



**After Agenda  
Board of Commissioners - Zoning Public Hearings  
September 22, 2022 6:00 PM  
Room 108, Annex Building 119 E. Solomon  
Street Griffin, GA 30223**

**The Spalding County Board of Commissioners held a Zoning Public Hearing on Thursday, September 22, 2022, in Room 108 of the Spalding County Annex Building, beginning at 6:31 p.m. with Chairman Clay W. Davis presiding. Commissioners Ryan Bowlden, Rita Johnson and James Dutton were present for the meeting. Commissioner Gwen Flowers-Taylor was absent from the meeting. Also present were County Manager, Dr. Steve Ledbetter, County Zoning Attorney, Newton Galloway, Community Development Director, Kellie Littlefield and County Clerk, Kathy Gibson to record the minutes.**

**A. Opening (Call to Order) by Chairman Clay W. Davis.**

**PLEASE SILENCE YOUR CELL PHONES AND ALL OTHER ELECTRONIC DEVICES.**

**B. Invocation** was delivered by Vice Chairman James Dutton.

**C. Pledge to Flag** was led by Commissioner Rita Johnson, District 3.

***Motion/Second by Dutton/Johnson to move Agenda Item F-1 to the position of Item C-2 for consideration. Motion carried unanimously by all.***

**1. 2022 Tax Mileage Rate**

Establish the 2022 Tax Mileage Rate.

Chairman Davis stated that we have heard from the people who have attended the Public Hearings and we know how hard this decision is on everyone, we have listened to both staff and your comments and feel that we need a little more time to consider this decision that will affect all the citizens of this County. We believe that all the Commissioners need to be present for this vote; therefore, he is proposing that the decision be tabled this evening and reconvene on Monday, September 26<sup>th</sup> at 6:00 p.m. when all of the commissioners will be present.

***Motion/Second by Davis/Dutton to table the vote on the 2022 Tax Mileage Rate until Monday, September 26, 2022, at 6:00 p.m. Motion carried unanimously by all.***

The Chairman then called for a recess for those who wanted to leave.

The Chairman called the meeting back to order to continue the business of the Board.

## **D. Public Hearings**

Persons desiring to speak must sign in for the appropriate application. When called, speakers must state their names and addresses and direct all comments to the Board only. Speakers will be allotted three (3) minutes to speak on their chosen topics as they relate to the matters being considered by the Board of Commissioners on this Agenda. No questions will be asked by any of the commissioners during citizen comments. Outbursts from the audience will not be tolerated. Common courtesy and civility are expected at all times during the meeting.

Nancy Moore, 131 Kennedy Road, Griffin, Georgia, stated that she lives at the back door of the new Griffin-Spalding County Airport, and it is the intention of Georgia Transmission to run the new power lines on the back of her property and she was wanting to know if that would cause a decrease in her property value?

Chairman Davis asked her to call Dr. Ledbetter and he would talk with the Tax Assessors' Office and let her know if that would have any affect on the value of her property.

## **E. New Business**

1. **Consider approval of Heron Bay Master Development Plan:** Cole Tract Associates, LP, Owner, Minerva Properties, LLC, Agent: Parcel 201 01002, 201 01002B and 201 01009 (approximately 179.98 total acres located in Land Lot 146 and 143 of the 2nd Land District) requests approval of the master development plan for Heron Bay Pod KK, LL & MM.

Kellie Littlefield, Community Development Director, stated this is an amendment to a master plan that was previously approved, and they are wanting to relocate a road within the plan. The density remains the same, it remains medium to low residential. She then asked the applicant if they would like to make any comments.

Brian Davidson, 2292 Henderson Mill Road, Atlanta, advised that this is an extension of Heron Bay that has been zoned and has a preliminary/conceptual plat in place. We are changing the internal road layout to be more suitable to the grades with the area. It is the exact same lot and unit counts; nothing is changing but the internal road layout everything else remains the same.

