

Action Requested/Required:
Vote/Action Requested  ✓ Discussion or Presentation Only Public Hearing Report Date: 11/13/24 Hearing Date: 12/5/24 Voting Date: 12/19/24

Department: Community Development	Presenter(s) & Title: Steve Green, Zoning Administrator
Agenda Item Title:	
ANNX2409-001, RZON2409-002, MP2409-003 - R Knox Bridge Highway, just west of River Green - H	equest to annex, rezone and gain Master Plan approval for 57.16 acres located on Knox Bridge Land Partners
Summary:	
	Master Plan approval for 57.16 acres for the development of a 171 detached west of River Green and involves property on the north and south side of Knox
Budget Implications:	
Budgeted? ☐ Yes ☐ No ☐ <b>N/A</b>	
Total Cost of Project:  Fund Source: General Fund  Water &	Check if Estimated ☐  Sewer ☐ Sales Tax ☐ Other:
Staff Recommendations:	
Staff recommendations will be available with the	action meeting staff report.
Poviovce	
Reviews:  Has this been reviewed by Management an	d Legal Counsel, if required? □Yes □No
Attachments:	
Application	
Site plans Surveys	



Land Use Petition: ANNX2409-001/RZON2409-002/MP2409-003

Date of Staff Report Preparation: 11/13/24

Mayor and City Council Public Hearing Date: 12/05/24

Mayor and City Council Action Date: 12/19/24

Project Name/Applicant: Knox Bridge Land Partners, LLC

Property Location: Knox Bridge Highway, Tax Parcels023/023A, Tax Map Book Number

14N12 and Tax Parcels 001/002, Tax Map Book Number 14N12B

District/Land Lot: Land Lots 89 and 90, 14th District

Acreage: 57.164

Existing Zoning District: AG and GC, Cherokee County

Existing Land Use: Single family home/Commercial structure

Future Development Map Designation: SDA, Suburban Development Area

Proposed Development: 171 single family detached subdivision

**District Standards: Proposed** 

Zo	oning District	Standards (Primary Street)	
Impervious Surface (max.)	TBD	Front Yard Setback (min.)	20'
Open Space (min.)	TBD	Side Yard Setback (min.)	5′
Building Height (max.)	TBD	Rear Yard Setback (min.)	15′
Building Height (min.)	TBD	Buffer Planting (min.)	50′
Zoning Buffer	50'	Overlay Zone	Yes

**Surrounding Land Uses and Zoning:** 

North - Single family subdivision - R-10

South - Single family homes - AG

East – School – SU, Single family homes - AG West – Single family homes – PUD, Single family

homes - R-10

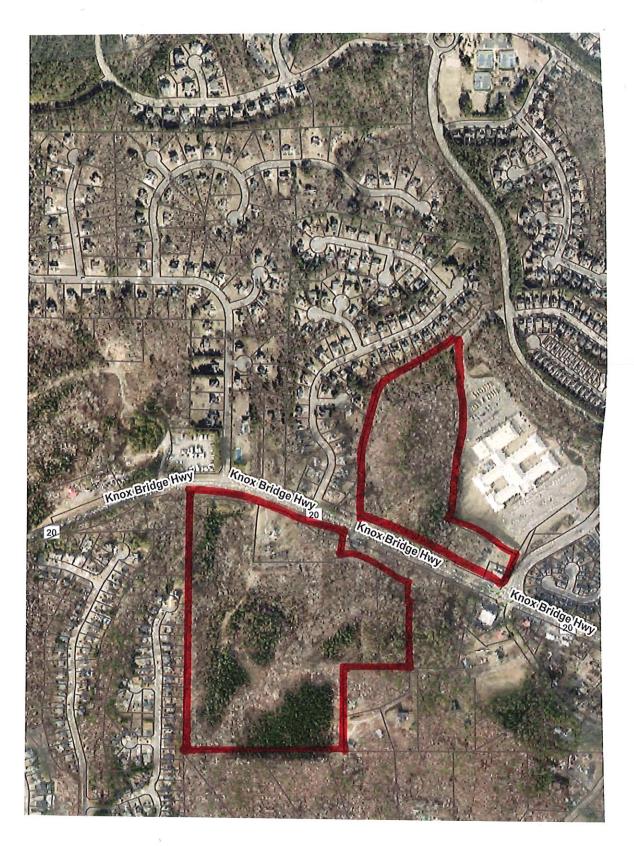


### **Location Map**





### **Existing Land Use Map**





### **Future Development Map**





**Site Description:** The proposed development lies on the north and south side of Knox Bridge Highway. On the south side of the highway there is an existing house with out buildings. On the north side there is a commercial building. The majority of the land is vacant with several creeks/streams running through the property.

