

# Currituck County Board of Commissioners Agenda

Historic Currituck County Courthouse

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**Date: Monday, December 01, 2008    Time: 7:00 PM**

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5:00 to 7:00 p.m. Reception for Commissioner Bowden

## **Regular Agenda**

- 7:00 p.m.    Invocation  
                  Pledge of Allegiance
- Item 1        **Approval of November 17, 2008 Minutes**
- Item 2        **Recognition of out going Commissioner Bowden**
- Item 3        **Recognition of out going Chairman**
- Item 4        **The Honorable Judge Cole** to give the Oath of Office for newly  
                  elected Commissioners
- Item 5        **Election of Chairman**
- Item 6        **Election of Vice Chairman**
- Item 7        Approval of Agenda
- Item 8        Public Comment  
***Please limit comments to items not appearing on the regular  
agenda, please limit comments to 3 minutes.***
- Item 9        **Sheila Tyler, Presentation** on History of Moyock Book
- Item 10       **Division of Air Quality** presentation on lowering of standard  
                  ambient air quality
- Item 11       **Public Hearing and Action** PB 08-55 Christopher J. Susko: Text  
                  amendment to the UDO to allow a limousine service as a permitted  
                  use in the Agricultural zoning district.
- Item 12       **Currituck Chamber to present Annual Program of Work**

Item 13

**Consent Agenda:**

1. Resolution authorizing exchange of property Whalehead Section 7
2. Budget Amendments
3. Approval of Work First Plan
4. Lower Currituck Fire Department request to purchase new vehicle

Item 14

Commissioner's Report

Item 15

County Manager's Report

Adjourn

CURRITUCK COUNTY  
NORTH CAROLINA  
November 17, 2008

The Board of Commissioners met at 7:00 p.m. for its regularly scheduled meeting at the Historic Courthouse in the Commissioners Meeting Room with the following members present: Chairman Nelms, Commissioners Bowden, Gregory, Taylor and Etheridge.

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

Chairman Nelms presented the invocation.

### **Approval of Agenda**

Commissioner Gregory moved to add to consent agenda approval of agreement with ABC Enforcement and authorize the Sheriff to execute. Commissioner Bowden 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            **Discussion on NC Division of Aging Service Breach**
- Item 4            **Public Hearing and Action** PB 04-71 Swan Beach Corolla, LLC:  
Request to amend the Currituck County Unified Development Ordinance, Chapter 4: Overlay Districts, to create an Off Road Historic Village Commercial Overlay District.
- Item 5            **Public Hearing and Action** PB 04-72 Swan Beach Corolla, LLC:  
Request to establish an Off Road Historic Village Commercial Overlay District on approximately 25.77 acres. The property is located on Ocean Pearl Road north of the intersection of Albatross Lane, Swan Beach. Tax Map 101, Lot 1, and Tax Map 101A, Lots C & D Section 1, Fruitville Township.
- Item 6            **Public Hearing and Action** PB 08-50 Currituck County Planning Board:  
Request to amend the Currituck County Unified Development Ordinance, Table of Permissible Uses, to allow wastewater treatment plants with a Special Use Permit.
- Item 7            **Public Hearing and Action** PB 08-41 Bissell Professional Group -  
Text Amendment for R02 Roads and Lots: Request to amend UDO Chapter 9: Infrastructure; Chapter 2: Zoning Districts; and Chapter 10: Subdivision Requirements to allow existing larger parcels to be re-subdivided into open space subdivisions in the R02 zoning district with sand roads that follow the configurations of previously approved roads and lots (Carova Beach, Swan Beach, etc.).
- Item 8            **Public Hearing and Action** PB 08-53 Morrison/Myers (Horgan):  
Request to rezone approximately 119.96 acres from Agricultural (A)

to Residential (R). The property is located at 291 West Side Lane, Tax Map 112, Lot 3C, Poplar Branch Township.

Item 9 **Public Hearing and Action** PB 08-48 Currituck Marina/Horgan: Request to establish a Conditional District - Planned Unit Development Overlay Zone (CD-PUD) on approximately 119.96 acres. The property is located at 291 West Side Lane, Tax Map 112, Lot 3C, Poplar Branch Township.

Item 10 **Consideration of Bid Award for RO Outfall Pipe and Diffuser-Mainland Water System Upgrades**

Item 11 **Consideration and Action** on Member Waste Management Agreement with Albemarle Regional Solid Waste Management Authority

Item 12 **Consideration and Action** on Agreement for operation of Transfer Station with Republic Services of NC, LLC

Item 13 **Consent Agenda:**  
1. Budget amendments  
2. Approval of November 3, 2008, Minutes  
3. Co-Signature Authority-North Carolina Cooperative Extension  
4. Charge to Tax Collector Levy on Motor Vehicles for August Renewals

Item 14 Commissioner's Report

Item 15 County Manager's Report

Adjourn

**Special Meeting**

Tourism Development Authority

Budget Amendments

Adjourn

**Public Comment**

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

Chairman Nelms stated that the Board has received an award from the North Carolina Board of Education for working so well with the Board of Education. The award was presented at their annual conference in Greensboro.

Dean Gregory, thanked the Board for working with the Northern Outer Banks Beach Task Force on improving the 4-wheel drive area.

Marshall Cherry, requested the Board to adopt a conflict of interest policy.

Ike McRee, County Attorney, stated that Commissioner Bowden had no conflict with voting on Item 4.

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

#### **Discussion on NC Division of Aging Service Breach**

Dan Scanlon, County Manager, stated that an employee with the Division of Aging had her laptop computer stolen. The computer contained information from a Division database. Seniors were asked to take steps to insure their information was not used to obtain credit. Seniors are requesting that the State take a more proactive role to keep this information safe.

Commissioner Etheridge moved to send a letter to the state to take more of the burden with the cost of helping seniors. Commissioner Gregory seconded the motion. Motion carried.

#### **Public Hearing and Action PB 04-71 Swan Beach Corolla, LLC: Request to amend the Currituck County Unified Development Ordinance, Chapter 4: Overlay Districts, to create an Off Road Historic Village Commercial Overlay District.**

Ben Woody, Planning Director, reviewed the request.

Bissell Professional Group and Currituck County Board of Commissioners have requested an amendment to the Currituck County Unified Development Ordinance, Chapter 4: Overlay Districts, and the Official Zoning Atlas. The proposed amendment has been submitted in conjunction with an overlay rezoning request of 25.77 acres in the Northern most part of Swan Beach Subdivision. The overlay rezoning request is contingent upon the approval of this amendment request. (A copy of this proposed amendment is attached for your review).

The Staff's concerns are the following:

- Approval of this amendment and subsequent zoning request would create an increase in traffic along the beach, currently the only way to get to and from the site. There is a concern that this additional traffic will endanger people who choose to recreate along these secluded beaches.
- The Currituck County Fire Marshall has concerns about the water availability for fire suppression for the proposed buildings since there is no county water available. The North Carolina Building Code, Vol., Fire Prevention Code specifically mentions requirements for commercial areas such as all weather driving surfaces, proper turning radius, and water availability. Additionally, the NC Building Code restricts the height of commercial buildings to 35 feet in areas where there is no aerial fire apparatus. The proposal is calling for a height limitation of 42 feet.
- There appears to be an area of the northern part of this proposed site that overlaps into the U.S. Fish and Wildlife property as shown on the property survey. This boundary dispute should be resolved prior to any approval.
- According to FEMA maps, the property is located almost entirely in the 100 year floodplain and extends approximately 700 feet in the new VE (high risk) area as shown of the new Flood Insurance Rate Map (FIRM). A concern has also been raised regarding how this proposal if built would affect the FEMA flood insurance rating for other structures in this area.

- Staff would like to have an Environmental Impact Study be prepared for the site to study the current versus proposed conditions, especially in the area of stormwater, wastewater treatment, access to the site, and how the proposed development and nearby properties will be affected by the CBRS Zone (Coastal Barrier Resource System).

Staff is recommending denial on the basis that this proposal would create further safety concerns for the recreating public using the northern beaches as well as the residents of the area. It's the staff's position that the Off Road Historic Commercial Overlay District would have more of an adverse impact on the fragile environment in this area of the Outer Banks than the traditional residential development in the RO2 zone.

**PLANNING BOARD RECOMMENDATION:** On April 12, 2005 the Planning Board reviewed this request and recommended denial.

**PLANNING BOARD DISCUSSION;**

Mr. Bell asked why the height limitation was being increased.

Mr. Bissell said that the purpose is to allow a more attractive structure, similar to the old Nags Head lifesaving station structure.

Mr. Kovacs asked what accessory lodging units are.

Mr. Bissell said that accessory lodging units are separate bungalow type structures.

Mr. Bell asked how water and sewer concerns would be addressed.

Mr. Bissell said they'd be provided on site, regulated by the State.

Mr. Hawley asked how they proposed to get the supplies to that end of the beach. Linens, food, etc.

Mr. Bissell said the same is now and that traffic would not be different than it is now, and cited examples of the log trucks and such that are going in now to build homes. The issues presented by the Fire Marshall could be addressed at the design stage.

Mr. Ferguson asked if there would be a sprinkler type fire suppression system.

Mr. Bissell said yes.

Gene Snow, co-director of Corolla Wild Horse fund, said that this will open the door to commercial development and the horses will be eliminated. The horses have been designated as a NC cultural resource. They have no where else to go, they have been pushed to the outer limits.

Tom Hudak, President of Swan Beach property owner's assn., spoke on behalf of the membership of the association. 97% of the people are in agreement to preserve the area as is and spoke against the amendment.

Ron Darrow, resident of Carova, said he and his wife wanted to see the area stay as it is as well. He is afraid that this will be the first of many commercial developments in this area, and spoke against the amendment.

Nyla Johnson, Corolla Wild Horse fund, lives in Moyock and works at the beach. She spoke against the proposed amendment and the preservation of the horses.

Gene Walters, resident, spoke against the amendment.

Doris Jordan, Norfolk, spoke about the beautiful environment and spoke against the amendment. She said the investors are the only ones who will benefit from this proposal and the environment is the issue, not the money that will be made.

Carl Newton, resident of Swan Beach, spoke against the amendment and for the preservation of the environment in the area.

Linda Spencer, resident, spoke against the amendment.

Bill Vann, Fire Chief of Carova Beach, said a letter was written by the fire dept expressing concerns about fire issues. The fire department cannot get high enough in the air in the event of a fire and wonders if the developer or the county is willing to provide manpower to this area.

**PLANNING BOARD ACTION**

Mr. Kovacs motioned to deny the request as presented. Mr. Keel seconded the request. Motion passed unanimously.

***Since the Planning Board meeting the applicant has made some slight modifications to the text amendment. The changes include reducing the maximum height of the buildings down to 35', eliminating bridal trails and stables. The maximum amount of accessory lodging units was changed from 15 – 2 bedroom units to 10 bedrooms per acre.***

**PB 04-71  
UDO AMENDMENT REQUEST**

Bissell Professional Group and Currituck County Board of Commissioners requests the following amendment to the Currituck County Unified Development Ordinance:

PB 04-71: Amendment to Chapter 4: Overlay Districts of the UDO to create an Off Road Historic Village Commercial Overlay District.

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:

**Item 1:** That the following sections be amended:

Chapter 4: Overlay Districts, Section 4.8 Off Road Historic Village Commercial Overlay

1. The Off Road Historic Village Commercial Overlay District is a floating district intended to provide a vital, place-appropriate, and community-enhancing area of limited commercial activities to serve existing and developing residential subdivisions in the County. These uses are in addition to the RO2 uses authorized in Chapter 2.
2. The Off Road Historic Village Commercial Overlay District designation shall only apply to contiguous parcels of land greater than 20 acres with common ownership, and shall have a specific height limitation of ~~42~~ 35 feet.
3. The Off Road Historic Village Commercial Overlay District designation shall only apply to parcels within the RO2 zoning district.
4. Permitted Uses - The following uses shall be permitted by right and require only a zoning permit(s):
  - a. Post Office
  - b. Fire/Emergency Medical/Sheriff's Satellite Office (County leased facilities)
  - c. Churches, Synagogues, and Temples
  - d. Convenience Stores

- e. Inn (not to exceed 50 bedrooms)
  - f. Real Estate Offices
  - g. Professional Offices
  - h. Accessory lodging units not to exceed ~~15 — 2 bedroom units (30 bedrooms total)~~ **10 bedrooms per acre**
5. Conditional Uses - The following uses may be permitted subject to the requirements of this district and additional regulations and requirements imposed by the Board of Commissioners:
- a. Retail Shops
  - b. Seafood Market
  - c. Theatres
  - d. Outdoor recreation areas, including parks, picnic areas, nature trails, ~~bridle paths, riding stables~~, playgrounds, boat ramps, and customary concessions connected therewith
  - e. Restaurants- Restaurants maybe permitted subject to other requirements of this chapter and provided that the following minimum conditions be met: (i) the restaurant shall not feature a drive-through window service whereby patrons are served while seated in a motor vehicle; and (ii) the restaurant shall include facilities for indoor seating and consumption of food and/or beverages.
6. Dimensional Requirements – Unless otherwise specified in this ordinance, dimensional standards in Chapter 2 shall apply.
7. Specific Development Requirements:
- a. Street Design and Construction Standards
    - (i) All streets serving any uses within the Off Road Historic Village Commercial Overlay District shall be designed to meet the requirements of NCDOT.
    - (ii) "Hatteras" Ramps, a minimum of 24 feet in width shall be provided in those areas that are consistent with the dynamics and character of the site.
    - (iii) All streets serving any uses within the Off Road Historic Village Commercial Overlay District shall be constructed in a manner consistent with NCDOT guidelines but will at a minimum utilize compounded (compacted) subgrade materials and surfaced with minimum of three (3) inches of shell or other similar substance.
    - (iv) Roadside drainage swales shall be installed a minimum depth of 15 inches with side slopes not greater than 3:1. Associated drainage plans and improvements shall be required and approved by the Currituck County Engineer and meet the requirements of Chapter 6 of the UDO.
    - (v) All construction standards shall be made n accordance with Exhibit A, attached hereto and incorporated herein by reference
  - b. All utilities shall be placed underground for all uses within the Off Road Historic Village Commercial Overlay District.
8. Parking
- a. All required parking shall meet the use standards in Chapter 8.
  - b. All vehicle accommodation areas shall be improved in accordance with the street construction standards in paragraph 7 (a) above.
9. Signs

- a. All signs shall comply with Chapter 4: Overlay Districts, Outer Banks Overlay District for all uses within the Off Road Historic Village Commercial Overlay District.

