

**DAWSON COUNTY BOARD OF COMMISSIONERS  
WORK SESSION AGENDA – THURSDAY, FEBRUARY 16, 2023  
DAWSON COUNTY GOVERNMENT CENTER ASSEMBLY ROOM  
25 JUSTICE WAY, DAWSONVILLE, GEORGIA 30534  
4:00 PM**

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**NEW BUSINESS**

- [1.](#) Discussion of Property Maintenance Ordinance Review- Chairman Billy Thurmond
- [2.](#) Discussion of Vape Ordinance Review- Commissioner Alexa Bruce
- [3.](#) County Manager Report
4. County Attorney Report

*\*A Voting Session meeting will immediately follow the Work Session meeting.*

*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.*

Ordinance Number: \_\_\_\_\_

**AN ORDINANCE OF THE DAWSON COUNTY BOARD OF COMMISSIONERS REGARDING THE ADOPTION OF NEW CHAPTER 44 OF THE DAWSON COUNTY CODE CONCERNING PROPERTY MAINTENANCE; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES**

**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**, O.C.G.A. § 36-1-20 authorizes counties to enact ordinances for protecting and preserving the public health, safety, and welfare of the population of the unincorporated areas of the county; and,

**WHEREAS**, O.C.G.A. § 41-2-7 authorizes counties to counties to adopt ordinances relating to the dwellings, buildings, structures or property within such county which are unfit for human habitation or commercial, industrial, or business uses and not in compliance with applicable codes, which are vacant and being used in connection with the commission of criminal activity, or which constitute an endangerment to the public health or safety as a result of unsanitary or unsafe conditions; and,

**WHEREAS**, the Board of Commissioners of Dawson County has determined that it is in the public interest to adopt an ordinance concerning property maintenance.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Commissioners of Dawson County, Georgia, as follows:

**SECTION 1.**

Chapter 44 of the Code of Dawson County, Georgia, entitled "Property Maintenance Ordinance," contained in Exhibit "A," attached hereto, and incorporated by specific reference is adopted.

**SECTION 2.**

If any section, provision, or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent that this Ordinance would have been adopted had such invalid portion not been included herein.

**SECTION 3.**

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

**SECTION 4.**


This Ordinance shall become effective upon adoption, the public good demanding the same.


**SO ORDAINED** this 1 day of December, 2022.

**Dawson County Board of Commissioners**

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

  
\_\_\_\_\_  
Sharon Fausett, Member

  
\_\_\_\_\_  
Chris Gaines, Member

  
\_\_\_\_\_  
Tim Satterfield, Member

  
\_\_\_\_\_  
Emory Dooley, Member

Attest:

By:   
\_\_\_\_\_  
Kristen Cloud, County Clerk



## CHAPTER 44: PROPERTY MAINTENANCE ORDINANCE

|               |   |
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| <u>44-21.</u> | <u>No Liability-County</u>                                |

### **44-1. TITLE**

The title of this Ordinance shall be known and may be cited as "The Dawson County Property Maintenance Ordinance."

### **44-2. PURPOSES**

- (A) The Board of Commissioners of Dawson County finds that there are a number of residential and nonresidential properties in Dawson County that are poorly maintained and neglected by their owners. These properties adversely affect citizens who own or occupy nearby buildings and dwellings by lowering property values and rental values and by creating public health and safety problems.
- (B) These adverse effects also increase the incidence of illegal habitation, vandalism, criminal activity, and fire. The Board of Commissioners finds that the elimination and prevention of these conditions is necessary and is in the best interest of the county and its citizens.
- (C) Additionally, the Board of Commissioners finds that in Dawson County there is the existence or occupancy of dwellings or other buildings or structures which are unfit for human habitation, or for commercial, industrial, or business occupancy or use, and are inimical to the welfare and are dangerous and injurious to the health, safety, and welfare of the citizens of Dawson County. The Board of Commissioners finds that it is necessary and in the best interest of the county and its citizens to utilize the authority granted to the

county by O.C.G.A. § 41-2-7, et seq., to adopt this ordinance and to repair, close, seize, or demolish and remove unfit dwellings or structures.

#### **44-3. SCOPE AND APPLICABILITY**

This Chapter shall apply to all commercial, office, industrial, multifamily, and single-family residential structures and properties, and any person owning, occupying, managing, or controlling any such property in Dawson County. This Chapter shall constitute the minimum requirements and standards for existing structures and property, as well as any future construction.

- (A) Every property (including unimproved lots) and every building, dwelling or structure in the unincorporated area of the county, whether occupied or vacant, shall conform to the requirements of this Chapter, regardless of when such building, dwelling or structure may have been constructed, altered, or repaired. When a building, dwelling or structure is vacant, the owner, immediately upon vacating, shall ensure that the property is free of trash and debris, and that the dwelling or structure is secured in a closed and inaccessible manner until reoccupied, and continue maintaining the exterior of the property in compliance with this Chapter.
- (B) Certain provisions of this Chapter may not be mandatory for existing buildings, dwellings or structures designated by the state or the county as historic buildings when such buildings, dwellings or structures are judged by the applicable Public Official to be safe and in the public interest of health, safety, and welfare.
- (C) Where parking in open areas is used jointly for the benefit of two or more owners or tenants, the responsibility for maintaining these parking areas in compliance with this Chapter shall be the joint and shared responsibility of the owners and tenants.

#### **44-4. DEFINITIONS**

Terms not defined herein shall have their meaning as defined in the Dawson County Zoning Ordinance, the development regulations, building codes, and any other applicable portion of the Dawson County Code of Ordinances, or in the absence of such definition, words shall have their common dictionary meaning. Whenever the words "dwelling unit," "dwelling room," "property," "building," "rooming house," "rooming unit," or "story" are stated in this Chapter, they shall be construed as though they were followed by the words "or any part thereof." The following words, terms, and phrases, when used in this Chapter, shall have the meaning ascribed to them in this Chapter, except where the context clearly indicates a different meaning:

*Authorized litter receptacle* means a litter storage and/or collection receptacle as defined or required by this Chapter.

*Building* means any structure upon a property, presently or formerly used, or intended to be used in whole or in part for residential uses or the purpose of commerce, trade, manufacture, business, government, worship, education, office, medical, storage, or any other purpose.

*Building Inspector* means any employee of Dawson County whose responsibilities include enforcement of the provisions of this Chapter.

*Building Official* means the official or other designated authority charged by the county board of commissioners with the administration and enforcement of the state minimum codes and all other building related codes within the county.

*Certified Mail* means that class or type of mail designated by the U.S. Postal Service as "certified mail" and also includes the class or type of mail designated as "registered mail" and "registered mail, return receipt requested".

*Commercial building or establishment* means any structure, whether public or private, presently or formerly intended for occupancy, for transaction of business, for rendering professional service, for amusement, for the display, sale, or storage of goods, wares, or merchandise, or for the performance of work or labor, including hotels, apartment buildings, rooming houses, office buildings, public buildings, stores, theatres, markets, restaurants, grain elevators, abattoirs, warehouses, workshops, factories, and all outhouses, sheds, barns, and other structures on property used for business purposes.

*Commercial, industrial, or heavy vehicle or equipment* means any of the following:

- (a) Any vehicle with more than two axles; or
- (b) Any vehicle exceeding a gross vehicle weight rating of 20,000 pounds; or
- (c) Any bulldozer, tractor/backhoe, or similar heavy construction or farm equipment.
- (d) This definition shall not apply to school buses as that term is defined herein.

*Compost pile* means plant debris, soil and other putrescible wastes stacked so as to encourage rapid decomposition for the ultimate use as plant fertilizer.

*Condemned* means any structure on a property which has been determined and noticed by the Public Official to be structurally unsound and unsafe for habitation, unsanitary due to sewer malfunctions, polluted water, or insect or vermin infestations, or otherwise determined to be uninhabitable for any other health or safety reasons.

*County* means Dawson County, Georgia.

*Court* means a court of competent jurisdiction.

*Demolish* means to destroy a building and to remove all resultant debris and waste materials from the lot on which the building stood.

*Deteriorate, Deterioration or deteriorated* means the fact or process of decay or degeneration which has progressed to the point where it has resulted in or will soon result in making an object or mechanism unsafe, unsanitary, inoperable, unusable, or unsuitable for its intended use, including, but not limited to the advanced stage of rot, rust, mold, insect, rodent, or vermin infestation or destruction.

*Dumpster* means a container for the disposal of litter of a capacity of at least ten cubic yards and not more than 30 cubic yards. The use of this term is generic and does not refer to a bulk container manufactured by a specific manufacturer.

*Dwelling* means a building that contains one or more dwelling units, intended, or designed to be used, rented, leased, let, or hired out to be occupied for living purposes, including single-family, duplex, and multifamily residential buildings, rooming and boarding houses, fraternities, sororities, dormitories, manufactured homes, and industrialized home, but not including, hotels and motels.

*Dwelling unit – single family* means a single unit providing complete independent living facilities for a single family as defined in this Chapter and any other applicable Dawson County ordinances, including provisions for living, sleeping, eating, cooking, and sanitation, designed for the exclusive use of a family maintaining a household.

*Dwelling unit – multiple family* means any dwelling containing more than two dwelling units.

*Emergency* means a condition which is a violation of this Chapter, and which constitutes an imminent danger calling for immediate action in order to avoid death, injury or illness to a human or the destruction or severe damaging of real or personal property.

*Exterior property* means open space on the property and on any adjoining property under the control of the same owners or operators of such property.

*Extermination* means the control or eradication of insects, vermin, rodents, or other pests by eliminating their harborage places; by removing or making inaccessible materials that may serve as their food; by poisoning, spraying, fumigating, trapping, or by any other recognized and legal elimination methods.

*Family* means an individual, or two or more persons related by blood, marriage, adoption or guardianship, or a group of not more than four unrelated persons, occupying a single dwelling unit; provided however that a domestic servant employed full-time on the premises may be housed on the premises without being counted as a separate family or families. The term "family" does not include any organization or institutional group.

*Garbage* means Waste, Household Trash, Refuse, Hazardous Refuse, Rubbish, Trash, Debris, Litter, Vegetative Debris, Weeds, Yard Trimmings, Industrial Waste, or any derivations thereof, which means any organic or inorganic items, in any physical state or makeup or of any chemical composition, whether hazardous or nonhazardous or noxious or innocuous, that have been discarded.

*Garbage bag* means a plastic, or other similar nonporous materials, bag or sack designed specifically to contain garbage or household trash in a secure, airtight manner. Such bags shall also include suitable means of closure to ensure that the material contained therein is not exposed to the outside air.

*Graffiti* means images or letters scratched, scrawled, painted, or marked in any manner on property, which is unsightly and unwanted by the property's owner or occupant.

*Handbill* means any printed or written matter any sample, device, dodger, circular, leaflet, sampler, newspaper, magazine, paper, booklet, or any other printed or otherwise reproduced original or copy of any matter of literature, political or nonpolitical, for profit or nonprofit, for commercial or noncommercial purposes not included in the definitions of "newspaper," except the word "handbill" shall not include any notice or any document relating to legal proceedings, court proceedings, or action of any government agency, including Dawson County.

*Hazardous* means a condition which is a violation of this Chapter and which the applicable Public Officer has determined to be likely to result in the death, injury, or illness of a human or likely to result in severe damage to real or personal property.

*Hazardous waste* means materials such as poison, acids, caustics, chemicals, infected materials, offal, fecal matter, and explosives, or such other items that may be deemed to be hazardous waste under state or federal law.

*Heavy vehicle or equipment.* See "commercial, industrial or heavy vehicles or equipment," defined herein.

*Household trash* means every waste accumulation of paper, sweepings, dust, rags, bottles, cans, or other matter of any kind, other than garbage, which is usually attendant to housekeeping.

*Industrial Waste* means solid waste generated by manufacturing or industrial processes or operations that is not a hazardous waste regulated under Part 1 of Article 3 of the Georgia Hazardous Waste Management Act. (O.C.G.A. § 12-8-60 et seq.). Such waste includes, but is not limited to, waste resulting from the following manufacturing processes: Electric power generation; fertilizer and agricultural chemicals; food and related products and by-products; inorganic chemicals; iron and steel products; leather and leather products; nonferrous metal and foundry products; organic chemicals; plastics and resins; pulp and paper; rubber and miscellaneous plastic products; stone, glass, clay, and concrete products; textiles; transportation equipment; and water treatment. This term does not include mining waste or oil and gas waste.

*Infestation* means the presence of insects, rodents, vermin, or other pests within or contiguous to a structure or property.

*Inoperable or Junk vehicle* means any automobile, Vehicle of any type, including, but not limited to, all-terrain vehicle ("ATV"), moped, motorcycle, or four-wheeler, a, trailer of any type, or any parts of any such automobile, vehicle, or trailer, which remains in place for more than seven (7) days as follows:

- (a) Is in inoperative or junk condition by reason of its having been wrecked, dismantled, abandoned, or discarded; or
- (b) Which does not have a valid license plate where required; and/or



- (c) Where it is incapable of movement by its own power.

*Inoperable or Junk marine vessel* means any vessel or Vehicle that is designed for use on the water, including, but not limited to, any boat, marine vessel of any type, including, but not limited to, personal watercraft, trailer for the movement of, or any parts of any such boat, marine vessel, or trailer, which remains in place for more than seven (7) days as follows:

- (a) Is in inoperative or junk condition by reason of its having been wrecked, dismantled, abandoned, or discarded; or
- (b) Which does not have a valid vessel registration where required; and/or
- (c) Where it is incapable of movement by its own power.

*Intended* means:

- (a) The purpose, operation, and/or arrangement for which something has been designed or built; or
- (b) The purpose, operation, and/or arrangement for which something is currently safely and legally being used.

*Interested parties* means:

- (a) Owner;
- (b) Those parties having an interest in the property as revealed by a certification of title to the property conducted in accordance with the title standards of the State Bar of Georgia;
- (c) Those parties having filed a notice in accordance with O.C.G.A. § 48-3-9;
- (d) Any other party having an interest in the property whose identity and address are reasonably ascertainable from the records of the complainant or records maintained in the county courthouse or by the clerk of the court. Interested parties shall not include the holder of the benefit or burden of an easement or right-of-way whose interest is properly recorded, which interest shall remain unaffected; and
- (e) Persons in possession of said property and premises.

*Junk* means any used and discarded or abandoned materials or articles including, but not limited to, Junk or Inoperable Vehicles, Junk or Inoperable Marine Vessels, trailers, machinery, equipment, appliances, house furnishings, furniture, including, but not limited to, mattresses, box springs, bed frames, couches, and chairs, structures, recreational equipment, building materials and debris, vehicle parts, marine and vessel parts, rimless tires, scrap, and parts and any other article or material which has been discarded and is not generally useable for the purpose for which it was manufactured.

*Junkyard* means land on which Junk, two or more Inoperable or Junk Vehicles or Inoperable or Abandoned Marine Vessels are parked, standing, or allowed to remain.

*Litter* means all garbage, refuse, waste materials, sand, gravel, slag, brickbats, rubbish, tin cans, trash, debris, dead animals or any other discarded, used, or unconsumed substance, which is not handled in accordance with the provisions of this Chapter.

*Litter receptacle* means a container for the disposal of litter of not more than 60-gallon capacity; provided that garbage containers or other waste containers serving single-family or multifamily residences are not included in this definition.

*Marshal's Office* means the person or persons authorized by the Board of Commissioners to issue citations to violators of this Chapter.

*Maintenance* means the act of keeping property and structures in good repair, in proper condition to prevent the deterioration or failure thereof, structurally sound, and free from rubbish, garbage, infestation, and other debris. The property should be kept so that it is not conducive to the harboring or breeding of reptiles, rodents, mosquitos, or insects.

*Newspaper* means any newspaper of general circulation, any newspaper duly entered with the U. S. Postal Service Department of the United States in accordance with federal statute or regulation, and, in addition thereto, means and includes any periodical or magazine regularly published with not less than four issues per year and sold or distributed to the public.

*Nonresidential structure* means any structure or portion of a structure occupied or intended to be occupied, in whole or in part, for a use other than a dwelling, home, residing place, and living space or sleeping space for one or more human beings, either permanently or transiently.

*Noxious weed* means any plant designated by federal, state or local government officials as injurious to public health, agriculture, recreation, wildlife or property.

*Occupant* means any person, over one year of age, living or having actual possession of a dwelling unit.

*Operator* means any person who has charge, care or control of a dwelling, building, or structure, or part thereof, in which dwelling units are let.

*Owner* means any person, firm, corporation, or entity who, alone or jointly or severally with others:

- (a) Has legal title to any property, dwelling, dwelling unit, building, or structure, with or without accompanying actual possession thereof; or
- (b) Has charge, care or control of any property, dwelling, dwelling unit, building, or structure, as owner or agent of the owner, prime tenant, real estate agent, mortgagor, bank, or as executor, executrix, administrator, administratrix, trustee or guardian of the estate of the owner. Any such person thus representing the actual owner shall be bound to comply with the provisions of this Chapter to the same extent as the owner.

*Park* means a park, reservation, playground, beach, recreation center, or any other public area in Dawson County, owned or used by Dawson County, and devoted to active or passive recreation.

*Parking Lot* means

- (a) an area, whether paved or unpaved, designated, reserved or used for the reserved parking of motor vehicles, excluding street parking, which has more than 10 parking spaces or can accommodate more than 10 parked vehicles;
- (b) any commercial parking lot or garage; and
- (c) the driveway, drive-through, parking spaces or other paved areas adjacent to convenience stores, gas stations, restaurants and other retail establishments.

*Premises* means a lot, plot or parcel of land including any structures thereon.

*Property* means any lot, unit, or parcel of land inclusive of any dwelling, building, structure, or improvements located thereon. This also includes vacant lots that do not have any dwelling, building, structure, or improvement located thereon.

*Public authority* means any housing authority officer or any officer who is in charge of any department or branch of the government of the county or state relating to health, fire, or building regulations or to other activities concerning dwellings, buildings, or structures in Dawson County.

