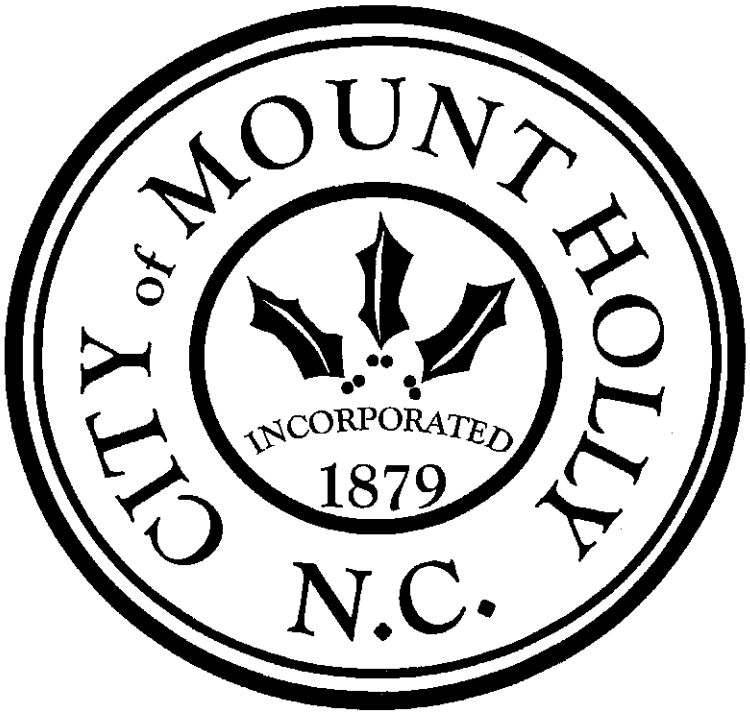


November 14, 2016
Council Meeting

Mayor Bryan Hough
Mayor Pro-Tem David Moore
Councilman Jerry Bishop
Councilwoman Carolyn Breyare
Councilman Jim Hope
Councilman Jeff Meadows
Councilman Perry Toomey
Kemp Michael, City Attorney
Danny Jackson, City Manager

CITY OF MOUNT HOLLY
MOUNT HOLLY CITY COUNCIL

November 14, 2016
7:00 P.M.
CALL TO ORDER BY THE MAYOR

INVOCATION
Reverend Bryan Hovey of First Presbyterian Church

PLEDGE OF ALLEGIANCE
Boy Scout Troop 59

SET THE AGENDA

CONSENT AGENDA

1. Approval of Lien for Weeds and Grass
   - 102 Maple Dr
   - 228 Piedmont Ave
   - 214 Highland Avenue
   - 224 Adrian Street
   - 305 Riverfront Parkway
   - 132 Farm Springs Drive
   - Cherry Street (Parcel ID# 181793)
   - Cherry Street (Parcel ID#181795)
2. Budget Amendment
   - for transfer of funds for garbage truck #43 repairs
   - for transfer of funds from the Federal Asset Forfeiture Fund to the Police Department Budget for purchase of Equipment
   - appropriation for System Development Fees
3. Approval of the Resolution Directing the Clerk to investigate the Annexation Petitions of the Property located at Tax Parcel ID # 220248, 220247, 202002, 202000, 202180, 208655, 208656 and 202179 and Approval of the Certificates of Sufficiency of the annexation petition, and Approval of a Resolution to Call for a Public Hearing on the Annexation of the Property in the Petitions
4. Call for a public hearing regarding a request by Mountain Island II, LLC, Mountain Island Lake Holdings, Inc, and Little Italy LLC, for a rezoning of the Property located at Tax Parcel ID # 220248, 220247, 202002, 202000, 202180, 208655, 208656 and 202179 from R-1 Gaston County to Mount Holly Residential Conditional District
5. Approval of the minutes of the October 10, 2016 Council Meeting
6. Approval of the minutes of the October 24, 2016 Work Session Meeting

PRESENTATIONS

1. Presentation of the FY 2015-2016 Audit — *Ko Tang Cha-Moses*
2. Update from the Tourism Development Authority — *Wendy Foster*

PUBLIC HEARING

1. Public Hearing regarding a request by C@ Design Development for a rezoning of Tax Parcel ID #s 202122, 181214, and a portion of 202120 from R-12 Single Family to Single Family Conditional

District and Tax Parcel ID #s 181227 and 202690 from R-1 Gaston County to Single Family Conditional District. *Jonathan Wilson*

2. Public Hearing for a text amendment to amend Articles 3, 4, 5, 6 and 9 of the Zoning Ordinance to reflect reorganization, educational/institutional uses and legislative updates. *Jonathan Wilson*
3. Public Hearing on the Annexation of the Property in the Petitions Property located at Tax Parcel ID #s 202122, 181227, 202690, 181214, and a portion of 202120 *Jonathan Wilson*

PUBLIC COMMENT – Three (3) Minute Limit

OLD BUSINESS

1. Discussion of a Golf Cart Ordinance *Chief Don Roper*

NEW BUSINESS

1. Consideration and Approval of the Construction Manager at Risk Fee *Kemp Michael*
2. Consideration and Approval of a Business Incentive Grant and Budget Amendment for the Vintage Nest *Greg Beal*
3. Consideration and Approval of a Memorandum of Understanding with Gaston County for their County Radio System *Chief Ryan Baker*
4. Consideration and Approval of a Resolution of Support for the Catawba Crossing Project and Additional Regional East-West Connectivity *Brian DuPont*

OTHER BUSINESS

CLOSED SESSION

ADJOURN

CONSENT AGENDA

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** 11-07-16
From: Matt Kusak	**Meeting Date:** 11-14-16

Agenda Item to be considered: *Request for adoption of one lien for clearing of grass and weeds*

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request : Staff is wishing that council adopt nine liens to be placed on 305 Riverfront Parkway, Gaston County Parcel ID: 184642, 214 Highland Street, Parcel ID:123777,102 Maple Drive, Parcel ID:124386, 132 Farm Springs Drive, Parcel ID:205925,620 South Main Street, Parcel ID:124075, 228 Piedmont Avenue, Parcel ID:202986,224 Adrian Street, Parcel ID:124397, and two vacant lots on Cherry Street, Belmont, Gaston County Parcels ID:181795 and 181793 for the clearing of grass and weeds in violation of the City's nuisance ordinance under Section 8-9 of the City Code.

Fiscal Impact:

Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☒ N/A
Preaudit Certification required	☐ YES	☐ NO	☒ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☒ N/A
Budget Transfer required	☐ YES	☐ NO	☒ N/A
Total City Dollars:	*$*		
Budget Code			
Reviewed by City Attorney	☒ YES	☐ NO	☐ N/A

Manager/Staff Recommendation:

Adopt one lien for 305 Riverfront Parkway in the amount of $380.00.
Adopt one lien for 217 Highland Street in the amount of $380.00
Adopt one lien for 102 Maple Drive in the amount of $385.00
Adopt one lien for 132 Farm Springs Drive in the amount of $385.00
Adopt one lien for 620 South Main Street in the amount of $385.00
Adopt one lien for 228 Piedmont Avenue in the amount of $385.00
Adopt one lien for 224 Adrian Street in the amount of $385.00
Adopt one lien for vacant lot Cherry Street in the amount of $385.00
Adopt one lien for vacant lot Cherry Street in the amount of $385.00

Result of City Council Decision:

___

Attachments:

1. **Copy of ordinance to place lien on 305 Riverfront Parkway**
2. **Copy of ordinance to place lien on 217 Highland Street**
3. **Copy of ordinance to place lien on 102 Maple Drive**
4. **Copy of ordinance to place lien on 132 Farm Springs Drive**
5. **Copy of ordinance to place lien on 620 South Main Street**
6. **Copy of ordinance to place lien on 228 Piedmont Avenue**
7. **Copy of ordinance to place lien on 224 Adrian Street**
8. **Copy of ordinance to place lien on vacant lot Cherry Street**
9. **Copy of ordinance to place lien on vacant lot Cherry Street**

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 124386 , 102 Maple Drive , said parcel being owned by Dorothy Manes ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 35.00
Administrative cost	$ 350.00
Total Lien Due	$ 385.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 202986 , 228 Piedmont Avenue , said parcel being owned by Joseph Hammond ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 35.00
Administrative cost	$ 350.00
Total Lien Due	$ 385.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 181793 , Cherry Street, said parcel being owned by Howard Kirby ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 35.00
Administrative cost	$ 350.00
Total Lien Due	$ 385.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 181795 , Cherry Street, said parcel being owned by Howard Kirby ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 35.00
Administrative cost	$ 350.00
Total Lien Due	$ 385.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 123777 , 214 Highland Street , said parcel being owned by Boutsomsi Thongsavanh ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 30.00
Administrative cost	$ 350.00
Total Lien Due	$ 380.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 124397 , 224 Adrian Street, said parcel being owned by Judy Joye ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 35.00
Administrative cost	$ 350.00
Total Lien Due	$ 385.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 184642 , 305 Riverfront Parkway, said parcel being owned by Novastar Mortgage Funding Trust ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 30.00
Administrative cost	$ 350.00
Total Lien Due	$ 380.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

AN ORDINANCE BY THE CITY OF MOUNT HOLLY
ESTABLISHING A LIEN ON CERTAIN REAL PROPERTY
FOR CLEARING OF GRASS & WEEDS

Drawn by & Return:
City of Mt. Holly, P.O. Box 406, Mt. Holly, NC 28120

WHEREAS, certain abatement of public nuisance proceedings have been initiated by the City of Mount Holly pertaining to a certain lot or parcel located in the City of Mount Holly, North Carolina, and identified as Tax Parcel ID# 205925 , 132 Farm Springs Drive, said parcel being owned by Julie Ruppersberger ; and,

WHEREAS, notice of violation was made known to the above-mentioned owner as required by Section 8-9 through 8-14 of the Ordinances of the City of Mount Holly, North Carolina, and the owner has failed to abate the nuisance and the administrator has caused the property to be cleared of the nuisance; and,

WHEREAS, that the actual cost of abated the nuisance has not been paid within 30 days after receipt of the statement of the charges from the City.

NOW, THEREFORE, BE IT RESOLVED, that this Ordinance shall be recorded in the Office of the Register of Deeds for Gaston County, North Carolina, and indexed in the name of the property owner as provided in N.C.G.S. 160A-175(e) and 160A-365, as a lien against the above-described property in favor of the City of Mount Holly for the cost of abating the nuisance, as follows:

Actual cost of clearing	$ 35.00
Administrative cost	$ 350.00
Total Lien Due	$ 385.00

Adopted by the City Council of the city of Mount Holly upon motion duly made, seconded and carried at a properly held meeting on _____ day of _____, 2016.

CITY OF MOUNT HOLLY

By: _____
Mayor

Attest:

_____
City Clerk

City of Mount Holly
Action Agenda Item

To:	Mayor and City Council	**Date:**	November 9, 2016
From:	Miles Braswell, Asst. City Manager	**Meeting Date:**	November 14, 2016

Agenda Item to be considered:

Budget Amendment: Streets and Solid Waste Department – Truck # 43 Repairs

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request:

The Solid Waste Department's automated truck #43 needs a new lift arm and packer blades. These repairs are emergency in nature, thus not budgeted in Fiscal Year 2016-2017.

This Budget Amendment Request is to appropriate $26,500.00 to the Streets and Solid Waste – Maintenance and Repair – Vehicle line item.

Fiscal Impact:

Will Item affect current budget	☒ YES	☐ NO	☐ N/A
Reviewed by Finance Director	☒ YES	☐ NO	☐ N/A
Preaudit Certification required	☒ YES	☐ NO	☐ N/A
Capital Project Ordinance required	☐ YES	☒ NO	☐ N/A
Budget Transfer required	☒ YES	☐ NO	☐ N/A
Total City Dollars:	$ 26,500.00		
Budget Code	10-30-4710-353		
Reviewed by City Attorney	☐ YES	☒ NO	☐ N/A

Manager/Staff Recommendation: Appropriate $26,500.00 from the fund balance to the Streets and Solid Waste Department, Maintenance and Repair – Vehicle line item.

Result of City Council Decision: _____

Attachments: None

City of Mount Holly
Action Agenda Item

To: City Council **From:** Chief Roper	**Date: 11-8-16** **Meeting Date:** **11-14-16**

Agenda Item to be considered: Transfer funds from the federal asset forfeiture account to the PD budget to purchase equipment.

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request: MHPD was awarded money from the federal equitable sharing fund following our involvement in a money laundering case. These funds are required to be used as a supplemental funding source for law enforcement purposes. These funds do not affect the general fund, or the department budget. We have developed a spending plan consisting of several purchase projects as a way to manage the funds. Our next purchase project will involve surveillance equipment, dress uniforms, and other needed equipment. Total amount of transfer requested: $31,000.

Fiscal Impact:

Will Item affect current budget	YES	X NO	☐ N/A
Reviewed by Finance Director	XYES	☐ NO	☐ N/A
Preaudit Certification required	☐ YES	X NO	☐ N/A
Capital Project Ordinance required	☐ YES	X NO	☐ N/A
Budget Transfer required	XYES	☐ NO	☐ N/A
Total City Dollars:			
Budget Code			
Reviewed by City Attorney	☐ YES	☐ NO	X N/A

Manager/Staff Recommendation:
Approve budget amendments as attached

Result of City Council Decision:
____

Attachments:
1. Equipment list with estimates

Dress Uniform / Equipment Upgrade Project

1) Class A dress coat & hat for all sworn officers - $5800.00

2) Public address system – 2 Mackie thump 15 powered speakers, 2 10ft. speaker wires, and one pair of Hercules speaker stands - $918.00

3) Silver audio package 94504 Intel receiver w/Marantz Digital Recorder 96359: 2-Watt Repeater &Transmitter of choice - $6,825.00

4) Scorpion button camera DVR system - $1015.00

5) Canon VIXIA HF G30 HD flash memory camcorder w/accessories - $1420.00

6) Live Link pole camera with 43X zoom – $11,995.00

7) Samsung 7.5 Cu. Ft. electric dryer/Samsung 4.8 Cu. Ft. active-wash high –efficiency washer – 1369.98

8) Taser body worn camera system – 2 @ $599.00 – $1295.64

Total amount - $30,638.62

City of Mount Holly
Action Agenda Item

To: Mayor and City Council	**Date:** November 10, 2016
From: David E. Johnson, PE	**Meeting Date:** November 14, 2016

Agenda Item to be considered: System Development Fee appropriation for engineering services required for wastewater system and facility evaluations

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request :

Engineering services are required to evaluate the adequacy of our main sewer trunk lines, complete a WWTP capacity analysis for the short term and a long term system analysis to assess facility costs resulting from future anticipated growth. This request is for the appropriation of system development fee funds for various projects. Acct #62-91-7140-625 for a total of $100,000.

Fiscal Impact:

Will Item affect current budget	☒ YES	☐ NO	☐ N/A
Reviewed by Finance Director	☒ YES	☐ NO	☐ N/A
Preaudit Certification required	☐ YES	☒ NO	☐ N/A
Capital Project Ordinance required	☐ YES	☒ NO	☐ N/A
Budget Transfer required	☒ YES	☐ NO	☐ N/A
Total City Dollars:	***$ 100,000***		
Budget Code	62-91-7140-625		
Reviewed by City Attorney	☐ YES	☐ NO	☒ N/A

Manager/Staff Recommendation *Recommend the approval of the appropriation of funds*

Result of City Council Decision:

Attachments: None

CITY OF MOUNT HOLLY
FY 16-17 Budget Amendment

Account Number	Description	Debit	Credit
62-91-7140-625	Soft Cost - Plan B	$ 100,000.00	
62-91-3720-530	System Development Fee		100,000.00
	TOTAL	$ 100,000.00	$ 100,000.00

Date Submitted: _____

Finance Officer: _____

City Manager: _____

Department Comments:

To appropriate revenue for plan B.

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** 11-9-16
From: Jonathan Wilson	**Meeting Date:** 11-14-16

Agenda Item to be considered: Approval of the Certificate of Sufficiency regarding Gaston County Tax Parcel #'s 220248, 220247,202002, 202000, 202180, 208655, 208656 and 202179.

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request: As required by State Law a Certificate of Sufficiency has to be approved by the City Council before a piece of property can be considered for annexation. In regard to the proposed annexation of Gaston County Tax Parcel #'s 220248, 220247,202002, 202000, 202180, 208655, 208656 and 202179, the City Attorney has processed the mentioned Certificate and is submitting it to the City Council for approval.

Fiscal Impact:

Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☒ N/A
Preaudit Certification required	☐ YES	☐ NO	☒ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☒ N/A
Budget Transfer required	☐ YES	☐ NO	☒ N/A
Total City Dollars:	$		
Budget Code			
Reviewed by City Attorney	☒ YES	☐ NO	☐ N/A

Manager/Staff Recommendation:
Motion to approve the Certificate of Sufficiency for Gaston County Tax Parcel #'s 220248, 220247,202002, 202000, 202180, 208655, 208656 and 202179

Result of City Council Decision:

Attachments: Annexation Petition
Copy of the Certificate of Sufficiency for the aforementioned properties

PETITION REQUESTING ANNEXATION

Date: 9-23-16

To the City Council of the City of Mount Holly:
(name of governing body)

1. We the Undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the City of Mount Holly.

2. The area to be annexed X is contiguous or _____ is not contiguous (check one) to the City of Mount Holly and the boundaries of such territory are as follows:

   See attached Survey Exhibit

***INSERT MEETS AND BOUNDS DESCRIPTION**

**3. We acknowledge that any zoning vested rights acquired pursuant to G.S. 160A-385.1 or G.S. 153A-344.1 must be declared and identified on this petition. We further acknowledge that failure to declare such rights on this petition shall result in termination of vested rights previously acquired for this property. (If zoning vested rights are claimed, indicate below and attach proof.)

NAME	ADDRESS	VESTED RIGHTS DECLARED? (YES OR NO)	SIGNATURE

* The City of Mount Holly may wish to require a meets and bounds description and/or map.

** This is one possible format for zoning vested rights declaration. This language may require modification to reflect the requirements of the municipal zoning vested rights ordinance, if any.

ADDITIONAL ATTACHMENTS MAY BE USED
A fee will be accessed as part of this Annexation Application.
See Fee Schedule for amount.

See Attached Boundary Survey
See Attached Owner's Signature Exhibit
Project ID : 09152016A

We, the undersigned, are the owners of the property which is the subject of rezoning application number 09152016A filed on September 23, 2016, and do hereby make and consent to such application and annexation into the City of Mount Holly, North Carolina.

Mountain Island II, LLC

By: Mountain Island I, LLC

By: _____
Robert S. Lilien, Manager

Mountain Island Lake Holdings, Inc.

By: _____
Robert S. Lilien, President

Little Italy LLC

By: _____
Robert S. Lilien, Manager

_____
ANDREAS H. BECHTLER, MEMBER

Contact Information for Robert S. Lilien:

Robinson Bradshaw & Hinson, P.A.
101 North Tryon Street, Suite 1900
Charlotte, North Carolina 28246
Direct Number: (704) 377-8378

9161420

PETITION REQUESTING ANNEXATION

Date: 9-23-16

To the City Council of the City of Mount Holly:
(name of governing body)

1. We the Undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the City of Mount Holly.

2. The area to be annexed X is contiguous or_____is not contiguous (check one) to the City of Mount Holly and the boundaries of such territory are as follows:

   See attached Survey Exhibit- Less and except the two parcels of land containing 5,167 square feet and 2,127 square feet, conveyed by Mountain Island II LLC to Jimmy Johnson Furr and wife, Betty P. Furr, by deed dated September 29, 1999, and recorded on October 20, 1999, in Book 3003, Page 848, in the Gaston County Public Registry.

***INSERT METES AND BOUNDS DESCRIPTION**

**3. We acknowledge that any zoning vested rights acquired pursuant to G.S. 160A-385.1 or G.S. 153A-344.1 must be declared and identified on this petition. We further acknowledge that failure to declare such rights on this petition shall result in termination of vested rights previously acquired for this property. (If zoning vested rights are claimed, indicate below and attach proof.)

NAME	ADDRESS	VESTED RIGHTS DECLARED? (YES OR NO)	SIGNATURE

* The City of Mount Holly may wish to require a meets and bounds description and/or map.

** This is one possible format for zoning vested rights declaration. This language may require modification to reflect the requirements of the municipal zoning vested rights ordinance, if any.

ADDITIONAL ATTACHMENTS MAY BE USED
A fee will be accessed as part of this Annexation Application.
See Fee Schedule for amount.

See Attached Boundary Survey
See Attached Owner's Signature Exhibit
Project ID : 09152016A

RESOLUTION DIRECTING THE CLERK TO INVESTIGATE
A PETITION RECEIVED UNDER G.S. 160A-31

WHEREAS, a petition requesting annexation of an area described in said petition was received on September 23, 2016, by the City of Mount Holly; and

WHEREAS, G.S. 160A-31 provides that the sufficiency of the petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

WHEREAS, the City Council of the City of Mount Holly deems it advisable to proceed in response to this request for annexation;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mount Holly that:

The City Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the City Council of the City of Mount Holly the result of her investigation.

_____
Mayor

ATTEST:

_____
Clerk

00038080

CERTIFICATE OF SUFFICIENCY

To the City Council of the City of Mount Holly, North Carolina:

I, Amy Miller, City Clerk, do hereby certify that I have investigated the attached petition and hereby make the following findings:

a. The petition contains an adequate property description of the area proposed for annexation.

b. The area described in the petition is contiguous to the City primary corporate limits, as defined by G.S. 160A-31.

c. The petition is signed by and includes addresses of all owners of real property lying in the area described therein.

d. The petitioner has declared vested zoning rights on its petition.

In witness whereof, I have hereunto set my hand and affixed the seal of the City of Mount Holly this _____ day of _____, 2016.

_____
City Clerk

RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF ANNEXATION PURSUANT TO G.S. 160A-31

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, a City Council of the City of Mount Holly has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, certification by the City Clerk as to the sufficiency of the petition as been made;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mount Holly, North Carolina that:

Section 1. A public hearing on the question of annexation of the area described herein will be held at the Mount Holly Municipal Complex at 7:00 PM on January 9, 2017.

Section 2. The area proposed for annexation is described as follows: Gaston County tax PIDs 220247, 220248, 202002, 202000, 202180, 202179, and a portion of 208655 and a portion of 208656, this property currently owned by Little Italy, LLC, Mountain Island II, LLC, and Mountain Island Lake Holdings, Inc., and being approximately 293.61 acres and bounded on the west by Duke Energy Corporation, on the east and north by Mountain Island Lake, and on the south by the current city limits of Mount Holly, and the property of Jimmy Johnson Furr, tax PID 176325 and others.

