BOARD OF APPEALS

Marsha A. Hopkins, Chair Tom Waller, Vice-Chair Therol Brown John Tate Bill Beckwith

STAFF

Pete Frisina, Director of Community Services Chanelle Blaine, Zoning Administrator Howard Johnson, Planning and Zoning Coordinator

AGENDA

Fayette County Zoning Board of Appeals
Fayette County Administrative Complex
Public Meeting Room
June 24, 2019
7:00 P.M.

1. Consideration of the Minutes of the Meeting held on May 20, 2019.

PUBLIC HEARING

- 2. Petition No. A-700-19, Berachah Bible Church, Inc., requests the following: Variance to Sec. 110-137. R-40, (d)(4)(a)(1) to reduce front yard setback from 60 feet to 40 feet to bring the existing building on this reconfigured lot into compliance. The subject property is located in Land Lot 202 of the 5th District and fronts on Corinth Road.
- 3. Petition No. A-701-19, Shelley Anthony, requests the following: Variance to Section 110-173. (3)(d)(1) to reduce roof pitch from the minimum of 4.5 inches in one foot to 1.25 inches in one foot. The subject property is located in Land Lot 199 of the 13th District and fronts on State Route 314.
- 4. Petition No. A-702-19, Judy Abigail Looper, requests the following: Variance to Sec. 110-125.(d)(6) to reduce the side yard setback from 50 feet to 25 feet to allow for the construction of a swimming pool. The subject property is located in Land Lot 118 of the 4th District and fronts on Antioch Road and Lowery Drive.

PETITION NO. A-700-19 320 Corinth Road Jonesboro, GA 30238 Public Hearing Date June 24, 2019

The subject property is zoned R-40 and located at 320 Corinth Road. The applicant is requesting a Variance as follows:

Variance to Sec. 110-137. R-40, (d)(4)(a)(1) to reduce front yard setback from 60 feet to 40 feet to bring the existing building on this reconfigured lot into compliance.

History: Rezoning 459-83, A-R to R-40, was approved by the Board of Commissioners on July 14, 1983. No conditions were placed on the rezoning. The Final Plat for North Bend subdivision was recorded on August 31, 1983. The subject property is 1.00 acres in size. Tax Assessor's records indicate that applicant purchased the property in 2017.

Revision to a recorded final plat for North Bend subdivision (RP-070-18) was approved by the Board of Commissioners on January 24, 2019 to reconfigure Lot 1 by adding/exchanging property from an adjacent tract which contains the Berachah Bible Church. By reconfiguring lot 1 the front setback changed to the current setback requirement of 60 feet. The existing home encroaches the setback and can only be rectified by a variance through the Zoning Board of Appeals.

The applicant provides the following information:

VARIANCE SUMMARY

Provide a detailed and specific summary of each request. If additional space is needed, please attach a separate sheet of paper.

Berachah Bible Church, Inc. (The Church) wishes to revise the configuration of Lot 1 in the North Bend Subdivision. The Board of Commissioners approved the request to revise the final plat to add/exchange property to this lot. The existing ordinances must now be applied to the revised lot. The 60 foot front applied will not create an encroachment of the existing house.

JUSTIFICATION OF REQUEST

1 A-700-19

The Fayette County Zoning Ordinance, Sec. 110-242. (b) states that in order to grant a variance, the Zoning Board of Appeals shall and must find that all five (5) conditions below exist.

1. There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography.

The lot in question was developed in August of 1983. The Church owns this lot and the property to the south. As the lot exists now in the shape of a triangle, the areas converge to a point on the east and west of the lot.

2. The application of these regulations to this particular piece of property would create a practical difficulty or unnecessary hardship; and,

If this variance is not granted, the Church cannot reconfigure the lot to a more desirable shape.

3. Such conditions are peculiar to the particular piece of property involved; and,

The existing lot is a triangular shape with road frontage that terminates, on the east side of the lot, to a point. This area and the area at the west side of the lot is unusable.

4. Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of these regulations; provided, however, no variance may be granted for a use of land or building or structure that is prohibited by this Ordinance; and

The house on this lot was constructed in 1984. The only reason a variance is requested is to reconfigure the shape of the lot as it now exists.

5. A literal interpretation of this Ordinance would deprive the applicant of any rights that others in the same District are allowed.

The front building line on the lots in North Bend Subdivision is 40'. The front building of 60' is required now if the lot is reconfigured.

2 A-700-19

DEPARTMENTAL COMMENTS

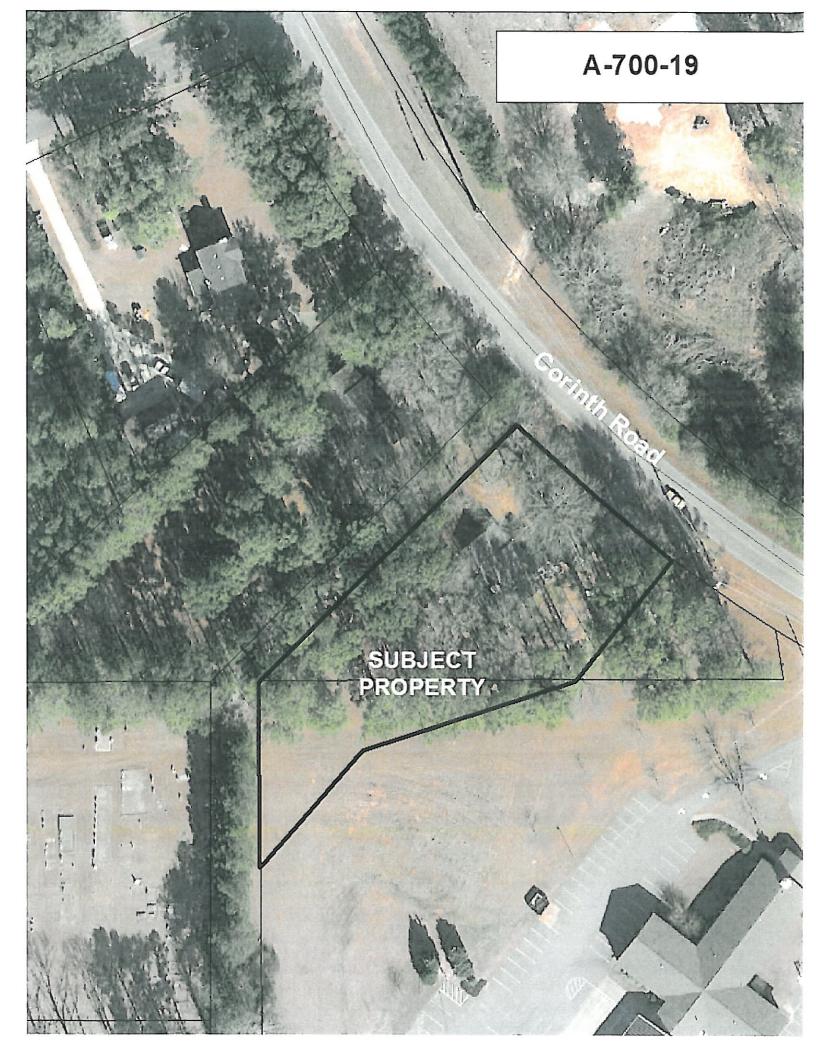
ENVIRONMENTAL HEALTH: No comment.

ENVIRONMENTAL MANAGEMENT: No comment.

FIRE MARSHAL: The bureau of Fire Prevention will neither approve nor deny request that fall outside the scope of Fire Prevention Code Requirements.

WATER SYSTEM: No conflict.

3 A-700-19



VARIANCE APPLICATION TO THE ZONING BOARD OF APPEALS
PROPERTY OWNERS: BEZACHAH BIBLE CHURCH, INC. NEWTON
MAILING ADDRESS: 320 CORINTH ROAD-JONESBORD, GA. 30238
PHONE: SEE BELOW E-MAIL: SEE BELOW
AGENT FOR OWNERS: RANDY M. BOYD
MAILING ADDRESS: P.O. BOX GA ZEBULON, GA. 30295
PHONE: 404-275-1677 E-MAIL: DOYTZIN@gmail.com
PROPERTY LOCATION: LAND LOT 202 LAND DISTRICT 5th PARCEL 05460
TOTAL NUMBER OF ACRES OF SUBJECT PROPERTY: 1.00 ACRE. ZOO I
ZONING DISTRICT: Z-40
ZONING OF SURROUNDING PROPERTIES: NORTHWEST - 8-40, WEST-AR
PRESENT USE OF SUBJECT PROPERTY: NORTHWEST - R-40, WEST-MC SOUTH EPPST - R-40 PRESENT USE OF SUBJECT PROPERTY: RESIDENTIAL
PROPOSED USE OF SUBJECT PROPERTY: THE PROPERTY
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: A-700-19
[] Application Insufficient due to lack of:
by Staff: Date:
[V] Application and all required supporting documentation is Sufficient and Complete
by Staff:
Date: 920/19
DATE OF ZONING BOARD OF APPEALS HEARING: MONDAY, JONE 24
Received from a check in the amount of \$
for application filing fee, and \$ for deposit on frame for public hearing sign(s).
Date Paid: Receipt Number:

VARIANCE INFORMATION

Complete the chart below with the information pertaining to each request. If additional space is needed, please provide the information on a separate sheet of paper.

Ordinance/Section	Requirement	Proposed	Variance Amount
(Z)(4)(Q)(2)	601	FROM BULDING LA FROM GO'TO 40'	E 201
		7	

VARIANCE SUMMARY

Provide a detailed and specific summary of each request. If additional space is needed, please attach a separate sheet of paper.

BERACHAH BIBLE CHURCH, INC. THE CHURCH) WISHES TO
REVISETHE CONFIGURATION OF LOT I IN THE NOTTH BEND
SUBDIVISION. THE BOARD OF COMMISSIONERS APPROVED THE
PEQUEST TO PRISE THE FINAL PUAT TO ADD/EXCHANGE
PROPERNY TO THIS LOT. THE EXETING OPPINANCES
PROPERTY TO THIS LOT. THE EXETTING OPPHIANCES MUST NOW BE APPHAD TO THE PEVISED LOT. THE
GO FRONTE APPLIED WILL NOTICEPERTE AN ENCROPACIONENT
OF THE EXISTING HOUSE,

PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM

(Applications require authorization by ALL property owners of subject property).

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property:

BERACHAH BIBLE CH	WREAT, INC.	
Pleas	se Print Names	
Property Tax Identification Number(s) of Subject F	Property: 05460200	
(Lam) (we are) the sole owner(s) of the above-red of the	than one land district) Land Lot(s) OD acres (legal description co	of the
(We) hereby delegate authority to RAUDY request. As Agent, they have the authority to agree to Board.	M. BOYD to act as any and all conditions of approval wh	(my) (our) Agent in this ich may be imposed by the
(We) certify that all of the information filed with the any paper or plans submitted herewith are true and consumption (We) understand that this application, attachments and Zoning Department and may not be refundable. (B) (We) me/us will result in the denial, revocation or admin acknowledge that additional information may be required. Signature of Property Owner 1 Address Address Address Address Signature of Property Owner 2	rrect to the best of (my) (our) knowled defees become part of the official recover) understand that any knowingly fals istrative withdrawal of the application of	dge and belief. Further, (1) ords of the Fayette County se information given herein or permit. (1) (We) further
Address Signature of Authorized Agent P.O. Box G4 Address ZEBUON, GA.	Date Signature of Notary Public 5/17/2019 Date	A CONTARY OF A CON
30295		

JUSTIFICATION OF REQUEST

The Fayette County Zoning Ordinance, Section 110-242 (b) states that in order to grant a variance, the Zoning Board of Appeals shall and must find that all five (5) conditions below exist. Please read each standard below and then address each standard with a detailed response. Attach additional information/documentation as necessary.

