File No.: SAP - 13 - 087 Date of Completed Submittal: Reviewed by:
APPLICATION FOR A SPECIAL ADMINISTRATIVE PERMIT (SAP)
For SPI, Beltline Overlay, LW, MR, MRC, and NC Zoning Districts City of Atlanta, Office of Planning (404/330-6145)
APPLICANT NORMAN A. HOPLON
*Applicants must appear in person to file an application. Applications by mail or courier will not be accepted.
ADDRESS GOO DEACHTREE ST ALANTA GA. = JUN-4 2013
10
PROPERTY LANDOWNER CAMS PLACE INC
THO ENT ENDOTHEN
ADDRESS 3198 GOINS HILL PLACE
PHONE NO. Loy 365.7760 EMAIL deborah & hamsondes gnassociales. Com
ADDRESS OF PROPERTY 3201 CAINS HILL PLACE
Is property within the BeltLine Overlay District? Yes No
Zoning Classification \$\overline{SPI \cdot 9 \ SA3} Land District 17 Land Lot 99 Council District 8 NPU 6
INSTRUCTIONS (approved SAP plans shall be included in Building Permit Application submittal to the Office of Buildings):
 Demolition Permits: Applications for demolition permits shall not be approved until the SAP is approved.
 <u>Signage</u>: SAP approval for free-standing/monument and/or projecting structures only. Signage approval issued by Office of Buildings. <u>Photographs</u>: For alterations to existing building facades to document existing conditions.
Submittal Package Requirements (See detailed checklist):
1) Project Summary: Describe all new construction, alterations, repairs or other changes to the exterior of existing structures or to
the site. Requests for administrative variations must be accompanied by a written justification for each variation requested. 2) Property Survey: Submit two (2) copies. Lot consolidation, replatting or subdivision may be required prior to approval of SAP.
3) Site Plan (released for construction and sealed) and Building Elevations:
a. <u>Initial Plan Submission</u> : <u>Two (2)</u> copies for initial review (<u>four</u> copies that require DRI & NPU review). Also, copies of
applicable Rezoning Legislation, Special Use Permit, Variance or Special Exception letters from the Board of Zoning Adjustment.
b. <u>Final Plan Submission (after staff review) incorporating staff comments</u> : <u>11</u> copies of site plan and <u>5</u> copies of elevations.
 c. Other information: Additional plans or documents may be required at the discretion of the Office of Planning. 4) Property Owner Authorization: Submit required notarized owner consent per attached form.
5) Notice to Applicant: Submit attached form with signature and date.
Additional Submittal Requirements (as applicable):
1) BeltLine, NC-10, NC-11, NC-12 Districts: Pre-application conference with Planning Staff is required prior to SAP submittal.
INCLUDE EXTRA COPY OF SUBMITTAL PACKAGE for the required 21-day NPU review period as detailed below: a. Mail a copy of the SAP application and plans which are stamped received by the Office of Planning to the NPU.
b. Submit a copy of U.S. Postal Service Certificate of Mailing within 5 business days of SAP application submittal
 c. Submit notarized Affidavit of NPU Notification within 5 business days of SAP application submittal. 2) Development Review Committee (DRC): Projects within SPIs 1, 9, 12,15, 16, 17 districts may require review by DRC.
3) Development of Regional Impact (DRI) Study: Developments either; over 300,000 sf; or greater than 400 residential units; or a
mixed-use development with more than 222 residential units require a DRI approval by GRTA and ARC
 a. <u>Initial submission</u>: DRI Form 1 with the SAP application. Planning staff will then submit information to GRTA and ARC. b. <u>Final submission</u>: Copy of the DRI Notice of Decision letter shall be printed on the final site plan submission.
• Fees (non-refundable): Payable to the "City of Atlanta" in the form of cash, credit card, personal or cashier check, or money order.
 Exterior demo, outdoor dining new/expansion, or non-expansion: \$250. Developments < 50,000 sqft of floor area: \$500.
 Developments between 50,000 and 250,000 sqft of floor area: \$1,000. Developments ≥ 250,000 sqft of floor area: \$1,500.
I HEREBY AUTHORIZE CITY STAFF TO INSPECT PREMISES OF ABOVE DESCRIBED PROPERTY. I HEREBY DEPOSE THAT ALL STATEMENTS HEREIN ATTACHED & SUBMITTED ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.
Date Signature of Applicant
The City Code provides that Planning Director shall review each request for an SAP within 30 days of a filing of a completed* application. (Atlanta Code Chapter 16, Section 16-25). * Note: NPU/DRC notification and review, as applicable, are required to complete the SAP application.
(FOR OFFICE OF PLANNING OFFICE USE ONLY)
The above request for a Special Administrative Permit (SAP) was approved or denied on
See attached Special Administrative Permit Approval Form(s) for detailed approval information.



