

**CITY OF CALHOUN  
REGULAR CITY COUNCIL MEETING  
DEPOT COMMUNITY ROOM  
109 SOUTH KING STREET  
NOVEMBER 13, 2000 - 7:00 P.M.**

**MINUTES**

**PRESENT: James F. Palmer, Mayor  
Ronald H. Woods, Mayor Pro Tem  
John D. Shelton, Jr., Senior Councilman  
Ray M. Denmon, Councilman  
Lorene Potts, Councilwoman**

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

1. Mayor Palmer called the meeting to order, welcomed everyone in attendance and gave the invocation.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Minutes of the October 23, 2000 regular City Council meeting were approved as written.
4. Mayor's Comments:
  - a. Mayor Palmer congratulated the Calhoun High School Yellow Jackets in their efforts in the state playoffs.
  - b. Mayor Palmer congratulated those winners in the recent election, including the county commission members with whom the city most often coordinates their efforts, Leonard Burroughs, George Townsend and Alvin Long. He also congratulated Jerry Davis on his election as sheriff. Mayor Palmer stated contrary to perception, there are many occasions in which the city and county officials work closely together in order to provide services that are needed for all the citizens. He stated in this regard, he expressed appreciation to J. C. Maddox, Charlie Ralston and to Ron Free for their efforts over the last several years. Mayor Palmer expressed appreciation to the many citizens who took the time and especially those who had to stand in line to vote.
  - c. Mayor Palmer requested a motion to approve the D.O.T. contracts for repaving a portion of C. L. Moss Parkway and to authorize the Mayor to sign. This section of repaving would be from the water plant to the Henderson Bend Road intersection. Mayor Pro Tem Woods made a motion to approve the contract and authorize the Mayor to sign, second by Councilman Denmon, with Mayor Pro Tem Woods, Councilman Denmon, Councilman Shelton and Councilwoman Potts voting affirmatively, motion carried.
  - d. Mayor Palmer reminded the public of the Mayor's Day motorcade on December 12, in which he and members of the Council would be transporting Christmas

- gifts to the patients at Northwest Regional Hospital. He stated any citizens who wished to participate may leave gifts at City Hall between now and December 12.
- e. Mayor Palmer reminded the Council of the hearing on the beer package license request of Michael Slade Walters for the former ABC Liquor Store at 767 Highway 53 East S.E. on November 27, 2000 at 7:00 P.M.

5. Council Comments:

a. Mayor Pro Tem Woods stated:

- 1) The electric department sold 29,774,388 kWh of electricity during the month of October to a customer base of 4,278. They provided 28 inspections, issued 24 permits and set 6 meters.
- 2) The electric construction crews continued projects for Greenbriar Apartments, Eastgate Apartments, Forest Avenue Apartments, Heritage Hills Condominiums, Quail Run Subdivision. Several new commercial projects, such as the Stepp development on Curtis Parkway and Office Depot, are in various stages of engineering. The Kerry baking plant engineering and design is complete, with service planned for November completion. Multiple new services have been completed or are in the process of being completed at Deerfield Subdivision and Maplewood Subdivision, and street lighting for most of these projects, as well.
- 3) Calnet crews are completing the computer interface projects, including hardware and software installations for deploying the new internet service. The downtown area is cabled for high-speed internet service, with Starr-Mathews and Blue Ridge Professional Services now on the system. A test installation will be at the Chamber of Commerce and will be available for anyone to check.
- 4) The generator has not operated since September. Gas prices continue to rise, which affects the start-up level referred to as the strike price. The system has been winterized.
- 5) The contract crew for the annual tree clearing has been completed, as per our budget. The electric department expressed appreciation for the support from the general public.

b. Councilman Shelton stated:

- 1) The police department made 687 cases in the month of October with projected fines of \$133,751.00. Of the 687 cases, 16 were DUI's. They issued 461 warnings and collected \$135,218.00 in fines from previous arrests. They investigated 471 incidents, 113 accidents, provided 73 escorts and responded to 122 alarms. It was an extremely busy month for the police department.
- 2) The fire department responded to 69 calls with an estimate of \$5,800.00 in damages. Of the 69 calls, 32 included accidents that required emergency assistance. They provided 32 inspections and training at most of the area schools and several day care centers. It was also a busy month for the fire department.
- 3) Councilman Shelton read a resolution commending Police Captain Larry Bowen for his 30 years of service with the City of Calhoun. Councilman Shelton made a motion to adopt the resolution, second by Councilman Denmon, with Councilman Shelton, Councilman Denmon, Councilwoman

Potts and Mayor Pro Tem Woods voting affirmatively, motion carried. Mayor Palmer presented a gold watch to Captain Bowen and also congratulated him on his 30 years of service.

c. Councilman Denmon stated:

- 1) The water treatment plant pumped an average of 12.128 million gallons per day of raw water. Well #3 pumped a daily average of 1.4 MGD of water for disbursement into the city's water system.
- 2) The waste treatment plant treated a daily average of 7.25 million gallons per day with the average BOD effluent of 13, the average suspended solids of 20 and the average COD effluent of 116.
- 3) The water and sewer construction department completed 42 water taps and 4 sewer taps. They updated and rerouted water lines along Russell Hill Road, the Dews Pond Road and Curtis Parkway intersection, and Apple Road. Work continued on the Carters Lake water lines, which are being installed at the request and by payment from the Corps of Engineers.
- 4) The building inspection department issued 68 permits during the month for estimated construction of \$3,677,938.00. The construction consists of 8 residential apartments for \$1,142,000.00 in construction. It also included housing, commercial and industrial construction. The building inspection department also performed 190 inspections.

d. Councilwoman Potts stated:

- 1) The street department picked up 2,200 cubic yards of brush and leaves. The street sweeper cleaned 67 miles of curb and gutter. They bush-hogged at the airport and around the electrical line right-of-ways. The street department hauled 106 loads of stone, put up signs and completed 47 shop work orders. They worked 40 man-hours at the Eastside School, digging out utility cuts and patching at new mobile units. They used 55 tons of asphalt on the job. They dug out and patched on Flora Drive, Iris Way, Tulip Way and Iris Place, getting streets ready to pave. They used 19 tons of asphalt on this job. They then paved Iris Way, Tulip Way, Lilac Way, Iris Place, Flora Drive and Holly Drive to the intersection. They dug out, formed, poured and landscaped 19 handicap ramps and replaced 223 feet of sidewalks on Line Street, McConnell Road, Court Street and Woodland Avenue, using 35 cubic yards of concrete. They hauled 25 loads of topsoil to the cemetery stockpile pavilion. They started work on a 50 by 75 foot parking lot addition at Fire Station #2, with the grading and base work complete.
- 2) The sanitation department ran their commercial trash routes and serviced and maintained their vehicles. They gained one 4-yard, two 6-yard and one 8-yard dumpster accounts.
- 3) The Parks Department cut grass, trimmed, raked and picked up trash at all city facilities including, right-of-ways and at water tank sites throughout the county. They worked 128 man-hours, building steps and hand rails for new mobile units at Eastside and Calhoun Elementary School.
- 4) The Cemetery Department marked and supervised the opening and closing of 18 gravesites. They provided routine maintenance at Fain and Chandler Cemeteries and had a total of 17 gravesite sales.

- 5) The Safety Committee inspected the water treatment plant during the month of October. They were happy to report there were no workers' comp accidents and no vehicle accidents during the month.
- 6) The animal control department housed 26 dogs and 12 cats during the month. They issued 3 first warnings for leash law violations, responded to 60 customer inquiries and disposed of 2 deer, 5 opossums, 2 skunks, 1 chicken, 6 raccoons and returned 6 cows to their owners during the month.
- 7) Councilwoman Potts stated earlier, she had reported the Golf Advisory Commission had recommended the snack bar contract with Ms. Becky Lanier be extended and at this time, she would make that in the form of a motion. The motion was seconded by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.

