

LAW OFFICES  
**WM. THOMAS CRAIG**

1144 COLLEGE AVENUE

POST OFFICE BOX 1587

COVINGTON, GEORGIA 30015

770 786-1320  
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February 3, 2009

**RECEIVED**

FEB 05 2009

Mr. Jim Frederick  
Director of Planning and Quality Growth  
Georgia Department of Community Affairs  
60 Executive Park South, NE  
Atlanta, GA 30329

**Re: Amendment to the Service Delivery Strategy of Newton County**

Dear Mr. Frederick:

Pursuant to O.C.G.A. § 36-70-28, attached are forms and documents created and duly executed by the Newton County Board of Commissioners, the City of Covington, the City of Newborn, the Town of Oxford, and the City of Porterdale to update and amend Newton County's Service Delivery Strategy.

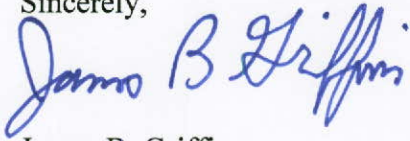
The service territory of the Newton County Water & Sewerage Authority was expanded to the west of the City of Oxford and north of I-20. These documents as duly executed amend the Service Delivery Strategy for Newton County as enacted in 1999 and revised in 2002 and 2006:

1. Service Delivery Strategy Update Certifications.
2. Service Delivery Strategy Summary of Service Delivery Arrangements, Page 2 for Public Utilities: Wastewater Collection (with new Map).
3. Service Delivery Strategy Summary of Service Delivery Arrangements, Page 2 for Public Utilities: Wastewater Treatment/Disposal (with new Map).
4. Resolution of the Newton County Board of Commissioners dated September 16, 2008.
5. Resolution of the Covington City Council dated October 20, 2008.
6. Resolution of the City Council of Newborn, Georgia dated November 10, 2008.
7. Resolution of the Oxford Mayor and Council dated November 3, 2008.
8. Resolution of the Council of the City of Porterdale dated December 1, 2008.

This office, which represents the Newton County Board of Commissioners, shall forward copies of this correspondence and distribute original signed copies of the Update Certifications to the cities of Covington, Mansfield, Newborn, Oxford, Porterdale, and Social Circle.

Please contact me if there are any questions.

Sincerely,



James B. Griffin

Cc: Hon. Kathy Morgan, Chairman, Newton County BOC  
Hon. Kimberly Carter, Mayor of Covington  
Hon. Bill Cocchi, Mayor of Mansfield  
Hon. J.W. Cummings, Mayor of Newborn  
Hon. Jerry Roseberry, Mayor of Oxford  
Hon. Bobby Hamby, Mayor of Porterdale  
Hon. James Burgess, Mayor of Social Circle



## SERVICE DELIVERY STRATEGY UPDATE CERTIFICATIONS

Instructions:

This two page form must, at a minimum, be signed by an authorized representative of the following governments: 1) the county; 2) the city serving as the county seat; 3) all cities having a 2000 population of over 9,000 residing within the county; and 4) no less than 50% of all other cities with a 2000 population of between 500 and 9,000 residing within the county. Cities with a 2000 population below 500 and local authorities providing services under the strategy are not required to sign this form, but are encouraged to do so.

UPDATED SERVICE DELIVERY STRATEGY FOR                      NEWTON                      COUNTY

We, the undersigned authorized representatives of the jurisdictions listed below, certify that:

1. We have reviewed our existing Service Delivery Strategy and have determined that:  
(Check only one box for question #1)

- A. Our Strategy continues to accurately reflect our preferred arrangements for providing local services throughout our county and no changes in our Strategy are needed at this time; or
- B. Our Strategy has been revised to reflect our preferred arrangements for providing local services.

If Option A is selected, only this form, signed by the appropriate local government representatives must be provided to DCA.


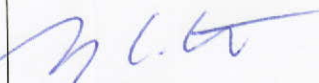


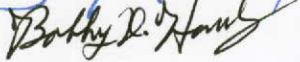
If Option B is selected, this form, signed by the appropriate local government representatives, must be submitted to DCA along with:

- an updated "Summary of Service Arrangements" form (page 2) for each local service that has been revised/updated;
- any supporting local agreements pertaining to each of these services that has been revised/updated; and
- an updated service area map depicting the agreed upon service area for each provider if there is more than one service provider for each service that has been revised/updated within the county, and if the agreed upon service areas do not coincide with local political boundaries.

