

**AGENDA
REGULAR MEETING
CITY COUNCIL, CITY OF ASHEBORO
THURSDAY, JULY 15, 2021, 7:00 PM**

1. Call to order.
2. Silent prayer and pledge of allegiance.
3. Community Development Director Trevor Nuttall will introduce Chief Building Inspector Eddie Garner.
4. Rebekah McGee, Executive Director of Downtown Asheboro Inc., will announce that Downtown Asheboro, Inc. will host the 2021 North Carolina Main Street Directors' Annual Meeting.
5. John Grey, PE, of the Wooten Company will discuss the findings and engineering recommendations produced by the New Bern Avenue storm water study.
6. Public comment period.
7. Consent agenda items for approval, acknowledgement, and/or adoption:
 - (a) City council meeting minutes for the regular meeting on June 10, 2021.
 - (b) City council meeting minutes for the special meeting on June 22, 2021.
 - (c) General account of the city council's closed session on June 22, 2021.
 - (d) Resolution sealing the general account of the closed session held on June 22, 2021.
 - (e) Receipt from the Asheboro ABC Board of its meeting minutes for May 3, 2021, and June 7, 2021.
 - (f) A resolution appointing Robert E. Morrison to a new three-year term of office on the Asheboro ABC Board.
 - (g) Community Development Division request to schedule for August 5, 2021, and to advertise, public hearings on the land development applications described by the next two paragraphs:

(i) An application to rezone a parcel of land (Randolph County Parcel Identification Number 7752676855) located at 2078 North Asheboro School Road from R15 to O & I zoning; and

(ii) An application to rezone a parcel of land (a portion of Randolph County Parcel Identification Numbers 7754913917 and 7754818703) at 5009 US Highway 220 Business North from R15 to I2 zoning.

8. Community Development Director Trevor Nuttall will introduce the following land use cases/requests:

(a) **Withdrawn Case** - Case No. RZ-21-06 pertaining to a request to rezone a parcel of land (Randolph County Parcel Identification Number 7760373801) on the north side of Mackie Road from R10 to OA6 zoning has been withdrawn.

(b) Legislative Hearing (Case No. RZ-21-07) - An application for a residential planned unit development, including a subdivision sketch design, on a parcel of land (Randolph County Parcel Identification No. 7762740259) west of 1591 East Allred Street, approximately 100 feet east of Ridgewood Circle.

A continuance has been requested by the applicant.

9. Water Resources Director Michael Rhoney, PE will discuss the results of the sealed bid timber sale conducted on June 11, 2021, and will request that the council accept the bid from the highest responsible bidder.

10. Fire Chief Willie Summers will present the fire department's annual report.

11. City Engineer Michael Leonard, PE will provide an update on the Dixieland Acres traffic study.

12. Mayor Smith will call for a special meeting on Thursday, July 22, 2021, to receive the architect's report on the proposed improvements to McCrary Park.

13. Mayor Smith will lead a discussion of upcoming events and items not on the agenda.

14. Adjournment.

REVISIONS

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CITY OF ASHEBORO

NORTH CAROLINA

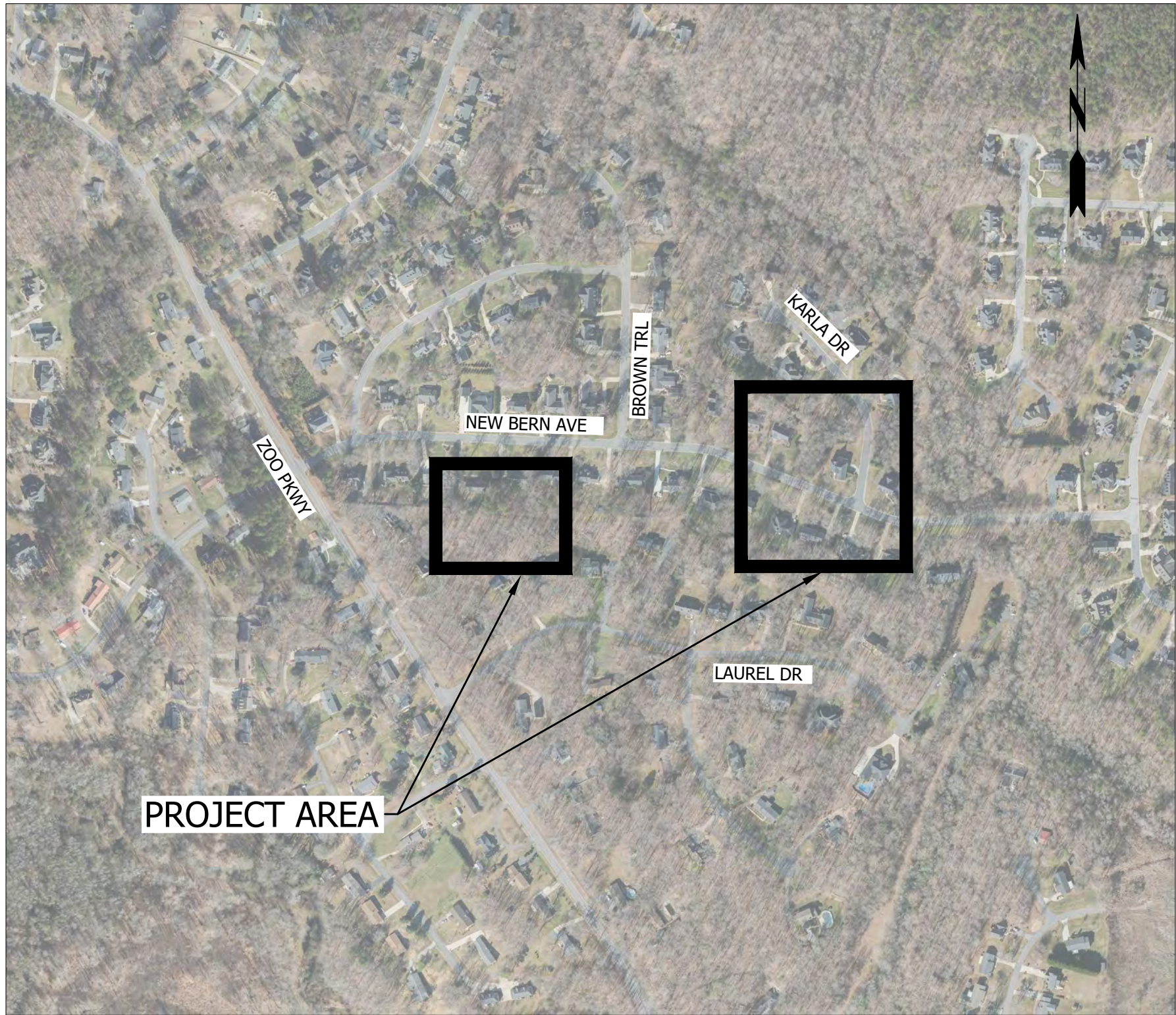
NEWBERN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS

JUNE 2021

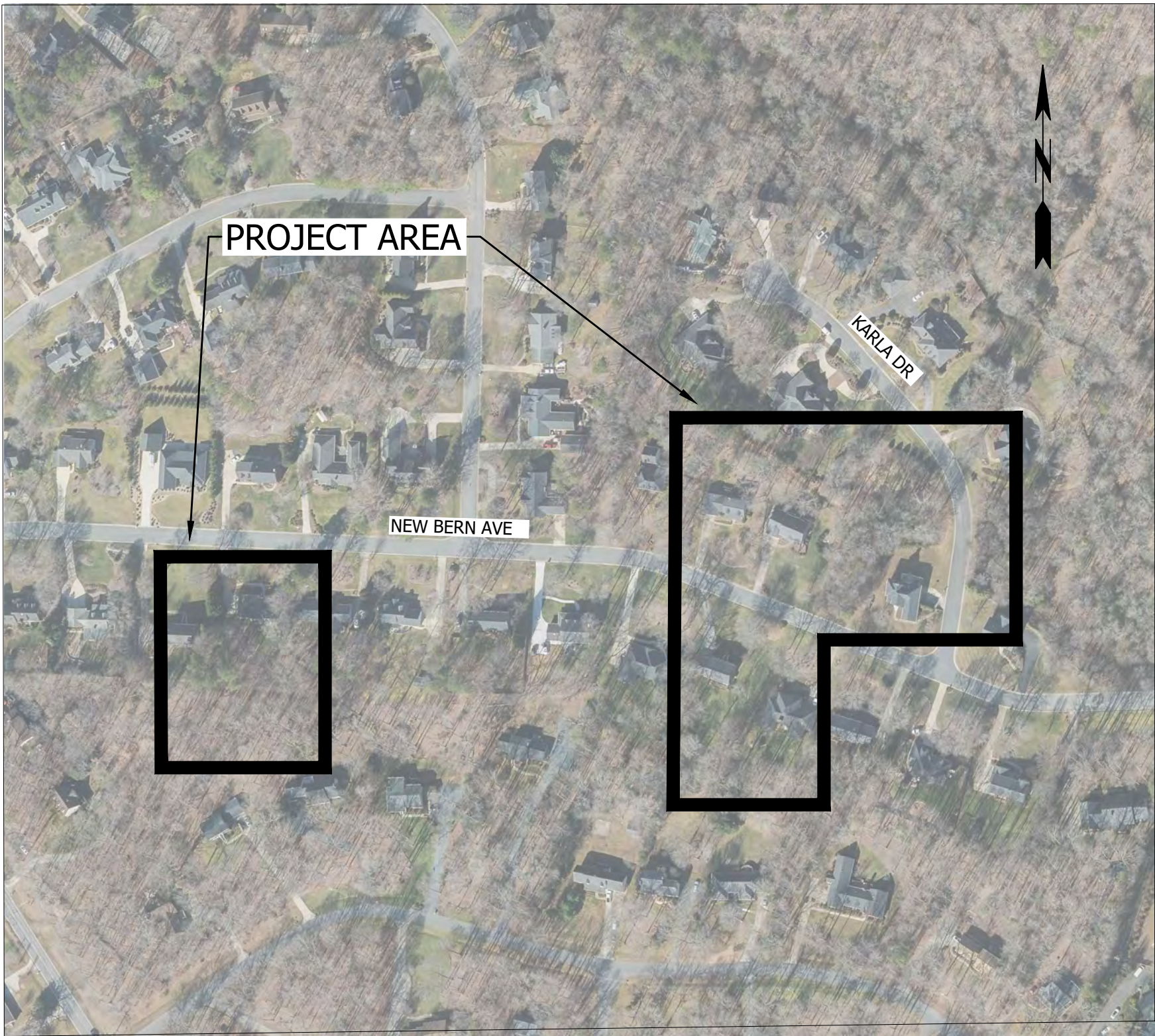


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VICINITY MAP
1" = 400'



PROJECT AREA MAP
1" = 200'

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GENERAL NOTES

- 1) ALL PROPERTY BOUNDARY INFORMATION WAS TAKEN FROM GIS AND IS PROVIDED FOR INFORMATION PURPOSES ONLY. NO PROPERTY BOUNDARY SURVEY WAS PERFORMED FOR THIS PROJECT.
- 2) THE CONTRACTOR SHALL VISIT THE SITE & FAMILIARIZE HIMSELF WITH THE EXISTING CONDITIONS BEFORE SUBMITTING HIS BID.
- 5) VERIFY EXISTING UTILITIES LOCATIONS & OTHER EXISTING FEATURES PRIOR TO CONSTRUCTION. REPORT ANY INCONSISTENCIES TO OWNER & ENGINEER PRIOR TO BEGINNING WORK.
- 6) ALL NEW CONSTRUCTION SHALL FOLLOW THE CITY OF ASHEBORO SPECIFICATIONS UNLESS OTHERWISE NOTED.
- 7) THE PROPOSED GRADES SHOWN ARE THE FINISHED GRADES UNLESS OTHERWISE NOTE. ALL DISTANCES AND DATA SHALL BE CHECKED BY THE CONTRACTOR PRIOR TO THE START OF CONSTRUCTION. IN CASE OF CONFLICT, THE ENGINEER SHALL BE NOTIFIED IMMEDIATELY SO THAT CLARIFICATIONS MAY BE MADE PRIOR TO THE START OF WORK.
- 8) ALL EXISTING IMPROVEMENTS DAMAGED AS A RESULT OF CONSTRUCTION OPERATIONS SHALL BE RESTORED TO THEIR ORIGINAL CONDITION TO THE SATISFACTION OF THE OWNER.
- 9) ALL EXISTING PAVEMENT & CONCRETE TO BE REMOVED SHALL BE SAWCUT.
- 10) BURNING ON, OR NEAR THE SITE WILL NOT BE PERMITTED.
- 11) THE CONTRACTOR SHALL CLEAN THE ENTIRE SITE OF ALL CONSTRUCTION RELATED MATERIAL & DEBRIS.
- 12) INSPECTOR TO BE GIVEN 24 HOURS NOTICE PRIOR TO START OF CONSTRUCTION.
- 13) INSTALL ALL EROSION CONTROL MEASURES PRIOR TO START OF CONSTRUCTION. SEE SHEET C-3.01 FOR THE EROSION CONTROL PLAN.

STORMWATER NOTES

1. NOTIFY UTILITY LOCATING SERVICE TO MARK LOCATION OF EX. UTILITIES PRIOR TO COMMENCING CONSTRUCTION ACTIVITY.
2. SEE EROSION CONTROL PLAN FOR NOTES AND CONSTRUCTION SEQUENCE. ADHERE TO THE REQUIREMENTS OF THE NCDEQ SEDIMENTATION AND EROSION CONTROL PLAN APPROVAL.
3. ANY DISPOSAL OF EXCAVATED MATERIAL SHALL BE PERFORMED IN SUCH A MANNER THAT IT WILL NOT OBSTRUCT THE FLOW OF WATER, ENDANGER EXISTING IMPROVEMENTS OR WORK IN PROGRESS, IMPAIR THE USE OR APPEARANCE OF THE EXISTING FACILITIES, OR BE DETRIMENTAL TO THE COMPLETED WORK.
4. IT IS THE OBLIGATION OF THE CONTRACTOR TO INVESTIGATE UNDERGROUND UTILITY FACILITY LOCATIONS PRIOR TO THE START OF CONSTRUCTION. NOTIFY THE ENGINEER AND OWNER IN EVENT OF AN UNFORESEEN CONFLICT OR DISCREPANCY.
5. REPAIR DAMAGE TO EXISTING FACILITIES AT NO ADDITIONAL COST TO THE OWNER.
6. A CHANGE IN CONDITIONS MAY BE CONSIDERED DUE TO THE ACTUAL LOCATION OF THE EXISTING BURIED FACILITIES. THIS DOES NOT INCLUDE THE COST FOR REPAIR OF DAMAGED FACILITIES NOT PROPERLY LOCATED IN ADVANCE OF CONSTRUCTION.
7. INSTALL A DEWATERING SYSTEM PRIOR TO EXCAVATING BENEATH THE NATURAL GROUND WATER TABLE OR WHEN SATURATED CONDITIONS IMPAIR THE PROPER TRENCH EXCAVATION, PIPE BEDDING AND BACKFILL OPERATIONS. MAINTAIN THE WATER TABLE APPROXIMATELY 2 FEET BELOW THE BOTTOM OF THE EXCAVATION. WATER FROM DEWATERING OPERATIONS MUST BE DISPOSED OF IN ACCORDANCE WITH THE NORTH CAROLINA SEDIMENTATION POLLUTION CONTROL ACT.
8. MAINTAIN DEWATERING UNTIL BACKFILLING HAS PROCEEDED ABOVE THE NATURAL GROUND WATER LEVEL AND THE STRUCTURAL WEIGHT IS SUFFICIENT TO PREVENT "FLOATING" OF THE STRUCTURE.
9. STRIP ORGANIC MATERIALS AND DEBRIS OR TOPSOIL FROM AREAS TO BE DISTURBED AND STOCKPILE SEPARATE FROM OTHER EXCAVATED MATERIAL.
10. RIM ELEVATIONS FOR GRATE INLETS REFER TO TOP OF GRATE, UNLESS OTHERWISE NOTED.
11. STORM DRAINAGE PIPE SHALL BE RCP.
12. STORM DRAINAGE PIPES ARE DESIGNED FOR A TYPE 2 LAYING CONDITION AT THE DEPTH OF COVER INDICATED ON THE DRAWINGS, UNLESS OTHERWISE NOTED.
13. ALL GRAVITY PIPES SHALL BE LAID ON STRAIGHT ALIGNMENTS AND EVEN GRADES USING A PIPE LASER TYPE CONSTRUCTION LASER LEVEL OR OTHER ACCEPTABLE METHOD.

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LEGEND

Font Style Indicates Existing Features

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SURVEY				ROADWAY				UTILITIES			
	CODE	Existing	PROPOSED		CODE	Existing	PROPOSED		CODE	Existing	PROPOSED
BENCHMARK	BM			ASPHALT DRIVEWAY				CABLE TV CABLE	CTV		CTV
CONCRETE MONUMENT FOUND	CMF			ASPHALT OVERLAY				CABLE TV HAND HOLE	CHH		
CONCRETE MONUMENT SET	CMS			BRICK DRIVEWAY				CABLE TV PEDESTAL	CPED		
CONTROL POINT	CP			BRICK SIDEWALK / WALKWAY				UNDERGROUND ELECTRICAL CABLE	UGE		UGE
GEOTECHNICAL BORE	BORE			BRIDGE	BRDG			OVERHEAD ELECTRICAL WIRE	OHE		OHE
IRON PIPE FOUND	IPF			CONCRETE DRIVEWAY				ELECTRICAL HAND HOLE	EHH		
IRON PIPE SET	IPS			CONCRETE DRIVEWAY (STAMPED)				ELECTRICAL MANHOLE	EMH		
IRON ROD FOUND	IRF			CONCRETE SIDEWALK / WALKWAY	SWLK			ELECTRICAL METER	EM		
IRON ROD SET	IRS			BACK OF CURB	BC			ELECTRICAL PEDESTAL	EPED		
MAG NAIL FOUND	MNF			FACE OF CURB	FC			FIBER OPTIC CABLE	FOC		FOC
MAG NAIL SET	MNS			EDGE OF PAVEMENT	EP			FIBER OPTIC HAND HOLE	FOHH		
MILE MARKER (HWY)	MM			FLOWLINE	FLOW			GAS LINE	GL		G
MILE MARKER (RR)	MM			GUARDRAIL	GDRL			GAS METER	GM		
NAIL FOUND	NLF			GRAVEL DRIVEWAY / PATH				GAS VALVE	GV		
NAIL SET	NLS			SOIL DRIVEWAY / PATH				GUY / ANCHOR WIRE	GUY		
PK NAIL FOUND	PKF							LIGHT POLE / AREA LIGHT	LP		
PK NAIL SET	PKS							POWER POLE	PP		
PROPERTY LINE								STEAM MANHOLE	STMH		
TEMPORARY BENCHMARK	TBM							TELECOMMUNICATIONS CABLE	COM		COM
WETLAND FLAG	WLF			AREA LIGHT / LIGHT POLE	LP			TELECOMMUNICATIONS MANHOLE	TMH		
				BOLLARD	BOL			TELEPHONE CABLE	COM		COM
				BUFFER				TELEPHONE HAND HOLE	THH		
				CURB FLOW LINE				TELEPHONE PEDESTAL	TPED		
				FENCE	FNC			TRAFFIC SIGNAL BOX	TFCB		
				FIRE HOSE	HOSE			TRAFFIC SIGNAL POLE	TFCP		
				FIRE WATER LINE	FWL			TRANSFORMER	TRNS		
				SIGN	SN			UTILITY MARKER / WARNING POST	WIT		
								UTILITY POLE	UP		
EASEMENTS				SITE				VEGETATION			
		Existing	PROPOSED								
ACCESS EASEMENT	AE							CONIFEROUS TREE	CTREE		
DRAINAGE EASEMENT	SDE							DECIDUOUS TREE	DTREE		
PUBLIC UTILITY EASEMENT	UE/PUE							HEDGE / SHRUB ROW	HED		
RIGHT-OF-WAY	RW							LANDSCAPING	LSCP		
SEWER EASEMENT	SSE							SHRUB	SHB		
TEMPORARY CONSTRUCTION EASEMENT	TCE							STUMP			
WATER EASEMENT	WLE							SHRUB (TO BE REMOVED)			
								TREE (TO BE REMOVED)			
								TREELINE / WOODS			
EROSION CONTROL				STORM DRAINAGE				WATER			
	CODE	Existing	PROPOSED		CODE	Existing	PROPOSED		CODE	Existing	PROPOSED
CHECK DAM	RCHK			CATCH BASIN / COMBINATION INLET	CB			AIR RELEASE VALVE IN MANHOLE	ARVMH		
INLET PROTECTION				CURB INLET	CI			BLOW OFF	BO		
RIP-RAP	RPRP			DROP INLET	DI			BLOW OFF (TEMPORARY)	BOA		
LIMITS OF DISTURBANCE				FLARED END SECTION	FES			FIRE HYDRANT	FH		
LIMITS OF DISTURBANCE @ ACCESS EASEMENT				JUNCTION BOX	JB			FIRE HYDRANT VALVE	FHV		
LIMITS OF DISTURBANCE @ EDGE OF PAVEMENT				DRAINAGE MANHOLE	SDMH			PLUG	PLUG		
LIMITS OF DISTURBANCE @ RIGHT-OF-WAY				STORM DRAINAGE PIPE				MONITORING WELL	MW		
LIMITS OF DISTURBANCE @ UTILITY EASEMENT								REDUCER / INCREASER	RDCR		
LIMITS OF DISTURBANCE @ TEMPORARY CONSTRUCTION EASEMENT								WATER LINE	WL		
LIMITS OF DISTURBANCE @ TEMPORARY CONSTRUCTION ACCESS								WATER METER	WM		
RIPARIAN BUFFER - ZONE 1	RBZ1							WATER VALVE	WV		
RIPARIAN BUFFER - ZONE 2	RBZ2							YARD HYDRANT	YH		
SILT FENCE	SF										
SILT FENCE OUTLET	SFOLT										
SILT FENCE / TREE PROTECTION FENCE	SF/TPF										
SUPER SILT FENCE	SSF										
TREE PROTECTION FENCE	TPF										
WATTLE	WTTL										
WATTLE BARRIER	WB										

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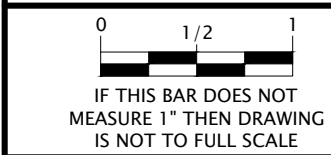
NORTH CAROLINA

NEWBERN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS

NOTES

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DRAWN BY:	DAH
CHECKED BY:	AMW
PROJECT NO.:	2837-T
DATE:	JUNE 2021
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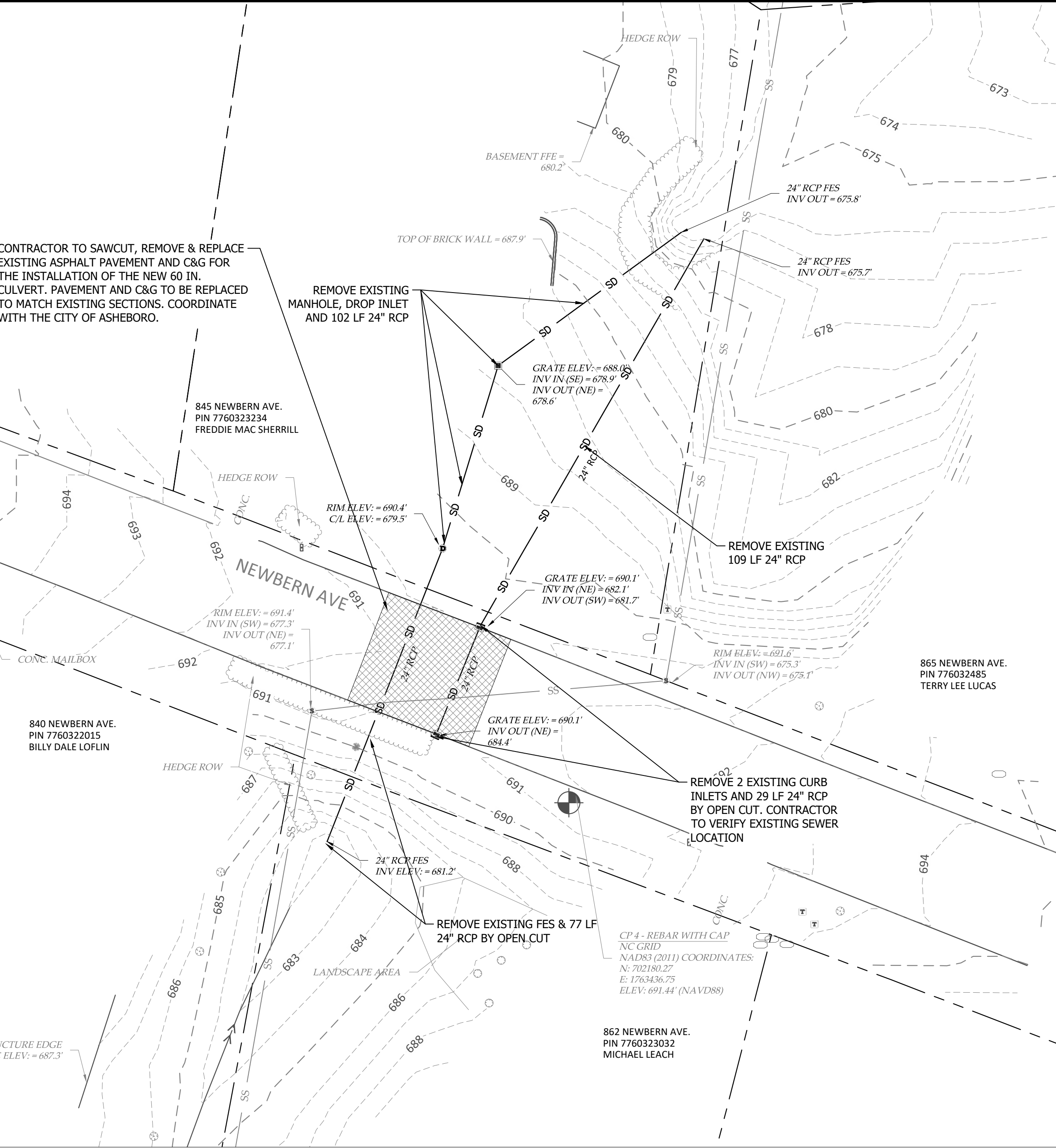
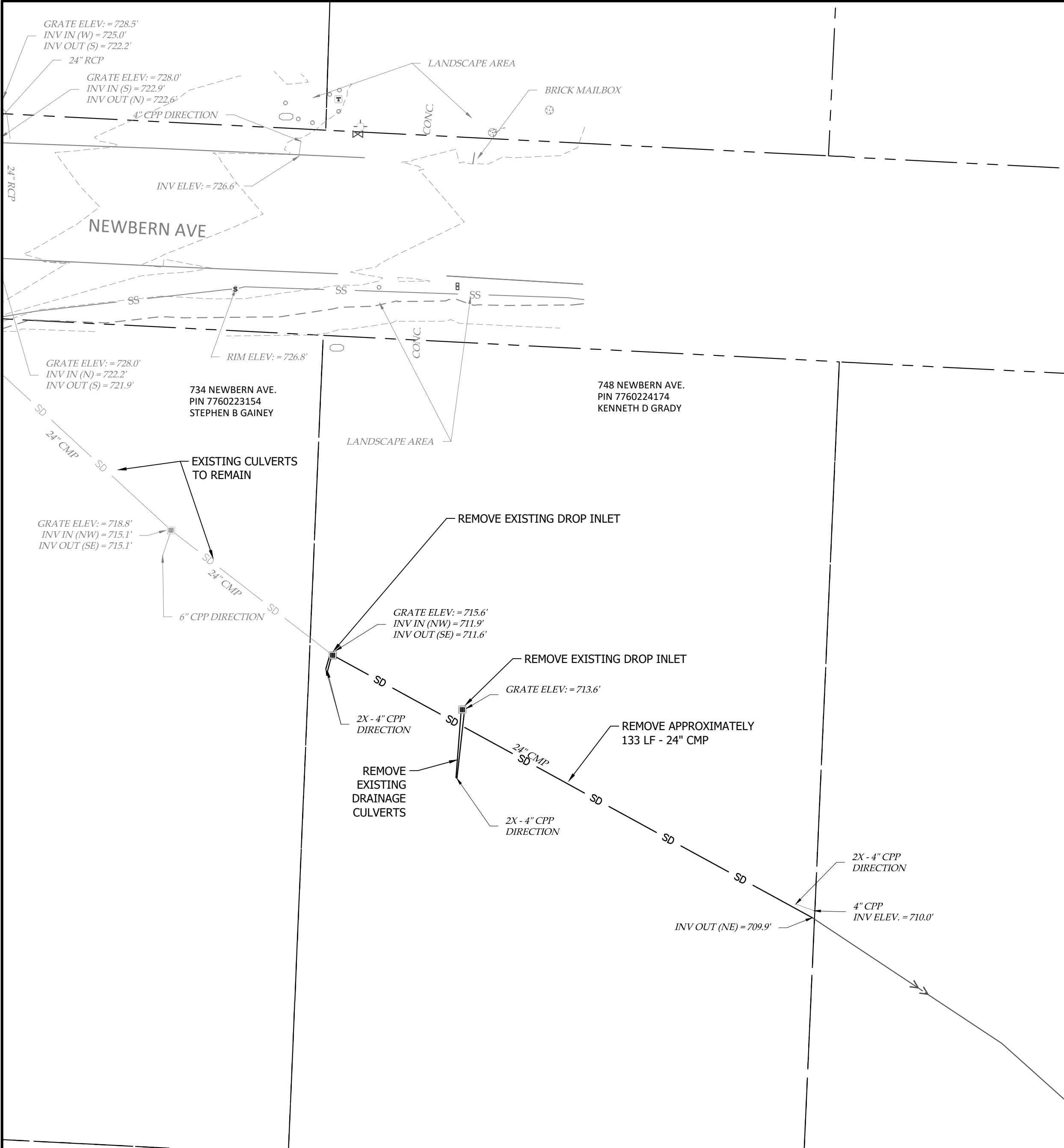
AS NOTED



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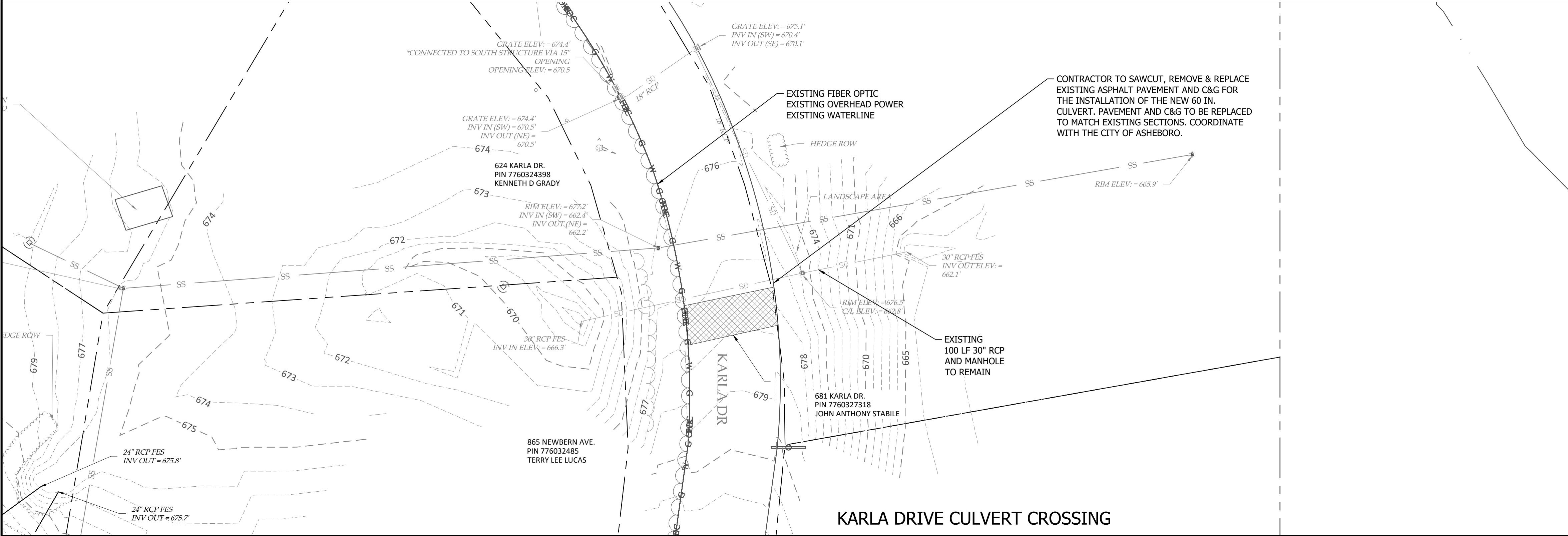
C-0.02

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WEST PROJECT AREA - NEW BERN AVENUE

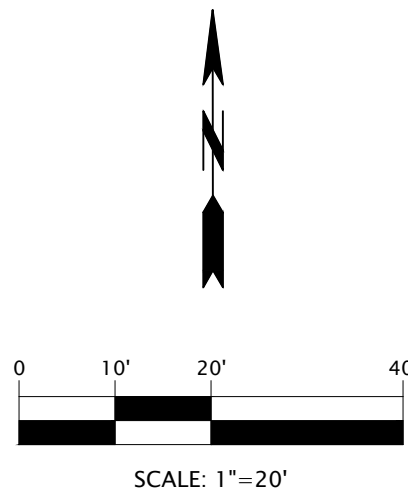
NEW BERN AVENUE CULVERT CROSSING



KARLA DRIVE CULVERT CROSSING



KEY MAP
SCALE 1" = 400'



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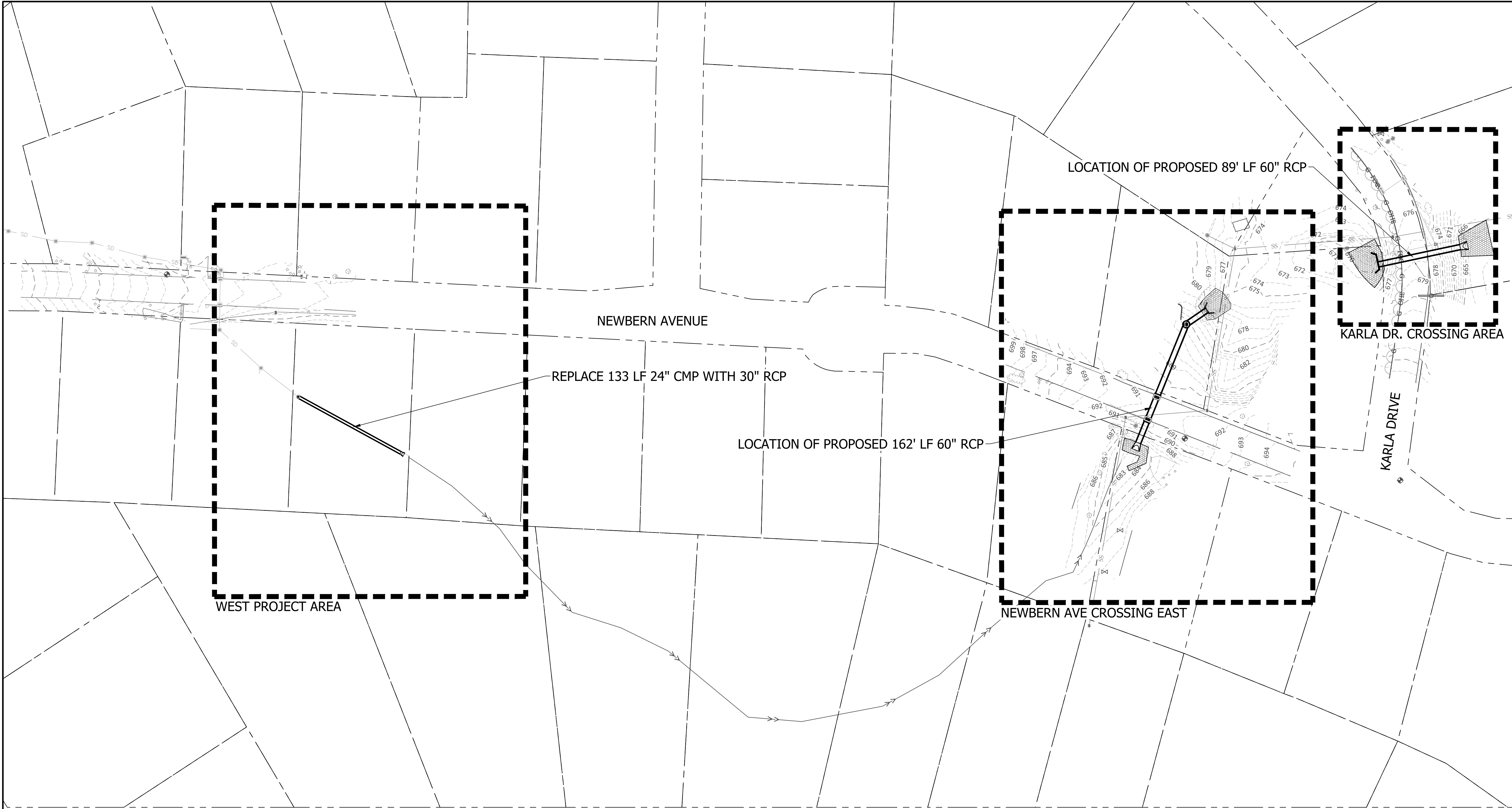
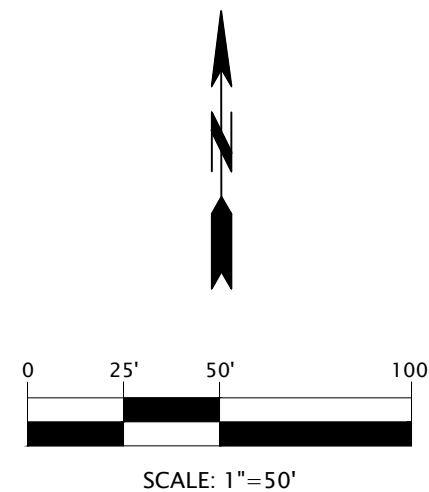
NEWBERN AVENUE

NEWBERN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS

EXISTING CONDITIONS & DEMOLITION PLAN

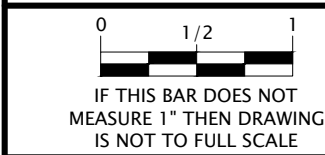
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NEWBERN AVENUE
NORTH CAROLINA
NEWBERN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS
OVERALL DRAINAGE IMPROVEMENTS PLAN

REVISIONS

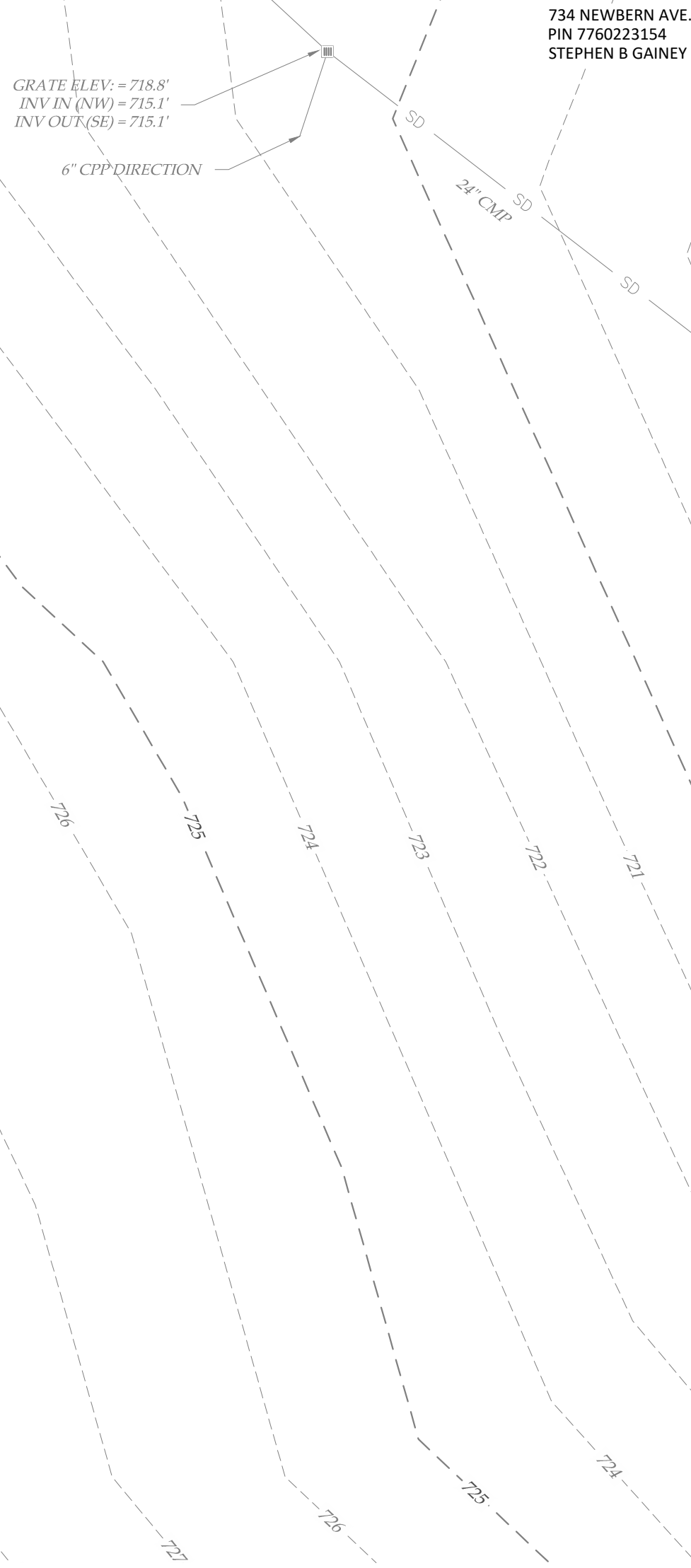
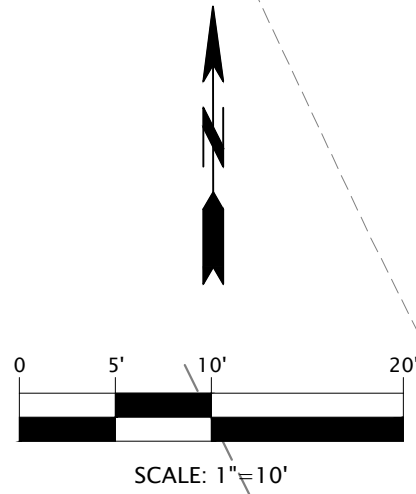
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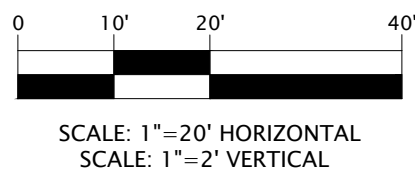
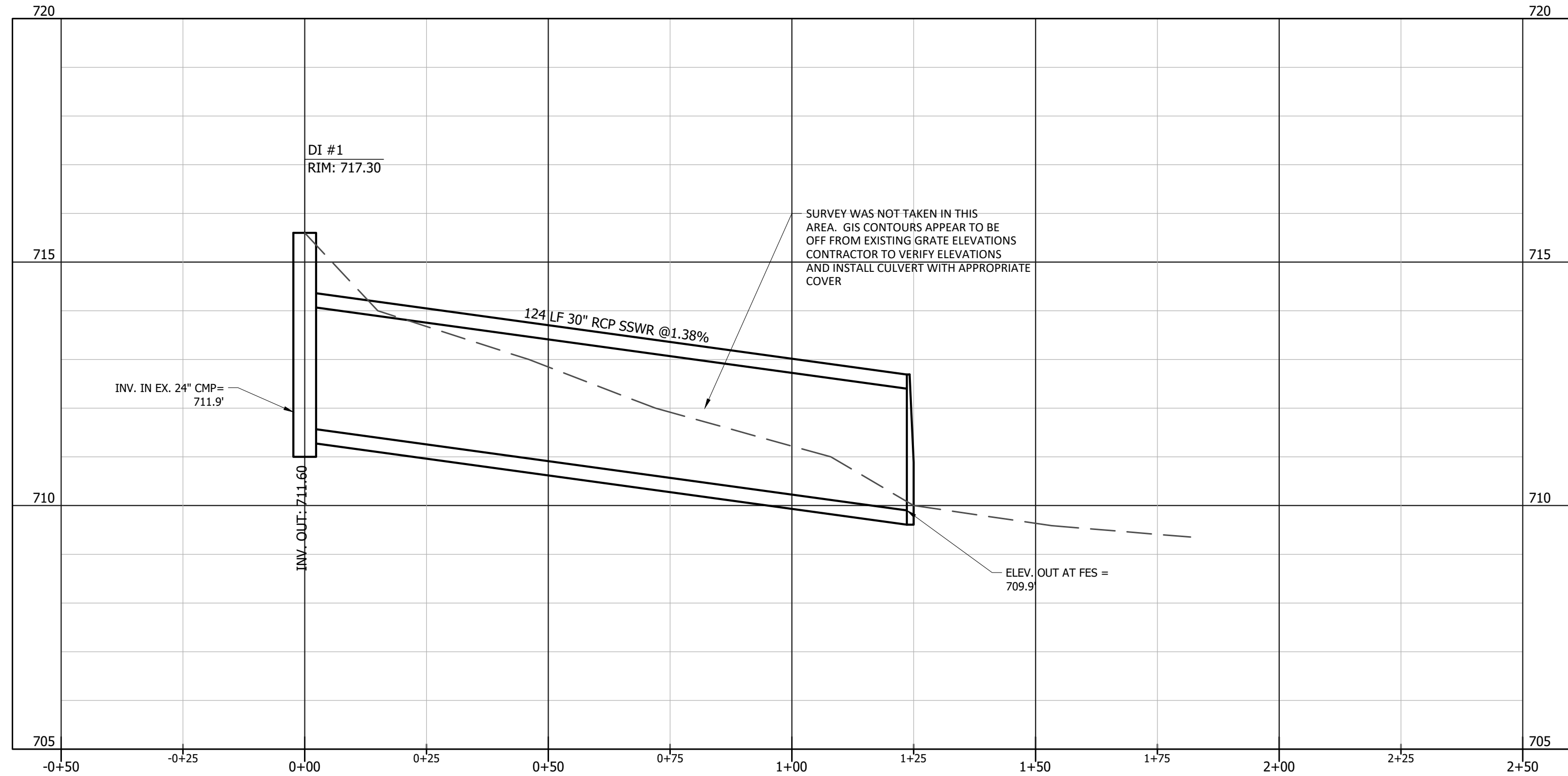
DI #1 - REMOVE & REPLACE DRAINAGE INLET AND GRATE.
SEE DETAILS.
REPLACE 24" CMP WITH 30" RCP.
GRATE ELEV TO MATCH EXISTING.
EX. 24" CMP INV. IN = 711.9
PROP. 30" INV. OUT = 711.6'

