



July 11, 2022  
Council Meeting

Mayor Bryan Hough  
Mayor Pro-Tem Phyllis Harris  
Councilman Ivory Craig  
Councilman Jeff Meadows  
Councilman David Moore  
Councilwoman Christina Pawlish  
Councilwoman Lauren Shoemaker  
Marie M. Anders, City Attorney  
Miles Braswell, City Manager

# SIGN UP TO SPEAK AT THE

07/11/2022/

## Text Amendment

This meeting is streamed live on the internet and a recording will be made public on the City Website

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**SIGN UP TO SPEAK AT THE**  
07/11/2022/  
**CATARHYNE LLC Rezoning**

This meeting is streamed live on the internet and a recording will be made public on the City Website

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**SIGN UP TO SPEAK AT THE**  
07/11/2022/  
**CATARHYNE LLC Annexation**

This meeting is streamed live on the internet and a recording will be made public on the City Website

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**SIGN UP TO SPEAK AT THE**  
07/11/2022/  
**Dust Stop Filtration Rezoning**

This meeting is streamed live on the internet and a recording will be made public on the City Website

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**SIGN UP TO SPEAK AT THE**  
07/11/2022/  
**Dust Stop Filtration Annexation**

This meeting is streamed live on the internet and a recording will be made public on the City Website

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**SIGN UP TO SPEAK AT**  
11-Jul-22  
**UNSCHEDULED PUBLIC COMMENT**

This meeting is streamed live on the internet and a recording will be made public on the City Website

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**CITY OF MOUNT HOLLY  
MOUNT HOLLY CITY COUNCIL MEETING AGENDA**



**July 11, 2022  
7:00 P.M.**

**CALL TO ORDER BY THE MAYOR**

**INVOCATION**

Reverend Mark Massey, Pastor at True Light Tabernacle

**PLEDGE OF ALLEGIANCE**

Boy Scout Troop 59

**SET THE AGENDA**

**CONSENT AGENDA**

1. Approval of Budget Amendment
  - Hamilton Property Purchase
2. Approval of a Resolution Declaring the Service Weapons and Badge Carried by Mount Holly Police Chief Don Roper as Surplus and Authorize Award to Him Upon Retirement
3. Approval of an Interlocal Agreement with NCLM for a Group Self-Insurance Pool for Property and Liability Risk Sharing
4. Approval of an Interlocal Agreement with NCLM for a Group Self-Insurance Pool for Workers' Compensation Risk Sharing
5. Approval of an Agreement with NCLM and code contractor American Legal Publishing Corporation for the codification process
6. Approval of an Exemption from General Statutes relating to the hiring of Architects, Engineers, and Surveyors under the requirements of the Mini-Brooks Act for repair to the roof at 500 East Central Avenue
7. Approval of a Resolution Ratifying the Updated Charter of Centralina Regional Council
8. Approval of Final Plat for Azalea Ridge
9. Approval of the Selection of a Stormwater Mapping Consultant
10. Call for a public hearing regarding a proposed text amendment to permit bottle shops to have the option to operate as a private establishment in the B-1 Central Business District made by Jonathan Todd
11. Approval of Minutes of the June 13, 2022 Council Meeting

**PRESENTATIONS**

1. Presentation of a Resolution Awarding out Retiring Police Chief Don Roper his Badge and Service Weapons upon his Retirement *Mayor Bryan Hough*
2. Presentation of the 2023 Gaston County Tax Reappraisal Update *Chelsea Tarbush*

**PUBLIC HEARING**

1. Public hearing to consider an application, submitted by Johnny H. Denton, for a text amendment to allow automated car washes with conditions in the B-2 Neighborhood Business District *Greg Beal*
2. Public Hearing on the Question of Annexation Pursuant to GS 160A-31 for a petition submitted by Dust Stop Filtration, LLC, for a 7 acre tract of land, located at 1214 W. Catawba Avenue, Parcel ID # 182502 *Kemp Michael*
3. Public hearing to consider a rezoning application, submitted by Dust Stop Filtration, LLC, for a 7 acre tract of land, located at 1214 W. Catawba Avenue, Parcel ID # 182502, from I-1 Gaston County to LI Light Industrial *Greg Beal*

4. Public Hearing on the Question of Annexation Pursuant to GS 160A-31 for a petition submitted by CATARHYNE, LLC for a 4.94 acre tract of land, located at 1212 W. Catawba Avenue, Parcel ID # 221728 *Kemp Michael*
5. Public hearing to consider a rezoning application, submitted by CATARHYNE, LLC, for a 4.94 acre tract of land, located at 1214 W. Catawba Avenue, Parcel ID # 221728, from I-1 Gaston County to LI Light Industrial *Greg Beal*

**PUBLIC COMMENT – Three (3) Minute Limit**

**OLD BUSINESS**

1. Update on Short-term Rentals (Airbnb)

*Paul Lowe*

**NEW BUSINESS**

**CLOSED SESSION**

1. Closed Session Pursuant to N.C.G.S 143-318.11 (a) (3, 5 and 6)

**ADJOURN**

# **CONSENT AGENDA**



## City of Mount Holly Action Agenda Item

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| <b>To:</b> Mayor and City Council                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Date:</b> July 7, 2022                                                                        |
| <b>From:</b> Miles Braswell, City Manager                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <b>Meeting Date:</b> July 11, 2022                                                               |
| <b>Agenda Item to be considered:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                  |
| Consent Agenda: Hamilton Property Purchase – Budget Amendment                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                  |
| <b>Will this require a public hearing?</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                  |
| <b>Background/Purpose of Request:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                  |
| <p>During the June 13, 2022 City Council meeting, Council approved the offer to purchase contract from Ralph Hamilton, property located at the western end of Piedmont Avenue for \$62,500.00, per resolution number 06132022C. The Gaston County GIS parcel # is 123769.</p> <p>This property was included as a portion of Veterans Park expansion, when being discussed for the 2021 Parks Bond.</p> <p>The Unassigned Fund Balance is earmarking funds for Veterans Park property purchases, but these funds are not budgeted in FY 22-23, therefore a Budget Amendment is necessary.</p> |                                                                                                  |
| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                  |
| Will Item affect current budget                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| Preaudit Certification required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| Budget Transfer required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | \$62,500.00                                                                                      |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Shown on attached Budget Amendment                                                               |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| <b>Manager/Staff Recommendation:</b> Staff recommends approving Budget Amendment.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                  |
| <b>Result of City Council Decision:</b> _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                  |
| <b>Attachments:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                  |
| • Budget Amendment form                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                  |

[illegible]





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| <b>To:</b> Mayor and City Council<br><b>From:</b> Miles Braswell, City Manager                                                                                                                                                                                                                                     | <b>Date:</b> July 7, 2022<br><b>Meeting Date:</b> July 11, 2022                                  |
| <b>Agenda Item to be considered:</b> Approval of Interlocal Agreement with the NCLM for a Group Self-Insurance Pool for Property and Liability Risk Sharing                                                                                                                                                        |                                                                                                  |
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| <b>Will this require a public hearing?</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO                                                                                                                                                                                                     |                                                                                                  |
| <b>Background/Purpose of Request:</b> As part of the budget process, staff bid out the property and liability insurance for the 22/23 fiscal year. The North Carolina League of Municipalities was the low bid with better coverage. Therefore the City needs to enter into an Interlocal Agreement with the NCLM. |                                                                                                  |
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| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                              |                                                                                                  |
| Will Item affect current budget                                                                                                                                                                                                                                                                                    | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                       | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Preaudit Certification required                                                                                                                                                                                                                                                                                    | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                 | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Budget Transfer required                                                                                                                                                                                                                                                                                           | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                         | \$                                                                                               |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                 |                                                                                                  |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| <b>Manager/Staff Recommendation:</b><br><b>Approval</b>                                                                                                                                                                                                                                                            |                                                                                                  |
| <b>Result of City Council Decision:</b><br>                                                                                                                                                                                                                                                                        |                                                                                                  |
| <b>Attachments:</b><br>Interlocal Agreement                                                                                                                                                                                                                                                                        |                                                                                                  |



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| <b>To:</b> Mayor and City Council<br><b>From:</b> Miles Braswell, City Manager                                                                                                                                                                                                        | <b>Date:</b> July 7, 2022<br><b>Meeting Date:</b> July 11, 2022                                  |
| <b>Agenda Item to be considered:</b> Approval of Interlocal Agreement with the NCLM for a Group Self-Insurance Pool for Workers' Compensation Risk Sharing                                                                                                                            |                                                                                                  |
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| <b>Will this require a public hearing?</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO                                                                                                                                                                        |                                                                                                  |
| <b>Background/Purpose of Request:</b> As part of the budget process, staff bid out the workers' compensation for the 22/23 fiscal year. The North Carolina League of Municipalities was the lower bid. Therefore, the city needs to enter into an Interlocal Agreement with the NCLM. |                                                                                                  |
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| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                 |                                                                                                  |
| Will Item affect current budget                                                                                                                                                                                                                                                       | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Reviewed by Finance Director                                                                                                                                                                                                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Preaudit Certification required                                                                                                                                                                                                                                                       | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Capital Project Ordinance required                                                                                                                                                                                                                                                    | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Budget Transfer required                                                                                                                                                                                                                                                              | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                            | \$                                                                                               |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                    |                                                                                                  |
| Reviewed by City Attorney                                                                                                                                                                                                                                                             | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| <b>Manager/Staff Recommendation:</b><br>Approval                                                                                                                                                                                                                                      |                                                                                                  |
| <b>Result of City Council Decision:</b><br>                                                                                                                                                                                                                                           |                                                                                                  |
| <b>Attachments:</b><br>Interlocal Agreement                                                                                                                                                                                                                                           |                                                                                                  |



## City of Mount Holly Action Agenda Item

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| <b>To:</b> Mayor and City Council                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <b>Date:</b> July 6, 2022                                                                        |
| <b>From:</b> Miles Braswell, City Manager                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <b>Meeting Date:</b> July 11, 2022                                                               |
| <b>Agenda Item to be considered:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                  |
| Consent Agenda: Approval of an Agreement with the NC League of Municipalities and code contractor American Legal Publishing Corporation for the codification process                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                  |
| <b>Will this require a public hearing?</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                  |
| <b>Background/Purpose of Request:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                  |
| <p>The North Carolina League of Municipalities (NCLM) provided a proposal to codify the City's Code of Ordinances and place it online to assist Staff and the public with a complete searchable document online. This project estimate was approved in the FY 22-23 budget and split 50/50 between the General Fund and Enterprise Fund professional services line items.</p> <p>The NCLM has selected American Legal Publishing Corporation (American Legal) as its code contractor to assist with the codification process. The agreement with the NCLM will allow the ability to use resources from both the NCLM's staff and American Legal's staff to work with the City and the City Attorney's office regarding our current code and future amendments.</p> <p>The Proposal from the NCLM is attached, listing the advantages and benefits of the codification, cost, services summary, Agreement and sample codes.</p> <p>Please note that American Legal is also the company that hosts the City of Mount Holly's recently completed Zoning Ordinance, found on the Planning Department's webpage.</p> |                                                                                                  |
| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                  |
| Will Item affect current budget                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| Preaudit Certification required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| Budget Transfer required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | \$7,175 General Fund budget<br>\$7,175 Enterprise Fund budget                                    |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | GF: 10-00-4120-194<br>EF: 62-91-7110-194                                                         |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| <b>Manager/Staff Recommendation:</b> Staff recommends moving forward with the NCLM's Codification Proposal. Project is budgeted in Fiscal Year 2022-2023.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                  |
| <b>Result of City Council Decision:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                  |
| <b>Attachments:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                  |
| • Codification Proposal from the NCLM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                  |



## City of Mount Holly Action Agenda Item

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| <b>To:</b> Mayor and City Council                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <b>Date:</b> July 01, 2022                                                                       |
| <b>From:</b> Jeremy Moss, Building Supervisor                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <b>Meeting Date:</b> July, 11 2022                                                               |
| <b>Agenda Item to be considered:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                  |
| Exemption from General Statutes relating to the hiring of Architects, Engineers, and Surveyors under the requirements of the Mini-Brooks Act for the design of a roof system for City owned property located at 500 E Central Ave, also known as The Arts on The Greenway Building.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                  |
| <b>Will this require a public hearing?</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                  |
| <b>Background/Purpose of Request:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                  |
| <p>The hiring of professional services performed by architects, engineers, surveyors, and alternative construction delivery method firms is governed by NCGS 143-64.31, often referred to as the Mini-Brooks Act. Under this requirement, local governments select an architect, engineer, or surveyor based primarily on the firm or individuals' qualifications, not the cost of the service or fees. This method of procurement is known as qualifications-based selection (QBS).</p> <p>However, under NCGS 143-64.32 a local government may exempt itself from the Mini-Brooks Act, which means it will not be required to use the QBS process and may select an architect, engineer, or surveyor through whatever method it chooses or award a contract without utilizing any process at all. However, an amount is capped at \$50,000, meaning that the estimated cost of the contract cannot exceed this amount.</p> <p>We are seeking consent to utilize REI Engineers, 1927 JN Pease Place, Suite 201 Charlotte, NC 28262. REI Engineers has been providing building enclosure engineering services since 1997.</p> |                                                                                                  |
| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                  |
| Will Item affect current budget                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A |
| Preaudit Certification required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| Budget Transfer required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | \$                                                                                               |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                  |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| <b>Manager/Staff Recommendation:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                  |
| Staff recommends exemption from the Mini-Brooks Act for the design of the roofing system. REI Engineers is more than qualified to perform this work having been providing building enclosure engineering services since 1997.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                  |
| <b>Result of City Council Decision:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                  |
| <b>Attachments:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                  |



## City of Mount Holly Action Agenda Item

**To:** City Council

**Date:** July 7, 2022

**From:** Miles Braswell, City Manager

**Meeting Date:** July 11, 2022

**Agenda Item to be considered:** Approval of a Resolution Ratifying the Updated Charter of Centralina Regional Council

**Will this require a public hearing?**

☐ YES

☒ NO

**Background/Purpose of Request :** Recently, the Centralina Board of Delegates approved amendments to our organization's Charter. The purpose of these changes was to add language prohibiting private entities from having an interest in the organization's earnings and financial assets. **To finalize the amendment process, Centralina member governments must ratify the amended Charter.** We are reaching out to ask for your assistance with this process by adding a resolution to ratify the amended Centralina Charter to the Consent Agenda of your upcoming Council or Board meeting.

### ***Fiscal Impact:***

|                                    |                              |                             |                                         |
|------------------------------------|------------------------------|-----------------------------|-----------------------------------------|
| Will Item affect current budget    | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Reviewed by Finance Director       | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Preaudit Certification required    | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Capital Project Ordinance required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Budget Transfer required           | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| <b>Total City Dollars:</b>         | \$                           |                             |                                         |
| <b>Budget Code</b>                 |                              |                             |                                         |
| Reviewed by City Attorney          | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |

**Manager/Staff Recommendation:**  
**Approval**

**Result of City Council Decision:**

### ***Attachments:***

1. Resolution and backup documents



## **RESOLUTION AMENDING THE CENTRALINA CHARTER AND BYLAWS**

**WHEREAS**, Centralina Regional Council is one of 16 regional councils in North Carolina, authorized by the General Assembly to address regional issues and opportunities by offering planning, coordination, program management, advocacy, and technical assistance services; and

**WHEREAS**, Centralina's Charter notes that the organization was created for the region's local governments to "consult among themselves to act in concert and to jointly exercise the powers of local government with reference to regional matters affecting health, safety, welfare, education, transportation, recreation, economic conditions, regional planning or regional development"; and

**WHEREAS**, Centralina attorneys from Shumaker, Loop, and Kendrick have advised that this statement in the Centralina Charter indicates that the organization performs an "essential government function" consistent with Internal Revenue Code Section 115(1), which specifies tax exemption for income derived from such a function; and

**WHEREAS**, Centralina's income is not exempt from federal income tax under Internal Revenue Code Section 115(1), however, because the Charter and Bylaws do not specifically prohibit a private party from benefitting or having an interest in the organization's earnings or assets; and

**WHEREAS**, Centralina attorneys have advised that Centralina's income will be eligible for a federal income tax exempt status if the organization amends its Charter and Bylaws to explicitly provide that no private party may benefit or have an interest in Centralina's earnings or assets, and that upon dissolution, those assets will be distributed solely to Centralina member governments.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Delegates of Centralina Regional Council amends the organization's Charter Resolution as follows (underlining indicates additions and strikethroughs indicate deletions):

ITEM IX, Section J:

No private party may benefit or have an interest in Centralina's earnings or financial assets.

...

ITEM XII, Section B:

The Council may be dissolved at the end of any fiscal year only (1) upon adoption of a dissolution resolution by three-fourths of the governing bodies of all governmental units, or (2) the withdrawal from the Council of all but one of the member governmental units. ~~If such dissolution is effected by resolution of the member governments, such resolution shall specify the method of liquidating~~





~~the Council's assets and liabilities. If such dissolution is occasioned by withdrawal of all but one member, the remaining governmental unit shall have the power to liquidate all assets and liabilities and it shall then distribute the net proceeds, if any;~~ Upon dissolution, the Council's financial assets will be distributed solely to those members who paid the latest annual assessment and in the same proportion. Any deficit shall be the responsibility of those member governments who would have received the net proceeds, and in the same proportions.

**BE IT FURTHER RESOLVED,** that Centralina Regional Council amends its Bylaws as follows (underlining indicates additions):

Article X: Financial

G. Financial Interest and Distribution of Assets: No private party may benefit or have an interest in the Council's earnings or financial assets. Upon dissolution of the Council, its financial assets will be distributed solely to the member governments that paid the latest annual assessment and in the same proportion.

Adopted this 9th day of February, 2022.

A handwritten signature in blue ink that reads "Bobby Compton".

Bobby Compton, Centralina Regional Council Board Chairman

ATTEST:

A handwritten signature in blue ink that reads "Kelly Weston".

Kelly Weston, Clerk to the Board

## **CENTRALINA REGIONAL COUNCIL CHARTER RESOLUTION**

**WHEREAS**, the undersigned governmental units of the State of North Carolina, together with the other county and municipal governmental units in North Carolina or a state adjoining North Carolina hereafter adopting concurrent Resolutions identical hereto, recognize that there is a need for such governmental units to consult among themselves to act in concert and to jointly exercise the powers of local government with reference to regional matters affecting health, safety, welfare, education, transportation, recreation, economic conditions, regional planning or regional development; now therefore, be it

**RESOLVED**, that pursuant to the General Statutes of North Carolina, Chapter 160A, Article 20, Parts 1 and 2, the following Resolution is hereby adopted for the establishment of a regional council of governments and for the joint exercise of any power, function, public enterprise, right, privilege or immunity of local government by and through this regional council and its member governmental units, all to the extent and in the manner authorized or permitted by Article 20 of Chapter 160A of the General Statutes of North Carolina entitled "Interlocal Cooperation".

### **ITEM I**

**Short Title - Binding Effect:** This Resolution shall be hereafter referred to as the "Charter" of the Centralina Regional Council; and said Charter, together with all amendments thereto, shall be binding upon and shall inure to the benefit of all governmental units who are now or hereafter become its members.

### **ITEM II**

**Name:** The name of the regional council of governments hereby established shall be the **CENTRALINA REGIONAL COUNCIL** and shall be hereinafter referred to herein as the "Council."

### **ITEM III**

**Membership:**

- A. The initial membership of this Council of Governments shall consist of the following governmental units who are presently members of the Council and such additional units of local government admitted in accordance with the provisions of this Charter:



|                 |                    |               |
|-----------------|--------------------|---------------|
| Albemarle       | Harrisburg         | Monroe        |
| Anson County    | Huntersville       | Mooreville    |
| Ansonville      | Indian Trail       | Morven        |
| Badin           | Iredell County     | Mount Holly   |
| Belmont         | Kannapolis         | Oakboro       |
| Bessemer City   | Kings Mountain     | Pineville     |
| Cabarrus County | Landis             | Ranlo         |
| Charlotte       | Lincoln County     | Richfield     |
| Cherryville     | Lincolnton         | Salisbury     |
| Cleveland       | Locust             | Spencer       |
| Concord         | Lowell             | Stallings     |
| Cornelius       | Marshville         | Stanley       |
| Cramerton       | Marvin             | Stanly County |
| Dallas          | Matthews           | Statesville   |
| Davidson        | McAdenville        | Troutman      |
| East Spencer    | Mecklenburg County | Union County  |
| Faith           | Midland            | Wadesboro     |
| Gaston County   | Mineral Springs    | Waxhaw        |
| Gastonia        | Mint Hill          | Wingate       |
| Granite Quarry  | Misenheimer        |               |

- B. Any municipal or county government which is not an initial member of the Council, including any municipal or county government in a state adjoining North Carolina (where permitted by the laws of said adjoining state) may join the Council by ratifying or adopting this Charter and upon the majority vote of the existing members. Notice of such application for admission shall be given each member in the manner prescribed by the Council Bylaws at least ten (10) days prior to the date of the meeting at which the vote is to be taken.
- C. All rights and privileges of membership in the Council shall be exercised on behalf of the member governments by their delegates to the Council; and "delegates" as used in this Charter shall, unless otherwise provided, include alternate delegates duly designated by a member government.

#### ITEM IV

**Purpose and Functions:** The Council hereby established shall be a voluntary organization of local governmental units organized and existing to (1) provide a framework within which matters affecting the health, safety, welfare, education, recreation, economic conditions, transportation, water quality and solid waste, regional planning or regional development of and for the citizens within the member governmental units may be studied and discussed, and concerning which solutions or recommendations are proposed; (2) to implement courses of action relating to the matters within contractual exercise by one unit for other units its jurisdiction through the joint exercise or of any power, function, right, privilege or immunity of local government; (3) to promote intergovernmental cooperation, communication and planning; and (4) to review, upon the request of state, federal or local governments, or agencies thereof, applications for grants or funds for projects affecting citizens within the members' jurisdictions.

## **ITEM V**

### **Representation:**

- A. Each member governmental unit shall be represented in the Council by one delegate or in the absence of such delegate by a designated alternate, if any. All delegates and alternates shall be elected members of the governing bodies of the member governmental units they represent. The delegates and alternates, as well as their successors, shall be selected by the member governments in any manner consistent with law and the regulations governing such body, and their names shall be certified to the Council in the manner prescribed by the Bylaws of the Council. Each governmental unit may designate any number of alternate delegates.
- B. The term of office of each delegate shall commence upon the selection and certification of the delegate to the Council by the respective member government; and such delegate shall continue to represent the member government until a successor delegate is certified, unless the delegate shall sooner resign, cease to be an elected member of said governing body, or be removed as a delegate by said governing body, in which case his term shall expire on the effective date of such event. Only an individual who has been duly appointed and certified to the Council as a delegate or alternate may be permitted to vote in any matter. The members shall also appoint and certify a successor to fill any vacancy created by the death, removal, resignation, or ineligibility of a delegate (but not an alternate), but an alternate may represent a member until such successor delegate is appointed and certified.

