### DeKalb County

### **DeKalb County Department of Planning & Sustainability**

### 330 Ponce De Leon Avenue, Suite 300 Decatur, GA 30030

(404) 371-2155 / www.dekalbcountyga.gov/planning

Planning Commission Hearing Date: January 4, 2022, 5:30 P.M. Board of Commissioners Hearing Date: November 27, 2022, 5:30 P.M.

### **STAFF ANALYSIS**

Case No.: SLUP-22-1245323 Agenda #: N7

Location/Address: 1691 Candler Road, Decatur, GA 30032 Commission District: 3 Super District: 6 & 7

Parcel ID(s): 15-183-05-015

**Request:** Request for a Special Land Use Permit (SLUP) for a proposed boutique wine shop within

the C-1 (Local Commercial) district and the I-20 overlay district, in accordance with

Section 27-4.2.8 of the DeKalb County Zoning Ordinance.

**Property Owner(s):** Deandre' B. Mathis

Applicant/Agent: Same as Applicant

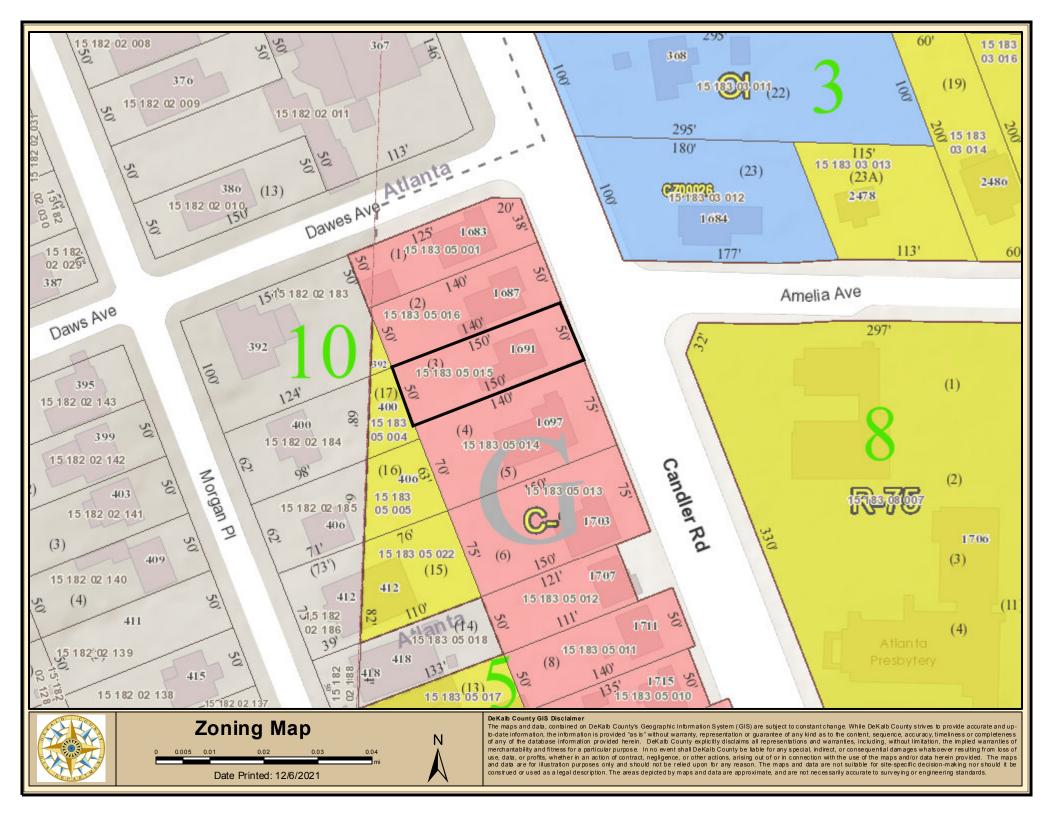
Acreage: 0.17 acres

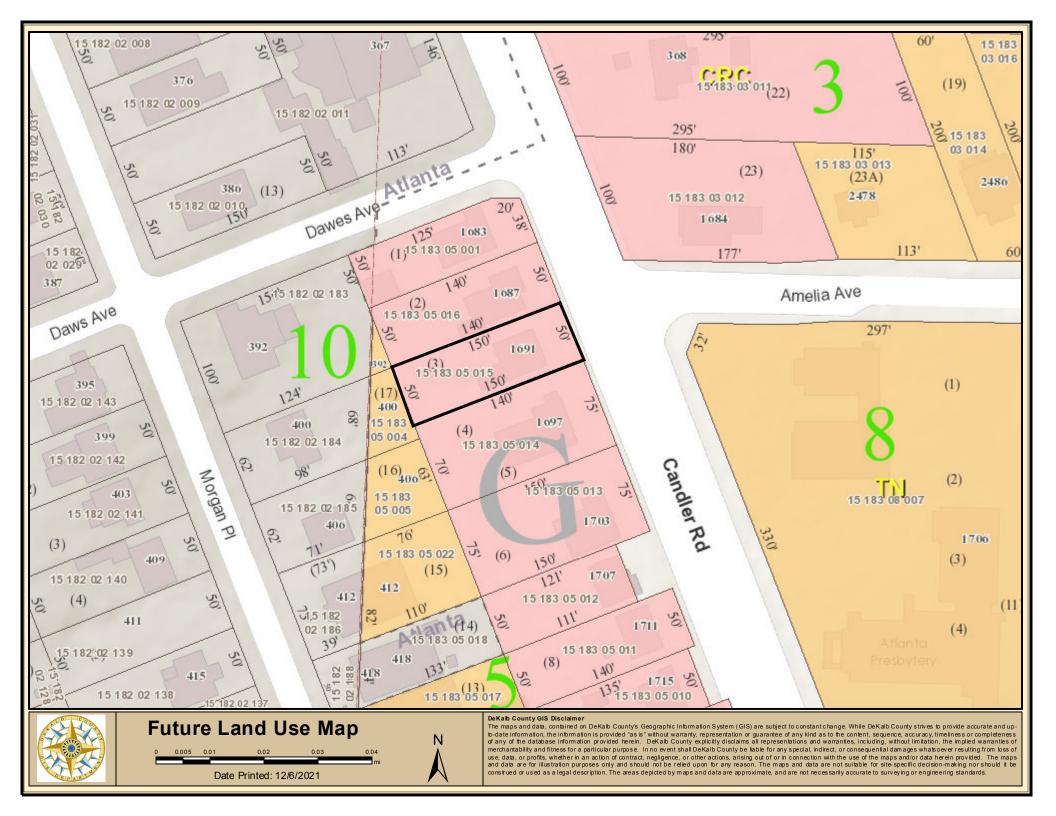
**Existing Land Use:** Office

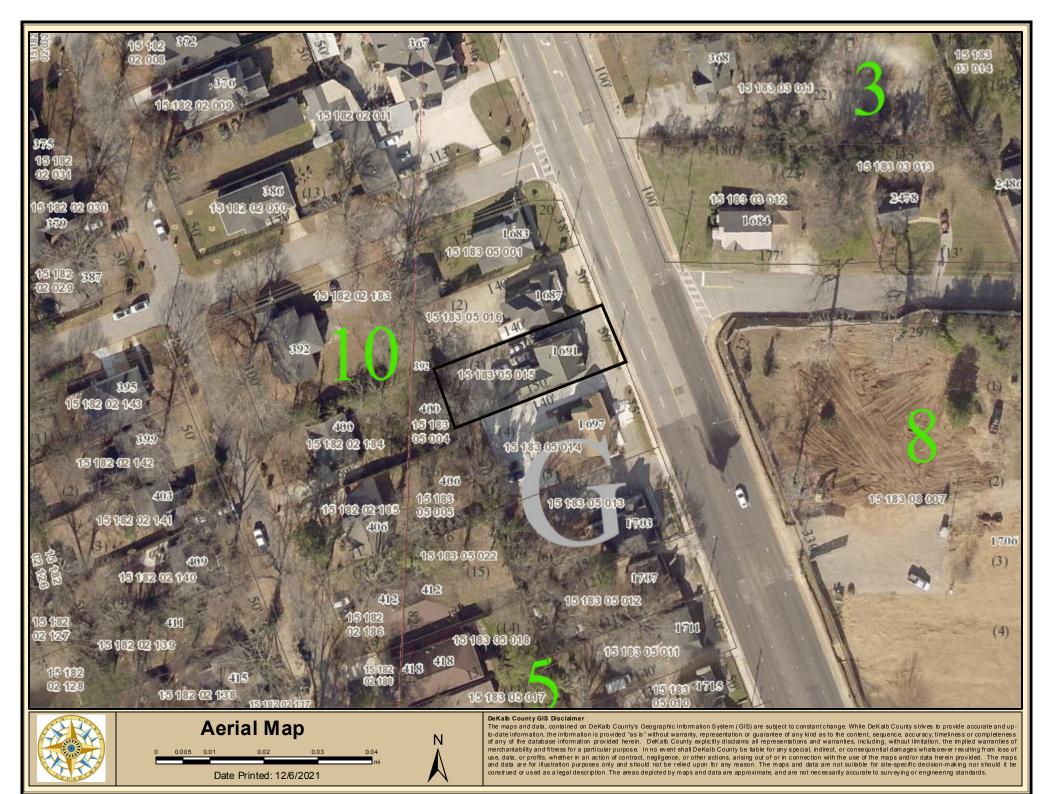
Surrounding Properties: North and South: Office (zoned C-1); East: Medical Office (zoned R-75); West: City of Atlanta

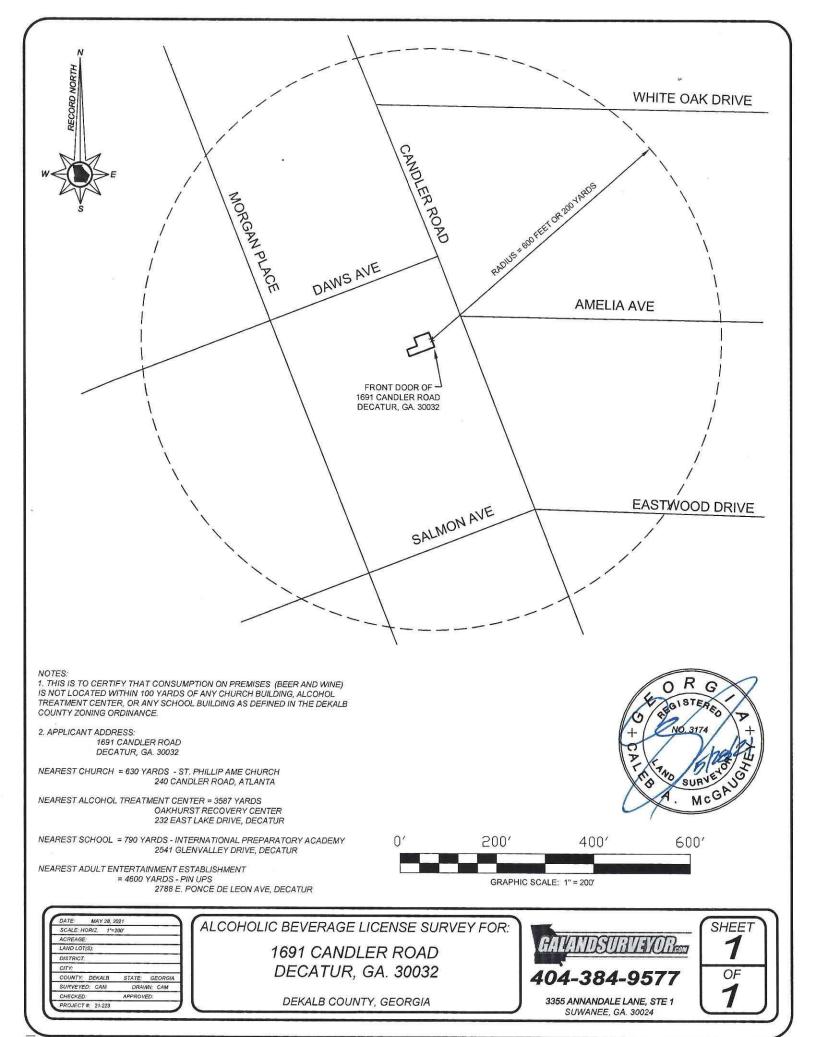
Comprehensive Plan: CRC (Commercial Redevelopment Corridor) XConsistent Inconsistent

