



ALAN HALLMAN
MAYOR

MIKE RAST
ALDERMAN AT LARGE

BRETT REICHERT
COUNCILMAN AT
LARGE

MARK ADAMS
COUNCILMAN WARD I

CHLOE ALEXANDER
COUNCILMAN WARD II

MAYOR AND COUNCIL REGULAR SESSION

Join in person at 700 Doug Davis Drive, Hapeville, GA 30354 or, visit the City's Website for live stream at
<https://hapevillega.civicclerk.com/Web/Player.aspx?id=619&key=-1&mod=-1&mk=-1&nov=0>

November 1, 2022 6:00 PM

AGENDA

1. CALL TO ORDER:

2. ROLL CALL:

Alan Hallman
Mike Rast
Brett Reichert
Mark Adams
Chloe Alexander

3. WELCOME:

4. PLEDGE OF ALLEGIANCE:

5. INVOCATION:

6. PRESENTATIONS:

7. PUBLIC HEARING:

- 7.I. Consideration and Action on Alcohol Beverage License request by LaQuinta Inn and Suites at 1200 Virginia Ave, Hapeville, GA 30354.

Background:

LaQuinta Inn and Suites has completed all of the necessary steps in the alcohol license application process, and therefore, they are requesting approval from the Mayor and Council. All departmental reports have been received, and advertising has been completed.

Staff Comments:

Applicant Comments:

Public Comments:

Supporting Document(s):

1. La Quinta Inn & Suites Application-Redacted
2. City Planner's Report
3. Fire Report
4. Code Report
5. AD# 627671

- 7.II. Consideration and Action on Alcohol Beverage License request by Uncle Bobby's Wing and Beer 2 at 856 Virginia Ave, Hapeville, GA 30354.

Background:

Uncle Bobby's Wing and Beer 2 has completed all of the necessary steps in the alcohol license application process, and therefore, they are requesting approval from the Mayor and Council. All departmental reports have been received, and advertising has been completed.

Staff Comments:

Applicant Comments:

Public Comments:

Supporting Document(s):

1. Uncle Bobby's Application-Redacted
2. City Planner's Report
3. Fire Report
4. Code Report
5. AD# 627654

8. QUESTIONS ON AGENDA ITEMS:

The public is encouraged to communicate their questions, concerns, and suggestions during Public Comments. The Council does listen to your concerns and will have Staff follow-up on any questions you raise. Any and all comments should be addressed to the Governing Body, not to the general public and delivered in a civil manner in keeping with common courtesy and decorum.

9. CONSENT AGENDA:

- 9.I. Consideration and Action to approve October 18, 2022, Council Meeting minutes.

Supporting Document(s):

10182022 Meeting Minutes

- 9.II. Consideration and Action to the approval of the October 18, 2022, Executive Session Meeting minutes.

10. OLD BUSINESS:**11. NEW BUSINESS:**

- 11.I. Consideration and Action to approve the 2023 Holiday Schedule.

Background:

City staff is requesting for Council to approve the 2023 City Holiday calendar for closures.

Supporting Document(s):

1. 2023 Holiday Schedule

- 11.II. Consideration and Action on the Mayor and Council 2023 Meeting Schedule Ordinance. - First Reading.

Background:

City staff is requesting for Council to approve the Ordinance for the Mayor and Council 2023 meeting schedule.

Supporting Document(s):

1. 2023 Mayor and Council Meeting Schedule
2. Amendment to Ordinance for Regular Meetings

- 11.III. Consideration and Action on an Ordinance to Amend the City of Hapeville's Ward Boundaries.-First Reading

Background:

A proposed ordinance to amend the boundaries for Ward 1 and Ward 2 to the following: Ward No. 1 shall consist of all of the area of the City of Hapeville south of the railroad tracks at Central Avenue and all of the area of the city west of the centerline of Dogwood Drive, the same being the area formerly comprising Wards 1, 2 and 3. Ward No. 2 shall comprise the area north of the railroad tracks on Central Avenue and east of the centerline of Dogwood

Drive , being the area formerly known as Ward No. 4. Ward 2 begins at the southernmost city boundary corner closest to I-75 and on the northern side of the center line of Central Avenue; thence running westerly along the center line of Central Avenue to its intersection with Dogwood Drive; thence running northerly along the center line of Dogwood Drive to its intersection with Oak Drive; thence running easterly along the center line of Oak Drive to its intersection with Jackson Street; thence running northerly along the center line of Jackson Street; thence running easterly along the center line of Jackson Street to its intersection with Old Jonesboro Road; thence running northerly along the center line of Old Jonesboro Road to its intersection with Birch Street; thence running easterly along the center line of Birch Street to its intersection with Forest Hills Drive SW; thence running northerly along the center line of Forest Hills Drive SW to the northernmost boundary of the City. The remainder of the City is within Ward 1. Both Ward 1 and Ward 2 are depicted in Appendix C to the Charter.

Supporting Document(s):

1. Ordinance to Amend District Maps
2. Hapeville Wards Map 2022 (Exhibit A)

11.IV. Consideration and Action on One-Time Payment to Employees.

Background:

It has been a recent custom for the City of Hapeville to distribute a one-time payment over and above regular wages and salary to our employees. We recognize the value of our employees, and without their dedication, selfless effort, and attention to detail, Hapeville could not be the great and growing city that it is. The city staff recommends a 2% one-time payment to employees, with a minimum of \$500 for full-time employees and a minimum of \$250 for part-time employees. The total anticipated cost is \$138,644. The budget changes will be reflected in the January mid-year budget amendment if approved by Council. The 2% is included in the original approved budget.

Supporting Document(s):

1. One Time Payment Budget Adjustment Request Summary FY2022-2023 - Payment
Date November 2022

12. CITY MANAGER REPORTS:

13. PUBLIC COMMENTS:

Members of the public wishing to speak shall sign in with the City Clerk prior to the start of the meeting. Time limitations for Registered Comments are three (3) minutes per person. The total Registered Comment session shall not last more than fifteen (15) minutes unless extended by Council. Each member of the public, who fails to sign up with the City Clerk prior to the start of the meeting, wishing to address Mayor and Council shall have a total of two (2) minutes. The entire general comment session for Unregistered Comments shall not last more than ten (10) minutes unless extended by Council.

14. MAYOR AND COUNCIL COMMENTS:

15. EXECUTIVE SESSION: *When Executive Session is Required one will be called for the following issues: 1) Litigation O.C.G.A. §50-14-2; 2) Real Estate O.C.G.A. §50-14-3(b)(1); or 3) Personnel O.C.G.A. §50-14-3(b)(2).*

16. ADJOURN:

Public involvement and citizen engagement is welcome as Hapeville operates a very open, accessible and transparent government. We do however remind our attendees/residents that there are times allocated for public comments on the agenda. In order for council to conduct their necessary business at each meeting, we respectfully ask that side-bar conversations and comments be reserved for the appropriate time during the meeting. This will allow the City Council to conduct the business at hand and afford our meeting attendees ample time for comments at the appropriate time during the meeting.



Administrative Services Department
3468 North Fulton Avenue
Hapeville, GA 30354
Phone: (404) 766-3004
Fax: (404) 669-3302

Alcohol Beverage License Application

Instructions: This application must be typed or printed legibly and executed under oath. Each question must be fully answered. If space provided is not sufficient to answer the question please use a separate sheet of paper.

Holding an alcohol beverage license with the City of Hapeville is a privilege.

