

GEORGIA, Murray County

MINUTES

The Murray County Commissioner held a public meeting Tuesday, November 6, 2012 at 9:00 a.m. in the hearing room of the Murray County Courthouse Annex.

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

By signature and execution the minutes of October, 2012 were approved.

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

**A. Approved Murray County Land Use Development Planning
Commission Minutes Dated October 16, 2012**

The meeting was called to order by Chairman Steve Anglea.

First order of business was approval of the agenda. Motion to approve the agenda made by Edward Dunn with changes, under new business Item 1 was struck from the agenda and Item 2 also struck from the agenda, 2nd by David McDaniel, all in favor, none opposed, motion carried.

Motion to approve the minutes from last meeting by Edward Dunn, 2nd by David McDaniel, all in favor, none opposed, motion carried.

No old business

New business:

Item 1. Ordinance clarification of amendment, definition of agricultural equipment and agricultural related equipment sales, supply and storage, under section 2 table 6.4 and under last section, agricultural equipment be an allowable use in neighborhood commercial. David McDaniel made a motion to approve the amendment clarification, 2nd by Terry Wilson, all in favor, none opposed, motion carried.

David McDaniel made a motion to adjourn, 2nd by Terry Wilson, all in favor, none opposed, motion carried.

B. Amendment: To the Code of Murray County Appendix B, Article III and VI related to farm equipment definitions, sales and storage

AMENDMENT NUMBER 11

RESOLUTION OF THE MURRAY COUNTY COMMISSIONER AMENDING APPENDIX B OF THE CODE OF MURRAY COUNTY

WHEREAS, the Commissioner of Murray County adopted the Murray County Land Use District Ordinance on or about August 5, 2003; and

WHEREAS, the Murray County Commissioner finds such amendments to be useful, necessary and proper, and protective of the health, welfare, and safety of the public, and

WHEREAS, it is the desire of the Murray County Commissioner to promote the goals and objectives, and policies of the *Murray County, Chatsworth and Eton Joint Comprehensive Plan 1994-2015*; and

NOW THEREFORE BE IT SO RESOLVED by the Murray County Commissioner that the Murray County Land Use District Ordinance is to be amended as follows:

- (1) Appendix B, Article III, Definitions, Section 3.1, add Agriculture Equipment, and shall read as follows:**

Agricultural Equipment. Agricultural equipment consists of farm field and farmstead machinery used for the production of crops and agricultural livestock, horticulture and landscaping. The following is a non-exhaustive list of examples meeting the above criteria:

Wheel and track-laying agricultural tractors, planting and fertilizing machinery, tillage equipment, fertilizer and chemical application equipment, harvesting machinery, haying and mowing machinery, milking machines and other farm dairy equipment, poultry equipment, barnyard equipment, sprayers and irrigation equipment, grain dryers and blowers, commercial turf and grounds care equipment, wagons, trailers and parts for farm machinery.

- (2) Appendix B, Article VI, District Standards and Permitted Uses. Table 6.4, Permitted Uses, Agricultural Equipment Sales, Supply and Storage, shall be amended to read as follows:**

Agricultural and Agriculturally related Equipment Sales, Supply & Storage.

- (3) Appendix B, Article VI, District Standards and Permitted Uses. Table 6.4, Uses, Agricultural Equipment Sales, Supply and Storage, shall be amended**

to be allowed in the NC (Neighborhood Commercial) District and denoted by the letter X.

SO RESOLVED AND EFFECTIVE, this the 6th day of November, 2012

C. Joint Resolution: Creation of Murray-Whitfield Joint Development Authority

RESOLUTION CREATING AND ACTIVATING THE “MURRAY-WHITFIELD JOINT DEVELOPMENT AUTHORITY”; PROVIDING FOR THE MEMBERSHIP OF THE AUTHORITY AND RELATED MATTERS

WHEREAS, Official Code of Georgia Annotated Section 36-62-5.1 authorizes one or more counties and one or more municipalities, by concurrent resolutions of their respective local governing bodies, to create and activate a joint development authority; and

WHEREAS, this resolution is being presented for adoption by the Sole Commissioner of Murray County and by Board of Commissioners of Whitfield County, and shall become effective when adopted by all such governing bodies.

