

**NEWTON COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING  
February 20, 2007  
MINUTES**

**Excerpt from official minutes regarding LaFarge Aggregates**

**Newton County Historic Courthouse  
1124 Clark Street  
Covington, Georgia  
Chairman Aaron Varner, Presiding**

**Present:** Chairman Aaron Varner, Commissioners Mort Ewing, Earnest Simmons, Ester Fleming, Jr., J.C. Henderson, and Monty Laster, Administrative Officer John Middleton, County Attorney Tommy Craig, Jenny Carter and County Clerk Jackie Smith  
**Newspaper:** Covington News – Rachel Osborn  
Newton Citizen – Crystal Tatum  
Large group of citizens

**CUP06-013**

**LAFARGE AGGREGATES, S.E., INC.**

County Attorney Tommy Craig addressed the board regarding the petition and presented several exhibits for the record and are made a part of these minutes.

Exhibit A: True & Correct Copy of the 2003 Newton County Zoning Ordinance

Exhibit B: Copy of Zoning Map of CUP06-013

Exhibit C: Copy of Zoning & Vicinity Map for CUP06-013

Exhibit D: True & Correct Copy of Minutes & Attachment dated February 19, 1980

Exhibit E: True & Correct Copy of Minutes dated October 1, 1991

Exhibit F: Copy of a Memorandum to Board of Commissioners dated February 20, 2007 from David S. Eady, City of Oxford Planning Department

Exhibit G: Copy of Correspondence dated November 19, 1997 from Cook Engineering Services to then Chairman Davis Morgan

Exhibit H: Copy of Civil Acton File Number 97-001678-3 Application for Writ of Mandamus – Stamped 98 FEB – 3 PM 12:59 - Moore Brothers Paving, Inc. Plaintiff vs. Newton County, Georgia; Don Helm, Kay Martynuska, Charlie Hardy, John Chestnut, Ron Dimery and L.H. Cook, Members of the Planning Commission of Newton County, Georgia – Defendants

Attorney Wayne Phears presented the following exhibits on behalf of LaFarge and made part of theses minutes.

Exhibit A: Motion For Recusal

Exhibit B: Correspondence dated February 19, 2007 – Application of Lafarge Aggregate Southeast, Inc. to Members of the Board of Commissioners

Exhibit C: Correspondence dated February 20, 2007 – Application of LaFarge Aggregates Southeast, Inc.

Court Report Dianna M. Cormier - verbatim minutes of this issue and made part of these minutes.

Motion: To deny request for CUP06-013 – Lafarge Aggregates, S.E., Inc.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Ester Fleming, Jr., District Three

Motion Carried with Commissioner Simmons abstaining from vote.

Motion: To adopt the written decision prepared by County Attorney and including the supplemental finding that the variance appeal be denied because it is not ripe for review.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Ester Fleming, Jr., District Three

Motion Carried

Respectfully Submitted,

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Jackie B. Smith  
County Clerk