**Site History:** The staff has no knowledge of any past attempts to develop the property.

#### CRITERIA TO BE APPLIED - LAND USE PETITION (REZONING)

- 1. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby properties;
- 2. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property;
- 3. Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned;
- Whether the zoning proposal will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools;
- 5. Whether the zoning proposal is in conformity with the policy and intent of the Comprehensive Plan and Future Development Map;
- Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approval or disapproval of the zoning proposal.
- 7. Whether the zoning proposal will adversely affect historic buildings, sites, districts, or archaeological resources.
- 8. Whether the aesthetic and architectural design of the site is compatible with the intent and requirements of the Comprehensive Plan, the Character Areas, and any Overlay Districts.



#### CRITERIA TO BE APPLIED - CONDITIONAL USE PERMIT

- a. Whether the proposed use is consistent with the comprehensive plan and other adopted policies of the City;
- Whether the proposed use complies with the requirements of this zoning ordinance;
- c. Whether public services, public facilities and utilities are adequate to serve the proposed use;
- d. Whether the proposed use will create adverse impacts upon any adjoining land use by reason of:
  - 1. Noise, smoke, order, dust or vibration generated by the proposed use;
  - 2. Hours or manner of operation of the proposed use; and
  - 3. Traffic volumes generated by the proposed use;
- e. Whether the proposed use would result in an over-concentration of the subject use type within the area of the proposed use;
- f. Whether the aesthetic and architectural design of the site is compatible with the intent and requirements of the comprehensive plan, the character areas, and all applicable zoning ordinance regulations; and
- g. Whether the proposed use is compatible with adjacent properties and land uses, based on consideration of the size, scale and massing of proposed buildings and the overall site design.



### **DEPARTMENT COMMENTS**

**Conditions for Consideration** 

BUILDING AND SAFETY SERVICE	<u>S</u>			
- BUILDING SERVICES:				
- SAFETY SERVICES:				
Conditions for Consideration				
COMMUNITY DEVELOPMENT Staff comments will be provided i	in the public hea	ring staff report.	6	
Conditions for Consideration				
DEVELOPMENT SERVICES				
Conditions for Consideration				
POLICE DEPARTMENT				
Conditions for Consideration			*	
PUBLIC WORKS				



UTILITY ENGINEER	
Conditions for Consideration	
CHEROKEE COUNTY SCHOOL SYSTEM	
Conditions for Consideration	
CHEROKEE COUNTY (AS NEEDED)	
CHEROKEE COUNTY PLANNING AND ZONING DEPARTMENT	
Conditions for Consideration	
CHEROKEE COUNTY ENGINEER	
Conditions for Consideration	
CHEROKEE COUNTY FIRE MARSHAL	
Conditions for Consideration	

STAFF CONDITIONS FOR CONSIDERATION



## Community Development Department 110 Academy Street, Canton, Georgia 30114 770-704-1500 ANMX 7409-

	770-704-1500	ANIX2409-001	
Public Hearing Application	Project i		

1. Please check all information supplied on the following pages to ensure that all spaces are filled out completely and accurately before signing this form. State N/A, where Not Applicable				
2. Please make your check payable to "City of Can	nton."			
<ol> <li>If you have questions regarding this form pleated calling (770) 704-1530.</li> </ol>	ase contact the Department of Planning and Zoning by KNOX BRIDGE LAND PARTNERS, LLC, by			
information provided in the Application contains no misleading information. I, received and thoroughly real day of this.	. I, _Amy Turcotte, do riminal penalties for false swearing, that the on for Public Hearing is true and correct and			
Applicant Information:	Owner Information:			
Name: KNOX BRIDGE LAND PARTNERS LLC Address: 1425 Avery Road				
City: Canton State: GEORGIA Zip Code: 30114 Telephone: 404-273-9757 Fax Number: Email Address: ebchamberslaw@gmail.com	City: Zip Code: State: Zip Code: Telephone: Fax Number:			
C Master Plans D Master Plan Revisions	Temporary Use Permit J Zoning Ordinance Text Amendment K Variance: Pre-Construction K Variance: Post-Construction Appeal Adjustment Special Exception			
Fee Schedule:   Application Type	Staff Use Only    0.00 = =			
Received By:	Date: Amount Paid:			



