

LOWNDES COUNTY BOARD OF COMMISSIONERS PROPOSED AGENDA

WORK SESSION, MONDAY, JULY 8, 2024, 8:30 A.M. REGULAR SESSION, TUESDAY, JULY 9, 2024, 5:30 P.M. 327 N. Ashley Street - 2nd Floor

- 1. Call To Order
- 2. Invocation
- 3. Pledge Of Allegiance To The Flag
- 4. Minutes For Approval
 - a. Work Session June 24, 2024, Executive Session June 24, 2024, & Regular Session June 25, 2024

Recommended Action:

Approve

Documents:

5. Public Hearing

a. REZ-2024-14 Little, 4253 Corinth Church Rd, ~4.93ac, E-A to R-1, Well and Septic

Recommended Action:

Approve

Documents:

b. TXT-2024-02

Recommended Action:

Board's Pleasure

Documents:

c. Beer, Wine and Liquor License - Susan Clanton of Lake Park Billiards Academy, 5129 Mill Store Road, Lake Park, Georgia

Recommended Action:

Approve

Documents:

- 6. Reports County Manager
- 7. Citizens Wishing To Be Heard Please State Your Name and Address
- 8. Adjournment

LOWNDES COUNTY BOARD OF COMMISSIONERS COMMISSION AGENDA ITEM

Work Session/Regular Session

COUNTY ACTION REQUESTED ON: REZ-2024-14 Little, 4253 Corinth Church Rd, ~4.93ac, E-

HISTORY, FACTS AND ISSUES: This request represents a change in zoning on the subject property from E-A (Estate Agricultural) zoning to R-1 (Low Density Residential) zoning. The general motivation in this case is for the applicant to subdivide the property into conforming lots for individual residences. The subject property possesses road frontage on Corinth Church Road and Peat Moss Road, both locally maintained County Road, and is within the Urban Service Area and Rural Residential Character Area.

The TRC analyzed the request, the standards governing the exercise of zoning power set forth in 10.01.05 of the ULDC, and factors most relevant to this application, including the neighboring land use, lot sizes, and zoning pattern, the lack of available utilities, and therefore recommends approval of the request for R-1 zoning.

At the June meeting, the GLPC heard the request, and voted unanimously (8-0) to recommend Approval.

OPTIONS: 1) Approve

A to R-1, Well and Septic

2) Approve with Conditions

3) Table

4) Deny

RECOMMENDED ACTION: Approve

<u>DEPARTMENT</u>: Planning/Zoning <u>DEPARTMENT HEAD</u>: JD Dillard

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

Letter of Intent 4253 Corinth Church Rd, Lake Park

Lowndes County Zoning Board,

Hello, my name is Erik Little and I reside at 4253 Corinth Church rd where I have lived with my family for over 3 years. I am writing this letter of intent to give the board an understanding of my goals and why I feel that my property should be permitted to be rezoned. I currently have 4.933 acres of land with my primary home and a few storage buildings/sheds in the back of a heavily treed property. The current home feels very cramped to my wife and I as we have 6 children total and although some are grown but still visit frequently. Our current farm house is also older and in need of renovations.

