

CITY OF EAST POINT

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

October 15, 2015 - 7:00 P.M.
Official Meeting Minutes

Jefferson Station
1526 East Forrest Avenue
4th Floor Council Chambers
East Point, Georgia 30344

Board Members:

Commissioner Shean **ATKINS, Chair**

Commissioner Linda **SHELDON, Provisional Chair**

Commissioner Joel **TUCKER, Vice Chair**

Commissioner Laura **BORDERS - Absent**

Commissioner Gregory **FANN - Absent**

Commissioner Patricia **LOVETT**

Commissioner Thomas **CALLOWAY**

Commissioner Stephanie **GORDAN**

Commissioner Willard **MAXWELL**

Also Present:

Ms. Valerie **ROSS**
Attorney at Law

Ms. Linda **DUNLAVY**
City Attorney - Absent

Ms. Keyetta **HOLMES**
Senior Planner

Willis **HATCHER**
City Engineer

Ms. Angela **BLATCH**
Associate Planner

Videographer
James **Hammond**

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Appearances

| <u>APPLICANTS</u> | <u>PAGE</u> |
|---|-------------|
| 2015M-006-09 Citywide | 6 |
| 2015V-009-09 John McDonald, Jr. McDonald Southmeadow Representative: Bob McCloud | 11 |
| 2015U-009-09 Wesley Bolden Tri-Cities Church | 15 |
| 2015M-009-09 Citywide | 24 |

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

| | Index | |
|--|--|-------------|
| | <u>Description</u> | <u>Page</u> |
| | I. Call to Order | 4 |
| | II. Roll Call | 4 |
| | III. Moment of Silence | 5 |
| | IV. Pledge of Allegiance | 5 |
| | V. Adoption of Agenda | 5 |
| | VI. Approval of September 17, 2015 Minutes | 5 |
| | VII. Old Business | 6 |
| | VIII. New Business | 10 |
| | IX. Announcement | 25 |
| | X. Adjournment | 25 |

1
2
3
4
5
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7
8
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I. CALL TO ORDER:

COMMISSIONER ATKINS: Good evening ladies and gentlemen. I'm Shean Atkins, Chair of the East Point Planning & Zoning Commission. At this time, I'd like to call order our October 15th, 2015 meeting of the East Point Planning & Zoning Commission. Staff, would you please sound Roll Call to establish a quorum.

II: ROLL CALL:

MS. BLATCH: Commissioner Lovett.
COMMISSIONER LOVETT: Here.
MS. BLATCH: Commissioner Borders.
COMMISSIONER BORDERS: (No response.)
MS. BLATCH: Commissioner Calloway.
COMMISSIONER CALLOWAY: Here.
MS. BLATCH: Commissioner Fann.
COMMISSIONER FANN: (No response.)
MS. BLATCH: COMMISSIONER ATKINS.
COMMISSIONER ATKINS: Present.
MS. BLATCH: Commissioner Tucker.
COMMISSIONER TUCKER: Here.
MS. BLATCH: Commissioner Sheldon.
COMMISSIONER SHELDON: Here.
MS. BLATCH: Commissioner Gordan.
COMMISSIONER GORDAN: Here.
MS. BLATCH: Commissioner Maxwell.
COMMISSIONER MAXWELL: Here.

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MS. BLATCH: Mr. Chair. You have a quorum.

COMMISSIONER ATKINS: Thank you. At this time, we'd like to take a Moment of Silence.

III: MOMENT OF SILENCE:

COMMISSIONER ATKINS: Okay, thank you. If you would please stand and join me in the Pledge of Allegiance.

IV: PLEDGE OF ALLEGIANCE:

COMMISSIONER ATKINS: Thank you. Commissioners, at this time, I'd like to entertain a motion to the adopt the agenda as presented.

V: ADOPTION OF AGENDA:

COMMISSIONER CALLOWAY: So moved.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER LOVETT: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Calloway and seconded by Commissioner Lovett that we accept the agenda as printed. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it. The agenda is adopted. Commissioners, at this time, I'd like to entertain a motion to approve our September 17, 2015 meeting minutes.

