(Site Plan Approval) Application for "Other Business"

OB-015-2015

Cobb County, Georgia (Cobb County Zoning Division - 770-528-2035)

BOC Hearing Date Requested: AGENE

Applicant: Concerds Properties IIC	700	4
Applicant: Concordia Properties, LLC (applicant's name printed)	Phone #:	(770) 992–1464
Address: Suite 440, 200 Mansell Court East, Rosw	vell. F_Mail	krose@concordia=
Moore Ingram Johnson & Steele, LLP GA 3	30076	properties.com
J. Kevin Moore Address: Emer		
	etta, GA 3006	
	· · · · · · · · · · · · · · · · · · ·	
(representative's signature)Georgia Bar No. 519728	_ E-Maii:	jkm@mijs.com ROLYNE
(representative s signature) Georgia Bar No. 519/28		0 40 1 V
Signed, sealed and delivered in presence of:		C. Expines
7-0		Grandin
Carolah E. Cook My com	mission ownings	10 000
Notary Public)	imission expires:	January 10, 2019 1110
		COUNT
Tidel Control		
Titleholder(s): CP 01d Towne, LLC	Phone #:	<u>(770) 992–1464</u>
(property owner's name printed)		
Address: Suite 440, 200 Mansell Court East, Rosw	rell, E-Mail:	krose@concordia-
BY: GA 3	10076 NINININI	properties.com
(Property owner's signature) R. Kent Rose, Manager	NOISSION	
(Kone kode, hanager	O O NOTAK	
Signed, sealed and delivered in presence of:	= = =	φ =
Alama lam) ala a	AUBLY	
Deboreh M. Jamkert My com	mission explines:	on 8 May 14, 2017
Notary Public	COUNT	
	THE STATE OF THE S	iliw''
Commission District: Z (Ott) Zoning	Case: z-	-37 (1083)
Zoung	Casc	-37 (1983)
Date of Zoning Decision: 02/08/1983 Original	Data of Hooris	
Date of Zoning Decision. 02/00/1903 Original	Date of near	ng: 02/08/1983
Location: 5000 01de Towne Parkway		
(street address, if applicable; nearest intersection, e		
	•	
Land Lot(s): 86	District(s):	17th
State <u>specifically</u> the need or reason(s) for Other Bu	ısiness:	
See Exhibit "A" attached hereto and incorporated	horoin by roi	Farance
bee Manipit A accached hereto and incorporated	Herern by rea	retence.

<u>EXHIBIT "A"</u> - <u>ATTACHMENT TO APPLICATION FOR "OTHER BUSINESS"</u> (Site Plan Approval)

Application No.: Z-3

No.: Z-37 (1983)

Original Hearing Date: Date of Original Zoning Decision:

February 8, 1983 February 8, 1983

Current Hearing Date:

March 17, 2015

FEB 1 0 2015

Applicant:

Concordia Properties, LLC

Titleholder: CP Old Towne, LLC

Concordia Properties, LLC, as Applicant (hereinafter "Applicant"), seeks approval of a Rezoning Site Plan which would allow for the redevelopment of property located at 5000 Olde Towne Parkway, Cobb County, Georgia (hereinafter the "Property" or the "Subject Property"). Attached as Exhibits "1" and "2," respectively, are the Rezoning Site Plan and building elevations proposed for approval in this Application for "Other Business."

The Subject Property was rezoned on February 8, 1983, and was part of a 51.2 acre tract, which has become known as The Fountains at Olde Towne. The existing building was constructed for a specific use, and through the years has changed tenants many times. The redevelopment of the Subject Property would allow for the construction of a state-of-the-art building; as well as the building and parking to be configured to account for the new medical complex and road improvements within the Johnson Ferry Road/Lower Roswell Road corridor.

The balance and remainder of the stipulations and conditions specifically enumerated in the final, official minutes, and attachments thereto, of the Board of Commissioners Zoning Hearing held on February 8, 1983; as well as any subsequent amendments applicable to the development of the Subject Property, are unaltered by this request for Site Plan Approval and shall remain in full force and effect.

