

# **Planning Commission Meeting**

#### **AGENDA**

# Tuesday, December 15, 2020 5:30 PM 215 N Broad Street Monroe GA 30655

- I. <u>CALL TO ORDER</u>
- II. ROLL CALL
- III. MINUTES OF PREVIOUS MEETING
  - 1. Minutes of Previous Meeting November 17, 2020
- IV. REPORT FROM CODE ENFORCEMENT OFFICER
- V. **PUBLIC HEARINGS** 
  - 1. Request for Variance 603 & 606 Alcovy St
  - 2. Request for Variance 132 Pinecrest Dr.
  - 3. Request for Rezone from PRD to B2 201 Bold Springs Avenue
- VI. <u>RECOMMENDATIONS ON REQUESTS</u>
- VII. OLD BUSINESS
  - 1. Request for Conditional Use Revisited 919 Holly Hill Road
- VIII. NEW BUSINESS
  - 1. Preliminary Plat Approval for 455 Vine Street Subdivision
- IX. ADJOURNMENT

# MONROE PLANNING COMMISSION MINUTES FOR MEETING November 17, 2020

**Present**: Nate Treadaway, Randy Camp, Rosalind Parks, Mike Eckles, Chase Sisk

**Absent:** None

**Staff:** Pat Kelley – Director of Planning and Code

Debbie Adkinson - Code Department Assistant

Logan Propes - City Administrator

**Visitors:** Ned Butler, Chad Draper, Chris Adamson, Kyle Ward, Steven C Kapp, Casey Durden, Tiffany Beckstine, Jay Rawl

#### CALL TO ORDER by Chairman Eckles at 5:30 pm.

**Chairman Eckles** asked for any changes, corrections or additions to the October 20, 2020 minutes.

To approve

Motion Parks, Seconded Camp Passed unanimously.

Chairman Eckles ask for a Code Officer Report.

Kelley: I have no report at this time.

PH open 5:31 pm

<u>The First Item of Business</u> is for petition # PCOM-000077-2020 for a COA at 390 Jim Daws Road. The applicant is Jay Rawl, owner of location. The request is for a new building.

Mr. Jay Rawls spoke to the request. He offered to answer any questions.

Chairman Eckles asked for any questions. None.

PH Closed at 5:32

Chairman Eckles entertained a motion.

To approve the COA.

Motion by Camp. Seconded by Treadaway Passed unanimously

Public Hearing Opened at 5:33 pm

**The Second Item of Business** is for petition # PCOM-000072-2020 for a COA for exterior improvements at 620 Hwy 138. The applicant is Hill Foley Rossi & Associates. Code Department recommends for approval.

Casey Durden and Tiffany Beckstine spoke to the request. Durden explained there would be two lanes around the drive thru with two canopies separate from the building. These canopies will be permanent.

Chairman Eckles asked for any questions.

Treadaway asked about the sidewalk being added.

Durden stated when Chick fil A does redevelopment or work on a site, they also improve accessibility design. This is to provide an ADA access from the site up to the sidewalks at 138.

Chairman Eckles asked if there was any opposition to speak. There was none.

PH Closed 5:36

**Chairman Eckles** entertained a motion.

To approve the COA.

Motion by Camp, Seconded by Parks Passed unanimously

Public Hearing Opened at 5:36 pm

**The Third Item of Business** is for petition # RZ-000075-2020 for a rezone at 302 Michael Etchison from PRD to PRD with text changes to remove 55+ age restriction. The applicant is Reliant Homes, owner of the property. Code Department recommends approval.

Ned Butler, representative for Reliant Homes spoke to the request. He stated they did not want to be hemmed in to only the market of an active adult community. They would like to market to families and possibly use portions of it as an active adult community.

With no other questions Chairman Eckles asked for any opposition. There was none.

Public Hearing close at 5:38 pm

Chairman Eckles entertained a motion. To approve the rezone with text changes.

Motion by Parks, Seconded by Sisk Passed unanimously

Public Hearing Opened At 5:38 pm

<u>The Fourth Item of Business</u> is for petition # RZ-000076-2020 for Rezone from PRD/PCD to PCD/PRD changing master plan at 1000 Hwy 138. The applicant is the Reliant Homes, owner. Code Department recommends approval.

Ned Butler, representative for Reliant Homes spoke to this request. He stated the original plan had 51 various commercial units up front on hwy 138. They are now proposing to do 3 commercial outparcels, 1 a carwash, 1 possibly office retail and 1 for retail uses on the corner of the entrance off hwy 138. They also are proposing an assisted living facility with villas attached. This depicts the change being made to the PCD property. This will consist of 130 assisted living proposed, 96 units in the large building and 34 villas proposed to go around that. The PRD section, a 269-lot subdivision is proposed. Going with smaller lots and incorporating an alley system to allow rear entry. All interior lots will have rear entry and exterior will have front entry load. There will also be increased buffers to Rao drive and Wood Chase residents. Lots will be 50x100. Houses to be the minimum allowed of 1600 sq ft.

Treadaway asked how many phases this would be developed in.
Butler all residential would be 1 phase. Commercial would be as marketed and sold.
Assisted living would be as marketed and sold or partnered with.
Chairman Eckles asked the time line to start.
Butler at least a 1 ½ years out for design depending on approval of rezone.

Chairman Eckles asked for any opposition. There was none.

Public Hearing closed at 5:44 pm

Chairman Eckles entertained a motion. To approve the rezone

Motion by Treadaway, Seconded by Sisk Passed unanimously

Public Hearing opened at 5:44 pm

<u>The Fifth Item of Business</u> is for petition # VAR-000078-2020 for a Variance of Article VII, Sect 700.1 table 11 Lot Frontage at 249 Boulevard. The applicant is Chad Draper. Code Department recommends denial.

Chad Draper spoke to the request. Wants to purchased the house at 249 boulevard and divide into 3 lots. The old Mondland Place subdivision plat included in the packet was the original design of the neighborhood had lots at 50' wide. There are other lots on the street that are at the 50' width. He is requesting the 3 lots be widths of 55', 90' and 60'.

There was much discussion about the reason the lots would be non-conforming, the 10' sliver added to 253 Boulevard, the driveway that would be added on 253

Boulevard lot, and what type houses and how many would be placed on the lots and if they would have driveways and rear or side entrance garages.

Chairman Eckles asked for other questions.

Chairman Eckles asked for any opposition to the request. There was none.

Public Hearing Closed at 6:01 pm

Chairman Eckles entertained a motion.

To deny the variance.

Motion by Camp, Seconded by Parks Passed unanimously

Public Hearing open at 6:02

Old Business: Revisit of 0 Mayfield Drive COA request. Code Department removes the recommendation to deny due to revised renderings which meets every CDO standards.

Kyle Ward spoke to the request. He gave an overview of what had been requested and the changes made to meet the CDO requirements.

Chairman Eckles asked for any opposition. There was none.

Public Hearing closed at 6:08 pm

Chairman Eckles entertained a motion.

To approve COA based on most recent submittals.

Motion by Treadaway, Seconded by Camp Passed unanimously

New Business: None

Chairman Eckles entertained a motion to adjourn.

Motion by Parks, Seconded by Eckles Meeting adjourned at 6:10 pm



To:

Planning and Zoning / City Council

From:

Patrick Kelley

**Department:** 

Planning, Zoning, Code and Development

Date:

11-6-2020

**Description:** 

Variance request 603 and 606 Alcovy St. to reduce the size of two proposed lots in a

proposed subdivision which is currently zoned R1A w/conditions.

**Budget Account/Project Name: NA** 

Funding Source: 2020 NA

**Budget Allocation:** 

NA

**Budget Available:** 

NA

Requested Expense:

\$NA

Company of Purchase: NA

Recommendation: Deny

**Background:** This project has been renamed from Oaks at Alcovy to Birchfields on Alcovy due to a subdivision name conflict in the County.

This design falls short of the conditional rezone parameters agreed to which reduced the required lot size by granting R1A zoning with conditions. This rezone was approved on May  $8^{th}$ , 2018. The lots should conform to the previous rezone which was granted with conditions. The designer has had over 2 ½ years to modify this design for conformance. This was an approximately 30% reduction in lot size at that time, from 14,000 sq. ft. to 10,000 sq. ft.

This property was conditionally rezoned to the R1A residential zoning classification in order to afford the developer a higher lot yield, not a specific lot yield, in exchange for the specified conditions. The 14 lots desired are a random desired yield on the part of the owner. Design and engineering have shown that to be infeasible. Considering the previous rezone action, this development deserves no further variance consideration based solely upon refusal to conform to the terms agreed upon. Review of additional development plans for preliminary plat approval may reveal the need for additional revisions based on a more complete submittal. This variance request was accompanied by a single civil drawing for the specific purpose of the variance requested on proposed lots 11 and 13. Neither Preliminary plat nor Final plat approval have

been granted. Therefore, these lots do not currently exist. The entire development is simply proposed and conceptualized.

The standards for decisions on a variance request from the zoning ordinance are below. Particular attention to item (5) may be in order.

1430.6 Standards for Variance Application Decisions.

When considering an application for a variance, the Council and the Planning Commission should consider the following issues in regards to the subject property and requested variance:

- (1) Whether there are extraordinary and exceptional conditions pertaining to the subject property because of size, shape, or topography;
- (2) Whether the literal application of this Ordinance would create an unnecessary hardship;
- (3) Whether the variance would not cause substantial detriment to public good or impair the purposes or intent of this Ordinance;
- (4) Whether a variance will not confer upon the property of the applicant any special privilege denied to other properties in the district;
- (5) Whether the special circumstances surrounding the request for the variance are not the result of acts by the applicant;
- (6) Whether the variance is not a request to permit a use of land, buildings, or structures which is not permitted by right or by conditional use in the district;
- (7) Whether the zoning proposal is consistent with the construction and design standards and design criteria adopted by the City of Monroe; and,
- (8) Whether the variance is the minimum variance that will make possible an economically viable use of the land, building, or structure.

Attachment(s): application and supporting documents.