Joseph Johnson, Spalding County Water and Sewerage Facilities Authority General Manager, advised that he assumed this role in January of this year. In the last few meetings of their Board, sewer has been a major topic and they are currently in the process of conducting a sewer feasibility study and he would ask that the Board postpone approving anything additional until they can work out the sewer delivery strategy for this development.

Community Service Sewer was designed for the Sun City Subdivision and before he arrived there was no one protecting the Spalding County Service Area so as developments were approved that showed sewer service, they were automatically

given to Community Services if they could tie into their system. We need to take a pause as this can affect our service area and potential revenue. We need to know any ramifications we may be dealing with.

Commissioner Dutton the asked how long it would take to get that information back to the Board?

Mr. Johnson advised that the sewer study is projected to be nine months, but in the meantime, he would ask that the developer request in writing that our service delivery strategy map be modified so that he can take it to his Board, and we can have open lines of communication.

Ms. Littlefield then asked that staff be allowed to amend the staff report and request the item be tabled in order for the developer and Water Authority staff to have that conversation.

Mr. Davidson stated that their company is actually Minerva, and they own Community Services, the sewer plant that services the area. Our trustee and copartner in this is Spalding County. Spalding County has been involved since the very beginning. This company just did a \$3 million expansion to serve the area north of the Towaliga Reservoir in Spalding County. There are a couple of new developments that have already started in this area and part of the overall permitting process which goes through Spalding County and the State EPD included the design for this entire area. The pipe has been sized to cover the entire area and the capacities there. Everything is done and he isn't sure what there is to discuss.

The plant does have the capacity to serve other areas and that may be a discussion that can take place, but the service has already been run to this area. They were asked to service this area with sewer back a number of years ago because the County had a water supply problem in the area and spent a lot of money building a water tower on Johnson Road. We are happy to work with the County and have expressed that desire at every possible opportunity.

***Motion/Second by Dutton/Johnson to table to the Zoning Public Hearing in October.***

Commissioner Bowlden asked that staff notify the Board prior to a meeting of problems of this nature in the future, this company has spent a lot of time and money out there and we should have known there was a problem prior to this meeting.

***Motion carried 3-1 (Bowlden).***

2. **Consider approval the SD- 22-08 Final Plat for Moore Road:** 5 Strand Investments, LLC- Owner-Gary Adams, Agent: Parcels 257 01007 and 257 01007A (approximately 93.42 acres located in Land Lot 114 of the 4th Land District) of the Final Plat Consisting of 34 lots.

Dr. Ledbetter stated there are a number of people who have signed up to speak on this application.

Ms. Littlefield advised that the developer has identified a historical burial ground on this site. The reason she is designating it as a historical burial ground and not a cemetery as is indicated on the plat is because a cemetery is an active burial ground which means that you can continue to bury people in it. As a historical burial ground, we don't know what is in it. They can't find any records to validate or confirm who may be in the burial ground; however, there is a burial ground on the property and her assessment it is a historical burial ground.

Staff has worked with the developer and the engineer to evaluate the site and ensure that this does not fall onto private property. They are currently looking to develop a conservation subdivision. These are one to two acre lots and there is a portion that is larger than that and they wish to deed the conservation area to the County as a passive recreation park.

Ms. Littlefield asked that the Board of Commissioners consider the maintenance of this area when taking on another park. Staff has also worked with the developer to provide for some fencing and landscaping around the historical burial ground to make it more aesthetic and more cohesive with the design of their proposed subdivision. Mr. John Palmer is here this evening representing the interest of the applicant.

John Palmer, 235 Corporate Center Drive, Stockbridge, GA stated that he is here representing the landowner and the developer of the property. They have been working on this property with staff for quite some time. We are not seeking rezoning on this property we are asking for approval of the platting. Over 40 acres of this property is being set aside for passive recreation and could be donated to the County. There is a tract in the top left corner of the property that will be sold to a neighbor who has expressed interest in purchasing approximately 10 acres in that area of the property. The lot sizes go from 1 acre to 4-5 acres. We are currently working with the Spalding County Water Authority to extend the water line on Hardy Lane that would extend approximately 4,000 feet toward Hardy Road and connect to existing lines to increase water pressure in that area.

