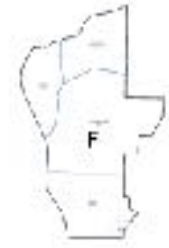


# NEIGHBORHOOD PLANNING UNIT - F



**DATE:** Monday, November 21, 2016  
**TIME:** 7:00 P.M.  
**LOCATION:** Hillside Facility  
1301 Monroe Dr, N.E.

## INFORMATION CONTACTS:

**Debbie Skopczynski, Chairperson** [chair@npufatlanta.org](mailto:chair@npufatlanta.org) or (404) 874-7483  
**Charletta Wilson Jacks, Director** [cjacks@atlanta.ga.gov](mailto:cjacks@atlanta.ga.gov) or (404) 330-6145  
**Doug Young, Planner** [dyoung@atlantaga.gov](mailto:dyoung@atlantaga.gov) or (404)-330-6702  
**Tanya C. Mitchell, NPU Coordinator** [tcMitchell@atlanta.ga.gov](mailto:tcMitchell@atlanta.ga.gov) or (404)330-6899

## AGENDA

### 1. Welcome/Opening Remarks/Introductions/Announcements

### 2. Approval of Minutes

**NPU-F:** Motion to approve October 2016 minutes carries on voice vote.

### 3. Calendar Announcements

None

### 4. Reports from City Departmental Representatives

- Atlanta Fire Department – Station 19 North Highland; Station 29 Monroe  
Not in attendance (called out on EMS call)

- Atlanta Police Dept. - Zone 6 - Major Peek, Capt. McGee; Zone 2 - Major Hobbs, Capt. Steeds  
Major Peek - Zone 6: Officers are aiming for more visibility over the holidays, particularly around commercial locations. Still seeing theft from autos and auto theft. Please be cautious pumping gas - keep keys in pockets and lock doors. Also be wary carrying bags to cars while holiday shopping. Don't put bags in cars and go back in. At a minimum, move the car. Thieves are watching! Don't leave cars running while you warm them up either. Bike thefts are also on the rise. Please secure your bikes.

Questions/Comments:

Any specific areas that are seeing more crime than others?

N. Highland corridor and right up against the Beltline, but it's all around.

J.J. Bourbon Bar noise complaints?

We have received those complaints. If the officer does not give you an appropriate response, call 911 back and ask for a supervisor to get resolution. We usually try to use noise meters to try to see if the sound really is too loud. If that does not work, we have other tools we can use. There are things we can do, it just may take additional steps instead of solving on the spot.

It's unclear whether or not they are even allowed a DJ?

We will investigate that, but are primarily looking at noise levels at this point.

Calls have been made multiple times and supervisor calls are going to voice mail.

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That should not be happening. Major will follow up personally.

Noise starts as early as 10:30, Thursday - Sunday. Houses are shaking the bass is so loud.

Andrew Hughes, Solicitor's Office - Will keep an eye out for citations on this location. Judge Portis takes community input seriously and we will keep this on his radar.

Officer Ricketts - Zone 2: Have seen a rise in mail theft and then identity theft. Send mail and packages to a P.O. box or location with people to receive packages.

Sgt. Tatty - Zone 2 Supervisor: Clean car campaign is key. Leave nothing at all in the car. Same situation for Zone 2 - if you do not get resolution, call 911 back and request a visit by a supervisor. Leave your name and contact for officer follow up.

- MARTA police - Major Nelvette Easterling, Lt. Chapman, North Precinct

Sgt. Lewis, North precinct: Use SeeSay App. Seeing an increase in bike thefts - use a 'U' lock. Keep cars cleaned out as well.

- Fulton County Community Prosecutor - Zone 2 - Brendan Dougherty; Zone 6 - Keith Lamar Jr; Court Watch Coordinator – Danielle Simpson

Not in attendance

- Bureau of Housing and Code Compliance – Ms. Edwards

7 property maintenance calls last month. I've reached out to those who have contacted me about the status of their complaints. [sledwards@atlantaga.gov](mailto:sledwards@atlantaga.gov), cell 404-326-6573

- City Solicitor's Officer - Andrew Hughes

Andrew Hughes, new to code enforcement division: We are here to help get resolution to code enforcement issues. Email is best contact, [ahughes@atlantaga.gov](mailto:ahughes@atlantaga.gov).

