

1. Updated Agenda

Documents: [BOMC-3-23-16-WS-AGENDA.PDF](#)

1.1. Agenda Items

Documents: [BOMC-3-23-16-AGENDAITEMS.PDF](#)



**BOARD OF MAYOR AND COMMISSIONERS
WORK SESSION
March 23, 2016
5:30 p.m.**

AGENDA

- Item No. 1 Meeting Called to Order
- Item No. 2 Adoption of Agenda
- Item No. 3 Downtown Development Authority (DDA) Appointment Recommendation
- Item No. 4 Historic Preservation Commission (HPC)/Architectural Review Board (ARB) Appointment Recommendation
- Item No. 5 Application for Open Area, Deck and/or Patio Sales (new restaurant Rising Son)
- Item No. 6 Application for Open Area, Deck and/or Patio Sales (Purple Corkscrew)
- Item No. 7 Change of Board of Mayor and Commissioners Regular Meeting Time From 7:30 p.m.
- Item No. 8 Board of Mayor and Commissioners Compensation
- Item No. 9 Willis Park Discussion
- Item No. 10 Summary of Strategic Planning Retreat and Next Steps
- Item No. 11 Resolution Recognizing Georgia Cities Week April 17-23
- Item No. 12 Public Comment
- Item No. 13 Adjournment
- Item No. 14 Executive Session -- Litigation
- Item No. 15 Executive Session – Personnel
- Item No. 16 Adjournment

**Alcoholic Beverage License Application-Application for Open Area, Deck and/or
Patio Sales-124 North Avondale Road**

Chapter III, Article IV, Section 3-95 states that “No consumption and/or sale of alcoholic beverages shall be allowed in open areas, decks, patios or similar unenclosed spaces on the premises of an establishment licensed to sell alcoholic beverages unless written application is made to and approved by the governing authority under such conditions as it may deem appropriate for the protection of public health, safety and welfare including, but not limited to, maximum capacity, ingress and egress.” Rising Son has submitted a written request as required above. The business is requesting to have outside seating on the sidewalk which will allow the sale of alcohol. The applicant will be required to maintain an accessible route to comply with the Americans With Disabilities Act (ADA) which is 36”. The former occupant of the space, The Bishop, had tables on the sidewalk closest to the building façade.

Alcoholic Beverage License Application — Part VIII

Application for Open Area, Deck and/or Patio Sales

Note: This part only applies to licensed consumption on the premises establishments.

Name of establishment: Rising Sun
 Address of establishment: 124 N Avondale Rd Avondale Estates GA 30002
 Licensee's Name: Kathryn Fitzgerald

No consumption and/or sale of alcoholic beverages shall be allowed in open areas, decks, patios, or similar unenclosed spaces on the premises of an establishment licensed to sell alcoholic beverages unless this application is completed, submitted to the city clerk, and approved by the Board of Mayor and Commissioners of the City of Avondale Estates under such conditions as it may deem appropriate for the protection of public health, safety and welfare including, but not limited to, maximum capacity, ingress and egress.

A site plan showing the enclosed structure and the open area, deck, patio, or similar unenclosed space on the premises must be attached to this application. Provisions for ingress and egress from the building interior to the open area, deck, patio, or similar unenclosed space on the premises must be indicated thereon.

I hereby make application for approval of a sidewalk (patio, deck, other open and unenclosed space) sales area for the consumption and/or sale of alcoholic beverages. I understand it shall be prohibited for customers to leave the premises with open beverages and it is the licensee's responsibility to ensure that no open beverages are sold and carried from the premises.

[Signature]
 Signature of Licensee
2/24/16
 Date of Application

Date received by city clerk: 2-24-16

Agenda item for 3-23-16 meeting of the Board of Mayor and Commissioners

Approved this _____ day of _____, 20_____.

