

DEPARTMENT OF PLANNING & SUSTAINABILITY

SPECIAL LAND USE PERMIT APPLICATION

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

re Received: Application No:						
APPLICANT NAME: PCC-Dekalb LLC c/o Steven L. Jones, Taylor Duma LLP						
Daytime Phone: 404.218.2756	_{E-Mail:} sjones@taylorduma.com					
Mailing Address: c/o Taylor Duma LLP, attn: Steven L. Jones						
1600 Parkwood Circle, Suite 200, Atlanta, Georgia 303	39					
Owner Name: PCC-Dekalb LLC						
(If more than one owner, att	cach contact information for each owner)					
Daytime Phone: 404.218.2756	E-Mail: sjones@taylorduma.com					
Mailing Address: c/o Taylor Duma LL						
1600 Parkwood Circle, Suite 200, Atlanta, Georgia 303	39					
SUBJECT PROPERTY ADDRESS OR LOCATION: $\frac{4}{2}$	358, 4280, & 0 Loveless Place					
Ellenwood	DeKalb County, GA					
15 011 01 062, 15 011 01 045 , & Parcel ID: <u>15 011 0</u> 1 263	5.57 Commission Districts: 3 & Sup. Dist. 6					
	Utility structures for the and Use (SLUP): <u>transmission</u> or distribution of services					
hereby authorize the staff of the Planning and S	Sustainable Department to inspect the property that is the subject of					
Owner: Agent:	Signature of Applicant:					
/s/ Steven L. Jones, with express	s permission					



Government Services Center 178 Sams Street Decatur, GA 30030 www.dekalbcountyga.gov/planning 404-371-2155 (o); 404-371-4556 (f)

DEPARTMENT OF PLANNING & SUSTAINABILITY

Chief Executive Officer
Lorraine Cochran-Johnson

Interim Director Cedric G. Hudson, MCRP

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: _____ Phone: ____ Email: ____ Property Address: Tax Parcel ID: _____ Comm. District(s): _____ Acreage: ____ Existing Use: _____ Proposed Use: ____ Supplemental Regs: _____ Overlay District: _____ DRI: _____ Rezoning: Yes _____ No ____ Existing Zoning: ______ Proposed Zoning: _____ Square Footage/Number of Units: _____ Rezoning Request: Land Use Plan Amendment: Yes ____ No ____ Existing Land Use: _____ Proposed Land Use: _____ Consistent ____ Inconsistent Special Land Use Permit: Yes _____ No ____ Article Number(s) 27-_____ Special Land Use Request(s): **Major Modification:** Existing Case Number(s): ____ Condition(s) to be modified:



DEPARTMENT OF PLANNING & SUSTAINABILITY

WHAT TO KNOW BEFORE YOU FILE YOUR APPLICATION

Pre-submittal Co	ommunity Meeting:	Review Calendar Dates:	PC:	BOC:
Letter of Intent:	Impact Analysis:	Owner Authorization(s): _	Campaign D	Disclosure:
Community Cou	uncil Meeting:	Public Notice, Signs:	Tree Survey, Co	onservation:
Submittal Forma	at: ONE (1) COMBINED, PL	OF DOCUMENT UPLOAD PL	EASE	
		Review of Site Plan		
Density:	Density Bonuses: _	Mix of Uses:	Open	Space:
Enhanced Oper	n Space: Setback	s: front sides	side corner	rear
Lot Size:	Frontage:	Street Widths:	Landscape	Strips:
Buffers:	Parking Lot Landscape	ng: Parking - Auto:	Parking	- Bicycle:
Screening:	Streetscapes:	Sidewalks:	Fencing/V	Valls:
Bldg. Height: _	Bldg. Orientation: Bldg. Separation:			
Bldg. Materials	s: Roof: Fenestration:		Fenestration:	
Façade Design	: Garages:	Pedestrian Plan:	_ Perimeter Landsc	ape Strip:
Possible Varia	nces:			
Comments:				
				
Planner:		Date:		
		FILING FEES		
REZONING:	RE, RLG, R-100, R-85, R-75, R		\$500.00	
	RNC, MR-2, HR-1, HR-2, HR-3 OI, OD, OIT, NS, C1, C2, M, M	8, MU-1, MU-2, MU-3, MU-4, MU-	5 \$750.00 \$750.00	
	01, 0D, 011, 110, C1, C2, M, M	<u> </u>	\$750.00	
LAND USE MAP AMENDMENT			\$500.00	
SPECIAL LAND USE PERMIT			\$400.00	



DEPARTMENT OF PLANNING & SUSTAINABILITY

PRE-APP FORM ADDITIONAL COMMENT PAGE, IF NEEDED

APPLICANT:		
ADDRESS/PARCEL:		
COMMENTS:		
PLANNER:	DATE:	



Steven L. Jones | Partner Direct Dial: 678.336.7282 Cell Phone: 404.218.2756 E-mail: sjones@taylorduma.com

June 16, 2025

VIA EPERMITS PORTAL

DeKalb County Board of Commissioners c/o Department of Planning & Sustainability 178 Sams Street Decatur, Georgia 30030

RE: DeKalb County Tax Assessor Parcel Identification Numbers ("TPN(s)") 15 011 01 062, 15 011 01 045, & 15 011 01 263 (the "Property");

Special Land Use Permit ("SLUP") Application (the "Application")

DeKalb County Board of Commissioners:

Our law firm represents PCC-DeKalb LLC (the "Owner"), the owner of the Property and the applicant. This letter serves as the letter of application (this "Letter of Application") and the impact analysis (the "Impact Analysis") for the Application which seeks a SLUP for "utility structures for the transmission or distribution of services" on the Property. Specifically, the Application proposes a data center campus on the Property, as shown on the concept plan and the elevations submitted with the Application.

The Property is presently zoned within the MU-1 (Mixed-Use Low Density) District ("MU-1") under the Zoning Ordinance of DeKalb County, Georgia (the "Zoning Ordinance") which is codified as Chapter 27 to the Code of DeKalb County, as Revised 1988 (the "Code"). Additionally, the Property is within Tier 5 of the Bouldercrest-Cedar Grove-Moreland Overlay District (the "Overlay"). Zoning Ordinance, Article 3, Division 39.

As required by Section 3.39.1(C) of the Overlay, in the case of conflict between the MU-1 zoning district and the Overlay, the Overlay governs. Additionally, the Applicant proposes as a proffered condition of approval that the proposed use, the development, and buildings, structures, and parking lots/spaces within the development/proposed use, notwithstanding any provision of the Zoning Ordinance to the contrary, be consistent with the concept plan and elevations submitted with the Application.

Importantly, it should be noted that the Property presently is developed with infrastructure for single-family attached and detached dwellings. The Property presently could be developed, as a matter of right, with 204 single-family detached dwellings and 63 townhomes (i.e., single-family attached dwellings). The proposed use of the property as a data center campus will reduce all strain, if any, of public infrastructure that would result from the vertical development of the Property with such dwellings.

Section 7.4.6 of the Zoning Ordinance sets forth standards and factors for evaluation of the Application (collectively, the "**SLUP Factors**" and each a "**Factor**"). Beginning on the next page, this Impact Analysis sets out each Factor and the Owner's/Applicant's analysis of each Factor.

A. Adequacy of the size of the site for the 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, transitional buffer zones, and all other applicable requirements of the zoning district in which the use is proposed to be located.

As shown by the concept plan submitted with the Application, the Property is of adequate size for the proposed use. Similarly, the concept plan submitted with the Application shows that there is available land on the Property for the prosed use, including the provision of all required yards, open space, off-street parking, transitional buffer zones, and all other applicable requirements of the Overlay. On the other hand, given that DeKalb County is substantially developed and that acreage parcels similar to that of the Property—i.e., well situated for development of a data center—are rare, there are few (or no other) parcels in unincorporated DeKalb County that could accommodate the proposed use. Thus, this factor supports approval of the Application.

B. Compatibility of the proposed use with adjacent properties and land uses and with other properties and land uses in the district, and whether the proposed use will create adverse impacts upon any adjoining land use by reason of traffic volume/congestion, noise, smoke, odor, dust, or vibration generated by the proposed use.

The proposed use, once constructed, will have limited to no impact on traffic in unincorporated DeKalb County. Additionally, the proposed use will not produce any smoke, odor, dust, or vibration and it will not produce any noise that will create adverse impacts on adjoining land uses. Accordingly, this factor weighs in favor of approval of the Application.

C. Adequacy of public services, public (or private) facilities, and utilities to serve the proposed use.

As noted above, the proposed use once constructed will not have any impact on transportation facilities. Likewise, the proposed use will not have any adverse impact on the provision of emergency services, as the proposed use will be heavily secured and not visited by or accessible to the public. Additionally, utility providers, including, but not limited to, DeKalb County, Georgia, in fulfilling their responsibility to other utility customers will ensure that utility systems are sufficient to provide the service to the proposed use while not adversely impacting other utility customers. For these reasons, this factor is also supportive of approval of the Application.

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.

The proposed use will not be directly accessed via DeKalb County public streets. Nonetheless, the proposed use will not be open to the public and will have employment traffic that is extremely low as compared to warehouse, distribution, or manufacturing buildings of similar size. On the other hand, the proposed use will offer high paying jobs to current and future residents of DeKalb County and surrounding areas. Therefore, there is sufficient traffic carrying capacity for the proposed use so as to not unduly increase traffic and create congestion in the area. Thus, this factor also supports approval of the Application.

E. Adequacy of ingress and egress to the subject property and to all proposed buildings, structures, and uses thereon, with particular reference to pedestrian and automotive safety and convenience, traffic flow and control, and access in the event of fire or other emergency.

As noted above and as shown on the concept plan submitted with the Application, ingress and egress to the Property and all proposed buildings, structures, and uses thereon is sufficient. As also noted above, since the proposed use will be a secure facility that will not be visited by the public, pedestrian and automobile safety and convenience will be adequate. The vehicular access around all buildings of the proposed use, as shown on the concept plan submitted with Application, will ensure adequate traffic flow and control as well as access in the event of fire or other emergency. Accordingly, this factor also is supportive of approval of the Application.

F. Whether the proposed use will create adverse impacts upon any adjoining land use by reason of the manner and hours of operation of the proposed use.

As shown on the concept plan submitted with the Application, the proposed use will be surrounded by a 100-foot buffer on all sides. Additionally, the northern portion of the Property—i.e., the majority of TPN 15 011 01 062—will remain undisturbed. Thus, the proposed use will be sufficiently buffered from adjoining land uses. Likewise, the proposed use will not generate any perceivable impacts on adjoining land uses such that the manner and hours of operation will not create any adverse impacts upon such adjoining land uses. Therefore, this factor likewise weighs in favor of approval of the Application.

G. Whether the proposed use is otherwise consistent with the requirements of the zoning district classification in which the use is proposed to be located.

The proposed use is consistent with the requirements of the Overlay. In fact, the proposed use proposes buffers substantially in excess of those required by the Overlay. Consequently, the proposed use is consistent with the requirements of the Overlay. And this factor also supports approval of the Application.

H. Whether the proposed use is consistent with, advances, conflicts, or detracts from the policies of the comprehensive plan.

The proposed uses is consistent with and advances the polices of the comprehensive plan (the "Comp. Plan"). For instance, "[t]here is public concern that more innovative economic

development needs to take place." Comp. Plan, p. 10. Upon information and belief, there is no data center presently operating in unincorporate DeKalb County. The proposed use, therefore, is an innovate economic development project, as it will create substantial real property and personal property ad valorem taxes for the County. Accordingly, the proposed use is consistent with the and advances the polices for economic development of the Comp. Plan. *See also* Comp. Plan., p. 58, *et seq.* (Policy Spotlight – Economic Development).

