

**Minutes of NPU-B regular monthly meeting  
Tuesday, March 4, 2014**

The meeting was called to order at 7:00 p.m. by Andrea Bennett, NPU-B Chairperson.

Present: 15  
Absent 10  
Proxies: 5

Amy Hillman to John Beach  
Lisa Martinez to Cathy Boston  
Michael Graff to Bob Connelly  
Abbey Shepherd to Bill Bozarth  
Mark Tiller to Bob Stasiowski

**1. CHAIRPERSON'S COMMENTS**

Welcome and mission of NPU-B.

**2. AUDIENCE RECOGNITION**

Atlanta Police Department (APD) Zone 2

Major Van H. Hobbs, Jr., [VHobbs@AtlantaGA.gov](mailto:VHobbs@AtlantaGA.gov)

Captain Lee, reporting

- The leading reported crimes in Zone 2 are (1) shoplifting; (2) auto larcenies; and (3) residential and commercial burglaries. Many auto larcenies involve use of a rented car to move around and break into parked cars.
- There was an arrest made in past month in connection with an attempted rape on Highland Drive in Peachtree Park.

Atlanta Fire and Rescue Department (AFRD)

Sergeant Council, reporting

- During ice storms staff was increased to handle trees down and power outages. Station 26 at Moores Mill Road housed approximately 30 citizens who had been stranded on roads, etc.
- Five new firefighters have been added
- Stations 21, 26 and 29 all responded to the December 8 fire at Peachtree Bikes on Peachtree Road. The cause has not been officially determined. Peachtree Bikes will relocate to 2955 Peachtree Road.

Livable Buckhead, Inc (LBI) - Denise Starling, Executive Director

[www.livablebuckhead.org](http://www.livablebuckhead.org)

Buckhead Community Improvement District (CID)

[www.buckheadcid.com](http://www.buckheadcid.com)

Buckhead Area Transportation Management Association (BATMA)

[www.batma.org](http://www.batma.org)

Mr. Tony Peters, reporting for LBI, CID and BATMA:

- Path 400 Trail pre-construction activities have begun and construction of Phase I is expected to take approximately nine months.
- Preconstruction activities in and around Charlie Loudermilk Park have begun and are expected to be completed in Summer.
- CID met a week ago to approve budgets and have added three new off-duty police officers to assist with traffic control in the Lenox/Buckhead Loop/Piedmont intersections.

#### Buckhead Coalition

Garth Peters [GPetersj@thebuckheadcoalition.org](mailto:GPetersj@thebuckheadcoalition.org)

Mr. Peters reported that he has met with the Citizens Advisory Board and the APD regarding details of various reported crime in the area. Many crimes might have been avoided if victims had been more cognizant of their surroundings.

MARTA Police Department (MPD) North Precinct (404-848-3902) [www.itsmarta.com](http://www.itsmarta.com)

Sergeant Gore, North Precinct, reporting:

- There was no reported crime in MARTA North Precinct during past month
- The “Ride with Respect” program which went into effect in November continues to result in a large number of citations for various conduct issues such as panhandling, loud music, fare evasion, disorderly contact, smoking, etc. So far 849 incidents have been processed.
- Use the “See Something, Say Something” smartphone app to report crime or disturbances anonymously.

#### Fulton County District Attorney Community Prosecutor’s Office

Tiffany Harlow, Zone 2 Community Prosecutor

404-612-4506 (office), 404-931-5567 (cell), [tiffany.harlow@FultonCountyGA.gov](mailto:tiffany.harlow@FultonCountyGA.gov)

- The DA’s conviction rate on jury trials over past year was 94 percent.
- There has been an increase in reported auto larcenies and armed robberies. Many of the armed robberies involve juveniles and it is speculated that a gang element is involved, so a new “gang council” is being organized. Juvenile offenders are prosecuted by the District Attorney’s office but in juvenile court rather than state court or superior court.
- Welcome to new Coordinator of the Citizens Courtwatch program, Ms. Reiko Ward. Ms. Ward was present and reported that the purpose of the program is to involve and educate the public regarding the function of the various courts. There will be free training on Saturday, March 29 from 8:30am to 12:30 pm.