Date: 09.08.22 ☒ New ☐ Amended

Contact Name: Nilesh K. Patel Phone: [REDACTED]

Business/Trade Name: Khushal Hospitality, LLC

D/B/A: La Quinta Inn & Suites

Email: nkpatel@aurohotels.com

Emergency Contact Name: Issac Leonards, General Mngr. Phone: 404 209-1800

Business Address: 1200 Virginia Avenue, Atlanta GA 30344

TYPE OF BUSINESS

- | | |
|---|---|
| ☐ Convenience Store | ☐ Specialty Beverage Store |
| ☐ Grocery Store | ☐ Restaurant |
| ☒ Hotel/Motel | ☐ Restaurant under 2,000 Sq. Ft. |
| ☐ Package Store | ☐ Wholesale |
| ☐ Manufacturer | ☐ Other: _____ |

TYPE OF LICENSE AND FEES

	<u>Retail</u>	<u>On-Premise Consumption</u>	<u>Wholesale/Manufacturer</u>
☒ Beer/Wine	\$3,150.00	Beer/Wine \$3,150.00	☐ Beer/Wine \$3,150.00
☐ Package	\$5,000.00	☐ Beer/Wine/Liquor \$5,000.00	☐ Beer/Wine/Liquor \$5,000.00

On-Premise Consumption below 2,000 Sq. Ft.

- | | |
|---------------------------------|-----------|
| ☐ Beer | \$750.00 |
| ☐ Wine | \$750.00 |
| ☐ Liquor | \$1600.00 |

APPLICANT INFORMATION

Please submit a passport photograph of owner(s) with completed application.

Full Name: Nilesh K. Patel Date of Birth: [REDACTED]

Revised March 2018

Current Address: [REDACTED] NE Atlanta, GA 30342-4556

Spouse Name: Rita Rama Patel

Address of Applicant (if different for the past 5 years):
N/A

Name and Location of Employers for the last five years: Auro Hotels 60 Pointe Circle, Greenville, SC 29615
2017 - Current

JHM Hotels, 60 Pointe Circle, Greenville SC 29615
2003- 2017

Have you been arrested in the last five years? ☐ Yes ☒ No (If yes, explain)
(N/A)

Has your spouse been arrested in the last five years? ☐ Yes ☒ No (If yes, explain) (N/A)

BUSINESS INFORMATION

Type of business entity: ☐ Sole Proprietorship ☐ Partnership ☐ Corporation ☐ Other Limited Liability Company

Has an Occupational Tax Certificate been obtained and paid for said business? ☒ Yes ☐ No (If not issued by the City of Hapeville please include a copy with application.) (See Copy Attached) Exhibit A

Federal Tax ID Number: 27-4268054

State Tax ID Number: 3031434-KY

Do you own the property? ☒ Yes ☐ No (If no, please provide name, address, and contact number for the landlord. A copy of the Lease must be attached to this application.) N/A

Name each person(s) having a financial interest in the Establishment. See attachment

Full Name	Position	Social Security Number	Address	% of Interest
Khushal Hospitality Manager, LLC Manager		[REDACTED]	[REDACTED] Greenville, SC 29615	51
Nilesh K. Patel	Managing Member	[REDACTED]	[REDACTED] NE At GA 30342	
Virginia Hospitality Manager, LLC Member		[REDACTED]	[REDACTED] Greenville, SC 29615	49

Have you or anyone with interest in the establishment ever or do you currently hold an alcohol beverage license with any other municipality, county, or state? ☒ Yes ☐ No

If so, have you or anyone holding interest in the establishment ever been placed on probation or had your license revoked? ☐ Yes ☒ No (If yes, please explain on separate sheet of paper and attach hereto.)

Provide name, address, Social Security Number, and phone number for each Manager if different from owner. A passport photograph, Personnel Statement, and Background Check must be submitted for each manager.

Full Name	Social Security Number	Address	Phone Number
Isaac Leonard	[REDACTED]	[REDACTED] Marietta, GA 30060	[REDACTED]

BUSINESS SPECIFIC INFORMATION (Leased Site (Exhibit B - Copy of City of ATL Lease Second Amend)

County Tax Parcel ID 14 0127LL087 Zoning District C2

Nearest Intersection: Norman Berry Drive

Building Square Footage: 59,773 Business Square Footage (if not using entire building): (N/A)

Patio/Outdoor Dining Square Footage (if applicable): N/A

Number of Parking Spaces for business? (Attach site plan showing designated, striped parking and lighting)
107

If shared parking, detail of how many are dedicated to the business and details of other businesses sharing parking (addresses). N/A

Hours/days of operation: 24 Hours Day - 7 Days week.

Description of adjacent properties (residential/commercial) Commercial

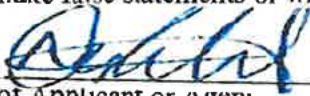
If application is for Retail Sale, attach a surveyor's certificate containing the following information:

- A scale drawing of the building and/or proposed building
- The proposed off-street parking facilities available to the building and all outdoor lighting on the premises
- The exact location of the business, including street address, ward, and county tax map number
- Current zoning classification of the location
- The distance from the business to each of the following: the nearest school, church building, and the nearest alcoholic treatment center owned and operated by state, county or municipality.

VERIFICATION OF APPLICATION

I hereby make application for an Alcohol Beverage License for the City of Hapeville. I understand that holding this license is a privilege. I do hereby affirm and swear that the information provided herein is true, complete and accurate, and I understand that any inaccuracies may be considered just cause for invalidation of this application and any action taken on this application. I understand the City of Hapeville reserves the right to enforce any and all ordinances regardless of payment of license fee and further that it is my/our responsibility to conform with said ordinances in full. I hereby acknowledge that all requirements shall be adhered to. I can

read the English language and I freely and voluntarily have completed this application. I understand that it is a felony to make false statements or writings to the City of Hapeville pursuant to O.C.G.A. §16-10-20.

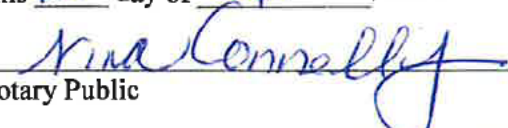

Signature of Applicant or Agent

Niles K. Patel

Print or Type Name

I certify that Niles K. Patel (name of applicant) personally appeared before me, and that he signed his name to the foregoing statements and answers made therein, and under oath, has sworn that said statements and answers are true.

This 13th day of Sept, 2022


Notary Public

My commission expires on: 10.10.2024





Alcohol License Establishment Planning & Zoning Review

Date: 10/27/2022

Business Name: Khushal Hospitality LLC dba La Quinta Inn & Suites

Business Address: 1200 Virginia Ave, Hapeville, GA 30354

Contact Name: Nilesh K. Patel

Building Square Footage: 59,773 SF

Square footage of Business Unit: 59,773 SF

Will the establishment provide patio/outdoor dining? N/A.

Number of Parking Spaces Provided: 107 spaces indicated on application.

STAFF USE ONLY

Zoning Classification: C-2, General Commercial

Permitted uses: Hotels, Retail

Are there variances approved for this property? Unknown.

Does the proposed use require a Conditional Use Permit? No.

Number of parking spaces required by zoning: C-2, General Commercial. Zoning requires 1 parking spaces per unit in a hotel.

Staff Comments: Compliant for Zoning.

Zoning Related Alcohol Code

Sec. 5-3-4. – Standards for approval, denial, renewal, suspension, or revocation.

The city manager and the city council in making determinations and recommendations on an alcohol license application, request, revocation, suspension and/or renewal, shall be guided by the following factors:

- (1) The nature of the neighborhood immediately adjacent to the subject location, that is, whether the same is predominantly residential, industrial or business.

The adjacent neighborhood is commercial.

- (2) The proximity of school grounds, school buildings, college campuses, and alcoholic treatment centers owned and operated by the state or any county or municipal government therein.

There are no schools grounds, school buildings, college campuses, or alcohol treatment centers within the limits mandated in the Zoning Code.

- (3) Whether the subject location has adequate off street parking facilities or other parking available for its patrons.

No site plan showing parking location has been provided. The number of parking spaces listed on the application is 107.

- (4) Whether the location would tend to increase and promote traffic congestion and resulting hazards therefrom.

There is no evidence to indicate an increase in traffic; this is an existing hotel.