- Mayor's Office of Sustainability - Will Anderson

Want to increase awareness of recycling and improve recycling rates. Our goal is to educate people about what really goes into the blue recycling bin - 10 safe items that can always go in are card board, paper, food boxes (non-contaminated), mail, beverage cans, food cans, glass bottles, glass jars, plastic jugs, plastic bottles and caps. Plastic bags, electronics and textiles are recyclable, but not through the blue bins. Those need to go the CHARM center. Contact Mr. Anderson at [wjanderson@atlantaga.gov](mailto:wjanderson@atlantaga.gov). Glass is being collected and we continue looking for solutions to keep the glass recycling going. Info is on the CHARM web site as well.

- Department of Parks, Recreation, and Cultural Affairs - Amy Phoung, Interim Commissioner; Quentin Moore, Parks District Maintenance Supervisor Northeast District; Salima Rashied, PPC; PPC CEO Yvette Bowden

Not in attendance

- Bureau of Public Works, Solid Waste Services – Kim Brown

Kim Brown, Info. Officer is recruiting ambassadors to come out to meetings and bring updates to the community. Please contact me if your ambassador is not attending this NPU meeting. [kimbrown@atlantaga.gov](mailto:kimbrown@atlantaga.gov). Direct phone 404-865-8636. Renew Atlanta is working on resurfacing along Barnett between Ponce de Leon/Virginia. They will put up signs. Contact cards are being left at the front. You can return those with questions and we will get your concerns to 311.

Questions/Comments:

What is your general scope?

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Roads, curbs, sidewalks, etc.

Beverly Rd. paving islands were installed for speeding but this needs to be reviewed. These are not working as hoped.

- Department of Watershed Management – Rolani Olagbegi, rolagbeni@atlanta.ga.gov  
Not in attendance

### 5. Comments from Elected Officials

- State House of Representatives - Rep. Pat Gardner  
Not in attendance

- Councilmember - Felicia Moore

Working on more transparency in financial expenditures for city council, were requesting direct access to expenditures. The more we learned, the more we realized how behind we are. Many cities put this info. online. We are at an “F” rating relative to cities across the country. We are seeking check-book level transparency, so citizens can see where funds are going.

On Dec. 8 at 4:00 p.m. there will be a work session on this issue at City Hall and we will take public comment.

Questions/Comments:

Could we also see revenue too - for example Piedmont Park incomes?

Yes, that would be helpful as well. For now, the focus is on expenditures as there is already push back on that. But if we can get this done, we will continue to push for more.

Thank you for being a money watchdog over the years. It is important even though it is hard to get things done.

Please let your council members know you support this.

What are some good examples of transparent cities?

There is a flyer at the front that lists some “A” rated cities. Even the State of Georgia lists more than the City does - salaries, etc.

- Atlanta City Council Posts: Michael Julian Bond (Post 1) ; Mary Norwood (Post 2); Andre Dickens (Post 3)  
Not in attendance

- Atlanta City Council President - Ceasar Mitchell  
Not in attendance

- Fulton County Commission - Fulton County Commission - Lee Morris, District 3; Marvin Arrington Jr., District 5; Ivory Roberson, Commissioner Arrington’s community engagement officer; ivory.roberson@fultoncountyga.gov, 404.613.0203

Not in attendance

### 6. Presentations

Mayor’s Office of Sustainability – “Focus on Recycling”

(See comments in Section 4, above)

### 7. Planner’s Report- Doug Young (In attendance every other month)

Tanya Mitchell: Announcements: Atlanta City Design Public Discussion Series, Atlanta Central Library on Dec. 6. Flyers are here with more information. Nov. 28, Dec. 1, Dec. 8 are dates of specific topic meetings. Please

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consider attending. We also have the Atlanta Community Engagement Playbook - a great start on how to be involved and get others involved. There is a flyer that offers additional information as well. All items are left at the front for those who are interested.

### 8. Neighborhood and Committee Reports

- Lindridge-Martin Manor Neighborhood Association – Carey Sherrell, President; Rich Sussman, NPU Rep and Zoning Chair

Our President and VP have switched roles. The new President is Kevin McBride

- Morningside-Lenox Park Association – Sally Bayless President; TBD, Neighborhood Rep; John Ayers, Zoning  
No report

- Piedmont Heights Civic Association – Baron Jordan, President; Jean Johnson and Tim Berube, Neighborhood Reps

Still working on the Rock Springs Church rezoning situation. New board members have been approved, but executive slots have not been filled.

