

**Minutes of NPU-B regular monthly meeting
Tuesday, June 5, 2018**

The meeting was called to order at 7:02 p.m. by Dr. Nancy Bliwise, NPU-B Chairperson.

Present: 16*

Proxies: 4*

Cathy Boston to Bill Murray
Jim Cosgrove to Frank Toyne
Bryan Steed to Randall Kent
Mark Tiller to Bob Statsioski

*1 NPU Member joined after the minutes were approved.

1. OPENING REMARKS / CHAIRPERSON'S COMMENTS

Welcome, mission of NPU-B, and introductory remarks

2. APPROVAL OF MINUTES

NPU-B Action: A motion to approve minutes, as amended, from the previous regular monthly meeting of the NPU-B passed by vote of 19-0-0.

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.

Lieutenant Petersen provided his contact information as he is new to the Zone.

Rpetersen@atlantaga.gov

There were questions about the pedestrian refuge on West Paces Ferry Road near Valley Road. The pedestrian sign spends more time down than up, because it is hit by cars. The nearest neighbor has video of several cars hitting the median and violently spinning around. Often these cars are gone by the time the police arrive. The curb has been hit so often that the paint has come off and it is piled with debris so that it isn't visible, especially at night. The neighborhood would like it removed and would like the police opinion on its safety.

Pine Hills is receiving a number of car breakins and other incidences now that school is out. Many people who were ransacked did leave their car doors open and they are embarrassed and not calling 911 to report. The residents called the non-urgent phone number but were not given clear direction on what to do. Sally Silver noted that everyone should always call 911 because it affects the number of cops assigned to the zone. If you are a victim of a crime, always call 911. Cars should be dusted for prints.

The area between Piedmont and Lenox Mall, there is a new police bike squad. They have been deterring car breakins and are more mobile and can view places that cars can't get to. Friday

there were a bunch of juveniles headed up Tower Lenox and the bikes were able to catch them before the crime happened.

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

No Report.

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

Brenden is back from his special assignment. Asked if there were any concerns from the Zone. They continue to struggle with car breakins and our Zone has the highest numbers. One of the renewed focuses is looking at car breakins and trying to make sure they aren't committed by repeat offenders and also to make sure juveniles are dealt with properly. Also remember to use the Court Watch system to issue local statements. There is currently a Court Watch vacancy as our previous coordinator was promoted. Brenden will help in the interim until a full time person is hired.

There was a question as to how residents can find information on how judges are ruling. There is apparently a study by the Atlanta Police Foundation. Brenden is not aware of a comprehensive reporting. What Court Watch will do is to track a particular case and provide a full report on the judge and whether the public was allowed to speak, etc.

Are the cameras in the neighborhoods helpful in the court system. Brenden noted that the videos are very helpful. Especially because in home invasions and car breakins, there is very little physical evidence. The cameras can be very helpful in presenting the case to the jury. Steve asked how they get the videos. Brenden explained that the police are the first responders and he relies on their data collection at the site.

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

Sergeant Ray with the North Precinct noted that rail service will be starting at 4:30am for the Peachtree Road Race. He reminded everyone about the See-Say App. Also, Sergeant Ray reminded everyone to secure your items. MARTA is working on expanding the bike patrol along with the Atlanta Police Department. The majority of MARTA crime is done by juveniles. There was a question about the "bird" scooters. MARTA is not planning for them and don't have them available now.

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. Denita emailed that she was unable to attend and Nancy will forward materials.

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.

Louis Iceberger noted that registration is open for recreation. After school registration will open July 1st at Peachtree Hills Recreation Center.

Clara with the Parks Design group has been travelling around to all the NPUs to discuss the Envision Atlanta Parks and Recreation Comprehensive Plan. The last comprehensive plan was in 2009, and this time around they are looking at the whole department. They are moving into a data analysis phase. The Parks Department was affected by the cyber attack but they are still working on compiling data. There will be a schedule for community engagement and office hours in July at the recreation centers. The students will be engaged through the Camp Best Friend program. The engagement will happen over the next 12 months. There was a question as to whether the Bell Quarry would be under the Parks and Rec control. The contract for design build has been issued. There is an ongoing environmental assessment of the land and a full survey. Phase I will get the bones in place and create access.

