

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
DECEMBER 22, 2003, 7:00 P.M.**

MINUTES

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

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

1. Mayor Palmer called the meeting to order, 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. Following review, minutes of the December 8, 2003 regular City Council meeting were approved as written.
4. Mayor's comments:
 - a. Mayor Palmer expressed Christmas wishes to the citizens of Calhoun and stated he hoped everyone would have a happy New Year. He stated he hoped everyone has a wonderful Christmas with their families and loved ones and that they share the true meaning of Christmas.
 - b. Mayor Palmer stated the Golf Advisory Board had recommended the Mayor and Council approve the exchange of property with James H. and Vinita O. Phillips for a small section at the Fields Ferry Golf Course in order to correct an accidental encroachment by the city. He stated the city had hired professional surveyors, as well as Mr. Phillips, and had determined the encroachment. They had also decided on an exchange of property and a new survey of the exchange had been provided. He stated Kelly Cornwell and Harold Franklin had worked with Mr. and Mrs. Phillips in this regard and they recommended the exchange, per the plat of survey. Mayor Palmer read a resolution which authorized the exchange and asked for a motion to adopt. Mayor Pro Tem Shelton made a motion to adopt the resolution and to authorize the proper officials to sign any documents needed for the exchange. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Shelton, Councilman Denmon, Councilman Woods and Councilwoman Potts voting affirmatively, motion carried.
 - c. Mayor Palmer read a special resolution highlighting the accomplishments of the city during the last eight years during which Mr. Woods was a member of the Council. Mayor Palmer also presented a framed print of the city's official logo to Mr. Woods and congratulated him on his eight years of excellent service. He expressed best wishes from himself, the Council and staff for Mr. Woods' retirement.

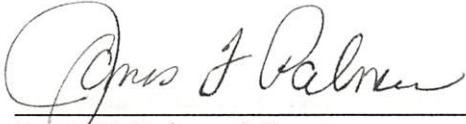
- d. Mayor Palmer stated there would be a special business session at the GMA Mayors' Day Conference on January 26, 2004 and he would be glad to serve as the voting delegate. He recommended Mayor Pro Tem Shelton as the alternate delegate. Following discussion, Councilwoman Potts made a motion to appoint Mayor Palmer as the voting delegate and Mayor Pro Tem Shelton as the alternate voting delegate. The motion was seconded by Councilman Denmon, with Councilwoman Potts, Councilman Denmon and Councilman Woods voting affirmatively, motion carried.
 - e. Councilwoman Potts reminded the public of the zoning hearings scheduled for January 12, 2004, as follows:
 - 1) A zoning variance request by Roger Rigney for a 10-foot variance on the east side of a lot and a 10-foot variance on the northeast corner of the lot on Metter Lane.
 - 2) A request for zoning of R-2 and annexation by Randy Abernathy and Jeff Gilmer for a lot on Peters Street across from Parkbrook Apartments.
5. Public Hearings and Comments:
- a. Mayor Palmer opened a public hearing on the proposed amendments to the Soil and Sedimentation Ordinance.
 - 1) The changes were reviewed by Eddie Peterson, Director of Public Safety and Public Works. He stated the City of Calhoun serves as a local issuing authority. This decision was made by the city several years ago, that they wished to assist developers with a more prompt service than they would receive from the state due to the larger area their officers would have to cover. He stated the amendments would reduce the effective acreage that requires a permit, presently five acres or more, which would be reduced to one acre. However, it would also reduce testing. There would be three types of permits: one for stand alone construction; one for infrastructure (roads, lines, etc.); and one for subdivision or industrial parks. He stated the permit would be similar to the natural pollution permit and it would require certified officers to manage this area. Those employees would have until 2006 to become certified.
 - 2) Mayor Palmer inquired if there were any comments by the Council or public. There were none and the hearing was closed.
 - 3) Councilman Woods made a motion to approve the amendments to the Soil and Sedimentation Ordinance, second by Mayor Pro Tem Shelton, with Councilman Woods, Mayor Pro Tem Shelton, Councilman Denmon and Councilwoman Potts voting affirmatively, motion carried.
6. Old business:
- a. Mayor Palmer gave a second reading of a fee resolution regarding permits for water and sewer plan checks, inspection, line installation, etc. He stated this was in conformance with the water and sewer policy that was adopted earlier and needed to be added to the fee resolution. Following discussion, Councilman Woods made a motion to adopt the resolution, including those fees, second by Councilman Denmon, with Councilman Woods, Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.