Proposed 0B-015-2015 Land Lot 86 Land Lot line FEB 1 0 2015 #¥RB (BENT) #4RB N 00.24,10" W 189.12" PF FARE Now or Formerly A J R, Inc. DB. 10080 PG 540 Now or Farmedy Fountains of Gide Towne, LLC New or Formerly The Austell Corporation (N 89'02'58" W 503.79' YOUMICO SONCT SOO Land Lot (BENT) lo COMPANIES OF CAMPUS - EXISTRAG DE SANTARY SONOR CASCURAS Now or Formerly Parkaire Medical Center Now or Fernierly Ginepri-Baskin Tennis, Inc DB 14020, PG 1708 NE COMINACION MUST NOTE Y NE COMINACION MUST NOTE Y NE LACT COMMENCE FURTHER SCREPANCIES OR OTHER ESOLVEIS SITE NOTES PROPOSED CONDITIONS LEGEND ARKING SUMMARY WEMALL SITE AREA HSTURBEL/SITE AREA HATLOWN SETRACKS L DIVENSIONS ARE FROM FACE OF CURBITO FACE OF CURBING US. WALK HETALLED AGARIST BACK OF CURB SHALL BEHISTALLED PER NAMAS NEASURED FROM THE BACK OF CURB ensiter contribute information ender hereografie from a Evenepared by tasce a succiates: i.e. dated october 8-200 EST I<u>n (58) koj</u> i kë nithen a 150 year flood haqand zoke id by Theefe Ma, "Flood haqand bolkidary map" iy panjel number 1306/2013JJ, dated march 4, 2013. ALD GARRING MUCH MEET THE LATEST RECASIONENTS GET TOD, GOOT AND REGISSA STATE CODE ALL SKINIS MAIST BE ""SIGNES WITH THE BUTTLAN EQUE LOCATED A MINIMUM OF " REU GRADE HEAVY DUTY ASPHALT
STANDARD DUTY CONCRETE
PROPOSED PARKING COUNT PROPERTY LINE 50' / 65' BUILDING SETBACK LINE NAS RONI ALON ACRES TO A SPACES (STARDARD SPACES # 8) 553 553 Exhibit "1" PRELIMINARY: NOT FOR CONSTRUCTION Kimley » Horn

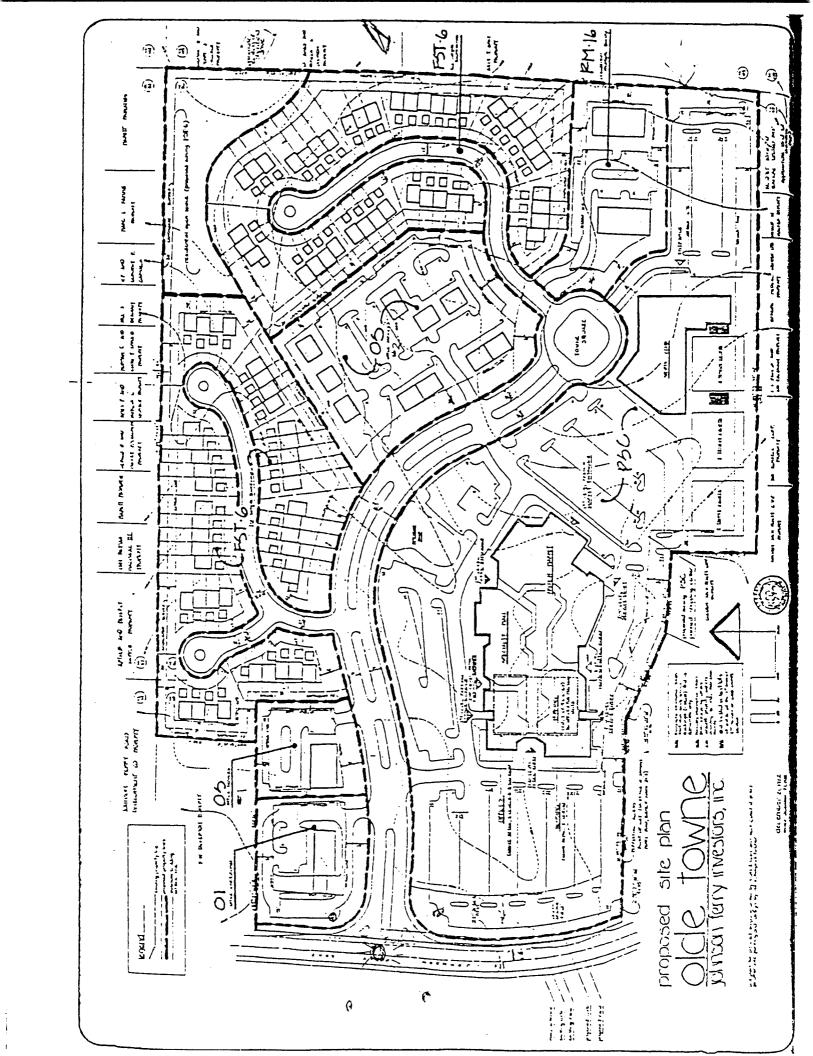
O NOW SMARY HOW MID ASSOCIATE, MC

10 ROSWELL STREET, SUITE 210
ALPHARETTA, GEORGIA 30009
PHONE (770) 519-4280 eVESTMENT HEADQUARTERS COBB COUNTY, GEORGIA C2-00 CONCORDIA PROFESTIES, LLC REZONING SITE PLAN