City of Atlanta Office of Planning SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION Notarized authorization by Property Landowner

SAP-13-087 File#

(Required only if applicant is not the owner of the property subject to the application)
TYPE OF APPLICATION: Special Administrative Permit
ODE TO THE TOTAL OF THE TOTAL O
I, DEBORAN HARRISON, CARSIDENT CAINS SWEAR THAT I AM THE LANDOWNER
owner(s) name
OF THE PROPERTY LOCATED AT: 3201 CAINS HILL PLACE, NW
AS SHOWN IN THE RECORDS OF FULTON COUNTY, GEORGIA
WHICH IS THE SUBJECT MATTER OF THE ATTACHED APPLICATION. I AUTHORIZE THE
PERSON NAMED BELOW TO ACT AS THE APPLICANT IN THE PURSUIT OF THIS
APPLICATION.
NAME OF APPLICANT (PRINT CLEARLY):
GO TROYMAN SANDERS, LLP
ADDRESS: 600 REACHTREE STREET
ATLANTA GA 30308-2216
TELEPHONE: 404 885 2697 EMAIL: norman. Koplon &
Signature of Property Landowner
Print Name of Property Landowner
Personally Appeared Before Me Pres: dent, Cains Place he
Deborah Harrison
Who Swears That The Information Contained In this Authorization Is True and Correct To The Best of His or Her
Knowledge and Rollof

Signature of Notary Public

Lee Brooks Kinsella Notary Public Fulton County, Georgia
My Commission Expires October 8, 2016

City of Atlanta Office of Planning



SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION Notice to Applicants

File # SAP-13-087

The applicant hereby acknowledges notification that in the process of design review in connection with the issuance of a **Special Administrative Permit (SAP)**, the City of Atlanta Office of Planning (OOP) will only review such documents as are deemed necessary for the approval of a project concept in compliance with the district regulations set forth in the City of Atlanta Zoning Code. Such documents may include, without limitation, the elevations of the structures proposed and site plans specifying the arrangement of such structures and other features of the project, but generally will not include a full set of construction drawings. This level of review is for the purpose of determining compliance with those sections of the Zoning Code applying to the district where the project is located or to be located and to allow the applicant the flexibility to receive approval for a project concept without the requirement that a full set of construction drawings, that would differ wise be necessary to obtain a building permit, be prepared, presented and reviewed.

It is the applicant's duty to ensure that all drawings or plans, that may be required for further permitting of the actual construction of the project, will result in a finished project that complies with the elevations, site plan-and other plans on which the SAP was granted. The applicant is further notified that neither the Office of Buildings nor any of the other City of Atlanta agencies that review any other part of the overall project plans for compliance to building codes, zoning codes, the tree preservation, the riparian buffers ordinance, land disturbance regulations, drainage and sewer capacity or any other regulations in effect at the time of plan review have the authority to approve any changes to the exterior appearance of structures or site plans in a SAP.

It is the responsibility of the applicant to ensure that any changes required, requested, or allowed by any other City agency or any other agency reviewing the plans during any part of the building permit process will not alter the exterior appearance of any structure or cause the relocation, rearrangement and/or reorientation of any feature of the site plan. Therefore, it is important for the applicant to be aware that even changes which may be in compliance with other codes, including without limitation, an increase to the height of the structure, whether resulting from changes to the foundation plan or the grading plan of the site, alterations to the interior layout of the structure that affect the location or size of exterior doors or windows, or changes to the method of construction for any floor of a structure or the roof of any structure, may affect the exterior appearance in a manner which could cause the finished structure to be out of compliance with the elevations approved by the OOP.

The applicant is further put on notice that the location of any feature specified on the site plan is not to be changed from that location which is specified on the site plan approved by the OOP. This includes, without limitation, any such changes that might affect the setbacks of any structure, the orientation of structures or features on the lot, including, without limitation, accessory buildings, the location and size of driveways, walkways, fences, parking pads, parking spaces, loading zones and service areas. It shall be the responsibility of the applicant to ensure that any changes required by any agency reviewing plans for the project remain consistent with the site plan and elevations approved by the OOP. It shall be the responsibility of the applicant, not the OOP, to monitor any plan changes during the permitting of the project to be sure that such changes do not affect the elevations and site plan approved by the OOP at the time of issuance of the SAP.

It is also the responsibility of the applicant to ensure that any changes made on site during the construction of the project, regardless of whether such changes are approved by a City building inspector, or representative of another City agency as being in compliance with the building codes or other applicable codes, do not result in a change to the exterior appearance of a structure or in a change to the site plan. The City of Atlanta Zoning Ordinance provides a process under which changes to the elevations and site plan in a SAP may be approved, however such approval is not guaranteed and the applicant is hereby notified that such changes are based on the application of the district regulations and not on the fact that a hardship, financial or otherwise may result if such permission is not given. The duty to adequately monitor the construction of the project to ensure compliance to the approved SAP and or any other City permit shall at all times be on the applicant, who assumes all risk of loss, financial or otherwise, from enforcement actions that result from the failure to comply with the SAP or any other City permit.

The applicant acknowledges that relief from any stop work order or other enforcement action, whether resulting from action taken by the OOP staff, the Office of Buildings staff or by the staff of any other City agency, must be appealed within the time and in the manner provided by the City Code. The applicant further acknowledges that the decision to apply to the OOP for permission to alter the approved plans is not an appeal of a stop work order or other enforcement action. The applicant acknowledges that it is solely within their own discretion to choose a process to resolve any dispute arising from the interpretation of any ordinance, the issuance of a stop work order or any other enforcement action and that the resolution of any such matter shall be made in compliance with the City Code and other applicable laws. The applicant further acknowledges that no written or oral representation of any City officer, employee, agent or elected official can waive or modify the City Code.

