BOARD MEMBERS

STAFF

John H. Culbreth, Sr. Danny England Al Gilbert Jim Graw Brian Haren Peter A. Frisina, Director of Community Services Chanelle Blaine, Zoning Administrator Chakevia Jones, Planning & Zoning Coordinator

AGENDA FAYETTE COUNTY PLANNING COMMISSION MEETING 140 STONEWALL AVENUE WEST February 15, 2018 7:00 pm

*Please turn off or turn to mute all electronic devices during the Planning Commission Meetings

1. Consideration of the Minutes of the meeting held on February 1, 2018.

NEW BUSINESS

- 2. Consideration of a Final Plat of Sams Crossing Phase 2. The property will consist of two residential lots zoned R-40, is located in Land Lot 250 of the 4th District and front(s) on Antioch Road and McBride Road.
- 3. Consideration of a Preliminary Plat of Fairbrook. The property will consist of 17 residential lots zoned R-40, is located in Land Lots 198 of the 13th District and fronts on S.R. 314.

OLD BUSINESS

- 4. Consideration of WPV/A-001-18, Ben Loggins, Owner and Rick Lindsey, Agent, request an appeal of the decision of the Stormwater Department's denial of a variance to the Watershed Protection Ordinance. **The applicant has requested to withdraw the Appeal.**
- 5. Discussion of amendments to the Zoning Ordinance, concerning corner lots, flag lots and landlocked lots

To: Fayette County Planning Commission

From: Chanelle Blaine, Zoning Administrator

Date: February 9, 2018

Subject: Final Plat to be considered on February 15, 2018

FINAL PLAT

OWNER/APPLICANT COS



Final Plat of Sams Crossing Phase 2

RBR Development, LLC, Owner

Recommend APPROVAL for the Final Plat.

LEGEND RBF=REBAR FOUND RBS=REBAR SET CTP=CRIMP TOP PIPE L.L =LAND LOT L.L.=LAND LOT LINE =PROPERTY LINE CO = CONSTRUCTION ENTRANCE EP = EDGE OF PAVEMENT P O B = POINT OF BEGINNING B/L=BUILDING SETBACK LINE D E.=DRAINAGE EASEMENT N/F=NOW OR FORMERLY F W P.D.=FIBLD WORK PERFORMED DATE M.F.F.E. = MINIMUM FINISHED FLOOR ELEVATION DB=DEED BOOK PB=PLAT BOOK

(###) *HOUSE NUMBER

U/P=UTILITY POLE R/W=RIGHT OF WAY

TBM=TEMPORARY BENCHMARK

THIS BLOCK RESERVED FOR THE CLERK OF THE SUPERIOR COURT.

FINAL PLAT APPROVAL CERTIFICATION

APPROVED BY FAYETTE COUNTY ENVIRONMENTAL HEALTH DEPARTMENT

DATE 2/5/18

Ralul Hulm ENVIRONMENTAL HEALTH SPECIALIST

APPROVED BY FAYETTE COUNTY STORMWATER MANAGEMENT DEPARTMENT

DATE

SIGNED______ENVIRONMENTAL MANAGEMENT DIRECTOR

APPROVED BY FAYETTE COUNTY ENGINEER

DATE 2/6/18

P. Mallon

APPROVED BY THE FAYETTE COUNTY PLANNING COMMISSION ___/_/

DATE

SECRETARY.

APPROVED BY FAYETTE COUNTY ZONING ADMINISTRATOR.

DATE 2/2/2018

APPROVED BY FAYETTE COUNTY FIRE MARSHALL

FIRE MARSHAL

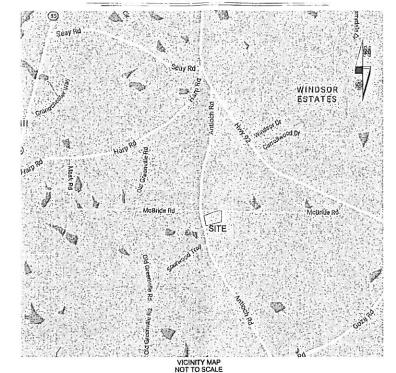
OWNER'S CERTIFICATE

I, THE UNDERSIGNED OWNER/REPRESENTATIVE OF THE SAMS CROSSING SUBDIVISION PHASE 2, HEREBY DEDICATE THE RIGHTS-OF-WAY FOR PUBLIC USE, AND/OR RESERVE FOR PUBLIC USE THE EASEMENTS AND OTHER GROUND SHOWN ON

