

CITY OF EAST POINT

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

November 17, 2016 7:00 P.M.
Official Meeting Minutes

City Annex
3121 Norman Berry Drive
East Point, Georgia 30344

Board Members:

Commissioner Shean **ATKINS, Chair**

Commissioner Linda **SHELDON, Vice Chair**

Commissioner Joel **TUCKER, Provisional Chair - Absent**

Commissioner Laura **BORDERS**

Commissioner Gregory **FANN**

Commissioner Patricia **LOVETT**

Commissioner William **MILLER**

Commissioner LaJeanna **MCKNIGHT - Absent**

Commissioner Willard **MAXWELL**

Also Present:

Ms. Keyetta **HOLMES**
Senior Planner - Absent

Ms. Angela **BLATCH**
Associate Planner

Willis **HATCHER**
City Engineer - Absent

Linda **DUNLAVY**
City Attorney

Videographer
Eric **Hammond**

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Appearances

<u>APPLICANTS</u>	<u>PAGE</u>
2016V-011-10 J.C. Burkeland 1733 Washington Road (Withdrawn)	6

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I. CALL TO ORDER:

COMMISSIONER ATKINS: Good evening. I'm Shean Atkins.
It's November 17th and at this time, I'd like to call our regularly
scheduled November meeting to order of the Planning & Zoning
Commission for the City of East Point, Georgia. Staff, would you
please call Roll to establish a quorum.

II. ROLL CALL:

MS. BLATCH: Commissioner Lovett.
COMMISSIONER LOVETT: Here.
MS. BLATCH: Commissioner Borders.
COMMISSIONER BORDERS: Here.
MS. BLATCH: Commissioner Miller.
COMMISSIONER MILLER: (No response.)
MS. BLATCH: Commissioner Fann.
COMMISSIONER FANN: Here.
MS. BLATCH: Commissioner Atkins.
COMMISSIONER ATKINS: Present.
MS. BLATCH: Commissioner Tucker.
COMMISSIONER TUCKER: (No response.)
MS. BLATCH: Commissioner Sheldon.
COMMISSIONER SHELDON: Here.
MS. BLATCH: Commissioner McKnight.
COMMISSIONER MCKNIGHT: (No response.)
MS. BLATCH: Commissioner Maxwell.
COMMISSIONER MAXWELL: Here.

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MS. BLATCH: Mr. Chair, you have a quorum.

COMMISSIONER ATKINS: Thank you. At this point, we'll take an opportunity for a Moment of Silence.

III. MOMENT OF SILENCE:

COMMISSIONER ATKINS: Thank you. If you would please raise with me for the Pledge of Allegiance.

IV. PLEDGE OF ALLEGIANCE:

COMMISSIONER ATKINS: Thank you. Commissioners, you have an agenda before you. At this time, I'll entertain a motion to adopt our agenda for this evening.

IV. ADOPTION OF AGENDA:

COMMISSIONER SHELDON: So moved.

COMMISSIONER ATKINS: Is there a second.

COMMISSIONER FANN: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Sheldon and seconded by Commissioner Fann that we adopt the agenda as present. All in favor, sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it. The agenda is adopted. Commissioners, you also have in your package our meeting minutes from our October 20th, 2016 meeting. At this time, I'll entertain a motion to approve those minutes.

///

1 **VI. APPROVAL OF THE OCTOBER 20th, 2016**

2 **MINUTES:**

3 COMMISSIONER BORDERS: Motion to approve minutes.

4 COMMISSIONER ATKINS: Is there a second?

5 COMMISSIONER LOVETT: Second.

6 COMMISSIONER ATKINS: It's been moved by Commissioner
7 Borders, seconded by Commissioner Lovett that we approve our
8 October 20th, 2016 meeting minutes. All in favor sound aye.

