

Currituck County Board of Commissioners Agenda

Historic Currituck County Courthouse

Date: Monday, February 02, 2009 Time: 7:00 PM

- 7:00 p.m. Invocation
Pledge of Allegiance by Girl Scout Troop 2428
- Item 1 Approval of Agenda
- Item 2 Public Comment
Please limit comments to items not appearing on the regular agenda, please limit comments to 3 minutes.
- Item 3 **Presentation of "The Order of the Long Leaf Pine" to Ernie Bowden**
- Item 4 **Resolution Commending Mike Hoff, U.S. Fish and Wildlife Service**
- Item 5 **Presentation of Fiscal year 2008 Audit Report**
- Item 6 **Presentation by Healthy Carolinians of the Albemarle** 2008 State of the County Report by Amy Underhill and Ann Roach
- Item 7 **Presentation by the Whalehead Preservation Trust**
- Item 8 **Public Hearing and Action** PB 88-66 Villages at Ocean Hill, Phase 6C: Variance request regarding access for lots 267, 268, and 269. Located in Corolla, PINS 114E-000-WELL-0003 and 114E-000-098B-0000, Poplar Branch Township.
- Item 9 **Public Hearing and Action** PB 09-03 Wild Horse Adventure Tours: Request for a Special Use Permit for outdoor recreation. The property is located at 600 Currituck Club Drive, Corolla, Tax Map 126, Parcel 3D, Poplar Branch Township.
- Item 10 **Resolution amending a resolution** declaring its intention to consider the permanent closing a portion of Shark Lane, Shad Lane and Rock Lane
- Item 11 **Appointment to Senior Citizens Advisory Board**

- Item 12 **Appointments to Planning Board**
- Item 13 **Appointment to Stormwater Advisory Board**
- Item 14 **Appointment to Airport Advisory Board**
- Item 15 **Appointments to Recreation Advisory Board**
- Item 16 **Appointments to Economic Development Board**
- Item 17 **Appointments to Tourism Advisory Board**
- Item 18 **Reappoint Members of Farmland Preservation Agricultural
Advisory Board**
- Item 19 **Consent Agenda:**
 - 1. Budget Amendments
 - 2. Corolla Volunteer Fire Department - Request to substitute
approved Capital Outlay
 - 3. Charge to Tax Collector Levy on Motor Vehicles for October
Renewals
 - 4. Approval of January 5, 2009, Minutes
 - 5. Resolution Opposing Insurance Rate Increase
 - 6. Resolution Supporting Repairs to Long Lane, Knotts Island
 - 7. Petition to NCDOT for Road Addition of Herman's Court,
Moyock
- Item 20 Commissioner's Report
- Item 21 County Manager's Report
- Adjourn

Filename: Board of Commissioners Meeting Agenda 2009-02-02 19-00.doc
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Subject:
Author:
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Resolution
Commending US Fish and Wildlife Service

WHEREAS, Currituck County received immediate response, assistance and accommodation from US Fish and Wildlife Service Manager Mike Hoff; and

WHEREAS, there was an unfortunate incident at the Knotts Island Volunteer Fire Station which caused the County to immediately relocate personnel due to safety of the structure; and

WHEREAS, Currituck County entered a non-binding agreement for temporary occupancy of a vacant residence on refuge property at no cost to the county; and

WHEREAS, this enabled prompt and efficient relocation of Fire-EMS, supplies, equipment and personnel; and

WHEREAS, this move was made possible with the continued partnership and collaboration of the Knotts Island Volunteer Fire Department and the US Fish and Wildlife Service.

NOW, THEREFORE, BE IT RESOLVED, the Currituck County Board of Commissioners would like to thank Mr. Mike Hoff and the US Fish and Wildlife Service for their assistance and continued support of Currituck County.

ADOPTED this the 2nd day of February, 2009

ATTEST:

Gwen H. Keene, CMC
Clerk to the Board

J. Owen Etheridge
Chairman



Currituck County

Department of Planning
Post Office Box 70
Currituck, North Carolina 27929
252-232-6029
FAX 252-232-3026

MEMORANDUM

To: Board of Commissioners

From: Ben E. Woody, AICP
Planning Director

Date: January 26, 2009

Re: Villages at Ocean Hill Phase 6C Variance Request

Midatlantic Builders, LLC has requested a variance from the Unified Development Ordinance (UDO) to establish a legal access to a proposed three lot subdivision located off Windance Lane in the Villages at Ocean Hill subdivision. The three lot subdivision, referred to as Phase 6C, initially received sketch plan approval in 1994. Subsequently the county drilled a new well adjacent to the proposed subdivision that was approximately 10.25 feet south of the original location indicated on the 1994 sketch plan. The shifting of the well site effectively pinched the required right-of-way width of 30 feet, resulting in a substandard access width for the proposed subdivision.

To rectify the situation, the applicant has proposed two variance options:

Option A

Grant a variance to allow direct access to lots 267 and 268 via a shared driveway from NC12. This would leave lot 269 with driveway access from Windance Lane. The UDO has historically limited access to major arterials such as NC 12. Most of the subdivisions that have developed on the Outer Banks, known as Planned Unit Developments (PUD's), have required that access be taken from interior streets to avoid increasing the number of curb cuts to NC 12, thereby increasing the general operational safety of the roadway. The UDO also provides that double frontage lots must provide a non-access easement on the most traveled roadway, which would be NC12 in this case.

The Option A request seeks a variance from the above mentioned access restrictions to NC12. The applicant has already received approval from NCDOT for a shared driveway to serve lots 267 and 286. Please see the applicant's attached request for their reasoning for approval of this variance.

Option B

Grant a variance to allow access to lots 267, 268 and 269 from an 18.3 foot wide easement at its narrowest point. The UDO requires that lots have frontage on a public or private right-of-way. While each proposed lot has frontage on NC 12 or Windance Lane, the access prohibition to NC12 prevents a driveway for lots 267 and 268 to be taken from said right-of-way. This means these two lots would not be able to take access from the right-of-way they front onto. Due to the available lot width of only 18.3 feet adjacent to the well site, the applicant is not able to bring the required 30 foot right-of-way off Windance Lane.

The Option B request seeks a variance from the above mentioned access provisions to allow a three lot subdivision to take access from a 18.3 foot wide easement at its narrowest point (rather than from a 30 foot right-of-way). The Fire Marshal has stated that per the North Carolina Fire Prevention Code access to a subdivision of three or more lots should be a minimum of 20 feet in width. Considering there is only 18.3 feet of width available at the narrowest point, it appears the granting of this variance may be in conflict with the general requirements of the North Carolina Fire Prevention Code. Please see the applicant's attached request for their reasoning for approval of this variance.

Variance Requirements

In order to approve a variance request for a planned unit development, the Board of Commissioners must make the following findings. Additionally, in granting a variance the Board of Commissioners may attach additional conditions or requirements that will, in its judgment, secure the objective of the standards or requirements so varied or modified.

The proposed variance:

1. Will not endanger the public health or safety;
2. Will not injure the value of adjoining or abutting property;
3. Will be in harmony with the area in which it is located;
4. Will be in conformity with the Land Use Plan, Thoroughfare Plan, or other plan officially adopted by the board; and,
5. Will not exceed the county's ability to provide adequate public facilities, including, but not limited to, schools, fire and rescue, law enforcement, and other county facilities. Applicable state standards and guidelines shall be followed for determining when public facilities are adequate. Such facilities must be in place or programmed to be in place within two years after the initial approval of the sketch plan.

Attached please find the applicant's narrative of the variance request and site plans for Option A and Option B.



December 5, 2008

Mr. Ben Woody, Director
Currituck County Dept. of Planning & Inspections
Post Office Box 70
Currituck, NC 27929

RE: BPG Project # 1968, VOH Phase 6C / Variance Request

Dear Ben:

On behalf of our client, Midlantic Builders LLC, we are submitting for your review a variance request for the Villages at Ocean Hill Phase 6C, a three lot residential phase located within the Villages at Ocean Hill Planned Unit Development. A brief history of the events leading up to this request follows:

Originally these lots were intended to be located on a proposed cul-de-sac off of the adjacent interior street, which at the time of the original approval in 1994, was in conformance with the development standards of the UDO. A copy of the plan that was approved in 1994 is attached. However, subsequent to the original approval, the county drilled a new well #3 approximately 10.25 feet south of its original location, which was the agreed location at the time of the 1994 approval of the three lots.

This well shift effectively "pinched" the available width for a right-of-way to less than the required 30 feet, making access to the three lots nonconforming as to the current development standards. Also since the original approval, the minimum lot size has increased to 10,000 square feet; the developer would like to meet this standard, but there is insufficient land area, after the well shift, to accommodate three 10,000 square foot lots and a cul-de-sac that would meet Currituck County's current standards.

To rectify this situation and allow the development of the three lots, we are proposing two alternative solutions, as follows:

Plan A: Our first choice would be the approval of a common access to NC 12 that would serve lots 267 and 268, as shown on Plan A. This access has already been approved by NCDOT, but would require a variance from the UDO standard that requires all lots in a PUD to be served by interior streets when they adjoin an arterial street. (Paragraph 939.5(i) in the 2006 UDO states that "where a tract of land to be developed as a PUD adjoins an arterial street, the developer shall be required to provide a marginal access street parallel to the arterial street or reverse frontage on a minor street for the lots to be developed adjacent to the arterial. Where reverse frontage is established, private driveways shall be prevented from having direct access to the principal arterial. A minimum 10 foot non-access zone shall be required on the side of the lot abutting the principal arterial street". We have not found a corresponding paragraph in the recently-reformatted UDO.)

It might be possible to create a short "marginal access street parallel to the arterial street" in compliance with 939.5(i), but we do not believe that this would be a good solution, since it would create two connections to NC 12. We believe that the small amount of traffic that would utilize the proposed single driveway connection would not be contrary to the public interest; NCDOT has agreed by issuing the required permit. Also, due to the unique events leading up to the request, it is our belief that County's approval of this request would not be precedent-setting.

Plan B: Our second choice is shown on Plan B, and involves the dedication of a common access easement across lot 269 to serve lots 267 and 268. This approval would require the granting of a variance to the language listed in Section 2.6.1 of the Unified Development Ordinance, requiring that "no building shall be established on a lot which does not abut a state maintained street or road or private street."

While the proposed lots 267 and 268 do have frontage along Ocean Trail, the UDO requirement for a non-access buffer makes the access technically unavailable, which could then be interpreted as a nonconformity, requiring relief by the Board of Commissioners. The actual access to these two lots would be from the rear along a common easement, as shown on the plan, rather than from a street meeting NCDOT specifications. Again, this is a situation that is unique to our client's situation, and therefore would not be precedent-setting.

Either of these alternative plans will solve our client's problem and make the lots developable approximately as originally intended. While Plan A with the driveway connection to NC 12 is our preferred solution, we will accept either solution that the Board approves.

We believe that the variance is warranted, as the situation did not result from any action of our client, and as stated previously the approval of either plan would not be precedent-setting, due to the unique history of the events leading to the request.

Please let me know if you need any additional information in order to complete your review of this variance request.

Sincerely yours,
BISSELL PROFESSIONAL GROUP

A handwritten signature in blue ink, appearing to read 'Mark S. Bissell', with a long horizontal flourish extending to the right.

Mark S. Bissell, PE

cc: James V. Bickford, Midlantic Builders LLC

**CASE ANALYSIS FOR THE
BOARD OF COMMISSIONERS
MEETING DATE: February 2, 2009
Special Use Permit
PB 09-03 Wild Horse Adventure Tours**

ITEM: SPECIAL USE PERMIT FOR OUTDOOR RECREATION

LOCATION: 600 Currituck Club Drive, Corolla

ZONING DISTRICT: Limited Business - Hotel Allowed (LBH)

TAX ID: 0126000003D0000

OWNER: James Holdings
88 E Main Street, #202
Mendham, NJ 07945

APPLICANT: Richard Brown
600 Currituck Club House Drive
Corolla, NC 27927

LAND USE/ZONING OF SURROUNDING PROPERTY:

| | Land Use | Zoning |
|---------------|-----------------|---------------|
| NORTH: | Commercial | Zoned LBH |
| SOUTH: | Residential | Zoned LBH |
| EAST: | Open Space | Zoned RO1 |
| WEST: | Residential | Zoned LBH |

LAND USE PLAN

CLASSIFICATION: The 2006 Land Use Plan classifies the site as **Full Service** within the **Corolla** sub-area.

NARRATIVE:

1. According to the application "The proposed use of the SUP is to provide a tour service to the northern beaches to see the Corolla Wild Horses. Tours go out with a guide in Suburbans and/or Jeeps. Tour drivers are familiar with the areas and knowledgeable of the rules and regulations of the 4x4 beaches. Typical activities include booking and taking out tours, and small scale sales at the gift shop and art gallery."
2. In-season hours/days of operation are Sunday – Saturday from 8 am. – 7 pm.
Off-season hours/days of operation are Sunday – Saturday from 9 am. – 5 pm.
3. Ample parking is available via the Shoppes at the Currituck Club of which Wild Horse Adventure Tours is a tenant.

4. The Special Use Permit application only pertains to the property located at 600 Currituck Club Drive. Associated activities that may occur off-site are not covered by the issuance of the Special Use Permit as it is parcel specific.
5. There are several policies in the Currituck County 2006 Land Use Plan that support this type of endeavor. Some are as follows:
 - a. POLICY ED1: new and expanding industries and businesses should be especially encouraged that: 1) diversify the local economy, 2) train and utilize a more highly skilled labor force, and 3) are compatible with the environmental quality and natural amenity-based economy of Currituck County.
 - b. POLICY HP3: Development of the tourism and educational potential of the area's architectural, historic and cultural resources shall be encouraged.
 - c. POLICY OB2: So as to minimize Commercial Strip Development and maximize the traffic moving capability of NC 12, Currituck County shall encourage commercial development to cluster at appropriate locations rather than dispersing along NC12.

It appears this request as presented is consistent with the policies and objectives of the Land Use Plan. The Planning Department is particularly encouraged to see a growing emphasis on eco-tourism industries that expose the general public the natural resources of Currituck County.

QUESTION(S) BEFORE THE BOARD:

Special Use Permit Criteria and Staff Findings:

Special Use Permits are intended to allow the Board of Commissioners flexibility in the administration of the UDO. Through the Special Use Permit procedure, property uses which would otherwise be considered undesirable in certain districts can be developed subject to Conditions of Approval to minimize any negative effects they might have on surrounding properties.

In order to approve a Special Use Permit, certain criteria must be satisfied. The criteria and suggested findings of fact are outlined as follows:

1. **COMPLETENESS OF THE APPLICATION**
Suggested Findings:
 - a) The application is complete.
2. **COMPLIANCE WITH ORDINANCE REQUIREMENTS**
Suggested Findings:
 - a) The applicant's proposal will be required to maintain compliance with all UDO requirements and any additional requirements of the Board of Commissioners.

- i. The proposed use **will not** materially endanger the public health or safety for the following reasons:
 - Suggested Findings:**
 1. According to County Tax Maps, nearest residential dwellings to the tract are 250 feet from the proposed use. The parcel is currently a well established commercial area which includes retail shops.

- . The proposed use **will not** substantially injure the value of adjoining or abutting property for the following reasons:
 - Suggested Findings:**
 1. The Unified Development Ordinance indicates that the operation of an outdoor recreation facility is a permitted land use with a Special Use Permit in an Limited Business Hotel (LBH) zoning district.

- . The proposed use **will** be in harmony with the particular neighborhood or area in which it is to be located.
 - Suggested Findings:**
 1. The parcel is currently a well established commercial area which includes retail shops and is therefore in keeping with the character of the surrounding area.

- . The proposed use **will** be in general conformity with the Land Use Plan, and any other plan officially adopted by the Board of Commissioners.
 - Suggested Findings:**
 1. The 2006 Land Use Plan classifies this site as Full Service and the proposed use is in keeping with the policies of the plan.

- . The proposed use **will not** exceed the county's ability to provide adequate public facilities, including, but not limited to, schools, fire and rescue, law enforcement, and other county facilities. Applicable state standards and guidelines shall be followed for determining when applicable facilities are adequate. Such facilities must be in place or programmed to be in place within two years after the initial approval of the sketch plan. In the case of subdivision and multi-family development at the sketch plan/special use, preliminary plat or final plat stage, the Board of Commissioners may establish time limits on the number of lots/units available for development to assure adequate public facilities are available in.
 - Suggested Findings:**

Approval of this request should have no impact upon public facilities.

TECHNICAL REVIEW COMMENTS:

- 0. Spence Castello
Chief Building Inspector
County of Currituck: No Comment

- 0. James Mims

Fire Marshall
County of Currituck: Approved as is.

- 0. Charlan Owens
CAMA
DCM: No Comment
- 0. Roger Ward
NCDOT: No Comment
- 0. Joseph Hobbs
Health Department
County of Currituck: No Comment
- 0. Mike Doxey
Soil and Water Conservation
County of Currituck: No comment
- 0. Eric Weatherly
County Engineer
County of Currituck: Approved as is.

STAFF RECOMMENDATION

The proposal appears to meet the criteria for granting a Special Use Permit for the property at 600 Currituck Club Drive and staff recommends **APPROVAL** with the following condition:

- 0. When not in use, all horse tour vehicles shall be parked in a properly marked space toward the rear of the building in order to improve traffic flow and preserve roadside aesthetics.

PLANNING BOARD RECOMMENDATION

The Planning Board recommends **APPROVAL** with staff recommendations and the following condition:

- 1. All tours must be accompanied by a guide. The independent rental of jeeps shall be prohibited.

PLANNING BOARD DISCUSSION

Ms. Turner asked for clarification on in and off season hours of operation.

