

CURRITUCK COUNTY  
NORTH CAROLINA  
JUNE 6, 2005

The Currituck County Board of Commissioners met at 6:30 p.m. prior to the regular meeting to discuss amendment to allow governmental entities to discharge reverse osmosis discharge.

The Currituck County Board of Commissioners met on Monday, June 6, 2005, at 7:00 p.m. for their regularly scheduled meeting at the Historic Courthouse in the Commissioners Meeting Room with the following members present: Chairman Martin, and Commissioners Bowden, Etheridge, Miller and O'Neal.

### **Invocation and Pledge of Allegiance**

The Reverend Glenn McCranie, was present to give the invocation.

### **Approval of Agenda**

Commissioner Bowden moved to approve the agenda.  
Commissioner O'Neal seconded the motion. Motion carried.

- Item 2            Public Comment  
***Please limit comments to items not appearing on the regular agenda, please limit comments to 3 minutes.***
- Item 3            Presentation of FY 05-06 County Budget and set the public hearing.
- Item 4            Public Hearing and action on the formation of Hog Bridge Ditch Watershed Improvement Service District.
- Item 5            Public Hearing and Action PB 05-13 Shawn and Shannon O'Sullivan Rezone one acre from Agricultural (A) to General Business (GB) on property located in Powells Point on the west side of Caratoke Highway approximately 310' north of the intersection with Foster Forbes Rd. Tax Map 123 Lot 77, Poplar Branch Township.
- Item 6            Public Hearing and Action PB 04-03 River Lane Estates Preliminary Plat for a 19 lot subdivision located in Powells Point on the south side of River Lane (SR 1157), Tax Map 110, Lot 83B, Poplar Branch Township.
- Item 7            Public Hearing and Action on PB 00-15 HD (Racy) Newbern, IV: renewal of a special use permit for a demolition landfill operation and a mulch sales stockpile area located at 7565 Caratoke Highway, Tax Map 110, Parcels 38 and 39, Poplar Branch Township.
- Item 8            Public Hearing and Action PB 05-07 Amendment Currituck County. Amendment to Section 616 "Backwash or Discharge into Water Bodies" of the UDO
- Item 9            Discussion and consideration of public safety tower located at the SOB Water Plant
- Item 10           Consideration of Aydlett Road to Caratoke Highway waterline extension project.
- Item 11           Discussion on affordable housing.
- Item 12           Appointment to Senior Citizen Advisory Board.
- Item 13           Appointments to Game Commission.
- Item 14           Consent Agenda:  
Budget Amendment  
Resolution for Safety Preservation Program for the Airport.  
Change Order for Waterlily Fire Station.  
Resolution supporting adding Currituck County to Impact Tax Legislation.  
Finance office request to dispose of records.

Item 15 Approval of May 16 Minutes.  
Commissioner's Report  
Item 16 County Manager's Report  
Adjourn

**Public Comment**

***Please limit comments to items not appearing on the regular agenda, please limit comments to 3 minutes.***

Chairman Martin opened the public comment period.

Joy Stewart expressed her concerns with the Animal Shelter and over population of animals.

Bill McCarty, Harbinger, presented the Board a petition with 182 signatures opposing the Land Use Plan.

Gary Ferguson, Planning Director, stated that there will be a public meeting on June 16 in Harbinger to review the Land Use Plan.

Sydney Dohring, thanked the Board for the new park at the southern end of the county.

Ryland Poyner, Crawford Fire Department, expressed concerns with budget and new rules and regulations that will become effective with new budget.

Commissioner O'Neal invited the public to a free fish fry on June 17 at Pirates Cove to meet Senator Burr.

There being no further comments, Chairman Martin closed the public comment period.

**Presentation of FY 05-06 County Budget and set the public hearing.**

Dan Scanlon, County Manager, reviewed the proposed FY 05-06 budget with a tax rate of 32 cents.

The Budget will be for public review at the Library, Manager's office and at Knotts Island.

Chairman Martin moved to set the public hearing on the budget for June 20, 2005. Commissioner O'Neal seconded the motion. Motion carried.

