GOVERNMENT OF THE CITY OF SOUTH FULTON

ODIE DONALD II CITY MANAGER



SHAYLA REED DIRECTOR COMMUNITY DEVELOPMENT & **REGULATORY AFFAIRS**

MEMORANDUM

TO: City Planning Commission and City Council

FROM: Planning & Zoning Division

SUBJECT: Z20-002 for 2210 Wallace Rd

MEETING DATE: October 27, 2020

Applicant seeks to rezone from AG-1 (Agricultural District) to CUP (Community Unit Plan)

STAFF RECOMMENDATION: Approval with Conditions

PLANNING COMMISSION RECOMMENDATION: Denial

Diane White, City Clerk cc:

APPLICATION INFORMATION				
Applicant Information:	Udi Goldstein 2015 Parkhaven Ct. Roswell GA 30076			
Status of Applicant:	Owner of property; intent is to rezone for residential development			
City Council District(s):	District 1			
Parcel ID Number:	14F0105 LL0042			
Area of Property:	12.6 Acres			
Current/Past Use of the Property:	A single family dwelling.			
Prior Zoning Cases/History:	None			
Surrounding Zoning:	North: R-3 and AG-1 South: CUP East: R-3 West: R-3 and AG-1			
2035 Future Land Use Designation:	<u>Character Type:</u> Suburban Neighborhood <u>Land Uses:</u> Residential 2 to 3 Units per acre, Open Space, Public, Semi-Public and Institutional <u>Zonings:</u> R-3, R-3A, R-4A, CUP, NUP			
Compatibility to the Fulton County 2035 Comprehensive Plan:	Yes			
Overlay District:	Sandtown Overlay District			
Public Utilities:	Water service is provided to this site by City of Atlanta. Sewer service is available to the site by Fulton County. Any extension of sewer service is the responsibility of the developer.			
Public Services:	Police and fire services are available to the site by the City of South Fulton.			
Transportation:	Street: Wallace Road and Campbellton Rd.			
	<u>Classification</u> : Collector Street			

Public Transit: MARTA is not available to the site

<u>Bike/Pedestrian Access</u>: No sidewalk or bicycle lanes

Parking Required (Retail/Service Stations): N/A

MAPS

City of South Fulton Zoning and Aerial Map:

(see attached)

Proposed Site Plan:

(see attached)

PUBLIC PARTICIPATION

The first public participation meeting was held August 13, 2020 from 7-8pm via zoom. The meeting notes are attached.

PC asked the applicant to host a second meeting, and that was completed on September 3, 2020 from 6-7pm via Zoom. The meeting notes are attached.

ZONING IMPACT ANALYSIS

1. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property;

Yes. The site is undeveloped and is in character of the neighboring South Fulton properties adjacent to the site and at the intersection of Campbellton Road and Wallace Road. The area is primality residential with commercial nodes at the intersections of Campbellton Rd. and Boat Rock Road to the East, and Campbellton Rd. and Camp Creek Pkwy to the West. There are also some industrial properties farther to the North down Camp Creek Parkway. The Community Unit Plan will fit nicely with the surrounding zoning classifications and suburban neighborhood nature of the area.

2. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property;

No. The proposed future development is similar to what has already been built in the area. It would fit in appropriately and would not affect any existing use. Additionally, this development is not proposed to interfere with the surrounding community in terms of traffic flows.

3. Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned;

The subject property has historically been maintained as a single-family residence. Although it could certainly remain zoned as such, rezoning to CUP would not impede the historical nature in this area if it is conducive to the community's evolving need for quality housing. Additionally, given the large are of the property, rezoning it for new development would be suitable and provide a higher and/or more relevant economic use.

4. Whether the zoning proposal will result in a use which will or could cause an excessive burdensome use of existing streets, transportation facilities, utilities, or schools;

No. The proposal is for a future medium density residential area that would not be significantly impactful to the existing infrastructure. Current infrastructure is sufficient for what is in the area.

5. Whether the zoning proposal is in conformity with the policies and intent of the land use plan;

Yes. The zoning requested is a type specifically listed as appropriate for the area.

6. Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approval or disapproval of the zoning proposal; and

No. There are no other pertinent conditions or concerns with this site.

