### AUGUST 16, 2011 ZONING HEARING "OTHER BUSINESS" COMMISSION DISTRICT 3

#### <u>ITEM # 2</u>

#### **PURPOSE**

To consider a site plan amendment for Don Westbrook regarding rezoning application Z-131 of 1993 (Dr. Daniel E. Busch, DDC and Don Westbrook), for property located on the north side of Piedmont Road, west of Canton Road in Land Lot 566 of the 16<sup>th</sup> District.

#### **BACKGROUND**

The subject property was zoned NRC with stipulations for a salon in 1993. The applicant is requesting to amend the approved site plan to build a 1,620 square foot addition on the backside of the building. The proposed addition would have a stucco finish and would allow 14 additional stylist stations. Six parking spaces would remain under the addition. If approved, all other zoning stipulations would remain in effect. The Board of Commissioners' decision is attached.

#### **FUNDING**

N/A

#### RECOMMENDATION

The Board of Commissioners conduct a Public Hearing and consider the proposed site plan amendment.

#### **ATTACHMENTS**

Zoning Decision (Exhibit A)
Other Business application (Exhibit B)
Proposed site plan (Exhibit C)
Proposed building architecture (Exhibit D)

# **Application for Rezoning Cobb County**

August 16, 2011 Other Business Item 02

(type or print clearly)

	_	(type or print cle	early)	Application No. Hearing Date: 11.16.43
	Dr. Daniel E. Bus		427-7358	422-1367
Applicant _				_ Home Phone
Don Westb		1870 Kendri Address1155 Lincoln		etta, Georgia 30064 ietta, Georgia 30066
(representative)	name, printed	Business Phone		
(representative)	signature)			
Signed, sealed a	and delivered in presence	of:		
		Mv	commission expi	res:
Notary Public				
Titleholder	Don Westbrook	Business Phone	e <u>427-8698</u>	Home Phone926-9303
Signature _	ditional signatures, if near		5 Lincoln Dr	ive, Marietta, Georgia 30066
`	l and delivered in presen	•		
Notary Public		My	commission exp	ires:
		0 - 110	to I	RO & NRC Site Plan Amendment
Zoning Re	quest FromLR	O & NRC (present zoning)	10	(proposed zoning)
For the Pu		lan Amendment		ze of Tract 1.81 Acre(s)
I postion C	`	sion, restaurant, warehouse, a	- /	
Location C		Road and Governor's eet address, if applicable; nea		etc)
Land Lot(s	`			District <u>16th</u>
	_			leological and/or architectural If any, they are as follows:
	NONE		· • • · · · · · · · · · · · · · · ·	
				(applicant's signature)
		as to the existence of a is not such a cemeter		ey are as follows:
	NON	-		
				1 A Can

(applicant's signature)

PAGE 2 OF 2/3

APPLICATION NO. Z-131

August 16, 2011 Exhibit "A" Other Business Item 02

Original Date of Application: 11-16-93

Applicant's Name: DR. DANIEL E. BUSCH AND DON WESTBROOK

### THE FOLLOWING REPRESENTS THE FINAL DECISIONS OF THE COBB COUNTY PLANNING COMMISSION AND THE COBB COUNTY BOARD OF COMMISSIONERS

PLANNING COMMISSION RECOMMENDATION OF 11-16-93: The Planning Commission recommended
approval of application subject to: 1) property be zoned subject to letter of stipulations
marked as Exhibit "A" and submitted site plan marked Exhibit "B"; 2) Staff to have final
approval of either a cross easement with Church to the east or landscaping plan; 3)
existing/proposed detention to serve both uses on the site; 4) existing detention pond to
remain in service throughout proposed expansion; 5) Piedmont Place final plat to be revised
to remove recreation area (portion of property formerly zoned FST-10.); 6) project subject
to M.R.P.A. requirements; 7) project subject to Flood Damage Prevention Ordinance; 8)
owner/developer required to meet all Cobb County development requirements and ordinances
related to project improvements. Motion by Dawson, second by Jones, carried 5-0.
BOC DECISION OF 11-16-93: The Board of Commissioners approved application as recommended by
the Planning Commission. VOTE: 5-0.

