

DEPARTMENT OF PLANNING & SUSTAINABILITY

MAJOR MODIFICATION APPLICATION	RECEIVED
Existing Conditional Zoning No.: C > 96-024	JAN 2 1 2021
APPLICANT NAME: SARAH HOWELL	BY:
Daytime Phone#: 917-65/-5/74Fax #: E-mail: Savatout Ow	elleyahooicom
Mailing Address: 1669 DETROIT AVE NW, ATLANTA, OG	-A 30314
OWNER NAME: SARAH POWELL one owner, attach contact information for each owner)	(If more than
Daytime Phone#: 917-651-5176Fax #: E-mail: SarajoyPon	elleyaha.com
Mailing Address: 1669 DETROIT AVE NW ATLANTA, & A 30	314
SUBJECT PROPERTY ADDRESS OR LOCATION: 1630 South Ind	IAN CREEK
DR Stone Mountain , DeKalb County, GA, 30035	3
District(s): 15 Land Lot(s): 195 Block(s): Parcel(s):	1519508035
Acreage or Square Feet: 1. Commission District(s): 5 47 Existing Zoning	OI
I hereby authorize the staff of the Planning and Development Department to inspect the pro- application.	perty that is the subject of this
Have you, the applicant, made a campaign contribution of \$250.00 or more to a DeKalb Cothe two year period that precedes the date on which you are filing this application? Yes No If "yes", see page 4. (Conflict of Interest in Zoning Act, O.C.G.A., Cha	
Owner: Agent:	
Signature of Applicant: Signature of Applicant:	
Printed Name of Applicant: SARAH POWELL Major	Modification Application

Pastor Sarah J. Powell

1669 Detroit Ave NW Atlanta, Georgia 30314 917-651-5176 January 21^{st,} 2021

NOTICE

RE: 1630 South Indian Creek Drive, Stone Mountain, Georgia 30038

Dear Neighbors,

I hope all is well. This notice is to invite you to a Zoom meeting (information below). The purpose of meeting is to answer any questions or concerns you may have on changes that will be done at 1630 S. Indian Creek Drive, Stone Mountain, GA 30038. The zone for this property will be changed from Office & Religious Institute to Place of Worship & Religious Institute.

Information of Meeting:

Date: January 30, 2021 Time: 6:00pm – 6:30pm Join Zoom Meeting at:

 $\underline{https://us04web.zoom.us/j/9415191690?pwd=UHZMelk4Q3ZMbXBzaFFaOThWMDF2QT09}$

Meeting ID: 941 519 1690

Passcode: 4KGSPE

I am looking forward to seeing you, hearing your thoughts and concerns and answer your question the usage of Building.

Thank you,

Pastor Sarah J. Powell

1630 SOUTH INDIAN CREEK DRIVE, STONE MOUNTAIN, GEORGIA 30083

LIST OF PEOPLE WHO LIVE 500 FEET FROM PROPERTY- AND WHO RECEIVED NOTICE OF MEETINGS

NAMES	ADDRESS	TELEPHONE /email
Erica Raven	1605 S. Indian Creek Drive, Stn Mt. GA 3083	
		678-252-8360/
Jorge Perez	1636 S. Indian Creek Dr. Stn. Mt. GA. 3083	
Monica Hernandez	Wit. GA. 3083	3*
Lisa Chambers	1627 S. Indian Creek Dr. Stn. Mt. GA. 3083	
Irvin Romero	1597 S. Indian Creek Dr., Stn. Mt. GA. 3083	
Paulene Kelly	1583 S. Indian Creek Dr., Stn. Mt. GA 3083	
Abundant house	1620 S. Indian Creek Dr., Stn	
Wendell Morris	1659 S. Indian Creek Dr., Stn. Mt. 30083	
		404-286-1009
Charles Miller	4484 Coving ton HWY	404-8406189
Jodi Shoemake	4484 Covington HWY	678-201-7259

