



## PLANNING COMMISSION

Lee Duncan, Post 2 – Chair  
Wayne Thatcher, Post 3 – Vice Chair  
Al Pond, Post 4  
Susan Maziar, Post 7  
David Rubenstein, Post 5  
Roger Rupnow, Post 1  
Steve Tart, Post 6

Thursday November 18, 2010

Regular Meeting Minutes

7:00 PM

|                              |                                                                                                    |
|------------------------------|----------------------------------------------------------------------------------------------------|
| <b>Board Members Present</b> | Lee Duncan, Chair, Wayne Thatcher, Vice Chair, Al Pond, Susan Maziar, Roger Rupnow, and Steve Tart |
| <b>Board Members Absent</b>  | David Rubenstein                                                                                   |
| <b>Staff Present</b>         | Blake Dettwiler, Patrice Ruffin, Gloria Goins, Doug Trettin and Terry Robinson                     |
| <b>Call to Order</b>         | Lee Duncan called the meeting to order at 7:00 p.m.                                                |

### ADOPTION OF AGENDA

**Motion and Vote:** Tart moved to approve the Agenda for October 21, 2010. Pond seconded the motion. Approved (5-0, Thatcher, Pond, Maziar, Rupnow, and Tart for; Duncan not voting; Rubenstein absent).

### APPROVAL OF PREVIOUS MEETING'S MINUTES

**Motion and Vote:** Tart moved to approve the Minutes for October 21, 2010. Thatcher seconded the motion. Approved (5-0, Thatcher, Pond, Maziar, Rupnow, and Tart for; Duncan not voting; Rubenstein absent).

### REZONING

**RZ10-008**

**220 Sandy Springs Circle**

#### *SUMMARY/STAFF PRESENTATION:*

To rezone the subject property from C-1 (Community Business District) conditional to C-1 (Community Business District).

#### *APPLICANT PRESENTATION:*

See Staff Summary

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

#### *SUPPORT FOR THE PETITION:*

None

*AGAINST THE PETITION:*

None

(Close of public hearing. Planning Commission questions and discussion)

**Motion and Vote:** Tart moved to recommend to defer, Rupnow seconded. Recommendation for deferral of up to 60 days. Approved (4-0-1, Thatcher, Maziar, Rupnow, and Tart for; Pond abstained; Duncan not voting; Rubenstein absent). In approving the recommendation for deferral, the Commission expressed the following plan of action: Regarding existing or proposed Shopping Centers, Staff should consult with the City Attorney and Commissioner Tart to alleviate discrepancies between how Shopping Centers are typically used and operated, uses that are conditioned by zoning, and uses as they are defined and regulated in the Zoning Ordinance.

**RZ10-009**

**200 Morgan Falls Road**

*SUMMARY/STAFF PRESENTATION:*

To rezone the subject property from M-2 (Heavy Industrial District) conditional to R-2 (Single Family Dwelling District).

*APPLICANT PRESENTATION:*

See Staff Summary

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

*SUPPORT FOR THE PETITION:*

None

*AGAINST THE PETITION:*

None

(Close of public hearing. Planning Commission questions and discussion)

**Motion and Vote:** Rupnow moved to recommend approval as presented by staff, Pond seconded. Recommendation for approval. Approved (5-0, Thatcher, Pond, Maziar, Rupnow, and Tart for; Duncan not voting; Rubenstein absent).

**RZ10-010**

**7700-7760 Spalding Drive**

*SUMMARY/STAFF PRESENTATION:*

To rezone the subject property from C-1 (Community Business District) conditional to C-1 (Community Business District).

*APPLICANT PRESENTATION:*

S. Kvin Curry, 1100 Spring St #550

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

*SUPPORT FOR THE PETITION:*

None

*AGAINST THE PETITION:*

None

(Close of public hearing. Planning Commission questions and discussion)

**Motion and Vote:** Rupnow moved to recommend deferral, Thatcher seconded. Recommendation for deferral of up to 60 days. Approved (5-0, Thatcher, Pond, Maziar, Rupnow, and Tart for; Duncan not voting; Rubenstein absent). In approving the recommendation for deferral, the Commission expressed the following plan of action: Regarding existing or proposed Shopping Centers, Staff should consult with the City Attorney and Commissioner Tart to alleviate discrepancies between how Shopping Centers are typically used and operated, uses that are conditioned by zoning, and uses as they are defined and regulated in the Zoning Ordinance.

**TEXT AMENDMENTS**

**TA10-019**

*SUMMARY/STAFF PRESENTATION:*

An Ordinance to Amend Section 33.12.A., Sign Variance Limitations, of the Sandy Springs Zoning Ordinance

*APPLICANT PRESENTATION:*

None

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

*SUPPORT FOR THE PETITION:*

None

*AGAINST THE PETITION:*

None

(Close of public hearing. Planning Commission questions and discussion)

**Motion and Vote:** Pond moved to recommend approval as presented by staff, Thatcher seconded. Recommendation for approval. Approved (5-0, Thatcher, Pond, Maziar, Rupnow, and Tart for; Duncan not voting; Rubenstein absent).

**TA10-020**

**SUMMARY/STAFF PRESENTATION:**

An Ordinance to Amend Section 28.4.2, Land Use Petition Requirements, and Section 12A.3.1, Approval of Alterations or New Construction, of the Sandy Springs Zoning Ordinance

**APPLICANT PRESENTATION:**

None

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

**SUPPORT FOR THE PETITION:**

None

**AGAINST THE PETITION:**

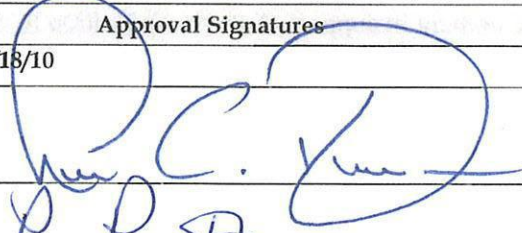
None

(Close of public hearing. Planning Commission questions and discussion)

**Motion and Vote:** Rupnow moved to recommend approval as presented by staff, Maziar seconded. Recommendation for approval. Approved (5-0, Thatcher, Pond, Maziar, Rupnow, and Tart for; Duncan not voting; Rubenstein absent).

**ADJOURNMENT**

Meeting adjourned at 8:58 p.m.

| Approval Signatures                                   |                                                                                      |
|-------------------------------------------------------|--------------------------------------------------------------------------------------|
| Date Approved                                         | 11/18/10                                                                             |
| Lee Duncan, Chairman                                  |  |
| Patrice Ruffin, Assistant Director, Planning & Zoning |   |
| Gloria Goins, Administrative Coordinator/Transcriber  |  |