

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
MARCH 22, 2004, 7:00 P.M.**

MINUTES

**PRESENT: James F. Palmer, Mayor
Lorene Potts, Mayor Pro Tem
Ray M. Denmon, Councilman
George R. Crowley, Councilman**

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

1. Mayor Palmer called the meeting to order and welcomed everyone in attendance. Mayor Palmer gave the invocation. Mayor Palmer took the opportunity to welcome members of the leadership group and asked that they introduce themselves. They were: Danny Stephens, Dan Willis and Mark Molleson.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Following review, minutes of the March 8, 2004 regular City Council meeting were approved as written.
4. Mayor's comments:
 - a. Mayor Palmer expressed appreciation to the elected officials and staff who attended training provided by the University of Georgia, Carl Vinson Institute of Government on March 16, 2004 at the Depot. He stated it was an excellent program of great benefit to the local officials and to visiting officials who attended.
 - b. Mayor Palmer reminded the public of the GMA recognition of cities on April 18-24, with special recognition of the 12 winners of the 6th grade essay writers for their papers on "If I Were Mayor."
 - c. Mayor Palmer reminded the public of the candidate qualifying April 26-30, 2004 at City Hall to fill the unexpired term of John D. Shelton, Jr. He stated the election would be held on July 20, 2004. The last day for voter registration before the election would be June 21, 2004.
 - d. Mayor Palmer reminded the Council and public of the zoning hearings scheduled for April 12, 2004, as follows:
 - 1) A request for rezoning from R-2 to R-1B by Kevin and Brenda Allen for approximately 8.3 acres of land off Henderson Bend Road for development of a single family home subdivision.
 - 2) A request for rezoning from Industrial to R-1B by DMK Holdings, LLC for 17 acres on New Zion Road.
 - 3) A zoning variance request by Gary Duke for a 10-foot setback variance from the south property line for property at 418 Elm Street.

5. Public Hearings and Comments:

- a. Mayor Palmer opened a public hearing on the proposed amendments to the fee resolution to add commercial and industrial cost recovery fees for water and sewer infrastructure development and to amend the water and sewer connection fees for residential, commercial and industrial customers. He stated this would be setting up new classes of customers for water and sewer. Kelly Cornwell reviewed the proposal, stating the cost recovery and connection fees would be a more equitable way of spreading the cost for all types of customers. He stated at the present time, the city does not have a complete set of fees established for countywide customers and this would cover all cost recovery and connection fees. Following review, Mayor Palmer asked if there were other comments by the Council members or public. There were none and the hearing was closed. Councilman Denmon made a motion to approve the amendments to the fee resolution to add the new classes and also to amend the existing rates. The motion was seconded by Councilman Crowley, with Councilman Denmon, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.
- b. Mayor Palmer asked for a motion to remove the revolving loan application of Ashton Calhoun LP from the table. The motion was made by Mayor Pro Tem Potts with a second by Councilman Crowley, with Mayor Pro Tem Potts, Councilman Crowley and Councilman Denmon voting affirmatively, motion carried.
 - 1) Mayor Palmer reopened the hearing on the revolving loan application that was originally for \$350,000.00 but had been reduced to \$90,000.00 by Ashton Calhoun. He stated the application had been reviewed by the Loan Advisory Commission and their recommendation had been to deny the request because of the lack of jobs created and because of the present lack of available funds.
 - 2) Mayor Palmer asked if there were any comments regarding the application or if there were any additional comments by the Council. There were none and the hearing was closed.
 - 3) Councilman Crowley made a motion to deny the application based upon the lack of jobs to be created, second by Councilman Denmon, with Councilman Crowley, Councilman Denmon, and Mayor Pro Tem Potts voting affirmatively, motion carried.

6. Old business:

- a. Mayor Palmer gave a second reading of a request for a taxi license by Alba A. Parra, d/b/a Taxi Acapulco, an existing business. The business is currently operated by the applicant's father, who is returning to Mexico. She is currently a registered driver for the business and wishes to continue the business in her name. Mayor Palmer stated he understood there was additional information to be obtained regarding the application and asked that it be held for a third reading. Mayor Pro Tem Potts made a motion to hold the matter for a third reading on April 12, 2004, second by Councilman Denmon, with Mayor Pro Tem Potts, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.
- b. Attorney Bailey stated the property procurement had been completed with Spring Bank LLC. This was based on an original motion by the Council on October 27, 2003 for condemnation of 3.824 acres of property, which had resulted in a

negotiation for sale with the provision for a perpetual easement, which would allow the company to enter its property located behind the 3.824 acres. He stated a check for \$13,384.00 had been forwarded to the company, along with the easement. Following the report of the attorney, Mayor Pro Tem Potts made a motion to approve and recognize the payment of \$13,384.00 for the property on which a new water reservoir will be located off of Shaw Road. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Potts, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.

7. New business:

- a. Mayor Palmer asked for a review of MEAG power sales contract amendments and the recommendation of Utility Director Cornwell. Director Cornwell stated the MEAG power sales contracts for project one expires in 2025, with the remaining projects maturing shortly thereafter. He stated that in order to do continual maintenance and improvements of the system, it is necessary to issue debt and that debt has a service period of 20 years or more. It will make it impossible for the system to continue to add debt beyond 2005 without an extension of the current sales contracts. He stated the extension would be for 25 years and it would require the complete approval of all 49 communities to be effective. Mayor Palmer read a portion of the proposed resolution regarding the power sales contract. Following review and discussion, Councilman Crowley made a motion to adopt the resolution and to authorize the Mayor to sign all the required documents approving the extension of the power sales contracts for 25 years, second by Councilman Denmon, with Councilman Crowley, Councilman Denmon and Mayor Pro Tem Potts voting affirmatively, motion carried.
- b. Mayor Palmer stated the Development Authority had forwarded a letter from the board stating the current term of Jimmy Mathews, which expired March 20, 2004, is up for an appointment to cover the period from March 20, 2004 to March 20, 2008. Mayor Palmer stated Jimmy Mathews had been a valuable member of the board and he had expressed willingness to continue to serve in the position if so requested. Mayor Palmer stated it would be his recommendation to reappoint Jimmy Mathews and to notify the County Commission for official action. Following discussion, Mayor Pro Tem Potts made a motion to reappoint Jimmy Mathews as a Calhoun appointee on the Development Authority and to forward the recommendation to the County Commission for action. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Potts, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.
- c. Mayor Palmer gave a first reading of a taxi license request by Valerio Domingo, 1100 South Wall Street, a commercial office. Mayor Palmer stated the second reading on the request could be held April 12, 2004 at 7:00 p.m.
- d. Mayor Palmer read a proposed resolution regarding the city's desire to apply for a Community Development Block Grant (CDBG) for \$500,000.00 for infrastructure improvements in the Martin Luther King Street area. He stated, with the completion of this project, the city will have approximately 80% of its oldest infrastructure replaced. The project will cost over \$1 million and it is the city's desire to apply for the CDBG grant to assist with the funding of the project. Following review of the resolution, Councilman Crowley made a motion to adopt the resolution and authorize the Mayor to sign all necessary documents regarding, second by Councilman Denmon, with Councilman Crowley, Councilman Denmon and Mayor Pro Tem Potts voting affirmatively, motion carried.

- e. Mayor Palmer gave a first reading of a request for a pouring license for beer, wine and liquor by Gerardo Herrera, Alcohol Manager for Los Rene's Mexican Restaurant at the Prime Outlet Mall, Suite 12. Mayor Palmer stated the earliest date for a public hearing would be April 26, 2004 at 7:00 p.m. Councilman Denmon made a motion to set the public hearing for that date and time, second by Councilman Crowley, with Councilman Denmon, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.