Proposed Building Square Ft.: 7,500 square feet	Existing Square Feet: Not applicable
Proposed Lot Coverage: Not applicable	Existing Lot Coverage: Not applicable





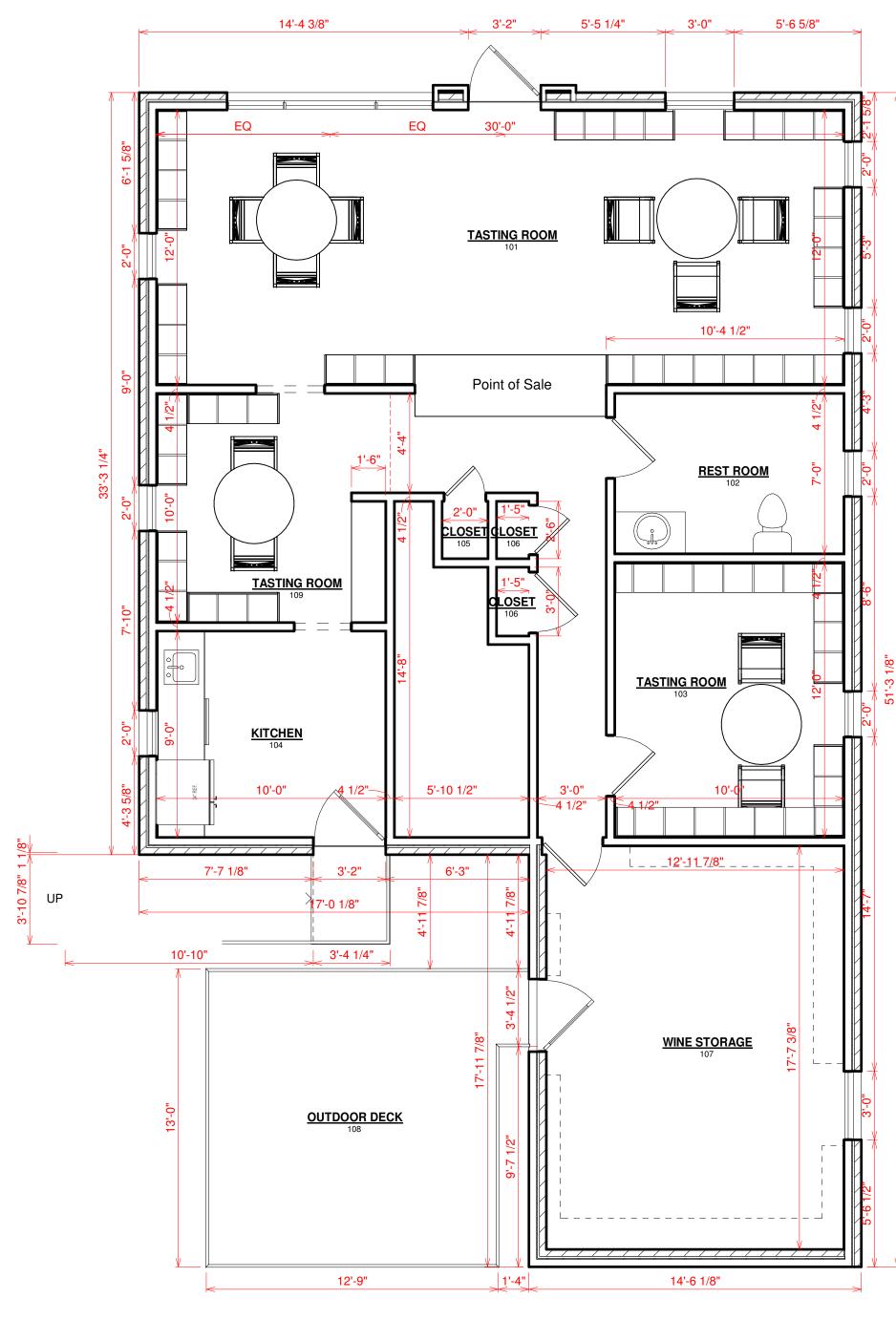


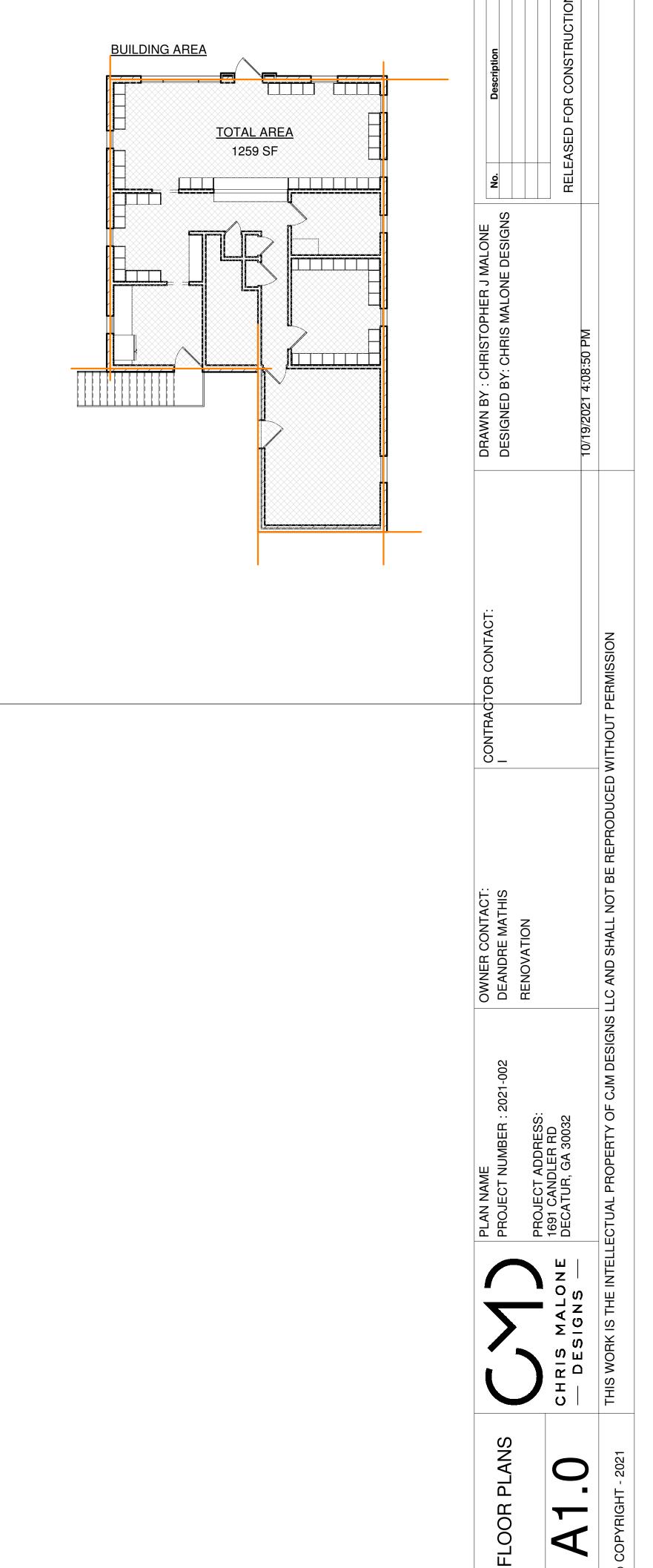




WINE STORAGE
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242 SF

OUTDOOR DECK 108 170 SF







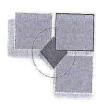
4 FRONT ELEVATION 1/4" = 1'-0"



### DeKalb County Department of Planning & Sustainability Lee May

Interim Chief Executive Officer

Andrew A. Baker, AICP Director



### SPECIAL LAND USE PERMIT APPLICATION

Amendments will not be accepted after 5 working days after the filing date.

