

APPLICANT: Venture Homes, Inc.
PHONE#: (770) 616-7515 EMAIL: seanr@venturehomes.com
REPRESENTATIVE: Sean G. Randall
PHONE#: (770) 616-7515 EMAIL: seanr@venturehomes.com
TITLEHOLDER: Land Acquisitions Investments, LLC
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PROPERTY LOCATION: West side of Atlanta Road, south of
Ledford Street
ACCESS TO PROPERTY: Atlanta Road
PHYSICAL CHARACTERISTICS TO SITE: Wooded and
undeveloped acreage
CONTIGUOUS ZONING/DEVELOPMENT

CRC/Retail Center; LI & GC/Madison Village Apartments
RM-12/Belmont Crossing Apartments
HI/Lockheed-Martin, Dobbins Air Reserve Base
R-20/Green Acres Subdivision

PETITION NO:	Z-25
HEARING DATE (PC):	06-06-17
HEARING DATE (BOC):	06-20-17
PRESENT ZONING:	CRC, LI
PROPOSED ZONING:	FST
PROPOSED USE:	Townhomes
SIZE OF TRACT:	8.64 acres
DISTRICT:	17
LAND LOT(S):	421,422
PARCEL(S):	50,16,17,29
TAXES: PAID X D	UE
COMMISSION DISTRICT	ſ: <u>3</u>

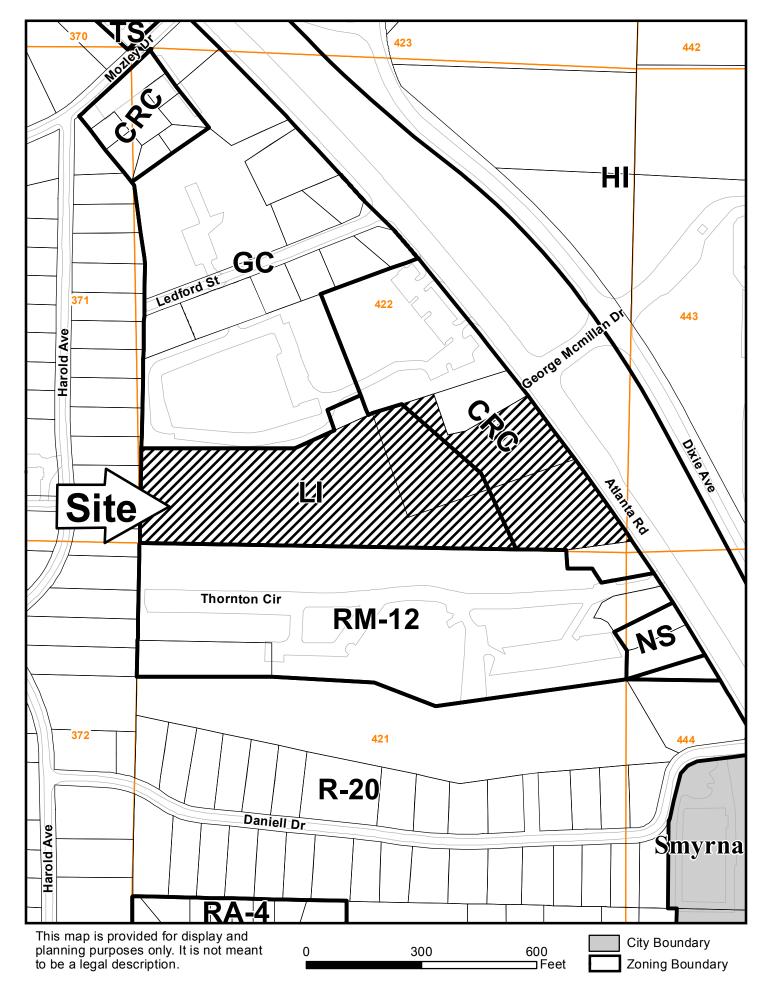
Adjacent Future Land Use:

North: Industrial Compatible (IC) and Community Activity Center (CAC) Northeast: Community Activity Center and Industrial Compatible (IC) (on the other side of uncategorized ROW for Atlanta Road) South: High Density Residential (HDR West: Low Density Residential (LDR)