VI: APPROVAL OF THE SEPTEMBER 17, 2015

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MINUTES:

COMMISSIONER TUCKER: So moved.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER SHELDON: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Tucker, seconded by Commissioner Sheldon that we approve September 17, 2015 meeting minutes. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it. Our September 17, 2015 meeting minutes are approved. At this time, we'll move into Old Business.

VII. OLD BUSINESS:

Staff, would you please sound the first Agenda Item under Old Business.

MS. BLATCH: Case Number 2015M-006-09, the Citywide Text Amendment to Part 10, Chapter 2, Article B, by amending fences and wall, Section 10-2044 (D) (1), Adjoining Right-of-Way.

COMMISSIONER ATKINS: Okay. We've he would a public hearing for this Agenda Item at our last meeting so there will not be a public hearing for this Agenda Item this evening. Staff, would you please sound your recommendation.

MS. BLATCH: In Case Number 2015M-006-09, Text Amendment for Part 10, Chapter 2, Article B, by amending fences

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and walls, Section 10-2044 (D) (1), adjoining Right-of-Way, Staff recommends approval.

COMMISSIONER ATKINS: Thank you. Commissioners, you've heard from the applicant, which is the City, you've also heard the City's recommendation. At this time, I'll entertain motion.

COMMISSIONER SHELDON: Mr. Chair.

COMMISSIONER ATKINS: Yes, Commissioner Sheldon.

COMMISSIONER SHELDON: Motion to approve for discussion.

COMMISSIONER ATKINS: Okay. Is there a second?

COMMISSIONER MAXWELL: I second the motion.

COMMISSIONER ATKINS: It's been moved by Commissioner Sheldon and seconded by Commissioner Maxwell. Any discussion?

COMMISSIONER SHELDON: Yes, sir.

COMMISSIONER ATKINS: Commissioner Sheldon.

COMMISSIONER SHELDON: On Page Two, Line -- I guess that's 3 and a half, the verbiage wire and plastic fencing materials, I would propose that we eliminate the words, "and plastic" from this portion of it. I do not want to prohibit all plastic fencing materials because what's available now is actually quite architecturally pleasing and appealing and I think that this eliminates the possibility of using that kind of material.

COMMISSIONER ATKINS: Thank you, Commissioner Sheldon. Anymore discussion?

COMMISSIONER CALLOWAY: Yes, Mr. Chair.

COMMISSIONER ATKINS: Mr. Calloway.

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COMMISSIONER CALLOWAY: I wholeheartedly agree with Commissioner Sheldon and would also like to see that language stricken and, I guess, we would need to amend the motion if we were to approve it without that language, is that correct in my assumption?

COMMISSIONER ATKINS: Okay, yes, because the motion is to approve and there was a second of the same and so is there a substitute motion?

COMMISSIONER CALLOWAY: I'd like to make a substitute motion that we approve as printed with the words, "and plastic" stricken from Page 2, Line, as Commissioner Sheldon said, it appears to be 3 and a half there but it's in the sentence where it says, "wire and plastic fencing material, include vinyl plaid chain link fencing for wooden inserts." We would strike the two words, "and plastic."

COMMISSIONER ATKINS: Okay. Is there a second?

COMMISSIONER TUCKER: Second.

COMMISSIONER ATKINS: Okay. Any other discussion?

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Commissioners, the motion on the floor is to approve with the words, "and plastic," stricken from Lines 3 and a half. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it.

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We'll recommend approval. We'll move on down the agenda. We're now moving to New Business. We have three cases under New Business. Each of the cases have been advertised for a public hearing. At this time, I'll read the rules for public hearings, they will apply to all of the cases under New Business.

(Whereupon City of East Point Rules for Public Hearings are read into the record.)

COMMISSIONER ATKINS: Public hearings before the Planning & Zoning Commission for the City of East Point shall be conducted in accordance to Section 10-2219 of the East Point Zoning Code and Development Regulations as follows: Person both favoring and opposing the proposed case will be provided an opportunity to address the Commission.