Dan Scanlon, County Manager, stated that he has received two proposals to run the animal shelter; The Animal Lovers Assistance League has submitted a budget in the amount of \$64,807, and the Humane Society has submitted a budget in the amount of \$91,470.

**Public Hearing and action on the formation of Hog Bridge Ditch Watershed Improvement Service District.**

Mike Doxey, SCS, reviewed the watershed service district.

Chairman Martin opened the public hearing.

Jimmy Spencer, requested the Board to consider not taxing houses, just the land.

Sherry Morgan, requested tax be based on acreage, not house value.

Harvey Roberts, stated that the tax should be on property as well as acreage.

Commissioner Bowden moved to table until tax issue has been resolved. Commissioner O'Neal seconded the motion. Motion carried.

**Public Hearing and Action PB 05-13 Shawn and Shannon O'Sullivan Rezone one acre from Agricultural (A) to General Business (GB) on property located in Powells Point on the west side of Caratoke Highway approximately 310' north of the intersection with Foster Forbes Rd. Tax Map 123 Lot 77, Poplar Branch Township.**

Gary Ferguson, Planning Director, reviewed the request.

**PB 05-13 Shawn & Shannon O'Sullivan  
REZONING REQUEST  
BOARD OF COMMISSIONERS  
June 6, 2005**

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Shawn and Shannon O'Sullivan request to rezone a one acre lot from A (Agricultural) to GB (General Business). The property is located in Powells Point on the west side of Caratoke Highway (US 158) approximately 310' north of the intersection with Foster Forbes Road (SR 1114), PIN 0123-000-0077-0000. Mr. and Mrs. O'Sullivan wish to rezone this property in order to use the existing single family dwelling (built in 1948) as a future business. The type of business has not been determined at this time. The property is in Flood Zone C. The property contains Conetoe loamy sand soils which consists of well drained soils that are favorable for septic systems according to the Currituck County Soil Survey.

**SURROUNDING ZONING/LAND USE**

<u>Zoning</u>	<u>Land Use</u>
North: A (Agricultural)	Single Family Dwelling/Non-Conforming Used Car Lot
South: GB (General Business)	Vacant General Business Lot
East: A (Agricultural)	Single Family Dwelling/Cropland/Church
West: A (Agricultural)	Dilapidated Dwelling/Cropland/Woodland

**LAND USE PLAN**

The 1990 Land Use Plan shows this property as "Limited Transition". This class is to provide for development in areas that will have some services, but are suitable for lower densities than those associated with the urban transition class, and/or are geographically remote from existing towns and municipalities. This class also contains nonresidential

areas along major transportation routes. This rezoning is consistent with the Land Use Plan.

**PUBLIC SERVICES AND UTILITIES**

Lower Currituck Volunteer Fire Department provides fire protection for this area. County water, electric, telephone, and cable are available at this location.

**STAFF COMMENTS**

This lot adjoins a lot currently zoned General Business (GB). This rezoning may be viewed as an extension of an existing zoning district.

There are 3,101 acres of vacant GB zoned land countywide and 458 acres of that is in the Powells Point area.

**STAFF RECOMMENDATION**

Staff recommends approval of this application for the following reasons:

1. Proposed rezoning is compatible with surrounding land use.
2. The proposed rezoning is consistent with the Land Use Plan.

**PLANNING RECOMMENDATION**

On May 10, 2005 the Planning Board review this request and recommends approval. There was no discussion on this request.

Chairman Martin opened the public hearing.

Gary Dunston, questioned the set back rules in the UDO for his property and requested he be treated the same as proposed for the O'Sullivan's.

Shawn O'Sullivan, stated that he was rezoning to GB for financial reasons and still planned on using the property as their residence.

Chairman Martin, closed the public hearing.

Commissioner O'Neal moved to table until equitable position could be worked out on the set backs. Commissioner Bowden seconded the motion. Motion carried.

**Public Hearing and Action PB 04-03 River Lane Estates Preliminary Plat for a 19 lot subdivision located in Powells Point on the south side of River Lane (SR 1157), Tax Map 110, Lot 83B, Poplar Branch Township.**

Gary Ferguson, Planning Director, reviewed the request.