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 needed to file a disclosure statement regarding ownership or special interest in any of the agenda items. Mayor Pro Tem Woods stated he had a special interest in items 1 and 2 and that he would refrain from discussion or voting on both matters. Mayor Palmer stated the first two items would be coupled together, since the properties are related.
  - 1) Mayor Palmer gave a second reading of a zoning change request from I-H to R-2 zoning by Dyetron, Inc. for 16.26 acres on Jolley Road.
    - a) A public hearing was opened.
    - b) Harrison reported that notices had been sent to adjoining property owners, signs had been placed on the property and notices had been published in the local legal organ.
  - and 2) The second matter was a zoning change request from I-H to R-2 zoning by Stanley Simpson for 4.779 acres on Jolley Road.
    - a) A public hearing was opened.
    - b) Harrison reported that notices had been sent to adjoining property owners, signs had been placed on the property and notices had been published in the local legal organ.
    - c) Mayor Palmer inquired about the report of the Zoning Advisory Board. Councilwoman Potts stated these two matters had been heard by the Zoning Advisory Board on November 9, 2000 at 4:30 P.M. The Zoning Advisory Board had recommended a zoning change from I-H to R-2 on both tracts, provided a transportation study and a hydrology study be provided, as well as complying with all codes.
    - d) Mayor Palmer inquired if there were any comments from the applicant. Stanley Simpson, representing both Dyetron and himself, stated the property is located off Jolley Road. It has been

zoned I-H since 1976 as requested by the former owner, Harry Bennett, who annexed the property in order to enroll his son in Calhoun High School. He stated he purchased the property in the 1980's and had promoted it over the years but had been unable to successfully develop the property. He stated the property has sewer. It is 3 miles from a fire station. Jolley Road is not a through street. He donated property for a cul-de-sac on the north side of the railroad for safety concerns. He stated there was other property owned by Jack Knight, which was recently zoned R-2 in the immediate area. Mr. Knight had also come to the same conclusion, that the best way to develop the property would be for housing units.

- e) Mayor Palmer then inquired if there were other comments.
- f) Mr. Greg Vidal stated he is a representative of Regal Residence located on Jolley Road and while he and his associates are excited about the growth, they are also concerned about the congestion on Jolley Road and at the intersection of Jolley Road and Mauldin Road. He stated there are seniors who walk on Jolley Road and it is a very narrow street. He stated he would be willing to donate right-of-way on their property for installation of a sidewalk. He also inquired if there were plans for a traffic signal at Mauldin Road. He stated Jolley Road is only 15 feet in width in the paved area and the section needs to be widened to double that width.
- g) Attorney Bailey stated that in the work session, there was discussion regarding the proposed amendments to the city's zoning ordinance and some of the discussion involved interpretation of R-2 zoning, as it relates to single family housing. He stated it was the consensus of the Council that any single family housing associated with this project would need to adhere to the city's current size of 15,000 square feet per lot, or, if they wish to have a smaller lot size for any single family housing, they would need to request a variance.
- h) There were no other comments and the hearing was closed.
- i) Councilwoman Potts made a motion to waive the third and fourth readings and to approve the zoning change from I-H to R-2 on item 1, with the understanding that a transportation study, a hydrology study, and compliance with all codes would be required. Also, should R-1 development be desired in the R-2 zoning, it would adhere to the 15,000 square foot lot size, as per the current code, unless a variance for a smaller lot size was requested and approved. The motion was seconded by Councilman Denmon, with Councilwoman Potts, Councilman Denmon and Councilman Shelton voting affirmatively, motion carried. Mayor Pro Tem Woods abstained.
- j. Councilwoman Potts made a motion to waive the third and fourth readings and to approve the zoning change from I-H to R-2 on item 2, with the understanding that a transportation study, a hydrology study, and compliance with all codes would be required. Also,

should R-1 development be desired in the R-2 zoning, it would adhere to the 15,000 square foot lot size, as per the current code, unless a variance for a smaller lot size was requested and approved. The motion was seconded by Councilman Denmon, with Councilwoman Potts, Councilman Denmon and Councilman Shelton voting affirmatively, motion carried. Mayor Pro Tem Woods abstained.

