



Town of Beaufort NC

701 Front St. • P.O. Box 390 • Beaufort, N.C. 28516
252-728-2141 • 252-728-3982 fax • www.beaufortnc.org

Town Of Beaufort Board of Commissioners Regular Meeting Agenda 6 p.m. Monday, Nov. 14, 2016 • Train Depot, 614 Broad St., Beaufort, NC

1. **Call to Order/Pledge of Allegiance**
2. **Roll Call**
3. **Inspirational Moment**
US Navy Veteran William Abbruzzese, who served for 27 years, will speak.
4. **Agenda Approval**
5. **Public Comment**
6. **Items of Consent**
 - A. Consider approval of minutes from the Oct. 10, 2016, regular meeting; Oct. 31, 2016, Reconvened Oct. 10, 2016, meeting; and Oct. 31, 2016, work session;
 - B. Consider approval of a Resolution of Support to request the NC General Assembly to fund the Deep Draft Dredging and Maintenance Fund;
 - C. Consider approval of a Resolution Designating an Applicant's Agent for the NC Department of Public Safety Division of Emergency Management;
 - D. Consider approval of the 2017 regular meeting schedule for the Board of Commissioners;
 - E. Consider approval of budget amendment No. 4, which provides funding for various pumps and generator repairs needed in the Water, Wastewater, and Sewer Divisions;
 - F. Consider approval of budget amendment Nov. 5, which reallocates funds budgeted for the Assistant Town Manager position to Finance, Planning and Inspections, Public Works, and the Utility Fund Sewer Division;
7. **Parks & Recreation Advisory Board Update**
8. **Public Hearing**
 - A. Public hearing to consider Text and Map Additions to the Land Development Ordinance for the Town of Beaufort which includes Section 10-E A-ED Airport Environmental District and its complementary Noise Contour Map, Section 10-F Airport Runway Exclusion District and its complementary Runway Protection Zone (RPZ) Map, and Table 10-1 Overlay/Conservation Districts Table of Uses;
 - B. Public hearing to consider a request by Gerry Sadler to rezone 2121, 2130 & 2132 Hwy 70 consisting of 3.086 Acres in the Town's Extraterritorial Jurisdiction from R-20 (Residential Single Family District) to B-1 (General Business District) (Pin #s 731605195067000, 73160519225000, 731605192331000);
9. **Items for Discussion and Consideration**
 - A. Discuss and consider approval of the final plat for Sea Oaks Landing Subdivision;
 - B. Discuss and consider approval of the contract between the Town of Beaufort and Waste Industries;
 - C. Consider appointments to the Parks and Recreation Advisory Board for one term that expired Sept. 30, 2016;
 - D. Discuss and consider amending the Declaration of Condominium for Eury's Landing and accepting the gift of additional land at that property;
10. **Mayor and Commissioner Comments**
11. **Manager Report**
12. **Adjournment**
And other matters related to the above/agenda subject to change



Town of Beaufort NC

701 Front St. • P.O. Box 390 • Beaufort, N.C. 28516
252-728-2141 • 252-728-3982 fax • www.beaufortnc.org

Town Of Beaufort Board of Commissioners Regular Meeting 6 p.m. Monday, Nov. 14, 2016 • Train Depot, 614 Broad St., Beaufort, NC

1. Call to Order/Pledge of Allegiance

2. Roll Call

3. Inspirational Moment

US Navy Veteran William Abbruzzese, who served for 27 years, will speak.

4. Agenda Approval

5. Public Comment

6. Items of Consent

A. Consider approval of minutes from the Oct. 10, 2016, regular meeting; Oct. 31, 2016, Reconvened Oct. 10, 2016, meeting; and Oct. 31, 2016, work session;

- Action(s) to be considered: Approve the minutes from the October meetings
- Attachment(s):
 - Oct. 10, 2016, regular meeting minutes
 - Oct. 31, 2016, Reconvened Oct. 10, 2016, meeting minutes
 - Oct. 31, 2016, work session minutes

B. Consider approval of a Resolution of Support to request the NC General Assembly to fund the Deep Draft Dredging and Maintenance Fund;

- Action(s) to be considered: Consider support of this resolution.
- Attachment(s):
 - Letter from Morehead City Port Committee
 - Resolution

C. Consider approval of a Resolution Designating an Applicant's Agent for the NC Department of Public Safety Division of Emergency Management. This resolution is required for the Town to be eligible for FEMA reimbursement.

- Action(s) to be considered: Consider approval of this resolution.
- Attachment(s):
 - Resolution Of Applicant's Agent

D. Consider approval of 2017 regular meeting schedule for the Board of Commissioners;

- Action(s) to be considered: approve the 2017 schedule
- Attachment(s):
 - 2017 schedule

E. Consider approval of budget amendment No. 4, which provides funding for various pumps and generator repairs needed in the Water, Wastewater, and Sewer Divisions. This is a new appropriation of funds from revenue received from the sale of the JetVac truck;

- Action(s) to be considered: Approve this budget amendment.
- Attachment(s):

PROPOSED

- Memo
- Budget amendment No. 4
- Items to purchase

F. Consider approval of budget amendment Nov. 5, which reallocates funds budgeted for the Assistant Town Manager position to Finance, Planning and Inspections, Public Works, and the Utility Fund Sewer Division;

- Action(s) to be considered: Approve this budget amendment.
- Attachment(s):
 - Memo
 - Budget amendment No. 5

7. **Parks & Recreation Advisory Board Update**

Chair Rett Newton will brief the Board of Commissioners on the Parks and Recreation Advisory Board.

8. **Public Hearing**

A. Public hearing to consider Text and Map Additions to the Land Development Ordinance for the Town of Beaufort, which includes Section 10-E A-ED Airport Environmental District and its complementary Noise Contour Map, Section 10-F Airport Runway Exclusion District and its complementary Runway Protection Zone (RPZ) Map, and Table 10-1 Overlay/Conservation Districts Table of Uses.

- Action(s) to be considered: Conduct a public hearing, discussion on proposed text amendment and a decision on proposed text amendment to modify the Ordinance as requested or to change the modification to other language or to deny changing the Ordinance.
- Attachment(s):
 - Staff Report
 - Draft Text & Ordinance
 - Maps of A-ED & A-RE Districts
 - Email from KMRH Airport Manager
 - Example of A-ED Letter
 - Example of A-RE Letter
 - FAA Form 7460-1

B. Public hearing to consider a request by Gerry Sadler to rezone 2121, 2130 & 2132 Hwy 70 consisting of 3.086 Acres in the Town's Extraterritorial Jurisdiction from R-20 (Residential Single Family District) to B-1 (General Business District) (Pin #s 731605195067000, 73160519225000, 731605192331000);

- Action(s) to be considered: To make a recommendation to the Board of Commissioners on rezoning this property – to approve as requested by the applicant; to recommend a more restrictive zoning classification than requested by the applicant; or to deny the request.
- Attachment(s):
 - Staff Report
 - List of Adjacent Property Owners
 - Survey of Property
 - Vicinity & Zoning Map
 - CAMA Land Use Map
 - Aerial Photo Map
 - R-20 District pages from LDO
 - B-1 District pages from LDO
 - Transitional District pages from LDO

9. **Items for Discussion and Consideration**

A. Discuss and consider approval of the final plat for Sea Oaks Landing Subdivision;

This site was rezoned from R-8 to RS-5 and annexed into the Town limits in 2012. The preliminary plat was approved in March 2016. As part of the Final Plat process the infrastructure can be either installed or bonded through a financial guarantee process to ensure completion of the project. In this application the applicant has chosen to request to bond the infrastructure improvements and has submitted cost estimates for the complete cost of improvements which is in the amount of \$613,462.

- Action(s) to be considered: Approve the final plat.
- Attachment(s):

PROPOSED

- Staff Report
- Engineer Cost Estimate
- Vicinity Map
- 11 x 17 Design Drawings of the Final Plat

B. Discuss and consider approval of the contract between the Town of Beaufort and Waste Industries;

- Action(s) to be considered:
- Attachment(s):
 - Letter from Waste Industries

C. Consider appointments to the Parks and Recreation Advisory Board for one term that expired Sept. 30, 2016;

- Action(s) to be considered: Appoint and approve one citizen to fill the Parks and Recreation Advisory Board term that expired Sept. 30, 2016.
- Attachment(s):
 - Janet Woodward application
 - Susan Schmidt application
 - Elizabeth DeMattia application
 - Jo Ruth Cassiano application

D. Discuss and consider amending the Declaration of Condominium for Eury's Landing and accepting the gift of additional land at that property.

- Action(s) to be considered: Accepting the gift from Lynn Eury of additional property across from Town Hall at Eury's Landing.
- Attachment(s): Documentation will be provided by the meeting Monday night, per the manager.

10. Mayor and Commissioner Comments

11. Manager Report

12. Adjournment

And other matters related to the above/agenda subject to change



Town of Beaufort NC

701 Front St. • P.O. Box 390 • Beaufort, N.C. 28516
252-728-2141 • 252-728-3982 fax • www.beaufortnc.org

Town Of Beaufort Board of Commissioners Regular Meeting Minutes 6 p.m. Monday, Oct. 10, 2016 • Train Depot, 614 Broad St., Beaufort, NC

The Town of Beaufort Board of Commissioners held its regularly scheduled meeting at 6 p.m. Monday, Oct. 10, 2016, in the Train Depot, 614 Broad St., Beaufort, NC. Mayor Richard Stanley presided.

Members present were Charles McDonald (Mayor Pro-Tem), Sharon Harker, John Hagle, Marianna Hollinshed and Ann Carter.

Staff present included Town Manager Charles Burgess, Town Attorney Jane Gordon, Town Clerk Jennifer Allen, Deputy Finance Director Christi Wood, Town Planner Kyle Garner, Public Works Director Mark Eakes, Fire Chief Larry Fulp, Assistant Fire Chief Richard Lovick and Police Chief Paul Burdette.

1. Call to Order/Pledge of Allegiance

Mayor Stanley called the meeting to order and asked all that were gathered to join in saying the Pledge of Allegiance.

2. Roll Call

Town Clerk Allen called roll and declared a quorum present at the meeting.

3. Inspirational Moment

The Mayor asked everyone to join in singing Happy Birthday to Commissioner Hollinshed.

Mayor Stanley presented a certificate of appreciation to County Manager Russell Overman, who is retiring in November. Mr. Overman thanked the Board for the recognition, adding that it has been a pleasure to serve the citizens of Carteret County.

Cindy Bunch with the Olde Beaufort Farmers' Market gave an update on the 2016 summer season and what to expect this fall. She shared that the market is rain or shine from 8:30 a.m.-1 p.m. every Saturday from April to November and a holiday market is offered in December. In its fourth year, the market celebrated with a 100th market on June 25. Ms. Bunch spoke briefly about the vendors who work at the market, the nonprofit organizations that attend and other highlights. Ms. Bunch closed by thanking everyone for their support of the market and welcomed volunteers to join.

4. Introduction of New Employees

Firefighter M. Lee Nay, Firefighter Christopher Lynch, Town Planner Stacy Allen and Public Works & Public Utilities Administrative Assistant Meredith Bailey were introduced.

5. Agenda Approval

Added to the agenda was to consider accepting a new lease between the Town of Beaufort and Inlet Inn, Inc. Commissioner Hollinshed made a motion to approve the agenda as amended. The vote in favor was unanimous. The lease will be addressed when this meeting reconvenes at 8 a.m. Oct. 31.

6. Public Comment

No one chose to speak.

7. Items of Consent

PROPOSED

Commissioner Hagle made a motion to approve the Items of Consent. The vote in favor was unanimous.

Items approved were the following:

- Minutes from the Sept. 12 regular meeting; Sept. 20 Administration & Finance Working Group; Sept. 20 Public Works Working Group; Sept. 28 Reconvened Sept. 12, 2016, Meeting; and Sept. 28 Work Session.
- FY 2017 Budget Amendment #2, which accounts for transfers made between departments by the Town Manager during February 2016 in amounts less than \$25,000.
- Budget Amendment #3, which accounts for transfers needed between departments in the Utility Fund that exceed \$25,000.

8. Public Hearing

- A. A public hearing was held to consider a Modification to the Subdivision Ordinance, Article VIII – Improvements Required and Minimum Standards of Design and the Land Development Ordinance - Section 18 Site Plan Standards for Commercial & Residential Structures with over 5,000 square feet – Addition of Appendixes C & D of 2012 North Carolina Fire Code.

Commissioner Hollinshed made a motion to open the public hearing. All were in favor.

Town Planner Kyle Garner explained to the Board that this was a request for a modification to the subdivision ordinance and the Land Development Ordinance concerning additional language from the NC Fire Code, also part of the NC Building Code. This request has come through the Fire Department so when the developments are in the technical review process, these standards could be applied. The Planning Board approved this amendment six to one. This text modification would allow for these standards to be enforced and would be used for both large commercial projects as well subdivisions.

There were no public comments.

Commissioner Carter made a motion to close the public hearing. All were in favor.

Commissioner Carter made a motion to adopt the amendment. All were in favor.

- B. A public hearing was held to consider a walking tour permit renewal request for Hungry Town Tours, owned and operated by David and Betsy Cartier.

Commissioner Hollinshed made a motion to open the public hearing. All were in favor.

Mr. Cartier addressed the Board regarding the request for the Hungry Town Tours permit renewal. He brought the Board up to speed on their online ratings, efforts to broaden their reach and promote Beaufort, national and regional magazines the company has been featured, the several community organizations they support and/or are members, some of which they promote during their tours.

Mr. Cartier added he felt all the requirements for the permit have been met.

They asked to expand the boundaries of the walking tours to include additional communities. They hope to offer a new tour that would focus on African American history in Beaufort. The tour will be offered once bridge construction is completed.

No comments were made by the public.

Commissioner Hollinshed made a motion to close the public hearing. All were in favor.

The commissioners commended the work of Hungry Town Tours and the addition of the new Beaufort's Union Town Tour.

Commissioner Hollinshed made a motion to approve this two-year permit. All were in favor.

9. Items for Discussion and Consideration

- A. Discuss and consider Multi-Modal Safety Committee formation and appoint members.

The Mayor explained that this motion was made after the approval of Beaufort East to appoint a committee directly charged with design, planning and construction of Multi-Modal path.

Mr. Burgess updated the Board on the role of the action committee and those who have been discussed to ask to participate or have asked to participate.

- Commissioner McDonald made a motion to appoint Commissioner Harker and Commissioner Hagle to serve on this committee. All were in favor.
- The representative from the Parks and Recreation Advisory Board will be chosen at the Oct. 13 meeting of the advisory board.
- Commissioner Hagle made a motion to appoint Paula Gillikin as the representative from Highland Park area. All were in favor.

PROPOSED

- Commissioner Hagle made a motion to appoint Sue Book as the representative from Jones Village, contingent on her acceptance. All were in favor.
- Commissioner Carter made a motion to appoint Guy Robert as the representative from the Professional Park Drive Area, contingent on his acceptance. All were in favor.
- Commissioner Carter made a motion to appoint Ryan Neve as representative from Campen Road area. All were in favor.
- Commissioner Carter appointed Karl Blackley with Beau Coast/Beaufort East Village, Bucky Oliver with Front Street Village and Don Mizelle with Withers Ravenel to serve on the committee. All were in favor.
- Staff on the committee will be the Town Manager, Town Planner and Public Works Director.

Membership may be expanded as representation is needed to address other communities in Beaufort.

- B. Consider appointments to the Parks and Recreation Advisory Board for two terms that expired Sept. 30, 2016. Applicants were Peter Crumley and Janet Woodward.

Commissioner Hagle nominated Peter Crumley.

Commissioner Harker nominated Janet Woodward.

Commissioner Hollinshed made a motion to close the nominations. All were in favor.

Peter Crumley was unanimously approved to fill one of the two vacancies.

Commissioner Harker and Commissioner McDonald voted in favor of appointing Ms. Woodward. Commissioners Hagle, Carter and Hollinshed voted against the motion.

Commissioner McDonald raised the question about why this citizen has not been appointed to the committee and has applied for many other positions in the Town. He asked if there were rules and regulations that could be put in place for the Volunteer Boards.

Susan Schmidt spoke from the audience that she would like to be included in the nominations. She had applied for an opening that was filled in September and asked to be considered for this opening.

Commissioner McDonald asked for clarification for this appointment.

Manager Burgess said it would be discussed at the recessed meeting Oct. 31.

10. Mayor and Commissioner Comments

No comments were made by the Mayor or Commissioners.

11. Manager Report

Mr. Burgess shared information for a seminar at UNC IMS on Oct. 20 and asked for members to notify him if they'd like to attend.

He updated the Board on a possible grant from NCDOT to improve intersections on state-owned highways. This grant will bring the intersections up to ADA standards. The locations were approved and will be getting notification on the progress.

Precision Safe Sidewalks is anticipated to be in Town the week of Oct. 24 to mediate the trip hazards the company identified this summer. Public Works is addressing the concrete sidewalk panels that will need to be replaced.

A completion date for the new fire station is still anticipated to be in early December.

Currently the work session is scheduled for Oct. 26. It's being proposed to reschedule the work session for 8 a.m. Oct. 31. The work session will follow the recessed Oct. 10 meeting to take up the Inlet Inn lease and the discussion about the Parks & Recreation Advisory Board.

He reminded the Board about the webinar that covers the Update On Water Utility Authority To Charge Impact Fees And Other Upfront Charges set for Oct. 11 in the Train Depot.

PROPOSED

Regarding a handful of projects, Staff is still working on the trash ordinance, the proposed contract with Waste Industries, vacation rental guidelines, and working on revised language for parking on the street.

Mr. Burgess commended the Staff for their effort in planning for Hurricane Matthew.

Storm debris removal was to be managed by Public Works. Pickup was to begin Oct. 17.

Deputy Finance Director Christi Wood said that everything is tracking well for the first quarter in the finance report. Town Attorney Jane Gordon updated the Board on the Historic Preservation Commission appeal for the shed on Moore Street. The writ of certiorari has been signed by the Board of Adjustment chair and is ready to be served to the Smiths.

12. Adjournment

Being no further business, Commissioner Hollinshed made a motion to recess the meeting until 8 a.m. Monday, Oct. 31. All were in favor.

Attest:

Richard L. Stanley, Mayor

Jennifer Allen, Town Clerk



Town of Beaufort NC

701 Front St. • P.O. Box 390 • Beaufort, N.C. 28516
252-728-2141 • 252-728-3982 fax • www.beaufortnc.org

**Town Of Beaufort Board of Commissioners Oct. 31, 2016, Reconvened Oct. 10, 2016, meeting minutes
8 a.m. Monday, Oct. 31, 2016 • Train Depot, 614 Broad St., Beaufort, NC**

The Town of Beaufort Board of Commissioners reconvened its Oct. 10, 2016, meeting at 8 a.m. Monday, Oct. 31, 2016, in the Train Depot, 614 Broad St., Beaufort, NC. Mayor Richard Stanley presided.

Members present were Charles McDonald (Mayor Pro-Tem), Sharon Harker, John Hagle, Marianna Hollinshed and Ann Carter.

Staff present included Town Manager Charles Burgess, Town Clerk Jennifer Allen, Town Planner Kyle Garner, Public Works Director Mark Eakes, Fire Chief Larry Fulp, and Police Chief Paul Burdette.

1. Call to Order

Mayor Stanley called the recessed meeting to order.

The two items carried over from the Oct. 10, 2016, meeting were to address the Inlet Inn lease and the Parks and Recreation Advisory Board appointment.

Mr. Burgess first addressed the Inlet Inn lease. He recommended no action be taken due to the lease structure in relation to taxation on the property. The lease will be brought before the Board at its Nov. 14 meeting with a more detailed explanation and recommendation.

Regarding the Parks and Recreation Advisory Board appointment, staff made an administrative decision to re-advertise the opening. It will properly be before the Board on Nov. 14. Staff recommended no action be taken during the recessed meeting.

Commissioner Carter made a motion to defer action on both items until the Nov. 14 regular meeting. All were in favor.

2. Adjournment

Being no further business, Commissioner Hagle made a motion to adjourn at 8:07 a.m. All were in favor.

Attest:

Richard L. Stanley, Mayor

Jennifer Allen, Town Clerk



Town of Beaufort NC

701 Front St. • P.O. Box 390 • Beaufort, N.C. 28516
252-728-2141 • 252-728-3982 fax • www.beaufortnc.org

Town Of Beaufort Board of Commissioners Work Session Monday, Oct. 31, 2016 • Train Depot, 614 Broad St., Beaufort, NC

The Town of Beaufort Board of Commissioners held its October work session following the adjournment of the reconvened Oct. 10 meeting that began at 8 a.m. Monday, Oct. 31, in the Train Depot, 614 Broad St. Mayor Richard Stanley presided.

Members present were Charles McDonald (Mayor Pro-Tem), Sharon Harker, John Hagle, Marianna Hollinshed and Ann Carter.

Staff present included Town Manager Charles Burgess, Town Clerk Jennifer Allen, Town Planner Kyle Garner, Public Works Director Mark Eakes, Fire Chief Larry Fulp, and Police Chief Paul Burdette.

1. Call to Order

Mayor Stanley called the work session to order.

2. Public Comment

No one from the public spoke.

3. Capital Improvement Plan 2017-2021 Projects Discussion

Mr. Burgess focused on funding mechanisms for future CIP. He presented to the Board the current CIP, which is incorporated by reference and hereby a part of these minutes. Mr. Burgess added that staff has additional needs not listed.

The following topics related to the CIP were addressed:

- Mr. Burgess recapped CIP for the current year. East Carolina Council's Judy Hills is working on the PARTF grant with the Parks & Rec Advisory Board for Water Tower Park. Cedar Street Park is moving along and he anticipates having the end product quote for design cost for Cedar Street Park soon.
- The Board discussed the logistics of a bond referendum as well as needing the total cost for the projects to bring before the public, including parks and infrastructure.
- It was decided to approach the County about the property adjacent to the current Public Works facility.
- Mr. Garner will bring the Old Burying Ground restoration project before the Board shortly.
- The evidence/investigations building is showing \$90,000 for year 2017. Mr. Burgess enlisted the services of Burnette Architecture to perform a space needs analysis for the police department. Looking at current and future needs of the department, combining the old and current building won't work for a variety of reasons, including square footage needs. It would be possible to extend the existing building and remove the block building. He suggested the possibility of using property already owned by the Town on the corner of Hedrick and Lennoxville for a new police department facility, which could be a sub-\$2 million facility. Using the gift made to the Town for a new police department was deliberated. Renovating the fire department for the police department was also proposed.
- Mr. Burgess pointed out that multi-modal was a line item missing from the current CIP. He said he would ensure that it was reflected in the next document. Grants from the USDA will be pursued. Disconnect points for the multi-modal path need to be identified and a cost known to consider the next step with funding, specifically if it will be included in the bond referendum if pursued.

PROPOSED

- Traditional borrowing or bond issuance was a recurrent discussion. A point made was that the more items on a bond referendum, the greater chance of it being voted down, so the most important items need to be discerned.
- For the bond referendum it was suggested to look at the existing fire station for the police department, Cedar Street improvements, entryway, and paving.
- Determining the priorities and then method of funding were decided to be the priority.
- Other staff recommendations listed on the current CIP for the future are water line replacement projects, water treatment facility, upgrade radio system, replacement fire truck needs and expansion of station No. 2.

4. **Manager Report**

Mr. Burgess provided the board with a handout of the following:

Organizational Updates
10/31/16

1. Deerfield Shores: For months there has been no movement from the operator of the existing waste water treatment facility to complete the infrastructure work for the conversion to accessing the Town's waste water system. Available funding for completion of the project appears to be the holdup. The Town is not aware of any current initiative by a County or State Agency trying to press forward with the completion of this project.
2. Cedar Street Park: Town staff is presently acquiring costs estimates for final design of the project and is hopeful to have a recommendation to the BOC at the December, 2016 meeting. With completion of the new NCDOT road/bridge project forecast for April/May 2017, construction of the Cedar Street Park project could begin in the late fall/early winter of 2017.
3. Water Tower Park: The ECC is actively working on the preparation of a PARTF Grant application for this project. The application is due for submittal in June, 2017.
4. Precision Safe Sidewalks: This contracted group had a startup delay attributed to Hurricane Mathew but is scheduled to start the approximate 2 week project the week of 10/31/16. Public Works has already commenced work on the replacement of the sidewalk panels identified in the study.
5. New Fire Station: Hudson Brothers Construction believes the building will be completed by early December. Furniture appliances for the new building have all been ordered.
6. Existing Fire Station: Staff is prepared to advertise the property for sale in an "as is" condition and will move forward with the advertisement in November.
7. Grapple Truck: This new vehicle for Public Works is on order and should be delivered in early calendar year 2017.
8. Hurricane Mathew: Initial FEMA meetings for cost reimbursement for emergency preparations and storm debris cleanup are being held for Carteret County on November 2nd. The Town has been proactive in maintaining good record keeping of our storm related activities. Typically between State and Federal sources, 95% of the costs associated with a declared disaster event are reimbursed with the locality absorbing 5%. However, the Governor has indicated through the media that the State is picking up the local 5%. WE await final verification of this. On a related note, the Town and Town Dockmaster have been proactive with the Division of Water Resources and the ACOE in obtaining FEMA funds for Bulkhead Channel dredging as there is shoaling in of the channel attributable to Hurricane Mathew. Obtaining these funds looks favorable at this time.
9. FY 2016 Audit: Preparation of the audit report is on schedule. No concerns have been raised by the auditors during the preparation phase of the report.

PROPOSED

10. VRBO: Staff will be providing an inventory of active VRBO, Homeaway, etc. listings within the municipal boundaries at your November, 2016 BOC meeting.

11. Tree Planting: The Town in conjunction with the Tree Committee have ordered and are in the next few weeks planting 20 new street trees along public road corridors. The 2016 planting locations can be provided to the BOC if you desire to have this information.

12. Beaufort East/Beaucoast: Town staff continues to perform daily inspections on the infrastructure construction for this project. The developer has been helpful in coordinating this process.