7. Whether the zoning proposal will permit a use which can be considered environmentally adverse to the natural resources, environment and citizens of City of South Fulton.

No. The uses allowable under this zoning are suitable for the area, and any site environmental concerns would have to be addressed in any development plan.

STAFF COMMENTS

Engineering: Requested information, none provided.

Environmental: Requested information, none provided.

<u>Public Works</u>: Requested information, none provided.

<u>Transportation</u>: Not large enough development to require a traffic study. Development probably will not require decel lanes or a second access point.

MARTA: Requested information, none provided.

<u>Fulton County Health Department</u>: Requested information, none provided.

Fulton County Schools: Requested information, none provided.

Fire: Requested information, none provided.

Legal: Requested information, none provided.

PLANNER'S RECOMMENDATION

Approval. This development is highly suitable for the area, would be an improvement to the site, and would help to fulfill a continued need for quality housing.

During consultation with the applicant, they proposed the following development conditions, which were agreed upon:

- A. Height regulations: No building shall exceed 40 feet in height
- B. Minimum front yard: 20 feet
- C. Minimum side yard:
 - 5 feet adjacent to interior lot lines
 - -15 feet adjacent to street
- D. Minimum rear yard: 35 feet
- E. Minimum lot area: 8,000 square feet
- F. Minimum lot width: 60 feet
- G. Minimum lot frontage: 35 feet adjoining a street
- H. Minimum building heated space: 1,000 s.f.
- I. Open space provided = 1.5 acres
- J. Developed area = 11.1 acres
- K. Site density = 3.0 units/acre

Any additional specific concerns with the livability of the development would be considered when the applicant requested their Land Disturbance permits.

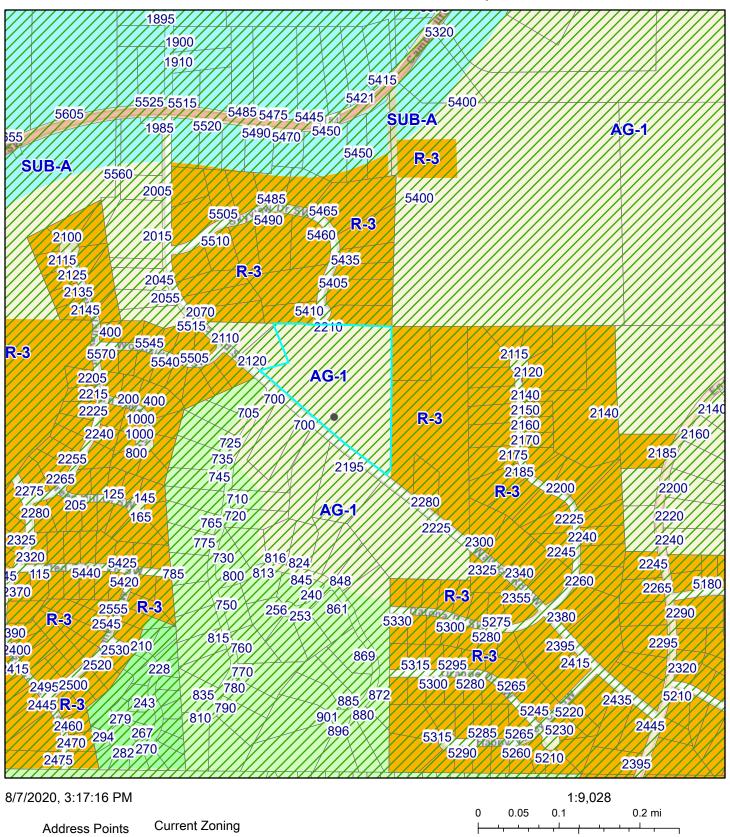
PLANNING COMMISSION RECOMMENDATION

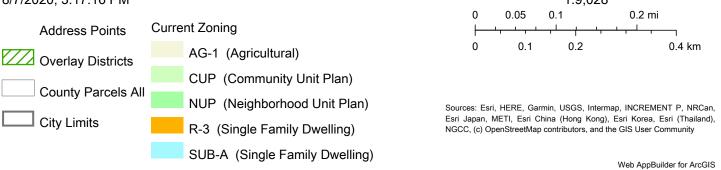
At the September 15th, 2020 Planning Commission meeting, the board recommended Denial.

