

The following constitutes the agenda for the regular scheduled meeting of the Board of Commissioners of Walker County, Georgia to be held at 6:30 p.m. on November 14, 2024

REGULAR SCHEDULED MEETING

• **Invocation & Pledges**

• **Chairman Whitfield will Call to Order the Regular Meeting**

• **Establish a Quorum is present**

• **Approve Agenda**

• **Approve Minutes**

Minutes for the Regular Scheduled Meeting Held on October 24, 2024 at 6:30 p.m.

• **Public Hearing - Ordinance Amendments**

Ordinance O-01-24 to Amend the Land Use Code (tabled on 10/24/24)

Ordinance O-02-24 to Amend the Alcoholic Beverage Code

Ordinance O-03-24 to Amend the Animal Code

• **Public Comment**

• **Unfinished Business**

Ordinance O-01-24 to Amend the Land Use Code (tabled on 10/24/24)

• **New Business**

Ordinance O-02-24 to Amend the Alcoholic Beverage Code

Resolution R-041-24 to Authorize the Filing of an Application with the Georgia Department of Transportation for Public Transportation Assistance

Resolution R-042-24 to Enact a Temporary Moratorium on the Acceptance of Permits Regarding Solar Energy Systems

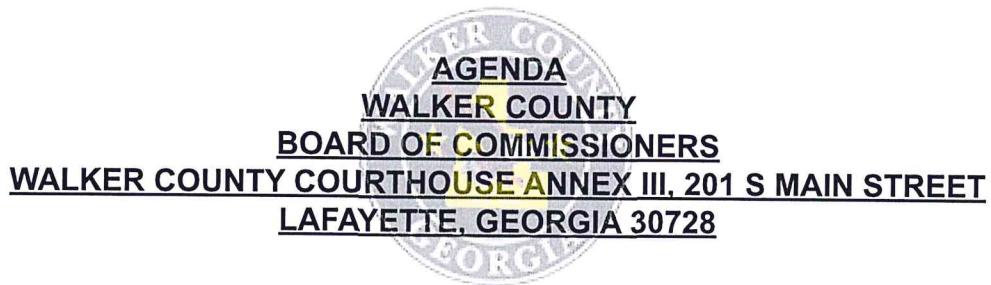
Resolution R-043-24 to Repeal a Temporary Moratorium on the Acceptance of Applications for New Licenses for Retail Package Sales of Distilled Spirits

Resolution R-044-24 to Authorize Participation in the ACCG - Interlocal Risk Management Agency Supplemental Medical, Accident, and Disability Fund: First Responder PTSD Program

Memorandum of Agreement by and between Georgia Department of Transportation and Walker County for Right of Way

Memorandum of Understanding between the Cottage of Walker, Dade, Catoosa and Chattooga Counties, Inc and the Walker County Board of Commissioners

Grant of Easement between Garrison Investments, LLC and Walker County, Georgia



Purchase Order 2025-00000243 for \$34,658.24 to Point Security Inc for courthouse security equipment (*Funding from ARPA*)

FY 2024 Edward Byrne Memorial Justice Assistance Grant (JAG) - Local Solicitation

October 2024 Department Statistics

- **Commissioner Comments**
- **Executive Session** (if necessary)
- **Adjourn**

NEXT MEETING - 6:30 P.M. ON THURSDAY, DECEMBER 19



Walker County Governmental Authority

101 South Duke Street, P.O. Box 445

LaFayette, GA 30728

706-638-1437

Minutes of the Regular Meeting

October 24, 2024 - 6:30 PM

I. Call to Order:

Chairman Shannon Whitfield called to order the Public Hearing of the Board of Commissioners held at Annex III, 201 S. Main Street, LaFayette, Georgia at 6:30 PM on October 24, 2024.

II. Attendees:

The following were present: Chairman Shannon Whitfield, Commissioner Robert Blakemore, Commissioner Mark Askew, Commissioner Brian Hart, Commissioner Robert Stultz, Legal and Policy Director David Gottlieb, Deputy Clerk Jessica Staton, Animal Shelter Director Emily Sadler, Animal Control Manager Tyler Bishop, Planning and Zoning Director Jon Pursley, Landfill Director Paine Gily and Communication Specialist Dakiya Porter. Other guests signed in at the meeting as well. Please see the attached sign in sheet.

III. Approval of Agenda:

Chairman Whitfield made a motion to table the Public Hearing and New Business for Ordinance O-01-24 to Amend the Land Use Code, as well as remove the Hawks Ridge rezoning request and McLemore special use permit request from the Public Hearing and New Business. Commissioner Hart made a motion to approve the agenda with the modifications, seconded by Commissioner Stultz, 4 ayes and 0 nays, motion carried.

IV. Approval of Minutes:

Commissioner Hart made a motion to approve the minutes of the Regular Scheduled Meeting held September 12, 2024 at 6:30 p.m., seconded by Commissioner Stultz, 4 ayes and 0 nays, minutes were approved unanimously.

V. Public Hearing (Ordinance Amendments):

Chairman Whitfield presented a Statement on Public Meeting Decorum (attached).

- A. Ordinance O-01-24 to Amend the Land Use Code
 - 1. Tabled earlier in the meeting
- B. Ordinance O-02-24 to Amend the Alcoholic Beverage Code
 - 1. Chairman Whitfield stated this is the first public hearing on this matter and that it will be presented again at the November Board of Commissioners meeting.
 - 2. Jamey Hulsey questioned why a change was being made in the ordinance.
 - 3. Planning Director Jon Pursley explained that originally five stores were allowed per district. Currently there are three stores in District 1, three in District 2, one in District 3, and two in District 4. This will reduce the amount of stores in each district and extend the distance between the stores. The county wants these stores to be successful.
 - 4. Ned Yates questioned if this ordinance would apply to outdoor wineries and the Board confirmed that it would not and it would only apply to retail package sales of distilled spirits.
 - 5. Scott McNabb asked if the Planning Commission had a chance to offer a recommendation. The Board replied this matter does not go before the Planning Commission.
- C. Ordinance O-03-24 to Amend the Animal Code
 - 1. Chairman Whitfield announced this is also the first public hearing on this matter and the Board would present it again on the agenda for the November meeting. No action would be taken tonight on this ordinance.
 - 2. Tim Bennett questioned if this would affect existing animals that are personally owned that are not spayed or microchipped. Chairman Whitfield referred Mr. Bennett to County Attorney David Gottlieb, who asked Animal Control Manager Tyler Bishop and Animal Shelter Director Emily Sadler to speak on the matter.

They stated this ordinance is not a door to door regulation, this is to help the county. The enforcement action would be for habitual offenders in the county.

3. Ned Yates questioned if county officials would need warrants to enter a citizen's property.
4. Janice Williams expressed her support for this ordinance. She also stated that she would like to see an ordinance for "backyard breeding".
5. Gary Williams stated he thinks this ordinance is a government overreach.
6. Debra Corson expressed that five years ago the shelter was in poor condition and stated that it is not that way now. She says Shelter staff are wonderful. She talked about over population and commented that she would like to see a mandatory spay and neuter program.
7. Danny Dupree stated this ordinance needs to be very specific. He expressed that he feels that people need to focus on the problem people.
8. Ricky Austin stated that he thinks if they are not adopted as puppies, he thinks we should solve the problem and not cost the taxpayers money.
9. Kenneth Wilson expressed that he does not want county officials to come onto his property without his permission. He stated he wished there was as much emphasis on the unborn children as there is on the unwanted animals.
10. Tim Weathers expressed his opposition to the ordinance. He wants the county to fine these people and/or put them in jail and not punish the people that are not causing problems.
11. Tyler Bishop spoke about instances of a citizen that he dealt with that has three litters of puppies, she has paid her fines and continues to be a burden on the shelter and animal control. He urged that for instances like this we need an ordinance in place.

VI. Public Hearing (Planning & Zoning):

- A. Teresa Huddleston requested a variance for property located at 131 Stone Creek Road, Rising Fawn, GA 30738. Tax map & parcel number 0-227-006.
 - a. Her application was withdrawn.
- B. Travis Pozzobon requested a variance for property located at 14491 Hwy 151, Trion, GA 30753. Tax map & parcel 0-486-010.
 - a. Travis Pozzobon stated he moved here about ten months ago, purchased 3.5 acres and a brand new mobile home. He said he is in financial hardship and wants to sell off one acre of his land to help his hardship.
- C. Genelle Harris requested a rezone from A-1 (Agriculture) to R-2 (Residential) for property located at 657 Cannon Road, Lafayette GA 30728.
 - a. Melissa Hulsey questioned the total acreage of this piece of property. Planning Director Jon Pursley stated it is approximately 8 acres. Mrs. Hulsey questioned the zoning of surrounding properties and stated she is not against the rezoning but she wanted to remind the Board she's in favor of protecting Ag land.
 - b. Stevie Harris stated this is his mother's property and she is just wanting to split the seven acres between her three grandchildren.
- D. Hawks Ridge Holdings LLC requests a partial rezone from C-1 (Commercial) to PUD (Planned Unit Development) for property located at 180 Hutcheson Dr/104 Quarter Street, Rossville GA 30741. Tax map & parcel number 0-119-002 & 002A.
 - a. Removed from agenda.
- E. McLemore Club LLC requests a special Unit Permit Class 3 for a shooting range property located at 23145 Hwy 157, Menlo, GA 30741. Tax map & parcel number 0-385-006.
 - a. Removed from agenda.

VII. Public Comment:

1. Chairman Whitfield presented a Statement on Public Meeting Decorum (attached).
2. Janice Williams spoke about spaying and neutering and the medical risks an animal has when it is not spayed/neutered.
3. Scott McNabb spoke about McLemore. He stated he believed McLemore met zero criteria for the Planning and Zoning ordinance. He referred to the tax parcel map and permit in his public comments. He wanted to make it known that Walker County residents were upset and that he was upset with this request.
4. Jay McClure spoke about the firing range in reference to McLemore. He owns property ½ mile from McLemore. Mr. McClure referenced county code 22-321. He stated the application from McLemore does not meet any of the requirements and he is submitting a notice of constitutional challenge.
5. Kathy McClure spoke about procedural irregularities. She stated that she didn't think the Board had the authority to make decisions on the McLemore shooting range. She also spoke about the Planning Commission meeting and questioned whether the item had been withdrawn or denied. Commissioner Askew responded that item 10 on page 7 of the Enabling Act puts everything planning and zoning under the Board.
6. JL Compton spoke about the special use permit for McLemore. He owns neighboring property to McLemore. He asked the Board of Commissioners how they would feel if this was placed in their backyard. He stated he is upset and this would ruin the way of life for him and his family. He

stated that when this comes before the Board that he wants them to think of him, his family and all the other families around.

7. Kurk Weatherman stated he is opposed to the shooting range by McLemore and the shots would drive him out. He believes allowing the shooting range would affect property values for all the neighboring citizens. He stated he has not seen the Board or Planning Commission do any due diligence.
8. Tim Marlow stated his opposition to the shooting range being proposed by McLemore. He claimed that the shooting range would affect the wildlife. He also questioned that in the event of an emergency, how long would it take for first responders to get to the scene.
9. Steve Bridges spoke about the result in a fundamental change of the quality of life. He talked about the dove shoot and the impact that it has when that is going on. Mr. Bridges also questioned if McLemore would have to restart their application process if they would like to proceed with the shooting range, Chairman Whitfield replied that it has been removed from the agenda and no action will be taken on this matter at this meeting.
10. Trey Coming expressed his opposition in the sporting range for McLemore. He has 60 acres with 11 cabins south of McLemore. He stated his concern that this will affect his ability to rent his cabins and claimed the shooting would sound like a war zone if approved.
11. Connie Bradshaw with LMJC Wellness Court and Shelly Rhodes (RCO Recovery advocate) came forward to request a budget change. She referred to an email she sent to each of the Board members. Chairman Whitfield stated he would get with her to discuss the proper channels for placement on the agenda.
12. Cal Hart came forward to speak on behalf of his wife, a retired combat veteran regarding the shooting range for McLemore. He stated that the shooting range will have a negative impact on her. They moved to this area because it was quiet. She will not be able to handle the noise and this will also affect property values if approved.
13. LD Miller stated we do not need a shooting range on the mountain. He claimed this will cause extra traffic, more pollution, unnecessary noise, and a devalue in properties. He stated he is one of the largest land owners on the mountain.
14. Melissa Hulsey asked for closure regarding the hotel/motel tax and referenced the Board of Commissioners meeting on September 12, 2024. She stated she believed the hotel/motel tax for McLemore was approved for financing.
15. Tim Bennett came forward to discuss the courthouse cellphone ban. He thanked David Gottlieb and Chairman Whitfield for their time and attention to this matter.
16. Amanda Heapes discussed her opposition to the shooting range at McLemore. She talked about the noise pollution and potential lead into the water sources. She mentioned that there was no water up on the mountain, so their well water would be polluted. She told the Board to consider the health and well being of the citizens when this is brought to them. Ms. Heapes stated please educate yourself on the contamination of lead.
17. Jamey Hulsey came forward to talk about McLemore. He questioned who is considering the local citizens and wants applications to be properly processed.
18. Kyla Compton came forward with concerns regarding the 50 ft easement of McLemore and the adjoining properties. Mrs. Compton questioned why the buffers started at the property lines and not the easements since this was for safety. She stated many concerns that she felt were important regarding safety. She also inquired what the time limits were with the application process and whether they would have to restart the process over since they withdrew.
19. Roy Hambrick discussed his opposition to the McLemore shooting range. He stated he grew up near a shooting range and thinks this should not be around children. He insisted that ricocheted bullets would be a concern for nearby houses. This would not be a benefit for this country.
20. Ned Yates came to mention that we have a lot of stray animals and that he believes the county needs to think about euthanizing them. He then went on to say that he is not anti guns and he loves firearms, but he is opposed to the McLemore shooting range. He expressed his concern for the lead pollution and disruption to wildlife.
21. Robbie Tate stated that Foster Mill Drive was paved and that they did a great job. He thanked the Board. He talked about the withdrawal for the McLemore shooting range. Mr. Tate then asked about outstanding invoices with the Department of Children and Family Services Foster Care Program.
22. Jon Pursley clarified that McLemore has to sit out six months before they can reapply after the withdrawal.
23. Randy Pittman with the Walker County Historic Commission came forward to discuss wreaths being distributed at the National Cemetery. He asked the public to make a \$10 donation per wreath. Wreaths will be distributed on December 12th at the National Cemetery.

Chairman Whitfield called for a 10 minute recess at 8:30 p.m.

Chairman Whitfield called the meeting back to order at 8:40 p.m.

VIII. Public Comment: (Continued)

1. Rusty Hayes approached the podium and questioned why the document from the Planning Commission concerning McLemore shooting range says it was denied due to the ordinance requiring a plan showing a 500 ft buffer and it was not provided.

IX. New Business:

1. Ordinance O-01-24 to Amend the Land Use Code
 - a. Tabled earlier in the meeting

2. Resolution R-034-24 to Repeal a Temporary Emergency Moratorium on the Acceptance of Applications Regarding Solar Energy Systems.
 - a. Commissioner Hart questioned the time limit on the moratorium and how long the Board would have to table the resolution and still be able to move forward without restarting the process.
 - b. The Board referred to the county attorney, David Gottlieb, who confirmed that he did not think tabling it for a short period of time would affect the moratorium.
 - c. Commissioner Blakemore motioned to table this Resolution, Commissioner Stultz seconded the motion. 4 ayes, 0 nayes unanimously tabled
3. Resolution R-035-24 to Provide a Local Match for a Historic Preservation Commission Grant.
 - a. John Culpepper, Chairman of Walker County Historic Preservation Commission (HPC), came forward to speak about the need for this agreement. The HPC was inactive for several years and lost its status as a Georgia certified local government to be eligible for historic preservation grants. He stated that they have certain deadlines that the commission has to have met and they need to proceed with the process.
 - b. Commissioner Stultz complimented the HPC and told them that they have done a great job.
 - c. Commissioner Hart made a motion to approve, Commissioner Askew seconded the motion. 4 ayes, 0 nayes Resolution unanimously approved.
4. Resolution R-036-24 to Revise the Regular Meeting Calendar for 2024
 - a. Motion to approve by Commissioner Hart, Seconded by Commissioner Stultz. 4 ayes, 0 nayes. Motion approved unanimously.
5. Resolution R-037-24 to Establish the County Holiday Schedule for 2025
 - a. Motion to approve by Commissioner Blakemore, seconded by Hart. 4 ayes, 0 nayes. Motion approved unanimously.
6. Resolution R-038-24 to Declare Fire Rescue Property as Surplus and Removed from the County Inventory.
 - a. Chairman Whitfield stated that this piece of equipment would be donated to the City of Lookout Mountain. This keeps it in our county and helps a local city get the rest of the life out of the equipment as our county grew a need for more updated equipment.
 - b. Commissioner Askew motioned to approve, seconded by Commissioner Hart. 4 ayes, 0 nayes. Motion approved unanimously.
7. Resolution R-039-24 to Rescind Approval of an Intergovernmental Agreement with the City of Rossville for Recreation Services.
 - a. Commissioner Blakemore motioned to approve, Commissioner Hart seconded the motion. 4 ayes, 0 nayes. Motion approved unanimously.
8. Resolution R-040-24 to Declare Property from the Sheriff's Office as Surplus and Removed from the County Inventory.
 - a. Commissioner Blakemore motioned to approve, Commissioner Hart seconded the motion. 4 ayes, 0 nayes. Motion approved unanimously.
9. Resolution R-041-24 to Appoint A Member to the Walker County Board of Assessors
 - a. Chairman Whitfield made a motion to appoint Jamie Bennett, Commissioner Hart seconded the appointment. 4 ayes, 0 nayes. Appointment unanimously approved.
10. License and Access Agreement with the Georgia Department of Natural Resources
 - a. Commissioner Hart motioned to approve, Commissioner Stultz seconded the motion. 4 ayes, 0 nayes. Unanimously approved.
11. Memorandum of Understanding with the City of Chickamauga for Sheltering and Mass care Facilities. Video at 2:22:12
 - a. Commissioner Askew made a motion to approve, Commissioner Blakemore seconded the motion. 4 ayes, 0 nayes. Memorandum unanimously approved.
12. Federal Transit Administration Title VI Program - Walker County Public Transit
 - a. Commissioner Blakemore made a motion to approve the Title VI Program, Commissioner Stultz seconded the motion. 4 ayes, 0 nayes. Unanimously approved.
13. Purchase Order 2025-00000123 Approval to R & R Erectors, Inc. for \$67,123.00, from the 2020 Landfill SPLOST allocation for repairs to the landfill transfer column, installation of fans, and installation of a new concrete wall
 - a. Paine Gily came forward to discuss the Purchase Order request. He stated that damaged sections of columns at the transfer station will be repaired. The plan is to construct a wall to protect the columns from future damage.
 - b. Commissioner Hart asked Paine about the thickness of the wall that will be built.
 - c. Commissioner Stultz made a motion to approve, Commissioner Askew seconded the motion. 4 ayes, 0 nayes. unanimously approved
14. Purchase Order 2025-00000124 Approval to R & R Erectors, Inc for \$15,562.58, from the 2020 Landfill SPLOST allocation for the installation of new wall sheets for the Transfer Station.
 - a. Paine Gily stated the plan is to replace some paneling and do some repairs that have been damaged by wind, equipment, etc. The building was built in 1998, so it has had its amount of wear and tear. This is just to make some good repairs to help us preserve what we have.

- b. Commissioner Blakemore made a motion to approve, Commissioner Stultz seconded the motion. 4 ayes, 0 nayes. unanimously approved
- 15. Teresa Huddleston requests a variance for property located at 131 Stone Creek Road, Rising Fawn, GA 30738. Tax & Parcel number 0-227-006.
 - a. Request withdrawn prior to the Planning Commission vote.
- 16. Travis Pozzobon requests a variance for property located at 14491 Hwy 151, Trion, GA 30753. Tax map & parcel number 0-486-010.
 - a. Jon Pursley stated that the Planning Commission did recommend to deny this request due to not being in compliance with A-1.
 - b. Commissioner Hart questioned if it was all A-1 that bordered this property and Mr. Pursley confirmed that this property is bordered by A-1.
 - c. Commissioner Hart made a motion to deny this request, Commissioner Askew seconded the motion. 4 ayes, 0 nayes. Request denied.
- 17. Genelle Harris requests a rezone from A-1 (Agriculture) to R-2 (Residential) for property located at 657 Cannon Road, LaFayette, GA 30728. Tax map & parcel number 0-342-001B.
 - a. Jon Pursley stated the Planning Commission's recommendation was to approve this request because it does border R2 zoning.
 - b. Commissioner Hart made a motion to approve the request as submitted, Commissioner Stultz seconded the motion. 4 ayes, 0 nayes. Request approved.
- 18. Hawks Ridge Holdings LLC requests a partial rezone from C-1 (Commercial) to PUD (Planned Unit Development) for property located at 180 Hutcheson Dr/104 Quarter Street, Rossville GA 30741. Tax map & parcel number 0-119-002 & 002A.
 - a. Removed from agenda.
- 19. McLemore Club LLC requests a special Unit Permit Class 3 for a shooting range property located at 23145 Hwy 157, Menlo, GA 30741. Tax map & parcel number 0-385-006.
 - a. Removed from agenda.
- 20. Departmental Stats
 - a. Chairman Whitfield highlighted the liter crew and the amount of trash that the crew picked up off of county roads.
 - b. The pothole patching truck has patched 631 potholes in September.
 - c. Transit department is running over 2,000 trips a month. 2,700 trips in August and 2,200 in September.

