

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
OCTOBER 26, 1998, 7:00 P.M.**

MINUTES

PRESENT: JAMES F. PALMER, MAYOR
JOHN D. SHELTON, JR., COUNCILMAN
HENRY HOLLAND, COUNCILMAN
RAY M. DENMON, COUNCILMAN

ABSENT: RONALD H. WOODS, MAYOR PRO TEM

ALSO: WILLIAM P. BAILEY, CITY ATTORNEY
KELLY CORNWELL, DIRECTOR OF UTILITIES AND PUBLIC WORKS
EDDIE PETERSON, ASST. DIR. OF UTILITIES AND PUBLIC WORKS
CATHY HARRISON, CITY ADMINISTRATOR

1. Mayor Palmer called the meeting to order and welcomed everyone. Councilman Holland gave the Invocation.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Minutes of the October 12, 1998 regular City Council Meeting were approved as written.
4. Mayor's Comments:
 - a. Mayor Palmer extended sympathy to the family of George Hopkins. Mayor Palmer stated Mr. Hopkins had worked with the accounting firm of R. M. Dobbs, and had prepared the City's financial report for several years.
 - b. Mayor Palmer reminded everyone of the policy regarding Halloween. He stated the day will be observed on October 31, 1998 by trick-or-treaters up to age 12, between the hours of 6:00 P.M. and 9:00 P.M. He asked motorists to be extra careful and watch for the children on the road right-of-way.
 - c. Mayor Palmer reminded everyone of the public hearings scheduled for November 9, 1998, at 7:00 P.M.
 1. The zoning variance request of G. Bonner Construction Company for a 10-foot setback variance for a subdivision entrance sign on Towne Lake Drive off Dews Pond Road;
 2. The new zoning and annexation request of Wesley R. Hudgins for a house and lot at 119 Dan Cheri Drive for R-1 zoning;
 3. The rezoning request of Beth Maddox for a house and lot at 312 Piedmont Street to be rezoned from C-2 to R-1;
 4. The new zoning and annexation request of Retha Pritchard Poarch for a house and lot at 1130 Dews Pond Road for R-2 zoning;
 5. The zoning variance request of Safco II for a 4-foot setback for an on-premise sign on Maple Street;
 6. The new zoning and annexation request of Joe M. Stepp for Lot 6, on the corner of Kent Lane and York Place, in Devonwood Subdivision for R-1 zoning; and
 7. The new zoning and annexation request of Dianne and Harlan Tucker for a house and lot at 777 Henderson Bend Road for R-1 zoning.
 - d. Mayor Palmer reminded the Council and public of the 40th Mayor's Day Celebration and motorcade, with gifts being forwarded from the community to the patients of Northwest Regional Hospital on December 9, 1998 at 10:00 A.M. He also thanked the media for making the information available for the public, and encouraged everyone to remember this important occasion.
5. Council Recommendations:
 - a. Councilman Holland stated the Golf Advisory Commission had voted at their last meeting to recommend that the snack bar licensee have exclusive beer sales for Fields Ferry, Monday through Saturday, with all future price increase proposals to be approved by the Golf Commission, prior to implementation. He stated this action was taken at the October 19 regular meeting. Following discussion, Councilman Holland made a motion to approve the recommendation, second by Councilman Shelton, with Councilman Holland, Councilman Shelton, and Councilman Denmon voting affirmatively, motion carried.

- b. It was also recommended by the Golf Advisory Commission that the Council confirm the renewal terms of members of the Calhoun Recreation Authority as follows:

<u>Name</u>	<u>Expiration Date</u>
John D. Meadows, III	6/30/2000
Jimmy Palmer (who succeeded Herbert King)	6/30/2000
Jim Black	6/30/2002
Mike Jones	6/30/2002
Henry Holland	6/30/2004
Bob Nance	6/30/2004
Thomas J. Brown, Jr.	6/30/2004

Following review, Councilman Shelton made a motion to confirm the renewal terms for the members of the Calhoun Recreation Authority as listed, second by Councilman Denmon, with Councilman Shelton, Councilman Denmon and Councilman Holland voting affirmatively, motion carried.