2. Each of our governing bodies (County Commission and City Councils) that are a party to this strategy have adopted resolutions agreeing to the Service Delivery arrangements identified in our strategy and have executed agreements for implementation of our service delivery strategy (O.C.G.A. 36-70-21);
3. Our service delivery strategy continues to promote the delivery of local government services in the most efficient, effective, and responsive manner for all residents, individuals and property owners throughout the county (O.C.G.A. 36-70-24(1));
4. Our service delivery strategy continues to provide that water or sewer fees charged to customers located outside the geographic boundaries of a service provider are reasonable and are not arbitrarily higher than the fees charged to customers located within the geographic boundaries of the service provider (O.C.G.A. 36-70-24 (2));
5. Our service delivery strategy continues to ensure that the cost of any services the county government provides (including those jointly funded by the county and one or more municipalities) primarily for the benefit of the unincorporated area of the county are borne by the unincorporated area residents, individuals, and property owners who receive such service (O.C.G.A. 36-70-24 (3));

6. Our Service Delivery Strategy continues to ensure that the officially adopted County and City land use plans of all local governments located in the County are compatible and nonconflicting (O.C.G.A. 36-70-24 (4)(A));
7. Our Service Delivery Strategy continues to ensure that the provision of extraterritorial water and sewer services by any jurisdiction is consistent with all County and City land use plans and ordinances (O.C.G.A. 36-70-24 (4)(B)); and
8. Our Service Delivery Strategy continues to contain an agreed upon process between the county government and each city located in the county to resolve land use classification disputes when the county objects to the proposed land use of an area to be annexed into a city within the county (O.C.G.A. 36-70-24 (4)(C))' and;
9. DCA has been provided a copy of this certification and copies of all forms, maps and supporting agreements needed to accurately depict our agreed upon strategy (O.C.G.A. 36-70-27).

*If the County does not have an Annexation/Land Use dispute resolution process with each of its cities, list the cities where no agreed upon process exists:*

SIGNATURE:	NAME: (Please print or type)	TITLE:	JURISDICTION:	DATE:
	Aaron Varner	Chairman of the Board of Commissioners	Newton County	12-29-08
	Kim Carter	Mayor	City of Covington	10-20-08
	J.W. Cummings	Mayor	City of Newborn	11-10-08
	Jerry Roseberry	Mayor	Town of Oxford	11-3-08
	Bobby Hamby	Mayor	City of Porterdale	12-1-08

