

APPLICANT: Midway Presbyterian Church, Inc. **PETITION NO.:** V-3
PHONE: 770-422-4974 **DATE OF HEARING:** 01-10-08
REPRESENTATIVE: James Scott **PRESENT ZONING:** R-30
PHONE: 770-422-7520 **LAND LOT(S):** 12, 13, 62, 63
PROPERTY LOCATION: Located at the southeast **DISTRICT:** 19
intersection of Dallas Highway and Midway Road. **SIZE OF TRACT:** 18.27 acres

COMMISSION DISTRICT: 1
TYPE OF VARIANCE: Waive the height of a church from the maximum allowable of 55 feet to 118 feet.

COMMENTS

TRAFFIC: This request will not have an adverse impact on traffic.

DEVELOPMENT & INSPECTIONS: No comment.

STORMWATER MANAGEMENT: No comment.

HISTORIC PRESERVATION: Midway Presbyterian Church is listed as a historic landmark in the Cobb County Register of Historic Places. A Certificate of Appropriateness (COA) is required for any material changes to the exterior of the building and its setting. A COA was granted on August 14, 2006 by the Cobb County Historic Preservation Commission for the proposed work. No further action is required.

CEMETERY PRESERVATION: There is no significant impact on the cemetery site listed in the Cobb County Cemetery Preservation Commission's Inventory Listing which is located in this, or adjacent land lot.

WATER: No comment.

SEWER: No comment.

