



Community Development Department

P. O. Box 900
Locust Grove, Georgia 30248
Phone: (770) 957-5043
Facsimile (770) 954-1223

Item Coversheet

Item: A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.36 - Special Events.

Action Item: Yes No

Public Hearing Item: Yes No

Executive Session Item: Yes No

Advertised Date: March 27, 2024

Budget Item: No

Date Received: N/A

Workshop Date: April 15, 2024

Regular Meeting Date: May 06, 2024

Discussion:

The City of Locust Grove City Council directed staff to analyze the special event section of the city municipal code and provide amendment suggestions to address their concerns regarding the total number of special events per calendar year. In addition, an amendment to allow administrative review and approval of non-controversial special event applications shall also be provided to the City Council for consideration. Any special event applications, after being reviewed by the Community Development Director, that are deemed potentially controversial shall be presented to the City Council for their consideration to approve or deny.

Recommendation:

Staff recommends APPROVAL.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE 5, CHAPTER 5.36.060, SPECIAL EVENTS; ADDRESSING CONCERNS REGARDING THE TOTAL NUMBER OF SPECIAL EVENTS PER CALENDAR YEAR; TO ALLOW ADMINISTRATIVE REVIEW AND APPROVAL OF NON-CONTROVERSIAL SPECIAL EVENT APPLICATIONS; AND FOR OTHER PURPOSES

THE COUNCIL OF THE CITY OF LOCUST GROVE HEREBY ORDAINS

SECTION 1. Title 5, Chapter 5.36.060 of the Code of Ordinances of the City of Locust Grove Georgia is hereby amended in its entirety and inserting in lieu thereof the following:

5.36.060 Special events—Permit—Application—Fee.

A. An application shall be submitted for review prior to the issuance of any special events permit. The application must be submitted to the community development department at least thirty (30) days prior to the start of the special event. Upon completion of the review of the request, the community development director, or designee, shall refer only those applications deemed potentially controversial to the mayor and council for approval or denial. Otherwise, Special Event application approval or denial shall be completed administratively. Upon the approval of the application by the Community Development Director or mayor and council, the community development director shall issue the special events permit. This special events permit must be present on the site of the special event for the duration of the special event.

1. The application for a special events permit shall include the following information:

- a. Applicant's name, address, phone number, and email address.
- b. Location of the special event.
- c. Name and phone number of onsite contact who will be onsite for the duration of the special event.
- d. Description of the nature of the special event.
- e. Identify sponsors and/or merchants participating in the event.
- f. Identify types of goods to be sold, additional permits may be required for portable eating establishments or for a transient dealer license.
- g. Duration of the special event, including set up and take down.

- h. Description of music/entertainment.
 - i. Written permission from the property owner.
 - j. Legible copy of the applicant's driver's license.
 - k. For special events involving parades, marches, running or cycling along public streets, a copy of the proposed route.
- B. Special events that occur in the public right-of-way must adhere to the requirements below, in addition to those requirements listed in section 5.36.060(A).
- 1. Locations for donation collections in the public right-of-way shall be limited to the following areas:
 - a. On the southbound off-ramp of Interstate 75 South at Bill Gardner Parkway.
 - b. Within one hundred feet of the intersection of Bill Gardner Parkway and Market Place Boulevard.
 - c. Within one hundred feet of the intersection of State Route 42 and Market Place Boulevard.
 - d. Within one hundred feet of the intersection Tanger Boulevard and Martin Luther King, Jr. Boulevard.
 - 2. No one under the age of eighteen years of age shall participate in a special event in the public right-of-way without meeting the following adult supervision requirement:
 - a. Any participants between ages of thirteen and seventeen shall require one adult for every four participants in that age group.
 - b. Any participants between ages of ten and twelve shall require one adult for every two participants in that age group.
 - c. Any participants under ten years of age shall require one adult for every one participant in that age group.
 - 3. All participants in the special event occurring in the public right-of-way shall be required to wear high-visibility safety apparel for the duration of the special event.
- C. At the time of filing the application, a fee of one hundred fifty dollars shall be paid to the community development director to cover the cost of investigating the facts stated in the application. The application fee may be waived in whole or in part by the mayor and council.
- D. Special events permits shall be valid for a period not to exceed twelve (12) days per calendar year, limited to one special event per month per applicant.

E. The Community Development Director and or the mayor and council may impose conditions of the approval of the special events permit including, but not limited to, required sanitation and clean-up measures, security measures or bond to guarantee performance of the condition(s).

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

SECTION 3. Severability.

A. It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses, and phrases of this Ordinance are and were, upon their enactment, believed by the City Council to be fully valid, enforceable, and constitutional.

B. It is hereby declared to be the intention of the City Council that, to the greatest extent allowed by law, every section, paragraph, sentence, clause, or phrase of this Ordinance is severable from every other Section, paragraph, sentence, clause, or phrase of this Ordinance. It is hereby further declared to be the intention of the City Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause, or phrase of this Ordinance is mutually dependent upon any other Section, paragraph, sentence, clause, or phrase of Ordinance.

C. In the event that any section, paragraph, sentence, clause or phrase of this Ordinance shall for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality, or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the Ordinance and that, to the greatest extent allowed by law, all remaining Sections, paragraphs, sentences, clauses, or phrases of the Ordinance shall remain valid, constitutional, enforceable and of full force and effect.

SECTION 4. Repeal of Conflicting Provision. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 5. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and Council of the City of Locust Grove.

SO ORDAINED this 6th day of May 2024.

Vincent Williams, Mayor Pro Tem

ATTEST:

Misty Spurling, City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney

Henry Herald

38 Sloan Street
McDonough, Georgia 30253

Phone (770) 951-9161
Fax (770) 339-5869

PUBLISHER'S AFFIDAVIT

STATE OF GEORGIA
COUNTY OF HENRY

Personally appeared before the undersigned, a notary public within and for said county and state, Douglas W. Crow, Vice President of Operations, Times Journal Inc., which published the Henry Herald, Published at McDonough, County of Henry, State of Georgia, and being the official organ for the publication of legal advertisements for said county, who being duly sworn, states on oath that the report of

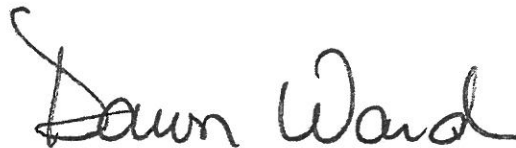
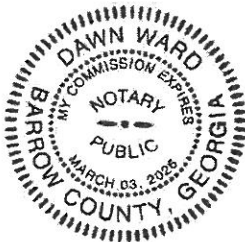
Ad No.: **400332**

Name and File No.: **PUBLIC HEARING 4/15/24**
a true copy of which is hereto attached, was published in said newspaper on the following date(s):
03/27/2024



Douglas W. Crow, Vice President of Operations, Times Journal Inc.