# Newton County Sewer Service Areas

## July 31, 2008

### North of I-20 and East of Ga Hwy 81 N

Proposed Change in Sewer Service Area

#### Legend

Rivers & Streams  
 <all other values>

#### TYPE

Water

#### Newton County Roads

##### ARTERIAL\_CLASS

County Road - Paved

County Road - Unpaved

City Street - Paved

City Street - Unpaved

State Route

U.S. Route

Interstate Highway

Interstate Access Ramps

Private Drive - Paved

Private Drive - Unpaved

Under Construction

Proposed

Railroads

Newton County Boundary

#### Sewer Service Areas

Covington Sewer

Mansfield Sewer

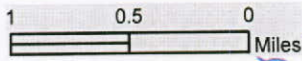
NCWSA Sewer

Oxford Sewer

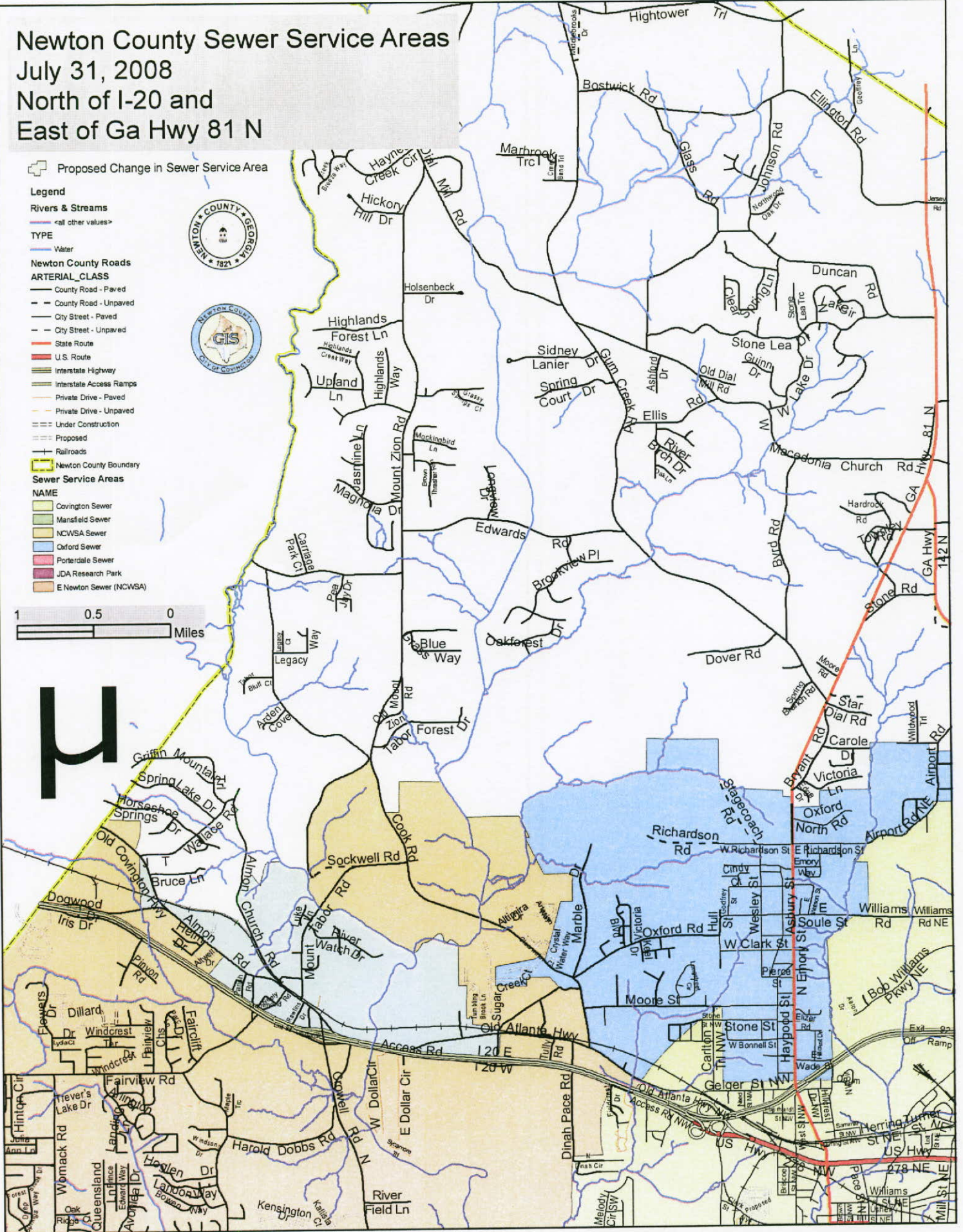
Porterdale Sewer

JDA Research Park

E Newton Sewer (NCWSA)



# M





**SERVICE DELIVERY STRATEGY  
SUMMARY OF SERVICE DELIVERY ARRANGEMENTS PAGE 2**

**Instructions:**

Make copies of this form and complete one for each service listed on page 1, Section III. Use exactly the same service names listed on page 1. Answer each question below, attaching additional pages as necessary. If the contact person for this service (listed at the bottom of the page) changes, this should be reported to the Department of Community Affairs.

