

GEORGIA, Murray County

MINUTES

The Murray County Commissioner held a public meeting Tuesday, August 4, 2015 at 9:00 AM in the hearing room of the Murray County Courthouse Annex.

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

By signature and execution the minutes of July, 2015 were approved.

Under new business the following items were addressed and approved.

A. Approval of the July 2015 Land Use Minutes



**MURRAY COUNTY
COMMISSIONER'S OFFICE**

P.O. Box 1129 • 121 North 4th Ave., Chatsworth, GA 30705

Telephone 706-517-1400 • Fax 706-517-5193

www.murraycountyga.org

August 4, 2015

Mr. Steve Anglea
113 Pine Street
Chatsworth, Georgia 30705

RE: Murray County Land Use Planning Commission Meeting of July, 2015

Dear Mr. Anglea:

I have reviewed the actions of the Commission taken at the July 21, 2015 meeting. With the exception of item four, which has been tabled until further due diligence can occur on the matter, I support the Commission's actions as being in the best interest of Murray County.

Sincerely,

A handwritten signature in black ink, appearing to read "Brittany Pittman", with a long, sweeping horizontal line extending to the right.

Brittany Pittman
County Commissioner



MURRAY COUNTY LAND USE PLANNING COMMISSION

P.O. Box 1129 / 121 N. 4th Avenue, Chatsworth, Georgia 30705

Telephone (706) 517-1400 Fax (706) 517-5893

mcldo@windstream.net

Murray County

Land Use Planning Commission

July 21, 2015

Board Members Present:

David McDaniel

Steve Anglea

Edward Dunn

David Wells

Land Use Office:

Dick Barnes

Nancy Young

The meeting was called to order by Chairman Steve Anglea.

First order of business was approval of the agenda. Motion made by David McDaniel to approve the agenda, 2nd by Edward Dunn, all in favor, none opposed, motion carried.

Approval of the minutes, Edward Dunn made a motion to approve the minutes, 2nd by David Wells, all in favor, none opposed, motion carried.

No old business

New business: Chairman Steve Anglea read rules of order and opened the public portion of the meeting.

Item 1. Re-Classification of property from SR to RR, owned by Kevin Chadwick, located at 580 Callie Jones Road, one (1) acre, in land lot 222 district 9 of Murray County. Mr. Chadwick was present for the meeting. Dick Barnes said the request was in order for granting and this is mixed use area of both mobile homes and houses and he recommends approval. Nancy Young said all notices had been sent to adjacent property owners. No one present for or against the request. Public portion of the meeting closed for board discussion. Edward Dunn made a motion to approve the request, David Wells 2nd. the motion, all in favor, none opposed, motion carried.

Item 2. Re-Classification of property from MHP to RR, owned by Ronald Land, located at 476 Kirby Young Road being 1.01 acres in land lot 30 district 8 of Murray County. Mr. Land was present for the meeting. Dick Barnes said the request was in order and that this is a mixed use area and he recommends approval. Nancy Young said all notices had been sent to adjacent property owners. No one present either for or against the request. Public portion of the hearing closed for board discussion. David Wells made a motion to approve the request, 2nd by Edward Dunn, all in favor, none opposed, motion carried.

Item 3. Re-Classification of property from SR to RR, owned by Clifford Timms and Maria Roth, located on Kirby Young Road and being 2.02 acres in land lot 67 district 8 of Murray County. Ms. Roth and Mr. Timms were present for the hearing. Dick Barnes said the request was in order for presenting. The owner, Mr. Timms is giving the 2.02 acres to his daughter, Ms. Roth to put a mobile home on. Mr. Barnes said he has no issues with the request and with a proper deed and plat would recommend approval. Mr. Claude Almond was present and objected to the request because he had done a lot of work on his property, which

abuts this property and he doesn't want a mobile home there that would take away from the value of his property. No one else for or against the request, the hearing was closed for board discussion. After much discussion the board, with the ok from the owner, rezoned the property AG, as it had over 12 acres and was adjacent to other AG properties. David McDaniel made a motion to approve to rezone the property Ag, 2nd by David Wells, all in favor, none opposed, motion carried.

