



BOARD OF COMMISSIONERS

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

i

STAFF

Chris Cofty, County Administrator
Carol Chandler, Executive Asst.
William R. McNally, Attorney
Karen Morley, Deputy Clerk
Linda Rizzotto, Deputy Clerk

i

MEETING LOCATION

Administrative Complex
Commission Meeting Room
140 Stonewall Avenue
Fayetteville, GA

i

MEETING TIMES

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

i

COMMISSION OFFICE

Administrative Complex
Suite 100
140 Stonewall Avenue
Fayetteville, GA 30214
Phone: 770.460.5730 Ext. 5400
Fax: 770.460.9412

Web Site:

www.admin.co.fayette.ga.us

e-mail contact:

fayette6@admin.co.fayette.ga.us

The Agenda of Actions

BOARD OF COMMISSIONERS

APRIL 26, 2001

7:00 P.M.

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

PRESENTATION/RECOGNITION:

- A. Presentation of Proclamation recognizing the month of May, 2001 as "Older Americans Month".

The Board recognized various members from Senior Services who came forward. Chairman Dunn read the proclamation recognizing the month of May, 2001 as "Older Americans Month" and presented the proclamation to Sharon Cummings, Vice President of the Board of Directors for Senior Services.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER VANLANDINGHAM TO SUSPEND COUNTY POLICY ON DEFERRING PETITIONS AND ALLOW ANYONE WHO WISHES TO DEFER UNTIL THE 26TH DAY OF JULY, TO HAVE THEIR PETITION HEARD AND IT WILL BE THEIR RESPONSIBILITY TO PAY FOR ALL RE-ADVERTISING FEES. THE MOTION INCLUDES THOSE PETITIONERS WHO MAY BE HEARD NEXT MONTH. THE MOTION CARRIED 4-0.

PUBLIC HEARING:

- B. Consideration of Petition No. 1073-01, Charles L. Pailer, III, and Attorney Douglas Dillard, Agent, request to rezone 5.00 acres from A-R to C-H to develop a Small Commercial Development. This property is located in Land Lot 18 of the 6th District and fronts on Redwine Road and S.R. 74 South. **The Planning Commission recommended denial to C-H, but recommended approval to O-I subject to the recommended conditions (4-0). Staff recommended denial to C-H, but recommended approval to O-I with conditions. Tabled from the March 22, 2001 meeting.**

ATTORNEY DILLARD CONFIRMED THE RULES WERE SUSPENDED TO REQUEST A DEFERMENT ONLY ONCE AND HE REQUESTED A SECONDED DEFERMENT UNTIL JULY 26, 2001. THE FULL BOARD CONSENTED TO THIS REQUEST.

Agenda of Actions

April 26, 2001

Page 2

- B. Consideration of Petition No. 1071-01, Robert H. Brooks, Owner, and Integrated Science and Engineering, Agent, request to rezone 127.459 acres from A-R to PUD-PRD to develop a single-family residential subdivision consisting of 60 additional single-family dwelling lots to Whitewater Creek Community. This property is located in Land Lot 3 of the 6th District and Land Lot 224 of the 4th District and fronts on Redwine Road, Bernhard Road, and Troon Drive. **The Planning Commission recommended approval (3-2). Staff recommended approval.**

CARL WESTMORELAND REPRESENTING MR. ROBERT BROOKS, OWNER, REQUESTED TO BE HEARD THIS EVENING.

ON MOTION MADE BY VICE CHAIR WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO DENY PETITION NO. 1071-01. THE MOTION TO DENY CARRIED 3-1 WITH CHAIRMAN DUNN OPPOSING.

- C. Consideration of Petition No. RDP-002-01 to revise a Development Plan to add land area and density (60 lots and 16.84 acres of open space) to an existing Planned Unit Development, Whitewater Creek Community. This property is located in Land Lot 3 of the 6th District and Land Lot 224 of the 4th District and fronts on Redwine Road, Bernhard Road, and Troon Drive. **The Planning Commission recommended approval (3-2). Staff recommended approval.**

ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY VICE CHAIR WELLS TO DENY PETITION NO. RDP-002-01. THE MOTION CARRIED 4-0.

- D. Consideration of Petition No. 1074-01, Clayton O. Carmack, Owner, Mukut Gupta, Agent, request to rezone 40.55 acres from A-R to R-72 to develop a single-family residential subdivision consisting of 18 lots. This property is located in Land Lot 4 and Land Lot 29 of the 5th District and fronts on Old Senoia Road. **The Planning Commission recommended approval subject to the recommended conditions (5-0). Staff recommended denial.**

CHAIRMAN DUNN SAID HE RECEIVED WRITTEN NOTICE TO DEFER AND THIS PETITIONER WOULD BE INCLUDED IN THE PREVIOUS MOTION AND ALLOWED TO DEFER UNTIL JULY 26, 2001.

- E. Consideration of Petition No. 1075-01, 3D Properties, Owners, and Tony Davis, Agent, request to rezone 8.10 acres from A-R to O-I to develop a Medical Office. This property is located in Land Lot 39 of the 7th District and fronts on S.R. 54 West. **The Planning Commission recommended approval (5-0). Staff recommended approval.**

JEFFERSON BROWN, REPRESENTING 3D PROPERTIES, OWNERS, REQUESTED TO BE HEARD TONIGHT.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY VICE CHAIR WELLS TO APPROVE PETITION NO. 1075-01. THE MOTION CARRIED 4-0.

