

Unified Government of Athens-Clarke County, Georgia
Mayor and Commission
Tuesday, February 7, 2017
6:00 P.M.
City Hall

The Unified Government of Athens-Clarke County, Georgia met this date in regular monthly session. Present: Mayor Denson; Commissioners Dickerson, Sims, Link, Wright, Bailey, NeSmith, Bell, Herod, Girtz, and Hamby. No one was absent.

Mayor Denson presented Commissioner Sims with a proclamation of appreciation for his service as Mayor Pro tem for 2015 and 2016.

A motion was made by Commissioner Sims, seconded by Commissioner Bailey, to approve Minutes of meetings of Tuesday, January 3; Tuesday, January 10; and Tuesday, January 17, 2017. The motion passed by unanimous vote.

Written communications

There were no written communications.

Old business - Consent

Items under this section were discussed at prior public meetings and were presented for consideration as a single item. Only one vote was taken.

Citizen input

The following citizens supported additional review of animal control ordinance with reference to spay/neuter.

1. Lisa Milot, 237 Hiwassee Avenue
2. Deborah Stanley, 285 Buena Vista Avenue
3. Barry Irwin, P.O. Box 1861
4. Irene Budoff, 676 Cobb Street
5. Jed Kaylor, 160 Sweetbriar Court, Winterville
6. Nadine Cohen, 585 Brookstone
7. Sara Davis, 101 Jasmine Trail

A motion was made by Commissioner Sims, seconded by Commissioner Bailey, to consent to action on the following two items. The motion passed by unanimous vote.

1. APPROVE: Recommendation of the Athens Cultural Affairs Commission (ACAC) for the public art type and style for SPLOST 2011 Project #16 Parks Facilities Improvements, Sub-Project #5, as proposed by the selected artist, Lawrence Stueck, and described in Attachment #1 of agenda report dated December 29, 2016; and authorize the Mayor and appropriate staff to execute all related documents.
2. APPROVE: Award of a construction contract for SPLOST 2011 Project #27 Areawide Stormwater Improvements for Greencrest Drive (CE-40) and East Creek Bend (CE-6) to Georgia Development Partners, LLC for a unit cost not to exceed \$950,951.59 as per agenda report dated December 28, 2016; and authorize the Mayor and appropriate staff to execute all related documents.

A motion was made by Commissioner NeSmith, seconded by Commissioner Bailey, to refer back to the Legislative Review Committee a review of the proposed animal control ordinance to include spaying/neutering.

The motion and second were withdrawn.

A motion was made by Commissioner NeSmith, seconded by Commissioner Bailey, to adopt the following ordinance (#17-02-10) which was presented by title only. The motion passed by unanimous vote.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO ANIMAL CONTROL; AND FOR OTHER PURPOSES

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. Section 4-1-1 entitled "*Definitions*" of the Code of Athens-Clarke County, Georgia, the definition therein of potentially dangerous dog, is hereby amended by deleting therefrom the words "as defined in O.C.G.A. §§ 4-8-21(6) and 4-8-21(b) or any dog" and "or death" so that the definition of potentially dangerous dog in section 4-1-1 is:

Sec. 4-1-1. - Definitions.

Potentially dangerous dog means any dog that without provocation causes severe injury to another dog or cat, except that a dog that inflicts an injury upon another dog or cat when the dog is being used by a law enforcement officer to carry out the law enforcement officer's official duties shall not be a potentially dangerous dog within the meaning of this definition. In addition, a dog shall not be a potentially dangerous dog within the meaning of this definition if the injury inflicted by the dog was sustained by another dog or cat that, at the time, was not under control as defined in this section.

SECTION 2. Section 4-1-1 entitled "*Definitions*" of the Code of Athens-Clarke County, Georgia, the definition therein of severe injury to another dog or cat, is hereby amended by deleting therefrom the words "or a physical injury that results in death" so that the definition of severe injury to another dog or cat in section 4-1-1 is:

Sec. 4-1-1. - Definitions.

Severe injury to another dog or cat means any unprovoked physical injury that results in broken bones or severe lacerations requiring multiple sutures or surgery.

SECTION 3. Section 4-1-4 entitled "*Prohibitions for domestic animals*" of the Code of Athens-Clarke County, Georgia, subsection (b) thereof, is hereby amended by deleting therefrom the words "Pending an adjudication for any citation for a violation of this subparagraph (b), the person cited shall be required to maintain the dog in a proper enclosure, as defined in this chapter" so that subsection (b) of section 4-1-4 is:

Sec. 4-1-4. - Prohibitions for domestic animals.

It shall be unlawful for any person to permit a domestic animal under his or her ownership or possession to do the following:

- (b) Attack or act so as to menace pedestrians or other persons using public ways or on the property of another. Any person convicted of violating this subsection, in addition to penalties provided for in section 4-1-14, shall be required to maintain the dog in a proper enclosure, as defined in this chapter.

SECTION 4. Section 4-1-15 entitled "*Power to issue citation*" of the Code of Athens-Clarke County, Georgia, is hereby amended by adding thereto the words "or citation" and "A citation or summons which has been prepared in accordance with this chapter and signed by an officer of the Athens-Clarke County Animal Control Division may be personally served by any member of the Animal Control Division staff not less than 18 years of age who has been specially designated by the Animal Control superintendent." so that section 4-1-15 is:

Sec. 4-1-15. - Power to issue citation.

Officers of the Athens-Clarke County Animal Control Division, the code enforcement division, the police department, or the marshal are hereby authorized to issue a summons or citation relative to the enforcement of this chapter. A citation or summons which has been prepared in accordance with this Chapter and signed by an Officer of the Athens-Clarke County Animal Control Division may be personally served by any member of the Animal Control Division staff not less than 18 years of age who has been specially designated by the Animal Control Superintendent.