**Item 2:** The provisions of this Ordinance are severable and if any of its provisions or any sentence, clause, or paragraph or the application thereof to any person or circumstance shall be held unconstitutional or volatile of the Laws of the State of North Carolina by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions which can be given effect without the invalid provision or application.

Chairman Nelms opened the public hearing.

Mark Bissell, Engineer, reviewed the request.

Gerald Friedman, Developer, reviewed the history of the area and requested the Board's support.

Brian Plumlee, Attorney, reviewed the 1969 signed plat for commercial area and requested the Board to honor its agreement signed when it went to record in 1969.

Rick Carstater, opposed the request.

Elizabeth White, opposes the request and presented a signed petition from residents and tourist.

Lynne Wilson, stated this request was not consistent with the LUP and opposes the amendment.

Debra Ianucci, opposes the request.

Jane Overstreet, opposes the request.

Kim Hoey, opposes the request with traffic concerns.

Edna Baden, opposes the request.

Rufus Baldwin, opposes the request.

Karen McCalpin, expressed concerns with wild horses and opposed the request.

Bob White, Swan Beach Property Owners Association, opposes the request.

Cary Browning, opposes the request.

Jan DeBlieu, Coastal Federation opposes the request.

Bob Wright, opposes the request.

Woody Archer, opposes the request.

Mike Hoff, US Fish & Wildlife, opposes the request.

Richard Baecher, opposes the request.

Bob Schultz, opposes the request.

Marie Baecher, opposes the request.

Marshall Cherry, opposes the request due to fire and EMS service.

Vance Aydlett, opposes the request.

Chairman Nelms requested the Attorney to give his opinion on vested right.

Ike McRee, Attorney, stated that there was no vested right with the 1969 signed plat.

Commissioner Bowden reviewed the history of businesses that did operate in Swan Beach back to the late 1800's.

Chairman Nelms closed the public hearing.

Chairman Nelms moved to deny the text amendment as presented with the findings and determination that the denial of the text amendment is consistent with the Land Use Plan and that the denial of the text amendment is reasonable and in the public interest due to denial being consistent with the Land Use Plan which furthers the goals and objectives of the plan. Commissioner Gregory seconded the motion. Motion carried.

**Public Hearing and Action PB 04-72 Swan Beach Corolla, LLC: Request to establish an Off Road Historic Village Commercial Overlay District on approximately 25.77 acres. The property is located on Ocean Pearl Road north of the intersection of Albatross Lane, Swan Beach. Tax Map 101, Lot 1, and Tax Map 101A, Lots C & D Section 1, Fruitville Township.**

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**Public Hearing and Action PB 08-50 Currituck County Planning Board: Request to amend the Currituck County Unified Development Ordinance, Table of Permissible Uses, to allow wastewater treatment plants with a Special Use Permit.**

Commissioner Etheridge moved to table. Chairman Nelms seconded the motion. Motion carried.

**Public Hearing and Action PB 08-41 Bissell Professional Group - Text Amendment for RO2 Roads and Lots: Request to amend UDO Chapter 9: Infrastructure; Chapter 2: Zoning Districts; and Chapter 10: Subdivision Requirements to allow existing larger parcels to be re-subdivided into open space subdivisions in the RO2 zoning district with sand roads that follow the configurations of previously approved roads and lots (Carova Beach, Swan Beach, etc.).**

Ben Woody, Planning Director, reviewed this amendment.

**MEMORANDUM**

**To:** Board of Commissioners  
**From:** Ben E. Woody, AICP  
Planning Director  
**Date:** November 10, 2008  
**Re:** PB 08-50 Wastewater Treatment Plants

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The Currituck County Planning Board recently requested that staff develop a text amendment to require a special use permit for wastewater treatment plants. Currently the Unified Development Ordinance permits wastewater treatment plants (utility facilities) "by-right" in all zoning districts. This means that a wastewater treatment plant would be permitted in any zoning district with an administrative approval.

The Planning Board is recommending that a special use permit be required for the establishment of any wastewater treatment plant due to its often incompatible nature with surrounding land uses. The special use permit process requires a public hearing and approval by the Board of Commissioners, rather than relying on an administrative approval. Considering the range of secondary impacts commonly associated with a wastewater treatment plant, this type of oversight is common in other governmental jurisdictions.

A copy of the proposed text amendment and meeting minutes from the October Planning Board meeting are attached. Should you have any questions, do not hesitate to contact me at 232-6029.

**Wastewater Treatment Plants  
PB 08-50  
UDO AMENDMENT REQUEST**

An amendment to Chapter 2: Zoning Districts and Chapter 17: Definitions to establish and require a special use permit for wastewater treatment facilities.

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:

**Item 1:** That Section 2.5 Permitted Uses Table is amended by adding in alphabetical order the following underlined language:

Use	LU C	Zoning Districts											Special Requirement s
		A	R A	R	RO 1	RO 2	R R	G B	C	LB H	L M	H M	
<u>Wastewater Treatment Facilities</u>	<u>IV</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	

**Item 2:** That Section 17.2 Definitions is amended by adding in alphabetical order the following underlined language:

**Section 17.2 Definitions**

**Wastewater Treatment Facilities**

Any facility used for the treatment of sewage. The term shall not include on-site septic tank systems or similar in-ground systems approved by Albemarle Regional Health Services.

**Item 3:** The provisions of this Ordinance are severable and if any of its provisions or any sentence, clause, or paragraph or the application thereof to any person or circumstance shall be held unconstitutional or violative of the Laws of the State of North Carolina by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions which can be given effect without the invalid provision or application.

**PLANNING BOARD DISCUSSION**

No discussion.

**ACTION**

Mr. Kovacs motioned to recommend approval to amend the Currituck County Unified Development Ordinance to allow wastewater treatment plants with a Special Use Permit. Mr. West seconded the motion. Motion carried unanimously.

Chairman Nelms opened the public hearing.

Mark Bissell, Engineer, reviewed the request.

Marshal Cherry questioned open space.

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

Commissioner Bowden moved to approve with findings of fact and is consistent with the Land Use Plan and is reasonable in the public interest. Commissioner Gregory seconded the motion. Motion carried.

**Public Hearing and Action 08-53 Morrison/Myers (Horgan): Request to rezone approximately 119.96 acres from Agricultural (A) to Residential (R). The property is located at 291 West Side Lane, Tax Map 112, Lot 3C, Poplar Branch Township.**

Ben Woody, Planning Director, reviewed the request.

**CASE ANALYSIS FOR THE  
BOARD OF COMMISSIONERS  
MEETING DATE: November 17, 2008  
Zoning Map Amendment:  
PB 08- 53 Currituck Marina**

**TYPE OF REQUEST:** To rezone 119.96 acres from Agricultural (A) to Residential (R)

**LOCATION:** 291 West Side Lane, adjacent to Kilmarlic

**TAX ID:** Tax Map 112, Parcel 3C, Poplar Branch Township

**OWNER:** Denny Horgan  
291 West Side Lane  
Powells Point, NC 27966

**AGENT/APPLICANT:** Tim Morrison/Edward Myers  
2600 South Virginia Dare Trail  
Nags Head, NC 27959

**CURRENT ZONING:** Agricultural (A)

**PROPOSED ZONING:** Residential (R)

**ZONING HISTORY:** The property was zoned Agricultural (A) on April 2, 1989.

**SURROUNDING PROPERTY:**

	<b>Land Use</b>	<b>Zoning</b>
<b>NORTH:</b>	Undeveloped	Conservation
<b>SOUTH:</b>	Albemarle Sound	N/A
<b>EAST:</b>	Kilmarlic Subdivision	Limited Service
<b>WEST:</b>	Undeveloped	Conservation

**EXISTING LAND USE:** Undeveloped

**PROPOSED LAND USE:** Mixed use development with public marina

**LAND USE PLAN  
CLASSIFICATION:**

The 2006 Land Use Plan classifies this site as **Full Service** and **Conservation** within the **Point Harbor Sub-Area**.

Areas designated as Full Service are those parts of the county where a broad range of infrastructure and service investments have been provided or will be made available by the public and/or private sectors. Central wastewater treatment and disposal whether public or community is considered reasonable in the Full Service Areas.

Base development densities for the Full Service Area is contemplated to be 2 units per acre but could be increased to 3-4 units per acre through overlay zoning. Commercial

development in Full Service Areas should be designed to protect and preserve the existing community in scale, architectural style, materials, landscaping, and site design.

The purpose of the Conservation class is to provide for the long-term management and protection of significant, limited, or irreplaceable areas. Proper management is needed to conserve the natural, cultural, recreational, scenic or biologically productive values of these areas.

The policy emphasis of the Point Harbor Sub-Area is to allow this area to continue to evolve as a full service community, but with better attention to the planning needed to protect residential areas and the natural features that make the area so attractive. Vegetative buffers should be required/maintained along shorelines to preserve public access and open space at the waters edge and to protect water quality in the sound

The following Land Use Plan policies are also relevant to this request:

**POLICY HN1:** Currituck County shall encourage development to occur at densities appropriate for the location. LOCATION AND DENSITY FACTORS shall include whether the development is within an environmentally suitable area, the type and capacity of sewage treatment available to the site, the adequacy of transportation facilities providing access to the site, and the proximity of the site to existing and planned urban services.

**POLICY AG6:** For areas experiencing intense development pressure, new residential development may be allowed to locate in COMPACT, VILLAGE-LIKE CLUSTERS, PREFERABLY NEAR EXISTING, NON-AGRICULTURAL ACTIVITIES AND SERVICES, or in other locations that will not interfere with resource production activities. Overall density shall remain very low, with permanent open space, dedicated during the development review process, surrounding such clusters of homes.

**PUBLIC SERVICES AND UTILITIES:**

The site is located within the Jarvisburg Elementary School District. The Lower Currituck Volunteer Fire Department provides fire protection for this area. Public water is available to this site from the Kilmarlic Subdivision.

**TRANSPORTATION:**

The site is accessible by vehicle from West Side Lane and presumably by boat from the Intracoastal Waterway.

**FLOOD ZONE:**

The entire site is located in Flood Zone AE(7).

**WETLANDS:**

Approximately 95 acres of wetlands are located on the site (including the existing lake and canal). The remaining 23 acres primarily consists of uplands.

**SOILS:**

The Currituck County Soils map indicates the property contains primarily non-suitable soils and limited amounts of suitable soils.

**STAFF**

**RECOMMENDATION:**

Staff recommends approval of the request to rezone 119.96 acres from Agricultural (A) to Residential (R) for the following reasons:

1. The proposed request is in general compliance with Full Service designation of the 2006 Land Use Plan and the Point Harbor Sub-Area Policy Emphasis.
2. The subject property is adjacent to the Kilmarlic subdivision and is in keeping with the character of the surrounding area.
3. Adequate infrastructure capacity such as improved roads and public water are directly accessible to the site.

**PLANNING BOARD DISCUSSION**

No discussion.

**ACTION**

Mr. West motioned to recommend approval with staff recommendations to rezone approximately 119.96 acres from Agricultural (A) to Residential (R) according to the 2006 Land Use Plan. Ms. Turner seconded the motion. Motion carried unanimously.

Chairman Nelms opened the public hearing.

Wayne McCoy, Developer, reviewed the request.