DeKalb County Neighborhood Registry - Commission District

First Name	Last Name	Email		Address	City	State	Zip Code	
Dennis	Allen	dennisalien05@comcast.net						Community
Kenesha	Barksdale	kbarksdal22@gmail.com						Community
Samson	Burrell	Samson_burrell@yahoo.com		A S				Community
Barbara	Campbell	dstcampbell@bellsouth.net						Community
Jan	Costello	Janrcostello@gmail.com	•					Community
Jay	Cunningham	jaycunningham2014@yahoo.com						Community
Marshall	English	marshallenglishsr@yahoo.com						Community
Tonya	Jones	mstonya@earthlink.net						Community
Preston	Mercer	mercernic451@gmail.com						Community
Joscelyn	O'Neil	onelloooo4@comcast.net						Community
Charles	Peagler	konceptatlanta@bellsouth.net						Community
Jonathan	Phillips	jonathanjaypee@aol.com						Community
Danny	Tripplin	dadrtrip@yahoo.com			the desired of the format day the major was species we species with			Community
Wayne	Williams	w_duane_williams@yahoo.com						Community
Michelle	Henson			4140 Creek Stone Court	Stone Mountain	GA	30083	State Rep Di
Patricia	Elmore	pedge@urbanretall.com		2929 Turner Hill Rd	Lithonia	GA	30038	Stonecrest N
Bina S.	Mangham	manghamlaw@att.net		8179 Pleasant Hill Rd	Lithonia	GA	30058	Eaast DeKalt
Marcella	Salter	cellasalt5@yahoo.com		1664 Stone Meadow Rd	Lithonia	GA	30058	
Larry	Salter	salter37@yahoo.conm		1664 Stone Meadow Rd	Lithonia	GA	30058	
Denis	Travis	denisetravis74@gmall.com		1658 Stone Meadow Rd	Lithonia	GA	30058	
Harold	Morrie	harold53@hotmail.com		1743 Harmony Hills Ct	Lithonia	GA	30058	Harmony Hi
Consuelo	Espinoza Godden	goddenc@gptc.edu		6720 Marbut Road	Lithonia	GA	30058	Georgia Pie

Pastor Sarah J. Powell

The New Creation Apostolic Faith Church of Jesus Christ Int'l Ministries Inc., **Property Address**: 1630 South Indian Creek Drive, Stone Mountain, GA. 30038.

Mailing Address: 1669 Detroit Ave. NW, Atlanta, GA 30314

917-651-5176 January 21st, 2021

RE: Letter of Application and Description of Property

Dear Sir/Madam,

Good day, I acquired the property at 1630 South Indian Creek Drive, Stone Mountain, Georgia 30038 in 2020 to use as a place of worship. It was preciously use for an office and biblical studies and needs major modification to zone as a place of worship and biblical studies. It also needs renovation permit for repair to the building as it was not used for several years and had then deteriorated.

My intention is to make a new extension to the frontal area as is seen in the site plan on the propose drawings. Other Repair will be done on foundation, roof and on flooring of building.

The materials that I will be used for the exterior extension is the hardy plank sidings (cement with other materials). Concrete slab will use to repair and add foundation. Roofing materials for addition or repair of roof will be taken from the Dekalb county recommendations.

Thank you.

Pastor Sarah Powell

Section 27-7.3.4. The following standards and factors are found to be relevant to the exercise of the county's zoning powers and shall govern the review of all proposed amendments to the Official Zoning Map:

A. Whether the zoning proposal is in conformity with the policy and intent of the Comprehensive Plan.

The zoning proposal is within the compliance standard of the comprehensive plan. The proposal expansion will NOT change the use of property or the land. There is a parking lot already exist to the posterior area of building. The property can accommodate the new expansion of building without encroachment into required setbacks. It is at acceptable distant from any residentially zoned property and meets the standard of the comprehensive plan.

B. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby properties.

The church meets the standard for zoning proposal and will NOT create adverse impacts upon the adjacent and nearby properties—due to the hours of operation.

C. Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.

The property will NOT be affected by zoning proposal as it will remain within reasonable standard of economic use as currently zoned: Place of Worship and a small Religious Institute.

D. Whether the zoning proposal will adversely affect the existing use of usability of adjacent or nearby properties.

The zoning proposal is NOT expected to create any adverse effects on the usability of any adjacent of nearby properties -- due to the distance of the church from other properties, the hours of operation and small amount of membership.

E. Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approval or disapproval of the zoning proposal.

Except for the addition of a second rest room which may need permit for internal renovation to do so. The is a proposed internal expansion and is NOT expected to affect the use or the development of the property or adjacent properties.

F. Whether the zoning proposal will adversely affect historic building, sites, districts, or archaeological resources.

NO historic buildings, sites, districts, or archaeological resources are located on the property or in the surrounding area.

SUPPLEMENTAL REGULATIONS FOR 1630 S. INDIAN CREEK DRIVE

A. Any building or structure established in connection with places of worship, monasteries or convents shall be located at least fifty (50) feet from any residentially zoned property.