I. Whether there is adequate provision of refuse and service areas.

As noted above, the proposed use is a data center that will not produce significant byproducts as a result of its operation. In other words, the proposed use will not produce regularly refuse that will generate the need for significant refuse service. Likewise, the utility requirements of the proposed use are such that utility service providers will ensure, as is their duty, that the utility requirements of the proposed use will not adversely affect other utility customers. For this reason, this factor likewise supports approval of the Application.

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

The duration of the Special Land Use Permit should not be limited, the proposed use as a data center is not limited in its ability to operate for decades and generations to come providing substantial ad valorem tax revenue for the County with limited to no impact on infrastructure and services. Accordingly, this factor also weighs in favor of the Application.

K. Whether 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 adjacent and nearby lots and buildings; and whether the proposed use will create any shadow impact on any adjoining lot or building as a result of the proposed building height.

As shown by the elevations submitted with the Application and the substantial, self-imposed buffer surrounding the Property, as shown on the concept plan submitted with the application, the proposed use will have no impact to adjacent and nearby properties, such as, shadow impact. For this reason, this factor supports approval of the Application.

L. Whether the proposed use will adversely affect historic buildings, sites, districts, or archaeological resources.

The Property is undeveloped, while most of all the properties surrounding the Property have been developed. Upon information and belief, none of those properties, or the Property, have been identified as having any archaeological resources, sites, or districts. Additionally, since the Property is undeveloped, it does not have any historic buildings thereon. Thus, there is support under this factor for approval of this Application.

M. Whether the proposed use satisfies the requirements contained within the supplemental regulations for such special land use permit.

The proposed use will comply with Section 4.2.56 of the Zoning Ordinance, which imposes supplemental regulations regarding the proposed use. Moreover, the proposed use implements lessons learned from other data centers, such as a larger buffer and multiple buildings with vehicular circulation. Accordingly, this factor also weighs in favor of approval of the Application.

N. Whether the proposed use would be consistent with the needs of the neighborhood or the community as a whole, as expressed and evidenced during the review process.

The proposed use would be consistent with the needs of the neighborhood and community as a whole. For instance, traffic infrastructure in the metropolitan Atlanta area and the neighborhood have experienced strain. The proposed use, once constructed, will have little impact on the transportation network, as compared to residential, commercial, and industrial developments of comparable size, such as the residential development that could be developed on the Property presently as a matter of right. Additionally, the proposed use will generate substantial real estate and personal property ad valorem taxes for the County which will help fulfil the needs of the neighborhood and community as a whole by providing County revenues for infrastructure, school, and public improvements that benefit the neighborhood and the community as a whole. Therefore, this factor also supports of approving the Application.

Georgia law and the procedures of DeKalb County require the Applicant/the Owner to raise Federal and State constitutional and other objections during the public hearing application process. While the Owner anticipates a mutually-benefical application process, failure to raise such objections at this stage may mean that the Owner will be barred from raising important legal claims later in the process. Accordingly, we are required to and hereby raise, on behalf of the Owner, the objections set forth in Exhibit "A" and Exhibit "B" hereto at this time.

Sincerely,

Steven L. Jones

cc: Owner

Enclosures

Exhibit "A" – Constitutional Objection

Exhibit "B" – Objection to Zoning Hearing Based on York v. Athens College of Ministry, Inc.

EXHIBIT "A"

CONSTITUTIONAL OBJECTION

As applied to the real property of the PCC-DeKalb LLC (the "Owner"), which property is identified as DeKalb County Tax Parcel Identification Numbers ("TPNs") 15 011 01 062, 15 011 01 045, & 15 011 01 263 (collectively, the "Property") and is the subject of the Special Land Use Permit Application (the "Application"), filed contemporaneously herewith by PCC-DeKalb LLC (the "Applicant") and to which this Constitutional Objection is attached, if the Application is not approved or is approved with condition(s) not consented to by the Applicant/the Owner, the Zoning Ordinance of DeKalb County, Georgia (the "Zoning Ordinance"), which is codified at Chapter 27 to the Code of DeKalb County, as Revised 1988 will be unconstitutional in that the Owner's/Applicant's property rights in and to the Subject Property will be destroyed without first receiving fair, adequate, and just compensation for such property rights. As applied to the Subject Property, in such case, such action on the Application as well as the Zoning Ordinance, facially and as applied, will deprive the Owner/the Applicant of constitutionally protected rights in violation of the Just Compensation Clause of the Fifth Amendment to the Constitution of the United States of America; Article I, Section I, Paragraphs I-II of the Constitution of the State of Georgia of 1983; Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983; and the Due Process and Equal Protection Clauses of the Fourteenth Amendment to the Constitution of the United States of America.

If the Application is not approved or is approved with condition(s) not consented to by the Applicant or the Owner, such action on the Application and application of the Zoning Ordinance to the Subject Property, facially and as applied, will be unconstitutional, illegal, arbitrary, capricious, null, and void, constitute a taking of the Subject Property in violation of the Just Compensation Clause of the Fifth Amendment to the Constitution of the United States of America; Article I, Section I, Paragraphs I-II of the Constitution of the State of Georgia of 1983; Article I, Section III, Paragraph I of the Constitution of the State of Georgia of 1983; and the Equal Protection and Due Process Clauses of the Fourteenth Amendment to the Constitution of the United States of America thereby denying the Owner/the Applicant an economically viable use of the Subject Property while not substantially advancing legitimate state interests.

Inasmuch as it is impossible for the Owner/the Applicant to use the Subject Property and simultaneously comply with the Zoning Ordinance and in the event the Application is not approved or is approved with condition(s) not consented to by the Applicant or the Owner, such action on the Application and application of the Zoning Ordinance, facially and as applied to the Subject Property, will constitute arbitrary, capricious, and unreasonable acts by the DeKalb County, Georgia (the "County"), by and through the Board of Commissioners of the County (the "BOC"), without any rational basis therefor and constitute abuses of discretion in violation of the Just Compensation Clause of the Fifth Amendment to the Constitution of the United States of America; Article I, Section II, Paragraphs I-II of the Constitution of the State of Georgia of 1983; and the Due Process and Equal Protection Clauses of the Fourteenth Amendment to the Constitution of the United States of America.

If the Application is not approved or is approved with condition(s) not consented to by the Applicant or the Owner, such action on the Application and application of the Zoning Ordinance,

EXHIBIT "A"

facially and as applied to the Subject Property, will be unconstitutional and discriminate against the Owner/the Applicant in an arbitrary, capricious, and unreasonable manner between the Owner/the Applicant and others similarly situated in violation of Article I, Section I, Paragraph II of the Constitution of the State of Georgia of 1983 and the Equal Protection Clause of the Fourteenth Amendment to the Constitution of the United States of America.

WHEREFORE, the Applicant/ the Owner requests that the Board of Commissioners of DeKalb County, Georgia approve the Application, as specified and designated therein, with only condition(s) consented to by the Applicant/ the Owner.

Respectfully submitted this 16th day of June 2025.

TAYLOR DUMA LLP

Counsel for the Owner

/s/ Steven L. Jones

Steven L. Jones

1600 Parkwood Circle Suite 200 Atlanta, Georgia 30339 (678) 336-7282 sjones@taylorduma.com

EXHIBIT "B"

OBJECTIONS TO AND FOR ZONING HEARINGS BASED ON YORK V. ATHENS COLLEGE OF MINISTRY, INC.

Regarding the Special Land Use Permit Application (the "Application") filed by PCC-DeKalb LLC (the "Applicant") and to which this objection is attached regarding the real property of the PCC-DeKalb (the "Owner"), which property is identified as DeKalb County Tax Parcel Identification Number ("TPN") 15 011 01 062, 15 011 01 045, & 15 011 01 263 (collectively, the "Property") any and every public hearing regarding, and any Board of Commissioners of DeKalb County, Georgia (the "BOC") action (including, but not limited, any final action) on, the Application and the Zoning Ordinance of DeKalb County, Georgia (the "Zoning Ordinance"), which is codified at Chapter 27 to the Code of DeKalb County, as Revised 1988 (the "Code of Ordinances"), facially and as applied to the Subject Property, the Applicant/the Owner, and the Application, are objected to by Owner based on, but not limited to, the reasons set forth herein (collectively the "York Objection" and each an "Objection"), in accordance with York v. Athens College of Ministry, Inc., 348 Ga. App. 58, 821 S.E.2d 120 (Ga. Ct. App. 2018):

Contemporaneous with the filing of this *York* Objection, the Owner is filing a Constitutional Objection, and all Objections set forth therein are incorporated herein by reference as if fully restated.

The Applicant/the Owner objects to any and every public and other hearing(s) regarding the Application, including, but not limited to, those before the BOC, because the time limitation, if any, imposed on the presentation of evidence and testimony in support of, as well as in rebuttal to opposition evidence, comments, and/or testimony to, the Application deprive the Applicant/the Owner a meaningful opportunity to be heard and preserve issues, in violation of the Due Process Clauses of the Fourteenth Amendment to the Constitution of the United States and Article I, Section I, Paragraph I of the Constitution of Georgia of 1983. Likewise, the Applicant/the Owner objects to any and all members of the public (and/or other persons) who appear (or otherwise give testimony and/or opinion) at any and all public hearing(s) and other meetings, including, but not limited to, before the BOC to the extent that (but not limited to) said individuals (a) do not have standing to appeal the BOC's decision on the Application (i.e., do not satisfy the substantial interest-aggrieved citizen test); (b) are not under oath; (c) are not subject to cross-examination; (d) present evidence on and/or make statements that qualify as (or must or should be assessed with the aid of) expert opinion testimony without any or all individuals being qualified as expert witnesses; (e) present evidence on and/or make statements that are not germane to the exclusive factors for consideration of the Application set forth in the Zoning Ordinance; (f) present evidence and/or make statements that are founded, wholly or in part, upon inadmissible, hearsay, unreliable, nonprobative, insubstantial, and/or lay, nonexpert opinion evidence; (g) fail to disclose any and every campaign (or other) contribution to any member of the BOC; and/or (h) are not residents of the County.

Additionally, the Applicant/the Owner object to any BOC action that does not approve the Application or approves the Application with conditions not consented to by the Applicant/ the Owner and any other action of the County to the extent that (but not limited to) such action is: (a) in violation of Section 50-13-19(h) of the Official Code of Georgia Annotated or otherwise: (1) in violation of any constitutional, statutory, and/or ordinance provisions; (2) in excess of the

EXHIBIT "B"

constitutional, statutory, and/or ordinance authority of the BOC; (3) made upon unlawful procedure; (4) affected by other error of law; (5) clearly erroneous in view of the reliable, probative, and substantial evidence on the whole record; and/or (6) arbitrary or capricious or characterized by abuse of discretion or clearly unwarranted exercise of discretion; (b) founded, wholly or in part, upon inadmissible, unreliable, nonprobative, insubstantial, and/or lay, nonexpert opinion evidence; (c) contrary to, or based, in whole or in part, on factors or considerations other than, the exclusive factors or procedure for consideration of the Application set forth in the Zoning Ordinance; (d) based, in whole or in part, on evidence and/or information received by the BOC (1) outside of the public hearing on the Application; (2) by ex parte or other similar means; and/or (3) otherwise in a manner which does not afford the Applicant/the Owner a right to respond to or otherwise confront all evidence considered by the BOC in its evaluation of the Application; (e) otherwise not made pursuant and in conformance with the Code of Ordinances; the Zoning Ordinance; the Georgia Zoning Procedures Law, O.C.G.A. § 36-66-1, et seq.; and/or any other law, including the Constitutions of the State of Georgia or the United States of America; and/or (f) pursuant to an ordinance, resolution, zoning map, and/or the like not adopted in compliance with the Code of Ordinances; the Zoning Ordinance; the Georgia Zoning Procedures Law, O.C.G.A. § 36-66-1, et seq.; and/or any other law, including the Constitutions of the State of Georgia or the United States of America, which the Applicant/the Owner contends is the case for the applicable ordinances, resolutions, and maps, including, but not limited to, the Zoning Ordinance.