OWNER

DATE

FINAL PLAT OF SAMS CROSSING PHASE 2



SOIL CLASSIFICATION DELINEATION

I, LARRY F. MCEVER DO HEREBY CERTIFY THAT THE LEVEL III SOIL SURVEY INFORMATION PROVIDED ON THIS PLAT WAS PERFORMED BY RESOURCE ENGINEERS INC IN ACCORDANCE WITH THE PROCEDURES SPECIFIED IN THE GEORGIA DEPARTMENT OF HUMAN RESOURCES' CURRENT MANUAL FOR ON-SITE SEWAGE MANAGEMENT SYSTEMS

SIGNATURE OF SOIL CLASSIFIER PROFESSIONAL ENGINEER REGISTRATION NO. PE 012170
REGISTRATION NUMBERS/LICENSE NUMBERS
8305 SPENCE ROAD, FAIRBURN, GA 30213

SURVEYORS CERTIFICATION

AS REQUIRED BY SUBSECTION (c) OF O.C.G.A. SECTION 15-6-67, THE REGISTERED LAND SURVEYOR HEREBY CERTIFIES THAT THIS MAP, PLAT, OR PLAN HAS BEEN APPROVED FOR FILING IN WRITING BY ANY AND ALL APPLICABLE MUNICIPAL, COUNTY, OR MUNICIPAL-COUNTY PLANNING COMMISSIONS OR MUNICIPAL OR COUNTY GOVERNING AUTHORITIES OR THAT SUCH GOVERNMENTAL BODIES HAVE AFFIRMED IN WRITING THAT APPROVAL IS NOT REQUIRED.

FINAL SURVEYOR'S CERTIFICATE

PHONE 770 969 8923

IT IS HEREBY CERTIFIED THAT THIS PLAT IS TRUE AND CORRECT AND WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE BY ME OR UNDER MY SUPERVISION; THAT ALL MONUMENTS SHOWN HEREON ACTUALLY EXIST OR ARE MARKED AS "FUTURE" AND THEIR LOCATION, SIZE, TYPE, AND MATERIAL ARE CORRECTLY SHOWN. THIS PLAT CONFORMS TO ALL REQUIREMENTS OF THE GEORGIA PLAT ACT (O.C.G.A. SECTION 15-6-67).

fum BY: SWINSON A. GASKINS, Sr. GEORGIA REGISTERED LAND SURVEYOR NO.1620

1 31 118

GENERAL NOTES

RBR DEVELOPMENT, LLC REGISTERED AGENT ROBERT BARRY STEPHENS 31 CANNONGATE ROAD SHARPSBURG, GA 30277

SURVEYOR. S. A. GASKINS & ASSOCIATES, LLC P O. BOX 303 BROOKS, GA 30205 678-571-3054 rdgaskins79@gmail.com

TOTAL ACREAGE: 5.891 ACRES

2 LOTS - ZONED R-40 ON 06/10/72 - PETITION NO 214-72

DIMENSIONAL REQUIREMENTS R-40 ZONING DISTRICT

LOT AREA: 1 ACRE

LOT WIDTH @ BUILDING LINE: MAJOR THOROUGHFARE ARTERIAL: 150 FEET COLLECTOR: 150 FEET

FLOOR AREA: 1,500 SQ FT

FRONT YARD SETBACK: MAJOR THOROUGHFARE ARTERIAL: 60 FEET COLLECTOR 60 FEET

REAR YARD SETBACK: 30 FT

SIDE YARD SETBACK, 15 FT

SEWER TO BE AN ON-SITE SEWAGE DISPOSAL SYSTEM

5. WATER TO BE PROVIDED BY WELL

6 FAYETTE COUNTY DOES NOT ACCEPT THE OWNERSHIP, MAINTENANCE, OR RESPONSIBILITY FOR ANY DRAINAGE EASEMENT OR OVERALL DRAINAGE PLAN OR THE LACK OF ONE INDICATED ON THIS PLAT.

