

City of Guyton, Georgia City Council Regular Meeting March 11, 2025 at 7:00 P.M.

Guyton City Hall 310 Central Boulevard Guyton, GA 31312

#### AGENDA

- 1. Call to Order
- 2. Invocation and Pledge of Allegiance
- 3. Consideration to Approve the Agenda

#### 4. Consideration to Approve the Minutes

© 2/12/25 Regular Meeting

#### 5. Reports from Staff and Committees

Kelphie Lundy Police Department Fire Department **Clint Hodges** Public Works/Water/Sewer EOM Planning and Zoning Lon Harden Industrial Development Lon Harden Historical Commission Lucy Powell Center Services Lula Seabrooks Library Board Jim Odum Owntown Development Miller Bargeron, Jr.

#### 6. General Government

- Joe Matz Wastepro contract amendment and resolution
- O Discussion regarding Budget Retreat
- O Discussion regarding Equipment Purchase

#### 7. New Business

- Consideration to approve addition of City Manager Bill Lindsey as a signer for City Bank Accounts
- First reading for consideration to approve Ordinance 2025-02, regarding rezoning of Parcel IDs G1-32, G1-30B & G1-33 From C-2 to C-1, Parkers Kitchen
- © Consideration to approve opening a new account for cash bonds received.

#### 8. Public Participation

Scarlet Chancey- Stephen A. Cohen Military Family Clinic at Cornerstone

#### 9. Dates to Remember

- Thursday, March 13<sup>th</sup> and 27<sup>th</sup>, Bingo at Leisure Services Room, 11:00 AM 12:00 PM, Leisure Services Room, 505 Magnolia Street, Guyton GA 31312
- Wednesday, March 19, 2025, Downtown Development Authority Meeting at 10:00 A.M., Guyton City Hall, 310 Central Boulevard, Guyton GA 31312
- Tuesday, March 25, 2025, Planning and Zoning Meeting at 7:00 P.M., ---Guyton City Hall, 310 Central Boulevard, Guyton GA 31312
- Tuesday, April 8, 2025, Guyton City Council Meeting at 7:00 P.M. --- Guyton City Hall, 310 Central Boulevard, Guyton, GA 31312
- 10. Consideration to Adjourn

#### **Rules of Decorum for All Meetings**

The purpose of the Rules of Decorum is to foster an atmosphere of civil and courteous discourse, even and especially when discussing contentious topics, at all meetings held by the City of Guyton.

- (A) General rules applicable to all (Mayor and City Council, Staff, Members of the Public)
  - 1) Each speaker should refrain from personal attacks, foul or abusive language, and will maintain a civil and courteous manner and tone.
  - 2) During designated times for members of the public to speak, members of the public will be permitted 10 minutes to discuss topics. After 10 minutes of discussion on a topic, members of the public will be limited to 3:00 minutes speaking time. The Mayor or presiding officer shall have the authority to grant additional speaking time. Notwithstanding the foregoing, during public hearings involving zoning decisions, members of the public will have no less than 10 minutes to speak in favor, and no less than 10 minutes to speak in opposition.
  - 3) Members of the audience will respect the rights of others and will not create noise or other disturbances that will disrupt or disturb persons who are addressing the Mayor and Council or Committee or Board or Commission, or members of those bodies who are speaking, or otherwise impede the orderly conduct of the meeting.

(B) Additional Rules for Mayor and City Council, Committees, Boards or Commissions

- 1. The Mayor and City Council, Committees, Boards, Authorities, or Commissions will conduct themselves in a professional and respectful manner at all meetings.
- 2. Questions for staff or individuals or other Council, Committee, Board or Commission members will be directed to the appropriate person to answer. Members of the Mayor and City Council, Committees, Boards, Authorities, or Commissions will attempt to answer or address questions presented one at a time without attempting to talk over another member.
- Members of the Mayor and City Council, Committees, Boards, Authorities, or Commissions are always free to criticize or question policies, positions, data, or information presented. However, members of the Mayor and City Council, Committees, Boards, Authorities, or Commissions will not attack or impugn the person presenting.

#### (C) Enforcement

The Mayor or presiding officer has the authority to enforce each of the Rules of Decorum regarding members of the public. If any Rule is violated, the Mayor or presiding officer will give the speaker a warning, citing the Rule being violated, and telling the speaker that a second violation will result in a forfeiture of the right to speak further. The Mayor or presiding officer also may have the offending speaker removed from the meeting if the misconduct persists. The Mayor or presiding officer shall not have any power under this provision regarding a Council, Committee, Board or Commission member.



# **CITY OF GUYTON**

PO Box 99, Guyton, Georgia 31312 Telephone – 912.772.3353. Fax – 912.772.3152 www.cityofguyton.com Working Together to Make a Difference

Mayor Andy W. Harville City Clerk Moses Walker

#### **City of Guyton Regular Meeting** February 12, 2025 — 7:00 PM

#### MINUTES OF MEETING

**Call to Order** — The City of Guyton Council held a City Council Meeting on February 12, 2025, at Guyton City Hall — 310 Central Boulevard, Guyton, GA 31312. The meeting was called to order by Mayor Andy Harville at approximately 7:00 PM. Mayor Pro Tem Michael Johnson, Councilmember Jeremiah Chancey, Councilmember Joseph Lee, and Councilmember Theodore Hamby were also present at this meeting.

Additional Administrative Staff Present --- City Clerk Moses Walker and City Attorney Wes Rahn were present

Guest Present — The guest sign-in sheets are filed in the Office of the City Clerk.

Invocation — The invocation was led by Johnson.

Pledge of Allegiance — The Pledge of Allegiance was led by Johnson.

**Consideration to Approve the Agenda** — Johnson made a motion to approve the agenda. Lee seconded the motion. Motion passed unanimously.

Consideration to Approve the minutes -----Johnson made a motion to approve the minutes. Hamby second the motion. Motion passed unanimously.