- 8. Other written items not on the agenda: **none.**


- 9. Work Reports:
 - a. Kelly Cornwell, Director of Utilities: **none.**
 - b. Eddie Peterson, Director of Public Safety and Public Works: **none.**
 - c. William P. Bailey, City Attorney: **none.**

- 10. Mayor Palmer stated there was no need to move to Executive Session.

- 11. Mayor Pro Tem Potts made a motion to adjourn, second by Councilman Denmon, with Mayor Pro Tem Potts, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.

Approved:

Submitted:



James F. Palmer, Mayor



Cathy Harrison, City Administrator

**RESOLUTION OF MAYOR AND COUNCIL
OF THE CITY OF CALHOUN, GEORGIA**

WHEREAS, the Municipal Electric Authority of Georgia (the "Authority") and the City of Calhoun, Georgia (the "Participant") entered into a Power Sales Contract dated as of October 1, 1975, a First Amendment dated as of March 1, 1976, a Second Amendment dated as of May 25, 1977, a Third Amendment dated as of February 1, 1978, a Fourth Amendment dated as of May 1, 1980, a Fifth Amendment dated as of November 16, 1983, a Sixth Amendment dated as of January 1, 1986, and a Seventh Amendment dated as of May 31, 1989 (hereinafter "Project One Power Sales Contract"); and

WHEREAS, the Authority and the Participant entered into a Power Sales Contract dated as of February 1, 1978, a First Amendment dated as of May 1, 1980, and a Second Amendment dated as of January 1, 1986 (hereinafter "Project Two Power Sales Contract"); and

WHEREAS, the Authority and the Participant entered into a Power Sales Contract dated as of May 1, 1980, and a First Amendment dated as of January 1, 1986 (hereinafter "Project Three Power Sales Contract"); and

WHEREAS, the Authority and the Participant entered into a Power Sales Contract dated as of November 16, 1983 and a First Amendment dated as of January 1, 1986 (hereinafter "Project Four Power Sales Contract"); and

WHEREAS, the Authority and the Participant wish to extend the term of the Project One Power Sales Contract, the Project Two Power Sales Contract, the Project Three Power Sales Contract and the Project Four Power Sales Contract (collectively, the "Power Sales Contracts") to the maximum period allowed by law; and

WHEREAS, the Authority and the Participant wish to provide for a method of allocation of the output and services and costs relating to Project Two, Project Three and Project Four for the period of the term extension of the Power Sales Contracts pertaining to such Projects as well as providing for an amendment to the Schedule of Obligation Shares pertaining to Project Four; and

WHEREAS, the Authority has determined that it will not extend existing generation debt, but excluding existing debt pertaining to working capital and nuclear fuel working capital debt components, beyond the existing term of the Power Sales Contracts; and

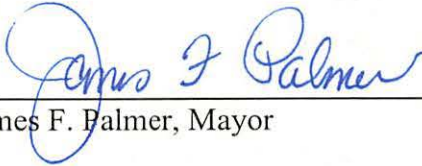
WHEREAS, the Authority has entered into substantially identical Power Sales Contracts with other political subdivisions and quasi-governmental entities related thereto throughout the State (the "Participants") and has made substantially identical offers to the Participants to extend the terms of each Participant's Power Sales Contracts; and

WHEREAS, to effect such purposes, the Authority has prepared and offered a proposed amendment to the Power Sales Contracts to accomplish the foregoing objectives (hereinafter "Amendment").

NOW, THEREFORE, LET IT BE RESOLVED, that the Amendment between the Authority and the Participant, dated the date thereof and placed in the Minute File of the Participant, is hereby approved and the Mayor is hereby authorized to execute, and the City Clerk/ Administrator is hereby authorized to attest, place the corporate seal thereon, and deliver said Amendment in as many counterparts as may be required with the understanding that the Authority will only execute and deliver the Amendment if all Participants execute and deliver the Amendment or similar amendments.

This 22nd day of March, 2004.

CITY OF CALHOUN, GEORGIA



James F. Palmer, Mayor

ATTEST:



Cathy Harrison, City Administrator/Clerk

City of Calhoun, Georgia

FEE SCHEDULE RESOLUTION

WHEREAS, the City of Calhoun has a fee schedule in accordance with various ordinances; and

WHEREAS, it is necessary to amend the fee schedule from time to time;

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Calhoun hereby adopt the following fee schedules, effective **March 22, 2004** and continuing thereafter until amended.

REGULATORY FEES:

1. **Building Permit Fees:**

a. **Residential – Single Family**

TOTAL VALUATION	FEE
\$1,000.00 or less	No fee unless inspection required, in which case a \$15.00 fee for each inspection shall be charged.
\$1,001.00 to \$2,000.00	\$20.00 per thousand or fraction thereof.
\$2,001.00 to \$15,000.00	\$20.00 for the first \$2,000.00, plus \$3.00 for each additional thousand or fraction thereof, to and including \$15,000.00.
\$15,001.00 to \$50,000.00	\$59.00 for the first \$15,000.00, plus \$3.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$164.00 for the first \$50,000.00, plus \$3.00 for each additional thousand or fraction thereof, to and including \$100,000.00.
\$100,000.00 and up	\$314.00 for the first \$100,000.00 plus \$2.00 for each additional thousand or fraction thereof.

b. **Residential – Multi-family and Pool Permit Fees**

TOTAL VALUATION	FEE
\$1,000.00 or less	No fee unless inspection required, in which case a \$25.00 fee for each inspection shall be charged.
\$1,001.00 to \$2,000.00	\$25.00 per thousand or fraction thereof.
\$2,001.00 to \$15,000.00	\$25.00 for the first \$2,000.00, plus \$6.00 for each additional thousand or fraction thereof, to and including \$15,000.00.

\$15,001.00 to \$50,000.00	\$108.00 for the first \$15,000.00, plus \$6.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$308.00 for the first \$50,000.00, plus \$6.00 for each additional thousand or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00	\$608.00 for the first \$100,000.00, plus \$4.00 for each additional thousand or fraction thereof, to and including \$500,000.00
\$500,001.00 and up	\$2,208.00 for the first \$500,000.00, plus \$3.00 for each additional thousand or fraction thereof

c. **Commercial, Industrial and Signs**

TOTAL VALUATION	FEE
\$1,000.00 or less	No fee unless inspection required, in which case a \$25.00 fee for each inspection shall be charged.
\$1,001.00 to \$50,000.00	\$25.00 for the first \$1,000.00, plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$285.00 for the first \$50,000.00, plus \$4.00 for each additional thousand or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00	\$485.00 for the first \$100,000.00, plus \$3.00 for each additional thousand or fraction thereof, to and including \$500,000.00.
\$500,001.00 and up	\$1,685.00 for the first \$500,000.00, plus \$2.00 for each additional thousand or fraction thereof.

d. Where work for which a permit is required by the Southern Building Code is started or proceeded with prior to obtaining said permit, the fees herein specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this code in the execution of the work, nor from any other penalties prescribed herein.

e. **Plan-checking Fees:** When valuation of the proposed construction exceeds \$1,000.00 and a plan is required to be submitted, a plan-checking fee shall be paid to the Building Official at the time of submitting plans and specifications for checking. Said plan-checking fee shall be equal to one-half of the building permit fee.

f. The following fees are to be used when determining costs that should be charged to Developers for Engineering and Inspection services:

ENGINEERING AND INSPECTION SERVICE	FEE
Flow test fees for water lines	\$30.00
Engineering services for sanitary sewer lines, initial request	50.00
Plan review for water systems	150.00
Plan review for sanitary sewer system	250.00
Combination plan review for water system and sanitary sewer system	400.00
Plan review for sanitary sewer lift station	250.00