7. THIS SURVEY IS SUBJECT TO ALL EASEMENTS, RIGHTS-OF-WAY AND RESTRICTION SHOWN OR NOT SHOWN, RECORDED OR NOT RECORDED

8 THERE ARE NO RECORDED EASEMENTS FOUND ASSOCIATED WITH THIS

9 THERE IS NO GROUNDWATER RECHARGE AREA ON THIS PROPERTY

10 1/2" REINFORCING RODS SET AT ALL LOT CORNERS UNLESS NOTED OTHERWISE

11 ACCORDING TO FEMA FIRM PANEL NUMBER 13113C0114E, DATED SEPTEMBER 28, 2008, NO PORTION OF THIS PROPERTY LIES WITHIN IN A 100 YEAR PLOOD HAZARD AREA.

12 EACH RESIDENTIAL LOT HAS A MINIMUM CONTIGUOUS AREA OF 0.6 ACRES THAT IS FREE AND CLEAR OF ZONING BUFFERS AND SETBACKS, WATERSHED PROTECTION BUFFERS AND SETBACKS, JURISDICTIONAL WETLANDS AND EASEMENTS OF ANY KIND

13. THERE IS NO VISIBLE CEMETERY OR BURIAL GROUNDS ON THIS PROPERTY.

14. THERE ARE NO STATE WATERS ON THIS PROPERTY.

15. THERE ARE NO WETLANDS SHOWN ON THE FAYETTE COUNTY GIS MAPS ON THIS PROPERTY.

DEED RESTRICTIONS

- 1. THE FINISHED, ENCLOSED, HEATED LIVING AREA (EXCLUSIVE OF GARAGES, CARPORTS, PORCHES, TERRACES, STORAGE AND BASEMENT) SHALL CONTAIN NO LESS THAN 2000 SQUARE FEET WITH A MINIMUM OF 1400 SQUARE FEET ON THE MAIN FLOOR
- 2. NO LOT MAY BE SPLIT, DIVIDED OR SUBDIVIDED FOR SALE, RESALE, GIFT OR
- 3. AN UNDISTURBED NATURAL FORESTED AREA OF 190 LINEAR FEET AS MEASURED FROM THE FRONT PROPERTY LINE, BACK 190 FEET AND EXTENDING TO EACH SIDE PROPERTY LINE RUNNING PARALLEL TO THE FRONT LINE, AS SHOWN ON THE PLAT, SHALL NOT BE DISTURBED WITH THE EXCEPTION OF THE DRIVEWAY AREA WHICH IS RESERVED FOR THE INGRESS / EGRESS TO EACH LOT FRONTING ON ANTIOCH ROAD. THE TREES AND VEGETATION MAY BE REMOVED IN THIS AREA FOR THE CONSTRUCTION OF THE DRIVEWAY AND UTILITY PLACEMENT.



Prepared For

RBR DEVELOPMENT, LLC.

Property Location

Land Lot 250 Of The 4th Land District Fayette County, Georgia

S,A. GASKINS & ASSOCIATES, LLC

surveyors planners development consultants P.O. BOX 303 BROOKS, GA 30205 678-571-3054 rdgaskins79@gmail.com