The applicant for the zoning case or the applicants designated representative, if any, will be entitled to speak first followed by other speakers in favor of the proposal for a total of fifteen (15) minutes. Those who opposed the proposed zoning case will then be permitted to speak for a total of fifteen (15) minutes. By majority vote, the Commission may increase the total time for speakers provided that each side is given the same amount of time. If there is more than one speaker for a side, the Chair or the presiding officer may limit the time allotted to each individual speaker other than the zoning applicant. The zoning applicant may reserve a portion of his or her allotted time for rebuttal.

Speakers must adhere to the rules of decorum. Provide that

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speaking, each speaker shall identify him or her self and state his or her current address. Speakers shall speak only to the merits of the proposed zoning case under consideration, shall address remarks only to the Commission, shall refrain from making personal attacks on other speakers. The presiding officer may refuse a speaker the right to continue, if after first being cautioned, the speaker continues to violate the rules of decorum.

Those are our rules for public hearings. At this time, I would like for Staff to sound Agenda Item 2015 "V" as in Victor-009-09.

VIII: NEW BUSINESS:

MS. BLATCH: Case Number 2015V-009-09, the applicant is John McDonald of McDonald Southmeadow. Location is 0 Welcome All Road, seeking a variance to Chapter 2, Section 10-12021 (1), Stream Buffer Encroachment.

COMMISSIONER ATKINS: Okay. Thank you. Commissioners, at this time, I'll entertain a motion to open the public hearing.

COMMISSIONER SHELDON: So moved.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER CALLOWAY: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Sheldon and seconded by Commissioner Calloway that we open the public hearing. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

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COMMISSIONER ATKINS: Hearing none, the ayes have it.
The public hearing is now open. Is the applicant -- is Mr. McDonald here?

AUDIENCE: I am.

COMMISSIONER ATKINS: Okay. If you would please step forward, I would say, to the podium. However, there is not one this evening.

(Whereupon Applicant Bob McCloud approaches the podium)

MR. MCCLOUD: Bob McCloud with McDonald Development Company, the applicant. I'm at 4930 River Point Road, in Marietta, Georgia, 30067.

COMMISSIONER ATKINS: Okay. You can go ahead and present your case, Mr. McCloud.

MR. MCCLOUD: We are asking for a variance into the stream buffer as shown on the application and on the site plan, to make a very small limited area less than right at a tenth of an acre and to lower the disturbance where we have a hardship of a pinch point, where it combines with just the location on the site of where the cul-da-sac is and where this pinch point is, and what we're asking for is that we would not disturb the state buffer at all. We would go in and have very limited area of (inaudible) and that is the, you know, area that the water is all the -- run in another direction down to the existing detention pond to all structures -- all the pipe structures in the end so nothing will be running in that and it's got very, very minimal water in that and there's -- it zero impacts with the water

1 falling in that stream, running everything in the other direction
2 (inaudible).
3 COMMISSIONER ATKINS: Okay. All right, thank you. Are
4 there any other proponents for this zoning case?
5 AUDIENCE: (No response.)
6 COMMISSIONER ATKINS: Any other proponents?
7 AUDIENCE: (No response.)
8 COMMISSIONER ATKINS: Any other proponents?
9 AUDIENCE: (No response.)
10 COMMISSIONER ATKINS: Are there any opponents for this
11 zoning case?
12 AUDIENCE: (No response.)
13 COMMISSIONER ATKINS: Any opponents?
14 AUDIENCE: (No response.)
15 COMMISSIONER ATKINS: Seeing none, Commissioners, at
16 this time, I'll entertain motion to close the public hearing.
17 COMMISSIONER TUCKER: So moved.
18 COMMISSIONER ATKINS: Is there a second?
19 COMMISSIONER SHELDON: Second.
20 COMMISSIONER ATKINS: It's been moved by Commissioner
21 Tucker, seconded by Commissioner Sheldon that we close the public
22 hearing. All in favor sound aye.
23 COMMISSIONERS: Aye.
24 COMMISSIONER ATKINS: All opposed sound nay.
25 COMMISSIONERS: (No response.)