Sworn and subscribed to before me 27th day of March, 2024



Notary Public
My commission expires 03/03/2026

Ad text :
Hdh3940
gpn16

Public Hearing Notice
City of Locust Grove
April 15, 2024, 6:00 PM
Locust Grove Public Safety Building
3640 Highway 42 South
Locust Grove, GA 30248

Notice is hereby given as required by Chapter 66 of Title 36 of the Official Code of Georgia Annotated (?Zoning Procedures Law?) and Section 17.04 of the Code of Ordinances, City of Locust Grove, Georgia, that the Locust Grove City Council, on Monday, April 15, 2024, at 6:00 PM, will conduct public hearings for the purpose of the following:

**ORDINANCE
AMENDMENTS**

ORD-AM-24-02-02 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.36 - Special Events, to allow administrative review and approvals for special events deemed non-controversial and to modify the total number of special events allowed per calendar year.

ORD-AM-24-02-03 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.40 - Portable Eating Establishments, to provide clarification to the definition of portable eating establishments.

ORD-AM-24-02-04 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.48 - Yard Sales, reducing the total number of yard sales permitted per calendar year within the city limits of Locust Grove.

The public hearing will be held in the Locust Grove Public Safety Building, located at 3640 Highway 42 South.

Daunt? Gibbs
Community Development Director - City of Locust Grove
3:27, 2024



Community Development Department

P. O. Box 900
Locust Grove, Georgia 30248

Phone: (770) 957-5043
Facsimile (770) 954-1223

Item Coversheet

Item: A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.40 - Portable Eating Establishments.

Action Item: Yes No

Public Hearing Item: Yes No

Executive Session Item: Yes No

Advertised Date: March 27, 2024

Budget Item: No

Date Received: N/A

Workshop Date: April 15, 2024

Regular Meeting Date: May 06, 2024

Discussion:

The City of Locust Grove City Council directed staff to analyze the portable eating establishment section of the city municipal code and initiate an amendment to the City of Locust Grove Municipal Code Chapter 5.40 - Portable Eating Establishments, to provide clarification to the definition of portable eating establishments.

Recommendation:

Staff recommends APPROVAL.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE 5, CHAPTER 5.40.020, PORTABLE EATING ESTABLISHMENTS, TO PROVIDE CLARIFICATION TO THE DEFINITION OF PORTABLE EATING ESTABLISHMENTS; AND FOR OTHER PURPOSES

THE COUNCIL OF THE CITY OF LOCUST GROVE HEREBY ORDAINS

SECTION 1. Title 5, Chapter 5.40.020 of the Code of Ordinances of the City of Locust Grove Georgia is hereby amended in its entirety and inserting in lieu thereof the following:

5.40.020 Definitions.

"Food, beverages, goods or merchandise" means and includes but shall not be limited to fruit, vegetables, farm products or provisions, dairy products, fish, game, poultry, meat, plants, flowers, appliances, wearing apparel, jewelry, ornaments, artwork, cosmetics and beauty aides, health products, medicines, household needs or furnishings, food of any kind whether or not for immediate consumption and confections.

"Motor vehicle" means any vehicle used for the displaying, storing, or transporting of articles for sale by a vendor which is required to be licensed and registered by the State Department of Motor Vehicles. The term is to include trailers, trucks and automobiles.

"Person or individual" means any person including any employee or agency of any group of individuals, partnerships, corporations.

"Portable eating establishment" means a temporary mobile structure ~~which is~~ capable of being relocated in its entirety, on wheels with axles or in any other manner and which does not sit upon a foundation designed for the establishment of a permanent structure, limited to occupational tax licensing that must be renewed every six (6) months.

"Public space" means and includes all city owned parks and city owned property within street rights-of-way.

"Public way" means all areas legally open to public use such as public streets, sidewalks, roadways, highways, parkways, alleys, parks, as well as the interior and areas surrounding public buildings.

"Push carts" means any wheeled vehicle designed for carrying property and for being pushed by a person without the assistance of a motor or motor vehicle.

"Sidewalk" means all area legally open to the public used as a pedestrian public way between the curb line and the legal building line.

"Special event" means any occasion including, but not limited to fairs, shows, exhibitions, city-wide celebrations, festivals, etc., within a specifically defined area of the city for a period of time not to exceed five days.

"Stand" means any newsstand, table, bench, booth, rack, handcart, pushcart, portable eating establishments or any other fixture or device which is used for the display, storage, or transportation of articles offered for sale by a vendor.

"Street" means all that area legally open to the public used as public streets and sidewalks, roadways, highways, parkways.

"Vehicle" means every device in, upon, or by which a person or property may be transported or drawn upon a street or sidewalk, including, but not limited to, devices moved by human power.

"Vendor" means any person traveling by foot, wagon, motor vehicle, vehicle or any other type of conveyance from street to street conveying or transporting food, beverages, goods or merchandise and offering or exposing them for sale or making sales and delivering articles to the purchasers; or who, without traveling from place to place, exhibits, displays, sells or offers for sale such products from a wagon, handcart, pushcart, motor vehicle, vehicle, portable eating stand, conveyance or from his person while on the public ways of the city or other places. A "vendor" also includes any street vendor, hawker, huckster, itinerant merchant or transient vendor.

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

SECTION 3. Severability.

A. It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses, and phrases of this Ordinance are and were, upon their enactment, believed by the City Council to be fully valid, enforceable, and constitutional.

B. It is hereby declared to be the intention of the City Council that, to the greatest extent allowed by law, each section, paragraph, sentence, clause, or phrase of this Ordinance is severable from every other Section, paragraph, sentence, clause, or phrase of this Ordinance. It is hereby further declared to be the intention of the City Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause, or phrase of this Ordinance is mutually dependent upon any other Section, paragraph, sentence, clause, or phrase of Ordinance.

