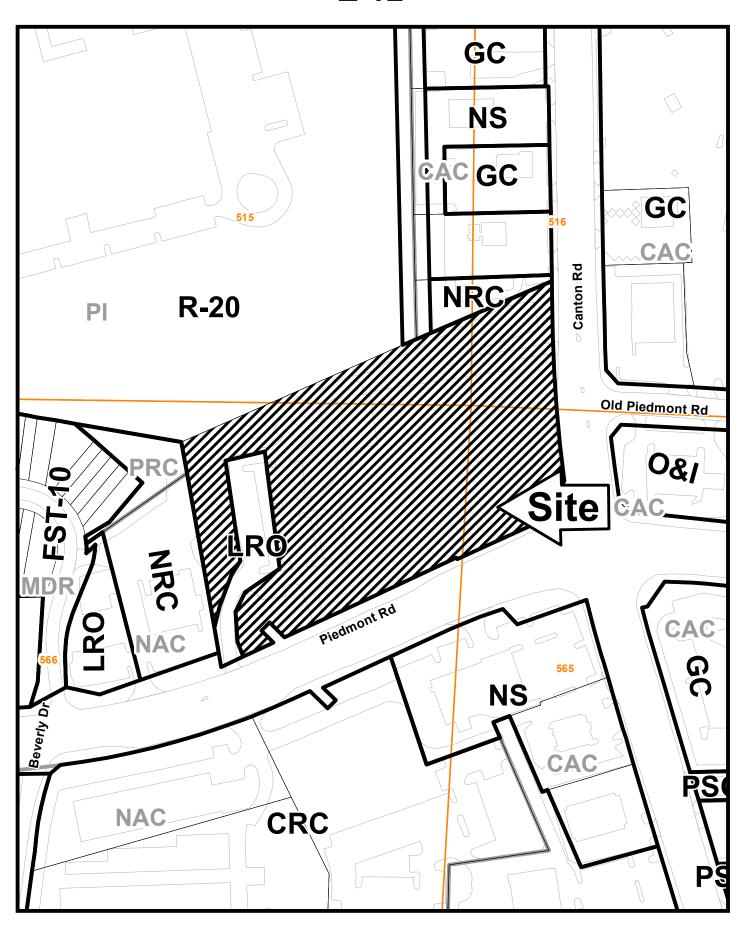
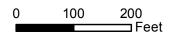


APPLICANT: Covenant Presbyterian Church	<b>PETITION NO:</b> Z-12			
PHONE#: (770) 422-5130 EMAIL: pastor@covepres.com	HEARING DATE (PC):02-02-16			
REPRESENTATIVE: Zachary Taylor	HEARING DATE (BOC):02-16-16			
PHONE#: (678) 697-4605 EMAIL: ztaylor@marchsmillicha	p.com PRESENT ZONING R-20			
TITLEHOLDER: Covenant Presbyterian Church				
	PROPOSED ZONING: NRC			
PROPERTY LOCATION: Northwest corner of Canton Road a	and			
Piedmont Road	PROPOSED USE: Church with			
(2881 Canton Road).	Electronic Sign			
ACCESS TO PROPERTY: Canton Road and Piedmont Road	SIZE OF TRACT: 5.0 acres			
	<b>DISTRICT:</b> 16			
PHYSICAL CHARACTERISTICS TO SITE: Existing Chur	rch LAND LOT(S): 515, 516, 565, 566			
	PARCEL(S):3			
	TAXES: PAID <u>N/A</u> DUE			
CONTIGUOUS ZONING/DEVELOPMENT	COMMISSION DISTRICT: 3			
NORTH: NRC, R-20/ Dunkin Donuts, Public School  SOUTH: NS/ Rite Aid  EAST: O&I/ Bank  WEST: NRC, LRO/ Salon Elon, Dentist  Adjacent Future Land Use:  North: Public/Institutional (PI) and Community Activity Center (CAC)  East: Community Activity Center (CAC)  South Community Activity Center (CAC)  Neighborhood Activity Center (NAC)  West: Neighborhood Activity Center (NAC) and Parecreation / Conservation (PRC)				
OPPOSITION: NO. OPPOSEDPETITION NO:SI	POKESMAN			
APPROVEDMOTION BY	<sub>00</sub>			
REJECTEDSECONDED	NS 2			
BOARD OF COMMISSIONERS DECISION APPROVED MOTION BY REJECTED SECONDED FST-16 HELD CARRIED	SITE RA-4  Clid Platiment Re  O&I II O NS  NRC  SITE  RA-4  O&I II O NS  NRC  SITE  RA-4  OAI II O NS			

