

**CITY OF GRANTVILLE
CITY COUNCIL MEETING AGENDA**

JUNE 28, 2021 at 6:30 P.M.

**Glanton Municipal Complex, City Council Chambers, 123 Lagrange Street
Grantville, Georgia 30220**

Meeting will be available by Audio Conference Dial: 425-436-6364 Access Code: 336977#

Call to Order

Invocation

Pledge of Allegiance

Citizen Comment Regarding Agenda Items

Approval of Agenda

Approval of Minutes: City Council Minutes May 24, 2021 and City Council Work Session Minutes June 14, 2021

PUBLIC HEARING:

Special Use Permit Application for Liquor Store at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh.

Planning Commission recommended approval. (Public Hearing to be held June 28, 2021)

Special Use Permit Application for Truck Stop at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh.

Planning Commission recommended approval. (Public Hearing to be held June 28, 2021)

Discussion/Decision Special Use Permit Application for Liquor Store at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh.

Discussion/Decision on Special Use Permit Application for Truck Stop at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh.

Discussion/Decision on Special Event Permit for July 3rd Fireworks by the Grantville Police Department

Discussion/Decision on Execution of Quit Claim Deed for 25 Griffin Street

Discussion/Decision on Appointment to the Historic Preservation Commission to fill the unexpired term of Claude Raptis which ends on January 17, 2022.

Second Reading: Ordinance No. 2021-02 to Restate and Amend Section 11-21 of the Code of Ordinances

Discussion/Decision on Ordinance No. 2021-03 to Restate and Amend Chapter 8 ANIMALS of the Code of Ordinances

Discussion/Decision on Bid Results for the Construction of Three (3) 20' x 20' Open Gable Pavilions

-Aqua Dynamics, Inc.: \$98,500.00

-Bliss Products and Services, Inc.: \$99,948.50

Discussion/Decision on Storm Water Drainage Problem on Lagrange Street

Citizen Comments

City Council and Staff Comments

Adjournment

**CITY OF GRANTVILLE
CITY COUNCIL MEETING MINUTES
MAY 24, 2021 at 6:30 P.M.
Glanton Municipal Complex
City Council Chambers
123 Lagrange Street
Grantville, Georgia 30220**

Meeting was available by Audio Conference Dial: 425-436-6364 Access Code: 336977#

The meeting was called to Order by Mayor Doug Jewell at 6:30 p.m. Mr. Rodney Mowery provided the Invocation, and all present recited the Pledge of Allegiance.

Present: Mayor Doug Jewell, Councilmembers Jim Sells, Ruby Hines, Mark King and Alan Wacaser; City Manager Al Grieshaber, Jr., City Attorney Mark Mitchell and City Clerk Roberta Higgins

Citizen Comment Regarding Agenda Items:

Selma Coty 214 W Grantville Road regarding Ordinance 2021-02 amendment to building code
Tylon Crook, 137 N Meadows Ridge Drive expressing support for Broadband Infrastructure proposal

Approval of Agenda Hines/King: 4-0

Approval of Minutes City Council Meeting Minutes April 26, 2021

City Council Work Session Minutes May 10, 2021

Approved King/Wacaser: 4-0

PUBLIC HEARING: Request to Rezone Parcel ID: G04-002-001 0.93 AC, 54 Church Street from R-20 Single Family Residential zoning to General Commercial (GC) zoning. Planning Commission recommends approval. The Public Hearing was opened at 6:50 p.m. on Motion by Wacaser/King. Mr. Jim Sells addressed the Council as applicant on his intentions for the Methodist Church at 54 Church Street. Motion to close the Public Hearing at 6:55 p.m.
King/Wacaser: 4-0

Discussion/Decision on Request to Rezone Parcel ID G04-002-001 0.93 AC, 54 Church Street from R-20 Single Family Residential zoning to General Commercial (GC) zoning. Planning Commission recommends approval. Motion to approve Wacaser/King: 2-1 Hines opposed. Councilmember Sells abstained from the vote due to conflict of interest.

Discussion/Decision on Comcast presentation/proposal to Expand Broadband Infrastructure Utilizing \$750,000 in American Rescue Plan Funds Motion to table item for later discussion made by Wacaser/King: 4-0

Discussion/Decision on Police Committee Recommendations

- a. To reduce the speed limit to 25 mph in all subdivisions upon approval by GDOT
- b. To reclassify two (2) Patrol Officer positions to Corporal/Patrol Officer positions and to adopt the Grantville Police Department Organizational Chart;
- c. To transfer/sell the 2015 Chevrolet Tahoe to the Coweta County Sheriff's office for Fair Market Value as determined by the City of Grantville in their sole discretion

Councilmember Sells made a motion to approve the Police Committee recommendations, seconded by Councilmember King and motion carried unanimously

Discussion/Decision on Resolution No. 2021-03 Adopting the City of Grantville Updated Capital Improvement Plan (CIP) for Calendar Years 2019- 2024

Wacaser/King to approve: 4-0

Discussion/Decision on Resolution No. 2021-04 Approving and Adopting a Stormwater Extent of Service Policy

Councilmember Sells made a motion to approve, seconded by King: 3-1 Hines opposed.

Discussion/Decision on Resolution No. 2020-08 Requiring the Use of Masks or Face Coverings Recommend amending Resolution to Recommending vice Requiring

Councilmember Sells made a motion to approve, seconded by Wacaser: 4-0

Second Reading: Ordinance No. 2021-02 to Restate and Amend Section 11-21 of the Code of Ordinances

Councilmember Sells made a motion to approve, seconded by King: 3-1 Hines opposed

Discussion/Decision on Appointment to the Historic Preservation Commission to fill the unexpired term of Claude Raptis which ends on January 17, 2022

Wacaser/King motion to table until June: 4-0

Discussion/Decision to Approve Contract with Atlanta Paving & Concrete to Resurface Lone Oak Street and Authorizing the Mayor to sign

Motion to approve Sells/Wacaser: 3-1 Hines opposed

Discussion/Decision to Approve Contract with Atlanta Paving & Concrete to Resurface Charlie Patterson Road and Authorizing the Mayor to sign

Motion to approve Wacaser/King: 3-1 Councilmember Hines was opposed and read a statement for the record.

Discussion/Decision on Proposal/Purchasing six (6) units of 5HP S & N Airoflo 1600 Series Hot Dipped Galvanized Floating Brush Rotors Aeration Equipment for Wastewater Stabilization Ponds 2, 3, & 4 for an approximate cost of \$88,250.00 utilizing American Rescue Plan funds

Sells/King: 4-0

Executive Session: Discussion/Decision on Request to Initiate Litigation to Recoup Relocation and Training expenses in the amount of \$4,940.46 from Russell Chambers

Councilmember Sells, seconded by King, made a motion to adjourn to Executive Session at 8:27 p.m. to discuss legal/personnel matter. The Council returned from Executive Session and Councilmember Hines, seconded by Wacaser, made a motion and Council unanimously agreed to reconvene to the regular session of the council meeting at 8:37 p.m. Councilmember Sells made a motion, seconded by Councilmember King, to sue former employee Russell Chambers in Magistrate Court in the county in which he lives, in the amount of \$4940.46.

Announcement: First Notice of 2021 MEAG Power Annual Election July 1, 2021

Citizen Comments – Cathy Southern, 78 Church Street regarding need for street pothole repairs in the mill village streets Grady Smith and Oak

Adjournment at 8:51 p.m. King/Hines: 4-0

For the Record

From: Ruby Hines Council Member

Date: May 23, 2021

Re: Agenda Items May 24, 2021

Rezone Parcel ID G04-002-001 0.93 AC 54 Church Street:

I am opposed to rezoning this parcel of land from Residential to Commercial for reasons listed below:

- 1) Since this church was zoned residential in the beginning, I believe it should continue with this status, and by doing so, it would be in accord with churches in the surrounding area of our city.*
- 2) To rezone this property, I think this would create a problem with spot zoning, which could become detrimental to the residents in that area and in our city.*
- 3) I think and believe we should make sure; we do not allow one person to change the scenery/ landscape of our city to accommodate their desires.*

Resolution 2021-04 Stormwater Extent of Service Policy:

I am voting against this policy for the following reasons:

- 1) We discussed a stormwater problem on April 26, 2021 and we voted 3-2 not to engage in repairing stormwater problems on personal property, incurring added expenses to our citizens, while the property owner benefit and not the city.*
- 2) I believe we should compare stormwater policies from cities in Georgia, with population similar to our City. Stormwater policies that meet state of Georgia requirements, and not stormwater policies that are outside the state of Georgia.*
- 3) In my opinion, the city should be more than cautious when accepting an easement from personal property owners with stormwater problems.*

Ordinance 2021-02 Section 11-21 Scope of the Code of Ordinances of the City of Grantville

I am absolutely opposed to the manager or his designee being the one to enforce these codes. In my opinion, I think it should be Safe Built who should have the first and last say, because they can be impartial because they do not have a Gorilla, Lion, Tiger, bear and so forth in the decision that has to be made.

Lone Oak Street Resurfacing

Lone Oak Street does not have as many broken/cracked places as other streets does in the city. Therefore, in my opinion, we should pave, where the need are the greatest.

Charlie Patterson Road

In my opinion, a blind person can see choosing Charlie Patterson over our main Eye gate, gateway entrance into our city is SUCCESSFULLY WRONG to do. So, the question to me becomes, what kind of JUSTICE are you showing to all citizens in the subdivisions and those who live on Griffin Street and LaGrange Street?

Where is the JUSTICE FOR THESE CITIZENS?

CITY OF GRANTVILLE
CITY COUNCIL WORK SESSION MEETING MINUTES
JUNE 14, 2021 at 6:30 P.M.
Glanton Municipal Complex, City Council Chambers, 123 Lagrange Street
Grantville, Georgia 30220

Meeting was available by Audio Conference Dial: 425-436-6364 Access Code: 336977#

Mayor Jewell called the meeting to order at 6:30 p.m. Mr. Rodney Mowery provided the Invocation and participants recited the Pledge of Allegiance to the Flag.

**Present: Mayor Jewell, Councilmembers Jim Sells, Ruby Hines, Mark King and Alan Wacaser
Also present: City Manager Al Grieshaber, Jr., City Attorney Mark Mitchell, and City Clerk Roberta Higgins**

Approval of Agenda: Hines/King: 4-0

The following items were discussed by the Mayor and Council:

PUBLIC HEARING: (Public Hearing to be held June 28, 2021)

Special Use Permit Application for Liquor Store at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh.

Planning Commission recommended approval. (Public Hearing to be held June 28, 2021)

Special Use Permit Application for Truck Stop at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh.

Planning Commission recommended approval. (Public Hearing to be held June 28, 2021)

Discussion/Decision Special Use Permit Application for Liquor Store at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh. (Public Hearing to be held June 28, 2021)

Discussion/Decision on Special Use Permit Application for Truck Stop at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia (Manny) Singh. (Public Hearing to be held June 28, 2021)

Discussion/Decision on Special Event Permit for July 3rd Fireworks by the Grantville Police Department

Discussion/Decision on Appointment to the Historic Preservation Commission to fill the unexpired term of Claude Raptis which ends on January 17, 2022

Discussion of Rural Broadband Update

Second Reading: Ordinance No. 2021-02 to Restate and Amend Section 11-21 of the Code of Ordinances

Discussion/Decision on Ordinance No. 2021-03 to Restate and Amend Chapter 8 ANIMALS of the Code of Ordinances

Discussion/Decision on Bid Results for the Construction of Three (3) 20' x 20' Open Gable Pavilions
-Aqua Dynamics, Inc.: \$98,500.00
-Bliss Products and Services, Inc.: \$99,948.50

Discussion of Leak Adjustment Water Protection Program

Discussion of National League of Cities Service Line Warranty Program by HomeServe

Discussion of Solid Waste Services

Discussion/Decision on Storm Water Drainage Problem on Lagrange Street

Citizen Comments – Selma Coty opposing dumpster on Griffin Street; Rodney Mowery requesting curb and ROW repair on Grady Smith Street; Angela Price regarding Broadband and Solid Waste service improvements needed

The City Manager announced that the walking trail around the ball fields will soon be paved by Coweta County crews. Work crews have also begun repairing potholes caused by waterline work around town.