- b. Mayor Palmer gave a second reading of a fee resolution regarding soil and sedimentation amendments. Eddie Peterson, Director of Public Safety and Public Works stated the soil and sedimentation ordinance required additional fees to be charged, both at the local level and at the state level. This \$40.00 fee that is mandated by the state for local officials would be passed on and added to our fee resolution. Councilwoman Potts made a motion to amend the fee resolution to include those additional soil and sedimentation fees, second by Councilman Denmon, with Councilwoman Potts, Councilman Denmon, Councilman Woods and Mayor Pro Tem Shelton voting affirmatively, motion carried.
 - c. Mayor Palmer gave a second reading of the ABC Liquor license renewal for Johnny Bryant at 769 Highway 53 East. Following review, Councilman Woods made a motion to approve the renewal for 2004, second by Councilwoman Potts, with Councilman Woods, Councilwoman Potts, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.
7. New business:
- a. Mayor Palmer gave a first reading of a very late taxi license renewal by Jose Luis Brito-Samudio for Taxi Rio Lerma. Mayor Palmer stated the request would be eligible for a second reading on January 12, 2004 at 7:00 p.m.
8. Other written items not on the agenda: **none.**
9. Work Reports:
- a. Kelly Cornwell, Director of Utilities stated the Municipal Electric Authority of Georgia (MEAG), based upon recommendations of its legal staff, had recommended changes to the procedures currently in force for the trust that was established in 1999 for the participants with fund balances. He stated at the present time, each city has one person authorized to make changes and to withdraw or move funds in the trust. He stated the proposed resolution would increase that number from one individual to two. He stated the legal representative for MEAG is recommending that each municipality adopt the resolution and appoint the individuals and to forward the notification to the legal staff of MEAG. Following discussion, Mayor Palmer stated it would be his recommendation that Kelly Cornwell and Cathy Harrison be appointed as those representatives and those two would serve at the pleasure of the Mayor and Council. Following discussion, Councilman Woods made a motion to appoint Cathy Harrison and Kelly Cornwell to serve at the pleasure of the Mayor and Council and to be the appointed officials for the trust. The motion was seconded by Councilman Denmon, with Councilman Woods Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.
 - b. Eddie Peterson, Director of Public Safety and Public Works stated the police and fire departments had received notification that the United States had been placed on "Code Orange" regarding international terrorism and both departments had notified each city department to be alert, to notice anything out of the ordinary and to have a heightened sense of awareness of details and of their surroundings, since they know their area better than anyone else.


10. Mayor Palmer stated there was no need to move to Executive Session.
11. Councilman Woods made a motion to adjourn, second by Councilman Denmon, with Councilman Woods, Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.

Approved:

Submitted:



James F. Palmer, Mayor



Cathy Harrison, City Administrator

**CITY OF CALHOUN
GEORGIA**

RESOLUTION

WHEREAS, Ronald H. Woods was elected to serve as City Councilman for Post 1 for the term beginning January 1, 1996, and again in January 2000; and

WHEREAS, Ronald H. Woods has been instrumental in several major improvements and extensive long-term planning for the City of Calhoun during his eight years of service, including:

- Obtaining an Appalachian Regional Commission (ARC) grant of \$300,000.00 for the well project to supplement the raw water supply; Fully developed well #3 and 4 for 5.8 million gallons per day flow.
- Expansion of the waste treatment facility to 16 million gallons per day;
- Installation of a new SCADA system for the water system;
- The purchase and installation of a natural gas generator for supplemental and backup electric generation;
- Finalization of the initial House Bill 489 negotiations, as required by state law; coordinating city and county service delivery functions;
- Initial development of the Clarence E. Harris Park and the purchase of an additional 58.5 acres adjoining the South River Street Recreation Park;
- Purchase of "Big Spring," which will add to the city's raw water supply and allow future growth;
- Extension of water service to Carter's Dam area through a major federal contract;
- Obtaining low interest state revolving loan funding to improve the water treatment plant; addition of two major water reservoirs in the unincorporated area, upgrading the old portion of the waste treatment plant and replacement of the north industrial sewer interceptor line;
- Obtaining three CDBG grants for water, and sewer infrastructure improvements in the Crest-Gallman Avenue area and in two sections of the Mill Village area for over \$1,300,000.00;
- Establishment of a telecommunications system;
- Refinance of bond debt to provide a long term savings due to lower rates;
- Development of the donated Downtown Park;
- Authorization of temporary bond debt for construction of a new primary and elementary school system on donated property;
- Addressing growth problems associated with a 49% growth rate in the last Census;
- Redesigning the city's zoning ordinance; upgrading the street, fire, police, sanitation, cemetery and animal control departments;
- Assisting the Industrial Development Authority with industrial recruitment and infrastructure development through state grants;
- Enhancement of the electric department following the May 1, 2002 tornado;
- Continuation of excellence certification for financial reporting and high collection rates for utility payments, taxes and business license taxes; Recodification of the Charter and Code;

- Assistance with the initial establishment of the Coosa Valley Technical College, Calhoun-Gordon County campus.