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COMMISSIONER ATKINS: Hearing none, the ayes have it.
The public hearing is now closed. Staff, would you please sound your recommendation.

MS. BLATCH: In Case Number 2015V-009-09, John McDonald, Jr. McDonald Southmeadow, 0 Welcome All Road, Staff recommends approval of variance to encroach into the 50 undisturbed vegetated buffer of Section 10-12021.1 with the following conditions: The hydrology's report submitted to City of East Point Public Works Department, Storm Water Division by the applicant's engineer shall detail and meet all requirements contained within Chapter 12, Section 12002, findings of the Stream Buffer Protection Ordinance, provide a wetland map with hydrology report that states there is no wetland inside encroachment area. The protection of the state 25 foot buffer will remain in full. The first ten feet of the disturbance in the fifty foot buffer is for wall construction. The area will be revegetated following construction. Development encroachment into the stream buffer shall be limited to that area and location depicted on the development stream buffer variance exhibit prepared by Kimberly Horn and dated September 15, 2015. Any addition to encroachment is not permitted by this variance approval.

COMMISSIONER ATKINS: Thank you. Commissioners, you've heard from the applicant's representative and you've also heard Staff's recommendation. At this time, I'll entertain a motion.

COMMISSIONER CALLOWAY: Mr. Chair.

COMMISSIONER ATKINS: Yes, Commissioner Calloway.

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COMMISSIONER CALLOWAY: I make a motion that we approve for approval of Case Number 2015 "V" as in Victor-009-09 with the conditions as stated by Staff.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER SHELDON: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Calloway, seconded by Commissioner Sheldon that we approve Case Number 2015 "V" as in Victor-009-09 as Staff has presented with the conditions as state. Any discussion?

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, all in favor sound nay.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: The ayes have it. This item is approved. The next Agenda Item is 2015 "U" as in umbrella-009-09. Staff, would you please sound this Agenda Item.

MS. HOLMES: Case Number 2015U-009-09, applicant is Wesley Bolden, Tri-Cities Church, location is 2619 Dodson Drive, application is for a Special Use Permit for a Church, Temple or Place of Worship.

COMMISSIONER ATKINS: Thank you. Commissioners, at this time, I'll entertain a motion to open the public hearing.

COMMISSIONER TUCKER: So moved.

1 COMMISSIONER ATKINS: Is there a second?
2 COMMISSIONER GORDAN: Second.
3 COMMISSIONER ATKINS: It's been moved by Commissioner
4 Tucker, seconded by Commissioner Gordan that we open the public
5 hearing. All in favor sound aye.
6 COMMISSIONERS: Aye.
7 COMMISSIONER ATKINS: All opposed sound nay.
8 COMMISSIONERS: (No response.)
9 COMMISSIONER ATKINS: Hearing none, the ayes have it.
10 The public hearing is now open. Is the applicant, Mr. Bolden, are you
11 present?
12 AUDIENCE: Yes, sir.
13 COMMISSIONER ATKINS: Please step forward. State your
14 first and last name and your current address.
15 (Whereupon Applicant Wesley Bolden approaches the
16 podium.)
17 MR. BOLDEN: Good evening. My name is Wesley Bolden.
18 I'm the pastor at Tri-Cities Church. I live at 2635 Harlem Street, East
19 Point. So we're Tri-Cities Church and we're looking for a Special Use
20 Permit so we can use a building at 2619 Dodson Drive as a church
21 and we've been meeting there and we're in the process of purchasing
22 the facility with the plan of closing December 18th and we're just
23 looking for the Use Permit. From my understanding there's a deferral
24 because of parking. Can I go ahead an address that.
25 COMMISSIONER ATKINS: Sure.

1 MR. BOLDEN: So unfortunate, the parking ordinance -- and I
2 printed it off just so I can look at it and we went into the process
3 knowing that there was limited parking there and included in your
4 packet, I think, there's a -- should be, at least, a parking agreement
5 with Fulton Leadership Academy and we've spoken with them and
6 are going to have a wonderful relationship with them, I believe, as
7 neighbors and, you know, just delightful people and so we have that
8 parking agreement, which secures us enough parking for us to be
9 able to use that facility and have adequate parking.

