



COUNCIL AGENDA REPORT

FROM: Community Development Department
Prepared by: Ken Patton

CC: City Clerk
Public Information

SUBJECT: Annexation request made by Mondo Land Planning and Design for Parcels 008 and 008B found on Tax Map 14N22, property located behind QuikTrip on Riverstone Parkway – AX1612-001

DATE: January 24, 2017

RECOMMENDATION

REPORT-IN-BRIEF

Mondo Land Planning and Design has filed an annexation request to have parcels 008 and 008B, found on Tax Map 14N22, annexed into the city limits of Canton. Along with the annexation request a rezoning petition has also been filed to have the property zoned from LI (Light Industrial, Cherokee County) to GC (General Commercial, City of Canton). The use of the property will be for commercial and office uses. These parcels are two of three which make up an unincorporated island within the city limits. The third parcel is owned by the City of Canton and the Cobb Marietta Water Authority. This parcel is also in the process of being annexed and rezoned. Should these applications be approved this will eliminate an unincorporated island.

The County was notified of the rezoning and annexation requests and to date I have not received any correspondence from them. In addition I have not received any comments either for or against the request from adjacent or nearby neighbors.

During the public hearing held for the rezoning application there was no one in attendance that spoke either for or against this request.

DISCUSSION

CONCURRENCES

FISCAL IMPACT

ALTERNATIVES

Attachments



A map of the study area in the southern United States. The map shows a network of roads. Canton is marked with a red dot, Woodstock with a blue dot, and Acornville with a green dot. The roads are color-coded: red for major roads and blue for minor roads. The map is oriented with North at the top.