PREPARED BY: Marissa Jackson, Planner, and Nathan Mai-Lombardo, Planning and Zoning Administrator

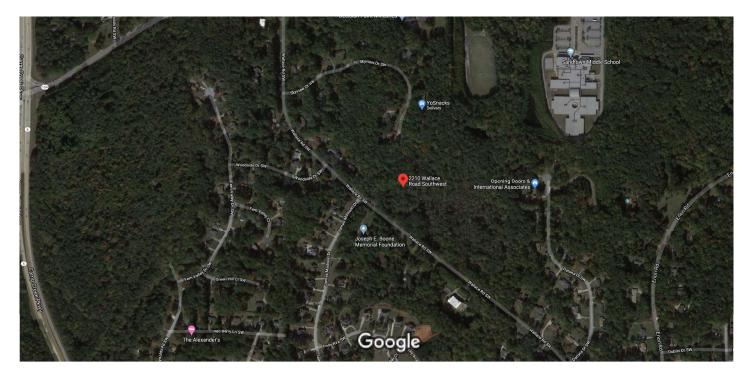
REVIEWED BY: Shayla Reed, Director, CDRA

COSF ArcGIS Web Map





Google Maps 2210 Wallace Rd SW



Imagery ©2020 Maxar Technologies, U.S. Geological Survey, USDA Farm Service Agency, Map data ©2020 200 ft ■



2210 Wallace Rd SW

Atlanta, GA 30331













Directions Save

Nearby

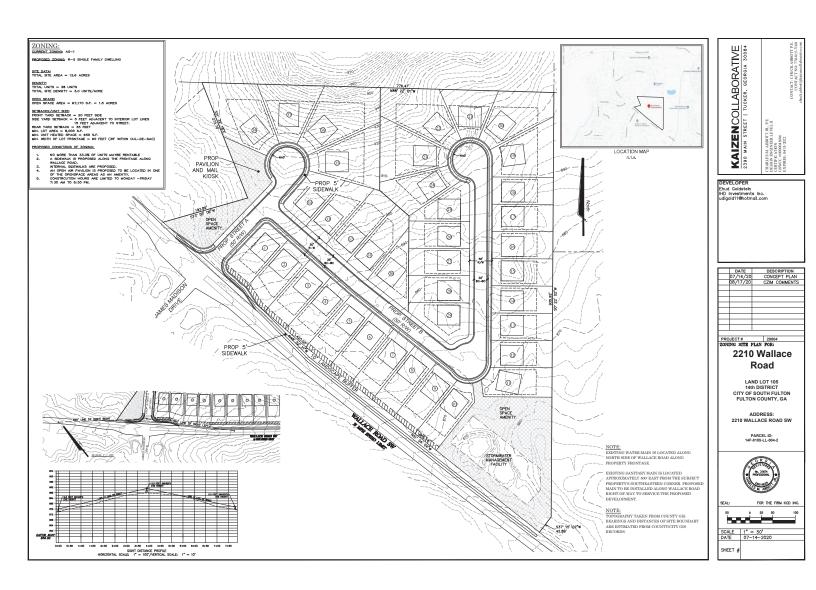
Send to your phone

Share



MCWM+RH Atlanta, Georgia

Photos





2390 Main Street | Tucker, GA | 30084 T 404.239.2521

July 14, 2020

City of South Fulton

Subject: 2210 Wallace Road SW - Letter of Intent

To who it may concern:

2210 Wallace Rd SW in the City of South Fulton is a 12.6 acre parcel currently zoned as AG-1. A request for rezoning is being made from the current AG-1 district to the CUP district. The parcel is to be ultimately subdivided into 38 single-family detached lots. The development standards are as follows:

- A. Height regulations: No building shall exceed 40 feet in height
- B. Minimum front yard: 20 feet
- C. Minimum side yard:
 - 5 feet adjacent to interior lot lines
 - -15 feet adjacent to street
- D. Minimum rear yard: 35 feet
- E. Minimum lot area: 8,000 square feet
- F. Minimum lot width: 60 feet
- G. Minimum lot frontage: 35 feet adjoining a street
- H. Minimum building heated space: 1,000 s.f.
- I. Open space provided = 1.5 acres
- J. Developed area = 11.1 acres
- K. Site density = 3.0 units/acre

If you have any questions or concerns regarding this letter, please contact us.

