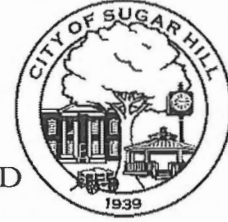


City of Sugar Hill
Planning Staff Report
RZ 16-008



DATE: March 13, 2017; Updated March 30, 2017.
TO: Mayor and City Council
FROM: Planning Director *KX*
SUBJECT: Rezoning RZ 16-008, Buford Highway 23, HM-1 to RS-100/PRD

SUGGESTED ACTION

Recommend approval of rezoning to RS-100 with PRD overlay with following conditions:

1. These conditions shall replace and supersede all prior stipulations and conditions, including any and all prior zoning actions, variances, and special use permits that are currently in place on the subject property.
2. A landscape screen will be required between the subject property and the adjacent properties to the east, which are zoned industrial. The landscape screen must consist of at least a staggered double row of evergreen and semi-evergreen trees and shrubs native or adapted to the area. Trees shall be at least 6' tall at time of planting. Plantings shall be arranged to provide an effective visual screen of at least 20' in height at maturity. The landscape screen must not contain more than 30% of a single species and must be shown on a landscape plan to be approved by Planning and Development prior to receiving any permits. Within enhanced buffer, any existing tree over 12" diameter at breast height (DBH) is to be preserved (except those identified by City to be dead or dying). Prior to receiving a land disturbance permit, all hardwood trees over 12" DBH shall be identified and located on an approved tree protection plan.
3. The developer shall disclose to all future owners the following statement by recording on the final plat and deed records: Neighboring or adjacent properties are zoned or developed for heavy industrial and manufacturing uses (HM-1 and HM-2), which include a railroad, concrete plant and contractor offices with outdoor storage. These existing uses and other permitted uses in HM-1 and HM-2 may produce undesirable views, smells, dust, vibration, as well as excessive noise daily and at all hours.
4. Minimum lot size = 7,200 square feet. Minimum lot width = 50'.

2/28/2017: This case was tabled at the February 13, 2017 City Council Meeting at the request of the applicant. As of February 28, 2017, staff has received no additional information from the applicant. The applicant may provide additional materials at the March 6, 2017, City Council Work Session. This was tabled at the March 13, 2016 meeting to allow applicant more time to work with adjoining property owners.

PLANNING COMMISSION RECOMMENDATION

The Planning Commission held a scheduled public hearing on January 17, 2017. Applicant representative, Tracey Mason, and Owner/Applicant, Gary Gettis with Property Solutions Group, LLC were present to speak on behalf of this request. There were no other public comments.

Planning Commission recommends APPROVAL of the rezoning from HM-1 to RS-100/PRD with conditions as recommended by staff (5-0).

Purpose: Single Family Residential Subdivision.

Property Size: ± 11.88 Acres

Location: Tax Parcel Id Number: 7-254-011, 246, 247, 248, & 249
Addresses: Buford Highway 23

Public Notice: Letters to adjoining owners via USPS regular mail on 12/29/16.
Sign posted on Highway 20 on 12/29/16.
Ad in legal section of Gwinnett Daily Post on 12/29/16 & 1/26/17.

Public Comments: No public comments have been received.

FINDINGS OF FACT

The subject parcel is located along Buford Highway and the railroad tracks. The two adjacent properties within the City are zoned industrial and the adjacent property within the City of Suwanee is zoned General Commercial District (C-2) and is occupied by an auto repair shop/battery store. Roberts Elementary School and residential neighborhoods are located across Buford Highway.

A development permit was issued for an industrial subdivision in 2003. Infrastructure has already been installed, including the detention pond, sidewalk, curb and gutter, and the street.