Harrison A. Koplan

Applicant Signature

June 4, 2013

Applicant Printed Name



SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION <u>Development Controls Specifications</u>

File # 5AP=13-087

These forms are intended to assist applicants in preparing the required submission materials for a Special Administrative Permit approval. In addition to these forms to be completed by the applicant, all <u>applicable</u> specifications should be shown on the **site plan** in **chart form**. Items omitted will delay the plan review process. <u>Refer to City of Atlanta Zoning Code (Chapters 8, 19, and 28) for clarification.</u>

clarification.						A BECEIVE		
Definitions and Methods of Calculation								
		***	line X width of property line	7/27		OFFILE		
 GLA for come 	er lots = (NLA) +	(street "A		(street "A" length	of property street "B" r	/ line)] + [(street "B" right-of-way		
 GLA (with only 	one front yard a	diacent to	o street) = (NLA) + [(street	right-of-way width	1 +2) X (len	gth of front property line)]		
 GLA may inclu 	de half of the rigl	ht-o f -way	(including streets, parks, la	akes and cemeter	ries) up to	50 feet in width.		
GLA shall not I	be used for calcu	lating FA	R for properties within sing	le-family or two-fa	amily-zone	d subareas of SPI districts.		
Building Lot Co	overage provided	= (net lo	t area minus area of buildin	ng footprint) + (ne	t lot area)			
Lot Size (in squa		1						
Gross L	and Area (GLA)							
Net	Lot Area (NLA)	C	.44 Acres	; 19,34	2 5/	•		
Floor Area Rat	io (FAR) – as	applic	able. Check which u	sed for resid	ential: [GLA, or NLA		
	Residential FAR Ratio	Reside	ntial Square Footage	Non- Residential FAR Ratio	Non-Res	idential Square Footage		
Base Allowed				5.0	90	132 99,160		
Base Provided					1			
Bonus Allowed								
Bonus Provided								
	Grom (-bl-							
		onus ut	ilized if applicable)					
Transit Station	Ground Floor Retail		Open Space and New Streets	Community Cer Facilities	nter	Workforce Housing		
Residential Uni	ts			Total Provid	led:			
Number of Units Provided (without bonus)								
Number of	f Bonus Units Pro	vided (w	rithout workforce housing)					
			Provided (20% required)					
			Number of Units per Acre					
Building Covera	age 🗆 or			applicable as red	uired per	zoning district)		
			Percentage (%)	Square Footage				
Max. Permitted						Oqualo i oolage		
Provided E 4 8 1 14 5.78: 100 %								
Fenestration (%				alv per district	rogulation			
Fenestration (% of each street-fronting facade calculated separate Residential Façade Percentage (%)								
					idential Fa	açade Percentage (%)		
Min. Required	on Local Street	on Arterial/Collector		on Local Street		on Arterial/Collector		
					0			
Provided (specify for each street)								



SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION <u>Development Controls Specifications</u>

MR

File # SAP-13-087

Non-Resident	ial Public Space R	equirements (refe	er to Chapter 28 for clarification	on) RECEIVED
PSR: Public Sp	ace Requirements for I counted towards UOSR)			
Public Space provid	led = (square footage area of c	exterior space) + (square i	footage area of interior space	PLANIVI
		rcentage (%)		Total Square Footage
Minimum Required				- Jane Contago
Provided				
Square Footage Bre	akdown of PSR amounts pro	ovided by the following:		
EXTERIOR (accessib	ole to general public such as es, patios, observation deck reas, open recreational spaces	landscaped s, fountains.		
during normal busine lobbies, concourses,	evel area accessible to the ge ess hours such as malls, gal plaza, walkways, fountains eation, pedestrian seating, or es)	leries, atria, landscape		
Parking and Lo	oading Requireme	nts (refer to district regu	ulations and Chapter 28 for cl	arification)
Number of Studio		Number of 2 BR	Number of 3 BR	Number of 4 BR
On-site Parking Spaces	,	Residential		Non-residential Uses
Minimum Require	ed Ey 15714	6 OFFICE 20	RESTAURANT :	4940 ×75% 1
Provide	1 1		14 17 sb	dices
Maximum Allowe	ed		25 STACE	3
Bicycle Parking Spaces		Residential		Non-residential Uses
Minimum Require	d		1	
Provide	d		2	
On-site Loading Space	es (see applicable zoning dist	trict requirements or Section	on 16-028.015)	
		Residential/Hotel		Ises (break out by use)
Minimum Require (specify for each use			NR	and produced as a second
Provide (specify for each use				

Project Summary Special Administrative Permit Application Proposed Restaurant 3201 Cains Hill Place



The Existing Building

- 1. The existing one story building, presently utilized as the architectural office of Harrison Design Associates, located at 3201 Cains Hill Place contains approximately 9,240 square feet is located on a 0.44 acre parcel, as depicted in the attached photograph and survey by Pearson & Associates, Land Surveyors.
- 2. The property is presently zoned SPI 9-SA 3 (Buckhead Village) and contains a single building (9,240 square feet) with an existing paved parking lot for 17 parking spaces.

The Scope of Work for Proposed Restaurant

- 1. This project involves: the conversion of 2,542 square feet of the existing office building space, a footprint expansion of 455 square feet, and a proposed second story addition of 1,943 square feet (over the existing office building).
- 2. The renovation <u>increases the existing floor area</u> by 2,398 sf. of the building, which represents a 26% increase.
- 3. Importantly, the maximum land disturbance of the site (footprint expansion) is limited to only 455 square feet.
- 4. The total heated space of the restaurant is 4,940 square feet.
- 5. The second story includes two open decks totaling 1,056 square feet, which represents 21% of the heated space of the restaurant.
- 6. No administrative variations are requested.

Parking Requirement

- 1. The parking requirement for the restaurant = (4,940 sf/300) x 75% = 13 spaces in accordance with Section 16-18I-023.
- 2. The required parking for the remaining office use is zero (0) in accordance with Section 16-18I-023.
- 3. Total parking provided: 17 spaces which include 2 handicap spaces.