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**ITEM: PB 04-03 RIVER LANE ESTATES, PRELIMINARY PLAT FOR 19 SINGLE FAMILY LOTS**

**LOCATION:** At the end of Riverlane Road, approximately 1600' from its intersection with Caratoke Highway, Poplar Branch Township.

**ZONING DISTRICT:** General Business

**TAX ID:** Tax Map: 110 Parcel 83A

**OWNER:**  
John and Jane Newbern  
300 Luid Drive  
Chesapeake, VA 23322

**APPLICANT/AGENT**  
Bissell Professional Group  
P.O. Box 1068  
Kitty Hawk, NC 27949

**LAND USE/ZONING OF SURROUNDING PROPERTY:**

**NORTH:** Residential - zoned R  
**SOUTH:** Residential - zoned R  
**EAST:** Vacant - zoned GB  
**WEST:** Residential - zoned R

**NARRATIVE OF REQUEST:**

The Newberns are seeking Preliminary Plat approval for 19 single family lots through the major subdivision process. The development will be located on a site of approximately 21 acres. Since the development is less than 21 lots, no open space is required. All but one lot is sized at 40,000 sf. The remaining lot is approximately 52,000 sf.

This property is zoned General Business (GB). There is a note on the plat stating that the lots are for residential use only. The state issued a low density stormwater permit for the site which will limit the lot coverage to 30% instead of the 65% that the UDO allows in the GB district.

**OTHER IMPORTANT ELEMENTS TO THIS PLAN:**

**STREETS:** A loop road will serve this development. The street will be built to NCDOT Design and Construction standards. The streets will be dedicated to NCDOT for maintenance.

**WATER:** The nearest existing County water line is located on Caratoke Highway, approximately 1,600' from the subdivision. This distance exceeds the required UDO waterline connection by approximately 420'. The water for this development will be provided by individual wells. However, a bond will be required for the future installation of a 6" water line and hydrants throughout the subdivision.

- FIRE:** This development will be located within the jurisdiction of the Lower Currituck Volunteer Fire Department. A fire protection pond approximately 15' deep will be constructed for fire suppression purposes.
- WASTEWATER:** Individual on-site conventional septic systems have been approved for all lots.
- OPEN SPACE:** No open space is required, however 0.25 acres have been provided for a fire protection pond.
- DRAINAGE:** Roadside and property line swales/ditches are incorporated to direct the drainage to the fire pond on off-site drainage ditches.
- FLOOD ZONES:** This development is within Flood Zone C (not within the 100 year flood area).

**STAFF COMMENTS:**

- Sketch Plan/Special Use Permit approval for this development was granted by the Board of Commissioners on February 2, 2004.
- On March 10, 2005, Technical Review staff reviewed this application. At the TRC meeting, the primary concerns were with the adequate fire suppression, connecting to the existing water system, and drainage plan. There was a major concern expressed by the Fire Marshal in regards to having adequate water and manpower to suppress a fire in this part of the county. There was a discussion in regards to connecting to the existing county water line in Caratoke Highway. Since this development is approximately 420' short of being required to connect to the county water, it was suggested that the county extend a waterline for this connection. The Preliminary Plat has been revised to address the major concerns expressed by the Technical Review staff. The drainage plan has been approved by the Soil & Water Conservation office and County Engineer.
  - (a) County Engineer - reviewed & approved. Recommends the subdivision connect to the County water system.
  - (b) Soil & Water Conservation - reviewed & approved
  - (c) Fire Marshal – reviewed & approved. If there is a model home within this subdivision, it will be treated as a commercial building in accordance with the NC Fire Code.
  - (d) Health Services – reviewed & approved all lot for conventional on-site septic systems
  - (e) County Water Department – no waterline installation
  - (f) County Mapper – approved as is
  - (g) Lower Currituck Volunteer Fire Department – no comments received
  - (h) Emergency Management Services - reviewed with no comments
  - (i) Recreation Department – reviewed with no comments
  - (j) NCDENR, Water Quality – reviewed and approved a Low Density Stormwater Permit