13. North River Club: Per the developer's website, the PUD project is being renamed/rebranded as "Beaufort Club". The developer is at present having the infrastructure constructed for the existing development phase that was approved and platted approximately 8 years ago but the infrastructure not installed.

14. CodeWright: Staff is still awaiting the arrival of the final draft of this land use study.

15. Environmentally Sensitive Zoning Classification: The Planning Board has determined such a zoning classification to not be needed. Staff will seek BOC guidance on what will our next steps be.

16. Wayfinding/Gateways: Staff is developing final design of wayfinding signage for placement when the new bridge/road opens in late spring.

17. Electronic Water Meters: These meters are in full usage and staff will be providing a cost savings and comparative consumption report to the BOC in December.

The next work session was rescheduled from Nov. 23 to Nov. 30.

Parks And Recreation Advisory Board Chair Rett Newton offered to help consolidate information and form a 10-year plan that addressed several issues affecting the Town.

5. **Mayor and Commissioner Comments**

Commissioner Harker wished Chief Burdette luck on his first Halloween in Beaufort.

6. **Adjournment**

The meeting was adjourned at 9:12 a.m.

Attest:

Richard L. Stanley, Mayor

Jennifer Allen, Town Clerk

PROJECT TITLE (BY DEPARTMENT)	FUNDING SOURCE	FY17	FY18	FY19	FY20	FY21	BEYOND FY21	TOTAL COST
FACILITIES & GROUNDS								
Water Tower Park	GF/CF/GR		\$ 40,000	\$ 200,000	\$ 200,000	\$ 200,000		\$ 640,000
Cedar Street Park	CIF		\$ 250,000					\$ 250,000
Old Burying Ground Fence Restoration	GF/GR	\$ 40,000	\$ 45,000	\$ 45,000				\$ 130,000
Relocation of Public Works Facility	GF		\$ 500,000					\$ 500,000
Boardwalk Repair/Reconstruction			\$ 80,000					\$ 80,000
Evidence/Investigations Building	GF	\$ 90,000						\$ 90,000
PLANNING DEPARTMENT								
Entry Corridor Improvements Program	GF/SF	\$ 50,000	\$ 200,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 500,000	\$ 1,500,000
Comprehensive Wayfinding & Signage Program	GF	\$ 100,000	\$ 20,000	\$ 20,000				\$ 140,000
POLICE DEPARTMENT								
Mobile Radio Communications	GR	\$ 61,000						\$ 61,000
Mobile Data Communications	GR	\$ 94,800						\$ 94,800
PUBLIC WORKS								
Cedar Street Retrofit & Repair	GF/GR/SF		\$ 2,100,000					\$ 2,100,000
Bucket (Grapple) Truck	GF	\$ 141,000						\$ 141,000
1-ton Diesel Truck	GF	\$ 37,000						\$ 37,000
Street Repaving Program	GF/SF	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 1,800,000
GENERAL FUND TOTAL		\$ 913,800	\$ 3,535,000	\$ 815,000	\$ 750,000	\$ 750,000	\$ 800,000	\$ 7,563,800
SEWER								
Sewer Pump Station Generators	IF	\$ 33,000	\$ 33,000	\$ 33,000	\$ 33,000	\$ 33,000		\$ 165,000
I & I Study	UF		\$ 180,000					\$ 180,000
Sewer Line Rehabilitation	UF			\$ 1,000,000				\$ 1,000,000
WATER								
2" Water Line Replacement - Ann St.	IF		\$ 63,000					\$ 63,000
2" Water Line Replacement - Campen	IF	\$ 43,000						\$ 43,000
2" Water Line Replacement - Crescent	IF			\$ 60,000				\$ 60,000
East Front Street Loop	IF	\$ 20,000						\$ 20,000
Water Plant	IF						\$ 15,000,000	\$ 15,000,000
UTILITY FUND TOTAL		\$ 96,000	\$ 276,000	\$ 1,093,000	\$ 33,000	\$ 33,000	\$ 15,000,000	\$ 16,531,000
FIRE DEPARTMENT								
Substation Phase II	FF/CF			\$ 200,000				\$ 200,000
Fire Truck Pumper	FF		\$ 375,000					\$ 375,000
Aerial Platform	FF				\$ 750,000			\$ 750,000
FIRE FUND TOTAL		\$ -	\$ 375,000	\$ 200,000	\$ 750,000	\$ -	\$ -	\$ 1,325,000
TOTALS		\$ 1,009,800	\$ 4,186,000	\$ 2,108,000	\$ 1,533,000	\$ 783,000	\$ 15,800,000	\$ 25,419,800
GF - General Fund	SF - State Funds		CF - County Funds		GR - Grant Funds			
UF - Utility Fund	FF - Fire Fund		IF - Impact Fees		CIF - Community Improvements Fund			

Memo

To: The Mayor & Beaufort Board of Commissioners
From: Kyle Garner, AICP,
Date: November 1, 2016
Re: Resolution of Support to request the North Carolina General Assembly to fund the
“Deep Draft Dredging and Maintenance Fund”

The Mayor recently received a letter from William Baily, Chairman of the Morehead City Port Committee requesting that the Town support and adopt the attached resolution requesting that the North Carolina General Assembly make appropriations to the “Deep Draft Dredging and Maintenance Fund”. The legislature has already created the language to support deep draft dredging however did not appropriate any money to support the legislation. This funding source is a separate from the funding of shallow draft dredging that currently exists and that the Town utilizes for the dredging of Bulkhead Channel.

Action: Consideration of supporting a resolution of support.

Supporting Documentation: Resolution
Letter from Morehead City Port Committee



Town of Beaufort NC

701 Front St. • P.O. Box 390 • Beaufort, N.C. 28516
252-728-2141 • 252-728-3982 fax • www.beaufortnc.org

RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO SUPPLEMENT FUNDING TO PROVIDE ONGOING MAINTENANCE DREDGING OF THE PORT OF MOREHEAD CITY

WHEREAS, The Port Committee was created in 1986 to serve as a representative group of stakeholders and interested citizens to educate and inform about the operation and economic value of the Port of Morehead City to the community, the region and the state and to provide a means to advocate for those things necessary to enhance the value of safe, environmentally responsible operations of the Port to the State; and

WHEREAS, The Port Committee is comprised of representatives of the Port, users of the Port, subsidiary port operators including port pilots, towing companies, Longshoremen, agents, various governmental entities including the County and Municipalities, the United States Coast Guard, and employees of the port, and a broad range of interested citizens; and

WHEREAS, for many years the Port has experienced shoaling that has required repeated dredging activities to keep a functioning depth in the channel and the harbor; and

WHEREAS, adequate channel depth and width is necessary to ensure the safe transit of vessels, people and cargo that can be compromised with resulting congestion; and

WHEREAS, the Port is responsible for over \$1,000,000,000 worth of North Carolina product being shipped to locations around the world and also for current and future customers who need a reliable, stable channel to ship and receive goods; and

WHEREAS, funding for deep water dredging from the U.S. Army Corps of Engineers has not increased significantly for many years, greatly affecting the ability of the Corps to perform dredging to achieve and maintain the authorized channel depth of forty-five (45) feet; and

WHEREAS, the continued operation of the port is thereby jeopardized, potentially affecting thousands of jobs, millions of dollars of income, and billions of dollars of trade; and

WHEREAS, the North Carolina General Assembly created the Deep Draft Navigation Channel Dredging and Maintenance Fund for the purpose of being able to provide funds, both State and non-State, for projects providing safe and efficient navigational access to a State Port; and

WHEREAS, no State funds have been appropriated to populate this fund, leaving the North Carolina State Ports Authority's Morehead City port with few options to complete the necessary dredging activities,

NOW, THEREFORE, BE IT RESOLVED by the Town of Beaufort Board of Commissioners that the Board respectfully requests that the General Assembly take immediate action to provide permanent and continued funding to supplement the funding of the USACOE for the purpose of providing ongoing maintenance dredging for the Port of Morehead City and further, that the General Assembly initiate action to create an ongoing source of funds to assist in the provision of maintenance dredging for as long as the Port continues to function, and, as appropriate, to study options to address accelerated shoaling issues and the need to maintain a stable channel.

Adopted, this 14th day of November, 2016.

Attest:

Jennifer Allen, Town Clerk

Richard L. Stanley, Mayor

Morehead City Port Committee
113 Arendell Street, Rm. 112
Morehead City, NC 28557

October 17, 2016

Mayor Richard Stanley
Town of Beaufort
Town Hall
701 Front Street
Beaufort, NC 28516

Dear Mayor Stanley:

The Port Committee is an organization that was created in 1986 to serve as a representative group of stakeholder in interested citizens to educate and inform about the operation and economic value of the Port of Morehead City and to advocate for those things necessary to enhance the value of safe, environmentally responsible operations of the Port to the State.

Each year, over \$1,000,000,000 of product value moves through the Port, making it an extremely valuable part of our regional economy and supporting hundreds of jobs throughout eastern North Carolina. In order for the Port to continue to provide this key component, a reliable channel must be achieved and maintained. For many years, channel depth was very consistent, but over the past decade frequent shoaling has become an increasing problem. It has been many years since the funding for the U.S. Army Corps of Engineers dredging activities has increased, and as a result, the Port frequently encounters reduced channel depths and consequent reduced loading of ships.

At the present time, the Port is again facing a situation where the approach channels are experiencing shoaling, and even with the current dredging activities, it is unlikely that the channel will be dredged to its approved forty-five (45) foot depth due to funding constraints. Projections for future funding do not present a good prospect for the attainment of sufficient funds to complete all of the necessary dredging in either this fiscal year or the next. This recurring problem of insufficient funding combined with increased shoaling can result in reduced shipping volume which, in turn, could result in a reduction in dredging funds and a negative spiraling down of the Port's viability.

In the last session of the North Carolina General Assembly, a deep draft dredging and maintenance fund was created as a mechanism for the state to be able to supplement federal funding for its two deep water ports. Unfortunately, there was no state funding appropriated for this program.

The Board of Directors of the Port Committee has adopted the attached resolution, requesting that the state fund the Deep Draft Navigation Channel Dredging and Maintenance Fund, hopefully in the upcoming session, so that there is a prospect of developing a stable source funding and a sustainable channel for the future. The Port Committee sees this as a critical need for the economy of our region and the entire state.

Please consider presenting this resolution to the Town Council and the adoption of a similar resolution to show the state our solid local support for the future of the Port.

Very truly yours,

William Baily

William Baily
Chairman

**RESOLUTION
DESIGNATION OF APPLICANT'S AGENT**

North Carolina Division of Emergency Management

Organization Name (hereafter named Organization) Town of Beaufort	Disaster Number: FEMA-4285-DR-NC
Applicant's State Cognizant Agency for Single Audit purposes (If Cognizant Agency is not assigned, please indicate):	
Applicant's Fiscal Year (FY) Start Month: 07 Day: 01	
Applicant's Federal Employer's Identification Number 56 - 6001173	
Applicant's Federal Information Processing Standards (FIPS) Number 031 - 04260 - 00	

PRIMARY AGENT	SECONDARY AGENT
Agent's Name Christi Wood	Agent's Name Charles Burgess
Organization Town of Beaufort	Organization Town of Beaufort
Official Position Deputy Finance Officer	Official Position Town Manager
Mailing Address PO Box 390	Mailing Address PO Box 390
City, State, Zip Beaufort, NC 28516	City, State, Zip Beaufort, NC 28516
Daytime Telephone 252-728-2141	Daytime Telephone 252-728-2141
Facsimile Number 252-728-3982	Facsimile Number 252-728-3982
Pager or Cellular Number 252-258-8600	Pager or Cellular Number

BE IT RESOLVED BY the governing body of the Organization (a public entity duly organized under the laws of the State of North Carolina) that the above-named Primary and Secondary Agents are hereby authorized to execute and file applications for federal and/or state assistance on behalf of the Organization for the purpose of obtaining certain state and federal financial assistance under the Robert T. Stafford Disaster Relief & Emergency Assistance Act, (Public Law 93-288 as amended) or as otherwise available. BE IT FURTHER RESOLVED that the above-named agents are authorized to represent and act for the Organization in all dealings with the State of North Carolina and the Federal Emergency Management Agency for all matters pertaining to such disaster assistance required by the grant agreements and the assurances printed on the reverse side hereof. BE IT FINALLY RESOLVED THAT the above-named agents are authorized to act severally. PASSED AND APPROVED this _____ day of _____, 20__.

GOVERNING BODY	CERTIFYING OFFICIAL
Name and Title	Name
Name and Title	Official Position
Name and Title	Daytime Telephone

CERTIFICATION

I, _____, (Name) duly appointed and _____ (Title) of the Governing Body, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Governing Body of _____ (Organization) on the _____ day of _____, 20__.

Date: _____ Signature: _____

APPLICANT ASSURANCES

The applicant hereby assures and certifies that it will comply with the FEMA regulations, policies, guidelines and requirements including OMB's Circulars No. A-95 and A-102, and FMC 74-4, as they relate to the application, acceptance and use of Federal funds for this Federally assisted project. Also, the Applicant gives assurance and certifies with respect to and as a condition for the grant that:

1. It possesses legal authority to apply for the grant, and to finance and construct the proposed facilities; that a resolution, motion or similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.
2. It will comply with the provisions of: Executive Order 11988, relating to Floodplain Management and Executive Order 11990, relating to Protection of Wetlands.
3. It will have sufficient funds available to meet the non-Federal share of the cost for construction projects. Sufficient funds will be available when construction is completed to assure effective operation and maintenance of the facility for the purpose constructed.
4. It will not enter into a construction contract(s) for the project or undertake other activities until the conditions of the grant program(s) have been met.
5. It will provide and maintain competent and adequate architectural engineering supervision and inspection at the construction site to insure that the completed work conforms with the approved plans and specifications; that it will furnish progress reports and such other information as the Federal grantor agency may need.
6. It will operate and maintain the facility in accordance with the minimum standards as may be required or prescribed by the applicable Federal, State and local agencies for the maintenance and operation of such facilities.
7. It will give the grantor agency and the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the grant.
8. It will require the facility to be designed to comply with the "American Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by the Physically Handicapped," Number A117.1-1961, as modified (41 CFR 101-17-7031). The applicant will be responsible for conducting inspections to insure compliance with these specifications by the contractor.
9. It will cause work on the project to be commenced within a reasonable time after receipt of notification from the approving Federal agency that funds have been approved and will see that work on the project will be prosecuted to completion with reasonable diligence.
10. It will not dispose of or encumber its title or other interests in the site and facilities during the period of Federal interest or while the Government holds bonds, whichever is the longer.
11. It agrees to comply with Section 311, P.L. 93-288 and with Title VI of the Civil Rights Act of 1964 (P.L. 83-352) and in accordance with Title VI of the Act, no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the applicant receives Federal financial assistance and will immediately take any measures necessary to effectuate this agreement. If any real property or structure is provided or improved with the aid of Federal financial assistance extended to the Applicant, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits.
12. It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
13. It will comply with the requirements of Title II and Title III of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced as a result of Federal and Federally assisted programs.
14. It will comply with all requirements imposed by the Federal grantor agency concerning special requirements of law, program requirements, and other administrative requirements approved in accordance with OMB Circular A-102, P.L. 93-288 as amended, and applicable Federal Regulations.
15. It will comply with the provisions of the Hatch Act which limit the political activity of employees.
16. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act, as they apply to hospital and educational institution employees of State and local governments.
17. (To the best of his/her knowledge and belief) the disaster relief work described on each Federal Emergency Management Agency (FEMA) Project Application for which Federal Financial assistance is requested is eligible in accordance with the criteria contained in 44 Code of Federal Regulations, Part 206, and applicable FEMA Handbooks.
18. The emergency or disaster relief work therein described for which Federal Assistance is requested hereunder does not or will not duplicate benefits received for the same less from another source.
19. It will (1) provide without cost to the United States all lands, easements and rights-of-way necessary for accomplishments of the approved work; (2) hold and save the United States free from damages due to the approved work or Federal funding.
20. This assurance is given in consideration of and for the purpose of obtaining any and all Federal grants, loans, reimbursements, advances, contracts, property, discounts or other Federal financial assistance extended after the date hereof to the Applicant by FEMA, that such Federal Financial assistance will be extended in reliance on the representations and agreements made in this assurance and that the United States shall have the right to seek judicial enforcement of this assurance. This assurance is binding on the applicant, its successors, transferees, and assignees, and the person or persons whose signatures appear on the reverse as authorized to sign this assurance on behalf of the applicant.
21. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, approved December 31, 1973. Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Director, Federal Emergency Management Agency as an area having special flood hazards. The phrase "Federal financial assistance" includes any form of loan, grant, guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.
22. It will comply with the insurance requirements of Section 314, PL 93-288, to obtain and maintain any other insurance as may be reasonable, adequate, and necessary to protect against further loss to any property which was replaced, restored, repaired, or constructed with this assistance.
23. It will defer funding of any projects involving flexible funding until FEMA makes a favorable environmental clearance, if this is required.
24. It will assist the Federal grantor agency in its compliance with Section 106 of the National Historic Preservation Act of 1966, as amended, (16 U.S.C. 470), Executive Order 11593, and the Archeological and Historic Preservation Act of 1966 (16 U.S.C. 469a-1 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic places that are subject to adverse effects (see 36 CFR Part 800.8) by the activity, and notifying the Federal grantor agency of the existence of any such properties, and by (b) complying with all requirements established by the Federal grantor agency to avoid or mitigate adverse effects upon such properties.
25. It will, for any repairs or construction financed herewith, comply with applicable standards of safety, decency and sanitation and in conformity with applicable codes, specifications and standards; and, will evaluate the natural hazards in areas in which the proceeds of the grant or loan are to be used and take appropriate action to mitigate such hazards, including safe land use and construction practices.

STATE ASSURANCES

The State agrees to take any necessary action within State capabilities to require compliance with these assurances and agreements by the applicant or to assume responsibility to the Federal government for any deficiencies not resolved to the satisfaction of the Regional Director.



Town of Beaufort NC
701 Front St. • P.O. Box 390
Beaufort, N.C. 28516
252-728-2141 • 252-728-3982 fax
www.beaufortnc.org

Beaufort Board of Commissioners

2017 Meeting Schedule

January 09, 2017

February 13, 2017

March 13, 2017

April 10, 2017

May 8, 2017

June 12, 2017

July 10, 2017

August 14, 2017

September 11, 2017

October 9, 2017

November 13, 2017

December 11, 2017

Meetings are held at 6 p.m. the Second Monday of the month in the Train Depot, 614 Broad St., Beaufort, NC

MEMORANDUM

DATE: November 14, 2016

TO: Mayor Richard Stanley and Members of the Town of Beaufort Board of Commissioners

FROM: Christi Wood, Deputy Finance Officer

RE: Items of Consent – Budget Amendments #4-5

Here are brief descriptions of the proposed Budget Amendments on the consent agenda. Please let me know if you have any questions I can answer for you.

BUDGET AMENDMENT #4: The Town financed a purchase of a new truck last year to replace the JetVac truck that was sold earlier this year. This amendment is requesting a new appropriation of funds from the revenue received from the sale of the JetVac truck. The funding is for various pumps and generator repairs needed in Water, Sewer, and Wastewater Divisions. The items requested to purchase are attached.

BUDGET AMENDMENT #5: This amendment reallocates the salary funds budgeted in FY 17 for the Assistant Town Manager position. The funds are distributed among the following departments:

- Finance: Additional consulting due to software conversion and budget monitoring
- Planning and Inspections: Salary and benefits for Town Planner Stacy Allen
- Public Works/ Utility Fund: Salary and benefits for Administration Assistant Meredith Bailey



**TOWN OF BEAUFORT
FY 2017 BUDGET AMENDMENT #4**

WHEREAS, the Town of Beaufort adopted its Fiscal Year 2017 Budget through Ordinance on June 13, 2016, and

WHEREAS, the Board of Commissioners recognizes that periodic modifications to the estimated revenues and expenditures for the fiscal year may be necessary for fiscal management purposes and to implement decisions of the Board of Commissioners;

BE IT THEREFORE ORDAINED that the Board of Commissioners amends the Fiscal Year 2017 Budget as follows:

SECTION I: UTILITY FUND

This amendment provides funding for various pumps and generator repairs needed in the Water, Wastewater, and Sewer Divisions. This is a new appropriation of funds from revenue received from the sale of the JetVac truck.

A. REVENUE

INCREASE

OTHER\$85,000

TOTAL INCREASE.....\$85,000

B. EXPENDITURES AUTHORIZED BY DEPARTMENT

INCREASE

WATER DIVISION.....\$21,500

WASTEWATER TREATMENT DIVISION.....\$ 35,300

SEWER DIVISION.....\$ 28,200

TOTAL INCREASE.....\$85,000

SECTION IV: DISTRIBUTION

Copies of this ordinance shall be furnished to the Town Manager/Finance Officer and Supervisor of the Finance Department to be kept on file for their direction in the disbursement of funds.

Adopted this 14th day of November 2016

ATTEST:

Jennifer Allen
Town Clerk

Richard Stanley
Mayor



Town of Beaufort
701 Front Street
P.O. Box 390
Beaufort, NC 28516

1 st . WWTP Influent Pump Repairs	Parts: \$10,500.00 <u>Labor: \$2,500.00</u> Total: \$13,000.00
2 nd . WWTP Landia Tank Mixer	Mixer: \$13,000.00
3 rd . Gorman-Rupp Lift Station #2, #5 and #7	Controllers: \$2,326.00 ea. Total: \$7,000.00
4 th . Gorman-Rupp (Lift stations)	T6 Pump: \$6,700.00
5 th . Flygt Pumps for Station #16	Pumps: \$7,250.00 ea. Total: \$14,500.00
6 th . WWTP Dodge Rotor	Gearbox: \$6,500.00
7 th . WWTP Generator	Service: \$2,800.00
8 th . Pine St. Water Plant	SCADA Software \$6,700.00
9 th . Pine St. Water Plant	High Service Pump \$14,800.00

GRAND TOTAL: \$85,000.00

Water \$21,500 WWTP \$35,300 Sewer \$28,200



**TOWN OF BEAUFORT
FY 2017 BUDGET AMENDMENT #5**

WHEREAS, the Town of Beaufort adopted its Fiscal Year 2017 Budget through Ordinance on June 13, 2016, and

WHEREAS, the Board of Commissioners recognizes that periodic modifications to the estimated revenues and expenditures for the fiscal year may be necessary for fiscal management purposes and to implement decisions of the Board of Commissioners;

BE IT THEREFORE ORDAINED that the Board of Commissioners amends the Fiscal Year 2017 Budget as follows:

SECTION I: GENERAL FUND

This amendment reallocates funds budgeted for the Assistant Town Manager position to Finance, Planning and Inspections, Public Works, and the Utility Fund Sewer Division.

A. EXPENDITURES AUTHORIZED BY DEPARTMENT

DECREASE

ADMINISTRATION.....\$90,000

TOTAL DECREASE.....\$90,000

INCREASE

FINANCE\$ 8,000

PLANNING & INSPECTIONS.....\$ 46,000

PUBLIC WORKS.....\$ 18,000

TRANSFER TO UTILITY FUND.....\$ 18,000

TOTAL INCREASE.....\$90,000

SECTION II: UTILITY FUND

A. REVENUE

INCREASE

OTHER\$18,000

TOTAL INCREASE.....\$18,000

B. EXPENDITURES AUTHORIZED BY DEPARTMENT

INCREASE

SEWER DIVISION.....\$18,000

TOTAL INCREASE.....\$18,000

SECTION IV: DISTRIBUTION

Copies of this ordinance shall be furnished to the Town Manager/Finance Officer and Supervisor of the Finance Department to be kept on file for their direction in the disbursement of funds.

Adopted this 14th day of November 2016

ATTEST:

Jennifer Allen
Town Clerk

Richard Stanley
Mayor



AGENDA ABSTRACT

Meeting Date: November 14, 2016

Agenda Item #:

ITEMS FOR CONSIDERATION

Title: Case 15-14 & Case 15-15 – Zoning Text Modification for Airport Environmental District & Airport Runway Exclusion District

Summary: Amend Modifying the *Land Development Ordinance*, specifically SECTION (10E & 10F) – Overlay/Conservation Districts

Action: Conduct a public hearing, discussion on proposed text amendment and a decision on proposed text amendment to modify the Ordinance as requested or to change the modification to other language or to deny changing the Ordinance

Supporting Documentation: Staff Report
Draft Text & Ordinance
Maps of A-ED & A-RE Districts
Email from KMRH Airport Manager
Example of A-ED Letter
Example of A-RE Letter
FAA Form 7460-1

TO: The Honorable Mayor & Board of Commissioners
FROM: Kyle Garner, Planning Director
DATE: November 1, 2016
RE: Zoning Text Amendment Modifying SECTION (10E & 10F)
Overlay/Conservation Districts

Background

Earlier this year the Planning Staff with assistance from the Michael J. Smith airport General Manager (see email from Joe Jones) developed a draft text amendment to address the protection areas around the airport which included noise and land uses.

As a result of a public hearing the staff was asked to draft additional language regarding existing non-conforming structures and allowing them to be replaced under certain situations. At the same hearing several residents also stated they did not understand the maps and the staff was asked by the Board to make them clearer and inform residents if they were in the noise district or both noise and land use zone.

Before you is a revised version with language addressing the existing non-conforming structures (which there are 31) and their ability to be replaced and rebuilt under certain conditions. Staff has also revised both the A-RE & A-ED maps indicating which properties are within these two districts.

Additionally, letters were sent on November 1, 2016 to all the impacted properties and were broken into two groups. Group A dealt with properties only in the A-RE district and Group B with letter in the A-ED.

Staff has included "Draft" text of **SECTION 10E&F – A-RE Airport Environmental District & Airport Runway Exclusion District & Table 10-1 Overlay/Conservation Zoning Districts Table of Uses** from the LDO. Language to be removed is shown as ~~strikethrough~~ with corrections in **RED** and the added text is **bold highlighted** to reflect new language.