	LOT IN QUESTION WAS DEVELOPED IN AUGUST OF
	CHURCH OWNS THIS LOT AND THE PROPERTY TO THE
SOUT	THE AS THE LOT EXISTS NOW IN THE SHAPE OF A TOLANGE
THE	SURPLE CONVERGE TO A POINT ON THE EAST AND WEST OF
	plication of these regulations to this particular piece of property would create a practical ty or unnecessary hardship.
F7	THIS VARIANCE IS NOT GRANTED, THE CHURCH
CAN	NOT PECONFIGURE THE LOT TO A MORE
DES	IRABUS SHAPS,
Such co	onditions are peculiar to the particular piece of property involved.
THE	EXETING LOT IS A TRIANGULAR SHAPE WITH
ROP	P FRONTAGE THAT TERMINATES, ON THE BAST
	E OF THE LOT, TO A DOINT. THIS AREA AND TH

4.	Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of these regulations; provided, however, no variance may be granted for a use of land, building, or structure that is prohibited herein.
	THE HOUSE ON THIS LOT WAS CONSTRUCTED IN 1984.
	THE ONLY PERSON A VARIANCE IS REQUESTED IS
	TO RECONFIGURE THE SHAPE OF THE LOT AS IT
	NOW EXETS.
5.	A literal interpretation of this Ordinance would deprive the applicant of any rights that others in the same zoning district are allowed.
	THE FRONT BUILDING HAVE ON THE LOTS IN THE
	NOTEH BEAUD SUBDIUISION IS 40'. THE FRONT BUILDING
	OF GO'IS REQUIRED NOW IT THE LOT IS ILECONFIGURED



Doc ID: 010107390001 Type: WD Recorded: 03/24/2017 at 10:00:00 Ar Fee Amt: \$130.00 Page 1 of 1 Transfer Tax: \$120.00 Fayette, Ga. Clerk Superior Court Shella Studdard Clerk of Court

BK 4585 PG 118

RETURN TO: WESSELS & DIXON, P.C. 120 W. SOLOMON STREET GRIFFIN, GA 30223 17G-0158

WARRANTY DEED

STATE OF GEORGIA COUNTY OF SPALDING

THIS INDENTURE, made this 17th day of March 2017 between Daniel E. Ivey, of the first part and Berachah Bible Church, Inc. of the State of Georgia and County of Fayette of the second part,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of TEN (\$10.00) DOLLARS, and other goods and valuable considerations, in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed and by these presents does grant, sell and convey unto the said party of the second part his heirs and assigns:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 202, 5TH DISTRICT, FAYETTE COUNTY, GEORGIA, BEING LOT 1, NORTH BEND, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 14, PAGE 63, FAYETTE COUNTY RECORDS, WHICH PLAT IS INCORPORATED HEREIN BY REFERENCE FOR A MORE COMPLETE AND ACCURATE DESCRIPTION OF THE PROPERTY.

THIS CONVEYANCE IS MADE SUBJECT TO ALL ZONING ORDINANCES, EASEMENTS AND RESTRICTIONS OF RECORD AFFECTING SAID BARGAINED PREMISES.

TO HAVE AND TO HOLD the said bargained premises, together with all and singular the rights, members and appurtenances thereof, to the same being belonging or in any wise appertaining, to the only proper use, benefit and behoof of the said party of the second part heirs, successors and assigns, forever, IN FEE SIMPLE,

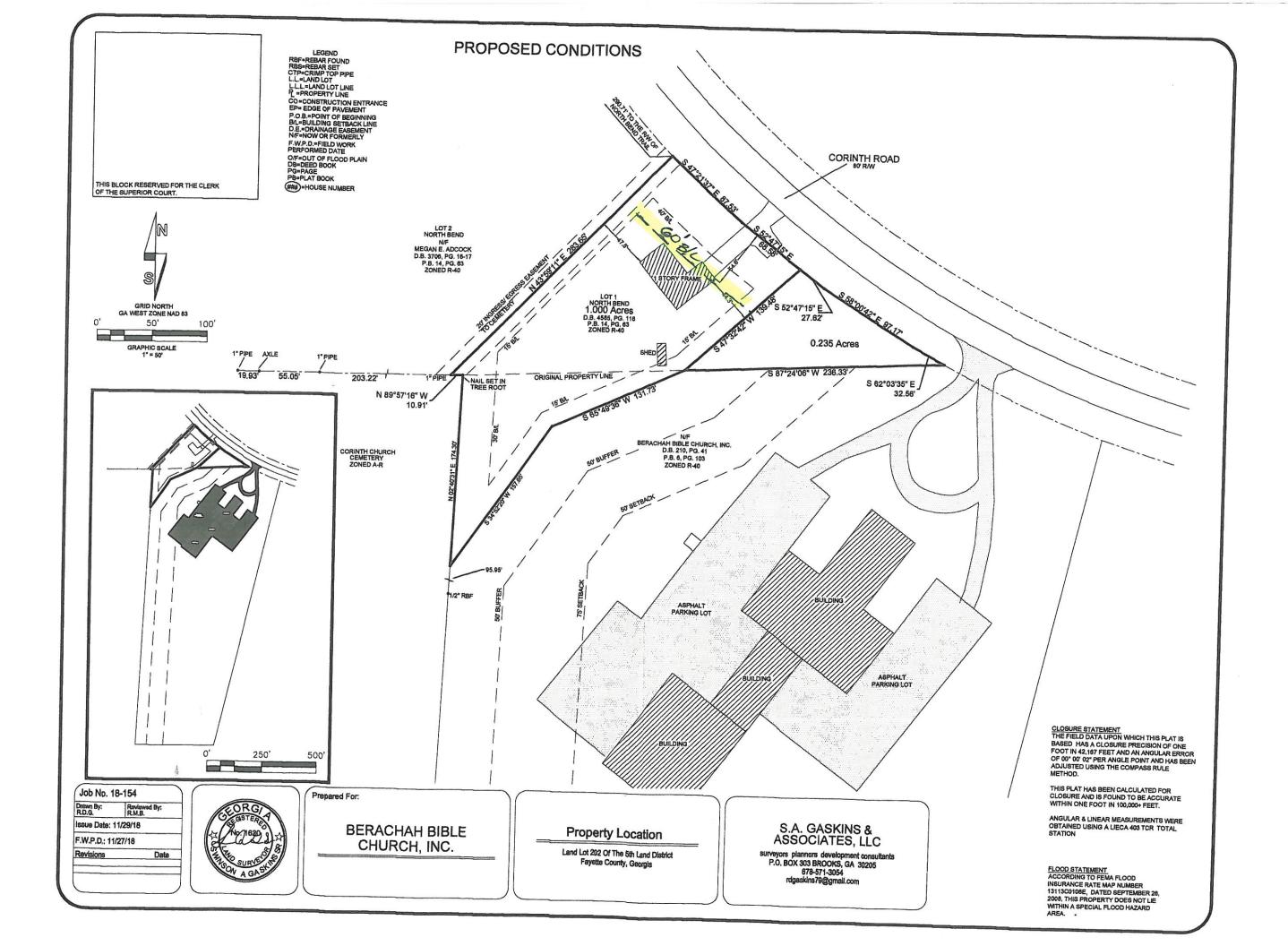
And the said party of the first part, for his heirs, successors, executors and administrators will warrant and forever defend the right and title to the above described property subject to permitted exceptions, unto the said party of the second part, his heirs, successors and assigns, against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and affixed his seal, the said date and year above written.

Signed this 17th day of March 2017 in the

Daniel E. Ivey

Book: 4585 Page: 118 Page 1 of 1



PETITION NO. A-701-19 Parcel ID 130501033 (Fronts S.R. 314) Fayetteville, GA 30214 Public Hearing Date March 25, 2019

The subject property is zoned C-H and located next door to AutoZone off of State Route 314 (130501033), Fayetteville, GA 30215. The applicant is requesting a Variance as follows:

Variance to Section 110-173. (3)(d)(1) to reduce pitched peaked roof from the minimum of 4.5 inches in one foot to 1.25 inches in one foot.

Section 110-173. Transportation corridor overlay zone. (3) General state route overlay zone. (d) Architectural standards. Structures shall maintain a residential character. Elevation drawings denoting compliance with the following shall be submitted as part of the site plan. (1) A pitched peaked (gable or hip) roof with a minimum pitch of 4.5 inches in one foot including gasoline canopies and accessory structures and shall be of a type and construction complimentary to the facade. A pitched mansard roof facade with a minimum pitch of 4.5 inches in one foot and a minimum height of eight feet around the entire perimeter of the structure can be used if the structure is two stories or more or the use of a pitched peaked roof would cause the structure to not meet the applicable height limit requirements. The mansard roof facade shall be of a residential character with the appearance of shingles, slate or terra cotta.

History: The subject property is a non-conforming lot of record. A survey of the subject property was recorded on October 19, 1971. The subject property is 0.627 acres in size. Tax Assessor's records indicate that applicant purchased the property in 2017.

As part of the site plan process for a zoning compliance letter, elevation drawings for the structure is required. The first submittal for the site plan of Butch's Auto (SP18-012) was received by staff on August 1, 2018. Staff requested the elevation drawings on August 8, 2018 by email through comments. The second submittal for the site plan was received by staff on August 23, 2018. No elevation drawings were given to staff with the second submittal. On September 11, 2018 staff requested elevation drawings again with comments by email. The third submittal for the site plan was received by November 1, 2018 by staff. A few days after the third submittal was given to staff the petitioner provided staff with a copy of the elevation drawings. Staff conditionally approved the site plan on November 15, 2018, with some minor changes including updating the roof pitch minimum. The fourth submittal for the site plan was received by staff on December 12, 2018. Staff conditionally approved the site plan on December 27, 2018 provided that the petitioner updated the elevation drawings to meet the minimum pitch of 4.5 inches in one foot (see attached emails).

The applicant provides the following information:

VARIANCE SUMMARY

Provide a detailed and specific summary of each request. If additional space is needed, please attach a separate sheet of paper.

According to Article V, section 110-169; Conditional use approval D.1 states that a pitched peaked (Gable or hip) roof with a minimum pitch of 4.5 inches in one foot is required for commercial use in this zoning perimeter. I am submitting a variance request because my current roof on my building doesn't meet the county regulations for the overlay district that I'm in. I will be using a modular building that comes with a flat roof and is manufactured off site as they come. This is great because my construction site will be free from debris, dust, and etc. keeping the air clean as possible during construction. Before even purchasing the modular building, I checked with the county to see if I could even put that type of structure up and I was told yes by a county official. Constructing a building with such specific requirements for the roof would cause extreme hardship to the other businesses around me. I have talked to several roofing companies for the past 6 months and everyone is the same thing, "It's impossible." To make the transition as smooth as possible for the flow of traffic and neighboring businesses my modular building that's already purchased is ready to be transported to my property. While I understand regulations are put in place to uphold the standards and decency of the county, this was already verbally pre-approved by the zoning administrator of the Fayette county planning and zoning department. Once I was given the verbal approval for the elevations and building materials, I moved forward with my plans until I was then told otherwise. months later, that I had to have a different type of roof. Surely, I hope you all can understand my justifications for this request and grant me the opportunity to continue my plans to add yet another successful business to Fayette County.