- g. Inspection costs will be based on the following:
- 1) The City will use the developer's construction plans and approved construction schedule to calculate the up-front cost that must be paid for inspection inside the development. The inspection cost will be based on linear footage at a rate of \$0.06 per linear foot of water main and \$0.15 per linear foot of sanitary sewer main. This pricing is based on the ability of the developer's contractor to install an average of eight-hundred feet (800') of water main per day and three-hundred feet (300') of sanitary sewer per day.
 - 2) Inspection and testing fees for water and/or sanitary sewer mains along existing public rights of way installed by the City of Calhoun or the City of Calhoun's Contractor shall be included in the estimate and will be based on 15% of the cost of materials.
 - 3) Should the installation of water and/or sanitary sewer mains exceed the approved construction schedule, the inspection fees for the additional inspection time required for completion shall be based on a rate of thirty dollars (\$30.00) per hour. Delays due to weather conditions will be taken into consideration on a day to day basis.
 - 4) The inspection fees related to hydrostatic testing of water mains, low pressure air testing of sanitary sewer mains and vacuum testing of sanitary sewer manholes shall be charged as listed below:
 - a) Inspection of hydrostatic testing of water mains - \$60.00 per section (see Standard Specifications)
 - b) Inspection of low pressure air testing of sanitary sewer mains and vacuum testing of sanitary manholes - \$10.00 per section of sanitary sewer main (manhole to manhole) and \$10.00 per sanitary manhole.

2. **Grading Permit Fees:**

PERMIT TYPE	FEE
Residential	Minimum of \$25.00 up to 1 acre, plus additional acres at \$5.00 each.
Commercial	Minimum of \$50.00 up to 1 acre, plus additional acres at \$10.00 each.

3. **Schedule of Soil and Sedimentation Fees:**

- a. Minimum of **\$75.00** for up to five acres.
- b. Additional acres at **\$12.00** each.
- c. NPDES Permit Notice of Intent Fees: An additional **\$40.00** per acre (for one acre

or greater) *Fee required per EPD*

4. **Schedule of Permit Fees for HVAC:**

- a. **Commercial and Industrial HVAC:** same as building permit fees for commercial and industrial. Additional inspections: \$25.00 each.
- b. **Residential HVAC** - - \$50.00

5. **Schedule of Permit Fees for Residential Plumbing:**

- a. **Residential Plumbing** - - \$50.00
- b. **Additional Inspections** - \$25.00

6. **Fire Inspection Fees:**

- a. **Tank Inspections:**

TANK SIZE	FEE
0 to 500 gallons	\$50.00 per tank
501 to 1500 gallons	\$75.00 per tank
1501 to 5000 gallons	\$100.00 per tank
Over 5001 gallons	\$125.00 per tank
<i>Any required inspections over four per site would require an additional \$50.00 fee.</i>	

- b. **Fuel Tank Removal Permit** - \$100.00
- c. **Fuel System Renovation or Repair** (Line replacement or other major work) -- \$100.00
- d. When a contractor is required to submit and have approval from the **State Fire Marshall's office**, the City will require a copy of the stamped and approved plans before the permit can be issued. In addition, a set of approved plans must be kept on site.
- e. **Removal of Tanks – Inspection Required:**\$50.00
- f. **Burn Permit Fees** - Burns are not authorized. However, developers may request permits if State EPD and Georgia Forestry requirements are met and per city ordinance.
- g. **Inspection Fee** -- \$100.00
- h. **Commercial and Industrial Sprinkler Permit**

TOTAL VALUATION	FEE
\$1,000.00 or less	No fee unless inspection required, in which case a \$50.00 fee for each inspection shall be charged.
\$1,001.00 to \$50,000.00	\$50.00 for the first \$1,000.00, plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$295.00 for the first \$50,000.00, plus \$5.00 for each additional thousand or fraction thereof, to and including \$100,000.00.

\$100,001.00 to \$500,000.00	\$545.00 for the first \$100,000.00, plus \$5.00 for each additional thousand or fraction thereof, to and including \$500,000.00.
\$500,001.00 and up	\$2,545.00 for the first \$500,000.00, plus \$5.00 for each additional thousand or fraction thereof.

7. **Electrical Inspection Permit Fees:**

Administrative permit fee	\$10.00	(To be added to all permits)
Temporary connection fee	60.00	(For temporary service)
Re-inspection service fee	25.00	
Fee up to 100 amp service	25.00	(Plus administrative fee)
Fee for each 100 amp increment	25.00	(Plus administrative fee)

8. **Occupation Tax Schedule Based on Employees:**

Number of Employees	Proposed Price
1	\$ 69.00
2	138.00
3 to 5	250.00
6 to 9	450.00
10 to 19	750.00
20 to 29	1,000.00
30 to 49	1,125.00
50 to 99	1,500.00
100 to 199	1,875.00
200 to 399	2,500.00
400 to 499	2,875.00
500 to 750	3,500.00
Over 750	3,875.00

9. **Trash Pickup:**

a. **Commercial Dumpster Pick-up Rates:**

Container Capacity (in Cubic Yards)	Service Fee per Pick-up
4	\$ 9.35
6	14.85
8	18.70

b. **Commercial Dumpster Rental Charges:**

Container Capacity (in Cubic Yards)	Monthly Rental Rates
4	\$ 11.55
6	17.05
8	22.55

The City will maintain the dumpsters. The customer will be required to provide a proper pad and access area for the dumpster.

c. **Downtown Commercial rates (cans or bags):**

Times per Week	Cost
1	\$ 8.25
2	16.50
5	40.70

d. **Residential Rates:** \$3.00 per month Residential Landfill Fee (Optional: \$5.00 per month "Extra Container Fee")

e. **Housing Authority:**
\$1.00 per month, based on shared containers.

10. **Cost Recovery Fees:**

a. **Cost Recovery and Connection Fees – Water:**

RESIDENTIAL						
Size	City			County		
¾ inch	\$1,500.00 (Single Family)			\$2,250.00 (Single Family)		
¾ inch	Multi-family Residential – \$1,500.00 each for first two units, \$1,200.00 per unit thereafter.			Multi-family Residential – \$2,250.00 each for first two units, \$2,000.00 per unit thereafter.		
1 inch	\$1,600.00			\$2,400.00		
COMMERCIAL AND INDUSTRIAL						
	City			County		
	Capacity	Install. Fee	Total	Capacity	Install. Fee	Total
2 inch	\$5,000	\$2,250	\$7,250	\$7,500	\$2,250	\$9,750
4 inch	10,000	15,286	25,286	15,000	15,286	30,286
6 inch	15,000	20,318	35,318	22,500	20,318	42,818
8 inch	20,000	24,690	44,690	30,000	24,690	54,690
10 inch	25,000	26,390	51,390	37,500	26,390	63,890
12 inch	30,000	39,150	69,150	45,000	39,150	84,150

b. **Cost Recovery and Connection Fees – Sewer:**

Line Size	City	County
4 inch	Residential: \$1,500.00 single family;	Residential: \$2,250.00 single family;
4 inch	Multi-family Residential – \$1,500.00 each for first two units, \$1,200.00 per unit thereafter.	Multi-family Residential – \$2,250.00 each for first two units, \$2,000.00 per unit thereafter.

City Commercial/Industrial	County Commercial/Industrial
\$1,000.00 per acre of land and \$.50 per gallon of capacity.	\$1,500.00 per acre of land and \$.75 per gallon of capacity.

Note: Hotels and motels are included in commercial/industrial fees.

c. **Sprinkler:** Cost plus 10%

11. **Water Line Extension for Commercial, Industrial and Subdivision Development Projects.**

- a. Size Cost
 2 inch/4 inch Material Cost Plus Labor Cost
 6 inch/8 inch Material Cost Plus Labor Cost
- b. **Water Line Extension on Existing Roads:** As per the Water and Sewer Use Policy on file with the Director of Utilities and Public Works.