- (k) NCDENR, Land Quality Section – reviewed and issued erosion & sedimentation control permit
  - (l) NCDOT – driveway permit has been issued. NCDOT will not be responsible for maintenance of any roadside ditches located outside of the dedicated right-of-way.
  - (m) Phone Company - reviewed with no comments
  - (n) Superintendent of Schools - reviewed with no comments
  - (o) Power – reviewed and no comments
- The following corrections shall be made to the Preliminary Plat:
    1. Correct the Tax ID to 0110-000-083B-0000
    2. State who the responsible party will be for the stormwater facility maintenance
    3. Sheet 2 - notes for fire protection pond are illegible; show the typical property line swale
    4. Add the following note: NCDOT shall not be responsible for the maintenance of any roadside ditches located outside of the dedicated right-of-way.
  - The following corrections shall be made to the construction drawings:
    1. Inverts shall be shown for all culverts
    2. A grate is required on the 18” outfall pipe
    3. The existing earthen dam in the outfall ditch shall be removed
    4. Sheet 2 – Small trees are planted 30’ on center

#### **STAFF RECOMMENDATION:**

Staff recommends **approval** subject to the following conditions:

1. That the following corrections be made to the plans: **(done)**
  - (a) Correct the Tax ID to 0110-000-083B-0000
  - (b) State who the responsible party will be for the stormwater facility maintenance
  - (c) Sheet 2 - notes for fire protection pond are illegible; show the typical property line swale
  - (d) Add the following note: NCDOT shall not be responsible for the maintenance of any roadside ditches located outside of the dedicated right-of-way.
- The following corrections shall be made to the construction drawings:
  - (a) Inverts shall be shown for all culverts
  - (b) A grate is required on the 18” outfall pipe
  - (c) The existing earthen dam in the outfall ditch shall be removed
  - (d) Sheet 2 – Small trees are planted 30’ on center
2. ***That the corrected Preliminary Plat be submitted and approved by the***

**Planning Department prior to the Board of Commissioners meeting.** To be scheduled for the first BOC meeting of the following month, the corrected plans must be submitted to the Planning Department within one week of the Planning Board meeting; **(done)**

3. That fire suppression facilities shall be required to be in place and accepted by the Fire Marshal prior to the start of the site development work; **(N/A)**
4. That street trees shall be installed (or bonded) prior to submittal for final plat approval;
5. That required improvements be installed and accepted prior to submission for final plat approval;
6. That the water improvements shall be bonded at the time of final plat;
7. That the applicant shall complete the development strictly in accordance with the plans submitted to and approved by the Board of Commissioners;
8. That applicant meet all requirements of the county's Unified Development Ordinance; and
9. That should any conditions within this permit conflict with any other permit(s) issued for this activity, and then the more restrictive condition shall prevail.

Chairman Martin opened the public hearing.

Commissioner O'Neal questioned why model homes were treated as commercial. The Board requested the Fire Marshall to get information in writing.

Commissioner O'Neal moved to approve. Commissioner Miller seconded the motion. Motion carried.

**Public Hearing and Action on PB 00-15 HD (Racy) Newbern, IV: renewal of a special use permit for a demolition landfill operation and a mulch sales stockpile area located at 7565 Caratoke Highway, Tax Map 110, Parcels 38 and 39, Poplar Branch Township.**

Sworn testimony was given prior to making any statements.

Gary Ferguson, Planning Director, reviewed the request and the violations of the SUP to date.

## **MEMORANDUM**

TO: Board of Commissioners

FROM: Gary Ferguson, AICP  
Planning Director

DATE: June 6, 2005

SUBJECT: PB 00-15 Demolition Landfill SUP Renewal for Soundside Recycling & Materials

Mr. Newbern's Special Use Permit (SUP) is due to expire on June 17, 2005. Mr. Newbern wishes to renew the special use permit for the demolition landfill. Staff recommends denial of this request for the following reasons:

Since the last renewal in 2002, staff has investigated the following:

- Staff received a complaint in April 2005 that the applicant was exceeding the approved acreage allowed for this operation. The Code Enforcement Officer visited the site and determined that the complaint was not valid. The applicant was not expanding the site of his operation; he was rebuilding the rear berm.
- In 2004 the Code Enforcement Officer visited the site on two occasions as the stock pile area was exceeding the berm height and material was visible above the berm. The applicant immediately corrected the violation in both cases.