Action Needed: Conduct Public Hearing
Decision on proposed text amendment

Attachments: Proposed Text Amendment
Email from KMRH Airport manager
Maps of A-ED & A-RE Districts
Example of A-ED Letter
Example of A-RE Letter

Agenda Item Prepared By:
Kyle Garner, Planning Director

Board Action: Motion by _____ 2nd by _____
Ayes Nays Postponed to _____

SECTION 10 Overlay/Conservation Zoning Districts

A) *OS Open Space District.*

The Open Space District is established as a district where the land is predominately reserved for flood control, public recreation, natural or man-made bodies of water, forests, and other similar open space use. In promoting the general purposes of this Ordinance, the specific intent of this section is:

- to discourage investing in improvements which may be subject to flooding or located on land unsuitable for urban development due to natural conditions.
- to avoid the possibility of having to spend public funds to protect threatened private investments.
- to encourage the preservation of and continued use of the land for conservation purposes.

There shall be no residential structures of any type including homes, manufactured homes, townhomes, apartments, duplexes, motels, hotels, etc., and there shall be no commercial or industrial uses permitted in any area designated as open space.

1) Permitted Uses.

Athletic Fields, Public
Community Gardens

Park, Public

Resource Conservation Area

2) Special Uses (*Special Uses* may be found in section 20 of this Ordinance).

Dock

B) *H-L Historic-Local District.*

The function of the historic district regulations is to promote the education, culture, and general welfare of the public through the preservation and protection of historical buildings, places, and areas and to maintain such lands as examples of past architectural styles. The H-L District shall consist of areas which are deemed to be especially significant in terms of their history, architecture, and/or culture; and possess integrity of design, setting, materials, feeling, and association. This district may be subject to additional requirements found within the "*Design Guidelines for the Beaufort Historic District & Landmarks.*" The requirements, restrictions, and conditions in this Ordinance pertaining to historic preservation are in addition to those provided for the underlying district.

C) *Historic-National District.*

The National Register is the nation's official list of buildings and districts worthy of preservation and recognition because of their architectural and/or historical significance. The National Register is a federal program administered by the National Parks Service. Properties within the Town's Historic National District are subject to review by the Beaufort Historic Preservation Commission (BHPC) only if they are also within the Historic Local District boundaries or if they are designated as a local landmark.

D) *EC Entry Corridor Overlay District.*

There is a need to enhance the entryways into the Town of Beaufort to maintain the historical context and aesthetics of the community. There are three main entry corridors points providing access to town which in turn, will be the core of the Entry Overlay Corridor District. These overlay districts will enhance the arrival experience and create a sense of identity utilizing streetscape, landscape, and transportation strategies which can be implemented within roadway right-of-ways.

E) *A-ED Airport Environmental District*

1) Purpose.

The objective of the Airport Environmental District (A-ED) is to establish noise mitigation measures and to provide mechanisms for the notification of property owners around the airport of potential noise and vibration impacts for the Michael J. Smith Field.

2) Applicability.

The A-ED applies to designated property in the vicinity of the Michael J. Smith Field.

- a) The district regulations are imposed in addition to those of the underlying zoning district(s) regulations.
- b) None of the provisions of the A-~~RE~~ED regarding noise and vibration reduction shall be construed to prohibit the continuance, expansion, or reestablishment of any existing land use. The noise level reduction design standards only apply to new development of land and not to the expansion of or to structural additions of existing properties or existing uses within this district.
- c) Nothing in this district is intended to state that objectionable levels of noise from overhead aircraft will be confined to the limits of this district.

3) ~~Increased Noise Potential Zone~~ **A-ED** Boundary.

The Increased Noise Potential Zone boundary extends outward of 1,200 feet from the centerline of each of the current and future airport runways as shown on the Federal Aviation Administration's (FAA) Official Map.

4) ~~Airport Environmental District~~ **A-ED** Requirements.

The following are required for all new properties and for all property transfers located within the increased noise potential zone.

- a) Disclosure: For all properties in the Increased Noise Potential Zone, the Town will record a notice to the Carteret County Register of Deeds office with substantially the following text:

“This property is located within the Town of Beaufort's Airport Environmental District and may be subject to increased noise and/or vibrations due to aircraft which may be objectionable dependent upon the use and location of the property. Please refer to the Town of Beaufort's Airport Environmental District regulations for more information.”

- b) Noise Abatement Building Requirements: New construction of structures intended for residential occupancy shall be designed to achieve an outside to inside noise reduction level of at least 30 decibels (dB). This performance measure may be achieved by any suitable combination of building design, building materials, and construction standards so as to reduce the interior noise levels from potential overhead aircraft flights. Prior to the issuance of a residential use building permit in the A-ED Zone, construction methods and materials being used to construct the residential use will be reviewed to make sure they achieve at least a 30 dB noise reduction.

F) ***A-RE Airport Runway Exclusion District (A-RE)***

1) Purpose.

The intent of the Airport Runway Exclusion District (A-RE) is to reduce high density development in zones with high aircraft possibilities and where a crash could result in catastrophic loss of life, structure, and property. It is also to encourage development which is compatible to the airport use characteristics within the intent and purpose of the zoning. The purpose is to also provide public notice on Carteret County land records indicating the properties in this District which ~~may be impacted by airport noises and vibrations~~ could be subjected to an aircraft crash.

2) Applicability.

The A-RE applies to designated property in the vicinity of the Michael J. Smith Field. These district ~~and zone boundaries are defined on the Town of Beaufort's Official Zoning Map and the district~~ regulations are imposed in addition to those of the underlying zoning district(s).

~~d) None of the provision of the A-RE regarding noise and vibration reduction shall be construed to prohibit the continuance, expansion, or reestablishment of any existing land use. The noise level reduction design standards only apply to new development of land and not to the expansion of such uses or to structural additions.~~

~~e) Nothing in this district is intended to state that objectionable levels of noise from overhead aircraft will be confined to the limits of this district.~~

3) **A-RE** Zone Boundaries.

~~The A-RE is divided into two zones in order to manage development of land uses and mitigate certain levels of adverse noise impacts to the public.~~

~~a) **Increased Noise Potential Zone:** This zone extends outward 1,200 feet from the centerline of each of the current and future airport runways.~~

~~b) **Runway Protection Zone:**~~

For runways labeled 8-26, 14-32, and 3-21, the runway protection zone (RPZ) shall be described as follows: a 500 foot line parallel to and 200 feet from the end of each runway, two lines extending 1,000 feet away from the airport from each end of the line parallel to the end of the runway, and a fourth line 700 feet long and parallel to the 500 foot line which connects both of the 1,000 foot lines. For all of the runways, current and future, the end of the runway shall be determined by the Airport Authority and the center line of the trapezoid protection zone shall be in line with the centerline of the runway. The A-RE District is shown on the Federal Aviation Administration's (FAA) Official Map and a copy is retained at Town Hall in Beaufort, N.C.

4) **A-RE** Airport Overlay District Requirements.

~~a. The following are required for properties located within the defined zone.~~

~~b) **Increased Noise Potential Zone:** Disclosure for all property transfers. For all properties in the Increased Noise Potential Zone, the Town will record a notice with substantially the following text with the Carteret County Register of Deeds Office;~~

a. “This property is located within the Town of Beaufort’s A-RE and may be subject to increased noise and/or vibrations due to aircraft which may be objectionable dependent upon the use and location of the property. Please refer to the Town of Beaufort’s Airport Exclusion District regulations for more information.”

e) Noise Abatement Building Requirements:

New construction of structures intended for residential occupancy shall be designed to achieve an outside to inside noise reduction level of at least 30 decibels (dB). This performance measure may be achieved by any suitable combination of building design, building materials, and construction standards so as to reduce the interior noise levels from overhead aircraft flights. Prior to the issuance of a building permit for a residential use, construction methods and materials being used to construct the residential use will achieve at least a 30 dB noise reduction.

a) Runway Protection Zone (RPZ): All requirements listed in subsection 4(a) of this section and the following:

i)

a) Require any new construction within the A-RE to file a Form 7460-1 to the FAA indicating construction activities will be occurring at certain times and what types of equipment may be used. **An example of Form 7460-1 can be found in Appendix C at the end of this document.**

ii)

b) Notwithstanding the permitted uses listed within the zoning regulations, the following uses are not permitted within the A-RE: fuel storage, multifamily residential, single-family residential, schools or day care facilities, churches, hospitals or medical clinics, office and professional buildings exceeding 10,000 cumulative square feet of heated space per acre, commercial retail buildings exceeding 10,000 cumulative square feet of heated space per acre, public safety, public cultural uses, and public recreation.

iii)

c) Lighting and electronics signals which interfere with air traffic, communications, or navigational aids are prohibited as determined by the FAA.

iv)

d) For all properties in the A-RE, the Town will record a notice to the Carteret County Register of Deeds office with substantially the following text:

“This property is located within the Town of Beaufort’s Airport Runway Exclusion District and may be exposed to an increased chance of aircraft crashes which could cause injury and loss of life to persons on the ground as well as damage to property and structures within the District. Please refer to the Town of Beaufort’s Airport Runway Exclusion District regulations for more information.”

5) AR-E - Existing Non-Conforming Exception.

When an existing nonconforming structure and/or use is damaged by fire, flood, wind, or act of God, the structure may be repaired and restored to its pre-event dimensions on the pre-event footprint provided the structure meets all applicable building codes.

However, if a nonconforming structure and/or use is discontinued for any reason for a continuous period of one hundred eighty days or superseded at any time by a permitted use, any subsequent use of the land shall conform fully to this Ordinance.

Table 10-1 Overlay/Conservation Zoning Districts Table of Uses*

Land Development Ordinance Uses		OS	H-L	H-N	EC	A-ED	A-RE
Residential Uses							
Group Living	Assisted Living						N
	Dormitory						N
	Group Home						N
	Nursing Home						N
Household Living	Accessory Dwelling Unit						N
	Dwelling, Duplex/Townhome						N
	Dwelling, Multi-Family						N
	Dwelling, Single-Family						N
	Manufactured Home						N
	Manufactured Home Park						N
	Recreational Vehicle Park						N
Mixed Uses							
	Mixed Use						S
Public/Institutional Uses							
Aviation	Airport/Landing Strip						P
Cemeteries/ Graveyards	Cemetery/Graveyard						P
Cultural Facilities	Library						S
	Museum						S
Day Care	Day Care Center						N
	Day Care/Child Care Home						
Government Services	Government/Non-Profit Owned/Operated Facilities & Services						
	Public Safety Station						S
	Public Utility Facility						
Hospitals	Hospital						N
Park and Athletic Fields, Public Use	Athletic Field, Public	P					S
	Community Garden	P					
	Neighborhood Recreation Center, Public						
	Outdoor Amphitheater, Public						S
	Park, Public						P
	Resource Conservation Area	P					
Religious Uses	Religious Institution						N
Educational Uses	Preschool						N
	School, K-12						N
	School, Post-Secondary						N
Non-Governmental Facilities	Transportation Facility						S
	Utility Facility						S
	Utility Minor						S
Agricultural Uses	Agritourism						
	Aquaculture						
	Farming, General						P
	Forestry						P
	Produce Stand/Farmers' Market						

Non-Permitted

Permitted Use

Special Use

Table 10-1 Overlay/Conservation Zoning Districts Table of Uses*

Land Development Ordinance Uses		OS	H-L	H-N	EC	A-ED	A-RE
Commercial Uses							
Animal Services	Kennel, Indoor Operation Only						
	Kennel, Indoor/Outdoor Operation						
Assembly	Club, Lodge, or Hall						N
Financial Institutions	Financial Institution						S
Food and Beverage Services	Microbrewery						S
	Restaurant, with Drive-Thru Service						N
	Restaurant, with Indoor Operation						N
	Restaurant, with Outdoor Operation						N
	Tavern/Bar/Pub with Indoor Operation						N
	Tavern/Bar/Pub with Outdoor Operation						N
Offices	Office, Business, Professional, or Medical						S
Public Accommodations	Bed & Breakfast						N
	Hotel or Motel						N
Indoor Recreation & Entertainment Privately Owned	Adult Entertainment						N
	Amusement Establishment						N
	Commercial Indoor Recreation Facility						N
	Neighborhood Recreation Center Indoor/Outdoor, Private						N
	Pool Hall or Billiard Hall						N
	Theater, Large						N
Theater, Small						N	
Outdoor Recreation & Entertainment, Privately Owned	Athletic Field, Private						
	Commercial Outdoor Amphitheater						N
	Commercial, Outdoor Recreation Facility						S
	Golf Course, Privately-Owned						
	Golf Driving Range						
Motor Vehicle Raceway						N	
Retail Sales and Services	Adult-Oriented Retail Establishment						N
	Convenience Store						N
	Mortuary/Funeral Home/Crematorium						N
	Liquor Store						N
	Personal Service Establishment						N
	Retail Store						N
Vehicle Storage Facilities	Dry Boat Storage						S
	Marina						S
	Parking Lot						S
	Parking Structure						S
Vehicles and Equipment Facilities	Boat Sales/Rentals						S
	Car Wash						S
	Gas/Service Station						N
	Heavy Equipment Sales/Rentals						S
	Heavy Vehicle Repair						S
	Moped/Golf Cart Sales/Rentals						S
	Motor Vehicle Sales/Rentals						S
	Towing & Vehicle Storage						S
Vehicle Services						S	

Non-Permitted

Permitted Use

Special Use

Table 10-1 Overlay/Conservation Zoning Districts Table of Uses*

Land Development Ordinance Uses		OS	H-L	H-N	EC	A-ED	A-RE
Industrial Uses							
Industrial Service Uses	General Industrial Service						S
Manufacturing and Production Uses	Manufacturing, Heavy						S
	Manufacturing, Light						S
	Resource Extraction						
Telecommunications Facilities	Antenna Co-Location on Existing Tower						N
	Concealed (Stealth) Antennae & Towers						
	Other Building-Mounted Antennae & Towers						
	Other Freestanding Towers						N
Warehouse and Freight Movement Uses	Commercial Waterfront Facility						S
	Hazardous Material Storage						
	Mini-Storage						P
	Outdoor Storage						
	Warehousing and Distribution Establishment						
	Wholesale Establishment						
Waste-Related Uses	Recycling and Salvage Operation						
Accessory Uses and Structures							
Accessory Uses	Carport						
	Dock	S					
	Garage, Private Detached						
	Home Occupation						
	Outdoor Retail Display/Sales						
	Satellite Dish Antenna						
	Shed						
	Signs, Commercial Free-Standing						
	Swimming Pool (Personal Use)						
	Temporary Construction Trailer						
	Vehicle Charging Station						

Non-Permitted

Permitted Use

Special Use

* Unless listed as a Special, Permitted, or Non-Permitted use in Table 10-1, refer to the use table for the underlying zoning district.

DRAFT ORDINANCE 16-0

AN ORDINANCE TO MODIFY Section 10, Overlay/Conservation Zoning Districts, Specifically Subsections 10-E & 10-F, of the *Land Development Ordinance for the Town of Beaufort*.

WHEREAS, the *Land Development Ordinance for the Town of Beaufort* contains regulations which establish zoning districts and assigns land uses to one or more of these districts; and

WHEREAS, the Ordinance also provides standards for modifying and amending from time to time adoption of new ordinance development which regulate amendments to lot sizes, yards, parking, and open space; and

WHEREAS, the Beaufort Planning Board has reviewed this Ordinance and recommended its adoption; and

WHEREAS, the Board of Commissioners determines that the public interest will be served by adopting the following zoning text amendment to modify language regarding Section 10, subsections 10-E & 10-F within the *Land Development Ordinance* in an effort to protect the health, safety, and welfare of the Town.

NOW THEREFORE be it ordained by the Board of Commissioners of the Town of Beaufort as follows:

I.

The *Land Development Ordinance for the Town of Beaufort* is amended as follows:

SECTION 10 Overlay/Conservation Zoning Districts

A) *OS Open Space District.*

The Open Space District is established as a district where the land is predominately reserved for flood control, public recreation, natural or man-made bodies of water, forests, and other similar open space use. In promoting the general purposes of this Ordinance, the specific intent of this section is:

- to discourage investing in improvements which may be subject to flooding or located on land unsuitable for urban development due to natural conditions.
- to avoid the possibility of having to spend public funds to protect threatened private investments.
- to encourage the preservation of and continued use of the land for conservation purposes.

There shall be no residential structures of any type including homes, manufactured homes, townhomes, apartments, duplexes, motels, hotels, etc., and there shall be no commercial or industrial uses permitted in any area designated as open space.

- | | |
|---------------------------|----------------------------|
| 1) <u>Permitted Uses.</u> | Park, Public |
| Athletic Fields, Public | Resource Conservation Area |
| Community Gardens | |

- 2) Special Uses (*Special Uses* may be found in section 20 of this Ordinance).

Dock

B) *H-L Historic-Local District.*

The function of the historic district regulations is to promote the education, culture, and general welfare of the public through the preservation and protection of historical buildings, places, and areas and to maintain such lands as examples of past architectural styles. The H-L District shall consist of areas which are deemed to be especially significant in terms of their history, architecture, and/or culture; and possess integrity of design, setting, materials, feeling, and association. This district may be subject to additional requirements found within the "*Design Guidelines for the Beaufort Historic District & Landmarks.*" The requirements, restrictions, and conditions in this Ordinance pertaining to historic preservation are in addition to those provided for the underlying district.

C) *Historic-National District.*

The National Register is the nation's official list of buildings and districts worthy of preservation and recognition because of their architectural and/or historical significance. The National Register is a federal program administered by the National Parks Service. Properties within the Town's Historic National District are subject to review by the Beaufort Historic Preservation Commission (BHPC) only if they are also within the Historic Local District boundaries or if they are designated as a local landmark.

D) *EC Entry Corridor Overlay District.*

There is a need to enhance the entryways into the Town of Beaufort to maintain the historical context and aesthetics of the community. There are three main entry corridors points providing access to town which in turn, will be the core of the Entry Overlay Corridor District. These overlay districts will enhance the arrival experience and create a sense of identity utilizing streetscape, landscape, and transportation strategies which can be implemented within roadway right-of-ways.

E) *A-ED Airport Environmental District*

1) Purpose.

The objective of the Airport Environmental District (A-ED) is to establish noise mitigation measures and to provide mechanisms for the notification of property owners around the airport of potential noise and vibration impacts for the Michael J. Smith Field.

2) Applicability.

The A-ED applies to designated property in the vicinity of the Michael J. Smith Field.

- a) The district regulations are imposed in addition to those of the underlying zoning district(s) regulations.
- b) None of the provisions of the A-~~REED~~ regarding noise and vibration reduction shall be construed to prohibit the continuance, expansion, or reestablishment of any existing land use. The noise level reduction design standards only apply to new development of land and not to the expansion of or to structural additions of existing properties or existing uses within this district.
- c) Nothing in this district is intended to state that objectionable levels of noise from overhead aircraft will be confined to the limits of this district.

3) ~~Increased Noise Potential Zone~~ **A-ED** Boundary.

The Increased Noise Potential Zone boundary extends outward of 1,200 feet from the centerline of each of the current and future airport runways as shown on the Federal Aviation Administration's (FAA) Official Map.

4) ~~Airport Environmental District~~ **A-ED** Requirements.

The following are required for all new properties and for all property transfers located within the increased noise potential zone.

- a) Disclosure: For all properties in the Increased Noise Potential Zone, the Town will record a notice to the Carteret County Register of Deeds office with substantially the following text:
"This property is located within the Town of Beaufort's Airport Environmental District and may be subject to increased noise and/or vibrations due to aircraft which may be objectionable dependent upon the use and location of the property. Please refer to the Town of Beaufort's Airport Environmental District regulations for more information."
- b) Noise Abatement Building Requirements: New construction of structures intended for residential occupancy shall be designed to achieve an outside to inside noise reduction level of at least 30 decibels (dB). This performance measure may be achieved by any suitable combination of building design, building materials, and construction standards so as to reduce the interior noise levels from potential overhead aircraft flights. Prior to the issuance of a residential use building permit in the A-ED Zone, construction methods and materials being used to construct the residential use will be reviewed to make sure they achieve at least a 30 dB noise reduction.

F) **A-RE Airport Runway Exclusion District (A-RE)**

1) Purpose.

The intent of the Airport Runway Exclusion District (A-RE) is to reduce high density development in zones with high aircraft possibilities and where a crash could result in catastrophic loss of life, structure, and property. It is also to encourage development which is compatible to the airport use characteristics within the intent and purpose of the zoning. The purpose is to also provide public notice on Carteret County land records indicating the properties in this District which **may be impacted by airport noises and vibrations** could be subjected to an aircraft crash.

2) Applicability.

The A-RE applies to designated property in the vicinity of the Michael J. Smith Field. ~~These district and zone boundaries are defined on the Town of Beaufort's Official Zoning Map and the district~~ regulations are imposed in addition to those of the underlying zoning district(s).

~~d) None of the provision of the A-RE regarding noise and vibration reduction shall be construed to prohibit the continuance, expansion, or reestablishment of any existing land use. The noise level reduction design standards only apply to new development of land and not to the expansion of such uses or to structural additions.~~

~~e) Nothing in this district is intended to state that objectionable levels of noise from overhead aircraft will be confined to the limits of this district.~~

3) **A-RE Zone** Boundaries.

~~The A-RE is divided into two zones in order to manage development of land uses and mitigate certain levels of adverse noise impacts to the public.~~

~~a) **Increased Noise Potential Zone:** This zone extends outward 1,200 feet from the centerline of each of the current and future airport runways.~~

~~b) **Runway Protection Zone:**~~

For runways labeled 8-26, 14-32, and 3-21, the runway protection zone (RPZ) shall be described as follows: a 500 foot line parallel to and 200 feet from the end of each runway, two lines extending 1,000 feet away from the airport from each end of the line parallel to the end of the runway, and a fourth line 700 feet long and parallel to the 500 foot line which connects both of the 1,000 foot lines. For all of the runways, current and future, the end of the runway shall be determined by the Airport Authority and the center line of the trapezoid protection zone shall be in line with the centerline of the runway. The A-RE District is shown on the Federal Aviation Administration's (FAA) Official Map and a copy is retained at Town Hall in Beaufort, N.C.

4) **A-RE Airport Overlay District** Requirements.

~~a. The following are required for properties located within the defined zone.~~

~~b) **Increased Noise Potential Zone:** Disclosure for all property transfers. For all properties in the Increased Noise Potential Zone, the Town will record a notice with substantially the following text with the Carteret County Register of Deeds Office;~~

~~a. "This property is located within the Town of Beaufort's A-RE and may be subject to increased noise and/or vibrations due to aircraft which may be objectionable dependent upon the use and location of the property. Please refer to the Town of Beaufort's Airport Exclusion District regulations for more information."~~

e) Noise Abatement Building Requirements:

New construction of structures intended for residential occupancy shall be designed to achieve an outside to inside noise reduction level of at least 30 decibels (dB). This performance measure may be achieved by any suitable combination of building design, building materials, and construction standards so as to reduce the interior noise levels from overhead aircraft flights. Prior to the issuance of a building permit for a residential use, construction methods and materials being used to construct the residential use will achieve at least a 30 dB noise reduction.

a) Runway Protection Zone (RPZ): All requirements listed in subsection 4(a) of this section and the following:

i)

a) Require any new construction within the A-RE to file a Form 7460-1 to the FAA indicating construction activities will be occurring at certain times and what types of equipment may be used. **An example of Form 7460-1 can be found in Appendix C at the end of this document.**

ii)

b) Notwithstanding the permitted uses listed within the zoning regulations, the following uses are not permitted within the A-RE: fuel storage, multifamily residential, single-family residential, schools or day care facilities, churches, hospitals or medical clinics, office and professional buildings exceeding 10,000 cumulative square feet of heated space per acre, commercial retail buildings exceeding 10,000 cumulative square feet of heated space per acre, public safety, public cultural uses, and public recreation.

iii)

c) Lighting and electronics signals which interfere with air traffic, communications, or navigational aids are prohibited as determined by the FAA.

iv)

d) For all properties in the A-RE, the Town will record a notice to the Carteret County Register of Deeds office with substantially the following text:

“This property is located within the Town of Beaufort’s Airport Runway Exclusion District and may be exposed to an increased chance of aircraft crashes which could cause injury and loss of life to persons on the ground as well as damage to property and structures within the District. Please refer to the Town of Beaufort’s Airport Runway Exclusion District regulations for more information.”

5) AR-E - Existing Non-Conforming Exception.

When an existing nonconforming structure and/or use is damaged by fire, flood, wind, or act of God, the structure may be repaired and restored to its pre-event dimensions on the pre-event footprint provided the structure meets all applicable building codes.

However, if a nonconforming structure and/or use is discontinued for any reason for a continuous period of one hundred eighty days or superseded at any time by a permitted use, any subsequent use of the land shall conform fully to this Ordinance.