Adjournment at 8:02 p.m. on motion by Hines, seconded by King: 4-0

**Brennan Jones Engineering
Associates, LLC**

7513 Mason Falls Dr., Winston, Georgia 30187
(p) 770.688.5148 (f) 770.577.0300

Memorandum

To: Al Grieshaber, Jr., City Manager
From: Brennan D. Jones, P.E., Zoning Administrator
cc: Mayor & City Council
Robi Higgins, City Clerk
Date: June 8, 2021
Re: June 3, 2021 Planning Commission Meeting Recommendations

The Planning Commission met on June 3, 2021. The meeting agenda and minutes from the Planning Commission Meeting are attached for review. Below are the items that were on the agenda and actions taken by the Planning Commission concerning the items.

1. Special Use Permit Application for Liquor Store at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia Singh.

The Planning Commission voted to recommend approval recommend that the City Council approve the Special Use Permit application for a liquor store on parcel G09-0002-003. The Planning Commission Vote was 3-0.

2. Special Use Permit Application for Truck Stop at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia Singh.

The Planning Commission voted to recommend approval of approve the Special Use Permit application for a truck stop on parcel G09-0002-003. The Planning Commission Vote was 3-0.

END OF MEMORANDUM

Grantville Planning Commission Meeting Minutes

Date: June 3, 2021

Time: 6:01 p.m.

Location: Grantville City Hall, 123 LaGrange Street Grantville, Georgia 30220

Mr. Ward called the Planning Commission meeting to order at 6:00 p.m.

Attendance

Joe Ward, Vice Chairman
Danny Clay
Brenda Maddox (By conference call)

Public Attendance

Manny Singh
Virginia Singh
Robi Higgins
Marion Cieslik

Review & Approval of Minutes

Adoption of Planning Commission Meeting Minutes from April 1, 2021

Planning Commission meeting minutes for the meeting held on April 1, 2021 were distributed to the members for review and adoption. After review of the minutes, a motion was made by Mr. Clay to adopt the April 1, 2021 Planning Commission Meeting Minutes. The motion was seconded by Mrs. Maddox. After discussion, Mr. Ward called for a vote and the motion passed unanimously.

Mr. Singh requested that the Agenda be amended to reflect that Grantville Partners LLP representative is Tommy Arnold and to also indicate that Virginia Singh has a contract to purchase the property. The planning commissioners made note of the proposed amendments to the agenda.

Report of Committees

None

Unfinished Business

None

Hearing of Cases

Special Use Permit Application for Liquor Store at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia Singh.

The applicant represented by Manny Singh was recognized by the Planning Commission and presented the proposal to obtain a Special use Permit for a Liquor Store at the property. Following

the presentation and discussion between the planning commissioners and Mr. Singh, Mr. Clay made a motion to recommend that the City Council approve the Special Use Permit application for a liquor store on parcel G09-0002-003 as submitted by the application. The motion was seconded by Mrs. Maddox. Following discussion, Mr. Ward called for a vote and the motion passed unanimously.

Special Use Permit Application for Truck Stop at parcel G09-0002-003 (Hwy 29/SR14) submitted by Tommy Arnold, Grantville Partners, LLLP on behalf of Virginia Singh.

The applicant represented by Manny Singh was recognized by the Planning Commission and Mr. Singh presented the application to obtain a Special Use Permit for a Truck Stop at the property. Following the presentation and discussion between the planning commissioners and Mr. Singh, Mr. Clay made a motion to recommend that the City Council approve the Special Use Permit application for a truck stop on parcel G09-0002-003 as submitted by the application. The motion was seconded by Mrs. Maddox. Following discussion, Mr. Ward called for a vote and the motion passed unanimously.

New Business

None

Adjournment

Mr. Clay made a motion to adjourn the meeting. Mrs. Maddox seconded the motion. Mr. Ward adjourned the Planning Commission Meeting at 6:22 p.m.

**CITY OF GRANTVILLE
SPECIAL USE APPLICATION**

The undersigned hereby respectfully requests that the City of Grantville grant a special use permit for the property described below:

1. Name of Property Owner / Applicant: GRANTVILLE PARTNERS LLLP
2. Applicant Address: 6185 CROOKED CREEK ROAD #C
NORCROSS, GA 30092
3. Telephone No. (Day) 404-933-6100 Telephone No. (Evening) _____
4. Email address of Applicant: TAARNOLD625@GMAIL.COM
5. Address of Property: 27.634 Acres S/E CORNER of I-85 and US 29
GRANTVILLE, GA, TAXID - 609 0002 003
6. Provide exact information to locate the property for which you propose a change:
Tax District GRANTVILLE 04, Tax Map Number 609 0002 003
Parcel Number _____, Area of subject property: 27.634 (Acres)
7. Current zoning district of the property: (Check One)
 - Rural Development (RD)
 - Single Family Residential (R20)
 - Multi-family Residential (R-6)
 - Neighborhood Unit Plan (NUP)
 - Parks & Recreation (PR)
 - Commercial Residential (CR)
 - Office & Institutional (OI)
 - General Commercial (GC)
 - Light Industrial (LM)
 - General Industrial (GI)
8. Do you own all of the subject property proposed for this special use permit?
 Yes No (If no, then each property owner must sign an individual application.)
9. Is the property subject to the Historic Preservation Overlay District?
 Yes No
10. List the present use of property and any structures existing on the property.
NONE & VACANT

11. Intent of Special Use: (Detailed Description)

(Attach separate sheets as necessary. Indicate if additional pages are attached.)

RETAIL LIQUOR STORE

I certify that I own the property described in this application or I am authorized by the owner(s) to file this application on their behalf.

By: *TJ* Signature Date 5/19/2021

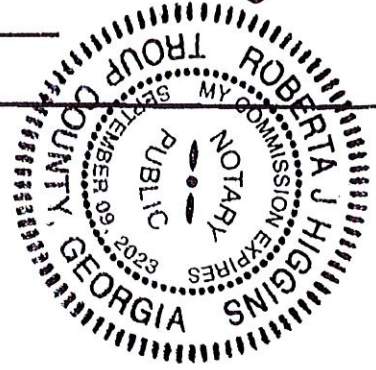
TOMMY ARNOLD - GRANTVILLE PARTNERS L.L.P.
Printed Name

FOR PLANNING & ZONING DEPARTMENT USE ONLY

File Number: SUP 2021-01

Date Completed Application received: 5/26/2021

R Higgins 5/20/2021



CITY OF GRANTVILLE
P O BOX 160
GRANTVILLE, GA 30220

Transaction #: 79667
Date: May 20, 2021
Time: 10:50 AM
Customer #: 5320
Customer Name: MISCELLANEOUS ACCOUNT

Check Number:.....1028
Check Date:.....05/20/2021
Reference Number:....PARCEL G09 0002 003
Description: LIQUOR STORE SPECIAL USE
APPL
Total:.....\$250.00
Check Amount:.....\$250.00
Change:.....\$0.00

Thank you for doing business with
CITY OF GRANTVILLE



CITY OF GRANTVILLE
P O BOX 160
GRANTVILLE, GA 30220
fax

*UTILITY BILLS ARE DUE BY THE 15TH OF THE
MONTH. AFTER THE 15TH, THERE WILL BE A
25.00 LATE FEE APPLIED TO YOUR ACCOUNT.

**ALL ACCOUNTS NOT PAID IN FULL BY 5:00 P.M.
ON THE 24TH DAY OF THE MONTH WILL BE
ASSESSED A \$25.00
RE-CONNECTION FEE AND WILL BE SUBJECT TO
DISCONNECTION.

**Grantville Partners LLLP
6185 Crooked Creek Road
Norcross, GA 30092
404-933-6100**

05/19/2021

Mr. Al Grieshaber
City Manager
City of Grantville
123 Lagrange Street
Grantville, GA 30220

Sub: Request for Special Use Permit for Liquor Store & Truck Stop

Dear Mr. Grieshaber:

Virginia I. Singh has a contract with Grantville Partners LLLP to Purchase the 27.634 acres at the Southeast corner of I-85 and Highway 29 in Grantville, GA. The Buyer would like to develop high quality multiple retail pads along with a liquor store and a possible Truck Stop in the future. To that end, we are requesting that the City approve the Special Use Permit's as needed for a Liquor store and Truck Stop. No rezoning is required. Tax ID: G09 0002 003

I have attached a survey of the property. Please feel free to give me a call if you have any questions or comments.

Sincerely,

Thank You

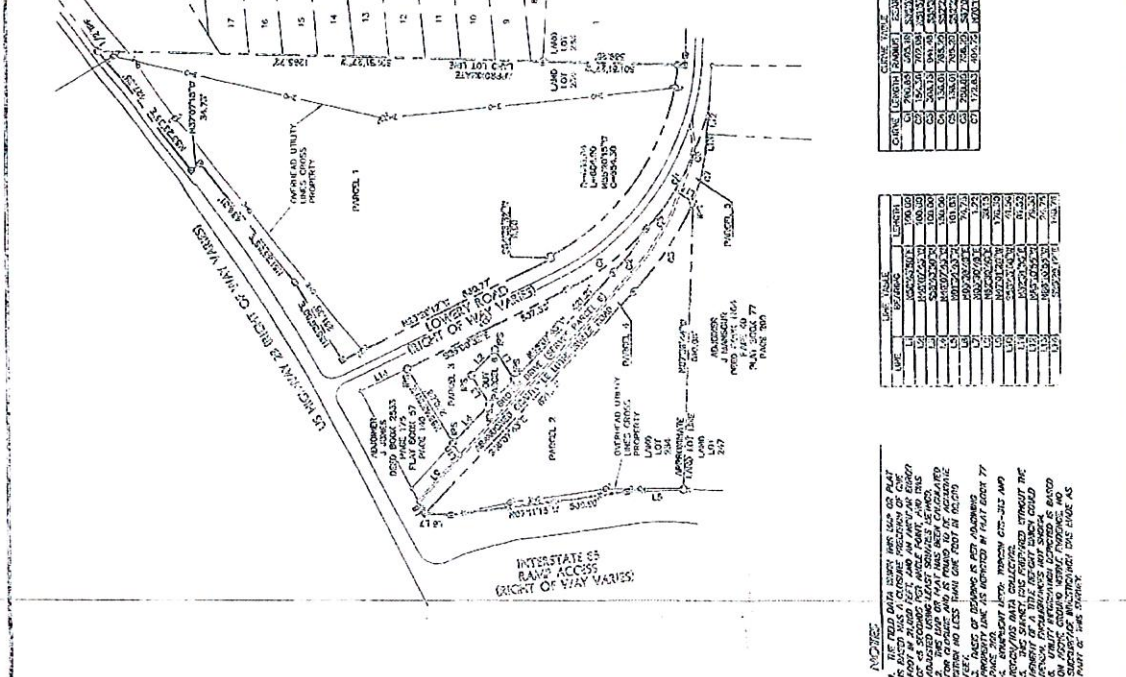


Tommy Arnold
Grantville Partners LLLP
Cell: 404-933-6100

BOUNDARY SURVEY
 PREPARED FOR
 THOMAS A. ARNOLD, JR.
 1201.001
 LOTS 101-124
 8TH DISTRICT
 CITY OF GEORGIA
 GEORGIA

McKignis Land Surveying, P.C.
 2527A S. HWY 29, MORELAND, GEORGIA 30259
 770-251-9292, www.mckignis.com, 678-422-1625
 LAND SURVEYING AND PLANNING

THIS PLAN, MAP, CROSS SECTION, ELEVATION DATA, SURVEY DATA, AND PROPERTY IS CONSIDERED TO BE A PROFESSIONAL SERVICE AND SHALL BE CONSIDERED AS SUCH.



NOTICE:
 1. THE FIELD DATA WERE TAKEN ON JULY 15, 2011, AND THE CALCULATIONS WERE MADE ON JULY 15, 2011. THE FIELD DATA WERE TAKEN BY THE SURVEYOR AND THE CALCULATIONS WERE MADE BY THE SURVEYOR. THE SURVEYOR IS NOT RESPONSIBLE FOR ANY ERRORS OR OMISSIONS IN THIS SURVEY.
 2. THE SURVEYOR HAS CONDUCTED A VISUAL INSPECTION OF THE PROPERTY AND HAS FOUND NO EVIDENCE OF ANY ENCUMBRANCES OR OTHER INTERESTS THAT WOULD AFFECT THIS SURVEY.
 3. THE SURVEYOR HAS CONDUCTED A VISUAL INSPECTION OF THE PROPERTY AND HAS FOUND NO EVIDENCE OF ANY ENCUMBRANCES OR OTHER INTERESTS THAT WOULD AFFECT THIS SURVEY.
 4. THE SURVEYOR HAS CONDUCTED A VISUAL INSPECTION OF THE PROPERTY AND HAS FOUND NO EVIDENCE OF ANY ENCUMBRANCES OR OTHER INTERESTS THAT WOULD AFFECT THIS SURVEY.
 5. THE SURVEYOR HAS CONDUCTED A VISUAL INSPECTION OF THE PROPERTY AND HAS FOUND NO EVIDENCE OF ANY ENCUMBRANCES OR OTHER INTERESTS THAT WOULD AFFECT THIS SURVEY.

