



Hall County Government

COMMUNITY DEVELOPMENT AND INFRASTRUCTURE
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Gregg Poole, District 3 Commissioner
Jeff Stowe, District 4 Commissioner

From: Beth Garmon, Assistant Director of Planning & Development

Date: April 8, 2024

Subject: **2696 Cleveland Highway | Use Subject to County Commission Approval | on a 0.60± acre tract | Proposed Use: Used automobile sales and repair | Ramon Carrillo Jr, applicant**

The request before you is the request of Ramon Carrillo Jr for a Use Subject to County Commission Approval to allow used automobile sales and repair. This item is located within Commission District 3.

At their March 18, 2024 meeting, the Hall County Planning Commission voted to recommend approval with thirteen (13) conditions **(3-2, Pilcher & Sosebee opposed)**.

Staff recommendation: **Approval of automobile sales**, as the proposed use is consistent with surrounding development and business type; **Denial of automobile repair**, as the proposed use is inconsistent development and use of surrounding properties.

There were **no comments submitted** in advance of the Planning Commission meeting and **one (1) person spoke in opposition during the public hearing**.

Planning Commission Conditions:

1. The property shall be developed in accordance with the site plan (exhibit A) dated December 4, 2023 and as described in the project narrative dated February 7, 2024, modified as necessary for compliance with conditions herein and development standards enforced at the time of site plan approval.
2. Operation of the automobile sales shall commence no earlier than 9:00 am and shall terminate no later than 6:00 pm Monday through Saturday, no business shall be conducted on Sundays either sales or repair.

3. No repair services for the public shall be permitted. Only vehicles intended for sale by the business shall be permitted and all mechanical services shall be conducted within a garage bay.
4. No more than five (5) inoperable vehicles awaiting repair shall be stored on site and shall be stored behind the building in a designated (striped) parking space. Vehicles awaiting repair shall not be stored for longer than five (5) days.
5. The applicant shall coordinate with Georgia Department of Transportation for driveway access off of Cleveland Highway if required.
6. No variances to Gateway Corridor Overlay standards are granted other than those approved herein (GCOD, 17.420).
7. All conditions of zoning shall be made part of any plat(s) created for the property.
8. All Environmental Health regulations shall be met prior to issuance of occupancy.
9. Pursuant to [2.60.060](#). – effective period of approved applications, all applications approved by the board, whether a request for variance from the terms of Title 17, a request for conditional use, a request for the enlargement, change or continuance of a nonconforming use or a request to appeal a decision by an administrative official in the enforcement of Title 17, shall be effective for a period of six months. If no action is taken by the applicant to implement the purpose of the application by obtaining the proper permit and/or license and proceeding with the building, occupancy or establishment of business within six months from the date of approval by the board, said approval shall become null and void.
10. All parking in the right-of-way is prohibited.
11. A variance shall be granted for the requirement of a 10-foot landscape strip along Cleveland Highway and Wayman Drive.
12. The following uses listed as permitted in Highway Business (H-B) shall be prohibited: Bus station, Drive-in Theater, Motel/hotel, Service station, Construction trailer, and Adult establishments.
13. All signage, existing and proposed, shall adhere to GCOD standards.
14. Customer and employee parking shall be designated on site, total parking spaces shall not exceed 40 spaces.