Item 4. RE-Classification of property from MFR to HC, owned by Charles Rathbun and Hibbymo Properties, located at 7016 Hwy. 225 S being 4.15 acres in land lot 137 district 8 of Murray County. Mr. Bobby Howard was present for Mr. Rathbun. Dick Barnes said the request was in order for granting and he recommends approval. Nancy Young said all notices had been sent to adjacent property owners. Mr. Howard explained that the Dollar Store requires 45 parking spaces but they will only need 30 spaces. No one present for or against the proposal. Public portion of the hearing closed for board discussion. David McDaniel made motion to approve the request, 2nd. by Edward Dunn, all in favor, none opposed, motion carried.

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

B. Amendment to the Murray County Code: Chapter 26, Article IV, Section 26-159 to comply with MS4 Requirements – 2nd Reading

AMENDMENT

TO

THE CODE OF MURRAY COUNTY

STATE OF GEORGIA

COUNTY OF MURRAY

WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend the Murray County Code, and

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

NOW THEREFORE BE IT SO RESOLVED, by the Murray County Commissioner, that the Murray County Code be amended as follows:

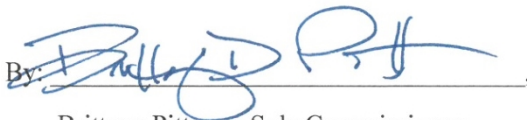
Under Chapter 26, Environment, Article IV, SOIL EROSION AND SEDIMENTATION CONTROL, Section 26-159, add item (17) and shall read as follows:

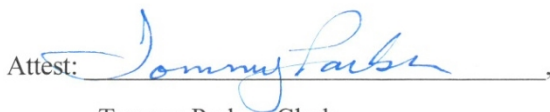
Construction site operators are also responsible for implementing effective erosion and sediment control best management practices at all times. This includes waste control at the construction site including, but not limited to, proper management of discarded building materials, concrete truck washout, chemicals, litter, and sanitary waste at the construction site to prevent adverse impacts to water quality;

FIRST READING, this the 7th day of July, 2015

SECOND READING, this the 4th day of Aug, 2015

SO ORDAINED AND EFFECTIVE, this the 4th day of Aug., 2015.

By: 
Brittany Pittman, Sole Commissioner

Attest: 
Tommy Parker, Clerk

C. Amendment to Murray County Code: Chapter 42, Article IV to comply with MS4 Requirements – 2nd reading

THE CODE OF MURRAY COUNTY

STATE OF GEORGIA

COUNTY OF MURRAY

WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend the Murray County Code, and

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

NOW THEREFORE BE IT SO RESOLVED, by the Murray County Commissioner, that the Murray County Code be amended as follows:

Under Chapter 42, Offenses and Miscellaneous Provisions, Article IV, Illicit Discharge and Illegal Connection, shall be repealed in its entirety and replaced with Article IV, Illicit Discharge and Illegal Connection and shall read as follows:

Article IV. Illicit Discharge and Illegal Connection

Sec. 42-86 General Provisions

(a) Purpose and Intent

The purpose of this ordinance is to protect the public health, safety, environment and general welfare through the regulation of non-stormwater discharges to the County separate storm sewer system with-in the Urbanized Area of Murray County as designated by the U.S. Census Bureau, to the maximum extent practicable as required by Federal law. This ordinance establishes methods for controlling the introduction of pollutants into the (municipal/county) separate storm sewer system, with-in the Urbanized Area of Murray County as designated by the U.S. Census Bureau, in order to comply with requirements of the National Pollutant Discharge Elimination System (NPDES) permit process.

The objectives of this ordinance are to:

- (1) Regulate the contribution of pollutants to the County separate storm sewer system by any person;
- (2) Prohibit illicit discharges and illegal connections to the County separate storm sewer system;
- (3) Prevent non-stormwater discharges, generated as a result of spills, inappropriate dumping or disposal, to the (municipal/county) separate storm sewer system; and,
- (4) To establish legal authority to carry out all inspection, surveillance, monitoring and enforcement procedures necessary to ensure compliance with this ordinance

(b) Applicability

The provisions of this ordinance shall apply with-in the Urbanized Area of Murray County as designated by the U.S. Census Bureau, throughout the jurisdictional limits of Murray County.

(c) Compatibility with Other Regulations

This ordinance is not intended to modify or repeal any other ordinance, rule, regulation, other provision of law. The requirements of this ordinance are in addition to the requirements of any other ordinance, rule, regulation, or other provision of law, and where any provision of this ordinance imposes restrictions different

(f) *Civil Penalties*

In the event the alleged violator fails to take the remedial measures set forth in the notice of violation or otherwise fails to cure the violations described therein within ten days, or such greater period as the Murray County Land Use Administrator or designee shall deem appropriate, after the Murray County Land Use Administrator or designee has taken one or more of the actions described above, the Murray County Land Use Administrator or designee may impose a penalty not to exceed \$1,000 (depending on the severity of the violation) for each day the violation remains un-remedied after receipt of the notice of violation.