- To the Northwest Norfolk Southern Railroad;
- To the Northeast Heavy Manufacturing (HM1) and Heavy Industry (HM2)
- To the Southeast Buford Highway; across Buford Highway – Roberts Elementary School
- To the Southwest General Commercial District (C2) in City of Suwanee

A special use permit was issued in 1997 (SUP-97-001) to allow for a railroad spur and a height increase for construction of silos to a maximum of 130 feet on the property with the condition that the use of the property is restricted to a cement distribution of facility. The following conditions were also included:

1. No more than one exit/entrance shall be located on Buford Highway. The location of the exit/entrance shall be subject to approval by the Georgia Department of Transportation.
2. Lighting shall be of sodium type, contained in cutoff type luminaries and shall be directed in toward the property so as not to reflect into adjacent residential properties.
3. Except for driveway access to the site, an undisturbed 50 foot tree save area shall be provided adjoining Buford Highway.

Two variances have been approved for this property:

VAR11-002 allowed for development of a gravel parking lot with the following conditions:

1. The gravel parking lot shall be limited to the area in Exhibit #1, attached.
2. The Owner shall install a curb or minimum 12 inch height earthen berm around the parking area to contain the gravel and drainage shall be diverted to the detention pond.
3. Landscaping shall be provided to effectively screen the parking lot, as approved by the Director of Planning and Development.
4. An 8’ opaque privacy fence shall be constructed around the perimeter of the storage yard.

VAR14-010 was approved in 2014 with the following conditions:

1. These conditions shall replace and supersede conditions imposed by approval of Variance #11-002.
2. The gravel parking/storage lot shall be limited to the area shown on the attached Exhibit #1.
3. The Owner shall install a curb or earthen berm around the parking/storage area to contain the gravel and drainage shall be diverted to the detention pond.

4. Landscaping or a 6' opaque privacy fence shall be provided to effectively screen the parking lot as viewed by Buford Highway.

ZONING ANALYSIS

1. ***Will the rezoning requested permit a use that is suitable in view of the use and development of adjacent and nearby property?***

No. Two adjacent properties are industrial and one is zoned general business. The industrial use may negatively impact the future residents of this property. However, residential properties and an elementary school are already located in close proximity (across Buford Highway).

2. ***Will the rezoning requested adversely affect the existing use or usability of adjacent or nearby properties?***

Yes. The adjacent properties are already developed, but should they wish to expand or build additional structures, buffers would now apply.

3. ***Does the property for which the rezoning is requested have a reasonable economic use as currently zoned?***

Yes.

4. ***Will the rezoning requested create an overcrowding condition with respect to the existing streets, transportation facilities, or schools?***

No. Rezoning to residential is unlikely to increase the traffic greatly above the current industrial zoning. The school systems (North Gwinnett High School) would be impacted.