Sec. 5-4-3. - Prohibited locations.

Prohibited locations. It shall be prohibited to obtain a license for the sale of malt beverages within the following areas of the city:

- (1) Within any residential zoning district or other prohibited zoning district established in the zoning ordinance.

Compliant

- (2) Within a measured 100 yards of any alcoholic treatment center owned and operated by the state or any county or municipal government therein.

Compliant

- (3) Within a measured 100 yards of any school building, school ground, or college campus.

Compliant

Zoning Compliance

Zoning Classification: C-2, General Commercial. The primary business is a hotel and is a permitted use Zoning District.

Inspection No:	IAL 22-006
Inspection Date:	10/28/2022
Inspection Time:	1
Inspected By:	Eskew, Brian

HAPEVILLE FIRE DEPARTMENT FIRE INSPECTION REPORT



Inspection and Compliance Orders			
Facility:	La Quinta Inn	Address:	1200 Virginia Avenue
Phone:	404-209-1800	City:	
Fax:	404-209-1803	State:	
Email:		Postal Code:	30354

Primary Contact	
Contact:	Patel, Nilesh
Work:	
Email:	
Cell:	404-209-1800

Inspection Type:	Inspection - Business License
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Violation Code	Days to Correct*	Violation	Notes	Location
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Inspection Notes:	
Approved For Alcohol License	

Inspector : Brian Eskew	
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* Number of days to correct from date inspected.

A variance procedure is available. Please contact the inspector named for further assistance with this or any other matter.

Code Enforcement Office
700 Doug Davis Drive
Hapeville, GA 30354



Office 404-669-2123
Fax 404-669-2140

Alcohol Establishment Code Enforcement Inspection

Date: 10/26/2022

Business Name: LaQuinta Inn and Suites

Address: 1200 Virginia Avenue

Exterior Observations:

Condition of Signage: Satisfactory

Window Signage & Visibility: Satisfactory

Condition of Property: Satisfactory

Exterior Illumination: ☐ Low Level ☒ Moderate Level ☐ High Level

Employee ID Badges: ☐ In Compliance ☐ Non-Compliant ☒ N/A (in progress)

Interior Observations:

Alcohol License ☐ In Compliance ☐ Non-Compliant ☒ Not issued

Interior Illumination: ☐ Low Level ☐ Moderate Level ☒ High Level

Cameras: ☒ In Compliance ☐ Non-Compliant ☒ N/A

Broken Packages: ☐ In Compliance ☐ Non-Compliant ☒ N/A

Traffic Considerations:

Private Property Accidents 0 Notes: _____

COMPLIANCE: Please correct the code violations within n/a days from receipt of this notice to be considered for an Alcohol License.

RIGHT TO APPEAL: Appeals are made thru the ARB, City of Hapeville Mayor and Council by contacting City Hall at 404-669-2100. Non-compliance may result in a Court Citation.

Additional Violations Noted: _____

History:

Law Enforcement: 35 calls Code Enforcement: 0 calls

Inspector's Signature

 10/26/2022

Public Notice Order Confirmation

Ad Order # 0000627671 PO # Ordered By Nina Connelly

Account # Name Address
9057950 PATEL, NILESH K KHUSHAL HOSPITALITY, 1200 VIRGINIA AVENUE, ATLANTA,
Phone Fax Email
404-209-1800

Daily Report

Placement: Business Position: Alcoholic Beverage License County:
Run Dates: 10/26, 10/28 # of Ins: 2 Ad Size: 64 Words
Subject: LaQuinta Inn and Suites

Gross Amount	Affidavit Fee	Amount Due
500.00	5.00	505.00

Ad Text Corrections Please review and provide corrections as needed.

RETAIL
APPLICATION HAS BEEN MADE BY LAQUINTA INN
AND SUITES. OWNER NILESH PATEL, AT 1200
VIRGINIA AVE, HAPEVILLE, GA 30354 FOR THE IS-
SUANCE OF A 2023 ALCOHOL BEVERAGE RETAIL
OF BEER AND WINE. A PUBLIC HEARING WILL BE
HELD BY HAPEVILLE MAYOR AND COUNCIL ON
NOVEMBER 1, 2022, AT 6:00 PM, AT HAPEVILLE
MUNICIPAL COMPLEX AT 700 DOUG DAVIS DRIVE,
HAPEVILLE, GEORGIA 30354.
#0000627671:10/26-2AS

Payment By Credit Card

() Visa () MC () Amex

Credit Card #: Exp. Date: / Security Code:
Card Holder Name: Signature: Pmt Amount:



Administrative Services Department
3468 North Fulton Avenue
Hapeville, GA 30354
Phone: (404) 766-3004
Fax: (404) 669-3302

Alcohol Beverage License Application

Instructions: This application must be typed or printed legibly and executed under oath. Each question must be fully answered. If space provided is not sufficient to answer the question please use a separate sheet of paper.

Holding an alcohol beverage license with the City of Hapeville is a privilege.

☒ New ☐ Amended

Date: July 18, 2022

Contact Name: Ankur Patel Phone: [REDACTED]

Business/Trade Name: APRG Hapeville Corporation

D/B/A: Uncle Bobby's wings & Beer 2

Email: [REDACTED]

Emergency Contact Name: Vijay Patel Phone: [REDACTED]

Business Address: 856 Virginia Avenue, Hapeville GA 30354

TYPE OF BUSINESS

- ☐ Convenience Store
- ☐ Grocery Store
- ☐ Hotel/Motel
- ☐ Package Store
- ☐ Manufacturer

- ☐ Specialty Beverage Store
- ☒ Restaurant
- ☐ Restaurant under 2,000 Sq. Ft.
- ☐ Wholesale
- ☐ Other: _____

TYPE OF LICENSE AND FEES

Retail
☐ Beer/Wine \$3,150.00
☐ Package \$5,000.00

On-Premise Consumption
☐ Beer/Wine \$3,150.00
☐ Beer/Wine/Liquor \$5,000.00

Wholesale/Manufacturer
☐ Beer/Wine \$3,150.00
☐ Beer/Wine/Liquor \$5,000.00

On-Premise Consumption below 2,000 Sq. Ft.

☒ Beer \$750.00
☒ Wine \$750.00
☒ Liquor \$1600.00

APPLICANT INFORMATION

Please submit a passport photograph of owner(s) with completed application.

Full Name: Ankur Patel

Date of Birth: [REDACTED] 1989

Revised March 2018

Current Address: 201 stone mill walk, Griffin, GA 30224

Spouse Name: NA (Single)

Address of Applicant (if different for the past 5 years):
205 cheshire Drive, Griffin, GA 30223 (2004-2020)
201 stone mill walk, Griffin GA 30224 (2020-current)

Name and Location of Employers for the last five years: self employed
1616 North Expressway, Uncle Bobbys Wings Beer (APRG LLC)
Griffin, GA 30223

Have you been arrested in the last five years? ☐ Yes ☒ No (If yes, explain)

Has your spouse been arrested in the last five years? ☐ Yes ☒ No (If yes, explain) NA

BUSINESS INFORMATION

Type of business entity: ☐ Sole Proprietorship ☐ Partnership ☒ Corporation ☐ Other

Has an Occupational Tax Certificate been obtained and paid for said business? ☒ Yes ☐ No (If not issued by the City of Hapeville please include a copy with application.)

Federal Tax ID Number: [REDACTED] State Tax ID Number: [REDACTED]

Do you own the property? ☐ Yes ☒ No (If no, please provide name, address, and contact number for the landlord. A copy of the Lease must be attached to this application.) Attached copy of lease

Name each person(s) having a financial interest in the Establishment.

Full Name	Position	Social Security Number	Address	% of Interest

Have you or anyone with interest in the establishment ever or do you currently hold an alcohol beverage license with any other municipality, county, or state? ☒ Yes ☐ No

If so, have you or anyone holding interest in the establishment ever been placed on probation or had your license revoked? ☐ Yes ☒ No (If yes, please explain on separate sheet of paper and attach hereto.)