#### **Reports from Staff or Committees**

- Police Department Public Works/Water/Sewer EOM Planning and Zoning Lon Harden Industrial Development Lon Harden Historical Commission Lucy Powell Leisure Services
- Owntown Development Authority

Kelphie Lundy Lula Seabrooks Miller Bargeron, Jr.

#### **New Business**

Mayor – Andy Harville • Mayor Pro Tem – Michael Johnson • Council Members: Jeremiah Chancey • Theodore Hamby • Joseph Lee



# **CITY OF GUYTON**

PO Box 99, Guyton, Georgia 31312 Telephone – 912.772.3353. Fax – 912.772.3152 www.cityofguyton.com Working Together to Make a Difference Mayor Andy W. Harville City Clerk Moses Walker

A. Consideration to approve the employment contract new City Manager Bill Lindsey. Johnson made a motion to approve the employment contract. Hambey seconded the motion. Motion passed unanimously.

B. Consideration to approve Ordinance 2025-03, penalties for possession of marijuana. **Hambey** made a motion to approve the ordinance. **Harville, Chancey, Johnson, Lee** did not approve the motion. Vote to table Ordinance 2025-03 was passed with a vote of four (4) **Harville, Chancey**. **Johnson and Lee**, one (1) against **Hambey**, to be discussed at a town hall meeting in order to hear the opinion of the town citizens. **Johnson** made a motion to table Ordinance 2025-03. **Lee** seconded the motion.

**Consideration to Adjourn -----Johnson** made a motion to adjourn. Lee seconded the motion. **Motion passed unanimously.** 

#### **Dates to Remember**

- Monday, February 17, 2025, City Hall will be closed in observance of Presidents Day
- Tuesday, February 19, 2025, Downtown Development Authority Meeting at 10:00 A.M. — Guyton City Hall, 310 Central Boulevard, Guyton, GA 31312
- Tuesday, March 4, 2025, Seniors in the Know from 9:00 A.M.- 1:00 P.M. Guyton Gymnasium, 505 Magnolia Street, Guyton, GA 31312
- Wednesday, March 5, 2025, Blood Drive at 1:00 P.M.-6:00 P.M. Guyton Gymnasium, 505 Magnolia Street, Guyton GA 31312
- Tuesday, March 11, 2025, Guyton City Council Meeting at 7:00 P.M. -----Guyton City Hall, 310 Central Boulevard, Guyton, GA 31312

City of Guyton

Andy Harville, Mayor

Attest:

Moses Walker, City Clerk

Mayor - Andy Harville • Mayor Pro Tem - Michael Johnson • Council Members: Jeremiah Chancey • Theodore Hamby • Joseph Lee

#### RESOLUTION # 2025-XX

#### A RESOLUTION OF THE CITY OF GUYTON, GEORGIA TO ENTER INTO AN AGREEMENT AMENDING ITS CONTRACT WITH WASTE PRO OF SOUTH CAROLINA, INC. FOR SOLID WASTE SERVICES

**WHEREAS**, the Mayor and Council of Guyton, Georgia (the "City"), are desirous of entering into an agreement to amend its contract with Waste Pro of South Carolina, Inc. (the "Agreement"), a copy of which is attached hereto as Exhibit A;

**WHEREAS**, the Agreement is not binding on the City until a vote by the Mayor and Council to enter into the Agreement; and

**WHEREAS**, the City is desirous of entering into the Agreement because it is in the best interests of the citizenry of the City of Guyton.

#### NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE GOVERNING AUTHORITY OF THE CITY OF GUYTON, GEORGIA IN A REGULAR MEETING ASSEMBLED AND PURSUANT TO LAWFUL AUTHORITY THEREOF, AS FOLLOWS:

- 1. The Agreement is approved, and the Hon. Andy Harville, Mayor of the City of Guyton, Georgia, is fully authorized to: (1) execute all documents necessary to memorialize the Agreement; (2) comply with the terms of the Agreement; and (3) execute all documents in conformity with the Agreement.
- 2. All resolutions in conflict herewith are hereby repealed.
- 3. This Resolution shall become effective immediately upon its adoption by the Mayor and City Council.

SO RESOLVED, this \_\_\_\_ day of March, 2025.

#### **CITY OF GUYTON**

Andy Harville, Mayor

Attest:

Moses Walker, City Clerk

#### EXHIBIT A

Agreement

#### FIRST AMENDMENT TO SOLID WASTE SERVICE AGREEMENT

THIS FIRST AMENDMENT TO THE CONTRACT ("First Amendment") is entered into this 1<sup>st</sup> day of April, 2025 ("Effective date"), by and between the City of Guyton, Georgia (the "City"), a political subdivision of the State of Georgia, and Waste Pro of South Carolina, Inc. (the "Company"), a South Carolina Corporation authorized to do business in the State of Georgia. The City and the Company shall hereinafter collectively be referred to as the "Parties"."

#### WITNESSETH:

WHEREAS, on or about the 25<sup>th</sup> day of January, 2020, the Parties executed a contract wherein the Company agreed to provide solid waste collection and disposal services to the City (the "Agreement");

WHEREAS, the Parties now wish to amend the Agreement as described in this First Amendment;

NOW, THEREFORE, AND IN CONSIDERATION for the mutual covenants herein, the City and the Company agree as follows:

1. <u>Section 3 of the Agreement shall be amended and restated in its entirety as follows:</u>

The term of the Agreement shall be for a period of two-years beginning on April 1, 2025. This Agreement will automatically renew for consecutive two-year periods under the terms included herein, unless either party provides notice of intent not to renew at least 90 days prior to the end of the term.

2. <u>Section 8 of the Agreement shall be amended and restated in its entirety as follows:</u>

A. Residential/Commercial Solid Waste Collection \$ 14.47 - per cart/ per month \$ 4.74 - per cart/ per month (extra cart)

#### B. Residential/Commercial Recycling Service \$ 4. 74 - per cart/ per month

As compensation for the Services, the City shall pay to the Company the established rates as set forth above in Section 8. The Company shall invoice the City for services rendered within fifteen (15) days following the end of the month and the City shall pay the Company within thirty (30) days after receipt of invoice. The rate paid to the Company will be adjusted by residential and commercial unit counts to be conducted as reasonably requested by Company from time to time.