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

Samantha Terry presented on the solid waste rate adjustment and solid waste routing. The proposed increase is on average \$9 per year and would add \$18.5MM to the Solid Waste operating budget. The frontage fee is going away. It will reduce the Solid Waste reliance on General Fund and will help refresh the yard trimmings. It will account for the minimum wage increase passed by City Council. It also accounts for the 22% increase in landfill fees. It will also increase the number of CHARM centers to 4. There will be additional enforcement activities and education within APS schools on recycling. The department is going mobile with an ability to check on routes and also what gets thrown where.

Recycling is part of solid waste; trash, recycling, and yard trimmings are all included. There was a question about glass recycling. Right now there is an RFP for all services. The City can do a better job to reduce the contamination which affects recycling. The processing side needs to improve their processes so that they can better separate clean glass. The vendor has committed to upgrading their commitment so that glass can be recycled. The City did look at a separate glass recycling option, but it wasn't viable due to the aging truck fleet.

On June 11th, there will be a City Council work session from 9am to 11am and then there will be a full council vote on July 11th.

Route optimization... currently, the routes are unbalanced. The new routes will be Monday through Friday and not Monday through Thursday that will greatly improve efficiency. There will be direct mailers and many other publications methods to announce the new routes. Bulky pickups will be via the 311 number. July will be route optimization changes are effective.

Officer McLendon is the code enforcement side of solid waste. The pothole issues, lighting issues, and wavy road and other issues were provided to the department of transportation. Wooden poles are the responsibility of Georgia Power.

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

Officer Wilberly noted that they were highly impacted by the cyber attack. She noted that she could help with any issues. 404-546-3868. knwimberly@atlantaga.gov. Reports can also be logged online or

Office of the City Council President

Passed around information.

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

Councilman J.P. Matzigkeit

He introduced himself as a local resident with an HR/Finance background. He was a founder of the Chastain Park Conservancy and that led to his current public service role. He sits on transportation, finance/exec, and currently chairs the utility committee. The City is going through budget hearings currently. The budget is \$2.1B (general, water/sewer, and airport). The general fund is \$667M. There is a plan for a millage rollback in order to accompany the property tax increase. The City's portion is 25% of that. There will be a meeting on Thursday at 7pm at AIS that Beth Beskin is leading to talk about that. The revenue line will be pretty flat, so the challenge is dividing the pie. Public safety is a key to JP and the right number of officers in the right place is important. We are currently several hundred officers down. There was a plea from the NPU to have more code enforcement support as well. The City lost more people than they hired last year. Compensation increases for police and fire are important too. We need more trucks to pick up trash and yard waste. There was a question regarding the mileage roll back. JP

explained that it would be whatever the increase in the millage would be. There was a question as to whether there will be a roll back on school taxes for senior citizens.

During peak traffic hours on Piedmont and Peachtree, the complexes will hire independent traffic officers. These are causing traffic jams. JP agreed there is a traffic issue.

4. PRESENTATIONS

CHARM. Sally Silver provided an update regarding the CHARM located behind Lenox Square that is currently used for storage. The markers passed around shows what the City recycles and then what CHARM recycles. There will need to be a text amendment in order to allow this facility in that area. It would open in the Fall if the text amendment is approved.

NPU-B action: A motion to support the new location of the CHARM facility behind Lenox Square passed by vote of 20-0-0.

5. PLANNER'S REPORT

Zoning ordinance update Phase II. No representative from the planning department was at the NPU meeting to answer questions regarding these proposed changes.

Accessory structure and the historic zoning are 2 areas of concern. JP has expressed concerns to Tim Keane and he seemed willing to compromise.

Bill noted that NPU A, B, and C have a similar set of issues with the proposal. He asked what other NPUs think. Sally Silver noted that some of the NPUs had not engaged but those who did shared similar concerns.

One attendee noted that at the public meeting, the City personnel were very dismissive of different viewpoints and it was clear that they were too invested to hear controversial viewpoints.

In addition to the concerns about accessory structures and historic zoning patterns, there were issues raised about on-street parking and that on some streets if parking is allowed on both sides it can prevent emergency vehicles from responding. There is a big safety concern.