### City of Monroe

215 N. Broad Street Monroe, GA 30655 (770)207-4674

# Plan Report

Plan NO.: VAR-000081-2

Plan Type: Variance

Work Classification: New Construction

Plan Status: Submitted

Apply Date: 10/29/2020

**Expiration:** 

					Expiration.	
Location Address			Parcel Number			
603 ALCOVY ST, MONROE, GA 30655			M0200025			
Contacts						
Pinehurst Homes Llc 992 Holly Hill Rd, Monroe , GA 30655 (404)427-7920	duane.wilso	Owner on@mcfa.com	DUANE WILSON 992 HOLLY HILL F	RD, MONROE, GA 3		Applicant on@mcfa.com
Description: REQUEST FOR VARIANCE OF AF ORDIANCE - P&Z MTG 12/15/20 @5:30 PM BROAD ST				Valuation: Total Sq Feet:	\$ 0.00	
Fees	Amount	Payments		Amt Paid	1	
Single Family Rezone or Variance Fee	\$100.00	Total Fees		\$100.00		
Total:	\$100.00	Check # 1225		\$100.00		
		Amount Due:		\$0.00	1	
Condition Name Description	n		<u>C</u>	omments		
ulbbre Och By:	usi				October 29, 2020 Date	
Plan_Signature_	_1				Date	

Plan\_Signature\_2

Date



## Variance/Conditional Use Application

# 

# Your representative must be present at the meeting

Street address 603-606 Alcovy Street	M0200027 Council District 6th/ Map and Parcel M0200028
Zoning R1A Acreage 3.97 Propos	ed Use Single Family Residential Road Frontage 462.9 ft. / on
Alcovy Street (street or streets)	
Applicant	Owner
Name_Duane Wilson	Name Pinehurst Homes, LLC
Address 992 Holly Hill Road	Address 992 Holly Hill Road
Phone #_404-427-7920	Phone # 404-427-7920
Request Type: (check one) Variance X Conditions	ıl Use
Nature of proposed use, including without limitation	on the type of activity proposed, manner of operation, number of
occupants and/or employees, hours of operation, Proposed are 14 Lots Single Family Residential S	number of vehicle trips, water and sewer use, and similar matters: ubdivision.
	ng structures and uses on adjacent lots; sidential Development) to the south and east, R1A to the north,
to the west and R1 to the southwest.	
	the Zoning Ordinance section 1425.5(1)-(10) & 1430.6(1)-(8):
	and steep slope along the east property line which make it impossible
to attain. Therefore we are requesting a variance	e for Lot 11 & Lot 13 to have less than the required 10,000 SF for R1A.
proposed parking, landscaped areas, height and se proposed parking/loading spaces and access ways:	
Lot 11 with a lot area of 8,518 SF and Lot 13 with	n a lot area of 8,519 SF are propsed single family residential.
State the particular hardship that would result from Due to irregular shape and shallowness of the pa	n strict application of this Ordinance: rent parcel, it is difficult to evenly distribute the square footage of
the lots so that all lots acheive the required 10,0	00 SF minimum.
Check all that apply: Public Water: X Well:	Public Sewer: _X Septic: Electrical: _X Gas:
For any application for an overlay district, a Certific	cate of Appropriateness or a letter of support from the Historic
Preservation Commission or the Corridor Design Co	

Documents to be submitted with request:  X Recorded deed X Survey plat X Site plan to scale Proof of current tax status  Each applicant has the duty of filing a displacare report.	Application Fees:  X \$100 Single Family  \$300 Multi Family  \$200 Commercial  with the City if a contribution or gift totaling two hundred and
fifty dollars (\$250.00) or more has been given to an office	
The above statements and accompanying materials are department personnel to enter upon and inspect the pr	complete and accurate. Applicant hereby authorizes Code operty for all purposes allowed and required by the zoning
ordinance and the development regulations.	10. 22. 2.2.
Signature Lake Ull Date:	10-22-2020
SIGN WILL NOT BE REMOVED	ND REMOVED BY THE CODE DEPARTMENT UNTIL AFTER THE COUNCIL MEETING.
*Property owners signature if not the applicant	
Notary Public 7-9-2023	Date:  Date:
I hereby withdraw the above application: Signature	Date
MY M POY	



514

Recorded 01/03/2018 09:55AM

KATHY K. TROST

Deed Doc: WD

WALTON COUNTY CLERK OF COURT

Georgia Transfer Tax Paid: \$120.00

Bk04173

Pg 0150-0154

Return Recorded Document to: STRICKLAND AND LINDSAY, LLF P. O. Box 249 Winder, Georgia 30680

#### LIMITED WARRANTY DEED

STATE OF GEORGIA COUNTY OF BARROW

FILE #: 170513P

THIS INDENTURE made this 29th day of December, 2017, between Evelyn Barton Long, of the State of Georgia, as party or parties of the first part, hereinunder called Grantor, and Pinehurst Homes, LLC, a Georgia limited liability company, as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations in hand paid, at and before the sealing and delivery of these presents, the receipt 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.

All that tract or parcel of land lying and being in the County of Walton, State of Georgia and Town District, G.M. located on the Easterly side of Alcova Street designated as Tract 1 and being 0.42 acre according to a survey dated June 30, 1975, for J. N. Long made by William J. Gregg, Registered Land Survyeor and said tract is more particularly described as follows: Beginning at an iron pin located at the Southeasterly corner of said tract, said beginning point being also located North 23 degrees 01 minutes East 180 feet from a concrete monument, said beginning point being also a common corner with the lands of Walton Mill and J. N. Long and from said beginning point thence North 23 degrees 01 minutes East 185.41 feet; thence South 87 degrees 07 minutes West 142.6 feet; thence South 13 degrees 20 minutes West 122.02 feet; thence South 65 degrees 28 minutes East 107.78 feet back to beginning point.

Said property is bounded as follows: Northerly by lands of Alvin Vaughn; Easterly by lands of Walton Mill; Southerly by lands of J. N. Long and Westerly by Tract 2 of the same survey.

Also all that tract or parcel of land lying and being in the County of Walton, State of Georgia and Town District, G. M. located on the Easterly side of Alcova Street designated as Tract 2 and being 0.33 acre according to a survey dated June 30, 1975, for J. N. Long made by William J. Gregg, Registered Land Surveyor and said tract is more particularly described as follows: Beginning at an iron pin located on the Easterly side of the right of way of Alcova Street at common corner with lands of J. N. Long, said beginning point being also located North 20 degrees 17 minutes East 178 feet from an iron pin and concrete monument (the iron pin being 5 feet off right of way and the concrete monument being 2.23 feet inside the right of way) and from said beginning point South 65 degrees 27 minutes 30 seconds East 190 feet; thence North 13 degrees 20 minutes East 122.02 feet; thence South 87 degrees 36



minutes West 189.41 feet; thence South 20 degrees 17 minutes West 33.94 feet back to beginning point.

Said property is bounded as follows: Northerly by lands of Alvin Vaughn; Easterly by Tract 1 of said survey; Southerly by lands of J. N. Long and Westerly by Alcova Street right of way

A survey of Tracts 1 and 2, being all of the above described property, is recorded in Plat Book 20, Page 345, Clerk's Office, Walton Superior Court, to which plat and record thereof reference is hereby made, and incorporated herein.

The above two tracts of land were deeded to John Nathan Long by Executor's Deed, dated 13th day of August, 1975, same being Recorded on August 13, 1975 in Deed Book 123, Pages 524-526 of the Official Records of Walton County, Georgia from the Estate of Harry M. Arnold and the Estate of Sarah G. Arnold.

#### AND ALSO:

All that tract or parcel of land lying and being in Walton County, Georgia and in the City of Monroe. Said land containing 1.4 acres more or less and lying North and West of the Walton Cotton Mill land and being East of the Monroe to Jersey road and more particularly described as follows: Beginning at a concrete post where lands of the Walton Cotton Mill, Mrs. H. M. Arnold and the Monroe to Jersey road join and running along the Monroe to Jersey road North 14 East 178 feet to an iron pin corner, thence South 66 East 190 feet to an iron pin, thence South 65 1/2 East 167 feet to an iron pin corner, thence South 21 1/2 West 180 feet to a concrete post corner, thence North 65 1/2 West 332 feet to the beginning corner.

Said land is bounded now or formerly as follows: On the North by lands of Mrs. H. M. Arnold, on the East and South by lands of the Walton Cotton Mill, and on the West by the Monroe to Jersey road.

This property was deeded to John Nathan Long by Mrs. H. M. Arnold by Warranty Deed dated 25th day of March 1961, same being recorded March 29, 1961 in Deed Book 50, Page 399 of the Official Records of Walton County, Georgia, and more fully described in survey and plat made by J. M. Williams dated March 22, 1961, same being Recorded in Plat Book 9, Page 158 of the Official Records of Walton County, Georgia, to which plat and record thereof reference is hereby made and incorporated herein.

This Deed is given subject to all easements and restrictions of record.

TO HAVE AND TO HOLD the said tract or parcel of land, together 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 behoove of the said Grantee, forever in FEE SIMPLE.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the claims of all persons by, through and under the above named grantor.

IN WITNESS WHEREOF, Grantor has hereunto set grantor's hand and seal this day and year first above written.

Evelyn Barton Long,

by Patricia B. Long, her Attorney-in-Fact (See attached Financial Power of Attorney

(SEAL)

attached hereto and incorporated herein)

Signed sealed and delivered in presence of:

Vitness

Notary Public

EXPIRES
GEORGIA
DEC. 8, 2019

ow co



Recorded 09/05/2017 10:21AM

KATHY K. TROST

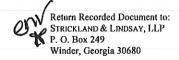
Deed Doc: WD

WALTON COUNTY CLERK OF COURT

Georgia Transfer Tax Paid: \$125.00

Bk04122

Pg 0235-0236



#### LIMITED WARRANTY DEED

STATE OF GEORGIA COUNTY OF BARROW

FILE #: 170339P

THIS INDENTURE made this 30th day of August, 2017, between Linda Lois Baccus, of the State of Georgia, as party or parties of the first part, hereinunder called Grantor, and Pinehurst Homes, LLC, a Georgia limited liability company, as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations in hand paid, at and before the sealing and delivery of these presents, the receipt 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.

All that tract or parcel of land lying and being in the Town, 419 District, G.M., State of Georgia, County of Walton, designated on survey of said property as Tract A, containing 0.241 acres, and Tract B, containing 2.016 acres, and being more particularly described and delineated according to said plat and survey prepared by John F. Brewer, Georgia Registered Surveyor Number 2115, dated 04/11/1995, entitled, "Rezoning Plat For Joe E. Baccus & Linda L. Baccus", said plat being of record in the Office of the Clerk of Superior Court of Walton County, Georgia, in Plat Book 66, page 26; which said plat and the recording thereof are by reference hereto incorporated herein for a more complete and detailed description.

This Deed is given subject to all easements and restrictions of record.



TO HAVE AND TO HOLD the said tract or parcel of land, together 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 behoove of the said Grantee, forever in FEE SIMPLE.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the claims of all persons by, through and under the above named grantor.

IN WITNESS WHEREOF, Grantor has hereunto set grantor's hand and seal this day and year first above written.

Linda Lois Baccus

Signed, sealed and delivered in presence of:

\*\* 11.10555

Notary Public

EXPIRES GEORGIA DEC. 8, 2019

ON CON

SURVEYOR CERTIFICATION

As required by subsection (d) of O.C.G.A section 15-6-67, this plot has been prepared by a land surveyor and approved by all applicable local jurisdictions for recording as evidenced by approval certificates, signatures, stamps, or statements hereon. Such approvals or affirmations should be confirmed with the appropriate governmental badies by any purchaser or user of this plot as to intended use of any parcel. Furthermore, the undersigned land surveyor certifies that this plot complex with the minimum technical standards for properly 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 0.C.G.A. Section 15-6-6-7. Ronald Calvin Smith, Ga. R.L.S. no. 2921 THIS BLOCK RESERVED FOR THE CLERK SUPERIOR COURT NOTE:
THIS SURVEY HAS BEEN PREPARED FOR THE EXCLUSIVE USE OF THE PERSON(S)
OR ENTIRES NAMED HEREON. NO EXPRESSED OR IMPUED WARRANTIES WITH RESPECT
OF THE INFORMATION SHOWN HEREON IS TO BE EXTENDED TO ANY PERSON(S) OR
ENTIRES OTHER THAN THOSE SHOWN HEREON. PINEHURST HOMES LLC
PINEHURST HOMES LLC
PINEHURST HOMES LLC
PINEHURST SON STREET
SON APRELING
TAX 4122 PG 235
DB 66, PG 26

N 72"25'23"E

N 72"25'23"E 
 Curve
 Radius
 Length
 Chord
 Chord Bear.