Job No. ANTIOCH

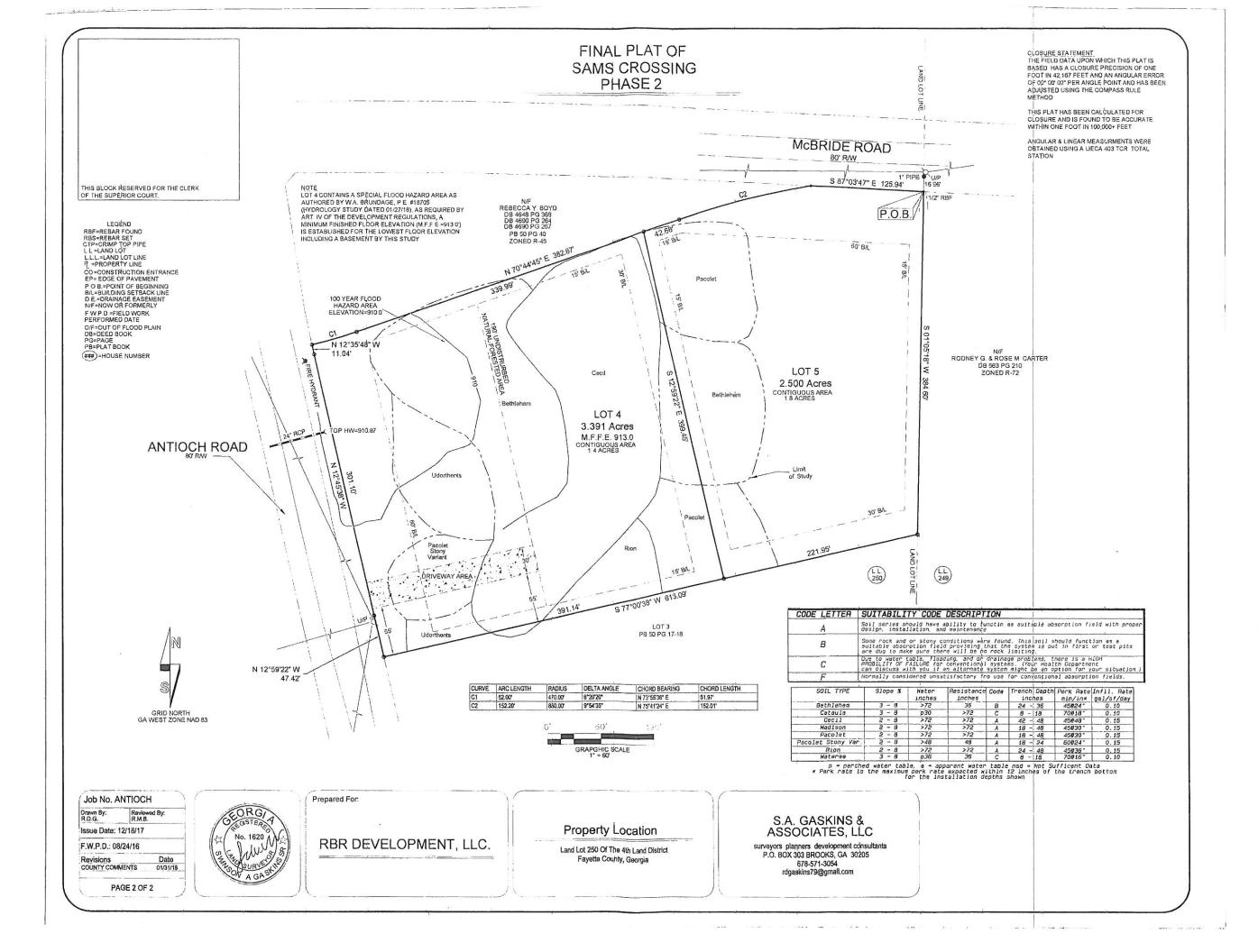
Drawn By: R.D.G. Reviewed By: R.M.B.

