

MINUTES
CITY COUNCIL REGULAR MEETING AND WORK SESSION
G.L. Gilleland Council Chambers on 2nd Floor
Monday, February 17, 2020
5:00 P.M.

1. **CALL TO ORDER:** Mayor Mike Eason called the meeting to order at 5:00 pm.
2. **ROLL CALL:** Present were Councilmember John Walden, Councilmember Mark French, Councilmember Stephen Tolson, Councilmember Caleb Phillips, City Attorney Kevin Tallant, City Manager Bob Bolz, City Clerk Beverly Banister, Planning Director Robbie Irvin, Finance Administrator Hayden Wiggins and Human Resource Manager Donna Blanton.
3. **INVOCATION AND PLEDGE:** Invocation and Pledge were led by Councilmember French.
4. **ANNOUNCEMENTS:** None
5. **APPROVAL OF THE AGENDA:** Motion to approve the agenda as presented made by S. Tolson; second by J. Walden. Vote carried unanimously in favor.
6. **PUBLIC INPUT:** No comments from the public.
7. **CONSENT AGENDA:** Motion to approve the consent agenda for the following items (a, b, c) made by C. Phillips; second by S. Tolson. Vote carried unanimously in favor.
 - a. Approve Minutes
 - Regular Meeting held February 3, 2020
 - Executive Session held February 3, 2020
 - b. Approve Farmer's Market Pavilion Rental Fee Schedule
 - c. Approve 2020 Lease for Dawsonville Moonshine Distillery
8. **APPOINTMENT(S):** Motion to appoint Dwight Gilleland and Marsha Martel to the DDA for a four-year term (02/2020 – 02/2024) made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor.
9. **CROSSBRIDGE COMMUNITY CHURCH:** Motion to table item to the March 2, 2020 meeting made by C. Phillips; second by M. French. Vote carried unanimously in favor.
10. **DAWSON COUNTY RELAY FOR LIFE EVENT:** Amanda Cagle from Relay for Life presented her request to host the 23rd Annual Dawson County Relay for Life event at the City's Farmer's Market Pavilion on April 17, 2020.

Motion to approve the Allen Street road closure as presented and to approve the noise ordinance variation for one additional hour made by S. Tolson; second by M. French. Vote carried unanimously in favor.
11. **KARE FOR KIDS EASTER EGG HUNT:** Motion to approve the event as presented made by M. French; second by C. Phillips. Councilmember Walden asked about the parking accommodations; Tiffany Buchan from Kare for Kids stated they secured the Board of Education parking lot, the Community Resource Center lot and the Junior High School. Further discussion included preventing people from parking in Food Lion's lot. Vote carried unanimously in favor.
12. An Ordinance To Amend Subpart B, Chapter 109 Of The Code Of The City Of Dawsonville, Georgia, To Provide Construction Specifications For Unpaved and/or Gravel Roadways Within The City Limits; To Provide For The Acceptance Of Such Unpaved and/or Gravel Roadways Into The City Roadway System; And For Other Purposes. (First Reading: February 3, 2020; Second Reading and Adoption: February 17, 2020)

Planning Director Irvin read the second reading of the ordinance. Motion to approve the ordinance as presented made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor. (Exhibit "A")
13. An Ordinance To Provide Updates To Existing Ordinances On Water And Sewer Services By Correcting And Updating Cross-References, To Amend The Penalty Provisions For Violation Of Article Ii And For Other Purposes. (First Reading: February 3, 2020; Second Reading and Adoption: February 17, 2020)

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City Attorney Tallant read the second reading of the ordinance. Motion to approve the ordinance as presented made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (Exhibit "B")

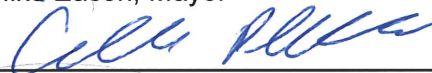
ADJOURNMENT:

At 5:24 p.m. a motion to adjourn the meeting was made by J. Walden; second by C. Phillips. Vote carried unanimously in favor.

By: CITY OF DAWSONVILLE



Mike Eason, Mayor



Caleb Phillips, Councilmember Post 1



Stephen Tolson, Councilmember Post 2



John Walden, Councilmember Post 3

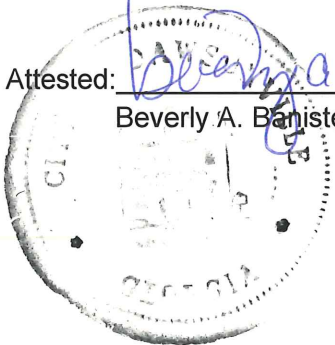


Mark French, Councilmember Post 4

Attested:



Beverly A. Banister, City Clerk



Subject Matter: Development Regs – Gravel Roads
Date of First Reading: February 3, 2020
Date of Second Reading: February 17, 2020
Date of Adoption: 02.17.2020

**AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF
DAWSONVILLE, GEORGIA**

ORDINANCE NUMBER #02-2020

AN ORDINANCE TO AMEND SUBPART B, CHAPTER 109 OF THE CODE OF THE CITY OF DAWSONVILLE, GEORGIA, TO PROVIDE CONSTRUCTION SPECIFICATIONS FOR UNPAVED AND/OR GRAVEL ROADWAYS WITHIN THE CITY LIMITS; TO PROVIDE FOR THE ACCEPTANCE OF SUCH UNPAVED AND/OR GRAVEL ROADWAYS INTO THE CITY ROADWAY SYSTEM; AND FOR OTHER PURPOSES.

