



## Planning and Development Department Case Information

Case Number: Z25-0334

Meeting Dates: Planning Commission 11-06-2025

Board of Commissioners 12-02-2025

Applicant/Owner:

E L K Holdings, LLC  
2994 Old Broadnax Mill Road  
Loganville, Georgia 30052

Current Zoning: The current zoning is B2 and A2.

Request: Rezone 2.00 acres of Parcel C0440007A00 and 28.26 acres of Parcel C0460034D00 from B2 and A2 to B3 for commercial vehicle parking facility with a Variance to permit use of existing driveway – currently used for truck traffic – as the access point to Highway 78.

Address: 3149 Highway 78, Old Broadnax Mill Road and Horseshoe Road,  
Loganville, Georgia 30052

Map Number/Site Area: C0440007A00 – 2.00 acres and C0460034D00 – 45.01 acres but will only be rezoning 28.26 acres of the parcel.

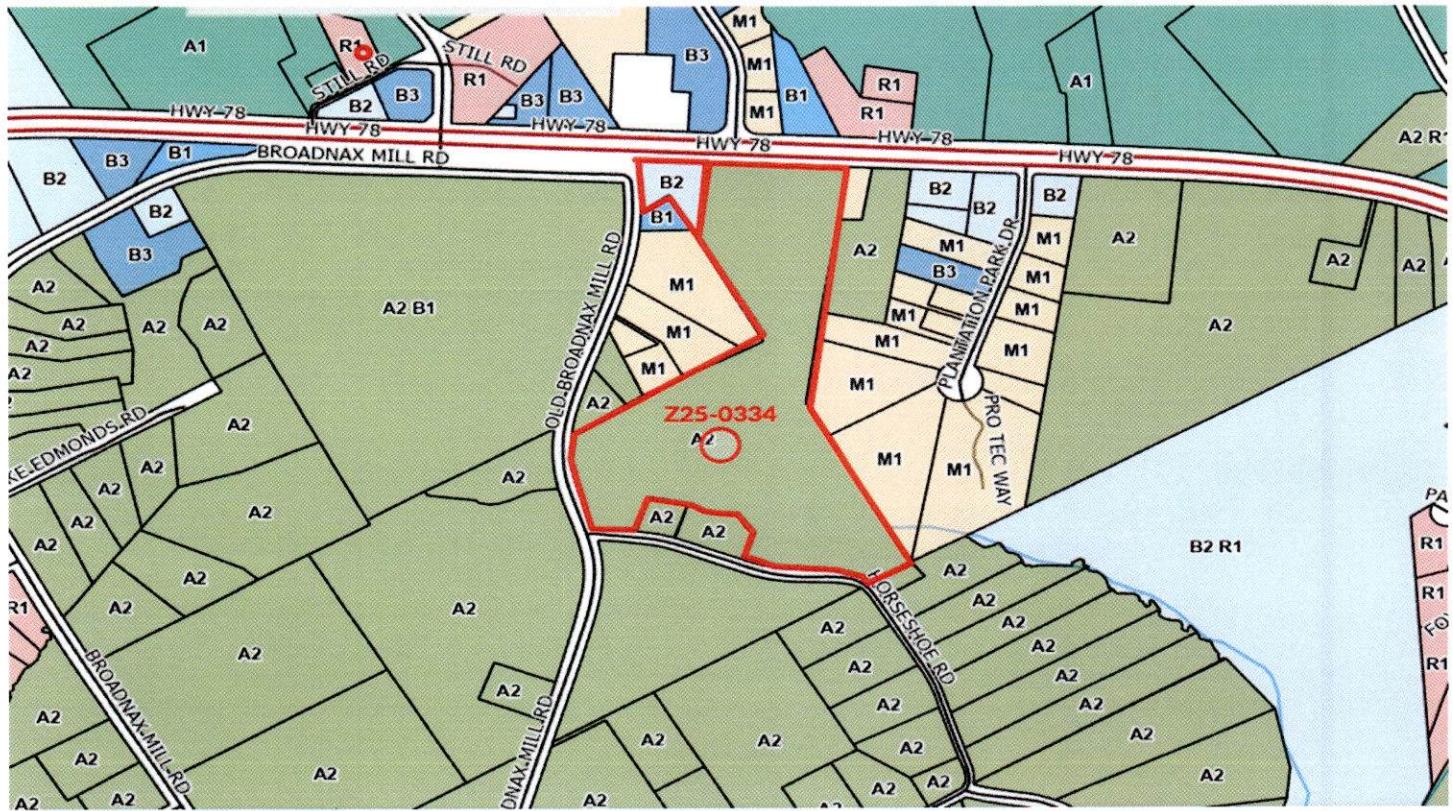
Character Area: Highway Corridor

District 1 Commissioner- Amarie Warren      Planning Commission –Josh Ferguson

Existing Site Conditions: Property on 3149 Highway 78 contains a farm market, ground cover store and Property at Old Broadnax Mill Road contains a barn.

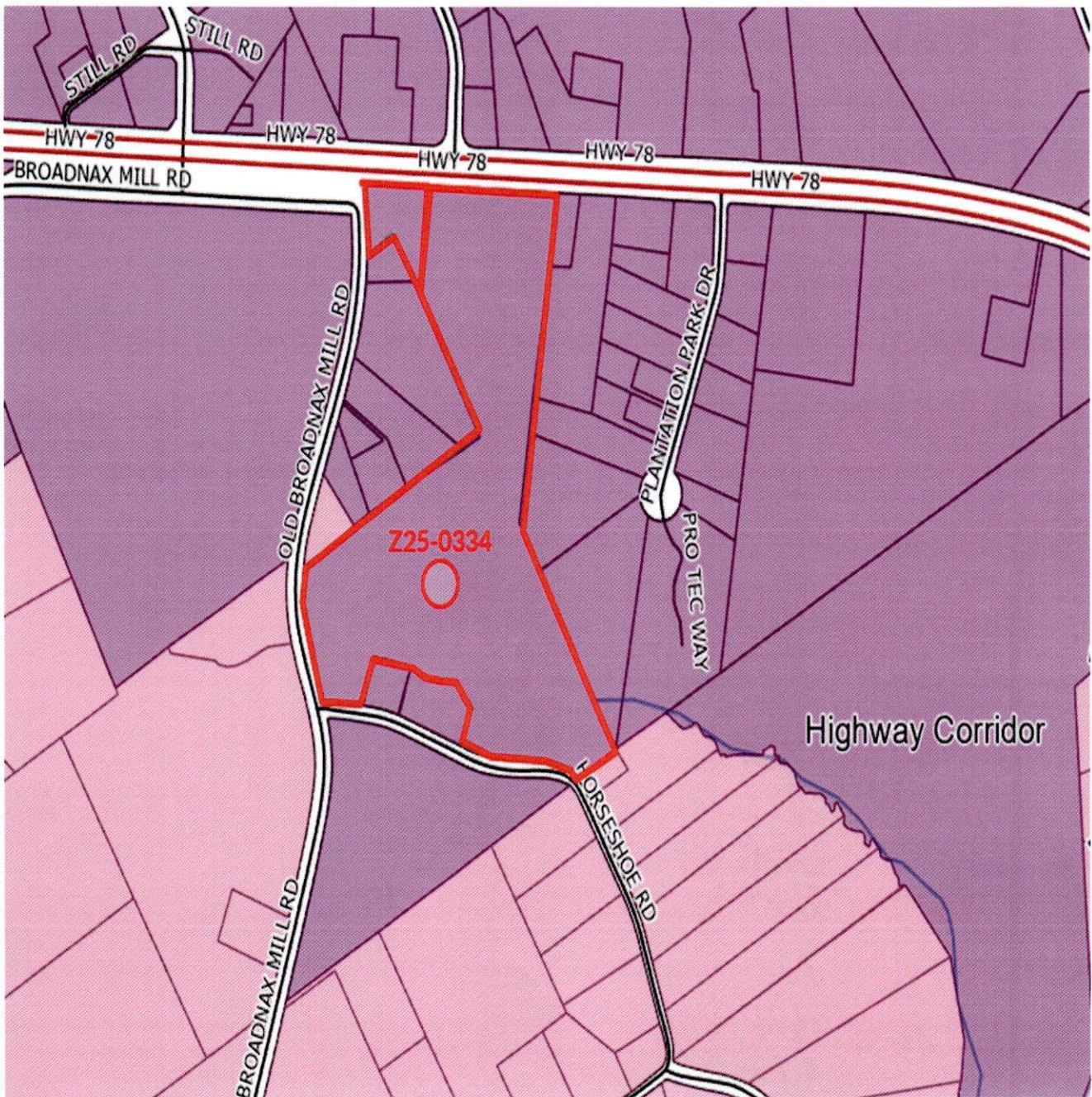


The surrounding properties are zoned A2, B1, and B3.