Newton Galloway, Spalding County Zoning Attorney, advised that this is the first time he has heard about a cemetery on site. There is a specific statute governing the identification of abandoned cemeteries. It requires an archeologist report.

Mr. Palmer stated that what they were tasked to do by the County was to survey it, so it has been physically surveyed. They surveyed the boundaries which are shown on the plat. After the survey, the County asked that they put up a fence around it as well and the developers have agreed to do that.

Commissioner Bowlden asked if when the survey was done if there was any use of ground penetrating radar around the edges to make sure all of the cemetery was identified?

Mr. Palmer stated they did not, they only have professional land surveyors. So, they surveyed the boundary where you could see the cemetery was.

Commissioner Bowlden stated that it is hard to tell where the boundary starts because of the erosion in that area. If you just survey to where the markers are then you could be missing a number of graves and he would hate to miss any.

Mr. Galloway advised that the cemetery is between lots 28 and 29, if the State statute governing abandoned cemeteries has not been the subject of compliance, then the State can come back and through this process again. There needs to be a condition that requires compliance with that State statute which means the owner is going to have to get an archeologist to go out and identify the gravesites and there will have to be a protective area to surround the cemetery and this needs to be added as a condition because it will be the archeologist's report and not anything that the County does that defines the boundaries of that cemetery and where your lot line is going to have to be.

Mr. Palmer stated that if that condition is placed on the plat that an archeological survey must be done and that all lots are outside of that cemetery we will comply.

Commissioner Bowlden stated that everyone in that area is on a well and he is concerned that adding that many houses to the area is going to deplete the natural water supply to the area, so the necessity to have county water extended into that area is important. He doesn't want this development to have an affect on the water table in that area. He wants a condition being that county water be extended and made available to these homes.

Commissioner Johnson then stated that she doesn't feel that we should move forward with this application at this time. Let the work be done and then come back to us with recommendations.

Mr. Galloway stated that this does not involve a rezoning, the property is zoned, and the only issue is whether the plat that is presented complies with the dimensional and developmental requirements for that zoning district and it is currently zoned AR-1 a Conservation Subdivision. So, if he complies with those, your discretion is limited. But we have got to get the cemetery issue resolved if there is one out there.

Commissioner Bowlden then stated that he simply can't see us accepting the acreage being offered as another park for the County to have to maintain when we are having such a hard time right now with establishing a mileage rate to fund the parks and services that we currently provide.

Commission Dutton stated that if we accept this as a park, it's not green space for this subdivision, it is a liability for the County.

Mr. Palmer stated that the developer is going to set this aside as open/green space whether it is donated to the County or not.

Mr. Galloway stated that the Conservation Subdivision presumes that this is preserved green space. The ordinance does not intend for the County to take responsibility for the green space. When it came before the Planning Commission there was a discussion that there may be some type of opportunity to have the space as a park. We also raised the question where we had never had

a conservation subdivision come up before where there was a request to deed the property over. The bottom line is that the Ordinance provides for this property to be held as green and undeveloped. If the County chose to do that, we could look at it, but it has not historically been the way that conservation subdivisions work. Per the Ordinance it is to be protected and undeveloped property. That is the way the developer gets the benefit of the reduced dimensional requirements. He then added that the only loose end is the cemetery which has arisen since the P & Z meeting and the meeting tonight.

