

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
JULY 12, 1999, 7:00 P.M.**

MINUTES

**PRESENT: James F. Palmer, Mayor
Ronald H. Woods, Mayor Pro Tem
John D. Shelton, Jr., Councilman
Henry Holland, Councilman
Ray M. Denmon, Councilman**

**ALSO: William P. Bailey, City Attorney
Kelly Cornwell, Director of Utilities and Public Works
Cathy Harrison, City Administrator**

1. Mayor Palmer called the meeting to order and welcomed everyone in attendance.
 - a. Councilman Holland gave the Invocation.
 - b. Councilman Holland commented on the life of Farrell Palmer in terms of his community service and his humility. Councilman Holland extended sympathy to the family of Mr. Palmer and asked for a moment of silent prayer.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Minutes of the June 21, 1999 regular City Council meeting were approved as written.
4. Mayor's Comments:
 - a. Mayor Palmer stated he and other members of the City Council attended the Georgia Municipal Association Conference in Savannah recently. He stated it gave the City an opportunity to attend workshops on taxation and water resources. It also gave the delegates an opportunity to meet with other city officials and discuss possible sources of new revenue and manners of dealing with common problems. Mayor Palmer stated Kelly Cornwell was reelected to the MEAG Board at the conference and commended him for the work he and other members of the MEAG Board have done in reorganizing MEAG.
 - b. Mayor Palmer announced the U. S. General Store would be in Calhoun on July 27, 1999 from 10:00 A.M. until 2:00 P.M. at the Calhoun Recreation Center, with Social Security Personnel. Mayor Palmer encouraged everyone to avail themselves of this service.
 - c. Mayor Palmer stated the work on Piedmont Street is extensive. It includes not only replacement of older utility lines, but also putting in place a drainage system for the area. He stated the work is bothersome to the traveling public. However, the results will be most beneficial when completed. He stated he hoped the work will be finished by the end of August 1999. Mayor Palmer also complemented city employees on their work in this area.
5. Council Comments:
 - a. Mayor Pro Tem Woods stated:
 - 1) The Electric Department had sales of 29,605,817 kWh to a customer base of 4,056 during the month of June. They provided 37 inspections, issued 8 permits, and set 26 meters.
 - 2) The Telecommunications Department worked with the Electric Department in connecting new services during the month of June, those being Chik-fil-a, McKinnon Shopping Center, Lighting for Big Apple Village, and lighting for the Coosa Valley Tech expansion. Crews also completed feeder line work at the new # 4 sub-station and performed several switching operations and various maintenance projects. The Cal-net crews worked on the city school systems, including preparing estimates for rewiring Eastside. Work was completed on the splicing and interface for the Mohawk-American Weavers data line connection. The generator was in operation for July 4 through July 10, and during this period, saved the City approximately \$12,322.00 on current that it was

able to produce rather than purchase at supplemental or market power rates.

b. Councilman Shelton stated:

- 1) The Police Department made 238 arrests in June 1999, with 12 being UI arrests, collected \$40,616.00 in fines, issued 54 warnings and 352 parking tickets, investigated 107 accidents, of which 35 had injuries, provided 122 escorts and responded to 172 burglar alarms.
- 2) The Fire Department answered 49 calls during the month of June, with estimated damage of \$8,000.00. Of the 49 calls, 19 were emergency management calls. The Fire Inspector provided 14 annual inspections, 21 new inspections and 15 other inspections. The Fire Department had personnel in fire suppression training during the month. They provided flow testing of meters and assisted the County with diving for stolen property.

c. Councilman Holland stated:

- 1) The Street Department hauled 15 loads of stone and installed 30 feet of 15-inch pipe at the gas substation. They installed rubber guards around the concrete islands at City Hall, in order to make it easier on the driving public. They built a 120-foot by 4-foot crosstie wall and graveled a parking lot at the generator site. They hauled dirt to the electrical substation, took out and hauled off 1600 feet of sidewalk and curbs on Piedmont Street. They sawed, took out and patched an area that resulted from a large water cut on Highway 136 where a water main had broken. They removed grass and hauled gravel to a lot next to NAPA Auto Parts to build a construction lot to store materials for the Piedmont project. They installed 60 feet of 24-inch drain pipe across the road on Bowling Industrial Way. They spread 110 tons of sand at the Depot for the Sunny Beach Street Party and then hauled it back to basic materials. They started work on the widening of the lower end of Victory Drive behind Pasquale's to a 24-foot street width, which will give 12-foot lanes in the curve. They ran the brush truck and the street sweeper and they bush-hogged right-of-ways, hauled 93 tons of stone and completed 56 work orders at the shop.
- 2) The Sanitation Department ran their commercial route, delivered dumpsters, gaining two 4-yard dumpster accounts and one commercial can account. They also hired and assisted with operation of a tub grinder for chipping of one year's accumulation of brush from city residents.
- 3) The Parks Department continued their mowing and trimming of all street right-of-ways and areas surrounding the water tanks, pump stations, etc. They also continued work on the golf starter's pavilion at the Fields Ferry Golf Course.
- 4) The Cemetery Department supervised the opening and closing of 11 graves and sold 16 grave spaces, in addition to performing routine maintenance at both Fain and Chandler Cemeteries.
- 5) The Safety Committee provided an inspection on June 10 at the Water and Sewer Construction Department, and also awarded prizes to two employees who remained accident free during the year: Bob Johnson of the Recycling Department and Charles Wheat at the Police Department. All other employees who remained accident free for the year received T-shirts and a certificate. During the month, there were three workers' comp accidents and two vehicle accidents.
- 6) The Animal Control Department housed 49 dogs and 44 cats, captured 1 groundhog and 2 snakes at city residences, and answered 95 complaint calls.

d. Councilman Denmon stated:

- 1) The Water Treatment Plant pumped a daily average of 13.516 million gallons per day (MGD) of raw water.
- 2) The Sewer Plant treated an average of 9.49 MGD with BOD effluent being 14, suspended solids being 24 and COD effluent being 130.
- 3) The Water and Sewer Construction Department installed 52 water taps during the month and 15 sewer taps, made 43 repairs and installed 62 new meters.
- 4) The Building Inspection Department issued 45 permits during the month of June 1999 for total construction estimated at \$2,424,000.00 for residential, commercial and industrial development. This included permits

for 7 new residential projects including one 5-unit apartment, 5 new commercial projects and 4 new industrial projects.

6. Public Hearings and Comments:

- a. Mayor Palmer stated at this time, public hearings on zoning matters would be held. The public would have the opportunity to make pro and con comments with a ten minute maximum time limit for each side of the matter. Each person speaking would be required to have filed a Financial Disclosure Statement five days prior to the hearing, and each person would be required to give their name and address before speaking. An inquiry was made to determine if any of the elected officials would need to file a disclosure statement regarding ownership or special interest in any of the agenda items. The response was negative.
 - 1) Mayor Palmer gave a second reading of the new zoning and annexation request of FB&F Holding Company, LLC for C-2 zoning and annexation of approximately 1.659 acres and .399 acres in Land Lot 132, Gordon County, Georgia, off Highway 41 North, behind Dixie Oil Station, to be used as an unpaved parking lot.
 - a) A public hearing was opened.
 - b) Harrison reported that notices had been filed in the local legal organ, notices had been sent to the adjoining property owners and signs had been posted on the property.
 - c) Mayor Pro Tem Woods stated the Zoning Advisory Board met on this matter on July 8 and heard a report from the Zoning Review Committee in which they saw no problem with drainage or with future utility connections. The Committee stated the request was within the long-range plans for the City of Calhoun. He stated the Zoning Advisory Board concurred that the request met the long-range plans of the City and they recommended approval.
 - d) There were no other comments and the hearing was closed.
 - e) Mayor Pro Tem Woods made a motion to waive the third and fourth readings and to approve the zoning of C-2 and annexation of the property. The motion was seconded by Councilman Holland, with Mayor Pro Tem Woods, Councilman Holland, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
 - 2) Mayor Palmer gave a second reading of the zoning variance request of Randy Fick of Waffle House for an on-premise sign variance for a new location on Highway 41 North at I-75, for an 80-foot height variance (sign would be 130 feet high.)
 - a) A public hearing was opened.
 - b) Harrison reported that notices had been filed in the local legal organ, notices had been sent to the adjoining property owners and signs had been posted on the property.
 - c) Mayor Pro Tem Woods stated the Zoning Advisory Board had also heard this matter on July 8, 1999 and had reviewed comments of the Zoning Review Committee in which they determined the request is very similar to other requests in the immediate area, there was no change in the size of the sign face, and they recommended approval. Mayor Pro Tem Woods stated the Zoning Advisory Board found the request to have met more than one of the requirements for a variance and they recommended approval of the request as stated.
 - d) Brian Mathews representing Waffle House asked the Council to consider that the Hardee's sign located in the immediate area is 153 feet in height.
 - e) There were no other comments and the hearing was closed.
 - f) Mayor Pro Tem Woods made a motion to waive the third and fourth readings and to approve the variance request as stated. The motion was seconded by Councilman Holland, with Mayor Pro Tem Woods, Councilman Holland, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
 - 3) Mayor Palmer gave a second reading of the zoning variance request of Misco-Shawnee, Inc. for two 10-foot variances, one on each side of a new

