



May 14, 2013

CITY OF MORROW, GEORGIA
Regular Meeting

7:30 pm

CALL TO ORDER: Mayor Burke
PLEDGE OF ALLEGIANCE: All
INVOCATION: Mayor Burke

1. **ROLL CALL**

2. **APPROVAL OF MEETING AGENDA:**

3. **CONSENT AGENDA:**

1. Approval of the April 23, 2013 Regular Council Meeting Minutes.
2. Approval of the FDWM, LLC invoice #1323 dated April 16, 2013 for the City of Morrow's portion of the Clayton County SDS/LOST Project litigation in the amount of \$1,958.76 for the period March 5, 2013 to April 15, 2013.
3. Approval of Hecht Walker invoice #55279 dated April 11, 2013 in the amount of \$17,207.58.00 for professional services for the period March 1, 2013 to March 29, 2013.

4. **REPORTS AND PRESENTATIONS:**

1. Report on Zoning Re-write Plan (*Presented by Brecca Johnson, Senior Planner*)
2. Financial Update (*Presented by Dan Defnall*)

5. **FIRST PRESENTATION:** None

6. **PUBLIC COMMENT – AGENDA ITEMS:**

Public comment during this part of the meeting is limited only to discussion of items which will appear on tonight's Agenda. Please fill out a comment card on any agenda item(s) you wish to make comment and turn it into the City Clerk as you come up to speak. Comment cards and pens are available at the back of the Council Chambers for your use.

7. **NEW BUSINESS:** None

8. **OLD BUSINESS:** None

1. An Ordinance to Amend Title 3 of the City of Morrow Code of Ordinances; to provide for Codification; to Repeal Conflicting Ordinances; to provide an Effective Date; and for other purposes. *(Presented by Jeff Eady, City Manager)*
2. Approval of a Resolution to accept the Public Participation Plan and Kick-off the Zoning Ordinance Revision Process. *(Presented by Brecca Johnson, Sr. Planner)*
3. Approval of subdivision of the Highway 54 Retail Shops located at 6219 Highway 54 and 6221-6233 Highway 54, Morrow, Georgia.
Presented by Greg Hecht, City Attorney)

9. **GENERAL COMMENTS:**

General comments are for any items that did not appear on tonight's agenda. Please fill out a comment card on any general items(s) you wish to make comment and turn it into the City Clerk as you come up to speak. Comment cards and pens are available at the back of the Council Chambers for your use.

Citizens-
City Manager-
Mayor and Council –

10. **ADJOURNMENT:**

TO AMEND TITLE 3 OF THE CITY OF MORROW CODE OF ORDINANCES; TO PROVIDE FOR CODIFICATION; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WHEREAS, the City of Morrow (“City”) is a municipal corporation duly organized and existing under the laws of the State of Georgia, and is authorized pursuant to Article 6 of the City Charter to levy fees delineated therein;

WHEREAS, the City is further authorized pursuant to Section 6.17 of the City Charter to levy any other tax or fee allowed by law;

WHEREAS, various portions of the City Charter, the City’s Code of Ordinances, and, provisions of State law provide additional authority for the imposition collection of various fees; and

WHEREAS, the City desires to adopt an official Schedule of Fees that may be levied and collected within the City;

THE COUNCIL OF THE CITY OF MORROW HEREBY ORDAINS

SECTION 1. Code Section Amended. Title 3 of the Code of Ordinances of the City of Morrow, Georgia, is hereby amended by adding “Chapter 4. Schedule of Fees” as follows:

“**Section 3-4-1.** Schedule of Fees to Be Paid to the City of Morrow.

Department	Fee Type	Fee Amount
City Hall		
	Convenience Fee - Credit/Debit cards	3.5% of total (actual rate charged to City)
	Open Records - Page Fee	\$0.10 per page, unless in a special format, as provided by O.C.G.A. § 50-18-71(c)(2)
	Open Records - Administrative Charges	The actual hourly rate(s) of City employees, with no charge for the first 15 minutes spent
	Open Records - Maps	Actual costs, as provided for by O.C.G.A. § 50-18-71(c)(2)
	Open Records - CD/Audio Recordings	Actual costs, as provided for by O.C.G.A. § 50-18-71(c)(2)