Staff Recommendations of the Preliminary Meeting on May 6, 2013

As a result of the May 6 preliminary review of this project, the following staff suggestions have been implemented and/or indicated on the site plan:

- 1. Screening, 30" 42," has been provided to shield certain parking spaces adjoining Cains Hill Place
- 2. Two bike racks have been provided for each occupancy.
- 3. Existing handicap entrance to the office building has been modified.
- 4. Handicap parking spaces have been redistributed to accommodate the restaurant and the office.
- 5. Exterior façade shall comply with Section 16-18I.027. Exterior walls shall be block and stucco. A limited amount of architectural wood detailing is provided.
- 6. Ten feet of the existing masonry exterior wall located on the south property line has been reduced in height from 36" to zero to improve the existing sidewalk width.

Attachments

The following attachments are included to facilitate this SAP review:

- Architectural plans for the proposed restaurant prepared by Harrison Designs.
- Photograph of existing office building.
- Aerial photo of the site.
- Copy of City zoning map indicating SPI-9 SA3.
- Copy of first floor architectural site plan indicating the land disturbance (a new slab addition) of 455 sf. for site development.
- Copy of the City Cadastral.

Norman A. Koplon, PE Troutman Sanders LLP 600 Peachtree Street, NE Suite 5200 Atlanta, GA 30308-2216 404-885-2697 NORMAN A. KOPLON 404.885.2697 telephone norman.koplon@troutmansanders.com

TROUTMAN SANDERS

TROUTMAN SANDERS LLP
Attorneys at Law
Bank of America Plaza
600 Peachtree Street, NE, Suite 5200
Atlanta, Georgia 30308-2216
404.885.3000 telephone
404.885.3900 facsimile
troutmansanders.com

SAP-13-087

June 4, 2013

Mr. Karl Smith Davids City of Atlanta Bureau of Planning 68 Mitchell Street, S.W. Suite 3350 Atlanta, Georgia 30335

Re:

Special Administrative Permit Application

Proposed Restaurant, 3201 Cains Hill Place

Dear Karl:

Pursuant to our previous meeting on May 6, 2013, attached for your review and consideration is an application package seeking a Special Administrative Permit (SAP) to allow the following modifications to 3201 Cains Hill Place (an existing office building) in order to provide an addition for a new proposed restaurant. The property is zoned SPI-9 SA3. Also included within this application are all six (6) recommendations that you suggested in the preliminary planned review meeting and have been implemented in this proposal. In summary,

- This alteration <u>increases the footprint area of the building</u> with an expansion of only 455 square feet and with a second story addition (2,760 square feet) above a portion of the existing building as indicated on plans prepared by Harrison Design Associates.
- No increase in on-site parking is required. All parking will be provided on the existing paved parking lot.
- No grading activity is proposed other than the total land disturbance for this project is 455 square feet.
- No trees will be impacted.
- A liquor license is proposed for this new establishment. The percentage of alcohol sales is estimated to be less than 40% of total sales.
- All permits for signs shall be independently submitted to the Bureau of Buildings

In accordance with the SAP application requirements, the following are attached:

- Completed Application Form and check for the review fee of \$250
- A Project Summary
- Two copies of the Site Plan and six copies of the building elevation
- Property Owner Authorization Form

Please accept this letter and its attachments to provide the information required for you to consider the requested Special Administrative Permit. However, should you have any questions or desire any additional information during your review, please do not hesitate to contact me at your convenience.

