



# City of Marietta

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## Meeting Minutes BOARD OF ZONING APPEALS

*Bobby Van Buren, Chairman*  
*Craig Smith, Vice Chairman, Ward 1*  
*J. K. Lowman, Ward 2*  
*Mark Maloney, Ward 3*  
*David Hunter, Ward 4*  
*Juanita Carmichael, Ward 5*  
*Donald Barth, Ward 7*

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Monday, August 29, 2022

6:00 PM

City Hall Council Chambers

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*Present: Bobby Van Buren, Craig Smith, Juanita Carmichael, Mark Maloney, David Hunter,  
Donald Barth*

*Absent: J.K. Lowman*

*Staff: Rusty Roth, Director, Department of Development Services;  
Sarah Ciccone, Planning & Zoning Administrator;  
Gregg Litchfield, City Attorney;  
Lisa Rajabnik, Planning & Zoning Coordinator*

### CALL TO ORDER:

*Chairman Van Buren called the Monday, August 29, 2022, Board of Zoning Appeals Regular Meeting to order at 6:00PM.*

### MINUTES:

**20220750**

**Monday, July 25, 2022, Board of Zoning Appeals Work Session and Regular Meeting Minutes**

Approval of the July 25, 2022, Board of Zoning Appeals Work Session and Meeting Minutes.

*Mr. Maloney made a motion, seconded by Ms. Carmichael, to approve the July 25, 2022, Work Session and Regular Meeting Minutes. The motion carried 5-0-1. Mr. Smith abstained due to absence.*

**Approved and Finalized**

Absent: 1

Vote For: 5

Abstain: 1

## VARIANCES:

### 20220706 V2022-22 [VARIANCE] PERFECT TURF LANDSCAPING, LLC

**V2022-22 [VARIANCE] PERFECT TURF LANDSCAPING, LLC. ( ROBERT & KELLY INGRAM)** are requesting a variance for property zoned R-2 (Single Family Residential - 2 units/acre) located in Land Lot 1153, District 16, Parcel 0350, 2nd Section, Marietta, Cobb County, Georgia, and being known as 861 Oakton Pond. Variance to allow gravel as an acceptable parking and driving surface. Ward 4A.

*A public hearing was held.*

*Mr. Zach Miller presented the variance request on behalf of the property owners Mr. and Mrs. Robert Ingram.*

*There was no opposition to the request.*

*The Board members asked questions regarding the concrete apron size and location, and sidewalk repairs.*

*Mr. Miller responded to the questions accordingly and to the satisfaction of the Board members.*

*The public hearing was closed.*

*A motion was made by Mr. Hunter, seconded by Mr. Barth, to approve the request with stipulation. The motion carried 5-1-0. Mr. Smith opposed.*

*Variance approved:*

*1. Variance to allow gravel as an acceptable parking surface [§710.04 (D.1)]*

*Stipulations -*

*i) The existing concrete apron will be a minimum length of 20ft.*

*ii) The sidewalk in the area of the cut away will be repaired and maintained to City standard.*

**Approved as Stipulated**

Absent: 1

Vote For: 5

Vote Against: 1

20220710

**V2022-23 [VARIANCE] 41 SOUTH CREATIVE (PARKWAY CENTER PROPERTIES, LLLP.)**

**V2022-23 [VARIANCE] 41 SOUTH CREATIVE (PARKWAY CENTER PROPERTIES, LLLP.)** are requesting variances for property zoned OHR (Office High Rise), located in Land Lot 647, District 17, Parcel 0030, 2nd Section, Marietta, Cobb County, Georgia, and being known as 1800 (aka 1810) Parkway Place. Variance to allow signage to extend above the roof of the building. Ward 7A

*A public hearing was held.*

*Mr. Richard Calhoun (Attorney) presented the request on behalf of the applicant, Chad Curry, 41 South Creative.*

*There was no opposition to the request.*

*The Board asked Mr. Calhoun if Dobbins ARB had been contacted for their consideration and approval. Mr. Calhoun stated the applicants would contact Dobbins ARB for approval of the proposed plan.*

*The public hearing was closed.*

*A motion was made by Mr. Barth, seconded by Ms. Carmichael, to approve the request with stipulation. The motion carried 6-0-0.*

*Variance approved:*

- 1. Variance to allow signage to extend above the roof of the building [§714.06 (A.14)]*

*Stipulation:*

- i) Dobbins ARB to provide approval of the proposed plans preceding installation.*

*The Board requested a staff review of the current sign code as it pertains to oversized signage.*

**Approved as Stipulated**

**Absent:** 1

**Vote For:** 6

**OTHER BUSINESS:**

**20220584            REQUEST TO WAIVE 12-MONTH WAITING PERIOD**

Request by Real Floors, Inc for the Board of Zoning Appeals to waive the 12-month waiting period for hearing variances for 560 Webb Industrial Drive.

*A public hearing was held.*

*Mr. Jason Herr was present to request the Board approve a waiver of the 12-month waiting period.*

*There was no opposition.*

*The public hearing was closed.*

*A motion was made by Mr. Barth, seconded by Ms. Carmichael, to approve the waiver. The motion carried 6-0-0.*


**Approved and Finalized**

**Absent:** 1

**Vote For:** 6

**ADJOURNMENT:**

*The August 29, 2022, Board of Zoning Appeals meeting adjourned at 6:33PM.*

  
**BOBBY VAN BUREN, CHAIRMAN**

  
**LISA H. RAJABNIK, SECRETARY**