Section 3. Notice of the public hearing shall be published in the Gaston Gazette, a newspaper having general circulation in the City of Mount Holly at least ten (10) days prior to the date of the public hearing.

_____
Mayor

ATTEST:

_____
Clerk

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** 11-9-16
From: Jonathan Wilson	**Meeting Date:** 11-14-16

Agenda Item to be considered: Call for a public hearing, regarding a request by Lennar Carolinas, LLC, for a rezoning and annexation of Tax Parcel ID #'s 220248, 220247,202002, 202000, 202180, 208655, 208656 and 202179 from R-1 Gaston County to Single Family Conditional District.

Will this require a public hearing? ☒ **YES** ☐ **NO**

Background/Purpose of Request: An application was received by staff requesting a rezoning.

All eight properties are located in Gaston County's zoning jurisdiction. All of the properties combined are approximately 298 acres in size. The applicant wishes to rezone the properties to a Conditional District to include Single Family Residential as detached homes. The applicant will be requesting permission to develop 510 single family homes for active adults. The community will be restricted to those 55 years and better. Homesites would range between 55', 65', 75' and 100' in widths.

Additionally, the applicant is requesting annexation for all 8 properties.

Fiscal Impact:

Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☒ N/A
Preaudit Certification required	☐ YES	☐ NO	☒ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☒ N/A
Budget Transfer required	☐ YES	☐ NO	☒ N/A
Total City Dollars:	***$***		
Budget Code			
Reviewed by City Attorney	☒ YES	☐ NO	☐ N/A

Manager/Staff Recommendation:
The Planning Commission recommended to City Council to a call for public hearing for a rezoning and annexation of approximately 298 acres from R-1(Gaston County Zoning) to Single Family Conditional District. Additionally, Planning Commission requested that the public hearings take place on January 3rd and 9th which is supported by Staff.

Result of City Council Decision:

Attachments: ***Rezoning Application***
Map

REZONING APPLICATION
CITY OF MOUNT HOLLY, NORTH CAROLINA

Date Filed: 9-23-16 Application Number: 09152016A

The undersigned does (do) hereby respectfully make the application and request to the City of Mount Holly to amend the Zoning Map of Mount Holly as hereinafter requested and in support of this application the following facts are shown:

1. The real property, sought to be rezoned, is owned in fee simple by:

Little Italy, LLC; Mountain Island II, LLC and Mountain Island Lake Holdings, Inc.

Address: 601-703 Horseshoe Bend Beach Rd.

as evidenced by Deed Book ___ on Page ___ m the Gaston County Registry. There are no restrictions or covenants of record appearing in the chain of title, which would prohibit the property from being put to the use specified in Paragraph five (5) of this application.
See attached Map for Deed Books & Page numbers.

2. The real property sought to be rezoned is located at/on **601-703 Horseshoe Bend Beach Rd.** (physical address) on the **Left** (circle one) side of the **Road** (street)

between _____ (street) and _____ (street), and has a Tax Listing of: Tax Parcel # _____ Said lot(s) has (have) a frontage of 3138 feet and is approximately 299.85 acres in size.
PINs: 4529411738, 4529218173, 529111261, 4529003670, 4519814957, 4519920718, 4529030144

3. A complete legal description of the boundaries of said realty (to be completed by an attorney) is attached to this application along with a survey or tax map of said realty.
See attached Exhibit for Legal Description.

4. It is desired and requested that the real property herein described be rezoned from

R-1 (Gaston) **Mt. Holly "Residential Conditional District"**

_____ Zone to _____ Zone.

5. If Conditional Use rezoning is requested, a site specific plan (see Appendix) is hereby attached (check) X Yes or ___ *NIA*.

6. If the. Conditional Use Rezoning is requested, it is proposed that the real property be put to the following use, with the following specific improvements including building sizes and proposed screening in accordance with the attached site plan as mentioned in Paragraph five (5).

Approximately 510 unit single family subdivision for active adults. The community will be restricted to those 55 years and better. Requesting annexation, appropriate zoning and utilities from Mt. Holly. Homesites to be 55', 67', 75' and 100' wide fronts with extensive trail system and other amenities.

7. Attached is a list of all the properties adjacent to the subject property including the owners' name(s) and address and tax book, map, and parcel number of each lot as shown on the Gaston County Tax Maps. Adjacent properties are considered all those immediately or diagonally adjacent to the subject property, including any properties immediately across any creeks, rivers, railroads, highways or other natural or man-made barriers.

Lennar Carolinas, LLC

Name of Applicant(s)

Interest of Applicant in Subject Realty:
(Must be the owner if requesting Conditional Use Rezoning)

Signature: See Attached Exhibit for Owners' Signatures

Applicant's Address: 11230 Carmel Commons Blvd. , Charlotte, NC 28226

David Nelson, david.nelson@lennar.com

Phone Number: 704-309-3288

INSTRUCTIONS: Applications must be TYPED or LEGIBLE and filed with the City of Mount Holly Planning and Zoning Department, together with the application fee in the amount of **$300.00 (See Fee Schedule)** at least 15 days prior to the Planning Commission meeting for initial consideration.

We, the undersigned, are the owners of the property which is the subject of rezoning application number 09152016A filed on September 23, 2016, and do hereby make and consent to such application and annexation into the City of Mount Holly, North Carolina.

Mountain Island II, LLC

By: Mountain Island I, LLC

By: _____
Robert S. Lilien, Manager

Mountain Island Lake Holdings, Inc.

By: _____
Robert S. Lilien, President

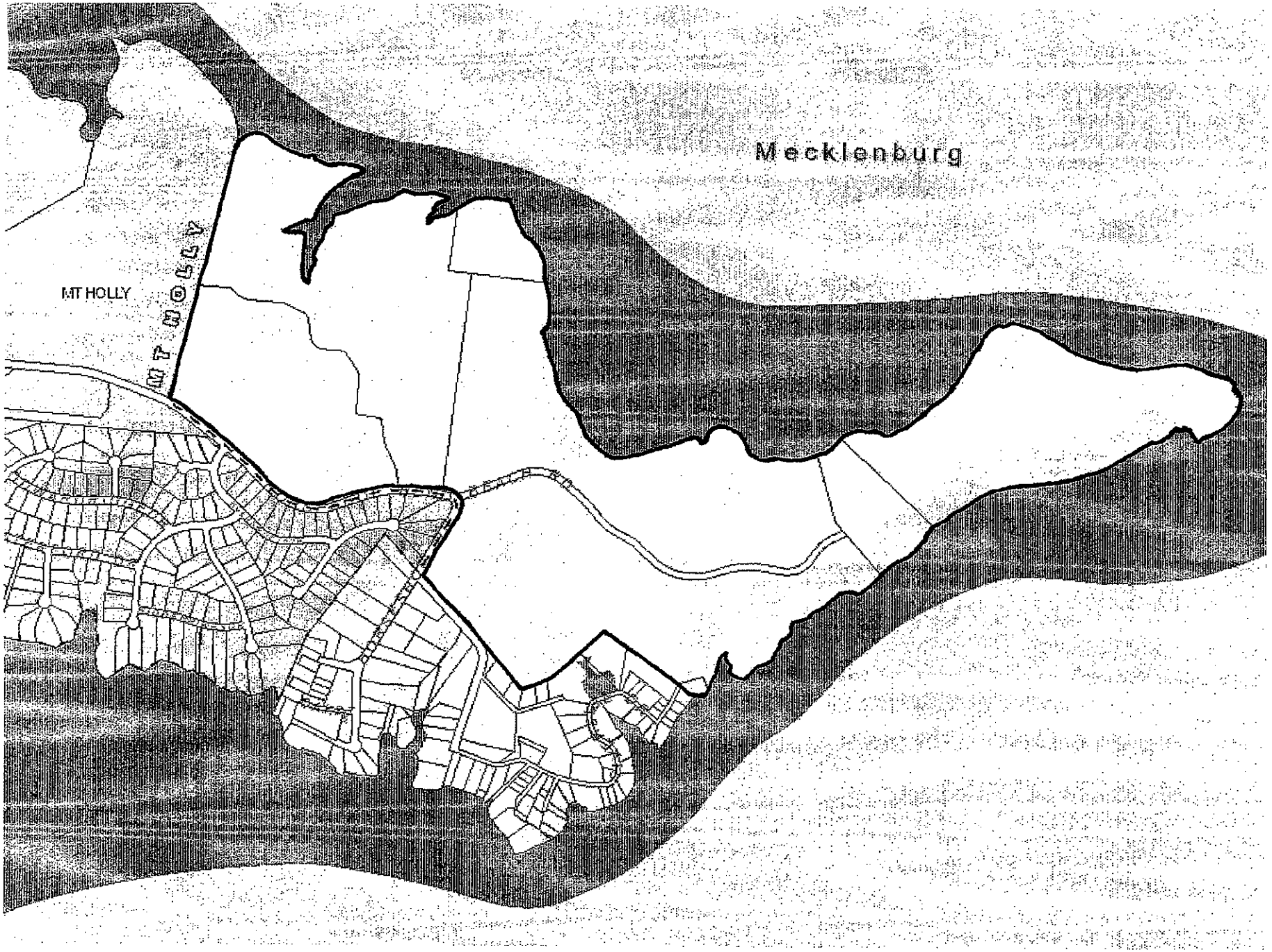
Little Italy LLC

By: _____
Robert S. Lilien, Manager

_____
ANDREAS H. BECHTLER, MEMBER

Contact Information for Robert S. Lilien:

Robinson Bradshaw & Hinson, P.A.
101 North Tryon Street, Suite 1900
Charlotte, North Carolina 28246
Direct Number: (704) 377-8378


Mecklenburg
MT HOLLY
MT HOLLY

City of Mount Holly
Mount Holly City Council Meeting
Monday, October 10, 2016
Council Chambers
7:00 pm

Call to Order
Mayor Bryan Hough called the meeting to order at 7:00 pm. The following were present:

Mayor Bryan Hough	Danny Jackson, City Manager
Mayor Pro Tem David Moore	Greg Beal, Planning Director
Councilman Jerry Bishop	Ryan Baker, Fire Chief
Councilwoman Carolyn Breyare	Ray Clemmer, Assistant Director of Utilities
Councilman Jeff Meadows	Dave Johnson, Utilities Director/City Engineer
Councilman Jim Hope	Don Roper, Chief of Police
Councilman Perry Toomey	Miles Braswell, Assistant City Manager
Kemp Michael, City Attorney	Africa Otis, Finance Officer

Invocation
Councilman Jeff Meadows gave the invocation.

Pledge of Allegiance
Boy Scout Troop 59 of the First United Methodist Church in Mount Holly led attendees in the Pledge of Allegiance.

Set the Agenda
Mayor Hough asked for any changes to the agenda. With no changes to the agenda Councilman Bishop made a motion to approve the agenda as presented. Mayor Pro Tem Moore seconded the motion. All Council Members voted in favor. (Motion carried)

CONSENT AGENDA
1. Approval of Lien for Weeds and Grass
   - West Glendale Ave
   - 103 Webb Street
   - 102 Maple Drive
2. Approval of a Proclamation for Breast Cancer Awareness Month
3. Approval of a Proclamation for Dyslexia Awareness Month
4. Approval of Amendment to the Fee Schedule as it relates to the Grand Hall
5. Approval of a Mutual Aid Agreement between the Mount Holly Police Department and the Cramerton Police Department
6. Approval of a Resolution Declaring Surplus Property
7. Call for a public hearing for a text amendment to amend Articles 3, 4, 5, 6 and 9 of the Zoning Ordinance to reflect reorganization, educational/institutional uses and legislative updates.
8. Call for a public hearing regarding a request by C@ Design Development for a rezoning of Tax Parcel ID #s 202122, 181214, and a portion of 202120 from R-12 Single Family to Single Family Conditional District and Tax Parcel ID #s 181227 and 202690 from R-1 Gaston County to Single Family Conditional District.
9. Approval of the Resolution Directing the Clerk to investigate the Annexation Petitions of the Property located at Tax Parcel ID #s 202122, 181227, 202690, 181214, and a portion of 202120, Approval of the Certificates of Sufficiency of the annexation petition, and Approval of a Resolution to Call for a Public Hearing on the Annexation of the Property in the Petitions
10. Approval of the minutes of the September 12, 2016 Council Meeting

11. Approval of the minutes of the September 26, 2016 Work Session Meeting

Councilman Bishop made a motion to approve the consent agenda. Councilwoman Breyare seconded the motion. All Council Members present voted in favor. (Motion carried)

PRESENTATIONS

1. Presentation of the Community Foundation of Gaston County Impact Grant

Mr. McGlohon came before the City Council for the 3rd year in a row to present the Community Foundation of Gaston County Impact Grants. He advised this program was originally supposed to be 3 years but it has been extended an additional 2 years. Mr. McGlohon presented the Mount Holly Historical Society with two grants. The first was $2000 to be used for a research library and $1000 to be used for a research kiosk. Mr. McGlohon then presented the Mount Holly Community Foundation with a grant for a runners nutrition program that would tie in with Discover You. Last he awarded the Community Garden with a grant for $2375 to help with start up costs for a wellness program.

PUBLIC HEARING

1. Public Hearing for review and recommendation for the adoption of Rules of Procedure for the Planning Commission and Board of Adjustment under Section 12.2 and 13.2 of the Zoning Ordinance

Mr. DuPont advised that the City has always had Rules of Procedures in place for the Planning Commission and the Zoning Board of Adjustments; however the most current copy cannot be located. . Therefore staff bringing before the Council an updated version of the Rules of Procedures for approval.

At this time, Councilman Bishop made a motion to enter into the public hearing for the adoption of Rules of Procedure for the Planning Commission and Board of Adjustment under Section 12.2 and 13.2 of the Zoning Ordinance. Councilwoman Breyare seconded the motion. All Council Members voted in favor. (Motion carried) With no one signed up to speak, Councilman Bishop made a motion to close the public hearing and return to open session. Councilman Meadows seconded the motion. All Council Members voted in favor. (Motion carried)

Councilman Bishop made a motion to approve the Rules of Procedure for the Planning Commission and Board of Adjustment under Section 12.2 and 13.2 of the Zoning Ordinance. (Resolution #10102016D) Councilman Meadows seconded the motion. All Council Members voted in favor. (Motion carried)

2. Public Hearing to amend Chapter 17, Subdivision Ordinance of the City Code of Laws in regard to regulating private trails in developments

Chief Roper advised that public safety staff, parks and recreation and the planning department came together to discuss private trails and greenways within developments. With this becoming a popular amenity with developers within subdivisions this group got together and came up with some regulatory standards as it relates to public safety. He advised that all trails would have to be at least 8ft wide to accommodate public safety vehicles. An information kiosk would have to be a permanent fixture at each trail head referencing specific information relating to the trail. Chief Roper further advised that a trail marking system would be required to meet regulations set forth in the proposed ordinance and the maintenance of the trail would be the responsibility of the HOA.

At this time Mayor Pro Tem Moore made a motion to enter into the public hearing to amend Chapter 17, Subdivision Ordinance of the City Code of Laws in regard to regulating private trails in developments. Councilman Toomey seconded the motion. All Council Members voted in favor. (Motion carried) With no one signed up to speak, Councilman Bishop made a motion to close the public hearing and return to open session. Councilwoman Breyare seconded the motion. All Council Members voted in favor. (Motion carried)

Councilwoman Breyare asked about how people on the trail would be reached in an emergency situation. Chief Roper commented that the Police Department has a 4-seater UTV and both the Police and Fire Departments have bicycles. He further advised that there would also be police presence walking the trail. Chief Baker commented that this is already a proven system that was taken from other cities and towns. There were questions from Mayor Hough and Councilman Meadows regarding the maintenance once the developer pulls out of the neighborhood and the legalities of requiring the HOA to maintain the trail marking system. It was the consensus of the Council to look into the maintenance issue further and continue the discussion at the next meeting.

PUBLIC COMMENT – Three (3) Minute Limit

Crystal Wayman was present on behalf of Reverend Charles McCorkle to invite Council and Staff to fall festival October 22nd at the Wesleyan Church.

NEW BUSINESS

1. Recommendation for Construction Manager at Risk for the North Fire Station and Public Works Facility

Mr. Braswell advised that staff recently found out that due to statutory limitations the City could no longer move forward with CoxSchepp Construction as originally approved by the City Council for the Construction Manager at Risk. Therefore, the Construction Committee reconvened and interviewed the other two qualified firms that originally submitted RFQ's for the project. After the interview, Staff and the Construction Committee agreed to make the recommendation that the City negotiate a contract with Miles McClellan Construction for the Construction Manager at Risk. Councilman Hope made a motion to approve Miles McClellan Construction Company for the Construction Manager at Risk. Councilman Bishop seconded the motion. All Council Members voted in favor. (Motion carried)

2. Consideration and Approval of Fees and Contract for Architectural Services for the City Garage

Councilman Toomey made a motion to approve the Fees and Contract for Architectural Services for the City Garage. Mayor Pro Tem Moore seconded the motion. All Council members voted in favor. (Motion carried)

3. Discussion to finalize the Scope of Services for the Strategic Visioning Plan

Mr. Beal advised that at the work session meeting he presented a scope of services for the Strategic Visioning Plan to the City Council. Mr. Aaron Arnett with Arnett Muldrow came before the City Council to better describe the process and the work that his company will be providing for the City. He advised that there would be a high level of community involvement. A Steering Committee will be formed and they will reach out to Buxton for retail planning. Mr. Beal advised that they are currently working to finalize the contract with Arnett Muldrow and will bring the contract back to Council for final approval.

ADJOURN

With no additional items for discussion, Mayor Hough entertained a motion to adjourn. Councilman Bishop made the motion to adjourn the October 10, 2016 Council Meeting. Mayor Pro Tem Moore seconded the motion. All Council members present voted in favor. (Motion carried)

The meeting adjourned at 8:45 p.m.

CITY OF MOUNT HOLLY
MOUNT HOLLY CITY COUNCIL WORK SESSION
Location: Council Chambers

City of Mount Holly
Mount Holly City Council Work Session Meeting
Monday, October 24, 2016
Council Chambers
6:30 pm

Call to Order
Mayor Hough called the meeting to order at 6:30 pm. The following were present:

Mayor Bryan Hough	Danny Jackson, City Manager
Mayor Pro Tem David Moore	
Councilman Jerry Bishop	David Johnson, City Engineer/ Director of Utilities
Councilman Jim Hope	Ryan Baker, Fire Chief
Councilman Perry Toomey	Mark Jusko, Recreation Supervisor
Councilman Jeff Meadows	Miles Braswell, Assistant City Manager
Councilwoman Carolyn Breyare	Don Roper, Police Chief
Attorney Kemp Michael	Greg Beal, Planning Director
	Africa Otis, Finance Officer

Invocation
Councilwoman Carolyn Breyare led the Council, staff and attendees in prayer.

SET THE AGENDA
Mayor Hough advised that Closed Session will be moved to the first item on the agenda. With no additional changes to the agenda, Mayor Pro Tem Moore made a motion to approve the agenda as amended. Councilman Toomey seconded the motion. All Council Members voted in favor. (Motion carried)

1. Closed Session - pursuant to N.C.G.S 143-318.11 (a)(3)
   Councilman Hope made a motion to enter into closed session pursuant to NCGS 143-318.11 (a) (3). Councilman Toomey seconded the motion. All Council members present voted in favor. (Motion carried)
   Councilman Bishop made a motion to return to open session. Mayor Pro Tem Moore seconded the motion. All Council members voted in favor. (Motion carried)
2. Update on the Linear Park
   Mr. Wilson provided the Council information on future plans for the Linear Park. He discussed lighting, crosswalks, extending the sidewalk and the fence to the underpass and construction of a deck over the existing loading dock. Mr. Wilson advised that he would bring pricing back to Council at a future meeting.

3. Discussion of CMAQ Project Application

Mr. DuPont advised that the FY 2018 CMAQ application cycle is open for project submittal. He added that sidewalks qualify as part of the application process. Therefore, Staff recommends submitting an application for a sidewalk project identified in the Pedestrian Master Plan for Noles Drive/Woodlawn Avenue. Mr. DuPont advised that this grant requires a 20% match from the City and gave the Council two options to choose from for the application submittal. The first option was submittal of the entire sidewalk from Hawthorne Street to Woodlawn Haven Rest Home and the second options is to divide the project up into two phases and reapply for the same grant this time next year (FY19) for the second phase. Councilman Bishop made a motion to move forward with the CMAQ Project Application for option 2. Mayor Pro Tem Moore seconded the motion. All Council Members voted in favor. (Motion carried)

4. Adjourn

With no additional items for discussion, Mayor Hough entertained a motion to adjourn. Councilman Bishop made the motion to adjourn the October 24, 2016 Council Work Session Meeting. Councilman Meadows seconded the motion. All Council members present voted in favor. (Motion carried)

The meeting adjourned at 8:51 p.m.

PRESENTATIONS

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** November 10, 2016
From: Danny Jackson, City Manager	**Meeting Date:** November 14, 2016

Agenda Item to be considered: ***Presentation #2 – Update from the Tourism Development Authority***

Will this require a public hearing? ☐ YES ☒ NO

Background/Purpose of Request : ***Ms. Wendy Foster, Chairperson for the Mount Holly Tourism Development Authority (TDA) will provide an update on operations.***

Fiscal Impact:

Will Item affect current budget	☐ YES	☒ NO	☐ N/A
Reviewed by Finance Director	☐ YES	☒ NO	☐ N/A
Preaudit Certification required	☐ YES	☒ NO	☐ N/A
Capital Project Ordinance required	☐ YES	☒ NO	☐ N/A
Budget Transfer required	☐ YES	☒ NO	☐ N/A
Total City Dollars:	$		
Budget Code			
Reviewed by City Attorney	☐ YES	☐ NO	☒ N/A

Manager/Staff Recommendation: N/A

Result of City Council Decision:

Attachments:

PUBLIC HEARINGS

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** 11-9-16
From: Jonathan Wilson	**Meeting Date:** 11-14-16

Agenda Item to be considered: Public hearing, regarding a request by C2 Design Development, for a rezoning of Tax Parcel ID #'s 202122, 202120 and 181214 from R-12 Single Family to Single Family Conditional District and Tax Parcel ID # 181227 and 202690 from R-1 Gaston County to Single Family Conditional District.

Will this require a public hearing? ☒ **YES** ☐ **NO**

Background/Purpose of Request: An application was received by staff requesting a rezoning. An application for annexation of the same 5 parcels was received by staff and a public hearing on this matter will take place before City Council on Monday, November 14th.

Three of the properties are currently located in the Mount Holly ETJ and two properties are located in Gaston County's zoning jurisdiction. All of the properties combined are approximately 101.74 acres in size. The applicant wishes to rezone the properties to a Conditional District to include Single Family Residential as detached homes. The applicant will be requesting permission to develop 313 single family homes.