Sincerely,

Norman A. Koplon

Sr. Consultant RE Development

From A Kepla

NAK/ngm Attachments

SA9-17-087

THE RESIDENCE OF STREET, STREE

RELEASED FOR CONSTRUCTION

ATLANTA, GA 30306

3201 CAINS HILL PLACE

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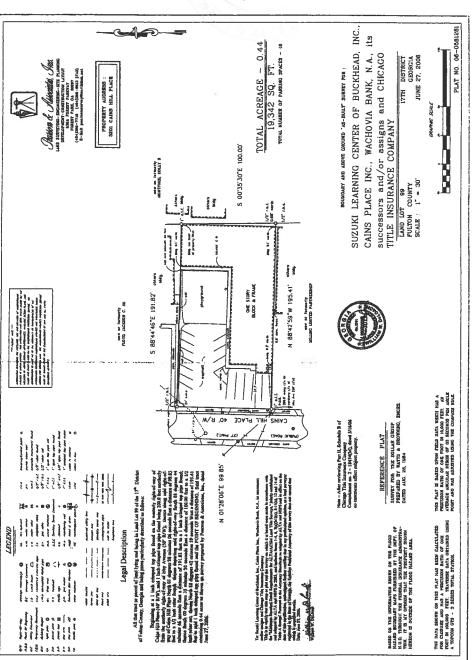
