DAWSON COUNTY REZONING APPLICATION

This portion to be completed by Zoning Administrator
ZA 21-14 Tax Map & Parcel # (TMP): 113-044
Submittal Date: Time: ampm Received by (staff initials)
Fees Assessed: \$\\\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \
Planning Commission Meeting Date:
Board of Commissioners Meeting Date:
APPLICANT INFORMATION (or Authorized Representative)
Printed Name: Jim King
Address:
Phone: Listed Email: Business Personal
Status: [] Owner Authorized Agent [] Lessee [] Option to purchase
Notice: If applicant is other than owner, enclosed Property Owner Authorization form must be completed.
I have /have not participated in a Pre-application meeting with Planning Staff.
If not, I agreeto schedule a meeting the week following the submittal deadline.
Meeting Date: 6 10 2021 Applicant Signature:
PROPERTY OWNER/PROPERTY INFORMATION
Name: Dawson Land Partners, LLC
Street Address of Property being rezoned: Lumpkin Campground Rd
Rezoning from: C-HB to: C-IR Total acreage being rezoned: 9.15
Directions to Property (if no address): Ga 400 North to SR 53 west, North on Lumpkin Campgound Rd
Property is a half-mile on the right (just before the graded site
under construction)
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Subdivision Name (if applicable): Lot(s) #:	
Current Use of Property: Vacant	
Any prior rezoning requests for property? yes if yes, please provide rezoning case #: ZA o	6-21
***Please refer to Dawson County's Georgia 400 Corridor Guidelines and Maps to answer	the following:
Does the plan lie within the Georgia 400 Corridor? (yes/no)	
If yes, what section? NorthSouth	
SURROUNDING PROPERTY ZONING CLASSIFICATION:	
North CHB South CHB East RMF West AG	
Future Land Use Map Designation: Business Park	ank manage as it
Access to the development will be provided from:	
Road Name: Lumpkin Campground Rd Type of Surface: Asphalt	
REQUESTED ACTION & DETAILS OF PROPOSED USE	
Rezoning to: C-IR [] Special Use Permit for:	
Proposed Use: Warehouse and Office Warehouse	
Existing Utilities: Water Sewer Gas Electric	
Proposed Utilities: 💢 Water 💢 Sewer 💢 Gas 💓 Electric	
RESIDENTIAL	
No. of Lots: Minimum Lot Size:(acres) No. of Units:	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Minimum Heated Floor Area: sq. ft. Density/Acre:	*
Type: [] Apartments [] Condominiums [] Townhomes Single-family [] Other	r
Is an Amenity Area proposed:; if yes, what?	
COMMERCIAL & INDUSTRIAL	
Building area: Approx 70,000 SF No. of Parking Spaces: 35	
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Francis Francis	
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APPLICANT CERTIFICATION

I hereby request the action contained within this application relative to the property shown on the attached plats and site plan and further request that this item be placed on both the Planning Commission and Board of Commissioners agenda(s) for a public hearing.

I understand that the Planning & Development staff may either accept or reject my request upon review. My request will be rejected if all the necessary data is not presented.

I understand that I have the obligation to present all data necessary and required by statute to enable the Planning Commission and the Board of Commissioners to make an informed determination on my request. I will seek the advice of an attorney if I am not familiar with the zoning and land use requirements.

I understand that my request will be acted upon at the Planning Commission and Board of Commissioner hearings and that I am required to be present or to be represented by someone able to present all facts. I understand that failure to appear at a public hearing may result in the postponement or denial of my rezoning of special use application. I further understand that it is my responsibility to be aware of relevant public hearing dates and times regardless of notification from Dawson County.

