

**MINUTES
CITY COUNCIL REGULAR MEETING
SEPTEMBER 8, 2014
5:00 P.M.**

CALL TO ORDER: James Grogan called the meeting to order at 5:00 p.m.

ROLL CALL: Present were Mayor James Grogan, Councilmember Mike Sosebee, Councilmember Jason Power, Councilmember Angie Smith, Councilmember Chris Gaines, City Attorney Dana Miles, Nalita Copeland, Public Works Director Gary Barr and Trampas Hansard.

INVOCATION AND PLEDGE: Invocation and pledge was led by Angie Smith.

AGENDA: Motion to approve the agenda by: J. Power/A. Smith. Vote unanimous in favor.

MINUTES: Motion to approve the minutes of the regular meeting August 4, 2014 and the called meeting & work session August 18, 2014 by: M. Sosebee/J. Power. Motion carried unanimously.

NEW BUSINESS:

Resolution - Support Against Teenage Drinking: Mayor Grogan spoke on underage drinking, a Social Host Ordinance, and the cost to the State from underage drinking. Mayor Grogan read the resolution into the record. Motion to adopt the resolution by: C. Gaines/A. Smith. Vote carried unanimously. Exhibit "A"

Software Purchase and Budget Amendment: Motion to approve the software purchase of the Edmunds quote for \$36,297.50 and amend the budget by M. Sosebee/C. Gaines. Vote carried unanimously. Exhibit "B"

Proclamation: "Dawgsonville Day" October 11, 2014: Mayor Grogan read the proclamation into the record and presented it to the Dawson County Humane Society.

Sale of Property: Mayor Grogan spoke of the parcel at Gold Creek off Burt Creek Rd purchased for water and sewer. Council motioned to approve an appraisal on the property up to \$1500.00 by: J. Power /M. Sosebee. Vote unanimous in favor. Exhibit "C"

Seal Coating of Shoal Creek Subdivision: Mayor Grogan spoke on spillage from a vehicle on the road in Shoal Creek Subdivision, which is a City owned road, which needs seal coating. Amended motion to receive 3 bids to seal coat Shoal Creek Subdivision and approve up to \$13,000 and amend the budget accordingly by: M. Sosebee/J. Power. Vote unanimous in favor. Exhibit "D"

GMEBS Health Plan Revisions and Resolution: Attorney Miles stated that due to changes in the law, GMEBS is required to revise the current health plan to be in compliance. Council motioned to approve the revisions and resolution by: A. Smith/ J. Power. Motion carried unanimously in favor.

PUBLIC HEARINGS:

ANX 14-001: Byron Hutson has requested annexation of the 36.974 acres at TMP 070 003 and TMP 070 056, located at 367 Duck Thurmond Road and 333 Duck Thurmond Road. Current County zoning is RA (Residential Exurban/Agricultural). Upon annexation, applicant requests to rezone to RA (Restricted Agriculture). First Hearing

ZA-2014-327: Byron Hutson has requested a zoning map amendment, upon annexation, for the 36.974 acres at TMP 070 003 and TMP 070 056, located at 367 and 333 Duck Thurmond Road. Current County zoning is RA (Residential Exurban/Agricultural). Applicant requests to rezone to RA (Restricted Agriculture)

The annexation and rezoning application were heard together for same parcel. Attorney Dana Miles presented the applications. Motion to open the public hearing was unanimous in favor: A.

**MINUTES
CITY COUNCIL REGULAR MEETING
SEPTEMBER 8, 2014
5:00 P.M.**

Smith/J. Power. Nobody spoke in favor or opposition. Motion to close the public hearing was unanimous in favor: C. Gaines/A. Smith. No vote since this is a first reading.

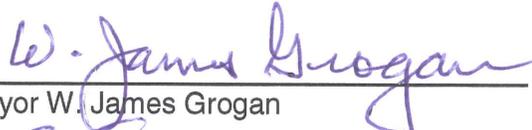
An Ordinance To Amend The Zoning Ordinance Of The City Of Dawsonville So As To Delete The Age Restriction On Manufactured Homes; To Amend The General Sign Ordinance And The Historical District Sign Ordinance Of The City Of Dawsonville, Georgia; To Clarify Certain Definitions, Provisions, Processes And Performance Standards; To Provide For The Regulation Of Signs Throughout The City, Including The Historical District And Urban Redevelopment Plan Area, To Provide For A Timeframe In The Sign Ordinance For Appeals To The Zoning Board Of Appeals; To Provide For Severability; To Repeal Conflicting Ordinances; And For Other Purposes. Second Hearing