JUSTIFICATION OF REQUEST

The Fayette County Zoning Ordinance, Sec. 110-242. (b) states that in order to grant a variance, the Zoning Board of Appeals shall and must find that all five (5) conditions below exist.

1. There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography.

This particular property that I own is approximately .67 acres in size. Due to the exceptionally small size of this property it calls for a certain type of building in order to fit perfectly on the property. For this reason I will be using an energy efficient modular building which already comes with a flat roof and fits the property perfectly.

2. The application of these regulations to this particular piece of property would create a practical difficulty or unnecessary hardship; and,

Being that the modular building I will be using already comes with a flat roof and the building already is manufactured that way, changing the roof to a "pitch" roof that regulations require would cause includes months of construction which would impact the other buildings around me and possibly the flow of traffic, I would have to put a hold on construction until I would be able to destroy the roof the building comes with to reconstruct a pitch roof to accommodate regulations, which I have been told is almost impossible without great possibility of destroying the entire building.

3. Such conditions are peculiar to the particular piece of property involved; and,

I would definitely say that these conditions are peculiar to my property because being that it is only .67 acres. Given only limited space, I have already purchase a modular building that was made off site and is ready to be transported to my property as is. Modular buildings are not manufactured for commercial use with a "pitch" roof, as the regulations require. If my property were slightly larger I could possible construct a building with a pitch roof rather than a flat roof, but I do not have the space to accommodate such a large project which makes my circumstance peculiar. Also, based on my observation, there are no other commercial buildings in the overlay zoning area with "pitch" roofs either.

4. Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of these regulations; provided, however, no variance may be granted for a use of land or building or structure that is prohibited by this Ordinance; and

There would be no substantial detriment to the public good or impair the purposes and intent of these regulations because the modular building with the flat roof will be easily placed on the property without any interference to the community and it will look equally as professional as the other commercial buildings in the area if not better. My landscape plan is very extensive and the curb appeal for this property will be like none other in the overlay district.

5. A literal interpretation of this Ordinance would deprive the applicant of any rights that others in the same District are allowed.

I would like to exercise my right to explain why these regulations would not work for my given property size and location. With justification as I have explained, I would like the same opportunity as the others in my same zoning to create a professional space on my property

that will still uphold the decency of the county's appearance without having a required "Pitch" roof.

DEPARTMENTAL COMMENTS

ENVIRONMENTAL HEALTH: No objections to flat roof.

ENVIRONMENTAL MANAGEMENT: No comment.

FIRE MARSHAL: The bureau of fire prevention will neither approve nor deny request that fall outside the scope of ISO requirements.

WATER SYSTEM: No conflict.



VARIANCE APPLICATION TO THE ZONING BOARD OF APPEALS

PROPERTY OWNERS: Shelley Hothung W
MAILING ADDRESS: 1050 Brook homen Orne Fawtown, GA 30213
PHONE: 678-886-0946 E-MAIL: Stelley anthony 58@ yahoo. Com
AGENT FOR OWNERS: NA
MAILING ADDRESS:
PHONE:E-MAIL:
PROPERTY LOCATION: LAND LOT 199 LAND DISTRICT 13th PARCEL 130501035
TOTAL NUMBER OF ACRES OF SUBJECT PROPERTY:
ZONING DISTRICT: C-H
ZONING OF SURROUNDING PROPERTIES:C-H
PRESENT USE OF SUBJECT PROPERTY: <u>Undeveloped</u>
PROPOSED USE OF SUBJECT PROPERTY: Msc-Car Deleurship
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: $A-701-19$
[] Application Insufficient due to lack of:
by Staff: Date:
[V] Application and all required supporting documentation is Sufficient and Complete
by Staff: Date: <u>5/20/19</u>
DATE OF ZONING BOARD OF APPEALS HEARING: MONDAY, JONE 24,2019
Received from a check in the amount of \$
for application filing fee, and \$ for deposit on frame for public hearing sign(s).
Date Paid: Receipt Number:

PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM

(Applications require authorization by ALL property owners of subject property).

Name(s) of All Property Owners of Record found	on the latest recorded deed for the subject property:
Shelley Anthony IV	
	ase Print Names
Property Tax Identification Number(s) of Subject	Property: 130501033
of the District, and (if applicable to mo	referenced property. Subject property is located in Land Lot(s) re than one land district) Land Lot(s) 99 of the 27 acres (legal description corresponding to most recenvith).
(I) (We) hereby delegate authority to N/A request. As Agent, they have the authority to agree t Board.	to act as (my) (our) Agent in this to any and all conditions of approval which may be imposed by the
any paper or plans submitted herewith are true and community (We) understand that this application, attachments a Zoning Department and may not be refundable. (I) (by me/us will result in the denial, revocation or admit	this application including written statements or showings made incorrect to the best of (my) (our) knowledge and belief. Further, (I) and fees become part of the official records of the Fayette County (We) understand that any knowingly false information given herein nistrative withdrawal of the application or permitty (I) (We) further red by Fayette County in order to process this application. Signature of Notary Public Date
Signature of Property Owner 2	Signature of Notary Public
Address	Date
Signature of Authorized Agent	Signature of Notary Public
Address	Data

Variance Summary

According to Article V, section 110-169; Conditional use approval D.1 states that a pitched peaked (Gable or hip) roof with a minimum pitch of 4.5 inches in one foot is required for commercial use in this zoning perimeter. I am submitting a variance request because my current roof on my building doesn't meet the county regulations for the overlay district that I'm in. I will be using a modular building that comes with a flat roof and is manufactured off site as they come. This is great because my construction site will be free from debris, dust, and etc. keeping the air clean as possible during construction. Before even purchasing the modular building, I checked with the county to see if I could even put that type of structure up and I was told yes by a county official. Constructing a building with such specific requirements for the roof would cause extreme hardship to the other businesses around me. I have talked to several roofing companies for the past 6 months and everyone is the same thing, "It's impossible." To make the transition as smooth as possible for the flow of traffic and neighboring businesses my modular building that's already purchased is ready to be transported to my property. While I understand regulations are put in place to uphold the standards and decency of the county, this was already verbally pre-approved by the zoning administrator of the Fayette county planning and zoning department. Once I was given the verbal approval for the elevations and building materials, I moved forward with my plans until I was then told otherwise, months later, that I had to have a different type of roof. Surely, I hope you all can understand my justifications for this request and grant me the opportunity to continue my plans to add yet another successful business to Fayette county.

Justification of Request

1. There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography.

This particular property that I own is approximately .67acres in size. Due to the exceptionally small size of this property it calls for a certain type of building in order to fit perfectly on the property. For this reason I will be using an energy efficient modular building which already comes with a flat roof and fits the property perfectly.

2. The application of these regulations to this particular piece of property would create a practical difficulty or unnecessary hardship.

Being that the modular building I will be using already comes with a flat roof and the building already is manufactured that way, changing the roof to a "pitch" roof that regulations require would cause unnecessary hardship. The practical difficulty that this would cause includes months of construction which would impact the other buildings around me and possibly the flow of traffic, I would have to put a hold on construction until I would be able to destroy the roof the building comes with to reconstruct a pitch roof to accommodate regulations, which I have been told is almost impossible without great possibility of destroying the entire building.

3. Such conditions are peculiar to the particular piece of property involved.

I would definitely say that these conditions are peculiar to my property because being that it is only .67 acres. Given only limited space, I have already purchase a modular building that was made off site and is ready to be transported to my property as is. Modular buildings are not manufactured for commercial use with a "pitch" roof, as the regulations require. If my property were slightly larger I could possible construct a building with a pitch roof rather than a flat roof, but I do not have the space to accommodate such a large project which makes my circumstance peculiar. Also, based on my observation, there are no other commercial buildings in the overlay zoning area with "pitch" roofs either.

4. Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of these regulations; provided, however, no variance may be granted for a use of land, building, or structure that is prohibited herein.

There would be no substantial detriment to the public good or impair the purposes and intent of these regulations because the modular building with the flat roof will be easily placed on the property without any interference to the community and it will look equally as professional as the other commercial buildings in the area if not better. My landscape plan is very extensive and the curb appeal for this property will be like none other in the overlay district.

5. A literal interpretation of this Ordinance would deprive the applicant of any rights that others in the same zoning district are allowed.

I would like to exercise my right to explain why these regulations would not work for my given property size and location. With justification as I have explained, I would like the same opportunity as the others in my same zoning to create a professional space on my property that will still uphold the decency of the county's appearance without having a required "Pitch" roof.

JUSTIFICATION OF REQUEST

The Fayette County Zoning Ordinance, Section 110-242 (b) states that in order to grant a variance, the Zoning Board of Appeals shall and must find that all five (5) conditions below exist. Please read each standard below and then address each standard with a detailed response. Attach additional information/documentation as necessary.

in question becaus	linary and exceptional conditions pertaining to the particular piece of propert e of its size, shape or topography.
The application of difficulty or unnec	f these regulations to this particular piece of property would create a practical tessary hardship.
Such conditions ar	re peculiar to the particular piece of property involved.

VARIANCE INFORMATION

Complete the chart below with the information pertaining to each request. If additional space is needed, please provide the information on a separate sheet of paper.

Ordinance/Section	Requirement	Proposed	Variance Amount

VARIANCE SUMMARY

Provide a detailed and specific summary of each request. If additional space is needed, please sheet of paper.	attach a separate
	_
	_





Doc ID: 010231560004 Type: QCD Recorded: 09/18/2017 at 03:00:00 PM Fee Amt: \$16.00 Page 1 of 4 Transfer Tax: \$0.00 Fayette, Ga. Clerk Superior Court Sheila Studdard Clerk of Court

вк 4656 ра 267-270

After recording, return to:

Battle Law, P.C. One West Court Square, Suite 750 Decatur, Georgia 30030

QUITCLAIM DEED

THIS INDENTURE is made as of this 5th day of September, 2017, by and between LYNNE T. NELSON, a resident of the State of Georgia and LUANNE T. MCGINNIS, a resident of the State of Tennessee (hereinafter collectively referred to as "Grantor") and BUTCH'S AUTO LLC, a Georgia corporation (hereinafter referred to as "Grantee").

WITNESSETH: That Grantor for and in consideration of the sum of ONE AND NO/100 DOLLAR (\$1.00) AND OTHER GOOD AND VALUABLE CONSIDERATION, cash in hand paid, the receipt of which is hereby acknowledged, has bargained, sold, and does by these presents bargain, sell, remise, release, and forever quit-claim to Grantee any and all right, title, interest, claim or demand which the Grantor has or may have had in and to the following described real property (the "Property"), to wit:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING in Land Lot 199 of the 13th District of Fayette County, Georgia being more particularly described on **Exhibit "A"** attached hereto and incorporated herein by this reference.

With all the rights, members, and appurtenances to the said described premises in anywise appertaining or belonging.