*Public officer* means the individuals who are authorized to exercise the powers prescribed by this Ordinance or any agent or designee of such officer or officers. A public officer may be the County Manager, Planning Director, Building Official, Dawson County Environmental Health, the Dawson County Marshal's Office, the Dawson County Fire Marshal's Office and or the Dawson County Sheriff's Office, as applicable.

*Public record* means deeds, mortgages and other instruments of record relating to land titles.

*Recreational vehicle* means any vehicular-type unit designed primarily as temporary living quarters for recreational, camping or travel use that either has its own motorized power or is mounted on or drawn by another vehicle. This shall include, but not be limited to, travel trailers, camping trailers, truck campers, and motor homes. This shall also include boats, personal watercraft, wave runners, all-terrain vehicles, trailers of any type, or school buses. Recreational vehicles are not permitted to have attachments such as stairs, steps, handrails, porches, decks, and the like.

*Refuse* means all decayable and non-decayable solid wastes, except body wastes, including, but not limited to, garbage, rubbish, ashes, residue from street cleaning, and solid market and industrial wastes.

*Regular mail* means that class of mail designed by the U.S. Postal Service as "first class" mail. Regular mail shall also include post cards and postal cards.

*Resident* means any person residing in Dawson County on or before the date on which the alleged nuisance arose.

*Residential structure* means any structure or portion of a structure occupied or intended to be occupied, in whole or in part, for a dwelling, home, residing place, and living space or sleeping space for one or more human beings, either permanently or transiently.

*Residential district or residential property or residential-zoned property* means property approved for residential use according to the Dawson County Zoning Ordinance, as it may be amended from time to time.

*Responsible person* means an owner, operator, and/or a person or persons designated in this Chapter as being responsible for meeting the standards of this Chapter.

*Road or street* shall be mutually inclusive and shall likewise be deemed to include any public or private alley, lane, right-of-way, court, and other thoroughfare, however described or designated.

*Rooming house* means any dwelling or that part of any dwelling containing one or more rooming units in which space is let by the owner or occupant to three (3), but not more than twenty (20), persons who are not related by genetics, adoption, or marriage.

*Rooming unit* means any room or group of rooms within a dwelling used or intended to be used for living and sleeping, but not for cooking or eating purposes.

*Rubbish* means combustible and noncombustible waste materials and the term shall include the residue from the burning of wood, coal, and other combustible materials, paper, rags, cartons, boxes, wood, excelsior, rubber, leather, tree branches or trunks, yard trimmings, tin cans, metals, mineral matter, glass, crockery, and dust or other similar materials.

*Safe* means a condition that is not likely to do harm to humans or to real or personal property.

*Sanitary* means the absence of a condition that is conducive to the spreading of disease or illness, or conducive to harboring vermin.

*Scavenge or scavenging* means any unauthorized or uncontrolled retrieval of discarded garbage or refuse materials.

*School bus* means any public or private school bus that is being operated as a school bus in Dawson County.

*Secure or Securing* means measures directed by the Public Officer that render the property inaccessible to unauthorized persons including, but not limited to, repairing fences and walls, chaining or padlocking gates, repairing doors, windows, or other openings.

*Signature* means the handwritten or electronically generated name of a person, or a facsimile thereof found on a document.

*Structure* means anything constructed or placed upon or within a property which is permanently or temporarily affixed to the property, and which is supported by the ground or another structure,

including but not limited to, garages, carports, sheds, racks, and swimming pools, but not including a currently operable and licensed vehicle, trailer, or recreational vehicle.

*Structural alterations* mean any change in the supporting structural members of a building such as load-bearing walls, joists, columns, beams, or girders, except repair or replacement of supporting structural members.

*Trash* means waste materials and items which are not in good repair or are discarded and which are of little or no value, including, but not limited to, plaster, paper, wrappings, plant cuttings, household furnishings, furniture items, including, but not limited to, mattresses, box springs, bed frames, couches, and chairs used or salvaged building materials, packing and clothing, appliances, equipment, machinery, or parts thereof, scrap metal, scrap lumber, masonry blocks, disassembled vehicle parts or dismantled portions of vehicles.

*Unfit for human habitation* means designation of dwellings or dwelling units as so damaged, decayed, dilapidated, unsanitary, unsafe, or vermin-infested that such create a serious hazard to the health or safety or which lack illumination, ventilation, or sanitation facilities adequate to protect the health or safety of the occupants or the public and which are condemnable. This term shall specifically include, but not be limited to, dwellings or dwelling units that lack basic sanitation such as connection to public water and sewer or septic necessary for supply of potable water.

*Unsafe* means a condition that is reasonably likely to do harm to humans or property if not corrected or stopped.

*Vehicle* means any means of conveyance, whether self-propelled or not, that is designed to travel on the ground or on water or in the air, including, but not limited to, automobiles, buses, motorbikes, motorcycles, motor scooters, trucks, tractors, go-carts, golf carts, campers, recreational vehicles, boats, personal watercraft, airplanes, train cars, and any means of conveyance which are designed to be pulled by motorized vehicles upon the roadway such as boat trailers, wagons, balers, motorcycle trailers, auto transport trailers, and any other trailer designed to haul specific items attached to vehicles on the roadway.

*Vermin* means rodents, birds and insects that are destructive of real or personal property or injurious to health.

*Vermin control* means block sanitation, distribution of poison, and/or the setting of traps or such other methods recommended by a licensed pest control operator, as may be approved to control the rat, rodent, and/or vermin population.

*Vermin harborage* means any condition under which vermin may find shelter or protection, and shall include any construction or condition, which permits the entrances of vermin into any building.

*Vermin-proofing* means taking action to prevent the ingress of vermin into business buildings through the exterior walls, ground, or first floors, basements, roofs, sidewalk gratings, sidewalk

openings, foundations, and other places that may be reached and entered by vermin climbing, burrowing, or otherwise.

- (a) The material to be used for rodent-proofing shall include cement concrete, brick masonry laid in cement concrete mortar, sheet metal, 24 or 26-gauge wire cloth of not less than 19-gauge having a mesh not larger than three-eighths of an inch.
- (b) All material for rodent proofing shall be of such strength and thickness as to be impervious to rodent gnawing.
- (c) Windows and other openings for light or ventilation that may be reached or entered by rodents shall be covered with wire cloth screen incorporated in a metal frame conforming to the above gauge and dimensions.
- (d) All exterior doors shall be protected against the gnawing of rodents by the use of materials prescribed above.
- (e) When closed, all exterior doors shall have a maximum clearance between doors, doorsills, and jambs of not exceeding three-eighths of an inch.

*Vintage car* means a car or light truck more than 20 years old that is in good operating and cosmetic condition or in the process of being restored to good condition.

*Weeds* means active vegetative growth including, but not limited to, kudzu, poison ivy, jimsonweed, burdock, ragweed, thistle, cocklebur, dandelion, plants of obnoxious odors, or other similar unsightly vegetative growths. This term shall not include cultivated flowers, fruits, vegetables, and gardens.

*Yard trimmings* means leaves, brush, grass, clippings, shrubs, and tree pruning's, discarded Christmas trees, nursery and greenhouse vegetative residuals, and vegetative matter resulting from landscaping development and maintenance other than mining, agricultural and silvicultural operations.

#### **44-5. PROPERTY MAINTENANCE REQUIRED**

All property regulated by this Chapter, whether occupied or unoccupied, shall meet or exceed the standards of this Chapter. All property shall be maintained in a manner so as to ensure that the property is not unsafe, uninhabitable, or a nuisance.

#### **44-6. SECURING UNOCCUPIED/VACANT STRUCTURES**

- (A) A dwelling, building or structure, or any such part thereof, that is not physically occupied by a person shall be kept secured by the owner against unauthorized entry and water damage. Securing shall further be accomplished by ensuring doors and windows are closed and locked and/or boarding of doors and windows with exterior grade plywood. Securing shall be in a manner which is consistent with the building codes and regulations of Dawson County and as determined by the Building Official, which may include such additional acts of repairs to fences and walls, chaining or padlocking gates, and repairing doors, windows, or other openings.

- (B) Alternative Methods of Securing. Notwithstanding subsection (A) of this section, the Building Official may approve alternative methods of securing doors, windows or other openings of any building or structure. In making the determination to approve any alternative method, the Building Official shall consider the aesthetic and other impacts of such method on the immediate neighborhood and the extent to which such method provides adequate and long-term security against the unauthorized entry to the property.

#### 44-7. VACANT NON-RESIDENTIAL STRUCTURES

A non-residential building or non-residential structure that is not occupied for 90 days shall be deemed a vacant non-residential structure and shall be maintained in good repair and comply with applicable laws, codes, and ordinances, including all requirements of this Chapter. Any vacant commercial structure shall conform to the following additional minimum standards:

- (A) A placard 24 inches by 24 inches with a red background, white reflective stripes and a white reflective border shall be placed on the front of the vacant structure and shall be visible from the street. An "X" within the placard shall signify significant structural deficiencies within the building, which will limit firefighting to exterior operations only with entry occurring only for known life hazards;
- (B) All doors and windows and other openings shall be weather-tight and secured against entry by the general public and animals;
- (C) All roof and roof flashings shall be sound and tight so that no rain or other precipitation shall penetrate the structure and shall allow for appropriate drainage so as to prevent deterioration of the interior walls or other interior portions of the structure;
- (D) The structure and all plumbing therein shall be maintained in good repair and be structurally sound; the structure shall be free from rubbish, garbage and other debris;
- (E) Supporting members of the structure shall be capable of bearing both live and dead loads and the foundation walls likewise shall be capable of supporting an appropriate load;
- (F) The exterior of the structure shall be free of loose and rotten materials as well as holes. Any exposed metal, wood or other surface shall be protected from the elements by appropriate weather coating materials (paint or similar treatment);
- (G) All balconies, canopies, signs, metal awnings, stairways, fire escapes or other overhanging extensions shall be in good repair and appropriately anchored. The exposed metal and wood surface of overhanging extensions shall also be protected from the elements against rust or decay by appropriate application of paint or similar weather coating;
- (H) Any accessories or appurtenant structures including, but not limited to, garages, sheds or other storage facilities shall meet the standards set forth herein; and

- (I) Retaining walls, drainage systems, or other structures shall be maintained in good repair and shall be structurally sound. Any existing fence shall be maintained in good repair with gates locked at all times.

**44-8. STAGNANT WATER**

Stagnant water which has not been chemically treated or is not circulated as to not be conducive to the breeding or harboring of mosquitoes or other insects shall not be permitted or maintained on any property.

**44-9. PRIVATE SWIMMING POOLS**

Private swimming pools, hot tubs, and spas containing more than 24 inches in depth shall be completely surrounded by a fence or barrier not less than 48 inches in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching. Where the self-latching device is less than 54 inches above the bottom of the gate, the release mechanism shall be located on the pool side of the gate. Self-closing and self-latching gates shall be maintained such that the gate will positively close and latch when released from an open position of 6 inches from the gatepost. An existing pool enclosure shall not be removed, replaced, or changed in a manner that reduces its effectiveness as a safety barrier.

**44-10. OUTDOOR STORAGE**

No property owner shall allow outdoor storage of any Inoperable or Junk Vehicle, Inoperable or Junk Marine Vessel, junk, trash, garbage, debris, scrap metal, concrete, sand, asphalt, cans, bottles, tires, salvage materials, boxes, containers, bins, used or damaged lumber, damaged outdoor furniture, household furniture, stoves, refrigerators, freezers or other appliances intended for indoor use, sinks, toilets, cabinets or other household fixtures, yard waste, and/or any other item, whole or in part, regardless of item condition, including but not limited to, rusted, wrecked, junked, dismantled, abandoned, discarded, or inoperable, which is not completely enclosed within a building or dwelling and which may become a breeding place for insects, rodents or reptiles, or which may constitute a health, accident or fire hazard, or which creates a blighting or deteriorating effect on the county.

This does not apply to any issue that may be existing as a result of the natural and undisturbed state of the property that is free from any act of human conduct. Nothing herein shall preclude the storage of stacked firewood for use on the property. Further, this section shall not apply to construction sites or licensed businesses for which all applicable permits have been issued by the county and such storage is compliant with all other applicable rules and regulations.



**44-11. VEGETATION**

It shall be unlawful for any person to maintain, cause or allow growth of weeds or grass in excess of 18" (eighteen inches) to grow on any property on which is located a residential dwelling, commercial establishment or vacant commercial property where excessive growth may become a breeding place for insects, rodents or reptiles, or which may constitute a health, accident or fire hazard, or which creates a blighting or deteriorating effect on the county. Noxious weeds shall be prohibited. This does not apply to agriculturally zoned property, property used for agricultural purposes, county-designated green space, or areas existing in their natural, undisturbed state.

In any event, no tree, shrub or other vegetation shall obstruct the safe vision of a sidewalk, drive, or road.

**44-12. HEALTH AND SANITATION**

All exterior property shall be maintained in a sanitary and safe condition. All exterior property shall be free of trash and garbage to the extent such trash and garbage shall create a breeding place for insects, rodents or reptiles, or which may constitute a health, accident or fire hazard, or which creates a blighting or deteriorating effect on the county. Notwithstanding the foregoing, the composting of vegetative materials is allowed provided that it does not create odors, health hazards, or nuisances.

**44-13. GRAFFITI**

Any person who causes graffiti to appear on property shall be subject to penalty under this Chapter, as well as all other applicable criminal laws. The owner of the property on which the graffiti appears shall be responsible for removal of the graffiti, whether by cleaning the graffiti off, painting over the graffiti, or otherwise. Failure by the property owner to remove the graffiti within 30 days of written notice to do so by a Public Officer shall constitute a violation of this Chapter by the property owner.

**44-14. TENANT RESPONSIBILITY FOR MAINTENANCE**

A tenant, in addition to the owner, shall be responsible for complying with the standards of this Chapter on that portion of the property controlled exclusively by the tenant.

**44-15. OWNER RESPONSIBILITY FOR MAINTENANCE**

The owner of a property shall be responsible for complying with the standards set forth in this Chapter, except as otherwise stated in this Chapter.

**44-16. MAINTENANCE OF REAL PROPERTY AFTER CASUALTY DAMAGE**

(A) All buildings or structures not being presently and physically occupied, which have been rendered hazardous by fire or other acts of nature, shall immediately be made secure by the

owner and/or operator to prevent unauthorized access to the hazardous property. If the property remains physically unoccupied and hazardous to public health and safety 90 days after the casualty damage occurred, unless a natural disaster is declared by an authorized governmental entity, the owner and/or operator shall be subject to the enforcement provisions of Chapters 48 of the Dawson County Code of Ordinance for abatement of a nuisance.

(B) Burned structures.

If any building or structure is partially burned, then the owner and/or operator shall, within 30 days after completion of the investigation by the fire department and law enforcement and/or the insurer of the property, remove from the premises all refuse, garbage, trash, debris, and all charred and partially burned lumber and material. If the building or structure shall be burned to an extent that the building or structure cannot be repaired, then the owner and/or operator shall, within 60 days after completion of the investigation by the fire department and law enforcement and/or the insurer of the property, remove from the premises the remaining portion of the building or structure. If the building or structure is to be repaired, then a permit shall be obtained, and work shall begin within 60 days after completion of the investigation by the fire department and law enforcement and/or insurer of the property.

**44-17. VERMIN INFESTATION CONTROL**

(A) Non-Residential Buildings.

- (1) The owners of all non-residential buildings shall have such buildings vermin-proofed and kept vermin-proofed in accordance with this Chapter.
- (2) Whenever conditions inside or under any such non-residential buildings or on any property on which a non-residential building is located provide harborage for vermin such that the Public Official deems it necessary that such harborage be eliminated, the Public Official shall order the owner to take such steps toward the elimination of the harborage as the Public Official, in his/her discretion, deems essential.

(B) Duties of occupants of non-residential buildings.

The owner, operator, and/or occupants of any non-residential buildings or property on which a non-residential building is located in Dawson County shall at all times comply with the following regulations:

- (1) Store all garbage in a vermin-proof metal container or other type approved by the Public Official, pending removal of such garbage;
- (2) Keep non-residential buildings and property free of trash, garbage, debris, rubbish, salvage, or similar materials which provide nesting places and harborage for vermin; and

- (3) Maintain buildings and/or property in a vermin-free condition by pursuing a program of vermin proofing.

(C) Residential Buildings.

- (1) The owner of any residential building shall be responsible for vermin elimination within the building prior to renting or leasing the structure.
- (2) The occupant of a one-family dwelling shall be responsible for vermin elimination on the premises.
- (3) The owner of a building containing two or more dwelling units, a multiple occupancy, or a rooming house shall be responsible for vermin elimination in the public or shared areas of the building and exterior property. If an infestation is caused by failure of an occupant to prevent such infestation in the area occupied, the occupant and owner shall be responsible for vermin elimination.
- (4) The occupant of any building shall be responsible for the continued vermin free condition of the building. Except where the infestations are caused by defects in the building, the owner shall be responsible for vermin elimination.

(D) Inspections.

The Public Official is hereby authorized to make inspection of all buildings and property in Dawson County for the purpose of determining the conditions as to vermin proofing and rodent infestation where there is reasonable cause for the Public Official to believe that vermin infestation or harborage exists. All owners, operators, and/or occupants of buildings and property shall permit such inspection when requested by the Public Official.

**44-18. UNFIT DWELLINGS OR BUILDINGS**

(A) Unfit dwellings and buildings defined.

Any dwelling or building, which has any or all of the following defects, as determined by the Building Official, shall be deemed unfit for human habitation, as defined by this Chapter, and subject to condemnation by the County. The following is a non-exclusive list of conditions that will be deemed unfit for human habitation:

- (1) Any dwelling or building whose walls or vertical members list, lean or buckle to such an extent that a plumb line suspended from the top edge of such member shall fall outside of a distance from the edge equal to one-third of the thickness of such members.
- (2) Any dwelling or building which has support member or members which have deteriorated to such an extent as to be unable to safely support the applied loads or which have 40 percent damage or deterioration of the non-supporting, enclosed, or outside walls or covering.