dividing property line, since the property is to be subdivided. The property is located on North Industrial Boulevard.

- a) A public hearing was opened.
 - b) Harrison reported that notices had been filed in the local legal organ, notices had been sent to the adjoining property owners and signs had been posted on the property.
 - c) Mayor Pro Tem Woods stated this matter was also heard by the Zoning Advisory Board on July 8, 1999. They heard a report from the Zoning Review Committee in which the Building Inspector stated he recommended the breezeway connecting the two buildings be removed, all utilities be separated, and a firewall be erected on the south wall of the larger building. The coater located in the smaller building should be removed or repaired, since it is a fire hazard in its present condition. The Zoning Advisory Board had determined that the request met more than one of the articles contained in the requirements for considering zoning variances, and that based upon their findings, they recommended the request be granted.
 - d) There were no other comments and the hearing was closed.
 - e) Mayor Pro Tem Woods made a motion to waive the third and fourth readings and to grant the two 10-foot variances on either side of the dividing property line. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Woods, Councilman Denmon, Councilman Shelton and Councilman Holland voting affirmatively, motion carried.
- b. Other Hearings: **none**.

7. Old Business:

- a. Consideration was given to two words being added to the Resolution of Understanding as adopted on June 21, 1999 regarding the proposed airport improvements, those two words being "non" and "properties" in the fifth paragraph, now to read "non-right-of-way properties." Councilman Holland made a motion to approve the change to the Resolution of Understanding, as acknowledged. The motion was seconded by Councilman Shelton, with Councilman Holland, Councilman Shelton, Mayor Pro Tem Woods and Councilman Denmon voting affirmatively, motion carried.
- b. Councilman Denmon made a motion to approve and to authorize the Mayor to sign the SRF Loan Application for funding of the north industrial sewer line, as outlined in the 1999-2000 budget. The motion was seconded by Councilman Shelton, with Councilman Denmon, Councilman Shelton, Mayor Pro Tem Woods and Councilman Holland voting affirmatively, motion carried.

8. New Business:

- a. A first reading of a request by James A. Moss for new zoning of C-2 and R-1 and annexation of approximately 8 acres at 1210 Dews Pond Road. Mayor Palmer stated approximately 6.75 acres abutting Dews Pond Road and Curtis Parkway were requested to be zoned C-2. The balance of the acreage abutting Dews Pond Road was requested to be zoned R-1. Mayor Pro Tem Woods made a motion to set the public hearing for August 9, 1999 at 7:00 P.M. The motion was seconded by Councilman Shelton, with Mayor Pro Tem Woods, Councilman Shelton, Councilman Holland and Councilman Denmon voting affirmatively, motion carried.
- b. A first reading of a request by Dwight Patterson for new zoning of C-2 and annexation of Tract 2 in Land Lot 303, consisting of 1.27 acres off Frontage Road and Old Belwood Road. Mayor Pro Tem Woods made a motion to set the public hearing for August 9, 1999 at 7:00 P.M. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Woods, Councilman Denmon, Councilman Shelton and Councilman Holland voting affirmatively, motion carried.
- c. A first reading was given of a resolution to include new water rates, effective July 1, 1999, to be billed in August 1999 as included in 1999-2000 budget. These water rates are to be increased by five cents for the city residents and ten cents for all other customers, with a \$1.00 minimum increase for all customers. Councilman Holland made a motion to set a second reading for July 26, 1999 at