## **ITEM VI**

### **Voting and Quorum Requirements:**

- A. Except as provided in paragraph D of this Item, each member governmental unit shall be entitled to one vote on all matters coming before the Council or before any committee to which such member unit is duly appointed. All votes shall be cast by the delegate, or in his absence, by an alternate delegate of the member government.
- B. A quorum shall be present for the transaction of business of the Council at any meeting at which there is representation of either (a) a majority of all the member governmental units or (b) fifty percent (50%) of the county member governmental units and thirty percent (30%) of the total number of member municipal governmental units.
- C. The affirmative vote of a majority of representatives present at any meeting at which a quorum was present shall be required for any action or recommendation of the Council or any committee, unless this Charter or the Bylaws of the Council require a larger affirmative vote on particular matters. Voting shall be by voice, a show of hands or, upon the request of any three delegates, by a poll of the delegates.
- D. Any member governmental unit shall be entitled to request that any matter requiring a vote of the Council be considered by weighted voting in accordance with the following

procedures:

1. A request for weighted voting must be made after the motion is made and before any vote on the motion is taken.
2. The vote on any matter appearing on the written agenda for the meeting, and upon which weighted voting has been requested, must be taken at that meeting unless the vote is postponed by a two-thirds non-weighted vote of the delegates.
3. Each member governmental unit shall be entitled to cast one vote for each 50,000 residents of its jurisdiction (or portion thereof) as determined by the census used in assessing members' dues for the current fiscal year. A simple majority of the votes cast shall be required for passage of any motion unless the Charter or Bylaws require a larger affirmative vote on particular matters.
4. Anything contained in these weighted voting procedures to the contrary notwithstanding, if on any motion utilizing weighted voting any three (3) county member governments shall cast negative votes, the motion shall fail unless the motion would have carried without the use of weighted voting.
5. All votes on issues where weighted voting is requested shall be taken by a poll of the delegates.

#### **ITEM VII**

**Withdrawal:** Any member may withdraw from the Council at the end of any fiscal year, provided written notice of intent to withdraw is given to each of the other members at least six (6) months prior to the end of the fiscal year.

#### **ITEM VIII**

**Powers and Duties of the Council:** Within the limits of funds and personnel available, the Council:

- A. Shall have and may exercise, in accordance with its Charter and Bylaws, all of the powers which the General Assembly of North Carolina has authorized, and may hereafter from time to time authorize this Charter to confer upon the Council, including, but not limited to, all of the specific powers enumerate in Section 160A-475 (and any amendments thereto) of the General Statutes of North Carolina, which powers are incorporated herein by reference. Similarly, to the extent applicable, any powers authorized hereafter by the General Assembly of a state adjoining North Carolina may be exercised by the Council with respect to interstate activities or functions.
- B. Shall have, and may exercise, in addition to and not in limitation of the foregoing, the following powers:

1. To create such committees as it deems necessary to exercise the powers granted to the Council herein in dealing with problems or problem areas that do not involve all the members of the Council. At least one delegate from each member governmental unit affected by the problem or problem area to be dealt with by the committee is entitled to be a member of that committee. Any two or more member governmental units shall have the right to have a Council committee formed to exercise the powers of the Council with reference to any problem which affects the petitioning governmental units, unless the Council shall reasonably determine that the problem or problem area in question should be assigned to an existing committee, in which case the petitioning members shall be entitled to be represented on said committee. The subject matter over which any committee has jurisdiction to exercise the powers of the Council shall be specifically defined, but may be enlarged or restricted by the Council from time to time. Unless the right of a member to representation on any particular committee granted hereinabove is asserted, the Chairman of the Council shall designate the membership of all committees.
2. To accept, receive and disburse in furtherance of the duties, purposes, powers, and functions specified in this Charter all member assessments, funds, grants, and services made available by the State of North Carolina, any other state, or any agency thereof, the Federal Government and its agencies, any municipality or county or agency thereof, the Federal Government and its agencies, any municipality or county or other governmental or quasi- governmental unit or agency (whether or not a member of such Council) and private and civic sources. The Council may provide matching funds, grants, or services, received from any source, to or for any governmental or quasi-governmental agencies established by the Council or any two or more member governmental units in furtherance of the duties, purposes, powers, and functions herein contained. None of the powers contained in this subparagraph may be exercised by any committee except with respect to funds budgeted or appropriated for their use by the Council.
3. To meet with, consult with, contract with or act in concert with any county or municipality or any agency of any state, the federal government, any civic organization, or private organization in the furtherance of the purposes and objects within its jurisdiction.
4. To participate, as a unit of local government, in any undertaking with any other unit of local government, whether or not a member of the Council, for the joint exercise of governmental powers in accordance with and pursuant to the provisions of Chapter 160A, Article 20, Part 1 of the General Statutes of North Carolina (and any amendments thereto), entitled "Interlocal Cooperation".
5. To contract with any government entity or agency, or any other person, firm or corporation for goods and/or services when same have been authorized by budget appropriations or by special resolution of the Council appropriating available

funds; and to purchase and own such personal property, equipment, vehicles and furnishings as may be authorized or for which funds may be appropriated.

6. To adopt Bylaws containing such rules and regulations for the conduct of its business as it may deem necessary for the proper discharge of its duties and the performance of its functions, not inconsistent with the Charter or the laws of North Carolina.
7. To create agencies of the Council to act for and on behalf of the Council in the planning and development of particular programs which affect the health, safety, welfare, education, economic conditions or regional development of two or more member governmental units. Such agencies shall have such membership, staff, powers, duties and responsibilities as may be specified in the Council Resolutions pursuant to which such agency is established, consistent with the powers herein granted to the Council. Provided, however, such agency shall at all times be acting for and on behalf of, and shall be responsible to, the Council. The Council may appropriate funds for the use of agency programs which it has received from any source, including member assessments, provided such appropriation is made in accordance with this Charter.
8. To contract with other units of local government, as that term is defined in G.S. 160A- 460, to provide for administrative, planning, procurements or other services, including administration of grants from local, state and federal agencies, in order to promote and encourage interlocal cooperation authorized under G.S. 160A-461.

## **ITEM IX**

### **Financial:**

- A. The general operating expenses of the Council shall be paid from funds paid to the Council by each member governmental unit. The annual contribution of each member governmental unit shall be based upon the duly adopted budget for such year and shall be assessed on the basis of the population for each member. For the purpose of determining the current population of each governmental unit, the Council shall use either (1) the Population Estimates for North Carolina Municipalities and Counties prepared by the United States Bureau of the Census and the North Carolina Office of State Budget and Management and published from time to time or (2) the official 10-year census figures. The current population estimates are the most recent estimates available using either (1) or (2) above, on the date the annual dues for member governments is determined by the Council.
- B. All expenditures of the Council for special projects of the Council or any committee thereof or for performance of contractual services for non-member units of local government shall be made from revenues paid to the Council by the governmental units

directly involved in such projects. All such revenues shall be credited to a special revenue account and all expenditures made at the completion of any project or contract. In no case shall other general fund revenues be used to pay any special project costs which do not reasonably involve or benefit the entire Council. In the event payments made by other units of local government exceed or are less than the actual cost of a special project, the excess shall be refunded to and the deficit paid by the units of local governments affected thereby.

- C. The budget for the Council for each fiscal year and the assessment of each member shall be adopted by the affirmative vote of at least seventy-five percent (75%) of the representatives present at a meeting at which a quorum was present, provided notice of such vote has been given in accordance with the Bylaws, and provided further said notice is accompanied by a copy of the proposed budget and assessment.
- D. The budget for the Council and the assessment for each member governmental unit shall be adopted by the Council no later than April 15th of each year. Provided, the Council shall publish and deliver to the delegates a budget estimate, indicating each member governmental unit's estimated share thereof, on or before March 31st of each year, if the actual budget shall not have been adopted by that date.
- E. The budget, once adopted, may be amended by the affirmative vote of at least seventy-five percent (75%) of the representatives present at a meeting at which a quorum was present, provided notice of such vote has been given in accordance with the Bylaws, and provided, further, said notice shall state in detail the proposed terms of the amendment and the reasons therefor.
- F. The annual assessment for each member governmental unit shall be payable on or before August 1st of each year and shall be delinquent thereafter. Any member of the Council which becomes delinquent in the payment of its annual assessments shall lose all rights and privileges of Council membership during such a period of delinquency. Any new member shall pay the full annual assessment for the current fiscal year regardless of its date of admission.
- G. All revenues paid to the Council by member governmental units and all other sources whatsoever shall be deposited in the general fund of the Council, and separate revenue and expenditure accounts shall be maintained for each phase of operation of the Council to the extent required by sound accounting practices, to include, but not to be limited to, such accounts for the general operating expenses of the Council and each special project undertaken by the Council or any committee thereof.
- H. The general operating expenses of the Council shall include, but are not necessarily limited to: providing meeting and office space or other such physical facilities needed by the Council or any committee thereof; providing compensation for the director and other administrative personnel of the Council; providing the necessary legal and accounting or other professional services; providing furniture, equipment, vehicles and

supplies, paying special consultants, temporary employees and contractors duly authorized by the Council; reimbursing authorized expenses of Council employees.

- I. Unless the Council shall otherwise provided by resolution, any surplus funds in the general operating expense account at the close of any fiscal year shall be credited as additional revenue for budget purposes for the following fiscal year. All other funds shall be held and disbursed as otherwise herein provided or as directed by the contributing source.
- J. No private party may benefit from or have an interest in the Council's earnings and financial assets.

#### **ITEM X**

##### **Compensation and Expenses of Delegates:**

- A. Except for the Chairman of the Council, a delegate, and in his absence, an alternate delegate may receive, if the Bylaws so provide, up to \$40.00 for each regular or special meeting of the Council and Executive Committee attended, not to exceed \$500.00 during any fiscal year. Such Bylaws may also provide that actual travel expenses, not to exceed twenty-five cents (\$.25) per mile, may be paid to each delegate, and in his absence to one alternate delegate, for attending any meeting of the Council or any committee meeting. The Chairman of the Council shall receive \$200.00 per month as compensation for his services to the Council.
- B. For travel on any authorized business of the Council, other than to attend Council or committee meetings, delegates shall be reimbursed for their actual expenses, as approved by the Council.

#### **ITEM XI**

**Severability:** If any Item, paragraph, sentence or phase of this Charter shall be declared by any court of competent jurisdiction to be in violation of the laws of this State or, where applicable, of the laws of any other state, such provisions of this Charter shall be considered to be severable, as to the member or members affected, and the validity of the remaining portion of the Charter shall not be affected.

#### **ITEM XII**

##### **Amendment of Charter and Dissolution of Council:**

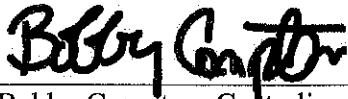
- A. The Council may formally recommend to the member governments a resolution to amend the Charter by affirmative vote of at least three-fourths of the representatives present at any meeting at which a quorum was present, provided notice of such vote has been given in accordance with the Bylaws. Said amendment shall become effective when the resolution has been duly adopted by three-fourths of the member governmental units.

- B. The Council may be dissolved at the end of any fiscal year only (1) upon adoption of a dissolution resolution by three-fourths of the governing bodies of all governmental units, or (2) the withdrawal from the Council of all but one of the member governmental units. Upon dissolution, the Council's financial assets will be distributed solely to those members who paid the latest annual assessment and in the same proportion. Any deficit shall be the responsibility of those member governments who would have received the net proceeds, and in the same proportions.

### ITEM XIII

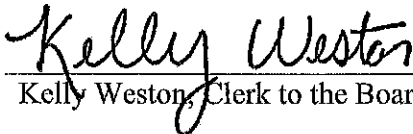
**Effective Date:** The effective date of this amended Charter shall be February 9, 2022, as to the current membership; and as to all subsequent members, this Charter shall be effective on the date of its adoption by the governing body of such governmental unit or the date such member's application was approved, whichever shall be later.

Amended January 1, 1972  
Amended July 1, 1989  
Amended February 9, 2022



Bobby Compton, Centralina Chair

Attested by:



Kelly Weston, Clerk to the Board



## **CENTRALINA COUNCIL OF GOVERNMENTS**

### **CHARTER RESOLUTION**

**REVISED AND RESTATED JULY, 1989**

**WHEREAS**, the undersigned governmental units of the State of North Carolina, together with the other county and municipal governmental units in North Carolina or a state adjoining North Carolina hereafter adopting concurrent Resolutions identical hereto, recognize that there is a need for such governmental units to consult among themselves to act in concert and to jointly exercise the powers of local government with reference to regional matters affecting health, safety, welfare, education, transportation, recreation, economic conditions, regional planning or regional development; now therefore, be it

**RESOLVED**, that pursuant to the General Statutes of North Carolina, Chapter 160A, Article 20, Parts 1 and 2, the following Resolution is hereby adopted for the establishment of a regional council of governments and for the joint exercise of any power, function, public enterprise, right, privilege or immunity of local government by and through this regional council and its member governmental units, all to the extent and in the manner authorized or permitted by Article 20 of Chapter 160A of the General Statutes of North Carolina entitled "Interlocal Cooperation".

#### **ITEM I**

**Short Title - Binding Effect:** This Resolution shall be hereafter referred to as the "Charter" of the Centralina Council of Governments; and said Charter, together with all amendments thereto, shall be binding upon and shall inure to the benefit of all governmental units who are now or hereafter become its members.

#### **ITEM II**

**Name:** The name of the regional council of governments hereby established shall be the **CENTRALINA COUNCIL OF GOVERNMENTS**, and shall be hereinafter referred to herein as the "Council".

#### **ITEM III**

##### **Membership:**

A. The initial membership of this Council of Governments shall consist of the following governmental units who are presently members of the Council and such additional units of local government admitted in accordance with the provisions of this Charter:

|                 |                    |                  |
|-----------------|--------------------|------------------|
| Albemarle       | Indian Trail       | Pineville        |
| Belmont         | Iredell County     | Ranlo            |
| Bessemer City   | Kannapolis         | Richfield        |
| Cabarrus County | Landis             | Rockwell         |
| Charlotte       | Lincoln County     | Rowan County     |
| Cherryville     | Lincolnton         | Salisbury        |
| China Grove     | Locust             | Spencer          |
| Cleveland       | Lowell             | Spencer Mountain |
| Concord         | Marshville         | Stallings        |
| Cornelius       | Matthews           | Stanfield        |
| Cramerton       | McAdenville        | Stanley          |
| Dallas          | Mecklenburg County | Stanly County    |
| Davidson        | Monroe             | Statesville      |
| Gaston County   | Mooresville        | Troutman         |
| Gastonia        | Mount Holly        | Union County     |
| Granite Quarry  | Mount Pleasant     | Waxhaw           |
| Harmony         | New London         | Weddington       |
| Harrisburg      | Norwood            | Wingate          |
| High Shoals     | Oakboro            |                  |
| Huntersville    |                    |                  |

B. Any municipal or county government which is not an initial member of the Council, including any municipal or county government in a state adjoining North Carolina (where permitted by the laws of said adjoining state) may join the Council by ratifying or adopting this Charter and upon the majority vote of the existing members. Notice of such application for admission shall be given each member in the manner prescribed by the Council Bylaws at least ten (10) days prior to the date of the meeting at which the vote is to be taken.

C. All rights and privileges of membership in the Council shall be exercised on behalf of the member governments by their delegates to the Council; and "delegates" as used in this Charter shall, unless otherwise provided, include alternate delegates duly designated by a member government.

#### ITEM IV

**Purpose and Functions:** The Council hereby established shall be a voluntary organization of local governmental units organized and existing to (1) provide a framework within which matters affecting the health, safety, welfare, education, recreation, economic conditions, transportation, water quality and solid waste, regional planning or regional development of and for the citizens within the member governmental units may be studied and discussed, and concerning which solutions or recommendations are proposed; (2) to implement courses of action relating to the matters within its jurisdiction through the joint exercise or contractual exercise by one unit for other units of any power, function, right, privilege or

immunity of local government; (3) to promote intergovernmental cooperation, communication and planning; and (4) to review, upon the request of state, federal or local governments, or agencies thereof, applications for grants or funds for projects affecting citizens within the members' jurisdictions.

## ITEM V

### Representation:

A. Each member governmental unit shall be represented in the Council by one delegate or in the absence of such delegate by a designated alternate, if any. All delegates and alternates shall be elected members of the governing bodies of the member governmental units they represent. The delegates and alternates, as well as their successors, shall be selected by the member governments in any manner consistent with law and the regulations governing such body, and their names shall be certified to the Council in the manner prescribed by the Bylaws of the Council. Each governmental unit may designate any number of alternate delegates.

B. The term of office of each delegate shall commence upon the selection and certification of the delegate to the Council by the respective member government; and such delegate shall continue to represent the member government until a successor delegate is certified, unless the delegate shall sooner resign, cease to be an elected member of said governing body, or be removed as a delegate by said governing body, in which case his term shall expire on the effective date of such event. Only an individual who has been duly appointed and certified to the Council as a delegate or alternate may be permitted to vote in any matter. The members shall also appoint and certify a successor to fill any vacancy created by the death, removal, resignation, or ineligibility of a delegate (but not an alternate), but an alternate may represent a member until such successor delegate is appointed and certified.

## ITEM VI

### Voting and Quorum Requirements:

A. Except as provided in paragraph D of this Item, each member governmental unit shall be entitled to one vote on all matters coming before the Council or before any committee to which such member unit is duly appointed. All votes shall be cast by the delegate, or in his absence, by an alternate delegate of the member government.

B. A quorum shall be present for the transaction of business of the Council at any meeting at which there is representation of either (a) a majority of all the member governmental units or (b) fifty percent (50%) of the county member governmental units and thirty percent (30%) of the total number of member municipal governmental units.

C. The affirmative vote of a majority of representatives present at any meeting at which a quorum was present shall be required for any action or recommendation of the Council or any committee, unless this Charter or the Bylaws of the Council require a larger affirmative vote on particular matters. Voting shall be by voice, a show of hands or, upon the request of any three delegates, by a poll of the delegates.

D. Any member governmental unit shall be entitled to request that any matter requiring a vote of the Council be considered by weighted voting in accordance with the following procedures:

1. A request for weighted voting must be made after the motion is made and before any vote on the motion is taken.

2. The vote on any matter appearing on the written agenda for the meeting, and upon which weighted voting has been requested, must be taken at that meeting unless the vote is postponed by a two-thirds non-weighted vote of the delegates.

3. Each member governmental unit shall be entitled to cast one vote for each 50,000 residents of its jurisdiction (or portion thereof) as determined by the census used in assessing members' dues for the current fiscal year. A simple majority of the votes cast shall be required for passage of any motion unless the Charter or Bylaws require a larger affirmative vote on particular matters.

4. Anything contained in these weighted voting procedures to the contrary notwithstanding, if on any motion utilizing weighted voting any three (3) county member governments shall cast negative votes, the motion shall fail unless the motion would have carried without the use of weighted voting.

5. All votes on issues where weighted voting is requested shall be taken by a poll of the delegates.

#### ITEM VII

**Withdrawal:** Any member may withdraw from the Council at the end of any fiscal year, provided written notice of intent to withdraw is given to each of the other members at least six (6) months prior to the end of the fiscal year.

#### ITEM VIII

**Powers and Duties of the Council:** Within the limits of funds and personnel available, the Council:

A. Shall have and may exercise, in accordance with its Charter and Bylaws, all of the powers which the General Assembly of North Carolina has authorized, and may hereafter from time to time authorize this Charter to confer upon the Council, including, but not limited to, all of

the specific powers enumerate in Section 160A-475 (and any amendments thereto) of the General Statutes of North Carolina, which powers are incorporated herein by reference. Similarly, to the extent applicable, any powers authorized hereafter by the General Assembly of a state adjoining North Carolina may be exercised by the Council with respect to interstate activities or functions.

B. Shall have, and may exercise, in addition to and not in limitation of the foregoing, the following powers:

1. To create such committees as it deems necessary to exercise the powers granted to the Council herein in dealing with problems or problem areas that do not involve all the members of the Council. At least one delegate from each member governmental unit affected by the problem or problem area to be dealt with by the committee is entitled to be a member of that committee. Any two or more member governmental units shall have the right to have a Council committee formed to exercise the powers of the Council with reference to any problem which affects the petitioning governmental units, unless the Council shall reasonably determine that the problem or problem area in question should be assigned to an existing committee, in which case the petitioning members shall be entitled to be represented on said committee. The subject matter over which any committee has jurisdiction to exercise the powers of the Council shall be specifically defined, but may be enlarged or restricted by the Council from time to time. Unless the right of a member to representation on any particular committee granted hereinabove is asserted, the Chairman of the Council shall designate the membership of all committees.

2. To accept, receive and disburse in furtherance of the duties, purposes, powers, and functions specified in this Charter all member assessments, funds, grants, and services made available by the State of North Carolina, any other state, or any agency thereof, the Federal Government and its agencies, any municipality or county or agency thereof, the Federal Government and its agencies, any municipality or county or other governmental or quasi-governmental unit or agency (whether or not a member of such Council) and private and civic sources. The Council may provide matching funds, grants, or services, received from any source, to or for any governmental or quasi-governmental agencies established by the Council or any two or more member governmental units in furtherance of the duties, purposes, powers, and functions herein contained. None of the powers contained in this subparagraph may be exercised by any committee except with respect to funds budgeted or appropriated for their use by the Council.

3. To meet with, consult with, contract with or act in concert with any county or municipality or any agency of any state, the federal government, any civic organization, or private organization in the furtherance of the purposes and objects within its jurisdiction.

4. To participate, as a unit of local government, in any undertaking with any other unit of local government, whether or not a member of the Council, for the joint exercise of governmental powers in accordance with and pursuant to the provisions of Chapter 160A, Article 20, Part 1 of the General Statutes of North Carolina (and any amendments thereto), entitled "Interlocal Cooperation".

5. To contract with any government entity or agency, or any other person, firm or corporation for goods and/or services when same have been authorized by budget appropriations or by special resolution of the Council appropriating available funds; and to purchase and own such personal property, equipment, vehicles and furnishings as may be authorized or for which funds may be appropriated.

6. To adopt Bylaws containing such rules and regulations for the conduct of its business as it may deem necessary for the proper discharge of its duties and the performance of its functions, not inconsistent with the Charter or the laws of North Carolina.

7. To create agencies of the Council to act for and on behalf of the Council in the planning and development of particular programs which affect the health, safety, welfare, education, economic conditions or regional development of two or more member governmental units. Such agencies shall have such membership, staff, powers, duties and responsibilities as may be specified in the Council Resolutions pursuant to which such agency is established, consistent with the powers herein granted to the Council. Provided, however, such agency shall at all times be acting for and on behalf of, and shall be responsible to, the Council. The Council may appropriate funds for the use of agency programs which it has received from any source, including member assessments, provided such appropriation is made in accordance with this Charter.

8. To contract with other units of local government, as that term is defined in G.S. 160A-460, to provide for administrative, planning, procurements or other services, including administration of grants from local, state and federal agencies, in order to promote and encourage interlocal cooperation authorized under G.S. 160A-461.

## ITEM IX

### Financial:

A. The general operating expenses of the Council shall be paid from funds paid to the Council by each member governmental unit. The annual contribution of each member governmental unit shall be based upon the duly adopted budget for such year and shall be assessed on the basis of the population for each member. For the purpose of determining the current population of each governmental unit, the Council shall use either (1) the Population Estimates for North Carolina Municipalities and Counties prepared by the United States Bureau of the Census and the North Carolina Office of State Budget and Management and published from time to time or (2) the official 10 year census figures. The current population estimates are the most recent estimates available using either (1) or (2) above, on the date the annual dues for member governments is determined by the Council.

B. All expenditures of the Council for special projects of the Council or any committee thereof or for performance of contractual services for non-member units of local government shall be made from revenues paid to the Council by the governmental units directly involved in such projects. All such revenues shall be credited to a special revenue account and all expenditures made at the completion of any project or contract. In no case shall other general fund revenues be used to pay any special project costs which do not reasonably involve or benefit the entire Council. In the event payments made by other units of local government exceed or are less than the actual cost of a special project, the excess shall be refunded to and the deficit paid by the units of local governments affected thereby.