Attorney Dana Miles presented the ordinance. Motion to open the public hearing was unanimous in favor: A. Smith/J. Power. Nobody spoke in favor or opposition. C. Gaines/A. Smith motioned to close the public hearing, carried unanimously, and the meeting was turned over to the Mayor. Motion made to approve the ordinance by J. Power/M. Sosebee. Motion carried unanimously in favor. Exhibit "E"

Staff Reports: The City Clerk provided the financial reports for July 2014 for review. Mayor Grogan mentioned that everything is in balance. Public Works Director Gary Barr stated that all is great.

Council Reports: Jason Power spoke on the training he attended on meetings and public speaking and that he attended a GRMC meeting which was great networking. Angie Smith spoke on the Historic Preservation class she attended and the need to fix our ordinance on the Historic Preservation Commission. Chris Gaines spoke on the Revitalization program moving forward with engineers drawing plans which should be finalized soon. Mayor Grogan spoke on the Musicfest doing great and getting the churches together to help in putting together a Christian rock concert. Also that Seanie with the DDA has taken and posted pictures to the website, which looks great.

ADJOURNMENT: With there being no further business or executive session to attend to the regular meeting closed and adjourned at 5:47 p.m. The motion carried unanimously; M. Sosebee/J. Power.



Mayor W. James Grogan



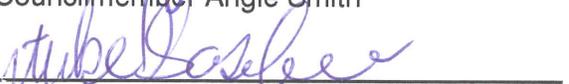
Councilmember Chris Gaines



Councilmember Jason Power



Councilmember Angie Smith



Councilmember Mike Sosebee

Attested: 

Bonnie Warne, City Clerk

SOCIAL HOSTING RESOLUTION OF THE CITY OF DAWSONVILLE

WHEREAS, underage drinking is a major factor in teen car crashes and a major cause of death among teenagers. National studies show that underage drinking causes brain damage, chronic alcohol addiction, alcohol poisoning, property damage, community disturbance, risky sexual behavior and sexual assault, fighting, accidental injuries due to falls and/or poor judgment.

WHEREAS, there is concern about minors obtaining and consuming alcoholic beverages at functions under the control of adults who know or should know of such conduct but fail to stop it.

WHEREAS, this Mayor and Council finds that adults who knowingly allow underage drinking on property they control should be held responsible and accountable.

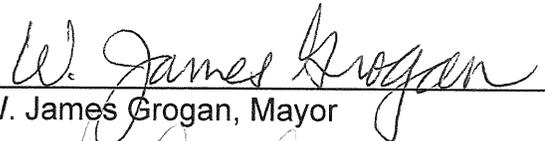
WHEREAS, too frequently, adults who are aware that underage drinking is illegal allow underage drinking at property they control.

RESOLVED, that the Mayor and City Council of Dawsonville support the efforts of those within our community proposing specific laws to further deter underage drinking through provisions holding accountable those adults who allow or should be aware of underage drinking on property for which they are responsible.

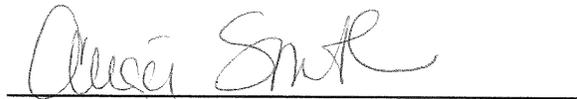
This 8th day of September, 2014.

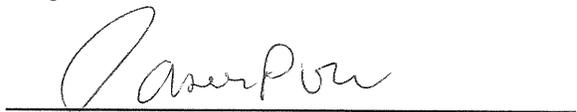
MAYOR AND DAWSONVILLE CITY COUNCIL

By:

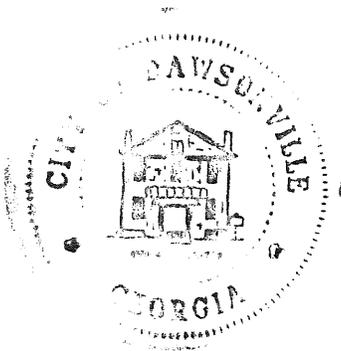

W. James Grogan, Mayor


Mike Sosebee, Council Member

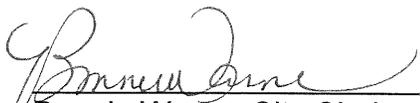

Angie Smith, Council Member


Jason Power, Council Member


Chris Gaines, Council Member



ATTESTED TO BY:


Bonnie Warne, City Clerk

Dawsonville, GA

Software Applications	License Fees	Training (Hours)	Maintenance Fees
MCSJ Finance Super Suite I	\$15,000.00	24	\$3,308.00
MCSJ Electronic Requisitions I	\$4,500.00	12	\$945.00
MCSJ Accounts Receivable & Business Licensing I	\$4,500.00	8	\$945.00
MCSJ Utility Billing & Collections I	\$10,500.00	20	\$2,316.00
MCSJ Customer Work Orders I	\$10,500.00	16	\$2,205.00
MCSJ WIPP I (On-line Inquiry and Payments)	\$1,200.00	2	\$1,200.00
MCSJ Construction Permitting & Code Enforcement I	\$10,500.00	20	\$2,100.00
Sub Total:	\$56,700.00	102	\$13,019.00

Services & Other Applications	Cost
SQL Database (Only one SQL Database is required)	
Pervasive SQL - 6 Concurrent user license	\$1,127.50
Other Services / Equipment	
Installation II	\$1,680.00
Epson Receipt / Validator each	\$760.00
Symbol Bar Code Scanner each	\$480.00
Cash Drawer each	\$300.00
Sub Total:	\$4,347.50

Conversion Services	Cost
Finance Conversions	
Chart of Accounts	\$0.00
Vendor Master File	\$0.00
Transaction History (Summary)	\$4,500.00
Utility Conversions	
Utility Master File	\$2,500.00
Open Balances	\$1,500.00
Meter Readings	\$2,500.00
Transaction History (Summary)	\$3,500.00
AR/Business Licensing Conversions	
Customer Master File	\$500.00
Open Invoices	\$750.00
Prior Year Licenses	\$1,500.00
Permits/Enforcement Conversions	
Contractor Master File	\$750.00
Open Permits and Violations	\$1,500.00
Sub Total:	\$19,500.00

Less: Courtesy Discount (\$44,250.00)

Proposal Total: \$36,297.50

Purchase Terms & Conditions:

1. All software applications are warranted for one year from the date of installation.
2. A purchase order must be sent prior to initiating a work order for installation to be scheduled.

301A Tilton Road | Northfield, NJ 08225 Phone: 609.645.7333 | Fax: 609.645.3111

www.EdmundsAssoc.com

Quote

08/14/2014



City of Dawsonville
 Bonnie Warne
 PO Box 6
 Dawsonville, GA 30534-0006
 clerk@dawsonville-ga.gov

145 Southlake Crest, Ste 1
 Polson, MT 59860
 Phone 800.353.8829
 Fax 406.883.1029

Melissa Chowning
 800-353-8829

<i>Product Description</i>	<i>Purchase Price</i>	<i>Annual Fees</i>	<i>One-Time Conversion</i>	<i>Total</i>
Cash Receipting * Reinstatement of AM fees for product already owned		893.00		893.00
CR - Bar Code Scanner *	3 @ 450.00	0.00		1,350.00
CR - Cash Drawer *	3 @ 195.00	0.00		585.00
CR - Receipt Printer USB (non-networking) *	3 @ 725.00	0.00		2,175.00
Utility Billing * Reinstatement of AM fees for product already owned		1,433.00	2,700.00	4,133.00
UB - Account Barcode	300.00	0.00		300.00
UB - AMR Interface	1,000.00	150.00		1,150.00
UB - Processing Interface-BDS	500.00	125.00		625.00
UB - Refund Checks	750.00	115.00		865.00
Business Licensing	3,375.00	675.00	845.00	4,895.00
Service Orders	3,240.00	650.00		3,890.00
Accounting	6,750.00	1,350.00	1,215.00	9,315.00
Purchase Orders	1,350.00	270.00		1,620.00
Permitting	3,375.00	675.00	610.00	4,660.00
FREE UNLIMITED Online Training ~ Installation, Initial Training, Ongoing Training:				0.00
Subtotals:	\$ 24,750.00	\$ 6,336.00	\$ 5,370.00	
Grand Total:				\$ 36,456.00

Terms

1) Black Mountain Software (BMS) has made every effort to ensure the information contained within this quote is complete and