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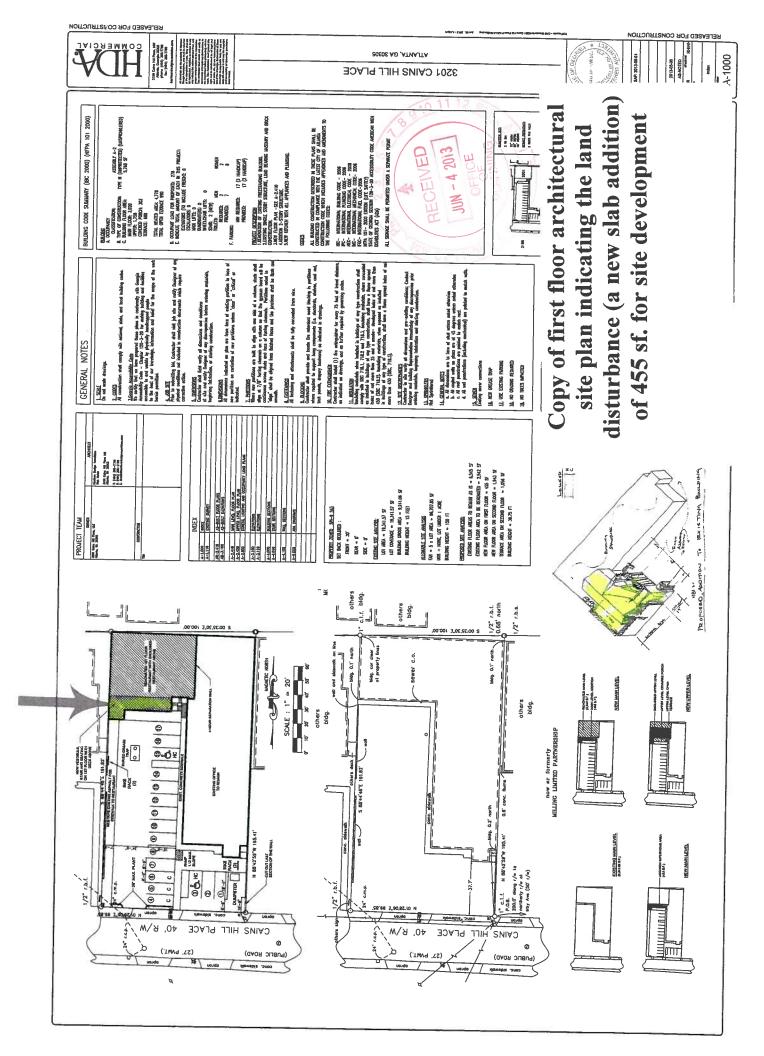
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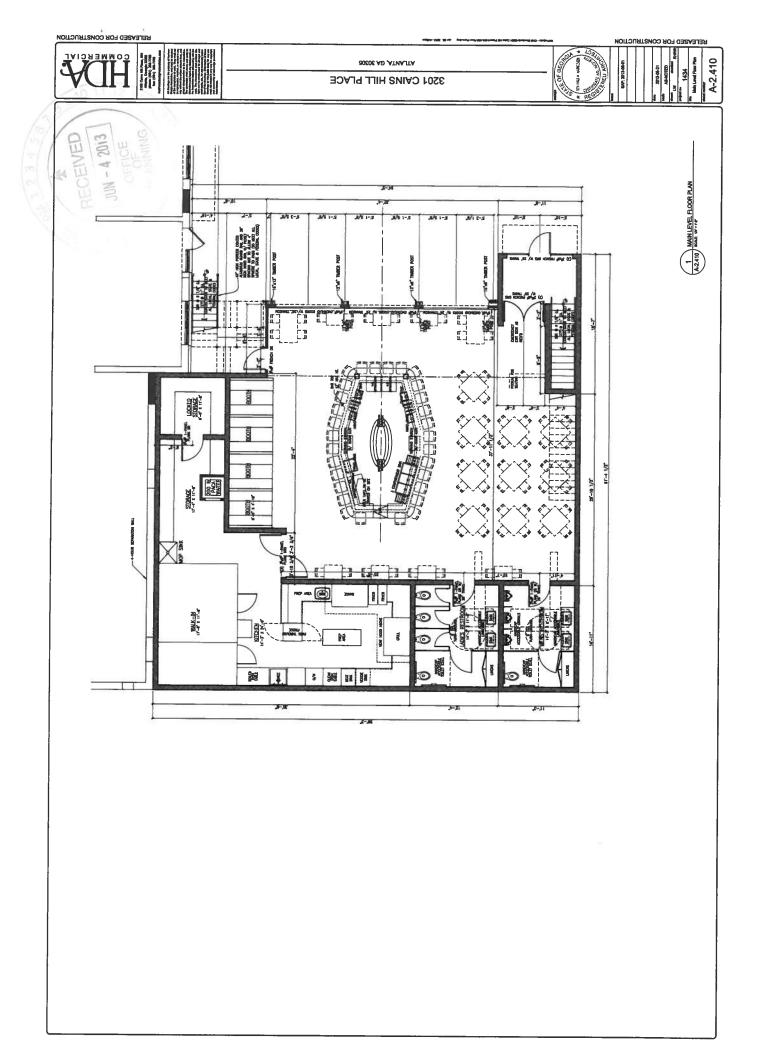
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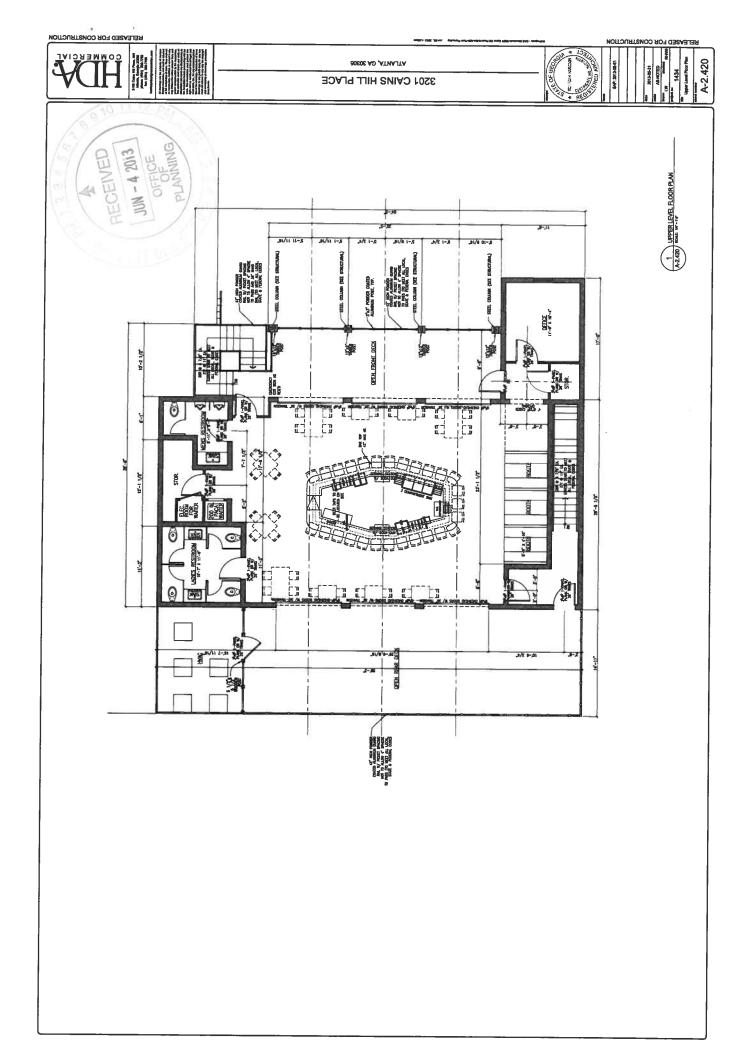
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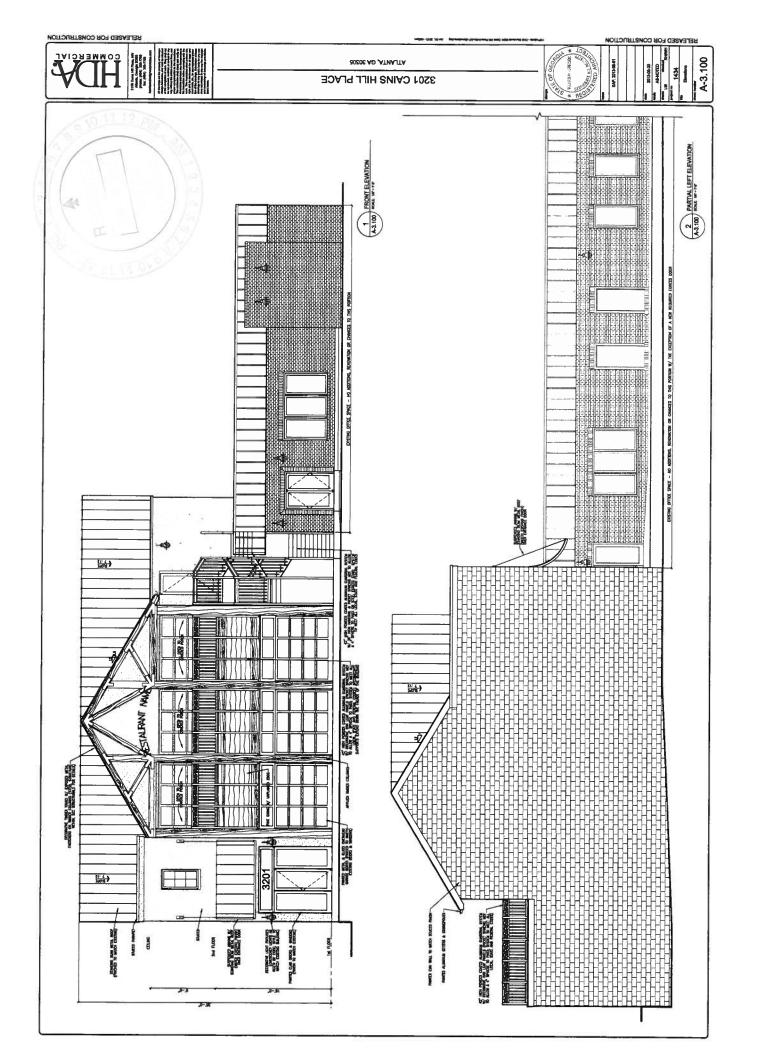