C. The budget for the Council for each fiscal year and the assessment of each member shall be adopted by the affirmative vote of at least seventy-five percent (75%) of the representatives present at a meeting at which a quorum was present, provided notice of such vote has been given in accordance with the Bylaws, and provided further said notice is accompanied by a copy of the proposed budget and assessment.

D. The budget for the Council and the assessment for each member governmental unit shall be adopted by the Council no later than April 15th of each year. Provided, the Council shall publish and deliver to the delegates a budget estimate, indicating each member governmental unit's estimated share thereof, on or before March 31st of each year, if the actual budget shall not have been adopted by that date.

E. The budget, once adopted, may be amended by the affirmative vote of at least seventy-five percent (75%) of the representatives present at a meeting at which a quorum was present, provided notice of such vote has been given in accordance with the Bylaws, and provided, further, said notice shall state in detail the proposed terms of the amendment and the reasons therefor.

F. The annual assessment for each member governmental unit shall be payable on or before August 1st of each year and shall be delinquent thereafter. Any member of the Council which becomes delinquent in the payment of its annual assessments shall lose all rights and privileges of Council membership during such a period of delinquency. Any new member shall pay the full annual assessment for the current fiscal year regardless of its date of admission.

G. All revenues paid to the Council by member governmental units and all other sources whatsoever shall be deposited in the general fund of the Council, and separate revenue and expenditure accounts shall be maintained for each phase of operation of the Council to the extent required by sound accounting practices, to include, but not to be limited to, such accounts for the general operating expenses of the Council and each special project undertaken by the Council or any committee thereof.

H. The general operating expenses of the Council shall include, but are not necessarily limited to: providing meeting and office space or other such physical facilities needed by the

Council or any committee thereof; providing compensation for the director and other administrative personnel of the Council; providing the necessary legal and accounting or other professional services; providing furniture, equipment, vehicles and supplies, paying special consultants, temporary employees and contractors duly authorized by the Council; reimbursing authorized expenses of Council employees.

I. Unless the Council shall otherwise provided by resolution, any surplus funds in the general operating expense account at the close of any fiscal year shall be credited as additional revenue for budget purposes for the following fiscal year. All other funds shall be held and disbursed as otherwise herein provided or as directed by the contributing source.

#### **ITEM X**

##### **Compensation and Expenses of Delegates:**

A. Except for the Chairman of the Council, a delegate, and in his absence, an alternate delegate may receive, if the Bylaws so provide, up to \$40.00 for each regular or special meeting of the Council and Executive Committee attended, not to exceed \$500.00 during any fiscal year. Such Bylaws may also provide that actual travel expenses, not to exceed twenty-five cents (\$.25) per mile, may be paid to each delegate, and in his absence to one alternate delegate, for attending any meeting of the Council or any committee meeting. The Chairman of the Council shall receive \$200.00 per month as compensation for his services to the Council.

B. For travel on any authorized business of the Council, other than to attend Council or committee meetings, delegates shall be reimbursed for their actual expenses, as approved by the Council.

#### **ITEM XI**

**Severability:** If any Item, paragraph, sentence or phase of this Charter shall be declared by any court of competent jurisdiction to be in violation of the laws of this State or, where applicable, of the laws of any other state, such provisions of this Charter shall be considered to be severable, as to the member or members affected, and the validity of the remaining portion of the Charter shall not be affected.

#### **ITEM XII**

##### **Amendment of Charter and Dissolution of Council:**

A. The Council may formally recommend to the member governments a resolution to amend the Charter by affirmative vote of at least three-fourths of the representatives present at any meeting at which a quorum was present, provided notice of such vote has been given in



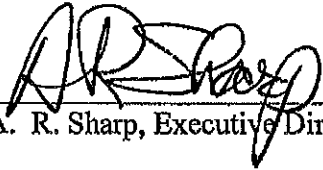
accordance with the Bylaws. Said amendment shall become effective when the resolution has been duly adopted by three-fourths of the member governmental units.

B. The Council may be dissolved at the end of any fiscal year only (1) upon adoption of a dissolution resolution by three-fourths of the governing bodies of all governmental units, or (2) the withdrawal from the Council of all but one of the member governmental units. If such dissolution is effected by resolution of the member governments, such resolution shall specify the method of liquidating the Council's assets and liabilities. If such dissolution is occasioned by withdrawal of all but one member, the remaining governmental unit shall have the power to liquidate all assets and liabilities and it shall then distribute the net proceeds, if any, to those members who paid the latest annual assessment and in the same proportion. Any deficit shall be the responsibility of those member governments who would have received the net proceeds, and in the same proportions.

### ITEM XIII

**Effective Date:** The effective date of this Restated Charter shall be July 1, 1989, as to the current membership; and as to all subsequent members, this Chapter shall be effective on the date of its adoption by the governing body of such governmental unit or the date such member's application was approved, whichever shall be later.

THE FOREGOING CHARTER RESOLUTION (as amended) was duly adopted by all member jurisdictions and was effective July 1, 1989.

  
A. R. Sharp, Executive Director

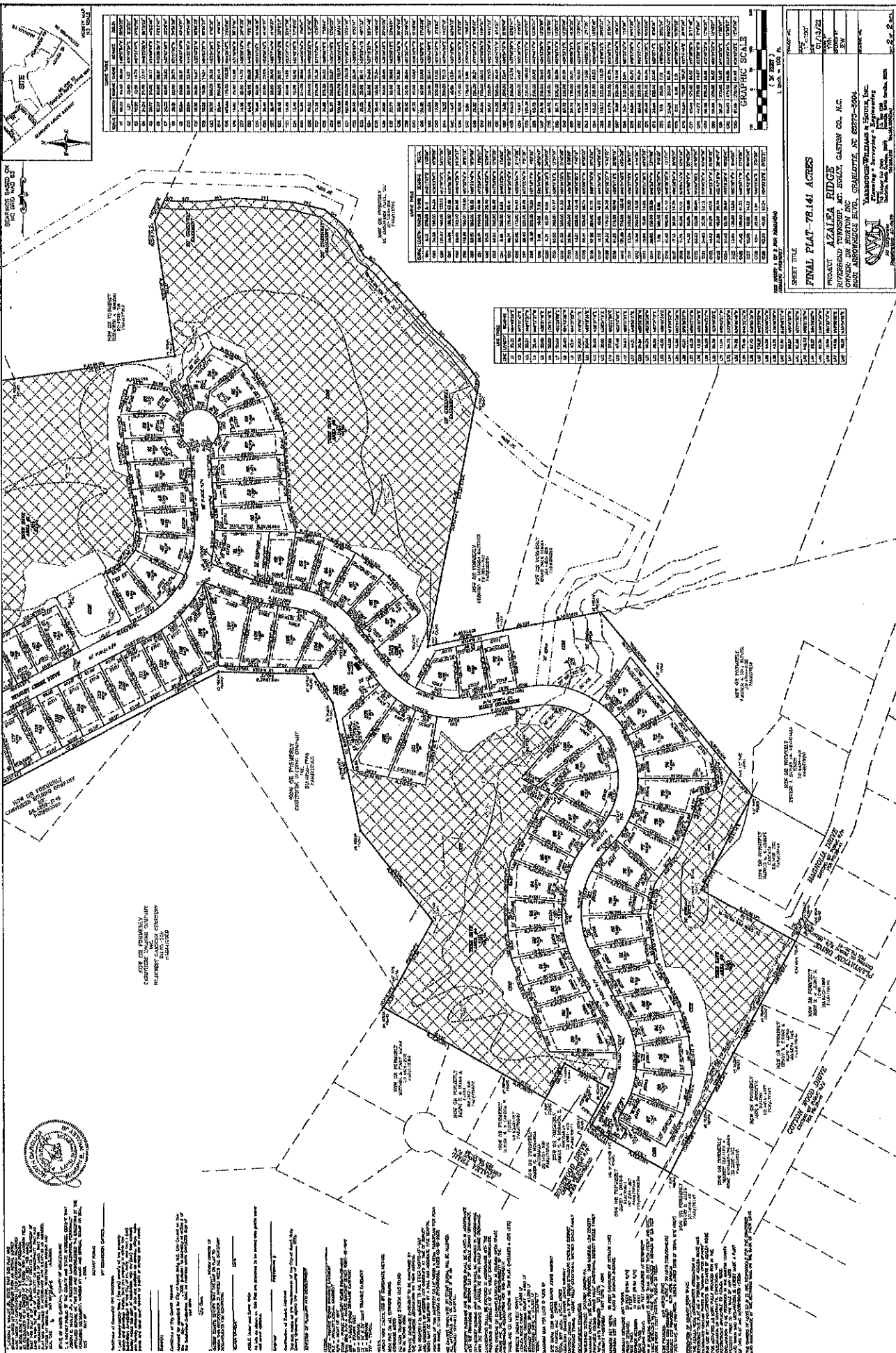


# City of Mount Holly Action Agenda Item

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|-----------------------------|-----------------------------------------|--|--|---------------------------------|------------------------------|-----------------------------|-----------------------------------------|------------------------------|------------------------------|-----------------------------|-----------------------------------------|---------------------------------|------------------------------|-----------------------------|-----------------------------------------|------------------------------------|------------------------------|-----------------------------|-----------------------------------------|--------------------------|------------------------------|-----------------------------|-----------------------------------------|----------------------------|----|--|--|--------------------|--|--|--|---------------------------|-------|-----------------------------|------------------------------|
| <b>To:</b> City Council<br><b>From:</b> Paul Lowe, Assistant Planning Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>Date:</b> July 6, 2022<br><b>Meeting Date:</b> July 11, 2022 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Agenda Item to be considered:</b> <u>Approval of Final Plat for Azalea Ridge</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Will this require a public hearing?</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Background/Purpose of Request:</b> <u>DR Horton has requested that the City of Mount Holly approve the final plat for the Azalea Ridge Subdivision, for which a Conditional District Single Family rezoning, and accompanying voluntary annexation petition, was approved by City Council in August 2020. The Azalea Ridge Subdivision is located on 78.14-acres, and will be comprised of 131 single family lots.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <u>The City has approved the bond estimate from DR Horton's contracted engineer for the development. Additionally, the City Attorney is drafting the subdivision agreement and will review the draft bond from the developer's bank.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <u>The plat approval is recommended, contingent upon an appropriate financial guarantee and subdivision agreement being executed between the City and DR Horton.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="4"><b>Fiscal Impact:</b></td> </tr> <tr> <td style="width: 45%;">Will Item affect current budget</td> <td style="width: 15%;"><input type="checkbox"/> YES</td> <td style="width: 15%;"><input type="checkbox"/> NO</td> <td style="width: 25%;"><input checked="" type="checkbox"/> N/A</td> </tr> <tr> <td>Reviewed by Finance Director</td> <td><input type="checkbox"/> YES</td> <td><input type="checkbox"/> NO</td> <td><input checked="" type="checkbox"/> N/A</td> </tr> <tr> <td>Preaudit Certification required</td> <td><input type="checkbox"/> YES</td> <td><input type="checkbox"/> NO</td> <td><input checked="" type="checkbox"/> N/A</td> </tr> <tr> <td>Capital Project Ordinance required</td> <td><input type="checkbox"/> YES</td> <td><input type="checkbox"/> NO</td> <td><input checked="" type="checkbox"/> N/A</td> </tr> <tr> <td>Budget Transfer required</td> <td><input type="checkbox"/> YES</td> <td><input type="checkbox"/> NO</td> <td><input checked="" type="checkbox"/> N/A</td> </tr> <tr> <td><b>Total City Dollars:</b></td> <td colspan="3">\$</td> </tr> <tr> <td><b>Budget Code</b></td> <td colspan="3"></td> </tr> <tr> <td>Reviewed by City Attorney</td> <td>X YES</td> <td><input type="checkbox"/> NO</td> <td><input type="checkbox"/> N/A</td> </tr> </table> |                                                                 | <b>Fiscal Impact:</b>       |                                         |  |  | Will Item affect current budget | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Reviewed by Finance Director | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Preaudit Certification required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Capital Project Ordinance required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Budget Transfer required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | <b>Total City Dollars:</b> | \$ |  |  | <b>Budget Code</b> |  |  |  | Reviewed by City Attorney | X YES | <input type="checkbox"/> NO | <input type="checkbox"/> N/A |
| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Will Item affect current budget                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Preaudit Certification required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Budget Transfer required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | \$                                                              |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | X YES                                                           | <input type="checkbox"/> NO | <input type="checkbox"/> N/A            |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |

|                                                                                                                                                                                                                                                                                                                                                    |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Manager/Staff Recommendation:</b> <u>The Planning Commission made a unanimous recommendation that City Council approve the final plat, sheets 1 &amp; 2, for the Azalea Ridge Subdivision, contingent upon an appropriate financial guarantee being in place and the execution of the Subdivision Agreement between the City and DR Horton.</u> |
| <b>Result of City Council Decision:</b>                                                                                                                                                                                                                                                                                                            |
| <b>Attachments:</b><br>1. Plat of Azalea Ridge, Sheet 1 & 2                                                                                                                                                                                                                                                                                        |







## City of Mount Holly Action Agenda Item

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| <b>To:</b> Mayor and City Council<br><b>From:</b> Jonathan Wilson, Utilities Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <b>Date:</b> July 6, 2022<br><b>Meeting Date:</b> July 11, 2022                                  |
| <b>Agenda Item to be considered:</b> Approval of Consultant to update the Stormwater Infrastructure Map                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                  |
| <b>Will this require a public hearing?</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                  |
| <b>Background/Purpose of Request :</b><br><br>The City has an MS4 Stormwater Permit which is regulated by the State. As a part of these requirements the City needs to update our Stormwater Infrastructure Map. The current map was last updated approximately 10 years ago and is now outdated.<br><br>Staff sent out a Request for Qualifications on June 8, 2022 with responses due no later than 2:00 PM on July 1, 2022. There were 6 firms that submitted qualifications. Those firms are: ESP, Survey and Mapping, Vaughn & Melton, Weston and Sampson, CES Group Engineers and Withers Ravenel. After careful consideration the selection committed would like to enter into contract negotiations with Survey and Mapping.<br><br>The selection committee felt that this company demonstrated the most experience with similar projects in their statement of qualifications. Additionally, this company is a ESRI Silver Partner which will benefit the City once this project is complete by allowing ease in sharing this data with other City maps. |                                                                                                  |
| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                  |
| Will Item affect current budget                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Preaudit Certification required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A |
| Budget Transfer required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | \$                                                                                               |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 10-81-6130-194                                                                                   |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A |
| <b>Manager/Staff Recommendation:</b><br>Staff recommends approval of Survey and Mapping to perform the Stormwater Map Update.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                  |
| <b>Result of City Council Decision:</b><br><br>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                  |
| <b>Attachments:</b><br>1.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                  |





## City of Mount Holly Action Agenda Item

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|-----------------------------|-----------------------------------------|--|--|---------------------------------|------------------------------|-----------------------------|-----------------------------------------|------------------------------|------------------------------|-----------------------------|-----------------------------------------|---------------------------------|------------------------------|-----------------------------|-----------------------------------------|------------------------------------|------------------------------|-----------------------------|-----------------------------------------|--------------------------|------------------------------|-----------------------------|-----------------------------------------|----------------------------|----|--|--|--------------------|--|--|--|---------------------------|-------|-----------------------------|------------------------------|
| <b>To:</b> City Council<br><b>From:</b> Paul Lowe, Assistant Planning Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>Date:</b> July 6, 2022<br><b>Meeting Date:</b> July 11, 2022 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Agenda Item to be considered:</b> <u>Call for a public hearing, regarding a proposed text amendment, to permit bottle shops to have the option to operate as a private establishment in the B-1 Central Business District, made by Jonathan Todd.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Will this require a public hearing?</b> X YES      NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Background/Purpose of Request:</b> <u>This proposed text amendment was submitted by Jonathan Todd, owner of the Summit Bottle Shop, and if approved by Council, it would allow current and future bottle shops, located in the B-1 Business district, of having the option to operate as a private establishment. Currently, as written, Chapter 7, Note 30 (4)(e) states that a taproom associated with a bottle shop shall not be classified as a private club. The ordinance would need clarity to state that the entire bottle shop may be operated as a private establishment, especially as it relates to the sale of food, as permitted under the NCGS, regarding such.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <u>Staff and the City Attorney's Office will be working together to ensure that the proposed text amendment conforms to NCGS requirements and is correctly reflected in Special Note 30 of the Zoning Ordinance.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <table border="1" style="width: 100%; border-collapse: collapse;"><tr><td colspan="4"><b>Fiscal Impact:</b></td></tr><tr><td>Will Item affect current budget</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Reviewed by Finance Director</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Preaudit Certification required</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Capital Project Ordinance required</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Budget Transfer required</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td><b>Total City Dollars:</b></td><td colspan="3">\$</td></tr><tr><td><b>Budget Code</b></td><td colspan="3"></td></tr><tr><td>Reviewed by City Attorney</td><td>X YES</td><td><input type="checkbox"/> NO</td><td><input type="checkbox"/> N/A</td></tr></table> |                                                                 | <b>Fiscal Impact:</b>       |                                         |  |  | Will Item affect current budget | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Reviewed by Finance Director | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Preaudit Certification required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Capital Project Ordinance required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Budget Transfer required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | <b>Total City Dollars:</b> | \$ |  |  | <b>Budget Code</b> |  |  |  | Reviewed by City Attorney | X YES | <input type="checkbox"/> NO | <input type="checkbox"/> N/A |
| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Will Item affect current budget                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Preaudit Certification required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Budget Transfer required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input type="checkbox"/> YES                                    | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | \$                                                              |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                 |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | X YES                                                           | <input type="checkbox"/> NO | <input type="checkbox"/> N/A            |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |       |                             |                              |

**Manager/Staff Recommendation:** The Planning Commission made a unanimous recommendation that City Council call for a public hearing on the aforementioned proposed text amendment, to be heard before the Planning Commission on Monday, August 1<sup>st</sup> at 6:30 pm, and to be heard by City Council on Monday, August 8<sup>th</sup> at 7:00 pm.

**Result of City Council Decision:**

**Attachments:**

1. Text Amendment Application



**APPLICATION FOR TEXT AMENDMENT  
CITY OF MOUNT HOLLY, NORTH CAROLINA**

Date Filed: 6-17-22 Application Number: 6-17-22A

I, the undersigned, do hereby respectfully make a formal application for your review of my request concerning the text amendment described below:

1. The amendment is found in the City of Mount Holly Zoning Ordinance relating to: The operation of bottle shops in the B-1 business district

2. The following statement best describes what you would like the text amendment to reflect: That bottle shops have an option to operate as a private establishment in the B-1 business district

3. Name: Jonathan Todd

Address: 122 S. Main St. Mt. Holly, NC

704-747-7794

Phone Number

Jonathan Todd  
Signature of Applicant

**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 **\$250.00 (See Fee Schedule)** at least 10 days prior to the Planning Commission meeting for initial consideration.

**CITY OF MOUNT HOLLY**  
**MOUNT HOLLY CITY COUNCIL MEETING**  
**MONDAY, JUNE 13, 2022**  
**COUNCIL CHAMBERS**  
**7:00 PM**

**Call to Order**

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

|                                       |                                               |
|---------------------------------------|-----------------------------------------------|
| Mayor Bryan Hough                     | Miles Braswell, City Manager                  |
| Mayor Pro Tem Phyllis Harris          | Brian DuPont, Assistant City Manager          |
| Councilman Ivory Craig                | Brian Reagan, Deputy Police Chief             |
| Councilman Jeff Meadows               | Ryan Baker, Fire Chief                        |
| Councilman David Moore                | Greg Beal, Planning Director                  |
| Councilwoman Christina Pawlish        | Tony Walker, Streets and Solid Waste Director |
| Councilwoman Lauren Shoemaker         | Jonathan Wilson, Director of Utilities        |
| Marie M. Anders, City Attorney        | Mark Jusko, Recreation Supervisor             |
| Kemp Michael, Assistant City Attorney | Michelle Wood, Finance Director               |

**Invocation**

Reverend Mark Massey from True Light Tabernacle led the Council, staff and attendees in prayer.

**Pledge of Allegiance**

Boy Scout Troop 59 led the Council, staff and attendees in the Pledge of Allegiance.

**Set the Agenda**

With no changes to the agenda, Councilwoman Shoemaker made a motion to approve the agenda as presented. Councilman Meadows seconded the motion. All Council Members present voted in favor. (Motion Carried)

**Consent Agenda**

1. Approval of Budget Amendment
  - Utilities Department (Sludge Removal)
  - NCDOT (Widening Project)
2. Approval of Parks and Recreation Commission Appointment (James Harper Johnson)
3. Approval of the Consent Agreement & Schedule of Compliance for A&E
4. Approval of an Amendment to the Joint Access Road Agreement between the City of Mount Holly and Jacob and Nicole Morton



5. Call for a public hearing to consider an application, submitted by Johnny H. Denton, for a text amendment to allow automated car washes with conditions in the B-2 Neighborhood Business District
6. Approval of a Resolution Directing the City Clerk to Investigate a Petition received under GS 160A-31, Approval of the Certificate of Sufficiency and Approval of a Resolution Fixing the Date of the Public Hearing on the Question of Annexation Pursuant to GS 160A-31 for a petition submitted by Dust Stop Filtration, LLC, for a 7-acre tract of land, located at 1214 W. Catawba Avenue Parcel ID#182502
7. Call for a Public Hearing to consider a rezoning application, submitted by Dust Stop Filtration, LLC, for a 7-acre tract of land, located at 1214 W. Catawba Avenue, Parcel ID # 182502, from I-1 Gaston County to LI Light Industrial.
8. Approval of a Resolution Directing the City Clerk to Investigate a Petition received Under GS 160-A-31, Approval of the Certificate of Sufficiency and Approval of a Resolution Fixing the Date of the Public Hearing on the Question of Annexation Pursuant to GS 160A-31 for a petition submitted by CATARHYNE, LLC for a 4.94-acre tract of land, located at 1212 W. Catawba Avenue, Parcel ID#221728
9. Call for a Public Hearing to consider a rezoning application, submitted by CATARHYNE, LLC, for a 4.94-acre tract of land, located at 1214 W. Catawba Avenue, Parcel ID#221728, from I-1 Gaston County to LI Light Industrial
10. Approval of Minutes of the May 9, 2022 Council Meeting
11. Approval of Minutes of the May 23, 2022 Council Work Session Meeting

Councilwoman Pawlish made a motion to approve the consent agenda. Councilwoman Shoemaker seconded the motion. All Council Members present voted in favor. (Motion Carried)

## **Presentations**

### **1. Introduction of Miss Mount Holly Scholarship Pageant Recipients**

*Councilman David Moore*

Councilman Moore introduced Anderson Raines, Miss Mount Holly 2022. Anderson Raines stated that she will be leaving to compete in the Miss North Carolina pageant the following week. Ms. Raines stated that her social impact initiative is to educate on the importance of Career and Technical Education in high schools. Ms. Raines would like to see these programs extended to the Middle School and Elementary School programs. Ms. Raines stated that she feels that Career and Technical Education programs reveal a student's passion. Ms. Raines thanked Councilman Moore and members of Council for their support throughout her journey as Miss Mount Holly 2022. Mayor Hough wished Anderson Raines good luck at her upcoming competition.