QS/1 Budget Estimate for the City of Dawsonville

Software Modules & Other Fees		Software Purchase Price	Annual Software Support	ASP Monthly Fee	ASP Annual Fee	Data Conversion & Training
Required						
Accounting Suite (General Ledger/AP/PO's/Budget)		\$7,195.00	\$1,223.15	\$168.00	\$2,016.00	\$6,000.00
Utility Billing - 950-1000 Water/Sewer/Garbage		\$10,995.00	\$1,869.15	\$365.00	\$4,380.00	\$0.00
Internet/IVR Payments		\$3,795.00	\$645.15	\$125.00	\$1,500.00	\$0.00
Business License/Occupational Tax		\$4,195.00	\$713.15	\$126.00	\$1,512.00	\$4,000.00
Centralized Collections		\$2,495.00	\$424.15	\$125.00	\$1,500.00	\$0.00
3rd Party Printing Export File		\$1,795.00	\$305.15	\$75.00	\$900.00	\$0.00
ASP Setup Fee		N/A	N/A	N/A	N/A	\$1,000.00
Training		N/A	N/A	N/A	N/A	\$3,000.00
GRWA Discount on ASP Fees		\$30,470.00	\$5,179.90	\$984.00	\$11,808.00	\$14,000.00
ASP Fees after Discount				-\$51.20	-\$614.40	
				\$932.80	\$11,193.60	
Optional						
Utility Document Management		\$1,495.00	\$254.15	\$75.00	\$900.00	\$0.00
Electronic Bill Presentation		\$1,495.00	\$254.15	\$75.00	\$900.00	\$0.00
Project Accounting		\$3,495.00	\$594.15	\$105.00	\$1,260.00	\$0.00
Fixed Assets		\$3,495.00	\$594.15	\$105.00	\$1,260.00	\$3,000.00
Inventory		\$4,195.00	\$713.15	\$126.00	\$1,512.00	\$3,000.00
GRWA Discount on ASP Fees		\$14,175.00	\$2,409.75	\$486.00	\$5,832.00	\$6,000.00
ASP Fees after Discount				-\$16.80	-\$201.60	
				\$469.20	\$5,630.40	

NOTES

- (1) QS/1 software is available as a purchase or a service (ASP). ASP Annual Fee is 12 X ASP Monthly Fee.
- (2) Utility conversion fee of \$6,000 is waived for members of Georgia Rural Water Association.
- (3) Accounting Suite conversion includes chart of accounts (\$1500), general ledger history (\$2500), vendors (\$2000).
- (4) Business License conversion includes master data (\$2000) & history (\$2000).
- (5) Training fee is for 40 hours of remote training & four days of onsite training. The fee for additional onsite training is \$1000/day.
- (6) QS/1 provides bill printing services.

DAWSON COUNTY, GEORGIA
REAL ESTATE TRANSFER TAX
PAID \$ -0-
DATE 11-10-2007
Becky McCord
BECKY MCCORD, CLERK
SUPERIOR COURT

The Abram Law Group, LLC
1200 Ashwood Parkway, Suite 560
Atlanta, GA 30338
Attn: KSides

PT-61-042-2007-000046
GEORGIA, DAWSON COUNTY
CLERK'S OFFICE, SUPERIOR COURT
FILED FOR RECORD
AT 4:50 P M 1-9-07
Recorded in Deed Book 786 Page 415-418
This 10 day of Jan. 20 07
Becky McCord, Clerk

LIMITED WARRANTY DEED

STATE OF GEORGIA
COUNTY OF DAWSON

THIS INDENTURE made as of the 13 day of November, 2006, in the year two thousand and six, between

SOUTHERN CATHOLIC INC.
a Georgia corporation

as party or parties of the first part, hereinafter called Grantor, and

THE CITY OF DAWSONVILLE

as party or parties of the second part, hereinafter called Grantee, (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH: That Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) AND OTHER VALUABLE CONSIDERATIONS in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold an conveyed, and by these presents, does grant, bargain, sell and convey unto the said Grantee, the following described real property to-wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 104 of the 4th District, City of Dawsonville, Dawson County, Georgia, and being more particularly described on Exhibit "A" attached hereto and incorporated herein by reference for a complete legal description.

This conveyance is made subject to those matters shown on Exhibit "B" attached hereto.

TO HAVE AND TO HOLD the said bargained premises, together with all and singular the rights, members and appurtenances thereof, to the same being, belonging or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantee forever IN FEE SIMPLE.

And the said Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the lawful claims of all persons, claiming by, through, or under said Grantor but not otherwise.