123.6 LF 30" RCP @ 1.4%

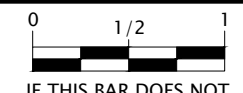
PROP. 30" FES &
30" RCP INV. = 709.9'

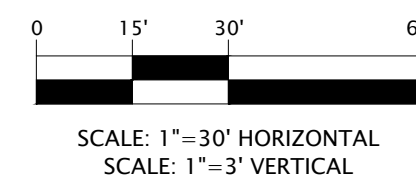
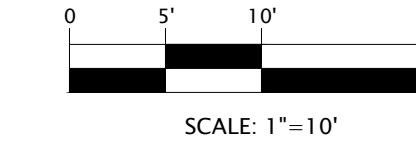
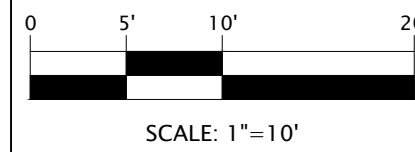
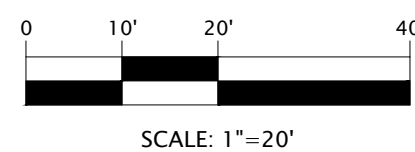
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UPSTREAM 30 IN CULVERT REPLACEMENT



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CITY OF ASHEBORO NEWBERN AVENUE NEWBERN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS NORTH CAROLINA GRADING AND DRAINAGE PLAN - WEST					
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CHECKED BY: AMW					
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SCALE: AS NOTED					
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C-2.02					



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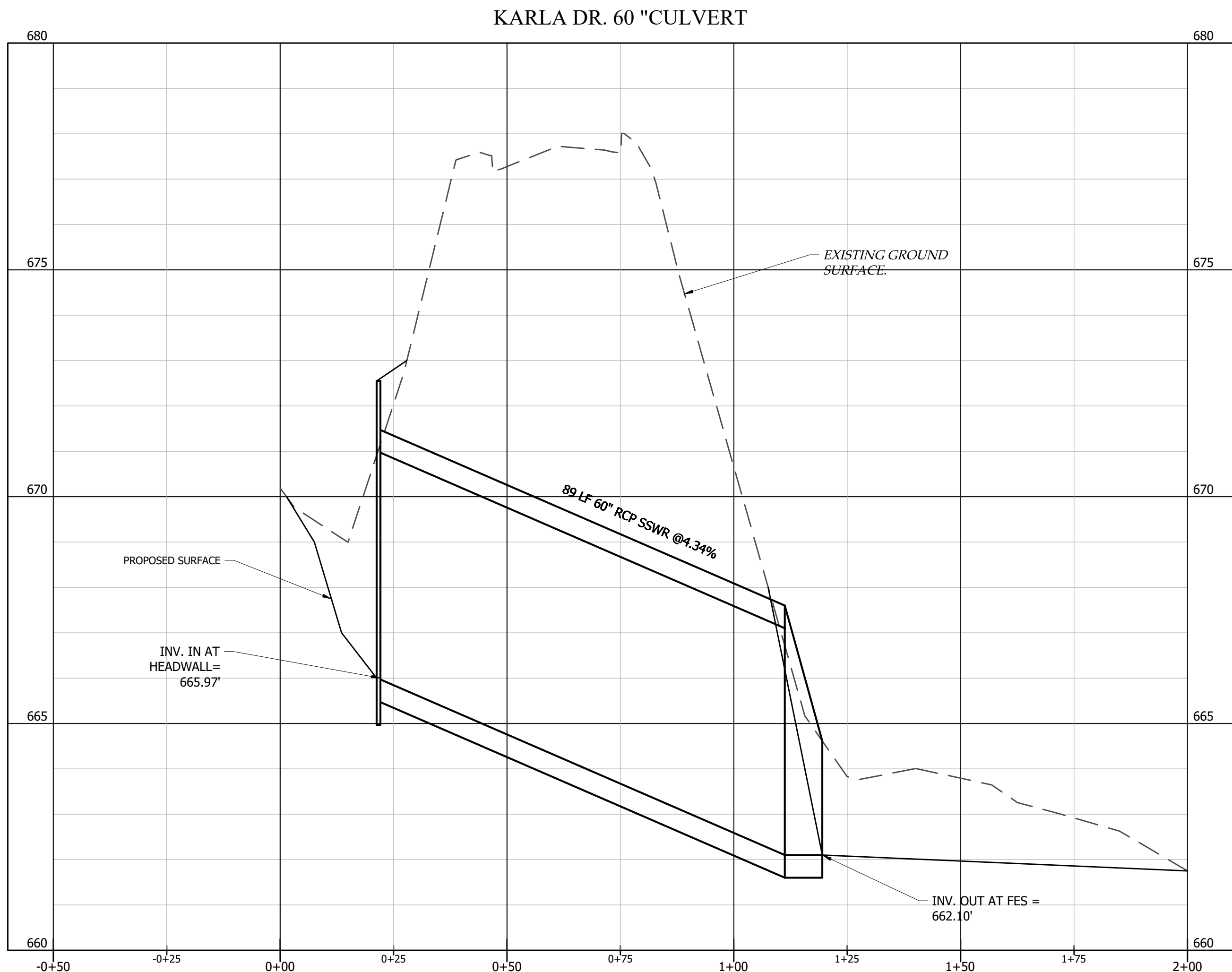
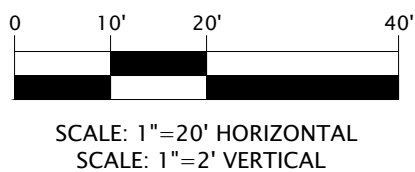
DESIGNED BY: DAH DRAWN BY: DAH CHECKED BY: AMW PROJECT NO.: 2837-T DATE: JUNE 2021 SCALE: AS NOTED		CITY OF ASHEBORO NORTH CAROLINA NEWBERN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS GRADING AND DRAINAGE PLAN—NEWBERN AVE. CULVERT CROSSING		Wooten 120 North Boylan Avenue • Raleigh, NC 27603-1423 (919) 828-0531 • thewootencompany.com License Number: F-0115		REVISIONS
C-2.03						

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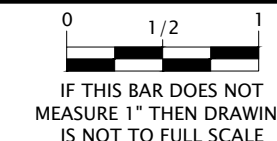
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PROJECT NO.: 2837-T

DATE: JUNE 2021

SCALE: AS NOTED



C-2.04

CITY OF ASHEBORO

NEWBORN AVENUE

NORTH CAROLINA

NEWBORN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS

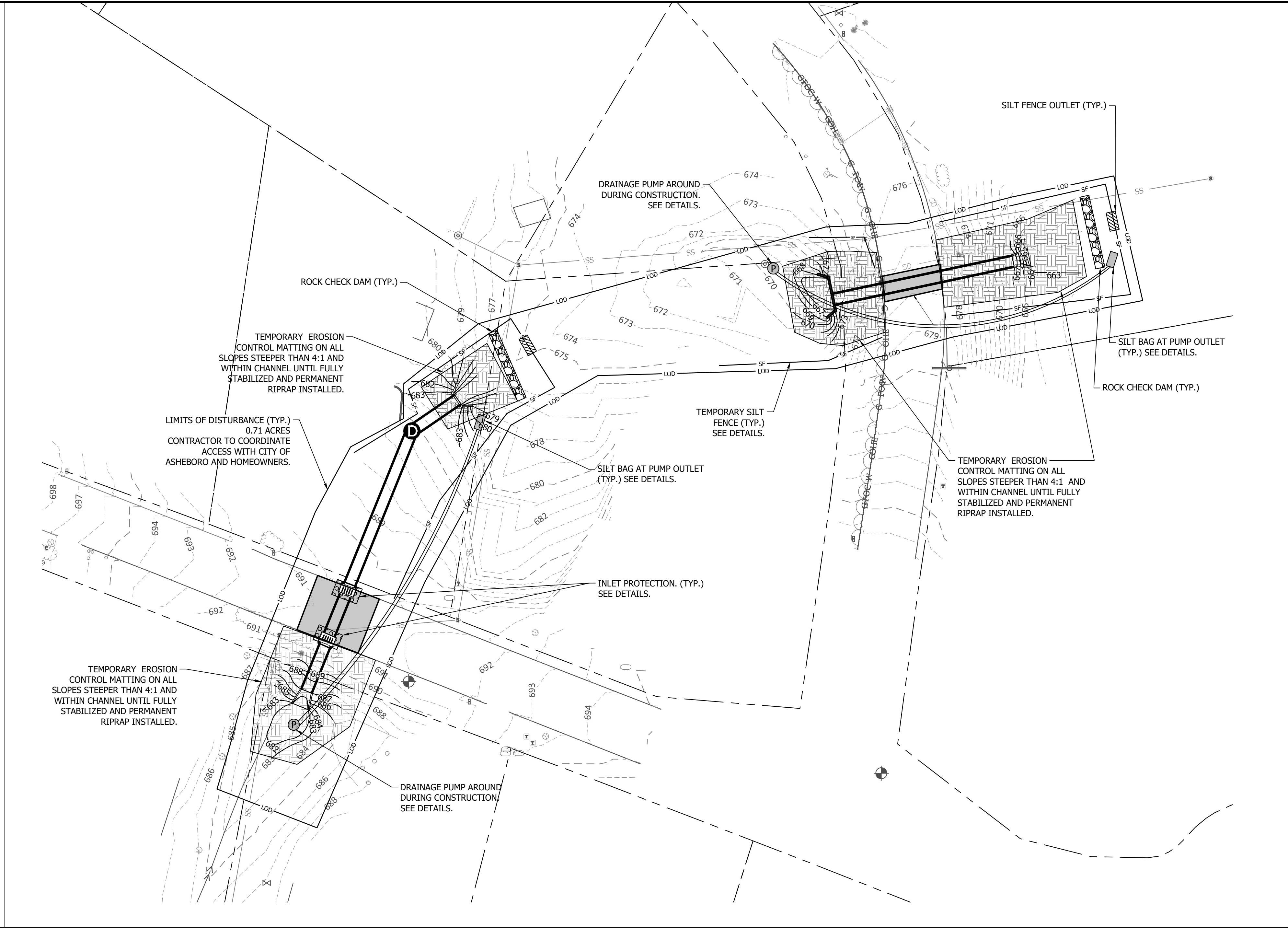
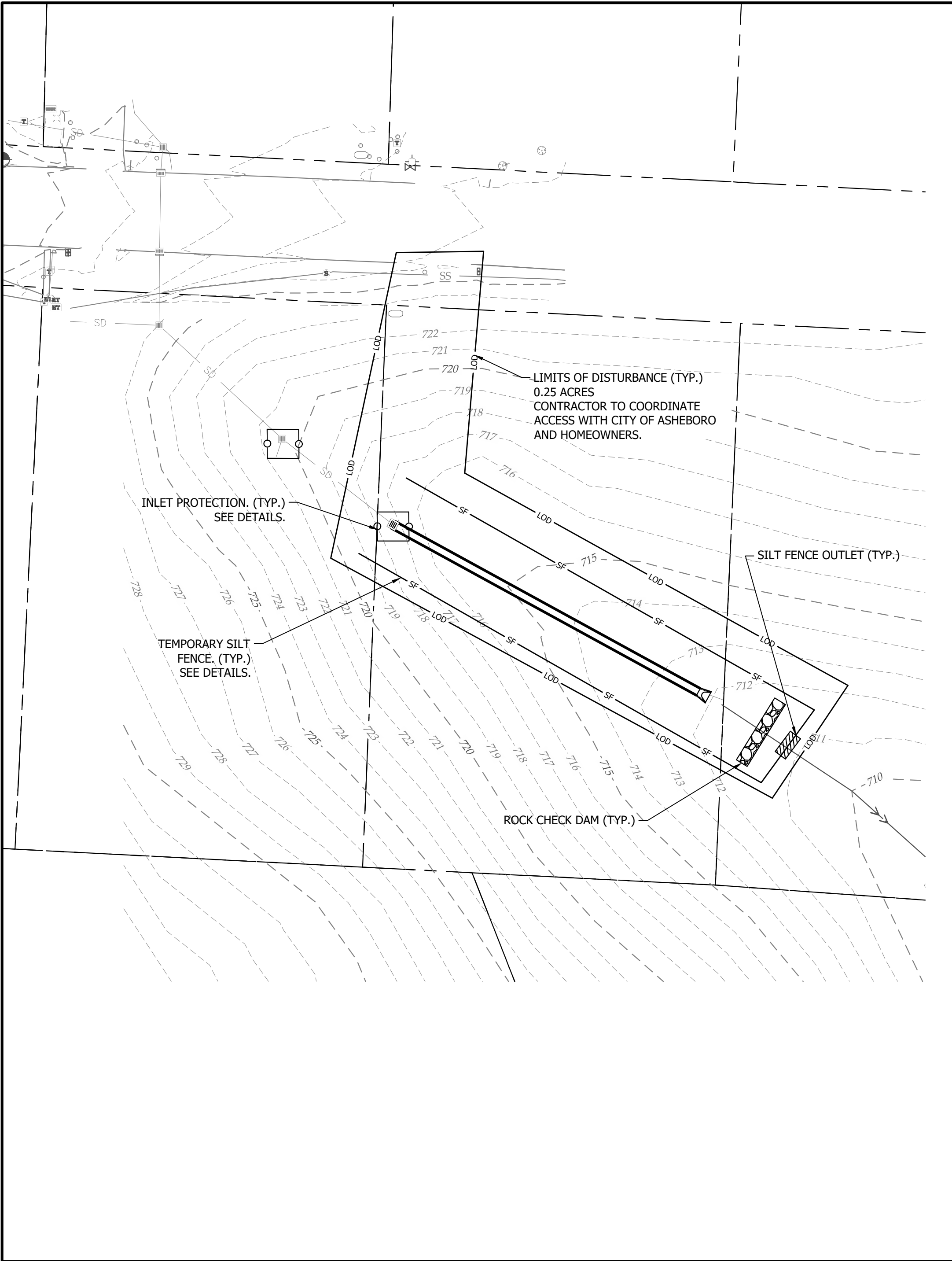
GRADING AND DRAINAGE - KARLA DR. CULVERT CROSSING

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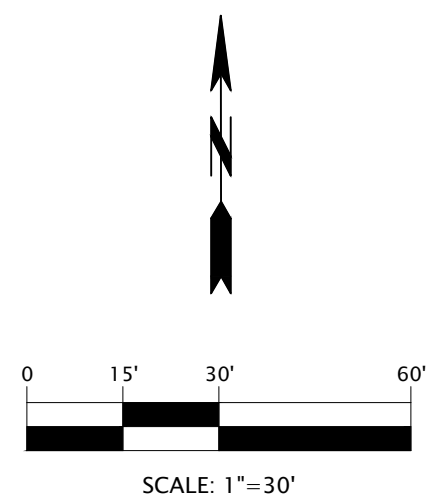


EROSION CONTROL NOTES

- 1) CONTRACTOR TO MINIMIZE DISTURBANCE AS MUCH AS POSSIBLE. LIMITS OF DISTURBANCE SHOWN ON PLANS = 0.96 ACRES. CONTRACTOR TO COORDINATE CONSTRUCTION ACCESS WITH CITY OF ASHEBORO AND HOMEOWNERS.
- 2) IN ADDITION TO THE REQUIREMENTS OF THIS PLAN AND OUTLINED IN THE PROJECT SPECIFICATIONS, THE CONTRACTOR SHALL ADHERE TO THE LATEST CITY OF ASHEBORO AND NCDEQ SEDIMENTATION AND EROSION CONTROL MANUAL FOR GUIDANCE ON CONSTRUCTION OF MEASURES REQUIRED BY THIS PLAN. CONTRACTOR SHALL ALSO ADHERE TO THE SELF INSPECTION AND SELF REPORTING AND NPDES AS REQUIRED UNDER THE SEDIMENTATION POLLUTION CONTROL ACT AND NPDES STORMWATER PERMIT FOR CONSTRUCTION ACTIVITIES, NCG 01000. SEE PLAN SHEET.
- 3) INSTALL EROSION CONTROL DEVICES AS INDICATED ON THE DRAWINGS. CLEAR ONLY THE AREAS NECESSARY FOR INSTALLATION FOR EROSION CONTROL MEASURES.
- 4) MAINTAIN EROSION CONTROL DEVICES AS NECESSARY DURING SITE IMPROVEMENTS, INSPECT DEVICES AFTER EVERY RAINFALL EVENT AND CLEANOUT WHEN HALF FULL. INSPECT FOR PROPER FUNCTION AND REPLACE OR RE-INSTALL IF NOT PERFORMING INTENDED FUNCTION.
- 5) COMPLY WITH GROUND STABILIZATION REQUIREMENTS PER THE PLAN. ESTABLISH A PERMANENT GROUNDCOVER FOR ALL DISTURBED AREAS WITHIN 14 DAYS FOLLOWING COMPLETION OF GRADING.
- 6) AFTER SITE IS STABILIZED, REMOVE ALL TEMPORARY MEASURES, DRESS-OUT AND RE-ESTABLISH GRADES.
- 7) ALL DISTURBED AREAS SHALL BE REPLACED WITH PERMANENT SEEDING. SEE SPECIFICATIONS.

EROSION CONTROL

	CODE	Existing	PROPOSED
CHECK DAM	RCHK		
INLET PROTECTION			
RIP-RAP	RPRP		
LIMITS OF DISTURBANCE			
LIMITS OF DISTURBANCE @ ACCESS EASEMENT			
LIMITS OF DISTURBANCE @ EDGE OF PAVEMENT			
LIMITS OF DISTURBANCE @ RIGHT-OF-WAY			
LIMITS OF DISTURBANCE @ UTILITY EASEMENT			
LIMITS OF DISTURBANCE @ TEMPORARY CONSTRUCTION EASEMENT			
LIMITS OF DISTURBANCE @ TEMPORARY CONSTRUCTION ACCESS			
RIPARIAN BUFFER - ZONE 1	RBZ1		
RIPARIAN BUFFER - ZONE 2	RBZ2		
SILT FENCE	SF		
SILT FENCE OUTLET	SFOLT		
SILT FENCE / TREE PROTECTION FENCE	SF/TPF		
SUPER SILT FENCE	SSF		
TREE PROTECTION FENCE	TPF		
WATTLE	WTL		
WATTLE BARRIER	WB		



FINAL DRAWING
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NOT RELEASED FOR CONSTRUCTION

REVISIONS

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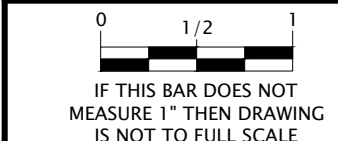
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License Number : F-0115

CITY OF ASHEBORO
NEWBERN AVENUE
NORTH CAROLINA
NEWBERN AVENUE & KARLA DRIVE DRAINAGE
IMPROVEMENTS

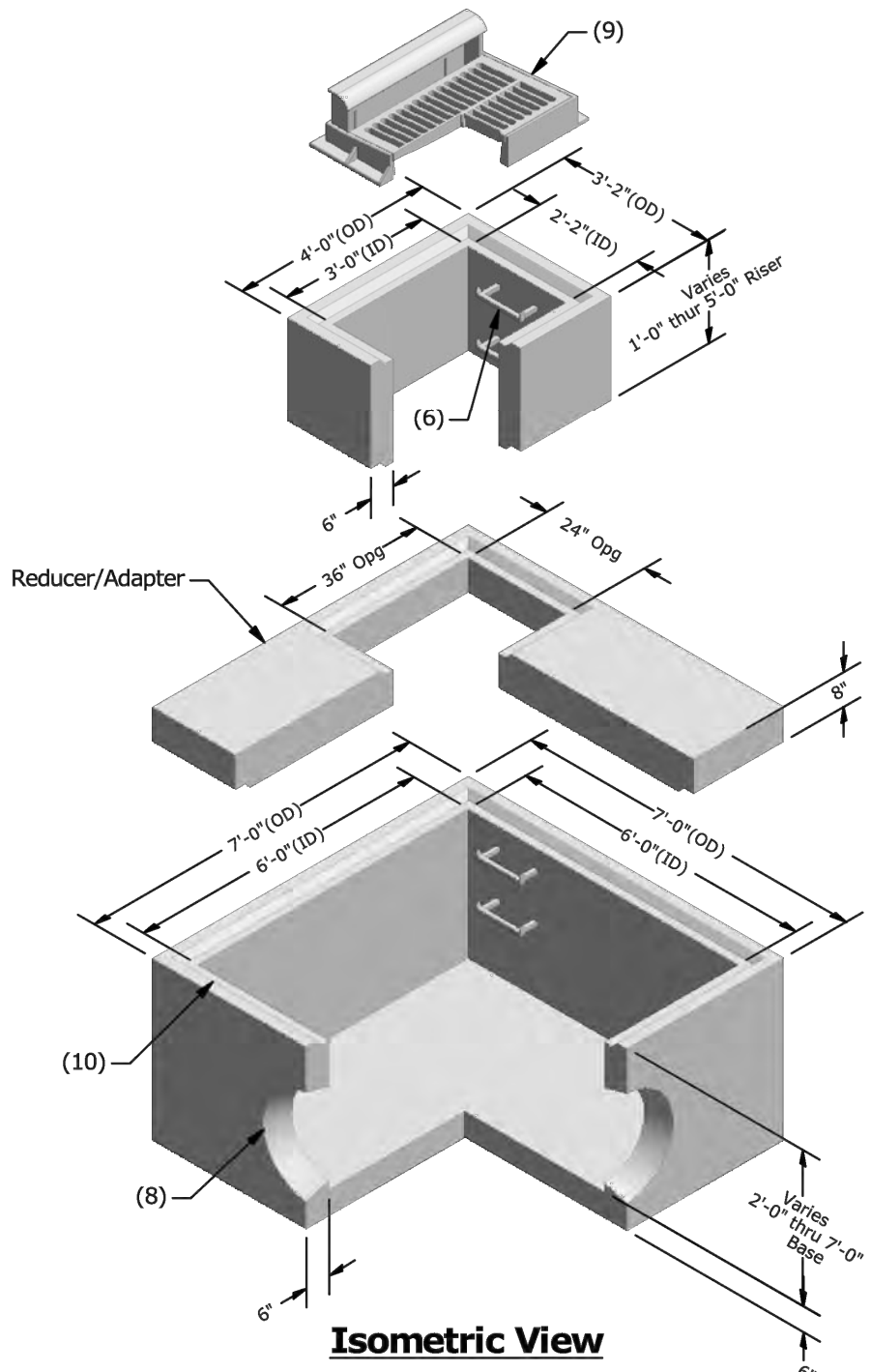
EROSION CONTROL PLAN

DESIGNED BY: DAH
DRAWN BY: DAH
CHECKED BY: AMW
PROJECT NO.: 2837-T
DATE: JUNE 2021
SCALE:

AS NOTED

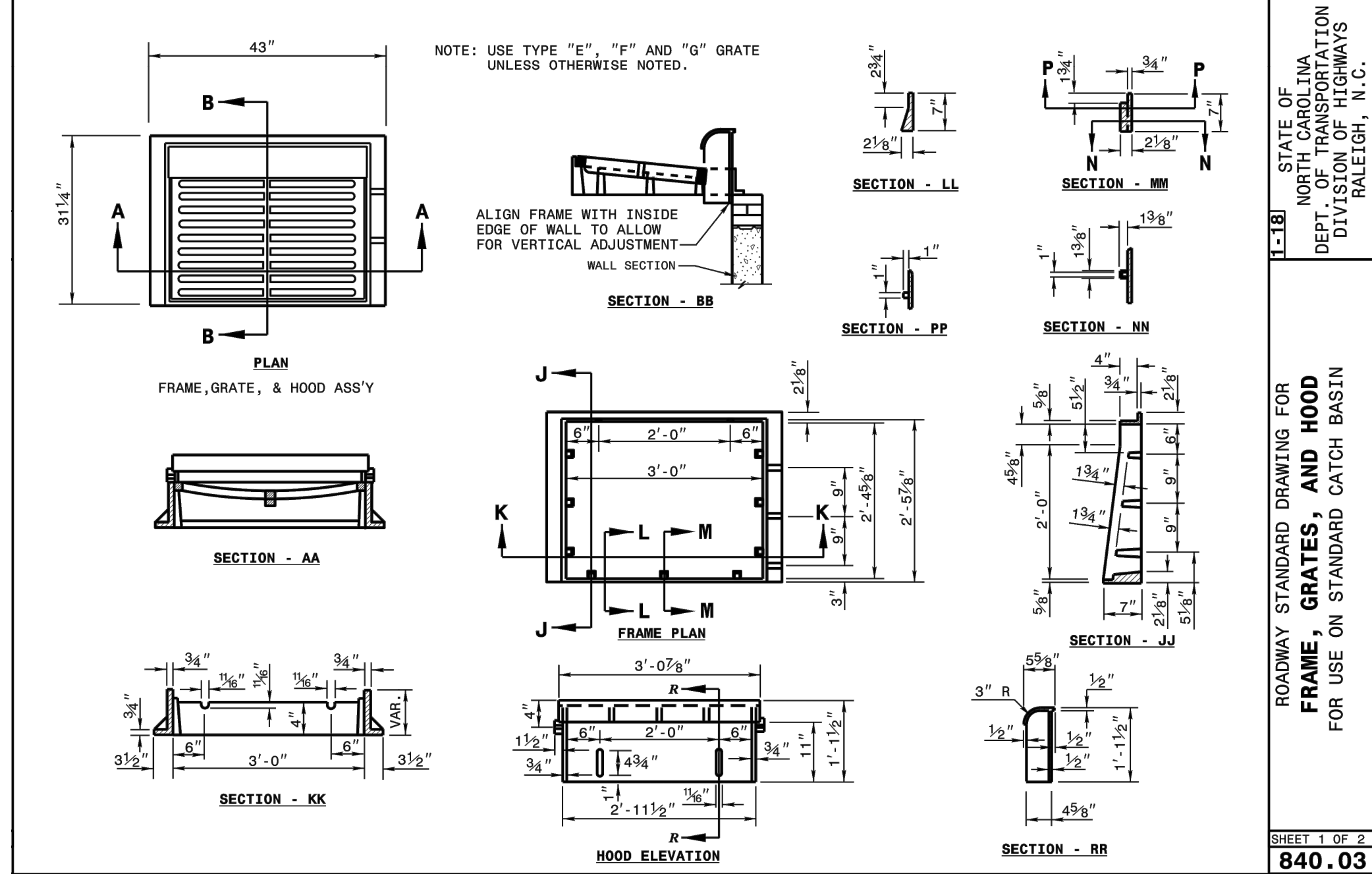


C-3.01



- Notes**
- 1) Design Specifications per current ASTM C913 standards for "Precast Concrete Water and Wastewater Structures".
 - 2) Concrete compressive strength 4,000 psi minimum.
 - 3) Steel reinforcing design to conform to the requirements of ASTM C890 and shall utilize grade 60 re-bar conforming to the requirements of ASTM A615 or WWR conforming to the requirements of ASTM A185 or both.
 - 4) Additional reinforcing at opening.
 - 5) Designed for H-20-44 loading.
 - 6) Steps provided @ 12" spacing, aligned vertically for structures over 3'-6" in depth.
 - 7) Contractor to adjust to grade as required per NCDOT specifications.
 - 8) Pipe to be installed by contractor as per NCDOT specifications for grout joint connections.
 - 9) Frame, grate and hood to be as per NCDOT standards 840.03, supplied by CP&P or customer, installed by contractor.
 - 10) Joints to be sealed with preformed butyl rubber joint sealant conforming to the requirements of ASTM C990, or mortar as per NCDOT requirements.

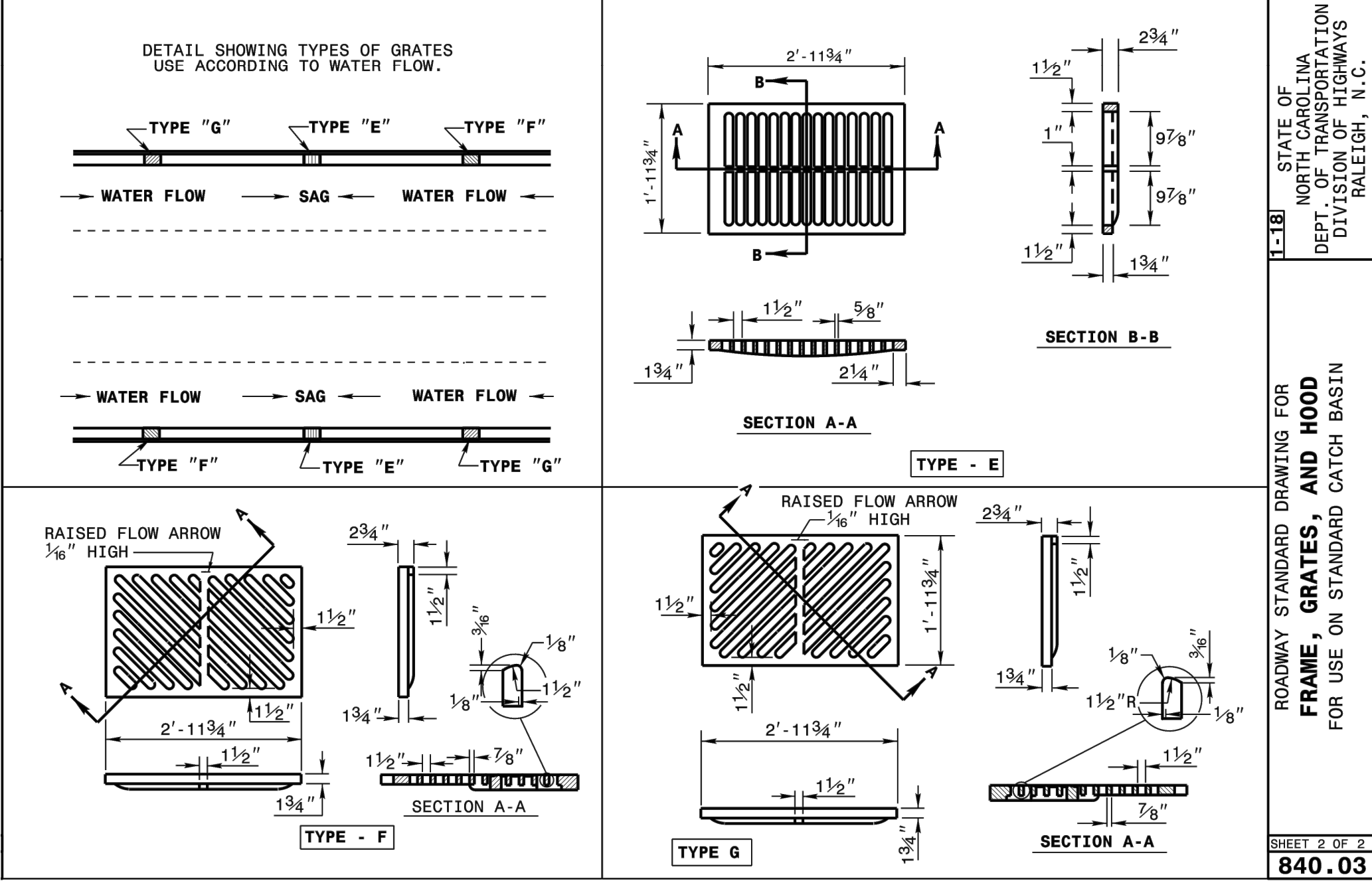
STANDARD CURB INLET FOR PIPES 60" PIPE
NTS



STATE OF NORTH CAROLINA
DEPT. OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH, N.C.

ROADWAY STANDARD DRAWING FOR
FRAME, GRATES, AND HOOD
FOR USE ON STANDARD CATCH BASIN

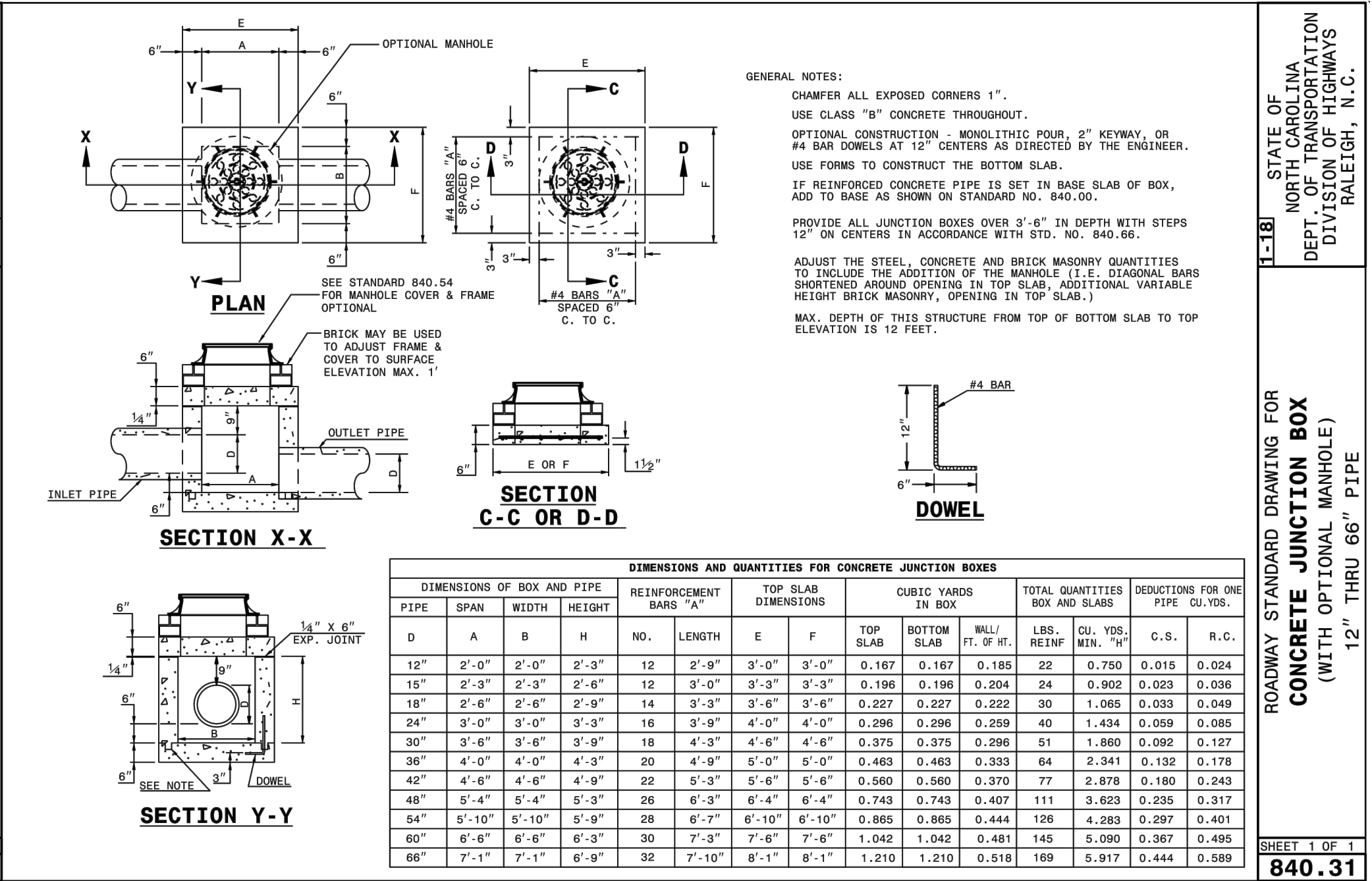
SHEET 1 OF 2
840.03



STATE OF NORTH CAROLINA
DEPT. OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH, N.C.

ROADWAY STANDARD DRAWING FOR
FRAME, GRATES, AND HOOD
FOR USE ON STANDARD CATCH BASIN

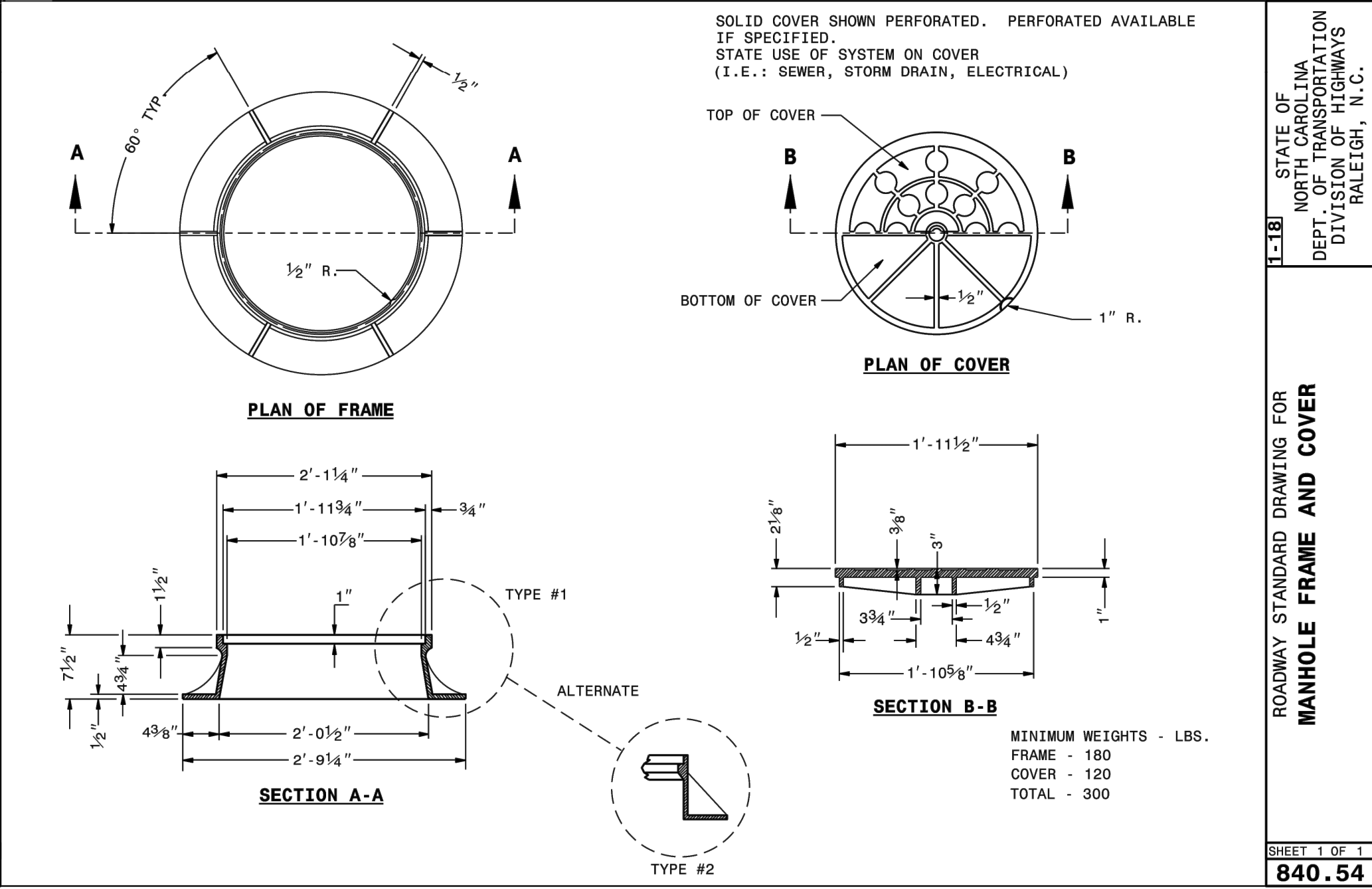
SHEET 2 OF 2
840.03



STATE OF NORTH CAROLINA
DEPT. OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH, N.C.

ROADWAY STANDARD DRAWING FOR
CONCRETE JUNCTION BOX
(WITH OPTIONAL MANHOLE)
12" THRU 66" PIPE

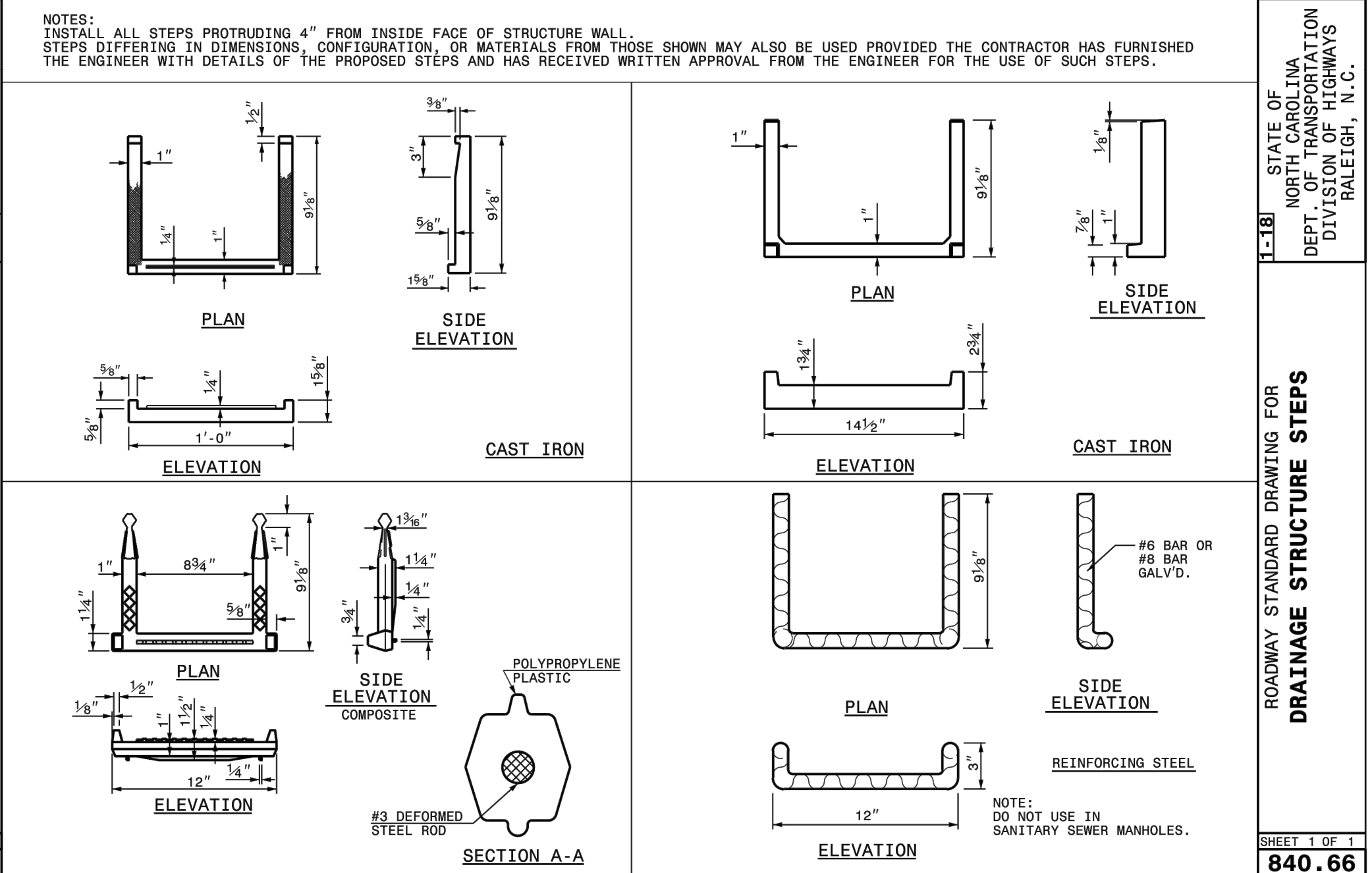
SHEET 1 OF 1
840.31



STATE OF NORTH CAROLINA
DEPT. OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH, N.C.

