

PUTNAM COUNTY PLANNING & DEVELOPMENT

117 Putnam Drive, Suite B & Eatonton, GA 31024 Tel: 706-485-2776 & 706-485-0552 fax & www.putnamcountyga.us

> Agenda Thursday, September 05, 2019 \0000 6:30 PM Putnam County Administration Building – Room 203

Opening

- 1. Call to Order
- 2. Attendance
- 3. Rules of Procedure

Minutes

4. Approval of Minutes- August 26, 2019

Requests

- 5. <u>Request</u> by **William Shelnutt** for a side yard and rear yard setback variance at 103 Pecan Cove. Presently zoned R-1. [Map 087B Parcel 125, District 4].
- <u>6.</u> Request by **Elroy & Lizbeth Schuler** for a variance request for the reduction of the minimum required height for a fence in the front yard at 111 Riverview Drive. Presently zoned R-2. [Map 057C Parcel 213, District 4].

New Business Adjournment

The Planning & Zoning Commission meeting will be conducted pursuant and in accordance with O.C.G.A. Chapter 36-66.

Notice: All opponents to any rezoning request on the Planning & Zoning Commission and the Board of Commissioners agendas must file a disclosure of campaign contributions with the Planning & Development Department within five calendar days prior to public hearings if you have contributed \$250.00 or more to an elected official in Putnam County within the last five years.

*The Putnam County Board of Commissioners will hear these agenda items on <u>September 17, 2019</u> at 6:30 P.M., in the Putnam County Administration Building, 117 Putnam Drive, Room 203, Eatonton, GA 31024.

The full meeting package can be reviewed in the Planning & Development office upon request.

The Board of Commissioners reserves the right to continue the meeting to another time and place in the event the number of people in attendance at the meeting, including the Board of Commissioners, staff, and members of the public exceeds the legal limits.

The Board of Commissioners' hearing will be conducted pursuant to O.C.G.A. 50-14-1 and Section 66-152 of the Putnam County Code of Ordinances and meets the requirements of the Zoning Procedures Laws established in O.C.G.A 36-66.

Individuals with disabilities who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities are required to contact the ADA Compliance Officer, at least three business days in advance of the meeting at 706-485-2776 to allow the County to make reasonable accommodations for those persons.

Item Attachment Documents:

Request by **William Shelnutt** for a side yard and rear yard setback variance at 103 Pecan Cove. Presently zoned R-1. [Map 087B Parcel 125, District 4].



MAP SCALE, I = 5,081,26 SCALE RATIO, 1.00,201,34 DATE; JUNE 2018

5. Request by William Shelnutt for a side yard and rear yard setback variance at 103 Pecan Cove. Presently zoned R-1. [Map 087B Parcel 125, District 4].

6. Request by Elroy & Lizbeth Schuler for a variance request for the reduction of the minimum required height for a fence in the front yard at 111 Riverview Drive. Presently zoned R-2. [Map 057C Parcel 213, District 4].