County: NEWTON Service: Public Utilities: Wastewater Collection

1. Check the box that best describes the agreed upon delivery arrangement for this service:

Service will be provided countywide (i.e., including all cities and unincorporated areas) by a single service provider. (If this box is checked, identify the government, authority or organization providing the service.): \_\_\_\_\_

Service will be provided only in the unincorporated portion of the county by a single service provider. (If this box is checked, identify the government, authority or organization providing the service.): \_\_\_\_\_

One or more cities will provide this service only within their incorporated boundaries, and the service will not be provided in unincorporated areas. (If this box is checked, identify the government(s), authority or organization providing the service): \_\_\_\_\_

One or more cities will provide this service only within their incorporated boundaries, and the county will provide the service in unincorporated areas. (If this box is checked, identify the government(s), authority or organization providing the service.): \_\_\_\_\_

Other (If this box is checked, attach a legible map delineating the service area of each service provider, and identify the government, authority, or other organization that will provide service within each service area.): \_\_\_\_\_

2. In developing the strategy, were overlapping service areas, unnecessary competition and/or duplication of this service identified?

Yes  No

If these conditions will continue under the strategy, attach an explanation for continuing the arrangement (i.e., overlapping but higher levels of service (See O.C.G.A. 36-70-24(1)), overriding benefits of the duplication, or reasons that overlapping service areas or competition cannot be eliminated).

If these conditions will be eliminated under the strategy, attach an implementation schedule listing each step or action that will be taken to eliminate them, the responsible party and the agreed upon deadline for completing it.

3. List each government or authority that will help to pay for this service and indicate how the service will be funded (e.g., enterprise funds, user fees, general funds, special service district revenues, hotel/motel taxes, franchise taxes, impact fees, bonded indebtedness, etc.).

<i>Local Government or Authority:</i>	<i>Funding Method:</i>
Covington & Mansfield	User Fees
Newton County Water & Sewer Authority	User Fees & Special Service District Revenues
Joint Development Authority (4 Counties)	User Fees
Oxford & Porterdale	User Fees
Social Circle	User Fees

4. How will the strategy change the previous arrangements for providing and/or funding this service within the county?

This amendment adjusts the boundaries of the service-delivery areas to reflect growth in the County and each entity's area of service.

5. List any formal service delivery agreements or intergovernmental contracts that will be used to implement the strategy for this service:

<i>Agreement Name:</i>	<i>Contracting Parties:</i>	<i>Effective and Ending Dates:</i>
Service Delivery Agreement	Newton County and its municipalities	9/1999. rev. 9/2002, rev. 9/2006, rev. 9/2008
Intergovernmental Contract	Joint Development Authority (4 counties)	July 2002 to July 2052
	Social Circle, Jasper County, Morgan County,	
	Newton County, Walton County	

6. What other mechanisms (if any) will be used to implement the strategy for this service (e.g., ordinances, resolutions, local acts of the General Assembly, rate or fee changes, etc.), and when will they take effect?

7. Person completing form: James B. Griffin, Esq., Law Offices of Wm. Thomas Craig, Covington, GA  
 Phone number: 770-786-1320 Date completed: July 31, 2008

8. Is this the person who should be contacted by state agencies when evaluating whether proposed local government projects are consistent with the service delivery strategy?  Yes  No

If not, provide designated contact person(s) and phone number(s) below:  
John Middleton, Executive Assistant, Newton County Board of Commissioners, 1124 Clark Street, Covington, GA 30014

