

**JULY 15, 2008 ZONING HEARING
"OTHER BUSINESS"
COMMISSION DISTRICT 2**

ITEM #2

PURPOSE

To consider amending the site plan for Match Properties, LLC regarding Z-149 (Carter d/b/a Realvest Services, Inc.) of September 20, 2005, for property located at the northwesterly intersection of Camp Highland Road and Gaylor Street in Land Lot 620 of the 17th District.

BACKGROUND

The subject property is zoned NRC subject to the final site plan to be approved by the Board of Commissioners. The Board of Commissioners approved a site plan on May 26, 2006. The Board of Commissioners decision and approved site plan are attached. This request is to amend the approved site plan to allow a portion of an existing retaining wall to encroach into the landscaped buffer in two separate areas. The encroachment is approximately three to four feet into the required landscaped buffer. The amended site plan is attached. The other business application is also attached.

RECOMMENDATION

The Board of Commissioners consider amending the approved site plan as requested and if approved all other previously approved conditions/stipulations should remain in effect.

ATTACHMENTS

Board of Commissioners Decision
Approved Site Plan
Amended Site Plan
Other Business Application

ORIGINAL DATE OF APPLICATION: 09-20-05

APPLICANTS NAME: CARTER (D/B/A REALVEST SERVICES, INC.)

THE FOLLOWING REPRESENTS THE FINAL DECISIONS OF THE
COBB COUNTY BOARD OF COMMISSIONERS

BOC DECISION OF 05-16-06 ZONING HEARING:

**OTHER BUSINESS ITEM #2 - TO CONSIDER A SITE PLAN APPROVAL
REGARDING Z-149 (CARTER D/B/A REALVEST SERVICES, INC.) OF
SEPTEMBER 20, 2005**

To consider a site plan approval regarding Z-149 (Carter D/B/A Realvest Services, Inc.) of September 20, 2005, for property located at the northwesterly intersection of Gaylor Street and Camp Highland Road in Land Lot 620 of the 17th District.

Mr. Mark Danneman, Zoning Division Manager, provided information regarding request to consider something previously adopted. Following presentation and discussion, the following motion was made:

MOTION: Motion by Thompson, second by Lee, to **approve** proposed site plan regarding Z-149 (CARTER D/B/A REALVEST SERVICES, INC.) of September 20, 2005, for property located at the northwesterly intersection of Gaylor Street and Camp Highland Road in Land Lot 620 of the 17th District **subject to:**

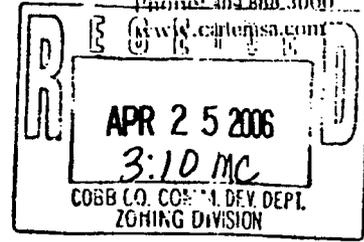
- **site plan as presented (copy attached and made a part of these minutes)**
- **request letter from Mr. Bradley Fulkerson dated April 25, 2006 (copy attached and made a part of these minutes)**
- **all other previously approved conditions/stipulations to remain in full force and effect**

VOTE: **ADOPTED** unanimously

(Z-149)

Min. Bk. 41 Petition No. D.B. No. 2
Doc. Type Request Letter from Bradley Fulkerson dated April 25, 2006
Meeting Date May 16, 2006

171 17th Street
Suite 1200
Atlanta, GA 30363
Phone: 404.888.3000



April 25, 2006

Mr. Mark Danneman, Division Manager – Zoning
Cobb County Community Development
Zoning Division
191 Lawrence Street
Marietta, GA 30060
Fax 770-528-2003

Re: Shops at Silver Comet – EW Connector/Gaylor Street
Carter d/b/a/ RealVest Services Zoning Case Z-149, Shops at Silver Comet

Dear Mr. Danneman:

Please accept this letter as our request for site plan approval from the Cobb County Commission for the above referenced project. Attached is an 8½ x 11 of the site plan. A full size architectural plan was submitted to you on February 17, 2006.

I will pick up and post signs on the property on Monday, May 1, 2006.

If I can be of any assistance, please do not hesitate to call me.

Sincerely yours,

T. Bradley Fulkerson, III, CCIM
Senior Vice President
For: RealVest Services, Inc./Silver Comet Investors, LLC (owner/developer)

Application for "Other Business"

Cobb County, Georgia

(Cobb County Zoning Division - 770-528-2045)

BOC Hearing Date Requested: 7/15/08

Applicant: Match Properties, LLC Phone #: (404) 351-0565

(applicant's name printed)

Address: 730 Peachtree St., Suite 380, Atlanta, GA 30308 E-Mail: bgarner@matchproperties.net

SAMS, LARKIN & HUFF, LLP 376 Powder Springs Street, Suite 100
Garvis L. Sams, Jr. Address: Marietta, GA 30064

(representative's name, printed)

By: [Signature] Phone #: 770/422-7016 E-Mail: gsams@samslarkinbuff.com

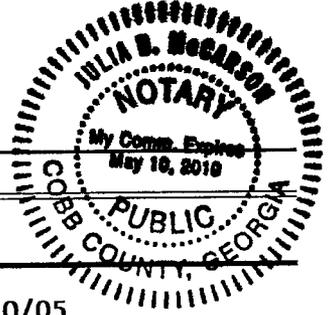
(representative's signature)
Garvis L. Sams, Jr., Attorney for Applicant

Signed, sealed and delivered in presence of:

Julia B. McCaslon

My commission expires: _____

Notary Public



Commission District: Joe Thompson Zoning Case: Z-149 (2005)

Date of Zoning Decision: 9/20/05 Original Date of Hearing: 9/20/05

Location: Northwesterly intersection of Gaylor Street and Camp Highland Road
(street address, if applicable; nearest intersection, etc.)

Land Lot(s): 620 District(s): 17th

State specifically the need or reason(s) for Other Business: _____

To amend a previously approved site plan with respect to a minor encroachment of a retaining wall into a 20' landscape buffer.

(List or attach additional information if needed)