The property is not in a Watershed Protection Area.

The Future Land Use Map for this property is Highway Corridor.



**History:**

Z01100009	Kenneth Jones	A2 to B-2 Storage Yard Dirt, Rock, Sand, Mulch	C046-34 spl 78 Hwy at Old Broadnax Mill	Approved Cond.
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**Staff Comments/Concerns:**

# Rezone Application # 225-D334

## Application to Amend the Official Zoning Map of Walton County, Georgia

Planning Comm. Meeting Date 11-6-2025 at 6:00PM held at WC Historical Court House, 111 S. Broad St, Monroe, Ga (2<sup>nd</sup> Floor)

Board of Comm Meeting Date 12-2-2025 at 6:00PM held at WC Historical Court House

**You or your agent must be present at both meetings**

**Map/Parcel** C0440007A00 and a portion of C0460034D00

Applicant Name/Address/Phone #

E L K Holdings, LLC

2994 Old Broadnax Mill Rd

Loganville, GA 30052

Property Owner Name/Address/Phone

E L K Holdings, LLC

2994 Old Broadnax Mill Rd

Loganville, GA 30052

E-mail address: kenjonesenterprises@outlook.com (if more than one owner, attach Exhibit "A")

Phone # 770-318-1962

Phone # 770-318-1962

Location: 3149 Hwy 78 & Old Broadnax Mill Rd Requested Zoning B3 with variance Acreage 30.26 Existing

Use of Property: Farm market and ground cover store and hay pasture

Existing Structures: commercial building, shed and landscape materials bays

The purpose of this rezone is:

Construct a carefully planned and efficiently operated commercial vehicle parking facility strategically located in an established industrial district. The Applicant requests approval of the plan, including a variance to permit use of the existing driveway—currently used for truck traffic—as the access point to Hwy 78.

Property is serviced by the following

Public Water: X Provider: Walton Well: \_\_\_\_\_

Public Sewer: NA Provider: NA Septic Tank: \_\_\_\_\_

The above statements and accompanying materials are complete and accurate. Applicant hereby grants permission for planning and zoning personnel to enter upon and inspect the property for all purposes allowed and required by the Comprehensive Land Development Ordinance.

Signature 10/1/25 Date \$ 1400.00 Fee Paid

**Public Notice sign will be placed and removed by P&D Office**

Signs will not be removed until after Board of Commissioners meeting

**Office Use Only:**

Existing Zoning B2/A2

Surrounding Zoning: North B3 South B1  
East A2 West A1/B1

Comprehensive Land Use: Highway Corridor

**DRI Required?**

Y  N

Commission District: 1-Annie Warren

Watershed: \_\_\_\_\_

TMP: \_\_\_\_\_

I hereby withdraw the above application \_\_\_\_\_ Date \_\_\_\_\_

## **Supplemental Responses to Application**

### **A. Article 4, Part 4, Section 160 Standard Review Questions:**

#### **1. Existing uses and zoning of nearby property.**

The Subject Property is primarily surrounded by commercial (B2/B3) and industrial uses (M1) as shown in the zoning map included in this application. The industrial properties include Panel Steel, Andrews Pest Control, and the Applicant's landscape supply business and Farm Market. To the east of the property is the Plantation Park Industrial Park. The majority of the abutting properties which are not commercial/industrial are either being marketed as potential commercial, owned by the Applicant, or already surrounded by other industrial uses. Applicant thoughtfully established the property boundary to add distance from Horseshoe Rd and use its existing driveway adjacent to Hwy 78 for commercial vehicle access. The entirety of the Subject Property is designated as within the Highway Corridor character area under the Walton County Comprehensive Plan which contemplates B3 uses.