The applicant is requesting that the there be two lots sizes for single family homes in this development. The proposed lot sizes are 52 feet by 115 feet and there would be 196 lots this size. The other proposed lot size is 62 feet by 120 feet and there would be 116 lots this size. The applicant is requesting a front yard setback of 15 feet and 18 feet for the garage, side yard setbacks of 5 feet unless a corner lot and which would be 8 feet and a rear yard setback of 15 feet.

The applicant has also shown phase lines on the site plan and indicated that there would be 4 phases. Half of the amenity area would be constructed in phase one with the other half being constructed in phase two.

The applicant is also showing a walking trail (greenway) throughout the development however this trail would be 5 feet wide (asphalt) with a 2 foot gravel shoulder on each side to total 9 feet.

A Public Involvement Meeting was held on October 26th from 3:30 pm to 6:30 pm. There were approximately 41 people in attendance for this meeting and 76 property owners within 250 feet of all parcels requested to be rezoned were notified of such meeting. Staff did not receive any formal comments from those in attendance however staff did speak with a few members of the public and their concerns were as follows:
- School attendance which is controlled by Gaston County School System;
- Architectural standards or requirements for the proposed homes which can be controlled by the City, and;
- Access to the development from West Catawba Avenue which is controlled by NC DOT.

Furthermore, City Staff has reviewed the rezoning proposal and drafted the following comments:

Police and Fire have concerns regarding the proposed greenway trail and how the trail would be accessed in an emergency situation. They are requesting that the trail be marked with the proposed Mount Holly trail marking system which the developers have agreed to.

Parks and Recreation's only concern is that the trail system be marked as represented by the comment above.

Streets and Solid Waste did not have any outstanding comments or concerns regarding the proposed development's zoning plan.

Engineering and Utilities did not have any outstanding comments or concerns regarding the proposed development's zoning plan.

Planning and Development have several comments and concerns as follows:

-The developer shall provide a 5 foot wide sidewalk with a 6 foot wide landscape buffer along all road frontages along West Catawba Avenue;

-Provide architectural requirements for the proposed homes that restricts the use of vinyl siding on all elevations of the proposed homes (agreed to restrict the use of vinyl on the front elevation only). Staff also would like for the developer to agree to meet 5 of the 12 architectural design elements found in Section 5.22 of the Zoning Ordinance (agreed to incorporate 3 of the 12 elements).

-Staff would also like to see the minimum square footage of any home be restricted to 1,600 square feet. The developer is requesting that 1-story homes be a minimum of 1,300 square feet and 2-story homes a minimum of 1,600 square feet.

Fiscal Impact:			
Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☒ N/A
Preaudit Certification required	☐ YES	☐ NO	☒ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☒ N/A
Budget Transfer required	☐ YES	☐ NO	☒ N/A
Total City Dollars:	$		
Budget Code			
Reviewed by City Attorney	☒ YES	☐ NO	☐ N/A

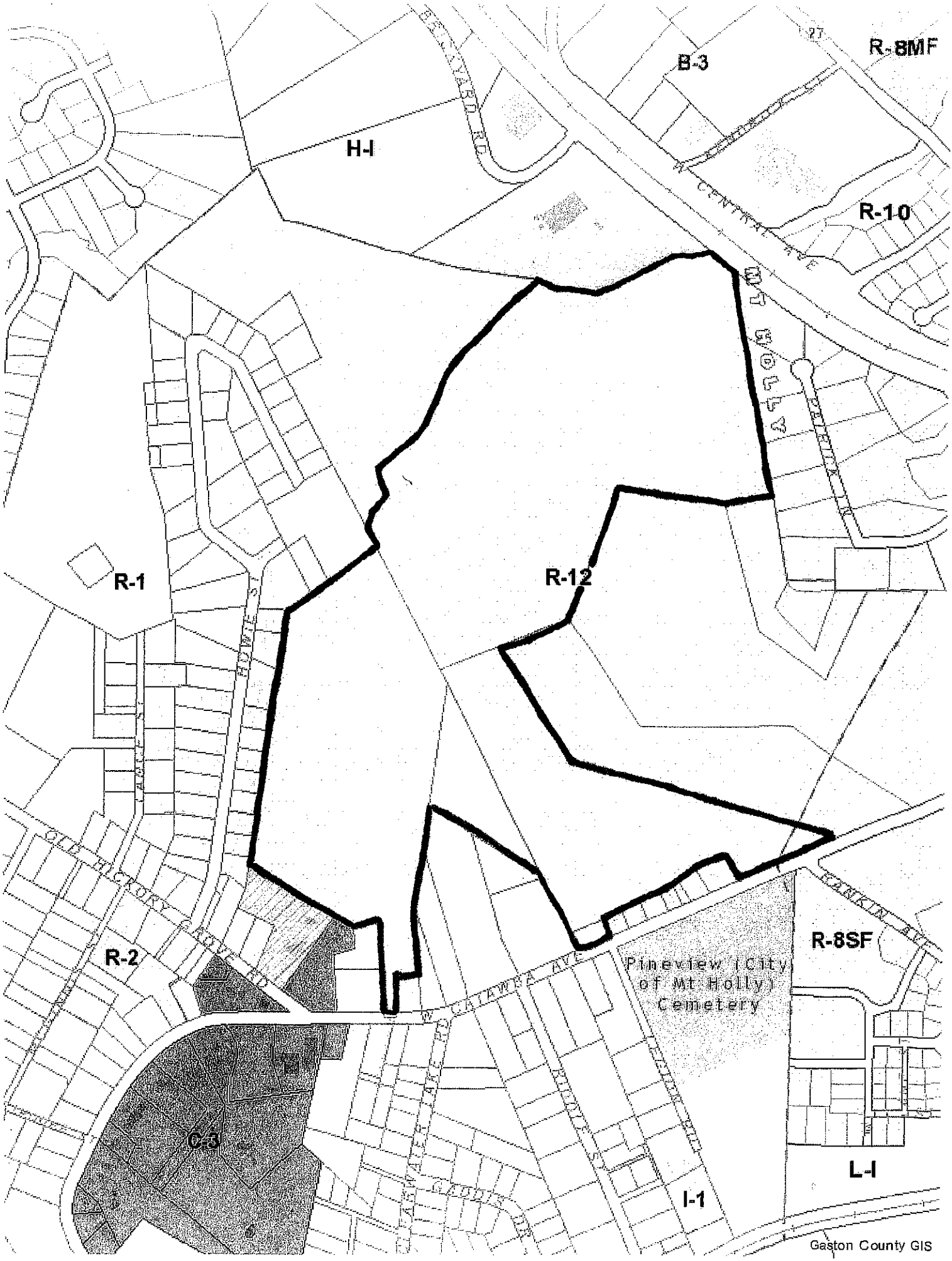
Manager/Staff Recommendation:

The applicant requested that the Planning Commission table the public hearing prior to opening said hearing until January 3rd and 9th. The Planning Commission recommended that City Council agree to table the public hearing until January 3rd and 9th so that remaining issues regarding the development plan can be sorted out. Staff supports the Planning Commission recommendation.

Result of City Council Decision:

—

Attachments: ***Rezoning Application***
Map
Proposed Conditional District Zoning Site Plan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B-3
H-I
R-10
R-12
R-1
R-2
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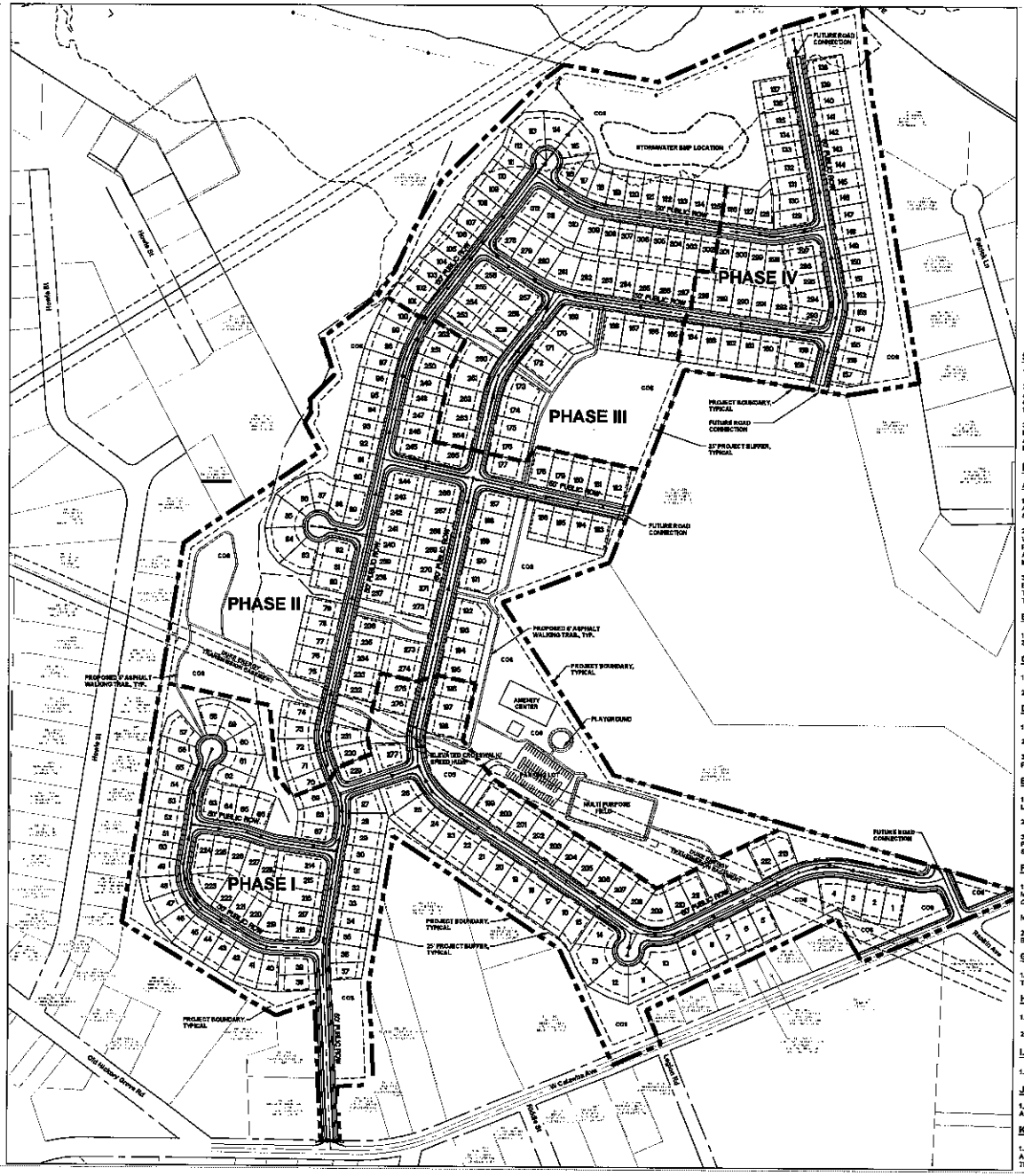
L-I
I-1
C-3
Pineview (City of Mt Holly) Cemetery
Gaston County GIS



SITE DEVELOPMENT DATA

PROJECT NAME: HOLLY SPRINGS
PROJECT ADDRESS: WEST CATAWBA AVENUE
PLANS PREPARED BY: C2 DESIGN, PLLC — **PHONE NUMBER:** 704.945.4466
JURISDICTION: CITY OF MOUNT HOLLY

EXISTING ZONING:	RS-12
PROPOSED ZONING:	CONDITIONAL USE
SITE AREA:	102.31 ACRES
TOTAL UNITS PROPOSED:	312 SINGLE FAMILY RESIDENTIAL LOTS
PROPOSED DENSITY:	3.03 LOTS PER ACRE
PROPOSED LOT SIZES:	(196) 52' X 115' LOTS (116) 62' X 120' LOTS
MINIMUM LOT SIZE:	5,900 SF
PROPOSED HEIGHT OF BUILDING:	35' TO THE HIGHEST POINT OF STRUCTURE MEASURED FROM FINISH GRADE

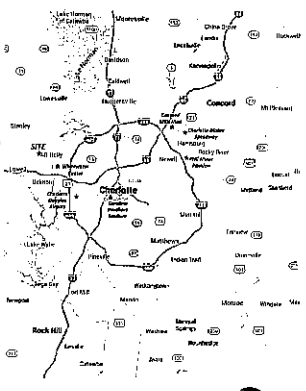
PROPOSED YARD REQUIREMENTS:
SETBACK (FRONT): 15'
SETBACK (GARAGE FRONT): 18'
SIDE YARD SETBACK (LEFT): 5'
SIDE YARD SETBACK (RIGHT): 5'
SIDE YARD SETBACK (CORNER LOT): 6'
REAR YARD SETBACK: 15'

PROPOSED BUFFER YARDS:
BOUNDARY: 25' MINIMUM PERIMETER BUFFER

WATER AND SEWER:	PUBLIC
WATERSHED:	LAKE WYLIE WATERSHED (WITH WSIV PROTECTED - AUS07)
COMMON OPEN SPACE TREE SAVE AREA:	MINIMUM OF 25% COMMON SPACE AREA TO BE PROVIDED 33.37 ACRES DEPICTED ON SITE PLAN (32.61%)

VICINITY MAP

NTS



160' 0 160' 320'
SCALE: 1"=160' (Horiz.)

BASIS OF BEARING NC GRID NAD83/2001 NORTH

SURVEY INFORMATION:

1. SITE SURVEY PROVIDED BY CHRIS FAULK, PLS.

2. SITE CONSTRUCTION DOCUMENTS PROVIDED ARE BASED UPON THE ACCURACY OF THE SURVEY INFORMATION FURNISHED BY THE OWNER. C2 DESIGN IS NOT RESPONSIBLE FOR ANY ERRORS OR MISSING INFORMATION WITHIN THE PROVIDED SURVEY.

3. CONTRACTOR TO FIELD VERIFY ALL POINTS OF CONNECTION FOR DRIVES, PARKING LOTS, STORM DRAINAGE, ETC. PRIOR TO CONSTRUCTION. IN THE EVENT ANY DISCREPANCIES ARE NOTED IN THE FIELD, PLEASE CONTACT THE PROJECT ENGINEER IMMEDIATELY PRIOR TO CONTINUING WITH ANY CONSTRUCTION.

REZONING NOTES:

A. GENERAL PROVISIONS:

1. DEVELOPMENT OF THE SITE WILL BE GOVERNED BY THE REZONING SITE PLAN AND THESE DEVELOPMENT STANDARDS COLLECTIVELY REFERRED TO AS THE "REZONING PLAN", AS WELL AS THE APPLICABLE PROVISIONS OF THE CITY OF MOUNT HOLLY ZONING ORDINANCE (THE "ORDINANCE"). UNLESS THE REZONING PLAN ESTABLISHES MORE STRINGENT STANDARDS, THE REGULATIONS ESTABLISHED IN THE ORDINANCE SHALL APPLY.

2. THE SCHEMATIC DEPICTIONS OF THE LOTS, STREETS, SIDEWALKS AND OTHER SITE ELEMENTS SET FORTH IN THE REZONING PLAN SHOULD BE REVIEWED IN CONJUNCTION WITH THE PROVISIONS OF THESE DEVELOPMENT STANDARDS. THE ULTIMATE LAYOUT, LOCATIONS, AND SIZES OF THE DEVELOPMENT AND SITE ELEMENTS DEPICTED ON THE REZONING PLAN ARE GRAPHIC REPRESENTATIONS OF THE DEVELOPMENT AND SITE ELEMENTS PROPOSED. THEY MAY BE ALTERED IN ACCORDANCE WITH THE SETBACK, YARD AND BUFFER REQUIREMENTS SET FORTH IN THIS REZONING PLAN AND THE DEVELOPMENT STANDARDS, PROVIDED ANY SUCH ALTERATIONS AND MODIFICATIONS SHALL NOT MATERIALLY CHANGE THE OVERALL DESIGN INTENT DEPICTED ON THE REZONING PLAN.

3. STREET LAYOUTS MAY BE MODIFIED TO ACCOMMODATE FINAL LOTTING AND DEVELOPMENT PLANS WITHIN THE DEVELOPMENT AREA BOUNDARIES TO THE EXTENT PERMITTED BY THE ORDINANCE. SIDEWALKS GENERALLY DEPICTED ON THE REZONING PLAN ARE INTENDED TO REFLECT THE GENERAL PEDESTRIAN CIRCULATION FOR DEVELOPMENT ON THE SITE. SPECIFIC LOCATIONS OF THE SUCH SIDEWALKS MAY BE SUBJECT TO VARIATIONS THAT DO NOT MATERIALLY CHANGE THE DESIGN INTENT GENERALLY DEPICTED ON THE REZONING PLAN.

B. PERMITTED USE AND DEVELOPMENT AREA LIMITATION:

1. THE SITE MAY BE DEVELOPED WITH UP TO A MAXIMUM OF 312 SINGLE FAMILY DWELLING UNITS TOGETHER WITH ACCESSORY USES ALLOWED IN THE CONDITIONAL DISTRICT ZONING DISTRICT.

C. TRANSPORTATION/ACCESS NOTES:

1. THE PETITIONER WILL DEDICATE STREET RIGHT OF WAYS TO THE CITY OF MOUNT HOLLY PER THE GUIDELINES OF THE ORDINANCE.

2. ALL ROAD IMPROVEMENTS SHALL BE BUILT TO THE CITY OF MOUNT HOLLY STANDARDS.

D. ARCHITECTURAL STANDARDS:

1. NEW HOMES WILL MEET CURRENT ARCHITECTURAL STANDARDS SET FORTH IN THE ZONING ORDINANCE.

2. DESIGN AND CONSTRUCTION WILL CONFIRM TO THE CITY OF MOUNT HOLLY SECTION 5.22 DESIGN REGULATIONS FOR RESIDENTIAL STRUCTURES SECTIONS 1, 2 AND 3.

3. ALL HOMES WILL BE CONSTRUCTED TO PROVIDE A MINIMUM HEATED FLOOR AREA OF NO LESS THAN 1,600 SQUARE FEET. HEATED FLOOR AREA CALCULATIONS EXCLUDE PORCHES, GARAGES (ATTACHED OR DETACHED), ATTICS, OUTDOOR ACCESS STORAGE AREAS AND ALL OTHER UNHEATED SPACES.

E. STREETSCAPE, BUFFERS AND LANDSCAPING:

1. SETBACKS AND YARDS WILL BE PROVIDED PER THE ZONING CODE SUMMARY. A FRONT YARD SETBACK OF FIFTEEN (15) FEET SHALL BE PROVIDED. HOMES WITH A FRONT LOADED GARAGE SHALL HAVE A MINIMUM GARAGE SETBACK OF EIGHTEEN (18) FEET.

2. THE SIDEWALK AND CROSSWALK SYSTEM TO BE PROVIDED WITH THE DEVELOPMENT SHALL MEET THE REQUIREMENTS OF THE ORDINANCE.

3. THE STREET TREE AND LANDSCAPING OF THE DEVELOPMENT SHALL MEET THE REQUIREMENTS OF THE ORDINANCE. ALL STREET TREES SHALL BE MAINTAINED BY THE PROPERTY OWNER OR THE HOMEOWNERS ASSOCIATION. THE CITY OF MOUNT HOLLY SHALL ASSUME NO MAINTENANCE RESPONSIBILITY FOR TREES THAT ARE PLACED IN THE STREET RIGHT OF WAY.

F. ENVIRONMENTAL FEATURES:

1. THE PETITIONER WILL COMPLY WITH WATERSHED AND STREAM BUFFER REQUIREMENTS PER THE SUBDIVISION ORDINANCE AND STATE REGULATIONS GOVERNING MTH WSIV PROTECTED. IMPERVIOUS AREA VALUES AND OPEN SPACE AREA VALUES SHALL BE CALCULATED ACROSS THE OVERALL SUBDIVISION SITE FOR TRACKING COMPLIANCE WITH IMPERVIOUS AREA LIMITATIONS. DEVELOPMENT WILL CONFORM TO THE IMPERVIOUS AREA LIMITATION PER THE LAKE WYLIE WATERSHED REGULATIONS:

MTH WSIV PROTECTED AUS 07: IMPERVIOUS LIMIT: LOW DENSITY OPTION 24% AND HIGH DENSITY OPTION 70%.

2. THE SITE WILL COMPLY WITH THE ORDINANCE. TREE PRESERVATION AREAS AND COMMON OPEN SPACE AREAS ARE GENERALLY DEPICTED ON THE REZONING PLAN BUT MAY BE RELOCATED TO OTHER PORTIONS OF THE SITE DURING THE DESIGN DEVELOPMENT AND CONSTRUCTION PHASES.

G. OPEN SPACE AND PASSIVE PARKS:

1. OPEN SPACE/TREE SAVE AREAS EQUALING 25% OF THE SITE SHALL BE PROVIDED. THE OPEN SPACE/TREE SAVE AREAS DEPICTED IN THE REZONING PLAN MAY BE RELOCATED TO OTHER LOCATIONS ON THE SITE.

H. SIGNAGE/CBU:

1. SIGNAGE WITHIN THE DEVELOPMENT SHALL MEET THE REQUIREMENTS OF THE ORDINANCE.

2. THE DEVELOPER SHALL PROVIDE CLUSTER MAILBOXES PER THE REQUIREMENTS OF THE US POSTAL SERVICE AND CITY OF MOUNT HOLLY PLANNING DEPARTMENT.

I. LIGHTING:

1. THE PETITIONER WILL PROVIDE STREETLIGHTS FOR THE DEVELOPMENT.

J. AMENDMENTS TO THE REZONING PLAN:

1. FUTURE AMENDMENTS TO THE REZONING PLAN (WHICH INCLUDES THESE DEVELOPMENT STANDARDS) MAY BE APPLIED FOR BY THE THEN OWNER OR OWNERS OF THE APPLICABLE DEVELOPMENT AREA PORTION OF THE SITE AFFECTED BY SUCH AMENDMENT IN ACCORDANCE WITH THE PROVISIONS IN THE ORDINANCE.

K. BINDING EFFECT OF THE REZONING APPLICATION:

1. UPON APPROVAL OF THIS REZONING PETITION, ALL CONDITIONS APPLICABLE TO THE DEVELOPMENT OF THE SITE IMPOSED UNDER THE REZONING PLAN WILL, UNLESS AMENDED IN THE MANNER PROVIDED UNDER THE ORDINANCE, BE BINDING UPON AND INURE TO THE BENEFIT OF THE PETITIONER AND SUBSEQUENT OWNERS OF THE SITE AND THEIR RESPECTIVE HEIRS, DEVISEES, PERSONAL REPRESENTATIVES, SUCCESSORS IN INTEREST OR ASSIGNS.