 C1
 1514.20'
 187.88'
 187.76'
 N 17"07'21" E
 3/4°0TP 50 STREET SITE DATA: 311E DAIN: 1) CURRENT ZONING IS R1 AND P. 2) PROPOSED USE IS RESIDENTIAL. 3) PROPOSED 14 LOTS. 4) MINIMUM HEATED FLOOR SPACE IS 1,300 SQ.FT. EXISTING HOUSE TO BE REMOVED 5) MAXIMUM BUILDING HIEGHT IS 35 FEET. 6) MINIMUM BUILDING WIDTH IS 24 FEET. 7) MAXIMUM DENSITY IS 5 UNITS PER ACRE, PROPOSED DENSITY IS 3.5 UNITS PER ACRE. 8) MAXIMUM LOT COVERAGE IS 40%. 9) MINIMUM 2 PARKING SPACES PER DWELLING. **LEGEND** REBAR FOUND

ROON PIN SET WITH CAP STAMPED "ALCOVY"

CONCRETE MONUMENT FOUND

OPEN TOP PIPE

CROWLED TOP PIPE

PROPERTY LINE

BUILDING SETBACK LINE

BUILDING SETBACK LINE

BUILDING SETBACK LINE

CAPITE LINE

CORREA MULTIN BUSTRICT

TELMONDARY BENCH MARK

RADIUS

CHAPT

CHAPT

MONUMENT

ROUND

CHAPT

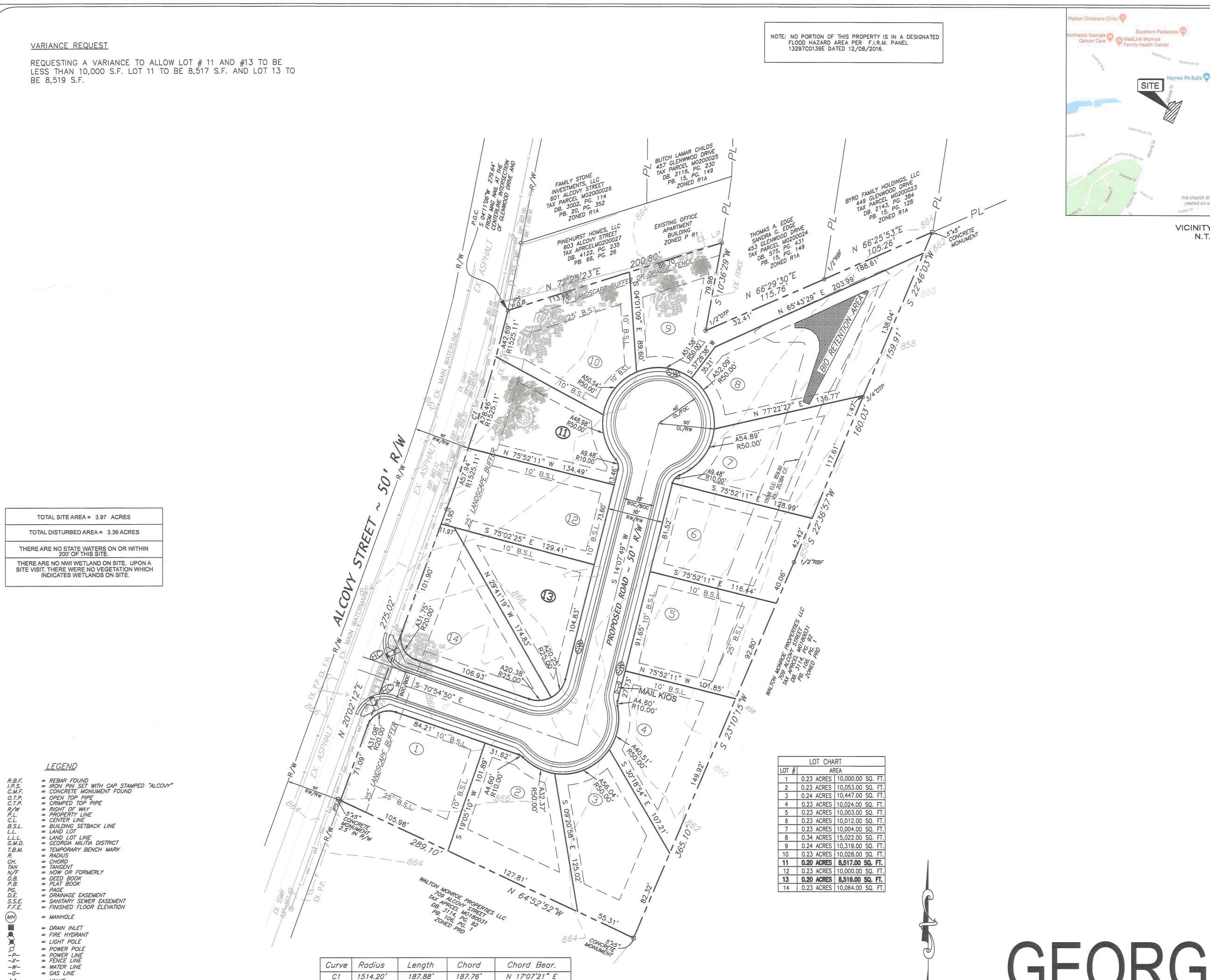
OFF FORMERTY

DEED BOOK

PLAT BOOK

PAGE

PAGE 3.970 ACRES GRAPHIC SCALE - FEET A TOPCON 225 TOTAL STATION WAS USED MEASUREMENTS USED IN THE PREPARATION = MANHOLE = DRAIN INLET
= FIRE HYDRANT
= LIGHT POLE
= POWER POLE
= POWER LINE
= FENCE LINE
= WATER LINE
= GAS LINE
= VALVE PLAT IS BASED HAS A CLOSURE PRECISION OF ONE FOOT IN 60,167 REZONING PLAT FOR: FEET AND AN ANGULAR ERROR OF O" PER ANGLE POINT, AND WAS ADJUSTED USING PINEHURST HOMES, LLC IN THE CITY OF MONROE, TAX PARCEL MO200028 & M0200027 No. 2921 PROFESSIONAL NOTE: NO PORTION OF THE PROPERTY SHOWN HEREON IS IN A DESIGNATED FLOOD HAZARD AREA, FIELD WORK DATE: 1/9/18 DATE OF PLAT PREPARATION: 1/11/18 THIS MAP OR PLAT HAS BEEN CALCULATED - WELL FOR CLOSURE AND IS FOUND TO BE ACCURATE WITHIN ONE FOOT IN 352,793 FEET. ACCORDING TO THE F.I.R.M. NO. 13297C0139E DATED 12/8/2016 LAND LOT(S) 37 WALTON COUNTY, GEORGIA 3rd DISTRICT ALCOVY SURVEYING AND ENGINEERING, INC. | SCALE: 1" = 40' 2205 Hwy. 81 S., LOGANVILLE, GA. 30052 Phone 770-466-4002 - LSF #000759 JOB NO. 17-178



= VALVE

= WELL

(DISTANCE) = DEED OR PLAT CALL P.O.C. = POINT OF COMMENCEMENT P.O.B. = POINT OF BEGINNING

C2 125.00'

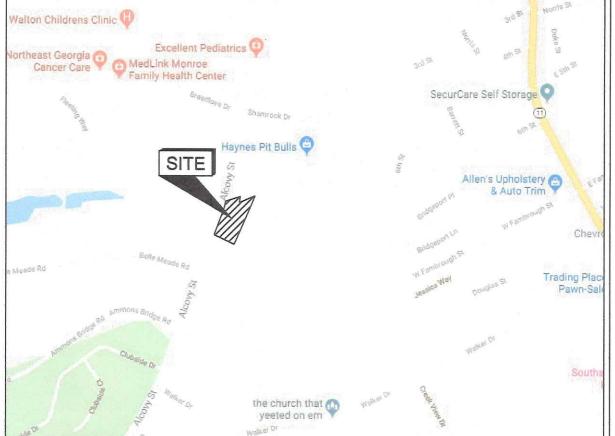
C2 | 125.00' | 124.30'

207.16'

184.25

N 61°36'29" E

110.55' N 61°36'29" E



VICINITY MAP N.T.S.

www.Georgia811.com

SURVEYING & ENGINEERING, INC.

P.O.C. TIP HUYNH, P.E. 2205 Highway 81 South Loganville, Georgia 30052 Phone: 770-466-4002 Fax: 770-466-4296 tip@alcovyse.com

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SITE PLAN

PROPOSED **BIRCHFIELDS ON ALCOVY** 

PARCEL: M0200027 & M0200028

LAND LOT: 37

DISTRICT: 3RD

603-606 ALCOVY STREET

CITY OF MONROE, GA

DATE: 08/06/2020

SCALE: 1"=40'

OWNER / DEVELOPER

PINEHURST HOMES, LLC. 992 HOLLY HILL ROAD MONROE, GA. 30655

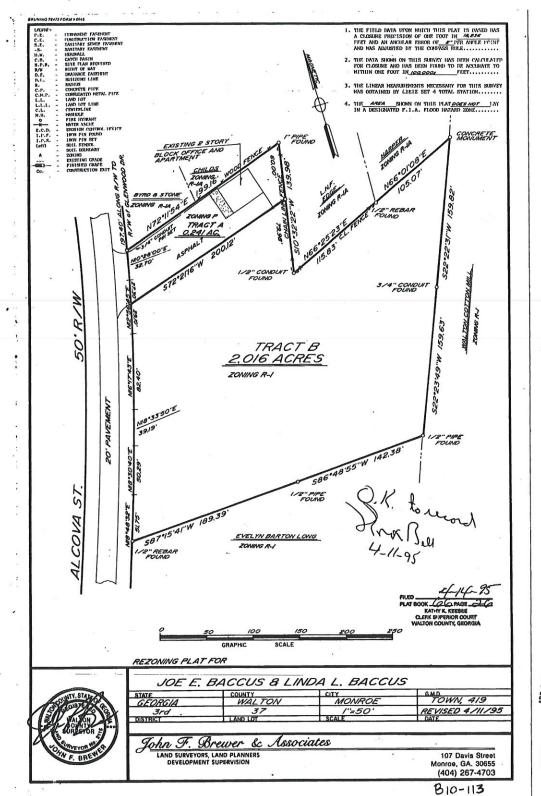
**DUANE WILSON** 404-427-7920 duane.wilson@mcfa.com

24 HOUR - EMERGENCY CONTACT **DUANE WILSON** 404-427-7920 duane.wilson@mcfa.com

		REVISIONS	1
NO.	DATE	DESCRIPTION	
1	9/2/20	CITY & GSWCC COMMENTS	
		RECEIVED	
		OCT 3 0 2020	
		BY:	

JOB No. 17-178

C-1.2



GROORDED: APR 14 1995, 19 KATHY K. KEESEE, CLERK

# NOTICE TO THE PUBLIC CITY OF MONROE

The City of Monroe has received a request for a variance of Article VII; Section 700.1; Table 11 lot size of the Zoning Ordinance for 603 & 606 Alcovy St. A public hearing will be held on December 15, 2020 before the Planning & Zoning Commission, at 5:30 P. M.