#### **2. The extent to which property values are diminished by the particular zoning restrictions.**

The current A2 zoning allows for very limited development and is not consistent with the Highway Corridor designation in the Future Land Use Plan. The Subject Property is located on Hwy 78 which is better suited for commercial development rather than agriculture. The current zoning would not allow for the development of Applicant's commercial vehicle parking which is an allowable use under the requested B3 designation. The current zoning would not allow for the majority of uses contemplated in the Highway Corridor designation. The portion of the property zoned B2 would require conditional use approval to utilize it for commercial vehicle parking. Rather than splitting the parcel zoning, Applicant desires to combine both parcels under B3. The current zoning diminishes the Subject Property's value as compared to the commercial/industrial properties surrounding the Subject Property.

#### **3. The extent to which the destruction of property values of the plaintiffs promotes the health, safety, morals or general welfare of the public;**

The Applicant's proposed commercial vehicle parking will be a consistent use with the surrounding industrial properties. The facility will be efficiently operated, well maintained, and secured to minimize impacts to surrounding properties. The facility provides a place for workers who use commercial vehicles for their business or their employer, including those who work in Walton County, to park their work vehicles in a safe and secure location versus in neighborhoods or other areas which are less secure and not subject to the regulations to which Applicant will be held as a part of this rezoning. This is not a truck stop and drivers will be prohibited from sleeping on premises. The flow of commercial vehicle traffic to and from the facility will be mitigated by having ample room (~160-feet) for staging trucks entering through the entry gate. The entry gate will be automated and controlled by a phone app each driver will use to open the gate once paid. Drivers will not have to get in and out of the truck to operate the gate which makes for a faster entry. The Subject Property will be fenced with an 8-foot opaque fence for safety and a visual barrier.

From a boarder community perspective, Walton County will gain new tax revenues from the Subject Property without the added burden of increased school enrollment. The project also fulfills the planned use for this area under the Comprehensive Plan as Highway Corridor.

4. The relative gain to the public, as compared to the hardship imposed upon the individual property owner;

The gain to the public is addressed in the response to question 3 above. If the requested B3 zoning is not approved, the Applicant will suffer a hardship for inability to use the Subject Property for uses allowed under the Highway Corridor designation and consistent with the existing industrial and commercial uses.

5. The suitability of the subject property for the zoned purposes;

This Subject Property is of adequate size, layout, and location which makes it suitable for a B3 commercial use more so than its current agricultural designation due to its location on Hwy 78 and designation as Highway Corridor. It is also located adjacent to other industrial uses including Panel Steel, Andrews Pest Control, the Plantation Park industrial park, and Applicant's landscape supply business. It has an existing access road that Applicant and Panel Steel use to route

commercial vehicles to Hwy 78. Applicant has requested a variance to continue using this access point.

6. The length of time the property has been vacant as zoned, considered in the context of land development in the area in the vicinity of the property

The Subject Property consists of two parcels. Tax Parcel C0460034D00 has been used for farming uses by Applicant and Tax Parcel C0440007A00 (zoned B2) has been used by Applicant as a landscape supply and farm store business called KJ 's Farm Market and Ground Cover.

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### **Variance Request**

As part of this application, the Applicant respectfully requests a variance from Code Section 6-1-610, which requires direct access to an arterial road. Both the Applicant and several adjoining neighbors operate businesses that rely on commercial vehicles, including trucks, as an integral part of their daily operations. For decades, these trucks have safely utilized an existing driveway connecting to Hwy 78 and the segment of Old Broadnax Mill Road between the Applicant's property and Bay Creek Church Road. This long-established access has historically allowed trucks to efficiently travel east or west on Hwy 78 without attempting hazardous U-turns further along the highway.

The combination of this existing access and the extended driveway on the Applicant's property—spanning ~160 feet from the roadway to the entry gate—substantially mitigates the risk of congestion and enhances public safety. Continued use of the existing driveway and access route is therefore demonstrably safer for both commercial vehicles and the general public.

Requiring a new entrance directly on Hwy 78 would impose an exceptional hardship on the Applicant's operations. Under such a configuration, vehicles would be restricted to a right-in, right-out entrance with no direct access to the traffic light at Bay Creek Church Road. This limitation would significantly reduce the functionality, safety, and accessibility of the site,

impairing the Applicant's ability to conduct operations effectively. In contrast, maintaining the established access preserves operational efficiency while prioritizing public safety.