- Virginia-Highland Civic Association (VHCA) –Jennifer Keenan, President; Lola Carlisle, Representative; Jack White, Zoning

Tour of Homes is coming up on Dec. 3-4. Please come out - we have a record number of homes on the tour this year. Official volunteer count is full, but we often take more. It's a great event.

- Virginia-Highland Business Association (VHBA) –Lynn DeWitt and Kristi Warren Evans, Reps.  
Not in attendance

- Edmund Park - Tony Gonzales and Brett Merrill, Neighborhood Reps  
Not in attendance

- Public Safety Committee – Jim Hardy  
Not in attendance

- Parks, Trees & Environment Committee – Jack White and Rich Sussman  
No report

- Education Committee - Abby Martin  
No report

- Chair Report - Debbie Skopczynski

Note: Fire department left water conservation kits (before they had to leave). More are available at the fire station.

Applications are being accepted for twenty-five participants to be a part of a ten-day (ten session) institute. This Institute is a collaboration between the City of Atlanta and the University of Georgia Vinson Institute of Government. Open to any City of Atlanta resident -age 18 and older- who aspires to bring positive and productive leadership to their community. Each class session will be six hours in length, 9:00 am until 4:00 pm, on selected dates. Topics include Leading Community Change, Conflict Management, Ethics, Social Media 101, Strengthening Communities and Families , Successful Meetings and Consensus Building and Problem Solving. Deadline to submit application is December 8, 2016. Dates have not been released as of yet.

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Parks and Recreation Department is sponsoring a Photo Contest to celebrate the 100<sup>th</sup> birthday of our US National Parks. Photos can be emailed to [atlparksandrec@gmail.com](mailto:atlparksandrec@gmail.com). More info available at #CaptureyourATLPark #FindYourPark and #NPS100

APAB – Elections were held at the APAB meeting on 11/19 and Debbie Skopczynski was elected 1<sup>st</sup> Vice President. After a lengthy discussion, Bylaws were also amended. The Neighborhood Matters Awards will be given by APAB in December. Each NPU can nominate one person.

No SAPs this month

NPU F Zoning committee will be meeting next Monday, November 28, 2016 at 7:00 pm to discuss two rezoning applications (Rock Spring Church property rezoning and Manchester Rd. industrial property rezoning). As a reminder, the role of the Zoning Committee was redefined last year and the committee will be making a formal recommendation to the NPU on all rezoning and land use applications. Each neighborhood has one vote on the committee as well as the chair, vice-chair, zoning chairs, and permits chair. Since there have been recent elections, we will be confirming with each neighborhood president that their representative to the committee has not changed.

Zoning and Economic Development- Charlie Nalbhone (Lead)  
Co-Chair: Winnie Currie  
Chair – Debbie Skopczynski  
Vice-Chair - Gerry Neumark  
Alcohol Licenses and Permits – Jane Rawlings

*To be confirmed:*

Lindridge-Martin Manor - Richard Sussman, Rep  
Morningside-Lenox Park – John Ayers, Rep  
Piedmont Heights- Jean Johnson, Rep  
Virginia-Highland - Jack White, President  
Edmund Park - TBD

### 9. Matters of Voting

#### Election of 2017 NPU Officers

Chair – Debbie Skopczynski  
Vice-Chair – Gerry Neumark  
Secretary – Johri Mendel  
Zoning and Economic Development Chair- Charlie Nalbhone (Lead); Winnie Currie (Co-Chair)  
Alcohol Licensing and Permits Chair – Jane Rawlings  
Public Safety Chair – Jim Hardy  
Parks, Trees and Environment Chairs – Rich Sussman and Jack White (co-chairs)  
Education Chair – Abby Martin  
Parliamentarian – Jack White

**NPU-F:** Motion to accept nominations by acclamation carries on voice vote.

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### Consent Agenda:

#### Consent Special Events:

**T21 Run for GiGi's Playhouse**                      **Piedmont Park**    **April 22, 2017**

Reshell Baldini

Class E event, 450 participants

Recommendation: Support

#### Consent Zoning Applications:

**V-16-277**                                      **853 Adair Ave NE**    **December 1, 2016**

Applicant seeks a variance from the zoning regulation to reduce the required side yard setback from 7 feet to 0.5 feet in order to erect an accessory structure (pergola)

**VHCA Report:** Deferred one month at the request of the applicant.

**NPU F:** Deferred to January 2017

**V-16-239**                                      **1079 North Highland Ave NE**    **December 1 or 8, 2016**

Applicant seeks a variance from the zoning regulation to reduce the north side yard setback from 7 feet to 4 feet for the construction of a new single-family dwelling.