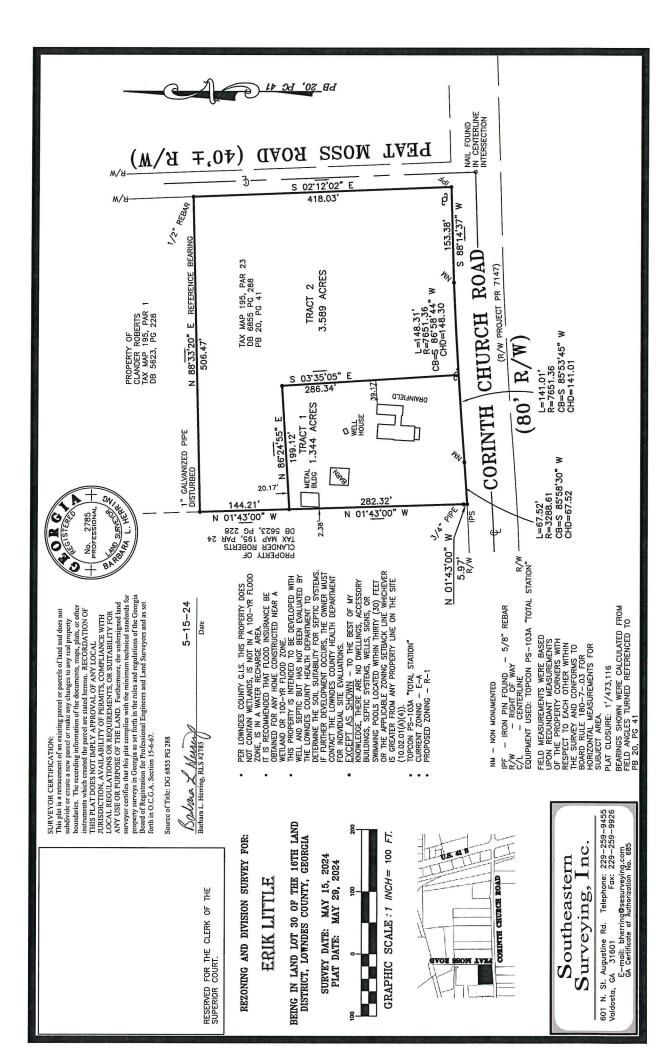
To solve our need for more space and our want for a new home, we want to rezone the land to Residential 1 so that we can divide the land into two parcels. We are wanting to build a home under 2000 sq feet on the new parcel and then plan is to keep both homes and renovate the older one once we move into the new one. The older home will serve as a residence for our older children, in addition possibly to aging parents and guests, so the house would definitely be lived in and upkept.

I feel that the rezoning should be permitted as it adheres to the stated goals of the Greater Lowndes Comprehensive Plan as outlined on page 121 where it talks about the Rural residential character area. The lots will still be large and have lots of open space with a high degree of building separation. We are also aiming to keep the heavily treed look of the land which again, ties into the goal of maintaining the rural atmosphere. We are planning to have a southern architecture to the new house which also keeps with the stated goals of the developmental strategy as outlined on page 121. In addition, there are several neighboring properties who have already achieved the R1 zoning so that our rezoning would be in keeping with what has already been established by the county and our neighborhood.

I appreciate your time to review this request and look forward to your response.

