

**MINUTES**  
**CHATHAM COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING, OCTOBER 19, 1998**

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The Board of Commissioners ("the Board") of the County of Chatham, North Carolina, met in regular session in the District Courtroom, located in Pittsboro, North Carolina, at 7:00 P.M. on October 19, 1998.

Present: Chair, Margaret Bryant Pollard; Vice Chair Betty Wilson;  
 Commissioners Uva Holland, John Grimes, and  
 Henry Dunlap; County Manager, Charlie Horne;  
 County Attorney, Robert L. Gunn; Assistant  
 County Manager, Reneé Dickson; Finance Officer,  
 Vicki McConnell; and Clerk to the Board, Sandra B. Lee

Commissioner Wilson moved, seconded by Commissioner Grimes, to reconvene for the Board of Commissioners' meeting. The motion carried five (5) to zero (0) and the meeting reconvened at 7:00 PM

**AGENDA**

- The Chairman asked if there were additions, deletions or corrections to the Agenda.

Charlie Horne, County Manager, asked that Item #4, Resolution Designating November as Firefighter Appreciation and Holiday Fire Prevention/Safety Month, be removed from the Consent Agenda and added to the Regular Agenda as Item #12A. He also asked that Item #17, Complete Count Committee and Item #18, Strategic Plan Steering Committee be deferred until a later meeting.

Commissioner Grimes moved, seconded by Commissioner Wilson, to approve the Agenda with the noted requests. The motion carried five (5) to zero (0).

**CONSENT AGENDA**

- The Chairman directed the Clerk to the Board to read the Consent Agenda. Commissioner Wilson, seconded by Commissioner Holland, to approve the items listed on the Consent Agenda as read by the Clerk.

1. **Minutes:** Consideration of approval of Board Minutes for work session held October 05, 1998

The motion carried five (5) to zero (0).

2. **Tax Releases:** Consideration of a request for approval of Tax Releases, attached hereto and by reference made a part hereof.

The motion carried five (5) to zero (0).

3. **Refunds for Solid Waste Disposal Fees and Regular Tax Bills Paid in Error:** Consideration of a request for approval of refunds for Solid Waste Disposal Fees and regular tax bills paid in error, attached hereto and by reference made a part hereof.

The motion carried five (5) to zero (0).

4. ~~**Resolution Designating November as Firefighter Appreciation and Holiday Fire Prevention/Safety Month:** Consideration of a request for approval of a **Resolution Designating November as Firefighter Appreciation and Holiday Fire Prevention/Safety Month**~~

This item was removed from the Consent Agenda.

5. **Proclamation Recognizing National Make a Difference Day in Chatham County:** Consideration of a request for approval of a **Proclamation #98-36 Recognizing National Make a Difference Day in Chatham County**, attached hereto and by reference made a part hereof.

The motion carried five (5) to zero (0).

6. **Resolution in Support of the Proposed State Bond Issues for Water, Sewer and Natural Gas:** Consideration of a request for approval of a **Resolution #98-37 in Support of the Proposed State Bond Issues for Water, Sewer and Natural Gas**, attached hereto and by reference made a part hereof.

The motion carried five (5) to zero (0).

7. **Sketch Design Approval of Olde Hardwood Estates:** Consideration of a request by Randy and Ginger Bromley for sketch design approval of Olde Hardwood Estates, consisting of 14 new lots on 80.4 acres, off SR #1700 (North Pea Ridge Road) in New Hope Township

The motion carried five (5) to zero (0).

8. **Sketch Design Approval of Bobcat Point Subdivision, Phase II:** Consideration of a request by Ricky Spoon Builders for sketch design approval of Bobcat Point Subdivision, Phase II consisting of 12 lots on 16.7 acres off SR #1559 (Emerson-Cook Road) in Hadley Township

The motion carried five (5) to zero (0).

9. **Preliminary Approval of Collins Ridge Subdivision:** Consideration of a request by Eric Schwartz for preliminary approval of Collins Ridge Subdivision, consisting of 6 lots on 32.033 acres, off SR #1539 (Crawford Dairy Road) in Baldwin Township

The motion carried five (5) to zero (0).