- 3) Mayor Palmer gave a second reading of a request for a sign variance by Metro Sign Services, Inc. as agent for Holiday Inn Express off Highway 53 East for use as a directional sign, as follows:
- Decrease the right of way setback on an off premise sign from 100 feet to 30 feet.
  - Decrease the setback from 25 feet to 15 feet from the property line.
  - Locate off-premise sign 20 feet away from another off-premise sign.
    - a) A public hearing was opened.
    - b) Harrison reported that notices had been sent to adjoining property owners, signs had been placed on the property and notices had been published in the local legal organ.
    - c) Councilwoman Potts stated the Zoning Advisory Board had also heard this matter on November 9, 2000 at 4:30 P.M. Following a review of the information from the Zoning Review Committee, the Zoning Advisory Board had determined that the request would require extensive variance of the new sign ordinance that had recently been adopted by the city. Based on this fact, they would recommend that the request for a variance be denied.
    - d) Mayor Palmer inquired if there were comments from the applicant.
    - e) Mr. Steve Wester stated he had filed the application for the owner, Mr. Patel. The request was simply for a directional sign of 35 feet, which would allow equal access to customers. He stated at this time, his occupants were having a very hard time finding his facility after they leave the interstate. He stated there are two other signs that advertise on the same property, those being for the Hampton Inn and Jameson Inn. Mr. Patel stated he had been in business in Calhoun for over 23 years. He stated it is a fact that his customers cannot locate his business as they disembark from the interstate. He stated his facility pays around \$60,000.00 per year in hotel-motel tax and he depends on the interstate for his livelihood.
    - f) Attorney Bailey stated the property in question is an easement that was granted to the city in 1993 from the Hampton Inn and if a sign was allowed to be on the right-of-way, it would in effect be granting a gratuity.
    - g) Mayor Palmer stated the city had adopted a new sign ordinance after much consideration and the city had encouraged other cities to consider and the county had adopted a similar sign ordinance.
    - h) Mayor Palmer inquired if there were any other comments. There were none and the hearing was closed.

- i) Councilwoman Potts made a motion to deny the request, since the applicant had not provided sufficient justification for the 4 points required for any zoning variance, second by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively (to deny.) The motion was carried.
- 4) Mayor Palmer gave a second reading of a request for new zoning of C-2 and annexation by Robert W. Miller and Scott Williams for approximately .75 acres on Curtis Parkway.
  - a) A public hearing was opened.
  - b) Harrison reported that notices had been sent to adjoining property owners, signs had been placed on the property and notices had been published in the local legal organ.
  - c) Councilwoman Potts stated the Zoning Advisory Board had also heard this matter on November 9, 2000 at 4:30 P.M. and found the property should have been included for earlier annexation by Mr. Miller at the time he annexed property immediately south of Idle Acres. However, the .75 acres located across the road on Curtis Parkway was not included. The request is to allow the property to be developed for commercial activity, similar to the adjoining property owned by Joe and Brent Stepp. She stated the property has water and sewer available. City electricity is also available to serve the area. It was the recommendation of the Zoning Advisory Board to approve the request for C-2 zoning and annexation.
  - d) Mayor Palmer inquired if there were any comments by the property owner. Mr. Scott Williams stated it was the desire of he and Mr. Miller to zone the property C-2 and annex in order that they may sell the property for commercial development.
  - e) Mayor Palmer inquired if there were other comments. There were none and the public hearing was closed.
  - f) Councilwoman Potts made a motion to waive the third and fourth readings and to zone the property C-2 and annex. The motion was seconded by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- 5) Mayor Palmer gave a second reading of a request for new zoning of R-2 and annexation of approximately 2.34 acres (an island) located on Barrett Road by Bob and Carol Nance.
  - a) A public hearing was opened.
  - b) Harrison reported that notices had been sent to adjoining property owners, signs had been placed on the property and notices had been published in the local legal organ.
  - c) Councilwoman Potts stated the Zoning Advisory Board had also heard this matter on November 9, 2000 at 4:30 P.M. and following a report from the Zoning Review Committee, they recommended that the property be zoned R-2 and annexed. However, the property is in an area in which storm water is a problem, as well as traffic. The recommendation was to require traffic and hydrology