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

Chairman Nelms moved to approve with findings of fact and is consistent with the LUP. Commissioner Gregory seconded the motion. Motion carried with Commissioner Etheridge voting no.

**Public Hearing and Action PB 08-48 Currituck Marina/Horgan: Request to establish a Conditional District - Planned Unit Development Overlay Zone (CD-PUD) on approximately 119.96 acres. The property is located at 291 West Side Lane, Tax Map 112, Lot 3C, Poplar Branch Township.**

Ben Woody, Planning Director, reviewed the request.

**CASE ANALYSIS FOR THE  
BOARD OF COMMISSIONERS  
MEETING DATE: November 17, 2008  
Zoning Map Amendment:  
PB 08- 48 Currituck Marina**

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**TYPE OF REQUEST:** To establish a Conditional District – Planned Unit Development Overlay Zone (CD-PUD) on 119.96 acres

**LOCATION:** 291 West Side Lane, adjacent to Kilmarlic

**TAX ID:** Tax Map 112, Parcel 3C, Poplar Branch Township

**OWNER:** Denny Horgan  
291 West Side Lane  
Powells Point, NC 27966

**AGENT/APPLICANT:** Tim Morrison/Edward Myers  
2600 South Virginia Dare Trail  
Nags Head, NC 27959

**CURRENT ZONING:** Agricultural (A): PB 08-53 if approved will establish Residential (R)

**PROPOSED ZONING:** Conditional District-Planned Unit Development Overlay (CD-PUD)

**ZONING CONDITIONS:**

Uses

1. Limited to mixed residential uses, neighborhood serving retail uses, restaurants, traditional uses associated with a marina, and other items contained in the Currituck Marina Conceptual Plan.
2. Maximum gross residential density shall not exceed 2.0 dwelling units per acre.
3. No more than 50 residential dwelling units shall receive a certificate of occupancy prior to the public marina being fully permitted and approved by any local, state, and federal regulatory or permitting agency.
4. No more than 100 residential dwelling units shall receive a certificate of occupancy prior to the marina being fully operational and open to the public.
5. No more than 150 residential dwelling units shall receive a certificate of occupancy prior to the commercial components of the request being approved and fully constructed.

Transportation

1. Multimodal pathways a minimum of six feet in width shall be provided throughout the development. This shall include interconnected sidewalks, bikeways and natural trails.
2. Internal pedestrian circulation shall be required for all commercial areas through the use of clearly defined walkways.

Landscaping/Screening

1. All inland, non-tidal and coastal wetlands shall remain undisturbed. Delineated CAMA, 404 and 401 wetlands shall be placed in a conservation easement or preservation trust preventing individual ownership or development.
2. There shall be no development, land disturbing, or logging activities in areas designated by the 2006 Land Use Plan as Conservation
3. Existing mature trees within 300 feet of the mean high water mark or 100 feet of any adjacent property line shall be identified as a tree conservation area and be preserved to the extent practicable.
4. When developing within 300 feet of the shoreline, precedence should be given to "soft" stabilization approaches including but not limited to preservation of existing vegetation, creation of natural, living shorelines for areas needing stabilization, and establishment of vegetative buffers.

- 5. In commercial areas every parking space shall be entirely located within 120 feet of a landscape island containing a minimum of 2 canopy trees, a minimum of 2 inches in caliper at time of planting. Landscape islands shall be a minimum of 10 feet in width and 400 square feet in size.
- 6. In commercial areas pedestrian plazas or similar shaded outdoor seating areas shall be provided at a rate of 100 square feet for every 2,000 square feet of gross floor area.

Site Design/Architectural

- 1. The proposed development will be in accordance with the Currituck Marina conceptual site plan.
- 2. Maximum size of an individual commercial building shall not exceed 10,000 square feet of gross floor area.
- 3. Residential structures shall include vertical and horizontal relief in buildings, including but not limited to façade articulation and other architectural elements that add visual interest; variation in exterior architectural materials or styles; and, inclusion of front porches, projecting bays, or vestibules.
- 4. Commercial structures, including mixed use structures, shall be subject to the following requirements:
  - a. Building facades shall incorporate the traditional architectural style or vernacular of the general area.
  - b. Large expanses of blank walls shall be avoided. Facades shall incorporate architectural elements that add visual interest, including but not limited to variation in exterior materials; functioning windows and doorways; and, projecting elements such as eaves, cornices, canopies, bays, shadow lines, overhangs, porticos and colonnades.
  - c. Corrugated metal building materials shall not be permitted. Architectural grade finished metal may be used as an accent material or on elevations not visible from a right-of-way or area designated for residential uses.

Water Access

- 1. Public access to the waterfront and Albemarle Sound shall required and include at a minimum a marina, public boat launching and parking, and multimodal pathways.
- 2. The marina shall include docking for a minimum of ten vessels.
- 3. The marina shall participate and become a Certified Clean Marina in the North Carolina Clean Marina program.
- 4. No permanent structures shall be built within 100 feet of the mean high water mark, or on or over a pier.
- 5. Waterfront property within 100 feet of the mean high water mark shall remain in common open space.

**DENSITY:** Approximate gross density (including wetlands) – 2.0 du/acre  
Approximate net density (excluding wetlands) – 10.4 du/acre

**ZONING HISTORY:** The property was zoned Agricultural (A) on April 2, 1989.

**SURROUNDING PROPERTY:**

	<b>Land Use</b>	<b>Zoning</b>
<b>NORTH:</b>	Undeveloped	Conservation
<b>SOUTH:</b>	Albemarle Sound	N/A

<b>EAST:</b>	Kilmarlic Subdivision	Limited Service
<b>WEST:</b>	Undeveloped	Conservation
<b>EXISTING LAND USE:</b>	Undeveloped	
<b>PROPOSED LAND USE:</b>	Mixed use development with public marina	
<b>LAND USE PLAN CLASSIFICATION:</b>	The 2006 Land Use Plan classifies this site as <b>Full Service</b> and <b>Conservation</b> within the <b>Point Harbor Sub-Area</b> .	

Areas designated as Full Service are those parts of the county where a broad range of infrastructure and service investments have been provided or will be made available by the public and/or private sectors. Central wastewater treatment and disposal whether public or community is considered reasonable in the Full Service Areas.

Base development densities for the Full Service Area is contemplated to be 2 units per acre but could be increased to 3-4 units per acre through overlay zoning. Commercial development in Full Service Areas should be designed to protect and preserve the existing community in scale, architectural style, materials, landscaping, and site design.

The purpose of the Conservation class is to provide for the long-term management and protection of significant, limited, or irreplaceable areas. Proper management is needed to conserve the natural, cultural, recreational, scenic or biologically productive values of these areas.

The policy emphasis of the Point Harbor Sub-Area is to allow this area to continue to evolve as a full service community, but with better attention to the planning needed to protect residential areas and the natural features that make the area so attractive. Vegetative buffers should be required/maintained along shorelines to preserve public access and open space at the waters edge and to protect water quality in the sound

The following Land Use Plan policies are also relevant to this request:

**POLICY HN1:** Currituck County shall encourage development to occur at densities appropriate for the location. LOCATION AND DENSITY FACTORS shall include whether the development is within an environmentally suitable area, the type and capacity of sewage treatment available to the site, the adequacy of transportation facilities providing access to the site, and the proximity of the site to existing and planned urban services.

*The applicant has included a zoning condition that prohibits development within areas of the site designated as Conservation Area by the 2006 Land Use Plan. There is county water and fire protection readily available to the site, as well as vehicular access from a State maintained road. The surrounding land uses include the Kilmarlic subdivision and golf course, a regional health and racquet club, and approximately 25 acres of land zoned for multifamily uses (4 du/acre). Centralized sewage treatment is also proposed for the development.*

**POLICY PA1:** Public access to the sound and ocean waters of Currituck County is essential to the quality of life of residents and visitors, as well as the economy of the area. The County supports the establishment of ADDITIONAL PUBLIC AND PRIVATE ACCESS opportunities to the waters of Currituck County.

*By zoning condition, the subject property is required to provide public access to the Albemarle Sound. The construction of residential dwelling units is contingent upon successful permitting and operation of the marina.*

**POLICY PA5:** PUBLIC AND PRIVATE MARINAS offering access to area waters should be encouraged when developed in accordance with the CAMA specific use standards for marinas (i.e. docks for more than 10 vessels). Marinas shall not be approved, however, that are incompatible with nearby land uses or whose designs fail to meet the environmental quality and development standards of the County's Unified Development Ordinance.

*The zoning conditions will require the marina to provide docking for a minimum of 10 vessels and participate and become a Certified Clean Marina in the North Carolina Clean Marina program.*

**POLICY CD8:** MIXED-USE DEVELOPMENTS, properly planned from the outset, which allow for a compatible mixture of residential and non-residential uses with a pedestrian scale and design, are encouraged.

*The request includes a mixture of uses including townhomes, condominiums, retail uses, a restaurant, and a public marina. Pedestrian elements have been included to ensure the development is walkable.*

**POLICY WQ6:** Currituck County supports the retention or preservation of VEGETATED BUFFERS along the edge of drainage ways, streams and other components of the estuarine system as an effective, low cost means of protecting water quality.

*The zoning conditions require the preservation of mature trees around the perimeter of the site. When developing within 300 feet of the shoreline, precedence should be given to "soft" stabilization approaches. Additionally, property within 100 feet of the shoreline shall remain in common open space.*

**POLICY ML3:** The interests of Mainland Area residents in having ACCESS TO THE AREA'S OCEAN AND ESTUARINE WATERS shall be fostered through County actions to increase the number of additional public access sites at a rate commensurate with the population growth of the Currituck County. Included in the actions taken to increase public access shall be a consideration given to transportation needs, including boat docks and ferry services.

*The subject property will provide the county's first direct western public access south of the Intracoastal Waterway.*

**POLICY ES2:** NON-COASTAL WETLANDS, including FRESHWATER SWAMPS, AND INLAND, NON-TIDAL WETLANDS, shall be conserved for the important role they play in absorbing floodwaters, filtering pollutants from stormwater runoff, recharging the ground water table, and providing critical habitat for many plant and animal species.

*By zoning condition, all inland, non-tidal and coastal wetlands shall remain undisturbed and will be placed in a conservation easement or preservation trust preventing individual ownership or development.*

**POLICY WQ5:** Development that preserves the NATURAL FEATURES OF THE SITE, including existing topography and significant existing vegetation, shall be encouraged. COASTAL AND NON-COASTAL WETLANDS shall not be considered part of a lot's acreage for the purpose of determining minimum lot size or development density.

*The permitted gross density of 2 dwelling units per acre is based on the total acreage of the tract. Although wetlands are typically included in the county's UDO density calculations (gross), the Division of Coastal Management has indicated they will exclude wetlands from their density calculations (net). This creates a conflict between the UDO and Land Use Plan, which may arise during the CAMA Major permitting process.*

**PUBLIC SERVICES  
AND UTILITIES:**

The site is located within the Jarvisburg Elementary School District. The Lower Currituck Volunteer Fire Department (Kilmarlic Station) provides fire protection for this area. EMS coverage is provided from the Grandy Volunteer Fire Department Station. Public water is available to this site from the Kilmarlic Subdivision.

**TRANSPORTATION:**

The site is accessible by vehicle from West Side Lane and presumably by boat from the Intracoastal Waterway.

**FLOOD ZONE:**

The entire site is located in Flood Zone AE(7).

**WETLANDS:**

Approximately 95+/- acres of wetlands are located on the site (including the existing lake and canal). The remaining 23+/- acres primarily consists of uplands.

**SOILS:**

The Currituck County Soils map indicates the property contains primarily non-suitable soils. There are limited amounts of suitable soils which are located in the areas proposed for development.

**STAFF  
RECOMMENDATION:**

Staff recommends **approval** of the request to establish a Conditional District – Planned Unit Development Overlay Zone (CD-PUD) on 119.96 acres for the following reasons:

4. The proposed request is in general compliance with Full Service designation of the 2006 Land Use Plan and the Point Harbor Sub-Area Policy Emphasis.
5. The proposed zoning conditions are consistent with the objectives of the Currituck County Unified Development Ordinance and 2006 Land Use Plan, and promote compatibility between the subject property and surrounding area.
6. This request establishes the mainland's first direct western public access south of the Intracoastal Waterway. Additionally, the construction of residential units is contingent upon proper permitting and operation of the marina, which includes becoming a Certified Clean Marina in the North Carolina Clean Marina program. (LUP Policies PA1, PA5, ML3)
7. The subject property is adjacent to the Kilmarlic subdivision and is in keeping with the character of the area. Surrounding land uses include a golf course, a regional health and racquet club, and approximately 25 acres of land zoned for multifamily uses. (LUP Policy HN1)
8. Adequate infrastructure capacity such as improved roads and public water are directly accessible to the site. The applicant is also proposing a centralized wastewater system which will limit environmental impacts on environmentally sensitive areas. (LUP Policy PP2)
9. As depicted on a conceptual site plan submitted as part of the application, this request includes a mixture of uses including townhomes, condominiums, retail uses, a restaurant, and a public marina. (LUP Policy CD8)
10. All inland, non-tidal and coastal wetlands will remain undisturbed and placed in a conservation easement or preservation trust preventing individual ownership or development. (LUP policy ES2)
11. The preservation of mature trees around the perimeter of the site and adjacent to the shoreline is required. Additionally, property within 100 feet of the shoreline shall remain in common open space. (LUP Policy WQ6)

#### **PLANNING BOARD DISCUSSION**

Mr. West asked how many restaurants will be on the site.