OB-015-2015

2105-215-2015 Parosed

PREVIOUSLY APPROVED SITE PLAN FOR OLDE TOWNE DEVELOPMENT



OFFICIAL MINUTES OF PLANNING COMMISSION AND BOARD OF COMMISSIONERS ZONING HEARINGS AS TO APPLICATION FOR REZONING NO. Z-37 (1983) – FEBRUARY 8, 1983

COBB COUNTY BOARD OF COMMISSIONERS OF ROADS AND REVENUES

COBB COUNTY PLANNING COMMISSION
Date of Application 12/29/82 Date of Hearing, Hed1:00
Titleholder HENRY D. DICKERSON and R. W. DICKERSON'S / R. W. Duchung
Address 886 Johnson Ferry Road, Marietta, GA Phone 971-2304
Applicant Johnson Ferry Investors, Inc. /s grant Presion
Address 5801 Peachtree Dunwoody Road, Suite 210 Phone 255-6101
To Zone From R-20 To FST-6, RMI6, Land Use
and PSC FOR THE PURPOSE OF offices, residential and shopping
and Lot (s) 68 and 86 , District 1st ,Sec. 2nd Cobb County, Ga.,
CONTAINING 51.2 acres
OCATED Johnson Ferry Road
his property being more particularly described as follows:
See Exhibit "A"
application be approved subject to the following; the RM-16 be reduced to RM-8, the buffer ajacent to the OI,OS remain R-20 (20 foot buffer)
before building permits are issued Motion by Harrand Planning Dept.
carried 5-2. Vansant, Weeks opposed.
Frenk Wyall, Chairman

Final Decision of Board of Commissioners: 2-8-83. Board of Commissioners

approved application as stated above. Motion by Williams, seconded by

Remest w British, Chairman

"OTHER BUSINESS" AMENDMENT FOR NORTHSIDE HOSPITAL, INC. -OFFICIAL MINUTES OF BOARD OF COMMISSIONERS ZONING HEARING AS TO APPLICATION FOR REZONING NO. Z-37 (1983) – AUGUST 19, 2014 MINUTES OF ZONING HEARING COBB COUNTY BOARD OF COMMISSIONERS AUGUST 19, 2014 PAGE 17

OTHER BUSINESS (CONT.)

0.D. 43 (CONT.)

- District Commissioner to approve the final site plan
- Parking agreement with "Imperial Ballrooms" (attached and made a part of these minutes)
- Affidavit from Applicant dated July 15, 2014 (attached and made a part of these minutes)
- Delete bullet no. two from page 9 from the May 20, 2014 Board of Commissioners Zoning Hearing Minutes
- Off-site parking not required
- All previous stipulations and conditions, not otherwise in conflict, to remain in effect

VOTE: ADOPTED unanimously

O.B. 45 To consider amending the site plan for North side Hospital, Inc. regarding rezoning application Z-37 of 1983 (Johnson Ferry Investors, Inc.), for property located at the southeast intersection of Johnson Ferry Road and Olde Town Parkway in Land Lots 68 and 86 of the 1st District.

Mr. Pederson provided information regarding a site plan amendment. The public hearing was opened and Ms. Sharon Gay and Ms. Linda Fryer addressed the Board. Following presentation and discussion, the following motion was made:

MOTION: Motion by Ott, second by Goreham, to <u>approve</u> Other Business Item No. 45 for site plan amendments regarding rezoning application Z-37 of 1983 (Johnson Ferry Investors, Inc.), subject to:

- Site plan received by the Zoning Office July 15, 2014 with District Commissioner approving minor modifications (attached and made a part of these minute)
- Landscape Plan dated July 14, 2014 with District Commissioner approving minor modifications (attached and made a part of these minutes)
- Elevations to be in general conformity to those submitted on July 15, 2014 with final approval by District Commissioner (attached and made part of these minutes)
- Letter of agreeable conditions from Ms. Sharon Gay dated August 12, 2014 (attached and made a part of these minutes)
- Windows to be tinted

MINUTES OF ZONING HEARING COBB COUNTY BOARD OF COMMISSIONERS AUGUST 19, 2014 PAGE 18

OTHER BUSINESS (CONT.)