LEGEND:
 - - - PROPERTY LINE
 ○ ENCUMBRANCE AS NOTED
 ○ 1/2" IRREGULAR DATA SET
 ○ 1/2" IRREGULAR DATA SET
 ○ 1/2" IRREGULAR DATA SET
 ○ 1/2" IRREGULAR DATA SET
 ○ 1/2" IRREGULAR DATA SET

GRAPHIC SCALE:
 1 inch = 200 ft.

65.03

Virginia I. Singh
329 Linman Drive
Lagrange, GA 30241
470-295-6333

05/19/2021

Mr. Al Grieshaber
City Manager
City of Grantville
123 Lagrange Street
Grantville, GA 30220

Sub: Request for Special Use Permit for Liquor Store & Truck Stop

Dear Mr. Grieshaber:

Thanks for taking the time to meet my Husband-Manny Singh last week. We are very excited about working with the City. This letter is in accordance with that discussion.


We have a contract with Grantville Partners LLLP to purchase the 27.634 acres at the Southeast corner of I-85 and Highway 29 in Grantville, GA.

The Property is currently zoned General Commercial and does allow for a variety of commercial uses. We would like to develop high quality, multiple retail pads along with a Liquor Store and a possible Truck Stop in the future. This would require Special Use Permits. No rezoning is required for this purpose. To that end, we are requesting that the City consider approving the Special Use Permits. We are attaching a survey of the property and also a rough concept plan.

Please feel free to give me or Manny a call @ 678-230-6563, if you have any questions.

Thank You

Sincerely,



Virginia I. Singh
Cell: 470-295-6333

**Manny Singh
329 Linman Drive
Lagrange, GA 30241
678-230-6563**

05/19/2021

Mayor & Council
City of Grantville
123 Lagrange Street
Grantville, GA 30220

Sub: Request for Special Use Permit for Liquor Store & Truck Stop

Dear Mayor Jewell & Council Members:

I hope this letter finds you all well. We have a contract with Grantville Partners LLLP to purchase the 27.634 acres at the Southeast corner of I-85 and Highway 29 in Grantville, GA.

The Property is currently zoned General Commercial and does allow for a variety of commercial uses. We would like to develop high quality, multiple retail pads along with a Liquor Store and a possible Truck Stop in the future. This would require Special Use Permits. No rezoning is required for this purpose. We believe that this property is well positioned for this development.

The subject property is 27 plus acres and is split by the Lowery Road. We currently intend to develop only the 19 acres that are to the East of Lowery Road. The proposed development will greatly benefit the City by providing a new and diverse business option. The economic impact of this development will be exponential with more jobs with high pay and good tax revenue for the City. Coweta county has no Liquor stores and a larger establishment with easy access to the Interstate and the surrounding neighborhoods would make it very successful. In the future we would like to add a decent size Gas Station or a small Truck Stop. However, we have some challenges to overcome, to accomplish this.


We have to get a complete Topo Survey to completely understand the impact of the Creek running thru the South side of the property. Also, the lack of a decent High Speed Internet provider in the area is an issue, but we are in discussion with some providers and hope to overcome this issue. There is a significant amount of site work needed to get a decent size pad to build the proposed development. We are willing to spend reasonable money to overcome these issues, if we get the necessary approvals from the City and the Council.

The design, landscaping, lighting, signage and scale will add value to the community. The Atlanta airport is in close proximity and Truck parking is a major issue on the Interstates. We should be able to provide these necessary services in the future. The Property has remained undeveloped for a number of years. The proposed development does not pose a risk to the public health, safety, morals or general welfare of the local community. We will work with the City and our engineers in designing a High end development which will include a combination of brick, stone and other quality products. There is no gain to the City or the public by refusing these Special Use Permits and letting the property continue to remain vacant and undeveloped. By supporting this commercial development, the City would be able to further its desire to develop the I-85/Highway 29 corridor. To that end, we are respectfully requesting that the City consider approving the Special Use Permits. We are attaching a survey of the property and also a rough concept plan.

Please feel free to give me a call if you have any questions.

Thank You

Sincerely,

A handwritten signature in black ink, appearing to read 'Manny Singh', with a stylized flourish at the end.

Manny Singh
Cell: 678-230-6563

CITY OF GRANTVILLE
APPLICATION FOR SPECIAL EVENT PERMIT

(Please Print or Type All Information)

Revised 1/08/2006

Return completed application and other required forms and information to: City of Grantville, P.O. Box 160, 123 LaGrange Street, Grantville, Georgia 30220. For assistance or information please call 770/583-2419.

REFER TO THE SPECIAL EVENTS ORDINANCE FOR SPECIFIC REGULATIONS

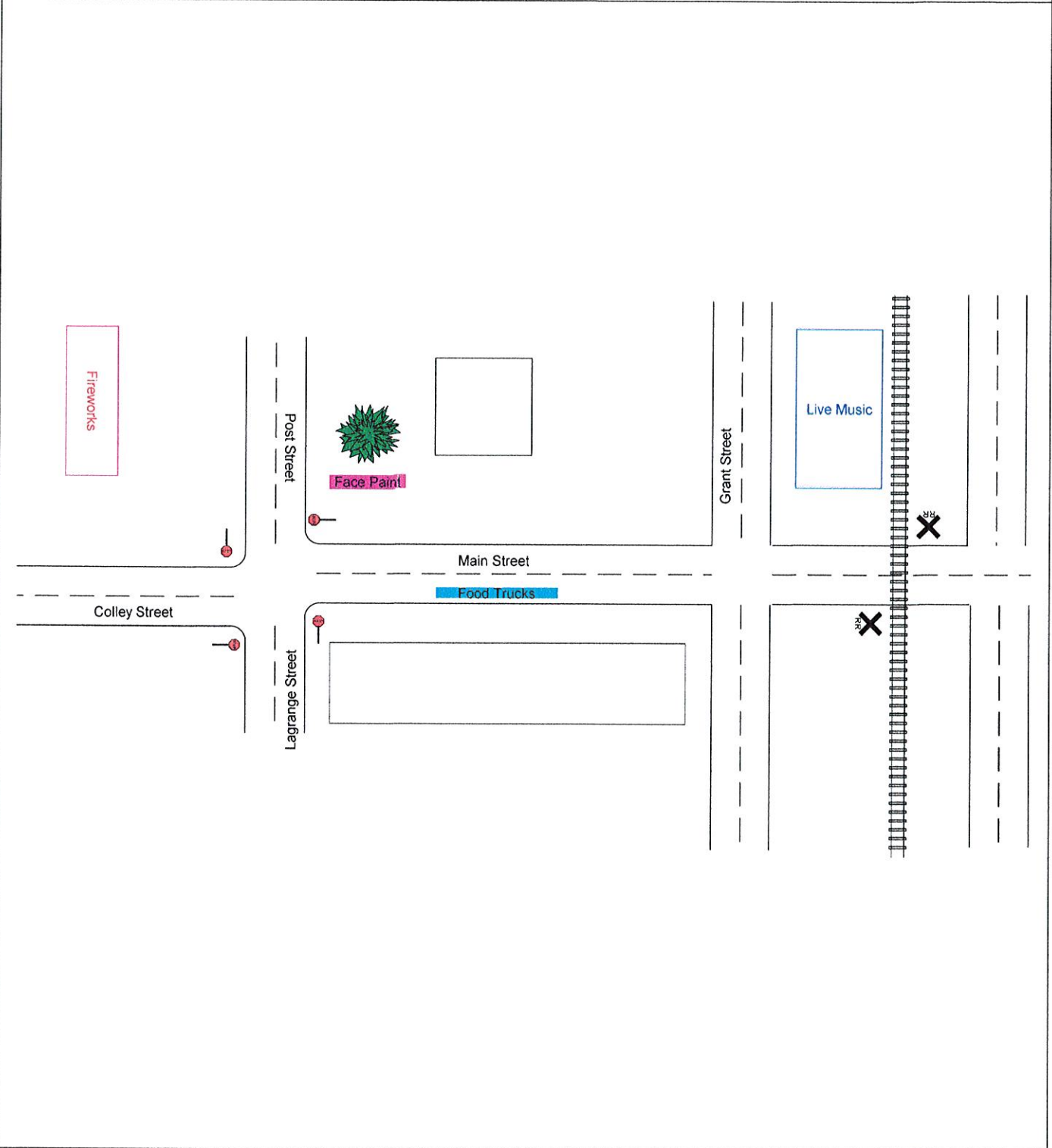
Name of Event: Grantville Fireworks Festival	
Type and Purpose of Event (Check all that apply):	
<input checked="" type="checkbox"/> Festival	<input type="checkbox"/> Rally/Demonstration
<input type="checkbox"/> Concert/Street Dance	<input type="checkbox"/> Sale/Auction
<input type="checkbox"/> Parade/March	<input type="checkbox"/> Sidewalk Exhibit
	<input type="checkbox"/> Race/Walkathon
	<input type="checkbox"/> Fireworks
	<input type="checkbox"/> Other (specify)
Purpose/Description of Event (attach additional sheets if needed):	
Festival includes fireworks, bounce houses, slides, live music, food vendors	
Name of Director/Sponsor ("Producer"):	
Grantville Police Department	
Complete Address:	
123 Lagrange street, Grantville, Ga 30220	
Telephone: (Work): 770-583-2266	(Home):
* * Attach additional sheet(s) listing Contact information for ALL individuals and/or organizations sponsoring the event. . . include name, complete address, & phone numbers)	
Date(s) and Time(s) of Event (including time for set up prior to, and clean up following, the event) :	
July 3 rd 2021 3 pm until 11 pm	
Location(s) of Event (be specific): Main street and Grant street closed. Colley Park and depot.	
Peak Crowd Estimate: 2000	

* * Attach executed "Waiver and Indemnity Agreement"

* * Attach Map(s) and Plans showing the following:

1. A site plan showing the layout of the event area, showing the event production area in detail, and specifying the boundaries of the overall event assembly area, including portable toilets to be provided, and show the number of such toilets at each location.
2. Any street closings requested, which streets, who will guard the closed streets, dates and times of closing.
3. Two copies of a drawing with dimensions showing the proposed location of temporary activities, traffic patterns and curb cuts and compliance with Special Events Ordinance.
4. Any temporary outdoor structures proposed to be erected, describing them in detail.
5. Any signs or banners proposed to be erected, giving details.
6. Whether a parade is planned, the time, location and anticipated number of participants. (See "Grantville Parade Ordinance")
7. Any entertainment planned, giving details as to nature, time & place of such entertainment.

Case Number:	Date:
Location:	
Description:	



After recording return to:
(No Title Work was Done by Attorney)
James O. Sells
213 Collierstown Way
Peachtree City, Georgia 30269

QUIT CLAIM DEED

GEORGIA, COWETA COUNTY

IN CONSIDERATION OF THE SUM OF ONE DOLLAR (\$1.00) and other valuable consideration, receipt whereof is hereby acknowledged, **The City of Grantville**, a Georgia municipal corporation, first party, does hereby remise, release, and forever quit-claim unto **James O. Sells**, his successors and assigns, all of the rights, title, interest and equity first party owns or has in and to the following described property, to wit:

A certain lot in Town of Grantville, Coweta County, Georgia, described as follows: beginning at a corner of store house of Mrs. Jennie Bryant on Railroad Street in said town of Grantville and running back along line of Mrs. Bryant's property Sixty-Nine (69) feet, thence in a Southerly direction along the rear of her lot, eighteen (18) feet, thence easterly along line of _____ twelve feet, thence southerly parallel to Railroad Street along the rear of store house of _____ Thirty-Three (33) feet and five (5) inches to store house of F.F. Meacham, thence easterly along store of F.F. Meacham seven (7) feet and two (2) inches to rock stable, thence along the said rock stable in a Northeasterly direction to Greenville Street, thence along Greenville Street westerly to Railroad Street, thence along Railroad Street to beginning point.

Less and Except any portion of the above-described property which may be included in that conveyance from The City of Grantville, GA to Hiram Cole in Coweta Deed Book 122, Page 583.