**Spoke against the Conservation Subdivision as presented:**

Jeff Wilson, III, 111 Moore Road, Griffin, GA.  
David Villars, 430 David Elder Road, Griffin, GA  
Maria Garcia-Autry, 83 Moore Road, Griffin, GA  
Levi Hill, 963 Moon Road, Griffin, GA  
Kim Eidson, 347 Valley Hill Road, Griffin, GA  
Sara Techudy, 285 Moore Road, Griffin, GA  
Betty Elder, 209 Bicycle Road, Griffin, GA  
Joel Pasch, 760 Hardy Lane, Griffin GA  
Brittan Burden, 610 Hardy Lane, Griffin, GA

**Spoke about the historic graveyard and it's history:**

Mike Barnes, 551 Lakeside Drive, Williamson, GA stated that the cemetery is a pre-civil war graveyard. In 1854, Mr. and Mrs. Hardy donated that land to New Salem Baptist Church and the church was founded there. That is New Salem Baptist Church original graveyard. He appreciates Commissioner Bowlden bringing up the ground penetrating radar as that was a concern of his. He has been to the site, he has walked the location and videoed it and there is no way to know where the edge of it is simply by doing a survey.

Betty Elder, 209 Bicycle Road, Griffin, GA stated that her concern is for the cemetery. The cemetery is on the site where almost 200 years ago the Church of Christ at Salem stood and as Rev. Barnes stated the church is a predecessor to New Salem Baptist Church which is located about one mile from the cemetery on Bicycle Road. She has the minutes from that church between 1817 and 1854 and the Church Roster. The original of this located in the Mercer University Library and the attendees were both white and people of color. Down through the years it was passed on to her that there were Indian graves there as well and she has reason to believe that she has family buried there as well. The cemetery is laid out mostly in rows and the graves are marked with large stones.

The latest plat does show provisions for the cemetery with a 4' black chain link fence, but to ensure that the unmarked graves are not overlooked, she is asking for a ground penetrating radar and she does have a list of companies that perform this service. She then wanted to know how visitors would access the cemetery. It seems as though the entrance to the cemetery would be from the 40 acres. So, will the visitors have to cross the entire open space to get to the cemetery? Will a road be built to provide access? How will it be maintained?

Ms. Littlefield then stated that there was an error on the Planning Commission staff report with the C1C zoning and the error was corrected for the Board of Commissioners staff report. She apologized for the error. She also wanted to note that as an advertised item that final plats as a whole are not required per the ordinance are not required to be advertised individually. The preliminary plat is advertised as an item on the Planning Commission agenda. This is a procedural thing that can be changed moving forward, but that is the current requirement per the ordinance.

Mr. Galloway then stated to answer Mr. Wilson's question. Rezoning is a key factor for publication and notice requirements both under Georgia statutory law and this Ordinance. The Ordinance follows the requirements of Zoning Procedures Law in terms of the procedures that are required which include if you are rezoning: Notice, Publication in the paper and signage on the property. Because this is not rezoning, we do not fall under that statute. It is not rezoning because the development would comply with the requirements of AR-1 zoning.

To address Ms. Elder's question, the ordinance requirement and you have to understand what the Conservation Subdivision is supposed to do. He is just trying to explain what is in the Ordinance. The Conservation Subdivision presumes that preserved undeveloped greenspace does not impose and helps eliminate problems with runoff, transportation and traffic because that portion of the property can't be developed. So, in AR-1 the minimum lot size is one unit to three acres, but in order to encourage to preserve the green space, they are allowed to have a net density of one unit to two acres. So, you have here a 93-acre tract divided into 34 lots which satisfies that requirement at 2.7 +/- acres. You may disagree with that as a policy, but that is what the ordinance allows. The developer, like everyone in this rooms if they want to develop property is entitled to develop in compliance with the ordinance.

However, this got sidetracked in P&Z over the dedication of land for a public park that is not the intent of a conservation area in a conservation subdivision. We are relying upon the design to be able to show compliance with a conservation subdivision in AR-1. He will also say that we need more notice on the subdivision platting as a final plat because by the time you have approved zoning the Planning Commission has approved a preliminary plat. It is appropriate for that property owner to be able to rely upon that to come to you with a final plat that is consistent with it without expecting it to be changed at what is relatively the last minute. Again, you may not be happy with the regulations in the ordinance, but that is what we have on the books.