I hereby certify that I have read the above and that the above information as well as the attached information is

Withdrawal of Application:

Withdrawals of any application may be accommodated within the Planning & Development Department if requested before the Planning Commission agenda is set. Therefore, withdrawals may not be made after ten (10) days prior to the scheduled Planning Commission meeting hearing, unless accompanied by written request stating specific reasons for withdrawal. This withdrawal request is to be published in the legal organ prior to the meeting. Following the written request and publication the Planning Commission will vote to remove the item from the agenda at the scheduled hearing. Please note that should the withdrawal be denied, the item will receive deliberation and public hearing with a decision by the Planning Commission. Further, the applicant is encouraged to be present at the hearing to substantiate reasons for withdrawal. Please note that no refund of application fees may be made unless directed by the Board of Commissioners.

ZA	TMP#:
	642/4525

List of Adjacent Property Owners

It is the responsibility of the Applicant to provide a list of adjacent property owners. This list must include the name and mailing address of anyone who has property touching your property or who has property directly across the street from your property.

**Please note this information should be obtained using the Tax Map & Parcel (TMP) listing for any parcel(s) adjoining or adjacent to the parcel where a variance or rezone is being requested.

			<u>Name</u>		Address
TMP	113 044 011	1	Magnolia Senior Living at Da	wsonville, LLC	89 Ozora Rd, Loganville GA 30052
TMP _.	113 044 001	2	Marjorie Ann Stephens 75	9 Lumpkin Cam	oground Rd, Dawsonville GA
TMP _.	113 032 001	3	Russ & Felicia Stephens	555 Lumpkin Ca	mpground Rd, Dawsonville GA
TMP _.	113 032 003	4	Russ & Felicia Stephens	555 Lumpkin Ca	ampground Rd, Dawsonville GA
TMP	113 044 013	5	Trinity Presbyterian Churc	h of Dawson Co.	PO Box 1297 Dawsonville GA
TMP _.	113 032	6	NHT Dawson Ridge, LLC	1776 Peachtree	e St NW, Ste100, Atlanta GA 30309
TMP _.	113 044 014	7	Hiten Patel 3885 Vic Ar C	ourt, Atlanta G	A 30360
TMP		8			
TMP		9			
TMP _.		10	<u> </u>		
TMP.		12			a
TMP					

NOTICE OF RESIDENTIAL EXURBAN/AGRICULTURAL DISTRICT (R-A) ADJACENCY

Agricultural districts include uses of land primarily for active farming activities and result in odors, noise, dust and other effects, which may not be compatible with adjacent development. Future abutting developers in non RA land use districts shall be provided with this "Notice of RA Adjacency" prior to administrative action on either the land use district or the issuance of a building or occupancy permit.

Prior to administrative action the applicant shall be required to sign this waiver which indicates that the applicant understands that a use is ongoing adjacent to his use which will produce odors, noise, dust and other effects which may not be compatible with the applicant's development. Nevertheless, understanding the effects of the adjacent RA use, the applicant agrees by executing this form to waive any objection to those effects and understands that his district change and/or his permits are issued and processed in reliance on his agreement not to bring any action asserting that the adjacent uses in the RA district constitute a nuisance) against local governments and adjoining landowners whose property is located in an RA district.

1	
This notice and acknowledgement shall be public record.	
Applicant Signature:	
Applicant Printed Name: Jim King	n
Application Number:	
Date Signed:	
Sworn and subscribed before me	
this 11 day of gull, 2021.	
Ness Most	
Notary Public My Commission Expires: 8/30/2/	
Nghary Public Seals	

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS

(APPLICANT(S) AND REPRESENTATIVE(S) OF REZONING)

Pursuant to O.C.G.A. Section 36-67 A-3.A, the following disclosure is mandatory when an applicant or any representation of application for rezoning has been made within two (2) years immediately preceding the filing of the applicant's request for rezoning, campaign contributions aggregating \$250.00 or more to a local government official who will consider the application for rezoning.

It shall be the duty of the applicant and the attorney representing the applicant to file a disclosure with the governing authority of the respective local government showing the following:

1.	Name of local official to whom campaign contribution was made:
2.	The dollar amount and description of each campaign contribution made by the opponent to the local government official during the two (2) years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.
	Amount \$ Date:
	Enumeration and description of each gift when the total value of all gifts is \$250.00 or more made to the local government official during the two (2) years immediately preceding the filing of application for rezoning:
Si	gnature of Applicant/Representative of Applicant:
	Date:

BY NOT COMPLETING THIS FORM YOU ARE MAKING A STATEMENT THAT NO DISCLOSURE IS REQUIRED

This form may be copied for each applicant. Please attach additional sheets if needed.