## Community Development Department 110 Academy Street, Canton, Georgia 30114

770-704-1500

### **Authorization Of Property Owner**

the owner of the property, which is shown in the records of Chero Canton and its representatives	nder onth. I, Joyce Poole Lamanac Wala Joyce Poole Ivey et to criminal penalites for false swearing, that I am is the subject matter of the attached application, as okee County, Georgia. I hereby authorize the City of to inspect the property, which is the subject of this ad post any notices required theron.  August, Print Name:  Joyce Poole Lamanac Wala Joyce Poole Ivey Jeremiah H Howard
I, the above signed legal owner of the sulapplication to be submitted to the City of A Annexation  B Rezoning C Master Plans D Master Plan Revisions E Conditional Use Permit F Land Use Modification	bject property, do hereby authorize the following f Canton:  G Zoning Condition Amendment H Density Transfer within Master Plan I Temporary Use Permit J Zoning Ordinance Text Amendment K Variance
Sworn To and Subscribed Before Me Th  Notary Signature:	Day Of August, 20 24  ON CHAMBURGON CHAMBURGON CHAMBURGON CHAMBURGON COUNTY  OF THE COUNTY  OF T



## Community Development Department 110 Academy Street, Canton, Georgia 30114

770-704-1500

## **Authorization Of Property Owner**

solemnly swear and attest, subject to the owner of the property, which is the is shown in the records of Cherokee ( Canton and its representatives to in	oath. I, Ralph E Wheeler & Dianne Poole Wheeler, do criminal penalites for false swearing, that I am ne subject matter of the attached application, as County, Georgia. I hereby authorize the City of spect the property, which is the subject of this st any notices required theron.
Owner Signature: Affh & Whele Reva Daine Wheel	Print Name:Ralph E Wheeler & Dianne Poole Wheeler
I, the above signed legal owner of the subject application to be submitted to the City of Ca	property, do hereby authorize the following nton:
A Annexation  B Rezoning  C Master Plans  D Master Plan Revisions  E Conditional Use Permit  F Land Use Modification	G Zoning Condition Amendment H Density Transfer within Master Plan I Temporary Use Permit J Zoning Ordinance Text Amendment K Variance
Sworn To and Subscribed Before Mc This O	Day Of AUGUST, 20 24.  UMON  MARCH 20 20 COUNTY INTERNATIONAL AND COUNT



Community Development Department
110 Academy Street, Canton, Georgia 30114
770-704-1500

## **Authorization Of Applicant**

This form is to be executed under oath. I, Ralph E Wheeler & Dianne Poole Wheeler, do solemnly swear and attest, subject to criminal penalites for false swearing, that I am the owner of the property, which is the subject matter of the attached application, as is shown in the records of Cherokee County, Georgia. I hereby authorize the City of Canton and its representatives to inspect the property, which is the subject of this application, and post any notices required theron.  This 2 day of 400 LLSt , 20 24.  Owner Signature: Alaba & Meetler Print Name: Ralph E Wheeler & Dianne Poole Wheeler Revenue of the arrelated wheeler and here the property of a heavyly authorize the person named.
, the above signed legal owner of the subject property, do hereby authorize the person named below to act as applicant in the pursuit of a request for:
A Annexation  B Rezoning  C Master Plans  D Master Plan Revisions  E Conditional Use Permit  F Land Use Modification  G Zoning Condition Amendment  H Density Transfer within Master Plan  I Temporary Use Permit  J Zoning Ordinance Text Amendment  K Variance
ignature:
Iailing Address: 1425 Aver Road Applicant Status:
City: Canton  Ci
This Authorization of Applicant Form has been completed and the property owner's signature is tworn To and Subscribed Before Me This Day Of , 20 2
www.cantonga.gov