Mr. Brown stated it is his office hours and stated he does have the sunset tour year-round. Mr. Brown provided an overview of the Jeep rental and horse tours. It is approximately a 2 hour guided tour and if you can opt for the second part which gives you the freedom to finish the tour by leaving the guide and driving along the beach to hunt for shells with a metal detector. They usually have 1 hour between each tour. They have a route for the horse tours, but if they don't see the horses on the route they may take an alternate route. Mr. Brown provides a map and GPS with each vehicle. He will have ten vehicles which will be split between the Jeep tours and horse tours. They work closely with the Wild Horse Fund.

The board discussed the Jeep tours not being 100% guided, the use of metal detectors and holes left not covered, and parking.

Mr. Clark stated the board has received two letters from concerned citizens on the beach: Fruitville Beach Civic Association and Swan Beach Property Owner's Association. He asked Mr. Brown if any attempt has been made to address their concerns.

Mr. Brown stated he will work with groups to address their issues.

Ms. Wilson stated that the Wild Horse Fund does support the general concept of guided tours to see the horses. Ms. Wilson asked Mr. Brown if he would consider designated routes for his horse tours.

Mr. Brown stated "yes".

Mr. Woody stated that the SUP will apply to the property where it originates and any conditions that the Planning Board may apply must be applicable to the origination location.

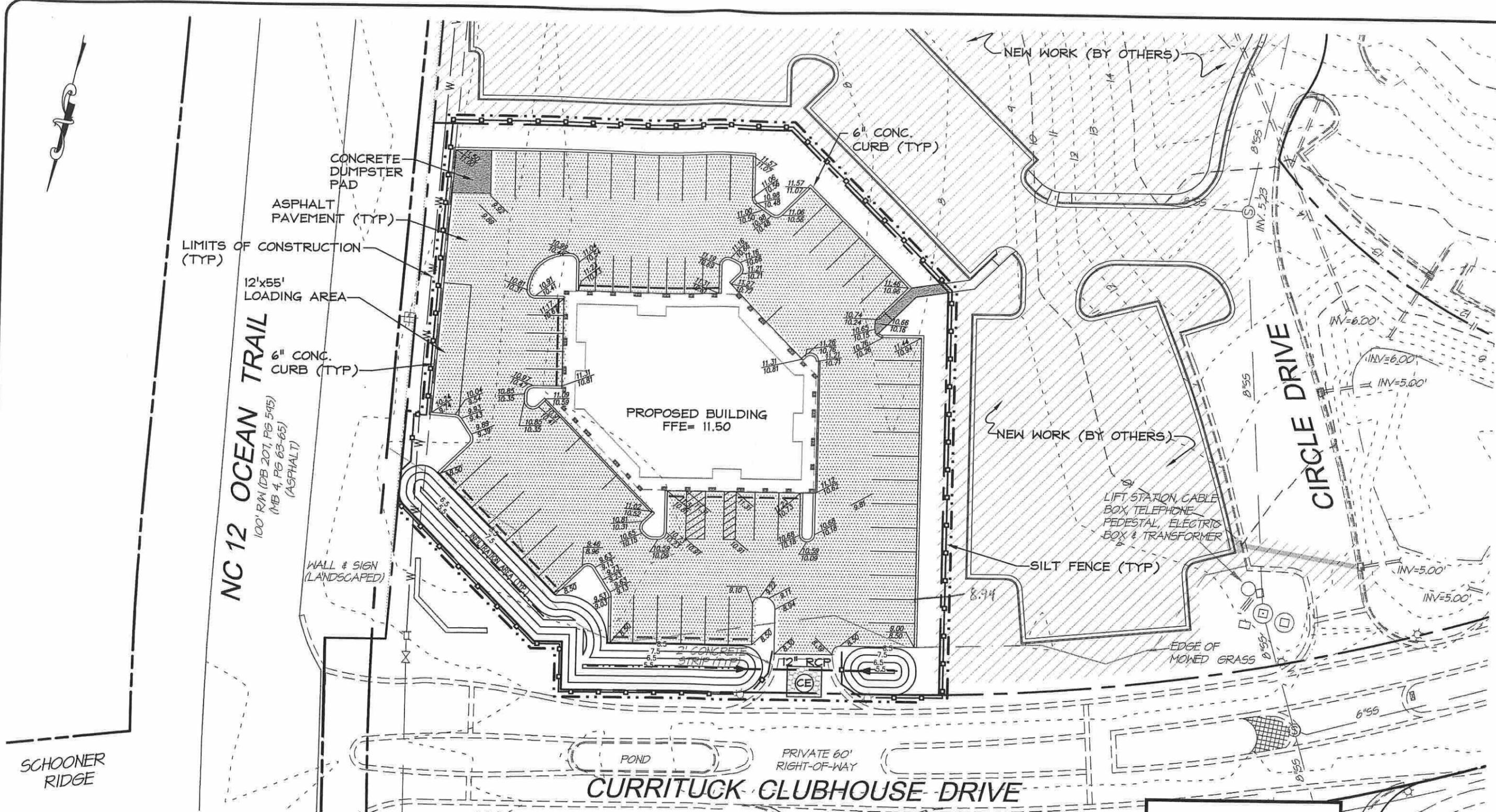
Ms. Wilson stated that with this request the Board is not considering the impact on the four wheel drive area, which is not part of this SUP request before them. The SUP is for a certain location, but the largest impact is off-site.

ACTION

Ms. Turner motioned to recommend approval with staff recommendations and language prohibiting Jeep rental and only allowing guided tours. Mr. Clark seconded the motion. Motion carried unanimously.

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2337 Mt. Pleasant Road
 Chesapeake, Virginia 23322
 (757) 427-3480 Phone
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 www.thevisgrp.com

ENGINEERING & CONSTRUCTION SERVICES

Shoppes at the Currituck Club

FOR
 MANCUSO DEVELOPMENT, INC.

POPLAR BRANCH TOWNSHIP CURRITUCK COUNTY NORTH CAROLINA

GRADING, DRAINAGE AND EROSION & SEDIMENT CONTROL PLAN



| | |
|----------------------------|--------------------|
| DATE: 20 JUN 06 | SCALE: 1" = 40' |
| DESIGNED: KAS | DRAWN: CAB |
| PROJECT NO: 0042-0601-E | |
| SHEET: C-5 | |

NORTH CAROLINA

CURRITUCK COUNTY

**A RESOLUTION OF THE BOARD OF COMMISSIONERS FOR THE COUNTY OF
CURRITUCK AMENDING A RESOLUTION DECLARING ITS INTENTION TO
CONSIDER THE PERMANENT CLOSING OF A PORTION OF SHARK LANE IN
FRUITVILLE TOWNSHIP**

WHEREAS, a preliminary resolution declaring the intent of the Currituck County Board of Commissioners to close a portion of Shark Lane in Fruitville Township, more fully described below, was adopted at a regular meeting of the Currituck County Board of Commissioners on August 4, 2008 and a public hearing on the question was called for 7:00 P.M. on September 2, 2008 in the Historic Currituck Courthouse for the purpose of hearing objections to the closing of a portion of said street; and

WHEREAS, notice of such public hearing has been published once a week for three successive weeks in a newspaper published and having a general circulation in Currituck County, North Carolina and a notice of the closing and the public hearing has been prominently posted in at least two places along the portion of Shark Lane proposed for closure and abandonment; and

WHEREAS, the public hearing has been conducted at 7:00 P.M. on September 2, 2008 in the Historic Currituck Courthouse, and said public hearing was conducted for the purpose of hearing objections to the closing of the said portion of Shark Lane in Fruitville Township, at which time all parties and persons interested were given an opportunity to be heard; and

WHEREAS, the Currituck County Board of Commissioners, after considering all matters has determined that the closing of the hereinafter described portion of Shark Lane in Fruitville Township would not be detrimental to the public interest or to any individual property rights and further the Currituck County Board of Commissioners is satisfied that closing the hereinafter

described portion of Shark Lane is not contrary to the public interest and no individual owning property in the vicinity of said portion of Shark Lane to be closed or in the subdivision in which it is located would thereby be deprived of reasonable means of ingress and egress to their property.

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

Section 1. The Currituck County Board of Commissioners hereby declares the hereinafter described portion of Shark Lane located in Fruitville Township, Currituck County, North Carolina to be permanently closed and abandoned, and that the right, title and interest in the hereinafter described portion of Shark Lane be vested in the owner of the parcel of land adjoining said portion of Shark Lane which is hereby closed and abandoned, said portion of Shark Lane, which is hereby declared closed and abandoned being more particularly described as follows:

Shark Lane

Being a certain tract of land lying and situated in Fruitville Township, Currituck County, North Carolina and being further described as follows:

BEGINNING at a set iron rod situated in the northwest corner of Business Area A, Section 5, Carova Beach Subdivision recorded in Deed Book 353, Page 652 and Map Book 2, Page 139 of the Currituck County Registry, said point also being located in the eastern right-of-way of Sandfiddler Road, thence from the point of beginning North 01° 45'00" West 10.00 feet to a point, cornering; thence North 88°15'00" East approximately 639.62 feet to a point, the Mean High Water Line of the Atlantic Ocean as observed on February 14, 2008, cornering; thence running with the aforementioned Mean High Water Line South 01°49'58" East 10.00 feet to a point situated in the northern line of Business Area A, Section 5, Carova Beach Subdivision recorded in Deed Book 353, Page 652 and Map Book 2, Page 139 of the Currituck County Registry, cornering; thence leaving the Mean High Water Line of the Atlantic Ocean South 88°15'00" West approximately 639.65 feet to a set iron rod located in the eastern right-of-way of Sandfiddler Road, the place and point of beginning containing 6,396 square feet more or less.

Said parcel of land being the southern 10' feet of the 20' public pedestrian beach access extending from the east right of way line of Sandfiddler Road to the Mean High Water Line of the Atlantic Ocean.

Section 2. This resolution shall be effective on the date and at the time a final plat for that subdivision application dated August 21, 2008 entitled in part "Carova Beach Business Block, Section 5, Proposed Open Space Subdivision" is filed for record in the Currituck County Registry and on that date and at that time the Clerk to the Board of Commissioners shall record a certified copy of this resolution in the Currituck County Registry.

Section 3. This resolution supersedes and replaces the resolution pertaining to Shark Lane and adopted on September 2, 2008.

ADOPTED this 2nd day of February, 2009.

J. Owen Etheridge, Chairman
Board of Commissioners

ATTEST:

Clerk to the Board of Commissioners

(COUNTY SEAL)

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Number of Words: 755 (approx.)
Number of Characters: 4,309 (approx.)

NORTH CAROLINA

CURRITUCK COUNTY

**A RESOLUTION OF THE BOARD OF COMMISSIONERS FOR THE COUNTY OF
CURRITUCK AMENDING A RESOLUTION DECLARING ITS INTENTION TO
CONSIDER THE PERMANENT CLOSING OF A PORTION OF SHAD LANE IN
FRUITVILLE TOWNSHIP**

WHEREAS, a preliminary resolution declaring the intent of the Currituck County Board of Commissioners to close a portion of Shad Lane in Fruitville Township, more fully described below, was adopted at a regular meeting of the Currituck County Board of Commissioners on August 4, 2008 and a public hearing on the question was called for 7:00 P.M. on September 2, 2008 in the Historic Currituck Courthouse for the purpose of hearing objections to the closing of a portion of said street; and

WHEREAS, notice of such public hearing has been published once a week for three successive weeks in a newspaper published and having a general circulation in Currituck County, North Carolina and a notice of the closing and the public hearing has been prominently posted in at least two places along the portion of Shad Lane proposed for closure and abandonment; and

WHEREAS, the public hearing has been conducted at 7:00 P.M. on September 2, 2008 in the Historic Currituck Courthouse, and said public hearing was conducted for the purpose of hearing objections to the closing of the said portion of Shad Lane in Fruitville Township, at which time all parties and persons interested were given an opportunity to be heard; and

WHEREAS, the Currituck County Board of Commissioners, after considering all matters has determined that the closing of the hereinafter described portion of Shad Lane in Fruitville Township would not be detrimental to the public interest or to any individual property rights and further the Currituck County Board of Commissioners is satisfied that closing the hereinafter

described portion of Shad Lane is not contrary to the public interest and no individual owning property in the vicinity of said portion of Shad Lane to be closed or in the subdivision in which it is located would thereby be deprived of reasonable means of ingress and egress to their property;

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

Section 1. The Currituck County Board of Commissioners hereby declares the hereinafter described portion of Shad Lane located in Fruitville Township, Currituck County, North Carolina to be permanently closed and abandoned, and that the right, title and interest in the hereinafter described portion of Shad Lane be vested in the owners of the parcel of land adjoining said portion of Shad Lane which is hereby closed and abandoned, said portion of Shad Lane, which is hereby declared closed and abandoned being more particularly described as follows:

Shad Lane

Being a certain tract of land lying and situated in Fruitville Township, Currituck County, North Carolina and being further described as follows:

BEGINNING at a point situated on the northwest boundary of Lot 1, Block 1, Section 2, Carova Beach Subdivision recorded in Deed Book 893, Page 809 and Map Book 2, Page 125 of the Currituck Public Registry and also being situated on the southeast corner of the intersection of Sandfiddler Road, a 60' public right of way and Shad Lane, a 60' public right of way; thence from the point of beginning along the eastern right-of-way line of Sandfiddler Road North 01°45'00" West approximately 70.00 feet to a point, cornering; thence North 88°15'00" East approximately 531.51 feet to a point, the Mean High Water Line of the Atlantic Ocean as observed on February 14, 2008; thence running with the Mean High Water Line of the Atlantic Ocean South 01°45'00" East 30.00 feet to a point situated on the southern right of way line of the aforementioned Shad Lane, said point also being on the northern boundary of Lot 1, Block 1, Section 2, Carova Beach Subdivision recorded in Deed Book 893, Page 809 and Map Book 2, Page 125 of the Currituck Public Registry; thence leaving the High Water Line of the Atlantic Ocean and running along the southern right-of-way line of the aforementioned Shad Lane and the northern line of the aforementioned Lot 1, Block 1, Section 2, Carova Beach Subdivision South 88°15'00" West approximately 491.51 feet to a point; thence South 43°15'00" West 56.57

feet to a point, the point and place of beginning.

Said parcel of land being a portion of Shad Lane, a 60' public right of way including the intersection triangle with Sandfiddler Road extending from the east right of way of Sandfiddler Road to the Mean High Water Line of the Atlantic Ocean.

Section 2. This resolution shall be effective on the date and at the time a final plat for that subdivision application dated August 21, 2008 entitled in part "Carova Beach Business Block, Section 2, Proposed Open Space Subdivision" is filed for record in the Currituck County Registry and on that date and at that time the Clerk to the Board of Commissioners shall record a certified copy of this resolution in the Currituck County Registry.

Section 3. This resolution supersedes and replaces the resolution pertaining to Shad Lane and adopted on September 2, 2008.

ADOPTED this 2nd day of February, 2008.

J. Owen Etheridge, Chairman
Board of Commissioners

ATTEST:

Clerk to the Board of Commissioners

(COUNTY SEAL)

Filename: Resolution.doc
Directory: C:\DOCUME~1\gkeene\LOCALS~1\Temp
Template: C:\Documents and Settings\gkeene\Application
Data\Microsoft\Templates\Normal.dot
Title: NORTH CAROLINA
Subject:
Author: Ike McRee
Keywords:
Comments:
Creation Date: 1/26/2009 9:35:00 AM
Change Number: 2
Last Saved On: 1/26/2009 9:35:00 AM
Last Saved By: Mary Gilbert
Total Editing Time: 1 Minute
Last Printed On: 1/27/2009 11:33:00 AM
As of Last Complete Printing
Number of Pages: 3
Number of Words: 808 (approx.)
Number of Characters: 4,612 (approx.)

NORTH CAROLINA

CURRITUCK COUNTY

**A RESOLUTION OF THE BOARD OF COMMISSIONERS FOR THE COUNTY OF
CURRITUCK AMENDING A RESOLUTION DECLARING ITS INTENTION TO
CONSIDER THE PERMANENT CLOSING OF A PORTION OF SHARK LANE IN
FRUITVILLE TOWNSHIP**

WHEREAS, a preliminary resolution declaring the intent of the Currituck County Board of Commissioners to close a portion of Shark Lane in Fruitville Township, more fully described below, was adopted at a regular meeting of the Currituck County Board of Commissioners on August 4, 2008 and a public hearing on the question was called for 7:00 P.M. on September 2, 2008 in the Historic Currituck Courthouse for the purpose of hearing objections to the closing of a portion of said street; and

WHEREAS, notice of such public hearing has been published once a week for three successive weeks in a newspaper published and having a general circulation in Currituck County, North Carolina and a notice of the closing and the public hearing has been prominently posted in at least two places along the portion of Shark Lane proposed for closure and abandonment; and

WHEREAS, the public hearing has been conducted at 7:00 P.M. on September 2, 2008 in the Historic Currituck Courthouse, and said public hearing was conducted for the purpose of hearing objections to the closing of the said portion of Shark Lane in Fruitville Township, at which time all parties and persons interested were given an opportunity to be heard; and

WHEREAS, the Currituck County Board of Commissioners, after considering all matters has determined that the closing of the hereinafter described portion of Shark Lane in Fruitville Township would not be detrimental to the public interest or to any individual property rights and further the Currituck County Board of Commissioners is satisfied that closing the hereinafter

described portion of Shark Lane is not contrary to the public interest and no individual owning property in the vicinity of said portion of Shark Lane to be closed or in the subdivision in which it is located would thereby be deprived of reasonable means of ingress and egress to their property.

