PUTNAM COUNTY BOARD OF COMMISSIONERS



117 Putnam Drive, Suite A ◊ Eatonton, GA 31024

Public Hearing/Called Meeting Agenda Friday, November 2, 2018 \$\dirtimes 9:00 AM Putnam County Administration Building — Room 204

Opening

1. Welcome - Call to Order

Zoning Public Hearing

2. Request by Alan W. McDade, agent for Lawson J. & Carolyn W. McDade to rezone 12.46 acres at 142 McDade Road from AG-1 to AG-2 [Map 053, Part of Parcel 023, District 4] (staff-P&D)

Closing

3. Adjournment

The Board of Commissioners reserves the right to continue the meeting to another time and place in the event the number of people in attendance at the meeting, including the Board of Commissioners, staff, and members of the public exceeds the legal limits. The meeting cannot be closed to the public except by a majority vote of a quorum present for the meeting. The board can vote to go into an executive session on a legally exempt matter during a public meeting even if not advertised or listed on the agenda. Individuals 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 or the facilities are required to contact the ADA Compliance Officer, at least three business days in advance of the meeting at 706-485-2776 to allow the County to make reasonable accommodations for those persons.

Backup material for agenda item:

2. Request by Alan W. McDade, agent for Lawson J. & Carolyn W. McDade to rezone 12.46 acres at 142 McDade Road from AG-1 to AG-2 [Map 053, Part of Parcel 023, District 4] (staff-P&D)

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Request by Alan W. McDade, agent for Lawson J. & Carolyn W. McDade to rezone 12.46 acres at 142 McDade Road from AG-1 to AG-2. [Map 053, Part of Parcel 023, District 4]. *

PLANNING & DEVELOPMENT-LISA JACKSON STAFF RECOMMENDATION:

The applicant is requesting to rezone 12.46 acres out of 64.23 acres from AG-1 to AG-2. The minimum lot size in the AG-1 district is 20 acres so to subdivide the property it must be rezoned to a conforming zoning district. The proposed use is agriculture which is consistent with the existing and proposed use. The applicant is proposing to sell 5-acre tracts. The 51.77 acres will remain in AG-1. The Comprehensive Plan Future Land Use indicates the future land use as Residential. Due to the proposed use of the property it would need to be brought into a conforming zoning district. Currently there are AG-1 zoned properties in the same proximity, which is suitable to the proposed use in the AG-2 district. Therefore, the proposed use will not affect the existing use value or usability of adjacent or nearby properties. The AG-2 zoning will have minimal impact on McDade Road or adjacent properties. The proposed use will not cause an excessive or burdensome use of public facilities or services.

Staff recommendation is for approval to rezone 12.46 acres from AG-1 to AG-2 with the following condition: (1) this rezoning shall be conditioned upon the resurveying and the recordation of all new plats as stated in Section 66-165(e)(3) of the Putnam County Code of Ordinances

PLANNING & ZONING COMMISSION RECOMMENDATION:

Planning & Zoning Commission's recommendation is for approval to rezone 12.46 acres from AG-1 to AG-2 with the following condition: (1) this rezoning shall be conditioned upon the resurveying and the recordation of all new plats as stated in Section 66-165(e)(3) of the Putnam County Code of Ordinances.

PLANNING & ZONING COMMISSION MINUTES:

Friday, October 26, 2018

The Putnam County Planning & Zoning Commission conducted a public hearing on Friday, October 26, 2018 at 6:30 p.m. in the Putnam County Administration Building, 117 Putnam Drive, Room 203, Eatonton, Georgia.