X. Commissioner Comments:

1. Commissioner Blakemore said appreciates everyone coming out and being involved.
2. Commissioner Askew thanked all the employees for their hard work. He expressed that he appreciated the public comments about the lead concerns and that it caught his attention. He appreciates everyone coming out and their patience with the Board.
3. Commissioner Hart confirmed that the Landfill columns will be 8 inches thick. He spoke about election day taking place on November 5th and for the citizens to go vote. Commissioner Hart also stated that Veterans Day is November 11th and there were a lot of events happening in the community to honor the veterans. November 8th, both LaFayette and Ridgeland High Schools have Veterans programs, November 9th, the American Legion is having the 1st annual Veterans Day Parade in LaFayette, and on November 12th, there will be a Veterans dinner at the Civic Center.
4. Commissioner Stultz thanked Commissioner Hart and Commissioner Askew for their service to our country. He stated that he appreciates everyone coming out tonight and speaking about the sporting range. He stated that some great points were made with regards to noise, environmental impact, danger to children and citizens, and the change of the way of life. He stated that concerns have been heard and voices have been noted. He thanked the employees and especially thanked Jon Pursley for all that they do.
5. Chairman Whitfield thanked everyone and expressed his appreciation of the citizens and their confidence in the team to handle matters for the county. He stated he appreciates everyone being here tonight, being professional and courteous of each other. He thanked all the county staff. He spoke about early voting and how important it is to get out and vote. Early voting is Monday through Friday at the courthouse from 8am-5pm and on November 5th you can go vote at your specific precinct from 8am-5pm.

XI. Executive Session:

Chairman Whitfield made a motion to go into executive session for a real estate item at 9:30 p.m., Commissioner Askew seconded. The Board of Commissioners returned from the executive session at 9:45 p.m. The meeting was called back to order at 9:45 p.m.

XII. Adjournment:

Commissioner Hart made a motion to adjourn the meeting, Commissioner Blakemore seconded the motion. Motion carried and the meeting was adjourned at 9:45 p.m.

Shannon K. Whitfield
Chairman/CEO
Walker County Georgia

Date

Minutes prepared by: Walker County Deputy County Clerk, Jessica Staton

Regular Scheduled Board of Commissioners Meeting

Walker County Annex III

October 24, 2024

6:30 PM

Roll Call **Present/Absent**

Commissioner Blakemore Present

Commissioner Askew Present

Chairman Whitfield Present

Commissioner Hart Present

Commissioner Stultz Present



Sign in Sheet

Regular Scheduled Board of Commissioners Meeting

October 24, 2024

6:30 PM

<u>Name</u>	<u>Address</u>
Amanda Heaps	1475 Flarity rd.
Travis Middleton	Flintstone GA
Scott McCloud	Residence GA
John Cupperton	1133 Brotherwise Lane Chickamauga
Stay McClure	25575 Hwy 157
KATHIE McCloud	"
NEED YATES	RISING FAWN
Kula Compton	23621 Hwy 157
JL Compton	"
Josh Hale	24 137 Hwy 157
Garett Laney	Hwy 157
Kirk Weatherman	Hwy 157
Paine Gily	GRASSFILL
Trey Comming	438 Cabin Dr.
Shirley Cross	7703 W. Cove Rd
Mikie Cross	
Alex McMillian	HogJowl Rd
Steve Bridges	21807 Hwy 157
Elizabeth Bridges	Same
Maver Stutts	605 E Brantle Rd
Tommy Cross	8016 W Cove Rd chick.
Jeremy McDowell	663 Flarity ROAD
Bob Edwards	235 Shallowford Road
Melinda Kripps	465 Flarity Rd,
Jim Ritzer	Valley View Lane
Cosby Songs	Road
Pamel & KATE THREE	28 Edgewater Dr.



Sign in Sheet

Regular Scheduled Board of Commissioners Meeting

October 24, 2024

6:30 PM

<u>Name</u>	<u>Address</u>
Carol Cross	7940 West Core Rd
Gary Cross	"
Dixie Cordero	938 Greenbush Rd
Chase Cordero	Lafayette
Tim Marlow	22213 Hwy 157 mbo
Johnny Noblitt	Lafayette
John Boyle	467 Rock Bluff Rd 30738
Randall Pittman	444 HPC
Roy Hambrick	152 Glen Eden Way
Tim Bennett	11 Mulberry Ln
Travis Porzecson	14491 GA 151 Tr. on
Debra Carson	2040 Old Chatt Valley
Markley	6705 S Hwy 341
James Hulsey	6765 S. Hwy 341
David Baxley	1211 Park St. Roswell 30741
Bobby W. Snider	Road Dept
M. Shay	125 School Rd
Justin Nash	5641 Hwy 341
Al Sanders	1220 Moonlite Rd
Steve D. Harris	657 Cannon Rd
Alan Slaven	123 Gravitt Dr.
EDNAHIS	702 Daugherty Gap Rd
HARRY Knippes	465 Flarity Rd
M. Odell Mass	5694 Hwy 341
Cal Hart	2890 Flarity Rd mbo GA
Melissa Smith Barb Williams	1229 Softman Springs Chickamauga

October 24, 2024

PROPOSED CLASS 3 SPECIAL USE PERMIT APPLICATION
BY MCLEMORE CLUB, LLC
AT 23145 HWY. 157, MENLO, GEORGIA 30731
TAX MAP PARCEL 0-385-006

NOTICE OF CONSTITUTIONAL CHALLENGE

BACKGROUND

McLemore Club, LLC (hereinafter referred to as “Owner” or “Applicant”) is the Owner of an apparent legal or equitable interest in land located at 23145 Hwy. 157, Menlo, Georgia, Tax Map Parcel 0-385-006 (the “Property”). Applicant filed an application for a Class 3 Special Use Permit for a “SPORTING CLUB WITH S-STANDS AND CLAY COURSE PER ATTACHED LAYOUT”, although no “LAYOUT” was attached to such application (the “SUP”).

PROPOSED USE

Based upon a purported non-scale image depicting a boundary overlay on a satellite image of property in the vicinity of the Property, the Applicant apparently proposes to develop a “sporting clays” facility containing approximately 20 structures, presumably sporting clays shooting stands, and ancillary structures, as well as roads connecting to Hwy. 157, upon a portion of the Property, which portion is surrounded by existing natural forested area. Said image neither depicts a five hundred foot (500’) minimum buffer (the “Buffer”) as required by §22-125 (Walker County, Georgia - Code of Ordinances 3-3-2011(1), §34-241) (the “Ordinance”), nor compliance by Applicant with such Buffer requirement as required by the §22-321 of the Ordinance as a condition precedent to granting the requested SUP.

CONSTITUTIONAL REQUIREMENTS

In accordance with the requirements of various Georgia cases, including OS Advertising Company v. Rubin, 263 Ga. 761 (1994); and Gradous v. Board of Commissioners, 256 Ga. 469 (1989), it is hereby submitted that, if the SUP is granted, the SUP will be unconstitutional in that it is not in the public interest, it is unequivocally unrelated to the public health, safety, morality and welfare, it results in a significant detriment to adjoining and nearby property owners and occupants (collectively, the “Adjacent Owners”), and causes a nuisance and destroys the marketability of such Adjacent Owners’ properties. As such, granting the SUP will constitute a taking of Adjacent Owners’ properties without just and adequate compensation and without due process of law in violation of the Fourteenth Amendment to the United States Constitution and in violation of Article I, Section I, Paragraph I and Article I, Section III, Paragraph I(a) of the Constitution of the State of Georgia. In this connection, approving the requested SUP constitutes an abuse of police power, in that such approval bears no relation to public health, safety, morality, or general welfare. Accordingly, such action would constitute a deprivation of property rights of Adjacent Owners without due process of law. Applicant owns three hundred thirty (330) acres of

undeveloped land immediately adjacent to the McLemore Club that is well suited to this development and much more convenient to the patrons and guests of the McLemore Club for whose exclusive benefit the proposed sporting clays course will be constructed and operated, rather than the Property which is located ten (10) miles from the McLemore Club. To this extent, such action is confiscatory and void.

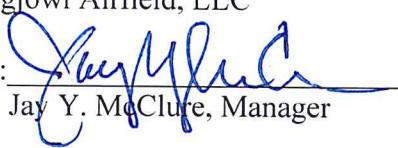
AUTHORITY

The Walker County Planning Commission (the “PC”) conducted a hearing on the SUP on October 17, 2024. At the conclusion of said hearing, the PC by a unanimous vote denied the SUP. Section 22-319 of the Ordinance confers upon the PC exclusive jurisdiction over matters related to the SUP, specifically including, without limitation, appeal of a denial of the SUP by the PC, with subsequent appeal to the State Court of Walker County, Georgia (which latter jurisdiction now lies with the Superior Court of Walker County, Georgia). The Walker County Board of Commissioners (the “BOC”) lacks authority to conduct a hearing upon, or to issue a ruling or resolution upon the SUP or otherwise challenge the exclusive jurisdiction and authority of the PC relative to the SUP. As such, any action by the BOC relative to the SUP will be *ultra vires* and shall be unconstitutional and null and void.

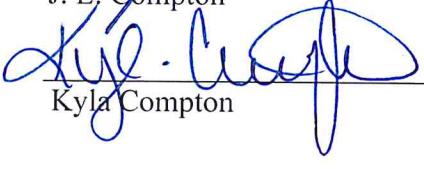
Accordingly, we respectfully urge the BOC to remove the SUP from the Agenda for the BOC meeting scheduled for October 24, 2024, and refrain from taking any further action whatsoever relative to the SUP.

Hogjowl Airfield, LLC

By:


Jay Y. McClure, Manager


J. L. Compton


Kyla Compton



Cloudland / McLemore 3

Georgia

CAMP ADAMIRD

157

Map legend

View Tutorial

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mailto:newmail@promatic.biz

Heyward Cunningham
(870) 949-5378

Contact

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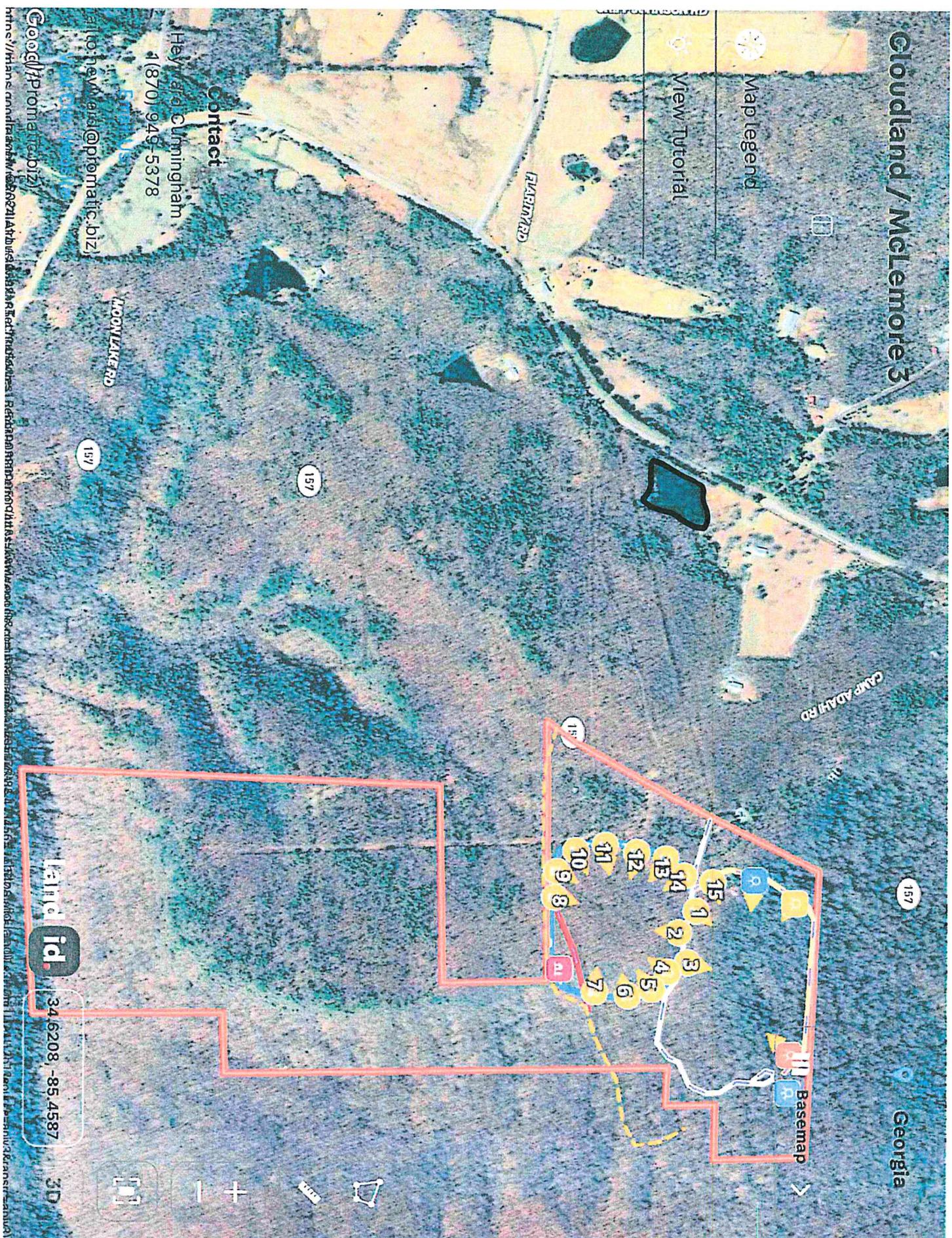
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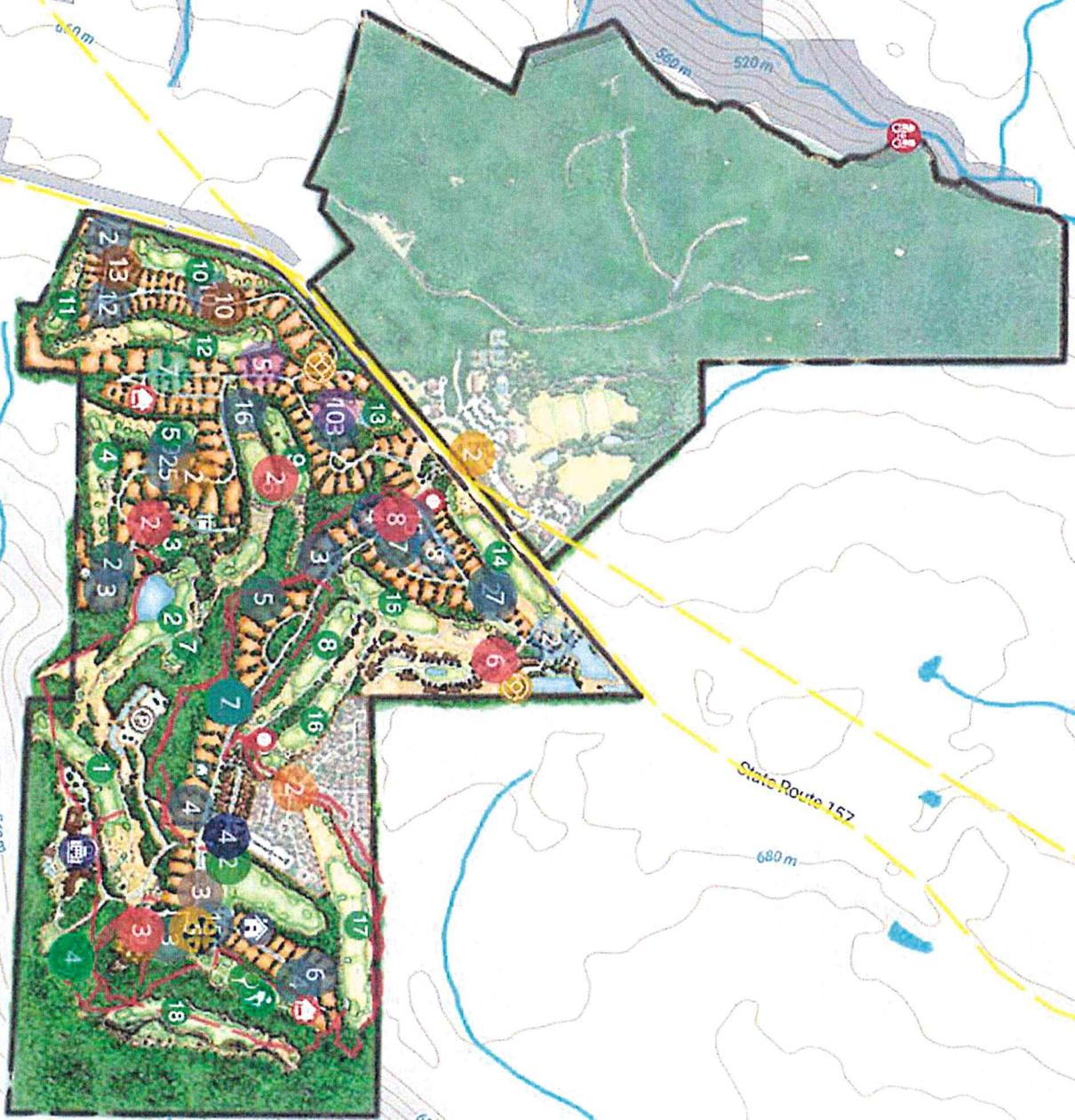
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**ADREAM
BARK-TOBER FEST**

ADREAM is building a giant pallet maze that will be loved by dogs and people alike. It will include stations inside with special treats for dogs. Everyone is welcome, pets or no pets.

When: Saturday, Oct. 19, 11 a.m. to 5 p.m.

Where: 1814 Utility Road, Rocky Face, Ga.

Cost: Donation (cash preferred), includes most events, games, activities, paw prints, etc.

Information: Go to adreamcharity.org and click on Bark-tober Fest link at top.

Event features

- ♦ Pallet maze
- ♦ Costume contest
- ♦ Bobbin' for Bones
- ♦ Duck Pond game
- ♦ Toy Trot with dogs
- ♦ Fur painting
- ♦ Paw/nose print
- keepsakes
- ♦ Professional Photos
- ♦ Kids zone
- ♦ Concessions

ADREAM**From A1**

"The first two weeks," Keith said, "there were plenty of volunteers. Then they started to drift back to their normal lives and I started working 12 hours a day, seven days a week."

"The reports of animals found and lost just kept rolling in," Keith said. "And there were people volunteering to temporarily house pets and even farm animals. It all had to be coordinated."

Keith set up a system and began working with local rescues.

As more donations poured in, Keith branched out in the distribution to neighboring counties and even neighboring states. People began to urge her to start her own nonprofit to continue disaster relief.

"I also realized," Keith said, "that there are many levels of disaster. People falling on hard times due to illness and job loss need help with their animals."

Sara DeBerry at North Georgia Animal Alliance, which was Catoosa Citizens for Animal Care at the time, was incredibly encouraging," Keith said. "She pushed me to make the leap to becoming a nonprofit."

Keith filed as a 501(c)(3) and named her organization ADREAM: Animal Disaster Relief, Emergency Assistance and More. With the aid of some volunteers, ADREAM helps more than 650 families in five counties — Whitfield, Catoosa, Walker and Murray counties in Georgia and Hamilton County in Tennessee — on a regular basis.

ADREAM operates a food pantry called Keisha's Kitchen and has a disaster relief operation team called Raven's Responders with leaders trained in disaster management by FEMA, GEMA and TEMA.

ADREAM distributes more than 60,000 pounds of pet food each year, including 40,000-plus pounds of dog food and 20,000-plus pounds of cat food.

The organization is dependent on donations and Keith's work as a graphic artist to keep up its work.

To learn more about or to donate to ADREAM, visit <https://adreamcharity.org>.

Tamara Wolk is a reporter for The Catoosa County News in Ringgold, Ga., and Walker County Messenger in LaFayette, Ga.

TEEMS**From A1**

"I want programs that will honor and help our senior citizens and veterans," Teems said. "And maybe some apprenticeship programs for teens."

ARREST REPORTS

Walker County arrests: Friday, Sept. 27, to Thursday, Oct. 3

The Walker County Sheriff's Office provided this information on those booked into the county jail.

The listings include name of inmate (last first middle), race/sex, age, felony/misdemeanor (misd), and charge(s).

Here are some of the abbreviations used: FVA=Family Violence Act; FTA=Failure to appear; VGCSA=Violation of the Georgia Controlled Substances Act; FTML=Failure to maintain lane.

