

APPLICATION FOR SPECIAL LAND USE PERMIT TO THE CITY OF SMYRNA

Please Type or Print Clearly

(To be completed by City)

Ward: _____

Application No: _____

Hearing Date: _____

APPLICANT: _____ Google Fiber Georgia, LLC _____

Name: _____ Wally Shin _____
(Representative's name, printed)

Address: _____ 2400 Herodian Way, Suite 450, Smyrna, GA 30080 _____

Business Phone: _____ (770) 779-1859 _____ Cell Phone: _____ (678) 428-0592 _____ Fax Number: _____

E-Mail Address: _____ wshin@bechtel.com _____

Signature of Representative: _____  _____

TITLEHOLDER:

Name: _____ City of Smyrna _____
(Titleholder's name, printed)

Address: _____ 2800 King Street, Smyrna, GA 30080 _____

Business Phone: _____ (770) 434-6600 _____ Cell Phone: _____ Home Phone: _____

E-mail Address: _____ ksuddreth@smyrnaga.gov _____

Signature of Titleholder: _____
(Attach additional signatures, if needed)

(To be completed by City)

Received: _____

Heard by P&Z Board: _____

P&Z Recommendation: _____

Advertised: _____

Posted: _____

Approved/Denied: _____

ZONING:

R-15 Single Family Residential

Present Zoning

LAND USE:

Fire Station and Parking Lot

Present Land Use

For the Purpose of Placement of fiber optic equipment enclosure hut

Size of Tract 13.72 Acres

Location 2825 Park Road, Smyrna, GA 30080

(Street address is required. If not applicable, please provide nearest intersection, etc.)

Land Lot (s) 776 and 809

District 17

DESCRIPTION OF PROPOSED SPECIAL LAND USE:

Placement of a new hut enclosure compound. Hut compound is primarily comprised of a 12' x 28' pre-fabricated equipment enclosure which will house most of the data processing and fiber optic transmission equipment. Additionally, there will be a natural gas emergency generator adjacent to the hut. Four (4) underground vaults will connect hut to the fiber backbone network. The entire compound will be enclosed in a 8' tall chain-link fence topped by 1' of barbed security wire.

(To be completed by City)

Recommendation of Planning Commission:

Council's Decision:

CONTIGUOUS ZONING

North: RTD Residential Townhouse District

East: GC General Commercial

South: Across Spring Road - R-15 Single Family Residential

West: Across Park Road - OI Office Institution

CONTIGUOUS LAND USE

North: Single Family Residences

East: Commercial Retail Strip - Deeply Rooted Natural Hair Care Center

South: Across Spring Road - School - Argyle Elementary School

West: Across Park Road - Commercial Retail Store - Family Dollar Store

**NOTIFICATION OF CONTIGUOUS OCCUPANTS OR LAND OWNERS TO
ACCOMPANY APPLICATION FOR SPECIAL LAND USE PERMIT**

By signature, it is hereby acknowledged that I have been notified that _____

Google Fiber Georgia, LLC

Intends to make an application for a special land use permit for the purpose of

Placement of a new fiber optic equipment enclosure hut at 2825 Park Road, Smyrna, GA 30080

_____ on the premises described in the application.

NAME

ADDRESS

Peachtree Investment Properties LLC

2443 Spring Rd SE, Smyrna GA, 30080

1411 Waterford Green Drive, Marietta, GA 30068

INFRASTRUCTURE

WATER AND SEWER

A letter from Scott Stokes, Director of Public Works Department is required stating that water is available and the supply is adequate for this project.

A letter from Scott Stokes, Director of Public Works Department is required stating that sewer is available and the capacity is adequate for this project.

- If it is Cobb County Water, Cobb County must then furnish these letters.

Comments:

Not Applicable

TRANSPORTATION

Access to Property? Access to the site will be via existing public right-of-way.

Improvements proposed by developer? No transportation related improvements are proposed.

Comments:

ZONING DISCLOSURE REPORT

Has the applicant* made, within two years immediately preceding the filing of this application for a special land use permit, campaign contributions aggregating \$250 or more or made gifts having in the aggregate a value of \$250 or more to the Mayor or any member of the City Council or Planning and Zoning Board who will consider this application?

