



CITY OF DUNWOODY

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MEMORANDUM

To: Mayor and City Council

From: Howard J. Koontz, City Planner

Date: August 23, 2010

Subject: Text amendment to City of Dunwoody Zoning Ordinance

BACKGROUND

Mayor and City Council has initiated an amendment to the text of the Zoning Ordinance to change scheduling requirements for public hearings at the Zoning Board of Appeals hearings related to zoning actions. The current ordinance states that an application shall be scheduled for a public hearing within 60 days of the filing of the application.

DISCUSSION

The Zoning Board of Appeals schedule in accordance with advertising requirements conflicts with this time period. Staff suggests changing the time period from 60 to 75 days from the date of the submittal deadline. The proposed ordinance reads as follows:

Each complete and compliant application presented to the board regarding a variance or special exception shall be scheduled for a public hearing within ~~sixty (60)~~ seventy-five (75) days of the ~~filing of a complete~~ nearest subsequent published application submittal deadline and shall be supported by findings and conclusions which shall be a part of the record established by the board for each application. The board may adopt the findings of fact of the staff, or they may adopt the findings of fact of the staff with modifications, or they may adopt a separate set of facts developed by the board.

RECOMMENDATION

Community Council voted on the amendment at their June 10 meeting and approved the motion 6-0. A scrivener's error was noted in the proposed changes where the word "sixty" had not been crossed out. That change is reflected in the text above in blue.

Planning Commission discussed the amendment at their July 13 meeting and voted 6-0 to approve the ordinance as presented.