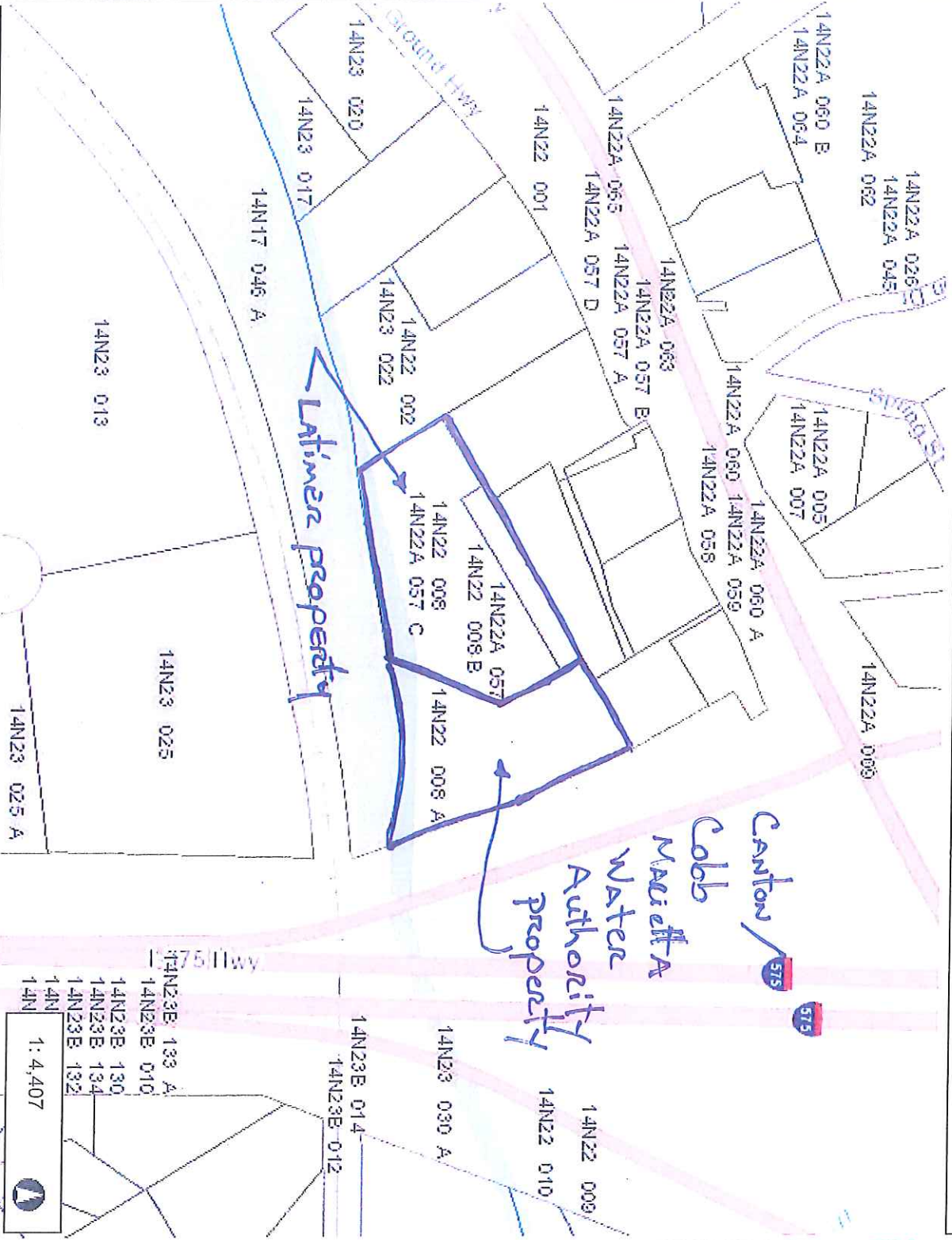
734.6 Feet

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be

THIS MAP IS NOT TO BE USED FOR NAVIGATION



Cherokee County, GA



- Legend**
- Schools
 - Churches
 - Parcels

Notes

Ordinance #AX1612-01

Ordinance # Z1612-001

AN ORDINANCE TO ANNEX CERTAIN CONTIGUOUS AREA TO
THE CITY OF CANTON, TO PROVIDE FOR THE EXTENSION OF
CITY SERVICES TO THE AREA ANNEXED, TO DESIGNATE A ZONING
CLASSIFICATION FOR THE AREA ANNEXED AND THE REPEAL OF
CONFLICTING ORDINANCES AND FOR OTHER PURPOSES
(Mondo Land Planning and Design for Latimer Properties, LLC)

WHEREAS, the above referenced applicant for the owner, has filed applications to annex and rezone a certain area contiguous to the existing city limits of the City of Canton, Georgia, the area to be annexed and rezoned being described as follows:

ALL THAT TRACT OR PARCEL OF LAND lying and being in Land Lots 204 and 229 of the 14th District, 2nd Section of Cherokee County, Georgia and being more particularly described on Exhibit "A" and Exhibit "B" attached hereto and incorporated herein by reference.

WHEREAS, upon filing the Mayor and City Council of the City of Canton determined that such application met the requirements of the O.C.G.A. Section 36 Title 36 for annexation of property by municipalities and fixed a date for a rezoning hearing on such annexation application, such date being not less than fifteen (15) or more than forty-five (45) days from the date of such determination; and

WHEREAS, notice of time and place of such hearing was given in writing to the persons presenting the application and was advertised twice not less than 15 days nor more than 45 days immediately preceding such hearing in the "Cherokee Tribune", a newspaper of general circulation in the municipality and in the area proposed for annexation; and

WHEREAS, notice of receipt of the proposed annexation was given in writing to Cherokee County within five (5) days of the City's acceptance of the completed application;

NOW, THEREFORE, the Council of the City of Canton hereby ordains as follows: The aforesaid real property is contiguous to the City of Canton at said property's northern, southern and western boundary. Said application for annexation is hereby approved.

ORDAINED FURTHER that the area annexed shall have a zoning classification of GC (General Commercial).

ORDAINED FURTHER that this ordinance shall become effective on the 1st day of March 2017.

ORDAINED FURTHER that the City of Canton Planning and Zoning Department has electronically submitted to the Georgia Department of Community Affairs the required paperwork per O.C.G.A. 36-36-3. The City of Canton participates in the U. S. Census Bureau's Boundary and Annexation Survey (BAS) and will include this parcel per O.C.G.A. 36-36-3. Certified copies of this ordinance have been submitted to the U. S. Department of Justice, Voting Rights Section pursuant to Section 5 for preclearance, and to Cherokee County thirty (30) days after the effective date of this annexation.

ADOPTED this 16th day of February, 2017.

Attest: _____

City Clerk

Mayor

Approved as to form and Content:

Robert M. Dyer, City Attorney

First Reading: February 2, 2017

Second Reading: February 16, 2017

Effective Date: March 1, 2017