

Buford City Commission

June 6, 2022

The regular monthly meeting was held on June 6, 2022 at Buford City Arena and all Commission members were present.

Chairman Beard called the meeting to order at 7:00 p.m. and Mr. Branch led the Pledge of Allegiance.

Motion by Mr. Weeks, seconded by Mr. Burge to approve the agenda with the following additions: Amend City of Buford Personnel Policy to add Juneteenth as an additional paid holiday for employees and to consider approval of exemption for requirement to install a sidewalk on development located on Buford Dam Road, tax parcel 7-326-031.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to adopt the minutes from the May 2, 2022 meeting as presented by staff.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to change the July meeting to July 18, 2022.

Ayes 3
Nays 0

Chairman Beard stated that this portion of the meeting would be set aside for public hearings.

Rezoning:

#Z-22-13: Roger Kurth requests rezoning for the property located at 155 West Moreno Street from C-2 to R-100. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request with the following condition:

1. All future renovations and improvements that include expanding the current building shall be within existing building setback lines, or the owner shall obtain approvals of appropriate variances.

Ayes 3
Nays 0

#Z-22-14: Tonya Woods/Thomas and Hutton request rezoning for the property located at 4238 Thompson Mill Road from C-2 to R-100. No one spoke against the request. Motion by Mr. Weeks, seconded by Mr. Burge to approve the request with the following conditions:

FB

JB

AW

1. The width for Lot #1 shall be reduced from 100 feet to 46.4 feet.
2. The applicant shall apply for an exemption plat for the subdivision of the property for review and approval prior to the issuance of subsequent permits.
3. The recorded plat shall include a shared access easement and easement agreement to share driveways as shown on the site plan submitted with the rezoning application.
4. All homes shall be constructed with four (4) sides of brick or stone with accents not to exceed 35% on the front elevation and accents not to exceed 20% on the side and rear elevations. Accents shall include brick, stucco, rock, shakes, hardiplank, and concrete siding as approved by the Planning Director.
5. All front, side and rear yards shall be sodded and shall have two (2) 3-inch ornamental trees planted in the front yard.
6. All homes shall have a minimum gross heated floor area of 3400 square feet exclusive of garages or basements. All homes shall have a minimum of two (2) car garages.

Ayes 3
Nays 0

#Z-22-20: Buford Housing Authority requests rezoning for the property located at 2050 Hutchins Street, out of parcels 7-269A-085 and 7-268-018, containing 1.770 acres from R-100/RM to O-I. Kevin Jones spoke on behalf of the applicant. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request.

Ayes 3
Nays 0

Special Use Permit:

#SUP-22-07: Josh Russell requests a special use permit for the property located at 3750 Buford Drive. The special use permit requested is to allow a car wash. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request with the following conditions:

1. Business operations shall not include outdoor storage of business related products. The site shall be maintained in an orderly manner.
2. The site plan shall be substantially similar to the site plan submitted with the special use permit application. The final site plan shall be reviewed and approved by the Planning Director.
3. Architectural treatments shall be reviewed and approved by the Planning Director prior to the issuance of a building permit.
4. The location of the site entrance shall be approved by the Georgia Department of Transportation.
5. The building front windows facing Buford Drive shall have an opaque tinting as approved by Planning Director.
6. The roofing material shall be architectural shingles.

Ayes 3
Nays 0





Annexations:

Plat #624: Gregory Bostwick requests annexation and zoning for the property located at 6611 McEver Road from V-C to RA-200. Teresa Cantrell, adjacent property owner, spoke in opposition of the request. She stated that she would like to see a site plan and that this annexation and zoning was unethical and a misrepresentation to the adjacent property owners. Mrs. Cantrell submitted a letter of opposition for the official record. Bernadette Scruggs, McEver Road resident spoke in opposition of the annexation and stated this was not good for the residential area. Cheryl Porter, Lake Run Subdivision, also spoke in opposition of the annexation. Hall County did not object to this annexation and rezoning. Motion by Mr. Weeks, seconded by Mr. Burge to approve the request.

Ayes 3

Nays 0

Plat #625: Gregory Bostwick requests annexation and zoning for the property located at 6633 McEver Road from AR-III to RA-200. Teresa Cantrell, adjacent property owner, spoke in opposition of the request. She stated that she would like to see a site plan and that this annexation and zoning was unethical and a misrepresentation to the adjacent property owners. Mrs. Cantrell submitted a letter of opposition for the official record. Bernadette Scruggs, McEver Road resident spoke in opposition of the annexation and stated this was not good for the residential area. Cheryl Porter, Lake Run Subdivision, also spoke in opposition of the annexation. Hall County did not object to this annexation and rezoning. Motion by Mr. Weeks, seconded by Mr. Burge to approve the request.