WHEREAS, Ronald H. Woods was directly responsible for a minimum of \$200,000.00 being designated each budget-year for repaving of city streets, in addition to special state LARP paving funds; and

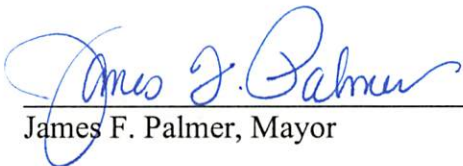
WHEREAS, Ronald H. Woods served as Chairman of the Zoning Advisory Board from 1996 through 1999;

NOW, THEREFORE, BE IT RESOLVED, the Mayor, James F. Palmer and remaining Council members, John D. Shelton, Jr., Ray Denmon and Lorene Potts hereby commend Ronald H. Woods for his devotion to Calhoun and its citizens;

BE IT FURTHER RESOLVED, the Mayor and Council wish Ronald H. Woods many happy years of retirement.

ADOPTED and made effective this 22nd day of December 2003.

City of Calhoun, Georgia



James F. Palmer, Mayor

Attest:



Cathy Harrison, City Administrator

**CITY OF CALHOUN
GEORGIA**

RESOLUTION

WHEREAS, the City of Calhoun is the lessee of the Fields Ferry Golf Course owned by the Calhoun Recreation Authority; and

WHEREAS, city staff has confirmed through the services of Professional Surveyors that Fields Ferry accidentally encroached on private property near hole number eleven; and

WHEREAS, city staff and the adjoining property owners have met and have agreed upon an exchange of property to cure the accidental encroachment; and

WHEREAS, a survey has been made regarding the exchange; and

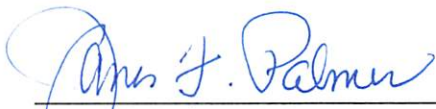
WHEREAS, the survey will be presented to the Calhoun Recreation Authority Board for approval; and

WHEREAS, City Attorney William P. Bailey has verified that minor property changes are authorized under the revenue bond covenants;

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Calhoun, as lessee's of Fields Ferry Golf Course, authorize the exchange of deeds with James H. and Vinita O. Phillips in order to cure the accidental encroachment.


ADOPTED this the 22nd day of December 2003.

City of Calhoun, Georgia



James F. Palmer, Mayor

Attest:



Cathy Harrison, City Administrator

**CITY OF CALHOUN
GEORGIA**

R E S O L U T I O N

WHEREAS, the City of Calhoun is a Beneficiary of the Municipal Competitive Trust (the "Trust") that MEAG Power established as of January 1, 1999; and

WHEREAS, pursuant to the terms of the Trust, the City of Calhoun is allowed to transfer certain funds between accounts and withdraw certain funds from accounts by written direction to MEAG Power and the Trustee; and

WHEREAS, by official action of the City of Calhoun, a City of Calhoun official was delegated authority to make deposits to the Trust and to communicate City of Calhoun decisions with respect to the Trust to MEAG Power and the Trustee; and

WHEREAS, in order to improve the notification process, MEAG Power has requested that all written directions communicating City of Calhoun decisions with respect to the Trust be executed by two independent City of Calhoun officials; and

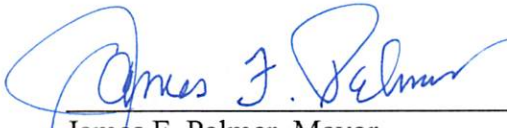
WHEREAS, the City of Calhoun, after due consideration, has determined that such procedural changes are in the best interest of the City of Calhoun.

NOW, THEREFORE, BE IT RESOLVED that henceforth Kelly Cornwell and Cathy Harrison (together, the "Authorized Officials") are authorized to communicate City of Calhoun decisions with respect to the Trust by jointly executing written directions to MEAG Power and the Trustee; and


BE IT FURTHER RESOLVED, the City of Calhoun hereby authorizes the Authorized Officials to execute, and the City of Calhoun Clerk to attest and deliver, certificates specifying the names, titles, term of office and specimen signatures of the Authorized Officials and other certificates and documents that MEAG Power may require from time to time to effect the purposes of the Trust and this Resolution.

ADOPTED and made effective this 22nd day of December 2003.

City of Calhoun, Georgia



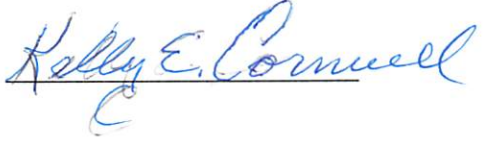

James F. Palmer, Mayor
Attest:




Cathy Harrison, City Administrator

INCUMBENCY AND SIGNATORY CERTIFICATE

I, the undersigned, Cathy Harrison, **DO HEREBY CERTIFY** that I am the duly appointed and acting City of Calhoun Clerk of the City of Calhoun (the "City of Calhoun"). I hereby further certify that the below named persons have been duly appointed or elected, as applicable, have been qualified, are duly holding the offices set opposite their names on this day and the signatures set opposite their names are their genuine signatures:

<u>Name</u>	<u>Office</u>	<u>Term Expires</u>	<u>Signature</u>
Kelly Cornwell	Director of Utilities	At the pleasure of the Mayor and Council	
Cathy Harrison	City Administrator	At the pleasure of the Mayor and Council	

IN WITNESS WHEREOF, I have hereunder subscribed my name and affixed the official seal of the City of Calhoun this 22nd day of December 2003.