<u>Rate Adjustments</u>. The rates will be adjusted upward *or downward* annually to reflect the cumulative changes in the Consumer Price Index (the "C.P.I") for the preceding year. For the purposes of this Contract, C.P.I. shall mean the Consumer Price Index for the U.S. City Average, All Urban Consumers.

3. Section 3 and Section 8 of the Agreement, as amended above, shall supersede and be controlling over any conflicting provisions of the Agreement.

IN WITNESS WHEREOF, the Parties have executed this First Amendment as of the date written above.

#### **CITY OF GUYTON, GEORGIA**

By: ANDY HARVILLE
Its: Mayor

Attest: \_\_\_\_\_\_ Its: City Clerk

#### WASTE PRO OF SOUTH CAROLINA, INC.

By: \_\_\_\_\_

Title: \_\_\_\_\_





Quote S	ummary
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#### Prepared By:

Prepared For: City Of Guyton GA Home: 912-772-3353

Bennett Zackery Blanchard Equipment Co. Inc. 201 Stockyard Road Statesboro, GA 30458 Phone: 912-764-5629 zbennett@blanchardequipment.com

۰			Cr t Mo	Quote eated C dified C tion Da	)n: )n:	32266296 28 January 2025 28 January 2025 31 January 2025
Equipment Summary	Suggested List	Selling Price		Qty		Extended
2024 JOHN DEERE 3025E Compact Utility Tractor - 1LV3025EKRR167862	\$ 31,019.00	\$ 24,016.27	х	1	=	\$ 24,016.27
Free Basic Warranty Inspection	Included, Value of \$ 0.00	\$ 0.00	Х	1	=	\$ 0.00
2024 Frontier AV20F - 53 In. Root Grapple for 100 - 300E Series Loader - 1XFAV20FLR0013552	\$ 4,357.60	\$ 4,357.60	х	1	=	\$ 4,357.60
Frontier GM2060R Rear Discharge Grooming Mower with Rear Chain Shields	\$ 5,111.00	\$ 5,111.00	х	1	=	\$ 5,111.00
Equipment Total						\$ 33,484,87

	\$ 33,484.87
Quote Summary	
Equipment Total	\$ 33,484.87
SubTotal	\$ 33,484.87
Est. Service Agreement Tax	\$ 0.00
Total	\$ 33,484.87
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 33,484.87



# **Selling Equipment**



Quote Id: 32266296

		ity Tractor - 1LV3025EKRR167862
Hours: Stock Number:	1 122543	<b>Suggested Lis</b> \$ 31,019.00
	122010	φ 31,019.00
Code	Description	Qty
1357LV	2024 JOHN DEERE 3025E FIL R4 TO AIKEN 1357LV	1
	Standard Options	- Per Unit
0202	UNITED STATES - COUNTRY CODE	1 1
0409	ENGLISH OM & MAINT	1
1701	3E FIL WITH BUCKET	1
4060	IMATCH QUICK HITCH CATEGRY 1	1
4110	FLAT BAR DRAFT LINK-STANDARD	1
5214	43X16-20 6PR R4 INDUSTRIAL	1
6214	27X8.50-15 6PR R4 INDUSTRIAL	1
	Value Added S	ervices
	Free Basic Warranty Inspection	
24 21 22 글로 알려진 한 12 12 	Other Char Setup	
	FACTORY HAUL	1
	FACTURT HAUL	
and ward in the Antika substation		en den se anten a se a La companya de la comp
Original Factor		
Code	Description	的情報是不會的 化二乙酸乙烯 化化物化
0202	UNITED STATES - COUNTRY CODE	
0409	ENGLISH OM & MAINT	
1701	3E FIL WITH BUCKET	
4060	IMATCH QUICK HITCH CATEGRY 1	
4110	FLAT BAR DRAFT LINK-STANDARD	
5214	43X16-20 6PR R4 INDUSTRIAL	
6214	27X8.50-15 6PR R4 INDUSTRIAL	

2024 Frontier AV20F - 53 In. Root Grapple for 100 - 300E Series Loader - 1XFAV20FLR0013552				
Hours:	0	Suggested List		
Stock Number:	129295	\$ 4,357.60		



# Selling Equipment



Quote Id: 32266296

Code	Description	Qty	
2381XF	Frontier AV20F 53 IN ROOT GRAPPLE 2381XF	1	
		tions - Per Unit	
0202	US DESTINATION	Reprint and the second of the second	1999년 1997년 1997년 1997년 1997년 199 1997년 1997년 199
0409	AV20F ENGLISH OM	1	
	3rd Function Full Kit	tachments 1	
	3rd Function Full Kit	tachments 1 Charges 1 1	
	3rd Function Full Kit <b>Other</b> Freight FRT DISC Discount	1	

Code	Description
0202	US DESTINATION
0409	AV20F ENGLISH OM

Hours: Stock Numbei	Shield:	Suggested \$ 5,111
<b>Code</b> 0481XF	Description GM2060R Rear Discharge Grooming	<b>Qty</b> 1
	Mower with Rear Chain Shields Standard Ontions	- Per Unit
3050	Solid Gauge Wheel Tires	n sen de la companya de la companya 1
	Other Char	
	Freight	<ul> <li>The second se Second second sec</li></ul>