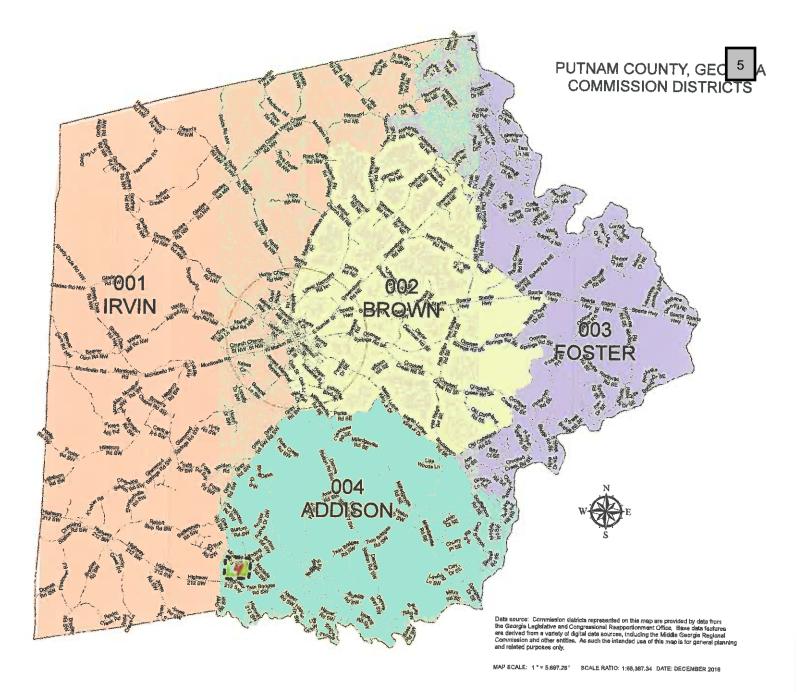
Present: Chairman James Marshall, Jr., Member Joel Hardie, Member Frederick Ward

Staff: Administrative Technician, Jonathan Gladden, Permit Technician, Courtney Andrews

Mr. Alan McDade represented this request. He stated that he is the agent for his parents Carolyn and Lawson McDade who request to rezone 12.46 acres out of 64.23 from AG-1 to AG-2 to sell to a potential buyer. Mr. Ward stated that he has visited the property and he has no problems with the request. No one spoke in opposition to this request.

Staff recommendation is for approval to rezone 12.46 acres from AG-1 to AG-2 with the following condition: (1) this rezoning shall be conditioned upon the resurveying and the recordation of all new plats as stated in Section 66-165 (e)(3) of the Putnam County Code of Ordinances.

Motion for approval of staff recommendation made by Member Ward, Seconded by Member Hardie. Voting Yea: Chairman Marshall, Member Ward, Member Hardie. All approved.



4. Request by Request by Alan W. McDade, agent for Lawson J. & Carolyn W. McDade to

rezone 12.46 acres at 142 McDade Road from AG-1 to AG-2. [Map 053, Part of Parcel 023, District 4]. *



