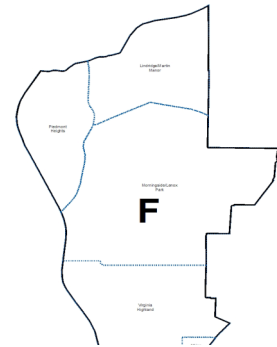


MEETING NOTICE: NEIGHBORHOOD PLANNING UNIT - F

WHEN: Monday, December 15, 2008
TIME: 7:00 P.M.
WHERE: Hillside Facility
1301 Monroe Dr, N.E.
SPONSORS: NPU-F and the Bureau of Planning

FOR FURTHER INFORMATION CONTACT:

Dianne Olansky, Chairperson (404) 885-9846
Liz Coyle, Vice Chairperson (404) 685-9958
Jenifer Keenan, Secretary (404) 881-4398
Charletta Wilson Jacks, Director (404) 330-6145
Wendy Scruggs-Murray NPU/Citizen Participation Coordinator (404) 330-6899
Doug Young, Planner (404) 330-6702



AGENDA

1. Welcome and introduction of guests

2. Announcements

City Hall east and City Hall now closed on Fridays secondary to budget cuts/constraints.

Ponce de Leon Ave/SR 8 Pedestrian Safety Project Stakeholders Meeting scheduled for Thursday, December 17th at Little Five Points Community Center, 1083 Austin Ave at 5:30 pm.

3. Reports by City Representatives (Fire, Police, Council Members, etc.)

Atlanta Fire Department (AFD)- Battalion Chief Ruzinski

Reduction in Battalions from 7 to 6 planned. Station #19 is now in his battalion (Midtown). Budget cuts equaling \$13.1 million. City Workers taking 10% furlough cut which reduces AFD staffing. Department is trying to maintain staffing levels of 3/3 on engines/trucks with 5/6 being recommended staffing levels by National Fire Protection Agency (NFPA). Brown out strategy if insufficient personnel calls for ladder truck browned out for shift and staff relocated for the shift. Blackout strategy results in decommissioning of a fire station or truck. Station#23 to be blacked out on December 25th for duration of furloughs (end of June 2009). The paramedic engine at this station will be relocated to station #19. Truck #12 on DeKalb Ave blacked out as well. The public should expect for AFD to brownout 4-6 pieces of equipment/stations each day during furlough. This will result in increased response times. Current response time is 4-5 minute for 80% of calls.

Q: Battalion number and number of stations

A: Battalion 3 station center at #15 (and roughly covers territory from Northside Drive to East Lake Meadows 10th street to Buckhead) and consists of 6 stations

Q: discussion w/ neighborhoods for mutual aid

A: mutual aid agreements with Cobb County, DeKalb County, and the city of Sandy Springs

Q: TV report regarding the AFD cutbacks and resulting change in ISO rating

A: ISO rating from 1-10 (10 being worst) Atlanta currently has rating of 2 with last rating occurring 29 years ago. ISO cannot return unless asked to rate again. These ratings are based on staffing, water supply, response times etc. If AFD re-rated this could result in insurance rate increases.

Zone 6 Police—Major Propes

Car Break-ins problematic for area. Suspect Rodrick McBride caught this month and jailed as of 2 days ago. He worked with an 18 year old apprentice who bonded out. Eye witness accounts led to his arrest. Most frequently stolen items from cars include IPOD, laptops, GPS systems.

Current complaints: EROS charged twice on noise ordinance violations; 24 K Club under investigation for possible failure to procure adequate building permits for current construction.

Officer Lyons is heading traffic patrol for area.

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Q: EROS has poured concrete and gravel and is parking cars along Buford Hwy in what is questionably GDOT right-of-way

A: APD to investigate (probable DOT property)

Q: Did EROS licensee show up for court hearing

A: Charged twice for noise violation

Q: Moes and Joes site for broken glass and break- ins

A: APD to follow up

Q: Staffing losses from Zone 6

A: Zone 6 has lost 3 officers to retirement: Lt Boyce, her replacement, and one other unnamed officer

Department of Parks, Recreation, and Cultural Affairs--Ken Gillette Director of Parks

Furlough in effect with over 100 people laid off in department. Mayor has maintained agreement to parks and greenspace but economy jeopardizes this. Identity of those laid off unknown at this time.