C2 DESIGN
DEVELOPMENT
CHARLOTTE | RALEIGH | CHARLESTON
HOLLY SPRINGS
REZONING PLAN

DATE:	08.15.19
PROJECT #:	2019-009
DRAWN BY:	STC
DESIGNED BY:	STC
CHECKED BY:	STC
PROJ. MGR.:	STC

SCALE: HORIZONTAL 1"=160' VERTICAL NA

FILE NUMBER: 15-009
DRAWING NUMBER: RZ-1
1 of 1

NO.	DESCRIPTION	DATE
1	REVISIONS	10.7.19
2	REVISIONS	12.6.19
3	REVISIONS	01.06.20

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** 11-9-16
From: Jonathan Wilson	**Meeting Date:** 11-14-16

Agenda Item to be considered: Public hearing, regarding a request by Staff, for a text amendment to Article 3, 4, 5, 6 and 9 of the Zoning Ordinance to reflect amended uses.

Will this require a public hearing? ☒ **YES** ☐ **NO**

Background/Purpose of Request: Planning and Development staff have recognized the need for certain sections to be amended for regulation in the Zoning Ordinance. The goal of the amendments is to be proactive in dealing with applicants for new commercial properties and the regulation of signs.

Staff has also recognized the need to limit certain uses in the Neighborhood Business District (B-2), General Business District (B-3) and Mount Holly Mixed Use District. The uses that would be limited by this amendment are colleges or universities and schools. These uses are tax exempt status, and as we grow our economy we want to attract commercial operations in the commercial zones, which will contribute to the overall tax base. These uses are more educational & institutional in nature, for which we have a zoning designation. There are limited commercial zoning opportunities throughout the City and there is an avenue for rezoning and/or text amendment is always available in the future.

Staff is also recommending that the City bring Article 9 Signs into compliance with the 2015 findings from the Supreme Court case of Reed v. Town of Gilbert, AZ. The attached ordinance is developed from a model ordinance drafted by the International Municipal Lawyers Association.

Fiscal Impact:

Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☒ N/A
Preaudit Certification required	☐ YES	☐ NO	☒ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☒ N/A
Budget Transfer required	☐ YES	☐ NO	☒ N/A
Total City Dollars:	***$***		
Budget Code			
Reviewed by City Attorney	☒ YES	☐ NO	☐ N/A

Manager/Staff Recommendation:
The Planning Commission recommend to City Council to approve the proposed amendments to Article 3, 4, 5, 6 and 9 of the Zoning Ordinance which is fully supported by Staff.

Result of City Council Decision:

Attachments: Proposed Amendments

Article 3 Application, General Provisions and Definitions

3.11 Accessory Buildings and Structures

F. No residential accessory building or structure shall be larger than the principal structure.

3.26.2 Definitions Relating to Signs

Staff is proposing a revision to Article 9 of the Zoning Ordinance due to the Reed v. Town of Gilbert, AZ 2015 Supreme Court Case and as a result of these revisions we are proposing the following definitions be added to Article 3 relating to signs.

Abandoned Sign: Signage that has been neglected and fallen into disrepair.

Attraction Board: Copy is changed manually or electronically on a regular basis.

Banner Sign: Made of non-rigid material supported by a frame.

Bulletin Board: Allows the manual or electronic change of copy and is used to notify the public or noncommercial events or occurrences such as church services, political rallies, civic meetings, or similar events.

Canopy Sign: Applied directly to the surface of a canopy; defined as a permanently roofed shelter covering a sidewalk, driveway, or similar area. Canopies may be supported by a building, columns, poles, braces, or a combination of both.

Double-faced Sign: Two (2) faces either set parallel or up to a 45 degree angle. Any two sign faces set at an angle greater than 45 degrees shall be considered two (2) separate signs.

Electronic Message Display System: Copy which uses rotating reflective discs, direct illumination, rotating veins, light emitting diodes (LEDs), liquid crystal diodes (LCDs), or other digital devices and is changed by a central computer.

Flashing or Blinking: Intermittent or sequential illumination for the purpose of attracting attention to the sign.

Handbill: Printed or written material, circular, leaflet, pamphlet, or booklet designed for distribution on vehicles or other property, excluding postal distribution, which advertises merchandise, commodities, or services.

Illegal Sign: Does not meet the requirements of this zoning ordinance and has not been identified as a legal, nonconforming sign.

Interstate Sign: Sign that is designed to be seen from an interstate highway.

Marquee Sign: Used in conjunction with a theatre, is attached to the building, and projects from the building.

Menu Board: Freestanding signs placed at properties where there is a drive-thru lane, walk-up window or drive-up curbside.

Mobile Sign: Affixed to a frame having wheels or capable of being moved. Mobile signs do not have a permanent foundation and cannot withstand the wind-load stress requirements of the adopted building code as they are designed to stand free from a building. The removal of wheels from such a sign or temporarily securing a sign of this type shall not prevent it from being classified as a mobile sign within this definition. This includes signage placed in a truck bed or on a trailer designed to be pulled behind a vehicle.

Monument Sign: Attached to a permanent foundation or decorative base and not attached to or dependent for support from any building, pole, post, or similar upright.

Non-illuminated Sign: Does not emit or reflect artificial light from any source.

Projecting Sign: Attached to a building, extends more than 24 inches.

Roof Sign: Projects above the cornice of a flat roof or the ridgeline of a gabled or hipped roof. In determining the top edge of the roof, calculation shall not include cupolas, pylons, chimneys, or other projections above the roofline.

Rotating or Moving Sign: Any portion of which moves by mechanical means or the wind; does not refer to changing copy with an electronic message display system.

Sign Clearance: The vertical distance between the lowest point of any sign and the grade at the base of the sign.

Sign Setback: The horizontal distance between any street right-of-way and a sign. The measurement shall be taken at the closest point between the right-of-way and any part of the sign.

Sign Surface: That part of the sign on which the message is displayed.

Square Foot: A unit of area equal to one foot by one foot square.

Street Frontage: Property line that lies adjacent to street right-of-way.

Temporary Sign: A banner, pennant, poster, or advertising display constructed of paper, cloth, canvas, plastic sheet, cardboard, wallboard, plywood, or other like materials and that appears to be intended to be displayed for a limited period of time.

Vehicle Signage: Signage painted directly on a vehicle or attached magnetically.

Window Display: Merchandise or other objects placed inside a building to be viewed from outside the building.

Window Sign: Attached to the interior of a window and which can be seen through the window from the exterior of the structure.

Article 4 Establishment of Zoning Districts

This article is utilized for the establishment of Mount Holly's Zoning Districts and there were two districts that were identified in Article 5 District Regulations but not found in Article 4. Therefore we are proposing the following districts be added to Article 4.

4.2.5 South Gateway Overlay District
Purpose. To establish more restrictive requirements for permitted uses in the South Gateway Overlay District near I-85 including design regulations for commercial structures. The land in the overlay is subject to not only the requirements of the underlying Zoning District but also the additional requirements of the Overlay District.

B-3 General Business: The land in the overlay is identified in the gateway to require greater standards for setbacks with the proximity of the Highway 273 corridor, which vary from the same Zoning District in outside of the Overlay District.

4.2.6 Downtown Gateway Overlay District
Purpose. On April 13, 2009, City Council established the Downtown Gateway Overlay District, with the base zoning of B-1 Central Business District. The Manual for Development for Downtown Mount Holly, an adopted appendix to the Zoning Ordinance, shall serve as the governing document for the Downtown Gateway Overlay District.

Additionally, on August 12, 2013, City Council approved the following text amendment to the Manual for Development in Downtown Mount Holly:

Medical Facilities greater than 25,000 square feet in size are exempt from the design regulations for new commercial buildings found in Section 5 of the Manual for Development in Downtown Mount Holly. However, no use shall be exempt from the parking, landscaping, building material, and connectivity requirements found in the Manual and the corresponding sections of the Zoning Ordinance.

Article 5 Schedule of District Regulations

Staff has noticed over the past several years that citizens and potential developers have several issues in regards to the Commercial Design Regulations and how these apply to each individual commercial zoning district. In doing this Staff is requesting that we remove Section 5.22 Commercial Design Regulations and add these regulations to each of the following districts: Section 5.7 O & I, Section 5.8 B-1, Section 5.9 B-2, Section 5.10 B-3, Section 5.11 L-1, Section 5.12 H-1 and Section 5.20 South Gateway Overlay District.

Staff is suggesting the addition of the following statement to Section 5.22 Design Regulations for Residential Structures to comply with HB36/SB25 which prohibits local governments from regulating building elements for one and two family dwellings.

"These regulations are not mandatory, but only to be used for recommendation purposes for residential conditional district zoning applications."

Article 6 Table of Permitted and Special Uses

Staff is suggesting the addition of the following statement:
"The City of Mount Holly recognizes that if a use listed or not listed in this article is not found to have a definition in Article 3 of this Ordinance then the latest version of Merriam-Webster Dictionary should be utilized to define said use."

Staff is also suggesting that the City restrict the following uses from the Mount Holly Mixed Use, B-2 Neighborhood Business District, and B-3 General Business District:

Use Types	Note	SIC	R-A	R-20	R-12	R-10	R-8 SF	R-8 MF	RD	MHMU	O&I	B-1	B-2	B-3	L-1	H-1
colleges or universities		8220									X					

Use Types	Note	SIC	R-A	R-20	R-12	R-10	R-8 SF	R-8 MF	RD	MHMU	O&I	B-1	B-2	B-3	L-1	H-1
schools, including public schools & private schools, having a curriculum similar to those given in public schools		8211	X	X	X	X	X	X	X		X					
schools, specialty training, such as cosmetology, vocation or trade services, not elsewhere classified, where no retail, wholesale, or repair is conducted		8249									X					

Article 9 Signs:

Staff is recommending the following revisions to this article which are based on the findings of Reed v. Town of Gilbert, AZ 2015 Supreme Court case. This ordinance is modeled from a draft model ordinance prepared by the International Municipal Lawyers Association.

Article IX Signs

Section 9.1 Purpose & Intent

This article provides content-neutral sign standards that allow legitimate signage for agricultural, residential, professional office, business, and industrial activities while promoting signs that:

A. Reduce intrusions and protect property values;

B. Minimize undue distractions to the motoring public;

C. Protect the tourist industry by promoting a pleasing community image;

and,

D. Enhance and strengthen economic stability.

Section 9.2 Scope

These provisions apply to the display, construction, erection, alteration, location, and maintenance of all new and existing signs within Mount Holly.

Section 9.3 Exempt Signs

The following signs are exempt from the provisions of this Article and are, therefore, exempt from the requirement to obtain a sign permit:

A. Signs not visible beyond the boundaries of the property upon which they are located.

B. Government signs that are placed by government officers in the performance of their professional/elected duties.

C. Temporary or permanent signs erected by public utility companies or construction companies in the performance of their professional duties.

D. Vehicle signage when painted directly on a vehicle or attached magnetically.

E. One temporary sign of four (4) square feet or smaller may be located on any property within Mount Holly at any point in time. Multiple temporary signs of four (4) square feet or smaller may be located on any property within Mount Holly on or after April 15th and removed by the last day of May or placed on or after October 1st and removed by November 15th.

F. Temporary signs for a new business for up to 30 consecutive days from the first day of business. Exempt signage shall only be displayed on the property where the new business is located.

G. Signage placed by realtors in the performance of their professional duties.

H. Window signage.

I. A-Frame signage.

Section 9.4 Permit Requirements

A. No sign regulated by this ordinance (except those specifically exempted in Section Section 9.4.1 below) shall be displayed, erected, relocated, or altered unless all necessary permits have been issued by the City of Mount Holly. Applicants shall submit an application form to the Planning and Development department before any permit may be issued.

B. Signs shall only be erected or constructed in compliance with the approved permit.

C. Applicants shall obtain a building permit for the footer of freestanding and monument signs. Applicants shall also obtain an electrical permit for signs that require electrical service.

D. Signs permitted as an accessory to a legal, nonconforming use shall be subject to the regulations of the zone in which the nonconforming use is located.

Section 9.4.1 Signs Exempt from Permit Requirements

The following signs shall not require a permit:

A. Incidental signs

B. Historic markers

C. Change of copy on any sign where the framework or other structural elements are not altered

Section 9.5 Nonconforming Signs

A legal, nonconforming sign may continue in existence as long as it is properly maintained in good condition.

These provisions shall not prevent the repair or restoration to a safe condition of any sign, but a nonconforming sign shall not be:

A. Changed to another nonconforming sign except where only the face or copy is changed;

B. Structurally altered so as to increase the degree of nonconformity of the sign;

C. Expanded or enlarged;

D. Reestablished after its removal; or

E. Moved to a new location on the building or lot.

Section 9.6 Illegal Signs

All illegal signs shall be subject to immediate enforcement action as outlined in Article 15 of the Mount Holly Zoning Ordinance.

Section 9.7 General Requirements

All signs in all zones shall meet the following requirements:

A. Illuminated signs shall be located in a fashion which prevents all direct rays of light from shining beyond the property lines of the lot on which the sign is located.

B. No light, sign, or other advertising device shall be designed or erected to imitate or resemble any official traffic sign, signal, or device or use any words, phrases, symbols, or characters implying the existence of danger, or the need to stop or maneuver the vehicle.

C. No sign shall be attached to or painted on the surface of any tree, utility pole, or street light.

D. Projecting signs shall have at least 7' of clearance above a road or sidewalk.

E. Neon or other lighted tubing signs shall not be permitted except where such lighting is used behind solid lettering to produce a "halo" effect, or where it is used indirectly. Neon lighting shall not be used to outline buildings, structures, or ornamental features.

F. No sign, except for government signs, shall be located within the sight triangle of any intersection. Refer to Section 3.15 of the Zoning Ordinance.

G. No sign shall be placed in or project into the public or private street right-of-way, except as specifically permitted herein.

H. Freestanding, monument, and projecting face sign area shall be computed as follows:
    a. Double-faced signs shall have only one face counted in calculating the area.
    b. Sign with more than two faces shall have the area calculated by summing the area of all sign faces and dividing by two (2).
    c. The area enclosing the perimeter of each cabinet shall be calculated to determine the area.

d. The perimeter of the measurable area shall not include embellishments (e.g., pole covers, framing, or decorative roofing) provided there is no written copy on such embellishments.
e. Maximum height shall be measured from the finished grade at the center of the sign and shall include the sign's base.

I. Every sign, including those for which a permit is not required, shall be maintained in good condition at all times.

Section 9.8 Prohibited Signs in All Zones

The following signs and/or sign features shall be prohibited in all zones:

A. Mobile signs;
B. Off-premise advertising sign;
C. Obscenity signs;
D. Home occupation signs;
E. Inflatable signs and balloons;
F. Pole Signs;
G. Roof signs that extend higher than the top of the roof;
H. Rotating or moving signs;
I. Abandoned signs;
J. Streamers, pennants, and tag signs or similar signs or devices except when attached to a permitted temporary sign;
K. Any sign which emits any noise or odor;
L. Freestanding signs which overhang any part of a building;
M. Flashing or blinking signs or simulated traffic or public safety signs;
N. Billboards with an electronic message display system;
O. Signs in a public right-of-way; and
P. Handbills/Flyers.

Section 9.10 Signs Permitted by Specific Zone

Any sign not specifically permitted shall be prohibited. All signs must be located a minimum of five (5) feet from any road right-of-way.

Section 9.10.1 Residential Districts (RA, R-20, R-12, R-10, R-8, R-D)

Residential districts contain developments that require signage. Such developments include, but are not limited to: Single Family Subdivisions, Multi-Family Developments, Nursing Homes, Mobile Home Parks, Churches, Day Care Centers, Schools, and Recreational Facilities.

A. Allowable wall sign area shall not exceed one square foot per linear foot of the front of the building face.
B. One (1) monument sign may be utilized providing it does not exceed thirty-two (32) square feet.
C. Neighborhoods may be allowed two monument signs provided that each does not exceed thirty-two (32) square feet in area or six (6) feet in height.

Section 9.10.2 Mixed-Use Districts (MH-MUD)

A. Allowable sign area shall not exceed one (1) square foot per linear foot of the front of the building for signage on front of building up to forty-eight (48) square feet.
B. One (1) monument sign may be utilized providing it does not exceed thirty-two (32) square feet and shall not exceed six (6) feet in height.
C. In the event the building has walls facing a side street or rear street, then those areas are allowed one-half (1/2) square foot per each linear foot of building abutting said side or rear street.

Section 9.10.3 Commercial Districts (B-1, B-2, B-3, L-1, H-1, and O-I)

A. B-1:
    a. Allowable wall sign area on the front of a business shall not exceed two square feet per linear foot of the building facing a public street.
    b. If a monument sign is utilized, then said monument sign shall not exceed thirty-two (32) square feet and shall not exceed six (6) feet in height.
    c. Projecting Signs may be utilized provided that there is no room for a monument sign. Projecting signs cannot be combined with a wall sign.
B. B-2:
    a. Allowable wall sign area on the front of a business shall not exceed two square feet per linear foot of the building facing a public street.
    b. If a monument sign is utilized, then said monument sign shall not exceed thirty-two (32) square feet and shall not exceed six (6) feet in height.
    c. In the event the building has walls facing a side street or rear street, then those areas are allowed one (1) square foot per each linear foot of building abutting said side or rear street.
C. B-3:
    a. Allowable sign area on the front of building shall not exceed two (2) square feet per linear foot of building facing a public street.
        1. If a monument sign is utilized, then said monument sign shall not exceed forty-eight (48) square feet or eight (8) feet in height.
        2. In the event the building has walls facing a side or rear street, then those areas are permitted to have one (1) square foot per linear foot of said building with public street facing.
    b. In the event of a shopping center; the monument sign shall not exceed sixty-four (64) square feet and eight (8) feet in height.
    c. In the event of a shopping center, in which the building is over 25,000 square feet, the monument sign shall not exceed 100 square feet and 12 feet in height (Amended 2-10-14).

D. L-1 and H-1:
    a. Allowable sign area on the front of building shall not exceed two (2) square feet per linear foot of building facing a public street.
    b. If a monument sign is utilized, then said monument sign shall not exceed forty-eight (48) square feet or eight (8) feet in height.

c. In the event the building has walls facing a side or rear street, then those areas are permitted to have one (1) square foot per linear foot of said building with public street facing. In addition, required on premises directional signage is permitted, (i.e.; freight delivery entrance, etc.).

E. O-I:

a. Allowable sign area shall not exceed one (1) square foot per linear foot of the front of the building for signage on front of building face.
b. One (1) monument sign may be utilized providing it does not exceed thirty-two (32) square feet and shall not exceed six (6) feet in height.
c. In the event the building has walls facing a side street or rear street, then those areas are allowed one-half (1/2) square foot per each linear foot of building abutting said side or rear street.

Section 9.10.4 Planned Development (PD) Zone

A permitted sign's height, size, location, and design features shall be determined by the sign requirements set forth in the zone in which the proposed or existing use is first permitted.

Section 9.11 Maintenance Standards

Every sign, including those signs for which a permit is not required, shall be maintained in good condition at all times.

Section 9.12 Penalties for Violation

Violation of the provisions of these sign regulations shall be enforced as set forth in Article 15 for violation of this Zoning Ordinance.

Section 9.13 Substitution Clause

The owner of any sign which is otherwise allowed by this chapter may substitute noncommercial speech in lieu of any other commercial speech or noncommercial speech. This substitution of copy may be made without any additional approval or permitting. The purpose of this provision is to prevent any inadvertent favoring of commercial speech over noncommercial speech, or favoring of any particular noncommercial speech over any other noncommercial speech. This provision prevails over any more specific provision to the contrary.

Section 9.14 Severability Clause

In the event any word or sentence in this ordinance, or provision or portion of this ordinance, or rules adopted by this ordinance is invalidated by any court of competent jurisdiction, the remaining words and/or sentences, provisions, or portions thereof shall not be affected and shall continue in full force and effect.

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** 11-9-16
From: Jonathan Wilson	**Meeting Date:** 11-14-16

Agenda Item to be considered: Public Hearing regarding Gaston County Tax Parcel #'s 202122, 202120, 181214, 181227 and 202690 request for annexation.

Will this require a public hearing? ☒ **YES** ☐ **NO**

Background/Purpose of Request: The applicant, C2 Design Development, has requested annexation as well as a conditional district rezoning for Gaston County Tax Parcel #'s 202122, 202120, 181214, 181227 and 202690. At the November 7th Planning Commission meeting the applicant requested that the public hearing for rezoning be tabled until January 3rd and 9th so that issues with the conditional district plan can be sorted out. Because the conditional district zoning application and annexation application run hand in hand Staff would like for the annexation public hearing to be tabled until the January 9, 2017 City Council meeting.

Fiscal Impact:

Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☒ N/A
Preaudit Certification required	☐ YES	☐ NO	☒ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☒ N/A
Budget Transfer required	☐ YES	☐ NO	☒ N/A
Total City Dollars:	***$***		
Budget Code			
Reviewed by City Attorney	☒ YES	☐ NO	☐ N/A

Manager/Staff Recommendation:
Staff recommends that based on the Planning Commission recommendation to table the rezoning request that City Council table the public hearing regarding annexation, which is only heard by Council, for Gaston County Tax Parcel #'s 202122, 202120, 181214, 181227 and 202690 until January 9, 2017.

Result of City Council Decision:

___

Attachments: Annexation Petition

OLD BUSINESS

City of Mount Holly
Action Agenda Item

To: City Council **From:** Chief Roper	**Date: 11-8-16** **Meeting Date:** **11-14-16**

Agenda Item to be considered: Discussion of NC law regarding golf carts, and golf cart ordinances.

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request: The police department has collected information from several municipalities regarding golf cart ordinances. A review of NC state statutes regarding golf carts was completed. Seven cities with golf cart ordinances were contacted, and a member of the local police department was interviewed regarding their experiences with golf cart usage.

Fiscal Impact:

Will Item affect current budget	YES	X NO	☐ N/A
Reviewed by Finance Director	YES	☐ NO	xN/A
Preaudit Certification required	☐ YES	X NO	x N/A
Capital Project Ordinance required	☐ YES	X NO	x N/A
Budget Transfer required	YES	☐ NO	x N/A
Total City Dollars:			
Budget Code			
Reviewed by City Attorney	☐ YES	☐ NO	X N/A

Manager/Staff Recommendation:

Result of City Council Decision:

Attachments:

1. Text of NCGS regarding regulation of golf carts on streets, roads, and highways.
2. Synopsis of various golf cart ordinances from municipalities.
3. Copies of ordinances from selected NC cities.
4. Sample golf cart ordinance.

§ 160A-300.6. Regulation of golf carts on streets, roads, and highways.