- 7:00 P.M., second by Mayor Pro Tem Woods, with Councilman Holland, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- d. Councilman Denmon made a motion to approve and to authorize the mayor to sign a new right-of-way agreement with DOT. The agreement would increase the work of DOT, including base, paving, resurfacing, curb and gutter and sidewalk work for Piedmont Street. The motion was seconded by Councilman Shelton, with Councilman Denmon, Councilman Shelton, Mayor Pro Tem Woods and Councilman Holland voting affirmatively, motion carried.
- e. A first reading was given of a Taxi Cab and Limousine operator license application of Lara L. Ofelio, residing at 601 Fourth Avenue, Dalton, Georgia. Councilman Denmon made a motion to set a second reading with police report for July 26, 1999 at 7:00 P.M. The motion was seconded by Councilman Holland, with Councilman Denmon, Councilman Holland, Mayor Pro Tem Woods and Councilman Shelton voting affirmatively, motion carried.
- f. A first reading was given of a Distilled Spirits by the Drink Application of Elizabeth Martinez, d/b/a/ Grill Villa Juarez, at 607 South Wall Street. Mayor Palmer stated the applicant currently has a license to serve beer on the premises. He also stated the public hearing must be held at least 30 days from July 12, 1999 but not more than 45 days. Therefore, the earliest date for a public hearing would be August 23. Mayor Pro Tem Woods made a motion to set the public hearing for August 23, 1999 at 7:00 P.M. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Woods, Councilman Denmon, Councilman Shelton and Councilman Holland voting affirmatively, motion carried.
- g. A manager change request was reviewed for Golden Gallon, Inc. #84, located on Highway 53 East, with the change being from Nancy Williams to Bill Puckett. Mayor Palmer stated Mr. Puckett lived within Gordon County and has a clear police report. Following discussion, Councilman Denmon made a motion to approve the manager change, second by Councilman Holland, with Councilman Denmon, Councilman Holland, Councilman Shelton and Mayor Pro Tem Woods voting affirmatively, motion carried.
- h. Mayor Palmer stated a second manager change request came from V.F.W. Post 5376, with a request to change from Alesia C. Russell to Rhonda R. Hyde. He stated Ms. Hyde also resides in Gordon County and has a clear police report. Following discussion, Councilman Holland made a motion to approve the manager change request to Rhonda R. Hyde. The motion was seconded by Councilman Shelton, with Councilman Holland, Councilman Shelton, Mayor Pro Tem Woods and Councilman Denmon voting affirmatively, motion carried.
- i. Mayor Palmer gave a first reading of a request by Century 21, as agents for Howard G. Smith and William Lee, for a zoning variance request to allow a mobile sales office to be erected at 101 Twin Oaks Drive for sale of lots in the newly developed subdivision off Newtown Road. Mayor Palmer stated the request would be for the mobile unit to be on the property for sale of the lots only and to be removed at the end of the sale of the lots or to be reapplied for at the end of one year. He stated the earliest date for a public hearing would be August 9. Mayor Pro Tem Woods made a motion to set the public hearing for August 9, 1999 at 7:00 P.M., second by Councilman Shelton, with Mayor Pro Tem Woods, Councilman Shelton, Councilman Holland and Councilman Denmon voting affirmatively, motion carried.
- j. Following discussion regarding the changes to the official city map, which included adding all the annexations and zoning changes from the date of the last update through April 1999. Mayor Pro Tem Woods made a motion to approve the changes and to adopt as the official city map. The motion was seconded by Councilman Shelton, with Mayor Pro Tem Woods, Councilman Shelton, Councilman Holland and Councilman Denmon voting affirmatively, motion carried.
- k. Mayor Palmer state the Police Department has requested authorization to apply for the annual Department of Justice Grant, which would require a 10% local match on behalf of the City. He stated this year, the City's grant amount would be \$12,080.00 and the local share would be \$1,208.00. He stated these funds could be utilized from the City's special police account. Following discussion, Councilman Shelton made a motion to approve the application and to authorize the local match. The motion was seconded by Councilman Denmon, with

Councilman Shelton, Councilman Denmon, Mayor Pro Tem Woods and Councilman Holland voting affirmatively, motion carried.