SECTION 5. Section 4-1-19 entitled "*Enforcement*" of the Code of Athens-Clarke County, Georgia, is hereby amended by adding thereto the words "or citation" so that section 4-1-19 is:

Sec. 4-1-19. - Enforcement

This chapter shall be enforced by the superintendent of the Athens-Clarke County Animal Control Division. Upon information known to, or a signed written statement lodged with, the superintendent or authorized officers of the animal control division that any owner of an animal is in violation of this chapter, a summons or citation may be served upon authority of the superintendent by authorized officers requiring the owner of the animal to appear before the Athens-Clarke County Municipal Court on a day and time certain to stand trial for violation of this chapter. If such violation has not been witnessed by an officer, a subpoena may be issued to the person supplying the information on which a formal charge may be made to appear at said time and date to testify on behalf of Athens-Clarke County. The superintendent or authorized officers of the animal control division are authorized to use necessary means to obtain warrants or subpoenas from municipal court or magistrate court for the purpose of enforcing this chapter.

SECTION 6. Section 4-1-20 entitled "*Confinement of biting animals*" of the Code of Athens-Clarke County, Georgia, subsection (b) thereof, is hereby amended by deleting therefrom the words "known to have bitten a person or to have caused severe injury or death to another dog or cat", "for rabies observation", "to a veterinary facility or to such other facility as may be approved by the county health department" and "and observation", and by adding thereto the words "believed to be subject to classification as potentially dangerous under this Chapter or dangerous or vicious under O.C.G.A. § 4-8-21 et seq." so that subsection (b) of section 4-1-20 is:

Sec. 4-1-20. - Confinement of biting animals.

- (b) The animal control superintendent shall be authorized to order the owner of any dog that is believed to be subject to classification as potentially dangerous under this Chapter or dangerous or vicious under O.C.G.A. § 4-8-21 et seq. to submit the dog to the animal control facility. All expenses incurred for such confinement shall be paid by the owner of such animal.

SECTION 7. Section 4-1-25 entitled "*Regulation of dangerous and potentially dangerous dogs*" of the Code of Athens-Clarke County, Georgia, is hereby amended by adding to the title thereof the word "vicious", and by changing the Official Code of Georgia reference in subsection (a) thereof from O.C.G.A. § 4-8-22(c) to O.C.G.A. § 4-8-22(b), so that section 4-1-25 and subsection (a) thereof is:

Sec. 4-1-25. - Regulation of dangerous, vicious and potentially dangerous dogs.

- (a) The animal control superintendent shall be the designated authority to carry out the duties of dog control officer as provided for in O.C.G.A. § 4-8-22(b) and as provided for in this chapter.

SECTION 8. Section 4-1-25 entitled "*Regulation of dangerous and potentially dangerous dogs*" of the Code of Athens-Clarke County, Georgia, subsection (b) thereof is hereby amended by deleting therefrom the words "potentially dangerous" and by adding thereto the words "potentially dangerous dogs as required in this chapter and" and "vicious", so that subsection (b) of section 4-1-25 is:

Sec. 4-1-25. - Regulation of dangerous, vicious and potentially dangerous dogs.

- (b) It shall be the duty of the administrative hearing officer to conduct hearings and make determinations concerning the regulation and disposition of potentially dangerous dogs as required in this chapter and dangerous and vicious dogs as required by O.C.G.A. Chapter 8, Title 4 and as required by this chapter.

SECTION 9. Section 4-1-25 entitled "*Regulation of dangerous and potentially dangerous dogs*" of the Code of Athens-Clarke County, Georgia, subsection (c) thereof is hereby amended by deleting therefrom the words "potentially dangerous pursuant to the provisions of this chapter or as potentially dangerous or", and by adding to said subsection (c) the words "or vicious", and by changing the Official Code of Georgia reference in said subsection (c) from O.C.G.A. § 4-8-20 to O.C.G.A. § 4-8-21, by deleting from item (1) of subsection (c) the words "O.C.G.A. § 4-8-25 and of this section for the classification" and by adding to said item (1) of subsection (c) the words "O.C.G.A. § 4-8-27 and be issued a certificate of registration" and "prior to a certificate of registration being issued", by deleting in their entirety items (2), (3), (4) and (5) of said subsection (c), by changing the numbering of item (6) of said subsection (c) to (2), by deleting from such item the words "potentially" and "dangerous" and by adding to such item the word "vicious", by adding to said subsection (c) new item (3) as follows "No dog classified as dangerous or vicious and in the custody of Athens-Clarke County Animal Control may be offered for the purpose of adoption", so that subsection (c) of section 4-1-25 is:

Sec. 4-1-25. - Regulation of dangerous, vicious and potentially dangerous dogs.

- (c) Whenever a dog within Athens-Clarke County has been classified as dangerous or vicious under O.C.G.A. § 4-8-21 et seq., or during the specified amount of time that such classification is eligible for or under appeal by the owner, the following apply:

- (1) Before the dog will be released to the owner pending classification, the owner must meet all of the requirements of O.C.G.A. § 4-8-27 and be issued a certificate of registration. The animal control superintendent shall be authorized to inspect and approve the method of confinement for the dog being classified prior to a certificate of registration being issued;
- (2) The owner must meet the requirements for keeping a dangerous or vicious dog no later than five days after the date the classification becomes effective. If the dog is not retrieved from Athens-Clarke County within such time, then the dog shall be deemed unclaimed and subject to the provisions of section 4-1-18.
- (3) No dog classified as dangerous or vicious and in the custody of Athens-Clarke County Animal Control may be offered for the purpose of adoption.

SECTION 10. Section 4-1-25 entitled "*Regulation of dangerous and potentially dangerous dogs*" of the Code of Athens-Clarke County, Georgia, is hereby amended by adding thereto new subsection (d) as follows:

Sec. 4-1-25. - Regulation of dangerous, vicious and potentially dangerous dogs.

(d) Investigations by animal control superintendent; notice to owner; hearings; determinations by hearing authority.