# Newton County Sewer Service Areas

## July 31, 2008

### Legend

#### Rivers & Streams

<all other values>

#### TYPE

Water

#### Newton County Roads

##### ARTERIAL\_CLASS

County Road - Paved

County Road - Unpaved

City Street - Paved

City Street - Unpaved

State Route

U S Route

Interstate Highway

Interstate Access Ramps

Private Drive - Paved

Private Drive - Unpaved

Under Construction

Proposed

Railroads

Newton County Boundary

#### Sewer Service Areas

##### NAME

Covington Sewer

Mansfield Sewer

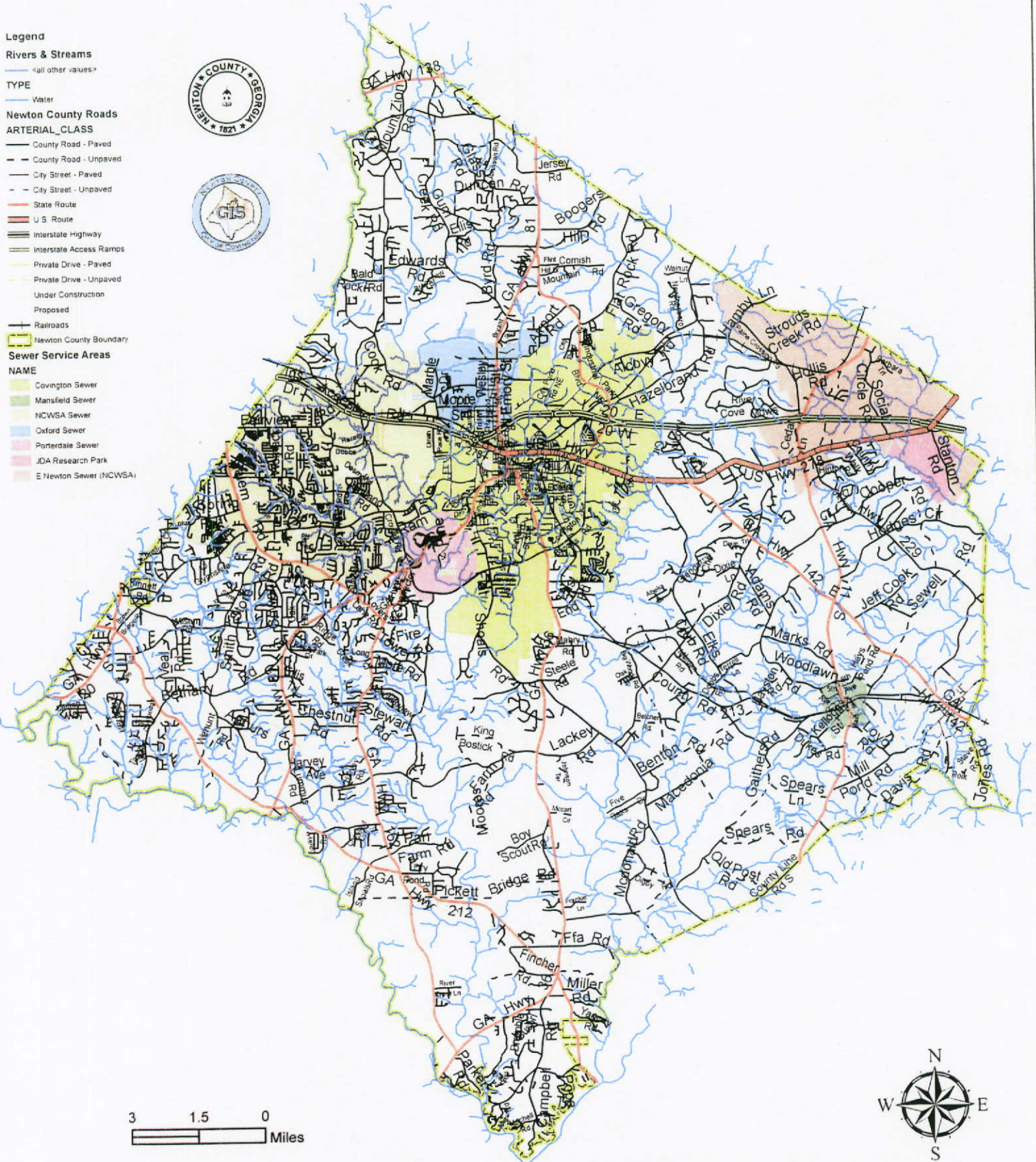
NCWSA Sewer

Oxford Sewer

Porterdale Sewer

JDA Research Park

E Newton Sewer (NCWSA)





COPY

STATE OF GEORGIA  
COUNTY OF NEWTON

RESOLUTION OF THE COUNCIL OF THE CITY OF COVINGTON  
OF  
COVINGTON, GEORGIA

WHEREAS, pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28(6), the Service Delivery Strategy for Newton County shall be amended and updated whenever the county and affected municipalities agree to revise the strategy;

WHEREAS, by Resolution (R091608b) of the Board of Commissioners of Newton County, Georgia dated September 16, 2008, approved amendments to the Service Delivery Strategy;