9 COMMISSIONERS: Aye.

10 COMMISSIONER ATKINS: All opposed sound nay.

11 COMMISSIONERS: (No response.)

12 COMMISSIONER ATKINS: Hearing none, the ayes have it.
13 Our October 20th, 2016 meeting minutes are approved. At this time,
14 we'll move to New Business. Staff, would you please sound Agenda
15 Item 2016 "V" as in Victor-011-10 -- 0 -- I'm sorry, 2016 "V" as in
16 Victor-011-10.

17 **VII. NEW BUSINESS:**

18 MS. BLATCH: In Case Number 2016V-011-10, applicant is J.
19 C. Burkeland. The location is 1733 Washington Road. They're
20 seeking a variance to increase the fence height to 7' (7 feet) from 4'
21 (4 feet) as required within Section 10-2044(E)(3) Fences and Walls.

22 COMMISSIONER ATKINS: Thank you. This particular
23 Agenda Item does require a public hearing. At this time, I will read
24 the rules for public hearing.

25 (Whereupon the City of East Point Rules for Public Hearing

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are read into the record.)

COMMISSIONER ATKINS: Public hearings before the Planning & Zoning Commission shall be conducted in accordance with Section 10-2219 of the East Point Zoning Code and Development Regulations as follows: Persons both favoring and opposing the proposed case will be provided an opportunity to address the Commission. The applicant for the zoning case or the applicant's designated representative, if any, will be permitted to speak first followed by other speakers in favor of the proposal for a total of fifteen (15) minutes.

Those who opposed the proposed zoning case will then be permitted to speak for a total of fifteen (15) minutes. By majority vote, the Commission may increase the total time of speakers provided that each side is given the same amount of time. If there is more than one speaker for a side, the Chair or the presiding officer may limit the time allotted to each individual speaker other than the zoning applicant. The zoning applicant may reserve a portion of his or her allotted time for rebuttal.

Speakers must adhere to the rules of decorum. Prior to speaking, each speaker shall identify him or herself or state his or her current address. Each speaker shall speak only to the merits of the proposed zoning case under consideration, shall address remark only to the Commission and shall refrain from making personal attacks on any other speaker. The presiding officer may refuse a speaker the right to continue if, at first being cautioned, the speaker continues to

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violating the rules of decorum.

You've heard our rules for public hearings. At this time, I'll entertain a motion to open the public hearing.

COMMISSIONER FANN: Motion to open the public hearing, Mr. Chair.

COMMISSIONER MAXWELL: Second the motion.

COMMISSIONER ATKINS: It's been moved by Commissioner Fann, seconded by Commissioner Maxwell that we open the public hearing. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it. The public hearing is now open. Staff, would you please -- first, do we have any speakers to speak to this case? Is the applicant present this evening?

AUDIENCE: (No response.)

COMMISSIONER ATKINS: Okay. Seeing none, are there any other proponents for this zoning case?

AUDIENCE: (No response.)

COMMISSIONER ATKINS: Any others proponents for this zoning case?

AUDIENCE: (No response.)

COMMISSIONER ATKINS: Seeing none, are there any opponents for this zoning case?

1 AUDIENCE: (No response.)
2 COMMISSIONER ATKINS: Any opponents?
3 AUDIENCE: (No response.)
4 COMMISSIONER ATKINS: Seeing none, Commissioners at
5 this time, I'll entertain a motion to close the public hearing.
6 COMMISSIONER FANN: Motion to close the public hearing,
7 Mr. Chair.
8 COMMISSIONER ATKINS: Is there second?
9 COMMISSIONER BORDERS: Second.
10 COMMISSIONER ATKINS: It's been moved by Commissioner
11 Fann, seconded by Commissioner Borders that we close the public
12 hearing. All in favor sound aye.
13 COMMISSIONERS: Aye.
14 COMMISSIONER ATKINS: All opposed sound nay.
15 COMMISSIONERS: (No response.)
16 COMMISSIONER ATKINS: Hearing none, the ayes have it.
17 The public hearing is now closed. Staff, would you please sound
18 your recommendation.
19 MS. BLATCH: In Case Number 2016V-011-10, J.C. Burkeland
20 as the applicant, 1733 Washington Road, Staff recommends
21 withdrawal of the Variance to increase fence height to 7 feet from 4
22 feet as required within Section 10-2044(E)(3) Fences and Walls.
23 Just indicate to the Commissioners, we did receive a letter
24 from the applicant requesting withdrawal.
25 COMMISSIONER ATKINS: Okay, thank you, Staff.

