

**Minutes of NPU-B regular monthly meeting
Tuesday, December 4, 2018**

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

Present: 16

Proxies: 5

Mandi Gibson to Randall Kent
Ben Howard to Jason Kendall
Stephen Lam to Kim Shorter
Frank Toyne to Bill Murray
Cathy Boston to Bill Murray

*Three members joined after the minutes were approved, two members joined after the public safety committee meeting consent agenda was approved.

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 14-0-0.

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@atlantaga.gov ; 404-391-0081.

Major Shaw noted that this is the busiest zone and the busiest month. Folks are pulled out of desk jobs to serve at Lenox and other key areas. There are fewer staff in the office due to staff shortages, so there are fewer officers in Lenox. According to the reports, over the past 5 weeks about 35 guns and \$50,000 in cash (not including electronics and handbags) have been taken from vehicles in the zone.

If you see someone driving with 3 or 4 in the car and drive off tags, call 911. If you are going somewhere and you are going somewhere, look back a time or two at your car. They will be in your car before you are in the store often.

The Felini's on Peachtree and the 2800 block of Peachtree has been a target lately. Be cautious. This is a very difficult area to patrol due to the volume of activity.

George Turner started. Nobody knows what that means to everyone. This is a way to improve the flow of people. Super Bowl is Feb 3rd with events the week prior. Police will be working 10 days and 12-hour shifts. The JW Marriott is one of the team hotels. Traffic will be bad for these 10 days.

Alcohol service has been extended from 2 to 4am for the period immediately surrounding the Super Bowl.

There is a new development that people are starting to move into the development. There is a lot of crime where criminals are climbing balconies and entering unfinished units and breaking into finished units. There is some camera surveillance. They would like to have a community meeting to discuss. Major Shaw noted that the problem doesn't seem to be going away. The area where they are is private property so the police can't force them to leave. Police is trying to get the owner with code enforcement violations. Nancy asked what citizens could do to help; could they start calling and writing GDOT to improve conditions? Major Shaw noted that there is a bunch of trash and debris that is a code violation.

Bill Murray noted that there is a big problem with people "blocking the box". Major Shaw noted that it was hard to manage traffic. Major Shaw said that he could put some motorcycle officers on these intersections. Peachtree and Piedmont was noted as a bad intersection. Nancy shared a discussion about a City who hires part-time citizens to support traffic control issues.

The Super Bowl 10-day period the off-duty officers will not be able to fill their off-duty jobs.

Atlanta Fire Rescue Department (AFRD)
404-546-4400 (or dial 404-546-4421 to reach station 21)

Battalion Chief Peal reminded folks to be careful while cooking to avoid fires, especially be careful if you are frying a turkey. Be sure that your fire place is in good working order before you build a fire. People often forget to open the flu vent prior to starting the fire place. Finally, be sure that you close your doors before bed. There are fire retardants in much of the furniture, but once it is burning it will go quickly. www.CloseYourDoor.org/ During the 10 day period of the Super Bowl, the fire department is unable to take vacation and will be helping out.

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@fultoncountyga.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

Sargant Alfred has been with MARTA for four years and has previous experience in law enforcement. Multiple agencies are coming to assist with the Super Bowl. Services will be running 24-hours for 3 of the days. MARTA has cancelled off days and has adjusted schedules to maximize coverage during that 10-day period. There will be additional trains running. MARTA has had staffing issues, but the Alabama-Georgia Game went well and MARTA is prepping for the soccer game this weekend and the Chick-fil-A bowl game over the holiday season. There will be additional shuttles for the soccer game this weekend.

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 they are in the middle of after school, teen, and senior programs. The basketball teams (52 across the City) are getting ready for games. Girls on the Run finished with a 5K a few weeks ago. There will not be a Girls on the Run program in the spring at this point.

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

No Report.

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

No Report.

4. PRESENTATIONS

There were no presentations.

5. PLANNER'S REPORT

Jessica noted that the list of officers needs to be updated following elections.

NPU grants are due December 7, 2018.

The City is completing an Urban Ecology Plan and there are several meetings on December 12th to discuss. There was a comment that there were no meetings on the north side of town.