(a) Notwithstanding the provisions of G.S. 20-50 and G.S. 20-54, a city may, by ordinance, regulate the operation of golf carts, as defined in G.S. 20-4.01(12a), on any public street, road, or highway where the speed limit is 35 miles per hour or less within its municipal limits or on any property owned or leased by the city.

(b) By ordinance, a city may require the registration of golf carts, charge a fee for the registration, specify who is authorized to operate golf carts, and specify the required equipment, load limits, and the hours and methods of operation of golf carts. No person less than 16 years of age may operate a golf cart on a public street, road, or highway. (2009-459, s. 3.)

(12b) Golf Cart. – A vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 miles per hour.

Golf Carts

North Carolina General Statutes require that any vehicle intended to be operated upon a public road of the State be registered with the DMV (N.C.G.S 20-50). The DMV must refuse to issue registration to a vehicle that meets the definition of a golf cart (N.C.G.S 20-54). Also the cart must be able to pass a safety inspection as outlined N.C.G.S.§20-183.3 which lists a number of mechanical systems that must be in place and working properly. It is my understanding that when properly converted you end up with something more akin to an electric car than a golf cart. I'm not, however, aware of any restriction on who can modify a golf cart to make it street legal. You may want to check with your local DMV registration office for instructions regarding proper registration of a 'street legal' golf cart.

Operation of Golf Carts on Sidewalks:

N.C.G.S. prohibits operation of motor vehicles on sidewalks within the road right of way. 'Motor vehicle' is defined as "every vehicle which is self-propelled". Accordingly a golf cart qualifies as a motor vehicle and may not be legally operated on the sidewalks within the public right of way. This rule would not apply to sidewalks or paved trails outside of the public right of way.

Operation of Golf Carts on Private Roads:

Private communities that own and maintain their own roads wherein the roads are not open to the use of the public would presumably be an exception. Operation of golf carts on these 'private' streets would presumably be controlled by the owner of the street or any many cases by an HOA charged with governing the use of the 'private' streets.

Unregistered vehicles including golf carts can 'cross' public roadways to get to the other side, but 'cross' appears to be limited to the quickest and safest route from one side to the other and would be applicable to where cart paths cross public roads. We do not believe carts can actually 'use' the public roads outside of the designated cart path cross points.

§ 20-54. Authority for refusing registration or certificate of title.
The Division shall refuse registration or issuance of a certificate of title or any transfer of registration upon any of the following grounds:
(8) The vehicle is a golf cart or utility vehicle.

§ 20-50. Owner to secure registration and certificate of title; temporary registration markers.
(a) A vehicle intended to be operated upon any highway of this State must be registered with the Division in accordance with G.S. 20-52, and the owner of the vehicle must comply with G.S. 20-52 before operating the vehicle.

1. Maiden Police Department

Tracy Ledford, Chief of Police

- No wrecks involving Golf Carts

❖ **Changes to Ordinance**

- Requirement to the carts Maximum height. Lifted carts are easy to flip.
- overcrowding of the cart and he would make sure to add that to a city ordinance so that it could be enforced

2. SurfSide Beach

Rodney Keziah, Chief of Police

- Average a couple Golf Cart vs. Vehicle accidents yearly
- No major injuries

❖ **Changes to Ordinance**

- Night time operation due to the carts not having proper lighting
- City imposed penalties - SC courts impose no penalties for golf carts.
- Distance limitations
- Add child restraint requirements

3. Belmont Police Department

Joe Quinn-Lieutenant

- No wrecks involving Golf Carts

❖ **Changes to Ordinance**

- Uniform Safety inspections/Handling of funds

4. Cramerton Police Department

Greg Ratchford-Chief of Police

- No wrecks involving Golf Carts

❖ **Changes to ordinance**

- Chief advised he was getting ready to make the change in the ordinance that would require them to have a NC inspection and registration. He advised it would fall under USDOT regulation for low speed vehicles. See requirements below.

- **Low-speed Vehicles**
- **Needs to be Registered: Yes**
- Low-speed vehicles may be operated only on streets and highways where the posted speed limit is 35 miles per hour or less. It may cross a road or street at an intersection with a posted speed higher than 35 mph. The low-speed vehicle must be equipped with headlamps, stop lamps, turn signal lamps, tail lamps, reflex reflectors, parking brakes,

rearview mirrors, windshields, windshield wipers, speedometer, seat belts and a vehicle identification number. It must be insured and registered.

5. Trent Woods Police Department.

Tony Lee-Chief of Police

- No wrecks or accidents involving golf carts.

❖ **Changes to ordinance**

- Chief Lee advised that he would not make any changes to their ordinance. He stated the only issue that they have had is kids driving and the ordinance states you have to be a licensed driver and be at least 16 yrs old.

6. Conover Police Department

Chief Loftin

- One accident that involved children who were not of age to operate golf cart. Cart was flipped causing serious injury to one of the children.

❖ **Changes to ordinance**

- Chief Loftin advised he would not make any changes to the current ordinance.
- Chief Loftin stated that golf carts are not allowed on City Street until a development applies to have their streets added. Must have majority vote (51%) to have the street added.
- The only development that golf carts are allowed on the streets they have at this time is Rockburn Community. No others have yet to apply.

7. Newton Police Department

Timothy Hayes-Major

- No accidents. Ordinance was just adopted on 09/26/2016
- Will have a permanent plate(Made by the NC Dept. of Correction)
- Plates will be 4x12. Will have state,city and will have golf cart printed on the plate
- Plates will start at 001 and go up in numbers.
- $450 set up fee for the plate template.

AN ORDINANCE PERMITTING AND REGULATING THE OPERATION OF GOLF CARTS ON PUBLIC STREETS WITHIN THE CITY OF BELMONT

WHEREAS, there is public interest in having a means of local travel that is cost effective and energy efficient as an alternative to the use of motor vehicles; and

WHEREAS, N.C.G.S..160A-300.6 now authorizes a municipality, by ordinance, to regulate the operation of golf carts on any public street, road, or highway where the speed limit is 35 mph or less within its municipal limits or on property owned or controlled by the City; and

WHEREAS, the City Council has determined that the safe, proper operation of golf carts on streets, roads and highways within the City of Belmont is in the public interest and, if properly regulated, will promote the public health, safety and welfare:

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the City Council of the City of Belmont, North Carolina as follows:

TITLE VII: TRAFFIC CODE

CHAPTER 74: GOLF CARTS

§ 74.01 PURPOSE AND DEFINITIONS

(a) Purpose. The purpose of this Chapter is to provide a means of travel that is not only convenient and safe but conserves resources and protects the environment. Golf carts, if properly used, can be an effective way to travel for short distances within the City. However, to ensure the public safety and welfare, the operation of golf carts must not only comply with normal regulations regarding vehicles but should comply with special safety regulations intended to protect the operator and passengers in a vehicle that is primarily designed for operation on a golf course or for recreational purposes. This Chapter establishes the basic, minimum standards of care to be used by the operators of golf carts on public roads, streets and highways. Likewise, the public safety requires that golf carts, when used as a means of transportation, must also meet certain minimum safety standards that can only be assured through a system of regulation and inspection.

(b) Definitions. For purposes of this Chapter, those definition set out in N.C.G.S. 20-4.01 shall also apply throughout this Chapter. A "golf cart" is defined as a vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding 20 miles per hour. This definition is republished here for convenience only, and the definition set out in N.C.G.S. 20-4.01 (12), as amended from time to time, is controlling for all purposes.

Council shall be paid to the City at the time the application for registration is filed with the Police Department and for any renewal of the registration.

(c) Application. The application for registration shall be filed with the Chief of Police, or to his/her designee, on forms provided by the City. The application may, among other things, require the following information: owner's name; street address, mailing address, and telephone number; make, model, and identification or serial number of the golf cart; proof of insurance and such other information as may be reasonably required, as well as a release or disclaimer of any liability by the City for accidents involving the registered golf cart.

(d) Procedures. The Chief of Police may establish written procedures, consistent with this Chapter, setting out the process and the procedure for registration, including the form of the application, the check list for items to be inspected, and the type of sticker or other device evidencing the issuance of the registration permit.

(e) Inspection. Prior to issuing the initial registration permit or any renewal thereof, the golf cart shall either be inspected or, in place of inspection, the Police Department may require photographs submitted of the golf cart, to determine that:

i. the golf cart is equipped with a rear vision mirror and at least two (2) red rear reflectors at least three (3) inches in height and width; and
ii. the golf cart is equipped with a reflective "slow moving" sign or flag on the rear of the cart; and
iii. the brakes provided by the manufacturer of the golf cart are in proper working order; and
iv. the golf cart has all of the standard safety features provided by the manufacturer and has not been modified to exceed a speed of 20 miles per hour nor otherwise modified in any way that creates a hazard; and
v. the golf cart is equipped with all mechanical systems and safety equipment required by this Chapter.

(f) Denial and Revocation. The initial registration of a golf cart may be denied or subsequently revoked by the Chief of Police if it is determined that:

i. the application contains any material misrepresentation; or
ii. financial responsibility requirements (liability insurance) of the State of North Carolina have not been met; or
iii. the golf cart is not in compliance with the requirements set out above; or
iv. the golf cart has been altered or customized and no longer meets the definition of a golf cart; or
v. equipment supplied by the manufacturer, especially safety equipment, has been removed from the golf cart or the vehicle identification or serial number has been removed; or
vi. other good cause shown, including repeated violation of this Chapter.

(e) City Property and Sidewalks. Golf carts shall not be operated on any sidewalk, pedestrian walkway, jogging path, greenway, park, or trail except for official police business or by City personnel on City business.

Notwithstanding anything herein to the contrary, golf carts shall not be operated on property owned or controlled by the City except with the express written consent of the City Manager and/or the Chief of Police and only upon the terms and conditions as may be set forth in such written permission.

(f) Golf Cart Capacity. The seating capacity, normally no more than four (4) passengers, shall not be exceeded nor shall the operator or any passenger be permitted to stand while the golf cart is in operation.

(g) Commercial Purposes. Golf carts may not be used as a taxicab or bus for the commercial carrying of passengers or the hauling of freight.

(h) Parking. Golf carts may only be parked in the same manner and at the same places designated for the parking of motor vehicles. The stopping, standing, or parking of golf carts in areas where parking is not allowed or in any place that impedes the flow of traffic, pedestrian walkways, or a passageway is prohibited.

(i) Towing. Golf carts may not be used for the purpose of towing another cart, trailer, vehicle of any kind, including a person on roller skates, skateboard, or bicycle.

(j) Cemeteries. Golf carts shall not be operated on any roadway or vehicle path within the cemeteries maintained by the City except for official use by City personnel.

(k) Alcohol Use. No person under the influence of an alcoholic beverage shall operate or be in control of any golf cart operated within the City of Belmont. No golf cart shall have an open alcoholic beverage container aboard while in operation.

§ 74.06 DISCLAIMER AND LIABILITY

(a) Disclaimer. Golf carts are not designed for nor manufactured to be used on public streets, and the City neither advocates nor endorses the golf cart as a safe means of travel on public streets, roads, and highways. The City in no way shall be liable for accidents, injuries, or death involving the operation of a golf cart.

(b) Assumption of Risk. Any person who owns, operates, or rides upon a golf cart on a public street, road or highway within the City does so at his/her own risk and peril and assumes all liability resulting from the operation of the golf cart.

Belmont Police Department
City of Belmont
Application Golf Cart Permit

Disclaimer, Liability and Assumption of Risk

As provided in City of Belmont North Carolina Ordinance, Title VII, "Traffic Code" golf carts are not designed for nor manufactured to be used on public streets and the City of Belmont neither advocates nor endorses the golf cart as a safe means of travel on public streets, roads and highways. The City of Belmont in no way shall be liable for accidents, injuries or death involving the operation of a golf cart. Any person who owns, operates or rides upon a golf cart on a public street, road or highway within the City of Belmont does so at his or her own risk and peril and assumes all liability resulting from the operation of the golf cart.

WITNESS:

_____
Signature

_____
Print Name

_____
Date

OWNER:

_____
Signature

_____
Print Name _

_____
Registration Permit #

_____
Date

Process for Obtaining Golf Cart Permits

Applications will be accepted beginning on

Monday July 2nd, 2012 at Belmont Police Department

201 Chronicle Street,

Belmont NC 28012

- Complete the Golf Cart Permit Application and turn in along with permit fee ($25.00 permit fee and $5.00 decal fee, payable to City of Belmont) to Belmont Police Department between the hours of 8am and 5pm Monday through Friday.

- Owner of Golf Cart must provide a valid Drivers License and proof of insurance at the time of application.

- Inspections for all applicants will be on **Thursdays only from 3pm until 7pm**

- You must bring the Golf Cart in which you are applying on the permit to the Belmont Police Department during inspection hours.

- Once your inspection is complete and your application is approved, you will be issued a permit bearing your permit number and it will be affixed to the golf cart.

- If for any reason your permit is denied, you will be issued a refund for the permit fee.

Questions: Please contact Belmont Police Department 704-825-3792.

www.CityofBelmont.org

TITLE VII : TRAFFIC CODE

CHAPTER 77 Town of Cramerton Golf Cart Ordinance

Section 77.1. Policy Statement

This Ordinance is adopted in the interest of public safety. Golf carts, hereinafter "cart(s)," are not designed or manufactured to be used on public streets and roads, hereinafter "street(s)," and the Town of Cramerton in no way advocates or endorses their operation on streets. The Town by regulating such operation is merely addressing safety issues. This Ordinance is not to be relied upon as a determination that operation on streets is safe or advisable even if done in accordance with this Ordinance. All persons operating carts must be observant of, and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. All persons that operate or ride carts on streets inside the Town of Cramerton do so at their own risk. The Town of Cramerton shall have no liability under any theory of liability, for permitting carts to be operated on streets under legislative authority granted by the State of North Carolina, and pursuant to such legislative authority, such cart operation shall be in accordance with this Ordinance.

Section 77.2. Rules and Regulations

Carts shall only be operated on streets within the municipal limits of the Town of Cramerton in accordance with the following rules and regulations:

1. Any person who operates a cart in the Town of Cramerton assumes all liability associated with operating the cart.

2. Any person who operates a cart must be at least sixteen (16) years of age and possess a valid drivers license required by the State of North Carolina for operation of a motor vehicle. Cart operators must carry their driver's license on their person at all times while operating a cart on the streets in the corporate limits.

3. Carts shall be driven on streets only from dawn to dusk, unless the cart is equipped with two (2) lighted lamps, one on each side of the front of the cart, visible under normal atmospheric conditions from a distance of at least 300 feet to the front of such cart, and a red lamp on the rear, exhibiting a red light visible under like conditions from a distance of at least 200 feet to the rear of such cart.

In lieu of the red lamp, the cart may alternatively be equipped at the rear with two red reflectors of a diameter of not less than three inches, which are designed, located and maintained so that each reflector is visible for at least 500 feet when approached by a motor vehicle displaying lawful undimmed headlights.

4. Carts shall only be driven on streets in the Town with a posted speed limit of 35 miles per hour or less.

5. Carts shall not be operated on or alongside any portion of Wilkinson Boulevard / HWY 29-74 unless crossing at a controlled intersection with a street that has a posted speed limit of 35 miles per hour or less.

6. Any person who operates a cart on the streets in the Town of Cramerton shall adhere to all applicable State laws concerning the possession and use of alcoholic beverages and illegal drugs, and all applicable State traffic laws.

7. No cart shall be operated in a careless or reckless manner.

8. Carts shall be operated to the right side of the travel lane unless making a left turn.

9. The maximum occupancy of a cart traveling on streets shall be one person per bucket seat or two people per bench seat. Child / infant restraints are required to be used in the cart in the same manner as required for passenger vehicles.

10. Carts shall not be operated on any sidewalk in the Town of Cramerton, unless at locations approved and designated by proper signage installed by the Town of Cramerton.

11. Carts shall only operate on greenway or pedestrian trails that have been approved and designated by proper signage installed by the Town of Cramerton.

12. Carts shall not be operated on or across any public or private properties outside the street right of way without the permission of the property owner.

13. Carts shall only park in handicapped parking spaces if the driver or at least one passenger has a valid handicap-parking placard and such placard is properly displayed in the cart.

14. No cart shall be operated at a speed greater than is reasonable and prudent for the existing conditions and in no instance at a speed greater than 20 miles per hour.

15. All cart owners of cart's that operate on the streets within the Town shall complete and submit a cart registration form. The completed forms will be maintained by the Cramerton Police Department. All carts operated on the streets must have a valid permit sticker issued by the Police Department. A yearly registration fee will be charged for this permit sticker to cover the costs of implementing and maintaining this Ordinance. The fee amount will be determined by the fee schedule adopted each year by the Town. The Chief of Police retains the right to refuse to issue and/or revoke any permit sticker from any cart at any time for any reason that he feels is appropriate to ensure the safety and well being of the citizens of the Town of Cramerton or the motoring public.

16. Each owner shall have proof of cart ownership, and must complete a Waiver of Liability, releasing the Town of Cramerton, its employees, and officials from all liability that may arise as a result of operating a cart on streets inside the Town of Cramerton. A current Waiver of Liability must be on file with the Cramerton Police Department to operate on streets.

17. Lost or Stolen Permit/Stickers are the responsibility of the owner. A Police report must be filed in the event of a Lost or Stolen Permit/Sticker. The Chief of Police shall have discretion in determining whether a Permit/Sticker may be re-issued in this instance. If no record can be found of a previous application, or the receipt of a Permit/Sticker, the Chief of Police may direct the applicant to reapply, and also resubmit any and all fees necessary, before a replacement Permit/Sticker is issued.

18. Any person who operates a cart on the streets shall have liability insurance coverage in an amount sufficient to cover the risk involved in using the cart on the streets. Proof of such insurance shall be in the possession of the operator of the cart while operating the cart and a copy shall be provided to the Police Department at the time of permitting.

19. The above requirements do not apply to carts crossing the street at golf course crossings designated by signs duly erected by the Town or the North Carolina Department of Transportation for such crossing and the cart is being used for golf purposes.

20. Any act constituting a violation of this Ordinance or failure to comply with any of its requirements shall subject the offender to a civil penalty or other listed remedies in accordance with the Town Code, plus any attorney fees incurred by the Town. Offenders are also subject to charges on N. C. Uniform Citations and arrest. If the offenders fail to pay any civil penalty within ten (10) days of its issuance or if there are repeat ordinance violations, the privileges and permit granted by this Ordinance may be revoked by the Cramerton Police Department.

21. Carts used/owned by the Town of Cramerton and operated for special events or official business shall be exempt from permit fees but shall otherwise comply with the above requirements.

ORDINANCE # 31-2012

AN ORDINANCE TO AMEND THE MAIDEN CODE OF ORDINANCES CHAPTER 20 TO ESTABLISH A GOLF CART ORDINANCE

WHEREAS, it is the desire of the Council of the Town of Maiden to continually update and revise the Maiden Code of Ordinances in accordance with the needs of the citizens of the Town of Maiden; and

WHEREAS, in order to protect the citizens of the Town and their properties; and

WHEREAS, the Town of Maiden has initiated text amendments to the Maiden Code of Ordinances:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MAIDEN, NC:

The Town Council shall cause the Maiden Code of Ordinance to be amended to reflect the following text changes to Chapter 20, Article XIII.

Create Article XIII, Chapter 20-1300 through 20-1305 by adding the following:

Sec. 20-1300. Scope

The establishment of a golf cart ordinance is necessary to address the interests of public safety. Golf Carts, are not designed or manufactured to be used on public streets, roads and highways, hereinafter "road(s)," and the Town of Maiden in no way advocates or endorses their operation on roads. The Town of Maiden, by regulating such operations is merely trying to address obvious safety issues, and adoption of this Ordinance is not to be relied upon as a determination that operation on roads is safe or advisable if done in accordance with this Ordinance. All persons who operate or ride upon carts on roads do so at their own risk andperil and must be observant of an attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. The Town of Maiden has no liability under any theory of liability for permitting carts to be operated on roads under special legislation granted by the North Carolina State Legislature G.S. 160A-300.6. Any person who operates a cart must procure and maintain liability insurance sufficient to cover the risks involved in using a cart on public roads within the Town of Maiden.

(A) Purpose: The purpose of this ordinance shall be to establish a Golf Cart Ordinance within the Town of Maiden to promote the health, safety and welfare of persons operating cart(s) within the Town of Maiden and to protect the safety of their passengers and other users of roads.

(B) Definitions: For the purpose of this section, the following words and phrases shall have the following meanings.

1. Golf Cart: A vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 MPH. G.S. 20-4.01(12a)

2. Driver's License: A valid license issued to operate a motor vehicle issued by North Carolina or any other state.

3. Operator: Only persons over 16 years of age and holding a valid driver's license may operate a golf cart on roads.

4. Golf Cart License: A sticker or tag provided by the Town that must be visibly displayed on the golf cart. Each golf cart will have its own license.

5. Financial Responsibility: Liability insurance coverage on a golf cart in an amount not less that required by North Carolina law for motor vehicles operated on public highways in the State of North Carolina.

Sec. 20-1301. Rules and Regulations

This ordinance is to establish guidance in the interest of public safety. Golf carts hereinafter:

1. Golf carts shall not be operated on or alongside a public road or street with a posted speed limit greater than 35 miles per hour or higher.

2. Golf carts may cross a road with a posted speed limit greater than 35 mph. However, once this segment of road has been transverse, the golf cart is still required to travel only on or along a roadway with a speed limit of 35 mph or less.

3. Any person who operates a golf cart must be responsible for all liability associated with operation of the golf cart and must have liability insurance coverage which will cover the use of a golf cart in an amount not less than required by North Carolina law for motor vehicles operated on public highways in the State of North Carolina.

4. Any person who operates a golf cart must be at least sixteen (16) years of age or older. No person may operate a golf cart unless that person is licensed to drive upon the public streets, roads and highways of North Carolina and then, only in accordance with such valid driver's license issue to them by the State. Golf cart operators must carry their driver's license on their person at all times while operating a golf cart on public roads.

5. Any person who operates a golf cart on public streets and roads must adhere to all applicable State and local laws, regulations and ordinances, including but not limited to those banning the possession and use of alcoholic beverages, and all other illegal drugs. In addition, no golf cart containing any open container of alcohol shall be operated on public roads.

6. The operator of the golf cart shall comply with all traffic rules and regulations adopted by the State of North Carolina and the Town of Maiden which governs the operation of motor vehicles.

7. Golf Carts are allowed to park in handicapped parking spaces if the drivers or at least one passenger has a valid handicap-parking sticker displayed on the golf cart.

8. An operator may not allow the number of people in the golf cart at any one time to exceed the maximum capacity specified by the manufacturer. The operator shall not allow passengers to ride on any part of a golf cart not designed to carry passengers, such as the part of the golf cart designed to carry golf bags.