On June 3, 2005 the Code Enforcement Officer and the Fire Marshall visited the site and the following observations were made:

1. The operations area was initially approved for a 2 acre site. This area has been expanded to approximately 200' past the permitted area. At the time of inspection it was noted that wood chips were being disposed of in the VEPCO easement and that a new berm approximately 13' high has been constructed approximately 80' east of the VEPCO easement. The total operations area now encompasses approximately 5 acres of land and is in violation of the current SUP;
2. The three phase electric service for the site is severally damaged;
3. Storage of debris in areas not designated for this use;
4. The Fire Marshall put the following conditions on the Permit which to date have not yet been fulfilled:
  - a. Fire operations require a 20' wide all weather surface capable of handling 75,000 pounds to all areas of the compound.
  - b. Each fuel-fired vehicle is to be equipped with a 2-A:20-B:C or higher fire extinguisher.
  - c. The fuel storage is to be properly contained (i.e. double hulled storage tanks)

In April 2002, the Zoning Officer, Planning Director, and Mr. Newbern met at the site to discuss solutions to the visual impact that the operations were having on the US 158 Corridor. At that time it was recommended that the operations be

relocated approximately 1,000' further east from the current operations. This relocation would entail moving the existing berms so that the operation area would be properly screened from US 158. This proposal would require that the electrical facilities be relocated and that the weight scales could remain in their present position. Mr. Newbern was not in favor of this recommendation, and asked if the relocation could be completed within one year after the 2002 renewal for the SUP in order to have adequate time to modify his state permits. The BOC did not impose a relocation requirement for this site.

To date, Mr. Newbern has made no attempts towards complying with the staff request. As mentioned above, he has violated the current SUP by not providing adequate fire access to all portions of the site; lack of an adequate number of fire extinguishers; lack of adequate containment for the fuel storage and increasing his site area by approximately 3 acres.

If Mr. Newbern would like to reapply for a Special Use Permit, staff will require an accurate site plan indicating where all the storage areas, berms, parking, fire hydrants and operations are located and that all the conditions mentioned above be corrected. In addition staff further requests that the operations be relocated approximately 1,000; east of the current site.

Chairman Martin opened the public hearing.

Charles Newbern, adjacent property owner, stated that this was an unsightly operation and opposed the request.

Joseph Slinkman, stated that there was 6 acres of debris and unsightly.

L.H. Banks, Elizabeth City, stated that this operation was going to lower his property value and it continues to be in violation of his SUP.

Racy Newbern, owner, stated he would work on bringing the site up to code and was not aware of all of the violations.

Commissioner O'Neal moved to give Mr. Newbern a 6 month extension on his SUP to bring site up to code. Commissioner Bowden seconded the motion. Motion carried.

**Public Hearing and Action PB 05-07 Amendment Currituck County. Amendment to Section 616 "Backwash or Discharge into Water Bodies" of the UDO**

Gary Ferguson, Planning Director, reviewed the following amendment.

**CURRITUCK COUNTY**  
PB 05-07  
UDO AMENDMENT REQUEST

**CURRITUCK COUNTY** requests the following amendment to the Currituck County Unified Development Ordinance:

PB 05-07 Currituck County Amendment to Section 616 "Backwash or Discharge into Water Bodies" of the UDO

BE IT ORDAINED by the Board of Commissioners of the County of Currituck, North Carolina that the Unified Development Ordinance of the County of Currituck be amended as follows:

Part 1. That the following sections be amended:

**Section 616 Backwash or Discharge Into Water Bodies.**

1. No discharge of any nature (except discharges approved under a State Stormwater permit or as provided in #2 below) what so ever of water, chemicals, treated water, backwash from reverse osmosis systems, or other discharge shall be deposited directly or indirectly into the waters of Currituck Sound, Albemarle Sound, or their adjoining tributaries, rivers, streams, creeks, canals, or other connecting waterways. **This prohibition shall not apply to reverse osmosis system discharges into the Albemarle Sound performed by any unit of government (Federal, State, County) which has all the necessary Federal, State, and local permits for such discharges and having undertaken the necessary studies including but not limited to an "Environmental Assessment" (E.A); a "Draft Environmental Impact Statement" (D.E.I.S.) and/or "A Finding of No Significant Impact" (FONSI).**

Chairman Martin opened the public hearing.

