



## Community Development Annexation Check List

(As of 7/13)

Name of request: JT Powell Properties, LLC

Date Received: 4/21/14

Location/Property Address: 2201 Dixie Avenue

Size/Acres: 1.21 acres

Applicant/Petitioner: Joel T. Powell

Representative (if applicable): \_\_\_\_\_

What annexation method is being used:  100%     60%

Will zoning be the same as Cobb County's?     Yes     No

Cobb County Zoning: HI

Cobb County Future Land Use: IC

Has all required paperwork submitted?     Yes     No

Does it meet with all of the IGA  
(Intergovernmental Agreement)  
agreements with Cobb County?     Yes     No

If yes, must notify County within 7 calendar days of receiving request.

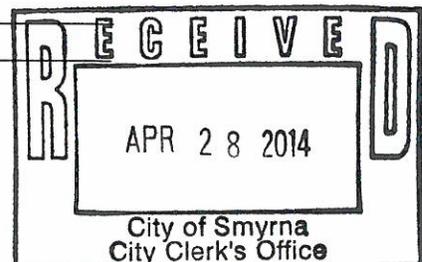
Submit application material to City Clerk

Date submitted: 4/28/14

Via Certified Mail – Receipt # \_\_\_\_\_

Via Hand Delivery \_\_\_\_\_

City Clerk sends it to County Clerk



▪ Date submitted: \_\_\_\_\_

County must notify Smyrna of decision within 7 calendar days of receiving notice

○ County's Response:

▪ No Objection \_\_\_\_\_ Objection \_\_\_\_\_

▪ Requests Dispute Resolution \_\_\_\_\_

▪ Date received: \_\_\_\_\_

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Is property within 1500' of the  
Chattahoochee River?

\_\_\_ Yes  No

○ If yes, ARC needs to be notified.

▪ Date notified: \_\_\_\_\_

Does proposed use trigger a DRI review? \_\_\_ Y  N \_\_\_ Update

○ If yes or update, notify ARC.

▪ Date notified: \_\_\_\_\_

○ ARC comments and findings: \_\_\_\_\_

▪ Date received: \_\_\_\_\_

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Does this require P&Z review? \_\_\_ Y  N

○ If yes, what is meeting date? \_\_\_\_\_

○ P&Z recommendation: \_\_\_\_\_

What is date of M&C meeting? \_\_\_\_\_

○ Mayor & Council Decision: \_\_\_\_\_

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Final City Zoning Designation: LI (Light Industrial)

Final City Future Development Designation: IC (Industrial Compatible)

Effective Date of Annexation  
(1<sup>st</sup> Day of the Following Month after Approval): 6/1/14

## Annexation Application Form Check List

Using this checklist as a guide, please review application materials with applicant or representative **before** accepting application.

### 1. APPLICATION FORM

- Correct Application Form Used (for 60% method or 100% method as applicable)
- Original form with original signature(s), address(es) and telephone number(s) obtained
- Check to make certain all signatures can be read. If signature(s) is/are illegible, make certain the applicant names are typed or legibly printed near the corresponding signature. (the notation "L.S." on the form stands for *legal signature*)
- All legal owners of the property have signed the application form

### 2. LEGAL DESCRIPTION

- Legal description of the subject property accompanies application
- Ask the applicant or representative if an electronic copy of the legal description is available; if so, make arrangements for the electronic information to be furnished to either the Community Development Department or City Clerk's Office

### 3. SECTION 5 VOTING RIGHTS ACT QUESTIONNAIRE

- Completed *Section 5 Voting Rights Act Questionnaire* accompanies application

### 4. MAP OF PROPERTY TO BE ANNEXED

- A tax plat, map or other graphic representation of the subject parcel(s) accompanies the application

I have reviewed the annexation application with the applicant(s) and/or representative(s) and have found the submitted paperwork to be complete and in good order.

  
\_\_\_\_\_  
City staff member signature

4/25/14  
Date

This completed form should accompany annexation application materials submitted to the City Clerk's office.