Karen L. Hach, Deputy Clerk

Cobb County Board of Commissioners

EXHIBIT "A" Nov. 2, 693 continued MA

We are preparing to start construction on property which we have purchased fronting on Piedmont Road at Governor's Court. In finalizing the site plans for construction, there are some amendments to the site plan that require the approval of the Cobb County Board of Commissioners. The amendments are as follows;

- 1. The dental clinic building is to be a 2 story building with a full basement. The basement will contain offices and a dental lab. The dental lab is to be operated by Woon Tai Kim and is to be for the preparation of crowns only. This building is the same footprint size (50 X 50) as originally approved on the original plans. The plans approved were for a 2-story building with a full basement. The plan showed 5,000 square feet, the basement was not considered in the square footage of the building. We are requesting a dental lab in the basement with additional space for offices and storage.
- 2. There will be a small retaining wall, which is not shown on the original plans, to the rear of the dental clinic. Also, the retaining wall adjacent to the Covenant Presbyterian Church was inadvertently left off the plan. Retaining walls are an engineering feature which would not normally be a consideration of zoning.
- 3. For better sight distance on Governor's Court, the driveway from Governor's Court has been relocated further away from Piedmont Road. The DOT concurs that this location is safer and preferred to the location shown on the original site plan.
- 4. The sign for Dr. Busch is shown on the new plan at the corner of Governor's Court and Piedmont Road, as previously approved, with an alternate sign location in the island curb at the Piedmont Road entrance. Dr. Busch's sign is to be 6 X 10 on 6 foot posts. 60 square feet is less than the 64 square feet allowed under the original O & I Zoning for a 1/2 acre lot. The posts are necessary to raise the sign copy above the eye level of the automobiles parked on the adjacent spaces. This allows for better visibility and safety than would a monument sign, which, in effect, blocks visibility by it's design feature. The final sign location will be determined after building construction is complete.
- 5. The hair salon building is to be a 2 story, 4000 sq. ft. per floor, building with a full basement with the basement being used for offices and warehouse space for salon products as on the original plan. The original plan showed 7500 sq. feet which did not consider the basement as square footage.

EXHIBIT "A"

The footprint for the hair salon building is increased by 10 feet to 50 X 80 rather than 50 X 70 as shown on the original plan. The size increase allows additional space for a Nail Salon. All setbacks on both buildings exceed the minimum required for the zoning district.

- 6. There is a "dead" sewer line alongside the hair salon building. We are requesting permission to remove a portion of this sewer line, which serves no useful purpose and abandonment by "Cobb County" of that easement portion shown as shaded on the site plan.
- 7. The parking lot has been redesigned for better flow and also to accommodate for additional spaces.

Enclosed please find a site plan by Thomas H. Ginn, Sr., RLS, incorporating the above changes.

Respectfully Yours,

Dr. Daniel E. Busch

Don Westbrook

EXHIBIT "A"

Reinf Nov. 2, 93

November 1, 1993

w referenced in rounds of

To the Residents of Piedmont Place Townhomes:

After the zoning was approved at the previous hearing we instructed our engineer, Thomas H. Ginn, Sr., to give us a final site plan design for development of the property to accomodate our proposed use. Enclosed please find a copy of the original site plan and a copy of the final development plan prepared by Mr. Ginn.

The new design will be submitted to the Cobb County Planning and Zoning along with the Cobb County Board of Commissioners at their November 16, 1993 public meeting.

Construction on the development is proposed to start almost immediately after the final site plan is approved. For your information, enclosed is also a list of the differences between the two plans.

If any of the homeowners of Piedmont Place have any comments or suggestions regarding the changes in the site plan, we would like to hold a meeting with you to discuss these rather than waiting until the public hearing on November 16, 1993.