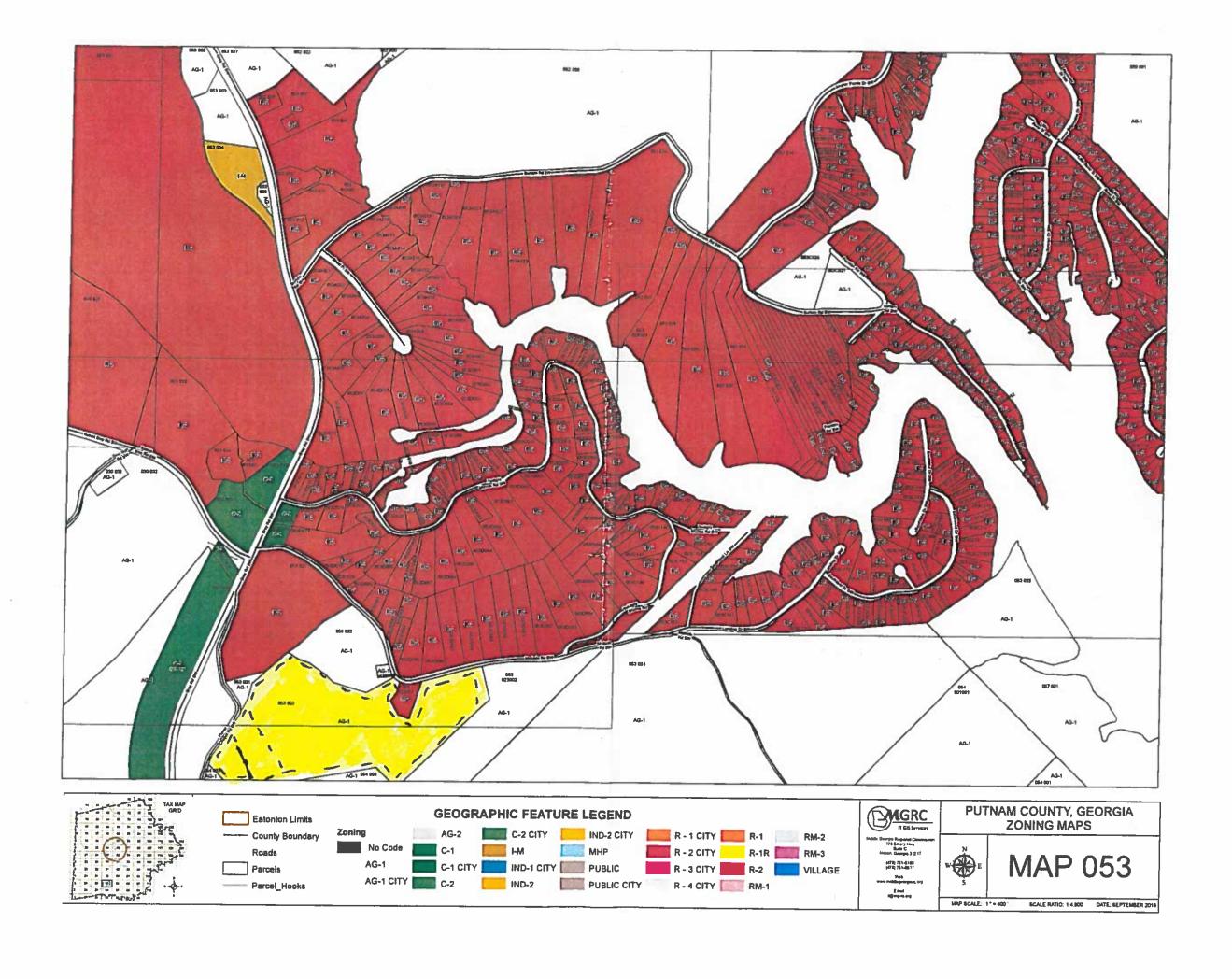
PUTNAM COUNTY PLANNING & DEVELOPMENT

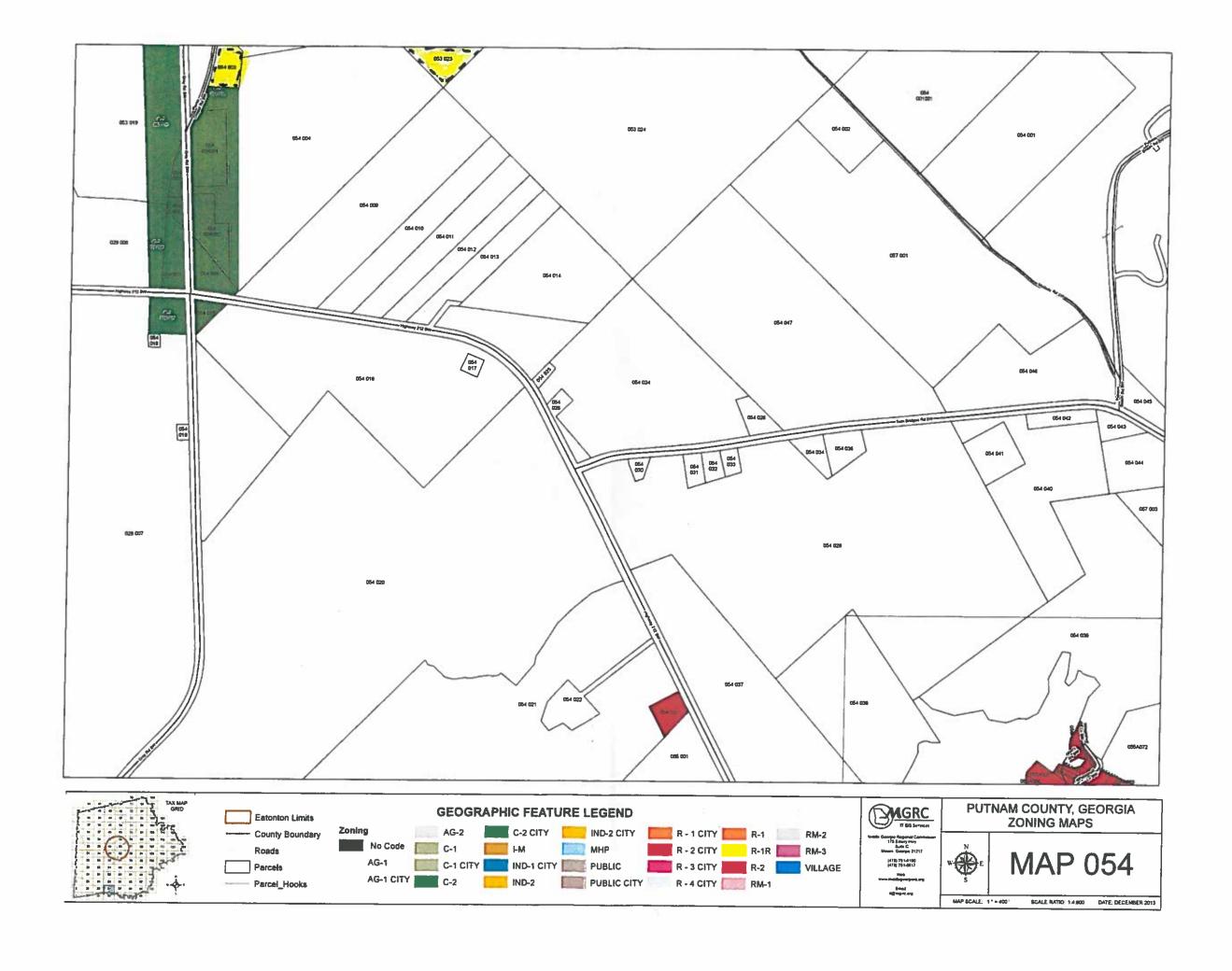
117 Putnam Drive, Suite B ◊ Eatonton, GA 31024 Tel: 706-485-2776 ◊ 706-485-0552 fax ◊ www.putnamcountyga.us

