

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2007- 07

A RESOLUTION TO AMEND RESOLUTION 2006- 198 ADOPTING A MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR LAND USE AMENDMENTS, AS WELL AS APPLICATIONS FOR REZONING OF PARCELS OF LAND OR BUILDINGS, AS THEY RELATE TO EXISTING OR PROPOSED RESIDENTIAL PROPERTIES WITHIN ALL ZONING DISTRICTS WITHIN CLAYTON COUNTY TO BE IN EFFECT FROM JANUARY 1, 2007, THROUGH AND INCLUDING JULY 31, 2007, ADOPTING AN APPEAL PROCESS; TO ADOPT AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the County approve Resolution 2006-198 extending the previously adopted Moratorium on the acceptance of applications for land use amendments as well as applications for rezoning of parcels of land or buildings as they relate to existing or proposed residential properties within all zoning districts in the county; and

WHEREAS, the Resolution acknowledged that certain property rights may have attached and provided a procedure whereby County officials may accept applications where such officials are shown sufficient credible evidence of the expenditure of funds in reliance upon the current Zoning Ordinance, the county official had the sole discretion to accept the application; and

WHEREAS, any party aggrieved by such administrative decision could appeal the decision to the Board of Commissioners; and

WHEREAS, the Board of Commissioners deems it in the County's best interest and the objectives provided herein can be best served by amending Resolution 2006-198 to provide that the determination regarding whether there is sufficient credible evidence of the expenditure of funds in reliance upon the current Zoning ordinance be made by the Board of Commissioners rather than the County officials.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS  
OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

Section 1. The administrative procedures adopted and set forth in Section 5 and Section 6 of Resolution 2006-198 shall remain the same with the exception that the decision as to whether sufficient credible evidence of the expenditure of funds in reliance upon the current Zoning Ordinance absent the moratorium shall be submitted and made by the full Board of Commissioners.

Section 2.

This Resolution shall be effective on the date of its approval by the Board of Commissioners.

{SIGNATURES NEXT PAGE}

SO RESOLVED, this 2<sup>nd</sup> day of January 2007.

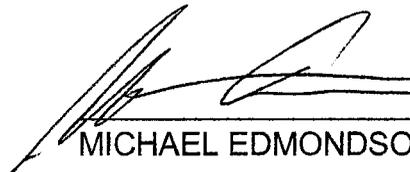
CLAYTON COUNTY BOARD OF COMMISSIONERS

  
ELDRIN BELL, CHAIRMAN

  
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ATTEST:

  
MARTHA J. JENKINS, ASS'T CLERK