# Andrea P. Gray LLC

Attorney at Law

October 1, 2025

Charna Parker, Director  
Walton County Planning Department  
126 Court Street  
Monroe, Georgia 30655

Re:     Applicant: E L K Holdings, LLC  
Owners: E L K Holdings, LLC  
Property: 3149 Hwy 78 and Old Broadnax Mill Road, Loganville GA 30052  
Tax Parcel: C0440007A00 and a portion of C0460034D00  
Request: Rezone property from B2/A2 to B3 for commercial vehicle parking

Dear Ms. Parker:

E L K Holdings, LLC (“Applicant”), a Walton County business, proposes to construct a carefully planned and efficiently operated commercial vehicle parking facility strategically located in an established industrial district. The project site consists of two parcels totaling 30.26 acres, located at 3149 Hwy 78 and Old Broadnax Mill Road, Loganville, Georgia (the “Subject Property”). One parcel is currently zoned B2 and operated as KJ Farm Market and Ground Cover, and the second parcel is vacant and used for hay farming. The proposed facility will accommodate approximately 477 parking spaces for commercial vehicles.

The Subject Property is in an ideal location for a commercial vehicle parking facility. It fronts on Hwy 78 and is abutted by industrial uses zoned M1 including Panel Steel and the Plantation Park industrial park. It has an entrance off an access road connecting Old Broadnax Mill Rd and Hwy 78 which is already used for truck traffic from the existing industries adjoining the Subject Property. As part of this application, the Applicant is requesting a variance from Code Section 6-1-610, which requires direct access to an arterial road. Both the Applicant and several adjoining neighbors operate businesses that rely on commercial vehicles, including trucks, as an integral part of their daily operations. For decades, these trucks have safely utilized an existing driveway connecting to Hwy 78 and the segment of Old Broadnax Mill Road between the Applicant’s property and Bay Creek Church Road. This long-established access has historically allowed trucks to efficiently travel east or west on Hwy 78 without attempting hazardous U-turns further along the highway.



300 E Church Street, Monroe, GA 30655  
(678) 364-2384 [www.andreapgray.com](http://www.andreapgray.com)

The combination of this existing access and the extended driveway on the Applicant's property—spanning ~160 feet from the roadway to the entry gate—substantially mitigates the risk of congestion and enhances public safety. Continued use of the existing driveway and access route is therefore demonstrably safer for both commercial vehicles and the general public.

Requiring a new entrance directly on Hwy 78 would impose an exceptional hardship on the Applicant's operations. Under such a configuration, vehicles would be restricted to a right-in, right-out entrance with no direct access to the traffic light at Bay Creek Church Road. This limitation would significantly reduce the functionality, safety, and accessibility of the site, impairing the Applicant's ability to conduct operations effectively. In contrast, maintaining the established access preserves operational efficiency while prioritizing public safety.

The facility will be operated efficiently and safely to minimize impacts to surrounding properties and roads. The facility will comply with all ordinances regarding its operations in addition to prohibiting any drivers from sleeping on premises or washing or repairing vehicles onsite. The facility is not a truck stop. Gate and reservation operations will promote efficient operations and prevent a backup of vehicles entering the site. The flow of commercial vehicle traffic to and from the facility will be mitigated by having ample room, 160-feet, for staging trucks entering through the entry gate. The entry gate will be automated and controlled by a phone app each driver will use to open the gate once paid. Drivers will not have to get in and out of the truck to operate the gate which makes for a faster entry.

The proposed parking facility will be designed in accordance with ordinance standards and to minimize impacts to nearby properties and roads. The entirety of the property will be surrounded with an 8-foot opaque fence and it will have a gated entry. Applicant will maintain the parking areas with a base with a minimum thickness of six (6) inches of #57 stone topped with three (3) inches of crusher run. Transitional buffers will be 50-feet and the buffer from Hwy 78 is 60-feet. All lighting will be downward facing in accordance with ordinance standards. Although Applicant owns both sides of Horseshoe Road, it intentionally moved the property boundary for this facility north of Horseshoe Road and north of the existing homes thereon to better buffer the residential area nearby.

From a boarder community perspective, Walton County will gain new tax revenues from the Subject Property without the added burden of increased school enrollment. The proposed facility is also well-aligned with the long-term vision for the Highway 78 corridor and the existing industrial uses surrounding the property. The Subject Property lies within the Highway Corridor area identified on the County's Future Land Use Map, making the proposed B3 zoning both appropriate and consistent.