Ayes 3

Nays 0

Plat #626: Mingo and Myra Sumbry request annexation and zoning for the property located at 6193 Shoreland Circle from AR-III to RA-200. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request.

Ayes 3

Nays 0

Plat #627/#Z-22-16: William and Chantell Pettite requests annexation and rezoning for the property located at 2584 South Waterworks Road from M-1 to R-100. The applicant has requested to withdraw their application for annexation and rezoning. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request.

Ayes 3

Nays 0

Plat #628: The Estate of Raymond R. Moss request annexation and zoning for the property located at 4579 Friendship Road from I-I to M-1. Hall County did not object to this annexation and zoning. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request.

JB
JS

DMW

Ayes 3
Nays 0

Plat #629/#Z-22-17: CIV Friendship Business Park I, LLC request annexation and rezoning for the property located at 4789 Bennett Road from AR-III to M-1. Hall County did not object to this annexation and rezoning. No one spoke against the request. Motion by Mr. Weeks, seconded by Mr. Burge to approve the request with the following condition:

1. Recommendations from the review and report of a Development of Regional Impact (DRI) shall be incorporated into the final site plan design and reviewed for compliance by the Planning Director.
2. The final development design shall be substantially similar to the site plan provided with the application including the sizes of the proposed buildings and parking.
3. Building elevations shall be similar in material and color to the elevations provided by the applicant. Building permit plans and elevations are to be approved by the Planning Director and may include concrete tilt-up construction.
4. The site shall be approved to have retaining walls in the front yard. The final design, location and material to be approved by the Planning Director.
5. The development shall include a 20' enhanced landscape strip, adjacent to the right-of-way, planted with a mixture of evergreen trees and shrubs to provide an effective screen from Friendship Road. The final landscape plan is to be submitted to the Planning Director.
6. Outdoor lighting shall be contained in cut-off type luminaries and shall be directed toward the property so as not to reflect into adjacent properties or rights-of-way.

Ayes 3
Nays 0

Plat #630/#Z-22-18: CIV Friendship Business Park I, LLC request annexation and rezoning for the property located on Bennett Road, parcel 08-153-0000017, containing 2.445 acres from AR-III to M-1. Hall County did not object to this annexation and rezoning. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request with the following conditions:

1. Recommendations from the review and report of a Development of Regional Impact (DRI) shall be incorporated into the final site plan design and reviewed for compliance by the Planning Director.
2. The final development design shall be substantially similar to the site plan provided with the application including the sizes of the proposed buildings and parking.
3. Building elevations shall be similar in material and color to the elevations provided by the applicant. Building permit plans and elevations are to be approved by the Planning Director and may include concrete tilt-up construction.
4. The site shall be approved to have retaining walls in the front yard. The final design, location and material to be approved by the Planning Director.
5. The development shall include a 20' enhanced landscape strip, adjacent to the right-of-way, planted with a mixture of evergreen trees and shrubs to provide an





effective screen from Friendship Road. The final landscape plan is to be submitted to the Planning Director.

6. Outdoor lighting shall be contained in cut-off type luminaries and shall be directed toward the property so as not to reflect into adjacent properties or rights-of-way.

Ayes 3
Nays 0

Plat #631/#Z-22-19: CIV Friendship Business Park I, LLC request annexation and rezoning for the property located at 4556 Bennett Road, parcel 08-152-000012, containing 1.699 acres from AR-III to M-1. Hall County did not object to this annexation and rezoning. No one spoke against the request. Motion by Mr. Weeks, seconded by Mr. Burge to approve the request with the following conditions:

1. Recommendations from the review and report of a Development of Regional Impact (DRI) shall be incorporated into the final site plan design and reviewed for compliance by the Planning Director.
2. The final development design shall be substantially similar to the site plan provided with the application including the sizes of the proposed buildings and parking.
3. Building elevations shall be similar in material and color to the elevations provided by the applicant. Building permit plans and elevations are to be approved by the Planning Director and may include concrete tilt-up construction.
4. The site shall be approved to have retaining walls in the front yard. The final design, location and material to be approved by the Planning Director.
5. The development shall include a 20' enhanced landscape strip, adjacent to the right-of-way, planted with a mixture of evergreen trees and shrubs to provide an effective screen from Friendship Road. The final landscape plan is to be submitted to the Planning Director.
6. Outdoor lighting shall be contained in cut-off type luminaries and shall be directed toward the property so as not to reflect into adjacent properties or rights-of-way.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to approve amendment to Development Regulations Article 5, Section 10.8 to clarify requirement that developers and licensed businesses must use City commercial and industrial franchised waste hauler.