12. **Special Sewer Line Extensions and Connection Fees:**

- a. Service connection fees for project area east of I-75 on Highway 53: Service Station - \$20,000.00; Fast Food Business - \$40,000.00; Motel - \$60,000.00; (Adopted October 14, 1985.) Amended to include retail sales business - \$10,000.00. - - **EXPIRED.**
- b. Commercial/industrial service connection fee for Curtis Parkway - \$3,500.00; (Each connection to be reviewed on its individual merits.) (Adopted April 28, 1986.) - - **EXPIRED.**
- c. Commercial service connection fee for Belwood Road - \$5,000.00 plus normal commercial connection fee currently in force. (Adopted April 4, 1988.) - - **EXPIRED.**
- d. Service connection fee for developers on New Town Road, north of existing line as of July 1, 1987 - \$15.00 per front footage. Existing residential homes, as of July 1, 1987 shall pay normal connection fee if eligible for connection. (Adopted July 13, 1987.) - - **EXPIRED.**
- e. Service connection fee for area on Kirk Drive. Each connection to be \$1,150.00 each, or the prevailing rate, should it be higher on the 10 year period after October 28, 1991. - - **EXPIRED.**
- f. Service connection fee for the area on U. S. 41 and Hood Street. Each commercial connection is to be \$3,000.00, or double the prevailing rate. Residential connections are to be \$1,000.00, or double the prevailing rate for five years, beginning January 19, 1998. - - **EXPIRED.**
- g. Tonya Baker contract, dated October 25, 1999, regarding special sewer district for immediate lots north and south of professional dental office on Curtis Parkway North. Reimbursement up to \$12,500.00 with taps priced at \$4,000.00. The City is to be paid \$1,500.00 and Ms. Baker is to be paid \$2,500.00. The contract expires October 25, 2004.
- h. Alex Feagin contract, dated December 10, 2001, regarding special sewer district for lots adjacent to 1112½ North Wall Street. Reimbursement will be up to \$6,396.00. As each commercial property in the sewer service district is connected to and using City sewer services, the sum \$3,198.00 for each such customer shall be paid by City to Mr. Feagin. The contract expires June 25, 2002. - - **EXPIRED.**

13. **Water Extensions:**

- a. Raymond King and David R. Walker, dated June 11, 1998, will be due for reimbursement, up to \$14,389.56 for water taps made on a portion of Trimble Hollow and Spring Hill Roads. Taps will be \$2,938.00. The City is to be paid \$1,438.00 and property owners King and Walker are to be paid \$1,500.00. Contract expires June 11, 2003. - - **EXPIRED.**
- b. This type of contract is no longer permitted based on new line extension policy previously adopted as follows:

Water & Sewer Line Installation Policy
February 26, 1999
Amended June 11, 2001, September 27, 2002, April 28, 2003

Scope & Outline

The purpose of this policy is to establish guidelines and standards for potable water distribution lines and sanitary sewer collection lines that connect to city lines and will be owned and operated by the City of Calhoun, and to insure that all federal, state, county and City statutes are complied with, as relate to said line extensions. The City of Calhoun reserves the right to deny or approve any water or sanitary sewer line extension requests, based on the long-term maintenance requirements associated with the request. The primary purpose of the policy is to protect the economic and structural integrity of the water and sanitary sewer systems of the City of Calhoun.

Service Area

This policy shall not be subject to political boundaries.

Objectives:

- Provide a clear and concise description of the City of Calhoun water and sanitary sewer standards for water and sanitary sewer system design and construction.
- Provide guidance to developers and their engineers to facilitate compliance with said standards.
- Furnish standards that create development of a quality water and sanitary sewer infrastructure.

General Development Procedures

Service Availability

A developer or his authorized representative must request water and/or sanitary sewer service in writing, from the Director of Utilities. The request for service must include the proposed location of the development. A fee for flow tests will be submitted at this time. The developer or his representative will perform the flow test. This test will need to be scheduled with the Engineering & Inspection Department. If sanitary sewer service is also required, a fee for engineering services is required to be paid. This service will consist of site visits, manhole identification, etc.

Based on the results of the water flow test, the developer will have a State of Georgia licensed professional engineer calculate the amount of water available to the development. Based on these calculations, the engineer will determine whether or not there are sufficient flows to meet water usage. Fire protection requirements shall be determined by the developer's engineer and must meet all requirements as outlined under The City of Calhoun Fire Prevention and Protection Ordinance NO.736 or other jurisdictional requirements. The engineer must then submit a report in writing, describing the scope of the proposed development, average daily demands and peak demands and certify that the proposed development will not degrade available flows to an unacceptable level. Based on this report, the City may approve or deny the request for water service. Sanitary Sewer service requests will include a report that will enable the City to determine if the proposed development is compatible with existing city sanitary sewer infrastructure. The report will need to include elevations of the proposed development property in relation to existing sanitary sewer lines. Elevations must be tied to mean sea level or National Geodetic Vertical Datum. No assumed elevations will be accepted. Based on this report, the City may approve or deny the request for sanitary sewer service.

Design

Design of the development, materials used in the development, and workmanship of water and sanitary sewer lines shall comply with the City of Calhoun's water and sanitary sewer line installation specifications. The design for the development should be sufficient to accommodate the planned development and any future development that may occur on property owned by the developer at this location. All main water lines shall be minimum 6" and all main sewer lines shall be a minimum of 8 inches.

The City reserves the right to upgrade the design to accommodate future development on adjacent properties. The city will reimburse developer for additional cost associated with upgraded pipe sizes, pump stations, tanks, or sewer lift station based on the city's annual bid prices for these items.

Acceptable line sizes for potable water shall be 2" and larger with increasing size increments of 2 inches.

If the request for city water service is approved, the developer will submit to the City, two (2) copies of site plans showing the following:

- a. Street locations;
- b. Property line locations, with North arrow;
- c. Water pipe size and location;
- d. Location and size of gate valves, air release valves;
- e. Thrust blocks at all bends and tees;
- f. Location of all proposed fire hydrants;
- g. Existing water line locations, sizes and types of material;
- h. Detailed drawing of proposed water line tie-in to existing water mains;
- i. Locations of all water meters and water service lines, including sizes;
- j. Nearest existing water line valves;
- k. Pressure flow test results;

- l. Standard details complying to the City of Calhoun water and sewer specifications;
- m. Road bore and railroad bore locations and detail;
- n. DOT permits;
- o. Railroad permits;
- p. Any easements that will be needed for water lines crossing what is now or will be private property must be provided to the City by the developer;
- q. Scale to which plans are drawn;
- r. Soil and erosion control plan for water line connection;
- s. EPD Potable Water Submittal Form completed by a registered professional engineer, per EPD Drinking Water Rules and Regulations, Chapter 391-3-5.
- t. An itemized cost estimate and construction schedule;

If the request for sanitary sewer service is approved, the developer will submit to the City two copies of site plans, showing the following:

- a. Street locations;
- b. Property line locations with North arrow;
- c. Sanitary sewer pipe size and location (Sanitary sewer lines should not be placed in street, if possible;)
- d. Location of Manholes;
- e. Layout must include manhole numbers, line designations, flow direction arrows, street names and topography;
- f. Proposed storm drain crossings;
- g. Detail tie in of proposed lines with existing lines, as to elevation and invert direction;
- h. Manholes with outside drops;
- i. Slope, length and size of lines;
- j. Location in profile of sanitary sewer lines;
- k. Location of sanitary sewer service lines and taps;
- l. Location in profile of streams and storm drains that will be crossed;
- m. Easements must be 60 feet for construction purposes and 20 feet for the permanent easement;
- n. Standard Details complying with the City of Calhoun water and sanitary sewer specifications;
- o. Road bore and railroad bore location and details;
- p. DOT permits;
- q. Railroad permits;
- r. Scale to which plans are drawn;
- s. Soil and erosion control plan for sewer line construction;
- t. EPD Sanitary Sewer Submittal Form, filled out by registered professional engineer, per EPD Rules and Regulations for Water Quality Control, Chapter 391-3-6.
- u. An itemized cost estimate and construction schedule;
- v. Main line sanitary sewers shall be sized based on projected flows using 150 gal/day/acre with a peaking factor of 2.5 (Ten States Standard.)
- w. The following table shall be used to determine minimum pipe slope that will be allowed:

8" pipe	0.40% (shown as slope in feet per 10 feet)
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10" pipe	0.29%
12" pipe	0.22%
16" pipe	0.16%
18" pipe	0.12%
20" pipe	0.10%
24" pipe	0.08%
30" pipe	0.06%
36" pipe	0.05%

- x. Sanitary sewers 16" and larger shall be ductile iron pipe.
- y. Sanitary sewers shall be designed and installed so as to maintain a constant velocity of 2.0 feet per second.
- z. Sanitary Sewers exceeding 12% slope shall be ductile iron pipe with locking rubber gaskets. Where the slope exceeds 18%, pipe stabilization methods should include a concrete anti-seep collar. Sanitary sewers installed at depths exceeding fifteen feet (15') shall be ductile iron pipe.

