

LAW OFFICES
DAVID BURROUGHS
539 GREEN STREET, N.W.
GAINESVILLE, GEORGIA 30501

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FAX 770-531-9030
davidburroughs@earthlink.net



P.O. BOX 324
GAINESVILLE, GEORGIA 30503-0324

April 24, 2007

By UPS Overnight Letter

Mr. Mike Gleaton
Assistant Commissioner
Georgia Department of
Community Affairs
Office of Coordinated Planning
60 Executive Park South, NE
Atlanta, GA 30329

Re: Habersham County Service Delivery Strategy
Our File NO. 02-0010-1

Dear Mr. Gleaton:

Enclosed is the original of an amendment to the Sewerage Collection and Treatment component of the Habersham County Service Delivery Strategy. ("SDS"). This amendment adds a portion of unincorporated Habersham County to the sewer service delivery territory of the City of Demorest so that Demorest may provide service to a new elementary school being constructed by the Habersham County Board of Education.

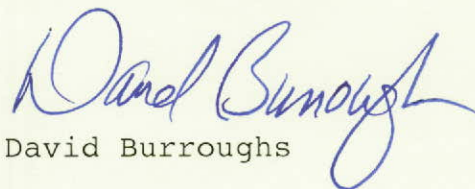
The Board of Education advises that the Georgia Environmental Protection Division is unable to issue the necessary authorizations pending certification of this change by your Department. Anything you can do to expedite processing will be appreciated. As evidenced by the enclosed certification page, the amendment was approved by 100% of the local governments in Habersham County.

Because of confusion with past SDS amendments for Habersham County, please be advised that the enclosure does not reaffirm, restate, or incorporate any past amendments to any part of the Habersham SDS. It simply amends the existing sewer component to add the indicated area to the City of Demorest sewer service territory and makes changes to the Habersham SDS to that extent only.

Page 2
Mr. Mike Gleaton
April 26, 2007

With kindest personal regards, I remain,

Very truly yours,



David Burroughs

DB/ms

Enclosures

cc: Ms. Juanita Crumley (w/o enclosures)
Mr. Wesley Taylor (w/o enclosures)
Keith York, Esq. (w/o enclosures)

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MAILING ADDRESS
P.O. BOX 324
GAINESVILLE, GEORGIA 30503-0324

July 20, 2007

Ms. Renetta L. Hobson
Department of Community Affairs
60 Executive Park South, NE
Atlanta, GA 30329

**Re: City of Demorest
Our File NO. 02-0010-1**

Dear Ms. Hobson:

I am the city attorney for the City of Demorest in Habersham County, Georgia. Pursuant to your request, I am enclosing a copy of the map showing the recent amendment to the Habersham SDS for the sewer for the new school to be constructed in Habersham County.

With kindest personal regards, I remain

Very truly yours,

A handwritten signature in blue ink that reads "David Burroughs".

David Burroughs

DB/ms
Enclosure
cc: City of Demorest

✓
people

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MAILING ADDRESS
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May 29, 2007



Mr. Mike Gleaton
Assistant Commissioner
Georgia Department of
Community Affairs
Office of Coordinated Planning
60 Executive Park South, NE
Atlanta, GA 30329

Re: Habersham County Service Delivery Strategy
Our File NO. 02-0010-1

Dear Mr. Gleaton:

On April 24, 2007 I submitted to you an amendment to the Sewage Collection and Treatment Component of the Habersham County Service Delivery Strategy. Copies of the submission and the transmittal letter are enclosed.

Could you please advise the status of this submission? It is my understanding that the Habersham County Board of Education will be unable to obtain the necessary permits from Georgia EPD and proceed with construction of their new school until the amendment has been certified by DCA.

With kindest personal regards, I remain

Very truly yours,

David Burroughs

DB: ss

cc: Ms. Juanita Crumley (w/o enclosure)
Mr. Wesley Taylor (w/o enclosure)
Keith York, Esq. (w/o enclosure)

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July 20, 2007

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**Re: City of Demorest
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With kindest personal regards, I remain

Very truly yours,

A handwritten signature in blue ink that reads "David Burroughs".

David Burroughs

DB/ms
Enclosure
cc: City of Demorest

AMENDMENT TO SERVICE DELIVERY STRATEGY CHECKLIST

Yes No

- Is there a new page 2 for each amended/new service?
- Is one box checked off on page 2?
- Is the information on page 2 consistent with checked off box?
- Is a service area map required?
- Is a service area map included?
- Is there a new page 4?
- Is page 4 signed by the correct number of governments? (Original not required)
- Is page 4 dated?
- NA If a new service is being added, is there a new page 1?
- NA Has a copy of an intergovernmental agreement been submitted? (optional)
- NA Has a copy of a resolution been submitted? (optional)



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 DEMORREST 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.