By and through this *York* Objection, the Applicant/the Owner hereby preserves all the above and incorporated Objections, and any and all evidence, arguments, and objections made and/or tendered at any hearing, and/or prior to the BOC's final action, on the Application, and asserts them on and within the record before, and for consideration and resolution (prior to any formal decision) by, the BOC.

WHEREFORE, the Applicant/ the Owner requests that the Board of Commissioners of DeKalb County, Georgia approve the Application, as specified and designated therein, with only condition(s) consented to by the Applicant/ the Owner.

Respectfully submitted this 16th day of June 2025.

TAYLOR DUMA LLP

Counsel for the Owner

/s/ Steven L. Jones
Steven L. Jones

1600 Parkwood Circle Suite 200 Atlanta, Georgia 30339 (678) 336-7282 sjones@taylorduma.com



DEPARTMENT OF PLANNING & SUSTAINABILITY

AUTHORIZATION

The property owner should complete this form or a similar signed and notarized form if the individual who will file the application with the County is not the property owner.

Date: 6 - 16 - 2025

TO WHOM IT MAY CONCERN:	
(I), (WE) PCC-Dekalb LLC	
Name of owners(s) (If more than one o	owner, attach a separate sheet)
Being (owner) (owners) of the subject property described	d below or attached hereby delegate authority to
Steven L. Jones, Taylor Duma LLP	
Name of Agent or Rep	resentative
to file an application on (my), (our) behalf.	
MM J. Dans Control of School of the School o	PCC DeKalb CCC
Notary Public Our Public Publi	Owner Acceptance
Notary Public	Owner



Expiration Date/ Seal

DISCLOSURE OF CAMPAIGN CONTRIBUTION

In accordance with the Conflict of Interest in Zoning Act, OCGA Chapter 36-67A, the following questions must be answered. Have you, the applicant, made \$250.00 or more in campaign contribution to a local government official within two years immediately preceding the filling of this application? Yes If the answer is yes, you must file a disclosure report with the governing authority of DeKalb County showing: The name and official position of the local government official to whom the 1. campaign contribution was made. The dollar amount and description of each campaign contribution made during the two years immediately preceding the filing of this application and the date of each such contribution The disclosure must be filed within 10 days after the application is first filed and must be submitted to the C.E.O. and to the Board of Commissioners of DeKalb County, 1300 Commerce Drive, Decatur, GA 30030. pec DeKalb ccc Signature of Applicant /Date Check one: Owner

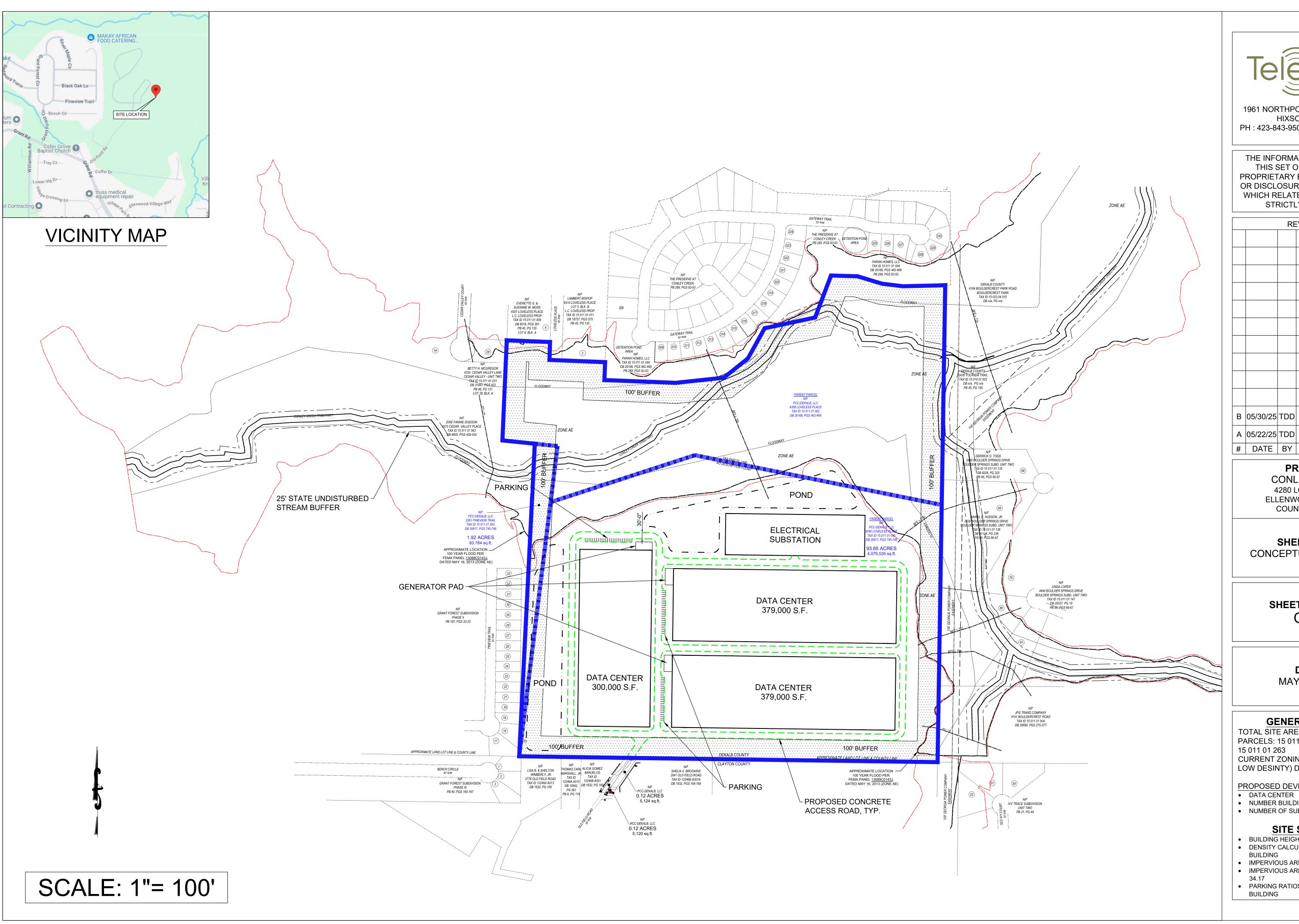
*Notary seal not needed if answer is "no".



DISCLOSURE OF CAMPAIGN CONTRIBUTION

In accordance with the Conflict of Interest in Zoning Act, OCGA Chapter 36-67A, the following questions <u>must</u> be answered.					
Have you, the applicant, made \$250.00 or more in campaign contribution to a local government official within two years immediately preceding the filling of this application?					
Yes	*				
If the answer is yes, you must file a disclosure report with the governing authority of DeKalb County showing:					
1.	The name and official position of the local government official to whom the campaign contribution was made.				
2.	The dollar amount and description of each campaign contribution made during the two years immediately preceding the filing of this application and the date of each such contribution.				
The disclosure must be filed within 10 days after the application is first filed and must be submitted to the C.E.O. and to the Board of Commissioners of DeKalb County, 1300 Commerce Drive, Decatur, GA 30030					
MaryBertrand		Selling Smith			
Notary		Signature of Applicant /Date Check one: OwnerAgentX			
		Oneon One. Owner 11gont 11			
8-16	-2027				
Expiration 1	Date/ Seal				

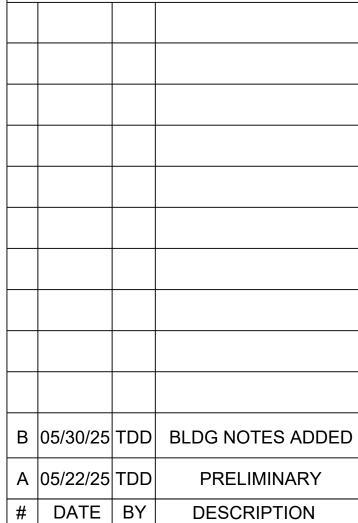
*Notary seal not needed if answer is "no".





THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT IS STRICTLY PROHIBITED.

REVISIONS



PROJECT: **CONLEY CREEK** 4280 LOVELESS PL ELLENWOOD, GA 30294 COUNTY: DEKALB

SHEET TITLE: CONCEPTUAL SITE PLAN

> SHEET NUMBER: C201

DATE: MAY 22, 2025

GENERAL NOTES:

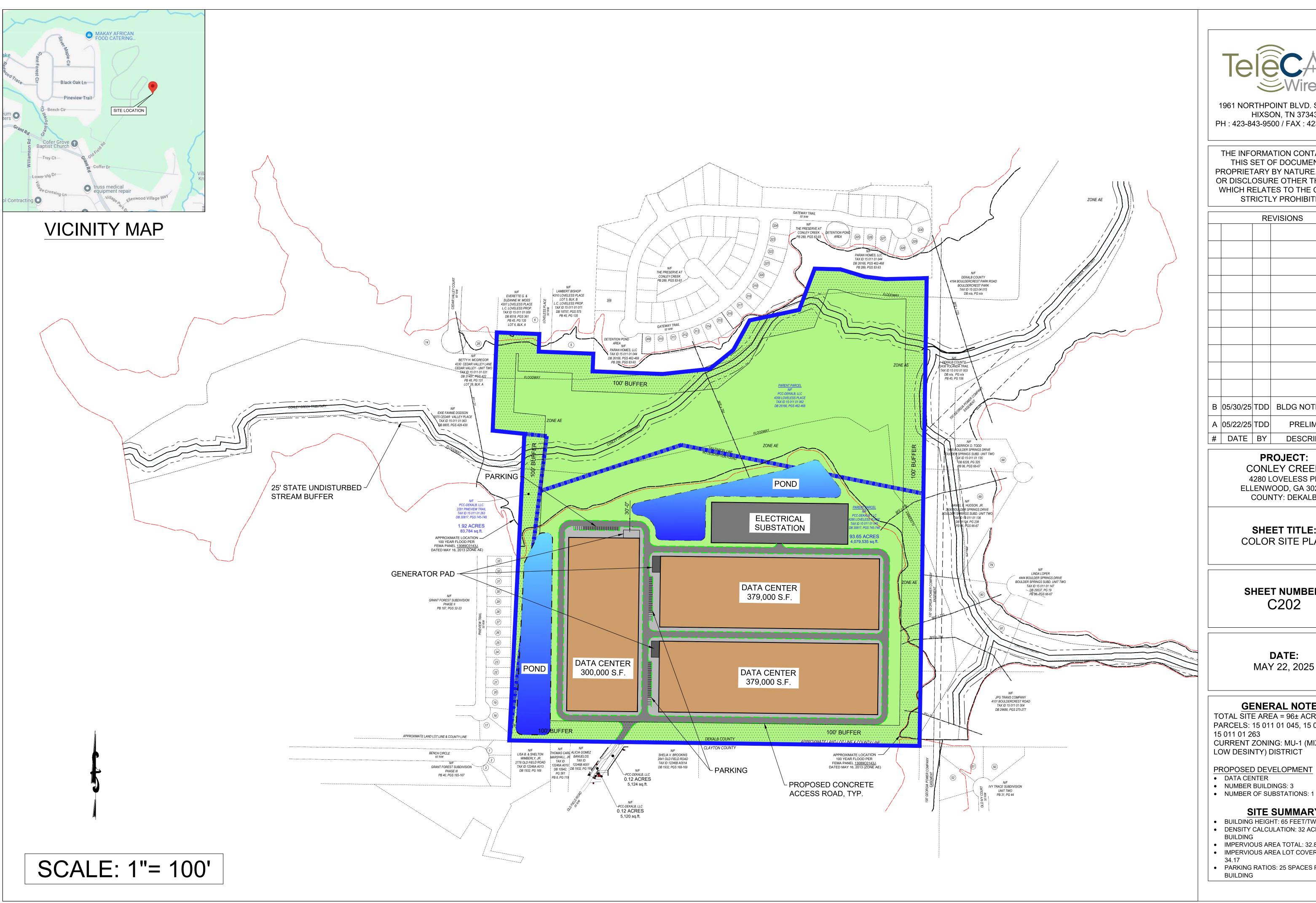
TOTAL SITE AREA = 96± ACRES PARCELS: 15 011 01 045, 15 011 01 062, 15 011 01 263 CURRENT ZONING: MU-1 (MIXED-USE