There was a discussion of historic lot patterns. One attendee was in favor of easing restrictions on historic non-conforming lots. There were concerns raised about the definition of block face. There were additional concerns that this ordinance would allow the biggest parcel to subdivide to be the size of the smallest parcel. There was support for maintaining the existing NPU process that allows neighborhoods and the NPU to review the particular details associated with at a parcel-level scale. Trying to address a site specific issue with a City-wide ordinance is likely to create unintended consequences. One board member suggested that a rule to ensure that no new addresses are created may help. Another concern raised by attendees was that lots couldn't be bigger than the biggest lot. Therefore if a property owner wanted to have a larger lot, they couldn't.

There are a lot of unintended consequences associated with these proposals. There is strong consensus that these need to be removed from the current zoning update process and given time to allow for more research. Nancy noted that the City should provide research showing best

practices in other Cities, as well as the results from some of the newer affordable housing and other initiatives within the City. The problems are poorly defined and how the proposed solutions will address these problems is unclear. More work needs to be done.

The NPU considered deny the agenda item. Given the lack of a representative from Planning to answer questions, the NPU decided to defer the vote.

NPU-B action: A motion to defer the vote on Zoning Ordinance Updates Phase II passed by vote of 20-0-0.

7. STANDING COMMITTEE REPORTS

A. PUBLIC SAFETY COMMITTEE

Randall Kent, Chair

Grand Lux Cafe / 3500 Peachtree Road, NE; Space 2093 / New Business / APPROVED IN COMMITTEE

J. Christopher's / 10 Kings Circle NE / New Business / APPROVED IN COMMITTEE

Irby's Tavern / 322 East Paces Ferry Road / Change of Ownership / APPROVED IN COMMITTEE

Zinburger Wine / 3393 Peachtree Road NE / Change of Agent / APPROVED IN COMMITTEE

Lost Dog Tavern (Patio) / 3182 Roswell Road NW / Additional Facility / APPROVED IN COMMITTEE

Little Alley Steak (Patio/ Review & Comment) / 3500 Lenox Road / New Business / APPROVED IN COMMITTEE

Peachtree Road Race Presentation. This will be the 49th year of the race. It will start at Lenox and there will be an estimated 60,000 people running. The race will start at 6:30am (30 minutes earlier). The area will close down at 4:30am for security sweeps. The earlier start time is to avoid the heat.

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 19-0-1.

B. DEVELOPMENT AND TRANSPORTATION COMMITTEE

No Report.

C. ZONING COMMITTEE

Bill Murray, Chair

V-18-127 3312 West Shadowlawn Avenue NE

APPROVED

Applicant seeks a variance from the zoning regulation: (1) to reduce the required northern side yard setback from 7 feet to 1 feet for a detached garage structure; and (2) increase the maximum size of an accessory structure from 30 percent of the main dwelling to 35 percent.

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 19-0-1.

V-18-038 4237 Wieuca Road NE

Applicant seeks a special exception from the zoning regulation: (1) to allow a 4-foot wall in the required half-depth front yard and (2) a special exception to allow active recreation area in a yard adjacent to the street.

NPU-B action: A motion to approve the above-listed variance application passed by vote of 18-0-2.

8. OLD BUSINESS

9. NEW BUSINESS

Proposed legislation 18-O-1299 to raise the administrative fees for occupational and business licensing. With no representative from the City in attendance to answer questions regarding the fee increase, the NPU B voted to defer to the July meeting. Several in attendance voiced concerns about the increase in fees that is not tied to an increase in services and without sufficient justification on efforts to reduce costs.

NPU-B action: A motion to defer on Ordinance 18-O-1299 passed by vote of 20-0-0.

10. ANNOUNCEMENTS

Then next NPU meeting will be July 3, 2018. Please make sure you attend if you can.

The next BZA meetings will be held on June 7th and June 14th on the 2nd floor of the City Hall Annex at noon.

The next ZRB meeting will be held on June 7th and June 14th on the 2nd floor of the City Hall Annex at 6 PM.

11. ADJOURNMENT

The meeting was adjourned at 8:50 PM.