IN WITNESS WHEREOF, the Grantor has signed and sealed this deed, the day and year above written.

Signed, sealed and delivered
in the presence of:

GRANTOR:
SOUTHERN CATHOLIC INC.

Karen L. [Signature]
Witness

By: [Signature] (SEAL)
Title: President

Denise L. Walters
Notary Public

My commission expires:

Notary Seal



DENISE L. WALTERS
NOTARY PUBLIC, DAWSON COUNTY, GEORGIA
MY COMMISSION EXPIRES JULY 23, 2008

EXHIBIT "C"

EXHIBIT "A"

ALL THAT TRACT or parcel of land lying and being in Land Lot 104 of the 4th District, City of Dawsonville, Dawson County, Georgia, and being 5.000 acres per that certain plat of survey prepared for Southern Catholic, Inc. and the City of Dawsonville by DRS & Associates, Douglas R. Sherrill, Georgia RLS #2995 dated September 29, 2006 and being more particularly described as follows:

To find the true Point of Beginning commence at the corner common to Land Lots 168, 169, 172 and 173 aforesaid District and County; proceed thence along the land lot line common to Land Lots 168 and 169 north 01°02'44" east 694.70 feet to a one-half inch rebar found; continue along said land lot line and the land lot line common to Land Lots 104 and 105 north 00°59'54" east 446.94 feet to a five-eighths inch rebar set and the true POINT OF BEGINNING; and from said true POINT OF BEGINNING continue along said land lot line north 00°59'54" east 25.26 feet to a one-half inch rebar found, continue thence along said Land Lot Line north 01°00'10" east 541.62 feet to a one-half inch rebar found; thence leaving said land lot line and proceeding south 89°00'55" east 378.02 feet to a one-half inch rebar found on the westerly right of way of Burt Creek Road (80 foot right of way); proceed thence along said right of way the following courses and distances: southwesterly along the arc of curve having radius of 988.29 feet, said arc being subtended by a chord bearing south 00°06'13" west and having a chord length of 126.03 feet, an arc distance of 126.12 feet to a point; south 06°19'49" west 71.02 feet to a point; southeasterly along the arc of a curve having a radius of 530.09 feet, said arc being subtended by a chord bearing south 05°57'24" east and having a chord length of 293.11 feet, an arc distance of 296.98 feet to a point; southeasterly along the arc of a curve having a radius of 384.04 feet, said arc being subtended by a chord bearing south 17°03'53" east and having a chord length of 57.02 feet, an arc distance of 57.07 feet to a one-half inch rebar found; southeasterly along the arc of curve having a radius of 384.04 feet, said arc being subtended by a chord bearing south 11°01'43" east and having a chord length of 25.83 feet, an arc distance of 25.83 feet to a five eighths inch rebar set; thence leaving said right of way and proceed north 88°58'41" west 431.98 feet to the POINT OF BEGINNING.

EXHIBIT "B"

Permitted Exceptions

1. Contract for Acquisition, Development & Construction of a City of Dawsonville Waste Water Treatment Plant & Reuse Spray Easement Rights with Gold Creek SL, LLC, Gold Creek Resort Associates, LLC and Gold Creek Land Associates, LLC, by and between the City of Dawsonville, Georgia, Gold Creek SL, LLC and Gold Creek Associates, LLC and Gold Creek Land Associates, LLC, dated June 7, 2004, filed August 5, 2004, recorded in Deed Book 613, Page 76, Dawson County, Georgia records.
2. Easement Agreement by and between Gold Creek Resort Associates, LLC, Gold Creek Land Associates, LLC, Gold Creek SL, LLC, Ultima Real Estate Investments, LLC, Springlake, LLC and Southern Catholic, Inc., dated September 9, 2004, filed September 15, 2004, recorded in Deed Book 621, Page 398, aforesaid records.
3. All matters shown on Plat of Survey for Southern Catholic, Inc. and City of Dawsonville, dated September 13, 2006, by DRS & Associates Land Surveying and Planning, certified by Douglas R. Sherrill, Georgia Registered Land Surveyor to include a 50 foot setback line; 20 foot side setback lines and 40 foot rear setback line.

