

**Minutes of NPU-B regular monthly meeting
Tuesday, July 2, 2019**

The meeting was called to order at 7:03 p.m. by Nancy Bliwise, NPU-B Chairperson.

Present: 12

Proxies: Robert Patterson to Mandi Gibson
Kim Shorter to Mandi Gibson
George Heery to Jefferson McConkey
Anne Culberson to Jefferson McConkey
Shawn Perez to Bill Murray
Mark Tiller to Jason Kendall
Jim Cosgrove to Ben Howard

* # members joined after the approval of the minutes. (1 - Susan Campbell only)

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 as revised 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@atlanta.ga.gov ; 404-391-0081.

Captain Singh filling in tonight – gave report:

Said if you call 911, do not feel obligated to talk to the police and explain to 911 operator that you live at “x” address, but do not wish to speak to an officer

Crime Stats: Numbers are down despite what you may read in the news. Sometimes “real facts” get misconstrued and this happens when things like “Burglaries” of “storage units” artificially spike the rates. Example: Basically, someone rents a storage unit w/a stolen credit card and false identity, and later goes back after hours and breaks into multiple storage units.

Extra Police will be on staff for the 4th (next two days) celebration

Atlanta Fire Rescue Department (AFRD)

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

Officer Adkins filling in tonight. Gave report/update.

Reminder: Close before you Doze Campaign – close bedroom doors when you go to sleep

Took delivery of 4 Engines – 4 more on the way

Reported the department “Maintained their ISO Class 1” status....department is very proud of this.

Explained that: H2O Water Bottles can start fires – basically sun shines and goes through bottle and literally can reflect to start pinestraw on fire – so please don't leave water bottles exposed to the sun in your car.

Reminder to not leave Pets and Children in cars

City of Atlanta Office of the Solicitor
Judge Sylvia J Lee; 404-932-5566, sjlee@atlantaga.gov

No Report.

Fulton County District Attorney Community Prosecutor's Office
Nemoine Nooks, Zone 2 Community Prosecutor (Nemonie.Nooks@FultonCountyGA.gov, 404-964-5663)

No Report.

MARTA Police Department (MPD) North Precinct (404-848-3902) www.itsmarta.com
Major Matthew Carrier; mcarrier@itsmarta.com, 404-848-4813

No Report.

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)

Ms. Burton reported that the “Roadshow” is currently going on at the Lovett School

2018 Water Report is now available – will be included on your water bill – or you can get online

Storm Water Work on Wieuca Road is now on-going

Q: Mandi Gibson: Buried water meter on Acorn. A: Please send in a report to Watershed to fix/handle

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 (cell).

George Johnson reporting tonight:

Summer camp – only 1 month left; August 12th school starts back – as such, department is trying to extend camp for an extra week. Closed this Thurs and Fri for the holiday.

After School signup starts next week

Mandi Gibson - Q: regarding Donations, is there an age limit? A: No

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

Prince C. Nwagbara – filling in tonight – gave report

Restated Watershed closures for Wieuca Rd and Peachtree Presbyterian

Ride along signups currently going on – gave us an email address for more information:
snterry@atlantaga.gov

Q: Susan Campbell – Who do we contact for work stop orders? A: Call Office of Buildings to report if they are working in violation of a stop order. Reminded everyone that the phone numbers to call are on the stop orders posted

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 Brown – gave report:

2540 Piedmont Road – report on the graffiti; will re-inspect 7/16 and then cite them if not in compliance – have to remove junk trash and debris

2520 Piedmont Rd – re-inspection 7/16

Sally Silver Q: called 311 about a vacant house, couldn't get answers – wanted to know how do you know if it is registered? A: They do not have a way to tell at this time

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

Tony Peters - here and reporting:

Plan to fix \$900K of sidewalks; bids are now back. In July they will award bid and plan to be done in Oct

The Expansion of the CID to the west village happened 3 years ago – as such, road work that was promised as a result of this expansion will be starting in September. Developers put in \$\$ per the SPI requirements, with the CID coming in behind to fill the gaps in projects. CID is now coming back in and will resurface roads in this area after developer work is complete.

Peachtree Phase 3 Maple to Shadowlawn update – they are now “truly” at end of construction – only 4 parcels left to purchase – Brown Jewelry, CVS, Bridal and one other – all owned by same owner - once acquired, work will get started

Design: widening Piedmont to Peachtree on Kroger side – 5 lanes to 7 lanes – also putting in a 10-12’ multi-use path. Work starts late 2020/early 2021

Design: Roundabout re-design now going on – expect a 10 month process to complete. Plan to start in 2020 subject to Right-of-Way acquisitions

Lenox Road between E Paces and Peachtree improvement project - floating a new “boardwalk concept”. Now has 2.5M in federal funds committed with an expected 15-month design process

Finishing seasonal color on Peachtree

Lenox/400 exit - GDOT did the temporary re-line work after the paving that was recently done

GDOT: Wieuca – Lenox – Peachtree going to be repaved in 2020 (CID partnering w/the City)

Turn lane at Stratford and Peachtree at new Related Group building is being finalized

2 Q’s: Jefferson McConkey III -

1. Q: Water Bottle Sellers on Peachtree and Lenox – what to do about these people? A: Call 911 – Police currently trying to get a handle on it. They are aware.
2. Q: Light pole replacement in CID Peachtree Blvd median at Peachtree Dunwoody/Peachtree – where is the pole? A: It has been ordered, should be coming and installed soon

Buckhead Area Transportation Management Association (BATMA)
www.batma.org

Buckhead Business Association
Garth Brooks

No Report.