♦ VILLEGRAS FERNANDO RETA H/M 45 FELONY PROBATION VIOLATION

♦ BEARDEN JEFFERY WAYNE W/M 47 MISD THEFT BY TAKING

♦ YOUNG JESSE ALLEN W/M 55 DRUG COURT SANCTION

♦ BARRETT ZACHARY RAPHAEL W/M 34 FELONY DUI DRUGS, NO INSURANCE, EXPIRED LICENSE PLATE,

DRIVING ON SUSPENDED, FTML, POSS SCH III
♦ ENDERLE RANDY SCOTT W/M 62 MISD DUI

♦ ALFARO-LOPEZ JIMY LEOMAR H/M 32 MISD DRIVING W/O LICENSE, NO TAG LIGHT

♦ RANDOLPH DEVLIN DA KODA W/M 22 MISD DUI-ALCOHOL, SPEEDING, FTML, POSSESSION MARIJUANA LESS THAN 1 OZ

♦ COLLINS-BROWN KAI-TLYN MICHELLE W/F 30 MISD DISORDERLY CONDUCT CITY ORDINANCE

♦ PEREZ-TOMAS GON-ZALO H/M 44 MISD DUI-ALCOHOL, EXPIRED TAG, NO LICENSE, OPEN CONTAINER, TAG LIGHT

♦ HUSKEY SHERRY MARI-E W/F 48 MISD SIMPLE BATTERY FVA

♦ PELL JR DALLAS ERVIN W/M 48 HOLD HOLD FOR OTHER AGENCY

♦ GARLAND NATASHA CHRISTINE W/F 27 MISD SIMPLE BATTERY FVA
♦ BREWINGTON HALEY ELEXENA W/F 27 MISD FTMA

♦ MOREE JASON MOSES W/M 42 MISD CRIMINAL TRESPASS FVA

♦ MANN KENNETH LEDDON W/M 53 MISD TOO FAST FOR CONDITIONS, OPEN CONTAINER, DUI ALCOHOL, FTML, SEAT BELT

♦ CARROL BENNY LEE W/M 45 MISD DRIVING ON SUSPENDED

♦ EILLINGER WAYNE EDWARD W/M 46 FELONY TAMPERING WITH EVIDENCE / FALSE REPORTING OF A CRIME

♦ BURNHAM KENNETH WESLEY W/M 51 RETURN FROM MEDICAL

♦ DELANEY TIMOTHY SCOTT W/M 17 MISD BATTERY

♦ ROYAL TODD MORIS

W/M 59 MISD VIOLATION OF PROBATION — MISD
♦ ELLISTONY LEWIS W/M 57 FELONY VIOLATION OF PROBATION — FELONY

♦ STEPHENS LYNN LA-VONNE W/M 53 FELONY VIOLATION OF PROBATION — MISD / CRIMINAL TRESPASS — MISD / THEFT BY TAKING MISD

♦ KENNEDY TIFFANY DI-ANE W/F 28 FELONY VIOLATION OF PROBATION — FELONY

♦ HAMRICK KELLY DE-NISE W/F 48 MISD DRIVING WHILE LICENSE SUSPENDED / SUSPENDED REGISTRATION

♦ WATKINS CODY ALLEN W/M 29 HOLD HOLD FOR RING-GOLD PD

♦ MORTON LARRY CHESTER W/M 32 MISD SIMPLE BATTERY

♦ AUTWELL STEPHEN PAUL W/M 20 MISD AFFRAY

♦ HOOD ZOE MICHELLE W/F 21 MISD SIMPLE BATTERY — FVA
♦ HENDRICK CHRISTOPHER LEE W/M 24 MISD SIMPLE BATTERY / AFFRAY
♦ YOUNG HALIE LAKAYLA W/F 26 FELONY TAMPERING WITH EVIDENCE / TRAFFICKING ILLEGAL DRUGS / POSSESSION OF A SCHEDULE II CONTROLLED SUBSTANCE WITH INTENT TO DISTRIBUTE x2

♦ BOWMAN BRADLEY WILLIAM W/M 39 FELONY POSSESSION OF A SCHEDULE I CONTROLLED SUBSTANCE / POSSESSION OF A SCHEDULE II CONTROLLED SUBSTANCE / POSSESSION OF MARIJUANA / POSSESSION OF DRUG RELATED OBJECTS / WRONG CLASS OF LICENSE

♦ LIVINGSTON MATTHEW BRYANT W/M 40 MISD DRIVING WHILE LICENSE SUSPENDED / TAIL LIGHT VIOLATION

SC man sentenced for sending fentanyl pills to Chickamauga**From staff reports**

our communities."

According to the indictment and information from the U.S. Attorney's Office for the Northern District of Georgia:

In July 2022, investigators with the U.S. Postal Inspection Service seized a shipment of pills containing fentanyl mailed from South Carolina that were addressed to Jeremy Newman in Chickamauga.

The post office investigators were aided by the Lookout Mountain Drug Task Force and the Horry County Sheriff's Office in South Carolina.

In all, investigators found that Grissette shipped more than 4,500 pills to Newman over a period of nearly two years. Newman paid Grissette about \$85,000 for the shipments.

"We remain steadfast to seek justice to the end and to keep communities safe through continued collaborative investigative efforts with our law enforcement partners," said Tommy D. Coke, inspector in charge of the Atlanta Division, in a media statement.

RESCUE**From A1**

of low-cost and sometimes free pet food and supplies to over 100 animal rescues in northwest Georgia and beyond.

"We get in supplies by the truckload," said McCoy. "I have a 7,000 square foot warehouse and we distribute from there."

McCoy is a member of Greater Good Charities which helps manage many programs ofered by nonprofits.

One of McCoy's clients is a rescue called Crescent Cottage Cats, founded by Melinda Rankin and located in Washington County, next to Unicoi County. Rankin said that when she started her rescue, the director of the Unicoi shelter, Cody Walker, was very helpful.

TO MAKE A DONATION

TiggerTown and ADREAM are collecting donations for animals and people. Here are the needs they are working to address, as well as drop-off locations and contact information.

Needed

- ♦ Money for gas
- ♦ Dog and cat food
- ♦ Food and water bowls
- ♦ Collars, leashes, harnesses
- ♦ Puppy pads, cat litter
- ♦ Allergy meds like Benadryl

For people

- ♦ Adult and baby diapers
- ♦ Cleaning supplies
- ♦ Feminine hygiene products

Drop-off locations

♦ TiggerTown Warehouse, 30 Emmerson Drive, Rossville, GA 30741. Call for Appointment: 423-716-7023. Facebook: TiggerTown

♦ ADREAM Headquarters, 1814 Utility Road, Rocky Face, GA 30740. Dropbox in breezeway. Phone: 706-313-3924. Facebook: Animal Disaster Relief, Emergency Assistance and More, Inc.

♦ Hampton Inn, 6875 Battlefield Parkway, Ringgold, GA 30736

♦ Portofino's Greek & Italian Restaurant, 6511 Ringgold Road, East Ridge, TN 37421

♦ Red Stone Estates, 6653 Palms Court, Chattanooga, TN 37421. Monday through Thursday from 9 a.m. to 4 p.m. Closed from noon to 1 p.m. for lunch.

"When I started," Rankin said, "Cody helped me with certificates to get the cats I was taking in spayed and neutered. I really wanted to help him."

Rankin contacted McCoy to see if it would be okay for her to donate the 1,000 pounds of food and supplies she had from TiggerTown to the Unicoi shelter. McCoy contacted Greater Good Charities to be sure and it was a go.

Rankin managed to get through to a location in Unicoi that is storing donations for the shelter by passing over a mud bridge local residents had made with their tractors.

In the meantime, McCoy's husband's company, Eaton Corporation in Cleveland, Tenn., was pulling together supplies for employees of its Greenwood, S.C., and Asheville, N.C., plants where thousands of employees had lost their homes. The Cleveland plant had secured two semis to transport goods.

McCoy contributed 13,000 pounds of animal food and 144 dog beds, which the trucks picked up from her warehouse when they were forced to take an alternate route south to Atlanta then north to the Carolinas.

"The trucks were about half full when they got to us," McCoy said. "We filled them up the rest of the way."

McCoy and Dani Keith of ADREAM (Animal Disaster Relief, Emergency Assistance and More, located in Rocky Face) are now working together on more supplies for Unicoi.

"Dani," said McCoy, "has a team of people — Raven's Responders — trained in disaster relief management by FEMA. Recovering from this will not happen quickly. We need to help as much as we can."

Tamara Wolk is a reporter for The Catoosa County News in Ringgold, Ga., and Walker County Messenger in LaFayette, Ga.

The flood waters had subsided some at the time this picture of Unicoi County (Tenn.) Animal Shelter was taken. Rescues from many places, including Rossville and Rocky Face, are helping

between the human resources department and commissioners.

"We also need to get better at accessing what the state has to offer."

Teems said what she wants most is to help Walker County become a place that its citizens can be proud of and a place where people want to

live and visit. She said she especially wants regular communication with residents — their input, concerns, ideas, anything.

Tamara Wolk is a reporter for The Catoosa County News in Ringgold, Ga., and Walker County Messenger in LaFayette, Ga.

Trump leading Harris in latest Georgia poll**By Dave Williams***Capitol Beat News Service*

ATLANTA — Former President Donald Trump has opened up a solid lead over Vice President Kamala Harris in Georgia five weeks before the Nov. 5 election, according to a new poll.

A survey of 942 likely voters in Georgia conducted Sept. 25-29 by Quinnipiac University showed Republican Trump with 50% of the vote in the Peach State to 44% for Democrat Harris, well outside the poll's margin of error of plus-or-minus 3.2%.

Libertarian candidate Chase Oliver and independents Cornel West and Claudia De la Cruz each received 1% support.

Trump held the edge on Harris in the Georgia poll

on the economy and immigration, with 53% of the respondents saying they believe Trump would do a better job handling both key issues. Respondents also rated the former president higher than Harris 52% to 46% on how he would handle international conflicts.

"Harris confronts a troubling Trump trifecta," said Tim Malloy, a polling analyst for Quinnipiac. "He leads her on the economy and immigration and has the edge when it comes to who would best handle a national crisis."

Harris rated above Trump only on the issue of abortion in the Georgia poll, with 50% of those surveyed saying she would do a better job on that issue to 43% for Trump.

NOTICE OF PUBLIC HEARING

The Governing Authority of Walker County, Georgia proposes to update its code of ordinances.

Q-02-24 proposes to amend Chapter 4 (Alcoholic Beverages) to reduce the number of licenses available for retail package sales of distilled spirits and increase the distance required between two liquor stores.

Q-03-24 proposes to amend Chapter 6 (Animals) to provide for spay/neuter and microchipping requirements for cats and dogs.

Public hearings on the proposed ordinance changes will be held at 6:30 p.m. on Thursday, October 24, 2024 AND Thursday, November 14, 2024 at Walker County Courthouse Annex III, 201 S Main Street in LaFayette.

A copy of both proposals is available for review at the Board of Commissioner's Office (101 S Duke St, LaFayette) and online at walkercountyga.gov.

NOTICE OF PUBLIC HEARING

The Governing Authority of Walker County, Georgia proposes to update its code of ordinances.

Q-01-24 proposes to amend Chapter 22 (Land Development) to provide clarity regarding certain zoning matters, poultry operations, solar energy systems and mobile homes, among other topics.

Public hearings on the proposed ordinance change will be held at 6:00 p.m. on Thursday, October 17, 2024 at the Walker County Civic Center, 10052 Hwy 27 in Rock Spring AND at 6:30 p.m. on Thursday, October 24, 2024 at Walker County Courthouse Annex III, 201 S Main Street in LaFayette.

A copy of the proposed ordinance is available for review at the Board of Commissioner's Office (101 S Duke St, LaFayette) and online at walkercountyga.gov.

**NOTICE OF 2024 REGULAR MEETING SCHEDULE**

Due to scheduling conflicts, public notice is hereby given that the Board of Commissioners of Walker County will hold regular meetings on the following remaining dates in 2024: October 24, November 14 and December 19 at 6:30 p.m. at the Walker County Courthouse Annex III Building, located at 201 S. Main Street in LaFayette.

Meetings will not be held on October 10, November 28, December 12 or December 26.



ORDINANCE O-01-24

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 22 OF THE CODE OF WALKER COUNTY, GEORGIA REGARDING LAND DEVELOPMENT; TO PROVIDE FOR AN EFFECTIVE DATE; TO REPEAL ANY AND ALL CONFLICTING ORDINANCES AND PARTS OF ORDINANCES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR OTHER PURPOSES

WHEREAS, Walker County desires to amend its Land Development Code to provide clarity regarding certain zoning matters, poultry operations, solar energy systems, and mobile homes, among other topics;

THEREFORE, BE IT ORDAINED by the Board of Commissioners of Walker County that the Code of Walker County, Georgia is amended as follows:

1.

ARTICLE II. BUILDINGS & PERMITS; Section 22-26(2)b.1. is deleted in its entirety and replaced with the following:

1. All residential structures must meet the current International Building Codes adopted by Walker County;

1. All residential structures must meet the current International Residential Code (IRC) and all other applicable codes adopted by Walker County;

2.

ARTICLE IV. ZONING, DIVISION 1: GENERALLY; Section 22-115 is amended to include or replace the following definitions:

Camper, travel trailer and recreational vehicle means a portable structure, whether self-propelled or pulled by a power unit, designed as temporary occupancy for personal travel, recreation and vacation uses, which is identified on the unit by the manufacturer as a camper, travel trailer, recreational vehicle or bus. These portable structures are not permitted for permanent placement or use as short-term rentals.

Hardship means an unusual situation on the part of an individual property owner which will not permit him to enjoy the full utilization of his property which is given to others within the County. A hardship exists only when it is not self-created or when it is not economic in nature.

Hardship means an unusual situation on the part of an individual property owner which will not permit him to enjoy the full utilization of his property which is given to others within the County. A hardship exists only when it is not self-created, when it is not economic in nature, or when the life safety of an immediate family member of the property owner exists due to a health related concern.

Short term rental means an accommodation where, in exchange for compensation, a residential dwelling unit is provided for lodging for a period of time not exceeding 30 consecutive days.

Solar energy system means any equipment or operation designed to capture energy from the sun and convert it to electricity for the purpose of feeding an electric utility's power grid.



~~Travel trailer and recreational vehicle means a portable structure, whether self-propelled or pulled by a power unit, designed as temporary occupancy for travel, recreation and vacation uses, which is identified on the unit by the manufacturer as a camper, travel trailer, recreational vehicle or bus.~~

3.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(1)c.4. is deleted in its entirety and replaced with the following:

4. ~~No person shall reside in a recreational vehicle on a subdivision lot for more than 7 days and must be able to provide proof of proper sewage disposal at an approved facility upon request.~~
4. **No person shall reside in a camper, travel trailer, recreational vehicle or similar mobile housing in R-1. Exception, see section 22-390.**

4.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(5) is deleted in its entirety and replaced with the following:

(5) *Neighborhood commercial.* This group of use includes limited commercial activities of a convenience nature and professional offices predominantly serving residential neighborhoods within a two-mile radius. Examples include the following specific uses, and all substantially similar types of uses:

- a. Convenience commercial retail establishments, including convenience stores, gasoline sales and service, combination gasoline sales and food marts, **laundromats** and similar facilities.
- b. Professional and office uses listed in subsection (b)(4) of this section.
- c. Restaurants with drive-up and/or walk-up facilities.
- d. Roadside produce stands, temporary or permanent. **This includes farm and garden supplies, as well as plant nurseries. All merchandise outside must be stored inside an approved enclosed secured structure from dusk to dawn.**
- e. Animal care facilities including veterinary clinics, kennels or other animal boarding facilities with no outdoor runs. Kennels include the commercial raising, breeding, and boarding of dogs. Requirements in section 22-154 must be met.
- f. **Farm and garden supplies and plant nurseries. All merchandise displayed outside must be stored inside an approved enclosed secured structure from dusk to dawn.**

5.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(6)e. is deleted in its entirety and replaced with the following:

- e. ~~Farm and garden supplies, building supplies, vehicle parts and accessories.~~
- e. **Farm and garden supplies, building supplies, vehicle parts and accessories, wholesale and retail businesses for storing, assembling and distributing goods.**

6.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(9)b. is deleted in its entirety and replaced with the following:



b. Low density residential use is allowed (refer to the table of allowable uses set forth in section 22-148).

b. Low density residential use is allowed (refer to the tables of allowable uses set forth in section 22-148 and section 22-149)

7.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b) is amended to include the following:

(14) *Glamping*. This use category includes outdoor recreational facilities, including but not limited to yurts, treehouses and campgrounds, designed for short term overnight occupancy, that are located in agricultural zones, but do not qualify as agricultural enterprises.

8.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-148 Glamping table row is added:

Glamping	A	P	P	P	P	P	P	P	P	A
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9.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-148 Neighborhood commercial table row is deleted in its entirety and replaced with the following:

Neighborhood commercial	A	P	P	P	P	A	A	A	P	A
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10.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-149 Residential table rows are deleted in their entirety and replaced with the following:

Residential (Dup.)	A	P	A	P	A	A	A	P	A	P	A
Residential (MF)	A	P	A	P	A	A	A	P	A	P	A

11.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-153(c) is deleted in its entirety and replaced with the following:

(c) ~~Due to the introduction of new breeds of animals and trends in animal ownership, other nondomesticated animals may be allowed upon the approval of the Planning Commission so long as such animals do not include chickens or other poultry, pigs or other swine, or wild nondomesticated animals known to attack humans without provocation.~~

(c) Due to the introduction of new breeds of animals and trends in animal ownership, other nondomesticated animals may be allowed upon the approval of the Planning Commission, so long as such animals do not include wild nondomesticated animals known to attack humans without provocation.

12.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-156 – 178 is amended as follows:



Sec. 22-156. Poultry Operations.

(a) Minimum acres required for 1-4 standard poultry houses containing 20,000 sq. ft. per house (40 x 500) shall require a minimum of 35 acres and meet all setback/buffer requirements. Applicants building poultry houses containing more than 20,000 sq. ft. will need to work with the Planning Office to determine the minimum acres needed to construct poultry houses and still meet all buffer/setback requirements. Each additional poultry house and/or waste storage facility will require an additional five (5) acres and meet all existing buffer/setback requirements.

Producers should be aware that this minimum is based on a perfect square and additional acreage could be needed to place houses and meet all buffer/setback requirements.

(b) A waste storage facility/stack house is subject to the same buffer/setbacks as a poultry house: 400-feet from the property line. Reciprocal buffer/setbacks apply from new residences to a waste facility: 200-feet from the property line / 400-feet from an existing waste facility. The farm owner/operator or a residence provided to employees shall be exempt from setback requirements.

~~Sees. 22-156 – 22-178. Reserved.~~

Secs. 22-157—22-178. Reserved.

13.

ARTICLE IV. ZONING, DIVISION 3: SITE IMPROVEMENT STANDARDS; Section 22-181 table is amended as follows:

						<i>Front Setback from State and Federal Highways (ft)</i>	<i>Front Setback from State and Federal Highway right of way (ft)</i>

14.

ARTICLE IV. ZONING, DIVISION 3: SITE IMPROVEMENT STANDARDS; Section 22-184(e) – (h) is deleted in its entirety and replaced with the following:

(e) ~~A 400 foot buffer is required between the A-1 Agriculture District and property zoned R-1, R-2, R-3, C-1 or CN. The buffer area shall be measured from the property line from which the buffer is required, and such buffer may be used for general or low intensity agricultural purposes, but may not be used for a feedlot, poultry, hog and dairy operations.~~

(e) A buffer or setback of at least 400-feet is required between the A-1 Agriculture District and property zones A-1, R-1, R-2, R-3, C-1 and C-N. The measurement shall be from the property line to the nearest point of the poultry house. Such buffer/setback may be used for general or low intensity agricultural purposes but may not be used for feedlot, poultry, hog or dairy operations.



(f) ~~A buffer of at least 400 feet shall be required and maintained from any residential or commercial structure to the nearest point at which a feedlot, poultry, hog or dairy operation is taking place within an A-1 district. The buffer will be maintained by the owner of the land used for a feedlot, poultry, hog or dairy operations; however, said buffer can be used for other general and low intensity agricultural uses. Buffer requirements under this subsection are applicable where the residential or commercial structure is in existence prior to the construction of the feedlot, poultry, hog or dairy operation.~~

(f) A buffer or setback of at least 400-feet shall be required and maintained from any residential or commercial structure to the nearest point at which a feedlot, poultry, hog or dairy operation is taking place, within an A-1 district. The buffer/setback can be used for other general and low intensity agricultural uses. The farm operator/owner's or a residence provided to employees shall be exempt from setback requirements.

(g) ~~In the event a screen, wall, fence, planted dividing strip or any other type of buffer is required by this article for any use, such screen, wall, or other buffer will be subjected to periodic inspections by the Office of Planning and Enforcement to determine that such required wall, fence, etc., is being properly maintained. Failure to maintain such required wall, fence, etc., to an acceptable standard may be deemed a violation of this section.~~

(g) A buffer or setback of 400-feet will be required from a new residence to an existing poultry house or 200-feet from the property line to an existing poultry house. A 300-foot minimum setback will be required from the centerline of the road to the nearest point of a new poultry house.

(h) In the event a screen, wall, fence, planted dividing strip or any other type of buffer (hereinafter referred to as "Buffer") is required by this article, for any use, the Buffer shall be subjected to periodic inspections by the County Office of Planning and Enforcement to determine that the Buffer is being properly maintained. Failure to properly maintain the Buffer to an acceptable standard may be deemed a violation of this section.

