



City of Powder Springs

City of Powder Springs
4484 Marietta Street
Powder Springs, GA 30127

Meeting Agenda

City Council

Mayor

Albert Thurman

Council Members:

*Henry Lust, Doris Dawkins, Nancy Farmer, Patrick Bordelon,
Patricia Wisdom*

Monday, January 7, 2019

7:00 PM

Council Chambers

Pre-Meeting Time Change to 6PM

1. Call to Order

2. Invocation and Pledge of Allegiance

*Invocation led by Mike Cronin, Associate Pastor of East West Church in Marietta and PSPD
Chaplain*

3. Approval of Minutes

*City Council Meeting 12/3/18
Special Called Work Session and City Council Meeting 12/5/18
Special Called City Council Meeting 12/10/18
City Council Work Session 1/3/19*

4. Mayor's Comments

[2019 -001](#) Appointment - City Clerk, Kelly Axt

[2019 -002](#) Appointment - City Attorney, Richard Calhoun - Gregory, Doyle, Calhoun and
Rogers

5. Public Reports | Presentations

6. Citizens Comments

7. City Attorney

A. Consent Agenda

[RES0 19-001](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A RENEWAL AGREEMENT WITH NU STAR MAKER PERFORMING ARTS AND TALENT MANAGEMENT INC. TO PROVIDE CERTAIN MANAGEMENT AND ARTISTIC DIRECTOR SERVICES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Resolution 2019 - NuStar Renewal.doc](#)
[NUSTAR AGreement REVISED.docx](#)

[RES0 19-002](#) A RESOLUTION SUBSCRIBING TO THE ETHICS AND PRINCIPLES OF THE GEORGIA MUNICIPAL ASSOCIATION CERTIFIED CITY OF ETHICS PROGRAM; AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTATION NEEDED TO APPLY FOR RECERTIFICATION AS A CITY OF ETHICS; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2019 - 002 City of Ethics.doc](#)
[ethics.pdf](#)

[RES0 19-003](#) A RESOLUTION ESTABLISHING QUALIFYING FEES AND QUALIFYING DATES FOR THE GENERAL ELECTION TO BE HELD NOVEMBER 5, 2019 FOR MAYOR, POST 1 AND POST 2 CITY COUNCIL POSITIONS OF THE CITY OF POWDER SPRINGS, GEORGIA; AUTHORIZING THE CITY CLERK AND THE CITY ELECTION SUPERINTENDENT TO PUBLISH NOTICES OF QUALIFYING FEES AND OTHER NOTICES REQUIRED OR PERMITTED TO BE PUBLISHED BY THE GOVERNING AUTHORITY IN CONNECTION THEREWITH; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

Attachments: [2019-003 Setting Qualifying Fees and Dates.doc](#)

[RES0 19-004](#) A RESOLUTION AUTHORIZING THE GROUND LEASE OF CITY PROPERTY FOR A MOBILE FOOD VENDOR; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Ground Lease Request.pdf](#)
[RESOLUTION 2019 - 004 ground lease for mobile food vendor.doc](#)

[RES0 19-005](#) A RESOLUTION ACCEPTING THE PROPOSAL OF ARDITO CONSTRUCTION TO CONNECT THE WATER LINE ON THE TOWN SQUARE TO THE WATERLINE LOCATED UNDER MARIETTA STREET FOR THE TOTAL COST OF \$36,946.83; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR SUCH SERVICES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2019 - 005 Waterline Extension.doc](#)
[Waterline Connection.pdf](#)

[RES0 19-006](#) A RESOLUTION REAPPOINTING DWAYNE GREEN TO THE DOWNTOWN DEVELOPMENT AUTHORITY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Resolution 2019 - 006 Dwayne Green reppointment.doc](#)

[RES0 19-007](#) A RESOLUTION AUTHORIZING PUBLICATION OF A NOTICE OF INTENT TO SELL THE WATER DISTRIBUTION AND WASTE WATER COLLECTION SYSTEM OWNED BY THE CITY OF POWDER SPRINGS TO COBB COUNTY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2019 - 007 Notice of Intent to Sell Water System .doc](#)

B. Regular Agenda | Public Hearing

[ORD 18 -024](#) AN ORDINANCE TO AMEND CHAPTER 12 (OCCUPATIONAL LICENSES, TAXES AND REGULATIONS) TO ADD ARTICLE XIV TO PROVIDE FOR REGULATION OF SHORT-TERM RENTAL UNITS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

1st Reading 11/19/18 2nd Reading 12/3/18 - Tabled to 1/7/19 for 2nd Reading

Attachments: [Example - Sandy Springs](#)
[ORDINANCE NO 2018 - 024 short term rental units.doc](#)
[Motion to Withdraw ORD 18 024.pdf](#)

[ORD 18 -026](#) AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE WITH REGARD TO A RESIDENTIAL SENIOR LIVING ZONING DISTRICT AND STORMWATER MANAGEMENT EROSION AND SEDIMENT CONTROL; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

1st Reading 11/19/18 2nd Reading 12/3/18

Attachments: [Motion to terminate consideration](#)
[City of Powder Springs Proposed Amendment.pdf](#)
[Cobb County RSL Example](#)
[Paulding County - R55 Example](#)
[ORDINANCE NO 2018 - 026 UDC amendment - residential senior living.doc](#)