Extended Repair Plan Proposal		Pow	PowerGard <sup>™</sup> Protection Plan Residentia		
Date : January 28 Machine/Use Infe		Plan Descriptio	n	Price	
Manufacturer	JOHN DEERE	Plan Type:		Deductible:	
Equipment Type	3025E TRACTOR	Coverage:		Quoted Price	\$ 0.00
Model	3025E TRACTOR	Total Months:			
		Total Hours:			
inspection/certification proces Tractors, 24 months on Golf 8	is and must also past fluid testin	g. The Total Months and Tot AG Harvesting and Sprave	Varranty, Many PowerC al Hours listed above in	e Deere basic warranty period and has n ard quotes presented in the Delayed Pu clude the John Deere Basic Warranty te nths/1000 hours on most Gator Utility V	Irchase Period will require
Proposal Prepa			l have been	offered this coverage a	nd
Customer Name	Please Print	199 // - 19 10 10 10 10 10 10 10 10 10 10 10 10 10	I ACCEPT the Residential plan		
			🗸 I DECLII	<b>NE</b> the Residential plan	
Customer Signati	ure		above is not o component fa	ully understand that my covered for repair expen ilures beyond the origina ed by John Deere.	ses due to

Note : This is <u>not</u> a contract. For specific PowerGard<sup>™</sup> Protection plan Residential coverage, please refer to the terms and conditions on John Deere's public website(<u>www.JohnDeere.com</u>) under Services & Support >Warranty > Extended Warranties > PowerGard protection plan Residential.

#### PowerGard<sup>™</sup> Protection Plan Residential (Residential plan) is:

The PowerGard™ Protection Plan Residential is an extended repair plan that provides parts and labor coverage up to four years beyond the manufacturer's warranty.It is available on all riding lawn equipment,zero-turn radius mowers, utility vehicles, utility tractors and compact utility tractors.Your John Deere equipment will be in the hands of qualified, certified technicians from John Deere dealers using Genuine John Deere Parts.

Not covered under a Residential plan:

Residential plans do not cover routine maintenance services or items normally designed to be replaced by the purchaser due to normal wear and tear. They do not cover any product used for commercial or rental applications. They also do not cover repairs for damage from accident, misuse, fire, theft, or exposure to weather conditions such as lightning, hail, flood or water. See the actual PowerGard™ Protection Plan Residential Terms and Conditions for a complete listing of coverage, and limitations and conditions under the program.



Benefits of a Residential plan:

- Offer the choice of adding up to 4 years of repair coverage beyond the machine's factory warranty.
- Do not require preapproval before repairs are made by the authorized John Deere dealership.
- Is transferable by the original purchaser for the balance of the original agreement period.
- Ensures higher resale value and makes equipment more marketable during sale or trade-in.
- Comprehensive Plans:
  - No deductibles and no out-of-pocket costs on covered repairs.
  - Free transportation for factory warranty and extended repair plan repairs for the term of the plan(Note:A surcharge may apply for machines located outside of the dealership's normal service area).
- Limited Powertrain Plans:
  - Low deductibles on covered repairs
  - Do not provide transportation coverage

#### CITY OF GUYTON

#### **STATE OF GEORGIA**

#### ORDINANCE NO. 2025-02

AN ORDINANCE TO AMEND THE ZONING ORDINANCE AND OFFICIAL ZONING MAP OF THE CITY OF GUYTON, GEORGIA, TO REZONE FROM ZONING CLASSIFICATION OF C-2 TO A ZONING CLASSIFICATION OF C-1 CERTAIN REAL PROPERTY OWNED BY 94 CENTRAL BLVD LLC AND 1 BREWSTER LLC, KNOWN AS PARCEL NOS. G0010032, G0010030B00, AND G0010033; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**WHEREAS**, the duly elected governing authority of Guyton, Georgia is authorized by O.C.G.A. § 36-35-3 to adopt ordinances relating to its property, affairs, and local government; and

**WHEREAS**, the Mayor and Council have the authority to amend the zoning classification of parcels from time to time;

#### NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF GUYTON, GEORGIA IN A REGULAR MEETING ASSEMBLED AND PURSUANT TO LAWFUL AUTHORITY THEREOF, AS FOLLOWS:

**SECTION 1.** The Zoning Ordinance and Official Zoning Map of the City of Guyton, Georgia, is hereby amended so that real property known as Parcel Nos. G0010032, G0010030B00, and G0010033, consisting of 1.18 acres, more or less, presently owned by 94 CENTRAL BLVD LLC and 1 BREWSTER LLC, and more fully described in Attachment A, which is hereby incorporated by reference as if set forth verbatim herein, be rezoned from its present zoning classification of C-2 to a zoning classification of C-1.

**SECTION 2.** All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

**SECTION 3.** This ordinance shall become effective upon the date of adoption.

**SECTION 4.** The City Manager of the City of Guyton or his designee is hereby instructed to amend the Official Zoning Map of the City of Guyton to reflect the re-zoning reflected herein.

SO ORDAINED, this \_\_\_\_\_day of \_\_\_\_\_\_, 2025.

#### **CITY OF GUYTON**

ANDY HARVILLE, Mayor

ATTEST:

MOSES WALKER, City Clerk

#### Attachment A – Ordinance 2025-02

#### **LEGAL DESCRIPTION**

#### PARCEL ONE.

ALL that certain lot, tract or parcel of land situate, lying and being in the City of Guyton, 10<sup>th</sup> G.M. District of Effingham County, Georgia, having a frontage on State Highway No. 17 of Ninety (90') feet, with a rectangular depth eastwardly therefrom. Said parcel of land being bounded on the north by the northern one-half of said parcel; on the east by lands now or formerly of Mock; on the south by lands now or formerly of Williams; and on the west by Georgia State Highway No. 17, being more particularly described on a plat by Paul Weitman, County Surveyor, recorded in the Surveyor's Records Effingham county, Georgia, in Surveyor's Record Book "I", page 181, said plat being specifically incorporated herein as part of this description.

#### PARCEL TWO:

ALL that certain tract or parcel of land situate, lying and being in the Town of Guyton, 10th G.M. District of Effingham County, Georgia, containing Thirty-seven Hundredths (0.37) of an acre, more or less, and being bounded on the northeast by lands now or formerly of Kock; on the southeast by lands now or formerly of Hembel and by lands now or formerly of Patterson; on the west-southwest by Georgia State Highway 17 and by lands of Baumann and on the north-northwest by lands of Baumann and by lands of Hasbrouck. Express reference is hereby made to a plat of said lands made by Paul Wilder, R.L.S. #1559, dated September 14, 1984, and recorded in the Office of the Clerk of the Superior Court of Effingham County, Georgia, in Plat Record Book 19, page 43, for better determining the metes and bounds of said lands herein conveyed.