[SIGNATURE PAGE CONTAINED ON FOLLOWING PAGE]

Book: 4656 Page: 267 Seq: 1

IN WITNESS WHEREOF, Grantor has caused this Quitclaim Deed to be executed by its duly authorized and incumbent officers as of the 5th September, 2017.

Signed, sealed and delivered and attested to in the presence of:

Unofficial Witness

LYNNE T. NELS

_(SEAL)

Notary Public

My commission expires:

(Notary Seal)

Book: 4656 Page: 267 Seq: 2

[SIGNATURES CONTINUED FROM IMMEDIATELY PRECEEDING PAGE]

Signed, sealed and delivered and attested to in the presence of:

Unofficial Witness

LUANNE T. MCGINNIS

(SEAL)

Notary Public

My commission expires:

(Notary Seal)



Book: 4656 Page: 267 Seq: 3

EXHIBIT A LEGAL DESCRIPTION

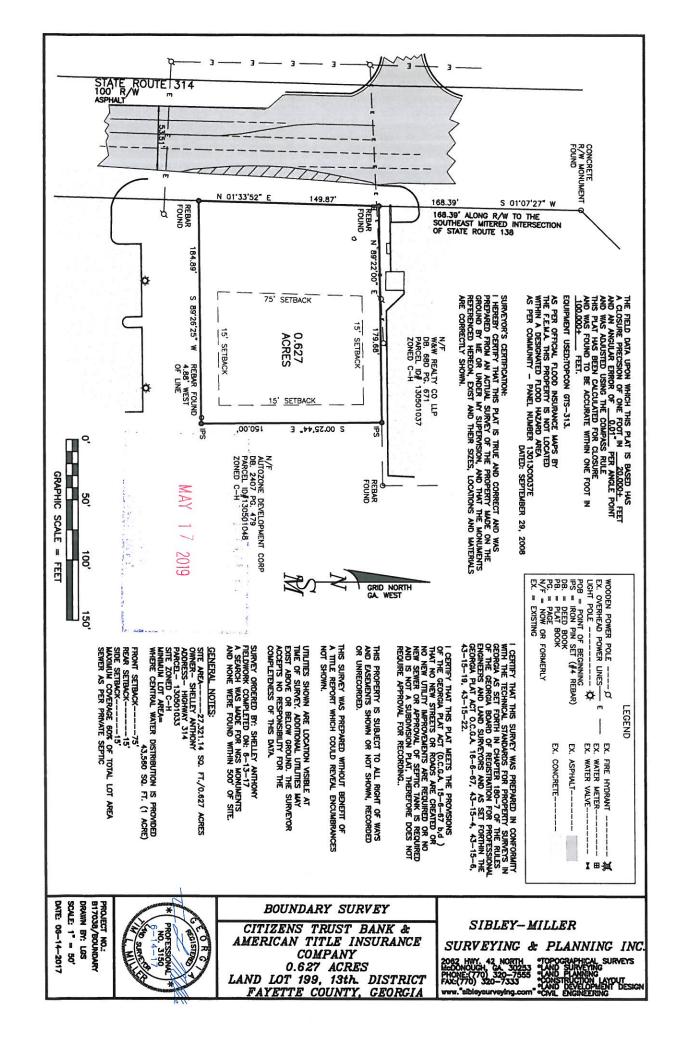
(Survey)

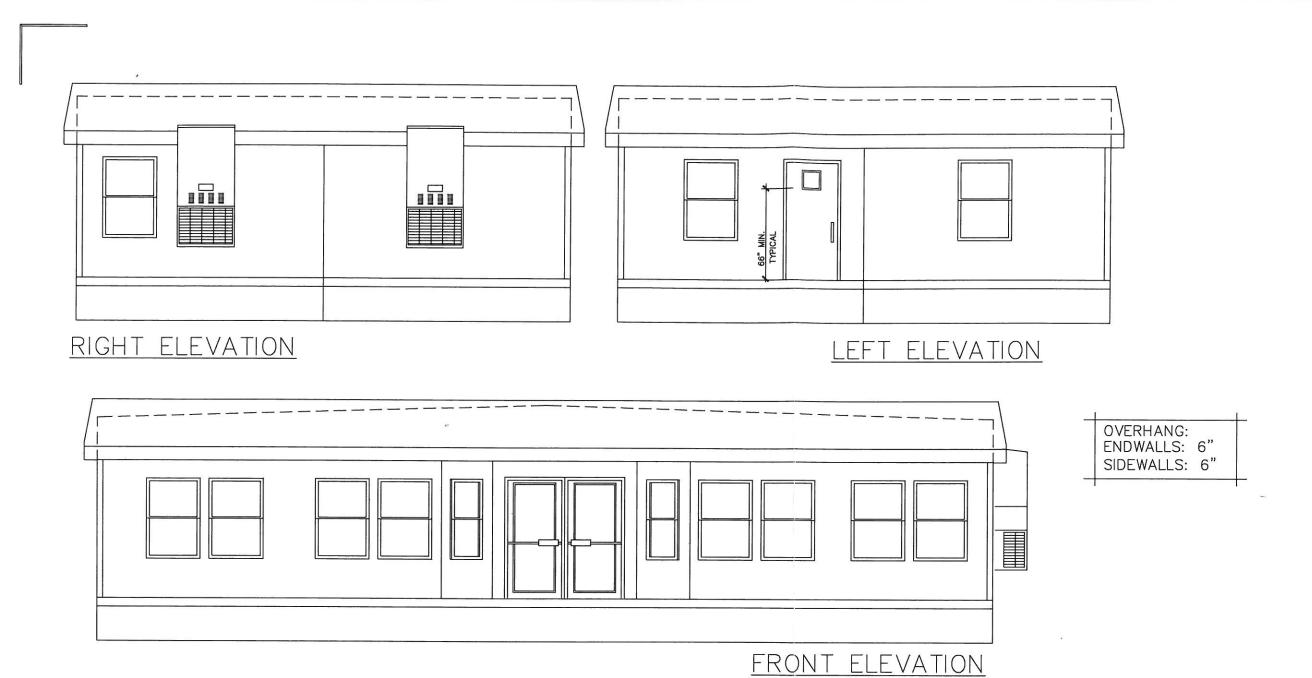
All that tract or parcel of land lying and being in Land Lot 199 of the 13th District of Fayette County, Georgia and being more particularly described as follows:

Commencing at the Concrete Right of Way Monument found at the Southeast Mitered intersection of State Route 314 and State Route 138; thence running South 01 degrees 07 minutes 27 seconds West, a distance of 168.39 feet to a rebar found and the TRUE POINT OF BEGINNING; thence running North 89 degrees 22 minutes 00 seconds East, a distance of 179.68 feet to an iron pin set found; thence running South 00 degrees 25 minutes 44 seconds East, for a distance of 150.00 feet to an iron pin set found; thence running West for a distance of 4.88 feet to a rebar found; thence running South 89 degrees 26 minutes 25 seconds East, for a distance of 184.89 feet to a rebar found; thence running North 01 degrees 33 minutes 52 seconds East, for a distance of 149.87 feet to a rebar found and being the TRUE POINT OF BEGINNING.

Book: 4656 Page: 267 Seq: 4

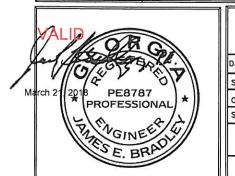
Book 4656 Page: 267 Page 4 of 4





RADCO APPROVED
Mar 21, 2018 **RADCO**

CONSULTING ENGINEER JAMES BRADLEY, P.E. — 212 FOX TRAIL — PARKESBURG, PA. 19365 — (610) 857—2458



$B_{\rm I}$ P.O.	AMOND BUIL. BOX 2200 LASS, GEORGIA 31534	DERS INC. 440 THOMPSON DR. (912) 384-7080
DATE: 3-19-18 SCALE: NO SCALE	THIRD PARTY: RADCO 5801 BENJAMIN CENTER, SUITE 102 TAMPA, FLORIDA 33634 813-243-0370	
CODES: SEE NOTES	REVISIONS:	BY:
STATES: GA	L	J.B.

SHEET

FAYETTEVILLE

5 OF 6

A-701-19

ELEVATION NOTES: TYPICAL

FOUNDATION ENCLOSURE

SEE-CROSS SECTION FOR METHOD OF ROOF VENTILATION

ACCESSIBLE RAMP(S), STAIR(S), AND HANDRAILS ARE SITE INSTALLED, DESIGNED BY OTHERS, AND SUBJECT TO LOCAL JURISDICTION.

FOUNDATION ENCLOSURE
(WHEN PROVIDED) MUST HAVE
1 SQUARE FOOT NET VENT AREA
PER 1/150TH OF THE FLOOR AREA,
AND AN 18" X 24" MINIMUM CRAWL
SPACE ACCESS, SITE INSTALLED BY
OTHERS SUBJECT TO LOCAL
JURISDICTION.

DBI7628 A/B 27'-4" x 50'-0" BUSINESS DESTINATION: **ELEVATIONS**

REAR ELEVATION SCALE: 3/16"=1'-0"

From:

Chanelle Blaine

Sent:

Monday, January 7, 2019 9:18 AM

To:

Shelley Anthony

Subject:

Roof Pitch for Butch's Auto

Attachments:

ARTICLE V.

__CONDITIONAL_USES__NONCONFORMANCES__TRANSPORTATION_CORRIDOR_OVER

LAY_ZONE_AND_COMMERCIAL_DEVELOPMENT_STANDARDS 1.doc

Good Morning Mr. Anthony,

I spoke to my Director this morning about your roof pitch predicament for Butch's Auto and he said we must go with the requirement stated in the Zoning Ordinance of a minimum pitch of 4.5 feet in one foot. I've attached a copy of the General Business Transportation Overlay Zone to the email. Please let me know if you have any other questions.

Regards, Chanelle Blaine

Chanelle N. Blaine, AICP

Zoning Administrator
Fayette County Planning & Zoning Department
140 Stonewall Avenue West, Suite 202
Fayetteville, GA 30214
Phone: 770-305-5162

Email: cblaine@fayettecountyga.gov



From:

Chanelle Blaine

Sent:

Thursday, December 27, 2018 11:26 AM

To:

Shelley Anthony; 'Joey Scanlon'

Subject:

Site Plan for Butch's Auto (SP18-012)

Attachments:

P&Z 4th Sub. of Butch Auto SP18-012.pdf

Good Morning,

Planning & Zoning has approved the 4th Submittal site plan of Butch's Auto. I cannot sign off on the site plan until I receive a copy of the building elevations. These elevations must show that the building has a minimum pitch of 4.5 inches in one foot. Once that has been provided P&Z will sign off on the site plan. The review fee will be \$150.00. If you have any other questions please feel free to call or email.

Thanks, Chanelle Blaine

Chanelle N. Blaine, AICP

Zoning Administrator
Fayette County Planning & Zoning Department
140 Stonewall Avenue West, Suite 202
Fayetteville, GA 30214
Phone: 770-305-5162

Email: cblaine@fayettecountyga.gov



From:

Chanelle Blaine

Sent:

Wednesday, November 28, 2018 1:09 PM

To:

Joey Scanlon

Cc:

Shelley Anthony; Bob Sims

Subject:

RE: Butch Auto SP18-012 3rd Sub. Comments

Good Afternoon Joey,

The site plan looks good but I cannot officially sign-off on it until the elevation comments are addressed. Please inform owner. If you have any additional questions feel free to call or email.