OPPOSITION: NO. OPPOSED _____ PETITION NO. _____ SPOKESMAN _____

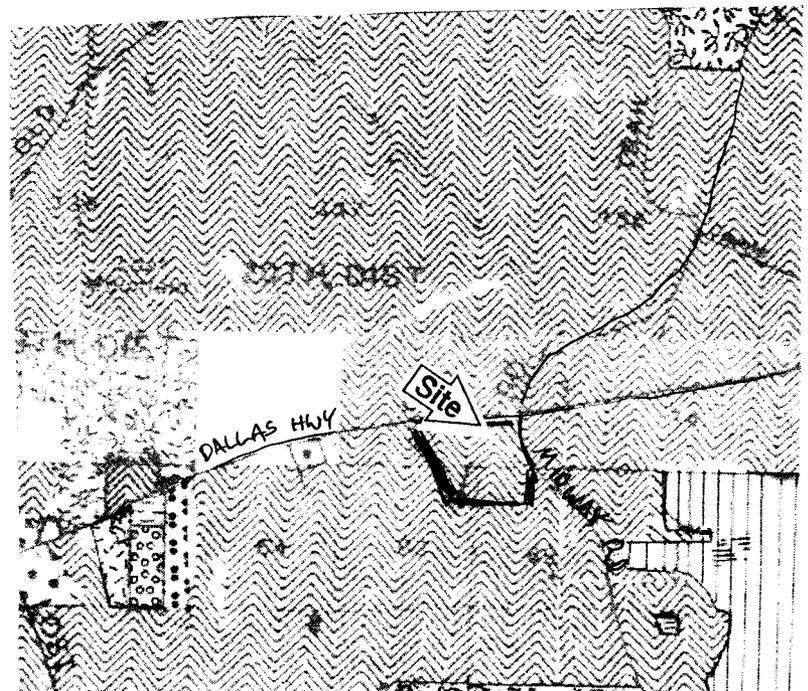
BOARD OF APPEALS DECISION

APPROVED _____ MOTION BY _____

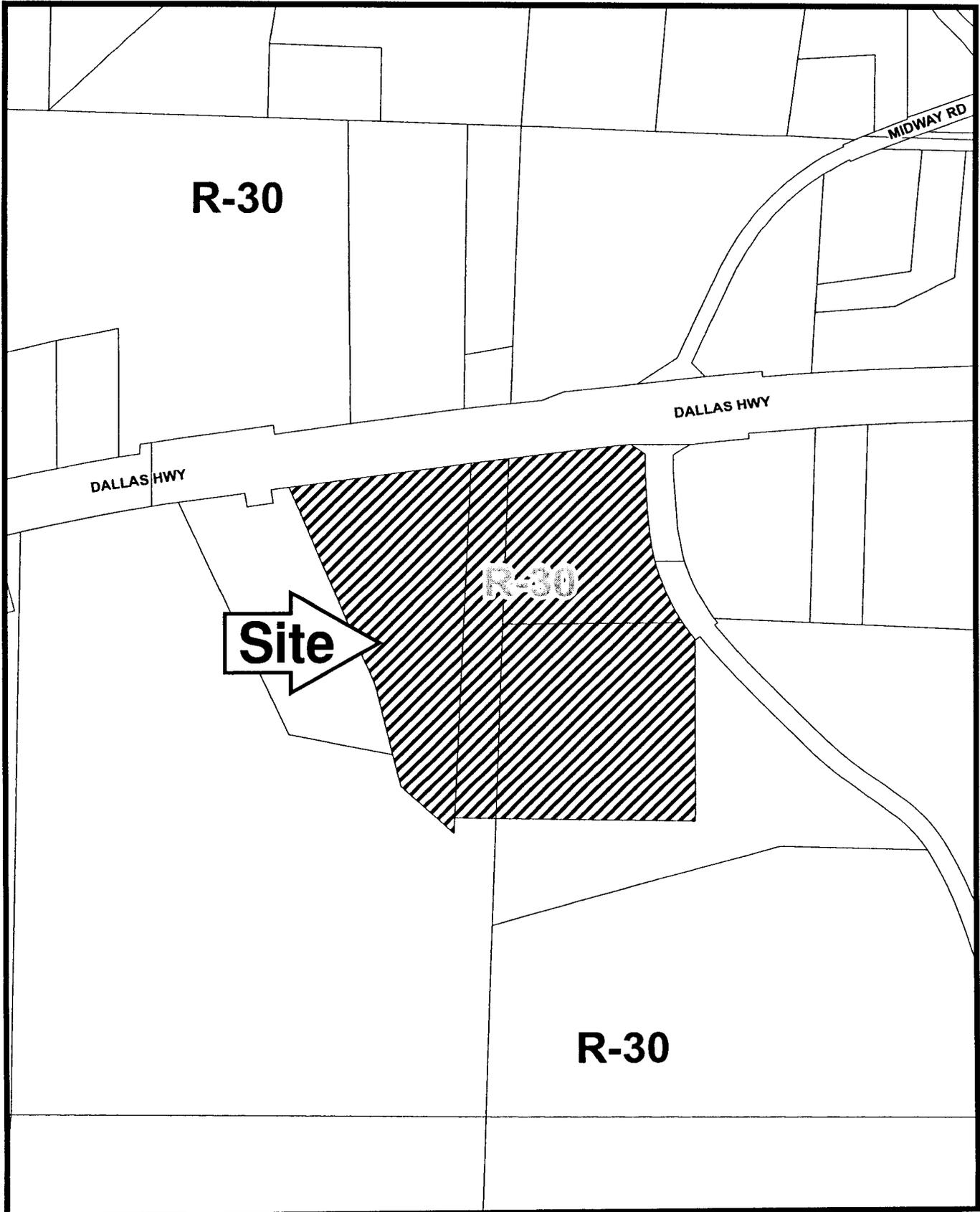
REJECTED _____ SECONDED _____

HELD _____ CARRIED _____

STIPULATIONS: _____



V-3



This map is provided for display and planning purposes only. It is not meant to be a legal description.