#### PARCEL THREE:

ALL that certain tract or parcel of land situate, lying and being in the Town of Guyton, 10th G.M. District of Effingham County, Georgia, containing Forty-three Hundredths (.43) of an acre, more or less, and being bounded on the northeast by lands of Marvin B. Hembel, a distance of 90 feet; on the southeast by lands of Marvin B. Hembel, a distance of 216.93 feet; on the west-southwest by Georgia State Highway #17, a distance of 90 feet and on the northwest by lands of Hasbrouck, a distance of 204.32 feet. Express reference is hereby made to a plat of said lands made by Paul Wilder, R.L.S. #1559, dated October 6, 1982, and recorded in the Office of the Clerk of the Superior Court of Effingham County, Georgia, in Plat Record Book 15, page 221, for better determining the metes and bounds of said lands herein conveyed.

ALSO, a non-exclusive easement for ingress and egress over and across the lands of Marvin B. Hembel lying on the southeast boundary line of said lands which lead from the location of the house as shown on said plat above referred to, to the boundary of Georgia state Highway #17.

CITY OF GUYTON, GEORGIA P.O. Box 99 Guyton, GA 31312 912.772.3353

FEE PAID \$\_\_\_\_\_ DATE: RECEIVED BY: Title:

#### **REZONING APPLICATION**

INSTRUCTIONS: READ THIS FORM COMPLETELY, then answer each item. Please type or print neatly. Attach additional pages, if necessary.

#### **INCOMPLETE APPLICATIONS WILL BE RETURNED AND NOT** CONSIDERED FURTHER UNTIL COMPLETE.

1. Landowner: \_[Parcels: G1-32, G1-30B, & G1-33] 94 Central Blvd. LLC and 1 Brewster LLC

- a. Address: 94 Central Blvd., Guyton, GA 31312
- b. Phone #:( )

IF YOU ARE NOT THE LANDOWNER, YOU MUST OBTAIN WRITTEN, NOTARIZED PERMISSION TO APPLY ON THE LANDOWNER'S BEHALF.

- 2. Name of Agent, if any: Dravton-Parker Companies, LLC (Daniel Ben-Yisrael)
  - a. Address: 171 Crossroads Parkway, Savannah, GA 31407
  - b. Phone #:( 912) 231-1001
- 3. ADDRESS OR LOCATION OF PROPERTY: 94 Central Boulevard, Guyton GA 31312
- 4. EXISTING USE OF PROPERTY: The existing use of the three properties to be rezoned are empty grassed lots.

G0010033

5. PRESENT ZONING (check correct box; if unsure, check with city clerk)

()R-1	() R-2	() R-3	() R-4	( ) MH	( ) R-5
() C-1	(V) C-2	() C-3	() I-L	() I-G	

#### 6. PROPOSED ZONING (check correct box)

() R-1	() R-2	() R-3	() R-4	( ) MH	( ) R-5
<u>(</u> ) C-1	() C-2	() C-3	( ) I-L	( ) I-G	( ) C-P

NOTE: Your proposed use may require a special use permit. Review the city zoning ordinance to determine if such a permit is required. If so, you will need to simultaneously file a special use permit application; your application package will not be considered complete otherwise, and will be returned.

7

7. List nearby property owners - include the name, address and tax/parcel number for all property owners abutting the parcel of land being considered. You may obtain this information from the Effingham County Tax Assessor (@ http://gpublic.net/ga/effingham/), or Effingham County's GIS maps (@http://effingham.binarvbus.com/)

NAME	TAX MAP PARCEL #	ADDRESS
Louis T & Marsha H Roe	G0010034A00	92 Central Boulevard
Thomas & Dianne Roe	G0010034 .	90 Central Boulevard
David K Minor	G0010030	106 Springfield Avenue
-	Ŧ	

Attach additional pages if necessary

 Describe proposed use (include reasons for rezoning): The proposed use will be for the expansion of the Parker's Kitchen Gas Station and Convenience Store currently located at the corner lot. Parker's is looking to expand the site to include the three additional parcels that are currently zoned C-2. This includes demoing the current building and replacing with a new 6,065 SF convenience store, additional parking, and stormwater infrastructure. The three adjacent parcels will need to be rezoned to C-1 to bring all parcels into one zoning classification prior to combining the parcels into one overall parcel. Additionally, a special use permit application will be applied for as part of this rezoning application.

Attach additional pages if necessary

#### 9. ATTACH PLOT PLAN (OR SURVEY TO SCALE) showing the following:

- Location of existing and proposed structures and uses
- Access drives
- Parking .
- Loading areas .
- Easements .
- Utilities .
- Existing zoning and future land designation •
- 9A. DETAILED SITE DEVELOPMENT PLAN. If you are seeking rezoning for R-2, R-3, R-5, MH, C-1, C-2, C-3, I-L, I-G, or C-P, you must submit a detailed site development plan prepared by a registered surveyor containing the following elements:
  - Survey plat showing dimensions of the property to be rezoned
  - Location and dimension of existing structures, rights-of-way, marshlands, boundaries, watercourses, and lakes
  - Location and dimension of proposed development including structures, types of uses, access drives, setbacks, easements, etc.
  - Location and dimensions of proposed recreational areas and buffer zones, if any.
  - Location and size of water, sewer, and drainage facilities
  - In case of residential developments, proposed number of dwelling units and net acres available for building
  - In case of commercial and industrial developments, proposed off-street parking and loading areas, signage, and outdoor lighting.

Failure to submit any required documentation results in an incomplete application - WHICH WILL BE RETURNED TO YOU and NOT CONSIDERED FURTHER.