Ms. Littlefield then stated that the design does meet the minimum standards of the conservation subdivision. It does meet the minimum requirements in its design and it's format. Having a conservation easement with the allotted green space being deeded to the County for maintenance or passive recreation by the developer is the call of this Board at this time. She would ask that the Board consider the maintenance costs of that. She would also recommend that if the Board does not have enough information to make a decision on this final plat, do be aware that after the preliminary plat is approved by the Planning Commission it is normal for a developer to expect to work with the concept plan that they

have. However, it is the discretion of the Board if you feel you do not have enough to make a decision tonight you can table and allow staff time to work on this further with the developer.

Mr. Galloway stated that the cemetery issue has to be dealt with.

***Motion/Second by Dutton/Johnson to table SD- 22-08 Final Plat for Moore Road: 5 Strand Investments, LLC- Owner-Gary Adams, Agent: Parcels 257 01007 and 257 01007A (approximately 93.42 acres located in Land Lot 114 of the 4th Land District) of the Final Plat Consisting of 34 lots for 30 days or until an archeological study can be completed on the cemetery. Motion carried unanimously by all.***

3. **Consider approval of the Final Plat for Pod 14** located within Sun City Peachtree.

Dr. Ledbetter stated there was no one signed up to speak on this agenda item.

Ms. Littlefield stated that staff recommends approval as presented, it is consistent with the rest of Sun City.

***Motion/Second by Johnson/Bowlden to approve the Final Plat for Pod 14 located within the Sun City Peachtree Subdivision. Motion carried unanimously by all.***

4. **Application 22-16S:** DG Shepard Holdings, LLC, Owner, T.W. Brown Consulting, LLC, Agent- 70 HWY 85 Connector (Approximately 3.96 acres located in Land Lot 15 of the 1st Land District) requesting a Special Exception to construct a new 5,000 SF building with similar exterior material to match the building currently onsite. This would be the final building shown on the master site plan of this development.

Ms. Littlefield advised that this is a Master Plan that was approved in 2004, it is the final build on the site plan. Staff does recommend approval as this building is being built after the current architectural standards were passed. They are requesting a special exception so that this building can be built in accordance with the master plan that was previously approved. They are proposing to put sheet metal and brick on the front of the building. The front façade of the building would have brick around the office portion and the remaining exterior would be contact sheet metal, standing seam. This is the finish out of a master plan that was approved by previous administrations and staff does recommend approval.

Chairman Davis then stated this will match the construction already in the area.

Ms. Littlefield stated it would match an existing non-conforming situation. The applicant is here to answer any questions the Board may have.

Chad Shephard, 14 Glen Cannon Trail, Newnan, GA stated the business is Shepard Electric, he has three buildings at this location, and this is a fourth

building that he didn't build at the time of the original construction. It will be located behind an existing building, and he would like to match what he already has.

***Motion/Second by Dutton/Bowlden to approve Application 22-16S: DG Shepard Holdings, LLC, Owner, T.W. Brown Consulting, LLC, Agent- 70 HWY 85 Connector (Approximately 3.96 acres located in Land Lot 15 of the 1st Land District) requesting a Special Exception to construct a new 5,000 SF building with similar exterior material to match the building currently onsite. This would be the final building shown on the master site plan of this development. Motion carried unanimously by all.***

5. **Application 22-19S:** Robert Hough, Owner- 495 Steele Road (Approximately 5.0 acres located in Land Lot 26 of the 3rd Land District) requesting a Special Exception to conduct online firearms and accessory sale; Gunsmithing.