OPPOSITION: NO. OPPOSED____PETITION NO:____SPOKESMAN _____

PLANNING COMMISSION RECOMMENDATION APPROVED ____MOTION BY_____ REJECTED____SECONDED____ HELD CARRIED GC **BOARD OF COMMISSIONERS DECISION** CRC н APPROVED____MOTION BY_____ REJECTED____SECONDED____ SITE HELD____CARRIED_____ R-20 RM-12 NS **STIPULATIONS:** Smvrna

Z-25-2017-GIS



APPLICANT: Venture Homes, Inc.	PETITION NO.: Z-25
PRESENT ZONING: CRC, LI	PETITION FOR: FST
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ZONING COMMENTS: Staff Member Res	sponsible: Jason A. Campbell
Land Use Plan Recommendation: Community Activ	vity Center (CAC) & Industrial Compatible (IC)
Proposed Number of Units: 65	Overall Density: 7.2 Units/Acre
	its* Increase of: <u>65</u> Units/Lots aking into account topography, shape of property, utilities, roadwa en circumstances.

The applicant is requesting the Fee-Simple Townhouse (FST) zoning district for the purpose of developing a 65-unit townhouse subdivision. The units will range in size from 1,800 square feet to 2,400 square feet and the architecture will be traditional/Craftsman. The townhomes will have a mixture of front and rear loading garages as shown on the attached renderings.

The proposed site plan will require the following contemporaneous variances:

- 1. Waiving the rear setback for exterior lots from the required 35 feet to 30 feet along the western property line; and
- 2. Waiving the side setback for exterior lots from the required 40 feet to 20 feet on the north and south property lines.

Cemetery Preservation: No comment.

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PRESENT ZONING: CRC, LI

PETITION NO.: Z-25

PETITION FOR: FST

SCHOOL COMMENTS:

			Number of
		Capacity	Portable
Name of School	Enrollment	Status	Classrooms
Green Acres	712	668	
Elementary Campbell	1451	1203	
Middle Campbell	2788	2637	

High

• School attendance zones are subject to revision at any time.

Additional Comments: Approval of this petition will have a significant impact on the enrollment at these schools, and we oppose its approval.

*After 2019, relief will be provided for Campbell Middle School by construction of a new middle school.

*After 2019, relief will be provided for Campbell High School by the addition of classrooms.

SITE PLAN REVIEW SECTION COMMENTS:

Cobb County Zoning buffers must be fully vegetated across the full width of the buffer. The rear walls of the proposed units along the west property line are approximately 5 feet from the buffer. This may create safety, security, and maintenance issues for the occupants of those units. This will increase the likelihood of encroachments into this buffer. Cobb County staff will be obligated to regulate this buffer in perpetuity, including the mitigation of any buffer violations. Applicant should therefore consider reducing the footprint of the units adjacent to the buffer.

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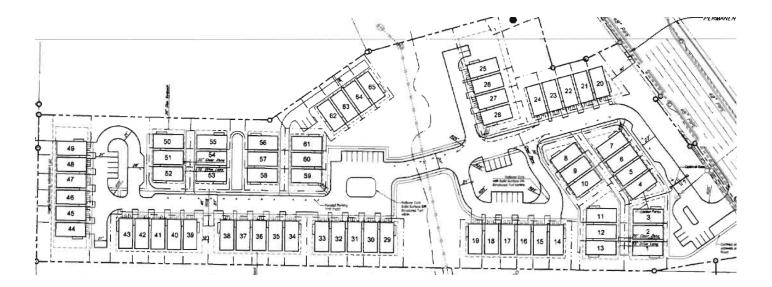
FIRE COMMENTS:

* * * * * * * * * * * *

Modifications will be required to incorporate the Cobb County Fire Marshal's Office comments.

GUEST PARKING: The Fire Department recommends dedicated guest parking be provided at a ratio of 1 space per unit as each unit does not have any parking outside of the garage.

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PLANNING COMMENTS:

The applicant is requesting a rezoning from CRC and LI to FST for the purpose of townhomes. The .8.64 acre site is located on the west side of Atlanta Road, south of Ledford Street.