Department of Watershed Management (DWM) (404-982-1480) [www.atlantawatershed.org](http://www.atlantawatershed.org)

Verna Bair (404-330-6040 office, 404-259-0023 cell) [VABair@AtlantaGA.gov](mailto:VABair@AtlantaGA.gov)

- Ms. Bair gave a report and also distributed the Project Points monthly newsletter.
- Sewer rehabilitation continues on Paces Valley Road new West Paces. For information regarding SSES/rehabilitation work, call 404-546-3200
- Over past month, 19 complaints were received, one is still pending, and all others are resolved.
- Shutoffs to begin on approximately 6,000 “illegal” accounts, including but not limited to seriously past-due accounts.
- March 17-23 is national “fix a leak week.” Free water-saver kits are available.
- Water-line insurance is available at [www.utilitylineprotection.com](http://www.utilitylineprotection.com) or 866-922-9006.
- Online payments and ebilling enrollment are available at [www.payATLwateronline.com](http://www.payATLwateronline.com)

- Please report water system leaks to DWM customer service at 404-658-6500.

APD Community Service Division, Code Enforcement Section

[CodesRequests@AtlantaGA.gov](mailto:CodesRequests@AtlantaGA.gov)

404-330-6190 or fax to 404-658-7084

Officer S. Clair, Code Enforcement Officer (404-416-8092 mobile); [ssclair@AtlantaGA.gov](mailto:ssclair@AtlantaGA.gov)

Officer Nicholas Shearer reported as follows:

- Code Enforcement Section is part of the Community Services Division of the Atlanta Police Department.

- “Step-in” temporary sign nuisance is not within jurisdiction of Code Enforcement. Where located within the right of way (ROW), enforcement is the responsibility of the Dept. of Public Works, and where located on sidewalks, enforcement is the responsibility of the Zoning Department and/or Bureau of Planning.

- A total of 23 Code enforcement complaints were received in past month, including 3 hazardous materials matters. In 10 of these 23 matters the investigation revealed no violation. Another four were brought into voluntary compliance. Two others are being researched further, and citations have been issued in connection with another two.

Department of Public Works

Cheryl Hedgemon (404-330-6303) [cbHedgemon@atlantaGA.gov](mailto:cbHedgemon@atlantaGA.gov)

Verna Singleton at [VSingleton@AtlantaGA.gov](mailto:VSingleton@AtlantaGA.gov)

Cheryl Hedgemon reported regarding snow removal equipment owned and operated by the City. Prior to the 2011 storm, the City owned and operated a total of four snow-removal trucks. After the 2011 storm, approximately 2.1 million was spent on additional snow removal equipment, including some trucks and also implements such as plow blades, salt spreaders, etc. The DPW is working with the Mayor’s office to study procedural improvements and also brining and use of other “green” chemicals.

Department of Parks and Recreation (DPR) (404-546-6813)

Angela Hill (404-237-2756) [AHill@atlantaGA.gov](mailto:AHill@atlantaGA.gov) (manager of Peachtree Hills Recreation Center)

- Ms. Hill reported regarding a number of programs, including a Spring Break camp (35.00 for the week), and a summer camp program (also 35.00 per week). Payment must be made in advance to reserve a spot.

- After school programs will continue through May 22.

- Adult athletic programs include basketball, volleyball, and kickball

- Citizens may register for DPR-sponsored recreation programs by visiting the DPR section at [www.atlantaGA.gov/iparcs](http://www.atlantaGA.gov/iparcs)

- Peachtree Hills Recreation Center served as an emergency shelter during the snowstorms.

Thank you to Publix and Starbucks in Peachtree Battle Shopping Center for providing emergency food and beverages.

City of Atlanta Office of the Solicitor: main office 404-658-6618

Alan Coleman [acoleman@atlantaGA.gov](mailto:acoleman@atlantaGA.gov)

404-658-6658 office; 404-902-0934 mobile

No report.

Howard Shook, Councilmember, District 7

(404) 330-6050; [hshook@atlantaga.gov](mailto:hshook@atlantaga.gov); [www.HowardShook.com](http://www.HowardShook.com)

No report.

### **3. PRESENTATIONS**

Cati Diamond Stone, executive director for Susan G. Komen Atlanta, reported that 14,000 participants are expected to participate in the Race for the Cure event on Saturday May 10. The event includes a 5k run and a one-mile “family walk.”