10. **Preliminary Approval of Falling Waters:** Consideration of a request by C. A. Keisler for preliminary approval of Falling Waters, consisting of 13 lots on 84.48 acres, off SR #1958 (River Forks Road) in Oakland Township

The motion carried five (5) to zero (0).

11. **Preliminary and Final Approval of Monthey, Phase 2:** Consideration of a request by Eric Schwartz for Anndia Properties for preliminary and final plat approval of Monthey, Phase 2, consisting of 3 subdivision lots on 29.75 acres off SR #1943 (Gum Springs Road) in Haw

River Township

The motion carried five (5) to zero (0).

12. **Final Plat Approval of Monthey:** Consideration of a request by Eric Schwartz for Anndia Properties for final plat approval of Monthey, consisting of 12 lots on 57.5 acres off SR #1943 (Gum Springs Road) in Haw River Township

The motion carried five (5) to zero (0).

**END OF CONSENT AGENDA**

**PUBLIC INPUT SESSION**

There was no one present who wished to make public comments.

**PRESENTATION OF FIREFIGHTER APPRECIATION MONTH RESOLUTION**

**Resolution Designating November as Firefighter Appreciation and Holiday Fire Prevention/Safety Month:** Consideration of a request for approval of a **Resolution #98-35 Designating November as Firefighter Appreciation and Holiday Fire Prevention/Safety Month**

Commissioner Wilson moved, seconded by Commissioner Grimes, to approve **Resolution #98-35 Designating November as Firefighter Appreciation and Holiday Fire Prevention/Safety Month**, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

The Chair read and presented the **Resolution Designating November as Firefighter Appreciation and Holiday Fire Prevention/Safety Month** to the Chatham County Fire Marshall and Fire Chiefs in attendance as follows:

North Chatham Fire Department	Chief Mark Riggsbee
Bennett Fire Department	Chief Bernard Purvis
Bonlee Fire Department	Captain Tony Tucker
Moncure Fire Department	Captain Danny Wimberly
Siler City Fire Department	Chief David McDonald
Goldston Fire Department	Chief Todd Elixson
Pittsboro Fire Department	Captain Tim Devinney

Each Commissioner expressed his/her appreciation for the service of each department and volunteer for their community service to the citizens of Chatham County.

**CP&L PRESENTATION**

**Katherine Thomas** and **Bobby Simpson**, CP&L representatives, explained that their presentation was intended to provide factual background information on their herbicide spraying program as a means of maintaining rights-of-way and to address any concerns of the citizens of the Chatham County community. They explained that the company's herbicide spraying program, intended to keep trees and vegetation from interfering with power lines, is a safe, effective program;

that CP&L is committed to providing safe, reliable, and economical electrical service to all of their customers; that at CP&L they have three primary areas of emphasis in the community: 1) environment, education, and economic development; that they are strongly committed to environmental stewardship; that providing quality electric service requires that they maintain their power line rights-of-way to keep trees and vegetation from causing power interruptions, and that they use a variety of methods to do this; that only EPA approved herbicides are used and are applied only by licensed applicators; that herbicides are applied in strict accordance with CP&L's specifications and manufacturer's label requirements; that the herbicide method, which CP&L began testing in 1989, was put into use in Chatham County in July and will not be repeated in the County for another five years; that it is sprayed only during the summer months; that customers are notified by CP&L billing inserts; that the number to call to express any concern or to request that individual properties not be sprayed is 1-888-201-2229; that they are very committed to the area and will try to better inform customers when the program is employed again in the future and will include two billing inserts next time instead of the one it mailed last summer.