- (1) Upon receiving a report of a dog believed to be subject to classification as a potentially dangerous dog as defined in this Chapter, the animal control superintendent shall make such investigations as necessary to determine whether such dog is subject to classification as a potentially dangerous dog.
- (2) When the animal control superintendent determines that a dog is subject to classification as a potentially dangerous dog, the animal control superintendent shall send by certified mail to the owner's last known address a dated notice to the dog's owner. Such notice shall include a summary of the dog control officer's determination and shall state that the owner has a right to request a hearing from the administrative hearing officer on the animal control superintendent's determination within seven days after the date shown on the notice. The notice shall provide a form for requesting the hearing and shall state that if a hearing is not requested within the allotted time, the animal control superintendent's determination shall become effective for all purposes under this Chapter. If an owner cannot be located within ten days of a dog control officer's determination that a dog is subject to classification as a potentially dangerous dog, the dog shall be deemed unclaimed and subject to the provisions of section 4-1-18.
- (3) When a hearing is requested by a dog owner in accordance with subsection (c)(2) of this Code section, such hearing shall be scheduled within 30 days after the request is received; provided, however, that such hearing may be continued by the administrative hearing officer for good cause shown. At least ten days prior to the hearing, the administrative hearing officer shall mail to the dog owner written notice of the date, time, and place of the hearing. At the hearing, the dog owner shall be given the opportunity to testify and present evidence and the administrative hearing officer shall receive other evidence and testimony as may be reasonably necessary to sustain, modify, or overrule the superintendent's determination.
- (4) Within ten days after the hearing, the administrative hearing officer shall mail written notice to the dog owner of its determination on the matter. If such determination is that the dog is a potentially dangerous dog, the notice of classification shall specify the date upon which that determination shall be effective.

SECTION 11. Section 4-1-25 entitled "*Regulation of dangerous and potentially dangerous dogs*" of the Code of Athens-Clarke County, Georgia, is hereby amended by adding thereto new subsection (e) as follows:

Sec. 4-1-25. - Regulation of dangerous, vicious and potentially dangerous dogs.

(e) Whenever a dog within Athens-Clarke County has been classified as potentially dangerous pursuant to the provisions of this Chapter or during the specified amount of time that such classification is eligible for or under appeal by the owner, the following apply:

- (1) Before the dog will be released to the owner pending classification, the owner must obtain a certificate of registration by meeting all of the requirements of this section for the classification. The animal control superintendent shall be authorized to inspect and approve the proper enclosure for the dog being classified;

- (2) The owner of the dog shall confine the dog only in a proper enclosure that is inspected and approved by the animal control superintendent. The owner shall post on the premises where the dog is kept a clearly visible sign warning that there is a dangerous or potentially dangerous dog on the property. Whenever outside the proper enclosure, the potentially dangerous dog must be restrained by a leash not to exceed six feet in length and under the immediate physical control of a person capable of preventing the dog from engaging any other human or animal when necessary.
- (3) The owner of the dog shall immediately notify the animal control division if the dog is not confined in the approved location or by the approved method, the dog is stolen or missing, the dog is donated, transferred or sold, or the dog is deceased. The owner must submit within two business days a notarized, sworn written statement describing the circumstances of the dog's death or disappearance, or the name, address and telephone number of the person to whom the dog was donated, transferred or sold.
- (4) The animal control superintendent shall be authorized to administer an identifying microchip and/or other types of permanent identification to the dog. It shall be unlawful for any person to tamper with or remove such identification.
- (5) Whenever a dog classified as potentially dangerous is subject to confiscation, the owner of the dog must submit the dog to the animal control division without delay. A potentially dangerous dog is subject to confiscation under this chapter if it is not validly registered as a potentially dangerous dog, not maintained in a proper enclosure or is outside the proper enclosure in violation of this Chapter.
- (6) The owner must meet the requirements for keeping a potentially dangerous dog no later than five days after the date the classification becomes effective. If the dog is not retrieved from Athens-Clarke County within such time, then the dog shall be deemed unclaimed and subject to the provisions of section 4-1-18.
- (7) The owner of a potentially dangerous dog must renew the certificate of registration annually. The animal control superintendent may inspect and approve the proper enclosure for the dog prior to renewing a certificate of registration.
- (8) No dog classified as potentially dangerous and in the custody of Athens-Clarke County Animal Control may be offered for the purpose of adoption except to an animal shelter licensed by the Georgia Department of Agriculture if authorized by the animal control superintendent.

SECTION 12. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

A motion was made by Commissioner Link, seconded by Commissioner Wright, to approve the installation of rectangular rapid flashing beacons (RRFBs) at the existing crosswalk at 1689 South Lumpkin Street, as shown in Attachment #1 of agenda report dated December 20, 2016. The motion passed by unanimous vote.

Old and new business – Discussion

Citizen input

The following citizen input was received.

1. Karen Porter, 285 Three Oaks Drive, representing Oconee Rivers Greenway Commission – supported proposed plan.
2. Alex Patterson, 258 Springdale Street, representing Oconee Rivers Greenway Commission – supported proposed plan.
3. Peter Norris, 460 Sunset Drive – supported update on water/sewer connection fees.
4. Cassidy Floyd, 117 ½ West Lake Drive – supported risk based water assessment.
5. Mark Bell – opposed downtown moratorium.
6. Andrea Kerr, Environmental Director Clarke County Health Department – supported increased fee schedule.
7. Adam Hebbard, 260 Providence Road - opposed moratorium.

8. Ritchie Knight, 131 East Broad Street – opposed downtown moratorium.
9. Michael Smith, 137 First Street – supported downtown moratorium.
10. Tim Denson, 290 Midway Road – supported downtown moratorium.
11. Marion Stroud, 1185 Barnett Shoals Road – concerned about neighborhoods.
12. Gretchen Elsner, P.O. Box 562 – supported Greenway Network Plan.
13. David Finkel, 332 Barber Street – opposed downtown moratorium.
14. Ken Dious, 1170 Timothy Road – supported downtown moratorium.