9. In no instance shall a golf cart be operated at a speed greater than 20 miles per hour. No golf cart may be operated at a speed greater than reasonable and prudent for the existing conditions.

10. Golf Carts must be operated at the right edge of the roadway and must yield to all vehicular and pedestrian traffic.

11. Golf Carts may only be operated between sunrise and sunset.

12. If a Golf Cart is not equipped with brake lights or turn signals, the operator must use standard hand signals to signal stopping and turning.

Sec. 20-1302. Golf Cart Operation

Golf Carts may not be operated within the Town of Maiden in the following manner or areas:

1. On public sidewalks, trails and greenways.

2. Along utility right of ways including but not limited to water/sewer right of ways, electric right of ways, and storm water right of ways.

3. No standing on Golf Carts.

4. Golf Carts shall not be operated on or across any public or private properties without the expressed written permission of the property owner.

5. Riders may not be transported in a negligent manner.

6. No Golf Cart shall operate on any street, roadway, or other public vehicle area that is closed due to special events, parades, or construction. The Chief of Police, or his designee, may prohibit the operation of golf carts on any street or road if the Chief determines that the prohibition is necessary in the interest of safety. The exception will be the July 4th parade.

Sec. 20-1303. Registration and Inspection

Registration, Inspection and Fee Prior to usage

1. All golf cart operators must complete a golf cart registration application and submit to the Town of Maiden Police Department for approval. Before driving on public roads, the operator of the golf cart must have a valid registration issued.

2. Each owner must have proof of ownership, and liability insurance, and completed a Waiver of Liability, releasing the Town of Maiden from liability that may arise as a result of operation of a golf cart inside the Town of Maiden. These documents must be in the golf cart at all times while in operation on public roads.

3. All golf cart operators must present a valid driver's license while operating a golf cart on public roads.

4. The registration sticker shall be valid for no more than one year, from January 1st to December 31st of each year, and must be visible on a golf cart operated on a public road.

5. Lost or Stolen stickers are the responsibility of the owner and must be replaced before the golf cart is operated on a public road.

6. The Maiden Police Chief retains the right to refuse to issue and/or revoke any permit sticker from any cart at any time for any reason he/she feels is appropriate to ensure the safety and well being of the citizens of the Town of Maiden.

7. All golf carts must meet the requirements or minimum standards of safety equipment as set forth in this ordinance. The cart must be inspected and approved by the Chief of Police or his designee prior to usage.

Sec. 20-1304. Technical Specification

Golf Carts operated in the Town of Maiden shall conform with the following technical specifications in order to receive and maintain a valid license.

1. Shall have a standard low speed traffic triangle or pennant displayed prominently on the rear of the vehicle.

   A. Low speed caution triangle with a minimum size of 12 inches or greater on all three sides and shall be made of reflective material. Triangle shall be mounted on the rear of the vehicle and permanently installed.

2. One operational rearview mirror.

3. Shall have at least two (2) red rear reflectors measuring a total of six square inches of reflective area each. A reflective rear light kit will suffice.

Sec. 20-1305. Enforcement and Penalty

Any act constituting a violation of this ordinance or failure to comply with any of its requirements shall subject the offenders to a civil penalty of fifty dollars ($50.00), plus the court costs and attorney fees incurred by the Town. Notwithstanding the foregoing, persons who, while driving golf carts on public streets within the Town of Maiden, violate the "Rules of the Road" applicable to motor vehicles generally (as set forth in Part 10 of the N.C.G.S. Chapter 20), shall be subject to the same penalties applicable to the operators of such other motor vehicles.

(A) Operating a golf cart under the influence of an impairing substance (i.e., alcohol or drugs) on a public road or highway is not a violation of this Ordinance, but a violation of state law, and is punishable as provided therein.

(B) If the offender(s) fail to pay the penalty within ten (10) days of receiving a final written notice of violation, the penalty may be recovered by the Town in a civil action in the nature of a debt. Repeat offenders may have the privileges granted by this ordinance revoked by the Chief of Police.

This ordinance shall become effective on September 1, 2012

Adopted this the 20th day of August, 2012.

Robert L. Smyre, Mayor

ATTEST:

Wendy Vanover, Clerk

CHAPTER 13
MOTOR VEHICLES AND TRAFFIC
Article VII. Operation of Golf Carts on Public Streets and Roads

Sec. 13-72. Authority to regulate.

Pursuant to G.S. 160A-300.6, the City is authorized, by ordinance, to require the registration of, and regulate the operation of golf carts upon any public street or road within the City.

Sec. 13-73. Purpose.

The establishment of a golf cart ordinance is necessary to address the interests of public safety. Golf carts are not designed or manufactured to be used on public streets, roads, and highways, and the City in no way advocates or endorses their operation on roads. The City, by regulating such operation, is merely trying to address obvious safety issues, and adoption of this Ordinance is not to be relied upon as a determination that operation on roads is safe or advisable if done in accordance with this Ordinance. All persons who operate or ride upon carts on roads do so at their own risk and peril and must be observant of and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. The City has no liability under any theory of liability for permitting carts to be operated on roads under special legislation granted by the State Legislature. Any person who operates a cart must procure liability insurance sufficient to cover the risks involved in using a cart on the roads of the City.

Sec. 13-74. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Golf cart means a vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 miles per hour, as defined by G.S. 20-4.01(12a).

Operate means to drive, or be in physical control of a golf cart that is moving or has its engine on.

Certified golf cart roads are those roads defined in section 13-77 below.

Sec. 13-75. Operation on public streets and roads.

It is unlawful to operate a golf cart on a public street or road within the City unless the following requirements are met.

(1) The golf cart may only be operated on certified golf cart roads that meet the requirements of section 13-77 below, except as provided in section 13-75(2) below.

(2) The operator of the golf cart must have a valid, issued registration, issued by the Police Department of the City of Mount Holly in accordance with section 13-76 below.

(3) Any person who operates a golf cart must be responsible for all liability associated with operation of the golf cart and must have liability insurance coverage which will cover the use of a golf cart in an amount not less than required by North Carolina law for motor vehicles operated on public highways in the State of North Carolina, and must carry proof of insurance when operating the golf cart.

(4) No person may operate a golf cart unless that person is at least 16 years of age and licensed to drive upon the streets and highways of North Carolina and then, only in accordance with such driver's license. Golf cart operators must carry their driver's license on their person at all times while operating a golf cart on public roads.

(5) An operator may not allow the number of people in the golf cart at any one time to exceed the maximum capacity specified by the manufacturer. The operator shall not allow passengers to ride on any part of a golf cart not designed to carry passengers, such as the part of the golf cart designed to carry golf bags. The operator shall not allow any passenger to ride on any part of a golf cart who would be required to ride in a car seat if riding in a car.

(6) No golf cart may be operated at a speed greater than reasonable and prudent for the existing conditions, and in no instance at a speed greater than 20 miles per hour.

(7) No golf cart may be operated in a careless or reckless manner.

(8) Golf carts must be operated to the right edge of the roadway and must yield to all vehicular and pedestrian traffic.

(9) Golf carts may be operated only during daylight hours, with the exception that golf carts equipped with operating lights meeting the requirements set forth herein may operate between the hours of 7:00 a.m. to 11:00 p.m.: Two operating headlights, one on each side of the front of the golf cart and two operating tail lights, one on each side of the rear of the cart, all four lights must be visible from a distance of 500 feet.

(10) Golf carts shall not be operated on any sidewalk, pedestrian walkway, jogging path, greenway, park, or trail, except by City personnel while on City business. Application may be made to the City Manager or his designee for a waiver of this provision for a period of one or two days for the express purpose of undertaking a specific project benefiting a greenway, park, or trail.

(11) Golf carts may only be parked in the same manner and at the same places designated for the parking of motor vehicles. The stopping, standing, or parking of golf carts in an area where parking is not allowed or in any place that impedes the flow of traffic or pedestrian walkways is prohibited.

(12) Golf carts must be operated in accordance with all applicable state and local laws and ordinances, including all laws, regulations and ordinances pertaining to the possession and use of alcoholic beverages.

(13) Golf carts must have the basic equipment supplied by the manufacturer, including a vehicle identification number. Such equipment must include all safety devices as installed by said manufacturer, including rear view mirror, 50 square inches of reflective tape on the rear or rear triangle reflector of the type required by North Carolina law, and lights if the vehicle is to be operated at any time before sunrise or after sunset, as provided in section 13-75(10) above. In addition, golf carts must start with a key and be equipped with a non-manually operated horn.

Sec. 13-76. Registration, Inspection, and Fee.

(1) Registration required. No golf cart may be operated on any public street or road within the City unless the golf cart has first been registered with the Police Department of the City of Mount Holly as required herein. The registration shall be renewed thereafter in accordance with the provisions of this section.

(2) Application. The application for registration shall be made to the Police Chief, or to some other person designated by him or her, on forms provided by the Police Department. Along with the application, the applicant shall provide a valid driver's license and proof of liability insurance as required by section 13-75(4) above. A registration fee in the amount of $25.00 shall be paid to the City at the time the application for registration is filed or at the time of filing any renewal of the application.

(3) Inspection. Prior to issuing the initial registration permit, an inspector from the Police Department must perform an inspection at the Police Department, or at the request of applicant, at the location of the golf cart within the city limits of Mount Holly, to determine that:

(a) The golf cart is equipped with all mechanical systems and safety equipment required by this article;

(b) The brakes on the golf cart are in proper working order; and

(c) The golf cart has all of the standard safety features provided by the manufacturer and has not been modified to exceed a speed of 20 miles per hour nor otherwise modified in any way that creates a hazard.

(4) Issuance and Proof of compliance. If the application is approved, the Police Department will issue a permit sticker to be attached to the golf cart in accordance with the instructions of the Police Department. The permit sticker shall be valid for one year from date of issuance, and may be renewed for subsequent one year periods in the same manner as an application for an initial permit, except that inspections shall only be required for initial issuance of a permit sticker and shall not be required for subsequent renewals. Lost or stolen stickers are the responsibility of the owner and must be replaced before the golf cart is operated on a public road.

(5) Denial and Revocation. The application for registration of a golf cart may be denied or subsequently revoked by the Chief of Police if he or she determines that:

(a) The application contains any material representation;

(b) The golf cart does not meet the definition of a golf cart;

(c) The applicant does not have a valid driver's license;

(d) The applicant does not have proof of required liability insurance;

(e) The golf cart does not have the safety equipment required by this article;

(f) The golf cart has been modified to exceed a speed of 20 miles per hour or otherwise modified in any way that creates a hazard;

(g) The golf cart is being operated in a manner violating this article, including operation by someone not having a valid driver's license;

(h) Failure to pay a penalty as provided in Section 13-78 below; or

(i) Other good cause shown including repeated violations of this article.

Sec. 13-77. Certified golf cart roads.

Golf carts may be operated only upon certain public residential streets or segments of public residential streets that have been proclaimed certified golf cart roads in accordance with this section. Maps designating certified golf cart roads will be maintained at the Police Department and at City Hall, and may be inspected upon request.

To certify streets or segments of streets which have not been previously certified as golf cart roads, applicant must apply for certification on a form provided by the Police Department. The Police Chief or his or her designee will review the application and approve or deny certification of the street or street segment as a certified golf cart road based upon the following criteria:

(1) The street must be a public street located within the City of Mount Holly and not have a posted speed limit of greater than 35 miles per hour;
(2) The street must be located within a residential neighborhood;
(3) The street must be reasonably safe for the operation of golf carts in conjunction with existing traffic after looking at all factors, including: width of street, sight distances, horizontal and vertical curvature, intersections, parking, location relative to a school or daycare center, the existence of traffic lights or other traffic control devices, and the speed, volume, and character of motor vehicle traffic using the street; and
(4) Any other factors that the Police Chief or his or her designee deems necessary when evaluating a particular street.

Sec. 13-78. Enforcement.

Violation of this article shall be an infraction, the maximum penalty for which shall be $50.00. If the offender fails to pay the penalty within ten (10) days of receiving final written notice of a violation, the penalty may be recovered by the City of Mount Holly in a civil action in the nature of a debt, as provided by section 1-8 of the Mount Holly City Code. Operating a golf cart on a public road or highway in violation of state law, including operating under the influence of an impairing substance (i.e., alcohol or drugs), is a violation of state law, and is also punishable as provided therein.

NEW BUSINESS

City of Mount Holly
Action Agenda Item

To:	Mayor and City Council	**Date:**	November 10, 2016
From:	Miles Braswell, Asst. City Manager	**Meeting Date:**	November 14, 2016

Agenda Item to be considered:

Construction Manager at Risk – Contract and Fee Approval

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request :

On October 10, 2016, Miles McClellan Construction Co., Inc. was approved by the City Council as the Construction Manager at Risk for both the new Fire Station and the new Public Works Facility with contract negotiations performed by the City Attorney on the City's behalf.

Since this time, a fee has been presented to our City Attorney and on November 11, 2016, the Construction Committee met to review Miles McClellan Construction Co., Inc.'s contract and fee.

During the City Council meeting, Mr. Kemp Michael, City Attorney, will present this fee for discussion and approval.

Fiscal Impact:

Will Item affect current budget	☐ YES	☒ NO	☐ N/A
Reviewed by Finance Director	☐ YES	☒ NO	☐ N/A
Preaudit Certification required	☐ YES	☒ NO	☐ N/A
Capital Project Ordinance required	☐ YES	☒ NO	☐ N/A
Budget Transfer required	☐ YES	☒ NO	☐ N/A
Total City Dollars:	$		
Budget Code			
Reviewed by City Attorney	☐ YES	☒ NO	☐ N/A

Manager/Staff Recommendation: Consideration and Approval of the Construction Manager at Risk Fee.

Result of City Council Decision: _____

Attachments: None

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** November 10, 2016
From: Greg Beal, Planning Director	**Meeting Date:** November 14, 2016

Agenda Item to be considered: **Consideration and Approval of Business Incentive Grant Application for The Vintage Nest**

Will this require a public hearing? ☐ YES ☒ NO

Background/Purpose of Request: The Incentive Review Committee, comprised of, Angela Saunders, Chair of the Mount Holly EDC, James Allen, EDC member and Mount Holly Chamber Board Member, and I, toured The Vintage Nest, located at 119 South Main Street, on September 29th. Subsequently, we have worked through the grant application and discussed its merits on several occasions, including Thursday, November 10th. As the applicant supplied all the items required, as well as a business description and project scope summary on the invoice from RTR Renovations, the Incentive Review Committee is unanimously recommending that the City award the grant maximum of $15,000 to The Vintage Nest, for interior and exterior upgrades, comprising 1) the repair of the existing rear roof membrane, 2) the replacement of the HVAC compressor and other HVAC improvements, 3) plumbing upgrades to include the installation of a new water heater and plumbing for rear part of building and 4) electrical upgrades to include new wiring and removal of old wiring and circuits. The IRC outlined the following considerations when discussing the Business Incentive Grant for Time Flies Country Store:

- When the Business Incentive Grant, to attract small businesses to Mount Holly and encourage business expansion, was adopted by Council in June 2011, a main goal or focus was getting unusable space brought up to Code through building improvements. By funding the project, the grant will take a space that had outdated HVAC, electrical, roofing and plumbing components and bring it up to code and thus, usable.
- The former C&M Interiors building was vacant; and as a result of this business relocation and expansion from The Vintage Nest, it is thriving with retail activity, which results in increased foot traffic to downtown.
- This is the third location for The Vintage Nest, who has never received grant funding. From 700 square feet to 1400 square feet to now, 6,500 square feet, The Vintage Nest continues to expand and invest in Mount Holly. Jeff Lee has been awarded the Mount Holly Entrepreneur of the Year by the Mount Holly Chamber and recently received the Business of the Year award for 1-15 employees from the Gaston Regional Chamber. Mr. Lee has also hosted several events at his new space.
- The Vintage Nest and the property owners, Billy and Anna Rick, have already leveraged a lot of expense into improving the existing space at 119 South Main Street, with purchase and renovations taking place. The Vintage Nest has become an anchor store for South Main Street businesses, bringing in folks from all over the region.

Fiscal Impact:			
Will Item affect current budget	☐ YES	☐ NO	☐ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☐ N/A
Preaudit Certification required	☐ YES	☐ NO	☐ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☐ N/A
Budget Transfer required	☐ YES	☐ NO	☐ N/A
Total City Dollars:	***$***		
Budget Code			
Reviewed by City Attorney	☐ YES	☐ NO	☐ N/A

It is important to note that if this grant is approved by Council, a subsequent budget amendment to allocate funds, from the $100,000 earmarked for Business Incentive Grants by Council to the appropriate account, is needed, since the work has already been completed and inspected by Gaston County.

Manager/Staff Recommendation: **The Incentive Review Committee voted unanimously to recommend that City Council approve the Business Incentive Grant application in the amount requested, $15,000 for The Vintage Nest, as outlined in the background section of this document.**

Attachments:

1. ***Business Incentive Grant Guidelines***
2. ***Business Incentive Grant Application for The Vintage Nest Relocation/Expansion***

City of Mount Holly Business Incentive Grant Application
Life-safety Needs, Building Renovations, Façade improvements, which encourage economic development in Mount Holly

DATE: 7/19/16
NAME OF APPLICANT: RTR Renovations, LLC
BUSINESS NAME: The Vintage Nest
ADDRESS: 119 S. Main St.
Mt. Holly NC 28120
TELEPHONE: 704-506-4846

If Property Owner differs from Business Owner

PROPERTY OWNER NAME: Billy & Anne Rick
ADDRESS: 135 S. Main St.
Mt. Holly NC 28120
TELEPHONE: 704-506-4846
PROJECT ADDRESS: 119 S. Main St.
Mt. Holly, NC 28120

ATTACHMENTS REQUIRED ***(incomplete applications shall be disqualified)***

1. Provide an itemized estimate of all materials, supplies and labor costs of this project. Proposed budget and licensed contractors cost estimates. Please provide a copy of their NC Contractors license number. ***(Attach to application)***

2. Provide a sketch or scaled drawing of the proposed renovation work. ***(Attach to application)***

3. Provide a current photograph of (1) the building itself and (2) within the context of the streetscape clearly showing the existing conditions of the proposed area of improvement. ***(Attach to application)***

4. Written plans for future improvements to the building and proposed time frame for such work. ***(Attach to application)***

5. Samples of all paint colors and awning fabrics to be used ***(if applicable).***

6. Provide anticipated start date and a proposed schedule of completion for the proposed improvements. These dates must conform to the 90-day time line following Notification of Approval to Proceed.

START DATE: 3/1/16

ANTICIPATED COMPLETION: 7/1/16

Waiver of System Development Fee

If the applicant seeks to waive the system development fee for installation of a water meter (fees are not charged for sprinkler systems), please list the proposed size of the water meter and corresponding system development fee to be waived.

Meter Size: **System Development Fee:**

I have consulted with the Mount Holly Economic Development Committee, and/or_____, Architectural Consultant about this proposed project. **I have read and fully understand the requirements and guidelines of the City of Mount Holly Business Incentive Grant Program and agree to comply with all its requirements in full.**

Billy Rick

Signature of Applicant

PROPERTY OWNER CONSENT

If property owner differs from the business owner, I Billy Rick Owner of the aforementioned property, consent to the proposed work being undertaken by RTR Renovations LLC, the business owner. I as the property owner have read and fully understand the requirements of the City of Mount Holly Business Incentive Grant Program and agree with all the requirements set forth by the Grant Application and Guidelines.

Billy Rick

Signature of Property Owner (if different from business owner)

Office Use Only

Date Received: _____

Comments: _____

City of Mount Holly Business Incentive Grant Application
Life-safety Needs, Building Renovations, Façade improvements, which encourage economic development in Mount Holly

Business Incentive Grant Program

Purpose

The purpose of the Business Incentive Grant program is to create quality employment opportunities and expand the tax base by offering new or expanding small businesses cash grants to partially defray the cost associated with start-up improvements or expansion projects, thereby freeing business capital at a time when it is most urgently needed. This program will benefit the City of Mount Holly with increased tax base, expanded job opportunities, and increase payroll in our community.

The citizens of Mount Holly have described their future vision for the City in the Strategic Vision Plan. The vision states:

"Mount Holly is a neighborly place where we seek to preserve and enrich our community's distinctive small town character, historic downtown, and unique setting along the Catawba River. We welcome development that practices sound environmental stewardship, and creates good jobs and good neighborhoods. As we grow, we will develop a safe and expanded transportation network while promoting active living through walking, biking, and other recreational opportunities."

The Business Incentive Grant program will be an economic development activity that supports the goals and objectives of the City of Mount Holly Strategic Vision Plan. The following set of guidelines shall govern the Business Incentive Grant program. This set of guidelines shall be subject to periodic review and revision. Funding for the program may be discontinued at any time at the discretion of City.

Guidelines

1. A completed business plan must be submitted with application.
2. A personal financial statement or proof from a lending source must accompany application.
3. Applicants must adhere to applicable City of Mount Holly Ordinances and code requirements, such as building codes, Downtown Development Guidelines, zoning regulations (including signage), etc.
4. Grants are provided to help with life-safety needs, building renovations and façade improvements. Only one grant will be provided to a business. However, the business may also apply for a waiver of system development fees when applicable. Funds are not for inventory, furnishings or non-fixed items.
5. The applicant must secure a two-year lease, if leasing.
6. Cash Grants shall be awarded up to $15,000, but the City may not award the total amount requested.

7. Funding for the Business Incentive Grant program shall be made available from funds set aside for such purposes by City Council.
8. Each application shall be treated on a case-by-case basis
9. Since each application will be different, and reviewed on a case-by-case basis, the applicant may be required to submit additional information.
10. The Business Incentive Grant program is not intended to provide financial assistance to fiscally unsound businesses.
11. Business Incentive Grant program applications will be reviewed by a committee designated by Council with final consideration and approval given on each grant application by City Council.
12. Business Incentive Grant program approval shall be made at the sole discretion of the City Council and will depend on the availability of funds.
13. Business Incentive Grant program preferences may be given to the types of preferred businesses that include, but are not limited to a: restaurant, grocery store, gift shop, specialty store, antique store, coffee shop, men's/women clothing store, wine/cheese store, house wares store, health food store, museum, art gallery, book store
14. The intent of the Business Incentive Grant program application process is not to burden the applicant business with extensive research, but to provide the EDC and City Council with information to make appropriate recommendations and decisions.
15. The offer of business assistance from the grant program shall require the applicant to enter into a performance agreement to document the use and impact of Business Incentive Grant program financial assistance.
16. Only one Business Incentive Grant may be awarded to an individual business per calendar year. The business, receiving such grant, must wait 365 days before applying for another Business Incentive Grant through this program.