Mr. Woody stated there is one restaurant near the waterfront and conceivably another could locate in the commercial building.

Mr. West asked if public access to the water will be free to the public.

Mr. Woody stated it will be a free public access where you could launch your boat, but you could not dock your boat without a fee.

Mr. West stated this is a good example of what they intended conditional use zoning to be, which spells out what they are going to do.

Mr. Kovacs asked if this is an age restrictive development.

Mr. Woody stated no.

Mr. Morrison stated the development will be geared towards an active retirement age.

Mr. West asked what the total number of units is.

Mr. Morrison stated 240 units.

**ACTION**

Mr. Kovacs motioned to recommend approval with staff recommendations to establish a Conditional District-Planned Unit Development Overlay Zone (CD-PUD) on approximately 119.96 acres according to the 2006 Land Use Plan. Mr. Winter seconded the motion. Motion carried unanimously.

Chairman Nelms opened the public hearing. There being no comments, he closed the public hearing.

Chairman Nelms moved to approve with findings of fact and is consistent with the LUP. Commissioner Gregory seconded the motion. Motion carried.

**Consideration of Bid Award for RO Outfall Pipe and Diffuser-Mainland Water System Upgrades**

Chairman Nelms moved to award the bid to Mad Dawg, Inc., in the amount of \$982,000. Commissioner Gregory seconded the motion. Motion carried.

**Consideration and Action on Member Waste Management Agreement with Albemarle Regional Solid Waste Management Authority**

Commissioner Gregory moved to approve. Chairman Nelms seconded the motion. Motion carried.

**Consideration and Action on Agreement for operation of Transfer Station with Republic Services of NC, LLC**

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

**Consent Agenda:**

1. Budget amendments
2. Approval of November 3, 2008, Minutes
3. Co-Signature Authority-North Carolina Cooperative Extension
4. Charge to Tax Collector Levy on Motor Vehicles for August Renewals

Chairman Nelms requested to add a budget amendment for the Airport. Commissioner Gregory seconded the motion. Motion carried with Commissioner Etheridge voting no.

Commissioner Etheridge moved to approve consent agenda. Commissioner Bowden seconded the motion. Motion carried.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>	<b>Credit</b>
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
55818-561000	Professional Serv - Wells	56,431	
55818-562000	Professional Serv - H2O Plant	1,425	
55818-563000	Professional Serv - Dist Sys	11,673	
55818-592003	H2O Plant - Outfall Diffuser	580,000	
55818-588002	Contingency - Water Plant		450,149
55818-588004	Contingency - Tanks		73,290
55818-592002	H2O Plant - Ground Storage		63,907
55818-593002	Dist Sys - 14" Tie High Cotton		1,517
55818-593003	Dist Sys - 12' Gravel Road		1,296
55818-593006	Dist Sys - Tulls Creek Booster		59,370
		649,529	649,529

**Explanation:** Mainland Water Construction (55818) - To close our the ground water storage tank, 14" tie line to the High Cotton tank and the 12' gravel road to the tank, to transfer residuals from these projects to fund shortfalls for the outfall diffuser and to reduce budget for the Tulls Creek Booster Pump which came in under budget estimates.

**Net Budget Effect:** Mainland Water Construction Fund (55) - No change.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>	<b>Credit</b>
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10510-540000	Worker's Compensation	66,805	
10530-540000	Worker's Compensation	104,138	
10511-545000	Contract Services - Jail		10,000
10350-468000	Sale of Fixed Assets		10,609
10390-499900	Fund Balance		150,334

	Appropriated		
61818-540000	Worker's Compensation	25,544	
61360-471000	Tap & Connection Fees		25,544
		196,487	196,487

**Explanation:** Sheriff (10510); Emergency Services (10530); Jail (10511); Mainland Water (61818) - To increase appropriations for FY 2008 worker's compensation audit adjustment.

**Net Budget Effect:** Operating Fund (10) - Increased by \$160,943.  
Mainland Water Fund (61) - Increased by \$25,544.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b> Decrease Revenue or Increase Expense	<b>Credit</b> Increase Revenue or Decrease Expense
10640-532005	Supplies - Agriculture	1,310	
10330-449900	Miscellaneous Grants		1,310
		1,310	1,310

**Explanation:** Cooperative Extension (10640) - To increase appropriations to record grant award by the NC Department of Agriculture and Consumer Services for the Currituck County Pesticide Container Recycling Program.

**Net Budget Effect:** Operating Fund (10) - Increased by \$1,310.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b> Decrease Revenue or Increase Expense	<b>Credit</b> Increase Revenue or Decrease Expense
10550-502000	Salaries - Regular	26,044	
10550-505000	FICA	148	
10550-506000	Insurance	5,363	
10550-507000	Retirement	2,568	
10550-540000	Worker's Compensation	1,547	
10550-503000	Salaries - Part Time		23,996
10390-499900	Fund Balance		11,674

Appropriated

35,670	35,670
--------	--------

**Explanation:** Airport (10550) - To appropriate fund balance to combine two part-time positions to one full-time position at the airport.

**Net Budget**

**Effect:** Operating Fund (10) - Increased by \$11,674.

**Commissioner's Report**

County Manager's Report

**Adjourn**

**SPECIAL MEETING**

**Tourism Development Authority**

Chairman Nelms called the meeting to order

**Budget Amendments**

Commissioner Etheridge moved to approve the amendments.  
Commissioner Taylor seconded the motion. Motion carried.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>	<b>Credit</b>
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
15442-540000	Worker's Compensation	\$ 5,380	
15320-415000	Occupancy Tax		\$ 5,380
		\$ 5,380	\$ 5,380

**Explanation:** Occupancy Tax - Tourism Promotion (15442) - To appropriate funds for additional

worker's compensation for FY 2008 required after audit.

**Net Budget Effect:**

Occupancy Tax Fund (15) - Increased by \$5,380.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>		<b>Credit</b>	
		Decrease Revenue or Increase Expense		Increase Revenue or Decrease Expense	
15447-545000	Contract Services	\$	40,000		
15447-516001	Signs	\$	5,000		
15320-415000	Occupancy Tax			\$	45,000
			<u>\$ 45,000</u>		<u>\$ 45,000</u>

**Explanation:** Occupancy Tax - Tourism Related Expenditures (15447) - To appropriate funds for shrubs and gravel at public parking areas and for additional signage on the Outer Banks.

**Net Budget Effect:**

Occupancy Tax Fund (15) - Increased by \$45,000.

**Adjourn**

There being no further business, the meeting adjourned.



## Currituck County

Department of Planning  
Post Office Box 70  
Currituck, North Carolina 27929  
252-232-3055  
FAX 252-232-3026

### MEMORANDUM

**To:** Board of Commissioners  
**From:** Planning Department  
**Date:** November 21, 2008  
**Re:** PB 08-55 Christopher J. Susko Amendment

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Christopher J. Susko is requesting a text amendment to the UDO to allow a limousine service as a permitted use in the Agricultural (A) zoning district. A limousine service is currently not addressed in the UDO and; therefore, is not a permitted use within Currituck County.

Initially Staff did not support allowing a taxi service business as a permitted use within the Agricultural (A) zoning district due to the potential intrusion into the residential and rural character of such areas. As an alternative, Staff proposed allowing taxi services as a permitted use in the General Business (GB), Commercial (C), and Limited Business-Hotel (LBH) zoning districts. During the Planning Board meeting, it was suggested that taxi services be permitted in the Agricultural (A) zone with a conditional use permit. Staff feels this alternative provides a reasonable compromise and subsequently supports the Planning Board's recommended changes.

While Mr. Susko submitted a generalized text amendment request, staff has proposed a more detailed version as recommended by the Planning Board which is attached hereto. Also find the Planning Board meeting minutes attached.

Should you have additional questions please contact Ben Woody at 232-6029.

## **PLANNING BOARD DISCUSSION**

Mr. West asked how this would work since this was a home based operation in a residential area.

Mr. Woody stated the operation could be moved or the lot rezoned.

Mr. Susko stated that this request is for a home office use and he has two limousines. Mr. Susko stated he is legal to pick up passengers and take them to Virginia. To be able to pick up passengers in Virginia, the Virginia Department of Motor Vehicles application requires rezoning compliance verification, which he must comply with and that his home base operation is where he resides.

Mr. Midgette asked why this was presented as a text amendment and not a special use permit.

Mr. Woody stated that in the Permitted Uses Table it does not address limousine or taxi service.

The board discussed a limousine service business as a permitted use within the Agricultural zoning district vs. the property being rezoned to commercial or general business. The board was concerned with a commercial or general business zoning district in an agricultural area.

Mr. Woody stated that the options are to, (1) Allow by right in an Agricultural zoning district which is what the applicant requested; (2) To only allow in a commercial district which would require the property to be rezoned; or (3) To allow in an Agricultural district with a Conditional Use Permit (CUP).

The Planning Board discussed the length of time of the CUP.

## **ACTION**

Mr. Keel motioned to recommend approval of the text amendment to the UDO to allow a limousine service as a permitted use in the Agricultural zoning district with the addition of a Conditional Use Permit and the limit of two vehicles. Mr. West seconded the motion. Motion carried unanimously.

**PB 08-55  
UDO Amendment Request  
Christopher J. Susko  
Taxi Service**

An amendment to Chapter 2: Zoning Districts, Chapter 3: Special Requirements. and Chapter 17: Definitions to allow a taxi service as a permitted use.

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

**Item 1:** That Section 2.5 Permitted Uses Table is amended by adding the following language:

Use	LUC	Zoning Districts											Special Requirements		
		A	RA	R	RO1	RO2	RR	GB	C	LBH	LM	HM			
<i>Office &amp; Service</i>															
<i>Taxi Service</i>	<u>III</u>	<u>C</u>						<u>Z</u>	<u>Z</u>	<u>Z</u>					<u>3.5.9</u>

**Item 2:** That Section 3.5 Office and Service Uses is amended by adding the following language:

**Section 3.5 Office and Service Uses**

**3.5.9 Taxi Service**

**A. The following special requirements shall apply in the GB, C, and LBH Districts:**

- 1. The taxi shall display no form of advertising other than that of the taxi company itself.**
- 2. When not in service, vehicles shall be stored in a secure compound, fully enclosed with a fence and gate. The compound surface area shall be paved or graveled to not less than three inches deep and compacted and graded for proper drainage.**
- 3. The taxi service compound shall be fully screened from adjacent rights-of-way and residentially zoned properties using a combination of opaque fencing and/or evergreen plant materials.**

**B. The following special requirements shall apply in the A District:**

- 1. The use shall not disturb or intrude on the residential character of the surrounding neighborhood.**
- 2. No more than two motor vehicles associated with the taxi service shall be permitted on the subject property.**

**Item 3:** That Section 17.2 Definitions is amended by adding in alphabetical order the following language:

**Section 17.2 Definitions**

**Taxi Service**

**Transport by vehicle (ex. taxi, limousine) for a single passenger or small group of passengers between locations of their choice.**

**Item 4:** The provisions of this ordinance are severable and if any of its provisions or any sentence, clause, or paragraph, or the application thereof to any person or circumstance shall be held unconstitutional or violative of the Laws of the State of North Carolina by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions which can be given effect without the invalid provision or application.

