

# **GEORGIA, Murray County**

## **MINUTES**

**The Murray County Commissioner held a public meeting Tuesday, August 4, 2009 at 9:00 a.m. in the hearing room of the Murray County Courthouse Annex.**

**Commissioner Ridley called the meeting to order and welcomed those in attendance.**

**By signature and execution the minutes of July, 2009 were approved.**

**With no additions or deletions to the agenda, Commissioner Ridley adopted the agenda as presented.**

**Under new business the following items were addressed and approved.**

- A.     Approved Murray County Land Use Development Planning Commission Minutes Dated July 21, 2009 with the exception of item (4) Re-Classification of property from RR to NC.**

**Chairman Steve Anglea called the meeting to order.**

**Darrell Smith made a motion to approve the agenda with the addition of two items #6 & #7, 2<sup>nd</sup> by David McDaniel.**

**David McDaniel made a motion to approve the minutes of the June meeting. Edward Dunn 2<sup>nd</sup> the motion all in favor, none opposed, motion carried.**

**Old Business: None**

**New Business:**

**Item 1. Re-Classification of property from AG to RR, owned by Richard Shaner located in land lot 191 district 10 of Murray County and addressed as 841 Hawkins Road. Mr. Shaner was present for the meeting. Dick Barnes said the proposal was in order for hearing and Nancy Young said all notices had been sent to adjacent property owners. Public portion of the hearing opened for comments from the audience. No one was present either for or against the proposal. Public portion of the hearing closed for board discussion. Darrell Smith made a motion to approve the request, 2<sup>nd</sup> by David McDaniel, all in favor, none opposed, motion carried.**

**Item 2. Conditional use of property located in land lot 137 district 8 of Murray County and addressed as 112 Maple Grove Church Road. The property is rental property and is currently rented by Kim Nesbit, who was present for the meeting. Dick Barnes said the proposal was in order for presenting except that the tract of property is not large enough to allow for a shelter for the animals. Nancy Young said all notices had been sent to adjacent property owners. Public portion of the meeting opened for comments from the audience. Ms. Nesbit said she rented property and was not aware that animals were not allowed in this district. Mr. Jerry Breman of 136 Maple Grove Church Road was present and stated he was against the conditional use because the animals would get in his yard and also the horses came too close to this home. No one else present either for or against the conditional use. Public portion of the meeting closed for board discussion. Steve Anglea asked Mr. Barnes if the building set back regulations could be met on this property and he said no they could not. Mr. Anglea recommended denial. David McDaniel made a motion to deny the conditional use, 2<sup>nd</sup> by Edward Dunn, all in favor, none opposed, motion carried.**

**Item 3. Re-Classification of property from SR to RR located in land lot 269 district 10 of Murray County owned by the Estate of George Watson and addressed on Summerour Church Road. Mr. Lewis Watson was present for the meeting. Darrell Smith excused himself from voting on this request because it is family. Mr. Barnes said the proposal was in order for granting and the office recommends approval. Nancy Young said all notices had been sent to adjacent property owners. Public portion of the meeting opened for comments from the audience. No one present either for or against the request. Public portion of the meeting closed for board discussion. David McDaniel made a motion to approve the request 2<sup>nd</sup> by Edward Dunn, all in favor, none opposed, motion carried.**

**Item 4. Re-Classification of property from RR to HC in land lot 292 district 9 of Murray County being addressed as 2664 Tibbs Bridge Road owned by Ruth Corn. Dick Barnes said the request was in order for presenting and he recommends the zone NC would better suit the property. Nancy Young said all notices have been sent to adjacent property owners. Ms. Corn wanted to know the difference between HC and NC. Steve Anglea told her it is a more restrictive zone and would allow for convenience store, day care center etc. Public portion of the meeting open for comments from the audience. Mr. Steve Talley was against the rezone because he owns property behind this and says he has a lake and doesn't want it polluted also he feels the traffic would be too much for this area. No other comments either for or against the request. Public portion of the meeting closed for board discussion. David McDaniel made a motion to deny the request 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, motion carried.**