9. Other written items not on the agenda: **none.**

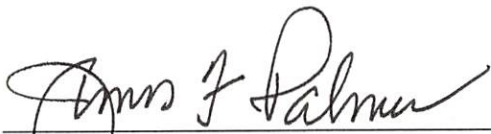
10. Work report of Director of Utilities and Public Works, Kelly Cornwell.
 - a. Cornwell stated the City had performed its annual compliance maintenance review of the Waste Water Treatment Plant and the City scored 30, which was excellent. This is one of the areas where the lower the score, the better. He stated this was one of the best scores he has seen since working with the City. He stated Administrator Harrison had a resolution that he recommended the Council adopt. Mayor Palmer read the resolution and asked for a motion. Councilman Holland made a motion to approve the resolution, second by Councilman Shelton, with Councilman Holland, Councilman Shelton, Mayor Pro Tem Woods and Councilman Denmon voting affirmatively, motion carried.
 - b. Director Cornwell introduced Barry Bohannon, who has been hired by the City in its new position as Marketing Representative. Mr. Cornwell stated Mr. Bohannon would be working directly with local industry and would be their direct contact with the City of Calhoun. He stated he was very excited about this phase of operations for all of the City's utility services, which would include electrical, telecommunications and gas. Mayor Palmer stated he was also very excited to have Barry Bohannon on board. He will be the bridge between the City and industry and he is expecting great results from this new direction. Barry Bohannon expressed his appreciation to the Mayor and Council for their comments. He stated he was looking forward to his service with the City of Calhoun, that he had always been impressed by the professional manner in which they dealt with problems and dealt with industry.
 - c. Director Cornwell stated well number 3 is on line, has been pumping 1.4 MGD and has had very low turbidity since being on line.
 - d. Director Cornwell stated the Water and Sewer Construction Department has several projects under way, those being lines to be relocated on Cash Road and on Highway 53 for the bridge widening. He stated there were also several subdivision projects that were on a waiting list, and it was a very busy time of the year.

11. Mayor Palmer asked if there was any need to move to Executive Session. There was none.

12. Mayor Pro Tem Woods made a motion to adjourn, second by Councilman Shelton, with Mayor Pro Tem Woods, Councilman Shelton, Councilman Holland and Councilman Denmon voting affirmatively, motion carried.

Approved:

Submitted:



James F. Palmer, Mayor



Cathy Harrison, City Administrator

City of Calhoun, Georgia

RESOLUTION

WHEREAS, the City of Calhoun is required to file an annual compliance maintenance report with the Georgia Department of Natural Resources, Environmental Protection Division, Water Protection Branch; and

WHEREAS, the report has been completed, based upon operations for the year 1998;

NOW, THEREFORE, BE IT RESOLVED, the City of Calhoun, Georgia informs the Georgia Department of Natural Resources, Environmental Protection Division, that the following actions were taken on July 12, 1999:

1. We have reviewed the Compliance Maintenance Annual Report, which is attached to this resolution; and
2. We have set forth the following actions necessary to maintain effluent requirements contained in the NPDES Permit:
 - a. Continue to stress preventive maintenance at the Plant and in the collection system;
 - b. Apply for funding for a project to improve the North Interceptor;
 - c. Carry out systematic improvements to infiltration/inflow.

ADOPTED this the 12th day of July 1999.

