

Staff Report

Subject: Rezoning (Second District)
Author: Teresa Concannon, AICP, Planning & Zoning Manager
Department: Development Services
Meeting Date: October 4, 2022
Item Description: **Fred Evans** requests to **rezone** 8 of 35.86 acres from **AR-1** to **I-1** to allow for a GDOT approved borrow source for a GDOT project. Located on Turkey Trail **Map# 452A Parcel# 10**

Summary Recommendation

Staff has reviewed the application, and recommends **approval** of the request to **rezone** 8 of 35.86 acres from **AR-1** to **I-1** to allow for a GDOT approved borrow source for a GDOT project.

Executive Summary/Background

- The request for rezoning is a requirement of Appendix C, Article IX-Amendments to Map or Text, Section 9. Pursuant to *Sec. 3.17.3.3*, excavation activity that involves movement of soil off-site must be located within the I-1 zoning district.
- The proposed GDOT approved borrow source site has frontage on the Effingham Parkway construction site. The applicant indicates that all dirt will be transported directly to the construction site. External roads are not expected to be used for more than 25% of the dirt from this borrow source.
- At the September 19, 2022 Planning Board meeting, Alan Zipperer made a motion to **approve** the request rezone 8 of 35.86 acres from **AR-1** to **I-1**, with the follow conditions:
 1. The rezoning allows a GDOT approved borrow source for a GDOT project. No other I-1 uses are allowed.
 2. The dirt shall be transported directly to the Effingham Parkway construction site.
 3. The site shall meet the requirements of **Section 3.17- Excavation, mining, ponds, and fills of land and/or state federal jurisdictional waters or wetlands.**
 4. The site shall meet the requirements of **Section 3.17.5 Surface Mine Operations – Road Maintenance Requirements**, if there is an entrance on a county-maintained road.
 5. The business operator shall meet the requirements of **Chapter 74 – Traffic, Sec. 74-8 Designated Truck Routes**, if county-maintained roads are used to transport dirt.
 6. The applicant shall notify the Development Services Department at the time of final reclamation of the GDOT approved borrow source, and shall rezone the property to AR-1.
- The motion was seconded by Ryan Thompson, and carried unanimously.

Alternatives

1. **Approve** the request to **rezone** 8 of 35.86 acres from **AR-1** to **I-1**, with conditions:
 1. This rezoning allows a GDOT approved borrow source for a GDOT project. No other I-1 uses are allowed.
 2. The dirt shall be transported directly to the Effingham Parkway construction site.
 3. The site shall meet the requirements of **Section 3.17- Excavation, mining, ponds, and fills of land and/or state federal jurisdictional waters or wetlands.**
 4. The site shall meet the requirements of **Section 3.17.5 Surface Mine Operations – Road Maintenance Requirements**, if there is an entrance on a county-maintained road.
 5. The business operator shall meet the requirements of **Chapter 74 – Traffic, Sec. 74-8 Designated Truck Routes**, if county-maintained roads are used to transport dirt.
 6. The applicant shall notify the Development Services Department at the time of final reclamation of the GDOT approved borrow source, and shall rezone the property to AR-1.
2. **Deny** the request to **rezone** 8 of 35.86 acres from **AR-1** to **I-1**.

Recommended Alternative: 1

Other Alternatives: 2

Department Review: Development Services

FUNDING: N/A

Attachments:

1. Rezoning application and checklist
2. Ownership certificate/authorization
3. Plat
4. Aerial photograph
5. Deed