HB-489 Intergovernmental Agreement Zoning Amendment Notification:		
Is the application site within one half $(1/2)$ mile of a city boundary?	■ Yes	□ No
If yes, has the city of Smyrna been notified?	■ Yes	🗖 No / N/A

Comprehensive Plan

The parcel is within an Industrial Compatible (IC) and Community Activity Center (CAC) future land use category, with CRC and LI zoning designations. The purpose of the Industrial Compatible (IC) category is to provide for areas that can support light industrial, office/warehouse, and distribution uses. Typical uses for these areas include professional business parks and distribution centers. The purpose of the Community Activity Center (CAC) is to provide for areas that can meet the immediate needs of several neighborhoods or communities. Typical land uses for these areas include low to mid-rise office buildings and department stores.

Specific Area Policy Guidelines:

There are no specific policy guidelines for this area in the Comprehensive Plan.

Adjacent Future Land Use:

North:	Industrial Compatible (IC) and Community Activity Center (CAC)
Northeast:	Community Activity Center and Industrial Compatible (IC) (on the other side of
	uncategorized ROW for Atlanta Road)
South:	High Density Residential (HDR
West:	Low Density Residential (LDR)

Master Plan/Corridor Study

The property is located within the boundary of the Atlanta Road Corridor Study

Historic Preservation

After consulting various county historic resources surveys, historic maps, archaeology surveys and Civil War trench location maps, staff finds that no known significant historic resources appear to be affected by this application. No further comment. No action by applicant requested at this time.

<u>Design Guidelines</u>		
Is the parcel in an area with Design Guidelines?	\Box Yes	■ No
If yes, design guidelines area		
Does the current site plan comply with the design r	requirements?	
	1	

Incentive Zones

Is the property within an Opportunity Zone? \Box Yes ■ No The Opportunity Zone is an incentive that provides \$3,500 tax credit per job in eligible areas if two or more jobs are being created. This incentive is available for new or existing businesses.

Is the property within an Enterprise Zone?	■ Yes	🗆 No
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PLANNING COMMENTS:	CONT.

The Smyrna-Osborne Enterprise Zone is an incentive that provides tax abatements and other economic incentives for qualifying businesses locating or expanding within designated areas for new jobs and capital investments.

Is the property eligible for incentives through the Commercial and Industrial Property Rehabilitation Program? Yes No The Commercial and Industrial Property Rehabilitation Program is an incentive that provides a reduction in ad valorem property taxes for qualifying redevelopment in eligible areas.

For more information on incentives, please call the Community Development Agency, Planning Division at 770.528.2018 or find information online at <u>http://economic.cobbcountyga.gov</u>.

<u>Special Districts</u>
Is this property within the Cumberland Special District #1 (hotel/motel fee)?
□ Yes ■ No
Is this property within the Cumberland Special District #2 (ad valorem tax)? □ Yes ■ No
Is this property within the Six Flags Special Service District? □ Yes ■ No
Is the property within the:
Dobbins Airfield Safety Zone?
\Box CZ (Clear Zone)
APZ I (Accident Potential Zone I)
APZ II (Accident Potential Zone II)
■ Bird / Wildlife Air Strike Hazard (BASH) area

APPLICANT Venture Homes				PE	TITION 1	NO.	<u>Z-025</u>	
PRESENT ZONING CRC, LI				PE	TITION I	FOR	FST	
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WATER COMMENTS: NOTE: Comments refle	ect o	nly what facilities w	ere	in exi	istence at th	ne time	of this review.	
Available at Development:	✓	Yes			No			
Fire Flow Test Required:	✓	Yes			No			
Size / Location of Existing Water Main(s): 16"	DI /	W side of Atlanta	Roa	ad				
Additional Comments: Public water system to se	erve	development						
Developer may be required to install/upgrade water mains, based on Review Process. * * * * * * * * * * * * * * * * * * *	* *	* * * * * * * * *	* *	* * :	* * * * *	* * *	* * * * * *	
		-	5 WC.				the of this feview.	
In Drainage Basin:	\checkmark	Yes			No			
At Development:	✓	Yes			No			
Approximate Distance to Nearest Sewer: Cro	ssin	g center of proper	ty					
Estimated Waste Generation (in G.P.D.): A I) F=	= 10,400		F	Peak= 26	,000		
Treatment Plant:		South	Cob	b				
Plant Capacity:	\checkmark	Available		Not	Available			
Line Capacity:	\checkmark	Available		Not	Available			
Proiected Plant Availability:	\checkmark	0 - 5 vears		5 - 1	0 vears		over 10 years	
Drv Sewers Required:		Yes	\checkmark	No				
Off-site Easements Required:		Yes*	✓	No			ts are required, Developer	
Flow Test Required:		Yes	✓	No	review/app	must submit easements to CCWS for review/approval as to form and stipulation prior to the execution of easements by the		
Letter of Allocation issued:		Yes	✓	No	property ov	ll easement acquisitions y of the Developer		
Septic Tank Recommended by this Department:		Yes	✓	No				
Subject to Health Department Approval:		Yes	✓	No				
Additional Public sewer system to serve dev Comments:	elop	oment						