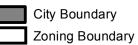
## STIPULATIONS:



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







<b>APPLICANT:</b> Covenant Presbyt	terian Church	PETITION NO.:	Z-12
PRESENT ZONING: R-20		PETITION FOR:	NRC
* * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * *	******	* * * * * * * * * *
ZONING COMMENTS: S	Staff Member Responsible	: Donald Wells	
Land Use Plan Recommendation	n: Public Institutio	nal (PI)	

The applicant is requesting the Neighborhood Retail Commercial (NRC) zoning category for the purpose of erecting an LED sign for the existing church. Churches are permitted uses under the residential category of R-20, the LED sign is not. The church has been in existence for many years and is not planning any expansion in the near future. The existing sign on the property will be move to a new location on the property. The proposed LED sign will be similar to the attached elevation, and will be slightly larger than the code allows.

The proposal will require a contemporaneous variance to waive the maximum sign area for an electronic reader board from 32 square feet to 33.03 square feet.

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.

#### 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: Covenant Presbyterian Church	PETITION NO.: Z-12
PRESENT ZONING: R-20	PETITION FOR: NRC
**********	******
PLANNING COMMENTS:	
The applicant is requesting a rezoning from R-20 to NRC for the p 5.0 acre site is located on the northwest corner of Canton Road and	<del>-</del>
HB-489 Intergovernmental Agreement Zoning Amendment Noti	ification:
Is the application site within one half (1/2) mile of a city boundary If yes, has the city of been notified?	y?
Comprehensive Plan The purpose of the Public/Institutional (PI) category is to purpose government uses and institutional land uses such as government be colleges, churches, hospitals, etc. While the future land use may realize that uses in this category have the potential to be neighborhood scale. Any use in this category should be developed in this plan.	building complexes, police and fire stations, ap reflects existing uses, it is important to developed at a regional, community or
<u>Specific Area Policy Guidelines:</u> There are no specific policy guidelines for this area in the Compre	ehensive Plan.
Adjacent Future Land Use:  North: Public/Institutional (PI) and Community Activity C  East: Community Activity Center (CAC)  South Community Activity Center (CAC) and Neighborhow  West: Neighborhood Activity Center (NAC) and Park / R	nood Activity Center (NAC)
Master Plan/Corridor Study	
The property is not located within the boundary of a Plan or Cornand one third (2 1/3) sides by the Canton Road Corridor Study.	rridor Study, but it is surrounded by on two
Historic Preservation  After consulting various county historic resources surveys, historic trench location maps, staff finds that no known significant histo application. No further comment. No action by applicant requested	oric resources appear to be affected by this
Design Guidelines  Is the parcel in an area with Design Guidelines? ■ Yes  If yes, design guidelines areaCanton Road Design Guidelines  This application is working on a minor site innovation, replacing street front and moving the old sign to the back entrance. This required in the Canton Road Design Guidelines; therefore, the appropriate requirements. No action requested.	g the old sign with a new LED sign in the improvement will not affect any elements