10 Now, according to the ordinance and the only thing I wanted
11 to present is I read through the ordinance. It looks like it really only
12 takes into account two different kinds of church chairs. If you will --
13 there are pews there. It's the long bench chairs and then there are
14 fixed seats which -- if anybody is familiar with the old Colonial Hills
15 Baptist Church, which was most recently Cameron Academy, has
16 fixed individual chairs that are bolted to the floor but they're
17 individual chairs and according to the ordinance, if you got fixed
18 chairs, we would only need 57 parking spaces, which we have 60. If
19 we had pews, which according to the ordinance, they count that as
20 just according to square footage because with pews, you can fit
21 many more people in the space and you need more spaces.
22 Ordering to that, we would need 84 spaces.

23 Our chairs are -- and I have a couple of pictures -- I only
24 have three. Let me present these to you of what it looks like inside
25 of our church building. With individual chairs, which are similar to

1 the chairs that would be bolted to the floor and are not bolted to the
2 floor and fixed in that sense, but they are bolted -- I mean, they are
3 insisting a person has an individual chair as you would with fixed
4 seating. And so that -- as you can see, that's our sanctuary. That's
5 our sanctuary filled to capacity with chairs, with every chair that we
6 own. It's two hundred of them. According to the fixed chair --
7 according to ordinance, if you would -- by the fixed chair of three,
8 one parking space per 3.5 fixed seats and we would meet that
9 because the ordinance does not cover the kind of chairs that we
10 have. I would ask that the Commissioners would consider approval
11 ours since it's more like fixed chairs, which are individual chairs
12 because we can only fix a certain number of people there. I was a
13 student at Point University when they did have pews in that building
14 and I remember us squeezing up to more than three hundred -- the
15 whole student body. It was more than 300 people in there because
16 we get to squeeze close together. The chairs it just doesn't allow for
17 people to squeeze close together like that and so that number of
18 parking is not necessary.

19 COMMISSIONER ATKINS: All right. Thank you. Are there
20 any other proponents here to speak to this zoning case, any other
21 proponents?

22 AUDIENCE: (No response.)

23 COMMISSIONER ATKINS: Any other proponents?

24 AUDIENCE: (No response.)

25 COMMISSIONER ATKINS: Any there any opponents here to

1 speak to this zoning case?
2 AUDIENCE: (No response.)
3 COMMISSIONER ATKINS: Any opponents?
4 AUDIENCE: (No response.)
5 COMMISSIONER ATKINS: Seeing none, Commissioners, at
6 this time, I'll entertain motion to close the public hearing.
7 COMMISSIONER TUCKER: So moved.
8 COMMISSIONER ATKINS: Is there a second.
9 COMMISSIONER SHELDON: Second.
10 COMMISSIONER ATKINS: It's been moved by Commissioner
11 Tucker, seconded by Commissioner Sheldon that we close the public
12 hearing. All in favor sound aye.
13 COMMISSIONERS: Aye.
14 COMMISSIONER ATKINS: All opposed sound nay.
15 COMMISSIONERS: (No response.)
16 COMMISSIONER ATKINS: Hearing none, the ayes have it.
17 The public hearing is now closed. Staff, would you please sound
18 your recommendation.
19 MS. HOLMES: Case Number 2015U-009-09, applicant is
20 Wesley Bolden, Tri-Cities Church, location is 2619 Dodson Drive,
21 applicant seeks a Special Use Permit for a Church, Temple or place or
22 Worship. Staff recommendation is deferral.
23 COMMISSIONER ATKINS: Okay. Commissioners, you've
24 heard from the applicant, you've also heard Staff's recommendation.
25 At this time, I'll entertain motion.