A motion was made by Commissioner Sims, seconded by Commissioner Dickerson, to adopt the following ordinance (#17-02-11) to be implemented March 15, 2017 which was presented by title only updating Athens-Clarke County's water and sewer connection fees as per Attachment A of agenda report dated January 5, 2017. The motion passed by unanimous vote.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO WATER AND SEWER CONNECTION FEES; AND FOR OTHER PURPOSES

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. Subsection (c) entitled "Definitions" of Section 5-1-1 of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting therefrom the paragraph entitled "(28) *High impact user*" and substituting in lieu thereof "(28) *Reserved*".

SECTION 2. Subsection (c) entitled "Definitions" of Section 5-1-1 of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting therefrom the paragraph entitled "(55) *Residential demand*" and substituting in lieu thereof "(55) *Reserved*".

SECTION 3. Subsection (c) entitled "Definitions" of Section 5-1-1 of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting therefrom the paragraph entitled "(56) *Residential equivalent*" and substituting in lieu thereof "(56) *Reserved*".

SECTION 4. Section 5-1-26 entitled "*Connection fees - Generally*" of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting from subsection (b) thereof the words "Users shall also be subject to the fee when their existing wastewater service tap is inadequate to carry the volume of wastewater desired and the wastewater service tap size is increased. High impact users shall also be subject to the fee if the users' peak month average day demand is found to be greater than the initial estimated demand", by adding to said subsection (b) the words "water meters", and by adding to section 5-1-26 new subsection (d) as follows: "Users of the wastewater system shall also be subject to a wastewater connection fee herein described when their existing water meter size is increased. In such event the amount of the connection fee shall be the difference between the fee stated for the size of the new meter as shown in Sec. 5-3-79 less the fee stated therein for the size of the meter to be replaced." so that section 5-1-26 is:

"Sec. 5-1-26. - Connection fees—Generally.

- (a) The wastewater connection fee basic rate shall be as provided in section 5-3-79 of this Code.
- (b) Users of the wastewater system shall pay a connection fee before new water meters or additional wastewater service can be made available. Users will be subject to the fee at the time new wastewater service is requested. All users shall be subject to the connection fee regardless of location of the service tap.
- (c) Once a user has paid a connection fee to Athens-Clarke County it shall not be refunded.
- (d) Users of the wastewater system shall also be subject to a wastewater connection fee herein described when their existing water meter size is increased. In such event the amount of the connection fee shall be the difference between the fee stated for the size of the new meter as shown in Sec. 5-3-79 less the fee stated therein for the size of the meter to be replaced."

SECTION 5. Section 5-3-1 entitled “*Definitions*” of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting therefrom the definitions entitled, “*High impact user*”, “*Residential demand*” and “*Residential equivalent*”.

SECTION 6. Section 5-3-31 entitled “*Users subject to fee*” of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting from subsection (b) thereof the words “Users shall also be subject to the fee when their existing water service tap is inadequate to deliver the volume of water needed and the water service tap size is increased. High impact users shall also be subject to the fee if the user’s peak month average day demand is found to be greater than the initial estimated demand”, and by adding to section 5-3-31 new subsection (d) as follows: “Users shall also be subject to a water connection fee described herein when their existing water meter size is increased. In such event the amount of the connection fee due shall be the difference between the fee stated for the size of the new meter as shown in Sec. 5-3-76 less the fee stated therein for the size of the meter to be replaced.” so that section 5-3-31 is:

“Sec. 5-3-31. - Users subject to fee.

- (a) The water connection fee basic rate shall be as set forth in section 5-3-76.
- (b) Users of the water system shall pay a connection fee before new or additional water service can be made available. Users will be subject to the fee at the time new water service is requested through the purchase of a water meter. When a domestic service water meter and an outdoor water use water meter are installed on a common water service tap, the connection fee shall be that charged for a water meter size equal to the common water service tap size. All users shall be subject to the connection fee regardless of location of the water meter.
- (c) Once a connection fee has been paid to Athens-Clarke County it shall not be refunded.
- (d) Users shall also be subject to a water connection fee described herein when their existing water meter size is increased. In such event the amount of the connection fee due shall be the difference between the fee stated for the size of the new meter as shown in Sec. 5-3-76 less the fee stated therein for the size of the meter to be replaced.”

SECTION 7. Section 5-3-76 entitled “*Water system connection fee*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety and the following substituted in lieu thereof:

“Sec. 5-3-76. - Water system connection fee.

- (a) The water system connection fee shall be based on water meter size as listed below:

<i>Meter Size (inches)</i>	<i>Minimum Fee</i>
¾	\$1,600
1	\$4,000
1½	\$8,000
2	\$12,800
3	\$25,600
4	\$40,000
6	\$80,000

- (b) Multi-family structures or mixed commercial and multi-family structures shall pay a water connection fee that corresponds to the meter size. Multi-family structures or mixed but predominantly residential multi-family structures shall pay a water connection fee that corresponds to the meter size.”

SECTION 8. Section 5-3-79 entitled “*Wastewater connection fee*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety and the following substituted in lieu thereof:

“Sec. 5-3-79. - Wastewater connection fee.

- (a) The wastewater connection fee for all but multi-family development shall be based on the size of the water meter serving the wastewater user as listed below:

<i>Meter Size (inches)</i>	<i>Minimum Fee</i>
¾	\$2,700
1	\$6,750
1½	\$13,500
2	\$21,600
3	\$43,200
4	\$67,500
6	\$135,000

- (b) Multi-family structures or mixed but predominantly residential multi-family structures shall pay a wastewater connection fee that is 0.6 multiplied by the ¾-inch sewer connection fee multiplied by the number of dwelling units served by the master meter.”

SECTION 9. Section 5-3-84 entitled “*High impact user fee*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety.

SECTION 10. This ordinance shall become effective on March 15, 2017.