NOW, THEREFORE, BE IT SO RESOLVED, that:

SECTION 1. CREATION OF JOINT AUTHORITY. There is a need for a joint development authority to be created and to operate in Murray County and Whitfield County, Georgia. Pursuant to the provisions of Official Code of Georgia Annotated Section 36-62-5.1, a joint development authority is hereby created and activated to operate in the Murray and Whitfield Counties, each of which counties is herein called a “Participating Jurisdiction” and they are collectively called “Participating Jurisdictions.” Such joint development authority shall be known as the “Murray-Whitfield Joint Development Authority” (the “Authority”). The Authority shall transact business pursuant to, and exercise the powers provided by, the provisions of, the Development Authorities Law, codified in the Official Code of Georgia Annotated Title 36, Chapter 62, as the same now exists and as it may be hereafter amended.

SECTION 2. MEMBERS.

- (a) The number of members of the Authority shall be seven (7). Three members shall be appointed by the Sole Commissioner of Murray County. Each of such three members shall be a resident of Murray County. Three members shall be appointed by the Board of Commissioners of Whitfield County. Each of such three members shall each be a resident of Whitfield County. The one additional member shall be appointed jointly by the Sole Commissioner of Murray County and the Board of Commissioners of Whitfield County. Such additional member shall be a resident of either Murray County or Whitfield County.**

- (b) Each of the three members initially appointed solely by the governing body of each of the Participating Jurisdictions shall serve a term commencing on the date of the creation of the Authority or, if later, the date of his or her appointment; one such term shall end January 31, 2013, one such term shall end January 31, 2014 and one such term shall end January 31, 2015. Such initial members appointed solely by the governing body of each such Participating Jurisdiction shall be appointed by separate resolution of such particular governing body. After expiration of the term of each such appointed member, the term of office of his or her respective successor shall be three (3) calendar years, and such term of office shall be filled by appointment of the governing body that appointed the member whose term expired. If, at the end of any term of any such appointed member, a successor to such member has not been appointed, the member whose term of office has expired shall continue to hold office until his or her successor is appointed, and such successor's term shall commence on the date of his or her appointment and shall end on the January 31 that is three (3) years after the scheduled end of the immediately preceding term. If a vacancy occurs in the case of any such appointed member, the governing body of the Participating Jurisdiction that appointed such member shall appoint a successor to serve for the balance of the term being filled.
- (c) The one member initially appointed jointly by the governing bodies of the Participating Jurisdictions shall serve a term commencing on the date of the creation of the Authority or, if later, the date of his or her appointment; such term shall end January 31, 2013. After expiration of the term of such jointly appointed member, the term of office of his or her successor shall be for term of one (1) calendar year, and such term of office shall be filled by joint appointment of the governing bodies of the Participating Jurisdictions as provided above. If at the end of any term of any such appointed member, a successor to such member has not been appointed, the member whose term of office has expired shall continue to hold office until his or her successor is appointed, and such successor's term shall commence on the date of his or her appointment and shall end on the next January 31. If a vacancy occurs in the case of such member, the governing bodies of the Participating Jurisdictions shall jointly appoint a successor to serve for the balance of the term being filled, as provided above.
- (d) The members of the Authority shall constitute its board of directors. A majority of the members of the Authority shall constitute a quorum, but no action may be taken by the Authority without the affirmative vote of a majority of the full membership of the Authority.

SECTION 3. EFFECTIVE DATE. This resolution shall become effective on the date of its adoption by the last of the governing bodies of the Participating Jurisdictions to adopt the same. Thereafter, a copy of this

resolution shall be filed with the Secretary of State of Georgia.

Documents are located in the auxiliary file.

ADJOURNMENT:

This 6th day of November, 2012

ATTEST:

Tommy Parker, Interim County Clerk

Greg Hogan, Commissioner

In Attendance: Tommy Parker, Greg Hogan, Bill Keene, David Keene, Frank Adams, Trannon Goble, Nick Townsend, Steve Noland, Steve Anglea, Brittany Pittman and Edward Dunn