PLANDOIG-DITT District-4



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Putnam County City of Eatonton APPLICATION FOR: VARIANCE CONDITIONAL USE
THE UNDERSIGNED HEREBY REQUESTS THE CONSIDERATION OF A VARIANCE/CONDITIONAL USE AS SPECIFIED.
WILLIAM B. SHELNUTT # 770 -527 4072 Owner name
Applicant name(If different from above
103 PECAN COVE EATONTON GA. 31024 MAILING ADDRESS CITY STATE ZIP
PROPERTY LOCATION 103 PRIAN Cause FAturnal
MAPORTB PARCEL 125 TOTAL ACREAGE 1372 PRESENTLY ZONED Z. 101 B
PROPERTY LOCATION: <u>103 Pecan Cove</u> EAtonton, MAP <u>1878</u> PARCEL <u>125</u> TOTAL ACREAGE: <u>0.37</u> ² PRESENTLY ZONED <u>R-10</u> SETBACKS: Front: <u>89</u> ⁴ Rear: <u>N/A</u> Lakeside: <u>657</u> ² Left: <u>29</u> ¹ Right: <u>16</u> ⁴
All setbacks are required to be met from the front, side, rear, and lakeside (nearest point) property lines
*There is a 50ft mandated front yard setback requirement from all arterial road and state highways. *
Arterial/State Road. Yes: No: No: Reportsed Deck-540 SqF
Arterial/State Road. Yes: No: $PReposeD Deck - 540 sq F$ TOTAL SQ. FT. (existing structure) $1,477$ TOTAL FOOTPRINT (proposed structure) $2,017$ LOT LENGTH (the total length of the lot) $204,4$
LOT LENGTH (the total length of the lot) <u>204, 4</u>
LOT WIDTH AT BUILDING SETBACK (how wide the lot is where you're proposing to build) 79
REASON FOR REQUEST: TO ADD NEW DECK TO EXISTING STRUCTURE ON LAKESIDE
SUPPORTING INFORMATION ATTACHED TO APPLICATION: RECORDED PLAT: LETTER OF AGENCY LETTER OF INTENT SITE APPROVAL/LAYOUT OF SEPTIC SYSTEM FROM HEALTH DEPARTMENT
PROPOSED LOCATION MUST BE STAKED OFF
*SIGNATURE OF APPLICANT: 2010-13 Stuburt DATE: 7-25-2019
*APPLICANT HEREBY AFFIRMS THAT APPLICANT IS THE PROPERTY OWNER OR HAS THE LEGAL AUTHORITY TO SIGN THIS FORM ON OWNER'S BEHALF, AND APPLICANT AGREES TO INDEMNIFY AND HOLD PUTNAM COUNTY/CITY OF EATONTON HARMLESS IN THE EVENT IT IS DETERMINED APPLICANT DOES NOT HAVE SUCH LEGAL AUTHORITY.
DATE FILED 7-25-19FEE: \$ 200.00 CK NO. CASH C. CARD INITIALS 37 RECEIPT # 05075C 032980 DATE OF NEWSPAPER AD: 0-19-19 DATE SIGN POSTED: 8-14-19 PLANNING & ZONING HEARING: 0-5-19 RESULT: COMMISSIONERS/CITY COUNCIL HEARING: 0 PENILT NO.

5.10 90 41 AC 1501 2/30 RECREATION N4132050 97 0.02⁵/ 0.58 M 20 Hadis 450 95 V82: 301 9 5 0.40 0.45 AC 2000 With Shipewerker le, 0 45 Ac. ADWA 032 23/ 3 2 46. C 2 0.5240 126 06 N57-16 W WAY 9440 NOT 12 31 258 NS0:17E-LAKE ASSOCIATES 137 CUTURE DEVELOPMENT 301:57 ₩.) 22 0 12 FOREST 5



William Shelnutt

Request for a variance at 103 Pecan Cove, Eatonton, Ga 31024.

I am requesting a 34.3-foot rear yard setback variance being 65.7 feet from the nearest point to the lake and a 4 foot side yard setback variance being 16 feet from the left side property line when facing the lake. I would like to construct an 18x30 square foot deck on to the rear side of the house, facing the lake. The deck would not extend further than the existing home (1,477 sq. ft.) on the left side but will be closer towards the lake. My lot length is 211 ft. and my lot width at building setback is 79 ft.