City of Smyrna  
Application for Annexation

We, the undersigned, who constitute ~~sixty percent (60%)~~ <sup>100%</sup> of the electors resident and ~~sixty percent (60%)~~ <sup>100%</sup> of the owners of the land by acreage, as described below, which is unincorporated and contiguous to the City of Smyrna, hereby apply to have said area annexed into the City of Smyrna under the provisions of laws of the State of Georgia, said property being annexed being described as follows:

LEGAL DESCRIPTION

ALL THAT PARCEL OF LAND, BEING IN THE 17TH DISTRICT AND 2ND SECTION OF COBB COUNTY, GEORGIA AND BEING A PORTION OF LOTS 5, 6, 7, 8 AND 9 OF THE F. W. ELDRIDGE SUBDIVISION IN LAND LOTS 445 AND 492 OF THE 17TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA, AS SHOWN BY PLAT THEREOF MADE BY C. S. ROBERT, CE, DATED SEPTEMBER 1926, AND RECORDED IN PLAT BOOK 3 AT PAGE 18, COBB COUNTY RECORDS AND BEING A PART OF THAT PROPERTY CONVEYED TO GRANTOR HEREIN BY INSTRUMENT DATED JULY 1, 1961 AND RECORDED IN DEED BOOK 601 AT PAGE 187, RECORDS OF THE CLERK OF SUPERIOR COURT, COBB COUNTY, GEORGIA, SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT AN IRON PIN AT THE INTERSECTION OF THE NORTHEAST BOUNDARY OF DIXIE AVENUE (SAID ROAD HAVING A 30 FOOT RIGHT-OF-WAY) WITH THE SOUTHEAST BOUNDARY OF DAVIS STREET (SAID ROAD HAVING A 30 FOOT RIGHT-OF-WAY) THENCE ALONG THE SOUTHEAST BOUNDARY OF DAVIS STREET NORTH 67 DEGREES 33 MINUTES 20 SECONDS EAST, 266.68 FT. TO A POINT AND CORNER MARKED BY AN IRON PIN; THENCE SOUTH 24 DEGREES 02 MINUTES 04 SECONDS EAST, 199.38 FT. TO A POINT AND CORNER MARKED BY AN IRON PIN; THENCE SOUTH 67 DEGREES 49 MINUTES 48 SECONDS WEST, 267 FT. TO A POINT AND CORNER MARKED BY AN IRON PIN ON THE NORTHEASTERN BOUNDARY OF DIXIE AVENUE; THENCE ALONG THE NORTHEASTERN BOUNDARY OF DIXIE AVENUE NORTH 23 DEGREES, 57 MINUTES 14 SECONDS WEST, 198.12 FT. TO THE POINT OF BEGINNING, SAID PROPERTY CONTAINING 1.21 ACRES IN THE AGGREGATE.

Parcel ID  
17049200340

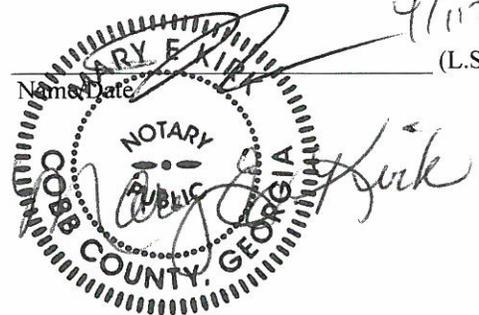
WHEREFORE, THE UNDERSIGNED HEREBY APPLY FOR SUCH ANNEXATION.

Witness the hands and seals of 60% of the electors resident in the annexed area:

<u>Joel T Powell</u> (L.S.)	_____ (L.S.)
Name/Date	Name/Date
<u>224 Dixie Ave (404)</u>	_____
Address Telephone#	Address Telephone#
_____ (L.S.)	_____ (L.S.)
Name/Date	Name/Date
_____	_____
Address Telephone#	Address Telephone#

Witness the hands and seals of 60% of the record title holders of the land described above:

<u>MARY E KIRK</u> <sup>4/11/14</sup> (L.S.)	_____ (L.S.)
Name/Date	Name/Date



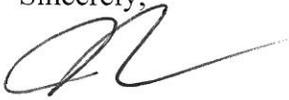
Ken Suddreth

City of Smyrna – Planning and Zoning

Re: 2201 Dixie Avenue

Please accept this as my request to annex 2201 Dixie Avenue into the city of Smyrna.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joel T Powell', with a long, sweeping horizontal stroke extending to the right.

