

A RESOLUTION

BY

THE BOARD OF COMMISSIONERS OF FORSYTH COUNTY, GEORGIA

WHEREAS, a request has been received that this Board further amend the Unified Development Code of Forsyth County, Georgia, adopted May 22, 2000, as amended, together with the zoning maps likewise duly adopted and amended; and,

WHEREAS, Zoning Application Number **2418** was presented to the Department of Planning & Development which caused to be published in The Forsyth County News, a newspaper of general circulation in Forsyth County in which Sheriff's advertisements are published, a notice of hearing; and,

WHEREAS, the aforesaid notice of public hearing (a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference) was published more than 15 days prior to the public hearing; and,

WHEREAS, the Planning Commission held a public hearing at the time and place set forth in the notice thereof pursuant to the authority delegated by the Board; and,

WHEREAS, the report and recommendation of the Planning Commission (attached hereto as Exhibit "B" and incorporated herein by reference) has been received regarding the subject property described on Exhibit "C" attached hereto and incorporated herein by reference; and,

WHEREAS, this Board has considered the proposed amendment in light of the Master Plan as adopted and interpreted by the Planning Commission; and, has examined the views expressed at the public hearing, the subject parcel and surrounding area, the statutory zoning criteria, and the need to modify the exercise of the police power with regard to this particular parcel as such exercise relates to the comprehensive exercise of that power throughout the unincorporated area of Forsyth County, Georgia;

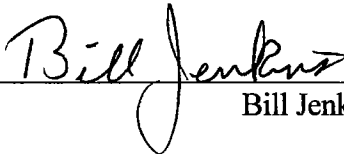
NOW THEREFORE BE IT RESOLVED, that the parcel described on Exhibit "C" should be, and hereby is, declared to be zoned as HEAVY INDUSTRIAL DISTRICT (M2) with conditions, and;


BE IT FURTHER RESOLVED, that the Unified Development Code of Forsyth County, Georgia, adopted May 22, 2000, as amended, and the zoning maps likewise duly adopted and amended, are hereby further amended to effect the above zoning on the subject parcel; and

BE IT FURTHER RESOLVED, that the rezoning of the parcel described on Exhibit "C" is subject to the following conditions:

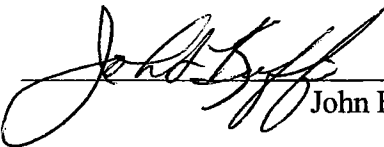
1. This property shall be rezoned to M2 solely to permit the operation of a landfill, provided that the Owner obtains the appropriate conditional use permits necessary for such use. No other uses provided for under the M2 zoning category shall be allowed.
2. Those uses allowed under the M1 zoning classification shall be permitted.
3. All buffers and setbacks shall conform to State of Georgia Environmental Protection Division standards for the applicable use of the property as a landfill.
4. Acceptable waste for landfill disposal shall be inert and construction & demolition waste such as (but not limited) concrete, cured, asphalt, rock, bricks, wood, metal, wallboard, paper, cardboard, and any nonputrescible waste which has a very low potential for ground water contamination.
5. The facility must obtain a permit from the State of Georgia Environmental Protection Division and meet all financial assurance and design and operational requirements, including provisions for ground water monitoring, surface water monitoring, and methane monitoring.
6. Sanitary and hazardous waste as defined by the State is absolutely prohibited.

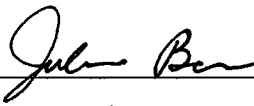
SO RESOLVED, this 14th day of August, 2000.


Bill Jenkins, Chairman


Michael Bennett, Vice-Chairman


Andy Anderson, Secretary


John F. Kieffer, Member


Julian Bowen, Member