



# City of Smyrna

City of Smyrna  
A. Max Bacon City Hall /  
Council Chambers  
2800 King Street  
Smyrna, GA 30080  
770-434-6600  
www.smyrnacity.com

## Legislation Details (With Text)

**File #:** V17-020      **Version:** 1      **Name:** 3389 Pinetree Dr - V17-020  
**Type:** Variance Request      **Status:** Passed  
**File created:** 4/20/2017      **In control:** License and Variance Board  
**On agenda:** 4/26/2017      **Final action:** 4/26/2017  
**Title:** Public Hearing - Variance Request - V17-020 - Allow side setback reduction on north side from 12 feet to 7 feet and south side from 12 feet to 10.6 feet for an addition to a single family residence - Land Lot 597 - 0.75 acres - 3389 Pinetree Drive - David Dean  
**Sponsors:** Doug Stoner  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Issue Sheet V17-020.pdf, 2. Staff Memo - V17-020, 3. Site Plan, 4. Application, 5. Notification 1, 6. Notification 2

Date	Ver.	Action By	Action	Result
4/26/2017	1	License and Variance Board	Approved	Pass

**WARD:** Ward 6

**COMMITTEE:** Community Development

**\$ IMPACT:** N/A

**Public Hearing** - Variance Request - V17-020 - Allow side setback reduction on north side from 12 feet to 7 feet and south side from 12 feet to 10.6 feet for an addition to a single family residence - Land Lot 597 - 0.75 acres - 3389 Pinetree Drive - David Dean

: The applicant is requesting a variance to reduce both side setbacks from 12 feet to 5 feet on the north and 12 feet to 10.6 feet on the south side at 3389 Pinetree Drive for an addition to a single family residence. Section 801 of the city's code of ordinance requires a side setback of 12 feet in the R-20 zoning district.

**GROUND:** The applicant is requesting to deviate from the City's side setback requirement of 12 feet in the R-20 zoning district, found in section 801 of the Zoning Ordinance. According to Section 1403 of the Zoning Ordinance, variances must be reviewed under the following standards: (1) Whether there are unique and special or extraordinary circumstances applying to the property; (2) Whether any alleged hardship is self-created by any person having an interest in the property; (3) Whether strict application of the relevant provisions of the code would prevent the applicant of reasonable use of the property; and (4) Whether the variance proposed is the minimum variance needed. Community Development has reviewed the requests against the variance review standards and found them to be in compliance with the review standards. Similar variances for accessory structure height and setbacks have been granted, and Community Development believes that the requested variance will not adversely affect surrounding residents. At the time of this report, Community Development has not received any written calls in opposition to the variance request. Therefore, Community Development recommends **approval** of the requested variance with the following condition:

1. Approval of the subject property for the requested variance shall be conditioned upon substantial compliance with the site plan submitted.

**RECOMMENDATION/REQUESTED ACTION:** The License and Variance Board hold a public hearing per Section 1400 of the Smyrna Code.

Community Development recommends **approval** of the requested variance with the following condition:

1. Approval of the subject property for the requested variance shall be conditioned upon substantial compliance with the site plan submitted.