Joel T Powell

2014 SUBMISSION UNDER SECTION 5  
OF THE VOTING RIGHTS ACT  
FOR THE CITY OF SMYRNA, GEORGIA

Map Designation# N/A LL/Parcel# 492  
City Ward# 3 Census Tract# N/A

Copies of annexation ordinance (council meeting minutes) are attached, marked:  
Exhibit     

Responsible body: Mayor and Council of the City of Smyrna  
P.O. Box 1226  
Smyrna, GA 30081  
Telephone (770) 434-6600

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*THIS SECTION TO BE COMPLETED BY APPLICANT. PLEASE BE SURE THIS INFORMATION IS ACCURATE – IT WILL BE USED TO ESTABLISH EMERGENCY SERVICE THROUGH OUR 911 SYSTEM.*

1. Is the property to be annexed vacant? N/A Yes  No
2. If NO, name of resident(s): N/A
3. Complete street address: 2201 Dixie Ave Smyrna 30080
4. Telephone Number 404.867.9549
5. Number of registered voters before annexation: N/A  
Number and type of minorities or minority language groups: N/A
6. Number of registered voters after annexation: N/A  
Number and type of minorities or minority language groups: N/A
7. Use of property before annexation (i.e., vacant, business, residential): business
8. Zoning classification before annexation: H1
9. Use of property after annexation (i.e., vacant, business, residential). If residential, please state proposed number of dwelling units: business
10. Zoning classification being requested (if any): L1
11. Effect of change on members of racial or minority groups: N/A
12. Total number of acres being annexed: 1.3 ~~1.3~~



FILED  
Y. DEEDS  
WHERE  
USED

446

447 490

WINDY HILL ROAD

WINDY HILL ROAD

518

490 519

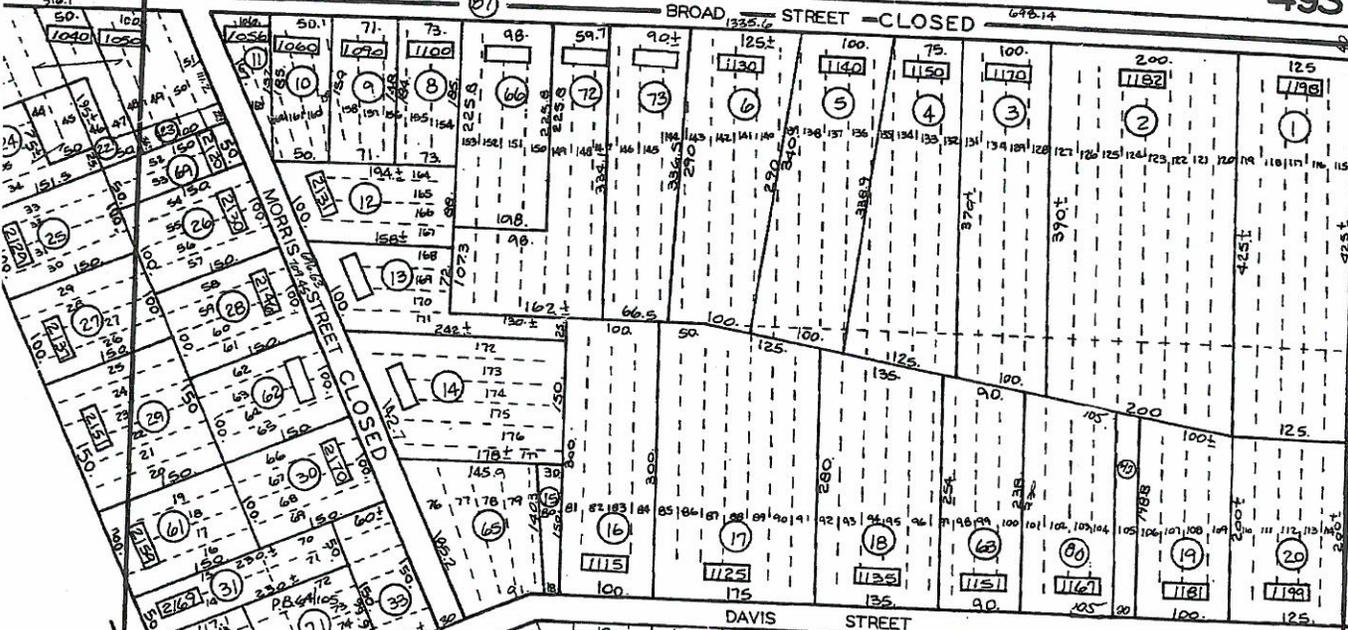
LL.492-17-2

444 493

BROAD STREET - CLOSED

493 516

517



OR PB.3/18

FILED  
DEEDS  
WHERE  
USED

445

446 491

NC. & STL. RAILROAD R/W  
DIXIE AVENUE  
OLD HWY. 41

DAVIS STREET

HAPPY HOLLOW ROAD

PARK STREET

517

491 518