Jim Elgar 404-330-6052 [JQElgar@atlantaGA.gov](mailto:JQElgar@atlantaGA.gov) of Atlanta City Council President Ceasar Mitchell’s office reported regarding a free PSAT and PRA exam program to be held on March 29 at the new North Atlanta High School campus. The program will assist students and parents in determining whether a student better suited for the SAT or ACT college entrance exam. The program will begin with breakfast at 7:30 am and continue until noon. During the program there is a seminar for parents regarding the college application process. There will be a “scoreback” session on April 16, or scores may be obtained by email. Signup online at [CeasarMitchell.com](http://CeasarMitchell.com)

### **4. ADOPTION OF MINUTES**

**NPU-B Action: Minutes of the preceding regular monthly meeting of the NPU-B were approved by vote of 20-0-0.**

### **5. PLANNER’S REPORT**

Jessica Lavendier, NPU Planner [JLavandier@atlantaGA.gov](mailto:JLavandier@atlantaGA.gov) 404-865-8522

Proposed Ordinance 14-O-1022 would amend the City Code to create a new Article in Chapter 46 (civic and cultural affairs) to govern works of art on private property viewable by the public. The ordinance establishes an application procedure administered by the Bureau of Cultural Affairs. Certifications are required (1) from the bureau of traffic and transportation that the proposal will not constitute a traffic hazard or hazard to pedestrians; (2) from the urban design commission that the work does not contain and is not primarily intended to convey a commercial message; and (3) from the bureau of cultural affairs that the work is not inconsistent with the City's public art program. Following such certifications the application is to be heard by the affected NPU and, after the NPU meeting at which the application is presented, the NPU shall have fifteen (15) days to forward its recommendation to the Office of Cultural Affairs. If no NPU recommendation is received by the deadline, a finding of no recommendation shall be recorded on the Application.

**NPU-B action: A motion to recommend approval proposed ordinance 14-O-1022 passed by vote of 20-0-0.**

### **6. INTERNAL REPORTS**

Atlanta Planning Advisory Board (APAB)

Richard Rauh, NPU-B APAB delegate; Cathy Muzzy, alternate delegate.

No report.

## 7. STANDING COMMITTEE REPORTS

### A. PUBLIC SAFETY COMMITTEE

Bob Stasiowski, Chair

#### Festival Applications:

Tin Lizzy / St. Patrick's Day 5k and Party

#### Liquor License Applications on Consent Agenda:

- Your Pie / new business / approved in committee 6-0-0
- Cheesecake Factory / change of location / approved in committee 6-0-0
- All American Package Store / change of agent / approved in committee 6-0-0
- Cool Liquor Store / change of agent / approved in committee 6-0-0
- Boneheads / new business / approved in committee 6-0-0
- Thirteen Pies / new business / approved in committee 6-0-0

**NPU-B action: A motion to recommend approval of the consent agenda passed by vote of 20-0-0.**

#### Other Applications:

None.

### B. DEVELOPMENT AND TRANSPORTATION COMMITTEE

Abbie Shepherd, Chair

No report.

### C. ZONING COMMITTEE

Bill Murray, Chair

#### Applications on Consent Agenda:

V-14-003: 4027 Statewood Road

Applicant seeks a variance from the zoning regulations to reduce the south side yard setback from existing 5' (5' setback was granted from another variance) to 3' and to reduce the north side yard setback from 10' (required) to 7'5" for a second story addition. Approved in committee 8-0-0 subject to conditions which have since been met.

V-14-024: 964 Eulalia Road

Applicant seeks a variance from the zoning regulations to reduce the front yard setback from 50' (required) to 47.5 feet, to reduce the west side yard setback from 10 feet (required) to 4.5 feet and to reduce the east side yard setback from 10 feet (required) to 9 feet to add a new garage with a second floor living space (front side) and a one story covered porch to the back.

Applicant seeks no other variances at this time. Approved in committee 8-0-0 subject to conditions (wing wall and adjacent neighbor letters).

**NPU-B action: A motion to recommend approval of the consent agenda passed by vote of 20-0-0.**

Other Applications on Zoning Committee Agenda:

None.

**8. OLD BUSINESS**

None.

**9. NEW BUSINESS**

A ruling is currently under appeal regarding whether Atlanta Public Schools (APS) must seek a special use permit (SUP) in order to lease school facilities to churches and other organizations for recreation programs.

**10. ANNOUNCEMENTS**

None.

**11. ADJOURNMENT**

The meeting was adjourned at 8:40 p.m.