Z-18-134

An Ordinance by Councilmembers Joyce Shepherd 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-4 (Central Area Commercial Residential), C-5 (Central Business Support), I-1 (Light Industrial), and I-2 (Heavy Industrial), SPI-1 (Downtown Special Public Interest), SPI-11 (Vine City & Ashby Station Special Public Interest), SPI-12 (Buckhead/Lenox Stations Special Public Interest), SPI-16 (Midtown Special Public Interest), SPI-18 (Mechanicsville Neighborhood Special Public Interest), SPI-20 (Greenbriar Special Publlioning districts so as to require a 1,500 foot distance between service stations; and for other purposes. c Interest), SPI-21 (Historic West End/ Adair Park Special Public Interest), NC (Neighborhood Commercial), and MRC (Mixed Residential Commercial) z

NPU-B action: A motion to approve the above-listed ordinance with the addendum comments passed by vote of 16-3-0.

Addendums include:

** 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

Z-18-127. An Ordinance to amend Lindbergh Transit Station Area Special Public Interest District (SPI-15) zoning regulations to create a new Subarea Nine (9) entitled MARTA Lindbergh City Center to amend various sections of the SPI-15 zoning district regulations pertaining to bulk limitations, open space requirements, façade requirements and loading requirements; to rezone certain properties listed herein and commonly known as the MARTA Lindbergh City Center property from the C-3-C/BL (Commercial Residential District Conditional/Beltline Overlay) and C-3/BL (Commercial Residential/ Bel

A presentation was given by Shocko Warren with the City; Greg Warren with MARTA; Sally Silver with District 7 and a member of the DRC for the SPI.

The ordinance is a culmination of 2 years of collaboration with the City, neighborhoods, and MARTA. SPI-15 is a zoning district in the Lindbergh area and the western edge of SPI-15 borders the Lindbergh MARTA station. The ordinance was adopted at the same time the MARTA station was going through a rezoning process. MARTA was not included at that time due to neighborhood agreements associated with the zoning. MARTA would like to be included into SPI-15 and the City concurs that this is in the best interest with the City. Within the last year, Greg has met with the neighborhood to make sure that – as much as possible – the neighborhood conditions were met within the SPI-15. The result is the creation of a new mixed-use subarea. Garden Hills, Peachtree Park, and Peachtree Hills along with SPI-15 Development Review Committee worked together with the City and MARTA to arrive at this ordinance.

Lindbergh was the first TOD and to address neighborhood concerns about traffic and other issues, these conditions were attached to the zoning condition. One of the conditions was that MARTA would integrate into SPI-15. It was important to be careful that there were no conflicts. The new subarea integrates the previous neighborhood conditions and integrates into the subarea. Sally noted that this is an amendment to the SPI and not a re-write. The most important reason to approve this is that there is a revision to the whole SPI so that mixed use development is clearly defined.

The neighborhoods went through a great deal of effort to get things right. The neighborhoods in attendance noted that it was a good process.

NPU-B action: A motion to approve the above-listed ordinance passed by vote of 19-0-0.

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

Buttermilk / 4225 Roswell Road NE / New Business / APPROVED 5-0-0

Publix Supermarkets / 2900 Peachtree Road NW / Change of Agent / APPROVED 5-0-0

Publix Supermarkets / 2365 Peachtree Road NE / Change of Agent / APPROVED 5-0-0

Publix Supermarkets / 4279 Roswell Road NE / Change of Agent / APPROVED 5-0-0

Waldorf Astoria / (previously Mandarin) / Change of Ownership / APPROVED 5-0-0

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 19-0-0.

B. DEVELOPMENT AND TRANSPORTATION COMMITTEE

No Report.

C. ZONING COMMITTEE

Bill Murray, Chair

NPU-B action: A motion to remove Eulalia Road, NE from the consent agenda passed by vote of 21-0-0.

V-18-324 980 Eulalia Road NE

CONDITIONS

Applicant seeks a variance from the zoning ordinance to (1) reduce the required west side yard from 10 feet to 5 feet. (2) To reduce the required east yard setback from 10 feet to 5 feet, (3) to exceed lot coverage in the required front yard from one-third (30%) of the front yard to 39% of the required front yard (4) to exceed the lot coverage on the lot from 40% to 42.33% and (5) and to allow a parking pad in the required front yard for the construction of a new single-family residence.