Table 10-1 Overlay/Conservation Zoning Districts Table of Uses*

Land Development Ordinance Uses		OS	H-L	H-N	EC	A-ED	A-RE
Residential Uses							
Group Living	Assisted Living						N
	Dormitory						N
	Group Home						N
	Nursing Home						N
Household Living	Accessory Dwelling Unit						N
	Dwelling, Duplex/Townhome						N
	Dwelling, Multi-Family						N
	Dwelling, Single-Family						N
	Manufactured Home						N
	Manufactured Home Park						N
	Recreational Vehicle Park						N
Mixed Uses							
	Mixed Use						S
Public/Institutional Uses							
Aviation	Airport/Landing Strip						P
Cemeteries/ Graveyards	Cemetery/Graveyard						P
Cultural Facilities	Library						S
	Museum						S
Day Care	Day Care Center						N
	Day Care/Child Care Home						
Government Services	Government/Non-Profit Owned/Operated Facilities & Services						
	Public Safety Station						S
	Public Utility Facility						
Hospitals	Hospital						N
Park and Athletic Fields, Public Use	Athletic Field, Public	P					S
	Community Garden	P					
	Neighborhood Recreation Center, Public						
	Outdoor Amphitheater, Public						S
	Park, Public						P
	Resource Conservation Area	P					
Religious Uses	Religious Institution						N
Educational Uses	Preschool						N
	School, K-12						N
	School, Post-Secondary						N
Non- Governmental Facilities	Transportation Facility						S
	Utility Facility						S
	Utility Minor						S
Agricultural Uses	Agritourism						
	Aquaculture						
	Farming, General						P
	Forestry						P
	Produce Stand/Farmers' Market						

Non-Permitted

Permitted Use

Special Use

Table 10-1 Overlay/Conservation Zoning Districts Table of Uses*

Land Development Ordinance Uses		OS	H-L	H-N	EC	A-ED	A-RE
Commercial Uses							
Animal Services	Kennel, Indoor Operation Only						
	Kennel, Indoor/Outdoor Operation						
Assembly	Club, Lodge, or Hall						N
Financial Institutions	Financial Institution						S
Food and Beverage Services	Microbrewery						S
	Restaurant, with Drive-Thru Service						N
	Restaurant, with Indoor Operation						N
	Restaurant, with Outdoor Operation						N
	Tavern/Bar/Pub with Indoor Operation						N
	Tavern/Bar/Pub with Outdoor Operation						N
Offices	Office, Business, Professional, or Medical						S
Public Accommodations	Bed & Breakfast						N
	Hotel or Motel						N
Indoor Recreation & Entertainment Privately Owned	Adult Entertainment						N
	Amusement Establishment						N
	Commercial Indoor Recreation Facility						N
	Neighborhood Recreation Center Indoor/Outdoor, Private						N
	Pool Hall or Billiard Hall						N
	Theater, Large						N
	Theater, Small						N
Outdoor Recreation & Entertainment, Privately Owned	Athletic Field, Private						
	Commercial Outdoor Amphitheater						N
	Commercial, Outdoor Recreation Facility						S
	Golf Course, Privately-Owned						
	Golf Driving Range						
	Motor Vehicle Raceway						N
Retail Sales and Services	Adult-Oriented Retail Establishment						N
	Convenience Store						N
	Mortuary/Funeral Home/Crematorium						N
	Liquor Store						N
	Personal Service Establishment						N
	Retail Store						N
Vehicle Storage Facilities	Dry Boat Storage						S
	Marina						S
	Parking Lot						S
	Parking Structure						S
Vehicles and Equipment Facilities	Boat Sales/Rentals						S
	Car Wash						S
	Gas/Service Station						N
	Heavy Equipment Sales/Rentals						S
	Heavy Vehicle Repair						S
	Moped/Golf Cart Sales/Rentals						S
	Motor Vehicle Sales/Rentals						S
	Towing & Vehicle Storage						S
Vehicle Services						S	

Non-Permitted

Permitted Use

Special Use

Table 10-1 Overlay/Conservation Zoning Districts Table of Uses*

Land Development Ordinance Uses		OS	H-L	H-N	EC	A-ED	A-RE
Industrial Uses							
Industrial Service Uses	General Industrial Service						S
							S
Manufacturing and Production Uses	Manufacturing, Heavy						S
	Manufacturing, Light						S
	Resource Extraction						
Telecommunications Facilities	Antenna Co-Location on Existing Tower						N
	Concealed (Stealth) Antennae & Towers						
	Other Building-Mounted Antennae & Towers						
	Other Freestanding Towers						N
Warehouse and Freight Movement Uses	Commercial Waterfront Facility						S
	Hazardous Material Storage						
	Mini-Storage						P
	Outdoor Storage						
	Warehousing and Distribution Establishment						
	Wholesale Establishment						
Waste-Related Uses	Recycling and Salvage Operation						
Accessory Uses and Structures							
Accessory Uses	Carport						
	Dock	S					
	Garage, Private Detached						
	Home Occupation						
	Outdoor Retail Display/Sales						
	Satellite Dish Antenna						
	Shed						
	Signs, Commercial Free-Standing						
	Swimming Pool (Personal Use)						
	Temporary Construction Trailer						
	Vehicle Charging Station						

Non-Permitted

Permitted Use

Special Use

* Unless listed as a Special, Permitted, or Non-Permitted use in Table 10-1, refer to the use table for the underlying zoning district.

Enacted on motion of Commissioner ---- and carried on a vote of ___ in favor and ___ against.

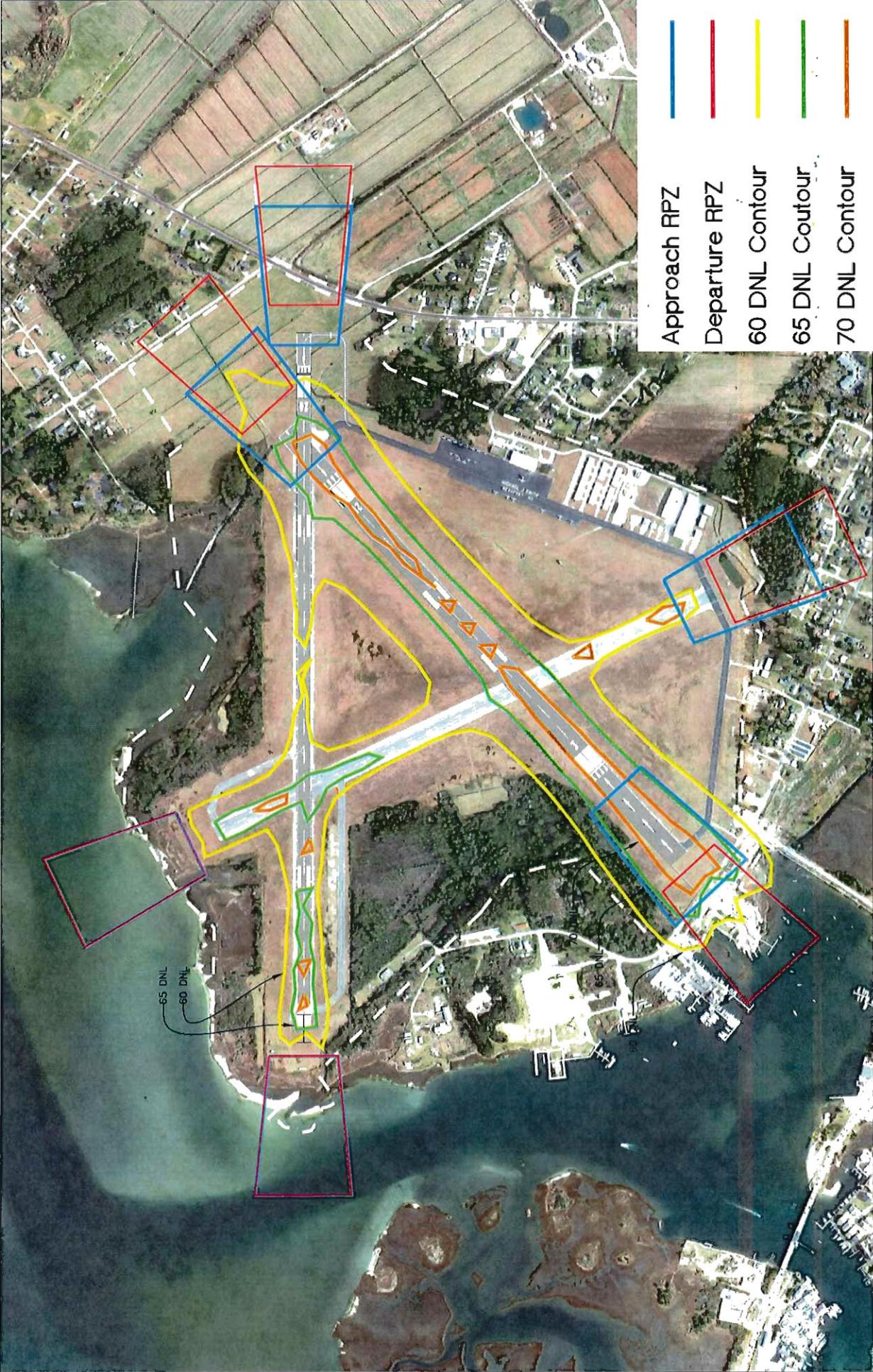
This, the 14th day of November 2016.

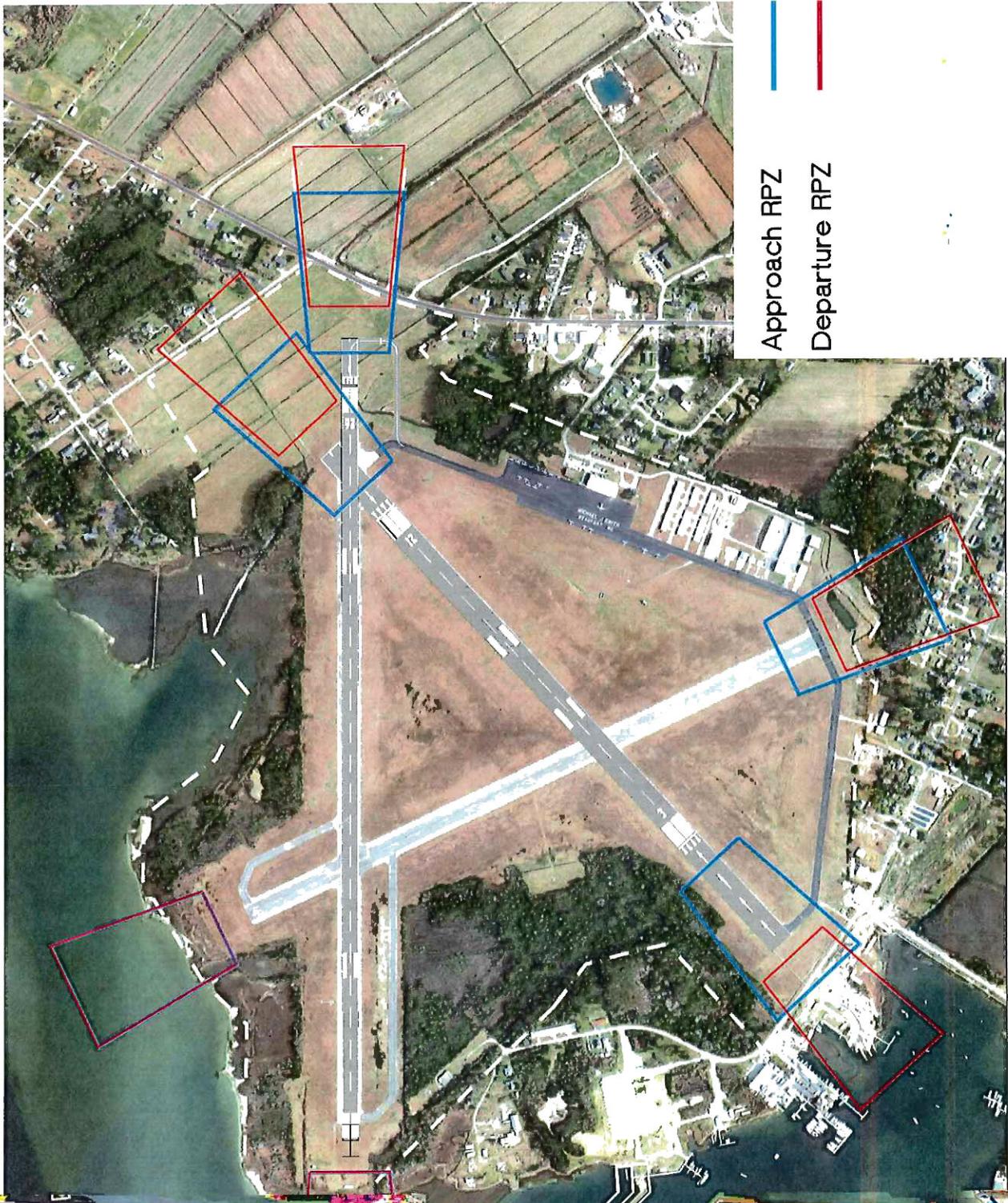
TOWN OF BEAUFORT

Mayor By: _____

Attest:

_____ Town Clerk





Approach RPZ

Departure RPZ



Kyle Garner

From: KMRH Airport <kmrhairport@embarqmail.com>
Sent: Friday, December 18, 2015 10:23 AM
To: Kyle Garner
Subject: RPZ / Noise Contour Maps
Attachments: MRH RPZ Exhibit.pdf; MRH Noise Contours 2007.pdf

Kyle,
Attached are the RPZ and Noise Contour maps.

The RPZ maps contain both the approach and departure RPZs for the existing runways.

The Noise Contour map is from the last study completed in 2007. We have not done a study since then, but I'd guess the numbers would be slightly lower for the following reasons:

- a. RW 8 / 26 is now the primary RW after the extension.
- b. The threshold to RW 3 has been displaced to reduce the approach path over the Town of Beaufort.
- c. The traffic patterns to RW 21 and 26 are now right hand patterns keeping the traffic from overflying the town.

Let me know if you need anything else.
Thanks,
Joe

[Total Control Panel](#)

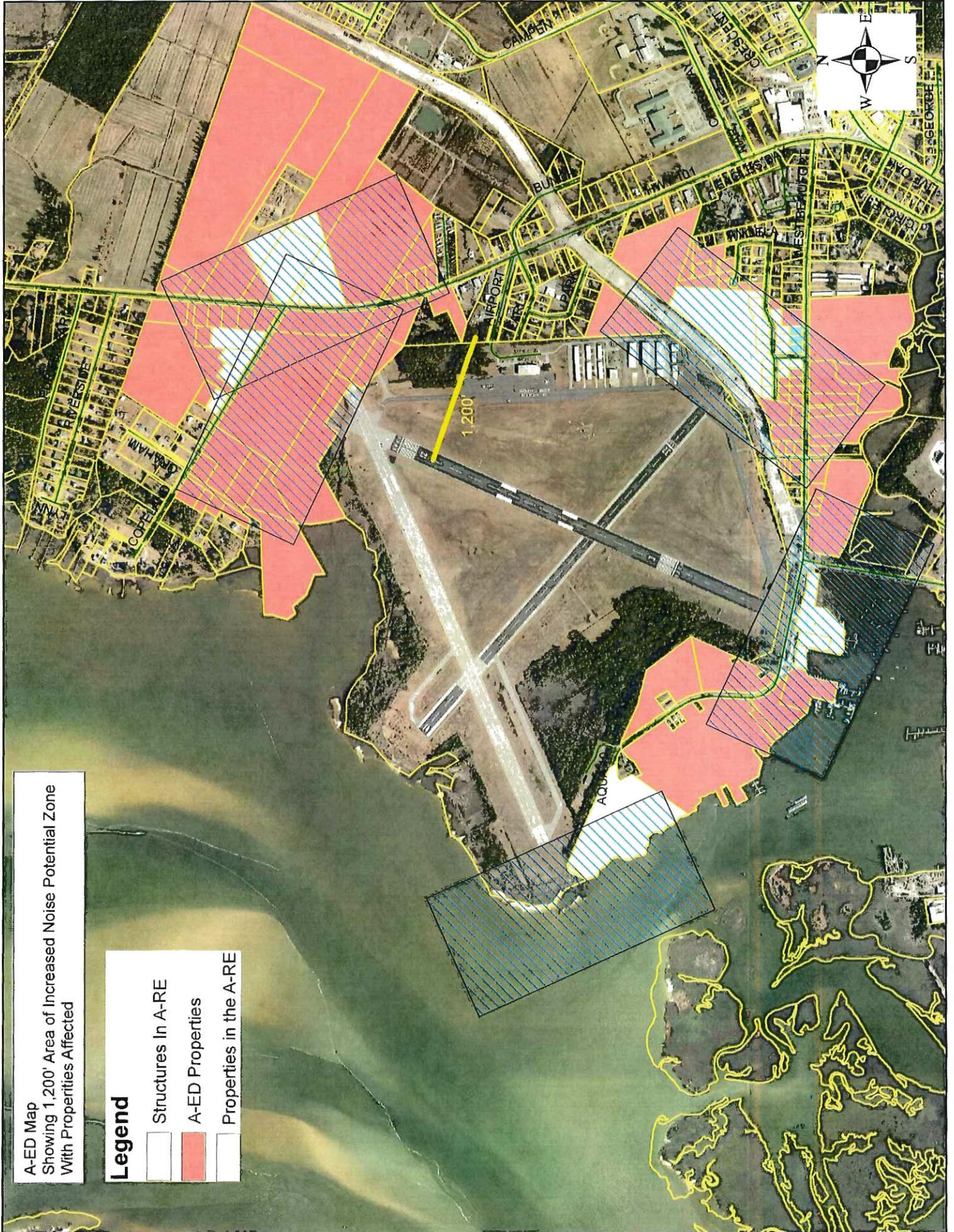
[Login](#)

To: k.garner@beaufortnc.org [Remove](#) this sender from my allow list
From: kmrhairport@embarqmail.com

You received this message because the sender is on your allow list.

A-ED Map
Showing 1,200' Area of Increased Noise Potential Zone
With Properties Affected

- Legend**
- Structures In A-RE
 - A-ED Properties
 - Properties in the A-RE





TOWN OF BEAUFORT

701 Front Street, P.O. Box 390
Beaufort, N.C. 28516
(252) 728-2141, (252) 728-3982 fax
www.beaufortnc.org

November 1, 2016

566 WEST BEAUFORT ROAD LLC
2109 EMELINE PLACE
MOREHEAD CITY, NC 28557

REQUEST: **Modify the A-ED (Airport Environmental) Zoning District within the *Land Development Ordinance***

Dear Adjacent Property Owner(s):

This is a notice of a **PUBLIC HEARING** regarding a request to amend the Town of Beaufort Land Development Ordinance, specifically Section 10, Subsection E on the A-ED (Airport Environmental) Zoning District. The request has been referred to the Board of Commissioners who will hold a public hearing on this item at their regular meeting on Monday, **NOVEMBER 14, 2016**, at 6:00 PM, in the Train Depot located at 614 Broad Street, Beaufort, N.C.

This letter is being sent to property owners within the A-ED Zoning District only. This zoning district was created so that property owners and/or potential property owners would have certain language placed on their property stating they are in this district. There are impacts from potential noise and vibrations from the Michael J. Smith Airfield where if a new structure is being built or if significant renovations to an existing structure are planned, such as replacing windows and/or doors there are certain products which would need to be considered for use for structures in this district.

Any person wishing to speak during on this item shall have the right to speak and present commentary during the public hearing on this item. Those receiving this notice and desiring to speak should come to the scheduled meeting on the date previously mentioned. If for any reason you cannot attend and feel your commentary should be presented to the Board of Commissioners, please call the Planning Office at 252-728-2142 and details will be made available to you regarding how to submit written testimony to the Board of Commissioners.

A map of the area requested for the A-ED Zoning District is enclosed. The light blue hatched areas on the map are the areas under consideration for this rezoning.

Thank you for your consideration on this matter.

Sincerely,

Kyle Garner

Kyle Garner
Town Planner

ENC: Vicinity map and a Copy of the Proposed Text (1 total sheet)

Mayor Richard Stanley
Commissioner Ann Carter Commissioner John Hagle Commissioner Sharon Harker
Commissioner Marianna Hollinshed Commissioner Charles McDonald
Town Manager Charles Burgess, Jr.

OWNER	AIL_HOU	MAIL_ST	MAIL_CITY	_S_AIL_Z1AIL_ZI	MAIL_ADD2
566 WEST BEAUFORT ROAD LLC	2109	EMELINE PLACE	MOREHEAD CITY	NC 28557	
AIRPORT AUTHORITY					
BARBOUR, EMMETT EARL	1807	HWY 101	BEAUFORT	NC 0000 28516	
BATTEN-BRYAN, AMY MICHELL ET VIR	110	BRIGHTON DRIVE	GOLDSBORO	NC 27530	
BEAUFORT MHC AIRPORT AUTHORITY			BEAUFORT	NC 28516	PO BOX 875
BEAUFORT ORIGINAL FWB CHURCH	524	WEST BEAUFORT ROAD	BEAUFORT	NC 28516	
CARRIER, BRAD	580	GOOSE CREEK ROAD	NEW BERN	NC 28562	
CAVETT, WALLACE EUGENE	115	SHERWOOD DR	BEAUFORT	NC 28516	
COLE, EDGAR EARL	436	HWY 101	BEAUFORT	NC 28516	
CONGLETON, CLYDE C	433	WEST BEAUFORT RD	BEAUFORT	NC 28516	
CONSCIENCE BAY LLC DBA TOWN CR	232	W BEAUFORT RD	BEAUFORT	NC 28516	
DAVIS, SARAH LOUISE	3511	MANDY LANE	MOREHEAD CITY	NC 28557	
DEBRUHL, JO ANN SIMPSON	532	WEST BEAUFORT ROAD	BEAUFORT	NC 28516	
EASON, GILLIAM A ETUX SHIRLEY	2789	BUFFALO RD	SMITHFIELD	NC 27577	
EQUITY TRUST COMPANY	199	OLIVIA WAY	SELMA	NC 27576	CUSTODIAN FBO BILLY GLENN GILL
GEORGE, FRANCES J	510	WEST BEAUFORT RD	BEAUFORT	NC 28516	
GILLIKIN, GLORIA B	458	HWY 101	BEAUFORT	NC 28516	
GILLIKIN, JAMES DAVID			BEAUFORT	NC 28516	PO BOX 533
GRASSI, FRANK ETUX JENNIFER	2004	FARMSTEAD COURT	MOREHEAD CITY	NC 28557	
HOLZ, LINDA HARRIS TRUSTEE	808	SOUTH IRVING STREET	ARLINGTON	VA 22204	
HUDNALL, PATRICIA RICE	210	HOWLAND PKWY	BEAUFORT	NC 7829 28516	
HUNNINGS, RICHARD C ETAL	142	FAMILY LANE	BEAUFORT	NC 28516	
JOYCE, RONALD E MASON ETUX	300	MASON LANE	BEAUFORT	NC 28516	
LAUGHTON, MAMIE T HEIRS	275	HIGHWAY 101	BEAUFORT	NC 28516	
LAURIAT, CYRUS C ETAL LAURIAT	269	KNICKERBOCKER ROAD	BOOTHBAY	ME 4127 04537	
LEWIS, DOROTHY HUNT	1607	WAYSIDE FARM RD	FRANKLINTON	NC 27525	
MACARIS, STEVE	561	WEST BEAUFORT ROAD	BEAUFORT	NC 28516	
MAINSAIL OF BEAUFORT LLC	901-F	PAVERSTONE DRIVE	RALEIGH	NC 27615	
MASON, ANGELIA ELIZABETH	300	MASON LANE	BEAUFORT	NC 28516	
MASON, RONALD EARL	300	MASON LANE	BEAUFORT	NC 28516	
MASTERS, JOHN PHILIP			PALM BAY	FL 32906	PO BOX 61977
MCCABE, JULIS G ETAL TRUSTEES			BEAUFORT	NC 28516	PO BOX 1012
MELTON, BILLY F ETUX ALICE			BEAUFORT	NC 28516	PO BOX 1184
MELTON, ROBERT EARL	507	WEST BEAUFORT ROAD	BEAUFORT	NC 8627 28516	
MELTON, ROBERT ELVIS			BEAUFORT	NC 28516	PO BOX 488
MICHAEL J SMITH AIRPORT	180	AIRPORT ROAD	BEAUFORT	NC 28516	
MILLER, JAMES H SR	531	WEST BEAUFORT RD	BEAUFORT	NC 28516	
MILLER, JAMES H SR ETUX ETAL	899	HIGHWAY 101	BEAUFORT	NC 28516	C/O CYNTHIA M AUSTIN
MILLER, KEITH A ETUX STEPHANIE	1301	LIVE OAK ST	BEAUFORT	NC 28516	
MILLINDER, RICHARD AND KIMBERLY	6712	CANDLEWOOD DRIVE	RALEIGH	NC 27612	
MURPHY, ROBERT M	241	COPELAND ROAD	BEAUFORT	NC 28516	
MURRAY, TRACY LEROY ETUX ETHEL	104	OLIVIA DR	BEAUFORT	NC 28516	
MURRELL, WENDELL ETUX TASHA	106	OLIVIA ROAD	BEAUFORT	NC 28516	
NC DEPT OF TRANSPORTATION	1546	MAIL SERVICE CENTER	RALEIGH	NC 27611	
NOE, MICHAEL O ETAL HOLLAND			BEAUFORT	NC 28516	PO BOX 586
R & L OF BEAUFORT LLC	7706	SIX FORKS ROAD	RALEIGH	NC 27615	
REEVES, PAUL J JR ETUX PEGGIE			DURHAM	NC 27703	PO BOX 11175
RUDER, ERICA S			SALTER PATH	NC 28575	P O BOX 221
RUSSELL, DONOVAN HIGHSMITH	204	STANTON ROAD	BEAUFORT	NC 28516	
SCURRY, DONALD H ETUX LAURA C	6268	LLOYD ROAD	LUCAMA	NC 27851	
SENER, GUY W JR ETUX PATRICIA	3408	COUNTRY CLUB ROAD	MOREHEAD CITY	NC 28557	
SHOE, GREGORY D ETUX CRYSTAL	3347	MOUNT HARMONY CHURCH	ROUGEMONT	NC 27572	
SIMON, ROCHELLE L	2911	HIGHWAY 88 #5	POINT PLEASANT	NJ 08742	
SMITH, ANTHONY L ETUX KERRY	662	W BEAUFORT ROAD	BEAUFORT	NC 28516	
STATE EXEMPTION	4605	MAIL SERVICE CENTER	RALEIGH	NC 27699	
STATE OF NORTH CAROLINA	1321	MAIL SERVICE CENTER	RALEIGH	NC 1321 27699	
TAYLOR, DANIEL L ETUX GENEVIEVE	1701	HIGHWAY 91	SNOW HILL	NC 28580	
THOMAS J JOHNSON LLC			RAVENEL	SC 29470	PO BOX 481
THOMAS, SAMUEL D ETUX CYNTHIA	250	MASON LN	BEAUFORT	NC 28516	
VANDYKE, THOMAS L III ETUX TERE			YANCEYVILLE	NC 27379	PO BOX 992
WALKER, DEREK G ETUX CHERIE P	490	GLENN-RUTH LANE	ERWIN	NC 28339	
WARREN, ANNIE HEIRS	851	JORDAN RD	AUTRYVILLE	NC 28318	
WATERS, PEYTON C ETUX HEATHER M	555	WEST BEAUFORT ROAD	BEAUFORT	NC 28516	
WATERS, ROBERT JR ETUX TENNESSE			SCOTLAND NECK	NC 27874	PO BOX 714
WENK, CHARLES P ETAL LANG	217	COPELAND RD	BEAUFORT	NC 28516	
WENK, CHARLES P ETUX JENNIFER			BEAUFORT	NC 28516	PO BOX 966
WRIGHT, DAVID W	624	HWY 101	BEAUFORT	NC 28516	
WRIGHT, KENNETH WALLACE JR	627	HWY 101	BEAUFORT	NC 28516	
WRIGHT, MARY B			AHOSKIE	NC 27910	PO BOX 986
YARBOROUGH, PHILLIP E ETAL ADAM	1801	CHAMPION DRIVE	MOREHEAD CITY	NC 28557	
YELTON, DWIGHT L ETUX PATRICIA	208	NORTH AVENUE	BEAUFORT	NC 28516	



TOWN OF BEAUFORT

701 Front Street, P.O. Box 390
Beaufort, N.C. 28516
(252) 728-2141, (252) 728-3982 fax
www.beaufortnc.org

November 1, 2016

BAKER, DERWARD W
515 STROTHER RD
RALEIGH, NC 27606

REQUEST: *Modify the A-RE (Runway Exclusion) Zoning District within the Land Development Ordinance*

Dear Adjacent Property Owner(s):

This is a notice of a **PUBLIC HEARING** regarding a request to amend the Town of Beaufort Land Development Ordinance, specifically Section 10, Subsection F on the A-RE (Runway Exclusion) Zoning District. The request has been referred to the Board of Commissioners who will hold a public hearing on this item at their regular meeting on Monday, **NOVEMBER 14, 2016**, at 6:00 PM, in the Train Depot located at 614 Broad Street, Beaufort, N.C.

