

**DAWSON COUNTY BOARD OF COMMISSIONERS  
VOTING SESSION AGENDA - THURSDAY, JUNE 6, 2019  
DAWSON COUNTY GOVERNMENT CENTER ASSEMBLY ROOM  
25 JUSTICE WAY, DAWSONVILLE, GEORGIA 30534  
6:00 PM**

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**A. ROLL CALL**

**B. OPENING PRESENTATION**

Tourism Update- Chamber of Commerce President Christie Moore

**C. INVOCATION**

**D. PLEDGE OF ALLEGIANCE**

**E. ANNOUNCEMENTS**

**F. APPROVAL OF MINUTES**

[Minutes](#) of the Work Session held on May 16, 2019

[Minutes](#) of the Voting Session held on May 16, 2019

[Minutes](#) of the Special Called Meeting held on May 30, 2019

**G. APPROVAL OF AGENDA**

**H. PUBLIC COMMENT**

**I. NEW BUSINESS**

1. Consideration of Special Event Business License Application - *Kathy Roos TNT Fireworks (Ingles Parking Lot)*
2. Consideration of Special Event Business License Application - *Kathy Roos TNT Fireworks (Walmart Parking Lot)*
3. Consideration of Resolution Authorizing the Disposition of Certain County Property by Sealed Bid in Accordance with O.C.G.A § 36-9-3(a)

**J. PUBLIC COMMENT**

**K. ADJOURNMENT**

*Those with disabilities who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting, should contact the ADA Coordinator at 706-344-3666, extension 44514. The county will make reasonable accommodations for those persons.*



**DAWSON COUNTY BOARD OF COMMISSIONERS**  
**WORK SESSION MINUTES – MAY 16, 2019**  
**DAWSON COUNTY GOVERNMENT CENTER ASSEMBLY ROOM**  
**25 JUSTICE WAY, DAWSONVILLE, GEORGIA 30534**  
**4:00 PM**

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*Those present were Chairman Thurmond; Commissioner Fausett, District 1; Commissioner Gaines, District 2; Commissioner Satterfield, District 3; Commissioner Nix, District 4; County Manager Headley; Interim County Attorney Davis; County Clerk Cloud; and interested citizens of Dawson County.*

**NEW BUSINESS**

1. Presentation of Special Event Business License Application - *Kathy Roos TNT Fireworks (Ingles Parking Lot)* - Planning & Development Director Jameson Kinley  
***This item will be placed on the June 6, 2019, Voting Session Agenda.***
2. Presentation of Special Event Business License Application - *Kathy Roos TNT Fireworks (Walmart Parking Lot)* - Planning & Development Director Jameson Kinley  
***This item will be placed on the June 6, 2019, Voting Session Agenda.***
3. Presentation of Application for Parade and Assembly - *Ride for Kids, Pediatric Brain Tumor Foundation* - Planning & Development Director Jameson Kinley  
***This item will be added to the May 16, 2019, Voting Session Agenda.***
4. County Manager Report  
***This item was for information only.***
5. County Attorney Report  
***Interim County Attorney Davis had no information to report and requested an Executive Session.***

**EXECUTIVE SESSION**

Motion passed 4-0 to enter into Executive Session to discuss litigation. Nix/Gaines

APPROVE:

ATTEST:

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Billy Thurmond, Chairman

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Kristen Cloud, County Clerk



**Item Attachment Documents:**

Minutes of the Voting Session held on May 16, 2019

**DAWSON COUNTY BOARD OF COMMISSIONERS  
VOTING SESSION MINUTES – MAY 16, 2019  
DAWSON COUNTY GOVERNMENT CENTER ASSEMBLY ROOM  
25 JUSTICE WAY, DAWSONVILLE, GEORGIA 30534  
6:00 PM**

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**ROLL CALL:** Those present were Chairman Thurmond; Commissioner Fausett, District 1; Commissioner Gaines, District 2; Commissioner Satterfield, District 3; Commissioner Nix, District 4; County Manager Headley; Interim County Attorney Davis; County Clerk Cloud; and interested citizens of Dawson County.

Motion passed 4-0 to come out Executive Session. Fausett/Gaines

**INVOCATION:** Chairman Thurmond

**PLEDGE OF ALLEGIANCE:** Chairman Thurmond

**ANNOUNCEMENTS:**

Chairman Thurmond announced that county offices would be closed on May 27, 2019, for the Memorial Day holiday.

**APPROVAL OF MINUTES:**

Motion passed 4-0 to approve the Minutes of the Work Session held on May 2, 2019. Nix/Satterfield

Motion passed 4-0 to approve the Minutes of the Voting Session held on May 2, 2019. Gaines/Fausett

**APPROVAL OF AGENDA:**

Motion passed 4-0 to approve the agenda with the following change:

- Addition of No. 5 under New Business:
  - Application for Parade and Assembly - *Ride for Kids, Pediatric Brain Tumor Foundation*

Satterfield/Fausett

**PUBLIC COMMENT:**

None

**ZONINGS:**

Chairman Thurmond announced that if anyone had contributed more than \$250 to the commissioners or chairman in the past two years and wished to speak they would have to fill out a disclosure form, which would be made available to them. Under normal program, 10 minutes will be given to those who wish to speak in favor of or opposition to with some redirect, time permitting.

ZA 19-02 - Jerry Fouts has made a request for rezoning subject to County Commission approval. He seeks to change the current zoning of RA (Residential Agriculture) to CHB (Commercial Highway Business) for the construction of a mini storage facility with 48 units. The subject property is located at TMP 081-007. (Tabled from the April 18, 2019, Voting Session)

Interim County Attorney Davis read aloud proposed stipulations for ZA 19-02.

Attorney Jonathan Beard of Miles Hansford & Tallant in Cumming, Georgia, representing the applicant, said he wished to clarify a point of confusion from the April 18, 2019, Board of Commissioners (BOC) meeting when ZA 19-02 was discussed; he said the subject property was 8.89 acres. Beard also discussed the proposed stipulations.

No public hearing for ZA 19-02 was held on May 16, 2019; the public hearing for ZA 19-02 was held on April 18, 2019.

Motion passed 3-2 to approve ZA 19-02 with the following stipulations:

1. Exterior colors shall be earth tone in nature to include variations of cream, beige and light brown;
2. Developer shall construct and maintain an entrance that meets all applicable requirements of Dawson County for commercial development and all MUTCD requirements deemed necessary by the Public Works director;
3. Applicant will construct and maintain a six-foot high chain link fence along the perimeter of the storage facility area. Applicant will further construct a vegetative screen on the exterior (outward side) of the chain link fence on the front of the property along Shoal Creek Road consistent with a landscape plan that must be presented and approved in writing by the Dawson County Planning director. The purpose of the chain link fence and the vegetative screen is to promote security and to ameliorate the visual impact of the structures on the subject property for the benefit of adjoining properties and the road;
4. Applicant shall install and maintain security cameras around the storage facility area;
5. Exterior lighting fixtures shall be the box type and situated so that light is directed only downward. The fixtures shall be no closer than five feet of the perimeter of a parking lot. Fixtures shall be no more than 25 feet high and shall be designed so as to minimize light spillage to no more than one foot candle along the boundary of the property;
6. Gate access hours shall be limited to 7 a.m. to 11 p.m. Sunday through Thursday, and 7 a.m. to 12 a.m. Friday and Saturday. The gate shall function in a manner that does not make audible noise that is capable of being heard off the subject property;
7. Use of the property shall be limited to the proposed ministorage facility and the number of storage units shall never exceed 96 units;
8. The storage facility shall be located east of the existing residence on the subject property, with the specific siting of any storage building to be approved in writing by the Dawson County Planning director prior to issuance of any permit for construction of any storage building. There shall be no outdoor storage of any kind on the subject property - including, but not limited to - no storage of boats, ATVs, personal watercraft, or vehicles. "Outdoor storage" shall be interpreted to mean any storage of any kind that is not fully enclosed such that the item being stored is not visible from the outside;
9. The development of the subject property shall meet all applicable county specifications for commercial standard of development regulations and all other applicable rules and regulations of the county; and

10. With the exception of one existing home, which may be maintained for purposes of an office for the business, all other existing structures on the subject property (including, but not limited to, the chicken house that exists partially on the subject property and partially on an adjoining parcel) shall be demolished in their entirety and properly removed within no more than six months upon the issuance of the first Certificate of Occupancy for any storage units on the subject property.

Nix/Fausett- Commissioner Gaines and Commissioner Satterfield voted against the motion and Chairman Thurmond voted in order for the item to pass

ZA 19-03 - Linda Dunlavy on behalf of Etowah Water & Sewer Authority has made a request to rezone property located at TMP 087-001 from RA (Residential Agricultural) to RPC (Residential Planned Community). The development would consist of 288 +/- lots with 78 percent to remain in open space.

Planning & Development Director Jameson Kinley said the applicant wishes to rezone 305 acres off of Dawson Forest Road. He said the application is in compliance with the county's Land Use Resolution. Kinley said the Planning Commission recommended approval of the application with the following stipulations:

1. There shall be a maximum of 288 lots; and
2. A minimum of 50 percent of the development shall remain in open space.

Etowah Water & Sewer Authority (EWSA) General Manager Brooke Anderson, representing the applicant, said the subject property is located west of Dawson County Middle School and Riverview Elementary School. The tax map currently shows the parcel as 945 acres that currently is used as spray fields and water treatment facilities; the 305 acres that the applicant seeks to rezone would come from that parcel. Anderson said the development would include 288 lots, minimum lot sizes of 5,500 square feet and a minimum of 50 percent of the subject property in open space. Amenities within the development would include a swimming pool and tennis courts. Anderson said that there would be no access from the development onto Highway 9 and that the applicant has had discussion with the Board of Education (BOE) to install sidewalks from the development to the schools for walkability; Anderson said the BOE was acceptable to the idea. Anderson said a traffic study was performed as part of the rezoning application and it showed an increase in traffic but indicated the roads can handle the increase with no effect to the level of service. Sewer exists on the subject parcel and water would be extended by the developer when needed, according to Anderson. Anderson cited several examples of Residential Planned Communities that exist in Dawson County, including Gold Creek, Chestatee, Dawson Forest Manor, Big Canoe, etc. Anderson said EWSA hosted a town hall meeting at its office on April 9, 2019, to which the applicant invited adjacent property owners of the subject property to view the concept plan. Anderson said two property owners attended the meeting and that the response was mostly positive.

Chairman Thurmond opened the hearing by asking if there was anyone present who wished to speak either for or against the application.

None spoke in favor of the application.

The following spoke against the application:



- Kim Woods, Dawsonville
- Travis Bradley, Dawsonville
- Rick Dangar, Dawsonville
- Zack Sundell, Dawsonville

Chairman Thurmond asked if there was anyone else present who wished to speak either for or against the application and, hearing none, closed the hearing.

Motion passed 3-2 to approve ZA 19-03 with the following stipulations:

1. There shall be a maximum of 288 lots;
2. A minimum of 50 percent of the development shall remain in open space;
3. Interior sidewalks shall be constructed within the development;
4. Land on the north side of the Etowah River shall remain undisturbed;
5. The developer shall work with the area's schools concerning pedestrian traffic;
6. Homes within the development shall be a minimum of 1,800 square feet;
7. Based on the Georgia Department of Transportation traffic study, the current level of service shall be maintained on surrounding roads; and
8. There shall be a 100-foot setback buffer on the Dawson Forest side of the development.

