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REZONING APPLICATION

AN APPLICATION TO AMEND THE OFFICIAL ZONING MAP OF GWINNETT COUNTY, GA.

APPLICANT INFORMATION	PROPERTY OWNER INFORMATION	
Name:Tyler Lasser	Name:Ana Lehner	
Address:299 South Main Street	Address: <u>3248 Braselton Highway</u>	
City: Alpharetta	City: Dacula	
State: <u>GA</u> ZIP: <u>30009</u>	State: <u>GA</u> ZIP: <u>30019</u>	
Phone:470-202-9321	Phone:	
Email:tlasser@lja.com	Email:	
Contact Person: Tyler Lasser		
Contact's Email: <u>tlasser@lja.com</u>		
APPLICANT IS THE:		
Owner's Agent Property Owner Contract Purchaser		
Current Zoning District(s): <u>RA-200</u> Requested Zoning District: <u>R-100</u>		
Parcel Number(s): <u>R5325 437</u> Acreage: <u>1.89</u>		
Property Address(es): <u>3224 Hall Road</u>		
Proposed Development: Minor residential sub	division with 2 lots	
Variance(s): <u>None</u>	e(s): <u>None</u> Waiver(s): <u>None</u>	
RESIDENTIAL DEVELOPMENT	NON-RESIDENTIAL DEVELOPMENT	
No. of Dwelling Units: <u>2</u>	No. of Buildings:	
Dwelling Unit Sq. Ft.: <u>4,370</u>	Total Building Sq. Ft.:	
Density: <u>1.06 units per acre</u>	Floor Area Ratio:	
Floor Area Ratio (LRR, MRR, HRR):		
MIXED-USE DEVELOPMENT		
No. of Dwelling Units: [Dwelling Unit Sq. Ft.:	
Total Non-Residential Sq. Ft.: F	loor Area Ratio:	

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10/10/2024

Gwinnett County Planning Division Rezoning Application Last Updated 12/2023

REZONING PROPERTY OWNER'S CERTIFICATION

The undersigned below, or as attached, is the owner of the property considered in this application. The undersigned is aware that no application or reapplication affecting the same land shall be acted upon within six (6) months from the date of last action by the Board of Commissioners.

Signature of Property Owner

08.20. 2024

Date

Sehner na

Type or Print Name and Title

Signature of Notary Public

Date



The undersigned certifies that all Gwinnett County property taxes are current. In no such case shall an application or reapplication be processed without such property tax verification.

Applicant Information

Name: Ana Lehner	
Signature: Ara fer	Date: 10.09.2024

Property Information

Enter all parcel IDs in the table below. Search for Parcel ID

Parcel ID(s) (by Applicant)	Property Taxes Paid (Yes or No) (Tax Commissioner Use Only)
5325437	YES 2023 + 2024 Current

Tax Commissioner Affirmation

All Gwinnett County property taxes are current for the above referenced parcel(s) and confirmed by the signature below.

Name: Deboent Phelps	Title: TSA
Signature:	Date: 10/10/24
3224 Hall Road	



GWINNETT COUNTY PLANNING AND DEVELOPMENT **RECEIVED** 10/11/2024

Applicant's Letter of Intent 3224 Hall Road Rezoning RA-200 to R-100

The Applicant, Ana Lehner, requests to rezone the approximately 1.889-acre site from RA-200 to R-100 for the purpose of subdividing the property into lots for new single-family dwellings. The site is located on the south side of Hall Road, near its intersection with Bold Springs Road. The surrounding area is primarily single-family residential, with a variety of zoning districts, including RA-200, R-100, R-100 MOD and OSC.

The subject site is located within the Center – Rural character area of the Gwinnett County 2045 Comprehensive Plan. This character area generally promotes commercial uses to serve the rural parts of the county and allows for residential. The recommended zoning categories for this area are slightly denser that what is proposed, however, the Applicant submits the proposed R-100 zoning category is more consistent with the existing uses in proximity and will maintain the rural sprit of the area. As proposed, both lots will greatly exceed the minimum size requirements for R-100, amounting to a density of approximately 1.06 units per acre. The new homes will have a minimum heated floor area of 3,500 square feet and will include a three-car garage. The exterior of the homes will consist of a combination of brick, stone and cement siding.