#### PLEASE NOTE:

DATE

01.08.2025

- In granting a rezoning request, the Planning Commission may prescribe appropriate conditions as (Section 1105(2)(g)(4) of the City Zoning Ordinance).
- A completed application must be filed at least thirty-two (32) days prior to the Planning . Commission meeting at which the request will be heard.

I hereby acknowledge that I have read this application and understand the contents. I also state that the above information is correct.

LANDOWNER or AGENT

Signature:\_\_\_

(L.S.)

Digitally signed by Tiffany E=IJackson@parkersav.com, O="Drayton-Parker Companies, LLC", CN="Tilfany Jackson, Entition="companies",

Jackson, Entitlement Manager DN: C=US, E=tjackson@parkersav.com, Reason: I am approving this document Date: 2025.01.08 08:03:46-05'00'



# **CITY OF GUYTON**

PO Box 99 Guyton, Georgia 31312 Telephone – 912.772.3353 Fax – 912.772.3152 www.cityofguyton.com Working Together to Make a Difference

#### Special Permit Use Application

Applicant Name:\_ Drayton-Parker Companies, LLC (Tiffany Jackson)

Applicant Mailing Address: 171 Crossroads Parkway, Savannah, GA 31407

Phone Number: 912-231-1001 Email Address: dbenyisrael@parkersav.com

Street Address of Property: <u>94 Central Blvd., Guyton, GA 31312</u>

Describe the requested special use: The proposed properties use will be for a convenience

store and gas station which both require a special use permit within the C1 zoning district.

The three parcels requesting to be rezoned will be combined with the existing corner

parcel to renovate / expand the existing c-store and gas station use.

(continue on back of page if needed) I am the owner of the property: YES NO If you are not the property owner, written permission from the owner stating approval for this special permit use request must be attached)

gan	ny picks	DN: C-US, E-ljackson@parkersav.com, Q-:Drayton-Parker Companies. LLC", CN-:Tif Jackson, Entitlement Manager Reason: I am approving this document Date: 2025.01.08 08.05.01-05'00'

**Applicants Signature** 

01.08.2025

Date

The Zoning Official or City Clerk will review this application and confirm if special permit use is required for requested use. If required, the applicant will initial below, acknowledging the public hearing dates and process needed for approval. Fee will be required at this time.

#### To be completed by Zoning Official:

Parcel ID:	Current Zoning:				
Code Section Affected:					
Invoice Number:	Amount:	Date Paid:			
Planning & Zoning Public Hearing Date:					
Notification sent:	Planning and Zoning Decision:				

January 7, 2025

City of Guyton P.O. Box 99 Guyton, GA 31312 912-772-3353

**Ownership Permission Letter - Rezoning and Special Use Permit Application** RE: 94 Central Blvd., Guyton, GA 31312 Parcel #'s: G1-32, G1-30B, & G1-33

As current landowner under the legal name of 94 Central Blvd. LLC and 1 Brewster LLC (selier) of subject property described as parcels G1-32, G1-30B, & G1-33 and located at 94 Central Blvd., Guyton, GA 31312, I hereby give my permission for Drayton-Parker Companies, LLC (buyer) to apply for a rezoning and special use permit application within the City of Guyton on my behalf.

Sincerely,

94 Central Blvd. LLC and 1 Brewster LLC

Howken E. Spives

BY:

NAME:

of

DATE:

ELEAM N.

NOTARY PUBLIC

BY:

Michelle Leg Masteller

NAME:

DATE:

COMMISSION #:

THIS BOX IS RESERVED FOR THE SUPERIOR COURT CLERKS FILING INFORMATION

# ALTA / NSPS LAND TITLE SURVEY

# AS SURVEYED LEGAL DESCRIPTION

#### PARKER'S #30 PARCEL:

All that certain lot, tract, or parcel of land situate, lying and being in the 10<sup>th</sup> G.M. District, Town of Guyton, Effingham County, Georgia, and being more particularly described as follows

BEGINNING at a 5" right of way marker found on the southern right-of-way of Georgia State Highway #119 (60' public right-of-way), having a coordinate value of North 848463.92 and East 895341.02 according to the Georgia State Plane Coordinate System, NAD83, US Foot, said point also being known as the POINT OF BEGINNING.

THENCE along the right-of-way of Georgia State Highway #119, N 64°56'44" E a distance of 192.64' to a 2" concrete monument found and the common corner of the lands of David K. Minor THENCE leaving the right-of-way of Georgia State Highway #119 and along the common line with the lands of David K. Minor, S 23°21'50" E a distance of 160.71' to an iron axle found; THENCE S 05°40'52" E a distance of 25.43' to a 3" concrete monument found on the common line of the lands of 94

Central Blvd., LLC and 1 Brewster, LLC; THENCE along the common line with the lands of 94 Central Blvd., LLC and 1 Brewster, LLC, S 61°49'30" W a distance of 88.38' to a 5/8" iron rebar found (LS3414); THENCE S 66°57'36" W a distance of 204.59' to a 5/8" iron rebar found on the eastern right-of-way of Georgia State Highway #17; THENCE along the right-of-way of Georgia State Highway #17, N 15°20'19" W a distance of 145.45' to a 5" right-of-way monument found (leaning) on the southern right-of-way of Georgia State Highway #119; THENCE along the right-of-way of Georgia State Highway #119, N 33°20'39" E a distance of 42.16' to a 5" right-of-way monument found (leaning); THENCE N 47°18'19" E a distance of 55.40' to a 5" right-of-way monument found, the said POINT

OF BEGINNING.

Said PARKER's #30 PARCEL contains 1.198 Acres (52,184 Square Feet) of land, more or less.

