

INFORMATION SHEET FOR REZONING REQUESTS

Application # 216-11 DATE OF READING 6-21-16

REZONE FROM A-1 TO I-2 Heavy Industrial

PROPERTY OWNER CON-ONAULA FARMS LLLP

LOCATION OF PROPERTY 3538 US Hwy 41 South

CALHOUN

DESCRIPTION OF PROPERTY
25 ACRES

THIS REQUEST COMES TO THE BOARD OF COMMISSIONERS FROM
THE PLANNING COMMISSION WITH THEIR RECOMMENDATIONS FOR:

- Approval

STIPULATIONS:

**GORDON COUNTY PLANNING COMMISSION
PUBLIC HEARING
JUNE 13, 2016**

The Gordon County Planning Commission held a Public Hearing on Monday, June 13, 2016 at 6:00 p.m. in the Conference Room of the Gordon County Administration Building for the purpose of hearing variance and zoning change requests. Members present were:

Randy Rule	Eddie Smith
Jerry Lovelace	Nathan Serritt

Randy Rule called the meeting to order and advised all present of the sign-up sheets available for those who wish to address the Planning Commission on any of the zoning or variance change applications.

APPROVAL OF MINUTES

A motion was made by Jerry Lovelace to approve the minutes of the previous meeting of May 9, 2016. Nathan Serritt seconded the motion. All voted aye. The minutes were approved as written.

**REZONING APPLICATION #Z16-11, CON-ONLA FIELDS, L.L.L.P.
(Applicant: OWR, LLC)**

Chairman Rule read rezoning application #Z16-11, Con-onaula Farms, L.L.L.P., requesting to rezone 25 acres located at 3538 US Hwy. 41 South, Calhoun from A-1 to I-2. Terry Brumlow, a local attorney represented the request explaining that OWR, LLC, which is owned by Sage Ralston and L.P. Owens, wished to buy these 25 acres if the rezoning is received from Con-onaula Farms to build industrial buildings to sale or lease to industry. All adjoining property owners had been notified.

Ursula Desrosier, Zoning Administrator for Gordon County, recommended that the rezoning request identified as Application #Z16-11 be approved.

Jerry Lovelace made the motion to approve the rezoning application identified as #Z16-11 from A-1 to I-2. Eddie Smith seconded the motion. All voted aye. The recommendation for approval was sent to the Board of Commissioners.

REZONING APPLICATION #Z16-12, THOMAS GROVER LUNSFORD

Chairman Rule read rezoning application #Z16-12, Thomas Grover Lunsford, requesting to rezone a 2.26 acre tract located at 976 Hwy. 53 West, Calhoun from A-1 to C-G. Mr. Lunsford represented the request explaining that he thought that this was already zoned C-G since he had operated an insurance agency at this address since 1987 and now he would like to bring the property into compliance so he can open another business to sell fireworks. The fireworks business would only be open seasonally, before July 4th and before New Years. All adjoining property owners had been notified.

**Cover Sheet
Proposal for Land Use Action**

Application Number: 216-11 Present Zoning: A-1 Proposed Zoning: I-2

Date of Planning Commission Meeting: JUNE 13, 2016

Date of Board of Commissioners' Meeting: JUNE 21, 2016

Applicant: OWR, LLC

Property Owner: *(if different from applicant)* CON-ONAULA FARMS, L.L.L.P.

Property Address: 3538 US HIGHWAY 41 SOUTH, CALHOUN, GA

Said Property having a frontage of 810 feet and containing 25 acres.

Future Development Map Classification: Industrial

Current Zoning Map Classification: A-1

Proposed Action: REZONE PROPERTY TO BUILD INDUSTRIAL BUILDINGS FOR SALE OR LEASE TO LOCAL INDUSTRY.

Reason for Proposed Action: REZONE PROPERTY TO BUILD INDUSTRIAL BUILDINGS FOR SALE OR LEASE TO LOCAL INDUSTRY.

Directions to Property: PROCEEDS SOUTH ON US HIGHWAY 41 TOWARDS ADAIRSVILLE AND PROPERTY IS LOCATED ON THE LEFT APPROXIMATELY 4.2 MILES SOUTH OF THE INTERSECTION HIGHWAY 53 AND HIGHWAY 41. PROPERTY SITUATED ON EAST SIDE OF HIGHWAY 41 ACROSS FROM INTERSECTION OF TAYLOR BRIDGE ROAD AND HIGHWAY 41.