### **2. Presentation of Tuckasee Road Sidewalk Extension**

*Brian DuPont*

Assistant City Manager Brian DuPont reminded Council that there was a parking lot item from the February 2022 Council Retreat to be brought back before Council with more information. Mr. DuPont stated that the presentation that he will be showing outlines some of the history of the Tuckasee Road Sidewalk Project which is really an extension of the sidewalk that stops at Tuckasee Park. Mr. DuPont stated that this started with the 2013 Pedestrian Plan where the community support said that they wanted to extend that sidewalk all the way up Tuckasee

Road. Mr. DuPont stated that Council adopted a resolution to support that project through the MPO in November 2014. Mr. DuPont stated that the project then became part of the Gaston Cleveland Lincoln MPO process where it was reviewed and approved as part of the (STIP) State Transportation Improvement Plan. Mr. DuPont stated that this project has now come forward and the presentation will give information on the project next steps. Mr. DuPont explained that the project name is EB-5912 (STIP #). Mr. DuPont stated that this project would consist of a 5-foot-wide sidewalk extension (1-side only) from Broome Street, past the entrance of Riverfront neighborhood and up to the intersection of NC 273. Mr. DuPont stated that this project would also include the crossing of Fites Creek within NCDOT right-of way. Mr. DuPont stated that this project was funded through the State Transportation Improvement Plan. Mr. DuPont stated that the 3 (three) phases of this project (Engineering, Right-of Way, Construction) require a 20% local match which was identified in the 2014 resolution. Mr. DuPont stated that the schedule would begin in the upcoming Fiscal Year 2022-2023. Mr. DuPont stated that this is a Powell eligible project. Mayor Hough asked Council if there were any questions. There were no additional questions from Council. Mayor Hough stated that it looked good. Council Meadows asked if Mr. DuPont could put together something similar for the sidewalk coming from Circle K back towards town by Belmont Abbey at some point in the future. Mr. DuPont stated that he would do that.

## **Public Hearing**

### **1. Budget Highlights and Public Hearing on the 2022-2023 proposed Fiscal Year Budget and Fee Schedule**

***Brian DuPont***

Assistant City Manager Brian DuPont stated that at the May 9, 2022 Council Meeting, budget documents were distributed to Council, and at that time Council approved a Call for Public Hearing for the proposed budget and fee schedule. Mr. DuPont stated that at the May 23, 2022 Work Session Meeting, a discussion of the proposed budget was held where staff received feedback and direction from Council on that balanced budget. Mr. DuPont presented the Budget Highlights, the Fiscal Year 2022-2023 Budget Ordinance, 2022-2023 Fee Schedule, and Position Allotments.

Mayor Hough entertained a motion to go out of the regular meeting and into public hearing. Mayor Pro Tem Harris made the motion to go out of the regular meeting and into public hearing. Councilwoman Pawlish seconded the motion. All Council Members present voted in favor. (Motion Carried)

With no one signed up to speak at the public hearing, Mayor Hough entertained a motion to go out of public hearing and back into the regular meeting. Mayor Pro Tem Harris made the motion to go out of public hearing and back into the regular meeting. Councilman Meadows seconded the motion. All Council Members present voted in favor. (Motion Carried)

**2. Public hearing on a proposal for the city to provide an economic development grant pursuant to North Carolina General Statute 158-7.1, to Project Rock & Roll. The Mount Holly City Council intends to approve a standard Level IV incentive grant.**

***Greg Beal***

Mr. Beal stated that the City of Mount Holly proposes to provide an economic development grant NC GS 158-7.1 to Project Rock & Roll. Mr. Beal stated that the Mount Holly City Council intends, subject to public comment at the public hearing, to approve a standard Level IV incentive grant. The grant will be made to Project Rock & Roll, which will expand their manufacturing facility in Mount Holly. Mr. Beal stated that Project Rock & Roll intends to invest approximately \$89 million dollars to construct and equip its facility. Mr. Beal stated that the City Council believes that this project will stimulate and stabilize the local economy, promote business, and help retain 100 jobs in the City of Mount Holly. Mr. Beal stated that Project Rock & Roll also intends to create 11 new jobs. Mr. Beal stated that this investment, per the Gaston County resolution, would take place on or before December 31, 2023. Mr. Beal stated the City of Mount Holly and the City Council must first hold a public hearing on the City's proposed grant, which has been properly advertised in the Gaston Gazette, at least 10 days in advance of the stated public hearing. Mr. Beal stated that the City Clerk, Amy Miller, had not received any calls regarding this grant.

Mayor Hough entertained a motion to go out of the regular meeting and into public hearing. Councilwoman Pawlish made the motion to go out of the regular meeting and into public hearing. Councilwoman Shoemaker seconded the motion. All Council Members present voted in favor. (Motion Carried)

With no one signed up to speak at the public hearing, Mayor Hough entertained a motion to go out of public hearing and back into the regular meeting. Councilwoman Shoemaker made the motion to go out of public hearing and back into the regular meeting. Councilman Moore seconded the motion. All Council Members present voted in favor. (Motion Carried)

Mayor Hough asked the Council if they had any questions for Mr. Beal. Mayor Hough entertained a motion to approve the economic development grant to Project Rock & Roll. Councilman Meadows made the motion to approve the economic development grant to Project Rock & Roll. Councilwoman Shoemaker seconded the motion. All Council Members present voted in favor (Motion Passes)

Mayor Hough stated that the resolution number for this approved Project Rock & Roll Grant would be 06132022A.

**Public Comment- Three (3) minute limit**

There was no one signed up to speak at Public Comment.

**Old Business**

## **New Business**

### **1. Consideration and Approval of the 2022-2023 Budget Ordinance and Fee Schedule**

*Michelle Wood*

Michelle Wood, Finance Director, stated that she is present for any questions regarding the Budget Ordinance and Fee Schedule. Councilman Meadows stated that regarding the pay adjustments and longevity, he would like to encourage staff to spend some time with staff and explain how this works and exactly what is going on. Councilman Meadows stated that he was disappointed to see the results of the employee survey regarding employees expressing that they are not fairly compensated. Councilman Meadows stated that he hoped that this was simply an education issue since employees had been given raises regularly, and that the City does salary studies looking at the industry as a whole both public and private. Councilman Meadows stated that he would like to see an education program around this and as specific as possible. Councilman Meadows would like employees to be educated around the 401 K process. Councilman Meadows stated that he did not see anything in the budget regarding a Council compensation study. Councilman Meadows stated that he would like input from Council on this topic and would like to see Council compensation studied the same way that the employees are. Councilman Meadows stated that he would like to consider being paid on the same 26 pay period cycle as employees instead of once a month. Mayor Hough discussed Councilman Meadow's questions and comments. Mayor Hough stated that we are a growing city and we have to look at how that compare to other cities. Mayor Hough commented that Council compensation is always political. Mayor Hough stated that the last time that there was an increase was approximately 5 years ago. Mayor Hough agreed that Council compensation studies should be budgeted for and this would put it into staff's hand to make recommendations accordingly. Mayor Hough stated that he thinks that Council's compensation should be automated. Mayor Hough got consensus from Council that they were good with having their pay go from one time per month to the current 26 pay period drafts. Mayor Hough confirmed with Michelle Wood that this change would help staff. Michelle Wood confirmed that this change would help staff since staff was having to manually input Council compensation. Mayor Hough discussed employee compensation and discussed how much the City pays for insurance. Mayor Hough stated that the City pays 100% employee only insurance and 50% dependent coverage. Mayor Hough stated that the total compensation for employees should be covered and explained in detail. Councilman Meadows strongly encouraged staff to have face to face explanation and education on their compensation. Mayor Hough discussed the importance of understanding and appreciating the total compensation to include the percentages paid into the retirement programs by the City of Mount Holly. Councilman Meadows wants to see a study done regarding cafeteria style benefits to ensure that employees who are not receiving the 50% dependent insurance coverage are compensated accordingly. Mayor Hough stated that the insurance broker would be the one who would put that program in motion upon approval. Councilman Meadows stated that we are heading into the 4<sup>th</sup> year of the water/sewer study and asked if we need to have another study in the coming year? Michelle Wood, Finance Director, stated that it is budgeted to do another water/sewer study this fiscal year to bring to Council for next fiscal year.

Councilman Moore stated that it has been proposed in the budget to roll up the longevity bonus into employee salaries. Councilman Moore stated that Councilman Meadows has suggested communication with the employees regarding other items. Councilman Moore stated that he thinks that the employees should be asked what they would want to do regarding their longevity bonuses. Councilman Moore stated that he has spoken to many employees that wish to keep the longevity bonus as it currently is and not roll it up into their salary. Councilman Moore stated that employees have stated that they use this money for Christmas, taxes and other various items. Councilman Moore stated that he would like to propose a 5% COLA increase for employees instead of the current proposal of a 4 % increase and revisiting an additional increase in December. Councilman Moore stated that we do not know what the inflation will be in December and we might not be able to give employees any additional increase at that time. Councilman Moore stated that our employees are our biggest asset and that he just wants to take care of them. Mayor Hough asked the Council for their individual input. Mayor Pro Tem Harris stated that she has spoken to some employees regarding the longevity bonus and that she would like to leave the longevity alone and keep it as it has been. Councilwoman Pawlish stated that she agrees with Councilman Moore and Mayor Pro Tem Harris. Councilwoman Pawlish stated that she has had employees reach out to her as well stating that they wish to leave the longevity bonus alone. Councilman Craig stated that it is too short of a time to make the move to roll up the longevity bonus into the salaries. Councilman Craig stated that he would like to keep the longevity bonus as it is, study it, and revisit the topic. Councilman Meadows disagrees and stated that he feels as though the employees are being short changed and that if employees were educated on compound interest that they would find out that they would be much better in the long run. Councilman Meadows stated that there would be an increase in pension, 401k and overall base. Councilwoman Shoemaker stated that she understands why people would want things to stay the same, but she agrees with Councilman Meadows stating that she would much rather pay less in taxes than get a big tax return at the end of the year. Councilwoman Shoemaker stated that she also feels that if Council is fighting an uphill battle and the employees don't want more money than Council can go along with that input. Councilman Meadows stated that Council has not shortchanged employees in anyway. Councilman Meadows discussed the inflation rate and how it has gone up a half percent. Councilman Meadows stated that it is not our responsibility to make employees happy about what is going on, but to be responsible about what revenues are coming in and having the ability to pay employees at all. Councilman Meadows stated the City of Mount Holly has never had to discuss furloughs, layoffs, or reduction in salaries. Councilman Meadows stated that given the current economy, he feels that it is irresponsible to push further in a budget when we are uncertain about the top line revenues. Mayor Hough confirmed that this was Councilman Meadows feed back on Councilman Moore's recommendation to increase employee salaries for 4% to 5%. Councilman Craig stated that the majority of people are not good with money, live paycheck to paycheck, and are not investing. Councilman Craig stated that since most employees are living paycheck to paycheck, that it makes more sense to look at it from the employees' point of view. Mayor confirmed that this was Councilman Craig's comment on rolling up the longevity bonus into the salaries. Councilman Craig had no comment at this time regarding Councilman Moore's proposed increase in salaries from 4% to 5%. Councilwoman Shoemaker stated that she did not agree with the proposed 5%

increase by Councilman Moore and that it would be fiscally irresponsible. Councilwoman Shoemaker stated that the 4% increase was already a high COLA increase. Councilwoman Shoemaker stated that we are stewards of the tax payers' dollars. Mayor Pro Tem Harris agreed with Councilman Moore's proposed COLA increase from 4% to 5%. Councilwoman Pawlish agreed with Councilman Moore's proposed COLA increase from 4% to 5%. Councilwoman Pawlish stated that when you look at the surrounding cities, she would rather not be at the bottom, but would like to give the employees a little extra now. Councilman Craig voted no to the proposed increase from 4% to 5%. Mayor Hough confirmed that the Council was at a 3:3 tie regarding the increase of COLA from 4% to 5%. Mayor Hough stated that he would like to stay at the current proposed 4% and revisit an additional increase in December as long as we can do it and keep our employment numbers. Mayor Hough stated that he is concerned about our current economy. Councilman Meadows stated that he would like to see a survey go out to employees regarding longevity because he feels like not rolling it up into their salary is doing the employees a disservice. Mayor Hough confirmed that we are keeping the longevity as it has been not as recommended by staff. Mayor Hough confirmed that there was a 4:2 consensus vote in favor of the longevity bonus remaining as it has previously been. Mayor Hough confirmed that we are keeping the proposed 4% COLA increase.

Mayor Hough entertained a motion to approve Budget Ordinance 06132022B for the 2022-2023 Budget Ordinance and Fee Schedule. Councilwoman Pawlish made the motion to approve Budget Ordinance 06132022B for the 2022-2023 Budget Ordinance and Fee Schedule. Councilman Craig seconded the motion. All Council members present voted in favor.

(Motion Passes)

### **Closed Session**

#### **1. Closed Session Pursuant to N.C.G.S 143-318.11 (a) (3, 5 and 6)**

Councilman Moore makes a motion to enter into closed session pursuant to N.C.G.S 143-318.11 (a) (3,5 and 6). Councilwoman Pawlish seconded the motion. All Council members present voted in favor. (Motion Carried) Time was 7:49 pm.

Councilman Craig made a motion to return to open session. Councilwoman Christina Pawlish seconded the motion. All Council Members present voted in favor. (Motion Carried) Time was 8:36 pm.

Mayor Hough entertained a motion to approve the offer to purchase contract from Ralph Hamilton at the Western end of Piedmont Avenue for \$62,500 - #06132022C.

Councilwoman Shoemaker made a motion to approve the offer to purchase contract from Ralph Hamilton at the Western end of Piedmont Avenue for \$62,500. Councilman Moore seconded the motion. All Council members present voted in favor. (Motion Carried)

## **Adjourn**

With no additional items for discussion, Mayor Hough entertained a motion to adjourn. Councilman Meadows made the motion to adjourn the June 13, 2022 Council Meeting. Councilman Moore seconded the motion. All Council Members present voted in favor.

(Motion Carried)

The meeting adjourned at 8:39 pm.

# **PRESENTATIONS**



**City of Mount Holly  
Action Agenda Item**





## 2023 REAPPRAISAL UPDATE

Presented by the Gaston County Assessor's Office

### Overview



- Population 228,327 as of 7/1/2021 per US Census Bureau
- 10.6% increase in population since 2010
- The 2021 Median Gaston County Household Income is reported as \$53,474; North Carolina's Median Income of \$56,642.
- Gaston County has approximately 110,000 Parcels



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## Reappraisal – Why?



- North Carolina General Statute 105-286 - reappraisal at least once every eight years.
  - Last conducted in 2019
  - The Gaston County BOCC advancement to a 4-year cycle
    - Values/assessments stay closer to the current market
    - Public will stay updated on the Reappraisal Process
    - Reduces the likelihood of large market changes seen in 8-year cycles

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## Communication Plan



- Revaluation engagement and information will be presented to all municipalities
- Website-Branding and video corresponding
- Speaking commitments County-wide.
- “We Value Gaston 2023” Reappraisal Brochure

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## Meetings Around Gaston



| Dates and Location's      |                                                      |
|---------------------------|------------------------------------------------------|
| May 4, 2022 @ 11:00 a.m.  | Gastonia Association of REALTORS - Conference Center |
| May 12, 2022 @ 7:00 p.m.  | Ranlo Town Hall                                      |
| June 16, 2022 @ 6:00 p.m. | Dallas Courthouse                                    |
| June 30, 2022 @ 6:00 p.m. | Tabernacle Baptist Church – Family Life Center       |
| July 14, 2022 @ 1:00 p.m. | Lowell Town Hall                                     |
| July 14, 2022 @ 6:00 p.m. | First Baptist Church of Gastonia (Union Rd.)         |

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## Meetings Around Gaston

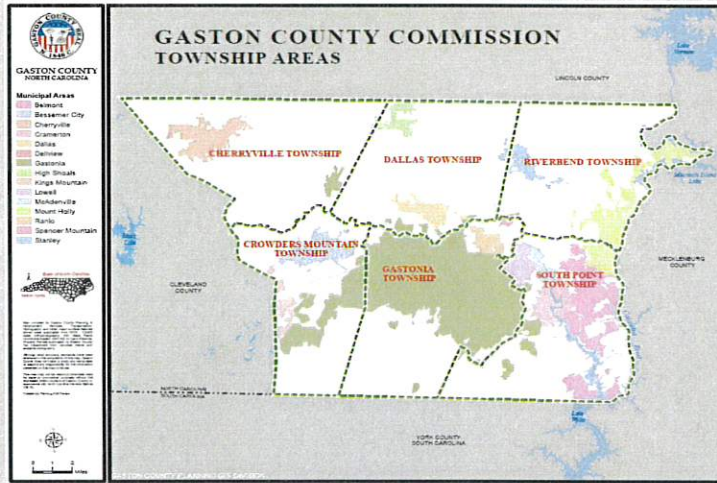


| Dates and Location's          |                                        |
|-------------------------------|----------------------------------------|
| July 27, 2022 @ 6:00 p.m.     | First United Methodist Church Gastonia |
| August 23, 2022 @ 6:00 p.m.   | Presbyterian Church of Lowell          |
| September 7, 2022 @ 1:00 p.m. | Lowell Community Center                |
| November 3, 2022 @ 6:00 p.m.  | Woodlawn Baptist Church of Lowell      |

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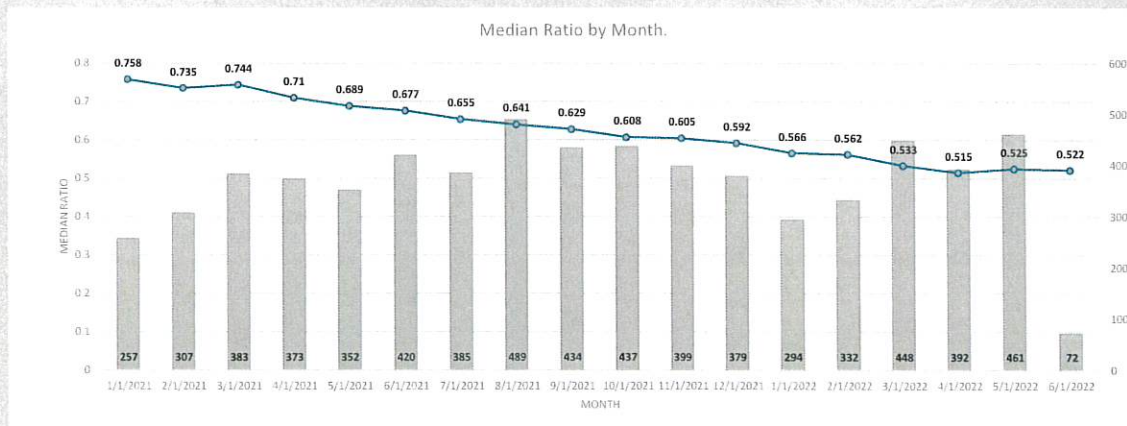


## Township Areas Map



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## Median Sales Ratio – Residential



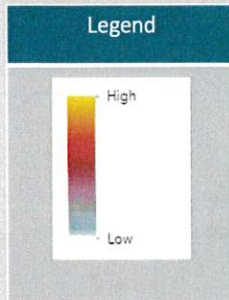
#WeValueGaston2023

C11  
CJ2

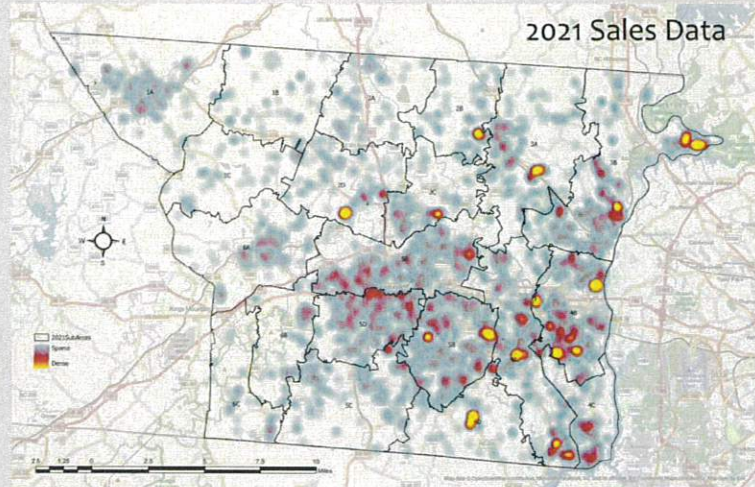
## Sales Activity Heat Map



Sales 2021



2021 Sales Data



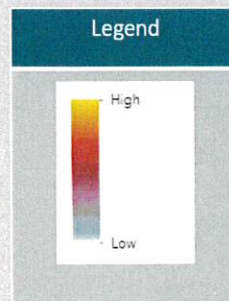
#WeValueGaston2023

C14  
CJ5

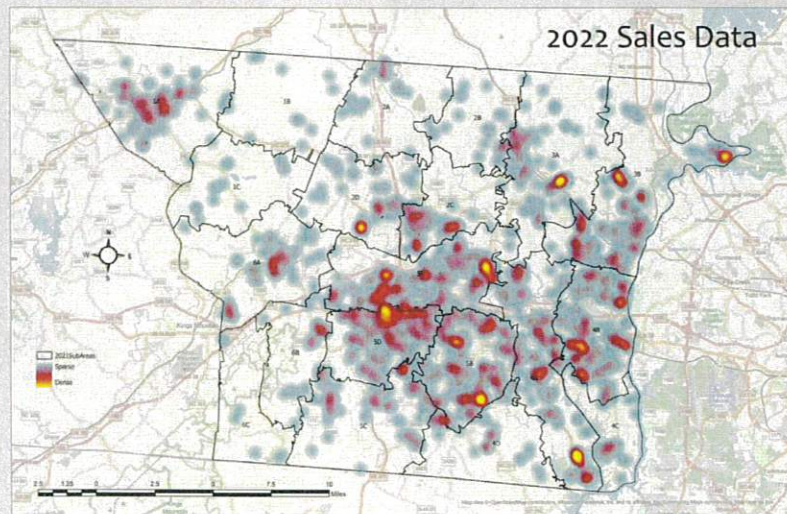
## Sales Activity Heat Map



Sales 2022



2022 Sales Data



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## Slide 9

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**CJ1** Add median sales price  
Cecil Jackson, 3/23/2022

**CJ2** update all data monthly  
Cecil Jackson, 3/23/2022

## Slide 10

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**CJ4** Add median sales price  
Cecil Jackson, 3/23/2022

**CJ5** update all data monthly  
Cecil Jackson, 3/23/2022



## Sales / Market Transactions



### 2019 Reappraisal Qualified Sales

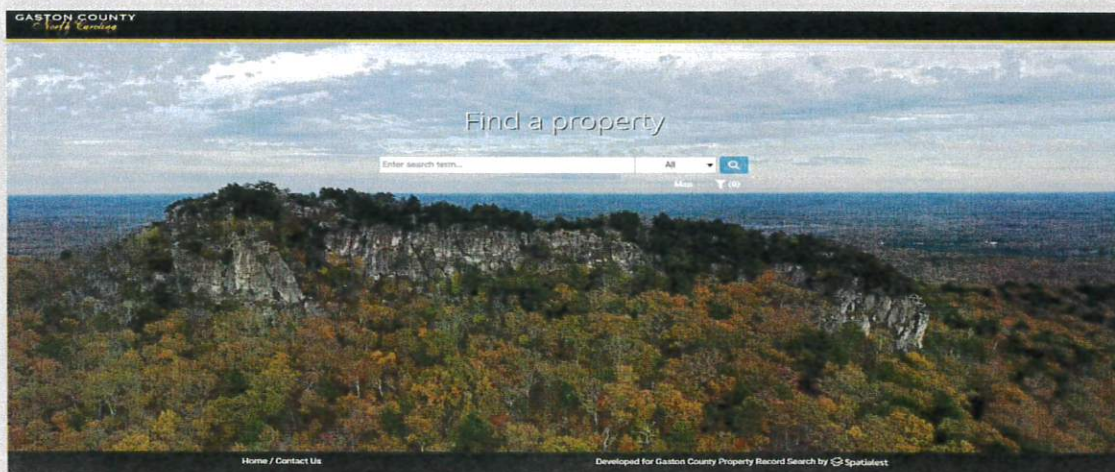
- 3,200 in 2018
- 2,770 in 2017
- 2,325 in 2016

