



**APPLICANT:** American Auto Sales, LLC  
(770) 214-5955

**REPRESENTATIVE:** Brian Proffitt  
(404) 452-9706

**TITLEHOLDER:** Hector Recinos

**PROPERTY LOCATION:** South side of Veterans Memorial Highway, west of Powell Drive (1415 Veterans Memorial Highway).

**ACCESS TO PROPERTY:** Veterans Memorial Highway

**PHYSICAL CHARACTERISTICS TO SITE:** Developed commercial building with detached accessory building (Property has been used for used auto sales for a number of years)

**CONTIGUOUS ZONING/DEVELOPMENT**

- NORTH:** GC/Restaurant
- SOUTH:** GC/Automotive and Commercial Uses
- EAST:** GC/Bakery
- WEST:** GC/Used Auto Sales and Repair

**PETITION NO:** SLUP-2

**HEARING DATE (PC):** 02-04-14

**HEARING DATE (BOC):** 02-18-14

**PRESENT ZONING:** GC

**PROPOSED ZONING:** Special Land Use Permit

**PROPOSED USE:** Used Car Sales

**SIZE OF TRACT:** 1.19 acres

**DISTRICT:** 18

**LAND LOT(S):** 34

**PARCEL(S):** 5

**TAXES: PAID X DUE** \_\_\_\_\_

**COMMISSION DISTRICT:** 4

**OPPOSITION:** NO. OPPOSED **PETITION NO:** \_\_\_\_\_ **SPOKESMAN** \_\_\_\_\_

**PLANNING COMMISSION RECOMMENDATION**

**APPROVED** \_\_\_\_\_ **MOTION BY** \_\_\_\_\_

**REJECTED** \_\_\_\_\_ **SECONDED** \_\_\_\_\_

**HELD** \_\_\_\_\_ **CARRIED** \_\_\_\_\_

**BOARD OF COMMISSIONERS DECISION**

**APPROVED** \_\_\_\_\_ **MOTION BY** \_\_\_\_\_

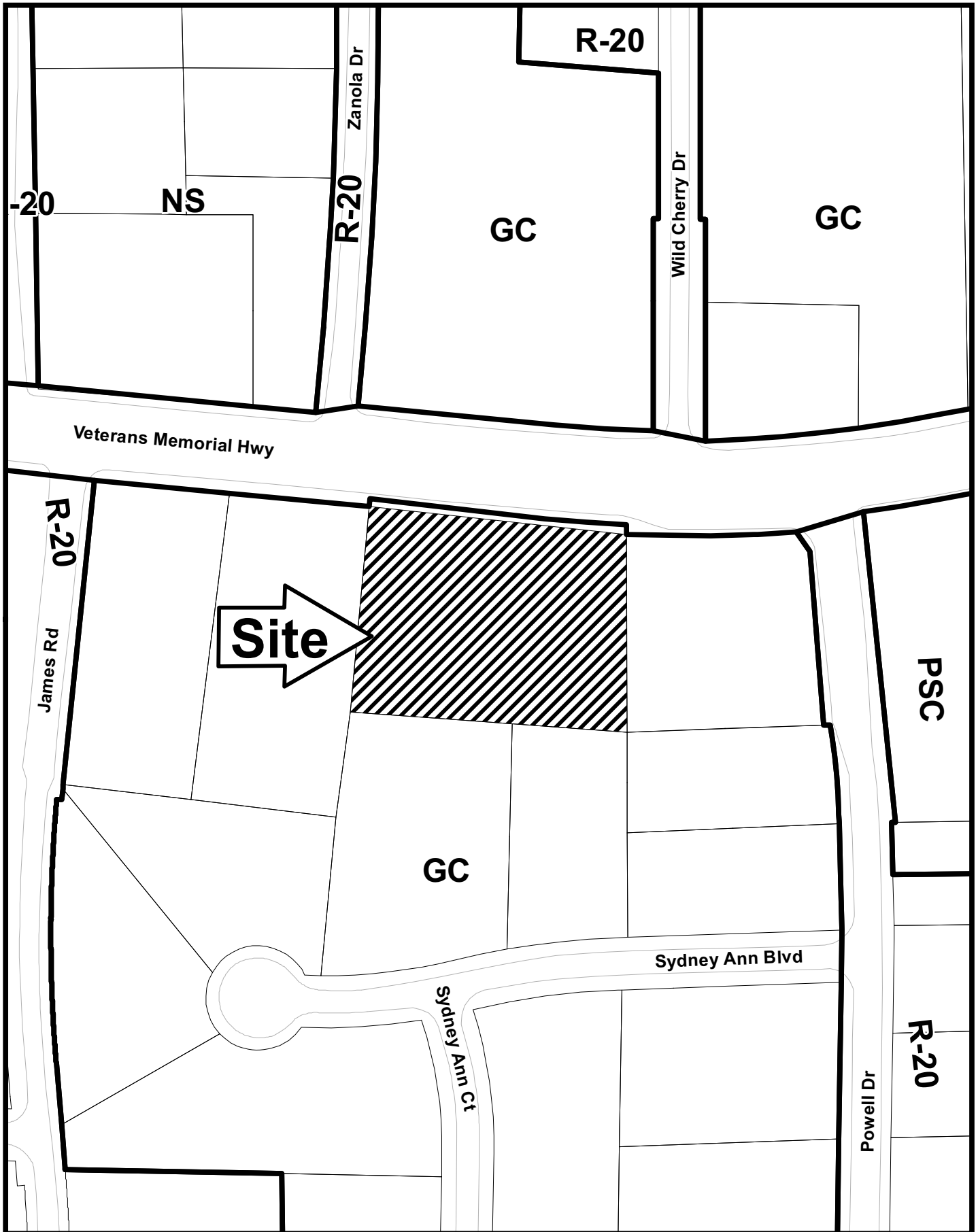
**REJECTED** \_\_\_\_\_ **SECONDED** \_\_\_\_\_