APPLICANT: Covenant Presbyterian Church	PETITION NO.: Z-12			
PRESENT ZONING: R-20	PETITION FOR: NRC			
* * * * * * * * * * * * * * * * * * * *	*********			
<b>PLANNING COMMENTS:</b> (Continued)				
Inacetina Zanas				
Incentive Zones  Is the property within an Opportunity Zone? □ Ye The Opportunity Zone is an incentive that provides \$3,50 jobs are being created. This incentive is available for new	00 tax credit per job in eligible areas if two or more			
Is the property within an Enterprise Zone?   The Enterprise Zone is an incentive th incentives for qualifying businesses locating or expanding investments.	at provides tax abatements and other economic			
Is the property eligible for incentives through the Co Program?	es No Program is an incentive that provides a reduction in			
For more information on incentives, please call the Comparison of				
Special Districts  Is this property within the Cumberland Special District #1  ☐ Yes ■ No	(hotel/motel fee)?			
Is this property within the Cumberland Special District #2  ☐ Yes ■ No	2 (ad valorem tax)?			
Is this property within the Six Flags Special Service Distribution of the Six Flags Special Service Distribution	ict?			
Is the property within the Dobbins Airfield Safety Zone?  ☐ Yes ■ No  If so, which particular safety zone is this property within?  ☐ CZ (Clear Zone) ☐ APZ I (Accident Potential ☐ APZ II (Accident Potential Zone II)				

PRESENT ZONING R-20				PE	ΓΙΤΙΟΝ FOR <u>NRC</u>
* * * * * * * * * * * * * * * * * * * *	* *	* * * * * * * * *	* * *	* * *	*******
WATER COMMENTS: NOTE: Comments ref	lect o	nly what facilities	were	in exi	stence at the time of this review.
Available at Development:	<b>✓</b>	Yes			No
Fire Flow Test Required:		Yes		<b>✓</b>	No
Size / Location of Existing Water Main(s): 12"	DI/	W side of Canto	n Roa	ad	
Additional Comments: Existing water customer	ſ				
Developer may be required to install/upgrade water mains, based or Review Process.	n fire f	ow test results or Fire	Departn	nent Co	de. This will be resolved in the Plan
* * * * * * * * * * * * * * * * * * * *	* * *	* * * * * * * *	* * *	* * :	* * * * * * * * * * * * *
SEWER COMMENTS: NOTE: Comments	reflec	ct only what facilit	ies we	re in e	existence at the time of this review.
In Drainage Basin:	<b>✓</b>	Yes			No
At Development:	<b>✓</b>	Yes			No
Approximate Distance to Nearest Sewer: Pie	edmo	nt Road frontage	<b>)</b>		
Estimated Waste Generation (in G.P.D.): A D F= +0 Peak= +0				Peak= +0	
Treatment Plant:	Noonday				
Plant Capacity:	<b>✓</b>	Available		Not	Available
Line Capacity:	<b>~</b>	Available		Not	Available
Proiected Plant Availability:	<b>✓</b>	0 - 5 vears		5 - 1	0 vears
Drv Sewers Required:		Yes	<b>✓</b>	No	
Off-site Easements Required:		Yes*	<b>✓</b>	No	*If off-site easements are required, Developmust submit easements to CCWS for
Flow Test Required:		Yes	<b>✓</b>	No	review/approval as to form and stipulations prior to the execution of easements by the
Letter of Allocation issued:		Yes	<b>✓</b>	No	property owners. All easement acquisitions are the responsibility of the Developer
Septic Tank Recommended by this Department	t: 🗆	Yes	<b>✓</b>	No	
Subject to Health Department Approval:		Yes	<b>✓</b>	No	
Additional Existing sewer customer					

PETITION NO.

Z-012

APPLICANT Covenant Presbyterian Church

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: Covenant Presbyterian Church	PETITION NO.: Z-12
PRESENT ZONING: <u>R-20</u>	PETITION FOR: NRC
************	********

## STORMWATER MANAGEMENT COMMENTS

No comments.

#### TRANSPORTATION COMMENTS

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

ROADWAY	AVERAGE DAILY TRIPS			JURISDICTIONAL CONTROL	MIN. R.O.W. REQUIREMENTS
Canton Road	27,900	Arterial	45 mph	Cobb County	100'
Piedmont Road	23,100	Arterial	45 mph	Cobb County	100'

Based on 2013 traffic counting data taken by Cobb County DOT for Canton Road. Based on 2009 traffic counting data taken by Cobb County DOT for Piedmont Road.