Sincerely,

Erik Little

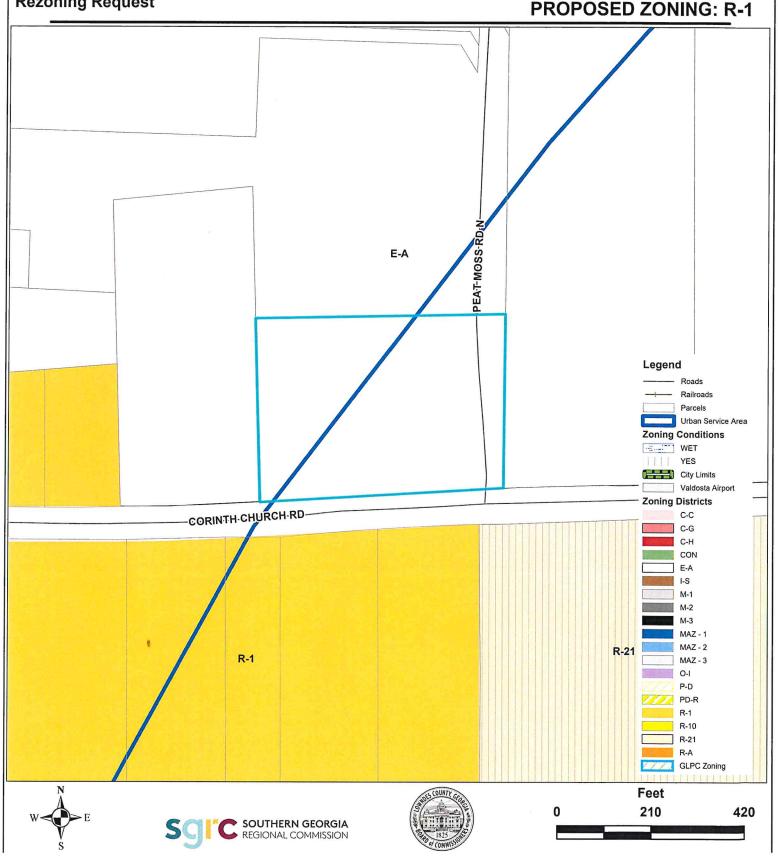


REZ-2024-14

Zoning Location Map

Erik Little Rezoning Request

CURRENT ZONING: E-A PROPOSED ZONING: R-1

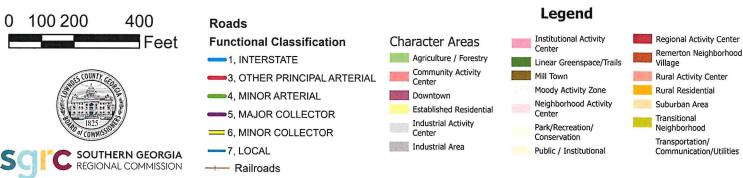


REZ-2024-14

Future Development Map

Erik Little Rezoning Request



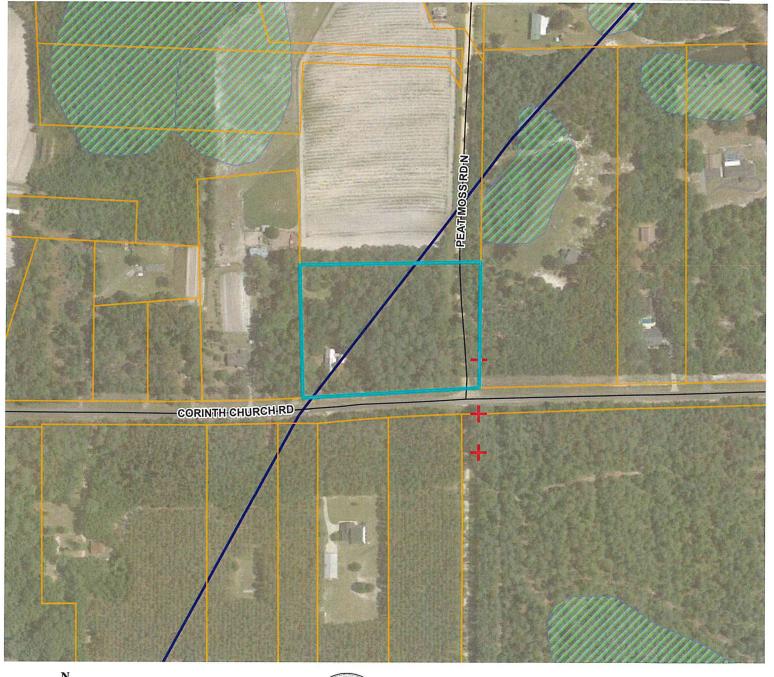


REZ-2024-14

WRPDO Site Map

Erik Little Rezoning Request











LOWNDES COUNTY BOARD OF COMMISSIONERS COMMISSION AGENDA ITEM

SUBJECT: TXT-2024-02

DATE OF MEETING: July 9, 2024

Work

Session/Regular

Session

BUDGET IMPACT: N/A FUNDING SOURCE:

- () Annual
- () Capital
- (X) N/A
- () SPLOST
- () TSPLOST

COUNTY ACTION REQUESTED ON: TXT-2024-02

HISTORY, FACTS AND ISSUES: ULDC Text Amendment TXT-2024-02 includes general amendments to the Code regarding duplicate definitions, standards eligible for variance and administrative waiver requests, regulation of signage, future text amendment procedures, alignment of technical standards between codes, and administrative and/or clerical changes. To help organize these amendments, they have been grouped together and organized by number. Short versions of the proposed amendments are included as a part of this case in strike-through and underline format. For reference, a timeline of previous and planned actions and additional background on the groups is also attached. The TRC considered the proposed amendments, and found no technical objections. Based on updates and direction from the County Attorney and County Leadership, Planning Staff and the GLPC recommend approval of Amendments 1,2, 3, 6, and 7.

Completed:

- 6/3/24 Application Deadline
- 2. 6/2024 Attorney Review
- 3. 6/11/2024 TRC Review
- 4. 6/2024 VDT Advertisements Published (Public Notice)
- 5. 6/12/2024 TRC E-mail Drafts
- 6. 6/17/2024 GLPC WS (Public Meeting)
- 7. 6/18/2024 TRC Recommendation
- 8. 6/2024 Contact GLPC, ZBOA, Chamber, HBA, VLDA, Moody AFB
- 9. 6/24/2024 GLPC (Public Hearing and Public Meeting)

Planned:

- 1. 6/2024 TBD Website Update
- 2. 7/8/24 LCBOC WS (Public Meeting)
- 3. 7/9/24 LCBOC (Official Public Meeting and Public Hearing)
- 4. TBD Website Update

OPTIONS: 1. Approve

2. Board's Pleasure

RECOMMENDED ACTION: Board's Pleasure

DEPARTMENT: Planning/Zoning

DEPARTMENT HEAD: JD Dillard

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS: Staff recommends Approval of Amendments 1, 2, 3, 6, and 7

Amendment #1

1.09.02 Definitions

Add a new definition for:

<u>Parent tract or parcel.</u> A Lot of Record as of the original adoption date of the ULDC, May 9th 2006.