This letter is being sent to property owners within the A-RE Zoning District only. This zoning district was created so that property owners and/or potential property owners would have certain language placed on their property stating they are in this district, to reduce high density development, and to prevent certain uses in this district. This item came before the Commissioners in 2015 and because of concerns by the property owners who spoke during the public hearing on this item, language has been added to the text regarding nonconforming structure exceptions.

Any person wishing to speak on this item shall have the right to speak and present commentary during the public hearing on this item. Those receiving this notice and desiring to speak should come to the scheduled meeting on the date previously mentioned. If for any reason you cannot attend and feel your commentary should be presented to the Board of Commissioners, please call the Planning Office at 252-728-2142 and details will be made available to you regarding how to submit written testimony to the Board of Commissioners.

A map of the area requested for the A-RE Zoning District is enclosed. The map has a legend showing the areas under consideration for this rezoning. Also included is a copy of the proposed text.

Thank you for your consideration on this matter.

Sincerely,

Kyle Garner

Kyle Garner
Town Planner

ENC: Vicinity map and the Proposed Text (2 pages total)

Mayor Richard Stanley
Commissioner Ann Carter Commissioner John Hagle Commissioner Sharon Harker
Commissioner Marianna Hollinshed Commissioner Charles McDonald
Town Manager Charles Burgess, Jr.

OWNER	MAIL_HOUSE	MAIL_ST	MAIL_CITY	_S'AIL_Z'AIL_ZI	MAIL_ADD2
BAKER,DERWARD W	515	STROTHER RD	RALEIGH	NC 27606	
BARBOUR,ROY R ETUX LOIS J	125	BOBBIT RD	CLAYTON	NC 27520	
BEAUFORT MHC AIRPORT AUTHORITY			BEAUFORT	NC 28516	PO BOX 875
BENNINK,LINDA A	115	OLGA RD	BEAUFORT	NC 28516	
CARTERET COUNTY	302	COURTHOUSE SQUARE	BEAUFORT	NC 28516	SUITE 200
EDWARDS,DOUGLAS P ETAL NELSON	4259	PINEWOOD DRIVE	AYDEN	NC 28513	
GAJESKI,JOSEPH	20-34	49TH STREET	ASTORIA	NY 11105	
GILL,BILLY GLENN	199	OLIVIA WAY	SELMA	NC 27576	
GILLIKIN,JAMES DAVID			BEAUFORT	NC 28516	PO BOX 533
HINSON,ADA L	214	ELM STREET	BEAUFORT	NC 28516	
HOBBS,TINA SHIRLEY ETAL HEAVNE			SMITHFIELD	NC 27577	PO BOX 2346
JEHOVAHS WITNESSES OF BEAUFORT	126	COPELAND ROAD	BEAUFORT	NC 28516	
JOYNER,JEANETTE BOLES L/T	206	RONNIE RD	BEAUFORT	NC 9755	28516
LEWIS,JOSEPHINE PIVER	182	COPELAND ROAD	BEAUFORT	NC 28516	
LEWIS,TIMOTHY P ETUX SHANNON	154	COPELAND RD	BEAUFORT	NC 28516	
MARLING,JOHN	106	RONNIE ROAD	BEAUFORT	NC 28516	
MASON,RALPH A	531	BENNETT RD	STONEVILLE	NC 27048	
MELTON,BILLY F ETUX ALICE			BEAUFORT	NC 28516	PO BOX 1184
MILLINDER,KIMBERLY GRENE ETVIR	6712	CANDLEWOOD DRIVE	RALEIGH	NC 1707	27612
OLD SEAPORT DEVELOPMENT LLC	805	FRONT STREET	BEAUFORT	NC 28516	
O'NEAL,TIMOTHY E ETUX ANGELA T	207	RONNIE ROAD	BEAUFORT	NC 28516	
POLGLASE,SHARON M	107	RONNIE ROAD	BEAUFORT	NC 28516	
REEVES,PAUL J JR ETUX PEGGIE			DURHAM	NC 27703	PO BOX 11175
RIEBE,KIMBERLY J	203	RONNIE RD	BEAUFORT	NC 28516	
SCARBOROUGH,JENNIFER M	162	COPELAND ROAD	BEAUFORT	NC 28516	
VOLIVA,DIANNE W	204	RONNIE RD	BEAUFORT	NC 28516	
WELLS,SHANE DEAN	226	LEA MEADOW ROAD	LEXINGTON	NC 27295	
YALE,WILLIAM W ETUX DENISE L	201	RONNIE ROAD	BEAUFORT	NC 28516	

NOTICE OF PROPOSED CONSTRUCTION OR ALTERATION

§ 77.7 Form and time of notice.

(a) If you are required to file notice under §77.9, you must submit to the FAA a completed FAA Form 7460-1, Notice of Proposed Construction or Alteration. FAA Form 7460-1 is available at FAA regional offices and on the Internet.

(b) You must submit this form at least 45 days before the start date of the proposed construction or alteration or the date an application for a construction permit is filed, whichever is earliest.

(c) If you propose construction or alteration that is also subject to the licensing requirements of the Federal Communications Commission (FCC), you must submit notice to the FAA on or before the date that the application is filed with the FCC.

(d) If you propose construction or alteration to an existing structure that exceeds 2,000 ft. in height above ground level (AGL), the FAA presumes it to be a hazard to air navigation that results in an inefficient use of airspace. You must include details explaining both why the proposal would not constitute a hazard to air navigation and why it would not cause an inefficient use of airspace.

(e) The 45-day advance notice requirement is waived if immediate construction or alteration is required because of an emergency involving essential public services, public health, or public safety. You may provide notice to the FAA by any available, expeditious means. You must file a completed FAA Form 7460-1 within 5 days of the initial notice to the FAA. Outside normal business hours, the nearest flight service station will accept emergency notices.

§ 77.9 Construction or alteration requiring notice.

If requested by the FAA, or if you propose any of the following types of construction or alteration, you must file notice with the FAA of:

(a) Any construction or alteration that is more than 200 ft. AGL at its site.

(b) Any construction or alteration that exceeds an imaginary surface extending outward and upward at any of the following slopes:

(1) 100 to 1 for a horizontal distance of 20,000 ft. from the nearest point of the nearest runway of each airport described in paragraph (d) of this section with its longest runway more than 3,200 ft. in actual length, excluding heliports.

(2) 50 to 1 for a horizontal distance of 10,000 ft. from the nearest point of the nearest runway of each airport described in paragraph (d) of this section with its longest runway no more than 3,200 ft. in actual length, excluding heliports.

(3) 25 to 1 for a horizontal distance of 5,000 ft. from the nearest point of the nearest landing and takeoff area of each heliport described in paragraph (d) of this section.

(c) Any highway, railroad, or other traverse way for mobile objects, of a height which, if adjusted upward 17 feet for an Interstate Highway that is part of the National System of Military and Interstate Highways where overcrossings are designed for a minimum of 17 feet vertical distance, 15 feet for any other public roadway, 10 feet or the height of the highest mobile object that would normally traverse the road, whichever is greater, for a private road, 23 feet for a railroad, and for a waterway or any other traverse way not previously mentioned, an amount equal to the height of the highest mobile object that would normally traverse it, would exceed a standard of paragraph (a) or (b) of this section.

(d) Any construction or alteration on any of the following airports and heliports:

(1) A public use airport listed in the Airport/Facility Directory, Alaska Supplement, or Pacific Chart Supplement of the U.S. Government Flight Information Publications;

(2) A military airport under construction, or an airport under construction that will be available for public use;

(3) An airport operated by a Federal agency or the DOD.

(4) An airport or heliport with at least one FAA-approved instrument approach procedure.

(e) You do not need to file notice for construction or alteration of:

(1) Any object that will be shielded by existing structures of a permanent and substantial nature or by natural terrain or topographic features of equal or greater height, and will be located in the congested area of a city, town, or settlement where the shielded structure will not adversely affect safety in air navigation;

(2) Any air navigation facility, airport visual approach or landing aid, aircraft arresting device, or meteorological device meeting FAA-approved siting criteria or an appropriate military service siting criteria on military airports, the location and height of which are fixed by its functional purpose;

(3) Any construction or alteration for which notice is required by any other FAA regulation.

(4) Any antenna structure of 20 feet or less in height, except one that would increase the height of another antenna structure.

Mail Processing Center
Federal Aviation Administration
Southwest Regional Office
Obstruction Evaluation Group
2601 Meacham Boulevard
Fort Worth, TX 76193
Fax: (817) 321-7765
Phone: (817) 321-7750

Website: <https://oeaaa.faa.gov>

Form Approved OMB No. 2120-0001
Expiration Date: 10/31/2017

SUPPLEMENTAL NOTICE

Submission Instructions: For Advance Notice of Actual Construction or Alteration. Complete items 1, 2, 3A (1), 3A(2), and 6. If applicable, also complete items 4 and 5. Detach Part 1. Fold and tape at bottom. Mail to the FAA Regional Office for your area. Part 1A is provided for your file.

Aeronautical Study No.



Notice of Actual Construction or Alteration

(Please Type or Print on this Form)

1. Construction

A. Type and Description of Construction <input type="checkbox"/> New <input type="checkbox"/> Alteration	B. Owner of Structure
---	------------------------------

2. Construction Location -- Height

A. Coordinates (To hundredths of seconds, if known) Latitude: ° ' " Longitude: ° ' "	B. Location (City, State, include Street Address if any)
C. Construction Heights Total Height (Structure & Site) Above Mean Sea Level Site Elevation Ft. AMSL Structure Height Ft. AGL Ft. AMSL	
D. Site Elevation Determined By <input type="checkbox"/> Actual Survey <input type="checkbox"/> USGS 7.5' Quad Chart <input type="checkbox"/> Other (Specify)	E. Reference datum of coordinates <input type="checkbox"/> NAD 27 <input type="checkbox"/> NAD 83 <input type="checkbox"/> Other (Specify)
F. Name of Nearest Public-Use or Military Airport (include Distance and Direction from the Airport)	

3. Construction Notifications

A. Notification	Date	B. Construction/Project	Date
(Notice Is Critical to Flight Safety --- FAR Part 77 Required) ★ ★ (1) Construction will start (Submit at least 48 hrs. in advance)		(1) Project Abandoned	
(2) Estimated Completion			
★ (3) Structure Reached Greatest Height (Submit within 5 days)		(2) Construction Dismantled	

4. Marking and Lighting

A. Marked <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Temporary	B. Lighted <input type="checkbox"/> Medium Intensity White <input type="checkbox"/> High Intensity White <input type="checkbox"/> Red <input type="checkbox"/> Dual (Medium Intensity White & Red) <input type="checkbox"/> Dual (High Intensity White & Red) <input type="checkbox"/> None
---	--

5. Antenna Requiring FCC License

A. Call Sign	B. Frequency	C. Date Applied for FCC Construction Permit	D. Date Construction Permit Issued
--------------	--------------	---	------------------------------------

6. Preparer's Certification

Submitted by: (If submitted by a proponent's representative, please also complete item B.)	A. Proponent's Representative Name: Address: Tel. No.: (Include Area Code)	B. Construction Proponent Name: Address: Tel. No.: (Include Area Code)
	I hereby certify that the information provided is true, complete, and correct to the best of my knowledge.	
	Signature	Title

Notice is required by 14 Code of Federal Regulations, part 77 pursuant to 49 U.S.C., Section 44718. Persons who knowingly and willingly violate the notice requirements of part 77 are subject to a civil penalty of \$1,000 per day until the notice is received, pursuant to 49 U. & C., Section 46301(a).



AGENDA ABSTRACT

Meeting Date:

November 14, 2016

Agenda Item #:

ITEMS FOR CONSIDERATION

Title: Case Number 16-11

Summary: Rezone 3.086 Acres in the Town's Extraterritorial Jurisdiction from R-20 to B-1.

Action: To make a recommendation to the Board of Commissioners on rezoning this property – to approve as requested by the applicant; to recommend a more restrictive zoning classification than requested by the applicant; or to deny the request.

Supporting Documentation:

- Staff Report
- List of Adjacent Property Owners
- Survey of Property
- Vicinity & Zoning Map
- CAMA Land Use Map
- Aerial Photo Map
- R-20 District pages from *LDO*
- B-1 District pages from *LDO*
- Transitional District pages from *LDO*

**BOARD of COMMISSIONERS
REPORT**

To: Beaufort Board of Commissioners
From: Kyle Garner, AICP, Town Planner
Date: October 31, 2016
Case No. 16-11

THE QUESTION: Rezone 3.086 Acres in the Town’s Extraterritorial Jurisdiction from R-20 to B-1.

BACKGROUND:

Location: 2121, 2130 & 2132 Hwy 70
Owners: Gerry Sadler
Applicant: Gerry Sadler
Requested Action: Rezone 3.086 Acres in the ETJ from R-20 to B-1.
Pin #: 731605195067000, 73160519225000, 731605192331000
Size: 3.086 acres
Existing Land Use: Vacant
Adjoining Land Use & Zoning: North – Commercial Building & Storage Uses, zoned WC
South – Single family dwellings, zoned R-20
East – Vacant property, zoned R-20
West – Across US 70 by residential dwellings, zoned R-20.

SPECIAL INFORMATION:

During the October Planning Board meeting two adjacent property owners spoke against the proposed rezoning based on the type of uses that are allowed in the B-1 Zone. After taking public comment the Board voted unanimously to recommend denial based on the zoning being too intense going from R-20 to B-1 and not consistent with the CAMA Land Use Plan as low density residential. It was suggested by the board that the applicant may want to consider the Transitional Zoning District for this property. Since the meeting the applicant has submitted a letter that if the Board does not support B-1 then they would consider TR zoning.

Public Utilities:

Water: Existing – County Water
Sanitary Sewer: Existing - Septic

OPTIONS:

1. Rezone this property to B-1;
2. Rezone to a more restrictive zoning classification than requested by the applicant;
3. Deny the request.

The Board of Commissioners will need to provide a consistency statement to support the request, recommend a more restrictive zoning classification, or to deny the request as it relates to the surrounding land use development pattern & its relationship to the CAMA Land Use Plan. Staff has provided descriptions of the Low Density Residential & General Commercial classifications from the CAMA Land Use Plan to draw comparisons.

From the CAMA Land Use Plan:

Generally, growth and land development is anticipated to occur in all future land use categories except for the Conservation/Open Space classification. The type and intensity of projected development varies within each future land use map classification. Future Land Use projections are delineated in Figure 8, Future Land Use Map. The Future Land Use Map classifications are considered part of the Land Use Plan's policy.

A. Residential Classification

The Residential classification is subdivided into three subcategories: Low Density, Medium Density, and High Density

Low Density Residential Classification. The Low Density Residential classification encompasses approximately 3.19 square miles (2,041 acres) or about 43 percent of the total planning jurisdiction. The majority of the lands classified as Low Density Residential are located on primarily in the northern, northeastern, and eastern portions of the Town's planning jurisdiction.

The Low Density Residential classification is intended to delineate lands where the predominant land use is low density detached residences. The residential density within this classification is generally 2 or less dwelling units per acre. Minimum lot sizes vary from 15,000 to 20,000 square feet unless a larger minimum lot area is required by the health department for land uses utilizing septic systems. Single-family detached residences are the predominant types of dwellings within these areas. Manufactured homes on individual lots are also dwelling types found within this classification. Land uses within Low Density Residential-designated areas are generally compatible with the R-20 and R-15, Single-Family Residential zoning classifications. Public water service is widely available throughout the Low Density Residential-classified areas. Public sewer service is generally not available within this classification.

The Town's goals and policies support the continued use of land in Low Density-classified areas for low density dwellings and for public and institutional land uses that support and that are compatible with this type of residential development. Future development is projected to be no more than 2 dwelling units per acre. Some Low Density Residential areas that are located on the immediate fringe of the intensively-developed urban core may evolve into higher density areas over time, particularly where public utilities and other infrastructure will be available to support increases in residential density.

B. Commercial Classification

General Commercial Classification. The General Commercial classification encompasses approximately 0.24 square miles (154 acres) or about 3.3 percent of the planning jurisdiction. The properties classified as General Commercial are located along the Town's major road corridor--US Highway 70.

The General Commercial classification is intended to delineate lands that can accommodate a wide range of retail, wholesale, office, business services, and personal services. Areas classified as General Commercial may also include some heavy commercial uses as well as intensive public and institutional land uses. Minimum lot sizes typically range from 5,000 to 8,000 square feet unless a larger minimum lot area is required by the health department for land uses utilizing septic systems. Maximum floor area ratios (the total building floor area divided by the total lot area) range from 0.57 to 0.83. Land uses within General Commercial-designated areas are generally compatible with the B-1, General Business; B-2, Highway Business; B-3, Marina Business; and the O & I, Office and Institutional zoning districts. Public water service is needed to support the land uses characteristic of this classification. Public sewer service is needed to support the most intensive commercial uses. Streets with the capacity to accommodate higher traffic volumes are necessary to support commercial development.

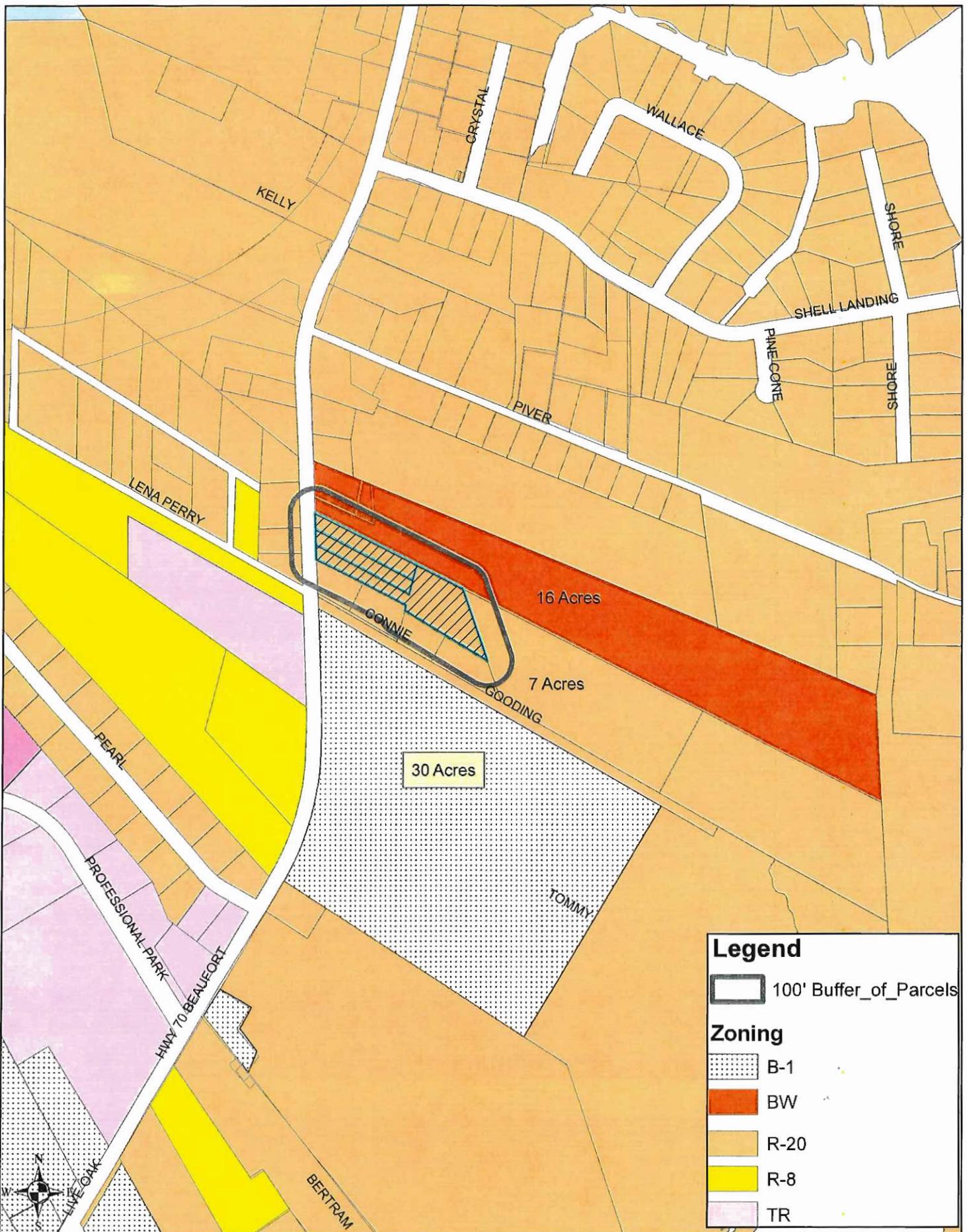
General Commercial-classified areas are anticipated to accommodate some of the most intensive land uses found in the Town's planning jurisdiction. The Town's goals and policies support the use of land in General Commercial-classified areas for a wide variety of retail and commercial services uses where adequate public utilities and streets are available or can be upgraded to support the intensity of development encouraged in this classification. Public and institutional land uses that support and that are compatible with this type of commercial development are also encouraged.