Cathy Harrison, City Administrator/Clerk
City of Calhoun, Georgia

City of Calhoun, Georgia

FEE SCHEDULE RESOLUTION

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

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

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Calhoun hereby adopt the following fee schedules, effective July 1, 2003 and continuing thereafter until amended.

REGULATORY FEES:

1. Building Permit Fees:

a. Residential – Single Family

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

b. Residential – Multi-family and Pool Permit Fees

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

\$2,001.00 to \$15,000.00	\$25.00 for the first \$2,000.00, plus \$6.00 for each additional thousand or fraction thereof, to and including \$15,000.00.
\$15,001.00 to \$50,000.00	\$108.00 for the first \$15,000.00, plus \$6.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$308.00 for the first \$50,000.00, plus \$6.00 for each additional thousand or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00	\$608.00 for the first \$100,000.00, plus \$4.00 for each additional thousand or fraction thereof, to and including \$500,000.00
\$500,001.00 and up	\$2,208.00 for the first \$500,000.00, plus \$3.00 for each additional thousand or fraction thereof

c. **Commercial, Industrial and Signs**

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

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

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

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

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

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

2. **Grading Permit Fees:**

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

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

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

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

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

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

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

6. **Fire Inspection Fees:**

- a. **Tank Inspections:**

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

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

TOTAL VALUATION	FEE
\$1,000.00 or less	No fee unless inspection required, in which case a \$50.00 fee for each inspection shall be charged.

\$1,001.00 to \$50,000.00	\$50.00 for the first \$1,000.00, plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$295.00 for the first \$50,000.00, plus \$5.00 for each additional thousand or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00	\$545.00 for the first \$100,000.00, plus \$5.00 for each additional thousand or fraction thereof, to and including \$500,000.00.
\$500,001.00 and up	\$2,545.00 for the first \$500,000.00, plus \$5.00 for each additional thousand or fraction thereof.

7. **Electrical Inspection Permit Fees:**

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

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

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

9. **Trash Pickup:**

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

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

b. **Commercial Dumpster Rental Charges:**

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

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

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

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

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

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

10. **Taps (Without Line Extension):**

a. **Water:**

Size	City	County
¾ inch	\$1,100.00	\$1,200.00
1 inch	\$1,150.00	\$1,250.00
2 inch	\$1,200.00 plus cost of backflow preventer	
4 inch	Cost plus 10%, plus cost of backflow preventer	
6 inch	Cost plus 10%, plus cost of backflow preventer	
8 inch	Cost plus 10%, plus cost of backflow preventer	
12 inch	Cost plus 10%, plus cost of backflow preventer	

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

b. **Sewer (Without Line Extension:)**

Line Size	City	County
4 inch	Residential: \$1,200.00 single family;	Residential: \$1,300.00 single family;
4 inch	Multi-family Residential – \$1,200.00 for first two units, \$1,100.00 per unit thereafter.	Multi-family Residential – \$1,300.00 for first two units, \$1,200.00 per unit thereafter.
4 inch	Commercial/industrial: \$1,500.00 for one business; or \$1,000.00 per business in building complex;	
6 inch	Commercial/industrial: \$1,500.00 for one business; or \$1,000.00 per business in building complex;	
8 inch	Commercial/industrial: \$1,500.00 for one business; or \$1,000.00 per business in building complex;	
12 inch	Commercial/industrial: minimum of \$1,500.00 or cost plus 10%;	
<i>(Rates in incorporated area require a service delivery agreement between affected governments with connection fees and service fees negotiated.)</i>		

COMMENTS: Sewer taps in the unincorporated area of the county with line extensions will be priced based on intergovernmental agreements.

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

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

- a.