### 2023 Reappraisal Qualified Sales

- 6,177 in 2021 = 93.03% Increase
- 4,527 in 2020 = 63.42% Increase
- 3,578 in 2019 = 53.89% Increase

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## Tools For Our Citizens



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# Community Tools



**GASTON COUNTY**  
Cliff Corbridge

105909 128 W MAIN AVE GASTON COUNTY PO BOX 1578 GASTON, NC, 280531578 Market Value \$4,812,970

Overview Land Building Sales Value Changes More

**OVERVIEW**

Key Information

|                   |                                                |
|-------------------|------------------------------------------------|
| Property Use      | Government                                     |
| Neighborhood      | GA001: Downtown Gastonia                       |
| Township          | GASTONIA TOWNSHIP                              |
| Tax District      | GAST DOWNTOWN SD                               |
| Legal Description | GASTON ADMIN OFFICES TRACT 1 01 037 047 00 000 |

Assessment Details

|                   |             |
|-------------------|-------------|
| Land Value        | \$231,610   |
| Improvement Value | \$4,581,360 |
| Total Value       | \$4,812,970 |

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# Comparable Sales Report



Comparable Report 128 W. Main Ave

Distance N/A 515 N 900 N 625 N

Sale Price \$116,000 \$240,000 \$260,000 \$277,000

Sale Date 05/21/2004 10/08/2021 06/15/2021 08/21/2025

Main Area 1,683 1,514 1,514 1,825

Year Built 2003 1988 1984 2004

Style Custom Home Custom Home Custom Home Custom Home

Full Bath 2 2 2 2

Finished Basement 0 0 0 0

Unfinished Basement 0 0 0 0

Grade B-05 B-05 B-05 B-05

Construction Average 1 Average 1 Average 1 Average 1

Stories 3 3 3 3

Bedrooms 3 3 3 3

Half Baths 0 0 0 0

Garage Attached 400 441 463 643

Garage Detached 0 0 0 0

Porch 0 0 0 0

Fireplaces 1 1 1 1

Size Acres 0.72 0.91 0.69 1.15

Land Value \$23,000 \$23,880 \$23,000 \$26,200

Improvement Value \$169,600 \$166,560 \$167,410 \$213,840

Total Value \$222,600 \$210,440 \$190,410 \$239,940

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## Ortho Imagery by Pictometry



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## Community



**GASTON COUNTY**  
North Carolina

Area Overview | Assessment | Census | Sales | Map Layers | Property Search

Search by your Schedule Number, Street / Road or Ownername to find information on your property

Property ID: 105909 [Go](#)

**Parcel ID: 105909**

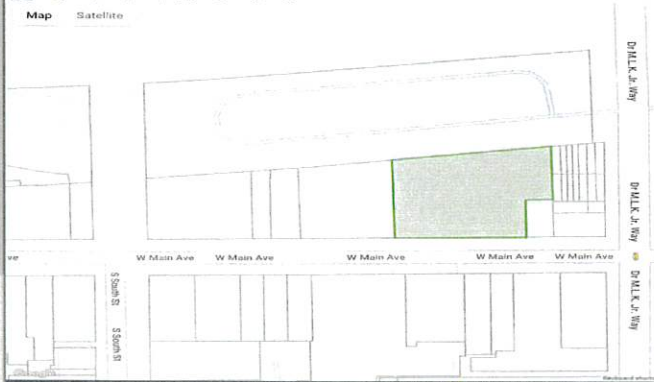
[Google Street View](#) [Property Record Card](#)



**Property Location**

|                         |                         |
|-------------------------|-------------------------|
| Neighborhood            | GA001 Downtown Gastonia |
| Township                | GASTONIA TOWNSHIP       |
| Current Owners          | GASTON COUNTY           |
| Address                 | 128 W MAIN AVE          |
| Property Use            | Government              |
| Deed Book               | 2853                    |
| Deed Page               | 0876                    |
| Deed Type               | WD                      |
| Last Valid Sales Amount | \$0                     |

Map | Satellite



powered by [Spatialect](#)

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## Tax Value Appeal

- Property values can be appealed the beginning of each year in January and ending when the Board of Equalization and Review (BER) adjourns, which usually occurs in April.
- Property owners can appeal their value for a variety of reasons such as...
  - Incorrect square footage, bathroom count, etc.
  - Physical changes made to the property
  - Values of similar properties are much different from the appellant's property.

An appeal form can be found online at [www.GastonGov.com](http://www.GastonGov.com).

To report an error: [Tax\\_appraisalrealestate@GastonGov.com](mailto:Tax_appraisalrealestate@GastonGov.com).

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**GASTON COUNTY**  
Tax Office



**GASTON COUNTY TAX OFFICE**  
APPEAL DIVISION  
128 W. Main Avenue, Gastonia, NC 28602  
Phone | 704-866-5248 - Extension 2  
Fax | 704-866-5333  
Email | [tax\\_appraisalrealestate@gastongov.com](mailto:tax_appraisalrealestate@gastongov.com)

**APPEAL TO GASTON COUNTY**  
Board of Equalization and Review

To: Gaston County Board of Equalization and Review  
PO Box 1538  
Gastonia, NC 28603

I hereby request a hearing before the Gaston County Board of Equalization and Review to appeal the 2022 tax appraisal of the property described below.

Property Key: \_\_\_\_\_ NEB108 \_\_\_\_\_

Current Owner: \_\_\_\_\_

Property Address: \_\_\_\_\_

Appraised By: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Email Address: \_\_\_\_\_

Reason for Appeal: \_\_\_\_\_

In your opinion, what is the fair market value of this property as of Jan 1, 2021? \$ \_\_\_\_\_

What value are you appealing? \$ \_\_\_\_\_

Date property was purchased: \_\_\_\_\_

Cost of improvements added to property since purchase, if any: \$ \_\_\_\_\_

Has an independent appraisal been made on this property? YES/NO \_\_\_\_\_

If yes, when? \_\_\_\_\_ by whom? \_\_\_\_\_ Appraised Value: \$ \_\_\_\_\_

If income producing property, please include the three most current years income and expense information: \_\_\_\_\_

I certify that the above statements are true and correct.

Appellant's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Telephone (including area code):  
Home ( ) \_\_\_\_\_  
Work ( ) \_\_\_\_\_

## Property Under Appeal



**GASTON COUNTY**  
Tax Office



One of three things occur when a property is placed under appeal.



1. The property value can remain the same



2. The property value can decrease



3. The property value can increase



The appellant will be notified of the decision by mail. If not satisfied with the decision, the appellant must appear before the Board of Equalization and Review (BER). The BER will hear your case and make a ruling within 30 days. Still not satisfied, appeal to NC Property Tax Commission (PTC).

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## Present Use Value Assessment Program

**APPLICATION DUE Jan 1 – 31**



- Must have owned the property for 4 years OR a qualifying relative.
- Must meet acreage in actual production requirement:  
Horticulture = 5 acres / Agriculture = 10 acres / Forestry = 20 acres.
- Agriculture and Horticulture classifications must provide proof of income with an average gross income of \$1,000 over 3 years.
- Forestry classification must have an active forestry management plan that is being followed.
- Deferred tax program—if property loses eligibility, taxes on deferred amount become due and payable for current year plus 3 prior years with interest.
- Application available online or call 704-866-3158 Option 2 for application.

#WeValueGaston2023



## Tax Exemptions and Exclusions

**APPLICATION DUE Jan 1- June 1**



Elderly or Disabled Requirements ( Exclusion of \$25,000 or 50% of taxable value up to 1 acre)

Deed in applicant's name or title to residence as of January 1st

Must be NC resident

At least 65 years of age or totally and permanently disabled

2021 Income must not exceed \$31,900 for 2022 application

Application available online or call 704-866-3158 Option 6 for application

#WeValueGaston2023





## Disabled Veterans Homestead Exclusion (First \$45,000 assessed value)



Deed in applicant's name or title to residence as of January 1st

Must be NC Resident

Honorably discharged veteran – 100% disabled (service related) or receive benefits for specially adapted housing under 38 U.S.C. 2101

There is no age or income requirement

Application available online or call 704-866-3158 Option 6 for application

#WeValueGaston2023

## Questions?



#WeValueGaston2023

# **PUBLIC HEARINGS**





## City of Mount Holly Action Agenda Item

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                    |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------|
| <b>To:</b> City Council<br>Greg Beal, Economic Development                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Date:</b> July 7, 2022          |
| <b>From:</b> Coordinator, Planning Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <b>Meeting Date:</b> July 11, 2022 |
| <b>Agenda Item to be considered:</b> Public hearing to consider an application, submitted by Johnny H. Denton, for a text amendment to allow automated car washes with conditions in the B-2 Neighborhood Business District                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                    |
| <b>Will this require a public hearing?</b> <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                    |
| <b>Background/Purpose of Request:</b><br><u>An application for a text amendment was submitted by Johnny Denton, the engineer who is representing Bob Patel, to allow automated car washes with conditions, as special use permit in the B-2 Neighborhood Business District. Currently car washes are not allowed in the B-2 Neighborhood Business District, which, particularly, is located in only two pocket-areas of Mount Holly. The B-2 District was established in 1996 through corrective rezoning, as a buffer of sorts, between adjoining highway commercial uses and areas where businesses were located within close proximity of residences. For example, the area around Oak Grove Street and Rankin Avenue (former Pantry and Mr. D's complex) is zoned B-2 Neighborhood Business, which prohibits car washes. However, directly across the street around Walgreens and Food Lion and additionally, around McDonald's and the adjoining properties, the B-3 zoning would allow for such without conditions. However, architectural and design requirements are in place throughout all commercial areas of Mount Holly.</u><br><br><u>Planning staff members have been meeting with Mr. Patel and Mr. Denton on the matter over the past several months to ensure that certain standards are met. As you may or may not be aware, Mr. Patel is considering building a car wash in the area of South Main Street and Tuckaseege Road, if this request is approved.</u><br><br><u>It is important to note that this discussion should only revolve around the consideration of the text amendment, rather than Mr. Patel's future plans. If the text amendment is approved by City Council, Mr. Patel would likely apply for a Special Use Permit to be heard before the Board of Adjustment in an evidentiary, quasijudicial hearing. If Mr. Patel, or any applicant seeking such a special use, meets the conditions laid out in the amended text of the ordinance, the Board would be obligated to approve.</u><br><br><u>At the Planning Commission meeting on Tuesday, July 5<sup>th</sup>, the board discussed amendments to the proposed text amendment submitted by Mr. Denton for automated car washes. The proposed conditions address building materials, hours of operations, and the requirement that the facility be staffed.</u><br><br><u>Staff noted that language in the ordinance on architectural requirements and building materials has been adopted since 2010, and they have served the City well, thus recommending that the proposal under A. 1, which previously stated, "building materials shall be masonry or masonry-like materials," be changed to reflect the architectural design requirements for the B-2 Neighborhood Business District in the Zoning Ordinance. The Planning Commission and applicant concurred with the change.</u> |                                    |

Additionally, the Planning Commission noted that any proposed automated car wash, as a Special Use, shall meet the Required Landscaping/Buffer Yards found in Chapter 10, Section 10.5 of the Zoning Ordinance. The applicant concurred, and that condition was added as A. 5 in the text below.

The added conditions, if approved by Council, would be included in Chapter 7-Special Requirement Notes to the Table of Permitted & Special Uses, and constitute Note 35, which is laid out below.

**Note 35: Automated Car Wash**

- A. Automated car washes shall comply with the following minimum standards:
1. Shall conform to the architectural design standards found in 5.9-C of the Zoning Ordinance.
  2. Shall have hours of operation limited to 7:00 AM to 10:00 PM
  3. Shall be manned by at least one attendant during all hours of operation.
  4. Shall direct all lighting away from roadways & residential areas.
  5. Shall conform to the required landscaping/buffer yards as outlined in Chapter 10, Section 10.5 of the Zoning Ordinance.

The Planning Commission held a public hearing regarding this matter at their July 5<sup>th</sup> meeting. No one signed up to speak at the public hearing. Points noted during discussion is that when done correctly, with high quality materials, as well as landscaping, this use is needed in Mount Holly. Also of note is that the B-2 areas are changing with rezonings, planned projects and the demolition of older residential housing to make way for such.

***Fiscal Impact:***

|                                    |                                         |                             |                                         |
|------------------------------------|-----------------------------------------|-----------------------------|-----------------------------------------|
| Will Item affect current budget    | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Reviewed by Finance Director       | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Preaudit Certification required    | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Capital Project Ordinance required | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Budget Transfer required           | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| <b>Total City Dollars:</b>         | \$                                      |                             |                                         |
| <b>Budget Code</b>                 |                                         |                             |                                         |
| Reviewed by City Attorney          | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO | <input type="checkbox"/> N/A            |

**Manager/Staff Recommendation:** The Planning Commission made a unanimous recommendation that City Council approve the text amendment, to allow automated car washes with conditions in the B-2 Neighborhood Business District, as reflected above.

***Result of City Council Decision:***

***Attachments: Text Amendment Application***  
***Maps of B-2 Areas***  
***Table of Permitted Uses***  
***Note 35 (as proposed)***



**APPLICATION FOR TEXT AMENDMENT  
CITY OF MOUNT HOLLY, NORTH CAROLINA**

Date Filed: 4-19-22 Application Number: \_\_\_\_\_

I, the undersigned, do hereby respectfully make a formal application for your review of my request concerning the text amendment described below:

1. The amendment is found in the City of Mount Holly Zoning Ordinance relating to: Article VII Special Notes to the Table of Permitted and Special Uses (Add Note 34 Automated Car Wash). Add to the special uses chart the use of automated car wash with the following conditions
2. The following statement best describes what you would like the text amendment to reflect: Note34 Automated Car Wash
  - A. Automated car wash shall comply with the following minimum standards
  1. Shall be constructed of masonry or masonry like material and glass exterior.
  2. Shall have hours of operation limited to 7 am to 10 pm.
  3. Shall be manned by atleast one attendant during all hours of operation.
  4. Shall direct all lighting away from roadways and residential areas

3. Name: Johnny H Denton, PE, PLS

Address: 440 Old Hwy. 277 Loop Rs, Dallas, NC 28034

704-913-0899

Phone Number

Johnny H Denton

Digitally signed by Johnny H Denton  
Date: 2022.04.19 16:24:17 -0400

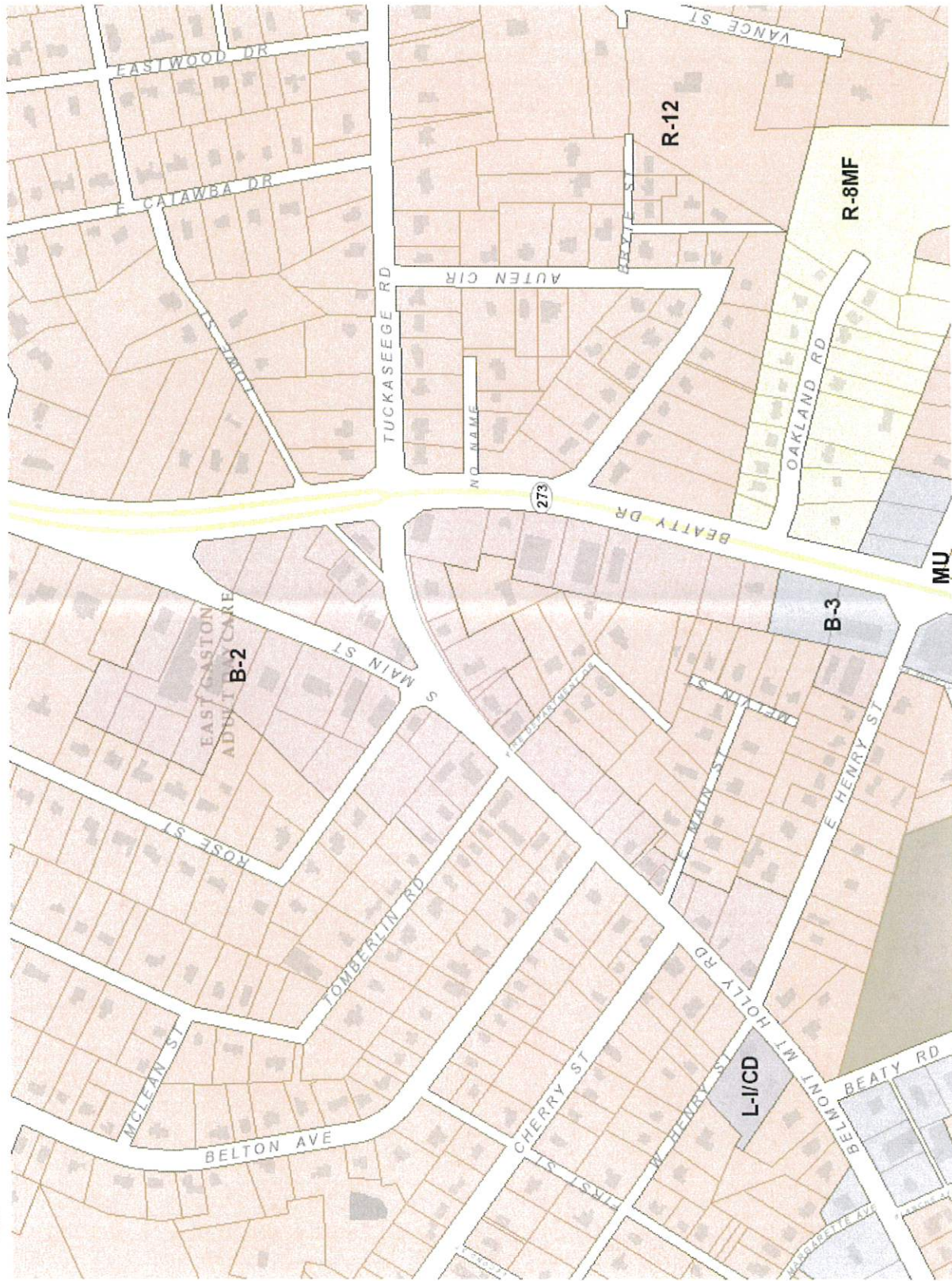
Signature of Applicant

**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 **\$250.00 (See Fee Schedule)** at least 10 days prior to the Planning Commission meeting for initial consideration.





Printed On: 7/7/2022

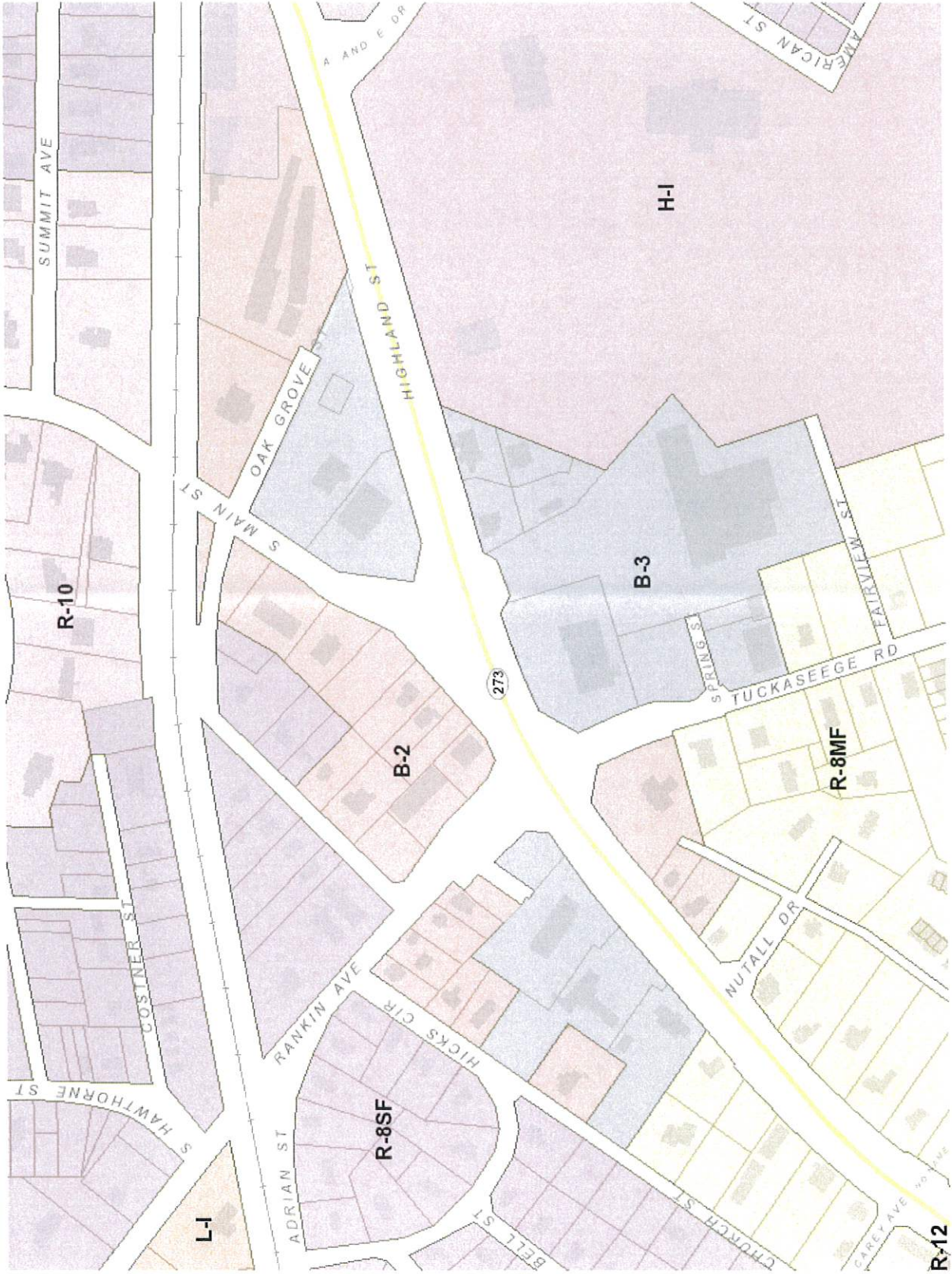


Disclaimer: The information provided is not to be considered as a Legal Document or Description. The Map & Parcel Data is believed to be accurate, but Gaston County does not guarantee its accuracy. Values shown are as of January 1, 2019.