Issue Date: 12/18/17

F.W.P.D.: 08/24/16

Revisions COUNTY COMMENTS 01/31/18

PAGE 1 OF 2



To: Fayette County Planning Commission

From: Chanelle Blaine, Zoning Administrator

Date: February 9, 2018

Subject: Preliminary Plat to be considered on February 15, 2018

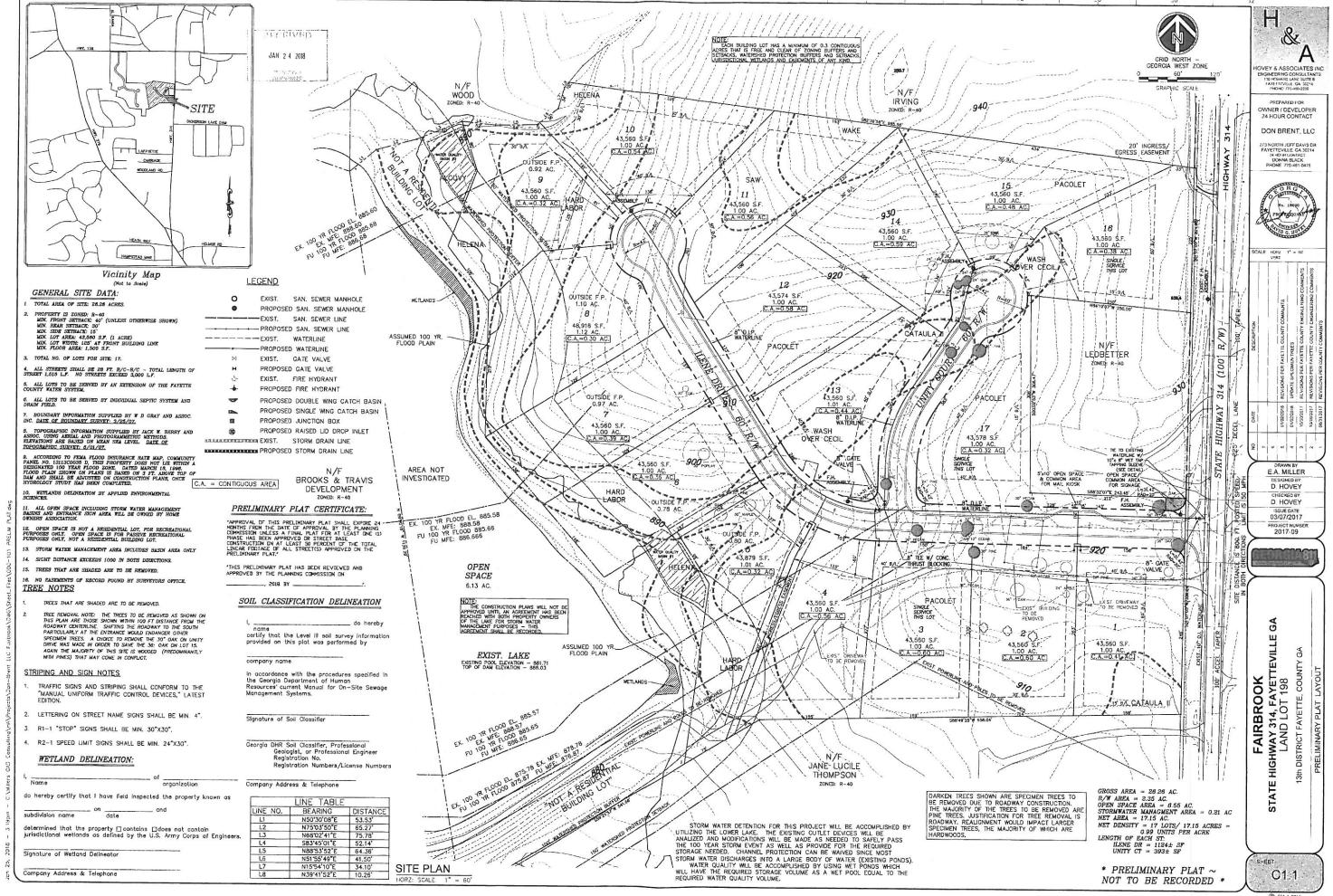
PRELIMINARY PLAT

OWNER/APPLICANT CNS

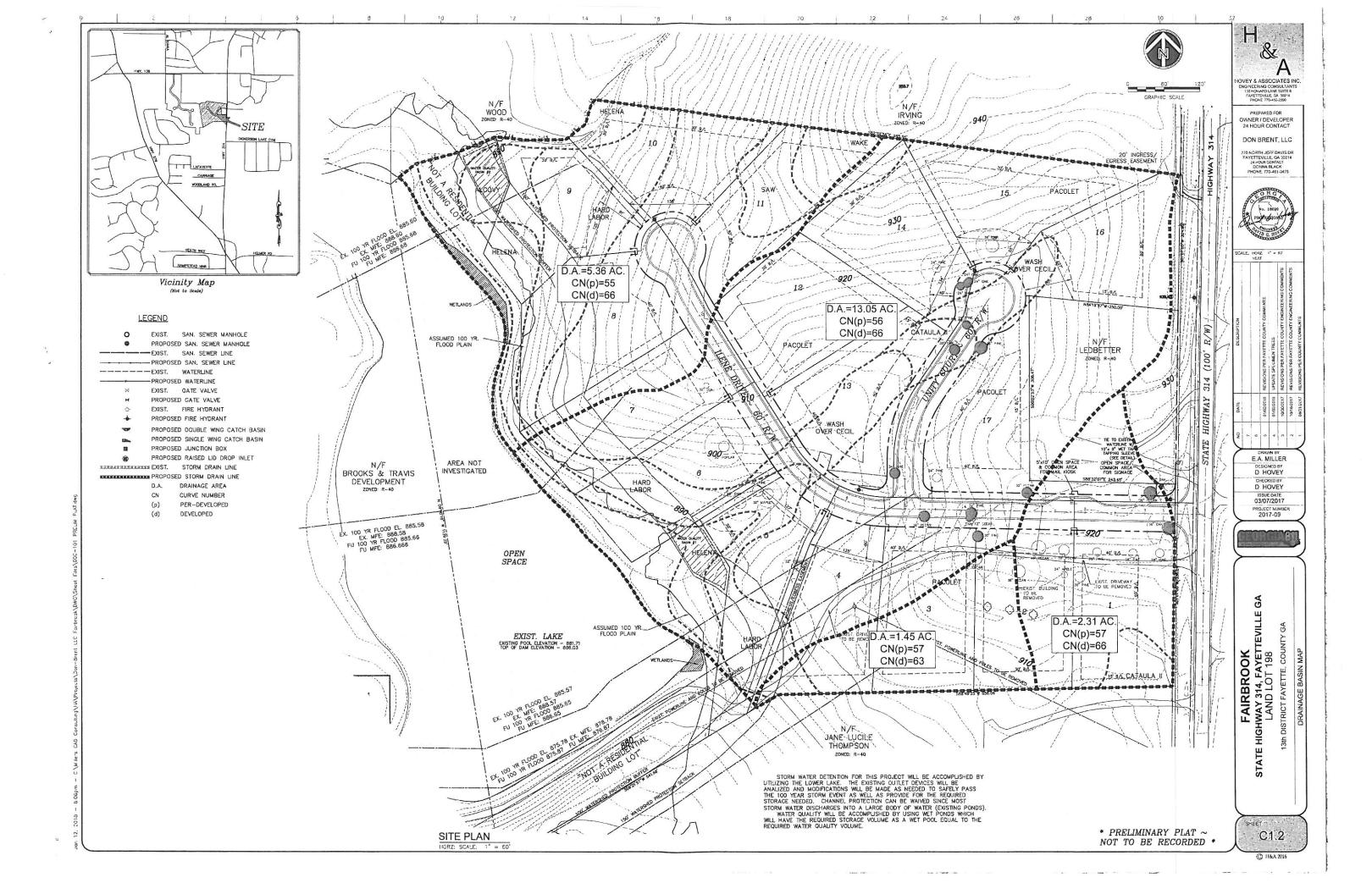
Fairbrook Don Brent, LLC

Recommend APPROVAL

On the Fairbrook Subdivision Preliminary plat stamped 1/24/2018.



(H&A 20



Pete Frisina

From: Rick Lindsey <rick@llptc.com>
Sent: Monday, February 5, 2018 2:14 PM

To: Pete Frisina

Subject: Loggins Appeal; Watershed Protection Ordinance

Pete – Mike Lober has come up with a plan the relocates the walkway and steps so those are no longer in the setback. Mr. Loggins has approved that plan. Thus, we do not need to continue with the appeal. Do I need to attend the meeting on the 15th to tell the Planning Commission or will this email suffice?

Will you send me Ms. Birrell's email so I can notify her?

Thanks

Rick

Richard P. Lindsey Attorney



2002 Commerce Drive, N. Suite 300 Peachtree City, Georgia 30269 770.486.8445 - phone 770.486.8889 - fax www.lindseylacy.com

Please update our firm contact information.

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ZONING ORDINANCE

Sec. 110-3. Definitions

Building line, front, means a line running parallel to the street which touches the nearest point of the principal structure to the street.

Flag lot means a lot shaped like a flag on a pole with the pole portion of the lot fronting on a street.

Lot, landlocked, means a lot of record having no frontage on a street.

Lot, corner, means a lot located at the intersection of two or more streets.

Yard means a required open space on a lot that is left unoccupied with structures and facilities, except as otherwise permitted herein.

Yard, front, means the area between a property line adjacent to a thoroughfare street and the front building line, extending the full width of the lot.