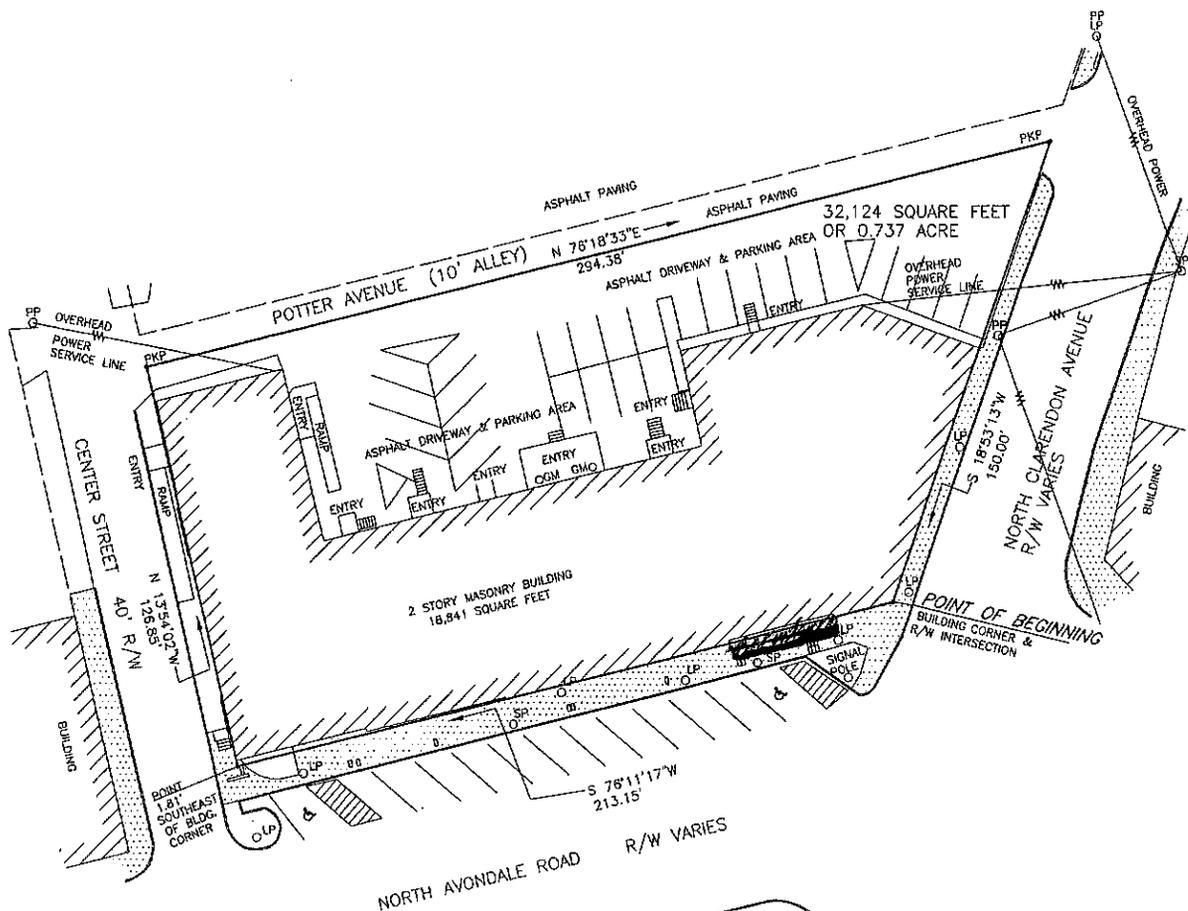
Restrictions, if any _____

Board of Mayor and Commissioners
 City of Avondale Estates

Attest:

 Mayor

 City Clerk



LEGAL DESCRIPTION

All that tract or parcel of land lying and being in The City of Avondale Estates in Land Lot 249 of the 15th District of DeKalb County, Georgia containing 32,124 square feet or 0.737 acre and being more particularly described as follows:

BEGINNING at the corner of a building at the intersection of the North right-of-way of North Avondale Road (R/W varies) with the Northwesterly right-of-way of North Clarendon Avenue (R/W varies);

THENCE South 76 degrees 11 minutes 17 seconds West for a distance of 213.15 feet along the North right-of-way of North Avondale Road to a point of the intersection of said right-of-way with the East right-of-way of Center Street (40' R/W);

THENCE North 13 degrees 54 minutes 02 seconds West for a distance of 128.85 feet along the East right-of-way of Center Street to a PK nail placed at the intersection of said right-of-way with the South right-of-way of Potter Avenue (a 10 foot alley);

THENCE North 76 degrees 18 minutes 33 seconds East for a distance of 294.38 feet along the South right-of-way of Potter Avenue to a PK nail placed at the intersection of said right-of-way with the Northwest right-of-way of North Clarendon Avenue;

THENCE South 18 degrees 53 minutes 13 seconds West for a distance of 150.00 feet along the Northwest right-of-way of North Clarendon Avenue to the Point of Beginning.