[ORD 19 -001](#) AN ORDINANCE TO AMEND THE BUDGET FOR FISCAL YEAR 2019 TO ALLOCATE FUNDS TO THE COMMUNITY EVENTS BUDGET FOR EXPENSES ASSOCIATED WITH SPONSORING THE JULY 4 INDEPENDENCE DAY CELEBRATION; TO ESTABLISH AN EFFECTIVE DATE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES

1st Reading 1/7/19 2nd Reading 1/22/19

Attachments: [Budget Amendment July 4 Celebration use of fund balance.rtf](#)
[BA ORD 2019- 001 Budget Amendment.doc](#)

[ORD 19 -002](#) AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE WITH REGARD TO STORMWATER MANAGEMENT EROSION AND SEDIMENT CONTROL; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

1st Reading 1/7/19 2nd Reading 1/22/19

Attachments: [Ordinance](#)
[ExhibitA_ES.pdf](#)

[PZ 18--031](#) Rezoning - Paran Homes

The applicant Paran Homes, is initiating a rezoning from Single-Family Residential District (R20) to Medium Density Residential (MDR). The subject site is located in Land Lot 833 and 870, 19th District, Powder Springs, Georgia.

Attachments: [Recommended Motion Jan 7, 2019](#)
[Paran Garver Tina 12-28-2018 Revised Stip Letter.pdf](#)
[Garver Tina 01-07-2019.pdf](#)
[Recommended Motion](#)
[Motion to Table - 12/3/18](#)
[Request for Continuance](#)
[Application 10-09-2018 \(Stipulation Letter\).pdf](#)
[Site Plan Submitted 10-10-18.pdf](#)
[Case Overview PZ 18-031 Rezoning R-20 to MDR Paran Homes.pdf](#)
[Garver Tina 10-09-2018 \(Stipulation Letter\).pdf](#)
[Sample Renderings.pdf](#)
[Mailing - Notice Letter.pdf](#)
[Staff Report 29-Oct-2018-11-34-28.pdf](#)
[August 27, 2018 PZ Public Hearing Zoning Minutes.pdf](#)

[PZ 18--032](#) Rezoning - Olympia Homes
Paran Homes is requesting a rezone from R15 to MDR, on property located along Hopkins Road within Land Lots 869 and 870, 19th District, 2nd Section, and Cobb County, Georgia

Attachments: [Motion to Table to March 4, 2019](#)
[Motion to Table - January 7, 2019](#)
[Continue to December Garvis Tina 11-26-18.pdf](#)
[1.PZ 18-032 Application \(Olympia Homes Inc.\).pdf](#)
[2.PZ 18-32 Site Plan10012018.pdf](#)
[3.Case Overview Olympia PZ 18-32 Rezoning.pdf](#)
[November 26, 2018 PZ Public Hearing Minutes.pdf](#)

[PZ 18--033](#) Special Use - Olympia Homes
A special use application to allow higher density within the MDR zoning district. The subject site is located along Hopkins Road, Land Lots 869 and 870, 19th District, 2nd Section, Cobb County, Georgia.

Attachments: [Motion to Table to March 4, 2019](#)
[Motion to Table - January 7, 2019](#)
[Continue to December Garvis Tina 11-26-18.pdf](#)
[1.PZ 18-033 Application.pdf](#)
[2.PZ18-033 Site Plan10012018.pdf](#)
[Case Overview Olympia PZ 18-33 Special Use.pdf](#)

[PZ 18--036](#) Variance – Powder Springs Quad
The applicant is requesting a variance application to reduce the front setback from 35 feet to 25 feet, reduce the right-of-way width from 60 feet with 28 feet of required pavement to 50 feet with 24 feet of pavement, and reduce the minimum lot size for fee simple townhomes from 2,000 square feet to 1,700 square feet.

Attachments: [Recommended Motion - Jan 7, 2019](#)
[Stipulation Letter - 122818](#)
[Recommended Motion](#)
[1. Application Harship Variance Powder Springs Quad PZ 18-036.pdf](#)
[2. Site Plan Powder Springs Quad PZ 18-036 11-15-18.pdf](#)
[3. Case Overview Hardship Variance PZ 18-036.pdf](#)
[4. Legistar Staff Report PZ 18-036 Powder Springs Quad.pdf](#)

8. Oath of Office

[2019 -003](#) OATH OF OFFICE - DWAYNE GREEN

9. City Manager and City Council Reports**10. Executive Session, if called for purposes of Real Estate, Litigation or Personnel Matters****11. Adjournment**

Following adjournment of Council Meetings, the Mayor and various Council Members often remain at the City Hall meeting room podium to sign ordinances, resolutions and contracts, greet and speak with citizens, and discuss current events. To the extent this activity may be considered a meeting under the Georgia Open Meetings Law, the public is hereby notified thereof, and invited to attend.

For more information regarding any of actions included on this agenda, please visit www.cityofpowdersprings.org | Agendas & Minutes and select applicable meeting date. Clicking on the blue link will open all detail related to the action. Please note additional supporting information for the City Council Agenda may still be added up through the day of the City Council Meeting.