Developer will be responsible for connecting to the existing County water and sewer systems, installing and/or upgrading all outfalls and water mains, obtaining on and/or offsite easements, dedication of on and/or offsite water and sewer to Cobb County, as may be required. Rezoning does not guarantee water/sewer availability/capacity unless so stated in writing by the Cobb County Water System. Permit issuances subject to continued treatment plant compliance with EPD discharge requirements.

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PRESENT ZONING: CRC, LI

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STORMWATER MANAGEMENT COMMENTS

FLOOD HAZARD: YES NO POSSIBLY, NOT VERIFIED
 DRAINAGE BASIN: <u>Theater Branch</u> FLOOD HAZARD INFO: Zone X FEMA Designated 100 year Floodplain Flood. Flood Damage Prevention Ordinance DESIGNATED FLOOD HAZARD. Project subject to the Cobb County Flood Damage Prevention Ordinance Requirements. Dam Breach zone from (upstream) (onsite) lake - need to keep residential buildings out of hazard.
<u>WETLANDS:</u> YES NO POSSIBLY, NOT VERIFIED
Location: within or adjacent to onsite stream.
The Owner/Developer is responsible for obtaining any required wetland permits from the U.S. Army Corps of Engineer.
STREAMBANK BUFFER ZONE: X YES NO POSSIBLY, NOT VERIFIED
 Metropolitan River Protection Area (within 2000' of Chattahoochee River) ARC (review 35' undisturbed buffer each side of waterway). Chattahoochee River Corridor Tributary Area - County review (<u>undisturbed</u> buffer each side). Georgia Erosion-Sediment Control Law and County Ordinance - County Review/State Review. Georgia DNR Variance may be required to work in 25 foot streambank buffers. County Buffer Ordinance: 50', 75', 100' or 200' each side of creek channel.
DOWNSTREAM CONDITIONS
 Potential or Known drainage problems exist for developments downstream from this site. Stormwater discharges must be controlled not to exceed the capacity available in the downstream storm drainage system. Minimize runoff into public roads. Minimize the effect of concentrated stormwater discharges onto adjacent properties. Developer must secure any easements required to receive concentrated discharges where none exist naturally
 Existing Lake Downstream Additional BMP's for erosion sediment controls will be required. Lake Study needed to document sediment levels. Stormwater discharges through an established residential neighborhood downstream. Project engineer must evaluate the impact of increased volume of runoff generated by the proposed project on downstream apartment culvert (Thornton Court) and receiving stream.

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STORMWATER MANAGEMENT COMMENTS – Continued

SPECIAL SITE CONDITIONS

- Provide comprehensive hydrology/stormwater controls to include development of out parcels.
- Submit all proposed site improvements to Plan Review.
- Any **spring activity** uncovered must be addressed by a qualified geotechnical engineer (PE).
- Structural fill _____ must be placed under the direction of a qualified registered Georgia geotechnical engineer (PE).
- Existing facility.
- Project must comply with the Water Quality requirements of the CWA-NPDES-NPS Permit and County Water Quality Ordinance.
- Water Quality/Quantity contributions of the existing lake/pond on site must be continued as baseline conditions into proposed project.
 - Calculate and provide % impervious of project site.
 - Revisit design; reduce pavement area to reduce runoff and pollution.

ADDITIONAL COMMENTS

- 1. This site is located west of Atlanta Road at its intersection with George McMillan Drive. The site in currently undeveloped with a dense stand of pine trees at the rear of the site and a sparse stand of hardwoods at the front of the site. Average slopes on the site range from 2 to 20%. The majority of the site drains to the south into and through the adjacent apartment complex. The westernmost 1.7 acres drains to the southwest into and through the adjacent Green Acres Subdivision.
- 2. The existing stream channel that traverses the center of the site is indicated as a buffered stream on the County's stream buffer map. The required impervious setback will impact the location of units 19, 65 and 85. In addition, stormwater management for the development must also be located outside the undisturbed stream buffer. Unless this is placed underground, addition lots will impacted by the need for a surface stormwater management facility.
- 3. Since there is no existing drainage easement or well-defined conveyance through the existing residential parcels within Green Acres Subdivision to the west, all impervious runoff from the western end of the site will need to be directed to the existing stream on the site.

