

**Minutes of NPU-B regular monthly meeting
Tuesday, October 1, 2019**

The meeting was called to order at 7:06 p.m. by Nancy Bliwise, NPU-B Chairperson.

Present: 20

Proxies: Mandi Gibson to Bryan Steed
Cathy Boston to Bill Murray
Randall Kent to Bryan Steed *leaving early

Jeff Shelton with Peachtree Park attended the meeting with Martha Church

* 1 person arrived after the approval of the minutes.

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, as amended, of the NPU-B as revised 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@atlantaga.gov ; 404-391-0081.

Lieutenant Singh noted that there was a small uptick in crime. Just this last week there were 28 guns stolen in the City. There is a bunch of money and guns stolen out of cars. The community needs to help with cameras, LPRs, and calling 911 when you see something. Do not go to the ATM at night.

There was a question about people smoking pot between a business and the sidewalk. It is a problem with 3 schools in Garden Hills and there are a bunch of families. Pot is not legal, so call 911 and report it. If it is at a public school, APS has their own police force to handle issues on their property. If the smoking occurs at the same time and the same day, then the City can try to catch it.

When crimes are reported, everything is reported. Commercial and residential. The commercial crimes are actually down slightly.

Atlanta Fire Rescue Department (AFRD)

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

Mr. Adkins reported that the City remained the ISO rating of 1 which holds the insurance rates as low as possible. The City also maintained their accreditation status, which helps a lot with receiving grants. The City is waiting for 4 new ladder trucks. Station 3 is now upgraded to advance life support status. The City will eventually be complete "ALS". Fall hydrant season is underway. Please drive carefully when you see fire trucks on the side of the road. The City is also re-painting all of the private hydrants. Station 26 is being remodeled. Coverage has been adjusted to provide services. Oct. 7 – 13th is national fire prevention week with a theme of "look, listen, and learn". Home fire safety plans are important and the fire department is happy to provide you ideas. The City has no enforcement in terms of fire code enforcement and is there to help. Look for potential fire hazards, listen for smoke alarms (change batteries in smoke detectors when you change your clocks), and learn more about fire safety.

If you have a car seat issue or concern, come by the fire house. Typically there is a certified car seat technician at the station.

Senior link program – if you know of a senior who may need help, you can call 404-546-7000 you can get in touch with a Senior Link Outreach Coordinator, they can help.

Fall boot drive is coming up the next 3 Fridays for Georgia Fire Fighter Burn Foundation. There is a special camp for children with burn victims and support to the burn stations at the hospital. There is also a foundation to collect fire fighters in metro Atlanta if they get hurt on the job.

Close your door campaign. There was a fire a few weeks ago. The one door that was completely closed was in good condition and the rest of the house was severely damaged. Know 2 ways out of your room.

Do not run generators indoor or under cover.

Habersham and Cherokee – inoperable fire hydrant.

Atlanta Office of the Solicitors

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)

There is a case against Germain Hewitt a robbery by force targeting Zone 2. He would follow someone with his motorcycle and in broad daylight theft by gun. Typically, elderly victims. He has been in custody since February. Trying to tie multiple string of cases together. October 21st at 9:30am in Judge Carnesdale's court in 5C. We want as many community members as possible to speak.

Newest initiative is "Level Up" which is a juvenile recidivism program for juveniles being arrested 3 or more times. These juveniles are more likely to become repeat offenders. The City is working with children's organizations and faith-based organizations to provide mental health, meals, and job training opportunities to provide wrap around services to help these from becoming adult offenders. The Board of Commissioners provided initial funding but will be looking for adult volunteers to help.

CJ asked the difference in investment in targeting the 3rd time offenders. There are more services available right now for the first and second time offenders. The goal is to help juveniles make better decisions in the future.

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

Sargent Johnson noted that they had almost zero crime in the area. There were some entering auto in the Lindbergh area in early September. The additional officers in the parking deck have improved conditions. Hosting a special Olympics ride for Heros from the Harley Davidson on Thornton Road is partnering with local motorcycle clubs.

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. Kendall invited everyone to the third annual Trick or Treatment at the Hemphill Water Treatment Plant. There will be a movie outdoor under the stars. There will be an announcement on the website shortly.

The Wieuca Road water main replacement is going very well. Sally thanked Ms. Kendall from doing a good job.

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).

The fall sports are kicking off soon and includes basketball. Senior programming is offered between 10am and 2pm. They are still taking reservations for afterschool programs. The registrations are somewhat limited due to limits on bus seats provided by APS, but they are working to resolve that issue.

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

Ashref from the Department of Public Works noted that October 19th at Greenbriar Mall is a special recycling day event from 9am to 12pm. Dpwcommunications@atlantaga.gov

The Peach portal can provide an update of projects. Nancy noted that she used to receive a list of the ROW projects that were active. She wanted to know whether or not she needed to go to the portal or whether she would get an email.

Samantha Terry is moving from Public Works to Planning Department.

City has repaired 5,879 potholes this year so far. Nancy noted that there are some big pot holes still on Lenox Road.