C. In the event that any section, paragraph, sentence, clause or phrase of this Ordinance shall for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality, or unenforceability shall, to the greatest extent allowed by law, not render invalid,

unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the Ordinance and that, to the greatest extent allowed by law, all remaining Sections, paragraphs, sentences, clauses, or phrases of the Ordinance shall remain valid, constitutional, enforceable and of full force and effect.

SECTION 4. Repeal of Conflicting Provision. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 5. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and Council of the City of Locust Grove.

SO ORDAINED this 6th day of May 2024

Vincent Williams, Mayor Pro Tem

ATTEST:

Misty Spurling, City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney

Henry Herald

38 Sloan Street
McDonough, Georgia 30253

Phone (770) 951-9161
Fax (770) 339-5869

PUBLISHER'S AFFIDAVIT

STATE OF GEORGIA
COUNTY OF HENRY

Personally appeared before the undersigned, a notary public within and for said county and state, Douglas W. Crow, Vice President of Operations, Times Journal Inc., which published the Henry Herald, Published at McDonough, County of Henry, State of Georgia, and being the official organ for the publication of legal advertisements for said county, who being duly sworn, states on oath that the report of

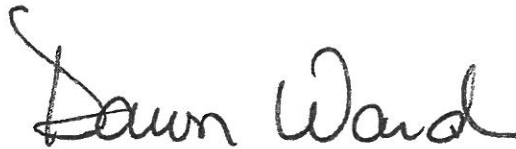
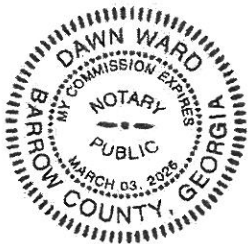
Ad No.: **400332**

Name and File No.: **PUBLIC HEARING 4/15/24**
a true copy of which is hereto attached, was published in said newspaper on the following date(s):
03/27/2024



Douglas W. Crow, Vice President of Operations, Times Journal Inc.

Sworn and subscribed to before me 27th day of March, 2024



Notary Public
My commission expires 03/03/2026

Ad text :
Hdh3940
gpn16

Public Hearing Notice
City of Locust Grove
April 15, 2024, 6:00 PM
Locust Grove Public Safety Building
3640 Highway 42 South
Locust Grove, GA 30248

Notice is hereby given as required by Chapter 66 of Title 36 of the Official Code of Georgia Annotated (?Zoning Procedures Law?) and Section 17.04 of the Code of Ordinances, City of Locust Grove, Georgia, that the Locust Grove City Council, on Monday, April 15, 2024, at 6:00 PM, will conduct public hearings for the purpose of the following:

**ORDINANCE
AMENDMENTS**

ORD-AM-24-02-02 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.36 - Special Events, to allow administrative review and approvals for special events deemed non-controversial and to modify the total number of special events allowed per calendar year.

ORD-AM-24-02-03 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.40 - Portable Eating Establishments, to provide clarification to the definition of portable eating establishments.

ORD-AM-24-02-04 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.48 - Yard Sales, reducing the total number of yard sales permitted per calendar year within the city limits of Locust Grove.

The public hearing will be held in the Locust Grove Public Safety Building, located at 3640 Highway 42 South.

Daunt? Gibbs
Community Development Director - City of Locust Grove
3:27, 2024



Community Development Department

P. O. Box 900
Locust Grove, Georgia 30248

Phone: (770) 957-5043
Facsimile (770) 954-1223

Item Coversheet

Item: A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.48 - Yard Sales.

Action Item: Yes No

Public Hearing Item: Yes No

Executive Session Item: Yes No

Advertised Date: March 27, 2024

Budget Item: No

Date Received: N/A

Workshop Date: April 15, 2024

Regular Meeting Date: May 06, 2024

Discussion:

The City of Locust Grove City Council directed staff to analyze the yard sale section of the city municipal code and initiate an amendment to the City of Locust Grove Municipal Code Chapter 5.48 - Yard Sales, reducing the total number of yard sales permitted per calendar year within the city limits of Locust Grove.

Recommendation:

Staff recommends **APPROVAL**.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE 5, CHAPTER 5.48.020, YARD SALES, REDUCING THE TOTAL NUMBER OF YARD SALES PERMITTED PER CALENDAR YEAR WITHIN THE CITY LIMITS OF LOCUST GROVE; AND FOR OTHER PURPOSES

THE COUNCIL OF THE CITY OF LOCUST GROVE HEREBY ORDAINS

SECTION 1. Title 5, Chapter 5.48.020 of the Code of Ordinances of the City of Locust Grove Georgia is hereby amended in its entirety and inserting in lieu thereof the following:

5.48.020 Permit required—License fee required when.

- A. Any person conducting a yard sale, garage sale or other such sale, at their residence in the city, or participating in a yard sale, garage sale or other such sale in the city, shall obtain a permit from the clerk of the city prior to holding such sale. Said permit shall not exceed two consecutive days.
- B. Said resident is authorized to conduct three (3) sales per calendar year without payment of a fee. Additional sales shall be allowed during a calendar year and the person requesting permission to conduct such sale shall pay a license fee of twenty-five dollars per sale.
- C. No permits shall be issued to any person that is not a resident of the city.
- D. Any civic, church or nonprofit organization conducting a yard sale, garage sale or other such sale within the city shall obtain a permit from the clerk of the city prior to the holding of such sale.

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

SECTION 3. Severability.

A. It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses, and phrases of this Ordinance are and were, upon their enactment, believed by the City Council to be fully valid, enforceable, and constitutional.

B. It is hereby declared to be the intention of the City Council that, to the greatest extent allowed by law, each section, paragraph, sentence, clause, or phrase of this Ordinance is severable from every other Section, paragraph, sentence, clause, or phrase of this Ordinance. It is hereby further declared to be the intention of the City Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause, or phrase of this Ordinance is mutually dependent upon any other Section, paragraph, sentence, clause, or phrase of Ordinance.