WHEREAS, the revision of Subpart B, Chapter 109 will provide standard regulations for unpaved/gravel roads constructed within the City Limits of the City of Dawsonville, Georgia; and

WHEREAS, the Mayor and City Council desire to adopt such amendment.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF DAWSONVILLE HEREBY ORDAINS AS FOLLOWS:

SECTION 1.

Subpart B, Chapter 109 of the Code of the City of Dawsonville, Georgia, is hereby amended by repealing the reservation of Secs. 109-58–109-78.

SECTION 2.

Subpart B, Chapter 109 of the Code of the City of Dawsonville, Georgia, is hereby amended by inserting and enacting a new "ARTICLE VIII – GRAVEL ROADS"

ARTICLE VIII – GRAVEL ROADS

Sec. 109-58. – Where Gravel Roads Allowed.

Other than in RA zoned properties, all roads must be paved to specifications as set forth in these development regulations including but not limited to the requirements of Article VI. Gravel roads are only allowed in RA zoned properties where the development contains only residential properties with two or more acres per lot, where the total number of lots served by gravel roads does not exceed 20 and no other zoning category adjoins the gravel road other than at an intersection with a paved road. All gravel roads must meet the specifications of this Article VIII.

Sec. 109-59. – Gravel Roadway Specifications.

All developments constructing gravel roads shall comply with the minimum specifications for such roads provided for herein, as well as other applicable industry standards. Gravel roads shall be constructed to the following specifications as a precondition to dedication and acceptance into the City system of streets and roads:

- (a) Gravel roads shall have a minimum fifty (50) foot right of way which shall be cleared, properly sloped and stabilized with only road signage, entry driveways and mailboxes within the right of way. Dead-end roads shall have a cul-de-sac with a minimum one hundred (100) foot diameter right of way. Cul-de-sac shall have a minimum eighty (80) foot diameter of travel lane.
- (b) Roadbeds shall have a minimum driving surface width of twenty (20) feet with a six (6) inch or more layer of compacted graded aggregate base stone. The base layer shall be compacted according to industry standards and coated with calcium chloride at a rate of .30 gallons per square yard, or greater as per accepted industry standards.
- (c) Gravel roads shall be ditched, crowned, and properly drained. Shoulders width shall be a minimum of five (5) feet and all disturbed rights-of-way shall be grassed and constructed in compliance with an approved soil erosion and sediment control plan and/or best management practices.
- (d) All driveways accessing upon gravel roads shall have properly installed culverts in the roadway ditch, which conform to the following specifications:
 - (1) The driveway culvert shall be a minimum of eighteen (18) inches in diameter and twenty-five (25) feet in length.
 - (2) Driveway culvert pipe sizes must be approved by the City Manager or his designee, and shall be made of concrete, HDPE or galvanized steel.
 - (3) The City does not provide pipe or place pipe for driveways. The property/development owner shall be responsible for purchasing and installing such pipe.
 - (4) A permit shall be obtained for each driveway, which may be obtained by applying with the planning and zoning department.
- (e) Gravel road grades shall not exceed ten (10) percent and cul-de-sac's grades shall not exceed six (6) percent; provided further, that roadway grades at intersections with other roadways (paved or gravel) shall not exceed five (5) percent for a distance of a minimum of fifty (50) feet from the intersected road right-of-way.
- (f) Curb, gutter, and curb cuts shall not be required. However, gravel road cross-drains shall be designed for a fifty (50) year frequency flood event. The cross-drain material shall be reinforced concrete pipe with end treatments and outlet rip rap apron.
- (g) The owner/developer shall at the owner/developer's expense erect galvanized steel sign post(s) with City approved aluminum sign(s) thereupon, giving the name of the road and shall bear the cost of erecting all traffic control signs at appropriate locations along the roadway as required by the City Manager and/or his designee.

Sec. 109-60. – Acceptance of Gravel Roads into City System.

(a) In the event that an owner or developer wishes to dedicate a gravel road to the City for inclusion within the City system of streets and roads, the road shall be inspected by the City Manager and/or his designee(s) and approved as complying in all aspects with this Article VIII prior to the road's consideration before the Mayor and City Council for acceptance.

(b) The owner/developer of the gravel road to be dedicated to the City shall furnish the City a proposed name of the roadway that has been pre-approved by the Dawson County GIS for E-911 purposes. The City shall not be obligated or required to accept the proposed name.

(c) The owner/developer of the gravel road to be dedicated to the City shall provide the City with a right of way deed and a title opinion from a State Bar of Georgia licensed attorney at the expense of the owner/developer.

(d) The City shall not be obligated or required to accept a gravel road into the City system of streets and roads, even though such road otherwise meets and/or exceeds the requirements of this Article.

Secs. 109-61-109-78. – Reserved.

SECTION 3.

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.