LOW DESINTY) DISTRICT

- PROPOSED DEVELOPMENT DATA CENTER
- NUMBER BUILDINGS: 3
- NUMBER OF SUBSTATIONS: 1

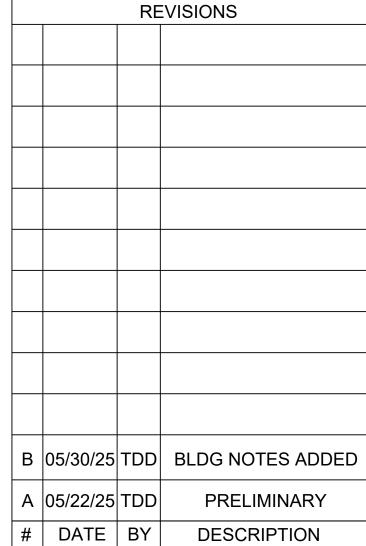
SITE SUMMARY

- BUILDING HEIGHT: 65 FEET/TWO STORY
- DENSITY CALCULATION: 32 ACRES PER BUILDING
- IMPERVIOUS AREA TOTAL: 32.8 ACRES • IMPERVIOUS AREA LOT COVERAGE %:
- PARKING RATIOS: 25 SPACES PER BUILDING





THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT IS STRICTLY PROHIBITED.



PROJECT: **CONLEY CREEK** 4280 LOVELESS PL ELLENWOOD, GA 30294 COUNTY: DEKALB

SHEET TITLE: COLOR SITE PLAN

SHEET NUMBER: C202

DATE: MAY 22, 2025

GENERAL NOTES:

TOTAL SITE AREA = 96± ACRES PARCELS: 15 011 01 045, 15 011 01 062, 15 011 01 263 CURRENT ZONING: MU-1 (MIXED-USE

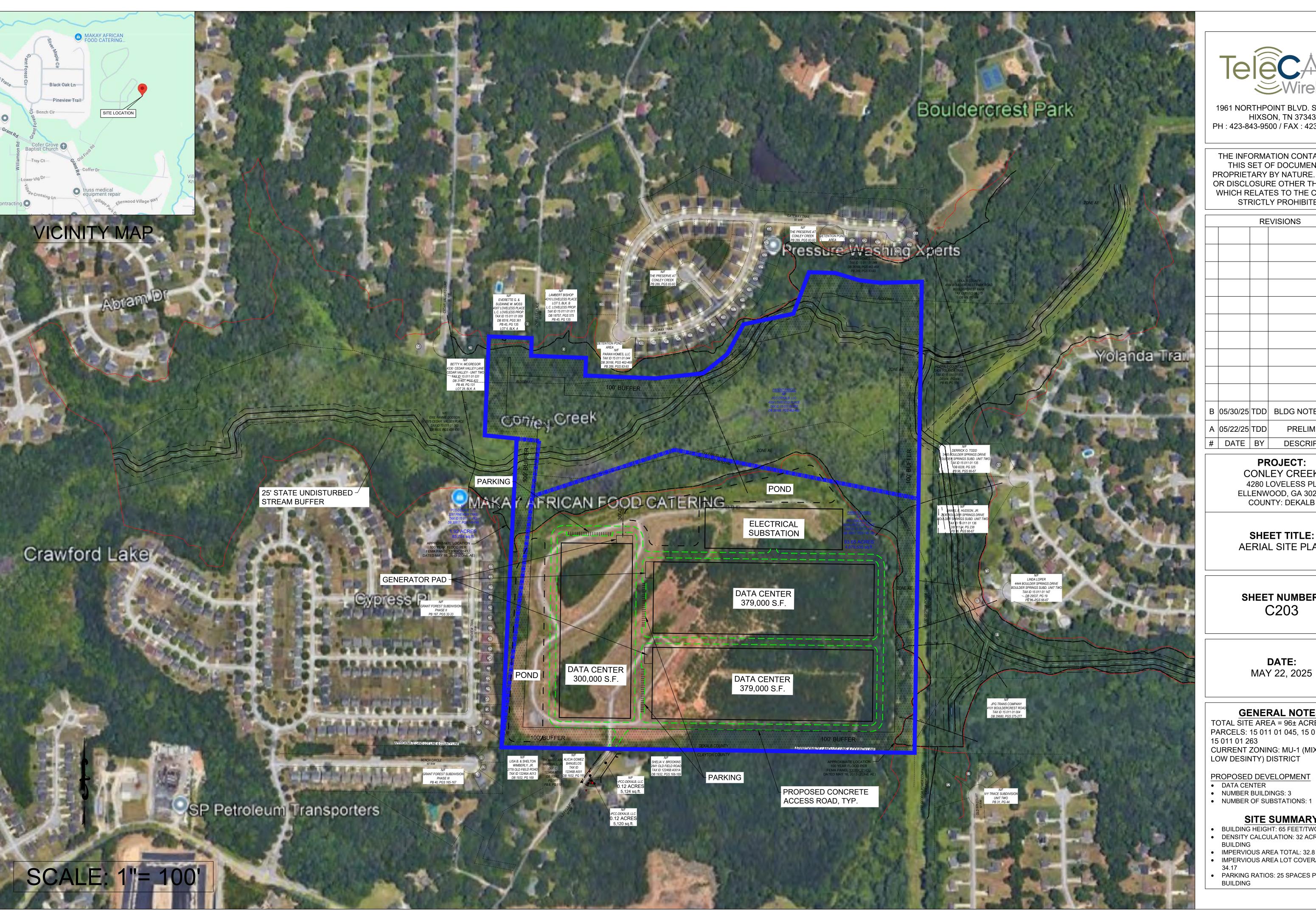
LOW DESINTY) DISTRICT

PROPOSED DEVELOPMENT

- DATA CENTER
- NUMBER BUILDINGS: 3

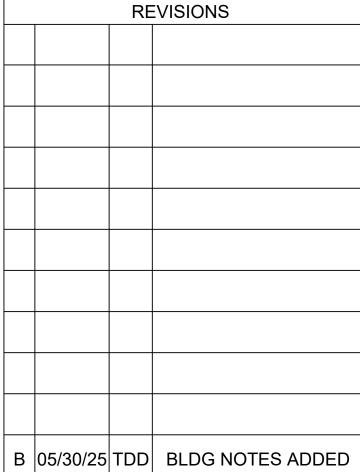
SITE SUMMARY

- BUILDING HEIGHT: 65 FEET/TWO STORY
- DENSITY CALCULATION: 32 ACRES PER BUILDING
- IMPERVIOUS AREA TOTAL: 32.8 ACRES • IMPERVIOUS AREA LOT COVERAGE %:
- PARKING RATIOS: 25 SPACES PER BUILDING





THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT IS STRICTLY PROHIBITED.



DATE BY DESCRIPTION

PRELIMINARY

PROJECT: **CONLEY CREEK** 4280 LOVELESS PL ELLENWOOD, GA 30294 COUNTY: DEKALB

SHEET TITLE: **AERIAL SITE PLAN**

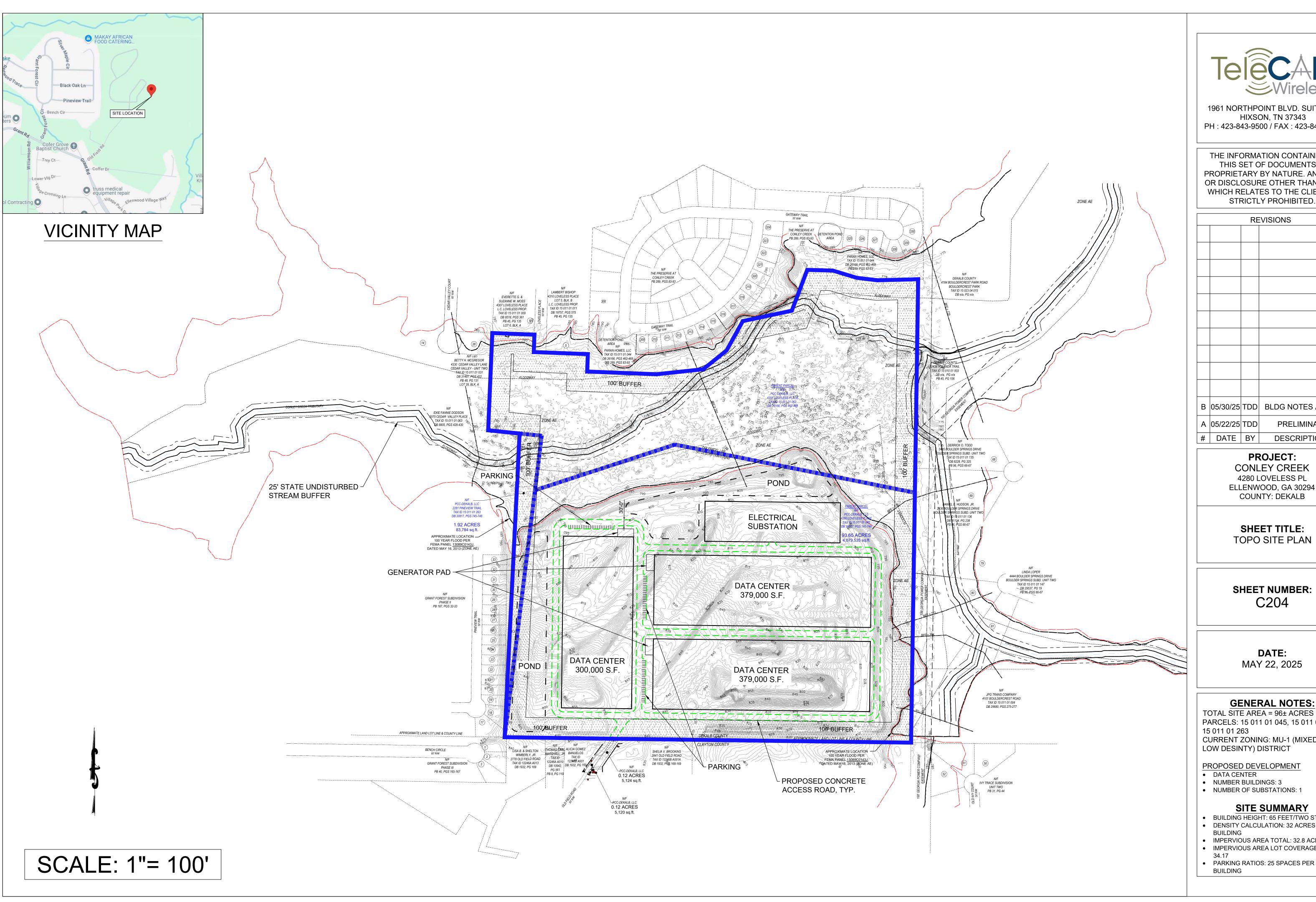
SHEET NUMBER: C203

DATE: MAY 22, 2025

GENERAL NOTES:

TOTAL SITE AREA = 96± ACRES
PARCELS: 15 011 01 045, 15 011 01 062, 15 011 01 263 CURRENT ZONING: MU-1 (MIXED-USE LOW DESINTY) DISTRICT

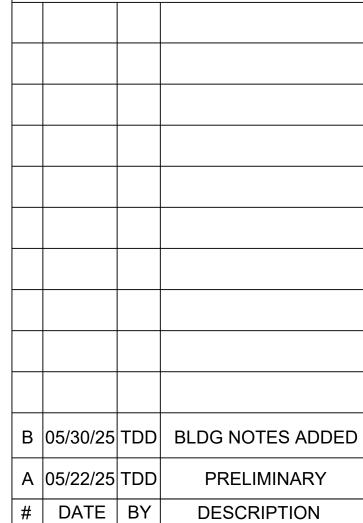
- BUILDING HEIGHT: 65 FEET/TWO STORY
 DENSITY CALCULATION: 32 ACRES PER
 BUILDING
- IMPERVIOUS AREA TOTAL: 32.8 ACRES IMPERVIOUS AREA LOT COVERAGE %:
- PARKING RATIOS: 25 SPACES PER BUILDING





THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT IS STRICTLY PROHIBITED.