**Item 5:** This ordinance amendment shall be in effect from and after the \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Board of Commissioners' Chairman

Attest:

\_\_\_\_\_  
Gwen H. Keene  
Clerk to the Board

DATE ADOPTED: \_\_\_\_\_  
MOTION TO ADOPT BY COMMISSIONER: \_\_\_\_\_  
SECONDED BY COMMISSIONER: \_\_\_\_\_  
VOTE: AYES \_\_\_\_\_ NAYS \_\_\_\_\_

\*\*\*\*\*

PLANNING BOARD DATE: November 10, 2008  
PLANNING BOARD RECOMMENDATION: \_\_\_\_\_  
VOTE: AYES \_\_\_\_\_ NAYS \_\_\_\_\_  
ADVERTISEMENT DATE OF PUBLIC HEARING: \_\_\_\_\_  
BOARD OF COMMISSIONERS PUBLIC HEARING: \_\_\_\_\_  
BOARD OF COMMISSIONERS ACTION: \_\_\_\_\_  
POSTED IN UNIFIED DEVELOPMENT ORDINANCE: \_\_\_\_\_  
AMENDMENT NUMBER: \_\_\_\_\_

**RESOLUTION OF THE BOARD OF COMMISSIONERS FOR CURRITUCK COUNTY, NORTH CAROLINA AUTHORIZING EXCHANGE OF PROPERTY**

WHEREAS, Currituck County owns Lot 34-A as shown on that plat entitled in part “Whalehead Club, Section 7” dated February 18, 1972 which lot is more particularly shown on that plat recorded at Map Book 3, Page 70 of the Currituck County Registry; and

WHEREAS, Whalehead Properties owns that area of real estate comprising the rights-of-way for those streets known as Tuna Street, Sturgeon Street, Barracuda Street, Mackerel Street, Coral Street, Sailfish Street, Marlin Street and Perch Streets as more particularly shown on those plats of record for Whalehead Club Subdivision recorded in the Currituck County Registry and comprising approximately 13.76 acres, the acquisition of which will allow for, among other things, the construction and maintenance of stormwater management facilities necessary to preserve and protect the public health, safety and welfare; and

WHEREAS, Currituck County and Whalehead Properties desire to make an even exchange of real property by which Currituck County will convey the northern one-half of its property described herein for Whalehead Properties’ real estate described herein; and

WHEREAS, Section 160A-271 of the General Statutes of North Carolina authorizes Currituck County to make such an exchange if authorized by its Board of Commissioners by a resolution adopted at a regular meeting of the board upon at least ten days’ public notice; and

WHEREAS, Currituck County has given the required public notice and the Board of Commissioners is considering this resolution while convened in a regular meeting.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for Currituck County, North Carolina that:

Section 1. The exchange of Lot 34-A as shown on that plat entitled in part “Whalehead Club, Section 7” dated February 18, 1972 which lot is more particularly shown on that plat recorded at Map Book 3, Page 70 of the Currituck County Registry and the real property of Whalehead Properties described herein is authorized.

Section 2. The appropriate Currituck County officials are directed to execute the appropriate instruments necessary to carry out the exchange.

Section 3. This resolution is effective upon its adoption and supersedes any prior or conflicting resolution.

ADOPTED the 1st day of December, 2008.

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Chair  
Board of Commissioners

ATTEST:

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Gwen H. Keene,  
Clerk to the Board

(COUNTY SEAL)



## BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 1st day of December 2008, passed the following amendment to the budget resolution for the fiscal year ending June 30, 2009.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		<u>Decrease Revenue or Increase Expense</u>	<u>Increase Revenue or Decrease Expense</u>
10660-545000	Contracted Services	425	
10660-592000	Planning Project		425
10540-545000	Contracted Services	425	
10540-506000	Insurance Expense		425
		<u>850</u>	<u>850</u>

**Explanation:** Inspections (10540); Planning (10660) - To transfer funds between line items to provide funding for the door locking system for the Corolla Office.

**Net Budget Effect:** Operating Fund (10) - No change.

Minute Book # \_\_\_\_\_, Page # \_\_\_\_\_

Journal # \_\_\_\_\_

\_\_\_\_\_  
Clerk to the Board



## BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 1st day of December 2008, passed the following amendment to the budget resolution for the fiscal year ending June 30, 2009.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		<u>Decrease Revenue or Increase Expense</u>	<u>Increase Revenue or Decrease Expense</u>
10330-432200	HCCBG - Rev.	\$ 3,504	
10330-432800	Daycare	\$ 52,798	
10390-499900	Fund Appropriated Balance	\$ 27,377	
10750-557700	Crisis Intervention	\$ 22,554	
10752-519700	HCCBG	\$ 3,123	
10330-431000	DSS Administration - Rev.		\$ 56,298
10750-519500	TANF Emergency Asst.		\$ 260
10752-519600	Daycare		\$ 50,438
10752-519601	Smart Start		\$ 2,360
		<u>109,356</u>	<u>109,356</u>

**Explanation:** Social Services Administration (10750); Social Services Public Assistance (10752) - To record adjustments in State funding allocations in Social Services programs.

**Net Budget Effect:** Operating Fund (10) - Increased by \$27,377.

Minute Book # \_\_\_\_\_, Page # \_\_\_\_\_

Journal # \_\_\_\_\_

\_\_\_\_\_  
Clerk to the Board







**CURRITUCK COUNTY BOARD OF COMMISSIONERS**

**ITEM TO BE CONSIDERED**

Meeting Date:

Agenda #

**SUBJECT:**

**REQUESTED ACTION:**

Submitted by:

Department:

Date submitted:

Attachments: Yes  No

**REVIEW PROCESS:**

	Approved	
County Manager	Yes <input type="checkbox"/>	No <input type="checkbox"/>
County Attorney	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Finance Director	Yes <input type="checkbox"/>	No <input type="checkbox"/>
<input type="text"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>

**REVIEW COMMENTS:**

# WORK FIRST PLAN 2010-2011 BIENNIUM Currituck County Department of Social Services

Contact information:

Christal Berry

Carla Mebane

Currituck County Department of Social Services

P.O. Box 99

Currituck, NC 27929

Phone: (252)-232-3083

Fax: (252)-232-2167

e-mail: [cberry@co.currituck.nc.us](mailto:cberry@co.currituck.nc.us)

[cmebane@co.currituck.nc.us](mailto:cmebane@co.currituck.nc.us)

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## **I. CONDITIONS WITHIN THE COUNTY**

Currituck County is a 45 mile narrow strip of land on the Currituck Sound consisting of a main land section, a section that can be accessed through Virginia or by water, a section accessible by ferry or through Virginia, and yet another section accessible by water or by going through Dare County. The Tidewater Virginia area is to the north of Currituck and Dare County is to the south. These areas as well as Pasquotank County, which is to the west of Currituck, provide a majority of the employment for Currituck residents. Dare County offers a great deal of 9 month employment as well as some year round employment for Currituck residents.

Currituck's county demographics regarding the real property tax base makes Currituck appear to be a wealthy county, and in fact, we do have a growing number of middle and upper income people moving to the county for the rural atmosphere and lower property taxes. At the same time, we have an impoverished elderly population and many young families lured here by the belief that there are abundant jobs and proximity to the beaches. Many of these families are not self sufficient, and must have help from DSS as soon as they arrive. The cost of housing has increased tremendously over the last couple of years, EIC assistance is stretched thin and difficult to obtain, and so maintaining living expenses has become increasingly more difficult.

In Currituck, there is not an abundance of full time year round employment that offers benefits. The school system and county government are the largest employers in the county currently. A majority of the employment opportunities available are retail, convenience stores, labor, restaurant work and child care. Most of these jobs require weekend and evening work and pay on which it is difficult to become self sufficient. After hours child care is available in only a handful of homes, and transportation is difficult for those without a drivers license and car since very few alternatives are available in the evenings and on weekends. Currituck is a growing county, however, with a push to bring in more business and industry. The resort area's season continues to last longer, allowing more residents year-long employment.

## **II. PLANNING PROCESS**

### **A. Planning Committee**

1. Janet Taylor, county board of social services and board of commissioners
2. Sara Massey, Albemarle Mental Health
3. Jerry Parks, Albemarle Regional Health Services
4. Michael Warren, Superintendent, Currituck County Public Schools
5. Denauvo Robinson, Albemarle Smart Start
6. Wade Denney, Employment Security Commission
7. Shannon Kinser, Chamber of Commerce
8. Ray Scaffa, College of the Albemarle
9. Mary Jane Wilson-Parsons, Hopeline

10. Nancy Rouson, Employment Services Worker, Currituck Co. DSS
11. Christal Berry, IMC Supervisor, Currituck Co. DSS
12. Carla Mebane, Social Work Supervisor, Currituck Co. DSS

We invited representatives from the faith community and also 2 former recipients, however, they did not attend.

**B. Public Comment**

The proposed county Work First Plan Biennium 2010-2011 was posted in the Currituck County Judicial Center and the Currituck County Library with an explanation regarding how to make comments and suggestions. The public comment period was posted on the government access channel, informing the public about where the plan is posted, the dates it will be posted, and how to make comments. The public comment period lasted November 21, 2008-December 1, 2008.

**C. Planning Development**

The committee had an initial meeting at the Currituck County DSS building. During this meeting, the purpose of Work First was discussed with an emphasis on the program as a program that must utilize all community resources. MRS and the 6 principles were discussed. Our Employment Services Social Worker presented information about the barriers and challenges clients face. Agencies at the table all shared information about services they have and how these can benefit the clients by addressing the barriers. Due to time and travel constraints, other contact for the committee was made through email.

**III. OUTCOMES AND GOALS FOR THE COUNTY**

**A. Meeting Federal Participation Rate**

Currituck County will strive to maintain both the all parent and two-parent participation rates at 50% and 90% respectively.

Our participation rates are: 9/08=66.67, 8/08=0, 7/08=0, 6/08=0, 5/08=0, 4/08=33.33, 3/08=0, 2/08=0, 1/08=25, 12/07=0, 11/07=33.33, 10/07=25, 9/07=33.33, 8/07=33.33.

**B. County Developed Outcome Goals**

There are no county specific goals in Currituck.

**IV. PLANS TO ACHIEVE THE OUTCOMES AND GOALS**

**A. Activities**

Employment is the key to self sufficiency and so Currituck County will utilize all available resources to tackle any barriers clients may have which may hinder going to work, resources both within and outside of the agency. It is our hope that clients will be wrapped in resources and support upon coming in to apply for Work First.

Clients are fully assessed upon coming to the agency so that the most suitable assistance can be provided to them and an individualized plan put into place quickly. Areas addressed in the assessment will include education, employment history, social support,

medical and mental health history and needs, life skills, environment, and financial issues. The plan and services will be closely coordinated between the client, the income maintenance worker and the employment services social worker. The Mutual Responsibility Agreement II will continue to be developed, based on the assessment, and signed as soon after the initial contact with the client as possible. We will attempt to involve other agencies as appropriate to assist the clients with self sufficiency. Assessment will be a part of most contacts with the clients, throughout the life of the case, and the plan updated as more information is obtained, skills are built, and needs change.

All potential applicants are screened upon coming into the agency for benefit diversion or other short term, temporary services that may help alleviate their situation and the need to go on welfare. Benefit diversion is also considered during the application processing period if the applicants circumstances change. The decision to provide benefit diversion is a team decision involving other staff in the agency that may have had contact with the potential applicant as well we the WF staff.

With each and every client that comes to the agency, we will keep interviews, assessments, and contacts positive, encouraging, and focused on strengths as much as possible. The program requirements will of course still be there and sanctions applied, but staff will remain positive and encouraging. If clients miss appointments and are not maintaining contact as required, then a home visit will be made in an effort to be politely, positively and encouragingly assertive about their MRA II, program requirements, and how they can best maintain a course towards self sufficiency.

We will have a Job Information Center in the lobby that will have notebooks containing current job listings from ESC, large employers, and the newspapers. This notebook will be maintained by the Employment Services Social Worker. It will be explored with applicants to show them the jobs that are available in the area, requirements of the various jobs such as education and experience, to open discussions about advancement possibilities with jobs. It is our hope that this will broaden their knowledge about job searching and working, show them possibilities and inspire them to examine their interests and skills. This will help lead to a realistic and knowledge-based plan for the client, highlighted areas of need and, more importantly, areas of strength.

We will assist clients with the skills necessary to obtain jobs, based on their needs. The ESSW will assist clients in these areas and if more intensive work is needed we have an in home aide on staff that can work with clients in their homes, or conduct groups if the numbers are there. We will assist with job applications and transport to job interviews if there is no other means available. The ESSW will assist with interviewing skills from hygiene to appropriate attire to attitude and being prepared to answer interview questions.

Assistance with job retention will be available after participants have secured Employment, in the areas of problem solving, conflict resolution, work place etiquette, and other areas that may come up on the job. With client permission, the

ESSW can assist on the job with job retention issues in an effort to maintain employment and improve job skills.

The ESSW and supervisor meet weekly to discuss cases, barriers and suggestions for meeting challenges, with the goal of providing timely, effective and appropriate services. Coding for cases will also be checked during meetings to make sure they are correct. We will continue to provide employment services to 100% of our work eligible adults

Applicants will be required to register for First Stop before their application can be processed. Employment Securities Commission has a staff person available weekly who is available to register applicants and who will also be available to do Job Search Skills classes.

Our local community college, College of the Albemarle, has HRD classes available for participants. They are also willing to offer these classes off campus as well as computer skills classes with a minimum of 7 participants who will join the class.

Participants can join in parenting classes available at the Cooperative Extension for children of any age and our local Smart Start Partnership will provide classes to parents with children ages 3-5.

Our local domestic violence agency, Hopeline, is available to provide group counseling sessions based on need. They are also available to provide individual counseling to those who have experienced family violence, advocacy in court, and shelter if needed. Domestic violence funds provided by the state are partially used to off set the expense to Hopeline for counseling and shelter.

Currituck Chamber of Commerce is available to provide information to local businesses about hiring Work First participants and can in some situations, offer incentives to the employers.