Public Works

Officer M. Givens – gave general overview

Reported his Department is responsible for scooter impounding; when scooters are lying down in the street, on sidewalks, or if there are issues with scooters lying in the roadway, call 311, they will impound them

Trash Collection will be delayed one extra day for pickups normally on the 4th and 5th

3. PRESENTATIONS

Census people delayed

4. PLANNER'S REPORT

Jessica – Office Zoning and Dev here

- Working on Speed limit on the eastside trail
- Reminded that NPU Bylaws are due in September
- Tree Ordinance update – they are working to “coordinate arborist review earlier” – next round of meetings it is to be addressed in August
- SPI 9 – Sally Silver reports on conditions – legal challenge to SPI 9 – said they were able to convince a judge ordinance was improper – so they (City) put moratorium on it so they research and then amend ordinance - stated that the actual attorney that sued, as it turns out, was actually “on the SPI 9 original steering committee” – as such, it was determined he “did know” that the property had a prior condition

6. STANDING COMMITTEE REPORTS

A. PUBLIC SAFETY COMMITTEE

Mandi Gipson, Chair

Prince's Room / 309 Pharr Road / New Business / APPROVED 10-0-0

Vision Restaurant and Lounge / 2520 Piedmont Road / Change of Ownership / APPROVED 10-0-0

Silvano's Pizza / 25 Irby Avenue / Change of Ownership / APPROVED 10-0-0

NPU-B action: A motion to adopt committee recommendations on the above-listed consent agenda passed by vote of 20-0-0.

Glow on the Green (GONG): Event at Chastain Park on September 12, 2019.

NPU-B action: A motion to approve Glow on the Green (GONG) passed by vote of 20-0-0.

B. DEVELOPMENT AND TRANSPORTATION COMMITTEE

No Report.

C. ZONING COMMITTEE

Bill Murray, Chair

V-19-118: 500 Cobblestone Drive NE APPROVED (8-0 at committee)
Applicant seeks a special exception from the zoning regulation to allow active recreation in a yard adjacent to the street for the construction of an in-ground swimming pool.

V-19-123: 686 Greenview Drive NE APPROVED (8-0 at committee)
Applicant seeks a variance from the zoning regulation to reduce the west side yard setback from 7 feet to 3 feet.

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

V-19-126: 464 Pine Tree Drive NE (AKA 464 Pine Street Drive NE)
Applicant seeks to appeal an Administrative Officer decision.

This project was discussed at the May 7th NPU meeting and the vote was 23-0-0 to deny the variance with prejudice. The denial noted that the City had incorrectly classified the lot. This lot is an irregular lot and therefore the historic pattern of development along Pine Tree Drive should be respected. The Garden Hills neighbors are appealing the decision by the City to allow the reduction in the front yard setback from 35 feet to 17.5 feet, based on the incorrect property classification.

The NPU still supports this decision to deny and hopes that the BZA carefully evaluates the information at the August 1st meeting date and corrects the lot classification.

Nancy commented the Board was strongly against this; Jessica recommended that we send our comments to Raquel

NPU-B action: A motion to deny V-19-126 passed by vote of 18-1-1 at the Zoning Committee Meeting. (NO ACTUAL VOTE ON 7/2)

SD-19-17: 2829 W Roxboro Road
Applicant seeks to subdivide the property into 2 lots.

The applicant presented a partial demolition and “staged” or “step-wise” construction at the June 4th meeting. Based on feedback from the NPU, the applicant has revised the site plan and plans to subdivide only into 2 lots.

Conditions to the subdivision:

1. Two lots are fully conforming R-3 lots and the project complies fully with the City's tree ordinance at the time of permitting
2. No variances to the front, side, or rear setbacks are issued with the exception for maintaining the existing home which encroaches in the front setback.
3. All houses face W Roxboro Road and respect the historic development pattern of the neighborhood
4. No new retaining walls greater than 8 feet to be constructed anywhere on the property
5. The property is treated as a "common development" for stormwater management purposes. Stormwater maintenance agreements and indemnification agreements must be filed with the City for all stormwater management facilities on any of the existing or future parcels.

NPU-B action: A motion to approve SD-19-17 passed by vote of 18-1-1 at the Zoning Committee Meeting. No vote needed.

Bill Murray also reported that:

V-19-045: 4295 Club Drive NE – was a No Show

V-19-116 – was Deferred

Z-19-045 – was Deferred

**Z-19-60 SPI-9 (Buckhead Village Special Public Interest) District Corrective ordinance
NPU-B action: A motion to approve the consent agenda passed by vote of 20-0-0.**

7. OLD BUSINESS

8. NEW BUSINESS

NPU Bylaws due Sept 14 – Nancy stressed importance of how we get this done right procedurally – asked volunteers to work on that

9. ANNOUNCEMENTS

10. ADJOURNMENT

The meeting was adjourned at 8:31 PM