REVISIONS



PROJECT: **CONLEY CREEK** 4280 LOVELESS PL ELLENWOOD, GA 30294 COUNTY: DEKALB

SHEET TITLE: TOPO SITE PLAN

SHEET NUMBER: C204

DATE: MAY 22, 2025

GENERAL NOTES:

PARCELS: 15 011 01 045, 15 011 01 062, 15 011 01 263 CURRENT ZONING: MU-1 (MIXED-USE

LOW DESINTY) DISTRICT

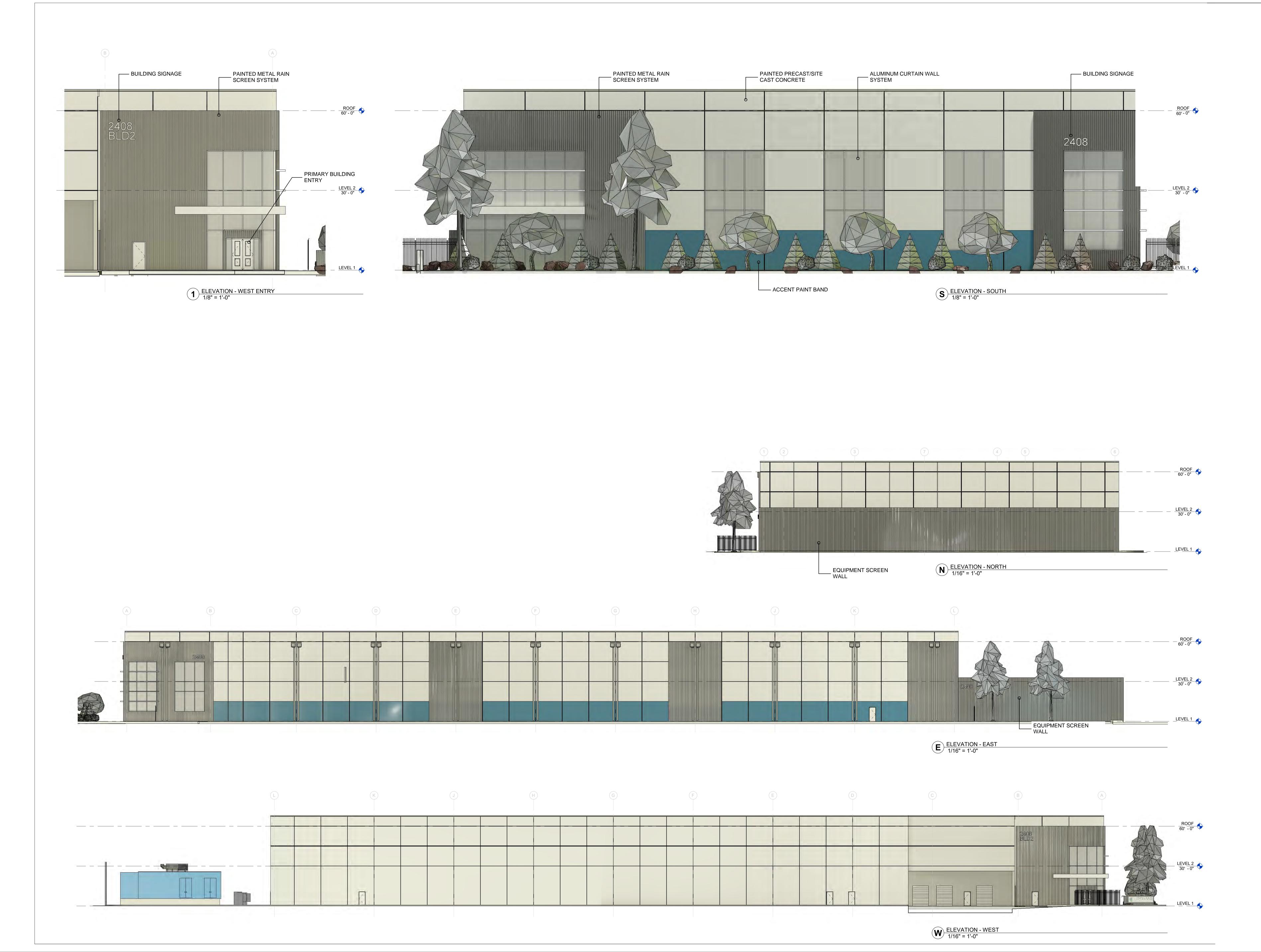
PROPOSED DEVELOPMENT

- DATA CENTER
- NUMBER BUILDINGS: 3
- NUMBER OF SUBSTATIONS: 1

SITE SUMMARY

BUILDING HEIGHT: 65 FEET/TWO STORY

- DENSITY CALCULATION: 32 ACRES PER
- BUILDING
- IMPERVIOUS AREA TOTAL: 32.8 ACRES • IMPERVIOUS AREA LOT COVERAGE %:
- PARKING RATIOS: 25 SPACES PER
- BUILDING



TOGETHER WITH:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 246, 12TH DISTRICT, CLAYTON COUNTY, GEORGIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

<u>COMMENCING</u> AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM THE COMMON CORNER OF LAND LOTS 11 AND 12, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY;

THENCE, WITH THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1,486.75 FEET TO A NAIL AND THE *POINT OF BEGINNING*;

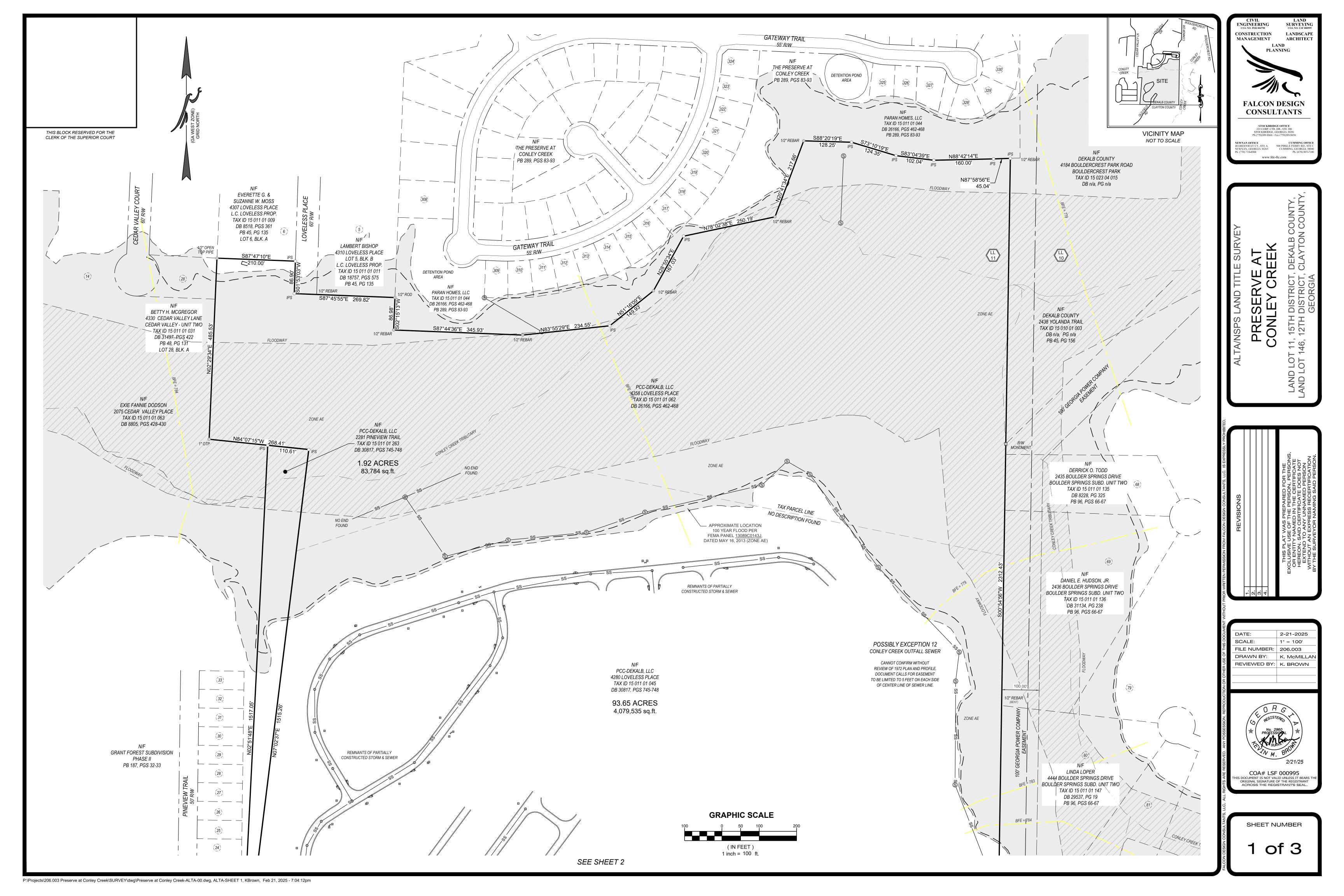
THENCE, LEAVING SAID LAND LOT LINE, SOUTH 34 DEGREES 17 MINUTES 54 SECONDS WEST, 204.86 FEET TO A 1/2 INCH REBAR:

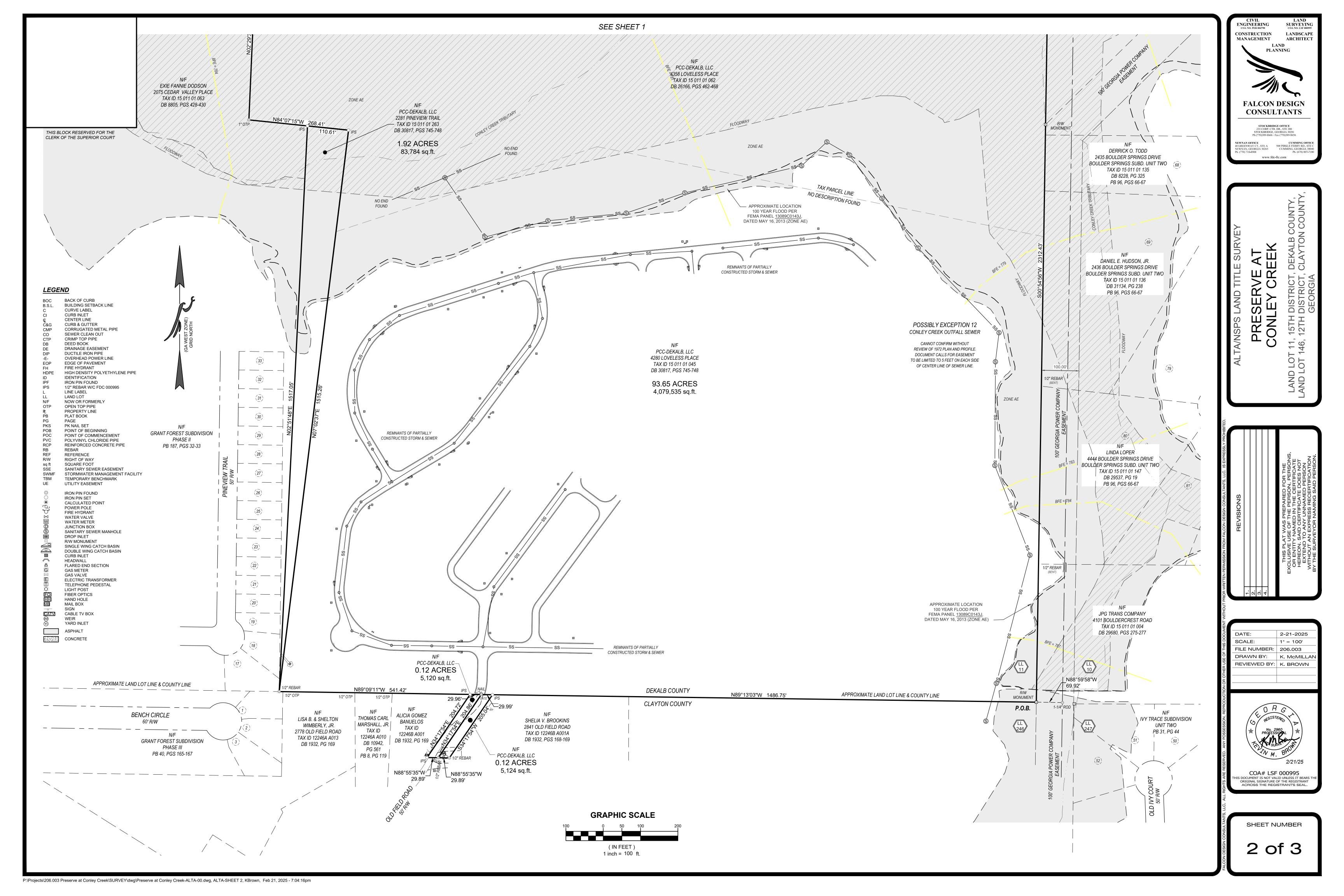
THENCE, NORTH 88 DEGREES 55 MINUTES 35 SECONDS WEST, 29.89 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, NORTH 34 DEGREES 17 MINUTES 54 SECONDS EAST, 204.72 FEET TO A 1/2 INCH REBAR AND CAP SET ON THE SOUTHERLY LINE OF LAND LOT 11;

THENCE, WITH SAID LAND LOT LINE, SOUTH 89 DEGREES 09 MINUTES 11 SECONDS EAST, 29.96 FEET TO THE *POINT OF BEGINNING*.

SAID TRACT OR PARCEL CONTAINING 0.12 ACRES (5,120 SQUARE FEET).





THIS BLOCK RESERVED FOR THE CLERK OF THE SUPERIOR COURT

SURVEY NOTES

- 1. THE FIELDWORK FOR THIS SURVEY WAS COMPLETED <u>FEBRUARY 11, 2025</u> WITH LINEAR AND ANGULAR MEASUREMENTS OBTAINED BY J. BUTLER USING A SPECTRA PRECISION FOCUS 50 ROBOTIC TOTAL STATION & LEICA GS-18T
- 2. THE FIELD DATA UPON WHICH THIS PLAT IS BASED HAS A RELATIVE POSITIONAL ACCURACY OF <u>0.063 FEET</u> HORIZONTAL AT THE 95%
- 3. THIS MAP OR PLAT HAS BEEN CALCULATED FOR CLOSURE AND IS FOUND TO BE ACCURATE WITHIN ONE FOOT IN 1,128,045 FEET USING THE BEARINGS AND DISTANCES SHOWN HEREON.
- 4. ALL PROPERTY CORNERS REFERENCED AS "IPS" INDICATE A ½" REBAR PLACED WITH CAP STAMPED "FDC LSF000995" UNLESS OTHERWISE NOTED.
- 5. FALCON DESIGN CONSULTANTS, L.L.C. AND/OR KEVIN M. BROWN DOES NOT GUARANTEE THAT ALL EASEMENTS AND SUB-SURFACE CONDITIONS WHICH MAY AFFECT THIS PROPERTY ARE SHOWN.
- 6. THIS SURVEY IS REFERENCED TO THE NORTH AMERICAN DATUM OF 1983, 2011 ADJUSTMENT (NAD83 (2011)) FOR THE HORIZONTAL DATUM AND THE NORTH AMERICAN VERTICAL DATUM OF 1988 PER THE VIRTUAL REFERENCE SYSTEM CORRECTIONS PROVIDED BY HxGN SMARTNET.
- 7. UTILITIES SHOWN ARE BASED ON ABOVE GROUND EVIDENCE. ADDITIONAL UTILITIES MAY EXIST ABOVE OR BELOW GROUND. NO CERTIFICATION OR GUARANTEE IS MADE AS TO THE ACCURACY OR THOROUGHNESS OF THE UTILITIES OR STRUCTURES SHOWN HEREON. PER GEORGIA LAW THE UNDERGROUND UTILITIES PROTECTION SERVICE MUST BE CALLED PRIOR TO THE COMMENCEMENT OF ANY AND ALL EARTH DISTURBING ACTIVITIES.

RECORD DESCRIPTION

All that tract or parcel of land lying and being in Land Lot 11 of the 15th District of DeKalb County, Georgia and being more particularly described as follows:

To find the true point of beginning, commence at the Southeast corner of Land Lot 11 of said above referenced district, same being the common corners of Land Lot 11 and Land Lot 10 of DeKalb County and Land Lot 246 and Land Lot 247 of Clayton County; Run thence North 89 Degrees 23 Minutes 48 Seconds West along the South Land Lot line of Land Lot 11 above referenced district a distance of 70.0 feet to a concrete monument and the point of beginning; Run thence North 89 degrees 23 minutes 48 seconds West along the South land lot line of Land Lot 11 a distance of 2,019.98 feet to an iron pin; Thence North 06 Degrees 32 Minutes 50 Seconds East 1515.10 feet to an iron pin; Thence North 84 degrees 09 minutes 32 seconds West 270.0 feet to an iron pin;Said iron pin being located on the East property line of property now or formerly owned by Thompson Harley Realty, Inc.; Run thence North 02 degrees 17 minutes 22 seconds East along the Thompson Harley property line of a distance of 485.84 feet to an iron pin; Thence South 87 Degrees 56 Minutes 15 Seconds East 210.0 feet to an iron pin located on the West Right of Way of Loveless Place (60 foot right of way); Thence South 02 Degrees 17 Minutes 22 Seconds West 86.90 feet along the West right of way of Loveless Place to an iron pin; Thence South 87 degrees 56 Minutes 15 Seconds East 271.13 feet to an iron pin, said iron pin being located at the Southeast corner of Lot 5, Block B, Loveless Property, per survey of plat recorded in Plat Book 45, Page 135, DeKalb County records; Thence South 01 degrees 51 minutes 46 seconds West 87.0 feet to an iron pin; Thence South 88 degrees 06 minutes 43 seconds East 345.82 feet to an iron pin; Thence North 83 degrees 30 minutes 59 seconds east 234.55 feet to an iron pin; Thence North 50 degrees 54 minutes 26 seconds East 149.93 feet to iron pin; Thence North 28 degrees 28 minutes 31 seconds East 167.03 feet to an iron pin; Thence North 77 degrees 37 minutes 21 seconds East 250.19 feet to an iron pin; Thence North 20 degrees 15 minutes 58 seconds East 217.86 feet to an iron pin; Thence South 88 degrees 45 minutes 00 seconds East 128.25 feet to an iron pin; Thence South 73 degrees 35 minutes East 124.35 feet to an iron pin; Thence South 82 degrees 29 minutes 20 seconds East 102.04 feet to an iron pin; Thence North 88 degrees 17 minutes 33 seconds East 160.0 feet to an iron pin; Thence 88 degrees 14 minutes 31 seconds East 50.32 feet to an iron pin; Run thence South 00 degrees 47 minutes 26 seconds West along a power line right of way a distance of 2319.66 feet to an iron pin and the Point of Beginning. Said property being shown on plat of survey for Muhanna et al dated March 3, 1988 by S&S Engineers, Inc.

All that tract or parcel of land lying and being in Land Lot 11 of the 15th District of Dekalb County, Georgia and more particularly described as follows: To find the True Point of Beginning, commence at the Southeast corner of Land Lot 11 and thence proceeding North 89 Degrees, 11 minutes, 35 seconds West 2,018.56 feet to the True Point of Beginning. From said true point of beginning thence proceed North 6 degrees, 38 minutes 38 seconds East 1,516.07 feet to a 1/2 inch rebar; thence proceeding North 84 degrees, 29 mintues, 26 seconds West a distance of 110.61 feet to a point; thence proceeding South 2 degrees, 27 minutes, 57 seconds West 1517.91 feet to the True Point of Beginning. Said property is known as Tract 3, containing 1.93 acres, more or

All that tract or parcel of hmd lying or being in Land Lot 246 of the 12th District of Clayton County, Georgia, containing 0.12 acres (5,125 sq. ft,) as shown on a plat entitled, "Right-of Way Exhibit for Liberty Communities,

less per survey of The Preserve at Conley Creek, dated 4/6/2006, Dekalb County, Georgia.

Inc.", prepared by Moore Bass Consulting, Inc. dated 10/01/2021, last revised

12/15/21 and belng more particularly described as follows:

To find the TRUE POINT OF BEGINNING. commence at a point (I" solid bar), said point being the common comer of Land Lots 10 & 11 of DeKalb County and Land Lots 246 & 247 of Clayton County, thence proceed west along the north line of Land Lot 246, a distance of 1,526.82 feet to a point (5/8" rebar); thence proceed N89° I0'10"W, a distance of 424.98 feet to a point; thence continue N89°10'10"W a distance of 29.97 foct to a point and the TRUE POTNT OF BEGINNING

From said point and !caving the north line of Land Lot 246, proceed S34°17'29"W, a distance,of 205.07 feet to a.point; thence N88"56'l3"W, a distance of 29.89 feet to a point; thence N'34° 17'29"E, a distance of 204.93 feet to a point, said point being on the north line of Land Lot 246; thence proceed along said Land Lot line, S89°10'10"E, a distance of 29.97 feet to a point and the TRUE POINT OF BEGINNING.

All that tract or parcel of land lying or being in Land Lot 246 of the 12th District of Clayton County, Georgia, containing .12 acres (5,129 sq. ft.) as shown on and being more particularly described as follows:

To find the TRUE POINT OF BEGINNING, conunence at a point (1" solid bar), said point being the common corner of Land Lots 10 and 11 of DeKalb County and Land Lots 246 & 247 of Clayton County, thence proceed west along the north line of Land Lots 246, a distance of 1,526.82 feet to a point (5/8" rebar); thence proceeds N89 degrees 10 minutes 10 seconds West, a distance of 424.98 feet to a point, said point being the TRUE POINT OF BEGINNING.