ROADWAY STANDARD DRAWING FOR
MANHOLE FRAME AND COVER

SHEET 1 OF 1
840.54



STATE OF NORTH CAROLINA
DEPT. OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH, N.C.

ROADWAY STANDARD DRAWING FOR
DRAINAGE STRUCTURE STEPS

SHEET 1 OF 1
840.66

REVISIONS

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CITY OF ASHEBORO

NEWBORN AVENUE & KARLA DRIVE DRAINAGE IMPROVEMENTS

SITE / STORMWATER DETAILS

DESIGNED BY: DAH

DRAWN BY: DAH

CHECKED BY: AMW

PROJECT NO.: 2837-T

DATE: JUNE 2021

SCALE: AS NOTED

0 1/2 1

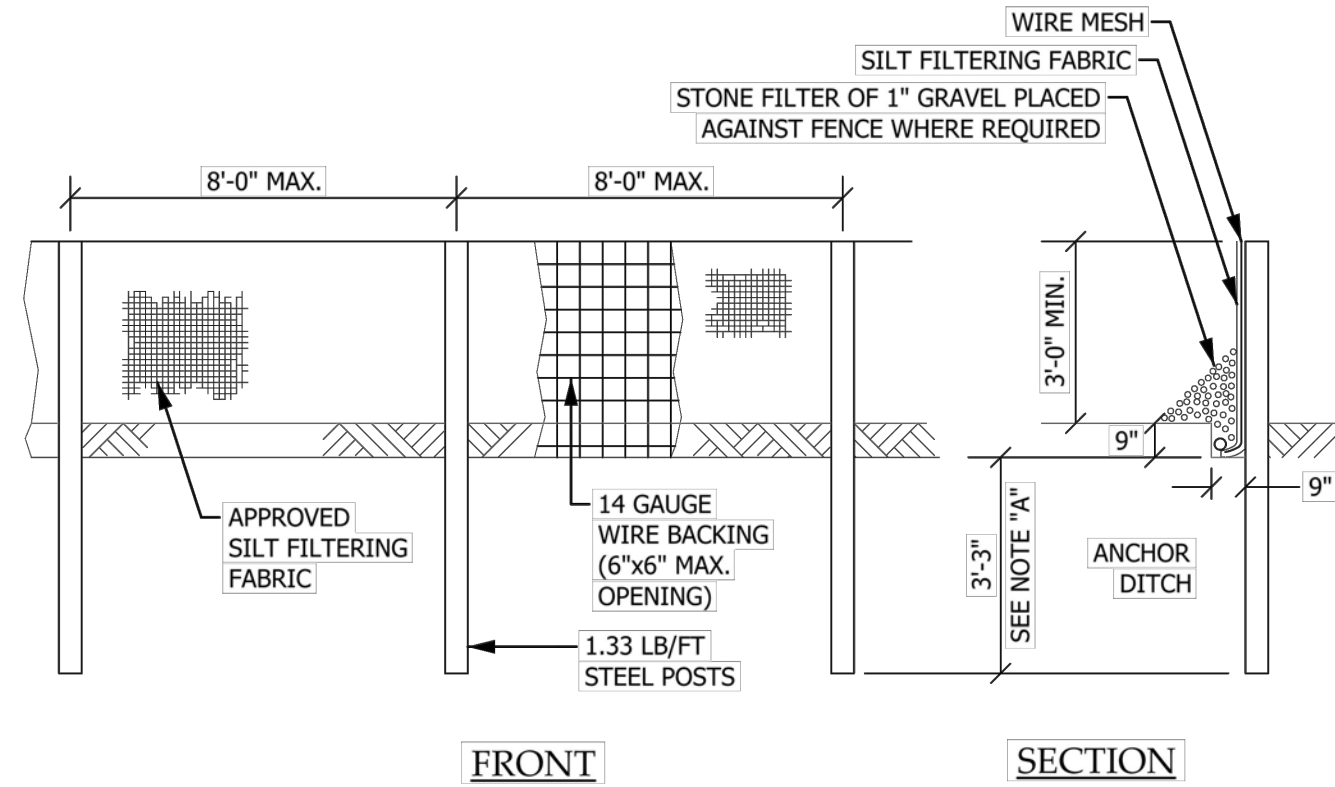
IF THIS BAR DOES NOT MEASURE 1" THEN DRAWING IS NOT TO FULL SCALE

FINAL DRAWING

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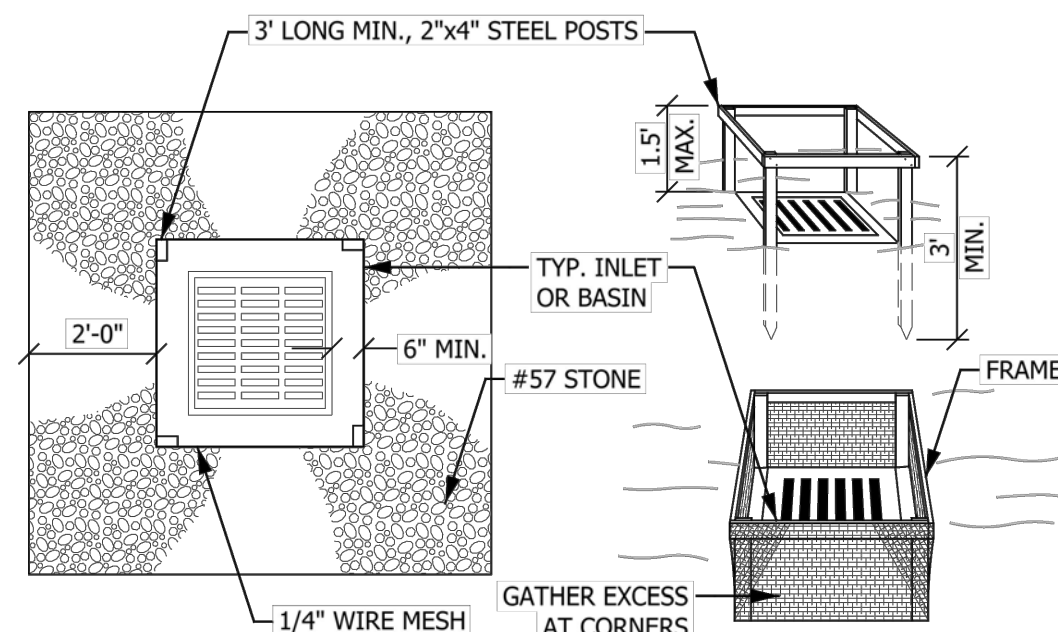
C-4.02



- NOTES:**
- POSTS SET AT DEPTHS OF 4' FOR EARTH BACKFILL. ANCHOR DITCH IS 9"x9" AND FILL IS TO BE COMPACTED.
 - PROVIDE ADEQUATE EXCAVATION AHEAD OF SILT FENCE TO ACT AS A VELOCITY BREAK AND SILT TRAP.
 - CONTRACTOR MAY USE ALTERNATE MATERIAL OR METHOD UPON APPROVAL FROM ENGINEER.

SILT FENCE

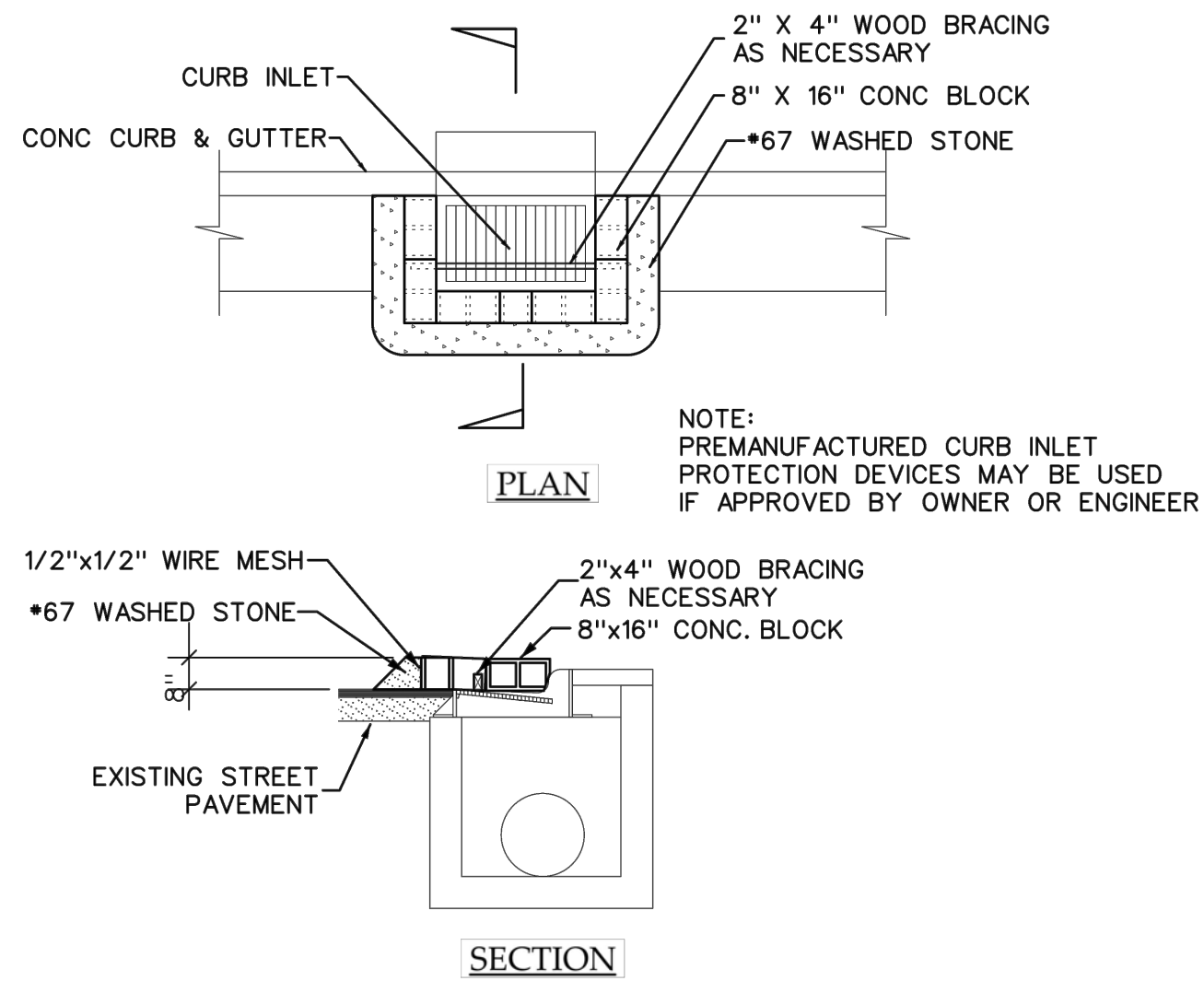
NOT TO SCALE



- NOTES:**
- DRIVE POSTS INTO THE GROUND TO A DEPTH OF 1.5'
 - WIRE MESH SHALL BE HARDWARE CLOTH (23 GAUGE MIN.) AND SHALL HAVE 1/4" MESH OPENINGS. BURY FABRIC 1' AND EXTEND TO THE TOP OF THE POSTS.
 - SEDIMENT CONTROL STONE SHALL BE #57 STONE. HEIGHT OF STONE AT WIRE MESH SHALL BE 12 INCHES.
 - FASTEN FABRIC SECURELY AT THE CORNER POSTS.

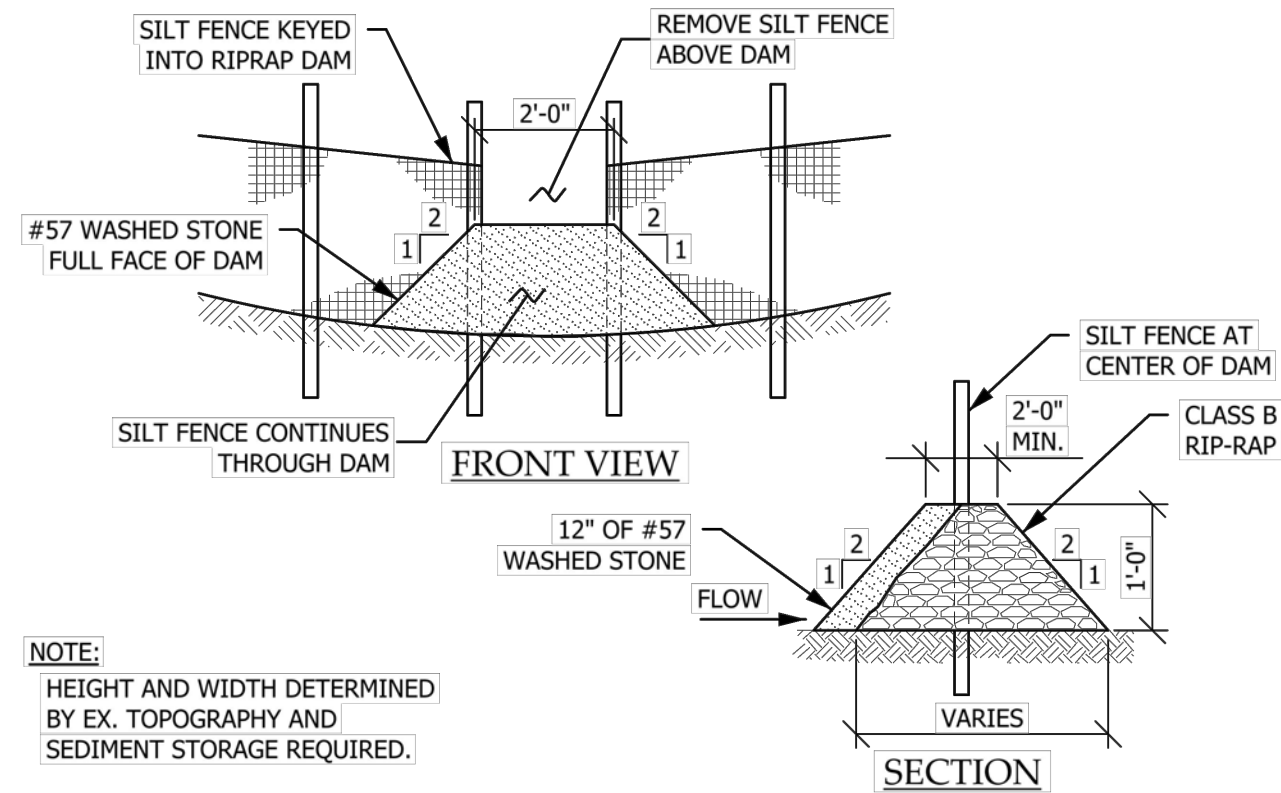
INLET PROTECTION

NOT TO SCALE



CURB INLET PROTECTION

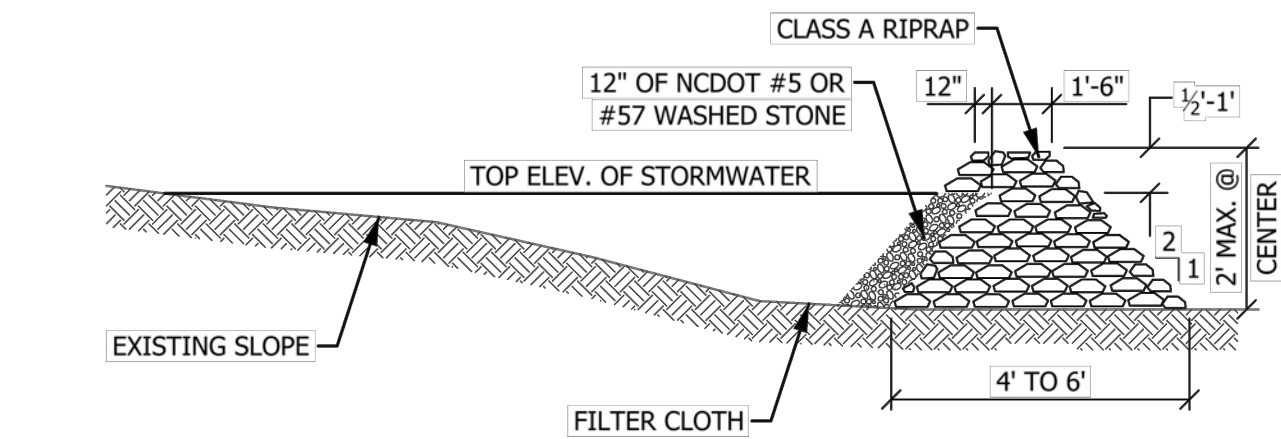
NOT TO SCALE



- NOTE:**
HEIGHT AND WIDTH DETERMINED BY EX. TOPOGRAPHY AND SEDIMENT STORAGE REQUIRED.
- MAINTENANCE:**
- INSPECT STONE OUTLETS AT LEAST ONCE A WEEK AND AFTER EACH RAINFALL. CHECK THE STRUCTURE FOR EROSION, PIPING, AND ROC DISPLACEMENT. MAKE ANY REQUIRED REPAIRS IMMEDIATELY.
 - REMOVE SEDIMENT DEPOSITS AS NECESSARY TO PROVIDE ADEQUATE STORAGE VOLUME FOR THE NEXT RAIN.
 - REMOVE STONE OUTLET AND UNSTABLE SEDIMENT DEPOSITS AND BRING AREA TO GRADE AND STABILIZE IT AFTER THE CONTRIBUTING DRAINAGE AREA HAS BEEN PROPERLY STABILIZED.

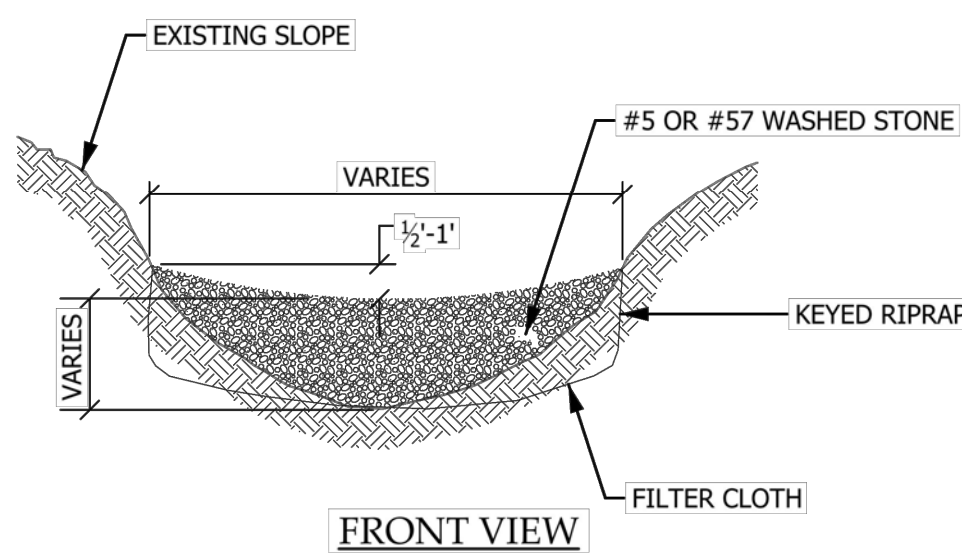
STONE OUTLET

NOT TO SCALE



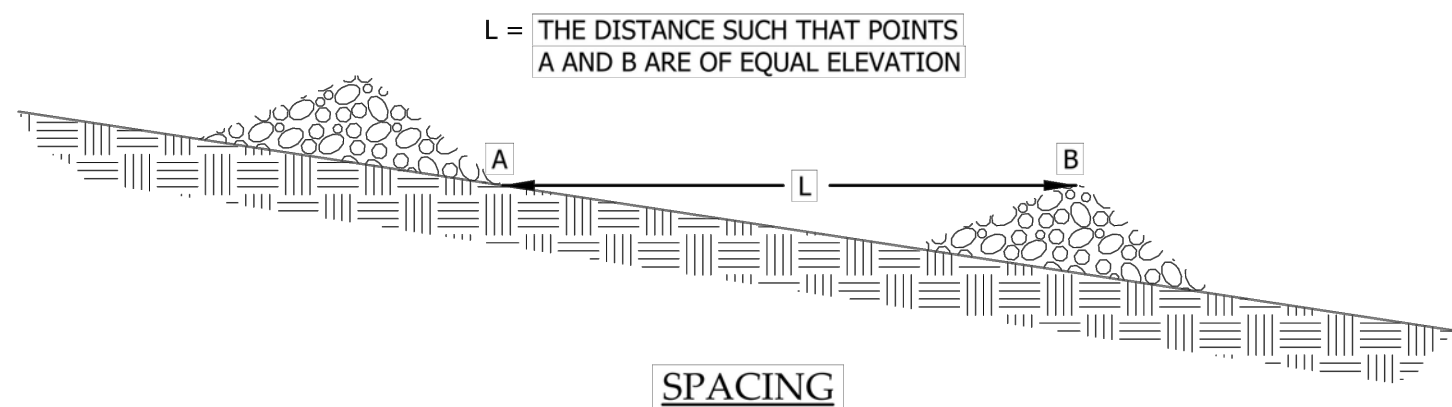
- NOTES:**
HEIGHT AND WIDTH DETERMINED BY EXISTING TOPOGRAPHY AND SEDIMENT STORAGE REQUIRED.

KEY RIP RAP INTO THE DAM FOR STABILIZATION.



MAINTENANCE:

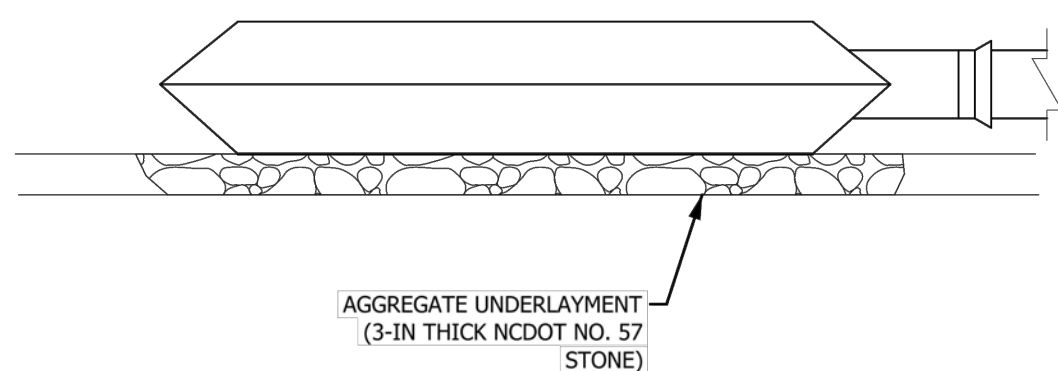
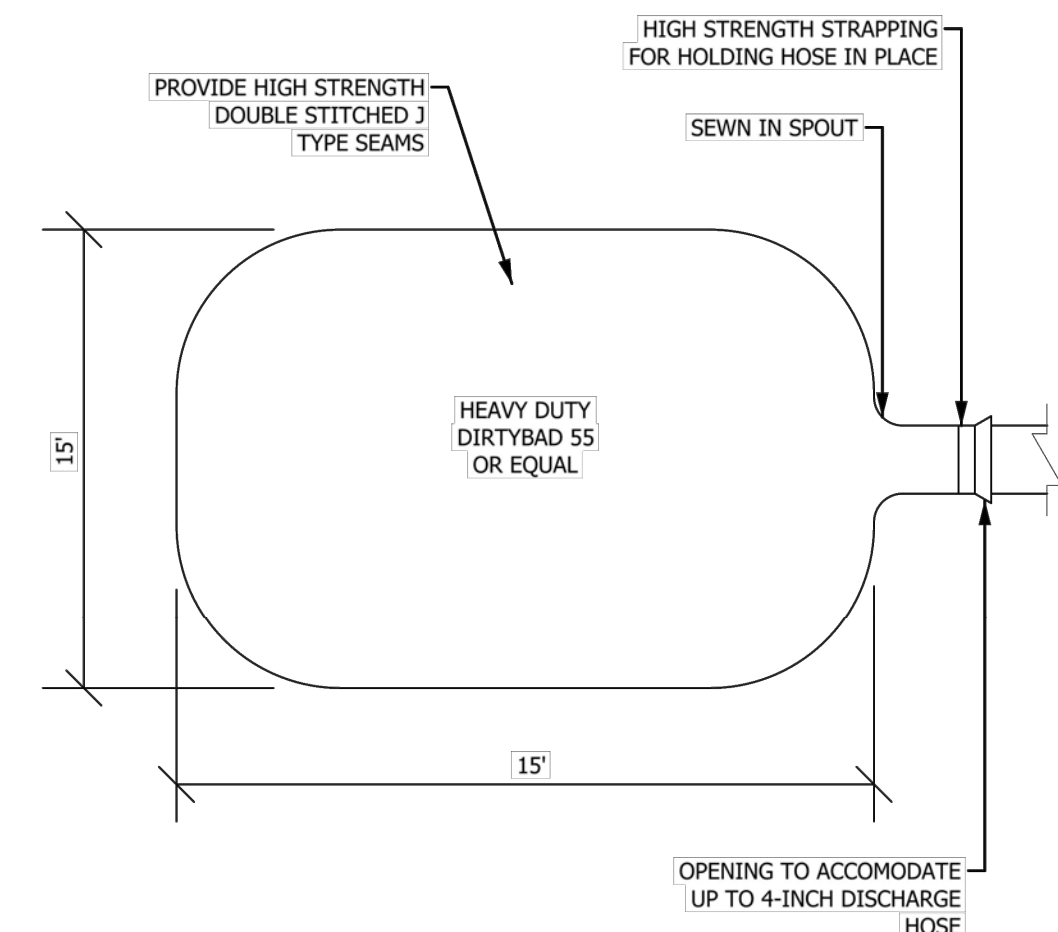
- INSPECT CHECK DAMS AND CHANNELS AT LEAST WEEKLY AND AFTER EACH SIGNIFICANT (1/2 INCH OR GREATER) RAINFALL EVENT AND REPAIR IMMEDIATELY. CLEAN OUT SEDIMENT, STRAW, LIMBS, OR OTHER DEBRIS THAT COULD CLOG THE CHANNEL WHEN NEEDED.
- ANTICIPATE SUBMERGENCE AND DEPOSITION ABOVE THE CHECK DAM AND EROSION FROM HIGH FLOWS AROUND THE EDGES OF THE DAM. CORRECT ALL DAMAGE IMMEDIATELY.
- REMOVE SEDIMENT ACCUMULATED BEHIND THE DAMS AS NEEDED TO PREVENT DAMAGE TO CHANNEL VEGETATION, ALLOW THE CHANNEL TO DRAIN THROUGH THE STONE CHECK DAM, AND PREVENT LARGE FLOWS FROM CARRYING SEDIMENT OVER THE DAM. ADD STONES TO DAMS AS NEEDED TO MAINTAIN DESIGN HEIGHT AND CROSS SECTION.



NOTE: DO NOT PLACE CHECK DAMS IN LIVE STREAMS.

CHECK DAM AND SPACING

NOT TO SCALE

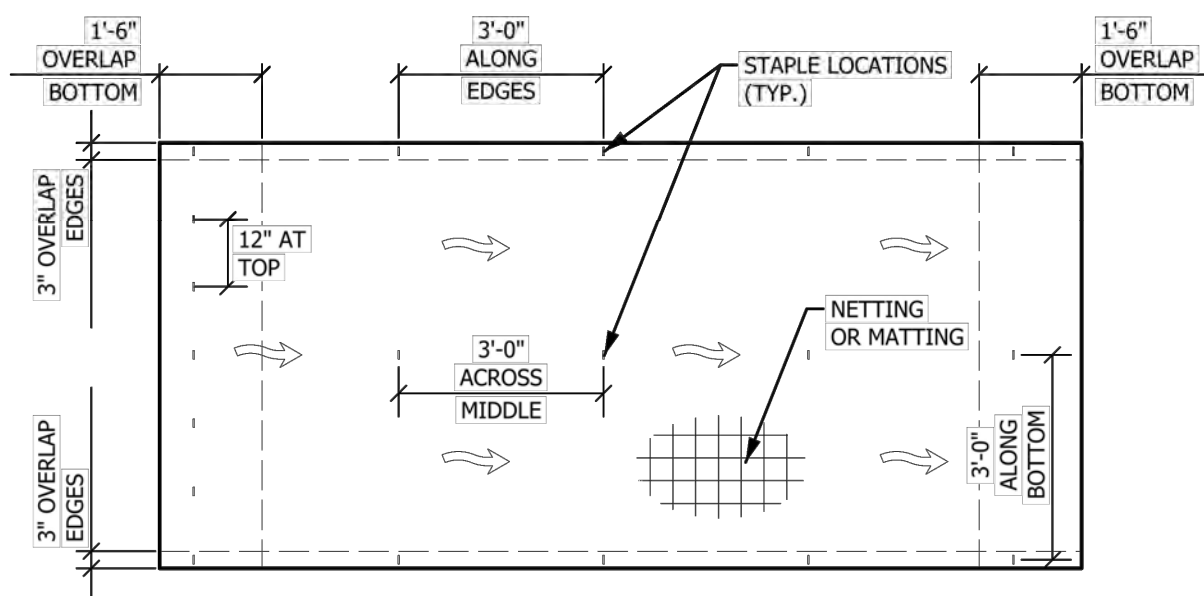


NOTES:

- THE DEWATERING BAG SHALL BE MADE OF NON-WOVEN GEOTEXTILE WITH A MIN. SURFACE AREA OF 223 SQUARE FEET PER SIDE.
- ALL STRUCTURAL SEAMS SHALL BE SEWN WITH A DOUBLE STITCH USING A DOUBLE NEEDLE MACHING WITH HIGH STRENGTH THREAD.
- THE SEAM STRENGTH SHALL WITHSTAND 100 LB/IN USING ASTM D-4848 TEST METHOD.
- THE GEOTEXTILE FABRIC SHALL BE A 10 OZ NON-WOVEN FABRIC.
- DISCHARGE FROM THE DEWATERING BAG SHALL BE DIRECTED SUCH THAT PRE-DISTURBANCE HYDROLOGY IS NOT CHANGED.

DEWATERING BAG

NOT TO SCALE



INSTALLATION OF LINER:

- APPLY LIME, FERTILIZER, AND SEED BEFORE LAYING LINER.
- LAY LINER FROM TOP OF DITCH OR CHANNEL AND UNROLL IT DOWNGRADE. DO NOT STRETCH OR LEAVE WRINKLES.
- BURY THE UPSLOPE END IN A SLOT 6" DEEP. PROVIDE STAPLES AND OVERLAP AS SHOWN ABOVE.
- MATting SHALL BE 70% STRAW AND 30% COCONUT BLANKET ENCASED IN A MEDIUM WEIGHT PLASTIC NETTING (BOTH SIDES).

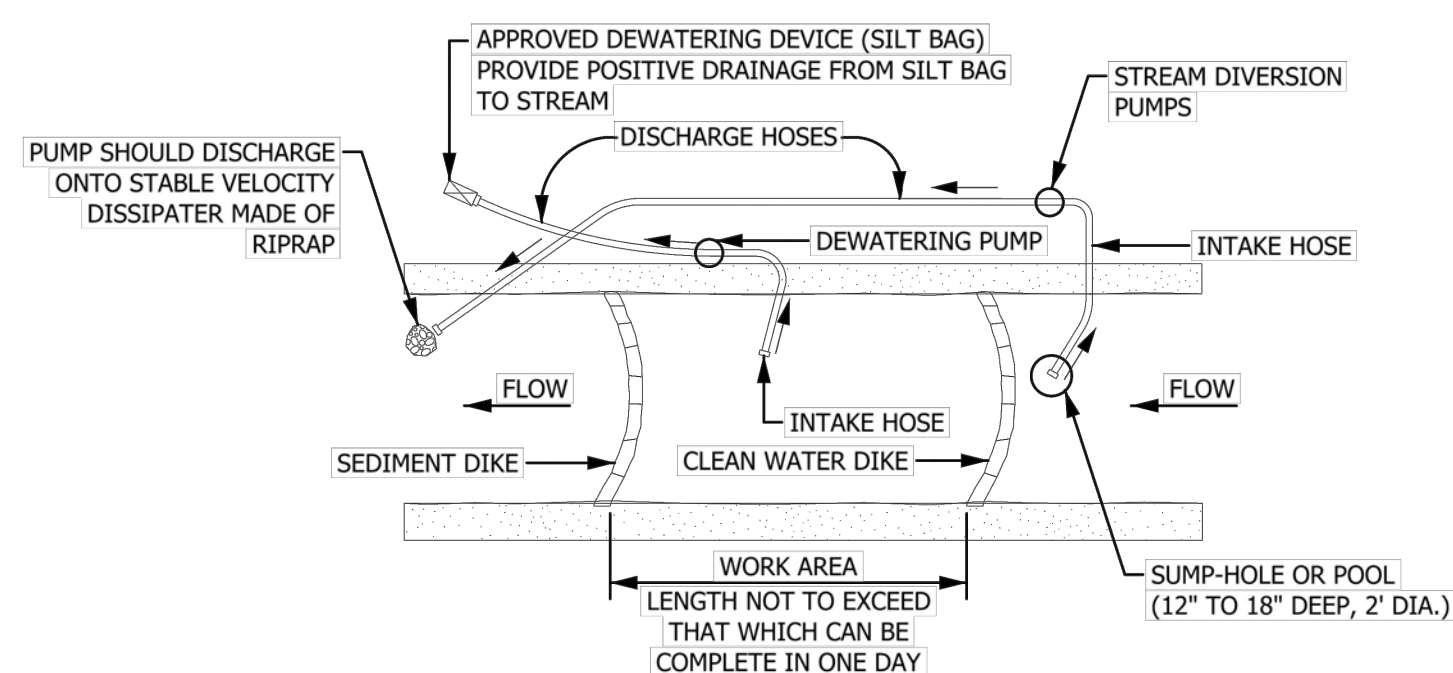
MAINTENANCE:

- INSPECT EROSION CONTROL MATTING AT LEAST WEEKLY AND AFTER EACH SIGNIFICANT (1/2" OR GREATER) RAIN FALL EVENT. REPAIR IMMEDIATELY.
- GOOD CONTACT WITH THE GROUND MUST BE MAINTAINED, AND EROSION MUST NOT OCCUR BENEATH MATTING.
- ANY AREAS OF THE EROSION CONTROL MATTING THAT ARE DAMAGED OR NOT IN CLOSE CONTACT WITH THE GROUND SHALL BE REPAIRED AND STAPLED.
- IF EROSION OCCURS DUE TO POORLY CONTROLLED DRAINAGE, THE PROBLEM SHALL BE FIXED AND THE ERODED AREA PROTECTED.
- MONITOR AND REPAIR EROSION CONTROL MATTING AS NECESSARY UNTIL GROUND COVER IS ESTABLISHED.

EROSION CONTROL MATTING

NOT TO SCALE

EROS_010A.DGN



NOTES:

- SANDBAG DIKES SHALL BE SITUATED AT THE UPSTREAM AND DOWNSTREAM ENDS OF THE WORK AREA AND STREAM FLOW SHALL BE PUMPED AROUND THE WORK AREA. THE PUMP SHOULD DISCHARGE ONTO A STABLE VELOCITY DISSIPATER CONSTRUCTED OF RIP RAP OR SANDBAGS.
- WATER FROM THE WORK AREA SHALL BE PUMPED TO A SEDIMENT FILTERING MEASURE SUCH AS A DEWATERING BASIN, SEDIMENT BAG, OR OTHER APPROVED DEVICE. THE MEASURE SHALL BE LOCATED SUCH THAT THE WATER DRAINS BACK INTO THE CHANNEL BELOW THE DOWNSTREAM SANDBAG DIKE WITHOUT CAUSING FURTHER EROSION BETWEEN THE SILT BAG AND STREAM.
- AT THE END OF EACH WORK DAY, THE DISTURBED CHANNEL SHALL BE MATTED.
- CONTRACTOR SHALL BACKFILL TRENCH AT THE END OF EACH DAY AND RESTORE AREA TO ORIGINAL CONDITION.

TEMPORARY DIVERSION PUMP DETAIL

NOT TO SCALE

REVISIONS



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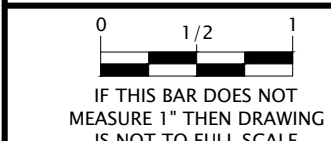
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License Number : F-0115

CITY OF ASHEBORO
NORTH CAROLINA
NEWBORN AVENUE & KARLA DRIVE DRAINAGE
IMPROVEMENTS

NC DEQ EROSION CONTROL DETAILS

DESIGNED BY: DAH
DRAWN BY: DAH
CHECKED BY: AMW
PROJECT NO.: 2837-T
DATE: JUNE 2021
SCALE:

AS NOTED



FINAL DRAWING
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C-4.03

Date:	GROUND STABILIZATION AND MATERIALS HANDLING PRACTICES FOR COMPLIANCE WITH THE NCGO1 CONSTRUCTION GENERAL PERMIT Implementing the details and specifications on this plan sheet will result in the construction activity being considered compliant with the Ground Stabilization and Materials Handling sections of the NCGO1 Construction General Permit (Sections E and F, respectively). The permittee shall comply with the Erosion and Sediment Control plan approved by the delegated authority having jurisdiction. All details and specifications shown on this sheet may not apply depending on site conditions and the delegated authority having jurisdiction.		Page: _____
SECTION E: GROUND STABILIZATION			
Required Ground Stabilization Timeframes			
Site Area Description	Stabilize within this many calendar days after ceasing land disturbance	Timeframe variations	
(a) Perimeter dikes, swales, ditches, and perimeter slopes	7	None	
(b) High Quality Water (HQW) Zones	7	None	
(c) Slopes steeper than 3:1	7	If slopes are 10 feet or less in length and are not steeper than 2:1, 14 days are allowed -7 days for slopes greater than 50' in length and with slopes steeper than 4:1 -7 days for perimeter dikes, swales, ditches, perimeter slopes and HQW Zones -10 days for Falls Lake Watershed -7 days for perimeter dikes, swales, ditches perimeter slopes and HQW Zones -10 days for Falls Lake Watershed unless there is zero slope	
(d) Slopes 3:1 to 4:1	14		
(e) Areas with slopes flatter than 4:1	14		
Note: After the permanent cessation of construction activities, any areas with temporary ground stabilization shall be converted to permanent ground stabilization as soon as practicable but in no case longer than 90 calendar days after the last land disturbing activity. Temporary ground stabilization shall be maintained in a manner to render the surface stable against accelerated erosion until permanent ground stabilization is achieved.			
GROUND STABILIZATION SPECIFICATION			
Stabilize the ground sufficiently so that rain will not dislodge the soil. Use one of the techniques in the table below:			
Temporary Stabilization	Permanent Stabilization		
- Temporary grass seed covered with straw or other mulches and tackifiers. - Hydroseeding - Rolled erosion control products with or without temporary grass seed - Appropriately applied straw or other mulch - Plastic sheeting	- Permanent grass seed covered with straw or other mulches and tackifiers - Geotextile fabrics such as permanent soil reinforcement matting - Hydroseeding - Shrubs or other permanent plantings covered with mulch - Uniform and evenly distributed ground cover sufficient to restrain erosion - Structural methods such as concrete, asphalt or retaining walls - Rolled erosion control products with grass seed		
POLYACRYLAMIDES (PAMS) AND FLOCCULANTS			
- Select flocculants that are appropriate for the soils being exposed during construction, selecting from the NC DWR List of Approved PAMS/Flocculants. - Apply flocculants at or before the inlets to Erosion and Sediment Control Measures. - Apply flocculants at the concentrations specified in the NC DWR List of Approved PAMS/Flocculants and in accordance with the manufacturer's instructions. - Provide ponding area for containment of treated Stormwater before discharging offsite. - Store flocculants in leak-proof containers that are kept under storm-resistant cover or surrounded by secondary containment structures.			
EQUIPMENT AND VEHICLE MAINTENANCE			
- Maintain vehicles and equipment to prevent discharge of fluids. - Provide drip pans under any stored equipment. - Identify leaks and repair as soon as feasible, or remove leaking equipment from the project. - Collect all spent fluids, store in separate containers and properly dispose as hazardous waste (recycle when possible). - Remove leaking vehicles and construction equipment from service until the problem has been corrected. - Bring used fuels, lubricants, coolants, hydraulic fluids and other petroleum products to a recycling or disposal center that handles these materials.			
LITTER, BUILDING MATERIAL AND LAND CLEARING WASTE			
- Never bury or burn wastes and debris in approved waste containers. - Provide a sufficient number and size of waste containers (e.g dumpster, trash receptacle) on site to contain construction and domestic wastes. - Locate waste containers at least 50 feet away from storm drain inlets and surface waters unless no other alternatives are reasonably available. - Locate waste containers on areas that do not receive substantial amounts of runoff from upland areas and does not drain directly to a storm drain, stream or wetland. - Cover waste containers at the end of each workday and before storm events or provide secondary containment. Repair or replace damaged waste containers. - Anchor all lightweight items in waste containers during times of high winds. - Empty waste containers as needed to prevent overflow. Clean up immediately if containers overflow. - Dispose waste off-site at an approved disposal facility. - On business days, clean up and dispose of waste in designated waste containers.			
PAINT AND OTHER LIQUID WASTE			
- Do not dump paint and other liquid waste into storm drains, streams or wetlands. - Locate paint wasteholds at least 50 feet away from storm drain inlets and surface waters unless no other alternatives are reasonably available. - Contain liquid wastes in a controlled area. - Containment must be labeled, sized and placed appropriately for the needs of site. - Prevent the discharge of gases, solvents, detergents and other liquid wastes from construction sites.			
PORTABLE TOILETS			
- Install portable toilets on level ground, at least 50 feet away from storm drains, streams or wetlands unless there is no alternative reasonably available. If 50 foot offset is not attainable, provide relocation of portable toilet behind silt fence or place on a gravel pad and surround with sand bags. - Provide staining or anchoring of portable toilets during periods of high winds or in high foot traffic areas. - Monitor portable toilets for leakage and properly dispose of any leaked material. Utilize a licensed sanitary waste hauler to remove leaking portable toilets and replace with properly operating unit.			
EARTHEN STOCKPILE MANAGEMENT			
- Show stockpile locations on plans. Locate earthen-material stockpile areas at least 50 feet away from storm drain inlets, sediment basins, perimeter sediment controls and surface waters unless it can be shown no other alternatives are reasonably available. - Protect stockpile with silt fence installed along toe of slope with a minimum offset of five feet from the toe of stockpile. - Provide stable stone access point when feasible. - Stabilize stockpile within the timeframes provided on this sheet and in accordance with the approved plan and any additional requirements. Soil stabilization is defined as vegetative, physical or chemical coverage techniques that will restrain accelerated erosion on disturbed soils for temporary or permanent control needs.			
HAZARDOUS AND TOXIC WASTE			
- Create designated hazardous waste collection area on-site. - Place hazardous waste containers under cover or in secondary containment. - Do not store hazardous chemicals, drums or bagged materials directly on the ground.			
SECTION A-A		SECTION B-B	
ON-SITE CONCRETE WASHOUT STRUCTURE WITH LINER NOTES: 1. POTENTIAL LOCATION DETERMINED IN FIELD 2. THE CONCRETE WASHOUT STRUCTURES SHALL BE MAINTAINED WHEN THE LIQUID AND/OR SOLID REACHES 75% OF THE STRUCTURES CAPACITY. 3. CONCRETE WASHOUT STRUCTURE NEEDS TO BE CLEARLY MARKED WITH SIGNAGE NOTING DEVICE 4. POTENTIAL LOCATION DETERMINED IN FIELD 5. THE CONCRETE WASHOUT STRUCTURES SHALL BE MAINTAINED WHEN THE LIQUID AND/OR SOLID REACHES 75% OF THE STRUCTURES CAPACITY TO PROVIDE ADEQUATE PROTECTION TO RECEIVING SURFACE WATERS. LIQUID WASTE MUST BE PUMPED OUT AND REMOVED FROM PROJECT. 6. CONCRETE WASHOUT STRUCTURE NEEDS TO BE CLEARLY MARKED WITH SIGNAGE NOTING DEVICE		CONCRETE WASHOUTS 1. Do not discharge concrete or cement slurry from the site. 2. Dispose of, or recycle/stale, hardened concrete residue in accordance with local and state solid waste regulations and at an approved facility. 3. Manage washout from mortar mixers in accordance with the above item and in addition place the mixer and associated materials on impervious barrier and within lot perimeter silt fence. 4. Install temporary concrete washouts per local requirements, where applicable. If an alternate method or product is to be used, contact your approval authority for review and approval. If local standard is not available, use one of the two types of temporary concrete washouts provided on this detail. 5. Do not use concrete washouts for dewatering or storing defective curb or sidewalk sections. Stormwater accumulated within the washout may not be pumped into or discharged to the storm drain system or receiving surface waters. Liquid waste must be pumped out and removed from project. 6. Locate washouts at least 50 feet from storm drain inlets and surface waters unless it can be shown that no other alternatives are reasonably available. At a minimum, install protection of storm drain inlet(s) closest to the washout which could receive spills or overflow. 7. Locate washouts in an easily accessible area, on level ground and install a stone entrance pad in front of the washout. Additional controls may be required by the approving authority. 8. Install at least one sign directing concrete trucks to the washout within the project limits. Post signage on the washout itself to identify this location. 9. Remove leavings from the washout when at approximately 75% capacity to limit overflow events. Replace the tarp, sand bags and other temporary structural components when no longer functional. When utilizing alternative or proprietary products, follow manufacturer's instructions. 10. At the completion of the concrete work, remove remaining leavings and dispose of in an approved disposal facility. Fill pit, if applicable, and stabilize any disturbance caused by removal of washout.	
HERBICIDES, PESTICIDES AND RODENTICIDES 1. Store and apply herbicides, pesticides and rodenticides in accordance with label restrictions. 2. Store herbicides, pesticides and rodenticides in their original containers with the label, which lists directions for use, ingredients and first aid steps in case of accidental poisoning. 3. Do not store herbicides, pesticides and rodenticides in areas where flooding is possible or where they may spill or leak into wells, stormwater drains, ground water or surface water. If a spill occurs, clean area immediately. 4. Do not stockpile these materials onsite.			