- (3) Any dwelling or building which has improperly distributed loads upon the floors or roofs or in which the same are overloaded or which have insufficient strength to be reasonably safe for the purpose used.
- (4) Any dwelling or building which has been damaged by fire, wind, or other causes so as to have become dangerous to life, safety, or the general health and welfare of the occupants.
- (5) Any dwelling or building which has parts thereof, which are so attached that they may fall and injure persons or property.
- (6) Any dwelling or building which does not have an unobstructed means of egress leading to an open space at ground level, whether such unobstructed egress is at ground level or via steps to ground level.
- (7) Any dwelling or building which has wiring that is dangerous due to lack of insulation, improper fuses, inadequate grounding, lack of capacity of wires or other dangerous condition.
- (8) Any dwelling or building, which does not have an installed kitchen sink in each dwelling unit properly, connected to the hot and cold-water supply pipes and the sewer system, and which connection is actively providing a potable water supply.
- (9) Any dwelling or building which does not have an installed tub or shower and lavatory properly connected to hot and cold-water supply pipes and sewer system, and which connection is actively providing a potable water supply.
- (10) Any dwelling or building which does not have a flush-type water closet located in a room affording privacy and properly connected to the water supply pipes and sewer system, and which connection is actively receiving a water supply so as to allow a toilet to be flushed.
- (11) Any dwelling or building which does not have installed and operational (i.e., electricity running through the lines) electric lighting facilities installed and functioning in accordance with the minimum requirements of the National Electric Code.

(B) Renting an unfit dwelling or building.

It shall be unlawful for any owner, operator, occupant, and/or any party in interest of a dwelling or of a building to rent or offer for rent any dwelling, building, or rooming unit which is unfit for human habitation as determined by inspection by the Dawson County Building Official, for any reason set out in this Chapter, due to the dilapidation, leaking water lines, leaking gas lines, electrical defects increasing hazards of fire, accidents or other calamities, lack of ventilation, light or sanitary facilities, or due to other conditions rendering such dwelling or building or rooming unit unsafe or unsanitary or dangerous.

Upon discovering that a dwelling, building, or rooming unit has been deemed by the Public Official to be unfit for human habitation, any person shall have 72 hours or three business days (in the case of office closure) after execution of a lease for such dwelling, building, or rooming unit to rescind the lease by providing notice in writing to the landlord that the dwelling or building has been discovered to be unfit as described in this Chapter.

(C) Persons occupying dwellings or buildings.

In addition to limitations on occupants and residents and the definition of family under this Chapter and any other applicable Dawson County ordinance, the number of persons beyond c persons related by blood, marriage, adoption, or guardianship occupying any dwelling unit shall be limited by the following additional requirements: The total of all habitable rooms in a dwelling or building shall be such as to provide at least 200 square feet of total building square footage (as determined and maintained in the records of the Dawson County Board of Tax Assessors) per each adult occupant thereof. Any floor space under a ceiling less than five feet high shall not be counted.

(D) Rooming houses.

If the use is allowed in the zoning district, and all other applicable requirements under the applicable zoning ordinance are satisfied, the owner and/or operator of a rooming house must comply with the following additional requirements:

- (1) Each rooming house and room shall be in compliance with the minimum standards set forth in this Section, Section 44-17-A, subsections (1) through (7), and (11), and Section 44-17-C above.
- (2) Each rooming house shall be equipped with at least one flush water closet, one lavatory, an installed tub or shower for each five persons or fraction thereof within the rooming house, including members of the family, if they are to share the use of the facilities. All such facilities shall be properly connected to the water supply and sewer system as required by Section 44-18-A.
- (3) Each flush water closet, lavatory, tub, or shower required above, shall be located within the rooming house, in a room, or rooms, which:
  - (a) Affords privacy;
  - (b) Is accessible by a common hall without going outside the rooming house;
  - (c) Is accessible by a common hall without going through sleeping quarters of others; and
  - (d) Is not more than one story removed from the room of an occupant intended to share the facilities.

(E.) Non dwelling structures.

It shall be unlawful for any owner, operator, occupant or any party of interest to connect a non-dwelling structure to utilities and be used as a dwelling in any zoning district. Non dwelling structures shall not be parked or stored to be used as a dwelling on any property unless the property is zoned, licensed, and operated as a Recreational Vehicle Park.. Non dwelling structures include but are not limited to: campers, travel trailers, recreational vehicles, motor homes, busses, pickup campers, converted trucks or buses, motorized homes, tent campers, tents, or other short-term housing or shelter arrangements and devices, boats and boat trailers, combinations thereof and other similar equipment, cases and boxes, and utility buildings.

**44-19. ENFORCEMENT**

This Chapter shall be enforced by the appropriate Public Officer as may be applicable to the particular offense.

**44-20. PENALTIES**

- (A) The applicable Public Officer is hereby authorized and directed to administer and enforce all the provisions of this Chapter. Failure to comply with any requirement of this Chapter shall constitute a violation subject to citation and penalty as provided herein.
- (B) Upon the first violation of any of the provisions of this Chapter, a warning notice shall be issued by the Public Officer with a notice to cure the violation within a time determined reasonable under the circumstances by the Public Officer. Upon the second violation of any of the provisions of this Chapter, a citation shall be issued, and the individual shall go before the Dawson County Magistrate Court. Upon conviction by a court of competent jurisdiction, the offending person will be guilty of a criminal misdemeanor and shall be subject to criminal penalties not to exceed \$1,000.00, by imprisonment in the county jail for a period of time not to exceed 60 days, or by both such fine and imprisonment, or up to the limits of any penalty provided by state law for the ordinance. For purposes of sentencing, the first citation before the Magistrate Court shall be deemed the "first offense," however; consideration may be given by the court to the previous warning citation.
- (C) Nothing contained in this section shall be construed to preclude Dawson County from pursuing any and all other remedies provided by law, including, but not limited to, pursuit of a restraining order, injunction, abatement of the nuisance, condemnation, or other appropriate legal action, or proceeding through a court of competent jurisdiction to prevent, restrain, or abate the unlawful use or activity.
- (D) Each violation of this Chapter shall constitute a separate offence. Additionally, each day of noncompliance with the terms of this Chapter is considered a separate offense and the

offending person will be subject to the penalties in subsection B above for each day of noncompliance.

**44-21. NO LIABILITY-COUNTY**

No officer, agent, or employee of Dawson County shall be personally liable for any damage that may accrue to persons or property resulting from any act required or permitted when discharging duties pursuant to this Chapter.

**AN ORDINANCE OF THE DAWSON COUNTY BOARD OF COMMISSIONERS TO PROVIDE FOR LICENSING OF VAPE SHOPS, IMPOSE RESTRICTIONS ON OPERATION OF VAPE SHOPS, AND RESTRICT USE OF VAPOR PRODUCTS AND ALTERNATIVE NICOTINE PRODUCTS AROUND SCHOOLS AND CHURCHES; TO REPEAL CONFLICTING PROVISIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES**

**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 Board of Commissioners of Dawson County has determined that it is in the public interest to regulate the sale and use of vapor products and alternative nicotine products to the extent consistent with Georgia law; and

**WHEREAS**, the Dawson County Board of Commissioners has determined to adopt an ordinance regulating these matters;

**NOW THEREFORE BE IT ORDAINED** by the Board of Commissioners of Dawson County, Georgia, as follows:

**SECTION 1.**

Chapter 6, Article IV of the Code of Dawson County, Georgia is amended as shown in Exhibit A hereto.

**SECTION 2.**

Chapter 30, Article II of the Code of Dawson County, Georgia is amended as shown in Exhibit B hereto.

**SECTION 3.**

Chapter 34, Article I of the Code of Dawson County, Georgia is hereby amended as shown in Exhibit C hereto.

**SECTION 4.**

Chapter 38, Article II of the Code of Dawson County, Georgia is hereby amended as shown in Exhibit D hereto.

**SECTION 5.**

If any section, provision or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or if the provisions of any part of this Ordinance as applied to any particular



situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent that this Ordinance would have been adopted had such invalid portion not been included herein.

**SECTION 5.**

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

**SECTION 6.**


This ordinance shall become effective on January 1, 2020, the public good demanding the same.

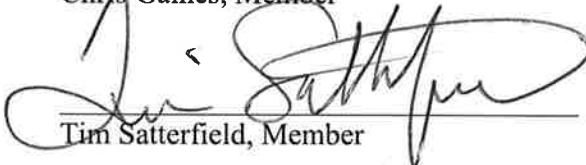
SO ORDAINED this 17 day of October, 2019.

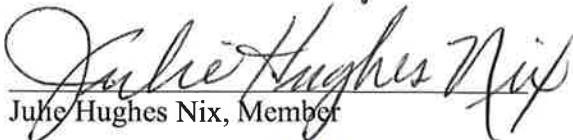
**Dawson County Board of Commissioners**

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

  
\_\_\_\_\_  
Sharon Fausett, Member

  
\_\_\_\_\_  
Chris Gaines, Member

  
\_\_\_\_\_  
Tim Satterfield, Member

  
\_\_\_\_\_  
Julie Hughes Nix, Member

Attest:

By:   
\_\_\_\_\_  
Kristen Cloud, County Clerk



**Exhibit A**

Chapter 6, Article IV of the Code of Dawson County, Georgia is amended as follows:

1. Section 6-105 is amended by adding a new subsection (b)(9) as follows: "Has its vape shop license for the premises revoked or suspended for cause."

## Exhibit B

Chapter 30, Article II of the Code of Dawson County, Georgia is amended as follows:

1. Section 30-115 is amended by adding a new subsection (b)(4) as follows: "Vape shops as defined in section 30-363."
2. A new Section 30-128 is added reading as follows: "Sec. 30-128 – Incorporation of Vape Shop License into Business License. As provided in Division 10 of this Article, a license to sell "alternative nicotine products" and "vapor products" (as defined in Division 10) shall, if approved, be issued as a component of an applicant's business license. Additional application materials and fees will be required from any applicant seeking to have this licensure component included in its business license."
3. Chapter 30, Article II of the Code of Dawson County, Georgia is amended by adding a new Division 10 containing the following text:

### DIVISION 10. – VAPE SHOPS

#### **Sec. 30-362. - State law reference.**

The rules and regulations set forth in this division shall govern the operation of all vape shops in the unincorporated areas of Dawson County. This division is adopted under the home rule provisions of Art. IX, Section III, Paragraph I of the state constitution (Ga. Const. art. IX, § III, ¶ I).

#### **Sec. 30-363. – Definitions.**

For the purposes of this section, the following terms shall have the following meanings:

- (a) "Alternative nicotine product" shall mean any noncombustible product containing nicotine that is intended for human consumption, whether chewed, absorbed, dissolved, or ingested by any other means. The term "alternative nicotine product" shall not include any tobacco product (as defined in Ga. R&Reg. 560-8-1.01), vapor product, or any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act.
- (b) "Person" shall mean and refer to any individual, natural person, partnership, firm, corporation, joint venture, proprietorship, business entity, association, agency, group, organization or group of persons or any other entity.
- (c) "Specialty vape shop" shall mean a vape shop whose sales of alternative nicotine products and vapor products, combined, exceed twenty-five percent (25%) of the aggregate retail sales of the shop, as determined by averaging sales from the prior three months.
- (d) "Vape juice" shall mean any substance that contains nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device; and

- (e) “Vapor product” shall mean any noncombustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form. The term “vapor product” shall include any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device, any vape juice, and any vapor cartridge or other container for vape juice. The term “vapor product” shall not include any tobacco product (as defined in Ga. R&Reg. 560-8-1.01), or any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act.
- (f) “Vape shop” shall mean any business whose product line for retail sale includes alternative nicotine products and/or vapor products.
- (g) “Verified sales report” shall mean a document, sworn to as complete and accurate before a notary public, showing the applicant's total receipts and receipts from sales of alternative nicotine products and vapor products for each month in the prior year.

**Sec. 30-364. - Licenses generally; expiration and application dates; renewals.**

- (a) Before beginning the business of operating a vape shop, an operator shall first obtain a license to conduct such a business. Only persons who are a minimum of 21 years old will be eligible to obtain a license to operate a vape shop. The application for a license to operate a vape shop shall be made to the County Planning and Development Department, in conjunction with the application for a business license under Division 3 of this Article. Except as specifically provided in this Division 10, the application for, and issuance of, a vape shop license shall be performed in conjunction with, and subject to the terms of, the business licensing process as described in Divisions 2 and 3. No separate paper license will be issued for operation of a vape shop; instead, permission to operate a vape shop will be indicated on the granted business license.
- (b) All persons operating a vape shop under a County business license prior to January 1, 2020 shall file an application for a vape shop license in connection with the shop’s next annual business license renewal application and shall meet the application requirements of this division.
- (c) All licenses issued under this division shall:
  - (1) Permit the licensee to sell alternative nicotine products and vapor products within Dawson County and outside municipalities in Dawson County, Georgia, pursuant to the terms of this division and not inconsistent with the laws of the State of Georgia and of the United States;
  - (2) Be subject to the restrictions on transfer of business licenses under Section 30-106, except that a vape shop license may not be transferred from one location to another without the prior approval of the County upon written application;
  - (3) Be subject to all terms and conditions imposed or provided for by future provisions or amendments to this vape shop ordinance; and
  - (4) Indicate if the licensee is authorized to operate a specialty vape shop pursuant to Section 30-365(b)(2).

- (d) In addition to the administrative fee imposed for a business license, a separate nonprorated, nonrefundable administrative fee set forth in the Dawson County Fee Schedule shall be required on all applications for a vape shop license.

**Sec. 30-365. - Application for license; issuance of license; denial; appeal; renewal**

- (a) *Application Contents.* Each initial and renewal application for a vape shop license, in addition to the standard requirements of an application for a business license, shall provide the following:

- (1) A verified sales report; and
- (2) A survey (dated no more than 180 days prior to submission of the application), certified by a registered surveyor of the State of Georgia, showing a scaled drawing of the premises, the location on the premises where the applicant desires to sell any item of alternative nicotine product and/or vapor product and the distance to the nearest church building, school building, educational building, school grounds or college grounds, and college campus building. The distance shall be measured in a straight line from the front door of the proposed licensed premise to the front door of the church, day care, or treatment facility, and from the front door of the proposed licensed premise to the nearest property line of the real property used for school, college or educational purposes.

- (b) *Grant/Denial.* Grant or denial of applications for a vape shop licenses shall follow the process provided for businesses licenses. No license shall be issued or renewed if any of the following are true:

- (1) An applicant is not at least 21 years of age.
- (2) The applicant's verified sales report shows that it operated a specialty vape shop during any consecutive three-month period in the prior year, if the applicant is not permitted to operate a specialty vape shops as provided in subsection (3) below.
- (3) An applicant's intent is to operate a specialty vape shop, unless such applicant demonstrates that it operated a specialty vape shop on January 1, 2020, and has consistently operated a specialty vape shop since that time, up to and including the date of application. In such case, the license shall specifically state that the licensee is authorized to operate a specialty vape shop under the terms and conditions of this division.
- (4) An applicant is not the owner of the premises for which the license is held or the holder of the lease thereon for the period covered by the license.
- (5) An applicant has had an application for a license denied under the provisions of this division and has made re-application within one year from the final date of such denial. For purposes of this provision, the final date of a denial of license shall be the date of written notice of such denial if the denial is not appealed; or, if the denial is appealed, the date of written notice of denial of the appeal.
- (6) An applicant has had a license revoked under the provisions of this division within three years from the date of application. For purposes of this provision, the final date of a revocation of license shall be the date of written notice of such revocation

if the revocation is not appealed; or, if the revocation is appealed, the date of written notice of denial of the appeal.

- (7) An applicant seeks a license to operate a vape shop at a location where the County has suspended or revoked a vape shop license in the previous 36 months; and
  - (A) The applicant worked at that shop when the license was revoked or suspended; or
  - (B) The applicant is related (by blood or marriage within the 5th degree) to the person holding the revoked or suspended license at the location in question.
- (8) A proposed business fails to comply with the minimum distance limits set forth in this division.
- (9) An applicant fails to pay required fees.
- (10) An applicant refuses to respond to requests for information, or provides untruthful or substantially inaccurate information, upon request by the Department of Planning and Development.

**Sec. 30-366. - Sale or possession for sale of alternative nicotine products or vapor products without license or beyond boundaries of premises covered by license.**

Except as provided in Section 30-364(b), it shall be unlawful for any person to sell, distribute, or possess for the purpose of sale any alternative nicotine product and/or vapor product if the person is not authorized by a vape shop license granted by Dawson County.

**Sec. 30-367. – Restrictions on sale and display.**

- (a) No licensee or other person may sell or permit to be sold any alternative nicotine product and/or vapor product to any person who is under 19 years of age, either directly or indirectly.
- (b) No licensee or other person may operate a specialty vape shop, unless under a license specifically authorizing such operation, as provided in Section 30-365(b).
- (c) Each vape shop shall maintain its entire inventory of alternative nicotine product and/or vapor product and any additional line of devices in a screened area. It shall be unlawful for a person to allow any item of alternative nicotine product or vapor product to be in view of the public, except during actual sales transactions of such items.
- (d) No licensee or other person may sell any vape juice that contains any chemical, substance, drug, or other harmful additive other than pharmaceutical grade vegetable glycerin, propylene glycol, nicotine, food-grade flavoring, and water.
- (e) All vape shops shall prominently post a sign on any premises where vape juice is sold stating that the only chemicals authorized to be used in such vape juice are pharmaceutical grade vegetable glycerin, propylene glycol, nicotine, food-grade flavoring, and water.
- (f) All vape shops shall prominently post a sign on any premises where alternative nicotine products and/or vapor products are sold explaining how to safely use e-batteries for alternative nicotine product and/or vapor products.

- (g) Any mixing or preparing vape juice on the premises of any building or establishment that offers alternative nicotine products and/or vapor products for retail sales to consumers shall be done strictly in compliance with FDA regulations and applicable permits.