Business Incentive Grant program applications will be evaluated on each of the following factors. The application should be developed according to the following criteria for each factor:

Business/Organization/Business Plan Description (15%): Does the application describe the business/organization history or business plan? Does the application describe the nature of the business conducted in the City of Mount Holly? Does the application provide previous year business financial information and cash flow? Does the application clearly demonstrate sound and sustainable business financing? Does the application describe the value of resources other than labor purchased in the City of Mount Holly? Does the application describe the percentage of goods and services performed in the City of Mount Holly? Does the application describe the number of fulltime and part-time workers employed by the business/organization? Does the application describe the benefits provided to employees?

Project Description (30%): Does the application clearly describe the project? Does the application clearly delineate the project's expected costs and revenues? Does the application clearly describe the project's timeline? Does the application clearly describe the project's management? Does the application describe how the project is sustainable over a period of time? Does the application describe the project's direct and measurable results with full economic impact within three years? Does the application describe project risks and mitigation plans?

Scope of Impact (20%): Does the application clearly describe how the project supports the economic development goals and objectives of the City of Mount Holly Business Incentive

Grant program? Does the application describe how the project supports increased economic activity in the City of Mount Holly? Does the application project the economic impact to the

City of Mount Holly over three years? Does the application describe how Mount Holly residents will benefit from this project?

Leveraging Resources (20%): Since projects that leverage additional sources of support will be given preference in the Business Incentive Grant program, does the application describe any and all additional sources of cash and in-kind support for the project? Does the application clearly indicate matching/leveraged resources in the project budget? Does the application describe how Business Incentive Grant program funds will be applied?

Accountability (15%): Does the application describe predicted results that will be reported to the EDC and City Council annually over three years? Does the application clearly describe how predicted results are easily measured, reported, and verified? Does the application describe how predicted results link to project goals, objectives, and activities?

Contact:

Greg Beal, Planning & Development Director

Department of Planning & Development

400 East Central Avenue

Mount Holly, NC 28120

(704) 951-3012

Business Plan for New Location
The Vintage Nest
127 South Main Street
Mount Holly, NC 28120

The Vintage Nest is a home décor and gift shop located at 127 South Main Street in historic downtown Mount Holly, NC. The business stocks exclusive "do it yourself" products for painting furniture, cabinetry and home décor items. In addition to our core exclusive products the shop seeks to meet the needs of the community by offering a wide variety of home décor items, candles, boutique soaps, greeting cards and gift items. The mix of these product categories have allowed the business to meet more customers needs in the downtown area of Mount Holly. Identifying customer needs has allowed the business to expand services offered to increase the number of revenue streams. In addition to retail sales we have added DIY workshops for customers to learn how to use our products. These workshops are tuition based workshops and lead to additional product sales. Another revenue stream is we offer custom painting services to meet the needs of those who do not want to or have the time to paint their own pieces of furniture. We currently produce our own candles created from soy wax over the last couple of years we have added wholesale accounts and currently produce candles for 5 other shop in the Carolinas, Georgia and Florida. In 2015 we added personalization of gift products to our line of services which has added another add on service and additional revenue. As each product/service revenue stream has grown the need for additional space has become a very real need.

The expansion to our new location will allow our business to continue to expand. The additional space will provide the opportunity for each revenue stream to have the appropriate space needed to maximize efficiency of producing or servicing the customer. At the new location, 119 South Main Street, we will be able to have dedicated space to painting furniture for resale as well as custom painting for our customers. We will also have separate workshop space for teaching furniture painting. In our current location these two revenue streams share a space which limits the number of workshops we can offer and the amount of furniture we can paint. Plans to expand our candle production also will require additional space for production, shipping and storage of products. The new location will provide a production area so we can continue to expand our wholesale candle business. We have purchased small production commercial equipment that has allowed us to maximize production time and we can produce candles 4 times faster just with the upgrade of equipment. The space dedicated to retail will be greatly expanded and will include expanding the customer service counter to allow for an additional POS station so we can handle peak shopping hours more efficiently. Located adjacent to the customer service counter will be a separate station for personalization of gift products. Currently, these two functions are located at the same station in our current shop which limits personalization business. We believe the additional square footage in the new location will greatly improve the customer experience as well as expand our current opportunities in the various revenue streams.

With the increase of square footage and the opportunity to increase these revenue streams will require us to hire additional personal. We will need to hire another employee immediately and plan to hire additional employees as we move into our busy season which begins at the end of July and runs through the end of the year.

The Vintage Nest is sole proprietorship and the owner manages the day to day business and currently employs one employee. The shop experienced 203% increase in sales over the last three years and our first quarter 2016 sales where 31% over 2015 first quarter sales.

INVOICE

RTR
Renovations, LLC
licensed & insured - NC General contractors license # 72774
www.rtrrenovations.com

125 Main St.
Mt. Holly, NC 28120
704-506-4846

INVOICE # 071016-05
DATE: JULY 10,2016

TO:
Billy Rick
c/o The Vintage Nest
119 S. Main St.
Mt. Holly, NC 28120

COMMENTS OR SPECIAL INSTRUCTIONS:

SALESPERSON	P.O. NUMBER	Job Type	Start Date	Payment Terms	Due Date
		up fit		Upon completion	Due on receipt

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	Removal of all debris and items left from previous owner, removal of interior non-load bearing walls, removal of existing stairs to level the lower level flooring, remove all subflooring to level lower level, jack up lower level flooring and replace all subflooring. Replace drywall as needed throughout. Add trim & paint **Roofing** – Repair rear section of membrane roof and hvac curb **$1,900.00** **HVAC** – replace compressor, replace control board, recharge Freon, new thermostat **$4,200.00** **Plumbing** – new sewer tap from city, new water heater & plumbing for rear part of the building - **$3,100.00**	$42,500.00	

	Electrical – replace all 2' x 4' lay in lights, general lighting to rear area, remove old unused wiring & circuits, replace all switched & receptacles - **$3,800.00**		
	Make all checks payable to: RTR Renovations, LLC		
		SUBTOTAL	
		SALES TAX	
		SHIPPING & HANDLING	
		TOTAL DUE	**$55,500.00**

License Year

2016

License No.

72774

North Carolina

Licensing Board for General Contractors

This is to Certify That:

RTR Renovations, LLC
Mount Holly, NC

is duly registered and entitled to practice

General Contracting

Limitation: Limited
Classification: Building

until

December 31, 2016

when this Certificate expires.
Witness our hands and seal of the Board.
Dated, Raleigh, N.C.
January 29, 2016
This certificate may not be altered.

LICENSING BOARD FOR GENERAL CONTRACTORS
MAY 20, 1775
APRIL 12, 1776
NORTH CAROLINA

Chairman

Secretary-Treasurer

Inspection Details for BFIN01

additional **permit documents**

- **Permit Number**1600002895
- **Inspection Type**BUILDING FINAL
- **Trade**BLDG
- **Status**APPROVED
- **Requested Date**8/8/2016
- **Result Date**8/8/2016
- **Inspector Name**TONY DYE
- **Inspector Phone**704.913.1830
- **Inspector Nextel**
- **Contractor Comments**call before going 704-506-4846**********
- **Inspector Comments**ok to co

Inspection Details for BMFI02

additional **permit documents**

- **Permit Number**1600002895
- **Inspection Type**BUILDING MECHANICAL FINAL
- **Trade**MECH
- **Status**APPROVED
- **Requested Date**8/9/2016
- **Result Date**8/9/2016
- **Inspector Name**DAVID PARNELL
- **Inspector Phone**
- **Inspector Nextel**
- **Contractor Comments**
- **Inspector Comments**allreinspection items corrected

Inspection Details for BEFI02

additional **permit documents**

- **Permit Number**1600002895
- **Inspection Type**BUILDING ELECTRICAL FINAL
- **Trade**ELEC
- **Status**APPROVED WITH EXCEPTION
- **Requested Date**8/9/2016
- **Result Date**8/9/2016
- **Inspector Name**DAVID PARNELL
- **Inspector Phone**
- **Inspector Nextel**
- **Contractor Comments**Billy 7045064846 Please call 30 prior to arrival
- **Inspector Comments**1) all reinspection items corrected

Bank of America

August 4, 2016

Please find this letter as verification of account ownership and status for RTR Renovations, LLC member managed by Mr. Billy Rick. The account is open, active and in good standing since inception on July 20th, 2011 with Bank of America. If any other information is required, please contact the Callabridge Landing Banking Center for Bank of America at 704-395-6006.

Sincerely,

Elin Wright

Elin Wright

AVP; Banking Center Manager II

Callabridge Landing

Northwest Charlotte

704-395-6457

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** November 10, 2016
From: Greg Beal, Planning Director	**Meeting Date:** November 14, 2016

Agenda Item to be considered: **Consideration and Approval of Budget Amendment for Business Incentive Grant Application for The Vintage Nest.**

Will this require a public hearing? ☐ YES ☒ NO

Background/Purpose of Request: **If Council chooses to approve the Business Incentive grant, in the amount of $15,000 for The Vintage Nest, it is necessary to allocate funds; the grant funds would help cover the exterior and interior renovations that exceeded $55,000. As is customary with this reimbursement grant, the property owner must complete the work, have final inspection approval from Gaston County Building Inspections, obtain their Certificate of Occupancy from the County, and show that the work has been paid in full. It is a system of checks and balances that has worked well and protects the City's investment in assisting small businesses through building improvements. The Vintage Nest has received their certificate of occupancy and final inspection and is open for business. The Budget Amendment is the next step in the process to move funds earmarked for the grant into the appropriate account for processing.**

Fiscal Impact:			
Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☒ YES	☐ NO	☐ N/A
Preaudit Certification required	☒ YES	☐ NO	☐ N/A
Capital Project Ordinance required	☐ YES	☒ NO	☐ N/A
Budget Transfer required	☐ YES	☒ NO	☐ N/A
Total City Dollars:	$ 15,000		
Budget Code	10-40-4910-601		
Reviewed by City Attorney	☐ YES	☐ NO	☒ N/A

Manager/Staff Recommendation: Staff recommends approval of this Budget Amendment.

Result of City Council Decision:

Attachments:

1. ***The Vintage Nest Paid in Full Invoice***

INVOICE

RTR
Renovations, LLC
licensed & insured - NC General contractors license # 72774
www.rtrrenovations.com

125 Main St.
Mt. Holly, NC 28120
704-506-4846

INVOICE # 071016-05
DATE: JULY 10,2016

TO:
Billy Rick
c/o The Vintage Nest
119 S. Main St.
Mt. Holly, NC 28120

COMMENTS OR SPECIAL INSTRUCTIONS:

SALESPERSON	P.O. NUMBER	Job Type	Start Date	Payment Terms	Due Date
		up fit		Upon completion	Due on receipt

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	Removal of all debris and items left from previous owner, removal of interior non-load bearing walls, removal of existing stairs to level the lower level flooring, remove all subflooring to level lower level, jack up lower level flooring and replace all subflooring. Replace drywall as needed throughout. Add trim & paint **Roofing** – Repair rear section of membrane roof and hvac curb **$1,900.00** **HVAC** – replace compressor, replace control board, recharge Freon, new thermostat **$4,200.00** **Plumbing** – new sewer tap from city, new water heater & plumbing for rear part of the building - **$3,100.00**	$42,500.00	

	Electrical – replace all 2' x 4' lay in lights, general lighting to rear area, remove old unused wiring & circuits, replace all switched & receptacles - **$3,800.00**		
	Make all checks payable to: RTR Renovations, LLC		

SUBTOTAL	
SALES TAX	
SHIPPING & HANDLING	
TOTAL DUE	**$55,500.00**

City of Mount Holly
Action Agenda Item

To:	Mayor and City Council Craig Spry, Deputy Fire Chief	**Date:** **Meeting Date:**	November 9, 2016 November 14, 2016

Agenda Item to be considered:

Approval of a Memorandum of Understanding for the Assistance to Firefighters Grant

Will this require a public hearing? ☐ **YES** ☒ **NO**

Background/Purpose of Request :

Gaston County Public Safety Radio Committee has decided to pursue converting the County's emergency radio system to the North Carolina Viper radio system. In an attempt to lower the overall cost of this conversion, the Gaston County Firefighters Association will be applying for the 90% federally funded Assistance to Firefighters Grant in the amount of $1,700,000. This grant would go towards purchasing the required radios for county firefighters and fire apparatus. If awarded the grant, 26 radios would be assigned to the Mount Holly Fire Department. In turn, the City of Mount Holly may be obligated to pay 10% of the overall cost for the 26 assigned radios (approximately $9000.00). There has been discussion that the Gaston County Commissioners have decided to absorb the 10% cost for each department, town, and/or city if the County receives the grant due to the ownership of the radios being the County's. Note that this potential decision has not been voted on and is based on conversations only. As a part of the Association's grant submittal, a Memorandum of Understanding (MOU) has been drafted for all applicable municipal fire departments, county fire departments, and the County of Gaston to sign. With the signing of this MOU, the City of Mount Holly would be stating that the City recognizes and agrees with the committee's recommendation of converting to the Viper radio system and agrees to provide the one-time 10% matching funds for the assigned radios.

Converting to the State's Viper system is on the Gaston County Commissioner's consent agenda for the November 10, 2016 meeting.

Fiscal Impact:

Will Item affect current budget	☐ YES	☒ NO	☐ N/A
Reviewed by Finance Director	☐ YES	☒ NO	☐ N/A
Preaudit Certification required	☐ YES	☒ NO	☐ N/A
Capital Project Ordinance required	☐ YES	☒ NO	☐ N/A
Budget Transfer required	☐ YES	☒ NO	☐ N/A
Total City Dollars:	0		
Budget Code			
Reviewed by City Attorney	☐ YES	☒ NO	☐ N/A

Manager/Staff Recommendation:

Result of City Council Decision:

Attachments:

Gaston County Radio System Improvements and Grant

- Gaston County Public Safety Radio Committee formed under the direction of the County Manager's office on September 26, 2013
- Committee Members:
  - Dean Jenkins - Gaston County Sheriff's Office
  - Steve Jentsch - Gaston County Police Department
  - Scott Lambert - Gaston County Police Communications
  - Eric Hendrix - Gaston County Fire Marshal
  - Mark Lamphiear - GEMS
  - Jeff Brittain - Gaston County IT
  - Representatives from the Gaston County Manager's Office
- Industry standard radio system life averages 10-12 years; the County's current system is 15 years old
- Two radio systems were evaluated:
  - UASI (Urban Area Security Initiative) – Regional system managed by Charlotte-Mecklenburg. This system is currently being utilized by Mount Holly Police Department. Mount Holly Fire Department currently utilizes 60 radios. With the UASI system, annual maintenance costs for 60 radios would cost the City of Mount Holly approximately $28,584 ($2,382 per month).
  - Viper – Statewide system managed by NC Department of Public Safety. No foreseeable system or radio maintenance costs passed to the City of Mount Holly.

- Gaston County funded system totals shown below do not include the capital required for the radios. The radios are approximately $3400.00 each.

UASI (7 Sites)	VIPER (8 Sites)
SYSTEM COST	**SYSTEM COST**
$5,434,392	$6,945,306
DISPATCH CONSOLES	**DISPATCH CONSOLES**
$1,890,194	$1,890,194
SYSTEM TOTAL	**SYSTEM TOTAL**
$7,324,586	$8,835,500
YEAR 2 CONSOLE ANNUAL MAINTENANCE	**YEAR 2 CONSOLE ANNUAL MAINTENANCE**
$148,935	$148,935
YEAR 2 SYSTEM AND UASI MAINTENANCE COSTS (COUNTY SHARE)	
$270,673	
YEAR 2+ TOTAL ANNUAL RECURRING COST	**YEAR 2+ TOTAL ANNUAL RECURRING COST**
$419,608	$148,935

If Gaston County receives the Assistance to Firefighters Grant for purchasing the required radios, Mount Holly Fire Department will be assigned 26 radios. The City's potential cost obligation for those radios would be approximately $9000 (10% of total radio cost). At the Gaston County Commissioner's meeting on November 10th it is expected that a vote will be carried out to proceed with the Viper system as well as a vote for the County to absorb the 10% cost for all of Gaston County. If both items pass, the City of Mount Holly would not have any financial obligations for the new system other than purchasing any additional radios above and beyond the 26 assigned radios from the County. Mount Holly Fire Department will need, at a minimum, 45 radios to ensure that we are equipped with adequate communication equipment for our day to day operations. That being said, we will need to purchase an additional 19 radios which would cost approximately $64,600.

If Gaston County does not receive the Assistance to Firefighters Grant and the County decides to proceed with the Viper system, the Mount Holly Fire Department will need to, at a minimum, purchase 45 radios to ensure that we are equipped with adequate communication equipment for our day to day operations. Estimated cost for 45 radios would be approximately $187,000.

The County should be notified on the grant approval or denial by July of 2017.

RESOLUTION TITLE: **RESOLUTION TO SUPPORT THE DESIGNATION OF THE NC STATE HIGHWAY PATROL VOICE INTEROPERABILITY PLAN FOR EMERGENCY RESPONDERS (VIPER) AS THE NEXT GENERATION EMERGENCY SERVICES RADIO SYSTEM PLATFORM FOR GASTON COUNTY; SPECIFICALLY, TO ENDORSE THE FIRE SERVICE APPLICATION FOR A 2016 FEMA ASSISTANCE TO FIREFIGHTERS GRANT AND TO PROVIDE THE REQUIRED 10% MATCHING FUNDS NOT TO EXCEED $200,000**

WHEREAS, the citizens of Gaston County are currently protected by an antiquated and obsolete UHF/VHF emergency services radio system that is approaching 15 years of service and becoming increasingly difficult to maintain adequately; and

WHEREAS, in September 2013 a multi-agency subcommittee of public safety officials along with County staff was commissioned to evaluate available options for the next generation emergency services radio system platform; and

WHEREAS, following an extensive evaluation of multiple system options the subcommittee voted unanimously to designate the NC VIPER system as the preferred system for implementation; and

WHEREAS, due to the predicted cost burden, it was deemed to be in the public interest for all agencies to develop creative funding sources where possible, and specifically for the fire service, to collaboratively seek a Joint Regional Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) to more cost-effectively purchase and install the county-wide VIPER radio system; and

WHEREAS, the FEMA AFG program limits such radio system grant awards to non-infrastructure purchases to a maximum of $2 million dollars and requires the regional grant partners to provide a one-time 10% fund match;

NOW, THEREFORE, BE IT RESOLVED, that the Gaston County Board of Commissioners wishes to designate the NC State Highway Patrol Voice Interoperability Plan for Emergency

---

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS

Responders (VIPER) as the next generation emergency services radio system platform and to endorse the county-wide fire service bid for a Joint Regional Federal Emergency Management Agency Assistance to Firefighters Grant by providing the required 10% matching grant funds not to exceed $200,000 dollars.

City of Mount Holly
Action Agenda Item

To: City Council	**Date:** 11-9-16
From: Brian DuPont	**Meeting Date:** 11-14-16

Agenda Item to be considered: Consideration and Approval of a Resolution of Support for the Catawba Crossing Project and Additional East-West Connectivity

Will this require a public hearing? ☐ YES ☒ NO

Background/Purpose of Request : At the August Council worksession, I presented an update on the Catawba Crossings project a proposed new route to construct new limited access multi-lane highway from NC 279 to I-485. The route would go from I-485 at the West Boulevard exit at the airport across the Catawba River, then across NC 273 to the South Fork River and connect to NC 279.

The project was submitted to the State under a category of funding that is not appropriate to the scale/scope of the project. Most recently, adjacent to the proposed route the City of Charlotte has been approached by a development called the River District with significant amounts of office space, retail space, residential units and hotels to be built (if approved) over the next 10-20 years.

The Gaston-Cleveland-Lincoln MPO has requested a feasibility study be conducted to review the Catawba Crossings project for reasons to re-evaluate the project in Statewide or Regional funding tier. However, with the proposed River District project going to Charlotte's City Council at a November 21, 2016 rezoning hearing the need for support from impacted communities and groups around the two projects has been acknowledged.

Attached is a Resolution of Support for the Catawba Crossings project in regard to the proposed rezoning petition of the River District development. Other municipalities and entities (Gaston County, Gastonia, Belmont, Cramerton, McAdenville, Montcross Chamber, Gaston Regional Chamber, Greater Gaston Development Corporation) have or are planning to adopt such resolutions prior to the public hearing in Charlotte on November 21st.

Fiscal Impact:

Will Item affect current budget	☐ YES	☐ NO	☒ N/A
Reviewed by Finance Director	☐ YES	☐ NO	☒ N/A
Preaudit Certification required	☐ YES	☐ NO	☒ N/A
Capital Project Ordinance required	☐ YES	☐ NO	☒ N/A
Budget Transfer required	☐ YES	☐ NO	☒ N/A
Total City Dollars:	$		
Budget Code			
Reviewed by City Attorney	☒ YES	☐ NO	☐ N/A

Manager/Staff Recommendation:

Result of City Council Decision:

___

Attachments:

1. **Resolution of Support**
2. **Maps for reference**
3.

RESOLUTION OF SUPPORT FOR THE CATAWBA CROSSINGS PROJECT AND ADDITIONAL REGIONAL EAST-WEST CONNECTIVITY

WHEREAS, The Catawba Crossings project is a proposed new location roadway running from NC 279 (S. New Hope Road) in southern Gaston County crossing both the South Fork of the Catawba and Catawba Rivers and connecting to I-485 in Mecklenburg County; and

WHEREAS, Gaston County has deemed the Catawba Crossings to be the top priority roadway project for the City, County, and Region; and

WHEREAS, both the Gaston Cleveland Lincoln Metropolitan Planning Organization (GCLMPO) and the Charlotte Regional Transportation Planning Organization (CRTPO) lists the Catawba Crossings Project in their respective long range Metropolitan Transportation Plans; and

WHEREAS, the Gaston Cleveland Lincoln Metropolitan Planning Organization (GCLMPO) Board has adopted a Resolution of Support for the project; and

WHEREAS, Charlotte City Council is considering a rezoning petition on November 21, 2016 for the River District development that will bring an additional 8 million square feet of office space, 500,000 square feet of retail, 1,000 new hotel rooms and 4,650 residential units; and

WHEREAS, it is critical that Gaston County have an additional connection to I-485, Charlotte-Douglas International Airport, and a direct connection to the proposed emerging economic center at the River District development in Mecklenburg County; and

WHEREAS, the Catawba Crossings should be appropriately ranked and prioritized as a SPOT 5.0 or P5 project at the Statewide or Regional Tier so the project can move forward as quickly as possible; and

NOW THEREFORE BE IT RESOLVED, that the City of Mount Holly fully supports the Catawba Crossings project, the enhanced east-west connectivity, and the connectivity provided in the proposed River District development rezoning request brought before Charlotte City Council.