WHEREAS, the Georgia Department of Community Affairs requires that a new "Summary of Service Delivery Arrangements" for each revised local service be prepared, approved, and approved by resolution and that a new "Certifications" page be signed by authorized representatives before filing said update to the Service Delivery Strategy;

NOW THEREFORE, BE IT RESOLVED AND CERTIFIED, by the Council of the City of Covington, Georgia (the "Council") as follows:

1. The Council has reviewed Resolution R091608b of the Board of Commissioners of Newton County, Georgia as enacted on September 16, 2008 as attached to this Resolution of the Council hereto and incorporated by reference herein.
2. Resolution R091608b of the Board of Commissioners of Newton County, Georgia as enacted on September 16, 2008 includes documents constituting

amendments to the Service Delivery Strategy for Newton County, Georgia as follows:

- a. **Exhibit A:** Newton County Sewer Service Areas, July 31, 2008, North of I-20 and East of Ga. Hwy 81 N.
  - b. **Exhibit B:** Service Delivery Strategy: Summary of Service Delivery Arrangements- Page 2 for the Service of **Public Utilities: Wastewater Collection**, including that certain map captioned "Newton County Sewer Service Areas, July 31, 2008."
  - c. **Exhibit C:** Service Delivery Strategy: Summary of Service Delivery Arrangements- Page 2 for the Service of **Public Utilities: Wastewater Treatment/Disposal**, including that certain map captioned "Newton County, GA, Sewer Service Areas, July 31, 2008."
  - d. **Exhibit D: Service Delivery Strategy Update Certifications**, including a signature page for the Chairman of the Board of Commissioners and the Mayors of the affected municipalities under O.C.G.A. § 36-70-21.
3. The Council certifies that the attached documents constitute the update for the Service Delivery Strategy for Newton County as approved and authorizes the Mayor to execute the updated Certifications page to be submitted to the Georgia Department of Community Affairs.
  4. Pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28, said update of the Service Delivery Strategy for Newton County shall become effective once the new Certifications page is executed by authorized signatories from Newton

County, the City of Covington, and no less than 50 percent of the governing authorities of the following municipalities: the City of Newborn, the Town of Oxford, and the City of Porterdale, and filed with the Georgia Department of Community Affairs.

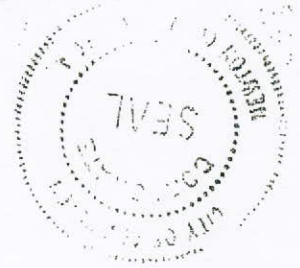
SO RESOLVED, this 20<sup>th</sup> day of October, 2008.

**Council of the City of Covington  
Covington, Georgia**

  
\_\_\_\_\_  
**Kim Carter, Mayor**

  
\_\_\_\_\_  
**John Grotheer, Clerk**

**(CITY SEAL)**



**STATE OF GEORGIA  
COUNTY OF NEWTON**

**RESOLUTION OF THE COUNCIL OF THE CITY OF NEWBORN  
OF  
NEWBORN, GEORGIA**

**WHEREAS**, pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28(6), the Service Delivery Strategy for Newton County shall be amended and updated whenever the county and affected municipalities agree to revise the strategy;

**WHEREAS**, by Resolution (R091608b) of the Board of Commissioners of Newton County, Georgia dated September 16, 2008, approved amendments to the Service Delivery Strategy;

**WHEREAS**, the Georgia Department of Community Affairs requires that a new “Summary of Service Delivery Arrangements” for each revised local service be prepared, approved, and approved by resolution and that a new “Certifications” page be signed by authorized representatives before filing said update to the Service Delivery Strategy;

**NOW THEREFORE, BE IT RESOLVED AND CERTIFIED**, by the Council of the City of Newborn, Georgia (the “Council”) as follows:

1. The Council has reviewed Resolution R091608b of the Board of Commissioners of Newton County, Georgia as enacted on September 16, 2008 as attached to this Resolution of the Council hereto and incorporated by reference herein.
2. Resolution R091608b of the Board of Commissioners of Newton County, Georgia as enacted on September 16, 2008 includes documents constituting

amendments to the Service Delivery Strategy for Newton County, Georgia as follows:

- a. **Exhibit A:** Newton County Sewer Service Areas, July 31, 2008, North of I-20 and East of Ga. Hwy 81 N.
  - b. **Exhibit B:** Service Delivery Strategy: Summary of Service Delivery Arrangements- Page 2 for the Service of **Public Utilities: Wastewater Collection**, including that certain map captioned “Newton County Sewer Service Areas, July 31, 2008.”
  - c. **Exhibit C:** Service Delivery Strategy: Summary of Service Delivery Arrangements- Page 2 for the Service of **Public Utilities: Wastewater Treatment/Disposal**, including that certain map captioned “Newton County, GA, Sewer Service Areas, July 31, 2008.”
  - d. **Exhibit D: Service Delivery Strategy Update Certifications**, including a signature page for the Chairman of the Board of Commissioners and the Mayors of the affected municipalities under O.C.G.A. § 36-70-21.
3. The Council certifies that the attached documents constitute the update for the Service Delivery Strategy for Newton County as approved and authorizes the Mayor to execute the updated Certifications page to be submitted to the Georgia Department of Community Affairs.
  4. Pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28, said update of the Service Delivery Strategy for Newton County shall become effective once the new Certifications page is executed by authorized signatories from Newton

County, the City of Covington, and no less than 50 percent of the governing authorities of the following municipalities: the City of Newborn, the Town of Oxford, and the City of Porterdale, and filed with the Georgia Department of Community Affairs.

SO RESOLVED, this 10 day of Nov, 2008.

**Council of the City of Newborn  
Newborn, Georgia**



  
\_\_\_\_\_  
J.W. Cummings, Mayor

  
\_\_\_\_\_  
Elisa Rowe, Clerk

(CITY SEAL)

**STATE OF GEORGIA  
COUNTY OF NEWTON**

**RESOLUTION OF THE COUNCIL OF THE TOWN OF OXFORD  
OF  
OXFORD, GEORGIA**

**WHEREAS**, pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28(6), the Service Delivery Strategy for Newton County shall be amended and updated whenever the county and affected municipalities agree to revise the strategy;

**WHEREAS**, by Resolution (R091608b) of the Board of Commissioners of Newton County, Georgia dated September 16, 2008, approved amendments to the Service Delivery Strategy;

**WHEREAS**, the Georgia Department of Community Affairs requires that a new “Summary of Service Delivery Arrangements” for each revised local service be prepared, approved, and approved by resolution and that a new “Certifications” page be signed by authorized representatives before filing said update to the Service Delivery Strategy;

**NOW THEREFORE, BE IT RESOLVED AND CERTIFIED**, by the Council of the Town of Oxford, Georgia (the “Council”) as follows:

1. The Council has reviewed Resolution R091608b of the Board of Commissioners of Newton County, Georgia as enacted on September 16, 2008 as attached to this Resolution of the Council hereto and incorporated by reference herein.
2. Resolution R091608b of the Board of Commissioners of Newton County, Georgia as enacted on September 16, 2008 includes documents constituting

amendments to the Service Delivery Strategy for Newton County, Georgia as follows:

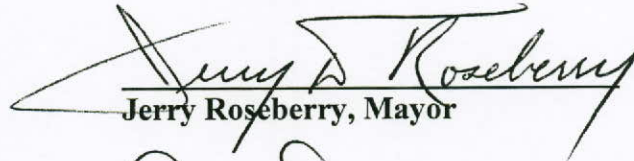
- a. **Exhibit A:** Newton County Sewer Service Areas, July 31, 2008, North of I-20 and East of Ga. Hwy 81 N.
  - b. **Exhibit B:** Service Delivery Strategy: Summary of Service Delivery Arrangements- Page 2 for the Service of **Public Utilities: Wastewater Collection**, including that certain map captioned “Newton County Sewer Service Areas, July 31, 2008.”
  - c. **Exhibit C:** Service Delivery Strategy: Summary of Service Delivery Arrangements- Page 2 for the Service of **Public Utilities: Wastewater Treatment/Disposal**, including that certain map captioned “Newton County, GA, Sewer Service Areas, July 31, 2008.”
  - d. **Exhibit D: Service Delivery Strategy Update Certifications**, including a signature page for the Chairman of the Board of Commissioners and the Mayors of the affected municipalities under O.C.G.A. § 36-70-21.
3. The Council certifies that the attached documents constitute the update for the Service Delivery Strategy for Newton County as approved and authorizes the Mayor to execute the updated Certifications page to be submitted to the Georgia Department of Community Affairs.
  4. Pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28, said update of the Service Delivery Strategy for Newton County shall become effective once the new Certifications page is executed by authorized signatories from Newton