SECTION 11. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

A motion was made by Commissioner NeSmith, seconded by Commissioner Bailey, to approve the recommendation of the risk based water supply assessment to plan a water recycling program as per agenda report dated January 5, 2017. The motion passed by unanimous vote.

A motion was made by Commissioner Link, seconded by Commissioner Bailey, to approve the fee increases to the Clarke County Board of Health Environmental Health Section fee schedule as per Attachment #1 of agenda report dated December 19, 2016. The motion passed by unanimous vote.

A motion was made by Commissioner Girtz, seconded by Commissioner Hamby, to approve the updated 2016 Greenway Network Plan text and maps as per Attachment #1 of agenda report dated December 28, 2016 with the following amendment; and direct staff to begin the process of amending the Transportation Corridor Concept Map (TCCM) to reflect the high priority projects in the Greenway Network Plan.

Amends Table 1: High Priority Trails (page xv) and Table 9 (page 59)

Trail Name	Commission Defined Option Priority	Proposed GNP Priority Jan 2017	Estimated Cost	Approximate Length
Cook’s Trail	Tier 1	1	>8M	4.16 miles
Oak/Oconee Bridge Underpass	Tier 1	1	1M	.15 miles
Nature Center Loop – West	Tier 1*	2	>7M	2.93 miles
Tallasse Road Connector	Tier 1	1	5M	3.31 miles
Riverside Trail – MLK Parkway	Tier 2*	1	4M	.66 miles
Riverside Trail – North Oconee River Park	Tier 2*	1	4M	.58 miles
Ben Burton to Beech Haven (<i>note: corresponds to “blue trail” waterway access</i>)	Tier 2*	3	6M	1.37 miles
Pulaski Street Connector – South	Tier 2	2	1M	.21 miles
Pulaski Connector – North	Tier 2	2	2.5M	.41 miles
Nature Center Loop - East	Tier 3*	2	>7M	1.8 miles
Firefly Connector at 78/10 Interchange	Tier 3	3	3M	.17 miles
Normaltown Connector – Ben Burton to Bishop	Tier 3	3	2M	2.23 miles
Normaltown Connector – Bishop to Boulevard	Tier 3	3	2M	2.05 miles
Normaltown Connector – Boulevard to NORG	Tier 3	3	6M	1.95 miles

*Represents a shift in CDO from Jan 2017 Proposed GNP

A substitute motion was made by Commissioner NeSmith, seconded by Commissioner Sims, to approve the updated 2016 Greenway Network Plan text and maps as per Attachment #1 of agenda report dated December 28, 2016; and direct staff to begin the process of amending the Transportation Corridor Concept Map (TCCM) to reflect the high priority projects in the Greenway Network Plan.

There was a tie roll call vote with Commissioners Dickerson, Sims, Bailey, NeSmith, and Bell voting YES; and Commissioners Link, Wright, Herod, Girtz, and Hamby voting NO. (5 YES; 5 NO). Mayor Denson broke the tie with a vote of YES.

New business – Consider under suspension of Rules

A motion was made by Commissioner Sims, seconded by Commissioner Wright, to suspend Rules of Commission for consideration of one item of new business. The motion passed by unanimous vote.

A motion was made by Commissioner Link, seconded by Commissioner Girtz, to adopt the following resolution establishing a temporary moratorium on (1) the acceptance of new applications for special use approval, permitted use approval or building permits for any multi-family residential use or (2) changes of use or increases in occupancy limits by establishments holding or seeking to hold certain alcoholic beverages licenses in the commercial-downtown (CD) zoning district. The motion passed by roll call vote with Commissioners Dickerson, Sims, Link, Wright, Bell, Herod, Girtz, and Hamby voting YES; and Commissioners Bailey and NeSmith voting NO. (8 YES; 2 NO)

RESOLUTION ESTABLISHING A TEMPORARY MORATORIUM ON (1) THE ACCEPTANCE OF NEW APPLICATIONS FOR SPECIAL USE APPROVAL, PERMITTED USE APPROVAL OR BUILDING PERMITS FOR ANY MULTI-FAMILY RESIDENTIAL USE OR (2) CHANGES OF USE OR INCREASES IN OCCUPANCY LIMITS BY ESTABLISHMENTS HOLDING OR SEEKING TO HOLD CERTAIN ALCOHOLIC BEVERAGES LICENSES IN THE COMMERCIAL-DOWNTOWN (CD) ZONING DISTRICT.

Whereas, on May 6, 2016, the Unified Government of Athens-Clarke County (“ACCUG”) issued a Request for Proposals (the “Request for Proposals”) to solicit proposals from responsible vendors to provide professional consultant services to assess the public health and safety environment in an area within Athens-Clarke County known as the “Downtown District” as defined in the Request for Proposals and to recommend actions that ACCUG and others can take to protect and enhance the health and safety of the public in this highly congested area; and

Whereas, the Request for Proposals is on file in the office of the Clerk of Commission and is incorporated herein by reference, and

Whereas, the need for the study was prompted in part by the transition over time of the Downtown District from an office and retail center to a hospitality and entertainment center coupled with significant increase in multifamily residential development, with planners estimating that 2,400 residential bedrooms will have been added to the Downtown residential housing inventory between 2010 and 2017, all as more particularly described in the Request for Proposal, and

Whereas, following review and assessment of the proposals and negotiation, ACCUG has entered into a contract with Rosser International, Inc. (“Rosser”) for Rosser to conduct a high level assessment (the “Downtown Study”) that will include among other elements the following actions: (i) study improvement of safety through regulation, including a review of zoning, alcohol licensing, fire/safety code, sidewalk cafes, and downtown events, (ii) review and compare university surveys (University of Georgia and similar campuses) on alcohol and drug use, and (iii) evaluate best practices from other university towns regarding alcohol use and town/gown relations, and

Whereas, the contract with Rosser for the Downtown Study is on file in the office of the Clerk of Commission and is incorporated herein by reference, and