15.

ARTICLE IV. ZONING, DIVISION 5: SPECIAL USES AND PERMITS is amended to include the following:

Subdivision IV. Solar Energy System (SES) Special Use Permit

Sec. 22-334. Solar Energy System Special Use Permit

Any SES shall meet the following requirements in order for a SES Special Use Permit to be issued:

1. A SES shall be constructed on a minimum of three or more acres, but shall not cover more than 20% of any parcel.
2. A SES connected to the utility grid shall provide a "proof of concept letter" from the local utility company acknowledging the SES will be interconnected to the utility grid in order to sell electricity to the utility entity.
3. A SES shall be setback from the property line a minimum of 50-feet in every zoning district where allowed. A SES shall be encircled by a security fence or wall a minimum of 6-feet tall. Screening vegetation shall be provided outside the security fence.



4. A ground mounting plan and process must be submitted with the permit application to the county. The ground mounting plan may consist of standard solar manufacturer installation plans and processes for ground mounting.
5. **Signage.** The names of the manufacturers, installers, facility owners, and facility operators, and their addresses and phone numbers shall be posted on the required fencing at each entrance of a SES. In addition, signage shall include a 24-hour emergency contact phone number and state the risks that may result from contact with a SES. No advertising or other signage shall be allowed around the solar energy system, with the exception of educational material.
6. **Glare and lighting.** In order to prevent a glare that may constitute a nuisance to neighboring properties, all panels shall be constructed of non-reflective materials or shall be treated with an anti-reflective material. If lighting is required, it shall:
 - a. Be limited to the minimum reasonably necessary for safe operation;
 - b. Be directed downward where reasonably feasible;
 - c. Incorporate full cut-off fixtures; and
 - d. Reasonably utilize motion sensors.
7. The operation of the SES shall comply with the following:
 - a. Solar panels shall not be placed in the vicinity of any airport in a manner that would interfere with airport flight patterns. Acknowledgement from the Federal Aviation Administration may be necessary.
 - b. All power transmission lines from a ground mounted solar energy system shall be located underground after connection from the solar panel combiners to the interconnection point.
 - c. Clearing of natural vegetation shall be limited to that which is necessary for the construction, operation, and maintenance of the ground mounted solar energy system and shall comply with the requirements of the county zoning code. Any disturbed land shall be stabilized by a permanent seeding of perennial vegetation, such as grass or other dense surface cover, that will protect the soil surface from eroding.
 - d. The applicant shall demonstrate that the proposal will not have an adverse effect on neighboring properties or endangered wildlife species.
8. A written emergency response plan is required for any SEC. The plan shall be approved by the county's planning department, fire department, and emergency management agency prior to start of operations. Each SES owner or operator shall update its emergency response plan no later than the first Monday in January of each year with a copy provided to all departments and agencies named in this subsection. The emergency response plan shall include the following:
 - a. The phone number, email address, and street address for all manufacturers, installers, owners, and operators.
 - b. The phone number, email address, and mailing address for a representative of the SES responsible for responding to public inquiries.
 - c. The material safety data sheets that apply to any materials on the SES.
 - d. Clearly marked means and instructions for authorized staff to shut down the SES.
 - e. A representative for the owner or operator should have a reasonable response to the location in the event of an emergency.



9. In addition to a Special Use Permit, an applicant wanting to construct a SES shall also apply for and meet all of the requirements for a building/development permit.
10. **Decommissioning.** Unless otherwise approved, decommissioning shall begin no later than 12 months after a SES has ceased to generate electricity:
 - a. The SES and all structures associated with it shall be removed and recycled or otherwise reused to the extent reasonably practicable, at the owner(s) or operators expense.
 - b. The SES site shall be restored to as natural condition as possible within six months of the removal.
 - c. All disturbed land shall be stabilized by a permanent seeding of perennial vegetation such as grass or other dense surface cover that will protect the soil surface from erosion, prevent sediment and runoff at the site.
 - d. Before any project breaks ground, there must be a solar decommission plan in place for the future.

Secs. 22-335—22-354. Reserved.

16.

ARTICLE VI. SUBDIVISIONS; Section 22-387(c) is deleted in its entirety and replaced with the following:

(c) **Exceptions.** Manufactured homes located on manufactured home sales lots as inventory for purposes of resale or within the confines of a warehouse are not required to conform to the terms of this section.

(1) ~~Campers and travel trailers are not required to conform to the terms of this section unless used for living purposes, and in such case, must comply with all applicable requirements.~~

(2) ~~Manufactured homes located on manufactured home sales lots as inventory for purposes of resale or within the confines of a warehouse are not required to conform to the terms of this section.~~

17.

ARTICLE VI. SUBDIVISIONS; Section 22-389 is deleted in its entirety and replaced with the following:

Sec. 22-389. Mobile homes built before June 15, 1976 (pre-HUD homes).

Sec. 22-389. Mobile homes built over 20 years from the current date.

(a) All mobile homes or manufactured houses permitted within the County shall meet a reasonable minimum standard for safe and livable housing, and all units shall be completely set up and ready for occupancy without additional attention or modification prior to the granting of approval at final inspection.

(b) ~~The County will require a building inspection by a qualified and licensed electrician and plumber, and shall prohibit the issuance of new placement permits for mobile homes manufactured prior to June 15, 1976, whether on individual lots or within mobile home parks or manufactured home rental communities, unless the units are inspected and~~



~~approved in accordance with the policy for permitting pre-1976 mobile homes within the County, as set forth in regulations governing the placement of manufactured homes in the County.~~

- (b) The County requires an inspection for all work that is being performed for upgrades or renovations on existing mobile homes or manufactured houses. New placement permits for mobile or manufactured homes over 20 years old from the current date, shall be prohibited, whether on individual lots or within mobile home parks or manufactured home rental communities. No mobile homes within the County shall be placed or permitted that are over 20 years in age, as set forth in regulations governing the placement of mobile or manufactured homes in the County.
- (c) All manufactured homes located in the jurisdiction shall bear a label certifying it was constructed in compliance with the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 USC 5401 et seq. (the HUD Code), and shall be installed in accordance with O.C.G.A. § 8-2-160 et seq.
- (d) The regulations of the County and Health Department regarding sanitary facilities, water supply, electrical systems and sewage disposal shall be met.
- (e) The costs for all inspections shall be paid for by the applicant.

18.

ARTICLE VI. SUBDIVISIONS; Section 22-390 is deleted in its entirety and replaced with the following:

- (a) ~~Temporary placement permits shall be issued for travel trailers used for living purposes, manufactured homes or mobile homes temporarily used as office space, and manufactured homes or mobile homes temporarily parked and used as a bona fide construction office, storage place or quarters of a night watchman at a construction site, provided that the regulations of the County and Health Department regarding sanitary facilities, water supply and sewage disposal shall be met.~~
- (a) Temporary placement permits shall be issued for the following purposes:
 - (1) Campers, travel trailers or recreational vehicles used for living purposes during the construction of a new single-family dwelling.
 - (2) Campers, travel trailers, recreational vehicles, manufactured homes or mobile homes used for temporary housing of construction and security workers, office space or storage at a bona fide construction site, provided that the regulations of the County and Health Department regarding sanitary facilities, water supply and sewage disposal shall be met.
- (b) ~~A temporary placement permit shall be valid for a period of 1 year from the date of issuance.~~
- (b) A temporary placement permit shall be valid for a period of 1 year from the date of issuance. A time extension may be granted on a case by case basis at the discretion of the Planning Director.

19.

This ordinance is effective immediately upon its adoption.

20.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.



21.

If any section, clause, sentence, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

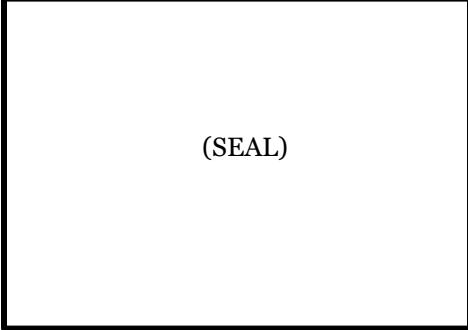
PASSED AND ADOPTED this _____ day of _____, 2024.

ATTEST:

WALKER COUNTY, GEORGIA

Jessica Station, Deputy Clerk

(SEAL)



SHANNON K. WHITFIELD, Chairman

The foregoing Ordinance received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to adopt the Resolution.



ORDINANCE O-02-24

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 4 OF THE CODE OF WALKER COUNTY, GEORGIA REGARDING ALCOHOLIC BEVERAGES; TO REDUCE THE NUMBER OF LICENSES AVAILABLE FOR RETAIL PACKAGE SALES OF DISTILLED SPIRITS; INCREASE THE DISTANCE REQUIRED BETWEEN TWO LIQUOR STORES; TO PROVIDE FOR SEVERABILITY AND OTHER PURPOSES

WHEREAS, the Board of Commissioners is the governing authority for Walker County, Georgia; and

WHEREAS, Walker County desires to amend its Alcoholic Beverages Code to reduce the number of licenses available for retail package sales of distilled spirits, along with other revisions;

THEREFORE, BE IT ORDAINED by the Board of Commissioners of Walker County that Chapter 4 of the Code of Walker County, Georgia is amended as follows:

1.

ARTICLE I. ALCOHOLIC BEVERAGE COMMISSION; Section 4-17(a)(4) is deleted in its entirety and replaced with the following:

(4) At least 1,500 feet must separate the front doors of retail package license holders.
(4) At least 15,080 feet must separate the front doors of retail package license holders;

2.

ARTICLE I. ALCOHOLIC BEVERAGE COMMISSION; Section 4-21(1) is amended to include the following:

(a) Tasting events shall only be permitted inside the licensed premises.

3.

ARTICLE IV. RETAIL PACKAGE SALES OF DISTILLED SPIRITS; Section 4-200(b) is deleted in its entirety and replaced with the following:

(b) As provided herein, no license shall be issued for retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued in Walker County is less than 5 licenses per County Commission District. As an additional requirement, no license shall be issued for the retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued within the same County Commission District is less than 5.

(b) As provided herein, no license shall be issued for retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued in Walker County is no more than 3 licenses per County Commission District. As an additional requirement, no license shall be issued for the retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued within the same County Commission District is no more than 3.

4.

This ordinance is effective immediately upon its adoption.



5.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

6.

If any section, clause, sentence, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

PASSED AND ADOPTED this _____ day of _____, 2024.

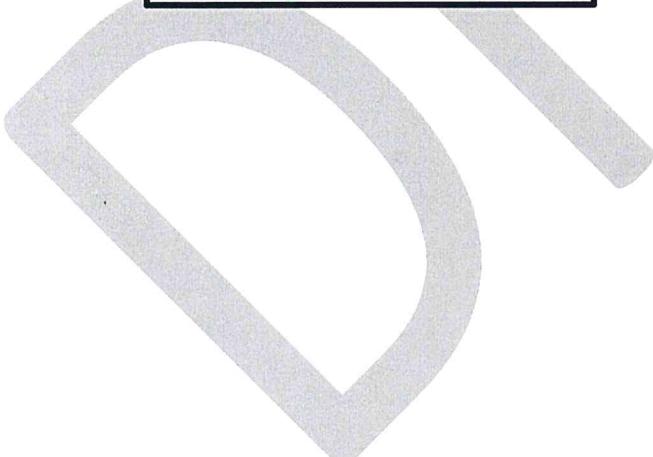
ATTEST:

WALKER COUNTY, GEORGIA

Jessica Staton, Deputy Clerk

SHANNON K. WHITFIELD, Chairman

(SEAL)

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The foregoing Ordinance received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to adopt the Resolution.



ORDINANCE O-03-24

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 6 OF THE CODE OF WALKER COUNTY, GEORGIA REGARDING ANIMALS; TO PROVIDE FOR SPAY/NEUTER AND MICROCHIPPING REQUIREMENTS FOR CATS AND DOGS; TO PROVIDE FOR SEVERABILITY AND OTHER PURPOSES

WHEREAS, the Board of Commissioners is the governing authority for Walker County, Georgia; and

WHEREAS, Walker County desires to address the growing number of unwanted animals in our community; and

WHEREAS, Walker County desires to amend its Animals Code to provide for spay/neuter and microchipping requirements for cats and dogs;

THEREFORE, BE IT ORDAINED by the Board of Commissioners of Walker County that Chapter 6 of the Code of Walker County, Georgia is amended as follows:

1.

ARTICLE II. DIVISION 1. Section 6-21 – Definitions is amended to include the following:

Altered animal: Any animal that has had its reproductive organs surgically removed in order to render the animal unable to reproduce. This includes any surgery, procedure or event rendering the animal physically incapable of reproducing offspring. This includes the removal of ovaries or castration. This is commonly referred to as spay or neuter.

Microchip: An electronic device inserted under an animal's skin. The device, when scanned, reveals a unique identifier containing enough owner information to be contacted.

2.

ARTICLE II. DIVISION 1. Sections 6-26 – 6-53 are amended to include the following:

Section 6-26. - Spay/neuter requirements:

- (a) No person may own, keep, or be in possession of a dog that is six months of age or older which has not been spayed or neutered, unless exempt from this requirement under subsections (e), (f), or (g) hereunder.
- (b) No person may own, keep, or be in possession of a cat that is four months of age or older which has not been spayed or neutered, unless exempt from this requirement under subsections (e), (f), or (g) hereunder.
- (c) Whether a dog or cat shall have obtained the age set forth under subsections (a) or (b) above shall be determined by any authorized County animal control officer, or by any licensed veterinarian, or by reliable veterinarian medical records.
- (d) Prior to the court date listed on the citation, any citation issued for a violation of this section may be dismissed if the owner provides proof to the Walker County Magistrate Court that he or she has since had the animal altered so as to be in compliance.



- (e) Any dog or cat is exempt from the requirements of subsections (a) and (b) above if the person holds an active registered commercial breeder's license or a pet dealer's license issued by the Georgia Department of Agriculture.
- (f) Any dog or cat is exempt from the requirements of subsections (a) and (b) above if a licensed veterinarian has signed a document expressing a medical opinion that the dog or cat should not be spayed or neutered for health reasons for the duration of the relevant health condition.
- (g) Any dog or cat is exempt from the requirements of subsections (a) and (b) above if the dog or cat is deemed to be a working animal as hereinafter defined. A working animal is defined as a dog or cat trained and employed for farming, herding, hunting, or show, with written proof such as training, law enforcement, or other actual activity as a working animal. A dog or cat is not a working animal if the dog or cat does only has the common traits of a working animal but does not frequently perform the activities of a working animal set forth above in this subsection.

Section 6-27. – Microchipping of pets

- (a) No person may own, keep, or be in possession of a dog that is six months of age or older which does not have a microchip for identification unless otherwise exempt from this requirement hereunder.
- (b) No person may own, keep, or be in possession of a cat that is four months of age or older which does not have a microchip for identification unless otherwise exempt from this requirement hereunder.
- (c) Whether a dog or cat shall have obtained the age set forth under subsections (a) or (b) above shall be determined by any authorized County animal control officer, or by any licensed veterinarian, or by reliable veterinarian medical records.
- (d) The current microchip status of an animal will be verified by using a microchip scanner, by reviewing medical records, or by the use of other reliable information available to a County animal control officer.
- (e) Microchipping of an animal is not required if:
 - (1) The owner provides documentation signed by a licensed veterinarian that an animal is currently unable to be microchipped due to health concerns. Such provision shall require the documentation to include an estimated timeframe in which the animal should be medically sound for microchipping, if said licensed veterinarian is reasonably able to make such a determination.
- (f) Prior to the court date listed on the citation, any citation issued for a violation of this section may be dismissed if the owner provides proof to the Walker County Magistrate Court that he or she has since had the animal microchipped so as to be in compliance.

Secs. 6-28—6-53. - Reserved.

3.

This ordinance is effective immediately upon its adoption.

4.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.



5.

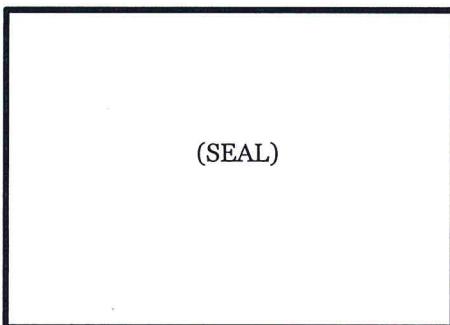
If any section, clause, sentence, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

PASSED AND ADOPTED this _____ day of _____, 2024.

ATTEST:

WALKER COUNTY, GEORGIA

Jessica Staton, Deputy Clerk



(SEAL)

SHANNON K. WHITFIELD, Chairman

The foregoing Ordinance received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to adopt the Resolution.



ORDINANCE O-01-24

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 22 OF THE CODE OF WALKER COUNTY, GEORGIA REGARDING LAND DEVELOPMENT; TO PROVIDE FOR AN EFFECTIVE DATE; TO REPEAL ANY AND ALL CONFLICTING ORDINANCES AND PARTS OF ORDINANCES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR OTHER PURPOSES

WHEREAS, Walker County desires to amend its Land Development Code to provide clarity regarding certain zoning matters, poultry operations, solar energy systems, and mobile homes, among other topics;

THEREFORE, BE IT ORDAINED by the Board of Commissioners of Walker County that the Code of Walker County, Georgia is amended as follows:

1.

ARTICLE II. BUILDINGS & PERMITS; Section 22-26(2)b.1. is deleted in its entirety and replaced with the following:

1. All residential structures must meet the current International Building Codes adopted by Walker County;

1. All residential structures must meet the current International Residential Code (IRC) and all other applicable codes adopted by Walker County;

2.

ARTICLE IV. ZONING, DIVISION 1: GENERALLY; Section 22-115 is amended to include or replace the following definitions:

Camper, travel trailer and recreational vehicle means a portable structure, whether self-propelled or pulled by a power unit, designed as temporary occupancy for personal travel, recreation and vacation uses, which is identified on the unit by the manufacturer as a camper, travel trailer, recreational vehicle or bus. These portable structures are not permitted for permanent placement or use as short-term rentals.

Hardship means an unusual situation on the part of an individual property owner which will not permit him to enjoy the full utilization of his property which is given to others within the County. A hardship exists only when it is not self-created or when it is not economic in nature.

Hardship means an unusual situation on the part of an individual property owner which will not permit him to enjoy the full utilization of his property which is given to others within the County. A hardship exists only when it is not self-created, when it is not economic in nature, or when the life safety of an immediate family member of the property owner exists due to a health related concern.

Short term rental means an accommodation where, in exchange for compensation, a residential dwelling unit is provided for lodging for a period of time not exceeding 30 consecutive days.

Solar energy system means any equipment or operation designed to capture energy from the sun and convert it to electricity for the purpose of feeding an electric utility's power grid.



~~Travel trailer and recreational vehicle means a portable structure, whether self-propelled or pulled by a power unit, designed as temporary occupancy for travel, recreation and vacation uses, which is identified on the unit by the manufacturer as a camper, travel trailer, recreational vehicle or bus.~~

3.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(1)c.4. is deleted in its entirety and replaced with the following:

4. ~~No person shall reside in a recreational vehicle on a subdivision lot for more than 7 days and must be able to provide proof of proper sewage disposal at an approved facility upon request.~~
4. **No person shall reside in a camper, travel trailer, recreational vehicle or similar mobile housing in R-1. Exception, see section 22-390.**

4.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(5) is deleted in its entirety and replaced with the following:

(5) *Neighborhood commercial.* This group of use includes limited commercial activities of a convenience nature and professional offices predominantly serving residential neighborhoods within a two-mile radius. Examples include the following specific uses, and all substantially similar types of uses:

- a. Convenience commercial retail establishments, including convenience stores, gasoline sales and service, combination gasoline sales and food marts, **laundromats** and similar facilities.
- b. Professional and office uses listed in subsection (b)(4) of this section.
- c. Restaurants with drive-up and/or walk-up facilities.
- d. Roadside produce stands, temporary or permanent. **This includes farm and garden supplies, as well as plant nurseries. All merchandise outside must be stored inside an approved enclosed secured structure from dusk to dawn.**
- e. Animal care facilities including veterinary clinics, kennels or other animal boarding facilities with no outdoor runs. Kennels include the commercial raising, breeding, and boarding of dogs. Requirements in section 22-154 must be met.
- f. **Farm and garden supplies and plant nurseries. All merchandise displayed outside must be stored inside an approved enclosed secured structure from dusk to dawn.**

5.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(6)e. is deleted in its entirety and replaced with the following:

- e. ~~Farm and garden supplies, building supplies, vehicle parts and accessories.~~
- e. **Farm and garden supplies, building supplies, vehicle parts and accessories, wholesale and retail businesses for storing, assembling and distributing goods.**

6.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b)(9)b. is deleted in its entirety and replaced with the following:



b. ~~Low density residential use is allowed (refer to the table of allowable uses set forth in section 22-148).~~

b. Low density residential use is allowed (refer to the tables of allowable uses set forth in section 22-148 and section 22-149)

7.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-147(b) is amended to include the following:

(14) *Glamping*. This use category includes outdoor recreational facilities, including but not limited to yurts, treehouses and campgrounds, designed for short term overnight occupancy, that are located in agricultural zones, but do not qualify as agricultural enterprises.