Yard, rear, means the area between the rear property line and the rear building setback line, extending the full width of the lot.

Yard, side, means the area between the side property line and the side building setback line, extending from the front yard to the rear yard or extending from the front yard to the side yard in the case of a corner lot.

Front yard, primary means on a corner lot, the area between a property line adjacent to a street of which the front door of the principal structure is oriented to or if the front door is not oriented to one street, the street in which the driveway accesses and the front building line, extending the full width of the lot.

Front yard, secondary means on a corner lot, the area between a property line adjacent to a street and the front building line outside of the primary front yard.

(e) Accessory structures located in a front yard. On a single frontage lot, the area between the street and the front building line shall be treated as a front yard with regard to the location of accessory structures. On a through lot, the area between the street from which the lot has its addressed access and the front building line shall be treated as a front yard with regard to the location of accessory structures. On a corner lot, the area between the streets and the front building lines shall be treated as a primary front yard or secondary front yard(s) with regard to the location of accessory structures. No accessory structure shall be located in the front yard except as follows: a well/pump house consisting of 70 square feet or less; a detached garage on a single frontage lot, a through lot or in the primary front yard of a corner lot (see subsection (1) of this section for requirements); an accessory structure located in a secondary front yard of a corner lot (see subsection (2) of this section for requirements); or an accessory structure on a lot in the A-R zoning district which consists of five or more acres.