5. ***Does the rezoning requested conform to the Sugar Hill Land Use Plan?***

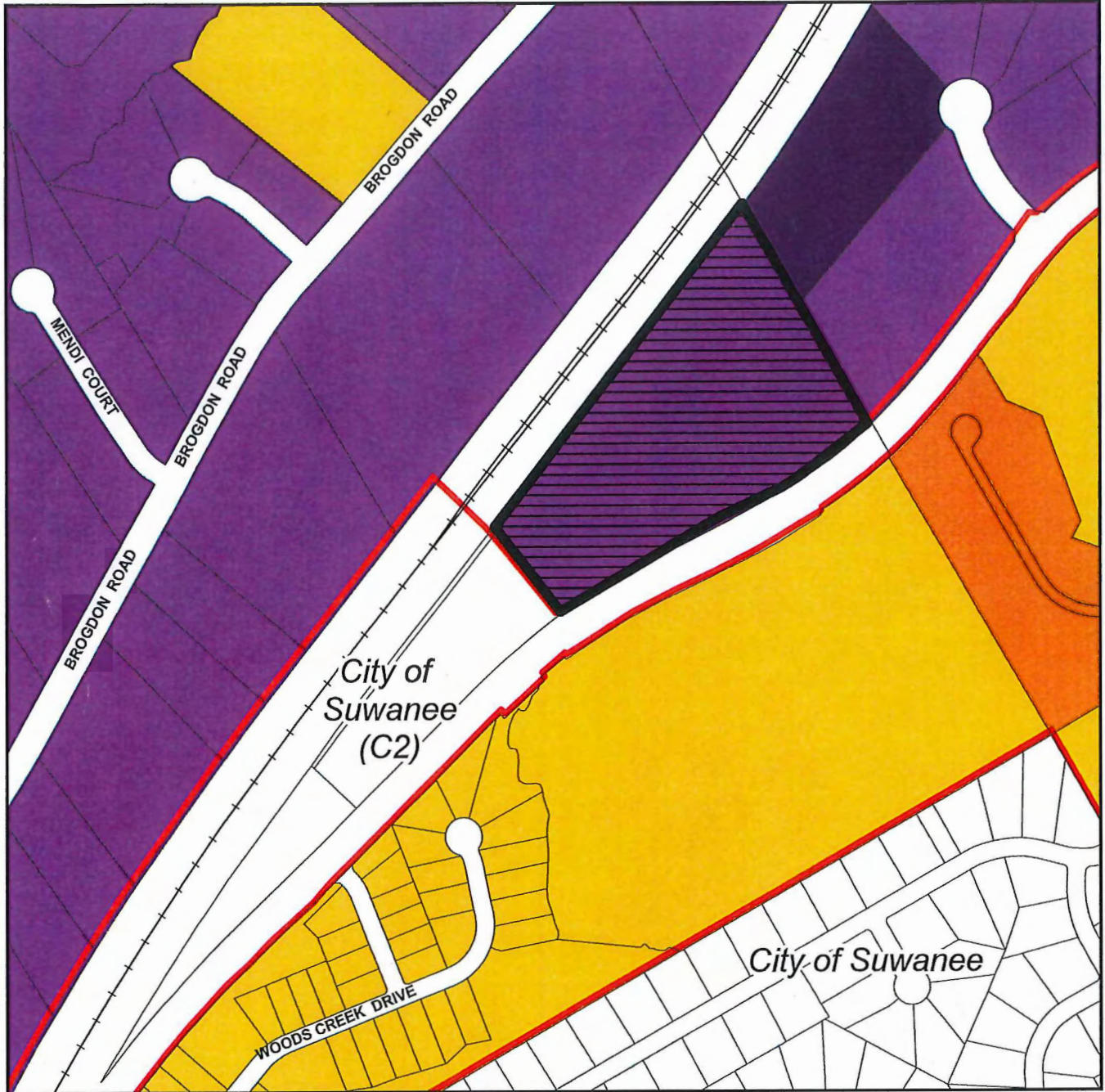
No. This area is shown as Industrial. However, the areas across Buford Highway are shown as Suburban, which is primarily a residential character area.

6. ***Are there other existing or changing conditions affecting the use and development of the property which would give support to an approval or disapproval of the rezoning request?***

The City is currently in the process of completing a corridor study for Buford Highway. Preliminary findings indicate that there is an on-going demand for mid-range single-family residential housing along Buford Highway.

REZONING RZ 16-008

Applicant: Property Solutions Group, LLC.
 Zoning: HM-1
 Location: Buford Highway
 Request: Rezone to RS-100/PRD



Legend

Zoning District

- | | | |
|---|--|------------------------------|
| AF-Agricultural - Forest | RS100-Medium Density Single Family Residential | HSB-Highway Service Business |
| RS200-Low Density Single Family Residential | RM-Residential Multi-Family Residential | BG-General Business |
| RS175-Low Density Single Family Residential | CSD-Conservation Subdivision Residential | LM-Light Manufacturing |
| RS150-Low Density Single Family Residential | MH-Mobile Home Park | HM-1-Light Industry |
| OI-Office - Institutional | | HM-2-Heavy Industry |



1 inch = 400 feet

RZ-16-008

Rec. 12/9/16

LETTER OF INTENT
REZONING APPLICATION OF
PROPERTY SOLUTIONS GROUP, LLC

December 9, 2016

City of Sugar Hill
Planning & Development Department
5039 West Broad Street.
Sugar Hill, GA 30518