8.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-148 Glamping table row is added:

Glamping	A	P	P	P	P	P	P	P	P	A
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9.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-148 Neighborhood commercial table row is deleted in its entirety and replaced with the following:

Neighborhood commercial	A	P	P	P	P	A	A	A	P	A
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10.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-149 Residential table rows are deleted in their entirety and replaced with the following:

Residential (Dup.)	A	P	A	P	A	A	A	P	A	P	A
Residential (MF)	A	P	A	P	A	A	A	P	A	P	A

11.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-153(c) is deleted in its entirety and replaced with the following:

(c) ~~Due to the introduction of new breeds of animals and trends in animal ownership, other nondomesticated animals may be allowed upon the approval of the Planning Commission so long as such animals do not include chickens or other poultry, pigs or other swine, or wild nondomesticated animals known to attack humans without provocation.~~

(c) Due to the introduction of new breeds of animals and trends in animal ownership, other nondomesticated animals may be allowed upon the approval of the Planning Commission, so long as such animals do not include wild nondomesticated animals known to attack humans without provocation.

12.

ARTICLE IV. ZONING, DIVISION 2: DISTRICTS AND DISTRICT REGULATIONS; Section 22-156 – 178 is amended as follows:



Sec. 22-156. Poultry Operations.

(a) Minimum acres required for 1-4 standard poultry houses containing 20,000 sq. ft. per house (40 x 500) shall require a minimum of 35 acres and meet all setback/buffer requirements. Applicants building poultry houses containing more than 20,000 sq. ft. will need to work with the Planning Office to determine the minimum acres needed to construct poultry houses and still meet all buffer/setback requirements. Each additional poultry house and/or waste storage facility will require an additional five (5) acres and meet all existing buffer/setback requirements.

Producers should be aware that this minimum is based on a perfect square and additional acreage could be needed to place houses and meet all buffer/setback requirements.

(b) A waste storage facility/stack house is subject to the same buffer/setbacks as a poultry house: 400-feet from the property line. Reciprocal buffer/setbacks apply from new residences to a waste facility: 200-feet from the property line / 400-feet from an existing waste facility. The farm owner/operator or a residence provided to employees shall be exempt from setback requirements.

~~Sees. 22-156 – 22-178. Reserved.~~

Secs. 22-157—22-178. Reserved.

13.

ARTICLE IV. ZONING, DIVISION 3: SITE IMPROVEMENT STANDARDS; Section 22-181 table is amended as follows:

					<i>Front Setback from State and Federal Highways (ft)</i>	<i>Front Setback from State and Federal Highway right of way (ft)</i>

14.

ARTICLE IV. ZONING, DIVISION 3: SITE IMPROVEMENT STANDARDS; Section 22-184(e) – (h) is deleted in its entirety and replaced with the following:

(e) ~~A 400 foot buffer is required between the A-1 Agriculture District and property zoned R-1, R-2, R-3, C-1 or CN. The buffer area shall be measured from the property line from which the buffer is required, and such buffer may be used for general or low intensity agricultural purposes, but may not be used for a feedlot, poultry, hog and dairy operations.~~

(e) A buffer or setback of at least 400-feet is required between the A-1 Agriculture District and property zones A-1, R-1, R-2, R-3, C-1 and C-N. The measurement shall be from the property line to the nearest point of the poultry house. Such buffer/setback may be used for general or low intensity agricultural purposes but may not be used for feedlot, poultry, hog or dairy operations.



(f) ~~A buffer of at least 400 feet shall be required and maintained from any residential or commercial structure to the nearest point at which a feedlot, poultry, hog or dairy operation is taking place within an A-1 district. The buffer will be maintained by the owner of the land used for a feedlot, poultry, hog or dairy operations; however, said buffer can be used for other general and low intensity agricultural uses. Buffer requirements under this subsection are applicable where the residential or commercial structure is in existence prior to the construction of the feedlot, poultry, hog or dairy operation.~~

(f) A buffer or setback of at least 400-feet shall be required and maintained from any residential or commercial structure to the nearest point at which a feedlot, poultry, hog or dairy operation is taking place, within an A-1 district. The buffer/setback can be used for other general and low intensity agricultural uses. The farm operator/owner's or a residence provided to employees shall be exempt from setback requirements.

(g) ~~In the event a screen, wall, fence, planted dividing strip or any other type of buffer is required by this article for any use, such screen, wall, or other buffer will be subjected to periodic inspections by the Office of Planning and Enforcement to determine that such required wall, fence, etc., is being properly maintained. Failure to maintain such required wall, fence, etc., to an acceptable standard may be deemed a violation of this section.~~

(g) A buffer or setback of 400-feet will be required from a new residence to an existing poultry house or 200-feet from the property line to an existing poultry house. A 300-foot minimum setback will be required from the centerline of the road to the nearest point of a new poultry house.

(h) In the event a screen, wall, fence, planted dividing strip or any other type of buffer (hereinafter referred to as "Buffer") is required by this article, for any use, the Buffer shall be subjected to periodic inspections by the County Office of Planning and Enforcement to determine that the Buffer is being properly maintained. Failure to properly maintain the Buffer to an acceptable standard may be deemed a violation of this section.

15.

ARTICLE IV. ZONING, DIVISION 5: SPECIAL USES AND PERMITS is amended to include the following:

Subdivision IV. Solar Energy System (SES) Special Use Permit

Sec. 22-334. Solar Energy System Special Use Permit

Any SES shall meet the following requirements in order for a SES Special Use Permit to be issued:

1. A SES shall be constructed on a minimum of three or more acres, but shall not cover more than 20% of any parcel.
2. A SES connected to the utility grid shall provide a "proof of concept letter" from the local utility company acknowledging the SES will be interconnected to the utility grid in order to sell electricity to the utility entity.
3. A SES shall be setback from the property line a minimum of 50-feet in every zoning district where allowed. A SES shall be encircled by a security fence or wall a minimum of 6-feet tall. Screening vegetation shall be provided outside the security fence.



4. A ground mounting plan and process must be submitted with the permit application to the county. The ground mounting plan may consist of standard solar manufacturer installation plans and processes for ground mounting.
5. **Signage.** The names of the manufacturers, installers, facility owners, and facility operators, and their addresses and phone numbers shall be posted on the required fencing at each entrance of a SES. In addition, signage shall include a 24-hour emergency contact phone number and state the risks that may result from contact with a SES. No advertising or other signage shall be allowed around the solar energy system, with the exception of educational material.
6. **Glare and lighting.** In order to prevent a glare that may constitute a nuisance to neighboring properties, all panels shall be constructed of non-reflective materials or shall be treated with an anti-reflective material. If lighting is required, it shall:
 - a. Be limited to the minimum reasonably necessary for safe operation;
 - b. Be directed downward where reasonably feasible;
 - c. Incorporate full cut-off fixtures; and
 - d. Reasonably utilize motion sensors.
7. The operation of the SES shall comply with the following:
 - a. Solar panels shall not be placed in the vicinity of any airport in a manner that would interfere with airport flight patterns. Acknowledgement from the Federal Aviation Administration may be necessary.
 - b. All power transmission lines from a ground mounted solar energy system shall be located underground after connection from the solar panel combiners to the interconnection point.
 - c. Clearing of natural vegetation shall be limited to that which is necessary for the construction, operation, and maintenance of the ground mounted solar energy system and shall comply with the requirements of the county zoning code. Any disturbed land shall be stabilized by a permanent seeding of perennial vegetation, such as grass or other dense surface cover, that will protect the soil surface from eroding.
 - d. The applicant shall demonstrate that the proposal will not have an adverse effect on neighboring properties or endangered wildlife species.
8. A written emergency response plan is required for any SEC. The plan shall be approved by the county's planning department, fire department, and emergency management agency prior to start of operations. Each SES owner or operator shall update its emergency response plan no later than the first Monday in January of each year with a copy provided to all departments and agencies named in this subsection. The emergency response plan shall include the following:
 - a. The phone number, email address, and street address for all manufacturers, installers, owners, and operators.
 - b. The phone number, email address, and mailing address for a representative of the SES responsible for responding to public inquiries.
 - c. The material safety data sheets that apply to any materials on the SES.
 - d. Clearly marked means and instructions for authorized staff to shut down the SES.
 - e. A representative for the owner or operator should have a reasonable response to the location in the event of an emergency.



9. In addition to a Special Use Permit, an applicant wanting to construct a SES shall also apply for and meet all of the requirements for a building/development permit.
10. **Decommissioning.** Unless otherwise approved, decommissioning shall begin no later than 12 months after a SES has ceased to generate electricity:
 - a. The SES and all structures associated with it shall be removed and recycled or otherwise reused to the extent reasonably practicable, at the owner(s) or operators expense.
 - b. The SES site shall be restored to as natural condition as possible within six months of the removal.
 - c. All disturbed land shall be stabilized by a permanent seeding of perennial vegetation such as grass or other dense surface cover that will protect the soil surface from erosion, prevent sediment and runoff at the site.
 - d. Before any project breaks ground, there must be a solar decommission plan in place for the future.

Secs. 22-335—22-354. Reserved.

16.

ARTICLE VI. SUBDIVISIONS; Section 22-387(c) is deleted in its entirety and replaced with the following:

(c) **Exceptions.** Manufactured homes located on manufactured home sales lots as inventory for purposes of resale or within the confines of a warehouse are not required to conform to the terms of this section.

(1) ~~Campers and travel trailers are not required to conform to the terms of this section unless used for living purposes, and in such case, must comply with all applicable requirements.~~

(2) ~~Manufactured homes located on manufactured home sales lots as inventory for purposes of resale or within the confines of a warehouse are not required to conform to the terms of this section.~~

17.

ARTICLE VI. SUBDIVISIONS; Section 22-389 is deleted in its entirety and replaced with the following:

Sec. 22-389. Mobile homes built before June 15, 1976 (pre-HUD homes).

Sec. 22-389. Mobile homes built over 20 years from the current date.

(a) All mobile homes or manufactured houses permitted within the County shall meet a reasonable minimum standard for safe and livable housing, and all units shall be completely set up and ready for occupancy without additional attention or modification prior to the granting of approval at final inspection.

(b) ~~The County will require a building inspection by a qualified and licensed electrician and plumber, and shall prohibit the issuance of new placement permits for mobile homes manufactured prior to June 15, 1976, whether on individual lots or within mobile home parks or manufactured home rental communities, unless the units are inspected and~~



~~approved in accordance with the policy for permitting pre-1976 mobile homes within the County, as set forth in regulations governing the placement of manufactured homes in the County.~~

- (b) The County requires an inspection for all work that is being performed for upgrades or renovations on existing mobile homes or manufactured houses. New placement permits for mobile or manufactured homes over 20 years old from the current date, shall be prohibited, whether on individual lots or within mobile home parks or manufactured home rental communities. No mobile homes within the County shall be placed or permitted that are over 20 years in age, as set forth in regulations governing the placement of mobile or manufactured homes in the County.
- (c) All manufactured homes located in the jurisdiction shall bear a label certifying it was constructed in compliance with the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 USC 5401 et seq. (the HUD Code), and shall be installed in accordance with O.C.G.A. § 8-2-160 et seq.
- (d) The regulations of the County and Health Department regarding sanitary facilities, water supply, electrical systems and sewage disposal shall be met.
- (e) The costs for all inspections shall be paid for by the applicant.

18.

ARTICLE VI. SUBDIVISIONS; Section 22-390 is deleted in its entirety and replaced with the following:

- (a) ~~Temporary placement permits shall be issued for travel trailers used for living purposes, manufactured homes or mobile homes temporarily used as office space, and manufactured homes or mobile homes temporarily parked and used as a bona fide construction office, storage place or quarters of a night watchman at a construction site, provided that the regulations of the County and Health Department regarding sanitary facilities, water supply and sewage disposal shall be met.~~
- (a) Temporary placement permits shall be issued for the following purposes:
 - (1) Campers, travel trailers or recreational vehicles used for living purposes during the construction of a new single-family dwelling.
 - (2) Campers, travel trailers, recreational vehicles, manufactured homes or mobile homes used for temporary housing of construction and security workers, office space or storage at a bona fide construction site, provided that the regulations of the County and Health Department regarding sanitary facilities, water supply and sewage disposal shall be met.
- (b) ~~A temporary placement permit shall be valid for a period of 1 year from the date of issuance.~~
- (b) A temporary placement permit shall be valid for a period of 1 year from the date of issuance. A time extension may be granted on a case by case basis at the discretion of the Planning Director.

19.

This ordinance is effective immediately upon its adoption.

20.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.



21.

If any section, clause, sentence, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

PASSED AND ADOPTED this _____ day of _____, 2024.

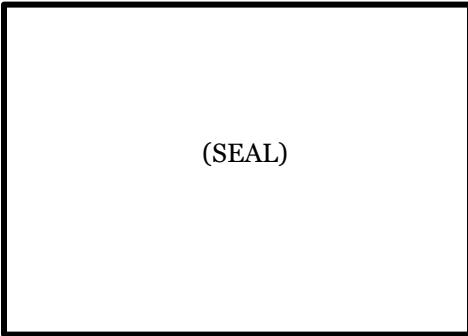
ATTEST:

WALKER COUNTY, GEORGIA

Jessica Station, Deputy Clerk

SHANNON K. WHITFIELD, Chairman

(SEAL)



The foregoing Ordinance received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to adopt the Resolution.



ORDINANCE O-02-24

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 4 OF THE CODE OF WALKER COUNTY, GEORGIA REGARDING ALCOHOLIC BEVERAGES; TO REDUCE THE NUMBER OF LICENSES AVAILABLE FOR RETAIL PACKAGE SALES OF DISTILLED SPIRITS; INCREASE THE DISTANCE REQUIRED BETWEEN TWO LIQUOR STORES; TO PROVIDE FOR SEVERABILITY AND OTHER PURPOSES

WHEREAS, the Board of Commissioners is the governing authority for Walker County, Georgia; and

WHEREAS, Walker County desires to amend its Alcoholic Beverages Code to reduce the number of licenses available for retail package sales of distilled spirits, along with other revisions;

THEREFORE, BE IT ORDAINED by the Board of Commissioners of Walker County that Chapter 4 of the Code of Walker County, Georgia is amended as follows:

1.

ARTICLE I. ALCOHOLIC BEVERAGE COMMISSION; Section 4-17(a)(4) is deleted in its entirety and replaced with the following:

(4) ~~At least 1,500 feet must separate the front doors of retail package license holders.~~
(4) At least 15,080 feet must separate the front doors of retail package license holders;

2.

ARTICLE I. ALCOHOLIC BEVERAGE COMMISSION; Section 4-21(1) is amended to include the following:

(a) Tasting events shall only be permitted inside the licensed premises.

3.

ARTICLE IV. RETAIL PACKAGE SALES OF DISTILLED SPIRITS; Section 4-200(b) is deleted in its entirety and replaced with the following:

(b) ~~As provided herein, no license shall be issued for retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued in Walker County is less than 5 licenses per County Commission District. As an additional requirement, no license shall be issued for the retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued within the same County Commission District is less than 5.~~

(b) As provided herein, no license shall be issued for retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued in Walker County is no more than 3 licenses per County Commission District. As an additional requirement, no license shall be issued for the retail package sales of distilled spirits unless the number of active retail distilled spirit licenses issued within the same County Commission District is no more than 3.

4.

This ordinance is effective immediately upon its adoption.



5.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

6.

If any section, clause, sentence, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

PASSED AND ADOPTED this _____ day of _____, 2024.

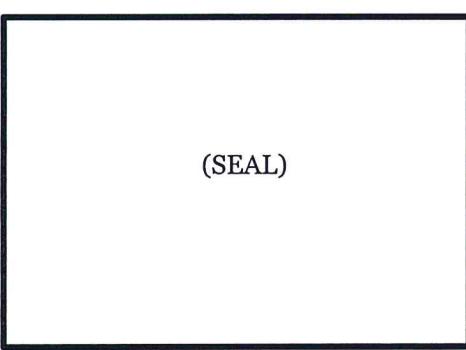
ATTEST:

WALKER COUNTY, GEORGIA

Jessica Staton, Deputy Clerk

SHANNON K. WHITFIELD, Chairman

(SEAL)



The foregoing Ordinance received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to adopt the Resolution.



RESOLUTION R-041-24

A RESOLUTION OF THE WALKER COUNTY BOARD OF COMMISSIONERS TO AUTHORIZE THE FILING OF AN APPLICATION WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION AND THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR A GRANT FOR PUBLIC TRANSPORTATION ASSISTANCE UNDER TITLE 49 U.S.C., SECTION 5311.

WHEREAS, the Board of Commissioners of Walker County (“Board”) is the governing authority of Walker County, Georgia; and

WHEREAS, the Federal Transit Administration and the Georgia Department of Transportation are authorized to make grants to non-urbanized (rural) areas for mass transportation projects; and

WHEREAS, the contract for financial assistance will impose certain obligations upon Applicant, including the provision of the local share of project costs; and

WHEREAS, it is required by the United States Department of Transportation and the Georgia Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Federal Transit Act, the applicant gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the United States Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that Minority Business Enterprise (Disadvantaged Business Enterprise and Women's Business Enterprise) be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority business shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant and other services;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Walker County, Georgia hereinafter referred to as “Applicant”,

1. That the designated official, Shannon Whitfield, Chairman/CEO, hereinafter referred to as “Official” is authorized to execute and file an application on the behalf of the Applicant, a County government, with the Georgia Department of Transportation to aid in the financing of public transportation assistance pursuant to Section 5311 of the Federal Transit Act.
2. That the Official is authorized to execute and file such application and assurances or any other document required by the U.S. Department of Transportation and the Georgia Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964.
3. That the Official is authorized to execute and file all other standard assurances or any other document required by the Georgia Department of Transportation or the U.S. Department of Transportation in connection with the application for public transportation assistance.
4. That the Official is authorized to execute grant contract agreements on behalf of the Applicant with the Georgia Department of Transportation.



5. That the Official is authorized to set forth and execute Minority Business Enterprise, DBE (Disadvantaged Business Enterprise) and WBE (Women Business Enterprise) policies and procedures in connection with the project's procurement needs as applicable.
6. That the applicant while making application to or receiving grants from the Federal Transit Administration will comply with FTA Circular 9040.1G, FTA Certifications and Assurances for Federal Assistance 2021 as listed in this grant application and General Operating Guidelines as illustrated in the *Georgia State Management Plan*.
7. That the applicant has or will have available the required non-federal funds to meet local share requirements for this grant application.

SO RESOLVED AND ADOPTED this 14th day of November, 2024

WALKER COUNTY, GEORGIA

SHANNON K. WHITFIELD, Chairman

The forgoing Resolution received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question, the vote is _____ ayes, _____ nays to _____ the Resolution.

Signed, sealed and delivered this 14th day of November, 2024 in the presence of:

WITNESS

PUBLIC NOTARY

SEAL:

CERTIFICATE

The undersigned duly qualified and acting Clerk of Walker County Government certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting held on November 14, 2024.

Jessica Staton

Deputy Clerk, Walker County

(Place Seal Here)



RESOLUTION R-042-24

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF WALKER COUNTY FOR THE PURPOSE OF ENACTING A TEMPORARY EMERGENCY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR ZONING APPROVALS, BUILDING PERMITS, LAND DISTURBANCE PERMITS, AND ANY OTHER APPROVALS OR PERMITS, OR PROCESSING OF OR ISSUANCE OF DECISIONS ON ANY SUCH APPLICATIONS, REGARDING NEW SOLAR ENERGY SYSTEMS OR THE EXPANSION OF EXISTING OPERATIONS THAT PRODUCE SOLAR POWER

WHEREAS, the Board of Commissioners (“Board”) is the governing authority for Walker County, Georgia; and

WHEREAS, the Georgia Constitution and general laws of the State of Georgia grant the local governing authority of each county jurisdiction to control all county property and to further adopt such ordinances and regulations as necessary to protect the public health, public safety, and general welfare of its citizens;

WHEREAS, for the purpose of this Resolution, a solar energy system is defined as any equipment or operation designed to capture energy from the sun and convert it to electricity for the purpose of feeding an electric utility’s power grid; and

WHEREAS, solar panel developers and utility scale solar energy systems require large areas of real property, and the County’s current zoning ordinance does not address the appropriate zone or zones for solar energy systems, as well as necessary buffers and setbacks;

WHEREAS, solar energy systems also require large areas of primarily flat real property that are currently used for farming purposes; and

WHEREAS, it is in the best interests of the County and its citizens to have zoning ordinances and other ordinances in existence for the orderly operation of solar energy systems; and

WHEREAS, renewable energy generated from solar energy systems is a valuable source of energy for commercial, industrial, and residential use in Walker County; and

WHEREAS, the Board desires to strike an appropriate balance between the use of solar energy and the other issues set forth above; and

WHEREAS, the Georgia Supreme Court has held that a moratorium with response to the application of a zoning ordinance may be put in place for a reasonable period of time without the necessity of complying with the notice requirements of the Georgia Zoning Procedures Law; and

WHEREAS, the Board is currently in the process of preparing appropriate amendment(s) to the County zoning ordinance regarding solar energy systems and needs time to hold public hearings required by law, and to adopt such amendment(s); and



WHEREAS, Resolution R-018-24 was adopted by the Board on May 9, 2024 and has since expired;

THEREFORE, BE IT RESOLVED that the Board hereby enacts a temporary emergency moratorium as follows:

1. This moratorium is enacted for temporary and emergency purposes only, and shall be in effect immediately upon the adoption of this Resolution and shall continue in existence for a total of 180 days from its adoption, until it is repealed, or a new ordinance addressing solar energy systems is adopted, whichever event occurs first;
2. This moratorium applies to all applications for any permit approval or issuance required for the construction, expansion, or operation of a new or expanded solar energy system;
3. Neither the County nor any of its staff or departments shall accept applications for zoning approval, building permits, land disturbance permits, or any other approvals or permits, or process or issue any decisions on any such applications regarding facilities or structures for new or expanded solar energy system;
4. No action taken by any person or entity during this temporary moratorium shall serve to vest any rights to develop or operate any solar energy system operation;
5. Previously approved solar energy systems shall not be prevented by this moratorium under and consistent with prior final approval.