1 Commissioners, you've heard from Staff. You've heard the
2 recommendations to withdrawal also we received a letter from the
3 applicant stating that they have immediately withdrawn they're
4 application for Variance. How do we properly dispose of this, Madam
5 Counsel?

6 ATTORNEY LINDA DUNLAVY: I would suggest that you
7 make a motion to accept the withdrawal and vote on that --

8 COMMISSIONER ATKINS: To accept the withdrawal?

9 ATTORNEY LINDA DUNLAVY: -- assuming that there's no
10 other type of motion the Commissioner wants to change.

11 COMMISSIONER ATKINS: Commissioners, at this time, I'll
12 entertain a motion to accept the withdrawal as we've heard Staff's
13 recommendation and the request from the applicant.

14 COMMISSIONER SHELDON: So moved.

15 COMMISSIONER ATKINS: Is there a second?

16 COMMISSIONER FANN: Second.

17 COMMISSIONER ATKINS: It's been moved by Commissioner
18 Sheldon and seconded by Commissioner Fann. Any discussion?

19 COMMISSIONERS: (No response.)

20 COMMISSIONER ATKINS: Hearing none, there a motion on
21 the floor to accept the withdrawal. It's been moved by Commissioner
22 Sheldon, seconded by Commissioner Fann. All in favor sound aye.

23 COMMISSIONERS: Aye.

24 COMMISSIONER ATKINS: All opposed sound nay.

25 COMMISSIONERS: (No response.)

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COMMISSIONER ATKINS: Hearing none, the ayes have it.
We've accepted the withdrawal. At this time, we'll move to our next
Agenda Item, which are announcements. Staff, do you have any
announcements for this evening?

VIII. ANNOUNCEMENT:

MS. BLATCH: No.

COMMISSIONER ATKINS: Okay. Commissioners, do you
have any announcements for this evening?

COMMISSIONER FANN: Yes.

COMMISSIONER ATKINS: Okay.

COMMISSIONER FANN: I only have one.

COMMISSIONER ATKINS: Yes, sir.

COMMISSIONER FANN: The only one I have is wish
everybody a Happy, safe Thanksgiving Holiday.

COMMISSIONER ATKINS: Yes, thank you. We do wish you a
very safe and Happy Thanksgiving Holiday so at this time, I'll
entertain a motion to adjourn.

IX. ADJOURNMENT:

COMMISSIONER FANN: So moved.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER BORDERS: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner
Fann, seconded by Commissioner Borders that we adjourn. All in
favor sound aye.

COMMISSIONERS: Aye.

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COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it.

At this time, I officially adjourn our November 17th, 2016 meeting of the Planning & Zoning Commission. Thank you.

(Whereupon this concludes the regularly scheduled City of East Point Planning and Community Development meeting for November 17th, 2016.)

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Attest:

I hereby attest that the foregoing transcript was reported, as stated in the caption, and the questions and answers thereto were reduced to the written page under my direction; that the foregoing pages 1 through 13 represent a true and correct transcript; that I am not in any way financially interested in the result of said case.

I am here as an independent contractor for the City of East Point, Department of Planning and Community Development.

I was contacted by the offices of East Point, Department of Planning & Community Development to provide stenography services to take down the meeting minutes.

The foregoing meeting for the City of East Point, Department of Planning and Community Development , on November 17, 2016 at seven o'clock P.M., were taken down by me and transcribed by me on this 1st day of December, 2016.