Provide name, address, Social Security Number, and phone number for each Manager if different from owner. A passport photograph, Personnel Statement, and Background Check must be submitted for each manager.

Full Name	Social Security Number	Address	Phone Number

BUSINESS SPECIFIC INFORMATION

County Tax Parcel ID 14 009800010680 Zoning District _____

Nearest Intersection: Virginia Ave & Clay Place

Building Square Footage: 3920 Business Square Footage (if not using entire building): 1600

Patio/Outdoor Dining Square Footage (if applicable): N/A

Number of Parking Spaces for business? (Attach site plan showing designated, striped parking and lighting)
15

If shared parking, detail of how many are dedicated to the business and details of other businesses sharing parking (addresses). N/A

Hours/days of operation: Monday - Friday 10^{AM} - 10^{PM}

Saturday - Sunday 11^{AM} - 8^{PM}

Description of adjacent properties (residential/commercial) Commercial

If application is for Retail Sale, attach a surveyor's certificate containing the following information:

- ☐ A scale drawing of the building and/or proposed building
- ☐ The proposed off-street parking facilities available to the building and all outdoor lighting on the premises
- ☐ The exact location of the business, including street address, ward, and county tax map number
- ☐ Current zoning classification of the location
- ☐ The distance from the business to each of the following: the nearest school, church building, and the nearest alcoholic treatment center owned and operated by state, county or municipality.

VERIFICATION OF APPLICATION

I hereby make application for an Alcohol Beverage License for the City of Hapeville. I understand that holding this license is a privilege. I do hereby affirm and swear that the information provided herein is true, complete and accurate, and I understand that any inaccuracies may be considered just cause for invalidation of this application and any action taken on this application. I understand the City of Hapeville reserves the right to enforce any and all ordinances regardless of payment of license fee and further that it is my/our responsibility to conform with said ordinances in full. I hereby acknowledge that all requirements shall be adhered to. I can

read the English language and I freely and voluntarily have completed this application. I understand that it is a felony to make false statements or writings to the City of Hapeville pursuant to O.C.G.A. §16-10-20.

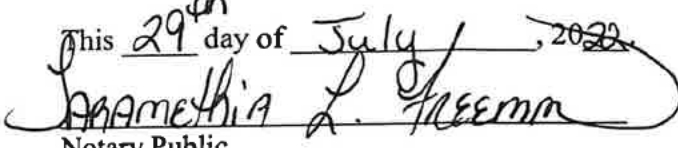


Signature of Applicant or Agent

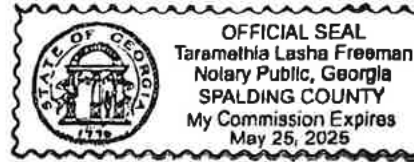
Ankur Patel

Print or Type Name

I certify that Ankur V. Patel (name of applicant) personally appeared before me, and that he signed his name to the foregoing statements and answers made therein, and under oath, has sworn that said statements and answers are true.

This 29th day of July, 2022


Notary Public



My commission expires on: 05/25/2025



Alcohol License Establishment Planning & Zoning Review

Date: 10/27/2022

Business Name: APRG Hapeville Corporation dba Uncle Bobby's Wings & Beer 2

Business Address: 856 Virginia Ave, Hapeville, GA 30354

Contact Name: Ankur Patel

Building Square Footage: 3920 SF

Square footage of Business Unit: 1600 SF

Will the establishment provide patio/outdoor dining? There are tables outside per the photos provided.

Number of Parking Spaces Provided: 15 spaces indicated on application. May be shared with Package store
*Site plan not provided.

STAFF USE ONLY

Zoning Classification: U-V, Urban Village

Permitted uses: Restaurants

Are there variances approved for this property? No known variances.

Does the proposed use require a Conditional Use Permit? No.

Number of parking spaces required by zoning: U-V , Village Zoning requires 3 parking spaces per 1000 SF or 6 parking spaces. Per the application, the number of parking spaces is compliant.

Staff Comments: Recommend approval. Alcoholic beverages may not be consumed or served outside. Should outdoor dining be desired, the space must be defined and enclosed per Code (See Sec 5-6-4).

Sec. 5-3-4. – Standards for approval, denial, renewal, suspension, or revocation.

The city manager and the city council in making determinations and recommendations on an alcohol license application, request, revocation, suspension and/or renewal, shall be guided by the following factors:

- (1) The nature of the neighborhood immediately adjacent to the subject location, that is, whether the same is predominantly residential, industrial or business.

The adjacent neighborhood is a mix of commercial and residential uses.

- (2) The proximity of school grounds, school buildings, college campuses, and alcoholic treatment centers owned and operated by the state or any county or municipal government therein.

There is no school in close proximity to the property, however, state and local law does not have a distance requirement for on-premise consumption.

- (3) Whether the subject location has adequate off street parking facilities or other parking available for its patrons.

No site plan showing parking location has been provided. The number of parking spaces listed on the application is 15. There are additional on street parking spots provided along Doug Davis Drive.

- (4) Whether the location would tend to increase and promote traffic congestion and resulting hazards therefrom.

There is no evidence to indicate an increase in traffic; this is an existing restaurant.

Sec. 5-6-3. – On-premises consumption regulations generally.

The following regulations shall apply to licensed on-premises consumption establishments:

- (1) No licensee shall advertise or promote in any way, whether within or without the licensed premises, any of the practices prohibited under this article.
- (2) No pouring of liquor, malt beverages, or wine, or any other on-premises alcohol service shall be permitted between the hours of 12:00 a.m. and 8:00 a.m. for licensed establishments whose property lines abut an area zoned residential, and 2:00 a.m. and 8:00 a.m. for all others. Except for bed and breakfasts and hotels, all patrons shall vacate such licensed establishments whose property lines abut an area zoned residential no later than 12:45 a.m., and 2:45 a.m. for all others. For purposes of this subsection, "residential" shall mean any parcel of land designated for use as a single or multifamily dwelling and duplexes.
- (3) No pouring of liquor, malt beverages, or wine, or any other on-premises alcohol service shall be permitted on Sundays between the hours of 8:00 a.m. and 11:00 a.m.
- (4) In no event shall drinks be mixed or sold, nor malt beverages sold, during the prohibited hours, based upon the timely sale of tickets, chits, decanters or other devices.
- (5) On-premises consumption licensees may sell malt beverages by the pitcher, or wine by the bottle or decanter.
- (6) Hotels shall have the privilege of granting franchises for the operation of a lounge or restaurant in their premises, provided the hotel and the franchisee meet all the requirements of this chapter.

- (7) No provision of this section shall be construed to prohibit a licensee from offering free food or entertainment at any time; or to prohibit the licensee from including an alcoholic beverage as a part of a meal package; or to prohibit the sale or delivery of wine by the bottle or carafe when sold with meals; or to prohibit any bed and breakfast, hotel or motel from offering room service or a complimentary social hour to its registered guests.
- (8) It shall be unlawful for any person to employ knowingly in any pouring outlet in any capacity whatsoever, including performers, entertainers and musicians, any person who has plead guilty or has been convicted of soliciting for prostitution, pandering, letting premises for prostitution, keeping a disorderly place, illegally dealing in drugs, sex offenses or for any charge relating to the manufacture or sale of intoxicating liquors, other alcohol related offenses or for violations of local other jurisdictions ordinances regarding alcoholic beverages within the last five years prior to the application.
- (9) The state law and regulations relating to the sale of beer, wine, and distilled spirits, as revised, promulgated by the state department of revenue, and especially as related to retail sale for consumption on premises are hereby incorporated into and made a part of this article as if fully set out in this section.
- (10) All on-premises consumption licenses shall collect and pay a tax of three percent on the sale of alcoholic beverages by the drink in the city in accordance with chapter 17, article 6 of the Hapeville Code of Ordinances.
- (11) No licensee or employee or agent of a licensee shall engage in any of the following practices in connection with the sale or other disposition of alcoholic beverages for consumption on the premises:
 - a. The giving away of any alcoholic beverage in conjunction with the sale of any other alcoholic beverage;
 - b. The sale of two or more alcoholic beverages for a single price, including the sale of all such beverages a customer can or desires to drink at a single price;
 - c. The sale or serving of two or more alcoholic beverages at substantially the same price customarily charged for one such alcoholic beverage;
 - d. Requiring or allowing the purchase of a second or subsequent alcoholic beverage at the same time another alcoholic beverage is purchased or before the first such beverage has been substantially consumed, by any one person;
 - e. The sale or delivery to any person or group of persons of an unlimited number of alcoholic beverages during any set period of time for a fixed price, except at private functions not open to the public; or
 - f. Increase the volume of alcohol contained in a drink without increasing proportionately the price regularly charged for such alcoholic beverage.