**Sec. 30-368. – Location and minimum distance**

No license shall be issued under this division for the sale of alternative nicotine products and/or vapor products if the intended premises is within 300 feet of any church building, or on any property owned or leased to a church, or in or within 600 feet of any school building, educational building, school grounds, or college campus, or on any property owned or leased to a public or private school or school board for elementary or secondary education. Provided, however, that any premises that sells alternative nicotine products and/or vapor products as of January 1, 2020 and that is located within such restricted proximity may continue to sell such products in such premises, provided that said license holder remains in compliance with all other provisions of this division and the use of the premises to sell alternative nicotine products and/or vapor products remains ongoing and continuous, and provided further that no license renewal application is denied for violating this section if at the time of the original license application the location was in compliance with this section. If the sale of alternative nicotine products and/or vapor products is discontinued, the grandfathering entitlement under this paragraph shall be forfeited.

**Sec. 30-369. - Reporting; suspension or revocation of license.**

- (a) Upon receipt of a written request from the Director of the County Planning and Development Department or any other officer authorized to enforce the provisions of this ordinance, a vape shop license holder shall provide a verified sales report for the twelve months preceding the date of the request. Such report shall be provided within two weeks of receipt of the request, unless an extension is granted in the discretion of the requesting officer.
- (b) Suspension or revocation of vape shop licenses shall follow the process provided for business licenses (Sections 30-113 through 30-118).
- (c) A vape shop license may be suspended or revoked for any reason stated under Section 30-113, and/or for any the following reasons:
  - (1) A licensee or its agents commit a felony or any crime involving moral turpitude.
  - (2) A license is determined to have been issued due to administrative error, or due to mistake, or in reliance upon any misrepresentation by the applicant or anyone providing information on behalf of the applicant.
  - (3) The licensee’s alcohol license or business license is suspended or revoked for cause.

**Sec. 30-370. - Penalties for violation of chapter.**

Any person who violates any provision of this chapter, upon conviction, shall be guilty of a misdemeanor and shall be punished by a fine and/or imprisonment in accord with the limits established in O.C.G.A. § 36-1-20 and O.C.G.A. § 15-10-60.

**Sec. 30-371—30-387. – Reserved.**

**Exhibit C**

Chapter 34, Article I of the Code of Dawson County, Georgia is amended by adding a new Section 34-5 with the following text:

**Sec. 34-5. – Use of alternative nicotine product and/or vapor products**

- (a) For purposes of this section, “alternative nicotine product” and “vapor product” shall have the definitions stated in Section 30-363.
- (b) Prohibition
  - (1) It shall be unlawful for any person under the age of 19 to:
    - (A) Purchase or attempt to purchase, or use alternative nicotine products or vapor products; or
    - (B) Possess for personal use any alternative nicotine products or vapor products. This subparagraph shall not apply to possession of such products by a person under the age of 19 when a parent or guardian of such person gives the alternative nicotine products or vapor products to the person, and the possession occurs in the home of the parent or guardian and such parent or guardian is present; provided that the only additive in such products is tobacco or nicotine; or
    - (C) Misrepresent such person's identity or age or use any false identification of the purpose of purchasing or procuring any alternative nicotine products or vapor products.
  - (2) The use of alternative nicotine products or vapor products is prohibited in or within 300 feet of any church building, or on any property owned or leased to a church, other than in designated areas, if any.
  - (3) The use of alternative nicotine products or vapor products is prohibited in or within 600 feet of any school building, educational building, school grounds, or college campus, or on any property owned or leased to a public or private school or school board for elementary or secondary education, other than in designated areas, if any.
  - (4) The use of alternative nicotine products or vapor products is prohibited in the premises of a shop that offers for sale any alternative nicotine product, vapor product or tobacco product unless such premises has an operational dehumidifier and exhaust fan vented to the outside to dispel any smoke or vapor produced by on-premises use.
- (c) Any person who violates any provision of this section, upon conviction, shall be guilty of a misdemeanor and shall be punished by a fine and/or imprisonment in accord with the limits established in O.C.G.A. § 36-1-20 an O.C.G.A. § 15-10-60.



**Exhibit D**

Chapter 38, Article II, Section 38-44, Subsection (b) of the Code of Dawson County, Georgia is deleted and replaced with the following text:

“No person may use any alternative nicotine product or vapor product (as defined in Section 30-363), including e-cigarettes, on property owned, leased, or operated by Dawson County.”

Ordinance Number: \_\_\_\_\_

**AN ORDINANCE OF THE DAWSON COUNTY BOARD OF COMMISSIONERS TO AMMEND THE ORDINANCE WHICH PROVIDES FOR LICENSING OF VAPE SHOPS, IMPOSE RESTRICTIONS ON OPERATION OF VAPE SHOPS, AND RESTRICT USE OF VAPOR PRODUCTS AND ALTERNATIVE NICOTINE PRODUCTS AROUND SCHOOLS AND CHURCHES; TO REPEAL CONFLICTING PROVISIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES**

**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 Board of Commissioners of Dawson County has determined that it is in the public interest to regulate the sale and use of vapor products and alternative nicotine products to the extent consistent with Georgia law; and

**WHEREAS**, the Dawson County Board of Commissioners has determined to adopt an ordinance regulating these matters;

**NOW THEREFORE BE IT ORDAINED** by the Board of Commissioners of Dawson County, Georgia, as follows:

**SECTION 1.**

Chapter 30, Article II Section 30-363(e) of the Code of Dawson County, Georgia is amended as shown in Exhibit A hereto.

**SECTION 2.**

Chapter 30, Article II, Section 30-367(a) of the Code of Dawson County, Georgia is amended as shown in Exhibit B hereto.

**SECTION 3.**

Chapter 34, Article I, Section 34-5 (b.1.A and B) of the Code of Dawson County, Georgia is amended as shown in Exhibit C hereto.

**SECTION 4.**

Chapter 34, Article I, Section 34-5(c) of the Code of Dawson County, Georgia is amended as shown in Exhibit D hereto.

**SECTION 5.**

If any section, provision or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or if the provisions of any part of this Ordinance as applied to any particular

situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent that this Ordinance would have been adopted had such invalid portion not been included herein.

**SECTION 5.**

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

**SECTION 6.**

This ordinance shall become effective on the 6 day of May, 2021, the public good demanding the same.

**SO ORDAINED** this 6 day of 2021.

**Dawson County Board of Commissioners**



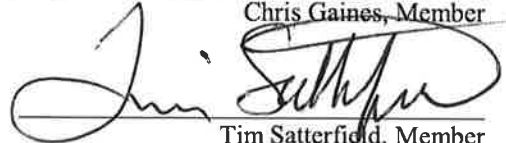
Billy Thurmond, Chairman



Sharon Fausett, Member



Chris Gaines, Member



Tim Satterfield, Member



Emory Dooley, Member

Exhibit A

Chapter 6, Article II, Section 30-363(e) of the Code of Dawson County, Georgia is amended as follows:

- e. "Vapor product" means any noncombustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, that can be used to produce vapor or aerosol from nicotine or other substances in a solution or other form. Such term shall include, but shall not be limited to, any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor or aerosol cartridge or other container of nicotine or other substance in a solution or other form, including, but not limited to, a device component, part, or accessory of the device, that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device. Such term shall not include any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act.

**Exhibit B**

Chapter 30, Article II, Section 30-367(a) of the Code of Dawson County, Georgia is amended as follows:

Sec. 30-367. - Restrictions on sale and display.

- (a) No licensee or other person may sell or permit to be sold any alternative nicotine product and/or vapor product to any person who is under 21 years of age, either directly or indirectly.

**Exhibit C**

Chapter 34, Article I, Section 34-5 (b.1.A and B) of the Code of Dawson County, Georgia is amended as follows:

**Sec. 34-5. - Use of alternative nicotine product and/or vapor products**

(b) Prohibition

1. It shall be unlawful for any person under the age of 21 to:
  - A. Purchase or attempt to purchase, or use alternative nicotine products or vapor products; or
  - B. Possess for personal use any alternative nicotine products or vapor products. This subparagraph shall not apply to possession of such products by a person under the age of 21 when a parent or guardian of such person gives the alternative nicotine products or vapor products to the person, and the possession occurs in the home of the parent or guardian and such parent or guardian is present; provided that the only additive in such products is tobacco or nicotine; or

**Exhibit D**

Chapter 34, Article I, Section 34-5(c) of the Code of Dawson County, Georgia is amended as follows:

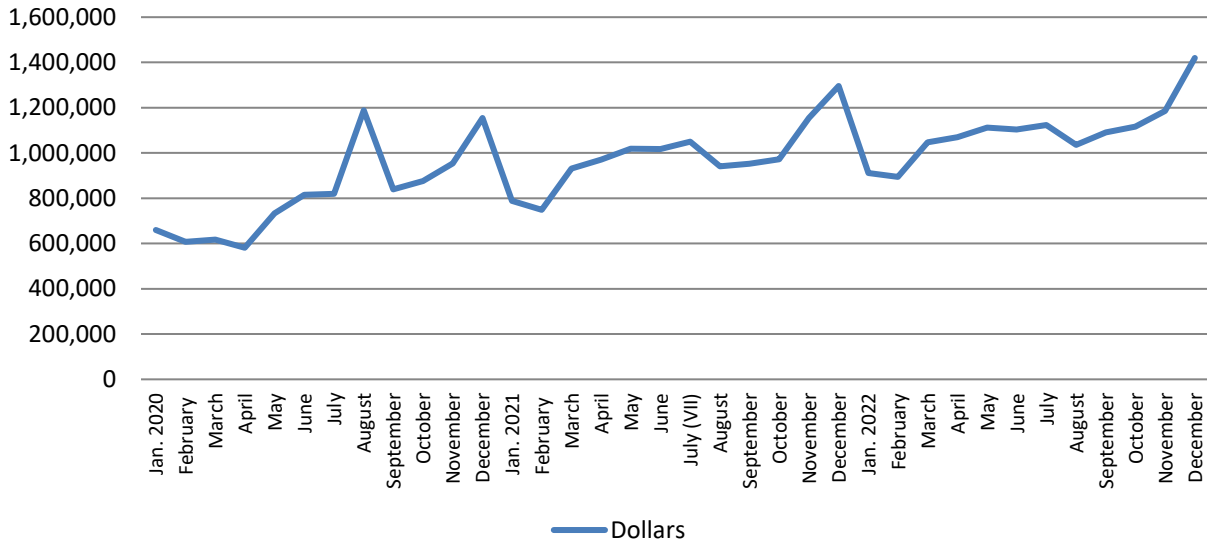
- (c) Any person who violates any provision of this section, upon conviction, shall be guilty of a misdemeanor and shall be punished by a fine and/or imprisonment in accord with the limits established in O.C.G.A. § 36-1-20, O.C.G.A. § 15-10-60 and O.C.G.A. § 16-12-171.