Ms. Littlefield advised that the County's home occupation does not cover gunsmithing, that is only allowed in the Commercial Districts. However, the primary use involved in this is a home occupation doing on-line transfer sales. There is minor gunsmithing associated with that in some cases and the applicants for this application and the next application is primarily on-line transfer sales. This is not an outdoor shooting range; it is a pro-small business correction to an error that was discovered after Ms. Littlefield came to work for the County. This action will simply make sure that everything is above-board and compliant, and all of our business owners are compliant with the ATF. Whenever we look at these applications, staff does recommend conditional approval, but the conditions are very simple:

- a. There is no outdoor shooting as this is an agricultural zoned property, but there are adjacent residences.
- b. There will be no outdoor signage.
- c. All felonies have to be reported within 10 days and we are required to report that to ATF.
- d. They do have to have to have the Fire Marshall inspect the premises.

Robert Hough, 495 Steele Road, Griffin, GA is the owner and operator of the business.

Commissioner Johnson asked if Mr. Hough would be receiving any customers at this location.

Mr. Hough stated that the ATF regulates as to how this can be done, he would have to ship the gun to another FFL or he would have to do a transfer on site at his place of business. He does not store or stock any firearms on site.

***Motion/Second by Dutton/Bowlden to approve Application 22-19S: Robert Hough, Owner- 495 Steele Road (Approximately 5.0 acres located in Land Lot 26 of the 3rd Land District) requesting a Special Exception to conduct online firearms and accessory sale; Gunsmithing.***

6. **Application 22-20S:** Fred Eric Moye, Owner- 132 Canaan Ct (Approximately 2.54 acres located in Land Lot 14 of the 2nd Land District) requesting a Special Exception for a Home Occupation, General.

Ms. Littlefield stated that staff is recommending approval with the same conditions as the last item.

- a. There is not outdoor shooting
- b. There will be no outdoor signage.
- c. All felonies have to be reported within 10 days and we are required to report that to ATF.
- d. They do have to have to have the Fire Marshall inspect the premises.

Fred Eric Moye, 132 Canaan Court, Williamson, GA stated he has run this business out of his home for 25 years and he has never had any complaints. He is going from service to a repair, as he repairs firearms.

***Motion/Second by Dutton/Bowlden to approve Application 22-20S: Fred Eric Moye, Owner- 132 Canaan Ct (Approximately 2.54 acres located in Land Lot 14 of the 2nd Land District) requesting a Special Exception for a Home Occupation, General. Motion carried unanimously by all.***

7. **Text Amendment 22-02:** Spalding County requesting to amend the zoning ordinance to allow for the regulations of lighting for development and established buildings within the County.

Ms. Littlefield advised that currently the only opportunity we have to regulate the lighting is when an applicant comes forward for a final plat or for rezoning. In order to do this during construction we will now have a mechanism in place to regulate not only residential, but we can also regulate commercial buildings and their lighting standards. This a very technical ordinance and it is designed to do two things: one it is night sky friendly, and it is designed to keep lighting on the designated property for the safety and use of the property owners and have minimal impact on their neighbors. This is intended to give regulatory sounding to your planning department, it will also raise the design standards so that we can implement the construction standards for all of the properties that come across, not just rezonings.

Dr. Ledbetter stated this would be the first reading for this ordinance and we would bring it back on October 3<sup>rd</sup> for adoption.

***Motion/Second by Dutton/Johnson to approve on first reading Text Amendment 22-02: Spalding County requesting to amend the zoning ordinance to allow for the regulations of lighting for development and established buildings within the County. Motion carried unanimously by all.***

8. **Text Amendment 22-03:** Spalding County requesting to amend the zoning ordinance to allow for Mobile Food Vendors to operate within the County.

Dr. Ledbetter stated there is one individual signed up to speak this evening.

Joe Ward, 105 Asher Way, Griffin, GA, he stated that when people want to set up a food truck there is no direction as to what needs to be done to establish the business. He wants an ordinance that is fair as this service is needed. They need to know what type of truck, what type equipment is acceptable and what they can and can't do.

Ms. Littlefield advised that she has talked at length with the Health Department in Spalding County, and they do require an inspection and it is on a case-by-case basis. The State of Georgia is actually revising their rules for food trucks that will be coming out after the first of the year that will give more specific guidance on what is required, and it is a statewide policy rather than allowing county by county.