Applicant respectfully requests that the Subject Property be rezoned from A2/B2 to B3 to allow for construction of a commercial vehicle parking facility and for a variance to use its existing driveway.

Please let me know if you have any questions.

Sincerely,



Andrea Gray  
Applicant's Representative



300 E Church Street, Monroe, GA 30655  
(678) 364-2384 [www.andreapgray.com](http://www.andreapgray.com)



Request for Rezoning 30.26 acres  
from B2/A2 to B3 for a commercial vehicle  
parking facility

- Applicant/Owner: E L K Holdings, LLC
- 30.26 acres
- 3149 Hwy 78 and Old Broadnax Mill Road, Loganville GA 30052
- Tax Parcel C0440007A00 and a portion of C0460034D00
- Agent: Andrea P. Gray, LLC

October 1, 2025

## Zoning Map

Current Zoning: A2/B2

Requested Zoning: B3

Primarily adjoined by M1



# Future Land Use Map Highway Corridor

Subject Property

## Future Land Use Plan 2022

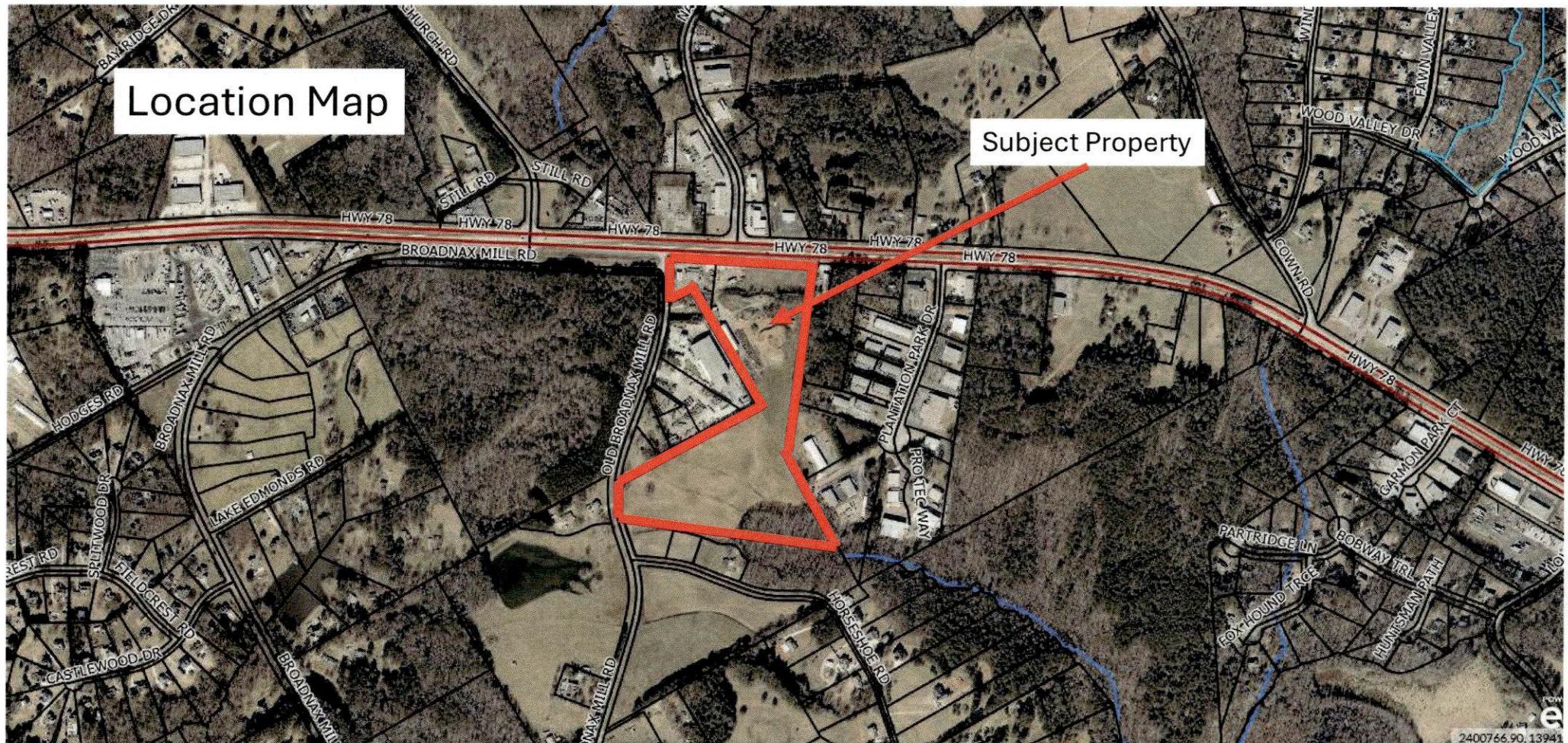
- Conservation
- Employment Center
- Highway Corridor
- Neighborhood Residential
- Rural Residential and Agriculture
- Suburban
- Village Center