The zoning committee conditioned approval on no living space above the porte cochere and guest parking being composed of pervious material (to minimize the impact of the lot coverage exceedance). The guest parking was removed so the lot coverage exceedance is no longer. The variance is requested without the condition of no living space above the porte cochere.

*Site is conditioned on the site plan.

NPU-B action: A motion to approve Eulalia Road, NE from the consent agenda passed by vote of 20-1-0.

ZONING CONSENT AGENDA:

V-18-343 69 North Muscogee Avenue NW DENIED
Applicant seeks a variance from the zoning ordinance (1) to reduce the required north side yard setback from 15 feet to 9 feet, (2) to increase the maximum impervious lot coverage from 35 percent to 36.6 percent for the construction of a new family room.

Mike Moran was in attendance and didn't want a deferral. Nancy read the zoning request. Kim noted that the zoning committee would like for the applicant to work with his neighbors to develop a plan that is more agreeable to the neighbors. There was additional discussion from the committee. Nancy reinforced the challenge of drainage issues in our region and the exacerbation resulting from increases in impervious area and lot coverage.

V-18-342 14 West Andrews Drive NW APPROVED WITH CONDITIONS
Applicant seeks a variance from the zoning regulation to allow a detached accessory structure to project beyond the front of the primary structure and to exceed the maximum height of an accessory structure from 20 feet to 22 feet.
*Conditioned on letters of support or additional attempts to secure letters. Letters and/or documentation of effort were provided.

Z-18-114 18 Peachtree Avenue NE APPROVED WITH CONDITIONS
Applicant seeks to delete previous site condition #2 to enable construction of pedestrian and vehicular access age. No zoning change MR-3-C to MR-3-C.
*Neighborhood conditions to site plan.

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

Reminder that the next Zoning meeting is December 18th due to the holidays.

7. OLD BUSINESS

Business representative elections were concluded:

- Kim Bondurant
- Cathy Boston
- Jim Cosgrove

- Ben Howard
- Jason Kendall
- Randall Kent
- Bill Murray
- Abbie Shepherd
- Jefferson McConkey
- Clyde Joel Morris
- Corey Tibbs
- Mark Tiller

Abbey noted that Allen Bonds (in attendance) – will be sitting in for Abbie Shepherd while she is on maternity leave.

Abbie Shepherd will be submitting a grant to the NPU program that helps pay for the permitting fees associated with the Garden Hills playground improvement design.

NPU-B action: A motion to support the submission of the Garden Hills grant passed by vote of 21-0-0.

8. NEW BUSINESS

The NPU needs to elect officers for next year. We will adjourn the meeting and go into executive session to discuss the slate of officers.

9. ANNOUNCEMENTS

Then next NPU meeting will be January 8, 2018.

The next BZA meetings will be held on January 3rd and January 10th, 2018 on the 2nd floor of the City Hall Annex at noon.

The next ZRB meeting will be held on January 3rd and January 10th on the 2nd floor of the City Hall Annex at 6 PM.

10. ADJOURNMENT

The meeting was adjourned at 8:16 PM.

NPU-B went into Executive Session

Nancy Bliwise (Chair), Randall Kent (Vice-Chair) and Kim Shorter (Recorder) will serve the second year of their 2-year term.

Ben Howard was nominated to serve as the Treasurer.

NPU-B action: A motion to approve Ben Howard as the Treasurer passed by vote of 21-0-0.

Susan Campbell willing to serve as the residential representative next year.
Kim Bondurant was nominated to serve as the business representative.

NPU-B action: A motion to approve Susan Campbell (Residential Representative) and Kim Bondurant (Business Representative) passed by vote of 21-0-0.

Committees met to discuss chairs and vice chairs for the committees

Zoning:

Bill Murray, Chair

Jefferson McConkey, Vice-Chair

D&T:

Jason Kendall, Chair

Abbie Shephard, Vice-Chair

Public Safety:

Mandi Gibson, Chair

Bryan Steed, Vice-Chair