Reference made to plat of for tracts adjoining subject tract in Plat Book 7, Page 227 and Plat Book 63, Page 52.

Subject to restrictive covenants and easements of record.

Parcel ID: G04 0001 004

TO HAVE AND TO HOLD said property, so that neither first party, nor successors, or assigns, nor any other person holding under first party, shall have any right, title or interest or equity in same.

IN WITNESS WHEREOF, the said first party has hereunto caused his name and seals to be affixed this ____ day of _____, 2021.

THE CITY OF GRANTVILLE

By: _____ (SEAL)
DOUG JEWELL, MAYOR

Signed, sealed and delivered
In the presence of

Lay Witness

Attest: _____
ROBERTA HIGGINS, CLERK

Notary Public



City of Grantville

Application for Commissions & Boards

Please note: This application is considered to be public records

I am interested in being considered for appointment to the following commissions and boards:

- Historic Preservation Commission
- Planning Commission
- Downtown Development Authority

RECEIVED 5/4/2021
[Signature]

Name of Applicant: Richard E. Marsh JR.

Home Address: 84 Mariwether st.

City: GRANTVILLE State: GA Zip Code: 30220

Home Phone: (478) 726-8589 Email: marsh.jr.re@gmail.com

Number of Years as Grantville Resident? .6 Nominated by: Jennifer Baker

Occupation: Retired/Disabled Business/Company Name: N/A

Work Address: N/A City: _____ Zip Code: _____

Work Phone: N/A Fax Number: _____

Preferred Mailing Address Home Work

Do you currently serve on any Grantville Commissions/Boards? Yes No

If so, which one(s)? _____

Degrees earned and schools attended: Louis & Clark Community College

Professional experience (include professional memberships and previous employment):
Associated in Biology

Community Activities (include civic clubs, volunteer activities, service organizations, etc):

Volunteer at Local Shelter

Comments/special qualifications: _____

Why do you want to serve on this commission/board? I want to be a part of the city helping make it a better place



Applicant Signature

5/4/21

Date

Thank you for your interest in volunteering to serve on a City of Grantville commission or board! The duties and responsibilities vary greatly, however members are expected to attend all regularly scheduled meetings (most commissions/boards meet once monthly). Additional responsibilities will often include conducting independent research outside of these regular meetings in furtherance of the goals and objectives of the commission or board.

THE CITY OF GRANTVILLE, GEORGIA

ORDINANCE NO. 2021-02 BEFORE THE CITY COUNCIL

AN ORDINANCE TO RESTATE AND AMEND SECTION 11-21 SCOPE OF THE CODE OF ORDINANCES OF THE CITY OF GRANTVILLE

Section 11-21 Scope – State Minimum Standard Codes

- (a) Unless otherwise provided for by subsequent ordinance or another provision of this Code of Ordinances, the city hereby adopts and incorporates by reference, as fully as if set forth verbatim, the latest editions of the state minimum standard codes enumerated in O.C.G.A. §8-2-20(9)(B), as adopted and amended by the Department of Community Affairs.
 - (1) International Building code (ICC)
 - (2) International Residential Code for One and Two-Family Dwellings (ICC)
 - (3) National Electrical Code (NFPA)
 - (4) International Fuel Gas Code (ICC)
 - (5) International Mechanical Code (ICC)
 - (6) International Plumbing Code (ICC)
 - (7) International Energy Code Conservation Code (ICC)
 - (8) International Fire Code (ICC)
 - (9) International Swimming Pool and Spa Code (ICC)
- (b) Additionally, pursuant to O.C.G.A. §8-2-25, the city adopts and incorporates by reference, as fully as if set forth verbatim, the latest editions of the following codes:
 - a. International Property Maintenance Code (ICC)
 - b. Standard Housing Code (SBCCI)
 - c. Standard Swimming Pool Code (SBCCI)
- (c) If any of the publications listed in subsection (a) of this section are adopted as a state minimum code pursuant to O.C.G.A. §8-2-20 et seq., then the edition adopted by the state shall control. If any of the publications listed in subsection (a) of this section are less stringent than the state minimum codes promulgated pursuant to O.C.G.A. §8-2-20 et seq., then the state minimum code shall control.
- (d) The codes referenced in subsection (b) of this section shall mean the current edition of such codes as approved by the Georgia Department

of Community Affairs and shall include any amendments promulgated by the Georgia Department of Community Affairs.

- (e) The codes referenced in subsection (a) and (b) of the section shall be enforced by the City Manager, his designated representatives (Building Official and Code Enforcement Officer) or designee(s) thereof in accordance with the procedures hereinafter set forth.
- (f) A copy of each of the publications/ codes listed in subsection (a) and (b) are filed in the City Clerk's office and available for review by the public. The publications/ codes in subsections (a) and (b) are approved, adopted and incorporated by reference as fully as if set forth verbatim, and from the date on which this ordinance shall take effects the provisions thereof shall be controlling within the City.

Any and all ordinances or parts of ordinances in conflict are repealed.

First Reading: April 26, 2021

SO ORDAINED in lawful open session, this 28th day of June, 2021.

Doug Jewell
Mayor

Attest:

Roberta Higgins
City Clerk

THE CITY OF GRANTVILLE, GEORGIA

**ORDINANCE NO. 2021-03
BEFORE THE CITY COUNCIL**

**AN ORDINANCE TO RESTATE AND AMEND
CHAPTER 8 ANIMALS OF THE
CODE OF ORDINANCES OF THE CITY OF GRANTVILLE**

Chapter 8 ANIMALS of the Code of Ordinances is restated and amended as chronicled in Exhibit A attached hereto and incorporated herein as if set forth verbatim.

Any and all ordinances or parts of ordinances in conflict are repealed.

First Reading: June 28, 2021

SO ORDAINED in lawful open session, this 26th day of July, 2021.

Doug Jewell
Mayor

Attest:

Roberta Higgins
City Clerk

Chapter 8 - ANIMALS

ARTICLE I. - IN GENERAL

DIVISION 1. - GENERALLY

Sec. 8-1. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Adequate shelter means a protective covering for a domestic animal that provides adequate space and protection to maintain the animal in a state of good health, and that prevents pain, suffering, or significant risk to the animal's health. Adequate shelter shall consist of a completely enclosed structure with four (4) sides, a constructed floor, and a roof with a door opening. It should also be clean, dry and compatible with current weather conditions, in addition to the age, size, species and condition of the animal. The structure should be of sufficient size to allow the animal to stand, turn around, lie down and go in and out of the structure comfortably. To be adequate, some type of bedding that is quick drying must be provided to maintain comfortable temperatures within the structure during the months of November through March. In addition, the structure shall include a heavy plastic or rubber flap to cover the door and window openings during the months of November through March. From April through November, the structure shall either be shaded or moved out of direct sunlight. If the shelter is made of wood, it shall be raised at least two (2) inches off the ground to prevent seepage or rotting. Examples of inadequate shelter include, but are not limited to, lean-tos, metal or plastic drums, boxes, abandoned vehicles, porches, decks, or material that does not provide sufficient protection from the elements.

Animal means every nonhuman species of animal, both domestic and wild.

Animal at large means any animal not under the restraint of a person capable of controlling the animal and/or off the premises of the owner.

Animal shelter means any facility operated by a humane society, or municipal agency or its authorized agents, for the purpose of impounding animals under the authority of this article or state law for care, confinement, return to owner, adoption, relinquishment to rescue, or euthanasia.

Commercial animal establishment means any pet shop, grooming shop, guard dog auction, riding school or stable, zoological park, circus, performing animal exhibition, or boarding or breeding kennel.

Grooming shop means a commercial establishment where animals are bathed, clipped, plucked, or otherwise groomed.

Guard dog means any dog that will detect and warn its handler that an intruder is present in/or near an area that is being secured.

Humane officer and animal control officer mean any person designated by Coweta County, the City of Grantville, a humane society, or a law enforcement officer who is qualified to perform such duties under the laws of this state.

Kennel and cattery mean any premises wherein any person engages in the business of boarding, breeding, buying, letting for hire, training for a fee, or selling dogs or cats.

Owner means any person, partnership, or corporation owning, keeping, or harboring one or more animals. An animal shall be deemed to be harbored if it is fed or sheltered for three consecutive days or more.

Pet and companion animal mean any animal kept for pleasure rather than utility; an animal of a species that has been bred and raised to live in or about the habitation of humans and is dependent on people for food and shelter.

Pet shop means any person, partnership, or corporation, whether operated separately or in connection with another business enterprise, except for a licensed kennel, that buys, sells, or boards any species of animal.

Public nuisance means any animal or animals that unreasonably annoy humans, endanger the life or health of other animals or persons, or substantially interferes with the rights of citizens, other than their owners, to enjoyment of life or property. The term "public nuisance animal" shall mean and include, but is not limited to, any animal that:

- (1) Is repeatedly found at large;
- (2) Damages the property of anyone other than its owner; molests or intimidates pedestrians or passersby;
- (3) Chases vehicles;
- (4) Excessively makes disturbing noises, including, but not limited to, continued and repeated howling, barking, whining, or other utterances causing unreasonable annoyance, disturbance, or discomfort to neighbors or others in close proximity to the premises where the animal is kept or harbored;
- (5) Causes fouling of the air by odor and thereby creates unreasonable annoyance or discomfort to neighbors or others in close proximity to the premises where the animal is kept or harbored;
- (6) Causes unsanitary conditions in enclosures or surroundings where the animal is kept or harbored;
- (7) Is offensive or dangerous to the public health, safety, or welfare by virtue of the number and/or types of animals maintained;
- (8) Attacks other domestic animals.

Restraint means any animal secured by a leash or lead under the control of a responsible person and obedient to that person's commands, or within the real property limits of its owner.

Veterinary hospital means any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis, and treatment of diseases and injuries to animals.

Wild animal means any living member of the animal kingdom, including those born or raised in captivity, except the following: human beings, domestic dogs (excluding hybrids with wolves, coyotes or jackals), domestic cats (excluding hybrids with ocelots or margays), farm animals, rodents, any hybrid animal that is part wild, and captive-bred species of common cage birds.

Sec. 8-2. - Position of Animal Control Officer created.

The position of Animal Control Officer is created by the city council for the enforcement of ordinances and laws relating to the control of animals in the city. The Animal Control Officer is charged with the duty of impounding all dogs running at large in violation of the provision of this chapter. He/She shall have power to issue citations for violations of this chapter, and no persons shall interfere with, hinder, molest, or abuse the Animal Control Officer in the exercise of such powers.

Sec. 8-3. - Unlawful release of impounded animals.

It is unlawful for any person to tamper, interfere with or to release dogs from cages, traps or any other confinement mechanism that may be placed in the city for the capture of stray dogs set by the Animal Control Officer.

Sec. 8-4. - Violations—Penalties.

Any violation of this [chapter] may be enforced by a citation returnable to the municipal court or by any other legal means as set forth in this Code.

Sec. 8-5. - Cruelty to animals.

- a) For the purposes of this code section, “animal” shall not include any fish nor shall such term include any pests that might be exterminated or removed from a business, residence or other structure.
- b) It shall be unlawful for any person to:
 1. Cause physical pain, suffering or death to an animal by an unjustifiable act or omission;

2. After having intentionally exercised custody, control, possession or ownership of an animal, to fail to provide such animal adequate food, water, shelter/shade, sanitation conditions or ventilation that is consistent with what a reasonable person of ordinary knowledge would believe is the normal requirement and feeding habit for such animal's size, species, breed, age and physical condition;
3. After having intentionally exercised custody, control, possession or ownership of an animal to fail to maintain adequate shelter and general protection from extreme natural elements of hot, cold and wet weather conditions; or
4. Maliciously administer poison to an animal or expose an animal to any poisonous substance, with the intent that the substance be taken or swallowed by the animal, or administered intravenously.

Sec. 8-6. - Dangerous or vicious animals running at large generally; permit for exhibition or parade.

It shall be unlawful to permit any dangerous animal or vicious animal of any kind to run at large within the city. Exhibitions or parades of animals which are *ferae naturae* in the eyes of the law may be conducted only upon securing a permit from the Animal Control Officer.

Sec. 8-7. - Livestock and poultry running at large; picketing livestock in streets.

It is unlawful to permit any cattle, horse, swine, sheep, goats, or poultry to run at large within the city. Any such animal running at large in any public place in the city shall be impounded in the manner provided in this chapter. It is further unlawful to picket or tie any such animal in any of the streets of the city for the purpose of grazing or feeding.