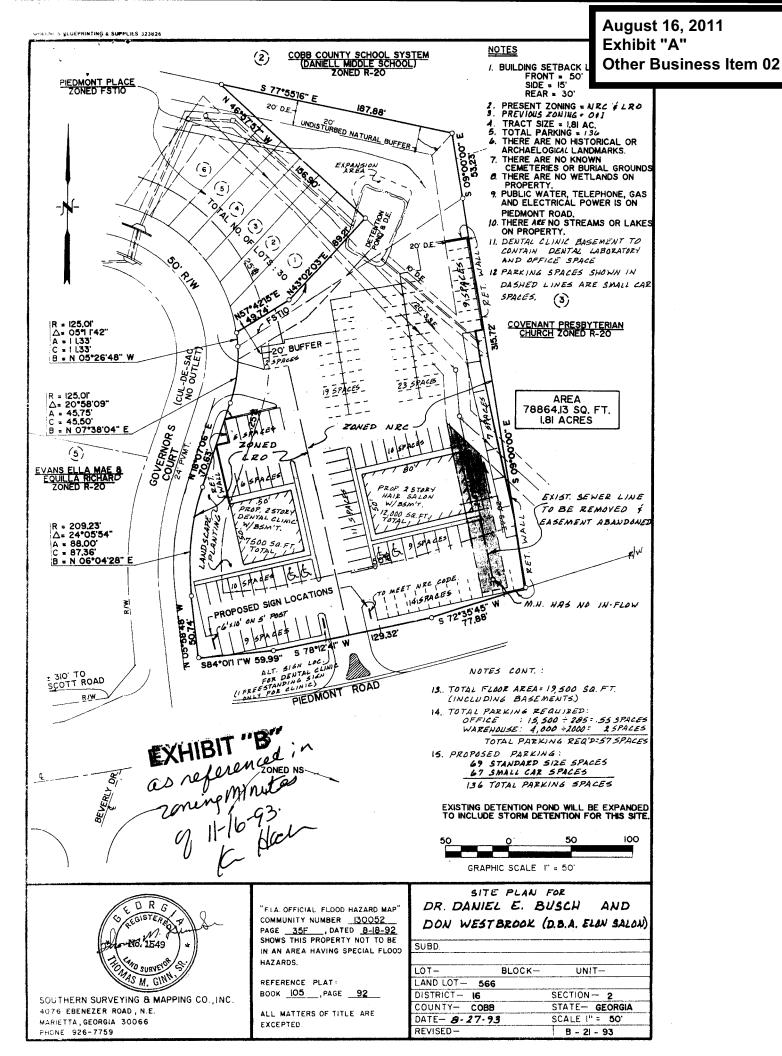
Please feel free to call either of the undersigned at your convenience so that we can schedule a meeting with you. We are looking forward to being good neighbors. Hopefully, you will see fit to frequent the dental office as well as the beauty salon.