Gaines/Satterfield- Commissioner Fausett and Commissioner Nix voted against the motion and Chairman Thurmond voted in order for the item to pass

ZA 19-05 - Dawson Village Partners has made a request to rezone property located at TMP 112-019, 113-057-002, 112-109, 104-065, 104-028, 104-029, 112-018 and 104-027 from CHB (Commercial Highway Business), RA (Residential Agriculture), RPC (Residential Planned Community), CPCD (Commercial Planned Community Development) and COI (Commercial Office/Institution) to Mixed Use Village.

Planning & Development Director Jameson Kinley noted the definition of a Mixed Use Village, established primarily to encourage the development of mixed use developments consisting of both residential and commercial property. The Mixed Use Village district is intended to encourage the development of large tracts of land as planned, mixed-use communities; encourage flexible and creative concepts in site planning; preserve the natural amenities of the land by encouraging scenic and functional open space areas; and provide for an efficient use of land, according to Kinley. The county's Land Use Resolution requires 500 to 1,000 acres for a Mixed Use Village, as well as 2.8 units per acre and a minimum of 30 percent of the property in open space. Kinley said ZA 19-05 is a two-part process. Part 1 entails a concept plan, which includes: proposed uses; number of units per use; designated areas of use; open space, amenities, road systems and access points; proposed name of development; location of all wetlands and streams as those terms are defined under state and federal law; and public and private streets. Part 2: if ZA 19-05 is approved, the applicant would come back before the BOC for a master plan approval, at which time other functions would be laid out. The developer and / or property owner shall submit the proposed master development plan for any phase to be constructed before a land disturbance permit is approved by Dawson County.

Kinley said ZA 19-05 was submitted in February, at which time the proposed development included 974 acres; one property owner backed out and the proposed development now includes 776 acres. The proposed development stretches from Lumpkin Campground Road to Etowah River Road, crossing the Etowah River. The development's proposed buildings are more than 35 feet tall and, based on the county's Land Use Resolution, the Mixed Use Village is the only

zoning class that allows that building height, with BOC approval, said Kinley. With the nature and size of the proposed Etowah Village development, Kinley said a Developments of Regional Impact (DRI) and traffic study was completed by the Georgia Mountains Regional Commission; no comments were returned from surrounding counties, and the traffic study noted several points of interest to be addressed by the project's engineer.

Kinley said the Planning Commission recommended denial of the application.

Engineer Corey Guthrie of Ensite Civil Consulting, representing the applicant, said the proposed Etowah Village development is nearly 777 acres with 250 acres of that being green space. The developer has been working on the project for a couple of years to ensure the best use of space and property, according to Guthrie. Guthrie described the development in "pods." Pods A, B, C and D are near Georgia Highway 400. Proposed for Pod A: 338,000 square feet of retail with lofts above, 242,000 square feet of Class A office space and a site for a fire station; Pod B: a performing arts and convention center; Pod C: a 300-room luxury hotel comparable to the Grove Park Inn in Asheville, North Carolina, a tourist center and a Chinese garden; Pod D: active adult, detached living homes; Pods E and F: a continuing care retirement community; Pods G and H: single-family residences on ½-acre-plus lots for those who work in the office space or at area hospitals; and Pod I: across the river, an active adult community with a clubhouse for those age 55 and older and a 40-acre county park comparable to the size of Rock Creek Park with a canoe launch. Guthrie said phasing of the project would be based on market conditions. Guthrie said the applicant understands the proposed development would have a great impact on streams, rivers and roads, adding that it will affect nine intersections within the county; he said the applicant has spent nearly two years attempting to minimize those impacts as much as possible.

John Moores of architectural firm Wakefield Beasley & Associates, representing the applicant, said his firm has completed projects like The Battery, Atlantic Station, Halcyon and the Avalon. He said Wakefield Beasley is a locally-focused, right-sized development firm known for creating spaces where people can gather and enjoy time with friends and family and participate in activities. Moores said architectural details are important, and Wakefield Beasley wants to incorporate local design elements to Etowah Village.

Chairman Thurmond opened the hearing by asking if there was anyone present who wished to speak either for or against the application.

The following spoke against the application:

- Rod Bishoff, Dawsonville
- Frances Ray, Dawsonville
- Johnny Burt, Dawsonville
- Vanessa Hutching, Dawsonville
- Dava Hudgins, Dawsonville
- Hugh Stowers Jr., Dawsonville
- Patrick Urrutia, Dawsonville
- Tracey Burnette, Dawsonville
- Nick Tatum, Dawsonville
- Renee Duren, Dawsonville
- Morgan Voyles, Dawsonville

- Anton Demidov, Dawsonville
- Susan Muenchen, Dawsonville
- Dwayne Messerschmidt, Dawsonville
- Beth Martin, Dawsonville
- Dwight Roberts, Dawsonville
- Nick Baggett, Dawsonville
- Claire David Sharp

The following spoke in favor of the application:

- Gregg Zubay, Dawsonville
- Tony Passarello, Dawsonville
- Bette Holland, Dawsonville
- Mike Garcia, Dawsonville
- Ken Grosch, Dawsonville
- Randy Wells, Dawsonville
- Arthur Siriani, Norcross
- Larry Anderson, Dawsonville

Chairman Thurmond asked if there was anyone else present who wished to speak either for or against the application and, hearing none, closed the hearing.

Motion passed 4-0 to table ZA 19-05 for 30 days (nearest Board of Commissioners Voting Session, June 20, 2019). Gaines/Satterfield

*VR 19-03 - Landbridge Development LLC is requesting a variance to the Land Use Resolution Article III, Section No. 306.F.7 Maximum Units per Building - No more than 12 units shall be permitted to form any one single building.*

Planning & Development Director Jameson Kinley said the variance request was brought before the Planning Commission in conjunction with its corresponding zoning application. Kinley said the Planning Commission recommended denial of VR 19-03; he said the applicant wishes to appeal the Planning Commission's variance denial.

Applicant Gary Hammond of Landbridge Development said allowing 16-unit buildings will lessen the impact to green space since no additional buildings would be necessary and free up construction monies to be spent on amenities, etc. He said buildings would not exceed two stories, with eight units per floor. The project would include a total of five buildings with 80 total units.

Chairman Thurmond opened the hearing by asking if there was anyone present who wished to speak either for or against the application and, hearing none, closed the hearing.

Motion passed 4-0 to approve VR 19-03. Satterfield/Gaines

**PUBLIC HEARING:**

*Land Use Resolution Update (2nd of 2 hearings. 1st hearing was held on May 2, 2019)*

Interim County Attorney Davis said the board had before it an ordinance that would be an amendment to the existing Land Use Resolution. There are three components to the amendment, according to Davis.

1. Article III, Section 309 R-A Residential Agricultural / Residential Exurban – proposing to delete subsection 309 (B)(1) in its entirety and replace it with the following: Residential subdivisions where lots are less than five (5) acres in size. Notwithstanding the foregoing, this prohibition shall not prevent a “subdivision” resulting in the creation of exactly two lots from the original lot that is subdivided.
2. Article III, Section 309 R-A Residential Agricultural / Residential Exurban – proposing to delete subsection 209(C)(1) in its entirety and replace it with the following: Minimum lot size: 1.5 acres or such size as determined to be necessary for the protection of public health, safety and welfare by the Dawson County Health Department, whichever is greater. Notwithstanding the foregoing, the minimum lot size for residential subdivisions shall be five (5) acres unless the subdivision constitutes the subdivision of a single parcel into exactly two (2) parcels. Minimum lot width at building line: 175 feet. Minimum depth: 200 feet.
3. Article VI, Section 606 Non-conforming Uses – proposing to delete subsection 606(F) in its entirety and replace it with the following: For commercial and business purposes, a legal non-conforming status is proven by possession of a valid, legally obtained, Dawson County Business License within the past 12 months. Notwithstanding the foregoing sentence, such legal non-conforming status, solely based on the possession of a business license, shall no longer be recognized for any business license issued or renewed after the date of this enactment on May 16, 2019.

Chairman Thurmond opened the hearing by asking if there was anyone present who wished to be heard on the Land Use Resolution Update.

The following spoke on the Land Use Resolution Update:

- Jane Graves- Dawsonville, Georgia, thanked the board “for looking at this change in the business license ordinance because it does cause problems in certain residential areas where people have kept a business license but have not continued their nonconforming use and have tried to potentially sell properties based on having this so-called ability to have a commercial entity there.” Graves said she would appreciate the board approving that particular change in the Land Use Resolution.

Chairman Thurmond asked if there was anyone else present who wished to be heard on the Land Use Resolution Update and, hearing none, closed the hearing.

Motion passed 4-0 to table the following proposed amendments to the Land Use Resolution indefinitely:

Article III, Section 309 R-A Residential Agricultural / Residential Exurban – proposing to delete subsection 309 (B)(1) in its entirety and replace it with the following: Residential subdivisions where lots are less than five (5) acres in size. Notwithstanding the foregoing, this prohibition shall not prevent a “subdivision” resulting in the creation of exactly two lots from the original lot that is subdivided.

Article III, Section 309 R-A Residential Agricultural / Residential Exurban – proposing to delete subsection 209(C)(1) in its entirety and replace it with the following: Minimum lot size: 1.5 acres or such size as determined to be necessary for the protection of public health, safety and welfare by the Dawson County Health Department, whichever is greater. Notwithstanding the foregoing, the minimum lot size for residential subdivisions shall be five (5) acres unless the subdivision constitutes the subdivision of a single parcel into exactly two (2) parcels. Minimum lot width at building line: 175 feet. Minimum depth: 200 feet.

Gaines/Satterfield

Motion passed 4-0 to approve to amend the Land Use Resolution to eliminate the ability of a commercial business to use the possession of a business license as evidence of legal nonconforming status; specifically, in Article VI, Section 606 Non-conforming Uses, by deleting subsection 606(F) in its entirety and replacing it with the following:

For commercial and business purposes, a legal non-conforming status is proven by possession of a valid, legally obtained, Dawson County Business License within the past 12 months. Notwithstanding the foregoing sentence, such legal non-conforming status, solely based on the possession of a business license, shall no longer be recognized for any business license issued or renewed after the date of this enactment on May 16, 2019.

Nix/Fausett

**UNFINISHED BUSINESS:**

Consideration of RFP #333-19 - Design-Build Services for Fire Services – Station 9 (Tabled from the May 2, 2019, Voting Session)

Motion passed 4-0 to approve RFP #333-19 - Design-Build Services for Fire Services; to accept the proposals submitted and to award a contract to CT Darnell Construction, not to exceed the amount of \$1,562,405, which will be funded from Special Purpose Local Option Sales Tax (SPLOST) VI.

