

MINUTES OF THE SPECIAL CALLED MEETING  
OF THE BEN HILL COUNTY COMMISSIONERS  
HELD ON AUGUST 04, 2016 AT 3:00 PM IN THE  
BEN HILL COUNTY COURTHOUSE ANNEX

Those present for the meeting were as follow:

Philip C. Jay III	Chairman
Daniel Cowan	Vice-Chairman
Bennie Calloway	Commissioner
John Mooney	Commissioner
Frank Feild	County Manager
Donna R. Prather	County Clerk

Chairman Philip Jay III called the meeting to order.

**Special Exception/Ricky Kellum**

Chief Appraiser Joyce Merritt stated she went to the Kellum's property and spoke with Mr. and Mrs. Kellum to concerning what exactly they want to put on their property. She stated Mr. Kellum called the company that they were purchasing from and handed her the phone. After speaking with the company, she was told it was going to be a mobile home.

Mrs. Merritt presented the Declaration of Protective Covenant established by the original owner William B. Reeves for all lots at Open Meadows Subdivision. She pointed out no lot shall be used except for residential purposes; no residence shall consist of less than 1,600 square feet of living area; and no mobile home or doublewide mobile home shall be permitted on said lands.

The Commissioners discussed the situation and determine that the Kellum's should go through the proper channels before a decision could be made.

Commissioner John Mooney made a motion not to take any action on this issue until it goes through the proper channels. Vice-Chairman Daniel Cowan seconded the motion; which passes with Commissioner John Mooney and Vice-Chairman Daniel Cowan voted for the motion. Commissioner Bennie Calloway opposed the motion.

Mrs. Merritt also provided information regarding a motion that was made on a special exception for Robert Dilling property at 1346 Dewey McGlamry Road. Mrs. Merritt provided the property record card showing that the property in question was indeed a brick home and was never identified as a mobile home.

After further discussion, Vice-Chairman Daniel Cowan made a motion to rescind the motion to leave the zoning at Residential (R1) and make a special exception to allow the mobile home that was burned to be replaced at 1346 Dewey McGlamry Road that was made

on August 2, 2016 based on the new information provided by Chief Appraiser Joyce Merritt and send the application back to the Planning and Zoning Board to revisit. Commissioner Bennie Calloway seconded the motion; which passed with Vice-Chairman Daniel Cowan, Commissioner Bennie Calloway, and Commissioner John Mooney.

**Questions & Concerns/Jean Faircloth**

Ms. Jean Faircloth asked questions at the August 2, 2016 Regular Monthly Meeting regarding is there an ordinance for back yard kennels; is there a noise ordinance; is it being enforced; is there an ordinance against firing a weapon in close quarters.

The County Attorney was giving guidance to find the answer to the questions.

County Manager Frank Feild stated he had spoken with Sheriff Bobby Mclemore regarding this situation. Mr. Feild stated the Sheriff is more than happy to discuss this situation with Ms. Faircloth.

County Attorney Toni Sawyer will provide answers regarding Ms. Faircloth questions to the Commissioners at a later time.

The meeting was adjourned.

\_\_\_\_\_ Philip C. Jay III, Chairman

\_\_\_\_\_ Donna R. Prather, County Clerk