From said point and leaving said Land Lot Line, proceed S34 degrees 17 minutes 29 seconds West, a distance of 205.22 feet to a point; thence North 88 degrees 56 minutes 13 seconds West, a distance of 13.41 feet to a point; thence North 88 degrees 56 minutes 13 seconds West, a distance of 16.48 feet to a point; thence North 34 degrees 17 minutes 29 seconds East, a distance of 205.07 feet to a point, said point being on the north line of Land Lot 246; thence proceed along said Land Lot line S89 degrees 10 minutes 10 seconds East a distance of 29.97 feet to a point, and the TRUE POINT OF BEGINNING.

SURVEY DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 11, 15TH DISTRICT, DEKALB COUNTY, GEORGIA, MORE

BEGINNING AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM THE

THENCE, NORTH 89 DEGREES 09 MINUTES 11 SECONDS WEST, 541.42 FEET TO A 1/2 INCH REBAR

AND CAP SET: THENCE, NORTH 84 DEGREES 07 MINUTES 15 SECONDS WEST, 268.41 FEET TO A 1 INCH OPEN TOP PIPE; THENCE, NORTH 02 DEGREES 29 MINUTES 34 SECONDS EAST, 485.53 FEET TO A 1/2 INCH OPEN TOP PIPE THENCE, SOUTH 87 DEGREES 47 MINUTES 10 SECONDS EAST, 210,00 FEET TO A 1/2 INCH REBAR AND CAP SET THENCE, SOUTH 01 DEGREES 53 MINUTES 03 SECONDS WEST, 86,90 FEET TO A 1/2 INCH REBAR AND CAP SET THENCE, SOUTH 87 DEGREES 45 MINUTES 55 SECONDS EAST, 269.82 FEET TO A 1/2 INCH ROD; THENCE, SOUTH 02 DEGREES 15 MINUTES 13 SECONDS WEST, 86.98 FEET TO A 1/2 INCH REBAR; THENCE, SOUTH 87 DEGREES 44 MINUTES 36 SECONDS EAST, 345,93 FEET TO A 1/2 INCH REBAR: THENCE. NORTH 83 DEGREES 55 MINUTES 29 SECONDS EAST. 234.55 FEET TO A 1/2 INCH REBAR AND CAP SET THENCE, NORTH 51 DEGREES 16 MINUTES 09 SECONDS EAST, 149.93 FEET TO A 1/2 INCH REBAR; THENCE, NORTH 28 DEGREES 55 MINUTES 34 SECONDS EAST, 167.03 FEET TO A 1/2 INCH REBAR AND CAP SET; THENCE, NORTH 78 DEGREES 02 MINUTES 38 SECONDS EAST, 250.19 FEET TO A 1/2 INCH REBAR; THENCE. NORTH 20 DEGREES 41 MINUTES 34 SECONDS EAST. 217.66 FEET TO A 1/2 INCH REBAR AND CAP SET THENCE, SOUTH 88 DEGREES 20 MINUTES 19 SECONDS EAST, 128.25 FEET TO A 1/2 INCH REBAR AND CAP SET; THENCE, SOUTH 73 DEGREES 10 MINUTES 19 SECONDS EAST, 124.35 FEET TO A 1/2 INCH REBAR AND CAP SET THENCE, SOUTH 83 DEGREES 04 MINUTES 39 SECONDS EAST, 102.04 FEET TO A 1/2 INCH REBAR AND CAP SET; THENCE, NORTH 88 DEGREES 42 MINUTES 14 SECONDS EAST, 160.00 FEET TO A 1/2 INCH REBAR AND CAP SET; THENCE, NORTH 87 DEGREES 58 MINUTES 56 SECONDS EAST, 45.04 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, SOUTH 00 DEGREES 54 MINUTES 56 SECONDS WEST, 2,312.43 FEET TO THE POINT OF BEGINNING.

SAID TRACT OR PARCEL CONTAINING <u>93.65 ACRES</u> (4,079,535 SQUARE FEET).

PARTICULARLY DESCRIBED AS FOLLOWS:

HE COMMON CORNER OF LAND LOTS 11 AND 12, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY;

THENCE, WITH THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1,486.75 FEET TO

THENCE, LEAVING SAID LAND LOT LINE, NORTH 02 DEGREES 51 MINUTES 48 SECONDS EAST, 1,517.05 FEET TO A 1/2 INCH REBAR THENCE, SOUTH 84 DEGREES 07 MINUTES 15 SECONDS EAST, 110.61 FEET TO A 1/2 INCH REBAR AND CAP SET;

SAID TRACT OR PARCEL CONTAINING 1.92 ACRES (83,784 SQUARE FEET).

E COMMON CORNER OF LAND LOTS 11 AND 12, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY; TO A 1/2 INCH REBAR AND CAP SET AND THE **POINT OF BEGINNING**;

THENCE, NORTH 88 DEGREES 55 MINUTES 35 SECONDS WEST, 29.89 FEET TO A 1/2 INCH REBAR; THENCE, NORTH 34 DEGREES 17 MINUTES 54 SECONDS EAST, 204.86 FEET TO A NAIL ON THE SOUTHERLY LINE OF LAND LOT 11; THENCE, WITH SAID LAND LOT LINE, SOUTH 89 DEGREES 13 MINUTES 03 SECONDS EAST, 29.99 FEET TO THE POINT OF BEGINNING.

SAID TRACT OR PARCEL CONTAINING **0.12 ACRES (5,124 SQUARE FEET)**.

TOGETHER WITH:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 246, 12TH DISTRICT, CLAYTON COUNTY, GEORGIA, MORE

PARTICULARLY DESCRIBED AS FOLLOWS: **COMMENCING** AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM COMMON CORNER OF LAND LOTS 11 AND 12, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY; THENCE, WITH THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1,486.75 FEET TO A NAIL AND THE **POINT OF BEGINNING**;

THENCE, LEAVING SAID LAND LOT LINE, SOUTH 34 DEGREES 17 MINUTES 54 SECONDS WEST, 204.86 FEET TO A 1/2 INCH REBAR; THENCE, NORTH 88 DEGREES 55 MINUTES 35 SECONDS WEST, 29.89 FEET TO A 1/2 INCH REBAR AND CAP SET; THENCE, NORTH 34 DEGREES 17 MINUTES 54 SECONDS EAST, 204.72 FEET TO A 1/2 INCH REBAR AND CAP SET ON THE SOUTHERLY

THENCE, WITH SAID LAND LOT LINE, SOUTH 89 DEGREES 09 MINUTES 11 SECONDS EAST, 29.96 FEET TO THE POINT OF BEGINNING.

SAID TRACT OR PARCEL CONTAINING 0.12 ACRES (5,120 SQUARE FEET).

PARTICULARLY DESCRIBED AS FOLLOWS:

COMMON CORNER OF LAND LOTS 11 AND 12, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY;

THENCE, WITH THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1,486.75 FEET TO THENCE, LEAVING SAID LAND LOT LINE, NORTH 07 DEGREES 02 MINUTES 37 SECONDS EAST, 1,515,26 FEET TO A 1/2 INCH REBAR

TOGETHER WITH:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 11, 15TH DISTRICT, DEKALB COUNTY, GEORGIA, MORE

COMMENCING AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM

THENCE, NORTH 89 DEGREES 09 MINUTES 11 SECONDS WEST, 541.42 FEET TO A 1/2 INCH REBAR AND THE **POINT OF BEGINNING**;

THENCE, SOUTH 07 DEGREES 02 MINUTES 37 SECONDS WEST, 1,515.26 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 246, 12TH DISTRICT, CLAYTON COUNTY, GEORGIA, MORE

COMMENCING AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM THENCE, ALONG THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1.456.76 FEET

THENCE, LEAVING SAID LAND LOT LINE, SOUTH 34 DEGREES 17 MINUTES 54 SECONDS WEST, 205.04 FEET TO A 1/2 INCH REBAR;

TABLE A - OPTIONAL ITEMS

1. PROPERTY CORNER MONUMENTS FOUND OR SET, AS SHOWN. 2. ADDRESS OF THE SUBJECT PROPERTY PER TAX RECORDS. 3. FLOOD ZONE NOTED AND SHOWN GRAPHICALLY.

CHICAGO TITLE INSURANCE COMPANY COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION II - EXCEPTIONS

Commitment No.: CRE-232418a-1 EFFECTIVE DATE: FEBRUARY 3, 2023 at 09:00 AM

9. Subject to permit to Cut or Trim Trees from L. C. Loveless to Georgia Power Company, dated September 11,

10. Subject to Right-of-Way Easement from L. C. Loveless to Georgia Power Company, dated September 8,

1969, filed for record September 26, 1969, recorded in Deed Book 2464, Page 744, Records of DeKalb

11. Subject to that certain easement from Clark & Wall Inc. to Georgia Power Company, dated October 3, 1969.

12. Subject to Conley Creek Outfall Sewer from Larry C. Morris and S. Lowell Wammock to Dekalb County

DOCUMENT CONTAINS NO PLOTTABLE EASEMENT DESCRIPTIONS WITHOUT REVIEW

13. Subject to Stormwater Detection Facilities Inspection and Maintenance Agreement filed for record July 9,

AGREEMENT MENTIONS PARCEL #15-011-01-044 AND DOES NOT AFFECT SUBJECT PROPERTY.

14. Subject to that certain easement in favor of Georgia Power Company, dated March 26, 2020, filed for record

15. Restrictive Covenants as set forth in Covenant <u>Deed Book 28041 Page 278</u> of the DeKalb County, Georgia

Records. The policy when issued will insure that all of the date hereof said Restrictive Covenants have not

been violated and that a future violation will not result in a reverter or forfeiture of title to the premises. This exception omits any covenant, condition, and/or restriction based on race, color, religion, sex, handicap,

familial status or national origin as provided in 42 U.S.C. Section 36-4, unless and only to the extent that the

covenant (a) is not in violation of state or federal law, (b) is exempt under 42 U.S.C. Section 3607, or (c)

16. Subject to Assignment of Rights of Declarant under the Declaration of Protective Covenants, Condition,

November 11, 2020, recorded in <u>Deed Book 28803, Page 90</u>, Records of DeKalb County, Georgia.

Subject to Collateral Assignment of Rights of Declarant under the Declaration of Protective Covenants

Condition, Restrictions and Easements for Preserve at Conley Creek, dated November 9, 2020, filed for record November 11, 2020, recorded in Deed Book 28803, Page 94, Records of DeKalb County, Georgia.

Restrictions and Easements for Preserve at Conley Creek, dated November 9, 2020, filed for record

June 17, 2020, recorded in Deed Book 28397, Page 653, Records of DeKalb County, Georgia.

EASEMENT IS IN PARCEL #15-011-01-044 AND DOES NOT AFFECT SUBJECT PROPERTY.

2019, recorded in Deed Book 27653, Page 246, Records of DeKalb County, Georgia.

relates to a handicap, but does not discriminate against handicap people.

DOCUMENT DESCRIBES AND AFFECTS SUBJECT PROPERTY.

DOCUMENT DESCRIBES AND AFFECTS SUBJECT PROPERTY.

RESTRICTIVE COVENANTS DESCRIBE AND AFFECT SUBJECT PROPERTY.

filed for record November 13, 1969, recorded in Deed Book 2481, Page 55, Records of DeKalb County,

Georgia, dated March 26, 1974, recorded in Deed Book 3171, Page 250, Records of Dekalb County, Georgia.

DOCUMENT CONTAINS NO PLOTTABLE EASEMENT DESCRIPTIONS.