		\mathcal{L})	7.15
, Existin	g On-site Sewage	Management Sy	stem Performar	nce Evaluation Report Form
Property Owner/System	Owner Name:	770.517.4072		Reason for Existing Sewage System Evaluation: (circle
WILLIAM U	helnutt	the set forp		(1) Loan Closing for Home Sale
Property/System Address	1] .		(2) Refinance
103 Pecan 1	juve		0870125	(3) Home Addition (Non-bedroom)
Subdivision Name:		Lot:	Block:	Type:
		102		(4) Swimming Pool Construction
xisting System Informati	ion: Water Supply (circle)	Number of Bedroóms/GPD:	Garbage Grinder: (drcle)	(5) Structure Addition to Property
1	ate Well (3) Community	2	///	Type: dedr 18' 230
U	the ment (b) community		(1) Yes (2) No	(6) Mobile Home Relocation
		SECTION A - S	stem on Record	
(1) Yes (2) No	that all components of t at the time of the origina	Management System insp he system were properly of al inspection.	pection records indicate constructed and installed	Comments:
(1) Yes (2) No	Report is attached.	n-site Sewage Managemer		
(1) Yes (2) No	Maintenance records ind serviced within the last f that timeframe.	icate that the system has ive (5) years or the system	been pumped out or n was installed within	
(1) Yes (2) No	A site evaluation of the s system failure or of cond functioning of the system	ystem on this date reveal itions which would advers	ed no evidence of ely affect the	
aluating Environmentalis		Title:	Date:	I verify this data to be month at the Market of the
				I verify this data to be correct at the time of the evaluation. This verification shall not be construed as a guarantee of the proper functioning of this system for any given period of time. No liabilit is assumed for future damages that may be caused by malfunction
		SECTION B - Syst	em Not on Record	
(1) Yes	No inspection records are Management System was installation.	on file showing the On-s	te Sewane	Comments:
(1) Yes (2) No	The septic tank was unco appears to meet the requ	ired design, construction	and installation criteria.	
(1) Yes (2) No	Documentation from a Ge the condition of the seption its design, construction, a	orgia Certified Installer hi tank and its respective of	as been provided as to	
(1) Yes (2) No	Maintenance records indic serviced within the last five that timeframe.	ate that the system has h	een numped out or	
(1) Yes (2) No	A site evaluation of the sy system failure or of condi- functioning of the system, installation cannot be veri	tions which would adverse thowever, appropriatenees	ely affect the	
luating Environmentalist		Title:	Date: 24010	I verify this data to be correct at the time of the evaluation. This
	i) T	6111		Ventication shall not be construed as a quarantee of the proper
Munu Hu	<u>y</u>	145	ZHS-C-AHT	functioning of this system for any given period of time. No liability is assumed for future damages that may be caused by malfunction
<u>_</u>	<u> </u>	SECTION C - Syste		
1) Yes (2) No	The On-site Sewage Mana the initial installation and i	is thus not considered an	approved system.	Comments: RECEIVED
1) Yes (2) No	Evaluation of the system revealed evidence of system failure or malfunction, and will therefore require corrective action in order to obtain approval of the system.			AUG 0 5 2019
1) Yes (2) No 🔸	Evaluation of the system r the proper functioning of t action in order to obtain a	he system, and will there	would adversely affect fore require corrective	- un
lating Environmentalist:		Title:	Date:	1 YEARY INS DATE TO DE COrrect at the time of the sub-
			·	I verify this data to be correct at the time of the evaluation. This verification shall not be construed as a guarantee of the proper functioning of this system for any given period of time. No liability IS assumed for future damages that may be caused by instances of the statement of the system for any given period of time.
	- Addition to Property o	r Relocation of Home (section completed in	vertication shall not be construed as a guarantee of the proper functioning of this system for any given period of time. No liability
		r Relocation of Home (section completed in	Verification shall not be construed as a guarantee of the proper
	- Addition to Property o An existing On-site Sewag property listed above and A or B above. A site evaluation on this da that the proposed construct	r Relocation of Home (e Management System is has been evaluated in acc ate as well as the provided tion to home or property	section completed in located on the ordance with Section	Verification shall not be construed as a guarantee of the proper functioning of this system for any given period of time. No liability is assumed for future damages that may be caused by malfunction conjunction with A, B, or C above) Comments:
SECTION D 1) Yes (2) No 1) Yes (2) No	- Addition to Property o An existing On-site Sewag property listed above and A or B above. A site evaluation on this da	r Relocation of Home (e Management System is has been evaluated in acc ate as well as the provided tion to home or property ould not adversely affect to rided that no additional se	section completed in located on the ordance with Section d information indicate or that the proposed be proper functioning	Verification shall not be construed as a guarantee of the proper functioning of this system for any given period of time. No liability is assumed for future damages that may be caused by malfunction conjunction with A, B, or C above)
SECTION D	- Addition to Property o An existing On-site Sewag property listed above and A or B above. A site evaluation on this da that the proposed construct relocation of the home sho of the existing system prov the system for the listed si	r Relocation of Home (e Management System is has been evaluated in acc ate as well as the provider tion to home or property uld not adversely affect to ided that no additional se ze home adjacent.	section completed in located on the ordance with Section d information indicate or that the proposed be proper functioning	Vertication shall not be construed as a guarantee of the proper functioning of this system for any given period of time. No liability is assumed for future damages that may be caused by malfunction conjunction with A, B, or C above) Comments: Number of Bedrooms/GPD: Garbage Grinder: (drde)