#### PARKER'S #30 PARCEL

ALL that certain lot, tract of parcel of land situate, lying and being in the Town of Guyton, 10th G.M. District, Effingham County, Georgia, containing 1.23 acres, more or less, that is shown and more particularly described by the plat of survey made by Warren E. Poythress, R.L.S. #1953, dated July 1, 1993, recorded in the Office of the Clerk of the Superior Court of Effingham County, Georgia, in Plat Cabinet A, Slide 224-F, which is incorporated into this description by specific reference thereto. (taken from Warranty Deed in Deed Book 1437, page 253)

## SCHEDULE B, PART II EXCEPTIONS

Parcel One, Parcel Two & Parcel Three (94 Central Blvd, LLC and 1 Brewster, LLC)

Fidelity National Title Insurance Company Commitment No.: DC41-24-1181 Commitment Date: October 9, 2024 at 08:00 A.M. ITEMS #1 - #7 ARE NOT SURVEY RELATED MATTERS

- Georgia Department of Transportation Construction and Maintenance Easement from Roscoe Collins and Carolyn Collins, dated February 16,2016, as recorded in Deed Book 2333, Page 404, Effingham County, Georgia records. (AFFECTS SUBJECT PROPERTY AS SHOWN)
- Georgia Department of Transportation Driveway Easement from Roscoe Collins and Carolyn Collins, dated February 16,2016, as recorded in Deed Book 2333, Page 408, Effingham County, Georgia records. (DOES NOT AFFECT SUBJECT PROPERTY - EXPIRED AT COMPLETION & FINAL ACCEPTANCE OF PROJECT)
- All matters as shown on plats recorded in Plat Book I, Page 181, Effingham County, Georgia records. (NO MATTERS SHOWN ON THIS PLAT AFFECT SUBJECT PROPERTY)
- All matters as shown on plats recorded in Plat Book J, Page 156, Effingham County, Georgia records. (DOES NOT AFFECT SUBJECT PROPERTY)
- All matters as shown on plats recorded in Plat Book 19, Page 42, Effingham County, Georgia records. (NO MATTERS SHOWN ON THIS PLAT AFFECT SUBJECT PROPERTY)

END OF SCHEDULE B, PART II

ALL that certain lot, tract or parcel of land situate, lying and being in the City of Guyton, 10th G.M. District of Effingham County, Georgia, having a frontage on State Highway No. 17 of Ninety (90') feet, with a rectangular depth eastwardly therefrom. Said parcel of land being bounded on the north by the northern one-half of said parcel; on the east by lands now or formerly of Mock; on the south by lands now or formerly of Williams; and on the west by Georgia State Highway No. 17, being more particularly described on a plat by Paul Weitman, County Surveyor, recorded in the Surveyor's Records Effingham county, Georgia, in Surveyor's Record Book "I", Page 181, said plat being specifically incorporated herein as part of this description.

#### PARCEL TWO:

PARCEL ONE:

ALL that certain tract or parcel of land situate, lying and being in the Town of Guyton, 10th G.M. District of Effingham County, Georgia, containing Thirty-seven Hundredths (0.37) of an acre, more or less, and being bounded on the northeast by lands now or formerly of Kock; on the southeast by lands now or formerly of Hembel and by lands now or formerly of Patterson; on the west-southwest by Georgia State Highway 17 and by lands of Baumann and on the north-northwest by lands of Baumann and by lands of Hasbrouck Express reference is bereby made to a plat of said lands made by Paul Wilder, R.L.S. #1559, dated September 14, 1984, and recorded in the Office of the Clerk of the Superior Court of Effingham County, Georgia, in Plat Record Book 19, Page 42, for better determining the metes and bounds of said lands herein conveyed.

PARCEL THREE:

ALL that certain tract or parcel of land situate, lying and being in the Town of Guyton, 10th G.M. District of Effingham County, Georgia, containing Forty-three Hundredths (.43) of an acre, more or less, and being bounded on the northeast by lands of Marvin B. Hembel, a distance of 90 feet; on the southeast by lands of Marvin B. Hembel, a distance of 216.93 feet; on the west-southwest by Georgia State Highway #17, a distance of 90 feet and on the northwest by lands of Hasbrouck, a distance of 204.32 feet. Express reference is hereby made to a plat of said lands made by Paul Wilder, R.L.S. #1559, dated October 6, 1982, and recorded in the Office of the Clerk of the Superior Court of Effingham County, Georgia, in Plat Record Book 15, Page 221, for better determining the metes and bounds of said lands herein conveyed.

# OF

# PARKER'S KITCHEN - CENTRAL BOULEVARD SITE TOWN OF GUYTON, EFFINGHAM COUNTY, GEORGIA EMC PROJECT NO. 24-2091

## OF RECORD LEGAL DESCRIPTION

### **OF RECORD LEGAL DESCRIPTION**

## AS SURVEYED LEGAL DESCRIPTION

PARCEL ONE All that certain lot, tract, or parcel of land situate, lying and being in the 10<sup>th</sup> G.M. District, Town of Guyton, Effingham County, Georgia, and being more particularly described as follows

COMMENCING at a 5" right of way marker found on the southern right-of-way of Georgia State Highway #119 (60' public right-of-way), having a coordinate value of North 848463.92 and East 895341.02 according to the Georgia State Plane Coordinate System, NAD83, US Foot. THENCE along the right-of-way of Georgia State Highway #119, S 47°18'19" W a distance of 55.40' to a 5" right-of-way monument found (leaning) HENCE S 33°20'39" W a distance of 42.16' to a 5" right-of-way monument found (leaning) on the eastern right-of-way of Georgia State Highway # (60' public right-of-way); THENCE along the right-of-way of Georgia State Highway #17, S 15°20'19" E a distance of 145.45' to a 5/8" iron rebar found; THENCE S 14°50'58" E a distance of 90.94' to a 5/8" iron rebar found (leaning); THENCE S 14°47'55" E a distance of 25.46' to a 5/8" iron rebar set and the common corner of the lands of 94 Central Blvd., LLC And 1 Brewster, LLC, having coordinate value of North 848138.34 and East 895345.42 according to the Georgia State Plane Coordinate System, NAD83, US Foot; said point also being known as the POINT OF BEGINNING.