The City of Monroe has received a request for variance of Article VII; Section 700.1; Table 11 lot size of the Zoning Ordinance for 603 & 606 Alcovy St. A public hearing will be will be held on January 12, 2021 before the Mayor and Council, at 6:00 pm.

The meeting will be held in City Hall Meeting Room, 215 North Broad Street. All those having an interest should be present.

Please run on the following date:

November 22, 2020



To:

Planning and Zoning / City Council

From:

Patrick Kelley

Department:

Planning, Zoning, Code and Development

Date:

11-16-2020

**Description:** 

132 Pinecrest Dr. Request for variance of the second front setback requirement on a corner

lot from 30' to 10'

**Budget Account/Project Name: NA** 

Funding Source: 2020 NA

**Budget Allocation:** 

NA

**Budget Available:** 

NA

Requested Expense:

\$NA

Company of Purchase:

Since 1821

**Recommendation:** Approve a reduction to the maximum possible setback with the house set against the Eastern property line(bottom of lot on the drawing). Approximately 18-19' off of Pine Circle as would be determined by a survey with the footprint so situated.

**Background:** The future property owner wishes to situate a home plan on this lot that will require a variance to do so. The adjacent property on Pine Circle is an existing non-conforming property which is much closer to the road than the required setback. This variance as recommended would not significantly impair the intent of the ordinance and would give equity based on the average setback in this block section without adversely effecting the intent of the code or neighboring properties.

**Attachment(s):** Application and supporting documents.



#### City of Monroe 215 N. Broad Street Monroe, GA 30655

(770)207-4674

Plan Report

Plan NO.: VAR-000082-

Plan Type: Variance

Work Classification: Variance

Plan Status: In Review

Apply Date: 11/12/2020

**Expiration:** 

Location Address	Parcel Num	ber	
132 PINECREST DR, MONROE, GA 30655	M007010	7	
Contacts			
Mary Susan Walden 136 PINECREST DR, MONROE, GA 30655	Owner MARY LYNN	THOMAS ld Dr, Bogart, GA 30622	Applicant
(770)267-5026	1441 Oldlie		mlt51@mac.com
		1	
Description: REQUEST FOR VARIANCE OF ARTICLE VII, SECT P&Z MTG 12/15/2020 @5:30 PM & COUNCIL MTG 1/12/20		Valuation:	\$ 0.00 0.00
ST		Total Sq Feet:	0.00
Fees Amount	Payments	Amt Paid	
Single Family Rezone or Variance Fee \$100.00  Total: \$100.00	Total Fees Check # 3185	<b>\$100.00</b> \$100.00	
Total: \$100.00	Amount Due:	\$0.00	
<u>Condition Name</u> <u>Description</u>		Comments	
4			
Debbre Gelber		Nove	mber 12, 2020
Issued By:			Date
Plan_Signature_1			Date

Plan\_Signature\_2

Date



Variance/Conditional Use Application
Application must be submitted to the Code Department 30 days prior to the Planning & Zoning
Meeting of: <u>December 2026</u>
Your representative must be present at the meeting
Street address 135 Pine Crest (Survey enclosed) Council District 1 M7 Map and Parcel # 107  Zoning R1 Acreage .676 Proposed Use Residential Single Tamiy Road Frontage 106 ft. / on Pine Crest DR (street or streets)
Applicant  Name Mary "Lynn" Thomas  Address 1441 Oldfield DR., Bogart, GA  Phone # 770-714-5080  Owner  Name Mary Susan Walden  Address 136 Pine Crest DR, Monrue  Phone # 770-267-5026
Request Type: (check one) Variance <u>of</u> Conditional Use <u>o</u>
Nature of proposed use, including without limitation the type of activity proposed, manner of operation, number of occupants and/or employees, hours of operation, number of vehicle trips, water and sewer use, and similar matters:  A reduction of 20' in the set back on Pine Circle for Single Family Residence
State relationship of structure and/or use to existing structures and uses on adjacent lots;  Residential - Single Family Homes
State reason for request and how it complies with the Zoning Ordinance section 1425.5(1)-(10) & 1430.6(1)-(8):  See Exhibit "A"
State area, dimensions and details of the proposed structure(s) or use(s), including without limitation, existing and proposed parking, landscaped areas, height and setbacks of any proposed buildings, and location and number of proposed parking/loading spaces and access ways:  Requesting a reduction of the Set back on Pine Circle from 30' to 10'  Refer to survey for area dimensions and other details as Exhibit "C"
State the particular hardship that would result from strict application of this Ordinance:  Could not proceed building house as planned
Check all that apply: Public Water:   Well: Public Sewer: Septic: Electrical: Gas: Gas: V

For any application for an overlay district, a Certificate of Appropriateness or a letter of support from the Historic Preservation Commission or the Corridor Design Commission for the district is required.

Documents to be submitted with request:  Recorded deed  Survey plat  Site plan to scale  Proof of current tax status	Application Fees: \$100 Single Family \$300 Multi Family \$200 Commercial	
Each applicant has the duty of filing a disclosure report of fifty dollars (\$250.00) or more has been given to an office		ACT TO SECURE AND ACT OF THE PROPERTY OF THE P
The above statements and accompanying materials are department personnel to enter upon and inspect the proordinance and the development regulations.		FIG. 50 SARRIA DIN DE
Signature Mary Jym Themas Date:	11-10-20	
PUBLIC NOTICE WILL BE PLACED A SIGN WILL NOT BE REMOVED	ND REMOVED BY THE CODE DEPARENCE OF THE COUNCIL MEET	
*Property owners signature if not the applicant		NINE W JAMES
Signature Many Sum Walder	-Pate: 11-10-20	OBG AND THE
Notary Public Commission Expires: January 25th, 2021	Date: 1(~10~20	ON COUNTY OF
I hereby withdraw the above application: Signature		Date

The setback reduction would allow the desired house plan to be positioned on the property without encroaching on, or being too close to the existing adjacent property.

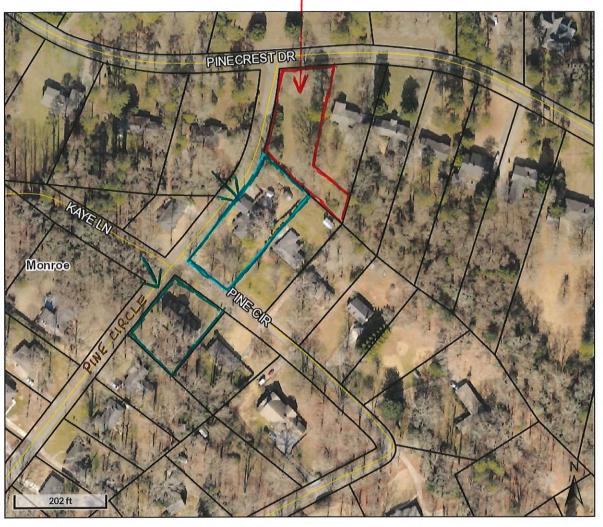
The proposed setback reduction fully complies with the zoning ordinance standards 1425.5 (1) - (10) in the following manner:

The proposed setback reduction is compatible with the community development pattern, specifically noting that other homes on Pine Circle, especially those directly behind the subject property, have reduced setbacks and do not meet the current code setbacks of 30 (thirty) feet. (See EXHIBIT "B"). The proposed residential home with the reduced setback will not be detrimental to the adjacent properties, specifically to the adjacent property on Pine Crest, since the reduction in the setback would allow more room on that side of the subject property. The proposed setback reduction would not be injurious to the natural environment, and would not be detrimental to the general neighborhood, or other property in the immediate vicinity, but rather will enhance the value and esthetics of the surrounding neighborhood. Furthermore, it will not significantly increase congestion or traffic hazards, and, public utilities and facilities are adequate for its use. It would not have a "domino" effect as this is an established neighborhood and there are few empty lots remaining.

The proposed setback reduction also meets the standards as set forth in Section 1430.6 (1) - (8), especially #7, in that the request is consistent with the construction and design standards and criteria currently adopted and in place within the city of Monroe.

# <u>EχΗΙΒΙΤ "Β"</u> **qPublic.net**™ Walton County, GA

SUBJECT PROPERTY



Overview

Legend

☐ Parcels

Parcel ID M0070093
Class Code Residential
Taxing District Monroe
Acres 0.53

114 MC

Owner

PERRY DEBORAH J 114 PINE CIRCLE MONROE, GA 30655

Physical Address 114 PINE CIR Appraised Value Value \$176230 Last 2 Sales

 Date
 Price
 Reason
 Qual

 4/22/2003
 0
 UI
 U

 2/27/2002
 \$112900
 FM
 Q

(Note: Not to be used on legal documents)

Date created: 11/10/2020 Last Data Uploaded: 11/10/2020 6:36:08 AM



# WARRANTY DEED

STATE OF GEORGIA COUNTY OF WALTON

This Indenture made this 26th day of July, in the year Two Thousand One, between WALTER M. WELLMAN, III , of the County of Walton, State of Georgia, as party or parties of the first part, hereinunder called Grantor, and MARY SUSAN WALDEN, as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other good and valuable considerations in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, allened, conveyed and confirmed, and by these presents does grant, bargain, sell, allen, convey and confirm unto the said Grantee,

All that tract or parcel of land, together with all improvements thereon, situate, lying and being in the State of Georgia, County of Walton, City of Monroe, located in Land Lot 38, 3rd Land District, Town G.M.D. 419, containing 1.305 acres located at the Southeasterly corner of the intersection of Pine Crest Drive and Pine Circle according to a survey entitled "Survey for Lawrence W. Benson," prepared by Sims Surveying Co., certified by Kenneth C. Sims, Georgia Registered Land Surveyor No. 1783, dated August 4, 1981, recorded in Plat Book 28, page 112, Clerk's Office, Walton Superior Court, reference to said plat of survey and the record thereof being hereby made for a more complete description.

Said property is conveyed subject to restrictions set forth in Deed Book 130, page 410, Walton County Records.

Being the same property conveyed to the Grantor, herein, by Warranty Deed dated July 27, 2000, recorded in Deed Book 1112, page 22, Walton County Records.

The dwelling situate upon said tract or property is known and designated as 136 Pine Crest Drive according to the present system of numbering residences in the City of Monroe, Walton County, Georgia.

This Deed is given subject to all easements and restrictions of record, if any.

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 Grantee forever in FEE SIMPLE.

AND THE SAID Grantor 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 has hereunto set grantor's hand and seal this day and year first above written.

Signed, sealed and delivered in the presence of:		
Witness	Weth IL	(Seal)
Notary Public		(Seal)
PUBL PON COUNTY		(Seal)
commentary.		(Saal)

#### BK:119 PG:72-72

Filed and Recorded Nov-13-2020 12:07 PM DOC# 2020 - 000328 KAREN P. DAVID CLERK OF SUPERIOR COURT WALTON COUNTY, GA Participant ID: 9566767899

SURVEYOR'S CERTIFICATE AS REQUIRED BY SUBSECTION (D) OF O.C.G.A. SECTION 15-6-67, THIS PLAT HAS BEEN PREPARED BY A LAND SURVEYOR AND APPROVED BY ALL APPLICABLE LOCAL JURISDICTIONS FOR RECORDING AS EVIDENCED BY APPROVAL CERTIFICATES, SIGNATURES, STAMPS, OR STATEMENTS HEREON. SUCH APPROVALS OR AFFIRMATIONS SHOULD BE CONFIRMED WITH THE APPROPRIATE GOVERNMENTAL BODIES BY ANY PURCHASER OR USER OF THIS PLAT AS TO INTENDED USE OF ANY PARCEL. 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 15-6-67.

