



BOARD OF COMMISSIONERS

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

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STAFF

Chris Cofty, County Administrator
Carol Chandler, Executive Asst.
William R. McNally, Attorney
Karen Morley, Deputy Clerk
Linda Rizzotto, 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
Suite 100
140 Stonewall Avenue
Fayetteville, GA 30214
Phone: 770.460.5730 Ext. 5400
Fax: 770.460.9412

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The Agenda of Actions

BOARD OF COMMISSIONERS

January 9, 2003

7:00 P.M.

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

PUBLIC HEARING:

- A. Consideration of Petition No. T-012-02, Lee and Renae Wright, Owners, and Lee Wright, Agent, request to increase the height of an existing monopole tower from 170 feet to 188 feet plus an 8 foot lightning rod. This property is located in Land Lot 186 of the 4th District, fronts on Chappell Road, and is zoned A-R. Planning Commission recommended approval with conditions 5-0. Staff recommended approval with conditions.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY CHAIRMAN DUNN TO APPROVE PETITION NO. T-012-02. THE MOTION FAILED 2-2 WITH COMMISSIONER WELLS AND COMMISSIONER VANLANDINGHAM VOTING IN OPPOSITION. COMMISSIONER PFEIFER WAS ABSENT.

- B. Consideration of Petition No. 1100-02, Michael L. and Kathie L. Graves, Owners/Agents, request to rezone 5.047 acres from R-70 to R-85 to develop one (1) single-family dwelling lot. This property is located in Land Lot 193 of the 5th District and fronts on Eastin Road. Planning Commission recommended approval 5-0. Staff recommended approval.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO APPROVE PETITION NO. 1100-02. THE MOTION CARRIED 4-0. COMMISSIONER PFEIFER WAS ABSENT.

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- C. Consideration of Petition No. 1101-02, Ashok K. Nagrani, Owner/Agent, request to rezone 3.00 acre from C-H Conditional to C-H Conditional to delete one condition regarding use restrictions. This property is located in Land Lot 233 of the 5th District and fronts on S.R. 85 North. Planning Commission recommended approval as C-H with no conditions 5-0. Staff recommended approval as C-H with no conditions.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO APPROVE PETITION NO. 1101-02. THE MOTION CARRIED 4-0. COMMISSIONER PFEIFER WAS ABSENT.

- D. Consideration of Petition No. 1102-02, J.D. Holmes of PTC Properties, Inc., Owner/Agent, request to rezone 3.55 acres from C-H to O-I to allow massage use at an existing Health Club/Fitness Center. This property is located in Land Lot 69 of the 7th District and fronts on S.R. 54 West. Planning Commission recommended approval with one condition 5-0. Staff recommended approval with one condition.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO APPROVE PETITION NO. 1102-02. THE MOTION CARRIED 3-0-1 WITH CHAIRMAN DUNN ABSTAINING FROM THE VOTE. COMMISSIONER PFEIFER WAS ABSENT.

CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 4-0. COMMISSIONER PFEIFER WAS ABSENT.

1. Approval of minutes for Board of Commissioners meeting held on January 2, 2003.

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:

EXECUTIVE SESSION: Attorney McNally requested an executive session to discuss five legal matters.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS FIVE LEGAL MATTERS. THE MOTION CARRIED 4-0. COMMISSIONER PFEIFER WAS ABSENT.

LEGAL: Attorney McNally advised the Board on a legal matter.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally reported to the Board on a legal matter.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally discussed a legal matter with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally advised the Board on a legal matter.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally reported to the Board on a legal matter.

THE BOARD TOOK NO ACTION ON THIS MATTER.

EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT FIVE LEGAL MATTERS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 4-0. COMMISSIONER PFEIFER WAS ABSENT.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 8:15 p.m.