



#### **BOARD OF COMMISSIONERS**

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



#### **STAFF**

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



#### **MEETING LOCATION**

Administrative Complex  
Commission Meeting Room  
140 Stonewall Avenue  
Fayetteville, GA



#### **MEETING TIMES**

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



#### **COMMISSION OFFICE**

Administrative Complex  
Suite 100  
140 Stonewall Avenue  
Fayetteville, GA 30214  
Phone: 770.460.5730 Ext. 5400  
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#### **Web Site:**

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# The Agenda of Actions

## **BOARD OF COMMISSIONERS**

**June 9, 2005**

**7:00 P.M.**

Chairman Dunn called the meeting to order, offered the Invocation and led the pledge to the Flag.

#### **PRESENTATION/RECOGNITION:**

A. Recognition of 2005 Georgia 4-H Fayette County Junior State Trap and Skeet Champions.

**THE BOARD PRESENTED CERTIFICATES TO THE WINNING TEAM MEMBERS OF THE 2005 GEORGIA 4-H FAYETTE COUNTY JUNIOR STATE TRAP AND SKEET CHAMPIONSHIP.**

#### **PUBLIC HEARING:**

B. Consideration of the County's proposed Annual Budget for fiscal year beginning July 1, 2005 and ending June 30, 2006.

#### **THE BOARD TOOK NO ACTION ON THIS MATTER.**

C. Consideration of proposed amendment to the Fayette County Development Regulations regarding Article XIII. Post-Development Stormwater Management for New Development and Redevelopment as presented by the Engineering Department. The planning commission recommended approval with one (1) condition 5-0 as follows: if the state permits the plan to be approved by a registered landscape architect the county will approve such addition to the ordinance. This item was tabled from the May 26, 2005 Board of Commissioners' meeting.

**ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO ADOPT THE AMENDMENT TO THE FAYETTE COUNTY DEVELOPMENT REGULATIONS REGARDING ARTICLE XIII. POST-DEVELOPMENT STORMWATER MANAGEMENT FOR NEW DEVELOPMENT AND REDEVELOPMENT IN ITS ENTIRETY AS PRESENTED. THE MOTION CARRIED 3-2 WITH COMMISSIONER VANLANDINGHAM AND COMMISSIONER FRADY VOTING IN OPPOSITION.**

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- D. Consideration of proposed amendments to the Fayette County Development Regulations regarding Article VII. Watershed Protection Ordinance, Section 8-201. Watershed Protection Areas, 12. State Water; Section 8-202. Applicability, B. Small Water Supply Watersheds, 1., 2., and 4., and F. State Waters; Section 8-203. Restrictions, F., 1., 2., and 3. and amend lettering of remaining sections by changing existing F. to G. and G. to H. as presented by the Engineering Department. The planning commission recommended approval as submitted 5-0. This item was tabled from the May 26, 2005 Board of Commissioners' meeting.

**ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO ADOPT AMENDMENTS TO THE FAYETTE COUNTY DEVELOPMENT REGULATIONS REGARDING ARTICLE VII. WATERSHED PROTECTION ORDINANCE, SECTION 8-201. WATERSHED PROTECTION AREAS, 12. STATE WATER; SECTION 8-202. APPLICABILITY, B. SMALL WATER SUPPLY WATERSHEDS, 1, 2, AND 4, AND F. STATE WATERS; SECTION 8-203. RESTRICTIONS, F., 1, 2, AND 3 AND AMEND LETTERING OF REMAINING SECTIONS BY CHANGING EXISTING F. TO G. AND G. TO H. AS PRESENTED SUBJECT TO FUTURE CLARIFICATION OF EXEMPTIONS PRIOR TO THE END OF THE YEAR. THE MOTION CARRIED 5-0.**

- E. Consideration of proposed amendments to the Fayette County Development Regulations regarding Article III. Street Design Standards and Specifications, Section 8-52. Residential access (a) Residential driveway cuts and (a)(1); (3) Exceptions, (c) Circular driveways; Section 8-48. Minimum right-of-way widths and dedication requirements, (1) Minimum right-of-way and pavement widths, Minimum Pavement Width as presented by the Engineering Department. The planning commission recommended approval as submitted 5-0. This item was tabled from the May 26, 2005 Board of Commissioners' meeting.

**ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO ADOPT AMENDMENTS TO THE FAYETTE COUNTY DEVELOPMENT REGULATIONS REGARDING ARTICLE III. STREET DESIGN STANDARDS AND SPECIFICATIONS, SECTION 8-52. RESIDENTIAL ACCESS (A) RESIDENTIAL DRIVEWAY CUTS AND (A)(1); (3) EXCEPTIONS, (C) CIRCULAR DRIVEWAYS; SECTION 8-48. MINIMUM RIGHT-OF-WAY WIDTHS AND DEDICATION REQUIREMENTS, (1) MINIMUM RIGHT-OF-WAY AND PAVEMENT WIDTHS, MINIMUM PAVEMENT WIDTH AS PRESENTED WITH THE NEW CHANGES. THE MOTION CARRIED 5-0.**

**CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER WELLS TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 5-0.**

1. Approval of request from Chief Jack Krakeel for a budget adjustment in the amount of \$1,231.72 from the General Fund to Public Safety Vehicle Repair account #10030100-522233.
2. Approval of request from the Engineering Department to approve Newhaven Subdivision Phase I as a Street Light District in Fayette County.
3. Approval of minutes for the Board of Commissioners' meeting held on May 26, 2005.

**PUBLIC COMMENT:**

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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:**

**DISCUSSION OF REGIONAL IMPACT NOTICE:** Assistant Planning Director Pete Frisina asked for the Board's consideration in authorizing the Chairman to sign a letter to the Chattahoochee-Flint RDC stating the Board's opposition to the proposed Twin Lakes residential development on 760 acres consisting of 633 single-family detached homes in Senoia.

**ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER WELLS TO AUTHORIZE THE CHAIRMAN TO SIGN A LETTER TO THE CHATTAHOOCHEE-FLINT RDC STATING THE BOARD'S OBJECTION TO THE PROPOSED TWIN LAKES RESIDENTIAL DEVELOPMENT IN SENOIA. THE MOTION CARRIED 5-0.**

**EXECUTIVE SESSION:** Assistant County Attorney Dennis Davenport requested an executive session to discuss four legal matter.

**COMMISSIONER FRADY:** Commissioner Frady asked Chairman Dunn for further comment on his earlier remark regarding State mandated sewer in the southern part of the county.

Chairman Dunn remarked that the Metropolitan North Georgia Water Board stated their movement was to eliminate all consumptive use of water and this would mean no septic tanks for anyone. He said no one was in favor of this but there was a definite move over time to extend sewer systems where there was going to be people.

**CHAIRMAN DUNN:** Chairman Dunn said he wanted to explain the situation of the County Marshals who cited the Tax Commissioner for having a gun in his office. He remarked that the County Marshals do not investigate 911 calls and then proceed to investigate. He said the Marshal acted according to the law and that was to respond immediately to the 911 call as any fire or police department would do.

**EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY CHAIRMAN DUNN TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS FOUR LEGAL MATTERS. THE MOTION CARRIED 5-0.**

**LEGAL:** Assistant County Attorney Dennis Davenport discussed a legal matter with the Board.

**THE BOARD TOOK NO ACTION ON THIS MATTER.**

**LEGAL:** Assistant County Attorney Dennis Davenport reported on a legal matter to the Board.

**THE BOARD TOOK NO ACTION ON THIS MATTER.**

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**LEGAL**: Assistant County Attorney Dennis Davenport discussed a legal matter with the Board.

**THE BOARD TOOK NO ACTION ON THIS MATTER.**

**LEGAL**: Assistant County Attorney Dennis Davenport updated the Board on a legal matter.

**ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE ATTORNEY DAVENPORT TO PROCEED IN THIS MATTER. THE MOTION CARRIED 5-0.**

**EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT FOUR LEGAL MATTERS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 5-0.**

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 9:25 p.m.

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Karen Morley, Chief Deputy Clerk