Property of the second second

PROPERTY OWNER AUTHORIZATION

I/we, Dawson Land Partners, LLC , hereby swear that I/we own the property located at (fill in address and/or tax map & parcel #):
113 044
as shown in the tax maps and/or deed records of Dawson County, Georgia, and which parcel will be affected by this request.
I hereby authorize the person named below to act as the applicant or agent in pursuit of the rezoning requested on this property. I understand that any rezone granted, and/or conditions or stipulations placed on the property will be binding upon the property regardless of ownership. The under signer below is authorized to make this application. The under signer is aware that no application or reapplication affecting the same land shall be acted upon within six (6) months from the date of the last action by the Board of Commissioners.
Printed Name of applicant or agent: Jm King
Signature of applicant or agent: Date: 06/11/2021

Printed Name of Owner(s): Dawson Land Partners, LLC
Signature of Owner(s): Date: Date:
Mailing address:
City, State, Zip:
Telephone Number: Listed
Unlisted
Sworn and subscribed before me this day of 4 Me 201. Notary Public My Commission Expires: 8130 21 [Notary Seal Control of the control of t
(The complete names of all owners must be listed; if the owner is a partnership, the names of all partners must be listed; if a joint venture, the names of all members must be listed. If a separate sheet is needed to list all names, please identify as applicant or owner and have the additional sheet notarized also.)

APPLICATION PROCESSING: STAFF USE ONLY

ZA	Applicant Name:	
Appli	cation Fee: \$	
IF AP	PLICABLE:	
[]	Legal Advertisement Submitted to Newspaper	Date:
[]	Planning Commission & Board of Commissioners Packets Delivered	Date:
[]	Application Posted on County Website	Date:
[]	Adjacent Property Owner Notices Mailed	Date:
[]	Interdepartmental Forms Submitted for Review	Date:
[]	Department of Transportation Notified	Date:
[]	Georgia Mountains Notified (DRI)	Date:
[]	Public Notice Signs on Property Verified	Date:
[]	Approval or Denial Form placed in folder	Date:
[]	Applicant Notified of Final Action	Date:
[]	Approval or Denial Form to Office Manager/Building Official/Marshal	Date:
[]	Rezoning Change Form to Director	Date:
[]	Zoning Map Amended	Date:
[]	Change Zoning in EnerGov by Parcel	Date:
[]	Planning Commission Meeting Minutes placed in folder	Date:
[]	Board of Commission Meeting Minutes placed in folder	Date:
Plai	nning Commission & Board of Commissioners	Actions
PC Re	ecommendation Date: [] Approval [] Approval	w/stipulations [] Denial
BOC	Decision Date: [] Approval [] Approval	w/stipulations [] Denial

Dawson County, Georgia Board of Commissioners

Affidavit for Issuance of a Public Benefit
As Required by the Georgia Illegal Immigration Reform and Enforcement Act of 2011

By executing this affidavit under oath, as an applicant for a Dawson County Business License, Out of County Business Registration, Alcohol License, or other public benefit as referenced in the Georgia Illegal Immigration Reform and Enforcement Act of 2011 [O.C.G.A. § 50-36-1(e)(2)], I am stating the following with respect to my application for such Dawson County public benefit.