O.B. 45 (CONT.)

- Offices to contain timers to control lights so that lights are not on at night or on the weekends
- All staff comments and recommendations, not otherwise in conflict
- All previous stipulations and conditions, not otherwise in conflict, to remain in effect

VOTE: ADOPTED unanimously

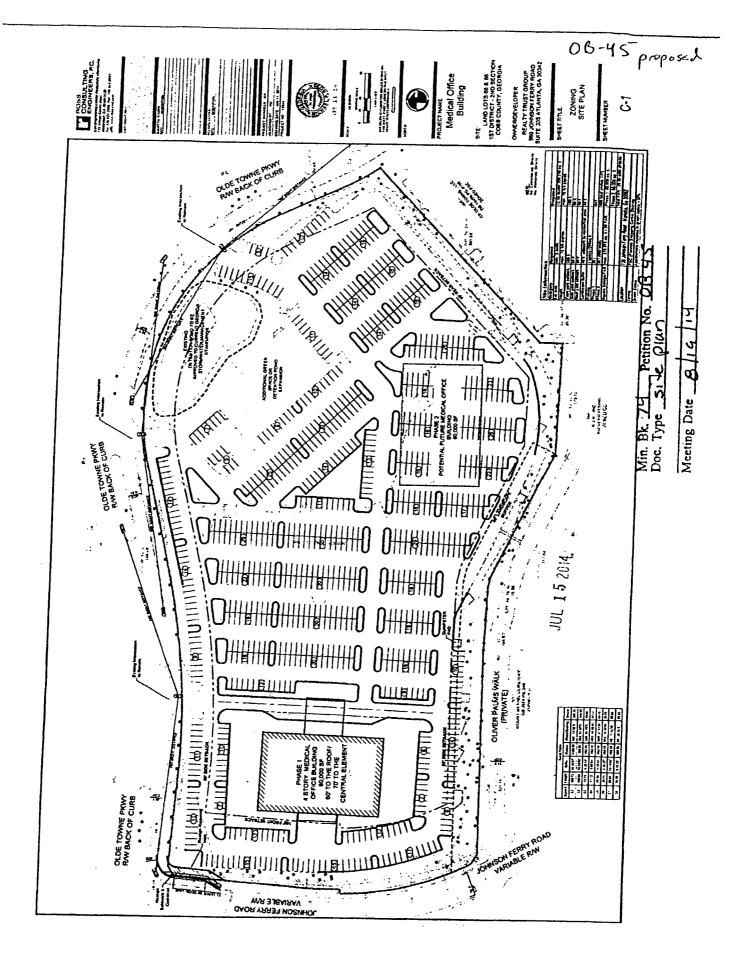
Partnership regarding rezoning application Z-23 of 2011 (Edens and Avant Financing II Limited Financing II Limited Partnership), for property located on the southwest side of Shallowford Road, west of Sandy Plains Road and the east side of Gordy Parkway in Land Lots 385, 386, 407 of the 16th District.

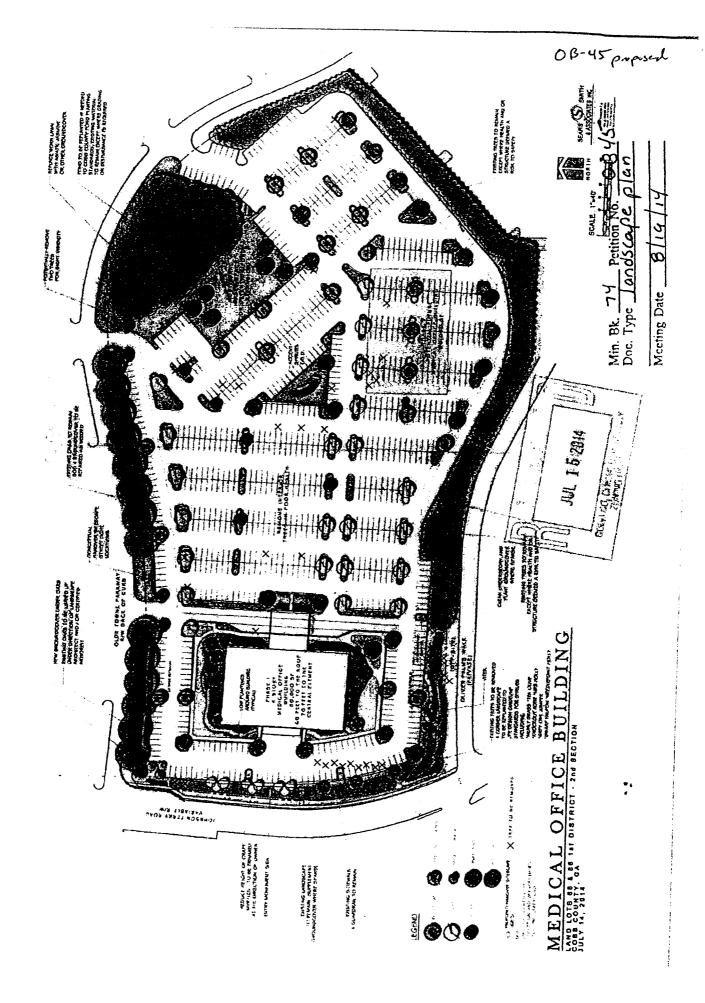
Mr. Pederson provided information regarding a site plan. The public hearing was opened and there being no speakers, the hearing was closed. Following presentation and discussion, the following motion was made:

MOTION: Motion by Birrell, second by Ott, to <u>approve</u> Other Business Item No. 46 for site plan amendation for Edens and Avant Financing II Limited Partnership regarding rezoning application Z-23 of 2011 (Edens and Avant Financing II Limited Partnership), subject to:

- Site plan dated July 8, 2014 with the District Commissioner approving minor modifications (attached and made a part of these minutes)
- Sign to be approved by Zoning Division and Architectural Control Committee
- All previous stipulations and conditions, not otherwise in conflict, to remain in effect

VOTE: ADOPTED ananimously.





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PRELIMINARY MATERIAL CONCEPT RENDERING

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Min. 19t. 74 Pethios W. Doc. Type elevation



NORTHSIDE HOS

20 11 9 Meeting Date Albany Atlanta Brussels Denver Los Angeles Miami New York

McKenna Long & Aldridge...

303 Peachtree Street, NE • Suite 5300 Atlanta, GA 30308 Tel: 404.527.4000 mckennalong.com Northern Virginia Orange County Raricho Santa Fe San Diego San Francisco Seoul Washington, DC

SHARON A. GAY Direct Phone: 404.527.4676 Direct Fax: 404.527.4198 Min. Bk. 74 Petition No. 0845

Doc. Type 1e Her of agree—
able conditions

Meeting Date 91914

August 12, 2014

BY ELECTRONIC MAIL AND HAND DELIVERY

Mr. John P. Pederson
Manager, Zoning Division
Cobb County Community Development
Agency
1150 Powder Springs Road
Suite 400
Marietta, Georgia 30064

Re:

OB-45/"Other Business" Application of Northside Hospital, Inc. to amend the Planned Shopping Center (PSC) Zoning for a 12.85-acre parcel known as 736 Johnson Ferry Road, Land Lots 68 and 86, 1st District, 2nd Section, Cobb County, Georgia to substitute a new site plan to allow for medical office building -- Revised Stipulations

Dear John:

As you know, this firm represents Northside Hospital, Inc. ("Applicant") in its Application for "Other Business" with regard to Application OB-45 for a 12.85-acre parcel located at the southeast corner of the intersection of Johnson Ferry Road and Olde Towne Parkway, Land Lots 68 and 86, 1st District, 2nd Section, Cobb County, Georgia and known as 736 Johnson Ferry Road (the "Property").

Following our pre-application meetings in April and May, we have engaged in community outreach efforts over the last eight weeks. We presented the plans to the residents and board members of the two nearby townhome associations on July 8 and August 7. Additionally, we presented the application to the East Cobb Civic Association (ECCA) at their July 30 meeting. We have worked closely with the ECCA leadership to refine and augment the proposed stipulations.

ECCA requested a depiction of the view of the building as seen from the opposite side of Johnson Ferry Road. The enclosed Northside Hospital Medical Office Building elevation prepared

Petition No. 0845
Meeting Date 8/14/19
Continued

by Howell Rusk Dodson – Architects dated August 11, 2014 is submitted for the purpose of illustrating the general height, proportion and scale of the proposed building as viewed from across Johnson Ferry Road. This elevation is conceptual only and is not intended to represent the final design.

We now submit these revised stipulations to supersede the original stipulations submitted with the application. Conditions 6), 7), and 8) have been revised, and stipulations 11) – 17) have been added.

