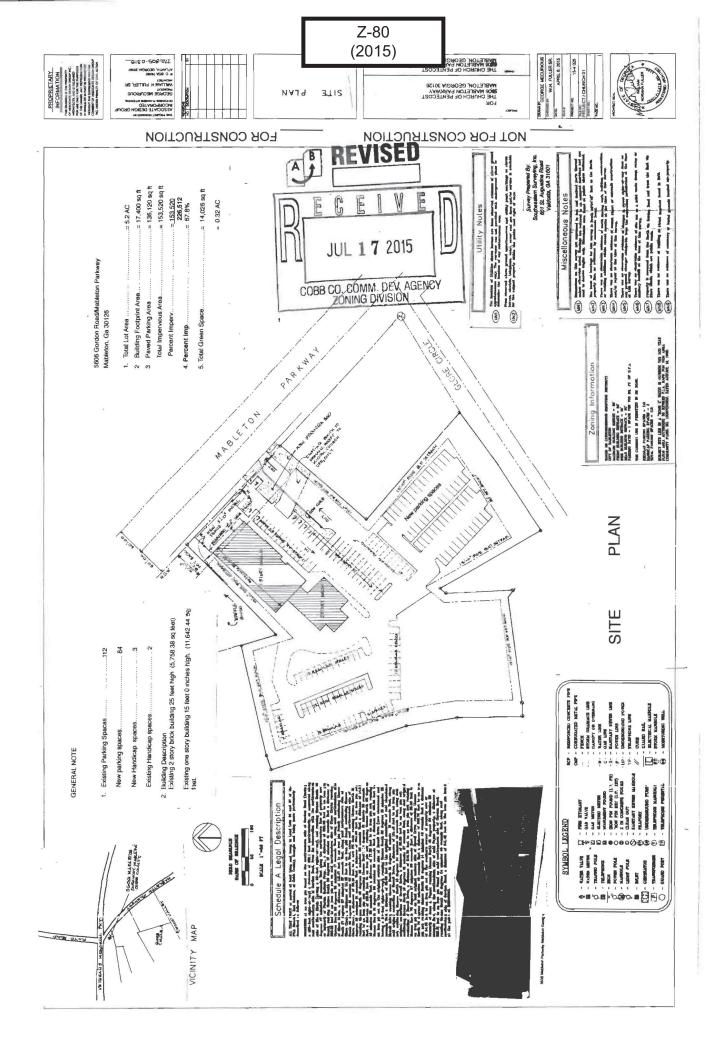
Z-80



APPLICANT: The Church of Pentecost U.S.A., Inc.			PETITION NO:	Z-80		
PHONE#: (4	04) 422-3140 EMAIL: josephnprincess@y	ahoo.com	HEARING DATE (PC):	09-01-15		
REPRESENT	ATIVE: <u>Rev. Joseph Gyamfi</u>		HEARING DATE (BOC):	09-15-15		
PHONE#: (4	04) 422-3140 EMAIL: josephnprincess@y	ahoo.com	PRESENT ZONING:	NS, CF, GC		
TITLEHOLD	DER: The Church of Pentecost, U.S.A., Inc.					
			PROPOSED ZONING:	CRC		
PROPERTY L	OCATION: Southwest side of Mableton Par	kway, south				
of Veterans M	emorial Highway, and on the north side of Gl	lore Circle	PROPOSED USE:	Church		
<u>(5606 Mableto</u>	n Parkway; 728, 736, 742 Glore Circle; 827 Wo	od Valley Rd).				
ACCESS TO PROPERTY: Mableton Parkway and Glore Circle			SIZE OF TRACT:	5.2 acres		
			DISTRICT:	17		
PHYSICAL CHARACTERISTICS TO SITE: Vacant bank building			LAND LOT(S):	36, <i>37</i>		
			PARCEL(S): 16, 25	, 28, 29, 53, 30		
			TAXES: PAID <u>X</u> DU	JE		
CONTICUO	US ZONING/DEVELOPMENT		COMMISSION DISTRICT: 4			
CONTIGUO	US ZONING/DE VELOPIVIEN I	Adiacent Fu	ture Land Use			
NORTH:	GC/Waffle House and wooded area	North: Mab	leton Town Center (MTC)	in Urban Core		
SOUTH:	NS, R-20/Single-family houses	amily housesTransect Zone (T6)East: Community Activity Center (CAC)				
EAST:	CRC/Car Rental; NS/Daycare, Emissions;					
	GC/Professional Offices, Restaurant	Zone (T5) - across Mableton Parkway				
WEST:	GC/K-Mart	Density Res	w Density Residential (L idential (MDR)			
		est: Community Activity Center (CAC)				