**Mark Smith**, CP&L representative, showed slides and gave specifics on the background of the CP&L herbicide program.

### **PLANNING AND ZONING**

**Chatham County Zoning Ordinance:** Consideration of a proposed amendment to the Chatham County Zoning Ordinance to classify substandard lots created by government acquisition as non-conforming situations

Commissioner Grimes moved, seconded by Commissioner Wilson, to accept the Planning Department and Planning Board recommendation that the proposed amendment to the Chatham County Zoning Ordinance to classify substandard lots created by government acquisition as non-conforming situations be adopted as follows:

#### ***Add Language:***

Page 10, Section 7.2 Definitions

Non-conforming Situation – A situation that occurs when, on the effective date of this Ordinance or any amendment to it, an existing lot or structure or use of an existing lot or structure does not conform to one or more of the regulations applicable to the district in which the lot or structure is located. **A non-conforming situation may also occur due to governmental acquisition of property whether voluntary or involuntary.** Among other possibilities, a non-conforming situation may arise because a lot does not meet minimum acreage requirements, because structures do not satisfy minimum yard requirements, because the relationship between existing buildings and the land (in such matters as density and setback requirements) is not in conformity with this Ordinance, or because land or buildings are used for purposes which are not in conformance with the list of permitted uses for the district in which the property is located.

#### ***Add Language:***

Page 15, Section 9.1 Definitions

Non-conforming Situation – A situation that occurs when, on the effective date of this Ordinance or any amendment to it, an existing lot or structure or use of an existing lot or structure does not conform to one or more of the regulations applicable to the district in which the lot or structure is located. **A non-conforming situation may also occur due to governmental acquisition of property whether voluntary or involuntary.** Among other possibilities, a non-conforming situation may arise because a lot does not meet minimum acreage requirements, because structures do not satisfy minimum yard requirements, because the relationship between existing buildings and the land (in such matters as density and setback requirements) is not in conformity with this Ordinance, or because land or buildings are used for purposes which are not in conformance with the list of permitted uses for the district in which the property is located.

The motion carried five (5) to zero (0).

### **EMERGENCY OPERATIONS**

**Emergency Medical Services Council By-Laws:** Consideration of approval of revised Emergency Medical Services Council (EMS Council) By-Laws

Commissioner Wilson moved, seconded by Commissioner Holland, to approve the revised Emergency Medical Services Council By-Laws, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

**Date to Schedule Public Hearing to Name New State Maintained Roads:** Consideration of a request to set a date on which to hold a public hearing on the naming of thirteen new state maintained roads in Chatham County

Commissioner Wilson moved, seconded by Commissioner Holland, to set November 16, 1998 as the date on which to hold a public hearing on the naming of thirteen new state maintained roads in Chatham County. The motion carried five (5) to zero (0).

### **BOARDS AND COMMITTEES**

**Complete Count Committee:** Consideration of approval of appointments to the Complete Count Committee

This item was deferred until a later date.

**Strategic Plan Steering Committee:** Consideration of a request to appoint members to the Strategic Plan Steering Committee

This item was deferred until a later date.

### **BOARDS AND COMMITTEES**

**County Commissioners' Salary Study:** Consideration of a report on salaries of Commissioners within the State of North Carolina

Commissioner Grimes moved, seconded by Commissioner Wilson, to leave the Commissioner salaries as they are. The motion carried five (5) to zero (0).

**MANAGER' S REPORTS**

The County Manager reported on the following:

**Joint Meeting/Water Issues:** The joint meeting to discuss water issues with the Towns of Pittsboro, Siler City, and Goldston will be held at Celebrity Dairy on October 22, 1998.

**COMMISSIONERS' REPORTS**

There were no Commissioner reports.

**CLOSED SESSION**

Commissioner Grimes moved, seconded by Commissioner Wilson, to go out of Regular Session and convene in Closed Session for the purpose of discussing litigation. The motion carried five (5) to zero (0).

**REGULAR SESSION**

Commissioner Grimes moved, seconded by Commissioner Holland, to go out of Closed Session and reconvene in Regular Session. The motion carried five (5) to zero (0).

**ADJOURNMENT**

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Commissioner Grimes moved, seconded by Commissioner Holland, that there being no further business to come before the Board, the meeting be adjourned. The motion carried five (5) to zero (0), and the meeting was adjourned at 7:55 PM.

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Margaret Bryant Pollard, Chair

ATTEST:

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Sandra B. Lee, Clerk to the Board  
Chatham County Board of Commissioners