9.01.00 Nonconforming lots, structures, and uses

9.01.02(B)

Insert the following before the colon in 9.01.02(B);

"; provided however, the required setback shall not be less than eight (8) feet"

9.02.00 Variances

9.02.02 Types of Variances

A request for a variance shall be limited to regulations within Chapters 3, 4, 5, 6, and Chapter 9 Section 9.01.00 in this ULDC under the authority of the Lowndes County Board of Commissioners except Appeals of Administrative Actions which shall be governed by Section 10.04.00 and Land Disturbance regulations as approved by EPD which shall be governed by Appendix A.

A Variances shall not be allowed from the requirements set forth in Chapters 1, 2, 7, 8, 10, and Sections 9.02.00, 9.03.00, and 9.04.00 of Chapter 9.

- B. Variances shall be allowed from the requirements set forth in Chapters 3, 4, 5, 6, and Section 9.01.00 of Chapter 9; provided however:
 - 1. Setbacks set forth in Chapters 4, 5, and 9 shall not be less than eight (8) feet.
 - 2. The number of lots on a cul-de-sac allowed by Chapters 4 and 6 shall not be increased.
 - 3. The Minimum Lot Area required by Chapter 4 shall not be less than 80% of the otherwise required minimum lot area.

C. Appeals of Administrative Actions shall be governed by Section 10.04.00 and Land-Disturbing Activity (defined in Appendix A), shall be governed by Appendix A.

9.03.00 Administrative Waiver

9.03.01(A) . . . provided one of the following standards is met <u>and the reduction does not result in</u> a setback of less than eight (8) feet from a property line:

Amendment #2 LCBOC / GLPC

Show sections below in full with the following modifications:

Table 10.01.03 – Delete the X on the line for Amendments to the ULDC in the Planning Commission column

- Add "text" to the line for Amendments to the ULDC

10.01.05(D) - 2. The recommendation of the Planning Commission;

10.02.07 - No changes at this time

Amendment #3 Duplicate Definitions

The intent with this amendment is to eliminate duplicate definitions in Chapter 1 and Appendix A.

Amendment #4 Signage

The intent with this amendment is to address certain signage. Staff recommends holding this amendment for further consideration.

Amendment #5 Bold v Capital

The intent of this amendment was to address how a ULDC defined term appears in the code. Staff recommends pulling this amendment.

Amendment #6 Minor

The intent with this amendment is to change the multiple ZBA references in the ULDC to ZBOA (ZBA to ZBOA).

Amendment #7 Cul-de-sac Radius

The intent of this amendment is to address recent changes in the International Fire Code (IFC). The IFC updates the cul-de-sac pavement to 96'. The ULDC currently has an 80' standard. Engineering has recommended 100' to help with design and construction.

6.01.02 Streets and Rights-of-Way

- F. Design Standards
- 2. Cul-de-sacs
- 6.01.02(F)(2)
- (b) right-of-way . . . one-hundred twenty (120) 100 feet.
- (c) paving . . . one-hundred (100) eighty (80) feet.
- (d) temporary . . . one-hundred (100) eighty (80) feet.

Future Consideration: Utilities Connections Requirements and Base Standards

The original intent of this amendment was to add a utilities connection base standard to the proposed list in Amendment #1 (9.02.02(B)). Researching this base standard resulted in a healthy amount of discussion of various water and sewer connection related standards. Staff chose to pull this amendment to allow for more research and discussion.