ATTACHMENTS:

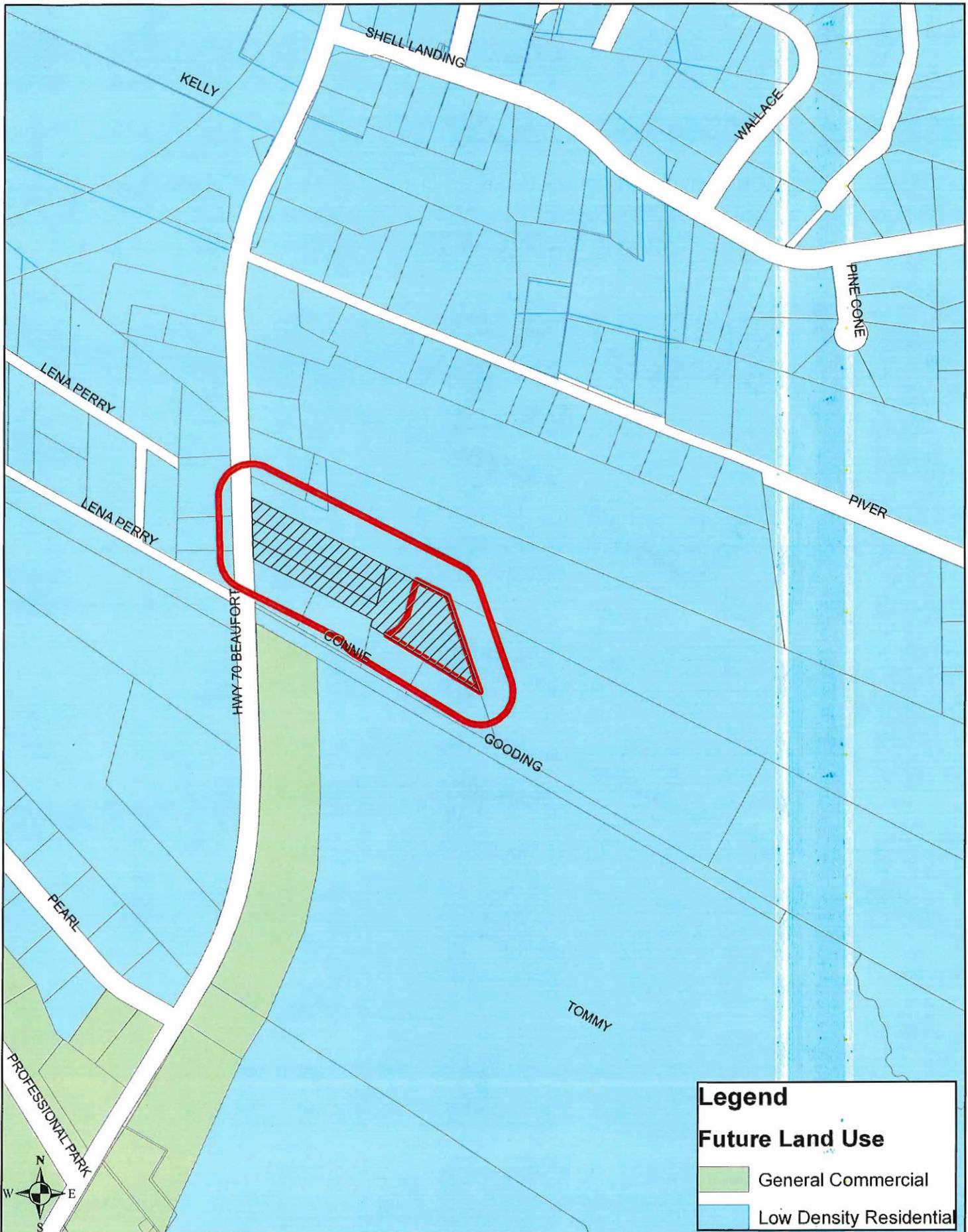
1. List of Adjacent Property Owners
2. Survey of Property
3. Vicinity & Zoning Map
4. CAMA Land Use Map
5. Aerial Photo Map
6. R-20 District pages from *LDO*
7. B-1 District pages from *LDO*
8. Transitional District pages from *LDO*

OWNER	AIL_HOU	MAIL_ST	MAIL_CITY	IL_ST/MAIL_ZI	MAIL_ADD2
GARNER, WILLIS DE	2134	HWY 70 EAST	BEAUFORT	NC 28516	
GOODING, THOMAS NELSON			BEAUFORT	NC 28516	PO BOX 8
JONES, MARTHA ANN PERRY			BEAUFORT	NC 28516	PO BOX 2393
MCCLUNG, WILLIAM A			GREENVILLE	NC 27835	PO BOX 1886
PERRY, ALENA HEIRS			DAVIS	NC 28524	PO BOX 60
PERRY, ROSEMARY MCKENZIE	325	TROON WAY	BEAUFORT	NC 28516	
RHUE, MARLENE G	119	CONNIE LANE	BEAUFORT	NC 28516	
SADLER, GERRY C ETUX LINDA			BEAUFORT	NC 28516	PO BOX 245
STOKES, REBECCA SADLER	153	CONNIE LN	BEAUFORT	NC 28516	

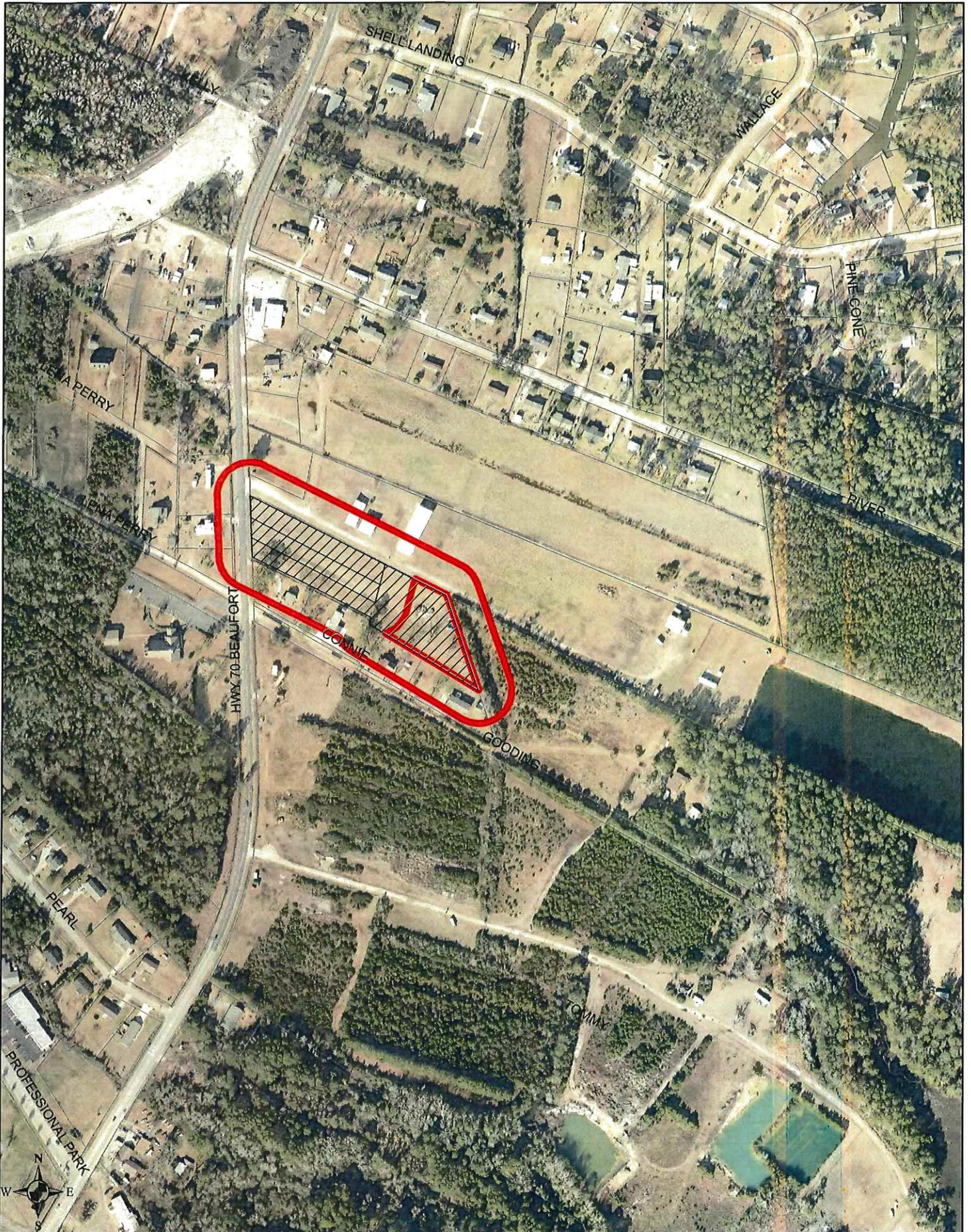
Existing & Surrounding Zoning of 2124, 2130 & 2132 US Hwy. 70



CAMA Future Land Plan of 2124, 2130 & 2132 US Hwy. 70



Aerial Photo of 2124, 2130 & 2132 US Hwy. 70



SECTION 7 Residential Zoning Districts

A) *R-20 Residential Single-Family District.*

This residential district is intended to maintain a compatible mixture of single-family residential and bona fide farm uses with a density of two families per acre in accordance with the North Carolina State Board of Health recommendations for residential areas without public water and public sewer, and to prevent the development of blight and slum conditions.

1) Minimum Lot Size.

All lots in this district shall be a minimum of twenty thousand square feet (20,000 ft²).

2) Minimum Lot Width.

All lots in the R-20 district shall have a minimum lot width of one hundred feet (100') at the minimum building line.

3) Building Setback and Building Height Requirements and Limitations.

Subject to the exceptions allowed in this Ordinance, each structure on a lot in this zoning district shall be set back from the boundary lines of the lot at least the distances provided in the tables set forth in this section. The building height limitation in this district is provided in the tables set forth in this section.

Table 7-1 Interior Lot Requirements

<i>District</i>	<i>Front Setback (Right-of-Way)</i>	<i>Rear Setback</i>	<i>Side Setback</i>	<i>Building Height Limitation</i>
R-20	30 feet	25 feet	15 feet	40 feet

Table 7-2 Corner Lot Requirements

<i>District</i>	<i>Designated Front (Right-of-Way) Setback</i>	<i>Designated Side (Right-of-Way) Setback</i>	<i>Rear Setback</i>	<i>Side Setback</i>	<i>Building Height Limitation</i>
R-20	30 feet	30 feet	25 feet	15 feet	40 feet

Table 7-3 Double Frontage Lot Requirements

<i>District</i>	<i>Designated Front (Right-of-Way) Setback</i>	<i>Designated Rear (Right-of-Way) Setback</i>	<i>Side Setback</i>	<i>Building Height Limitation</i>
R-20	30 feet	25 feet	15 feet	40 feet

4) Accessory Building Setback Requirements.

All accessory buildings must comply with the setback requirements as set forth in section 2-F of this Ordinance, section 6 of this Ordinance, section 15 of this Ordinance, and all sections of this Ordinance.

5) Permitted Uses.

Agritourism

Antenna Co-Location on Existing

Tower

Aquaculture

Assisted Living

Athletic Field, Public

Athletic Field, Private
 Carport
 Club, Lodge, or Hall
 Community Garden
 Dock
 Dwelling, Single-Family
 Farming, General
 Forestry
 Garage, Private Detached
 Government/Non-Profit Owned/
 Operated Facilities & Services
 Group Home
 Home Occupation
 Manufactured Home
 Neighborhood Recreation Center
 Indoor/Outdoor, Private

Neighborhood Recreation Center,
 Public
 Nursing Home
 Park, Public
 Produce Stand/Farmers' Market
 Public Utility Facility
 Religious Institution
 Resource Conservation Area
 Satellite Dish Antenna
 Shed
 Swimming Pool (Personal Use)
 Temporary Construction Trailer
 Utility Minor
 Vehicle Charging Station

6) Special Uses (*Special Uses* may be found in section 20 of this Ordinance).

Accessory Dwelling Unit
 Bed & Breakfast
 Boat Sales/Rentals
 Cemetery/Graveyard
 Concealed (Stealth) Antennae &
 Towers
 Day Care/Child Care Home
 Dry Boat Storage
 Golf Course, Privately Owned
 Golf Driving Range
 Kennel, Indoor Operation Only

Kennel, Indoor /Outdoor Operation
 Marina
 Museum
 Other Free Standing Towers
 Outdoor Amphitheater, Public
 Preschool
 Public Safety Station
 School, K-12
 School, Post-Secondary
 Utility Facility

C) ***B-1 General Business District.***

The General Business District is established as the district in which a wide variety of sales and service facilities may be provided to the general public. This district will be located throughout the Town's planning jurisdiction.

1) Minimum Lot Size.

All lots in the B-1 district shall be a minimum of five thousand square feet (5,000 ft²).

2) Minimum Lot Width.

All lots in the B-1 district shall have a minimum lot width of sixty feet (60') at the minimum building line.

3) Building Setback and Building Height Requirements and Limitations.

Subject to the exceptions allowed in this Ordinance, each structure on a lot in this zoning district shall be set back from the boundary lines of the lot at least the distances provided in the tables set forth in this section. The building height limitation in this district is provided in the tables set forth in this section.

Table 9-5 Lot Requirements

<i>District</i>	<i>Front Setback (Right-of-Way)</i>	<i>Rear Setback</i>	<i>Side Setback</i>	<i>Building Height Limitation</i>
B-1	30 feet	15 feet	15 feet	40 feet

4) Accessory Building Setback Requirements.

All accessory buildings must comply with the setback requirements as set forth in section 2-F of this Ordinance, section 6 of this Ordinance, section 15 of this Ordinance, and all sections of this Ordinance.

5) Permitted Uses.

- | | |
|---------------------------------------|--|
| Amusement Establishment | Dock |
| Antenna Co-Location on Existing Tower | Dry Boat Storage |
| Aquaculture | Financial Institution |
| Assisted Living | Government/Non-Profit Owned/Operated Facilities & Services |
| Athletic Field, Public | Hospital |
| Bed & Breakfast | Hotel or Motel |
| Boat Sales/Rentals | Kennel, Indoor Operation Only |
| Car Wash | Library |
| Club, Lodge, or Hall | Liquor Store |
| Commercial Indoor Recreation Facility | Moped/Golf Cart Sales/Rentals |
| Community Garden | Mortuary/Funeral Home/Crematorium |
| Concealed (Stealth) Antennae & Towers | Motor Vehicle Sales/Rentals |
| Convenience Store | Museum |
| Day Care Center | Neighborhood Recreation Center, Public |

Land Development Ordinance for the Town of Beaufort

Nursing Home
Office, Business, Professional, or
Medical
Other Building-Mounted Antennae &
Towers
Outdoor Retail Display/Sales
Park, Public
Parking Lot
Parking Structure
Personal Service Establishment
Pool Hall or Billiard Hall
Produce Stand/Farmers' Market
Public Safety Station
Public Utility Facility

Religious Institution
Resource Conservation Area
Restaurant with Drive-Thru Service
Restaurant with Indoor Operation
Retail Store
Satellite Dish Antenna
Signs, Commercial Free-Standing
Tavern/Bar/Pub with Indoor Operation
Temporary Construction Trailer
Theater, Small
Transportation Facility
Utility Minor
Vehicle Charging Station
Vehicle Service

6) Special Uses (*Special Uses* may be found in section 20 of this Ordinance).

Adult-Oriented Retail Establishment
Commercial Outdoor Amphitheater
Commercial Outdoor Recreation
Facility
Commercial Waterfront Facility
Gas/Service Station
Golf Driving Range
Hazardous Material Storage
Kennel, Indoor/Outdoor Operation
Manufacturing, Light
Marina
Microbrewery

Mini-Storage
Mixed Use
Outdoor Amphitheater, Public
Outdoor Storage
Preschool
Restaurant with Outdoor Operation
School, K-12
School, Post-Secondary
Tavern/Bar/Pub with Outdoor Operation
Theater, Large
Utility Facility
Wholesale Establishment

B) Transitional District (TR).

The intent of this district is to serve as a transition between residential and more intensive districts. This includes residential and commercial uses with a low noise and traffic impact which would generally be considered compatible with a residential area which may or may not have buffering requirements as documented in section 19 of this Ordinance. Uses in this district which require potable water or sanitary sewer must be connected to both municipal water and municipal sewer.

1) Minimum Lot Size.

All lots in the TR district shall be a minimum of eight thousand square feet (8,000 ft²).

2) Minimum Lot Width.

All lots in the TR district shall have a minimum lot width of sixty feet (60') at the minimum building line.

3) Building Setback and Building Height Requirements and Limitations.

Subject to the exceptions allowed in this Ordinance, each structure on a lot in this zoning district shall be set back from the boundary lines of the lot at least the distances provided in the tables set forth in this section. The building height limitation in this district is provided in the tables set forth in this section.

Table 8-4 Lot Requirements

<i>District</i>	<i>Front Setback (Right-of-Way)</i>	<i>Rear Setback</i>	<i>Side Setbacks</i>	<i>Building Height Limitation</i>
TR	25 feet	25 feet	15 feet	35 feet

Table 8-5 Other Lot Requirements

<i>District</i>	<i>Front Setback (Right-of-Way)</i>	<i>Rear Setback</i>	<i>Side Setbacks</i>	<i>Building Height Limitation</i>
TR	25 feet	25 feet	8 feet	35 feet

4) Accessory Building Setback Requirements.

All accessory buildings must comply with the lot setback requirements as set forth in section 2-F, section 6, section 15, and all other sections of this Ordinance.

5) Permitted Uses.

- | | |
|---|--|
| Antenna Co-Location on Existing Tower | Dormitory |
| Assisted Living | Dwelling, Single-Family |
| Athletic Field, Public | Garage, Private Detached |
| Bed & Breakfast | Government/Non-Profit Owned/
Operated Facilities & Services |
| Carport | Group Home |
| Club, Lodge, or Hall | Home Occupation |
| Commercial Indoor Recreational Facility | Library |
| Community Garden | Mixed Use |
| Dock | Mortuary/Funeral Home/
Crematorium |

Land Development Ordinance for the Town of Beaufort

Neighborhood Recreation Center Indoor/Outdoor, Private	Public Utility Facility
Neighborhood Recreation Center, Public	Religious Institution
Nursing Home	Resource Conservation Area
Office, Business, Professional, or Medical	Restaurant with Indoor Operation Shed
Park, Public	Signs, Commercial Free-Standing
Personal Service Establishment	Swimming Pool (Personal Use)
Public Safety Station	Temporary Construction Trailer
	Utility Minor
	Vehicle Charging Station

6) Special Uses (*Special Uses* may be found in section 20 of this Ordinance).

Accessory Dwelling Unit
Aquaculture
Financial Institution
Cemetery/Graveyard
Concealed (Stealth) Antennae &
Towers
Day Care Center
Day Care/Child Care Home
Dwelling, Duplex
Golf Course, Privately Owned
Golf Driving Range
Hotel or Motel
Kennel, Indoor/Outdoor Operation
Marina
Museum
Other Freestanding Towers
Outdoor Amphitheater, Public
Parking Lot
Preschool
Produce Stand/Farmers' Market
Retail Store
Satellite Dish Antenna
School, K-12
School, Post-Secondary
Tavern/Bar/ Pub with Indoor
Operation
Utility Facility

Kyle Garner, Planning Director
Town of Beaufort
701 Front Street
Beaufort, NC 28516

October 24, 2016

Regarding Rezoning of:

2124 Hwy. 70 Beaufort, NC (parcel # 731605195067)
2130 Hwy. 70 Beaufort, NC (parcel #731605192225)
2132 Hwy. 70 Beaufort, NC (parcel #731605192331

Mr. Garner:

I am continuing to request rezoning of the above properties from Residential R-20 to B-1 zoning at the Board of Commissioners meeting on November 14th. If B-1 zoning is not acceptable with the Commissioners, I would like for them to consider Transitional zoning.

Thank you,



Gerry Sadler
PO Box 245
Beaufort, NC 28516
252-728-6445
lsadler@ec.rr.com



AGENDA ABSTRACT

Meeting Date: November 14, 2016

Agenda Item #:

ITEMS FOR CONSIDERATION

Title: Final Plat for Sea Oaks Landing Subdivision

Summary: This site was rezoned from R-8 to RS-5 and annexed into the Town limits in 2012. The preliminary plat was approved in March 2016. As part of the Final Plat process the infrastructure can be either installed or bonded through a financial guarantee process to ensure completion of the project. In this application the applicant has chosen to request to bond the infrastructure improvements and has submitted cost estimates for the complete cost of improvements which is in the amount of \$613,462.

Action: 1. Approve the Final Plat

Supporting Documentation: Staff Report
Engineer Cost Estimate
Vicinity Map
11x17 Design Drawings of the Final Plat

Memorandum

To: Board of Commission Members
From: Kyle Garner, AICP, Town Planner
Date: October 25, 2016
Case No. 16-12 (Sea Oaks Landing – Final Plat)

THE QUESTION: Subdivide a 6.30 acre tract into 27 Single-Family Residential Lots

BACKGROUND: This site was rezoned from R-8 to RS-5 and annexed into the Town limits in 2012. The preliminary plat was approved in March 2016. In September 2016 the applicant also requested a name change of the project from Sea Oaks to Sea Grove subdivision.

Location: Lennoxville Road & Chadwick Road
Owners: Lennoxville Properties, LLC
Requested Action: Subdivide a 6.05 Acre Tract into 27 Lots
Existing Zoning: RS-5 – Residential Single-Family -5
Size: 6.30 acres
Amount of Open Space: 1.17Acres
Existing Land Use: Undeveloped

SPECIAL INFORMATION:

- As part of the Final Plat process the infrastructure can be either installed or bonded through a financial guarantee process to ensure completion of the project. In this application the applicant has chosen to request to bond the infrastructure improvement and have submitted cost estimates for the complete cost of improvements totaling \$613,462. (See Estimated cost of improvement sheet from engineer)
- As per the preliminary plat the developer will also be installing a 10' wide multi-modal path along Lennoxville Road and an 8' multi-modal path along Chadwick Road. (See Attached Plan C.1.1)

Public Utilities:

Water: Town Of Beaufort
Sanitary Sewer: Town Of Beaufort

OPTIONS:

1. Approve the Final Plat for Sea Oaks Landing.



**SEA OAKS LANDING SUBDIVISION - OPINION OF PROBABLE CONSTRUCTION COST
SITE IMPROVEMENTS**

Prepared By: Steve Rice, P.E. REVISED 10/11/2016

OWNER:

Beaufort Properties Associates, LLC
106 Leonda Drive
Beaufort, NC 28516

ENGINEER:

Rice & Associates, PLLC
182 Heathwood Drive
Clayton, NC 27527

NOTE:

The following quantities and unit prices were taken from the Contractor's bid and/or construction contract with the Owner/Developer.

CONTRACT

Description	Qty	Unit	Unit Price	Total
Mobilization	1	ls	2000	\$ 2,000
Taxes	1	ls	5200	\$ 5,200
Survey (Const Staking)	1	ls	5500	\$ 5,500
Plat & Lot Staking	27	ea	400	\$ 10,800
SUBTOTAL				\$ 23,500

EROSION CONTROL

Description	Qty	Unit	Unit Price	Total
Silt fence	2400	lf	3.5	\$ 8,400
Construction entrance	40	ton	56	\$ 2,240
Inlet protection	2	ea	200	\$ 400
Temporary seeding	4	acr	3000	\$ 12,000
SUBTOTAL				\$ 23,040

EARTH WORK

Description	Qty	Unit	Unit Price	Total
Clearing	3	acres	6000	\$ 18,000
Stripping	2135	cy	4	\$ 8,540
Remove from site	3800	cy	2	\$ 7,600
Cut & used on site	1800	cy	6	\$ 10,800
Offsite borrow-import	0	cy		
Grading	12810	sy	1	\$ 12,810
SUBTOTAL				\$ 57,750

STORM WATER COLLECTION SYSTEM

Description	Qty	Unit	Unit Price	Total
Pond excavation	3500	cy	8	\$ 28,000
Skimmer/Baffles	1	ls	3850	\$ 3,850
Overflow weir	1	ls	7000	\$ 7,000
Sheet Pile Baffles	1	ls	50400	\$ 50,400
Stone base	20	tons	42	\$ 840
Rip rap	20	tons	51	\$ 1,020
Pond plantings	1	ls	5500	\$ 5,500
15" RCP	120	lf	25	\$ 3,000
18" RCP	200	lf	30.5	\$ 6,100
24" RCP	168	lf	46	\$ 7,728
24" FES	1	ea	875	\$ 875
Storm Boxes	1	ls	1500	\$ 1,500
DI Grate and Frame	1	ea	465	\$ 465
CB Grate and frame	1	ea	325	\$ 325
SUBTOTAL				\$ 116,603

PAVING

Description	Qty	Unit	Unit Price	Total
6" CABC stone	1150	tons	35.5	\$ 40,825
Paving 2" SF9.5	2400	sy	13.75	\$ 33,000
Stripping	1	ls	1615	\$ 1,615
Signage	1	ls	1200	\$ 1,200
Curb and gutter	350	lf	19.00	\$ 6,650
Concrete Sidewalks	5050	sf	6.00	\$ 30,300
10' asphalt path	3882	sf	5.75	\$ 22,322
8' asphalt path	2720	sf	5.85	\$ 15,912
Handicap Ramps	3	ea	500	\$ 1,500
SUBTOTAL				\$ 153,324

WATER

Description	Qty	Unit	Unit Price	Total
4" C900	440	lf	7.9	\$ 3,476
8x8 Tap sleeve and valve	1	ea	3250	\$ 3,250
4" Gate Valve	3	ea	1050	\$ 3,150
2" SDR21	460	lf	6.5	\$ 2,990
8" c900	500	lf	21.5	\$ 10,750
Fire Hydrant assembly	2	ea	3650	\$ 7,300
EOL Blow Off	1	ls	2515	\$ 2,515
MJ Fittings	1	ls	5000	\$ 5,000
18" Jack and Bore	30	lf	200	\$ 6,000
Water services	27	ea	625	\$ 16,875
Replace pavement	15	ton	350	\$ 5,250
SUBTOTAL				\$ 66,556

SEWER

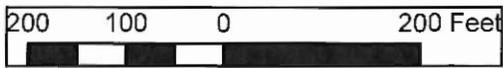
Description	Qty	Unit	Unit Price	Total
SHALLOW - 8" Sewer DIP 0-6	791	lf	48.55	\$ 38,403
ROAD - 8" Sewer DIP 0-6	475	lf	63.55	\$ 30,186
Manholes	8	ea	1462	\$ 11,696
Repair drives	2	ea	800	\$ 1,600
Patch asphalt	15	sy	85	\$ 1,275
#57 Stone	1300	lf	9	\$ 11,700
ABC Stone	60	ton	34	\$ 2,040
Piping and cleanouts-service	27	ea	700	\$ 18,900
Force main	160	lf	7	\$ 1,120
SUBTOTAL				\$ 116,920

SUMMARY

Contract	\$ 23,500
Erosion Control	\$ 23,040
Earthwork	\$ 57,750
Stormwater	\$ 116,603
Paving	\$ 153,324
Water	\$ 66,556
Sewer	\$ 116,920
TOTAL	\$ 557,693
10% WARRANTY	\$ 55,769

IMPROVEMENTS COMPLETED TO DATE

Final Plat - Sea Oaks Landing



REVISIONS	
NO. 1	REVISIONS
NO. 2	REVISIONS
NO. 3	REVISIONS
NO. 4	REVISIONS
NO. 5	REVISIONS
NO. 6	REVISIONS
NO. 7	REVISIONS
NO. 8	REVISIONS
NO. 9	REVISIONS
NO. 10	REVISIONS
NO. 11	REVISIONS
NO. 12	REVISIONS
NO. 13	REVISIONS
NO. 14	REVISIONS
NO. 15	REVISIONS
NO. 16	REVISIONS
NO. 17	REVISIONS
NO. 18	REVISIONS
NO. 19	REVISIONS
NO. 20	REVISIONS
NO. 21	REVISIONS
NO. 22	REVISIONS
NO. 23	REVISIONS
NO. 24	REVISIONS
NO. 25	REVISIONS
NO. 26	REVISIONS
NO. 27	REVISIONS
NO. 28	REVISIONS
NO. 29	REVISIONS
NO. 30	REVISIONS



RICE & ASSOCIATES
SITE CIVIL & MUNICIPAL ENGINEERING
 Rice & Associates, PLLC
 182 Heathwood Drive
 Cary, NC 27513
 Office: 919-485-2245
 Cell: 1-572-734-6688
 Web: riceandassociates.com