EXHIBIT "C"

West Sealcoating

Po Box 669
Oakwood , Georgia 30566

Email: juddwest2@gmail.com

City of Dawsonville.
PO box 6 415 Hwy. 53 E Suite 100
Dawsonville, Georgia 30534

Mobile: 706-531-6464

Estimate # 000031
Date 08/20/2014

Description	Total
Clean,Prep and Seal Subdivision 1	\$8,900.00
Traffic control 4 days	\$1,000.00
Subdivision 2 Clean, Prep and Sealcoat	\$2,500.00
Traffic control	\$600.00

Subtotal	\$13,000.00
Total	\$13,000.00

W. James Grogan

From: Trampas Hansard
Sent: Friday, September 12, 2014 1:43 PM
To: W. James Grogan
Subject: Fwd: Sealcoating Shoal Creek

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: Terry Lunsford <tlunsfo@bellsouth.net>
Date: 09/12/2014 1:35 PM (GMT-05:00)
To: Trampas Hansard <roads@dawsonville-ga.gov>
Cc:
Subject: Sealcoating Shoal Creek

Clean areas, treat oil areas, an spray 2 coats of seal on areas, approx.. 11000 sq yards. \$ 18950.00.
Advanced Paving 770-536-0709

EXHIBIT "D"

SEALCOATING ESTIMATE

STEVE WATSON TRUCKING LLC
d/b/a STEVE WATSON PAVING
7029 ELLIOTT FAMILY PARKWAY
DAWSONVILLE, GA 30534
OFFICE: (706) 265-6383
FAX: (706) 265-1773
CELL: (706) 429-5349
EMAIL: swpaving@windstream.net

DATE: SEPTEMBER 9, 2014
JOB LOCATION: CITY OF DAWSONVILLE
ATTENTION: TRAMPAS HANSARD

WE HEREBY PROPOSE TO FURNISH ALL THE MATERIALS AND PERFORM ALL THE LABOR
NECESSARY FOR THE COMPLETION OF:

SUBDIVISION 1 - INCLUDES CLEANING, PREP, AND SEALCOATING	TOTAL \$9,900.00
TRAFFIC CONTROL FOR 4 DAYS	TOTAL \$1,200.00
SUBDIVISION 2 - INCLUDES CLEANING,PREP, AND SEALCOATING	TOTAL \$3,000.00
TRAFFIC CONTROL	TOTAL \$ 800.00
JOB TOTAL \$14,900.00	

EXHIBIT "D"

FIRST READING 8-18-2014

PUBLISHED Aug 20+27, 2014

SECOND READING &
PASSED 9-8-2014

**AMENDMENT TO ZONING AND SIGN ORDINANCES OF THE CITY OF
DAWSONVILLE**

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF DAWSONVILLE SO AS TO DELETE THE AGE RESTRICTION ON MANUFACTURED HOMES; TO AMEND THE GENERAL SIGN ORDINANCE AND THE HISTORICAL DISTRICT SIGN ORDINANCE OF THE CITY OF DAWSONVILLE, GEORGIA; TO CLARIFY CERTAIN DEFINITIONS, PROVISIONS, PROCESSES AND PERFORMANCE STANDARDS; TO PROVIDE FOR THE REGULATION OF SIGNS THROUGHOUT THE CITY, INCLUDING THE HISTORICAL DISTRICT AND URBAN REDEVELOPMENT PLAN AREA, TO PROVIDE FOR A TIMEFRAME IN THE SIGN ORDINANCE FOR APPEALS TO THE ZONING BOARD OF APPEALS; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the requirements of the Zoning Procedures Act, the Mayor and Council of the City of Dawsonville have conducted a properly advertised hearing on this proposed amendment to the General Sign Ordinance and the Historical District Sign Ordinance;

WHEREAS, after the aforementioned public hearing, the Mayor and Council have determined that adoption of this amendment would be in the best interests of the residents, property owners, businesses and citizens of the City of Dawsonville;

WHEREAS, the age of a manufactured home is not necessary a determining factor in whether or not a manufactured home is in good condition;

WHEREAS without a sign ordinance, signs can pose a danger to public safety;

WHEREAS it has long been recognized that signage controls are needed to promote traffic safety and avoid traffic accidents;

WHEREAS a 1980 Federal Highway Administration study found a positive correlation between billboards and accident rates (Scenic America. Fact Sheet (1): Billboard Control: Fighting Visual Pollution. <http://www.scenic.org/fact1.htm>.);

WHEREAS signs too close to the road can contribute to accidents by, among other things, being placed dangerously close to rights-of-ways in locations where they might be struck by an oncoming vehicle, impairing visibility, interfere with the sight of motorists and distracting motorists;