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

Section 1. The Currituck County Board of Commissioners hereby declares the hereinafter described portion of Shark Lane located in Fruitville Township, Currituck County, North Carolina to be permanently closed and abandoned, and that the right, title and interest in the hereinafter described portion of Shark Lane be vested in the owner of the parcel of land adjoining said portion of Shark Lane which is hereby closed and abandoned, said portion of Shark Lane, which is hereby declared closed and abandoned being more particularly described as follows:

Shark Lane

Being a certain tract of land lying and situated in Fruitville Township, Currituck County, North Carolina and being further described as follows:

BEGINNING at a set iron rod situated in the northwest corner of Business Area A, Section 5, Carova Beach Subdivision recorded in Deed Book 353, Page 652 and Map Book 2, Page 139 of the Currituck County Registry, said point also being located in the eastern right-of-way of Sandfiddler Road, thence from the point of beginning North 01° 45'00" West 10.00 feet to a point, cornering; thence North 88°15'00" East approximately 639.62 feet to a point, the Mean High Water Line of the Atlantic Ocean as observed on February 14, 2008, cornering; thence running with the aforementioned Mean High Water Line South 01°49'58" East 10.00 feet to a point situated in the northern line of Business Area A, Section 5, Carova Beach Subdivision recorded in Deed Book 353, Page 652 and Map Book 2, Page 139 of the Currituck County Registry, cornering; thence leaving the Mean High Water Line of the Atlantic Ocean South 88°15'00" West approximately 639.65 feet to a set iron rod located in the eastern right-of-way of Sandfiddler Road, the place and point of beginning containing 6,396 square feet more or less.

Said parcel of land being the southern 10' feet of the 20' public pedestrian beach access extending from the east right of way line of Sandfiddler Road to the Mean High Water Line of the Atlantic Ocean.

Section 2. This resolution shall be effective on the date and at the time a final plat for that subdivision application dated August 21, 2008 entitled in part "Carova Beach Business Block, Section 5, Proposed Open Space Subdivision" is filed for record in the Currituck County Registry and on that date and at that time the Clerk to the Board of Commissioners shall record a certified copy of this resolution in the Currituck County Registry.

Section 3. This resolution supersedes and replaces the resolution pertaining to Shark Lane and adopted on September 2, 2008.

ADOPTED this 2nd day of February, 2009.

J. Owen Etheridge, Chairman
Board of Commissioners

ATTEST:

Clerk to the Board of Commissioners

(COUNTY SEAL)

Filename: Resolution.docx
Directory: C:\DOCUME~1\gkeene\LOCALS~1\Temp
Template: C:\Documents and Settings\gkeene\Application
Data\Microsoft\Templates\Normal.dot
Title: NORTH CAROLINA
Subject:
Author: Ike McRee
Keywords:
Comments:
Creation Date: 1/26/2009 9:33:00 AM
Change Number: 2
Last Saved On: 1/26/2009 9:33:00 AM
Last Saved By: Mary Gilbert
Total Editing Time: 7 Minutes
Last Printed On: 1/27/2009 11:33:00 AM
As of Last Complete Printing
Number of Pages: 3
Number of Words: 755 (approx.)
Number of Characters: 4,309 (approx.)

CURRITUCK COUNTY CENTER
2793 Caratoke Highway
Post Office Box 200
Currituck, NC 27929



Phone (252) 232-3505
Fax (252) 232-7734
Email: dbray@co.currituck.nc.us

DIANE C. BRAY
Coordinator

COUNTY OF CURRITUCK Senior Citizens Center

January 21, 2009

To The Board of Commissioners:

On Wednesday, January 14, 2009 the Currituck County Senior Advisory Board held their quarterly meeting. At this meeting a nomination was made for Peggy Stewart to complete the remaining term previously held by Mildred Markert. The term is set to expire on October 11, 2009.

Sincerely,

Diane Bray
Coordinator

Senior Citizen Advisory Board

| | |
|---|---|
| Rosalie Rose Moyock | Term expires 1-10-11 (first term) |
| Shirley Falls Knotts Island, Gibbs Woods | Term expires 1-11-12 (second term) |
| William Freethy Poplar Branch | Term expires 1-14-10 (second term) |
| Bob Klingler Moyock | Term expires 4-15-11 (second term) |
| Mildred Markert Coinjock, Crawford | Term expires 10-11-09 (she resigned. Need to appoint someone for the remaining term) |
| Jo Stepp Poplar Branch | Term expires 7-12-12 (second term) |
| Audrey Simmons Crawford, Coinjock | Term expires 4-12-09 (second term) |
| Sue Austin Knotts Island | Term expires 1-19-11 (first term) |
| Grace Yingling Poplar Branch | Term expires 7-12-12 (second term) |



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 1-21-09

Name: PEGGY A. STEWART

Address: 122 NARROW SHORE Rd - PO Box 54
AYDLETT, NC 27916

Phone: 252-453-0632 cell: 757-334-6939

Board(s) or Committee(s) on which you would like to serve:

Please check

- | | |
|--|--|
| <input type="checkbox"/> ABC Board | <input type="checkbox"/> Library Board |
| <input type="checkbox"/> Agricultural Advisory Board | <input type="checkbox"/> Nursing Home Advisory Committee |
| <input type="checkbox"/> Airport Advisory Authority | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Board of Adjustment | <input checked="" type="checkbox"/> Senior Citizens Advisory Board |
| <input type="checkbox"/> Economic Development Board | <input type="checkbox"/> Social Services Board |
| <input type="checkbox"/> Game Commission | <input type="checkbox"/> Recreation Advisory Board |
| <input type="checkbox"/> Jury Commission | <input type="checkbox"/> Whalehead Preservation Trust |
| <input type="checkbox"/> Land Transfer Tax Appeals Board | <input type="checkbox"/> Workforce Development Board |

Qualifications and reasons you would like to serve:

For almost 25 years I served as the Legal Assistant to the Chairman of the Armed Services Board of Contract Appeals in Washington DC consisting of approximately 37 Federal Judges. Before that I served as a member of the counsel of the Business Education Advisory Committee for the Fairfax County School System. And for the last few years I have participated and attended many of the programs and activities offered by the Senior Center and feel I could be instrumental in providing advice and input for the continuing health and welfare of these citizens.

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 1/16/09

Name: Inez P. Walker

Address: 212 Griggs Acres Drive
Paint Harbor, NC 27964

Phone: 252-491-8503

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- ABC Board
- Agricultural Advisory Board
- Airport Advisory Authority
- Board of Adjustment
- Economic Development Board
- Game Commission
- Jury Commission
- Land Transfer Tax Appeals Board
- Library Board

- Nursing Home Advisory Committee
- Planning Board
- Recreation Advisory Board
- Senior Citizens Advisory Board
- Social Services Board
- Tourism Advisory Board
- Whalehead Preservation Trust
- Workforce Development Board

Qualifications and reasons you would like to serve:

#1. I am retired and have lived in Currituck
County since 1981; as yet have not been requested
to serve on a jury. #2. I am a Senior Citizen,

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929

therefore, I would like to
serve on the Senior Citizens
Advisory Board.

Planning Board

| Incumbent | Nominated by | New Appointee | Nominated by | Date of Appointment | End of Term |
|-----------------|--------------|---------------|--------------|---------------------|-------------|
| | District 1 | | | | |
| | District 2 | | | | |
| Arthur Winter | District 3 | | | | |
| | District 4 | | | | |
| | District 5 | | | | |
| Reggie Thurston | At-Large | | | | |
| | At-Large | | | | |

**CURRITUCK COUNTY PLANNING BOARD MEMBERS' TERMS
(UPDATED 1/6/09)**

District 1

James Clark
108 Shepherds Way
Knotts Island, NC 27950
252-429-3950

Appointed 2009-2011

Years Served: 0
First term under UDO

District 2

Forrest Midgette - *Chair*
267 Harbinger Ridge Rd
Harbinger, NC 27941
252-491-8523

Appointed 2003-2005
Reappointed 2006-2008, 2009-2011
Years Served: 6
Third term under UDO

✓ **District 3**

Arthur Winter
2244 Sandpiper Rd
Corolla, NC 27927
252-453-8729

Appointed 2004-2006
Reappointed 2007-2009
Years Served: 5
Second term under UDO

District 4

Manly West - *Vice Chair*
PO Box 14
Currituck, NC 27929

Appointed 2006-2008
Reappointed 2009-2011
Years Served: 3
Second term under UDO

District 5

Joe Kovacs
109 Brookdale Ct
Moyock, NC 27958
252-435-6493

Filled unexpired term 12/04
Appointed 2007-2009
Years Served: 2
First term under UDO

At Large

Robert (Bobby) Bell
PO Box 144
Shawboro, NC 27973
252-232-2884

Appointed 2004-2006
Reappointed 2007-2009
Years Served: 5
Second term under UDO

✓ **At Large**

Elizabeth Turner
308 Reggie Owens Dr.
Harbinger, NC 27941
252-491-2155

Appointed 2006-2008
Years Served: 3
First term under UDO

Outer Banks

Lynn Wilson
P.O. Box 325
Corolla, NC 27927
252-453-9536

Appointed 2009-2011
Years Served: 0
First term under UDO

Mainland

William Etheridge
100 Carolina Rd
Moyock, NC 27958
252-435-2254

Appointed 2003-2005
Reappointed 2006-2008, 2009-2011
Years Served: 6
Third term under UDO



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 25 FEB 2008

Name: EDGAR DEAN BLOCK

Address: 473 EAST Ridge Rd
SHAWBORO NC 27973

Phone: 252-232-3306

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- | | |
|---|---|
| <input type="checkbox"/> ABC Board | <input checked="" type="checkbox"/> Nursing Home Advisory Committee |
| <input checked="" type="checkbox"/> Agricultural Advisory Board | <input checked="" type="checkbox"/> Planning Board |
| <input checked="" type="checkbox"/> Airport Advisory Authority | <input checked="" type="checkbox"/> Recreation Advisory Board |
| <input type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Senior Citizens Advisory Board |
| <input checked="" type="checkbox"/> Economic Development Board | <input type="checkbox"/> Social Services Board |
| <input type="checkbox"/> Game Commission | <input checked="" type="checkbox"/> Tourism Advisory Board |
| <input type="checkbox"/> Jury Commission | <input type="checkbox"/> Whalehead Preservation Trust |
| <input checked="" type="checkbox"/> Land Transfer Tax Appeals Board | <input type="checkbox"/> Workforce Development Board |
| <input checked="" type="checkbox"/> Library Board | <input checked="" type="checkbox"/> FIRE/EMS ADVISORY BOARD |

Qualifications and reasons you would like to serve:

HAVING RECENTLY MOVED TO CURRITUCK, I WOULD LIKE TO SERVE
MY NEW COMMUNITY. I HAVE 37 YEARS OF EXPERIENCE IN
LOCAL GOVERNMENT COVERING SUCH POSITIONS AS PUBLIC WORKS DIRECTOR,
BUDGET DIRECTOR AND DEPUTY CITY MANAGER.

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 12/30/08
Name: HORACE W. BELL
Address: 122 CARETAKER DR.
CURRITUCK, NC. 27929
Phone: (252) 232-3310 CellPhone: (252) 455-7640

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- | | |
|--|--|
| <input checked="" type="checkbox"/> ABC Board | <input type="checkbox"/> Nursing Home Advisory Committee |
| <input type="checkbox"/> Agricultural Advisory Board | <input type="checkbox"/> Planning Board |
| <input checked="" type="checkbox"/> Airport Advisory Authority | <input checked="" type="checkbox"/> Recreation Advisory Board |
| <input type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Senior Citizens Advisory Board |
| <input checked="" type="checkbox"/> Economic Development Board | <input type="checkbox"/> Social Services Board |
| <input checked="" type="checkbox"/> Game Commission | <input checked="" type="checkbox"/> Tourism Advisory Board |
| <input type="checkbox"/> Jury Commission | <input checked="" type="checkbox"/> Whalehead Preservation Trust |
| <input type="checkbox"/> Land Transfer Tax Appeals Board | <input type="checkbox"/> Workforce Development Board |
| <input type="checkbox"/> Library Board | |

Qualifications and reasons you would like to serve:

OVER THE PAST 30 YRS. I HAVE VOLUNTEERED MY TIME
TO CURRITUCK. I WISH TO CONTINUE TO SERVE IN THE FUTURE.
THE BOARDS CHECKED ABOVE ARE THE ONE'S I WOULD
LIKE TO CONTINUE TO SERVE ON, OR WISH TO SERVE IN FUTURE.

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 12-26-08

Name: ALVIN L KEEL

Address: 181 KNOTTS ISLAND RD
KNOTTS ISLAND NC 27950

Phone: 252-429-3030 CELL 757-567-7170

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- | | |
|--|--|
| <input checked="" type="checkbox"/> ABC Board | <input type="checkbox"/> Nursing Home Advisory Committee |
| <input type="checkbox"/> Agricultural Advisory Board | <input checked="" type="checkbox"/> Planning Board |
| <input checked="" type="checkbox"/> Airport Advisory Authority | <input type="checkbox"/> Recreation Advisory Board |
| <input checked="" type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Senior Citizens Advisory Board |
| <input type="checkbox"/> Economic Development Board | <input type="checkbox"/> Social Services Board |
| <input type="checkbox"/> Game Commission | <input type="checkbox"/> Tourism Advisory Board |
| <input type="checkbox"/> Jury Commission | <input type="checkbox"/> Whalehead Preservation Trust |
| <input type="checkbox"/> Land Transfer Tax Appeals Board | <input type="checkbox"/> Workforce Development Board |
| <input type="checkbox"/> Library Board | |

Qualifications and reasons you would like to serve:

I LOVE TO SERVE THE COUNTY AND
I ALWAYS ATTEND ALL THE MEETING
I AM ALWAYS OPEN TO LEARN

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: JAN 1, 2009

Name: JOHN H. SNOWDEN III

Address: 180 MAPLE RD P.O. BOX 752
MAPLE, NC 27956 MAPLE, NC 27956

Phone: (252) 267-3332 (cell) (252) 453-4363 (office)

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- | | |
|--|--|
| <input type="checkbox"/> ABC Board | <input type="checkbox"/> Nursing Home Advisory Committee |
| <input type="checkbox"/> Agricultural Advisory Board | <input type="checkbox"/> Planning Board |
| <input checked="" type="checkbox"/> Airport Advisory Authority | <input type="checkbox"/> Recreation Advisory Board |
| <input type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Senior Citizens Advisory Board |
| <input checked="" type="checkbox"/> Economic Development Board | <input type="checkbox"/> Social Services Board |
| <input type="checkbox"/> Game Commission | <input checked="" type="checkbox"/> Tourism Advisory Board |
| <input type="checkbox"/> Jury Commission | <input checked="" type="checkbox"/> Whalehead Preservation Trust |
| <input type="checkbox"/> Land Transfer Tax Appeals Board | <input type="checkbox"/> Workforce Development Board |
| <input checked="" type="checkbox"/> Library Board | |

Qualifications and reasons you would like to serve:

I am directly involved in our community every day as
publisher/owner of our community newspaper. My
work experience across the country in various
industries provides valuable insight and fresh

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ideas/solutions to
old problems.

As a resident of Maple, I've seen the airport
grow from a small flight strip to what we have now.
I can provide objective insight on how the airport
can grow AND be a good neighbor.



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 1/3/08

Name: FANNIE NEWBERN

Address: 140 NEWBERNS LANDING (PO Box 132)
POWELLS POINT NC 27966

Phone: 491-2495

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- ABC Board
- Agricultural Advisory Board
- Airport Advisory Authority
- Board of Adjustment
- Economic Development Board
- Game Commission
- Jury Commission
- Land Transfer Tax Appeals Board
- Library Board

- Nursing Home Advisory Committee
- Planning Board
- Recreation Advisory Board
- Senior Citizens Advisory Board
- Social Services Board
- Tourism Advisory Board
- Whalehead Preservation Trust
- Workforce Development Board

Qualifications and reasons you would like to serve:

Life long resident of Currituck County!
Interest in our Economic Development
that will allow for reasonable development

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929

Revised 12/13/2006



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 1-13-09

Name: Suzanne M Everhart

Address: 759 South Bayview Rd

Jarvisburg, NC 27947

Phone: 491-2185 (B) 202-4316 Cell

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- ABC Board
- Agricultural Advisory Board
- Airport Advisory Authority
- Board of Adjustment
- Economic Development Board
- Game Commission
- Jury Commission
- Land Transfer Tax Appeals Board
- Library Board

- Nursing Home Advisory Committee
- Planning Board
- Recreation Advisory Board
- Senior Citizens Advisory Board
- Social Services Board
- Tourism Advisory Board
- Whalehead Preservation Trust
- Workforce Development Board

Qualifications and reasons you would like to serve:

- 2007-2008 Board of Directors of Abernathie Red Cross
Vice-Chairman 2nd Year
- 2007-2008 Board of Directors Southern Living Magazine
Custom Home Builders Program
- Vice-Chair of 2007 Octoberfest to benefit
Red Cross

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929

Co-Owner Edge Water Construction & Development



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 29 Feb 08

Name: Terry L. "Mack" McKinney

Address: PO Box 338, Maple NC 27956

(temporarily residing at 115 Eagleon Circle, Moyock, NC 27958)

Phone: cell 315-420-6593

Board(s) or Committee(s) on which you would like to serve:

Please check

- ABC Board
- Agricultural Advisory Board
- Airport Advisory Authority
- Board of Adjustment
- Economic Development Board
- Game Commission
- Jury Commission
- Land Transfer Tax Appeals Board
- Library Board

- Nursing Home Advisory Committee
- Planning Board
- Recreation Advisory Board
- Senior Citizens Advisory Board
- Social Services Board
- Tourism Advisory Board
- Whalehead Preservation Trust
- Workforce Development Board

Qualifications and reasons you would like to serve:

Relevant Qualifications: Founder & past president of New Cut Farms Homeowners Assn (Maryland); former US Air Force officer (radar controller); Private Pilot; Member of Board of Directors (pro-tem) of Brady Landing Airport Property Owners Assn;

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929

member of Aircraft Owners & Pilots Assn (AOPA).