THE COUNTY IN



## Community Development Department 110 Academy Street, Canton, Georgia 30114 770-704-1500

### **Authorization Of Applicant**

This form is to be executed under oath. I,	natter of the attached application, as orgin. I hereby authorize the City of property, which is the subject of this
I, the above signed legal owner of the subject property below to act as applicant in the pursuit of a request for	, do hereby authorize the person named :
☐ B Rezoning ☐ H Densit	g Condition Amendment ly Transfer within Master Plan orary Use Permit g Ordinance Text Amendment nce
Name of Authorized Applicant: KNOX BRIDGE LAND PARTNERS LLC Signature: Much Martiners LLC	
Mailing Address: 1425 Avery Road	Applicant Status:
City: Canton  State: Georgia Zip Code: 30114  Telephone: 404-273-9767  Fax Number: E-mail: ebchamberslaw@gmail.com	Owner Option to Purchase Leasee Area Resident Other (Explain):
	/ / which was also sign at the in
This Authorization of Applicant Form has been complessorn To and Subscribed Before Mc This Day  Notary Signature:	y Of
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www.cantonga.gov



### Community Development Department

110 Academy Street, Canton, Georgia 30114 770-704-1500

### Disclosure Form

O.C.G.A. § 36-67A-2 / O.C.G.A. § 36-67A-3 requires disclosure of campaign contributions to government officials by an applicant or opponent of a public hearing petition. Applicants must file this form with the Department of Community Development.

8	this form with the Department of Community Development.
1. Name of	Applicant/Opponent: KNOX BRIDGE LAND PARTNERS LLC Vpc. Co. Tribut, the dissipations
Section 1	he answer to any of the following questions is "Yes," complete Section 2.
	A) Are you, or anyone else with a property interest in the subject property, a member of the City of Canton Planning Commission or the City of Canton Mayor and Council?  YES  NO
	B) Does an official of such public bodies have any financial interest in any business entity which has a property interest in the subject property?  YES  NO
	C) Does a member of the family of such officials have an interest in the subject property as described in (A) and (B)?  YES  NO
	D) Within Two (2) years of immediately preceding this application have you made campaign contributions(s) or given gifts to such public officials aggregating \$250 or more?  YES  NO
Section 2	Name and the official position of the Canton Official to whom the campaign contribution was made (Please use a separate form for each official to whom a contribution has been made in the past (2) years):
2.	List the dollar amount/value and description of each campaign contribution made over the past two (2) years by the Applicant/Opponent to the named Canton Official:  Description
\$	
\$	
\$	

Note: Complete a separate form for each authorized applicant.



## Community Development Department 110 Academy Street, Canton, Georgia 30114 770-704-1500

### **Property Information:**

Address: 79	61, 7963, 7840, & 7	386 KNOX BRIDGE HIGHWAY		44140		
Land Lot(s)	): 89 & 90	District: 14TH	Section: 2ND	Map #: <u>14N12B</u> Parcel #: <u>001 &amp; 002</u>		
☐ City			Total Acreage Of	Total Acreage Of Property: 57.164		
Proposed Z	oning Of Prope	rty: PD-Residential	Existing Use(s)	Of Property: <u>residential, commercial, v</u> acan		
Directions	to property from	n Main Street in downtown ESKA ST RIGHT ON MARIETTA H	Canton: WY AT RED LIGHT, SOUT	H ON MARIETTA STREET, TAKE RIGHT FORK		
				DGE HWY WEST OF RIVER BEND		
Adjacent properties	, including pro	perty connected by publi	c rights-of-way. At	owing information for all adjacent tach additional sheets as necessary.		
			RRENT ZONING	CURRENT LAND USE		
NORTH		SEE ADD	ENDUM "B'			
SOUTH .						
EAST						
WEST .				·		
OTHER						
UTILITY	/ INFORMAT	ION				
How is sev	wage from this	development to be managed	? CITY OF CANTON S	EWEF		
Proposed i	nanaging jurisd	iction: CITY OF CANTON				
How will	water be provid	ed to the site? CITY OF CANTO	ON WATEF			
Proposed i	managing jurisc	liction: CITY OF CANTON	Size L	imit: TBD		



### **EUGENE B. CHAMBERS**

# ATTORNEY AT LAW HISTORIC JONES & CLOUD BUILDING 121 EAST MAIN STREET P. O. BOX 4446 CANTON, GA. 30115

September 3rd, 2024

City of Canton Mayor and Council 110 Academy Street Canton, GA 30114



RE:

Knox Bridge Land Partners, LLC, Letter of Intent

Greetings:

The applicant, Knox Bridge Land Partners, LLC, proposes single family residential community located on the North and the South side of Georgia Hwy 20 (Knox Bridge Highway). The property bounds on River Green, Knox Elementary, Lakeside Allatoona, and Bridgemill The proposed community consists of 57.164 acres with access from Georgia Hwy 20.