- F. Consideration of Petition No. 1077-01, Lynn Fedor, Owner, and Thomas Fedor, Agent, request to rezone 0.63 of an acre from A-R to O-I to develop an Insurance/Financial Planning Office. This property is located in Land Lot 121 of the 5th District and fronts on S.R. 54 East and Plantation Drive. **The Planning Commission recommended approval (5-0). Staff recommended approval.**

THOMAS FEDOR, AGENT FOR LYNN FEDOR, OWNER, REQUESTED TO BE HEARD TONIGHT.

ON MOTION MADE BY COMMISSIONER VICE CHAIR WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE PETITION NO. 1077-01. THE MOTION CARRIED 4-0.

- H. Consideration of Petition No. 1072-01, Nancy Cooper and Mitchell Edwin Cooke, Owners, and Landrum Family Limited Partnership and Attorney Newton Galloway, Agents, request to rezone 6.18 acres from A-R to C-H to develop a Self-Storage Facility. This property is located in Land Lot 70 of the 5th District and fronts on S.R. 85 South. **The Planning Commission recommended approval (4-0) without the recommended conditions. Staff recommended approval with conditions. Tabled at the March 22, 2001 meeting.**

ATTORNEY NEWTON GALLOWAY, REPRESENTING NANCY COOPER AND MITCHELL COOKE, OWNERS REQUESTED TO BE HEARD TONIGHT.

ON MOTION MADE BY VICE CHAIR WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE PETITION 1072-01 WITH CONDITIONS AND WITH THE ADDITIONAL CONDITION THAT THE FINAL PRODUCT WILL NOT EXCEED SEVENTY (70%) IMPERVIOUS SURFACE. THE MOTION CARRIED 3-1 WITH CHAIRMAN DUNN OPPOSING.

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

1. Approve request from Donna Worcester of the Fayette County Schools Mentor Program to apply for continuation of grant funds from the Governor's Children and Youth Coordinating Council for the Community School Mentor Program and to have the Chairman execute the Certificate of Compliance with the Service Delivery Strategy.
2. Approval of minutes for Board of Commissioners' meeting held on April 12, 2001 and Called

Agenda of Actions
April 26, 2001
Page 4

Session held on April 18, 2001.

PUBLIC COMMENT:

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

Bob Craft: Mr. Craft stated he had a concern where property is donated and there was a big difference whether the property was being donated to the homeowners in a subdivision or whether the property was being donated to the county. He said as an example the Chimney property near the reservoir was donated to the county and on the property there is a sign that says for Chimney residents only.

Attorney McNally said along the stream behind the Chimneys was a particular area that the county felt would be valuable to the county and have since put together several other parcels so that there is county property that extends, basically from Starr's Mill High School down to Starr's Mill.

Steve Ott: Mr. Ott commented that the American Cancer Society was having its Annual Relay for Life May 18 - 19 and they are trying to expand their event past the typical seventeen to eighteen teams. He invited the Commissioners to the relay on May 18th at 6:00 p.m. at Fayette County High School.

Tim Toms: Mr. Toms stated he lives off Highway 85 and McBride Road. He requested the Board to consider an overlay plan for Georgia Highway 85 south with the development that is happening in the Starr's Mill area and the zoning that happened tonight.

Marty Alexander: Mr. Alexander commented he was President of Royal Ridge Homeowners Association and said the residents in his area would like to see more effort put into what is coming in the future for his area. He also requested that an overlay be considered for Highway 85 south.

Alicia Craft: Ms. Craft asked when funds were allocated to the Fayette County Development Authority and how much money were they given and was advised the funds were allocated during budget time..

STAFF REPORTS:

REQUEST FROM THE KNIGHTS AME CHURCH: Attorney McNally advised the Board the county has a request from the Knights AME Church in Henry County. He said this church would like to have its property annexed into the City of Stockbridge. He said further that our wetland mitigation site sits between this property and the City of Stockbridge boundary. He commented this church would like to know whether or not Fayette County would be agreeable to permit the wetland mitigation site to be annexed into the City of Stockbridge so that they in turn can be annexed into the City of Stockbridge. He said he realized the Board may want to give this some thought but it is a request on the part of this church. He stated he would be happy to answer any questions the Board had. He said the Board may want to take this under advisement and he would bring this up at the next meeting and the Board could make its decision then.

RESOLUTION NO. 2001-07, REDRAWING OF THE UNITED STATES CONGRESSIONAL DISTRICTS WITHIN GEORGIA: Chairman Dunn briefed the Board concerning the issue of redistricting for the State of Georgia. He stated how the redistricting would affect Fayette County. He said State Representative Lynn Westmoreland has asked the county for help to send a message that Fayette County desires that the entire county be in one Judicial and Congressional District and that the district be the Third Congressional District. He stated Mr. Westmoreland has asked that the county get the Resolutions to him by no later than April 30th for the next round of meetings that he wants to go to.

RESOLUTION NO. 2001-06, REDRAWING GEORGIA'S HOUSE OF REPRESENTATIVE DISTRICTS: Chairman Dunn briefed the Board involving the second resolution and how it would affect Fayette County. He explained that Fayette County is part of two House District seats in Georgia. He said Mr. Westmoreland has asked if we are in favor of this to give him a resolution requesting that Fayette County have two seats totally within Fayette County. Mr. Dunn said he supported this as well so we would just have two representatives that represent Fayette County and we wouldn't have to deal with other people from all over the place.

Chairman Dunn made a recommendation and a motion that the Board sign and deliver to Mr. Westmoreland, the two resolutions included here. Commissioner Frady seconded the motion. The motion carried 4-0.

There being no further business to come before the Board, Chairman Dunn asked for a motion to adjourn.

ON MOTION MADE BY VICE CHAIR WELLS, SECONDED BY COMMISSIONER FRADY TO ADJOURN THE MEETING AT 9:05 P.M. THE MOTION CARRIED 4-0.

Linda Rizzotto, Chief Deputy Clerk