NCG-01 GROUND COVER & MATERIALS HANDLING

NORTH CAROLINA
Environmental Quality

EFFECTIVE DATE: 1/12/2020

Page: _____

PART II. SECTION 8. ITEM (A)

DRAW DOWN OF SEDIMENT BASINS FOR MAINTENANCE OR CLOSE OUT

Sediment basins and traps that receive runoff from drainage areas of one acre or more shall use outlet structures that withdraw water from the surface when these devices need to be drawn down for maintenance or close out unless this is infeasible. The circumstances in which it is not feasible to withdraw water from the surface shall be rare (for example, times with extended cold weather). Non-surface withdrawals from sediment basins shall be allowed only when all of the following criteria have been met:

- The E&SC plan authority has been provided with documentation of the non-surface withdrawal and the specific time periods or conditions in which it will occur. The non-surface withdrawal shall not commence until the E&SC plan authority has approved these items.
- The non-basin reported as an anticipated bypass in accordance with Part III, Section C, Item (2)(c) and (d) of this permit.
- Dewatering structures are treated with controls to minimize discharges of pollutants from stormwater that is removed from the sediment basin. Examples of appropriate controls include properly sited, designed and maintained dewatering tanks, weir tanks, and filtration systems.
- Vegetated, upland areas of the sites or a properly designed stone pad is used to the extent feasible at the outlet of the dewatering treatment devices described in item (c) above.
- Velocity dissipation devices such as check dams, sediment traps, and riprap are provided at the discharge points of all dewatering devices, and
- Sediment removed from the dewatering treatment devices described in item (c) above is disposed of in a manner that does not cause deposition of sediment into waters of the United States.

**PART III
SELF-INSPECTION, RECORDKEEPING AND REPORTING**

SECTION A: SELF-INSPECTION

Self-inspections are required during normal business hours in accordance with the table below. When adverse weather or site conditions would cause the safety of the inspection personnel to be in jeopardy, the inspection may be delayed until the next business day on which it is safe to perform the inspection. In addition, when a storm event of equal to or greater than 1.0 inch occurs outside of normal business hours, the self-inspection shall be performed upon the commencement of the next business day. Any time when inspections were delayed shall be noted in the Inspection Record.

Inspect	Frequency (during normal business hours)	Inspection records must include:
(1) Rain gauge maintained in good working order	Daily	Daily rainfall amounts. If no daily rain gauge observations are made during weekend on holiday periods, and no individual-day rainfall information is available, record the cumulative rain measurement for those unattended days (this will determine if a site inspection is needed). Days on which no rainfall occurred shall be recorded as "Zero." The permittee may use another rain-monitoring device approved by the Division.
(2) E&SC Measures	At least once per 7 calendar days and within 24 hours of a rain event ≥ 1.0 inch in 24 hours.	1. Identification of the measures inspected 2. Date and Time of the inspection 3. Name of the person performing the inspection 4. Indication of whether the measures were operating properly 5. Description of maintenance needs for the measure 6. Description, Evidence, and date of corrective actions taken
(3) Stormwater discharge outlets(SDOs)	At least once per 7 calendar days and within 24 hours of a rain event ≥ 1.0 inch in 24 hours.	1. Identification of the discharge outlets inspected 2. Date and Time of the inspection 3. Name of the person performing the inspection 4. Evidence of indicators of stormwater pollution such as oil sheen, floating or suspended solids or discoloration 5. Indication of visible sediment leaving the site 6. Description, Evidence, and date corrective actions taken
(4) Perimeter of Site	At least once per 7 calendar days and within 24 hours of a rain event ≥ 1.0 inch in 24 hours.	If visible sedimentation is found outside site limits, then record of the following shall be made: 1) Actions taken to clean up or stabilize sediment that has left the site limit 2) Description, Evidence and date of corrective actions taken 3) An explanation as to the actions taken to control future releases
(5) Streams or wetlands onsite or offsite (where accessible)	At least once per 7 calendar days and within 24 hours of a rain event ≥ 1.0 inch in 24 hours.	If the stream or wetland has increased visible sedimentation or has visible increased turbidity from the construction activity, then a record of the following shall be made: 1)Description, Evidence and date of corrective actions taken 2)Records of required reports to the appropriate Division Regional Office per Part III, Section C, Item(2)(k) of this permit
(6) Ground Stabilization Measures	After each phase of grading	1. A plan of grading (installation of perimeter E&SC measures, clearing and grubbing, installation of storm drainage facilities, completion of all land-disturbing activity, construction or revegetation, permanent ground cover) 2.Documentation that the required ground stabilization measures have been provided within the required timeframe or assurance that they will be provided as soon as possible.

NOTE: The rain inspection resets the required 7 calendar day inspection requirement.

**PART III
SELF-INSPECTION, RECORDKEEPING AND REPORTING**

SECTION B: RECORDKEEPING

1. E&SC Plan Documentation

The approved E&SC plan as well as any approved deviation shall be kept on the site. The approved E&SC plan must be kept up-to-date throughout the coverage under this permit. The following items pertaining to the E&SC plan shall be kept on site and available for inspection at all times during normal business hours.

Item to Document	Documentation Requirements
(a) Each E&SC measure has been installed and does not significantly deviate from the locations, dimensions and relative elevations shown on the approved E&SC plan.	Initial and date each E&SC measure on a copy of the approved E&SC plan or complete, dated and sign an inspection report that lists each E&SC measure shown on the approved E&SC plan. This documentation is required upon the initial installation of the E&SC measures are modified after initial installation.
(b) A phase of grading has been completed.	Initial and date a copy of the approved E&SC plan or complete, dated and sign an inspection report to indicate completion of the construction phase.
(c) Ground cover is located and installed in accordance with the approved E&SC plan.	Initial and date a copy of the approved E&SC plan or complete, dated and sign an inspection report to indicate compliance with approved ground cover specifications.
(d) The maintenance and repair requirements for all E&SC measures have been performed.	Complete, dated and sign an inspection report.
(e) Corrective actions have been taken to E&SC measures.	Initial and date a copy of the approved E&SC plan or complete, dated and sign an inspection report to indicate the completion of the corrective action.

2. Additional Documentation to be Kept on Site

In addition to the E&SC plan documents above, the following items shall be kept on the site and available for inspectors at all times during normal business hours, unless the Division provides a site-specific exemption based on unique site conditions that make this requirement not practical:

- This General Permit as well as the Certificate of Coverage, after it is received.
- Records of inspections made during the previous twelve months. The permittee shall record the required observations on the Inspection Record Form provided by the Division or a similar inspection form that includes all the required elements. Use of electronically-available records in lieu of the required paper copies will be allowed if shown to provide equal access and utility as the hard-copy records.

3. Documentation to Retain for Two Years

All data used to complete the e-NOI and all inspection records shall be maintained for a period of three years after project completion and made available upon request. [40 CFR 122.41]

**PART III
SELF-INSPECTION, RECORDKEEPING AND REPORTING**

SECTION C: REPORTING

1. Occurrences that Must Be Reported

Permittees shall report the following occurrences:

- Visible sediment deposition in a stream or wetland.
- Oil spills if:
 - They are 25 gallons or more,
 - They are less than 25 gallons but cannot be cleaned up within 24 hours,
 - They cause sheen on surface waters (regardless of volume), or
 - They are within 100 feet of surface waters (regardless of volume).
- Releases of hazardous substances in excess of reportable quantities under Section 311 of the Clean Water Act (Ref: 40 CFR 110.3 and 40 CFR 117.3) or Section 102 of CERCLA (Ref: 40 CFR 302.4) or P.S. 143-215.85
- Anticipated bypasses and unanticipated bypasses.
- Noncompliance with the conditions of this permit that may endanger health or the environment.

2. Reporting Timeliness and Other Requirements

After a permittee becomes aware of an occurrence that must be reported, he shall contact the appropriate Division regional office within the timeliness and in accordance with the requirements listed below. Occurrences outside normal business hours may also be reported to the Department's Environmental Emergency Center personnel at (800) 858-0368.

Occurrence	Reporting Timeline (After Discovery) and Other Requirements
(a) Visible sediment deposition in a stream or wetland	- Within 24 hours, an oral or electronic notification. - Within 7 calendar days, a report that contains a description of the sediment and actions taken to address the cause of the deposition. Division staff may waive the requirement for a written report on a case-by-case basis. - If the stream is named on the NC 303(d) list as impaired for sediment-related causes, the permittee may be required to perform additional monitoring, inspections or apply more stringent practices if staff determine that additional requirements are needed to assure compliance with the federal or state impaired-waters conditions.
(b) Oil spills and release of hazardous substances per item 1(b)-(c) above	Within 24 hours, an oral or electronic notification. The notification shall include information about the date, time, nature, volume and location of the spill or release.
(c) Anticipated bypasses [40 CFR 122.41(m)(3)]	A report at least ten days before the date of the bypass, if possible. The report shall include an evaluation of the anticipated quality and effect of the bypass.
(d) Unanticipated bypasses [40 CFR 122.41(m)(3)]	- Within 24 hours, an oral or electronic notification - Within 7 calendar days, a report that includes an evaluation of the quality and effect of the bypass.
(e) Noncompliance with the conditions of this permit that may endanger health or the environment [40 CFR 122.41(k)(7)]	- Within 24 hours, an oral or electronic notification - Within 7 calendar days, a report that contains a description of the noncompliance, and its causes; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time noncompliance is expected to continue; and steps taken or planned to reduce, eliminate and prevent recurrence of the noncompliance. [40 CFR 122.41(i)(6). - Division staff may waive the requirement for a written report on a case-by-case basis.

NORTH CAROLINA
Environmental Quality

NCG-01 SELF-INSPECTION

EFFECTIVE DATE:11/12/2020

FIN FOR

**REGULAR MEETING
ASHEBORO CITY COUNCIL
CITY COUNCIL CHAMBER, ASHEBORO CITY HALL
THURSDAY, JUNE 10, 2021
7:00 PM**

This being the time and place for a regular meeting of the Asheboro City Council, a meeting was held with the following elected officials and city management team members present:

David H. Smith	) – Mayor Presiding
Clark R. Bell	)
Edward J. Burks	)
Linda H. Carter	)
Walker B. Moffitt	) – Council Members Present
Jane H. Redding	)
Katie L. Snuggs	)
Charles A. Swiers	)

John N. Ogburn, III, City Manager
Michael L. Leonard, City Engineer, PE
Trevor L. Nuttall, Community Development Director
Deborah P. Reaves, Finance Director
Michael D. Rhoney, Water Resources Director
Jeffrey C. Sugg, City Attorney
Tammy M. Williams, Deputy City Clerk

1. Call to order.

A quorum thus being present, Mayor Smith called the meeting to order for the transaction of business, and business was transacted as follows. The number of elected officials, city employees, and private citizens physically present in the council chamber at any point in time was limited in order to maintain the physical distancing recommended by public health authorities during current coronavirus pandemic.

2. Moment of silent prayer and pledge of allegiance.

After a moment of silence was observed in order to allow for private prayer and meditation, Mayor Smith asked everyone to stand and recite the pledge of allegiance.

3. Public Comment Period.

Mayor Smith opened the floor for public comments.

Mr. Michael Leach and Mr. Dale Loflin, property owners on Newbern Avenue in Asheboro, commented on the possibility of replacing stormwater infrastructure within the Newbern Avenue area because of flooding within the area during rain events.

There being no further comments from the public, Mayor Smith closed the public comment period.

4. Update on the acquisition of Randolph Health by American Health Care Systems, Inc.

The above-referenced agenda item was for informational purposes only, and no action was taken by council.

5. Finance Items.

(a) CBDG Coronavirus (CDBG-CV) Grant Fund Project Ordinance.

Finance Director Deborah Reaves presented and recommended adoption, by reference, of the (CBDG-CV) Grant Fund Project Ordinance.

Council Member Bell moved, and Council Member Redding seconded the motion, to approve/adopt the following ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

17 ORD 6-21

**PROJECT ORDINANCE
CDBG CORONAVIRUS (CDBG-CV) GRANT FUND
FY 2020-2021**

WHEREAS, On March 11, 2021, the American Rescue Plan Act was signed into Law and the City of Asheboro is one of the Non-entitlement units that will be receiving funds, and;

WHEREAS, the US Department of Housing and Urban Development (HUD) is the funding agent but those funds will be flowing thru the North Carolina Department of Commerce Rural Economic Development Division, and;

WHEREAS, the City of Asheboro will be receiving an estimated amount up to \$900,000 (grant number 20-V-3510) with a \$20,000 local government match to be spent on or before June 17, 2023, and;

WHEREAS, the City of Asheboro intends to use the funds for "Public Services" which could encompass local support in a variety of areas (some of which could be rent, utility, mortgage, food pantry, community programs) and is partnering with the United Way to help evaluate areas of need and local administration / disbursement of funds, and;

WHEREAS, the City of Asheboro desires to set up a Special Revenue Fund to account for the funding and the expenses related to this grant, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO:

Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is adopted:

Section 1: The CDBG CORONAVIRUS (is hereby authorized as a project with current revenues and expenditures projected as listed below.

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Page 3
June 10, 2021

Section 2: The officers of the City of Asheboro are hereby authorized to proceed with the project within the terms of the agreement approved by the City Council and the budget contained herein.

Section 3: The following revenues are anticipated to be available at this time for this project:

<u>Line Item</u>	<u>Description</u>	<u>Amount</u>
63-300-0000	CDBG Grant Proceeds	\$900,000
63-300-1000	Contribution from General Fund- match	\$20,000
	Total	<u>\$920,000</u>

Section 4: The following amounts are appropriated as expenditures for this project:

That the following Expense line items be increased:

<u>Line Item</u>	<u>Description</u>	<u>Amount</u>
63-400-0000	Administration	\$90,000
63-401-0000	Public Services	\$830,000
	Total	<u>\$920,000</u>

Adopted this the 10th day of June 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

(b) A General Fund (FY 2020-2021) Budget Ordinance Amendment.

Ms. Reaves presented and recommended adoption, by reference, of an ordinance to amend the general fund for fiscal year 2020-2021.

Council Member Burks moved, and Council Member Swiers seconded the motion, to approve/adopt the following ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

18 ORD 6-21

ORDINANCE TO AMEND THE GENERAL FUND
FY 2020-2021

WHEREAS, On March 11, 2021, the American Rescue Plan Act was signed into Law and the City of Asheboro is one of the Non-entitlement units that will be receiving funds, and;

WHEREAS, the US Department of Housing and Urban Development (HUD) is the funding agent but those funds will be flowing thru the North Carolina Department of Commerce Rural Economic Development Division, and;

WHEREAS, the City of Asheboro will be receiving an estimated amount up to \$900,000 (grant number 20-V-3510) with a \$20,000 local government match to be spent on or before June 17, 2023, and;

WHEREAS, the City of Asheboro desires amend the 2020-2021 budget to incorporate this expense and to be in compliance with all generally accepted accounting principles, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

That the following Revenue line items be increased:

<u>Line Item</u>	<u>Description</u>	<u>Increase</u>
10-399-0000	Fund Balance Allocation	\$20,000

That the following Expense line items be increased:

<u>Line Item</u>	<u>Description</u>	<u>Increase</u>
10-490-6300	Contribution to Coronavirus Grant Fund	\$20,000

Adopted this the 10th day of June 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

(c) A Resolution to Approve Installment Financing Terms with Truist Bank.

Ms. Reaves presented and recommended adoption, by reference, of a resolution approving installment financing terms with Truist Bank.

Council Member Carter moved, and Council Member Snuggs seconded the motion, to approve/adopt the following resolution by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

RESOLUTION NUMBER 14 RES 6-21

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

A Resolution Approving Installment Financing Terms with Truist Bank

WHEREAS, the City of Asheboro (“Borrower”) decided at the beginning of the current fiscal year to undertake a project for the financing of vehicles and equipment (the “Project”); and

WHEREAS, Section 160A-20 of the North Carolina General Statutes authorizes the Borrower to finance the purchase of personal property by means of an installment financing contract that creates a security interest in the purchased property in favor of the entity supplying financing for the purchase transactions; and

WHEREAS, by means of adopting Resolution Number 18 RES 9-20 on September 17, 2020, the Asheboro City Council stated its intent, prior to the execution of any installment financing agreement and consistent with the city's budget ordinance for fiscal year 2020-2021, to expend a maximum of \$933,622.00 from the General Fund during the current fiscal year for certain vehicles and equipment referenced in the adopted Resolution of Intent; and

WHEREAS, with the adoption of Resolution Number 18 RES 9-20, the Asheboro City Council formally and explicitly declared the official intent of the City of Asheboro to fully reimburse, with loan proceeds from an installment financing agreement to be executed prior to the end of the 2020-2021 fiscal year, any and all expenditures from the General Fund for the purchase during the current fiscal year of the vehicles and equipment identified in the Resolution of Intent as necessary to the provision of essential municipal services; and

WHEREAS, after searching for favorable financing rates and terms, the city manager and the finance officer have presented a proposal for the financing of the above-referenced Project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro as follows:

Section 1. The determination is hereby made that the Borrower will finance the Project through Truist Bank ("Lender") in accordance with the proposal dated May 11, 2021. The amount financed shall not exceed \$933,622.00, the annual interest rate (in the absence of a default or a change in tax status) shall not exceed 1.11%, and the financing term shall not exceed 59 months from closing.

Section 2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the Borrower are hereby authorized and directed to execute and deliver any Financing Documents and to take all such further action as they may consider necessary or desirable to carry out the financing of the Project as contemplated by the proposal and this Resolution.

Section 3. The finance officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. To the extent authorized by law, the finance officer is authorized to approve changes to any Financing Documents previously signed by Borrower officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the finance officer shall approve, with the finance officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the document's final form.

Section 4. The Borrower shall not take or omit to take any action the taking or omission of which will cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The Borrower hereby designates its obligations to make principal and interest payments under the Financing Documents

as “qualified tax-exempt obligations” for the purpose of Internal Revenue Code Section 265(b)(3).

Section 5. In addition to the above-referenced Resolution of Intent (Resolution Number 18 RES 9-20), the Borrower intends that the adoption of this Resolution will be a declaration of the Borrower’s official intent to reimburse expenditures for the Project that are to be financed from the proceeds of the Lender financing described above. The Borrower intends that funds that have been advanced, or that may be advanced, from the Borrower’s general fund or any other Borrower fund related to the Project for project costs may be reimbursed from the financing proceeds.

Section 6. All prior actions of Borrower officers in furtherance of the purposes of this Resolution are hereby ratified, approved, and confirmed. All other resolutions (or parts thereof) in conflict with this Resolution are hereby repealed to the extent of any such conflict. This Resolution shall take effect immediately.

This Resolution was adopted by the Asheboro City Council in open session during a regular meeting held on June 10, 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

(d) An Ordinance Amending the Airport Improvements Fund (#66).

Ms. Reaves presented and recommended adoption, by reference, of an ordinance amending the airport improvements fund (#66) for fiscal year 2020-2021.

Council Member Bell moved, and Council Member Redding seconded the motion, to approve/adopt, by reference, the following ordinance. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

19 ORD 6-21

**ORDINANCE TO AMEND
THE AIRPORT IMPROVEMENTS FUND (#66)
FY 2020-2021**

WHEREAS, the City of Asheboro has been advised of additional federal funding for the Asheboro Regional Airport to purchase a tractor for Airport Runway Clearing and mowing and;

WHEREAS, the City Council of the City of Asheboro desires amend the budget as required by law to adjust for changes in revenues and expenditures in comparison to the current adopted budget, and;

THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina

Section 1: That the following revenue line items are increased / decreased:

<u>Account</u>	<u>Description</u>	<u>Increase</u>
66-350-0002	Grant proceeds- Tractor Purchase	90,000

Section 2: That the following expense line items are increased / decreased:

<u>Account</u>	<u>Description</u>	<u>Increase</u>
66-985-7400	Capital Outlay	90,000

Adopted this the 10th day of June 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

(e) American Rescue Plan Act of 2021 Fund Project Ordinance.

Ms. Reaves presented and recommended adoption, by reference, of a project ordinance pertaining to the American Rescue Plan Act of 2021.

Council Member Moffitt moved, and Council Member Burks seconded the motion, to approve/adopt the following ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

20 ORD 6-21

**PROJECT ORDINANCE
AMERICAN RESCUE PLAN ACT 2021 FUND
FY 2020-2021**

WHEREAS, On March 11, 2021, the American Rescue Plan Act was signed into Law and the City of Asheboro is one of the Non-entitlement units that will be receiving funds, and;

WHEREAS, one of the allowable uses of the funds is to invest in water, sewer and broadband infrastructure, making necessary investments to improve access to clean drinking water, support vital wastewater and stormwater infrastructure and to expand access to broadband internet, and;

WHEREAS, another allowable use of the funds is to replace lost local government revenues due to the pandemic, according to a specified formula, and;

WHEREAS, the City of Asheboro will be receiving an estimated amount up to \$7.59 million dollars with half of the funds received in May 2021 and the other half May 2022;

WHEREAS, the City of Asheboro is still investigating how to spend the funds but does plan to use some of the funds for broadband internet expansion project already underway and planned water and wastewater infrastructure projects, and;

WHEREAS, the City of Asheboro desires to set up a Special Revenue Fund to account for the funding and the expenses related to this grant, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO:

Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is adopted:

Section 1: The American Rescue Plan Act 2021 (is hereby authorized as a project with current revenues and expenditures projected as listed below.

Section 2: The officers of the City of Asheboro are hereby authorized to proceed with the project within the terms of the agreement approved by the City Council and the budget contained herein.

Section 3: The following revenues are anticipated to be available at this time for this project:

<u>Line Item</u>	<u>Description</u>	<u>Amount</u>
64-300-0000	ARPA funds	\$7,590,000

Section 4: The following amounts are appropriated as expenditures for this project:

That the following Expense line items be increased:

<u>Line Item</u>	<u>Description</u>	<u>Amount</u>
64-400-0000	Zoo City Sportsplex Water & Sewer (TSF to fund)	700,000
64-410-0000	Commerce Drive Water & Sewer	1,250,000
64-420-0000	Highway 64 East Sewer	1,250,000
64-430-0000	Broadband Internet (tsf. to Economic Dev Fund)	319,000
	Distribution 1- Total	<u>\$3,519,000</u>
64-440-0000	Lake Lucas Intake Valve Replacement	1,500,000
64-800-0000	Unallocated	<u>2,571,000</u>
	Distribution 2 Total	<u>4,071,000</u>

Adopted this the 10th day of June 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

- (f) Public Hearing on the Proposed Fiscal Year 2021-2022 Budget, including the Required Hearing on Economic Development Appropriations.**

Mayor Smith opened the public hearing and asked the finance director to present the proposed budget for fiscal year 2021-2022. Ms. Reaves

utilized a slide show to present the details and highlights of the proposed budget.

Notice of the submittal of the budget to the governing board as well as the public hearing date and time were published in *The Courier Tribune* on May 28, 2021. In addition to posting the budget on the city's website, the budget has been on file and available for public inspection in the city clerk's office since the date on which the notice of the budget submittal was published.

The proposed budget for fiscal year 2021-2022 is balanced at \$55,103,792. The General Fund allocation is \$34,647,069, and the Water and Sewer Fund allocation is \$20,456,723.

The proposed budget recommends no change in the current property tax rate of \$0.665 cents per \$100.00 valuation. Additionally, no fee increases are proposed for water and sewer utility services.

In addition to discussing annual budget appropriations across multiple city departments and activities, Ms. Reaves noted the role of this public hearing as the required public hearing on economic development appropriations that are not for either property-related activities or business location incentives. The following list illustrates the activities funded by the economic development appropriations discussed during this public hearing.

- New industrial/manufacturing recruitment and site selection.
- State economic incentives information and assistance.
- Local youth and adult leadership training.
- Retail business development.
- Community and events promotion.
- Promotion of downtown through various media formats and public events.
- Creation and implementation of annual economic development plan through the Main Street America Four-Point approach to downtown revitalization.

The above-described services are provided through the combined activities of the Randolph County Economic Development Corporation, the Asheboro/Randolph Chamber of Commerce, and Downtown Asheboro, Inc. The appropriations proposed for these entities for fiscal year 2021-2022 are as follows:

- Randolph County Economic Development Corporation - \$55,000
- Asheboro/Randolph Chamber of Commerce - \$25,000
- Downtown Asheboro, Inc. - \$100,000 plus \$ 25,000 for Office Rental

Upon the conclusion of the finance director's presentation, Mayor Smith invited comments from the public. When no one asked to speak, Mayor Smith closed the public hearing. Written comments from the public could be submitted to the city clerk for distribution to the elected officials until 24 hours elapsed from the time of adjournment of this meeting.

The budget adoption meeting will be held on June 22, 2021 at 7:00 p.m. in the Municipal Building Council Chamber, 146 North Church Street, Asheboro North Carolina.

Copies of the proposed budget and the slide show utilized during the meeting are on file in the city clerk's office.

6. Consent Agenda.

Council Member Burks moved, and Council Member Bell seconded the motion, to approve/adopt, as presented, the following consent agenda items. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

(a) The meeting minutes for the city council's regular meeting on May 6, 2021.

The approved meeting minutes are on file in the city clerk's office, and an electronic copy of the approved minutes is posted on the city's website.

(b) The meeting minutes for the city council's special meeting on June 3, 2021.

The approved meeting minutes are on file in the city clerk's office, and an electronic copy of the approved minutes is posted on the city's website.

(c) A revision to page number 18 of the previously approved meeting minutes for the city council's meeting on April 8, 2021 for an incorrectly listed date.

The approved revision to page number 18 of the city council meeting minutes for April 8, 2021 corrected the meeting minutes to reflect that the date of enactment for the American Rescue Plan Act of 2021 was March 11, 2021 (not the date of May 11, 2021 incorrectly listed in the original meeting minutes). Additionally, the correction is on file in the city clerk's office.

(d) Acknowledgement of the receipt for Asheboro ABC Board Meeting Minutes for April 5, 2021.

The minutes of the meeting held by the Asheboro ABC Board on April 5, 2021, have been received by the city clerk, distributed to Mayor Smith and the council members for review, and have been filed in the city clerk's office.

(e) Acknowledgement of the receipt on May 24, 2021 of the Budget Message and Proposed Fiscal Year 2021-2022 Budget for the Asheboro ABC Board.

The Asheboro ABC Board's proposed fiscal year budget for 2021-2022 has been received by the city clerk, distributed to Mayor Smith and the council members for review, and has been filed in the city clerk's office.

(f) Community Development Division Request to Schedule for July 15, 2021 and to Advertise, Public Hearings on the Following Land Development Applications:

(i) An Application to Rezone a Parcel of Land (Randolph County Parcel Identification Number 7760373801) on the North Side of Mackie Road from R10 to OA6 Zoning; and

- (ii) An Application for a Planned Unit Development on a Parcel of Land (Randolph County Parcel Identification Number 7762740259) Located West of 1591 East Allred Street, Approximately 100 Feet East of Ridgewood Circle, inclusive of a subdivision sketch design.;**

The hearings concerning the applications for the above-referenced land use approvals will be scheduled and advertised in accordance with the applicable statutes/ordinances and then heard by the Asheboro City Council during its regular meeting on July 15, 2021.

- (g) Work Authorization No. 6 for WK Dickson to Provide the Design Professional Work (Project and Grant Administration, Design, and Bidding Assistance) Needed to Construct an 80-Foot by 80-Foot Hangar as Recommended by the Asheboro Airport Authority.**

The approved work authorization is on file in the city's engineering department and is on file in the city clerk's office.

- (h) A Mid-Block Crosswalk Designation on Greensboro Street between East Presnell Street and East Pritchard Street for Phase Change Energy Solutions.**

In response to a request from the safety manager at the business known as Phase Change Energy Solutions, the city engineering department developed a proposed mid-block crosswalk design to facilitate the safe movement of employees at the business across Greensboro Street to a company parking facility. The city council concurred with the crosswalk request from the business as well as the city staff's compliance review of the proposal.

Consequently, pursuant to Section 70.29 (I) of the Code of Asheboro, the Council approved the single mid-block crosswalk designation as designed by the city engineering department. The city manager will cause Greensboro Street to be marked accordingly.

7. Quasi-Judicial Hearings for Randolph County Historic Landmark Designation Applications.

Mayor Smith opened the quasi-judicial hearings for the following cases. The deputy city clerk placed Mr. Ross Holt, who is the Randolph County Library Director and a member of the Randolph County Historic Landmark Preservation Commission, under oath for both hearings.

Mr. Holt began his presentation with a brief introduction of the Randolph County Historic Landmark Preservation Commission and the purpose of the commission. The Commission was established in 2008 by ordinance to recognize and educate the public about potential historic landmarks in Randolph County. The historic landmark designation for property is a voluntary process with property owners.

- (a) Hearing on the Question of the Exterior of the Henry Moring Robins House (1924) at 117 South Main Street.**

With the aid of a slide show presentation, Mr. Holt reported that the Henry Moring Robins House, located at 117 South Main Street, served as the home of

Henry Moring Robins who was a former Asheboro Mayor from 1907-1909. The historic landmark designation pertains only to the exterior of the home.

Mayor Smith invited public comments, but none were offered. Mayor Smith closed the hearing.

Council Member Bell moved, and Council Member Redding seconded the motion, to adopt the following ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

Ordinance Number 21 ORD 6-21
Ordinance Designating the Exterior of the Henry Moring Robins House,
1924, as a Local Historic Landmark in Asheboro, North Carolina

WHEREAS, Chapter 160A, Article 19, Part 3C of the North Carolina General Statutes provides for the designation of local historic landmarks; and

WHEREAS, the City of Asheboro designated the Randolph County Historic Landmark Preservation Commission as a joint historic preservation commission on September 4, 2008, having the authority to exercise, within the planning jurisdiction of the City of Asheboro, all powers and duties given it by the Randolph County Historic Preservation Ordinance; and

WHEREAS, the Randolph County Historic Landmark Preservation Commission has taken into consideration all information contained in the Historic Landmark Designation Application for the Henry Moring Robins House, 1924; and

WHEREAS, the North Carolina Department of Natural and Cultural Resources, State Historic Preservation Office, has been given the opportunity to review the Local Landmark designation report which contains the historical information necessary for the Randolph County Historic Landmark Preservation Commission to determine special historical significance and integrity; and

WHEREAS, the Randolph County Historic Landmark Preservation Commission and the Asheboro City Council conducted the require public hearings, and published legal notices with mailings to adjoining property owners; and

WHEREAS, the Randolph County Historic Landmark Preservation Commission has adopted a unanimous resolution requesting the City of Asheboro to designate the exterior of the Henry Moring Robins House, 1924, as a local historic landmark, and

WHEREAS the Randolph County Historic Landmark Preservation Commission finds that the Henry Moring Robins House, 1924, meets the following specific criteria outlined in the Ordinance establishing the Commission: (1) Critical part of the City of Asheboro's heritage by having value as an example of the cultural, historic and social heritage of City of Asheboro; (2) Its identification with persons who significantly contributed to the architectural, cultural, economic, historical, social or other aspect of the development of the City of Asheboro; (3) Its important architecture as an exemplification of an architectural type or style distinguished by innovation, rarity, uniqueness, or overall quality of design, detail, materials or craftsmanship; (4) Its distinctive theme, representing an architectural, cultural, economic, historic or other theme expressed through a distinctive building.

WHEREAS, the property is more specifically described as follows:

The Henry Moring Robins House is located on approximately 1.14 acres at 117 S. Main Street, PIN 7751927411, Asheboro Township, Asheboro, N.C.

NOW, THEREFORE, BE IT ORDAINED, by the Asheboro City Council, North Carolina, that:

- 1: The property known as the exterior of the Henry Moring Robins House, 1924, located at 117 S. Main Street, Asheboro, N.C., within the planning jurisdiction of the City of Asheboro, North Carolina, is hereby designated as a Local Historic Landmark pursuant to Chapter 160A, Article 19, Part 3C, of the North Carolina General Statutes, and by inter-local agreement approved September 4, 2008, between the City of Asheboro and the County of Randolph.
- 2: That the exterior of the Henry Moring Robins House building may be materially altered, restored, remodeled, or demolished only following issuance of a Certificate of Appropriateness from the Historic Landmark Preservation Commission.
- 3: That nothing in this Ordinance shall be construed to prevent the ordinary maintenance or repair of any architectural feature in or on said property that does not involve a change of design, material or outer appearance thereof, after obtaining the necessary permits and official approval for said stated repair. Nothing herein shall prevent the construction, alteration, restoration, demolition, or removal of such features when a building inspector or similar authorized official certifies to the Historic Landmark Preservation Commission that such action is required for the public safety because of an unsafe condition. Furthermore, nothing shall be construed to prevent the property owner from making any use of this property not prohibited by other statutes, ordinances or regulations.
- 4: That a suitable sign may be posted indicating the designation as a Local Historic Landmark and containing appropriate information.
- 5: That Dwain L. and Ann Clark, owners of the Henry Moring Robins House, hereby accept notice as required by the applicable law of this action, and directs that copies of this Ordinance be filed and indexed in the office of the Asheboro City Clerk, the Randolph County Register of Deeds, the Randolph County Tax Department, and both the City and County Planning and Inspections Departments as required by applicable law.

Upon the motion of Council Member Bell, and a second by Council Member Redding, the foregoing ordinance was passed upon its first reading by a vote of 7 Ayes; 0 Nays

**CITY OF ASHEBORO
NORTH CAROLINA**

BY: /s/David H. Smith
David H. Smith, Mayor

June 10, 2021
Adoption Date

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

(b) Hearing on the Question of the Exterior of the Walter Anderson Bunch, Jr. House (1919) at 111 South Main Street; and

With the aid of a slide show presentation, Mr. Holt testified during this hearing that the home located at 111 South Main Street was the home of former Asheboro Mayor Walter Anderson Bunch, Jr. During his term, 1931-1941, the hospital, library and City Hall (municipal building) were established. The historic landmark designation pertains only to the exterior of the home.

Mayor Smith invited comments from the public, but none were offered. Mayor Smith then closed the hearing.

Council Member Bell moved, and Council Member Swiers seconded the motion, to adopt the following ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

Ordinance Number 22 ORD 6-21
Ordinance Designating the Exterior of the Walter Anderson Bunch Jr. House, 1919, as a Local Historic Landmark in Asheboro, North Carolina

WHEREAS, Chapter 160A, Article 19, Part 3C of the North Carolina General Statutes provides for the designation of local historic landmarks; and

WHEREAS, the City of Asheboro designated the Randolph County Historic Landmark Preservation Commission as a joint historic preservation commission on September 4, 2008, having the authority to exercise, within the planning jurisdiction of the City of Asheboro, all powers and duties given it by the Randolph County Historic Preservation Ordinance; and

WHEREAS, the Randolph County Historic Landmark Preservation Commission has taken into consideration all information contained in the Historic Landmark Designation Application for the Walter Anderson Bunch Jr. House, 1919; and

WHEREAS, the North Carolina Department of Natural and Cultural Resources, State Historic Preservation Office, has been given the opportunity to review the Local Landmark designation report which contains the historical information necessary for the Randolph County Historic Landmark Preservation Commission to determine special historical significance and integrity; and

WHEREAS, the Randolph County Historic Landmark Preservation Commission and the Asheboro City Council conducted the require public hearings, and published legal notices with mailings to adjoining property owners; and

WHEREAS, the Randolph County Historic Landmark Preservation Commission has adopted a unanimous resolution requesting the City of Asheboro to designate the exterior of the Walter Anderson Bunch Jr. House, 1919, as a local historic landmark, and

WHEREAS the Randolph County Historic Landmark Preservation Commission finds that the Walter Anderson Bunch Jr. House, 1919, meets the following specific criteria outlined in the Ordinance establishing the Commission: (1) Critical part of the City of Asheboro's heritage by having value as an example of the cultural, historic and social heritage of City of Asheboro; (2) Its identification with persons who significantly contributed to the architectural, cultural, economic, historical, social or other aspect of the development of the City of Asheboro; (3) Its important architecture

as an exemplification of an architectural type or style distinguished by innovation, rarity, uniqueness, or overall quality of design, detail, materials or craftsmanship; (4) Its distinctive theme, representing an architectural, cultural, economic, historic or other theme expressed through a distinctive building.

WHEREAS, the property is more specifically described as follows:

The Walter Anderson Bunch Jr. House is located on approximately 0.39 acres at 111 S. Main Street, PIN 7751926417, Asheboro Township, Asheboro, N.C.

NOW, THEREFORE, BE IT ORDAINED, by the Asheboro City Council, North Carolina, that:

- 1: The property known as the exterior of the Walter Anderson Bunch Jr. House, 1919, located at 111 S. Main Street, Asheboro, N.C., within the planning jurisdiction of the City of Asheboro, North Carolina, is hereby designated as a Local Historic Landmark pursuant to Chapter 160A, Article 19, Part 3C, of the North Carolina General Statutes, and by inter-local agreement approved September 4, 2008, between the City of Asheboro and the County of Randolph.
- 2: That the exterior of the Walter Anderson Bunch Jr. House building may be materially altered, restored, remodeled, or demolished only following issuance of a Certificate of Appropriateness from the Historic Landmark Preservation Commission.
- 3: That nothing in this Ordinance shall be construed to prevent the ordinary maintenance or repair of any architectural feature in or on said property that does not involve a change of design, material or outer appearance thereof, after obtaining the necessary permits and official approval for said stated repair. Nothing herein shall prevent the construction, alteration, restoration, demolition, or removal of such features when a building inspector or similar authorized official certifies to the Historic Landmark Preservation Commission that such action is required for the public safety because of an unsafe condition. Furthermore, nothing shall be construed to prevent the property owner from making any use of this property not prohibited by other statutes, ordinances or regulations.
- 4: That a suitable sign may be posted indicating the designation as a Local Historic Landmark and containing appropriate information.
- 5: That Faron Russell Kestner and Brittany Powers Kestner, owners of the Walter Anderson Bunch Jr. House, hereby accept notice as required by the applicable law of this action, and directs that copies of this Ordinance be filed and indexed in the office of the Asheboro City Clerk, the Randolph County Register of Deeds, the Randolph County Tax Department, and both the City and County Planning and Inspections Departments as required by applicable law.

Upon the motion of Council Member Bell, and a second by Council Member Swiers, the foregoing ordinance was passed upon its first reading by a vote of 7 Ayes; 0 Nays.

**CITY OF ASHEBORO
NORTH CAROLINA**

BY: /s/David H. Smith
David H. Smith, Mayor

June 10, 2021
Adoption Date

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

8. Community Development Items:

(a) Legislative Hearing (Case No. RZ-21-02): Proposed Zoning Ordinance Text Amendments.

Mayor Smith re-opened the legislative hearing for this text amendment case, which had been continued from the council's meetings on April 8, 2021 and May 6, 2021.

Community Development Director Trevor Nuttall utilized a slide show to provide an overview of the proposed text amendments. During his presentation, Mr. Nuttall noted the following:

1. Changes to state law concerning land use were adopted in 2019 (Senate Bill 355, NCGS 160D). The changes consolidated provisions for city and county land use regulations into one chapter (Chapter 160D of the North Carolina General Statutes). Many of the provisions were focused on reorganizing existing law and making primarily technical changes rather than sweeping policy changes. However, some provisions have a greater impact on how land use decisions are made.
2. One of the most significant mandated changes is the replacement of combined legislative rezoning and quasi-judicial conditional use permit applications with legislative conditional zoning, which places conditions on a property as part of a legislative rezoning process. Quasi-judicial proceedings for special use permits would continue to exist for sensitive land uses that already require a special use permit. The text amendments also propose amendments to the city's sign regulations.
3. Other changes include requiring an applicant/landowner's written consent to enforce conditional zoning district or special use permit conditions, prohibition of non-governmental third party "downzonings" (from commercial to residential, for example).
4. State law now also requires an adopted land use plan that is reasonably maintained. A land use plan's future land use map must be updated each time a rezoning that is not consistent with the current map is approved.

5. In order for a local development regulation ordinance to remain valid, amendments conforming local land use regulations to Chapter 160D must be adopted by July 1, 2021.
6. As noted above, a key goal of Chapter 160D of the North Carolina General Statutes was to consolidate and reorganize existing state law into a more coherent fashion. Similar reorganization of the format for Asheboro's zoning ordinance has been proposed by the city staff.

In reviewing this request, careful consideration was given to each Goal and Policy as outlined in the Land Development Plan.

LDP Goals/Policies Supporting the Request:

- 1.2.4 The city will promote its expedited permitting process and continue to make the land development process user- friendly for citizens and organizations.
- 2.1.1 The zoning ordinance will periodically be reviewed to ensure that the specific regulations for each zoning district are aligned with the desired character and focus of each district.
- 2.2.3 The city will periodically update maps in the Land Development Plan to ensure they accurately represent current conditions in our city and are consistent with the goals and policies.

No goals or policies were identified as unsupportive of the proposed text amendments.

The City of Asheboro Planning Board concurred with the following planning staff analysis and recommended approval of the proposed text amendments. In order to allow a transitional period for administrative processes, staff recommends that the amendments become effective on July 1, 2021.

These amendments are proposed primarily to comply with recent changes in state law. In addition, the proposed changes formalize many of staff's existing practices (ensuring that the Land Development Plan is regularly updated, ensuring consistency of zoning designation with the Land Development Plan or offering a rationale for why a decision was made that was contrary to the plan). Current practice offers citizens various procedural options to change a land use designation of their property, and legislative conditional zoning will provide a new option, replacing conditional use district permits. The proposal also reflects model language related to federal case law pertaining to signs. Also included are organizational changes to the zoning ordinance that offer improvements in how it is formatted and useable for the public and staff.

Considering these factors and state law requiring many of these changes, staff believes that the proposed text amendment is overall consistent with the Land Development Plan and is reasonable and in the public interest.

Mayor Smith invited comments from the public, but none were offered. Mayor Smith then transitioned to the deliberative phase of the hearing.

The city council concurred with the staff and planning board's analysis of the case. Council Member Moffitt moved, and Council Member Carter seconded the motion, to adopt the following plan consistency statement and to approve the text amendments with the following two-part motion:

1. The proposed text amendments comply with recent changes in state law. In addition, the proposed changes formalize many of the city staff's existing practices (ensuring that the Land Development Plan is regularly updated, ensuring consistency of zoning designation with the Land Development Plan or offering a rationale for why a decision was made that was contrary to the plan). Legislative conditional zoning will provide a new option, replacing conditional use district permits. The proposal also reflects model language related to federal case law pertaining to signs. The organizational changes to the zoning ordinance offer improvements in how the ordinance is formatted and make it more user-friendly.

Considering these factors, the requested text amendments maintain overall consistency with the Land Development Plan. Furthermore, the council finds the requested text amendments to be reasonable and in the public interest.

2. In light of the above-stated analysis, and looking at the totality of the evidence, the requested text amendments are approved without modification, effective on and after July 1, 2021, as consistent with the adopted plan.

Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

(b) Legislative Hearing (Case No. RZ-21-03): An Application to Rezone a Parcel of Land (Randolph County Parcel Identification Number 7761458800) on the North Side of Kidd Drive from R10 to R40 Zoning

Mayor Smith re-opened the legislative hearing on the above-referenced land use case, which was continued from the previous regular city council meeting on May 6, 2021.

The property of Jacqueline M. Cheek (the "Zoning Lot") is located on the north side of Kidd Drive, approximately 1100 ft. north of Old Cedar Falls Road and 375 feet west of Gold Hill Road. The Zoning Lot is approximately 1.99 acres in size and is more specifically identified by Randolph County Parcel Identification Number 7761458800.