Application Number: 216-11

Proposal Information (cont.)

If proposing a **Future Development Map** amendment, please provide the following information:

Present Map classification: _____

Proposed classification: _____

Present Map classifications of abutting property to the subject property:

Reason for the Map amendment: _____

If proposing an **Official Zoning Map** amendment (*rezoning of property*), please provide the following information:

Present zoning district: A-1 Agricultural

Proposed zoning district: I-2 Heavy Industrial

Future Development Map classification: Industrial

Reason for the Zoning Map amendment: Rezone property to build industry buildings for sale or lease to local industry

[Signature]

Applicant's Signature

5/13/16

Date

[Signature]

Property Owner's Signature (If different)

5-13-16

Date

Signed and sealed in the presence of:

[Signature]

Notary Public



5/18/2016

Commission Expires

**Planning Staff Report
To the
Gordon County Planning Commission**

Rezoning Proposal

Date of Report: May 19, 2016

Application # Z16-11

Applicant and Property Owner: Con-onaula Farms, L.L.P. (applicant: OWR, LLC)

Location of Property: 3538 US Hwy 41 South, Calhoun, GA 30701

Property Frontage: 810 Feet **Tract Size:** 25.00 acres

Proposed Action: Rezone from A-1, (Agricultural District) to I-2, (Heavy Industrial).

Reason for Proposed Action: Would like to rezone the property to build industrial buildings for sale or lease to local industry.

Future Development Map Classification: Industrial

Departmental Reviews

It shall be understood that the following Departmental Review requirements, if any, shall be satisfied by the Applicant in addition to all standard County zoning, building, and development codes prior to the issuance of any land disturbance permit, building permit and/or certificate of occupancy, as deemed applicable by the County building official relating to the subject proposal if said proposal is approved by the Gordon County governing authority.

- * ***Environmental Health Services:*** Is this area/buildings to be served by city sewer? If not, developer needs to come see me before development begins.
- * ***Building Department:*** N/A
- * ***Fire Department:*** A fire hydrant may be required before construction begins.
- * ***Gordon County School System:*** N/A
- * ***Road Department or Georgia Dept. of Transportation:*** Contact GDOT for driveway access.
678-721-5287
- * ***Water & Sewer (City of Calhoun):*** This property is served by a 12" water line. No sewer service in this area.
- * ***Zoning Division:*** A Notice of Public Hearing has been properly advertised in the local newspaper, zoning application fees have been paid and Applicant has been advised to post a Notice of Pubic Hearing on the subject property.

Planning Staff Findings & Recommendations

The following standards from Section 10.03.0212.6 of the Gordon County Unified Land Development Code (ULDC), in addition to the Departmental Reviews above, have been considered in the findings and recommendations of the planning staff:

1. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property.

Subject property is surrounded by agricultural zoned properties but is in close proximity to the LG Chem Plant. The property is suitable for accommodating new industry with the rail service along the western edge, I-75 on the eastern boundary and the nearby Tom B. David Airport.

2. Whether the proposed zoning will adversely affect the existing use of usability of adjacent of nearby property.

The proposed zoning will not adversely affect nearby properties.

3. Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.

The subject property exceeds the minimum lot size requirements for A-1 Zoning and has the potential to be developed accordingly.

4. Whether the proposed zoning will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools.

The proposed zoning may generate additional vehicular traffic and may impede traffic flow.

5. Whether the zoning proposal is in conformity with the policy and intent of the Future Development Map and Comprehensive Plan.

The subject property is classified as Industrial on the Gordon County Future Development Map. This classification supports land uses intended for Light Industrial and Heavy Industrial. The proposed zoning is consistent with the Future Development Map.

6. Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approved or disapproved of the zoning proposal.

The proposed zoning is important to the economic health of the County with attracting new industry also, within proximity to residential growth areas which is compatible with our Future Land Development Map, to provide opportunities for workforce housing.