DEVELOPER:
BEAUFORT PROPERTIES ASSOCIATES, LLC
 1000 S. 10th Street, Suite 100
 Beaufort, NC 28520
 Phone: 252-734-6688

SITE:
 1000 S. 10th Street, Suite 100
 Beaufort, NC 28520

PROJECT:
SEA OWNS LANDING
 Linnoville Road at Chadwick Road
 Beaufort, NC 28520

DATE:
 SEPTEMBER 27, 2016

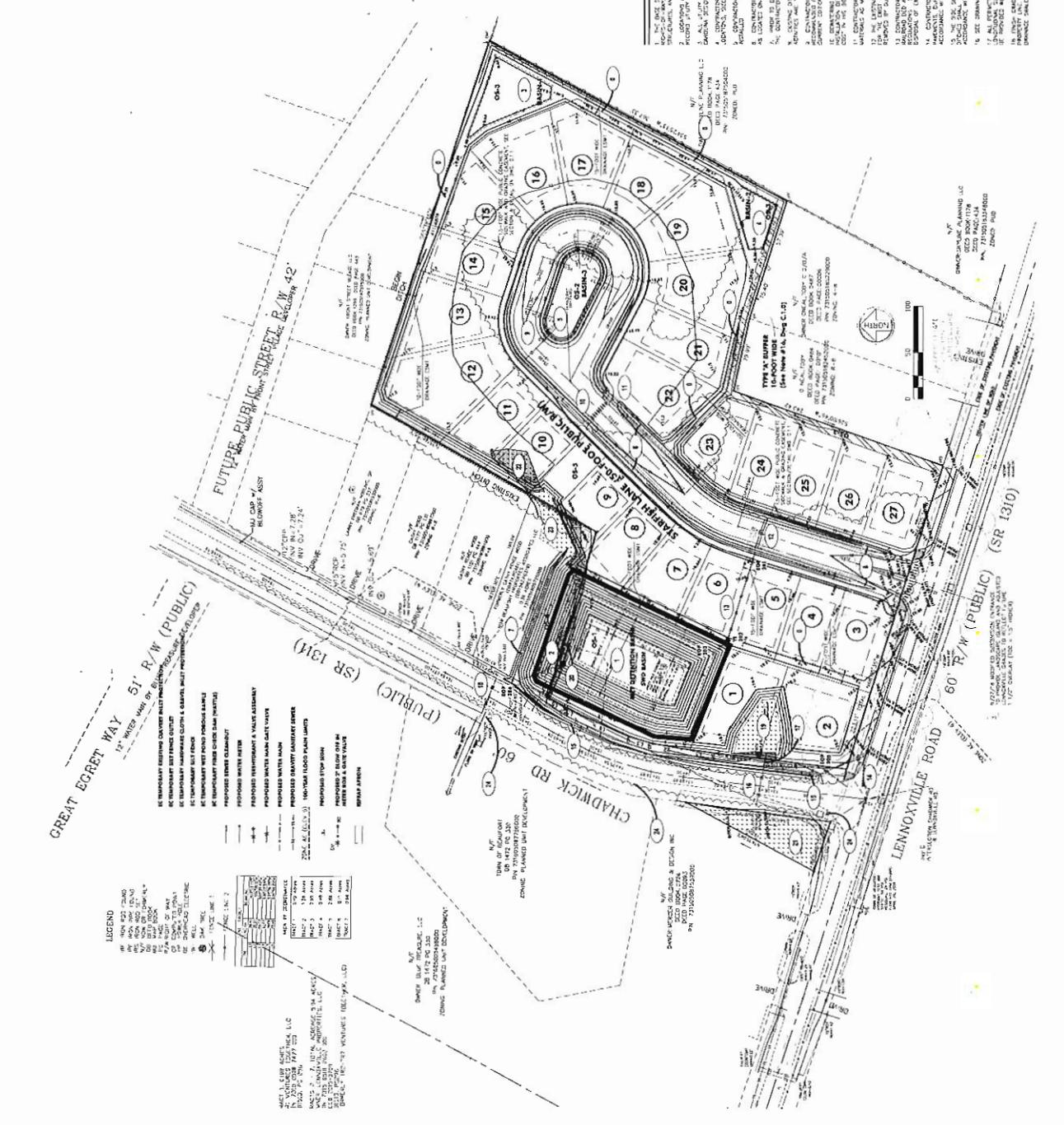
DRAWING:
C-3.0

DRAINAGE IMPROVEMENTS

1. WET DETENTION POND (BMP)
2. WET DETENTION POND OUTLET STRUCTURE & PIPING
3. DRAINAGE BASIN #1
4. DRAINAGE BASIN #2
5. DRAINAGE BASINS
6. DRAINAGE SWALE
7. RELOCATED DRAINAGE DITCH
8. DRAINAGE SWALES BOTH SIDES OF ROAD
9. CULVERT #1 - 18" INCH PVC
10. CULVERT #2 - 15" RCP
11. CULVERT #3 - 15" RCP
12. CULVERT #4 - 2' DIAMETICAL 18" INCH RCP
13. 24" INCH RCP PIPING, YARD INLET & FEES
14. CATCH BASIN AND 15" RCP OUTLET PIPE
15. MODIFY EXISTING DRAINAGE DITCH FOR LENGTH OF PROPERTY
16. EXISTING 15" ROADWAY CULVERT, REMOVE 3 LF OF UPSTREAM END OF PIPE
17. INSTALL 17 LF OF 15" RCP UNDER MULTI-PURPOSE ASPHALT PATH
18. EXISTING 15" ROADWAY CULVERT, REPLACE WITH 24" RCP
19. EXISTING WETLAND AREA L1
20. EXISTING WETLAND AREA L2
21. EXISTING WETLAND AREA L3 - DO NOT DISTURB
22. EXISTING WETLAND AREA L4
23. EXISTING WETLAND AREA L5
24. CLEAN OUT EXISTING WEST CHADWICK ROAD DITCH IN ROAD RIGHT-OF-WAY FROM THE INTERSECTION OF LINNOVILLE ROAD TO EXISTING 15" CULVERT (TO BE REPLACED PER IMPROVEMENTS LISTED ABOVE)

UTILITY & DRAINAGE NOTES

1. ALL UTILITIES SHOWN ARE BASED ON RECORD DRAWINGS AND FIELD SURVEY. THE ENGINEER HAS CONDUCTED VISUAL INSPECTIONS OF EXISTING UTILITIES AND HAS NOTED ANY DISCREPANCIES. THE ENGINEER HAS NOT CONDUCTED A UTILITY LOCATING SURVEY AND IS NOT RESPONSIBLE FOR THE ACCURACY OF THE UTILITIES SHOWN ON THIS PLAN.
2. ALL UTILITIES SHALL BE DEEPENED AND REPAIRED TO A MINIMUM OF 48" BELOW FINISHED GRADE UNLESS OTHERWISE NOTED.
3. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
4. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
5. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
6. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
7. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
8. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
9. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
10. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
11. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
12. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
13. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
14. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
15. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
16. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
17. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
18. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
19. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
20. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
21. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
22. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
23. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
24. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
25. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
26. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
27. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
28. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
29. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.
30. ALL UTILITIES SHALL BE PROTECTED BY A MINIMUM OF 18" OF CONCRETE OR 24" OF ASPHALT.



LEGEND

1/8" = 1' (AS-BUILT)	1/8" = 1' (PROPOSED)
1/4" = 1' (AS-BUILT)	1/4" = 1' (PROPOSED)
1/2" = 1' (AS-BUILT)	1/2" = 1' (PROPOSED)
3/4" = 1' (AS-BUILT)	3/4" = 1' (PROPOSED)
1" = 1' (AS-BUILT)	1" = 1' (PROPOSED)
1 1/4" = 1' (AS-BUILT)	1 1/4" = 1' (PROPOSED)
1 1/2" = 1' (AS-BUILT)	1 1/2" = 1' (PROPOSED)
1 3/4" = 1' (AS-BUILT)	1 3/4" = 1' (PROPOSED)
2" = 1' (AS-BUILT)	2" = 1' (PROPOSED)
2 1/4" = 1' (AS-BUILT)	2 1/4" = 1' (PROPOSED)
2 1/2" = 1' (AS-BUILT)	2 1/2" = 1' (PROPOSED)
2 3/4" = 1' (AS-BUILT)	2 3/4" = 1' (PROPOSED)
3" = 1' (AS-BUILT)	3" = 1' (PROPOSED)
3 1/4" = 1' (AS-BUILT)	3 1/4" = 1' (PROPOSED)
3 1/2" = 1' (AS-BUILT)	3 1/2" = 1' (PROPOSED)
3 3/4" = 1' (AS-BUILT)	3 3/4" = 1' (PROPOSED)
4" = 1' (AS-BUILT)	4" = 1' (PROPOSED)
4 1/4" = 1' (AS-BUILT)	4 1/4" = 1' (PROPOSED)
4 1/2" = 1' (AS-BUILT)	4 1/2" = 1' (PROPOSED)
4 3/4" = 1' (AS-BUILT)	4 3/4" = 1' (PROPOSED)
5" = 1' (AS-BUILT)	5" = 1' (PROPOSED)
5 1/4" = 1' (AS-BUILT)	5 1/4" = 1' (PROPOSED)
5 1/2" = 1' (AS-BUILT)	5 1/2" = 1' (PROPOSED)
5 3/4" = 1' (AS-BUILT)	5 3/4" = 1' (PROPOSED)
6" = 1' (AS-BUILT)	6" = 1' (PROPOSED)
6 1/4" = 1' (AS-BUILT)	6 1/4" = 1' (PROPOSED)
6 1/2" = 1' (AS-BUILT)	6 1/2" = 1' (PROPOSED)
6 3/4" = 1' (AS-BUILT)	6 3/4" = 1' (PROPOSED)
7" = 1' (AS-BUILT)	7" = 1' (PROPOSED)
7 1/4" = 1' (AS-BUILT)	7 1/4" = 1' (PROPOSED)
7 1/2" = 1' (AS-BUILT)	7 1/2" = 1' (PROPOSED)
7 3/4" = 1' (AS-BUILT)	7 3/4" = 1' (PROPOSED)
8" = 1' (AS-BUILT)	8" = 1' (PROPOSED)
8 1/4" = 1' (AS-BUILT)	8 1/4" = 1' (PROPOSED)
8 1/2" = 1' (AS-BUILT)	8 1/2" = 1' (PROPOSED)
8 3/4" = 1' (AS-BUILT)	8 3/4" = 1' (PROPOSED)
9" = 1' (AS-BUILT)	9" = 1' (PROPOSED)
9 1/4" = 1' (AS-BUILT)	9 1/4" = 1' (PROPOSED)
9 1/2" = 1' (AS-BUILT)	9 1/2" = 1' (PROPOSED)
9 3/4" = 1' (AS-BUILT)	9 3/4" = 1' (PROPOSED)
10" = 1' (AS-BUILT)	10" = 1' (PROPOSED)
10 1/4" = 1' (AS-BUILT)	10 1/4" = 1' (PROPOSED)
10 1/2" = 1' (AS-BUILT)	10 1/2" = 1' (PROPOSED)
10 3/4" = 1' (AS-BUILT)	10 3/4" = 1' (PROPOSED)
11" = 1' (AS-BUILT)	11" = 1' (PROPOSED)
11 1/4" = 1' (AS-BUILT)	11 1/4" = 1' (PROPOSED)
11 1/2" = 1' (AS-BUILT)	11 1/2" = 1' (PROPOSED)
11 3/4" = 1' (AS-BUILT)	11 3/4" = 1' (PROPOSED)
12" = 1' (AS-BUILT)	12" = 1' (PROPOSED)
12 1/4" = 1' (AS-BUILT)	12 1/4" = 1' (PROPOSED)
12 1/2" = 1' (AS-BUILT)	12 1/2" = 1' (PROPOSED)
12 3/4" = 1' (AS-BUILT)	12 3/4" = 1' (PROPOSED)
13" = 1' (AS-BUILT)	13" = 1' (PROPOSED)
13 1/4" = 1' (AS-BUILT)	13 1/4" = 1' (PROPOSED)
13 1/2" = 1' (AS-BUILT)	13 1/2" = 1' (PROPOSED)
13 3/4" = 1' (AS-BUILT)	13 3/4" = 1' (PROPOSED)
14" = 1' (AS-BUILT)	14" = 1' (PROPOSED)
14 1/4" = 1' (AS-BUILT)	14 1/4" = 1' (PROPOSED)
14 1/2" = 1' (AS-BUILT)	14 1/2" = 1' (PROPOSED)
14 3/4" = 1' (AS-BUILT)	14 3/4" = 1' (PROPOSED)
15" = 1' (AS-BUILT)	15" = 1' (PROPOSED)
15 1/4" = 1' (AS-BUILT)	15 1/4" = 1' (PROPOSED)
15 1/2" = 1' (AS-BUILT)	15 1/2" = 1' (PROPOSED)
15 3/4" = 1' (AS-BUILT)	15 3/4" = 1' (PROPOSED)
16" = 1' (AS-BUILT)	16" = 1' (PROPOSED)
16 1/4" = 1' (AS-BUILT)	16 1/4" = 1' (PROPOSED)
16 1/2" = 1' (AS-BUILT)	16 1/2" = 1' (PROPOSED)
16 3/4" = 1' (AS-BUILT)	16 3/4" = 1' (PROPOSED)
17" = 1' (AS-BUILT)	17" = 1' (PROPOSED)
17 1/4" = 1' (AS-BUILT)	17 1/4" = 1' (PROPOSED)
17 1/2" = 1' (AS-BUILT)	17 1/2" = 1' (PROPOSED)
17 3/4" = 1' (AS-BUILT)	17 3/4" = 1' (PROPOSED)
18" = 1' (AS-BUILT)	18" = 1' (PROPOSED)
18 1/4" = 1' (AS-BUILT)	18 1/4" = 1' (PROPOSED)
18 1/2" = 1' (AS-BUILT)	18 1/2" = 1' (PROPOSED)
18 3/4" = 1' (AS-BUILT)	18 3/4" = 1' (PROPOSED)
19" = 1' (AS-BUILT)	19" = 1' (PROPOSED)
19 1/4" = 1' (AS-BUILT)	19 1/4" = 1' (PROPOSED)
19 1/2" = 1' (AS-BUILT)	19 1/2" = 1' (PROPOSED)
19 3/4" = 1' (AS-BUILT)	19 3/4" = 1' (PROPOSED)
20" = 1' (AS-BUILT)	20" = 1' (PROPOSED)
20 1/4" = 1' (AS-BUILT)	20 1/4" = 1' (PROPOSED)
20 1/2" = 1' (AS-BUILT)	20 1/2" = 1' (PROPOSED)
20 3/4" = 1' (AS-BUILT)	20 3/4" = 1' (PROPOSED)
21" = 1' (AS-BUILT)	21" = 1' (PROPOSED)
21 1/4" = 1' (AS-BUILT)	21 1/4" = 1' (PROPOSED)
21 1/2" = 1' (AS-BUILT)	21 1/2" = 1' (PROPOSED)
21 3/4" = 1' (AS-BUILT)	21 3/4" = 1' (PROPOSED)
22" = 1' (AS-BUILT)	22" = 1' (PROPOSED)
22 1/4" = 1' (AS-BUILT)	22 1/4" = 1' (PROPOSED)
22 1/2" = 1' (AS-BUILT)	22 1/2" = 1' (PROPOSED)
22 3/4" = 1' (AS-BUILT)	22 3/4" = 1' (PROPOSED)
23" = 1' (AS-BUILT)	23" = 1' (PROPOSED)
23 1/4" = 1' (AS-BUILT)	23 1/4" = 1' (PROPOSED)
23 1/2" = 1' (AS-BUILT)	23 1/2" = 1' (PROPOSED)
23 3/4" = 1' (AS-BUILT)	23 3/4" = 1' (PROPOSED)
24" = 1' (AS-BUILT)	24" = 1' (PROPOSED)
24 1/4" = 1' (AS-BUILT)	24 1/4" = 1' (PROPOSED)
24 1/2" = 1' (AS-BUILT)	24 1/2" = 1' (PROPOSED)
24 3/4" = 1' (AS-BUILT)	24 3/4" = 1' (PROPOSED)
25" = 1' (AS-BUILT)	25" = 1' (PROPOSED)
25 1/4" = 1' (AS-BUILT)	25 1/4" = 1' (PROPOSED)
25 1/2" = 1' (AS-BUILT)	25 1/2" = 1' (PROPOSED)
25 3/4" = 1' (AS-BUILT)	25 3/4" = 1' (PROPOSED)
26" = 1' (AS-BUILT)	26" = 1' (PROPOSED)
26 1/4" = 1' (AS-BUILT)	26 1/4" = 1' (PROPOSED)
26 1/2" = 1' (AS-BUILT)	26 1/2" = 1' (PROPOSED)
26 3/4" = 1' (AS-BUILT)	26 3/4" = 1' (PROPOSED)
27" = 1' (AS-BUILT)	27" = 1' (PROPOSED)
27 1/4" = 1' (AS-BUILT)	27 1/4" = 1' (PROPOSED)
27 1/2" = 1' (AS-BUILT)	27 1/2" = 1' (PROPOSED)
27 3/4" = 1' (AS-BUILT)	27 3/4" = 1' (PROPOSED)
28" = 1' (AS-BUILT)	28" = 1' (PROPOSED)
28 1/4" = 1' (AS-BUILT)	28 1/4" = 1' (PROPOSED)
28 1/2" = 1' (AS-BUILT)	28 1/2" = 1' (PROPOSED)
28 3/4" = 1' (AS-BUILT)	28 3/4" = 1' (PROPOSED)
29" = 1' (AS-BUILT)	29" = 1' (PROPOSED)
29 1/4" = 1' (AS-BUILT)	29 1/4" = 1' (PROPOSED)
29 1/2" = 1' (AS-BUILT)	29 1/2" = 1' (PROPOSED)
29 3/4" = 1' (AS-BUILT)	29 3/4" = 1' (PROPOSED)
30" = 1' (AS-BUILT)	30" = 1' (PROPOSED)

GRADING & DRAINAGE PLAN

DESIGNED PER: [REDACTED]

MEMORANDUM

DATE: Nov. 14, 2016

TO: Mayor Richard Stanley and Members of the Town of Beaufort Board of Commissioners

FROM: Charles Burgess, Town Manager

RE: Waste Industries Contract

1. The initial term of the contract is seven years.
2. Annual cost adjustment will be based on CPI index, the same index that the townhouses in revaluing our own leases.
3. The cost per household is found in exhibit A.
4. The offer has provided for the purchase of any equipment or trucks that we want to dispose of to be purchased by them upon having a fair market assessment made up said vehicles and equipment.
5. Should we have any displaced employees, they will be offered employment opportunities with Waste Industries, subject to waste industry standards for employment.
6. The offer letter also speaks to the potential elimination of the dumpsters located in the town property area west of Queen Street. Town staff has already looked at businesses that utilize these dumpsters and roll containers can be provided at the business locations thereby providing for the elimination of the dumpsters.
7. The town evaluated a proposal from Waste Industries and other offers to eliminate the need for Town staff to pick up sidewalk trash cans in the Front Street area. This was found to be at this point in time a cost prohibitive practice. So the town will need to continue to pick up Front Street area sidewalk trash cans on a daily basis.
8. Waste Industries will be providing a 95 gallon roll container for recycling and household refuse collection to each residential unit within the town limits.
9. It is reasonable to assume an approximate 90-day startup period after execution of contract.
10. Once the Board of Commissioners finalizes action on this contract, staff will then insert the verbiage in the amended refuse ordinance section of the town code so as to reflect the collection service being offered. The code amendment would then be forthcoming to the Board of Commissioners at the next available work session for review and comment.



WASTE INDUSTRIES

www.wasteindustries.com

P.O. Drawer 1388 | Newport, NC 28570

October 3, 2016

Charles Burgess
Manager
Town of Beaufort
701 Front Street
Beaufort, North Carolina 28516

Dear Mr. Burgess,

As a follow-up to our trash and recycling service negotiation process, Waste Industries would like to reconfirm our willingness and ability to enhance our service with the following optional programs:

Waste Industries will participate with your Police Department in a “community watch” type program. We will invite members of your police department to one or more of our safety meetings to discuss situations that our drivers see in your neighborhoods that might indicate illicit activities and how to report to the Town’s staff.

Waste Industries will assist with mutually agreed upon Town sponsored local festivals. We can provide extra containers and services at no additional charge (does not include disposal or processing fees).

Waste Industries will make a donation(s) of up to \$10,000 total during the first year of agreement to a non-profit organization(s) located in the Town of Beaufort. The donation(s) will be vetted through the Waste Industries’ Full Circle Project. The Full Circle Project donates funds to local approved charities that fall into categories as voted upon by our customers. These categories include Education and Scholarships, Environmental Preservation, Homeless Assistance, Mental Health, Wounded Soldiers, Animal Rescue and others.

Waste Industries will assist Town with State of North Carolina Grant Forms to obtain Pedestrian Solar Recycle Containers. These available grants are usually published in November.

Waste Industries will give first priority in hiring Town employees affected by this transition. Their employment would follow our standard guidelines for employment including passing our drug screening tests, physical assessment, background check, etc.

Waste Industries will relinquish our displacement rights to those customers who have dumpsters on Town property if the Town wishes to take over servicing these customers with carts.

We look forward to working with you and your staff to augment your service with the above enhancements. Thank you for allowing Waste Industries the opportunity to provide these services.

Respectfully,



Norma Yanez
Government Contracts Manager

**SOLID WASTE and RECYCLE COLLECTION,
TRANSPORTATION AND DISPOSAL AGREEMENT**

This SOLID WASTE COLLECTION and RECYCLE, TRANSPORTATION AND DISPOSAL AGREEMENT (this "Agreement") is made and entered into this the _____ day of _____, 20____, by and between the Town of Beaufort, hereinafter referred to as "CUSTOMER", and Waste Industries , LLC hereinafter referred to as "CONTRACTOR"

WITNESSETH

WHEREAS, CUSTOMER is responsible for the collection and disposal of solid waste and recyclable materials of its residents; and

WHEREAS, CONTRACTOR is in the business of solid waste and recyclables collection and desires to provide such services to CUSTOMER; and

WHEREAS, CUSTOMER desires to engage CONTRACTOR to collect all residential solid waste and recyclable materials from within its boundaries in accordance with the terms of this Agreement and applicable law, including, without limitation, the ordinances of the County of Carteret and the State of North Carolina.

NOW, THEREFORE, in consideration of the foregoing, the mutual covenants and agreements set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereby agree as follows:

1. Term: This Agreement shall be binding on all parties for a period of **seven (7)** years beginning xxx, 2016 and ending xxxxx (the "Initial Term"). The Parties hereto may, by mutual consent within 90 days of the expiration date of the term, extend the term of the contract for an additional five **(5)** years.

2. Services. CUSTOMER hereby grants to CONTRACTOR the exclusive right for the collection and transportation of all residential solid waste and recyclable materials in the Town of Beaufort from the point of pickup to a solid waste disposal site or materials facility in CONTRACTOR'S discretion, which disposal site has been permitted in accordance with applicable laws, rules and regulations for disposal of solid waste (the "Services").

- a) Residential Curbside Trash Collection - Subject to Section 3 below, CONTRACTOR is to provide and service a 95 Gallon cart on a once per week basis at each residential unit. Carts must be placed at the curb no later than **7:00** a.m. on the scheduled day of collection. Carts must be placed in a manner suitable to be emptied by the automatic dumping arm of the refuse vehicle **where available/appropriate**.
- b) Residential Curbside Recycling Collection – CONTRACTOR is to provide and service a 95 Gallon cart on an every other week basis at each residential unit. Carts must be placed at the curb no later than **7:00** a.m. on the scheduled day of service. Carts must be placed in a manner suitable to be emptied by the automatic dumping arm of the refuse vehicle where **available/appropriate**.

- c) CONTRACTOR will provide special collection to elderly, injured, ill, or handicapped residents receiving MSW and Recyclable Curbside Collection that are incapable of placing containers curbside. Such residents shall be identified and approved by CUSTOMER and qualifications for such special collection shall be determined by a written doctor's note. CUSTOMER shall maintain and provide the CONTRACTOR with a list of these addresses for this special service. Such collection will be from a front or side door that is visible to the street. CONTRACTOR shall not charge any additional cost for this service but may request CUSTOMER to re-evaluate any address where evidence of abuse may exist.
- d) CONTRACTOR is not required to provide collection to any street that is not safely passable by the CONTRACTOR's equipment. CONTRACTOR shall notify the CUSTOMER of the limitations and impassability of CONTRACTOR's equipment on such streets so items for collection can be relocated and placed where practicable for collection.

3. Types of Waste; Title to Waste.

- a) Notwithstanding anything to the contrary herein, CONTRACTOR shall only be responsible for the collection, transportation and disposal of Acceptable Solid Waste, and only such Acceptable Solid Waste as is disposed of in a 95 gallon, CONTRACTOR-provided, residential roll-out cart.
- b) Recyclable Materials may include aluminum cans, newspapers, plastics (#1 and #2), such as milk jugs, water jugs, soft drink bottles, detergent bottles, paper, magazines, glass bottles and corrugated cardboard. All materials must fit inside the **CONTRACTOR provided 95** gallon cart. This list of materials may be modified as recycling capabilities and markets change.
- c) For purposes of this Agreement, "Acceptable Solid Waste" means mixed household solid waste and mixtures of household, commercial and industrial solid waste that are permitted under the governing permits and then applicable laws to be accepted at the applicable disposal facilities and that are not otherwise Unacceptable Waste.
- d) For purposes of this Agreement, "Unacceptable Solid Waste" means:
 - (i) any material which by reason of its composition characteristics or quantity is hazardous waste as defined in the Resource Conservation and Recovery Act of 1976, 42 U.S.C. 6901 et seq., and the regulations thereunder or any material which by reason of its composition or characteristics is hazardous waste, a hazardous substance or hazardous material as defined in or under any other federal, state or local law, and the applicable regulations thereunder, and any other material which any governmental agency or unit having or claiming appropriate jurisdiction shall determine from time to time to be harmful, toxic or dangerous, or otherwise ineligible for disposal at the applicable disposal facility;

(ii) explosive materials, corrosive materials, pathological waste, radioactive materials, cesspool and other human waste, human remains, motor vehicles, batteries, tires, refrigerators, gasoline tanks, gas cylinders, asbestos insulation, closed metal containers, barrels, more than an incidental amount of tires, refrigerators that have not been properly evacuated, liquid waste including chemical wastes, sewage and other highly diluted water-carried materials or substances and those in gaseous forms, special nuclear or by-product materials within the meaning of the Atomic Energy Act of 1954, as amended; and

(iii) any other material which may present a substantial endangerment to public health or safety, would cause applicable air quality or water effluent standards to be violated by the normal operation of the Transfer Station or because of its size, durability or composition cannot be managed or disposed of at the applicable disposal facility or has a reasonable possibility of otherwise adversely affecting the operation of the applicable disposal facility outside the normal usage expected for the facility.