Printed On: 7/7/2022



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**Business, Professional and Personal Services (continued)**

| Use Types                                                                                                          | Note | SIC  | R-A | R-20 | R-12 | R-10 | R-8 SF | R-8 MF | R-D | M-H MU | O & I | B-1 | B-2 | B-3 | L-1 | H-1 |
|--------------------------------------------------------------------------------------------------------------------|------|------|-----|------|------|------|--------|--------|-----|--------|-------|-----|-----|-----|-----|-----|
| automobile towing & storage services                                                                               | 14   | 7549 |     |      |      |      |        |        |     |        |       |     |     | X   |     |     |
| automobile washing facilities                                                                                      | 35   | 7542 |     |      |      |      |        |        |     |        |       |     | S   | X   |     |     |
| automobile wrecking or junk yards                                                                                  | 14   | 5093 |     |      |      |      |        |        |     |        |       |     |     |     |     | X   |
| banking, including loan offices & investment houses                                                                |      | 6000 |     |      |      |      |        |        |     | S      | X     | X   | X   | X   |     |     |
| banking; ATM (stand-alone)                                                                                         |      | 6000 |     |      |      |      |        |        |     |        |       |     |     | X   |     |     |
| barber and beauty shops                                                                                            |      | 7241 |     |      |      |      |        |        |     | X      | X     | X   | X   | X   |     |     |
| building maintenance services                                                                                      |      | 7349 |     |      |      |      |        |        |     |        |       |     |     | X   |     |     |
| bus stations                                                                                                       |      | 4140 |     |      |      |      |        |        |     |        |       |     |     | X   |     |     |
| chiropractor offices                                                                                               |      | 8041 |     |      |      |      |        |        |     | X      | X     | X   | X   | X   |     |     |
| cigar bar & lounge                                                                                                 | 31   |      |     |      |      |      |        |        |     |        |       | X   |     |     |     |     |
| clothing alterations or repairs                                                                                    |      | 0000 |     |      |      |      |        |        |     | X      | X     | X   | X   | X   |     |     |
| communicative facilities, including radio & television broadcasting excluding towers that exceed the height limits |      | 0000 |     |      |      |      |        |        |     |        | X     |     | X   | X   |     |     |
| computer maintenance and repair                                                                                    |      | 7378 |     |      |      |      |        |        |     | X      |       | X   | X   | X   |     |     |
| computer services                                                                                                  |      | 7370 |     |      |      |      |        |        |     | X      |       | X   | X   | X   |     |     |
| contractors' facilities with open storage                                                                          |      | 0000 |     |      |      |      |        |        |     |        |       |     |     | X   |     |     |
| contractors' offices (no storage)                                                                                  |      | 0000 |     |      |      |      |        |        |     | X      |       | X   | X   | X   |     |     |
| convenience food stores                                                                                            |      | 5411 |     |      |      |      |        |        |     | X      |       | X   | X   | X   | X   |     |
| dental offices & laboratories                                                                                      |      | 8071 |     |      |      |      |        |        |     | X      | X     | X   | X   | X   |     |     |

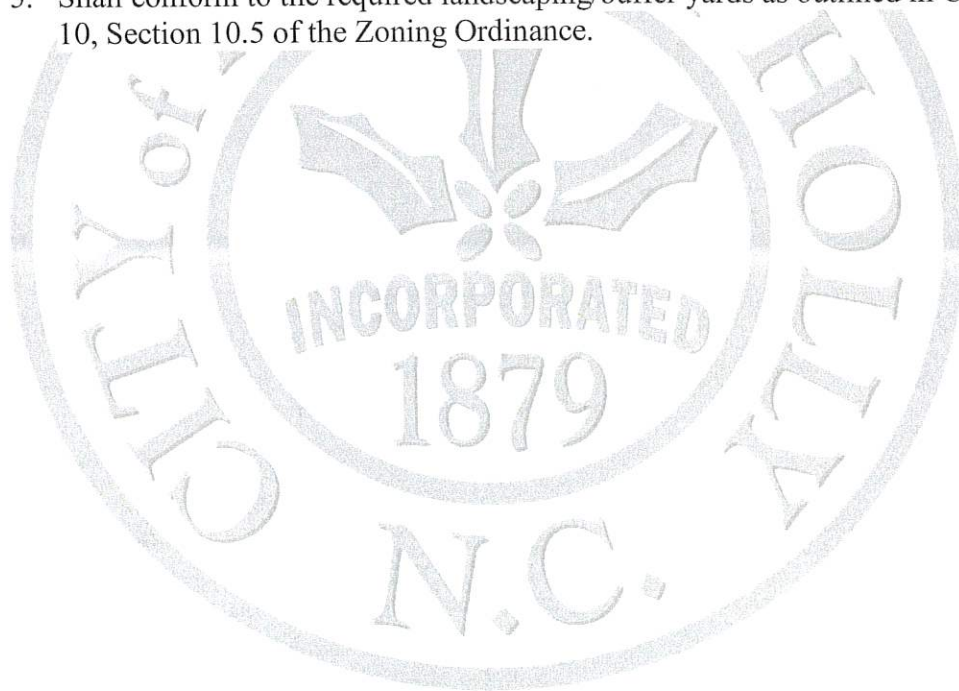


**Article VII**      **Special Requirement Notes to the Table of Permitted, Special and Conditional Uses**

**Note 35**      **Automated Car Washes**

A. Automated car washes shall comply with the following minimum standards:

1. Shall conform to the architectural design standards found in 5.9-C of the Zoning Ordinance.
2. Shall have hours of operation limited to 7:00 AM to 10:00 PM
3. Shall be manned by at least one attendant during all hours of operation.
4. Shall direct all lighting away from roadways & residential areas.
5. Shall conform to the required landscaping/buffer yards as outlined in Chapter 10, Section 10.5 of the Zoning Ordinance.



## MEMORANDUM

TO: Mayor and Council, City of Mount Holly

FROM: Marie M. Anders, City Attorney

RE: Annexation of Dust Stop Filtration, LLC

DATE: July 7, 2022

At the June 13, 2022, regular City Council meeting, the Council reviewed an annexation petition from Dust Stop Filtration, LLC to annex the one tax parcel owned by it. The Council called for a public hearing on the question of annexation to take place at the July 11, 2022, regular Council meeting, which has been advertised in the Gaston Gazette.

Attached is a proposed annexation ordinance. If Council would like to move forward with the annexation of the Dust Stop Filtration, LLC property, then this ordinance may be adopted on or after the July 11, 2022, public hearing. It is my understanding that this annexation is contingent upon approval of the rezoning application.

Staff has indicated that they may recommend an annexation agreement be required regarding the extension of sewer line to the site along with a requirement that Catarhyne pay the volunteer fire department compensation. If the Council determines that an annexation agreement shall be required, then an engineer's cost estimate would be need to be provided in order to complete an annexation agreement document.

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE  
CITY OF MOUNT HOLLY, NORTH CAROLINA**

WHEREAS, the City Council of the City of Mount Holly has been petitioned under G.S. 160A-31 to annex the area described below; and

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

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at the Mount Holly Municipal Complex at 7:00 PM on Monday, July 11, 2022, after due notice by The Gaston Gazette; and

WHEREAS, the City Council finds that the petition meets the requirements of G.S. 160A-31;

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

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory is hereby annexed and made part of the City of Mount Holly as of the adoption date below:

BEING all of that 7.222 acre tract of land located on the western side of West Catawba Avenue in Mount Holly, Gaston County, North Carolina, as more particularly shown and described on Recombination Plat made at the request of Mooring NC I, LLC, made by Tanner and McConnaughey, PA, Professional Surveyors, and recorded in Plat Book 83 at page 120, Gaston County Registry, to which plat reference is made for a complete description by metes and bounds. Known locally as tax PID 182502.

Section 2. Upon and after the adoption date below, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Mount Holly and shall be entitled to the same privileges and benefits as other parts of the City of Mount Holly. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the City of Mount Holly shall cause to be recorded in the office of the Register of Deeds of Gaston County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
City Attorney

TO THE CHIEF OF DISTRICT COURT, COUNTY OF  
SANTA CRUZ, CALIFORNIA, CERTIFY THAT THE MAP OF  
THE CITY OF SAN JUAN, CALIFORNIA, IS A TRUE AND  
CORRECT COPY OF THE ORIGINAL AS FILED IN THE  
OFFICE OF THE COUNTY CLERK, SANTA CRUZ, CALIFORNIA,  
AND THAT THE SAME IS IN ACCORDANCE WITH THE  
REQUIREMENTS FOR RECORDING.

REF. PG. 97 PG. 30

**LEGEND**

- ===== PROPERTY LINE
- SURROUNDING PROPERTY LINE
- EASEMENT
- FENCE LINE
- ==\*\*== POWER LINE
- EP = EXISTING IRON PIPE
- EP = IRON PIPE SET
- CA = CONC. FOUNDATION
- PO = POLE
- UP = UTILITY POLE
- MH = MAN HOLE
- SO = STORM DRAIN

STUART S. KATZ, CLERK OF DISTRICT COURT, IN AND FOR THE  
COUNTY AND STATE HEREBY CERTIFY THIS TO BE A  
TRUE COPY OF DOCUMENT WHICH IS RECORDED IN BOOK  
PAGE \_\_\_\_\_

WITNESS MY HAND AND SEAL OF OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 19\_\_\_\_

BY \_\_\_\_\_  
SPECIAL AGENT IN CHARGE OF DEPT'S ASSISTANT / DEPUTY.

Doc ID: 01897360001 Type: CAP  
 Received: 08/07/2016 at 03:14:30 PM  
 Fee Amt: \$31.00 Page 3 of 1  
 Instrs: 20160001078  
 Johnston, NC  
 Susan S. Lookridge Register of Deeds  
 83-120

PROPERTY MAY BE SUBJECT TO RECORDED OR UNRECORDED RIGHTS-OF-WAY OR EASEMENTS  
BASED ON PHYSICAL EVIDENCE AND EXISTING RECORDS.  
TO DETERMINE MONUMENTATION WITHIN 2000 FEET OF SUBJECT PROPERTY:

HEREBY CERTIFY THAT THE SUBJECT STRUCTURE ( ) IS ( ) NOT LOCATED IN A SPECIAL FLOOD HAZARDOUS AREA AS DETERMINED BY NCEM AND FEMA NO FLOOD SURVEY MAILED ON MAR 2 2009 FOR MAP # ST00060000 EFFECTIVE DATE MARCH 2 2009 FOR MAP # ST00060000 EFFECTIVE DATE SEPT. 28, 2007

FRANKLIN E. TANNER, CERTIFY TO ONE OR MORE OF THE FOLLOWING AS INDICATED BY AN "X"

A THAT THE PLAT IS OF A SURVEY THAT CREATED A SUBDIVISION OF LANDS WITHIN AN AREA OF A COUNTY OR

8. THAT THIS PLAT IS OF A SUBSET THAT IS LOCATED IN SUCH PORTION OF A COUNTY OR MUNICIPALITY THAT IS UNREGULATED AS TO AN ORDINANCE THAT REGULATED PARCELS OF LAND.

\_\_\_\_\_, C. ANY ONE OF THE FOLLOWING:

1. THAT THIS PLAT IS OF A SURVEY OF EXISTING SECTION OR PARCELS OF LAND, AND DOES NOT CREATE A

2. THAT THE PLAY IS OF AN EXISTING BUILDING OR OTHER STRUCTURE OR NATURAL FEATURE SUCH AS A

5. THAT THIS IS A RESULT OF CONTROL SURVEY.

3. D. THAT THIS PLAN IS OF A SURVEY OF OTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT-ORDERED SURVEY OR OTHER EXCEPTION TO THE DEFINITION OF SUBDIVISION.

2. THAT THE INFORMATION AVAILABLE TO THIS SURVEYOR IS SUCH THAT I AM UNABLE TO MAKE A DETERMINATION TO THE BEST OF MY PROFESSIONAL ABILITY AS TO THE ACCURACY OF THE INFORMATION CONTAINED IN (A) THROUGH (E) ABOVE.

1; FRANKLIN E. TANNER, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY

SUPERVISION (USED DESCRIPTION RECORDED IN BOOK \_\_\_\_\_ PAGE \_\_\_\_ AS SUBJECTS ETC.) (OTHER), THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DREAM FROM INFORMATION THAT THE RATIO OF \_\_\_\_\_ PAGE \_\_\_\_ THAT THE RATIO OF \_\_\_\_\_ PAGE \_\_\_\_ FOUND IN BOOK \_\_\_\_\_

PRECISION AS CALCULATED IS 1. 20.655 THAT THIS PLAN  
WAS PREPARED IN ACCORDANCE WITH G.S. 41-50 AS AMENDED.  
WITNESS MY HAND AND SEAL THIS 14TH DAY  
OF SEPTEMBER, 2012.

OFFICE OF THE  
SOUTH CAROLINA  
LEGISLATIVE  
COUNCIL

PROBATION DEPT  
SEAL  
1-2394

FRANK  
LAND  
KREIS  
BREMEN

100-443887-100

FRANKLIN D. ROOSEVELT



## City of Mount Holly Action Agenda Item

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                    |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------|
| <b>To:</b> City Council<br>Greg Beal, Economic Development                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <b>Date:</b> July 7, 2022          |
| <b>From:</b> Coordinator, Planning Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>Meeting Date:</b> July 11, 2022 |
| <b>Agenda Item to be considered:</b> <u>Public hearing to consider an application, submitted by Dust Stop Filtration, LLC, for rezoning a 7-acre tract of land, located at 1214 W. Catawba Avenue, Parcel ID # 182502, from I-1 Light Industrial (Gaston County) to L-I Light Industrial (City of Mount Holly).</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                    |
| <b>Will this require a public hearing?</b> <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                    |
| <b>Background/Purpose of Request:</b><br><u>NC Filtration (Dust Stop Filtration, LLC) is a family-owned business, which has been in operation for 17 years. They have three manufacturing plants located in Mount Holly, Belmont and Kershaw, SC. NC Filtration has 180 employees across these three plants. The company manufactures air filtration products for residential and commercial applications. They also manufacture and fulfill orders for Filter Time, which is owned by NASCAR drivers Dale Earhart Jr. and Blake Kock. All of the Filter Time fulfillment is done in the Mount Holly location, along with some of our other production.</u><br><br><u>NC Filtration, which is currently located in the County's jurisdiction, is interested in receiving City sewer service; they are already a water user. The company utilizes the small, onsite wastewater treatment plant at the neighboring Belmont Textile Machinery Company location, which requires oversight through an operator and permits from the State. The treatment only involves restroom operations for both companies. NC Filtration has petitioned for rezoning and annexation into the city limits of Mount Holly. Public Utilities and other City departments have stated that the cost to serve is negligible, especially since this is contiguous to the city limits (Rhyne's Trace/Rhyne's Estate Subdivision), and the MHFD, in particular, responds to mutual aid calls at this site automatically. Notably, this site would not require extension of any public utilities, only a clean-out for the location, which is at the property owner's expense.</u><br><br><u>Therefore, the rezoning and annexation would add jobs and services to the City, meeting those Land Use Plan Goals, as well as promoting development and investment in the City. Keeping the zoning consistent with the current County zoning of light industrial was important to the applicant, as well as Planning staff and the Planning Commission.</u><br><br><u>The Planning Commission held a public hearing regarding this matter at their July 5<sup>th</sup> meeting. No one from the public attended the public hearing, and staff received no calls on this matter after publishing the required legal notice in the Gaston Gazette, posting the property and notifying adjacent property owners.</u> |                                    |



|                                    |                                         |                             |                                         |
|------------------------------------|-----------------------------------------|-----------------------------|-----------------------------------------|
| <b><i>Fiscal Impact:</i></b>       |                                         |                             |                                         |
| Will Item affect current budget    | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Reviewed by Finance Director       | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Preaudit Certification required    | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Capital Project Ordinance required | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Budget Transfer required           | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| <b>Total City Dollars:</b>         | \$                                      |                             |                                         |
| <b>Budget Code</b>                 |                                         |                             |                                         |
| Reviewed by City Attorney          | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO | <input type="checkbox"/> N/A            |

**Manager/Staff Recommendation:** The Planning Commission made a unanimous recommendation that City Council approve the rezoning of the aforementioned 7-acre tract of land, owned by Dust Stop Filtration, LLC, from I-1 Light Industrial (Gaston County) to L-1 Light Industrial (City of Mount Holly). The rezoning would be contingent upon approval of the annexation agreement by Council.

**Result of City Council Decision:**

**Attachments: Rezoning Application**

**Map**

**Statement of Consistency from Planning Commission**

**REZONING APPLICATION  
CITY OF MOUNT HOLLY, NORTH CAROLINA**

Date Filed: 5-25-22 Application Number: 5-25-22A

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:

Dust Stop Filtration LLC  
Address: 1 Miller St. Belmont, NC 28012  
as evidenced by Deed Book 4807 on Page 0610 in 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.

2. The real property sought to be rezoned is located at/on 1214 West Catawba Ave. on the Left or (Right) side of the W. Catawba Ave.  
(physical address) (circle one) (street)  
between Arctus Ave. and Moses Rhyme Dr., and has a Tax  
(street) (street)

Listing of: Tax Parcel # 182502. Said lot(s) has (have) a frontage of 320 feet and is approximately 7 acres in size.

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.

4. It is desired and requested that the real property herein described be rezoned from 1-1 Gaston County Zone to L-1 & Mount Holly Zone.

5. If Conditional rezoning is requested, a site specific plan (see Appendix) is hereby attached (check) Yes or ✓ N/A.

6. If the Conditional 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).

N/A

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.

Dust Stop Filtration LLC  
Name of Applicant(s)

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

Applicant's Address: 1 Miller St. Belmont, NC 28012

Phone Number: 704-822-4444

Signature: member

**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 \$ 400.00 (See Fee Schedule) at least 30 days prior to the Planning Commission meeting for initial consideration.



01677

216667

182502

1214

221728

W CATAWBA AVE

104





Printed On: 7/7/2022



Disclaimer: The information provided is not to be considered as a Legal Document or Description. The Map & Parcel Data is believed to be accurate, but Gaston County does not guarantee its accuracy. **Values shown are as of January 1, 2019.**

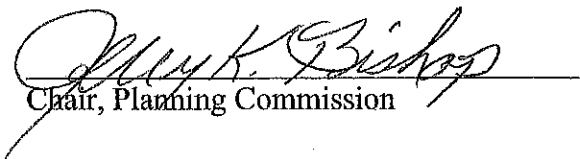


## Statement of Consistency

In considering the request associated with petition 5-25-22 A, an amendment of the Zoning Map to Light Industrial (L-I), for a rezoning application, submitted by Dust Stop Filtration, LLC for one tract of land, totaling 7.0 acres, located off of Catawba Avenue, Parcel ID # 182502, the Mount Holly Planning Commission finds the petition to be a reasonable request and in the public interest. It further finds it to be consistent with the Land Use Plan, and related land use documents and initiatives because:

- It provides the provision of both jobs & services within the City.
- It promotes additional development & investment in the City.
- Provides services in support of the Future Land Use Map.

This finding(s) is supported by a 9-0 vote by the Mount Holly Planning Commission during its meeting on July 5, 2022.

  
Chair, Planning Commission

07-05-2022  
Date



## MEMORANDUM

TO: Mayor and Council, City of Mount Holly

FROM: Marie M. Anders, City Attorney

RE: Annexation of Catarhyne, LLC

DATE: July 7, 2022

At the June 13, 2022, regular City Council meeting, the Council reviewed an annexation petition from Catarhyne, LLC to annex two tax parcels owned by it. The Council called for a public hearing on the question of annexation to take place at the July 11, 2022, regular Council meeting, which has been advertised in the Gaston Gazette.

Attached is a proposed annexation ordinance. If Council would like to move forward with the annexation of the Catarhyne, LLC property, then this ordinance may be adopted on or after the July 11, 2022, public hearing. It is my understanding that this annexation is contingent upon approval of the rezoning application.

Staff has indicated that they may recommend an annexation agreement be required regarding the extension of sewer line to the site along with a requirement that Catarhyne pay the volunteer fire department compensation. If the Council determines that an annexation agreement shall be required, then an engineer's cost estimate would be need to be provided in order to complete an annexation agreement document.

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE  
CITY OF MOUNT HOLLY, NORTH CAROLINA**

WHEREAS, the City Council of the City of Mount Holly has been petitioned under G.S. 160A-31 to annex the area described below; and

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

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at the Mount Holly Municipal Complex at 7:00 PM on Monday, July 11, 2022, after due notice by The Gaston Gazette; and

WHEREAS, the City Council finds that the petition meets the requirements of G.S. 160A-31;

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

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory is hereby annexed and made part of the City of Mount Holly as of the adoption date below:

Tract One: BEING all of Tract "C", Mooring NC II, LLC, PB 81, Pg. 80, and being part of DB. 4482 PG. 2329 & DB. 4482 PG. 2323 as recorded in the Gaston County Register of Deeds and being more particularly described as follows: BEGINNING in the centerline of West Catawba Avenue (SR #2040) and also being the northeastern corner of Tract "B" of Mooring NC II, LLC, PB 81 Pg. 80 and running thence with the northeastern line of Tract "B" as follows: A) N 59-03-49 W, a distance of 521.57 feet to an existing iron, and B) N 68-15-04 W, a distance of 19.04 feet to an existing iron on the eastern side of Tract "A", PB. 81 PG. 80; thence along four calls of Tract "A" and "C" as follows: A) N 28-30-53 E, a distance of 391.28 feet to an existing iron; B) S 62-57-26 E, a distance of 363.71 feet to an existing iron; C) N 26-59-58 E, a distance of 74.01 feet to an existing iron, and D) S 62-44-22 E, a distance of 167.27 feet to a point in the pavement of West Catawba Avenue; thence two calls along or near the centerline of West Catawba Avenue, as follows: A) S 27-03-15 W, a distance of 464.28 feet to a point, and B) S 29-40-19 W, a distance of 33.94 feet to the point of BEGINNING, containing 5.2858 acres, being more or less. Known locally as tax PID 221728.

Tract Two: BEGINNING at an iron pin set on the westernmost right of way line of West Catawba Avenue (a 60' public right of way) at a corner of Catarhyne, LLC, now or formerly, as described in Book 4704 at Page 1286, and running thence from said Beginning Point South 62 degrees 56 minutes 45 seconds East 30.56 feet to a point in the centerline of West Catawba Avenue; thence with the centerline of West Catawba Avenue, North 27 degrees 03 minute 15 seconds East 35.10 feet to a point; thence new lines crossing Bishop of the Roman Catholic

Diocese of Charlotte, now or formerly, as described in Deed Book 4933 at Page 992, the following four (4) courses and distances: (1) North 62 degrees 56 minutes 45 seconds West 30.15 feet to an iron pin set on the westernmost right of way line of West Catawba Avenue; (2) North 62 degrees 35 minutes 46 seconds West 131.15 feet to an iron; and (3) North 63 degrees 43 minutes 33 seconds West 84.43 feet to an iron set; and (4) South 27 degrees 00 minutes 41 seconds West 108.27 feet to an iron pin found on a line of Catarhyne, LLC, now or formerly, as described in Book 4704 at Page 1286; thence with division line of Catarhyne, LLC, now or formerly, the following three (3) courses and distances: (1) South 62 degrees 57 minutes 26 seconds East 78.44 feet to an iron pin found at NC Grid N:565,095.72 E:1,390,690.02; and (2) North 26 degrees 59 minutes 58 seconds East 74.01 feet to an iron pin found; and (3) South 62 degrees 44 minutes 02 seconds East 136.71 feet to the point of BEGINNING, and containing 0.329 acres, more or less. Known locally as tax PID 301676.