- studies and that the property owner make an attempt to retain some of the trees that are currently on the property.
- d) Mayor Palmer inquired if there were any comments by the property owner. There were none.
  - e) Mayor Palmer inquired if there were any other comments.
  - f) The Council members stated there definitely is a storm water drainage problem in the area and at this time, the adjoining property owner on the south side of Dews Pond Road has stated he does not wish to have any more storm water on his property, since he has plans for development.
  - g) Councilwoman Potts made a motion to waive the third and fourth readings and to zone the property R-2 and annex with the condition that a traffic study and a hydrology study would be required and an effort be made to save as many trees as possible. The motion was seconded by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- 6) Mayor Palmer gave a second reading of a request for new zoning of R-2 and annexation by Donald T. Pierce for a house and lot at 217 Hood Street.
- a) A public hearing was opened.
  - b) Harrison reported that notices had been sent to adjoining property owners, signs had been placed on the property and notices had been published in the local legal organ.
  - c) Councilwoman Potts stated the Zoning Advisory Board had also heard this matter on November 9, 2000 at 4:30 P.M. and following a report by the Zoning Review Committee in which they stated the request was due to a health hazard, it would be an existing single family house on a very small lot, which would require R-2 zoning, it was the recommendation of the Zoning Advisory Board that the request be approved for zoning of R-2 and annexation.
  - d) Mayor Palmer inquired if there were any comments by the property owner. There were none.
  - e) Mayor Palmer inquired if there were any other comments. There were none and the public hearing was closed.
  - f) Councilwoman Potts made a motion to waive the third and fourth readings and to approve zoning of R-2 and annexation, second by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- 7) Mayor Palmer gave a second reading of a request for new zoning of I-G and annexation by Jean Welch, Agent for William F. Williams for approximately 22.7 acres on the east side of I-75 and 1.7 acres on the west side of I-75 at Dews Pond Road.
- a) A public hearing was opened.
  - b) Harrison reported that notices had been sent to adjoining property owners, signs had been placed on the property and notices had been published in the local legal organ.

- c) Councilwoman Potts stated the Zoning Advisory Board had also heard this matter on November 9, 2000 at 4:30 P.M. at which time they heard a report by the Zoning Review Committee. In discussions with the agent for the applicant, the agent expressed that the applicant would be agreeable to the property being zoned C-2 rather than I-G, with a provision that no truck terminals would be allowed to be constructed on the site. Based on these conditions, the Zoning Advisory Board recommended that the property be zoned C-2 and annexed.
  - d) Mayor Palmer inquired if there were any comments from the property owner. There were none.
  - e) Mayor Palmer inquired if there were any comments from the public. There were none and the hearing was closed.
  - f) Councilwoman Potts made a motion to zone the property C-2 and annex, with the provision that no truck terminals would be allowed to be built on the property and with the provision that the non-conforming sign located on the smaller tract could not be repaired, and when it deteriorated, could not be replaced. Also, the house located on the property would be non-conforming and if it should be destroyed beyond 50%, could not be repaired for a residence. Based on these stipulations, the motion was seconded by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- b. Other hearings and comments:
    - 1) Linda S. Johnson, scheduled to speak regarding a county water request, failed to appear.

7. Old Business: **none.**

8. New Business:

- a. Mayor Palmer stated the first item, the zoning ordinance amendment, would be held until the first meeting in December. He stated he felt there was some additional work and discussion that needed to be handled by the Council members, prior to a first draft being available.
- b. A first reading was given of an amendment to the Street Ordinance, with a full review by Eddie Peterson. Mayor Palmer stated the ordinance amendment would be available for a public hearing on November 27, 2000. Mayor Pro Tem Woods stated that he wished to commend Kevin McEntire and Eddie Peterson for their development of the original ordinance and for the professional manner in which it has been handled. He stated this ordinance will allow city streets to be built to better specifications and to last much longer. Mayor Pro Tem Woods made a motion to set the public hearing for November 27, 2000 at 7:00 P.M. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Woods, Councilman Denmon, Councilman Shelton and Councilwoman Potts voting affirmatively, motion carried.
- c. A first reading was given of a request for a mobile home zoning variance extension for the Civil Air Patrol. Mayor Palmer explained this was needed due

