THE CITY OF DORAVILLE
AGENDA ITEM SHEET

Subject: City Initiated Rezoning per Sponsor Council Donna Pittman, property situated generally at 2747 Homeland Drive (the "NTB" property).

The Tax ID # is 18-341-01-063 and being 1.73 +/- acres.

Spit zoned C-2, M-1, and R-1

Update to November 8, 2010 MCC action per agenda.

Regular Meeting (X)

Work Session (N/A – Not Required)

Date of Meeting: 11-15-2010 Regular Meeting

Recommendation (YES – See attached email of November 9, 2010)

Policy/Discussion (YES) – City Initiated Rezoning Actions are governed by a more restrictive local code than State law provides. Staff does not believe this to be generally in the best interests of the government as it impedes the ability of the government to manage land use and potentially creates further avenues for legal challenges of City initiated rezoning actions.

Budget Impact: ___Y _X__ N

Report (N/A – Not Required at this Time)

Other (N/A)

Budget Impact Amount: $ 0.00

Funding Source:

( ) Annual
( ) Capital
(X) N/A

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Action Requested:

Recognize the split zoning of the parcel and subsequent direction of Staff to initiate City initiated rezoning. By eliminating the M-1 portion and making it C-2, ¾ of the parcel carries a non-residential classification and an R-1 zoned, 150 foot buffer can be maintained to Homeland Drive.

History, Facts, Issues:

See November 9, 2010, email.

Options:

All 1.73 +/- acres to Homeland Drive can be C-2 if the Council so elects and directs the Staff to advertise the petition accordingly.

Recommended Action:

City initiate the 1.73 +/- acre tract from C-2/M-1/R-1 to C-2/R-1 (150 foot buffer). This action does render the present facility to be legal conforming status and will be governed accordingly by local Code.

Department: Planning and Zoning

Department Head: Scott Haeberlin, MPA – City Planner

Administrative Comments and Recommendation:
N/A

Action Taken By Board:
N/A