Planning Staff's Recommendation:

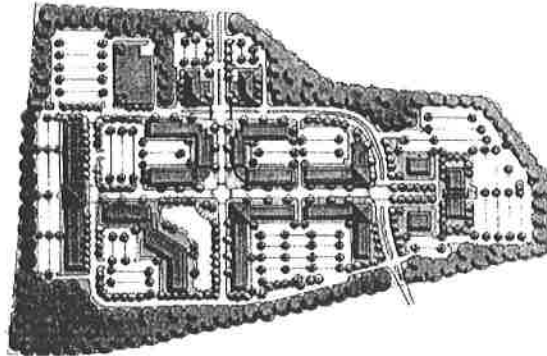
The rezoning request identified as Application #Z16-11 be recommended for approval.

This report is a part of the official record of the subject application

9. Emerging Mixed Use Center – Regional Activity (con't.)

Development Pattern (con't.)

- Depict clear physical boundaries and transitions between the edge of the character area and the surrounding low-density, rural areas
- Incorporate landscaping of commercial sites/parking lots
- Discourage strip development
- Reflect a campus or unified development
- Require shared driveways and inter-parcel access
- Clearly define road edges by locating buildings at roadside with parking to the rear
- Limit truck traffic by prohibiting warehousing or other operations requiring heavy truck use
- Prohibit new billboards
- Encourage compatible architecture styles that maintain the regional character
- Encourage parking lots to incorporate on-site stormwater mitigation or retention features, such as pervious pavements



A mixed-use center on a regional scale: commercial/office, industrial, and high-density residential are compatible uses, and buildings are oriented toward an internal network of streets

Primary Land Uses

- Office, retail, and other typical commercial uses
- Higher density residential uses (including townhomes and condominiums)
- Light industry
- Educational institutions

Quality Community Objectives

- Housing Choices
- Employment Options
- Appropriate Businesses

Implementation Strategies

- Adopt a Landscape and Buffer Ordinance
- Amend Development Regulations to promote the desired development pattern (e.g. requiring sidewalks and interparcel access)
- Coordinate with the City of Calhoun to provide water and sewer service

* 10. Industrial

The Industrial character area is intended to accommodate low and high intensity industry in locations that have interstate and rail access. A location that is identified as suitable for accommodating new industry and creating jobs is located south of Calhoun. Rail service runs along on the western edge of the character area, I-75 forms its eastern boundary, and the nearby Tom B. David Airport has ample capacity. Proximity to residential growth areas, including the Emerging Suburban character area in the southwest portion of the County, and the Emerging Mixed Use Center – Regional Activity to the east provides opportunities for workforce housing. While attracting new industry is important to the economic health of the County, the intent of the Industrial character area is to balance growth with environmental considerations.



10. Industrial (con't.)

Development Pattern

The development pattern should seek to:

- Provide diverse industries
- Protect air and water quality
- Prevent adverse impacts to natural resources and surrounding population
- Address traffic impacts and circulation in site design
- Provide adequate buffers
- Limit visibility of industrial operations/parking from the interstate
- Limit grading and clearing

Primary Land Uses

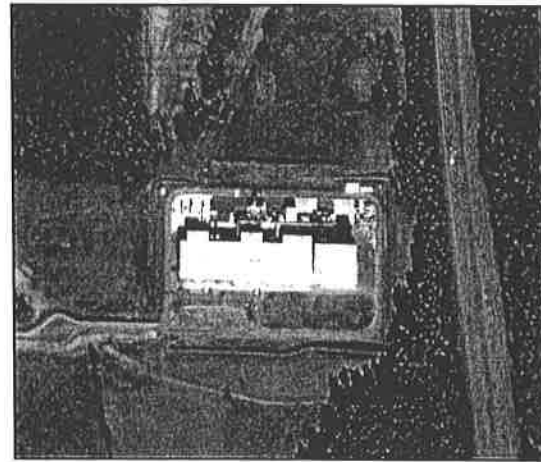
- Light industrial
- Heavy industrial

Quality Community Objectives

- Employment Options
- Appropriate Businesses
- Regional Cooperation

Implementation Strategies

- Adopt design/development standards for industrial sites
- Coordinate with the City of Calhoun and the City of Fairmount to provide water and sewer service
- Create a "development impact matrix" to determine potential impacts of specific industries on the environment and infrastructure



Proximity to I-75 makes southern Gordon County an attractive location for industries such as the new LG Chem Plant, shown here
Source: Google Earth

11. South Calhoun Bypass

The South Calhoun Bypass character area reflects the proposed alignment of the four-lane limited access bypass that is planned south of Calhoun. In addition to helping route truck traffic around downtown Calhoun, it has the potential to accommodate additional industrial opportunities in the southern portion of the County. This segment of the Calhoun Bypass, which also includes a western and eastern portion, is approximately 6.8 miles in length and connects SR 53 West to SR 53 East. Construction of an interstate interchange at Union Grove Road is a key element of the project.