**VHCA Report:** Applicant Todd Pinkney seeks a reduction in the northern side-yard setback from 7' to 4' to construct a new 2-story home. After two site visits, the applicants modified their plans with a focus on preserving significant trees at both rear corners of the site. This included an arborist's prescription for the 43' water oak at the northeast corner that will remove by hand a significant amount of existing concrete from under the drip line. Two trees that will require recompense will be removed on the south side along a new driveway. The neighbors have been notified, and the two adjacent owners attended the Planning and VHCA meetings in support. The CoA Stormwater Ordinance will apply, and the owners will capture driveway runoff at the bottom of that run. The Planning Committee and VHCA Board unanimously recommended approval, conditioned on a revised site plan that was filed on 11-14 with the city.

**NPU-F:** Approve

#### Vote on Consent Agenda

1. Does anyone want to remove any of these items from the consent agenda so that they can be discussed?
2. Is there any opposition to any of the items on the consent agenda?

**NPU-F:** Motion to approve the consent agenda carries on voice vote.

#### Alcohol Applications (NPU-F Vote Required)

**Tuscany at Your table, LLC dba Tuscany at Your Table**                      **Meredith Hall D'Areinzo**                      **Change of Agent**

**VHCA Report:** N Hall D'Areinzo (represented by Mindy Thompson of Sard & Leff) seeks a license to sell retail package beer and wine at Tuscany at Our Table (a specialty food store, as was its predecessor) at 1050 North Highland Avenue NE. The applicants will conduct their own server training, have no previous liquor code violations, and are grandfathered on their parking. As a specialty food store, this operator (like its predecessor, Tuscano's) may conduct wine tasting and education events that do not involve sale of alcoholic beverages by the glass. The VHCA Board unanimously voted not to oppose this application.

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**NPU-F:** Motion to approve application carries on voice vote.

### Whiskey Bird

Chad D. Crete

### Change of Ownership

Going into the old Timone's space.

Will have on premise consumption of liquor, beer and wine. No live music. Parking is adequate.

**MLPA Report:** Support application.

**NPU-F:** Motion to approve application carries on voice vote.

### 8Arm, LLC d/b/a 8ARM

Jeffrey Jurgena

### New Business

710 Ponce de Leon Ave. - site of former gas station/scooter store, attached to Paris on Ponce

No live entertainment.

**VHCA Report:** Applicant Jeffery Jürgen seeks a license to server beer and wine at 8Arm Restaurant. The applicants will use the TIPS server training, program and have no previous liquor code violations. Fifteen parking spaces are required; 15 striped spaces are present on their property. There is and will be no vehicular access to or from Ponce de Leon place, and there will be no live entertainment. The VHCA Board unanimously voted not to oppose this application.

**NPU-F:** Motion to approve application carries on voice vote.

## Zoning Matters (BZA, ZRB, CDP)

### **Board of Zoning Adjustment (BZA) (NPU-F Vote Required)**

V-16-232

834 Clemont Drive NE

December 8, 2016

Applicant seeks a variance from the zoning regulations to: (1) reduce the required eastern side yard setback from 7 feet to 3 feet; (2) increase the height of an accessory structure from 20 feet to 23 feet, 4 inches; and (3) increase the size of an accessory structure from 30 percent of the heated floor area of the principal structure to 43 percent.

**VHCA Report:** Applicant Earl Jackson of Metro Permitting on behalf of owners Chris and Dominique Richardson has revised the original application and are now solely seeking a reduction from 7' to 3' on the east-side yard setback to construct a new accessory structure the rear of their property. The original application contained several requests; this revised application reflects extensive modifications to their original plans.

The variance keeps the new structure from intruding on existing mature trees in the northwestern corner of the property. The site visit revealed no stormwater issues. The Planning Committee and VHCA board unanimously recommended approval conditioned on the filing of revised plans that the applicant pledged to file with the city by the date of the NPU meeting on 11-21-16.

**NPU-F:** Motion to recommend approval of the east-side yard setback reduction and to deny, at applicants request 1) the increase in height and 2) increase in size of the accessory structure.