6. Public Hearings and Comments:

- a. Mayor Palmer reopened the hearing on the amended Fee Schedule resolution, stating the last item for a change was the patching of City streets at a price of \$60.00 per square foot. There were no other comments or recommendations, and the hearing was closed. Councilman Holland made a motion to approve the Fee Schedule Resolution, second by Councilman Denmon, with Councilman Holland, Councilman Denmon and Councilman Shelton voting affirmatively, motion carried.
- b. Mayor Palmer reopened the revolving loan hearing on the Lorene Potts application for a drapery shop and home accessories sales shop known as Berkley's, on North King Street. The application is for \$25,000.00 for a ten year period, secured by a second mortgage on rental property located on Erwin Street, in addition to personal endorsement. Harrison stated the new business proposal had been reviewed at a meeting of the Loan Advisory Commission on September 24, 1998. Harrison stated there were not enough members present for a quorum at the meeting, and additional members had been consulted by telephone following the meeting. The consensus of the group was to approve the request. However, it has been the policy of the fund to require collateral. Therefore, collateral other than the used drapery equipment was requested and was offered by the applicant. The applicant stated there would be three new jobs created within a few months of opening the business. There were no other comments, and the hearing was closed. Councilman Shelton made a motion to approve the loan application as presented, second by Councilman Denmon, with Councilman Shelton, Councilman Denmon and Councilman Holland voting affirmatively, motion carried.

7. Old Business:

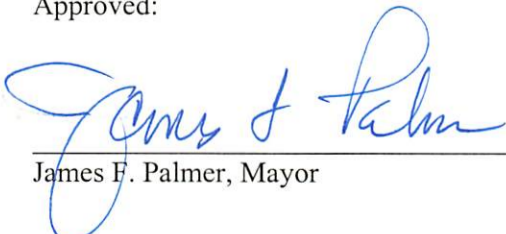
- a. Director Cornwell stated the cellular tower bids would be opened on Friday afternoon at 4:00 P.M. and soil borings would be completed and the results available by the end of the week, with a report and recommendation to the Council on November 9, 1998.
- b. Attorney Bailey gave a second reading to the resolution regarding the refunding of the Calhoun Recreation Authority revenue bonds. He stated the refinancing of the 1992 revenue bonds would also cancel the lease between the Calhoun Recreation Authority and the City of Calhoun, with a new lease being drawn based upon the lower payments. However, the time frame would remain the same. The interest rate would be lower and would provide savings of approximately \$25,000.00 per year. Following review of the information presented by Attorney Bailey, Councilman Denmon made a motion to adopt the resolution and to authorize the Mayor and Administrator/Clerk to sign all documents required for the refinancing of the 1992 revenue bonds for the Calhoun Recreation Authority. The motion was seconded by Councilman Holland, with Councilman Denmon, Councilman Holland and Councilman Shelton voting affirmatively, motion carried. (Bond resolution filed in vault at City Hall.)

8. New Business:

- a. A first reading was given of the amusement license request of Truck Stop Games of Georgia, LLC, Keith Farrish, at the A. T. Williams Oil Company location on Highway 41 North, at I-75, for 13 arcade machines. Councilman Holland made a motion to provide a second reading and hold a public hearing on November 9, 1998 at 7:00 P.M. The motion was seconded by Councilman Shelton, with Councilman Holland, Councilman Shelton and Councilman Denmon voting affirmatively, motion carried.
- b. A first reading was given of a beer package license request of Billy Lee Loy for 767 Highway 53 East, for a location presently in the name of Terry Ross, and operated as ABC Package. Councilman Shelton made a motion to set the public hearing on the request for November 23, 1998 at 7:00 P.M., second by Councilman Holland, with Councilman Shelton, Councilman Holland and Councilman Denmon voting affirmatively, motion carried.