WHEREAS traffic safety is improved by restricting the size, height, and spacing of signs;

WHEREAS signs can confuse motorists by mimicking traffic safety signals and signs;

WHEREAS the size, height, materials of construction, location, condition, and attributes of signs can have an impact on surrounding and nearby land uses, and may detract from the value and usability of adjacent tracts of land, especially when a proposed sign use is inconsistent with neighboring land use;

WHEREAS unregulated signage can degrade the utility of public safety signs and can reduce the effectiveness of signs needed to direct the public due to competition with other signs;

WHEREAS sign regulation is in the interest of businesses in that it can assist in promoting clear communication between signs and the public;

WHEREAS regulation of signs serves the aesthetic value of the overall community, helping to preserve the natural beauty of the surrounding landscape as well as historical areas, while at the same time balancing those concerns against the need to communicate information to the public; and

WHEREAS it is within the powers granted to the City of Dawsonville to regulate matters affecting the health, safety, welfare, and aesthetic concerns of the City.

NOW THEREFORE, BE IT ORDAINED AND IT IS HEREBY ORDAINED by the Mayor and Council of the City of Dawsonville, a political subdivision of the State of Georgia, that Zoning Ordinance and the General Sign Regulations of the City of Dawsonville, Georgia and the Historical District Sign Regulations of the City of Dawsonville, Georgia are hereby amended as follows:

Section 1103. (5.) Age of manufactured homes is hereby deleted and removed from the Zoning Ordinance.

Section 105-3. Definitions of the Sign Ordinance is hereby amended by enacting certain revised definitions as set forth hereinbelow. Other than as set forth herein, all remaining definitions shall remain as originally enacted in October 4, 2010.

Area of sign: The area within a continuous perimeter enclosing the limits of writing, representation, emblem, or any figure of similar character together with any frame, other material, open space, or color forming an integral part of the display or used to differentiate such writing, representation, emblem or any figure of similar character from the background against which it is placed. For double-faced signs, both sides shall be measured and added together and divided by two in computing the sign area.

Billboard: A freestanding sign with an area of 200 square feet or greater, which is supported by one or more columns, uprights, or braces in or upon the ground and is neither attached or erected in support of a building and is neither movable nor temporary.

Director of Planning and Zoning: For the purposes of this ordinance, the Director of Planning and Zoning shall mean the Director of Planning and Zoning for the City of Dawsonville, Georgia. In the event that there is no Director of Planning and Zoning, the Mayor or the Mayor's Designee shall serve as Director of Planning and Zoning for the purpose of this ordinance.

Double-faced sign: A sign that has two display areas against each other or angled to one another, where one face is designed to be seen from one direction and the other face from another direction.

Freestanding Sign: A type of sign supported by any structure or support placed in or anchored in the ground and not attached to any building or structure. Other than Billboards, all Freestanding signs shall be limited to on-premises signs, expression signs or non-commercial signs.

Height of sign: The distance in vertical feet from the ground to the highest point of the sign face or frame (whichever is higher).

Monument sign: A freestanding sign where the base of the sign is a continuous structure or columned structure on the ground. The width of the sign structure can be no more than 120 percent of the width of the base.

Multi-Faced Sign: A sign containing more than two sign faces.

Section 105-7. Process for issuance of sign permits of the Sign Ordinance is hereby amended by enacting a new sub-section a) as set forth hereinbelow. Other than as set forth herein, all remaining provisions and sub-sections of Section 105-7 shall remain as originally enacted in October 4, 2010.

- a) The Director of Planning and Zoning shall be authorized to issue all sign permits which are in accordance with the provisions of this Ordinance. The City shall process all sign permit applications within thirty (30) days of the City's actual receipt of (1) a complete sign permit application and (2) the sign permit fee. In the event an Applicant makes a revision to the application after receipt but before it is processed by the City, the thirty (30) day period shall run from the date that the revision is received by the City. For purposes of this section only, the term "process" shall mean to (1) make a decision on sign permit applications that can be administratively approved or denied, or (2) bind over the decision on the sign permit application to the Mayor and Council of the City of Dawsonville. In no event, except with written permission of the applicant, may the Director of Planning and Zoning delay processing a sign permit application. The failure to process a sign permit application within thirty (30) days of the City's actual receipt of a completed sign permit application (as revised, if applicable) accompanied by the sign permit fee and building permit fee (if applicable) without the written permission of the applicant shall result in the sign permit request being automatically granted.