Section 2. Upon and after the adoption date below, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Mount Holly and shall be entitled to the same privileges and benefits as other parts of the City of Mount Holly. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the City of Mount Holly shall cause to be recorded in the office of the Register of Deeds of Gaston County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

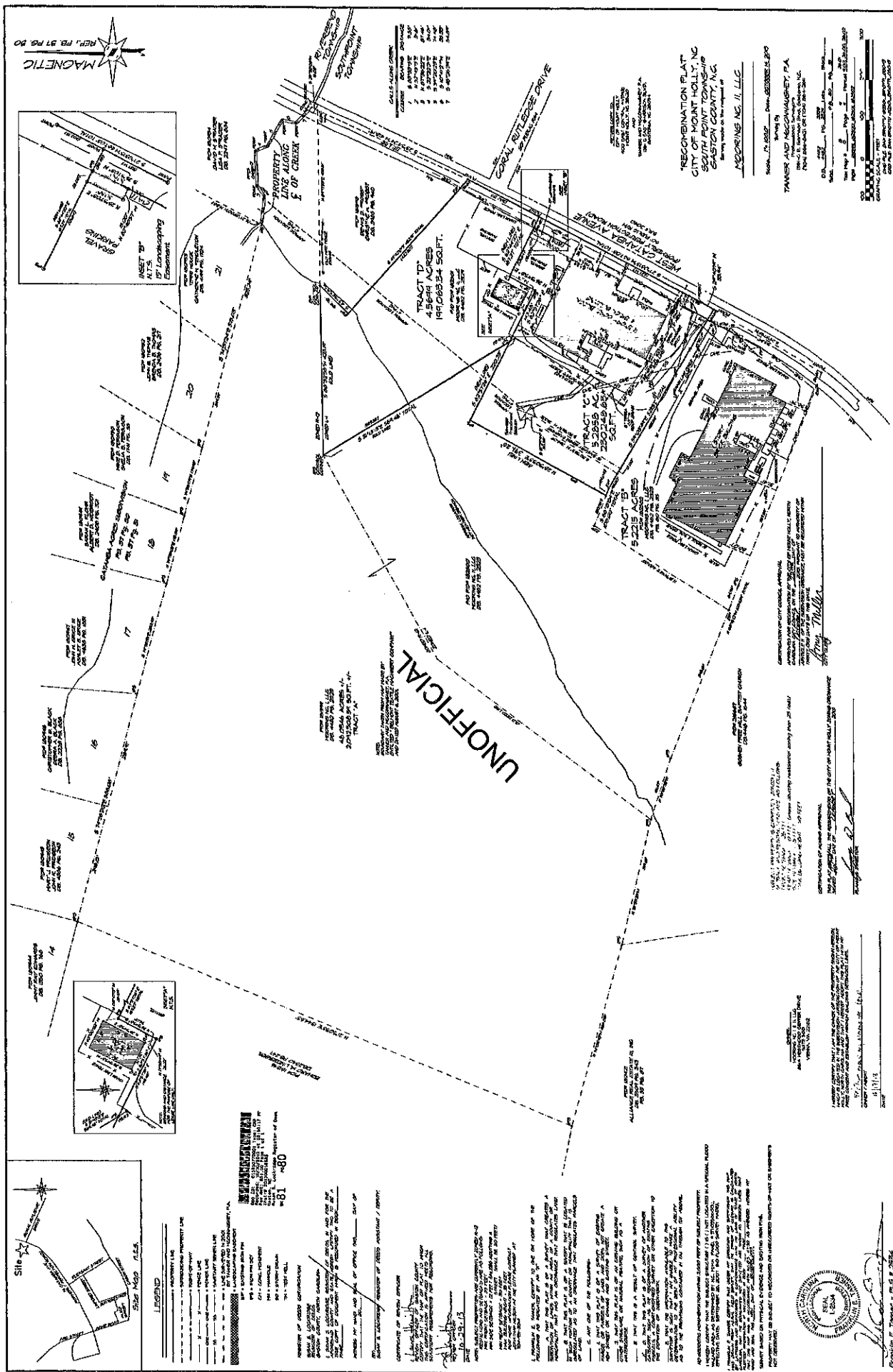
\_\_\_\_\_  
Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
City Attorney





## City of Mount Holly Action Agenda Item

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                    |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------|
| <b>To:</b> City Council<br>Greg Beal, Economic Development                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <b>Date:</b> July 7, 2022          |
| <b>From:</b> Coordinator, Planning Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Meeting Date:</b> July 11, 2022 |
| <b>Agenda Item to be considered:</b> Public hearing to consider a rezoning application, submitted by CATARHYNE, LLC, for a 4.94-acre tract of land, located at 1212 W. Catawba Avenue, Parcel ID # 221728, and an adjacent 0.31-acre tract of land, Parcel ID # 301676, from I-1 Light Industrial (Gaston County) and OLC Office Light Commercial (Gaston County) to L-I Light Industrial (City of Mount Holly).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                    |
| <b>Will this require a public hearing?</b> <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                    |
| <b>Background/Purpose of Request:</b><br><u>Belmont Textile Machinery Company (BTMC) (CATARHYNE, LLC) is a full service OEM for the carpet yarn and upholstery yarn industry. This includes design, engineering, manufacturing, sales and service of proprietary OEM or custom designed machinery, per the customer's request. In house, BTMC offers machining, welding, fabricating, injection molding, electrical panel assembly and mechanical assembly of its equipment. They have a large inventory for spare parts for our OEM machines and shipping / receiving department to fulfill orders. The majority of their customers are in the carpet industry and located within a 50-to 100-mile radius of Dalton, GA. Pharr Yarns (now Mannington Mills) is their closest customer. BTMC is a family-owned business that has been in operation since 1955 (67 years). They currently have 18 full-time employees and a few part time employees, who have retired from BTMC</u>     |                                    |
| <u>Belmont Textile Machinery Company, which is currently located in the County's jurisdiction, is interested in receiving City sewer service; they are already a water user. The company utilizes a small, onsite wastewater treatment plant, which requires oversight through an operator and permits from the State. The treatment only involves restroom operations for their company, as well as NC Filtration, the adjacent business. The company has petitioned for rezoning and annexation into the city limits of Mount Holly. Public Utilities and other City departments have stated that the cost to serve is negligible, especially since this is contiguous to the city limits (Rhyne's Trace/Rhyne's Estate Subdivision), and the MHFD, in particular, responds to mutual aid calls at this site automatically. Notably, this site would not require extension of any public utilities, only a clean-out for the location, which is at the property owner's expense.</u> |                                    |
| <u>Therefore, the rezoning and annexation would add jobs and services to the City, meeting those Land Use Plan Goals, as well as promoting development and investment in the City. Keeping the zoning consistent with the current County zoning of light industrial was important to the applicant, as well as Planning staff and the Planning Commission.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                    |
| <u>The Planning Commission held a public hearing regarding this matter at their July 5<sup>th</sup> meeting. No one from the public attended the public hearing, and staff received no calls on this matter after publishing the required legal notice in the Gaston Gazette, posting the property and notifying adjacent property owners.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                    |



|                                    |                                         |                             |                                         |
|------------------------------------|-----------------------------------------|-----------------------------|-----------------------------------------|
| <b><i>Fiscal Impact:</i></b>       |                                         |                             |                                         |
| Will Item affect current budget    | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Reviewed by Finance Director       | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Preaudit Certification required    | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Capital Project Ordinance required | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| Budget Transfer required           | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |
| <b>Total City Dollars:</b>         | \$                                      |                             |                                         |
| <b>Budget Code</b>                 |                                         |                             |                                         |
| Reviewed by City Attorney          | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO | <input type="checkbox"/> N/A            |

***Manager/Staff Recommendation:*** The Planning Commission made a unanimous recommendation that City Council approve the rezoning of the two, aforementioned tracts of land, owned by CATARHYNE, LLC from I-1 Light Industrial (Gaston County) and OLC Office Light Commercial (Gaston County) to L-I Light Industrial (City of Mount Holly). The rezonings would be contingent upon approval of the annexation agreement by Council.

***Result of City Council Decision:***

***Attachments: Rezoning Application***

***Map***

***Statement of Consistency from Planning Commission***

**REZONING APPLICATION  
CITY OF MOUNT HOLLY, NORTH CAROLINA**

Date Filed: 6/8/2022 Application Number: 6-8-22A

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:

CATARHYNE LLC

Address: PO BOX 568, Mount Holly, NC 28120  
as evidenced by Deed Book \_\_\_\_\_ of Page \_\_\_\_\_ in 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.

Parcel #: 221728

Rd Fty: 500 ft

Acres: 4.94

2. The real property sought to be rezoned is located at/on  
1212 W Catawba Ave on the Left or (Right) side of the W Catawba Ave  
(physical address) (circle one) (street)

between Acacia Ave and Moses Rhyme Drive, and has a Tax  
(street) (street)

Parcel #: 201676

Rd Fty: 30 ft

Acres: .31

Listing of: Tax Parcel # \_\_\_\_\_. Said lot(s) has (have) a frontage of \_\_\_\_\_ feet and is approximately \_\_\_\_\_ acres in size.

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.

4. It is desired and requested that the real property herein described be rezoned from I-1 Gaston County Zone to L-1 Mount Holly Zone.

5. If Conditional rezoning is requested, a site specific plan (see Appendix) is hereby attached (check) \_\_\_\_\_ Yes or ☒ N/A.

6. If the Conditional 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).

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.

CATARHYNE LLC  
Name of Applicant(s)

Jeff Rhyme - Owner  
Interest of Applicant in Subject Realty:  
(Must be the owner if requesting  
Conditional Rezoning)

Applicant's Address: PO Box 568, Mount Holly, NC 28120

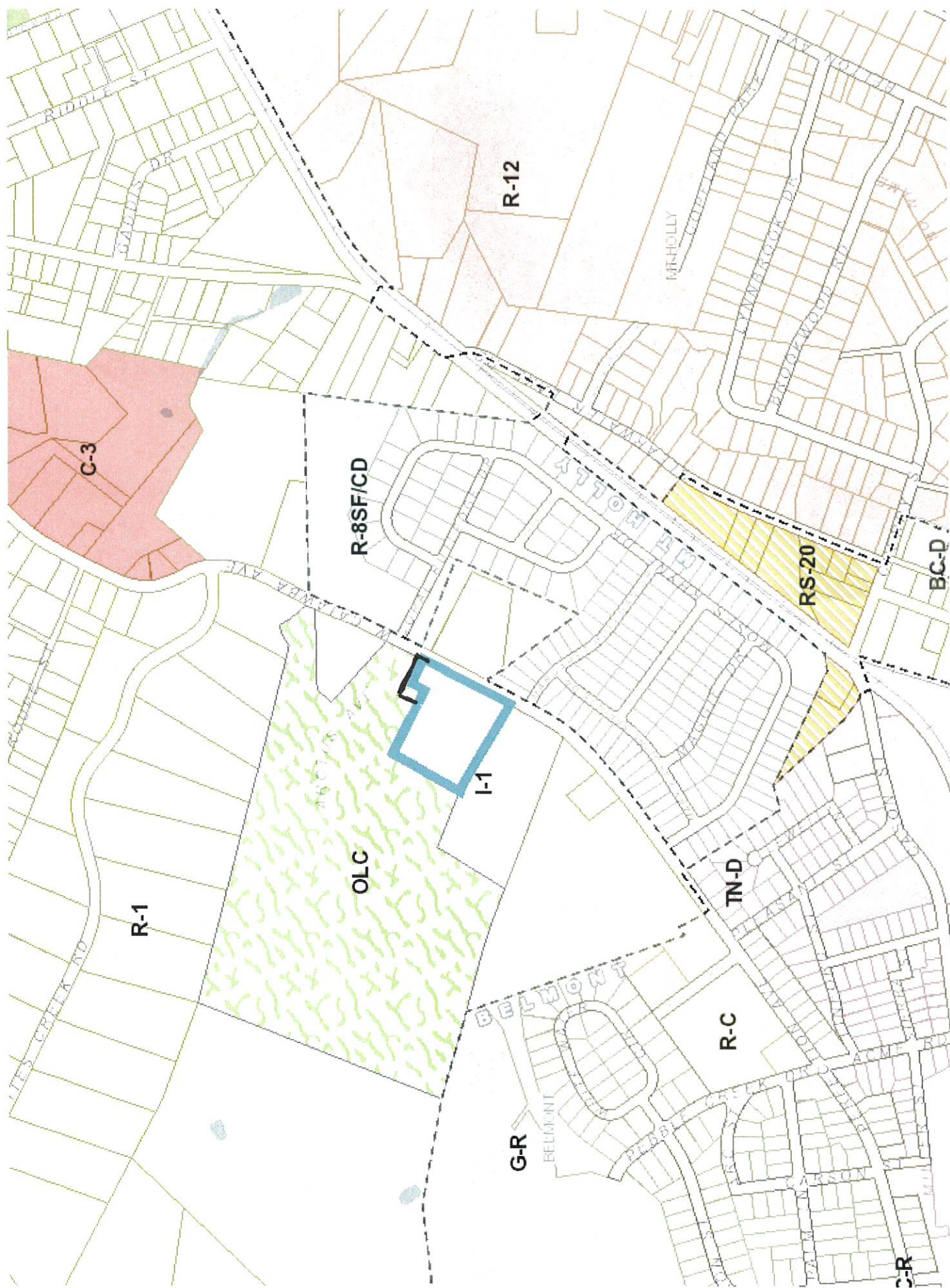
Phone Number: 704-827-5836

Signature: Jeff Rhyme

**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 \$ \_\_\_\_\_ (See Fee Schedule) at least 30 days prior to the Planning Commission meeting for initial consideration.









## Statement of Consistency

In considering the request associated with petition 5-25-22 B, an amendment of the Zoning Map to Light Industrial (L-I), for a rezoning application, submitted by Belmont Textiles (Catarhyne, LLC) for two tracts of land, totaling 5.25 acres, located off of Catawba Avenue, Parcel ID #s 221728 & 301676, the Mount Holly Planning Commission finds the petition to be a reasonable request and in the public interest. It further finds it to be consistent with the Land Use Plan, and related land use documents and initiatives because:

- It provides the provision of both jobs & services within the City.
- It promotes additional development & investment in the City.
- Provides services in support of the Future Land Use Map.

This finding(s) is supported by a 9-0 vote by the Mount Holly Planning Commission during its meeting on July 5, 2022.

  
Chair, Planning Commission

07-05-2022  
Date



## **OLD BUSINESS**



## City of Mount Holly Action Agenda Item

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------|-----------------------------------------|--|--|---------------------------------|------------------------------|-----------------------------|-----------------------------------------|------------------------------|------------------------------|-----------------------------|-----------------------------------------|---------------------------------|------------------------------|-----------------------------|-----------------------------------------|------------------------------------|------------------------------|-----------------------------|-----------------------------------------|--------------------------|------------------------------|-----------------------------|-----------------------------------------|----------------------------|----|--|--|--------------------|--|--|--|---------------------------|-----------------------------------------|-----------------------------|------------------------------|
| <b>To:</b> City Council                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>Date:</b> 7-6-22                     |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>From:</b> Paul Lowe                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <b>Meeting Date:</b> 7-11-22            |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Agenda Item to be considered:</b> Presentation of Short-Term Rental Research.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Will this require a public hearing?</b> YES X NO                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Background/Purpose of Request:</b> Staff has conducted research on methods to regulate short term rentals, and will make a brief presentation on the topic.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <table border="1"><tr><td colspan="4"><b>Fiscal Impact:</b></td></tr><tr><td>Will Item affect current budget</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Reviewed by Finance Director</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Preaudit Certification required</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Capital Project Ordinance required</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td>Budget Transfer required</td><td><input type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input checked="" type="checkbox"/> N/A</td></tr><tr><td><b>Total City Dollars:</b></td><td colspan="3">\$</td></tr><tr><td colspan="4"><b>Budget Code</b></td></tr><tr><td>Reviewed by City Attorney</td><td><input checked="" type="checkbox"/> YES</td><td><input type="checkbox"/> NO</td><td><input type="checkbox"/> N/A</td></tr></table> |                                         | <b>Fiscal Impact:</b>       |                                         |  |  | Will Item affect current budget | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Reviewed by Finance Director | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Preaudit Certification required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Capital Project Ordinance required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | Budget Transfer required | <input type="checkbox"/> YES | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A | <b>Total City Dollars:</b> | \$ |  |  | <b>Budget Code</b> |  |  |  | Reviewed by City Attorney | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO | <input type="checkbox"/> N/A |
| <b>Fiscal Impact:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| Will Item affect current budget                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| Reviewed by Finance Director                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| Preaudit Certification required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| Capital Project Ordinance required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| Budget Transfer required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input type="checkbox"/> YES            | <input type="checkbox"/> NO | <input checked="" type="checkbox"/> N/A |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Total City Dollars:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | \$                                      |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Budget Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| Reviewed by City Attorney                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO | <input type="checkbox"/> N/A            |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Manager/Staff Recommendation:</b><br>Hear presentation from staff regarding short term rentals.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Result of City Council Decision:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |
| <b>Attachments:</b><br>1. Planning Department Update/Overview of Research                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                         |                             |                                         |  |  |                                 |                              |                             |                                         |                              |                              |                             |                                         |                                 |                              |                             |                                         |                                    |                              |                             |                                         |                          |                              |                             |                                         |                            |    |  |  |                    |  |  |  |                           |                                         |                             |                              |

## **Planning & Development Update**

### **Short Term Rental Research –Paul Lowe**

In response to the recent code enforcement issues, staff has have conducted research on methods to regulate, dependent on the interest of Council, short-term rentals in the City.

Regulating this emerging use type has recently made the [news](#) in our State. The City of Willington enacted a **registration & lottery system** for regulating short-term rentals. **The State Court of Appeals in April scraped Wilmington’s regulatory scheme citing provisions of 160D, and a 2019 session law that barred municipalities from requiring registration programs for rental properties.** Though Wilmington’s regulations were struck down, a [bulletin](#) from the School of Government offers suggestions for local governments interested in setting base-line standards to ensure that any business, including short-term rentals, will not be a detriment to the community. **In short, the City has options to regulate short-term rentals.**

Under our current development ordinance, staff has the authority to review site plans for improvements, process rezoning applications-if needed, and require that zoning permits are obtained. Zoning permits/compliance permits or similar approvals can be required for any new development activity, change of use or improvement to a property or parcel. **Zoning permits can be required for short-term rentals per the School of Government. The approval just cannot act as or morph into a de-facto registration requirement.** This would not be the case for the City-as all improvements, additions, and change of uses are required to obtain a zoning permit through the Planning Department. If the City was interested in developing additional regulations for short-term rentals, some options could include the following.

As it relates to zoning, the City can regulate what uses are allowed in each district. Like staff stated previously, short-term rentals are permitted in each of our zoning districts. **One suggestion would be to limit the districts where short-term rentals can locate. Building on this point, the City could amortize locations in situations where the base zoning district changes. Another option available to the City would be to add development standards, like those provided in [Article 7](#) of the zoning ordinance. Development standards could include: placing limits on large/outdoor events, requiring insurance & safety standards to be addressed, requiring parking minimums, and ensuring that each unit has adequate solid waste facilities.**

In closing, at the moment-City staff has some options available under our current ordinance to regulate short-term rentals, though enhanced protocols could possibly aid in negating issues in the future and help to ensure that this use type can remain compatible with our established residential communities. **Of course, any, and all revisions to our ordinance would be reviewed by the City Attorney, with feedback integrated from Planning Commission discussions and review, with the ultimate approval being made by City Council.**

After the May Council meeting, where citizens brought issues forward concerning short term rentals, staff began looking into the matter. The complaints for 201/201A E Catawba Drive and 203 Mauney Street revolved around the lack of permits for construction/renovation, noise violations and parking on the street. Enforcement of parking and noise violations lie with the Mount Holly Police Department. Typically, noise after 11:00 pm constitutes a violation, and from what the citizens relayed at the Council meeting, the MHPD had been out to these residences in the past. Parking along city streets and on city streets, absent of *No Parking* signs, is allowed in the City Code, so long as there is 10 feet of travel lane for another vehicle to pass. In this

particular case, the street's unique profile of a blind hill could possibly present a safety issue that may require further study under the City's Traffic Control Request Policy. As for the lack of permits for construction/renovation, Planning staff noted that zoning compliance permits had neither been applied for, nor had been issued by the Zoning Administrator. In a May 17th email to the City Manager, the owner of 201/201A E Catawba Drive stated that he had made changes to the property listing through Airbnb, which addressed no on street parking, added that no events could take place, required a security deposit to help prevent such and lowered the number of guests. The owner claimed to have contacted the County to begin working on the lack of permits. On June 9th, Gaston County Building Inspections confirmed that they had only received complaints regarding these aforementioned properties and had entered them into their system for follow-up. However, the Building Services Coordinator confirmed that no building permit applications had been submitted.

Planning staff noted that the admitted-conversion of the single-family home at 201 East Catawba Avenue into a duplex was a zoning violation, as the property is zoned R-12 Single Family, and duplexes, or any other multifamily use, are not permitted in this district. Additionally, renovation permits are required for all non-cosmetic projects, and the County requires such as a prerequisite for building permits for HVAC, plumbing and electrical work. Decks require a zoning compliance permit and building permit as well. As a result, Code Enforcement issued a notice of violation to the property owners at 201/201A E. Catawba Drive and 203 Mauney Street for the unpermitted duplex, as well as the lack of permits under Section 15.2 of the Zoning Ordinance; this letter was dated June 23rd. A separate violation letter was sent to the property owner for 203 Mauney Street on June 16th. At the time of this writing, no contact has been received from either property owner.

**In conclusion, the issues that were brought forward, concerning the short term rental properties at these locations, can and will be addressed through existing City Codes and the Zoning Ordinance. However, at Council's direction, staff can incorporate various regulations under a proposed text amendment for short term rentals, which are outlined in this document above.**

# **NEW BUSINESS**



# **REPORTS**

## Mount Holly Parks & Recreation

### Monthly Report-June 2022

#### **Sole Patrol-**

The Sole Patrol met 22 days during the month of June. The total attendance was 317, with 31 different members attending. Their activities included walking, corn hole, shuffleboard, and a monthly luncheon.

#### **Fitness Center-**

The Fitness Center was open 22 days throughout June. The total attendance was 191, with 25 different members attending.

#### **Athletics-**

We held a coach pitch district all-star tournament at Tuckaseege Park June 18-22. Teams from Mount Holly, Stanley, Gastonia, and Belmont participated.

Free-play basketball for youth was open at the Old Gym on Mondays-Thursdays from 1-5pm and adult free-play basketball is available at the Tuckaseege Community Center. We have been averaging 10 participants for both sessions.

Free-play volleyball is open for adults on Wednesday evenings at the Tuckaseege Community Center. We have had 112 visits by 34 different players over the four Wednesdays in June. Our summer volleyball league began its season on June 29 with 6 teams participating.

Our summer indoor soccer league was held in June at the Tuckaseege Community Center. We had 74 children competing on 10 teams.

Free-play pickleball was held Tuesdays and Thursdays from 1-3pm at the Tuckaseege Community Center. We had a total of 46 visits by 9 different players.

#### **Rentals & Special Events-**

There were 14 shelter rentals at Tuckaseege and River Street Parks. The estimated attendance was 420 people. The Tuckaseege Community Center was rented two times during June; the estimated attendance was 150 people.

We held two concert events in June. The first one was Bakkwoodz on June 10, and the second one was our Fireworks Celebration with Coming Up Brass on June 30.

#### **News & Notes-**

Registration for our fall youth leagues will end up on July 15. Fall leagues are available in soccer, baseball, girls' volleyball and girls' softball.

Parks & Recreation Commission is scheduled to meet July 26<sup>th</sup> at 630pm.