C. In the event that any section, paragraph, sentence, clause or phrase of this Ordinance shall for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality, or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the Ordinance and that, to the greatest extent allowed by law, all remaining Sections, paragraphs, sentences, clauses, or phrases of the Ordinance shall remain valid, constitutional, enforceable and of full force and effect.

SECTION 4. Repeal of Conflicting Provision. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 5. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and Council of the City of Locust Grove.

SO ORDAINED this 6th day of May 2024.

Vincent Williams, Mayor Pro Tem

ATTEST:

Misty Spurling, City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney

Henry Herald

38 Sloan Street
McDonough, Georgia 30253

Phone (770) 951-9161
Fax (770) 339-5869

PUBLISHER'S AFFIDAVIT

STATE OF GEORGIA
COUNTY OF HENRY

Personally appeared before the undersigned, a notary public within and for said county and state, Douglas W. Crow, Vice President of Operations, Times Journal Inc., which published the Henry Herald, Published at McDonough, County of Henry, State of Georgia, and being the official organ for the publication of legal advertisements for said county, who being duly sworn, states on oath that the report of

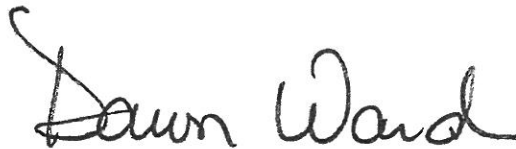
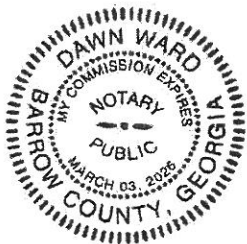
Ad No.: **400332**

Name and File No.: **PUBLIC HEARING 4/15/24**
a true copy of which is hereto attached, was published in said newspaper on the following date(s):
03/27/2024



Douglas W. Crow, Vice President of Operations, Times Journal Inc.

Sworn and subscribed to before me 27th day of March, 2024



Notary Public
My commission expires 03/03/2026

Ad text :
Hdh3940
gpn16

Public Hearing Notice
City of Locust Grove
April 15, 2024, 6:00 PM
Locust Grove Public Safety Building
3640 Highway 42 South
Locust Grove, GA 30248

Notice is hereby given as required by Chapter 66 of Title 36 of the Official Code of Georgia Annotated (?Zoning Procedures Law?) and Section 17.04 of the Code of Ordinances, City of Locust Grove, Georgia, that the Locust Grove City Council, on Monday, April 15, 2024, at 6:00 PM, will conduct public hearings for the purpose of the following:

**ORDINANCE
AMENDMENTS**

ORD-AM-24-02-02 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.36 - Special Events, to allow administrative review and approvals for special events deemed non-controversial and to modify the total number of special events allowed per calendar year.

ORD-AM-24-02-03 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.40 - Portable Eating Establishments, to provide clarification to the definition of portable eating establishments.

ORD-AM-24-02-04 A City of Locust Grove initiated amendment to the City of Locust Grove Municipal Code Chapter 5.48 - Yard Sales, reducing the total number of yard sales permitted per calendar year within the city limits of Locust Grove.

The public hearing will be held in the Locust Grove Public Safety Building, located at 3640 Highway 42 South.

Daunt? Gibbs
Community Development Director - City of Locust Grove
3:27, 2024

LOCUST GROVE POLICE DEPARTMENT

Monthly Status Report

Mission Statement

It is the mission of the Locust Grove Police Department to enhance the quality of life in the City of Locust Grove, by working cooperatively with this community as we enforce the laws and preserve the peace. We are committed to providing professional and effective police services and strive to protect the rights and safety of our citizens and the community we serve.

	MARCH 2023	MARCH 2024
NIBRS Group A Crimes	51	55
NIBRS Group B Crimes	27	28

Patrol Division

Total Calls for Service	1,428	1,585
Miles Patrolled	17,891	20,650
Total Accident Reports Written	121	86
Total Incident Reports Written	155	183
Total Citations Written	453	345
Total Warnings Written	266	207
Arrests	35	33

Criminal Investigations

Assigned Cases	33	42
Cleared Cases	30	18

Municipal Court

Total Fines Collected	\$73,040.00	\$93,783.00
Probated Fines	\$21,623.00	\$32,116.00

Departmental Training

Total Hours	344	216
-------------	-----	-----



Community Development Department

P. O. Box 900
Locust Grove, Georgia 30248
Phone: (770) 957-5043
Facsimile (770) 954-1223

Item Coversheet

Item: **A Resolution to create a streetlight district in the Oak Ridge Meadows, Phase 1, residential subdivision**

Action Item: Yes No

Public Hearing Item: Yes No

Executive Session Item: Yes No

Advertised Date: NA

Budget Item: NA

Date Received: April 1, 2024

Workshop Date: April 15, 2024

Regular Meeting Date: May 6, 2024

Discussion:

Staff received an application to create a streetlight district in Oak Ridge Meadows, Phase 1, a residential subdivision.

- Number of Lots: 129
- Number of Lights: 28
- Type of Lights: Colonial LED
- Cost per Light: (10) \$11.75 and (18) \$9.75
- Cost per Month: \$293.00
- Cost per Year: \$3,516
- Administrative Cost: 15% of annual cost = \$527.40
- Pro Rata Cost per Lot: $\$3,516 + \$527.40 / 129 = \underline{\$31.34 \text{ per year}}$

Comments:

The City's Street Light Tax District Ordinance permits the Council to create streetlight districts by resolution. The City will pay the electricity usage fees on the lights each month then be reimbursed annually for these fees by way of an annual fees that is added to each property tax statement of the lots located within the streetlight district plus reimbursement for administrative costs.

Staff recommends approval of the Resolution to create a new streetlight district in Oak Ridge Meadows, Phase 1.