The applicant is requesting the property be rezoned from R10 (Medium-Density Residential) to R40 (Low-Density Residential). Community Development Director Trevor Nuttall utilized a slide show to provide an overview of the proposed rezoning request and noted the following:

1. The property is outside of the city limits. The property is not served by city water or sewer.
2. Kidd Drive/Sunset Circle is platted as an unopened 50-foot right-of-way (PB, 164, PG57). During its meeting on June 7, 2021, the Board of Adjustment granted a variance from Section 106 of the zoning ordinance, requiring every lot to abut a public street. The written final decision document is scheduled for adoption by the Board of Adjustment on July 12, 2021.
3. The property is accessible from Old Cedar Falls Road. While Sunset Circle is platted as an unopened right-of-way that extends to Gold Hill Road, the Zoning Lot is not accessible from Gold Hill Road.
4. A manufactured home has been moved onto the property, but is not currently permitted or occupied because a manufactured home is not a permitted use in the current R10 zoning district. The R40 district allows manufactured homes that are built to “Class A” standards. Other manufactured homes are located in the area.
5. There are three additional single-family dwellings along Kidd Drive between the Zoning Lot and Old Cedar Falls Road. The property to the east has a major vehicle repair land use which was permitted by a Conditional Use Permit in 1977.
6. The closest R40 zoning designation is located at 1387 Old Cedar Falls Road, approximately 550 ft. south of the Zoning Lot.
7. The intent of the current R10 district is *to provide regulations which will produce a moderate intensity of residential uses, usually single family or two family in character and served by central water supply and sewage disposal systems, plus the necessary governmental and other support facilities to service such urban intensity living*. The intent of the requested R40 district is *to provide regulations which will produce a low intensity mixture of single family, duplex dwellings and Class A Mobile Home dwellings usually served by individual wells and/or sewage disposal systems, plus the necessary governmental and other support facilities to provide service to such suburban intensity living*.

Mr. Nuttall noted that, when evaluating a proposed rezoning request, careful consideration is given to each Goal and Policy as outlined in the Land Development Plan.

LDP Goals/Policies Supporting the Request:

Checklist Item 3.

The property on which the rezoning district is proposed fits the description of the Zoning Ordinance. (Article 200, Section 210, Schedule of Statements of Intent).

Checklist Item 6.

Existing infrastructure is adequate to support the desired zone (*water, sewer, roads, schools, etc.*) Note: This item was selected because there is currently no water and public sewer.

Checklist Items 12-15:

12.) Property is located outside of the watershed area, or the rezoning request will not impose a significant, negative environmental impact.

13.) The property is located outside of Special Hazard Flood Area.

14.) Rezoning is located on steep slopes (>20%). Note: Staff notes that a portion of the property is located on slopes exceeding 20%. However, an R40 designation may be more suitable to having more options to place a building footprint appropriately because of the larger minimum lot size.

15.) The rezoning is not located on poor soils or the rezoning district is unlikely to create additional problems caused by poor soil conditions. Note: The property is identified by the Land Development Plan Physical Limitations map as potentially poor soils. Approval of a private well and septic system at a density allowable by R10 standards is less likely than a private well and septic built to lower-density R40 standards.

LDP Goals/Policies Which Do Not Support the Request:

Checklist Item 1.

Rezoning is not compliant with the Proposed Land Use Map.

Checklist Item 5.

The proposed rezoning is not compliant with the objectives of the Growth Strategy Map.

Checklist Item 7.

The proposed rezoning is not compatible with the applicable Small Area Plan.

On behalf of the Applicant, Mr. Rodney C. Mason, Esq. presented comments in support of the requested rezoning. With no other comments from the public, Mayor Smith transitioned to the deliberative phase of the case.

The City of Asheboro Planning Board concurred with the following planning staff analysis and recommended approval of the request:

Although the property is designated as “neighborhood residential” by the proposed land use map and as an “economic development” area by the growth strategy map, infrastructure limitations of this property create challenges to develop the property with density envisioned by the Land Development Plan.

The zoning ordinance describes the R40 district as having the “necessary governmental and other support facilities to provide service to such suburban intensity living.” The R40 description more accurately characterizes the property than the existing R10 district. The property’s lack of access to public water/sewer, plus the lack of street frontage that is built to city or state standards limit the ability for the property to be developed at a density typically seen in an R10 Medium-Density district.

While the R40 district differs from the R10 district by allowing manufactured homes on individual lots, zoning ordinance standards require manufactured homes to have a base consisting of solid materials, such as masonry and minimum roof pitch requirements, which help create an appearance more similar to site-built homes.

Considering these factors, staff believes that the requested R40 district maintains overall consistency with the Land Development Plan and is reasonable and in the public interest.

The city council concurred with the staff and planning board’s analysis of the consistency of the request with the land development plan. Council Member Bell moved, and Council Member Burks seconded the motion, to adopt the following plan consistency statement and to approve the requested rezoning with the following two-part motion:

1. Although the Zoning Lot is subject to the “neighborhood residential” designation by the proposed land use map and the “economic development” designation area by the growth strategy map, infrastructure limitations of this property create challenges to develop the Zoning Lot with density envisioned by the Land Development Plan.

The zoning ordinance describes the R40 district as having the “necessary governmental and other support facilities to provide service to such suburban intensity living.” The R40 description more accurately characterizes the property than the existing R10 district. The lack of access to public water/sewer, plus the lack of street frontage that is built to city or state standards limit the ability for the Zoning Lot to be developed at a density typically seen in an R10 Medium-Density district.

While the R40 district differs from the R10 district by allowing manufactured homes on individual lots, zoning ordinance standards require manufactured homes to have a base consisting of solid materials, such as masonry and minimum roof pitch requirements, which help create an appearance more similar to site-built homes.

Considering these factors, the requested rezoning maintains overall consistency with the Land Development Plan. The council finds the requested rezoning to be reasonable and in the public interest.

2. In light of the above-stated analysis, and looking at the totality of the evidence, the requested rezoning is approved as consistent with the adopted plan.

Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

A copy of the slide show utilized by Mr. Nuttall is on file in the city clerk's office.

(c) Legislative Hearing (Case No. RZ-21-05): Application to Rezone a Parcel of Land (Randolph County Parcel Identification Number 7760066359) at the Southeastern Corner of Cliff Road and Emerson Drive from R15 to R10 Zoning.

Mayor Smith opened the legislative hearing on the application by DeShandra Woodle (the "Applicant") to rezone from R15 (Low-Density-Single-Family Residential) to R10 (Medium Density Residential) zoning the approximately 18,459-square foot parcel of land (the "Zoning Lot") identified by Randolph County Parcel Identification Number 7760066359 and owned by Timothy J. Woodle and DeShandra R. Woodle. The Zoning Lot is located at the southeastern corner of Cliff Road and Emerson Drive.

Mr. Nuttall utilized a slide show and presented the planning staff's analysis of the application. During his presentation, Mr. Nuttall noted the following:

1. The property is inside the city limits.
2. Cliff Road is a local city-maintained street at this location. North of East Dixie Drive (where there is a signalized intersection), Cliff Road becomes a minor thoroughfare. Emerson Drive is a local city-maintained street.
3. The area includes a mix of commercial uses to the north and west, with primarily single-family residential uses to the south and east. On the north side of Emerson Drive and on Shamrock Road, further northeast of the Zoning Lot are three two-family dwellings. These are legal non-conforming as they are located in an R15 district.
4. The zoning ordinance describes the existing R15 district as *intended to provide regulations which will produce a low intensity of single family residential use with the necessary governmental and other support facilities to service such suburban intensity living*. The intent of the requested R10 district is *to provide regulations which will produce a moderate intensity of residential uses, usually single family or two family in character and served by central water supply and sewage disposal systems, plus the necessary governmental and other support facilities to service such urban intensity living*.

5. The main differences between the R15 and R10 districts are that the R10 district allows two-family dwellings and has less stringent setbacks as shown on Table 200-1.

Mr. Nuttall noted that, when evaluating a rezoning application, careful consideration was given to each goal and policy as outlined in the Land Development Plan.

LDP Goals/Policies Supporting the Request:

<u>Checklist Item 3.</u>	The property on which the rezoning district is proposed fits the description of the Zoning Ordinance. (Article 200, Section 210, Schedule of Statements of Intent).
<u>Checklist Item 5.</u>	The proposed rezoning is compliant with the objectives of the Growth Strategy Map.
<u>Checklist Items #12 and #13:</u>	Property is located outside of watershed, special hazard flood area.
<u>2.1.5:</u>	The city will ensure development regulations provide appropriate transitional land uses, such as office and institutional, between high-intensity industrial/commercial and low-intensity residential uses.

LDP Goals/Policies Which Do Not Support the Request:

<u>Checklist Item 1:</u>	Rezoning is not compliant with the Proposed Land Use Map
<u>Checklist Item 14:</u>	Rezoning is located on steep slopes (>20%)

The City of Asheboro Planning Board considered the rezoning application and recommended placement of the Zoning Lot in the requested R10 zoning district. In making this recommendation, the planning concurred with the planning staff's consistency statement, which provided as follows:

While the Land Development Plan's "Neighborhood Residential" designation encourages neighborhoods of similar density for a greater sense of community, and the requested R10 district is at a slightly higher density compared to the R15 district, there are several factors supporting the request.

The Zoning Lot is in a transitional location between commercial uses (including two adjacent properties) and lower density single-family residential uses, other two-family dwellings are located in the area. In addition, nearby properties across Cliff Road to the south and west are currently zoned R10, making the requested

R10 similar to surrounding zoning and potential density and land uses of nearby properties.

The LDP also generally encourages opportunities for transitional uses, such as mixed housing types in transitional areas that are in close proximity to both commercial areas and lower-density single-family residential areas.

Considering these factors, staff believes that the requested R10 district is overall consistent with the Land Development Plan and is reasonable and in the public interest.

Mayor Smith invited comments from the public, but none were offered. Mayor Smith then transitioned to the deliberative phase of the process.

The city council concurred with the staff and planning board's analysis of the consistency of the request with the land development plan. Council Member Bell moved, and Council Member Carter seconded the motion, to adopt the plan consistency statement printed below and to approve the requested rezoning with the following two-part motion:

1. The Land Development Plan's "Neighborhood Residential" designation encourages neighborhoods of similar density for a greater sense of community. While the requested R10 district is at a slightly higher density compared to the R15 district, there are several factors supporting approval of the requested map amendment.

The Zoning Lot is in a transitional location between commercial uses (including two adjacent properties) and lower density single-family residential uses. Other two-family dwellings are located in the area. In addition, nearby properties across Cliff Road to the south and west are currently zoned R10, making the requested R10 similar to surrounding zoning and potential density and land uses of nearby properties.

The LDP also generally encourages opportunities for transitional uses. Such uses include mixed housing types in transitional areas that are in close proximity to both commercial areas and lower-density single-family residential areas.

Considering these factors, the requested R10 district maintains consistency with the Land Development Plan. Furthermore, the council finds the rezoning request reasonable and in the public interest.

2. In light of the above-stated analysis, and looking at the totality of the evidence, the requested zoning map amendment to place the Zoning Lot in an R10 zoning district is approved as consistent with the adopted plan.

Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

(c) Subdivision Case No. SUB-17-02: Final Plat Review for Robins Nest, Phase 3.

Mr. Nuttall presented the final plat for Phase 3 of Robins Nest. Davidson Land Development, LLC requested final certification for 20 lots with an average lot size of 24,470 square feet, more or less. The subdivision is located at the end of Finchley Court, west of Gold Hill Road.

During his presentation, Mr. Nuttall noted that the planning staff and the Planning Board recommended approval of the final subdivision plat with the following comments:

1. The property is located inside the city limits, and city services are available to each lot.
2. The proposal is for the extension of an existing conventional residential subdivision, Robins Nest, Phase 3.
3. Single-family and two-family dwellings are permitted in the R10 zoning district if lot size requirements are met.
4. Two existing entrances serve the development from the existing Phase 1.
5. This is the final phase of Robins Nest (Phase 3), which includes the extension of Robins Nest Drive, plus the addition of a new public street, Bobwhite Lane, ending in a cul-de-sac. City-maintained streets are proposed to be extended by approximately 1,038 linear feet. Robins Nest Drive's public right-of-way extends to the adjoining property to the north, which would allow a potential public street connection to that property.

During the council's discussion, two conditions emerged as necessary attachments to the requested approval. These conditions are as follows:

- (A) If a community mailbox is mandated by the United States Postal Service, such a mailbox shall be located outside of the public right-of-way. This condition is always subject to any subsequent explicit permission for an encroachment that might be granted by the city; and
- (B) The final subdivision plat must be revised to reflect and confirm the provision of sewer service, inclusive of the necessary easement(s), to all of the lots.

Council Member Bell moved to approve, with and subject to the above-stated conditions, the final plat certification requested for Phase 3 of the Robins Nest subdivision. Council Member Swiers seconded the motion. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

(e) An appointment to the Redevelopment Commission.

Mr. Nuttall reported that Ms. Jean Vollrath is interested in serving on the Redevelopment Commission. As Mr. Nuttall noted during the city council's regular May meeting, Cynthia Bailey has resigned from the commission. Ms. Vollrath would fill the vacancy.

Mr. Nuttall recommended the appointment of Ms. Vollrath to serve on the Redevelopment Commission. All of the elected officials were in agreement with this recommendation.

Council Member Bell moved, and Council Member Redding seconded the motion, to appoint Ms. Jean Vollrath to fill the above-stated vacancy on the Redevelopment Commission. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

9. Public Hearing on the Proposed Permanent Closure of Portions of the Public Right-of-Way for Sunset Avenue between Church Street and Davis Street:

Mayor Smith opened the public hearing on the proposed permanent closure of portions of the public right-of-way for Sunset Avenue between Church Street and Davis Street. Community Development Director Trevor Nuttall was the first person to speak.

In addition to discussing the proposed street closure ordinance, which is recommended by city staff for adoption, Mr. Nuttall provided an overview of the statutorily mandated process that led to this public hearing.

Mayor Smith then invited comments from the public, but none were offered. In the absence of any other testimony, Mayor Smith transitioned to the deliberative phase of the process.

Council Member Bell moved, and Council Member Burks seconded the motion, to adopt the following ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

CITY OF ASHEBORO STREET CLOSURE ORDINANCE NO. 23 ORD 6-21

**STATE OF NORTH CAROLINA
COUNTY OF RANDOLPH**

IN RE THE PERMANENT CLOSURE OF	)	<u>STREET CLOSURE</u>
PORTIONS OF THE PUBLIC RIGHT-OF-	)	<u>ORDER</u>
WAY FOR SUNSET AVENUE BETWEEN	)	
CHURCH STREET AND DAVIS STREET	)	
	)	

WHEREAS, pursuant to the provisions of Section 160A-299 of the North Carolina General Statutes, the City Council of the City of Asheboro adopted on the 8th day of April, 2021, during a regular meeting, a resolution of intent identified as Asheboro City Council Resolution No. 08 RES 4-21 (hereinafter the “Resolution”) declaring the intent of the city council to permanently close a combined total of approximately 4,737 square feet of public right-of-way on the northern and southern margins of Sunset Avenue between Church Street and Davis Street in order to reduce the public right-of-way for this section of Sunset Avenue from a 70-foot public right-of-way to a 56.67-foot public right-of-way; and

WHEREAS, the Resolution properly called for a public hearing to be held on the question of whether or not the proposed permanent street closure would be detrimental to the public interest or the property rights of any individual, and the Resolution also scheduled

the mandated public hearing for the city council's regular meeting on June 10, 2021, which has a scheduled beginning time of 7:00 p.m., in the Asheboro City Hall Council Chamber at 146 North Church Street in Asheboro; and

WHEREAS, pursuant to Section 160A-299 of the North Carolina General Statutes, the Resolution was published in *The Courier-Tribune*, a newspaper with general circulation in the City of Asheboro, once a week for four successive weeks prior to the above-referenced public hearing (Dates of Publication: May 12, 2021; May 19, 2021; May 26, 2021; and June 2, 2021); and

WHEREAS, a copy of the Resolution was sent by certified mail to the individuals/entities listed below, who were determined by reviewing the county tax records to be all of the owners of property adjoining the street closure areas on Sunset Avenue between Church Street and Davis Street:

1. Allergic Dermis Real Estate Holdings LLC;
2. Central Telephone Company;
3. First Baptist Church Asheboro;
4. Hoover, Tony Lee;
5. J and A Castlerock LLC;
6. K.A.C.S. Holdings LLC;
7. Mackey Properties Holdings LLC;
8. Morton, Frankie Lee;
9. Randolph County Partnership for Children;
10. Sunset Flowers & Gifts;
11. Sunset Medical Building LLC;
12. Trustees of Asheboro Masonic Lodge No. 699; and

WHEREAS, notice of the city council's intention to permanently close the described portions of Sunset Avenue, including the call for a public hearing on the question of the proposed street closure, was prominently posted in two (2) places on each side of Sunset Avenue between Church Street and Davis Street; and

WHEREAS, after holding the public hearing called by the Resolution, it appears to the satisfaction of the Asheboro City Council that the permanent closure of the below-described portions of the public right-of-way for Sunset Avenue between Church Street and Davis Street is not contrary to the public interest and that no individual or legal entity owning property in the vicinity of the portions of the public right-of-way proposed for closure would be deprived of a reasonable means of ingress and egress to the owner's property;

NOW, THEREFORE, BE IT ORDAINED AND ORDERED by the City Council of the City of Asheboro as follows:

Section 1. The 2,522 square feet, more or less, of public right-of-way located on the north side of Sunset Avenue between Church Street and Davis Street, which is described below, is hereby permanently closed. The permanently closed portion of public right-of-way on the north side of Sunset Avenue between Church Street and Davis Street is located within the corporate limits of the City of Asheboro and is more particularly described by metes and bounds as follows:

Asheboro Township, Randolph County, North Carolina:

BEGINNING on the north side of Sunset Avenue at a computed point where the proposed 56.67-foot right-of-way line for Sunset Avenue intersects with the western margin of the public right-of-way for North Church Street (North Carolina Secondary Road 1707), this Beginning point is located North 43 degrees 29 minutes 58 seconds West 41.04 feet from a mag nail set in the centerline of the intersection of Sunset Avenue and Church Street and located by means of the North Carolina Coordinate System at the coordinates of North 712,821.21 Ground US Survey Feet and East 1,757,466.10 Ground US Survey Feet (NAD 83 (2011)); thence from the Beginning point running with the

southern boundary line for the permanent street closure area proposed for the north side of Sunset Avenue ("Street Closure Area 1") North 87 degrees 18 minutes 04 seconds West 378.26 feet along a total of six parcels or tracts of land (these six parcels or tracts of land are, running east to west, the Frankie Lee Morton property described in the Office of the Register of Deeds for Randolph County, North Carolina (the "Randolph County Registry") in Deed Book 2506, Page 886; the First Baptist Church Asheboro property described in Deed Book 1534, Page 230, Randolph County Registry; the Tony Lee Hoover property described in Deed Book 1620, Page 1077, Randolph County Registry; the Mackey Properties Holdings LLC property described in Deed Book 2734, Page 2142, Randolph County Registry and in Plat Book 167, Page 4, Randolph County Registry; the Central Telephone Company property described in Deed Book 968, Page 261, Randolph County Registry; and the Central Telephone Company property described in Deed Book 968, Page 259, Randolph County Registry) by following the proposed 56.67-foot right-of-way line (subsequent to the Asheboro City Council's adoption of the permanent street closure order, this 56.67-foot right-of-way line will be the new northern margin of the public right-of-way for Sunset Avenue) to a computed point at the southwest corner of Street Closure Area 1 (this computed point is located North 82 degrees 42 minutes 36 seconds East 165.07 feet from a mag nail set in the centerline of the intersection of Sunset Avenue and Davis Street and located by means of the North Carolina Coordinate System at the coordinates of North 712,847.85 Ground US Survey Feet and East 1,756,896.28 Ground US Survey Feet (NAD 83 (2011)); thence departing from the southern boundary line for Street Closure Area 1, which is also the proposed 56.67-foot right-of-way line for the north side of Sunset Avenue, in order to follow the western boundary line for Street Closure Area 1 by running North 02 degrees 57 minutes 17 seconds East 6.67 feet across the portion of the existing public right-of-way for Sunset Avenue proposed for permanent closure to a computed point in the eastern margin of a 10-foot alley described in Deed Book 1070, Page 742, Randolph County Registry; thence departing from the western boundary line for Street Closure Area 1 and running along the northern boundary line for Street Closure Area 1 by following the existing 70-foot right-of-way line for the north side of Sunset Avenue the next bearing and distance: South 87 degrees 18 minutes 04 seconds East 378.37 feet to a computed point in the western margin of the public right-of-way for North Church Street; thence departing from the northern boundary line for Street Closure Area 1, which is the existing 70-foot right-of-way line, and following the eastern boundary line for Street Closure Area 1 the next bearing and distance along the western margin of the public right-of-way for North Church Street: South 03 degrees 52 minutes 37 seconds West 6.67 feet to the point and place of the BEGINNING, and being all of that certain 2,522 square feet of land, more or less, encompassed by the preceding metes and bounds description.

The preceding description is in accordance with sheet 1 of a 2-sheet plat of survey titled "Survey For: **Sunset Avenue Street Closure** From Church Street to Davis Street" that was drawn under the supervision of Dan W. Tanner, II, a Professional Land Surveyor with license number L-4787. The referenced plat of survey, which is identified by Job # 12564 and lists in the title block the date of January 26, 2021, is hereby incorporated into this Ordinance by reference as if copied fully herein.

The plat of survey referenced in the immediately preceding paragraph is recorded in Plat Book _____, Page _____, Randolph County Registry.

Section 2. The 2,215 square feet, more or less, of public right-of-way located on the south side of Sunset Avenue between Church Street and Davis Street, which is described below, is hereby permanently closed. The permanently closed portion of public right-of-way on the south side of Sunset Avenue between Church Street and Davis Street is located within the corporate limits of the City of Asheboro and is more particularly described by metes and bounds as follows:

Asheboro Township, Randolph County, North Carolina:

BEGINNING on the south side of Sunset Avenue at a computed point where the proposed 56.67-foot right-of-way line for Sunset Avenue intersects with the western margin of the public right-of-way for South Church Street, this Beginning point is located South 47 degrees 39 minutes 52 seconds West 43.64 feet from a mag nail set in the centerline of the intersection of Sunset Avenue and Church Street and located by means of the North Carolina Coordinate System at the coordinates of North 712,821.21 Ground US Survey Feet and East 1,757,466.10 Ground US Survey Feet (NAD 83 (2011)); thence from the Beginning point running with the northern boundary line for the permanent street closure area proposed for the south side of Sunset Avenue ("Street Closure Area 2") along a total of six parcels or tracts of land (these six parcels or tracts of land are, running east to west, the J and A Castlerock LLC property described in Deed Book 2671, Page 23, Randolph County Registry; the Sunset Flowers & Gifts LLC property described in Deed Book 1960, Page 1775, Randolph County Registry; the Trustees of Asheboro Masonic Lodge No. 699 property described in Deed Book 1152, Page 330, Randolph County Registry; the Sunset Medical Building LLC property described in Deed Book 2125, Page 760, Randolph County Registry and in Plat Book 61, Page 91, Randolph County Registry; the Randolph County Partnership for Children property described in Deed Book 1636, Page 1316, Randolph County Registry and in Plat Book 61, Page 91, Randolph County Registry; and the K.A.C.S. Holdings LLC property described in Deed Book 2367, Page 596, Randolph County Registry) by following the proposed 56.67-foot right-of-way line (subsequent to the Asheboro City Council's adoption of the permanent street closure order, this 56.67-foot right-of-way line will be the new southern margin of the public right-of-way for Sunset Avenue) the next four bearings and distances: North 87 degrees 20 minutes 26 seconds West 266.55 feet to a 5/8-inch existing iron rod flush with the ground with a cap; thence North 87 degrees 19 minutes 29 seconds West 35.03 feet to a 3/4-inch existing iron pipe flush with the ground; thence North 87 degrees 21 minutes 59 seconds West 132.93 to a 1-inch existing iron pipe flush with the ground; thence North 87 degrees 19 minutes 45 seconds West 127.54 feet to a 5/8-inch existing iron rod flush with the ground at the northwest corner of Street Closure Area 2 (this 5/8-inch existing iron rod is located South 38 degrees 32 minutes 21 seconds West 38.32 feet from a mag nail set in the centerline of the intersection of Sunset Avenue and Davis Street and located by means of the North Carolina Coordinate System at the coordinates of North 712,847.85 Ground US Survey Feet and East 1,756,896.28 Ground US Survey Feet (NAD 83 (2011)); thence departing from the northern boundary line for Street Closure Area 2, which is also the proposed 56.67-foot right-of-way line for the south side of Sunset Avenue, in order to follow the western boundary line for Street Closure Area 2 South 00 degrees 45 minutes 48 seconds West 3.93 feet across the portion of the existing public right-of-way for Sunset Avenue proposed for permanent closure to a computed point; thence departing from the western boundary line for Street Closure Area 2 and running along the southern boundary line for Street Closure Area 2 by following the existing 70-foot right-of-way line for the south side of Sunset Avenue the next two bearings and distances: South 87 degrees 20 minutes 26 seconds East 295.34 feet to a 3/4-inch existing iron pipe flush with the ground; thence South 87 degrees 20 minutes 26 seconds East 266.49 feet to a computed point in the western margin of the public right-of-way for South Church Street; thence departing from the southern boundary line for Street Closure Area 2, which is the existing 70-foot right-of-way line, and following the eastern boundary line for Street Closure Area 2 the next bearing and distance along the western margin for the public right-of-way for South Church Street: North 03 degrees 52 minutes 37 seconds East 3.95 feet to the point and place of the BEGINNING, and being all of that certain 2,215 square feet of land, more or less, encompassed by the preceding metes and bounds description.

*The preceding description is in accordance with sheet 2 of a 2-sheet plat of survey titled "Survey For: **Sunset Avenue Street Closure** From Church Street to Davis Street" that was drawn under the supervision of Dan W. Tanner, II, a Professional Land Surveyor with license number L-4787. This plat of survey, which is identified by Job # 12564 and lists in the title block the date of January 26, 2021, is hereby incorporated into this Ordinance by reference as if copied fully herein.*

The plat of survey referenced in the immediately preceding paragraph is recorded in Plat Book _____, Page _____, Randolph County Registry.

Section 3. This Ordinance shall take effect and be in force from and after the date of its adoption.

Section 4. Any person aggrieved by the permanent closure of the above-described portions of the public right-of-way for Sunset Avenue between Church Street and Davis Street may appeal the adoption of this Ordinance to the General Court of Justice of Randolph County, North Carolina within 30 days after the adoption of the Ordinance.

Section 5. In the event there is no appeal within thirty (30) days after the adoption of this Ordinance, a certified copy of the Ordinance shall be filed in the Office of the Register of Deeds of Randolph County, North Carolina as provided by law.

This Ordinance was approved by the Asheboro City Council in open session during a regular meeting held on June 10, 2021.

/s/David H. Smith
David H. Smith, Mayor

CITY SEAL

ATTEST:

/s/Tammy M. Williams
Tammy M Williams, Deputy City Clerk

10. Annexation Petitions.

(a) Property Owned by Robert and Kelly Link at 2835 Zoo Parkway

Mayor Smith opened the public hearing on the question of the annexation petition submitted by Robert and Kelly Link. The petition requested the non-contiguous annexation of land located at 2835 Zoo Parkway.

As part of the public hearing, City Engineer Michael Leonard, PE presented the staff's analysis of the annexation petition. Mayor Smith then invited comments from the public, but none were offered. In the absence of any additional testimony, Mayor Smith transitioned to the deliberative phase of the hearing.

Council Member Burks moved, and Council Member Swiers seconded the motion, to adopt the following annexation ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

ORDINANCE NO. 24 ORD 6-21

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

**AN ORDINANCE EXTENDING THE ASHEBORO CITY LIMITS BY
ANNEXING APPROXIMATELY 1.580 ACRES OF LAND AT 2835 ZOO
PARKWAY THAT ARE NOT CONTIGUOUS WITH THE
EXISTING PRIMARY CITY LIMITS**

WHEREAS, in accordance with Section 160A-58.1 of the North Carolina General Statutes, Robert Link and wife, Kelly Link (the “Petitioners”) petitioned the Asheboro City Council (the “Council”) to annex into the Asheboro satellite city limits two parcels of land (Randolph County Parcel Identification Numbers 7669386681 and 7669386710) owned by the Petitioners at 2835 Zoo Parkway; and

WHEREAS, the territory proposed for annexation is more specifically described by metes and bounds in Section 1 of this Ordinance; and

WHEREAS, on May 6, 2021, by means of a duly adopted resolution (Resolution Number 10 RES 5-21), the Council directed the city clerk to investigate the sufficiency of the petition submitted by Mr. and Ms. Link, and the city clerk has in fact certified the sufficiency of their annexation petition; and

WHEREAS, pursuant to Asheboro City Council Resolution Number 11 RES 5-21, a legal notice was published on May 20, 2021, in *The Courier-Tribune*, a newspaper with general circulation in the City of Asheboro, announcing that a public hearing to consider the adoption of an ordinance annexing the described territory into the City of Asheboro would be held during the Council’s next regular meeting, which was scheduled to begin at 7:00 p.m. on June 10, 2021, in the council chamber on the second floor of Asheboro City Hall, 146 North Church Street, Asheboro, North Carolina 27203; and

WHEREAS, the public hearing was held, as advertised, on June 10, 2021; and

WHEREAS, the Council finds that the area described within the petition meets the standards of Section 160A-58.1(b) of the North Carolina General Statutes, to wit:

- (a) The nearest point on the proposed satellite corporate limits is not more than three miles from the primary corporate limits of the City of Asheboro;
- (b) No point on the proposed satellite corporate limits line is closer to the primary corporate limits of another municipality than to the primary corporate limits of the City of Asheboro;
- (c) The area for which annexation is requested is situated so that the City of Asheboro will be able to provide the same services within the proposed satellite corporate limits that are provided within the primary corporate limits; and
- (d) A subdivision will not be fragmented by the requested annexation; and

WHEREAS, the Council has concluded that all of the land owners, who are required by law to sign the annexation petition, have in fact signed the petition; and

WHEREAS, the Council further finds that the annexation petition is otherwise valid and that the public health, safety, and welfare of the City of Asheboro and the area proposed for annexation will be best served by annexing the territory described in Section 1 of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro as follows:

Section 1. By virtue of the authority granted in Section 160A-58.2 of the North Carolina General Statutes, the following described non-contiguous territory is annexed, attached to, and hereby becomes a part of the City of Asheboro, North Carolina:

Grant Township, Randolph County, North Carolina:

BEGINNING on the proposed Asheboro satellite city limits line at a 3/4-inch existing iron pipe 8 inches below ground in the eastern margin of the 60-foot public right-of-way for Zoo Parkway (North Carolina Highway 159) at the shared corner of the Wade Through Minnie Creeks Properties, LLC property described in the Office of the Register of Deeds for Randolph County, North Carolina (the “Randolph County Registry”) in Deed Book 2366 at Page 457 and the Robert Link and wife, Kelly Link property described in Deed Book 2663, Page 544, Randolph County Registry (the Robert Link and wife, Kelly Link property described in Deed Book 2663, Page 544, Randolph County Registry is the property for which annexation has been requested and will be hereinafter referred to as the “Annexation Territory”), the described beginning point at the shared corner of the Wade Through Minnie Creeks Properties, LLC property and the Annexation Territory is located by means of the North Carolina Coordinate System at the coordinates of North 698,683.35 feet and East 1,763,551.87 feet (NAD 83 (2011)); thence from the beginning point departing from the eastern margin of the public right-of-way for Zoo Parkway and following the proposed Asheboro satellite city limits line along the Wade Through Minnie Creeks Properties, LLC property described in Deed Book 2366, Page 457, Randolph County Registry the next bearing and distance: North 52 degrees 43 minutes 27 seconds East 279.90 feet to a 1/2-inch existing iron rod 3 inches above ground at the northernmost corner of the Annexation Territory, this 1/2-inch existing iron rod is located by means of the North Carolina Coordinate System at the coordinates of North 698,852.87 feet and East 1,763,774.59 feet (NAD 83 (2011)); thence continuing to follow the proposed Asheboro satellite city limits line along the Wade Through Minnie Creeks Properties, LLC property described in Deed Book 2366, Page 457, Randolph County Registry by departing from the northernmost corner of the Annexation Territory and proceeding the next two bearings and distances: South 36 degrees 32 minutes 05 seconds East 45.70 feet to a 1/2-inch existing iron pipe 6 inches above ground; thence South 36 degrees 19 minutes 12 seconds East 199.72 feet to a 1-inch existing iron pipe 1 inch above ground at the corner shared by the Annexation Territory with the William E. Hunt, Jr. property described in Deed Book 1334, Page 300, Randolph County Registry, the 1-inch existing iron pipe at this shared corner is located by means of the North Carolina Coordinate System at the coordinates of North 698,654.64 feet and East 1,763,917.09 feet (NAD 83 (2011)); thence continuing to follow the proposed Asheboro satellite city limits line along the William E. Hunt, Jr. property described in Deed Book 1334, Page 300, Randolph County Registry the next bearing and distance: South 51 degrees 40 minutes 53 seconds West 274.77 feet to a 1/2-inch existing iron rod 3 inches below ground in the eastern margin of the public right-of-way for Zoo Parkway at the southernmost corner of the Annexation Territory; thence continuing to follow the proposed Asheboro satellite city limits line by departing from the southernmost corner of the Annexation Territory and following the eastern margin of the public right-of-way for Zoo Parkway the next two bearings and distances: North 37 degrees 44 minutes 27 seconds West 199.71 feet to a 1/2-inch existing iron rod flush with the ground, this 1/2-inch existing iron rod is located by means of the North Carolina Coordinate System at the coordinates of North 698,642.79 feet and East 1,763,582.27 feet (NAD 83 (2011)); thence North 36 degrees 51 minutes 21 seconds West 50.69 feet to the point and place of BEGINNING, and containing 1.580 acres of land, more or less, within the Annexation Territory that is proposed for annexation into the satellite corporate limits of the City of Asheboro.

The above-listed description is in accordance with a plat of survey identified as Project No. 5815 and titled “ANNEXATION SURVEY FOR ROBERT LINK and wife, KELLY LINK.” The plat of survey was drawn under the supervision of William C. Burrow, Professional Land Surveyor with License Number L-2497.

The plat of survey referenced in the immediately preceding paragraph is recorded in Plat Book _____, Page _____, Randolph County Registry.

Section 2. Upon and after June 30, 2021, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force

in the City of Asheboro and shall be entitled to the same privileges and benefits as other parts of the City of Asheboro. The above-described territory shall be subject to municipal taxes according to Section 160A-58.10 of the North Carolina General Statutes.

Section 3. The Mayor of the City of Asheboro shall cause to be recorded in the Office of the Randolph County Register of Deeds and in the Office of the North Carolina Secretary of State an accurate map of the annexed territory that is described in Section 1 of this Ordinance together with a duly certified copy of this Ordinance. Such a map shall also be delivered to the Randolph County Board of Elections as required by Section 163-288.1 of the North Carolina General Statutes.

Section 4. All ordinances and clauses of ordinances in conflict with this Ordinance are hereby repealed.

Section 5. This Ordinance shall be in full force and effect upon and after June 30, 2021.

This Ordinance was adopted by the Asheboro City Council in open session during a regular meeting held on June 10, 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

Approved as to form:

/s/Jeffrey C. Sugg
Jeffrey C. Sugg, City Attorney

(b) Property Owned by Charles Ridley at 416 Patton Avenue

Mayor Smith opened the public hearing on the question of the annexation petition submitted by Charles Ridley. This petition requested the contiguous annexation of land located at 416 Patton Avenue.

As part of the public hearing, City Engineer Michael Leonard, PE presented the staff's analysis of the annexation petition. Mayor Smith then invited comments from the public, but none were offered. In the absence of any additional testimony, Mayor Smith transitioned to the deliberative phase of the hearing.

Council Member Burks moved, and Council Member Snuggs seconded the motion, to adopt the following annexation ordinance by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

ORDINANCE NO. 25 ORD 6-21

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

**AN ORDINANCE EXTENDING THE ASHEBORO CITY LIMITS BY
ANNEXING APPROXIMATELY 0.470 ACRES OF LAND CONTIGUOUS TO
THE EXISTING PRIMARY CITY LIMITS AT 416 PATTON AVENUE**

WHEREAS, in accordance with Section 160A-31 of the North Carolina General Statutes, Charles Morris Ridley (the “Petitioner”) petitioned the Asheboro City Council (the “Council”) to annex into the Asheboro primary city limits a parcel of land (Randolph County Parcel Identification Number 7761522157) owned by the Petitioner at 416 Patton Avenue; and

WHEREAS, the territory proposed for annexation is more specifically described by metes and bounds in Section 1 of this Ordinance; and

WHEREAS, on May 6, 2021, by means of a duly adopted resolution (Resolution Number 12 RES 5-21), the Council directed the city clerk to investigate the sufficiency of the petition submitted by Mr. Ridley, and the city clerk has in fact certified the sufficiency of his annexation petition; and

WHEREAS, pursuant to Asheboro City Council Resolution Number 13 RES 5-21, a legal notice was published on May 25, 2021, in *The Courier-Tribune*, a newspaper with general circulation in the City of Asheboro, announcing that a public hearing to consider the adoption of an ordinance annexing the described territory into the City of Asheboro would be held during the Council’s next regular meeting, which was scheduled to begin at 7:00 p.m. on June 10, 2021, in the council chamber on the second floor of Asheboro City Hall, 146 North Church Street, Asheboro, North Carolina 27203; and

WHEREAS, the public hearing was held, as advertised, on June 10, 2021; and

WHEREAS, the Council has determined that the annexation petition meets the requirements of Section 160A-31 of the North Carolina General Statutes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro as follows:

Section 1. By virtue of the authority granted in Section 160A-31 of the North Carolina General Statutes, the following described contiguous territory is annexed, attached to, and hereby becomes part of the City of Asheboro:

Asheboro Township, Randolph County, North Carolina:

BEGINNING on the existing Asheboro primary city limits line at a 5/8-inch new iron rod set flush with the ground in the northern margin of the 60-foot public right-of-way for East Salisbury Street (North Carolina Secondary Road 2237) at the southwest corner of the Charles Morris Ridley property described in the Office of the Register of Deeds for Randolph County, North Carolina (the “Randolph County Registry”) in Deed Book 2748 at Page 2762 (the real property described in Deed Book 2748, Page 2762, Randolph County Registry is the tract of land for which Charles Morris Ridley has requested annexation into the City of Asheboro, and this land will be hereinafter referred to as the “Ridley Tract”); thence from the beginning point, departing from the northern margin of the public right-of-way for East Salisbury Street and crossing the

30-foot public right-of-way for Patton Avenue (North Carolina Secondary Road 2192), by proceeding along the existing Asheboro primary city limits line North 51 degrees 20 minutes 34 seconds West 38.47 feet to a 1/2-inch existing iron rod down 2 inches in the ground on the western margin of the public right-of-way for Patton Avenue; thence continuing to follow the existing Asheboro primary city limits line along the western margin of the public right-of-way for Patton Avenue the next bearing and distance: North 00 degrees 06 minutes 51 seconds West 174.74 feet to a 1/2-inch existing iron pipe flush with the ground at the northeast corner of the J-Mac Properties, LLC property described in Deed Book 2437, Page 770, Randolph County Registry; thence departing from the existing Asheboro primary city limits line and the western margin of the public right-of-way for Patton Avenue by proceeding across Patton Avenue in order to follow the proposed Asheboro primary city limits line the next bearing and distance: North 85 degrees 55 minutes 29 seconds East 29.23 feet to a 5/8-inch new iron rod set flush with the ground in the eastern margin of the public right-of-way for Patton Avenue at the northwest corner of the Ridley Tract; thence continuing to follow the proposed Asheboro primary city limits line along the northern boundary line of the Ridley Tract South 84 degrees 50 minutes 23 seconds East 74.26 feet to a 5/8-inch new iron rod set flush with the ground at the northeast corner of the Ridley Tract; thence departing from the northern boundary line of the Ridley Tract and running along the Crystal P. McClelland Coldiron and husband, Charles Coldiron property described in Deed Book 1633, Page 1074, Randolph County Registry in order to continue following the proposed Asheboro primary city limits line the next bearing and distance: South 00 degrees 33 minutes 27 seconds East 200.66 feet along the eastern boundary line of the Ridley Tract to an existing axle on the current Asheboro primary city limits line and in the northern margin of the public right-of-way for East Salisbury Street; thence following the existing Asheboro primary city limits line along the northern margin of the public right-of-way for East Salisbury Street the next bearing and distance: North 85 degrees 01 minute 57 seconds West 74.95 feet to the point and place of BEGINNING, and containing a total of 0.470 acres of land, more or less, to be annexed.

The above-stated legal description is in accordance with a plat of survey drawn under the supervision of Dan W. Tanner, II, Professional Land Surveyor with License Number L-4787. The plat of survey is titled "Annexation Survey For: Charles Morris Ridley."

The plat of survey referenced in the immediately preceding paragraph is recorded in Plat Book _____, Page _____, Randolph County Registry.

Section 2. Upon and after June 30, 2021, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Asheboro and shall be entitled to the same privileges and benefits as other parts of the City of Asheboro. The above-described territory shall be subject to municipal taxes according to Section 160A-58.10 of the North Carolina General Statutes.

Section 3. The Mayor of the City of Asheboro shall cause to be recorded in the Office of the Randolph County Register of Deeds and in the Office of the North Carolina Secretary of State an accurate map of the annexed territory that is described in Section 1 of this Ordinance together with a duly certified copy of this Ordinance. Such a map shall also be delivered to the Randolph County Board of Elections as required by Section 163-288.1 of the North Carolina General Statutes.

Section 4. All ordinances and clauses of ordinances in conflict with this Ordinance are hereby repealed.

Section 5. This Ordinance shall be in full force and effect upon and after June 30, 2021.

This Ordinance was adopted by the Asheboro City Council in open session during a regular meeting held on the June 10, 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

Approved as to form:

/s/Jeffrey C. Sugg
Jeffrey C. Sugg, City Attorney

11. Change Order Nos. 1 and 2 for the Wastewater Treatment Plant Clarifier Basins Painting and Rehabilitation Project.

Water Resources Director Michael Rhoney, PE reported that, after beginning the above-listed project, the condition of the concrete walls was found to be worse than thought at the time the project was advertised for bids. After Creative Resurfacing, LLC, which is the contractor on the project, completed pressure washing, it was discovered that a complete overlay of the structure with spray-on mortar will be needed in order to complete the project in accordance with the applicable specifications.

The third party coating inspector for the project confirmed the validity of this conclusion. Consequently, city staff recommended the approval of two change orders with Creative Resurfacing, LLC (one change order for each tank).

Change Order No. 1 increases the original contract price of \$242,550.00 by \$77,700.00 to a new contract price of \$320,250.00. The change order also increases the contract time by 12 calendar days with a new date for completion of all work of July 24, 2021.

Council Member Moffitt moved, and Council Member Redding seconded the motion, to approve Change Order No. 1. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

Change Order No. 2 increases the contract price by another \$77,700.00 to a new contract price, after accounting for both change orders, of \$397,950.00. This second change order increases the contract time by 7 calendar days with a new date for completion of all work of July 31, 2021.

Council Member Moffitt moved, and the motion was seconded by Council Member Snuggs, to approve Change Order No. 2. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes.

12. Electric Service Provider Resolution.

City Attorney Jeff Sugg presented and recommended adoption, by reference, of the resolution printed below that grants consent to Randolph Electric Membership Corporation (“REMC”) to serve as the exclusive provider of electric service within an area previously assigned to REMC by the North Carolina Utilities Commission. The elected officials concurred with this recommendation.

Consequently, Council Member Bell moved, and Council Member Redding seconded the motion, to approve the following resolution by reference. Council Members Bell, Burks, Carter, Moffitt, Redding, Snuggs, and Swiers voted aye. There were no dissenting votes and the following resolution was approved/adopted by reference.

