



# City of Smyrna

2800 King Street  
Smyrna, Georgia 30080

## Action Summary City Council

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Monday, March 15, 2021

7:00 PM

Smyrna Community Center Large Gym  
200 Village Green Circle SE

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### **MASKS REQUIRED / TEMPERATURE WILL BE CHECKED**

If you wish to speak during the Public Hearing portion of this meeting and you are unable to attend the meeting due to health concerns with Covid 19, you may participate via telephone. To participate via telephone, you must register with the City Clerk's Office by emailing your name, address and telephone number to [ClerksOffice@Smyrnaga.gov](mailto:ClerksOffice@Smyrnaga.gov).

\*\*\*The deadline to register to speak via telephone is Sunday, March 14, 2021 at 9:00PM\*\*\*

Everyone that attends the meeting in person, will have an opportunity to speak and will not have to register prior to the meeting. You will need to sign the Public Hearing /Citizen Input Sign Up Sheet at the City Clerk's desk prior to the start of the meeting at 7:00 PM. If you choose to speak via telephone, you must be available to receive a call between 7:00 PM and 9:00 PM.

You will be notified on Monday, March 15, 2021 at 12:00PM as to additional details of these procedures.

Thank you for your cooperation as we navigate new ways to encourage Public Comment.

### **Rollcall**

**Present:** 8 - Mayor Derek Norton, Councilmember Glenn Pickens, Councilmember Austin Wagner, Councilmember Travis Lindley, Councilmember Charles Welch, Councilmember Susan Wilkinson, Councilmember Tim Gould and Councilmember Lewis Wheaton

**Also Present:** 1 - Jeffrey Tucker

**Staff:** 7 - Joe Bennett, Penny Mocer, Heather Peacon-Corn, Russell Martin, Joey Staubes, Dat Luu and Tina Monaghan

### **Call to Order**

Mayor Derek Norton called the March 15, 2021 Mayor and Council Meeting to order at 7:00 PM.

#### **1. Invocation and Pledge:**

Rev. Derek Porter, Smyrna First United Methodist Church (1315 Concord Rd) delivered the Invocation and led all in the Pledge of Allegiance.

#### **2. Agenda Changes:**

There were no agenda changes.

**3. Mayoral Report:****4. Land Issues/Zonings/Annexations:****A. [2021-025](#) Public Hearing - V21-006 - Reduce rear setback from 30 feet to 20 feet - Land Lot 526 - 1335 Cliffwood Drive - Jarrett King**

Councilmember Tim Gould made a motion to approve V21-006 - Reduce rear setback from 30 feet to 20 feet - Land Lot 526 - 1335 Cliffwood Drive - Jarrett King; with additional stipulation as read aloud. Councilmember Lewis Wheaton seconded the motion.

The motion to approve with the additional stipulation as read aloud was carried by the following vote:

**Aye:** 7 - Councilmember Pickens, Councilmember Wagner, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

**B. [2021-084](#) Public Hearing - Variance Request - V21-028 - Allow variances for lot size, lot width, front, side, and rear setback for annexation of a non-conforming lot - Land Lot 519 - 0.192 acres - 2474 Adams Dr - Richard Griffin and Ron Dickinson**

This was a non voting agenda item so no motion was made and no vote was taken.

**C. [ORD2021-06](#) Approval of Ordinance ORD2021-06 - Annexation request (100% owners requesting annexation) - all tract or parcel (Parcel #17051900250) of land lying and being in Land Lot 519 of the 17th District, 2nd Section, Cobb County, Georgia; a total of less than one (1) acre; 8500 Sq. ft., and being a portion of lots 63 and 64 of the J.H. Taylor subdivision, also known as 2474 Adams Drive, Smyrna, GA 30080, will be effective April 1, 2021 and part of Ward 3 and authorizes the Mayor to sign and execute all related documents.**

Councilmember Travis Lindley made a motion to approve Ordinance ORD2021-06 - Annexation request (100% owners requesting annexation) - all tract or parcel (Parcel #17051900250) of land lying and being in Land Lot 519 of the 17th District, 2nd Section, Cobb County, Georgia; a total of less than one (1) acre; 8500 Sq. ft., and being a portion of lots 63 and 64 of the J.H. Taylor subdivision, also known as 2474 Adams Drive, Smyrna, GA 30080, will be effective April 1, 2021 and part of Ward 3 and authorizes the Mayor to sign and execute all related documents. Councilmember Austin Wagner seconded the motion.

The motion to approve was carried by the following vote:

**Aye:** 7 - Councilmember Pickens, Councilmember Wagner, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

**D. [2021-110](#) FINAL VOTE - Variance Request - V21-028 - Allow variances for lot**

size, lot width, front, side, and rear setback for annexation of a non-conforming lot - Land Lot 519 - 0.192 acres - 2474 Adams Dr - Richard Griffin and Ron Dickinson

Councilmember Travis Lindley made a motion to approve Variance Request - V21-028 - Allow variances for lot size, lot width, front, side, and rear setback for annexation of a non-conforming lot - Land Lot 519 - 0.192 acres - 2474 Adams Dr - Richard Griffin and Ron Dickinson. Councilmember Austin Wagner seconded the motion.