Recommendation:

**I MOVE TO (approve/deny/table) THE RESOLUTION TO
CREATE A STREETLIGHT DISTRICT IN OAK RIDGE
MEADOWS, PHASE 1 SUBDIVISION AND TO AUTHORIZE
THE MAYOR PRO TEM AND CITY CLERK TO EXECUTE
THE NECESSARY DOCUMENTS TO APPROVE THE
REQUEST**

RESOLUTION NO. _____

A RESOLUTION TO APPROVE A REQUEST TO CREATE A STREET LIGHT TAX DISTRICT IN OAK RIDGE MEADOWS, PHASE 1, IN ACCORDANCE WITH CHAPTER 3.10 OF THE CITY OF LOCUST GROVE CODE OF ORDINANCES; TO PROVIDE CONDITIONS FOR APPROVAL; TO IDENTIFY A PUBLIC PURPOSE; TO AUTHORIZE THE MAYOR PRO TEM AND CITY CLERK TO EXECUTE ANY DOCUMENTS NECESSARY TO CARRY OUT THIS RESOLUTION; TO PROVIDE FOR SEVERABILITY; TO REPEAL INCONSISTENT PROVISIONS; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

W I T N E S S E T H :

WHEREAS, the City of Locust Grove, Georgia (“City”) adopted Article II, Chapter 3.10 (“Chapter”) entitled “Street Light Tax Districts”; and,

WHEREAS, the purpose of the Chapter is to provide the City with a procedure for the installation, maintenance and operation of street lights in certain public rights-of-way in the City of Locust Grove and for the promotion of health, safety, prosperity and general welfare of the citizens of Locust Grove; and,

WHEREAS, Eric Brown of D.R. Horton (“Owner”) submitted an *Application for Special Tax District – Street Lighting* and a *Petition for Special Tax District – Street Lighting* (“Application”) on March 6, 2024 attached as **Exhibit “A”**; and,

WHEREAS, the Application indicates support from one-hundred percent (100%) of the property owners in Oak Ridge Meadows, Phase 1, subdivision in accordance with the Chapter; and,

WHEREAS, the Owner submitted a copy of the Central Georgia Electric Membership Corporation Underground Wiring / Outdoor Lighting Agreement for Oak Ridge Meadows, Phase 1, subdivision (“Request”) outlining the costs, quantities, locations, terms and conditions associated with the Request attached as **Exhibit “B”**; and,

WHEREAS, the City agrees to pay the monthly streetlight fee of \$293.00 (\$3,516 annually) to Central Georgia EMC and to be reimbursed for such payments by way of assessments imposed upon all property owners within this subdivision in the amount of \$31.34 (includes a 15% administrative fee) per lot annually; and,

WHEREAS, the Mayor Pro Tem and City Council (“Council”) reviewed the Application and Request during a workshop meeting held on April 15, 2024; and,

WHEREAS, the Request was found to be generally consistent with the purpose and intent of the Chapter; and,

WHEREAS, the Council, in the exercise of their sound judgment and discretion, after giving thorough thought to all implications involved, and keeping in mind the public interest and welfare to the citizens of the City, have determined this request for the creation of a street light tax district to be in the best interests of the citizens of the City, that this Resolution be adopted.

**THEREFORE, IT IS NOW RESOLVED BY THE CITY OF LOCUST GROVE,
GEORGIA, AS FOLLOWS:**

1. **Finding.** That the Council hereby finds that the Application submitted by the Owner generally conforms to the requirements of Chapter 3.10 of City of Locust Grove Code.
2. **Public Purpose.** The Council finds that the foregoing actions constitute a major stem in preserving the health, safety, well-being and economic vitality of the community and are, therefore, consistent with its public purposes and powers.
3. **Authority.** That the Council hereby authorizes the Mayor Pro Tem to execute the *Underground Wiring / Outdoor Lighting Agreement* for Oak Ridge Meadows, Phase 1, and any other documents necessary to carry out this Resolution, and to place this Resolution and any related documents among the official records of the City for future reference.
4. **Severability.** To extent any portion of this Resolution is declared to be invalid, unenforceable, or nonbinding, that shall not affect the remaining portions of this Resolution.
5. **Repeal of Conflicting Provisions.** All Council resolutions are hereby repealed to the extent they are inconsistent with this Resolution.
6. **Effective Date.** This Resolution shall take effect immediately.

THIS RESOLUTION adopted this 6th day of May 2024.

VINCENT WILLIAMS, MAYOR PRO TEM

ATTEST:

APPROVED AS TO FORM:

MISTY SPURLING, CITY CLERK

CITY ATTORNEY

(seal)

EXHIBIT "A"

*Application for Special Tax District – Street Lighting and
Petition for Special Tax District – Street Lighting*

Application For Special Tax District - Street Lighting


We, the undersigned, all being property owners of the City of Locust Grove Special Tax District for Street Lighting, being the Oak Ridge Meadows Ph. 1 (Subdivision) in Land Lot(s) 135, 136, and _____ of the 2nd Land District at LG Griffin Rd (road), do hereby petition the Mayor and City Council of the City of Locust Grove "City" for the placement of streetlights through our subdivision or street(s).

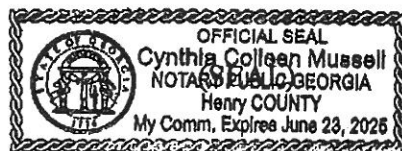
Each of us do hereby pledge and consent to levying of a lien by the City against property we own for the purpose of payment for the cost of maintenance and operation of the streetlights. There are 129 (number) lots currently existing in the Special Tax District Oak Ridge Meadows Ph. 1 (Subdivision), and each owner as shown on the tax records has affirmatively signed this petition or their indication for disapproval is noted herein. The petition represents 129 (number) affirmative votes, representing 100 % of this district to be affected in this request. Your signature on this petition indicates that you have read and fully understand all information contained with Chapter 3.10 of the Code of Ordinances of the City of Locust Grove.

Personally appeared before me, a Notary Public, the undersigned affiance, who says on oath that Eric Brown (name) is one of the subscribing witnesses to the within instrument; and, that each said witnesses saw the execution and delivery of the same by each grantor therein for the purpose set forth; and, that each of said witnesses signed the same as supported. Sworn to and subscribed to me, this 8th day of August, 2023.