Announcement expected in 2 days. Parks will continue to operate after school care programs until APS out for holiday. After holidays, after school pick up will no longer be available. After School program at Morningside will continue Monday through Thursday 12:00-8:00pm. As part of budget reductions, 11 recreation centers to close, opening of 9 pools to be delayed, and some art programs to be delayed or cancelled. Jazz Festival will continue thanks to private funding. Piedmont Tennis Center will be open from Monday-Thursday 11:00-9:00pm.

½ mill now for park operations and 90% for capital improvements only 10% for maintenance.

Motion: Write formal letter to Mayor and City Council that council take serious consideration for modest millage rate/ property tax increase to fund parks operations and maintenance, and public safety to include police, and fire.

Motion: To table the above to allow for more public input and publication on agenda. **Vote:** Approved: 6
Denied: 4

Bureau of Housing and Code Compliance—Harold Jackson

Not present

Bureau of Public Works, Solid Waste Services – John Busby

Not present

Department of Watershed Management – Diane Badger

Not present

Atlanta City Council – Anne Fauver, District 6

- Councilmember Fauver reported that 7 AFD Battalions did exist but not necessary. Overtime reductions at AFD have resulted in exceeding the 10% cut proposed.
- Councilmember Fauver's office will be open on Fridays. She has been scrutinizing the budget for lost revenue. By the end of January, she will have found \$12 million dollars. She will introduce legislation to allow the COA to collect tax on land lines and cell phone use vendors which will result in \$10million dollars. Currently, the COA collects only 80% on these debts with the remaining 20% collected by the responsible collection agency. Legislation will propose that debtor pays collection agency fees thereby allowing the COA to collect their debt in full.
- COA will begin charging for false alarms. Current process is this: call in goes to 911; after safety workers finish call they call back to 911 so data base can be established; data base goes to solicitor who sends warning or citation which violator can pay online, appeal or go to court. Citizens will be allowed one false alarm/year without charge. Reporting system will allow for

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Visit The City of Atlanta Web Site – www.atlantaga.gov

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analysis of patterns. 93% of all calls in COA are false alarms. Historically, in 1999 COA collected \$2 million in false alarm revenue; in 2002 \$900,000 collected with an estimated \$4 million uncollected; in 2005 COA collected no revenue.

- Tad Christian, President of MLPA, will serve on BZA Board.
- COA Parks Department is working on accreditation and will know status of their application in February/March 2009. Accreditation is instrumental in obtaining funding from private sources.
- Georgia Power has submitted a check to Park Pride to cover ½ of the cost of sidewalk installation on Lenox Road from the power substation to Hampton Way. Councilmember Fauver has found COA funds to cover the remaining cost. Installation date unknown.
- APD still recruiting and will replace on attrition basis.

Atlanta City Council--Lamar Willis, At Large Post

Will Sellers present and reported that pension legislation which calls for diversification of City Of Atlanta (COA) pension assets to be taken up in 2009. Measure proposed to allow out of state investment as alternative to raising taxes. Explore possibility of Casino in Underground Atlanta and raising tax on alcohol/beer/drink and these require state approval. Mayor delivered letter in conjunction with other cities to Department of Treasury for bailout funds.

Atlanta City Council—Caesar Mitchell, At Large Post

Not present

Fulton County Commission--Nancy Boxill

Not present

Fulton County District Attorney—Paul Howard

Not present

4. Planner's Report

Resolution 08-R-2319; Recovery Charge for Delinquent Account Receivables

Resolution 08-R-2319 established a Recovery Charge of 19.8% to reimburse the City for compensation to MSB government Services for collection of delinquent account receivables.

Q: Who benefits

A: Doug to explore

COA will be closing City Hall on Fridays. BZA moved to Thursdays at noon on same cycle. COA will be laying off two more staff members in Urban Design division. There are now 3 Urban Design commissioners in the department.

5. Committee Reports

- **Lindridge-Martin Manor Neighborhood Association** –Jane Rawlings, President, Representative--Richard Sussman, Zoning Chair – Gerry Neumark
No report
- **Morningside-Lenox Park Association** – Tad Christian, President, Charlie Nalbhone Representative; Trav Carter Zoning Chair
No report
- **Piedmont Heights Civic Association** –Baron Jordan, President – Representatives Jean Johnson,

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Marty Kleinman

No report

- **Virginia-Highland Business Association (VHBA)** –Lynn DeWitt, President
No report
- **Virginia-Highland Civic Association (VHCA)** –Pamela Papner, President, Rob Glancy,
Representative
No report
- **Traffic and Transportation Committee** – Jane Rawlings
No report
- **Safety Committee** – John Wolfinger
No report

- **Parks and Recreation Committee** – Rob Glancy
No report

- **Trees Committee** – Charlotte Gillis
No report
- **Environment Committee** – Jack White
No report

- **APAB** - Cary Aiken, Gerry Neumark
No report

6. Old Business

Sidewalk café legislation: would allow side walk cafes in public ROW. This is already built into NC zoning. This will appear on NPU-F agenda at some point in the future.