Highway Corridor

2401145.02

Location Map

Subject Property



2400766.90, 13941

**AUTHORIZATION  
BY PROPERTY OWNER**

I swear that I am the property owner of the property which is the subject matter of the attached Petition for Rezoning/Conditional Use Application, as is shown in the records of Walton County, Georgia.

I authorize the named below to act as Applicant in the pursuit of a Petition for Rezoning/Conditional Use Application.

Name of Applicant: **E L K Holdings, LLC**

Address: **2994 Old Broadnax Mill Rd., Loganville, GA 30052**

Telephone: **770-318-1962**

Location of Property: **3149 Hwy 78 and Old Broadnax Mill Rd, Loganville, GA 30052**

Map/Parcel Number: **C0440007A00 and a portion of C0460034D00**

Current Zoning: **A2/B2** Requested Zoning: **B3**

Property Owner Signature

Property Owner Signature

Print Name: **same as applicant**

Print Name: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

Phone #: \_\_\_\_\_

Phone #: \_\_\_\_\_

Personally appeared before me and who swears  
that the information contained in this authorization  
is true and correct to the best of his/her knowledge.

  
Notary Public

10-1-25  
Date



## AGENT AUTHORIZATION

Date: 10/1/25 Tax Map and Parcel Number(s): a portion of C0460034D00 and C0440007A00

PROPERTY ADDRESS: 3149 Hwy 78 and Old Broadnax Mill Road, Loganville GA 30052

PROPERTY OWNERS: E L K Holdings, LLC  
2994 Old Broadnax Mill Rd  
Loganville GA 30052

APPLICANT: E L K Holdings, LLC (same as owner)

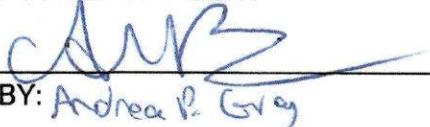
ATTORNEY/AGENT: Andrea P. Gray, LLC  
300 E Church Street  
Monroe, GA 30655  
(678) 364-2384

ACTION: Rezone property from A2/B2 to B3 to allow for commercial vehicle parking

The undersigned states under oath that it is the owner of the property and hereby authorizes Applicant through its Attorney/Agent to submit, execute and prepare any and all documents relating to the action or speak on its behalf at the Planning Commission, Board of Commissioners and any related meetings regarding the request for the rezoning or other land-use authorization related to the property referenced herein. The Attorney/Agent may also sign the necessary applications on behalf of Applicant.

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### ATTORNEY/AGENT

  
BY: Andrea P. Gray

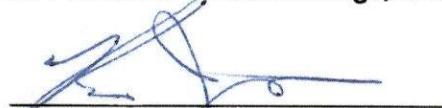
Sworn to and subscribed before me this 1 Day of October 2025

  
NOTARY PUBLIC



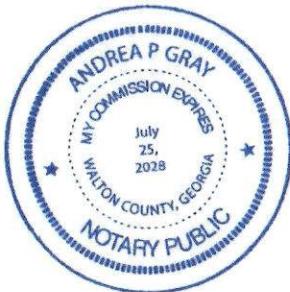
[additional signatures on following page]

**APPLICANT: E L K Holdings, LLC**

  
BY: Ken Jones

Sworn to and subscribed before me this 1<sup>st</sup> Day of October 2025

  
NOTARY PUBLIC



*[signature page for Agent Authorization]*

## **Disclosure of Campaign Contributions**

In accordance with the Conflict of Interest in Zoning Act, O.C.G.A., Chapter 36-67A, the following questions must be answered:

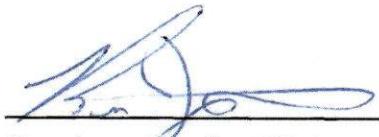
Have you the applicant made \$250 or more in campaign contributions to a local government official within two years immediately preceding the filing of this application?

yes  no

If the answer is yes, you must file a disclosure report with the governing authority of Walton County showing:

1. The name and official position of the local governing authority in Walton County to whom the campaign contribution was made.
2. The dollar amount and description of each campaign contribution made during the two years immediately preceding the filing of this application and the date of each such contribution was made.