10/19/2020 JOHN F. BREVER, III. PLS#2905 DATE

NO. 2905

# CURVE TABLE

CURVE #	CHORD	BEARING	RADIUS.	ARC LEN	OTH CHORD LENGTH
C1.	N 85'5	9'31" E	1590.53	106.04	106,02
C2	N 89'4	2'39" E	1590.53	100.43	100.41
°C3	N 14'5	5'34" E	699,63	89.76	89.70'

120 SCALE I" = 60'

REFERENCES: **DEED BOOK 1417 PAGE 338** PLAT BOOK 28 PAGE 112

OWNER OF RECORD: MARY SUAN WALDEN 136 PINE CREST DR MONROE, GA 30655

THE FOLLOWING GOVERNMENTAL BODIES HAVE APPROVED THIS MAP, PLAT, OR PLAN FOR FILING!

DATE: 11-13-2020

THE APPROVAL SIGNATURES ABOVE WERE NOT IN PLACE WHEN THIS SURVEY WAS ISSUED, AND ARE TO BE PROPERLY OBTAINED PRIOR TO RECORDING:

# SURVEY LEGEND

- DEED BOOK
- DRAINAGE EASEMENT - PLAT BOOK
- B.S.L. BUILDING SETBACK LINE
- CMF CONCRETÉ MONUMENT FOUND
- IPF IRON PIN FOUND
- IPS IRON PIN SET (5/8" REBAR)
  OTP OPEN TOP PIPE
- OTP OPEN TOP PIPE POC POINT OF COMMENCEMENT
- R/W RIGHT-OF-WAY
- POINT OF BEGINNING
- PROPERTY CORNER FOUND
- PROPERTY CORNER
- CONCRETE MONUMENT
- ELEVATION BENCHMARK
- DELTA (SURVEY CONTROL). ÇO (CLEANOUT)
- (FIRE HYDRANT) 8 SSMH (SANITARY SEWER MANHOLE)
- (WATER METER) W. (WATER VALVE)
- O UTILITY POLE
- OVERHEAD UTILITY W. - UTL
- OVERHEAD POWER --- V OVERHEAD TELEPHONE ----
- FLOODPLAIN FP SS --WATERLINE --nun www. Winnis

HORIZONTAL DATUM IS GRID NORTH, GEORGIA STATE PLANE, WEST ZONE AND VERTICAL DATUM IS NAVD88, ESTABLISHED ON-SITE NETWORK GPS OBSERVATIONS WITH A LEICA GS16 GNSS RTK RECEIVER.

SURVEY NOTES:

FIELD INFORMATION FOR THIS SURVEY WAS OBTAINED WITH

A 3-SECOND LEICA TS16 TOTAL STATION INSTRUMENT.

THE FIELD DATA UPON WHICH THIS PLAT IS BASED UPON SUBJECT PROPERTY IS LOCATED WITHIN AREAS HAVING ZONE HAS A CLOSURE PRECISION OF ONE FOOT IN 46,524 FEET, DESIGNATIONS OF "ZONE X", DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN BY THE SECRETARY AND AN ANGULAR ERROR OF 2" PER ANGLE POINT, AND WAS ADJUSTED USING COMPASS RULE. THIS PLAT HAS BEEN OF HOUSING AND URBAN DEVELOPMENT, ON FLOOD CALCULATED FOR CLOSURE AND IS FOUND TO BE ACCURATE INSURANCE RATE MAP NO. 13297CO136E WITH AN WITHIN ONE FOOT IN 104,439 FEET BY MAP CHECK: EFFECTIVE DATE OF 12/8/2016 FOR COMMUNITY NUMBER 130227, CITY OF MONROE, WALTON COUNTY, GEORGIA.

> THIS SURVEY WAS PERFORMED WITHOUT A TITLE COMMITMENT AND MAY BE SUBJECT TO LEASES, EASEMENTS, AND RESTRICTIONS OF RECORD NOT REFLECTED UPON THIS

FIELDWORK COMPLETED: 10/7/2020.

THIS SURVEY COMPLIES WITH BOTH THE RULES OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND THE OFFICIAL CODE OF GEORGIA ANNOTATED (OCCA) 15-6-67 AS AMENDED BY HB1004 (2016), IN THAT WHERE A CONFLICT EXISTS BETWEEN THOSE TWO SETS OF SPECIFICATIONS, THE REQUIREMENTS OF LAW PREVAIL.

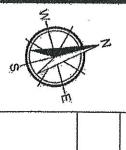
THE CERTIFICATION, AS SHOWN HEREON, IS PURELY A STATEMENT OF PROFESSIONAL OPINION BASED ON KNOWLEDGE, INFORMATION AND BELIEF, AND BASED ON EXISTING FIELD EVIDENCE AND DOCUMENTARY EVIDENCE AVAILABLE. THE CERTIFICATION IS NOT AN EXPRESSED OR IMPLIED WARRANTY OR GUARANTEE.

NO EXISTING NATIONAL GEODETIC SURVEY MONUMENT WAS FOUND TO BE WITHIN 500' OF SUBJECT PROPERTY.

BEING A DIVISION OF TAX PARCEL MO070107. ZONED R1.

THE SUBJECT PROPERTY IS NOT LOCATED WITHIN THE HISTORICAL DISTRICT.

TOTAL AREA = 1,248 ACRES



S

THOM

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MARY

CONNELL

DOTTI

eerin

MINOR SUBDIVISION SURVEY FOR

20337 PROJECT NO:

10/19/2020

DATED

GEORG DISTRICT

136 PINECREST DR
LAND LOT 38, 3RD DIS
CITY OF MONROE
WALTON COUNTY, (

10-6411 Oneta St. P. (706)

der a reasy for early de se e	PINE CIRCLE - 50' R/W (26' PAVED)	is a second
M.	R/ (P)	W INT. S
PERRY TAX PARCEL MO070093	1PF C3 N 12'34'10" E 110.01 5/8" REBAR 6.53' BACK	PINEOREST
DB 1660 PG 236 PB 51 PG 75 ZONED R1	FENCE TO BE RELOCATED TRACT#1 29454 S.F. 0.676 ACRES PROCEST	REST OF
THE LEASE STATE OF THE STATE OF	N 13'19'06" E: 228.66'	1 IPS 1
WHITLEY  TAX PARCEL M0070092  DB 985 PG 1109  PB 3 PG 318  ZONED R1	Y - X - FENCE X IRACT#2	80. R.W.
55,16t IPS: 1	0.572 ACRES   CONC. DRIVE   CONC. DRIVE   297,24	DRIVE P
MURRAY & HANKS LLC   PF TAX PARCEL M0070091   AXUE DB 3926 PG 499 PB 14 PG 169   ZONEO R1	\$ 14'33'26" W 352.40' —9.73'  KNOTTS	IPF AXLE 2,19' BACK
1	TAX PARCEL MOD70108  DB 3434 PG 19  PB 24 PG 113  ZONED R1	

# **2020 Property Tax Statement**

Tax Commissioner 303 South Hammond Drive STE 100 Walton County Government Building Monroe, Georgia 30655

Ph: 770-266-1736, Fax: 770-267-1416

WALDEN MARY SUAN 136 PINE CREST DR MONROE, GA 30655

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

Bill No. Due Date		Current Due	Prior Payment	Back Taxes	*Total Due*	
2020-39775	11/15/2020	\$0.00	\$3452.71	\$0.00	Paid 11/13/2020	

Map: M0070-00000-107-000 Location: 136 PINECREST DR Account No: 795500 010

The Tax Commissioner is the tax collector and is not responsible for values nor for rates. If you feel the assessed fair market value of your property is incorrect, please contact the Tax Assessors office at 770-267-1352.

Payments made after the due date are subject to interest and penalties governed by Georgia Code. State law requires all tax bills to be mailed to owner of record on January 1st. If property has been sold, please contact our office.

Tax Commissioner 303 South Hammond Drive STE 100 Walton County Government Building Monroe, Georgia 30655

Ph: 770-266-1736, Fax: 770-267-1416



Tax Payer: WALDEN MARY SUAN

Map Code: M0070-00000-107-000 Real

Description: 1.31AC

Location: 136 PINECREST DR Bill No: 2020-39775

<b>Building Value</b>	Land Value	Acres	Fair Market	Value Due	Date	Billing Date	Paymen throu		Exemptions
0.00	0.00	1.3100	\$248,500.	00 11/1	5/2020	08/18/2020			
Entity	у	Adjusted FMV	Net Assessment	Exemptions	Taxable Value	e Millage Rate	Gross Tax	Credit	Net Tax
CITY TAX		\$0	\$99,400	\$0	\$99,400	0.007588	\$1,222.92	-\$468.67	\$754.25
COUNTY .		\$0	\$99,400	\$42,315	\$57,08	5 0.010677	\$771.28	-\$161.78	\$609.50
SCH BOND		\$0	\$99,400	\$0	\$99,400	0.002300	\$228.62	\$0.00	\$228.62
SCHOOL		\$0	\$99,400	\$2,000	\$97,400	0.019100	\$1,860.34	\$0.00	\$1,860.34
TOTAL	LS					0.039665	\$4,083.16	-\$630.45	\$3,452.71
State law requires all tax bills to be mailed to the owner of record on January 1st. If property has been sold, please contact our office.  This bill is not sent to your mortgage company. If you have an escrow account, please forward a copy of this bill to your mortgage company.  We encourage you to pay by mail or on our website at www.waltoncountypay.com  Certain persons are eligible for certain homestead exemptions from ad valorem taxation. In addition, certain elderly persons are entitled to additional homestead exemptions. Applications must be filed by April 1st.  Current Due \$3,452.71  Discount \$0.00  Penalty \$0.00  Other Fees \$0.00  Other Fees \$0.00  Previous Payments \$3,452.71  Back Taxes \$0.00  Total Due \$0.00							\$0.00 \$0.00 \$0.00 \$0.00 \$3,452.71 \$0.00		
For eligibility requirements regarding exemptions or questions about your value, contact the Tax Assessors office at 770-267-1352.							11/13/2020		

- (d) specific sections of this Ordinance which would cause hardship;
- (e) characteristics of property relating to its size, shape or topography that prevent compliance with this Ordinance;
- (f) the particular hardship that would result from strict application of this Ordinance;
- (g) for any application for an overlay district, a Certificate of Appropriateness or a letter of support from the design review board (i.e. Historic Preservation Commission, Corridor Design Commission) for the district; and,
- (h) any other information as may be reasonably required by the Code Enforcement Officer.
- (2) <u>Filing Fee.</u> All applications for variance shall be accompanied by payment of a non-refundable fee as established by the Fee Schedule.
- (3) <u>Disclosure Report.</u> The requirements of Section 1450 apply.
- (4) <u>Withdrawal of Variance Application.</u> Any application may be withdrawn once at any time at the discretion of the applicant without prejudice, upon written notice to the Code Enforcement Officer, prior to a decision by the Council.