Section 105-40. Commercial and Industrial Zoning Districts: Permitted Signs and Performance Standards of the Sign Ordinance is hereby amended by enacting a new sub-section b) as set forth hereinbelow. Other than as set forth herein, all remaining provisions and sub-sections of Section 105-40 shall remain as originally enacted in October 4, 2010.

b) Performance Standards

- i) The maximum height for freestanding signs shall not exceed fifteen (15) feet and such sign shall not exceed 100 square feet in sign area.
- ii) There shall be no more than one freestanding sign per lot.
- iii) The Maximum height for monument signs shall not exceed ten (10) feet and such sign shall not exceed a maximum sign area of twenty-five (25) square feet per side with a maximum of two sides.
- iv) There shall be no more than one wall sign for each separate use or business on a lot.
- v) No signs except as specifically provided for above may be placed within any public right of way, and no signs exceeding a height of three (3) feet may be placed within twenty (20) feet of any public right of way.

Section 105-45. Prohibited signs and signage illumination of the Sign Ordinance is hereby amended by adding a new sub-section p) as set forth hereinbelow. Other than as set forth herein, all remaining provisions and sub-sections of Section 105-45 shall remain as originally enacted in October 4, 2010.

- p) Multi-Faced Signs. No signs containing more than two sides shall be erected as the same would be both a dangerous distraction to the motoring public and an aesthetic negative for the City while not serving any communication interest that cannot be adequately served by single or double sided signs.

Section 105-74 Design and location standards of the Sign Ordinance which applies to the Historical District and the Urban Redevelopment Plan Area is amended by enacting a new subsection 2 Area of sign as follows. Other than as set forth herein, all remaining provisions and sub-sections of Section 105-74 shall remain as originally enacted in October 4, 2010.

- (2) Area of sign. The area within a continuous perimeter enclosing the limits of writing, representation, emblem, or any figure of similar character together with any frame, other material, open space, or color forming an integral part of the display or used to differentiate such writing, representation, emblem or any figure of similar character from the background against which it is placed. For double-faced signs, both sides shall be measured and added together and divided by two in computing the sign area.

Section 105-8. Appeals and variances authorized of the Sign Ordinance is amended by enacting a revised subsection (a) as set forth hereinbelow. Other than as set forth herein, all remaining provisions and sub-section of Section 105-8 shall remain as originally enacted in October 4, 2010.

- (a) Any person aggrieved by an decision of the Director of Planning and Zoning or other official with authority to administer or interpret this code may be taken to the

Zoning Board of Appeals for the City of Dawsonville. Such appeals shall be filed with the Zoning Board of Appeal within ten (10) business days of the date of the decision appealed. Unless inconsistent with the procedures outlined by this chapter, such appeals will follow the requirements and procedures defined in the Zoning Ordinance of the city. Where the denial of any sign permit is appealed, it shall be set down for consideration at the next meeting of the Zoning Board of Appeals. A final determination shall be issued by the appellate body within 60 days from the date that the appeal is formally filed in writing by the sign applicant. Appeal from the decision of the Zoning Board of Appeals shall be filed with the Superior Court of Dawson County.

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed. If any section, provision or clause of any part of this ordinance shall be declared invalid or unconstitutional, or if the provisions of any part of this ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this ordinance not so held to be invalid, or the application of this ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent that this ordinance would have been adopted had such invalid portion not been included herein.

This ordinance shall be effective upon passage by the Mayor and Council of the City of Dawsonville, Georgia.

MAYOR AND DAWSONVILLE CITY COUNCIL

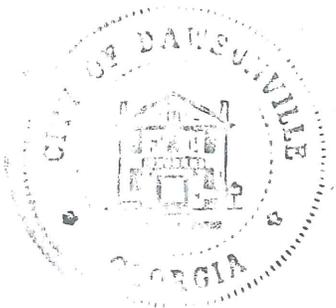
By: W. James Grogan
W. James Grogan, Mayor

Mike Sosebee
Mike Sosebee, Council Member

Angie Smith
Angie Smith, Council Member

Jason Power
Jason Power, Council Member

Chris Gaines
Chris Gaines, Council Member



ATTESTED TO BY:

Bonnie Warne
Bonnie Warne, City Clerk