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City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Agenda

JUDICIAL LEGISLATIVE COMMITTEE

Andy Morris, Chairman
Cheryl Richardson, Vice Chair
Joseph R. Goldstein

Tuesday, October 29, 2019

Council Chamber

Immediately Following Parks, Recreation and Tourism Committee

CALL TO ORDER:

MINUTES:

20190923 **Regular Meeting - September 24, 2019**

Review and approval of the September 24, 2019 meeting minutes.

BUSINESS:

20190790 **V2019-31 [VARIANCE] COBB COUNTY KENNESTONE HOSPITAL AUTHORITY (WELLSTAR HEALTH SYSTEM, INC)**

V2019-31 [VARIANCE] COBB COUNTY KENNESTONE HOSPITAL AUTHORITY (WELLSTAR HEALTH SYSTEM, INC) are requesting variances for property located in Land Lot 1074, District 16, Parcels 0310, 0330, 0320, & 0450, 2nd Section of Cobb County, Marietta, Georgia and being known as 115 & 127 Cherry Street, 683 Cherokee Street, and 680 Church Street (a.k.a. 700 Church Street). Ward 4B.

Variances from §714.04 (F) for freestanding sign height, setbacks, face area, type, and number of signs per road frontage as part of a comprehensive sign package for WellStar Kennestone Hospital's Emergency Services Building.

Public Hearing (All parties sworn in)

20190979 Revocable Easement Agreement between the City of Marietta and Wellstar Health System, Inc.

Motion to approve Revocable Easement Agreement between the City of Marietta and Wellstar Health System, Inc. and related entities related to Variance 2019-31.

20190980 1101 Powder Springs Street

Motion to approve the First Amendment to Purchase and Sale Agreement for the property at 1101 Powder Springs Street.

20190968 Final Plat - Parkside East Phase II

Request by Traton Homes for approval of the Phase II final plat for Parkside East at Allgood Road and Lawanna Drive.

20190969 Final Plat - 1825 Stilesboro Rd

Request by Traton Homes for approval of the final plat for 1825 Stilesboro Road.

20190970 Preliminary Plat - The Overlook at Bells Ferry

Motion to approve the request by Loyd Development Services for approval of the preliminary plat for a 40 unit townhome attached development at 1691 Bells Ferry Road, zoned RA-8.

20190873 Code Amendment - Residential Zones

Discussion of potential code amendments to clarify uses and restrictions in residential zoning districts.

20190947 Small Cell Ordinance

Review and consideration of existing City of Marietta Small Cell Ordinance.

20190902 2020 City Council Meeting Dates

Review and approval of the 2020 proposed meeting dates for City Council & Committee Meetings.

20190976 Ga. Smoke-Free Act of 2005

- For all public properties, sidewalks and otherwise, the Ga. Smoke-Free Act of 2005 (OCGA 31-12A et al) shall govern for leasehold interest/license of restaurant and bars, particularly for 31-12(a)-6 (9) (a), minors not prohibitive. (This begs the question when a sidewalk is an extension of a bar or restaurant, should not the smoke-free act govern)
- Using Smyrna's upcoming 1/1/20 Ordinance of prohibiting under 21 smoking purchases, Marietta to consider similar ordinance.

Requested by Mayor Tumlin

20190985 Party Houses

Discussion and review of current ordinances of the city of Marietta to better regulate party houses. If appropriate, staff and the city attorney would be directed to develop a new ordinance regarding this action item.

Requested by Council Member Andy Morris.

ADJOURNMENT:



City of Marietta

205 Lawrence Street
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Meeting Summary JUDICIAL LEGISLATIVE COMMITTEE

Andy Morris, Chairman
Cheryl Richardson, Vice Chair
Joseph R. Goldstein

Tuesday, October 29, 2019

Council Chamber

Immediately Following Parks, Recreation and Tourism Committee

20190923 Regular Meeting - September 24, 2019

Review and approval of the September 24, 2019 meeting minutes.

Approved and Finalized

**20190790 V2019-31 [VARIANCE] COBB COUNTY KENNESTONE HOSPITAL
AUTHORITY (WELLSTAR HEALTH SYSTEM, INC)**

V2019-31 [VARIANCE] COBB COUNTY KENNESTONE HOSPITAL AUTHORITY (WELLSTAR HEALTH SYSTEM, INC) are requesting variances for property located in Land Lot 1074, District 16, Parcels 0310, 0330, 0320, & 0450, 2nd Section of Cobb County, Marietta, Georgia and being known as 115 & 127 Cherry Street, 683 Cherokee Street, and 680 Church Street (a.k.a. 700 Church Street). Ward 4B.

1. Variances from §714.04 (F) for freestanding sign height, setbacks, face area, type, and number of signs per road frontage as part of a comprehensive sign package for WellStar Kennestone Hospital's Emergency Services Building.

Public Hearing (All parties sworn in)

Recommended for Council Agenda

**20190979 Revocable Easement Agreement between the City of Marietta and Wellstar
Health System, Inc.**

Motion to approve Revocable Easement Agreement between the City of Marietta and Wellstar Health System, Inc. and related entities related to Variance 2019-31.

Referred to the Agenda Work Session

- 20190980** **1101 Powder Springs Street**
- Motion to approve the First Amendment to Purchase and Sale Agreement for the property at 1101 Powder Springs Street.
- Referred to the Agenda Work Session**
- 20190968** **Final Plat - Parkside East Phase II**
- Request by Traton Homes for approval of the Phase II final plat for Parkside East at Allgood Road and Lawanna Drive.
- Recommended for Approval - Consent Agenda**
- 20190969** **Final Plat - 1825 Stilesboro Rd**
- Request by Traton Homes for approval of the final plat for 1825 Stilesboro Road.
- Recommended for Approval - Consent Agenda**
- 20190970** **Preliminary Plat - The Overlook at Bells Ferry**
- Motion to approve the request by Loyd Development Services for approval of the preliminary plat for a 40 unit townhome attached development at 1691 Bells Ferry Road, zoned RA-8.
- Recommended for Approval - Consent Agenda**
- 20190873** **Code Amendment - Residential Zones**
- Discussion of potential code amendments to clarify uses and restrictions in residential zoning districts.
- Motion to authorize advertisement of amendments to clarify uses and restrictions in residential zoning districts.*
- Recommended for Approval - Consent Agenda**
- 20190947** **Small Cell Ordinance**
- Review and consideration of existing City of Marietta Small Cell Ordinance.
- Referred to the Agenda Work Session**
- 20190902** **2020 City Council Meeting Dates**
- Review and approval of the 2020 proposed meeting dates for City Council & Committee Meetings.
- Referred to the Agenda Work Session**

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