Re: Rezoning Application of Property Solutions Group, LLC, concerning
11.88 acres located in the 7th Land District, Land Lot 254, Parcel
Numbers 011, 246, 247, 248, 249, located on State Route 23 in
Sugar Hill, GA

Dear Planning Department:

I am writing to you on behalf of Property Solutions Group, LLC, who is the Applicant in this case. Property Solutions Group, LLC, respectfully requests your approval to rezone the subject property to RS100 (Medium Density Single-Family Residential District)/PRD (Planned Residential Development) to allow for the development of single family detached homes on acreage exceeding the minimum required ten (10) acres.

The 11.88 acre neighborhood would include 29 homes, which would result in a gross density of 2.44 homes per acre. The size of the homes is proposed to be 2,100 heated square feet for one-story homes and 2,400 heated square feet for two-story homes. The price range is expected to start at \$350,000. With the property rezoned to RS-100, this PRD would be located within a residential zoning district with detached houses as required by the City of Sugar Hill Zoning Ordinance's standards applying to PRD's. The open space provided here of 1.68 acres exceeds the total open space required under the standards of 1.62 acres.

Given the current state of this development, the Applicant is respectfully requesting to retain the existing industrial park pavement and utilities prior to cul-de-sac radius returns. The Applicant further requesting reduce the existing 60' right-of-way to 50' and to provide an additional 5' utility easement along the existing portion of the roadway retained.

R2. 16.008

Rec. 12/9/14

30720000

This Applicant has a tradition of developing quality neighborhoods in and around Gwinnett County and is committed to continuing that tradition with another successful community here. We therefore, respectfully request your approval of this proposed rezoning, and we are available to meet at your convenience with you to discuss any questions or concerns that you may have.

Respectfully submitted,

TRACEY D. MASON, LLC



Tracey Mason
Attorney for Property Solutions Group, LLC, the
Applicant

cc: Property Solutions Group, LLC

DEVELOPMENT SUMMARY

EXISTING BOUNDARY ACREAGE = ±11.88 AC.

CURRENT ZONING: HM1

PROPOSED ZONING: PUD (CITY OF SUGAR HILL)

TOTAL No. PROPOSED LOTS: 28

GROSS DENSITY: 2.36 LOTS/ACRE

OPEN SPACE/Common Area Required = 6% (±0.71 AC.)

OPEN SPACE REQUIRED FROM LOT SIZE REDUCTION = ±0.62 AC.

OPEN SPACE REQUIRED PER LOT (PER SUGAR HILL ZONING ORDINANCE)

29 LOTS X 550 S.F. OPEN SPACE/LOT = 15,950 S.F. (±0.37 AC.)

TOTAL OPEN SPACE REQUIRED = ±1.70

OPEN SPACE/Common Area Provided = ±2.58

(±1.46 + 50% STORM WATER MANAGEMENT)

STORM WATER MANAGEMENT AREA (50% INCLUDED IN OPEN SPACE) = ±2.25 AC.

MINIMUM BASE LOT SIZE FOR OPEN SPACE REQUIREMENT

(ZONED RS-100): 10,000 S.F.

MINIMUM LOT SIZE SHOWN: 7,500 S.F.

PROPOSED SETBACKS - PUD (CITY OF SUGAR HILL)

FRONT = 25' FROM R/W

REAR = 25'

SIDE = 5'

MINIMUM WIDTH @ FRONT BUILDING LINE = 52'

MAXIMUM BUILDING HEIGHT: 35 FT.

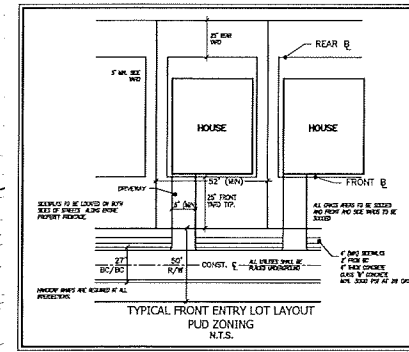
TOTAL LENGTH OF NEW STREET: ±725 L.F.