Abbie had a question about recycling because the list says that glass is recycled but the NPU has been told it isn't currently recycled. Staff were going to confirm. Officer Ferguson noted that they are trying to educate people on the proper ways to pick and notifying people if there is contaminated items in the recycling bin. If you violate the rules, they will not pick up your bin and you will get a courtesy ticket.

There is a project at the corner of Shady Valley and Buford Highway and no notice to the neighborhood prior to the project. How does the neighborhood find out what is going on? Sally noted that she should call the District office.

The SWEET team is enforcing. More than 20 bags of yard waste is considered bulk pickup and needs to be called into 311 to schedule for pickup. There are 12 bulk pickups per year. There was a complaint that it takes a long time to get the bulk pickup scheduled.

CHARM now has a drop off location for glass, Styrofoam, paint, and electronics at Peachtree Presbyterian the first weekend of every month.

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 Jones is attending for Officer Brown.

In Peachtree Hills, there are several houses that are of concern in the neighborhood. 244 and 345 Eureka Drive are overgrown. The residents across the street and next door are complaining about rats. The owners cannot be found. They want the owners to be forced to clean it up. One of the neighbors mowed the yard of one of the houses.

One of the neighbors was in attended. The owner apologized as they had hired a firm to fix the home and didn't realize that was not happening.

If someone built an illegal apartment in a basement, that does not go to code enforcement that goes to buildings.

The Code Enforcement Academy is a 5-week class on Saturdays that covers all of the violations and what each department is responsible for addressing. There is also a neighborhood deputy program.

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

October 20th Party on the Path at Miami Circle and there will be a preview of the new section of the path from Miami Circle to Lenox Mall. There is still some work to be done by MARTA related to fencing but it is almost complete.

Buckhead Community Improvement District (CID)
www.buckheadcid.com

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

Dedicated left turn lane off of Stratford onto Peachtree

The widening of Piedmont between Peachtree and Lenox is progressing.

Buckhead Business Association
Garth Peters

No Report.

4. PRESENTATIONS

Center for Civic Innovation

The CCI is an Atlanta based non-profit that empowers residents to engage Atlanta. The process started in March to look at the NPU system. The goals are (1) to educate people on the NPU process, (2) look at how the NPU is functioning and looking at how the NPU system could be better as the NPU process was last assessed in 1978.

They have been to 24 of 25 NPUs. It has been interesting to see how each NPU works and there is interest in how information is coming from City Hall and going to the NPUs. CJ Morris is a regular attendee and Kim Wachtel has attended some meetings as well.

There will be an online and paper survey to get information on how people are engaging in the community.

Last year, a section of the City Council had their top priority a review of the NPU system. The residents called out the Council and the Council Committee engaged the CCI.

Why did CCI chose NPU process as a project? One of CCI's interests is how information is communicated from Council to residents and the NPU is an official channel.

There is a Board for the 501c3 organization. The board is not influencing this initiative.

There was a question as to whether the recommendations will include recommendations to the City staff/ City hall and/or to the structure of the NPU. The recommendations are likely to include both. There was a comment that it is very frustrating for the NPU when we work very hard to achieve a compromise and then staff overturn the recommendations, it is very frustrating. The other issue is that staff are giving inaccurate information to Boards who are then acting in a way that is contrary to NPU recommendations and the NPU has not opportunity to provide input.

There was a comment about the BZA and allowing for NPU input into the process.

Monica Johnson in the Lindberg/ Morosgo community. The transients and homeless people have gotten bad. Sunday morning at 9am, she warned a trespasser that he is on private property and the person threw a cup at the lady and he knocked over a bush. She is concerned as the police who arrested him said that he is a repeat offender and will likely be back. She is concerned for her security. She called corporate offices for the DUMP and for QT. They need to hire security to keep the transients off their property. They have not and nobody appears responsive. This is a community effort.

Nancy noted that we have talked with Major Shaw about the homelessness and drug crimes in this area. We were told that the businesses in that area are uninterested in investing in private security patrols. Many of the neighborhoods have had success with HOA private security forces. CJ is not sure about private security firms. CJ noted that there is also a problem with the shelters shutting down. Midtown Alliance has a wake-up service that develops a relationship with the homeless population. Suggested writing a letter to the General Counsel of the private businesses as it puts them on notice with return receipt requested. Keep an in the moment date/time and first impression log.

Code enforcement for littering on the properties is also another avenue.

The District Attorney's office would be willing to apply pressure. The DA's office is working on these issues. She will be in the Zone office on Friday and there was an offer for a meeting to work on getting this issue resolved.

5. PLANNER'S REPORT

Jessica noted that there is work on a Citywide Historic Preservation effort. There is a kickoff meeting and on October 24th there will be a meeting at the Cathedral at St. Phillips.

Z-19-76

An Ordinance by Councilmember J.P. Matzigkeit to amend the 1982 Atlanta Zoning Ordinance, as amended, by amending the R-LC (Residential limited commercial district), C-1 (Community business), C-2 (Commercial service), C-3 (Commercial residential), C-4 (Central area commercial residential), C-5 (Central business support), I-mix (Industrial mixed use district), NC (Neighborhood commercial), and MRC (Mixed residential commercial) zoning districts so as to allow a "party house" as a use in some commercial districts and expressly prohibit it as a use in certain districts including solely residential districts.