PROPOSED STIPULATIONS

- 1) The stipulations and conditions set forth herein shall replace and supersede in full any and all prior stipulations and conditions, in whatever form, which are currently in place on the Property, as well as any and all Departmental Comments and Staff Recommendations relating to the Property from any prior zoning actions.
- 2) The Property shall be developed substantially in accordance with the Zoning Site Plan prepared by Ross Consulting Engineers, P.C. dated July 11, 2014 (the "Site Plan") and a landscape plan by Sears Smith and Associates, Inc. dated July 14, 2014 (the "Landscape Plan"), both of which were filed with this "Other Business" Application on July 15, 2014.
- 3) Phase 1 shall consist of a medical office building of no more than 80,000 sq. ft. of floor area as shown on the Site Plan.
- 4) A second medical office building of no more than 80,000 sq. ft. of floor area may be developed as Phase 2 as shown on the Site Plan subject to approval of the District Commissioner.
 - 5) Entrances to the development shall be as shown on the Site Plan.
- 6) <u>Lighting</u>: Hooded security lighting shall be utilized in the parking areas. Decorative pedestrian lighting in accordance with the Johnson Ferry Design Standards Draft dated October 2013 shall be installed along the Johnson Ferry Road frontage subject to approval by Cobb County staff.
- 7) All setbacks and buffers may be penetrated during construction for purposes of access, utilities, and stormwater management, including but not limited to detention/retention facilities, drainage facilities, and any and all slopes or other required engineering features of the foregoing. These areas shall be replanted in accordance with the Landscape Plan subject to approval by the County Arborist and the District Commissioner.
 - 8) The following stipulations shall apply during construction of the development:
- a) Construction hours shall be 8:00 a.m. -- 8:00 p.m. Monday- Friday and 10:00 a.m. -4:00 p.m. on Saturday.

Petition No	0. OB	45		,
Meeting D		B	19	14
Continued				

- b) Outdoor construction work on Sundays is prohibited unless approved in advance by the District Commissioner.
- c) Construction deliveries shall occur only between 8:00 a.m. and 8:00 p.m. Monday Friday.
- d) Construction vehicles and personal vehicles of construction workers shall be parked on the Property.
- e) A washing station shall be provided to clean vehicles before leaving the Property as needed.
 - 9) An irrigation system shall be provided for the landscaping.
- 10) Minor modifications to the Site Plan may be approved by the District Commissioner, except for changes that a) increase the overall square footage of the project; b) reduce the size of an approved buffer adjacent to a property that is zoned to the same or a more restrictive classification; c) relocate a structure closer to the property line of an adjacent property that is zoned to the same or a more restrictive classification; d) increase the height of a building that is directly adjacent to a property that is zoned to the same or a more restrictive classification; or e) change an access location to a different roadway.
- 11) The predominant material on the exterior shall be brick veneer. The following materials may be used on the exterior: aluminum and glass curtain wall system; aluminum fascia; aluminum and glass ribbon windows; stone veneer; precast veneer; metal canopy.
- 12) Any HVAC equipment that is mounted on the roof will be screened from view by a roof parapet wall or other similar means of screening.

13) Signage:

- a) A ground-based monument sign in compliance with all applicable sign regulations is permitted.
 - b) Neon lighting is not permitted.
- c) The monument sign may include an electronic component in compliance with all applicable sign regulations.

14) Detention pond:

a) The existing detention pond shall be improved to applicable current Cobb County standards.

Petition No. 08 45
Meeting Date 81919
Continued

- b) If a concrete wall is added above the grade of the adjacent roadway, the exterior façade facing the roadway will be covered with stone veneer.
- c) Any fencing required for the pond shall be six ft. black vinyl-coated fencing material. Landscaping shall be added as needed for screening purposes subject to approval by the County Arborist.
- 15) If permissible under applicable regulations and approved by Cobb County staff, a sidewalk shall be constructed from Johnson Ferry Road to the first entrance to the Property.
- 16) If Olde Towne Parkway is damaged during the construction of the medical office building as a direct result of actions or activities by the Applicant or its agents, the damage shall be repaired by the Applicant subject to Cobb County standards and approvals.
- 17) The following stipulations shall apply after construction is completed and a certificate of occupancy is issued for the medical office building:
- a) All dumpsters on the Property shall have rubber or plastic lids rather than metal lids.
 - b) Garbage pickup is permitted only between 7:00 a.m. and 11:00 p.m.
 - c) Deliveries are permitted only between 6:00 a.m. and 11:00 p.m.
- d) The parking lot may be cleaned only between 6:00 p.m. -11:30 p.m. Monday Friday and 10:00 a.m. 4:00 p.m. on Saturday.

Please do not hesitate to contact me should you or the staff require further information or documentation prior to the application being heard and considered by the Board of Commissioners on August 19, 2014.