**NEW BUSINESS:**

Consideration of IFB #340-19 - On-Call Full-Depth Reclamation Services

Motion passed 4-0 to approve IFB #340-19 - On-Call Full-Depth Reclamation Services; to accept the bids received and to award a one-year contract to ShepCo for on-call Full-Depth Reclamation at quantity prices submitted with two one-year optional renewals. Satterfield/Nix

Consideration of Proposed Agreement with Rotary Club for Outdoor Project at Rock Creek Park

Motion passed 4-0 to approve a Proposed Agreement with the Rotary Club for an Outdoor Project at Rock Creek Park. Gaines/Fausett

Consideration of Request to Transfer Facility Responsibility of Station 2 Community Room

Motion passed 4-0 to table the Request to Transfer Facility Responsibility of Station 2 Community Room until additional information is received. Gaines/Nix

Consideration of Resolutions Authorizing the Disposition of Certain County Properties by Sealed Bid in Accordance with O.C.G.A § 36-9-3(a)

Motion passed 4-0 to approve the Resolutions Authorizing the Disposition of Certain County

Properties by Sealed Bid in Accordance with O.C.G.A § 36-9-3(a). Fausett/Satterfield

Consideration of Application for Parade and Assembly - Ride for Kids, Pediatric Brain Tumor Foundation

Motion passed 4-0 to approve the Application for Parade and Assembly - Ride for Kids, Pediatric Brain Tumor Foundation. Nix/Satterfield

**PUBLIC COMMENT:**

None

**ADJOURNMENT:**

APPROVE:

ATTEST:

\_\_\_\_\_  
Billy Thurmond, Chairman

\_\_\_\_\_  
Kristen Cloud, County Clerk

DRAFT

**Item Attachment Documents:**

Minutes of the Special Called Meeting held on May 30, 2019

**DAWSON COUNTY BOARD OF COMMISSIONERS  
SPECIAL CALLED MEETING MINUTES – MAY 30, 2019  
DAWSON COUNTY GOVERNMENT CENTER ASSEMBLY ROOM  
25 JUSTICE WAY, DAWSONVILLE, GEORGIA 30534  
4:00 PM**

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**ROLL CALL:** Those present were Chairman Thurmond; Commissioner Fausett, District 1; Commissioner Gaines, District 2; Commissioner Satterfield, District 3; Commissioner Nix, District 4; County Manager Headley; County Clerk Cloud; and interested citizens of Dawson County. Interim County Attorney Davis was not present.

**APPROVAL OF AGENDA:**

Motion passed unanimously to approve the agenda as presented. Gaines/Nix

**NEW BUSINESS:**

*Board of Commissioners consideration and possible approval of the 2019/2020 Dawson County proposed healthcare package.*

This item was presented by Dawson County Human Resources Director Lisa Green and ShawHankins Vice President of Consulting Services Tammi Starkey.

Motion passed 3-1 to approve the 2019/2020 Dawson County proposed healthcare package as recommended by ShawHankins – to include moving to the fully insured BlueCross BlueShield option (option 2) with plan changes and no change to employee contributions – and to move forward with implementing a comprehensive employee wellness plan. The total cost for the county for option 2 is \$47,043, which is budgeted in the General Government Insurance Contingency fund. Gaines/Fausett- Commissioner Satterfield voted against the motion

**ADJOURNMENT:**

**APPROVE:**

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Billy Thurmond, Chairman

**ATTEST:**

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Kristen Cloud, County Clerk



**Item Attachment Documents:**

1. Consideration of Special Event Business License Application - *Kathy Roos TNT Fireworks (Ingles Parking Lot)*



## DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Planning & Development

Work Session: 5/16/2019

Prepared By: Harmony Gee

Voting Session: 6/6/2019

Presenter: Jameson Kinley \_\_\_\_\_

Public Hearing: Yes No x

Agenda Item Title: Special Event Business License-Kathy Roos TNT Fireworks

**Background Information:**

TNT Fireworks would be set up in the Ingles parking lot to sell fireworks from around June 25<sup>th</sup>-July 7<sup>th</sup> under a temporary 8x24 tent.

**Current Information:**

They had the same setup last year as well.

Budget Information: Applicable: \_\_\_\_\_ Not Applicable: x Budgeted: Yes \_\_\_\_\_ No \_\_\_\_\_

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining

Recommendation/Motion: \_\_\_\_\_

Department Head Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

Finance Dept. Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

County Manager Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

County Attorney Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

**Comments/Attachments:**

*Ingles  
Parking Lot*

## Special Event Business License Application

TMP 113 039 001 Acreage of the request \_\_\_\_\_

ZONING OF THE PROPERTY CHB

911 Street address of property: 118 S 400 Center Lane, Dawsonville, GA 30534

Submittal Date 4-11-19 Time 11:14 am pm Rec'd. By ml  
Staff initials

Board of Commissioners Work Session Date: \_\_\_\_\_  
(if applicable),

Board of Commissioners Meeting Date: \_\_\_\_\_  
(if applicable)

### Applicant Information (Authorized Representative)

Printed Name Kathy Roos- TNT Fireworks (LACROSSE BOOSTER CLUB)

Address \_\_\_\_\_

Phone \_\_\_\_\_

Email Address \_\_\_\_\_

Status  Owner  Authorized Agent  Lessee  Option to purchase

NOTE: If applicant is other than owner, enclosed Property Owner Authorization form must be completed.

### Property Owner Information

Name Parking lot- Ingles

Address P. O. Box 6676

Ashville, NC 28816

Phone \_\_\_\_\_

# Property Information

911 Street Address of Property 118 South 400 Center Lane, Dawsonville, GA 30534

Directions to Property North on 400. Just passed the outlet mall in the parking lot of Ingles

Tax Map & Parcel # (TMP) 113-039-001

Land Lot(s) \_\_\_\_\_ District \_\_\_\_\_ Section \_\_\_\_\_

Commission District # 4 Julie Nix

Subdivision Name \_\_\_\_\_ Lot # \_\_\_\_\_

Current Zoning CHB Current Use of Property commerical parking lot  
(Example: residence, farm, commercial)

## SURROUNDING ZONING:

North chb South CHB

East CHB West RA

## PROPOSED ACCESS:

Access to the development will be provided from:

Road Name HWY400

Type of Road Surface Asphalt

SITE PLAN: Attach detailed site plan.

Site plan notes: attached

## Requested Action & Details of Proposed Use

Special Event Business License for TNT Fireworks/ LaCrosse Boosters

DATE (S) OF THE EVENT June 23- July 7, 2019

Anticipated Attendance 100 people over a period of a time

Existing Utilities:  Water  Sewer  Gas  Electric

Number of Parking Spaces 5

Number of Maintenance Personnel: \_\_\_\_\_

Nearest Emergency Medical Clinic: Northside Urgent Care 81 Northside Dawson Dr Ste 100

Distance to Clinic: 1000 ft

Total # of Toilet Fixtures Provided: 0- They can use the restroom in Ingles

Total # of Public Water Fountains: 0

Proposed Hours of Operation: M-F 10-10 each day

(See page 5 for times not permitted to operate.)

Sat 10-10

Sun 10-10

Is there a charge for admission, a ticket, or a tour?  Yes  No

Is there a temporary tent structure?  Yes  No  
If yes, what is the square footage? Temporary stand 8x24

Are food vendors participating in the event?  Yes  No  
If yes, are they licensed by the Environmental Health Department?  Yes  No  
(Provide copy of licenses)

If yes, how many vendors will participate? \_\_\_\_\_

Will alcohol be served or sold during the event?  Yes  No  
If yes, what type?  Beer  Wine  Liquor

## Requested Action & Details of Proposed Use (Continued)

Is there any potentially dangerous or hazardous activity?  Yes  No  
If yes, please describe Fireworks- only being sold

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Will any national or local celebrity be participating in the event?  Yes  No  
If yes, provide name and describe type of participation \_\_\_\_\_

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Will there be any media coverage?  Yes  No  
If yes, provide name(s) of media and describe type of coverage \_\_\_\_\_

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Do you foresee any unusual or excessive burden on the Sheriff's Department, Emergency Services, County Marshal, or other county personnel?  Yes  No  
If yes, describe \_\_\_\_\_

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Not that as a condition on the issuance of a temporary special event business license, the license holder shall indemnify and hold Dawson County harmless from claims, demand, or cause of action that may arise from activities associated with the special event.

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STATE OF GEORGIA, DAWSON COUNTY

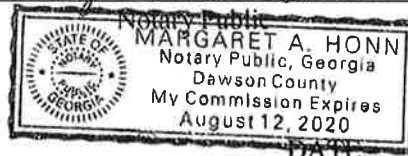
I, (Print Name) Kathy Roos, DO SOLEMNLY SWEAR, SUBJECT TO PENALTIES OF FALSE SWEARING, THAT THE STATEMENTS AND ANSWERS MADE BY ME AS THE APPLICANT IN THE FOREGOING PERSONAL STATEMENT ARE TRUE AND CORRECT.

Kathy Roos  
Applicant's Signature

I HEREBY CERTIFY THAT Kathy Roos SIGNED HIS/HER NAME TO THE FOREGOING APPLICATION STATING TO ME THAT HE KNEW AND UNDERSTOOD ALL STATEMENTS AND ANSWERS MADE THEREIN, AND, UNDER OATH ACTUALLY ADMINISTERED BY ME, HAS SWORN THAT SAID STATEMENTS AND ANSWERS ARE TRUE AND CORRECT.

THIS 11th DAY OF April 2019.

Margaret A. Honn



FOR OFFICE USE ONLY:

APPROVALS:

Chairman, Commissioners	Board	of	_____
Sheriff			_____
Emergency		Services	_____
Environmental		Health	_____
County Marshal			_____
Planning		Director	_____
County Manager			_____

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Applicant's Signature

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THIS 11th DAY OF April 2019.

Margaret A. Honn  
Notary Public  
MARGARET A. HONN  
Notary Public, Georgia  
Dawson County  
My Commission Expires  
August 12, 2020  
DATE: \_\_\_\_\_

FOR OFFICE USE ONLY:

APPROVALS:

Chairman, Commissioners	Board	of	_____
Sheriff			_____
Emergency		Services	_____
Environmental		Health	_____
County Marshal			_____
Planning		Director	_____
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Margaret A. Honn  
Notary Public  


FOR OFFICE USE ONLY:

APPROVALS DATE:

Chairman,  
Commissioners

Board

of

\_\_\_\_\_

Sheriff

M. Honn

Emergency

Services

\_\_\_\_\_

Environmental

Health

\_\_\_\_\_

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\_\_\_\_\_

Planning

Director

\_\_\_\_\_

County Manager

\_\_\_\_\_

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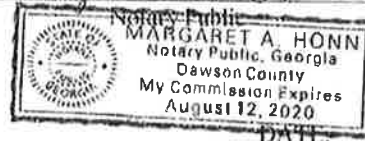
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APPROVALS:

Chairman,  
Commissioners

Board

of

Sheriff

Emergency

Services

Environmental

Health

County Marshal

Planning

Director

County Manager

Danny [Signature] Fire Chief  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Fugle's  
Fireworks Stand

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Dawson County  
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Chairman,  
Commissioners

Board

of

Sheriff

Emergency

Services

Environmental

Health

County Marshal

Planning

Director

County Manager

4/23/2019 JR

# PROPERTY OWNER AUTHORIZATION

I / we see attached letter from Ingles hereby swear that I / we own the property located at (fill in address and / or tax map & parcel #):

Address: \_\_\_\_\_

TMP: \_\_\_\_\_

as shown in the tax maps and/or deed records of Dawson County, Georgia, and which parcel will be affected by this request. I hereby authorize the person named below to act as the applicant or agent in pursuit of a business license for a special event held on this property. I understand that any license granted, and/or conditions or stipulations placed on the property will be binding upon the property regardless of ownership. The under signer below is authorized to make this application.

Printed Name of applicant or agent Kathy Roos

Signature of applicant or agent \_\_\_\_\_ Date 3/1/19

Mailing address \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Telephone Number 770-630-8357

Printed Name of Owner(s) Ingles See the attached letter

Signature of Owner(s) \_\_\_\_\_ Date \_\_\_\_\_

Notary Public \_\_\_\_\_ Date \_\_\_\_\_



Notary Seal

(The complete names of all owners must be listed, if the owner is a partnership, the names of all partners must be listed, if a joint venture, the names of all members must be listed. If a separate sheet is needed to list all names, please identify as applicant or owner and have the additional sheet notarized also.)