- c. Mayor Palmer stated the City of Calhoun has an opportunity to file an application for phase two of the CDBG Grant program for \$500,000.00 for replacement of water and sewer mains in the area of phase two of the Mill Village. He stated the application would require preliminary engineering and stated Sweitzer Engineering, who had filed five successful applications for the City, had agreed to file for a cost not to exceed \$6,000.00, based on an hourly rate of the current Mill Village contract. He stated if the grant application was successful for a reasonable local share of cost, line replacements for both water and sewer would be implemented within the area. Following review, Councilman Shelton made a motion to authorize the application cost, not to exceed \$6,000.00, to Sweitzer Engineering. The motion was seconded by Councilman Denmon, with Councilman Shelton, Councilman Denmon and Councilman Holland voting affirmatively, motion carried.
 - d. Attorney Bailey gave a first reading of the Alcohol Beverage Ordinance amendment. Attorney Bailey stated the purpose of the amendment was to bring the ordinance up to date regarding State requirements, and to make it easier to read and understand by the general public, making the administrative requirements similar for each type of license. Attorney Bailey asked that each member of the Council review the proposed amendment and notify him if they required additional changes. Following review, Councilman Holland made a motion to set the public hearing for November 23, 1998 at 7:00 P.M., second by Councilman Denmon, with Councilman Holland, Councilman Denmon and Councilman Shelton voting affirmatively, motion carried.
 - e. Attorney Bailey gave a first reading of the Business License Ordinance Regarding Gas Marketers, stating the requirement would be for any company selling natural gas within the city limits of Calhoun after November 1, 1998, would be required to purchase a business license based on 4% of gross sales. Following review, Councilman Denmon made a motion to set the public hearing on the ordinance for November 23, 1998 at 7:00 P.M. The motion was seconded by Councilman Holland, with Councilman Denmon, Councilman Holland and Councilman Shelton voting affirmatively, motion carried.
9. Other written items not on the agenda:
- a. Mayor Palmer stated the City of Calhoun had received an offer from Larry Davis to donate the property located on Court Street to the City of Calhoun. He stated the offer had included a warranty deed with a clear title opinion and an appraisal, which valued the property at \$30,000.00. Following discussion, Councilman Denmon made a motion to accept the donation at a value of \$30,000.00. The motion was seconded by Councilman Shelton. Mayor Palmer stated the property would be donated to the Downtown Development Authority, and they would renovate the property and sell or lease, in an effort to provide money for Downtown Development Authority improvement projects for the downtown area. There were no other comments, and the motion was approved with Councilman Denmon, Councilman Shelton and Councilman Holland voting affirmatively.
 - b. Kelly Cornwell and Attorney Bailey reviewed a proposal to sign amendments to rescind MEAG contracts whereby the City of Calhoun could purchase excess capacity in energy from three cities, at a rate not to exceed the price of supplemental power. The reason for the rescission of the contract was the fact that the process had been supplemented by MEAG, and the funds had been exhausted. According to the original contract of the three cities, they were to rescind the contract at that point. Following review of the proposal, Councilman Shelton made a motion to approve and to authorize the Mayor to execute the amendments to rescind the contract. The motion was seconded by Councilman Denmon, with Councilman Shelton, Councilman Denmon and Councilman Holland voting affirmatively, motion carried.
10. Director Cornwell stated he had no additional reports for the Mayor and Council.
11. Mayor Palmer asked if there was a need to move to Executive Session. There were no items to be discussed.
12. Councilman Holland made a motion to adjourn, second by Councilman Denmon with Councilman Holland, and Councilman Denmon and Councilman Shelton voting affirmatively, motion carried.

Approved:



 James F. Palmer, Mayor

Submitted:



 Cathy Harrison, City Administrator

City of Calhoun, Georgia

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 October 1, 1998, and continuing thereafter until amended.

REGULATORY FEES:

A. Building Permit Fees:

1. Residential

<u>TOTAL VALUATION</u>	<u>FEE</u>
\$1,000.00 or less	No fee unless inspection required, in which case a \$5.00 fee for each inspection shall be charged.
\$1,001.00 to \$2,000.00	\$5.00 per thousand or fraction thereof.
\$2,001.00 to \$15,000.00	\$10.00 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	\$49.00 for the first \$15,000.00, plus \$2.50 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$136.50 for the first \$50,000.00, plus \$2.00 for each additional thousand or fraction thereof, to and including \$100,000.00.
\$100,000.00 and up	\$236.50 for the first \$100,000.00 plus \$1.25 for each additional thousand or fraction thereof.