Motion: Sidewalk clear zones should be minimum of 6' wide throughout NPU-F met with unanimous voice vote approval.

Motion: to correct September minutes to accurately reflect language voted on at September 2008 meeting and to coincide with verbiage forwarded to the Department of Planning in regards to the Area of Interest language for the Armour/Ottley area discussed met with unanimous voice vote approval. Correct language as follows:

AREAS OF INTEREST.

Lindridge Martin Manor Neighborhood Association: There are two "Areas of Interest to the LMMNA" within NPU-F, which abut each other. one in Piedmont Heights and one in Lindridge Martin Manor. The Eastern section is bounded by portion of the area known as Armour/Ottley Industrial area bounded by I-85 on the south, the Norfolk Southern Railway on the west, Peachtree Creek on the North, Cheshire Bridge and Piedmont Road on the South and Piedmont Road on the West. The Western section east is bounded by Peachtree Creek to the North, Piedmont road to the East, Interstate 85 to the South and the Marta rail line to the West. These are each an "Area of Interest" for the LMMNA. Piedmont Heights Civic Association. It is NPU F's preference that all zoning matters in the this "Area of Interest" which fall within the purview of NPU-F will be initially reviewed by the LMMNA Piedmont Heights Neighborhood Association in advance of NPU-F's vote on such matters so that NPU F may be informed of LMMNA's view on any such zoning matter prior to NPU F making its own independent decisions with respect to any such matters.

Piedmont Heights Civic Association: There are two Areas of Interest to the PHCA within NPU-F. The area in NPU-F bounded by I-85 on the south, the Southern Railway on the west, Peachtree Creek on the north and Piedmont Road on the east, and the area bounded by the Southern Railway on the North, Cheshire

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Bridge Road on the South and Piedmont Road on the West are each an Area of Interest for the PHCA. Height's view on any such zoning matter prior to NPU F making its own independent decisions with respect to any such matters. Lindridge Martin Manor's "Area of interest" is bounded by Peachtree Creek to the North, Piedmont road to the East, Interstate 85 to the South and the Marta rail line to the West. It is NPU F's preference that all zoning matters in the "Area of Interest" which fall within the purview of NPU-F will be initially reviewed by the PHCALindridge Martin Manor Neighborhood Association in advance of NPU-F's vote on such matters matters so that NPU F may be informed of PHCA's LMMNA's view on any such zoning matter prior to NPU F making its own independent decisions with respect to any such matters.

7. New Business

Plans to renovate Grady using SPLOST money. Liz Coyle will attend design committee meetings as it does about BeltLine. Grady is coordinating with BeltLine planners and are aware of proposed intersection changes at Monroe/Virginia/10th.

Motion: That NPU-F chair write a letter to the Urban Design Commission opposing any additional reductions in planners met with unanimous voice vote approval.

8. Presentation(s)

9. Liquor License Review

Applicant	Type of Business	Name of Business	Address	Request

An applicant for liquor license at 1789 Cheshire Bridge appeared before LMMNA and MLPA but requested deferral to Dec at NPU-F because parking requirement not met. In the meantime a new property owner and new applicant expressed interest, but have not filed an application at same site. The prior applicant, Diezl, then requested in writing to appear on agenda tonight after previously stating in writing that they were withdrawing their application. Because they were not on the Dec printed agenda per the applicant's request, they were not heard at the Dec meeting. NPU-F has not seen this application.

Motion: Liz Coyle send letter to LRB explaining history at this site met with unanimous voice vote approval.

10. Zoning Matters:

Board of Zoning Adjustment **December 19, 2008** **1:00 PM**
V-08-236 **921 Amsterdam Avenue, N.E.**

Applicant, Joseph David Prochaska, seeks a variance from zoning regulations to allow for a detached residential accessory structure to project in front of the main structure for the conversion of the existing main house to the detached accessory structure.

VHCA indicates withdrawal of application.

NPU-F Motion to deny without prejudice met with unanimous voice vote approval.

Board of Zoning Adjustment **February 5, 2008** **1:00 PM**
V-08-258 **1102 Stillwood Drive**

Applicant, Michael J. Moore, seeks a special exception from zoning regulations to erect a 6.1 foot to an 8 foot privacy fence along the northeast side yard and a portion of the rear yard property line (on top of an existing retaining wall) whereas it is otherwise prohibited (fence erected without permit). Applicant seeks no further variances at this time.