Development Pattern

The development pattern should seek to:

- Take the form of corridor development, with clear physical boundaries and transitions between the edge of the character area and surrounding residential areas
- Accommodate diverse industries
- Protect air and water quality
- Prevent adverse impacts to natural resources and surrounding population
- Address traffic impacts and circulation in site design
- Provide adequate vegetative buffers along the corridor



Recorded 11/12/2009 2:35
Doc: QCD RCP#: 276854
TRANSFER TAX ID: 064001598
Brian Brannen, C.S.C.
GORDON County, Ga
DEED Bk: 1623 Pg: 92-93

STATE OF GEORGIA

COUNTY OF Gordon

QUITCLAIM DEED

A. Kai Long, III
A. KEL LONG, III, P.C.
3060 Peachtree Road, Suite 1726
Atlanta, Georgia 30305
TITLE NOT EXAMINED

THIS INDENTURE is made this 22nd day of August, 2009, between **GUS G. MOORE** (herein referred to as "Grantor"), and **CON-ONALA FARMS, L.L.P.**, a Georgia limited liability limited partnership (herein referred to as "Grantee").

WITNESSETH:

That Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other valuable consideration, cash in hand paid by Grantee to Grantor, the receipt of which is hereby acknowledged by Grantor, has bargained, sold and does by these presents bargain, sell, remise, release and forever quitclaim to Grantee, its successors and assigns, all the right, title, interest, claim or demand which Grantor has or may have had in and to ALL THAT TRACT or parcel of land lying and being in **Gordon County, Georgia**, more particularly described as follows (the "Property").

ALL that tract or parcel of land lying and being in Land Lots 174 and 175, in the 15th District and 3rd Section of Gordon County, Georgia, being more particularly described as follows:

BEGINNING at the northeast corner of said Land Lot No. 174; running thence South 1° 25' West, along the eastern boundary line of said Land Lot No. 174, a distance of

✓

2177 feet, to the point where the northern side of the Owen Road intersects the said eastern boundary line; running thence South 37° 35' West, along the north side of said Owen Road 150 feet; running thence South 74° 55' West, along the north side of the Owen Road 1145 feet; running thence South 89° 58' West, along the north side of the Owen Road 979 feet to the east side of U.S. Highway No. 41, also known as Georgia Highway No. 3; running thence North 9° 35' West, along the east side of said Highway No. 41, a distance of 1744 feet; running thence North 0° 35' East, along the east side of said Highway No. 41 a distance of 1148 feet; running thence North 6° 35' East along the east side of said Highway No. 41, a distance of 1262 feet; running thence South 76° 10' East 1200 feet; running thence South 19° 10' East 1265 feet; running thence South 88° 25' East 770 feet to the point of beginning.

Together with all rights, members and appurtenances to the said described premises in anyway appertaining or belonging.

TO HAVE AND TO HOLD the property unto Grantee, its successors and assigns, so that neither Grantor nor its successors, nor any other person claiming under it shall at any time, claim or demand any right, title or interest to the aforesaid described premises or its appurtenances.

IN WITNESS WHEREOF, Grantor has signed, sealed and delivered this quitclaim deed the day and year first above written.

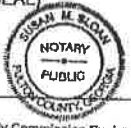
Signed, sealed and delivered
this 22 day of August,
2009, in the presence of:

GRANTOR:

[Signature]
Witness
[Signature]
Notary Public (AFFIX SEAL)

[Signature] (SEAL)
GUS G. MOORE

My commission expires:



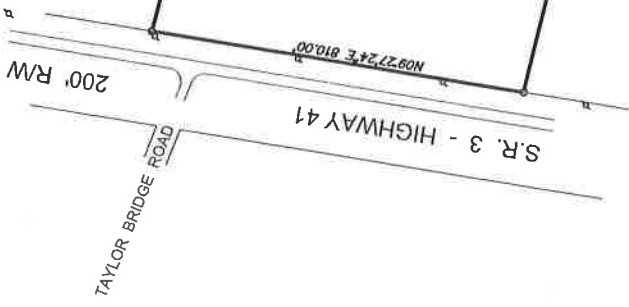
My Commission Expires
July 2, 2010

REZONING SKETCH FOR: CON-ONAULA FARMS, LLLP LOCATED IN LAND LOT 175 15th DISTRICT, 3rd SECTION GORDON COUNTY, GEORGIA

TAX PARCEL: 048 001
DAMEL & KATHRYN FISHER
DEED BOOK 711, PAGE 457-458

25.00 ACRES

TAX PARCEL: 048 002
CON-ONAULA FARMS, LLLP



L.L. 175

L.L. 186

L.L. 174

L.L. 187

NOTES: CURVES 1/2" RADII SET WITH A CURVE OF CENTER LINES PLACED AT ALL CORNERS UNLESS NOTED OTHERWISE.

SYMBOL	LEGEND
RES	RESURFACING
OTF	OPEN TOP
CAF	CONCRETE MAN HOLES
BR	BRICK
PC	PAVE
IVF	NOT ON PARALLEL
-GRAL-	OVERHEAD UTILITY LINE
-C-	FENCE LINE
-S-	SHRUBS
POD	POLE
COO	CORNER
ARC	ARC LENGTH
RY	PROPERTY
CL	CENTER LINE
BL	BUILDING LINE
LL	LAND LOT LINE
DE	DRAINAGE EASEMENT
SE	SEWER EASEMENT
FI	FIRE HYDRANT
MI	MANHOLE
WCS	WIRE CATCH BUSH
SWCS	SINGLE WIRE CATCH BUSH
DI	DROP INLET
JB	JUNCTION BOX



SURVEY WAS PREPARED IN CONFORMANCE WITH THE TECHNICAL STANDARDS FOR PROPERTY SURVEYS IN GEORGIA AS SET FORTH IN CHAPTER 186-7 OF THE RULES OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND AS SET FORTH IN THE GEORGIA PLAT ACT (O.C.G.A. 15-6-67).

MASSEY SURVEYING
INCORPORATED
Columbus, Georgia 30702
P.O. Box 2821
PROFESSIONAL LAND SURVEYING SERVICES



DEPARTMENTAL REVIEW - FIRE DEPARTMENT

Application # 216-11 Con-onaula Farms A-1 to I-2

Date: 5/17/16

Reviewed by: JOEY JORDON

FIRE DEPARTMENT

Comments, recommendation, or any condition of approval to serve proposed rezoning or variance with Fire Department services:

A FIRE HYDRANT MAY BE REQUIRED BEFORE CONSTRUCTION BEGINS.



5/27/16

DEPARTMENT REVIEW -- ENVIRONMENTAL HEALTH

Application # 2110-11 Con-oranda Farms A-1 to I-2

Date: 5/17/16

Reviewed by: Christy Blair

Environmental Health

Comments, recommendations, or any condition of approval to serve proposed rezoning or variance with Environmental Health:

Is this area/buildings to be served by city sewer?
If not, developers need to come see me before
development begins.

**DEPARTMENT REVIEW - STATE DEPARTMENT OF
TRANSPORTATION**

Application # 216-11 Con-ohawa Farms A-1 to I-2

Date: 5/17/16

Reviewed by: Donovan Tucker

State Department of Transportation

Comments, recommendations, or any condition of approval to serve proposed rezoning or variance with State Department of Transportation:

Contact GDOT for driveway access
678-721-5287

CITY OF CALHOUN

WATER AND SEWER DEPARTMENTAL REVIEW

APPLICATION NUMBER: Z16-11
APPLICATION NAME: CON-ONAUULA FARMS, LLLP
TYPE OF ZONING: A-1 TO I-2
DATE: 5/18/2016
REVIEWED BY: MARK WILLIAMSON

WATER COMMENTS:

THIS AREA IS SERVED BY A 12" WATER LINE.

SEWER COMMENTS:

NO CITY SEWER SERVICE TO THIS AREA OF GORDON COUNTY.

THE INFORMATION IN THIS REPORT WAS OBTAINED USING MAPS AND RECORDS THAT MAY NOT BE ENTIRELY ACCURATE. THIS INFORMATION CANNOT BE CONSIDERED ACCURATE UNTIL A FIELD SURVEY HAS BEEN COMPLETED.