

# CHEROKEE COUNTY Application for Public Hearing

## **Important Notes:**

- 1. Please check all information supplied on the following pages to ensure your response is complete and accurate before signing this form. This page should be the first page of your completed application package.
- 2. All required documents for this application shall be submitted at the same time as the application. An application for a Public Hearing will not be scheduled unless and until it is complete.
- 3. Please contact the Planning and Land Use Department at 678-493-6101 if you have questions regarding your application package or the public hearing process for your application.

#### **SECTION I**

Contact Person:	Phone:		
	Email:		
Applicant's Information:			
Name:			
Address:	Phone:		
City, State, Zip:	<del>_</del>		
Property Owner's Information: same as above	see attached authorization forms (multiple properties)		
Name:			
Address:	Phone:		
City, State, Zip:			
Requested Public Hearing (check all that apply):			
Rezoning	Amendment / Modification of Zoning		
Variance / Appeal	Other:		
STAFF USE ONLY:	PUBLIC HEARING SCHEDULE:		
Commission District:	Public Participation Meeting:		
Case:	PC Work Session Date:		
CityView #	Planning Commission Hearing:		
Received by:	Board of Commissioners:		
Fee Paid: \$	Zoning Board of Appeals:		
Date:	Other:		

# **SECTION II**

Property Inform	mation:			
Location:				
Current Zoning	:	Proposed Zoning:		Total Acreage:
Tax Map #:	N Parce	el #:	Land Lot(s):	District:
Future Develop	oment Map De	signation:		
Adjacent Zonin	gs: North	South	East	West
Applicant's Rec	quest (Itemize	the Proposal, including co	ode sections for Varianc	e requests):
Proposed Use(s	s) of Property:			
Applicant Affid	lovit.			
•	•		<u>-</u>	se Department shall notify the applicant or plicant or a representative must be present
•	•	•	ent that an application is	s not complete, the case may be delayed or
		of the department.		
				, do solemnly swear and attest ed in this Application for Public Hearing is
true and correc	ct and contains	no misleading information	on.	
This d	ay of		_, 20	
Print Name			·	
Annlicant Signa	iture			

#### **SECTION III**

Infrastructure Information:	
Is water available to this site? Yes No Jurisdiction:	
How is sewage from this site to be managed?	
Will this proposal result in an increase in school enrollment?Yes N	No
If yes, what is the projected increase? students	

Proposed Use(s)	# of units	Multiplier	Number of Students
Single Family (Detached) Home		0.725	
Multi Family (Attached) Home		0.287	

#### **Traffic Generation:**

A traffic impact study prepared by a registered engineer will be required if the proposed subdivision exceeds 250 dwelling units; the non-residential development contains more than 25,000 square feet of floor area; or at the discretion of the County Engineer. If a traffic study is not required as part of this application, complete the following charts to estimate traffic generated by the proposal. Information for additional residential and all commercial/industrial development shall follow the summary of ITE Trip Generation Rates published in the Transportation Planning Handbook by the Institute of Transportation Engineers.

What is the estimated number of trips generated? \_\_\_\_\_trips

Code	Land Use(s)	# of units or sqft*	Daily Trip Ends <sup>+</sup>	Number of Trips
210	Single Family Home/		9.57	
210	Townhome			
220	Apartment		6.63	

#### Notes:

- \* Residential land uses are calculated based on the number of residential units. Commercial and industrial land uses are typically calculated based on square feet (sqft) of floor area for the use.
- + Residential daily trip ends per unit are shown. Contact Planning and Land Use staff about rates for other land uses.

## **CAMPAIGN DISCLOSURE STATEMENT**

Nothing in Chapter 36 of OCGA shall be construed to prohibit a local government official from voting on a zoning decision when the local government is adopting a zoning ordinance for the first time or when a local government is voting upon a revision of the zoning ordinance initiated by the local government pursuant to a comprehensive plan as defined in Chapter 70 of this title.

No, I have not made any camp exceeding \$250 in the past two years.	paign contribution to County Officials voting on this application
Yes, I have made campaign cont \$250 in the past two years.	ributions to County Officials voting on this application exceeding
To Whom:	
Value of Contribution:	·
Date of Contribution:	
Signature of Applicant:	Date:
Print Name:	
Sworn to and Subscribed before me this: day	of 20
Notary Signature:	
(Notary Seal)	

## **SECTION IV**

#### **CONFLICT OF INTEREST CERTIFICATION**

The undersigned below, making application for a zone change has complied with the O.C.G.A. § 36-67A, et. Seq., Conflict of Interest in Zoning Actions, and has submitted or attached the required information on the forms provided. Title 36 relates to disclosure of financial interests, campaign contributions, and penalties for violating O.C.G.A.