1124001 112A002 112A003 112A004 112A005 112A031 112A032 112A033 1124034 1124035 1124036 1124037 1124044 112A045 120046 , PUTNAM COUNTY, GEORGIA FUTURE LAND USE MAPS **MAP 087B** MAP SCALE: 1 * = 200 * SCALE RATIO: 1:2,400 DATE: AUGUST 2019



PUTNAM COUNTY PLANNING & DEVELOPMENT

117 Putnam Drive, Suite B & Eatonton, GA 31024 Tel: 706-485-2776 & 706-485-0552 fax & www.putnamcountyga.us

August 30, 2019

TO: Planning & Zoning Commission

FROM: Lisa Jackson

- RE: Staff Recommendation for Public Hearing Agenda on 9/5/2019
- 5. Request by **William Shelnutt** for a side yard and rear yard setback variance at 103 Pecan Cove. Presently zoned R-1. [**Map 087B Parcel 125, District 4**]. The applicant is requesting a side and rear yard setback variance in order to construct a 18x30(540 sq. ft.) deck addition. This is a small narrow lot with length of 204.4 feet and the lot width at building setback 79 feet. The proposed structure will stay in line with the existing house and extend toward the lake. The applicant is requesting a 7-foot side yard setback variance, being 13 feet from the left side property line and a 39-foot rear yard setback variance, being 61 feet from the nearest point to the lake. Due to the size of the lot and the location of the existing house, the proposed location is the best option for the proposed structure. Therefore, this request meets the conditions as stated in Putnam County, Code of Ordinances, Chapter 66-157(c)(1).

Staff recommendation is for approval of 7-foot side yard variance being 13 feet from the left side property line, when facing the lake, and a 39-foot rear yard setback variance being 61 feet from the nearest point to the lake at 103 Pecan Cove [Map 087B Parcel 125, District 4].

New Business

Adjournment

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Item Attachment Documents:

6. Request by Elroy & Lizbeth Schuler for a fence variance at 111 Riverview Drive. Presently zoned R-2. [Map 057C Parcel 213, District 4].



5 Request by William Shelnutt for a side yard and rear yard setback variance in 103 Peeuw Cove. Presently zoned R-1. [Map 087B Parcel 125, District 4].

