



CITY OF DUNWOODY

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MEMORANDUM

Date: February 22, 2010

Subject: Text Amendment to §3C-14 of the Zoning Ordinance

As part of the September 28, 2009 Mayor & City Council meeting, the Council approved changes to the City of Dunwoody Zoning Ordinance by creating a Design Review Advisory Committee. The Design Review Advisory Committee reviews plans prior to any issuance of a land disturbance permit, a building permit, or a sign permit within the Dunwoody Village Overlay District.

Per Chapter 27, Article 3, Division 3C-14, the Design Review Advisory Committee “shall be three volunteers that have qualifications and design experience.” Three members were appointed to this Committee at the October 26, 2009 council meeting.

Staff is recommending that the number of appointed volunteers be increased from three to seven. Since the appointment of the Design Review Advisory Committee, on November 16, 2009 the Mayor & City Council initiated a text amendment to Chapter 27, Article 3, Division 3C-14. Staff recommends Chapter 27, Article 3, Division 3C-14 of the Zoning Ordinance be amended to read:

The Mayor, with the concurrence of the City Council, shall appoint a Design Review Advisory Committee that shall make recommendations to the Community Development Director. The appointment shall be for a period of two years. The committee shall be ~~three~~ seven volunteers that have qualifications and design experience, and have a budget sufficient to retain expert advice from the professional community when needed. The recommended content would be ~~two~~ four individuals with qualified experience in architectural design and ~~one~~ three members who ~~has~~ have knowledge of historical submissions. To that end, as determined by the committee membership, ~~one~~ four members should be held over into a second two year term to allow continuity.

At their regular December meeting, the Community Council heard and discussed the item. The Council members discussed the need for a larger committee -so that for legal reason related to public notices and advertising- a quorum would require more than two committee members. Dennis Crean motioned to approve the text amendment as presented. Robin Burch seconded. The motion was voted and carried (5-0).

The Planning Commission held a Public Hearing at their regular January meeting, where the issues was introduced and after minimal discussion, the item was motioned for approval by Bob Dallas, seconded by Don Converse and passed (6-0).

**AN ORDINANCE AMENDING CHAPTER 27 OF THE CITY OF DUNWOODY CODE
OF ORDINANCES BY AMENDING COMPOSITION OF THE DESIGN REVIEW
ADVISORY COMMITTEE**

WHEREAS, the City of Dunwoody Zoning Ordinance, Chapter 27 of the City of Dunwoody code of Ordinances, currently delineates certain requirements for the Design Review Advisory Committee in the Dunwoody Village Overlay District; and

WHEREAS, the Design Review Advisory Committee is currently composed of a three-member panel; and

WHEREAS, in order to provide for a more diverse array of expertise in the field of architectural design and in order to better guide the development of the Dunwoody Village Overlay District, the Mayor and Council now wish to expand the membership of the Design Review Advisory Committee to a seven-member panel; and

WHEREAS, A properly-advertised public hearing has been held on February 8, 2010 during the First Read of this Ordinance and the Second Read of this Ordinance and adoption is being held on February 22, 2010.

THEREFORE, the Mayor and City Council for the City of Dunwoody hereby ordain as follows:

Section 1: Chapter 27 (Zoning Ordinance), Article III (Overlay District Regulations) of the City of Dunwoody Code of Ordinances shall be amended by changing the language of Section 3C-14 to read as follows:

ADDITIONS – underlined

DELETIONS – ~~strikethroughs~~

Sec. 3C-14. Design Review Committee.

The Mayor, with the concurrence of the City Council, shall appoint a Design Review Advisory Committee that shall make recommendations to the Community Development Director. The Appointment shall be for a period of two years. The Committee shall have ~~three (3)~~seven (7) volunteers that have qualifications and design experience, and have a budget sufficient to retain expert advice from the professional community when needed. The recommended content would be ~~two (2)~~four (4) individuals with qualified experience in architectural design and ~~a third~~three members who ~~has~~ve knowledge of historical submissions. To that end, as determined by the committee membership, ~~one~~four members should be held over into a second two-year term to allow continuity.

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All applications shall be reviewed by the Committee and a recommendation will be made within fourteen (14) days of receipt of a complete application.

Section 2: This Amendment shall become effective immediately upon its adoption by the City Council, and incorporated into the Code of the City of Dunwoody, Georgia. This Amendment hereby repeals any and all conflicting ordinances and amendments.

SO ORDAINED, this ____ day of _____, 2010.

Approved:

Ken Wright, Mayor

ATTEST:

Approved as to Form and Content:

Sharon Lowery, City Clerk

Brian Anderson, City Attorney