LOWNDES COUNTY BOARD OF COMMISSIONERS COMMISSION AGENDA ITEM

SUBJECT: Beer, Wine and Liquor License - Susan Clanton of Lake Park Billiards Academy, 5129 Mill Store Road, Lake Park, Georgia	
DATE OF MEETING: July 9, 2024	Work Session/Regular Session
BUDGET IMPACT:	
FUNDING SOURCE:	
() Annual () Capital () N/A () SPLOST () TSPLOST	
COUNTY ACTION REQUESTED ON: Beer, Wine and Liquor License - Sus	an Clanton of Lake

HISTORY, FACTS AND ISSUES: Susan Clanton of Lake Park Billiards Academy, located at 5129 Mill Store Road, Lake Park, Georgia, is requesting a license for the sale of beer, wine and liquor for consumption on premises. This is due to a change of ownership. The ordinance and guidelines for approval of the license have been met. All forms are attached and upon approval by the Board, the license will be granted.

OPTIONS: 1. Approve the Beer, Wine and Liquor License.

Park Billiards Academy, 5129 Mill Store Road, Lake Park, Georgia

2. Board's Pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: Finance

DEPARTMENT HEAD: Stephanie Black

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

Alcoholic Beverage License Application Lowndes County Board of Commissioners Finance Department – Licensing Division

Before completing this application, you must verify that the proposed location of your establishment is located in unincorporated Lowndes County.

TYPE OF LICENSE(s) APPLIED FOR (check all that apply):	
[] Retail Dealer – Off Premises Consumption (Malt Beverages)	
[] Retail Dealer – Off Premises Consumption (Wine)	
[] Retail Dealer – Off Premises Consumption (Distilled Spirits)	
[] Retail Dealer – Off Premises Consumption (Sunday Sales)	
[/]/Retail Consumption Dealer – Consumption on Premises (Malt Bevera	ges)
[/] Retail Consumption Dealer – Consumption on Premises (Wine)	
Retail Consumption Dealer – Consumption on Premises (Distilled Spir	i̯ts)
Retail Consumption Dealer – Consumption on Premises (Sunday Sales	<u>;</u>)
[] Wholesaler – Malt Beverages with warehousing in Lowndes County	
[] Wholesaler – Malt Beverages without warehousing in Lowndes Count	:у
[] Wholesaler – Wine with warehousing in Lowndes County	
[] Wholesaler – Wine without warehousing in Lowndes County	
[] Wholesaler – Distilled Spirits with warehousing in Lowndes County	
[] Wholesaler – Distilled Spirits without warehousing in Lowndes Count	1
[] Alcoholic Beverage Catering License	

1.

No retail dealer licensee shall hold any retail consumption dealer license for the same location, and vice versa; and no wholesale dealer licensee shall hold any retail dealer license or retail consumption dealer license for the same location.

2. Official Legal Name of Entity or Person seeking the License(s) (the "Applicant"):
Susan clanton
3. Applicant's Business or Trade Name (if different than official legal name):
Lake park Billiards Academy
4. List any aliases, tradenames, or other names under which the Applicant is known or conducting business, or has been known or conducted business during the past three years:
•
5. If Applicant is an Entity, Full Name of the Individual Making this Application for the Applicant:
6. Street Address of establishment for which license is sought: 5189 MILLS FORE Rd. Lakepark, CAA 31036
7. Street Address of Applicant's Primary Place of Business, if different from question #6 above:
8. Describe the type of establishment to be operated pursuant to the license applied for and the category(ies) of alcoholic beverage related functions and activities to be conducted at such establishment. [Attach additional pages if more space is needed]
Billiard room with food serving beer,
wine and liquer.

school building, educational building, school grounds or college campus. Those distances are measured from the door of the licensed establishment to the nearest street, thence along said street to the nearest point of any church building, school building, educational building, school grounds or college campus. List below the name and street address of the nearest church and the nearest educational facilities to the proposed establishment including the address. church: NIA Francis Lake 1st Baptist Preschool

School, college or other educational facility or grounds: NIA abiding

Faith Bible Ministry 10. Has the Applicant or the establishment to be licensed been denied or had revoked an alcohol license by Lowndes County within the preceding twelve (12) months? [] YES [] NO If yes, please explain. [Attach additional pages if more space needed] 11. Has the Applicant, any person identified in question 12 below, or any employee of the establishment for which licensure is being sought ever been refused a license related to alcohol or had such license suspended or revoked (either by Lowndes County or another jurisdiction)? [] YES [y NO If yes, state the month and year of such occurrence, the jurisdiction, and the circumstances. [Attach additional pages if more space needed] [/] Individual 12. Type of Legal Entity [] Partnership applying for license: [] Joint Venture [] Corporation [] Firm [] Association [] Limited Liability Company (LLC) [] Other: ___

