



BOARD OF APPEALS

Ruth Coan, Post 7 –Chair
Ted Sandler, Post 4 - Vice Chair
Alvin Johnson, Post 1
Eric Johnson, Post 3
Melissa Nodvin, Post 5
Ron Carpinella, Post 2
Ken Moller, Post 6

Thursday, January 9, 2014	Regular Meeting Minutes	7:00 PM
Board Members Present	Ted Sandler (Vice Chair), Alvin Johnson, Eric Johnson, Ken Moller, and Melissa Nodvin	
Board Members Absent	Ruth Coan (Chair) and Ron Carpinella	
Staff Present	Angela Parker, Patrice Dickerson, Colleen Allen, Sonya Fambro, Gloria Goins, and Melissa Rixey	
Call to Order	Ruth Coan (Chair) called the meeting to order at 7:00 p.m.	

ADOPTION OF AGENDA

Motion and Vote: E. Johnson moved to approve to move Case 201303671 to the end of the Agenda. A. Johnson seconded. Approved (5-0, Sandler, A. Johnson, E. Johnson, Moller, and Nodvin; Coan and Carpinella absent).

APPROVAL OF PREVIOUS MEETING'S MINUTES

Motion and Vote: E. Johnson moved to approve the Minutes for December 12, 2013. A. Johnson seconded. Approved (5-0, Sandler, A. Johnson, E. Johnson, Moller, and Nodvin; Coan and Carpinella absent).

NEW CASES

201303718
4777 Lake Forrest Drive
Applicant: Patrick Carroll

SUMMARY/STAFF PRESENTATION: Primary variance from Section 109.225(a)(1) & (2) of the Stream Buffer Protection Ordinance for relief from the required seventy-five (75) foot impervious surface setback and fifty (50) foot undisturbed buffer to allow for construction of a walkway/path.

APPLICANT PRESENTATION:
Bill Caldwell, 3198 Cains Hill Place, Atlanta, GA. 30305

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

Penelope Malone, 4655 Lake Forrest Dr, Sandy Springs, GA. 30342

Karen Mcinzor McEnerny, 4604 Meadow Valley Drive, Sandy Springs, GA. 30342

Patty Berkovitz, 800 Crest Valley Dr, Sandy Springs, GA. 30327

Lou Demis, 4762 Lake Forrest Drive, Sandy Springs, GA

(Close of public hearing. Board of Appeals questions and discussion)

Motion and Vote: Moller moved to defer, E. Johnson seconded. Defer 30 days to February 13, 2014 hearing (4-1, Sandler, E. Johnson, Moller, and Nodvin for; A. Johnson against; Coan and Carpinella absent) to give the applicant a chance to meet with the City's Chief Environmental Compliance Officer and opposition to create a revised site plan that is most sensitive to the environment.

201303735

5005 Jett Road

Applicant: Barbara Carlson

SUMMARY/STAFF PRESENTATION: Primary variance from Section 109.225(a)(1) & (2) of the Stream Buffer Protection Ordinance for relief from the required seventy-five (75) foot impervious surface setback and fifty (50) foot undisturbed buffer to allow for construction of a rain garden.

APPLICANT PRESENTATION:

Mary Lanning 1526 Rubes Lndg, Marietta, GA.

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

Patty Berkovitz, 800 Crest Valley Dr, Sandy Springs, GA. 30327

AGAINST THE PETITION:

None

(Close of public hearing. Board of Appeals questions and discussion)

Motion and Vote: E. Johnson moved to approve, Nodvin seconded. Approval (3-2, Sandler, E. Johnson, and Nodvin for; A. Johnson and Moller against, Coan and Carpinella absent) subject to the following conditions:

1) To reduce the required seventy-five (75) foot impervious surface setback and the fifty (50) foot undisturbed natural buffer to allow for the construction of a rain garden, as shown on the site plan dated received November 8, 2013 by the Department of Community Development.

201303671**0 North Mill Road (17 0126LL058)****Applicant: Charles E. Moon, Jr.**

SUMMARY/STAFF PRESENTATION: Two primary variances 1) from Section 6.3.3.B of the Zoning Ordinance to reduce the front setback and 2) from Section 109.225(a)(1) & (2) of the Stream Buffer Protection Ordinance to allow the construction of a house.

APPLICANT PRESENTATION:

Charles E. Moon, Sandy Springs, GA. 30328

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

Patty Berkovitz, 800 Crest Valley Dr, Sandy Springs, GA. 30327

Carolyn Edwards, 201 North Mill Rd.

(Close of public hearing. Board of Appeals questions and discussion)

Motion and Vote: Moller moved to approve, E. Johnson seconded. Approval (5-0, Sandler, A. Johnson, E. Johnson, Moller, and Nodvin; Coan and Carpinella absent) subject to the following conditions:

1) To reduce the required sixty (60) foot front yard setback to forty (40) feet to allow for construction of a single family residence, with the footprint of the proposed home being moved as close to the shown setback as possible, as shown on the site plan dated received November 25, 2013.

2) To reduce the seventy-five (75) foot impervious surface buffer and fifty (50) foot undisturbed buffer to allow for the construction of a single family residence.

3) The footprint shall include a two (2) foot reduction in the encroachment shown on the south west corner of the proposed footprint.

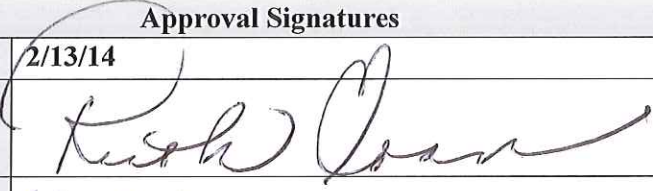
4) The proposed residence shall be constructed in accordance with the footprint submitted to the Board at the hearing, dated received January 9, 2014.

DISCUSSION ITEMS

None

ADJOURNMENT

Meeting adjourned at 8:57 P.M.

Approval Signatures	
Date Approved	2/13/14
Ruth Coan (Chairman)	
Patrice Dickerson, Manager of Planning & Zoning	
Gloria Goins, Transcriber	