	Open Records - Postage	Actual costs, as provided for by O.C.G.A. § 50-18-71(c)(2)
	Open Records - Miscellaneous	Actual costs, as provided for by O.C.G.A. § 50-18-71(c)(2)
	Election Qualifying Fee	3% of the gross salary of the open position
	Facility Use Fee - Milton Daniel Pavilion	\$50 Use Fee (non-residents only); \$50 – refundable damage deposit
	Garage Sale Sign Deposit	\$25.00 deposit fee for obtaining a sign, refundable upon return
	Adult entertainment license application fee	\$500.00 (application to City Manager)
Police Department		
	Accident Report	\$5.00
	Merchant Permit/Transient Peddler	\$25.00
	Criminal History	\$20.00
	Precious Metals Permit Fee	\$75.00
	Employee Pouring Permit Fee	\$75.00
	Notary Fee	\$2.00
	Taxi Driver Permit Fee	\$80.00
	Taxi Driver Renewal Fee	\$65.00
	Taxi Business License	\$80.00
	Taxi Business License renewal	\$65.00
	Open Records - Computer-Aided Dispatch Report	\$ 0.10 per page
	Parades	\$50.00
	Motorized carts	\$15.00 for City resident; \$60.00 for non-City resident; \$5.00 Transfer Fee; \$20.00 Late Transfer Fee
Emergency Services (911)		
	Open Records - Audio CD	Actual costs, as provided for by O.C.G.A. § 50-18-71(c)(2)
	Open Records - Background check	\$20.00
	Residential False Alarm: 1 - 3	No charge
	Residential False Alarm: 4 - 6	\$50.00 per false alarm
	Residential False Alarm: 6 - up	\$150.00 per false alarm
	Commercial False Alarm: 1 - 3	No charge

	Commercial False Alarm: 4 - 6	\$150.00 per false alarm
	Commercial False Alarm: 6 - up	\$300.00 per false alarm
Administrative Services		
	Bad Check Fee	\$25.00 each
	Certificate of Occupancy Fee	\$50.00
	Business License list	\$0.10 per page
	Property Tax Look-up for Mortgage Companies	The actual hourly rate(s) of City employees, with no charge for the first 15 minutes spent, plus \$0.10 per page
	Massage Therapist license	\$200.00
	Massage Therapist Training license	\$50.00
	Home Occupation permit	Based on Gross Revenue
	Tattoo Establishment application fee	\$200.00
Sanitation		
	Residential Sanitation Fee	\$75.00 per quarter, in advance
	Residential Sanitation Late Fee	10% of quarterly fee
	Residential Sanitation Reconnect Fee	\$15.00 per reconnection
	Residential All-Inclusive pick up Fee: Special request	If a Residential Customer requests a special pick-up, the fee charged will be based on an evaluation by the sanitation contractor and the fee will be based on actual labor costs to the contractor
	Commercial Sanitation Late Fee	10% of actual fee due
	Commercial Sanitation Reconnect Fee	\$15.00 per reconnection
	Commercial Sanitation recycle haul charge	\$140.00
	Compactor rental - Open Top	\$90.00 per month or \$3.00 per day
	Compactor rental delivery charge	\$125.00
	Lake City Gas Fee	\$0.20 per gallon more than actual cost to City of Morrow

Commercial Sanitation Fees	FRONT END PRICING						
	SIZE	1Xwk	2xWK	3x WK	4xWK	5xWK	6xWK
	2YD ³	\$63.46	\$110.11	\$156.74			
	4 YD ³	\$77.42	\$138.41	\$193.60	\$248.81	\$304.01	\$330.18
	6 YD ³	\$87.72	\$159.03	\$224.53	\$290.03	\$355.51	\$409.40
	8 YD ³	\$106.19	\$197.06	\$281.61	\$366.11	\$449.46	\$523.43
	LOCK BOX	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00
	EXTRA FRONT END PICK-UP CHARGE						
	2 YD ³						\$41.36
	4 YD ³						\$46.54
6 YD ³						\$53.02	
8 YD ³						\$60.75	
OLD CORRUGATED CARDBOARD (OCC) PRICING							
SIZE	1Xwk	2xWK	3x WK	4xWK			
6 YD ³ OCC	\$62.64	\$108.51	\$154.34	\$199.68			
8 YD ³ OCC	\$77.27	\$137.70	\$198.17	\$258.03			
ROLL-OFF/OPEN TOPS & RECEIVERS PRICING							
PER HAUL CHARGE						\$109.89	
PER HAUL CHARGE						\$43.45	
<p>Compactors rental rates will vary due to type of equipment and equipment installation feature OPEN TOPS: \$90.00 per month rental or \$3.00 per day Delivery fee: \$125.00 (one-time charge) Recycle: \$140.00</p>							