Chairman Martin stated that the county was looking for water resources and needed to build an RO plant and outfall to be in the Albemarle Sound, not the Currituck Sound or North River.

Commissioner O'Neal also agreed no discharge in the Sound.

There being no further comments, Chairman Martin closed the public hearing.

Commissioner Miller moved to approve with noted changes-no discharge in the Sound or North River. Chairman Martin seconded the motion. Motion carried.

**Discussion and consideration of public safety tower located at the Southern Outer Banks Water Plant**

Dan Scanlon, County Manager, stated that Verizon would construct a tower if it can locate on the tower along with an equipment building.

Kate McKenzie, County Attorney, reviewed the contract for the

term of 5 years and had no other concerns with contract.

Commissioner Miller moved to proceed with consideration of the contract. Commissioner Bowden seconded the motion. Motion carried.

The Board stated they had no problem with a temporary tower on site.

**Consideration of Aydlett Road to Caratoke Highway waterline extension project.**

Commissioner O'Neal moved to award bid to George Raper, Inc., in the amount of \$312,615. Commissioner Etheridge seconded the motion. Motion carried.

**Discussion on affordable housing.**

Commissioner Miller discussed density for affordable housing.

Commissioner Etheridge suggested a regional housing summit and incentive for developers.

Commissioner O'Neal moved to have the county manager appoint a committee to look at the situation.

**Appointment to Senior Citizen Advisory Board.**

Commissioner Miller moved to appoint Bob Klinger. Commissioner Etheridge seconded the motion. Motion carried.

**Appointments to Game Commission.**

Commissioner Miller moved to reappoint Paul Bradley, Charles Eley and Danny Newbern. Commissioner O'Neal seconded the motion. Motion carried.

**Consent Agenda:**

**Budget Amendment**

**Resolution for Safety Preservation Program for the Airport.**

**Change Order for Waterlily Fire Station.**

**Resolution supporting adding Currituck County to Impact Tax Legislation.**

**Finance office request to dispose of records.**

**Approval of May 16 Minutes.**

Commissioner Etheridge moved to approve. Commissioner Miller seconded the motion. Motion carried.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
22690-561003	Professional Services - Carova	3,500	
22310-402004	Fire District Tax - 2004 Levy		3,500
		\$ 3,500	\$ 3,500

**EXPLANATION:** Fruitville Fire District (22690) – Increase budgeted funds for professional services to complete audits for Carova Beach Volunteer Fire Department for the 2003 and 2004 fiscal years.

*NET BUDGET EFFECT:* Fruitville Fire District (22) – Increased by \$3,500.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
61818-531000	Gas, Oil, Etc	3,000	
61818-533800	Chemicals		3,000
		\$ 3,000	\$ 3,000

**EXPLANATION:** Mainland Water (818) – Transfer budgeted funds for fuel purchases due to increases in fuel costs this fiscal year.

*NET BUDGET EFFECT:* Mainland Water (61) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10450-511000	Telephone & Postage	2,000	
10450-531000	Gas, Oil, Etc	600	
10380-481000	Investment Earnings		2,600
		\$ 2,600	\$ 2,600

**EXPLANATION:** Tax (450) – Increase budgeted line items for increased postage due to mailing additional and adjusted revaluation notices and increased cost of fuel.

*NET BUDGET EFFECT:* Operating fund (10) – Increased by \$2,600.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10541-514500	Training and Education	100	
10541-545000	Contract Services	5,100	
10541-502000	Salaries		5,100
10541-514000	Travel		100
		\$ 5,200	\$ 5,200

**EXPLANATION:** Fire Services (541) – Transfer budgeted monies to contract services to set up each individual fire station with users and accounts in the National Fire Incident Reporting System (NFIRS) by coordinating information exchange between Currituck County Fire Chief and the Office of the State Fire Marshall (OSFM) and to transfer funds to travel for Fire Marshall to attend an electrical inspector class.