The applicant looks forward to meeting with staff as well as the community to address any questions or concerns and is excited to provide exceptional homes in a highly desirable section of Gwinnett County. Please refer to the attached documents for additional details regarding the site and appearance of the proposed single-family detached dwellings.



Standards Governing the Exercise of the Zoning Power

To further demonstrate that the proposed rezoning and land use is consistent with the intent of the UDO and 2045 Unified Plan, the applicant submits its response to the Standards Governing Exercise of the Zoning Power as follows:

(A) WHETHER A PROPOSED REZONING WILL PERMIT A USE THAT IS SUITABLE IN VIEW OF THE USE AND DEVELOPMENT OF ADJACENT AND NEARBY PROPERTY:

Rezoning the subject site to R-100 for the purpose of constructing new single-family dwellings is a suitable in relation to the adjacent and nearby properties. Each of the properties in proximity are residentially zoned.

(B) WHETHER A PROPOSED REZONING WILL ADVERSELY AFFECT THE EXISTING USE OR USABILITY OF ADJACENT OR NEARBY PROPERTY:

The proposed rezoning will not adversely affect the use of the surrounding properties. The proposed use is consistent with the area. Each lot will be significantly larger than what is required within the R-100 zoning district, and the site will remain for residential uses.

(C) WHETHER THE PROPERTY TO BE AFFECTED BY A PROPOSED REZONING HAS REASONABLE ECONOMIC USE AS CURRENTLY ZONED:

Due to the size and location of the property, in addition to the pattern of residential subdivision in the area, the applicant believes that the subject property does not have a reasonable economic use as currently zoned. The applicant submits the rezoning would allow for a use more compatible with the surrounding properties.

(D) WHETHER THE PROPOSED REZONING WILL RESULT IN A USE WHICH WILL OR COULD CAUSE AN EXCESSIVE OR BURDENSOME USE OF EXISTING STREETS, TRANSPORTATION FACILITIES, UTILITIES, OR SCHOOLS:

The rezoning will not result in an excessive use of existing streets, transportation facilities, utilities or schools. As proposed, each of the lots will be significantly larger than what is required in the R-100 district and will have a minimal overall impact on the area.

(E) WHETHER THE PROPOSED REZONING IS IN CONFORMITY WITH THE POLICY ANDINTENT OF THE LAND USE PLAN:

The proposed rezoning is in conformity with the intent of the 2045 Unified Plan. The subject property is located within the Center - Rural character area of the 2045 Future Development Map, which encourages various single-family residential zoning categories. The proposed development is comparable with the surrounding uses, which consists of primarily single-family residential uses.

(F) WHETHER THERE ARE OTHER EXISTING OR CHANGING CONDITIONS AFFECTING THE USE AND DEVELOPMENT OF THE PROPERTY WHICH GIVE SUPPORTING GROUNDS FOR EITHER APPROVAL OR DISAPPROVAL OF THE PROPOSED REZONING:

The pattern of residential infill development in the area, and the proposed development's consistency with the land use and density of the surrounding properties are among reasons for approval of the proposed rezoning.



Based upon the above reasons, the applicant feels that this is a reasonable request and that action contradictory to the zoning request will constitute a taking of property in violation of the Just Compensation Clause of the Fifth Amendment and the Due Process Clause of the Fourteenth Amendment to the Constitution of the United States, and Article 1, Section 3, Paragraph 1 of the Constitution of Georgia, denying the owner viable use of its land.

GWINNETT COUNTY PLANNING AND DEVELOPMENT

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9/25/2024

Tract 7A and 7B Hall Road

All that tract or parcel of land lying and being in Land Lot 325 of the 5th Land District, Gwinnett County, Georgia and being particularly described as follows:

To find the point of beginning, commence at the intersection of Land Lots 324, 325, 345 and 346, said point marked by a 1 inch open top pipe found; THENCE traveling on the Land Lot common to Land Lots 325 and 345 North 29 Degrees 23 Minutes 57 Seconds West for a distance of 147.73 feet to a point on the northerly right of way of Indian Shoals Road (70' right of way), said point being the corner of Lot 3 (Exemption Plat for Atlas Development LLC recorded in Plat book 160, page 31, Gwinnett County Records) and marked by a ½ inch rebar pin found; THENCE leaving said right of way North 28 Degrees 00 Minutes 24 Seconds West for a distance of 190.74 feet to a point on the southwest right of way of Hall Road (60' right of way); THENCE traveling on said southwest, then southeast right of way of Hall Road the following seven (7) courses and distances:

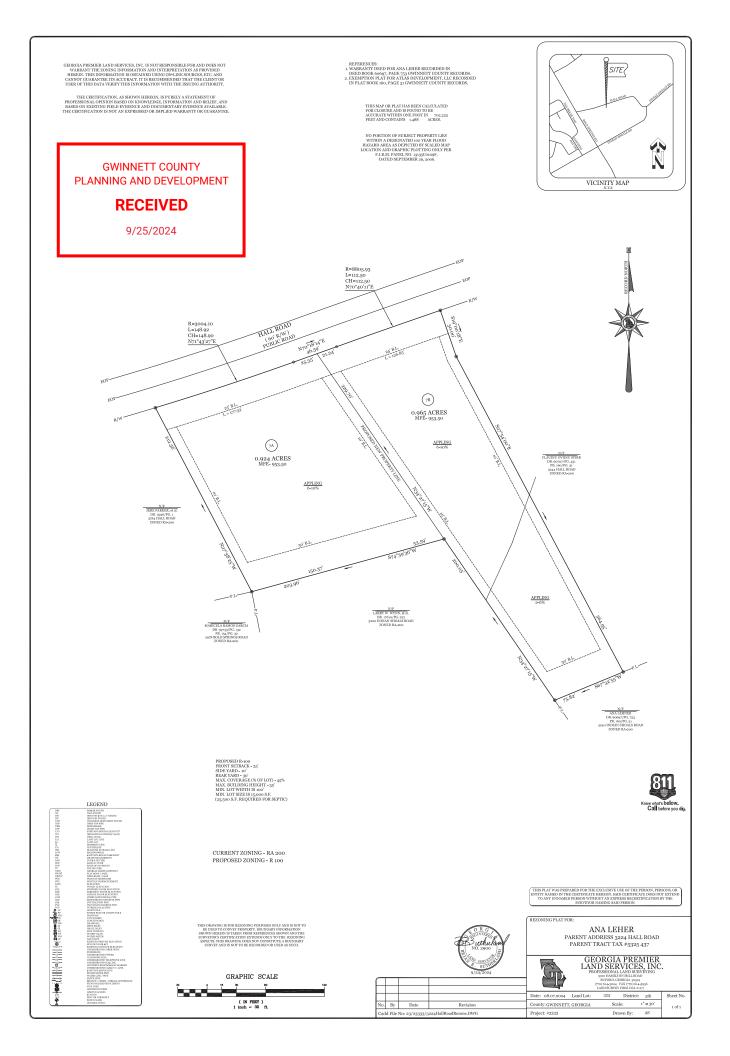
along a curve to the right having a radius of 163.14 feet and an arc length of 75.08 feet being subtended by a chord bearing of North 56 Degrees 21 Minutes 01 Seconds West and a chord distance of 74.43 feet to a point; THENCE along a curve to the right having a radius of 562.88 feet and an arc length of 17.28 feet being subtended by a chord bearing of North 42 Degrees 48 Minutes 44 Seconds West and a chord distance of 17.28 feet to a point; THENCE along a curve to the right having a radius of 562.88 feet and an arc length of 84.20 feet being subtended by a chord bearing of North 37 Degrees 38 Minutes 51 Seconds West and a chord distance of 84.12 feet to a point; THENCE North 33 Degrees 21 Minutes 44 Seconds West for a distance of 118.40 feet to a point; THENCE along a curve to the left having a radius of 150.47 feet and an arc length of 195.42 feet being subtended by a chord bearing of North 70 Degrees 34 Minutes 03 Seconds West and a chord distance of 181.97 feet to a point; THENCE South 72 Degrees 13 Minutes 38 Seconds West for a distance of 75.82 feet to a point; THENCE along a curve to the left having a radius of 8805.93 feet and an arc length of 183.10 feet being subtended by a chord bearing of South 71 Degrees 37 Minutes 53 Seconds West and a chord distance of 183.10 feet to a point, said point being the northeast corner of Lot 7, said point being THE TRUE POINT OF BEGINNING.