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

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

- a. Service connection fees for project area east of I-75 on Highway 53: Service Station - \$20,000.00; Fast Food Business - \$40,000.00; Motel - \$60,000.00; (Adopted October 14, 1985.) Amended to include retail sales business - \$10,000.00. - - **EXPIRED.**
- b. Commercial/industrial service connection fee for Curtis Parkway - \$3,500.00; (Each connection to be reviewed on its individual merits.) (Adopted April 28, 1986.) - - **EXPIRED.**
- c. Commercial service connection fee for Belwood Road - \$5,000.00 plus normal commercial connection fee currently in force. (Adopted April 4, 1988.) - - **EXPIRED.**

- d. Service connection fee for developers on New Town Road, north of existing line as of July 1, 1987 - \$15.00 per front footage. Existing residential homes, as of July 1, 1987 shall pay normal connection fee if eligible for connection. (Adopted July 13, 1987.) - - **EXPIRED.**
- e. Service connection fee for area on Kirk Drive. Each connection to be \$1,150.00 each, or the prevailing rate, should it be higher on the 10 year period after October 28, 1991. - - **EXPIRED.**
- f. Service connection fee for the area on U. S. 41 and Hood Street. Each commercial connection is to be \$3,000.00, or double the prevailing rate. Residential connections are to be \$1,000.00, or double the prevailing rate for five years, beginning January 19, 1998. - - **EXPIRED.**
- g. Tonya Baker contract, dated October 25, 1999, regarding special sewer district for immediate lots north and south of professional dental office on Curtis Parkway North. Reimbursement up to \$12,500.00 with taps priced at \$4,000.00. The City is to be paid \$1,500.00 and Ms. Baker is to be paid \$2,500.00. The contract expires October 25, 2004.
- h. Alex Feagin contract, dated December 10, 2001, regarding special sewer district for lots adjacent to 1112½ North Wall Street. Reimbursement will be up to \$6,396.00. As each commercial property in the sewer service district is connected to and using City sewer services, the sum \$3,198.00 for each such customer shall be paid by City to Mr. Feagin. The contract expires June 25, 2002. - - **EXPIRED.**

13. **Water Extensions:**

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

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

Scope & Outline

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

requirements associated with the request. The primary purpose of the policy is to protect the economic and structural integrity of the water and sanitary sewer systems of the City of Calhoun.

Service Area

This policy shall not be subject to political boundaries.

Objectives:

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

General Development Procedures

Service Availability

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

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

Design

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

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

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

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

- a. Street locations;
- b. Property line locations, with North arrow;
- c. Water pipe size and location;
- d. Location and size of gate valves, air release valves;
- e. Thrust blocks at all bends and tees;
- f. Location of all proposed fire hydrants;
- g. Existing water line locations, sizes and types of material;
- h. Detailed drawing of proposed water line tie-in to existing water mains;
- i. Locations of all water meters and water service lines, including sizes;
- j. Nearest existing water line valves;
- k. Pressure flow test results;
- l. Standard details complying to the City of Calhoun water and sewer specifications;
- m. Road bore and railroad bore locations and detail;
- n. DOT permits;
- o. Railroad permits;
- p. Any easements that will be needed for water lines crossing what is now or will be private property must be provided to the City by the developer;
- q. Scale to which plans are drawn;
- r. Soil and erosion control plan for water line connection;
- s. EPD Potable Water Submittal Form completed by a registered professional engineer, per EPD Drinking Water Rules and Regulations, Chapter 391-3-5.
- t. An itemized cost estimate and construction schedule;

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

- a. Street locations;
- b. Property line locations with North arrow;

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

8" pipe	0.40% (shown as slope in feet per 10 feet)
10" pipe	0.29%
12" pipe	0.22%
16" pipe	0.16%
18" pipe	0.12%
20" pipe	0.10%
24" pipe	0.08%
30" pipe	0.06%
36" pipe	0.05%
- x. Sanitary sewers 16" and larger shall be ductile iron pipe.
- y. Sanitary sewers shall be designed and installed so as to maintain a constant velocity of 2.0 feet per second.
- z. Sanitary Sewers exceeding 12% slope shall be ductile iron pipe with locking rubber gaskets. Where the slope exceeds 18%, pipe stabilization methods should include a concrete anti-seep collar. Sanitary sewers installed at depths exceeding fifteen feet (15') shall be ductile iron pipe.

Extension of Existing Facilities

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

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

Easements

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

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

Plan Review

At the time of plan submittal, a plan review fee will be paid to the City. This fee will be determined by the City and posted in the city fee schedule. The plan will be reviewed by the City and may be approved or denied. If denied, the plan will be returned to the developer for revision. If approved, the plan will be returned to the developer to be sent to the EPD for approval.

Pre-Construction Meeting

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

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

Erosion Control

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

Permitting

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

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

Inspection and Testing

Inspection and testing of all work performed will be required. These tests will include Hydrostatic testing of water lines, disinfection of water mains, low-pressure testing of sanitary sewer lines and vacuum testing of manholes. The developer, in the presence of the City Inspector, will perform all tests. The developer or contractor shall give a 48-hour notice prior to any testing. These tests are outlined in the specifications for water and sanitary sewer line installation. Taps necessary for testing water mains shall be installed by the developer's contractor. Taps paid for by the developer and to be installed

by the City of Calhoun shall not be installed by the City of Calhoun until the water and/or sanitary sewer mains are accepted by the City of Calhoun.