1 COMMISSIONER CALLOWAY: Mr. Chair.
2 COMMISSIONER ATKINS: Yes, Commissioner Calloway.
3 COMMISSIONER CALLOWAY: Case Number 2015 "U" as in
4 uncle-009-09. I would make a recommendation of deferral and with
5 discussion, of course.
6 COMMISSIONER ATKINS: Okay. Is there a second?
7 COMMISSIONER LOVETT: Second.
8 COMMISSIONER ATKINS: Okay. Any discussion?
9 COMMISSIONER SHELDON: Yes, sir.
10 COMMISSIONER ATKINS: Okay, Commissioner Sheldon.
11 COMMISSIONER SHELDON: I'd like to ask your attorney if
12 our presenter has interpreted the rules in a way that makes sense?
13 It's a deferral just to get all ducks in a row.
14 ATTORNEY VALERIE ROSS: Right. So from what I'm
15 understanding, the fixed seat -- and I would have to defer to Staff
16 and how they have interpreted it previously, but for purposes of the
17 calculation of the sanctuary, it's my understanding it's twenty-five fun
18 square feet and because of that, they need a Concurrent Variance
19 with these permits to meet the parking requirements from the
20 property.
21 COMMISSIONER ATKINS: Okay.
22 COMMISSIONER SHELDON: Thank you.
23 COMMISSIONER ATKINS: All right. Any other discussion?
24 COMMISSIONER CALLOWAY: Yes, sir.
25 COMMISSIONER ATKINS: Commissioner Calloway.

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COMMISSIONER CALLOWAY: Yes, and I was kind of alluding back to that. If I'm not mistaken, it's one parking space per thirty square feet of the largest room? Is that how we came up with that calculation? Is that what the --

MS. HOLMES: I think that's -- I don't have the correct language in front of me but that's how it is written in the parking standard, yes.

COMMISSIONER CALLOWAY: Okay. And I know originally, they had put twelve hundred square feet but as we were going through Work Session, I believe that you had alluded to the fact that the sanctuary was around twenty-four, twenty-five hundred square feet? Is that still correct?

MR. BOLDEN: That is correct, yes.

COMMISSIONER CALLOWAY: Okay.

COMMISSIONER ATKINS: Twenty-four or twenty-five, which is it?

MR. BOLDEN: According to my measurement, it was twenty-four but this week we measured it and it was twenty-five.

COMMISSIONER ATKINS: So it's safe to say that the area of the sanctuary is twenty-five hundred square feet, for the record?

MR. BOLDEN: Yes, it's safe to say that. And that is if you're -- because that also includes all the way up a little bit beyond the stage area where people wouldn't sit so if you put it that -- we measured it in actual seating area so you measure a seatable area but if you have -- you can put the stage and the stuff in that area.

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COMMISSIONER ATKINS: And what should they be measuring?

COMMISSIONER SHELDON: Everything. As I recall in Work Session, we looked at the verbiage of the ordinance and it does include everything in the room, including alters and all that space and I just -- I'm sorry that we have to delay you because nobody is at all entered in obstructing the progress of your project here. It's just that we really -- you have to -- in order to protect others who come behind you, we really do have an adhere to that. Thank you.

COMMISSIONER CALLOWAY: Mr. Chair.

COMMISSIONER ATKINS: Yes, Commissioner Calloway.

COMMISSIONER CALLOWAY: And I would just also like to say I see the point you made but since they're not fixed to the floor yet, you have to understand, you know, ya'll could potentially take those out and then that's why we have to go off the square footage of the room but we do look forward to having you guys back next month.

COMMISSIONER ATKINS: Okay. Any other discussion?

AUDIENCE: (No response.)

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Commissioners, there's a motion and a second to defer to our next regularly scheduled Commission meeting. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

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COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing now, the ayes have it. This Agenda Item is deferred to our next regularly scheduled Commission meeting. Okay. Next Agenda Item is 2015 "M" as in Mary-009-09. Staff, would you please sound this Agenda Item.

MS. HOLMES: Case Number 2015M-009-09. Application is a Text Amendment to Chapter 2, Article B, Section 10-2035, Non-Habitable Accessory Structure.

COMMISSIONER ATKINS: Commissioners, at this time, I'll entertain a motion to open the public hearing.