2. Commercial and Industrial

<u>TOTAL VALUATION</u>	<u>FEE</u>
\$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 \$50,000.00	\$5.00 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	\$260.00 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	\$460.00 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	\$1,660.00 for the first \$500,000.00, plus \$2.00 for each additional thousand or fraction thereof. \$15,000.00.

3. Where work for which 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.

4. **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.

B. Schedule of Permit Fees for HVAC:

1. **Commercial and Industrial HVAC:** fee for inspecting heating, ventilating, ductwork, air conditioning and refrigeration systems shall be \$10.00 for the first \$1,000.00, or fraction thereof, of valuation of the installation, plus \$2.00 for each additional \$1,000.00 or fraction thereof.

2. **Residential HVAC** - - \$25.00

C. Schedule of Permit Fees for Residential Plumbing and Sprinkler Systems:

1. Residential Plumbing - - \$25.00

2. Commercial and Industrial Sprinkler Permit - - Same as Building Permit Fees

D. Fire Inspection Fees:

<u>TANK SIZE</u>	<u>FEE</u>
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

Any required inspections over four per site would require an additional \$50.00 fee.

Fuel Tank Removal Permit	\$100.00
Fuel System Renovation or Repair (Line replacement or other major work).....	\$100.00

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. Electrical Inspection Permit Fees:

1. A minimum of \$15.00 for up to 100 amp service. Anything over 100 amps shall be \$15.00 per ampere, including the first 100 amps.

2. If additional inspections are required, an additional fee of \$10.00 each will be charged.

F. Soil and Sedimentation Inspection Fees:

1. Minimum of \$50.00, up to five acres.

2. Each additional acre: \$10.00 each.

REGULATORY LICENSE FEES (G through O)

G. **Circuses, Carnivals and Public Exhibitions:**

1. **Definitions:** as used in this division, the following terms shall have the respective meanings ascribed to them:
 - a. **Carnival:** Amusement activities, rides, merry-go-rounds, booths for the conduct of games of skill, food dispensing and sideshows.
 - b. **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.
2. **License Required:** No person shall conduct or operate a circus, carnival, or public exhibition without having first obtained a license from the City Clerk.
3. **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.
4. **Conditions of Issuance:** No license under this division shall be issued until the following conditions have been met:
 - a. 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;
 - b. 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.
 - c. 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.

H. **Taxicab and Limousine Operators:**

1. 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.
2. **Application – General:** Application for a license shall be made, and such application shall contain the following information in addition to general information:
 - a. The experience of the applicant in the transportation of passengers;
 - b. Any facts which the applicant believes tend to prove that public convenience and necessity require the granting of a license;
 - c. The number of vehicles to be operated or controlled by the applicant and the location of proposed depots and terminals.
3. **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.

4. **Bond Required:**

- a. 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.
- b. 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.

5. **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.

6. **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.

7. **Driver's Permit Application:**

- a. **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:
 1. The names and addresses of four (4) references who will vouch for the sobriety, honesty, and general good character of the applicant;
 2. The experience of the applicant in the transportation of passengers;
 3. The educational background of the applicant.
- b. **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.
- c. **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.

8. **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.
9. **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.
10. **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.
11. **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.
12. **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.
13. **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.
14. **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.
15. **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.
16. **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.
17. **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.
18. **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.

19. **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.

I. Tattoo Artists:

1. 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.
2. 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.
3. Applicant must register with the Police Department listing their name and location, and must notify its location changes within the City.
4. Applicant must be located in an area designated (zoned) as a business area.
5. Applicant must agree to meet all state and federal requirements.
6. The annual license fee shall be one hundred dollars (\$100.00.)