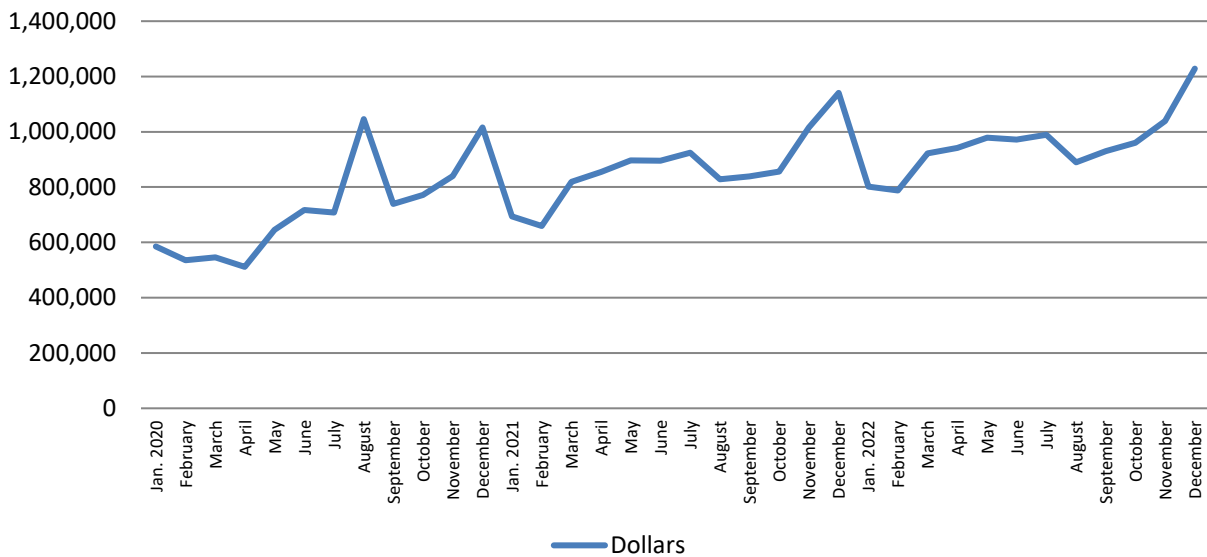
Key Indicator Report  
January 2023



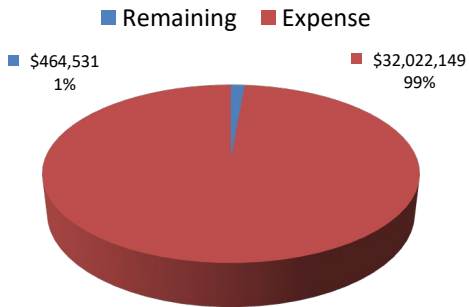
### SPLOST VI and VII COLLECTION CHART



### LOST COLLECTION CHART

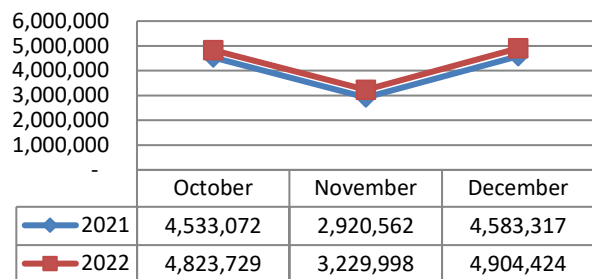


### Budget

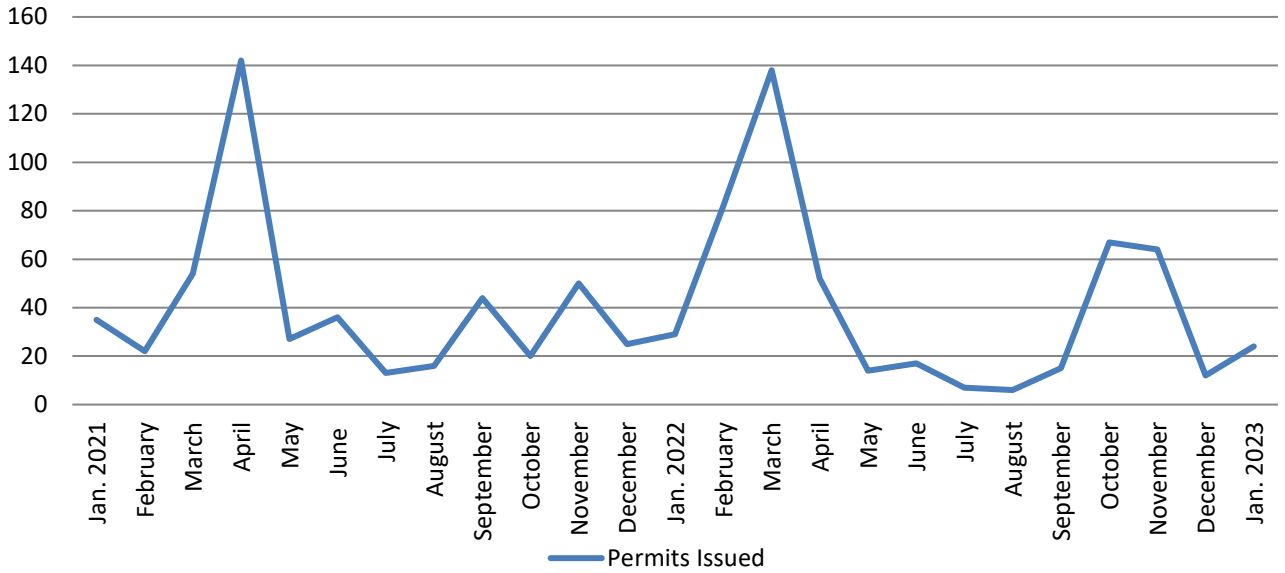


Through 12/31/2022

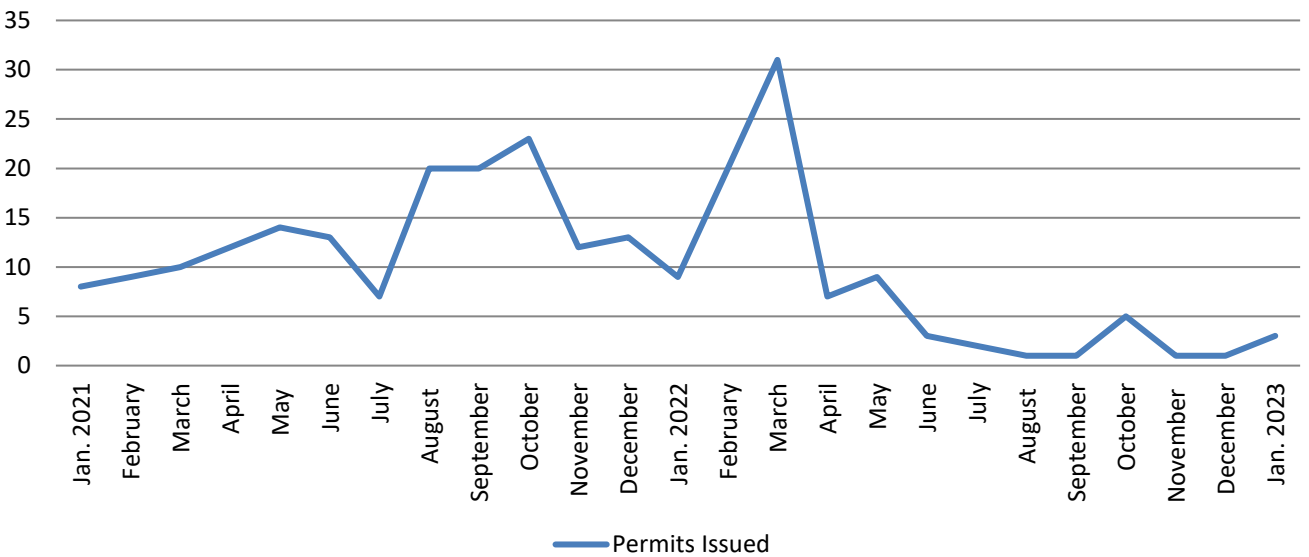
### All Revenue Per Month



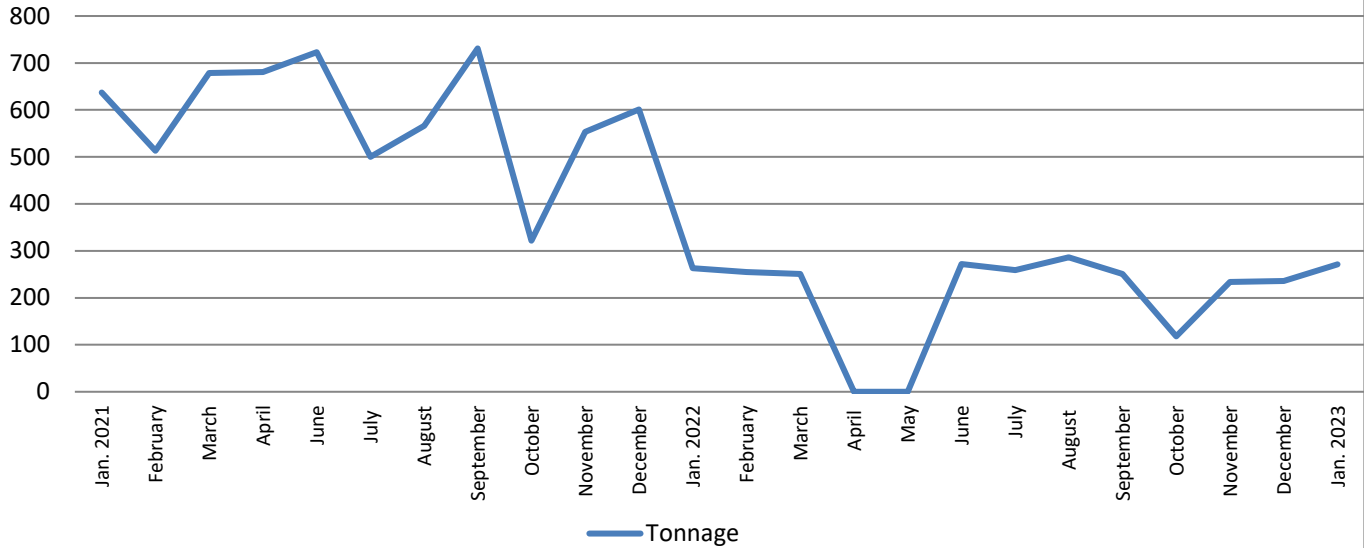
**SINGLE-FAMILY HOME BUILDING PERMITS ISSUED**



**COMMERCIAL BUILDING PERMITS ISSUED**

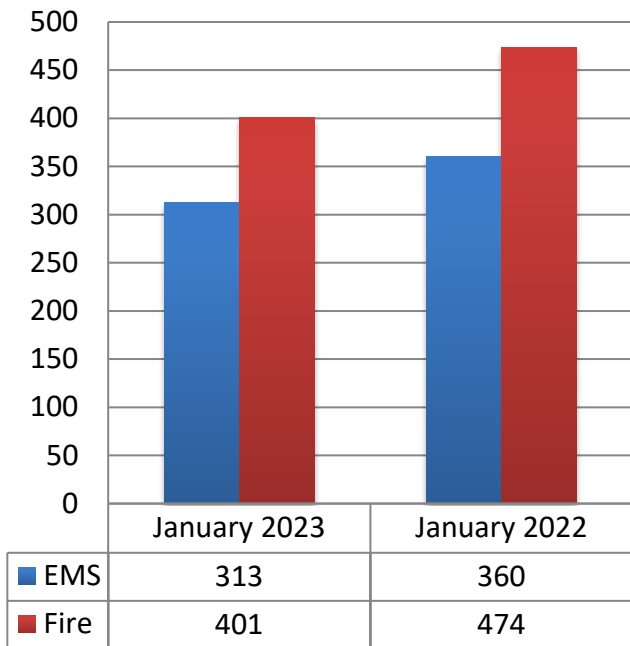


### TRANSFER STATION TONNAGE COLLECTION

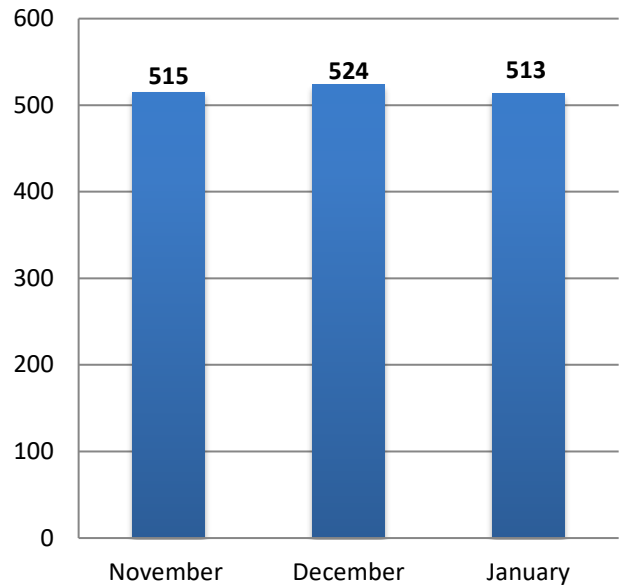


*\*No Transfer Station Tonnage Collection Report submitted for April or May 2022.*

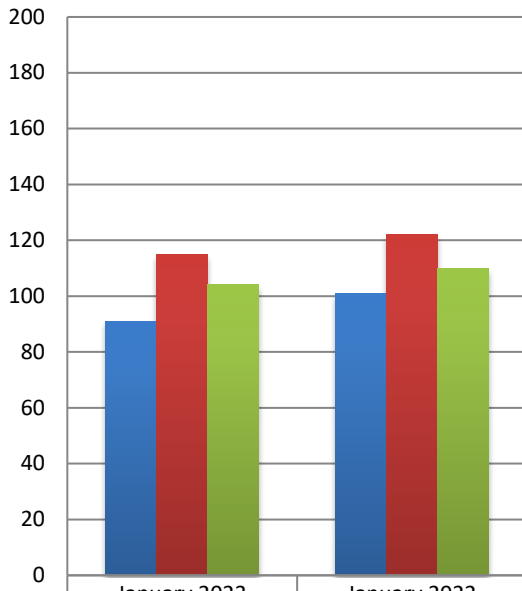
### EMS/Fire Calls for Service



### Number of County Employees



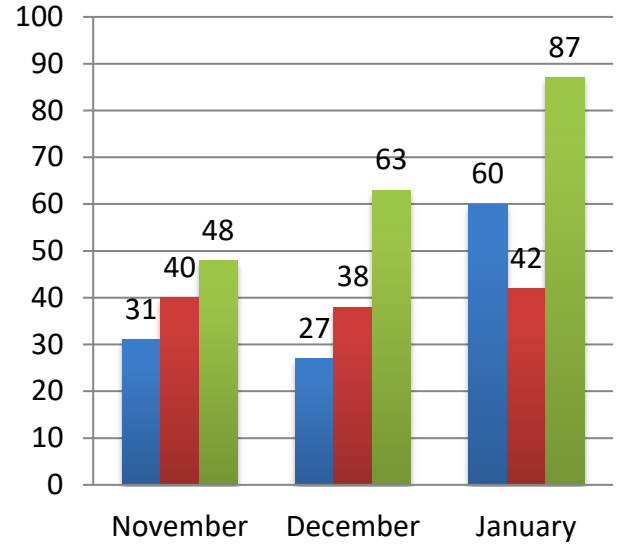
### Inmate Population



|                     |     |     |
|---------------------|-----|-----|
| Lowest Daily Count  | 91  | 101 |
| Highest Daily Count | 115 | 122 |
| Daily Average       | 104 | 110 |

### Repair Requests

■ Roads ■ Facilities ■ Fleet





## Dawson County Board of Commissioners

### Elections/Registrar Monthly Report – January 2023

- **New Applications/Transfers In: 289**
- **Changes/Duplicates: 421**
- **Cancelled/Transferred Out: 235**
- **Total Processed: 945**

### **HIGHLIGHTS**

#### **Voter Registration Projects:**

- Processing daily voter registration applications eligible between HD7 Special Election & Runoff Election.
- Set up Special Election Runoff in eNet; ballot ready.
- Prepare/process absentee by mail voting for the HD7 Special Election Runoff scheduled January 31, 2023; 6 ballots requested and received back.
- Special Election complete; absentee ballot apps, respective paperwork sent for consolidation.
- Preparing reports and balance of absentee information for the Special Election Runoff, daily.
- Completed GARVIS training in Athens January 4-6, 2023 (Glenda & Rachelle) & one day GARVIS staff training with all of office staff in Union County on January 18, 2023.

#### **Elections Projects:**

- 2022/2023 Election Calendar (called):

|                             |                      |
|-----------------------------|----------------------|
| Special Election HD7        | January 3, 2023      |
| Advanced Voting             | December 12-30, 2022 |
|                             | Saturday 12/17/22    |
| Special Election HD7 Runoff | January 31, 2023     |
| Advanced Voting             | January 23-27, 2023  |
- Held HD7 Special Election on January 3, 2023; certified on January 9, 2023.
- Began daily task list for the January 31<sup>st</sup> Special Election Runoff.
- Published Voting Schedule for voter education. Special Election & Runoff is for West Precinct voters only.
- Performed Logic & Accuracy of voting equipment for the Special Election Runoff January 19 & 20, 2023.
- Advance Voting January 23-27, 2023 for the Special Election runoff; 69 total votes.
- West precinct election supplies packed out; distributed for setup 1/30/23.
- Special Election Runoff complete & certified on February 1, 2023.
- Board of Elections members sworn into office on January 19, 2023 (began staggered terms).

#### **Highlights of plans for upcoming month:**

- Consolidate election returns, distribute respective portion to Clerk of Courts for sealed two-year retention.
- Clean up from six back-to-back elections.
- GARVIS (new voter registration system) goes live February 6, 2023
- GAVREO continuing education conference February 12-15, 2023 in Jekyll Island, GA for Board & staff.
- Board of Elections & Registration monthly meeting moved to February 23 at 9:30 a.m. Meet at 96 Academy Avenue.



## Dawson County Board of Commissioners

### Dawson County Emergency Services Monthly Report – Jan 2023

| Fire Responses | NOV | DEC | JAN |  | EMS Responses | NOV | DEC | JAN |  | EMS Revenue                    |     |             |
|----------------|-----|-----|-----|--|---------------|-----|-----|-----|--|--------------------------------|-----|-------------|
| 2021           | 366 | 437 | 338 |  | 2021          | 276 | 339 | 267 |  | 2022                           | JAN | \$90,493.91 |
| 2022           | 405 | 467 | 474 |  | 2022          | 307 | 326 | 360 |  | 2023                           | JAN | \$68,257.32 |
| 2023           | -   | -   | 401 |  | 2023          | -   | -   | 313 |  | 24.57% decrease from last year |     |             |

| Plan Review and Inspection Revenue Total |             | Business Inspections Total |                                |
|--|-------------|----------------------------|--------------------------------|
|  |             | Final Inspections          | Annual & Follow Up Inspections |
| County                                   | \$1,350 .00 | 11                         |                                |
| City                                     | \$975.00    | 3                          |                                |
|  |             | 107                        |                                |
|  |             | 14                         |                                |

| HIGHLIGHTS: Dawson County Emergency Services Projects |     |                                    |    |
|---|-----|------------------------------------|----|
| Training Hours Completed by Staff                     | 421 | Fire Investigations                | 3  |
| PR Detail   | 1   | CPR Training per Individual        | 20 |
| Smoke Detector Installations                          | 2   | Child Safety Seat Installations    | 1  |
| Search & Rescue / Water Rescue                        | 1   | DCES Plan Reviews                  | 5  |
|   |     | 3 <sup>rd</sup> Party Plan Reviews | 26 |

| Types of Fires Total – 12   |   |  |   |
|---|---|--|---|
| (11) 111-118: Structure Fire Building, Cooking, Chimney- Flue, Incinerator, Fuel Burner-Boiler  | 2 | (14) 141-143: Natural Vegetation Fire Forest, Woods, Wildland, Brush, Grass          | 4 |
| (12) 121-123: Fire in Mobile but Fixed Structure Mobile Home, Motor Home, RV, Camper, Portable Building   | 1 | (15) 151-155: Outside Rubbish Fire Rubbish, Trash, Waste, Dump, Landfills, Dumpsters | 3 |
| (13) 131-138: Mobile/Vehicle Property Fire Passenger, Road Freight, Transport, Rail, Water Vehicles, Aircraft, Campers/RV, Off Road Vehicles, Heavy Equipment | 2 | (16) 161-164: Special Outside Fire Storage, Equipment, Gas/Vapor, Mailbox            | 0 |

| Total Water Usage – 3,225 gallons |              |                |             |
|-----------------------------------|--------------|----------------|-------------|
| Etowah Water                      | 425 gallons  | Pickens County | 0 gallons   |
| City of Dawsonville               | 2500 gallons | Big Canoe      | 300 gallons |
| Forsyth County                    | 0 gallons    | Other-Cherokee | 0 gallons   |



**FACILITIES DEPARTMENT**

**MONTHLY REPORT**

**For Period Covering the Month of JANUARY 2023**

|    |  | Location              |
|----|--|-----------------------|
| 1  | Sought quote for new flooring                                | Fire Station #1       |
| 2  | Filed report and completed quote for fence damage            | Historical Courthouse |
| 3  | Continued to work on boiler repairs                          | Government Center     |
| 4  | Painted Patio  | Health Department     |
| 5  | Completed remodel  | Health Department     |
| 6  | Examined roof for leak                                       | Historical Courthouse |
| 7  | Met with representative from Gilstrap regarding new contract | Multiple              |
| 8  | Checked on sewer line installation                           | Fire Station #2       |
| 9  | Poured and tested concrete (1of2)                            | Canoe put in          |
| 10 | Repaired heater  | Fire Station #1       |
| 11 | Wired and Installed dryer                                    | Public Works          |
| 12 | Completed new room addition                                  | Clerk of Court        |
| 13 | Sought quote for gate  | Public Works          |
| 14 | Repaired generator   | Fire Station #1       |
| 15 | Repaired bathroom wall                                       | Health Department     |
| 16 | Poured and tested Concrete (2of2)                            | Canoe put in          |
| 17 | Pressure washed all propane tanks                            | Multiple              |
| 18 | Repaired propane tank regulator                              | Public Works          |
| 19 | Installed vent cap   | Historical Jail       |
| 20 | Painted new office   | Clerk of Court        |
| 21 | Overseen Preventative Maintenance for generator              | Public Works          |
| 22 | Maintained and added salt to new water system                | Fire Station #8       |
| 23 |  |                       |
| 24 |  |                       |
| 25 |  |                       |
| 26 | Total Work Orders for the month = 42                         | Facilities            |
| 27 | Total Community Service for the month = 40                   | Facilities            |

These numbers do not reflect daily/ weekly routine duties to include:

- Cutting of grass and landscape maintenance on all county properties
- Cutting of grass and landscape maintenance on all five (5) parks on the west side of county
- Cleaning of the government center and other county owned buildings, offices and facilities
- Emptying outside trash receptacles at county owned buildings
- Collecting and recycling of all county buildings, offices and facilities



## Dawson County Board of Commissioners

Facilities KIR –January 2023

- **Total Work Orders: 42**
- **Community Service Workers: 40**

### **HIGHLIGHTS:**

- Multiple boiler repairs at Government Center.
- Completed remodel at Health Department.
- Sought and Found roof leak at Historical Courthouse.
- Completed room addition at Clerk of Court.
- Repaired generator at Fire Station #1.
- Completed two concrete pours at Canoe put in.
- Wired and Installed dryer at Public Works.



# Dawson County Board of Commissioners

Finance Monthly Report – January 2023

## FINANCE HIGHLIGHTS

- **LOST Collections:** \$1,228,359 – up 7.7% compared to December 2021
- **SPLOST Collections:** \$1,419,779– up 9.5% compared to December 2021 (County = \$1,296,258 / City = \$123,521); Total SPLOST VII collections: \$19,482,523
- **TAVT:** \$222,661 – down 0.6% compared to December 2021
- **See attached Revenue and Expenditure Comparison for 2022**
- **Total County Debt:** \$1,915,000 (See attached Debt Summary)
- **Audit Status:** Auditors on site 2/13-2/16 for preliminary fieldwork and elected officials
- **EMS Billing Collections:** \$81,552.86 for December 2022; \$1,079,649 YTD
- **Budget Status:** FY 2023 Budget approved on 11/3/2022
- **Monthly Donations/Budget Increases:** \$85,882
  - Passport Fees - \$4,340
  - Donations - \$34,469
  - Pool Resurfacing Project as approved by BOC on 12/1/2022 - \$45,573
  - Sale of EMS equipment - \$1,500

## PURCHASING HIGHLIGHTS

### **Formal Solicitations**

- None

### **Informal Solicitations**

- None

### **Quotes for less than \$25,000 this month**

- Gasoline – Fleet Maintenance
- Mattresses & Covers – Emergency Svcs.
- Softball/Baseball/T-Ball Uniforms – Park & Rec

### **Purchase for less than \$25,000 that did not receive required quotes**

- None

### **Pending Projects**

- Awaiting Delivery of New Vehicles
- Radio System Upgrade
- A&E Services for E911 / EOC Building
- Electric Vehicle Chargers
- Thompson Creek Park Road Realignment

### **Work in Progress**

- Etowah River Canoe Input
- Comprehensive Upgrade of Security System
- Turf Fields at Veterans Memorial Park
- Environmental Assessment / Master Plan Update for War Hill Park
- ADA Rubber Field at Rock Creek Park

### **Future Bids**

- Install Soil Vapor Extraction System at Closed Landfill
- Inmate Banking/Commissary
- Inmate Food Services
- Construction of E911 / EOC Building

### **Future Bids – SPLOST VI**

- Pothole Patching Machine – Roads
- Water Filtration System for DCGC & DCSO – Facilities
- Capital & SPLOST Projects

### **Purchase for more than \$25,000 that did not receive required sealed bids**

- None

## Budget to Actual

|              | Actual at<br>12/31/2022 | Percent of Budget<br>Actually Collected/<br>Expended | 2022 BOC (2)<br>Approved Budget | Over(Under)<br>Approved Budget | Percentage<br>Over(Under)<br>Approved Budget |
|--------------|-------------------------|--|---------------------------------|--------------------------------|--|
| Revenue      | \$ 36,965,098           | 113.79%  | \$ 32,486,680                   | \$ 4,478,418                   | 13.79%                                       |
| Expenditures | 32,022,149              | 98.57%   | 32,486,680                      | (464,531)                      | -1.43%                                       |
|              | <u>\$ 4,942,949</u>     | <u>15.22%</u>  | <u>\$ -</u>                     | <u>\$ 4,942,949</u>            | <u>15.22%</u>                                |

**\*NOTE:** Adjustments will be made during the year-end close out. The actual revenue and expenditure totals are subject to change pending normal year-end adjustments such as accruals and results of the audit.