RESOLUTION NUMBER 15 RES 6-21

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

**RESOLUTION GRANTING CONSENT TO RANDOLPH ELECTRIC
MEMBERSHIP CORPORATION TO SERVE AS THE EXCLUSIVE
PROVIDER OF ELECTRIC SERVICE TO AREA PREVIOUSLY ASSIGNED
TO RANDOLPH ELECTRIC MEMBERSHIP CORPORATION BY
THE NORTH CAROLINA UTILITIES COMMISSION**

WHEREAS, Section 160A-332(a)(6a) of the North Carolina General Statutes provides that, upon obtaining the prior written consent of a city, certain suppliers of electricity shall be the exclusive provider (hereinafter “Exclusive Provider” or “Exclusive Electric Provider”) of electric service within any area assigned to that supplier by the North Carolina Utilities Commission prior to the effective dates of annexation; and

WHEREAS, in approximately 1966, the North Carolina Utilities Commission assigned certain geographic areas (hereinafter the “Territory,” as set forth on **Attachment A**) located in the vicinity of the City of Asheboro to Randolph Electric Membership Corporation (hereinafter “Randolph EMC”); and

WHEREAS, Randolph EMC has constructed a safe, efficient, and reliable network of electric distribution lines and other facilities to serve that Territory and has continuously provided electric service in the Territory since approximately 1966; and

WHEREAS, allowing for Randolph EMC to continue serving as the Exclusive Provider of electricity in any annexed portions of the Territory will avoid the unnecessary duplication of electric lines and will promote safety and efficiencies in the delivery of service to the affected consumers and citizens; and

WHEREAS, as set forth on **Attachment B**, Duke Energy Carolinas, LLC, has consented to the City of Asheboro designating Randolph EMC as the Exclusive Electric Provider in the Territory and to Randolph EMC serving as the Exclusive Electric Provider in the Territory; and

WHEREAS, the Asheboro City Council (the “City Council”) deems it advisable to give its consent, as provided in Section 160A-332(a)(6a) of the North Carolina General Statutes, to designate Randolph EMC as the Exclusive Provider of electric service in the Territory.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro as follows:

Section 1. The City Council hereby consents, pursuant to Section 160A-332(a)(6a) of the North Carolina General Statutes, to the designation of Randolph EMC as the Exclusive Electric Provider within all of the Territory previously assigned to Randolph EMC by the North Carolina Utilities Commission, as set forth on **Attachment A**; and

Section 2. This Resolution shall be effective upon adoption.

This Resolution was adopted by the Asheboro City Council in open session during a regular meeting held on June 10, 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Tammy M. Williams
Tammy M. Williams, Deputy City Clerk

[Attachment A and Attachment B referenced in the immediately preceding resolution are attached to the original resolution and are on file in the city clerk's office.]

13. Upcoming Events and Items Not on the Agenda.

Mayor Smith and City Manager John Ogburn led a discussion of upcoming events for the city government and within the community.

There was no council action taken during this portion of the meeting.

There being no further business, the meeting was adjourned at 9:28 p.m.

Tammy M. Williams, Deputy City Clerk

David H. Smith, Mayor

**SPECIAL MEETING NOTICE
CITY COUNCIL OF THE CITY OF ASHEBORO**

MEETING DATE: TUESDAY, JUNE 22, 2021

MEETING TIME: 7:00 P.M.

LOCATION: COUNCIL CHAMBER ON THE 2ND FLOOR
OF ASHEBORO CITY HALL,
146 NORTH CHURCH STREET,
ASHEBORO, NORTH CAROLINA 27203

At 7:00 p.m. on Tuesday, June 22, 2021, the Asheboro City Council will convene for a special meeting in the council chamber located on the 2nd floor of Asheboro City Hall, 146 North Church Street, Asheboro, North Carolina 27203. The following agenda items will be considered and acted upon:

1. A consent agenda with budget ordinance and project ordinance amendment(s) pertaining to the city's current fiscal year (FY 2020-2021);
2. Final action on the proposed City of Asheboro Budget Ordinance for the upcoming fiscal year (FY 2021-2022);
3. An interlocal agreement with Randolph County for law enforcement dispatch services during FY 2021-2022;
4. Entering into closed session to discuss with the city attorney a matter that falls within the attorney-client privilege; and
5. Upon returning to open session, consideration of a resolution authorizing the city attorney to utilize the services of outside counsel.

The open sessions of this Asheboro City Council meeting are open to the public.

This special meeting notice was issued on the 18th day of June, 2021.

/s/David H. Smith
David H. Smith, Mayor

#

**SPECIAL MEETING
ASHEBORO CITY COUNCIL
CITY COUNCIL CHAMBER, ASHEBORO CITY HALL
TUESDAY JUNE 22, 2021
7:00 P.M.**

This being the time and place for a special meeting of the Asheboro City Council, a meeting was held with the following elected officials and city management team members present:

David H. Smith) – Mayor Presiding

Clark R. Bell)

Edward J. Burks)

Walker B. Moffitt) – Council Members Present
Jane H. Redding)
Katie L. Snuggs)

Linda H. Carter) – Council Members Absent
Charles A. Swiers)

John N. Ogburn, III, City Manager
Holly H. Doerr, CMC, NCCMC, City Clerk
Deborah P. Reaves, Finance Director
Jeffrey C. Sugg, City Attorney
Tammy M. Williams, Deputy City Clerk

1. Call to Order

A quorum thus being present, Mayor Smith called the meeting to order for the transaction of business, and business was transacted as follows.

2. Consent agenda:

Council Member Bell moved, and Council Member Burks seconded the motion, to approve/adopt, as presented, the following consent agenda items. Council Members Bell, Burks, Moffitt, Redding, and Snuggs voted aye. There were no dissenting votes.

(a) An ordinance to amend the General Fund for Fiscal Year 2020-2021.

26 ORD 6-21

ORDINANCE TO AMEND
THE GENERAL FUND
FY 2020-2021

WHEREAS, The City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in expenditures in comparison to the current fiscal year adopted budget, and;

WHEREAS, the City Council of the City of Asheboro wants to be in compliance with all generally accepted accounting principles, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

Section 1: That the following Revenue line item be decreased:

<u>Account #</u>	<u>Revenue Description</u>	<u>(decrease)</u>
10-399-0000	Fund Balance Appropriation	(764,800)

Section 2: That the following Expense line item be increased / (decreased):

<u>Account #</u>	<u>Expense Description</u>	<u>increase / (decrease)</u>
10-540-0200	Salaries	3,000
10-530-0200	Salaries	285,000
10-550-0200	Salaries	(200,000)
10-615-0200	Salaries	(35,000)

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10-620-0200	Salaries	25,000
10-580-0210	Salaries PT	(30,000)
10-550-0210	Salaries PT	(40,000)
10-615-0210	Salaries PT	(15,000)
10-490-0400	Professional Services	50,000
10-575-0400	Professional Services	(30,000)
10-590-0400	Professional Services	(5,000)
10-590-0401	Professional Services	(5,000)
10-590-2000	Computer Programming	(5,000)
10-615-1200	Programs	(8,000)
10-615-1201	Programs (Theatre)	(20,000)
10-615-1202	Programs (Concert)	(8,000)
10-620-1200	Athletic Programs	(40,000)
10-620-1201	Other Programs	(10,000)
10-620-1202	McCrary Park Lease	(5,000)
10-615-1301	Utilities Theatre	(5,000)
10-615-4800	Purchases for resale	(8,000)
10-620-8400	ADA Improvements	(8,000)
10-550-1500	Maintenance & Repair Bldg.	(25,000)
10-640-1500	Maintenance & Repair Bldg.	(10,000)
10-550-3402	Traffic Division Supplies	(15,000)
10-640-3400	Other Supplies	(8,000)
10-550-1600	Maintenance & Repair Eq.	(10,000)
10-500-1600	Maintenance & Repair Eq.	(35,000)
10-620-1600	Maintenance & Repair Eq.	(15,000)
10-640-1600	Maintenance & Repair Eq.	(8,000)
10-580-8300	Tipping fee	(100,000)
10-550-5800	Workers Compensation	(10,000)
10-510-5800	Workers Compensation	(25,000)
10-410-4700	Election / Referendum	(10,000)
10-440-5301	Software Subscription	(50,000)
10-440-5500	Tax Refunds	(45,000)
10-480-3501	Software Licenses	(8,000)
10-420-6000	Small Equipment	(2,000)
10-480-6000	Small Equipment	(2,000)
10-510-3500	Small Equipment	(25,000)
10-510-1100	Telephone	(20,000)
10-565-4600	Street Lighting Contracted	(100,000)
10-565-1700	Maintenance & Repair- Vehicle	(100,000)
10-545-1700	Maintenance & Repair- Vehicle	(2,000)
10-640-1600	Maintenance & Repair- Vehicle	(8,000)
10-440-1400	Travel, Schools Conference	(1,000)
10-420-1400	Travel, Schools Conference	(2,000)
10-545-1400	Travel, Schools Conference	(1,800)
10-510-1400	Travel, Schools, Conference	(5,000)
10-410-1400	Travel, Schools, Conference	(8,000)
	Increase / (Decrease)	(764,800)

Adopted this 22th day of June, 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

(b) Ordinance to amend the Water and Sewer Fund for Fiscal Year 2020-2021.

27 ORD 6-21

**ORDINANCE TO AMEND
THE WATER & SEWER FUND
FY 2020-2021**

WHEREAS, The City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in expenditures in comparison to the current fiscal year adopted budget, and;

WHEREAS, the City Council of the City of Asheboro wants to be in compliance with all generally accepted accounting principles, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

Section 1: That the following Revenue line item be decreased:

<u>Account #</u>	<u>Revenue Description</u>	<u>(decrease)</u>
30-399-0000	Fund Balance Appropriation	(837,800)
30-386-0000	DWSRF Loan Proceeds	<u>(2,300,000)</u>
	(Decrease)	(3,137,800)

Section 2: That the following Expense line item be increased / (decreased):

<u>Account #</u>	<u>Expense Description</u>	<u>increase / (decrease)</u>
30-720-0600	Unallocated Pay Changes	(32,000)
30-720-0210	Salaries- PT	(6,000)
30-720-0705	Retirement	6,000
30-720-2001	Software Support / upgrade	(40,000)
30-720-4503	Contracted Services	(60,000)
30-720-6000	Small Equipment	(6,000)
30-810-3401	Meter Replacement	40,000
30-810-0201	Overtime	(10,000)
30-820-0200	Salaries	20,000
30-820-1300	Utilities	(50,000)
30-820-4500	Contracted Services	(200,000)
30-830-0200	Salaries	(30,000)
30-830-0705	Retirement	20,000
30-830-0400	Professional Services	(50,000)
30-830-4500	Contracted Services	(258,000)
30-830-4504	Contracted Services Sludge	(54,000)
30-830-4507	Contracted Services	(5,000)
30-830-5800	Workers Compensation	(6,000)
30-830-6000	Small Equipment	(6,300)
30-830-3500	Chemicals	(20,000)
30-830-1600	Maint. & Repair Equipment	(70,000)
30-840-0200	Salaries	(20,000)
30-840-0201	Overtime	(5,000)
30-840-0210	Salaries PT	(8,000)
30-840-0705	Retirement	14,000
30-840-3600	Uniforms	(5,000)
30-840-5200	Easements	(2,500)

30-850-0201	Overtime	(8,000)
30-850-0210	Salaries PT	(9,000)
30-850-0705	Retirement	15,000
30-850-3400	Other Supplies & Materials	(50,000)
30-850-7400	Capital Outlay	(20,000)
30-870-0400	Professional Services	125,000
30-870-0401	Professional Services	(150,000)
30-870-0705	Retirement	15,000
30-870-4500	Contracted Services	(2,050,000)
30-870-7400	Capital Outlay	(240,000)
30-870-1800	Chemicals	53,000
30-880-0200	Salaries	5,000
30-880-0705	Retirement	10,000
30-880-3400	Other Supplies & Materials	10,000
	Increase / (Decrease)	(3,137,800)

Adopted this 22th day of June, 2021

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

3. Final action on the proposed City of Asheboro Budget Ordinance for Fiscal Year 2020-2021.

After introductory statements by Finance Director Deborah Reaves, the city council proceeded with taking final action on the budget for the upcoming fiscal year.

Council Member Bell moved, and Council Member Snuggs seconded the motion, to approve/adopt the following City of Asheboro Budget Ordinance for Fiscal Year 2021-2022. Council Members Bell, Burks, Moffitt, Redding, and Snuggs voted aye. There were no dissenting votes.

28 ORD 6-21

**CITY OF ASHEBORO
BUDGET ORDINANCE**

BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina in session assembled:

Section 1: The following amounts are hereby appropriated in the General Fund for the operation of the city government and its' activities for the fiscal year beginning July 1, 2021 and ending June 30, 2022, in accordance with the chart of accounts heretofore established for this City:

<u>ACCOUNT</u>	<u>DEPARTMENT OR FUNCTION</u>	<u>APPROPRIATION</u>
10-410	Mayor and Governing Body	137,155
10-420	City Manager's Office	267,372
10-440	Finance Office	565,308

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10-450	Legal & City Clerk	246,587
10-480	Information Technology	446,622
10-490	Planning/Community Development	2,050,142
10-500	Municipal Building Headquarters	135,990
10-510	Police Department	9,508,048
10-530	Fire Department	6,026,136
10-540	Building Inspections Department	124,019
10-545	Fire Inspections Department	273,224
10-550	Operations Division - Public Works	1,016,662
10-555	Fleet Maintenance	1,425,178
10-565	Street Maintenance	4,034,846
10-575	City Engineer Office	299,301
10-580	Environmental Services	2,526,585
10-590	Human Resources	418,420
10-615	Arts & Cultural Services	414,757
10-620	Recreation Services	2,027,576
10-625	Municipal Golf Course	232,003
10-630	Library	141,884
10-640	Facilities Maintenance	2,207,839
10-650	Airport Authority	121,415
Total Appropriations		34,647,069

Section 2: It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Ad Valorem Taxes (Real & Vehicle)	16,749,671
Tax Interest	25,279
Tax on Short Term Rental Vehicles	40,709
ABC Board Revenue	287,400
Beer & Wine Tax Revenue	111,182
Cable TV Franchise	15,198
Concessions and Merchandise	21,332
Contracted Maintenance NCDOT	14,794
Utilities Franchise Tax - State	2,489,883
Powell Bill Allocation - State	629,274
Local Sales Tax & Hold Harmless Funds	6,690,220
Building Permits	107,464
Inspection Fees	65,265
Rezoning, Stone, Burial Fees & Cemetery Fees	25,470
Charges for Services – Refuse / Recycle Collection	1,787,328
Recreation Program Revenues	252,230
Sales of Fixed Assets / Materials	26,570
Proceeds of Lease Purchase Financing	2,207,000
Reimbursement from Asheboro City Schools –SRO Officers	263,181
Fund Balance Appropriated	2,571,413
All Other Revenues	266,206
Total Estimated Revenues	34,647,069

Section 3: There is hereby levied a tax at the rate of sixty six and a half cents (\$.665) per one hundred (\$100) valuation of property as listed for taxes as of January 1 for the purpose of raising the revenue listed as " Current Year's Taxes" in the General Fund in Section 2 of this ordinance.

This rate is based on a total valuation of property for the purposes of taxation of \$2.5 billion, and an estimated rate of collection of 98.0%.

Section 4: The following General Fund Fees are hereby adopted for provision of services by the city government for the fiscal year beginning July 1, 2021.

Sanitation Department Fees:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
90 Gallon Residential Garbage Can / per month	\$12
90 Gallon Commercial Can / per month	\$12
90 Gallon Residential Recycle Can / per month	\$2
90 Gallon Commercial Recycle Can / per month	\$2
Residential Dumpster / per pick-up	\$31
Commercial Dumpster / per pick-up	\$31
Above Dumpsters billed <u>monthly</u> based on annualized collection schedule	
Missed Residential Dumpster / per pick-up	\$40
Missed Commercial Dumpster / per pick-up	\$44
Compaction Dumpster / per pick-up	\$44
Missed Compaction Dumpster / per pick-up	\$54
Dumpster Rent / per month	\$21
Dumpster Clean / Replace / each	\$100
Cardboard Dumpster / per pick-up	\$20
Recycling Dumpster / per pick-up	\$20
Yard Waste Collection per scoop	
First and Second scoop*	\$0
Each scoop thereafter*	\$12
*Applicable to brush that is within specifications	
Waste left in ditch, curb or street per scoop	\$24
Waste out of Specs per scoop	\$24
Waste after hours / emergency collection-	\$50
cost per scoop	
Tires Collection / each	\$5
C&D /Building Materials / per scoop	\$20
Curb side pick-up	\$10
Electronics Collection	\$10
White Goods Collection	\$10

Recycling Transfer Station Fees:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Tipping Fee per Ton	\$48

**[The remainder of this page was intentionally left blank.
The continuation of the ordinance is on the following page.]**

Planning Department Fees:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Rezoning- General District	\$200
Rezoning- Conditional Zoning District	\$550
Text Amendment	\$200
Special Use Permit	\$350
BOA: Appeal	\$0
Variance	\$250
Interpretation	\$250
Watershed Permit	\$25
Flood Zone Permit	\$75
Zoning Compliance Permits:	
SF Res	\$25
Duplex	\$100
MF Res	\$250
Commercial	\$250
Industrial / Institutional	\$250
SF Accessory Structure	\$25
Accessory Structure Commercial	\$50
Accessory Structure Industrial	\$50
Accessory Structure Institutional	\$50
Soil Evaluation	\$10
Change Occupancy	\$50
Change Use	\$250
Sign / sign type	\$25
Land Disturbance Permit	\$50
Temp Produce/Seasonal Sales Permit	\$50
Limited Duration Event Permit	\$50
Certificate of Zoning Compliance:	
SF Res	\$25
Duplex	\$25
MF Res	\$50
Commercial	\$100
Industrial	\$100
Change use	\$100
Subdivision	
Sketch	\$100
Preliminary	\$200
Final	\$200 + \$25 per lot
Minor	\$100
Zoning Verification Official Letter	
Residential	\$25
Non-Residential	\$75

**[The remainder of this page was intentionally left blank.
The continuation of the ordinance is on the following page.]**

Inspection Department Permit Fees:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Building Permit	\$5/\$1000 up to \$150,000; \$1.50/\$1,000 thereafter
Minimum Permit	\$50
Minimum Sign	\$30
Non-bid Jobs (new)	\$40/ sq. ft.
Habitable Space	\$20/ sq. ft.
Mobile Home	\$100
Swimming Pool	\$100
Demolition-Residential	\$75
Demolition-Commercial	\$150
Relocate Structure	\$120
Plumbing Permit	\$5 per fixture, \$50 minimum
Water/Sewer Line: House	\$50
Water/Sewer Line: Commercial/Large	\$100
Heating/ AC Permit	
Boiler	\$100
Gas Line-Residential	\$30
Gas Line-Commercial	\$50
Gas Furnace/Gas Pack	\$60
Gas Furnace / Gas Pack and AC up to 5 tons	\$100
Additional per ton over 5	\$10
Heat Pump	\$60
Mini Split	\$30
Oil Furnace	\$60
Refrigeration Units	
Minimum Permit	\$30
Per additional unit over 3	\$10
<u>CHANGE OUTS</u>	
Unit Change out (no duct work)	
Residential	\$50
Commercial	\$60
Commercial - greater than 5 ton	\$100
Commercial Grease Hood	\$50
Mobile Home Heating/ AC Unit	\$40
Gas Appliances	\$10 each
Minimum Permit	\$50
Electrical Permits	
Temporary service	\$30
Residential	\$60
Commercial	\$100 first 5000 sq. ft. \$5/1000 sq. ft. thereafter
Service Change	\$50
Electric Repair	
Residential	\$50
Commercial	\$100
Generator Installation	\$50
Mobile Home Service	\$60
Sign	\$30
Duplex	\$120
Apartments (each)	\$40
Minimum Permit	\$50

*Fee for work started without permit \$100 maximum

*The Inspection Department permit fee for work started without required permit(s) shall be double the amount above, up to a maximum of \$100, per project notwithstanding the number of permits required.

** A \$35 re-inspection fee may be assessed for a second and any subsequent failed inspections.

Fire Inspection Department Penalties:

Penalties

Non-Life Safety / offense /day until corrected before re-inspection	\$50
Non-Life Safety/offense/day until corrected after re-inspection	\$100
Non-Occupancy Life Safety / offense /day until corrected before re-inspection	\$150
Non-Occupancy Life Safety/offense/day until corrected after re-inspection	\$300
Occupancy Life Safety / person over limit	\$100
Exit Life Safety/ locked, blocked, obstructed exit	\$500

* The Fire Inspection Department permit fee for work started without required permit(s) shall be double the amount above, up to a maximum of \$100, per project notwithstanding the number of permits required.

Parks & Recreation Fees:

<u>Facility/Activity</u>	<u>City Resident</u>	<u>Non-Resident</u>
Lake Lucas:		
Daily Fishing Permit	\$3	\$4
Annual Fishing Permit	\$35	\$50
Daily Jon Boat Rental	\$8	\$12
Daily Canoe / Kayak Rental	\$6	\$10
Daily Kayak/Canoe Launch	\$2.50	\$3.50
Annual Kayak/Canoe Launch	\$35	\$50
Daily launch fee	\$7	\$9.50
Annual launch fee	\$100	\$135
Kayak Rental Spaces	\$60	\$85
Boat Rental Spaces	\$150	\$200
Lake Reese:		
Daily launch fee	\$7	\$9.50
Daily Kayak/Canoe Launch	\$2.50	\$3.50
Annual Kayak/Canoe Launch	\$35	\$50
Annual launch fee	\$100	\$135
Daily Duck hunting (per boat)	\$12.50	\$16
Baseball/Softball Field Rental:		
Rental per Hour (no lights)	\$15	\$20
Rental per Hour (with lights)	\$25	\$35
Tournament rental per weekend		
One Field	\$175	\$225
Two Fields	\$300	\$400
Concession Stand/Restroom	\$50	\$65

<u>Facility/Activity</u>	<u>City Resident</u>	<u>Non-Resident</u>
Additional Field Preparation	\$45	\$60
Youth Sports Fees:		
Registration fee		
Late fee applied after registration deadline	\$30	\$50
Sunset Theatre Rentals- Applies to All	\$10	\$10
Security Deposit		
Dark/Rehearsal (Multi-day use, 4 hour max)	\$100	
Non-Profit- Single Day (8 hour max)	\$60	
General Meeting/Party Rental (4 hour max)	\$175	
Private Event (8 hours max)	\$100	
Commercial/ For Profit (8 hours max)	\$300	
Rotary Pavilion at Bicentennial Park Rental	\$450	
Security Deposit		
Daily Rate	\$75	\$75
Non-Profit Government Rate	\$325	\$400
Skate Park	\$225	\$225
Daily admission		
15 admissions pass	\$1	\$2
1 year unlimited pass	\$10	\$25
Party Room Rental (per hour)	\$150	\$300
Shelter Rental	\$20	\$30
Memorial Park (upper): 10am-3pm; 3:30pm-dark	\$18	\$35
Full day	\$35	\$70
All other Parks: 10am-3pm; 3:30pm-dark	\$10	\$20
Full day	\$20	\$40
Tennis Courts		
Lights per hour per court	\$3	\$4
Pools:		
Public Swim (day)		
2 years & under w/ paying adult	\$0	\$0
3 years & older	\$3	\$3
Public Swim (night)		
2 years & under w/ paying adult	\$0	\$0
3 years & older	\$2	\$2
Public Lap Swim	\$2	\$2
Public Senior Swim	\$0	\$1
Swimming lessons (group)	\$25	\$30
Swimming lessons (private)	\$50	\$60
Swim Pass (15 admissions)	\$30	\$40
Pool Rental (2 hrs.) 0-50 people	\$150	\$225
Pool Rental (3 hrs.) 0-50 people	\$225	\$300
Golf Course:		
Walking Only	\$8	\$10
Riding 9 holes- w/ green fees	\$15	\$18
Riding 18 holes- w/ green fees	\$21	\$25
Twilight (after 3pm) 18 holes w/ green fees	\$16	\$20
<u>Facility/Activity</u>	<u>City Resident</u>	<u>Non-Resident</u>
Membership Fees		
Junior (Summer June-August)	\$75	\$125
Individual	\$365	\$465

<u>Facility/Activity</u>	<u>City Resident</u>	<u>Non-Resident</u>
Senior	\$290	\$390
Senior Couple	\$475	\$575
Family	\$600	n/a
Member Cart Fees		
Nine holes	\$6	\$7
Eighteen holes	\$11	\$13
Disk Golf Course		
Tournament Rental per day (8 hrs.)	\$100	\$175

****City Resident/Non-Resident rates are established according to the residence of the individual. City Residents need to obtain a REC card to receive the City Resident Rate.**

<u>Facility/Activity</u>	<u>City Resident</u>	<u>Non-Resident</u>
Recreation Center		
Adult Lap Swim	\$2.00	\$2.00
Aquatic & Group Fitness Classes	\$2.00	\$3.00
Aquatic & Group Class Pass (15 admissions)	\$20.00	\$35.00
Open Gym Activities	\$1.00	\$2.00
Senior Programs:		
Aquatic & Group Fitness	Free	\$1.00
Lap Swim	Free	\$1.00
Open Gym Activities	Free	\$1.00
Senior Games Practice	Free	Free
Rentals:		
Security Deposit	\$100.00	\$100.00
Conference Room Rental/hr	\$20.00	\$30.00
Multipurpose Room Rental/hr	\$40.00	\$60.00
Gym Rental / hr	\$60.00	\$90.00
Pool Rental – 2 hours	\$120.00	\$180.00
Pool Rental – 3 hours	\$180.00	\$270.00
Downtown Farmers' Market	Vendor	
Daily Fee (1 space)	\$5	
Daily Fee (2 Spaces)	\$15	
Running/Walking Events	Non-Profit Fee	Event Fee
Bicentennial Park Certified 5K Course	\$225.00	\$300.00
Memorial Park Certified 5K Course	\$300.00	\$400.00
Memorial Park Certified 10K Course	\$375.00	\$500.00
Non-Conforming Courses (need approval)	\$525.00	\$700.00

Running/Walking Event fees are in additional to the Facility Rental Fees of each park.

**[The remainder of this page was intentionally left blank.
The continuation of the ordinance is on the following page.]**

Section 5: The following amounts are hereby appropriated in the Water and Sewer Fund for the operation of the city government and its’ activities for the fiscal year beginning July 1, 2021 and ending June 30, 2022, in accordance with the chart of accounts heretofore established for this City:

<u>ACCOUNT</u>	<u>DEPARTMENT OR FUNCTION</u>	<u>APPROPRIATION</u>
30-720	Billing and Collecting	612,757
30-810	Water Meter Operations	644,452
30-820	Water Supply and Treatment	6,599,194
30-830	Wastewater Treatment	3,554,168
30-840	Water Maintenance	1,633,081
30-850	Wastewater Maintenance	1,814,309
30-860	Technical Services	266,345
30-870	Systems Maintenance	4,521,347
30-880	Water Quality	811,070
Total Appropriations		20,456,723

Section 6: It is estimated that the following revenues will be available in the Water and Sewer Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Sale of Water	6,600,000
Sewer Charges	5,126,000
Sampling and Monitoring Fees	25,000
Surcharges	100,000
Septic Tank Discharges	43,000
Water and Sewer Connection Fees	61,000
Late & Return Check Fees	303,000
Loan / Grant Proceeds	3,855,140
Other Revenues	172,300
Retained Earnings	4,171,283
Total Estimated Revenues	20,456,723

Section 7: The following Water & Sewer Fund Fees are hereby adopted for provision of services by the city government for the fiscal year beginning July 1, 2021.

Water and Sewer Billing Department

<u>SERVICE</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
Monthly Cost		
Water Minimum Fee	\$13.91	\$34.78
Sewer Minimum Fee	\$17.18	\$42.95
Above referenced minimum bill includes 150 cubic ft. usage		
Consumption Fee- above min. for all above referenced customers		
Water-per 100 cu. ft. over 150 cu. ft.	\$2.74	\$6.85
Sewer-per 100 cu. ft. over 150 cu. ft.	\$2.81	\$7.03
Water Only Service (metered)		
Minimum fee (includes 150 cf. usage)	n/a	\$34.78
Consumption Fee per 100 cf. over min	n/a	\$6.85

<u>SERVICE</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
Sewer Only Service (metered)		
Minimum fee (includes 150 cf. usage)	\$17.18	\$42.95
Consumption Fee per 100 cf. over min	\$2.81	\$7.03
Sewer Only Service (non-metered)	\$22.80	\$45.60
Deposit for Service	\$140	\$160
Deposits on accounts are applied to final bill upon termination of service		
Low Pressure Sewer System (per pump)	\$10	
Landfill Leachate Fee	\$1.39 per 100 cf	
Fees:		
Return Check/Draft Fee	\$35	\$35
Partial Payment Fee	\$10	\$10
Tamper Fee- First Occurrence	\$150	\$150
Tamper Fee- Second Occurrence	\$500	\$500
Late payment charge* - tier 1	\$10	\$10
Late payment charge* - tier 2	\$20	\$20
Cleaning / Inspection connection	\$10	\$10

* Payments must be received by 5:00 pm on the due date to avoid the late payment charge. Payments “in route” are subject to the late fee as they are not yet received.

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Water and Sewer Maintenance Department

<u>SERVICE</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
Water Tap Rates		
¾” Complete Service	\$2,000	\$3,000
1” Complete Service	\$2,450	\$3,675
1 ½” Complete Service	\$4,100	\$6,150
2” Complete Service	\$4,200	\$6,300
¾” New Tap	\$1,000	\$1,500
1” New Tap	\$1,225	\$1,838
1 ½” New Tap	\$2,050	\$3,075
2” New Tap	\$2,100	\$3,150
¾” New Meter, Setter, Box	\$1,000	\$1,500
1” New Meter, Setter, Box	\$1,225	\$1,838
1 ½” New Meter, Setter, Box	\$2,050	\$3,075
2” New Meter, Setter, Box	\$2,100	\$3,150
¾” New Meter, existing svc.	\$250	\$375
1” New Meter, existing svc.	\$400	\$600
1 ½” New Meter, existing svc.	\$600	\$900
2” New Meter, existing svc.	\$750	\$1,125
Services not listed	Cost	Cost plus 50%
Sewer Tap Rates		
4” Complete Service	\$1,300	\$3,250
6” Complete Service	\$1,700	\$4,250
Services not listed	Cost	Cost plus 100%

Grinder Pump Station Install for low pressure sewer system inside City Limits: \$8000

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Water Resources Division Fees

WATER/WASTEWATER PARAMETER ANALYSIS			
Parameter	Cost/Analysis	Parameter	Cost/Analysis
Acidity	\$8.00	Nitrite Nitrogen	\$15.00
Alkalinity	\$10.00	Total Kjeldahl Nitrogen	\$18.00
Ammonia Nitrogen	\$18.00	Phosphorus - Total	\$15.00
BOD (5-day)	\$25.00	Phosphorus - Ortho	\$12.00
Chlorine	\$10.00	pH & Temperature	\$8.00
ULR Chlorine	\$15.00	Total Solids	\$10.00
Chloride	\$15.00	Total Suspended Solids	\$10.00
COD	\$20.00	Settleable Solids	\$8.00
Conductivity	\$10.00	Sulfate	\$15.00
Cyanide	\$30.00	TOC	\$30.00
Dissolved Oxygen	\$8.00	Turbidity	\$10.00
DOC	\$40.00	UV254	\$25.00
Fluoride	\$15.00	Fecal Coliform	\$30.00
Hardness - Total	\$12.00	E-coli (P/A)	\$25.00
Hardness - Calcium	\$12.00	Total Coliform (P/A)	\$25.00
Hardness - Magnesium	\$10.00	Heterotrophic Count	Plate \$25.00
Nitrate Nitrogen	\$20.00	Source Water (Quanti-Tray)	\$30.00

METALS ANALYSIS			
Parameter	Cost/Analysis	Parameter	Cost/Analysis
Aluminum	\$25.00	Manganese	\$20.00
Arsenic	\$20.00	Mercury	\$30.00
Cadmium	\$20.00	Molybdenum	\$20.00
Chromium	\$20.00	Nickel	\$20.00
Copper	\$20.00	Selenium	\$20.00
Iron	\$20.00	Silver	\$20.00
Lead	\$20.00	Zinc	\$20.00

Analysis fees not specified herein will be provided by commercial laboratory at contracted cost

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Water Resources Division Fees (continued)

LABORATORY/COMPOSITE SAMPLING CHARGES			
Parameter	Cost/Analysis	Parameter	Cost/Analysis
Thermometer Certification (NIST)	\$25.00	Annual Curve – Spec Parameter	\$100.00
Sampling Cost per day for sites requiring City provided flow proportional sampler	\$55.00	Sampling Cost per day for sites with customer provided flow proportional sampler	\$30.00

HAULED WASTEWATER CHARGE			
Parameter	Cost/Analysis	Parameter	Cost/Analysis
Any tanker truck size up to 2,500 gallons/load (excludes Recreational Vehicles)	\$65.00	Recreational Vehicle Tank	\$10.00

INDUSTRIAL SURCHARGES
All industrial users of the POTW are subject to industrial waste surcharges on discharges, which exceed the following levels:

Parameter	First Limit	Charges per Pounds In Excess
BOD	300 mg/l	\$0.15
COD	750 mg/l	\$0.06
TSS	300 mg/l	\$0.31
TKN	45 mg/l	\$0.92

Section 8: The Budget Officer is hereby authorized to transfer appropriations as contained herein under the following conditions:

- a. He/she may transfer between line item expenditures within a department without limitation and without a report being required.
- b. He/she may transfer amounts between departments, within the same fund. He/she must make an official report on such transfers in excess of \$5,000 at the next regular meeting of the Governing Board.
- c. He/she may not transfer any amounts between funds, except as approved by the Governing Board in the Budget Ordinance as amended.

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Section 9: The Budget Officer may make cash advances between funds for periods not to exceed 60 days without reporting to the Governing Board.

Section 10: Copies of this Budget Ordinance shall be furnished to the City Clerk, to the Governing Board and to the Budget Officer and Finance Director to be kept on file by them for their direction in the disbursement of funds. A copy will also be available at the City of Asheboro website: www.asheboronc.gov.

TOTAL GROSS BUDGET \$55,103,792

Adopted this the 22nd day of June 2021.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

4. Interlocal agreement with Randolph County for law enforcement dispatch services for FY 2021-2022.

City Manager John Ogburn presented and recommended approval, by reference, of an interlocal agreement with Randolph County for law enforcement dispatch services for Fiscal Year 2021-2022. Council Member Burks moved to approve the following agreement by reference, and Council Member Redding seconded the motion. Council Members Bell, Burks, Moffitt, Redding, and Snuggs voted aye. There were no dissenting votes.

STATE OF NORTH CAROLINA
COUNTY OF RANDOLPH

**INTERLOCAL AGREEMENT FOR
LAW ENFORCEMENT DISPATCH SERVICES**

This Interlocal Agreement (this “**Agreement**”) is made and entered into as of the date of the last signature affixed hereto, by and between the City of Asheboro (“**CITY**”) and Randolph County (“**COUNTY**”). (CITY and COUNTY are hereinafter collectively referred to as the “**Parties**.”)

WITNESSETH:

THAT WHEREAS, CITY desires to enter into a contract with COUNTY for it to provide law enforcement dispatch services for the CITY’s police department.

WHEREAS, COUNTY desires to provide CITY with law enforcement dispatch services on the terms and conditions provided herein.

NOW, THEREFORE, the Parties do agree and contract as follows:

ARTICLE 1. TERM OF AGREEMENT

1.1 Term of Agreement. The term of this Agreement is for one (1) year beginning on July 1, 2021 and terminating on June 30, 2022.

ARTICLE 2. INDEPENDENT CONTRACTOR STATUS AND SERVICES TO
BE PROVIDED BY THE RANDOLPH COUNTY

2.1 Independent Contractor Status. At all times when COUNTY and its personnel are rendering services pursuant to this Agreement they shall have the status of independent contractors with respect to CITY. The personnel provided for herein shall at all times be employees of COUNTY and not be employees of CITY. COUNTY shall be solely responsible for the supervision, control, and discipline of its personnel and for the direction of their work activities and assignments. COUNTY shall be solely responsible for the compensation of the personnel including all employee benefits. COUNTY shall be solely responsible for any injury to its personnel and their property.

2.2 Training, Equipping, Supervising, Credentialing. COUNTY is responsible for training, equipping, supervising, and credentialing the personnel provided for herein in a manner that complies with all applicable laws and rules and ensures that they are able to perform services under this Agreement.

2.3 Services to be Provided by COUNTY. COUNTY shall provide law enforcement dispatch services for CITY as provided in Attachment A, Scope of Services, attached to this Agreement and fully incorporated herein by reference.

ARTICLE 3. OBLIGATIONS OF CITY

3.1 Compensation. CITY shall pay COUNTY wages and associated benefits for four (4) full-time telecommunicator positions as provided in paragraph (a) below.

(a) CITY shall remit to COUNTY monthly the sum of Twenty Thousand Six Hundred Eighty-Six and 33/100 Dollars (\$20,686.33) for services rendered pursuant to this Agreement.

(b) In no event shall the amount remitted by the CITY under this Agreement be more than Two Hundred Forty-Eight Thousand Two Hundred and Thirty-Six and no/100 Dollars (\$248,236.00).

ARTICLE 4. GENERAL PROVISIONS

4.1 Time of Essence. Time is of the essence in performing all obligations under this Agreement.

4.2 Compliance with Laws: COUNTY shall comply with all laws, ordinances, codes, rules, regulations, and licensing requirements that are applicable to the conduct of its activities, including those of federal, state, and local agencies having jurisdiction or authority.

4.3 Subcontracting. COUNTY shall not subcontract the performance of its obligations.

4.4 Termination. Either Party may terminate this Agreement at any time by giving one hundred twenty (120) days' notice in writing to the other Party. Upon such termination, CITY shall pay COUNTY for unpaid services completed.

4.5 Assignment. COUNTY shall not assign this Agreement or any interest herein.

4.6 Amendments: This Agreement shall not be amended orally or by performance, but only by written amendments executed by the COUNTY and CITY.

4.7 Entire Agreement: This Agreement, including any exhibits hereto, is the entire agreement between the Parties and supersedes all prior oral or written communications and agreements.

4.8 Survival Clause. The following shall survive the termination or expiration this Agreement: (a) all obligations and liabilities that accrue under this Agreement before the termination or expiration of this Agreement, (b) all obligations under this Agreement to provide reports, documentation, or information to the other Party or to third parties, (c) all indemnity obligations imposed by this Agreement, (d) all provisions of this Agreement that impose an obligation after termination or expiration of this Agreement, and (e) all obligations under this Agreement which by their nature or context are intended to be performed after the termination or expiration of this Agreement.

4.9 Iran Divestment. Pursuant to N.C. Gen. Stat. §147-86.59, the Parties each certify that it is not identified on a list created by the North Carolina State Treasurer pursuant to N.C. Gen. Stat. §147-86.58 as a person engaging in investment activities in Iran. Contractor further certifies that in the performance of this Contract it shall not use any contractor or subcontractor that is identified on such a list.

4.10 E-Verify. Each party to this Agreement hereby attests that it currently complies with and shall continue to comply with, for the duration of this Agreement, Article 2 of Chapter 64 of the North Carolina General Statutes (commonly referred to as "E-Verify") and further attests that it ensures and continues to ensure that any subcontractors utilized by said party also comply with said Article.

IN WITNESS WHEREOF, CITY and COUNTY have each executed this Agreement in duplicate originals.

(SEAL)

COUNTY OF RANDOLPH

Attest:

By: _____
Darrell L. Frye, Chairman
Randolph County Board of
Commissioners

Dana Crisco, Clerk to the Board

[The remainder of this page was intentionally left blank.
The notarial certificate is on the following page.]

I, _____, a Notary Public of the County of Randolph, State of North Carolina, do hereby certify that Dana Crisco, who is personally known to me, appeared before me this day and acknowledged that she is the Clerk to the Board for the County of Randolph and that, by authority duly given and as the act of the County of Randolph, the foregoing instrument was voluntarily executed on behalf of the County by Darrell L. Frye, the Chairman of its Board of Commissioners, sealed with the County's corporate seal, and attested by her as Clerk to the Board for the purposes stated therein.

Witness my hand and official stamp or seal, this _____ day of _____, 2021.

Notary Public

My Commission expires: _____.

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

William Massie, Finance Officer
Randolph County
CITY OF ASHEBORO

(SEAL)

Attest:

By: _____
David H. Smith, Mayor
City of Asheboro

Holly H. Doerr, City Clerk

I, _____, a Notary Public of the County of Randolph, State of North Carolina, do hereby certify that Holly H. Doerr, who is personally known to me, appeared before me this day and acknowledged that she is the City Clerk for the City of Asheboro and that, by authority duly given and as the act of the City of Asheboro, the foregoing instrument was voluntarily executed on behalf of the City by David H. Smith, the Mayor, sealed with the City's seal, and attested by her as Clerk for the purposes stated therein.

Witness my hand and official stamp or seal, this _____ day of _____, 2021.

Notary Public

My Commission expires: _____.

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

Deborah P. Reaves, Finance Officer
City of Asheboro

ATTACHMENT A
SCOPE OF SERVICES

1. Answer incoming non-emergency seven-digit telephone line calls for the cities and towns – assisting callers with related questions or issues.
2. Provide safety checks for the officers via radio while on calls, traffic stops, follow-up investigations, etc...
3. Provide cross-communication functions with other public-safety agencies and coordinate appropriate actions to assist the field officers.
4. Contact the Magistrate or other (outside) public-safety officers to assist with related calls or needs within the CITY.
5. Arrange locations for officers to meet other outside officers regarding warrant, suspect, or detainee transactions.
6. Provide cross-communication and coordination with outside agencies and provide constant radio contact with all agencies involved during a vehicle or foot pursuit as it enters or exits the CITY limits.
7. Call utility services, business/property owners, alarm companies, etc... as needed and/or requested by field officers.
8. Call wrecker services and maintain wrecker rotation log for the CITY-approved wrecker services.
9. Radio log all movements and actions of all officers to include traffic stops, business/property checks, meal breaks, funeral processions, school traffic, suspicious person or vehicle checks (officer initiated), etc...
10. Provide requested services for any officer initiated actions not involving a call entry.
11. Division of Criminal Information services provided 24/7:
 - Local, state, national and international wanted checks, to include (NCAWARE, NCIC & III)
 - Communicating with other agencies to arrange pick-up, delivery, or to serve an individual who is wanted and to arrange extradition
 - Provide entries for:
 - Missing/wanted persons
 - Endangered or runaway
 - Stolen vehicles, securities, articles or items
 - Sending attempt to locate messages to other public-safety agencies around the state or nation.
 - Provide clears for:
 - Missing/wanted persons
 - Stolen vehicles, securities, articles, or items
 - Conducting hit confirmations and locate services
 - Entering and/or clearing Silver, Blue and Amber Alerts.
 - Inquiries for valid / invalid concealed carry notifications.
 - Inquiries for driver history / vehicle owner history & identification
 - Inquiries for guns and other registered weapons
 - Accurately maintain the dispatch DCI audit of records for all transactions under the appropriate DCI terminal.
 - Provide officer with appropriate print-outs of driving histories, vehicles histories, criminal histories and the like.
12. Allow citizens to use the 9-1-1 system to report and for a Telecommunicator to provide answering services for animal control, water/sewer, street department, or traffic signal malfunctions (owned by the CITY), or other CITY-specific services after-hours, on weekends and holidays.
13. Contact on-call detectives, alert team, fleet maintenance, and traffic officers after-hours.
- 14.

15. Maintain audio recordings of all radio traffic on the two primary radio channels for court and public documentation purposes.
16. Provide one additional Telecommunicator during driver check-points.

5. Motion to go into closed session.

Mayor Smith asked for a motion to go into closed session pursuant to Section 143-318.11(a)(3) of the North Carolina General Statutes in order to discuss with the city attorney a matter than falls within the attorney-client privilege.

The requested motion was made by Council Member Redding and seconded by Council Member Moffitt. Council Members Bell, Burks, Moffitt, Redding, and Snuggs voted aye. There were no dissenting votes.

Upon the unanimous adoption of the above-stated motion, the city council went into closed session. The minutes and general account of the closed session have been prepared and approved as a separate document.

6. Return to open session.

After returning to open session, Mr. Ogburn presented and recommended adoption, by reference, of a resolution authorizing the city manager to execute a letter of engagement with Cauley Pridgen, P.A. for the provision of legal representation and advice to the City of Asheboro Board of Adjustment.

Council Member Moffitt moved, and Council Member Bell seconded the motion, to adopt the following resolution by reference. Council Members Bell, Burks, Moffitt, Redding, and Snuggs voted aye. There were no dissenting votes.

RESOLUTION NUMBER 16 RES 6-21

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LETTER OF ENGAGEMENT WITH CAULEY PRIDGEN, P.A. FOR THE PROVISION OF LEGAL REPRESENTATION AND ADVICE TO THE CITY OF ASHEBORO BOARD OF ADJUSTMENT

WHEREAS, with the adoption of Resolution No. 39 RES 11-02 on November 7, 2002, the Asheboro City Council (the "Council") directed the appointed Asheboro City Attorney to provide full legal representation for the City of Asheboro Board of Adjustment (the "BOA"); and

WHEREAS, the Asheboro City Attorney is a full-time city employee, who provides legal opinions to city staff members in their official capacities as officers and employees of the municipal corporation; and

WHEREAS, an appeal of a final administrative decision made by the City of Asheboro Zoning Administrator has been filed with the BOA, and a quasi-judicial hearing on this appeal has been scheduled under file number BOA-21-02; and

WHEREAS, the full-time city attorney has informed the Council that a conflict of interest prevents him from providing legal representation and advice to the BOA

David H. Smith, Mayor

Minutes of the meeting of the Asheboro Alcoholic Beverage Control Board held on May 3, 2021

The Asheboro ABC Board met on Monday, May 3, 2021, at 5:30 PM, in the Board office, 700 South Fayetteville Street, Asheboro, NC. Present at the board meeting were the Chair, Board Member Steve Knight, Board Member Bob Morrison and General Manager Rodney Johnson (GM). A quorum being present, the Chair called the meeting to order for the transaction of business and business transacted as follows:

The Chair inquired as to any known conflict of interest, appearance of a conflict of interest, or objections concerning agenda items before the Board; after Board member(s) voiced having no conflict, and there being no objection, the agenda was adopted.