Signature of Applicant:		Da	ate:	
Print Name:				
Signature of Applicant's Attorney:		Da	ate:	
Print Name:		Title:		
Sworn to and Subscribed before me this:	day of		, 20	·
Notary Signature:				
(Notary Seal)				

## **AUTHORIZATON OF PROPERTY OWNER**

I,, being	g duly sworn upon his/her oath, being of sound mind and legal
	property which is subject matter of the attached application, as
is shown in the records of Cherokee County/Cherokee Co	ounty, Georgia.
He/She authorizes the person named below to act as app	plicant in the pursuit of a request for:
Rezoning	Amendment / Modification of Zoning Conditions
Variance / Appeal	Other:
I hereby authorize the staff of the Cherokee County, I which are subject of the application.	Department of Planning and Land Use to inspect the premises
Applicant's Information:	
Name:	
Address:	Phone:
City, State, Zip:	
Property Owner's Information:	
Name:	
Address:	Phone:
City, State, Zip:	
Signature of Owner:	Date:
Print Name:	
Sworn to and Subscribed before me this: day of	f, 20
Notary Signature:	
(Notary Seal)	

#### **SECTION V**

#### APPLICANT RESPONSE STATEMENT - REZONINGS AND AMENDMENTS / MODIFICATIONS TO ZONING CONDITIONS

The applicant finds that the following standards are relevant in balancing the interest in promoting the public health, safety, morality, or general welfare against the right to unrestricted use of property and shall govern the exercise of the zoning power.

If this application is in response to an annexation and/or rezoning, please respond to the following standards in the form of a written narrative:

- 1. Explain the intent of the requested zoning.
- 2. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property.
- 3. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property.
- 4. Whether the property to be affected by a proposed zoning has a reasonable economic use as currently zoned.
- 5. Whether the proposed zoning will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools.
- 6. Whether the proposed zoning is in conformity with the policy and interest of the land use plan.
- 7. Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approved or disapproval of the proposed zoning.

#### **SECTION VI**

#### **APPLICANT RESPONSE STATEMENT- VARIANCES / APPEALS**

The applicant finds that the following standards are relevant in balancing the interest in promoting the public health, safety, morality, or general welfare against the right to unrestricted use of property and shall govern the exercise of the zoning power.

If this application is in response to a variance, please respond to the following standards in the form of a written narrative. In the case of concurrent variances, a response to the standards below should be provided for each variance requested.

- 1. Explain requested variance.
- 2. There are exceptional and extraordinary conditions pertaining to the particular piece of property in question, due to its size, shape or topography.
- 3. The application of these regulations to this particular piece of property would create a practical difficulty or unnecessary hardship.
- 4. Such conditions are peculiar to the particular piece of property involved.
- 5. A literal interpretation of this ordinance would deprive the applicants of any rights that others in the same district are allowed.
- 6. Relief, if granted, would not cause substantial detriment to the public good, or impair the purposes and intent of this ordinance.
- 7. Special circumstances or conditions applying to the building or land or building and land in question are peculiar to such premises and do not apply generally to other land or buildings in the vicinity.
- 8. Granting of the application is necessary for the preservation and enjoyment of a property right and not merely to serve as a convenience to the applicant.
- 9. The condition from which relief or a variance is sought did not result from willful action by the applicant
- 10. Authorizing the variance will not impair adequate supply of light and air to adjacent property or unreasonably increase the congestion of public streets, increase the danger of fire, imperil the public safety, unreasonably diminish or impair established property values within the surrounding areas or in any other respect impair the health, safety, comfort, morals or general welfare of the inhabitants of the County.

If this application is in response to an appeal of the zoning administrator's decision, please respond to the following standards in the form of a written narrative.

- 1. Describe zoning administrator's decision.
- 2. The zoning ordinance section that serves as the basis for the decision.
- 3. The reason(s) why the zoning administrator's decision is being appealed.
- 4. The status of any permits related to the zoning administrator's decision.
- 5. Reversing the decision will not impair the adequate supply of light and air to adjacent property or unreasonably increase the congestion of public streets, increase the danger of fire, imperil the public safety, unreasonably diminish or impair established property values within the surrounding areas or in any other respect impair the health, safety, comfort, morals or general welfare of the inhabitants of the County.

# **APPLICATION PACKAGE CHECKLIST:**

Required Sections	for Rezoning Application
Section I	Applicant's Information Property Owner's Information Requested Public Hearing
Section II	Property Information Applicant Affidavit
Section III	Infrastructure Information Traffic Generation
Section IV	Conflict of Interest Certification Authorization of Property Owners
Section V	Application Response Statement – Rezoning and Amendments / Modifications to Zoning Conditions
Required Sections	for Modification of Zoning Conditions Application
Section I	Applicant's Information Property Owner's Information Requested Public Hearing
Section II	Property Information Applicant Affidavit
Section IV	Conflict of Interest Certification Authorization of Property Owners
Section V	Application Response Statement – Rezoning and Amendments / Modifications to Zoning Conditions
Required Sections	for Variance / Appeal Application
Section I	Applicant's Information Property Owner's Information Requested Public Hearing
Section II	Property Information Applicant Affidavit
Section IV	Conflict of Interest Certification Authorization of Property Owners
Section VI	Application Response Statement – Variances / Appeals
mit the following addition	onal items to be attached and made a part of this application:
Vestin	g Deed
Legal [	Description(s) (applications containing a part of a parcel)
Existin	g Site Resources Map (if required) (no larger than 11" X 17")
Site Pl	an (one no larger than 11"x17")
Traffic	Study (if required)
Public	Participation Plan and Report