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Plan2019-01107 Distri	ict
PUTNAM COUNTY PLANNING & DEVELOPMENT 117 Putnam Drive, Suite B & Eatonton, GA 31024 Tel: 706-485-2776 & 706-485-0552 fax & www.putnamcountyga.us	
APPLICATION FOR: D'VARIANCE CONDITIONAL USE ON R Side of THE UNDERSIGNED HEREBY REQUESTS THE CONSIDERATION OF A	٢
VARIANCE/CONDITIONAL USE AS SPECIFIED. <u>Elroy 4 Lizbeth Schuler</u> # 615 944 0197 Owner name	
Applicant name (If different from above <u>63 Sea Marsh Rol</u> Amelia Island FL <u>32034</u> MAILING ADDRESS CITY STATE ZIP	
MAILING ADDRESS CITY STATE ZIP PROPERTY LOCATION: 111 Riverview Drive MAP 0576PARCEL 213 TOTAL ACREAGE: PRESENTLY ZONED 2-29	42
SETBACKS: Front: EX Rear: NA Lakeside: EX Left: EX Right: EX	1
All setbacks are required to be met from the front, side, rear, and lakeside (nearest point) property lines *There is a 50ft mandated front yard setback requirement from all arterial road and state highways. * Arterial/State Road. Yes: <u>NA</u> No: <u>X</u> FENCE FENCE Property lines TOTAL SQ. FT. (existing structure) <u>UATER FENCE</u> Property line LOT LENGTH (the total length of the lot) LOT WIDTH AT BUILDING SETBACK (how wide the lot is where you're proposing to build) REASON FOR REQUEST: <u>Please</u> <u>Ace</u> <u>Atached</u> <u>letter</u>	
SUPPORTING INFORMATION ATTACHED TO APPLICATION: RECORDED PLAT: LETTER OF AGENCY LETTER OF INTENT SITE APPROVAL/LAYOUT OF SEPTIC SYSTEM FROM HEALTH DEPARTMENT	
*PROPOSED LOCATION MUST BE STANKED GREAT SIGNATURE OF APPLICANT: John Schuler DATE: 7-24-19	
*APPLICANT HEREBY AFFIRMS THAT APPLICANT IS THE PROPERTY OWNER OR HAS THE LEGAL AUTHORITY TO SIGN THIS FORM ON OWNER'S BEHALF, AND APPLICANT AGREES TO INDEMNIFY AND HOLD PUTNAM COUNTY/CITY OF EATONTON HARMLESS IN THE EVENT IT IS DETERMINED APPLICANT DOES NOT HAVE SUCH LEGAL AUTHORITY.	
DATE FILED 7-25-19 FEE: \$ 200.00 CK. NO. NA CASH NA C. CARD NITIALS CAR RECEIPT # 032981 DATE OF NEWSPAPER AD: 8-15-19 DATE SIGN POSTED: 8-141-19 PLANNING & ZONING HEARING: 9-5-19 RESULT: COMMISSIONERS/CITY COUNCIL HEARING: RESULT:	

111 River View Drive Eatonton, GA 31024

August 12Pleaa, 2019

Putnam County Planning and Development 117 Putnam Drive, Suite B Eatonton, GA 31024

RF: **Height Variance Request - Privacy Fence**

Dear Sirs:

Please let this letter serve as an addendum to my letter of July 24, 2019. First, I need to clarify some information that I presented in that letter now that I have adequate measurements.

The fence starts at the back right side of our house and extends approximately 131' 6". The fence is approximately 1' inside the property line:

- 33' 6" runs next to our house this portion of the fence will stay at 6'
- 63' runs to our property line
- 35' extends into property owned by Chris Yawn, our neighbor on the left at 109A Riverview Drive.

I have attached two pictures that show almost identical fences on the same street, Riverview Drive. Both fences run along the property line in front of the houses just as ours does.

Our country, states, counties and cities operate under 'Rule of Law' - everybody is held equally accountable under the same laws. These laws are applied equally to all citizens. These laws are administered and enforced in a way that is fair, and finally the system that administers the law should do so in a way that citizens can expect to be treated fairly and equitably.

After receipt of the violation notice, I called Putnam County Code Enforcement and talked with Mr. Jay Johnston. Mr. Johnston had included the section in the Putnam County Code that I violated. When I questioned how this particular code was enforced, Mr. Johnston replied - "only when someone complains." I had further discussions with Ms. Lisa Jackson, Director of Planning and Development and she told me that the 'law was the law'. I totally understand that but the law is not the law when it is enforced unfairly and inequitably. 1 respectfully request that a variance of 2' be granted.