Sec. 8-8. - Nuisance.

(a) It shall be unlawful for any person to own, keep, possess or maintain an animal in such a manner as to constitute a public nuisance or a nuisance to neighbors. By way of example and not of limitation, the following acts or actions of an owner, harbinger or possessor of an animal are hereby declared to be a public nuisance and are, therefore, unlawful:

- (1) Having an animal that disturbs the rights of, threatens the safety of, or damages a member of the general public, or interferes with the ordinary use and enjoyment of their property, or public property;

- (2) Allowing or permitting an animal to damage the property of anyone other than its owner, including, but not limited to, turning over garbage containers or damaging gardens, flowers or vegetables, or repeatedly defecating upon the property of another;
- (3) Maintaining animals in an environment of unsanitary conditions or lack of cleanliness which results in offensive odor or is dangerous to the public health, welfare or safety, or a failure to maintain a condition of good order and cleanliness which reduces the probability of transmission of disease;
- (4) Maintaining property that is offensive, annoying or dangerous to the public health, safety or welfare of the community because of the number, type, variety, density or location of the animals on the property;
- (5) Allowing or permitting an animal to bark, whine or howl in an excessive, continuous or untimely fashion so as to interfere with the reasonable use and enjoyment of neighboring premises;
- (6) Maintaining an animal that is diseased and dangerous to the public health;
- (7) Maintaining an animal that habitually or repeatedly chases, snaps at, threatens, attacks or barks at pedestrians, joggers, dogs walked on a leash by owners, bicycles, or vehicles; or
- (8) Failing to confine a female dog, while in season, in a building or secure enclosure in such a manner that she cannot come into contact with another dog or creates a nuisance by attracting other animals; provided this section shall not be construed to prohibit the intentional breeding of animals within an enclosed, concealed area on the premises of the owner of an animal which is being bred.

(b) In addition to any other enforcement remedies available under this chapter, if the animal control officer shall declare an animal a nuisance under this section then the animal control officer has the authority to order the owner to confine the animal in accordance with the animal control officer's instructions. It shall be unlawful for the owner to fail to comply with such an order or with the instructions in the order.

Sec. 8-9. - Killing dangerous animals.

The members of the police department or any other person in the city are authorized to kill any dangerous animals of any kind when it is necessary for the protection of any person or property.

Sec. 8-10. - Diseased animals.

- (a) No domestic animal afflicted with a contagious or infectious disease shall be allowed to run at large or to be exposed in any public place whereby the health of man or beast may be affected; nor shall such diseased animal be shipped or removed from the premises of the owner thereof, except under the supervision of the Animal Control Officer.
- (b) It is made the duty of the Animal Control Officer to secure such disposition of any diseased animal and such treatment of affected premises as to prevent the communication and spread of the contagion or infection, except in cases where the state veterinarian is empowered to act.

Sec. 8-11. - Maintenance of places where animals are kept; keeping of swine and goats, horses, cattle or chickens near residences.

It shall be unlawful for any person to keep horses, ponies, mules, asses, donkeys, cows, sheep, goats, dogs, rabbits, guinea pigs, hamsters, chickens, turkeys, geese, ducks, pigeons or other fowl or animals except under the following conditions:

- (1) Distances of animal enclosures from buildings. Any housing or enclosure used for the keeping of such animals or fowl shall be kept at the following minimum distances from any occupied building, except the dwelling unit of the owner, unless the permission of the owner/occupant of the adjacent building and, where necessary, the appropriate health officer is given for a lesser distance. So long as the minimum distance between other occupied buildings are not violated, such minimum distances shall not apply to an occupied unit of the owner of such animals or fowl. For the purposes of this subsection, a female animal and offspring shall be conclusively presumed as one animal for the period of ten consecutive weeks following birth or until the offspring are weaned, whichever is lesser:

Distance in Feet animal must be kept from other dwellings.

- a. Horse, pony, mule, donkey, cow, sheep, swine, goat, or other similar animal:
 - 1. One animal150 ft
 - 2. Two animals or more300 ft
- b. Dogs and cats:
 - 1. Two or less20 ft.
 - 2. Three or more50 ft.

c. Rabbits, guinea pigs, hamsters and similar animals:

1. Four or less50 ft.
2. Five or more100 ft.

d. Fowl:

1. Four or less20 ft.
2. Five or more100 ft.

(2) Each such animal or fowl shall be provided with the following average minimum ground area in the enclosing in which it is kept. For the purposes of this subsection, a female animal and offspring shall be conclusively presumed as one animal for the period of ten consecutive weeks following birth or until the offspring are weaned, whichever is lesser.

Acre/Area

- a. Horse, pony, mule, donkey, cow, swine, or other similar animal
1 for first 2 acres 1 for each acre thereafter
- b. Sheep or goat 2 per acre

Square Feet

- c. Dog and cat 100 sq ft. per animal. Limit dependent upon the ability to provide adequate care for said animals.
- d. Rabbits, guinea pigs, hamsters, etc 10 sq ft. With limit of 10 per acre.
- e. Chickens, turkeys, geese, ducks or similar animals 5 sq ft. With limit of 5 fowl per acre.

(3) Drainage, cleanliness. Any housing or enclosure used for such animals shall be well drained, free from accumulations of animal excrement and objectionable odors and otherwise clean and sanitary.

(4) Exceptions. Nothing contained in this section shall apply to a duly licensed veterinary hospital, pet shop, pet grooming facility or similar commercial establishment where in compliance with local zoning regulations.

Sec. 8-12. – Restraining of Dogs- tethering prohibited

- (a) An owner of a dog, whether vaccinated or unvaccinated, residing within the city limit boundaries of the city shall confine such dog within an adequate fence or enclosure or electronic device or within a house, garage or other building, by cable trolley system, or on a leash affixed to the dog's collar and held by a competent person and adequate to prevent the dog from running at large. It shall further be the duty of any owner or keeper of any dog regardless of the size of the owner's lot or property, to keep such dog under such control as to:
- (1) Prevent such dog from becoming a danger to persons or property at any location, or trespassing upon another person's property without that person's permission; and
 - (2) Prevent such dog from running at large upon the streets, roads, sidewalks, alleys, parks, or other public places.
- (b) It shall be unlawful for any owner or keeper of any dog to fail to keep the dog under restraint or control as provided for in this section.
- (c) Specifically, a dog is considered not under restraint or control when it is running at large, whether wearing a collar and tag or not. Reasonable care and precautions shall be taken to prevent the dog from leaving the real property limits of its owner, keeper, or custodian, and ensure that:
- (1) It is securely and humanely enclosed within a house, building, fence, pen or other enclosure out of which it cannot climb, dig, jump, or otherwise escape on its own volition; and that such enclosure is securely locked at any time the animal is left unattended; or
 - (2) It is securely and humanely restrained by an invisible containment system. If using an invisible containment system, a sign must be posted on the property indicating that the system is in place; or;
 - (3) It is on a leash and under the control of a competent person; or it is off leash and obedient to and under voice command of a competent person who is in the immediate proximity of the dog any time it is not restrained as provided for in subsection (1) or (2) above while on the owner's property.
 - (4) It is attached with a cable trolley system, that allows movement of the animal, and unless the length of the cable along which the restraining device can move

is at least ten feet, and the restraining device is of such length that the animal is able to move ten feet away from the cable perpendicularly. No animal may be attached to such a cable trolley system for more than four hours or from 10:00 p.m. until 6:00 a.m. The owner/keeper must be present on the property or premises where the cable trolley system is located when the animal is attached thereto.

- (d) It shall be unlawful to allow a dog or any other animal to enter any commercial establishment where food for human consumption is located or sold unless such dog or any other animal is trained and licensed as a service animal.

ARTICLE II. - DOGS

Sec. 8-13. - Running at large.

- (a) Any person owning or having custody of a dog within the limits of the city shall confine such animal to the premises of some other responsible person on authorization by the owner and/or lessor of such other premises. Dogs shall not be permitted to run at large on any street, sidewalk, alley or any other place in the city.
- (b) Any dog running at large as set out in subsection (a) of this section shall be impounded by the animal control officer or other authority of the city.
- (c) The owner of any dog impounded pursuant to this article may redeem the same by paying all the costs, charges, and penalties assessed, if any, that have accrued up to the time of making the redemption, and when the same are paid to the city, the animal control officer shall release the dog from the shelter and relinquish him to the owner thereof. Any dogs not redeemed within a period of three days by the owner shall be eligible for adoption, relinquishment to rescue, or euthanasia.

Sec. 8-14. - Rabies inoculation and proof for dogs—Required.

- (a) It is unlawful to keep or harbor any dog over the age of six months in the city unless such dog has been inoculated against rabies by a licensed veterinarian within the preceding year.
- (b) It shall be the duty of the owner or person in custody of any dog kept in the city to have the dog inoculated against rabies at least once each year.
- (c) It is unlawful for the owner or custodian of any dog to fail or refuse to attach a rabies inoculation tag to such animal in a manner such as to be easily seen.
- (d) It is unlawful for any veterinarian to fail or refuse to issue to the owner or custodian of any dog inoculated the rabies inoculation tag immediately after the dog is inoculated.

- (e) It is unlawful for any person to tag a dog as evidence of inoculation when the same in fact has not been inoculated.

Sec. 8-15. - Quarantine of dogs that have bitten a person.

Whenever any dog bites a person, the owner of the dog shall immediately notify the animal control officer, who shall order the dog held at the owner's premises or shall have it impounded for a period of ten(10) days. The dog shall be examined immediately after it has bitten anyone and again at the end of the ten(10) day period. If at the end of ten(10) days the animal control officer is convinced that the dog is then free from rabies, the dog shall be released from quarantine or from the pound as the case may be. If the dog dies in the meanwhile, its head shall be sent to the state department of health for examination of rabies.

ARTICLE III. - DANGEROUS DOGS^[2]

State Law reference— Dangerous Dogs Control Law, O.C.G.A. § 4-8-20 et seq.

Sec. 8-16. - Purpose.

This article is enacted pursuant to the authority contained in O.C.G.A. § 4-8-20 et seq., and any ambiguities or conflicts in this article shall be interpreted in light of those provisions of state law.

Sec. 8-17. - Definitions.

The definitions set forth in O.C.G.A. § 4-8-21, Dangerous Dog Control—Definitions, shall be effective as definitions of the words, terms and phrases used in this article. All words, terms and phrases used herein, other than those specifically defined elsewhere in this article, shall have the respective meanings ascribed to them in O.C.G.A. § 4-8-21, and shall have the same scope and effect that the same words, terms and phrases have where used in O.C.G.A. § 4-8-21.

Sec. 8-18. - Exceptions.

A dog that inflicts an injury on a person 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 dangerous dog or potentially dangerous dog within the meaning of this article. A dog shall not be a dangerous dog or a potentially dangerous dog within the meaning of this article if the injury inflicted by the dog was sustained by a person who, at the time, was committing a willful trespass or other tort; was tormenting, abusing or assaulting the dog

or had in the past been observed or reported to have tormented, abused or assaulted the dog; or was committing or attempting to commit a crime.

Sec. 8-19. - Animal control officer.

- (a) The City Manager shall appoint an animal control officer who shall have the following duties:
- (1) To make such investigations and inquiries as may be necessary to identify dangerous dogs and dangerous dog owners within the city;
 - (2) To classify or reclassify dogs as dangerous dogs or as potentially dangerous dogs;
 - (3) To follow all post-classification procedures as set out in this article and to present evidence at any hearings held pursuant to this article;
 - (4) To issue certificates of registration to owners of dangerous and potentially dangerous dogs;
 - (5) To assure that dangerous dogs and potentially dangerous dogs are properly enclosed in accordance with the terms of this article;
 - (6) To confiscate and in certain cases in accordance with this article destroy certain dangerous and potentially dangerous dogs;
 - (7) To prosecute violations of this article as provided by law.

Sec. 8-20. - Investigation and classification.

Upon receiving a report of a dangerous dog or potentially dangerous dog within an animal control officer's jurisdiction from a law enforcement agency, animal control agency, rabies control officer or county board of health, the animal control officer shall make such investigations and inquiries with regard to such report as may be necessary to carry out the provisions of this article.

Sec. 8-21. - Classification; notice and hearing.