Sincerely,

KAIZENCOLLABORATIVE Design, Inc.

Charles Abbott, P.E.
Principal Owner
c: (770) 815-7160
chuck.abbott@kaizencollaborative.com

Enclosed Document List:

1) Conceptual Site Plan



PUBLIC PARTICIPATION PLAN REPORT FORM E

icant:	Ehud Goldstein for IHD Investments, inc.	Petitio	n No. 2210 Wallace Road z20-002
		Date:	2020-08-17
	following parties were notified of the request e attached mailing list	ed rezor	ning/use permit:
	following meetings were held regarding this tion.)	petition:	(Include the date, time, and meeting
se	ee flyer - August 13, 2020 7:00 pm- 8:00 pn	n	
The	following issues and concerns were expressed Density - can we lower density, will there be	d: covenar	nts, cost of homes, home construction
n	naterials, will there be sod, what is CUP zon	ing?, wi	dth of streets, decel lane?,
ar	naterials, will there be sod, what is CUP zon e there buffers, price of houses, traffic on W Ill this affect the neighboring propery value	allace r	oad, Will this be a rental neighborhood?
are W	e there buffers, price of houses, traffic on W	allace res	oad, Will this be a rental neighborhood? vely? How will stormwater be handled
The We and Wal	e there buffers, price of houses, traffic on Will this affect the neighboring propery value	Vallace rest negative yas as fo oith same OA with ending oell as a p	pad, Will this be a rental neighborhood? vely? How will stormwater be handled llows: number of lots. We proposed to have covenants, Home prices start at 300k n market. We offer a sidewalk on avilion for community gatherings.

Attach additional sheets as needed.

Zoom CHAT Text From CZIM meeting for 2210 WALLACE ROAD

```
19:01:51
                 From Gateway: Will this be Covenant Community?
19:02:12
                 From Gateway : Please leave you info Mr. Harris?
19:03:09
                 From Gateway : Lot sizes?
19:03:22
                       Linda Jordan : what will be the cost of the homes
                 From
                 From Linda Jordan: which way will they go in and out
19:03:59
                 From Linda Jordan: starting prices
19:04:14
                 From Linda Jordan: what will homes be built with, brick, stucco?
19:11:09
19:11:18
                 From Gateway: Our subdivision just had a power surge we missed the last 10 minutes
19:11:36
                 From
                       Linda Jordan : square footage?
19:11:42
                 From Catherine Rowell : I was kicked off due to the power surge as well
19:12:18
                 From Dan Richardson - 367467 : Will they have sod on all fours sides, 3 sides, or just
the front?
19:12:20
                 From udigoldstein: Home sizes planned to be from 2,300 to 2,700
19:13:27
                 From
                       Gateway : we prefer 3 sided brick or stucco sides
19:13:29
                 From Loretta. Jones : Loretta Jones, 245 Montpelier CT: What is CUP
19:13:35
                 From udigoldstein : Sod on the front and sides. Back depends on the topography
19:13:56
                 From Gateway: Covenant Community?
19:14:10
                 From Gateway: consistant mailboxes
19:14:31
                 From Gateway: all side or courtyard garages?
19:14:45
                 From Gateway: amenities
19:15:03
                 From Dean Rowland: Based on the requested zoning you will be able to build shopping,
office space, and institutional use. Why are you not requesting residential zoning only?
19:15:32
                 From Gateway: What is CUP?
19:18:26
                 From Terry S Francis: 8000 sf is 0.1836547 acres. Those are small lots!
19:19:59
                 From Gateway: I agree 38 house on 12 acres is a lot
19:22:14
                 From Gateway: How wide will streets be?
19:22:49
                      Terry S Francis: Will there be a deceleration lane at the entrance?
                 From
                 From Terry S Francis: What size buffers are required between properties?
19:25:12
19:26:00
                 From Terry S Francis: What is the price point for the housing?
                 From Terry S Francis : Is housing build-to-suit or will model templates be used?
19:26:26
                 From Terry S Francis : Will affordable, market rate or workforce housing be included?
19:28:24
19:29:01
                 From
                      Loretta. Jones : can I be unmuted
19:29:02
                 From
                      Terry S Francis: What are the yard setbacks?
                 From Terry S Francis: Will homes include garages? How many bays?
19:34:40
19:35:58
                 From
                      udigoldstein : 2 garage for all homes
19:36:07
                 From
                      Stephanie. Hudson : Maybe consideration for less homes in the subdivision
19:38:37
                 From Catherine Rowell : These homes based on square footage would not be comps for
Madison Trace
19:38:57
                 From Catherine Rowell : There are other neighbors trying to get into the call Mr.
Harris
                 From Dan Richardson - 367467: How many of the homes will have side or rear entry
19:39:40
garages?
19:41:01
                 From Catherine Rowell : Can you build less homes at a higher price home
                 From Marie Jackson: I live on Skyview Dr and I'm concerned about us losing our quality
19:45:16
of life; there's already too much traffic on Wallace Rd. and this new subdivision will affect traffic and
the new residents will probably have dogs that may run away. And I like to walk and I'm not a dog lover
19:46:03
                 From Terry S Francis: Madison Trace is Zoned as CUP.
                      Dan Richardson - 367467 : How can we obtain a copy of the pictch?
19:46:34
                 From
                 From Dan Richardson - 367467 : pitch
19:46:40
19:47:30
                 From udigoldstein : partial brick front and partial siding
19:51:46
                 From Phyllis E's iPhone : Thank you, Eric.
                From Terry S Francis : From Fulton County Property Records for Madison Trace:
19:55:06
Property Class: R3 - Residential Lots
Neighborhood: 4628
Tax District: 55
Zoning: CUP
19:55:53
                From Gateway:
                                  Mabel please contact me @ 404-271-8241
19:56:12
                 From Phyllis E's iPhone : August 18 at 6 PM. So how many of us can attend the meeting
when it's scheduled?
19:56:41
                From Phyllis E's iPhone : Tuesday.
                From Gateway : Mabel this is Eric Sheppard from Madison Trace please contact me after
the meeting @404-271-8241
19:58:55
                From udigoldstein: No, it was an official letter in an envelope
                From Stephanie. Hudson: Was it just sent to neighborhoods on Wallace Rd?
```