*NET BUDGET EFFECT:* Operating fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
15780-545000	Contract Services	42,130	
15780-588000	Contingency		42,130
		\$ 42,130	\$ 42,130

**EXPLANATION:** Occupancy Tax – Tourism (15780) – Transfer budgeted fund for the following:

- Beach cleanup from storm debris \$17,500
- Monitoring at the Whalehead Club 4,000
- Bury turtle on the beach (2) 3,600
- Increase in Ocean Centre dues 1,530
- Increase in cleaning Pine Island Facility 3,000
- Outer Banks Sewer study carry-forward  
From FY 2004 12,500

TOTAL \$42,130

*NET BUDGET EFFECT:* Occupancy Tax fund (15) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10430-514000	Travel	400	
10430-511000	Telephone & Postage	1,253	
10430-532100	Ballot Program & Imprint		400
10330-449900	Miscellaneous Grants		1,253
		\$ 1,653	\$ 1,653

**EXPLANATION:** Elections (430) – Transfer budgeted funds for travel for elections supervisor to attend training and to record HAVA Grant for 2005 Elections list maintenance.

*NET BUDGET EFFECT:* Operating fund (10) – Increased by \$1,253.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
66868-514000	Travel	500	
66868-516000	Maintenance & Repair	1,000	
66868-532000	Supplies	500	
66868-533800	Chemicals	4,000	
66868-513000	Utilities		6,000
		\$ 6,000	\$ 6,000

**EXPLANATION:** Southern Outer Banks Water (66868) – Transfer budgeted funds for for travel, maintenance, supplies and chemicals needed for operations for the remainder of this fiscal year.

**NET BUDGET EFFECT:** Southern Outer Banks Water Fund (66) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10531-532000	Supplies	7,000	
10531-545000	Contract Services		5,000
10531-590000	Capital Outlay		2,000
		\$ 7,000	\$ 7,000

**EXPLANATION:** Emergency Management (531) – To transfer budgeted grant funds to supplies to purchase a projector that was original anticipated to be a capital purchase and to purchase brochures and supplies for training exercise.

**NET BUDGET EFFECT:** Operating Fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10750-502100	Salaries - OT	418	
10750-505000	FICA	32	
10750-507000	Retirement	41	
10750-514500	Training & Education	1,000	
10760-532900	Foster Care Supplement		491
10750-514000	Travel		1,000
		\$ 1,491	\$ 1,491

**EXPLANATION:** Social Services Administration (750); County Assistance (760)- Transfer budgeted line items from foster care supplement to salaries and benefits for overtime for adoption assistance classes and transfer from travel to training and education due to increased expenses associated with implementation of Multiple Response System for Child Welfare Services..

**NET BUDGET EFFECT:** Operating fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10470-545000	Contract Services	2,500	
10470-532000	Supplies		500
10470-513000	Utilities		1,000
10390-495015	T F - Occupancy Tax		1,000
15780-587010	T T - Operating Fund	1,000	
15780-588000	Contingency		1,000
		\$ 3,500	\$ 3,500

**EXPLANATION:** Satellite Office (470) – Transfer budget funds to contract services for increase in operating contracts during this fiscal year.

**NET BUDGET EFFECT:** Operating fund (10) – Increased by \$1,000.  
Occupancy Tax fund (15) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10470-545000	Contract Services	2,500	
10470-532000	Supplies		500
10470-513000	Utilities		1,000
10390-495015	T F - Occupancy Tax		1,000
15780-587010	T T - Operating Fund	1,000	
15780-588000	Contingency		1,000
		\$ 3,500	\$ 3,500

**EXPLANATION:** Satellite Office (470) – Transfer budget funds to contract services for increase in operating contracts during this fiscal year.

**NET BUDGET EFFECT:** Operating fund (10) – Increased by \$1,000.  
Occupancy Tax fund (15) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10480-545200	Records Management	2,500	
10480-557300	Excise Tax on Deeds	100,000	
10320-410000	Deed Stamp Excise Tax		102,500
		\$ 102,500	\$ 102,500

**EXPLANATION:** Register of Deeds (480) – Increase budgeted line items due to increase in instruments recorded this fiscal year.