City of Calhoun, Georgia

BY:


James F. Palmer, Mayor

Attest:


Cathy Harrison, City Administrator/Clerk

**CITY OF CALHOUN
GEORGIA**

RESOLUTION

WHEREAS, the City of Calhoun has been asked to participate in the cost to upgrade the Tom B. David Airport to the level of a regional facility; and

WHEREAS, the City of Calhoun will share the cost of this project with Gordon County, the Georgia Department of Transportation Airport and Road Division and the Federal Aviation Authority; and

WHEREAS, the City of Calhoun understands the Governor's Regional Airport Enhancement Program will include the following improvements:

- Extending the runway to 5,500 feet;
- Widening the runway to a width of 100 feet;
- Construction of a partial parallel taxiway;
- Installation of an approach lighting system;
- Installation of precision approach path indicators;
- Installation of an automated weather observing system;
- Installation of a Ground Communication Outlet; and

WHEREAS, the City of Calhoun understands the development will necessitate the relocation of Salem Church Road, the realignment of U. S. Highway 41, and the purchase of additional property from Sam Payne; and

WHEREAS, the City of Calhoun understands the Georgia Department of Transportation will fund the full cost of realignment of U. S. Highway 41. However, the cost of non-right-of-way properties will be funded by Calhoun, Gordon County and the FAA, at a formula of 90% federal (based on appraised values,) 5% City of Calhoun and 5% Gordon County; and

WHEREAS, the City of Calhoun understands the relocation of Salem Church Road will be funded through a county road contract, with the Georgia Department of Transportation funding approximately \$375,000.00, and with the right-of-way costs to be funded 90% by FAA (based on appraised value,) 5% by Gordon County and 5% by the City of Calhoun; and

WHEREAS, the City of Calhoun understand the project will require an additional 40 acres more or less, to be acquired from Sam Payne, (property immediately south of the runway) with the funding to be 90% from FAA (based on appraised value,) 5% from Gordon County and 5% from the City of Calhoun; and

WHEREAS, the City of Calhoun understands the Georgia Department of Transportation, Aviation Division, may fund the following amounts (75% of the total cost of each item):

- A terminal apron (approximately \$75,000.00);
- AWOS-III (approximately \$60,000.00);
- Widen and strengthen Runway 17-35 (approximately \$412,500.00);
- Install MALSR (approximately \$75,000.00);
- Extend Runway 35 (500 x 100 feet) (approximately \$450,000.00);
- Fund an ALP update and Environmental Assessment (approximately \$56,250.00);
- Provide Ground Communication Outlet (approximately \$11,250.00);
- Complete the paving and lighting (Phase I) of Runway 35 (approximately \$262,500.00);
- **For a total estimated share of \$1,402,500.00 to be funded by the Georgia Department of Transportation Aviation Division; and**

WHEREAS, the City of Calhoun understands the FAA will fund 90% of the appraised value for land acquisition required for realignment of U. S. Highway 41 and the

Payne property, for approximately \$1,440,000.00 to be paid over the next three or four years; and

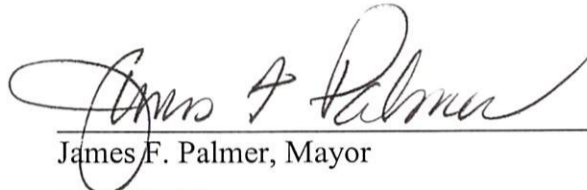
WHEREAS, the City of Calhoun understands the Airport Authority will construct a new airport terminal at an estimated cost of \$450,000.00, funded through a long-term loan from USDA Rural Development, with the City of Calhoun and Gordon County in agreement to fund the debt service equally during the life of the loan; and


WHEREAS, the City of Calhoun understands the City of Calhoun and Gordon County will be responsible for funding the local share of the proposed improvements and land acquisition costs equally, for an approximate total of \$752,500.00;

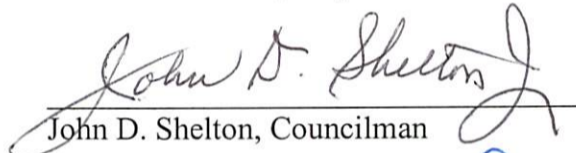
NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Calhoun agree to fund one-half of the local cost, based on the aforementioned proposed facility improvements at the projected costs.

ADOPTED this the 12th day of July 1999.