Thanks,

Chanelle Blaine

From: Joey Scanlon [mailto:joey@scanloneng.com]
Sent: Wednesday, November 28, 2018 12:26 PM

To: Chanelle Blaine

Cc: Shelley Anthony; Bob Sims

Subject: FW: Butch Auto SP18-012 3rd Sub. Comments

External Email Be cautious of sender, content, and links

Ms. Blaine

Attached is the revised site plan showing the requested dimensions to the dumpster enclosure. Please review the drawing and let me know if it satisfies your comments. Have a good day!

Sincerely, Joey

Michael J. Scanlon, PE Vice President

Scanlon Engineering Services, Inc. 221 E. Bank Street Griffin, Georgia 30223 Cell Phone - 678-618-3665 Office Phone - 678-967-2051

website - www.scanloneng.com

From: Shelley Anthony <shelley.anthony58@yahoo.com>

Sent: Tuesday, November 27, 2018 11:55 AM To: Joey Scanlon <joey@scanloneng.com>

Subject: Fwd: Butch Auto SP18-012 3rd Sub. Comments

Sent from my iPhone

Begin forwarded message:

From: Chanelle Blaine < cblaine@fayettecountyga.gov>

Date: November 15, 2018 at 5:26:25 PM EST

To: Shelley Anthony <<u>shelley.anthony58@yahoo.com</u>>
Subject: Butch Auto SP18-012 3rd Sub. Comments

Good Afternoon Mr. Anthony,

Attached is a copy of the 3rd submittal comments for Butch Auto. This is a conditional approval meaning that I will not make you resubmit plans unless other departments have found issues with your plans, but you will need to make the changes on the final set. My issues with the 3rd submittal are:

- Show the distance from the dumpster pad to the property line on the north and east end.
- Delineate the dumpster pad in bold marker because it looks to be encroaching the 15' setback.

After reviewing the elevation I have also found some issues and they are:

- Doors must be framed and maintain a residential character. The large glass in the door needs to have a divider between it so it can appear to have residential character.
- Roof must have a pitch that is a minimum of 4.5 inches in one foot.
- Please provide the building façade materials.

I've attached a copy of the overlay district to this email just in case you had any questions and highlighted the section that pertains to your project. If you have any questions please feel free to call or email.

Thanks, Chanelle Blaine

Chanelle N. Blaine, AICP

Zoning Administrator
Fayette County Planning & Zoning Department
140 Stonewall Avenue West, Suite 202
Fayetteville, GA 30214

Phone: 770-305-5162

Email: cblaine@fayettecountyga.gov



From:

Chanelle Blaine

Sent:

Thursday, November 15, 2018 5:26 PM

To:

Shelley Anthony

Subject:

Butch Auto SP18-012 3rd Sub. Comments

Attachments:

P&Z 3rd Sub. of Butch Auto SP18-012.pdf; ARTICLE_V.

__CONDITIONAL_USES_NONCONFORMANCES_TRANSPORTATION_CORRIDOR_OVER

LAY_ZONE_AND_COMMERCIAL_DEVELOPMENT_STANDARDS 1.doc

Good Afternoon Mr. Anthony,

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Thanks, Chanelle Blaine

Chanelle N. Blaine, AICP

Zoning Administrator Fayette County Planning & Zoning Department 140 Stonewall Avenue West, Suite 202 Fayetteville, GA 30214

Phone: 770-305-5162

Email: cblaine@fayettecountyga.gov



From: Sent: To:	Chanelle Blaine Thursday, September 27, 2018 8:36 AM Shelley Anthony
Subject:	RE: RE: Butch Auto SP18-012 Comments
Thank you.	
From: Shelley Anthony [mailto:sh Sent: Wednesday, September 26, To: Chanelle Blaine; Joey Scanlon Subject: Re: RE: Butch Auto SP1	. 2018 7:06 PM
Externa	Email Be cautious of sender, content, and links
The elevations starts on page 26,	please let me know if you need anything else!
Regards, On Friday, September 14, 2018, 1	0:39:33 AM EDT, Joey Scanlon <joey@scanloneng.com> wrote:</joey@scanloneng.com>
Ms. Blaine:	
Thank you for the quick response.	
As far as I know the plans can be	approved once the building elevations are submitted. Is this correct?
Sincerely, Joey	
Michael J. Scanlon, PE	
Vice President	
Scanlon Engineering Services, Inc	D.
221 E. Bank Street	
Griffin, Georgia 30223	

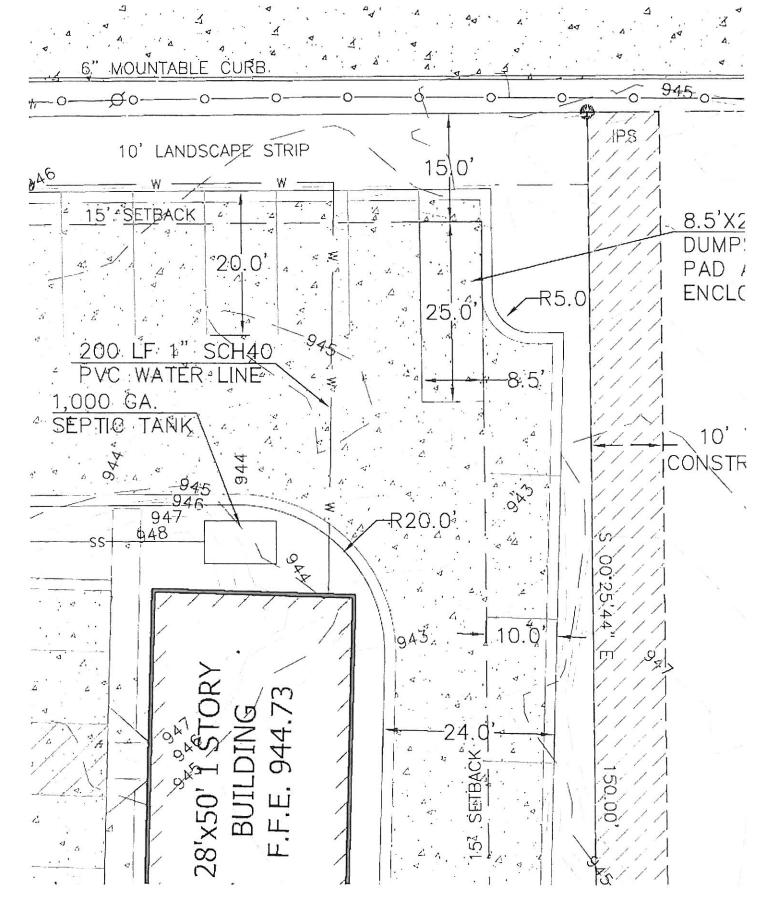
Cell Phone - 678-618-3665 Office Phone - 678-967-2051 website - www.scanloneng.com From: Chanelle Blaine <cblaine@fayettecountyga.gov> Sent: Friday, September 14, 2018 10:30 AM To: Joey Scanlon < joey@scanloneng.com> Subject: RE: Butch Auto SP18-012 Comments Joey. This looks good Thanks. Chanelle Blaine From: Joey Scanlon [mailto:joey@scanloneng.com] Sent: Friday, September 14, 2018 10:24 AM To: Chanelle Blaine Cc: Shelley Anthony; Bob Sims Subject: RE: Butch Auto SP18-012 Comments

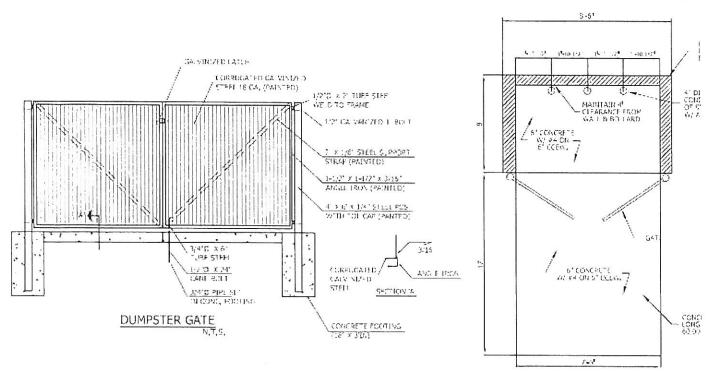
External Email Be cautious of sender, content, and links

Ms. Blaine

I have moved the dumpster enclosure behind the 15' building setback and included a dumpster enclosure detail. Please review the attached and let me know if this is acceptable.

Thank you for the quick response.





NOTE: GATE POSTS AND BOLLARDS SHALL BE SET IN 121 DEEP HOLES FILLED MY CONCRETE AND CONSTRUCTED BE DUMPSTER SIMB.

NO VERTICAL INTERFERENCE IS ALLOWED,

DUMPSTER PLAN

Sincerely, Joey

Michael J. Scanlon, PE

Vice President

Scanlon Engineering Services, Inc.

221 E. Bank Street

Griffin, Georgia 30223

Cell Phone - 678-618-3665

Office Phone - 678-967-2051

website - www.scanloneng.com

From: Chanelle Blaine < cblaine@fayettecountyga.gov>

Sent: Friday, September 14, 2018 8:33 AM
To: Joey Scanlon < joey@scanloneng.com >
Subject: RE: Butch Auto SP18-012 Comments

Good Morning Joey.

According to the Fayette County Zoning Ordinance Section 110-98. The refuse/dumpster area used in conjunction with nonresidential uses shall only be located to the side or rear of the principal structure, comply with the setbacks and/or buffer requirements, and screened per this article. Please update and resubmit.

Thanks.

Chanelle Blaine

Chanelle N. Blaine, AICP

Zoning Administrator

Fayette County Planning & Zoning Department

140 Stonewall Avenue West, Suite 202

Fayetteville, GA 30214

Phone 770-305-5162

Email: cblaine@fayettecountyga.gov



From: Joey Scanlon [mailto.joey@scanloneng.com]
Sent: Thursday, September 13, 2018 3:35 PM

To: Shelley Anthony; Chanelle Blaine

Cc: Bob Sims

Subject: RE: Butch Auto SP18-012 Comments

External Email Be cautious of sender, content, and links

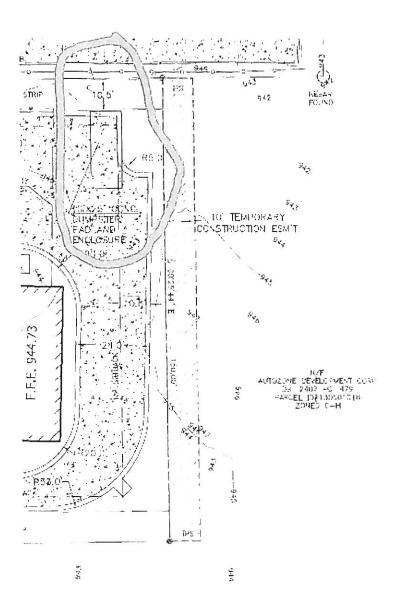
Ms. Blaine:

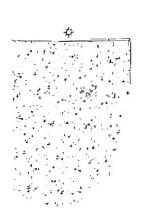
The Civil Plans for Butch's Auto, LLC have been revised per your comments (comments attached). Please review the attached revised site plan and let me know if this is acceptable. P&Z's approval is the only outstanding department for gaining final approval of this project.

The Owner will provide a copy of the building elevations.