All staff have shared the responsibility of the success of our county since we began JOBS In 1994 and this will continue. Coordination takes place regularly between IMC staff and Employment Services staff to staff cases, review services and check coding. The interview for assessing applicants in order to determine eligibility will remain the responsibility of the income maintenance staff, and the responsibility for assessing clients to determine needs, whether a WFFA application should be or diversion assistance offered will remain with the Employment Services Social Worker. There is coordination and communication between WF staff, Child Care staff, and Child Welfare Services staff to ensure that clients are receiving all Available services that will assist them towards self sufficiency. The ESSW attends weekly staffings for child welfare services cases, and for cases that WFES and CWS have in common, joint home visits and contacts may be made.

#### **B. Supportive Services**

There are a number of services available to assist clients. Child care assistance is

available at DSS and the Child Care Resource and Referral is another option for parents to utilize in addressing child care issues. Transportation is another issue for parents. We use the regional transportation system as well as a DSS transportation aide to assist parents with these issues. We refer to our domestic violence agency as well as mental health for counseling needs. Our in house in home aide is a tremendous resource for a variety of needs for both parents and children.

## **V. ADMINISTRATIVE**

### **A. Authority**

Currituck County Department of Social Services will retain authority of the Work First program.

### **B. Organization**

#### **1. Intake**

Upon coming to the agency, potential applicants are seen by the Employment Services Social Worker for an assessment of strengths and needs, to complete the DAST/Audit and to identify appropriate services. If the ESSW is not available, the social worker on intake completes the DAST/Audit and provides the client with the ESSW's contact information. The ESSW follows up with the applicant if she has not heard from the client within 3 business days. The client then meets with the Income Maintenance staff to complete the WFFA application.

#### **2. Emergency Assistance**

Applicants for emergency assistance are also seen by the ESSW. If she is not available, the client is referred to the social worker on intake. All files are maintained and checked by the ESSW for budget reconciliation purposes. The client will see the Income Maintenance staff for the following programs: Food Nutrition Services, Medicaid/NCHC, Special Assistance, Crisis Intervention Program, LIEAP, and Medicaid Transportation.

#### **3. Employability Assessment**

This is completed by the ESSW. Ideally, this is completed at application or as soon as possible afterwards. More information will be obtained concerning employability from clients' work with other area resources such as College of the Albemarle, ESC or Vocational Rehabilitation if available.

#### **4. Employment Services**

The ESSW provides employment services to all mandatory recipients of WFFA. These begin at application if possible and carry through the life of the case.

#### **5. Other Supportive Services**

Child care, transportation and in home aide services are all available for WFFA clients. After assessing a clients needs, the ESSW will make appropriate referrals. Child care referrals go directly to the child care coordinator, transportation (except Medicaid transportation) and in home aide services are set up directly through the ESSW.

#### **6. Eligibility Determination**

Following a screening and assessment by the ESSW, the income maintenance staff

will complete the eligibility process with applicants. We have an income maintenance caseworker who carries the child only cases, and another IMC who maintains all other Work First cases. They complete all necessary reviews and act on changes as they are reported. Employment services and eligibility functions are kept separate, but they maintain a very close working relationship.

**C. First Stop**

Clients are referred to the Employment Security Commission for the First Stop process. At each application, the WFFA applicants are informed that they must register in order for their application to be approved. We are not currently contracting with the ESC for any additional services but utilize free services which they offer, such as job registration, job search, and job placement. We have attached our Memorandum of Agreement with ESC to this plan.

**D. Child Care**

Child care funds are prioritized in the following order:

1. Families needing child welfare services child care for child protective services needs.
2. Families needing child care to support employment.
3. Families needing child care to address developmental needs of children.
4. Families needing child welfare services child care due to a family crisis.

**E. Transportation**

Transportation remains a difficult problem for clients because of the layout of the county, and because employment opportunities are so spread out. We will continue to stress the importance of possessing a valid driver's license, insurance, and having access to a car. This can be difficult for clients who are just starting on the road to self sufficiency as they often do not have the means to purchase a car; learn to drive; or clear their records of past fines in order to re-obtain their license. For those who are unable to transport themselves, we will continue to use the coordinated van system or reimburse clients or volunteers for mileage. There are occasions when the Employment Services Social Worker or our transportation aide will transport clients. If clients need assistance with car repairs, fines, or insurance, we will evaluate their situation and consider providing the assistance. The transportation system is offering more flexible transportation than it has previously and with this change, clients will more often be able to use the transit system to get to work. We continue to approach civic groups and the faith community concerning having a network of volunteer drivers available to transport clients to work, and have approached other businesses and individuals about donating cars to clients. The transportation challenge will continue to take creative social work practices, along with community effort.

**F. Substance Abuse Services**

Substance abuse and mental health issues are problems that are often encountered with this population. Clients are screened at intake by the ESSW or intake worker using the DAST/Audit tool for substance issues. The Behavioral Indicators Checklist may be used at any contact with the client if it is felt that this is warranted. If a score is positive on the tools, clients are referred to Albemarle Mental Health where there is a QPSA on staff to

conduct a SUDDS assessments. We attempt to put into place treatment recommendations QPSA makes. The Memorandum of Agreement should be forth coming and will be forwarded when it is received in our agency.

**G. Family Violence Option**

We have an agreement with our local domestic violence agency, Hopeline, to assist us with issues surrounding domestic and family violence. See attached agreement. We have what we feel is a very good working relationship with this agency, and our ESSW and the Hopeline counselor work closely on clients that they share. They offer shelter services as well as counseling services. We utilize our domestic violence funds partially to reimburse Hopeline for these expenses. Also included in this agreement is Kids First, an agency that provides counseling to children who have experienced abuse, neglect, or family violence.

**H. Maintenance of Effort**

Maintenance of effort funds are used for staff and activities throughout the agency. In Child Welfare Services, there are 3.3 FTE salaries funded with MOE funds. There is also one FTE income maintenance worker and one social worker II funded. TANF child care transportation, and component expenses are funded with MOE funds as well as Emergency Assistance. Clients to be served may be WFFA clients, 200% families and non-custodial parents.

**I. Child Welfare Services**

It is estimated that approximately 80% of our Work First Block Grant will be devoted to child welfare services. Child only cases that are excluded from the work participation rate will be monitored at least biannually for changes and safety issues. Collaboration between Child Welfare staff and the ESSW is on going and the ESSW sits in on weekly staffings.

**VI. Emergency Assistance**

\$15,000 will be available throughout the year to those who are eligible and a maximum of \$400 can be dispersed per household per fiscal year. Once a family has used its \$400 Allotment for the fiscal year they will not be eligible again until the following fiscal year. The total allocation of funds for Currituck County will be divided into four allotments. Each allotment will be used for one quarter of the fiscal year in an effort to have funds available throughout the year. When the allotment for a particular quarter is spent, funds will not be available until the next quarter of the fiscal year starts.

These funds can be used for a variety of reasons when a family is in an emergency situation such as evictions; utility cut offs; transportation and child care crises. The primary purpose for the use of these funds will be to assist clients in a way that must alleviate the emergency and also to assist them in moving towards self sufficiency (remaining off Work First or keeping a job). The safety of the children in the home must be considered with all situations when determining if a family is eligible.

- 1) The family must meet the eligibility requirements of WFFA with income at or below 110% of the federal poverty level.

- 2) Caretaker must be employed, have a job starting in 1 month, or have some type of income, such as child support, SSI, and social security disability. Proof of income or employment may be requested.
- 3) As this assistance must alleviate the emergency, clients must be able to show that this is a temporary, short term situation and that they have a means of maintaining their household in the future.
- 4) If an applicant has received Emergency Assistance in the previous 2 fiscal years they must be able to pay \$100 towards the amount needed to resolve the emergency. If the amount needed is \$150 or less, they must be able to apply half.

Evaluation for the use of these funds will be the primary responsibility of the Employment Services Social Worker with supervision by the social work supervisor II. A family will be evaluated for the use of these funds at the time that they come in to apply for WFFA and are evaluated for other possible alternatives to WFFA, or when they come in to seek relief for an emergency situation. They will be evaluated for and given referrals for other services as appropriate.

#### **VII. Services for Families at or Below 200% of the Poverty Level**

The county will provide services to families with children when the family is at or below 200% of the poverty level and in accordance with the policy outlined in Work First Policy, with the hope of preventing them from going on Work First Cash Assistance.

The department's ESSW will provide services to this population. Potential families will be identified through referrals from workers within the agency, through referrals from other agencies, and as self referrals. Workers within the agency taking applications for Food Stamps, Medicaid, Work First, or services will refer clients within this population to the ESSW if it is felt that they may be appropriate for them. Once identified as a potential client, eligibility will be determined by completing the eligibility worksheet and using the guidelines set forth in DSS Administrative Letter No. Economic Independence 11-99.

Services to be offered to this population will be very similar to those offered to mandatory Work First clients. These services will be job readiness, job search, case management, counseling, home management skills such as budgeting and parenting, resume writing, education and referral.

Cash assistance according to the federal definition of assistance, will not be a part of the services offered, therefore, on going transportation and child care will not be available. If these services will be short term, non-recurring benefits that will deal with temporary situations, they are allowable. The guidelines for these allowances are set forth in DSS Administrative Letter No. Economic Independence 11-99. \$5000 is allocated for 200% services.

Services to families at or below 200% of the poverty level will be provided only after Parents who are subject to the work requirement have been provided services. The

Employment Services Social Worker will check the mandatory client list weekly to Assure that all of these clients are being served.

### **VIII. Services for Non-Custodial Parents of Work First Recipient Children**

Currituck County will provide employment related services to non-custodial parents of Work First children when the non-custodial parent's family income is at or below 200% of the poverty level and in accordance with the policy outlined in Work First policy.

The department's ESSW will provide these services. Potential non-custodial parents will be identified through contact with Child Support Enforcement and through Work First client's statements. The worker will be in close contact with local CSE staff to identify those non-custodial parents who might be eligible. Once identified as potential, eligibility will be determined by the worker using the eligibility worksheet and the guide lines set forth in DSS administrative Letter No. Economic Independence 11-99.

Services to be offered to this population will be very similar to those offered to mandatory Work First clients. Services to be offered are job readiness, job search, counseling, case management, parenting skills, transportation, referrals to other services such as HRD classes and Vocational Rehabilitation, budgeting and life skills/home management, resume writing, filling out applications, dressing for success, coaching and work related expenses.

Services to non-custodial parents will be provided only after parents who are subject to The work requirement have been provided services. The ESSW will check the Mandatory client list weekly to assure that all of these clients are being served. At the Point that all are enrolled, non-custodial parents can then be served.

### **IX. Exemption from the Work Requirement**

In the past, the State Work First Plan allowed that a single parent of a child less than one year old would not be required to comply with work requirements until the child turned one. Standard counties now have the option of whether or not to require this of these parents. Currituck County Department of Social Services has opted to require that single parents of a child under age one will be exempt from the work requirements until the child reaches three months of age, unless there are special circumstances which would necessitate an extension.

At the time the child reaches three months of age, the parent will be required to meet with the ESSW to develop a Mutual Responsibility Agreement and meet the work requirements as set forth in the State TANF Plan. Individuals who are working while the child is less than three months old are not eligible for this exemption. Under no circumstances will an individual be exempt for more than a 12 month cumulative lifetime period.

### **Work First and Family Centered Practice**

Our Work First program has embraced the concept of family centered practice. Our goal is to make sure our involvement with our families reflects the six (6) principles of partnership, which are:

1. Everyone desires respect
2. Everyone needs to be heard
3. Everyone has strengths
4. Judgments can wait
5. Partners share power
6. Partnership is a process

We believe that the family is its own primary source of information. Our families are diverse and have the right to be respected for their special cultural, racial, ethnic and religious traditions. In addition, we understand that the ESSW's judgment can have an immense impact on a client's life. As a result, we work hard to delay judgments as long as possible. We try to remain focused on the positives.

Currituck County Social Services respects the family's right to self-determination and assumes the family has the capacity to grow and change when provided the proper supportive services. We treat our clients with respect and honor their opinions, as they have a right to make their own decisions about their lives.

A thorough assessment can be one of the strongest tools we use to aid families in removing barriers to employment and achieving self-sufficiency. The purpose of the assessment and planning is to identify the family's strengths and resources needed to achieve employment. We assess the overall major strengths of the family. We review the issues of substance abuse, domestic violence, etc. Family strength can come in the form of interests, hobbies, skills, talents, resources and other capacities, both formal and informal extended community supports. If possible, we try to assess all family unit members for strengths.

Once the initial screening and assessment have been completed, then it is necessary to engage the family in ongoing assessments. We want to ensure that the most appropriate family case plan is created for the family, and that they are connected to the most appropriate services. These strengths and needs are identified on the Mutual Responsibility Agreement (DSS-6963A) and are also documented in the case record. We try to involve the client in the development of their own MRA. However, it is also critical that the ESSW assists families in establishing realistic goals in the context of time limits, work requirements, and available resources.