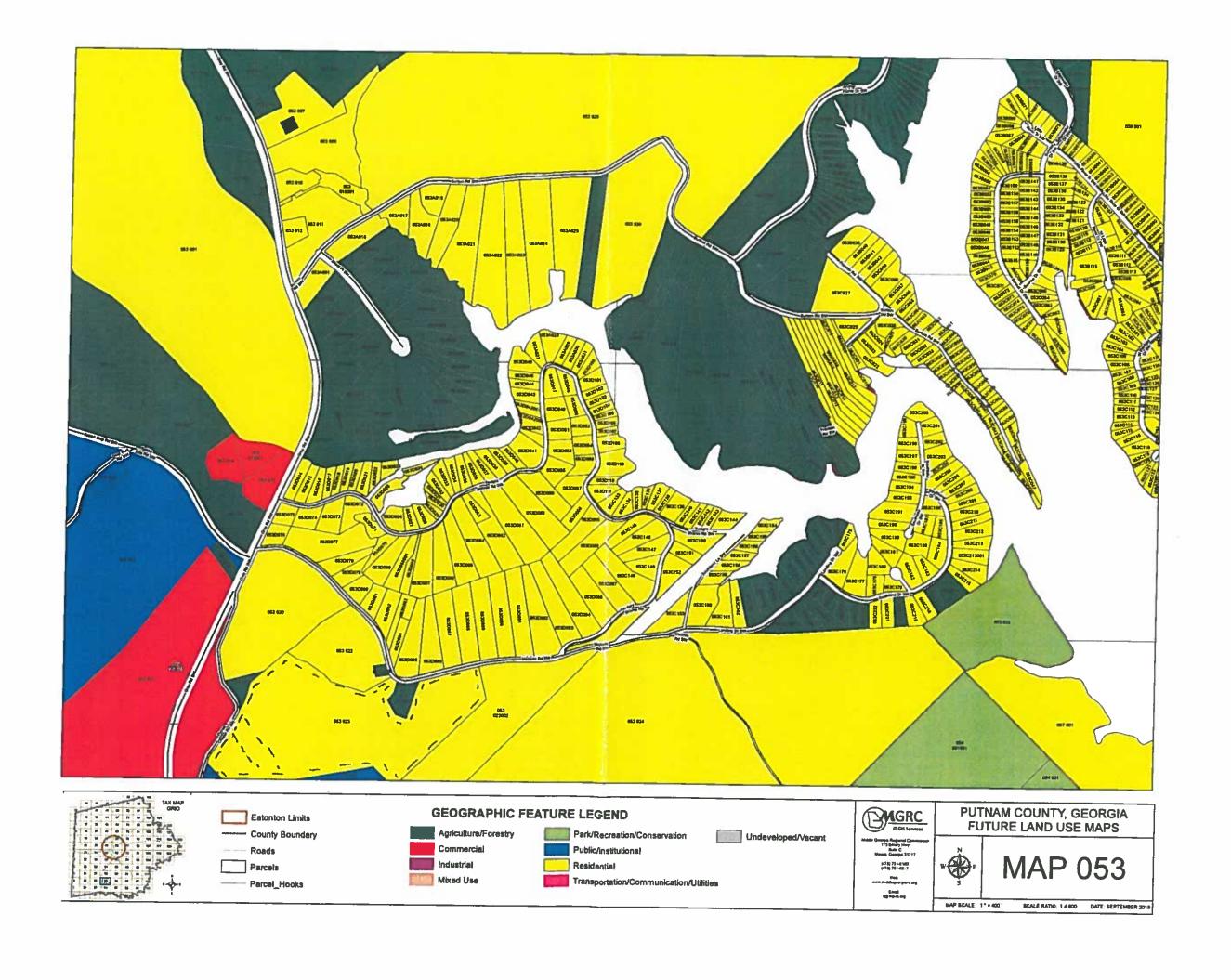
APPLICATION FOR REZONING

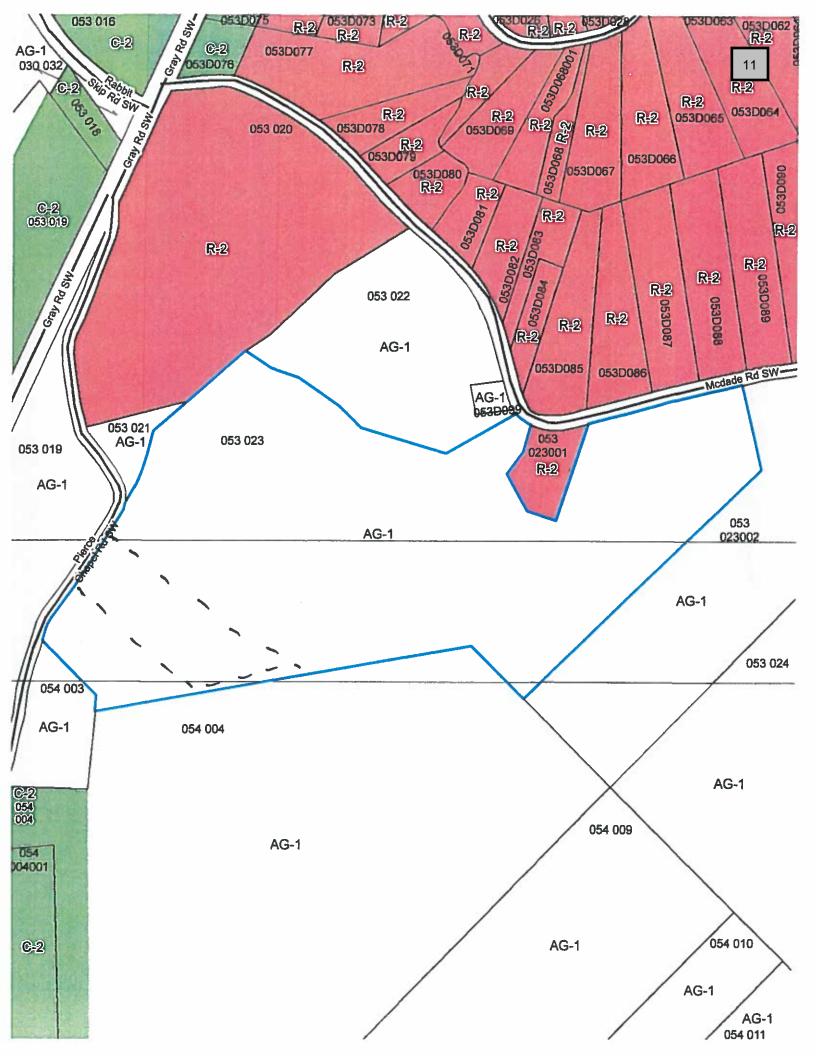
APPLICATION NO 2018-00/15% DATE: 8/28/2018
MAP 053 PARCEL 050 003
1. Name of Applicant: Lawson J. McDade JR of Carolyn W. McDade
2. Mailing Address: 142 McDade Rd, Extenton, 6A 31024
3. Phone: (home) \$\int 706 -923 - 2464 \text{ (office)} (cell) \frac{478-397-7033}{2}
4. The location of the subject property including street number, if any: Pierce Chape Rd (currently 142 McDade Rd.)
5. The area of land proposed to be rezoned (stated in square feet if less than one acre): 12 ± - 12.46 acres
6. The proposed zoning district desired: $AG-2$
7. The purpose of this rezoning is (Attach Letter of Intent) Subdivide and sell lot smaller than 20 acres
8. Present use of property: Dwelling/forestry Desired use of property: Camping/Forestry/Wildlife
9. Existing zoning district classification of the property and adjacent properties: Existing: A6-1 North: A6-1, R-2 South: A6-1 East: A6-1 West: A6-1
10. Copy of warranty deed for proof of ownership and if not owned by applicant, please attach a signed and notarized letter of agency from each property owner for all property sought to be rezoned.
11. Legal description and recorded plat of the property to be rezoned. attached
12. The Comprehensive Plan Future Land Use Map category in which the property is located. (If more than one category applies, the areas in each category are to be illustrated on the concept plan. See concept plan insert.):
13. A detailed description of existing land uses: The land is currently in we for forestry (producing trees) and wild life habitat.
14. Source of domestic water supply: well, community water, or private provider If source is not an existing system, please provide a letter from provider.