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

Final Acceptance

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

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

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

Warranty

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

Connection Fees

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

14. Surplus Electric Poles:

- a. \$.50 per foot for pole of medium to poor condition.
- b. \$1.00 per foot for poles of good (preferred) condition.

15. Septic Waste Disposal Permit Fees:

- a. \$50.00 maximum for 1,000 gallons.
- b. Disposal tickets required prior to dumping at wastewater treatment facility, dumping only under supervised/regulated conditions.

- c. Disposal tickets available for purchase at City Hall.
16. **Cemetery Fees and Purchase Price (effective July 1, 2001:)**
- a. Cemetery spaces will be sold for \$400.00 per space (4' x 12') at Fain and Chandler Cemeteries.
 - b. All of the increase in price per space shall be applied to the Cemetery Trust Account.
 - c. Burial Deed shall be issued by the City, executed by the Mayor and Clerk for spaces when full purchase price has been paid.
 - d. Rates remain \$400.00 per grave space, with \$250.00 to be applied to the Cemetery Trust account.
17. **Street Department Miscellaneous Fees:**
- a. **Demolition of Condemned Property by City:** Cost plus 10%.
 - b. **Installation of Storm Drainage:**
 - 1) Storm drainage will be installed on public right-of-ways only.
 - 2) Residential: City will charge no fee for installation, provided resident purchases coated metal pipe at current cost plus 15%.
 - 3) Industrial and Commercial: Cost of material and installation, plus 15%.
 - c. **Utility Patching (City Streets):** A charge of \$60.00 per square yard for street patching due to damage by other utilities, developers, etc.
 - d. **Sidewalk Patching:** material plus labor cost.
 - e. **Sidewalk and Driveway Entrance:** material plus labor cost.
 - f. **Delivery of Mulch (Chips):** Fee of \$20.00 per truck load.
 - g. **Animal Control Fees:**
 - 1) Sales\$50.00
 - 2) Boarding.....\$5.00 per day
 - 3) Pick Up Fee (Animals without tags).....\$5.00
 - 4) Violations of leash regulations:
 - a) First Warningno fee
 - b) Second Warning.....\$25.00
 - c) Third Warning.....\$50.00
 - d) Fourth Warning.....Notice to appear in Municipal Court-
The Judge will set the fee.

REGULATORY LICENSE FEES

18. **Circuses, Carnivals and Public Exhibitions:**
- a. **Definitions:** as used in this division, the following terms shall have the respective meanings ascribed to them:
 - 1) **Carnival:** Amusement activities, rides, merry-go-rounds, booths for the conduct of games of skill, food dispensing and sideshows.
 - 2) **Public Exhibition:** Circuses, menageries, sideshows, and other similar itinerant amusement enterprises which are open to the public and for admission to which fee is charged.
 - b. **License Required:** No person shall conduct or operate a circus, carnival, or public exhibition without having first obtained a license from the City Clerk.
 - c. **License Fees:** The business license fee imposed on each circus, carnival, or public exhibition operating within the City shall be \$100.00 for one inspection by

police, fire, and electrical inspectors. Additional inspections will be \$33.00 for each separate inspection.

d. **Conditions of Issuance:** No license under this division shall be issued until the following conditions have been met:

- 1) The operator and sponsor of the circus, carnival, or public exhibition have each assumed full responsibility for maintaining order and for keeping the site clean and free of trash, papers, and other debris, and have placed trash containers in adequate number and in convenient locations for the use of the public;
- 2) The premises have been inspected by police, fire and electrical inspectors of the City and operators have exhibited a State license indicating compliance with State regulations.
- 3) The applicant has placed on file with the City Clerk, one or more certificates of insurance indicating there is in effect public liability insurance covering any damages arising out of the use and operation of any devices and facilities operated in connection with such carnival or exhibition. Such insurance shall be in the minimum amount of one hundred thousand dollars (\$100,000.00) for each person, and three hundred thousand dollars (\$300,000.00) for each accident.

19. **Taxicab and Limousine Operators:**

a. Each person who engages in the business of operating one or more taxicabs or limousines in the City shall obtain a license from the City Clerk.

b. **Application – General:** Application for a license shall be made, and such application shall contain the following information in addition to general information:

- 1) The experience of the applicant in the transportation of passengers;
- 2) Any facts which the applicant believes tend to prove that public convenience and necessity require the granting of a license;
- 3) The number of vehicles to be operated or controlled by the applicant and the location of proposed depots and terminals.

c. **Review:** In considering whether to grant or deny a taxicab license to an applicant, for such license, the governing body shall take into account the number of taxicabs or vehicles already in operation; whether existing transportation is adequate to meet the public need; the probable effect of increased service on local traffic conditions; and the character, experience, and responsibility of the applicant.

d. **Bond Required:**

- 1) Before any license shall be issued for engaging in the taxicab or limousine business, the applicant for such license shall file with the City Clerk an indemnity bond for each vehicle authorized, in the amount prescribed by the governing body for bodily injury to any one person; in the amount so prescribed for injuries to more than one person which are sustained in the same accident; and in the amount so prescribed for property damage resulting from any one accident. Said bonds shall be executed by the

applicant, as principal, and two (2) sureties upon which service of process may be made in the State and which shall inure to the benefit of any person who shall be injured or who shall sustain damage to property proximately caused by the negligence of the applicant, or applicant's servants or agents. The required bond schedule shall be on file in the office of the City Clerk.