This disclosure must be filed when the application is submitted.

 10/11/25

Signature of Applicant/Date

Check one: Owner  Agent

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS

Date: 10/1/25 Tax Map and Parcel Number(s): a portion of C0460034D00 and C0440007A00

PROPERTY ADDRESS: Old Broadnax Mill Road, Loganville GA 30052

PROPERTY OWNERS: E L K Holdings, LLC  
2994 Old Broadnax Mill Rd  
Loganville GA 30052

Check one of the following:

(A) The applicant here certifies, under oath, that he or she has not made any campaign contributions or gifts having an aggregate total value of \$250.00 or more to any local government official of Social Circle, Georgia, as defined by O.C.G.A. 36-67A-1(5).

(B) The Applicant here certifies, under oath, that he or she has made the following campaign contributions or gifts having an aggregate total value of \$250.00 or more to a local government official of Social Circle, Georgia as defined by O.C.G.A.36-67A-1 (5).

Please list total value of contribution(s) dates and names of the local Government Official:

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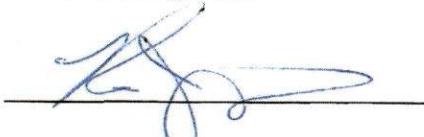
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Describe in detail any gifts listed above (example: quantity and nature, etc.):

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E L K Holdings, LLC



Sworn to and subscribed before me this 1<sup>st</sup> Day of October 2025

  
NOTARY PUBLIC



October 1, 2025

## Notice of Preservation of Constitutional Objections

Re:     Applicant: E L K Holdings, LLC  
Owners: E L K Holdings, LLC  
Property: 3149 Hwy 78 and Old Broadnax Mill Road, Loganville GA 30052  
Tax Parcel: C0440007A00 and a portion of C0460034D00  
Request: Rezone property from B2/A2 to B3 for commercial vehicle parking with a variance for the entry driveway location

Georgia law requires that Applicant include in its rezoning record a statement of constitutional objections to put the deciding board on notice of the Applicant's assertion of its constitutional and legal rights to the requested rezoning. In accordance with this requirement, Applicant asserts the below and hereby incorporates all of the information and documents contained in its complete zoning application and any materials later added to the application record.

The current zoning of the Property restricts said Property in an unreasonable manner, is unconstitutional, null and void in that the restriction to the current zoning classifications affords the Applicant no reasonable use of the Property and is the equivalent of a taking of the Applicant's property rights without payment of just and adequate compensation and without due process in violation of the Fifth Amendment and Fourteenth Amendments to the Constitution of the United States, and Article I, Section I, Paragraph I, and Article I, Section III, Paragraph 1 of the Constitution of the State of Georgia.

A refusal by the board to approve the rezoning requested by the Applicant to permit a reasonable economic return on the Applicant's investment and a reasonable use of the Property would therefore be unconstitutional, null and void and would be arbitrary, capricious and without a rational basis, thus constituting an abuse of discretion. Further, a refusal by the board would discriminate in an arbitrary, capricious, and unreasonable manner between the Applicant and owners of similarly situated properties in violation of the Equal Protection Clause of the Fourteenth Amendment to the Constitution of the United States, and Article I, Section I, Paragraph II of the Georgia Constitution.

The continued application of the current zoning to the Property results in little or no gain to the public in general and fails to promote the health, safety, morals or general welfare of the public and does not bear a substantial relation to the objectives of the Walton County, Georgia Zoning Ordinance, and would constitute a substantial reduction of the property value of the Applicant and is therefore confiscatory and void.

By filing this Statement of Constitutional Rights, the Applicant reserves all rights and remedies available to them under the United States Constitution, the Georgia Constitution, all applicable federal state and local laws and ordinances, and in equity.