Sincerely,

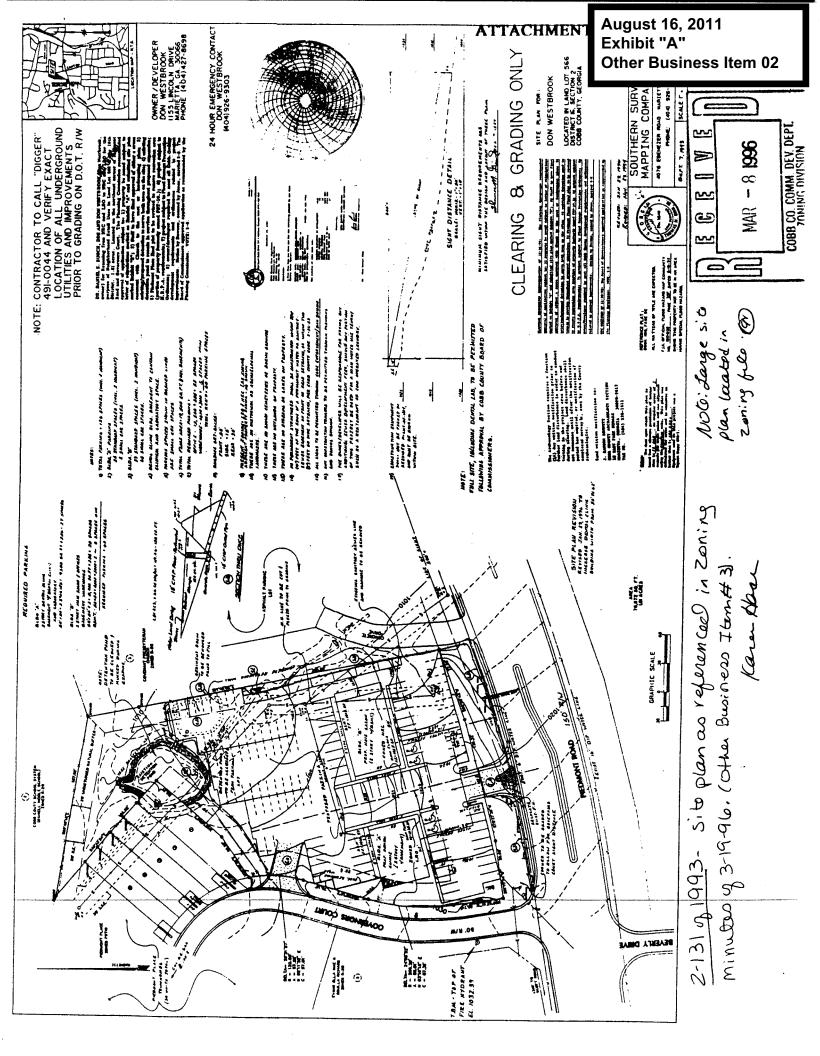
Don Westbrook

Dr. Daniel E. Busch

Enclosures



PAGE <u>3</u> OF <u>3</u>	APPLICATION NO.	Z-131					
ORIGINAL DATE OF APPLICATION: 11	/93						
APPLICANTS NAME: DR. DANIEL E.	BUSCH, DDS	***					
THE FOLLOWING REPRESENTS THE FINAL DECISIONS OF THE COBB COUNTY BOARD OF COMMISSIONERS							
OTHER BUSINESS ITEM OF 3-19-96							
For consideration of Site Plan A	mendment for property lo	ocated					
For consideration of Site Plan Amendment for property located in Land Lot 566 of the 16th District, on the north side of							
Piedmont Road, east of Governors Court.							
Mr. Danneman presented applica	nt's request for Site	Plan					
Amendment, stating that building	footprint is enlarged by	ut the					
square footage will not be inc	reased, and that there	is a					
triangular encroachment into the	setback adjacent to Gove	ernors					
Court. Following this presentati	on the Board of Commiss:	ioners					
approved request for Site Plan	Amendment, reference	zoning					
application Z-131 of 1993 (Dr.	Daniel E. Busch, DDS)	, for					
property located in Land Lot 566	of the 16th District,	on the					
north side of Piedmont Road, eas	st of Governors Court su	ıbject					
to: 1) site plan submitted with	revision date of Januar	ry 29,					
1996, reduced copy attached and	made a part hereof; 2	2) all					
other previously approved conditi	ons/stipulations to rema	ain in					
effect. Motion by Byrne, secon	nd by Thompson, carried	4-0,					
Cooper absent at time of vote.							



## **Application for "Other Business" Cobb County, Georgia**

(Cobb County Zoning Division - 770-528-2035) BOC Hearing Date Requested:
Applicant: Don West brook Phone #: 770-427-8658
Address: 695 Piccimon & Road Marity (A E-Mail: Flow solon & G. Mg.). com Report Hightowar Address: 695 Piccimon Pel May effor, With
(representative's name, printed)
Phone #: 404-402-1588 E-Mail: Buleton Vohoo. COM
AUG
My commission expires: 8 10 2013
Moreover Rapide
Titleholder(s): Don West Prook Phone #: 770-427-8698
Address: 695 Pedmant Rd Marieta Ch E-Mail: Elon Salon OG May Com
M A TIE BROOM
(Property owner's signature)
Signed, sealed and delivered in presence of 2013  Notary Public  Notary Public
- All Mallins
Commission District: 3 Zoning Case: Z-131 of 1993
Date of Zoning Decision: 3-19-94 Original Date of Hearing: 11-113-93
Location: 695 Piedmont Rd Marietta 3006
(street address, if applicable; nearest intersection, etc.)  Land Lot(s): 566 District(s): 67 272
Land Lot(s): S66 District(s): 16 - S
State specifically the need or reason(s) for Other Business:
Site plan specific per Other Business Item #3
of 3-19-96 re: 2731 of 1993.
· · · · · · · · · · · · · · · · · · ·