- 2) The City Council may, at its discretion, allow the applicant to file, in lieu of a bond, a liability insurance policy issued by an insurance company authorized to do business in the State, provided that such policy conforms to the provisions of this section relating to bonds.
- e. **License Fee:** The annual license fee for each person engaged in the business of operating taxicabs or limousines in the City shall be \$75.00, plus \$20.00 for verification of each driver and issuing individual driver's permits.
 - f. **Driver's License and Permit Required:** No person shall operate a taxicab or limousine for hire upon the streets of this municipality and no person who owns or controls a taxicab shall permit it to be so driven, and no taxicab licensed under the provisions of this division shall be driven at any time for hire, unless the driver of said taxicab shall have first obtained and shall have then in force a valid motor vehicle driver's license, issued by the State, and a valid taxicab driver's permit issued by the municipality, as provided herein.
 - g. **Driver's Permit Application:**
 - 1) **Filing, etc.:** An application for a taxicab driver's permit shall be in writing, and filed with the City Clerk, and such application shall be verified under oath and shall contain the following information:
 - a) The names and addresses of four (4) references who will vouch for the sobriety, honesty, and general good character of the applicant;
 - b) The experience of the applicant in the transportation of passengers;
 - c) The educational background of the applicant.
 - 2) **Police Investigation of the Applicant:** The Chief of Police shall cause to be made an investigation of each applicant for a taxicab driver's permit. Such investigation shall be made to determine the moral character and fitness of the applicant, as well as the applicant's knowledge of the City and all traffic regulations therein. A report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application.
 - 3) **Consideration of application:** The City Clerk or Chief of Police shall, upon consideration of the application and the reports required to be attached thereto, approve or reject the application. If the application is rejected, the applicant may request a personal appearance before the governing body to offer evidence why the application should be reconsidered.
 - h. **Provisional Driver's Permit:** Notwithstanding any other provision hereof, until such application for a taxicab driver's permit is formally acted upon by the governing body, a provisional taxicab driver's permit may be issued to such applicant by the City Clerk, upon approval of the Chief of Police, following a preliminary investigation into the driving record or history of said applicant, provided such applicant shall have and possess a valid motor vehicle driver's license issued by the State.

- i. **Persons Precluded from Obtaining Driver's Permit:** No individual shall be permitted to obtain a City permit to operate any taxicab or vehicle for hire who has been convicted of a crime involving moral turpitude, or having violated any law or ordinance dealing with, having, possessing, selling or drinking intoxicating liquor, wine or beer.
- j. **Forfeiture of Driver's Permit for Certain Acts:** Any person to whom a driver's permit has been granted to operate a taxicab or car for hire shall immediately forfeit the permit upon being found in possession of any intoxicating liquor, wine or beer, in any taxicab or car for hire which such person may have a license to operate, except where the same is found upon the passenger in a passenger's luggage or effects.
- k. **Issuance of Driver's Permit, Photograph:** Upon approval of an application for a taxicab driver's or vehicle for hire permit, the chief of police shall issue a permit to the applicant which shall be signed by the Chief of Police, and set forth the name, address, age and signature of the applicant. The Chief of Police shall procure or cause to be produced two (2) photographs of such applicant, one of such photographs to be retained by the Chief of Police in the files of the Police Department and the other to be attached to the taxicab driver's permit.
- l. **Display of Driver's Permit:** Every taxicab driver licensed under this section shall post such taxicab driver's permit in such a place as to be in full view of all passengers while such driver is operating a taxicab.
- m. **Duty of Driver to Comply with City, State and Federal Laws:** Every driver licensed under this division shall comply with all city, state and federal laws. Failure to do so will justify the suspension or revocation of the taxicab driver's permit or the vehicle for hire permit.
- n. **Designation of Taxicabs:** Each taxicab shall bear on the outside of each rear door and on the rear of the vehicle, in painted letters not less than three (3) inches high, the name of the company or individual owning or operating the vehicle and the work "taxicab" and, in addition, may bear an identifying design approved by the Chief of Police.
- o. **Receipts for Fares:** The driver of any taxicab shall, upon request by the passenger, render to such a passenger a receipt for the amount charged, either by a mechanically printed receipt or by a specially prepared receipt, on which shall be the name of the owner, license number or motor number, amount of the meter reading or charges, and the date of the transaction.
- p. **Accidents:** All accidents arising from or in connection with the operation of any taxicabs or vehicles for hire which result in death or injury to any person, or in damage to any vehicle or to any property in an amount exceeding the sum of twenty-five dollars (\$25.00) shall be reported within twenty-four (24) hours from the time of occurrence to the Police Department.
- q. **Refusal of Passenger to Pay Legal Fare:** It shall be unlawful for any person to refuse to pay the legal fare of any taxicab after having hired the same, and it shall likewise be unlawful for any person to hire any taxicab with the intent to defraud the person from whom it is hired of the value of such service.
- r. **Limit on Number of Passengers:** All motor vehicles engaged in the transportation of persons for hire within the City shall carry no more than four (4) persons per seat in said motor vehicle at any one time, except, however, said