15. Provision for sanitary sewage disposal: septic system , or sewer If sewer, please provide name of company providing same, or, if new development, provide a letter from sewer provider.
16. Complete attachment of Disclosure of Campaign Contributions Form by the applicant and/or the applicant's attorney as required by the Georgia Conflict of Interest in Zoning Act (O.C.G.A. 36-67A). 17. The application designation, date of application and action taken on all prior applications filed for rezoning for all or part of the subject property. (Please attach on separate sheet.)
18. Proof that property taxes for the parcel(s) in question have been paid.
19. Concept plan. If the application is for less than 25 single-family residential lots, a concept plan need not be submitted. (See attachment.)
20. Impact analysis. If the application is for less than 25 single-family residential lots, an impact analysis need not be submitted. (See attachment.)
THE ABOVE STATEMENTS AND ACCOMPANYING MATERIALS ARE COMPLETE AND ACCURATE. APPLICANT HEREBY GRANTS PERMISSION FOR PLANNING AND DEVELOPMENT PERSONNEL OR ANY LEGAL REPRESENTATIVE OF PUTNAM COUNTY TO ENTER UPON AND INSPECT THE PROPERTY FOR ALL PURPOSES ALLOWED AND REQUIRED BY THE PUTNAM COUNTY CODE OF ORDINANCES. Signature (Property Owner) (Date) 8 28 34 10 11 11 11 11 11 11 11 11 11 11 11 11
Office Use
Paid: \$ 100.00 (cash) (check) 393 (credit card) Receipt No. 30905 Date Paid: Date Application Received: \$\sqrt{28.18}\$ Reviewed for completeness by: \$\sqrt{28.18}\$ Submitted to TRC: Return date: Date of BOC hearing: Date submitted to newspaper: Date sign posted on property: Picture attached: yes no









Address: 142 McDade Rd., Eatonton, GA 31024

Jawan J. M. Port., Corelyn W. McDale

Owner: Lawson McDade & Carolyn McDade

Map#053 Parcel#023

We are wanting to rezone 12.46 from AG-1 to AG-2 at 142 McDade Rd., Eatonton, GA 31024. The 64.23 acre lot is currently zoned AG-1. We are planning on subdividing and reselling the rezoned 12.46 acre portion of land. In order to sell the property in smaller lots it would have to be rezoned to AG-2 where the minimum lot size is 5 acres. We respectfully request your consideration.

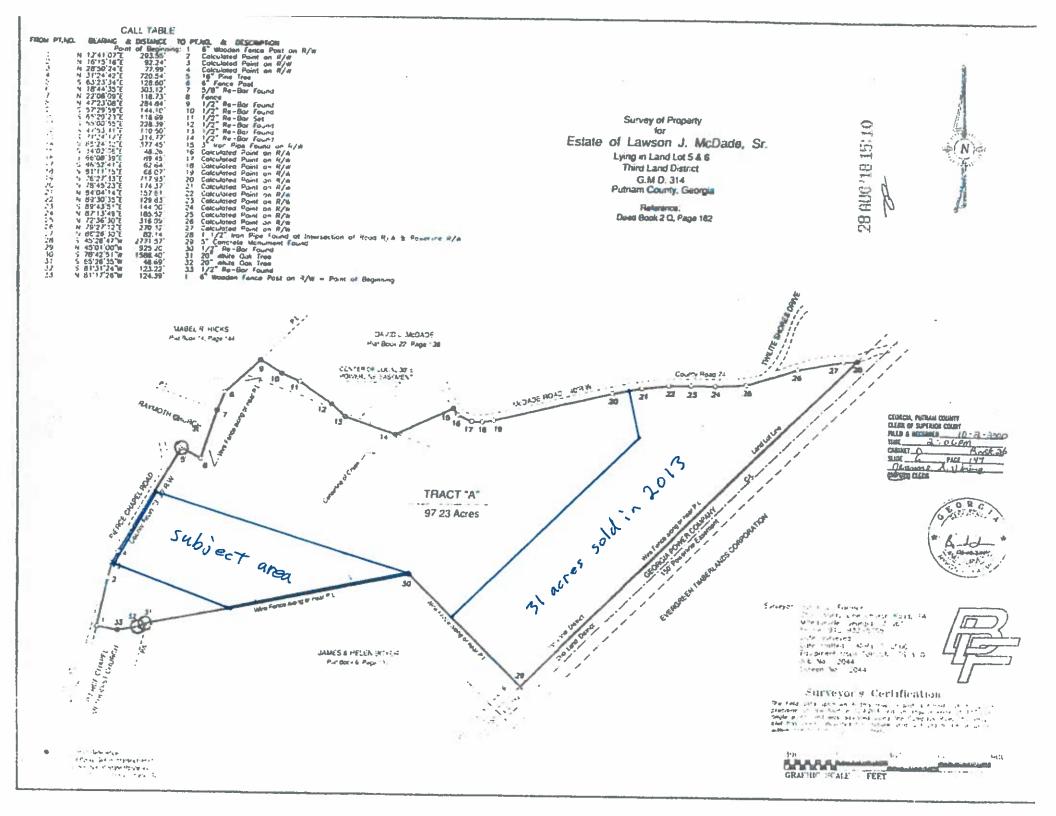
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PUTNAM COUNTY PLANNING & DEVELOPMENT 117 Putnam Drive, Suite B & Eatonton, GA 31024