I think my strongest skill is getting groups of people to work together toward a common goal, in this case the careful, thoughtful growth of the Currituck Co. Airport,

Revised 12/13/2006

Gwen Keene

From: Vance Aydlett
Sent: Monday, January 12, 2009 10:58 AM
To: Dan Scanlon
Cc: Gwen Keene; Mary Gilbert
Subject: FW: Don Cheek replacement on the Stormwater Advosory Board

I WOULD LIKE TO HAVE THIS ON THE NEXT AGENDA, ALONG WITH APPOINTMENT TO THE TOURISM BOARD.

THANKS VANCE

From: Mike Doxey
Sent: Mon 1/12/2009 9:49 AM
To: Vance Aydlett
Subject: Don Cheek replacement on the Stormwater Advosory Board

Vance, we need someone to replace Don Cheek on the county Stormwater Advisory Board. He can't make it to all the meetings and he said to get some one else if need be. I've talked to Michael Cherry and know he is interested.
Thanks, Mike

STORMWATER ADVISORY BOARD MEMBERS

APPOINTED BY BOC 6/4/07

| | | <u>Term</u> |
|--|-----------------------------------|-------------|
| Jerry Old PO Box 505 Moyock NC 27958 Cell: 207-3002 | (Tulls Bay Watershed) | 6/07 – 6/10 |
| Don Cheek 1131 Gray Ct. Corolla NC 27927 Work: 453-2455 | (Outer Banks Watershed) | 6/07 – 6/10 |
| Harold Capps, Sr. 188 Blue Heron Lane Knotts Island NC 27950 Cell: 757-636-2615 Home: 429-9026 Work: 429-3770 | (Knotts Is/Gibbs Woods Watershed) | 6/07 – 6/10 |
| Charlie Dozier PO Box 262 Jarvisburg NC 27947 Cell: 202-2444 | (Currituck Watershed) | 9/07 – 6/10 |
| Wade Morgan 627 Juniper Ridge Rd Shawboro NC 27973 Cell: 207-2888 | (Indiantown Watershed) | 6/07 – 6/10 |

Wisport Board

| Incumbent | Nominated by | New Appointee | Nominated by | Date of Appointment | End of Term |
|---------------------|--------------|---------------|--------------|---------------------|-------------|
| | District 1 | | | | |
| <i>John Brown</i> | District 2 | | | | |
| | District 3 | | | | |
| | District 4 | | | | |
| <i>Mary Curra</i> | District 5 | | | | |
| | At-Large | | | | |
| <i>Kenneth Ford</i> | At-Large | | | | |

AIRPORT ADVISORY AUTHORITY

| <u>MEMBERS</u> | <u>TERMS</u> |
|--|---------------|
| District 1 Gary Bryan 821 Southend Road Knotts Island, NC 27958 429-3535 | 1/-07 1/10 |
| ✓ District 2 John Gross 122 Shore Drive Jarvisburg, NC 27947 Home-491-2454 ncrebroker@earthlink.net | 12/06 – 12/09 |
| District 3 James Winebarger 102 Spring Leaf Court Grandy, NC 27939 Home-453-4623 sandiobx@yahoo.com | 12/06 – 12/09 |
| District 4 Ed Ish 112 Teal Drive Currituck, NC 27959 232-0394 | 3/08 – 1/11 |
| ✓ District 5 Dr. Tracy Eure 150 Beechwood Shores Drive Moyock, NC 27958 Home-232-1355 Work-435-2250 Cell-202-4513 k.eure@mchsi.com | 1/07 – 1/10 |
| At Large David Messina 101 White Heron Drive Currituck, NC 27929 232-2647 757-434-1210 | 3/08 – 3/11 |
| ✓ At Large Kenneth L. Norris 123 Sound Shore Drive Currituck, NC 27929-9600 Home-232-3323 548-1053 klns3@mchsi.com | 1/07 – 1/10 |

Ex Officio Members _____ Wayne Leary, Airport Manager Commissioner Rorer



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 1/6/09

Name: MARION Gilbert

Address: 107 Fargo Ct
MOYOCK NC 27958

Phone: Home 252-232-3724 Cell 757-536-3724

Board(s) or Committee(s) on which you would like to serve:

Please check

- | | |
|--|--|
| <input type="checkbox"/> ABC Board | <input type="checkbox"/> Nursing Home Advisory Committee |
| <input type="checkbox"/> Agricultural Advisory Board | <input type="checkbox"/> Planning Board |
| <input checked="" type="checkbox"/> Airport Advisory Authority | <input type="checkbox"/> Recreation Advisory Board |
| <input type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Senior Citizens Advisory Board |
| <input type="checkbox"/> Economic Development Board | <input type="checkbox"/> Social Services Board |
| <input type="checkbox"/> Game Commission | <input type="checkbox"/> Tourism Advisory Board |
| <input type="checkbox"/> Jury Commission | <input type="checkbox"/> Whalehead Preservation Trust |
| <input type="checkbox"/> Land Transfer Tax Appeals Board | <input type="checkbox"/> Workforce Development Board |
| <input type="checkbox"/> Library Board | |

Qualifications and reasons you would like to serve:

I feel that both communication and means of transportation are important factors to the economic growth in Currituck, which our airport plays a vital part. I have over 20 years experience working as an employee for a Naval Contractor and as a Citizen of Currituck I feel I can serve the airport advisory board in an objective manner. Though my professional experience I understand and recognize the importance of operating under specific guidelines and making business decisions that will prosper for the future.

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929

Recreation Adv. Board

| Incumbent | Nominated by | New Appointee | Nominated by | Date of Appointment | End of Term |
|------------------------|--------------|---------------|--------------|---------------------|-------------|
| <i>Shirna McCloud</i> | District 1 | | | | |
| <i>Don Humphries</i> | District 2 | | | | |
| <i>Lawrence Tolson</i> | District 3 | | | | |
| <i>Sam Carey</i> | District 4 | | | | |
| <i>Shawna Peters</i> | District 5 | | | | |
| <i>Ernest Hughes</i> | At-Large | | | | |
| <i>Renee Brunell</i> | At-Large | | | | |

Recreation Advisory Board Member Contact Information

District 1

Donna McCloud
101 Ferry Dock Rd.
Knotts Island, NC 27950
429-9311 (H)
wolfpackncsu83@aol.com

Jan 07 – Jan 2010

District 2

Don Humphries
P. O. Box 344
Powells Point, NC 27966
491-8280 (H)

Jan 07 – Jan 2010

District 3

Denise Fallon
P. O. Box 1063
Grandy, NC 27939
453-9428

Jan 07 – Jan 2010

District 4

Sam Casey
3267 Caratoke Highway
Currituck, NC 27929
232-3286

Jan 07 – Jan 2010

District 5

Laurie Peters
P. O. Box 67
Moyock, NC 27958
435-6613 (H)
lpeters@coastalnet.com

Jan 07 – Jan 2010

At Large

Ernest Hughes, Jr.
136 Beechwood Shores Rd.
Moyock, NC 27958
232-3984 (H) 335-3437 (W)
ehughes@mail.ecsu.edu

Jan 07 – Jan 2010

At Large

Renee Grimett
107 Pike St.
Moyock, NC 27958
232-2582

Jan 07 – Jan 2010

Economic Dev.

| Incumbent | Nominated by | New Appointee | Nominated by | Date of Appointment | End of Term |
|---------------|--------------|---------------|--------------|---------------------|-------------|
| | District 1 | | | | |
| Janice Newton | District 2 | | | | |
| | District 3 | | | | |
| Brian James | District 4 | | | | |
| | District 5 | | | | |
| | At-Large | | | | |
| | At-Large | | | | |

Economic Development Board

| District | Term Expires |
|-------------------------|--------------|
| District 1 | |
| Elizabeth White | 1/11 |
| P. O. Box 101 | |
| Corolla NC | |
| 1-336-971-3152 | |
| ✓ District 2 | |
| Fannie Newbern | 1/11 |
| 140 Newberns Landing | |
| Powells Point, NC 27966 | |
| 491-2495 | |
| District 3 | |
| Tameron Kugler | 1/11 |
| 103 Charleston Drive | |
| Grandy, NC 27939 | |
| 491-8333 | |
| ✓ District 4 | |
| Brian Innes | 1/10 |
| P. O. Box 116 | |
| Barco, NC 27917 | |
| 207-5100 | |
| District 5 | |
| Kevin Burwell | 1/10 |
| 283 Green View Road | |
| Moyock, NC 27058 | |
| 966-4940 | |
| At Large | |
| Matt Converse | 1/11 |
| Tulls Creek Road | |
| Moyock, NC 27958 | |
| 435-6281 | |
| At Large | |
| H.D. Newbern | 1/11 |
| P. O. Box 189 | |
| Powells Point, NC 27966 | |
| 491-8424 | |

Commissioner John Rorer



APPLICATION FOR ADVISORY BOARDS & COMMITTEES

Date: 19 JAN 09

Name: GREG WIRTIT

Address: 3305 CARATOKIE Hwy CURRITUCK NC 27929

Phone: 252-2540

Board(s) or Committee(s) on which you would like to serve:

✓ Please check

- | | |
|--|--|
| <input type="checkbox"/> ABC Board | <input type="checkbox"/> Nursing Home Advisory Committee |
| <input type="checkbox"/> Agricultural Advisory Board | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Airport Advisory Authority | <input type="checkbox"/> Recreation Advisory Board |
| <input type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Senior Citizens Advisory Board |
| <input checked="" type="checkbox"/> Economic Development Board | <input type="checkbox"/> Social Services Board |
| <input type="checkbox"/> Game Commission | <input type="checkbox"/> Tourism Advisory Board |
| <input type="checkbox"/> Jury Commission | <input type="checkbox"/> Whalehead Preservation Trust |
| <input type="checkbox"/> Land Transfer Tax Appeals Board | <input type="checkbox"/> Workforce Development Board |
| <input type="checkbox"/> Library Board | |

Qualifications and reasons you would like to serve:

I would look forward to an exchange of ideas, substantive debate of these ideas, and to building a consensus along with a plan or vision for Currituck County. I would consider an appointment to the Economic Development Board a privilege

Please return to: County Manager's Office
P.O. Box 39
Currituck, NC 27929

Jurisiam Board

| Incumbent | Nominated by | New Appointee | Nominated by | Date of Appointment | End of Term |
|----------------|--------------|---------------|--------------|---------------------|-------------|
| Don Quastine | District 1 | | | | |
| John Wright | District 2 | | | | |
| Carley Seymour | District 3 | | | | |
| Krista Bruegg | District 4 | | | | |
| Victor Simpson | District 5 | | | | |
| Don Clark | At-Large | | | | |
| Janice Jantz | At-Large | | | | |

TOURISM ADVISORY BOARD

| | | Term |
|-------------------|---|-------------|
| District 1 | Don Austin The Peach Basket 208 South End Road Knotts Island, NC 27950 429-3317 home e-mail: dsaustin@cox.net | 11/10 |
| District 2 | John Wright (Chairman) Sanctuary Vineyards P.O. 13 Jarvisburg, NC 27947 491-2387 (Cotton Gin), 207-9377 (cell) e-mail: john@sanctuaryvineyards.com | 11/09 |
| District 3 | Cindy Seymour P. O. Box 189 Barco, NC 27917 453-0502 | 11/10 |
| District 4 | Krista Boughey (Vice-Chairman) SeaSide Realty 101 Carotauk Dr. Currituck, NC 27929 255-4999 cell e-mail: krista@seasiderealty.com | 11/10 |
| District 5 | Vivian Simpson 149 Snowden Rd. Moyock, NC 27958 435-6331 office; 232-3371 home e-mail: vms@bankofcurrituck.com | 11/10 |
| At Large | Don Cheek Corolla Light Community Association 1197 B Franklyn St. Corolla, NC 27927 453-2455 office e-mail: don@corollalight.com | 11/09 |
| At Large | Janice Farr Sun Realty P.O. Box 1630 | 11/10 |

Kill Devil Hills, NC 27948
441-7033, ext. 240 office
e-mail: janicesun@aol.com

Tourism Development Authority Appointee:

S. Paul O'Neal, Commissioner

Ex-officio Staff Members:

Dan Scanlon, County Manager

Diane Sawyer, Director, Department of Travel & Tourism

Veronica Brown, Marketing Coordinator, Department of Travel & Tourism

Currituck County Tourism Advisory Board Attendance Statistics

| Meeting Date | Don Austin (Events/Festivals) Vance Aydtlett | John Wright (Retail/Vineyard) John Rorer | Cindy Seymour (Retail) Barry Nelms | Krista Boughey (Accommodations) Owen Etheridge | Vivian Simpson (Cultural/Historical) Janet Taylor | Don Cheek (Accommodations) Gene Gregory | Janice Farr (Accommodations) Paul O'Neal | Barry Nelms (Commissioner) |
|--|--|--|--|--|---|---|--|-------------------------------|
| | District 1 | District 2 | District 3 | District 4 | District 5 | At large | At large | |
| November 14, 2005 | 1 | 1 | | | 1 | | | 1 |
| December 12, 2005 | 1 | 1 | | | | | | 1 |
| January 9, 2006 | 1 | 1 | | | 1 | | | 1 |
| February 13, 2006 | 1 | 1 | | | 1 | | | 1 |
| May 8, 2006 | 1 | 1 | | | 1 | | | 1 |
| June 12, 2006 | 1 | 1 | | | 1 | | | 1 |
| August 14, 2006 | 1 | 1 | | | | | | 1 |
| September 11, 2006 | 1 | 1 | | | 1 | | | 1 |
| November 13, 2006 | 1 | 1 | | | 1 | | | 1 |
| January 8, 2007 | 1 | 1 | | | 1 | | | 1 |
| February 12, 2007 | 1 | 1 | | | 1 | | | 1 |
| March 20, 2007 | 1 | 1 | | | 1 | | | 1 |
| May 14, 2007 | 1 | 1 | | | 1 | | | 1 |
| July 9, 2007 | 1 | 1 | | | 1 | | | 1 |
| August 13, 2007 | 1 | 1 | | | 1 | | | 1 |
| November 14, 2007 | 1 | 1 | | | 1 | | | 1 |
| December 10, 2007 | 1 | 1 | | | 1 | | | 1 |
| February 11, 2008 | 1 | 1 | | | 1 | | | 1 |
| March 10, 2008 | 1 | 1 | | | 1 | | | 1 |
| May 19, 2008 | 1 | 1 | | | 1 | | | 1 |
| June 9, 2008 | 1 | 1 | | | 1 | | | 1 |
| July 14, 2008 | 1 | 1 | | | 1 | | | 1 |
| August 11, 2008 | 1 | 1 | | | 1 | | | 1 |
| September 8, 2008 | 1 | 1 | | | 1 | | | 1 |
| November 10, 2008 | 1 | 1 | | | 1 | | | 1 |
| December 8, 2008 | 1 | 1 | | | 1 | | | 1 |
| Total Attended | 23 | 24 | 7 | 15 | 19 | 5 | 25 | 7 |
| Percentage of all Meetings Attended | 88% | 92% | 70% | 88% | 73% | 38% | 96% | 41% |

| |
|--|
| FARMLAND PRESERVATION AGRICULTURAL ADVISORY BOARD |
|--|

TERMS

| | | <u>Appointed</u> | <u>Expires</u> |
|--|-----------------------------|-------------------------------|-------------------------------|
| Martin Jarvis PO Box 609 Moyock, NC 27958 <u>martin@marcoventures.com</u> | 435-6983 202-9022 (cell) | 5/01 (Reappointed) | 6/30/03 6/30/06 |
| Sidney Garrett 606 South Mills Rd Moyock, NC 27958 <u>sbgarrett14@earthlink.net</u> | 435-6128 | 5/01 (Reappointed) | 6/30/04 6/30/07 |
| Jerry Wright (Vice-Chair) PO Box 252 Jarvisburg, NC 27947 <u>info@cottongin.com</u> | 491-8303 202-5679 (cell) | 5/01 5/02 (Reappointed) | 6/30/02 6/30/05 6/30/08 |
| Wade Morgan 627 Juniper Ridge Rd Shawboro, NC 27973 <u>robertsbros@simflex.com</u> | 232-2139 | 5/01 (Reappointed) | 6/30/03 6/30/06 |
| Harvey Roberts(Chair) 489 N Indiantown Rd Shawboro, NC 27973 <u>robertsridge1@hotmail.com</u> | 336-4793 202-9665(cell) | 5/01 (Reappointed) | 6/30/04 6/30/07 |

*All terms begin July 1 and expire June 30.

*(3) Year Terms July 1-June 30.

*Must be re-appointed by Board of Commissioners

Updated: 1/07

BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 2nd day of February 2009, passed the following amendment to the budget resolution for the fiscal year ending June 30, 2009.

| | | Debit | Credit |
|-----------------------|----------------------------|---|---|
| <u>Account Number</u> | <u>Account Description</u> | <u>Decrease Revenue or Increase Expense</u> | <u>Increase Revenue or Decrease Expense</u> |
| 60808-533601 | System Supplies | \$ 4,000 | |
| 60808-545001 | Contracted Services | | \$ 4,000 |
| | | \$ 4,000.00 | \$ 4,000.00 |

Explanation: Ocean Sands Water & Sewer District (60808) - Transfer funds due to increased costs of supplies.

Net Budget Effect: Ocean Sands Water and Sewer District Fund (60) - No change.