- e) Title to waste material that does not conform to the definition of Acceptable Solid Waste shall remain with the generator and shall not be deemed to pass to CONTRACTOR at any time.

4. **Equipment:** All equipment utilized is to be reliable and presentable during the performance of this Agreement, including backup equipment. All equipment shall be maintained, by CONTRACTOR, in a safe condition throughout the Term. **CONTRACTOR will be responsible for repair/replacement for all carts due to normal wear and tear.**

5. **Schedule.** CONTRACTOR shall operate on a schedule to ensure timely service. Services will not be provided on New Year's Day, Christmas Day, Thanksgiving Day, Independence Day, or any day that the Carteret County Transfer Station is closed. In the event that CUSTOMER service days fall on a designated holiday, then an alternate day will be chosen to ensure timely service.

6. **Newly Developed and Annexed Areas:** CONTRACTOR will, within thirty (30) days of notification by the CUSTOMER, provide the Services to newly developed and annexed areas. As new homes are constructed and occupied, CONTRACTOR shall provide Services on the next scheduled day of collection following notification thereof. CONTRACTOR shall be responsible for notifying CUSTOMER of all collection locations being serviced which do not appear on the billing register. Billing will be adjusted by CONTRACTOR as promptly as practicable following the addition of new or annexed homes including, to the extent necessary, adding any prior months' billings for such new or annexed homes that have been serviced but not previously billed and including pro-rations for partial months, as appropriate.

7. **Rates; Number of Units:** Total compensation due to CONTRACTOR shall be set forth in Exhibit A incorporated by reference and made a part hereof on a per unit basis, subject to adjustment as set forth below (the "Service Fee"). Payment is due by the 10th day of the following month in which the invoice is submitted. The number of residential units for which CONTRACTOR will provide Services is estimated as of the date of this Agreement to be approximately **2400** residential carts, provided, however, that CUSTOMER will provide evidence to CONTRACTOR of the actual number of units to be serviced within thirty (30) days following the date of this Agreement by use of water meter, other utility records or actual number of carts. Thereafter, the number of units to be

serviced and billed will be reviewed and adjusted on a monthly basis to reflect the actual number of units serviced. CUSTOMER is responsible for billing its residents for services.

8. Adjustments:

a) The Service Fee will be increased annually every xxxx 1st beginning on July 1, 2017 to reflect the annual adjustment based on Table 1 of the Consumer Price Index for All Urban Consumers (CPI-U): U.S. Town Average-South.

b) The Service Fee may be adjusted more often than annually if such adjustments arise out of changes in CONTRACTOR's direct operational costs related to provision of the Services over which CONTRACTOR has no control, including by way of example, but not limitation:

1. disposal tipping fees, recycle material processing fees, other fees
2. relocation of or change in disposal or recycle processing facility
3. disposal or recycle processing facility operational or acceptance changes
4. Governmental regulations

Documentation will be provided and adjustments in Service Fees will not be unreasonably refused.

9. Representations of CONTRACTOR: CONTRACTOR currently has, and will maintain throughout the term, all permits and licenses required by law for the provision of the Services, and will provide the Services in accordance in all material respects with applicable laws. CONTRACTOR will comply with all Federal and State requirements concerning fair employment and concerning the treatment of all employees without regard or discrimination by reason of race, color, religion, sex, national origin or physical disability.

10. Point of Contact: All dealings, contacts, etc. between CONTRACTOR and CUSTOMER shall be directed by CONTRACTOR to the Town Manager or his designee. CUSTOMER will direct all interaction related to this Agreement to the General Manager or his designee.

11. Local Presence: CONTRACTOR will provide a local and/or toll free telephone number to its office for the use of CUSTOMER to communicate with CONTRACTOR if the need arises during normal business hours of 8:00 a.m. to 5:00 p.m.

12. Notification of Customer and/or Residents: CONTRACTOR will notify CUSTOMER about service inquiry procedures, regulations and days of collection prior to the date Services begin under this Agreement. In addition, excluding schedule changes listed in Section 5, as and when approved by CUSTOMER, CONTRACTOR will notify the residents with respect to any changes in service day or other similar information due to a change by the CONTRACTOR. CUSTOMER will ensure that any resident phone numbers provided by CUSTOMER to CONTRACTOR will have been provided in compliance with the Telephone Consumer Protection Act with the consent of the resident to receiving phone calls related to the Services and will indemnify and hold CONTRACTOR harmless with respect thereto.

13. Breach; Termination: If either party reasonably concludes that the other is in material breach of this Agreement, such party shall so notify the other party in writing, including a detailed description thereof. The party alleged to be in breach shall be allowed up to thirty (30) days after

notice by the other party in which to make necessary adjustments to remedy said deficiencies or to take action to remedy any deficiencies that require longer than thirty (30) days to cure. In the event the breaching party fails to correct (or take action to correct) such deficiencies within thirty (30) days after written notice of the deficiencies or breach, then the other party may terminate this Agreement. Neither party shall be liable to the other for any special, consequential or punitive damages.

14. Indemnification: CONTRACTOR agrees to indemnify and hold CUSTOMER harmless from and against any and all claims, liabilities, demands and causes of action arising out of CONTRACTOR'S negligence in performance of the Services or arising out of CONTRACTOR'S failure to comply with the provisions of this Agreement. Notwithstanding the foregoing, under no circumstances will CONTRACTOR be required to indemnify CUSTOMER with respect to any claims, liabilities, demands or causes of action arising in whole or in part out of the CUSTOMER'S negligence, willful misconduct or failure to comply with the provisions of this Agreement.

15. Force Majeure: CONTRACTOR shall not be liable for failure to perform under this Agreement if that failure arises out of causes beyond the control and without the fault or negligence of CONTRACTOR. Such causes may include but not be limited to acts of the government in its sovereign or contracted capacity, fires, floods, strikes, epidemics, quarantine restriction, freight embargoes, and unusually severe weather; but in every case the failure to perform must be beyond the reasonable control and without fault or negligence of CONTRACTOR.

16. Assignment: Neither party may assign this Agreement, or the rights hereunder, without prior written approval of the other, which approval will not be unreasonably withheld; provided, however, that CONTRACTOR may assign this Agreement to an affiliate of CONTRACTOR without the prior approval of CUSTOMER.

17. Insurance: CONTRACTOR shall be required to carry general liability insurance, workers compensation insurance and motor vehicle insurance as required by State laws as outlined below:

<u>Coverage</u>	<u>Minimum Limits of Liability</u>
Workers Compensation	Statutory
Employer Liability	\$100,000/\$500,000
General Liability	
Bodily Injury	\$500,000 each occurrence
Property Damage	\$100,000 aggregate
Automobile Liability	
Bodily Injury	\$1,000,000 each person \$1,000,000 each occurrence
Property Damage	\$1,000,000 each occurrence
Excess Umbrella Coverage	\$10,000,000 each occurrence

Certificates of insurance shall be provided to CUSTOMER by CONTRACTOR

18. Arbitration. Any controversy or claim arising out of or related to this Agreement or any transactions contemplated herein that cannot be amicably resolved, will be resolved by binding arbitration held in Raleigh, North Carolina, or any other location mutually agreeable to the parties, in accordance with the commercial arbitration rules of the American Arbitration Association. The decree or judgment of any award rendered by the arbitrator may be entered in any court having jurisdiction thereof.

19. Notice. All notices and other communications hereunder will be in writing and may be given by personal delivery, nationally recognized express courier, registered or certified mail (return receipt requested), or facsimile (receipt confirmed). Such notice will be deemed effective when received if it is given by personal delivery, nationally recognized express courier, or facsimile, and will be effective three (3) days after mailing by registered or certified mail, so long as it is actually received within five (5) days (and, if not so received within five (5) days, is effective when actually received) by the parties at the following addresses (or at such other address for a party as will be specified by like notice):

If to CONTRACTOR, to:

If to CUSTOMER, to:

Waste Industries, LLC
3301 Benson Drive, Suite 601
Raleigh, NC 27609
Attn: Franklin Lorick
Fax: (919) 325-3030

20. Entire Agreement. This Agreement constitutes the entire understanding between the parties, and cancels and supersedes all prior negotiations, understandings and agreements, oral or written, relating to the provision of the services described herein.

21. Execution in Counterparts. This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the Town of Beaufort and Waste Industries, LLC, have executed this Solid Waste Collection, Transportation and Disposal Agreement as of the date first set forth above.

The Town of _____

Waste Industries _____, LLC

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Town Finance Officer

Exhibit A

Residential Curbside Trash and Recyclables Collection - The charge for once per week residential curbside trash and every other week recycling collection to CUSTOMER from CONTRACTOR shall be:

\$ 7.30 per month per cart for Trash

\$ 2.65 per month per cart for Recycling

CUSTOMER may approve additional carts at a residential unit. Said additional carts will be provided by the CONTRACTOR and billed by the number of carts requested multiplied by the monthly rate.

Trash Service Fee does not include disposal charges. All MSW will be delivered to Carteret County Transfer Station. All actual fees charged to CUSTOMER by Transfer Station will be direct billed by CONTRACTOR to CUSTOMER.

There will be no fuel surcharges or environmental fees charged during the term of this agreement.

Based upon existing conditions of Waste Industries delivering recyclable materials to Sonoco Industries, the current charge for processing recyclable materials will be \$10 per ton. We do not foresee this changing in the next two years. However, conditions are volatile in the processor's world. If there are any changes, we will always use our volume purchasing power to negotiate the best agreements with local processors. Any changes will be mutually agreed upon but not unreasonably withheld. Waste Industries will supply documentation as a part of the process of negotiations.



TOWN OF BEAUFORT
APPLICATION FOR VOLUNTEER BOARD

Name: Josephine Ruth Mary "Jo Ruth" Cassiano
Address: 1793 Live Oak Street #117, Beaufort, NC 28516-8202
Telephone: 252-342-1926 Email: josephine.cassiano@gmail
Employer: N/A Occupation: N/A

Board, Committee, or Commission Interested In (please check all that apply):

- Planning Board Board of Adjustment Historic Preservation Commission
 Airport Authority Oceanview Cemetery Parks & Recreation
 Other: _____

NEW APPOINTMENT **REAPPOINTMENT**

Please outline or attach your qualifications (including education, employment history and any special skills) you are applying for and how you feel you would contribute to the board, committee, or commission that you are applying:

Have you ever served on a Board, Committee, or Commission in Beaufort or elsewhere?

YES NO

If yes, please state the name of the Board, Committee, or Commission:

N/A

If this is a reappointment, please list the number of meetings attended during the last 12 months: N/A.

Do you attend regular town meetings?

YES

NO

I understand this application is a public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. The form will remain on file in the office of the Town Clerk and requests for updates may be sought prior to any consideration for reappointment (or future appointment) to any board, committee, or commission.

Print Name: Jo Ruth M/Cassiano Date: 11/8/16

Signature: Jo Ruth M/Cassiano

Date received _____ Received by: _____ Date Reviewed by BOC: _____

Josephine Ruth Mary " JoRuth" Cassiano
1793 Live Oak Street # 117
Beaufort, NC 28516-8202
(252) 342-1926

To Whom It May Concern:
Re: Town of Beaufort
Application for Volunteer Board

I was born and raised in Morehead City, NC.

Education:

St. Egbert's School, Grades 1-8
West Carteret High School, graduation 1974

Employment:

I went on to own my own business for 15 years. " Executive Services" was a telephone answering service located in Morehead City. In 1985, I went to work for Duke University Marine Lab on Piver's Island in Beaufort. I sold the answering service in January ,1992.

Before I left Duke University Marine Lab, my mother was diagnosed with Alzheimer's disease. After my mother had a massive stroke, she was admitted to a nursing home in Sea Level. My father and I moved to Sea Level to be closer to her. I met some really wonderful people Down East. Sadly, I watched a lot of people die from drug and alcohol abuse. I heard a single statement all the time, "There is nothing to do!"

Our County Sheriff is trying hard to get all of the illegal drug activity out of our midst.

I am presently living in a senior living complex for folks 55 years old plus in Beaufort. I hear the same phrase , " There is nothing to do" around my neighborhood.

I am a nationally certified phlebotomist and a North Carolina Notary Public. I am definitely a people person. I love this area. I want it to be a better place to live than it already is.

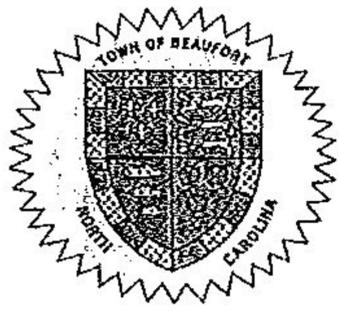
I am intrigued by your ad.

Sincerely,



Jo Ruth M. Cassiano

FAX
252 728-3982



TOWN OF BEAUFORT
APPLICATION FOR
VOLUNTEER BOARDS

Name: WOODWARD, JANET
Address: 2217 LENNOXVILLE Rd - BEAUFORT
Telephone: 252 728-1530 E-mail: WOODWARDNC@YAHTOD.COM
Employer: RETIRED Occupation: _____

Board, Committee, or Commission Interested In:

- Planning Board Board of Adjustment Historic Preservation Commission Airport Authority
 Other: PARKS & RECREATION

- New Appointment Reappointment

Please outline or attach your qualifications (including education, employment history and any special skills) you are applying for and how you feel you would contribute to the board, committee, or commission that you are applying:

I HAVE BEEN ON THE ORIGINAL PARKS & RECREATION, RECYCLING COMMITTEE, ORIG. STRATEGIC PLAN FOR GROWTH, AIRPORT AUTHORITY & HAVE SUCCESSFULLY WRITTEN GRANTS

Have you ever served on a Board, Committee, or Commission in Beaufort or elsewhere? Yes No -SEE ABOVE

If yes please state the name of the Board, Committee or Commission:

If this is a reappointment, please list the number of meetings attended during the last 12 months: _____

Do you attend regular town meetings? Regularly Occasionally Never *RECENTLY,*
+ REGULARLY IN PAST YEARS,

I understand this application is a public record and I certify that the facts contained in the application are true and correct to the best of my knowledge. This form will remain on file in the office of the Town Clerk and requests for updates may be sought prior to any consideration for reappointment (or future appointment) to any board, committee or commission.

Print Name: JANET WOODWARD Date: 11/24/14

Signature: *Janet Woodward*

Date Received: _____
Received By: _____
Date Reviewed by BOC: _____

Appointed Not Appointed

If yes, please state the name of the Board, Committee, or Commission:

~~Darts~~ ~~Rec~~ Long-term Planning

If this is a reappointment, please list the number of meetings attended during the last 12 months: _____.

Do you attend regular town meetings?

YES

NO

I understand this application is a public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. The form will remain on file in the office of the Town Clerk and requests for updates may be sought prior to any consideration for reappointment (or future appointment) to any board, committee, or commission.

Print Name: M Susan Schmidt Date: 4 August 2016

Signature: M Sus Schmidt

Date received Aug 4 Received by: JA Date Reviewed by BOC: _____

M. Susan Schmidt, PhD

1527 Ann St, Beaufort, NC USA, (252) 269-0032

susu@susanschmidt.net, susankiwi15@gmail.com; www.susanschmidt.net

Editorial Freelancers Association <<http://www.the-efa.org/dir/memberinfo.php?mid=11449>>

Developmental Editor, Author, Publisher, Workshop Leader

Susan Schmidt is an Author, Editor, and Educator with 30+ years experience as college and secondary teacher of literature, creative and technical writing; science policy and decision-making; 20 years as government editor and science analyst. She is listed among Top Ten Editors in New England (though living in NC); UMass, MIT, and Harvard recommend her to faculty and doctoral students. Worldwide she edits books; she started Kakapo Press; leads Beaufort Writing Group. Half retired, she coaches rowing and sailing, swims, practices yoga, walks her Boykin spaniel, calls contra dances, builds community gardens, clerks Quaker Meeting, and convenes Carteret Crossroads (conservation group). She just renewed her US Coast Guard Captain's license the seventh time (34 years). As naturalist and Quaker, Susan walks to witness natural diversity: Camino de Santiago, Cornwall Coast, Ireland, Wales, Scottish Highlands, Guernsey, Brittany. Owen Poetry Prize 2012; Applewhite finalist 2016. Published poem in *Literary Trails of Eastern NC* (2013). Her new books are *Song of Moving Water* (novel) and *Salt Runs in My Blood* (poetry).

Work History

Developmental Editor, Beaufort Writing Group, Beaufort, NC

January 2009 to Present

Advises authors on narrative structure; copyedits grammar and style. Edits academic/ scientific journal articles, proofreads dissertations. Edited *Constructing Ecologies* (Routledge, 2016); *Connecting the Drops* (Cornell UP, 2015); *Beach Book, Science of the Shore* (Columbia UP, 2012). Quarterly copyeditor: Harvard Business School's *Business History Review* (Cambridge UP). Edited 22 novels, including *Song of the Mokihana*, Pacific schooner novel; *Light on Water*, New Zealand Maori saga; *Lawyer for the Dog*.

University Professor and Secondary Teacher

1973 to 2009

Taught university technical and creative writing, American literature, creative nonfiction, environmental literature & philosophy, science communication, conflict resolution, environmental policy & community planning at Carteret Community College 2001–2008 & 1979–83, Hampton University 2007, Brevard College 1996–2001, Warren Wilson College 1994–95, NC School of Science & Math 1989–94, Duke University 1989–93, College of Charleston 1987–88, NC State University 1983, University of Virginia Engineering School 1979. Taught secondary literature, journalism, French, global environmental issues at SC Governor's School 1988; Philips Academy 1989 & 1969, Collegiate School in Richmond, VA, 1973–76. Fellow at NEH Environmental Imagination Institute at Vassar, National Humanities Center, NC Center for Advancement of Teaching, Duke University Environment, Natural Resources Leadership Institute.

Curriculum Designer, Grant-Writer, Fellowships

1976 to 2010

Wrote research grants and land-acquisition (for Nature Conservancy) topping \$8 million. Designed interdisciplinary curriculum for NC State University on humanities for engineering students, Duke University on environmental philosophy for adults and 9th-graders, Medical University of South Carolina on AIDS Education and on Medical Ethics for Family Doctors, Stratford Hall on environmental history, Christchurch School on interdisciplinary environmental Chesapeake studies, Brevard College and NC School of Science & Math on environmental humanities. Received scholarly grants from American Association of University Women on Southern Appalachian native plants & traditional music, National Endowment for the Humanities to design interdisciplinary environmental-humanities curriculum, National Science Foundation on interbasin water-transfer, Environmental Protection Agency on nonpoint-source-pollution runoff control, Office of Education for land-use/ water-quality workshops, Fulbright Foundation to teach English in West Germany. Writing fellowships: Cape Cod Dune Shack 2012, VA Center for Creative Arts in France 2008 & VA 2000, Vermont Studio Center for fiction workshop 2006, Environmental Writing Workshop/ Montana 2000, Bread Loaf for nonfiction workshop 1999, Hambidge Center/ Georgia 1999; NC Arts Council to research Captain John Smith and Jamestown 2002.

Contract Technical Editor & Workshop Trainer

1996 to 2008

USDA Forest Service, Southern Research Station, Asheville, NC, and Atlanta, GA

Edited scientists' articles and books, including *Southern Appalachian Assessment*; *Deerskins And Cotton, Savannah River Site before 1950*; *Ecology and Management, 50 Years on Savannah River Site*. Led workshops (grammar, style, logic, & law) training endangered-species biologists to write legally-defensible environmental-assessment documents. Led grant-writing workshops for scientists; edited annual silviculture proceedings.

Environmental Scientist/ Policy Analyst/ Editor/ Mediator

1977 to 2001

For NC Natural Resources Leadership Institute mediated between NC Forest Resources & Natural Heritage to protect natural areas and wrote recreational-management plan for 12,000-acre DuPont State Forest. Mediated for Transylvania Dispute Settlement Center, Brevard, NC. Edited Environmental Science Dictionary, Brucoli Clark. As Virginia Sea Grant Editor, VIMS, College of William & Mary, edited two monthly newsletters on commercial fishing and marine-science research. Edited *San Diego Log* (waterfront newspaper). As Environmental Scientist for NC Coastal Management, Morehead City, wrote policy reports and testified to Coastal Resources Commission on land use regulations to protect estuarine water quality, including wetland mitigation, coal ports, oil refineries; wrote grant proposal and management plan to establish NC Estuarine Research Reserve & Cape Lookout National Seashore. For Nature Conservancy, wrote Carrot Island Preserve Management Plan, Beaufort, NC; wrote acquisition grant and management plan for Ivy Creek Natural Area, Charlottesville, VA. For US Department of Interior, Washington, reviewed environmental-impact statements on dams, mediated among departments to write Secretary's letter.

Education

Conflict-Resolution Fellow, Natural Resources Leadership Institute, NC State University, 1998-2000

Bioethics, Environmental Philosophy Fellow, Duke University Divinity School, 1990-93

PhD, American Literature, University of South Carolina, 1990

MA, Environmental Sciences, University of Virginia, 1980 Watershed ecology, water quality

Botany study, Highlands (UNC), 1996, Mt. Lake (UVa) biology stations, 1976, 1990

MA, English, University of Virginia, 1972; Teaching License in English, Science, French, Reading

BA, English; French, German Connecticut College, May 1971; Oxford University, England, Honors 1969-70

Publications

Dr. Schmidt is author of *Salt Runs in My Blood* (poetry) and *Song of Moving Water* (novel) (Kakapo Press, February 2015); *Landfall Along the Chesapeake, in the Wake of Captain John Smith* (Johns Hopkins UP, 2006). She published 12 poems (*NC Literary Review*, *Southern Poetry Review*, *Literary Trails of Eastern North Carolina*, *Kakalak*, *ISLE*, *Tar River Review*, *Land Report*), 5 book chapters, 7 literary essays (*Shenandoah*, *Milkweed*), 10 journal articles, 150 magazine/ newspaper articles. She edited 32 technical books, science reports & proceedings; 24 dissertations and journal articles, 22 novels & 20 memoirs.

Selected Honors & Fellowships

2016 James Applewhite Poetry finalist/ 2 poems, *NC Literary Review* 2017

2012 Guy Owen Poetry Prize, Poem in *Literary Trails of Eastern North Carolina* (UNC Press, 2013)

VA Center for Creative Arts Fellowship SW France & VA; NC Arts Council grant

Vermont Studio Center, Bread Loaf, Robert Ruark Fiction Award, NC Writers Blumenthal Reader

Montana's Environmental Writing Program; Orion's Fire & Grit, Ossabaw Southern Nature Writers

National Endowment for Humanities 2 Fellowships, AAUW, NSF, Fulbright

Member: Editorial Freelancers Association <<http://www.the-efa.org/dir/memberinfo.php?mid=11449>>

Association for Study of Literature & Environment, National Association of Science Writers,

American Association of University Women, Association of Writing Programs, Poets & Writers

Recent Travel: Somerset, Guernsey, Brittany; Wales; Scottish Highlands; Cornwall Coastal Path; Camino de Santiago; Kenya Bird Survey; New Zealand; Ireland. Kayaked 500 miles NC/SC 1999, Alaska 1983.

Delivered sailboats to West Indies 1980s.



TOWN OF BEAUFORT

APPLICATION FOR VOLUNTEER BOARD

Name: Elizabeth DeMattia

Address: 1539 FRONT ST.

Telephone: 252.648.1133 Email: liz.demattia@gmail.com

Employer: contract work: currently doing work for Core Sound Waterfowl Museum Occupation: ecologist/educator

Board, Committee, or Commission Interested In (please check all that apply):

- Planning Board
- Board of Adjustment
- Historic Preservation Commission
- Airport Authority
- Oceanview Cemetery
- Parks & Recreation
- Other: _____

NEW APPOINTMENT REAPPOINTMENT

Please outline or attach your qualifications (including education, employment history and any special skills) you are applying for and how you feel you would contribute to the board, committee, or commission that you are applying:

I am an ecologist (BA, MEM and PhD) with over 20 years experience running and designing environmental education programs. I have a love of outdoor spaces and am passionate about getting families outside and enjoying our natural spaces. I am also an athlete (Varsity swimmer in university) and currently am a volunteer coach for youth soccer (U10 girls) and the Beaufort Bluefish swim team (Eastern Athletic Club). My combination of ecological knowledge, environmental education experience and recreation coaching in Beaufort make me a perfect candidate.

Have you ever served on a Board, Committee, or Commission in Beaufort or elsewhere?

YES NO

In Nanaimo, BC - Advisory Board on the Environment 2007 - 2009

If yes, please state the name of the Board, Committee, or Commission:

see reverse

If this is a reappointment, please list the number of meetings attended during the last 12 months: _____.

Do you attend regular town meetings?

YES

NO

I understand this application is a public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. The form will remain on file in the office of the Town Clerk and requests for updates may be sought prior to any consideration for reappointment (or future appointment) to any board, committee, or commission.

Print Name: Elizabeth DeMattia Date: Nov 10, 2016

Signature: E. DeMattia

Date received _____ Received by: _____ Date Reviewed by BOC: _____