

**Minutes of NPU-B regular monthly meeting
Tuesday, November 3, 2015**

The meeting was called to order at 7:01 p.m. by Andrea Bennett, NPU-B Chairperson.

Present: 18
Proxies: 4
Steve Lam to Jason Kendall
Bill Bozarth to Michael Isaacs
Bob Connelly to Frank Toye
Michael Graff to Bill Murray

1. OPENING REMARKS / CHAIRPERSON'S COMMENTS

Welcome, mission of NPU-B, and introductory remarks

Make sure that you have paid your dues.

2. APPROVAL OF MINUTES

NPU-B Action: A motion to approve minutes from the previous regular monthly meeting of the NPU-B passed by vote of 20-0-0.

*Nancy Bliwise joined the meeting after the minutes were approved.

3. REPORTS FROM CITY DEPARTMENTAL REPRESENTATIVES, ELECTED OFFICIALS, AND OTHERS IN AUDIENCE

Atlanta Police Department (APD) Zone 2

Major Van H. Hobbs, Jr., Precinct Commander, Zone 2, VHobbs@AtlantaGA.gov

Major Hobbs reported. Up slightly in property crimes (car break-ins), biggest category increase is auto theft. Over 20% of these are because the keys are left in the car. Crime margins are very low, so every crime has a significant impact on the numbers. There have been 4 burglary arrests this week for Zone 2. Elizabeth, the Community Prosecutor, has been supportive about ensuring bonds are not issued. Holiday shopping is coming up and we have to be diligent – November 1st the administrative officers are out in the streets too and OH is approved as part of the holiday plan which runs through January 1st. The tree lighting has moved to Sunday 22nd and Major Hobbs is staffing in order the focus will be on intersection traffic and getting cars out of the Mall area. John Bailey asked about Lakeside Drive where a gentleman was jumped. Major Hobbs noted that most issues happen around shift change and due to people not being aware of their surroundings.

Code Enforcement Section, APD Community Services Division

CodesRequests@AtlantaGA.gov

Jacob D. Mach, 404-326-0705 mobile, JDMach@AtlantaGA.gov

For the month of September, there were 16 cases in NPU B. One has complied, 5 had no violations, 8 notices have been mailed, and 2 cases were assigned for further inspections. The most efficient way to report a complaint – 404-546-3800 from 8am to 5pm.

Atlanta Fire Rescue Department (AFRD)

James McLemore, 404-546-4400 (or dial 404-546-4421 to reach station 21)

No Report.

Fulton County District Attorney Community Prosecutor's Office

Elizabeth Morrow Emanuel, Zone 2 Community Prosecutor (404-613-8407) or

ElizabethMorrow@FultonCountyGA.gov

NE Atlanta Home Invasion suspects have been indicted (4) seeking life sentences plus 25 years. They plead not guilty so the case will go to trial.

MARTA Police Department (MPD) North Precinct (404-848-3902) www.itsmarta.com

Sgt. George Moore. Zero crimes in the zone. There have been three sexual assaults on MARTA which is a record and has resulted in a campaign. The three perpetrators have been arrested. Encouraging folks to wear a whistle and use it for self defense. Included a courtesy ride program where if you are at a bus or train station at the end of revenue service, the MARTA police will provide free transportation to your destination with 5 miles. If revenue service is still going, a police officer will stand with you until your bus/train arrives. Extra coverage will be provided surrounding the Tree Lighting. There is an assault prevention training at Adamsville Recreation Center – only scheduled at this time. Will look at holding a training at the Lindburgh offices.

Department of Watershed Management (DWM) (404-982-1480) www.atlantawatershed.org

Kurlis Jones, Manager, Ambassador Program (404-546-3216) or krjones@atlantaGA.gov

James Mitchell (678-414-2166). No Report.

Department of Public Works

Cheryl Hedgemon (404-330-6303) cbHedgemon@atlantaGA.gov

Verna Singleton, VSingleton@AtlantaGA.gov

Officer "O" provided updated information about the bulky waste pickup. Dumping trash in the ROW can result in a fine. Can call 311 a few days before your bulky trash week and schedule a pickup. 404-807-2610.