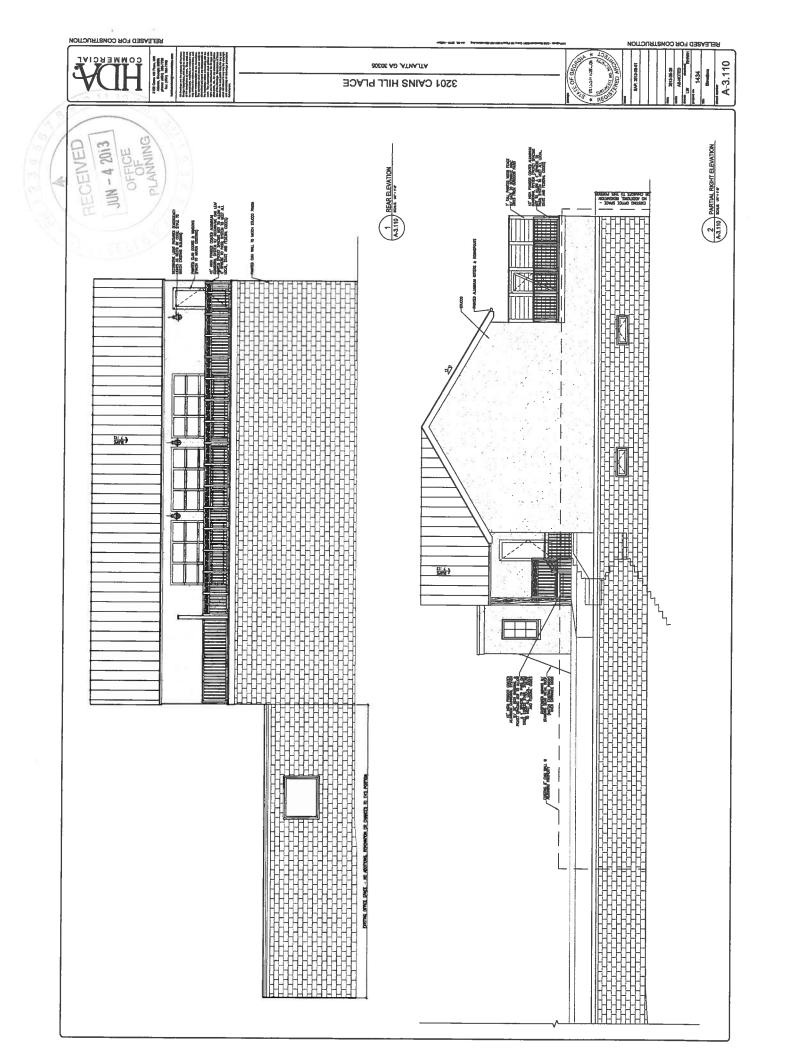


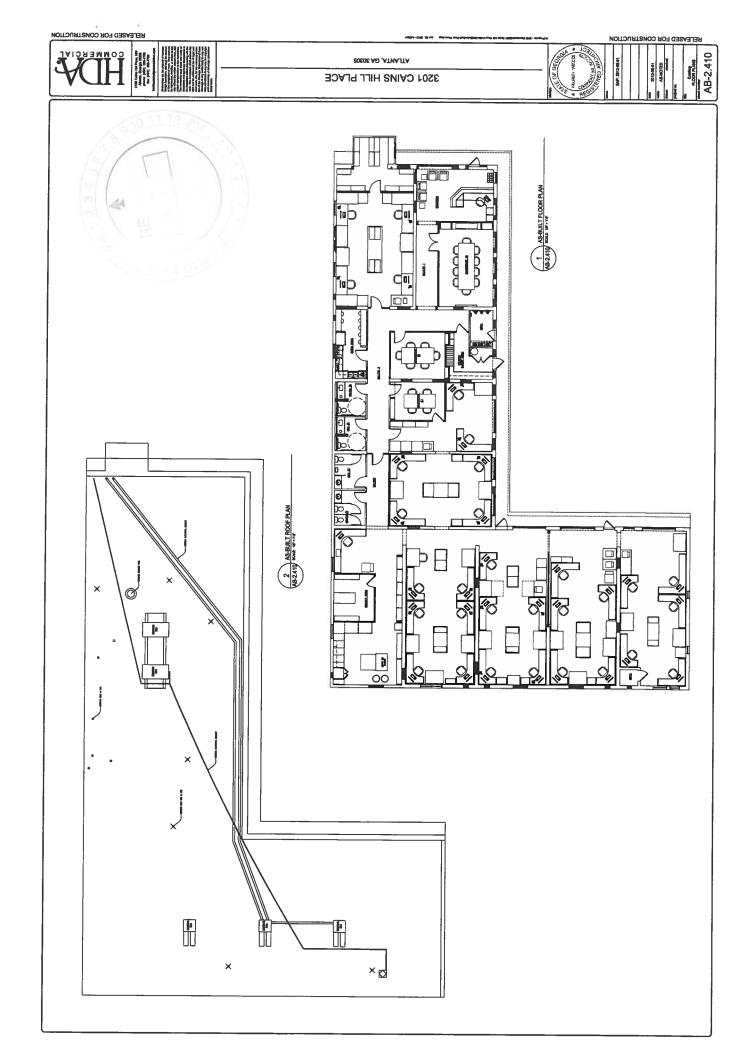


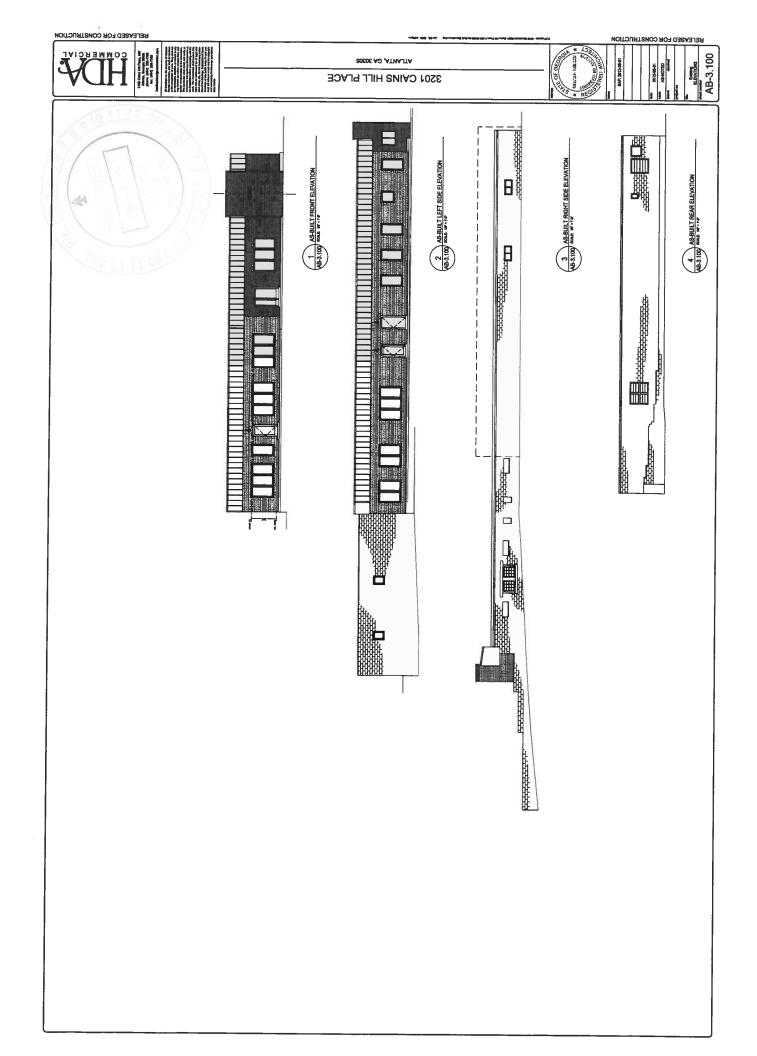


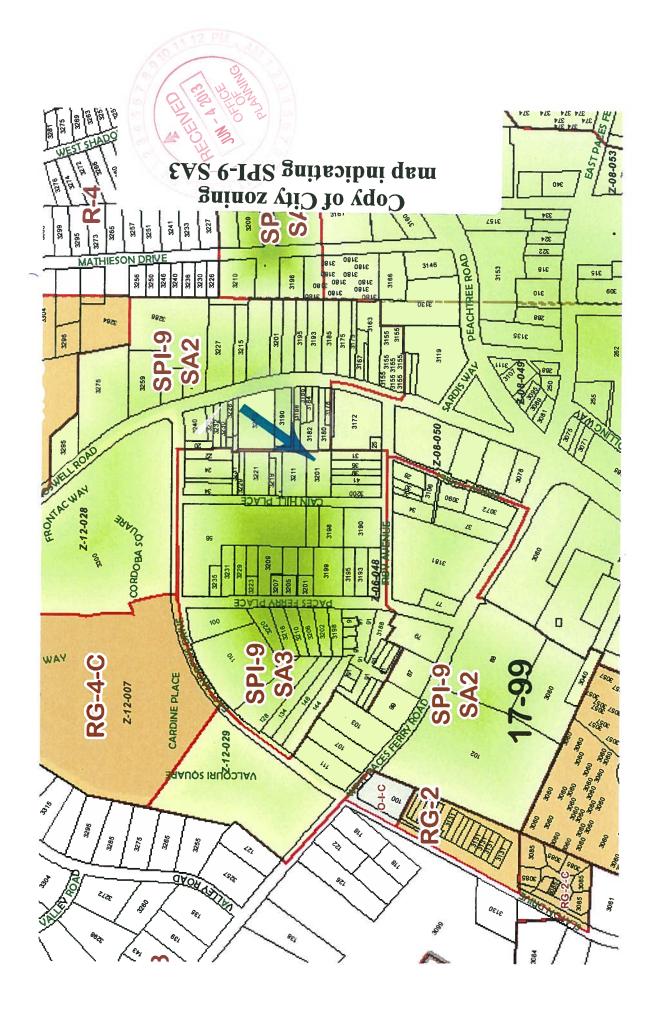








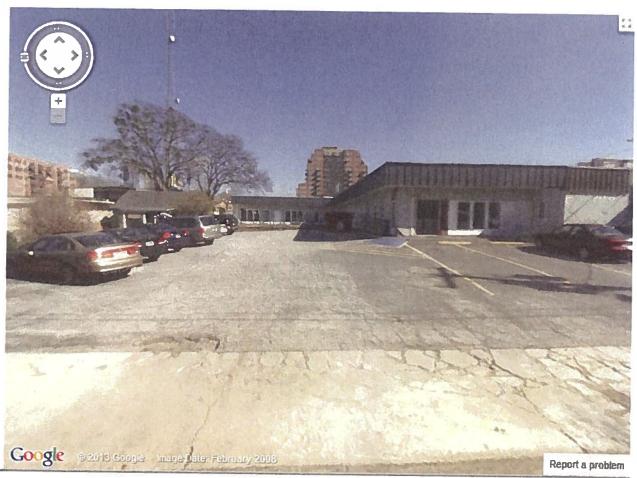








Aerial photo of the site.





Photograph of existing office building.



RECEIPT

CITY OF ATLANTA ATLANTATEST 55 TRINITY AVE SW

Application: SAP-13-087

Application Type: Planning/SAP/SPI/NA

Address: 3201 CAINS HILL PL NW, ATLANTA, GA 30305

Owner Name: CAINS PLACE INC

Owner Address: Application Name:

Receipt No.	330183					
Payment Method	Ref Number	Amount Paid	Payment Date	Cashier ID	Received	Comments
Check	1005	\$250.00	06/04/2013	RPLEWIS		
Check	9392	\$250.00	06/04/2013	RPLEWIS		
Owner Info.:	CAINS PLACE INC					

Work Description: Adpative reuse of an existing building with an expansion for a new restaurant.

PAID CITY OF ATLANTA

EX OFFICIO MUNICIPAL REVENUE COLLECTOR