motor vehicle may carry no more than three (3) persons, including the operator of the vehicle, on the front seat, or driver's seat, at any one time.

- s. **Compliance with State Law Required:** All motor vehicles engaged in the transportation or persons for hire within the City shall be in compliance with all appropriate state laws and regulations covering said class of vehicles.

20. **Tattoo Artists:**

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

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

- a. Each person who engages in the business of operating one or more galleries or ranges within the City shall obtain a license from the City Clerk.
- b. Application for a license shall be made and such application shall contain the following information: name, home and business address,, telephone number, social security number, list of employees and same personal information as applicant, copy of state license, copy of federal fire arms permit (if applicable,) and copy of liability insurance policy.
- c. Applicant must register with the Police Department, listing their name and business location. Applicant must notify the police of any change of location within the City. Applicant must file copies of all current state and federal permits. Applicant shall agree to police background check.
- d. Applicant must provide proper galleries and ranges designed to protect the public and participants, and must comply with all building, fire, plumbing and electrical codes.
- e. Galleries and ranges are to be located within areas zoned for business operations.
- f. Applicant must agree to meet all state and federal requirements.
- g. The annual license fee shall be one hundred dollars (\$100.00.)

22. **Scrap Metal Processors:**

- a. Each person who engages in the business of operating a scrap metal process in the City shall obtain a license from the City Clerk.
- b. Application for a license shall be made and such application shall contain the following information: name, home address, business address, telephone number, type zoning for business location and hours of operation.

- c. Location must meet all building, fire, electrical and zoning codes, and the noise level must be within required levels for the area and the type of operation.
- d. Materials located at the site must be processed and relocated within a maximum of thirty (30) days.
- e. Application and addresses of all parties who sell to the applicant should be available for police inspection at any time.
- f. Applicant must agree to meet all state and federal requirements.
- g. The annual license fee shall be one hundred dollars (\$100.00.)

23. **Pawnbrokers:**

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

24. **Firearm Dealers:**

- a. Each firearm dealer doing business within the City of Calhoun shall be required to obtain a license from the City Clerk in the manner specified.
- b. License application and copies of federal and state licenses are to be filed with the City Clerk.
- c. Firearm dealers are to be registered with the City Police Department of Calhoun with copies of federal and state licenses to be filed. A criminal history is to be produced following written consent of applicant.
- d. Fingerprints and the past five years' firearm dealer history is to be filed with the Calhoun City Police Department.

- e. No action on any application for a fire arm dealer shall be taken until the governing body has reviewed the application and police report.
- f. No firearm license shall be issued to any person who has been convicted of a felony crime.
- g. The annual license fee for each firearm dealer shall be four hundred dollars (\$400.00.)
- h. A monthly report of the sales or trades of firearms are to be filed with the City Police Department for cross checking of stolen property locally and state wide.

25. **Peddlers:**

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

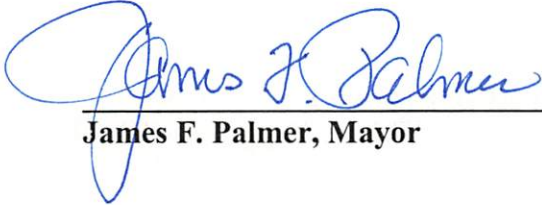
- 4) A brief statement of the nature and character of any advertising done or proposed to be done in connection with the conduct of applicant's business.
- f. **Bond:** before any license shall be issued for engaging in a transient or itinerant business as provided in this section, the applicant shall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

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

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

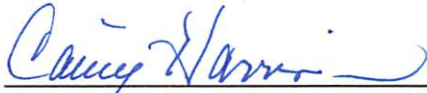
Adopted this the 22nd day of December 2003.

CITY OF CALHOUN, GEORGIA



James F. Palmer, Mayor

Attest:



Cathy Harrison, City Administrator