

**Minutes of NPU-B regular monthly meeting
Tuesday, November 6, 2018**

The meeting was called to order at 7:00 p.m. by Randall Kent, NPU-B Vice-Chairperson.

Present: 14

Proxies: 7

Nancy Bliwise to Randall Kent
Bob Stasiowski to Randall Kent
Martha Church to Kim Shorter
Jim Cosgrove to Kim Shorter
Jason Kendall to Abbie Shepherd
Ben Howard to Abbie Shepherd
Mark Tiller to Cory Tibbs

1. OPENING REMARKS / CHAIRPERSON'S COMMENTS

Welcome, mission of NPU-B, and introductory remarks

No press were in attendance.

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 21-0-0.

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

Atlanta Police Department (APD) Zone 2

Major Barry Shaw, Precinct Commander Zone 2, JBShaw@atlanta.ga.gov ; 404-391-0081.

Sargent Jackson noted that there are ongoing issues with people leaving items in their cars and then there are thefts. If there is something visible in your car, they will break in to take these items. Leave cables out of view as well, as criminals will look for the items associated with the cables. Issues are occurring with stolen vehicles at gas stations. Lock your car if you go inside.

We asked scooters and any issues for law enforcement. Scooters are an avenue for juveniles to get into Buckhead and then perpetrating crimes. The scooters are an issue for APD, especially with juveniles. If juveniles are found riding scooters, the scooters are confiscated and then the company has to pick them up. There are not significant problems with adult users. The companies are not reporting theft of services, so the police are uncertain how they are getting access to the scooters. It was explained that you can use cash cards with some of the rental companies now and there is no way to track the perpetrator to press charges. It was discussed that you should not be allowed to use these anonymously. With a 2-factor authentication, that would address many of the issues.

There was a question about the proposed legislation that prohibits riding the scooters on the sidewalk. The police confirmed that they would have to enforce that if it is passed.

Atlanta Fire Rescue Department (AFRD)

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

David Rhodes is with the 6th Battalion and Station 21. The new Station 3 at Phipps Plaza is not quite finished yet. The engines are running out of Station 21 for the next 2 months until Station 3 is finished. The fire department is pushing "Close before you doze" campaign with the website close.com. The way the fire loads are currently with furniture, etc. you now have 3 minutes to get out of your house in a fire (versus 18 minutes in the 1920's and 1930's). Closing the doors will increase the amount of time you have to get out. The heat release rate on synthetics is very high. There are fire retardants in much of the furniture, but once it is burning it will go quickly. www.CloseYourDoor.org/

The stickers on windows for kids aren't really helpful because people leave them on forever, so they typically aren't accurate. The pet notices are helpful.

City of Atlanta Municipal Court

Judge JaDawnya C. Baker; 404-588-5970, jcbaker@atlantaga.gov

No Report.

Fulton County District Attorney Community Prosecutor's Office

Brenden Dougherty, Zone 2 Community Prosecutor (Brenden.Dougherty@fultnocoountyga.gov)

Bailey Rogers, Zone 2 Community Prosecutor

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

E.J. Inyang, Assistant Solicitor, ieinyang@atlantaga.gov (404-658-6702)

No Report.

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

Major Matthew Carrier; mcarrier@itsmarta.com, 404-848-4813

MARTA has met all of their crime reduction goals. They hired 19 new police officers who will be through training in time for the Super Bowl. There was a bus operator that saved someone having a heart attack and also one who came to the rescue of a woman who was stabbed.

There was a question about whether scooters are allowed on the MARTA buses. Technically, no they are not allowed. However, there is no policy against them so there are people riding them down the escalators and on the platform. He noted they were everywhere.

The parking app is still in progress. The final operations plan has to be completed by December 1st.

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

Denita Burton, Office of Safety, Security, & Emergency Management (404-546-3374) or dburton@atlantaga.gov; 404-798-8103 (cell)

No Report.

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

www.atlantaGA.gov/iparcs

Jose Salazar, Manager, Peachtree Hills Recreation Center (PHRC), 308 Peachtree Hills Ave. Jsalazar@AtlantaGA.gov or 404-295-3874.

Lauren James with Peachtree Hills Recreation Center noted that there were a lot of people at the center today voting. The football championships finished up. Girls on the Run has a big 5K on Saturday. The winter sports are starting up with basketball. After school and senior programs are still ongoing. The building is being painted and pressure washed and the parking lot is being redone, so you may need to park on the street.