Zone (T4)

OPPOSITION: NO. OPPOSED____PETITION NO:____SPOKESMAN _____

 PLANNING COMMISSION RECOMMENDATION

 APPROVED_____MOTION BY_____

 REJECTED____SECONDED_____

 HELD___CARRIED_____

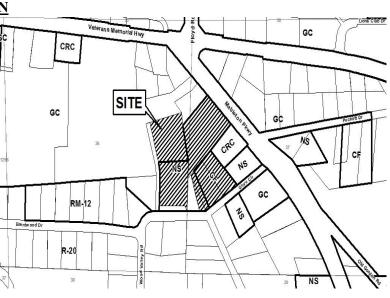
 BOARD OF COMMISSIONERS DECISION

 APPROVED____MOTION BY______

 REJECTED___SECONDED______

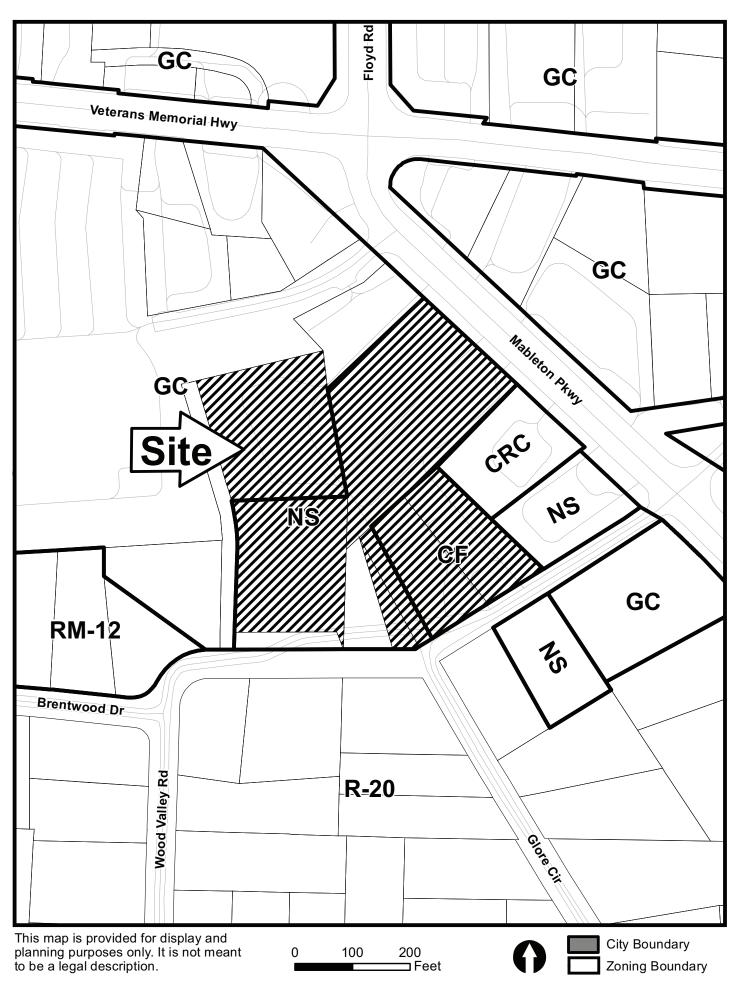
 HELD___CARRIED______

STIPULATIONS:



Mableton Town Center (MTC) in General Urban Transect

Z-80



APPLICANT: The Church of	Pentecost U.S.A., Inc.	PETITION NO.: Z-80				
PRESENT ZONING: NS, CH	F, GC	PETITION FOR: CRC				
* * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * * *				
ZONING COMMENTS: Staff Member Responsible: Jason A. Campbell						
Land Use Plan Recommendat	ion: Community Activity Center	(CAC); Medium Density Residential (2.5-5 upa)				
Proposed Number of Building	s: 2 Total Square F	ootage of Development: 17,400				
F.A.R.: 0.076 Square Fo	ootage/Acre: 3,346					

Parking Spaces Required: 1/Four seats in place of worshipParking Spaces Provided: 201

Applicant is requesting the Community Retail Commercial (CRC) zoning category for the purpose of a church. The church will utilize the existing buildings that were formerly used as a bank and will convert the drive-thru kiosk into another building that will also be utilized by the church. The property will be utilized three days per week. Applicant is proposing an addition over the building entrance facing Mableton Parkway as shown on the proposed site plan.