Alcohol Licensing		
	Lounge/banquet located in hotel serving beer, wine & alcohol	\$5,000 Annually
	Lounge/banquet located in hotel serving beer & wine only	\$3,000 Annually
	Hotel giving complimentary drinks not for sale	\$1,000 Annually
	Package sales beer only	\$1,000 Annually
	Package sales wine only	\$500 Annually
	Package sales beer & wine	\$1,500 Annually

	Off premise for catered functions (catered license is secondary to and dependent upon an alcohol license from a city or county)	\$200 Annually
	Transfer fee when taking on new partners or shareholders	\$250.00
	Late Fee for Alcohol License	\$25.00
	Investigative Fee	\$500.00
	Event permits - Alcohol Caterers Permit for caterer not licensed by the City (Fee is not required if they have a current City of Morrow Caterers License)	\$50.00
Fire Department		
	Non-Transport Fee	\$56.00
	Ambulance: Basic Life Support	\$624.97
	Ambulance: Advance Life Support 1	\$681.78
	Ambulance: Advance Life Support 2	\$766.49
	Fire Extraction	\$554.00
	Fire/Medical Report	\$3.00 per page
Planning & Economic Development		
	Minimum Building Permit Fee	\$50.00
	Building Permit Fee: \$0.00 to \$5,000	\$50.00
	Building Permit Fee: \$5,000.01 to \$100,000	\$50 plus \$6 for each additional thousand
	Building Permit Fee: \$100,000.01 to \$250,000	\$650 for the first \$100,000 plus \$5.50 for each additional thousand or fraction thereof
	Building Permit Fee: \$250,000.01 to \$500,000	\$1,475 for the first \$250,000 plus \$5 for each additional thousand or fraction thereof
	Building Permit Fee: \$500,000.01 to \$1,000,000	\$2,725 for the first \$500,000 plus \$4 for each additional thousand or fraction thereof

	Building Permit Fee: \$1,000,000.01 and up	\$4,725 for the first \$1,000,000 plus \$3 for each additional thousand or fraction thereof
	Trade Permits (Electrical, HVAC/Mechanical, Plumbing or Low-Voltage)	\$80.00
	Double Permit Fees (Will be assessed if work is started before first obtaining a permit from the City of Morrow)	Double the cost of the actual permit fee (excluding Plan Review Fee), plus a \$100 Admin. Fee
	Building Inspection - Initial Inspection for Tenant Occupancy	\$75.00
	Building Plan Review	Equal to and in addition to one-half of the required building permit fee
	Building Inspection: 1st Re-inspection	\$35.00
	Building Inspection: Additional Re-inspections	\$50.00 for each review related to the same deficiency
	Soil Erosion & Sedimentation Control: Plan Review - Residential Subdivisions: 1-50 Lots	\$300.00
	Soil Erosion & Sedimentation Control: Plan Review - Residential Subdivisions: 50-100 Lots	\$500.00
	Soil Erosion & Sedimentation Control: Plan Review - Residential Subdivisions: 101 lots or more	\$750.00
	Soil Erosion & Sedimentation Control: Plan Review - Multi-family (Townhome Developments)	\$750.00
	Soil Erosion & Sedimentation Control: Plan Review - Mixed-Use, Commercial, Institutional, Industrial: Less than 5 acres	\$300.00
	Soil Erosion & Sedimentation Control: Plan Review - Mixed-Use, Commercial, Institutional, Industrial: 5.1 to 25 acres	\$500.00
	Soil Erosion & Sedimentation Control: Plan Review - Mixed-Use, Commercial, Institutional, Industrial: More than 25.1 acres	\$750.00
	Soil Erosion & Sedimentation Control: Plan Review - Logging-Stripping-Clearing (Land Disturbance)	\$100.00 per acre