Extension of Existing Facilities

If an existing water or sewer main must be extended, the developer will be required to reimburse the city for 50% of the cost for these extensions. These extensions can only occur on existing public right-of-ways or city owned easements. The City will make all main line tie-ins to existing water and sewer lines. The developer will be required to pay the City of Calhoun for the full cost of main line tie-ins to existing water and sanitary sewer lines.

The City will make the final decision to allow extension of its facilities and participate in the cost of said extensions. The Director of Utilities or Mayor and City Council will be responsible for such determination. All projects will be evaluated based on the City of Calhoun's best interest.

Easements

All water and sanitary sewer mains through out the development must be installed within the street right of way or on within dedicated easements. Easements must be platted and recorded as part of the subdivision or development plat. Easements must be a minimum of twenty feet (20') in width for water mains and twenty feet (20') in width for sanitary sewer mains. Dedicated easements for water or sanitary sewer mains are intended for these utilities respectively. Other utilities scheduled for installation within the easements must be a proved by the City of Calhoun Director of Utilities. No structures or buildings may be placed on aid easements.

The developer will be required to grant easements for future extensions of water and sewer lines to adjacent property lines or public right-of-ways.

Plan Review

At the time of plan submittal, a plan review fee will be paid to the City. This fee will be determined by the City and posted in the city fee schedule. The plan will

be reviewed by the City and may be approved or denied. If denied, the plan will be returned to the developer for revision. If approved, the plan will be returned to the developer to be sent to the EPD for approval.

Pre-Construction Meeting

Upon receiving EPD approval, the developer will set up a pre-construction meeting with the City and the contractor to be used. At this meeting, the developer will need to provide the City with two sets of plans, stamped approved by the EPD for the proposed development. In addition, a construction schedule for the proposed work will be needed. All work will be coordinated between the developer and the City to ensure proper notification and communication. The construction schedule for work should include the start date; finish date, daily work start times and work stop times. The developer of the project will keep the City aware of all progress made on the job. The work shall be installed to the specifications of the City of Calhoun.

The developer shall furnish his or her own materials and Utility Contractor. All Utility Contractors shall meet the Statutes set forth by the Georgia General Assembly as of June 30, 1994. This will require that contractors installing water or sanitary sewer mains shall hold all necessary licenses as described under O.C.G.A. 43-14-8.2, O.C.G.A. 43-14-8.3, O.C.G.A. 43-14- 8.4. At least one person with a minimum of a Utility Foreman's License must be present at all times during installation of water mains, sanitary sewer mains, and appurtenances.

Erosion Control

All developers will be expected to follow the best management practices, as prescribed in the Soil Conservation Service's Manual for Erosion and Sediment Control in Georgia when designing the soil erosion and sedimentation control measures for their development.

Permitting

After receiving the construction schedule for proposed work, an inspection fee will be calculated by the City using the city fee schedule. This fee will be based on 100% inspection of all work to be done in the development. The fee and all other related fees will need to be paid to the City and a "Water and / or Sanitary Sewer Installation Permit" issued before work can start on the Water lines and / or sanitary sewer lines. Inspections will include a review of materials used, method of installation, thrust blocking, protection and restoration of work area, type of bedding used, grade of pipe, backfilling, compaction, road and railroad ores, workmanship, testing etc. Should the project progress beyond the completion date as shown on the construction schedule additional inspection fees shall be paid by the developer. Any additional inspection fees must be paid prior to acceptance of water mains, sanitary sewer mains and appurtenances.

Prior to any installation of water mains and / or sanitary sewer mains, the developer shall submit to the City of Calhoun Engineering Inspection

Department, copies of receipts indicating payment of all fees related to water and / or sanitary sewer service for the proposed development. Upon receiving copies of the receipts, the City of Calhoun Engineering Inspection Department shall issue a “Water and / or Sanitary Sewer Installation Permit.” **Any water or sanitary sewer mains installed prior to the issuance of a “Water and / or Sanitary Sewer Installation Permit” within the proposed development or installed on public rights-of-way by the developer’s contractor shall not be accepted by the City of Calhoun.**

Inspection and Testing

Inspection and testing of all work performed will be required. These tests will include Hydrostatic testing of water lines, disinfection of water mains, low-pressure testing of sanitary sewer lines and vacuum testing of manholes. The developer, in the presence of the City Inspector, will perform all tests. The developer or contractor shall give a 48-hour notice prior to any testing. These tests are outlined in the specifications for water and sanitary sewer line installation. Taps necessary for testing water mains shall be installed by the developer’s contractor. Taps paid for by the developer and to be installed by the City of Calhoun shall not be installed by the City of Calhoun until the water and/or sanitary sewer mains are accepted by the City of Calhoun.

Developers will be required to pay for bacteriological analysis under Section 1; Water Distribution Systems, Part 3, 3.16, F.

Final Acceptance

The City of Calhoun shall not accept any water or sanitary sewer mains until the following criteria are met: All testing must be complete and approved by the City of Calhoun Engineering Department, The Developer has submitted complete as-built drawings (as-built drawings must have accurate locations of water mains, valves, fire hydrants and service crossings by means of dimensions or station and offset from centerline of roads, depth of water mains (if < / > than minimum depth as stated in the specifications), Sanitary sewer manhole locations by means of dimensions or station and offset from centerline of roads, sanitary sewer invert elevations and sanitary sewer tap locations), and all fees associated with the review and inspection of the water and sanitary sewer mains are received by the City of Calhoun.

All water line installations on existing public owned rights-of-way, which existed prior to the date of this policy, shall be installed by the City of Calhoun, with reimbursement to be paid by the developer to the City. Reimbursement for extensions on existing publicly owned rights-of- way or easements will be based on a rate of 50% of the extension cost.

Prior to the acceptance of any water mains and / or sanitary sewer mains by the City of Calhoun, the developer shall furnish copies of all easement plats (suitable for recording) and a letter indicating the actual cost of installing the water mains and / or sanitary sewer mains within the development.

Warranty

Developers will be responsible for any repairs due to workmanship or materials, for a period of one year after the water and/or sanitary sewer line has been accepted by the City.

Connection Fees

Developers will also be required to pay water and / or sanitary sewer connection fees based on the current fee schedule of the City of Calhoun.

14. **Surplus Electric Poles:**
 - a. \$.50 per foot for pole of medium to poor condition.
 - b. \$1.00 per foot for poles of good (preferred) condition.

15. **Septic Waste Disposal Permit Fees:**
 - a. \$50.00 maximum for 1,000 gallons.
 - b. Disposal tickets required prior to dumping at wastewater treatment facility, dumping only under supervised/regulated conditions.
 - c. Disposal tickets available for purchase at City Hall.