The proposed site plan will require a contemporaneous variance to waive the required 50-foot setback for churches from all property lines except the Glore Circle road frontage section. The front setback on Mableton Parkway will need to be 30 feet to accommodate the cover over the entrance. The rear (western property line) is being reduced to 30 feet and setbacks on the remaining property lines are being reduced to 15 feet.

<u>Cemetery Preservation</u>: 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.

FIRE COMMENTS:

After analyzing the information presented for a Preliminary Review, the Cobb County Fire Marshal's Office is confident that all other items can be addressed during the Plan Review Stage.

APPLICANT: The Ch	urch of Pentecost U.S.A., Inc.	PETITION NO.:	Z-80
PRESENT ZONING:	NS, CF, GC	PETITION FOR:	CRC

PLANNING COMMENTS:

The applicant is requesting a rezoning from NS, CF and GC to CRC for purpose of a church. The 5.2 acre site is located on the Southwest side of Mableton Parkway, south of Veterans Memorial Highway, and on the north side of Glore Circle (5606 Mableton Pkwy; 728, 736, 742 Glore Cir; 827 Wood Valley Rd).

Comprehensive Plan

This applicant contains multi-parcels in three different future land use categories including Community Activity Center (CAC), Medium Density Residential (MDR), and Mableton Town Center (MTC) with *Urban Core Transect Zone (T6) and Civic Transect Zone (CZ)*.

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.

The purpose of the Medium Density Residential (**MDR**) category is to provide for areas that are suitable for moderate density housing, between two and one-half (2.5) and five (5) dwelling units per acre.

The purpose of the Mableton Town Center (**MTC**) category is to provide for areas that institute development standards and incentives to assist residences and businesses in having a desirable mixed-use community that is a walkable, green and a vital hometown and will be an even better place to live, work, and play. Throughout the Mableton community, transect zones are established to guide developments that will respond to regional characteristics and needs.

Adjacent Future Land Use

North: Mableton Town Center (MTC) in Urban Core Transect Zone (T6)

East: Community Activity Center (CAC)

Mableton Town Center (**MTC**) in *Urban Center Transect Zone* (*T5*) – across Mableton Parkway

South: Low Density Residential (LDR), Medium Density Residential (MDR)

West: Community Activity Center (CAC) Mableton Town Center (MTC) in *General Urban Transect Zone (T4)*

<u>Master Plan/Corridor Study</u> N/A

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?	■ No
If yes, design guidelines areaN/A	
Does the current site plan comply with the design requirements?	N/A

Incentive Zones

Is the property within an Opportunity Zone? \Box Yes \blacksquare 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.

APPLICANT: The Chu	urch of Pentecost U.S.A., Inc.	PETITION NO.: <u>Z-80</u>
PRESENT ZONING:	NS, CF, GC	PETITION FOR: CRC
* * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * * *
PLANNING COMME	ENTS: Continued	
1	an incentive that provides tax abate	\Box No ements and other economic incentives for eas for new jobs and capital investments.
Program? The Commercial and Ind ad valorem property taxe For more information on	■ Yes □ No lustrial Property Rehabilitation Program s for qualifying redevelopment in eligib	Development Agency, Planning Division at
<u>Special Districts</u> Is this property within the □ Yes ■ No	e Cumberland Special District #1 (hotel/	motel fee)?
Is this property within the □ Yes ■ No	e Cumberland Special District #2 (ad val	lorem tax)?
Is the property within the □ Yes ■ No	Six Flags Special Services District?	