Davidon Count	y paone benefit.	
<u> </u>	I am a United States citiz	zen.
	Ensite Civil Consulting, LLC	
×	number issued by the D	
My alien numb	er issued by the Departme	alified alien or non-immigrant under the Federal Immigration and Nationality Act with an alien sued by the Department of Homeland Security or other federal immigration agency. (FOR NON-0) the Department of Homeland Security or other federal immigration agency is: t also hereby verifies that he or she is 18 years of age or older and has provided at least one cument, as required by O.C.G.A. § 50-36-1(e)(1), with this affidavit. (See reverse side of this and verifiable documents.) document provided with this affidavit can best be classified as: sentation under oath, I understand that any person who knowingly and willfully makes a false, attement or representation in an affidavit shall be guilty of a violation of O.C.G.A. § 16-10-20 as as allowed by such criminal statute. Ille (city), Georgia (state) O6/11/2021 Date Ensite Civil Consulting, LLC Name of Business SUBSCRIBED AND SWORN BEFORE ME ON THIS ADAY OF AND SWORN BEFORE ME ON THIS ADAY OF AND SWORN Public
secure and ve	I am a legal permanent resident of the United States. (FOR NON-CITIZENS) I am a qualified alien or non-immigrant under the Federal Immigration and Nationality Act with an alien number issued by the Department of Homeland Security or other federal immigration agency. (FOR NON-CITIZENS) or issued by the Department of Homeland Security or other federal immigration agency is: or applicant also hereby verifies that he or she is 18 years of age or older and has provided at least one rifiable document, as required by O.C.G.A. § 50-36-1(e)(1), with this affidavit. (See reverse side of this tof secure and verifiable documents.) verifiable document provided with this affidavit can best be classified as: above representation under oath, I understand that any person who knowingly and willfully makes a false, adulent statement or representation in an affidavit shall be guilty of a violation of O.C.G.A. § 16-10-20 all penalties as allowed by such criminal statute. awspnville (city), Georgia (state) 06/11/2021 Date Ensite Civil Consulting, LLC Name of Business SUBSCRIBED AND SWORN BEFORE ME ON THIS ADAY OF AND SWORN BEFORE ME ON THIS ADAY OF AND SWORN Public	
The secure and	l verifiable document pro	a legal permanent resident of the United States. (FOR NON-CITIZENS) a qualified alien or non-immigrant under the Federal Immigration and Nationality Act with an alien ther issued by the Department of Homeland Security or other federal immigration agency. (FOR NON-IZENS) and by the Department of Homeland Security or other federal immigration agency is: plicant also hereby verifies that he or she is 18 years of age or older and has provided at least one old document, as required by O.C.G.A. § 50-36-1(e)(1), with this affidavit. (See reverse side of this secure and verifiable documents.) Table document provided with this affidavit can best be classified as: The representation under oath, I understand that any person who knowingly and willfully makes a false, ent statement or representation in an affidavit shall be guilty of a violation of O.C.G.A. § 16-10-20 nalties as allowed by such criminal statute. Donville (city), Georgia (state) 06/11/2021 Date Ensite Civil Consulting, LLC Name of Business SUBSCRIBED AND SWORN BEFORE ME ON THIS AL DAY OF ALLO Notary Public
fictitious, or fr and face crimin	raudulent statement or renal penalties as allowed be	presentation in an affidavit shall be guilty of a violation of O.C.G.A. § 16-10-20 by such criminal statute. (city), Georgia (state)
Signature of Ap	100	
Jim King	1 \	Ensite Civil Consulting, LLC
Printed Name	M.	
		SUBSCRIBED AND SWORN BEFORE ME ON
		THIS 1 DAY OF Shine 20 21
		My Commission Expires: 8130124
	721	Notary Seal

February 2, 2016

Dawson County Planning & Development 25 Justice Way, Suite 2322 Dawsonville, GA 30534 Attention: Rachel Burton, Director

RE: Variance Request #16-02

Ms Burton,

This letter is to attest our **SUPPORT** for Dawson County Variance Application #16-02. We own the land immediately adjacent to the Variance Request. Our property zoned RMF. We feel that the adjacent proposed use will complement our Multi-Family development creating a Mixed Use Area with connectivity and the potential for a Live-Work Environment.