9. Lowndes County's alcohol ordinance prohibits the distribution, sale or consumption of alcoholic beverages within 300 feet of any church building. The ordinance also prohibits the distribution, sale or consumption of wine or malt beverages within 100 yards, or of distilled spirits within 200 yards, of any

principal officers. [Attach additional pages if r	more space is needed]
Member Name	Address
Member Name	Address
Member Name	Address
Manager Name	Address
Manager Name	Address
Officer Name	Address
Officer Name	Address
	non-natural person, list the names and addresses of all the thers having management, control or dominion over such
Sysan Clanton Name	Mashville Enigma Address Rd. Nashville, GA 31630
Name	Address
Name	Address
Name	Address

If the Applicant is a limited liability company, list the names and addresses of the three (3) members owning the largest amounts of ownership interest and the names and addresses of any managers or

13. Has the Applicant, any person listed in question 12 above, or any employee of the applicant's establishment ever been convicted of a felony? [] YES [] NO
14. Has the Applicant, any person listed in question 12 above, or any employee of the Applicant's establishment been convicted within the previous five (5) years of a misdemeanor or of any other violation involving gambling, the Georgia Controlled Substances Act (or similar laws of another jurisdiction), prostitution, sex offenses, adult entertainment laws, rules or regulations, or offenses involving moral turpitude? [] YES [/] NO
15. Has the Applicant, any person identified in question 12 above and each employee of Applicant's establishment attach a fully completed and executed consent statement for necessary investigation reports? (see attachment A) [/] YES [] NO
16. If the establishment for which a license is sought is or was licensed under the Lowndes County Alcohol Ordinance (or any previous ordinances or resolutions pertaining to alcoholic beverages), present details of how the Applicant has or will acquire the establishment, including on what terms and conditions. Further, describe in detail any familial, business, investment, debtor/creditor, or other relationship the Applicant may have or have had during the past three (3) years with the current or former licensee or establishment owner, and in each case with any person identified in question 12 above. [Attach additional pages if more space is needed]
Durchased from previous owner. Business RelationShip.
17. Has the individual making this application attached a fully completed and executed affidavit (see attachment B) verifying his or her legal presence in the U.S., and also presented as his or her identification an original of one of the following current and valid "secure and verifiable documents" under O.C.G.A. § 50-36-1: driver's license issued by one of the states or territories of the U.S. or Canada; U.S. or foreign passport; picture I.D. issued by one of the states or territories of the U.S.; U.S. Certificate of Citizenship or Naturalization; or U.S. Permanent Resident Card or Alien Registration Receipt Card? [] YES [] NO
18. Is there attached a fully completed and executed affidavit verifying compliance by the Applicant with the federal work authorization program? (see attachment C or D) [v] YES [] NO

NOTE: The Applicant may be required to submit further information or documentation as requested by

the County.

CERTIFICATION REGARDING APPLICATION

Personally, appeared before the undersigned officer of affiant, who after first being duly sworn, hereby of L	
authorized to make and execute this application on says and certifies as to each of the following:	behalf of the Applicant, and further hereby affirms,
I have read and understand the Lowndes County Alc employees of the establishment for which licensure regulations of that Ordinance.	
I will ensure that the establishment for which licensu laws, rules and regulations of the United States, the sor which may hereafter be enacted as relates to t beverages.	State of Georgia and Lowndes County, now in force
I understand that any license issued is valid for a per December 31 st , that no license shall be assignable or t location, and that no portion of the license fee shall be license year or should the establishment close.	ransferrable either to a new licensee or for another
The information, documents and statements made or thereof or supplementary thereto is in each case accur false or fraudulent statements and/or representation me to criminal and/or civil penalties including a fine and	ate and complete. I further understand that making s in or with respect to this Application may subject nd/or imprisonment.
Submitted herewith is the sum of \$ 2675.	
certified funds, or cash] which includes the license fee	
fee. I understand that, should the Application be der	
and that the administration fee is non-refundable	
TWO ON	Susan Clanton-Susan clarte
> 2:00	Signature of Individual Making this Application
Swern to and subscribed before me	Date: 5-20-2024
(according to the second	Date
Motary Public	

My commission expires: 11-15-27