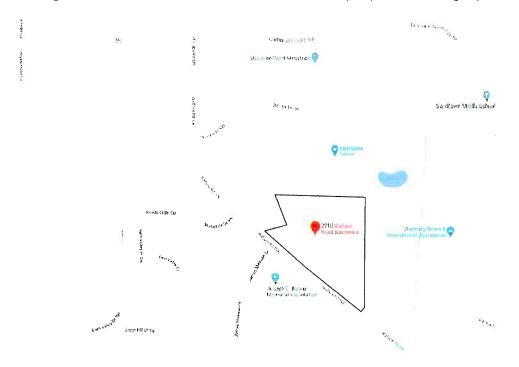
20:00:02

2390 Main Street | Tucker, GA | 30084 T 404.239.2521

August 3, 2020

Dear Neighbor,

We are the design team working on the development of the property located at 2210 Wallace Road. The parcel is across Wallace Road from Madison Trace subdivision. The subject property shares boundaries with parcels fronting Wallace Road to the east and west and a boundary to parcels fronting Skyview Drive to the north.



The subject property is currently being considered for rezoning from the current AG-1 (Agricultural District) to CUP (Community Unit Plan District). The intent for this change in zoning for the parcel is to develop a single-family home subdivision with 38 units total. As part of the rezoning process, our team has been asked by the city to schedule a meeting with the surrounding neighbors in order to discuss any questions from owners of the neighboring properties.

Please join us for a "virtual" meeting via Zoom:

Public Participation Meeting Regarding 2210 Wallace Road Development

Date/Time: Thursday, August 13 @ 7:00 – 8:00 p.m.

Zoom Link: https://zoom.us/j/97752218937

Meeting ID: 977 5221 8937

Sincerely,

KAIZENCOLLABORATIVE DESIGN.