J. Shooting Galleries and Firearm Ranges:

1. 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.
2. 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.
3. 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.
4. 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.
5. Galleries and ranges are to be located within areas zoned for business operations.
6. Applicant must agree to meet all state and federal requirements.
7. The annual license fee shall be one hundred dollars (\$100.00.)

K. Scrap Metal Processors:

1. Each person who engages in the business of operating a scrap metal process in the City shall obtain a license from the City Clerk.
2. 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.

3. 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.
4. Materials located at the site must be processed and relocated within a maximum of thirty (30) days.
5. Application and addresses of all parties who sell to the applicant should be available for police inspection at any time.
6. Applicant must agree to meet all state and federal requirements.
7. The annual license fee shall be one hundred dollars (\$100.00.)

L. Pawnbrokers:

1. **License Required:** Each pawnbroker doing business within this municipality shall be required to obtain a license from the City Clerk in the manner specified.
2. **License Fee:** The annual business license fee for each pawnbroker doing business in this City shall be \$400.00.
3. **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.
4. **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.
5. **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.
6. **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.
7. **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.
8. **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.

M. Firearm Dealers:

1. 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.
2. License application and copies of federal and state licenses are to be filed with the City Clerk.
3. 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.
4. Fingerprints and the past five years' firearm dealer history is to be filed with the Calhoun City Police Department.

5. No action on any application for a fire arm dealer shall be taken until the governing body has reviewed the application and police report.
6. No firearm license shall be issued to any person who has been convicted of a felony crime.
7. The annual license fee for each firearm dealer shall be four hundred dollars (\$400.00.)
8. 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.

N. Peddlers:

1. **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.
2. **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.
3. **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.
4. **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.
5. **License Application:** Application for a license shall contain the following additional information:
 - a. 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;
 - b. The places within the last six (6) months, other than the permanent place of business of applicant, where applicant had conducted a transient business;
 - c. 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
 - d. 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.
6. **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.

7. **License Fees:** The business license for each peddler doing business in the City shall be thirty-five dollars (\$35.00.)
8. **Exhibiting License:** all persons obtaining a peddlers license shall exhibit such license at the request of any citizen.
9. **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.
10. **License Fee:** the fee for such license to peddle or solicit such subscriptions for literature shall be fifty dollars (\$50.00.)
11. **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:
 - a. **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.
 - b. **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.
 - c. **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.
12. **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.
13. **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.
14. **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.

15. **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.

O. Hypnotists, Handwriting Analysts, Fortune Tellers:

1. Each hypnotist, handwriting analyst and fortune teller shall be required to obtain a license from the City Clerk in the manner specified.
2. The application for each shall include the applicant's past five years of professional activity and locations, in addition to the general information required.
3. 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.
4. Applications and police information will be forwarded to the governing authority for review prior to authorizing a license.
5. No license shall be granted to an applicant who has been convicted of a felony crime.
6. An applicant will only be approved for a location in a commercial area.
7. The fee for the license shall be one hundred dollars (\$100.00) for each location.

P. Burglar and Fire Alarm Installers and Locksmiths:

1. Each burglar and fire alarm installer or locksmith shall be required to obtain a license from the City Clerk in the manner specified.
2. 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.
3. 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.
4. Applications and police information will be forwarded to the governing authority for review prior to authorizing a license.
5. No license shall be granted to an applicant who has been convicted of a felony crime.
6. Each approved applicant shall file updated reports of new employees, their social security numbers and addresses with the Police Department.
7. The fee for the license shall be one hundred dollars (\$100.00) for each location.

Q. Amusement Machine Owners:

1. Each amusement machine owner shall be required to obtain a license from the City Clerk in the manner specified.
2. Each applicant shall complete an application indicating the location and type of machine to be located within the City, in addition to general information.
3. Each applicant shall file a location of machines with the Police Department and an affidavit that all machines comply with State gambling regulations.

4. A copy of the application and police affidavit shall be forwarded to the governing authority for consideration of the license.
5. The Police Department shall inspect each machine semi-annually to verify the machine complies with state gambling regulations.
6. The fee for the license shall be twenty-five dollars (\$25.00) per machine.