SO RESOLVED AND ADOPTED this 14th day of November, 2024.

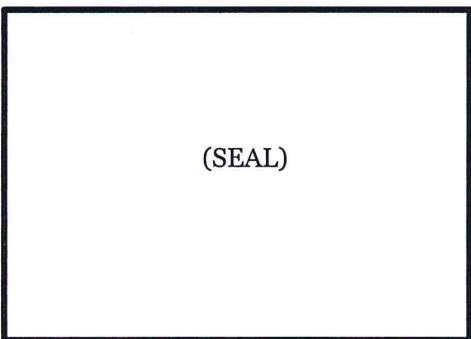
ATTEST:

WALKER COUNTY, GEORGIA

JESSICA STATON, Deputy Clerk

SHANNON K. WHITFIELD, Chairman

(SEAL)

A large, empty rectangular box with a black border, intended for the physical seal of the county.

The foregoing Resolution received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to _____ the Resolution.



RESOLUTION R-043-24

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF WALKER COUNTY FOR THE PURPOSE OF REPEALING A TEMPORARY MORATORIUM ON THE ACCEPTANCE AND ISSUANCE OF APPLICATIONS FOR NEW LICENSES FOR RETAIL PACKAGE SALES OF DISTILLED SPIRITS

WHEREAS, the Board of Commissioners (“Board”) passed Resolution R-029-24 on August 22, 2024 enacting a temporary emergency moratorium on the acceptance of applications for new licenses for retail package sales of distilled spirits; and

WHEREAS, the Board needed time to review and prepare appropriate amendment(s) to the County Alcohol Ordinance, to hold public hearings required by law, and to adopt such amendment(s) and other ordinances; and

WHEREAS, with the adoption of Ordinance O-02-24, the need for a temporary emergency moratorium on the acceptance of applications for new licenses for retail package sales of distilled spirit no longer exists;

THEREFORE BE IT RESOLVED, that the Board of Commissioners of Walker County, Georgia does hereby repeal Resolution R-029-24.

SO RESOLVED AND ADOPTED this 14th day of November, 2024.

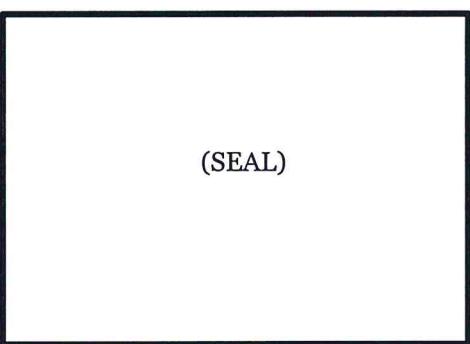
ATTEST:

WALKER COUNTY, GEORGIA

JESSICA STATON, Deputy Clerk

SHANNON K. WHITFIELD, Chairman

(SEAL)



The foregoing Resolution received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to _____ the Resolution.



RESOLUTION R-044-24

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF WALKER COUNTY TO AUTHORIZE PARTICIPATION IN THE ACCG - INTERLOCAL RISK MANAGEMENT AGENCY SUPPLEMENTAL MEDICAL, ACCIDENT, AND DISABILITY FUND: FIRST RESPONDER PTSD PROGRAM

WHEREAS, Article 9, Section 3, Paragraph 1 of the Constitution of Georgia authorizes counties and other political subdivisions to contract with each other for activities which the contracting parties are authorized by law to undertake; and

WHEREAS, Chapter 85 of Title 36 of the Official Code of Georgia Annotated authorizes counties to execute intergovernmental contracts to form, and become members of, an interlocal risk management agency for the purpose of sharing the risks of accident, disability, supplemental medical, general liability, motor vehicle liability, property damage, or any combination of such risks with those of other counties; and

WHEREAS, counties within Georgia have found it increasingly difficult to obtain commercial insurance protection, and have found the costs of such protection often exceed the ability of a county to pay; and

WHEREAS, counties in Georgia need a stable method for managing their risks to avoid the unpredictable and cyclical nature of the commercial insurance market; and

WHEREAS, many Georgia counties do not have sufficient resources to self-insure their risks on an individual basis; and

WHEREAS, through the Association County Commissioners of Georgia (ACCG), Georgia counties have created an intergovernmental risk management agency so that the Georgia counties may insure and/or self-insure their risks; and

WHEREAS, the County of Walker is an existing member of the ACCG – Interlocal Risk Management Agency (ACCG-IRMA), an interlocal risk management agency formed pursuant to Chapter 85 of Title 36 of the Official Code of Georgia Annotated, and previously has entered into an intergovernmental contract for the purpose of joining ACCG-IRMA and participating in the ACCGIRMA Property and Liability Fund and/or the first Supplemental Medical, Accident and Disability Fund known as the Firefighters' Cancer Benefit Program (the "Fund(s)"); and

WHEREAS, ACCG-IRMA has also established a second Supplemental Medical, Accident, and Disability Fund known as the First Responder PTSD Program for the purpose of protecting against certain other liabilities imposed upon Georgia counties by state law; and

WHEREAS, the Board of Commissioners ("Board") is the governing authority of Walker County, Georgia, and finds that it is in the best interest of its citizens to participate in this second ACCG-IRMA Supplemental Medical, Accident, and Disability Fund (the First Responder PTSD Program);

NOW THEREFORE, BE IT RESOLVED by the Board:

SECTION 1

The Board hereby authorizes the County to become a participant in the ACCG-IRMA Supplemental Medical, Accident, and Disability Fund known as the First Responder PTSD Program for the purpose of providing coverage for those risks imposed upon the County by



state law and for which the Supplemental Medical, Accident, and Disability Fund has been established. The County's continuing participation in the ACCG-IRMA Fund(s) in which the County is currently enrolled is hereby confirmed.

SECTION 2

The Chair/CEO of Walker County is authorized to execute on behalf of the County any and all documents necessary and proper to become a participant in the ACCG-IRMA Supplemental Medical, Accident, and Disability Fund known as the First Responder PTSD Program.

SECTION 3

The powers of ACCG-IRMA, unless the intergovernmental contract and ACCGIRMA bylaws are amended, shall be limited to those authorized by Chapter 85 of Title 36 of the Official Code of Georgia Annotated, and the related Rules and Regulations of the Commissioner of Insurance of the State of Georgia.

SECTION 4

The continuing operations of ACCG-IRMA and the obligation of the County to fully participate in such operations shall be effectuated in accordance with the intergovernmental contract and ACCG-IRMA bylaws.

SECTION 5

The Insurance Clerk is designated as the County's representative to ACCG-IRMA. The County may change its representative by informing ACCG-IRMA of the change in writing.

SECTION 6

This Resolution shall be effective upon its passage and approval.

SO RESOLVED AND ADOPTED this 14th day of November, 2024.

ATTEST:

WALKER COUNTY, GEORGIA

JESSICA STATON, Deputy Clerk

SHANNON K. WHITFIELD, Chairman

(SEAL)

The foregoing Resolution received a motion for _____ from Commissioner _____, second by Commissioner _____, and upon the question the vote is _____ ayes, _____ nays to _____ the Resolution.

**ACCG - INTERLOCAL RISK MANAGEMENT (ACCG-IRMA)
FIRST RESPONDER PTSD APPLICATION AND PARTICIPATION AGREEMENT**

Employers eligible to participate in ACCG-IRMA (hereinafter a “Participating Employer” or “Employer”) shall complete this Application and Participation Agreement in order to purchase First Responder PTSD coverage fully insured by MetLife under the ACCG-IRMA First Responder PTSD Fund Master Policy for a Lump Sum PTSD Diagnosis Benefit, a PTSD Disability (Income Replacement) Benefit, or a Combined Lump Sum PTSD Diagnosis Benefit and PTSD Disability (Income Replacement) Benefit. Once approved by ACCG-IRMA’s Program Administrator, the Participating Employer will receive a one-page Summary of Benefits identifying the purchased coverage(s) (the “First Responder PTSD Policy”) and a link to the Policy Certificate for the purchased coverage(s), so it may make these available to their First Responders.

Who Does What?

- ACCG-IRMA is the Policyholder of a First Responder PTSD Policy insured by MetLife, which provides a Lump Sum Benefit and a Disability (Income Replacement) Benefit. These coverages together are designed to meet the requirements of the Ashley Wilson Act (the “Act”), effective January 1, 2025.
- Association County Commissioners of Georgia (“ACCG”) is the Program Administrator for ACCG-IRMA. ACCG uses information from the First Responder census data provided by the Participating Employer to bill for the premiums due under the First Responder PTSD Policy and maintains (either directly or through the broker for the First Responder PTSD Policy) Participating Employers’ Application and Participation Agreements.
- Participating Employers are responsible for providing census data to ACCG-IRMA’s broker that identifies all First Responders (as defined below) performing first responder services for them, classifying the First Responders by statutory definition and as employed or volunteer, and identifying those First Responders who are First Responders for another Public Entity.
- Participating Employers are responsible for submitting complete and accurate census data and paying premiums to ACCG-IRMA, communicating with First Responders about the coverages the Employer provides, providing the Summary of Benefits and link to the applicable Certificate to First Responders, and providing all requested information and documentation requested by ACCG-IRMA’s broker to ensure the census is current.
- Participating Employers are responsible for designating an authorized member of human resources staff to receive inquiries from MetLife related to work requirements or work status for disability claims and provide all information requested by MetLife for that purpose.
- To comply with the confidentiality provisions of the Act, ACCG and ACCG-IRMA’s broker will not inform Participating Employers whether a First Responder has submitted a claim for benefits or received any such benefits.
- Participating Employers are responsible for ensuring that any information in their possession related to claims, and any other information that would reasonably identify an individual as having been diagnosed with PTSD, is used only in accordance with applicable laws and is kept confidential in the same way as mental health information related to an employer sponsored major medical plan or employee assistance program.
- Participating Employers are prohibited by law from taking any employment action solely as a result of a First Responder’s diagnosis, claims, or benefits under the Act.
- MetLife evaluates claims and pays approved claims under the First Responder PTSD Policy. All claims for benefits must be submitted to MetLife.
- First Responders do not need to inform the Participating Employer that they are making a claim.
- Neither ACCG-IRMA nor ACCG have any role in claim determination or payment.

Definition of First Responder. A First Responder for the Participating Employer is an individual who meets one or more of the following definitions as a result of services he or she performs for the Participating Employer as an employee or volunteer:

(A) 'Communications officer' as defined in Code Section 37-12-1;
(B) ~~Coronavirus Officer~~ as defined in Code Section 45-1-8;
(C) 'Emergency medical professional' as defined in Code Section 16-10-24.2;
(D) 'Emergency medical technician' as defined in Code Section 16-10-24.2;
(E) 'Firefighter' as defined in Code Section 25-4-2;
(F) 'Highway emergency response operator' as defined in Code Section 45-1-8;
(G) 'Jail officer' as defined in Code Section 45-1-8;
(H) 'Juvenile correctional officer' as defined in Code Section 45-1-8;
(I) 'Peace officer' as defined in Code Section 35-8-2;
(J) 'Probation officer' as defined in Code Section 45-1-8; and
(K) Law enforcement officer with the Department of Natural Resources.

1

Employer Obligations:

- Employer shall not require any kind of contribution from First Responders for the coverage(s) provided under the First Responder PTSD Policy.
- Employer is solely responsible for identifying all First Responders (as defined above). Any questions

about First Responder status should be resolved by contacting legal counsel.

- Employer shall submit initial First Responder census data to the ACCG-IRMA broker in the form requested, and must update this census data as requested in order to ensure that all First Responders are properly identified and classified.
- The Employer's cost for coverage under the First Responder PTSD Policy will be based on the most recent census data at the time of billing.
- Employer shall provide the Summary of Benefits and a link to the applicable Certificate to all First Responders at no charge, and shall provide a copy of the applicable Policy to First Responders upon request.
- If the Policy is terminated for any reason, Employer shall provide notification of termination to all First Responders.
- Whenever requested to do so by MetLife or ACCG, Employer shall provide MetLife or ACCG the information requested.

Benefits Exempt from Income Tax:

- MetLife has determined that benefits it will pay under the policy are not subject to state or federal income taxation. Accordingly, MetLife will not report benefits to the IRS or withhold any amounts from benefit payments.
- MetLife will advise benefit recipients that benefits are not subject to federal or state income tax, so MetLife will not withhold taxes or provide a 1099 or W-2 or report benefit payments to the IRS. MetLife will remind benefit recipients that the benefits may offset other benefits received by the recipient or have other tax consequences and encourage them to consult their tax advisor for guidance.
- MetLife will provide a summary of benefits to the benefits recipient upon request.
- Legal counsel to ACCG-IRMA has advised ACCG-IRMA of the following:
 - The Ashley Wilson Act provides that benefits payable pursuant to the Ashley Wilson Act are not subject to Georgia income tax.
 - Benefits payable under the policy to First Responders (as defined in the statute) are not subject to federal income tax because the Ashley Wilson Act is a statute in the nature of a workers' compensation act under Treas. Reg. Section 1.104-1(b) and the MetLife policy bases benefits solely on diagnosis of work-related injuries or sickness as described in the Act.
 - Participating Employers have no tax obligations arising from payment of benefits to their First Responders.
- A copy of the opinion letter is available upon request.

Information Privacy and Security:

- See the attached PTSD Privacy Notice, which will be posted on the website where policy information is published. This Notice explains the privacy requirements of the Ashley Wilson Act and how individually identifiable information is used and shared.
- As a critical illness and disability policy, the PTSD Program is not subject to the federal information privacy and security law that applies to group health plans (HIPAA). However, ACCG, the ACCG-IRMA broker, and MetLife protect individually identifiable information and use and share it only in accordance with the privacy provisions of the Ashley Wilson Act and any other applicable privacy laws.
- Participating Employers will provide census data to ACCG-IRMA's broker using a secure portal established by the broker.

Desired Coverage (See Attached Proposal for Estimated Annual Premiums):

Participating Employer is applying for and agreeing to purchase the First Responder PTSD Combined Lump Sum Diagnosis Benefit and PTSD Disability (Income Replacement) Benefit unless the following option is checked 24

 First Responder Lump Sum PTSD Diagnosis Benefit Only* (Alone, this coverage does NOT meet the requirements of the Ashley Wilson Act. Leave BLANK if you want the full coverage.)

The coverage elected above automatically renews at each anniversary of the effective date, based on then current premiums established by the Program Administrator. Coverage may be terminated in accordance with the ACCG-IRMA Bylaws regarding termination of membership in an ACCG-IRMA Fund.

On behalf of _____ [Name of Participating Employer],
_____ County, Georgia, I submit this Application and Participation Agreement and
agree to its terms.

Signature: _____
Print Name: _____

Date: _____
Title: _____

Privacy Notice for Georgia First Responders PTSD Program

This Privacy Notice describes the individually identifiable information about First Responders that Program Administrators of the Georgia First Responders PTSD Program collect and how it is used and shared.

PROGRAM ADMINISTRATORS: Certain employees of Georgia Municipal Association (“GMA”) and Association County Commissioners of Georgia (“ACCG”) provide administrative services for the PTSD Program. The Southeastern Series of Lockton Companies, Inc. serves as broker for the MetLife insurance policy that is offered through the PTSD Program. GMA, ACCG, and Lockton are all Program Administrators of the PTSD Program.

PRIVACY OBLIGATIONS UNDER ASHLEY WILSON ACT: The Ashley Wilson Act contains privacy requirements for information that “could reasonably be used to identify individuals making claims or who have made claims or who have received benefits.” These privacy requirements were included because federal privacy law (HIPAA) does not apply to the Program. Program Administrators and MetLife treat this information as “sensitive mental health information” and only use and share the information to operate the Program, prepare aggregated reports, comply with the law, or as authorized by the First Responder.

Communications between First Responders (or their representatives) and Program Administrators or MetLife are confidential and privileged.

The Act ensures that First Responders can get the lump sum benefit in a confidential manner similar to receiving mental health benefits under a group health plan (subject to HIPAA) or under an employee assistance program, and limits interactions with the employer for disability benefits to those allowed for other mental health disability benefits.

- First Responders submit their claims for benefits directly to MetLife and do not need to inform the Employer.
- MetLife will not inform Program Administrators of claims or benefits without the First Responder’s express authorization.
- MetLife and Program Administrators will never tell Employers whether a First Responder has made a claim for or received a lump sum benefit (without express authorization).
- For the disability benefit, MetLife will only communicate with a human resources contact at the Employer about work requirements and work status, which will indicate that the First Responder has submitted a claim for disability benefits.
- Due to the nature of the Program, MetLife does not need to and will not provide any reports of benefits to the IRS or the Employer.
- If an Employer learns of a claim or benefits from the First Responder or otherwise, the Employer is prohibited by law from taking any employment action solely as a result of a First Responder’s diagnosis, claims, or benefits.
 - Employers are required to treat any information they may learn about claims or benefits confidentially as they would treat mental health information associated with a group health plan or employee assistance program.
 - Employers are required to designate an employee who is authorized to securely submit eligibility information about First Responders to the Program Administrators’ eligibility portal. This information identifies which employees and volunteers meet the definition of First Responder and does not contain any information about claims or benefits.

Eligibility Data: A designated representative of each Employer that offers the Program securely submits the following information to the eligibility portal twice a year: **first and last name, social security number, date of birth, type of First Responder (by statutory definition), and employed or volunteer status.** This information is used to ensure proper billing of premiums and is securely shared with MetLife to enable MetLife to validate identity and determine eligibility for benefits when First Responders submit claims. To comply with the Act's privacy requirements, MetLife will NOT check with the Employer to determine eligibility when a claim is made.

Information Provided by First Responder: If a First Responder contacts a Program Administrator with questions about the Program, the Program Administrator may collect individually identifiable information necessary to answer the questions or direct the First Responder to the right resource and otherwise communicate with the First Responder. This information may include name, phone number, email, employer, employment status, and other information shared by the First Responder. This information is used to answer the questions and may be shared with other Program Administrators or MetLife as appropriate for answering the question and for customer service purposes.

Information About First Responder Claims or Receipt of Benefits: Program Administrators do not have access to information about whether a First Responder has submitted a claim for benefits or has received benefits unless the First Responder shares that information with the Program Administrator(s). MetLife is prohibited from sharing individually identifiable information about claims and benefits with the Program Administrators without an express written authorization from the First Responder. However, Program Administrators may learn about claims or benefits from a First Responder or someone acting on behalf of the First Responder. Program Administrators may share this information with other Program Administrators and MetLife as they deem appropriate for the operation of the Program.

Reports that Do Not Include Direct Identifiers: Program Administrators may request reports from MetLife that show use of benefits for purposes of evaluating the Program. These reports will not contain names or other direct identifiers. However, the reports may contain information (such as type of First Responder and geographic location of employer) that could be used with other information to identify individuals. These reports will be used as the Program Administrators deem appropriate for the operation of the Program and may be shared among the Program Administrators and with MetLife. Reports that could reasonably be used to identify an individual shall not be shared except as required by law.

PROTECTION OF INDIVIDUALLY IDENTIFIABLE INFORMATION

The Program Administrators and MetLife have privacy and information security policies and procedures and safeguards designed to ensure that individually identifiable information is protected from unauthorized access, misuse, and destruction. These controls are designed to meet a variety of applicable laws. For more information about MetLife's privacy practices, refer to the MetLife Privacy Notice posted on <https://www.gfrptsdinsurance.com/>.

MEMORANDUM OF AGREEMENT
BY AND BETWEEN
GEORGIA DEPARTMENT OF TRANSPORTATION
AND
WALKER COUNTY
FOR
RIGHT OF WAY

THIS MEMORANDUM OF AGREEMENT (the "Agreement") is made and entered into as of _____ (the "Effective Date"), by and between the GEORGIA DEPARTMENT OF TRANSPORTATION, an agency of the State of Georgia (hereinafter called the "DEPARTMENT" or "GDOT"), and WALKER COUNTY, acting by and through its Chairman and Board of Commissioners (hereinafter called the "LOCAL GOVERNMENT").