**Item 5. Re-Classification of property from SR to RR, located in land lot 9 district 8 of Murray County being 5 acres, owned by James and Maxine Daffron addressed on Hwy 225 South. Dick Barnes said this area has mix of stick built houses and mobile**

**homes and he recommends approval. Nancy Young said all notices have been sent to adjacent property owners. Public portion of the hearing opened for audience comments. No one present either for or against the request. Public portion of the hearing closed for board discussion. Edward Dunn made a motion to approve the request, 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, motion carried.**

**Item 6 and Item 7. Combining of properties to create one lot. Owner James and Margaret Redding in land lot 173 district 26 of Murray County being lots 13 and 14 of Fort Mountain Estes and Lots 42 and 43 of Fort Mountain Estates owned by Milford and Marilyn Bennett in land lot 173 district 26 of Murray County. Dick Barnes explained that action of the board is required for these requests and does not require a public hearing. Floyd Franklin a resident of Fort Mountain Estates was present and had no problem with these lots being combined. Darrell Smith made a motion to approve the request, 2<sup>nd</sup> by David McDaniel, all in favor, none opposed, motion carried.**

**David McDaniel made a motion to adjourn the meeting, 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, meeting adjourned.**

**B. Resolution Amendment: To change E-911 Wireless Surcharge from \$1.00 to \$1.50 per line per month Effective January 1, 2010.**

**Commissioner Ridley asked Jennifer Clayton with 911 to explain this resolution.**

## **RESOLUTION**

### **AMENDMENT: IMPOSING AN INCREASE IN 9-1-1 CHARGE ON WIRELESS TELECOMMUNICATIONS CONNECTIONS WITHIN MURRAY COUNTY, GEORGIA**

WHEREAS, Part 4 of Article 2 of Chapter 5 of Title 46 of the Official Code of Georgia Annotated, as amended by Act No. 881, Georgia Laws 1998, authorizes local governments to impose a wireless telecommunications connection subscribed to by subscribers whose billing address is within the jurisdiction of the local government; and

WHEREAS, such charges may be imposed at a rate of up to \$ 1.50 per month per wireless connection; and

WHEREAS, Murray County, Georgia currently imposes a rate of \$ 1.00 per month per wireless connection; and

WHEREAS, Murray County, Georgia operates or has contracted for the operation of an emergency 911 system which is capable of providing automatic number and automatic location identification of wireless telecommunications connections; and

WHEREAS, a public hearing was held on the question of imposing wireless enhanced “911” charges in Murray County, Georgia on August 7, 1998.

NOW, THEREFORE, BE IT RESOLVED by the governing authority of Murray County, Georgia that a wireless enhanced 911 charge be increased from \$ 1.00 to \$ 1.50 and be imposed upon each wireless telecommunications connection subscribed by subscribers whose billing address is within the jurisdiction of Murray County, Georgia at a rate of \$1.50 per month per wireless connection provided to each telephone subscriber.

BE IT FURTHER RESOLVED that said wireless charge shall be imposed on January 1, 2010.

BE IT FURTHER RESOLVED that a copy of the Resolution shall be forwarded to each wireless supplier providing service in Murray County, Georgia.

IN WITNESS WHEREOF, this resolution has been duly adopted by the governing authority of Murray County, Georgia on August 4, 2009.

**Documents are located in the auxiliary file.**

**ADJOURNMENT:**

**This 4<sup>th</sup> day of August, 2009**

**ATTEST:**

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**Charlene Miles, Deputy Clerk**

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**David Ridley, Commissioner**

**In Attendance: David Ridley, Charlene Miles, Tommy Parker, Tom Starnes, Jennifer Clayton, Peggy Vick, Gary Tanner, Mack Belue, Josh Smith, Joey Arnold, Kelly Thurman, Edward Dunn and Dickie Barnes.**