- (1) Detached garage located in the front yard of a single frontage lot, a through lot, the primary front yard on a corner lot, or secondary front yard on a corner lot. Said garage shall meet the following requirements:
 - a. Footprint shall not exceed 900 square feet.
 - b. The detached garage shall not be located more than 35 feet from the principal structure.
 - c. The design of the garage shall match with the general residential architectural style inherent in the existing principal structure, including, but not limited to: roof pitch, roof facade, facade, residential windows, and residential doors. Elevation drawings denoting compliance with these requirements shall be submitted as part of the building permit application.
 - e. The garage shall have at least one opening for vehicular access.
 - f. A separate electrical meter is not permitted, unless otherwise required per the Department of Building Safety.
 - g. The garage shall be connected to the principal structure by at least one of the following and elevation drawings denoting compliance with the following requirements shall be submitted as part of the building permit application:
 - An attached or detached breezeway. Said breezeway shall be a minimum of six feet in width and a minimum of eight feet in height (interior measurement). A detached breezeway shall be constructed within six inches of the principal structure and the garage;
 - An attached raised deck. Said attached raised deck shall be a minimum height of 15 inches. The deck shall have a minimum width of six feet. Said deck shall have guard rails measuring a minimum of three feet in height; or
 - 3. An attached or detached pergola. Said pergola shall consist of parallel colonnades supporting an open roof of beams and crossing rafters, shall be a minimum of six feet in width and a minimum of eight feet in height (interior measurement). A detached pergola shall be constructed within six inches of the principal structure and the garage.
- (2) Accessory structure located in the secondary front yard of a corner lot. Said accessory structure, exclusive of a detached garage per (1) above, shall meet the following requirements:
 - a. When an accessory structure is located in a secondary front yard adjacent to a street that is designated as an Internal Local the required setback shall be increased by 20 feet.

Goal: Create a procedure for the Planning Commission to establish the front, side and rear yards on a flag lot (existing and proposed) that would differ from yards per County regulations and establish the front, side and rear yards on a nonconforming land locked lot.

SUBDIVISION REGULATIONS

Definitions

Building line, front, means a line running parallel to the street which touches the nearest point of the principal structure to the street.

Flag lot means a lot shaped like a flag on a pole with the pole portion of the lot fronting on a street.

Lot, corner, means a lot located at the intersection of two or more streets.

Lot, landlocked, means a lot of having no frontage on a street.

Yard means a required open space on a lot that is left unoccupied with structures and facilities, except as otherwise permitted herein.

Yard, front, means the area between a property line adjacent to a thoroughfare street and the front building line, extending the full width of the lot.

Yard, rear, means the area between the rear property line and the rear building setback line, extending the full width of the lot.

Yard, side, means the area between the side property line and the side building setback line, extending from the front yard to the rear yard or extending from the front yard to the side yard in the case of a corner lot.

Front yard, primary means on a corner lot, the area between a property line adjacent to a street of which the front door of the principal structure is oriented to or if the front door is not oriented to one street, the street in which the driveway accesses and the front building line, extending the full width of the lot.

Front yard, secondary means on a corner lot, the area between a property line adjacent to a street and the front building line outside of the primary front yard.

Sec. 104-603. Procedure for the establishment of front, side and rear yards on a flag lot or a nonconforming landlocked lot.

Due to the various irregular shapes of flag lots and that nonconforming land locked lots have no road frontage, a property owner my request that the planning commission establish the front, side and rear yards on an existing flag lot and a proposed flag lot in conjunction with the Final Plat and Minor Subdivision Plat approval process (ARTICLE XV. - SUBDIVISION REGULATIONS) that would be different than the yards per existing County regulations and establish the front, side and rear yards on a nonconforming land locked lot. This procedure is applicable to existing flag lots, proposed flag lots and nonconforming landlocked lots. The front, side and rear orientation of the residence (existing or proposed) on the flag lot or nonconforming landlocked lot will be considered in this establishment of front, side and rear yards. The establishment of yards through this procedure will require the revision of the Minor Subdivision Plat or Final Plat, as applicable