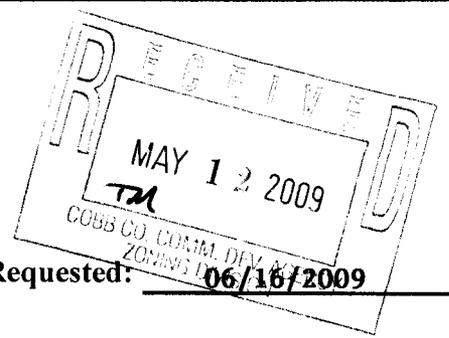


# Application for "Other Business" Cobb County, Georgia

(Cobb County Zoning Division - 770-528-2045)

BOC Hearing Date Requested: 06/16/2009



**Applicant:** St. Benedict's Episcopal Church, LLC Phone #: (678) 279-4300  
(applicant's name printed)

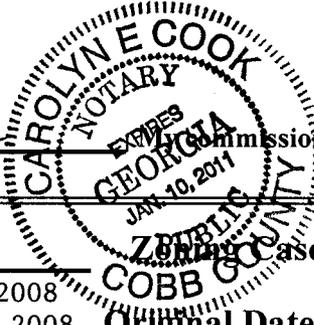
**Address:** Suite 200, Building D, 2900 Paces Ferry **E-Mail:** \_\_\_\_\_  
Moore Ingram Johnson & Steele, LLP Road, Atlanta, GA 30339

**John H. Moore** **Address:** Emerson Overlook, 326 Roswell Street  
(representative's name, printed) Marietta, GA 30060

**BY:** [Signature] Phone #: (770) 429-1499 **E-Mail:** jmoore@mij.s.com; w7@mij.s.com  
(representative's signature)

Signed, sealed and delivered in presence of:

Carolyn E. Cook Commission expires: January 10, 2011  
Notary Public



**Commission District:** 2 Zoning Case: Z-21 (2008)  
May 20, 2008 SLUP-9 (2008)

**Date of Zoning Decision:** July 15, 2008 **Original Date of Hearing:** July 15, 2008  
December 16, 2008 (Amendment) May 20, 2008

**Location:** 2160 Cooper Lake Road, Smyrna, GA 30080  
(street address, if applicable; nearest intersection, etc.)

**Land Lot(s):** 694, 695 **District(s):** 17th

**State specifically the need or reason(s) for Other Business:** \_\_\_\_\_

See Exhibit "A" attached hereto and incorporated herein by reference

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(List or attach additional information if needed)

**EXHIBIT "A" - ATTACHMENT TO APPLICATION FOR OTHER BUSINESS  
(STIPULATION AMENDMENT)**

<b>Application Nos.:</b>	<b>Z-21 (2008) and SLUP-9 (2008)</b>
<b>Original Hearing Dates:</b>	<b>May 20, 2008 and July 15, 2008</b>
<b>Previous Other Business Hearing Date:</b>	<b>December 16, 2008</b>
<b>Current Hearing Date:</b>	<b>June 16, 2009</b>

**BEFORE THE COBB COUNTY BOARD OF COMMISSIONERS**

**Applicant: St. Benedict's Episcopal Church, LLC**

Applicant requests an amendment to the stipulations and conditions approved by the Cobb County Board of Commissioners in hearings regarding the Application for Rezoning (Z-21 (2008)) on May 20, 2008, and Application for Special Land Use Permit (SLUP-9 (2008)) on July 15, 2008. Certain stipulations as to each Application were amended by the Board of Commissioners on December 16, 2008, through an "Other Business" request.

Applicant proposes a farmer's market on its premises. The market will operate as a ministry of the Church to provide the residents of Smyrna/Vinings/Oakdale communities access to health, locally grown, raised or produced food items including produce, meats, cheese, and baked items. Applicant will use its best efforts to ensure that this market will be a first-class experience for both the vendors and the patrons.

Applicant agrees to condition this amendment upon the following:

- (1) To provide local farmers and food purveyors a once a week, seasonal marketplace to sell their goods to the residents of Smyrna/Vinings/Oakdale communities.
- (2) The market day, which is currently proposed for Tuesday, shall be from 4:00 p.m. to 8:00 p.m. Vendors will be allowed to begin setting up at 3:00 p.m. on market days. All vendors will be required to remove all trash and unsold food items from the Property within thirty (30) minutes of market close.
- (3) Vendors must remove all organic material from the Property and will be prohibited from using on-site dumpster or trash receptacle.

- (4) Vendors will be restricted to one 12 x 12 foot "plot" within which to display their goods, and will be required to use the pop-up style tent provided by the Applicant. Vendors will be held accountable for having all necessary licenses, inspections, and permits to sell their goods and report appropriate sales taxes. Applicant will conduct random inspections of these licenses and permits on a regular basis.
- (5) All signage related to the market will be designed professionally to ensure that they are aesthetically appropriate for the intersection. In addition, they will be posted and removed in a timely fashion. The signage may be only placed the day of the market.
- (6) This amendment, if approved, shall terminate September 1, 2009, unless extended by the District Commissioner.

The balance and remainder of the stipulations and conditions specifically enumerated in the official minutes, and attachments thereto, of the Board of Commissioners Zoning Hearings held on May 20, 2008, as to Application No. Z-21 (2008) and July 15, 2008, as to SLUP-9 (2008), as well as the amended official minutes, including attachments, held on December 16, 2008, are unaltered by this request for stipulation amendment.

Applicant believes this to be an important ministry, and one that is very beneficial to the community at large.