The motion to approve was carried by the following vote:

**Aye:** 7 - Councilmember Pickens, Councilmember Wagner, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

**E.**     [2021-041](#)

**Public Hearing** - Zoning Request - Z21-003 - Allow rezoning from R-15 and R-20 (Cobb County) to R-8-Conditional for the development of five single-family detached homes at a density of 4.07 units per acre - 1.23 acres - Land Lot 632 - 2783 Mildred Place, 2791, 2801, and 2811 Madison Street - Baebrook LLC

This was a non voting agenda item so there was no motion made or vote taken.

**F.**     [ORD2021-03](#)

Approval of Ordinance ORD2021-03 - Annexation request (100% owners requesting annexation) - all tract or parcel (Parcel #17063200850) of land lying and being in Land Lot 632 of the 17th District, 2nd Section, Cobb County, Georgia; a total of 0.2683 acres, being known as 2791 Madison Street, Smyrna, GA 30080, will be effective April 1, 2021 and part of Ward 3 and authorizes the Mayor to sign and execute all related documents.

Councilmember Travis Lindley made a motion to approve Ordinance ORD2021-03 - Annexation request (100% owners requesting annexation) - all tract or parcel (Parcel #17063200850) of land lying and being in Land Lot 632 of the 17th District, 2nd Section, Cobb County, Georgia; a total of 0.2683 acres, being known as 2791 Madison Street, Smyrna, GA 30080, will be effective April 1, 2021 and part of Ward 3 and authorizes the Mayor to sign and execute all related documents. Councilmember Charles "Corkey" Welch seconded the motion.

The motion to approve was carried by the following vote:

**Aye:** 7 - Councilmember Pickens, Councilmember Wagner, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

**G.**     [2021-108](#)

**FINAL VOTE** - Zoning Request - Z21-003 - Allow rezoning from R-15 and R-20 (Cobb County) to R-8-Conditional for the development of five single-family detached homes at a density of 4.07 units per acre - 1.23 acres - Land Lot 632 - 2783 Mildred Place, 2791, 2801, and 2811 Madison Street - Baebrook LLC

Councilmember Travis Lindley made a motion to approve Zoning Request - Z21-003 - Allow rezoning from R-15 and R-20 (Cobb County) to R-8-Conditional for the

development of five single-family detached homes at a density of 4.07 units per acre - 1.23 acres - Land Lot 632 - 2783 Mildred Place, 2791, 2801, and 2811 Madison Street - Baebrook LLC. Councilmember Tim Gould seconded the motion.

The motion to approve was carried by the following vote:

**Aye:** 7 - Councilmember Pickens, Councilmember Wagner, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

H. [2020-233](#)

**Public Hearing** - Zoning Request - Z20-006 - Rezoning from NS & RM-10 - Conditional for the development of 10 single-family attached townhomes at a density of 9.3 units per acre - 1.08 acres - Land Lot 669 - 3302 Atlanta Road - Edgeline, LLC - *This item will be tabled to the April 19, 2021 Mayor & Council meeting.*

Councilmember Travis Lindley made a motion to table Zoning Request - Z20-006 - Rezoning from NS & RM-10 - Conditional for the development of 10 single-family attached townhomes at a density of 9.3 units per acre - 1.08 acres - Land Lot 669 - 3302 Atlanta Road - Edgeline, LLC - to the April 19, 2021 Mayor & Council meeting at the request of the applicant. Councilmember Charles "Corkey" Welch seconded the motion.

The motion to table was carried by the following vote:

**Aye:** 7 - Councilmember Pickens, Councilmember Wagner, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

I. [RES2021-01](#)

**Public Hearing** - Approval of a moratorium on the acceptance of rezoning and variance applications seeking to develop or otherwise use the property as a townhome or for a townhome development from March 15, 2021 to September 15, 2021.

Councilmember Tim Gould made a motion to approve RES2021-01 Moratorium on the acceptance of rezoning and variance applications seeking to develop or otherwise use the property as a townhome or for a townhome development from March 15, 2021 to September 15, 2021. Councilmember Charles "Corkey" Welch seconded the motion.

The motion to approve was carried by the following vote:

**Aye:** 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

**Nay:** 1 - Councilmember Wagner

5. **Privilege Licenses:**

There were no privilege licenses.

6. **Formal Business:**

There was no formal business.

**7. Commercial Building Permits:**

There were no commercial building permits.

**8. Consent Agenda:**

Councilmember Travis Lindley made a motion to approve the consent agenda as read aloud by City Administrator Joe Bennett. Councilmember Lewis Wheaton seconded the motion.

The motion to approve was carried by the following vote:

**Aye:** 7 - Councilmember Pickens, Councilmember Wagner, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Councilmember Gould and Councilmember Wheaton

- A. [MIN2021-15](#) Approval of the February 25, 2021 Committee of the Whole Meeting Minutes.
- B. [MIN2021-16](#) Approval of the March 1, 2021 Pre-Council Meeting Minutes.
- C. [MIN2021-17](#) Approval of the March 1, 2021 Mayor and Council Meeting Minutes.
- D. [2021-098](#) Authorization to enter into a contract with OpenGov for an all in-one online citizen service platform for permitting, licensing, plan review and inspections in the amount of \$149,202.00, to be funded out of the CIP Fund Balance.

**9. Ward / Committee Reports:**

**10. Show Cause Hearings:**

There were no show cause hearings.

**11. Citizen Input:**

**12. Adjournment:**

Mayor Derek Norton adjourned the March 15, 2021 Mayor and Council meeting at 8:18 PM.