APPLICANT The Church of Pentecost USA	, Inc.		PE	TITION N	NO. <u>Z-080</u>
PRESENT ZONING NS, CF, GC			PE	TITION F	OR <u>CRC</u>
* * * * * * * * * * * * * * * * * * * *	* * * *	* * * * * * * *	* * * * *	* * * * * *	* * * * * * * * * *
WATER COMMENTS: NOTE: Comments re	eflect or	nly what facilities	s were in ex	istence at th	e time of this review.
Available at Development:	\checkmark	Yes		No	
Fire Flow Test Required:	\checkmark	Yes		No	
Size / Location of Existing Water Main(s): 6"	DI/W	v side of Mable	ton Pkwy		
Additional Comments: Existing water custom	er				
C					
Developer may be required to install/upgrade water mains, based Review Process.	on fire flo	ow test results or Fire	Department C	ode. This will	be resolved in the Plan
* * * * * * * * * * * * * * * * * * * *	* * *	* * * * * * * *	* * * * *	* * * * * *	* * * * * * * * * *
SEWER COMMENTS: NOTE: Comment	s reflec	t only what facili	ties were in	existence at	the time of this review.
In Drainage Basin:	\checkmark	Yes		No	
At Development:	\checkmark	Yes		No	
Approximate Distance to Nearest Sewer: O	n site				
Estimated Waste Generation (in G.P.D.):	A D F=	+0		Peak= +0	
Treatment Plant:		Sout	h Cobb		
Plant Capacity:	\checkmark	Available	🗌 Not	Available	
Line Capacity:	\checkmark	Available	Not	Available	
Proiected Plant Availability:	\checkmark	0 - 5 vears	5 -	10 vears	over 10 vears
Drv Sewers Reauired:		Yes	✓ No		
Off-site Easements Required:		Yes*	✓ No		easements are required, Developer t easements to CCWS for
Flow Test Required:		Yes	✓ No	review/appr	oval as to form and stipulations execution of easements by the
Letter of Allocation issued:		Yes	✓ No	property ow	ners. All easement acquisitions onsibility of the Developer
Septic Tank Recommended by this Department	nt: 🗆	Yes	✓ No		
Subject to Health Department Approval:		Yes	✓ No		
Additional Existing sewer customer Comments:					

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.

APPLICANT: <u>The Church of Pentecost USA, Inc.</u>

PETITION NO.: <u>Z-80</u>

PRESENT ZONING: <u>NS, CF, GC</u>

PETITION FOR: CRC

STORMWATER MANAGEMENT COMMENTS

FLOOD HAZARD: YES NO POSSIBLY, NOT VERIFIED
 DRAINAGE BASIN: <u>Buttermilk Creek</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:
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 (<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 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: The Church of Pentecost USA, Inc.

PETITION NO.: Z-80

PRESENT ZONING: <u>NS, CF, GC</u>

PETITION FOR: <u>CRC</u>

STORMWATER MANAGEMENT COMMENTS – Continued

SPECIAL SITE CONDITIONS

Provide comprehensive	hydrology/stormwater	controls to include	development of out parcel	IS.

- 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).

\boxtimes 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. No substantial site improvements are proposed. Any future site improvements must meet current stormwater management requirements.

PRESENT ZONING: <u>NS, CF, GC</u>

PETITION FOR: CRC

TRANSPORTATION COMMENTS

The following comments and recommendations are based on field investigation and office review of the subject rezoning case:

ROADWAY	AVERAGE DAILY TRIPS	ROADWAY CLASSIFICATION	SPEED LIMIT	JURISDICTIONAL CONTROL	MIN. R.O.W. REQUIREMENTS
Mableton Parkway	38,700	Arterial	45 mph	Georgia DOT	100'
Glore Circle	N/A	Local	25 mph	Cobb County	50'
Wood Valley Road	N/A	Local	25 mph	Cobb County	50'

Based on traffic counting data taken by Cobb County DOT for Mableton Parkway (2005).

COMMENTS AND OBSERVATIONS

Mableton Parkway is classified as an arterial, state route, and according to the available information the existing right-of-way does meet the minimum requirements for this classification.

Glore Circle is classified as a local and according to the available information the existing rightof-way may not meet the minimum requirements for this classification.

Wood Valley Road is classified as a local and according to the available information the existing right-of-way may meet the minimum requirements for this classification.

RECOMMENDATIONS

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

Recommend applicant consider entering into a development agreement pursuant of 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 north side of Glore Circle, a minimum of 25' from the roadway centerline.