Whereas, the contract with Rosser provides that it will complete the Downtown Study and furnish a report and recommendations within approximately six months of the date of this Resolution, and

Whereas, staff anticipates that the Downtown Study will include recommendations for changes to ACCUG ordinances, policies and procedures including without limitation recommendations regarding zoning, alcoholic beverages regulation and enforcement, solid waste, and public health and safety, and

Whereas, the Commission of Athens-Clarke County desires to review the completed Downtown Study and its recommendations and to consider possible changes to ordinances with respect to zoning, alcoholic beverages regulation and enforcement, solid waste, and public safety in response thereto, and

Whereas, in order to maintain the status quo and to permit sufficient time for staff and the Mayor and Commission to act in response to the Downtown Study and to promote and protect the public health, safety and welfare of the citizens of Athens-Clarke County, the Mayor and Commission desire to adopt a moratorium on certain kinds of development and uses of property within the Downtown District and similar

adjacent areas that are situate within the Commercial-Downtown zoning district in Athens-Clarke County as shown on the Official Zoning Map of Athens-Clarke County (the "Commercial-Downtown District"),

Now, therefore, the Commission of Athens-Clarke County hereby resolves as follows:

The Commission declares and establishes a moratorium until and including February 7, 2018, or until this Resolution is repealed, whichever date comes first, effective upon the date of this Resolution on the following:

(1) Acceptance of new applications or issuance of permits for special use approval, permitted use approval, or building permits for all multifamily residential uses in the Commercial-Downtown District.

(2) Issuance of permits for, or approval or acceptance of any new use of property or portion thereof within the Commercial-Downtown District which would have an assembly occupancy of more than 49 persons as determined by the Athens-Clarke County Fire Marshal in accordance with the International Fire Code as adopted in Athens-Clarke County and which would have a Class D, E or F alcoholic beverages license issued pursuant to Chapter 6-3 of the Code of Athens-Clarke County and which does not qualify or would not be qualified as a restaurant or have a Sunday Sales Permit issued pursuant to such Chapter.

(2) Issuance of permits for, or approval or acceptance of any modification of use of property or portion thereof within the Commercial-Downtown District which would result in an increase in assembly occupancy of more than 25 percent from that in effect as of the effective date of this Resolution as determined by the Athens-Clarke County Fire Marshal in accordance with the International Fire Code as adopted in Athens-Clarke County and which has or would have a Class D, E or F alcoholic beverages license issued pursuant to Chapter 6-3 of the Code of Athens-Clarke County and which does not qualify or would not be qualified as a restaurant or have a Sunday Sales Permit issued pursuant to such Chapter.

Public hearing and deliberation on a recommendation from the Athens-Clarke County Planning Commission

A public hearing was held on proposed zoning text amendments to Chapters 9-2, 9-7, and 9-15 regarding single-family residential development standards (infill housing).

Citizen input

The following citizen input was received.

1. Bill Ryland, 240 Hillcrest – concerned about stormwater runoff.
2. Adam Hebbard, 260 Providence Road, representing Athens-Clarke Heritage Foundation – supported inclusion of multi-family districts.
3. Julia Stephens, 298 North Rocksprings – supported inclusion of multi-family districts.

A motion was made by Commissioner Link, seconded by Commissioner NeSmith, to adopt the infill housing ordinance as presented with direction to staff to return to the Planning Commission in one year with a report on feedback on its impacts and possible adjustments to the ordinance. The motion passed by unanimous vote and the following ordinance (#17-02-12) which was presented by title only was declared adopted.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO INFILL HOUSING; AND FOR OTHER PURPOSES

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. Section 9-2-1 entitled "*General*" of the Code of Athens-Clarke County, Georgia, the definition therein of entitled "*Structure, height of*", is hereby amended by adding to said title the word "overall", and by adding to said definition the words "rooftop mechanical equipment, elevator equipment housing", so that said definition in section 9-2-1 is:

CHAPTER 9-2. - DEFINITIONS

Sec. 9-2-1. - General

Structure, overall height of: The vertical distance between the proposed average finished grade and the proposed average roof elevation. The average roof elevation shall be

measured at the highest point of the coping of a flat roof or the deck line of a mansard roof, or at the midpoint between the highest eave and the highest ridgeline elevations for pitched or hipped roofs. The proposed average finished grade shall be measured as the arithmetic mean of the finished grade elevations taken at each corner of the building footprint. Any height limitation of this title shall not apply to church spires, belfries, cupolas and domes not intended for human habitation, monuments, water towers, silos, chimneys, rooftop mechanical equipment, elevator equipment housing, flag poles, except as may be limited in the "A" Airport overlay zone.

SECTION 2. Section 9-2-1 entitled “*General*” of the Code of Athens-Clarke County, Georgia, is hereby amended by adding thereto a new definition entitled “*Structure, true elevation height of*” as follows:

CHAPTER 9-2. - DEFINITIONS

Sec. 9-2-1. - General

Structure, true elevation height of: The vertical distance between the proposed average finished grade and the highest point of the vertical plane. When used to determine a setback, the architectural elevations facing an associated lot line shall be used to determine the setback from that lot line. The proposed average finished grade associated with the architectural elevation being measured shall be measured as the arithmetic mean of the finished grade elevations taken at each corner of that architectural elevation. Any height limitation of this title shall not apply to church spires, belfries, cupolas and domes not intended for human habitation, monuments, water towers, silos, chimneys, flag poles, except as may be limited in the "A" Airport overlay zone.

SECTION 3. Section 9-7-3 entitled “*General Regulations*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety and the following substituted in lieu thereof:

Sec. 9-7-3. - General regulations.