(g) *Criminal Penalties*

For intentional and flagrant violations of this ordinance, the Murray County Land Use Administrator or designee may issue a citation to the alleged violator requiring such person to appear in Magistrate court to answer charges for such violation. Upon conviction, such person shall be punished by a fine not to exceed \$1,000 or imprisonment for 60 days or both. Each act of violation and each day upon which any violation shall occur shall constitute a separate offense.

(h) *Violations Deemed a Public Nuisance*

In addition to the enforcement processes and penalties provided, any condition caused or permitted to exist in violation of any of the provisions of this ordinance is a threat to public health, safety, welfare, and environment and is declared and deemed a nuisance, and may be abated by injunctive or other equitable relief as provided by law.

(i) *Remedies Not Exclusive*

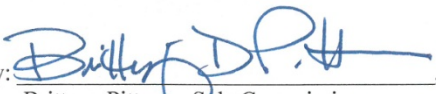
The remedies listed in this ordinance are not exclusive of any other remedies available under any applicable Federal, State or local law and the Murray County Land Use Administrator or designee may seek cumulative remedies.

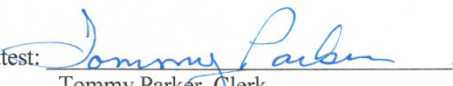
Murray County may recover attorney's fees, court costs, and other expenses associated with enforcement of this ordinance, including sampling and monitoring expenses.

Secs. 42-93—42-120. Reserved.

FIRST READING, this the 7th day of July, 2014⁵

SO ORDAINED AND EFFECTIVE, this the 4th day of Aug, 2014⁵

By: 
Brittany Pittman, Sole Commissioner

Attest: 
Tommy Parker, Clerk

D. Resolution: to close 0.156 miles of Greyland Farm Road

STATE OF GEORGIA

COUNTY OF MURRAY

RESOLUTION No. GFR072015

Certification of Road Abandonment Of
A Section of Greyland Farm Road

WHEREAS, it has been determined by the governing authority of Murray County that a certain section of Greyland Farm Road, has ceased to be used by the general public to the extent that no substantial public purpose is served by it and this section of said road has become a nuisance to the community; and

THEREFORE, after notice to the property owners located thereon and after notice of such determination is published in the newspaper, in which the sheriff's advertisements for the County are published, once a week for a period of two weeks and after a public hearing on such issue; and

THEREFORE BE IT RESOLVED, pursuant to O.C.G.A. 32-7-2(b)(1) the governing authority of Murray county does hereby declare that a section of Greyland Farm Road, consisting of .156 miles of right of way and as depicted on the attached map, is abandoned and that section of road shall no longer be part of the County road system and the rights of the public in and to the section of road as a public road shall cease.

BE IT SO RESOLVED, this 4th day of Aug., 2015

By: 
Brittany Pittman, Sole Commissioner

Attest: 
Tommy Parker, Clerk

E. Reappointment: Marcia Kendrick to the Library Board

Chatsworth-Murray County
Library Board

Georgia, Murray County

Board Appointment

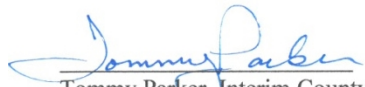
Ms. Marcia Kendrick
P.O. Box 501
Chatsworth, Ga. 30705

Term
July 1, 2015 – June 30, 2019

Date Appointed
Aug. 3, 2015


Brittany Pittman, Commissioner
Murray County, Georgia

Attest:


Tommy Parker, Interim County Clerk
Murray County Georgia

F. Employee of the Month

- a. May 2015 – Andy Dill
- b. June 2015 – Tim Bell
- c. July 2015 – Hannah Stanley

Documents are located in the auxiliary file.

ADJOURNMENT:

This 1st day of September 2015

ATTEST:

Tommy Parker, Interim County Clerk

Brittany Pittman, Commissioner

In Attendance: Brittany Pittman, Tommy Parker, Matthew Sanford, Hannah Stanley, Tim Bell, Andy Dill, Martin Martinez, Edward Dunn, Anthony Pittman, John Cherry, Brian Ingle, and Dickie Barnes