#### **COMMENTS AND OBSERVATIONS**

Canton 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.

Piedmont Road is classified as an arterial 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 west side of Canton Road, a minimum of 50' from the roadway centerline.

#### STAFF RECOMMENDATIONS

#### Z-12 COVENANT PRESBYTERIAN CHURCH

- 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. The use of the property is not being changed with this request and the existing church has been at the property for many years.
- 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 only change requested is to move the existing sign and to add a new electronic reader board.
- 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 may not be in conformity with the policy and intent of the *Cobb County Comprehensive Plan*, which delineates this property as being in the Public Institutional (PI) land use category. Staff believes that if this property had not been utilized as a church for so many years, it would either have the land use designation of Neighborhood Activity Center (NAC) or Community Activity Center (CAC) just as those surrounding the property. Churches are also permitted uses under the NRC zoning category. The NRC zoning category is compatible for properties delineated within or on the edge of a CAC or NAC land use category.
- 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 church has been in existence for many years and is only requesting rezoning to be allowed to erect an LED sign just as other churches have done recently.

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

- 1. Church, or church related use only;
- 2. Sign Renderings received by the Zoning Division December 3, 2015;
- 3. Department of Transportation comments and recommendations; and
- 4. Owner/developer to enter into a Development Agreement pursuant to O.C.G.A. §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.

DEC - 3 2015

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# Application No. $\frac{Z-12}{\text{Feb. 2014}}$

# Summary of Intent for Rezoning

Part 1.	Resid	ential Rezoning Information (attach additional information if needed)
	a)	Proposed unit square-footage(s):
	b)	Proposed building architecture:
	c)	Proposed selling prices(s):
	d)	List all requested variances:
•••••	••••	
Part 2.	Non-r	esidential Rezoning Information (attach additional information if needed)
	a)	Proposed use(s):
	b)	Proposed building architecture:
	<u>c)</u>	Proposed hours/days of operation:
	<u>d)</u>	List all requested variances: We are rezoning to a low for us to
	Mon	ke our existing sign to The back entrance +
	M	stell an electronic sign in its place. The LEU is
	32	square feet, as required. Total sign square footage for
	/	The two signs will exceed the allowable Some today.
		· · · · · · · · · · · · · · · · · · ·
Part .	3. Oth	er Pertinent Information (List or attach additional information if needed)
•••••	•••••	
Part 4		of the property included on the proposed site plan owned by the Local, State, or Federal Government?
	(Pleas	e list all Right-of-Ways, Government owned lots, County owned parcels and/or remnants, etc., and attach a
	plat c	early showing where these properties are located).

#### **Impact Description**

- a. The use will not change we are only rezoning to allow for the relocation of our existing sign to the back entrance and the installation of an LED sign in its place.
- b. It has no effect on in the existing use or neighboring uses.
- c. The existing use will not change and is a reasonable economic use.
- d. It will not affect traffic or the use of the streets, schools, utilities, etc.
- e. It is in conformity with the land use plan
- f. There are not other conditions affecting the zoning that give support for disapproval.

The only component that is outside of the letter of the rules and regulations is our total sign square footage.

#### Under the new zoning we are allowed:

32 SF LED signage

64 SF of total signage

20 ft high signs

Two signs total

#### Our request varies as follows:

32 SF LED signage -YES

64 SF of total signage- We are proposing a 62 SF main sign and the relation of our existing **22** SF sign to the back entrance for a total of an additional **35** SF of signage

20 ft high signs- YES (We will have an approximately 13 foot sign and an approximately 7 foot sign)

Two signs total-YES



Sketch #203511 Customer #1109720 11/19/2015 CBRUMBY -PROPOSAL-

Z-12 (2016) Sign Renderings Proposed and Existing

DEC - 3 2015

Blue/Black Letters