SUBSCRIBING WITNESS


NOTARY PUBLIC

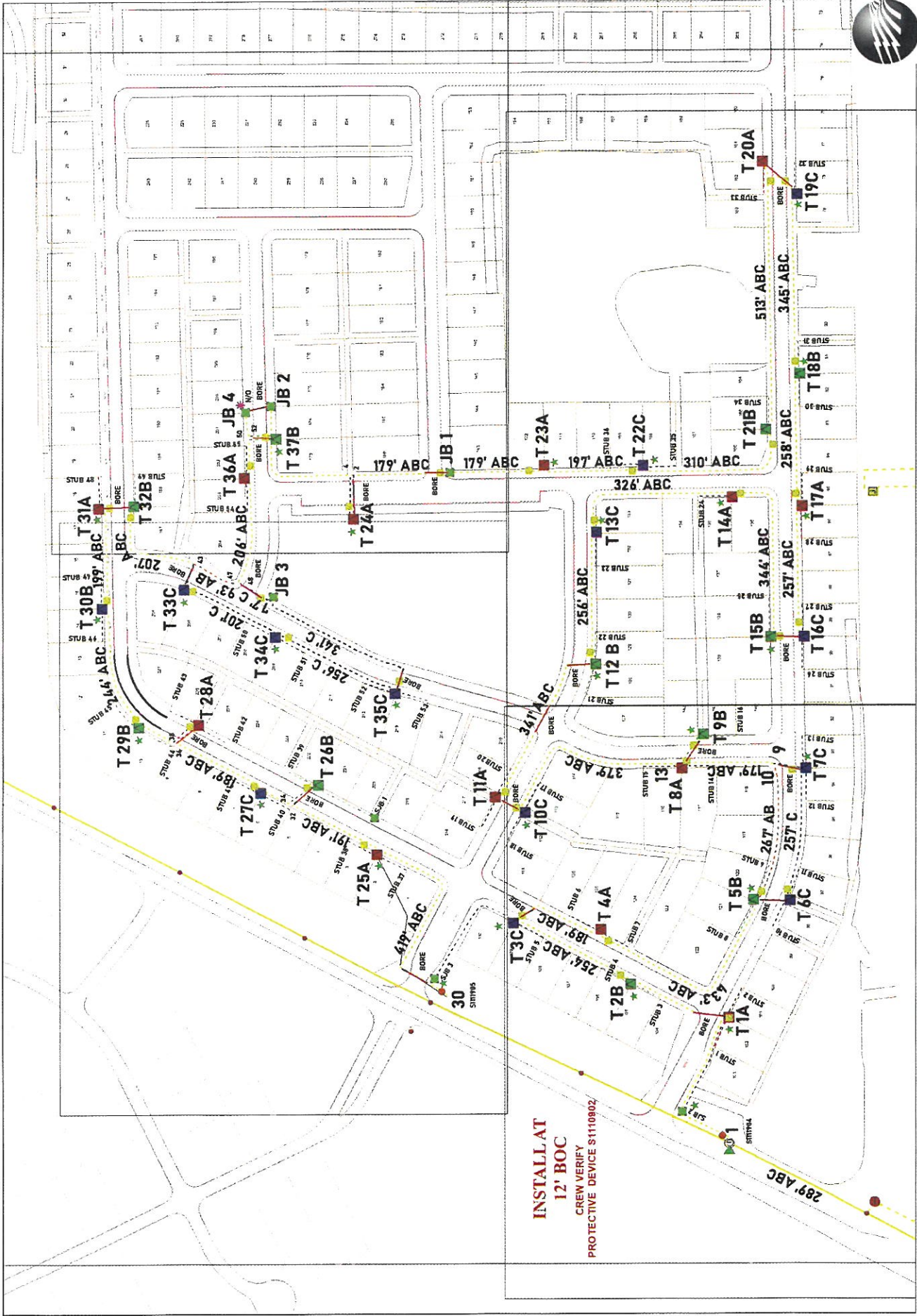


PLEASE INDICATE WHICH UTILITY COMPANY SERVICES YOUR PROPOSED STREET LIGHT DISTRICT:

- GEORGIA POWER CENTRAL GEORGIA OTHER _____
- NEW STREETLIGHT DISTRICT ADDING STREETLIGHTS TO EXISTING DISTRICT

EXHIBIT "B"

*Central Georgia Electric Membership Corporation
Underground Wiring / Outdoor Lighting Agreement*



CENTRAL GEORGIA ELECTRIC MEMBERSHIP CORPORATION
923 SOUTH MULBERRY STREET
JACKSON, GEORGIA 30233

UNDERGROUND WIRING / OUTDOOR LIGHTING AGREEMENT

Name: LOCUST GROVE CITY OF Acct. No.: 12223- Loc. No.: 1111-11
(Print Name as Listed on Bill Card)

Address: Lights for Oak Ridge Meadows Phase 1

I (we) hereby apply for a lease of outdoor lighting equipment to Central Georgia EMC under the terms and conditions set forth below:

1. INFORMATION AND COST

Lights, Fixtures, and Poles:

Quantity 10 Rate 12 Class 5 Cost Per Month \$ 11.75 each Total Cost \$ 117.50 per month Description: COLONIAL LED
Quantity 18 Rate 13 Class 5 Cost Per Month \$ 9.75 each Total Cost \$ 175.50 per month Description: DISCOUNTED COLONIAL LED
Quantity ___ Rate ___ Class ___ Cost Per Month \$ ___ each Total Cost \$ ___ per month Description: ___
Quantity ___ Rate ___ Class ___ Cost Per Month \$ ___ each Total Cost \$ ___ per month Description: ___

TOTAL COST PER MONTH \$ 293.00

Total CIAC (Contribution in Aid of Construction) = \$ 0.00

3. The corporation reserves the right to increase or decrease rates of outdoor lighting without prior written notice to each individual lessee.

4. Fixtures served by underground wiring will be available at these rates when the underground cable is buried in the same trench with the underground distribution system and the excess trench required does not exceed thirty (30) feet per fixture for a small LED fixture or eighty (80) feet per fixture for a large LED fixture or post top LED fixture. A contribution in aid of construction shall be paid in advance for the footage in excess of the base allowance.

5. I (we) will perform all trenching, install duct furnished by the Corporation, backfill, and complete the paving to the mutual satisfaction of all parties concerned where underground wiring is desired and paving or other obstacles exist.

6. I (we) will pay in advance a contribution in aid of construction in the amount of the current installed cost of additional pole(s) if more than one pole must be installed. The additional pole(s) will remain the property of the Corporation.

7. All lighting equipment, wiring, etc. will be furnished by the Corporation.

8. The Corporation will perform ordinary maintenance of light and equipment which will be done during normally scheduled working hours. Current overtime fee per service call shall be paid to the serviceperson making the repairs when requested at any time other than the normal working hours.