(1) Reporting actuals as of 12/31/2022 because revenue collections are 30 days behind. The LOST revenues for the month of December 2022 were received in January 2023.

(2) Change in total budget due to account adjustments:

|                      |                    |
|----------------------|--------------------|
| \$ 32,486,680        | Original Budget    |
| \$ 2,302,959         | Carryover Balances |
| \$ (29,833)          | January            |
| \$ 126,493           | February           |
| \$ 14,292            | March              |
| \$ 212,746           | April              |
| \$ 139,838           | May                |
| \$ 11,735            | June               |
| \$ 63,353            | July               |
| \$ 108,667           | August             |
| \$ (302,053)         | September          |
| \$ 37,026            | October            |
| \$ 265,169           | November           |
| \$ 85,882            | December           |
| <u>\$ 35,522,954</u> | Revised Budget     |

**ACTUAL COMPARISON  
JANUARY - DECEMBER 2022**

| MONTH                     | Jan                 | Feb                 | Mar               | Apr               | May               | Jun               | Jul                 | Aug               | Sep               | Oct                 | Nov               | Dec*              | YTD                 |
|---------------------------|---------------------|---------------------|-------------------|-------------------|-------------------|-------------------|---------------------|-------------------|-------------------|---------------------|-------------------|-------------------|---------------------|
| 2021 REVENUE              | 1,404,244           | 2,358,206           | 2,399,317         | 2,824,690         | 2,662,284         | 2,442,165         | 2,621,534           | 2,721,316         | 2,812,122         | 4,533,072           | 2,920,562         | 4,583,317         | 34,282,828          |
| 2022 REVENUE              | 1,404,244           | 2,524,222           | 3,048,541         | 2,719,353         | 3,025,983         | 2,816,066         | 2,706,146           | 2,889,312         | 2,873,079         | 4,823,729           | 3,229,998         | 4,904,424         | 36,965,098          |
| <b>% CHANGE</b>           | <b>0%</b>           | <b>7%</b>           | <b>27%</b>        | <b>-4%</b>        | <b>14%</b>        | <b>15%</b>        | <b>3%</b>           | <b>6%</b>         | <b>2%</b>         | <b>6%</b>           | <b>11%</b>        |                   | <b>8%</b>           |
| 2021 EXPENSE              | 1,985,299           | 2,033,065           | 2,512,136         | 2,268,779         | 2,264,957         | 2,532,193         | 3,103,383           | 2,289,953         | 2,573,384         | 2,146,187           | 2,255,732         | 3,497,579         | 29,462,647          |
| 2022 EXPENSE              | 2,256,690           | 2,645,320           | 2,154,712         | 2,356,007         | 2,584,631         | 2,655,159         | 3,039,634           | 2,546,820         | 2,585,335         | 2,502,821           | 2,668,068         | 4,026,953         | 32,022,149          |
| <b>%CHANGE</b>            | <b>14%</b>          | <b>30%</b>          | <b>-14%</b>       | <b>4%</b>         | <b>14%</b>        | <b>5%</b>         | <b>-2%</b>          | <b>11%</b>        | <b>0%</b>         | <b>17%</b>          | <b>18%</b>        |                   | <b>9%</b>           |
| <b>2022 Total Rev-Exp</b> | <b>\$ (852,446)</b> | <b>\$ (121,097)</b> | <b>\$ 893,829</b> | <b>\$ 363,347</b> | <b>\$ 441,352</b> | <b>\$ 160,907</b> | <b>\$ (333,487)</b> | <b>\$ 342,492</b> | <b>\$ 287,744</b> | <b>\$ 2,320,908</b> | <b>\$ 561,931</b> | <b>\$ 877,471</b> | <b>\$ 4,942,949</b> |

**REVENUE**  
 YTD 2021 34,282,828  
 YTD 2022 36,965,098  
 % Changed 7.82%

**EXPEDITURES**  
 YTD 2021 29,462,647  
 YTD 2022 32,022,149  
 % Changed 8.69%

**\*NOTE:** Adjustments will be made during the year-end close out. The actual revenue and expenditure totals are subject to change pending normal year-end adjustments such as accruals and results of the audit.

DAWSON COUNTY LOST COLLECTION ANALYSIS

| LOST COLLECTIONS BY SALES MONTH | 2021                 |                     |         |                      |           |        |                   |                    |           | 2022                 |                     |       |                    |          |       |                   |                    |       |
|---------------------------------|----------------------|---------------------|---------|----------------------|-----------|--------|-------------------|--------------------|-----------|----------------------|---------------------|-------|--------------------|----------|-------|-------------------|--------------------|-------|
|                                 | TAVT                 |                     |         | TOTAL OF LOST & TAVT |           |        | TAVT              |                    |           | TOTAL OF LOST & TAVT |                     |       |                    |          |       |                   |                    |       |
|                                 | 2021 LOST            | \$ CHANGE           | %CHANGE | TAVT                 | \$ CHANGE | %      | \$ CHANGE         | % CHANGE           | 2022 LOST | \$ CHANGE            | %CHANGE             | TAVT  | \$ CHANGE          | TAVT     | %     | \$ CHANGE         | % CHANGE           |       |
| JANUARY                         | 693,527              | 108,451             | 18.54%  | 190,308              | (7,472)   | -3.8%  | 883,834           | 100,979            | 12.90%    | 801,629              | 108,102             | 15.6% | 180,716            | (9,592)  | -5.0% | 982,344           | 98,510             | 11.1% |
| FEBRUARY                        | 659,451              | 124,300             | 23.23%  | 181,007              | 18,129    | 11.1%  | 840,458           | 142,429            | 20.40%    | 787,733              | 128,281             | 19.5% | 211,339            | 30,332   | 16.8% | 999,071           | 158,613            | 18.9% |
| MARCH                           | 819,160              | 272,988             | 49.98%  | 246,536              | 82,968    | 50.7%  | 1,065,696         | 355,956            | 50.15%    | 921,813              | 102,653             | 12.5% | 265,697            | 19,162   | 7.8%  | 1,187,510         | 121,814            | 11.4% |
| APRIL                           | 854,327              | 342,780             | 67.01%  | 218,835              | 115,530   | 111.8% | 1,073,162         | 458,310            | 74.54%    | 941,923              | 87,597              | 10.3% | 229,378            | 10,543   | 4.8%  | 1,171,301         | 98,140             | 9.1%  |
| MAY                             | 896,340              | 250,384             | 38.76%  | 218,332              | 53,839    | 32.7%  | 1,114,672         | 304,223            | 37.5%     | 979,020              | 82,680              | 9.2%  | 201,163            | (17,169) | -7.9% | 1,180,183         | 65,510             | 5.9%  |
| JUNE                            | 895,943              | 178,263             | 24.84%  | 217,706              | 24,427    | 12.6%  | 1,113,649         | 202,690            | 22.3%     | 971,752              | 75,809              | 8.5%  | 223,626            | 5,920    | 2.7%  | 1,195,378         | 81,729             | 7.3%  |
| JULY                            | 923,876              | 215,975             | 30.51%  | 188,197              | 16,992    | 9.9%   | 1,112,073         | 232,966            | 26.5%     | 989,009              | 65,133              | 7.0%  | 229,143            | 40,946   | 21.8% | 1,218,151         | 106,079            | 9.5%  |
| AUGUST                          | 828,631              | (217,553)           | -20.79% | 213,580              | 42,368    | 24.7%  | 1,042,211         | (175,185)          | -14.4%    | 889,581              | 60,950              | 7.4%  | 268,425            | 54,845   | 25.7% | 1,158,006         | 115,795            | 11.1% |
| SEPTEMBER                       | 838,437              | 99,416              | 13.45%  | 213,535              | 40,085    | 23.1%  | 1,051,973         | 139,501            | 15.3%     | 929,863              | 91,426              | 10.9% | 234,084            | 20,549   | 9.6%  | 1,163,947         | 111,975            | 10.6% |
| OCTOBER                         | 856,016              | 84,564              | 10.96%  | 220,277              | 35,162    | 19.0%  | 1,076,293         | 119,726            | 12.5%     | 960,562              | 104,545             | 12.2% | 201,181            | (19,096) | -8.7% | 1,161,743         | 85,449             | 7.9%  |
| NOVEMBER                        | 1,015,873            | 176,041             | 20.96%  | 171,995              | (9,219)   | -5.1%  | 1,187,868         | 166,821            | 16.3%     | 1,038,501            | 22,628              | 2.2%  | 204,664            | 32,669   | 19.0% | 1,243,164         | 55,297             | 4.7%  |
| DECEMBER                        | 1,140,733            | 125,241             | 12.33%  | 223,920              | 33,613    | 17.7%  | 1,364,654         | 158,853            | 13.2%     | 1,228,359            | 87,626              | 7.7%  | 222,661            | (1,259)  | -0.6% | 1,451,020         | 86,367             | 6.3%  |
| Prorata Distribution(June)      | 1,144                | 538                 | 88.67%  |                      |           |        |                   |                    | 2,026     | 882                  | 77.1%               |       |                    |          |       |                   |                    |       |
| Prorata Distribution(Dec.)      | 692                  | (409)               | -37.14% |                      |           |        |                   |                    | 3,034     | 2,343                | 338.7%              |       |                    |          |       |                   |                    |       |
| <b>TOTAL</b>                    | <b>\$ 10,424,150</b> | <b>\$ 1,760,979</b> |         | <b>\$2,504,229</b>   |           |        | <b>12,926,543</b> | <b>\$2,207,269</b> |           | <b>\$ 11,444,804</b> | <b>\$ 1,020,655</b> |       | <b>\$2,672,077</b> |          |       | <b>14,111,820</b> | <b>\$1,185,278</b> |       |

|                  |               |
|------------------|---------------|
| FY22 LOST & TAVT | 14,111,820    |
| FY21 LOST & TAVT | \$ 12,926,543 |
| FY20 LOST & TAVT | \$ 10,720,980 |
| FY19 LOST & TAVT | \$ 9,755,416  |
| FY18 LOST & TAVT | \$ 8,871,741  |
| FY17 LOST & TAVT | \$ 8,094,043  |
| FY16 LOST & TAVT | \$ 7,147,120  |
| FY15 LOST & TAVT | \$ 7,024,812  |
| FY14 LOST & TAVT | \$ 6,771,602  |
| FY13 LOST & TAVT | \$ 6,287,973  |
| FY12 CONVERTED   | \$ 5,763,005  |
| FY12             | \$ 5,632,027  |
| FY11             | \$ 5,244,606  |
| FY10             | \$ 4,939,542  |
| FY09             | \$ 4,789,221  |
| FY08             | \$ 5,015,881  |
| FY07             | \$ 5,621,760  |
| FY06             | \$ 5,608,446  |
| FY05             | \$ 4,426,013  |
| FY04             | \$ 3,527,663  |

| BELOW FIGURES INCLUDE |              |                     |              |
|-----------------------|--------------|---------------------|--------------|
| TAVT CALCULATIONS     |              |                     |              |
| FY21 ACTUAL TO DATE   | \$10,424,150 | FY21 ACTUAL TO DATE | \$12,926,543 |
| FY22 ACTUAL TO DATE   | \$11,444,804 | FY22 ACTUAL TO DATE | \$14,111,820 |
| \$ DIFFERENCE         | 1,020,655    | \$ DIFFERENCE       | 1,185,278    |
| % DIFFERENCE          | 9.8%         | % DIFFERENCE        | 9.2%         |

| SPLOST 6                          |                     |                     |                   |          |      |  |
|-----------------------------------|---------------------|---------------------|-------------------|----------|------|--|
| SPLOST COLLECTIONS BY SALES MONTH | Total Actual        | County              | City (15%)        | % Change | 2021 | 2021 Actuals vs. Projections                               |
|                                   | 2021                | (85%)               |                   | 2021     |      |  |
| JANUARY                           | 787,979             | 669,783             | 118,197           | 19.44%   |      |  |
| FEBRUARY                          | 749,380             | 636,973             | 112,407           | 23.27%   |      |  |
| MARCH                             | 930,667             | 791,067             | 139,600           | 50.84%   |      | Total SPLOST VI projection of \$46 million reached in 2020 |
| APRIL                             | 970,671             | 825,071             | 145,601           | 66.97%   |      |  |
| MAY                               | 1,018,430           | 865,666             | 152,765           | 38.75%   |      |  |
| JUNE                              | 1,017,979           | 865,282             | 152,697           | 24.84%   |      |  |
| JULY                              |                     |                     |                   |          |      |  |
| AUGUST                            |                     |                     |                   |          |      |  |
| SEPTEMBER                         |                     |                     |                   |          |      |  |
| OCTOBER                           |                     |                     |                   |          |      |  |
| NOVEMBER                          |                     |                     |                   |          |      |  |
| DECEMBER                          |                     |                     |                   |          |      |  |
| Prorata Distribution (June)       | 1,304               | 1,108               | 196               | 89.7%    |      |  |
| Prorata Distribution (Dec.)       |                     |                     |                   |          |      |  |
| SPLOST Jet Fuel Tax (July)        |                     |                     |                   |          |      |  |
| <b>TOTAL</b>                      | <b>\$ 5,476,412</b> | <b>\$ 4,654,950</b> | <b>\$ 821,462</b> |          |      |  |

| SPLOST 7            |                     |             |          |                      |                      |                     |          |
|---------------------|---------------------|-------------|----------|----------------------|----------------------|---------------------|----------|
| Total Actual        | County              | City (15%)  | % Change | 2022                 |                      |                     |          |
|                     |                     |             |          | Total Actual         | County               | City                | % Change |
| 2021                | (85%)               |             | 2021     | 2022                 |                      |                     |          |
|                     |                     |             |          | 910,941              | 910,941              |                     | 15.6%    |
|                     |                     |             |          | 894,728              | 894,728              |                     | 19.4%    |
|                     |                     |             |          | 1,047,001            | 327,247              | 719,754             | 12.5%    |
|                     |                     |             |          | 1,070,088            | 264,626              | 805,462             | 10.2%    |
|                     |                     |             |          | 1,111,923            | 1,015,185            | 96,737              | 9.2%     |
|                     |                     |             |          | 1,103,941            | 1,007,898            | 96,043              | 8.4%     |
| 1,049,558           | 1,049,558           |             | 28.14%   | 1,123,275            | 1,025,550            | 97,725              | 7.0%     |
| 941,469             | 941,469             |             | -20.80%  | 1,035,395            | 945,315              | 90,079              | 10.0%    |
| 952,448             | 952,448             |             | 13.45%   | 1,090,858            | 995,953              | 94,905              | 14.5%    |
| 972,563             | 972,563             |             | 10.95%   | 1,116,256            | 1,019,142            | 97,114              | 14.8%    |
| 1,154,214           | 1,154,214           |             | 20.95%   | 1,185,502            | 1,082,363            | 103,139             | 2.7%     |
| 1,296,045           | 1,296,045           |             | 12.32%   | 1,419,779            | 1,296,258            | 123,521             | 9.5%     |
|                     |                     |             |          | 2,305                | 2,104                | 200                 |          |
| 787                 | 787                 |             |          | 3,448                | 3,148                | 300                 |          |
| <b>\$ 6,367,083</b> | <b>\$ 6,367,084</b> | <b>\$ -</b> |          | <b>\$ 13,115,440</b> | <b>\$ 10,790,459</b> | <b>\$ 2,324,980</b> |          |

Total Collections (%)  
County City

78.83% 21.17%

2015 \$ 3,665,116  
 2016 \$ 7,064,885  
 2017 \$ 7,913,104  
 2018 \$ 8,587,749  
 2019 \$ 9,226,607  
 2020 \$ 9,849,401  
 2021 \$ 5,476,412  
**Total SPLOST 6 Collections to date: \$51,783,273**

2021 \$ 6,367,083  
 2022 \$ 13,115,440  
 2023  
 2024  
 2025  
 2026  
 2027  
**Total SPLOST 7 Collections to date: \$ 19,482,523**  
 Less (for calculating percentages) \$ (8,500,000)  
 \$ 10,982,523

**DAWSON COUNTY  
DEBT SCHEDULE**

1/31/2023

| DEBT DESCRIPTION | BANK/PAYEE                | CURRENT SOURCE OF PAYMENT | DEBT ORIGINATION DATE | DUE DATE OF FINAL PMT | PRINCIPAL BAL AT 12/31/2022 | NEW LOANS IN 2023 | 2023 PMTS TO DATE |          | BALANCE DUE     | PENDING 2023 PAYMENTS |              | PROJECTED BAL AT 12/31/2023 | NOTES  |
|------------------|---------------------------|---------------------------|-----------------------|-----------------------|-----------------------------|-------------------|-------------------|----------|-----------------|-----------------------|--------------|-----------------------------|--|
|                  |                           |                           |                       |                       |                             |                   | PRINCIPAL         | INTEREST |                 | PRINCIPAL             | INTEREST     |                             |  |
| 2012 EWSA Bonds  | Community & Southern Bank | General Fund              | 5/14/2012             | 3/1/2027              | 1,915,000.00                | -                 |                   |          | 1,915,000.00    | 290,000.00            | 52,392.00    | 1,625,000.00                | Partial defeasement of bonds in April 2012 reduced principal by \$1,525,000. Refunded Bonds and received lower interest rate of 2.96% on 5/14/2012. Interest due semi-annually on March 1 and Sept. 1. |
| <b>Totals</b>    |                           |                           |                       |                       | \$ 1,915,000.00             | \$ -              | \$ -              | \$ -     | \$ 1,915,000.00 | \$ 290,000.00         | \$ 52,392.00 | \$ 1,625,000.00             |  |



## Dawson County Board of Commissioners

### Fleet Maintenance and Fuel Center Monthly Report – January 2023

#### FLEET

- **Preventative Maintenance Performed: 35**
- **Tires Mounted: 14**
- **Repair Orders Completed: 87**
- **Labor Hours: 382.50**
- **Labor Cost Savings: \$ 21,037.50**  
(Comparison of the Fleet Maintenance rate of \$25.00 per labor hour to outsourced vendors rate of \$80.00 per labor hour)
- **Parts Cost Savings: \$ 1,813.00**  
(Comparison of Dawson County's parts discounts to outsourced markup; average 20%)
- **Total Cost Savings for Jan: \$ 22,850.50**

#### FUEL CENTER

- **Average Fuel Center Price Per Gallon:**

Gasoline: \$ 2.57

Diesel: \$ 3.15

#### **Fuel Center Usage - Dawson County and Board of Education**

Gasoline: 14,833.7 gallons; 931 transactions

Diesel: 6,211.8 gallons; 147 transactions

- **Fuel Center Usage - Etowah Water and City of Dawsonville**

Gasoline: 1,143.9 gallons; 63 transactions

Diesel: 566.7 gallons; 22 transactions

**Revenue from Etowah Water and City of Dawsonville: \$85.53**

#### HIGHLIGHTS:

- Fleet Services had a busy January with 87 work orders and over 380 labor hours.