R. Occupation Tax Schedule:

1. Schedule Based on Employees:

1 employee	\$55.00
2 employees	\$110.00
3 to 5 employees	\$200.00
6 to 9 employees	\$360.00
10 to 19 employees	\$600.00
20 to 29 employees	\$800.00
30 to 49 employees	\$900.00
50 to 99 employees	\$1,200.00
100 to 199 employees	\$1,500.00
200 to 399 employees	\$2,000.00
400 to 499 employees	\$2,300.00
500 to 750 employees	\$2,800.00
751 or more employees	\$3,100.00

S. Trash Pickup:

1. Commercial Dumpster Pick-up Rates:

<u>Container Capacity</u>	<u>Service Fee per Pick-up</u>
Four Cubic Yards	\$8.50
Six Cubic Yards	\$13.50
Eight Cubic Yards	\$17.00

2. Commercial Dumpster Rental Charges:

<u>Container Capacity</u>	<u>Rental Rates Monthly</u>
Four Cubic Yards	\$10.50
Six Cubic Yards	\$15.50
Eight Cubic Yards	\$20.50

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

3. Downtown Commercial rates (cans):

One time per week	\$7.50 per month
Two times per week	\$15.00 per month
Five time per week	\$37.00 per month

4. Residential Rates:

\$3.00 per month Residential Landfill Fee
 Optional: \$5.00 per month "Extra Container Fee"

5. Housing Authority:

\$1.00 per month, based on shared containers.

T. Taps (Without Lines Extension:)

1. **Water:**

<u>Size</u>	<u>City</u>	<u>County</u>
¾"	\$400.00	\$600.00
1"	\$450.00	\$650.00
2"	\$650 plus cost of backflow preventor	
4"	Cost plus 10%, plus cost of backflow preventor	
6"	Cost plus 10%, plus cost of backflow preventor	
8"	Cost plus 10%, plus cost of backflow preventor	
12"	Cost plus 10%, plus cost of backflow preventor	

The cost of annual test of backflow preventors, as required by State and Federal Environmental Protection Regulations shall be the responsibility of the customer.

2. **Sewer:**

<u>Size</u>	<u>Cost</u>
4"	Residential: \$500.00 single family; \$400.00 per unit or \$1,000.00 minimum for multi-family;
4"	Commercial/industrial: \$1,500.00 for one business; or \$1,000.00 per business in building complex;
6"	Commercial/industrial: minimum of \$1,500.00 or cost plus 10%;
8"	Commercial/industrial: minimum of \$1,500.00 or cost plus 10%;
12"	Commercial/industrial: minimum of \$1,500.00 or cost plus 10%;

Any sewer taps made in the unincorporated area are double those in the corporate area.

3. **Sprinkler:**

Cost plus 10%

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

<u>Size</u>	<u>Cost</u>
2 inch/4 inch	Material Cost Plus Labor Cost
6 inch/8 inch	Material Cost Plus Labor Cost

2. **Water Line Extension on Existing Roads:** Line cost will be estimated based on a two inch line extension for a minimum of twelve taps per mile, with each participant paying one share of the material and labor cost plus a tap cost.

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

1. 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.
2. Commercial/industrial service connection fee for Curtis Parkway - \$3,500.00; (Each connection to be reviewed on its individual merits.) (Adopted April 28, 1986.)
3. Commercial service connection fee for Belwood Road - \$5,000.00 plus normal commercial connection fee currently in force. (Adopted April 4, 1988.)
4. 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.)

5. 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.
6. 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.

W. Surplus Electric Poles:

1. \$.50 pre foot for pole of medium to poor condition.
2. \$1.00 per foot for poles of good (preferred) condition.

X. Septic Waste Disposal Permit Fees:

1. \$25.00 maximum for 1,000 gallons.
2. Disposal tickets required prior to dumping at wastewater treatment facility, dumping only under supervised/regulated conditions.
3. Disposal tickets available for purchase at City Hall.