16. **Cemetery Fees and Purchase Price (effective July 1, 2001:)**
 - a. Cemetery spaces will be sold for \$400.00 per space (4' x 12') at Fain and Chandler Cemeteries.
 - b. All of the increase in price per space shall be applied to the Cemetery Trust Account.
 - c. Burial Deed shall be issued by the City, executed by the Mayor and Clerk for spaces when full purchase price has been paid.
 - d. Rates remain \$400.00 per grave space, with \$250.00 to be applied to the Cemetery Trust account.

17. **Street Department Miscellaneous Fees:**
 - a. **Demolition of Condemned Property by City:** Cost plus 10%.
 - b. **Installation of Storm Drainage:**
 - 1) Storm drainage will be installed on public right-of-ways only.
 - 2) Residential: City will charge no fee for installation, provided resident purchases coated metal pipe at current cost plus 15%.
 - 3) Industrial and Commercial: Cost of material and installation, plus 15%.
 - c. **Utility Patching (City Streets):** A charge of \$60.00 per square yard for street patching due to damage by other utilities, developers, etc.
 - d. **Sidewalk Patching:** material plus labor cost.
 - e. **Sidewalk and Driveway Entrance:** material plus labor cost.
 - f. **Delivery of Mulch (Chips):** Fee of \$20.00 per truck load.
 - g. **Animal Control Fees:**
 - 1) Sales\$50.00
 - 2) Boarding.....\$5.00 per day
 - 3) Pick Up Fee (Animals without tags).....\$5.00
 - 4) Violations of leash regulations:
 - a) First Warningno fee
 - b) Second Warning.....\$25.00

- c) Third Warning.....\$50.00
- d) Fourth Warning.....Notice to appear in Municipal Court-
The Judge will set the fee.

REGULATORY LICENSE FEES

18. Circuses, Carnivals and Public Exhibitions:

- a. **Definitions:** as used in this division, the following terms shall have the respective meanings ascribed to them:
 - 1) **Carnival:** Amusement activities, rides, merry-go-rounds, booths for the conduct of games of skill, food dispensing and sideshows.
 - 2) **Public Exhibition:** Circuses, menageries, sideshows, and other similar itinerant amusement enterprises which are open to the public and for admission to which fee is charged.
- b. **License Required:** No person shall conduct or operate a circus, carnival, or public exhibition without having first obtained a license from the City Clerk.
- c. **License Fees:** The business license fee imposed on each circus, carnival, or public exhibition operating within the City shall be \$100.00 for one inspection by police, fire, and electrical inspectors. Additional inspections will be \$33.00 for each separate inspection.
- d. **Conditions of Issuance:** No license under this division shall be issued until the following conditions have been met:
 - 1) The operator and sponsor of the circus, carnival, or public exhibition have each assumed full responsibility for maintaining order and for keeping the site clean and free of trash, papers, and other debris, and have placed trash containers in adequate number and in convenient locations for the use of the public;
 - 2) The premises have been inspected by police, fire and electrical inspectors of the City and operators have exhibited a State license indicating compliance with State regulations.
 - 3) The applicant has placed on file with the City Clerk, one or more certificates of insurance indicating there is in effect public liability insurance covering any damages arising out of the use and operation of any devices and facilities operated in connection with such carnival or exhibition. Such insurance shall be in the minimum amount of one hundred thousand dollars (\$100,000.00) for each person, and three hundred thousand dollars (\$300,000.00) for each accident.

19. Taxicab and Limousine Operators:

- a. Each person who engages in the business of operating one or more taxicabs or limousines in the City shall obtain a license from the City Clerk.
- b. **Application – General:** Application for a license shall be made, and such application shall contain the following information in addition to general information:
 - 1) The experience of the applicant in the transportation of passengers;
 - 2) Any facts which the applicant believes tend to prove that public convenience and necessity require the granting of a license;
 - 3) The number of vehicles to be operated or controlled by the applicant and the location of proposed depots and terminals.

- c. **Review:** In considering whether to grant or deny a taxicab license to an applicant, for such license, the governing body shall take into account the number of taxicabs or vehicles already in operation; whether existing transportation is adequate to meet the public need; the probable effect of increased service on local traffic conditions; and the character, experience, and responsibility of the applicant.
- d. **Bond Required:**
 - 1) Before any license shall be issued for engaging in the taxicab or limousine business, the applicant for such license shall file with the City Clerk an indemnity bond for each vehicle authorized, in the amount prescribed by the governing body for bodily injury to any one person; in the amount so prescribed for injuries to more than one person which are sustained in the same accident; and in the amount so prescribed for property damage resulting from any one accident. Said bonds shall be executed by the applicant, as principal, and two (2) sureties upon which service of process may be made in the State and which shall inure to the benefit of any person who shall be injured or who shall sustain damage to property proximately caused by the negligence of the applicant, or applicant's servants or agents. The required bond schedule shall be on file in the office of the City Clerk.
 - 2) The City Council may, at its discretion, allow the applicant to file, in lieu of a bond, a liability insurance policy issued by an insurance company authorized to do business in the State, provided that such policy conforms to the provisions of this section relating to bonds.
- e. **License Fee:** The annual license fee for each person engaged in the business of operating taxicabs or limousines in the City shall be \$75.00, plus \$20.00 for verification of each driver and issuing individual driver's permits.
- f. **Driver's License and Permit Required:** No person shall operate a taxicab or limousine for hire upon the streets of this municipality and no person who owns or controls a taxicab shall permit it to be so driven, and no taxicab licensed under the provisions of this division shall be driven at any time for hire, unless the driver of said taxicab shall have first obtained and shall have then in force a valid motor vehicle driver's license, issued by the State, and a valid taxicab driver's permit issued by the municipality, as provided herein.
- g. **Driver's Permit Application:**
 - 1) **Filing, etc.:** An application for a taxicab driver's permit shall be in writing, and filed with the City Clerk, and such application shall be verified under oath and shall contain the following information:
 - a) The names and addresses of four (4) references who will vouch for the sobriety, honesty, and general good character of the applicant;
 - b) The experience of the applicant in the transportation of passengers;
 - c) The educational background of the applicant.
 - 2) **Police Investigation of the Applicant:** The Chief of Police shall cause to be made an investigation of each applicant for a taxicab driver's permit. Such investigation shall be made to determine the moral character and fitness of the applicant, as well as the applicant's knowledge of the City and all traffic regulations therein. A report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application.

- 3) **Consideration of application:** The City Clerk or Chief of Police shall, upon consideration of the application and the reports required to be attached thereto, approve or reject the application. If the application is rejected, the applicant may request a personal appearance before the governing body to offer evidence why the application should be reconsidered.
- h. **Provisional Driver's Permit:** Notwithstanding any other provision hereof, until such application for a taxicab driver's permit is formally acted upon by the governing body, a provisional taxicab driver's permit may be issued to such applicant by the City Clerk, upon approval of the Chief of Police, following a preliminary investigation into the driving record or history of said applicant, provided such applicant shall have and possess a valid motor vehicle driver's license issued by the State.
- i. **Persons Precluded from Obtaining Driver's Permit:** No individual shall be permitted to obtain a City permit to operate any taxicab or vehicle for hire who has been convicted of a crime involving moral turpitude, or having violated any law or ordinance dealing with, having, possessing, selling or drinking intoxicating liquor, wine or beer.
- j. **Forfeiture of Driver's Permit for Certain Acts:** Any person to whom a driver's permit has been granted to operate a taxicab or car for hire shall immediately forfeit the permit upon being found in possession of any intoxicating liquor, wine or beer, in any taxicab or car for hire which such person may have a license to operate, except where the same is found upon the passenger in a passenger's luggage or effects.
- k. **Issuance of Driver's Permit, Photograph:** Upon approval of an application for a taxicab driver's or vehicle for hire permit, the chief of police shall issue a permit to the applicant which shall be signed by the Chief of Police, and set forth the name, address, age and signature of the applicant. The Chief of Police shall procure or cause to be produced two (2) photographs of such applicant, one of such photographs to be retained by the Chief of Police in the files of the Police Department and the other to be attached to the taxicab driver's permit.
- l. **Display of Driver's Permit:** Every taxicab driver licensed under this section shall post such taxicab driver's permit in such a place as to be in full view of all passengers while such driver is operating a taxicab.
- m. **Duty of Driver to Comply with City, State and Federal Laws:** Every driver licensed under this division shall comply with all city, state and federal laws. Failure to do so will justify the suspension or revocation of the taxicab driver's permit or the vehicle for hire permit.
- n. **Designation of Taxicabs:** Each taxicab shall bear on the outside of each rear door and on the rear of the vehicle, in painted letters not less than three (3) inches high, the name of the company or individual owning or operating the vehicle and the work "taxicab" and, in addition, may bear an identifying design approved by the Chief of Police.
- o. **Receipts for Fares:** The driver of any taxicab shall, upon request by the passenger, render to such a passenger a receipt for the amount charged, either by a mechanically printed receipt or by a specially prepared receipt, on which shall be the name of the owner, license number or motor number, amount of the meter reading or charges, and the date of the transaction.