General regulations of the RS zone are contained in the table below:

Table 9-7-3	RS-40	RS-25	RS-15	RS-8	RS-5
<i>Subdivision of less than 2 acres and/or fewer than five lots:</i>					
Minimum lot area (square feet)	40,000	25,000	15,000	8,000	5,000
Minimum lot width and continuous linear street frontage (feet) ²	150	85	75	60 For single-family attached units, the lot width shall not be less than 50% of the minimum lot width for the district	50 For single-family attached units, the lot width shall not be less than 50% of the minimum lot width for the district
Minimum lot depth (feet)	260	100	100	80	80
Minimum front yard (feet) ^{1, 2, 5, 6}	50 feet	20 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	20 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	15 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	15 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.

Table 9-7-3	RS-40	RS-25	RS-15	RS-8	RS-5
Minimum side yard (feet) ⁶ .	18 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	8 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	6 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	6 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.
Minimum side yard, adjacent to street (feet) ^{5, 6}	15 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.
Minimum side yard building separation between primary residential structures	30 feet	20 feet	12 feet	12 feet	12 feet
Minimum rear yard	25 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	20 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	20 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.
<i>The following limits apply to subdivision of 2 acres or more and five lots or more in lieu of minimum lot size requirements:</i>		Lots subdivided and receiving final plat approval between December 20, 2000 and February 10, 2017 shall be subject to the development regulations in effect at the time of such final plat approval.			
Minimum lot width and continuous linear street frontage	80	60	40	40 For single-family attached units, the lot width shall not be less than 50% of	40 For single-family attached units, the lot width shall not be less

Table 9-7-3	RS-40	RS-25	RS-15	RS-8	RS-5
(feet) ^{1, 2, 6}				the minimum lot width for the district	than 50% of the minimum lot width for the district
Maximum residential density, subdivision of more than 2 acres	0.92 dwelling units per acre	1.4 dwelling units per acre	2.0 dwelling units per acre	3.8 dwelling units per acre	6.0 dwelling units per acre
Minimum side yard (feet) ⁵	18 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	8 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	6 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	6 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.
Minimum side yard, adjacent to street (feet) ^{5, 6}	15 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	10 feet or 12% of lot width as measured at the front property line, whichever is greater. Any vertical plane facing a side lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.
Minimum side yard building separation, subdivisions of more than 2 acres	30 feet	20 feet	12 feet	12 feet	12 feet
Minimum front yard (feet) ^{1, 2, 5, 6}	50 feet	20 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds	20 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds	15 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds 20 feet in height	15 feet, or one foot for each foot of overall structure height, whichever is greater. Any vertical plane facing a front lot line that exceeds

Table 9-7-3	RS-40	RS-25	RS-15	RS-8	RS-5
		20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.
Minimum rear yard	25 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	20 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	20 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	15 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.	15 feet. Any vertical plane facing a rear lot line that exceeds 20 feet in height shall be setback an additional foot for each foot of true height of that vertical plane that exceeds 20 feet.
<i>The following limits apply to all lots:</i>					
Maximum lot coverage	25%	25%	40%	45%	50%
<i>The following limits apply to all buildings:</i>					
Maximum overall building height ^{3,6}	35 feet	30 feet	30 feet	30 feet	30 feet

¹ Unless otherwise specified in section 9-15-9.

² The lot width shall be measured beginning at the front lot line and maintained for the entire depth of the front yard, except for lots entirely adjoining turnaround areas of cul-de-sacs, where the lot width shall be measured at the minimum required front setback line. Preliminary plats for residential subdivisions with ten or more lots may have a maximum of ten percent of such lots exempted from the minimum lot width and continuous linear street frontage requirements through the utilization of private drives and/or narrow lot widths and street frontages.

³ Unless otherwise specified in section 9-15-22.

⁴ Except for lots entirely fronting turnaround areas of cul-de-sacs, the lot width shall be measured beginning at the front lot line and maintained for the entire minimum lot depth. For lots entirely fronting turnaround areas of cul-de-sacs, the lot width shall be measured beginning at the minimum required front setback line and maintained for the remaining portion of the minimum lot depth.

⁵ In all cases, building setbacks shall allow adequate depth and/or width for required parking to be entirely within the private property per 9-30-8(E).

⁶ In all cases, when measuring overall structure height and architectural elevation structure height, retaining wall height shall be incorporated as provided for in Section 9-7-7(B).

SECTION 4. Chapter 9-7 entitled “*Single-Family Residential (RS) Districts*” of the Code of Athens-Clarke County, Georgia, is hereby amended by adding thereto new section 9-7-7 entitled “*Grading and retaining walls*” as follows:

CHAPTER 9-7. SINGLE-FAMILY RESIDENTIAL (RS) DISTRICTS

Sec. 9-7-7. Grading and Retaining Walls

A. Grading. No grading resulting in a finished slope of more than 3 horizontal units to 1 vertical unit will be allowed in RS zone setbacks, unless pre-development grade exceeds 3 horizontal units to 1 vertical unit and the grading associated with the development will result in a slope reduction.

- B. *Retaining Walls*. No retaining wall greater than four feet in height shall be located within any required setback. Retaining walls within 5 feet of any structure shall be included in the height calculation for the associated structure. The lowest point of the finished grade along the retaining wall shall be used to calculate the average finished grade for use in the associated height calculation.

SECTION 5. Section 9-15-9 entitled “*Yard – General exception*” of the Code of Athens-Clarke County, Georgia, is hereby amended by adding to subsection A thereof the words “front” in three locations, “and with front elevations equal to or greater than the height of the front elevation height for the proposed structure”, and “with the proposed structure”, and by adding to subsection B thereof the words “front” in three locations, “with a front elevation equal to or greater than the height of the front elevation height for the proposed structure”, and “for the lot with the proposed structure”, so that section 9-15-9 is:

CHAPTER 9-15. GENERAL REGULATIONS

Sec. 9-15-9. Yard – General exception

- A. If there are dwellings or accessory buildings on both abutting lots (even if separated by an alley or private way) with front yards of less than the required depth for the district, and with front elevations equal to or greater than the height of the front elevation height for the proposed structure, the front yard for the lot with the proposed structure need not exceed the average front yard of the abutting structures.
- B. If there is a dwelling or accessory building on one abutting lot with a front yard of less than the required depth for the district and with a front elevation equal to or greater than the height of the front elevation height for the proposed structure, the front yard for the lot with the proposed structure need not exceed a depth one-half way between the depth of the abutting lot and the required front yard depth.