Very truly yours,

Sharon A. Gay

SAG/dwh Enclosure

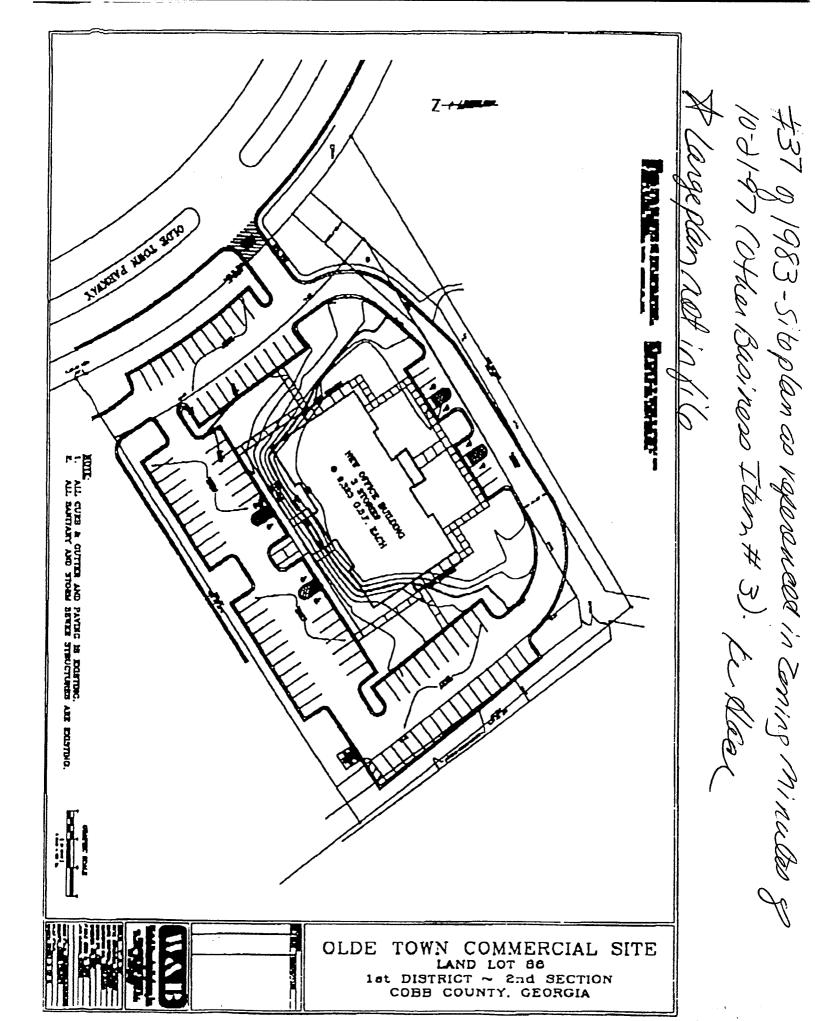
The Honorable Bob Ott (w/encl.)
Ms. Jill Flamm (w/encl.) cc:

Ms. Trish Steiner (w/encl.)

Mr. Doug McDonald Mr. Russ Davis Mr. Craig Flanagan Mr. Chad Simpson Mr. George Schobloher Petition No. ____ Meeting Date __ Continued

"OTHER BUSINESS" AMENDMENT TO OLD TOWNE OFFICE PARK -OFFICIAL MINUTES OF BOARD OF COMMISSIONERS ZONING HEARING AS TO APPLICATION FOR REZONING NO. Z-37 (1983) – OCTOBER 21, 1997

PAGE <u>1</u> OF <u>6</u>	APPLICATION NO.: #37			
ORIGINAL DATE OF APPLICATION:	02/83			
APPLICANT'S NAME: JOHNSON	FERRY INVESTORS, INC.			
THE FOLLOWING REPRESENTS THE FINAL DECISIONS OF THE COBB COUNTY BOARD OF COMMISSIONERS				
OTHER BUSINESS ITEM #3 OF 10-21-9	ZONING HEARING:			
TO CONSIDER A SITE PLAN AMEND	MENT FOR OLDE TOWNE VENTURES, LLC			
	F FEBRUARY 8, 1983 (JOHNSON FERRY			
INVESTORS, INC.)				
To consider a Site Plan Amendment for Old	le Towne Ventures, LLC regarding application #37			
of February 8, 1983 (Johnson Ferry Invest	ors, Inc.) for property located on the east side of			
Johnson Ferry Road, and the north side of	f Olde Towne Parkway in Land Lot 88 of the 1st			
District. Mr. Danneman presented site plan	and elevation drawings for review stating that the			
requested amendment to the previously appr	oved site plan will allow for one, two-story office			
building with a partial basement and no incre	ease in total square footage. The architectural style			
will be similar to the other existing office	e buildings within the Olde Towne development.			
Following this presentation, the Board of C	Commissioners approved the request for site plan			
amendment for Olde Towne Ventures, LLC	regarding application Z-37 of February 8, 1983			
	e east side of Johnson Ferry Road and the north side			
	the 1st District subject to: 1) site plan submitted			
	ereof); 2) elevation drawings submitted (reduced			
	ereof); 3) all other previously approved			
	Motion by Wysong, second J. Thompson, carried			
5-0.				