Board Minutes from the April 4, 2021, meeting were reviewed and approved by the Board.

Steve Knight and the GM reviewed Board finances and reported all finances remain consistent (sales and expenses).

Monthly drafts and EFT payments from the prior month were reviewed by the Board.

The Board reviewed the new COVID Policy, the COVID-19 Policy Memo and Section 60, Family Leave Policy, discussed and approved at the April 4, 2021, meeting.

Randolph Community College delivered a presentation to the Board via Zoom concerning their Annual Substance Use Disorder and Mental Health Symposium and their Parent Academy, Trauma-Informed Care and Education classes.

The Board heard reports from the General Manager concerning the following issues:

1. Asheboro ABC sales statistics comparing:
 - April 2021 sales with the previous month indicate:
 - An overall -0.5% change (all sales and tax collections)
 - April 2021 sales with sales from the same month last year indicate:
 - Retail Sales +3.7%
 - Mixed Beverage Sales: +4,121.5%
 - Sales Tax Collections: +17.3%
 - Overall Collections: +19.81%
 - April 2021 bottle sales with bottle sales from the same month last year indicate:
 - Retail Bottle Sales: +5.5%
 - Mixed Beverage Bottle Sales: +3,512.0%
 - Overall Bottle Sales: +14.1%

The next regular Asheboro ABC Board meeting will be held Monday, June 7, 2021, at 5:30 p.m.

There being no further business, the meeting was adjourned.

Prepared by Rodney Johnson, GM, and Approved by the Board

6-7-21


GM

J. Brinkelmid

Stephen R. Knight

Robert E. Worston

Minutes of the meeting of the Asheboro Alcoholic Beverage Control Board held on June 7, 2021

The Asheboro ABC Board met on Monday, June 7, 2021, at 5:30 PM, in the Board office, 700 South Fayetteville Street, Asheboro, NC. Present at the board meeting were the Chair, Board Member Steve Knight, Board Member Bob Morrison and General Manager Rodney Johnson (GM). A quorum being present, the Chair called the meeting to order for the transaction of business and business transacted as follows:

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Board Minutes from the May 3, 2021, meeting were reviewed and approved by the Board.

Steve Knight and the GM reviewed Board finances and reported all finances remain consistent (sales and expenses).

Monthly drafts and EFT payments from the prior month were reviewed by the Board.

Pursuant to 18B-702(h), Financial Operation of Local Boards, the GM presented an Amended FY 2020-2021 Budget to the board for ratification. After review, and upon motion by Steve Knight, the Board ratified the amended budget (a copy of which is attached hereto and incorporated herein by reference).

A meeting schedule for FY 2021-2022 was adopted by the Board. The schedule will be posted outside the Board's office door.

Since March 23, 2020, all employees working the sales floor and registers have received an additional \$2.00 per hour COVID-19 Hazard Pay. On May 14, 2021, Governor Cooper issued Executive Order No. 215 which no longer mandates businesses require the use of face-coverings. Upon motion by Steve Knight, the Board approved discontinuing the \$2.00 an hour COVID-19 Hazard Pay; replacing it with a \$2.00 an hour across the board pay increase for all employees who work the sales floor and registers, including a \$2.00 an hour increase in starting pay; and awarding full-time employees a one-time \$500 bonus, part-time employees a one-time \$250 bonus and the GM a one-time \$3,500.00 bonus. Each Board member expressed their appreciation for the work and dedication all employees have given and continue to give despite COVID-19 restrictions, the increased workload associated with COVID-19, and increased sales.

The Chair moved that a policy memo be issued which gives employees working the register and sales floor, and who have received a COVID-19 vaccination, be given the option to wear or not wear a face-covering. Employees who have not received a COVID-19 vaccination will continue wearing a face-covering while working the register and sales floor. Not wearing a face-covering shall be considered a truthful statement by the employee that they have been vaccinated and are therefore not a risk to customers. The Board approved the motion.

Upon motion by Steve Knight, the Board approved making an additional \$175,000 distribution to the City of Asheboro for fiscal year ending June 30, 2021.

Budget Hearing (§18B-702): Board members acknowledged receipt of the Budget Message and Proposed Budget for Fiscal Year 2021-2022. The GM confirmed public notice of the Board's June 7, 2021, budget hearing was submitted to the Courier-Tribune and posted outside the Board's office door providing the notice required by §18B-702(e). No members of the public were present at the Budget Hearing and the GM reported no members of the public had contacted the GM concerning the budget.

The Board reviewed the Proposed Budget for Fiscal Year 2021-2022 and the GM discussed adjustments anticipating FY 2021-2022 revenues will increase by at least 5% over the current FY (current FY ending 2021 increased 19% over FY ending 2020). Contributions to the City of Asheboro will increase from \$19,000 per month to \$20,000 per month with additional distributions as excess operating capital permits. The budget also provides a 5% maximum merit raise increase for employees based on performance. Upon motion by Bob Morrison, the Board approved the Proposed Budget for Fiscal Year 2021-2022 (a copy of which is attached hereto and incorporated herein by reference).

The Board heard reports from the General Manager concerning the following issues:

1. Asheboro ABC sales statistics comparing:

- May 2021 sales with the previous month indicate:
 - An overall 0% change (all sales and tax collections)
- May 2021 sales with sales from the same month last year indicate:
 - Retail Sales -6.8%
 - Mixed Beverage Sales: +293.3%
 - Sales Tax Collections: -6.8%
 - Overall Collections: +4.55%
- May 2021 bottle sales with bottle sales from the same month last year indicate:
 - Retail Bottle Sales: -8.7%
 - Mixed Beverage Bottle Sales: +350.5%
 - Overall Bottle Sales: -1.0%

The next regular Asheboro ABC Board meeting will be held Monday, June 28, 2021, at 5:30 p.m.

There being no further business, the meeting was adjourned.

Prepared by Rodney Johnson, GM, and Approved by the Board

6-28-21 
GM





ASHEBORO ABC BOARD
Budget for Fiscal Year 2020-2021 AMENDED

Sales	5,136,047.04
Other Income	-
Gross Sales	5,136,047.04
Less Taxes	1,181,290.82
Net Sales	3,954,756.22
Less Cost of Sales	2,689,234.23
Gross Profit	1,265,521.99
Less	
Salaries, benefits and fees	427,050.00
Payroll taxes	34,164.00
Rent	64,800.00
Repairs and maintenance	7,500.00
Utilities	15,180.00
Insurance - general and bonds	15,500.00
Supplies and janitorial	13,348.05
Travel and training	500.00
Professional services	14,000.00
Dues and subscriptions	400.00
Bank fees and charges	57,213.00
Miscellaneous & Contingencies	5,000.00
Total Operating Expenses	654,655.05
Operating Income	610,866.94
Less:	
<u>Capital Expenditures</u>	
Capital Improvements	-
	-
Net Income before Distributions	610,866.94
Less:	
<u>Distributions</u>	
Law Enforcement	30,543.35
Alcohol Education and Rehab	42,760.69
City of Asheboro General Fund	467,562.91
Total Distributions	540,866.94
Net Income after Distributions	70,000.00
Less:	
Retained Working Capital (Future Facility Fund)	40,000.00
Retained for Capital Improvements	30,000.00
Total Retained	70,000.00
Net Income	(0.00)

Ratified by the Asheboro ABC Board this 7th day of June 2021.



Rodney E. Johnson, General Manager

ASHEBORO ABC BOARD
Budget for Fiscal Year 2021-2022

Sales	5,463,150.00
Other Income	-
	Gross Sales 5,463,150.00
Less Taxes	1,256,524.50
	Net Sales 4,206,625.50
Less Cost of Sales	2,860,505.34
	Gross Profit 1,346,120.16
Less	
Salaries, benefits and fees	436,207.49
Payroll taxes	34,896.60
Rent	64,800.00
Repairs and maintenance	7,000.00
Utilities	15,180.00
Insurance - general and bonds	15,500.00
Supplies and janitorial	11,000.00
Travel and training	2,500.00
Professional services	17,000.00
Dues and subscriptions	550.00
Bank fees and charges	56,175.00
Miscellaneous & Contingencies	5,000.00
Total Operating Expenses	665,809.09
Operating Income	680,311.07
Less:	
<u>Capital Expenditures</u>	
Capital Improvements	-
Net Income before Distributions	680,311.07
Less:	
<u>Distributions</u>	
Law Enforcement	34,015.54
Alcohol Education and Rehab	47,621.78
City of Asheboro General Fund	528,673.75
Total Distributions	610,311.07
Net Income after Distributions	70,000.00
Less:	
Retained Working Capital (Future Facility Fund)	40,000.00
Retained for Capital Improvements	30,000.00
Total Retained	70,000.00
Net Income	(0.00)

Approved by the Asheboro ABC Board this 7th day of June 2021.


 Rodney E. Johnson, General Manager



RZ-21-07 and SUB-21-01: A request for a Planned Unit Development on the property (Randolph County Parcel Identification Number 7762740259) located west of 1591 East Allred Street, approximately 100 feet east of Ridgewood Circle, including a subdivision sketch design

Planning Board Recommendation and Staff Report

The applicant has requested to continue this request until the August 5, 2021 City Council meeting.

Trevor Nuttall

To: John Evans
Subject: RE: Cane Creek Townhomes

From: Christian Vestal [<mailto:christian@summeyengineering.com>]
Sent: Wednesday, July 7, 2021 10:35 AM
To: John Evans <jevans@ci.asheboro.nc.us>
Cc: Mack Summey <mack@summeyengineering.com>; Zach Gardner <zach@summeyengineering.com>
Subject: [External Sender] Cane Creek Townhomes

John,

I apologize for not providing this email after our previous conversation regarding the continuation for the Cane Creek project.

At this time, Summey Engineering has not received adequate design data to perform the necessary work that is required for the City of Asheboro planning and zoning review team. To better serve the interest of our client and to present a more complete plan for the Cane Creek Townhome Project, we would like to extend the rezoning and CUP request to the next months meeting.

If you need any additional information to process this request, just let us know.
Thank you,

Christian Vestal
Design Technician
Summey Engineering Associates, PLLC
P.O. Box 968 | Asheboro, NC 27204
Office: 336.328.0902 | Fax: 336.328.0922
Email: christian@summeyengineering.com

Planning Board Recommendation & Comments to City Council

NOTE: Have applicant Certify to Council mailings to all adjoining property owners.

Case # **RZ-21**
 -07

Date 6-7-2021 PB

Applicant Davidson Land Development, LLC

Legal Description

The property of Davidson Land Development, LLC located on the north side of E. Allred St., immediately west of 1591 E. Allred St. This property contains approximately 4.04 acres (+/-) and is more specifically identified by Randolph County Parcel ID No. 7762740259.

Requested Action Rezone from RA6 (CZ) High Density Residential (Conditional Zoning) to RA6 (CZ) High Density Residential (Conditional Zoning)

Existing Zone RA6 (CZ)

Land Development Plan See rezoning staff report

Planning Board Recommendation

During the June 7, 2021 meeting, the applicant requested this case be continued and the Planning Board granted that request. The applicant is requesting and additional continuance for the July 12, 2021 meeting. If the Planning Board grants this request, it will be considered at the August 2, 2021 Planning Board meeting.

Reason for Recommendation

Planning Board Comments

Rezoning Staff Report

RZ Case # RZ-21-07

Date 7/15/2021 City Council

General Information

Applicant

Davidson Land Development, LLC

Address 896 Shiptontown Road

City Lexington NC 27292

Phone 336-250-0483

Location North side of East Allred Street, west of Gold Hill Road

Requested

Action Rezone from RA6 (CZ) High Density Residential (Conditional Zoning) to RA6 (CZ) High Density Residential (Conditional Zoning)

Existing Zone RA6 (CZ)

Existing Land Use Undeveloped

Size 4.04 acres +/-

Pin # 7762740259

Applicant's Reasons as stated on application

The best available use of this property for the owner and public welfare is residential townhomes. Proposed adequate additional housing promoting the growth and betterment of the City of Asheboro. The project will comply with all land development codes and the land development plan to promote growth and welfare. There is currently a shortage of available adequate housing, this project will provide homes for working and growing families in the City of Asheboro.

Surrounding Land Use

North Medium-Density Residential

East Medium-density residential

South Undeveloped Residential

West Medium-Density Residential

Zoning History A conditional use permit for a residential Planned Unit Development consisting of 10 townhomes was approved in 2018 (RZ-CUP-18-10)

Legal Description

The property of Davidson Land Development, LLC located on the north side of E. Allred St., immediately west of 1591 E. Allred St. This property contains approximately 4.04 acres (+/-) and is more specifically identified by Randolph County Parcel ID No. 7762740259.

Analysis

1. This property is inside of the city limits.
2. East Allred Street is a state-maintained minor thoroughfare.
3. Most recently, a residential Planned Unit Development consisting of 10 dwelling unit was proposed and approved in 2018.
4. The RA6 (CZ) district would allow single, two-family and multi-family dwellings. The proposed site plan is requesting a total of 16 two-story townhome style units with single-car garages.
5. The western portion of the property (approximately 1.6 acres) is located within a flood hazard area. The site plan indicates that the units are located outside of the flood hazard area.
6. The zoning ordinance describes the RA6 Residential District as "intended to produce a high intensity of residential uses in close proximity to major nodes of non-residential development, characterized primarily by group housing, plus the necessary governmental and other support facilities to service that level of development. Land designated RA6 shall normally be located with access to a minor thoroughfare or higher classification street with access to local residential streets discouraged."
7. This request was filed during the transitional period when the existing and requested zoning district was classified as a Conditional Use District (CU-RA6). Changes to state law have changed the request a to High Density Residential Conditional Zoning RA6 (CZ) district since these requests are now reviewed under a legislative process that receives input from the Planning Board.
8. Since the previous request referenced in (3) above was granted in 2018, additional residential growth has occurred, including the continued construction of the Robins Nest subdivision to the east, and rezoning of property on the corner of East Allred Street and Gold Hill Road from a commercial to a residential district.

Rezoning Staff Report

RZ Case # RZ-21-07

Page 2

Consistency with the 2020 LDP Growth Strategy designations

In reviewing this request, careful consideration is given to each Goal and Policy as outlined in the Land Development Plan. Some Goals and Policies will either support or will not support the request, while others will be neutral or will not apply. Only those Goals and Policies that support or do not support the request will be shown.

Proposed Land Use Map Designation Neighborhood Residential

Small Area Plan East

Growth Strategy Map Designation Primary Growth

LDP Goals/Policies Which Support Request

Checklist Item 5: The proposed rezoning is compliant with the objectives of the Growth Strategy Map.

Checklist Item 11: Rezoning will promote the type of development described in Design Principles

Checklist Item 12: Property is located outside of watershed

Goal 4.1.6: The City will participate the National Flood Insurance Program and utilize its Flood Damage Prevention regulations to strongly discourage development in high-risk areas.

Rezoning Staff Report

RZ Case # RZ-21-07

Page 3

LDP Goals/Policies Which Do Not Support Request

Checklist Item 1: Rezoning is not compliant with the Proposed Land Use Map.

Checklist Items 13-14: 13.) The property is located within Special Hazard Flood Area. 14.) Rezoning is located on steep slopes of greater than 20%.

Staff's Final Analysis Concerning Consistency with Adopted Comprehensive Plans, Reasonableness and Public Interest

The conditional zoning process allows for site plan review that can best ensure the property is developed in harmony with surrounding uses and also incorporate design elements promoted by the Land Development Plan's Neighborhood Residential designation. Such elements include sidewalks, open space and recreation area that typically are not required in conventional subdivisions.

Additionally, the conditional zoning process can lead to less disturbance of flood area, steep slopes, and other environmentally sensitive features that are unique to this property. Considering these factors, staff believes that the requested RA6 (CZ) district is consistent with the Land Development Plan and therefore reasonable and in the public interest.

Recommendation

In light of the above analysis, staff's recommendation is to approve the request, subject to reasonable conditions that are identified during the conditional zoning process.

Rezoning Staff Report

Suggested Conditions for Conditional Zoning applications (subject to change prior to final report)

Suggested Conditions as of July 8, 2021

(A) The site plan shows preservation of existing vegetation, outside of areas of necessary site disturbance, along the western and northern portions of the property. If the vegetation is not preserved in this area, a Type A Buffer or Screen shall be installed by the developer.

(B) The site plan shows a combination of preservation of existing vegetation and planted vegetation, outside of areas of necessary site disturbance, within the front yard along East Allred Street. At a minimum, vegetation required by Chapter 6 of the zoning ordinance shall be installed and maintained within the front yard along East Allred Street.

(C) Enclosure of concrete pads to the rear of dwellings or other additions to the rear of residential dwellings outside the common area shall not be considered a modification of the permit requiring City Council review.

(D) Prior to a Preliminary Plat, the applicant shall submit details on the sewer connection involving the adjoining property to the north.

(E) The site plan contains labeling errors and omitted information that shall be corrected on the Preliminary Plat. These include:

- (i) Site notes related to the number, size, and average lot sizes of lots.
- (ii) Current zoning classification
- (iii) Current ownership information of subject and adjoining property owners
- (iv) Labeling of sanitary sewer easement as City of Asheboro easement, and identification of whether this is new or existing.
- (v) Grading information, including whether grading is occurring within floodplain(s).
- (vi) Correction of sight distance triangle location, removing sections from the adjoining property.
- (vii) Additional details on recreation area, including identification of proposed play equipment/structure(s), and labeling of sidewalk between Cane Creek Court and recreation area.
- (viii) Additional detail on height of landscaping

(F) Area within public right-of-way for turnaround at the end of Cane Creek Drive shall be prohibited from parking in such a way that interferes with emergency or sanitation vehicles in compliance with Chapter 71 of the Asheboro Code of Ordinance.

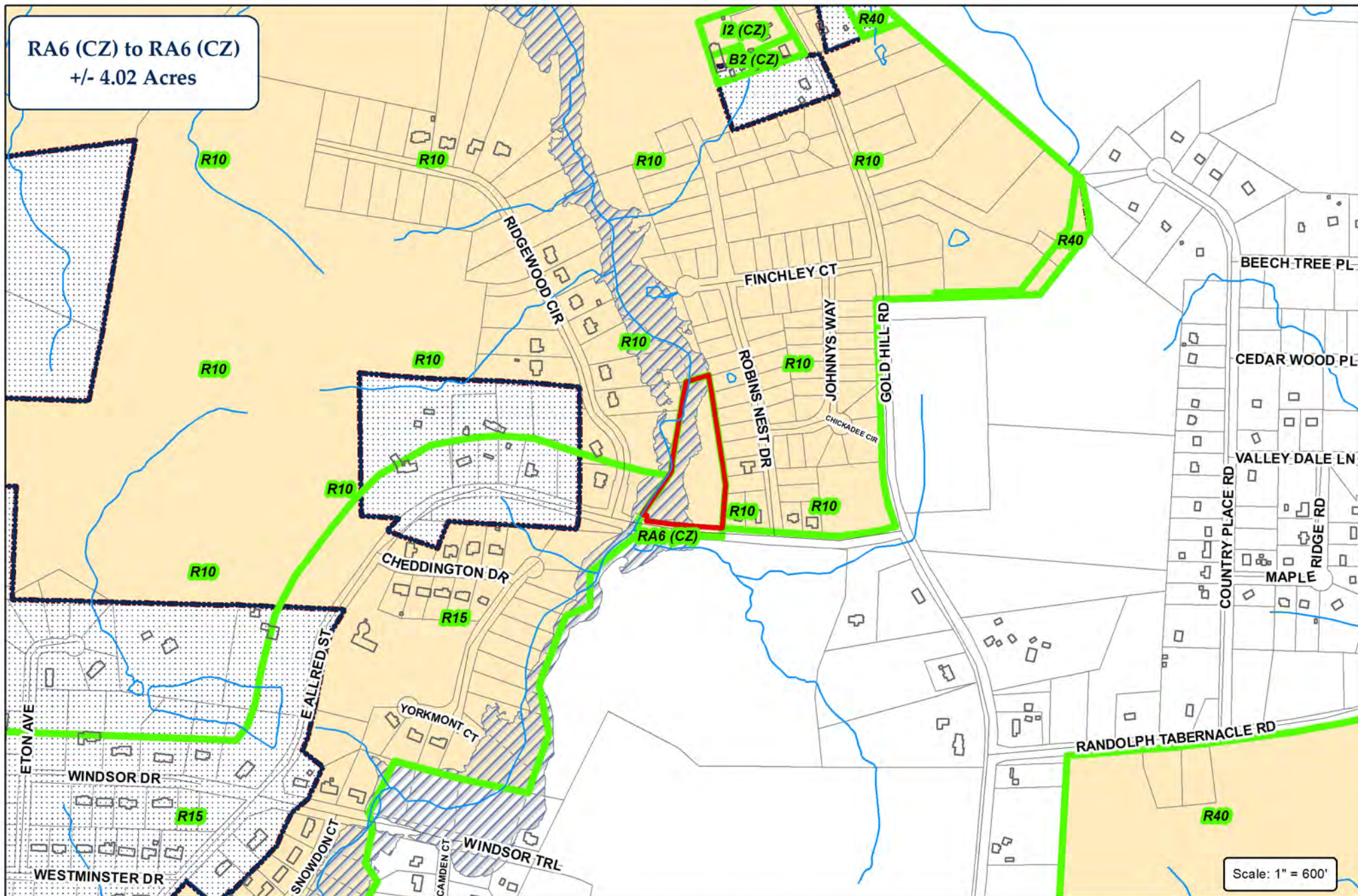
(G) The site plan indicates mail delivery through individual boxes. If the postal service requires a community mailbox, such a change will not be considered a modification of the Conditional Zoning district requiring Council action. If required within the public right-of-way shall, at a minimum, provide an area that is adequate for one (1) drop off space for a motor vehicle including any maneuvering area. Such drop off area shall be designed in accordance with commonly accepted traffic engineering practices. Construction of this area shall be the responsibility of the developer and is subject to approval of the City of Asheboro Public Works Division and/or Engineering Department. Alternatively, should the developer choose to construct the community mailbox and any associated vehicular areas in a location completely on private property, this shall not be considered a modification of the Special Use Permit, subject to Section 4.05 of the Asheboro Zoning Ordinance.

(H) Prior to the issuance of a Zoning Compliance Permit for the proposed land use, the applicant shall submit documentation detailing the following approvals:

- (i) Driveway permit from NCDOT
- (ii) Erosion control approval from NC Department of Environmental Quality

(I) Prior to the issuance of a Zoning Compliance Permit for the proposed land use, the owner(s) of the Zoning Lot shall properly execute, and deliver to the Zoning Administrator for recordation in the office of the Randolph County Register of Deeds a Memorandum of Land Use Restrictions prepared by the City Attorney for the purpose of placing notice of the conditions attached to this Conditional Zoning district in the chain of title for the Zoning Lot.

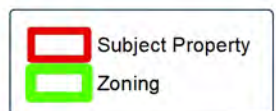
RA6 (CZ) to RA6 (CZ)
+/- 4.02 Acres



City of Asheboro Planning & Zoning Department

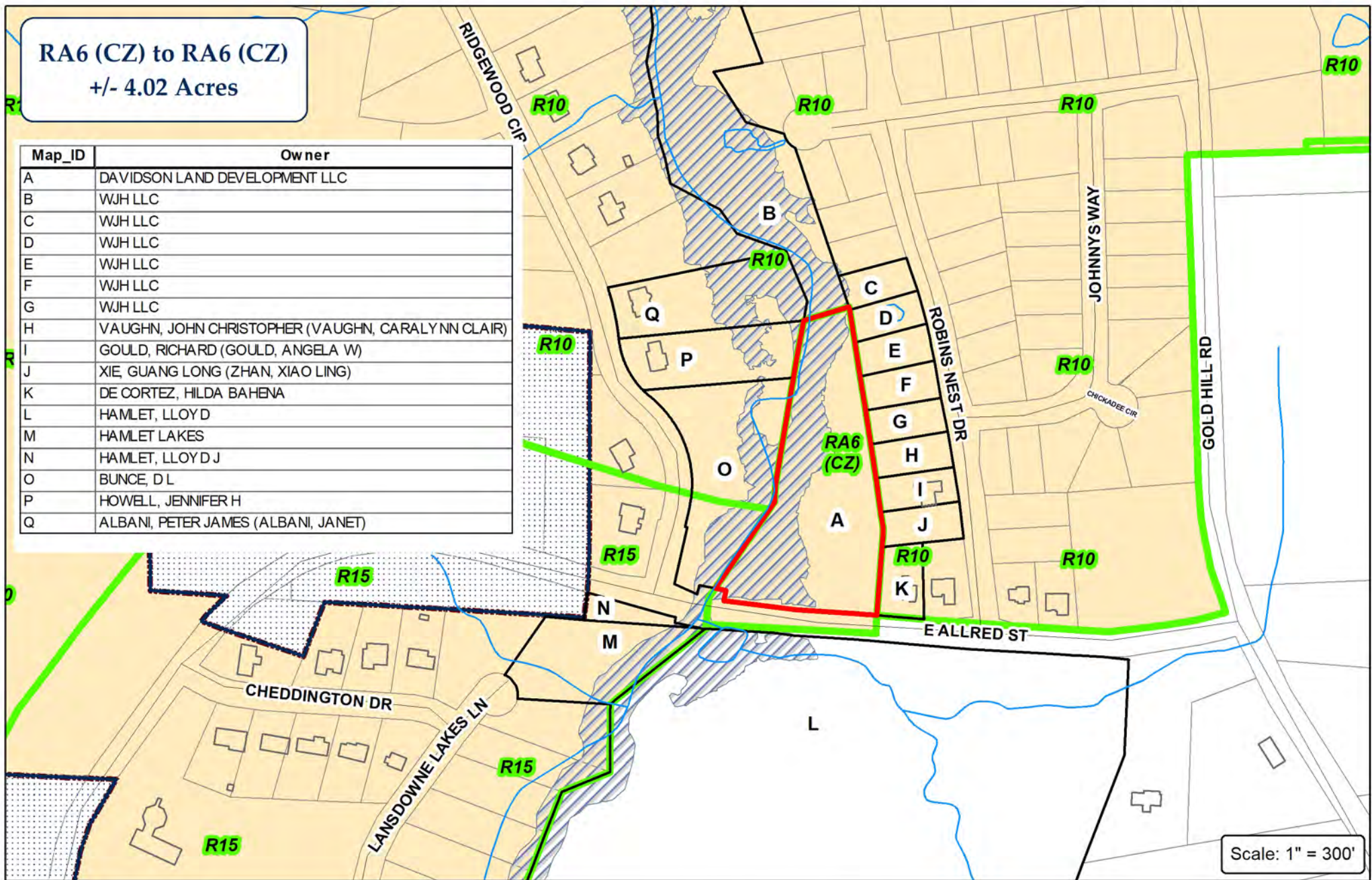
Rezoning Case: RZ-21-07

Parcel: 7762740259



RA6 (CZ) to RA6 (CZ)
+/- 4.02 Acres

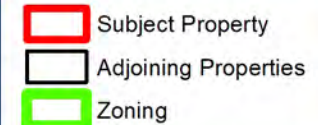
Map_ID	Owner
A	DAVIDSON LAND DEVELOPMENT LLC
B	WJH LLC
C	WJH LLC
D	WJH LLC
E	WJH LLC
F	WJH LLC
G	WJH LLC
H	WJH LLC
I	WJH LLC
J	WJH LLC
K	WJH LLC
L	VAUGHN, JOHN CHRISTOPHER (VAUGHN, CARALYNN CLAIR)
M	GOULD, RICHARD (GOULD, ANGELA W)
N	XIE, GUANG LONG (ZHAN, XIAO LING)
O	DE CORTEZ, HILDA BAHEVA
P	HAMLET, LLOYD D
Q	HAMLET LAKES
R	HAMLET, LLOYD J
S	BUNCE, D L
T	HOWELL, JENNIFER H
U	ALBANI, PETER JAMES (ALBANI, JANET)



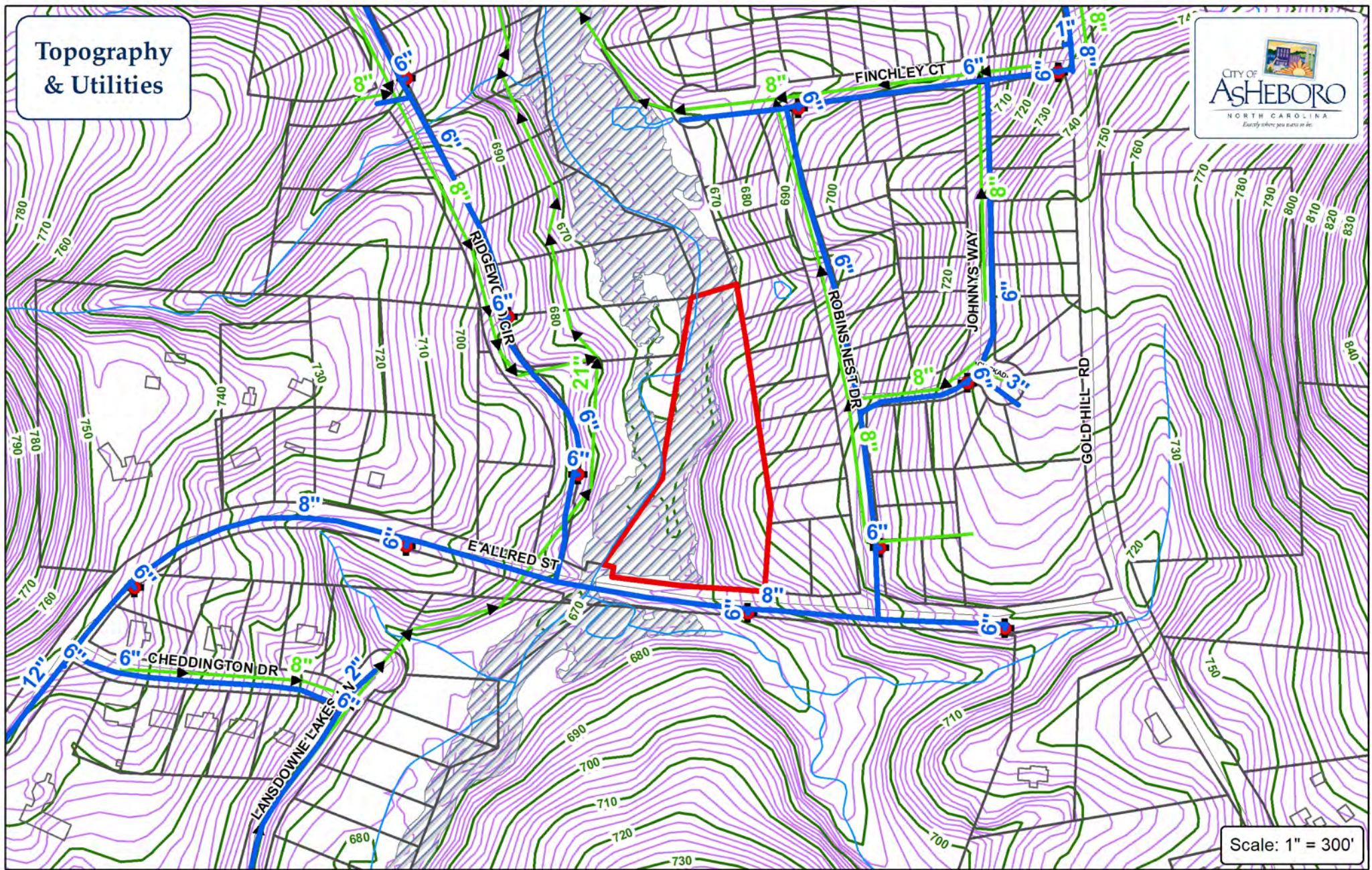
City of Asheboro Planning & Zoning Department

Rezoning Case: RZ-21-07

Parcel: 7762740259



Topography & Utilities



Scale: 1" = 300'

- Force Main
- Water Main
- Sewer Main

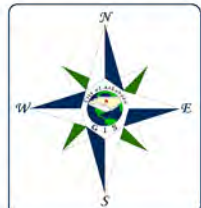
- Fire Hydrant
- Pump Station

City of Asheboro Planning & Zoning Department

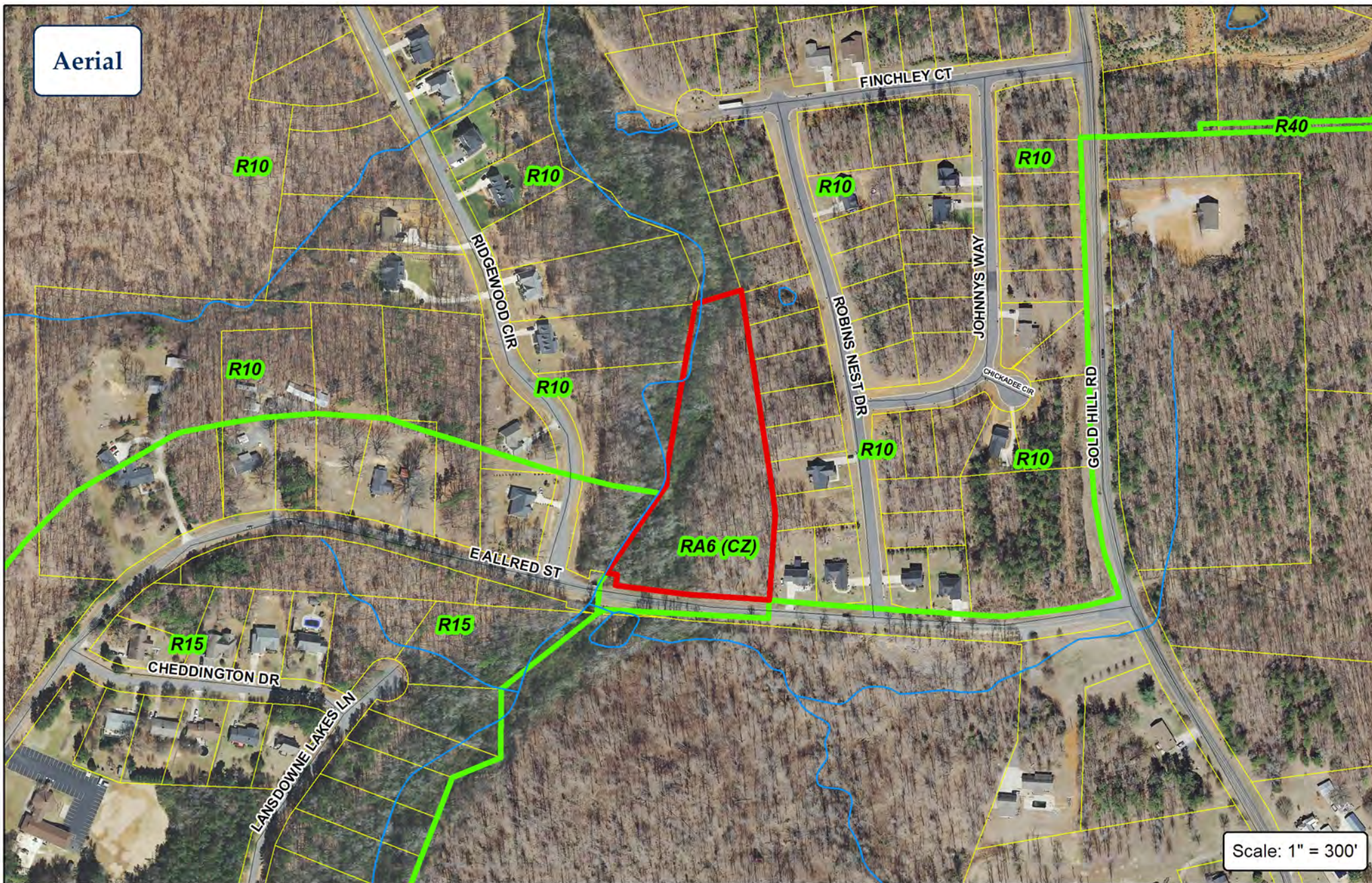
Rezoning Case: RZ-21-07

Parcel: 7762740259

Subject Property



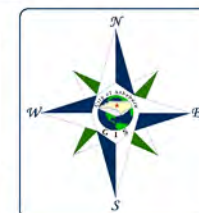
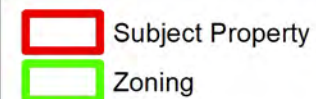
Aerial



City of Asheboro Planning & Zoning Department

Rezoning Case: RZ-21-07

Parcel: 7762740259





Application for Zoning Ordinance/Map Amendment

APPLICATION FEE

A \$200 filing fee is required for any amendment.

APPLICATION INSTRUCTIONS

The rezoning process can be complex. It is highly recommended that the applicant speak with Planning and Zoning Department staff prior to submitting the application and paying the filing fee. Contact staff at (336) 626-1201 ext. 225 to ensure application requirements are satisfied.

REQUIRED APPLICATION CONTENTS

- 1) A dimensional map, at a scale of not more than 200 feet to the inch, showing the land that would be covered by the proposed amendment, if the amendment would require a change in the zoning atlas.
- 2) A legal description/deed reference of such land.

It is recommended that the applicant mail letters to the adjoining property owners a minimum of 10 days prior to the scheduled Planning Board meeting. A template showing the required information contained in the letters is on Page 4 of this application. Please verify location and meeting times with staff prior to mailing.

One copy is to be filed with the city manager and one copy filed with the Zoning Administrator by 5:00 pm on the day which is at least 55 days prior to the City Council meeting at which the request will be considered. At no time shall the city council hear more than five (5) cases per month. If five applications have been received prior to the cut-off date, the request will be heard the following month.

MEETING INFORMATION* Dates are subject to final Planning Board/Council approval in December, 2019.

<i>Application Deadline</i>	<i>Planning Board Meeting</i>	<i>City Council Meeting</i>
December 11, 2020	Monday, January 4, 2021	Thursday, February 4, 2021
January 8, 2021	Monday, February 1, 2021	Thursday, March 4, 2021
February 12, 2021	Monday, March 1, 2021	Thursday, April 8, 2021
March 12, 2021	Monday, April 5, 2021	Thursday, May 6, 2021
April 16, 2021	Monday, May 3, 2021	Thursday, June 10, 2021
May 21, 2021	Monday, June 7, 2021	Thursday, July 15, 2021
June 11, 2021	Monday, July 12, 2021	Thursday, August 5, 2021
July 23, 2021	Monday, August 2, 2021	Thursday, September 16, 2021
August 13, 2021	Monday, September 13, 2021	Thursday, October 7, 2021
September 10, 2021	Monday, October 4, 2021	Thursday, November 4, 2021
October 15, 2021	Monday, November 1, 2021	Thursday, December 9, 2021
*Confirm application deadline with staff	Monday, December 6, 2021	*January, 2022: Confirm meeting date with staff

*January, 2022 Council meeting dates are not set by Council until December, 2021.

Application for Zoning Ordinance/Map Amendment

APPLICANT INFORMATION

Applicant Davidson Land Development, LLC

Applicant's Phone # 336-746-5115 250-0483

Applicant's Address 896 Shiptontown road, Lexington, NC 27292

Applicant Email Address chris@reidfarm.com

PROPERTY INFORMATION FOR MAP AMENDMENTS

Property Owner's Name Davidson Land Development, LLC

Location of Property East Allred Street

Property Size (ac. or s.f.) 4.02 AC.

Randolph County Property Identification Number (PIN#) 110214025 7762740259

Current Zoning District R-10

Requested Zoning District CU-R-A6

Date Property Title Acquired 09/12/2014

Deed Book 00272 002723 Page 0050 00506

Subdivision _____ Section _____ Lot # _____

Plat Book 70 Page 73

ORDINANCE AMENDMENT INFORMATION

Section 1011.2 of the Asheboro Zoning Ordinance requires the applicant to answer the following questions. The application may not be accepted unless all questions are completed.

1. Are there alleged errors in this Ordinance that would be corrected by the proposed amendment? If so, give a detailed explanation of such error and detailed reasons how the proposed amendment will correct the errors.

The best available use of this property for the owner and public welfare is residential townhomes.

2. What are the changed or changing conditions, if any, in the jurisdiction of the City of Asheboro generally, which would make the proposed amendment reasonably necessary to the promotion of the public health, safety, and general welfare?

Proposed adequate additional housing promoting the growth and betterment of the city of Asheboro.

3. In what manner will the proposed amendment carry out the intent of the Land Development Plan?

The project will comply with all land development codes and the land development plan to
promote growth and welfare.

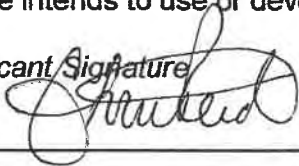
4. Are there any other circumstances, factors, or reasons that the applicant offers in support of the proposed amendment?

There is currently a shortage available of adequate housing, this project will provide homes for
working and growing families in the City of Asheboro.

APPLICATION SIGNATURES

It is understood by the undersigned that while this application will be carefully reviewed and considered, the burden of proving the need for the proposed amendment rests with the applicant. The applicant for rezoning to any district other than a conditional use district shall be prohibited from offering any testimony or evidence concerning the specific manner in which he or she intends to use or develop the property.

Applicant Signature



Owner Signature (if different than Applicant)

Printed Name of Authorized Signatory (if different from Applicant)

James Christopher Reid

Owner Address

896 Shiptontown Rd

27292

Position/Relationship of Authorized Signatory to Applicant

member

Telephone Number

(336)-250-0483

Printed Name of Authorized Signatory (if different from Owner)

James Christopher Reid

Position/Relationship of Authorized Signatory to Owner

member

STAFF USE

Received by: JLE **Date:** 5-21-21 **Case Number:** ~~17~~ TRD

**NOTICE OF ZONING MAP AMENDMENT (REZONING)
TO ADJOINING PROPERTY OWNERS**

This is to notify you that I (we), Davidson Land Development
have filed an application with the City of Asheboro to rezone property located at
East Allred Street from M-1 R-10
to CU-R-A6.

On Monday, _____, 2021, at 7:00 pm the Asheboro
Planning Board will meet to hear this request and forward their report to the City
Council. On Thursday, _____, _____, at 7:00 pm the
City Council will hold a public hearing on the rezoning request.

The meetings will be held in the City Council Chambers, 146 North Church Street,
Asheboro, NC. The Council, after considering the information/testimony presented
during the public hearings and reviewing the reports of the Planning Board and Planning
and Zoning Department, will take action on the application. Such action may include
approval of the request, denial of the request, or approval of a modified version of the
request on the basis of the Council's determination that such action is reasonably
necessary to promote the public health, safety, or general welfare and to achieve the
purposes of the adopted Land Development Plan. The meeting is open to the public and
your participation is encouraged. If you have any questions, please contact the Planning
and Zoning Department at 336-626-1201 Ext. 225. You may also contact me at
336-746-5115 250-0483.



Application for Conditional Use Permit

APPLICATION FEE

A \$350 filing fee is required.

APPLICATION INSTRUCTIONS:

The Conditional Use Permitting process can be complex. It is highly recommended that the applicant speak with Planning and Zoning Department staff prior to submitting the application and paying the filing fee. Contact staff at (336) 626-1201 ext. 225 to ensure application requirements are satisfied.

REQUIRED APPLICATION CONTENTS

- 1) A legal description/deed reference of such land.
- 2) Two (2) draft copies of a site plan drawn to scale that has will be reviewed by staff for conformity with zoning ordinance requirements, with revisions due as noted below. Once the applicant submits the final draft is submitted by the site plan cutoff date, staff will also require six (6) copies of the site plan to be submitted. See page 2 for required site plan information.

The application is to be filed with the Zoning Administrator by 5:00 pm on the day which is at least 55 days prior to the City Council meeting at which the request will be considered. No changes may be made to any site plan fifteen (15) days prior to a City Council hearing. At no time shall the city council hear more than five (5) cases per month. If five applications have been received prior to the cut-off date, the request will be heard the following month. Site plans must conform to the ordinance by the site plan cutoff date. No revisions to site plans can be accepted after 15 days prior to the scheduled City Council meeting. Failure to submit a conforming site plan by the cutoff date will result in the case being delayed.

In addition to staff's notification of the request to adjoining property owners, it is recommended that the applicant also notify adjoining property owners of the request. A template of the notification is in this application and staff can assist the applicant with creating the list of property owners to be notified of the request.