SECTION 6. Section 9-15-22 entitled “*Structure height – General exception*” of the Code of Athens-Clarke County, Georgia, is hereby amended by changing the reference to the Code of Athens-Clarke County, Georgia in subsection D thereof from 9-15-22.B. to 9-15-22.C., so that subsection D of section 9-15-22 is:

Sec. 9-15-22. Structure Height – General exception

Structure or building height in the RS and RM zones may be increased beyond the maximum permitted height by up to ten feet if the following condition(s) are met:

- D. For lots at the perimeter of a subdivision as described in 9-15-22 C, criteria of both 9-15-22 A and C must be met.

SECTION 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Commissioner Bailey was excused at 8:30 p.m.

Citizen input on items other than those listed on this agenda

The following citizen input was received.

1. Alvin Sheats, P.O. Box 5142 – supported demolition moratorium for West Hancock area.
2. Gretchen Elsner, P.O. Box 562 – do business with locally owned bank.
3. Chris Dowd, 245 North Harris Street – do business with locally owned bank.
4. Michael Smith, 137 First Street – Bryan and Miles Streets suited for commercial use.
5. Eleanor Davis, 117 Lenoir Avenue – supports diversity.
6. Abigail West, 149 Morton Avenue – supported recycling.
7. Laura Palanco, Bogart – supported plastic bag ban.
8. Chris Sugiuch, 267 Franklin Street – supported Hancock Avenue moratorium.
9. April Lowenthal, 230 Nacoochee Avenue – supported plastic bag ban.
10. Ricola Bhuiyan, 355 Mulligan Way – supported plastic bag ban.

11. Winfred Hope, Pastor Ebenezer Baptist Church – needs assistance with demolition request.
12. Casey Nissenbaum, 326 Glenhaven Avenue – supported moratorium for West Hancock area.
13. Matthew Epperson, 835 Hill Street – do business with locally owned bank.
14. Barbara Sims, 160 Julious Drive – supported moratorium for West Hancock area.
15. Mark McConnell, 2510 Commerce Road – supported plastic bag ban.
16. Linda Davis, 167 Peach Street – supported moratorium for West Hancock Corridor.
17. Barry Irwin – opposed puppy mills.
18. Donna Thurmond – 145 Leann Drive – preserve Hancock Corridor.
19. Broderick Flanagan, 1645 East Broad Street – supported neighborhood associations.

FROM MAYOR DENSON:

1. Expressed appreciation to Athens Downtown Development Authority and Parking Director Chuck Horton for completion of parking meters which replaced remaining pay and display meters on East Clayton Street.
2. Announced proclamations will be issued recognizing participation in the Adopt Athens Program.

<u>Adopting Organization</u>	<u>Location</u>
UGA Partners in Health	Trail Creek Greenway
Bag the Bag UGA	Barnett Shoals Road from Lexington Highway to Stroud Road
Athens-Clarke County Police Department	Buddy Christian Way
Athens-Clarke County Leadership Team	Dearing Street, Waddell Street, and Henderson Extension from Evans Street to South Rocksprings Street

3. Announced appointment of Nikema Stovall to the TSPLOST Committee replacing Mildred Beck.
4. Referred to Government Operations Committee a review of bus stop improvements.
5. Referred to Legislative Review Committee a review of the animal control ordinance.
6. Commended Athens-Clarke County Police Sgt. Von Anderson for his assistance in an armed standoff at Piedmont Athens Regional Medical Center.

FROM MANAGER WILLIAMS:

1. Received for information was a report of contract awards in excess of \$10,000 for December 2016.
2. Received for information was a report of acceptance of grant funding and budget amendment for Georgia Emergency Management Agency (GEMA) Homeland Security Grant award.

FROM COMMISSIONER HAMBY:

1. Gave a brief overview of the demolition process.
2. Stated he would be interested in the names of persons who have been forced out of their houses.

FROM COMMISSIONER NESMITH:

1. Stated owners of the Varsity and surrounding parcels have assured him there are no plans for development of the area and the Varsity will remain in its current location.

2. Stated options for preserving the West Hancock corridor are under review.

FROM COMMISSIONER WRIGHT:

1. Stated misinformation is a cancer.

FROM COMMISSIONER LINK:

1. Stated the West Hancock Corridor's unique and modest homes should be protected.

FROM COMMISSIONER GIRTZ:

1. Stated Envision Athens meetings have been well attended and encouraged attendance at a session scheduled April 20, 5:30 p.m. at the Classic Center.
2. Stated the Clarke County School District will be registering next week for the pre-K and kindergarten early learning program.

FROM COMMISSIONER SIMS:

1. Stated the upcoming comprehensive plan can provide opportunities for the West Hancock Corridor.
2. Requested Mulberry and Poplar Streets be considered for inclusion in the neighborhood residential parking program.

FROM COMMISSIONER DICKERSON:

1. Alerted the public to a missing juvenile Perry Claire Thomas. If sighted, contact ACC Police Sgt. Daniel.
2. Stated Envision Athens has held five well-attended public meetings along with 22 focus groups. Comments can also be made online. Upcoming meetings will be February 13 and April 20.
3. Encouraged purchase of Girl Scout cookies.
4. Stated upcoming events include Twilight Criterium on April 28/29 and Winterville Marigold Festival on May 20.

FROM COMMISSIONER HEROD:

1. Wished his wife Jennifer Frum a very Happy Birthday.

FROM COMMISSIONER BELL:

1. Stated Commission has many items of varied nature for discussion/decision.
2. Reminded everyone of the Wednesday meeting with the UGA Student Government Association.

The meeting adjourned at 9:35 p.m.

Clerk of Commission