



Agenda of Actions

BOARD OF COMMISSIONERS

August 26, 2004

7:00 P.M.

BOARD OF COMMISSIONERS

Greg Dunn, Chairman
Linda Wells, Vice Chair
Herb Frady
Peter Pfeifer
A.G. VanLandingham

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STAFF

Chris Cofty, County
Administrator
William R. McNally, Attorney
Carol Chandler, Executive Asst.
Peggy Butler, Executive Assistant
Karen Morley, Chief Deputy Clerk

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MEETING LOCATION

Administrative Complex
Commission Meeting Room
140 Stonewall Avenue
Fayetteville, GA

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MEETING TIMES

1st Wednesday each month at
3:30 p.m.
2nd and 4th Thursday each month
at 7:00 p.m.

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COMMISSION OFFICE

Administrative Complex
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Fax: 770.460.9412

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Chairman Dunn called the meeting to order, offered the invocation and led the pledge to the flag.

PUBLIC HEARING:

A. Consideration of Petition No. 1130-04, ARC Enterprises, Owners, and Scarbrough & Rolader Development, Agents, request to rezone 26.593 acres from R-70 to C-S to develop 12 single-family dwelling lots. This property is located in Land Lot 21 of the 7th District and fronts on Eastin Road and Sandy Creek Road. Planning Commission recommended approval subject to the recommended conditions (4-0). Staff recommended approval with conditions.

MOTION WAS MADE BY COMMISSIONER WELLS TO APPROVE PETITION NO. 1130-04 AS PRESENTED. MOTION WAS SECONDED BY COMMISSIONER FRADY. MOTION CARRIED 5-0.

B. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article III. Definitions, Section 3-46. Financial Institution. Planning Commission recommended approval (4-0).

MOTION WAS MADE BY COMMISSIONER FRADY TO APPROVE THE CHANGES IN THE AMENDMENTS AS PRESENTED. MOTION WAS SECONDED BY COMMISSIONER WELLS. MOTION CARRIED 5-0.

C. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article VI. District Use Requirements, Section 6-24. C-S, Conservation Subdivision, A. Purpose. Planning Commission recommended approval (4-0).

MOTION WAS MADE BY COMMISSIONER WELLS TO APPROVE THE CHANGES IN THE AMENDMENTS AS PRESENTED. MOTION WAS SECONDED BY COMMISSIONER PFEIFER. MOTION CARRIED 5-0.

Agenda of Actions
August 26, 2004
Page 2

- D. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article VII. Conditional Uses, Exceptions and Modifications, Section 7-7. Commercial Development Standards. Planning Commission recommended approval (4-0).

MOTION WAS MADE BY COMMISSIONER WELLS TO APPROVE THE AMENDMENTS WITH THE EXCLUSION OF DEFINING THE NUMBER OF LANES. MOTION WAS SECONDED BY COMMISSIONER VANLANDINGHAM. MOTION CARRIED 5-0.

- E. Consideration of proposed liquor by the drink ordinance.

MOTION WAS MADE BY COMMISSIONER WELLS TO APPROVE THE ORDINANCE AND INCORPORATE ALL PREVIOUS VOTES INTO THE ORDINANCE AND SUCH ORDINANCE TO BE EFFECTIVE IMMEDIATELY. MOTION WAS SECONDED BY COMMISSIONER VANLANDINGHAM. MOTION CARRIED 5-0.

CONSENT AGENDA: MOTION WAS MADE BY COMMISSIONER WELLS TO APPROVE THE CONSENT AGENDA AS PRESENTED. MOTION WAS SECONDED BY COMMISSIONER FRADY. MOTION CARRIED 5-0.

1. Approval of transfer of insurance reimbursement from General Fund to Sheriff's Department-Criminal Investigation Division budget.
2. Approval of Library budget adjustment due to overage in FY04 line items.
3. Approval to allow the Road Department to perform work for the Board of Education at Wildcat Way at Whitewater High School.
4. Approval of minutes for Board of Commissioners meetings held on August 4, 2004 and August 12, 2004.

PUBLIC COMMENT:

Members of the public are allowed up to five minutes each to address the Board on issues of concern other than those items which are on this evening's agenda.

NONE

STAFF REPORTS:

Attorney McNally: County Attorney Bill McNally asked for an Executive Session to discuss on

Agenda of Actions
August 26, 2004
Page 3

a legal item.

EXECUTIVE SESSION: MOTION WAS MADE BY COMMISSIONER WELLS TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS ONE LEGAL ITEM. MOTION WAS SECONDED BY COMMISSIONER VANLANDINGHAM. MOTION CARRIED 5-0.

LEGAL: Attorney Davenport discussed a legal item with the Board.

MOTION WAS MADE BY COMMISSIONER WELLS TO AUTHORIZE ATTORNEY DAVENPORT TO PROCEED IN THIS MATTER. MOTION WAS SECONDED BY COMMISSIONER VANLANDINGHAM. MOTION CARRIED 5-0.

EXECUTIVE SESSION AFFIDAVIT: MOTION WAS MADE BY COMMISSIONER WELLS TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT ONE LEGAL ITEM WAS DISCUSSED IN EXECUTIVE SESSION. MOTION WAS SECONDED BY COMMISSIONER FRADY. MOTION CARRIED 5-0.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 8:30 p.m.

Peggy Butler, Chief Deputy Clerk