PROPOSED. DON WESTBROOK THE PURPOSE OF THIS PLAN 605 PIEDMONT ROAD
LAND LOT 585, 16th DISTRICT
OF COBB COUNTY, GEORGIA IS TO ADD A SECOND STORY ADDITION (54'x30') TO THE REAR OF THE EXISTING BUILDING. PIN: 16056600010 THERE WILL BE NO INCREASE PARKING UNDERNEATH TO REMAIN. IN NET IMPERVIOUS AREA. August 16, 2011 NO TREES ARE AFFECTED THIS SITE. Exhibit "C" GRADING NOTES: Other Business Item 02 I. EROSION CONTROL DEVICES MUST BE INSTALLED PRIOR TO ANY CONSTRUCTION AFTER SITE CLEARING AND PREPARATION CONTRACTOR SHALL HAVE A RECHERCAL KNOWLESS EVALUATE THE EXPOSED SUBSTACT. THIS SHALL KNOWLESS EVALUATE THE EXPOSED SUBSTACT THIS SHALL KNOWLESS EVALUATE THE EXPOSED SUBSTACT COMPACTION AND MAITTER, FOR EXPOSED TO FIRST THE SUBSTACT SO TO SET STATE OF FILL TO BEGON. IF REMEDIAL WORK IS REQUIRED, CONTRACTOR TO GOTAL APPROVAL FROM THE OWNER REFORME PROTECTION. BUSH OF THE PROPERTY AND THE OWNER BETWEET PROJECTION WITH A COTTONNER. BIRDS SHALL CORRECT SHALL CO COURSEMENT REMOVEMENTS USING STANDARD PROCTOR COMPACTION TEST
ASTM DOBS (X = MAXAMUM DENSITY AT DOTHAND MOSTING CONTENT)
HARADO AREAS. TO SENDED OF SUBGROUPS LIFTS
PAYED AREAS.