Attached is the revised site plan showing:

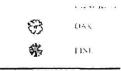
- 1. the dimension from the dumpster enclosure to the property line, i.e. 10.5'
- 2. The rezoning petition #206-72, Approved February 5, 1972 (see General Note 7A)





Sincerely, Joey





Automobile Sales Bullding Regulred I

I sopos per every service employee Space clm.: 10x20

Total regulied spaces - 3 spaces

total provided spaces - 22 spaces including 2

Impervious Area Statement

SITE AREA; 27,321 SQ, FT, OR 0,63 ACRES EXISTING IMPERVIOUS SURFACES = 0.9% (0): PROPOSED IMPERVIOUS SURFACES = 16,396

159,98% PROPOSED CHANGE IN IMPERATOU

EXISTING PERVIOUS SURFACES - 27,321 SF PROPOSED PERVIOUS AREAS - 10,935 SF (0. -43,02% PROPOSED CHANGE IN PERVIOUS 9

Existing Structures or Featu

THERE ARE NO EXISTING STRUCTURE OR FE.

Existing Easements Or

THERE ARE NO EXISTING EASEMENTS ON-SIT

-GENERAL NOTES -

1, APPLICANT;

MR, SHELLEY ANTHONY 5425 DAKLEY COMMONS BLVD, UNION CITY, GA 30226 (678) 886-0946

24 HR, CONTACT: SHELLEY ANTHONY PHONE: (678) 886-3946 shalley,anthony\$8@yanco.com

2. ENGINEER:

MANIONE VIOLENING SERVICES, INC. 221 E. BANK STREET GROFFIN, GA 30223 CONTACT; MICHAEL I, SCANLON, P.F. (ENGINEER OF REPHONE; 676-767-205)

3, SITE DATA; TAX PARCEL GD, NO. 130501033 TOTAL ACREAGE OF SHEET 0,627 ACRES

> ADDRESS: 1099 (2015) FAYETTEVILLE CA, 90214

- FOTABLE WATER SERVICE SHALL BE PROVIDED BY FAMET SANCTARY SERVER SERVICE SHALL BE PROVIDED BY ON-61
- 5. DOUNDARY/TOPOGRAF JONREY INFORMATION PROFILES JRVE YIAG S. P. JOHNS, TW., MECONICION, CA, DAYED

 6. FROPERTY AND LOCATED INSIDE A FLOOD HAZARD AR
- OVITE ZÍMSZRANCE KATE MARS (FIRM) I STI SCORIFE.

7, 200 DATAL PROPERTY RECLIATIONS (SECTION DEST , CURRENT ZONING: C=H (HIGHWAY COMMERCIAL DISTR TRANSPORTATION OVERLAY DISTRICT REZOVENS PETITION #206-72, APPROVED FEBRUARY 5

MENINUM LOT AREA: 43,560 S.F. (WITH CERTRAL WATER NIRUM OF WIDTH, 125'

Michael J. Scanlon, PE
Vice President
Scanlon Engineering Services, Inc.
221 E. Bank Street
Griffin, Georgia 30223
Cell Phone - 678-618-3665
Office Phone - 678-967-2051
website - www.scanloneng.com
From: Shelley Anthony <shelley.anthony58@yahoo.com> Sent: Thursday, September 13, 2018 9:43 AM To: Joey Scanlon <joey@scanloneng.com> Subject: Fwd: Butch Auto SP18-012 Comments</joey@scanloneng.com></shelley.anthony58@yahoo.com>
Sent from my iPhone
Begin forwarded message:
From: Chanelle Blaine < <u>cblaine@fayettecountyga.gov</u> > Date: September 11, 2018 at 8:35:12 AM EDT To: " <u>shelley.anthony58@yahoo.com</u> " < <u>shelley.anthony58@yahoo.com</u> > Cc: "Bryan D. Keller" < <u>bkeller@fayettecountyga.gov</u> >, Deborah Sims < <u>dsims@fayettecountyga.gov</u> > Subject: Butch Auto SP18-012 Comments Good Morning Mr. Anthony,
Attached are the County comments for the 2 nd Submittal of the Butch Auto site plan (SP18-012). I believe EMD comments are combined with the Engineering Comments. Please reach out to Deborah Sims or Bryan Keller for clarification. I apologize about the late response.
Have a wonderful week,
Chanelle Blaine

Chanelle N. Blaine, AICP

Zoning Administrator

Fayette County Planning & Zoning Department

140 Stonewall Avenue West, Suite 202

Fayetteville, GA 30214

Phone: 770-305-5162

Email: cblaine@fayettecountyga.gov

FAYETTE County
Create Your Story!

MATERIAL TRANSMITTAL

PHON	ACT: IE NØ;	Shelly And (678) 886-		E-MAII	L: shelle	y.anthony58@yahoo.com
	Matt B Robert	ergen, Utiliti	ironmental l		NA NA	Vanessa Birrell, Environmental Managem Phil Mallon, Engineering/Public Works Permits & Inspections (As Requested) GDOT
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					7.	ated Elevations

PLEASE RETURN COMMENTS TO THE ZONING DEPT. BY:12/26/2018

Project: Butch's Auto SP18-012 Applicant: Shelly Plan Included (Ilems marked with * are missing or deficient) Page# YININA pride County, Jand district, and land lot. Indicate date of site plan preparation; provide scale of SITE in corer page. Provide name, address, and telephone number of owner and/or developer. Provide name, addręss, and telephone number, fegistration number, seal and signature of the project's efficieer or architect. The design profession must be licensed in the State of Georgia V Provide signature blocks for County approval: County Engineer, Fire Marshal, Environmental Health, Environmental Management, and Zoning Administrator Provide a legend for all abbreviations. Provide an index of sheets if more than one sheet is prøvided Show property lines with bearings and distances of subject Show front, side, and rear setback lines as dashed lines. Indicate minimum lot width at the front building line, as required by the Planning & Zoning Department. Within the general notes, indicate the zoning district; minimum lot sizes; front, side and rear setbacks; and buffer as applicable. (N/A) Show all land lot lines; land district lines; land section lines; and city and county boundaries intersecting or adjacent to the prøperty. Provide total acreage of subject property to the 1/100th acre. 14. Provide acreage of Lot Coverage Limit (Structures and parking areas) to the 1/100th acre _ Lot Covernge limit Provide elevation drawings as as applicable. lot akn. Of the elevation drawings.

Plan Page#	Included Y/N/NA	(Items marked with * are missing or deficient)
i agen	!	
	家人	16. Provide rezoning information, including petition number, date of approval and exact wording of any rezoning conditions as applicable. Pribin # 206-72 Approved 2/5/1172
M	N/A_	17. Provide variances information including petition number, date of approval and exact wording of any variance conditions as applicable.
-	N/w	18.4 Provide Information regarding the preliminary plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as applicable.
	N/A	19. Provide Information regarding the final plat or minor subdivision plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as if applicable.
<u>C-02</u>	<u>y</u>	20 Provide zonling and properly owner name and/or subdivision name of all adjacent properties.
<u> (-02</u>	₹; Y	21. Identify all existing structures and features and label as "to remain" or "to be removed". Structures to remain must be shown and meet all applicable zoning requirements. "Features" include railroads, sewers, bridges, culverts, drain pipes, water mains, cemeteries, etc. Provide a note if there are no existing structures or features on the property.
Proposo C-W	* * * * * * * * * * * * * * * * * * * *	Provide locations and dimensions of all proposed structures including, proposed use(s), distances between buildings, number of stories, number of units per structure, square footage per unit, and total number of units.
(p) <u>c-02</u>	J. F.	Provide location of refuse collection area(s), outside storage on profit and/or service areas, off-street loading areas and how such areas will be screened. — Description of the street loading areas and how such areas will be screened. — Description of the street loading areas and how such areas will be screened.
Prod (202	<u> </u>	24. Indicate how subject property will be served by water and the site or sewage disposals
/ C-m-	多人	Provide location of existing and proposed water lines and life hydrants.
C-02		Provide location of septic system, initial and replacement drain fields and/or sanitary sewer lines as applicable
	l	Producems to encroach State Try April 1

	lan Included (Items marked with * are missing or deficient) age# Y/N/NA
	27. Show location, purpose, and width of any easements of record. Provide a note if there are no existing easements
	C-DZ Y 28. Indicate how number of parking spaces was determined.
	Comments: 3. Pleuse, remove the extra label 6. Add signature
	placks on coner pg. 74. 1 of corners limit cannot exceed 60%. of
	total lot and. 15. Pluse provide a copy of the elevations
10000	Previde rizoning into: Petition # 204-12 Approved Feb. 5, 1972.
1) 0116	Deride a note if the is no existing structures by features on the
Cont.	ide of rear yardos the humber of stories. 23. Eumoster must be placed on the approval/Date Resubmit/Date Resubmit/Date
Cond	(1) 11/15/18 (1) 8/8/18
Corre	C (P) 14/24/18
	lanning & Zoning Department Administrative Complex - Suite 202 40 Stonewall Avenue, West ayetteville, Georgia 30214 T) 770-305-5162 mail: cblaine@fayettecountyga.gov
1200	7. Provide a note if there are no existing examents associated
6/2.	Please show distance from dumpster to property live: De
	dikniate the dumpston pad in or bold marker it looks to be encruaching 15' 5/b.
	N N N N N N N N N N N N N N N N N N N

MATERIAL TRANSMITTAL

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	JECT NAME: BI		218-012		
	ATION: Highway				
CON	TACT: Shelly	Anthony IV			
PHO	NE NO: (678) 8	86-0946	E-MAIL	: shelle	ey.anthony58@yahoo.com
	/				
	Chanelle Blaine,		strator		Vanessa Birrell, Environmental Managemen
	Matt Bergen, Ut	ilities			Phil Mallon, Engineering/Public Works
	Robert Kurbes,	Environmental 1	Health	NA	Permits & Inspections (As Requested)
	Jimmy Hall, Fire	Marshal		NA	GDOT
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RES	ODMIT.		n	ale:	11/15/10

PLEASE RETURN COMMENTS TO THE ZONING DEPT. BY:11/15/2018

Project: Butch's Auto SP18-012 Applicant: Shelly Plan Included (Items marked with * are missing or deficient) Page# Y/N/NA Provide County, and district, and land lot. 1. Indicate date of site plan preparation; provide scale of drawing, stated and shown graphically. Please Kmove the label of Provide north arrow and vicinity map SITE on corer page. Provide name, address, and telephone number of owner and/or developer. Provide name, address, and telephone number registration number, seal and signature of the project's engineer or architect. The design profession must be licensed in the State of Georgia Provide signature blocks for County approval: County Engineer, Fire Marshal, Environmental Health, Environmental Management, and Zoning Administrator. Provide a legend for all abbreviations. Provide an index of sheets if more than one sheet is prøvided. Show property lines with bearings and distances of subject - D2 10.4 Show front, side, and rear setback lines as dashed lines. Indicate minimum lot width at the front building line, as required by the Planning & Zoning Department. C-02 Within the general notes, indicate the zoning district; minimum lot sizes; from, side and rear setbacks; and buffer as applicable. (N/A) Show all land lot lines; land district lines; land section lines; and city and county boundaries intersecting or adjacent to the prøperty. 13.1 Provide total acreage of subject property to the 1/100th acre. 14. Provide acreage of Lot Coverage Limit (Structures and parking areas) to the 1/100th acre. _ Lot Covernce limit Provide elevation drawings as as applicable. of the elevation drawings.