The Ingles  
ADVANTAGE™

Robert P. Ingle, II  
*Chairman of the Board*

Jim Lanning  
*President and Chief Executive Officer*

February 13, 2019

To: Store Managers 36, 37, 57, 67, 69, 86, 87, 93, 94, 101, 105, 200,  
201, 202, 204, 205, 206, 402, 405, 414, 419, 423,  
424, 432, 436, 437, 440, 441, 443, 449, 450, 451,  
453, 457, 467, 476, 491, 493

Subject: TNT Fireworks Parking Lot Sales- 2019 July 4<sup>th</sup> Season

TNT Fireworks is authorized to operate a fireworks sale in your parking lot. Set ups will begin around **June 17<sup>th</sup>**. They should have everything cleaned up by **July 12<sup>th</sup>**.

Prior to the event, a TNT Fireworks Area Manager will call on you to discuss event details and placement of the stand/tent. They will need to supply their own source of power. The Area Manager is also responsible for obtaining all necessary permits and/or licenses.

If you have any questions or concerns about this program you may contact me or TNT Fireworks at 1-800-243-1189.

Thank you,



Tammie Rhinchart  
DSD Buyer

Cc: Mr. Worley  
District Managers



Margaret,

TNT Fireworks would like to operate a stand for the sale of consumer fireworks at Ingles. The stand will operate from June 25 thru July 7<sup>th</sup>. The hours of operation will be from 10-10. Lacrosse Booster Club will benefit from the proceeds raised during the sale. No one under the age of 18 will be managing the cash register. After business hours the stand will be securely locked.

Thank you,

Kathy Roos

TNT Fireworks

[Roosk@tntfireworks.com](mailto:Roosk@tntfireworks.com)

**Dawson County, Georgia Board of Commissioners**  
**Affidavit for Issuance of a Public Benefit**  
**As Required by the Georgia Illegal Immigration Reform and Enforcement Act of 2011**

By executing this affidavit under oath, as an applicant for a Dawson County Business License, Out of County Business Registration, Alcohol License, or other public benefit as referenced in the Georgia Illegal Immigration Reform and Enforcement Act of 2011 [O.C.G.A. § 50-36-1(e)(2)], I am stating the following with respect to my application for such Dawson County public benefit.

  X   I am a United States citizen.

       I am a legal permanent resident of the United States. (FOR NON-CITIZENS)

       I am a qualified alien or non-immigrant under the Federal Immigration and Nationality Act with an alien number issued by the Department of Homeland Security or other federal immigration agency. (FOR NON-CITIZENS)

My alien number issued by the Department of Homeland Security or other federal immigration agency is:

\_\_\_\_\_

The undersigned applicant also hereby verifies that he or she is 18 years of age or older and has provided at least one secure and verifiable document, as required by O.C.G.A. § 50-36-1(e)(1), with this affidavit. (See reverse side of this affidavit for a list of secure and verifiable documents.)

The secure and verifiable document provided with this affidavit can best be classified as:

\_\_\_\_\_

In making the above representation under oath, I understand that any person who knowingly and willfully makes a false, fictitious, or fraudulent statement or representation in an affidavit shall be guilty of a violation of O.C.G.A. § 16-10-20 and face criminal penalties as allowed by such criminal statute.

Executed in Dawsonville (city), GA (state)

Kathryn G. Roos  
Signature of Applicant

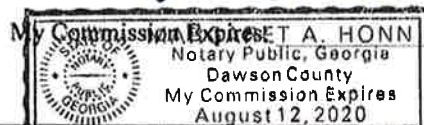
4/11/19  
Date

Kathryn G. Roos  
Printed Name

TNT Fireworks  
Name of Business

SUBSCRIBED AND SWORN BEFORE ME ON  
THIS 11 DAY OF April, 2019

Margaret A. Spunk Notary Public



*This affidavit is a State of Georgia requirement that must be completed for initial applications and renewal applications for public benefits as referenced in O.C.G.A § 50-36-1(a)(3). The person who has made application for access to public benefits on behalf of an individual, business, corporation, partnership or other private entity must complete and sign the affidavit and provide a secure and verifiable document.*

**Dawson County, Georgia Board of Commissioners**

**Private Employer Affidavit of Compliance Pursuant To O.C.G.A. § 36-60-6(d)**

By executing this affidavit, the undersigned private employer verifies its compliance with O.C.G.A. § 36-60-6, stating affirmatively that the individual, firm or corporation employs more than ten employees and has registered with and utilizes 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. § 13-10-90. Furthermore, the undersigned private employer hereby attests that its federal work authorization user identification number and date of authorization are as follows:

494008

**Federal Work Authorization User Identification Number**

4-1-12

**Date of Authorization**

TNT Fireworks

**Name of Private Employer**

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

*Kathryn G Ross*

**Signature of Authorized Officer or Agent**

Kathryn G Ross - Permit specialist

**Printed Name and Title of Authorized Officer or Agent**

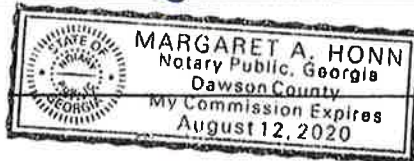
Subscribed and Sworn to me in the City of Dawsonville, GA (state) on this

the 11 day of April, 2019

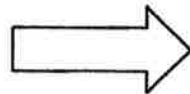
*Margaret A Honn*

**NOTARY PUBLIC**

**My Commission Expires:**



See reverse side for Private Employer Exemption Affidavit



1-1-12





License Number: 2019-174  
Effective Date: 03/18/2019

# Consumer Fireworks Distribution License

The following Branch Store, as defined in NFPA 1124, 2006, is authorized to sell Retail fireworks in accordance with the Rules and Regulations of the Safety Fire Commissioner, Chapter 120-3-22 and O.C.G.A. Section 25-10-5 under the license of its main office as also defined in NFPA 1124, 2006, shown below.

**License Holder:**

INGLES #0036  
5679 APPALACHIAN HIGHWAY  
BLUE RIDGE, GA 30513

**Store Name:**

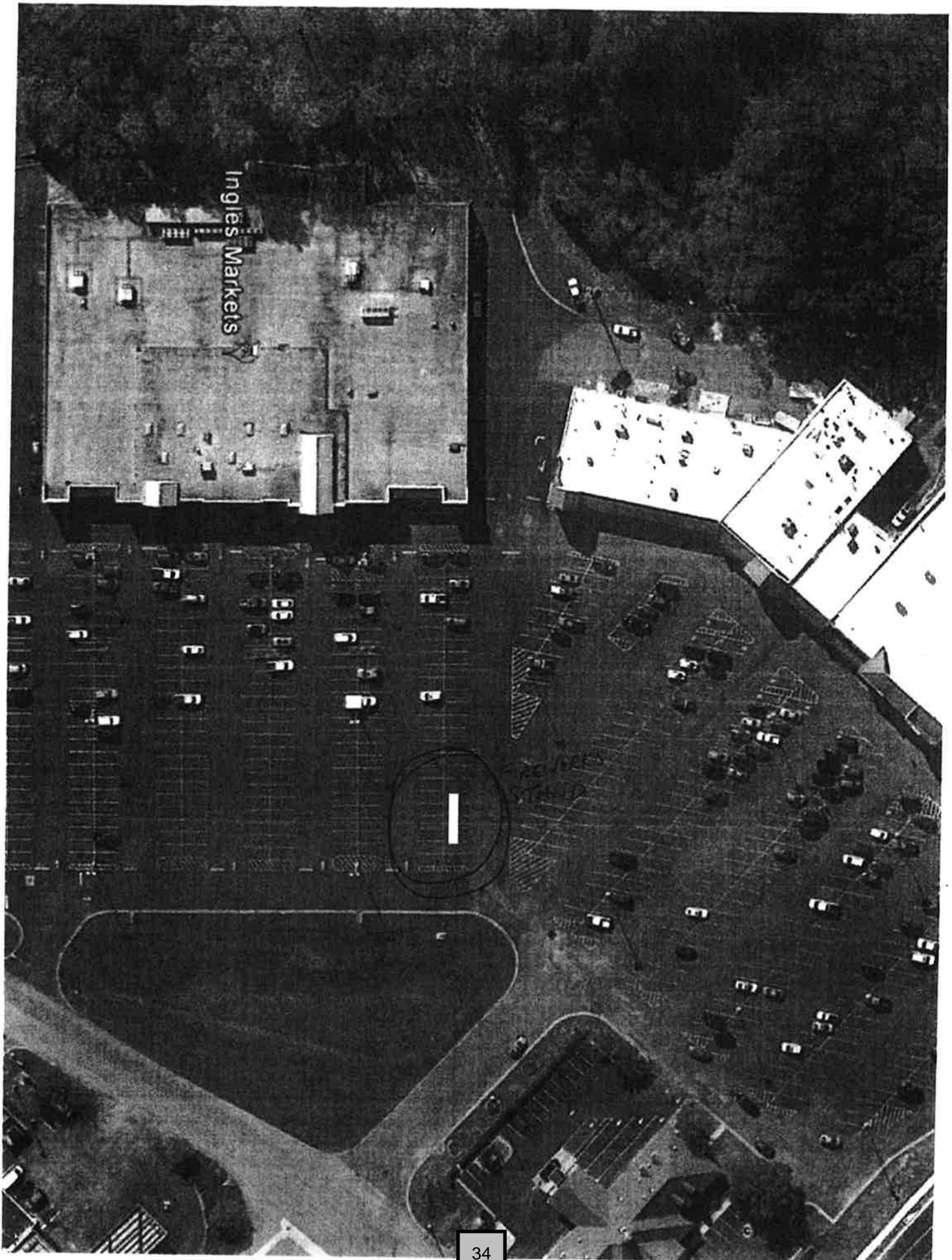
INGLES #0441  
76 HIGHWAY 400  
DAWSONVILLE, GA 30534

This certificate is dependent on the status of the main office license. Provided that license remains in good standing, this certificate will expire on January 31, 2020