to the delay in construction of the airport terminal, which has been delayed over a year. It is the intent of the Airport Authority to remove the mobile unit at the time the terminal is completed. Mayor Pro Tem Woods made a motion to set the public hearing for December 11, 2000 at 7:00 P.M., second by Councilman Denmon, with Mayor Pro Tem Woods, Councilman Denmon, Councilman Shelton and Councilwoman Potts voting affirmatively, motion carried.

- d. A first reading was given of a request for new zoning of R-1 and annexation by Calhoun Realty & Development, Inc., for approximately 71 acres south of Coosa Valley Technical College, bordering Harris Beamer Road. Councilwoman Potts made a motion to set the public hearing for December 11, 2000 at 7:00 P.M., second by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- e. A first reading was given of a request for new zoning of C-2 and annexation by Allen Dale Hall as agent for Julian Holcomb for approximately 9 acres southeast of Cracker Barrel Restaurant on Highway 53 East. Councilman Denmon made a motion to set the public hearing for December 11, 2000 at 7:00 P.M., second by Mayor Pro Tem Woods, with Councilman Denmon, Mayor Pro Tem Woods, Councilman Shelton and Councilwoman Potts voting affirmatively, motion carried.
- f. A first reading was given of a request for new zoning of C-2 and annexation by Kirby Mader, L.L.C., for approximately 3 acres south of the Julian Holcomb property listed above on Highway 53 East. Councilwoman Potts made a motion to set the public hearing for December 11, 2000 at 7:00 P.M., second by Mayor Pro Tem Woods, with Councilwoman Potts, Mayor Pro Tem Woods, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- g. Mayor Palmer gave a first reading of the beer, wine and liquor license renewal requests for 2001, as follows:

Business Name	Manager	License Type
American Legion Post 47	C. L. Rutledge	BWL Pouring
Arch City Package	Otto L. DeFoor	Beer Package
B&L Liquor, Inc	Lindsey Lewis	Liquor/Wine Package
B&L Beverage	Cindy L. Bockholt	Beer Package
Calhoun Liquor Store	John H. Bell	Liquor/Wine Package
Dixie Beverage Shop	Barbara Bishop	Beer Package
El Pueblito Mexican Rest.	Juana Naranjo	Beer/Liquor Pouring
Fast Petroleum	Betty Sue Youmans	Beer Package
Golden Gallon, GA, LLC	Douglas Manley Morse	Beer Package
Gondolier Pizza	Evangelos Pateritsas	Beer Pouring
Great Wall Chinese Restaurant	Kitty Leung	Beer Pouring
Highway 53 Package Shop	Bill Loy	Beer Package

Lizzi's Deli & Grill	Shadi J. Ibrahim	Beer Pouring
Los Reyes Mexican Rest.	William T. Howard	BWL Pouring
J J's Package Store	Raymond J. Brown	Beer Package
J & P	Patsy Colleps	Beer/Wine Package
Jimmy's Package	Alton DeFoor	Beer Package
Pizza Hut of America, Inc.	Sonia Pack	Beer Pouring
Red Bud Liquor Store, Inc.	Champ Kelly	Liquor/Wine Package
South 41 Package	Roy Thomas Aaron	Beer/Wine Package
Troy's Package	Ronald B. Robinson	Beer Package

Mayor Palmer stated a second reading can be held on November 27, 2000 at 7:00 P.M.