Tel: 706-485-2776 ◊ 706-485-0552 fax ◊ www.putnamcountyga.us

LETTER OF AGENCY
WE, THE UNDERSIGNED OWNERS OF REAL PROPERTY LOCATED IN THE CITY OF EATONTON/PUTNAM COUNTY, GEORGIA, HEREBY APPOINT ALL W. McDade TO BE MY AGENT FOR THE PURPOSE OF APPLYING FOR FOR THE PURPOSE OF APPLYING FOR FOR THE PROPERTY DESCRIBED AS MAP 53 PARCEL 023, CONSISTING OF 1.23 CRES, WHICH HAS THE FOLLOWING ADDRESS EATONTON, GEORGIA 31024. ATTACHED HERETO IS A COPY OF A DEED AND OR PLAT OF SURVEY DESCRIBING THE PROPERTY OWNED BY THE PROPERTY OWNER(S) TO WHICH THIS LETTER OF AGENCY APPLIES.
THE ABOVE NAMED AGENT HEREBY IS AUTHORIZED TO COMPLETE AND SIGN THE CITY OF EATONTON/PUTNAM COUNTY APPLICATION FOR PORT OF ON OUR BEHALF. WE UNDERSTAND THAT THIS LETTER OF AGENCY WILL BE ATTACHED TO AND MADE PART OF SAID FORM AND WILL BE RELIED UPON BY THE CITY OF EATONTON/PUTNAM COUNTY. FOR AND IN CONSIDERATION OF THE CITY OF EATONTON/PUTNAM COUNTY ACCEPTING THIS LETTER OF AGENCY, WE HEREBY INDEMNIFY AND HOLD HARMLESS THE CITY OF EATONTON/PUTNAM COUNTY AND ITS AGENTS AND/OR EMPLOYEES IN THE EVENT THAT THE ABOVE NAMED AGENT SHOULD MISUSE THIS LETTER OF AGENCY AND WE SUFFER DAMAGES AS A RESULT. THIS
PROPERTY OWNER(S): Lawson J. McDade, Jr. and Carolyn W. McDade NAME (PRINTED) SIGNATURE ADDRESS: 142 McDade Rd., Extenten, 61 PHONE: 706-923-2964
ALL SIGNATURES WERE HEREBY SWORN TO AND SUBSCRIBED BEFORE ME THIS 28 DAY OF GUYEN, 2018 28 AUG 18 15:10 NOTARY MY COMMISSION EXPIRES: 8 15 21 EXPIRES GEORGIA
August 15, 2021



> JESSE COPELAN, JR., P. C. ATTORNEY AT LAW EATONTON, GEORGIA

WARRANTY DEED (WITH RIGHT OF SURVIVORSHIP)

STATE OF GEORGIA COUNTY OF PUTNAM

THIS INDENTURE, made this 2nd day of _______, 2000, between LAWSON J. McDADE, JR., ERNEST R. McDADE, RUSSELL B. McDADE, AND LOU ELLEN M. SMITH, as parties of the first part, hereinafter called Grantors, and LAWSON J. McDADE, JR. AND CAROLYN W. McDADE, as parties of the second part, hereinafter called Grantees (the words "Grantorr" and "Grantees" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS and other good and valuable consideration, in hand paid, at and before the sealing and delivery of these presents, the receipt of which is hereby acknowledged, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the said parties of the second part as tenants in common, for and during their joint lives, and, upon the death of either of them, then to the survivor of them, in fee simple, together with every contingent remainder and right of reversion, and to the heirs and assigns of said survivor, the following described property:

The above described property is a portion of the property conveyed by Warranty Deed from Frank L. McDade to L. J. McDade dated June 29, 1931, and recorded in Deed Book N, page 10, Clerk's Office, Putnam County Superior Court.

Lawson Jenkins (L. J.) McDade died on May 22, 1978, leaving as his heirs at law his wife, Annie Lois McDade, and his children, Lawson J. McDade, Ir., Ernest R. McDade, Russell B. McDade and Lou Ellen M. Smith. Annie Lois McDade died intestate on September 30, 1999, leaving as her heirs at law her children, Lawson J. McDade, Jr., Ernest R. McDade, Russell B. McDade and Lou Ellen M. Smith.

TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoove of the said parties of the second part, as tenants in common, for and during their joint lives, and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, and to the heirs and assigns of said survivor

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AND THE SAID parties of the first part, for their heirs, executors and administrators, will warrant and forever defend the right and title to the above described property, unto the said parties of the second part, as herein above provided, against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set hand and seal the day and year above written.

Signed, sealed & delivered in the presence of: Winness Notary Public Signed, sealed & delivered in the presence of Ernest R. McDade Vitness Notary Public Signed, sealed & delivered in the presence of; **Y**itness Notary Public Signed, sealed & delivered in the presence of Notary Public 0928McDade ROS 2000-425

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DISCLOSURE OF OPPONENT'S CAMPAIGN CONTRIBUTION

The Putnam County Code of Ordinances, Section 66-63(i)(2), states, as follows:

"When any opponent of a rezoning action has made, within five years immediately preceding the filing of the rezoning action being opposed, campaign contributions aggregating \$250.00 or more to a local government official of the local government which will consider the application, it shall be the duty of the opponent to file a disclosure with the governing authority of the respective local government showing:

- a. The name and official position of the local government official to who the campaign contribution was made; and
- b. The dollar amount and description of each campaign contribution made by the opponent to the local government official during the five years immediately preceding the filing of the application for the rezoning action and the date of each such contribution. The disclosure required by this section shall be filed at least five calendar days prior to the first hearing by the local government or any of the agencies on the rezoning application."

1. Name: Lawson 7, 1	McDade, Jr. an	d Carolyn W. McDade
2. Address: 142 McI	Dade Rd.	
Eatonton,	54 31024	W.
immediately preceding the filing	g of the attached appl Yes No	\$250.00 or more within two years ication to a candidate that will hear If yes, who did you make the
	/	
Ð	Janon Wardyn W	KM. Dat In.
Signature of opponent: Date: _ ター/ みと//ター		-
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INTERNET TAX RECEIPT

2017 015013 MCDADE LAWSON J JR & TRACT A - H & L 10 MI HWY 12(T 053 023

DESCRIPTION	TAX AMOUNT	EXEMPTION	MELAGE
FAIR MARKET VALUE	\$272,570		
COUNTY	\$620.63	\$34,045.00	8.27
SCHOOL	\$1,069.93	534.045.00	14.26

ORIGINAL TAX DUE
\$1,690.56
INTEREST
COLLECTION COST
FIFA CHARGE
PENALTY
TOTAL PAID
\$1,690.56
TOTAL DUE
\$0.00

TO MCDADE LAWSON JUR &

142 MCDADE RD EATONTON, GA 31024

FROM Putnam County Tax Commissioner 100 South Jefferson Ave Suite 207 Eatonton, GA 31024-1061 (706) 485-5441



Date Paid: 12/1/2017



Scan this code with your mobile phone to view this bill

INTERNET TAX RECEIPT

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Legal Description of Subject Property

All that tract or parcel of land, lying and being in Land Lots 5 & 6, the Third Land District, and the 314th G.M. District, Putnam County, Georgia, containing 12 acres, more or less, as shown by a plat being prepared by Byron L. Farmer, Georgia Registered Surveyor No. 1679. This new plat will be derived and subtracted from the existing plat dated April 7, 2000, that is recorded in Cabinet D, Plat Book 26, Slide 6, Page 149, Clerk's Office, Putnam County Superior Court.