County, the City of Covington, and no less than 50 percent of the governing authorities of the following municipalities: the Town of Oxford, the City of Porterdale, and the City of Newborn, and filed with the Georgia Department of Community Affairs.

**SO RESOLVED**, this 3<sup>d</sup> day of Nov., 2008.

**Council of the Town of Oxford  
Oxford, Georgia**

  
\_\_\_\_\_

**Jerry Roseberry, Mayor**

  
\_\_\_\_\_

**Carol A. Poole, Clerk**

**(CITY SEAL)**

STATE OF GEORGIA  
COUNTY OF NEWTON

RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF  
NEWTON COUNTY, GEORGIA

**WHEREAS**, O.C.G.A. § 36-70-20 et seq. provides for each county in Georgia to develop a Service Delivery Strategy responsive to the needs of its citizens;

**WHEREAS**, Newton County, the City of Covington, the City of Newborn, the City of Oxford, and the City of Porterdale were among the original signatories of the Newton County, Georgia Service Delivery Strategy adopted on or before September 30, 1999;

**WHEREAS**, pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28(6), the Service Delivery Strategy shall be amended whenever the county and affected municipalities agree to revise the strategy;

**WHEREAS**, some governing entities within Newton County wish to amend their service-delivery areas for waste-water collection and treatment;

**WHEREAS**, to initiate an amendment to the Service Delivery Strategy, Newton County must adopt a new resolution which must also be approved by Newton County's affected municipalities pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28;

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Newton County, Georgia as follows:

1. The Board of Commissioners resolves to amend the Service Delivery Strategy for Newton County as adopted on or before September 30, 1999 and later amended, in particular, to amend the maps delineating the Sewer Service

Areas according to that certain map labeled “Newton County, GA, Sewer Service Areas, July 31, 2008,” attached hereto and incorporated by reference herein as **Exhibit “A”**.

2. The Board of Commissioners resolves to amend the Service Delivery Strategy for Newton County as adopted on or before September 30, 1999 and later amended, in particular, to amend the “Service Delivery Strategy: Summary of Service Delivery Arrangements, Page 2” as attached hereto and incorporated by reference herein as **Exhibit “B”**, for “Public Utilities: Wastewater Collection.”
3. The Board of Commissioners resolves to amend the Service Delivery Strategy for Newton County as adopted on or before September 30, 1999 and later amended, in particular, to amend the “Service Delivery Strategy: Summary of Service Delivery Arrangements, Page 2” as attached hereto and incorporated by reference herein as **Exhibit “C”**, for “Public Utilities: Wastewater Treatment/Disposal.”
4. The Board of Commissioners has reviewed the enumerated attachments and authorizes the Chairman to execute all documents necessary to obtain Service Delivery Strategy Certification for the above-described amendments from the Georgia Department of Community Affairs, including but not limited to, the “Service Delivery Strategy Update Certifications” as attached hereto and incorporated by reference herein as **Exhibit “D”**.
5. Pursuant to O.C.G.A. §§ 36-70-25 and 36-70-28, this Resolution to amend the Service Delivery Strategy for Newton County, having been approved by the

governing authority for Newton County, shall become effective when filed with the Georgia Department of Community Affairs upon adoption of resolutions of approval by the City of Covington and by no less than 50 percent of the governing authorities of the following municipalities: the City of Newborn, the City of Oxford, and the City of Porterdale.

**SO RESOLVED**, this 16<sup>th</sup> day of September, 2008.

**Board of Commissioners of  
Newton County, Georgia**

  
\_\_\_\_\_  
**Aaron Varner, Chairman**

  
\_\_\_\_\_  
**Jackie Smith, Clerk**