GEORGIA ZONE WEST GRID NORTH

SURVEYOR'S CERTIFICATE

The undersigned certifies to OCP AVONDALE, LLC. and NEWBURGER-ANDES AND COMPANY, INC.

(i) this survey was made on the ground as per the field notes shown hereon and correctly and accurately shows the boundary lines and dimensions and area of the land indicated hereon and each individual parcel thereof; (ii) this survey correctly and accurately shows the location and dimensions of all buildings and parking areas on the subject property and the location of all other structures, improvements or visible items thereon; (iii) this survey correctly and accurately shows the location and dimensions of all alleys, streets, roads, rights-of-way, easements and other matters of record of which the undersigned has been advised affecting the subject property; (iv) except as shown hereon, there are no visible easements, rights-of-way, party walls, conflicts, officially designated 100-year flood plains or flood-prone areas, springs, streams, creeks, rivers, ponds, or lakes cemeteries or family burying grounds; (v) except as shown hereon, there are no visible encroachments on adjoining premises, streets or alleys by any of the buildings, structures or other improvements located on the subject property, and there are no visible encroachments on the subject property by any buildings, structures or other improvements situated on adjoining premises; (vi) the subject property has uncontrolled access to publicly dedicated and accepted rights-of-way, and the distances from the nearest intersecting streets or roads are as shown hereon; (vii) all buildings, parking areas and other structures conform with all applicable zoning ordinances and set-back requirements; (viii) except as shown hereon, all necessary utilities are available to the site, either directly from the public right-of-way of the street adjoining said premises or pursuant to valid and transferable easements which have been located and identified hereon; and (ix) this survey is made in conformity with the minimum technical standards pursuant to Georgia Statutes.

Certified this 8th day of June 2012

WILLIAM C. SMITH
Registered Land Surveyor No. 1803

SURVEY FOR
OCP AVONDALE, LLC &
NEWBURGER-ANDES AND COMPANY, INC.
PROPERTY IN THE CITY OF AVONDALE ESTATES
IN LAND LOT 249, 15TH DISTRICT,
DeKALB COUNTY, GEORGIA

FIELD TRAVERSE:
CLOSURE; ONE FOOT IN 20,000 FEET
USING A LIETZ SET 3.
ANGULAR ERROR: 0'00'01" PER ANGLE
POINT USING A LIETZ SET 3.
ADJUSTED; USING THE COMPASS RULE.

SMITH & SMITH LAND SURVEYORS, P.C.
2 SOUTH AVENUE, CARTERSVILLE, GA. 30120
PHONE 770-382-0457
REGISTERED LAND SURVEYOR No. 1803

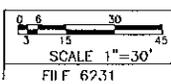
6231.CRO.DWG
FLOOD INSURANCE RATE MAP 13089C0069 H
DATED MAY 7, 2001 SHOWS THIS PROPERTY
IS NOT IN THE 100 YEAR FLOOD ZONE.

NOTE: IRON PINS ARE (1/2" RE-BAR)
EXCEPT AS SHOWN.

PLAT CLOSURE;
ONE FOOT IN
153,000 FEET.