## Dawson County Board of Commissioners

### Human Resources Department Key Indicator Monthly Report – January 2023

#### **POSITION CONTROL**

- Positions approved by BOC: 599
- # of filled F/R Positions: 324
- # of filled F/T Positions: 1
- # of filled Grant Funded Positions: 13
- # of filled P/R Positions: 54
- # of filled P/T Positions: 67
- # of Supplemental Positions: 55
- # of Vacant Positions: 85
- #of Frozen Positions: 23
- % of Budgeted/Actual Positions: 85.81%

#### **ADDITIONAL INFORMATION**

FMLA/LOA/Military tracking: 0/3/0  
Unemployment Claims received: 0  
Property & Liability Claims: New: 2 - Open: 8  
Worker's Compensation Claims: New: 0 - Open:10  
Performance Evaluations received: 6  
ACCG Retirement Reporting: 14  
Insurance & Benefits Uploads: 22  
Insurance & Benefits Member Assistance: 14  
Records Request: 14  
Events/Training: 1/6

#### **HIGHLIGHTS**

##### **Positions Advertised/Posted: 10**

- Emergency Services- Division Chief Fire Marshal- 1
- Emergency Services- Firefighter/EMT- 2
- Emergency Services- Firefighter/PARA- 2
- Emergency Services- Fire Inspector- 1
- Emergency Services- Volunteer Firefighter- 14
- Public Works- Roads Operator I- 1
- Public Works- Roads Operator III- 4
- Public Works- Transfer Station Operator II- 2
- Public Works- Director- 4
- Facilities- Part Time Custodian- 1
- Other – 1

##### **Applications Received: 33**

##### **New Hires added into system: 13**

- George Agisotelis- Sheriff's Office- Detention Officer
- Jerry Townley- Planning Commission- Board Member
- Ward Slaton- Parks & Recreation- Parks Maintenance Worker
- Abby Sanders- Tax Assessor- Administrative Specialist
- Christy Brookshire- Superior Court- Certified Legal Assistant
- Alexa Bruce- Board of Commissioners- Commissioner
- Seth Stowers- Board of Commissioners- Commissioner
- Lindsay Burton- Superior Court- Judge
- Kyle Bowland- District Attorney- Assistant District Attorney
- Anita Bearden- Senior Services- PT Meals on Wheels Delivery Driver
- Chandler Miller- IT- IT Technician
- Mary Farris- Sheriff's Office- Detention Officer
- Ryan Leach- Emergency Services- Firefighter/EMT

**Promotions/Demotions: 2**  
**Insurance & Benefits: 10**

**Transfers:7**  
**Evaluations: 276**

**Re-Classed: 0**   **General Personnel/Payroll Updates: 21**  
**Longevity: 28**

**January Total (New Hires – Changes – Terms): 383   Changes during PP 1 & PP2.**



### **Termination/Resignation/Retirement Processed: 25**

- Vickie Dowdy- Superior Court- Certified Legal Assistant
- Timothy Bennett- Planning Commission- Board Member
- Casi Bailey- Emergency Services- Part Time Firefighter/Paramedic
- William Cain- Senior Services- Part Time Meals on Wheels Delivery Driver
- Michener Long- Sheriff's Office- Lieutenant
- James Tim Satterfield- Board of Commissioners- Commissioner
- Sharon Fausett- Board of Commissioners- Commissioner
- Alondra Fierro- Superior Court- Transferred to Hall County
- Davida Simpson- Superior Court- Transferred to Hall County
- Susan Ray- Superior Court- Transferred to Hall County
- Elizabeth Matthews- Superior Court- Transferred to Hall County
- Ella Whelchel- Superior Court- Transferred to Hall County
- Trina Swan- Superior Court- Transferred to Hall County
- Wendy Burton- Superior Court- Transferred to Hall County
- Sandy Harkins- Superior Court- Transferred to Hall County
- Donna Nordan- Superior Court- Transferred to Hall County
- Amberlie Saxton- IT- IT Technician
- Joshua Rogers- Sheriff's Office- School Resource Officer (Sgt)
- Stephen Daniel Hollaway- Sheriff's Office- Detention Officer
- Christopher Lohmuller- Emergency Services- Firefighter/Paramedic
- Debra Vaughn- Elections & Registration- Voter Services Specialist
- James Wiggins- Coroner- Deputy Coroner
- Matthew Webb- Sheriff's Office- Patrol Deputy
- Andrew Long- Emergency Services- Part Time Firefighter/EMT
- William Kerdsomeboone- Emergency Services- Firefighter/EMT

### **Additional Highlights:**

- **Processing of late entry 2022 Employee Evaluations including corrections to prior submissions**
- **Received and processed PAFs for all 2022 Employee Evaluations Merit Increase.**
- **Initiated program installation and tracking for Longevity payouts.**
- **Began transfer of operations to Mark III (update to employee benefit coding and demographics; marketing materials review, update and installation; transition of power for billing services and reconciliation practices; building out of employee enrollment and engagement portal; rescheduling of benefit sessions to accommodate new staff and availability.)**
- **Organization and scheduling of March Employee Health & Wellbeing Fair**
- **ACA reporting for 1095-C reconciliation and distribution (for MedCom) – reporting process not completed by NFP at end of year.**
- **Manual creation and update of 2023 Position Control.**



## Dawson County Board of Commissioners

Information Technology –January 2023

- **Calls for Service: 162**
- **Service Calls Completed: 162**

### **Highlights**

- Assembly room upgrades almost complete with training
- Wired network infrastructure upgrade equipment beginning to arrive and starting scheduling
- New IT staff member starts, Chandler Miller
- Generator issues at Fire Station 1 – assisting facilities
- Replacing courtroom cameras with FCC cyber security approved cameras - with Hall Co Courts IT
- COVID related challenges met and overcome.
- 2023 Departments Planning
- Website challenges with CivicPlus – SLOWLY getting somewhere. They are inexcusably slow in their support response.

**Marshal's Office 2023 Monthly Report**

| Activity   | JAN           | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEP | OCT | NOV | DEC | Total Activities / Revenues |
|--|---------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----------------------------|
| <b>Total Ongoing Cases - Code and Animal</b>               | <b>197</b>    |     |     |     |     |     |     |     |     |     |     |     | <b>197</b>                  |
| <b>New Code Cases</b>                                      | 69            |     |     |     |     |     |     |     |     |     |     |     | 69                          |
| Code Cases Closed  | 46            |     |     |     |     |     |     |     |     |     |     |     | 46                          |
| New Soil and Erosion Cases (Inclusive in new cases)        | 5             |     |     |     |     |     |     |     |     |     |     |     | 5                           |
| New Prop Maint./Solid Waste Cases (Inclusive in new cases) | 35            |     |     |     |     |     |     |     |     |     |     |     | 35                          |
| Illegal Signs Removed                                      | 52            |     |     |     |     |     |     |     |     |     |     |     | 52                          |
| Vape Audits  | 26            |     |     |     |     |     |     |     |     |     |     |     | 26                          |
| Code Enforcement <b>STOP Work Orders/ Citations</b>        | 12            |     |     |     |     |     |     |     |     |     |     |     | 12                          |
| Court Cases - Code Enforcement                             | 1             |     |     |     |     |     |     |     |     |     |     |     | 1                           |
| <b>New Animal Control Cases</b>                            | 44            |     |     |     |     |     |     |     |     |     |     |     | 44                          |
| <b>Animal Cases Closed</b>                                 | 58            |     |     |     |     |     |     |     |     |     |     |     | 58                          |
| Animal Cruelty Investigation                               | 1             |     |     |     |     |     |     |     |     |     |     |     | 1                           |
| Animal Bite Investigations                                 | 2             |     |     |     |     |     |     |     |     |     |     |     | 2                           |
| Animals Quarantined  | 2             |     |     |     |     |     |     |     |     |     |     |     | 2                           |
| Animals transported to HS                                  | 19            |     |     |     |     |     |     |     |     |     |     |     | 19                          |
| Animal Control Citations                                   | 1             |     |     |     |     |     |     |     |     |     |     |     | 1                           |
| Animal Control Court Cases                                 | 0             |     |     |     |     |     |     |     |     |     |     |     | 0                           |
| <b>Monthly Total On-site visits for Code and Animal</b>    | <b>312</b>    |     |     |     |     |     |     |     |     |     |     |     | <b>312</b>                  |
| New Short Term Rentals                                     | 1             |     |     |     |     |     |     |     |     |     |     |     | 1                           |
| Short Term Rental Renewals                                 | 4             |     |     |     |     |     |     |     |     |     |     |     | 4                           |
| Alcohol Pouring Permits Issued                             | 64            |     |     |     |     |     |     |     |     |     |     |     | 64                          |
| Alcohol Licenses processed                                 | 6             |     |     |     |     |     |     |     |     |     |     |     | 6                           |
| Open Record Responses                                      | 1             |     |     |     |     |     |     |     |     |     |     |     | 1                           |
| Short-term Rental Revenues                                 | 1,500.00      |     |     |     |     |     |     |     |     |     |     |     | \$ 1,500.00                 |
| Excise Tax Revenues (30)                                   | 57,094.10     |     |     |     |     |     |     |     |     |     |     |     | \$ 57,094.10                |
| Employee Alcohol Pouring Permit Revenues                   | 1,308.00      |     |     |     |     |     |     |     |     |     |     |     | \$ 1,308.00                 |
| Magistrate Revenues  | 189.00        |     |     |     |     |     |     |     |     |     |     |     | \$ 189.00                   |
| <b>STOP WORK, Dangerous Dog, Appeals Revenues</b>          | <b>400.00</b> |     |     |     |     |     |     |     |     |     |     |     | \$ 400.00                   |
| Alcohol License Revenues                                   | 29,370.00     |     |     |     |     |     |     |     |     |     |     |     | \$ 29,370.00                |

Alcohol Audits - Have not been addressed since 2021



## Dawson County Board of Commissioners

### Parks and Recreation Monthly Report – January 2023

- **Youth Sports Participants:**
  - January 2023: 1,662 – up 24.6% compared to same month last year
  - YTD 2023: 1,662 – up 24.6% compared to last year
- **Facility Rentals/Bookings/Scheduled Use:**
  - January 2023: 1,425 – up 11.1% compared to same month last year
  - YTD 2023: 1,425 – up 11.1% compared to last year
- **Adult and Youth Wellness and Specialty Program Participation:**
  - January 2023: 687 – up 38.5% compared to same month last year
  - YTD 2023: 687 – up 38.5% compared to last year
- **Total Customers Served:**
  - January 2023: 3,774 – up 35.9% compared to same month last year
  - YTD 2023: 3,774 – up 35.9% compared to last year

### **HIGHLIGHTS**

#### **Park Projects:**

- The river entry replacement project at River Park Canoe Put-in is still underway and remain closed through February 10, 2023.
- The conversion of the t-ball fields at Rock Creek to an ADA field is still in progress.
- The turfing of the football field and multipurpose field at Veterans Memorial Park began late-January.
- A family restroom will be added to the Small Pavilion at Rock Creek in the upcoming months, courtesy of the Rotary Club of Dawson County.
- The baseball field upgrade project at Rock Creek Park has begun and we hope it is nearly complete.

#### **Athletic and Program Summary:**

- Adult Boot Camp, Kids Yoga, Pickleball, Tai Chi, Tennis clinics, Volleyball lessons, Yoga continue to go well.
- Travel Team activities continue to go well.
  - 17 total teams registered (baseball, softball, basketball, volleyball)

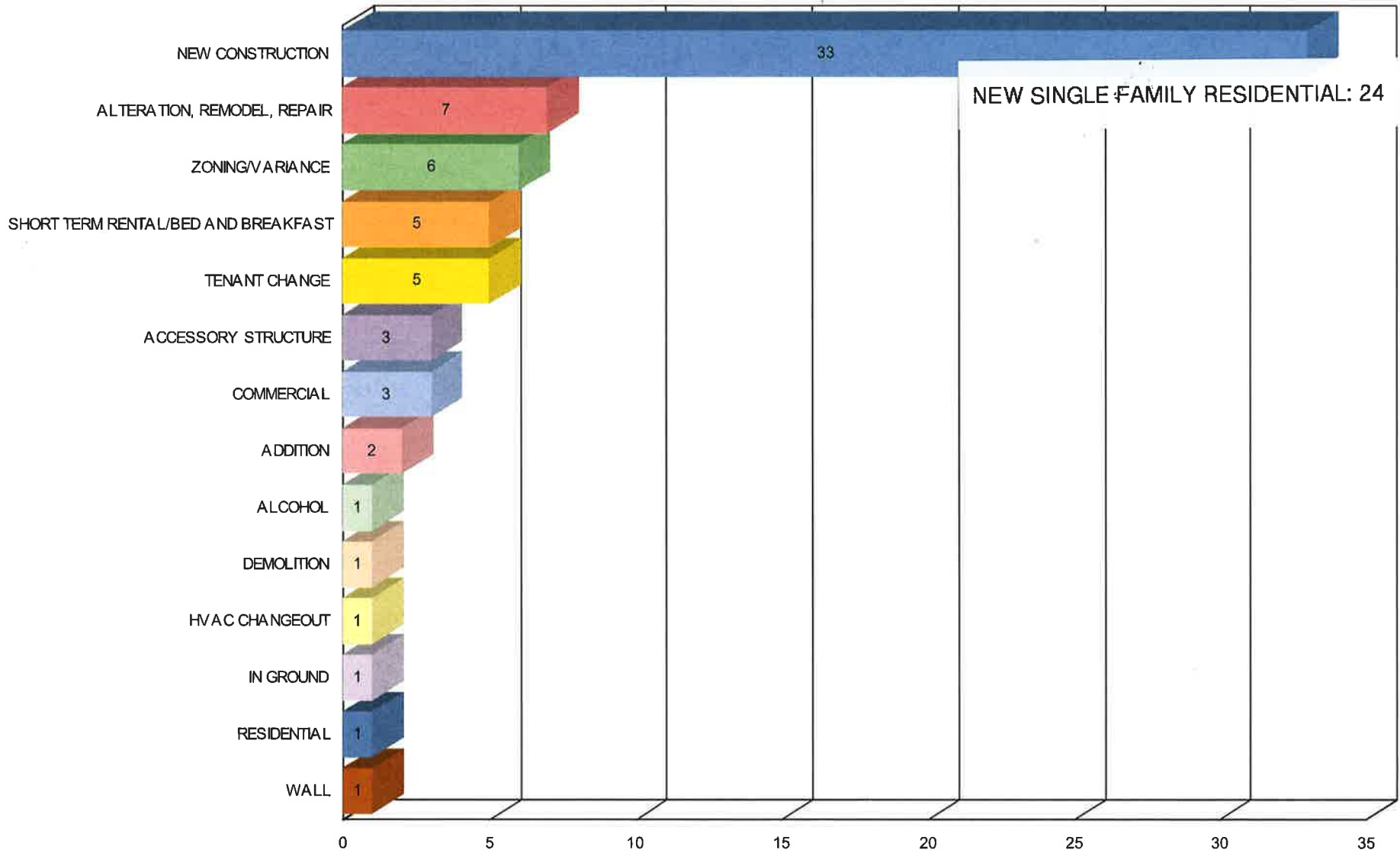
- Pickleball open play continues to go well and is growing. The demand for more courts is becoming constant.
- The EPIC program continues to meet monthly and is going great!
- Spring sports online registration began January 2, 2023. Walk-in registration began January 30, 2023 and will end February 6, 2023.
- Winter Sports (basketball/wrestling) games resumed just after Christmas/New Year's, with regular season games finishing up late-January.
- Basketball all-star teams were determined mid-January and teams practiced all through the remainder of the month in preparation for the MAC and District tournaments in February.
- The annual John Wayne Corcoran Wrestling Tournament took place January 14-15, 2023. In previous years, it was held at Rock Creek; however, due to the growth of the event, the 2023 event was held at Dawson County High School. Everything went great!