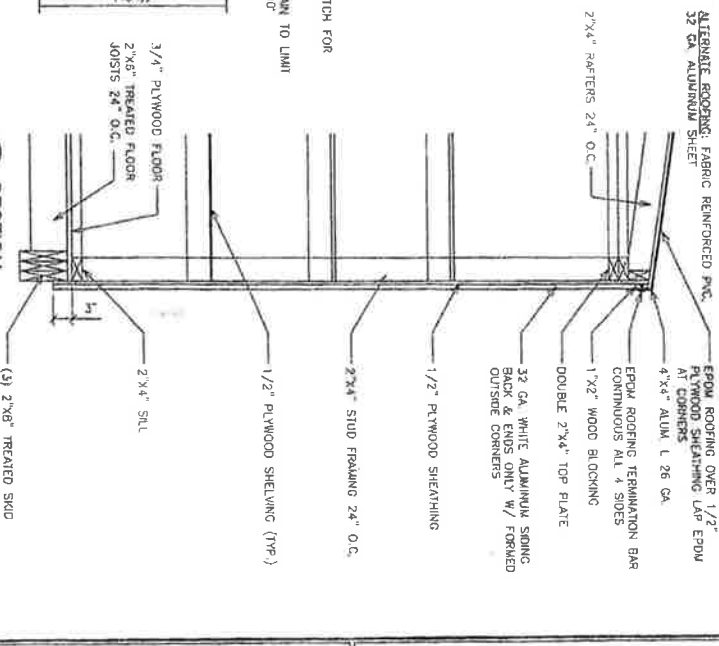
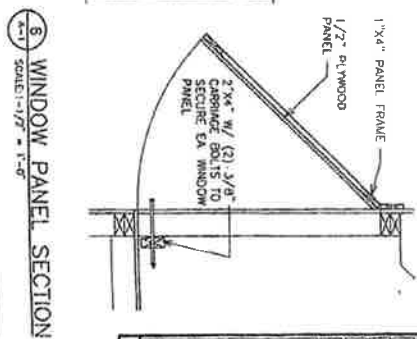
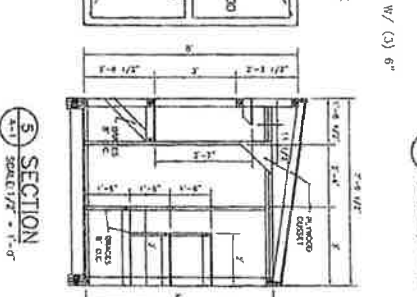
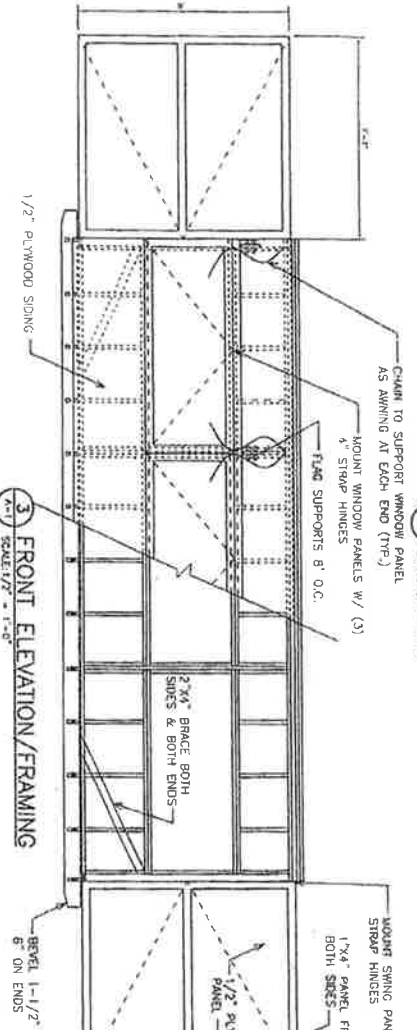
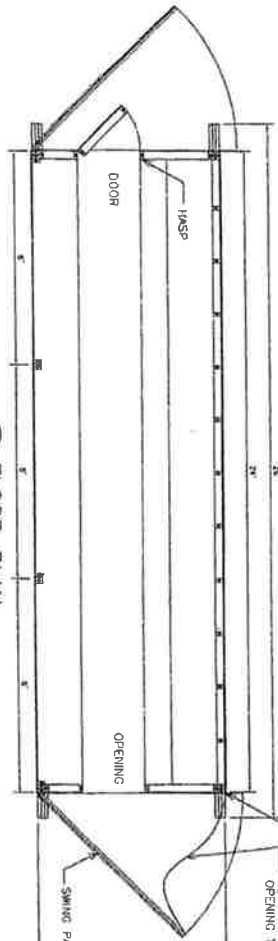
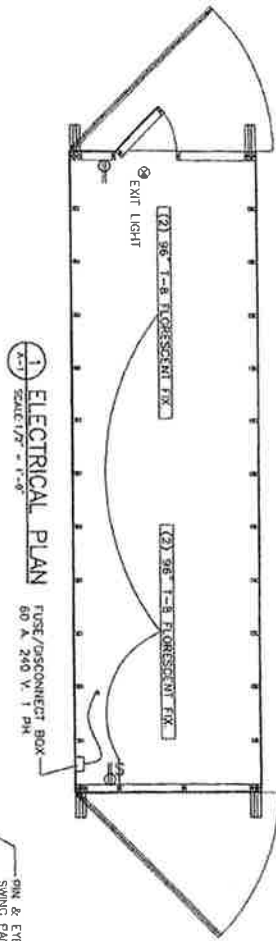


No more than 1000 lbs of fireworks are allowed in this location at any given time.

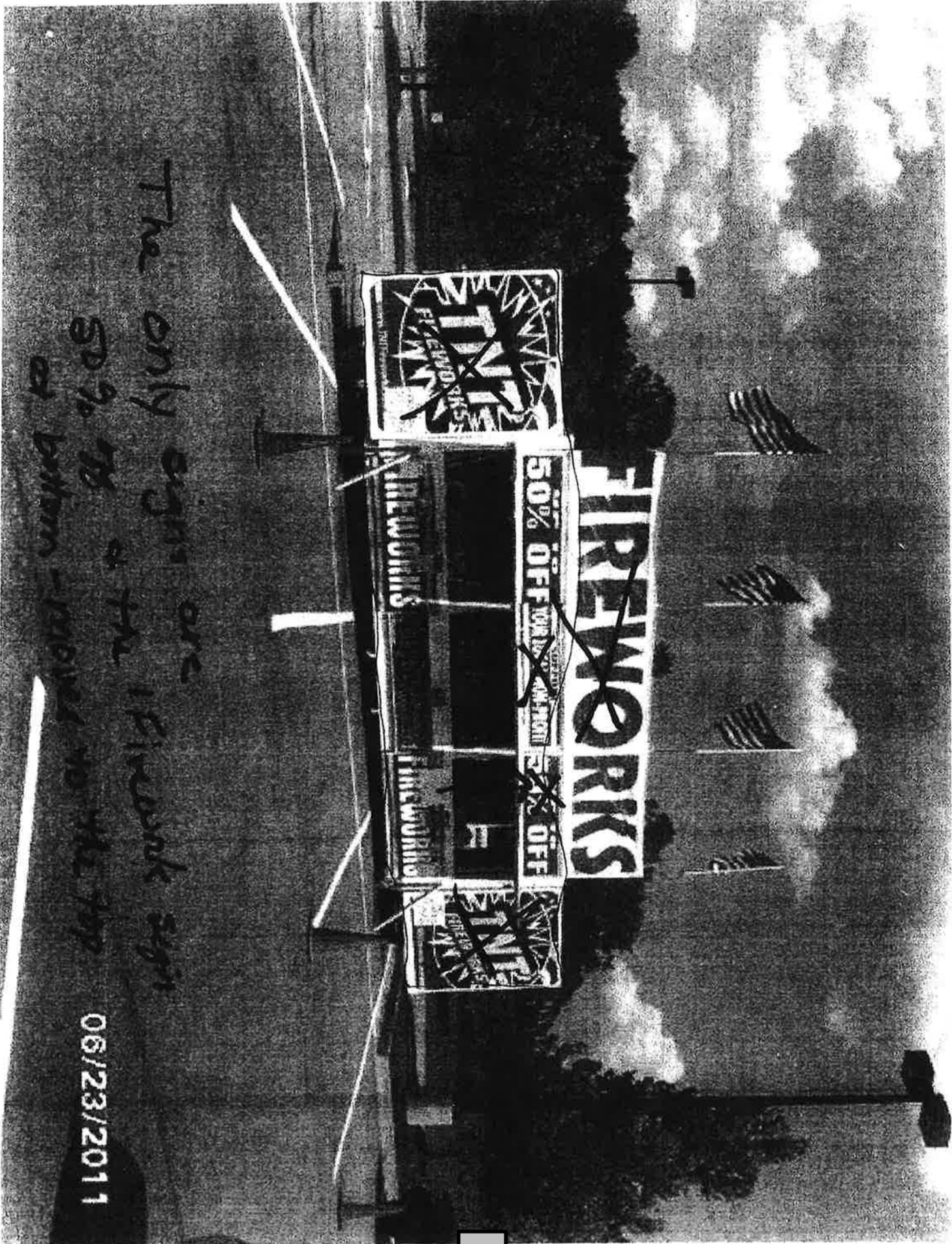
M. Dwayne Garriss  
State Fire Marshal



**OWNER RESPONSIBLE FOR COMPLIANCE WITH CODES & OBTAINING APPROVAL OF LOCAL AUTHORITIES**  
 HILL & JANGAARD ARCHITECTS, P.C. PROVIDED DRAFTING SERVICES  
 ONLY OF AMERICAN PROMOTIONAL EVENTS, INC. DESIGN



<p>REVISED</p> <p>DATE</p> <p>BY</p> <p>CHKD</p> <p>APP'D</p>	<p>AMERICAN PROMOTIONAL EVENTS, INC.</p> <p>RETAIL STAND</p>	<p>HILL &amp; JANGAARD ARCHITECTS, P.C.</p> <p>P. O. BOX 1057, FORTUNE ALABAMA 36821 256/766-7000 FAX 256/766-2002</p> <p>MEMBER OF THE AMERICAN INSTITUTE OF ARCHITECTS</p>
---	--	--



The only signs are SD9, up at the Firework sign  
at bottom - could be the top

06/23/2011

**Item Attachment Documents:**

2. Consideration of Special Event Business License Application - *Kathy Roos TNT Fireworks (Walmart Parking Lot)*





## DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Planning & Development

Work Session: 5/16/2019

Prepared By: Harmony Gee

Voting Session: 6/6/2019

Presenter: Jameson Kinley

Public Hearing: Yes No x

Agenda Item Title: Special Event Business License-Kathy Roos TNT Fireworks

**Background Information:**

TNT Fireworks would be set up in the Walmart parking lot to sell fireworks from June 15<sup>th</sup>-July 6<sup>th</sup> under a temporary 8x24 tent.

**Current Information:**

They had the same setup in December 2018/January 2019 as well.

Budget Information: Applicable:  Not Applicable:  Budgeted: Yes  No

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining

Recommendation/Motion: \_\_\_\_\_

Department Head Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

Finance Dept. Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

County Manager Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

County Attorney Authorization: \_\_\_\_\_

Date: \_\_\_\_\_

**Comments/Attachments:**

*Walmart  
Parking Lot*

### Special Event Business License Application

TMP 114 006 Acreage of the request \_\_\_\_\_

ZONING OF THE PROPERTY CHB CPCD

911 Street address of property: 155 Power Center Drive, Dawsonville, GA 30534

Submittal Date 4-11-19 Time 11:14 am pm Rec'd. By mh  
Staff initials

Board of Commissioners Work Session Date: \_\_\_\_\_  
(if applicable)

Board of Commissioners Meeting Date: \_\_\_\_\_  
(if applicable)

### **Applicant Information** (Authorized Representative)

Printed Name Kathy Roos- TNT Fireworks (LACROSSE BOOSTER CLUB)

Address \_\_\_\_\_  
\_\_\_\_\_

Phone \_\_\_\_\_

Email Address \_\_\_\_\_

Status  Owner  Authorized Agent  Lessee  Option to purchase

NOTE: If applicant is other than owner, enclosed Property Owner Authorization form must be completed.