- p. **Accidents:** All accidents arising from or in connection with the operation of any taxicabs or vehicles for hire which result in death or injury to any person, or in damage to any vehicle or to any property in an amount exceeding the sum of twenty-five dollars (\$25.00) shall be reported within twenty-four (24) hours from the time of occurrence to the Police Department.
- q. **Refusal of Passenger to Pay Legal Fare:** It shall be unlawful for any person to refuse to pay the legal fare of any taxicab after having hired the same, and it shall likewise be unlawful for any person to hire any taxicab with the intent to defraud the person from whom it is hired of the value of such service.
- r. **Limit on Number of Passengers:** All motor vehicles engaged in the transportation of persons for hire within the City shall carry no more than four (4) persons per seat in said motor vehicle at any one time, except, however, said motor vehicle may carry no more than three (3) persons, including the operator of the vehicle, on the front seat, or driver's seat, at any one time.
- s. **Compliance with State Law Required:** All motor vehicles engaged in the transportation or persons for hire within the City shall be in compliance with all appropriate state laws and regulations covering said class of vehicles.

20. **Tattoo Artists:**

- a. Each person who engages in the business of operating one or more tattoo offices in the City shall obtain a license from the City Clerk.
- b. Application for a license shall be made and such application shall contain the following information: name, home address, location of business, telephone number, social security number, names and same personal information on employees, prior location, number of years in the business, list of types of equipment, copy of state permit or health permit (if required by any state office,) and prior criminal report if any.
- c. Applicant must register with the Police Department listing their name and location, and must notify its location changes within the City.
- d. Applicant must be located in an area designated (zoned) as a business area.
- e. Applicant must agree to meet all state and federal requirements.
- f. The annual license fee shall be one hundred dollars (\$100.00.)

21. **Shooting Galleries and Firearm Ranges:**

- a. Each person who engages in the business of operating one or more galleries or ranges within the City shall obtain a license from the City Clerk.
- b. Application for a license shall be made and such application shall contain the following information: name, home and business address,, telephone number, social security number, list of employees and same personal information as applicant, copy of state license, copy of federal fire arms permit (if applicable,) and copy of liability insurance policy.
- c. Applicant must register with the Police Department, listing their name and business location. Applicant must notify the police of any change of location within the City. Applicant must file copies of all current state and federal permits. Applicant shall agree to police background check.
- d. Applicant must provide proper galleries and ranges designed to protect the public and participants, and must comply with all building, fire, plumbing and electrical codes.
- e. Galleries and ranges are to be located within areas zoned for business operations.

- f. Applicant must agree to meet all state and federal requirements.
- g. The annual license fee shall be one hundred dollars (\$100.00.)

22. **Scrap Metal Processors:**

- a. Each person who engages in the business of operating a scrap metal process in the City shall obtain a license from the City Clerk.
- b. Application for a license shall be made and such application shall contain the following information: name, home address, business address, telephone number, type zoning for business location and hours of operation.
- c. Location must meet all building, fire, electrical and zoning codes, and the noise level must be within required levels for the area and the type of operation.
- d. Materials located at the site must be processed and relocated within a maximum of thirty (30) days.
- e. Application and addresses of all parties who sell to the applicant should be available for police inspection at any time.
- f. Applicant must agree to meet all state and federal requirements.
- g. The annual license fee shall be one hundred dollars (\$100.00.)

23. **Pawnbrokers:**

- a. **License Required:** Each pawnbroker doing business within this municipality shall be required to obtain a license from the City Clerk in the manner specified.
- b. **License Fee:** The annual business license fee for each pawnbroker doing business in this City shall be \$400.00.
- c. **Review of Application:** no action on any application for a pawnbroker's license shall be taken by the governing body until the Chief of Police has reviewed such application and forward a recommendation thereon to the City Clerk in the manner specified.
- d. **Limitation of Issuance:** no pawnbroker's license shall be issued to any person who has been convicted of the offense of receiving stolen goods or of burglary or robbery.
- e. **Records:** each pawnbroker licensed hereunder shall furnish to the Police Chief each week a list of every article pledged with such pawnbroker or sold to such pawnbroker during the previous week, giving a full and accurate description of the article, from who it was received, and the hour of the day received.
- f. **Weapons:** no pawnbroker shall receive as a pledge or purchase any revolver, pistol, blackjack, or sawed-off shotgun, and no pawnbroker shall display in such pawnbroker's window or shop any such weapons for sale, without proper state and federal permits.
- g. **Minors:** no pawnbroker shall have any business dealings as a pawnbroker with a minor, nor shall a pawnbroker's license be issued to a minor, nor shall a pawnbroker employ a minor to assist in the business.
- h. **Stolen Goods:** it shall be the duty of every pawnbroker to report to the police any article pledged with the pawnbroker, or which is sought to be pledged with such pawnbroker, if such pawnbroker shall have reason to believe that the article was stolen, or lost and found by person attempting to pledge it.

24. **Firearm Dealers:**

- a. Each firearm dealer doing business within the City of Calhoun shall be required to obtain a license from the City Clerk in the manner specified.

- b. License application and copies of federal and state licenses are to be filed with the City Clerk.
- c. Firearm dealers are to be registered with the City Police Department of Calhoun with copies of federal and state licenses to be filed. A criminal history is to be produced following written consent of applicant.
- d. Fingerprints and the past five years' firearm dealer history is to be filed with the Calhoun City Police Department.
- e. No action on any application for a fire arm dealer shall be taken until the governing body has reviewed the application and police report.
- f. No firearm license shall be issued to any person who has been convicted of a felony crime.
- g. The annual license fee for each firearm dealer shall be four hundred dollars (\$400.00.)
- h. A monthly report of the sales or trades of firearms are to be filed with the City Police Department for cross checking of stolen property locally and state wide.

