



**CITY COUNCIL**

Eva Galambos, Mayor

John Paulson – District 1

Dianne Fries – District 2

Chip Collins – District 3

Ashley Jenkins – District 4

Tibby DeJulio – District 5

Karen Meinzen McEnerny – District 6

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**Tuesday, August 17, 2010**

**Regular Meeting**

**6:00 PM**

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**A) INVOCATION** – Rabbi Josh Heller, B’Nai Torah

**B) CALL TO ORDER** – Mayor Eva Galambos

**C) ROLL CALL AND GENERAL ANNOUNCEMENTS**

**D) PLEDGE OF ALLEGIANCE** – Mayor Eva Galambos

**(Agenda Item No. 10-188)**

**E) APPROVAL OF MEETING AGENDA** (*add or remove items from agenda*)

**F) CONSENT AGENDA**

**(Agenda Item No. 10-189)**

1. Meeting Minutes:
  - a) July 13, 2010 Regular Meeting
  - b) July 13, 2010 Work Session
  - c) August 3, 2010 Regular Meeting
  - d) August 3, 2010 Work Session

(*Michael Casey, City Clerk*)

**(Agenda Item No. 10-190)**

2. **AM10-007** - 9365 Huntcliff Trace, *Applicant: Steve Askari*, To modify condition 4.d. of Z79-049 by reducing the required fifteen (15) foot minimum side yard setback to seven feet and six inches (7.5').

(*Nancy Leathers, Director of Community Development*)

**(Agenda Item No. 10-191)**

3. **AM10-008** - 3802 Teesdale Court, *Applicant: John Wieland Homes and Neighborhoods*, To modify condition 3.a. of Z05-020 by reducing the required fifteen (15) foot minimum side yard setback to 13.94 feet (approximately 14 feet) along the southeast property line for the construction of a single-family home.

(*Nancy Leathers, Director of Community Development*)

**(Agenda Item No. 10-192)**

4. **AM10-009** - 510 Mount Vernon Highway NE, *Applicant: Mount Vernon Presbyterian School*, To revise the right-of-way conditions related to the development pursuant to the requirements of the Public Works Department  
(*Nancy Leathers, Director of Community Development*)

**(Agenda Item No. 10-193)**

5. Intergovernmental Agreement for the Provision of Animal Control Services between Fulton County, Georgia and Sandy Springs, Georgia  
(*Wendell Willard, City Attorney*)

**G) PRESENTATIONS**

1. Proclamation - Rhythmic Gymnastics Team Hammond Stars
2. Five New Sergeants at the SSPD – presented by Chief Terry Sult
3. Returning Hero Plaque to Officer Mark Johnson – presented by Chief Terry Sult
4. North Fulton Comprehensive Transportation Plan – Public Works

**H) PUBLIC HEARINGS****Millage Rate****(Agenda Item No. 10-194)**

1. To receive input as it relates to establishing a millage rate to be levied for the Fiscal Year 2011 as required by O.C.G.A. Section 48-5-32 et seq. (*Public Hearing*)  
(*Presented by City Manager, John McDonough*)

(Invitation for Public Comment)

**Alcoholic Beverage****(Agenda Item No. 10-195)**

2. 1361- Approval of Alcoholic Beverage License Application for Walgreen's #06204 located at 7530 Roswell Rd, Sandy Springs, GA 30350. Applicant is Rubin Harper for Retail/Package of Wine & Malt Beverage  
(*Presented by Program Director, Wayne Wright*)

(Invitation for Public Comment)

**(Agenda Item No. 10-196)**

3. 9001- Approval of Alcoholic Beverage License Application for Walgreen's #10265 located at 4535 Roswell Rd, Sandy Springs, GA 30342. Applicant is Mohammad Khan for Retail/Package of Wine & Malt Beverage  
(*Presented by Program Director, Wayne Wright*)

(Invitation for Public Comment)