Minute Book # _____, Page # _____

Journal # _____

Clerk to the Board

BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 2nd day of February 2009, 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 |
|-----------------------|----------------------------|---|---|
| | | Decrease Revenue or Increase Expense | Increase Revenue or Decrease Expense |
| 10640-526000 | Advertising | \$ 271 | |
| 10640-532004 | Supplies - Home Economics | \$ 4,200 | |
| 10640-532000 | Supplies | | \$ 271 |
| 10330-449900 | Miscellaneous Grants | | \$ 4,200 |
| | | <u>\$ 4,471</u> | <u>\$ 4,471</u> |

Explanation: Cooperative Extension (10640) - To transfer funds for advertising and to record SHIIP grant from NC Dept of Insurance.

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 2nd day of February 2009, 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> |
| 10510-590000 | Capital Outlay | \$ 4,000 | |
| 10510-532000 | Supplies | | \$ 4,000 |
| | | <u>\$ 4,000</u> | <u>\$ 4,000</u> |

Explanation: Sheriff (10510) - To transfer funds to purchase shotguns for new officers.

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 2nd day of February 2009, 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> |
| 50790-596100 | Professional Services | \$ 24,481 | |
| 50790-588000 | Contingency | | \$ 24,481 |
| | | <u>\$ 24,481</u> | <u>\$ 24,481</u> |

Explanation: Moyock Library (50640) - To transfer funds to adjust The Design Collaborative professional services after library construction contracts were approved.

Net Budget Effect: County Governmental Construction Fund (50) - No change.

Minute Book # _____, Page # _____

Journal # _____

Clerk to the Board

BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 2nd day of February 2009, 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> |
| 10430-514801 | Fees Paid to Precinct Officials | \$ 5,662 | |
| 10430-521000 | Rent | \$ 166 | |
| 10430-532100 | Ballot programs & Imprint | | \$ 1,314 |
| 10430-545000 | Contract Services | | \$ 4,514 |
| | | <u>\$ 5,828</u> | <u>\$ 5,828</u> |

Explanation: Elections (10430) - To transfer funds cover costs of the November election. Contract services includes maintenance on election equipment that will be covered by the State.

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 2nd day of February 2009, 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> |
| 10760-585000 | DSS Donations | \$ 2,473 | |
| 10380-487000 | DSS Donations | | \$ 2,473 |
| | | <u>\$ 2,473</u> | <u>\$ 2,473</u> |

Explanation: Social Services County Assistance (10760) - To increase appropriations to record additional donations collected for Social Services.

Net Budget Effect: Operating fund (10) - Increased by \$2,473.

Minute Book # _____, Page # _____

Journal # _____

Clerk to the Board

BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 2nd day of February 2009, passed the following amendment to the budget resolution for the fiscal year ending June 30, 2009.

| <u>Account Number</u> | <u>Account Description</u> | <u>Debit</u> | <u>Credit</u> |
|-----------------------|----------------------------|---|---|
| | | <u>Decrease Revenue or Increase Expense</u> | <u>Increase Revenue or Decrease Expense</u> |
| 10760-532900 | Foster Care Supplement | \$ 18,000 | |
| 10330-430200 | Adoption Assistance | | \$ 18,000 |
| | | <u>\$ 18,000</u> | <u>\$ 18,000</u> |

Explanation: County Assistance (760) - Adjust line item to reflect additional Special Child Adoption funds received from the state.

Net Budget Effect: Operating Fund (10) - Increased by \$18,000.

Minute Book # _____, Page # _____

Journal # _____

Clerk to the Board

BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 2nd day of February 2009, passed the following amendment to the budget resolution for the fiscal year ending June 30, 2009.

Debit

Credit

| <u>Account Number</u> | <u>Account Description</u> | <u>Decrease Revenue or Increase Expense</u> | <u>Increase Revenue or Decrease Expense</u> |
|-----------------------|-----------------------------------|---|---|
| 10490-545003 | Contract Services - Ct Facilities | \$ 2,510 | |
| 10330-424000 | Officer Fees | | \$ 2,510 |
| | | \$ 2,510 | \$ 2,510 |

Explanation: Court Facility Fees (10490) - To increase appropriations due to increases in maintenance contract costs to maintain the Judicial Building for this fiscal year.

Net Budget Effect: Operating Fund (10) - Increased by \$2,510.

Minute Book # _____, Page # _____

Journal # _____

Clerk to the Board



BUDGET AMENDMENT

The Currituck County Board of Commissioners, at a meeting on the 2nd day of February 2009, passed the following amendment to the budget resolution for the fiscal year ending June 30, 2009.

| <u>Account Number</u> | <u>Account Description</u> | <u>Debit</u> | <u>Credit</u> |
|-----------------------|----------------------------|---|---|
| | | <u>Decrease Revenue or Increase Expense</u> | <u>Increase Revenue or Decrease Expense</u> |
| 10750-557700 | Crisis Intervention | \$ 17,316 | |
| 10390-499900 | Fund Appropriated Balance | \$ 2,686 | |
| 10330-431000 | DSS Administration - Rev. | | \$ 20,002 |
| | | <u>\$ 20,002</u> | <u>\$ 20,002</u> |

Explanation: Social Services Administration (750) - To adjust budgeted line items to State Funding Authorizations dated 1/14/2009.

Net Budget Effect: Operating Fund (10) - Increased by \$17,316.

Minute Book # _____, Page # _____

Journal # _____

Clerk to the Board



**COROLLA
FIRE and RESCUE SQUAD, INC.**

827 Whalehead Drive, Corolla, NC 27927-9686
(252) 453-3242 Fax (252) 453-3082

Volunteers Proudly Serving the Community Since 1983



January 7, 2009

Sandra L. Hill, CPA
Currituck County Finance Director
P.O. Box 39
Currituck, NC 27929

Dear Sandra;

Corolla Fire and Rescue Squad, Inc. recently experienced a failure in the propane equipment-bay heaters for the Whalehead Station. In having the situation reviewed by a system mechanic, it was determined that the heaters were not capable of being repaired to render them safely operational and they had to be replaced. The Board of Directors of CFR discussed and approved the purchase and installation of new heaters at its November 13, 2008 meeting. It was further agreed to install a third equipment-bay heater in the Ocean Rescue Bay, which has heretofore gone unheated.

The total cost of the purchase and installation of the three heaters was \$8,965 and the invoices therefore have been forwarded to your office to be paid out of CFR's Capital Budget, in place of the budgeted amount of \$9,000 originally earmarked for the purchase of an additional Thermal Imaging Camera, the purchase of which we will be deferring until next fiscal year.

Thank you in advance for your prompt consideration of this matter and feel free to contact me if any additional justification or documentation is required to resolve the matter.

Sincerely,

Barry S. Richman
President and Chairman of the Board,
Corolla Fire and Rescue Squad, Inc.

Filename: Corolla VFD Requesr.doc
Directory: C:\DOCUME~1\gkeene\LOCALS~1\Temp
Template: C:\Documents and Settings\gkeene\Application
Data\Microsoft\Templates\Normal.dot
Title: COROLLA
Subject:
Author: julie
Keywords:
Comments:
Creation Date: 1/7/2009 12:42:00 PM
Change Number: 2
Last Saved On: 1/7/2009 12:42:00 PM
Last Saved By: Sandra Hill
Total Editing Time: 14 Minutes
Last Printed On: 1/27/2009 11:32:00 AM
As of Last Complete Printing
Number of Pages: 1
Number of Words: 230 (approx.)
Number of Characters: 1,311 (approx.)



COUNTY OF CURRITUCK

Tax Department
P.O. Box 9
Currituck, North Carolina 27929

Tracy Sample, Tax Administrator
(252) 232-3005
(252) 232-3568 (FAX)

MEMORANDUM

TO: Board of County Commissioners

FROM: Tax Office ^{TS}

DATE: January 2, 2009

SUBJECT: Charge Levy on Motor Vehicles for October Renewals

Please charge to the Tax Collector the levy on motor vehicles for October. The following is a breakdown of the assessment and the total tax due.

ASSESSMENT

\$ 15,077,414

TAX AMOUNT

\$ 48,247.79

TS/lew

TAX CHARGES

| 2007 COUNTY WIDE \$0.32 | 2008 COUNTY WIDE \$0.32 | VALUE: | VALUE: | LEVY: | LEVY: | TAX: | TAX: |
|-------------------------|-------------------------|--------|------------|--------|-----------|--------|-----------|
| G01 | G01 | 74,475 | 15,002,939 | 238.32 | 48,009.47 | 238.32 | 48,009.47 |

| GRAND TOTALS | VALUE: | LEVY: | TAX: |
|--------------|------------|-----------|-----------|
| | 15,077,414 | 48,247.79 | 48,247.79 |

** END OF REPORT - Generated by Lillian Wilson **

12/30/2008 08:51 I COUNTY OF CURRITUCK
 12/30/2008 ITAX RECEIVABLES GENERATION JOURNAL ENTRIES
 08:51:47 TAX RECEIVABLES GENERATION JOURNAL ENTRIES

2008 ACTUAL BILLS YEAR/PERIOD/JOURNAL: 2009 6 60690 EFFECTIVE DATE: 12/30/08

| DRG | ACCDUNT | DESCRIPTION | DEBIT | CREDIT |
|----------------|-------------------|------------------------------|-----------|-----------|
| 10000 | 0010-0000-1110-08 | TAXES REC - 2008 LEVY | 48,247.79 | .00 |
| 10000 | 0010-0000-2281-00 | DEFERRED REVENUE - TAXES REC | .00 | 48,247.79 |
| JOURNAL TOTALS | | | 48,247.79 | 48,247.79 |

CURRITUCK COUNTY
NORTH CAROLINA
January 5, 2009

The Board met at 6:30 p.m. prior to the regularly scheduled meeting to discuss the Corolla Multi-Use Path.

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 Etheridge, Commissioners O'Neal, Aydlett, Nelms, Rorer, Gregory and Taylor.

Invocation and Pledge of Allegiance

Bob Henley was present to give the invocation.

Approval of Agenda

Commissioner Nelms moved to amend the agenda to add Item 22A, Sheriff's Dept. Grant and add to consent agenda Budget Amendment for Parks and Recreation. Commissioner Taylor 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 **Public Hearing and Action** PB 08-57 Elizabeth J. Campbell: Request to rezone .36 acres from Outer Banks Standard Residential (R01) to Conditional District - General Business (CD-GB). The property is located at 1145 Persimmon Street, Tax Map 114, Parcel 22, Poplar Branch Outer Banks Subtownship.

Item 4 **Public Hearing and Action** PB 08-58 Margaret R. Lester: Request to rezone .32 acres from Outer Banks Standard Residential (R01) to Conditional District - General Business (CD-GB). The property is located at 1147 Persimmon Street, Tax Map 114, Parcel 21, Poplar Branch Outer Banks Subtownship.

Item 5 **Public Hearing and Action** PB 08-59 Twiddy Family Partnership, LLC: Request to rezone 1.8+/- acres from Outer Banks Standard Residential (R01) to Conditional District - General Business (CD-GB). The property is located at 1118 Corolla Village Road, approximately 80 feet south of Schoolhouse Lane, Tax Map 114, Parcel 36D, Poplar Branch Outer Banks Subtownship.

Item 6 **Consideration of Fund Request by Corolla Fire and Rescue**

Item 7 **Appointment to Walnut Island Sanitary District to replace Hobert F. Millikan**

Item 8 **Appointment of Commissioner to Whalehead Board of Trustees**

- Item 9 **Appointment of Commissioner to the Extension Advisory Council**
- Item 10 **Appointment of Commissioner as Legislative Liaison to NC Association of County Commissioners**
- Item 11 **Appointment of Commissioner to Tourism Advisory Board**
- Item 12 **Appointment to Wild Horse Advisory Board**
- Item 13 **Appointments to Board of Adjustment**
- Item 14 **Consideration of Planning Board Appointment Ordinance**
- Item 15 **Appointments to Planning Board**
- Item 16 **Amendment to Airport Ordinance Division 2, Article III**
- Item 17 **Appointment of Commissioner to Airport Advisory Authority**
- Item 18 **Appointments to Airport Advisory Authority**
- Item 19 **Amendment to Economic Development Ordinance Section 2-138**
- Item 20 **Appointment of Commissioner to Economic Development Board**
- Item 21 **Appointments to Economic Development Board**
- Item 22 Consideration of joining Dare County in filing a legal challenge to the Beach Plan**
- Item 23 **Consent Agenda:**
 - 1. Appointment of Chairman Etheridge as Voting Delegate to Legislative Goals Conference
 - 2. Grant for Corolla Multi-Use Path
 - 3. Resolution Supporting the Funding of Albemarle RC&D
 - 4. Approval of December 15, 2008 Minutes
 - 5. Budget Amendments
- Item 24 Commissioner's Report
- Item 25 County Manager's Report

Adjourn

Special Meeting

Currituck County Tourism Development Authority

Call to Order

TDA Budget Amendment

Adjourn

Public Comment

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

Chairman Etheridge opened the public comment period.

John Doub, Corolla, expressed his concern with the accountability of non profits, and excessive funding relating to Corolla Fire and Rescue.

Commissioner Nelms commended Peter Bishop, Economic Development Director, for receiving a \$780,000 grant. He also stated that the Moyock Library road will be complete by March.

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

Public Hearing and Action PB 08-57 Elizabeth J. Campbell: Request to rezone .36 acres from Outer Banks Standard Residential (R01) to Conditional District - General Business (CD-GB). The property is located at 1145 Persimmon Street, Tax Map 114, Parcel 22, Poplar Branch Outer Banks Subtownship.

Ben Woody, Planning Director, reviewed the request.

TYPE OF REQUEST: To rezone .36 acres from R01 to CD-GB.

LOCATION: Located at 1145 Persimmon Street, Approximately 80 feet north of the intersection of Corolla Village Road and Persimmon Street.

TAX ID: Tax Map 114, Parcel 22
0114-000-0022-0000

OWNER: Elizabeth J. Campbell
99 Quail Run Drive
Elizabeth City NC 27909

APPLICANT: Twiddy Family Partnership, LLC
PO Box 369
Corolla NC 27927

CURRENT ZONING: Outer Banks Standard Residential (R01)

PROPOSED ZONING: Conditional District-General Business
(CD-GB)

ZONING CONDITIONS: Uses

1. Generally, limited to mixed residential uses, neighborhood serving commercial uses, and traditional uses associated with a pedestrian oriented area. However, the following uses shall be excluded: Family Care Homes, Mobile Homes, Nursing Care Facilities, Civil Defense Operations, Schools & Associated Uses, Cemeteries, Religious Institutions, Animal Services (With Outdoor Kennels), Automotive Services & Repair, Car Washes, Drive-Thru Uses, Dry Cleaning & Laundromats, Funeral Homes, Heavy Equipment Services & Repair, Tattoo and Body Piercing Studios, Automotive Sales & Rental, Drive-Thru Uses, Heavy Equipment Sales & Rental, Manufactured/Modular Home Sales, Restaurants (With Drive-Thru), Landfills, Convenience Centers, County Owned or Operated, Sanitary, Landfills, Airports (County Owned or Operated).

Transportation

2. Adopt a pedestrian friendly circulation, limited parking between commercial buildings and adjacent right(s) of way.

Landscaping

- 3. Mature trees will be identified and preserved where practical and commercially reasonable.
- 4. Dumpsters, or similar solid waste receptacles, HVAC equipment, commercial mechanical units or similar fixtures will be screened from view where practical and commercially reasonable utilizing a combination of solid landscaping or opaque fencing.
- 5. Commercial parking areas will be screened in a commercially reasonable manner and shall consist of evergreen planting, earthen berms, solid opaque fencing or any combination thereof.

Signage

- 6. Freestanding signs shall be consistent with 2008 Currituck County Sign Ordinance and in a manner consistent with Outer Banks vernacular and shall not include any neon or internally lit signs.

Site Design/Architectural

- 7. Maximum building footprint of an individual building shall not exceed 4,000 square feet of gross "heated" floor area.
- 8. The materials used, scale, height, building façade and colors of any structure shall be reflective of the historic architecture and vernacular of the Corolla Village.
- 9. Large expanses of blank walls shall be avoided where commercially reasonable. Facades shall incorporate architectural elements that add visual interest, including, but not necessarily limited to a variation in exterior materials; functioning windows and doorways and projecting elements such as front porches, eaves, cornices, canopies, bays, shadow lines, overhangs, porticos and colonnades.
- 10. 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 for residential uses.

DENSITY: The General Business zone allows an approximate gross residential density of 2.5 du/acre.

SURROUNDING PROPERTY:

| | Land Use | Zoning |
|---------------|-------------------------|------------------------|
| NORTH: | Utility (wastewater) | R01 |
| SOUTH: | Undeveloped | R01 (CD-GB request) |
| EAST: | Undeveloped | CD-GB |
| WEST: | Undeveloped | R01 |

EXISTING LAND USE: Undeveloped

PURPOSE LAND USE: Mixed residential uses, neighborhood serving commercial uses, and traditional uses associated with a pedestrian oriented area.

LAND USE PLAN

CLASSIFICATION: The 2006 Land Use Plan classifies the site as **Full Service** within the **Corolla Sub-Area**.

The purpose of the Full Service Area class is to provide areas preferred for community centers. 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 to the public and/or private sectors. With nonresidential uses, it is essential that the existing community character be preserved.

The policy emphasis of the Corolla Sub-Area is to allow for predominantly medium density residential development (2 to 3 units per acre) with minimal commercial development arranged in clusters.

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

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. Currituck County supports the efforts of the U.S. Army Corps of Engineers in protecting such wetlands through the Section 404 permit program of the Clean Water Act, as well as Section 401 water quality certifications by the State of North Carolina.

Based on the soils map, this lot appears to include wetlands. An accurate delineation of wetlands by the Army Corps of Engineers will be necessary prior to development.