Ayes 3
Nays 0

Chairman Beard stated that this concludes the public hearing portion of the meeting.

Motion by Mr. Burge, seconded by Mr. Weeks to approve plat for 939 Gainesville Highway subdivision.

Ayes 3
Nays 0





Motion by Mr. Weeks, seconded by Mr. Burge to authorize City Manager to continue to operate under the fiscal year 2022 operating budget until the adoption of the fiscal year 2023 operating budget.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize Chairman to execute necessary documents to extend the Hall County, Georgia local option sales tax (LOST).

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to approve Quitclaim Deed to Kenneth Pass for portions of rights-of-ways on Garner Street.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to adopt updates and revisions to City of Buford Code of Ordinances 2022, subject to the approval of City Attorney.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize Stacy Rolin and Bryan Kerlin as election committee voting delegates for Municipal Electric Authority of Georgia (MEAG) annual election.

Ayes 3
Nays 0

Approve purchase of properties located at 475 Silver Street (7-296-112) in the amount of \$375,000, 690 Forest Street (7-296-110) in the amount of \$550,000, 2800 Sawnee Avenue (7-297-008) in the amount of \$280,000, Oakland Street (7-301-157) in the amount of \$95,000 and Oakland Street (7-301-109) in the amount of \$55,000.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to adopt resolution authorizing the City of Buford, through its legal counsel, to exercise powers of eminent domain in the acquisition of certain interest in real property situated in Buford, Gwinnett County, Georgia, being parcel 7-296-054A; and other purposes.

Ayes 3
Nays 0






Motion by Mr. Burge, seconded by Mr. Weeks to approve Common Use License Agreement for distribution poles with Sawnee Electric Membership Corporation.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to approve amendment to budget for Buford City Schools to provide financial assistance for summer camp athletic programs.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to approve bid for Southside WPCP Tertiary Filter replacement as recommended by the city engineer.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to approve payment #2 in the amount of \$130,352.00 and payment #3 in the amount of \$217,648.00 for Buford High School Visitor fieldhouse project.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to authorize invoice #1 for Buford Middle School renovations project in the amount of \$29,587.53.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #3 for Buford High School baseball and softball scoreboards and installation project in the amount of \$47,621.12.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to authorize payment of invoice #18137-03 for new Buford High School Stadium in the amount of \$27,284.53.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment of invoice #6 for North Harris Street Streetscape project in the amount of \$3,841.76 and invoice #6 for South Harris Street Streetscape project in the amount of \$2,353.52.

Ayes 3
Nays 0

JB
JS

Blw

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #2 for passive park at Harris Street project in the amount of 75,316.06.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to authorize payment of invoice #1 for Buford Public Works building repair in the amount of \$9,288.00.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #3 for Shadburn Ferry Road sewer relocation project in the amount of \$9,692.10.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to authorize payment #12 to Ruby Collins, Inc. for water plat expansion project in the amount of \$725,959.00.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #2 for Thompson Mill Road at Buford Highway gas relocation project in the amount of \$40,340.70.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to amend City of Buford Personnel Policy to add Juneteenth as an additional paid holiday for employees.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to approve Gwinnett County's request not to install a sidewalk on development located on Buford Dam Road, parcel 7-326-031.

Ayes 3
Nays 0

Mr. Kerlin gave the City Manager's Report.

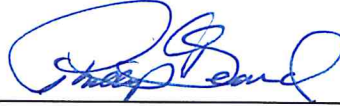
Mr. Jay gave the City Attorney's Report.

FB
JB

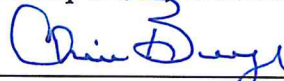
Adm

After a brief discussion with the audience, motion by Mr. Burge, seconded by Mr. Weeks to adjourn.

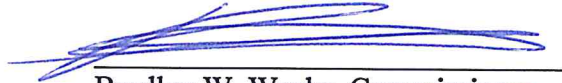
Ayes 3
Nays 0



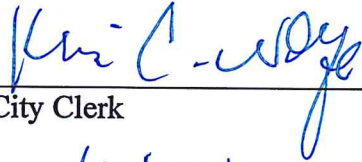
Phillip Beard, Chairman



Chris Burge, Vice-Chairman



Bradley W. Weeks, Commissioner



City Clerk



Date