



Carroll County  
Department of Community Development

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Janet Hyde  
County Planner

**V-22-01-03**

**COMMISSION DISTRICT:** 3

**PUBLIC HEARING DATE**

**BOARD OF APPEALS:** January 6, 2022

**COUNTY COMMISSIONER:** Tommy Lee

**BOARD OF APPEALS MEMBER:** Karen Curtis

**REQUEST:** Intrafamily Transfer Variance

**OWNER/APPLICANT:** Russell and Sharon  
Schultz

**Current Land Use:** Residential

**Future Land Use:** Agricultural

**ACRES:** 5

**PARCEL NUMBER(S):** 102-0103

**LOCATION:** 681 Lovell Road, Temple

**PROJECT DESCRIPTION:** The applicant is requesting a variance to split a one acre tract from a five acre tract for the applicant's family.

**SURROUNDING PROPERTIES:**

	<b>Current Zoning</b>	<b>Land Use</b>
<b>North</b>	Agricultural	Agricultural/Residential
<b>East</b>	Agricultural	Agricultural/Residential
<b>South</b>	Agricultural	Agricultural/Residential
<b>West</b>	Agricultural	Agricultural/Residential

**REVIEW CRITERIA AND STANDARDS FOR CONSIDERING INTRAFAMILY TRANSFER VARIANCES:**

The Community Development Appeals Board shall grant a variance provided that **ALL** of the following standards are met:

**A. Whether or not there will be a significant adverse effect on the neighborhood or area in which the proposed single family dwelling will be located.**

There will not be a significant adverse effect on the neighborhood. The surrounding area is predominantly residential and agricultural.

**B. Whether or not the proposed single family dwelling is otherwise compatible with the neighborhood.**  
Single family dwellings are compatible with the neighborhood.

**C. Whether or not the public health, safety, or welfare concerns of the surrounding neighborhood will be adversely affected.**

The public health, safety, and welfare concerns of the surrounding neighborhood will not be adversely affected.

**D. Whether a denial would impose an unnecessary hardship upon the applicant and the immediate family.**

Denial could pose an unnecessary hardship upon the applicant and immediate family, as the family will not be able live in close proximity to one another.

**E. The applicant's justification for not choosing to apply for a conditional use or zoning change.**

This property is being split among family and the family does not wish to pursue rezoning. The property in the immediate vicinity is all agricultural and residential.

**STAFF COMMENTS:** The applicant is requesting a variance to split an approximately one acre tract from a five acre tract for the applicant's family.

There are no "state waters" on the property. There is no flood plain on the property. There are a few other parcels in the vicinity that are less than the required four acres in agricultural zoning. Traffic generation for single family residences is 10 trips per day average. Granting of this variance would have minimal impact to the school system as it would only add one additional residence to the property.

**STAFF RECOMMENDATION:** APPROVAL.

**PUBLIC NOTIFICATIONS:** As required by Sections 14.3 and 14.4 of the Carroll County Zoning Ordinance, the public has been notified in the *Times-Georgian* on December 17, 2021; a sign was posted on the subject property, and all abutting property owners were notified the rezoning request via U.S. mail.

Respectfully submitted,

Janet Hyde, County Planner