Thank you,

Bret Clark, D40, LLC

355 Brogdon Road Suite 211 Suwanee, GA 30024

February 2, 2016

Dawson County Planning & Development 25 Justice Way, Suite 2322 Dawsonville, GA 30534 Attention: Rachel Burton, Director

RE: Variance Request #16-02

Ms Burton,

This letter is to attest our **SUPPORT** for Dawson County Variance Application #16-02. We own the land south of the Variance Request along Lumpkin Campground Rd down to Highway 53. Our property is zoned CBD. We feel that the proposed use is consistent with our development and the rest of this area and should not require additional setbacks and buffers to separate uses.

Thank you,

Keith Breedlove, D53, LLC

355 Brogdon Road Suite 211 Suwanee, GA 30024

APPROVAL

PUBLIC HEARING OF VARIANCE REQUEST

We, the Dawson County Planning Commission, do hereby **APPROVE** the following request: VR#: 16-02 DATE OF HEARING: 2/16/16 Applicant's Name: Corey Gutherie on behalf of Dawson Land Partners Address: Lumpkin Campground Road Tax Map Parcel & Parcel Number: 113-044 Parcel Zoned: C-HB Variance Request For: a 0'buffer and 25' side building setback along the west property line and a 0' buffer and 25' buffer as shown on site plan submitted dated 1/8/2016. (Article IV, Section 121-99.1, Land Use Resolution and Georgia 400 Corridor Guidelines, Division 6 Section 117-207). This APPROVAL is based upon the following which we feel will/will not: A. Affect the property values of surrounding property. B. Affect the health, safety or general welfare of the public. C. Impose any special hardships on the surrounding property owners. D. The subject property is suited for the proposed land use. This **APPROVAL** is, however, subject to the following stipulations and/or modifications: Chairmen Dick Bergen Dawson County Planning Commissioner

Printed: 6/10/2021 11:56:33 PM



Official Tax Receipt
Dawson County
25 Justice Way, Suite 1222
Dawsonville, GA 30534
--Online Receipt--

Phone: (706) 344-3520 Fax: (706) 344-3522

Trans No	Property ID / District Description	Original Due	interest & Penalty	Amount Due	Amount Paid	Transaction Balance
2020 - 3830	113 044 / 1 LL 196-198 221 222 LD 13-S FMV: 458000	\$4335.07	\$0.00 Fees: \$0.00 \$0.00	\$0.00	\$4335.07	\$0.00
	Totals	: \$4335.07	\$0.00	\$0.00	\$4335.07	\$0.00

Pald Date: 11/30/2020

Charge Amount: \$4335.07





Scan this code with your mobile phone to view this bill

LETTER OF INTENT

The applicant requests a Rezoning for Parcel Number: 113 044 to Commercial Industrial Restricted- C-IR, in order to develop warehouse and office-warehouse on 9.15 acres approximately one-half mile north of SR 53 on Lumpkin Campground Rd. The property is currently zoned C-HB (Commercial Highway Business) which prior to 2020 allowed this type development. The County's amendment to the Commercial Ordinances, removed this use and transferred it to the newly established C-IR ordinance. It is bordered on the north and west by other Commercial Properties and to the east by RMF (Residential Multi-Family). The property is designated as Commercial-Business on the Future Land Use Plan and the proposed development is in complete conformance with this use. As stated, the County-initiated zoning ordinance revisions adversely affected the existing usability of this property by removing the land use that was planned and originally permitted for this property. According to the Steinberg Act, these property rights should be reinstated.

In addition to the Rezoning Request, the applicant also request relief from the front setback and the minimum parking requirements. The applicant is being required to dedicate (at no cost) 20 feet of additional right-of-way along the entire frontage of their property. In light of this requirement, the applicant request a variance in the front setback to a total of 40 feet from the existing right-of-way instead of the proposed right-of-way.

The proposed end-user for this development does not generate public traffic, only employees. For this reason, we request a variance from the minimum parking requirement to 1 space per 2,000 sq feet in lieu of the required 1 space per 500 sq feet.

The proposed development will add to the County's tax base, as well as, generate jobs and a significant increase to the sales tax revenue.