Charles Abbott, P.E. Principal Owner c: (770) 815-7160



PUBLIC PARTICIPATION PLAN REPORT FORM E

Ehud Goldstein for IHD Investments, inc.	Petition No. 2210 Wallace Road Z20-002
	Date: _2020-09-03
The following parties were notified of the reques see attached mailing list	eted rezoning/use permit:
The following meetings were held regarding this location.)	petition: (Include the date, time, and meeting
see flyer - September 3, 2020 6:00 pm- 7:00	o pm
The following issues and concerns were expresse	nd.
Density - can we lower density, cost of home	es, home construction and home type
Concerns regarding traffic along Wallace Roa	d
Will this affect the neighboring propery value	es negatively?
The applicant's response to issues and concerns	was as follows:
We proposed to have a max of 33.3% of homes	·
a max of 33.3% of homes be rental, we have I and go up to 400k. <u>Home material will vary dep Wallace and internally</u> to the development, as w Stormwater will be handled in a storm water f	vell as a pavilion for community gatherings.
Road with to be 25'. Traffic generated from the Applicants are required to attach copies of signannouncements, i.e., notices, flyers, letters, and opportunity for public input. see attached.	

Attach additional sheets as needed.

200M TEXT CHAT FROM 9-3 MEETING FOR

```
18:11:25
                 From Karen's iPad: Roy I am present for the meeting. thanks
Chuck Abbott
                 From shepparde: We would like the to speak. Chat vs speaking is
18:11:44
tremendously unfair. Will you give us that opportunity?
                 From Chuck Abbott : we will open voice chat at the end of
18:12:39
presentation
18:12:49
                 From Linda Jordan: we need to review the list. most people did
not get an announcement in the mail about this meeting
                 From shepparde: Mailing for this was not received by the 3 homes
directly across the street Alethia Boone, Clay Croom, and Dr. Renolyds to name a
few.
                 From Linda Jordan: Mrs. boon's house is within a quarter of a
18:13:51
mile and she did not get a notice
                From Linda Jordan: exactly. why are you saying it is good for
18:14:48
the community? not true?
18:15:17
                From Linda Jordan: where is our traffic study especially with
Publix about to open up
18:15:44
                From Linda Jordan: we asked for a traffic study prior to doing
anything else
                From S Reynolds : The zoning department does not have an accurate
18:15:53
list of residents within 1/4 mile of the proposed development. I literally live
directly across the street from the proposed development and I did not receive
written notification.
18:16:04
                From Linda Jordan: also have comparable homes built like ours
18:16:20
                From Linda Jordan: no way for 38 homes in the community
                From Linda Jordan : we would like the city of South Fulton to not
18:17:54
move this forward because of so many unanswered but necessary concerns/questions
                From Linda Jordan: that's east lake,
18:18:40
                From Linda Jordan: and the higher price point is what we want
18:19:02
                From Linda Jordan: we need a traffic study sir
18:20:40
                From katrana Luellen : How is this development going to benefit
18:22:37
our community?
                From Mabel Martin: I'm a little disappointed in the appearance of
18:23:05
the homes.
18:23:17
                From katrana Luellen : me too '
                From Mabel Martin : And I still feel that it should be 2 homers
18:23:19
per acre
18:24:04
                From katrana Luellen : We agree two (2) Homes per acre
                From Edith: I agree to many houses for 12 acres
18:24:47
18:26:11
                From Edith : Right
18:28:26
                From Phyllis E. Turner: Entirely too many homes per acre. Ditto,
Katrina.
18:30:27
                From Edith: 33% is a high number as well
18:31:06
                From Karen's iPad: We have 51 participants out of 100 mailings on
this zoom call.
18:36:28
                From GraceTerrellMcCoy: Are there any amenities for this
subdivision that will be offer in this development, such as a club house, swimming
pool and or etc?
                From Edith: Exactly! Traffic will be a problem
18:38:53
18:40:15
                From GraceTerrellMcCoy: Before building on any site a traffic
```