NPU-F Motion to defer met with unanimous voice vote approval.

Zoning Review Board **December 4 or 11, 2008** **6:00 p.m.**

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Z-08-72 / 08-O-1795

AN ORDINANCE TO AMEND THE 1982 ZONING ORDINANCE OF THE CITY OF ATLANTA, AS AMENDED, SO AS TO CREATE A NEW SECTION 16-29.001 (67) TO BE ENTITLED SECURED STORAGE FACILITY; TO PROVIDE FOR A DEFINITION OF SECURED STORAGE FACILITY; AND FOR OTHER PURPOSES.

NPU-F Motion to defer met with unanimous voice vote approval.

Z-08-74 / 08-O-1794

TO CREATE A NEW SECTION 16-34.005(30) TO IDENTIFY SECURED STORAGE FACILITIES AS A PERMITTED USE IN THE MRC DISTRICT; TO AMEND SECTION 16-34.006 TO EXPRESSLY ALLOW AS PART OF AND WITHIN A SECURED STORAGE FACILITY LIMITED RETAIL PREMISES; AND FOR OTHER PURPOSES.

NPU-F Motion to defer met with unanimous voice vote approval.

Z-08-75 1185 Sheridan Road

Applicant, Robert A. Pollock, seeks to rezone property from R-4 LL5 17th district to R-4B PHD 17th district.

LMMNA will hear applicant at their February meeting as applicant has failed to appear at two previously scheduled meetings with LMMNA zoning committee.

NPU-F Motion to defer to February meeting met with unanimous voice vote approval.

Zoning Review Board

January 8, 2009

6:00 PM

Z-08-78/08-O-2071

AN ORDINANCE TO AMEND THE CITY OF ATLANTA CODE OF ORDINANCES, PART 16, ZONING, OF THE CITY'S LAND DEVELOPMENT CODE FOR THE PURPOSE OF CREATING A NEW PLANNED DEVELOPMENT ZONING DISTRICT, ENTITLED "PLANNED DEVELOPMENT-CONSERVATION SUBDIVISION (PD-CS)" AND ASSOCIATED REGULATIONS, AND FOR OTHER PURPOSES.

Susan Rutherford from the Department of Watershed Management appeared to further explain and answer questions regarding this legislation. She reported that the legislation has already been changed but not officially resubmitted. Legislation will likely be deferred to February 2009. Informational handout distributed.

Q: Density bonus problem with property owners in R-4 neighborhood on lot that would support more homes. Concern that this ordinance would not be density neutral. Question logic of 2 acre minimum.

A: PDH already allowed. PD-CS would require rezoning. Method used to calculate number of allowable houses based on approved site plan which would require comparison of what would be currently allowed vs. allowed under PD-CS. PD-CS will be difficult to obtain and lots of restrictions will exist. Will only allow same number of lots allowed under current zoning.

Q: criteria defined

A: streams defined; slopes of 2:1 ratio required; wetlands defined; endangered habitats defined. Boundary setbacks would still apply.

Q: number of lots determined square footage requirement would allow applicant to circumvent frontage requirement

A: Made changes in revision

Q: Conservation easement would allow tax credit

A: Conservation subdivision requires conservation easement and gets lower assessment on greenspace

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Q: 2 acre lot size negotiable could this be increased as there are concerns over assembly

A: model ordinance has 10 acre minimum; there is precedent for 2 acre minimum and this is what COA will maintain at this time

Q: Who is requiring this?

A: Metro North Georgia Water Planning District is requiring this.

NPU-F Motion to defer met with unanimous voice vote approval.

Zoning Review Board

March 5 or 12, 2009

6:00 PM

Z-08-048 Supportive Housing

AN ORDINANCE TO AMEND VARIOUS SECTIONS OF THE ZONING CODE OF THE CITY OF ATLANTA, FOR THE PURPOSE OF CLARIFYING AND/OR DEFINING CERTAIN TERMS RELATED TO SUPPORTIVE HOUSING AND SHELTERS; TO PROVIDE WHERE SUCH USES SHALL BE PERMITTED; AND FOR OTHER PURPOSES.

NPU-F Motion to defer met with unanimous voice vote approval.

11. **Ordinances & Text Amendments:**
12. **Special Events and Outdoor Festivals**
13. **Public review and comments:**
14. **Adjournment**