

NPU-T Meeting Minutes
Wednesday, January 12, 2011

The General meeting was called to order at 7:03 pm EST by Chairman Knowles.

NOTE: The January 12, 2011 was held via teleconference due to inclement weather in Atlanta. All votes will be by roll call of the eligible voting members.

1. Invocation

- a. A moment of silence was observed.

2. Approval of Agenda –

- a. A motion was made by Steffi Langer-Berry to adopt the agenda as presented with deviations as the chair deems necessary. This was seconded by Jerry ‘Tacuma’ Brown.

The Vote: Yes-12; No - 0; → Motion Carries

3. Approval of Minutes – December 2010

- a. Copies of the December minutes were distributed for approval prior to the meeting in softcopy. Hardcopies were not available at the meeting for members without e-mail access.
- b. A motion was made by Jerry ‘Tacuma’ Brown to defer action on the minutes until hardcopies are available to the general body. This was seconded by Mark Malaguerra

The Vote: Yes-12; No - 0; → Motion Carries

4. Police, Fire, and Community Prosecutor’s Updates (5 minutes per report) – no presentations due to the teleconference format.

i.

5. Presentations

- a. Deferred until February

6. Planner’s Report – Brandy Crawford (404.330.6522 bcrawford@atlantaga.gov)

- a. Planner Crawford was present and announced that workshops for the 2011 CDP Amendments are being scheduled.

7. Zoning and Land Use –

- a. **10-O-1418 AN ORDINANCE BY COUNCIL MEMBER MICHAEL JULIAN BOND TO AMEND THE 1982 ATLANTA ZONING ORDINANCE, AS AMENDED, BY AMENDING THE USE CHART FOR SPI-11 VINE CITY & ASHBY STATION SPECIAL PUBLIC INTEREST DISTRICT REGULATIONS SO AS TO PROVIDE THAT TWO-FAMILY DWELLINGS ARE NOT PERMITTED PRINCIPAL USES WITHIN SUB-AREAS 1,2,3,4,5,6,7,8,9,10,11 & 12; SO AS TO PROVIDE THAT ROOMING HOUSES ARE NOT PERMITTED PRINCIPAL USES WITHING SUB-AREAS 1,2,3,4,5,6,7,8,9,10,11 & 12; SO AS TO PROVIDE THAT ADDITIONALLY SHELTERS ARE NOT PERMITTED PRINCIPAL USES WITHING SUB-AREA 3; AND FOR OTHER PURPOSES.**

The Discussion: Council member Bond was present and provided an overview of the proposed ordinance. Councilman Bond highlighted that NPU-M has approved this ordinance and has requested to be added to the ordinance. Mark Malaguerra (NPU-T Zoning Committee Chair) inquired as to the ability of the other SPI districts within NPU-T to have a similar ordinance crafted for those districts. Council Member Bond spoke about the limitations of doing so and has offered

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to work with the NPU-T Zoning and Land Use Committee to determine how this might be accomplished.

The Zoning and Land Use Committee has recommended approval.

The Action: A motion was made by Jerry 'Tacuma' Brown to approve 10-O-1418. This has been seconded by Jerilyn Lewis

The Vote: Yes: 14; No-0 → Motion Carries (1 additional Yes vote pending certification of voting status)

b. AN ORDINANCE TO AMEND VARIOUS SECTIONS OF THE ATLANTA ZONING ORDINANCE FOR THE PURPOSE OF DEFINING FARMERS' MARKETS AS A PERMITTED USE; TO PROVIDE WHERE AND UNDER WHAT CONDITIONS SUCH USES SHALL BE PERMITTED; AND FOR OTHER PURPOSES.

The Discussion: Mark Malaguerra provided an overview of the proposed zoning ordinance change. This item does not require a vote at the January ordinance.

Questions:

- Does the size of the farmer's market matter?
- How do community gardens figure in to this ordinance?
- How is food safety being addressed?
- What happens if the ground in which food crops are grown has pollutants that impact the safety of the crops?
-

The Action: None needed based on Planner Crawford's feedback.

8. License Review Board

Applicant	Type of Business	Name of Business	Location Address	Request

No items on the January NPU-T agenda.