Department of Public Works

Marcus McGaw (404-865-8743) mlmcgaw@atlantaga.gov

Verna Singleton, VSingleton@AtlantaGA.gov

Officer O (404-807-2610)

Sama 404-865-8621 samakoi@atlantaga.gov

Officer McLendon, amclendon@atlantaga.gov, 404-273-0865

No Report.

Code Enforcement Section, APD Community Services Division

CodesRequests@AtlantaGA.gov 404-546-3800 (call to report an issue)

jhbrown@atlantaga.gov; 404-546-3846 office; 404-557-2748 cell

Kelsey Turner provided the statistics. There were 6 highly hazardous cases and 36 maintenance cases reported. The department is complaint driven. If an officer goes to an address, they are compelled to scan the adjacent properties as well.

532 Loridans Drive is being cited for overgrowth of grass and weeds, fallen trees, debris, and no posting. Once the citation is served and a court date is set, the NPU chair will receive an email.

Question about the size of no trespassing signs and the numbers that are allowed. Mr. Turner was unaware of the number and size allowed.

Buckhead Business Association

Bob Gibeling, VP, Community Alliance, BBA office: 404-467-7607

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

No Report.

Buckhead Business Association

Garth Brooks

Super Bowl preparations are underway. www.ATLsuperbowl53.com is up and running and on December 4, 2018 there will be more information regarding street closures and other security information that might be relevant. One of the major items is the Coach buses that will be running up and down Peachtree Street. There will be a number of events between Jan. 25 through Feb. 4th. If you have any other events planned during that period, be sure to let the Atlanta host committee know. If you use off duty police officers for security or traffic management, the police will be on 12-hour shift and will not be available for that period.

There was a question about the ongoing road closure associated with construction of the apartment on Pharr and whether that would be opened and completed. Garth noted that much of the construction during that 10-day time period will be shut down.

The Buckhead Coalition has provided trauma packs to the houses of worship in the area as well as specialized training so in the event something horrible happened, they can save lives.

The Buckhead Coalition is partnering with Trees Atlanta to provide overstory trees. Up to three trees planted in the front yard between November and March are available. Homeowners have to maintain the trees. TreeAtlanta.org to find more.

4. PRESENTATIONS

There were no presentations.

5. PLANNER'S REPORT

Jessica noted that there are a few ordinances that need to be voted upon tonight.

Z-18-122

An Ordinance by Councilmembers Joyce Shepherd, Carla Smith and Cleta Winslow to amend the 1982 Atlanta Zoning Ordinance, as amended, by amending the C-1 (Community Business), C-2 (Commercial Service), C-3 (Commercial Residential), C-4 (Central Area Commercial Residential), C-5 (Central Business Support), I-1 (Light Industrial), and I-2 (Heavy Industrial) zoning districts so as to require a 1,500 foot distance between service stations; and for other purposes.

NPU-B action: A motion to approve the above-listed ordinance with the addendum comments passed by vote of 20-0-1.

** We don't want to discourage electrical vehicle charging stations**

We want to ensure there is an opportunity for land owners to apply for a variance through the NPU process

18-O-1299

A substitute ordinance by Finance/Executive Committee amending Chapter 20, Article III, Division 1, Section 30-62 Administrative Fee Amounts – Tax Rate Structure of the City of Atlanta Code of Ordinances to increase certain fees related to occupational and business licensing; and to direct that the revenue from the fees be deposited into the accounts set forth herein; and for other purposes.

The NPU discussed and commented on this previously.

18-O-1322 (Information Only)

An Ordinance by Councilmember Michael Julian Bond, Jennifer N. Ide, Dustin Hillis, Matt Westmoreland, and Andre Dickens as substituted by Public Safety and Legal Administration Committee. An Ordinance to amend Chapter 150, (Traffic and Vehicles), of the Atlanta City Code of Ordinances to create a new Article X to be entitled “Shareable Dockless Mobility Devices” to establish regulations related to shareable mobility devices; and for other purposes.

