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August 20, 2025

VIA CERTIFIED MAIL

David Gibbs
Chairman, Hall County Commission
Kathy Cooper, Billy Powell, Gregg Poole and Jeff Stowe
Commissioners, Hall County
P.O. Box 1435
Gainesville, GA 30503

RE: Application of BCBTR, LLC to Rezone 130.84± acre tract tax parcels 15007 000254(part); 15019 00014 & 15019 000043 ("the Property") from Agricultural Residential 1 (AR-1) to Residential Mixed (R-X) located at 4745 Cagle Mill Road, 4673 and 4691 Milton Martin Road

Dear Chairman and Commissioners,

This firm represents BCBTR, LLC and CBD Investments, LLC, the Applicant and Owner of the above referenced Property, in regard to a pending application for rezoning. Please note this letter is being forwarded to you because Georgia Law requires that the following Constitutional objections be submitted in order to preserve the right of the applicant during the rezoning process.

Please accept this letter as notice that it is the position of the Applicant and Owner that those portions of the zoning regulations of Hall County as presently in effect, and applicable to the Property, which prohibits the use of the Property as proposed in the above referenced application, in particular as a residential subdivision, are unconstitutional as applied to the Property. The zoning ordinances as applied to the Property is unconstitutional in that the ordinances render this Property unusable and destroy its marketability and as such, the zoning ordinances, therefore, constitute a taking of the Property without just and adequate compensation and without due process of law and violation of the provisions of the Fifth Amendment of the U.S. Constitution (as made applicable of the States by the Fourteenth Amendment) and Article 1 Section I, Paragraph 1; Art. 1, § 3, ¶ I; and Art. 1, § 3, ¶ IA of the Constitution of the State of Georgia.