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TRANSPORTATION COMMENTS:

ROADWAY	ROADWAY CLASSIFICATION	SPEED LIMIT	JURISDICTIONAL CONTROL	MIN. R.O.W. REQUIREMENTS
Atlanta Road	Arterial	45 mph	Cobb County	100'

ROADWAY	LOCATION	AVERAGE DAILY TRIPS	LEVEL OF SERVICE
Atlanta Road	South of Darwin Road	17,800	С

Based on 2015AADT counting data taken by GDOT, as published on their website, for Atlanta Road.

Planning Level of Service based on available Average Daily Trips using GRTA guideline thresholds. Classification thresholds for LOS A and LOS B are not available for local roads from this data source.

LOS C or D is acceptable based on GDOT Design Policy Manual criteria.

COMMENTS AND OBSERVATIONS

Atlanta Road is classified as an arterial and according to the available information the existing right-of-way does not meet the minimum requirements for this classification.

RECOMMENDATIONS

Recommend applicant consider entering into a development agreement pursuant to O.C.G.A. 36-71-13 for dedication of the following system improvements to mitigate traffic concerns: a) donation of right-of-way on the west side of Atlanta Road, a minimum of 50' from the roadway centerline.

Recommend applicant be required to meet all Cobb County Development Standards and Ordinances related to project improvements.

Recommend a deceleration lane on Atlanta Road for the entrance.

Recommend entrance on Atlanta Road be at least 250' from the George Mcmillan Drive intersection. An entrance within 250' of a signalized intersection may be subject to turn restrictions. Recommend location and design be determined during plan review, subject to Cobb County DOT approval.

STAFF RECOMMENDATIONS

Z-25 VENTURE HOMES, INC.

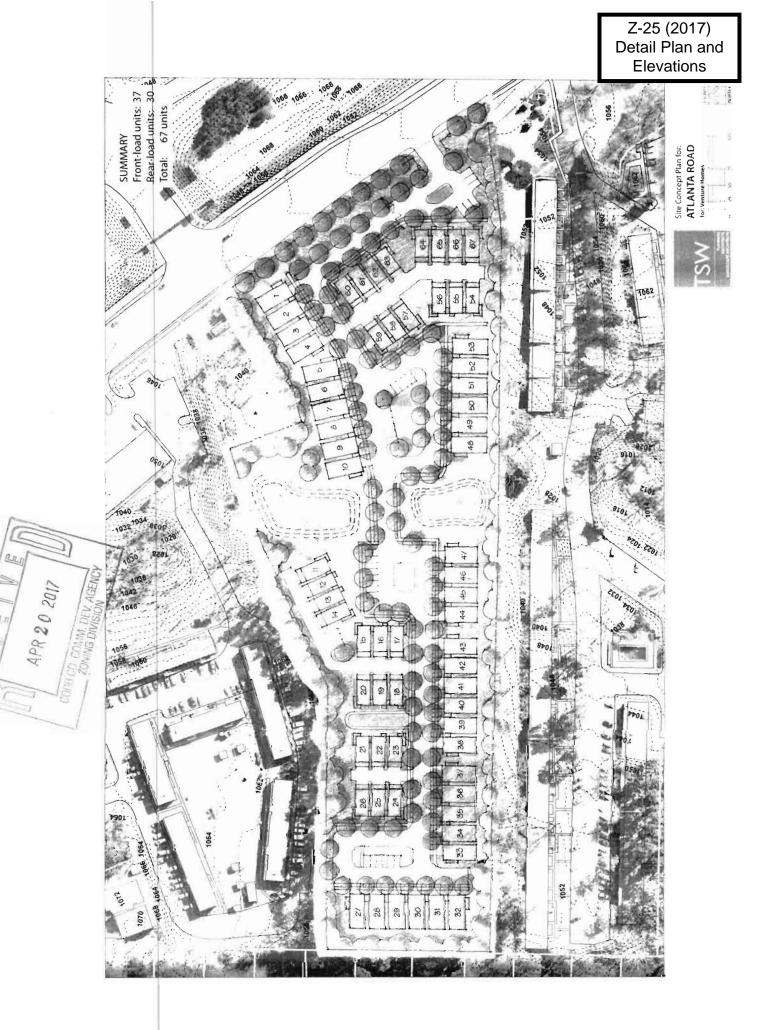
- A. It is Staff's opinion that the applicant's rezoning proposal will not permit a use that is suitable in view of the use and development of adjacent and nearby properties. Other properties in this area are zoned HI, LI, CRC, RM-12 and R-20.
- B. It is Staff's opinion that the applicant's rezoning proposal will have an adverse effect on the usability of adjacent or nearby property. Properties to the north and south include grandfathered multi-family developments. Some of the abutting property to the north is more recent commercial uses in a retail center, and Lockheed-Martin is across Atlanta Road in the Heavy Industrial zoning district. The abutting property to the west is an established R-20 single-family residential that was platted in the 1950s.
- C. It is Staff's opinion that the applicant's rezoning proposal will result in a use which would cause an excessive or burdensome use of existing streets, transportation facilities, and utilities. This opinion can be supported by the departmental comments contained in this analysis. The Cobb County School District is concerned that this proposal will have a significant impact on the enrollment at schools in this area
- D. It is Staff's opinion that the applicant's rezoning proposal is not in conformity with the policy and intent of the *Cobb County Comprehensive Plan*, which delineates this property as being within the Community Activity Center (CAC) and Industrial Compatible (IC) land use categories. The requested FST zoning district is not compatible with the CAC and IC land use categories. This property was placed in the Industrial Compatible land use category due to the nuisances associated with the operation of Dobbins Air Reserve Base and Lockheed-Martin.
- E. It is Staff's opinion that there are existing and changing conditions affecting the use and development of the property which give supporting grounds for denying the applicant's rezoning proposal. The requested FST zoning district is not compatible with the existing CAC and IC land use categories on the property. The FST zoning district is supposed to be located within or on the edge of properties delineated for Medium Density Residential (MDR), High Density Residential (HDR) and Regional Activity Center (RAC) land use categories.

