

CITY OF SANDY SPRINGS, GA

CITY COUNCIL

Eva Galambos, Mayor

Dave Greenspan – District 1

Dianne Fries – District 2

Rusty Paul – District 3

Ashley Jenkins – District 4

Tibby DeJulio – District 5

Karen Meinzen McEnery – District 6

Tuesday, September 5, 2006

Regular Council Meeting Agenda

7:00 PM

A) INVOCATION – Rabbi Mario Karpuj, Or Hadash Congregation

B) CALL TO ORDER

C) ROLL CALL AND GENERAL ANNOUNCEMENTS

D) PLEDGE OF ALLEGIANCE

(Agenda Item No. 06-297)

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

F) CONSENT AGENDA

(Agenda Item No. 06-298)

1. Approval of the August 1, 2006 Regular Meeting Minutes.
2. Approval of the August 8, 2006 Work Session Minutes.
3. Approval of the August 15, 2006 Regular Meeting Minutes.
(*Jeanette Marchiafava, City Clerk*)

(Agenda Item No. 06-299)

4. A Resolution approving the 2007 LARP Contracts, and authorizing the Mayor to execute the necessary documents.

G) PRESENTATIONS

- 1) Presentation of Local Assistance Grant Funds by Representative Harry Geisinger.
- 2) Presentation by Harry L. Nolan, Jr. - Airline Without a Pilot, Lessons in Leadership.
- 3) Proclamation for Constitution Week.
- 4) Proclamation for National Assisted Living Week.

H) PUBLIC HEARINGS

ALCOHOL BEVERAGE LICENSE APPLICATIONS

(*Presented by Don Howell, Director of Operations*)

(Agenda Item No. 06-300)

- 1. SSGAL06-0211
Approval of Alcoholic Beverage License Application for Said of Georgia, LLC, d/b/a Food Mart #541 located at 5700 Roswell Road, Sandy Springs, GA 30342. Applicant is Said Abdulaziz for Retail/Package Sale of Wine and Malt Beverage License.

(Invitation for public comment)

(Agenda Item No. 06-301)

- 2. SSGAL06-0212
Approval of Alcoholic Beverage License Application for LSAA, Inc., d/b/a Sam’s Mart #521 located at 5640 Northside Drive, Sandy Springs, GA 30328. Applicant is Sami Ismael Nafisi for Retail/Package Sale of Wine and Malt Beverage License.

(Invitation for public comment)

(Agenda Item No. 06-302)

- 3. SSGAL06-0213
Approval of Alcoholic Beverage License Application for LSAA, Inc., d/b/a Sam’s Mart #516 located at 7800 Holcomb Bridge Road, Sandy Springs, GA 30092. Applicant is Sami Ismael Nafisi for Retail/Package Sale of Distilled Spirits, Wine and Malt Beverage License

(Invitation for public comment)

(Agenda Item No. 06-307)

- 4. SSGAL060210
Approval of Alcoholic Beverage License Application for Paul Roswell Package, Inc., located at 6401 Roswell Road, Sandy Springs, GA 30328. Applicant is Ahmed Merchant for Retail/Package Sale of Wine and Malt Beverage License.

ZONING AGENDA

Rezoning

(Agenda Item No. 06-240)

- 1. RZ-06-019/CV06-011 – Ison Road, Nathan V. Hendricks, III, from R-2 conditional to CUP for the development of 54 single family lots at a density of 2.25 units per acres with a concurrent variance for specimen tree removal. .

(First Reading)

(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

(Agenda Item No. 06-272)

- 2. RZ06-029 – 355 Mt. Paran Road, Robert Klenberg, from R-2 to R-3 for the development of 1 single-family lot. First Reading on August 15, 2006. (Second Reading)

(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

(Agenda Item No. 06-273)

3. RZ06-030/CV06-015 – 8475 Roswell Road (SR9), Joe Ballato for Popeye's Corporation, from C-2 conditional to C-2 to remove the restriction of the use of the property as a gas station only and to allow for the development of a restaurant. Three concurrent variances are requested. First Reading on August 15, 2006. (Second Reading)
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

(Agenda Item No. 06-274)

4. RZ06-031/CV06-016 – 75 Cliftwood Drive, Pete Hendricks for Igor & Danuta Kopmar, From R-3 to O-I to convert the existing structure from a single family residence to an office. Four concurrent variances are requested. First Reading on August 15, 2006. (Second Reading)
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

(Agenda Item No. 06-275)