POLICY CD5: Incompatible or poorly planned COMMERCIAL ENCROACHMENT within or immediately adjoining existing residential areas shall be prohibited. Such incompatible encroachments often include, but are not limited to, large-scale commercial uses or automobile-oriented commercial uses such as service stations, car lots, car washes, drive through restaurants, and the like.

The zoning conditions submitted by the applicant limit the size of commercial buildings and require architectural standards for new construction. Many of the automobile oriented uses typically associated with General Business zoning have also been excluded, making the request more consistent with this policy.

POLICY OB5: Currituck County, through its actions and decisions, shall seek to preserve the historic character and heritage of the COROLLA VILLAGE area of the Outer Banks.

The zoning conditions included as part of this request ensure compatibility with the surrounding area.

PUBLIC SERVICES AND UTILITIES:

The Corolla Fire Department provides fire protection for this area. Electric, telephone, cable television, and public water are available. Considering environmental conditions onsite, connection to a central wastewater system is preferable.

FLOOD ZONE:

Flood Zone AE(5).

WETLANDS:

It appears this lot includes wetlands along the eastern border.

SOILS:

The Currituck County Soils map indicates the property contains non-suitable soils. Connection to a central wastewater system or approval from Albemarle Regional Health Services for an on-site septic system must occur prior to any development activities.

STAFF

RECOMMENDATION:

Staff recommends **approval** of the request to establish a .36 acre tract from Outer Banks Standard Residential (R01) to Conditional District- General Business (CD-GB) for the following reasons:

1. The proposed request is in general compliance with the Full Service designation of the 2006 Land Use Plan and the Corolla Sub-Area Policy Emphasis.
2. 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 (LUP Policies CD5 and OB5)
3. The adjacent properties to the east and properties across Persimmon Street are presently zoned Conditional District-General Business or General Business.
4. Promoting mixed use, neighborhood serving commercial development in the Corolla Village area provides additional opportunities for the community in a safe, walkable setting. The Corolla Village area has become a major Outer Banks destination and by carefully expanding its commercial viability, the county, Corolla residents, and the local business community will continue to derive both economic and quality of life benefits.

PLANNING BOARD DISCUSSION

Mr. West asked if the roads are state maintained.

Mr. Webb stated they are not state roads.

Mr. Woody stated that the applicant will have most of the traffic come from the Corolla Village entrance.

ACTION

Mr. West motioned to recommend approval with staff recommendations to rezone 0.36 acres from Outer Banks Standard Residential (R01) to Conditional District-General Business (CD-GB) according to the 2006 Land Use Plan. Ms. Robbins seconded the motion. Motion carried unanimously.

Chairman Etheridge opened the public hearing.

Jeff Malarney, Attorney, was present to answer questions.

There being no further comments, the public hearing was closed.

Commissioner Aydlett moved to approve PB 08-57 due to its consistency with the policies and Full Service designation of the 2006 Land Use Plan and that the request is reasonable and in the public interest and promotes orderly growth and development. Commissioner Nelms seconded the motion. Motion carried.

Public Hearing and Action PB 08-58 Margaret R. Lester: Request to rezone .32 acres from Outer Banks Standard Residential (R01) to Conditional District - General Business (CD-GB). The property is located at 1147 Persimmon Street, Tax Map 114, Parcel 21, Poplar Branch Outer Banks Subtownship.

Ben Woody, Planning Director, reviewed the request.

TYPE OF REQUEST: To rezone .32 acres from R01 to CD-GB.

LOCATION: Located at 1147 Persimmon Street, at the northeast intersection of Corolla Village Road and Persimmon Street.

TAX ID: Tax Map 114, Parcel 21
0114-000-0021-0000

OWNER: Margaret R. Lester

750 Weaver Dairy Road, Apt. 179
Chapel Hill, NC 27517

APPLICANT: Twiddy Family Partnership, LLC
PO Box 369
Corolla NC 27927

CURRENT ZONING: Outer Banks Standard Residential (R01)

PROPOSED ZONING: Conditional District-General Business
(CD-GB)

ZONING CONDITIONS: Uses
1. Generally, limited to mixed residential uses, neighborhood serving commercial uses, and traditional uses associated with a pedestrian oriented area. However, the following uses shall be excluded: Family Care Homes, Mobile Homes, Nursing Care Facilities, Civil Defense Operations, Schools & Associated Uses, Cemeteries, Religious Institutions, Animal Services (With Outdoor Kennels), Automotive Services & Repair, Car Washes, Drive-Thru Uses, Dry Cleaning & Laundromats, Funeral Homes, Heavy Equipment Services & Repair, Tattoo and Body Piercing Studios, Automotive Sales & Rental, Drive-Thru Uses, Heavy Equipment Sales & Rental, Manufactured/Modular Home Sales, Restaurants (With Drive-Thru), Landfills, Convenience Centers, County Owned or Operated, Sanitary Landfills, Airports (County Owned or Operated).

Transportation
2. Adopt a pedestrian friendly circulation, limited parking between commercial buildings and adjacent right(s) of way.

Landscaping
3. Mature trees will be identified and preserved where practical and commercially reasonable.
4. Dumpsters, or similar solid waste receptacles, HVAC equipment, commercial

mechanical units or similar fixtures will be screened from view where practical and commercially reasonable utilizing a combination of solid landscaping or opaque fencing.

5. Commercial parking areas will be screened in a commercially reasonable manner and shall consist of evergreen planting, earthen berms, solid opaque fencing or any combination thereof.

Signage

6. Freestanding signs shall be consistent with 2008 Currituck County Sign Ordinance and in a manner consistent with Outer Banks vernacular and shall not include any neon or internally lit signs.

Site Design/Architectural

7. Maximum building footprint of an individual building shall not exceed 4,000 square feet of gross "heated" floor area.
8. The materials used, scale, height, building façade and colors of any structure shall be reflective of the historic architecture and vernacular of the Corolla Village.
9. Large expanses of blank walls shall be avoided where commercially reasonable. Facades shall incorporate architectural elements that add visual interest, including, but not necessarily limited to a variation in exterior materials; functioning windows and doorways and projecting elements such as front porches, eaves, cornices, canopies, bays, shadow lines, overhangs, porticos and colonnades.
10. 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 for residential uses.

DENSITY:

The General Business zone allows an approximate gross residential density of 2.5 du/acre.

SURROUNDING PROPERTY:

| | Land Use | Zoning |
|---------------|------------------------|---------------------|
| NORTH: | Undeveloped | R01 (CD-GB request) |
| SOUTH: | Utility (telephone) | GB |
| EAST: | Undeveloped | CD-GB |
| WEST: | Undeveloped | R01 |

EXISTING LAND USE: Undeveloped

PURPOSE LAND USE: Mixed residential uses, neighborhood serving commercial uses, and traditional uses associated with a pedestrian oriented area.

LAND USE PLAN

CLASSIFICATION: The 2006 Land Use Plan classifies the site as **Full Service** within the **Corolla Sub-Area**.

The purpose of the Full Service Area class is to provide areas preferred for community centers. 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 to the public and/or private sectors. With nonresidential uses, it is essential that the existing community character be preserved.

The policy emphasis of the Corolla Sub-Area is to allow for predominantly medium density residential development (2 to 3 units per acre) with minimal commercial development arranged in clusters.

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

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. Currituck County supports the efforts of the U.S. Army Corps of Engineers in protecting such wetlands through the Section 404 permit program of the Clean Water Act, as well as Section 401 water quality certifications by the State of North Carolina.

Based on the soils map, this lot appears to include wetlands. An accurate delineation of wetlands by the Army Corps of Engineers will be necessary prior to development.

POLICY CD5: Incompatible or poorly planned COMMERCIAL ENCROACHMENT within or immediately adjoining existing residential areas shall be prohibited. Such incompatible encroachments often include, but are not limited to, large-scale commercial uses or automobile-oriented commercial uses such as service stations, car lots, car washes, drive through restaurants, and the like.

The zoning conditions submitted by the applicant limit the size of commercial buildings and require architectural standards for new construction. Many of the automobile oriented uses typically associated with General Business zoning have also been excluded, making the request more consistent with this policy.

POLICY OB5: Currituck County, through its actions and decisions, shall seek to preserve the historic character and heritage of the COROLLA VILLAGE area of the Outer Banks.

The zoning conditions included as part of this request ensure compatibility with the surrounding area.

**PUBLIC SERVICES
AND UTILITIES:**

The Corolla Fire Department provides fire protection for this area. Electric, telephone, cable television, and public water are available. Considering environmental conditions onsite, connection to a central wastewater system is preferable.

FLOOD ZONE:

Flood Zone AE(5).

WETLANDS:

It appears this lot does include wetlands along the eastern border.

SOILS:

The Currituck County Soils map indicates the property contains non-suitable soils. Connection to a central wastewater system or approval from Albemarle Regional Health Services for an on-site septic system must occur prior to any development activities

STAFF

RECOMMENDATION:

Staff recommends **approval** of the request to establish a .36 acre tract from Outer Banks Standard Residential (R01) to Conditional District- General Business (CD-GB) for the following reasons:

1. The proposed request is in general compliance with the Full Service designation of the 2006 Land Use Plan and the Corolla Sub-Area Policy Emphasis.
2. 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 (LUP Policies CD5 and OB5)
3. The adjacent properties to the east and properties across Persimmon Street are presently zoned Conditional District- General Business or General Business.

4. Promoting mixed use, neighborhood serving commercial development in the Corolla Village area provides additional opportunities for the community in a safe, walkable setting. The Corolla Village area has become a major Outer Banks destination and by carefully expanding its commercial viability, the county, Corolla residents, and the local business community will continue to derive both economic and quality of life benefits.

PLANNING BOARD DISCUSSION

No discussion.

ACTION

Mr. Kovacs motioned to recommend approval with staff recommendations to rezone 0.32 acres from Outer Banks Standard Residential (R01) to Conditional District-General Business (CD-GB) according to the 2006 Land Use Plan. Mr. Bell seconded the motion. Motion carried unanimously.

Chairman Etheridge opened the public hearing.

Jeff Malarney, Attorney was present to answer questions.

There being no further comments, the public hearing was closed.

Commissioner Aydlett moved to **approve** PB 08-58 due to its consistency with the policies and Full Service designation of the 2006 Land Use Plan and that the request is reasonable and in the public interest and promotes orderly growth and development. Commissioner O'Neal seconded the motion. Motion carried.

Public Hearing and Action PB 08-59 Twiddy Family Partnership, LLC: Request to rezone 1.8+/- acres from Outer Banks Standard Residential (R01) to Conditional District - General Business (CD-GB). The property is located at 1118 Corolla Village Road, approximately 80 feet south of Schoolhouse Lane, Tax Map 114, Parcel 36D, Poplar Branch Outer Banks Subtownship.

Ben Woody, Planning Director, reviewed the request.

TYPE OF REQUEST: To rezone 1.8+/- acres from R01 to CD-GB.

LOCATION: Located at 1118 Corolla Village Road, approximately 80 feet south of Schoolhouse Lane.

TAX ID: Tax Map 114, Parcel 36D
0114-000-0036D-0000

OWNER/APPLICANT: Twiddy Family Partnership, LLC
PO Box 369
Corolla NC 27927

CURRENT ZONING: Outer Banks Standard Residential (R01)

PROPOSED ZONING: Conditional District-General Business (CD-GB)

ZONING HISTORY: A Special Use Permit (SUP) was issued for this property on June 2, 2008 for outdoor recreation and outdoor storage.

ZONING CONDITIONS: Uses
1. Generally, limited to mixed residential uses, neighborhood serving commercial uses, and traditional uses associated with a pedestrian oriented area. However, the following uses shall be excluded: Family Care Homes, Mobile Homes, Nursing Care Facilities, Civil Defense Operations, Schools & Associated Uses, Cemeteries, Religious Institutions, Animal Services (With Outdoor Kennels), Automotive Services & Repair, Car Washes, Drive-Thru Uses, Dry Cleaning & Laundromats, Funeral Homes, Heavy Equipment Services & Repair, Tattoo and Body Piercing Studios, Automotive Sales & Rental, Drive-Thru Uses, Heavy Equipment Sales & Rental, Manufactured/Modular Home Sales, Restaurants (With Drive-Thru), Landfills, Convenience Centers, County Owned or Operated, Sanitary, Landfills, Airports (County Owned or Operated).

Transportation

2. Adopt a pedestrian friendly circulation, limited parking between commercial buildings and adjacent right(s) of way.

Landscaping

3. Mature trees will be identified and preserved where practical and commercially reasonable.

4. Dumpsters, or similar solid waste receptacles, HVAC equipment, commercial mechanical units or similar fixtures will be screened from view where practical and commercially reasonable utilizing a combination of solid landscaping or opaque fencing.

5. Commercial parking areas will be screened in a commercially reasonable manner and shall consist of evergreen planting, earthen berms, solid opaque fencing or any combination thereof.

Signage

6. Freestanding signs shall be consistent with 2008 Currituck County Sign Ordinance and in a manner consistent with Outer Banks vernacular and shall not include any neon or internally lit signs.

Site Design/Architectural

7. Maximum building footprint of an individual building shall not exceed 4,000 square feet of gross "heated" floor area.

8. The materials used, scale, height, building façade and colors of any structure shall be reflective of the historic architecture and vernacular of the Corolla Village.

9. Large expanses of blank walls shall be avoided where commercially reasonable. Facades shall incorporate architectural elements that add visual interest, including, but not necessarily limited to a variation in exterior materials; functioning windows and doorways and projecting elements such as front porches, eaves, cornices, canopies, bays, shadow lines, overhangs, porticos and colonnades.

10. 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 for residential uses.

DENSITY: The General Business zone allows an approximate gross residential density of 2.5 du/acre.

SURROUNDING PROPERTY:

| | Land Use | Zoning |
|---------------|---------------------------------|---------------|
| NORTH: | Undeveloped | GB, RO1 |
| SOUTH: | Undeveloped | RO1 |
| EAST: | Parking Area, Wild Horse Museum | GB, RO1 |
| WEST: | Undeveloped | RO1 |

EXISTING LAND USE: Outdoor Recreation and Storage - Coastal Explorations Kayak Tours

PURPOSE LAND USE: Mixed residential uses, neighborhood serving commercial uses, and traditional uses associated with a pedestrian oriented area.

LAND USE PLAN

CLASSIFICATION: The 2006 Land Use Plan classifies the site as **Conservation** within the **Corolla Sub-Area**.

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 Conservation class is typically applied to areas that should not be developed at all (preserved), or if developed, done so in a very limited manner characterized by careful planning and cautious attention to the conservation of environmental features. Infrastructure and services, public or private, should not be provided in these

areas as a catalyst that could stimulate development.

The policy emphasis of the Corolla Sub-Area is to allow for predominantly medium density residential development (2 to 3 units per acre) with minimal commercial development arranged in clusters.

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

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.

The area requested for CD-GB zoning appears to include a significant amount of wetlands. If the subject property is to be developed, separation should be provided between impervious surfaces and wetlands to filter stormwater pollutants and protect water quality.

POLICY WQ3: Currituck County supports policies, plans and actions that help protect the water quality of the county's estuarine system by preventing SOIL EROSION AND SEDIMENTATION, and by controlling the quantity and quality of STORMWATER RUNOFF entering the estuary.

The request does not directly address water quality impacts that may result from intensive development of the uplands. The inclusion of zoning conditions that limit the intensity of development, require erosion and sedimentation control devices, and integrate low impact development techniques (i.e., cisterns, bio-retention areas, pervious materials, etc.) would be

consistent with the objectives of this policy.

POLICY ED4: In addition to the recruitment and expansion of major new industries, the considerable value of SMALL BUSINESS START-UPS, EXPANSIONS AND SPIN-OFFS shall also be recognized.

The existing outdoor recreation use of the property directly correlates with eco-tourism and represents a small business that is compatible with an environmentally fragile area. Any expansion of the current use should be carefully planned with attention to the conservation of existing environmental features.

POLICY OB5: Currituck County, through its actions and decisions, shall seek to preserve the historic character and heritage of the COROLLA VILLAGE area of the Outer Banks.

The zoning conditions included as part of this request, particularly the architectural requirements, help to ensure compatibility with the physical development pattern of the historic Corolla Village area.

**PUBLIC SERVICES
AND UTILITIES:**

The Corolla Fire Department provides fire protection for this area. Public water is available; however, considering environmental conditions onsite, connection to a central wastewater system is necessary for the development of the subject property.

FLOOD ZONE:

Flood Zone AE(5).

WETLANDS:

It appears this lot includes a significant amount of wetlands. According to information provided by the applicant there are 12,723 square feet of uplands on the 1.8 acre tract requested

for CD-GB zoning. Thus, approximately 84% of the subject property is wetlands.

SOILS: The Currituck County soils map indicates the property contains non-suitable soils.

STAFF

RECOMMENDATION: As submitted, staff recommends **modified approval** of the request to rezone a 1.8+/- acre area from Outer Banks Standard Residential (R01) to Conditional District- General Business (CD-GB) for the following reasons:

1. The proposed request is not in general compliance with the 2006 Land Use Plan and does not characterize careful planning and cautious attention to the preservation of environmental features (LUP Policies ES2, WQ3, and Conservation Land Classification).
2. The range of uses is too broad considering the Conservation designation of the subject property. Land uses directly related to eco-tourism or other similarly environmentally focused uses are more appropriate for Conservation areas (LUP Conservation Land Classification).
3. Without limits on the amount of impervious coverage, or the integration of Low Impact Development techniques, future development activity may have a detrimental impact on wetlands and estuarine water quality (LUP Policies, ES2 and WQ5).
4. This request as currently submitted has the same zoning conditions as rezonings recently considered on Persimmon Street in the Corolla Village area; however, in view of the environmental uniqueness of this parcel, the formulation of site specific zoning conditions is more appropriate.