The NPU discussed that it appears this ordinance establishes a relationship between the companies that rent these scooters and the City of Atlanta in order to push the burden of compliance to the companies. There was a discussion regarding making sure that the person renting the scooter can be tracked, i.e., no payment with cash cards. There should also be a minimum age and rules that a single rider per scooter. There are also concerns about the equivalency of a car and a bike... and are the scooters now also treated as equivalents. There are some concerns about banning them from sidewalks; as streets with grates and potholes are very hard on a scooter. There was general consensus that the scooters are important for last mile connectivity.

6. STANDING COMMITTEE REPORTS

A. PUBLIC SAFETY COMMITTEE

Bob Stasiowski, Chair

NM Café / 3393 Peachtree Road / Change of Agent / APPROVED 6-0-0

Taverna / 280 Buckhead Avenue NE / Change of Agent / APPROVED 6-0-0

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 21-0-0.

B. DEVELOPMENT AND TRANSPORTATION COMMITTEE

CDP-18-55 135 West Wieuca Road

An ordinance to amend the Land Use element of the 2016 Atlanta Comprehensive Development Plan (CDP) so as to redesignate property located at 135 West Wieuca Road NE, 165 West Wieuca Road NE (AKA 141 West Wieuca Rd) and 173 West Wieuca Road NE (AKA 141 West Wieuca Rd) and 173 West Wieuca Road NE, from the Low Density Commercial land use designation to the High Density Residential land use designation and 0 Wieuca Road NE (parcel KD 17 00950003118) from the Single Family Residential land use designation to the High Density Residential land use designation and for other purposes (Z-18-119).

** This ordinance needs to be changed. It is NOT what was discussed at committee with the applicant and NOT what was approved by the committee. The NPU approval is for what was discussed with the applicant at the Committee Meeting and not the ordinance as presented above**

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 21-0-0.

C. ZONING COMMITTEE

Bill Murray, Chair

V-18-304 2572 Lenox Road NE WITH NEIGHBORHOOD CONDITIONS

Applicant seeks a variance from the zoning regulation to reduce the required half-depth front yard setback from 20 feet to 14.69 feet.

*neighborhood conditions include conditioned on site plan and no expansion of the footprint

V-18-280 208 Springdale Drive NE CONDITIONED ON SITE PLAN

Applicant seeks a variance from the zoning regulation to 1) reduce the required front yard setback from 35 feet to 33 feet; and 2) reduce the required eastern side yard setback from 7 feet to 4 feet, 8 inches for a single family second story addition.

V-18-287 321 Meadowbrook Drive NE

Applicant seeks a variance from the zoning regulations to 1) reduce the required front yard setback from 35 feet to 34 feet and 2) reduce the required west side yard from 7 feet to 6 feet.

V-18-314 135 West Wieuca Road NE

Applicant seeks to reduce the loading spaces to zero.

Z-18-119 135 West Wieuca Road NE CONDITIONED ON SITE PLAN

Applicant seeks to rezone the 3.095 acre property from C-1-C/R-LC/R-3 (Community business with conditions/ Residential with limited commercial, maximum floor area ratio of .348/single-family residential, minimum lot size 0.41 acres) zoning designation to the MR-4B.

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 21-0-0.

Non-Consent Agenda

Z-18-103 & U-18-27 415 East Paces Ferry Road

Minor changes were made to the plan approved last month. There was more FAR available for the site, but the site plan and number of units is not changing.

NPU-B action: A motion to adopt committee recommendations on the above-listed agenda passed by vote of 21-0-0.

7. OLD BUSINESS

8. NEW BUSINESS

9. ANNOUNCEMENTS

Then next NPU meeting will be December 4, 2018.

The next BZA meetings will be held on November 8th on the 2nd floor of the City Hall Annex at noon.

The next ZRB meeting will be held on November 8th and October 11th on the 2nd floor of the City Hall Annex at 6 PM.

The December Zoning meeting will be on December 18th due to the holidays.

The January NPU meeting will be held on January 8th.

Business Reps Tuesday November 27th at 6pm. Slate must be finalized by next Tuesday. There are a few new candidates who are interested. Let Mark Tiller know if you are interested in running. Bring your business license and proof of your home address.

Buckhead CID meeting about the Roswell Road, Piedmont, Habersham intersection at the Kellett Chapel at Peachtree Presbyterian. November 14, 2018 from 5 – 7pm.

10. ADJOURNMENT

The meeting was adjourned at 8:37 PM.