5. RZ06-032/CV06-017 – 259 Windsor Parkway, Pete Hendricks for Reel Time, LLC, from O-I conditional to O-I to allow for a 1,597 square foot addition to the existing 2,117 square foot structure. Four concurrent variances are requested. First Reading on August 15, 2006. (Second Reading)
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

(Agenda Item No. 06-276)

6. RZ06-033 - 5845 Long Island Drive, Mansour Maghari, from R-2 conditional to R-4A for the development of 2 single family residential lots at a density of 1.94 units per acre. First Reading on August 15, 2006. (Second Reading)
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

(Agenda Item No. 06-277)

7. RZ06-034 – Carroll Manor Subdivision, City of Sandy Springs for Carroll Manor Subdivision, from TR conditional to TR to clarify current rezoning conditions and to bring the site into compliance with regard to the minimum lot size permitted. First Reading on August 15, 2006. (Second Reading)
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

Zoning Modification

(Agenda Item No. 06-278)

1. ZM06-006 – 6400 Peachtree-Dunwoody Road, the Home Depot, to modify condition 2.a. to sell 0.31 acre tract to Dunwoody Storage. Concurrent Variance to delete the required 5' landscape strip adjacent to C-1 at NW corner. First Reading on August 15, 2006. (Second Reading)
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

(Invitation for public comment)

END OF PUBLIC HEARINGS**I) UNFINISHED BUSINESS:****(Agenda Item No. 06-193)**

1. Approval of an Amendment to Chapter 12, Offenses and Violations, Article 1: General Prohibitions, Section 2, Offenses against public morals, by adding subsection (g) Obscenity and Related Offenses. First Reading on June 6, 2006, Second Reading on August 15, 2006. (Additional Reading)

(Presented by Wendell Willard, City Attorney)

(Invitation for public comment)

(Agenda Item No. 06-279)

2. Approval of an Ordinance Amending the City of Sandy Springs Code of Ordinance Chapter 9, Section 9: Construction Board of Adjustment and Appeals - Revise the name of the Construction Board of Adjustment and Appeals to Construction Board of Appeals. Section 9 (e) i - Revise the deadline for meetings to be called from 30 calendar days after notice of appeal has been received to 60 days. First Reading on August 15, 2006. (Second Reading)

(Presented by Nancy Leathers, Community Development Director)

(Invitation for public comment)

(Agenda Item No. 06-280)

3. Approval of an Ordinance Amending the City of Sandy Springs Code of Ordinance Chapter 2, Administration, Article 5, City Boards, Section 1, Creation - Revise the name of the Construction Board of Adjustment and Appeals to Construction Board of Appeals. First Reading on August 15, 2006. (Second Reading)

(Presented by Nancy Leathers, Community Development Director)

(Invitation for public comment)

(Agenda Item No. 06-281)

4. Approval of an Ordinance to Amend Chapter 7, Alcoholic Beverages, Article 2, Section 2, Violations of Article, Misdemeanor. First Reading on August 15, 2006. (Second Reading)

(Presented by Wendell Willard, City Attorney)

(Invitation for public comment)

(Agenda Item No. 06-282)

5. Approval of an Ordinance to Amend the Adult Entertainment Ordinance Amending and Striking Article 1, Section 1(n) with a new Section 1(n) and renumbering all remaining paragraphs of Article 1, Section 1 consecutively, amending Section 9, Penalty for Violation, amending Section 12(a)(2) by adding subparagraph (d), and amending Section 12(c), Suspension and Revocation Procedure. (Second Reading)

(Presented by Wendell Willard, City Attorney)

(Invitation for public comment)

J) NEW BUSINESS:**(Agenda Item No. 06-303)**

1. Approval of an Ordinance to Amend Chapter 11, Article 3 Pawnbrokers and Pawnshops; Secondhand Dealers, Section 1 through 11 of the Code of Ordinances for the City of Sandy Springs. (First Reading)
(Presented by Wendell Willard, City Attorney)

(Agenda Item No. 06-304)

2. Approval of an Ordinance Amending Section 2.14 of Article 2 of the Charter of the City of Sandy Springs so as to Allow for the Approval and Passage of a Resolution or Ordinance by the City Council after the title is read at the time the resolution or ordinance is offered.
(First Reading)
(Presented by Wendell Willard, City Attorney)

(Agenda Item No. 06-305)

3. Approval of an Ordinance Amending Article IV of the Charter of the City of Sandy Springs Relating to the Municipal Court. (First Reading)
(Presented by Wendell Willard, City Attorney)

K) REPORTS AND PRESENTATIONS:

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

L) PUBLIC COMMENT**(Agenda Item No. 06-306)****M) ADJOURN**