The goals of our planning process are:

- Identify family strengths to build upon. We talk about the positives in the family, and help them recognize that they CAN do things well. We stay positive and focus on what CAN be done.
- Help the family learn to identify the specific circumstances that have contributed to the family's need for *Work First Family Assistance*.
- Help the family learn to identify specific activities that are required, and also the resources that they will need.

Planning is a process which we try to prepare the family for independence from the welfare system by the end of the 24-month time limit, where applicable, and after longer periods of time in some instances.

We stress to the family that their assessment is an on-going process, not a one-time event. It is initially done at application, but we re-assess as needed. The ESSW reviews existing case information on the family in order to help focus on the family's strengths and needs - and also prevent the need to ask for information already available. She uses open ended questions, which allows the participant the opportunity to really feel heard. When one feels heard and understood, defensiveness and resistance are unnecessary – and solutions can be sought. This whole process hopefully creates a partnership between the ESSW and the client.

To help families achieve self-sufficiency, the ESSW will also identify the family's immediate, short-term, and long-term goals and resources. So, after assessing strengths, an assessment of resources will occur, with an identification of available agency and community resources needed to assist with transition from Work First to employment and self-sufficiency. The ESSW always considers the family's comfort in sharing their personal information. As previously stated, building rapport with families will encourage open communication and establish the partnership necessary to recommend activities that will lead to self-sufficiency.

The ESSW and the family will analyze assessment and planning information together. The assessment and the planning process will hopefully direct families toward attainable goals. We believe that early success in a program activity will have a significant effect on future family effort and accomplishments.

As the ESSW becomes better acquainted with the family and a professional, respectful relationship develops, the participant feels the mutual trust and shared responsibility. We try to remember that our clients do not owe us their cooperation, we must earn it. As a result, the family's course to achieving self-sufficiency will become more clearly defined.

The family is the first resource we look at as the ESSW and the participant explore transportation, childcare, and other supportive service needs. Whenever possible, our participants are given the responsibility to identify their needed services and resources. The ESSW helps to set the expectation, and also provides the necessary guidance to

enable the family to accomplish this independently. The ESSW's role is to provide information and guidance, which eventually enables families to:

- Identify and evaluate existing resources;
- Make informed decisions on the best resources to meet their needs; **and**
- Secure the necessary services to support program participation and employment.

The ESSW reviews the participant's progress in program activities at regular intervals, particularly when an individual is enrolled in an activity for an extended period of time. She offers congratulations & support if the client is making progress. If progress is not satisfactory to the participant, the supervisor, or to the ESSW, a reassessment is conducted to determine appropriate solutions while continuing to work with the family.

If the family is involved with Child Welfare, the ESSW may attend a joint home visit. If such conditions exist, she will inform the family that a joint visit will be made, and will explain the purpose of the joint visit. The ESSW also attends the CFT meetings when it includes a family the ESSW is working with to achieve self-sufficiency. During this meeting, or within seven (7) days after the meeting, an updated Mutual Responsibility Agreement (MRA) will be developed with the family reflecting the decisions from the CFT meeting.

Our motto: "A crisis can be an opportunity for change. It is our job to instill the HOPE."

### **American with Disabilities Act (ADA)**

Currituck County will evaluate individuals with disabilities on a case-by-case basis, and will afford them the opportunity to benefit from Work First in the same manner as those individuals who do not have disabilities.

We will continue to:

- ensure equal access to employment programs for qualified individuals with disabilities through the provision of appropriate services;
- adopt methods of administration which do not discriminate against and ensures equal access and opportunity to qualified individuals with disabilities; and
- modify policies, practices, and procedures to provide equal access that allows qualified individuals with disabilities to participate in and benefit from employment programs unless doing so would fundamentally change the program or cause an undue hardship.

### **A. Equal Access**

To ensure that individuals with disabilities have equal access to employment programs, our Employment Services Social Worker will assess the participant's specific abilities and limitations. Individuals with a disability will not be routinely "exempted" from the Work First Employment Services program activities. The MRA will reflect the strengths of the participant and will include activities such as a Vocational Rehabilitation assessment to ensure the participant receives necessary services through our Work First program. We are currently unable to make referrals for Functional Assessments due to a lack of providers, even though we feel they would be extremely beneficial.

### **B. Reasonable Accommodations**

Qualified individuals with disabilities will be provided reasonable accommodations so they have an opportunity to participate in and benefit from services and programs that are as effective and meaningful as those available to individuals without disabilities are. Note: Our Work First applicants or recipients are not required to ask for "reasonable accommodations" to receive an accommodation.

When an individual requests an accommodation to participate in the Work First program (or if one is provided without a request), the Employment Services Social Worker will document the disability, the difficulty being experienced by the participant, whether the request was granted or denied and what kind of accommodation was provided, if any.

### **C. Grievance Procedure**

Our grievance procedure will be provided in writing to all individuals who have requested reasonable accommodations, but believe that he/she has not been adequately accommodated. In addition, our grievance procedure will be posted in the Employment Services Social Worker's office.

Our procedure is as follows:

- The participant will be informed to notify the Work First Employment Services Social Worker verbally or in writing.
- Within 7 workdays of the receipt of notification, we will have a meeting to discuss the complaint. The participant and/or his/her representative will be notified of the meeting, and will be encouraged to attend. Other appropriate staff will be present.
- Within 14 workdays of the date of the meeting, we will respond to the request. We will notify the individual of the decision in writing within the 14 workdays from date of the meeting. We will not sanction the individual during the grievance period for failure to comply with the disputed activity.

- An MRA will be developed with appropriate activities in which the individual can complete. We will use medical evidence that has been previously provided by the participant to establish if an individual can participate in full or limited work activities.

If the participant believes he/she has been subjected to discrimination based on disability and prefers not to use the established grievance procedure as indicated above, he/she may file a complaint with the Office of Civil Rights (OCR). Contact information is clearly posted in our lobby, as well as in worker offices.

#### **D. Disclosure of a Disability**

The Employment Services Social Worker will inform the applicant or recipient that disclosure of a disability is voluntary. However, we must inquire about an individual's health related limitations to determine the appropriate work assignments. The participant does not have to provide the information. However, we will discuss with the Work First participant that:

1. An impairment is suspected and disclosure is voluntary;
2. Screenings and other resources are available to identify the impairment;
3. The benefits of identifying the impairment include accommodations and services for those individuals with documented disabilities; and
4. If he/she chooses not to disclose a disability or cooperate with efforts to identify the disability, he/she may be required to participate with work activities without accommodations.

Our Employment Services Social Worker will document in writing when an individual with a suspected disability refuses to participate with efforts to verify the disability and chooses to participate in work activities without accommodation. To document this refusal, we will include the following acknowledgement statement on the MRA:

*(Work First participant's name) has been informed of his/her right to be screened for a suspected disability but has chosen to participate without accommodation. (Work First participant's name) understands that he/she will be required to complete assigned activities without accommodations and may face sanctions for failure to complete the assigned activities.*

There are times when identification and treatment of a disability are necessary for us to administer our program. Under these circumstances, a participant may be required to participate in efforts to evaluate a suspected disability and participate in necessary treatment. Those circumstances may include:

1. If a participant claims to be unable to work or has limited work capacity, the individual may be required to substantiate his/her claim by participating in screening and evaluations as agreed on the MRA. Failure to comply may result in a sanction of benefits in accordance with Section 120 of the Work First policy.
2. If a participant has demonstrated an inability to successfully participate in work activities or employment and our worker has reason to believe this is due to a disability or work limitation, we may require the participant to be screened or evaluated to establish the necessary services to support the participant in achieving success in the Work First program. If the screening or evaluation determines that the participant requires treatment, the participant may be required to participate in the necessary treatment as a condition of the MRA. Failure to comply may result in a sanction of benefits in accordance with Section 120 of the Work First policy.

Individuals with a confirmed disability or those claiming a disability, will be referred to Vocational Rehabilitation (VR) for a screening, assessment, and evaluation. We will include this activity on the MRA and support it with services such as transportation. We will also include that the participant must adhere to the eligibility rules and recommendations of VR to include the commitment to self-sufficiency or standard sanction rules will apply.

For individuals, who have a disability, a referral to the Social Security Administration (SSA) will be completed. We will continue working with the family to achieve self-sufficiency throughout the referral process. In addition, the ESSW will assist the Work First individual in applying for SSI, if appropriate.

### **Interpreter Services for LEP Individuals**

If an applicant or recipient requires and/or asks for an interpreter, Currituck Department of Social Services will provide such services for the applicant or recipient at no charge. We will take reasonable steps to ensure that Limited English Proficiency (LEP) persons have meaningful access to the programs, services, and information our agency provides. A client has a right to file a complaint if they think that they were treated unfairly because they do not speak English well. They can file a complaint for self or for someone else. Instructions on how to file a complaint are posted in our agency.

One of the provisions of the Voluntary Compliance Agreement signed with USDHHS OCR was that each DSS agency develop a Title VI /LEP compliance plan to address the needs of this ever-growing population of individuals whose primary language is not English. We have attached a copy of our plan.

## FAMILY VIOLENCE OPTION PLAN

Violence in the family is a substantial barrier to self-sufficiency for many people including some Work First participants. Family violence is defined as verbal, sexual, emotional, psychological and/or physical abuse between or among family members or intimate partners. Recognizing the impact that violence can have upon individuals and families, workers must assure that all individuals seeking assistance are given the opportunity and services necessary to address the violence. North Carolina adopted the Family Violence Option to assist those participants who are or have been victims of family violence by providing the necessary tools to address the issues related to the abuse.

Currituck County has adopted this plan to establish the procedures Social Services staff will follow in dealing with victims of family violence. It is essential to the success of this protocol that open and on-going communication and cooperation exist among the agencies involved in the delivery of family violence services. This policy will be reviewed and revised periodically as needed to reflect changing laws, policies, and community issues.

### PROCEDURES

- 1) Notification/Screening/Assessment
  - a. All Work First applicants will be notified of the Family Violence Option by the Employment Services Social Worker at intake. Thereafter, this will be discussed with them again annually. The Notification form (DSS-6966) will be completed with the original going in the participant's file and a copy to the client.
  - b. Along with notification, a screening form (DSS-6968) will be completed and filed in the client's record. The participant is considered to have screened positively if 1 or more of the questions are answered affirmatively. If a client screens positively, self-discloses, or there are indicators of family violence, refer the client to Hopeline for further assessment within 5 days.
  - c. Referrals are VOLUNTARY.
  - d. Worker can use the referral form provided and must obtain a release of information (DSS-6969) prior to making the referral.
  - e. Hopeline will administer an in-depth assessment (form DSS 6965) for family violence. It is the responsibility of the DSS to provide this form to the domestic violence (DV) agency. They will return an assessment report within 5 days of conducting the assessment which will address the ability of the participant to fulfill Work First Requirements; activities to remove barriers; recommended time frame to address the violence; whether the

- participant is requesting a waiver and the assessor's recommendations.  
The report is to be filed in the client's file.
- f. Clients must be reassessed by Hopeline at least every 6 months or at the end of each waiver period.
- 2) Notification/Screening/Assessment of Two-Parent Households
    - a. Both participants of a two-parent household must be notified of the Family Violence Option.
    - b. DO NOT screen with an individual's spouse or partner present. Conduct these separately.
    - c. ***For two-parent households, each partner must be willing to participate in the activities deemed necessary to address the violence. (Previous wording, "Waivers must involve both partners.")***
  - 3) Developing the Mutual Responsibility Agreement
    - a. If the client refused an assessment but family violence is still an issue and barrier, guide the participant towards activities they will address this issue.
    - b. If the client did have an assessment, develop the MRA with the recommendations of the DV counselor in mind.
    - c. The DV counselor will recommend which requirements, if any, to waive. As the social worker, consider these but keep in mind that the final decision for waivers rests with the social worker.
    - d. Always consider the safety of the victim and family when developing the MRA.
  - 4) Confidentiality
    - a. Confidentiality is always of the utmost importance with any clients involved with DSS in order to protect their privacy. It can be a matter of safety for clients experiencing family violence.
    - b. A release of information must be signed before speaking with another agency. The DV agency will assure that a release has been signed before they will release information to DSS.
    - c. Never release the phone number or address of a victim to anyone.
    - d. Do not discuss a victim's situation with anyone who does not need to know.

#### POINTS TO REMEMBER

- 1) Assessments are voluntary.
- 2) This is not an exemption. Clients must still work on issues and other points in their MRA.
- 3) Be ready to refer to a shelter or to Hopeline in a crisis situation.
- 4) The 24 month clock can stop. This could be a reason for an extension on the 60 month clock.
- 5) If you suspect CPS issues, then you are required by law to report this.

