



CITY OF PINE LAKE, GEORGIA
SPECIAL CALLED SESSION AGENDA
COUNCIL CHAMBERS
JUNE 29, 2023 @ 5:00PM
459 PINE DRIVE, PINE LAKE, GA 30072

NOTE: All attendees are reminded to silence cellular phones and other devices that may cause interruption of the session proceedings.

Call to Order

Adoption of Agenda of the Day

New Business

1. Moratorium – Lake Use – Fishing (Emergency Ordinance 2023-05)

Adjournment

**MAYOR
MELANIE HAMMET**

COUNCIL MEMBERS

Jean Bordeaux, Mayor pro tem
Tracey Brantley
Nivea Castro
Brandy Hall
Augusta Woods

ADMINISTRATIVE STAFF

ChaQuias Miller-Thornton
City Manager

Sarai Y'Hudah-Green
Chief of Police

Missye Varner
Administrative Coordinator

Susan Moore
City Attorney

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Memo

DATE: June 28, 2023
TO: Mayor and City Council
FROM: ChaQuias Thornton
RE: Moratorium – Fishing (Emergency Ordinance 2023-05)

Please see attached draft emergency Ordinance 2023-05 regarding a temporary prohibition of fishing at Pine Lake to allow Council an opportunity to consider facts and community suggestions on regulations to balance protection and uses of the lake and adjacent areas including the dam, wetlands, the beach and green space. Council is set to meet on 06/29/2023 to consider ordinance adoption.

Section 2.24- Emergencies of the City's Charter, provides the following:

“To meet a public emergency affecting life, health, property or public peace, the city council may convene on call of the mayor or three councilmembers and promptly adopt an emergency ordinance, but such ordinance may not levy taxes; grant, renew or extend a franchise; regulate the rate charged by any public utility for its services; or authorize the borrowing of money except for loans to be repaid within 30 days. An emergency ordinance shall be introduced in the form prescribed for ordinances generally, except that it shall be plainly designated as an emergency ordinance and shall contain, after the enacting clause, a declaration stating that an emergency exists, and describing the emergency in clear and specific terms. An emergency ordinance may be adopted, with or without amendment, or rejected at the meeting at which it is introduced, but the affirmative vote of at least three councilmembers shall be required for adoption. It shall become effective upon adoption or at such later time as it may specify. Every emergency ordinance shall automatically stand repealed 30 days following the date upon which it was adopted, but this shall not prevent reenactment of the ordinance in the manner specified in this section if the emergency [continues to exist]. An emergency ordinance [shall] also be repealed by adoption of a repealing ordinance in the same manner specified in this section for adoption of emergency ordinances.”

Therefore, 30 days after adoption of an emergency ordinance, the ordinance is automatically repealed. In order to continue to operate under any provision(s) of the emergency ordinance, Council will need to convene to extend the provisions for an additional 30 days.

Please contact me if you should have any questions, comments or concerns regarding.

Thank you,

CMThornton

EMERGENCY ORDINANCE NO. 2023-05

AN EMERGENCY ORDINANCE TEMPORARILY PROHIBITING FISHING IN PINE LAKE TO PRESERVE LIFE, HEALTH, PROPERTY AND THE PUBLIC PEACE WHILE THE CITY COUNCIL CONSIDERS FACTS AND COMMUNITY SUGGESTIONS ON REGULATIONS TO BALANCE PROTECTION AND USES OF THE LAKE AND ADJACENT AREAS INCLUDING THE DAM, THE WETLANDS, THE BEACH AND GREEN SPACE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING AN EFFECTIVE DATE OF THIS RESOLUTION, AND FOR OTHER PURPOSES.

WHEREAS, The City of Pine Lake ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City and to provide for preservation and protection of City property; and,

WHEREAS, the lake and adjacent areas including the wetlands, the dam, the beach, the swimming area, the playground and green space are important and valuable assets of the City central to the City's identity, activities, economics and culture; and

WHEREAS, the City values responsible environmental stewardship and community engagement with the lake and its environs and the wildlife in the lake and environs; and

WHEREAS, balancing uses of the lake that may be incompatible and responding to changes to the lake and its environs including, but not limited to, water quality, dam structure, erosion and plant overgrowth, the burgeoning goose population, wetlands infrastructure, human interactions with wildlife and injuries from increased littering of fishing lines and hooks; and

WHEREAS, the City Council has charged Stewards of Environment Education and Design ("SEED") with gathering facts, public input and best practices to recommend to the City Council steps that are actionable, affordable and understandable to manage the lake and its environs;

THEREFORE, THE COUNCIL OF THE CITY OF PINE LAKE HEREBY ORDAINS AS FOLLOWS:

SECTION 1.

There is declared a public emergency in use of the lake affecting life, health, property and public peace due to concerns about water quality, dam structure, erosion and plant overgrowth, the burgeoning goose population, wetlands infrastructure, human interactions with wildlife and injuries from increased littering of fishing lines and hooks.

SECTION 2.

The City Council of the City of Pine Lake temporarily prohibits fishing in the lake from _____ to _____ while the city council considers facts and community suggestions on ordinances and regulations to protect the lake, the wetlands and adjacent areas, to protect those who use the lake, the wetlands and adjacent areas, and to protect wildlife at the lake, the wetlands and the adjacent areas.

SECTION 3.

Pursuant to Section 2.24 of the Charter of the City of Pine Lake, this emergency ordinance shall automatically stand repealed thirty (30) days following the date upon which it was adopted.

SECTION 4.

To the extent any portion of this ordinance is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

SECTION 5.

All City ordinances and rules inconsistent with this ordinance are hereby repealed for the term of this emergency ordinance.

SECTION 6.

This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Pine Lake.

SO ORDAINED this _____ day of _____, 2023.

Melanie Hammet, Mayor

ATTEST:

ChaQuias M. Thornton, City Manager and
Acting City Clerk

APPROVED AS TO FORM:

Susan Moore, City Attorney