Sincerely,

Adrea Elzer & chub

Lizbeth and Elroy Schuler Property Owners

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RCVD JUL 25 V.9 CA

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PUTNAM COUNTY, GEORGIA Code Enforcement Department 117 117 Putnam Drive, Suite #B Eatonton, GA 31024 TEL: (706) 485-2776 FAX (706) 485-0552



Owner: Elroy & Lizbeth Schuler

Mailing Address

63 Sea Marah Rd Amelia Island, GA 32034 Notice of Violation: The parcel of property located at: Location Address Parcel No.

111 Riverview Rd Eatonton, GA 31024

We have found that you are in violation of the following section(s) of the Putnam County, GA, Code of Ordinances:

Violation(s)

	Compliance Deadline
Miscellaneous/Other	08/19/2919
Miscellaneous/Other	11/19/2019
In accordance with Putnam county code 66-132 (T)-any fence that extends beyond more than 4 feet tall. Fence is currently 6 ft in height and must be lowered to 4 ft by	the free of bound at all the set

Comments: 🔬

Sincerely, M

Code Enforcement Official Jey Johnston No further notices will be issued.

90 day continuance

PUTNAM COUNTY CODE

(t) Fences and walls. No fences or freestanding wall in a required yard, other than a retaining wall, shall be more than eight feet in height, or be constructed in a public right-of-way or future street or right-of-way. Any fence in a required front yard in a residential district shall not exceed four feet in height. No fence, wall or shrubbery, which creates an obstruction to vision or traffic safety hazard, shall be erected, permitted or maintained. When this chapter requires a fence to be constructed, such fence shall be completed prior to occupancy of the primary use structure.

(Res. of 7-17-2007(4); Amend. of 3-18-2008; Amend. of 11-16-2010; Amend. of 4-17-2012(2))

Secs. 66-133---66-149. Reserved.

ARTICLE IV. ADMINISTRATION AND ENFORCEMENT⁴

DIVISION 1. ESTABLISHMENT AND RESPONSIBILITIES OF THE PLANNING AND ZONING COMMISSION[†]

Sec. 66-150. Creation, membership, organization and meetings.

(a) *Creation.* The planning and zoning commission is hereby established with the number of members equal to the number of commissioners on the board of commissioners as of each January 1.

(b) Membership; qualifications. Each district commissioner on the board of commissioners shall nominate one member, in accordance with section 2-53, from the full-time residents of their district, for a term of two years except for the initial appointment which will terminate on December 31, 2010, and the chairman of the board of commissioners shall nominate, in accordance with section 2-53, from among the full-time residents of the county, one member for a term of two years except for the initial term which will terminate on December 31, 2010. Nothing shall prevent a member from succeeding him or herself, and, except as otherwise provided herein, all members of the planning and zoning commission shall hold office for the term specified and until the board of commissioners shall have appointed such member's successor. Any vacancy on the planning and zoning commission shall be filled in the same manner as the position was filled prior to the occurrence of the vacancy for the unexpired term of the member. Within three months of their initial appointment, each member must receive 12 hours of training in zoning procedures and/or comprehensive planning conducted and/or sponsored by ACCG or the University of Georgia's Carl Vinson Institute of Government or equivalent as determined by the director of planning and development. No member shall be allowed to vote on any zoning matter until at least six hours of the aforementioned training has been received. The appointed member may participate in all meetings, discussions, and

*Cross reference-Administration, ch. 2.

†Editor's note—An amendment adopted Jan. 12, 2010, amended div. 1, in its entirety to read as herein set out. Former div. 1 was entitled "In General," and pertained to responsibility of director; board of commissioners: scope of authority; and procedures for public hearings and meetings.

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§ 66-132













PUTNAM COUNTY PLANNING & DEVELOPMENT

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August 30, 2019

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Staff recommendation is for denial of a front yard fence variance at 111 Riverview Drive [Map 057C Parcel 213, District 4].

New Business

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