The proposed Church building, and the Religious Institute meet this standard.

B. The required setback from any street right-of-way shall be the front-yard setback for the applicable residential district.

The proposed church building meets this standard.

C. The parking areas and driveways for any such uses shall be located at least twenty (20) feet from any property line, with a visual screen, provided by a six-foot-high fence or sufficient vegetation established within that area.

The driveway is on the north side of the proposed church building meets this standard. The applicant proposes to screen the proposed driveway/parking area with trees as screening. The southern parking area meets the standard, it is located posterior to church building and is within acceptable footage of applicable property lines --- with trees as screening.

D. Places of worship, convents and monasteries shall be located on a minimum lot area of three (3) acres and shall have frontage of at least one hundred (100) feet along a public street.

The subject property meets this standard. Church on approximately 1.1 acre of land and frontage is greater than two hundred feet (200) from public street.

E. Places of worship, convents and monasteries shall be located only on a thoroughfare or arterial.

The subject property meets this standard. It is located on South Indian Creek Drive, a minor arterial street.

REV. 3/89

DEKALE COUNTY BOARD OF COMMISSIONERS

ZONING - AGENDA/MINUTES

ITEM NO.	6

PREL.

ACTION

PUB.HRG. X

MEETING DATE April 25, 1996

RESOLUTION ORDINANCE PROCLAMATION

SUBJECT: Rezoning Application - Atlanta School of Biblical Studies

COMMISSION DISTRICTS: 5 & 7

DEPARTMENT: Planning

X__Yes PUBLIC HEARING:

ATTACHMENT: X Yes ___No _9_PP

Deferred from the 3/27/96 zoning hearing for public hearing.

INFORMATION CONTACT: Ray White or Charles Coleman PHONE NUMBER:

371-2155

PURPOSE:

CZ-96024 - To consider the application of Atlanta School of Biblical Studies to rezone property located on the east side of South Indian Creek Drive, 570' north of Covington Highway, from R-75 to OI (conditional). The property has frontage of 149' and contains 1.11 acres. The application is conditioned on expansion of the adjoining school.

SUBJECT PROPERTY:

15-195-8-35 (1630 South Indian Creek Drive).

RECOMMENDATION(S):

PLANNING DEPARTMENT: Denial. The request for OI is inconsistent with recommendations of the Comprehensive Plan and incompatible with the zoning on three sides of the lot. In many cases OI is used as an interim zoning between commercial and residential uses. In this instance it represents an extension of nonresidential zoning into a residential area without serving as a reduction of zoning intensity. The property is suitable for use as currently zoned and contains adequate land area for the development of another residential lot.

PLANNING COMMISSION: Approval with the following conditions:

- The property be used as a school for biblical studies.
- The existing structure be maintained. 2.
- A visual screening of natural vegetation be installed along the northern boundary of the property.

COMMUNITY COUNCIL: Approval.

ACTION:

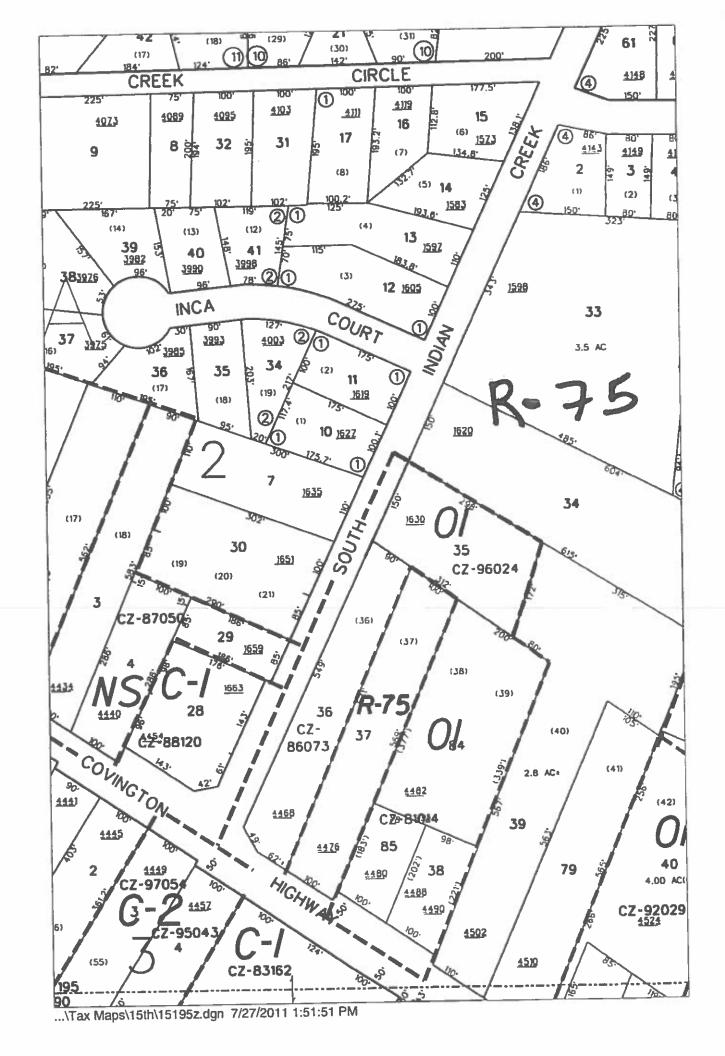
MOTION was made by Commissioner Sanford, seconded by Commissioner Brown, and passed 7-0-0-0, to approve the application of Atlanta School of Biblical Studies with the following conditions recommended by the Planning Department:

1. Use of the property is limited to an office for the Atlanta School of Biblical Studies only; 2. The residential facade of the building remains the same; 3. No additional parking area is provided on the site; 4. Additional screening vegetation is planted in the buffer along the north property line; 5. There shall be no signs identifying the use of the building; 6. Pedestrian access is provided between the school and the office. (See attached list of conditions.)

ADOPTED:	APR 2 5 1996	CERTIF	ED:	APR 2 5 1996	
·	(DATE)		1	DATE)	
			(01)	S RO	
PRESUDING/OF	FICER		CLERK,	4. 10RG	
DEKALB COUNT	Y BOARD OF COMMISSIONER	S	DEKALB COU	NTY BOARD	
			OF COMMISS	IONERS	
	FOR USE BY CHIEF	EXECUTIVE	OFFICER ON	LY	- '-
	III 9 0 4000 :				
APPROVED	JUL 2 9 1996	VETOED:		(DATE)	
	(5.1.2)			(DATE)	
CHIEF EXECUT	TVE OFFICER			640	
DEKALB COUNTY			DEKALB COU	UTIVE OFFICE NTV	₹
WEIRO CHAMENER					
VETO STATEMEN	NT ATTACHED:				
MINUTES:					
The following	people spoke in favor	of the an	nliantion	Ma Dahamal	.
1272 Cuimney	' Klage Drive. Ellenwo	od Georg	מואחור בוי	· and We -	ı Davis, Tennifer
Watkins, 1630) S. Indian Creek, Stone	Mountain	, Georgia,	30083.	
No one spoke	in opposition.				
ATTACHMENT					
ATTACHMENT					
		FOR	AGAINST	ABSTENTION	ABSENT
DISTRICT 1 -	ELAINE BOYER				
DISTRICT 2 -	GALE WALLDORFF				
DISTRICT 3 - DISTRICT 4 -	JACQUELINE SCOTT				
DISTRICT 5 -	WILLIAM C. "BILL" BROWN				
DISTRICT 6 -	JUDY YATES			 	

DISTRICT 7 - PORTER SANFORD, III

CZ-96024
15-195-8-35
Aflanta School of Biblical Studies
R-75 to DI cond,
PD-Denial
PC-Amproval 4 3/7/96
BC-Deterred to 4/25/96 (readvertin) 3/27/96
BC-Amproved DI w/c 4/25/96



DEED BOOK 28629 Pg 742 Real Estate Transfer Tax \$65.00

Filed and Recorded 9/11/2020 2:54:33 PM Debra DeBerry Clerk of Superior Court DeKalb County, Georgia

Return Document to: 11097 House Road, Suite 100 Roswell, Georgia 30076 File No.: 200841CP

Warranty Deed

STATE OF GEORGIA COUNTY OF FULTON

This Indenture made this 4th day of September, 2020, between Atlanta School of Biblical Studies, Inc. now known as American University of Biblical Studies, Inc., as party or parties of the first part, hereinafter called Grantor(s), and Sarah Powell, as party or parties of the second part, hereinafter called Grantee(s) (the words "Grantor(s)" and "Grantee(s)" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH: Grantor(s), for and in consideration of the sum of TEN and 00/100 (\$10.00) Dollars and other good and valuable considerations in hand paid at and before the sealing and delivery of these presents, the receipts whereof is hereby acknowledged, has granted, bargained, sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey and confirm unto the said Grantee(s), in fee simple, together with every contingent remainder and right of reversion, and to the heirs and assigns of said survivor, the following described property:

All that tract or parcel of land lying and being in Land Lot 195 of the 15th District, DeKalb County, Georgia, being more particularly described as follows:

Beginning at a 3/4 inch rod found on the easterly right of way of South Indian Creek Drive (R/W varies) 570.7 feet northerly from the intersection of the easterly right of way of South Indian Creek Drive and the northerly right of way of Covington Highway; thence along the easterly right of way of South Indian Creek Drive North 27 degrees 11 minutes 13 seconds east a distance of 149.66 feet to a 3/4 inch rod found; thence south 57 degrees 43 minutes 27 seconds east a distance of 298.54 feet to a 1 inch crimp top pipe found; thence south 23 degrees 29 minutes 00 seconds west a distance of 172.47 feet to a 1/2 rebar set; thence north 53 degrees 48 minutes 00 seconds west a distance of 312.36 feet to a 3/4 inch rod found and the point of beginning; said tract contains 1.114 acres of land.

PIN: 15 195 08 035

THIS CONVEYANCE is made subject to all zoning ordinances, easements and restrictions of record affecting said bargained premises.

TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantees, in FEE SIMPLE, together with every contingent remainder and right of reversion, and to the heirs and assigns of said survivor.

AND THE SAID Grantor(s) will warrant and forever defend the right and title to the above-described property unto the said Grantee against the claims of all persons whomsoever.

IN WITNESS WHEREOF, Grantor(s) (has) (have) signed and sealed this deed, the day and year first above-written. Signed, sealed and delivered in the presence of:

(Unofficial witness)

(Notary Public)

My Commission Expires:

MERICAN UNIVERSITY OF BIBLICAL STUDIES, INC.

(Seal) mes W. Mckay, Jr., Chairman of the Board of Directors

OWNER'S SCHEDULE A

ALTA Owner's Policy (6/17/06)

SCHEDULE A

File No.: 200841CP Policy No.: O-9301-004813672

Date of Policy: 9/04/2020

(Or the recording of the insured instrument, whichever is later)

Amount of Insurance: \$65,000.00 Premium: \$269.75

1. Name of Insured:

Sarah Powell

2. The estate or interest in the land which is covered by this policy is:

Fee Simple.

3. Title to the estate or interest in the land is vested in:

Sarah Powell

4. The land referred to in this policy is described as follows:

All that tract or parcel of land lying and being in Land Lot 195 of the 15th District, DeKalb County, Georgia, being more particularly described as follows; Beginning at a 3/4 inch rod found on the easterly right of way of South Indian Creek Drive (R/W varies) 570.7 feet northerly from the intersection of the easterly right of way of South Indian Creek Drive and the northerly right of way of Covington Highway; thence along the easterly right of way of South Indian Creek Drive North 27 degrees 11 minutes 13 seconds east a distance of 149.66 feet to a 3/4 inch rod found; thence south 57 degrees 43 minutes 27 seconds east a distance of 298.54 feet to a 1 inch crimp top pipe found; thence south 23 degrees 29 minutes 00 seconds west a distance of 172.47 feet to a 1/2 rebar set; thence north 53 degrees 48 minutes 00 seconds west a distance of 312.36 feet to a 3/4 inch rod found and the point of beginning; said tract contains 1.114 acres of land.

PIN: 15 195 08 035

Address of Property (For Identification purposes only).

Street:

1630 S Indian Creek Drive

City:

Stone Mountain,

State:

GA 30083

Unit/Lot:

Subdiv/Condo:

Policy No.: O-9301-004813672

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

- 1. Rights or claims of parties in possession not shown by the public records.
- 2. Easements, or claims of easements, not shown by the public records.
- 3. Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey or inspection of the premises.
- 4. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- 5. Taxes for the year 2020 and thereafter. Any additional taxes, interest and/or penalties which may be assessed for prior tax years by virtue of adjustments, reappraisal, re-assessment, appeal or other amendment to the tax records of the city or county in which the subject property is located.

