



City of Smyrna

2800 King Street
Smyrna, Georgia 30080

Meeting Minutes - Final License and Variance Board

Wednesday, February 10, 2021

10:00 AM

Smyrna Community Center Large Gym
200 Village Green Circle SE

MASKS REQUIRED / TEMPERATURE WILL BE CHECKED

1. Roll Call

Present: 3 - Roy Acree, Frank Martin and Richard Garland

Also Present: 0

Staff: 5 - Heather Peacon-Corn, Russell Martin, Joey Staubes, Caitlin Crowe and Dan Campbell

2. Call to Order

Chairman Roy Acree called the February 10, 2020 meeting of the License and Variance Board to order at 10:00AM.

3. Business

A. 2021-025

Public Hearing - V21-006 - Reduce rear setback from 30 feet to 20 feet - Land Lot 526 - 1335 Cliffwood Drive - Jarrett King

A motion was made by Boardmember Frank Martin to table until the February 24, 2021 License and Variance Board meeting item 2021-025 for a Public Hearing (V21-006) to reduce the rear setback from 30 feet to 23 feet on Land Lot 526 located at 1335 Cliffwood Drive by the applicant Jarrett King; seconded by Boardmember Richard Garland.

The motion to table to a specific date carried by the following vote:

Aye: 3 - Roy Acree, Frank Martin and Richard Garland

B. LIC2021-01

Privilege License Agent Change Request LIC 2021-01 - Beer (retail package) - 2175 Old Concord Road, Suite 100 - Concord Market, LLC dba Shop & Go with Nizarali Jafarali as agent.

A motion was made by Boardmember Richard Garland, due to the absence of the applicant, to table item. LIC2021-01 Privilege License Agent Change Request for Beer (retail package) located at 2175 Old Concord Road, Suite 100 Concord Market, LLC dba Shop & Go with Nizarali Jafarali as agent; seconded by Boardmember Frank Martin.

The motion to table was carried by the following vote:

Aye: 3 - Roy Acree, Frank Martin and Richard Garland

C. [2021-043](#) Public Hearing - V21-009 - Allow vertical construction on non-conforming deck - Land Lot 702 - 2424 Goodwood Boulevard - Florence Haines

Planner 1, Caitlyn Crowe read aloud the item and background for the boards review. The applicant was invited to the podium to speak about the item as well.

Chairman Roy Acree called the Public Hearing for Item 2021-043. The following neighbors came forward to speak on this item.

Raymond Curl, 2193 Goodwood Boulevard stated for him it is a privacy issue as well as the extension of the existing deck. Chariman Acree confirmed the footprint would remain the same.

Rachelle Curl - 2193 Goodwood Boulevard stated that this is an extension of the applicants home as opposed to an open deck. If the applicant needs more living space, she should probably purchase a bigger home.

Roberta Hess - 2422 Oak Quarters stated she is next door to property in question. The deck was there previously and as an open space and then she noted construction started and a structure was erected. She is opposed to this structure looming outside the windows of her home and said it is an invasion of her privacy and she shouldn't have to cover her windows to get privacy. Its creepy and will devalue the property value for their own properties when looking to sell in the near future.

Florence Haines, Applicant responded and said the footprint is the same as the original approved deck. Original deck had a 10' tall structure of railing and add ons. The enclosure is 8' tall and is being built with 10" feet of to the property line. She states you cannot see Mrs. Hess's property without going outside to their back yard. She also has had previous conversation with Mr. Hess who had no verbal issues with the request.

On a personal level she has health concerns that are being addressed by the enclosure and allowing her to have a quality of life.

The Public hearing was closed for further comment.

C. 2021-043 Public Hearing - V21-009 - Allow vertical construction on non-conforming deck - Land Lot 702 - 2424 Goodwood Boulevard - Florence Haines

Aye: 3 - Roy Acree, Frank Martin and Richard Garland

B. [LIC2021-01](#) Privilege License Agent Change Request LIC 2021-01 - Beer (retail package) - 2175 Old Concord Road, Suite 100 - Concord Market, LLC dba Shop & Go with Nizarali Jafarali as agent.

The applicant arrived as Chairman Acree was getting ready to move to adjournment for the meeting. It was acknowledged that the applicant was present and available to speak on the item so Chariman Acree moved forward with hearing this item and the tabling from earlier was verbally revoked.

Caitlyn Crowe, planner 1, came forward and read aloud the background for the Privilege License request. The applicant was called to the podium and asked some questions, however his English was limited. He did confirm that he had attended the agent required class and he understood the responsibilities as well as the repercussions of being the agent for this business.

The public hearing was called and no one came forward to speak in favor of or against

this item.

Upon arrival of the applicant, discussion was had and a motion was made by Boardmember Richard Garland to table item. LIC2021-01 Privilege License Agent Change Request for Beer (retail package) located at 2175 Old Concord Road, Suite 100 Concord Market, LLC dba Shop & Go with Nizarali Jafarali as agent; seconded by Boardmember Frank Martin.

The motion to approve was carried by the following vote:

Aye: 3 - Roy Acree, Frank Martin and Richard Garland

4. Approval of Minutes:

- A. [MIN2021-05](#)** Approval of the January 27, 2021 License and Variance Board Meeting minutes.

A motion was made by Boardmember Frank Martin to approve item MIN2021-05 for the approval of the January 27, 2021 License and Variance Board Meeting minutes; seconded by Boardmember Richard Garland.

The motion to approve carried by the following vote:

Aye: 3 - Roy Acree, Frank Martin and Richard Garland

5. Adjournment