Date Received:	Application No.:
APPLICANT NAME: DEANSRE' B. MAT	TH15
Daytime Phone #: 404-5/3-3326	Fax#: 678 - 705 - 8450
Mailing Address: 1687 CANDLER RD.	DECATUR, GA 30032
OWNER NAME: SAME AS APPLICA (If more than one owner, attach contact information for	or each owner)
Daytime Phone #:	Fax #:
Mailing Address:	
	E-mail:
SUBJECT PROPERTY ADDRESS OR LOCATION:_  DECATUR  District(s): Land Lot(s):  Acreage or Square Feet: 7560 Commission Dis  Proposed Special Land Use (SLUP): BouTique	_, DeKalb County, GA,
I hereby authorize the staff of the Planning and Development Subject of this application.  Owner: Agent: Signature of Applicant (Check One)  Printed Name of Applicant Printed Name of Applicant Notary Signature and Seal:  New Ponce de Leon Avenue – Suit New Address http://www.d	elopment Department to inspect the property that is the

### DeKalb County Department of Planning & Sustainability



Lee May Interim Chief Executive Officer

Andrew Baker Director



### SPECIAL LAND USE PERMIT APPLICATION CHECKLIST (SUBMIT 4 COMPLETE, COLLATED SETS OF APPLICATION DOCUMENTS)

		· ·
1	_ 1.	Mandatory <b>Pre-Application Conference</b> with Planning & Sustainability staff. <b>Pre-Application form</b> to be completed in pre-application meeting. Please call (404) 371-2155 to schedule pre-app conference.
7	. 2.	Hold a <b>Community Meeting</b> with surrounding neighborhood associations and residents. Notify staff in advance of date, time, and location of meeting. <b>Provide documentation</b> (e.g., meeting notice, sign-in sheets, letter(s) from homeowners associations).
1	3.	Application Form. Form must be completely filled out and be the first page of packet.
NIA	4.	Notarized <b>Authorization Form</b> , if the applicant is not the owner of the subject property, which  a. is signed and notarized by all owners of the subject property;  b. contains the mailing address and phone number of any applicant or agent who is authorized to represent the owner(s) of the subject property; and  c. includes a warranty deed, if ownership is less than 2 consecutive years.
PIP	5.	Written Legal Description of subject property, in metes and bounds.
1	_ 6.	Boundary Survey (showing existing buildings, structures, and improvements), prepared and sealed within the past ten years by a professional engineer, or land surveyor registered in the State of Georgia and is consistent with the plat(s) on Official Tax Record. Applicant shall certify that the Boundary Survey is complete and currently accurate. Site plans shall be drawn to scale showing all proposed development or redevelopment projects, proposed buildings, structures, and improvements. Site plans must include the following:  a. Complete boundaries of subject property including curb cuts, internal vehicular circulation facilities, and sidewalks;  b. Location of buildings, structures, setback lines, buffer lines, and parking;  c. Location of any 100-year floodplains, streams, and stream buffer lines;  d. Notation of the total acreage or square footage of the subject property;  e. Landscaping, trees, open space, and undisturbed buffers;  f. Notation of building square footages and heights, residential density calculations, existing and proposed lot coverage, required and proposed parking, and open space calculations;  g. Four copies of site plans:  1. Full-size site plans (at least 11" x 17"): 4 copies, folded.  2. Site plan reduced to 8 ½" x 11". 4 copies
V	7.	Building Elevations, renderings or details of materials proposed for compliance to Article 5.
NIA NIA	_ 8.	Letter of Application identifying the proposed zoning classification, the reason for the rezoning request, the existing and proposed use of the property, and detailed characteristics of the proposed use (e.g., floor area, height of buildings, number of units, mix of unit types, hours of operation, etc. Include any statement of conditions agreed upon by the applicant.
NIA	9.	Written documented, detailed analysis of the impact of the proposed zoning map amendment with respect to each of the standards and factors specified in Article 7.4.
NA	. 10	). Campaign disclosure statement, if applicable, to be filed in compliance with State law.
	11.	Application fee - \$400.00. Payable to DeKalb County.
		WACHEL TOTAL CONTRACTOR