**HELD** \_\_\_\_\_ **CARRIED** \_\_\_\_\_

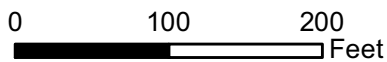
**STIPULATIONS:**





# SLUP-2



This map is provided for display and planning purposes only. It is not meant to be a legal description.



-  City Boundary
-  Zoning Boundary

APPLICANT: American Auto Sales, LLC

PETITION NO.: SLUP-2

PRESENT ZONING: GC

PETITION FOR: SLUP

\*\*\*\*\*

**ZONING COMMENTS:** Staff Member Responsible: Jason A. Campbell

Applicant is requesting a Special Land Use Permit for the purpose of operating a used car dealership. The property is developed as, and has been used as a used auto dealership in the past. The applicant will be the new business owner for the proposed used auto dealership.

**Historic Preservation:** No comments.

**Cemetery Preservation:** There is no significant impact on the cemetery site listed in the Cobb County Cemetery Preservation Commission's Inventory Listing which is located in this, or adjacent land lot.

\*\*\*\*\*

**WATER & SEWER COMMENTS:**

No comments.

\*\*\*\*\*

**TRAFFIC COMMENTS:**

Recommend GDOT permits for all work that encroaches upon State right-of-way.

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

\*\*\*\*\*

**FIRE COMMENTS:**

Plans must be submitted to the Cobb County Fire Marshal's Office to initiate the Certificate of Occupancy process.

APPLICANT: American Auto Sales, LLC

PETITION NO.: SLUP-2

PRESENT ZONING: GC

PETITION FOR: SLUP

\*\*\*\*\*

**STORMWATER MANAGEMENT COMMENTS**

FLOOD HAZARD:  YES  NO  POSSIBLY, NOT VERIFIED

DRAINAGE BASIN: Pine Creek 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.

WETLANDS:  YES  NO  POSSIBLY, NOT VERIFIED

Location: \_\_\_\_\_

- The Owner/Developer is responsible for obtaining any required wetland permits from the U.S. Army Corps of Engineer.

STREAMBANK BUFFER ZONE:  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 (\_\_\_\_\_ undisturbed 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 CONDITION

- 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 R.O.W 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 \_\_\_\_\_.

APPLICANT: American Auto Sales, LLC

PETITION NO.: SLUP-2

PRESENT ZONING: GC

PETITION FOR: SLUP

\*\*\*\*\*

**STORMWATER MANAGEMENT COMMENTS – Continued**

SPECIAL SITE CONDITIONS

- Provide comprehensive hydrology/stormwater controls to include development of out parcels.
- Submit any future 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.

INSUFFICIENT INFORMATION

- No Stormwater controls shown \_\_\_\_\_
- Copy of survey is not current – Additional comments may be forthcoming when current site conditions are exposed.
- No site improvements showing on exhibit.

ADDITIONAL COMMENTS

1. This is an existing facility that has previously been used for auto sales. No site improvements are proposed at this time and no Stormwater Management will be required until the site is redeveloped. However, there is evidence of oil/grease surface contamination on the pavement area between the existing block garage and the framed office building. This contamination must be cleaned and removed from the site prior to beginning operations.

THIS

PAGE

INTENTIONALLY

LEFT

BLANK

## STAFF RECOMMENDATIONS

### SLUP-2      AMERICAN AUTO SALES, LLC

The subject property has been used in the past as a used auto dealership. The property is located in the correct zoning category (GC) for the use of a used automobile dealership. The applicant will be the new business operating at this location. The site plan indicates a large paved parking lot along with two buildings.

Based on the zoning category, land use category of CAC, and the previous use of the property as it is developed, Staff recommends APPROVAL subject to the following:

- Site plan received by the Zoning Division on December 6, 2013, with the District Commissioner approving minor modifications;
- No parking in the right-of-way;
- No outside repair work;
- No junk cars;
- No outdoor storage of accessory merchandise;
- Fire Department comments and recommendations;
- Stormwater Management Division comments and recommendations; and
- Department of Transportation comments and recommendations.

**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.**