The applicant expects approximately 171 dwelling units at a density of 3 DUA with a zoning classification of R-10. Additionally, the Applicant seeks annexation as the property lies within the growth boundary agreed upon with Cherokee County. The property already lies within the City of Canton service provider area.

The City of Canton Future Land Use Plan designates this property as SDA Suburban Development which allows up to 3 units per acre. Currently the property is zoned AG Agriculture with a small area of GC General Commercial in the corner of Georgia Highway 20 and River Bend Way. The Cherokee County Future Land Use Plan allows up to 3 units per acre making the proposal consistent with both the City of Canton and Cherokee County Future Land Use Plans.

On behalf of Knox Bridge Land Investments, LLC thank you for your consideration of this information and proposal.

Yours sincerely

E Banson Chambers
Anorney for Applicant

Knox Bridge Land Partners, LLC



Dear Applicant,

By signing this letter you have acknowledged that you have read and understand the City of Cantons "Housing Needs Assessment & Market Study. A copy of this study may be found on the City's website, <a href="https://www.cantonga.gov">www.cantonga.gov</a>.

In addition by signing this letter you have acknowledged that you have read and understand the City of Canton's "Roadmap for Success". This plan was adopted by the Mayor and City Council on December 17, 2020. A copy of this document may also be found on the City's website, <a href="www.cantonga.gov">www.cantonga.gov</a>. \*

I, <u>Haylorcotte</u> , as applicant and/or owner of the subject property(les) do hereby attest that I have read and understand the City of Canton "Housing Needs Assessment & Market Study". The proposed project meets the tenets of success and assists the City in reaching goals through the proposed development. The specific means by which these items have been implemented may be found in the Letter of Intent.
Signature Date: 9.13.2024
Any Turcotte. Printed Name
I, Awy Turcotte, as applicant and/or owner of the subject property(les) do hereby attest that I have read and understand the City of Canton's "Roadmap for Success". The proposed project has implemented the "Roadmap for Success" or portions thereof within the proposed development. The specific means by which these items have been implemented may be found in the Letter of Intent.
Signature Date: 9.13.2024

\*Please be prepared to discuss the Items with the City staff.



### **EUGENE B. CHAMBERS**

# ATTORNEY AT LAW HISTORIC JONES & CLOUD BUILDING 121 EAST MAIN STREET P. O. BOX 4446 CANTON, GA. 30115

July 8th, 2024

City of Canton Mayor and Council 110 Academy Street Canton, GA 30114

RE:

Knox Bridge Land Investments, LLC

Amended Letter of Intent

### Greetings:

The applicant, Knox Bridge Land Investments, LLC, proposes single family residential community located on the North and the South side of Georgia Hwy 20 (Knox Bridge Highway). The property bounds on River Green, Knox Elementary, Lakeside Allatoona, and Bridgemill The proposed community consists of 57.164 acres with access from Georgia Hwy 20.

The applicant expects approximately 171 dwelling units at a density of 3 DUA with a zoning classification of PD-Residential. Additionally, the Applicant seeks annexation as the property lies within the growth boundary agreed upon with Cherokee County. The property already lies within the City of Canton service provider area.

The City of Canton Future Land Use Plan designates this property as SDA Suburban Development which allows up to 3 units per acre. Currently the property is zoned AG Agriculture with a small area of GC General Commercial in the corner of Georgia Highway 20 and River Bend Way. The Cherokee County Future Land Use Plan allows up to 3 units per acre making the proposal consistent with both the City of Canton and Cherokee County Future Land Use Plans.

On behalf of Knox Bridge Land Investments, LLC thank you for your consideration of this information and proposal.

15/2 11

E. Benson Chambers
Attorney for Applicant

Knox Bridge Land Investments, LLC