MEETING INFORMATION*

<i>Application Deadline</i>	<i>SITE PLAN CUTOFF</i>	<i>City Council Meeting</i>
December 11, 2020	January 20, 2021	Thursday, February 4, 2021
January 8, 2021	February 17, 2021	Thursday, March 4, 2021
February 12, 2021	March 24, 2021	Thursday, April 8, 2021
March 12, 2021	April 21, 2021	Thursday, May 6, 2021
April 16, 2021	May 26, 2021	Thursday, June 10, 2021
May 21, 2021	June 30, 2021	Thursday, July 15, 2021
June 11, 2021	July 21, 2021	Thursday, August 5, 2021
July 23, 2021	September 1, 2021	Thursday, September 16, 2021
August 13, 2021	September 22, 2021	Thursday, October 7, 2021
September 10, 2021	October 20, 2021	Thursday, November 4, 2021
October 15, 2021	November 24, 2021	Thursday, December 9, 2021
*Confirm application deadline with staff	*Confirm site plan deadline with staff.	*January, 2022: Confirm meeting date with staff

APPLICANT INFORMATION

Applicant Davidson Land Development, LLC *Applicant's Phone #* 336-746-5115

Applicant's Address 896 Shiptontown road, Lexington, NC 27292

Applicant email address chris@reidfarm.com

PROPERTY INFORMATION

Property Owner's Name Davidson Land Development, LLC

Location of Property East Allred Street *Property Size (ac. or s.f.)* 4.02 AC.

Randolph County Property Identification Number (PIN#) 7762740259

Current Zoning District CU-R-A6

Date Property Title Acquired 09/12/2014 *Deed Book* 002723 *Page* 00506

Subdivision _____ *Section* _____ *Lot #* _____

Plat Book 70 *Page* 73

CONDITIONAL USE PERMIT INFORMATION

Application is hereby made to the City of Asheboro for a Conditional Use Permit for the following purpose:

The purpose of the conditional use permit is to serve the proposed 16 townhomes

with associated driveways, parking, and utility improvements.

CONDITIONAL USE PERMIT REQUIRED SITE PLAN INFORMATION

- 1) Actual shape, location, and dimensions of the lot
- 2) For new construction, building elevations of all exterior facades at a minimum scale of 1/8" = 1'
- 3) The shape, size, and location of any existing buildings and all buildings or structures to be erected, altered, moved
- 4) The existing and intended use of the lot and all structures on the lot
- 5) Location and size of any required buffers and/or screens (Article 200A and/or 300A)
- 6) Location and type of mechanical equipment screening (Section 306A)
- 7) Location, access, and screening of central solid waste facility (Section 307A)
- 8) Location and dimension of off-street parking indicating compliance with parking setbacks and loading spaces (Articles 300A and 400)
- 9) Grade separation of building and parking areas (Section 409)
- 10) Paving material for parking lots (Section 409)
- 11) Location of curb cuts: only 1 permitted if lot width is less than 120' (Section 408)
- 12) Driveway permit approval information by NCDOT or the City of Asheboro
- 13) Front yard landscaping or street planting (Articles 200A or Section 308A)
- 14) Location, type, size, and height of all signs (Article 500)
- 15) Notation certifying compliance with relevant Performance Standards (Article 300A) and a lighting plan demonstrating such compliance
- 16) Location of any flood zones if applicable (Article 700)
- 17) Watershed information if applicable (Article 300B)
- 18) If site disturbance is in excess of 1 acre, a soil and erosion control plan is required. The applicant shall submit the plan to NCDEQ Division of Energy, Mineral and Land Resources, located at 450 Hanes Mill Rd. Suite 300, Winston Salem, NC 27106.
- 19) Sidewalk construction if applicable (Section 322A)

Please note that specific uses may also be subject to supplemental regulations.

APPLICATION SIGNATURES

It is understood by the undersigned that while this application will be carefully reviewed and considered, the burden of proving the need for a Conditional Use Permit rests with the applicant.

No application for a Conditional Use Permit will be advertised for public hearing until the Planning and Zoning Department has received materials. If all required materials are not received prior to the specified deadlines, this will result in delays in the case being heard.

If any Conditional Use Permit is discontinued for a period of 180 days; or the permit is not initiated within 180 days; or replaced by a use otherwise permitted in the zoning district, it shall be deemed abandoned and the Conditional Use Permit shall be null and void and of no effect.

Applicant Signature



Printed Name of Authorized Signatory (if different from Applicant)

James Christopher Reid

Position/Relationship of Authorized Signatory to Applicant

Member

Owner Signature (if different than Applicant)

Owner Address

896 Shiptontown Rd

Lexington NC 27292

Telephone Number

(336)-250-0483

Printed Name of Authorized Signatory (if different from Owner)

James Christopher Reid

Position/Relationship of Authorized Signatory to Owner

Member

STAFF USE

Received by: JLE Date: 5-21-21 Case Number: TBD

CITY OF ASHEBORO
Application for Conditional Use Permit

BASIC INFORMATION

The granting of a Conditional Use Permit is a quasi-judicial process requiring sworn testimony. The testimony given should be directed at providing evidence that supports the application. Such evidence shall address the following four items. Failure to address these items will result in the delay or denial of your request.

- 1) That the use will not materially endanger the public health or safety if located where proposed and developed according to the plan as submitted and approved.
- 2) That the use meets all required conditions and specifications.
- 3) That the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity, and
- 4) That the location and character of the use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and in general conformity with the plan of development of Asheboro and its environs.

The City Council shall make these general findings based upon substantial evidence contained in the proceedings. It shall be the responsibility of the applicant to present evidence in the form of testimony, exhibits, documents, models, plans, and the like to support the application for a Conditional Use Permit.

I have read and received a copy of the above information regarding the testimony and the evidence required at the public hearing for the Conditional Use Permit for which I have made an application. I understand my responsibilities in this matter. I have also received the opinion of the North Carolina Bar Association regarding legal representation in quasi-judicial proceedings.

Applicant _____

Date _____

Received by staff: _____

SUBDIVISION STAFF REPORT
Sketch Design

CASE # SUB-21-01

Date 7/15/2021 City
Council

GENERAL INFORMATION

Subdivision Name Cane Creek Townhomes
Requested Action Subdivision Sketch Design
Applicant Davidson Land Development LLC
Address 896 Shiptontown Rd., Lexington, NC 27292
Phone 336-250-0483
Location North side of East Allred Street

PARCEL INFORMATION

PIN 7762740259

Size 4.04 acres +/-

Number of Lots 16 + common area

Existing Zoning R10

Average Lot Size Pending

Existing Land Use Undeveloped

Surrounding Land Use

North Medium-Density Residential

East Medium-Density Residential

South Undeveloped Residential

West Medium-Density Residential

LAND DEVELOPMENT PLAN

Growth Strategy Map Primary Growth

Proposed Land Use Map Neighborhood Residential

Small Area Plan Map East

Identified Activity Center? No

Development Issues

1. The request is for a Residential Planned Unit Development with 16 townhome units.
2. A portion of the property is within a Special Hazard Flood Area. However, no units are proposed to be within this area.
3. The subdivision ordinance limits the use & length of dead end streets exceeding 500 feet unless topography or property configuration necessitates their use. The length of the proposed street is 457 linear feet, less than the street that was proposed on the previous plan.
4. One recreational area is shown along Pennwood Branch on the west side of the property.

SUBDIVISION STAFF REPORT
Sketch Design

DEPARTMENT COMMENTS

Engineering Plat corrections are pending as of 7-1-2021

Public Works Plat corrections are pending as of 7-1-2021

Planning Plat corrections are pending as of 7-1-2021.

The sketch design indicates that mail delivery will be through individual boxes. The method of mail delivery must be approved by the US Postal Service. The City of Asheboro has no jurisdiction over mail delivery. If Community mailbox is required by USPS, this shall be located outside public right-of-way unless approved by City.

Other Asheboro City Schools has reviewed the sketch design and indicated they had no comments.

Staff Recommendation Staff's recommendation is pending.

**Planning Board
Recommendation**



SITE NOTES:

SITE AREA FOR P.L.D.: 4.04 ACRES (176,022 SF)
 TOTAL # OF LOTS: 10 LOTS PLUS COMMON AREA
 LOT 1 = 2,690 SF LOT 2 = 2,690 SF LOT 3 = 2,690 SF
 LOT 4 = 2,690 SF LOT 5 = 2,690 SF LOT 6 = 2,690 SF
 LOT 7 = 2,690 SF LOT 8 = 2,690 SF LOT 9 = 2,690 SF
 LOT 10 = 2,690 SF
 TOTAL COMMON LOT AREAS: 27,584 S.F. (0.83 AC)
 TOWNHOMES COMMON AREA: 147,659 S.F. = (3.39 AC)
 BUA IN COMMON AREA: 935 SF = (0.02 AC) = <1%
 TOTAL BUA: 36,805 SF = (0.85 AC)

ALL COMMON AREA INCLUDING RECREATION AREA & LANDSCAPING TO BE MAINTAINED BY HOMEOWNERS ASSOCIATION.

OPEN SPACE AREA RATIO (32% MIN): 79,008 (138,217 S.F.)
 RECREATIONAL SPACE REQ'D (3.33% OF 52% OF TOTAL AREA): (3,048 SF)
 RECREATIONAL SPACE REQ'D (3.07% SF REQ AREA SHOWN)

PROPERTY USE: CURRENT ZONING = R10
 PROPOSED ZONING = CU-RAS FOR P.L.D. ONLY
 PROPOSED UNITS = 10 TOWNHOUSES (1,200 S.F. HEATED SF/UNIT MINIMUM)

LINEAR FEET OF STREETS: PUBLIC: 25' WITH C&G - 457 LF PRIVATE: NONE

PROPOSED NAME OF STREET: CANE CREEK LANE

LANDSCAPING: CANOPY & UNDERSTORY TREES PLACED AROUND PERIMETER
 TRASH DISPOSAL PLAN: TRASH CAN USE ONLY UNLESS OTHERWISE SHOWN
 RV STORAGE: NOT ALLOWED ON SITE

NOTES: 1. H.O.A. DOCUMENTS WILL BE REQUIRED PRIOR TO FINAL PLAT APPROVAL.
 2. DETAILED GRADING PLAN WILL BE SUBMITTED WITH ENGINEERING PLANS.
 3. ALL BUILDINGS ARE CITY OF ASHBORO WATER AND SEWER UTILITIES.
 4. MAIL TO BE DELIVERED TO EACH INDIVIDUAL UNIT.

FIRE HYDRANT NOTE
 FIRE HYDRANT LOCATIONS ARE TENTATIVE
 SUBJECT TO APPROVAL BY FIRE DEPT.

BUILDING SETBACK NOTE
 STREET-FRONT PORCHES WILL TYPICALLY HAVE A SETBACK OF 20' IN THE FRONT ALONG CANE CREEK LANE, BUT NO LESS THAN 15'

PERMIT NOTE
 CONDITIONAL USE PERMIT AND REZONING FOR PLANNED UNIT DEVELOPMENT (P.U.D.) ONLY.

CITY OF ASHBORO NOTES
 1. 30' WIDE CITY OF ASHBORO SANITARY SEWER EASEMENT WILL BE PROVIDED ALONG ALL 10' SANITARY SEWER LINES NOT IN PUBLIC ROW.
 2. 20' WIDE CITY OF ASHBORO WATER LINE EASEMENT WILL BE PROVIDED ALONG ALL WATER LINES CONNECTING TO THE CITY OF ASHBORO WATER SYSTEM TO THE FIRE HYDRANTS AND METERS THAT ARE NOT IN PUBLIC ROW.
 3. ALL STORM SEWERS NOT IN PUBLIC ROW WILL BE MAINTAINED BY HOMEOWNERS ASSOCIATION.

GENERAL SITE NOTES
 1. BOUNDARY & TOPOGRAPHIC INFORMATION TAKEN FROM ASHBORO CONNECT GIS & RANDOLPH COUNTY GIS.
 2. NO SURVEY TAKEN BY THIS OFFICE AS OF 3/15/18.
 3. TOTAL AREA = 4.04 ACRES ±
 4. PIN: 7752740259
 5. DEED REFERENCE: DB 2406 PG 1000
 6. PLAT REFERENCE: PG 70 TO PG 71
 7. EXISTING ZONING: R-10 ASHBORO
 8. PROPOSED ZONING: CU-RAS ASHBORO

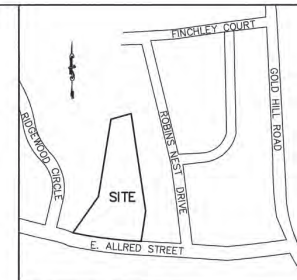
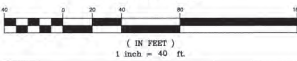
SETBACKS
 FRONT - 30' (ALLRED ST) 15' (CANE CREEK LN)
 REAR - 0' (UNLESS OTHERWISE SHOWN)
 SIDE - 0' (UNLESS OTHERWISE SHOWN)
 8. PROPOSED PUBLIC ROADS: 457 LF ±
 9. TOTAL UNITS: 10
 10. ALL ROADWAY SECTIONS TO BE CONSTRUCTED PER NCDOT STANDARDS
 NCDOT DRIVEWAY PERMIT REQ'D
 11. MONUMENT SIGN TO BE 40 SO FT MAX. AREA MIN. OF 10' FROM RIGHT OF WAY
 12. MAIL WILL BE DELIVERED TO EACH INDIVIDUAL UNIT.

LANDSCAPE NOTES

TYPE "A" BUFFER REQUIREMENTS:
 15' MIN. WIDTH, 1 CANOPY TREE, 3 UNDERSTORY TREES, AND 8 SHRUBS PER 100 LF
 WHERE EXISTING VEGETATION DOES NOT MEET OR EXCEED ABOVE REQUIREMENTS, LANDSCAPE SHOULD BE ADDED TO THE CANOPY TREES AT THE RATE OF 8 SHRUBS AND 3 UNDERSTORY TREES PER 100 LF

TYPE "A" SCREEN PROPOSED:
 A ROW OF EVERGREEN SHRUBS PLACED NOT MORE THAN FIVE FEET APART ON CENTER TO FORM A CONTINUOUS OPAQUE HEDGE A MINIMUM OF SIX FEET IN HEIGHT ABOVE FINISHED GRADE

*FIRE MAIL WILL COMPLY WITH PERFORMANCE STANDARDS OF ASHBORO ZONING ORDINANCE, SECTION 318A.



VICINITY MAP N.T.S.

OWNER - DEVELOPER
 KEN MCDOWELL
 1926 OLD HUMBLE MILL ROAD
 ASHBORO, NC
 PHONE (336) 302-9225

DRAWING LEGEND

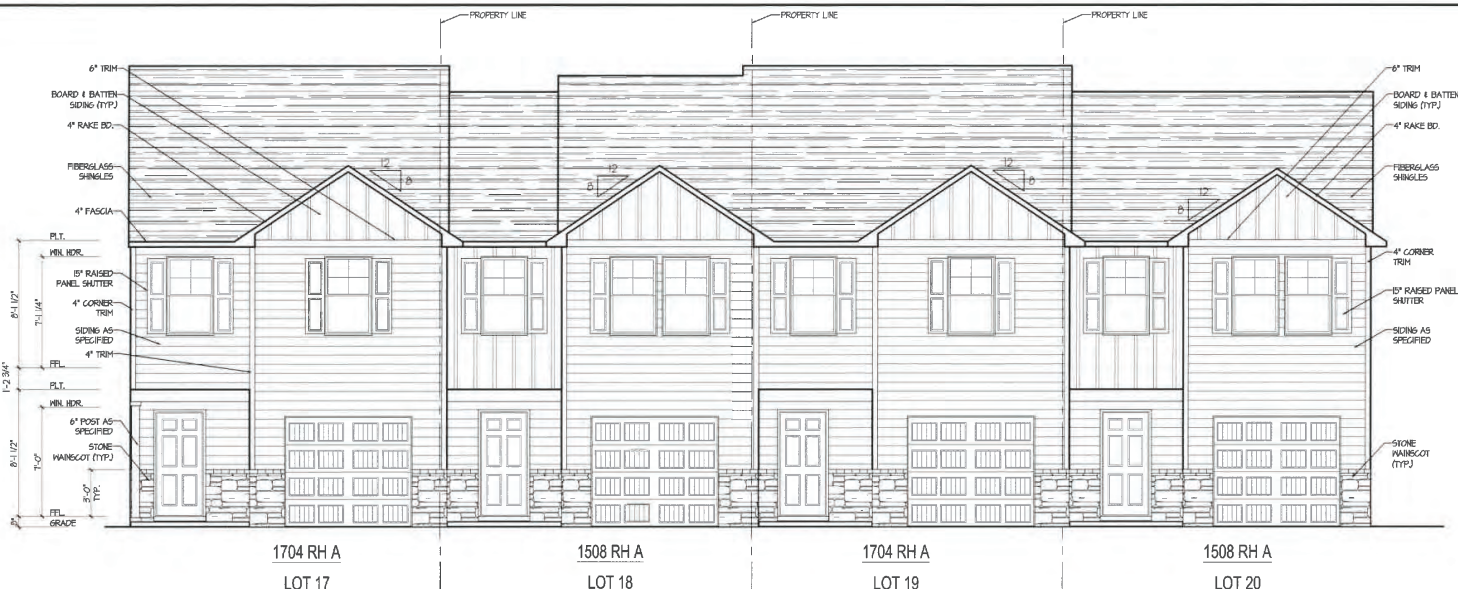
PROPERTY LINE
 ADJOINING PROPERTY LINE
 PROPOSED RIGHT OF WAY
 PROPOSED LOT LINE
 100 YR FLOODPLAIN
 REGULATORY FLOODWAY
 PROPOSED TREELINE
 EXISTING SANITARY SEWER
 PROPOSED SANITARY SEWER
 WATER LINE
 SAN. SEWER MANHOLE
 FIRE HYDRANT

MAINTENANCE RESPONSIBILITY
 City of Ashboro (Municipal)
 1. Streets & sidewalks within public street right-of-way.
 2. Sanitary sewer lines within public street right-of-way.
 3. Water lines supplying hydrants & meters and storm sewer system within public street right-of-way.
 Homeowners Association (HOA)
 1. Sanitary sewer lines between public street right-of-way and building.
 2. Common areas not within public street right-of-way.
 3. Parks and grounds.
 4. Storm sewer not located in public street right-of-way.
 5. Water lines between meters and buildings.
 6. Sidewalks not within public street right-of-way.

Summy Engineering Associates, PLLC
 Engineering - Land Planning - Consulting
 1000 S. 10th St.
 Asheville, NC 28806
 Phone: 336-224-2922 Fax: 336-224-2922
 Email: info@summyeng.com
 NC Professional Engineering Firm License No. F0314

CANE CREEK TOWNHOMES
 EAST ALLRED STREET
 RANDOLPH COUNTY, ASHBORO - NORTH CAROLINA

Scale:	Date:	Drawn by:	Checked by:	Job No.:	Sheet No.:	Revision:
1" = 40'	MAY 2024	ZYG	HWS	E-6367		



FRONT ELEVATION
4 UNIT BUILDING

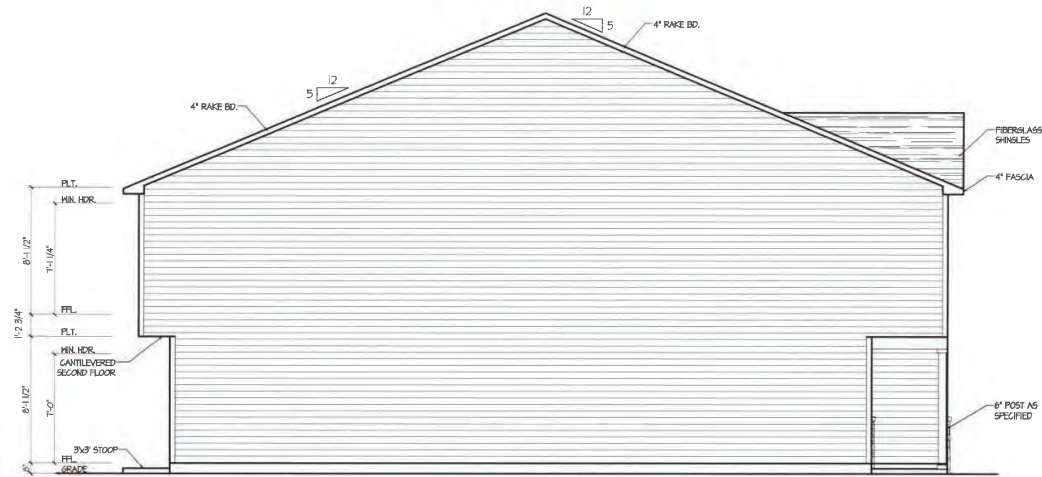


REAR ELEVATION

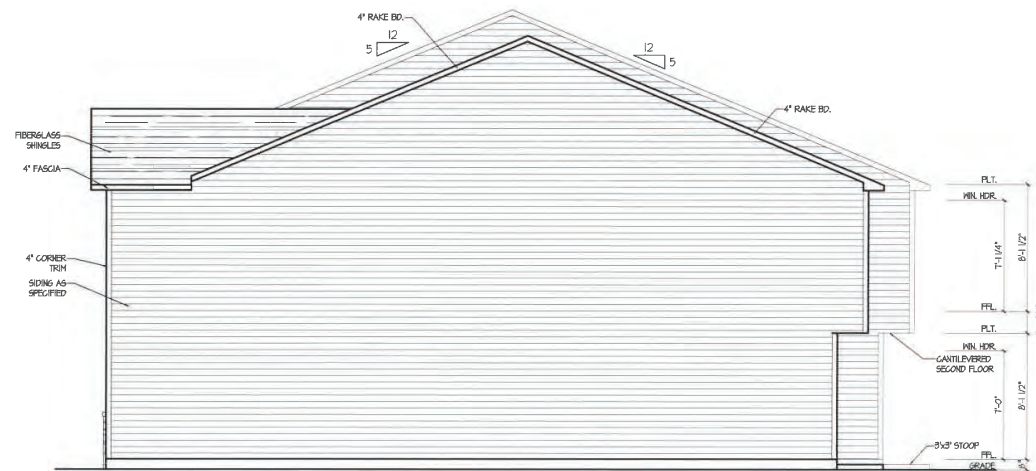
SCALE: 1/8" = 1'-0" U.N.O. (11x17)
SCALE: 1/4" = 1'-0" U.N.O. (24x36)

CRG. DATE:	2021-01-04
REVISIONS:	
2021-02-12	

DRAWN BY:	JHM
APPROVED BY:	JJT
SAVED:	JMARTIN



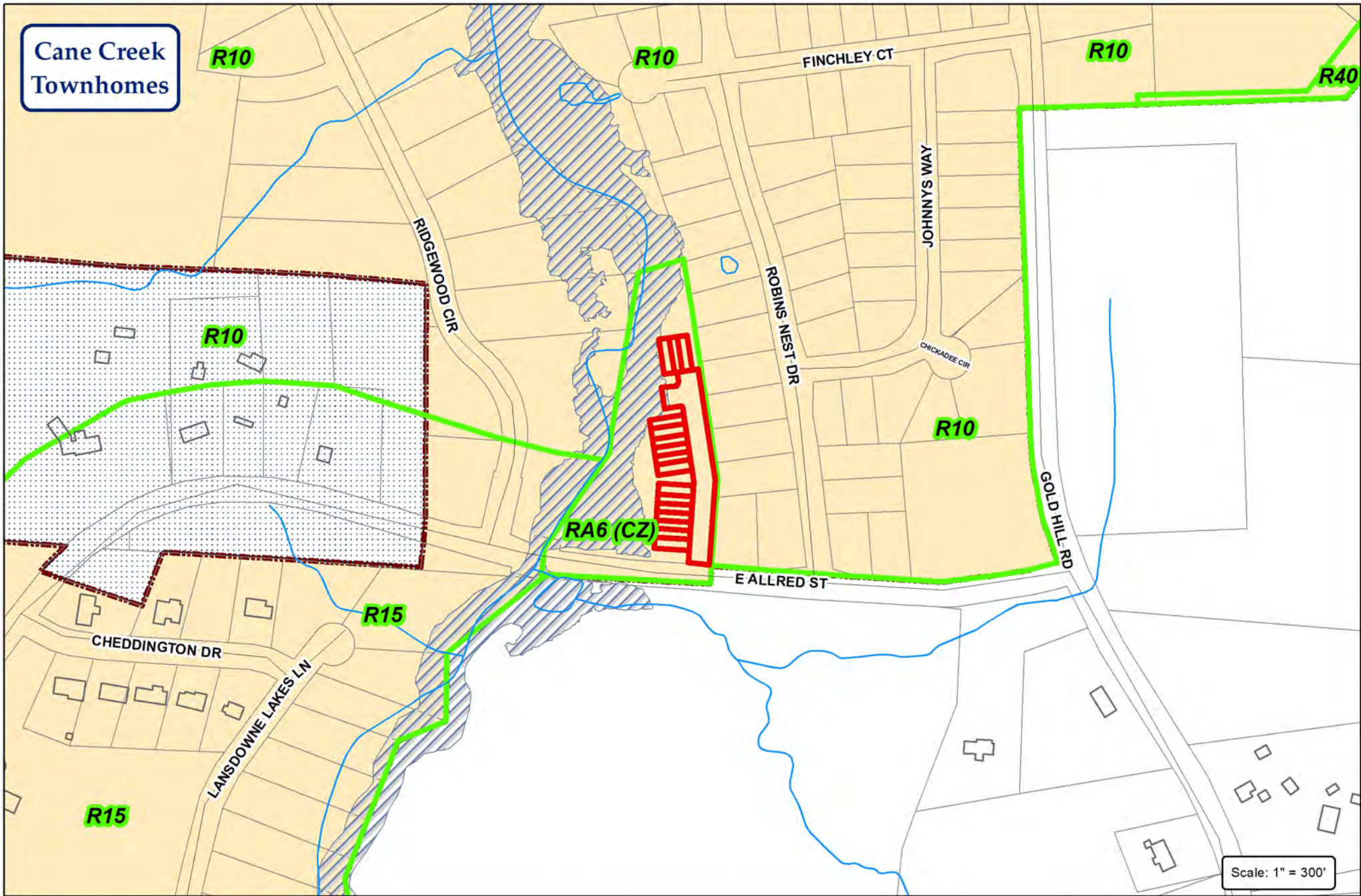
1704 RH LEFT ELEVATION



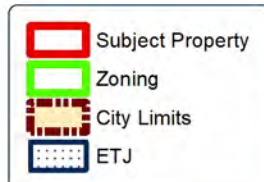
1508 RH RIGHT ELEVATION

SCALE: 1/8" = 1'-0" U.N.O. (11x17)
SCALE: 1/4" = 1'-0" U.N.O. (24x36)

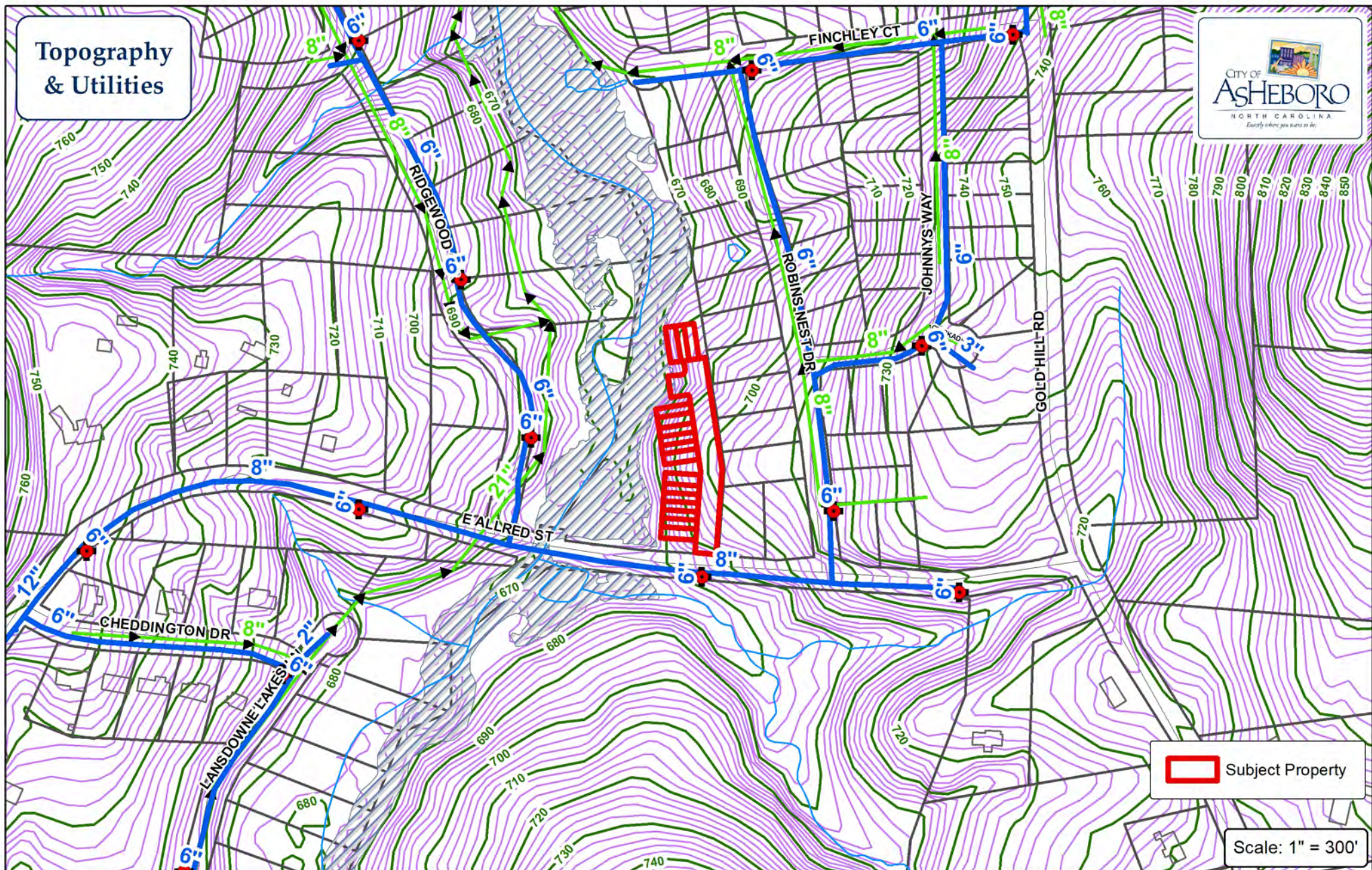
Cane Creek
Townhomes



City of Asheboro
Planning & Zoning Department
Subdivision Case: SUB-21-01
Parcel: 7762740259



Topography & Utilities



 Subject Property

Scale: 1" = 300'

- | | | | |
|--|------------|---|--------------|
|  | Water Main |  | Fire Hydrant |
|  | Sewer Main |  | Pump Station |
|  | Force Main | | |

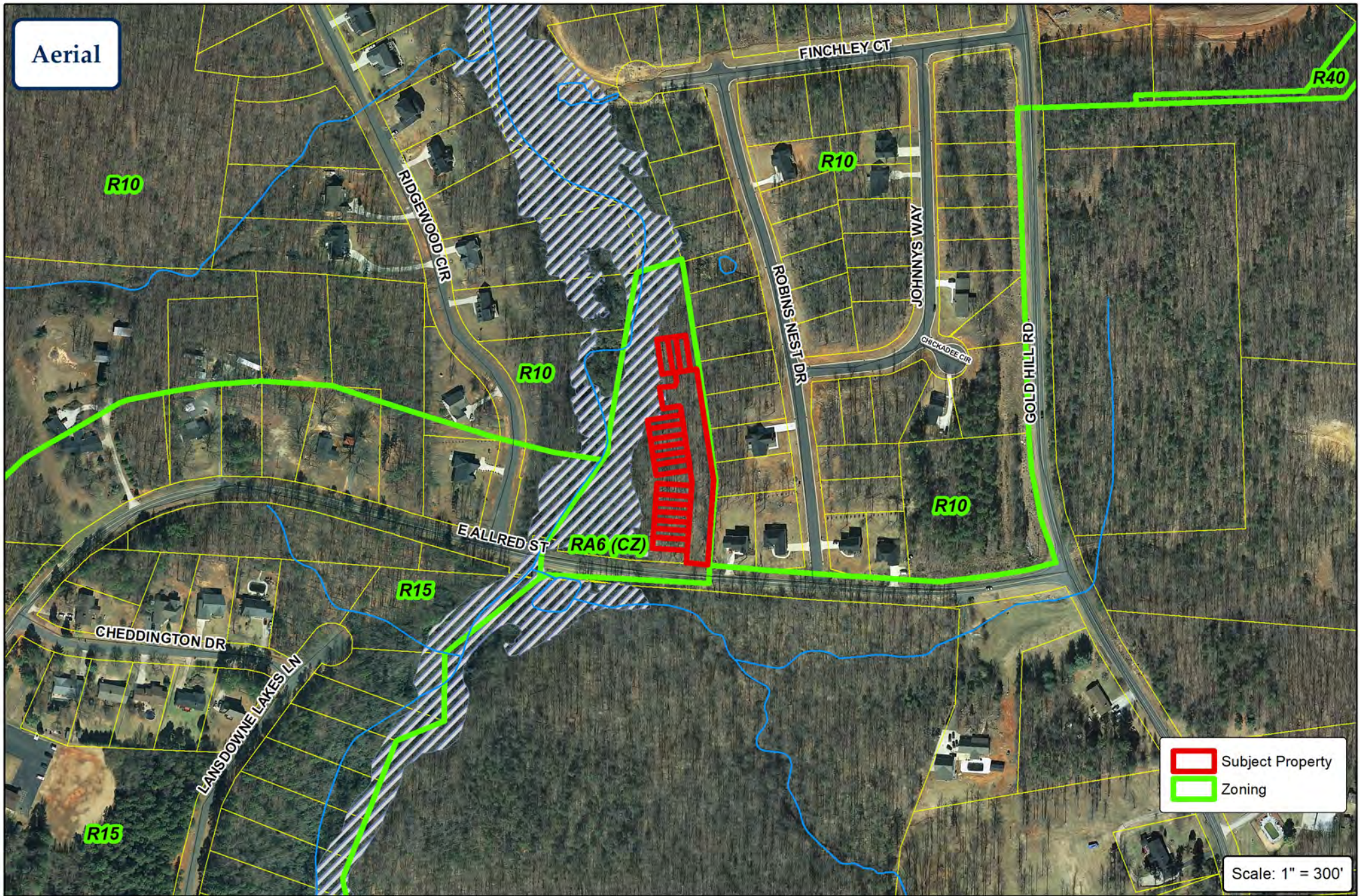
City of Asheboro Planning & Zoning Department

Subdivision Case: SUB-21-01

Parcel: 7762740259



Aerial



City of Asheboro
Planning & Zoning Department
Subdivision Case: SUB-21-01
Parcel: 7762740259



NOTICE OF TIMBER SALE

TRACT NAME:	<i>City of Asheboro, N.C.</i>
--------------------	--------------------------------------

VOLUME:	<i>426,800 Board Feet</i>	LOCATION:	<i>Randolph Co., N.C.</i>
ACRES:	<i>43+/-</i>	TIME LIMIT:	<i>24 Months</i>
VOLUME/ACRE:	<i>9,926 Board Feet</i>	SALE DATE:	<i>June 11, 2021</i>

TRACT DESCRIPTION: This tract consists of predominately hardwood timber. The sale area is 9% pine and 91% hardwood.

TRACT LOCATION: Located just north of the City of Asheboro, N.C., at the waste water treatment site, at Bonkemeyer Drive.

TYPE OF HARVEST: Clear-cut, all merchantable timber *except* for Stream Management Zones (SMZs). No hardwood trees measuring less than 18" across the stump, measured six inches from the ground, should be harvested from the SMZs. All pine timber may be harvested from the SMZs. The boundaries of the SMZs have been marked with *blue paint*. Property/cutting lines are flagged glo-pink.

TYPE OF SALE: Lump-Sum, Sealed Bid. 5% earnest-money deposit is required of the successful bidder. A \$1,500.00 performance bond and a pre-harvest meeting is required before logging operations begin.

DATE OF SALE: FRIDAY, JUNE 11, 2021 @ 12:00 PM. Sealed bids will be opened at the office of Tugwell Consulting Forestry, 2416 Fox Ridge Road, Asheboro, N.C. 27205. **Phone bids to: 336-953-2063.**
E-mail bids to: jtugwell@tugwellforestry.com Please call 336-953-2063 to confirm your e-mail bid.

TIME LIMIT: The timber deed will expire 24 months from the closing of the transaction.

CONDITIONS OF THE SALE:

A. The Buyer Agrees to the Following:

1. To keep all logging activities within the designated timber sale area.
 2. Forestry Best Management Practices (BMPs) must be implemented during the operation. Any soil disturbance which results in stream sedimentation, must be temporarily stabilized within 10 working days after the disturbance is made. Permanent stabilization must be completed within 30 working days after logging is completed.
- The Buyer is responsible for the timber sale area to be in compliance with all Forestry BMPs and FPGs after the logging job is completed.**

3. The location of logging roads must be agreed upon in advance and must be constructed and maintained according to BMPs. The location of stream crossings must be agreed upon in advance by TCF, and must be constructed and maintained in compliance with BMPs. Bridge timbers are the preferred method for crossing Stream Management Zones (SMZs). Access roads should be repaired to original condition after logging is completed, ordinary wear and tear, excepted. Fences should not be damaged.

4. Trees left in SMZs must be protected from excessive injury.
Glo-pink flagged property/cutting-line trees and *blue* painted SMZ boundary trees are not included in the sale area and should not be harvested.

5. All cutting rights will revert to the landowner after the timber is harvested. No firewood or stump harvesting is allowed.

B. The Seller Agrees to the Following:

1. To guarantee title to the forest products covered by this notice and to warrant the title against all claims at their expense.
2. To grant the freedom of entry and right-of-way to the Buyer and his agents or assigns.

C. The Seller Retains the Right to Reject Any or All Bids.

D. The Published Timber Volumes Are Not Guaranteed.

VOLUME REPORT SUMMARY

Tract Name..... City of Asheboro Location...Randolph County, NC
 Log Rule..... Scribner Acres.....43 +/-
 Type Cruise: Variable Plot, BAF = 20
 Pine sawtimber cruised from 10" dbh to 6" top diameter.
 Hardwood sawtimber cruised from 12" dbh to 10" top diameter.

VOLUMES

Species	Form Class	Volume(MBF)	No. Trees	Vol/Tree(BF)
White Oak	76	189.600	1,115	170
Loblolly Pine	78	37.600	246	153
Red Oak	76	136.000	73	185
Hickory	76	9.800	100	98
Maple	76	7.700	60	128
Yellow Poplar	76	44.800	252	178
Sweetgum	76	1.300	19	68
TOTAL		426.800 MBF	2,527 Trees	
Hardwood Pulpwood		230 Tons		
Pine Pulpwood		25 Tons		



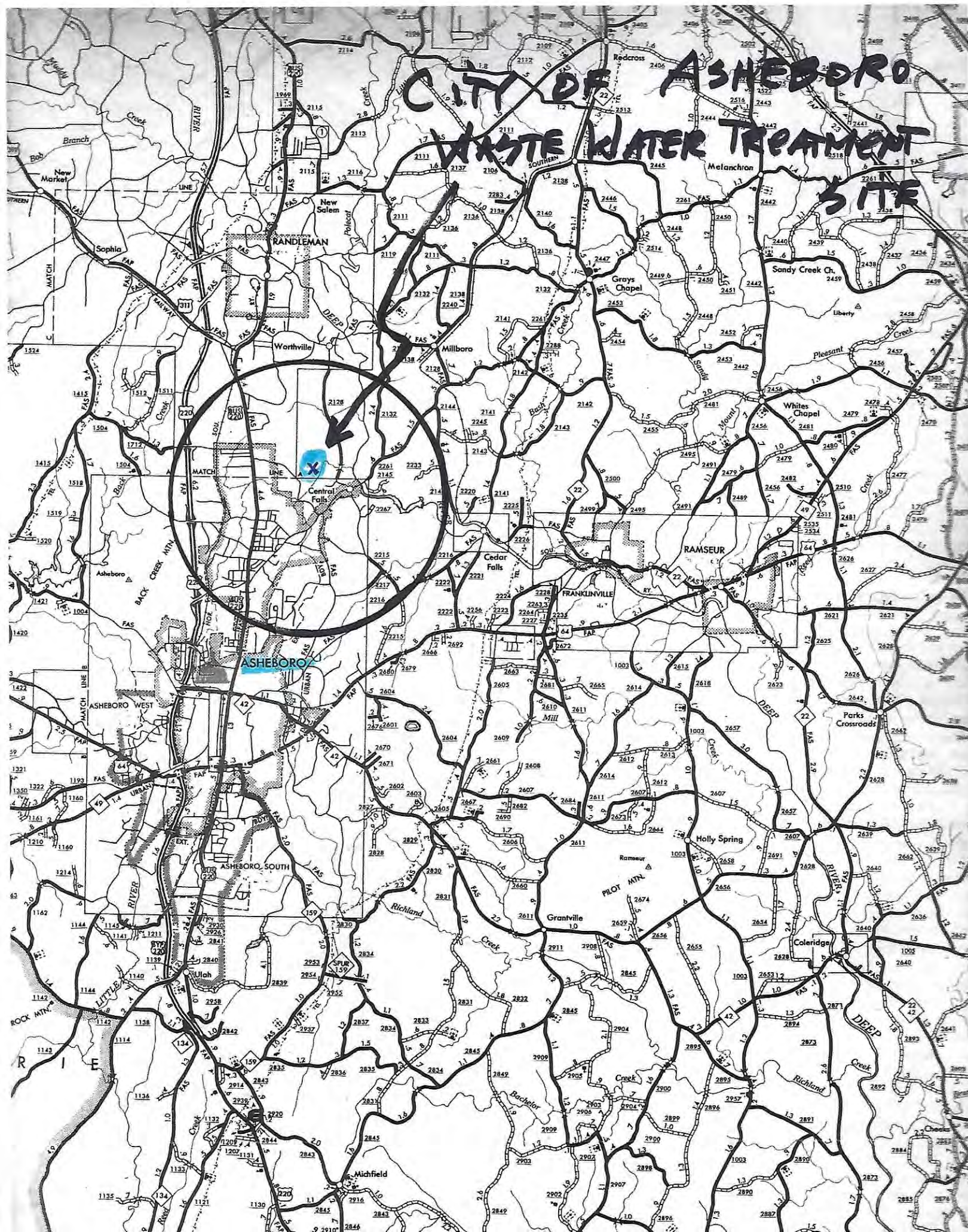
ASHEBORO WASTE WATER TREATMENT SITE

 = TIMBER SALE AREA 43+/- ACRES

XXXX = FENCE

TAX ID#: 7763-64-5814 652/648
TAX ID#: 7763-75-8973 652/645

CITY OF ASHEBORO WASTE WATER TREATMENT SITE



TIMBER SALE RESULTS

Tract Name: City of Asheboro – Wastewater Treatment Plant

Sale Date: Friday, June 11, 2021

County: Randolph, N.C.

Tract Location: Bonkemeyer Drive, Randolph County, N.C.

Company	Bid Amount
Edwards Timber Company	\$ 224,354.00
Uwharrie Lumber Company	\$ 210,734.00
Kepley-Frank Lumber Company	\$ 195,164.00

Tugwell Consulting Forestry, P.A.

P.O. Box 128

Asheboro, N.C. 27204

E. Gerald Tugwell, R.F., A.C.F.

Phone: 336-953-2063

Regarding property:

Tax ID#: 7763-64-5814 DB 652/648 PB 9/30

Tax ID#: 7763-75-8973 DB 652/645 PB 9/30

43+/- acre sale area

Randolph County, N.C.

TIMBER DEED/ TITLE INFORMATION

DATE: June 15, 2021

Tract Name: City of Asheboro – Wastewater Treatment Plant

Sale Price: \$ 224,354.00

County: Randolph **Township:** Franklinville **State:** NC

Attorney Preparing Timber Deed: Jason Page 252-289-9800

Grantor (s): (Name, marital status, address, phone number)

City of Asheboro, N.C. – a North Carolina Municipal Corporation
146 North Church Street.
Asheboro, N.C. 27203

David H. Smith – Mayor
Holly H. Doerr – City Clerk

Grantee: (Name, address, contact person, phone number)

Edwards Timber Company, Inc.
P.O. Box 219
Marshville, N.C. 28103
Attn: Mark Allen: 910-995-7600 Mike Patram 336-516-5713

Deed Reference: Deed Book 652/648 PB 9/30 Tax ID#: 7763-64-5814
Deed Book 652/645 PB 9/30 Tax ID#: 7763-75-8973

Sale Notice: Mailed to buyer.

Remarks and/ or Special Instructions: Revenue stamps are \$ 449.00

*** The 5% deposit of \$ 11,217.70 has been paid to the City of Asheboro, N.C. by
Edwards Timber Company***