PAYED 388 COMPACTION ZONE FOR THESE AREAS SHALL INCLUDE A BEARING PLANE OF 1:1 FOR FILL AREAS WHICH SHALL EXTEND TO APPROVED SUBGRADE COMPACTION RECOMPLEANTS UNDER CURBING IS CONSIDERED UNDER PAVED AREAS RECOMPRESSIONS. NGRESS DB 10 CONTRACTOR MUST HAVE CECTECHNICAL ENGINEER OBSERVE AND ROVE THE PROOF ROLLING OF THE PARKING AND DRIVE AREAS BEFORE EGATE BASE COURSE IS APPLIED AND ALSO BEFORE THE ASPHALT OR RETE! IS APPLIED. AGEG AG ALL SLOPES AND AREAS TO BE LANDSCAPED OF GRASSED SHALL BE DED SMOOTH AND FOUR INCHES OF TOPSOL APPLIED. THE AREA, SHALL IN BE SEEDER, FERTILIZED, MULTOPED, WATERS AND AND MANTHANE UNTIL ITY GRASS GROWTH IS ESTABLISHED. NOTE USE OF TOPSOL DOES NOT MCE FINISH GRADE CONTOURS. 583 SS3 ESMT 1 492 EXISTING BRICK BUILDING CONTRACTOR SHALL FOLLOW ALL APPLICABLE SAFETY AND CON EDURES, ORDINANCES, CODES, AND STANDARDS. (ELON SALON) CONTRACTOR SHALL OBSERVE, PORTECT, AND PRESERVE ALL AREAS MIN TO BE PHOTECTED SHOW AS THE PROTECTED AREAS, UNDISTURBED THIS, WELLMOST, SHEAKE, STREAM, STREAM, BUFFERD, SELFRAIL, STREAM, STREAM, BUFFERD, STREAMS, STREAM, STREAM, BUFFERD, STREAMS, AND SEMALTIES ASSOCIATED WITH FAILING TO PROTECT TECTED AREAS. 79'x53' 15. CONTRACTOR SHALL CONTACT THE UTILITY LOCATOR AS REQUIRED BY GEORGIA LAW AND HAVE ALL UTILITES WARKED PRIOF TO ANY CONSTRUCTION ACTIVITY: CONTRACTOR MILL HAVE PROVATE UTILITY LOCATOR LOCATE ALL UTILITIES WITHIN THE CONSTRUCTION UMITS MOT COMERCE BY THE UTILITY PROTECTION CENTER. OWNER INFO 16. THE CONTRACTOR SHALL IMMEDIATELY NOTIFY THE ENGINEER OF ANY DISCREPANCIES OR ERRORS THAT HE MAY DISCOVER IN THESE PLANS. DON WESTBROOK 695 PIEDMOND ROAD MARIETTA, GA. 30066 24 HOUR CONTACT ROBERT HIGHTOWER 404-402-1588 17. CONTRACTOR TO PROMDE ALL NECESSARY BARRICADES, GUARDS, LICH AND DITHER INSTALLATIONS REQUIRED TO PROTECT PERSONS AND PROFERST DURING THE ENTIRE CONSTRUCTION PROCESS. IS ALL CONSTRUCTION MUST CONFORM TO THE APPROPHAGE GITY, COUNTY, AND STATE STANDARDS. 19. GRAPHIC SCALE EROSION NOTES: GSWCC GEORGIA SOIL AND WATER CONSERVATION COMMISSION THE ESCAPE OF SEDIMENT FROM THE STE SHALL BE PREVENTED BY THE MISTIGLATION OF ERGISION AND SEDIMENT CONTROL MEASURES AND PRACTICES PRIOR TO, OR CONCURRENT WITH, LAND-DISTURBING ACTIVITIES. UTILITIES PROTECTION CENTER, INC. Call FREE THROUGHOUT GEORGIA 1-800-282-7411 THOMAS EDWARD PEAY LEVEL II CERTIFIED DESIGN PROFESSION ANY DISTRIBUTE ANS LETT EPPOSED FOR A PERSON DESCRISE THAN 14 0AYS
SHALLER STANDARD WE SHALLED IN BEING WE SERVICE THAN 14 0AYS
CONSTRUCTION WESSIESS SHALL BE WESSIESS TO ROOM CONTROL
CONSTRUCTION ACTIVITY AND MANTANED UNTIL PERSONERT GROUND COVER IS
STANDISHED. ISSUED: 01/21/2009 EXPIRES: 01/21/2012 SIELL SUPPORT POS Vegetative Plan APPLY Da? (1emporary growing) AS SOON AS ROUGH GRADING IS CO APPLY Da? (Permanent Vegetation) ONCE FINAL GRADE IS COMPLETE. SIDE\_MEN MURCHING USE STRAW OR HAY 2.5 TONS/ACRE (USE ON STEEP SLOPES OR DURING POOR GROWING SEASONS) TEMPORARY SEEDING FOR COOL SEASON RYE. 4 b/1000 SO. IT

9/15-7/15 OR RYEGRASS, 1b/1000 sq.ft., SEEDED 9/1-2/15
WARM SEASON MILET, 1b/1000 sq.ft., SEEDED 4/16-7/1 CEOTEXTILE UNDERLOKE N.S.A. R-2 (1.5"-3.5") DOARSE AGGREGATE AS STONE PREFERRED HIRMANENT SEEBNG, COOL SEASON FESCHE, 26/1000 06.11., SEED

9/1-10/15. HILLED BERNUDA (MARN SEASON) SEEDED 4/1-6/1.

UMHULED BERNUDA (COOL SEASON) 10/1-3/1 CRUSHED STONE CONSTRUCTION EXIT SEDIMENT BARRIER-SILT FENCE 🐠 🕒

3595 Conton Road A-9, PMB 272 Morietta, GA 30086 Ph. (678) 355-9805 Fax (678) 355-9805

www.frontlinesurveving.com

SHEET 3 OF 3 DATE 05/24/11 DON WESTBROOK SCALE 1" = 10" 16th assect 2nd section COBB county, o MD LOT 566 PROSE\_PG\_ZZ\_ INDEX THE DATE EXHAULD THE TAX OFFICE, DUEST VALUE OF MEMORY THE REPERROR PARK TO THIS OWN THE REPERROR PARK TO THE TAX OFFICE THE TAX OFFI THE TAX OFFI