Right now, according to Ms. Jamie Sims who actually oversees the food inspection program for Spalding County's Department of Health, and she advised that the regulations are menu driven, it is based on what is served and how it is prepared. The whole idea right now is they do have a lot of discretion on the approval and the direction they go in terms of approving a food truck. That is a requirement of our ordinance, the way it is drafted they will have to have a sign off by the health department and meet all of the requirements based on their menu is how they will be evaluated. This has to be signed off before we can issue a business license.

Ms. Littlefield advised that what the ordinance is designed to do is threefold: To allow a food truck as a use. To designate the areas in which a food truck can operate, the zoning in which food trucks can operate and we have a regulation mechanism in which they can apply and functional and compliant. It does also require a Fire Marshall inspection and it requires a DOT Inspection.

Ms. Windham then advised that our definition of a mobile food service unit requires compliance with State of Georgia law, rules and regulations of the Georgia Department of Public Health for Mobile Food Services, Food Trucks and the rules and regulations for food services in Spalding County and the Spalding County Health Department.

Commissioner Johnson stated that Mr. Ward needs to have a list of requirements for a food truck so that when he goes out to purchase his items for the food truck and comes back, they will be approved.

Dr. Ledbetter advised that this is why we engaged the Department of Health and asked them to support this discussion so they could understand the requirements. Every food truck's requirement will be different based on their menu and every food truck will be different. It will be on a case-by-case basis and staff will work to support the interactions between those who want to purchase a food truck and the DPH so that we can take care of the discussion and work through the details.

Ms. Littlefield advised that once there is an approval of the ordinance staff will be required to sit down with Public Health and work through the inspection schedule and the reporting criteria. That will be the next step after approval and then we will release our business license criteria.

Ms. Windham stated that there are actually two resolutions to approve, one is an amendment to the zoning ordinance and the other is an addition to the code of ordinances for Spalding County under licensing and regulation.

***Motion/Second by Dutton/Johnson to approve Text Amendment 22-03: Spalding County requesting to amend the zoning ordinance to allow for Mobile Food Vendors to operate within Spalding County as recommended by staff. Motion carried unanimously by all.***

***Motion/Second by Dutton/Johnson for permitting of food trucks as outline by staff.***

Ms. Littlefield wanted it to be noted that this will not allow food truck vendors to sell alcohol and it is not to enforce any additional regulations on ice cream trucks.

***Motion carried unanimously by all.***

**F. Other Business**

**1. 2022 Tax Mileage Rate**

Establish the 2022 Tax Mileage Rate.

Moved up on the agenda and voted on earlier in the meeting.

**G. Executive Session – None.**

Commissioner Dutton stated that many people think that they know about public administration, but they don't. We would love for you to come and let us show the budget and where SPLOST money is very different from County money. Once a SPLOST is passed, we don't get to say what we don't want. Once a SPLOST is past is passed, we don't get to change the projects.

Ms. Windham stated that she was reviewing the code section as we were talking about other things and the gentleman who mention that the notices and timing for the meetings was correct as one of the three meetings must take place after 6:00 p.m. therefore, we are going to have to publish again. We have to publish a week in advance which means we will not be able to set the mileage rate on Monday, September 26<sup>th</sup>, it will have to be postponed until October 3<sup>rd</sup>. We will need to schedule a Public Hearing for 6 p.m. and our regular meeting will have to be pushed back.

Dr. Ledbetter stated that there would be no meeting on Monday, September 26<sup>th</sup>, and we will be setting the mileage rate at 6:30 on October 3<sup>rd</sup>. We will have a Public Hearing on October 3<sup>rd</sup> at 6:00 p.m.

**H. Adjournment**

***Motion/Second by Dutton/Johnson to adjourn the meeting at 8:23 p.m.  
Motion carried unanimously by all.***