WHEREAS, PI No. 0018254 EAST ARMUCHEE RD @ EAST ARMUCHEE CREEK 1.5 MI S OF VILLANOW (hereinafter called "PROJECT") has been added to the Statewide Transportation Improvement Plan; and

WHEREAS, the DEPARTMENT policy requires, and the LOCAL GOVERNMENT has agreed, that the LOCAL GOVERNMENT shall fund a portion of the DEPARTMENT expenses associated with Right of Way ("ROW") Phase (hereinafter called the "ROW Phase") for the PROJECT; and

WHEREAS, the DEPARTMENT has determined guidance for estimating the amount contributed by each Local Government for ROW contributions for each PROJECT based on the level of complexity for the particular project; and

WHEREAS, the LOCAL GOVERNMENT has agreed to pay the amount for the ROW Phase to the DEPARTMENT as set forth herein; and

WHEREAS, the Constitution authorizes intergovernmental agreements whereby state and local entities may contract with one another "for joint services, for the provision of services, or for the joint or separate use of facilities or equipment; but such contracts must deal with activities, services or facilities which the parties are authorized by law to undertake or provide." Ga. Constitution Article IX, §III, ¶I(a).

NOW THEREFORE, in consideration of the mutual promises made and of the benefits to flow from one to the other, the DEPARTMENT and the LOCAL GOVERNMENT hereby agree each with the other as follows:

1. **RECITALS.** The recitals set forth above are true and correct and are incorporated into this Agreement.
2. **PAYMENT BY THE LOCAL GOVERNMENT TO THE DEPARTMENT**
 - a. Based on the assessed level of complexity and subject to the provisions of this Section 2 of the Agreement, the LOCAL GOVERNMENT shall be responsible for providing payment in the amount of **fifty thousand dollars (\$50,000.00)** to the DEPARTMENT within thirty (30) days from the date listed on the GDOT invoice and billing request.
 - b. All payments by the LOCAL GOVERNMENT to the DEPARTMENT shall be sent to the following address:

For payments made by check:

Georgia Department of Transportation
P.O. Box 932764
Atlanta, GA 31193-2764

- c. If there is an unused balance after completion of all the phases of the PROJECT for the PROJECT, pending audit by the DEPARTMENT, the remainder will be refunded to the LOCAL GOVERNMENT.
- d. The DEPARTMENT will prepare Specific Activity Agreements for funding applicable to other PROJECT activities, such as right of way, utilities and construction phases, when appropriate.
- e. Both the LOCAL GOVERNMENT and the DEPARTMENT hereby acknowledge that Time is of the Essence.
- f. If, for any reason, the LOCAL GOVERNMENT does not make payment to the DEPARTMENT pursuant to Section 2(a) above, the DEPARTMENT reserves the right, where applicable, to delay or cancel the PROJECT.

3. **COMPLIANCE WITH APPLICABLE LAWS.**

- a. The undersigned, on behalf of the LOCAL GOVERNMENT, certifies that the provisions of Sections 45-10-20 through 45-10-28 of the Official Code of Georgia Annotated ("O.C.G.A.") relating to Conflict of Interest and State employees and officials trading with the State have been complied with in full.
- b. The provisions of O.C.G.A. §50-24-1 through 50-24-6 of the Official Code of Georgia Annotated relating to the "Drug Free Workplace Act" have been complied with in full, as stated in **Appendix A** of this Agreement.
- c. The LOCAL GOVERNMENT has read and understands the regulations for the State Audit Requirement and will comply in full with said provisions of O.C.G.A. § 36-81-7.
- d. By execution of this Agreement, the undersigned, on behalf of the LOCAL GOVERNMENT, certify under penalty of law that the LOCAL GOVERNMENT is in compliance with the service delivery strategy law (O.C.G.A. § 36-70-1 et seq.) and is not debarred from receiving financial assistance from the State of Georgia.
- e. The LOCAL GOVERNMENT hereby agrees that it shall comply with all applicable requirements of the American with Disabilities Act of 1990 (ADA), 42 U.S.C. 12101, et seq. and 49 U.S.C. 322; Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 791; and regulations and amendments thereto.
- f. The LOCAL GOVERNMENT hereby agrees that it shall comply with O.C.G.A. § 25-9-1 et. seq, Georgia Underground Facility Protection Act, CALL BEFORE YOU DIG 1-800-282-7411.
- g. Pursuant to O.C.G.A. § 13-10-91, the LOCAL GOVERNMENT is and shall be at all times, in compliance with the Federal Work Authorization Program. LOCAL GOVERNMENT agrees that it will comply with all E-Verify and Title VI requirements and execute any documents reasonably required related to such compliance.
- h. The LOCAL GOVERNMENT hereby agrees that it shall not discriminate on the basis of age, race, color, sex, national origin, religion or disability and that it shall comply, at a minimum, with the following Georgia laws: the Georgia Age Discrimination Act (O.C.G.A. § 34-1-2 et seq.); the Georgia Equal Employment for Persons with Disabilities Code (O.C.G.A. 34-6A-1 et seq.); and the Sex Discrimination in Employment (O.C.G.A. 34-5-1 et seq.). The LOCAL GOVERNMENT further agrees that it will comply with any and all state

and federal laws not specifically stated herein addressing discrimination to the extent that such is applicable.

- i. LOCAL GOVERNMENT acknowledges and agrees that failure to complete appropriate certifications or the submission of a false certification shall result in the termination of this Agreement.

4. MISCELLANEOUS

- a. Any notices, requests, demands or other communications that may be required hereunder, shall be in writing and transmitted via hand delivery, overnight courier, or certified mail to the Parties at the respective addresses set forth below. Notices may also be sent by email provided that the recipient acknowledges receipt. Notices will be deemed to have been given when received, unless otherwise noted in the Agreement.

GEORGIA DEPARTMENT OF TRANSPORTATION	WALKER COUNTY
Attn: Neoma Walker Title: Bridge Program Manager Address: 600 West Peachtree NW, Atlanta, GA 30308 Phone: 404-985-1545 Email: nwalker@dot.ga.gov	Attn: Title: Address: Phone: Email:

- b. The individual signing this Agreement on behalf of each party represents and warrants that (s)he has the actual authority to sign this Agreement on behalf of such party, and to bind such party to the terms and conditions of this Agreement.
- c. This Agreement may be modified or amended only by means of a written document executed on behalf of all parties to this Agreement.
- d. The section and paragraph headings contained in this Agreement are for reference purposes only and shall not affect the meaning or interpretation of this Agreement.
- e. The covenants herein contained shall, except as otherwise provided, accrue to the benefit of and be binding upon the successors and assigns of the parties hereto.
- f. If any provision of this Agreement is determined to be invalid or unenforceable, the remaining provisions shall remain in force and unaffected to the fullest extent permitted by law and regulation.
- g. Nothing contained herein shall be construed as conferring upon or giving to any person, other than the parties hereto, any rights or benefits under or by reason of this Agreement.
- h. It is mutually agreed between the parties hereto that this Agreement shall be deemed to have been executed in Fulton County, Georgia, and that all questions of interpretation and construction shall be governed by the laws of the State of Georgia.

- i. This Agreement supersedes all prior negotiations, discussion, statements and agreements between the parties and constitutes the full, complete and entire agreement between the Parties with respect hereto; no member, officer, employee or agent of either party has authority to make, or has made, any statement, agreement, representation or contemporaneous agreement, oral or written, in connection herewith, amending, supplementing, modifying, adding to, deleting from, or changing the terms and conditions of this Agreement. No modification of or amendment to this Agreement will be binding on either Party hereto unless such modification or amendment will be properly authorized, in writing, properly signed by both Parties and incorporated in and by reference made a part hereof.

[SIGNATURES TO FOLLOW]

IN WITNESS WHEREOF, the DEPARTMENT and the LOCAL GOVERNMENT have caused these presents to be executed under seal by their duly authorized representatives as of the Effective Date.

GEORGIA DEPARTMENT OF
TRANSPORTATION

WALKER COUNTY

By: _____

By: _____

Name: Russell McMurry

Name: _____

Title: Commissioner

Title: _____

Attest: _____

Attest: _____

Name: _____

Name: _____

Title: _____

Title: _____

This Agreement approved by Local Government,
the _____ day of _____, 20 ____.

FEIN: _____

APPENDIX A
CERTIFICATION OF LOCAL GOVERNMENT
DRUG FREE WORKPLACE

I hereby certify that I am a principal and duly authorized representative of _____
whose address is _____ and it is also certified that:

1. The provisions of Section 50 24 1 through 50 24 6 of the Official Code of Georgia Annotated, relating to the "Drug Free Workplace Act" have been complied with in full; and
2. A drug free workplace will be provided for the LOCAL GOVERNMENT's employees during the performance of the contract; and
3. Each subcontractor hired by the LOCAL GOVERNMENT shall be required to ensure that the subcontractor's employees are provided a drug free workplace. The LOCAL GOVERNMENT shall secure from that subcontractor the following written certification:

"As part of the subcontracting agreement with _____
_____, _____ certifies to the LOCAL
GOVERNMENT that a drug free workplace will be provided for the subcontractor's employees
during the performance of this contract pursuant to paragraph (7) of subsection (b) of the Official
Code of Georgia Annotated Section 50 24 3"; and

4. It is certified that the undersigned will not engage in unlawful manufacture, sale, distribution, dispensation, possession, or use of a controlled substance or marijuana during the performance of the contract.

Date

Signature

Name: _____

Title: _____

APPENDIX B
CERTIFICATION OF COMPLIANCES
WITH STATE AUDIT REQUIREMENT

I hereby certify that I am a principal and duly authorized representative of _____ whose address is _____ and it is also certified that:

I. PROCUREMENT REQUIREMENTS

The below listed provisions of State Procurement requirements shall be complied with throughout the Agreement period:

- (a) Provisions of Chapters 2 and Chapters 4 of the Title 32 of the Official Code of Georgia Annotated. Specifically, as to the County the provisions of O.C.G.A. § 32-4-40 et seq. and as to the Municipality the provisions of O.C.G.A. § 32-4-92 et seq.

II. STATE AUDIT REQUIREMENT

The provisions of Section 36-81-7 of the Official Code of Georgia Annotated, relating to the "Requirement of Audits" shall be complied with throughout the contract period in full, including but not limited to the following provisions:

- (a) Each unit of local government having a population in excess of 1,500 persons or expenditures of \$550,000.00 or more shall provide for and cause to be made an annual audit of the financial affairs and transactions of all funds and activities of the local government for each fiscal year of the local government.
- (b) The governing authority of each local unit of government not included above shall provide for and cause to be made the audit required not less often than once every two fiscal years.
- (c) The governing authority of each local unit of government having expenditures of less than \$550,000.00 in that government's most recently ended fiscal year may elect to provide for and cause to be made, in lieu of the biennial audit, an annual report of agreed upon procedures for that fiscal year.
- (d) A copy of the report and any comments made by the state auditor shall be maintained as a public record for public inspection during the regular working hours at the principal office of the local government. Those units of local government not having a principal office shall provide a notification to the public as to the location of and times during which the public may inspect the report.
- (e) Provisions of Section Chapters 2 and Chapters 4 of the Title 32 of the Official Code of Georgia Annotated.

III. SERVICE DELIVERY STRATEGY REQUIREMENT

The provisions of Section 36-70-20 et seq. of the Official Code of Georgia, relating to the "Coordinated And Comprehensive Planning and Service Delivery By Counties And Municipalities", as amended, has been complied with throughout the Agreement period.

Date

Signature

Name: _____

Title: _____

Appendix C
GEORGIA SECURITY AND IMMIGRATION COMPLIANCE ACT AFFIDAVIT

Contractor's Name:	WALKER COUNTY
Solicitation/Contract No./ Call No. or Project Description:	PI No. 0018254 EAST ARMUCHEE RD @ EAST ARMUCHEE CREEK 1.5 MI S OF VILLANOW

CONTRACTOR AFFIDAVIT

By executing this affidavit, the undersigned contractor verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, entity or corporation which is engaged in the physical performance of services on behalf of the Georgia Department of Transportation has registered with, is authorized to use and uses the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13-10-91.

Furthermore, the undersigned contractor will continue to use the federal work authorization program throughout the contract period and the undersigned contractor will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the contractor with the information required by O.C.G.A. § 13-10- 91(b). Contractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:

Federal Work Authorization User Identification Number
(EEV/E-Verify Company Identification Number)

Date of Authorization

Name of Contractor

**I hereby declare under penalty of perjury that the
foregoing is true and correct**

Printed Name (of Authorized Officer or Agent
of Contractor)

Title (of Authorized Officer or Agent of Contractor)

Signature (of Authorized Officer or Agent)

Date Signed

SUBSCRIBED AND SWORN BEFORE ME ON THIS THE
____ DAY OF _____, _____

Notary Public

[NOTARY SEAL]

My commission expires: _____

**CERTIFICATION OF COMPLIANCE WITH
ANNUAL IMMIGRATION REPORTING REQUIREMENTS/
NO SANCTUARY POLICY/FEDERAL LAW ENFORCEMENT COOPERATION**

By executing this document, the undersigned duly authorized representative of the Local Governing Body, certifies that the Local Governing Authority:

- 1) has filed a compliant Annual Immigration Compliance Report with the Georgia Department of Audits & Accounts ("GDA&A") for the preceding calendar year required by O.C.G.A. § 50-36-4(b), or has been issued a written exemption from GDA&A from doing so;
- 2) has not enacted a "Sanctuary Policy" in violation of O.C.G.A. § 36-80-23(b); and,
- 3) is in compliance with O.C.G.A. §§ 35-1-17 *et seq.* regarding its obligation to cooperate with federal immigration enforcement authorities to deter the presence of criminal illegal aliens.

As an ongoing condition to receiving funding from the Georgia Department of Transportation, the Local Governing Body shall continue to remain fully compliant with O.C.G.A. §§ 50-36-4, 36-80-23 and 35-1-17 *et seq.* for the duration of time the subject agreement is in effect.

Signature of Authorized Officer or Agent

Printed Name of Authorized Officer or Agent

Title of Authorized Officer or Agent

Date



MEMORANDUM OF UNDERSTANDING

The Cottage of Walker, Dade, Catoosa & Chattooga Counties, Inc., a non-profit, tax-exempt organization under the laws of the State of Georgia and the rules and regulations of the Internal Revenue Code (hereinafter "The Cottage"),

AND

Walker County Sheriff's Dept.
Catoosa County Sheriff's Dept.
Dade County Sheriff's Dept.
Chattooga County Sheriff's Dept.
City of Fort Oglethorpe Police Dept.
City of Ringgold Police Dept.
City of Rossville Police Dept.
City of Chickamauga Police Dept.
Walker County DFCS
Catoosa County DFCS

Chattooga County DFCS
Dade County DFCS
LMJC Superior Court
Four Points, Inc.
Bridge Health
GA Legal Services
Walker County Board of Commissioners
Dade County Board of Commissioners
Catoosa County Board of Commissioners
Chattooga County Commissioner

(Hereinafter referred to "Partners")

WHEREAS, The Cottage and Partners all provide services to at risk youth ages 11 to 21.

WHEREAS, The Cottage and Partners all seek to provide services to ensure the health, safety and welfare of the victims served;



WHEREAS, The Cottage and Partners all believe that all youth involved in at risk lifestyles/upbringings should have a safe and secure location to rebuild their lives;

WHEREAS, The Cottage and Partners are committed to collaborate together to ensure at risk youth receive any and all needed services, they enter into this agreement.

This Memorandum of Understanding shall be effective from November 1, 2024 – October 31, 2025.

The Cottage agrees to the following:

1. To provide a 24-hour care in an assistance to youth age 11 to 21 in our four-county area.
2. Provide all services free of discrimination on the basis of political affiliation, religion, race, sex, ethnicity, gender, handicap, or age.
3. Provide a Human Services Professional liaison 24/7 to meet the youth's needs.
4. Provide a safe, stable environment where youth are empowered to develop personal interests and future goals toward success.
5. Provide the youth appropriate referral(s) based on need.
6. Provide follow-up service and support.
7. Confidentiality for all clients served.
8. To work in cooperation with each signed party to the Memorandum of Understanding in carrying out the duties of the agency.

The Partners agree to the following:

1. To make appropriate referrals to The Cottage as needed.
2. To cooperate with The Cottage staff and volunteers in the performance of their duties.
3. Partners participating with The Cottage shall maintain all information regarding at-risk youth program cases confidential as required by all state and federal laws, rules and regulations.

Signature

Date

Title

Agency

GRANT OF EASEMENT

This Grant of Easement is made and entered into as of the 25 day of September 2024, by and between, **Garrison Investments, LLC, a Kentucky Limited Liability Company** (hereinafter the "First Party"), and **Walker County, Georgia** acting by and through its Board of Commissioners (hereinafter referred to as "Second Party").

WITNESSETH:

WHEREAS, First Party is the owner of that certain property fronting on Osburn Road and being shown on Walker County Tax Records as Parcel 0199 068, pursuant to deed dated December 4, 2015, and recorded in Deed Book 1869, page 543, in the Walker County Clerk of Court (hereinafter the "Burdened Property"); and

WHEREAS, Second Party is the owner of that certain right-of-way lying within twenty-five feet of the center line of Osburn Road and contiguous to the Burdened Property (the "Benefitted Property"); and

WHEREAS, Second Party intends to construct a multi-use trail within its right-of-way, which trail will abut the Burdened Property; and

WHEREAS, the Recreational Property Act, O.C.G.A. Section 51-3-20 et seq. shields landowners from liability for injuries to persons using their land for recreational purposes without charge unless the landowner willfully or maliciously fails to guard against or warn of a dangerous condition, use, structure or activity; and

WHEREAS, an historic willow oak currently sits within the right-of-way blocking it from its intended use as a public trail; and

WHEREAS, First Party and Second Party have a mutual desire to maintain the willow oak in its current location upon construction of the trail; and

WHEREAS, First Party wishes to allow the trail to pass through the Burdened Property, around the willow oak, as depicted in Exhibit A, attached hereto; and

WHEREAS, First Party desires to grant and convey a permanent, nonexclusive easement for a paved multi-use trail running over, across and through the Burdened Property to the Benefitted Property.

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby recognized by the parties hereto, the First Party and the Second Party do hereby agree as follows:

1. First Party does hereby grant, convey and establish a permanent, nonexclusive easement for a paved multi-use trail running from Benefitted Property around the existing willow oak as it currently lies on the Burdened Property (the "Easement Area"), as depicted in Exhibit A, attached hereto.
2. The First Party and Second Party recognize and agree that the easement rights granted herein shall run with the land of the Benefitted Property and run with the land of the Burdened Property and the terms and conditions of this easement shall be binding upon the heirs, devisees, successors and assigns of the parties hereto.
3. Second Party agrees to maintain the Easement Area in, at a minimum, the current condition, and to maintain any trail constructed thereon as a smooth and level grade transition to allow for safe trail use.
4. Second Party shall be entitled to construct a paved multi-use trail on the Easement Area and shall remain responsible for the maintenance, repair or replacement of the improvements constructed within the Easement Area.
5. Second Party agrees to indemnify and hold harmless First Party, to the extent permitted by law, from and against all claims relating to accidents, injuries, loss, or damage of or to any person or property arising from the negligent, intentional or willful acts or omissions of Second Party, its contractors, permittees, employees, agents, or others acting on behalf of Second Party.
6. First Party hereby agrees not to obstruct or block the Easement Area.
7. This instrument shall be construed in accordance with the laws of the State of Georgia.
8. The parties hereto agree and acknowledge that this agreement may be executed in counterparts, each of which counterpart shall be assembled to form one complete document.

(Signatures continued on next page)

IN WITNESS WHEREOF, the First Party and the Second Party have executed this instrument as of the day and year set forth above.

FIRST PARTY:

Pamela L Garrison
Garrison Investments, LLC

By: Pamela L Garrison

Title: Member

Debra Bandy
Witness

STATE OF TN
COUNTY OF Hamilton Tennessee

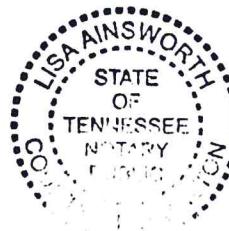
Before me, the undersigned authority, a Notary Public in and for said County and State aforesaid, personally appeared Pamela L Garrison, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who, upon oath, acknowledged herself to be the Member of **Garrison Investments, LLC**, the within named bargainer, a Limited Liability Company, and that she as such, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by herself as Member

WITNESS my hand and seal at office on this the 25th day of September, 2024.