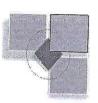
INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED
If subject property is made up of parcels located on opposite sides of a public street, a separate application is required for each parcel.



### DeKalb County Department of Planning & Sustainability

Lee May Interim Chief Executive Officer

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A. Filing Fee: \$400. Filing fees shall not be refunded at any time following the deadline for amendments.

B. Criteria: Sec. 27-873. Special land use permits; criteria to be applied. The following criteria shall be applied by the Department of Planning and Sustainability, the Planning Commission, and the Board of Commissioners in evaluating and deciding any application for a special land use permit. No application for a special land use permit shall be granted by the Board of Commissioners unless satisfactory provisions and arrangements have been made concerning each of the following factors, all of which are applicable to each application:

A. Adequacy of the size of the site for use contemplated and whether or not adequate land area is available for the proposed use including provision of all required yards, open space, off-street parking, and all other applicable

requirements of the zoning district in which the use is proposed to be located;

B. Compatibility of the proposed use with adjacent properties and land uses and with other properties and land uses in the district:

C. Adequacy of public services, public facilities, and utilities to serve the use contemplated;

D. Adequacy of the public street on which the use is proposed to be located and whether or not there is sufficient traffic-carrying capacity for the use proposed so as not to unduly increase traffic and create congestion in the area:

E. Whether or not existing land uses located along access routes to the site will be adversely affected by the

character of the vehicles or the volume of traffic generated by the proposed use;

F. Ingress and egress to the subject property and to all proposed buildings, structures, and uses thereon, with particular references to pedestrian and automotive safety and convenience, traffic flow and control, and access in the event of fire or other emergency;

G. Whether or not the proposed use will create adverse impacts upon any adjoining land use by reason of noise,

smoke, odor, dust, or vibration generated by the proposed use;

H. Whether or not the proposed use will create adverse impacts upon any adjoining land use by reason of the hours of operation of the proposed use;

Whether or not the proposed use will create adverse impacts upon any adjoining land use by reason of the manner of operation of the proposed use;

J. Whether or not the proposed plan is consistent with all of the requirements of the zoning district classification in which the use is proposed to be located;

K. Whether or not the proposed use is consistent with the policies of the Comprehensive Plan;

L. Whether or not the proposed plan provides for all required buffer zones and transitional buffer zones where required by the regulations of the district in which the use is proposed to be located;

M. Whether or not there is adequate provision of refuse and service areas;

N. Whether the length of time for which the special land use permit is granted should be limited in duration;

O. Whether or not the size, scale and massing of proposed buildings are appropriate in relation to the size of the subject property and in relation to the size, scale and massing of the adjacent and nearby lots and buildings;

P. Whether the proposed plan will adversely affect historic buildings, sites, districts, or archaeological resources;

Q. Whether the proposed use satisfies the requirements contained within the Supplemental Regulations for such special land use permit.

R. Whether or not the proposed building as a result of its proposed height will create a negative shadow impact on any adjoining lot or building.

S. Whether the proposed use would result in a disproportional proliferation of that or similar uses in the subject character area.

T. Whether the proposed use would be consistent with the needs of the neighborhood or of the community as a whole, be compatible with the neighborhood, and would not be in conflict with the overall objectives of the comprehensive plan.

C. Additional Criteria is contained in Supplemental Regulations of Zoning Ordinance: Sec. 27-874. Additional criteria for specified uses: "In addition to the criteria contained in Sec. 27-873 and Sec. 27-863 listed above, which each applicant for special land use permit is required to meet, Article IV, Supplemental Regulations of the DeKalb County Zoning Ordinance shall apply to that specific land use being applied for. No application for a Special Land Use permit for the uses specified shall be granted by the Board of Commissioners unless it is determined that all requirements contained within the zoning district in which such property is located, and the criteria contained in Section 27-873 and Article IV, Supplemental Regulations have been met."