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

www.atlantaGA.gov/iparcs

Stanton German, Manager, Peachtree Hills Recreation Center (PHRC), 308 Peachtree Hills Ave. SMGerman@AtlantaGA.gov or 404-237-2756.

Shelly gave the report. Over 5,000 seniors attended the Mayors Ball. Over 100 kids at Peachtree Hills after care. The registration for winter sports has started. United States Citizen Information is having an event "Welcome to Atlanta" she provided CDs with practice tests for those wanted to take the immigration test. For additional information and registration, visit

www.AtlantaGA.gov/iparcs.

Buckhead Business Association

Bob Gibeling. The BBA is organizing a public service project with the Atlanta Food Bank. One of many things they do well is to recycle food from local grocery stores. On November 17th from 6 – 8:30pm, the BBA will be helping to sort and clean the food collected in their warehouse. The location is near King Plow on Joseph Lowery Boulevard.

Howard Shook, Councilmember, District 7

(404) 330-6050; hshook@atlantaga.gov; www.HowardShook.com

SLSilver@atlantaGA.gov

No report.

Buckhead Coalition

Garth Peters GPetersj@thebuckheadcoalition.org

No report.

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

Alan Coleman acoleman@atlantaGA.gov

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

L'Erin Barnes, Senior Assistant Solicitor, LFBarnes@AtlantaGA.gov (404-680-6498)

No report.

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

www.livablebuckhead.org

Buckhead Community Improvement District (CID)

www.buckheadcid.com

Buckhead Area Transportation Management Association (BATMA)

www.batma.org

Tony Peters noted that the Public Service officers that Buckhead CID employs supported Georgia State Patrol with capturing a van of criminals. This is the second time that they have helped. The Buckhead CID will post the holiday officer schedule shortly. They will supplement the security for the tree lighting this year, due to the date change.

Two more cameras approved to put at Charlie Loudermilk park. Budgeting for next year, they have asked the City where there are gaps in security within the CID boundary.

West Paces Ferry has been returned to the previous road stripping. There will be a press release about the change. Buckhead CID will be coordinating with GDOT on the re-timing of West Paces from Peachtree to I-75. Crosswalk has been installed between the office building and Whole Foods. A safe haven and blinking flashers will be installed at a future time.

A lane closure permit was approved for Peachtree Street this Saturday and Sunday holiday color installation. There was a comment about providing the contact information to Buckhead Atlanta.

An RFP for design engineering for the Wieuca round-about is coming soon.

There was a question about PATH 400 progress. The section under construction currently, Old Ivy to Wieuca, will be completed by September 2015.

There was a question about the "Top Ops" program. Tony noted that the regional traffic operations program applies to GDOT roads for Peachtree and Piedmont. For corridors of significance, GDOT also supports operations; this is why West Paces Ferry will be timed. This program is good for Buckhead because GDOT is paying for the timing analysis.

Comment about public information and/or training related to the new crosswalk on West Paces Ferry in front of Whole Foods, as well as those in Buckhead Atlanta. The intersection is currently dangerous due to large parked cars and cars queued in traffic. The pedestrians need to use caution. Tony noted this education was ongoing.

Tony noted that the GDOT Public Information Meeting on Peachtree Road retripping had overwhelming attendance. The comment period closes on the 9th.

4. PRESENTATIONS

None.

5. PLANNER'S REPORT

Jessica Lavendier, NPU Planner JLavandier@atlantaGA.gov 404-865-8522

Proposed municipal code amendments

There were several ordinances to review:

15-O-1197 is an ordinance amendment to increase the parking fines in areas that are permit parking during periods where there are ongoing festivals.

NPU-B action: A motion to approve the ordinance passed by vote of 22-0-0.

15-O-1362 – An ordinance to change the name of Dykes Drive, NW to Tuxedo Forest Lane, NW.

NPU-B action: A motion to approve the ordinance passed by vote of 22-0-0.

6. INTERNAL REPORTS

Atlanta Planning Advisory Board (APAB)

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

Mr. Rauh submitted a written report.