ZOOM TEXT CHAT FROM 9-3 MEETING FOR 2210 WALLACE ROAD

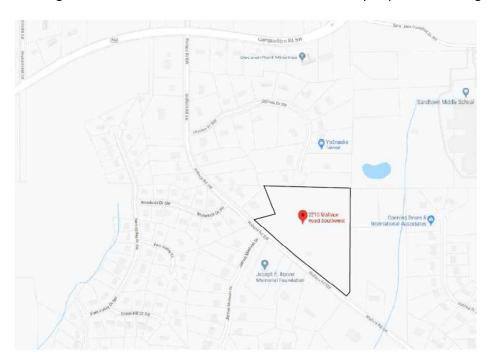
```
light needs to be in place at Wallace and Campbellton immediately
                 From Catherine Rowell : The millage rate public hearing was
yesterday evening, and I am here to listen to the concerns raised by residents.
                 From Karen's iPad : not modular homes, all site built construction
18:52:32
                 From S Reynolds
                                   to
                                        Chuck Abbott(Privately) : I concur with the
opinions of the residents that have gotten a chance to speak. Therefore I won't
reiterate what has already been expressed. My questions are Is it the goal of the
City of SF to ultimately make District 1 a high density residential area?
                 From S Reynolds to Chuck Abbott(Privately): If the millage
rate for City of SF is increased, is there a need for this proposed subdivision to
be developed?
18:55:43
                 From Catherine Rowell: Based on the feedback I've heard thus far,
the residents are asking for the following from the developer: 1. Request larger
lots no more than 2 homes per acre or more than 24 homes on the site 2. Concern
about 33% of homes being rental. 3. Request starting point for homes to be a
                    5. Limit rentals in the community to 20%
18:57:22
                From shepparde : Yes those are numbers we can live with
Councilwoman
18:57:35
                From shepparde: Thank you Mr. Smith
18:58:18
                 From Roger Bruce : This is State Rep Roger Bruce - I is clear that
the current residents in the area do not want this development as it is currently
being presented. Is there a plan B?
18:58:43
                From shepparde : Thank you Representative Bruce
19:00:05
                From Catherine Rowell : The traffic light at Campbellton and
Wallace Road would fall under GDOT because it is a state road.
19:00:32
                From shepparde: Lights and sidewalks are city issues, not theirs
19:01:17
                From shepparde: My mistake, a state issue.
                From shepparde : Please show the elevations Chuck
19:02:28
19:02:53
                From S Reynolds : LOL! Ms. Jordan
                From Catherine Rowell : If you are on this chat and you want
19:08:46
future updates on projects in District 1, send your name and email to my city email
at Catherine.rowell@cityofsouthfultonga.gov. I can also be reached at
404-694-1211.
19:09:07
                From S Reynolds : Thank you Ms. Rowell
                From Phyllis E. Turner: After listening to the conversation and
19:10:38
as a resident of Madison Trace for more than 20 years, I would like to encourage you
to consider a more co-created approach to your proposal. By that I mean, as has
been clearly expressed, how can this development move forward with respect to all
the voices that have spoken here today? We, in Madison Trace, would not want to
stand in the way of growth. However, that growth, approached equitably, takes into
consideration the benefit to all stakeholders.
                From Catherine Rowell : Hello Mr. Harris can the phone be unmuted
19:12:55
19:14:43
                From S Reynolds: Thank you for that question.
19:14:53
                From Phyllis E. Turner: And a traffic study is a reasonable ask
for the health, safety, welfare and well-being of current and proposed residents.
How many traffic accidents can we anticipate (vehicle to vehicle/vehicle to
pedestrian)?
19:15:47
                From Virgil Smith: Mr. Harris,
```

2210 WALLACE ROAD-COMMUNITY PARTICIPATION MEETING

August 21, 2020

Dear Neighbor,

We are the design team working on the development of the property located at 2210 Wallace Road. The parcel is across Wallace Road from Madison Trace subdivision. The subject property shares boundaries with parcels fronting Wallace Road to the east and west and a boundary to parcels fronting Skyview Drive to the north.



The subject property is currently being considered for rezoning from the current AG-1 (Agricultural District) to CUP (Community Unit Plan District). The intent for this change in zoning for the parcel is to develop a single-family home subdivision with 38 total lots. As part of the rezoning process, our team has been asked by the city to schedule a meeting with the surrounding neighbors in order to discuss any questions from owners of the neighboring properties.

Please join us for a "virtual" meeting via Zoom:

Public Participation Meeting Regarding 2210 Wallace Road Development

Date/Time: Thursday, September 3 @ 6:00 – 7:00 p.m.

Zoom Link: https://zoom.us/j/99909902584

Meeting ID: 999 0990 2584

Call in via One tap mobile

+16465588656,,99909902584# US (New York)

+13017158592,,99909902584# US (Germantown)

Sincerely,

Roy Harris rharr255@att.net