- 6) Sanction clients on a case by case basis and always keep the safety of the victim and children in mind before sanctioning.
- 7) Notification of option → refer → assessment → waiver determination → MRA

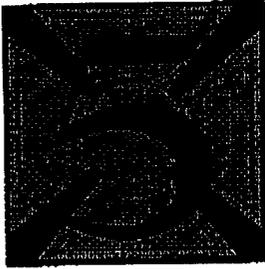
The Currituck County Department of Social Services and Albemarle Hopeline agree to follow the procedure as described above.

\_\_\_\_\_  
Director, Albemarle Hopeline

\_\_\_\_\_  
Date

\_\_\_\_\_  
Director, Currituck County DSS

\_\_\_\_\_  
Date



## Lower Currituck Volunteer Fire Department

PO Box 207  
Grandy, NC 27939  
Phone (252) 453-2761  
Fax (252) 453-4579  
Chief's Phone (252) 982-6240

November 21, 2008

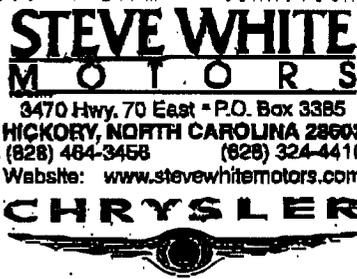
Currituck County Board of Commissioners:

The Lower Currituck Volunteer Fire Department Inc. currently has two vehicles which we use for transporting members to and from training classes, to transport supplies to and from fire scenes, and other general uses. They have both reached the end of their productive life. Therefore the membership of Lower Currituck Volunteer Fire Department Inc. request permission to finance through the state and local government credit union a new vehicle. The vehicle we have selected is a Dodge 1500 SLT Quad cab 4x4. The list price is \$36,700.00; however we have worked out a deal with Steve White Motors in Hickory, NC for \$26,272.00. I have enclosed a copy of the estimate and the window sticker with all the particulars of the vehicle.

We thank you for your consideration on this matter.

Gina Copeland

President LCVFD



DEAL # 9999910

DATE: 11/21/2008  
 PURCHASER'S NAME: LOWER CURRITUCK VOLUNTEER  
 STREET ADDRESS: PO BOX 207  
 CITY: CRANDY STATE: NC COUNTY: ZIP: 27939  
 RESIDENCE PHONE: 000-000-0000 BUSINESS PHONE:

PRICE OF CAR 33450.00

DOC / ADMIN PROCESS FEE	499.50
SUB TOTAL	33949.50
TRADE ALLOWANCE	N/A
TRADE DIFFERENCE	33949.50
TOTAL	33949.50
STATE TAX	1003.50

PLUS PAYOFF ON TRADE	BALANCE OWING TO	N/A
NEW LICENSE 29.00	REGISTRATION N/A	TITLE 40.00
		INSPECTION N/A
		69.00

1. SETTLEMENT DUE	35022.00
2. CASH DOWN PAYMENT	8750.00
DEPOSIT ON ORDER	N/A
DATE ON DELIVERY	N/A
3. UNPAID BALANCE	26272.00
4. OTHER CHARGES	N/A
INSURANCE	N/A
5. SETTLEMENT	26272.00
<input type="checkbox"/> CASH DUE	<input checked="" type="checkbox"/> TO BE FINANCED

LIEN INFORMATION	
TO:	
ADDRESS:	
AMOUNT:	26272.00
DATED:	11/21/2008

AMOUNT: 26272.00 DATED 11/21/2008

PLEASE ENTER MY ORDER FOR THE FOLLOWING  NEW  USED

YEAR: 2008 MAKE: Dodge MODEL: Ram 1500 MILEAGE: 11  
 COLOR: FLAME RED SERIAL NO.: 1D7HU16288J213826  
 STOCK NO.: 2173 SALESMAN:  
 NO. OF CYLINDERS: 8 MI1400

I understand the below listed service contract and/or accessories are non-DaimlerChrysler and will not be backed or warranted by DaimlerChrysler Corporation.

**NEGATIVE EQUITY DISCLAIMER**  
 Purchaser acknowledges and accepts that negative equity exists in this purchase transaction and is due either as cash down or financed.

**FEDERAL LAW REQUIRES THE FOLLOWING DISCLAIMER:**  
 The Manufacturer's warranty on this vehicle is expressly in lieu of any other expressed or implied warranties including any implied warranty of merchantability or fitness, and of any other obligation on the part of the seller, and there are no warranties, expressed or implied, made by the seller.

**DESCRIPTION OF TRADE IN**

YEAR	MAKE	MODEL	TYPE
MILEAGE	SERIAL NO.		
COLOR		NO. CYL.	

**INSURANCE COVERAGE**

AGENT: \_\_\_\_\_ PHONE #: \_\_\_\_\_  
 INS. CO.: \_\_\_\_\_  
 POLICY NO.: \_\_\_\_\_ DATES: **EFF:** \_\_\_\_\_ **EXP:** \_\_\_\_\_  
 TRANSFERRED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

**PAYOFF INFORMATION**

TO: \_\_\_\_\_ AMOUNT: \_\_\_\_\_ N/A  
 ACCOUNT NO.: \_\_\_\_\_  
 ADDRESS: \_\_\_\_\_  
 QUOTED BY: \_\_\_\_\_ GOOD THROUGH: \_\_\_\_\_  
 DATE \_\_\_\_\_ TIME \_\_\_\_\_ SALESMAN \_\_\_\_\_

IS THERE A SECOND LIEN? \_\_\_\_\_

Purchaser agrees that this Order includes all of the terms and conditions on both the face and reverse side hereof, that this Order cancels and supercedes any prior agreement and as of the date hereof comprises the complete and exclusive statement of the terms of the agreement relating to the subject matter covered hereby. IF THIS ORDER IS FOR A USED VEHICLE, THE INFORMATION YOU SEE ON THE (FEDERAL TRADE COMMISSION) WINDOW FORM IS PART OF THIS ORDER. INFORMATION ON THE WINDOW FORM OVERRIDES ANY CONTRARY PROVISIONS IN THE CONTRACT OF SALE. THIS ORDER SHALL NOT BECOME BINDING UNTIL ACCEPTED BY DEALER OR HIS AUTHORIZED REPRESENTATIVE AND IN THE EVENT OF A TIME SALE, DEALER SHALL NOT BE OBLIGATED TO SELL UNTIL APPROVAL OF THE TERMS HEREOF IS GIVEN BY A BANK OR FINANCE COMPANY WILLING TO PURCHASE A RETAIL INSTALMENT CONTRACT BETWEEN THE PARTIES HERETO BASED ON SUCH TERMS. Purchaser by his execution of this Order certifies that he is of legal age to execute binding contracts in this State and acknowledges that he has read its terms and conditions and has received a true copy of this Order.

11/21/2008 ACCEPTED BY: \_\_\_\_\_ DATE \_\_\_\_\_ DEALER OR HIS AUTHORIZED REPRESENTATIVE

**WINDOW STICKER**

Print Close



**DODGE**

2008 MODEL YEAR

**DODGE RAM 1500**

**SLT QUAD CAB 4X4**

PRICE INFORMATION	PRICE INFORMATION (contd.)
<b>MANUFACTURER'S SUGGESTED RETAIL PRICE OF THIS MODEL INCLUDING DEALER PREPARATION</b>	<b>OPTIONAL EQUIPMENT</b>
<div style="border: 1px solid black; padding: 5px; text-align: center;"> <b>Base Price: \$ 33,610</b> </div>	Customer Preferred Package 26G Multi-Speed Overdrive Automatic Transmission <span style="float: right;">\$ 1,170</span> 5.7-Liter HEMI(R) Multi Displacement Engine <span style="float: right;">\$ 945</span> "Big Horn" Badge 34-Gallon Fuel Tank <span style="float: right;">\$ 75</span>
<b>DODGE RAM 1500 SLT QUAD CAB 4X4</b> Exterior Color: Flame Red Clear Coat Exterior Paint Interior Color: Medium Slate Gray Interior Color Interior: Cloth 40/20/40 Split Bench Seat Engine: 5.7-Liter HEMI(R) Multi Displacement Engine Transmission: Multi-Speed Overdrive Automatic Transmission	<b>DESTINATION CHARGE <span style="float: right;">\$ 900</span></b>
<b>STANDARD EQUIPMENT</b> (UNLESS REPLACED BY OPTIONAL EQUIPMENT)	<div style="border: 1px solid black; padding: 5px; text-align: center;"> <b>TOTAL PRICE:* \$ 36,700</b> </div>
<b>FUNCTIONAL/SAFETY FEATURES</b>	
26 Gallon Fuel Tank Tire Pressure Monitoring Warning LP Elec Shift-on-the-Fly P/Time T/Case Sentry Key Theft Deterrent System 4 Wheel Disc Rr Anti-Lock Brakes Advanced Multistage Front Air Bags** Power Rack and Pinion Steering Front Stabilizer Bar 3.92 Axle Ratio 600 Amp Maintenance Free Battery 136 Amp Alternator Var Intermittent Windshield Wipers	
<b>INTERIOR FEATURES</b>	
Air Conditioning Tilt Steering Column Speed Control Power Windows, Driver One-Touch Power Locks Remote Keyless Entry AM/FM Compact Disc Radio Sirius Satellite Radio 1-Year Service Provided by SIRIUS For More Information, Call 1-888-539-7474 Power Accessory Delay Rear Power Sliding Window Overhead Console w/Trip Computer 40/20/40 Split Bench Seat Yes Essentials(R)Stain/Odor/Static Resistant Fabric	

Dodge - New Vehicle Inventory - Window Sticker

Rear Folding Seat  
 Rear Underseat Compartment Storage  
 Front & Rear Floor Mats  
 12V Auxiliary Power Outlet  
 Passenger Side Sun Visor w/Mirror  
 Instrument Cluster w/Tach  
 4 Speakers  
 Passenger Assist Handle  
**EXTERIOR FEATURES**  
 20X9.0 Aluminum Wheels  
 P275/60R20 BSW All Season Tires  
 205MM HD Front Axle  
 Power Heated Mirrors, Fold-Away  
 Trailer Tow w/4-Pin Connector Wiring  
 Fog Lamps  
 Cargo Lamp  
 Full-Size Spare Tire  
 Floor Covering Carpet  
 Removable Tailgate w/Calliper Latches  
 Tinted Glass Windows

Assembly Point/Port of Entry: FENTON, MISSOURI, U.S.A.

VIN:1D7HU18288J213826

L4-VON:2399

THIS WINDOW STICKER MAY OR MAY NOT MATCH THE ACTUAL WINDOW STICKER ON THE VEHICLE ITSELF. WE RESERVE THE RIGHT TO MAKE CHANGES WITHOUT NOTICE AND ARE NOT RESPONSIBLE FOR TYPOGRAPHICAL ERRORS. DEALERS ARE INDEPENDENT AND FREE TO SET THEIR OWN PRICES.

\*STATE AND/OR LOCAL TAXES, IF ANY, LICENSE AND TITLE FEES AND DEALER SUPPLIED AND INSTALLED OPTIONS AND ACCESSORIES ARE NOT INCLUDED IN THIS PRICE. DISCOUNT, IF ANY, IS BASED ON THE PRICE OF OPTIONS IF PURCHASED SEPARATELY.

### Chrysler Motors LLC

THIS VEHICLE IS MANUFACTURED TO MEET SPECIFIC UNITED STATES REQUIREMENTS. THIS VEHICLE IS NOT MANUFACTURED FOR SALE OR REGISTRATION OUTSIDE OF THE UNITED STATES.

#### PARTS CONTENT INFORMATION

FOR VEHICLES IN THIS CARLINE:

U.S./CANADA PARTS CONTENT: 88%

NOTE: PARTS CONTENT DOES NOT INCLUDE FINAL ASSEMBLY, DISTRIBUTION, OR OTHER NON-PARTS COSTS.

FOR THIS VEHICLE:

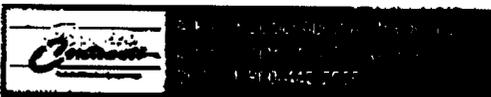
FINAL ASSEMBLY POINT:

FENTON, MISSOURI, U.S.A.

COUNTRY OF ORIGIN:

ENGINE: MX

TRANSMISSION: U8



Compare this vehicle to others in the FREE FUEL ECONOMY GUIDE available at the dealer.

CITY MPG

**13**

Actual Mileage will vary with options, driving conditions, driving habits and vehicle's condition. Results reported to EPA indicate that the majority of vehicles with these estimates will achieve between

10 and 18 mpg in the city, and between 14 and 20 mpg on the highway.



2008 RAM 1500 4WD PICKUP  
8 CYL, 5.7 L (345 CID), VAR. DISPL., MULTIPoint FUEL INJ., 5-SPEED AUTOMATIC TRANS.

HIGHWAY MPG

**17**

For Comparison Shopping all vehicles declared as

have been issued mileage ratings ranging from 08 to 18 mpg city and 12 to 21 mpg highway.

Estimated Annual Fuel Cost:  
\$ 2,999