- h. Mayor Palmer gave a first reading of the pawn and taxi license renewal requests for 2001 as follows:

**PAWN LICENSE HOLDERS**

Business Name	Manager Name
Bubba's Pawn Mart	Laurence Mauldin
Calhoun Trophy & Sporting Goods	Roy King & Stephen Fox
Cash Express	Cal Rountree
D&S Pawn	Nancy P. Long
Otasco/Coast to Coast	Jimmy M. Payne
Park Avenue Pawn & Jewelry	Douglas Driscoll
Title Exchange & Pawn	Hugh M. Austin
This & That Pawn Shop	Clyde E. McEntyre

**TAXI LICENSE HOLDERS**

Name
Gerardo Herrera Ayala
James O. Hall
Martinez, Jose

Mayor Palmer stated a second reading can also be held on November 27, 2000 at 7:00 P.M. for these license renewals.

- 9. Other written items not on the agenda:
  - a. Mayor Palmer stated the Parade Committee for the Christmas Parade had requested the closing of King Street on December 1, 2000, from 6:00 P.M. until 9:00 P.M. Following review with Police Chief Goswick, Councilman Shelton made a motion to approve the closing at that date and time but to leave the specific portion of King Street to be closed, based upon a schedule to be worked out with the Parade Association members and the police department, with a report to be forwarded to the Council on November 27, 2000. The motion was seconded by Mayor Pro Tem Woods, with Councilman Shelton, Mayor Pro Tem Woods, Councilman Denmon and Councilwoman Potts voting affirmatively, motion carried.
  - b. Mayor Palmer stated it was necessary for the city to delegate the voting delegates for the National League of Cities meeting to be held in December. Mayor Pro Tem Woods made a motion to name Councilman John D. Shelton, Jr. as the voting delegate and the alternate as Councilman Ray Denmon. The motion was

seconded by Councilwoman Potts, with Mayor Pro Tem Woods, Councilwoman Potts and Mayor Palmer voting affirmatively, motion carried.

10. Work reports:

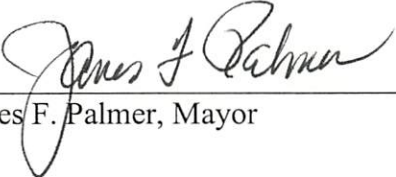
- a. Eddie Peterson, Assistant Director of Utilities and Public Works, stated the city and county are currently cooperating with the Chamber of Commerce's transportation committee to provide a joint transportation plan, which should be available in February or March 2001. He stated at a previous public hearing on October 10, survey forms had been forwarded to those members present. Since that time, he has received several responses. Mayor Palmer asked that the survey be provided to the public at City Hall in order to gain as much citizen input as possible.

11. Mayor Palmer stated it was not necessary for the Council to move to executive session.

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

Approved:

Submitted:

  
\_\_\_\_\_  
James F. Palmer, Mayor

  
\_\_\_\_\_  
Cathy Harrison, City Administrator


Zoning Application No: **171**

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 **9<sup>th</sup> day of November 2000 for a request for new zoning of I-G (changed to C-2) and annexation by Jean Welch, Agent for William F. Williams for approximately 22.7 acres on the east side of I-75 and 1.7 acres on the west side of I-75 at Dews Pond Road. ("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 of the Zoning Review Committee and the Zoning Advisory Board are hereby made a part of this record.** The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **Based upon the information provided, the board recommended approval of new zoning of C-2 and annexation, with the provision that no truck terminals would be allowed to be built on the property and with the provision that the non-conforming sign located on the smaller tract could not be repaired, and when it deteriorated, could not be replaced. Also, the house located on the property would be non-conforming and if it should be destroyed beyond 50%, could not be repaired for a residence.**
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 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

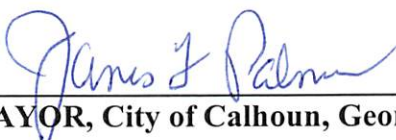
Zoning Application No: **170**

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 9<sup>th</sup> day of November 2000 for a request for new zoning of R-2 and annexation by Donald T. Pierce for a house and lot at 217 Hood Street. ("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 of the Zoning Review Committee and the Zoning Advisory Board are hereby made a part of this record.** The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **Based upon the information provided, the board recommended approval of new zoning of R-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 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

  
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MAYOR, City of Calhoun, Georgia