COMMISSIONER SHELDON: So moved.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER MAXWELL: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Sheldon, seconded by Commissioner Maxwell that we open the public hearing. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it. The public hearing is now open. Staff, you're the applicant. Would you please sound your case.

MS. HOLMES: This application request a Text Amendment to the structural size for a Non-Habitable accessory structure currently in accordance with the International Residential Code, such

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structures that are larger than 120 square feet are required to get a permit. However, there was an update to the 2012 International Residential Codes to increase that limitation to 200 square feet and we are requesting a change to that text to be in conformance with that regulation.

COMMISSIONER ATKINS: Thank you. Are there any other proponents here to speak to this zoning case?

AUDIENCE: (No response.)

COMMISSIONER ATKINS: Any other proponents?

AUDIENCE: (No response.)

COMMISSIONER ATKINS: Are there any opponents here to seek to this zoning case?

AUDIENCE: (No response.)

COMMISSIONER ATKINS: Any opponents?

AUDIENCE: (No response.)

COMMISSIONER ATKINS: Seeing none, Commissioners, at this time, I'll entertain a motion to close the public hearing.

COMMISSIONER SHELDON: So moved.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER TUCKER: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Sheldon, seconded by Commissioner Tucker that we close the public hearing. All in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

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COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it.
The public hearing is now closed. Staff, would you please sound your recommendation for this Agenda Item.

MS. HOLMES: Case Number 2015M-009-09, application is a Text Amendment to Chapter 2, Article B, Section 10-2035, Non-Habitable Accessory Structures. Staff's recommendation is approval.

COMMISSIONER ATKINS: Thank you. Commissioners, you've heard from the City, which is an applicant, you've also heard Staff's recommendation. At this time, I'll entertain a motion.

COMMISSIONER CALLOWAY: Mr. Chair.

COMMISSIONER ATKINS: Yes, Commissioner Calloway.

COMMISSIONER CALLOWAY: Case Number 2015 "M" as in Michael-009-09, I make a motion that we recommend approval.

COMMISSIONER ATKINS: Okay. Is there a second?

COMMISSIONER SHELDON: Second.

COMMISSIONER ATKINS: It's been moved by Commissioner Calloway, seconded by Commissioner Sheldon. Any discussion?

COMMISSIONER ATKINS: Going once, going twice. It is our last Agenda Item. Hearing none, all in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it.

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We recommend approval. Next on the agenda are announcements.

IX. ANNOUNCEMENTS:

Staff, do you have any announcements for this evening.

STAFF: No.

COMMISSIONER ATKINS: Commissioners, do you have announcements?

COMMISSIONERS: No.

COMMISSIONER ATKINS: No, okay. At this time, I'll entertain a motion to adjourn.

X. ADJOURNMENT:

COMMISSIONER MAXWELL: I so moved.

COMMISSIONER ATKINS: Is there a second?

COMMISSIONER LOVETT: It's been moved by Commissioner Maxwell, seconded by Commissioner Lovett that we adjourn, all in favor sound aye.

COMMISSIONERS: Aye.

COMMISSIONER ATKINS: All opposed sound nay.

COMMISSIONERS: (No response.)

COMMISSIONER ATKINS: Hearing none, the ayes have it.

This meeting is now adjourned. Thank you.

(Whereupon this concludes the regularly schedule meeting for the City of East Point Department of Planning and Community Development for the month of October, 15th, 2015.

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Attest:

I hereby attest that the foregoing transcript was reported, as stated in the caption, and the questions and answers thereto were reduced to the written page under my direction; that the foregoing pages 1 through 26 represent a true and correct transcript; that I am not in any way financially interested in the result of said case.

I am here as an independent contractor for the City of East Point, Department of Planning and Community Development.

I was contacted by the offices of East Point, Department of Planning & Community Development to provide stenography services to take down the meeting minutes.

The foregoing meeting for the City of East Point, Department of Planning and Community Development , on October 15, 2015 at seven o'clock P.M., were taken down by me and transcribed by me on this 29th day of October, 2015.

Jeanene Harper
Stenographic Stenographer