7. STANDING COMMITTEE REPORTS

A. PUBLIC SAFETY COMMITTEE

Randall Kent, Chair

Liquor License Applications on Consent Agenda:

Cost Plus Inc; Cost Plus World Market, 3330 Piedmont Rd, NE / change of agent / APPROVED IN COMMITTEE

WX Hotels – Pharr Road LLC d/b/a Quality Suites, 505 Pharr Road / new building / APPROVED IN COMMITTEE

True Food Kitchen, 3393 Peachtree Rd, NE; Suite 3058B / change of agent / APPROVED IN COMMITTEE

Seasons 52 #4506, 3050 Peachtree Road, NE / change of ownership / APPROVED IN COMMITTEE

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 22-0-0.

B. DEVELOPMENT AND TRANSPORTATION COMMITTEE

Jason Kendall, Chair

No report.

C. ZONING COMMITTEE

Bill Murray, Chair

V-15-263 3257 Valley Road NW.

Applicant seeks a special exception from the zoning regulations to allow an active recreation (swimming pool) in a yard adjacent to a street.

NPU-B action: A motion to approve the variance passed by vote of 22-0-0.

Applications on Zoning Committee Consent Agenda:

V-15-175 479 East Wesley Rd NE. Approved 9-0-0

Applicant seeks a variance from the zoning regulation to reduce the east side yard setback from 7 feet to 2 feet to allow for the construction of a detached accessory structure (greenhouse).

V-15-259 3988 Stovall Terrance NE. Approved 9-0-0

Applicant seeks a special exception from the zoning regulations to increase the maximum allowed height of a retaining wall in the side yard from 6' to 9' for an egress stair from a subterranean basement.

V-15-268 11 Vernon Road, NW. Approved 9-0-0

Applicant seeks a variance from the zoning regulations to reduce the rear yard setback from 30 feet to 8 feet 8 inches in order to allow for an addition to an existing detached 2-story garage/pool house. Applicant also seeks a variance to increase the maximum height of an accessory structure from 20 feet to 21 feet.

V-15-228 934 Winall Down Road Approved 9-0-0

Applicant seeks a variance from the zoning regulations to reduce the front yard setback from 50' (required) to 30' to allow for the construction of a new SFD. Applicant seeks no other variances at this time.

U-12-13 3755 Peachtree Road. Approved 9-0-0

Applicant requests that the Special Use Permit previously issued be amended to delete condition 2.

V-15-232 2981 Lookout Place. Approved 9-0-0

Applicant requests a variance from the front yard setback from 35' (required) to 25' to build a new SFD. Applicant seeks no other variances at this time.

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 22-0-0.

Z-15-053 4087 Haverhill, 321 Herrington, 320 Lakemoore Approved 8-0-1 with conditions

Applicant seeks to rezone from RG-2 to PD-H to enable the construction of 30 SFR not to exceed the 0-16 units per acre. Applicant seeks no other variances at this time.

NPU-B action: A motion to approve the zoning variance passed by vote of 22-0-0.

Z-15-057 2878 & 2884 Piedmont Road. Approved 7-0-2 with conditions

Applicant seeks to rezone from RLC-C to MR-3 to construct 12 townhomes where offices exist. Applicant seeks no other variances at this time.

NPU-B action: A motion to approve the agenda item passed by vote of 13-6-1.

V-15-336 2878 & 2884 Piedmont Road. Approved 7-0-2 with conditions
Applicant seeks a special exception to allow a max 6' fence/wall in the front yard of the
development.

NPU-B action: A motion to approve the agenda item passed by vote of 20-2-0.

8. OLD BUSINESS

Next meeting will be December 2nd.

Business elections to the NPU are this Thursday from 6 to 8pm in the atrium. Need to bring legal forms of identification.

9. NEW BUSINESS

None.

10. ANNOUNCEMENTS

The next BZA meetings will be held November 5th and 12th on the 2nd floor of the City Hall Annex at noon.

The next ZRB meeting will be held November 5th and 12th floor of the City Hall Annex at 6 PM.

11. ADJOURNMENT

The meeting was adjourned at 8:25 p.m.