25. **Peddlers:**

- a. **Definition:** any person, whether a resident of this city or not, traveling by foot, wagon, automotive vehicle, or any other type of conveyance from place to place, from house to house, from street to street, carrying, conveying, or transporting goods, wares, merchandise, meats, fish, vegetables, fruits, garden produce, farm products, or provisions, who offers and exposes the same for sale, or who, without traveling from place to place, sells or offers the same for sale from a wagon, automotive vehicle, railroad car, or other vehicle or conveyance.
- b. **Non-residents selling goods within the City are subject to the same regulations and license requirements as residents.** Any non-resident person engaged in soliciting and selling in the City any goods, wares, merchandise or commodities and delivering same, at time of sale by wagon, truck or other vehicle or manner, other than by public carrier in the usual course, shall be subject to the same license as prescribed and fixed in these ordinances for residents doing a like business in the City and subject to the same regulations and penalties as resident dealers.
- c. **License of Peddlers and Itinerant Merchants - - Requirements:** Each peddler and itinerant merchant who does business within this municipality shall obtain a license from the City Clerk in the manner specified.
- d. **Exemptions:** Section 12-122 shall not be applicable to traveling sales persons or nonresident merchants as provided in the Official Code of Georgia Annotated (O.C.G.A.) §48-5-354, nor to newspaper delivery persons or sales persons, nor to bona fide merchants who merely deliver goods in the regular course of business, nor to a bona fide charitable, religious or philanthropic organizations, nor to persons selling agricultural products or implements, or flower pots or jugs, as provided in O.C.G.A. §43-32-6.
- e. **License Application:** Application for a license shall contain the following additional information:
 - 1) The places in the City where applicant proposes to carry on applicant's business and the length of time contemplated for the conduct of said business;

- 2) The places within the last six (6) months, other than the permanent place of business of applicant, where applicant had conducted a transient business;
 - 3) A statement of the nature, character and quality of goods, wares or merchandise to be sold or offered for sale in the City by applicant; and
 - 4) A brief statement of the nature and character of any advertising done or proposed to be done in connection with the conduct of applicant's business.
- f. **Bond:** before any license shall be issued for engaging in a transient or itinerant business as provided in this section, the applicant shall file with the City Clerk a bond to the City in the sum prescribed by the governing body (\$500.00,) filed in the office of the City Clerk, executed by the applicant as principal, and two (2) sureties upon which service of process may be had in the state; said bond to be conditional upon the applicant complying fully with all of the provisions of the ordinances of this City and the statutes of the State regulating and concerning the sale of goods, wares and merchandise, and will pay all judgments rendered against applicant for any violation of said ordinances or statutes, together with all judgments and costs that may be recovered against applicant by any persons for damage growing out of any misrepresentation or deception practiced on any person transacting such business with such applicant, or applicant's agent or employee.
- g. **License Fees:** The business license for each peddler doing business in the City shall be thirty-five dollars (\$35.00.)
- h. **Exhibiting License:** all persons obtaining a peddlers license shall exhibit such license at the request of any citizen.
- i. **Magazine and Publication Solicitors - - License Required:** it shall be unlawful for any person to go door-to-door or to canvass the City soliciting subscriptions to any magazine, book, literature or publication of like nature without have first obtained a license from the City Clerk in the manner specified.
- j. **License Fee:** the fee for such license to peddle or solicit such subscriptions for literature shall be fifty dollars (\$50.00.)
- k. **Bond, Registration and Fingerprinting:** Before the City Clerk shall issue a license to sell, solicit, or canvass for such literature, the applicant for said license shall meet the following conditions:
- 1) **Bond:** applicant shall file or post a bond with the City Clerk in the amount prescribed by the governing body (\$1,000.00) and filed in the office of the City Clerk in the form of cash or a surety bond issued by a commercial insurance company registered with the Insurance Commissioner or Comptroller of the State and authorized to do business in the State, for each person desiring to sell, solicit or canvass for such literature.
 - 2) **Registration:** each person desiring to sell, solicit or canvass for such literature shall register such person's name and address with the City Clerk at least one week in advance of the date of such desired solicitation or canvassing.
 - 3) **Fingerprinting:** each person desiring to sell, solicit or canvass for such literature shall be fingerprinted by the Police Department prior to the issuance of such license.
- l. **Peddling in Streets:** It shall be unlawful for any person to display, advertise, offer for sale, or peddle any merchandise of any kind whatsoever, including

perishable food items, from any contrivance or motor vehicle upon the public streets of the City, from curb to curb, including the designated parking spaces located on said public streets between the curbs.

- m. **Soliciting in Streets:** in fundraising or solicitation, charitable or otherwise, the use of roadblocks or canvasses of vehicles upon the public streets of the City is prohibited. Under no circumstances may any person solicit funds from or distribute literature to occupants of any vehicles traveling upon the public streets of this City.
 - n. **Stands, Contrivances for Street Sales – Permit Required:** it shall be unlawful for any person to erect stands or other contrivances to be used as a place to sell or advertise goods, wares or any other kind of merchandise or anything else on which a price would be asked, on any street, alley or other place controlled by the City, except by special permit of the governing body.
 - o. **Advertising Sales in Public Places – Permit Required:** it shall be unlawful for any person to advertise any patent or proprietary medicine or any other article of merchandise of any kind upon the public squares, the public streets, alleys or other places in the City by lecture, special entertainment, concert or other like manner without first obtaining the written permission of the governing body.
26. **Hypnotists, Handwriting Analysts, Fortune Tellers:**
- a. Each hypnotist, handwriting analyst and fortune teller shall be required to obtain a license from the City Clerk in the manner specified.
 - b. The application for each shall include the applicant's past five years of professional activity and locations, in addition to the general information required.
 - c. The applicant for a hypnotist, handwriting analyst or fortune teller shall file a notice of location with the City Police Department in addition to authorizing a criminal history report and fingerprinting.
 - d. Applications and police information will be forwarded to the governing authority for review prior to authorizing a license.
 - e. No license shall be granted to an applicant who has been convicted of a felony crime.
 - f. An applicant will only be approved for a location in a commercial area.
 - g. The fee for the license shall be one hundred dollars (\$100.00) for each location.
27. **Burglar and Fire Alarm Installers and Locksmiths:**
- a. Each burglar and fire alarm installer or locksmith shall be required to obtain a license from the City Clerk in the manner specified.
 - b. The applicant shall file an application with the City Clerk. The application will include the past five years of professional activity in addition to general information.
 - c. The applicant shall file a notice of the office location with the police department in addition to authorizing a criminal history report and fingerprinting. A list of employees, social security numbers and addresses shall be filed.
 - d. Applications and police information will be forwarded to the governing authority for review prior to authorizing a license.
 - e. No license shall be granted to an applicant who has been convicted of a felony crime.
 - f. Each approved applicant shall file updated reports of new employees, their social security numbers and addresses with the Police Department.

g. The fee for the license shall be one hundred dollars (\$100.00) for each location.

28. **Amusement Machine Owners – Regulated by the State of Georgia.** A regular business license is required by the City of Calhoun.


Adopted this the 22nd day of March 2004.

CITY OF CALHOUN, GEORGIA



James F. Palmer, Mayor

Attest:



Cathy Harrison, City Administrator

**CITY OF CALHOUN
GEORGIA**

RESOLUTION

WHEREAS, the City of Calhoun has surveyed the west area of the city, between McConnell and River Street, Line Street and Oothcalooga Street, and has determined the need for infrastructure improvements (water, sewer, fire protection); and

WHEREAS, the area is eligible for assistance through the Georgia Department of Community Affairs Community Development Block Grant (CDBG) program; and

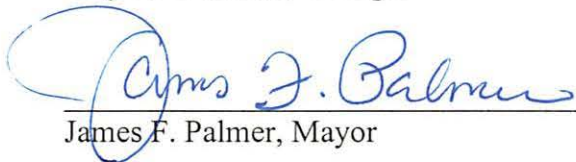
WHEREAS, the CDBG will require a local match in funding for the project in the amount of \$510,000.00;

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Calhoun hereby approve the filing of a CDBG application, authorize the Mayor to sign all required documents, and authorize the local match, as needed;

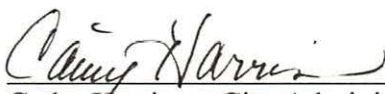
BE IT FURTHER RESOLVED, the city Budget Officer is authorized to include the project in the upcoming fiscal year 2004-2005 budget.

ADOPTED this the 22nd day of March 2004.

City of Calhoun, Georgia


James F. Palmer, Mayor

Attest:


Cathy Harrison, City Administrator