1430.3 Notice Procedure. The requirements of Section 1440 apply.

<u>1430.4 Planning Commission Hearing and Recommendations.</u> The Planning Commission shall consider the standards in Section 1430.6 prior to making any recommendation. Hearings shall comply with Section 1445.

1430.5 City Council Hearing and Decision. Before taking action on a variance application, the Council shall hold a public hearing in accordance with Section 1445, and shall consider the standards in Section 1430.6. At the conclusion of the public hearing, the Council application, approve with modifications or conditions, or defer a decision until a specific

#### 1430.6 Standards for Variance Application Decisions.

When considering an application for a variance, the Council and the Planning Commission should consider the following issues in regards to the subject property and requested variance:

- (1) Whether there are extraordinary and exceptional conditions pertaining to the subject property because of size, shape, or topography;
- (2) Whether the literal application of this Ordinance would create an unnecessary hardship;
- (3) Whether the variance would not cause substantial detriment to public good or impair the purposes or intent of this Ordinance:
- (4) Whether a variance will not confer upon the property of the applicant any special privilege denied to other properties in the district;
- (5) Whether the special circumstances surrounding the request for the variance are not the result of acts by the applicant;
- (6) Whether the variance is not a request to permit a use of land, buildings, or structures which is not permitted by right or by conditional use in the district;
- (7) Whether the zoning proposal is consistent with the construction and design standards and design criteria adopted by the City of Monroe; and,
- (8) Whether the variance is the minimum variance that will make possible an economically viable use of the land, building, or structure

#### Section 1440 Notice Provisions.

Whenever a public hearing is required under this Ordinance, posted and published notice shall be given as provided for in this Section.

ARTICLE XIV

City of Monroe, Georgia

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**ZONING ORDINANCE** 

#### 1440.1 Published Notice.

Planning Commission Hearing. A public notice shall be published in the official legal organ of Walton County, Georgia, or in a newspaper of general circulation in Monroe at least fifteen (15) days and not more than forty-five (45) days prior to the scheduled meeting of the City of Monroe Planning Commission, stating that the Planning Commission will hold a hearing and stating the purpose, time, date, and location of the hearing, location of the property being considered, the present zoning classification, and a brief description of the nature of the requested action.

- 12) <u>rung ree.</u> An applications for conditional use shall be accompanied by payment of a non-rerundable ree as established by the Fee Schedule.
- (3) <u>Disclosure Report.</u> The requirements of Section 1450 apply.
- (4) <u>Withdrawal of Conditional Use Application.</u> Any application may be withdrawn once at any time at the discretion of the applicant without prejudice, upon written notice to the Code Enforcement Officer, prior to a decision by the Council.

1425.2 Notice Procedure. The requirements of Section 1440 apply.

<u>1425.3 Planning Commission Hearing and Recommendation.</u> The Planning Commission shall consider the standards in Section 1425.5 prior to making any recommendation. Hearings shall comply with Section 1445.

1425.4 City Council Hearing and Decision. Before taking action on a conditional use application, the Council shall hold a public hearing in accordance with Section 1445, and shall consider the standards in Section 1425.5. At the conclusion of the public hearing, the Council application, delete conditions and/or impose additional conditions, or defer a dec

1425.5 Standards for Conditional Use Application Decisions. A conditional use shall be approved only when it is determined based on the evidence presented at the public hearing that all of the following conditions have been met:

- (1) the proposed use will not be detrimental to adjacent properties or the general neighborhood, the proposed use will not significantly adversely affect public health, safety, morality and welfare, and the proposed use as designed will minimize adverse effects on the surrounding neighborhood;
- (2) applicable standards in Article X have been met;
- (3) the proposed use is consistent with the Comprehensive Plan, and the conditional use is compatible with the community development pattern;
- (4) a rezoning to allow the requested use as a permitted use would not be appropriate;
- (5) the proposed use will not be injurious to the natural environment or the other property in the immediate vicinity, or unconstitutionally diminish property values within the surrounding neighborhood;
- (6) off-street parking and loading, and access thereto, will be adequate;
- (7) public facilities and utilities are capable of adequately serving the proposed use, and the use would not lead to a major negative change in existing levels of public service, or fiscal stability;
- (8) the use will not be an extension of a use which will cause a damaging volume of (a) agricultural, (b) commercial,
  - (c) industrial, or (d) higher density residential use into a stable neighborhood of well-maintained single-family homes, nor likely lead to decreasing surrounding property values, neighborhood deterioration, spreading of blight, or additional requests of a similar nature which would expand the problem;
- (9) the use would not significantly increase congestion, noise, or traffic hazards; and,
- (10) granting this request would not have a "domino effect," in that it becomes the opening wedge for further rapid growth, urbanization or other land-use change beyond what is indicated in the Comprehensive Plan

#### Section 1430 Variances.

The City Council may in specific cases approve a variance from the terms of this Ordinance as will not be contrary to the public interest where, due to special circumstances, a literal enforcement of the Ordinance will in an individual case, result in unnecessary hardship, so that the spirit of the Ordinance shall be observed, public safety and welfare secured, and substantial justice done. A non-conforming use of neighboring land, buildings, or structures in the same district or permitted or non-conforming uses in other districts shall not constitute a reason for the requested variance.

<u>1430.1</u> Use Variance Prohibited. No variance may be granted that would permit a use not permitted by right or as a conditional use in the district.

#### 1430.2 Application Procedure.

(1) Application Contents. Each application for a variance must be submitted to the Code Enforcement Officer at

ARTICLE XIV

# NOTICE TO THE PUBLIC CITY OF MONROE

The City of Monroe has received a request for a variance of Article VII; Section 700.1; Table 11 setbacks of the Zoning Ordinance for 132 Pinecrest Dr. A public hearing will be held on December 15, 2020 before the Planning & Zoning Commission, at 5:30 P. M.

The City of Monroe has received a request for variance of Article VII; Section 700.1; Table 11 setbacks of the Zoning Ordinance for 132 Pinecrest Dr. A public hearing will be will be held on January 12, 2021 before the Mayor and Council, at 6:00 pm.

The meeting will be held in City Hall Meeting Room, 215 North Broad Street. All those having an interest should be present.

Please run on the following date:

**November 22, 2020** 



To:

Planning and Zoning / City Council

From:

Patrick Kelley

**Department:** 

Planning, Zoning, Code and Development

Date:

11-16-2020

**Description:** 

201 Bold Springs Ave. Rezone request From PRD to B-2

**Budget Account/Project Name: NA** 

Funding Source: 2020 NA

**Budget Allocation:** 

NA

**Budget Available:** 

NA

Requested Expense:

\$NA

Company of Purchase: NA

Since 1821

**Recommendation:** Grant rezone request to the lowest business / commercial zoning classification B-1 that would accommodate the intended use expressed; which would be office space; per conversation with the owner. Should the applicant wish to have a lodging use in the future it could be granted conditionally in B1 zoning. This would prevent the use from habituating the property to that use for future owners but could be determined on a case by case basis by the City Council dependent upon the factors present at the time.

**Background:** This property is a former library for the old elementary school that is being redeveloped as a PRD. It has been vacant and dilapidating for some time. An adaptive reuse is a welcomed change from it's previous state.

Attachment(s): Application and supporting documents.



# City of Monroe

215 N. Broad Street Monroe, GA 30655 (770)207-4674

# Plan Report

Plan NO.: RZ-000083-2

083-4 32

Plan Type: Re-Zoning Request All Types
Work Classification: Request for Rezone

Plan Status: In Review

Apply Date: 11/13/2020

**Expiration:** 

Location	<b>Address</b>
----------	----------------

Parcel Number

201 BOLD SPRINGS AVE, MONROE, GA 30655

M0120082A00

Contacts

Mountain Creek Enterprises, Inc. 630 Riverbend RD, Monroe, GA 30655 Owner

(678)522-6560

Description: REQUEST FOR REZONE FROM PRD TO B 2 - P&Z MTG 12/15/2020 @ 5:30 PM - COUNCIL MTG 1/12/2021 @6:00 PM 215 N BROAD ST

Valuation: \$ 0.00
Total Sq Feet: 0.00

Fees	Amount
Commercial Rezone or Variance Fee	\$200.00
Total:	\$200.00

Payments	Amt Paid
Total Fees	\$200.00
Check # 6942	\$200.00
Amount Due:	\$0.00

**Condition Name** 

**Description** 

Comments

Nobri alken	November 13, 2020
Issued By:	Date
Plan_Signature_1	Date
Plan_Signature_2	Date



215 N Broad St Monroe GA 30655 (770)207-4674 dadkinson@monroega.gov

# REZONE/ANNEXATION APPLICATION FORM

PERMIT N	UMBER
I.	COUNCIL DISTRICT District #1
	MAPNUMBER 09161
	PARCEL NUMBER MOIZON 82 A DO
II.	PRESENT ZONING PRD_REQUESTED ZONING B-2
III.	ACREAGE 47 PROPOSED USE Office
IV.	OWNER OF RECORD Mushin Creek Enterprises Inc
	OWNER OF RECORD Mundain Creek Enterprises Inc.  ADDRESS 636 Riverburd Rd Marree 6A 30655
	E NUMBER 678-522-6566
The followi	ng information must be supplied by the applicant. (attach additional pages if needed)
V.	ANALYSIS:
1.	A description of all existing uses and zoning of nearby property  Adams property is the old school which is now owned by Grace Murrow The  end is reveal PCD. In addition by the Beast of Replaces is across the steet
2.	Description of the extent to which the property value of the subject property is diminished by the existing zoning district classification The property is uncertify rosed PFD for an existing the facility which is in consisted with the reads of the green.
3.	The existing value of the property contained in the petition for rezoning under the existing zoning classification
4.,	The value of the property contained in the application for rezoning under the proposed zoning Classification / / / / / / / / / / / / / / / / / / /

5.	A description of the suitability of the subject property under the existing zoning classification  An about the facility does not completely business  The facility of the people when the property of the people when the property of the people when the peo
6.	A description of the suitability of the subject property under the proposed zoning classification of the property  Black Respectively and the property of the
Rezoning/ Page Two	Annexation Application (2)
7.	A description of any existing use of property including a description of all structures presently occupying the property the property has been uninhable due to
8.	The length of time the property has been vacant or unused as currently zoned
9.	A detailed description of all efforts taken by the property owner(s) to use the property or sell the property under the existing zoning classification
Annlicatio	ns found to be incomplete or incorrect will be rejected. See the attached calendar for deadline

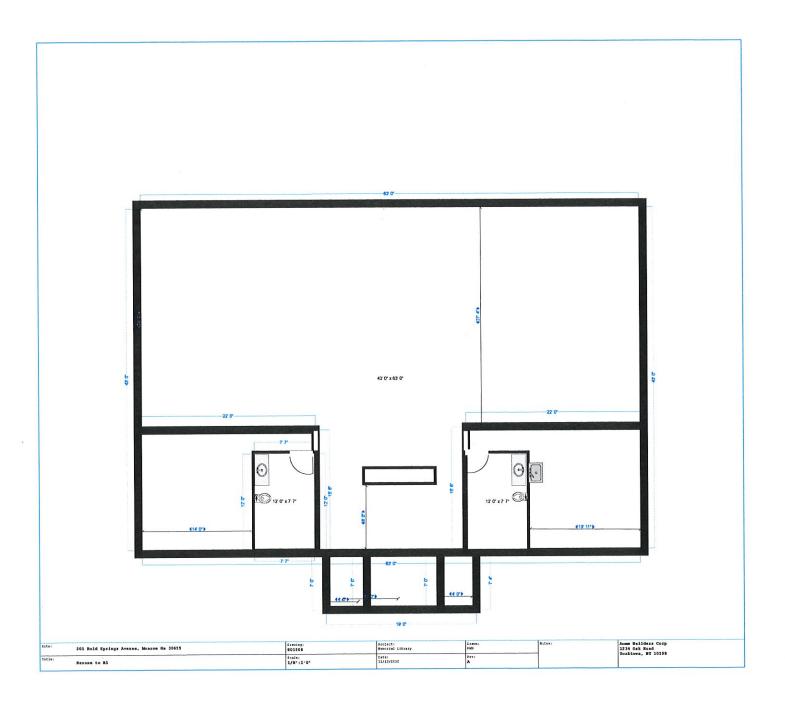
Applications found to be incomplete or incorrect will be rejected. See the attached calendar for deadline dates. It is the responsibility of the applicant and not the staff to ensure that a complete and accurate application is submitted.