**On the Horizon:**

- Spring sports registration will end February 6, 2023.
- Spring baseball and softball player evaluations are scheduled for February 12-14, 2023.
- Spring volleyball player evaluations are scheduled for February 18, 2023.
- All spring sports practices will begin the week of February 20, 2023 after the President's Day holiday.
- War Hill Park camping opens on March 1, 2023.

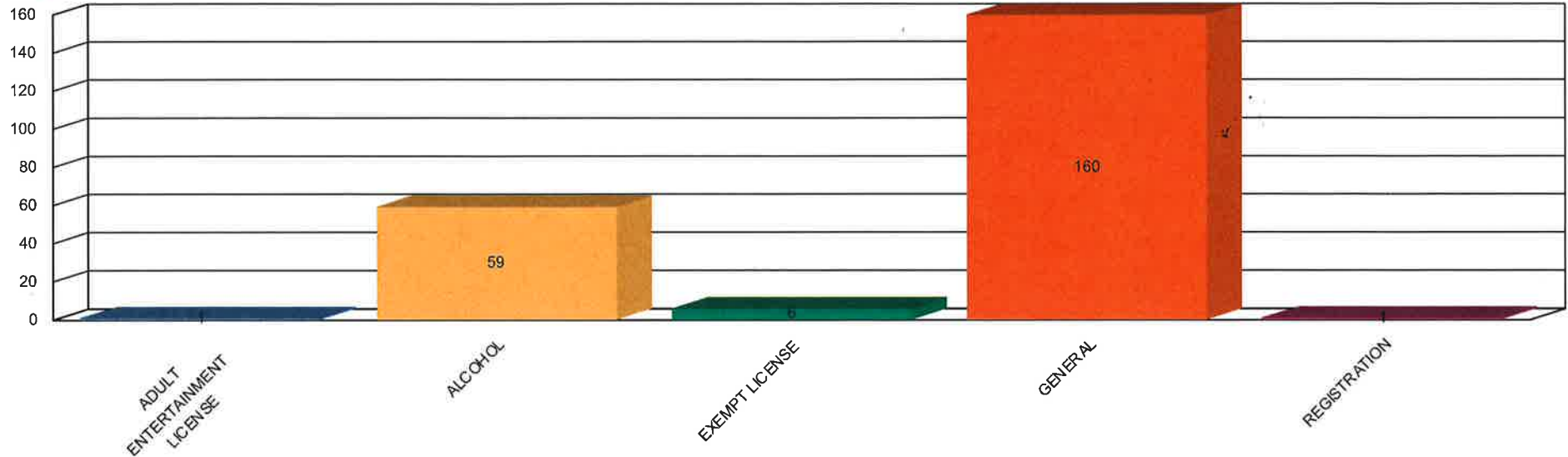


## PERMITS ISSUED BY WORK CLASS (01/01/2023 TO 01/31/2023) FOR DAWSON COUNTY, GA





## BUSINESS LICENSES ISSUED BY LICENSE TYPE (01/01/2023 TO 01/31/2023) FOR DAWSON COUNTY, GA



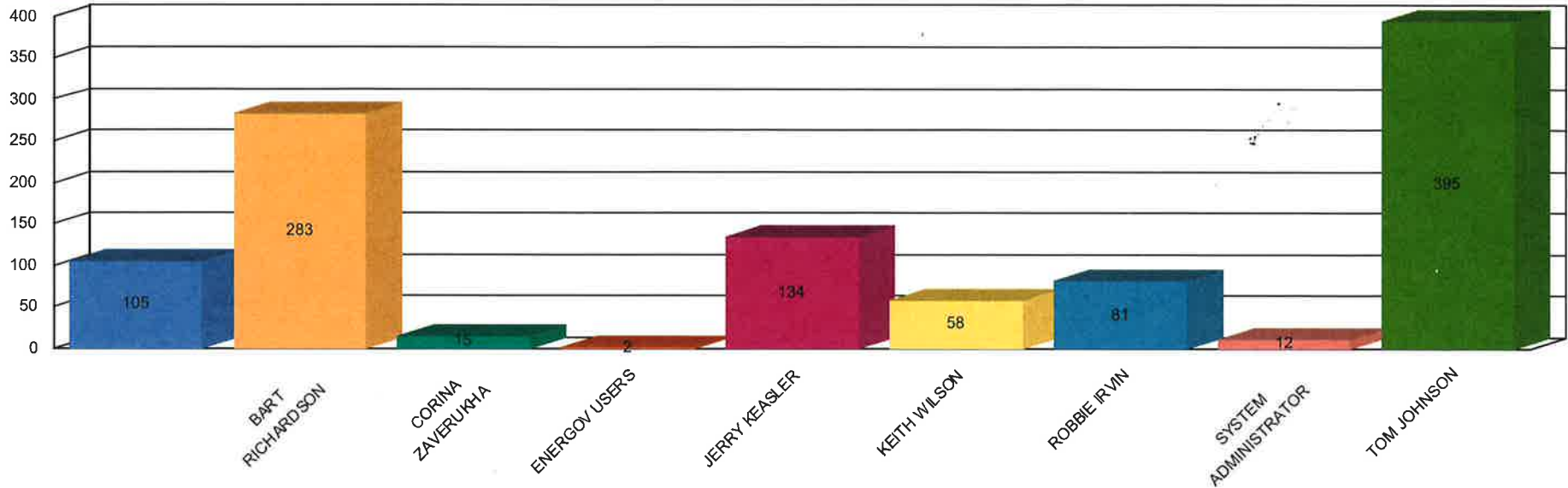
| License Number   | Type<br>DBA                               | Classification<br>Issued By           | District<br>Parcel       | Status<br>Applied Online | Company<br>Fee Total                 | Tax Year | Apply Date | Issue Date | Expire Date |
|--|---|---------------------------------------|--------------------------|--------------------------|--------------------------------------|----------|------------|------------|-------------|
| <b>ADULT ENTERTAINMENT LICENSE</b>                       |   |                                       |                          |                          |                                      |          |            |            |             |
| ADLT-12-2022-33417                                       | Adult Entertainment License<br>Gift Boxxx | Adult Entertainment<br>Layla McBrayer | Dawson County<br>107 080 | Issued<br>No             | J.G.S. Acquisitions, LLC<br>\$750.00 | 2023     | 11/14/2022 | 01/01/2023 | 12/31/2023  |
| Mailing Address: 2054 Highway 400, Dawsonville, GA 30534 |   |                                       |                          |                          |                                      |          |            |            |             |

**TOTAL LICENSES FOR ADULT ENTERTAINMENT LICENSE : 1**

| <b>ALCOHOL</b>   |                                   |  |                              |                 |  |      |            |            |            |
|--|-----------------------------------|--|------------------------------|-----------------|--|------|------------|------------|------------|
| ALCL-01-2023-33459   | Alcohol<br>Elliott Package Outlet | Retail<br>Layla McBrayer               | Dawson County<br>031 025     | Issued<br>No    | 7430 Elliott Inc<br>\$5,800.00         | 2023 | 12/20/2022 | 01/01/2023 | 01/01/2024 |
| Location Address: 7430 ELLIOTT FAMILY PARKWAY Suite 200, DAWSONVILLE, GA 30534 |                                   |  |                              |                 |  |      |            |            |            |
| ALCL-01-2023-33460   | Alcohol<br>Wild Wing Cafe         | On-Premise Consumption<br>Not Assigned | Dawson County<br>114 004 004 | Submitted<br>No | Wings of Dawsonville Inc<br>\$5,760.00 | 2023 | 12/15/2022 | 01/01/2023 | 01/01/2024 |
| Location Address: 796 HIGHWAY 400 SOUTH, DAWSONVILLE, GA 30534                 |                                   |  |                              |                 |  |      |            |            |            |
| ALCL-01-2023-33461   | Alcohol<br>Arisha Shell           | Retail<br>Layla McBrayer               | Dawson County<br>113 140     | Issued<br>No    | Arisha Shell Inc<br>\$1,300.00         | 2023 | 12/12/2022 | 01/01/2023 | 01/01/2024 |
| Location Address: 41 BIG HORN DRIVE 100, DAWSONVILLE, GA 30534                 |                                   |  |                              |                 |  |      |            |            |            |
| ALCL-01-2023-33462   | Alcohol                           | On-Premise Consumption                 | Dawson County                | Issued          | El Jinete # 7, Inc.                    | 2023 | 11/17/2022 | 01/01/2023 | 01/01/2024 |



## ALL INSPECTIONS BY ACTUAL START DATE BY INSPECTOR (01/01/2023 TO 01/31/2023) FOR DAWSON COUNTY, GA



| Inspection Number | Inspection Type<br><i>Parcel</i> | Status<br><i>Fee Total</i> | Inspector<br><i>Link Type</i> | Case Number<br><i>Linked Number</i> | Address   | Scheduled Start Date<br><i>Create Date</i> | Scheduled End Date<br><i>Requested</i> | Actual Start Date<br><i>Complete</i> | Actual End Date |
|-------------------|----------------------------------|----------------------------|-------------------------------|-------------------------------------|---|--|--|--------------------------------------|-----------------|
| 009205-2023       | Insulation                       | Passed                     |                               | C-10-21-16614                       | 3101-3308 Yukon Dr<br>, Building 3000<br>Dawsonville, GA<br>30534 |  |  | 01/04/2023                           | 01/04/2023      |
|                   | 107 319                          |                            | Permit                        | C-10-21-16614                       |   | 01/04/2023                                 | 01/04/2023                             | Yes                                  |                 |
| 009219-2023       | Insulation                       | Passed                     |                               | C-10-21-16613                       | 2101-2308 Yukon Dr<br>, Building 2000<br>Dawsonville, GA<br>30534 |  |  | 01/04/2023                           | 01/04/2023      |
|                   | 107 319                          |                            | Permit                        | C-10-21-16613                       |   | 01/04/2023                                 | 01/04/2023                             | Yes                                  |                 |
| 009227-2023       | Insulation                       | Passed                     |                               | R-3-22-17299                        | 200 Riley Cir<br>Dawsonville, GA<br>30534                         |  |  | 01/04/2023                           | 01/04/2023      |
|                   | 106 055 102                      |                            | Permit                        | R-3-22-17299                        |   | 01/04/2023                                 | 01/04/2023                             | Yes                                  |                 |





## Dawson County Board of Commissioners

### Public Works Monthly Report – January 2023

#### **ROADS:**

- Work Orders: 60
- Gravel (GAB): 519.00 Tn
- Limb ROW: 13.300 miles
- Mow ROW: 0.100 miles

#### **TRANSFER STATION:**

- Solid Waste: 270.76 Tn
- Recycling Tires: 11.16 Tn
- Recycling Scrap Metal: 14820.00 lbs.
- Firewood Loads: 17

#### **Driveway Permits: 11**

#### **PROJECT MANAGEMENT:**

##### **Elliott Road Realignment**

Direction is to field fit. Existing right-of-way is to be delineated and utilities locate/relocate. Etowah Water & Sewer Authority has located their utilities. Approximate/rough right-of-way delineation, limbing and mowing activities stopped as directed due to resident's concerns/engagement with staff. Project has been rescheduled to proceed after Dawson Forest/53 Round About project.

##### **Dawson Forest/53 Round About**

Bid was released and awarded to Vertical Earth. The county received the additional LMIG funding. We are currently working on the lighting of this round about. They will be breaking ground soon depending on weather conditions.

##### **Rock Creek River Canoe Put In**

On July 25 the request for the proposed buffer variance was approved and the public notice was published by EPD. County permit has been procured. Project to commence November 15, 2022. They broke ground the week before Thanksgiving. Due to the rain work has been on hold. We are monitoring this project daily and it is estimated to be completed at the end of February.

##### **Recycling Center Retrofit Project**

Received BOC approval for the proposed project on 08/04/2022. Earthwork and piping to accommodate compactors-containers is completed. Water and electrical service options are being considered. Maneuverability testing was successfully completed. Quotes for the retrofitting of the existing structure are planned to be acquired. Pad has been constructed for salt and firewood storage; however, cover options are under investigation. Site is currently needed to house firewood and salt thus retarding progression until after the season.

## Public Works Monthly Report – January 2023 (Continued)

### **Nix Bridge, Blue Ridge Overlook and Afton Roads Asphalt Widening**

Earth widening, clipping shoulders, and repairing base failures along the EOP as required prior to GDOT widening work has been completed. Awaiting response from GDOT contractor to coordinate and commence widening. On September 2, 2022 was notified that GDOT is scheduling to receive bids on this project. GDOT construction date: 2023.

### **Municipal Measure Program (MMP)**

Per directive, Public Works has entered into this free program in order better manage waste and recycling programs. Draft form data has been submitted and was finalized the week of July 11, 2022. Grant funding opportunities are available and are continually being pursued.

### **Shoal Creek/136 Round About**

SEI submitted final plans to GDOT on Friday, March 3<sup>rd</sup>. Dawson County received plans for our review on Tuesday, March 1<sup>st</sup>. Below is the updated Project Schedule. GDOT & Dawson County Approval-April 25, 2022. Project on hold pending GDOT Shoal Creek Bridge project.

Public Works received notification from USACE that the County would NOT require a CORPS permit for this project.

### **School Zone Warning Lights**

Met with the Board of Education on August 30, 2022 to discuss antiquated school zone warning lights. Acquired estimates to update and replace 8 existing warning lights and install 6 new warning lights at schools that have none. Working with GDOT to procure grant monies for the replacement of the existing lights and school zone pavement markings. Met with GDOT on September 6, 2022 for further discussion/guidance. GDOT processing request.

### **Veterans Park Turf Field Project**

They have broken ground on this project and it is underway.

### **Construction Inspections, Roll Tests, Monitoring**

Ongoing project interaction: Crosby Square, The Peaks of Dawsonville, Woods of Dawson, Point Grand, The Grove, Etowah Preserve, E-911 building, Sosebee Creek, Castleberry Point. Enclave, Kilough Point, Creekside at Chestatee, Strickland Brothers Oil Change.



## Dawson County Board of Commissioners

### Dawson County Senior Services Monthly Report – January 2023

#### SENIOR CENTER

- **Home Delivered Meals Served**
  - January 2023: 2,424
  - YTD 2023: 2,424
- **Congregate Meals Served**
  - January 2023: 423
  - YTD 2023: 423
- **Physical Activity Participation** (Tai Chi, Silver Sneakers, Yoga, individual fitness)
  - January 2023: 403
  - YTD 2023: 403
- **Lifestyle Management Participation** (Awareness, Prevention, Virtual Learning)
  - January 2023: 775
  - YTD 2023: 775

#### TRANSIT

- **DOT Trips Provided**
  - January 2023: 499
  - YTD 2023: 499
- **Senior Trips Provided**
  - January 2023: 591
  - YTD 2023: 591
- **# Of Miles**
  - January 2023: 9,004
  - YTD 2023: 9,004
- **Gallons of Fuel**
  - January 2023: 1,017
  - YTD 2023: 1,017

**LOST and SPLOST Collections**

Local Option Sales Tax (LOST) collections are up 7.7% for the same month in 2021 and up 9.8% for 2022 year to date. Special Purpose Local Option Sales Tax (SPLOST) collections are up 9.5% for the same month in 2021. Total SPLOST VII collections (July 2021 to present) are \$19,482,523.

December 2022 collections received in January 2023 are as follows:

|               |                    |
|---------------|--------------------|
| <b>LOST</b>   | <b>\$1,228,359</b> |
|               |                    |
| <b>SPLOST</b> | <b>\$1,419,779</b> |
| County        | \$1,296,258        |
| City          | \$123,521          |

**Items Approved by the Interim County Manager Since Last Report**

|                            |                    |  |                       |                    |                                       |   |
|----------------------------|--------------------|--|-----------------------|--------------------|---------------------------------------|---|
| C. C. Walls                | Fleet              | Heavy Truck Maintenance and Repair                 | IFB                   | Contract           | Various - dependent upon service type | Funding Source – Fleet Regular Operating Budget               |
| Gilstrap Exterminating     | Facilities         | Addition of Two Buildings for Pest Control         | Contract              | Contract Amendment | Annual pest control - \$288           | Funding Source – Various Departments’ Regular Operating Funds |
| HEC Construction Solutions | Parks & Recreation | Rock Creek Ballfields Renovations                  | IFB                   | Contract           | \$149,989.50                          | Funding Source – SPLOST VI Funds                              |
| Ten-8 and TNT Rescue       | EMS                | Rescue Spreader, Force C-Cutter and Telescopic Ram | Cooperative Agreement | Purchase Order     | \$30,345                              | Funding Source – SPLOST VI Funds                              |

|                       |                |  |  |                           |            |  |
|-----------------------|----------------|--|--|---------------------------|------------|--|
| Lenco Armored Vehicle | Sheriff Office | BearCat G3 SWAT Vehicle                                      | Cooperative Agreement  | Purchase Order            | \$285,271  | Funding Source – SPLOST VII Funds              |
| CDW-G                 | EMS            | 4-Surface Pro 7+ iPads, Covers with Keyboard and Stylus Pens | Cooperative Agreement  | Purchase Order            | \$4,254.84 | Funding Source – State of Georgia Trauma Grant |
| Wade Ford             | EMS            | 2023 F550  | Cooperative Agreement  | Purchase Order            | \$71,030   | Funding Source – SPLOST VI Funds               |
| Akins Ford            | EMS            | 2022 Ford Escape S   | Cooperative Agreement  | Purchase Order            | \$27,793   | Funding Source – SPLOST VI Funds               |
| Tanner Hoskins        | EMS            | Design of Security System - Fire Station 1                   | Professional Exemption - Current A&E for Government Center and Law Enforcement Center Security System Upgrades | Agreement/ Purchase Order | \$4,000    | Funding Source – SPLOST VI Funds               |