GDOT permits will be required for all work that encroaches upon State right-of-way.

Recommend replacing disturbed curb, gutter, and sidewalk along the Mableton Parkway frontage.

Recommend curb, gutter, and sidewalk along the Glore Circle frontage.

Recommend one access to Glore Circle.

Recommend removing and closing all driveway aprons along Mableton Parkway and Glore Circle frontage that development renders unnecessary.

Recommend GDOT determine is a deceleration lane is needed for the Mableton Parkway entrance. Revised November 13, 2015

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STAFF RECOMMENDATIONS

Z-80 THE CHURCH OF PENTECOST U.S.A., INC.

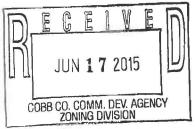
- A. It is Staff's opinion that the applicant's rezoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby properties. This area includes a mixture of retail, restaurants, office and residential uses.
- B. It is Staff's opinion that the applicant's rezoning proposal will not have an adverse affect on the usability of adjacent or nearby property. The property was previously used as a bank and the church will use the property three days per week.
- C. It is Staff's opinion that the applicant's rezoning proposal will not result in a use which would cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools. This opinion can be supported by the departmental comments contained in this analysis.
- D. It is Staff's opinion that the applicant's rezoning proposal is in conformity with the policy and intent of the *Cobb County Comprehensive Plan*, which delineates this property as being predominately within the Community Activity Center (CAC), and the portion along Glore Circle as being within the Medium Density Residential (MDR) land use category, having densities ranging from 2.5 to 5 units per acre. The property has been previously used as a bank and the applicant is proposing to use the existing buildings with additional parking as shown on the proposed site plan. The applicant also plans to enclose the drive-thru kiosk to also be used by the church. The requested CRC (Community Retail Commercial) zoning category allows churches and churches are also compatible with the CAC and MDR land use categories on this property.
- 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 approving the applicant's rezoning proposal. The property is zoned GC has been used for a bank in the past and a portion of the property is zoned NS (Neighborhood Shopping), Future Commercial (CF) and GC (General Commercial) The CF portion will need to be rezoned in order to do anything on that portion. The CF portion along Glore Circle is where new parking spaces will be added. Rezoning all of the property to the CRC category will allow for use and development under one zoning category.

Based on the above analysis, Staff recommends APPROVAL subject to the following conditions:

- Site plan received by the Zoning Division on July 17, 2015, with the District Commissioner approving minor modifications;
- Church use only;
- Fire Department comments and recommendations;
- Water and Sewer Division comments and recommendations;
- Stormwater Management Division comments and recommendations;
- Department of Transportation comments and recommendations;
- Owner/developer to enter into a Development Agreement pursuant to §36-71-13 for dedication of system improvements to mitigate traffic concerns.

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.

REC	EI	2015 Application No	<u>Z-80</u> pt. 2015
	COMM. D	DEV. AGENCY Summary of Intent for Rezoning	
Part 1	Resider	ntial Rezoning Information (attach additional information if needed)	
I alt I.	a)	Proposed unit square-footage(s):	
	b)	Proposed building architecture:	
	c)	Proposed selling prices(s):	
	d)	List all requested variances:	
Part 2.		esidential Rezoning Information (attach additional information if needed)	
	a)	Proposed use(s): <u>GHURCH</u>	
	b)	Proposed building architecture:	
	c)	Proposed hours/days of operation: ? 3 DAYS IN A WEEK	
	d)	List all requested variances:	
Part 3		er Pertinent Information (List or attach additional information if needed)	
Part 4.	(Please	y of the property included on the proposed site plan owned by the Local, State, or Federal Governn e list all Right-of-Ways, Government owned lots, County owned parcels and/or remnants, etc., and early showing where these properties are located).	



#9 Zoning applicant analysis of the proposed rezoning as it relates to the questions on item 9 on page 2.

a. This use is applicable. We need more parking spaces.

b. This will enhance the other properties and would not adversely affect existing nearby properties.

c. This has tremendous upside for the present area.

d. This was used as a training center and therefore it would not be burdensome for other near by streets.

e. It is in conformity.

f. The county is widening the road, therefore more sidewalk will enhance our renovation plan of this building that has been vacant for five years.

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