No

If so, the applicant* and the attorney representing the applicant* must file a disclosure report with the Mayor and City Council of the City of Smyrna, within 10 days after this application is filed.

Please supply the following information, which will be considered as the required disclosure:

The name of the Mayor or member of the City Council or Planning and Zoning Board to whom the campaign contribution or gift was made:

Not Applicable

The dollar amount of each campaign contribution made by the applicant* to the Mayor or any member of the City Council or Planning and Zoning Board during the two years immediately preceding the filing of this application, and the date of each such contribution:

Not Applicable

An enumeration and description of each gift having a value of \$250 or more by the applicant* to the Mayor and any member of the City Council or Planning and Zoning Board during the two years immediately preceding the filing of this application:

Not Applicable

Does the Mayor or any member of the City Council or Planning and Zoning Board have a property interest (direct or indirect ownership including any percentage of ownership less than total) in the subject property?

No

If so, describe the natural and extent of such interest: _____

Not Applicable

ZONING DISCLOSURE REPORT (CONTINUED)

Does the Mayor or any member of the City Council or Planning and Zoning Board have a financial interest (direct ownership interests of the total assets or capital stock where such ownership interest is 10% or more) of a corporation, partnership, limited partnership, firm, enterprise, franchise, association, or trust, which has a property interest (direct or indirect ownership, including any percentage of ownership less than total) upon the subject property?

No

If so, describe the nature and extent of such interest:

Not Applicable

Does the Mayor or any member of the City Council or Planning and Zoning Board have a spouse, mother, father, brother, sister, son, or daughter who has any interest as described above?

No

If so, describe the relationship and the nature and extent of such interest:

Not Applicable

If the answer to any of the above is "Yes", then the Mayor or the member of the City Council or Planning and Zoning Board must immediately disclose the nature and extent of such interest, in writing, to the Mayor and City Council of the City of Smyrna. A copy should be filed with this application**. Such disclosures shall be public record and available for public inspection any time during normal working hours.

We certify that the foregoing information is true and correct, this 14th day of August, 2015.



(Applicant's Signature)

(Attorney's Signature, if applicable)

Notes

* Applicant is defined as any individual or business entity (corporation, partnership, limited partnership, firm enterprise, franchise, association or trust) applying for rezoning action.

** Copy to be filed with the City of Smyrna Zoning Department and City Clerk along with a copy of the zoning application including a copy of the legal description of the property.

654/227

1.50 due

227



STATE OF GEORGIA

STANDARD WARRANTY DEED

26.40 due

COBB

County

THIS INDENTURE, made this 21st day of July

In the year of our Lord One Thousand Nine Hundred and Sixty-Two

between CHARLES F. BROWN

of the State of Georgia and County of Cobb of the first part
and CITY OF SMYRNA, a municipal corporation

of the State of Georgia and County of Cobb of the second part

WITNESSETH: That the said part y of the first part for and in consideration of the sum of
OTHER VALUABLE CONSIDERATIONS AND TEN (\$10.00) DOLLARS
in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby ac-
knowledgeed, has granted, bargained, sold and conveyed, and by these presents does grant, bar-
gain, sell and convey unto the said part y of the second part, its heirs and as-
signs all that tract or parcel of land lying and being in Land Lots 776 and 809 of the
17th District, 2nd Section of Cobb County, Georgia; and being a tract of
13.72 acres in said Land Lots more particularly described as follows:
BEGINNING at the point of intersection formed by the east Land Lot line of
said Land Lot 776 with the north side of the right-of-way of Spring Road;
thence running in a westerly direction along the north side of said Spring
Road right-of-way and following the curvature thereof for a distance of
165 feet to an iron pin and corner; thence running northerly a distance of
1,238 feet to an iron pin and corner; thence running south 89 degrees 55
minutes east for a distance of 502.8 feet to an iron pin and corner in Land
Lot 809; thence running south 0 degrees 21 minutes 30 seconds west for a
distance of 1,138 feet to an iron pin and corner located at the northeast
corner of property now or formerly owned by James H. Brown and Ida K. Brown;
thence running north 89 degrees 55 minutes west along the north side of
said Brown lot a distance of 100 feet to an iron pin and corner; thence
south 0 degrees 21 minutes 30 seconds west along the west line of said Brown
lot for a distance of 200 feet to an iron pin and corner located on the
north side of the right-of-way of Spring Road; thence running in a westerly
direction along the north side of said Spring Road right-of-way and
following the curvature thereof for a distance of 230 feet to the south-
east corner of Land Lot 776 and the point of beginning.