- (a) As applied to the owners of potentially dangerous dogs, the procedures provided for in this section must be carried out as a necessary condition for the enforcement of the provisions of this article against such owners. As applied to the owners of dangerous dogs, the procedures provided for in this section shall not be an essential element of any crime provided for in this article.
- (b) When a dangerous dog or a potentially dangerous dog is classified as such, the animal control officer shall notify the dog's owner of such classification.
- (c) The notice to the owner shall meet the following requirements:

- (1) The notice shall be in writing and mailed by certified mail or statutory overnight delivery to the owner's last known address.
 - (2) The notice shall include a summary of the animal control officer's findings that formed the basis for the dog's classification as a dangerous or potentially dangerous dog.
 - (3) The notice shall be dated and shall state that the owner, within 15 days after the date shown on the notice, has a right to request a hearing on the animal control officer's determination that the dog is a dangerous dog or potentially dangerous dog.
 - (4) The notice shall state that the hearing, if requested, shall be before the municipal court judge.
 - (5) The notice shall state that if a hearing is not requested, the animal control officer's determination that the dog is a dangerous dog or a potentially dangerous dog will become effective for all purposes under this article on a date specified in the notice, which shall be after the last day on which the owner has a right to request a hearing.
 - (6) The notice shall include a form to request a hearing before the municipal court judge and shall provide specific instructions on mailing or delivering such request to the agency.
- (d) When the municipal court receives a request for a hearing, as provided in subsection (c) of this section, it shall schedule such hearing within 30 days after receiving the request. The court shall notify the dog owner in writing by certified mail of the date, time, and the place of the hearing, and such notice shall be mailed to the dog owner at least ten days prior to the date of the hearing. At the hearing, the owner of the dog shall be given the opportunity to testify and present evidence, and, in addition thereto, the governing authority or board shall receive such other evidence and hear such other testimony as the judge may find reasonably necessary to make a determination either to sustain, modify or overrule the animal control officer's classification of the dog.
- (e) Within ten days after the date of the hearing, the court shall notify the dog owner in writing by certified mail or statutory overnight delivery of its determination on the matter. If such determination is that the dog is a dangerous dog or a potentially dangerous dog, the notice shall specify the date upon which that determination is effective.

Sec. 8-22. - Registration, insurance, notice and enforcement.

The animal control officer shall issue a certificate of registration to the owners of dangerous and potentially dangerous dogs when the owner shows the animal control officer sufficient evidence of the following:

- (1) For a potentially dangerous dog:

- a. A proper enclosure sufficient to confine the dog;
 - b. The posting on the premises where the dog is located with a clearly visible sign warning that there is a potentially dangerous dog located on the premises and containing a symbol reasonably calculated to inform children of the presence of the potentially dangerous dog;
 - c. An insurance policy in the amount of at least \$15,000.00 issued by a surety company authorized to do business in the state, payable to any person injured by the dangerous dog.
- (2) There shall be an annual fee for the certificate of registration. The amount of the annual fee shall be as established by the city council, from time to time. Certificates of registration shall be renewed on an annual basis. At the time of the annual renewal of a certificate of registration, the animal control officer shall require evidence from the owner or make such investigation as may be necessary to verify that the dangerous dog or potentially dangerous dog is continuing to be confined in a proper enclosure and that the owner is continuing to comply with other provisions of this article.

Sec. 8-23. - Restrictions on taking out of enclosures.

- (a) It is unlawful for an owner of a dangerous dog to permit the dog to be outside a proper enclosure unless the dog is muzzled and restrained by a substantial chain or leash and is under the physical restraint of a responsible person. The muzzle shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but will prevent it from biting any person.
- (b) It is unlawful for the owner of a potentially dangerous dog to permit the dog to be outside a proper enclosure unless the dog is restrained by a substantial leash and is under the restraint of a responsible and capable person.

Sec. 8-24. - Notification of death, escape, sale or donation.

The owner of a dangerous or potentially dangerous dog shall notify the animal control officer if the owner is moving from the animal control officer's jurisdiction. The owner of a dangerous dog or potentially dangerous dog who is a new resident of the state shall register the dog as required in this section within 30 days after becoming a resident. The owner of a dangerous dog or potentially dangerous dog who moves from one jurisdiction to another within the state shall register the dangerous dog or potentially dangerous dog in the new jurisdiction within ten(10) days after becoming a resident.

Sec. 8-25. - Confiscation; grounds; disposition.

- (a) A dangerous dog shall be immediately confiscated by the animal control officer or by a law enforcement officer or by another person authorized by the animal control officer if the:
 - (1) Owner does not secure the liability insurance or bond required by section 8-22
 - (2) Dog is not validly registered as required by section 8-22;
 - (3) Dog is not maintained in a proper enclosure; or
 - (4) Dog is outside a proper enclosure in violation of section 8-23.
- (b) A potentially dangerous dog shall be confiscated in the same manner as a dangerous dog if the dog is:
 - (1) Not validly registered as a required by section 8-22;
 - (2) Not maintained in a proper enclosure; or
 - (3) Outside a proper enclosure in violation of section 8-23.
- (c) Any dog that has been confiscated under the provisions of subsection (a) or (b) of this section shall be returned to its owner upon the owner's compliance with the provisions of this article and upon the payment of reasonable confiscation costs. If the owner has not complied with the provisions of this article within 20 days of the date the dog was confiscated, such dog shall be destroyed in an expeditious and humane manner.

Sec. 8-26. - Miscellaneous provisions.

- (a) The animal control officer's authority to investigate shall include the power to enter onto public and private property for the purpose of periodic inspection.
- (b) The animal control officer shall maintain a copy of all state and local laws applicable to dangerous dogs and potentially dangerous dogs which records shall be available for inspection by the public during regular business hours. The animal control officer shall not be authorized to interpret these laws nor to give advice to owners.
- (c) This article is adopted pursuant to O.C.G.A. § 4-8-20 et seq. to implement the duties for which the city is responsible under state law. This article shall not be construed to impose any additional duties or liability on the city or on its officers and employees or to waive any immunity which is currently provided by law.
- (d) This article shall be null, void and without effect upon repeal of O.C.G.A. § 4-8-20 et seq. by the state legislature.

Sec. 8-27. - Contracting services.

The City Council, pursuant to the authority granted by O.C.G.A. § 4-8-22, shall be able to contract or enter into agreements with the county, and/or other local

governments for joint animal control services or for the provision of animal control services required by O.C.G.A. § 4-8-20 et seq., or this article and for the separate or joint use of personnel, facilities, boards and equipment used in the provision and enforcement of such services.

Chapter 8 - ANIMALS¹¹

Footnotes:

--- (1) ---

State Law reference— Authority to exercise animal control, Ga. Const. art. IX, § II, ¶ III(a)(3); dogs generally, O.C.G.A. § 4-8-1 et seq.; Georgia Animal Protection Act, O.C.G.A. § 4-11-1 et seq.; rabies control and licensing of animals by local authorities, O.C.G.A. § 31-19-1 et seq.

ARTICLE I. - IN GENERAL

Sec. 8-1. - Cruelty to animals.

Sec 8-1 is now Definitions. Cruelty is now Sec 8-5 and has been expanded to be more specific.

No person shall cruelly treat any animal in the city in any way. Any person who inhumanely beats, underfeeds, overloads, or abandons any animal shall be deemed guilty of a violation of this section.

(Prior Code, § 6.04.010; Ord. No. 650, § 1, 4-11-1994)

Sec. 8-2. - Dangerous or vicious animals running at large generally; permit for exhibition or parade.

Dangerous or Vicious is now Sec 8-6

It shall be unlawful to permit any dangerous animal or vicious animal of any kind to run at large within the city. Exhibitions or parades of animals which are *ferae naturæ* in the eyes of the law may be conducted only upon securing a permit from the chief of police.

(Prior Code, § 6.04.020; Ord. No. 650, § 2, 4-11-1994)

Sec. 8-3. - Livestock and poultry running at large; picketing livestock in streets.

Livestock and Poultry at large is now Sec 8-7

It is unlawful to permit any cattle, horse, swine, sheep, goats, or poultry to run at large within the city. Any such animal running at large in any public place in the city shall be impounded in the manner provided in this chapter. It is further unlawful to picket or tie any such animal in any of the streets of the city for the purpose of grazing or feeding.

(Prior Code, § 6.04.030; Ord. No. 650, § 3, 4-11-1994)

Sec. 8-4. - Keeping noisy animals.

Sec 8-4 has been removed. It is now covered in Sec 8-8 under Nuisance

It is unlawful to harbor or keep any animals which disturb the peace by loud noises at any time of the day or night.

(Prior Code, § 6.04.040; Ord. No. 650, § 4, 4-11-1994)

Sec. 8-5. - Killing dangerous animals.

Killing dangerous animals is now Sec 8-9

The members of the police department or any other person in the city are authorized to kill any dangerous animals of any kind when it is necessary for the protection of any person or property.

(Prior Code, § 6.04.050; Ord. No. 650, § 5, 4-11-1994)

Sec. 8-6. - Diseased animals.

Diseased animals is now Sec. 8-10. Enforcement changed from Chief of Police to Animal Control Officer

- (a) No domestic animal afflicted with a contagious or infectious disease shall be allowed to run at large or to be exposed in any public place whereby the health of man or beast may be affected; nor shall such diseased animal be shipped or removed from the premises of the owner thereof, except under the supervision of the chief of police.
- (b) It is made the duty of the chief of police to secure such disposition of any diseased animal and such treatment of affected premises as to prevent the communication and spread of the contagion or infection, except in cases where the state veterinarian is empowered to act.

(Prior Code, § 6.04.060; Ord. No. 650, § 6, 4-11-1994)

Sec. 8-7. - Maintenance of places where animals are kept; keeping of swine and goats prohibited; keeping horses, cattle or chickens near residences.

Maintenance is now Sec 8-11. Completely changed to distance-based allowance.

- (a) No person shall cause or allow any stable or place where any animal is or may be kept to become unclean or unwholesome, and it is unlawful to keep any live swine or pigs in the city.
- (b) It is unlawful to keep or have any goats anywhere in the city, or any horses, cattle or chickens within 150 feet of any residence, other than the residence of the person so keeping or having such animals, any where in the city.

(Prior Code, § 6.04.070; Ord. No. 650, § 7, 4-11-1994)

Sec. 8-8. - Standing or parking of vehicles containing livestock.

Removed. Would now be covered under cruelty.

It is unlawful to stand or park any vehicle containing livestock any place in the city for a period of time longer than three minutes, except for loading or unloading.

(Prior Code, § 6.04.080; Ord. No. 650, § 8, 4-11-1994)

Sec. 8-9. - Position of animal warden created.

Changed to Sec 8-2. Expanded and title changed to Animal Control Officer

The position of animal warden is created by the city council for the enforcement of ordinances and laws relating to the control of animals in the city.

(Prior Code, § 6.04.090; Ord. No. 650, § 9, 4-11-1994)

Sec. 8-10. - Duty of animal warden to impound dogs; police powers of animal warden; interfering with animal warden.

Removed- Now covered within Sec 8-2 Position of Animal Control Officer

The animal warden is charged with the duty of impounding all dogs running at large in violation of the provision of this chapter. He shall have power to issue citations for violations of this chapter, and no persons shall interfere with, hinder, molest, or abuse the animal warden in the exercise of such powers.

(Prior Code, § 6.04.100; Ord. No. 650, § 10, 4-11-1994)

Sec. 8-11. - Unlawful release of impounded animals.

Unlawful release is now Sec 8-3

It is unlawful for any person to tamper, interfere with or to release dogs from cages, traps or any other confinement mechanism that may be placed in the city for the capture of stray dogs set by the animal control warden.

(Prior Code, § 6.04.110; Ord. No. 689, 4-11-1998)

Sec. 8-12. - Fees and charges for impounding, keeping and redemption of animals.

Removed- Now covered within Sec 8-13 Running at large

The fees and charges allowed and fixed by the ordinances of the city for taking up, impounding and keeping and disposing of impounded animals shall be paid like services at the time and in the manner fixed by such ordinances. The fee for redemption of impounded animals shall be in the amount set forth in the schedule of fees and charges.

(Prior Code, § 6.04.120; Ord. No. 650, § 11, 4-11-1994)

Sec. 8-13. - City designated bird sanctuary.

Removed- All species of birds encountered in the wild in Georgia are protected by state and federal laws except English sparrows, European starlings, and pigeons.

The entire area embraced within the corporate limits of the city is designated as a bird sanctuary. It is unlawful to trap, hunt, shoot or attempt to shoot or molest in any manner any bird or wild fowl or to rob bird nests or wild fowl nests; provided, however, if starlings or similar birds are found to be congregating in such numbers in a particular locality so that they constitute a nuisance or a menace to health or property in the opinion of the proper health officials of the city, the health authorities shall destroy such birds in such numbers and in such manner as is deemed advisable by such health officials under the supervision of the chief of police. Any person violating the provisions of this section shall be punishable in accordance with this chapter.