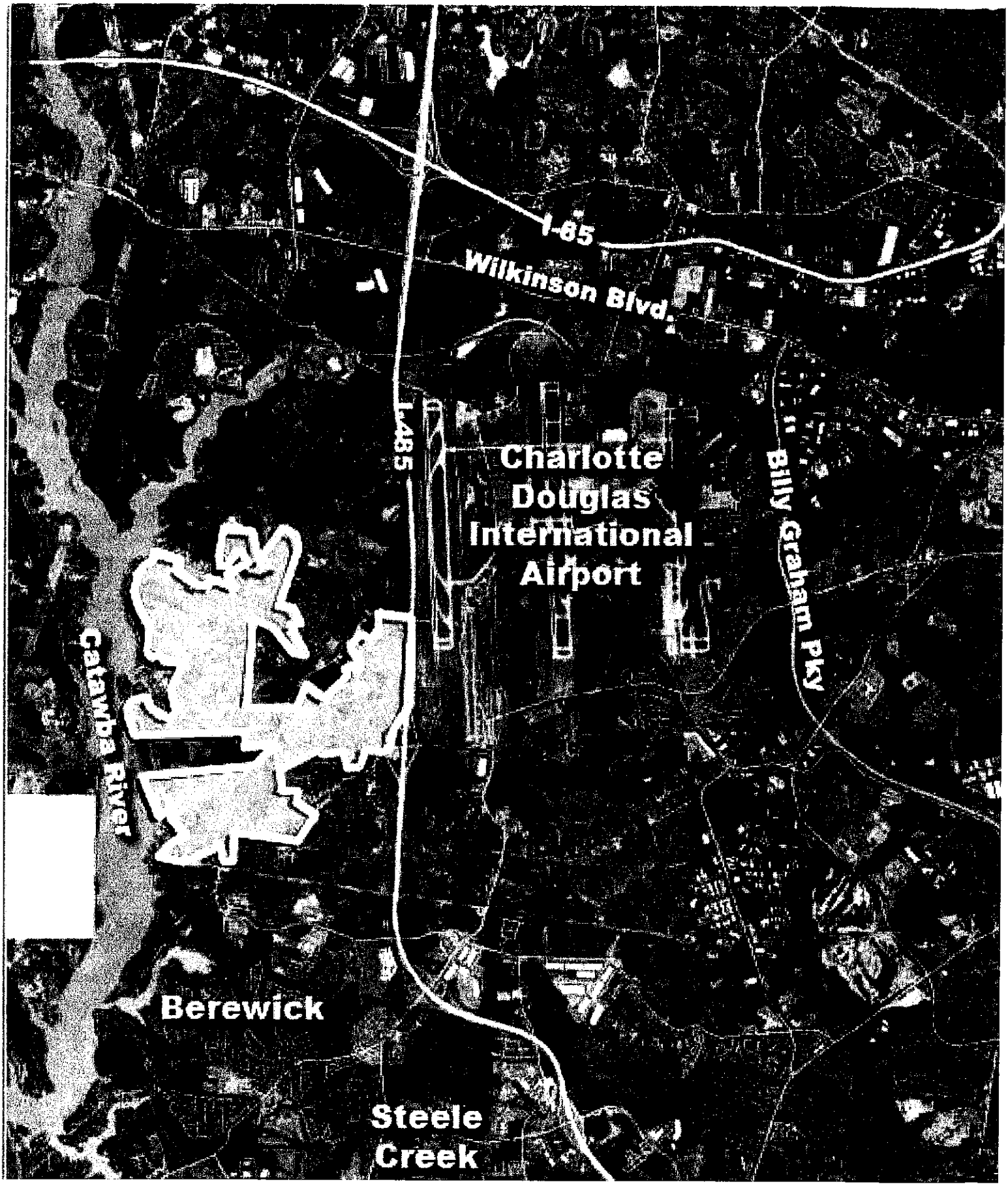
_____

Bryan Hough, Mayor

ATTESTED:

_____

Amy Miller, City Clerk


I-85
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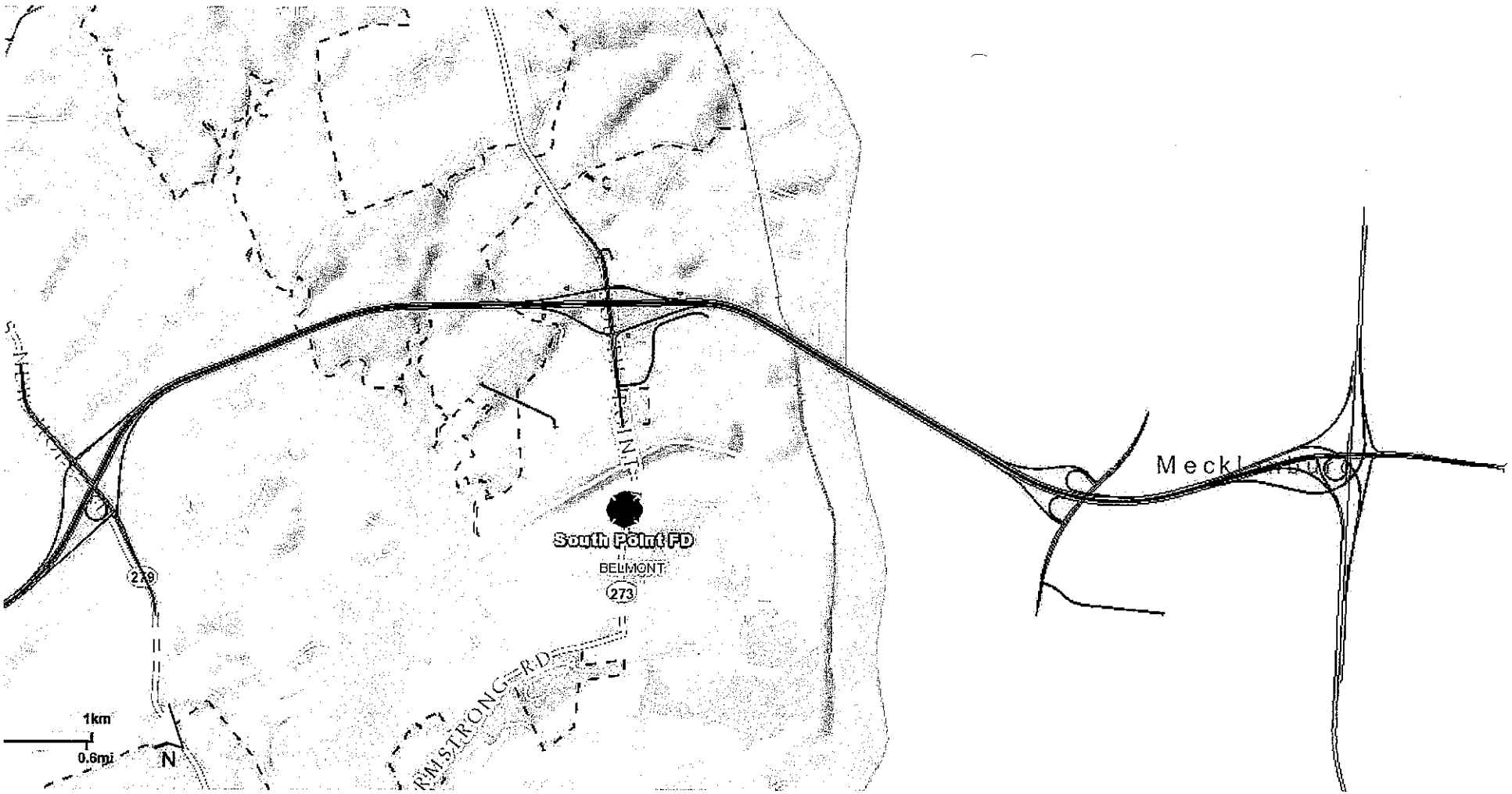
Charlotte
Douglas
International
Airport
Billy Graham Pky
Catawba River
Berewick
Steele
Creek


South Point FD
BELMONT
273
279
1km
0.6mi
N

REPORTS

Mount Holly Parks & Recreation

Monthly Report

Sole Patrol- The Sole Patrol met 21 days during the month of October. The total attendance was 670, with 63 different members attending. They met for a monthly birthday party, along with a Halloween celebration.

Fitness Center- The Fitness Center was open 26 days during the month of October. The total attendance was 123, with 31 different people attending. Of the 31, 11 were paying residents, 15 were seniors, and 5 were employees.

Athletics- October was the end of our fall sports seasons' in soccer, girls' volleyball, and baseball.

Free-play basketball at the Tuckaseege Community Center and Old Gym averaged about 34 people per session.

Rentals & Special Events- The Tuckaseege Community Center was rented 3 times during the month of October with an estimated attendance of 200 people. The shelters at River Street Park and Tuckaseege Park were rented a total of 16 times, with an estimated attendance of 490 people.

Our last Food Truck Friday of the year was held on Friday October 14 on South Main Street. An estimated 900 people enjoyed the event.

Our Hollyween Bash was held on Thursday October 27 at Tuckaseege Park. An estimated 400 people enjoyed the free event and games.

News & Notes- Mount Holly Parks & Recreation along with Gaston County Parks & Recreation will be hosting a state-wide soccer tournament at Poston Park this weekend. There will be 40 teams playing in the tournament, most of them from outside the area.

Youth basketball registration is ongoing until Friday November 18 or until teams are filled.

The Christmas Parade is on Wednesday November 30 at 4pm, with the tree lighting ceremony to follow.

Incident Disposition Totals by Offense

MOUNT HOLLY POLICE

(10/01/2016 - 10/31/2016)

Offense:	Arrest/No Supp.:	Arrest/Oth. Agency:	Death of Offender:	Vic. Ref. to Cooper.:	Prosecut. Declined:	Extradit. Declined:	Located Missing:	Unfound.:	Reported:	Actual:	Further Invest.:
0410 - Aggravated Assault	0	1	0	0	0	0	0	0	1	1	0
0510 - Burglary - Forcible Entry	1	0	0	0	0	0	0	0	3	3	1
0520 - Burglary - Non-Forced Entry	0	0	0	0	0	0	0	0	1	1	1
0630 - Larceny - Shoplifting	1	0	0	0	0	0	0	0	3	3	1
0640 - Larceny - From Motor Vehicle	0	0	0	0	0	0	0	0	9	9	8
0650 - Larceny - Auto Parts & Accessories	0	0	0	0	0	0	0	0	3	3	2
0660 - Larceny - From Buildings	0	0	0	0	0	0	0	0	1	1	0
0690 - Larceny - All Other Larceny	2	0	0	0	0	0	0	0	17	17	13
0710 - Motor Vehicle Theft - Automobile	0	0	0	0	0	0	0	0	2	2	1
0740 - Motor Vehicle Theft - Recreation Vehicle	0	0	0	0	0	0	0	0	1	1	1
0810 - Simple Physical Assault	1	0	0	1	0	0	0	0	5	5	3
0820 - Simple Non-Physical Assault	1	0	0	0	0	0	0	0	1	1	0
0890 - Simple Assault- All Other Simple Assault	0	0	0	0	0	0	0	0	2	2	2
1120 - Fraud - Obtaining Money/Property by False Pretense	2	0	0	0	0	0	0	0	3	3	1
1150 - Fraud - Credit Card/Automated Teller Machine	0	1	0	0	0	0	0	0	1	1	0
1170 - Fraud - Impersonation	0	0	0	0	0	0	0	0	2	2	2
1190 - Fraud - All Other Fraud	1	0	0	0	0	0	0	0	1	1	0
1290 - Embezzlement - All Other Embezzlement	1	0	0	0	0	0	0	0	1	1	0
1330 - Possessing/Concealing Stolen Property	2	0	0	0	0	0	0	0	2	2	0
1400 - Criminal Damage to Property (Vandalism)	0	0	0	0	0	0	0	0	17	17	13
1530 - Possessing/Concealing Weapons	1	0	0	0	0	0	0	0	1	1	0
1780 - Child Molestation (Non-Assaultive)	0	0	0	0	0	0	0	0	3	3	3
1810 - Drug Violations	3	0	0	0	0	0	0	0	4	4	1

Incident Disposition Totals by Offense

MOUNT HOLLY POLICE

(10/01/2016 - 10/31/2016)

Offense:	Arrest/No Supp.:	Arrest/Oth. Agency:	Death of Offender:	Vic. Ref. to Cooper.:	Prosecut. Declined:	Extradit. Declined:	Located Missing:	Unfound.:	Reported:	Actual:	Further Invest.:
1834 - Drug Violations - Equipment/Paraphernalia - Possessing/Concealing	3	0	0	0	0	0	0	0	3	3	0
1890 - Drug Violations - All Other Drug Violations	2	0	0	0	0	0	0	0	2	2	0
2100 - DWI - Alcohol and/or Drugs	4	0	0	0	0	0	0	0	4	4	0
2410 - Disorderly Conduct	1	0	0	0	0	0	0	0	1	1	0
2490 - Disorderly Conduct - All Other	1	0	0	0	0	0	0	0	1	1	0
2650 - Escape From Custody or Resist Arrest	1	0	0	0	0	0	0	0	1	1	0
2670 - Trespassing	1	0	0	0	0	0	0	0	1	1	0
2690 - All Other Offenses	3	0	0	0	0	0	0	1	5	4	0
4010 - All Traffic (except DWI)	12	0	0	0	0	0	0	0	15	15	2
4020 - Suicide	0	0	0	0	0	0	0	1	1	0	0
4040 - Non-Criminal Detainment (Involuntary Commitment)	1	0	0	0	0	0	0	1	3	2	0
8010 - Missing Persons	0	0	0	0	0	0	0	1	1	0	0
9910 - Calls for Service	0	0	0	0	0	0	0	5	9	4	3
Totals:	**45**	**2**	**0**	**1**	**0**	**0**	**0**	**9**	**131**	**122**	**58**

Arrest Status/Disposition Totals by Offense

MOUNT HOLLY POLICE

(10/01/2016 - 10/31/2016)

Offense:	Further Invest.:	Inactive:	Closed/ Cleared:	Arrest/No Supp.:	Arrest/No Invest.:	Felony:	Misd.:	Juvenile:	Adult:	Offense:
0510 - Burglary - Forcible Entry	0	0	2	2	0	2	0	0	2	2
0630 - Larceny - Shoplifting	0	0	1	1	0	0	1	0	1	1
0690 - Larceny - All Other Larceny	0	0	3	3	0	2	1	0	3	3
0810 - Simple Physical Assault	0	0	2	1	1	0	2	0	2	2
0820 - Simple Non-Physical Assault	0	0	5	1	4	0	5	0	5	5
1120 - Fraud - Obtaining Money/Property by False Pretense	0	0	3	3	0	3	0	0	3	3
1190 - Fraud - All Other Fraud	0	0	1	1	0	1	0	0	1	1
1290 - Embezzlement - All Other Embezzlement	0	0	1	1	0	1	0	0	1	1
1330 - Possessing/Concealing Stolen Property	0	0	3	3	0	2	1	0	3	3
1530 - Possessing/Concealing Weapons	0	0	2	2	0	2	0	0	2	2
1810 - Drug Violations	0	0	4	4	0	2	2	0	4	4
1832 - Drug Violations - Equipment/Paraphernalia - Manufacturing	0	0	1	1	0	0	1	0	1	1
1834 - Drug Violations - Equipment/Paraphernalia - Possessing/Concealing	0	0	3	2	1	0	3	0	3	3
2100 - DWI - Alcohol and/or Drugs	0	0	5	5	0	0	5	0	5	5
2410 - Disorderly Conduct	0	0	2	2	0	0	2	0	2	2
2490 - Disorderly Conduct - All Other	0	0	1	1	0	0	1	0	1	1
2640 - Contempt of Court, Perjury, Court Violations	0	0	6	3	3	0	6	0	6	6
2650 - Escape From Custody or Resist Arrest	0	0	1	1	0	0	1	0	1	1
2670 - Trespassing	0	0	1	1	0	0	1	0	1	1
2680 - City Ordinance Violations	0	0	1	0	1	0	1	0	1	1
2690 - All Other Offenses	0	0	5	5	0	1	4	0	5	5
4010 - All Traffic (except DWI)	0	0	4	4	0	1	3	0	4	4
Totals:	**0**	**0**	**57**	**47**	**10**	**17**	**40**	**0**	**57**	**57**

Citation Totals by Charge

MOUNT HOLLY POLICE

(10/01/2016 - 10/31/2016)

Charge:	Number of Charges:
Speeding (Infraction)	24
Seat Belt	2
DWI	3
No Operator License	5
Driving While License Revoked	8
Expired Registration	18
Inspection	5
Unsafe Movement	1
Failure To Stop (Stop Sign/Flashing Red Light)	4
Running Red Light	4
No Insurance	2
Possess/Consume Alcohol - Passenger	1
Failure To Reduce Speed	2
Other (Misdemeanor)	5
Other (Infraction)	4
Other (2nd Charge - Misdemeanor)	8
Other (2nd Charge - Infraction)	24
Total:	**120**

Mt Holly PD

400 E CENTRAL AV MT HOLLY , NC 28120

CFS By Department - Select Department By Date

For MOUNT HOLLY POLICE 10/1/2016 - 10/31/2016

MOUNT HOLLY POLICE	Count Per Type	Type Percent for Dept
ALARM B	30	1.63%
ALARM R	28	1.52%
ANIMAL COMPLAINT	7	0.38%
ASSAULT AL OCC	5	0.27%
ASSAULT IN PROG	1	0.05%
ASSIST CITY DEPARTMENT	1	0.05%
ASSIST FD/EMS	22	1.20%
ASSIST LE AGENCY	29	1.58%
ASSIST OTHER	16	0.87%
B & E RES AL OCC	6	0.33%
B & E RES IN PROG	2	0.11%
B & E TO VEHICLE ALR OCC	8	0.44%
B & E VEHICLE IN PROGRESS	1	0.05%
CHECK ROADWAY	14	0.76%
CHECK THE WELFARE	26	1.41%
CHILD CUSTODY	3	0.16%
CIVIL DISPUTE	15	0.82%
COMM SERV SPECIAL EVENT	17	0.92%
COMMUNICATING THREATS	12	0.65%
COURT	8	0.44%
DAMAGE TO PROPERTY	12	0.65%
DIRECT TRAFFIC	3	0.16%
DISCHARGE FIREARM	12	0.65%
DISTURBANCE NATURE UNK	3	0.16%
DOMESTIC ARGUMENT	20	1.09%
DOMESTIC ASSAULT	4	0.22%
DRUGS	6	0.33%
FIGHT MULTIPLE SUBJ	1	0.05%
FOLLOW UP INVESTIGATION	25	1.36%
FOOT PATROL	1	0.05%
FOUND PROPERTY	4	0.22%
FRAUD	4	0.22%
FUNERAL ESCORT	6	0.33%
HANGUP 911	7	0.38%
HARRASSMENT	8	0.44%
HIT & RUN PD	8	0.44%
HIT & RUN PI	1	0.05%
IDENTITY THEFT	3	0.16%
ILLEGAL DUMPING	1	0.05%
INFORMATION ONLY	46	2.50%
INTOXICATED DRIVER	3	0.16%
INTOXICATED PEDESTRIAN	6	0.33%

MOUNT HOLLY POLICE	Count Per Type	Type Percent for Dept
JUVENILE	7	0.38%
JUVENILE SEX ASSAULT AL OCC	2	0.11%
K9 DEPLOYMENT	3	0.16%
LARCENY AL OCC	25	1.36%
LARCENY FROM VEHICLE	2	0.11%
LARCENY IN PROG	2	0.11%
LICENSE CHECK	3	0.16%
LOST PROPERTY	3	0.16%
MENTAL COMMITMENT	4	0.22%
MISC CALL	2	0.11%
MISSING PERSON JUVENILE	2	0.11%
MV COLLISION PD	41	2.23%
MV COLLISION PI	4	0.22%
NOISE VIOLATION	10	0.54%
OBTAINING WARRANT	9	0.49%
OVERDOSE	3	0.16%
PARKING VIOL	5	0.27%
PERSONAL ESCORT	19	1.03%
PROWLER	6	0.33%
PUBLIC NUISANCE BIKES/SKATEBOARDS/ATV/DIRT BIKES	11	0.60%
RECOVER STOLEN PROPERTY	3	0.16%
SCHOOL PROGRAM	1	0.05%
SCHOOL RES OFFICER	56	3.05%
SCHOOL TRAFFIC	2	0.11%
SEARCH WARRANT	2	0.11%
SERVE WARRANT	15	0.82%
SOLICITATION	5	0.27%
SPECIAL ASSIGNMENT	40	2.18%
SPECIAL CHECK	732	39.83%
STOLEN VEHICLE AL OCC	2	0.11%
STRANDED MOTORIST	20	1.09%
SUBJECT WITH A GUN/WEAPON	1	0.05%
SUICIDAL SUBJECT	3	0.16%
SUSPICIOUS PERSON	47	2.56%
SUSPICIOUS VEH OCCUP	54	2.94%
SUSPICIOUS VEH UNOCCUP	48	2.61%
TRAFFIC OTHER	10	0.54%
TRAFFIC STOP	166	9.03%
TRESPASS	13	0.71%
VANDALISM AL OCC	4	0.22%
VERBAL ARGUMENT	16	0.87%
Total Records For MOUNT HOLLY POLICE	**1838**	Dept Calls/Total Calls **100.00%**

Total Records **1838**

PUBLIC WORKS REPORT

SEPTEMBER	2016	2015	2014
Water			
Daily Average (mgd)	2.917	2.747	2.514
Daily Maximum (mgd)	3.394	3.404	3.579
Daily Minimum (mgd)	2.312	2.093	1.136
Monthly Total (mg)	87.514	82.420	75.434
Customers			
Inside City Limits	5828	5722	5583
Outside City Limits	481	480	495
TOTAL	6309	6202	6078
Wastewater			
Daily Average (mgd)	2.053	2.233	2.279
Daily Maximum (mgd)	5.305	2.775	2.705
Daily Minimum (mgd)	0.968	1.289	1.455
Monthly Total Flow (mg)	61.594	66.984	68.365
American & Efird Total Flow (mg)	14.857	22.805	22.451
Customers			
Inside City Limits	5444	5338	5205
Outside City Limits	55	55	59
TOTAL	5499	5393	5264
Sanitation			
Number of Customers			
Residential	5105	4993	4871
Commercial / Industrial	150	146	149
Recycling	5215	5100	4956
Garbage Collected (tons)	434.34	351.86	361.86
General Yardwaste (tons)	71.10	42.51	52.95
Chipping (tons)	0.00	0.00	0.00
Leaves (tons)	0.00	0.00	0.00
Total Yardwaste (tons)	71.10	42.51	52.95
White Goods (tons)	6.00	0.00	0.00
Recycling (tons)	77.70	71.03	53.10