*There was a moral opposition that this is a very focused ordinance but an appreciation that there is a problem that needs to be fixed.

NPU-B Action: A motion to adopt Ordinance Z-19-76 passed by a vote of 22-0-0.

Z-19-96

An Ordinance by Councilmember Marci Collier Overstreet to amend the 1982 Atlanta Zoning Ordinance, as amended, to add section 16-29-001(87) to add the definition of small discount variety store; to amend 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-Mix (Industrial mixed use district), I-2 (Heavy industrial district), SPI-1 (Downtown special public interest district), SPI-2 (Fort McPherson special public interest district), SPI-9 (Buckhead Village district), SPI-12 (Buckhead/Lenox Stations special public interest district), SPI-15 (Lindbergh Transit Station special public interest district), SPI-16 (Midtown special public interest district), SPI-17 (Piedmont Avenue special public interest district), SPI-18 (Mechanicsville Neighborhood special public interest district), SPI-20 (Greenbriar special public interest district), SPI-21 (Historic West End/ Adair Park special public interest district), SPI-22 (Memorial Drive/ Oakland Cemetery special public interest district), PD-MU (Planned development – mixed use district), PD-OC (planned development – office-commercial district), Cabbagetown landmark district, Martin Luther King Jr. landmark district, Inman Park historic district, Pratt-Pullman landmark district, NC (Neighborhood commercial), LW (Live work district), and MRC (Mixed residential commercial) zoning districts so as to allow small discount variety stores as a use; to require a 1,500 foot distance between small discount variety stores as defined by this ordinance; and for other purposes.

There were a number of questions about this ordinance to be answered. NPU decided to hold this item until November and allow an opportunity for questions to be answered.

6. STANDING COMMITTEE REPORTS

APAB report was distributed via email.

A. PUBLIC SAFETY COMMITTEE

Mandi Gibson, Chair

Macy's 72nd Annual Great Tree Lighting

A presentation regarding the tree lighting festivities was given by Susan Tercero for November 24, 2019.

No. 18 Buckhead / 3017 Bolling Way NE / New Business / Approved 7-0-0

NPU-B Action: A motion to adopt the above consent agenda passed by a vote of 22-0-0.

Alma Cocina Buckhead / 3280 Peachtree Road / New Business / presented to the full NPU

NPU-B Action: A motion to adopt the above item passed by a vote of 22-0-0.

B. DEVELOPMENT AND TRANSPORTATION COMMITTEE

Jason Kendall noted that the D&T committee met.

CDP-19-43

An Ordinance to amend the Land Use element of the 2016 Atlanta Comprehensive Development Plan (CDP) so as to re-designate property located at 296 Dilbeck Place NE (AKA 0 Dilbeck Place NE) from Single Family Residential (SFR) land use designation to Medium Density Residential (MDR) land use designation and for other purposes (Z-19-081).

NPU-B Action: A motion to adopt the above item passed by a vote of 21-0-1.

*There was a comment about concern with losing a single-family residential property but also a recognition that this was truly a special case.

C. ZONING COMMITTEE

Bill Murray, Chair

Consent agenda

V-19-180 243 Kenlock Place NE	Approved 8-0-0
V-19-196 2506 Parkside Drive NE	Approved 8-0-0
U-19-030 20 Pharr Road NW	Approved 8-0-0
Z-19-081 296 Dilbeck Place	Approved 8-0-0 with conditions
CDP-19-043 296 Dilbeck Place	Approved 8-0-0

Conditions for Z-19-81 (296 Dilbeck Place)

1. The number of townhomes shall not exceed 45.
2. The number of townhomes directly abutting the northern property line shall not exceed five.
3. The number of townhomes directly abutting the eastern property line shall not exceed eight. No more than seven of the eight units shall be permitted to have the rear of the unit facing the eastern property line.
4. Any porches or decks on the townhomes directly abutting the eastern property line shall be located on the front (western) side of the townhomes.
5. The proposed townhomes shall be located a minimum of 30 feet from the northern property line and 45 from the eastern property line.
6. A double row of evergreen plantings shall be installed abutting the north and east property lines.
7. An 8 foot privacy fence shall be installed on the north and east property lines.
8. The perimeter plantings and 8 foot privacy fence proposed on the north and east property lines shall be installed after the site development work is completed to install the project infrastructure and prior to vertical construction of the townhomes.
9. No more than 10% of the dwelling units may be rented.
10. Stormwater detention will be provided underground and will be identified on the approved plans for the project

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

7. OLD BUSINESS

8. NEW BUSINESS

The Business Elections are coming up. There are a few new opportunities. We will need a little bio from each of the business representatives on the slate of candidates. The slate needs to be due

to be published by October 22nd on the website. The information needs to be provided to Kim Watchel by November 15th.

9. ANNOUNCEMENTS

The next NPU meeting will be November 5, 2019.

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

The next ZRB meeting will be held on October 10th and October 17th on the 2nd floor of the City Hall Annex at 6 PM.

10. ADJOURNMENT

The meeting was adjourned at 8:58 PM