Sec. 5-6-4. - Sales outside of licensed premises.

It shall be unlawful for any person to sell alcoholic beverages on the streets or sidewalks within the city, or elsewhere, outside of the building, premises, or place of business licensed for such sale, except that businesses with licenses to dispense alcoholic beverages by the drink for consumption on the premises may serve such beverages only within the confines of the licensed building structure; provided, however, that any business with such license which has an outside patio area on private property or on privately leased public property that is actually and permanently attached to the main building may

serve alcoholic beverages in a defined and enclosed patio area. The structure must be approved by the city's community development and fire departments, but does not have to be solid or restrict visibility into or out of the patio/open area. No bar, whether permanent or temporary, may be set up in such outside areas. Businesses with licenses to dispense alcoholic beverages by the drink for consumption on the premises within the city may also apply for a special use permit to sale alcoholic beverages at temporary events specifically authorized by the city for outside sales. Outside sales under this section shall be limited to the Downtown Development Zone and other areas as may be approved by the city council from time to time.

Zoning Compliance

Zoning Classification: U-V, Urban Village. The business is a restaurant and is a permitted use in the U-V, Urban Village Zoning District.

Inspection No:	IAL 22-001
Inspection Date:	10/27/2022
Inspection Time:	0.12
Inspected By:	Eskew, Brian

HAPEVILLE FIRE DEPARTMENT FIRE INSPECTION REPORT



Inspection and Compliance Orders					
Facility:	Uncle Bobbys Beer and Wings		Address:	856 Virginia Avenue	
Phone:					
Fax:			City:	City of Hapeville	
Email:			State:	GA	Postal Code: 30354
Primary Contact					
Contact:			Work:		
Email:			Cell:		

Inspection Type:	Inspection - Business License
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Violation Code	Days to Correct*	Violation	Notes	Location
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Inspection Notes:
Approved For Alcohol License

Inspector : Brian Eskew	
----------------------------	--

* Number of days to correct from date inspected.

A variance procedure is available. Please contact the inspector named for further assistance with this or any other matter.

Code Enforcement Office
700 Doug Davis Drive
Hapeville, GA 30354

Office 404-669-2123
Fax 404-669-2140



Alcohol Establishment Code Enforcement Inspection

Date: 10/26/2022

Business Name: 2. Uncle Bobby's Wings and Beer

Address: 856 Virginia Ave, Hapeville, GA 30354

Exterior Observations:

Condition of Signage: Satisfactory

Window Signage & Visibility: Satisfactory

Condition of Property: Satisfactory

Exterior Illumination: ☐ Low Level ☒ Moderate Level ☐ High Level

Employee ID Badges: ☐ In Compliance ☐ Non-Compliant ☒ N/A (in progress)

Interior Observations:

Alcohol License ☐ In Compliance ☐ Non-Compliant ☒ Not issued

Interior Illumination: ☐ Low Level ☒ Moderate Level ☐ High Level

Cameras: ☒ In Compliance ☐ Non-Compliant ☒ N/A

Broken Packages: ☐ In Compliance ☐ Non-Compliant ☒ N/A

Traffic Considerations:

Private Property Accidents 1 Notes: _____

COMPLIANCE: Please correct the code violations within n/a days from receipt of this notice to be considered for an Alcohol License.

RIGHT TO APPEAL: Appeals are made thru the ARB, City of Hapeville Mayor and Council by contacting City Hall at 404-669-2100. Non-compliance may result in a Court Citation.

Additional Violations Noted: none

History:

Law Enforcement: 26 calls Code Enforcement: 1 calls

Inspector's Signature

[Signature] 10/26/2022

Public Notice Order Confirmation

Ad Order # 0000627654 PO # Ordered By Paras Patel

Account # Name Address
9057947 PATEL, PARAS APRG HAPEVILLE CORP, SUITE 2, HAPEVILLE, GA 30354
Phone Fax Email
404-900-6273

Daily Report

Placement: Business Position: Alcoholic Beverage License County:
Run Dates: 10/26, 10/28 # of Ins: 2 Ad Size: 76 Words
Subject: Uncle Bobby's Wing and Beer 2

Gross Amount	Affidavit Fee	Amount Due
500.00	5.00	505.00

Ad Text Corrections Please review and provide corrections as needed.

ON-PREMISES CONSUMPTION BELOW 2,000 SQ. FT.

APPLICATION HAS BEEN MADE BY UNCLE BOB-BY'S WING AND BEER 2 OWNER ANKUR PATEL, AT 856 VIRGINIA AVE, HAPEVILLE, GA 30354 FOR THE ISSUANCE OF A 2023 ALCOHOL BEVERAGE ON-PREMISES CONSUMPTION BELOW 2,000SQ. FT. OF BEER, WINE AND LIQUOR. A PUBLIC HEARING WILL BE HELD BY HAPEVILLE MAYOR AND COUNCIL ON NOVEMBER 1, 2022, AT 6:00 PM, AT HAPEVILLE MUNICIPAL COMPLEX AT 700 DOUG DAVIS DRIVE, HAPEVILLE, GEORGIA 30354.
#0000627654:10/26-2AS

Payment By Credit Card

() Visa () MC () Amex

Credit Card #: Exp. Date: / Security Code:
Card Holder Name: Signature: Pmt Amount:



ALAN HALLMAN
MAYOR

MIKE RAST
ALDERMAN AT LARGE

BRETT REICHERT
COUNCILMAN AT
LARGE

MARK ADAMS
COUNCILMAN WARD I

CHLOE ALEXANDER
COUNCILMAN WARD II

MAYOR AND COUNCIL WORK SESSION

Join in person at 700 Doug Davis Drive, Hapeville, GA 30354 Or, visit the City's Website for live stream at <https://hapevillega.civicclerk.com/Web/Player.aspx?id=650&key=-1&mod=-1&mk=-1&nov=0>

October 18, 2022 6:00 PM

MINUTES

1. **CALL TO ORDER:** by Mayor Hallman at 6:07 PM
2. **ROLL CALL:** All Members of Council were present, which constituted a quorum.
 - ✓ Alan Hallman
 - ✓ Mike Rast
 - ✓ Brett Reichert
 - ✓ Mark Adams
 - ✓ Chloe Alexander
3. **WELCOME:** Mayor Hallman welcomed all to the October 18th Meeting.
4. **PUBLIC HEARING:**
 - 4.I. Consideration and Action to rezone the properties located at 3410 North Fulton Avenue and 3396 Park Avenue from R-SF to R-5.

The Planning Commission considered this request on October 11, 2022, and recommended approval provided the applicant includes a landscape buffer on the northern property line between the R-5 zone, one family attached and detached, and the R-SF, Residential-Single Family zone. Staff supports their recommendation.

