



# City of Marietta

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## Meeting Minutes JUDICIAL/LEGISLATIVE COMMITTEE

*Philip M. Goldstein, Chairperson  
Van Pearlberg  
Jim King*

Wednesday, March 2, 2011

Council Chamber

### Immediately following Parks, Recreation and Tourism Committee

**Presiding:** Philip M. Goldstein  
**Present:** Van Pearlberg  
**Absent:** Jim King

***Also Present:***

*R. Steve Tumlin, Mayor  
Annette Lewis, Council - Ward 1  
Grif Chalfant, Council - Ward 2  
Johnny Sinclair, Council - Ward 3  
Rev. Anthony Coleman, Council - Ward 5  
William F. Bruton, Jr., City Manager  
Douglar R. Haynie, City Attorney  
Stephanie Guy, City Clerk*

### CALL TO ORDER:

*Chairman Philip M. Goldstein called the meeting to order at 6:15 p.m.*

### MINUTES:

**20110128 Regular Meeting - January 26, 2011**

Review and approval of the January 26, 2011 regular meeting minutes.

**A motion was made by Council member Pearlberg, seconded by Council member Goldstein, that this matter be Approved. The motion carried by the following vote:**

**Vote: 2 - 0 - 0                      Approved**

### BUSINESS:

**20110064 Proposed Amendment to the Tree Ordinance**

Request by Councilman Goldstein for changes to the tree ordinance pertaining to street trees.

*Motion to authorize advertisement for proposed changes to the tree ordinance pertaining to street trees.*

**A motion was made by Council member Pearlberg, seconded by Council member Goldstein, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:**

**Vote: 2 - 0 - 0**

**Recommended for Approval - Consent Agenda**

**20110112 Demolition Regulations**

Council Member Pearlberg requests a discussion and action for the following items:

- 1)-That any individual or corporation requesting a demolition permit be required to have a date certain to commence construction of a new building to replace the demolished building, and/or
- 2)- That any individual or corporation requesting a demolition permit be required to brick, stucco or otherwise reface any and all deteriorating walls that are open to public viewing as part of the demolition permit if no date certain exists to build a new structure or if due to other circumstances a new structure cannot be built in a reasonable timely manner .
- 3)- The issue of a date certain after demolition (re: #1 above ) and a reasonable timely manner (re: #2 above) from the date of demolition shall be determined by council.
- 4)-The issue of a continuance as well as the time period for a continuance re:#1 above shall be determined by council.

*Council Member Philip M. Goldstein disclosed that he, family members and other entities he and or family members have ownership in own properties and/or entities that own properties in Marietta.*

*Council member Goldstein then left the dais and Council member Pearlberg presided over this section of the meeting.*

**Referred to the CITY COUNCIL AGENDA WORK SESSION**

**20110163 Height Advisory Committee**

Committee recommendations for new height restrictions for buildings on the Marietta Square.

*Council Member Philip M. Goldstein disclosed that he, family members and other entities he and or family members have ownership in own properties and/or entities that own properties in the Downtown Marietta area.*

**Referred to the CITY COUNCIL AGENDA WORK SESSION**

*Council member Goldstein returned the dais and presided over the remainder of the meeting.*

*A motion was made by Council member Pearlberg, seconded by Council member Goldstein, to add an agenda item regarding the Marietta Housing Authority to the agenda. The motion carried by the following vote:*

*Vote: 2 - 0 - 0*

*Approved*

**20110190 Access Easement Agreement**

Request for approval of an Access Easement Agreement between the City of Marietta, the Retreat at Dorsey Manor, the Tower at Dorsey Manor and the Marietta Housing Authority subject to final approval of the City Manager and City Attorney.

**Referred to the CITY COUNCIL AGENDA WORK SESSION**

**ADJOURNMENT:**

*The meeting was adjourned at 6:48 p.m.*

**Respectfully submitted,**

\_\_\_\_\_  
**Stephanie Guy, City Clerk**

**Approved:** \_\_\_\_\_