CITY COUNCIL MEETING

CITY OF DORAVILLE

STATE OF GEORGIA

MAY 24, 2010

SUMMARY OF MOTIONS

MOTION SUMMARY

1. A motion was made by Councilmember Roche to allow public comments about draft CT ordinance. The motion was seconded by Councilmember Fleming. The motion was passed by a 5-1 vote with Councilmember Pachuta dissenting.

2. A motion was made by Councilmember Bates to add caretaker/watchman residence as a conditional use in CT per the nine stipulations outlined. The motion was seconded by Councilmember Fleming. The motion received a 3-3 vote with Councilmembers Alexander, Pachuta and Pittman dissenting. Mayor Jenkins

abstained. Motion defeated.

3. A motion was made by Councilmember Fleming to allow grandfathering of the following uses in proposed CT ordinance: acupressure, wine distributor, warehousing, residential on second floor over commercial in a two-story single dwelling unit. The motion was seconded by Councilmember Roche.

The motion was then amended by Councilmember Fleming to allow grandfathering of 5859 New Peachtree Road and 5312 Buford Highway for wine distributors; allow grandfathering of 5879 New Peachtree Road for residential on the second floor of a single-family dwelling structure that has commercial business on the

first floor with the understanding that commercial business must remain in order for the residential to remain. Grandfathering means continuing to allow an activity after the law changes in order to avoid the taking of property or because a determination of fairness has been applied to continue the prior activity while changing the law generally. The motion was seconded by Councilmember Roche. The motion received a 3-3 tie vote with Councilmembers Alexander, Pachuta and Pittman dissenting. Mayor Jenkins cast a dissenting vote, breaking the tie. Motion defeated.

4. A motion was made by Councilmember Bates to grandfather 5859 New Peachtree Road and 5312 Buford Highway for wine distribution. The motion was seconded by Councilmember Pittman. The motion was passed by unanimous vote.

5. A motion was made by Councilmember Roche to add court reporting and transcription service as allowed use in CT zone. The motion was then withdrawn by Councilmember Roche.

6. A motion was made by Councilmember Roche to add court reporting and transcription service as a legal use for CT district. The motion was seconded by Councilmember Pittman. The motion was passed by unanimous vote.

7. A motion was made by Councilmember Bates to adopt the CT ordinance as amended. The motion was seconded by Councilmember Roche. The motion was passed by unanimous vote.

8. A motion was made by Councilmember Bates to delete line items 64 and 65 from the list supplied by the applicant (Innerbrand, LLC) on May 20th. The motion was seconded by Councilmember Fleming. The motion was passed by unanimous vote.

9. A motion was made by Councilmember Alexander to move item 52, processing and compounding of non-explosive materials, not including fog, construction debris or other waste products of any kind, from permitted use to conditional use. The motion was seconded by Councilmember Pachuta. The motion was passed by unanimous vote.

10. A motion was made by Councilmember Bates to approve zoning request for 5849 Peachtree Road and 0 General Motors Drive per list provided by the applicant with the amendments made specific to one conditional use and the self-proposed conditions on

the uses as outlined by the applicant; 52 total permitted uses. Request that applicant combine the two said parcels. The motion was seconded by Councilmember Fleming. The motion was passed by

unanimous vote.

11. A motion was made by Councilmember Bates to extend the meeting until the agenda is finished. The motion was seconded by Councilmembers Fleming and Roche. The motion was passed by unanimous vote.

12. A motion was made by Councilmember Pachuta to adopt Exhibit A dated May 2010, which is the official zoning map of the city of Doraville, Georgia, which is currently located at the time of adoption in the Council Chambers. Immediately upon adoption, it will be signed, sealed and transferred to the Clerk's office to be kept under lock and key. The motion was seconded by Councilmember Pittman. The motion was passed by a 5-1 vote with Councilmember Fleming dissenting.

13. A motion was made by Councilmember Alexander to adjourn the meeting. The motion was seconded by Councilmember Pachuta. The motion was passed by unanimous vote.

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