Outstanding Staff Concerns: The conditional zoning process provides an opportunity for an applicant to propose use limitations or development conditions that ensure development proposals are consistent with the policies set forth in adopted plans.

*** A revised conceptual plan was resubmitted on December 29, 2009 for further consideration. Staff did not fully review the revised plan prior to the Board of Commissioners submission deadline; however, the following general comments apply:

1. Staff recommended the applicant limit the developmental impacts on wetlands and estuarine water quality by lowering the amount of impervious area and integrating Low Impact Development techniques. The applicant made strides toward achieving this by integrating permeable pavement and rooftop cisterns. Staff would still prefer that where possible, physical separation between the remaining impervious areas and wetlands be included as part of the request.
2. The conceptual plan reflects parking areas and drive aisles directly adjacent to delineated wetland lines. Can these parking areas be properly constructed without impacting wetlands (e.g., maintain 3:1 side slopes)?
3. Staff recommends the total number and width parking of spaces be reduced. Considering the pedestrian-oriented context of the Corolla Village area, a reduction in parking requirements seems appropriate.
4. At the Planning Board meeting the applicant agreed to add a zoning condition that prevents any additional disturbance, including fill, in areas

designated as wetlands. The applicant will need to request inclusion of this condition at the Board of Commissioners meeting.

5. During the public hearing process for the Coastal Explorations Special Use Permit, the applicant stated the pier would be available for public use at specified times as posted on the property. It appears the facility is for private use only, as there are no posted times indicating availability public use.
6. The conceptual plan should indicate the boundaries and acreage of the CD-GB zoning request (1.8 +/- acres).

PLANNING BOARD DISCUSSION

Mr. West stated that on each side of the parking area there are 404 wetlands and you would have to drive through them to get to the pier.

Mr. Woody stated it is recommended to keep a separation between the wetlands and impervious area.

The Planning Board discussed stormwater runoff going into the wetlands and constructing a building and parking lot on this site with the possibility of a second building in the future.

Mr. Woody stated that the proposed building the applicant is planning will have a residential loft on the second floor.

Mr. Woody stated that one of the things the board needs to consider is "How to handle development in a conservation area."

Mr. Webb stated that in the past conservation areas have not been rezoned.

Mr. Malarney provided a plat to the planning board showing the scale of the area in contrast to what they are presenting tonight. He provided an overview of the history of the property and its location. Mr. Malarney stated this is a very small project which has a 1.3% area impact on the entire site. Mr. Malarney stated they are very concerned with the environment of this project.

Mr. Deel talked about stormwater and wetlands which is his specialty in engineering. Mr. Deel stated that wetlands are a stormwater filter.

The Planning Board discussed pervious material being used on the parking lot to minimize stormwater runoff into the wetlands and still providing ample parking space if the second building is built.

Mr. Kovacs asked where the septic system will be located on the property.

Mr. Woody stated that as a planning staff they are obligated to look at these environmental policies because of the county's Land Use Plan. Mr. Woody stated that the Coastal Stormwater manual has literature that states innovative techniques even on a small scale do make a difference.

Mr. Deel stated the coastal stormwater rules, old and new versions recognize a concept of a low density development.

Mr. West asked what is the amount of traffic that you anticipate in and out of this area.

Ms. Twiddy stated they do about three trips per day which lasts about 2 hours each.

Mr. West talked about walkways over wetlands and the problems you can have. If you have a building it will have some impact on the wetlands.

Mr. Eadus stated he is a geologist and environmental scientist for Quible and Associates. Mr. Eadus stated he deals with wetland functions and wetland delineation on a daily basis. Mr. Eadus stated that this is an eco-tourist business and their intent is not to damage the environment.

Mr. Malarney stated that discussions have taken place for sewage lines to run down Corolla Village Road. Mr. Malarney talked about impervious material on the parking lot, the wetlands, and the size of the project.

The Planning Board discussed parking on this site.

Ms. Turner stated she recognizes the impact on this parcel as a whole is minimal, but what happens when the next proposal comes in and its impact will be more how will it affect the conservation area? Ms. Turner stated she is concerned with

setting a precedent with future proposals in conservation areas.

Mr. West stated you have excluded certain uses, but the application does not say exactly what it is going to be used for.

Mr. Malarney stated it will be an eco-tourism business.

Mr. Deel stated that the impervious area covers approximately 8,199 sq. ft. which is 65%.

Mr. Malarney thanked the planning board on behalf of Twiddy and would like for them to recommend approval. Mr. Malarney stated they would put pervious material in the parking area.

Ms. Twiddy stated they do try to use solar energy, but to take in consideration that sometimes it is not economically feasible for a small business.

Mr. Woody stated that if the board departs from the Land Use Plan to approve this request that more restrictions are recommended and to hold the applicant to a higher standard of development.

ACTION

Ms. Turner motioned to include an amendment to the motion that careful consideration was given to the size of the entire property. Mr. Kovacs seconded the motion. Motion carried unanimously.

Ms. Robbins motioned to recommend approval contingent upon working with staff to integrate pervious pavers, cisterns, and no disturbance of wetlands and that the request is consistent with the 2006 Land Use Plan. Mr. Kovacs seconded the motion. Ayes: Ms. Robbins, Ms. Turner, Mr. Keel, Mr. Bell, Mr. Kovacs, and Mr. Midgette. Nays: Mr. West.

Chairman Etheridge opened the public hearing.

Lynne Wilson, disagreed with the Planning Board and requested further environmental impact study.

Jeff Malarney, Attorney, stated that they will not apply to fill additional wetlands.

Andy Deel, Engineer, reviewed the permeable surface.

There being no further comments, the public hearing was closed.

Commissioner Aydlett moved to **approve** PB 08-59 as presented with the condition that no disturbance, including fill, shall be permitted in areas designated as wetlands, and due to its consistency with the policies and Conservation designation of the 2006 Land Use Plan and that the request is reasonable and in the public interest and promotes orderly growth and development with additional condition for zoning. Commissioner O'Neal seconded the motion. Motion carried.

Consideration of Fund Request by Corolla Fire and Rescue

Barry Richman, Corolla Fire and Rescue, reviewed the cost to replace the fire truck and cost to repair.

Commissioner Aydlett moved to approve funding in the amount of \$182,000 from the county and 55,000 from the Fire Department. Commissioner Gregory seconded the motion. Motion carried.

Appointment to Walnut Island Sanitary District to replace Hobert F. Millikan

Starkey Sharp, Attorney, provided an update to the Board on the system.

Commissioner O'Neal moved to appoint Toni Evans to the Board to replace Hobert Millikan. Commissioner Rorer seconded the motion. Motion carried

Appointment of Commissioner to Whalehead Board of Trustees

Commissioner O'Neal nominated Commissioner Aydlett. Commissioner Aydlett was appointed by acclamation.

Appointment of Commissioner to the Extension Advisory Council

Commissioner O'Neal nominated Chairman Etheridge. Chairman Etheridge was appointed by acclamation.

Appointment of Commissioner as Legislative Liaison to NC Association of County Commissioners

Commissioner Taylor moved to appoint Chairman Etheridge. Commissioner O'Neal seconded the motion. Motion carried.

Appointment of Commissioner to Tourism Advisory Board

Commissioner Aydlett nominated Commissioner O’Neal.
Commissioner O’Neal was appointed by acclamation.

Appointment to Wild Horse Advisory Board

Commissioner Aydlett moved to appoint Kimberlee Hoey.
Commissioner O’Neal seconded the motion. Motion carried.

Commissioner O’Neal moved to appoint Diane Nordstrom as the
County designee. Chairman Etheridge seconded the motion.
Motion carried.

Appointments to Board of Adjustment

Commissioner O’Neal moved to request a legislative
amendment to have each district represented. Chairman
Etheridge seconded the motion. Motion carried

Consideration of Planning Board Appointment Ordinance

Commissioner O’Neal moved to adopt. Commissioner Aydlett
seconded the motion. Motion carried.

**AN ORDINANCE OF THE CURRITUCK COUNTY BOARD OF
COMMISSIONERS AMENDING ARTICLE III, CHAPTER 2 OF THE
CURRITUCK COUNTY CODE OF ORDINANCES TO PROVIDE FOR THE
APPOINTMENT OF MEMBERS TO THE PLANNING BOARD**

WHEREAS, pursuant to N.C. Gen. Stat. §153A-76 a board of commissioners
may change the composition and manner of selection of boards, commissions, and
agencies, and may generally organize and reorganize the county government in order to
promote orderly and efficient administration of county affairs; and

WHEREAS, pursuant to N.C. Gen. Stat. §153A-77 a board of commissioners
may appoint advisory boards, committees, councils and agencies composed of qualified
and interested county residents to study, interpret and develop community support and
cooperation in activities conducted by or under the authority of the board of
commissioners.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners for the
County of Currituck, North Carolina as follows:

PART I. That the Code of Ordinances, Currituck County, North Carolina is amended by
adding a new division and section to Article III, Chapter 2 to read as follows:

DIVISION 6. PLANNING BOARD

Section 2-204. Appointments; membership.

There shall be a Planning Board consisting of nine members appointed by the Board of Commissioners. Seven (7) members shall be appointed in the manner set forth in Section 2-96 and Section 2-97 of this Code. Two (2) members, one of whom must reside on the Currituck Outer Banks, shall be appointed in the manner set forth in Section 2-67 of this Code.

PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

PART III. This ordinance is effective upon its adoption.

Appointments to Planning Board

Commissioner Aydlett moved to appoint James Clark.
Commissioner O’Neal seconded the motion. Motion carried.

Chairman Etheridge moved to reappoint Manly West. Motion carried by acclamation.

Commissioner Rorer moved to reappoint Forrest Midgette. Motion carried by acclamation.

Commissioner O’Neal moved to reappoint Bobby Bell and William Etheridge. Motion carried by acclamation.

Commissioner Aydlett moved to appoint Lynne Wilson. Motion carried by acclamation.

The Board also directed staff to add in the ordinance that members can be replaced if they miss 3 consecutive meetings or 50%.

Amendment to Airport Ordinance Division 2, Article III

Commissioner Aydlett moved to adopt. Commissioner O’Neal seconded the motion. Motion carried.

AN ORDINANCE OF THE CURRITUCK COUNTY BOARD OF COMMISSIONERS AMENDING DIVISION 2, ARTICLE III OF THE CURRITUCK COUNTY CODE OF ORDINANCES REGARDING THE AIRPORT ADVISORY AUTHORITY

WHEREAS, pursuant to N.C. Gen. Stat. §153A-76 a board of commissioners may change the composition and manner of selection of boards, commissions, and agencies, and may generally organize and reorganize the county government in order to promote orderly and efficient administration of county affairs; and

WHEREAS, pursuant to N.C. Gen. Stat. §153A-77 a board of commissioners may appoint advisory boards, committees, councils and agencies composed of qualified and interested county residents to study, interpret and develop community support and

cooperation in activities conducted by or under the authority of the board of commissioners.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners for the County of Currituck, North Carolina as follows:

PART I. That Division 2, Article III, Chapter 2 of the Code of Ordinances, Currituck County, North Carolina is amended to read as follows:

DIVISION 2. AIRPORT ADVISORY AUTHORITY BOARD

Sec. 2-111. Created.

The county airport advisory ~~authority~~ board is created pursuant to G.S. ch. 63 and G.S. 153A-76.

Sec. 2-112. Composition.

The airport advisory ~~authority~~ board shall be composed of seven members who are citizens of the county. One member of the board of commissioners and the county manager shall be ex officio members without a vote.

Sec. 2-113. Appointment and terms of members.

The citizen members of the county airport advisory ~~authority~~ board shall be appointed by and serve at the pleasure of the board of commissioners ~~as follows: in the manner set forth in Section 2-96 and Section 2-97 of this Code.~~

- ~~(1) Two members shall be appointed to serve terms of one year, two members shall be appointed to serve terms of two years, and three members shall be appointed to serve terms of three years, respectively, from the initial appointment date of members. Thereafter, members shall be appointed annually on January 1 for terms of three years.~~
- (2) The commissioner serving as an ex officio member shall be appointed by the board of commissioners on the first Monday in December to serve for a two-year term.
- ~~(3) In the event of a vacancy of a citizen member's seat, the board of commissioners shall appoint a citizen to fill the unexpired term of office.~~

Sec. 2-114. Compensation of members.

The citizen members of the county airport advisory ~~authority~~ board shall be paid the sum of \$25.00 per meeting or as otherwise provided by the board of commissioners and shall be reimbursed for expenses incurred by them in the course of their duties upon the presentation of proper vouchers for those expenses.

Sec. 2-115. Removal of members.

The board of commissioners shall have the right to remove any member appointed to the airport advisory ~~authority~~ board at will and appoint a replacement member.

Sec. 2-116. Duties.

The county airport advisory ~~authority~~ board is charged with the duty of investigating, studying, and making recommendations to the board of commissioners pertaining to the construction, enlargement, improvement, maintenance, equipment, operation and regulation of the county airport.

Sec. 2-117. Function as advisory body.

The county airport advisory ~~authority~~ board shall have no legislative powers of its own but shall simply be an advisory body to the board of commissioners concerning the matters with which it is charged, and the board of commissioners will receive and consider the ~~authority's board's~~ recommendations in the construction, enlargement, improvement, maintenance, equipment, operation, and regulation of the county airport.

Sec. 2-118. Officers.

The airport advisory ~~authority~~ board shall appoint from its membership a chairman and any other officers as it may deem necessary for the orderly conduct of its business.

Sec. 2-119. Meetings.

The airport advisory ~~authority~~ board shall hold meetings regularly at least once quarterly and at hours as may be fixed by the ~~authority~~ board. Special meetings may be held on call of the chairman upon 24 ~~48~~ hours' notice to the members of the ~~authority~~ board. A copy of the minutes of all meetings shall be sent to the county manager. All meetings or other business of the ~~authority~~ board shall be conducted in accordance with the ~~Open~~ Meetings ~~Law~~.

PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

PART III. This ordinance is effective upon its adoption

Appointment of Commissioner to Airport Advisory Authority Board

Commissioner Gregory moved to appoint Commissioner Rorer. Commissioner Aydlett seconded the motion. Motion carried.

Appointments to Airport Advisory Authority Board

Commissioner Aydlett appointed Gary Bryan; Commissioner Nelms appointed James Winebarger; Chairman Etheridge appointed Ed Ish; Commissioner Gregory appointed David Messina. Motions carried by acclamation.

Amendment to Economic Development Ordinance Section 2-138

Commissioner O'Neal moved to adopt. Commissioner Aydlett seconded the motion. Motion carried.

AN ORDINANCE OF THE CURRITUCK COUNTY BOARD OF COMMISSIONERS AMENDING SECTION 2-138 OF THE CURRITUCK COUNTY CODE OF ORDINANCES TO MODIFY THE APPOINTMENT PROCESS FOR MEMBERS OF THE ECONOMIC DEVELOPMENT BOARD

WHEREAS, pursuant to N.C. Gen. Stat. §153A-76 a board of commissioners may change the composition and manner of selection of boards, commissions, and

agencies, and may generally organize and reorganize the county government in order to promote orderly and efficient administration of county affairs; and

WHEREAS, pursuant to N.C. Gen. Stat. §153A-77 a board of commissioners may appoint advisory boards, committees, councils and agencies composed of qualified and interested county residents to study, interpret and develop community support and cooperation in activities conducted by or under the authority of the board of commissioners.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners for the County of Currituck, North Carolina as follows:

PART I. That Section 2-138 of the Code of Ordinances, Currituck County, North Carolina is amended to read as follows:

Sec. 2-138. Appointment and terms of members.

The citizen members of the economic development board shall be appointed by and serve at the pleasure of the board of commissioners ~~as follows:~~ in the manner set forth in Section 2-96 and Section 2-97 of this Code.

~~(1) Currently appointed members shall remain on the economic development board until the expiration of their present three year terms. Thereafter, members shall be appointed such that the commissioner representing each of the county's four districts, Crawford, Poplar Branch, Fruitville, and Moyock, shall appoint two members, and the at-large commissioner shall appoint one member. Members shall be appointed annually on the first day of January for terms of three years.~~

(2) The commissioner serving as an ex officio member shall be appointed by the board of commissioners on the first Monday in December to serve for a two-year term.

~~(3) In the event of a vacancy of a citizen member's seat, the board of commissioners shall appoint a citizen to fill the unexpired term of office.~~

PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

PART III. This ordinance is effective upon its adoption.

Appointment of Commissioner to Economic Development Board

Commissioner O'Neal nominated Commissioner Rorer.
Commissioner Gregory nominated Commissioner Nelms.
Nominations were closed. The vote was 5 for Commissioner Rorer and two for Commissioner Nelms. Commissioner Rorer was appointed.

Appointments to Economic Development Board

Commissioner Aydlett appointed Elizabeth White.
Commissioner Nelms appointed Tameron Kugler. Commissioner Taylor appointed Kevin Burwell. Commissioner O'Neal

appointed Matt Converse and Commissioner Gregory appointed H.D. Newbern. Appointments were approved by acclamation.

Consideration of joining Dare County in filing a legal challenge to the Beach Plan

Dan Scanlon, County Manager, stated that the Department of Insurance has increased the insurance for all 18 coastal counties. He asked if the Board wanted to join in with Dare County to file an appeal with the Department of Insurance.

Commissioner Etheridge moved to appropriate up to \$10,000. Commissioner Rorer seconded the motion. Motion carried.

Sheriff's Department Grant for Tasers

Local match is \$2,852 which will come from next year's budget.