# Citation Totals by Charge

MOUNT HOLLY POLICE

(06/01/2022 - 06/30/2022)

| Charge:                                        | Number of Charges: |
|------------------------------------------------|--------------------|
| Speeding (Misdemeanor)                         | 1                  |
| Speeding (Infraction)                          | 99                 |
| Seat Belt                                      | 15                 |
| Improper Transportation Of Children            | 1                  |
| No Operator License                            | 17                 |
| Driving While License Revoked                  | 25                 |
| Expired Registration                           | 38                 |
| Unsafe Movement                                | 3                  |
| Failure To Stop (Stop Sign/Flashing Red Light) | 2                  |
| Running Red Light                              | 1                  |
| No Insurance                                   | 6                  |
| Failure To Reduce Speed                        | 4                  |
| Other (Misdemeanor)                            | 3                  |
| Other (Infraction)                             | 24                 |
| Other (2nd Charge - Misdemeanor)               | 2                  |
| Other (2nd Charge - Infraction)                | 89                 |
| Total:                                         | 330                |

# Arrest Race/Sex Totals by Offense

MOUNT HOLLY POLICE

(06/01/2022 - 06/30/2022)

| Primary Offense:                                               | White<br>Male: | Black<br>Male: | Indian<br>Male: | Asian<br>Male: | White<br>Female: | Black<br>Female: | Indian<br>Female: | Asian<br>Female: | Juven.:  | Adult:    | Resd.:    | NonRes.:  | Arrests:  |
|----------------------------------------------------------------|----------------|----------------|-----------------|----------------|------------------|------------------|-------------------|------------------|----------|-----------|-----------|-----------|-----------|
| 13A - Aggravated Assault                                       | 0              | 1              | 0               | 0              | 0                | 0                | 0                 | 0                | 0        | 1         | 1         | 0         | 1         |
| 13B - Simple Assault                                           | 1              | 1              | 0               | 0              | 0                | 0                | 0                 | 0                | 0        | 2         | 2         | 0         | 2         |
| 280 - Stolen Property Offenses                                 | 0              | 1              | 0               | 0              | 0                | 0                | 0                 | 0                | 0        | 1         | 1         | 0         | 1         |
| 35A - Drug/Narcotic Violations                                 | 2              | 0              | 0               | 0              | 2                | 1                | 0                 | 0                | 0        | 5         | 2         | 2         | 5         |
| 35B - Drug Equipment Violations                                | 0              | 0              | 0               | 0              | 1                | 0                | 0                 | 0                | 0        | 1         | 0         | 1         | 1         |
| 520 - Weapon Law Violations                                    | 0              | 1              | 0               | 1              | 0                | 0                | 0                 | 0                | 0        | 2         | 1         | 1         | 2         |
| 90D - Driving Under the Influence                              | 4              | 1              | 0               | 0              | 1                | 0                | 0                 | 0                | 0        | 6         | 0         | 6         | 6         |
| 90E - Drunkenness                                              | 0              | 0              | 0               | 0              | 1                | 0                | 0                 | 0                | 0        | 1         | 0         | 1         | 1         |
| 90J - Trespass of Real Property                                | 1              | 2              | 0               | 0              | 1                | 0                | 0                 | 0                | 0        | 4         | 2         | 0         | 4         |
| 90Z - All Other Offenses                                       | 4              | 2              | 0               | 0              | 3                | 1                | 0                 | 0                | 0        | 10        | 5         | 5         | 10        |
| 90Z.01 - Traffic Violations                                    | 2              | 1              | 0               | 0              | 1                | 0                | 0                 | 0                | 0        | 4         | 2         | 2         | 4         |
| 90Z.03 - Court Violations                                      | 0              | 0              | 0               | 1              | 2                | 1                | 0                 | 0                | 0        | 4         | 3         | 1         | 4         |
| 90Z.08 - Escape from Custody or Resist Arrest (Non Assaultive) | 0              | 1              | 0               | 0              | 0                | 0                | 0                 | 0                | 0        | 1         | 0         | 1         | 1         |
| <b>Totals:</b>                                                 | <b>14</b>      | <b>11</b>      | <b>0</b>        | <b>2</b>       | <b>12</b>        | <b>3</b>         | <b>0</b>          | <b>0</b>         | <b>0</b> | <b>42</b> | <b>19</b> | <b>20</b> | <b>42</b> |

# Incident Disposition Totals by Offense

MOUNT HOLLY POLICE

(06/01/2022 - 06/30/2022)

| Offense:                                          | Closed By Arrest: | Closed/Oth. Means: | Death of Offender: | Prosecut. Declined: | Cust. Oth. Jurisdic.: | Vic. Ref. Cooper.: | Juv. No Custody: | Not Applic.: | Unfound.: | Reported: | Actual: | Further Invest.: |
|---------------------------------------------------|-------------------|--------------------|--------------------|---------------------|-----------------------|--------------------|------------------|--------------|-----------|-----------|---------|------------------|
| 11D - Fondling                                    | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1         | 1       | 1                |
| 13A - Aggravated Assault                          | 2                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 3            | 0         | 3         | 3       | 1                |
| 13B - Simple Assault                              | 5                 | 0                  | 0                  | 1                   | 0                     | 0                  | 0                | 12           | 0         | 13        | 13      | 8                |
| 13C - Intimidation                                | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1         | 1       | 1                |
| 220 - Burglary/Breaking & Entering                | 0                 | 1                  | 0                  | 0                   | 0                     | 0                  | 0                | 2            | 0         | 2         | 2       | 1                |
| 23C - Shoplifting                                 | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 2            | 0         | 2         | 2       | 2                |
| 23D - Theft From Building                         | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 2            | 0         | 2         | 2       | 2                |
| 23F - Theft From Motor Vehicle                    | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 8            | 0         | 8         | 8       | 7                |
| 23G - Theft of Motor Vehicle Parts or Accessories | 1                 | 1                  | 0                  | 0                   | 0                     | 0                  | 0                | 3            | 0         | 3         | 3       | 1                |
| 23H - All Other Larceny                           | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 6            | 0         | 6         | 6       | 6                |
| 240 - Motor Vehicle Theft                         | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 3            | 0         | 3         | 3       | 3                |
| 250 - Counterfeiting/Forgery                      | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1         | 1       | 1                |
| 26B - Credit Card/Automatic Teller Machine Fraud  | 0                 | 1                  | 0                  | 0                   | 0                     | 0                  | 0                | 3            | 0         | 3         | 3       | 2                |
| 26F - Identity Theft                              | 0                 | 2                  | 0                  | 0                   | 0                     | 0                  | 0                | 2            | 0         | 2         | 2       | 0                |
| 280 - Stolen Property Offenses                    | 1                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1         | 1       | 0                |
| 290 - Destruction/Damage/Vandalism of Property    | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1         | 1       | 1                |
| 35A - Drug/Narcotic Violations                    | 12                | 2                  | 0                  | 0                   | 0                     | 0                  | 0                | 18           | 0         | 18        | 18      | 4                |
| 35B - Drug Equipment Violations                   | 13                | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 13           | 0         | 13        | 13      | 0                |
| 36B - Statutory Rape                              | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1         | 1       | 1                |
| 520 - Weapon Law Violations                       | 6                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 6            | 0         | 6         | 6       | 0                |
| 90C - Disorderly Conduct                          | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1         | 1       | 1                |
| 90D - Driving Under the Influence                 | 7                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 6            | 0         | 7         | 7       | 0                |



# Incident Disposition Totals by Offense

MOUNT HOLLY POLICE

(06/01/2022 - 06/30/2022)

| Offense:                                                       | Closed By Arrest: | Closed/Oth. Means: | Death of Offender: | Prosecut. Declined: | Cust. Oth. Jurisdic.: | Vic. Ref. Cooper.: | Juv. No Custody: | Not Applic.: | Unfound.: | Reported:  | Actual:    | Further Invest.: |
|----------------------------------------------------------------|-------------------|--------------------|--------------------|---------------------|-----------------------|--------------------|------------------|--------------|-----------|------------|------------|------------------|
| 90E - Drunkenness                                              | 1                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1          | 1          | 0                |
| 90F - Family Offenses, Nonviolent                              | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1          | 1          | 1                |
| 90J - Trespass of Real Property                                | 3                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 4            | 0         | 4          | 4          | 1                |
| 90Z - All Other Offenses                                       | 10                | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 13           | 0         | 13         | 13         | 3                |
| 90Z.01 - Traffic Violations                                    | 26                | 13                 | 0                  | 0                   | 0                     | 0                  | 0                | 38           | 0         | 39         | 39         | 0                |
| 90Z.02 - Open Container                                        | 1                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1          | 1          | 0                |
| 90Z.03 - Court Violations                                      | 2                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 2            | 0         | 3          | 3          | 1                |
| 90Z.05 - Found Property                                        | 1                 | 3                  | 0                  | 0                   | 0                     | 0                  | 0                | 5            | 0         | 6          | 6          | 2                |
| 90Z.06 - Involuntary Commitment                                | 1                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1          | 1          | 0                |
| 90Z.07 - Suicide                                               | 0                 | 1                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1          | 1          | 0                |
| 90Z.08 - Escape from Custody or Resist Arrest (Non Assaultive) | 1                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 3            | 0         | 3          | 3          | 2                |
| 90Z.10 - Missing Person                                        | 0                 | 3                  | 0                  | 0                   | 0                     | 0                  | 1                | 2            | 0         | 3          | 3          | 0                |
| 90Z.11 - Call For Service                                      | 0                 | 5                  | 0                  | 0                   | 0                     | 0                  | 0                | 11           | 3         | 13         | 10         | 5                |
| 90Z.12 - Runaway                                               | 0                 | 1                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1          | 1          | 0                |
| 90Z.13 - B&E to Motor Vehicle                                  | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 9            | 0         | 9          | 9          | 7                |
| 90Z.14 - Larceny after B&E                                     | 0                 | 0                  | 0                  | 0                   | 0                     | 0                  | 0                | 1            | 0         | 1          | 1          | 1                |
| 90Z.15 - Damage to Property <\$500.00                          | 0                 | 4                  | 0                  | 3                   | 0                     | 0                  | 0                | 5            | 0         | 8          | 8          | 4                |
| <b>Totals:</b>                                                 | <b>93</b>         | <b>37</b>          | <b>0</b>           | <b>4</b>            | <b>0</b>              | <b>0</b>           | <b>1</b>         | <b>195</b>   | <b>3</b>  | <b>206</b> | <b>203</b> | <b>70</b>        |

**Mt Holly PD**  
**400 E CENTRAL AV MT HOLLY , NC 28120**

CFS By Department - Select Department By Date  
For MOUNT HOLLY POLICE 6/1/2022 - 6/30/2022

| MOUNT HOLLY POLICE        | Count | Percent |
|---------------------------|-------|---------|
| ALARM B                   | 30    | 1.27%   |
| ALARM R                   | 22    | 0.93%   |
| ANIMAL COMPLAINT          | 7     | 0.30%   |
| ASSAULT AL OCC            | 10    | 0.42%   |
| ASSAULT IN PROG           | 1     | 0.04%   |
| ASSIST FD/EMS             | 16    | 0.68%   |
| ASSIST LE AGENCY          | 29    | 1.23%   |
| ASSIST OTHER              | 5     | 0.21%   |
| ATTEMPTED B & E           | 1     | 0.04%   |
| B & E RES AL OCC          | 1     | 0.04%   |
| B & E RES IN PROG         | 2     | 0.08%   |
| B & E TO VEHICLE ALR OCC  | 11    | 0.47%   |
| B & E VEHICLE IN PROGRESS | 1     | 0.04%   |
| CHECK ROADWAY             | 16    | 0.68%   |
| CHECK THE WELFARE         | 34    | 1.44%   |
| CHILD ABUSE AL OCC        | 2     | 0.08%   |
| CHILD CUSTODY             | 2     | 0.08%   |
| CIVIL DISPUTE             | 9     | 0.38%   |
| COMM SERV SPECIAL EVENT   | 2     | 0.08%   |
| COMMUNICATING THREATS     | 9     | 0.38%   |
| COURT                     | 5     | 0.21%   |
| DAMAGE TO PROPERTY        | 6     | 0.25%   |
| DEATH INV UNATTENDED      | 2     | 0.08%   |
| DISCHARGE FIREARM         | 6     | 0.25%   |
| DISTURBANCE NATURE UNK    | 8     | 0.34%   |
| DOMESTIC ARGUMENT         | 17    | 0.72%   |
| DOMESTIC ASSAULT          | 7     | 0.30%   |
| DRUGS                     | 3     | 0.13%   |
| FIGHT MULTIPLE SUBJ       | 5     | 0.21%   |
| FOLLOW UP INVESTIGATION   | 39    | 1.65%   |
| FOOT PATROL               | 4     | 0.17%   |
| FOUND PROPERTY            | 5     | 0.21%   |
| FRAUD                     | 8     | 0.34%   |
| FUNERAL ESCORT            | 1     | 0.04%   |
| HANGUP 911                | 8     | 0.34%   |
| HARRASSMENT               | 4     | 0.17%   |
| HIT & RUN PD              | 7     | 0.30%   |
| ILLEGAL DUMPING           | 1     | 0.04%   |
| INFORMATION ONLY          | 36    | 1.53%   |
| INTOXICATED DRIVER        | 5     | 0.21%   |
| INTOXICATED PEDESTRIAN    | 2     | 0.08%   |
| JUVENILE                  | 16    | 0.68%   |

| MOUNT HOLLY POLICE                               | Count | Percent                        |
|--------------------------------------------------|-------|--------------------------------|
| JUVENILE SEX ASSAULT AL OCC                      | 1     | 0.04%                          |
| K9 DEPLOYMENT-TRACKING                           | 1     | 0.04%                          |
| K9 DEPLOYMENT-VEHICLE SEARCH                     | 3     | 0.13%                          |
| KIDNAPPING AL OCC                                | 1     | 0.04%                          |
| KIDNAPPING IN PROG                               | 1     | 0.04%                          |
| LARCENY AL OCC                                   | 17    | 0.72%                          |
| LARCENY FROM VEHICLE                             | 3     | 0.13%                          |
| LARCENY IN PROG                                  | 1     | 0.04%                          |
| LICENSE CHECK                                    | 2     | 0.08%                          |
| MISC CALL                                        | 1     | 0.04%                          |
| MISSING PERSON ADULT                             | 1     | 0.04%                          |
| MISSING PERSON JUVENILE                          | 1     | 0.04%                          |
| MV COLLISION PD                                  | 32    | 1.36%                          |
| MV COLLISION PI                                  | 12    | 0.51%                          |
| NOISE VIOLATION                                  | 14    | 0.59%                          |
| OBTAINING WARRANT                                | 5     | 0.21%                          |
| OVERDOSE                                         | 2     | 0.08%                          |
| PARKING VIOL                                     | 8     | 0.34%                          |
| PERSONAL ESCORT                                  | 3     | 0.13%                          |
| PROWLER                                          | 6     | 0.25%                          |
| PUBLIC NUISANCE BIKES/SKATEBOARDS/ATV/DIRT BIKES | 10    | 0.42%                          |
| PUBLIC SERVICE CALL                              | 34    | 1.44%                          |
| RADAR/TRAFFIC ENFORCEMENT                        | 1     | 0.04%                          |
| RECOVER STOLEN PROPERTY                          | 1     | 0.04%                          |
| ROAD RAGE                                        | 1     | 0.04%                          |
| SCHOOL TRAFFIC                                   | 3     | 0.13%                          |
| SERVE WARRANT                                    | 23    | 0.98%                          |
| SOLICITATION                                     | 10    | 0.42%                          |
| SPEC ASSIGNMENT TRAFFIC                          | 2     | 0.08%                          |
| SPECIAL ASSIGNMENT                               | 28    | 1.19%                          |
| SPECIAL CHECK                                    | 1143  | 48.47%                         |
| STALKING                                         | 1     | 0.04%                          |
| STOLEN VEHICLE AL OCC                            | 4     | 0.17%                          |
| STRANDED MOTORIST                                | 27    | 1.15%                          |
| SUICIDAL SUBJECT                                 | 2     | 0.08%                          |
| SUSPICIOUS PERSON                                | 47    | 1.99%                          |
| SUSPICIOUS VEH OCCUP                             | 47    | 1.99%                          |
| SUSPICIOUS VEH UNOCCUP                           | 46    | 1.95%                          |
| TRAFFIC OTHER                                    | 8     | 0.34%                          |
| TRAFFIC STOP                                     | 341   | 14.46%                         |
| TRESPASS                                         | 33    | 1.40%                          |
| UNAUTHORIZED USE OF CONVEYANCE                   | 3     | 0.13%                          |
| VANDALISM AL OCC                                 | 1     | 0.04%                          |
| VANDALISM IN PROG                                | 1     | 0.04%                          |
| VERBAL ARGUMENT                                  | 21    | 0.89%                          |
| Total Records For MOUNT HOLLY POLICE             | 2358  | Dept Calls/Total Calls 100.00% |

Total Records 2358

**Mt Holly PD**  
**400 E CENTRAL AV MT HOLLY , NC 28120**

CFS By Department - Select Department By Date  
For MOUNT HOLLY POLICE 6/1/2022 - 6/30/2022

| MOUNT HOLLY POLICE        | Count | Percent |
|---------------------------|-------|---------|
| ALARM B                   | 30    | 1.27%   |
| ALARM R                   | 22    | 0.93%   |
| ANIMAL COMPLAINT          | 7     | 0.30%   |
| ASSAULT AL OCC            | 10    | 0.42%   |
| ASSAULT IN PROG           | 1     | 0.04%   |
| ASSIST FD/EMS             | 16    | 0.68%   |
| ASSIST LE AGENCY          | 29    | 1.23%   |
| ASSIST OTHER              | 5     | 0.21%   |
| ATTEMPTED B & E           | 1     | 0.04%   |
| B & E RES AL OCC          | 1     | 0.04%   |
| B & E RES IN PROG         | 2     | 0.08%   |
| B & E TO VEHICLE ALR OCC  | 11    | 0.47%   |
| B & E VEHICLE IN PROGRESS | 1     | 0.04%   |
| CHECK ROADWAY             | 16    | 0.68%   |
| CHECK THE WELFARE         | 34    | 1.44%   |
| CHILD ABUSE AL OCC        | 2     | 0.08%   |
| CHILD CUSTODY             | 2     | 0.08%   |
| CIVIL DISPUTE             | 9     | 0.38%   |
| COMM SERV SPECIAL EVENT   | 2     | 0.08%   |
| COMMUNICATING THREATS     | 9     | 0.38%   |
| COURT                     | 5     | 0.21%   |
| DAMAGE TO PROPERTY        | 6     | 0.25%   |
| DEATH INV UNATTENDED      | 2     | 0.08%   |
| DISCHARGE FIREARM         | 6     | 0.25%   |
| DISTURBANCE NATURE UNK    | 8     | 0.34%   |
| DOMESTIC ARGUMENT         | 17    | 0.72%   |
| DOMESTIC ASSAULT          | 7     | 0.30%   |
| DRUGS                     | 3     | 0.13%   |
| FIGHT MULTIPLE SUBJ       | 5     | 0.21%   |
| FOLLOW UP INVESTIGATION   | 39    | 1.65%   |
| FOOT PATROL               | 4     | 0.17%   |
| FOUND PROPERTY            | 5     | 0.21%   |
| FRAUD                     | 8     | 0.34%   |
| FUNERAL ESCORT            | 1     | 0.04%   |
| HANGUP 911                | 8     | 0.34%   |
| HARRASSMENT               | 4     | 0.17%   |
| HIT & RUN PD              | 7     | 0.30%   |
| ILLEGAL DUMPING           | 1     | 0.04%   |
| INFORMATION ONLY          | 36    | 1.53%   |
| INTOXICATED DRIVER        | 5     | 0.21%   |
| INTOXICATED PEDESTRIAN    | 2     | 0.08%   |
| JUVENILE                  | 16    | 0.68%   |

| MOUNT HOLLY POLICE                               | Count | Percent                        |
|--------------------------------------------------|-------|--------------------------------|
| JUVENILE SEX ASSAULT AL OCC                      | 1     | 0.04%                          |
| K9 DEPLOYMENT-TRACKING                           | 1     | 0.04%                          |
| K9 DEPLOYMENT-VEHICLE SEARCH                     | 3     | 0.13%                          |
| KIDNAPPING AL OCC                                | 1     | 0.04%                          |
| KIDNAPPING IN PROG                               | 1     | 0.04%                          |
| LARCENY AL OCC                                   | 17    | 0.72%                          |
| LARCENY FROM VEHICLE                             | 3     | 0.13%                          |
| LARCENY IN PROG                                  | 1     | 0.04%                          |
| LICENSE CHECK                                    | 2     | 0.08%                          |
| MISC CALL                                        | 1     | 0.04%                          |
| MISSING PERSON ADULT                             | 1     | 0.04%                          |
| MISSING PERSON JUVENILE                          | 1     | 0.04%                          |
| MV COLLISION PD                                  | 32    | 1.36%                          |
| MV COLLISION PI                                  | 12    | 0.51%                          |
| NOISE VIOLATION                                  | 14    | 0.59%                          |
| OBTAINING WARRANT                                | 5     | 0.21%                          |
| OVERDOSE                                         | 2     | 0.08%                          |
| PARKING VIOL                                     | 8     | 0.34%                          |
| PERSONAL ESCORT                                  | 3     | 0.13%                          |
| PROWLER                                          | 6     | 0.25%                          |
| PUBLIC NUISANCE BIKES/SKATEBOARDS/ATV/DIRT BIKES | 10    | 0.42%                          |
| PUBLIC SERVICE CALL                              | 34    | 1.44%                          |
| RADAR/TRAFFIC ENFORCEMENT                        | 1     | 0.04%                          |
| RECOVER STOLEN PROPERTY                          | 1     | 0.04%                          |
| ROAD RAGE                                        | 1     | 0.04%                          |
| SCHOOL TRAFFIC                                   | 3     | 0.13%                          |
| SERVE WARRANT                                    | 23    | 0.98%                          |
| SOLICITATION                                     | 10    | 0.42%                          |
| SPEC ASSIGNMENT TRAFFIC                          | 2     | 0.08%                          |
| SPECIAL ASSIGNMENT                               | 28    | 1.19%                          |
| SPECIAL CHECK                                    | 1143  | 48.47%                         |
| STALKING                                         | 1     | 0.04%                          |
| STOLEN VEHICLE AL OCC                            | 4     | 0.17%                          |
| STRANDED MOTORIST                                | 27    | 1.15%                          |
| SUICIDAL SUBJECT                                 | 2     | 0.08%                          |
| SUSPICIOUS PERSON                                | 47    | 1.99%                          |
| SUSPICIOUS VEH OCCUP                             | 47    | 1.99%                          |
| SUSPICIOUS VEH UNOCCUP                           | 46    | 1.95%                          |
| TRAFFIC OTHER                                    | 8     | 0.34%                          |
| TRAFFIC STOP                                     | 341   | 14.46%                         |
| TRESPASS                                         | 33    | 1.40%                          |
| UNAUTHORIZED USE OF CONVEYANCE                   | 3     | 0.13%                          |
| VANDALISM AL OCC                                 | 1     | 0.04%                          |
| VANDALISM IN PROG                                | 1     | 0.04%                          |
| VERBAL ARGUMENT                                  | 21    | 0.89%                          |
| Total Records For MOUNT HOLLY POLICE             | 2358  | Dept Calls/Total Calls 100.00% |

Total Records 2358