### **Property Owner Information**

Name Parking lot- Wal-Mart

Address 702 SW 8th St,

Bentonville, AR 72716

Phone \_\_\_\_\_

# Property Information

911 Street Address of Property 98 ~~186~~ Power Center DR, Dawsonville, GA 30534

Directions to Property North on 400. Just passed the outlet mall in the parking lot of Walmart

Tax Map & Parcel # (TMP) ~~119-000-001~~ 114 006

Land Lot(s) \_\_\_\_\_ District \_\_\_\_\_ Section \_\_\_\_\_

Commission District # 4 Julie Nix

Subdivision Name \_\_\_\_\_ Lot # \_\_\_\_\_

Current Zoning ~~CHB~~ CPCD Current Use of Property commerical parking lot  
(Example: residence, farm, commercial)

## SURROUNDING ZONING:

North chb South CHB

East ~~CHB~~ RA West ~~BA~~ CHB

## PROPOSED ACCESS:

Access to the development will be provided from:

Road Name HWY400

Type of Road Surface Asphalt

SITE PLAN: Attach detailed site plan.

Site plan notes: attached



## Requested Action & Details of Proposed Use

Special Event Business License for TNT Fireworks/ LaCrosse Boosters

DATE (S) OF THE EVENT June 23- July 7, 2019

Anticipated Attendance 100 people over a peroid of a time

Existing Utilities:  Water  Sewer  Gas  Electric

Number of Parking Spaces 5

Number of Maintenance Personnel: \_\_\_\_\_

Nearest Emergency Medical Clinic: Northside Urgent Care 81 Northside Dawson Dr Ste 100

Distance to Clinic: 2000 ft

Total # of Toilet Fixtures Provided: 0- They can use the restroom in Walmart

Total # of Public Water Fountains: 0

Proposed Hours of Operation: M-F 10-10 each day

(See page 5 for times not permitted to operate.) Sat 10-10

Sun 10-10

Is there a charge for admission, a ticket, or a tour?  Yes  No

Is there a temporary tent structure?  Yes  No  
If yes, what is the square footage? Temporary stand 8x24

Are food vendors participating in the event?  Yes  No  
If yes, are they licensed by the Environmental Health Department?  Yes  No  
(Provide copy of licenses)  
If yes, how many vendors will participate? \_\_\_\_\_

Will alcohol be served or sold during the event?  Yes  No  
If yes, what type?  Beer  Wine  Liquor

**Requested Action & Details of Proposed Use**  
(Continued)

Is there any potentially dangerous or hazardous activity?  Yes  No  
If yes, please describe Fireworks- only being sold

Will any national or local celebrity be participating in the event?  Yes  No  
If yes, provide name and describe type of participation \_\_\_\_\_

Will there be any media coverage?  Yes  No  
If yes, provide name(s) of media and describe type of coverage \_\_\_\_\_

Do you foresee any unusual or excessive burden on the Sheriff's Department, Emergency Services, County Marshal, or other county personnel?  Yes  No  
If yes, describe \_\_\_\_\_

Not that as a condition on the issuance of a temporary special event business license, the license holder shall indemnify and hold Dawson County harmless from claims, demand, or cause of action that may arise from activities associated with the special event.

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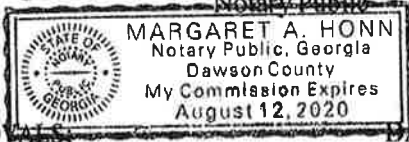
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THIS 11th DAY OF April 2019.

Margaret A Honn  
Notary Public  


FOR OFFICE USE ONLY:

APPROVALS: \_\_\_\_\_ DATE: \_\_\_\_\_

Chairman, Commissioners	Board	of	_____
Sheriff			_____
Emergency		Services	_____
Environmental		Health	_____
County Marshal			_____
Planning		Director	_____
County Manager			_____

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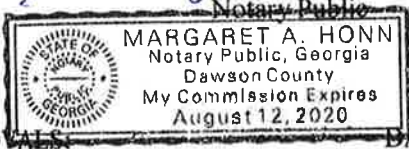
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FOR OFFICE USE ONLY:

APPROVALS

DATE:

Chairman,  
Commissioners

Board

of

\_\_\_\_\_

Sheriff

\_\_\_\_\_

Emergency

Services

\_\_\_\_\_

Environmental

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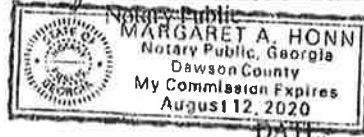
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Margaret A. Honn



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Commissioners

Board

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Planning

Director

County Manager

Donny St... Fire Chief

**NOTE:** Before signing this statement, check all answers and explanations to see that you have answered all questions fully and correctly. This statement is to be executed under oath and subject to the penalties of false swearing and it includes all attached sheets submitted herewith.

STATE OF GEORGIA, DAWSON COUNTY

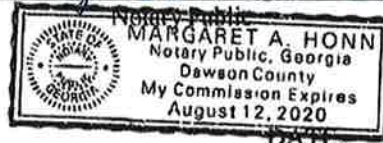
I, (Print Name) Kathy Roos, DO SOLEMNLY SWEAR, SUBJECT TO PENALTIES OF FALSE SWEARING, THAT THE STATEMENTS AND ANSWERS MADE BY ME AS THE APPLICANT IN THE FOREGOING PERSONAL STATEMENT ARE TRUE AND CORRECT.

*Kathy Roos*  
Applicant's Signature

I HEREBY CERTIFY THAT Kathy Roos SIGNED HIS/HER NAME TO THE FOREGOING APPLICATION STATING TO ME THAT HE KNEW AND UNDERSTOOD ALL STATEMENTS AND ANSWERS MADE THEREIN, AND, UNDER OATH ACTUALLY ADMINISTERED BY ME, HAS SWORN THAT SAID STATEMENTS AND ANSWERS ARE TRUE AND CORRECT.

THIS 11th DAY OF April 2019.

*Margaret A. Honn*



FOR OFFICE USE ONLY:

APPROVALS:

Chairman,  
Commissioners

Board

of \_\_\_\_\_

Sheriff

Emergency

Environmental

County Marshal

Planning

County Manager

*[Signature]*  
Services \_\_\_\_\_

Health \_\_\_\_\_

Director \_\_\_\_\_

Wal mart  
Fireworks Stand

**NOTE:** Before signing this statement, check all answers and explanations to see that you have answered all questions fully and correctly. This statement is to be executed under oath and subject to the penalties of false swearing and it includes all attached sheets submitted herewith.

STATE OF GEORGIA, DAWSON COUNTY

I, (Print Name) Kathy Roos, DO SOLEMNLY SWEAR, SUBJECT TO PENALTIES OF FALSE SWEARING, THAT THE STATEMENTS AND ANSWERS MADE BY ME AS THE APPLICANT IN THE FOREGOING PERSONAL STATEMENT ARE TRUE AND CORRECT.

Kathy A Roos  
Applicant's Signature

I HEREBY CERTIFY THAT Kathy Roos SIGNED HIS/HER NAME TO THE FOREGOING APPLICATION STATING TO ME THAT HE KNEW AND UNDERSTOOD ALL STATEMENTS AND ANSWERS MADE THEREIN, AND, UNDER OATH ACTUALLY ADMINISTERED BY ME, HAS SWORN THAT SAID STATEMENTS AND ANSWERS ARE TRUE AND CORRECT.

THIS 11th DAY OF April 2019.

Margaret A Honn  
Notary Public  
MARGARET A. HONN  
Notary Public, Georgia  
Dawson County  
My Commission Expires  
August 12, 2020

FOR OFFICE USE ONLY:

APPROVALS: \_\_\_\_\_ DATE: \_\_\_\_\_

Chairman,  
Commissioners

Board

of

\_\_\_\_\_

Sheriff

\_\_\_\_\_

Emergency

Services

\_\_\_\_\_

Environmental

Health

4/23/2019 DR-8

County Marshal

\_\_\_\_\_

Planning

Director

\_\_\_\_\_

County Manager

\_\_\_\_\_

# PROPERTY OWNER AUTHORIZATION

I / we \_\_\_\_\_ see attached letter from Ingles \_\_\_\_\_ hereby swear that I / we own the property located at (fill in address and / or tax map & parcel #):

Address: \_\_\_\_\_

TMP: \_\_\_\_\_

as shown in the tax maps and/or deed records of Dawson County, Georgia, and which parcel will be affected by this request. I hereby authorize the person named below to act as the applicant or agent in pursuit of a business license for a special event held on this property. I understand that any license granted, and/or conditions or stipulations placed on the property will be binding upon the property regardless of ownership. The under signer below is authorized to make this application.

Printed Name of applicant or agent Kathy Roos \_\_\_\_\_

Signature of applicant or agent \_\_\_\_\_ Date 3/1/19 \_\_\_\_\_

Mailing address \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Telephone Number \_\_\_\_\_

Printed Name of Owner(s) Walmart. see attached letter \_\_\_\_\_

Signature of Owner(s) \_\_\_\_\_ Date \_\_\_\_\_

Notary Public \_\_\_\_\_ Date \_\_\_\_\_



Notary Seal

(The complete names of all owners must be listed, if the owner is a partnership, the names of all partners must be listed, if a joint venture, the names of all members must be listed. If a separate sheet is needed to list all names, please identify as applicant or owner and have the additional sheet notarized also.)



# Walmart

702 SW 8<sup>th</sup> Street  
Bentonville, AR 72712  
Phone 479.273.4298

September 20, 2018

To Whom It May Concern,

American Promotional Events, Inc. dba TNT® Fireworks is an approved National Supplier to conduct fireworks promotions on our Walmart parking lots where this type of promotion is legal. All stores have been researched and approved by the Walmart Realty Department. Approximate time frame for the promotions are:

- December 26<sup>th</sup>, 2018 through and including January 2<sup>nd</sup>, 2019.
- June 15<sup>th</sup>, 2019 through and including July 6<sup>th</sup>, 2019 with the exception of Utah which has an additional selling period through the end of July for Pioneer Days.

American Promotional Events, Inc. dba TNT® Fireworks is authorized to sign for and obtain all necessary permits and/or licenses for the promotion and must display such permits and/or licenses at each stand/tent. Walmart grants permission for all patrons of the sale to utilize the restroom facilities at each participating store.

An American Promotional Events, Inc. dba TNT® Fireworks representative will call you to introduce the company and discuss your participation in the event. Participation is encouraged and does add additional income to your other income account. Store Management must approve the store's participation and placement on the parking lot by store stamping the Pre-Sale Survey.

Thank you in advance for your cooperation in this matter and if you have any questions, please contact TNT® Fireworks at 1-800-243-1189 or Kyle Thurman at 479-273-4298.

Best Regards,



Kyle Thurman  
Walmart Services



American Promotional Events, Inc.  
440 Whispering Wind Lane  
Alpharetta, GA 30022  
www.tntfireworks.com

Walmart 3874  
98 Power Center Drive  
Dawsonville, GA 30534

**Linda Mackay**  
Georgia Regional Manager

**(404) 353-0844**  
fax (404) 745-0753  
mackayl@tntfireworks.com



Margaret,

TNT Fireworks would like to operate a stand for the sale of consumer fireworks at Walmart. The stand will operate from June 25 thru July 7<sup>th</sup>. The hours of operation will be from 10-10. Lacrosse Booster Club will benefit from the proceeds raised during the sale. No one under the age of 18 will be managing the cash register. After business hours the stand will be securely locked.