JUNE 8, 2012
REVISED 7-9-2012

LEGEND		
PKP - PK NAIL PLACED	R/W - RIGHT OF WAY	R - RADIUS LP - LIGHT POLE
WM - WATER METER	IPP - IRON PIN PLACED	- X - X - FENCE
LP - LIGHT POLE	IPF - IRON PIN FOUND	— LAND LOT LINE
SP - SERVICE POLE	CM - CONCRETE MARKER	⊕ - CENTER LINE
GM - GAS METER	CH - CHORD	— POWER LINE
— CONCRETE	L OR A - LENGTH OF CURVE	PP - POWER POLE



**Alcoholic Beverage License Application-Application for Open Area, Deck and/or
Patio Sales-32 N. Avondale Road**

Chapter III, Article IV, Section 3-95 states that “No consumption and/or sale of alcoholic beverages shall be allowed in open areas, decks, patios or similar unenclosed spaces on the premises of an establishment licensed to sell alcoholic beverages unless written application is made to and approved by the governing authority under such conditions as it may deem appropriate for the protection of public health, safety and welfare including, but not limited to, maximum capacity, ingress and egress.” Purple Corkscrew has submitted a written request as required above. The business is requesting to have an open air patio 12’ directly in front of the building façade as shown on the attached site plan. The applicant indicated that no parking will be removed to accommodate the patio.

Alcoholic Beverage License Application -- Part VIII

Application for Open Area, Deck and/or Patio Sales

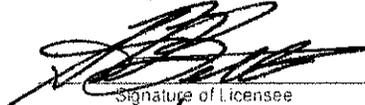
Note: This part only applies to licensed consumption on the premises establishments.

Name of establishment : PURPLE CORKSCREW
Address of establishment: 32 N. AVONDALE RD
Licensee's Name: STEFFINI BETHEA

No consumption and/or sale of alcoholic beverages shall be allowed in open areas, decks, patios, or similar unenclosed spaces on the premises of an establishment licensed to sell alcoholic beverages unless this application is completed, submitted to the city clerk, and approved by the Board of Mayor and Commissioners of the City of Avondale Estates under such conditions as it may deem appropriate for the protection of public health, safety and welfare including, but not limited to, maximum capacity, ingress and egress.

A site plan showing the enclosed structure and the open area, deck, patio, or similar unenclosed space on the premises must be attached to this application. Provisions for ingress and egress from the building interior to the open area, deck, patio, or similar unenclosed space on the premises must be indicated thereon.

I hereby make application for approval of a PATIO (patio, deck, other open and unenclosed space) sales area for the consumption and/or sale of alcoholic beverages. I understand it shall be prohibited for customers to leave the premises with open beverages and it is the licensee's responsibility to ensure that no open beverages are sold and carried from the premises.


Signature of Licensee
3/11/16
Date of Application

Date received by city clerk: 3-11-16

Agenda item for 3-23-16 meeting of the Board of Mayor and Commissioners

Approved this _____ day of _____, 19 _____.

Restrictions, if any _____

Board of Mayor and Commissioners
City of Avondale Estates

Attest:

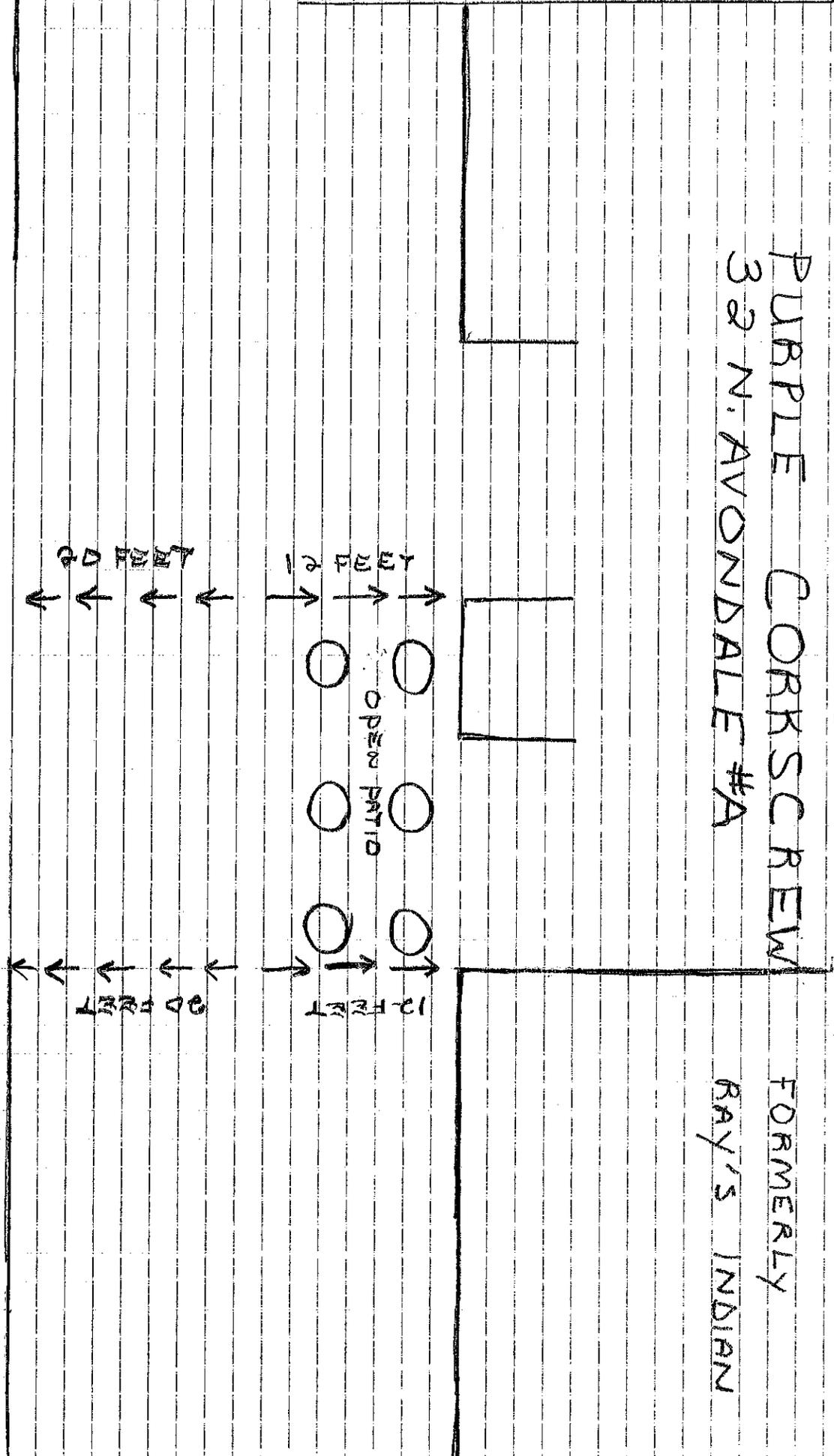
Mayor

City Clerk

PARKING LOT

PURPLE CORRSCREW
32 N. AVONDALE #A

FORMERLY
RAY'S INDIAN



SIDEWALK

N. AVONDALE RD

A RESOLUTION

A RESOLUTION OF THE CITY OF AVONDALE ESTATES RECOGNIZING GEORGIA CITIES WEEK, APRIL 17-23, 2016 AND ENCOURAGING ALL CITIZENS TO SUPPORT THE CELEBRATION AND CORRESPONDING ACTIVITIES.

WHEREAS, city government is the closest to most citizens, and the one with the most direct daily impact upon its residents; and

WHEREAS, city government is administered for and by its citizens, and is dependent upon public commitment to and understanding of its many responsibilities; and

WHEREAS, city government officials and employees share the responsibility to pass along their understanding of public services and their benefits; and

WHEREAS, Georgia Cities Week is a very important time to recognize the important role played by city government in our lives; and

WHEREAS, this week offers an important opportunity to spread the word to all the citizens of Georgia that they can shape and influence this branch of government which is closest to the people; and

NOW THEREFORE, BE IT RESOLVED, that The City of Avondale Estates declares April 17-23, 2016 as Georgia Cities Week.

BE IT FURTHER RESOLVED, that The City of Avondale Estates encourages all citizens, City Government Officials and Employees to do everything possible to ensure that this week is recognized and celebrated accordingly.

RESOLVED this 23rd day of March, 2016

**BOARD OF MAYOR AND COMMISSIONERS
CITY OF AVONDALE ESTATES**

Jonathan Elmore, Mayor

ATTEST:

Gina Hill, City Clerk