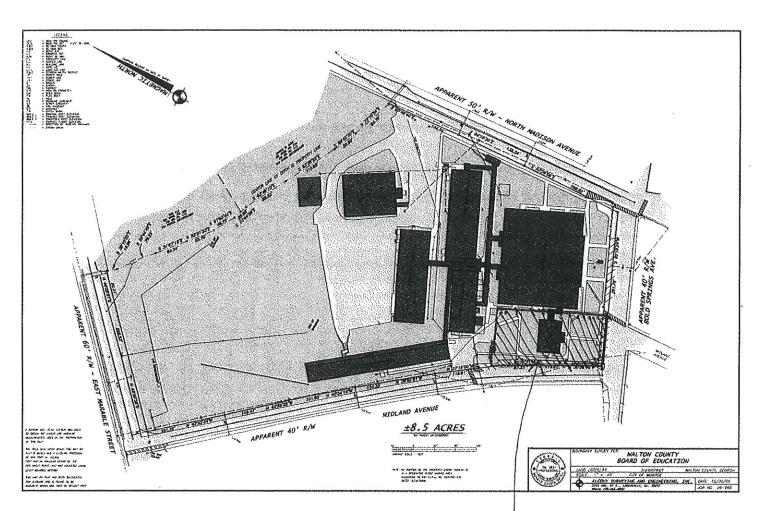
# **LEGAL DESCRIPTION OF PROPERTY**

See affadel Variaty Deed

Rezoning/Annexation Application Page Three (3)	
Wherefore, applicant prays that the procedures incident to the presentation of this petition be taken, a property be rezoned accordingly.	nd the
Owner of property (signature)	
Address 630 Riverbury R. Montee 6A 30655	
Phone Number 678-527-6560	
Attorney/Agent (signature)Address	
Phone Number	
Personally appeared before me the above applicant named who on oath sa he/she is the for the foregoing, and that all the above statements are true best of his her knowledge.	
for the foregoing, and that all the above statements are true best of his her knowledge.  (Notary Public) 11/13/20 (Date)	
he/she is the line with the show statements are true best of his her knowledge.	

Rezoning/Annexation Application Page Four (4)
What method of sewage disposal is planned for the subject property?
Sanitary SewerSeptic Tank
The following information must be included in the application material requesting an annexation or zoning change from PRD to B-2 located at 201 Bold Springs Adapte, containing 47 acre(s), property owner being Modeling (reck Edisprises) filed on 11/13/2020
CHECK LIST - APPLICATION MATERIAL
Application Fee (\$100.00 Application Fee Single Family Rezoning)  (\$300.00 Application Fee Multi Family Rezoning)  (\$200.00 Application Fee Commercial Rezoning)  (Application fee For Annexation is the same as a Rezone)
The completed application form (one original with original signatures)  Special Conditions made part of the rezoning/annexation request  Legal Description  Survey plat of property showing bearings and distances and:  abutting property owners  the zoning of abutting property  the current zoning of the subject property  Development Plan (two full size and one 11x17)  Site plan of the property at an appropriate scale  the proposed use  internal circulation and parking (proposed number of parking spaces)  landscaping minimum square footage of landscaped area  grading  lighting  drainage (storm water retention structures)  amenities (location of amenities)  buildings (maximum gross square footage and height of structures)  buffers
Additional information that may be required by the Code Enforcement Officer:
Monroe Utilities Network Availability Letter  Application Material-Section 1421.4 of the Zoning Ordinance outlines the specific items to be included on the site plan:





LIBRARY TRACT RETAINED BY SELLER

SELLER

PURCHASER

#### LIMITED WARRANTY DEED

STATE OF GEORGIA COUNTY OF WALTON

THIS INDENTURE made this 21st day of December, 2018, between SCHOOLBELL ONE, LLC, a Georgia limited liability company, as party or parties of the first part, hereinunder called Grantor, and MOUNTAIN CREEK ENTERPRISES, INC., a Georgia corporation, as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations in hand paid, at and before the sealing and delivery of these presents, the receipt 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.

All that tract or parcel of land, together with all improvements thereon, situate, lying and being in the State of Georgia, County of Walton, in the City of Monroe, located in Land Lot 64 of the 3rd District, being designated as Tract 2, containing 0.471 acres, more or less, according to a survey entitled, "Boundary Survey for: Grace Fellowship Church, Inc.," dated October 30, 2009, revised July 25, 2017, prepared by Alcovy Surveying and Engineering, Inc., certified by Ronald Calvin Smith, Georgia Registered Land Surveyor No.2921, recorded in Plat Book 113, page 108, Clerk's Office, Walton County Superior Court. Reference to said survey is hereby made and the same is incorporated herein for a more complete description of the property conveyed.

Said property being more particularly described as 201 Bold Springs Ave., according to the present system of numbering properties in the City of Monroe, Walton County, Georgia.

Map Parcel No.: M0120082A00

This Deed is given subject to all easements and restrictions of record.

**TO HAVE AND TO HOLD** the said tract or parcel of land, together 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 Grantee, forever in **FEE SIMPLE**.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the claims of all persons by, through and under the above named grantor.

IN WITNESS WHEREOF, Grantor has hereunto set grantor's hand and seal this day and year first above written.

Signed, sealed and delivered in the presence of:

Schoolbell One, LLC

1 BOANXO KAI

By: Edmond D. Carrell, III

(Seal)

**Unofficial Witness** 

Its: Member

Notary bublic

## **qPublic.net**™ Walton County, GA



Overview

Legend

Parcels

**Parcel Numbers** 

Parcel ID M0120082A00 Class Code Commercial Taxing District Monroe

Acres

0.47

Owner

MOUNTAIN CREEK ENTERPRISES INC 630 RIVERBEND ROAD

MONROE, GA 30655 201 BOLD SPRINGS AVE

Physical Address

Appraised Value \$95800

Last 2 Sales

 Date
 Price
 Reason
 Qual

 12/21/2018
 \$100000
 FM
 Q

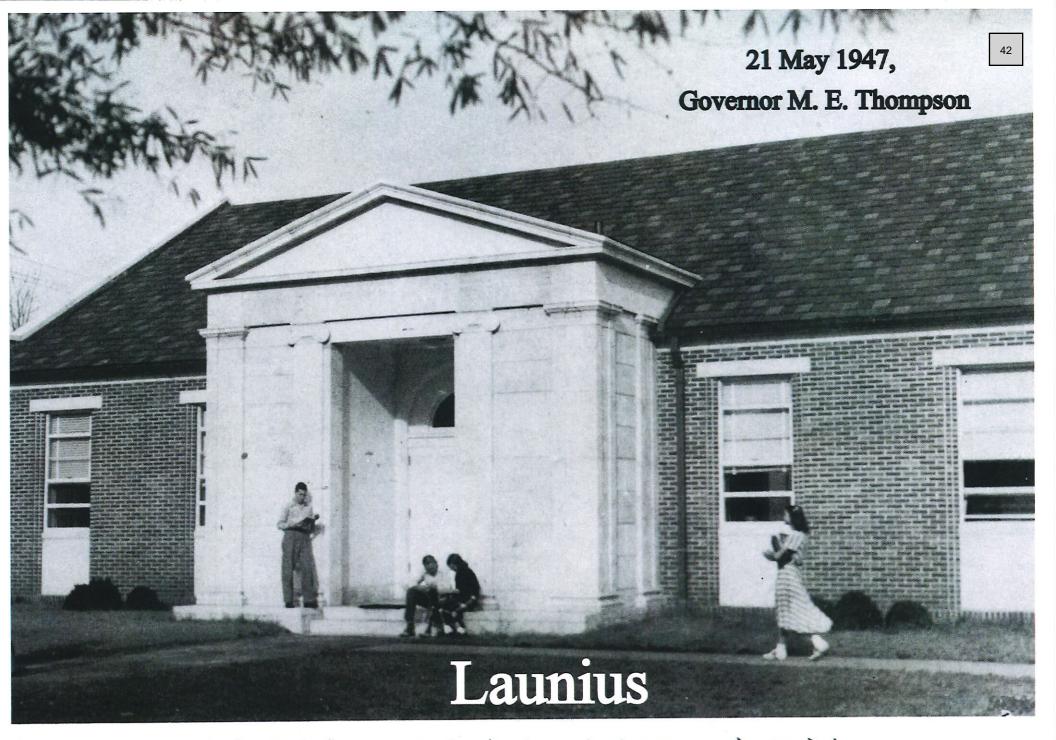
 7/19/2013
 \$175000
 UI
 U

(Note: Not to be used on legal documents)

Date created: 11/13/2020 Last Data Uploaded: 11/13/2020 6:45:06 AM

Developed by Schneider





# MEMORIAL LIBRARY





## NOTICE TO THE PUBLIC CITY OF MONROE

A petition has been filed with the
City of Monroe requesting the
property at 201 Bold Springs Ave. to
be rezoned from PRD to B2
A public hearing will be held before
the Monroe Planning and Zoning
Commission at City Hall Auditorium at
215 N. Broad Street on December 15, 2020
at 5:30 P.M. All those having an
interest should be present to voice
their interest.

A petition has been filed with the
City of Monroe requesting the
property at 201 Bold Spring Ave. to
be rezoned from PRD to B2
A public hearing will be held before
The Mayor and City Council
at the City Hall Auditorium at
215 N. Broad Street on January 12, 2021
at 6:00 P.M. All those having an
interest should be present to voice
their interest.

PLEASE RUN ON THE FOLLOWING DATE:

November 22, 2020



**To:** Planning and Zoning / City Council

From: Patrick Kelley

**Department:** Planning, Zoning, Code and Development

**Date:** 08-26-2020

**Description:** 919 Holly Hill Rd. A Conditional Use request for cottage food business

**Budget Account/Project Name: NA** 

Funding Source: 2020 NA

Budget Allocation: NA

Budget Available: NA

Requested Expense: \$NA Company of Purchase: NA

Recomm<mark>endat</mark>ion: Table for action by the City council on the text amendment request to allow cottage food business as a conditional use.