1978
The grantor intends to convey to the grantee by this deed all of that
property acquired by the grantor by warranty deed dated October 9, 1942,
from S. J. Adams to the grantor which deed appears of record in Deed Book
149, at page 317 in the Office of the Clerk, Cobb Superior Court, excepting
only a lot of 100 by 200 dimensions in Land Lot 809, 17th District, 2nd
Section, Cobb County, Georgia, fronting on the north side of Spring Road
which was previously conveyed by the grantor herein to James H. Brown and
Ida K. Brown, by warranty deed dated November 14, 1959, and recorded in
Deed Book 520 at page 580, in the Office of the Clerk, Cobb Superior Court.

SEE CORRECTED WD 1002/543

TO HAVE AND TO HOLD. The said bargained premises, together with all and singular, the
rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining,
to the only proper use, benefit and behoof of the said party of the second part
its heirs and assigns forever, IN FEE SIMPLE.

And the said part y of the first part, for his heirs, executors and adminis-
trators will warrant and forever defend the right and title to the above described property unto the
said part y of the second part, its heirs and assigns, against the lawful claim
of all persons whomsoever.

IN WITNESS WHEREOF, The said part y of the first part, ha s hereunto set his
hand and affixed his seal, the day and year above written.

Signed, sealed and delivered in the presence of:

1. Canley Taylor
M. J. ...

Charles F. Brown (SEAL)

GEORGIA, Cobb County, Clerk Office Superior Court (SEAL)

Filed for Record 21 day of July 1962 (SEAL)

1. ... (SEAL)

INC. F. L. ... (SEAL)

NOTARY PUBLIC, COBB COUNTY, GEORGIA

LEGAL DESCRIPTION

"EXHIBIT B-2"

SITE 129

LEASE AREA

A tract of land being part of Land Lot(s) 809 in district 17 of Cobb County, Georgia, more particularly described as follows:

Commencing at the right of way of the intersection of Spring Road SE and Park Road; running thence North 03 degrees 18 minutes 03 seconds West along the right of way of Park Road for a distance of 271.99 feet to a point; thence South 86 degrees 39 minutes 25 seconds East for a distance of 232.20 feet to a point; thence South 37 degrees 50 minutes 45 seconds East for a distance of 89.80 feet to an Iron Pin Set at the True Point of Beginning; thence South 38 degrees 33 minutes 44 seconds East for a distance of 50.00 feet to an Iron Pin Set; thence South 51 degrees 26 minutes 16 seconds West for a distance of 32.00 feet to an Iron Pin Set; thence North 38 degrees 33 minutes 44 seconds West for a distance of 50.00 feet to an Iron Pin Set; thence North 51 degrees 26 minutes 16 seconds East for a distance of 32.00 feet to an Iron Pin Set at the True Point of Beginning, said tract containing 1,600 square feet or 0.037 acres. Subject to all easements and restrictions of record.

RICKEY L. MCPHAIL
BECHTEL CORPORATION
2610 TRELLIS POST CT. SE
OWENS CROSS ROADS AL 35763

1027

DATE 8/13/2015

88-767/1130

PAY TO THE
ORDER OF

City of Smyrna

\$ 250.00

Two hundred-fifty & 10/100

DOLLARS



Security Features
Included
Details on Back

J.P.Morgan

JPMorgan Chase Bank, N.A.
Commercial Credit Card Access Check

MEMO

ATL129-5L4P App Fee

RMCPHAIL

MP

⑆ 113007673⑆ 5287393573155⑈ 1027