9. I (we) will pay for replacement of any equipment damaged or destroyed by vehicle collision or vandalism.

10. I (we) will pay the lease for the light(s) at the rates above according to current billing procedures. The Corporation may discontinue service without further notice if the bill is not paid.

11. The corporation shall use reasonable care to maintain constant service but shall not be liable for interruption through acts of God, strikes, labor troubles, or any other causes beyond the control of the Corporation.

12. I (we) will pay a Membership or Additional Service fee and be bound by the provisions of the Articles of Incorporation, Bylaws, and rules of the Corporation that may be adopted from time to time.

13. This agreement shall become effective on the date of service is first delivered and shall remain in effect for 5 years and thereafter until terminated by either party's giving three month notice.

14. This agreement shall be binding upon the successors, legal representative, and assigns of the respective parties hereto.

15. The Corporation reserves the right to shield the light or relocate the pole and light if objected by the adjacent landowners.

16. I (we) will grant, bargain, sell, and convey unto the Corporation, its successors, and assign an easement and right-of-way for the purpose of constructing, inspecting, maintaining, operating, repairing, or replacing its facilities. The Corporation shall have the right to egress to and egress from the easement over the lands of the lessee adjacent to the easement and lying between public and private roads and easements.

Signature: _____

Print Name: _____

Title: _____

Date: _____

**COMMUNITY DEVELOPMENT DEPARTMENT REPORT
(As of 4/8/2024) vs. this same time in 2023**

- **354 permits issued in 2024**
Year 2023: 349

- **43 new house permits issued in 2024**
Year 2023: 59

- **58 COs issued in 2024**
Year 2023: 46
 - Residential = 35
 - Year 2023: 24
 - Commercial = 23
 - Year 2023: 22

- **137 Business Licenses issued in 2024**
Year 2023: 108

2024 Active Developments				
	<u>Residential</u>	<u>Commercial</u>	<u>Industrial</u>	<u>Capitol Project</u>
1	Bunn Farms Phases 2 & 3	Humanity Institute f.k.a. World Peace Center (coming soon)	CJS Truck Parking (under review)	Extra Lane on Hwy 42 (future)
2	Locust Grove Station Pine Valley	C-Store Indian Creek (under development)	Norfolk Southern (future intermodal dev.)	Peeksville Road Extension (in discussions)
3	Elmstone Commons	Strong Rock Container Bldgs. (under review)	Bowery Farms (paused)	MMIP/Bethlehem Road Interchange (approx. 2025)
4	Liberty Grove/Derrington Manor	Commercial Suites next to Express Oil (coming soon)	Renewal by Anderson (under development)	Traffic Signal Hwy. 42 at Bethlehem Road (coming soon)
5	Bridle Creek	Publix (coming soon)	Walker Crossing Truck Parking (coming soon)	Price Drive Extension (underway)
6	Collinswood	Spring Hill Suites by Marriott (under development)		Bill Gardner Pkwy. Improvement to Hwy. 155 (coming soon)
7	River Oaks	UHAUL storage (considering LG)		Locust Grove Griffen Road Roundabout at Hosanna Road (coming soon)
8	Wentworth	Tanger Blvd. self storage (paused)		
9	Locust Grove Station Pod B	HCTag Office Locust Grove Tanger Blvd. (in discussions)		
10	Cedar Ridge Pod D			
11	Oak Ridge Meadows Pod E			
12	Flakes Mill South Bethany			
13	Nine Oak Phase 2 & 3			
14	Peeksville Landing			
15	Dawson Creek subdivision			
16	Copperfield subdivision			
17	RangeWater Real Estate Multi-family (paused)			
18	Berkley Lakes			
19	Pine Valley			
20	The Springs (under review)			
21	Evergreen (L.G. Griffen Road at Hosanna)			
22				



Administration Department

P. O. Box 900
Locust Grove, Georgia 30248

Phone: (770) 957-5043
Facsimile: (866) 364-0996

Item Coversheet

Item: SPLOST VI Update

Action Item: Yes No

Public Hearing Item: Yes No

Executive Session Item: Yes No

Advertised Date: N/A

Budget Item: New Fund SPLOST VI (if approved)

Date Received: April 10, 2024

Workshop Date: April 15, 2024 (Tax DY)

Regular Meeting Date: N/A – for May/June period

Discussion:

Attached are two documents related to SPLOST VI. The first is the working spreadsheet of Population between Henry County and its cities based on actual Census and Estimated Intercensal figures. To date figures are in place for Henry County (released in March) but not for the cities until May 16 ETA from Census. I have gone ahead and used figures from historical growth and stated figures from the Stockbridge Annexation effective early 2023 to calculate distributions by Population, which we are still in negotiations. This gives us a maximum budget of \$21,340,000 potential to allocate to capital projects (more than any of the previous SPLOSTs combined for the City). As such, the project listing is again heavily weighted towards Transportation and Mobility projects, but there is more for parks, recreation, and public buildings as well. We also took more advice from GDOT to make broader project descriptions underneath the overall Transportation to allow for more freedom within the category of projects if necessary.

Recommendation:

TBD – May / June finalized listing based on final agreement on distribution.

City/County	Census	*US Bureau of Census Population Estimate, July 1 of Estimate Year						EST	Census	Numeric 20 to 23	Numeric Inc. 2010 - 2020	Percent 2020-2023
	2010	2015*	2018*	2019*	2020	2021*	2022*	2023				
Stockbridge city, Georgia	25,636	28,092	29,585	29,904	28,973	29,205	29,064	36,700	3,337	7,727	13.02%	26.67%
McDonough city, Georgia	22,084	23,276	25,748	26,768	29,051	29,917	30,340	31,554	6,967	2,503	31.55%	8.61%
Locust Grove city, Georgia	5,402	6,222	7,178	8,243	8,947	9,756	10,734	11,593	3,545	2,646	65.62%	29.57%
Hampton city, Georgia	6,987	7,426	7,895	8,073	8,368	8,358	8,267	8,928	1,381	560	19.77%	6.70%
COLG Annual Growth Rate		6.3%	6.3%	14.8%	8.5%	9.0%	10.0%	8.0%				
All Cities	60,109	65,016	70,406	72,988	75,339	77,236	78,405	88,775	15,230	13,436	25.34%	17.83%

