,622.22 feet to a point on the East land lot line of Land Lot 2; thence running South 0 degrees 35 minutes 0 seconds East a distance of 1,510.60 feet to a point; thence running South 0 degrees 35 minutes 0 seconds East a distance of 1512 feet to the point of beginning, all as shown on a plat of survey prepared by Southeastern Engineers and Surveyors, Inc., dated March 28, 1978. FILED 5-26-1929 RECORDED 5-26-192 Farette County, Georgia Rani Listate Transfer Tax 56.30 Dates 21 Glerk of Superior Court W.a. Cutte CLERK SUPERIOR COURT THE TELEVISION For c TO HAVE AND TO HOLD the said bargained premises, together with all and singular the rights, members, and apputt arnee: thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit - たいしい the said part y of the an 'b hoof of him heirs and assigns, forever, in fee simple. second part, his of the first part, for her heirs, executors, and administrators, will And the said part Y and forever defend the right and title of the above described property unto the said part y of the heirs and assigns, against the claims of all persons whomsoever. his 1 prtt SC D IN WITNESS WHEREOF, the said part Y of the first part ha S hereunto sether hand 11 17.1 her seal , the day and year first above written. the presence of delivered MARTHA REDWINE ROUNDTLEE, Individuall and as Trustee under the Last Will Testament of Hill Parks RedWine and Notary id Boin as Aug. 9, 1981 SJATS Same and the second 10000 Book: 180 Page: 768 Seq: 12 0.24 P 1.10. 12 1.5673.573 Mara Birt Vel

AGREEMENT TO DEDICATE PROPERTY FOR FUTURE RIGHT-OF-WAY

Sworn to and subscribed before me this 25th day of March, 2019.

SIGNATURE OF PROPERTY OWNER

SIGNATURE OF PROPERTY OWNER



DISCLOSURE STATEMENT

Please check one: Campaign contributions - X No Yes

Yes (see attached disclosure report)

TITLE 36. LOCAL GOVERNMENT PROVISIONS APPLICABLE TO COUNTIES AND MUNICIPAL CORPORATIONS CHAPTER 67A. CONFLICT OF INTEREST IN ZONING ACTIONS

O.C.G.A. § 36-67A-3 (2011)

§ 36-67A-3. Disclosure of campaign contributions

(a) When any applicant for rezoning action has made, within two years immediately preceding the filing of that applicant's application for the rezoning action, campaign contributions aggregating \$250.00 or more to a local government official who will consider the application, it shall be the duty of the applicant to file a disclosure report with the governing authority of the respective local government showing:

(1) The name and official position of the local government official to whom the campaign contribution was made; and

(2) The dollar amount and description of each campaign contribution made by the applicant to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.

(b) The disclosures required by subsection (a) of this Code section shall be filed within ten days after the application for the rezoning action is first filed.

(c) When any opponent of a rezoning action has made, within two years immediately preceding the filing of the rezoning action being opposed, campaign contributions aggregating \$250.00 or more to a local government official of the local government which will consider the application, it shall be the duty of the opponent to file a disclosure with the governing authority of the respective local government showing:

(1) The name and official position of the local government official to whom the campaign contribution was made; and

(2) The dollar amount and description of each campaign contribution made by the opponent to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.

(d) The disclosure required by subsection (c) of this Code section shall be filed at least five calendar days prior to the first hearing by the local government or any of its agencies on the rezoning application.

HISTORY: Code 1981, § 36-67A-3, enacted by Ga. L. 1986, p. 1269, § 1; Ga. L. 1991, p. 1365, § 1; Ga. L. 1993, p. 91, § 36.