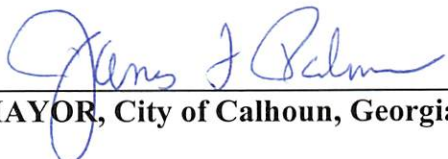
Zoning Application No: **169**

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 **9<sup>th</sup> day of November 2000 for a request for new zoning of R-2 and annexation of approximately 2.34 acres (an island) located on Barrett Road by Bob and Carol Nance. ("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 of the Zoning Review Committee and the Zoning Advisory Board are hereby made a part of this record.** The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **Based upon the information provided, the board recommended approval of new zoning of R-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 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

  
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**MAYOR, City of Calhoun, Georgia**

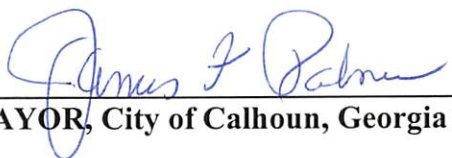
Zoning Application No: **168**

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 9<sup>th</sup> day of November 2000 for a request for new zoning of C-2 and annexation by Robert W. Miller and Scott Williams for approximately .75 acres on Curtis Parkway. ("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 of the Zoning Review Committee and the Zoning Advisory Board are hereby made a part of this record.** The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **Based upon the information provided, the board recommended approval of new 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 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

  
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**MAYOR, City of Calhoun, Georgia**

Zoning Application No: **167**

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 9<sup>th</sup> day of November 2000 for a request for a request for a sign variance by Metro Sign Services, Inc. as agent for Holiday Inn Express off Highway 53 East for use as a directional sign, as follows:

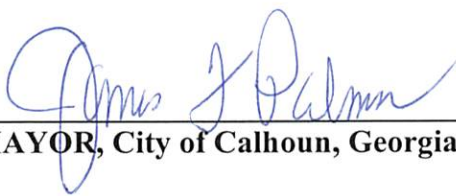
- Decrease the right of way setback on an off premise sign from 100 feet to 30 feet.
- Decrease the setback from 25 feet to 15 feet from the property line.
- Locate off-premise sign 20 feet away from another off-premise sign.

("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 of the Zoning Review Committee and the Zoning Advisory Board are hereby made a part of this record.** The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **Based upon the information provided, the board recommended denial of the sign variance.**
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 difference from standards.**
8. Based upon the foregoing findings, the Application is:
  - (a) Approved \_\_\_\_\_
  - (b) Denied   X
  - (c) Approved with express Condition \_\_\_\_\_

**Number Voting:** 4  
**In Favor:** 4  
**Opposed:** 0

  
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MAYOR, City of Calhoun, Georgia

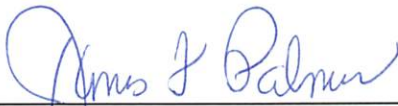
Zoning Application No: **166**

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 **9<sup>th</sup> day of November 2000 for a request for a zoning change request from I-H to R-2 zoning by Stanley Simpson for 4.779 acres on Jolley Road. ("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 of the Zoning Review Committee and the Zoning Advisory Board are hereby made a part of this record.** The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **Based upon the information provided, the board recommended approval of the zoning change from I-H to R-2 zoning.**
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 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

  
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**MAYOR, City of Calhoun, Georgia**

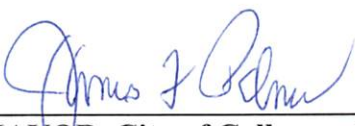
Zoning Application No: **165**

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 **9<sup>th</sup> day of November 2000 for a request for a zoning change request from I-H to R-2 zoning by Dyetron, Inc. for 16.26 acres on Jolley Road. ("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 of the Zoning Review Committee and the Zoning Advisory Board are hereby made a part of this record.** The findings and recommendations of the Zoning Advisory Board were reviewed and accepted as the findings of the Mayor and Council as follows: **Based upon the information provided, the board recommended approval of the zoning change from I-H to R-2 zoning.**
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 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**

  
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**MAYOR, City of Calhoun, Georgia**