GENERAL SITE DEVELOPMENT NOTES:

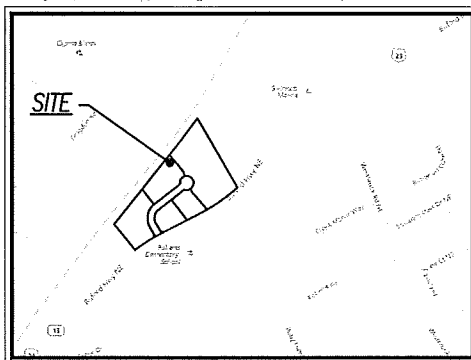
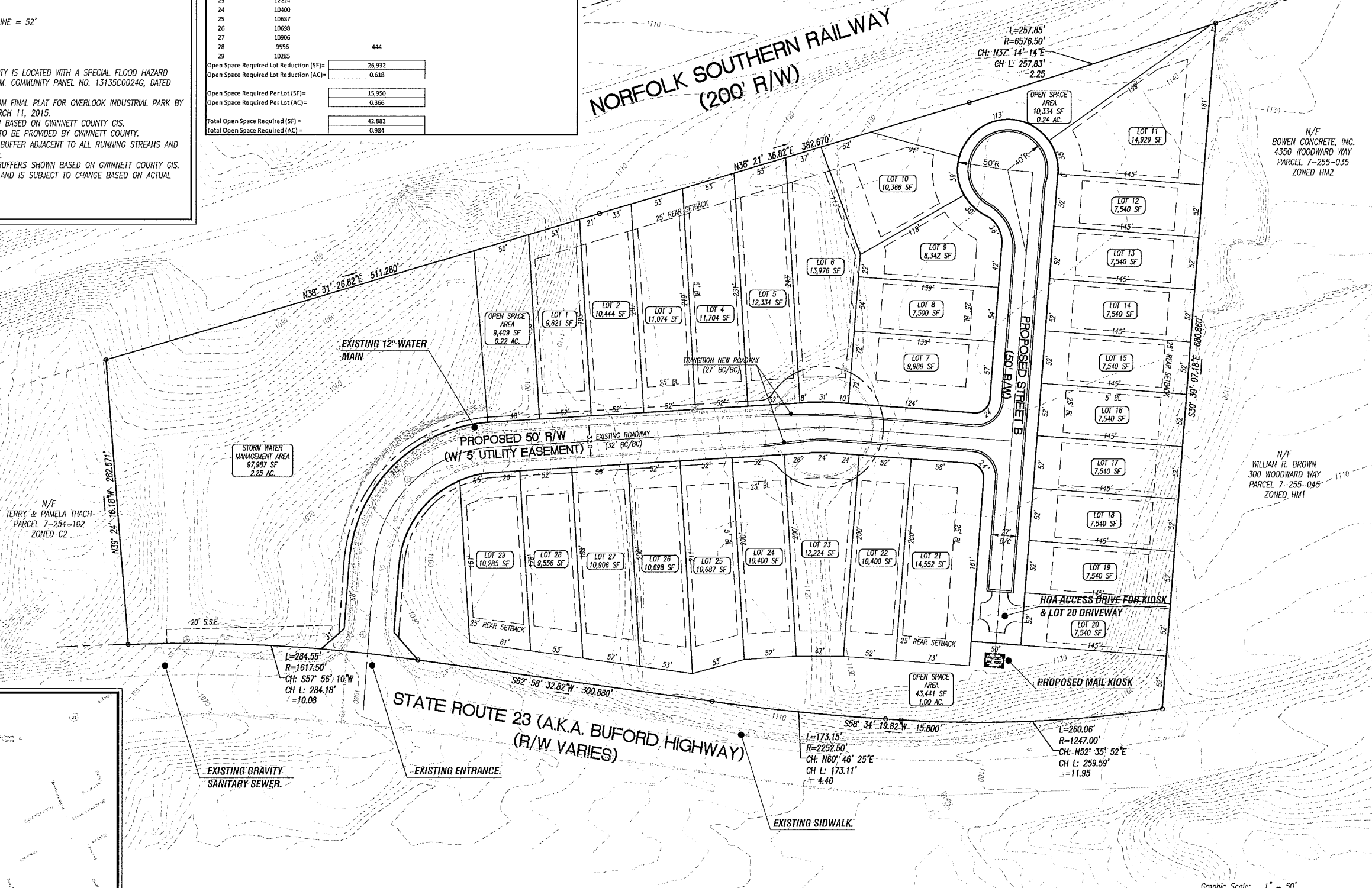
- NO PORTION OF THE SUBJECT PROPERTY IS LOCATED WITH A SPECIAL FLOOD HAZARD ZONE AS PER GWINNETT COUNTY F.I.R.M. COMMUNITY PANEL NO. 13135C0024G, DATED MARCH 4, 2013.
- BOUNDARY INFORMATION COMPILED FROM FINAL PLAT FOR OVERLOOK INDUSTRIAL PARK BY FLOYD & ASSOCIATES, INC., DATED MARCH 11, 2015.
- TOPOGRAPHIC AND UTILITY INFORMATION BASED ON GWINNETT COUNTY GIS.
- WATER AND SANITARY SEWER SERVICE TO BE PROVIDED BY GWINNETT COUNTY.
- A 50' FOOT UNDISTURBED VEGETATIVE BUFFER ADJACENT TO ALL RUNNING STREAMS AND CREEKS WILL BE LEFT AND MAINTAINED.
- LOCATION OF EXISTING STREAMS AND BUFFERS SHOWN BASED ON GWINNETT COUNTY GIS. SITE PLAN IS CONCEPTUAL IN NATURE AND IS SUBJECT TO CHANGE BASED ON ACTUAL FIELD CONDITIONS.