Lisa Ainsworth
Notary Public

My Commission Expires:

12-02-25



SECOND PARTY:

**Walker County, Georgia, acting by and through its
Board of Commissioners**

By: _____

Title: _____

Attest: _____

Date: _____

(County Seal)

Witness

STATE OF GEORGIA
COUNTY OF Walker

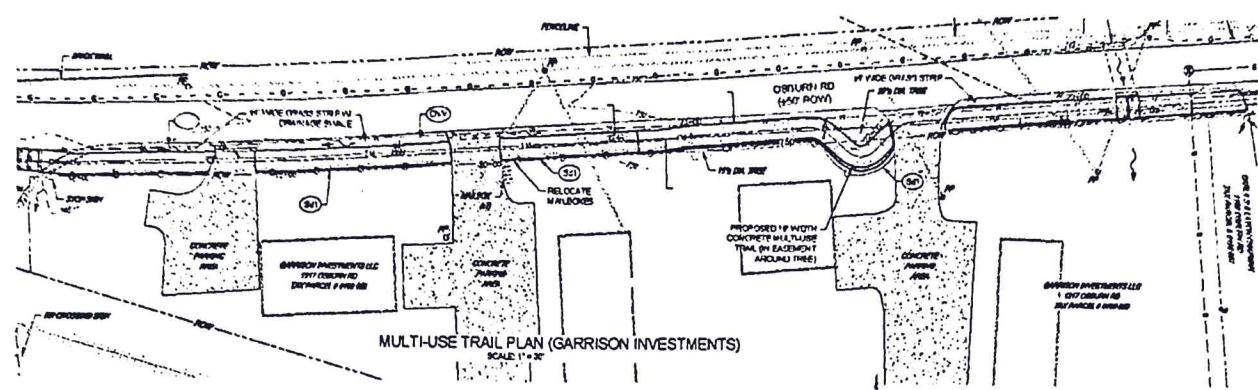
Before me, the undersigned authority, a Notary Public in and for said County and State aforesaid, personally appeared Shannon K. Whitfield, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who, upon oath, acknowledged himself to be the Chairman of the Board of Commissioners of Walker County, Georgia, the within named bargainer, a municipality of the State of Georgia, and that he as such Chairman of the Board of Commissioners executed the foregoing instrument for the purposes therein contained, by signing the name of the municipality by himself as Chairman of the Board of Commissioners.

WITNESS my hand and seal at office on this the _____ day of _____, 2024.

Notary Public

My Commission Expires:

Exhibit A



SHIP TO
WALKER COUNTY SHERIFF'S OFFICE
105 S DUKE ST.
LA FAYETTE, GA 30728

WALKER COUNTY SHERIFF'S OFFICE
P.O. BOX 767
LA FAYETTE, GA 30728

**PURCHASE ORDER
NO. 2025-00000243**

DATE 11/05/2024

VENDOR 63817 POINT SECURITY INC

POINT SECURITY INC
5815 NC HWY 8 SOUTH
LEXINGTON, NC 27292-6325

DELIVER BY
SHIP VIA
FREIGHT TERMS
ORIGINATOR
RESOLUTION #
PAYMENT TERMS

Whitfield, Shannon

APPROVED BY

PAGE 1 OF 1

SPECIAL INSTRUCTIONS



Point Security, Inc

336-357-3417
PO Box 100
Linwood, NC 27299

Estimate

Date	Estimate #
10/21/2024	24-3914

Customer:
Walker County, 7th District P.O. Box 963 Cartersville, GA 30189

Bid Number	Job	Terms	Decision Date	FOB	REP
		Net 30	11/20/2024	Destination	Evan
Item	Description			Quantity	Amount
6040i	***X-Ray*** HI-SCAN 6040i Smiths Detection - X-Ray Inspection System Conveyor Height: 27.3" (694 mm) Max Object Size: 24.2" x 16.1" (W x H) Dims: 79" L x 33.5" W x 51" H 140kV X-Ray Generator 12 Month Standard Warranty Hi-SPOT- Auto Dense Area Detection HiTraX- Image Enhancement Functions Monitor, 24" LCD Wide Format			1.00	26,460.76
Monitor24				1.00	0.00
HEI-.5M-6040i	***ROLLER TABLE OPTIONS*** Table, .5M/20" Entry or Exit Roller - 6040i			2.00	950.00
HEI-Adv. HI-TraX	Advanced Software Package, HI-TIP-Plus - Threat Image Projection OTS Xtrain - Operator Training System IMS - Image Management System Opti-ZOOM - Magnification Optimization HDA - High Density Alert			1.00	0.00
HEI-XACT6040	X-Plore - Determination of Organic Materials X-ACT (Advanced Contents Tracking)			1.00	0.00
Thank you for considering Point Security.				Total	



Point Security, Inc

336-357-3417
PO Box 100
Linwood, NC 27299

Estimate

Date	Estimate #
10/21/2024	24-3914

Customer:
Walker County, 7th District P.O. Box 963 Cartersville, GA 30189

Bid Number	Job	Terms	Decision Date	FOB	REP	
		Net 30	11/20/2024	Destination	Evan	
Item	Description			Quantity	Amount	Total
Installation X-Ray	Installation of X-Ray Inspection System -Assembly, Testing and Final Commissioning -Radiation Safety Inspection -Up to 2-hour Operator Orientation by FSE only at time of installation *During normal business hours. M-F 0800-1700.			1.00	1,250.00	1,250.00
Ceia, HIPE/PLUS8...	***Walk Through Metal Detector*** HIPE/PZ-PLUS-0989, 820mm Walk-Through Metal Detector CEIA- Multi-Zone Intelligent Traffic Counters 24-month parts and depot repair warranty 820mm- ADA Compliant			1.00	3,847.48	3,847.48
Installation W/T	Installation of Walk-Through Inspection System -Assembly, Testing and Final Commissioning -VOC (Verification of Calibration) -Up to 2-hour Operator Orientation by FSE During normal business hours. M-F 0800-1700. - Discounted to install at same time as X-Ray.			1.00	250.00	250.00
Freight-Billed To C...	***Freight*** Freight, Shipping and Handling Sales Tax amounts are NOT factored into this quote. A certificate of Exemption is required to waive Sales Taxes on invoice.			1.00	950.00 0.00% 0.00	950.00 0.00
Thank you for considering Point Security.					Total	\$34,658.24



POINT SECURITY INC.
FIRST IN SECURITY SCREENING

1-800-476-1607

HI-SCAN 6040i

Heimann X-ray technology

Feature Highlights

- High-End processor technology
- High-Speed digital signal transmission
- HI-MAT Plus advanced material classification
- High image resolution
- 24 Bit real time image processing
- New ergonomic user interface
- Free programmable priority keys
- Increases throughput at security checkpoints
- Powerful 140kV generator for steel penetration up to 31 mm
- Integrates with iLane checkpoint designs
- **Optional:** TIM upgrade for liquids detection



The **HI-SCAN 6040i** is an ideal entry-level X-ray unit for screening of personal belongings and cabin baggage at Aviation Checkpoints and Critical Infrastructure. It is easy to operate and provides increased throughput for Security Checkpoints. Its powerful 140kV generator offers steel penetration up to 31 mm and its material discrimination technology ensures reliable image analysis.

The **HI-SCAN 6040i** is the most successful X-ray inspection system in its class, with more than 12,000 installations worldwide.

Innovative technique and a high degree of reliability, make this system an excellent tool for covering sensitive fields of inspection. The equipment offers the operating personnel optimum support in making decisions and reduces inspection times considerably.

Technical Information HI-SCAN 6040i

General Specifications

• Tunnel Dimensions	620 (W) x 418 (H) [mm] • 24.4" (W) x 16.5" (H)
• Max. Object Size	615 (W) x 410 (H) [mm] • 24.2" (W) x 16.1" (H)
• Conveyor Height ¹⁾	approx. 694 mm (27.3")
• Conveyor Speed at Mains Frequency 50 Hz / 60 Hz	standard: 0.2 / 0.24 [m/s]
• Max. Conveyor Load (evenly distributed)	160 kg (352 lbs)
• Resolution (wire detectability) ²⁾	standard: 39 AWG (0.09 mm) • typical: 40 AWG (0.08 mm)
• Penetration (steel) ²⁾	standard: 30 mm • typical: 31 mm
• X-ray Dose (typical)	standard: 0.7 μ Sv (0.07 mrem) • with HI-MAT: 1.4 μ Sv (0.14 mrem)
• Film Safety	Guaranteed up to ISO 1600 (33 DIN)
• Duty Cycle	100%, no warm-up procedure required

X-ray Generator

• Anode Voltage • Cooling	140 kV cp • hermetically sealed oil bath
• Beam Direction	diagonal

Image Generating System

• X-ray Converter	L-shaped detector line
• Grey Levels Stored	4096
• Image Presentation	B/W, color
• Digital Video Memory	1280 x 1024 / 24 bit
• Image Evaluation Functions	VARI-MAT, O2, OS, HIGH, electronic zoom: stepless enlargement up to 64-times
• Monitor	Flat Panel LCD Monitor

Additional Features

• Functions	fading-in of date/time, luggage counter, user-id number, luggage marking system (acoustic), display of operating mode, Review-feature (to recall previously visible image areas), zoom overview, free programmable keys, USB 2.0 interface, stepless zoom
• Options	X-ACT, HI-TIP, HI-SPOT, SEN, XPIore, IMS (Image Store System - stores up to 100,000 images), Xport, Media Bay for RIDA (250 GB), CD/RW module

Installation Data

• X-ray Leakage	meets all applicable laws and regulations with respect to X-ray emitting devices
• CE-Labelling	in compliance with directives 2004/108/EC, 2006/42/EC, 2006/95/EC
• Sound Pressure Level	< 70 dB(A)
• Operating / Storage Temperature	32°F - 104°F / -4°F - 140°F (0° - 40°C / -20°C - +60°C)
• Humidity	10% - 90% (non-condensing)
• Power Supply ³⁾	standard: 230 VAC or 120 VAC + 10% / -15% • 50 Hz / 60 Hz \pm 3 Hz
• Power Consumption	approx. 0.8 kVA
• Protection Class System	IP 20 / IP 43
• Dimensions • Weight ⁴⁾	2004 (L) x 850 (W) x 1284 (H) [mm] • approx. 400 kg 78.9" (L) x 33.5" (B) x 50.6" (H) • approx. 881.9 lbs
• Mechanical Construction	steel construction with steel panels, mounted on roller castors standard color(s): RAL 7016 (dark gray) / B11-W1 (blue)

¹⁾ approx. values (adjustable)

²⁾ proprietary quality management test piece: steel step wedge, CU wires, belt speed 0.2 m/s

³⁾ different values optional

⁴⁾ without control desk, keyboard, monitor(s) etc.



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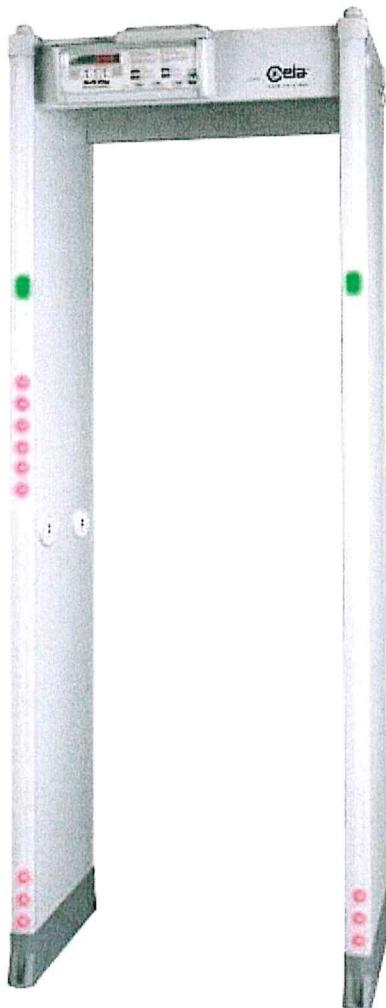
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HI/PE Plus

Enhanced Walk-Through Multi-Zone Metal Detector

Accurate detection of all metals, high level of discrimination, full compliance with the latest Security Standards and exceptional immunity to external interferences are among the main peculiarities of the new **HI/PE Plus**.

- Accurate Detection of magnetic, non-magnetic and mixed-alloy metal weapons
- 60 localization zones: 20 vertical; 3 lateral
- High Discrimination and Throughput
- Compliant with and Certified to the Strictest Security Standards for weapons detection
- Exceptional Immunity to external interferences
- Unmatched Reliability
- Rapid Installation



Key features

- Wide range of threat detection from guns to ½ cutter blade
- Automatic Environmental Noise Compensation (ENA)
- Excellent discrimination of personal metal effects
- Met-Identity technology identifies and signals the metal type in real time
- 60 localization zones (20 vertical x 3 lateral) with left, center and right indication
- High precision bidirectional counter with automatic rescreening compensation
- One touch automatic self installation (OTS)
- Chip Card capability for fast, simple, and secure programming
- Automatic Operational Functional Verification (OFV)
- Random alarm capability programmable from 0% to 100%
- Automatic Vibration Compensation (AVS,EVA)
- Exceptional Immunity to external interferences
- Automatic Channel Search (CS)
- Powered by safe low voltage DC
- Automatic Floor Gain Adjustment (FGA)
- Standard Interfaces: RS-232, Bluetooth, Infrared
- Automatic Technical Functional Verification (TFV)
- Other available interfaces: Wi-Fi, Ethernet, USB

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Technical Information HI/PE Plus

Quality

- Continuous self diagnostic system
- Proven reliability
- No periodic re-calibration and preventive maintenance required
- No scheduled maintenance
- Fully digital design
- State-of-the-art, robust and washable panels

Central Control Unit

- Ergonomic and robust design
- High visibility alphanumeric display and programming keyboard
- Made of advanced plastics or stainless steel and anti-vandalism construction (option)
- Access to the front panel protected by hardware key and 3 levels of passwords

Alarm signaling

- Visual signals
 - Visual: Fixed or proportional to the mass in transit - visible from 6m under lighting of 4000lux
 - Visual zone indication: 60 distinct zones (20 vertical x 3 lateral) entry and exit side
 - Multi-zone display bar for "height on person" localization
 - 4 light bars with selectable entry/exit and pacing indication
 - Green and red metering signals proportional to the mass of the detected target
- Audio signals
 - 10 selectable continuous and pulsed tone plus 34 special tones
 - 10 selectable sound intensities ranging from 0 to 90 dbA at 1m

Programming

- Up to 50 built-in security programs (up to 30 International Standards, up to 20 Customizable Levels)
- Remote via RS-232, Infrared Remote Control Unit, Bluetooth or Ethernet 10/100 base T (option) interface
- Security level
 - International Standard (IS) command
 - Chip card
- Local by Control Unit alphanumeric display and keyboard
- Programming and chip card access protected by user and super-user passwords



Operational features

- Very high discrimination and transit flow rates five or more times greater than other metal detection systems
- Quick reset time as short as 0.2 seconds for high throughput rate
- Very high detection speed (up to 50 ft/sec.)
- One-touch key reading of inbound, outbound and Security Level Data

Installation data

- Automatic synchronization between two or more metal detectors with distance of down to 2" (5 cm) without the use of external cables



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**U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS**

Edward Byrne Memorial Justice Assistance Grant Program FY 2024 Local Solicitation

Certifications and Assurances by the Chief Executive of the Applicant Government

On behalf of the applicant unit of local government named below, in support of that locality's application for an award under the FY 2024 Edward Byrne Memorial Justice Assistance Grant ("JAG") Program, and further to 34 U.S.C. § 10153(a), I certify to the Office of Justice Programs ("OJP"), U.S. Department of Justice ("USDOJ"), that all of the following are true and correct:

1. I am the chief executive of the applicant unit of local government named below, and I have the authority to make the following representations on my own behalf as chief executive and on behalf of the applicant unit of local government. I understand that these representations will be relied upon as material in any OJP decision to make an award, under the application described above, to the applicant unit of local government.
2. I certify that no federal funds made available by the award (if any) that OJP makes based on the application described above will be used to supplant local funds but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
3. I assure that the application described above (and any amendment to that application) was submitted for review to the governing body of the unit of local government (e.g., city council or county commission), or to an organization designated by that governing body, not less than 30 days before the date of this certification.
4. I assure that, before the date of this certification— (a) the application described above (and any amendment to that application) was made public; and (b) an opportunity to comment on that application (or amendment) was provided to citizens and to neighborhood or community-based organizations, to the extent applicable law or established procedure made such an opportunity available.
5. I assure that, for each fiscal year of the award (if any) that OJP makes based on the application described above, the applicant unit of local government will maintain and report such data, records, and information (programmatic and financial), as OJP may reasonably require.
6. I have carefully reviewed 34 U.S.C. § 10153(a)(5), and, with respect to the programs to be funded by the award (if any), I hereby make the certification required by section 10153(a)(5), as to each of the items specified therein.
7. If the applicant named below is not the unit of local government itself, I certify that it is an instrumentality of the unit of local government and is approved to serve as the applicant and recipient of FY 2024 JAG funding on behalf of the unit of local government.

Signature of Chief Executive of the Applicant Unit of Local Government

Date of Certification

Printed Name of Chief Executive

Title of Chief Executive

Name of Applicant Unit of Local Government

Walker County Departmental Statistics - September 2024



Department	Monthly Totals				YTD Totals		YTD Totals		Yearly Totals		Yearly Totals		Yearly Totals	
	September		October		2024		2023		2022		2021		2020	
Animal Services	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Animal Shelter														
Intake	108	80	74	109	976	701	1,066	469	1,138	452	1,322	648	1,093	516
Adopted	37	15	43	20	369	137	252	84	191	150	31	91	33	65
Rescued	43	31	14	0	417	224	615	234	720	245	999	494	919	397
Returned to Owner	29	53	40	68	203	150	179	21	249	17	238	18	119	6
Euthanized	10	2	2	2	102	33	48	16	35	27	17	23	20	6
Animal Control Calls	135		108		1,108		785		1066		917		807	
Codes Enforcement & Litter	September	October			2024		2023		2022		2021		2020	
Inspections	198	124			1,862		1,619		3,553		19,409		6,672	
Closed Cases	0	0			22		54		73		154		161	
Roadside Trash Pounds	10,520	1,100			108,360		26,220		74,000		143,723		143,800	
Elections					2024		2023		2022		2021		2020	
Active Voters (see YTD total)					43,940		41,961		43,200		43,025		43,719	
Fire Rescue	September	October			2024		2023		2022		2021		2020	
Calls for Service	714	586			6,156		6,550		6,148		4,173		3,478	
Units Handling Calls for Service	998	308			8,734		9,429		9,433		7,024		5,705	
Smoke Alarms Installed	16	6			105		139		190		368		322	
Mountain Cove Farms	September	October			2024		2023		2022		2021		2020	
Total Nights Booked	48	68			513		789		1,016		892		840	
Planning	September	October			2024		2023		2022		2021		2020	
Single Family New Home Construction	25	19			230		352		142		157		150	
Building Inspections	279	304			2,925		4,395		2,291		1,755		1,595	
Public Relations	September	October			2024		2023		2022		2021		2020	
External Media Impressions (stories)	24	40			297		297		327		460		460	
Facebook Followers Added (19,294 total)	189	387			1,730		2,185		2,722		1,227		2,768	
Facebook Posts (main page)	27	29			300		372		342		519		888	
WalkerCountyGA.gov views	42,129	70,247			483,088		526,068		504,354		568,384		668,051	
Newsletter Subscribers Added (6,153 total)	-22	-18			29		219		345		1,376		1,104	
SirenGPS Subscribers (6,492 total)	52	131			999		489		645		2,716		391	
Public Works	September	October			2024		2023		2022		2021		2020	
Patching/Potholes	631	616			4,148		4,423		3,124		4,157		5,785	
Walker Transit	September	October			2024		2023		2022		2021		2020	
Total Trips	2,204	2,598			23,120		30,456		27,869		18,420		17,436	

Best Friends: Data Matrix

Criteria:

Enter from date: 10/01/2024

Enter to date: 10/31/2024

	Species					
	Canine			Feline		
	Adult	Up to 5 months	Unknown Age	Adult	Up to 5 months	Unknown Age
Beginning Animal Count 2024-10-01	145	31	0	12	28	0
Intakes: Stray/At Large	10	2	0	1	3	0
Intakes: Transferred in from Municipal Shelter	0	0	0	0	0	0
Intakes: Transferred in from Other Rescue Group	0	0	0	0	0	0
Intakes: Owner Requested Euthanasia	0	0	0	0	0	0
Intakes: Relinquished by Owner	49	13	0	84	21	0
Intakes: Returns	8	1	0	0	0	0
Intakes: Other Intakes	0	0	0	0	0	0
Live Outcomes: Adoption	32	11	0	17	3	0
Live Outcomes: Returned to Owner	36	4	0	57	11	0
Live Outcomes: Returned To Field	0	0	0	0	0	0
Live Outcomes: Transferred to Municipal Shelter	1	0	0	0	0	0
Live Outcomes: Transferred to Other Rescue Group	4	9	0	0	0	0
Live Outcomes: Other	0	0	0	0	0	0
Other Outcomes: Died in Care	2	0	0	2	7	0
Other Outcomes: Lost in Care	0	0	0	0	0	0
Other Outcomes: Euthanasia	2	0	0	1	1	0
Other Outcomes: Owner Requested Euthanasia	0	0	0	0	0	0
Ending Animal Counts 2024-10-31	134	24	0	27	22	0
Spays/Neuters: Pre-Adoption	78	9	0	75	17	0
Spays/Neuters: Free for Low-Income Families	0	0	0	0	0	0
Spays/Neuters: Low-Cost for Low-Income Families	0	0	0	0	0	0
Spays/Neuters: Low-Cost for General Public	0	0	0	0	0	0
Spays/Neuters: TNR	0	0	0	0	0	0
Spays/Neuters: Other	0	0	0	0	0	0

Report: Best Friends: Data Matrix

Generated by Animal Shelter Manager 49u [Wed 06 Nov 2024 01:27:37 PM UTC] at Walker County Animal Shelter on 11/06/2024 by jlegge