(Prior Code, § 6.04.130; Ord. No. 650, § 12, 4-11-1994)

Sec. 8-14. - Riding animals on sidewalks or private property regulated.

Removed- Covered by state law

It is unlawful for any person to ride a horse, mule or other animal on the paved or unpaved sidewalks or on private property without the owner's permission within the limits of the city. Any person violating this section shall be subject to the penalties described in this chapter.

(Prior Code, § 6.04.140; Ord. No. 650, § 13, 4-11-1994)

Sec. 8-15. - Tethering of animals prohibited; exceptions.

Tethering is now Sec 8-12 and has been expanded to be more specific

- (a) No person shall tether, fasten, chain, tie, or restrain an animal, or cause such restraining of an animal, to a tree, fence, post, dog house, or other stationary object, except as noted in (b).
- (b) No person shall tether, fasten, chain, tie, or restrain an animal, or cause such restraining of an animal, unless on a cable trolley system, that allows movement of the animal, and unless the length of the cable along which the tethering device can move is at least ten feet, and the tethering device is of such length that the animal is able to move ten feet away from the cable perpendicularly. No animal may be attached to such a cable trolley system for more than four hours or from 10:00 p.m. until 6:00 a.m. The owner/keeper must be present on the property or premises where the cable trolley system is located when the animal is attached thereto.
- (c) No person shall tether, tie, stake or chain any animal where the animal can obstruct, block or hamper the normal use of any public property or of any private property without the landowner's consent.
- (d) No person shall tether, tie, stake or chain any animal to a metering device or attempt to obstruct the device such that it prevents any service from being read, disconnected, shut off or interrupted.

- (e) It shall be unlawful to attach a chain or wire or other tethering device to, or cause such attachment to a choke-type or pronged collar.
- (f) It shall be unlawful to attach a chain or wire or other tethering device in such manner that does not allow the animal access to food, water or proper shelter.
- (g) It shall be unlawful for any chain or wire or other restraining device used in a cable trolley system to exceed 1/8 th of the animal's weight.

(Ord. No. 08-2011, 7-11-2011)

Sec. 8-16. - Violations—Penalties.

Violations is now Sec 8-4

Any violation of this [chapter] may be enforced by a citation returnable to the municipal court or by any other legal means as set forth in this Code.

(Ord. No. 08-2011, 7-11-2011)

Secs. 8-17—8-31. - Reserved.

ARTICLE II. - DOGS

Sec. 8-32. - Running at large.

Running at large is now Sec 8-13. Verbiage changed

- (a) Any person owning or having custody of a dog within the limits of the city shall confine such animal to the premises of some other responsible person on authorization by the owner and/or lessor of such other premises. Dogs shall not be permitted to run at large on any street, sidewalk, alley or any other place in the city, including private property, unless such dogs are on a leash not more than six feet long and in the care of a competent person.
- (b) Any dog running at large as set out in subsection (a) of this section and not on a leash not more than six feet long and in the care of a competent person shall be impounded by the animal warden or other authority of the city in accordance with section 8-10.
- (c) The owner of any dogs impounded may redeem such animals in accordance with section 8-38.

(Prior Code, § 6.08.010; Ord. No. 650, § 41, 4-11-1994; Ord. of 3-23-1998)

Sec. 8-33. - Dangerous or diseased dogs running at large.

Removed- covered in Sec 8-6

No vicious, dangerous, ferocious dog or dog sick with or liable to communicate hydrophobia or other contagious or infectious disease shall be permitted to run at large in the city.

(Prior Code, § 6.08.020; Ord. No. 650, § 42, 4-11-1994)

Sec. 8-34. - Rabies inoculation for dogs—Required.

Rabies is now Sec 8-14. Expanded and combined with related ordinances

- (a) It is unlawful to keep or harbor any dog over the age of six months in the city unless such dog has been inoculated against rabies by a licensed veterinarian within the preceding year.
- (b) It shall be the duty of the owner or person in custody of any dog kept in the city to have the dog inoculated against rabies at least once each year.

(Prior Code, § 6.08.030; Ord. No. 650, § 43, 4-11-1994)

Sec. 8-35. - Same—Tag attached to dog; failure of veterinarian to issue tag.

Removed- Included in Sec 8-14

- (a) It is unlawful for the owner or custodian of any dog to fail or refuse to attach a rabies inoculation tag to such animal in a manner such as to be easily seen.
- (b) It is unlawful for any veterinarian to fail or refuse to issue to the owner or custodian of any dog inoculated the rabies inoculation tag immediately after the dog is inoculated.

(Prior Code, § 6.08.040; Ord. No. 650, § 44, 4-11-1994)

Sec. 8-36. - Same—Unauthorized tag.

Removed- Included in Sec 8-14

It is unlawful for any person to tag a dog as evidence of inoculation when the same in fact has not been inoculated.

(Prior Code, § 6.08.050; Ord. No. 650, § 45, 4-11-1994)

Sec. 8-37. - Quarantine of dogs biting person.

Quarantine is now Sec 8-15. Updated to current standards

Whenever any dog bites a person, the owner of the dog shall immediately notify the chief of police, who shall order the dog held on the owner's premises or shall have it impounded for a period of two weeks. The dog shall be examined immediately after it has bitten anyone and again at the end of the two-week period. If at the end of two weeks a veterinarian is convinced that the dog is then free from rabies, the dog shall be released from quarantine or from the pound as the case may be. If the dog dies in the meanwhile, its head shall be sent to the state department of health for examination of rabies.

(Prior Code, § 6.08.060; Ord. No. 650, § 46, 4-11-1994)

Sec. 8-38. - Redemption or destruction of impounded dogs.

Removed- now included in Sec 8-13

The owner of any dog impounded pursuant to this article may redeem the same by paying all of the costs, charges and penalties assessed, if any, that have accrued up to the time of making the redemption, and when the same are paid to the animal warden it shall be his duty and he shall release the dog from the pound and deliver him to the owner thereof. Any dogs not redeemed within a period of three days by the owner shall be destroyed in a humane manner by the animal warden.

(Prior Code, § 6.08.070; Ord. No. 650, § 47, 4-11-1994; Ord. No. 676, 1996)

Sec. 8-39. - Female dogs in heat.

Removed- Encompassed in Sec 8-13

- (a) No owner or custodian of any female dog in heat shall permit such a dog to roam or run free beyond the limits of his property. The owner or custodian shall cause the dog to be confined within the limits of his property until it is no longer in heat.
- (b) Any owner or custodian of a female dog found to be in violation of this section shall be punished in accordance with this chapter.
- (c) Any female dog found roaming or running free in violation of this section shall be seized by the animal warden or any other officer of the city and shall be impounded until such dog is no longer in heat. After the dog is no longer in heat, the owner may redeem such dog upon the payment of fees as set forth in the schedule of fees and charges.

(Prior Code, § 6.08.080; Ord. No. 650, § 48, 4-11-1994)

Secs. 8-40—8-66. - Reserved.

ARTICLE III. - DANGEROUS DOGS²

Footnotes:

--- (2) ---

State Law reference— Dangerous Dogs Control Law, O.C.G.A. § 4-8-20 et seq.

Sec. 8-67. - Purpose.

Now Sec 8-16

This article is enacted pursuant to the authority contained in O.C.G.A. § 4-8-20 et seq., and any ambiguities or conflicts in this article shall be interpreted in light of those provisions of state law.

(Prior Code, § 6.12.010; Ord. No. 650, § 66, 4-11-1994)

Sec. 8-68. - Definitions.

Now Sec 8-17

The definitions set forth in O.C.G.A. § 4-8-21, Dangerous Dog Control—Definitions, shall be effective as definitions of the words, terms and phrases used in this article. All words, terms and phrases used herein, other than those specifically defined elsewhere in this article, shall have the respective meanings ascribed to them in O.C.G.A. § 4-8-21, and shall have the same scope and effect that the same words, terms and phrases have where used in O.C.G.A. § 4-8-21.

(Prior Code, § 6.12.020; Ord. No. 650, § 67, 4-11-1994)

Sec. 8-69. - Exceptions.

Now Sec 8-18

A dog that inflicts an injury on a person 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 dangerous dog or potentially dangerous dog within the meaning of this article. A dog shall not be a dangerous dog or a potentially dangerous dog within the meaning of this article if the injury inflicted by the dog was sustained by a person who, at the time, was committing a willful trespass or other tort; was tormenting, abusing or assaulting the dog or had in the past been observed or reported to have tormented, abused or assaulted the dog; or was committing or attempting to commit a crime.

(Prior Code, § 6.12.030; Ord. No. 650, § 68, 4-11-1994)

Sec. 8-70. - Dog control officer.

Now Sec 8-19. Title updated to Animal Control Officer

- (a) The mayor and council shall appoint a dog control officer who shall have the following duties:
- (1) To make such investigations and inquiries as may be necessary to identify dangerous dogs and dangerous dog owners within the city;
 - (2) To classify or reclassify dogs as dangerous dogs or as potentially dangerous dogs;
 - (3) To follow all post-classification procedures as set out in this article and to present evidence at any hearings held pursuant to this article;
 - (4) To issue certificates of registration to owners of dangerous and potentially dangerous dogs;
 - (5) To assure that dangerous dogs and potentially dangerous dogs are properly enclosed in accordance with the terms of this article;
 - (6) To confiscate and in certain cases in accordance with this article destroy certain dangerous and potentially dangerous dogs;
 - (7) To prosecute violations of this article as provided by law.
- (b) In lieu of such appointment by the mayor and council, the mayor and council shall be able to contract with the county to provide for the appointment of a dog control officer, who shall perform all of the duties set forth in this article.

(Prior Code, § 6.12.040; Ord. No. 650, § 69, 4-11-1994)

Sec. 8-71. - Animal control board.

Removed- Animal Control Board no longer used

- (a) The mayor and council shall appoint an animal control board that shall be made up of five members who shall serve two-year staggered terms with three members appointed every two years. Members shall receive such compensation, unless otherwise provided, and shall conduct hearings as required by O.C.G.A. § 4-8-24 and section 8-73.
- (b) In lieu of such an appointment by the mayor and council, the mayor and council shall be able to contract with the county to provide for the appointment of an animal control board; the terms of such appointments and compensation to be as provided by the county ordinance establishing such board; and the board shall conduct hearings as required by O.C.G.A. § 4-8-24 and section 8-73.

(Prior Code, § 6.12.050; Ord. No. 650, § 70, 4-11-1994)

Sec. 8-72. - Investigation and classification.

Now Sec 8-20. Title updated to Animal Control Officer

Upon receiving a report of a dangerous dog or potentially dangerous dog within a dog control officer's jurisdiction from a law enforcement agency, animal control agency, rabies control officer or county board of health, the dog control officer shall make such investigations and inquiries with regard to such report as may be necessary to carry out the provisions of this article.

(Prior Code, § 6.12.060; Ord. No. 650, § 71, 4-11-1994)

Sec. 8-73. - Classification; notice and hearing.

Now Sec 8-21. Title updated to Animal Control Officer and hearings are now heard through Municipal Court

- (a) As applied to the owners of potentially dangerous dogs, the procedures provided for in this section must be carried out as a necessary condition for the enforcement of the provisions of this article against such owners. As applied to the owners of dangerous dogs, the procedures provided for in this section shall not be an essential element of any crime provided for in this article.
- (b) When a dangerous dog or a potentially dangerous dog is classified as such, the dog control officer shall notify the dog's owner of such classification.
- (c) The notice to the owner shall meet the following requirements:
 - (1) The notice shall be in writing and mailed by certified mail or statutory overnight delivery to the owner's last known address.
 - (2) The notice shall include a summary of the dog control officer's findings that formed the basis for the dog's classification as a dangerous or potentially dangerous dog.
 - (3) The notice shall be dated and shall state that the owner, within 15 days after the date shown on the notice, has a right to request a hearing on the dog control officer's determination that the dog is a dangerous dog or potentially dangerous dog.
 - (4) The notice shall state that the hearing, if requested, shall be before the animal control board.
 - (5) The notice shall state that if a hearing is not requested, the dog control officer's determination that the dog is a dangerous dog or a potentially dangerous dog will become effective for all purposes under this article on a date specified in the notice, which be after the last day on which the owner has a right to request a hearing.
 - (6) The notice shall include a form to request a hearing before the animal control board and shall provided specific instructions on mailing or delivering such request to the agency.

