

**CITY OF CHAMBLEE, GA**  
**MINUTES OF CITY COUNCIL MEETING**  
**February 16, 2010 – 7:30 p.m.**

Mayor Eric Clarkson called the meeting to order at 7:30 p.m.

Councilmembers present were: Mr. Tom Hogan, Mrs. Leslie Robson, Mr. Mark Wedge, and Mr. Dan Zanger. Mr. Scott Taylor was absent.

Staff members present were: Mr. Jim Gleason, City Manager; Mr. Tillman Hannon, Public Works Director; Mr. Joel Holmes, Recreation Director; Ms. Angela Hudson, Finance Director, Mr. Marc Johnson, Police Chief; and Ms. Nancy Williams, City Clerk.

**City Clerk**

**1) Approval of Minutes** - January 14, 2010 - Public Hearing/Work Session  
January 19, 2010 - Regular Council Meeting

Mr. Zanger made a motion to approve the minutes of the Public Hearing/Work Session held on January 14, 2010. Mr. Hogan seconded the motion. The motion passed unanimously.

Mr. Zanger made a motion to approve the minutes of the Regular Meeting held on January 19, 2010. Ms. Robson seconded the motion. The motion passed unanimously.

**City Manager**

**1) GMA – Retirement Plan**

Mr. Hogan made a motion to adopt a new defined contribution retirement plan for employees hired after January 1, 2010. Mr. Hogan withdrew his motion. Mr. Hogan made a motion to table this item to the March work session. Ms. Robson seconded the motion. The motion passed unanimously.

**Development Director**

**1) Variance – Zaxby’s - 4906 Peachtree Boulevard**

- a. Request to reduce the minimum façade building height, which would not be in compliance with Chapter 94, Section 903 of the Zoning Ordinance
- b. Request to allow the first floor-to-ceiling height to be less than eighteen (18) feet, which would not be in compliance with Chapter 94, Section 907.A.1 of the Zoning Ordinance
- c. Request to allow a driveway between the building and sidewalk, which would not be in compliance with Section 1202 E

A public hearing concerning the proposed variances was conducted on January 14, 2010 and was scheduled for action at the meeting held on January 19, 2010. However, the applicant requested the action be tabled to allow more time to address the concerns raised by the City Council. At the workshop held on February 11, the applicant said they tried to incorporate the City Council’s recommendations into their plans and discovered they still needed to request the three variances as submitted previously.

Mr. Hogan made a motion to grant the applicant's request for a variance to reduce the minimum façade building height. Mr. Zanger seconded the motion. The motion passed with Mr. Hogan and Mr. Zanger voting in favor and Ms. Robson and Mr. Wedge voting in opposition. Mayor Clarkson voted in favor to break the tie vote.

Mr. Hogan made a motion to grant the applicant's request for a variance to allow the first floor-to-ceiling height to be less than eighteen (18) feet. Mr. Zanger seconded the motion and the motion passed unanimously.

Mr. Hogan made a motion to grant the applicant's request for a variance to allow a driveway between the building and sidewalk. Mr. Wedge seconded the motion. The motion failed with Mr. Hogan voting in favor and Ms. Robson, Mr. Wedge and Mr. Zanger voting in opposition.

### **City Attorney:**

**1) First Reading Farmers Market Update** – The City Attorney read a proposed amendment to the zoning ordinance concerning permits for seasonal activities and outdoor sales. A public hearing concerning the proposed ordinance will be held on March 11<sup>th</sup>. The ordinance will be read again prior to City Council taking action at the regular meeting scheduled for March 16, 2010.

### **Mayor and/or City Council Member Discussion:**

#### **Dan Zanger**

**1) Zoning Ordinance and Regulations-Clairmont Road Corridor-** Mr. Zanger made a motion to direct staff to review and report on the property in and around the Clairmont Road Corridor with regard to the current ordinance and building regulations, as well as minutes and results from past Council and Community meetings. Mr. Wedge seconded the motion. The motion passed with Mr. Hogan voting in opposition.

#### **Leslie Robson**

**1) Resolution for Support of a Community Garden** - Ms. Robson made a motion to adopt a resolution to show support for a community garden. Mr. Hogan seconded the motion. The motion passed unanimously.

### **Citizen Comments**

Mr. Hogan announced that the Dekalb County Chief Appraiser would be the guest speaker at the next Chamblee Business Association meeting, which would be held on Thursday, January 18, 2010 at 7:30 a.m.

Mr. Hogan made a motion to adjourn the meeting. Ms. Robson seconded the motion. The motion passed unanimously and the meeting adjourned at 7:49 p.m.

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Nancy Williams, City Clerk

Attest: \_\_\_\_\_  
Eric Clarkson, Mayor