Thank you,

Kathy Roos  
TNT Fireworks

**Dawson County, Georgia Board of Commissioners**  
**Affidavit for Issuance of a Public Benefit**  
**As Required by the Georgia Illegal Immigration Reform and Enforcement Act of 2011**

By executing this affidavit under oath, as an applicant for a Dawson County Business License, Out of County Business Registration, Alcohol License, or other public benefit as referenced in the Georgia Illegal Immigration Reform and Enforcement Act of 2011 [O.C.G.A. § 50-36-1(e)(2)], I am stating the following with respect to my application for such Dawson County public benefit.

X

I am a United States citizen.

\_\_\_\_\_

I am a legal permanent resident of the United States. (FOR NON-CITIZENS)

\_\_\_\_\_

I am a qualified alien or non-immigrant under the Federal Immigration and Nationality Act with an alien number issued by the Department of Homeland Security or other federal immigration agency. (FOR NON-CITIZENS)

My alien number issued by the Department of Homeland Security or other federal immigration agency is:

\_\_\_\_\_

The undersigned applicant also hereby verifies that he or she is 18 years of age or older and has provided at least one secure and verifiable document, as required by O.C.G.A. § 50-36-1(e)(1), with this affidavit. (See reverse side of this affidavit for a list of secure and verifiable documents.)

The secure and verifiable document provided with this affidavit can best be classified as:

\_\_\_\_\_

In making the above representation under oath, I understand that any person who knowingly and willfully makes a false, fictitious, or fraudulent statement or representation in an affidavit shall be guilty of a violation of O.C.G.A. § 16-10-20 and face criminal penalties as allowed by such criminal statute.

Executed in Dawsonville (city), GA (state)

Kathryn G. Roos  
Signature of Applicant

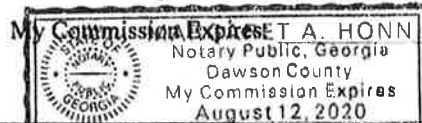
4/11/19  
Date

Kathryn G. Roos  
Printed Name

TNT Fireworks  
Name of Business

SUBSCRIBED AND SWORN BEFORE ME ON  
THIS ~~11~~ DAY OF April, 2019

Margaret A. Honn Notary Public



*This affidavit is a State of Georgia requirement that must be completed for initial applications and renewal applications for public benefits as referenced in O.C.G.A § 50-36-1(a)(3). The person who has made application for access to public benefits on behalf of an individual, business, corporation, partnership or other private entity must complete and sign the affidavit and provide a secure and verifiable document.*

**Dawson County, Georgia Board of Commissioners**

**Private Employer Affidavit of Compliance Pursuant To O.C.G.A. § 36-60-6(d)**

By executing this affidavit, the undersigned private employer verifies its compliance with O.C.G.A. § 36-60-6, stating affirmatively that the individual, firm or corporation employs more than ten employees and has registered with and utilizes 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. § 13-10-90. Furthermore, the undersigned private employer hereby attests that its federal work authorization user identification number and date of authorization are as follows:

494008

**Federal Work Authorization User Identification Number**

4-1-12

**Date of Authorization**

TNT Fireworks

**Name of Private Employer**

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

Kathryn G Ross

**Signature of Authorized Officer or Agent**

Kathryn G Ross - Permit specialist

**Printed Name and Title of Authorized Officer or Agent**

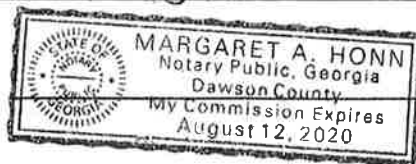
Subscribed and Sworn to me in the City of Dawsonville, GA (state) on this

the 11 day of April, 2019

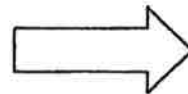
Margaret A Honn

**NOTARY PUBLIC**

**My Commission Expires:**



See reverse side for Private Employer Exemption Affidavit



walmart dawsonville  
938372  
400 center lane highway  
dawsonville, ga 30534

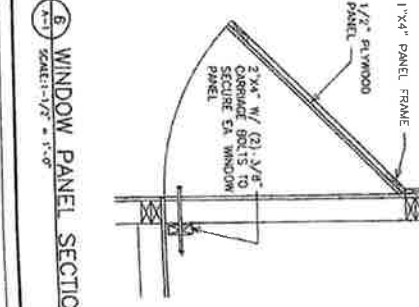
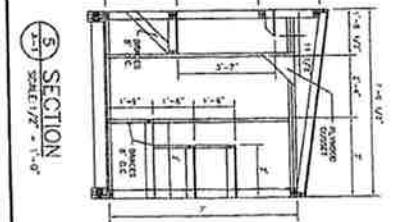
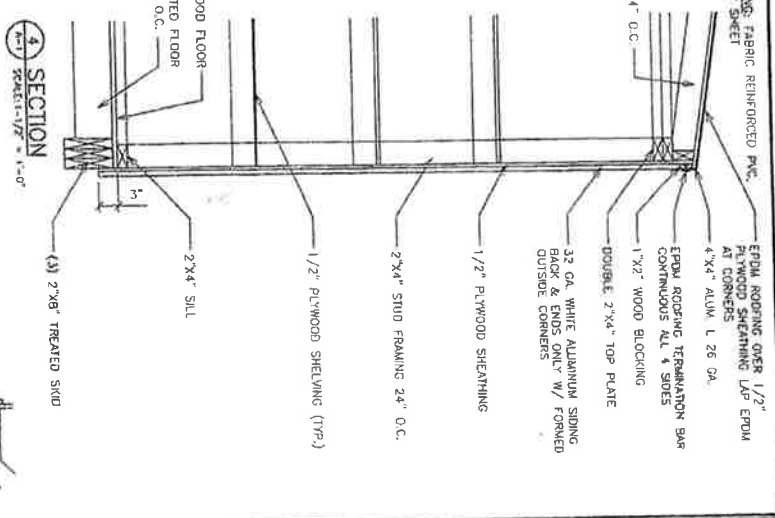
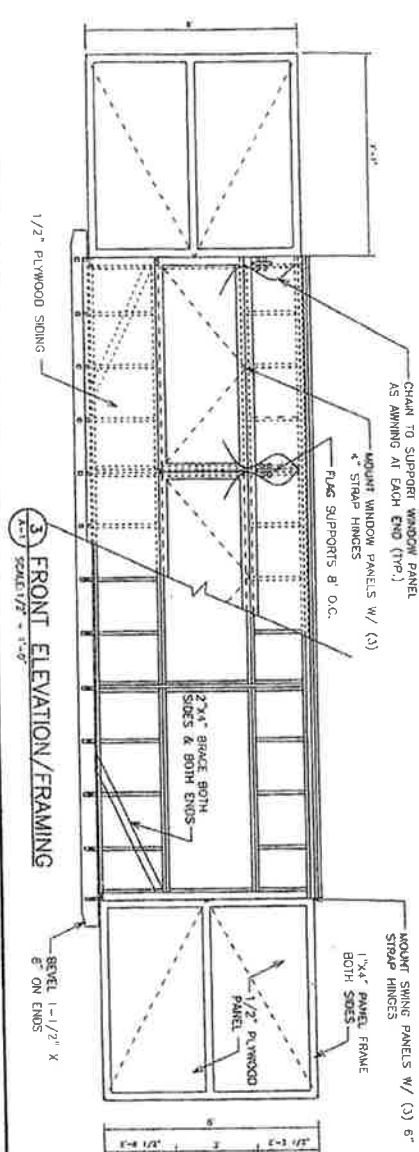
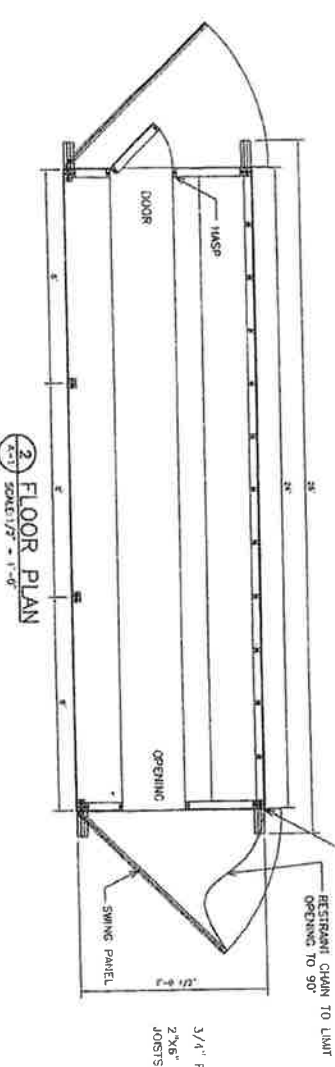
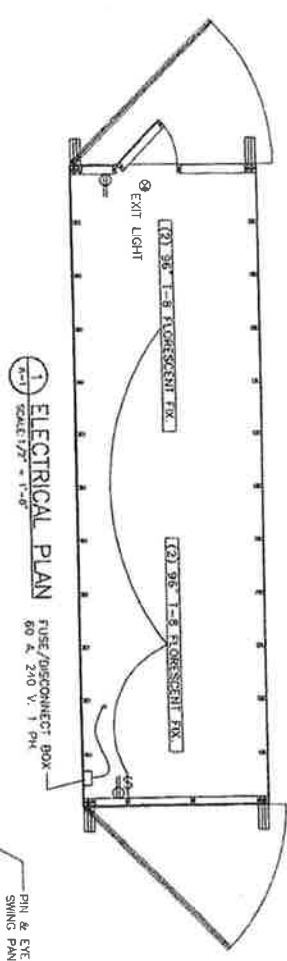


Google Earth

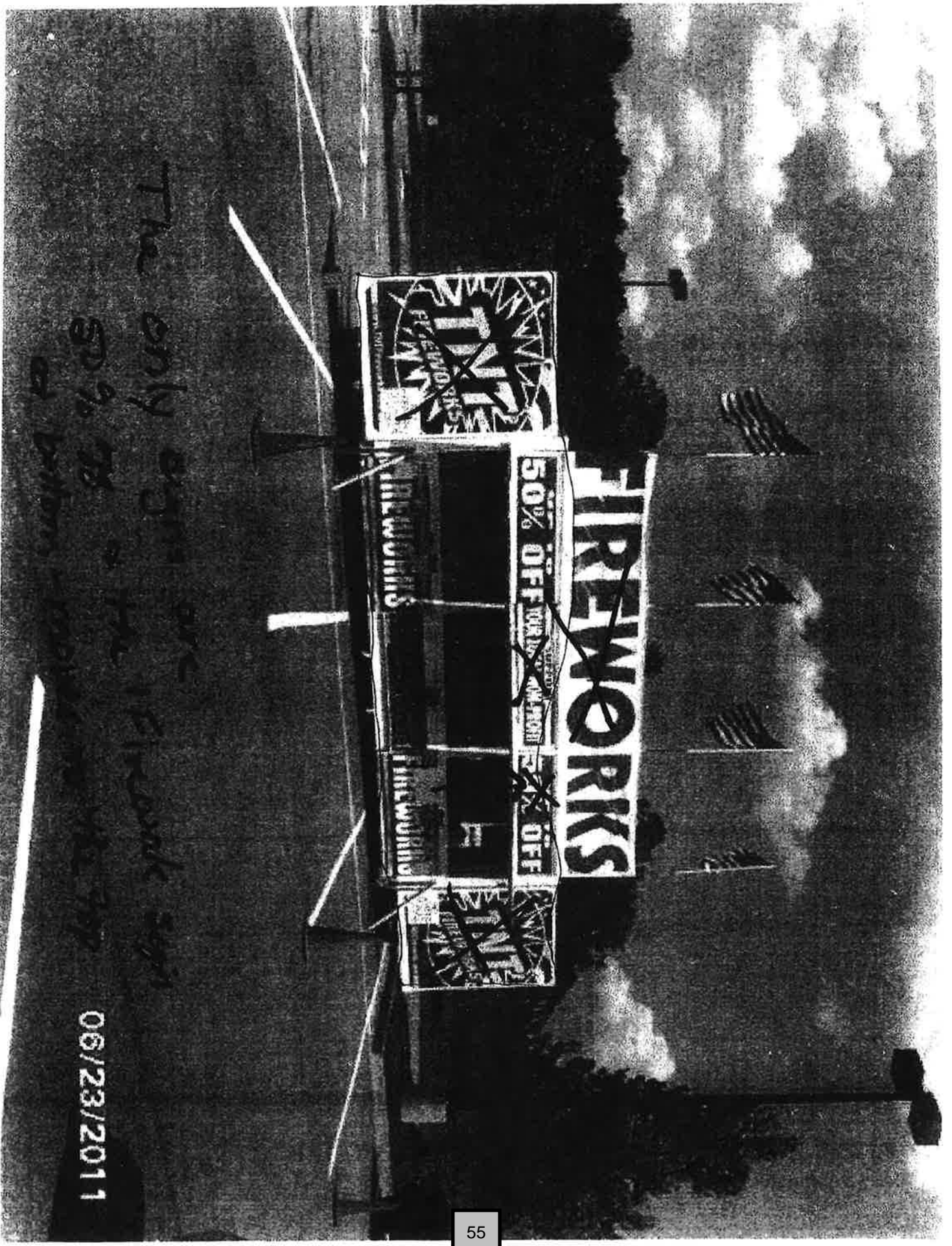
Legend  
Feature 1  
North Georgia Outlet Mall Dawsonville GA