**Rezoning**

**(Agenda Item No. 10-197)**

4. **RZ09-010/U09-009/CV09-019** - 5775 & 5795 Glenridge Drive, *Applicant: City of Sandy Springs*, To rezone the subject property from O-I conditional to MIX to allow for 520 residential units, 8,000 square feet of freestanding restaurant space, 770,000 square feet of office space (400,000 new), and 42,000 square feet of retail space to be located within the existing and/or proposed office and residential buildings, with concurrent variances and a use permit to exceed the maximum district height

*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**Zoning Modifications****(Agenda Item No. 10-198)**

5. **ZM10-006** - 8200 Roberts Drive, *Applicant: Choate Construction*, To modify condition 3.g. of Z87-0040 to allow a sign on the existing retaining wall facing GA-400

*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**(Agenda Item No. 10-199)**

6. **ZM10-007/CV10-009** - 43 Westfair Court, *Applicant: Mary Alice Buetgen*, To modify condition 3.a. of Z93-0013 to reduce the required undisturbed buffer for an addition to the residence, with concurrent variances

*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**Text Amendments****(Agenda Item No. 10-200)**

7. **TA10-005** - An Ordinance to Amend Article 3, Definitions, of the Sandy Springs Zoning Ordinance

*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**(Agenda Item No. 10-201)**

8. **TA10-006** - An Ordinance to Amend Article 4, General Provisions, of the Sandy Springs Zoning Ordinance

*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**(Agenda Item No. 10-202)**

9. **TA10-007** - An Ordinance to Amend Article 18, Off-street Parking and Loading, of the Sandy Springs Zoning Ordinance

*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**(Agenda Item No. 10-203)**

10. **TA10-009** - An Ordinance to Amend Section 33.18, Prohibited Signs, of the Sandy Springs Zoning Ordinance  
*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**(Agenda Item No. 10-204)**

11. A Resolution to Authorize the Transmittal of the Draft Annual Capital Improvement Element (CIE) to the Regional Development Center and State for Review and Comment  
*(Presented by Director of Community Development, Nancy Leathers)*

(Invitation for Public Comment)

**(Agenda Item No. 10-205)**

12. Consideration of Approval of the Appropriation of the Property on Peachtree Dunwoody Road known as Lifestyle Family Group, LLC property (associated with the Wembley Hall Subdivision), through the Use of Eminent Domain  
*(Presented by Director of Public Works, Tom Black)*

(Invitation for Public Comment)

**(Agenda Item No. 10-206)**

13. Consideration of Approval of the Appropriation of the Property Located on Peachtree Dunwoody Road as part of the Peachtree Dunwoody Road Intersection Improvement Project  
*(Presented by Director of Public Works, Tom Black)*

(Invitation for Public Comment)

**(Agenda Item No. 10-207)**

14. Consideration of Approval of the Appropriation of the Property Located 350 Wembley Circle for the Peachtree Dunwoody Road Intersection Improvement Project  
*(Presented by Director of Public Works, Tom Black)*

(Invitation for Public Comment)

**I) UNFINISHED BUSINESS** *(none at this time)***J) NEW BUSINESS****(Agenda Item No. 10-208)**

1. Approval of An Ordinance to amend Chapter 54, Article V, Section 54-127(d) of the Code of Ordinances of the City of Sandy Springs to clarify the provisions for review and hearing of disputes regarding occupational tax amounts and assessments  
*(Presented by City Attorney, Wendell Willard)*

**(Agenda Item No. 10-209)**

2. Memorandum of Agreement Between Georgia Department of Natural Resources and City of Sandy Springs Regarding the Georgia Flood Mapping Assessment and Planning Program  
*(Presented by Director of Community Development, Nancy Leathers)*

**K) REPORTS AND PRESENTATIONS**

- a) Mayor and Council Reports
- b) Staff Reports

**L) PUBLIC COMMENT**

**(Agenda Item No. 10-210)**

**M) EXECUTIVE SESSION – Litigation**

**(Agenda Item No. 10-211)**

**N) ADJOURNMENT**