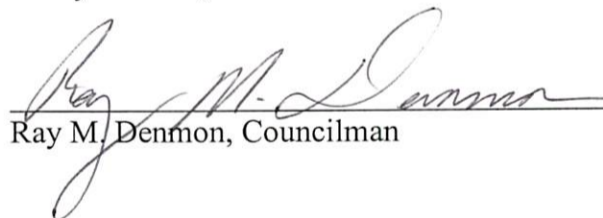
City of Calhoun, Georgia


James F. Palmer, Mayor



Ronald H. Woods, Mayor Pro Tem


John D. Shelton, Councilman


Henry Holland, Councilman


Ray M. Denmon, Councilman

Attest:


Cathy Harrison, City Administrator

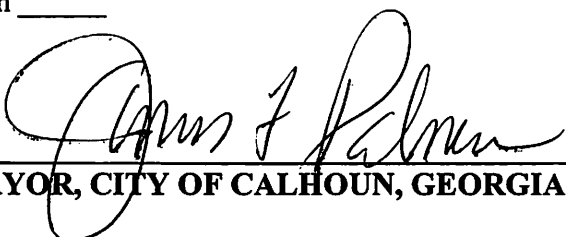
Zoning Application No: 107

A public hearing was conducted pursuant to Section 14-2-3 of The Zoning Ordinance of the City of Calhoun, Georgia ("the ordinance") before the Mayor and Council of the City of Calhoun, Georgia on the 12th day of July 1999, to consider the new zoning and annexation request of FB&F Holding Company, LLC for C-2 zoning and annexation of approximately 1.659 acres and .399 acres in Land Lot 132, Gordon County, Georgia, off Highway 41 North, behind Dixie Oil Station, to be used as an unpaved parking lot (the Application.)

During the public hearing, the Application was discussed in an open meeting and the following findings were made:

1. The public notice of the hearing was published in the Calhoun Times as required under § 14.2.2 of the Ordinance.
2. All required signs giving notice of the public hearing were placed upon the property as required under § 14.2.2 of the Ordinance.
3. All presently adjoining landowners received notice of the public hearing and a copy of the Application as required pursuant to § 14.4 of the ordinance.
4. All disclosures of any conflict of interest required by Title 36, Chapter 67A of the Official Code of Georgia Annotated have been reported.
5. The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **No problem was found with the request as it relates to the zoning or to development as an unpaved parking lot. There would be some foliage that would be removed in order to accommodate the parking area. However, it would be a graveled area and it would drain westward toward the railroad. The area has water and sewer available for future needs. The request fits the long-range plans for the City of Calhoun as it relates to the existing area. The Board voted to recommend the zoning of C-2 and annexation.**
6. List any additional findings, if necessary, to support additional conditions: **none.**
7. Review of the Standards set out in § 14.5 of the Ordinance: **Substantial compliance with seven standards.**
8. Based upon the foregoing findings, the Application is:
 - (a) Approved X
 - (b) Denied
 - (c) Approved with express Condition

Number Voting: 4
In Favor: 4
Opposed: 0



MAYOR, CITY OF CALHOUN, GEORGIA

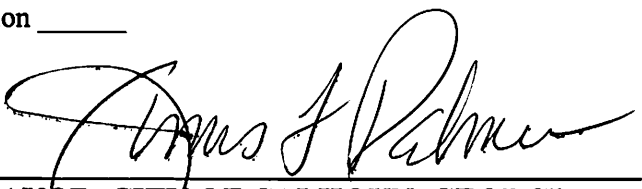
Zoning Application No: 108

A public hearing was conducted pursuant to Section 14-2-3 of The Zoning Ordinance of the City of Calhoun, Georgia ("the ordinance") before the Mayor and Council of the City of Calhoun, Georgia on the 12th day of July 1999, to consider the zoning variance request of Randy Fick of Waffle House for an on-premise sign variance for a new location on Highway 41 North at I-75, for an 80-foot height variance (sign would be 130 feet high) (the Application.)"

