

Planning Commission Meeting
700 Doug Davis Drive
Hapeville, Georgia 30354

Tuesday, December 13, 2016
6:00PM

AGENDA

1. Welcome And Introduction
2. Approval Of Minutes

November 8, 2016

3. Old Business
4. New Business
 - 4.I. Official Major Street Plan Ordinance Text Amendment

Documents:

[PLANNERS REPORT, DEARBORN PLAZA RENAMING.PDF](#)
[OFFICIAL STREET PLAN ORDINANCE - 01-10-2017.PDF](#)
[MAJOR STREET PLAN MAP JAN 10 2017.PDF](#)

- 4.I.i. Public Comment
5. Open Discussion
6. Next Meeting Date - January 17, 2017 At 6:00PM
7. Adjourn



Planner's Report

TO: Brian Wismer, Planning Commission Chairman
FROM: Lynn M. Patterson, City Planner
SUBJECT: Renaming Dearborn Plaza
DATE: December 2, 2016

FINDINGS

The Mayor & Council of Hapeville are proposing that Dearborn Plaza be renamed "Samuel Hape Plaza." This matter is scheduled for consideration by Planning Commission on December 13, 2016 at 6:00 PM. The Ordinance procedure for renaming a street is reprinted below. A proposed "Official Major Street Plan of Hapeville, Georgia" is attached and will be available at the meeting.

CONCLUSIONS

The process for making such a name change is established in Sec. 93-2-4 of the Hapeville Zoning Ordinance reprinted below:

Sec. 93-2-4. - Major street plan.

(b) The classification of each street in the city is as shown on a map entitled "Official Major Street Plan of Hapeville, Georgia," adopted by the planning commission and the mayor and council and certified by the city clerk. This map is hereby made a part of this chapter and shall be retained in the office of the city clerk.

RECOMMENDATION

Adoption of the revised Official Major Street Plan of Hapeville, Georgia acknowledging the proposal by the Mayor & Council that Dearborn Plaza be renamed "Samuel Hape Plaza" by Planning Commission is appropriate.

STATE OF GEORGIA

CITY OF HAPEVILLE

ORDINANCE NO.

AN ORDINANCE TO AMEND THE OFFICIAL MAJOR STREET PLAN OF THE CITY OF HAPEVILLE, GEORGIA; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, the duly elected governing authority of the City of Hapeville, Georgia (the “City”) is the Mayor and Council thereof; and

WHEREAS, section 93-2-4(b) of the Code of Ordinances, City of Hapeville, Georgia (the “Code”) states that the classification of each street within the municipal limits of the City will be as shown on a map entitled “Official Major Street Plan of Hapeville, Georgia” (the “Plan”); and

WHEREAS, in compliance with Section 93-2-4(b), the City previously adopted the Plan, with the current enactment of the Plan having been adopted on November 1, 2012; and

WHEREAS, the current enactment of the Plan designates one street within the municipal limits of the City as Dearborn Plaza; and

WHEREAS, the City desires to redesignate said street to “Samuel Hape Plaza” in recognition of Dr. Samuel Hape, the individual for whom the City was named; and

WHEREAS, the governing authority desires, in compliance with Section 93-2-4(b), to amend the Plan to reflect said redesignation; and

WHEREAS, the health, safety, and welfare of the residents of, and visitors to, the City will be positively impacted by the adoption of this Ordinance.

BE IT, AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HAPEVILLE, GEORGIA, and by the authority thereof:

Section 1. That the map entitled “Official Major Street Plan of Hapeville, Georgia” which was adopted by the City on November 1, 2012 is hereby repealed in its entirety and is replaced with the map set forth in Exhibit “A,” which is attached hereto and made a part hereof by reference.

Section 2. The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. (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 4. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 5. This Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City.

Section 6. The effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

ORDAINED this _____ day of _____, 2016.