	Soil Erosion & Sedimentation Control: Plan Review - Water Quality Control	\$80.00 per acre (Two separate \$40 checks made payable to: City of Morrow and Georgia Environmental Protection Division (EPD))
	Residential (One and Two Family Permits): New Construction	\$300.00 minimum (combination permit includes plan review, building and trades of plumbing, electrical, mechanical and sprinkler)
	Residential (One and Two Family Permits): Conditioned Space	\$0.30 per square foot
	Residential (One and Two Family Permits): Additions and renovations, plus applicable trade permits	\$50.00 minimum or \$6 per \$1,000 of construction value
	Residential (One and Two Family Permits): Tree Permit - Private residential lot only	\$50 annually plus \$25 for plan review fee
	Signs: Building, Wall or Fascia Signs: 0 to 150 square feet	\$100.00
	Signs: Freestanding, Stanchion or Monument: 0 to 90 square feet	\$100.00
	Signs: Freestanding, Stanchion or Monument: 91 to 150 square feet	\$200.00
	Signs: Freestanding, Stanchion or Monument: 151 to 200 square feet	\$300.00
	Fees for Books, Manuals, Copies: In house	\$.10 per page
	Fees for Books, Manuals, Copies: Off site by Commercial vendor and Courier if used	Actual costs, as provided for by O.C.G.A. § 50-18-71(c)(2)
	Fees for Books, Manuals, Copies: Postage and Handling	Actual costs, as provided for by O.C.G.A. § 50-18-71(c)(2)
	Zoning/Petitions: Rezoning, Variance, Appeal, Conditional Use - Residential (RS-80, CUPD)/Multi-family, Commercial, Office, Institutional, Industrial Development	\$650.00
	Zoning/Petitions: Rezoning, Variance, Appeal, Conditional Use - Single-Family Residential/Individual Lot	\$150.00
	Zoning/Petitions: Preliminary or Final Plat Reviews - Residential (RS-80, CUPD)/Multi-family, Commercial, Office, Institutional, Industrial Development	\$350.00 (for each submittal)
	Zoning/Petitions: Preliminary or Final Plat Reviews - Single-Family Residential/Individual Lot	\$150.00

	Zoning/Petitions: Limited Use - Residential (RS-80, CUPD)/Multi-family, Commercial, Office, Institutional, Industrial Development	\$650.00
	Zoning Verification Letter	\$35.00
	Coin Operated Amusement Devices	\$350.00 (Conditional Use)

The City of Morrow, Georgia, its Departments, and authorized employees may charge the referenced fees and costs on behalf of the City, as specified pursuant to Code of Ordinances Section 3-4-1 and the Schedule of Fees. Said fees and costs paid shall be remitted to the City of Morrow.

SECTION 2. Codification. This ordinance shall be codified in a manner consistent with the laws of the State of Georgia.

SECTION 3. Severability. If any section, paragraph, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional for any reason by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance, which such portions shall remain in full force and effect.

SECTION 4. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance. The City Clerk is authorized to execute, attest to, and seal any document which may be necessary to effectuate this Ordinance.

SECTION 5. Repeal of Conflicting Provision. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 6. Effective Date. This ordinance shall take effect immediately.

SO ORDAINED this _____ day of _____, 2013.

THE CITY OF MORROW, GEORGIA

BY: _____
JB Burke, Mayor

Attest:

Evyonne Browning, City Clerk
(Seal)

**A RESOLUTION TO ACCEPT THE PUBLIC PARTICIPATION PLAN
AND KICK-OFF THE ZONING ORDINANCE REVISION PROCESS**

WHEREAS, the City of Morrow recognizes that the current Morrow Zoning Ordinance contains conflicts, inconsistencies, and out-dated regulations, which require that it undergo a major revision; and

WHEREAS, the mission statement and objective of the Zoning Ordinance Revision is to create easy-to-read, straight forward regulations that when implemented, will enhance the look and feel of the Morrow community, quality of life, and improve the economic development opportunities for Morrow citizens, business, and patrons; and

WHEREAS, the Planning+Economic Development Department will spearhead the Zoning Ordinance Revision process over the next 8-12 months, based on a public participation plan, which includes a minimum of five (5) public involvement meetings to address citizen and business topics of interest, called modules; and

WHEREAS, the Mayor and City Council will each appoint one (1) stakeholder for the Advisory Board, and

WHEREAS, the Mayor and City Council accept the approach outlined in the “Summary Public Participation Plan Process” and “City of Morrow Zoning Ordinance Revision: Modules” attached herein; and

WHEREAS, the Mayor and Council of the City of Morrow authorizes the Planning+Economic Development Department to proceed with the public participation plan process and move forward with revising the Zoning Ordinance; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council accept the Public Participation Plan and corresponding Modules to begin the Zoning Ordinance Revision process within the City of Morrow.

So Resolved this 14th day of May, 2013.

J.B. Burke, Mayor

ATTEST:

Evyonne Browning, City Clerk
(Seal)