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**V-16-269**

**1705 Merton Rd NE**

**December 1, 2016**

Applicant seeks a Special Exception from the Zoning Ordinance to allow the construction of a pool where otherwise it is not allowed. This is a corner lot at corner of Berkshire/Merton and the pool constitutes active recreation along a street, in this case 2 streets since it is a corner lot.

**MLPA Report:** Voted to approve 13-0-0.

**NPU F:** Motion to recommend approval, conditioned on site plan dated 9/27/16, carries on voice vote.

**V-16-282**

**2089 Lenox Rd NE**

**December 8, 2016**

Applicant seeks a variance from the zoning ordinance to: (1) allow a parking pad in the required front yard; (2) to exceed the maximum driveway width from 20 feet to 25 feet; and (3) and to thereby exceed more than 1/3 coverage of the required front yard with a driveway and parking pad.

Applicant: Property is approx. 10' from roadway on an incline. Many houses in this area have "U" shaped driveways as Lenox Rd. is a busy road and it is very difficult to back out on to the street. Seeking to have a 2 car parking pad in the front so cars can pull out forward. Opposition is stating that there is a parking pad there now. But the current parking pad is too small and you can not turn around to pull out forward. Parking spaces can not be placed in the rear, there is not space. Have support from several nearby property owners.

Opposition: Old pad was put in without permit, and this will take over whole front yard.

**LMM Report:** LMMNA voted 9 - 6 to deny V-16-282. Applicant has added plantings, as suggested.

**NPU F:** Motion to recommend deferral of application, based upon applicant pursuing a reasonable on-site water retention plan, carries on voice vote.

### **Ordinances**

**Z-16-066**

**Keisha Lance Bottoms**

**Dec. 1 or 8, 2016**

An Ordinance to amend section 16-019B.003 of the 1982 City of Atlanta Zoning Ordinance to allow outdoor aquatic recreation establishments as a use within the planned development-mixed use (PD-MU) zoning districts, subject to approval of a special use permit; and for other reasons.

Note: There are no PD-MU sites in this NPU.

**NPU-F:** Motion to support Ordinance carries on voice vote.

**Z-16-067**

**Dec. 1 or 8, 2016**

An Ordinance to amend the Code of Ordinances of the City of Atlanta at Chapter 16, Section 16-16.003 (19) to add private schools as a permitted use in the I-1 Zoning District, and for other purposes.

**NPU-F:** Motion to deny Ordinance carries on voice vote.

Note: Councilmember Moore noted that she has asked for this legislation to be filed.



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**Z-16-068**

**Dec. 1 or 8, 2016**

An Ordinance to amend the 1982 Atlanta Zoning Ordinance, as amended, by amending the C-2, I-1, and I-2 District regulations to add ATV Parks as a use permissible only by Special Use Permit; to add ATV Parks as a defined term; and for other purposes.

Note: Distance requirement from residential properties increased from 500 feet to 3,000 feet. Per Ms. Moore, this is pro-active legislation to keep this use under control. Forcing use of a Special Use Permit would keep a lot of this activity under control. Because this use is currently not recognized, we can not control. We hope to get ahead of the curve on this through this legislation.

**NPU-F:** Motion to support Ordinance, conditioned on expanding distance from residences requirement to 3000', carries on voice vote.

**Z-16-069**

**Felecia Moore and Andre Dickens**

**Dec. 1 or 8, 2016**

An ordinance to amend the 1982 City of Atlanta Zoning Ordinance, as amended, by amending the text of the ordinance, including individual zoning district regulations and definitions, so as to hereafter require a special use permit for music recording studios; and for other purposes.

Note: This is a reactive piece of legislation, trying to control activities (noise, crime, parties, etc.) that are going on around recording studios. There will be a 500' distance from residential properties required.

**NPU-F:** Motion to support Ordinance carries on voice vote.

**16-O-1605**

**Community Development/HR**

**Nov. 29, 2016**

An Ordinance amending Atlanta code of ordinances section 110-3 to revise certain fees related to amenities and programs offered by the Department of Parks and Recreation.

**NPU-F:** Motion to recommend denial of Ordinance carries on voice vote.

Note: There are certain portions of the fees that do not make sense and need clarification (e.g., Tennis Court) and concerns that a flat- fee structure of \$5 aquatic fee for small children and seniors is inconsistent with other city fees.

### 10. Old Business

### 11. New Business

### 12. Adjournment:

Meeting adjourned at 9:04.