Y. Cemetery Fees and Purchase Price:

1. Cemetery spaces will be sold for \$350.00 per space (4' x 12') at Fain and Chandler Cemeteries.
2. \$200.00 of the cemetery price per space shall be applied to the Cemetery Trust Account.
3. Burial Deed shall be issued by the City, executed by the Mayor and Clerk for spaces when full purchase price has been paid.

Z. Street Department Miscellaneous Fees:

1. **Demolition of Condemned Property by City:** Cost plus 10%.
2. **Installation of Storm Drainage:**
 - a. Storm drainage will be installed on public right-of-ways only.
 - b. Residential: City will charge no fee for installation, provided resident purchases coated metal pipe at current cost plus 15%.
 - c. Industrial and Commercial: Cost of material and installation, plus 15%.
3. **Utility Patching (City Streets):** A charge of \$60.00 per square yard for street patching due to damage by other utilities, developers, etc.
4. **Sidewalk Patching:** material plus labor cost.
5. **Sidewalk and Driveway Entrance:** material plus labor cost.
6. **Delivery of Mulch (Chips):** Fee of \$20.00 per truck load.
7. **Rabies Control Fees:**
 - a. Dog sales.....\$75.00
 - b. Boarding.....\$2.00 per day
 - c. Pick Up Fee (Animals without tags).....\$5.00

- d. Registration of Dogs\$2.00 (plus evidence of inoculation)
- e. Violations of leash regulations:
 - 1) First Warningno fee
 - 2) Second Warning.....\$25.00
 - 3) Third Warning.....\$50.00
 - 4) Fourth Warning.....Notice to appear in Municipal Court-
The Judge will set the fee.

AA. Water and Sewer Line Installation Review Fees

Flow test fees for water lines:	\$30.00
Engineering services for sewer lines, initial request.....	\$50.00
Proposed water system plan review	\$150.00
Proposed sewer system plan review	\$250.00
Combination water system and sewer system review.....	\$400.00
Proposed lift station plan review.....	\$250.00

Inspection costs will be based on an hourly rate of \$30.00 per hour.

BB. Grading and Plan Checking Fees:

Plan Checking Fees:

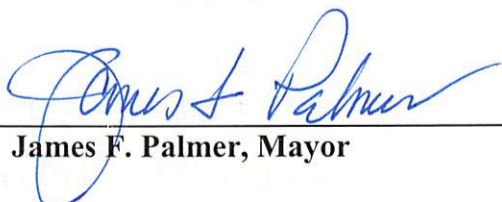
50 cubic yards or less	No Fee
51 to 100 cubic yards	\$10.00
101 to 1,000 cubic yards	\$15.00
1,001 to 10,000 cubic yards	\$20.00
10,001 to 100,000 cubic yards.....	\$20.00 for the first 10,000 cubic yards, plus \$10.00 for each additional 10,000 cubic yards or fraction thereof.
100,001 to 200,000 cubic yards.....	\$110.00 for the first 100,000 cubic yards, plus \$6.00 for each additional 10,000 cubic yards or fraction thereof.
200,001 cubic yards or more.....	\$170.00 for the first 200,000 cubic yards, plus \$3.00 for each additional 10,000 cubic yards or fraction thereof.

Grading Permit Fees:

50 cubic yards or less	\$10.00
51 to 100 cubic yards	\$15.00
101 to 1,000 cubic yards.....	\$15.00 for the first 100 cubic yards, plus \$7.00 for each additional 100 cubic yards or fraction thereof.
1,001 to 10,000 cubic yards.....	\$78.00 for the first 1,000 cubic yards, plus \$6.00 for each additional 1,000 cubic yards or fraction thereof.
10,001 to 100,000 cubic yards.....	\$132.00 for the first 10,000 cubic yards, plus \$27.00 for each additional 10,000 cubic yards or fraction thereof.
100,001 cubic yards or more.....	\$375.00 for the first 100,000 cubic yards, plus \$15.00 for each additional 10,000 cubic yards or fraction thereof.

Adopted this the 26th day of October 1998.

City of Calhoun, Georgia

By: 
James F. Palmer, Mayor

Attest:


Cathy Harrison, City Administrator