Staff Comments: City Planner Dr. Lynn Patterson summarized the background for this rezoning request to Council. Dr. Patterson acknowledged that the current parcels have six single-family dwellings on the two non-conforming properties and a wooded greenspace along North Fulton Avenue. She asserted that the paved "street" (Park Place) is not an official street for the City and does not meet City street criteria regarding widths, curb, gutter, sidewalks, etc. In addition, the utilities located throughout the project are undersized and would require upgrading. Dr. Patterson affirmed that these conditions render the site difficult for redevelopment as single-family lots, which has been proposed in prior iterations. She stated that the proposed rezoning from R-SF to R-5 would allow for a 22-unit attached single-family development with interior circulation and a common area. Dr. Patterson recommended that the proposed zoning change to R-5 be required for the two properties' assemblage redevelopment. Multiple iterations for the properties have been examined using single-family detached schemes. However, it has been proven difficult given the property's shape and infrastructure. She confirmed that a rezoning to R-5 would permit redevelopment while limiting it to residential use only. She specified that staff requires revisions to the site plan, including a shift in one of the units along N. Fulton Ave to four units and any others identified once a formal site plan is submitted and reviewed. Staff recommends that Council approves the request to rezone in accordance with the Planning Commission.

Applicant Comments: Mr. Roger Fisher of the Allen Group spoke on behalf of Stream Funding Group, LLC. Mr. Fisher addressed the need for the modifications and answered questions concerning the rezoning of properties 3410 North Fulton Avenue and 3396 Park Avenue.

Public Comments:

1. Joe Anderson
2. Ben Martinez
3. Stephanie Rapolo
4. Thomas Garrett
5. Glen Summer
6. Glinda Holder
7. Deanna
8. Kelly Singleton
9. Jenna Shands
10. Deanna Abulehdeir

MOTION: Councilman Reichert made a motion to table the rezone for properties located at 3410 North Fulton Avenue and 3396 Park Avenue from R-SF to R-5 until the November 1 Council meeting, Councilman Adams provided a second.

Council Reichert rescinded the motion to table item 4.I. Council Adams rescinded the second for the motion to table item 4.I. **Motion to table failed**

MOTION: Councilman Reichert made a motion to *deny* the rezoning request for properties located at 3410 North Fulton Avenue and 3396 Park Avenue from R-SF to R-5, Councilman Adams provided a second. **Motion passed 4-0**

- 4.II. Discussion on an Ordinance to Amend the City of Hapeville's Ward Boundaries.

Staff Comments: No additional comments were provided by staff.

Public Comments:

1. Anne Cruz

DISCUSSION: Mayor Hallman stated that the only revision that need to be correct would be the change to Steward Avenue. Mayor informed Council that Stewart Avenue needs to be stricken and Dogwood Drive needs to be put in its place. Steward Avenue is no longer a street in the City. **This was a discussion item only; No action was taken.**

5. QUESTIONS ON AGENDA ITEMS:

1. Jason Morrison-*Submitted via email*
2. James Jordan

6. CONSENT AGENDA:

- 6.I. Consideration and Action to approve September 27, 2022, Special-Called Council Meeting minutes.
- 6.II. Consideration and Action to approve October 4, 2022, Council Meeting minutes.

MOTION: Alderman Rast made a motion to approve the consent agenda, Councilman Alexander provided a second. **Motion carried 4-0.**

7. OLD BUSINESS: None

8. NEW BUSINESS:

- 8.I. Consideration and Action to approve **Resolution 2022-14** Comprehensive Plan.

MOTION: Councilman Adams made a motion to approve **Resolution 2022-14** Comprehensive Plan. Councilman Reichert provided a second. **Motion carried 4-**

o.

8.II. Discussion on Amendment of the City of Hapeville's Marijuana Ordinance.

Council Reichert stated he was the Council member who proposed this change. He noted that this would allow the City ordinance to align with reality. Councilman Reichert said this is not a personal issue; however, during his campaign last year, he heard stories of many being derailed due to a criminal record involving marijuana possession, which can be extremely costly. Councilman Reichert acknowledges that this can and does hinder people when trying to apply for various benefits or even jobs. He stated that in the State of Georgia, it is legal to have a medically prescribed prescription for low-dose oil-based cannabis for medical reasons, although it is not legal in the State. Therein lies one central point to change the law on a local level. Council Reichert further stated that although he did not attend the Hemp Festival hosted in the City of Hapeville. He was informed that the festival was very enlightening and educational and that it was very advocacy oriented. He asserted this would not make cannabis legal. No city in the State of Georgia can overrule the state law. Only the State can change its laws, but the State does give municipalities the ability to adjudicate these cases. He proposed that a simple change on behalf of the City can make a misdemeanor crime into a citable offense, which is the same as a traffic citation. This change will allow the City to align with national changes that are occurring regarding marijuana laws.

DISCUSSION: This was a discussion item only; No action was taken. Staff will come back before Council with a proposed ordinance. Staff will gather information from the Police Department and other local Municipalities and set the fee amount.

9. CITY MANAGER REPORTS: City Manager, Tim Young spoke about the Following items:

- Update on Local option, Sales Act (L.O.S.T) negotiations is still ongoing and will continue into December.
- Property Taxes was billed and mailed out.
- Staff is working on the admin details for the short-term rental ordinance. Mr. Young stated that information for the process would be available at the end of November.

10. PUBLIC COMMENTS:

1. James Jordan
2. David Whitney -*Submitted via email*

MOTION: Councilman Adams made a motion to reopen public comments. Councilman Alexander second. **Motion carried 4-0.**

PUBLIC COMMENTS CONT...:

3. Jenna Shands

11. MAYOR AND COUNCIL COMMENTS:

Councilman Reichert- Thanked everyone who came out. He noticed the large crowd and expressed appreciation for residential participation during this process.

Councilman Adam- Thanked all for their participation in their local government. He stated that this past weekend was very eventful. He thanked city staff for their hard work on the weekend events and all who supported and attended.

Alderman Rast- No Comment at this time.

Councilman Alexander- Thanked city staff for the successful event of the chili cook-off.

Mayor Hallman- Thanked all for coming out and being a part of the local government. He stated that the City strives to run an open, honest, and we appreciate the residents for being here and part of it. Mayor Hallman commends Family Life Ministries and all the staff for their hard work. He also stated that the Southern Independent film series at the theater; this past Monday was very well attended. He informed the Governing Body and audience that he and the City Manager would be meeting with Delta to see if a memorial that commemorates the 1960s Home of a nursery explosion.

12. EXECUTIVE SESSION:

MOTION: Alderman Rast made a motion to go into executive session at 7:51PM. Councilman Alexander second. **Motion carried 4-0.**

MOTION: Councilman Adams made a motion to go into recess, Councilman Alexander second. **Motion carried 4-0.**

13. ADJOURN:

MOTION: Councilman Alexander made a motion to convene back into regular session, Councilman Adams second. **Motion carried 4-0.**

MOTION: Alderman Rast made a motion to adjourn at 8:12 PM, Councilman Reichert provided a second. **Motion carried 4-0.**

Respectfully submitted,

Alan Hallman, Mayor

Sharee Steed, City Clerk

2023 HOLIDAY SCHEDULE

The City of Hapeville will be closed in observance of the following Holidays and will re-open the next business day at 9:00a.m.

Please call 911 if you have an emergency. The non-emergency number for the Police Department is (404) 669-2111. The non-emergency number for the Fire Department is (404) 669-2141.

HOLIDAY	OBSERVANCE
New Year's Day	Monday, January 2 nd
Martin Luther King, Jr.	Monday, January 16 th
Good Friday	Friday, April 7 th
Memorial Day	Monday, May 29 th
Juneteenth	Monday, June 19 th
Independence Day	Tuesday, July 4 th
Labor Day	Monday, September 4 th
Veteran's Day	Friday, November 10 th
Thanksgiving Day	Thursday, November 23 rd
Day After Thanksgiving	Friday, November 24 th
Christmas Eve	Friday, December 24 th
Christmas Day	Monday, December 25 th



Hapeville

georgia

Mayor and Council

2023 Meeting Schedule

The Mayor and Council meet the First and Third Tuesday of every month at 6:00 P.M. unless otherwise posted. Meetings are held at the Hapeville Municipal Complex located at 700 Doug Davis Drive.

<u>Month</u>	<u>Meeting Date</u>	<u>Suggested Date</u>
January	Tuesday, January 3, 2023 Tuesday, January 17, 2023	
February	Tuesday, February 7, 2023 Tuesday, February 21, 2023	
March	Tuesday, March 7, 2023 Tuesday, March 21, 2023	
April	Tuesday, April 4, 2023 Tuesday, April 18, 2023	
May	Tuesday, May 2, 2023 Tuesday, May 16, 2023	
June	Tuesday, June 6, 2023 Tuesday, June 20, 2023	
July	Tuesday, July 18, 2023	Suggested change made to only host one meeting in this month due to the Fourth of July Holiday.
August	Tuesday, August 8, 2023 Tuesday, August 22, 2023	
September	Tuesday, September 5, 2023 Tuesday, September 19, 2023	*Please note that the September 5, 2023, Meeting would take place Tuesday after the Labor Day Holiday.
October	Tuesday, October 3, 2023 Tuesday, October 17, 2023	
November	Tuesday, November 7, 2023 Tuesday, November 21, 2023	
December	Tuesday, December 5, 2023	Suggested change made to only host one meeting in this month due to the Christmas Holiday.

**STATE OF
GEORGIA CITY OF
HAPEVILLE**

ORDINANCE NO. _____

AN ORDINANCE TO PRESCRIBE THE SCHEDULING OF REGULAR MEETINGS OF THE MAYOR AND COUNCIL; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the Mayor and Council shall have full power and authority to provide for the execution of all powers, functions, rights, privileges, duties and immunities of the city, its officers, agencies, or employees granted by the City of Hapeville's Charter or by state law; and,

WHEREAS, the municipal government of the City of Hapeville (hereinafter "City") and all powers of the City shall be vested in the Mayor and Council. The Mayor and Council shall be the legislative body of the City; and,

WHEREAS, existing ordinances, resolutions, rules and regulations of the City and its agencies now lawfully in effect not inconsistent with the provisions of the City's charter shall remain effective until they have been repealed, modified or amended; and,

WHEREAS, amendments to any of the provisions of the City's Code may be made by amending such provisions by specific reference to the section number of the City's code; and,

WHEREAS, every official act of the Mayor and Council which is to become law shall be by ordinance; and,

WHEREAS, the Mayor and Council shall fix the date and time of regular meetings of the Mayor and Council by ordinance pursuant to Code of Ordinance Section 2-403; and

NOW, THEREFORE, BE IT, AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HAPEVILLE:

SECTION 1. Scheduling of Regular Meetings Pursuant to Section 2-403 of the Code of Ordinances, the Mayor and Council hereby announce that they shall meet on a regular basis on the first and third Tuesday of every month at 6:00 p.m. Eastern Time (ET), and continue in session from day to day in their discretion. However, Regular Meetings falling on or after a government holiday, will be cancelled or rescheduled. These Regular Meetings not following on the first or third Tuesday are indicated by an asterisk. The holiday schedule is attached hereto and incorporated herein as Exhibit "A". The Mayor and Council reserve the right to assemble and conduct official business on that date in the manner prescribed by law.

Meeting Date

Tuesday, January 3, 2023	Tuesday, July 18, 2023
Tuesday, January 17, 2023	
Tuesday, February 7, 2023	Tuesday, August 8, 2023
Tuesday, February 21, 2023	Tuesday, August 22, 2023
Tuesday, March 7, 2023	Tuesday, September 5, 2023
Tuesday, March 21, 2023	Tuesday, September 19, 2023
Tuesday, April 4, 2023	Tuesday, October 3, 2023
Tuesday, April 18, 2023	Tuesday, October 17, 2023
Tuesday, May 2, 2023	Tuesday, November 7, 2023
Tuesday, May 16, 2023	Tuesday, November 21, 2023
Tuesday, June 6, 2023	
Tuesday, June 20, 2023	Tuesday, December 5, 2023

The meetings shall take place at 700 Doug Davis Drive, Hapeville, GA 30254. They shall begin at 6:00 p.m. and may be continued or adjourned as necessary. Notwithstanding any designation to the contrary, the Mayor and Council reserve the right to transact business without limitation at such meetings to the extent permitted by applicable law.

Section Two. Codification. This Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City.

Section Three. Severability.

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

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

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

Section Four. Repeal of Conflicting Ordinances. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section Five. Effective Date. The effective date of this Ordinance shall be the date of adoption unless otherwise stated herein.

ORDAINED this _____ day of _____, 2022.

CITY OF HAPEVILLE, GEORGIA

Alan Hallman, Mayor

ATTEST:

City Clerk

APPROVED BY:

City Attorney

1 **STATE OF GEORGIA**
2 **CITY OF HAPEVILLE**

3
4 **ORDINANCE NO. _____**
5

6 **AN ORDINANCE TO AMEND PART 1 (“CHARTER AND RELATED LAWS”),**
7 **SUBPART A (“CHARTER”), ARTICLE I (“INCORPORATION, POWERS,**
8 **BOUNDARIES”), APPENDIX C (“WARD BOUNDARIES”) OF THE CODE OF**
9 **ORDINANCES, CITY OF HAPEVILLE, GEORGIA; TO AMEND THE CITY OF**
10 **HAPEVILLE’S WARD BOUNDARIES; TO PROVIDE FOR SEVERABILITY; TO**
11 **REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND**
12 **TO PROVIDE FOR OTHER LAWFUL PURPOSES.**

13
14 **WHEREAS,** the Mayor and Council shall have full power and authority to provide for the
15 execution of all powers, functions, rights, privileges, duties and immunities of the city, its officers,
16 agencies, or employees granted by the City of Hapeville’s Charter or by state law; and,
17

18 **WHEREAS,** the municipal government of the City of Hapeville (hereinafter “City”) and
19 all powers of the City shall be vested in the Mayor and Council. The Mayor and Council shall be
20 the legislative body of the City; and,
21

22 **WHEREAS,** existing ordinances, resolutions, rules, and regulations of the City and its
23 agencies now lawfully in effect not inconsistent with the provisions of the City’s Charter shall
24 remain effective until they have been repealed, modified, or amended; and,
25

26 **WHEREAS,** amendments to any of the provisions of the City’s Code may be made by
27 amending such provisions by specific reference to the section number of the City’s Code; and,
28

29 **WHEREAS,** the Mayor and Council are specifically authorized by law to make certain
30 changes as deemed necessary to the City Charter pursuant to O.C.G.A. § 36-35-6; and
31

32 **WHEREAS,** the procedures required for amending the City’s Ward Boundaries have been
33 satisfied, including, but not limited to, notice and public hearings; and,
34

35 **WHEREAS,** the governing authority of the City finds it desirable to amend and update the
36 City of Hapeville’s Ward Boundaries; and,
37

38 **BE IT, AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF**
39 **THE CITY OF HAPEVILLE, GEORGIA THAT:**
40

41 **Section One.** Part 1 (“Charter and Related Laws”), Subpart A (“Charter”), Article I
42 (“Incorporation, Powers, Boundaries”), Appendix C (“Ward Boundaries”) of the City Code of
43 Ordinances is hereby amended by striking:
44

45 The City of Hapeville shall be divided into two (2) wards. Ward No. 1 shall consist of all
46 of the area of the City of Hapeville south of the railroad tracks at Central Avenue and all
47 of the area of the city west of the centerline of Dogwood Drive, the same being the area
48 formerly comprising Wards 1, 2 and 3. Ward No. 2 shall comprise the area north of the

49 railroad tracks on Central Avenue and east of the centerline of Dogwood Drive, being the
50 area formerly known as Ward No. 4.

51
52 and inserting in lieu thereof the following language:

53
54 Ward 2 begins at the southernmost city boundary corner closest to I-75 and on the northern
55 side of the center line of Central Avenue; thence running westerly along the center line of Central
56 Avenue to its intersection with Dogwood Drive; thence running northerly along the center line of
57 Dogwood Drive to its intersection with Oak Drive; thence running easterly along the center line
58 of Oak Drive to its intersection with Jackson Street; thence running northerly along the center line
59 of Jackson Street; thence running easterly along the center line of Jackson Street to its intersection
60 with Old Jonesboro Road; thence running northerly along the center line of Old Jonesboro Road
61 to its intersection with Birch Street; thence running easterly along the center line of Birch Street
62 to its intersection with Forest Hills Drive SW; thence running northerly along the center line of
63 Forest Hills Drive SW to the northernmost boundary of the City. The remainder of the City is
64 within Ward 1. Both Ward 1 and Ward 2 are depicted in Appendix C to the Charter.

65
66 **Section Two.** Part 1 (“Charter and Related Laws”), Subpart A (“Charter”), Article I
67 (“Incorporation, Powers, Boundaries”), Appendix C (“Ward Boundaries”) is hereby amended by
68 striking existing Ward Boundary and replacing with Hapeville City Council Wards map attached
69 hereto as Exhibit “A.”

70
71 **Section Three. Codification and Certify.** This Ordinance and the Ward Boundary Map
72 adopted hereby shall be codified and certified in a manner consistent with the laws of the State of
73 Georgia and the City.

74
75 **Section Four. Severability.**

76
77 (a) It is hereby declared to be the intention of the Mayor and Council that all sections,
78 paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment,
79 believed by the Mayor and Council to be fully valid, enforceable and constitutional.

80
81 (b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest
82 extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this
83 Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this
84 Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the
85 greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance
86 is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this
87 Ordinance.

88
89 (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance
90 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable
91 by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of
92 the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the
93 greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any
94 of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to
95 the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and
96 sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and
97 effect.

Section Five. Repeal of Conflicting Ordinances. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section Six. Effective Date. The effective date of this Ordinance shall be the date of adoption unless otherwise stated herein.

ORDAINED this _____ day of _____, 2022.

CITY OF HAPEVILLE, GEORGIA

Alan Hallman, Mayor

ATTEST:

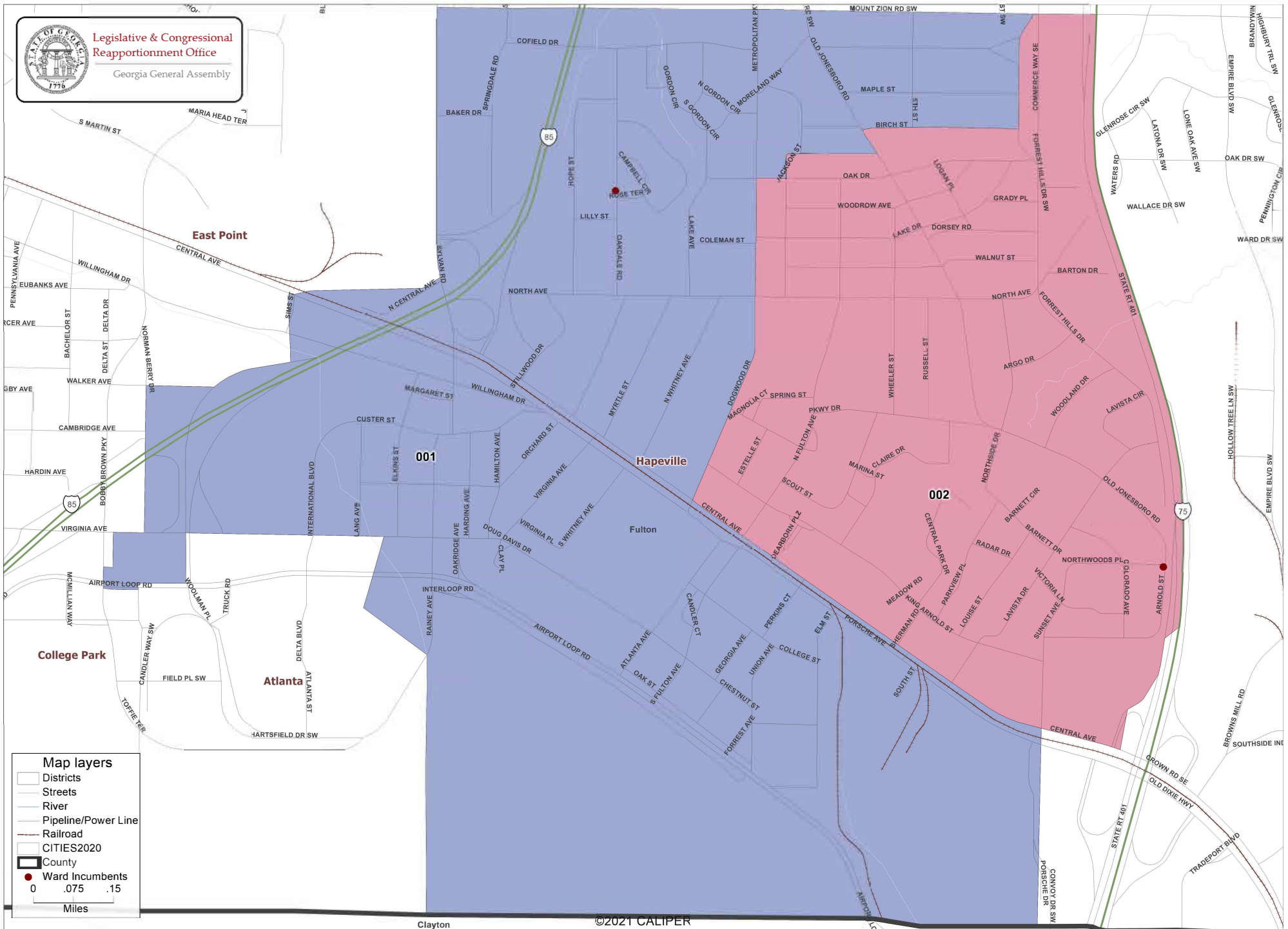
City Clerk

APPROVED BY:

City Attorney

Hapeville City Council Wards

Client: Hapeville
Plan: HapevilleWards-2022
Type: Local



YEAR END ONE TIME PAY - EXPECTED PAY MONTH-YEAR - NOVEMBER-2022

By Department

PER PERSONNEL SPREADSHEET

SUM OF 2% ONE TIME PAYMENT

Full-Time Minimum-500.00 - Part-Time Minimum-250.00

Department Name	Dept #
CITY MANAGER	1320
CITY CLERK	1330
FINANCE ACCOUNTING	1510
CUSTOMER FINANCIAL SVCS	1515
HUMAN RESOURCES	1540
MUNICIPAL COURT	2650
POLICE	3210
FIRE	3510
HIGHWAY & STREETS	4210
RECREATION	6120
PARKS & GROUNDS	6220
CODE ENFORCEMENT	7450
ECONOMIC DEVELOPMENT	7520
TOTAL 100 GENERAL FUND	

	2,000.00
	2,172.13
	4,004.90
	3,221.99
	2,399.71
	1,754.69
	37,029.22
	39,289.95
	7,276.07
	7,062.81
	8,791.74
	1,748.03
	2,419.50
	119,170.75

E-911	215-3800
HOYT-SMITH CENTER	290-6121
WATER & SEWER	505-4420
STORMWATER	506-4320
SOLID WASTE	540-4510
TOTAL OTHER FUNDS	

	7,164.77
	3,043.25
	7,425.00
	1,644.45
	195.94
	19,473.40

TOTAL FT & PT EMPLOYEES - BASED ON PAYCOM PAY RATE REPORT - 10/19/2022

138,644.15