During the public hearing, the Application was discussed in an open meeting and the following findings were made:

1. The public notice of the hearing was published in the Calhoun Times as required under § 14.2.2 of the Ordinance.
2. All required signs giving notice of the public hearing were placed upon the property as required under § 14.2.2 of the Ordinance.
3. All presently adjoining landowners received notice of the public hearing and a copy of the Application as required pursuant to § 14.4 of the ordinance.
4. All disclosures of any conflict of interest required by Title 36, Chapter 67A of the Official Code of Georgia Annotated have been reported.
5. The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **The request was for a sign 130 feet tall, which would require an 80 foot height variance. There had been no request to increase the face size of the sign. However, there had been discussion with the proposed developer for the property located east of Waffle House, Burger King, to share the sign face, but only to the limit as allowed by the current sign ordinance. The Street Department stated they had no problem with the request, that the development had also acknowledged the development east of Waffle House and the possibility of sharing a drive between the two properties. The Water and Sewer Construction Department stated there were no problems, that utilities are available for connection with normal fees. The request for an 80-foot variance is within the limits as requested and granted to Wilco for a sign in the immediate area. The Board voted to recommend approval of the variance request to the Mayor and Council.**
6. List any additional findings, if necessary, to support additional conditions: **none.**
7. Review of the Standards set out in § 14.5 of the Ordinance: **Substantial compliance with seven standards.**
8. Based upon the foregoing findings, the Application is:
 - (a) Approved X
 - (b) Denied
 - (c) Approved with express Condition

Number Voting: 4
In Favor: 4
Opposed: 0



MAYOR, CITY OF CALHOUN, GEORGIA

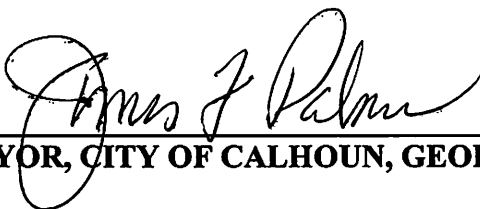
Zoning Application No: 109

A public hearing was conducted pursuant to Section 14-2-3 of The Zoning Ordinance of the City of Calhoun, Georgia ("the ordinance") before the Mayor and Council of the City of Calhoun, Georgia on the 12th day of July 1999, to consider the zoning variance request of Misco-Shawnee, Inc. for two 10-foot variances, one on each side of a new dividing property line, since the property is to be subdivided. The property is on North Industrial Boulevard (the Application.)

During the public hearing, the Application was discussed in an open meeting and the following findings were made:

1. The public notice of the hearing was published in the Calhoun Times as required under § 14.2.2 of the Ordinance.
2. All required signs giving notice of the public hearing were placed upon the property as required under § 14.2.2 of the Ordinance.
3. All presently adjoining landowners received notice of the public hearing and a copy of the Application as required pursuant to § 14.4 of the ordinance.
4. All disclosures of any conflict of interest required by Title 36, Chapter 67A of the Official Code of Georgia Annotated have been reported.
5. The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: The single property owner, Misco-Shawnee, had been requested by one of the tenants to sell part of the property. In view of their request, Don McGinnis, Building Inspector, had reviewed the situation and had recommended a 1-hour firewall on the south side of the first building be installed, a canopy connecting the buildings be removed, and all utilities be separated in the two buildings. A fence would be erected between the two buildings. However, a 10-foot variance would be needed from each, since there would not be sufficient setback between the two buildings to meet the current code. The Fire Department had recommended the condemnation of a coater located in the smaller building, stating it is a fire hazard and must not be used in its present condition. It must either be brought up to code, removed or replaced. The Water and Sewer Construction Department stated the north part of the property has a sewer line on the north end, which is connected to a private sewer line and a back flow would be required for this location. The Board voted to recommend approval of the request to the Mayor and Council.
6. List any additional findings, if necessary, to support additional conditions: **none.**
7. Review of the Standards set out in § 14.5 of the Ordinance: **Substantial compliance with seven standards.**
8. Based upon the foregoing findings, the Application is:
 - (a) Approved X
 - (b) Denied
 - (c) Approved with express Condition

Number Voting: 4
In Favor: 4
Opposed: 0



MAYOR, CITY OF CALHOUN, GEORGIA