**OWNER RESPONSIBLE FOR COMPLIANCE WITH CODES & OBTAINING APPROVAL OF LOCAL AUTHORITIES**  
 HILL & JANGAARD ARCHITECTS, PC PROVIDED DRAFTING SERVICES  
 ONLY OF AMERICAN PROMOTIONAL EVENTS, INC. DESIGN



<b>AMERICAN PROMOTIONAL EVENTS, INC.</b> RETAIL STAND		<b>HILL &amp; JANGAARD ARCHITECTS, P.C.</b> P. O. BOX 1097, FLORENCE, ALABAMA 35631 256/716-2000 FAX 256/716-2002 MEMBER OF THE AMERICAN INSTITUTE OF ARCHITECTS	
DATE	12/24/04	SCALE	1/2" = 1'-0"
PROJECT	RETAIL STAND	DATE	12/24/04
DESIGNER	HILL & JANGAARD	SCALE	1/2" = 1'-0"
DRAWN	HILL & JANGAARD	DATE	12/24/04
CHECKED	HILL & JANGAARD	SCALE	1/2" = 1'-0"
APPROVED	HILL & JANGAARD	DATE	12/24/04



The only one  
50% off  
a while

06/23/2011



License Number: 2019-93  
Effective Date: 03/25/2019

# Consumer Fireworks Distribution License

The following Branch Store, as defined in NFPA 1124, 2006, is authorized to sell Retail fireworks in accordance with the Rules and Regulations of the Safety Fire Commissioner, Chapter 120-3-22 and O.C.G.A. Section 25-10-5 under the license of it's main office as also defined in NFPA 1124, 2006, shown below.

**License Holder:**

WALMART #0003  
30983 HWY 441 SOUTH  
COMMERCE, GA 30529

**Store Name:**

WALMART #3874  
156 POWDER CENTER DR  
DAWSONVILLE, GA 30534

This certificate is dependent on the status of the main office license. Provided that license remains in good standing, this certificate will expire on January 31, 2020



No more than 1000 lbs of fireworks are allowed in this location at any given time.

M. Dwayne Garriss  
State Fire Marshal



Printed: 4/11/2019 4:29:44 PM



Official Tax Receipt  
Dawson County  
25 Justice Way, Suite 1222  
Dawsonville, GA 30534  
--Online Receipt--

Phone: (706) 344-3520  
Fax: (706) 344-3522

Trans No	Property ID / District Description	Original Due	Interest & Penalty	Amount Due	Amount Paid	Transaction Balance
2018 - 14308	114 006 / 1 LL 373 LD 13-S FMV: 11821502	\$113089.24	\$0.00 Fees: \$0.00 \$0.00	\$0.00	\$113089.24	\$0.00
<b>Totals:</b>		<b>\$113089.24</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$113089.24</b>	<b>\$0.00</b>

Paid Date: 11/13/2018

Charge Amount: \$113089.24

WAL-MART REAL ESTATE BUSINESS TRUST  
C/O RE PROPERTY TAX DEPT  
P O BOX 8050  
MS 0555  
BENTONVILLE, AR 727128050



Scan this code with your mobile phone to view this bill



# Planning and Development

25 Justice Way Suite 2322  
 Dawsonville, GA 30534-3450  
 Phone: (706)344-3604 Fax: (706)344-3652

*SIGN PERMIT*

## Permit

Permit Status: Active  
 Permit Number: **ST-4-19-13113**

Issue Date: 4/11/2019

Expires: 04/10/2020

Issued By: Grayson Smith

Owner's Name: TNT Fireworks

Phone: (770)630-8357

Permit Type: Sign - Temp

Parcel #: 114 006

Work Classification: BANNER

Zoning: C-PCD

Job Address: 98 Power Center Drive  
Dawsonville, GA 30534-

Subdivision: \_\_\_\_\_

Lot: \_\_\_\_\_

Contractor(s)	Phone	Primary Contractor
TNT Fireworks		Yes
Address: 440 Whispering Wind Lane , Alpharetta GA 30022-		

Total Square Feet: 24

Total Valuation: 75

Additional Info:	Sign Type:	Linear Ft of Bldg:

Directions:

Application is hereby made to obtain a permit to do work and installation as indicated above, and on the attached addendum (if applicable). I certify that all work will be performed to meet the standards of all laws regulating construction in this jurisdiction. I understand that separate permits are required for ELECTRICAL, PLUMBING, MECHANICAL, WINDOWS, DOORS, ROOFING and SWIMMING POOL work.

**OWNERS AFFIDAVIT:** I certify that all the foregoing information is accurate and that all work will be done in compliance with all applicable laws regulating construction and zoning. Furthermore, I authorize the above-named contractor to do the work stated.

Fees Due	Amount
SIGN FEE	\$50.00
SIGN REVIEW FEE	\$50.00
<b>Total:</b>	<b>\$100.00</b>

Invoice Number	Amt Due	Amt Paid
ST-4-19-39677	\$100.00	\$100.00
<b>Total:</b>		<b>\$100.00</b>

### Building Department File Copy

APPLICANT \_\_\_\_\_

ZONING \_\_\_\_\_

BUILDING \_\_\_\_\_

NOTICE: In addition to the requirements of this permit, there may be additional restrictions applicable to this property that may be found in the public records of this county.

**AND THERE MAY BE ADDITIONAL PERMITS REQUIRED FROM OTHER GOVERNMENTAL ENTITIES SUCH AS WATER MANAGEMENT DISTRICTS, STATE AGENCIES, OR FEDERAL AGENCIES.**

**PERMIT IS NOT VALID UNTIL SIGNED BY APPLICANT AND COUNTY STAFF.**

**Item Attachment Documents:**

3. Consideration of Resolution Authorizing the Disposition of Certain County Property by Sealed Bid in Accordance with O.C.G.A § 36-9-3(a)



# DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Board of Commissioners

Work Session: n/a

Prepared By: Sarah VanVolkenburgh, Jarrard & Davis

Voting Session: 6/6/2019

Presenter: County Attorney

Public Hearing: Yes \_\_\_\_\_ No X

Agenda Item Title: Consideration of resolution authorizing the disposition of certain County property by sealed bid in accordance with O.C.G.A § 36-9-3(a).

### Background Information:

The County has previously approved disposing of several surplus properties, including Tax Parcel 082-006-001. As **Tax Parcel 092-001-001** sits immediately adjacent to this property and also constitutes surplus property, it has been recommended that it be advertised for sale by sealed bid concurrently with Tax Parcel 082-006-001.

### Current Information:

The property listed above is being presented to the Board for disposition by sealed bid in accordance with the procedure set forth in O.C.G.A. § 36-9-3(a). The property must first be advertised, and the Board is being presented with a resolution authorizing advertisement of the proposed sale by sealed bid.

Budget Information: Applicable: \_\_\_\_\_ Not Applicable: X Budgeted: Yes \_\_\_\_\_ No \_\_\_\_\_

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining

Recommendation/Motion: Approve resolutions to authorize advertisement of surplus property sales by sealed bid.

Department Head Authorization: \_\_\_\_\_

Date:

Finance Dept. Authorization: Vickie Neikirk

Date: 5/30/19

County Manager Authorization: DH

Date: 5/30/19

County Attorney Authorization:

Date:

### Comments/Attachments:

**A RESOLUTION BY THE DAWSON COUNTY BOARD OF COMMISSIONERS  
AUTHORIZING DISPOSITION OF COUNTY PROPERTY IN ACCORDANCE WITH  
O.C.G.A. § 36-9-3(a)**

**WHEREAS**, the Constitution of the State of Georgia, approved by the voters of the State in November 1982, and effective July 1, 1983, provides in Article IX, Section 2, Paragraph 1 thereof, that the governing authority of the County may adopt clearly reasonable ordinances, resolutions, and regulations;

**WHEREAS**, the County holds title to certain property designated as **tax parcel 092-001-001** by the Dawson County Tax Assessor’s Office and more particularly described on Exhibit A attached hereto and incorporated herein by reference (the “Property”); and

**WHEREAS**, the Board of Commissioners has determined that the County no longer has a use for the Property and that it would be in the best public interest to dispose of said Property by sealed bid to the highest responsible bidder in accordance with O.C.G.A. § 36-9-3(a).

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF DAWSON COUNTY, GEORGIA AS FOLLOWS:**

1. The Property is hereby authorized to be advertised for sale by sealed bid, with sale to be made to the highest responsible bidder; *provided, however*, that in accordance with O.C.G.A. § 36-9-3(a), the County shall have the right to reject any and all bids or cancel the proposed sale.
  
2. The Board of Commissioners directs staff to publish legal notice of the proposed sale of the Property in accordance with O.C.G.A. § 36-9-3(a). Bids received shall be opened in public at the time and place stated in the legal notice. A tabulation of all bids received shall be available for public inspection following the opening of all bids. All such bids shall be retained and kept available for public inspection for a period of not less than 60 days from the date on which such bids are opened.

**BE IT RESOLVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2019

**DAWSON COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
Billy Thurmond, Chairman

Attest:

\_\_\_\_\_  
Clerk to the Board

**EXHIBIT A**  
**LEGAL DESCRIPTION**  
**DAWSON COUNTY TAX PARCEL**  
**092-001-001**

All that tract or parcel of land lying and being in Land Lots 242 and 303 of the 4<sup>th</sup> District, 1<sup>st</sup> Section of Dawson County, Georgia, consisting of 1.85 acres, more or less, together with all improvements located thereon, and being more particularly set out on a plat of survey dated August 8, 1997, prepared for Sale Depot by David W. Bealle, G.R.L.S. This Plat is recorded in Plat Book 43, page 27, Dawson County Records, and is incorporated herein by reference for a more detailed description.