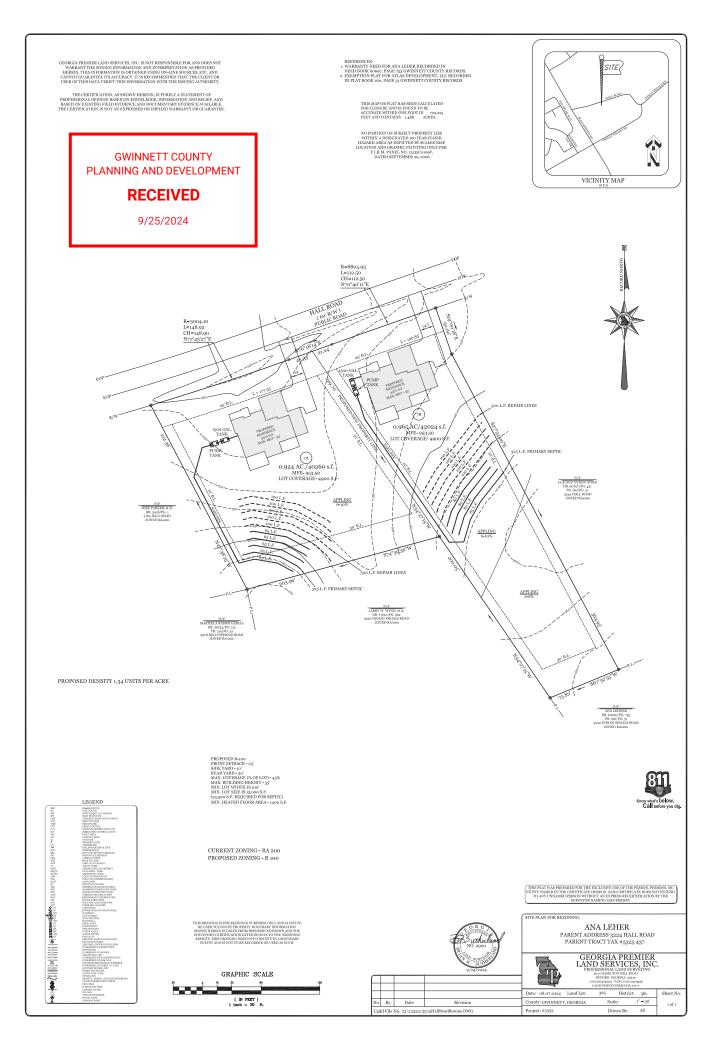
THENCE from said point as thus established, leaving said right of way and traveling South 19 Degrees 00 Minutes 18 Seconds East for a distance of 50.00 feet to a point; THENCE South 27 Degrees 54 Minutes 00 Seconds East for a distance of 364.95 feet to a point; THENCE South 67 Degrees 32 Minutes 55 Seconds West for a distance of 75.83 feet to a point; THENCE North 34 Degrees 27 Minutes 15 Seconds West for a distance of 200.05 feet to a point, said point marked by a ½ inch open top pipe found; THENCE South 74 Degrees 39 Minutes 36 Seconds West for a distance of 203.96 feet to a point, said point marked by a 1 inch open top pipe found; THENCE North 27 Degrees 38 Minutes 25 Seconds West for a distance of 212.36 feet to a point, said point marked by a ½ inch open top pipe found on the southeast right of way of Hall Road (60' right of way); THENCE on said right of way along a curve to the left having a radius of 3004.10 feet and an arc length of 148.92 feet being subtended by a chord bearing of North 71 Degrees 43 Minutes 27 Seconds East and a chord

distance of 148.90 feet to a point; THENCE on said right of way North 70 Degrees 18 Minutes 14 Seconds East for a distance of 46.59 feet to a point; THENCE continuing on said right of way along a curve to the right having a radius of 8805.93 feet and an arc length of 112.51 feet being subtended by a chord bearing of North 70 Degrees 40 Minutes 11 Seconds East and a chord distance of 112.50 feet to a point, said point being THE TRUE POINT OF BEGINNING.

Said property contains 1.889 Acres and shown as Lot 7 on Exemption Plat for Atlas Development LLC recorded in Plat book 160, page 31, Gwinnett County Records.









White Painted Brick

Gray Fiber Cement Wrapped Columns

White Painted Brick Column Base



White/Gray Painted Brick Columns