100 0 100
Feet



-  Draft Parcel Boundary
-  Approximate Zoning Boundary

Application for Variance Cobb County

(type or print clearly)

Application No. V-3
Hearing Date: 1-10-08

Applicant Midway Presbyterian Business Phone 770-422-4974 Home Phone _____

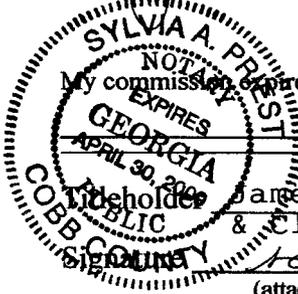
James Scott, Trustee & Address 4635 Dallas Hwy., Powder Springs, GA 30127
(representative's name, printed) Clerk of Session (street, city, state and zip code)

James Scott
(representative's signature)

Business Phone 770-422-7520 Cell Phone _____

Signed, sealed and delivered in presence of:

Sylvia A. Priest
Notary Public



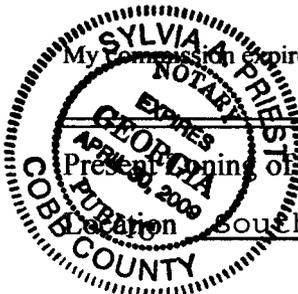
My commission expires: APRIL 30, 2009

James Scott, Trustee Business Phone 770-422-4974 Home Phone 770-422-7520
& Clerk of Session

see attached Address: _____
(attach additional signatures, if needed) (street, city, state and zip code)

Signed, sealed and delivered in presence of:

Sylvia A. Priest
Notary Public



My commission expires: APRIL 30, 2009

Presenting of Property R-20, R-30

Southwest corner - Midway Road / Dallas Highway
(street address, if applicable; nearest intersection, etc.)

Land Lot(s) 12, 13, 62, & 63 District 19th Size of Tract 18.27 Acre(s)

Please select the extraordinary and exceptional condition(s) to the piece of property in question. The condition(s) must be peculiar to the piece of property involved.

Size of Property _____ Shape of Property _____ Topography of Property _____ Other _____

The Cobb County Zoning Ordinance Section 134-94 states that the Cobb County Board of Zoning Appeals must determine that applying the terms of the Zoning Ordinance without the variance would create an unnecessary hardship. Please state what hardship would be created by following the normal terms of the ordinance.

Ordinance specifies building height as "the mean level of the underside at the rafters, between the eaves and the ridge of a gable" and does not address appurtenant unoccupied roof structures as cupolas and spires.

List type of variance requested: Allowance for addition of cupola and cross to a height of 117'4" (one hundred seventeen feet, four inches) above mean level grade at main entrance of building. The distance from the midpoint of the rafter at 52'10" to the top of the 12' cross on top of the steeple would be 64'6". The distance from the midpoint of the rafter at 52'10" to the top of the cupola would be 52'6".
Revised: December 6, 2005

Application for Variance Cobb County

(type or print clearly)

Application No. V-3

Hearing Date: 1-10-08

Applicant _____ Business Phone _____ Home Phone _____

Address _____
(representative's name, printed) (street, city, state and zip code)

Business Phone _____ Cell Phone _____
(representative's signature)

Signed, sealed and delivered in presence of:

My commission expires: _____ Notary Public _____

Titleholder James C. Scott, Jr. Business Phone _____ Home Phone _____

Signature James C. Scott, Jr. Address: _____
(attach additional signatures, if needed) (street, city, state and zip code)

Signed, sealed and delivered in presence of:

My commission expires: My Commission Expires _____
J. McQueen Notary Public _____

Present Zoning of Property _____

Location _____
(street address, if applicable; nearest intersection, etc.)

Land Lot(s) _____ District _____ Size of Tract _____ Acre(s) _____

Please select the extraordinary and exceptional condition(s) to the piece of property in question. The condition(s) must be peculiar to the piece of property involved.

Size of Property _____ Shape of Property _____ Topography of Property _____ Other _____

The Cobb County Zoning Ordinance Section 134-94 states that the Cobb County Board of Zoning Appeals must determine that applying the terms of the Zoning Ordinance without the variance would create an unnecessary hardship. Please state what hardship would be created by following the normal terms of the ordinance.

List type of variance requested: UPIVE THE MAXIMUM ALLOWABLE HEIGHT OF 55 FT FOR A CHANGE TO 112 FT