404.371.2155 (o) 404.371.4556 (f) DeKalbCountyGa.gov Clark Harrison Building 330 W. Ponce de Leon Ave Decatur, GA 30030

Chief Executive Officer Michael Thurmond

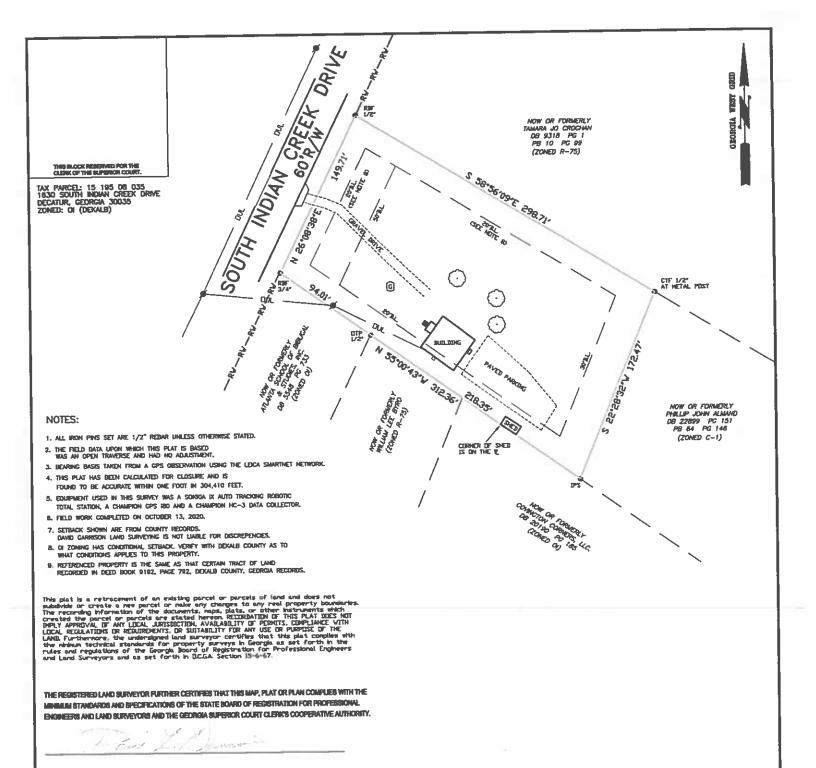
DEPARTMENT OF PLANNING & SUSTAINABILITY

Director

Andrew A. Baker, AICP

PRE-APPLICATION FORM REZONE, SPECIAL LAND USE PERMIT, MODIFICATION, AND LAND USE (Required prior to filing application: signed copy of this form must be submitted at filing)

Applicant Name: <u>Sava Poweln</u> Phone (917) 651- Email: <u>Sava joy poweln</u> @ Property Address: 1638 50, Indian Creek 5/76 Drive Yahoo, com
Property Address: 1638 Go. Indian Creek 5176 Drive Yahoo, con
Tax Parcel ID: Comm. District(s): 5 \(\frac{\xi}{7} \) Acreage:
Existing Use: Educational facility Proposed Use Place of worship
Supplemental Regs: Yes Overlay District: Ab DRI: 100
Rezoning: Yes No _X
Existing Zoning: OT Proposed Zoning: OT Square Footage/Number of Units:
Rezoning Request:
The state of the s
Land Use Plan Amendment: Yes No
Existing Land Use: Consistent Inconsistent
Special Land Has Bounday Van No. X Assista Number (2) 27
Special Land Use Permit: YesNo _K Article Number(s) 27
Special Land Use Request(s)
Major Modification:
Existing Case Number(s): CZ-96-024
Condition(s) to be modified:
Use of property for an educational facility.
Pastor garah Toy Fowell





RETRACEMENT SURVEY FOR:

THE NEW CREATION APOSTOLIC FAITH CHURCH OF JESUS CHRIST INTERNATIONAL MINISTRIES, INC.

DISTRICT 15, LAND LOT 195 DEKALB COUNTY, GEORGIA

DATE: OCTOBER 19, 2020 JOB NO. : 1630 SOUTH INDIAN CREEK DR FILE NO: 1630 SOUTH INDIAN CREEK DR

LEGEND

CRIMP TOP FOUND OPEN TOP PIPE CONCRETE MONUMENT FOUND IRON PIN SET

FIRE HYDRANT

LITTLITY POLE

WATER METER

LITILITY POLE

GAS METER

- RICHT OF WAY

9 STORM WATER JUNCTION BOX

SANITARY SEWER MANHOLE

PINE TREE

HARDWOOD TREE

AREA = 1.11 ACRE





DAVID L. GARRISON

LAND SURVEYING

969 HALE ROAD MAYSVILLE, GEORGIA 30558 PH.(770)560-8031 EMAILDEABRICHMEAOL.COM