Lot No.	Minimum Open Space Required Per Lot	Open Space Required Per Lot (SF)	Base Lot Size =	Number of Lots =
1	9821	179	10000	29
2	10444			
3	11074			
4	11704			
5	12334			
6	13976			
7	9989	11		
8	7500	2500		
9	8342	1658		
10	10356			
11	14929			
12	7540	2460		
13	7540	2460		
14	7540	2460		
15	7540	2460		
16	7540	2460		
17	7540	2460		
18	7540	2460		
19	7540	2460		
20	7540	2460		
21	14552			
22	10400			
23	12224			
24	10400			
25	10687			
26	10688			
27	10506			
28	9556	444		
29	10285			

Open Space Required Lot Reduction (SF)=	26,932
Open Space Required Lot Reduction (AC)=	0.618
Open Space Required Per Lot (SF)=	15,950
Open Space Required Per Lot (AC)=	0.366
Total Open Space Required (SF)=	42,882
Total Open Space Required (AC)=	0.984



NORFOLK SOUTHERN RAILWAY
(200' R/W)



VICINITY MAP - N.T.S.



5074 BRISTOL INDUSTRIAL WAY
SUITE A
BUFORD, GEORGIA 30518
(770) 271-2868
www.dpengr.com

PREPARED FOR:
S.R. COMPANIES, L.L.C.
1424 NORTH BROWN RD.
SUITE 100
LAWRENCEVILLE, GA

PROJECT NAME:
OVERLOOK INDUSTRIAL PARK

TASK:
PUD REZONING PLAN

PROJECT INFORMATION:
OVERLOOK INDUSTRIAL PARK
Project Name
16-064
Project Number
Project Address
254
Land Lot No.(s)
7
District
SUGAR HILL
GWINNETT, GEORGIA
County, State

DATE	REVISION	No.
		1
		2
		3
		4
		5
		6
		7
		8
		9

KWB DESIGN	AS SHOWN SCALE
KWB DRAWN	1 of 1
KWB CHECKED	SHEET
11/04/16 DATE	16-064 PROJECT No.