	Plan Page#	Included Y/N/NA	(Items marked with * are missing or deficient)
/	<u>/</u>	**	16. Provide rezoning information, including petition number, date of approval and exact wording of any rezoning conditions as applicable. Petition# 20e-72 Approved 2/5/1972
MA	L	N/A	17. Provide variances information including petition number, date of approval and exact wording of any variance conditions as applicable.
	<u> </u>	NA	18. Provide Information regarding the preliminary plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as applicable.
		<u> </u>	19. Provide Information regarding the final plat or minor subdivision plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as if applicable.
	<u>C-02</u>	<u>Y</u>	20. Provide zorling and property owner name and/or subdivision name of all adjacent properties.
	<u>C-02</u>	<u>\\</u>	21. Identify all existing structures and features and label as "to remain" or "to be removed". Structures to remain must be shown and meet all applicable zoning requirements. "Features" include railroads, sewers, bridges, culverts, drain pipes, water mains, cemeteries, etc. Provide a note if there.
Propose	(e)	参入	22. Provide locations and dimensions of all proposed structures including, proposed use(s), distances between buildings, number of stories, number of units per structure, square footage per unit, and total number of units.
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Roge	C-02	<u> </u>	Indicate how subject property will be served by water and the sewage disposals
. /	C-02	BY	Provide location of existing and proposed water lines and fire hydrants.
	C-02	<u> Y</u>	Provide location of septic system, initial and replacement drain fields and/or sanitary sewer lines as applicable.
			Producems to encroach when the harmy

	Plan Page#	Included Y/N/NA	(Items marked with * are missing or deficient)
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		2	27. Show location, purpose, and width of any easements of record. Provide a note if there are no existing easements
	<u>C-D2</u>	<u>y</u> 2	associated with the property. 28. Indicate how number of parking spaces was determined.
	Comment	ls: 3. Pleu	ese remove the extra label & G. Add signature
	blocks	on cone	pg. T4. Lot coverage limit cannot exceed 60%. of
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			de 25 Preview location of tin hydrunto.
Cond.	Approval/		
	0	D) 11	1/15/18 Resubmit/Date 8/8/18
	Planning	P. Zanina D.	
		& Zoning De rative Complex	
		wall Avenue,	
		le, Georgia 30	214
	(T) 770-30		
	Ellian. Co.	laine@fayetted	of if there are no existing ensuments associated ty.
17	2 -		
KONY	87. Pro	nd a'ni	ote if there are no existing ensurents associated
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Tago	2/	, , ,	$\overset{\cdot }{\sigma }$
$C_{\mathcal{I}}$		the	on the north a east
73	3. Plea	x show d	istance from dumpster to property line. The
	be en	creaching	+ IST & (b.

MATERIAL TRANSMITTAL

	DATE OF TRANSMITTAL: 8/23/2018 PROJECT NAME: Butch's Auto, SP18-012 LOCATION: Highway 314 CONTACT: Shelly Anthony IV PHONE NO: (678) 886-0946 E-MAIL: shelley.anthony58@yahoo.com
	Chanelle Blaine, Zoning Administrator Matt Bergen, Utilities Robert Kurbes, Environmental Health Jimmy Hall, Fire Marshal Vanessa Birrell, Environmental Management Phil Mallon, Engineering/Public Works Permits & Inspections (As Requested) NA GDOT
	This department transmits herewith to you: () FINAL PLAT () REVISED FINAL PLAT () FINAL PLAT (REVISION FOR CORRECTIONS) () MINOR SUBDIVISION PLAT () PRELIMINARY PLAT () PRELIMINARY PLAT (REVISION FOR CORRECTIONS) () SITE PLAN NEW TOWER ADMIN APPROVAL () SITE PLAN CO-LOCATION (X) SITE PLAN () REVISED SITE PLAN (ADDITION) () SITE PLAN (REVISION FOR CORRECTIONS) () YIELD PLAN (REVISION FOR CORRECTIONS) () OTHER: MINOR REVISION TO A FINAL PLAT For: (X) REVIEW AND APPROVAL () YOUR INFORMATION AND FILES () OTHER:
	REMARKS:2ND Submittal
BAN.	APPROVED:

PLEASE RETURN COMMENTS TO THE ZONING DEPT. BY:9/06/2018

Project: Butch's Auto SP18-012 Applicant: Shelly Plan Included (Items marked with * are missing or deficient) Page# Y/N/NA Provide County, Jand district, and land lot. Indicate date of site plan preparation; provide scale of drawing, stated and shown graphically. - Please Ke more the label of Provide north arrow and vicinity map SITE on cover page. Provide name, address, and telephone number of owner and/or developer. C-DI Provide name, address, and telephone number, registration 5. number, seal and signature of the project's engineer or architect. The design profession must be licensed in the State of Georgia > Provide signature blocks for County approval: County Engineer, Fire Marshal, Environmental Health, Environmental Management, and Zoning Administrator. — Please provide on Provide a legend for all abbreviations. Provide an index of sheets if more than one sheet is provided. Show property lines with bearings and distances of subject Show front, side, and rear setback lines as dashed lines. 10. Indicate minimum lot width at the front building line, as required by the Planning & Zoning Department. C-02 Within the general notes, indicate the zoning district; 11. minimum lot sizes; front, side and rear setbacks; and buffer as applicable. (NA) Show all land lot lines; land district lines; land section lines; 12. and city and county boundaries intersecting or adjacent to the property. Provide total acreage of subject property to the 1/100th acre. 13. Provide acreage of Lot Coverage Limit (Structures and parking areas) to the 1/100th acre. __ Lot Coverage Limit Cannot 14. exceed 40%, of total Provide elevation drawings as as applicable. Int ara. 15.

of the elevation drawings.

Plan Page#	Included Y/N/NA	•	tems marked with * are missing or deficient)
	*	16.	Provide rezoning information, including petition number, date of approval and exact wording of any rezoning conditions as applicable. Putibion # 201 - 72 Approved 2/5/1978-
	N/A_	17.	Provide variances information including petition number, date of approval and exact wording of any variance conditions as applicable.
	NA	18.	Provide Information regarding the preliminary plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as applicable.
	<u> </u>	19.	Provide Information regarding the final plat or minor subdivision plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as if applicable.
C-02	<u>y</u>	20.	Provide zoning and property owner name and/or subdivision name of all adjacent properties.
<u>(-02</u>	<u>*</u>	21.	Identify all existing structures and features and label as "to remain" or "to be removed". Structures to remain must be shown and meet all applicable zoning requirements. "Features" include railroads, sewers, bridges, culverts, drain pipes, water mains, cemeteries, etc. Provide a note if there are no existing structures or features on the property.
<u>C-02</u>	**	22.	Provide locations and dimensions of all proposed structures including, proposed use(s), distances between buildings, number of stories, number of units per structure, square footage per unit, and total number of units.
<u>C-02</u>	*	23.	Provide location of refuse collection area(s), outside storage on profestion and/or service areas, off-street loading areas and how such areas will be screened. — Long to the location area will be screened.
C-02	<u>y</u> ,	24.	Indicate how subject property will be served by water and the Sile or sewage disposal.
C-02	A Y	25.	Provide location of existing and proposed water lines and fire hydrants.
C-02	7	26.	Provide location of septic system, initial and replacement drain fields and/or sanitary sewer lines as applicable.

Plan Included (Items marked with * are missing or deficient) Page# Y/N/NA
27. Show location, purpose, and width of any easements of record. Provide a note if there are no existing easements associated with the property.
Comments: 3. Pleuse remove the extra label \$ 6. Add Sixpature
blocks on cover pg. T4. Lot coverage limit cannot exceed 60%. of
total lot ana. 15. Pleuse provide a copy of the elevations
16. Provide rezoning into: Petition# 204-12 Approved Feb. 5, 1972.
21. Provide a note if thete is no existing structures on features on the
property. 22. Provide the humber of stories. 23. Eumoster must be placed on side of rear yard \$ 25 Provide location of the hydrants. Approval/Date Resubmit/Date 8/8/18
Planning & Zoning Department Administrative Complex - Suite 202 140 Stonewall Avenue, West
Fayetteville, Georgia 30214
(T) 770-305-5162 Email: cblaine@fayettecountyga.gov
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27. Provide a note if there are no existing easurents associated 20/the property.
27. Provide a note if there are no existing easurents associated ra/the property. The the property. The Alexa show distance from dumpster to property line.

MATERIAL TRANSMITTAL

DATE OF TR	ANSMITTAL: 8/1/201	8						
	ME: Butch's Auto, SP							
LOCATION:								
CONTACT:								
	(678) 886-0946	F-MAIL shell	ey.anthony58@yahoo.com					
	(0,0) 000 07 10	D MARIAN SHEET	cy.anthony50@yan00.com					
Matt B	lle Blaine, Zoning Adminis ergen, Utilitics Kurbes, Environmental H		Vanessa Birrell, Environme Phil Mallon, Engineering/Pt Permits & Inspections (As F	iblic Works				
	Hall, Fire Marshal	. NA	GDOT GDOT	requesteu)				
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This departme	nt transmits herewith to y	ou:						
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(X) SITE								
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REMARKS:_	1 st Submittal							
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APPROVED			06.					
		Signed:						
RESUBMIT:	V	Date:	8/8/18					

PLEASE RETURN COMMENTS TO THE ZONING DEPT. BY:8/15/2018

Project: <u>±</u>	utch's	Auto	SP18-012
Applicant:	Shelly	1 An	thony
Plan Page#	Included Y/N/NA	,	(Items marked with * are missing or deficient)
4	<u>y</u>	1.	Provide County, Jand district, and land lot.
C-02	<u>Y</u>	2.	Indicate date of site plan preparation; provide scale of drawing, stated and shown graphically.
C-02		3.	Provide north arrow and vicinity map. SITE on corer page.
C-01	<u>Y</u>	4.	Provide name, address, and telephone number of owner and/or developer.
C-D1	У	5.	Provide name, address, and telephone number, registration number, seal and signature of the project's engineer or architect. The design profession must be licensed in the State of Georgia.
C-01	*	6.	Provide signature blocks for County approval: County Engineer, Fire Marshal, Environmental Health, Environmental Management, and Zoning Administrator. Provide a legend for all obbrovistions.
C-02	<u> </u>	7.	Provide a legend for all abbreviations.
<u>C-01-06</u>	<u>Y</u>	8.	Provide an index of sheets if more than one sheet is provided.
C-02	<u>Y</u>	9.	Show property lines with bearings and distances of subject property.
<u>C-02</u>	<u> </u>	10.	Show front, side, and rear setback lines as dashed lines. Indicate minimum lot width at the front building line, as required by the Planning & Zoning Department.
<u>C-02</u>	<u> </u>	11.	Within the general notes, indicate the zoning district; minimum lot sizes; front, side and rear setbacks; and buffer as applicable.
	N/A	12.	Show all land lot lines; land district lines; land section lines; and city and county boundaries intersecting or adjacent to the property.
C-02	<u>y</u>	13.	Provide total acreage of subject property to the 1/100 th acre.
	*	14.	Provide acreage of Lot Coverage Limit (Structures and parking areas) to the 1/100th acre Lot-Coverage Limit cannot exceed 40% of total
	*	15.	Provide elevation drawings as as applicable. 10+ nun.
			Of the elevation drawings.