Henry County	203,922	216,571	230,220	234,561	240,703	245,085	248,472	254,613	36,781	13,910	18.04%	5.78%
Unincorporated Area	143,813	151,555	159,814	161,573	165,364	167,849	170,067	165,838	21,551	474	14.99%	0.29%
Percent Incorporated Cities	29.48%	30.02%	30.58%	31.12%	31.30%	31.51%	31.55%	34.87%				

	Average 20s 2023 Est%									
Stockbridge city, Georgia	12.57%	12.97%	12.85%	12.75%	12.04%	11.92%	11.70%	14.41%	11.88%	12.52%
McDonough city, Georgia	10.83%	10.75%	11.18%	11.41%	12.07%	12.21%	12.21%	12.39%	12.16%	12.22%
Hampton city, Georgia	3.43%	3.43%	3.43%	3.44%	3.48%	3.41%	3.33%	3.51%	3.40%	3.43%
Locust Grove city, Georgia	2.65%	2.87%	3.12%	3.51%	3.72%	3.98%	4.32%	4.55%	4.01%	4.14%
Henry County	70.52%	69.98%	69.42%	68.88%	68.70%	68.49%	68.45%	65.13%	68.54%	67.69%

	Henry County	Stockbridge	McDonough	Locust Grove	Hampton
SPLOST VI Scenario 1 - 5 Year SPLOST					
\$ 67,427,205.11	\$ 43,917,667.30	\$ 9,718,979.11	\$ 8,356,097.53	\$ 3,070,010.99	\$ 2,364,429.00
SPLOST VI Scenario 2 - 6-Year SPLOST					
\$ 68,458,536.32	\$ 44,589,408.93	\$ 9,867,635.52	\$ 8,483,908.02	\$ 3,116,968.27	\$ 2,400,594.07
SPLOST VI Scenario 3 - County6					
\$ 78,117,432.48	\$ 50,880,581.58	\$ 11,259,871.93	\$ 9,680,912.67	\$ 3,556,745.03	\$ 2,739,296.73
\$ 468,704,594.91					
Life of Program Conservative	\$ 267,536,453.59	\$ 59,205,813.13	\$ 50,903,448.10	\$ 18,701,809.64	\$ 14,403,564.41
Life of Program High	\$ 305,283,489.45	\$ 67,559,231.59	\$ 58,085,476.02	\$ 21,340,470.17	\$ 16,435,780.41

\$ 410,751,088.87 Realistic
 \$ 468,704,447.64 High
 Average \$ 20,021,139.91

SPLOST VI - City of Locust Grove

Project Group Listing: Maximum Collection Scenario

Project approval based on final Council Approval in June

Category	Tier	Total SPLOST
CAPITAL ITEMS		
Construction and Renovation of Municipal Buildings		\$ 600,000.00
CITY Master Plan - Phase III		
Phase III of Municipal Master Plan	1	\$ 900,000.00
<i>Installation of additional parking across from Public Safety and behind City Hall. Work on additions to Master Plan.</i>		
Subtotal Municipal Buildings		\$ 900,000.00
Parks and Recreation Facilities		\$ 1,000,000.00
Greenway - On and Off Street		
Parks and Recreation Facilities	1	\$ 500,000.00
<i>Potential for Jubilee Ph. III property, existing parks and properties Improvements and new/upgraded facilities</i>		
Trail Master Plan	2	\$ 640,000.00
<i>Look at areas where small connections can be made to existing trails into the overall HC/Cities Master Trail Plan</i>		
Subtotal Parks and Recreation		\$ 1,140,000.00
PARKS AND BUILDING ITEMS - TOTAL		\$ 2,040,000.00
Roads, Bridges, Sidewalks and Transportation Facilities		\$ 17,300,000.00
SR 42 Widening PE (Local Share - City)	1	\$ 600,000.00
<i>ARC Project Match 80% with Local Match of 20%. Total Project Estimate of \$8.35 million. City is responsible for 39% of the local match (i.e. 39% of 20% required Match).</i>		
Bill Gardner Phase II Upgrades: Intersections and Safety and widening WB from I-75 towards Lester Mill	1	\$ 4,500,000.00
<i>Work on preliminary design and engineering along with next phase of R/W acquisition for additional turn lanes and reconfiguration of Tanger/Market Place and BGP. Also additional work along Bill Gardner between SR 42 and Lester Mill Road.</i>		
SR 42 Congestion Relief Projects (from T-SPLOST)	1	\$ 7,000,000.00
<i>Continue projects to provide congestion relief along SR 42 between Downtown (Grove Road area) to Colvin Drive and Market Place Boulevard. Additional Lanes, intersections, new roadway segments and additional lanes where feasible). Plus, construction of connecting roadway from Colvin Drive at Home Depot to "New Bethlehem Road" at new Interchange</i>		

SPLOST VI - City of Locust Grove

Project Group Listing: Maximum Collection Scenario

Project approval based on final Council Approval in June

Category	Tier	Total SPLOST
Misc. Road and/or Intersection Improvements - SR 42 and Davis Road (ICE/PE), Leguin Mill at Peeksville (work with county), Roundabout at Tanger and Indian Creek		
<i>Study and develop concept plans/plans for Signalized Intersection or alternate as warranted by study for the Highway 42 and Davis Road intersection. Work with Henry County on Leguin Mill Road at Peeksville and others as needed</i>	1	\$ 3,000,000.00
Peeksville Road - Multiuse Ped/Bike facilities - Connector Road		
<i>Begin installation of pedestrian linkages between Skyland and Downtown Locust Grove, including linkage to commercial, parks, institutional areas and residential development. Complete any work from the Peeksville Connector to Frances Ward Drive</i>	2	\$ 2,200,000.00
Subtotal Roads and Bridges		\$ 17,300,000.00
Public Utilities		
Utilities lump sum	2	\$ 2,000,000.00
<i>Lump sum of work for water - sanitary sewer improvements and/or stormwater projects, including plans and match for any CDBG - developed project.</i>		
Subtotal Utilities		\$ 2,000,000.00
Grand Total		\$ 21,340,000.00