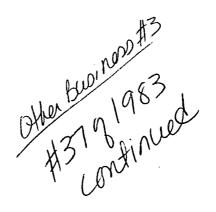


OLDE TOWNE VENTURES, LLC

c/o MULTI FAMILY SERVICES, INC.
194 POWERS FERRY ROAD, MARIETTA, GEORGIA 30067
TELEPHONE: 770-973-3321, FAX: 770-973-3735

October 10, 1997

Mr. Mark Danneman Zoning Administrator Planning & Zoning Department 100 Cherokee Street, Suite 500 Marietta, Georgia 30090-9694



RE: OLD TOWNE OFFICE PARK
LL 86, 1ST DIST, 2ND SECTION
ZONING APPLICATION # 37, 12/29/82
DEVELOPMENT APPLICATION # 970353

Dear Mark.

Per your request, please consider this letter as our request for clarification that our proposed development of a single office building complies with the original zoning approval whose original site plan indicated up to as many as four separate buildings on the same tract. We are not asking for any increase in square footage as originally approved.

Plans have been submitted to, and approved by, the Olde Towne Architectural Control Committee which controls all standards in the development. Please see attached letters.

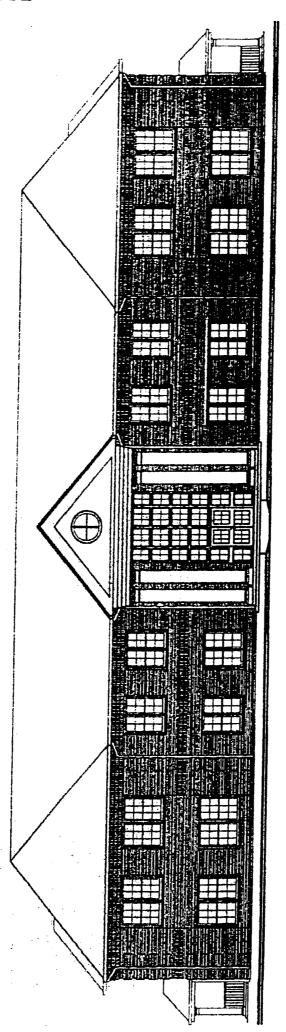
The site is presently developed in "building pad ready" condition with all curbing, asphalt paving and all underground utilities installed.

We have included, attached hereto, 8.5 x 11" reductions of our site plan and building elevations per your instructions. Further, we have included photographs of other buildings within the development.

If there is any additional information you require, or if we can be of further assistance, please do not he sitate to call.

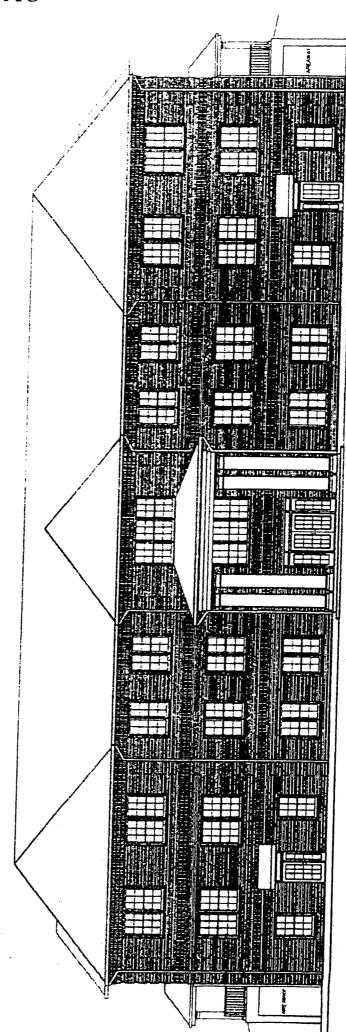
Respectfully,

C. Boyd Edgerton



SOUTH ELEVATION
WIS COUNTY ELEVATION

NORTH ELEVATION MTS



Asserial Marines

Marking 1983 and 1983 and Continued