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

Consent Agenda:

1. Appointment of Chairman Etheridge as Voting Delegate to Legislative Goals Conference
2. Grant for Corolla Multi-Use Path
3. Resolution Supporting the Funding of Albemarle RC&D
4. Approval of December 15, 2008 Minutes
5. Budget Amendments
6. Budget Amendment for Parks and Recreation

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

| <u>Account Number</u> | <u>Account Description</u> | Debit | Credit |
|-----------------------|----------------------------|--|--|
| | | Decrease Revenue or Increase Expense | Increase Revenue or Decrease Expense |
| | | _____ | _____ |
| 10550-532000 | Supplies | \$ 605 | |
| 10380-482000 | Miscellaneous Revenue | | \$ 605 |

| | | | |
|----|-----|----|-----|
| \$ | 605 | \$ | 605 |
|----|-----|----|-----|

Explanation: Airport (10550) - To record donation for television in airport terminal building.
Net Budget Effect: Operating Fund (10) - Increased by \$605.

| <u>Account Number</u> | <u>Account Description</u> | Debit | Credit |
|-----------------------|----------------------------|--|--|
| | | Decrease Revenue or Increase Expense | Increase Revenue or Decrease Expense |
| 10540-514500 | Training & Education | \$ 3,000 | |
| 10540-511000 | Phone & Postage | | \$ 500 |
| 10540-516000 | Repair & Maintenance | | \$ 1,000 |
| 10540-531000 | Gas, Oil, & Etc. | | \$ 500 |
| 10540-532000 | Supplies | | \$ 1,000 |
| | | \$ 3,000 | \$ 3,000 |

Explanation: Inspections (10540) - Transfer funds for inspector certifications - the International Code Council is offering to NC standard certificate holders a one time limited offer to obtain ICC certification. This offer expires on February 28. The charge for obtaining these certificates is \$ 150 per certificate.

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

| <u>Account Number</u> | <u>Account Description</u> | Debit | Credit |
|-----------------------|---|--|--|
| | | Decrease Revenue or Increase Expense | Increase Revenue or Decrease Expense |
| 12546-590006 | Capital Outlay | \$ 157,000 | |
| 12390-495021 | T F - Poplar Branch Fire District Fund Balance | | \$ 25,000 |
| 12390-499900 | Appropriated | | \$ 132,000 |
| 21690-587012 | T T - Fire Services Fund Balance | \$ 25,000 | |
| 21390-499900 | Appropriated | | \$ 25,000 |

| | | | |
|----|---------|----|---------|
| \$ | 182,000 | \$ | 182,000 |
|----|---------|----|---------|

Explanation: Corolla Vol Fire Dept (12546) - To increase appropriations for emergency repairs for Platform 61 aerial truck per letter submitted from Chief Rick Galganski. This will be funded through remaining Poplar Branch fire district funds and fund balance accumulated in the Fire Services fund.

Net Budget Effect: Fire Services Fund (12) - Increased by \$157,000.
 Poplar Branch Fire District Fund (21) - Increased by \$25,000.

| <u>Account Number</u> | <u>Account Description</u> | Debit | Credit |
|-----------------------|-----------------------------|--|--|
| | | Decrease Revenue or Increase Expense | Increase Revenue or Decrease Expense |
| 50550-592006 | Hangar/Taxiway 36237.8.6.2 | \$ 43,067 | |
| 50330-448000 | State Aid to Airports | | \$ 38,760 |
| 50390-495015 | Transfer from Occupancy Tax | | \$ 4,307 |
| | | <u>\$ 43,067</u> | <u>\$ 43,067</u> |

Explanation: Airport Expansion (50550) - To increase budgeted funds for phase II of the 2008 Vision 100 funds. This will be applied to the Hangar and Hangar Taxiway grant project 36237.8.6.2.

Net Budget Effect: Co Governmental Construction Fund (50) - Increased by \$43,067.

| <u>Account Number</u> | <u>Account Description</u> | Debit | Credit |
|-----------------------|-----------------------------|--|--|
| | | Decrease Revenue or Increase Expense | Increase Revenue or Decrease Expense |
| 10795 502000 | Salaries | 13,685 | |
| 10795 505000 | FICA | 1,047 | |
| 10795 506000 | Insurance | 1,788 | |
| 10795 507000 | Retirement | 1,339 | |
| 10350-469004 | Community Baseball/Softball | | \$ 17,859 |
| | | <u>\$ 17,859</u> | <u>\$ 17,859</u> |

Explanation: Parks & Recreation (10795) - To increase budgeted line items to reclassify recreation specialist position to a grade 54 and to approve an additional recreation specialist for the County to add baseball/softball to the County Community

recreation programs. This will be funded through fees collected from baseball/softball registrations. This will become effective February 2, 2009.

Net Budget

Effect: Operating Fund (10) - Increased by \$17,859.

Commissioner's Report

Chairman Etheridge requested a meeting with DOT on railroad crossings in the county. He also requested staff to look at decals for citizens to use at the convenience centers.

Commissioner Aydlett commented on the Knotts Island Fire Department and their temporary relocation.

Commissioner O'Neal requested an update on the Historic Jarvisburg School.

Commissioner Taylor requested that the Board retreat be held at the courthouse.

Commissioner Rorer stated that it would be good to have a list of all the businesses in the county.

County Manager's Report

No comments

Adjourn

There being no further business, the meeting adjourned.

Special Meeting

Currituck County Tourism Development Authority

Call to Order

Chairman Etheridge called the meeting to order

TDA Budget Amendment

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

| <u>Account Number</u> | <u>Account Description</u> | Debit | Credit |
|-----------------------|-------------------------------|--|--|
| | | Decrease Revenue or Increase Expense | Increase Revenue or Decrease Expense |
| 15447-587050 | T T - Co Govt Construction | \$ 4,307 | |
| 15447-587010 | T T - Operating Fund | | \$ 4,307 |
| | | \$ 4,307 | \$ 4,307 |

Explanation: Tourism Related Expenditures (15447) - To move budgeted funds from transfer to operating fund to transfers to County Governmental Construction Fund for County match on NC Department of Transportation, Division of Aviation grant.

Net Budget Effect: Occupancy Tax Fund (15) - No change.

Adjourn

There being no further business, the meeting adjourned

Filename: January 5 Minutes.doc
Directory: C:\DOCUME~1\gkeene\LOCALS~1\Temp
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Data\Microsoft\Templates\Normal.dot
Title: CURRITUCK COUNTY
Subject:
Author:
Keywords:
Comments:
Creation Date: 1/8/2009 11:31:00 AM
Change Number: 46
Last Saved On: 1/9/2009 3:38:00 PM
Last Saved By: Mary Gilbert
Total Editing Time: 654 Minutes
Last Printed On: 1/27/2009 11:33:00 AM
As of Last Complete Printing
Number of Pages: 36
Number of Words: 8,683 (approx.)
Number of Characters: 49,497 (approx.)

Resolution
Opposing Rate Increase
Requested by Insurance Companies

WHEREAS, Currituck County, as well as other counties in Coastal North Carolina, is experiencing the hard economic times that are now gripping our nation; and

WHEREAS, insurance coverage is required in order to purchase a home or business and is vital to the recovery of our home construction industry and our economy; and

WHEREAS, any increase in the cost of insurance makes it more difficult for middle and low income families to purchase homes, start businesses and participate in and fuel our economic recovery; and

WHEREAS, given these difficult economic times and the severe negative impact an increase in the cost of insurance will have on our citizens and our economic recovery, and given the low claims history of Currituck County, the insurance industry's request for a rate increase should be denied.

NOW, THEREFORE, BE IT RESOLVED, that the Currituck County Board of Commissioners oppose the rate increase requested by the insurance industry for its customers in Currituck County and request that the North Carolina Insurance Commission deny the insurance industry's request.

ADOPTED, this the 2nd day of February, 2009

ATTEST:

J. Owen Etheridge
Chairman

Gwen H. Keene, CMC
Clerk to the Board

Filename: Insurance Rate Increase.doc
Directory: C:\DOCUME~1\gkeene\LOCALS~1\Temp
Template: C:\Documents and Settings\gkeene\Application
Data\Microsoft\Templates\Normal.dot
Title: Resolution
Subject:
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Change Number: 1
Last Saved On: 1/20/2009 1:36:00 PM
Last Saved By:
Total Editing Time: 11 Minutes
Last Printed On: 1/27/2009 11:33:00 AM
As of Last Complete Printing
Number of Pages: 1
Number of Words: 199 (approx.)
Number of Characters: 1,138 (approx.)

RESOLUTION
REQUESTING SECONDARY ROAD IMPROVEMENT FUNDING

WHEREAS, Long Lane, Knotts Island is in need of repairs to bring the road to minimum NCDOT standards; and

WHEREAS, the total estimated cost for the repairs is \$30,000.00.

NOW, THEREFORE, BE IT RESOLVED, The Currituck County Board of Commissioners supports spending Secondary Road Improvement funds in the amount of \$30,000.00 for Long Lane, Knotts Island.

Adopted this the 2 day of February, 2009

ATTEST:

Gwen H. Keene, CMC
Clerk to the Board

J. Owen Etheridge
Chairman

North Carolina Department of Transportation
Division of Highways
Petition for Road Addition

ROADWAY INFORMATION: (Please Print/Type)

County: CURRITUCK Road Name: Long Lane
(Please list additional street names and lengths on the back of this form.)

Subdivision Name: GIBBS WOODS Length (miles): 3/10 of one mile

Number of occupied homes having street frontage: 5 Location _____
miles miles N S E W of the intersection of Route WEST GIBBS and Route READS RD,
(Check one) (SR, NC, US) (SR, NC, US)

We, the undersigned, being property owners and/or developers of Long Lane in CURRITUCK County, do hereby request the Division of Highways to add the above described road.

CONTACT PERSON: Name and Address of First Petitioner. (Please Print/Type)

Name: Earl Gary Read Phone Number: 252-435-2335
Street Address: 152 Long Lane Knotts Island NC 27950
Mailing Address: SAME

PROPERTY OWNERS

| <u>Name</u> | <u>Mailing Address</u> | <u>Telephone</u> |
|-------------------------|--|---------------------|
| <u>JUNE E Beck</u> | <u>161 LONG LANE, KNOTTS IS.</u> | <u>435-2386</u> |
| <u>T.G. JACKSON Sr.</u> | <u>149 LONG LANE KNOTTS IS.</u> | <u>435-2508</u> |
| <u>JAN TOM LONG</u> | <u>137 LONG / 1777 KNOTTS ISLAND NC</u> | <u>435-6474</u> |
| <u>Donna Meyer</u> | <u>449 Middle Gibbs Rd Knotts Is, NC 27950</u> | <u>252-435-2356</u> |
| <u>Robert F Ball</u> | <u>165 long Ln Knotts Island NC 27950</u> | <u>435-1052</u> |
| <u>John R Jackson,</u> | <u>465 middle Gibbs Rd</u> | |
| | <u>Knotts Is, 27950, 435-2369</u> | |
| <u>*Robert Baker</u> | <u>3338 WISE ST. NORFOLK VA</u> | <u>23518</u> |

North Carolina Department of Transportation
Division of Highways
Petition for Road Addition

ROADWAY INFORMATION: (Please Print/Type)

County: CURRITUCK Road Name: Long Lane
(Please list additional street names and lengths on the back of this form.)

Subdivision Name: GIBBS WOODS Length (miles): 3/10 OF ONE MILE

Number of occupied homes having street frontage: 5 Location _____

miles miles N S E W of the intersection of Route WEST GIBBS and Route READS RD
(Check one) (SR, NC, US) (SR, NC, US)

We, the undersigned, being property owners and/or developers of Long Lane in CURRITUCK County, do hereby request the Division of Highways to add the above described road.

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Name: Earl Gary Read Phone Number: 252-435-2335
Street Address: 152 Long Lane Knotts Island NC 27950
Mailing Address: SAME

PROPERTY OWNERS

| <u>Name</u> | <u>Mailing Address</u> | <u>Telephone</u> |
|-------------------------|---|---------------------|
| <u>JUNE E Beck</u> | <u>161 LONG LANE, KNOTTS IS.</u> | <u>435-2386</u> |
| <u>T.G. JACKSON Sr.</u> | <u>149 LONG LANE KNOTTS IS.</u> | <u>435-2508</u> |
| <u>JAM TOM HONG</u> | <u>127 HONG WALK, KNOTTS ISLAND, NC</u> | <u>435-6474</u> |
| <u>Donna Meyer</u> | <u>449 Middle Gibbs Rd Knotts Isl, NC 27950</u> | <u>252-435-2356</u> |
| <u>Robert F Ball</u> | <u>165 long Ln Knotts Island NC 27950</u> | <u>435-1052</u> |
| <u>John R Jackson,</u> | <u>465 middle Gibbs Rd</u> | |
| | <u>Knotts Is, 27950, 435-2368</u> | |

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM

North Carolina
County of Currituck
Road Description

Long Lane, Knotts Island

WHEREAS, the attached petition has been filed with the Board of County Commissioners of the County of Currituck requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System, and

WHEREAS, the Board of County Commissioners is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the System,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Currituck that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.

CERTIFICATE

The foregoing resolution was duly adopted by the Board of County Commissioners of the County of Currituck at a meeting on the 18 day of July, 192005.

WITNESS my hand and official seal this the 19 day of July, 192005

Lewen H. Keese
Clerk, Board of Commissioners
County of Currituck

Form SR-2 (7-77)

PLEASE NOTE:

Forward direct with request to the Division Engineer, Division of Highways.

**NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
 PETITION FOR ROAD ADDITION
 FORM SR-1 REVISED 1-9**

ROADWAY INFORMATION: (Please Print)

County: CURRITUCK Road Name: Long Ln - Knotts Island
(Please list additional street names and lengths on the back of this form.) 1,600 ft.

Subdivision Name: _____ Length (miles): 0.30

Number of occupied homes having street frontage: 5

Location: _____ miles N S E W of the intersection of Route _____ and Route _____
(Circle one) (SR, NC or US) (SR, NC or US)

We, the undersigned, being property owners and/or developer of _____ in
CURRITUCK County, do hereby request the Division of Highways to add the above described road.

CONTACT PERSON: Name and Address of First Petitioner. (Please Print)

Name: Robert E. Ball Phone Number: 252-435-1052

Street Address: 165 Long Ln

Mailing Address: Knotts Island N.C. 27950

| NAME | PROPERTY OWNERS MAILING ADDRESS | TELEPHONE |
|---------------------------|---|---------------------|
| <u>Thomas C. Long</u> | <u>137 Long Lane Knotts Island NC 27950</u> | <u>252-435-1047</u> |
| <u>Thomas Blackmon Sr</u> | <u>149 Long Lane Knotts Island 27950</u> | <u>435-2550</u> |
| <u>Bill</u> | <u>161 Long Lane Knotts Is, 27950</u> | <u>435-2386</u> |
| <u>William A. Ford</u> | <u>152 Long Lane Knotts IS NC 27950</u> | <u>435-2335</u> |
| <u>Carl S. Deal</u> | <u>152 LONG LN, KNOTTS ISLAND NC</u> | |
| <u>Steph Ball</u> | <u>165 Long Lane Knotts Island NC 27950</u> | <u>252-435-1052</u> |
| <u>Robert Ball</u> | <u>165 Long Ln Knotts Island NC 27950</u> | <u>252-435-1052</u> |

January 15, 2009

ATTN: MR. Daniel F. Scanlon II, County Manager, Currituck Co NC.

FROM: Don Schone 102 Herman's CT Moyock NC

SUBJECT: NCDOT Petition for Road Addition

Sir, I would like to submit the attached North Carolina Department of Transportation Division of Highways Petition for Road Addition to the County Commissioners for their approval.

MS Gretchen Byrum, District Engineer for NCDOT, informed me, to complete the attached petition and submit it to the County Commissioners for approval and they intern send the package to her. She said she would than investigate the road and let us know her findings.

FYI;

Herman's Court road is a very short road connecting to South Mills RD (SR1227). It is approximately 1 1/2 miles West of Hwy 168, just past Jarvis RD. Herman's CT road was put in by a developer and services five new homes. It is paved and has drainage ditches on both sides of the road.

Construction in our area is complete, all lots have homes built on them so there are no empty lots and we are 100% occupied.

We have no HOA due to our small size, as I said there are only five homes.

In addition to residential traffic, county workers have staged dump trucks, tractors, graters and other equipment on our road while working on South Mills RD. In addition, we have school buses, emergency response vehicles and the general public using this road on a regular basis.

If you have any questions please contact me at 252-435-6939 or you can email me at donschone@yahoo.com

All my neighbors and I appreciate yours and the Commissioners' assistance.

Respectfully,


Don Schone

Attachments; Form SR-1 (3/2006) NCDOT Petition for Road Addition
Copies of recorded subdivision plat

**North Carolina Department of Transportation
Division of Highways
Petition for Road Addition**

ROADWAY INFORMATION: (Please Print/Type)

County: Currituck Road Name: Herman's Ct
(Please list additional street names and lengths on the back of this form.)

Subdivision Name: Scaff Length (miles): 1/4 (.25)

Number of occupied homes having street frontage: 5 Located (miles): 1.5

miles N S E W of the intersection of Route SOUTH MILLS RD.
(Check one) 1227 and Route HWY 168
(SR NC, US) (SR NC, US)

We, the undersigned, being property owners and/or developers of Herman's CT in Currituck County, do hereby request the Division of Highways to add the above described road.

CONTACT PERSON: Name and Address of First Petitioner. (Please Print/Type)

Name: Don Schone Phone Number: 252-435-6939

Street Address: 102 Herman's CT

Mailing Address: Moyock NC 27958

PROPERTY OWNERS

| <u>Name</u> | <u>Mailing Address</u> | <u>Telephone</u> |
|-----------------------------|------------------------------|-------------------|
| Don & UnHui (Soniya) Schone | 102 Herman's CT Moyock 27958 | 252-435-6939 |
| Terra Ceia (Parris Burbage) | 100 Herman's CT Moyock 27958 | cell 757-418-2556 |
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