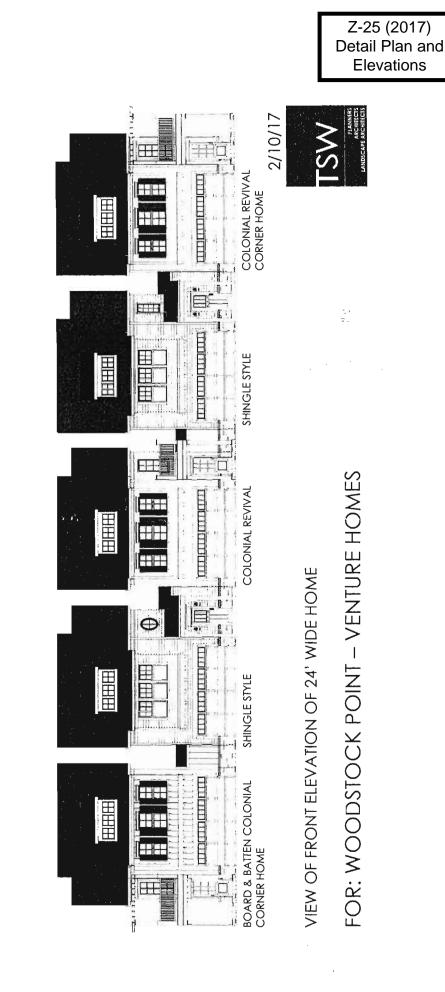
Based on the above analysis, Staff recommends DENIAL.

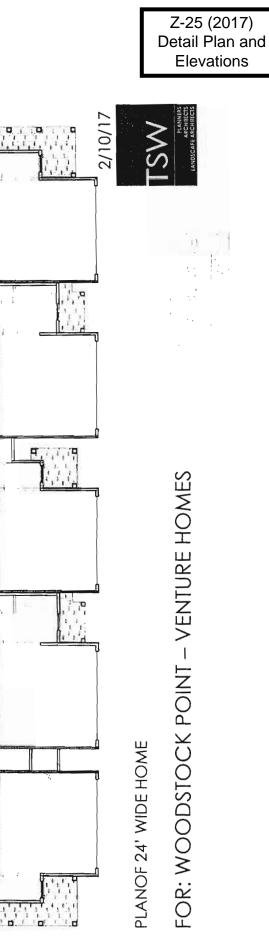
The recommendations made by the Planning and Zoning Staff are only the opinions of the Planning and Zoning Staff and are by no means the final decision. The Cobb County Board of Commissioners makes the final decisions on all Rezoning and Land Use Permits at an advertised public hearing.