9. Text Amendments, Ordinances & Resolutions

a. **10-O-0467** A SUBSTITUTE ORDINANCE BY TRANSPORTATION COMMITTEE TO AMEND CHAPTER 138 (ENTITLED "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES"), ARTICLE IV, DIVISION 2, SECTION 138-84 AND 13885 SO AS TO AMEND THE PROCEDURES TO BE FOLLOWED FOR THE INSTALLATION AND REMOVAL OF TRAFFIC CALMING DEVICES IN THE PUBLIC RIGHT OF WAY; AND FOR OTHER PURPOSES.

The Discussion: Mark Malaguerra provided an overview of the proposed amendment.

Community Feedback:

- In many of our neighborhoods the number of vacant and abandoned properties on some streets will preclude the residents from conducting a successful traffic calming petition. We ask that the section addressing vacant properties be left in the legislation.
 - In those instances where a parcel of real property within the petitioning area is vacant, the petition coordinator will send a letter by certified mail return receipt requested, to the property owner listed in the county property tax records. If no response to said certified letter is received within thirty days of the date of said

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letter, said property will be excluded from the properties within the street segment for the purpose of meeting the 67 percent petitioning requirement. (changed from 75% percent in keeping with the language of the updated legislation)

- A request to clarify whether the assessment of funds to the property owners was voluntary or whether a successful petition would mandate property owners to be compelled to fund the traffic calming in the event that the city does not allocate funds for the project.

The Action: Mark Malaguerra made a motion requesting approval to send a letter reflecting the first bullet above. This was seconded by Patrick Berry.

The Vote: Yes: 15; No-0 → Motion Carries

10. Neighborhood Association Reports (2 minutes per report)

- a. None.

11. Committee Reports

- a. Committee reports were requested to be submitted in writing to the NPU-T chair prior to the start of the January meeting.

12. Atlanta Planning Advisory Board Report –

- a. **There will be an APAB meeting on Saturday, January 15th at 10am.**

13. Announcements –

- a. Steve Wilson (678.558.4490) spoke about the closing of the Boys & Girls Club. The last day is Friday, January 15th
 - i. Council Member Bond suggested reaching out to Dr. Merriday to see whether there are programs that could help re-open the facility as part of the city's operation of Chris Durrand (404.486.2900) is the contact within the Salvation Army who may be able to talk about the future of the facility.
- b. Chairman Knowles spoke about the location of the NPU-T meetings for the rest of 2011. The meetings will be held at KIPP Strive Academy at 1444 Lucile Ave. The times of the meeting remain unchanged.
- c. Sister Deborah introduced Mr. Tate who was a former chair of NPU-T.
- d. Eammon Martin from the Integral Group announced that they have secured financing for their Senior Housing project.
- e. Mark Malaguerra announced that the Westview tree planting has been rescheduled to January 22nd.

14. Adjournment – the meeting adjourned at 7:59 pm EST.

Donations were not collected due to the teleconference format

individuals were recorded as present by Steffi Langer-Berry, NPU-T recording secretary.

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**Table 1: Voting Results
January 2011 Meeting**

Present @ Jan 2011 Meeting?	NAME (Initial By Your Name)	NPU Voting Member? Yes/No	Voting Items			
			Item #1 approve agenda	Item #2: Defer approval of the minutes	Item #3: Approve 10-0-1418	Item #4: Request approval to send a letter of support to council
x	Berry, Patrick	Y	yes	yes	yes	yes
x	Berry, Steffi	Y	yes	yes	yes	yes
	Brewer, Brent	Y				
x	Brown, Jerry "Tacuma"	Y	yes	yes	yes	yes
x	Cannon, Bill	Y			yes	yes
x	Carter, Larry	Y	yes	yes	yes	yes
x	Ingram, Fannie	Y	yes	yes	yes	yes
x	Ingram, Henry	Y	yes	yes	yes	yes
x	Knowles, Nia	Y	yes	yes	yes	yes
x	Lewis, Jerilyn	Y	yes	yes	yes	yes
x	Malaguerra, Mark	Y	yes	yes	yes	yes
	MiGarity, Lula	Y				
x	Nash, James	Y	yes	yes	yes	yes
	Reinhardt, Kurt	Y				
x	Smith, Scott C.	Y	yes	yes	yes	yes
x	White, Clairborne	Y	yes	yes	yes	yes
x	Whiteside, Wanda	Y	yes	yes	yes	yes
	Yim, Jae	Y				
	Young, Hakim	Y				
x	Cain, Gwen				yes	yes

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