- (d) When the animal control board receives a request for a hearing, as provided in subsection (c) of this section, it shall schedule such hearing within 30 days after receiving the request. The board shall notify the dog owner in writing by certified mail of the date, time, and the place of the hearing, and such notice shall be mailed to the dog owner at least ten days prior to the date of the hearing. At the hearing, the owner of the dog shall be given the opportunity to testify and present evidence, and, in addition thereto, the governing authority or board shall receive such other evidence and hear such other testimony as the governing authority or board may find reasonably necessary to make a determination either to sustain, modify or overrule the dog control officer's classification of the dog.
- (e) Within ten days after the date of the hearing, the board shall notify the dog owner in writing by certified mail or statutory overnight delivery of its determination on the matter. If such determination is that the dog is a dangerous dog or a potentially dangerous dog, the notice shall specify the date upon which that determination is effective.

(Prior Code, § 6.12.070; Ord. No. 650, § 72, 4-11-1994)

Sec. 8-74. - Registration, insurance, notice and enforcement.

Now Sec 8-22. Title updated to Animal Control Officer

The dog control officer shall issue a certificate of registration to the owners of dangerous and potentially dangerous dogs when the owner shows the dog control officer sufficient evidence of the following:

- (1) For a potentially dangerous dog:
 - a. A proper enclosure sufficient to confine the dog;
 - b. The posting on the premises where the dog is located with a clearly visible sign warning that there is a potentially dangerous dog located on the premises and containing a symbol reasonably calculated to inform children of the presence of the potentially dangerous dog;
 - c. An insurance policy in the amount of at least \$15,000.00 issued by a surety company authorized to do business in the state, payable to any person injured by a dangerous dog.
- (2) There shall be an annual fee for the certificate of registration. The amount of the annual fee shall be as established by the city council, from time to time. Certificates of registration shall be renewed on an annual basis. At the time of the annual renewal of a certificate of registration, a dog control officer shall require evidence from the owner or make such investigation as may be necessary to verify that the dangerous dog or potentially dangerous dog is continuing to be confined in a proper enclosure and that the owner is continuing to comply with other provisions of this article.

(Prior Code, § 6.12.080; Ord. No. 650, § 73, 4-11-1994)

Sec. 8-75. - Restrictions on taking out of enclosures.

Now Sec 8-23

- (a) It is unlawful for an owner of a dangerous dog to permit the dog to be outside a proper enclosure unless the dog is muzzled and restrained by a substantial chain or leash and is under the physical restraint of a responsible person. The muzzle shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but will prevent it from biting any person.
- (b) It is unlawful for the owner of a potentially dangerous dog to permit the dog to be outside a proper enclosure unless the dog is restrained by a substantial chain or leash and is under the restraint of a responsible person.

(Prior Code, § 6.12.090; Ord. No. 650, § 74, 4-11-1994)

Sec. 8-76. - Notification of death, escape, sale or donation.

Now Sec 8-24. Title updated to Animal Control Officer

The owner of a dangerous or potentially dangerous dog shall notify the dog control officer if the owner is moving from the dog control officer's jurisdiction. The owner of a dangerous dog or potentially dangerous dog who is a new resident of the state shall register the dog as required in this section within 30 days after becoming a resident. The owner of a dangerous dog or potentially dangerous dog who moves from one jurisdiction to another within the state shall register the dangerous dog or potentially dangerous dog in the new jurisdiction within ten days after becoming a resident.

(Prior Code, § 6.12.100; Ord. No. 650, § 75, 4-11-1994)

Sec. 8-77. - Confiscation; grounds; disposition.

Now Sec 8-25. Title updated to Animal Control Officer and Section numbers updated to reflect changes

- (a) A dangerous dog shall be immediately confiscated by the dog control officer or by a law enforcement officer or by another person authorized by the dog control officer if the:
 - (1) Owner does not secure the liability insurance or bond required by section 8-74;
 - (2) Dog is not validly registered as required by section 8-74;
 - (3) Dog is not maintained in a proper enclosure; or
 - (4) Dog is outside a proper enclosure in violation of section 8-75(a).
- (b) A potentially dangerous dog shall be confiscated in the same manner as a dangerous dog if the dog is:
 - (1) Not validly registered as a required by section 8-74;
 - (2) Not maintained in a proper enclosure; or
 - (3) Outside a proper enclosure in violation of section 8-75(b).
- (c) Any dog that has been confiscated under the provisions of subsection (a) or (b) of this section shall be returned to its owner upon the owner's compliance with the provisions of this article and upon the payment of reasonable confiscation costs. If the owner has not complied with the provisions of this article within 20 days of the date the dog was confiscated, such dog shall be destroyed in an expeditious and humane manner.

(Prior Code, § 6.12.110; Ord. No. 650, § 76, 4-11-1994)

Sec. 8-78. - Miscellaneous provisions.

Now Sec 8-26. Title updated to Animal Control Officer

- (a) The dog control officer's authority to investigate shall include the power to enter onto public and private property for the purpose of periodic inspection.
- (b) The dog control officer shall maintain a copy of all state and local laws applicable to dangerous dogs and potentially dangerous dogs which records shall be available for inspection by the public during regular business hours. The dog control officer shall not be authorized to interpret these laws nor to give advice to owners.

- (c) This article is adopted pursuant to O.C.G.A. § 4-8-20 et seq. to implement the duties for which the county is responsible under state law. This article shall not be construed to impose any additional duties or liability on the city or on its officers and employees or to waive any immunity which is currently provided by law.
- (d) This article shall be null, void and without effect upon repeal of O.C.G.A. § 4-8-20 et seq. by the state legislature.

(Prior Code, § 6.12.120; Ord. No. 650, § 77, 4-11-1994)

Sec. 8-79. - Contracting services.

Now Sec 8-27. Title updated to Animal Control Officer

The mayor and council, pursuant to the authority granted by O.C.G.A. § 4-8-22, shall be able to contract or enter into agreements with the county, and/or other local governments for joint dog control services or for the provision of dog control services required by O.C.G.A. § 4-8-20 et seq., or this article and for the separate or joint use of personnel, facilities, boards and equipment used in the provision and enforcement of such services.

(Prior Code, § 6.12.130; Ord. No. 650, § 78, 4-11-1994)

Secs. 8-80—8-89. - Reserved.

ARTICLE IV. - PET WASTE

Entire Article removed. Will be covered in Sec 8-8 Nuisance

Sec. 8-90. - Definitions.

For the purpose of this article, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

Immediate - shall mean that the pet solid waste is removed at once, without delay.

Owner/keeper - any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.

Person - any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

Pet - a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.

Pet solid waste - waste matter expelled from the bowels of the pet; excrement

Proper disposal - placement in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

([Ord. No. 2019-05](#), 9-23-2019)

Sec. 8-91. - Requirement for disposal.

All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.

([Ord. No. 2019-05](#), 9-23-2019)

Sec. 8-92. - Exemptions.

Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this section while such animal is being used for that purpose.

([Ord. No. 2019-05](#), 9-23-2019)

Sec. 8-93. - Enforcement.

The provisions of this article shall be enforced by the Police Department or Codes Enforcement Officer of the City of Grantville.

([Ord. No. 2019-05](#), 9-23-2019)

Sec. 8-94. - Violations and penalty.

Any person(s) who is found to be in violation of the provisions of this article shall be subject to penalty as provided for by Section 3.06(3) of the Charter.

([Ord. No. 2019-05](#), 9-23-2019)

AQUA DYNAMICS, INC.
8917 Martini Dr.
Jonesboro, GA 30236
(404) 992-5156
aquadynamics@comcast.net

PROPOSAL

March 18, 2021

Al Grieshaber Jr.
City Manager
City of Grantville
123 LaGrange Street
Grantville, GA 30220

Project: Pavilions at Post Street Park and Griffin Street Park, Granville, GA

We are pleased to provide you with this proposal for the turnkey construction for three pavilions two at Post Street Park and one at Griffin Street Park.

Materials and Labor for the following scopes of work:

Construction of three 20' x 20' open gable Pavilions:

- 20' x 20' reinforced concrete slab with footings
- Six - CMU block columns 16"x16" – Painted Color - TBD
- Five rough sawn Douglas Fir wood trusses with PT 2"x 4" purlins
- 29 ga corrugated metal roof – Color – TBD
- Clean-up and grassing of disturbed areas

Total Price

\$ 98,500.00

**Exclusions: Any and All Permit Fees
Stamped Drawings**

NOTE: All soil from site work is to be distributed on site

We Appreciate the Opportunity to Bid Your Work!



Bliss Products and Services, Inc
 6831 S. Sweetwater Rd.
 Lithia Springs, GA 30122
 (800) 248-2547
 (770) 920-1915 Fax

Quote # **56399**

Sales Rep: Adam Schmansky
 adam@blissproducts.com
 C: (248) 882-0567

City of Grantville

Date 5/14/2021

Project (3) Open Gable Pavilions

Bill To
 City of Grantville
 123 Lagrange Street
 Grantville, Georgia 30220

Ship To
 City of Grantville
 City of Grantville
 123 Lagrange Street
 Grantville, Georgia 30220

Contact
 Al Grieshaber
 City Manager
 Phone: (770) 583-2289 x2007

Approximate Ship Date

Ship Via

Terms
 25% Down- Balance Net 30

Vendor	Part #	Description	Qty	Unit Price	Extended Price
CFS	LB 2020	Low Pitch Beam Shelter 20'x20' w/ 8' Eave	3	\$12,189.50	\$36,568.50
CFS	Engineering	Sealed Engineer Drawings	1	\$885.00	\$885.00
INS		Installation and Erection of Shelter	3	\$11,795.00	\$35,385.00
Note:		To add a factory stain or clear coat to the wood, ADD \$3,945.00 per shelter.	3	<i>\$3,945.00</i>	<i>\$11,835.00</i>
Note:		To add a 20' x 20' concrete pad under the shelter, ADD \$4,500 per shelter.	3	<i>\$4,500.00</i>	<i>\$13,500.00</i>
Note:		Permitting is not included in this quote. For Bliss to pull the permits, ADD \$1,850.			

Sub Total \$72,838.50
Freight 2,660.00
Tax 0.00

Taxable Subtotal \$75,498.50

Grand Total \$75,498.50

Financing as low as **\$1,751.57** / month may be available pending credit approval.

total bid: \$99,948.50 without Sealed Engineer Drawings

Due to volatility in raw material pricing, this quote is only valid for 30 days unless otherwise noted.

Sales tax exempt certificate will be required for exemption. All orders are subject to approval and acceptance by the manufacturer. Deposits may be required. Add 3% to total for charge card transactions. Manufacturing lead times will not begin without an actual shipping address, color and mount selection, approved purchase order or fully executed contract. Customer will need to coordinate with freight carrier if unloading or inside delivery is required. Damaged or missing parts must be noted on the bill of lading at the time of delivery. A finance charge of 1.5% per month will be added to all invoices past due. Return items are subject to manufacturer's policies and may result in freight and restocking fees.

Signed quote will not be accepted for orders over \$500.

Install Conditions - Unless otherwise noted:

- Site should be clear, level and allow continuous access for delivery, materials and equipment. A space must be provided for the staging and secure storage of equipment within a reasonable distance to the jobsite. A water source within 100' of the job site may be required.
- Installation price based on a single mobilization and unrestricted work hours. We can accommodate special requests but they may result in additional labor costs.



June 25, 2021

Mr. Al Grieshaber
City Manager
123 Lagrange St
Grantville, GA 30220

Dear Mr. Al,

Please accept this letter as a response to the letter received on June 24, 2021, requesting an explanation on service complaints. I would like to assure you that we are implementing several new processes to ensure that service improves and stays consistent for the City of Grantville. We have made adjustment within our operations team to ensure we are responsive to the City of Grantville, additionally we will ensure complete check ins with our drivers on both Tuesday and Friday when we service the City of Grantville. Lastly, we will ensure our communications with the City of Grantville is clear and concise regarding the service concerns we may face out on the route. We have recently setup a communication platform that allows our drivers to send in pictures and communicate service concerns to the office while out on the route.

It is my hope that you are understand of the staffing challenges employers are facing in today's environment. GFL is offering sign on bonuses and increased hourly wages to ensure we present a competitive salary and benefits package to our new employees.

We are thankful for the long-standing relationship with the City of Grantville. If I can offer any additional assistance, please let me know.

Sincerely,

Mandy Renova
Government Contracts Mgr