SECTION 4.

All Ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 5.

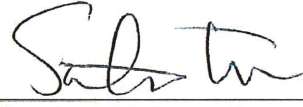
This ordinance shall become effective upon adoption, the public good demanding the same.

SO ADOPTED AND ORDAINED by the City Council of Dawsonville, Georgia, this 17th day of February, 2020.

MAYOR AND DAWSONVILLE CITY
COUNCIL

By: 
Mike Eason, Mayor

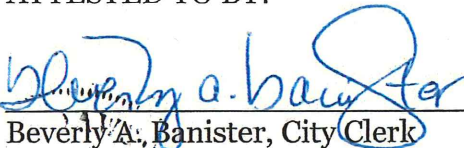

Caleb Phillips, Council Member Post 1

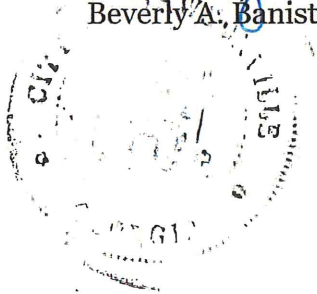

Stephen Tolson, Council Member Post 2


John Walden, Council Member Post 3


Mark French, Council Member Post 4

ATTESTED TO BY:


Beverly A. Banister, City Clerk



Subject Matter: Water-Sewer/Updating Cross-References
Date of First Reading: February 3, 2020
Date of Second Reading: February 17, 2020
Date of Adoption: February 17, 2020

**AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF
DAWSONVILLE, GEORGIA**

ORDINANCE NUMBER #03-2020

AN ORDINANCE TO PROVIDE UPDATES TO EXISTING ORDINANCES ON WATER AND SEWER SERVICES BY CORRECTING AND UPDATING CROSS-REFERENCES, TO AMEND THE PENALTY PROVISIONS FOR VIOLATION OF ARTICLE II AND FOR OTHER PURPOSES.

WHEREAS, certain administrative issue exists with regard to cross-references between various water and sewer services sections;

WHEREAS, the administrative revision of these various sections will provide consistency throughout the Code of the City of Dawsonville, provide simplicity, and provide clarification for certain code sections;

WHEREAS, the Mayor and Council desire to amend and make clear the penalty provisions for violation of Article II; and

WHEREAS, the Mayor and Council desire to adopt these administrative revisions in order to provide for a more consistent Code and allow for great simplicity and efficiency.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF DAWSONVILLE HEREBY ORDAINS AS FOLLOWS:

SECTION 1.

Section 14-30 of Chapter 14, Article II, Division 1, of the Code of Ordinances for the City of Dawsonville is hereby amended by repealing existing Subsection 14-30(c) in its entirety and replacing it with a new Subsection 14-30(c) to read as follows:

Sec. 14-30. Penalties for Violation.

(c) Any industry, commercial concern, person, or user who discharges any waste material from any source into manholes on the City's sewer system or who discharges or causes to be discharged toxic substances without paying for the increased cost as described in section 14-78, or those incompatible substances as described in sections 14-79, 14-80 and 14-81, or fails to pay the surcharges for high strength wastewater as described in section 14-84 shall be in violation of this article and subject to the maximum penalties allowed by state law and city ordinance. Each pound or gallon of the incompatible substances discharged or caused to be discharged into the city sewer system shall be deemed a separate offense with each offense subject to the maximum penalty allowed by state law and city ordinance. Jurisdiction for prosecution of a violation under this sub-section shall lie in the City Court of Dawsonville or in the Superior Court of Dawson County at the choice of the City. Further, the City, in its discretion, may decline to accept the

discharge of and disconnect sewer service to any industry, commercial concern, person, or user who discharges or causes to be discharges any incompatible substance or who violates any provision of Article II. Sewer service may only be resumed upon payment of all outstanding fees, fines and interest by the violator and demonstration by the violator to the City's satisfaction that the violator has the ability to prohibit the discharge of incompatible substances into the sewer system and otherwise comply with all provisions of Article II. In order to enforce Article II and protect its sewer system, the City shall have the right to enter upon the private property of such violator and cut off access to the sewer system of the City.

SECTION 2.

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.

SECTION 3.

All Ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4.

This ordinance shall become effective upon adoption, the public good demanding the same.

SO **ADOPTED AND ORDAINED** by the City Council of Dawsonville, Georgia, this 17th day of February, 2020.

**MAYOR AND DAWSONVILLE CITY
COUNCIL**

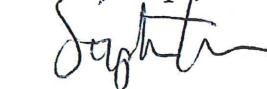
By:



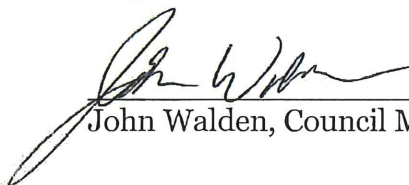
Mike Eason, Mayor



Caleb Phillips, Council Member Post 1



Stephen Tolson, Council Member Post 2



John Walden, Council Member Post 3

Mark French

Mark French, Council Member Post 4

ATTESTED TO BY:

Beverly A. Banister

Beverly A. Banister, City Clerk