THENCE leaving the right-of-way of Georgia State High #17 and along the common line with the lands of 94 Central Blvd., LLC and 1 Brewster, LLC, N 64°27'24" E a distance of 220.80' to a 5/8" iron rebar found and common corner of the lands of Thomas and Dianne Roe; THENCE along the common line with the lands of Thomas and Dianne Roe, S 22°50′22" E a distance of 90.14' to a 5/8" iron rebar found and common corner of the lands of Louis T. and Marsha H. Roe; THENCE along the common line with the lands of Louis T. and Marsha H. Roe, S 64°51'15" W a distance of 233.33' to a 5/8" iron rebar found on the eastern right-of-way of Georgia State Highway #17; THENCE along the right-of-way of Georgia State Highway #17, N 14°47'55" W a distance of 90.00' to a 5/8" iron rebar set, the said POINT OF BEGINNING.

Said PARCEL ONE contains 0.465 Acres (20,269 Square Feet) of land, more or less.

#### PARCEL TWO:

All that certain lot, tract, or parcel of land situate, lying and being in the 10<sup>th</sup> G.M. District, Town of Guyton, Effingham County, Georgia, and being more particularly described as follows

COMMENCING at a 5" right of way marker found on the southern right-of-way of Georgia State Highway #119 (60' public right-of-way), having a coordinate value of North 848463.92 and East 895341.02 according to the Georgia State Plane Coordinate System, NAD83, US Foot. THENCE along the right-of-way of Georgia State Highway #119, S 47°18'19" W a distance of 55.40' to a 5" right-of-way monument found (leaning); THENCE S 33°20'39" W a distance of 42.16' to a 5" right-of-way monument found (leaning) on the eastern right-of-way of Georgia State Highway #17 (60' public right-of-way); THENCE along the right-of-way of Georgia State Highway #17, S 15°20'19" E a distance of 145.45' to a 5/8" iron rebar found; THENCE S 14°50'58" E a distance of 90.94' to a 5/8" iron rebar found (leaning) and the common corner of the lands of 94 Central Blvd., LLC and 1 Brewster, LLC, having coordinate value of North 848162.95 and East 895338.92 according to the Georgia State Plane Coordinate System, NAD83, US Foot; said point also being known as the POINT OF BEGINNING.

THENCE leaving the right-of-way of Georgia State High #17 and along the common line with the lands of 94 Central Blvd., LLC and 1 Brewster, LLC, N 67°04'49" E a distance of 216.99' to a 5/8" iron rebar set; THENCE N 22°41'13" W a distance of 90.47' to a 5/8" iron rebar found (leaning) on the common line of the lands of First City Associates, LLLP; THENCE along the common line with the lands of First City Associates, LLLP, N 61°49'30" E a distance of 88.38' to a 3" concrete monument found and common

corner of the lands of David K. Minor: THENCE along the common line with the lands of David K. Minor, N 62°51'47" E a distance of 19.24' to a 1.5" open top pipe found; THENCE S 24°19'58" E a distance of 110.22' to a 5/8" iron rebar found and the common corner of the lands of Thomas and Dianne Roe;

THENCE along the common line with the lands of Thomas and Dianne Roe S 64°32'20" W a distance of 110.41' to a 5/8" iron rebar found and the common corner of the lands of 94 Central Blvd., LLC and 1 Brewster THENCE along the common line with the lands of 94 Central Blvd., LLC and 1 Brewster, LLC, S 64°27'24" W a distance of 220.80' to a 5/8" iron rebar

set on the eastern right-of-way of Georgia State Highway #17; THENCE along the right-of-way of Georgia State Highway #17, N 14°47'55" W a distance of 25.46' to a 5/8" iron rebar found (leaning), the said POINT OF BEGINNING.

Said PARCEL TWO contains 0.371 Acres (16,158 Square Feet) of land, more or less.

#### PARCEL THREE:

All that certain lot, tract, or parcel of land situate, lying and being in the 10<sup>th</sup> G.M. District, Town of Guyton, Effingham County, Georgia, and being more particularly described as follows:

COMMENCING at a 5" right of way marker found on the southern right-of-way of Georgia State Highway #119 (60' public right-of-way), having a coordinate value of North 848463.92 and East 895341.02 according to the Georgia State Plane Coordinate System, NAD83, US Foot. THENCE along the right-of-way of Georgia State Highway #119, S 47°18'19" W a distance of 55.40' to a 5" right-of-way monument found (leaning); THENCE S 33°20'39" W a distance of 42.16' to a 5" right-of-way monument found (leaning) on the eastern right-of-way of Georgia State Highway #17 (60' public right-of-way); THENCE along the right-of-way of Georgia State Highway #17, S 15°20'19" E a distance of 145.45' to a 5/8" iron rebar found at the common corner of the lands of First City Associates, LLLP, having coordinate value of North 848250.86 and East 895315.61 according to the Georgia State Plane Coordinate System, NAD83, US Foot; said point also being known as the POINT OF BEGINNING.

THENCE leaving the right-of-way of Georgia State High #17 and along the common line with the lands of First City Associates, LLLP, N 66°57'36" E a distance of 204.59' to a 5/8" iron rebar found (LS3414) and common corner of the lands of 94 Central Blvd., LLC and 1 Brewster, LLC; THENCE along the common line with the lands of 94 Central Blvd., LLC and 1 Brewster, LLC, S 22°41'13" E a distance of 90.47' to a 5/8" iron rebar set: THENCE S 67°04'49" W a distance of 216.99' to a 5/8" iron rebar found (leaning) on the eastern right-of-way of Georgia State Highway #17; THENCE along the right-of-way of Georgia State Highway #17, N 14°50'58" W a distance of 90.94 to a 5/8" iron rebar found, the said POINT OF BEGINNING

Said PARCEL THREE contains 0.437 Acres (19,023 Square Feet) of land, more or less.

Parcel One, Parcel Two and Parcel Three being the same properties as described in the Fidelity National Title Company Commitment Number DC41-24-1181; Commitment Date October 9, 2024 at 08:00 A.M.