*NET BUDGET EFFECT:* Operating fund (10) – Increased by \$102,500.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10490-545003	Contract Services - Ct/Jail	1,000	
10490-590003	Capital Outlay		1,000
		\$ 1,000	\$ 1,000

**EXPLANATION:** Court Facility Fees (490) – Transfer budgeted funds for contract increases during the year.

*NET BUDGET EFFECT:* Operating fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10550-535000	Credit Card Maintenance Fees	800	
10550-514800	Fees Paid to Officials		800
		\$ 800	\$ 800

**EXPLANATION:** Airport (550) – Transfer budgeted funds for increase in credit card fees associated with the aviation fuel.

*NET BUDGET EFFECT:* Operating fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10790-513000	Utilities	3,000	
10790-545000	Contract Services		3,000
		\$ 3,000	\$ 3,000

**EXPLANATION:** Library (790) – Transfer funds for increased utility bills at the libraries.

*NET BUDGET EFFECT:* Operating fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10960-531000	Gas, Oil, Etc	30,000	
10320-408000	Franchise Taxes		30,000
		\$ 30,000	\$ 30,000

**EXPLANATION:** Central Services (960) – Increase Gas, Oil, Etc for the central fuel purchase needed due to the increased cost of fuel.

*NET BUDGET EFFECT:* Operating fund (10) – Increased by \$30,000.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
28450-545000	Contract Services	42,000	
28390-499900	Fund Balance Appropriated		42,000
		\$ 42,000	\$ 42,000

**EXPLANATION:** Revaluation (28450) – Appropriate fund balance for increased cost of revaluation contract due to increased number of parcels appraised.

*NET BUDGET EFFECT:* Revaluation (28) – Increased by \$42,000.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
60808-545001	Contract Services - Sewer	40,000	
60808-531001	Gas, Oil, Etc - Sewer	100	
60808-516001	Maintenance & Repair - Sewer	10,000	
60808-545000	Contract Services - Water		50,000
60808-532001	Supplies - Sewer		100
		\$ 50,100	\$ 50,100

**EXPLANATION:** Ocean Sands Water & Sewer District (60) – Transfer budgeted line items for operations for the remainder of this fiscal year.

*NET BUDGET EFFECT:* Ocean Sands Water & Sewer District (60) – No change.

**RESOLUTION JOINING THE REQUEST OF DURHAM COUNTY FOR LEGISLATION ENACTING IMPACT TAXES FOR SCHOOLS**

WHEREAS, the Board of County Commissioners of the County of Currituck supports the efforts of Currituck County to ensure adequate school facilities for Currituck school children; and

WHEREAS, new residential construction creates demands for school facilities that are appropriate to fund through impact taxes that are paid by new development, rather than by tax increases for all Currituck County taxpayers; and

WHEREAS, requiring new development to pay for the costs it creates to the community is a legally recognized technique that has been successfully used for many years by the County of Currituck for parks, open space and utilities; and

WHEREAS, Durham County has included in its 2005 legislative program a request for enabling authority to charge impact taxes on new development for school facilities;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CURRITUCK:

1. The Board joins the request of Durham County for legislation to authorize Currituck County to levy impact taxes on new development to help defray the cost of providing school facilities to serve the needs created by that development.
2. This resolution is effective upon adoption.

**Commissioner's Report**

Commissioner O'Neal reviewed a report he received from Chesapeake, Va., on the Camden Landfill.

Commissioner Etheridge stated he attended the Legislative Briefing in Raleigh.

Chairman Martin stated he received some call regarding the parking at the WRC ramp on Knotts Island and requested staff to look at expanding the parking at this ramp.

**County Manager's Report**

Dan Scanlon, County Manager, stated he went to a DOT meeting which included in the study hurricane evacuation on the Mid County bridge. This bridge would only become possible after the new Bonner Bridge in Dare County.

**Adjourn**

There being no further business the meeting adjourned.