Plan Page#	Included Y/N/NA		ems marked with * are missing or deficient)
	*	16.	Provide rezoning information, including petition number, date of approval and exact wording of any rezoning conditions as applicable. Petibion# 2016-72 Approved 2/5/1972
	N/A_	17.	Provide variances information including petition number, date of approval and exact wording of any variance conditions as applicable.
	N/A	18.	Provide Information regarding the preliminary plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as applicable.
	N/A	19.	Provide Information regarding the final plat or minor subdivision plat, including date of approval by the Planning Commission and exact wording of any related conditions of approval as if applicable.
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<u>C-02</u>	*	22.	Provide locations and dimensions of all proposed structures including, proposed use(s), distances between buildings, number of stories, number of units per structure, square footage per unit, and total number of units.
<u>C-02</u>	<u>*</u>	23.	Provide location of refuse collection area(s), outside storage on profit and/or service areas, off-street loading areas and how such areas will be screened. — Dungok — Dungok —
C-07	<u> </u>	24.	Indicate how subject property will be served by water and sewage disposal.
<u>C-02</u>	*	25.	Provide location of existing and proposed water lines and fire hydrants.
C-02	<u> </u>	26.	Provide location of septic system, initial and replacement drain fields and/or sanitary sewer lines as applicable.

Plan Page#	Included Y/N/NA	(Items marked with * are missing or deficient)
	2	7. Show location, purpose, and width of any easements of record. Provide a note if there are no existing easements associated with the property.
<u>C-D2</u>	<u>y</u> 28	3. Indicate how number of parking spaces was determined.
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		15. Please provide a copy of the elevations!
		y into: Petition# 206-12 Approved Feb. 5, 1972.
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Administr 140 Stone Fayettevill (T) 770-30 Email: cbl	aine@fayettec	- Suite 202 West 214 Ountyga.gov
27. Pro 20/1	neh a'no He proper	te if there are no existing ensuments associated
3 Pleas	se show do	stance from dumpster to property line.

PETITION NO. A-702-19 1469 Antioch Road Fayetteville, GA 30215 Public Hearing Date June 24, 2019

The subject property is zoned A-R and located at 1469 Antioch Road. The applicant is requesting a Variance as follows:

Variance to Sec. 110-125.(d)(6) to reduce the side yard setback from 50 feet to 25 feet to allow for the construction of a swimming pool.

Section 110-3. - Definitions.

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

History: The subject property is a non-conforming lot of record. A deed of the subject property was recorded on August 15, 1969. The subject property survey was recorded on October 27, 2015 in Book 48 and Page 115. Tax Assessor's records indicate that the house was built in 2016 and according to the deed the applicant purchased the property in 2019.

As part of the permitting process for a swimming pool, a survey is required. Through the survey staff discovered the violation. The survey given for the pool permit shows the pool's foundation 25 feet from the side property line.

The applicant provides the following information:

VARIANCE SUMMARY

Provide a detailed and specific summary of each request. If additional space is needed, please attach a separate sheet of paper.

I am requesting to put a swimming pool inside of the 50 foot setback behind my house. This location will provide the most privacy as well as address the low drainage areas that are in the yard. I believe this location will be away from main road and provide the safest location for my son. Also other side yard has yard drainage flowing through.

1 A-702-19

JUSTIFICATION OF REQUEST

The Fayette County Zoning Ordinance, Sec. 110-242. (b) states that in order to grant a variance, the Zoning Board of Appeals shall and must find that all five (5) conditions below exist.

1. There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography.

This is my backyard, side yard has septic system in it. Location of pool desired would give me the most privacy from two main county roads. Left side of house contains drainage ditch for yard.

2. The application of these regulations to this particular piece of property would create a practical difficulty or unnecessary hardship; and,

If I'm not allowed to put pool in back area. I'm worried about pool being near a main road and distracting drivers.

3. Such conditions are peculiar to the particular piece of property involved; and,

I live on a corner lot, I have 2 front yards. This location will provide most privacy and keep my child away from main roads.

4. Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of these regulations; provided, however, no variance may be granted for a use of land or building or structure that is prohibited by this Ordinance; and

I don't believe that there will be any detriment to my neighbors behind me. I have a privacy fence that will block sight of pool from neighbor. I believe this pool will better the area and address some drainage issues as well.

5. A literal interpretation of this Ordinance would deprive the applicant of any rights that others in the same District are allowed.

Other people are allowed to put their pool in back yard, I believe that we will still be able to maintain a landscape buffer between me and the neighbor I have already installed privacy fence.

2 **A-702-19**

DEPARTMENTAL COMMENTS

ENVIRONMENTAL HEALTH: No objection to variance.

ENVIRONMENTAL MANAGEMENT: No comment.

FIRE MARSHAL: The Bureau of Fire Prevention will neither approve nor deny request that fall outside the scope of fire prevention code requirements.

WATER SYSTEM: No conflict.

3 A-702-19



VARIANCE APPLICATION TO THE ZONING BOARD OF APPEALS

PROPERTY OWNERS: Judy Abigail Loopes
MAILING ADDRESS: 1469 Antioch Rd. Fayetteville, GA 30215
PHONE: 770-653-9111 E-MAIL: dear-ja-bigail Egmail-con
AGENT FOR OWNERS: BOWK'S POD15
MAILING ADDRESS: 3285 Hwy 34 E, Newga, GA 30765
PHONE: 10-755-6427 E-MAIL:
TOTAL NUMBER OF ACRES OF SUBJECT PROPERTY: 1, 49
ZONING DISTRICT: AR
ZONING OF SURROUNDING PROPERTIES: AR
PRESENT USE OF SUBJECT PROPERTY:
PROPOSED USE OF SUBJECT PROPERTY:
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: A - 702 - 14
by Staff: Date:
Application and all required supporting documentation is Sufficient and Complete by Staff: Date: 5/20/19
DATE OF ZONING BOARD OF APPEALS HEARING:
Received from a check in the amount of \$
for application filing fee, and \$ for deposit on frame for public hearing sign(s).
Date Paid: Receipt Number:

PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM

(Applications require authorization by ALL property owners of subject property).

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property:
Judy Abigail Words Please Print Names
Property Tax Identification Number(s) of Subject Property: 0418 039
of the
(I) (We) hereby delegate authority to <u>Decid Mathemy Brown</u> to act as (my) (our) Agent in this request. As Agent, they have the authority to agree to any and all conditions of approval which may be imposed by the Board.
(1) (We) certify that all of the information filed with this application including written statements or showings made in any paper or plans submitted herewith are true and correct to the best of (my) (our) knowledge and belief. Further, (I) (We) understand that this application, attachments and fees become part of the official records of the Fayette County Zoning Department and may not be refundable. (I) (We) understand that any knowingly false information given herein by me/us will result in the denial, revocation or administrative withdrawal of the application or permit. (I) (We) further acknowledge that additional information may be required by Fayette County in order to process this application. Signature of Property Owner 1 Address Frynceinle, March 20 Circumstant Date Circumstant Da
Signature of Property Owner 2 Signature of Notary Public
Address Signature of Authorized Agent Signature of Notary Public Address Signature of Notary Public

VARIANCE INFORMATION

Complete the chart below with the information pertaining to each request. If additional space is needed, please provide the information on a separate sheet of paper.

Ordinance/Section	Requirement	Proposed	Variance Amount
500.110-125(6)	50 5, do 50+ boxh	25' Side Setbeck	25/

VARIANCE SUMMARY

Provide a detailed and specific summary of each request. If additional space is needed, please attach a separate sheet of paper.

I cm requesting to put a sprimming pool inside.
of the 30' sorbeck behind my House. This Location
will provide the Most Privacy as well as address the
low drainage arras that are in the yard. I bolious this
Location will be own from mein Road and provide
the Scfost Location for my son.
Also other side yerd Hes yord Dreinege
Flowing thru.

JUSTIFICATION OF REQUEST

The Fayette County Zoning Ordinance, Section 110-242 (b) states that in order to grant a variance, the Zoning Board of Appeals shall and must find that all five (5) conditions below exist. Please read each standard below and then address each standard with a detailed response. Attach additional information/documentation as necessary.

=	this is my Beckyerd, side yard Has sophic
	System in it. Location of pool Desired would
•	give me the Most Privacy from 2 Main County
	Roads, Loft Side of House Conteins Divinge Ditth
	The application of these regulations to this particular piece of property would create a practical difficulty or unnecessary hardship.
	If I'm not Allowed to put pool in Bock Arec.
	I'm worried About pool being nour a main Road.
	and Distracting Drivers,
	J
	Such conditions are peculiar to the particular piece of property involved.
	I to Live on a Corner Lot, I have 2 Front yerds.
	This Location will provide most privacy & KARP.
	My Child cwey from Main Rocals.

4.	Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of these regulations; provided, however, no variance may be granted for a use of land, building, or structure that is prohibited herein.
	I don't pollive that there will be any detriment to
	my Mighbors behind me. I Hove a privacy Finer that
	will block Sight of pool from Asighbor. I believe this
	pool will botter the Hora & Address some Dreinage issues as well
5.	A literal interpretation of this Ordinance would deprive the applicant of any rights that others in the same zoning district are allowed.
	Other people are Allowed to put their pool in
	Book yard I believe that we will still be able to
	Mointoin a Lundscope poffer between me and the neighbor
	I hove alrowdy installed privacy Fonce.

After Recording Return To: McMichael & Gray, P.C. 120 Howard Lane Fayetteville, GA 30215

Order No.: CAM-190084-PUR

Property Appraiser's Parcel I.D. Number:

0418-039



Doc ID: 010578000001 Type: WD Recorded: 02/18/2019 at 09:25:00 AM Fee Amt: \$415.00 Page 1 of 1 Transfer Tax: \$405.00 Fayette, Ga. Clerk Superior Court Sheila Studdard Clerk of Court

(Seal)

вк 4840 рс 201

LIMITED WARRANTY DEED

STATE OF GEORGIA

COUNTY OF FAYETTE

THIS INDENTURE, made this 15th day of February, 2019, between

John Alan Bell

of the County of Fayette, State of Georgia, as party or parties of the first part, hereinafter called Grantor, and

Judy Abigail Looper

as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of Ten And No/100 Dollars (\$10.00) and other good and valuable considerations in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey and confirm unto the said

All that tract or parcel of land lying and being in Land Lot 118 of the 4th District, Fayette County, Georgia, said parcel containing 1.49 acres, as shown on that plat of survey for John Alan Bell by Jackson Land Surveying, P.C., Charles H. Jackson, GRLS No. 2351, dated January 24, 2015, said plat recorded in Plat Book 48, page 115, Fayette County, Georgia records, which said plat is incorporated herein and made a part hereof by this reference.

Parcet: 0418-039

Known as: 1469 Antioch Road, Favetteville, GA

SUBJECT to all zoning ordinances, easements and restrictions of record affecting said premises,

TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use. benefit and behoof of the said Grantee forever in FEE SIMPLE.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the claims of all persons owning, holding or claiming by, through or under the said Grantor.

John Alan Bell

IN WITNESS WHEREOF, the Grantor has signed and sealed this deed, the day and year above written.

sealed and delivered in the presence of:

official Witness

Notary Public

NOTAN COMMISSION OF THE STATE O Commission Expires:

