

**WAYCROSS CITY COMMISSION
ANNEXATION - ZONING PUBLIC HEARING
2198 BRUNEL STREET
TUESDAY, MAY 4, 2010 - 6:30 P.M.**

A Public Hearing was held on Tuesday, May 4, 2010 in the commission chambers of city hall. Present were Mayor Clarence E. Billups; Commissioners Daniel Yarbrough, Diane Hopkins, William Simmons, Marian Solomon-Gaines and Norman Davis.

Mayor Billups called the meeting to order, read the rules and appointed Julie C. Dinkins as official time keeper for the hearing.

The purpose of this hearing is to consider amending the zoning map from RM – 75 to C – 2 to allow the owner to use the property as part of his wrecker service and also as a garage.

The City Clerk read the following notice:

PUBLIC NOTICE

The Commission of the City of Waycross has scheduled a public hearing to be held on May 4, 2010 at 6:30 p.m., at the City Hall, 417 Pendleton Street, Waycross, Georgia, for the purpose of considering an amendment to the zoning ordinance of the City of Waycross so as to rezone the areas described below:

2197 Brunel Street South to include 2198 Brunel Street; 2205 Brunel Street, and East to the City Limits.

Present Zoning Classification: RM – 75 Residential
Proposed Zoning Classification: C-2 – Highway Commercial

Description of Property:

All that tract or parcel of land situate, lying and being in Land Lots 212 and 213 in the 8th Land District of Ware County, Georgia, consisting of 11.0097 acres, particularly described as follows: BEGIN at a concrete monument located at the northeasterly corner of the intersection of the rights of way of Gilmore Street and New Swamp Road, and from said point thence run South 41 degrees 51 minutes 29 seconds East along the northeasterly margin of the right of way of the said New Swamp Road a distance of 762.597 feet to a concrete monument; thence continuing along said right of way South 41 degrees 50 minutes 56 seconds East a distance of 419.170 feet to a concrete monument; thence run North 1 degree 9 minutes 49 seconds East a distance of 769.586 feet to an iron pin; thence run North 4 degrees 18 minutes 42 seconds East a distance of 265.384 feet to a concrete monument; thence run South 89 degrees 44 minutes zero seconds West a distance of 824.818 feet to a concrete monument located on the easterly margin of the right of way of Gilmore Street; thence run South zero degrees 16 minutes zero seconds East along the easterly margin of Gilmore Street a distance of 149.999 feet to THE

POINT OF BEGINNING, being the tract of land described in the deed from Newton Properties, Inc. to George L. Nichols dated December 23, 1971 and recorded in Deed Book 13-P, folio 373 on December 29, 1971 in the Office of the Clerk of the Superior Court of Ware County, Georgia, and further being a portion of the tract of land shown on a plat by H.W. Williams, Jr., Surveyor, dated November 23, 1971 and recorded in Plat Book A, Page 891 in the Office of the Clerk of Ware County, Georgia.

LESS AND EXCEPT:

All that tract or parcel of land situate, lying, and being in Land Lot 213 of the 8th Land District in Ware County, Georgia, consisting of 4.00 acres, as described in Deed Book 56-Y, Page 023 in the Office of the Clerk of Superior Court of Ware County, Georgia.

All that tract or parcel of land consisting of approximately one (1) acre and being all of Lots 8 and 9, and portions of Lots 5, 6, 7, 10, 22, 23, 24 and 25 of Block "D" of Crestview Terrace, a subdivision, and being in Land Lot 213 of the 8th Land District of Ware County, Georgia, and being further described as follows: BEGINNING at the point marked by an iron pin where the eastern boundary of Gilmore Avenue intersects the southwestern boundary of New Swamp Road, and run thence South 41 degrees 51 minutes 29 seconds East along the southwestern boundary of New Swamp Road for 376.67 feet to the point of intersection of the western boundary of Osceola Avenue with the southwestern boundary of New Swamp Road, marked by an iron pin; run thence south 0 degrees 16 minutes 29 seconds East along the western boundary of Osceola Avenue a distance of 33 feet, marked by an iron pin; run thence South 89 degrees 43 minutes 31 seconds West for a distance of 250 feet to a point on the eastern boundary of Gilmore Avenue marked by an iron pin; run thence North 0 degrees 16 minutes 29 seconds West along the eastern boundary of Gilmore Avenue for a distance of 314.75 feet to the point or place of beginning; all according to a plat of a survey made by Hugh L. Taylor dated 10/29/74, and on record in the Office of the Clerk of the Superior Court of Ware County, Georgia, in Plat Book "A," Page 1169, to which reference is hereby made for all purposes.

This is that same and identical tract of land as described in that certain Corporation Deed from Circle K Convenience Stores, Inc. to Aden's Minit Mart, Inc. dated August 3, 1987, and recorded in Deed Book 20G, Page 169, Ware County, Georgia, Records.

All that tract or parcel of land situate, lying and being in Land Lot 213 of the 8th Land District in Ware County, Georgia, consisting of 4.00 acres, and being more particularly described as follows: Commence at the northeast corner of the intersection of Gilmore Street and New Swamp Road and run thence South 41 degrees 51 minutes 17 seconds East, along the northeastern margin of New Swamp Road, a distance of 570.90 feet to the POINT OR PLACE OF BEGINNING of the tract herein described; run thence South 41 degrees 52 minutes 04 seconds East, along the northeastern margin of New Swamp Road, a distance of 191.66 feet to a point; run thence South 41 degrees 50 minutes 56 seconds East, along the northeast margin of New Swamp Road, a distance of 419.17 feet to a point; run thence North 01 degree 10 minutes 04 seconds East a distance of 769.62 feet to a point; run thence North 04 degrees 18 minutes 42 seconds East a distance of 69.61 feet to a point; run thence South 48 degrees 08 minutes 31 seconds West a distance of 575.31 feet to the POINT OR PLACE OF BEGINNING; said tract being further described by that certain plat of survey prepared by Robert L. Cheeseman, of H.W. Williams, R.L.

Cheeseman & Associates, Inc., Georgia Registered Land Surveyor, No. 2514, dated June 28, 2001, and recorded in Plat Book "A," page 2926, in the office of the Clerk of the Ware Superior Court; said plat being incorporated herein by reference for description and all other legal purposes.

This 14th day of April, 2010.

JULIE DINKINS
CITY CLERK

Please publish 3 weeks with legal ads beginning 04/17/10, 04/24/10, and 05/01/10

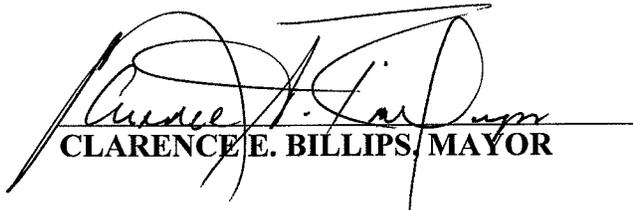
Building and Code Manager Marc Hawkins explained that this request by Mr. Thomas Rylee is to amend the zoning map from RM – 75 to C-2 to allow the owner to use the property as part of his wrecker service and also as a garage. The area of the rezoning request is approximately 4 acres. The Waycross-Ware County Planning Commission met on Tuesday, March 9, 2009 and adopted a motion recommending the Waycross City Commission approve the request with the addition of amending the zoning request to include all properties south and east of Mr. Rylee's property. This will include the rest of Mr. Rylee's land, Aden's Market and Hosanna Church of God properties. .

Addressing the Commission in support of the petition were Mr. Thomas Rylee, Mr. Steve Ursrey, Mr. James Rylee, Mr. Eugene Eagan, and Ms. Shirley Tippins. Those speaking against the petition were Rev. Chester Chancey, Ms. Ruby Cox, Mr. Duane Gray, and Mr. Church Chancey. In particular, the members of the Hosanna Church of God expressed their opposition to being zoned Commercial and requested that they be left out of the zoning change.

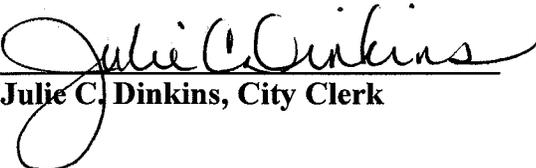
Commissioner Diane Hopkins made the motion to rule favorably for the Petitioner, changing the zoning on the original 4 acres requested and the Aden Minit Market property to C – 2 Commercial and leaving the remainder of Mr. Rylee's property and the Hosanna Church of God property zoned RM – 75 Residential and to request the Attorney to Draft the appropriate Ordinance. Commissioner Norman Davis seconded the motion. All Commissioners voted yes and the motion carried unanimously.

There being no further business, Mayor Billups adjourned the Public Hearing.

CITY OF WAYCROSS


CLARENCE E. BILLIPS, MAYOR

ATTEST:


Julie C. Dinkins, City Clerk