**Background:** This additional conditional use is under consideration by the Planning and Zoning Commission as well as the City Council as a text amendment to the City of Monroe Zoning Ordinance. If the use is to be approved, the first and second readings of the amending ordinance will be in the October and November City Council meetings, respectively. This will allow for consideration of this conditional use by P&Z for this request in October and consideration of the Conditional use subsequent to the second reading by the City Council in November. If this motion to amend is not to be considered for approval by the City Council this application will be withdrawn and the applicant will be refunded the fee for the conditional use application due to failure of the text amendment to have occurred.

**Attachment(s):** Application receipt, application and supporting documents



#### City of Monroe 215 N. Broad Street Monroe, GA 30655 (770)207-4674

**Plan Report** 

Plan NO.: RZ-000067-2020

Plan Type: Re-Zoning Request All Types

Work Classification: Conditional Use

Plan Status: In Review

Apply Date: 08/19/2020

**Expiration:** 

Location Address	1			
919 HOLLY HILL RD, MONROE, GA 30655				
Contacts				
JAMIE COX 919 HOLLY HILL RD, MONROE, GA 30655 (678)758-0203 doughandbatterll	Applicant lc@gmail.com			
Description: REQUEST FOR CONDITIONAL USE FOR IN HOME BAKERY IN R1 ZONE - MTG 9/15/20 @ 5:30 PM - COUNCIL MTG 10/13/20 @ 6:00 PM 215 N BROAD ST		Valuation:  Total Sq Feet:	\$0.00 0.00	
FeesAmountSingle Family Rezone or Variance Fee\$100.00Total:\$100.00	Payments Total Fees Check # 1031 Amount Due:	Amt Paid \$100.00 \$100.00 \$0.00		
<u>Condition Name</u> <u>Description</u>		<u>Comments</u>		
Olbbro allenn August 19, 2020		August 19, 2020		
Issued By:			Date	
Plan_Signature_1			Date	

Plan\_Signature\_2

Date



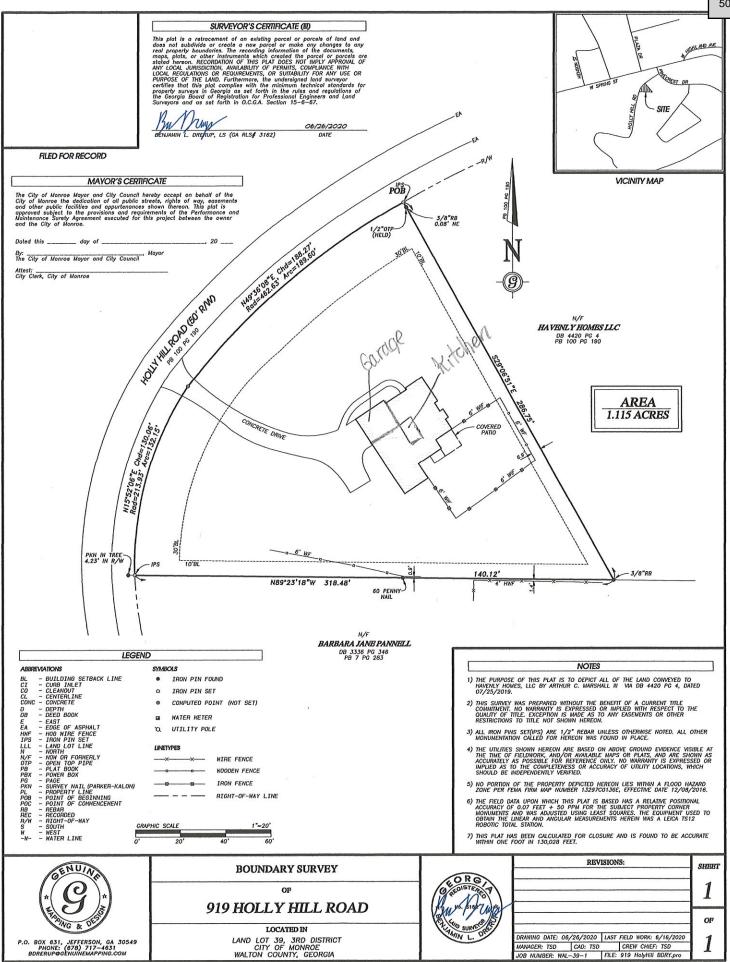
#### **Variance/Conditional Use Application**

# Application must be submitted to the Code Department 30 days prior to the Planning & Zoning Meeting of: \_\_\_\_\_\_

Your representative must be present at the meeting				
Street address 919 Holly Hill Ko Council District / Map and Parcel #				
(street or streets)				
(Street of Streets)				
Name				
Request Type: (check one) Variance 🗸 Conditional Use				
Nature of proposed use, including without limitation the type of activity proposed, manner of operation, number of occupants and/or employees, hours of operation, number of vehicle trips, water and sewer use, and similar matters:  In home bakens with usual of Cottage I Cense obtained by the dept of agricult in would allow for test val participation as well for event ventues that require the Language Hours of operation M-F nam-tpm.  State relationship of structure and/or use to existing structures and uses on adjacent lots;  KICHEN CIMING, and attached garage MP Spaces Used for production and storeage.  State reason for request and how it complies with the Zoning Ordinance section 1425.5(1)-(10) & 1430.6(1)-(8):  TO CONTINUE LXISTING, DUSINESS THE WAS ISTABLISHED IN LOCKS OF COUNTY of Ordinance to County of Ordinance County of Ordinanc				
State area, dimensions and details of the proposed structure(s) or use(s), including without limitation, existing and				
proposed parking, landscaped areas, height and setbacks of any proposed buildings, and location and number of				
proposed parking/loading spaces and access ways:  Driveway would be used if there is customer pick up.				
State the particular hardship that would result from strict application of this Ordinance:				
Check all that apply: Public Water: Well: Public Sewer: Septic: Electrical: Gas:				

For any application for an overlay district, a Certificate of Appropriateness or a letter of support from the Historic Preservation Commission or the Corridor Design Commission for the district is required.

Documents to be submitted with request:	
Recorded deed	Application Fees:
Survey plat	\$100 Single Family
Site plan to scale	\$300 Multi Family
Proof of current tax status	\$200 Commercial
Each applicant has the duty of filing a disclosure report	with the City if a contribution or gift totaling two hundred and
fifty dollars (\$250.00) or more has been given to an offi	cial of the City of Monroe within the last two (2) years.
department personnel to enter upon and inspect the proordinance and the development regulations.	complete and accurate. Applicant hereby authorizes Code roperty for all purposes allowed and required by the zoning:
PUBLIC NOTICE WILL BE PLACED A	AND REMOVED BY THE CODE DEPARTMENT
SIGN WILL NOT BE REMOVED	UNTIL AFTER THE COUNCIL MEETING.
*Property owners signature if not the applicant  Signature  Notary Public  Commission Expires:	Date: 8-12-2020 Date: 9/12/2020  Date: 9/12/2020  Date: 60/12/2020  Date: 60/12/2020
I hereby withdraw the above application: Signature	Date



BK:4566 PG:39-40

Filed and Recorded
Apr-03-2020 02:44 PM
DOC# 2020 - 004308
Real Estate Transfer Tax
Paid: \$ 339.00
1472020001229
KAREN P. DAVID
CLERK OF SUPERIOR COURT
WALTON COUNTY, GA
Participant ID: 9416110167

Return to: The Merritt Law Firm, 155 South Main Street, Madison, Georgia 30650 Phone: (706) 342-9668 Fax: (706) 342-9843 Email: ewmerritt@themerrittlawfirm.com File No 20062/James Selton Cox, Jr..

#### STATE OF GEORGIA COUNTY OF MORGAN

#### LIMITED WARRANTY DEED

THIS INDENTURE, made this 30th day of March, 2020 between Havenly Homes, LLC, a Georgia Limited Liability Company, of the first part, hereinafter called Grantor; and James Selton Cox, Jr., of the second part, hereinafter called Grantee (the words "Grantee" and "Grantor" to include their respective heirs, representatives, successors and assigns where the context requires or permits).

#### WITNESSETH:

That Grantor, for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable consideration, in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto Grantee, all the following described property, to-wit:

#### FOR INFORMATION ONLY:

Current Address: 919 Holly Hill Road, Monroe, Georgia 30655

Map/Parcel No: M0070063

Deed Reference: Deed Book 4420, page 004

#### LEGAL DESCRIPTION:

All that tract or parcel of land lying and being in Land Lot 39, of the 3<sup>rd</sup> Land District, Walton County, City of Monroe, Georgia, being Lot 1, containing ONE AND 116/1000THS (1.116) ACRES, more or less, as per survey for Rebecca J. Hawkins, by John Brewer & Associates, Land Surveyor, and recorded in Plat Book 100, Page 190, Walton County, Georgia; said plat being incorporated herein and made a part hereof by reference.

The aforesaid property is conveyed subject to the following:

- 1) Taxes for the year 2020 and subsequent years;
- 2) All easements and rights-of-way of record;
- 3) Any existing restrictive covenants of record;
- 4) All matters disclosed on the aforesaid plat of survey; and
- 5) Zoning ordinances of Walton County, Georgia.

TO HAVE AND TO HOLD, the said bargained premises, together 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 Grantee, forever in FEE SIMPLE.

AND Grantor, will warrant and forever defend the right and title to the above described property unto the said Grantee, its successors and assigns, against any persons or parties claiming by, through or under Grantor.

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand and affixed Grantor's seal the day and year first above written.

HAVENLY HOMES, LLC, A Georgia Limited Liability Company

Acting by and through its Manger,

Camille Banks

Signed, sealed and delivered in the presence of:

Unofficial Witness

Notary Public

### NOTICE TO THE PUBLIC CITY OF MONROE

A petition has been filed with the
City of Monroe requesting
the property at 919 Holly Hill Rd
to be considered for a Conditional Use
for a in home bakery in a R1 Zoning.
A public hearing will be held before
the Monroe Planning and Zoning
Commission at City Hall Auditorium at
215 N. Broad Street on September 15, 2020
at 5:30 P.M. All those having an
interest should be present to voice
their interest.

A petition has been filed with the
City of Monroe requesting the
property at 919 Holly Hill Rd
to be considered for a Conditional Use
for an in home bakery in a R1 Zoning.
A public hearing will be held before
The Mayor and City Council
at the City Hall Auditorium at
215 N. Broad Street on October 15, 2020
at 6:00 P.M. All those having an
interest should be present to voice
their interest.

PLEASE RUN ON THE FOLLOWING DATE:

August 23, 2020



To:

Planning and Zoning / City Council

From:

Patrick Kelley

Department:

Planning, Zoning, Code and Development

Date:

12-04-2020

**Description:** 

Preliminary plat approval

**Budget Account/Project Name: NA** 

Funding Source: 2020 NA

**Budget Allocation:** 

NA

**Budget Available:** 

NA

Requested Expense:

\$NA

Company of Purchase: NA

Since 1821

Recommendation: Approve

**Background:** This is a R1A zoned development with conditions and is comprised of 220 lots. The plat is in substantial conformance with the requirements for preliminary plat approval and is subject to conformance with the development regulations in design of engineered construction documents. Minor variations may be anticipated which would not jeopardize substantial conformance as a result of engineered design and site conditions as encountered.

#### Attachment(s):

Application and supporting documents including the preliminary plat.