DOCUMENT CONTAINS NO PLOTTABLE EASEMENT DESCRIPTIONS.

DOCUMENT CONTAINS NO PLOTTABLE EASEMENT DESCRIPTIONS.

OF 1972 PLAN AND PROFILE DRAWINGS.

OBSERVED SEWER LINES SHOWN.

TRANSMISSION LINE IS ADJACENT TO EASTERLY BOUNDARY LINE, AS SHOWN.

1962, filed for record September 19, 1962, recorded in Deed Book 1699, Page 466, Records of DeKalb

4. GROSS LAND AREA = 95.81 ACRES 11a. OBSERVED EVIDENCE OF UTILITIES SHOWN. 13. ADJOINING OWNER NAMES SHOWN PER TAX RECORDS.

SURVEYOR'S CERTIFICATION

PARAN HOMES, LLC, PCC-DEKALB, LLC

and CHICAGO TITLE INSURANCE COMPANY:

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2021 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 2, 3, 4, 11a, 13 OF TABLE A THEREOF.

THE FIELDWORK WAS COMPLETED ON FEBRUARY 11, 2025

DATE OF PLAT OR MAP: FEBRUARY 21, 2025.

REGISTERED LAND SURVEYOR #2960

2/21/2025

SURVEYOR'S CERTIFICATION

THIS PLAT IS A RETRACEMENT OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT SUBDIVIDE OR CREATE A NEW PARCEL OR MAKE ANY CHANGES TO ANY REAL PROPERTY BOUNDARIES. THE RECORDING INFORMATION OF THE DOCUMENTS, MAPS, PLATS, OR OTHER INSTRUMENTS WHICH CREATED THE PARCEL OR PARCELS ARE STATED HEREON.

RECORDATION OF THIS PLAT DOES NOT IMPLY APPROVAL OF ANY LOCAL JURISDICTION, AVAILABILITY OF PERMITS, COMPLIANCE WITH LOCAL REGULATIONS OR REQUIREMENTS, OR SUITABILITY FOR ANY USE OR PURPOSE OF THE LAND.

FURTHERMORE, THE UNDERSIGNED LAND SURVEYOR CERTIFIES THAT THIS PLAT COMPLIES WITH THE MINIMUM TECHNICAL STANDARDS FOR PROPERTY SURVEYS IN GEORGIA AS SET FORTH IN THE RULES AND REGULATIONS OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND AS SET FORTH IN O.C.G.A. SECTION

REGISTERED LAND SURVEYOR #2960

2/21/2025

ENGINEERING CONSTRUCTION LANDSCAPE MANAGEMENT PLANNING FALCON DESIGN CONSULTANTS

SEI EY

DATE 2-21-2025 SCALE: 1" = 100' FILE NUMBER: 206.003 DRAWN BY: K. McMILLAN REVIEWED BY: K. BROWN



COA# LSF 000995 ORIGINAL SIGNATURE OF THE REGISTS ACROSS THE REGISTRANT'S SEAL

SHEET NUMBER

FLOOD NOTE

PROPERTY IS LOCATED IN A SPECIAL FEMA FLOOD HAZARD AREA.

PER FLOOD INSURANCE RATE MAPS OF <u>DEKALB COUNTY</u>, <u>GEORGIA</u> COMMUNITY

PANEL NUMBER: 13089C0143J EFFECTIVE DATE MAY 16, 2013, A PORTION OF THIS

SURVEY DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 11, 15TH DISTRICT, DEKALB COUNTY, GEORGIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

<u>BEGINNING</u> AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM THE COMMON CORNER OF LAND LOTS 11 AND 10, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY;

THENCE, WITH THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1,486.75 FEET TO A NAIL;

THENCE, NORTH 89 DEGREES 09 MINUTES 11 SECONDS WEST, 541.42 FEET TO A 1/2 INCH REBAR;

THENCE, LEAVING SAID LAND LOT LINE, NORTH 07 DEGREES 02 MINUTES 37 SECONDS EAST, 1,515.26 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, NORTH 84 DEGREES 07 MINUTES 15 SECONDS WEST, 268.41 FEET TO A 1 INCH OPEN TOP PIPE;

THENCE, NORTH 02 DEGREES 29 MINUTES 34 SECONDS EAST, 485.53 FEET TO A 1/2 INCH OPEN TOP PIPE;

THENCE, SOUTH 87 DEGREES 47 MINUTES 10 SECONDS EAST, 210.00 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, SOUTH 01 DEGREES 53 MINUTES 03 SECONDS WEST, 86.90 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, SOUTH 87 DEGREES 45 MINUTES 55 SECONDS EAST, 269.82 FEET TO A 1/2 INCH ROD;

THENCE, SOUTH 02 DEGREES 15 MINUTES 13 SECONDS WEST, 86.98 FEET TO A 1/2 INCH REBAR;

THENCE, SOUTH 87 DEGREES 44 MINUTES 36 SECONDS EAST, 345.93 FEET TO A 1/2 INCH REBAR;

THENCE, NORTH 83 DEGREES 55 MINUTES 29 SECONDS EAST, 234.55 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, NORTH 51 DEGREES 16 MINUTES 09 SECONDS EAST, 149.93 FEET TO A 1/2 INCH REBAR;

THENCE, NORTH 28 DEGREES 55 MINUTES 34 SECONDS EAST, 167.03 FEET TO A 1/2 INCH REBAR AND CAP SET;

THENCE, NORTH 78 DEGREES 02 MINUTES 38 SECONDS EAST, 250.19 FEET TO A 1/2 INCH REBAR;

THENCE, NORTH 20 DEGREES 41 MINUTES 34 SECONDS EAST, 217.66 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, SOUTH 88 DEGREES 20 MINUTES 19 SECONDS EAST, 128.25 FEET TO A 1/2 INCH REBAR AND CAP SET;

THENCE, SOUTH 73 DEGREES 10 MINUTES 19 SECONDS EAST, 124.35 FEET TO A 1/2 INCH REBAR AND CAP SET;

THENCE, SOUTH 83 DEGREES 04 MINUTES 39 SECONDS EAST, 102.04 FEET TO A 1/2 INCH REBAR AND CAP SET;

THENCE, NORTH 88 DEGREES 42 MINUTES 14 SECONDS EAST, 160.00 FEET TO A 1/2 INCH REBAR AND CAP SET;

THENCE, NORTH 87 DEGREES 58 MINUTES 56 SECONDS EAST, 45.04 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, SOUTH 00 DEGREES 54 MINUTES 56 SECONDS WEST, 2,312.43 FEET TO THE **POINT OF BEGINNING**.

SAID TRACT OR PARCEL CONTAINING 93.65 ACRES (4,079,535 SQUARE FEET).

TOGETHER WITH:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 11, 15TH DISTRICT, DEKALB COUNTY, GEORGIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

<u>COMMENCING</u> AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM THE COMMON CORNER OF LAND LOTS 11 AND 12, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY;

THENCE, WITH THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1,486.75 FEET TO A NAIL;

THENCE, NORTH 89 DEGREES 09 MINUTES 11 SECONDS WEST, 541.42 FEET TO A 1/2 INCH REBAR AND THE **POINT OF BEGINNING**;

THENCE, LEAVING SAID LAND LOT LINE, NORTH 02 DEGREES 51 MINUTES 48 SECONDS EAST, 1,517.05 FEET TO A 1/2 INCH REBAR AND CAP SET:

THENCE, SOUTH 84 DEGREES 07 MINUTES 15 SECONDS EAST, 110.61 FEET TO A 1/2 INCH REBAR AND CAP SET;

THENCE, SOUTH 07 DEGREES 02 MINUTES 37 SECONDS WEST, 1,515.26 FEET TO THE **POINT OF BEGINNING**.

SAID TRACT OR PARCEL CONTAINING 1.92 ACRES (83,784 SQUARE FEET).

TOGETHER WITH:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 246, 12TH DISTRICT, CLAYTON COUNTY, GEORGIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

<u>COMMENCING</u> AT A RIGHT-OF-WAY MONUMENT LOCATED NORTH 88 DEGREES 59 MINUTES 58 SECONDS WEST, 69.92 FEET FROM THE COMMON CORNER OF LAND LOTS 11 AND 12, DEKALB COUNTY AND LAND LOTS 246 AND 247, CLAYTON COUNTY;

THENCE, ALONG THE SOUTHERLY LINE OF LAND LOT LINE 11, NORTH 89 DEGREES 13 MINUTES 03 SECONDS WEST, 1,456.76 FEET TO A 1/2 INCH REBAR AND CAP SET AND THE **POINT OF BEGINNING**;

THENCE, LEAVING SAID LAND LOT LINE, SOUTH 34 DEGREES 17 MINUTES 54 SECONDS WEST, 205.04 FEET TO A 1/2 INCH REBAR:

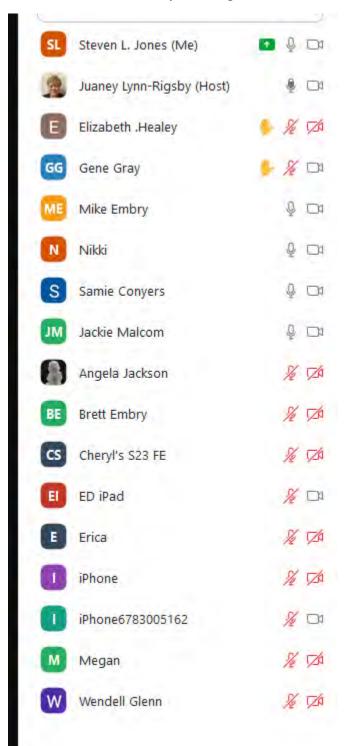
THENCE, NORTH 88 DEGREES 55 MINUTES 35 SECONDS WEST, 29.89 FEET TO A 1/2 INCH REBAR;

THENCE, NORTH 34 DEGREES 17 MINUTES 54 SECONDS EAST, 204.86 FEET TO A NAIL ON THE SOUTHERLY LINE OF LAND LOT 11;

THENCE, WITH SAID LAND LOT LINE, SOUTH 89 DEGREES 13 MINUTES 03 SECONDS EAST, 29.99 FEET TO THE *POINT OF BEGINNING*.

SAID TRACT OR PARCEL CONTAINING 0.12 ACRES (5,124 SQUARE FEET).

Pre-Submittal Community Meeting Attendees:



June 16, 2025

Karren Denegall 4437 BOULDER SPRINGS CV ELLENWOOD, GA 30294

RE: Parcel ID: 15 010 01 144

Property Address: 4437 BOULDER SPRINGS CV

To Whom It May Concern:

A public community meeting will be held to discuss a proposed SLUP (Special Land Use Permit). This meeting and application for SLUP are being held by PCC Dekalb, LLC and is in regard to the property located at 4280 Loveless Pl, 4358 Loveless Pl and 2281 Pineview Trl, with tax parcel identification numbers 15-011-01-045, 15-011-01-062 and 15-011-01-263. The property consists of 96+/- acres and is within District 3 of Dekalb County, Georgia.

The current tax rolls indicate that you own property within 500 feet of the subject property. You are being notified of the nearby request pursuant to Pre-submittal Community Meeting requirements of the DeKalb County zoning ordinance.

The public community meeting will be held virtually on a Microsoft TEAMS at 5:00 p.m. on Wednesday, June 25th.

PCC Dekalb, LLC invited you to a Microsoft Teams Meeting:

PCC Dekalb, LLC - Community Meeting - SLUP

Wednesday, June 25, 2025

5:00 PM - 6:30 PM (EST)

Meeting link: https://teams.live.com/meet/9362333552708?p=SBb9x8UImv5qAQqNCI

Thank you in advance for your time and consideration,

PCC Dekalb, LLC