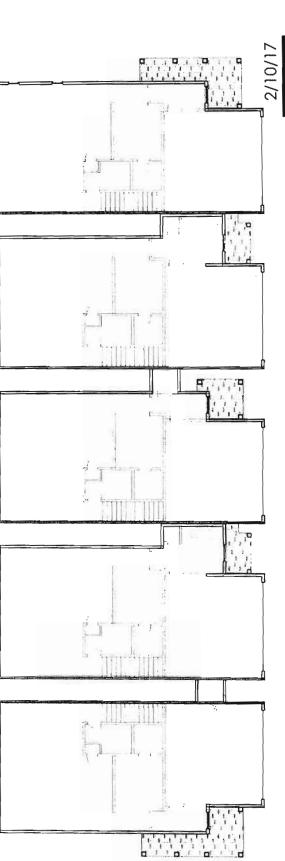
APR	- 4 2017	
		June
8 CO. COI ZONIN	MM. DEV. AGENSummary of Intent for Rezoning	20
I. Resid	lential Rezoning Information (attach additional information if needed) Proposed unit square-footage(s): <u>i 800 - 2 400 Heated Spacere Feet</u>	
u) b)	Proposed building architecture:	_
c)	List all requested variances:	_
		_
		_
		_
 2. Non-	residential Rezoning Information (attach additional information if needed)	_
2. Non-2. a)	residential Rezoning Information (attach additional information if needed) Proposed use(s):	
a)	Proposed use(s):	
a) b)	Proposed use(s): Proposed building architecture:	
a)	Proposed use(s):	
a) b)	Proposed use(s): Proposed building architecture: Proposed hours/days of operation:	
a) b) c)	Proposed use(s): Proposed building architecture:	
a) b) c)	Proposed use(s): Proposed building architecture: Proposed hours/days of operation:	

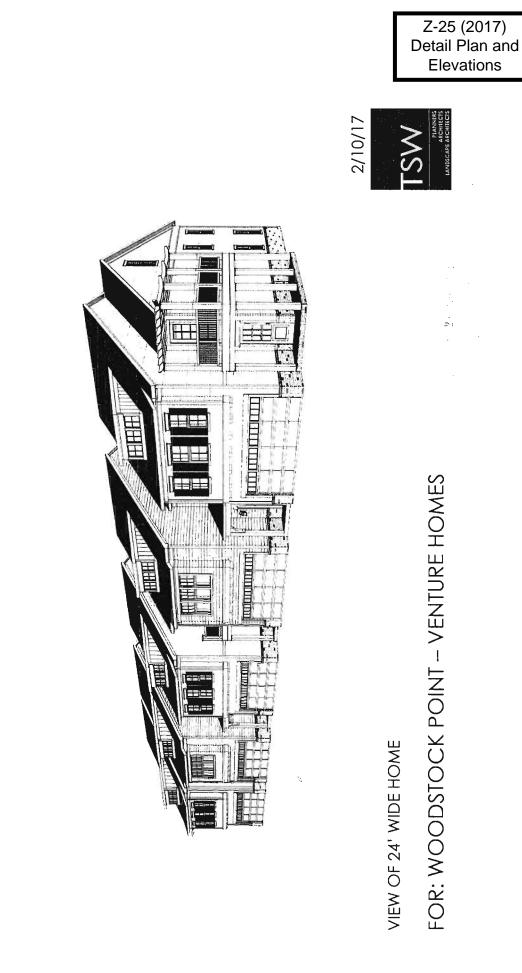
Part 4. Is any of the property included on the proposed site plan owned by the Local, State, or Federal Government? (Please list all Right-of-Ways, Government owned lots, County owned parcels and/or remnants, etc., and attach a plat clearly showing where these properties are located). No

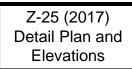














FOR: WOODSTOCK POINT – VENTURE HOMES

VIEW OF 24' WIDE HOME