CITY OF HAPEVILLE, GEORGIA

Alan Hallman, Mayor

ATTEST:

Jennifer Elkins, City Clerk

APPROVED AS TO FORM:

Steven M. Fincher, City Attorney

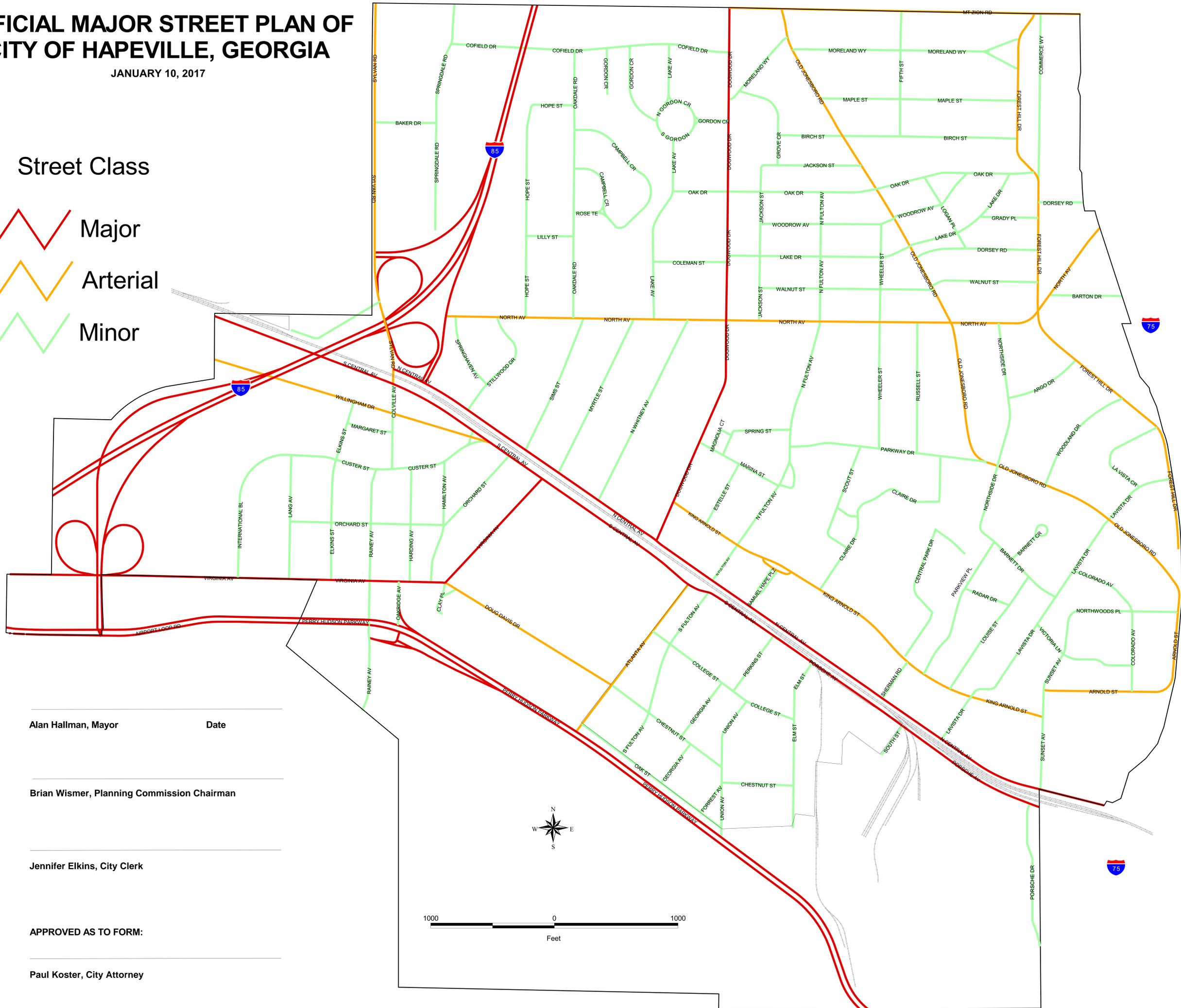
Exhibit “A”

OFFICIAL MAJOR STREET PLAN OF CITY OF HAPEVILLE, GEORGIA

JANUARY 10, 2017

Street Class

-  Major
-  Arterial
-  Minor



Alan Hallman, Mayor Date

Brian Wismer, Planning Commission Chairman

Jennifer Elkins, City Clerk

APPROVED AS TO FORM:

Paul Koster, City Attorney