### DeKalb County Department of Planning & Sustainability DeKalb County



ALCOHOLIC BEVERAGE LICENSE SURVEY - RETAIL SALES IN ORIGINAL PACKAGE

330 V	veKalb County Business /Alcohol Licensing Office  N. Ponce De Leon Avenue
2 <sup>nd</sup> Fl Deca	tur, GA, 30030 Date: <u>5/28/2/</u>
Trade	icants Name: DEPLINEE MANUS  e Name: EAST LANCE WILLE SHOP  ness Address: 1091 CALOUER ROAD, DECATOR, En. 30032
1	L. BEER AND/ WINE (100 YARDS MINIMUM)  Number of yards to the nearest church or place used primarily for religious services at:
2	yards to the nearest school building, school ground, educational facility or college campus; this includes Kindergartens, or churches which have schools or Kindergartens located at the following address:
	2 LINESUMMONIM VERMINOS Memberry 154 GIRLVALLE   DR. DELMINOS.  4. 200 yards to adult entertainment establishment at: Phulis - 2 Miles Pruce Delevel   1. 300 7 yards (must be at least 200 yards for Beer or Wine) to the nearest alcohol treatment center located at: Continue Decame Problems 230 Enter Come Decame
====:	LIQUOR (200 YARDS MINIMUM)
1	yards to the nearest church or other place used primarily for religious services at the following address:
2	yards to the nearest alcohol treatment center or adult entertainment establishment at the following address:
3	yards to private residence (includes houses, apartments, condos & etc.). Give name if other than a house:
4	yards to the nearest school building, school ground and college campus; this includes Kindergartens or churches which have schools or Kindergartens. Give name and address:
1	LIQUOR STORES (1,000 YARDS)  1 yards to the nearest operating liquor store. Give complete name and address:
( k c	NOTE: * ALL MEASUREMENTS SHALL BE MEASURED BY THE MOST DIRECT ROUTE OF TRAVEL ON THE GROUND (WALKING OR DRIVING) AND SHALL BE MEASURED IN THE FOLLOWING MANNER*:  a. From the front door of the structure from which alcoholic beverage is to be sold or served:  b. In a straight line to the nearest sidewalk, street, highway, road or walkway;  c. Along such public sidewalk, street, highway, road or walkway;  d. To the front door of the building, unless you are measuring to an educational facility (schools and school grounds). When measuring to a school, the measurement stops at the nearest property line of the school.
1 0	The undersigned Surveyor has examined the subject location and has made measurements to determine compliance or non-compliance with the above distance requirements:    A

SurveyRetail\_03302018

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SEWELL JENNIFER M 367 MORGAN PL SE

**DECATUR GA 30032** 

MARSHALL JOHN ROBERT 2492 AMELIA AVE

ATLANTA GA 30317 409 MORGAN PL SE WHETZEL BETHANY LYNN

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### Notice of Special Land Use Permit And Retail Wine Alcohol Application Community Meeting

To:

My name is DeAndre' Mathis, and I am applying for a Retail Wine License (only), to open a Boutique Wine Shop at 1691 Candler Rd. Decatur, GA 30032. Find out more about the project, ask questions and voice your comments at the following community meeting:

Date: October 15, 2021

Time: 6pm-7pm

Location: 1691 Candler Rd. Decatur, GA 30032

If you have any questions about the meeting, please call 404-513-3326 or email <a href="mailto:CPADRE@comcast.net">CPADRE@comcast.net</a>. We look forward to seeing you there!

Sincerely,

DeAndre' Mathis

### **Eastlake Wine Shop**

### 1691 Candler Rd. Decatur, GA 30032

### COMMUNITY MEETING SIGN-IN ROSTER

1. J. T. 2. Jonka Meddlebrook 3. Willie Forrence

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