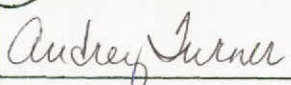
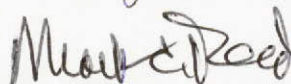
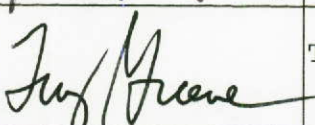
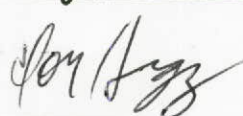
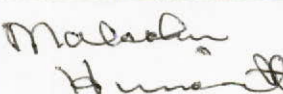


If Option B is selected, this form, signed by the appropriate local government representatives, must be submitted to DCA along with:

- 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:
	Jim B. Butterworth	Chairperson BOC	Habersham County BOC	
	Audrey Turner	Mayor	Town of Alto	4-18-07
	Mark Reed	Mayor	City of Baldwin	4-23-07
	Terry Greene	Mayor	City of Clarkesville	4-18-07
	Don Higgins	Mayor	City of Cornelia	
	Malcolm Hunnicutt	Mayor	City of Demorest	4-18-07
	Gary Morris	Mayor	City of Mt. Airy	4-18-07
	Carl Seaman	Mayor	Town of Tallulah Falls	4-19-07



**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: Habersham **Service:** Sewerage Collection and Treatment

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.):
(Please see the attached map)

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>
Demorest	Sewer Funds

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

The City of Demorest will extend sanitary sewer service to an area west of the City indicated in detail on the attached service area description and map. All other portions of the service delivery strategy remain unchanged.

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

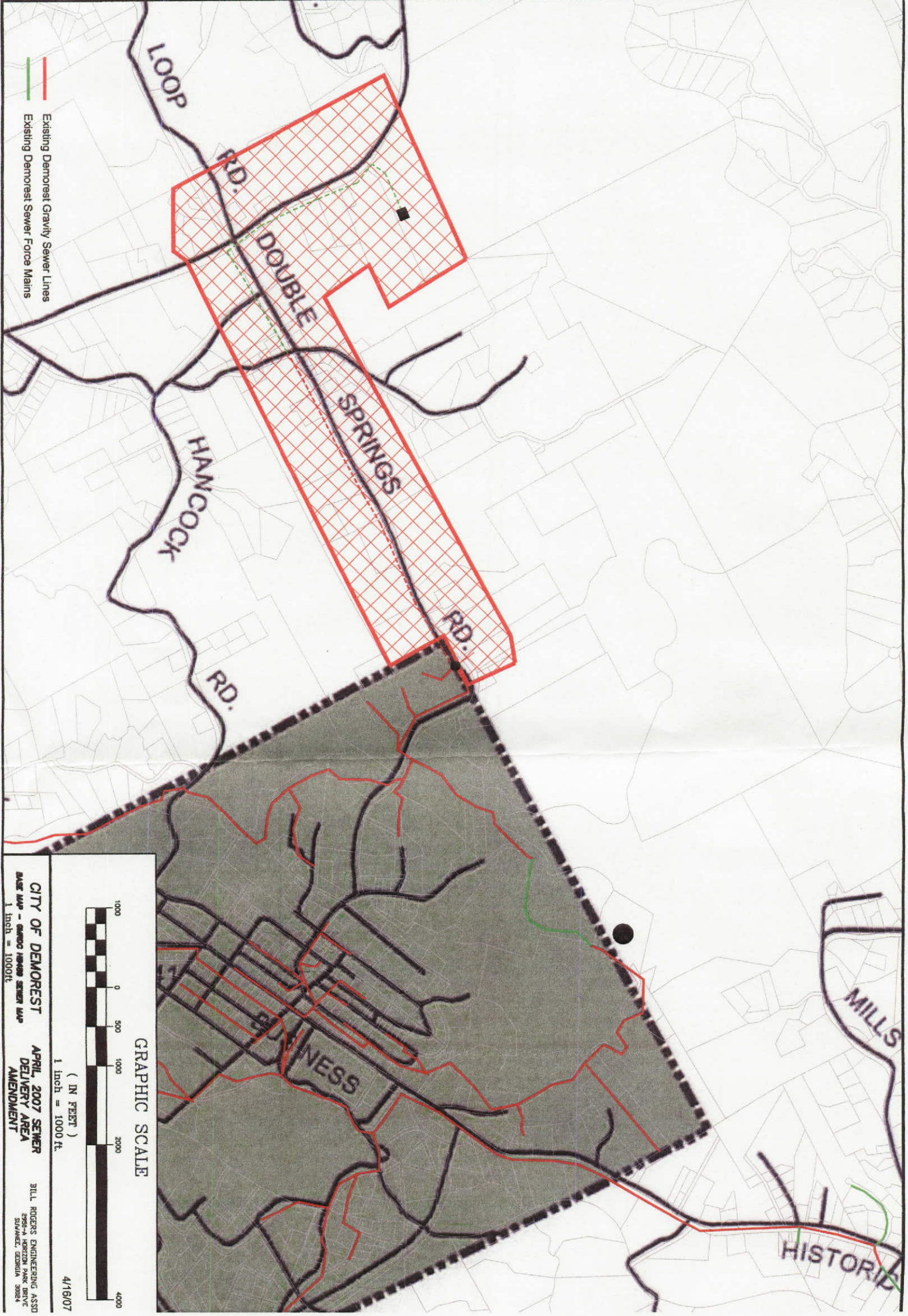
<i>Agreement Name:</i>	<i>Contracting Parties:</i>	<i>Effective and Ending Dates:</i>

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: David Burroughs
 Phone number: 770-531-0446 Date completed: April 17, 2007

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:



Existing Demoreest Gravity Sewer Lines
 Existing Demoreest Sewer Force Mains

CITY OF DEMOREEST
 BASIC MAP - DEMOREEST SEWER MAP
 1 inch = 1000ft.

APRIL, 2007 SEWER DELIVERY AREA AMENDMENT

BILL ROGERS ENGINEERING ASSD
 2990-4 HOPKINZ PARK DRIVE
 SUMNER, GEORGIA 30824

4/16/07

GRAPHIC SCALE
 (IN FEET)
 1 inch = 1000 ft.

1000
0
500
1000
2000
4000

*Scanned
 Atkinson's for Curb*