

MINUTES
LINCOLN COUNTY BOARD OF COMMISSIONERS
MONDAY, AUGUST 2, 2004

The Lincoln County Board of County Commissioners met in regular session on August 2, 2004 at the Citizens Center, Commissioners Room, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting at 6:30 PM.

Commissioners Present:

Jerry W. Cochrane, Chairman
Thomas R. Anderson, PE, Vice Chairman
James "Buddy" Funderburk
Larry S. Craig
Carrol D. Mitchem

Planning Board Members Present:

Dean Lutz
Terry Whitener
Louis McConnell
Darrell Harkey
Harold Howard, Jr.
Ken Hovis
John Pagel
Jerry Geymont

Others Present:

Stan B. Kiser, County Manager
Jeffrey A. Taylor, County Attorney
Amy S. Long, Clerk to the Board

Call to Order: Chairman Cochrane called the August 2, 2004 meeting of the Lincoln County Board of Commissioners to order and welcomed everyone present. He gave the Invocation and led in the Pledge of Allegiance.

Adoption of Agenda: **UPON MOTION** by Commissioner Funderburk, the Board voted unanimously to adopt the agenda as presented.

AGENDA
LINCOLN COUNTY BOARD OF COMMISSIONERS
AUGUST 2, 2004

6:30 PM	Call to Order
6:31 PM	Invocation – Chairman Jerry Cochrane

- 6:32 PM Pledge of Allegiance
1. 6:34 PM Adoption of Agenda
 2. 6:35 PM Approval of Minutes
- July 19, 2004
 3. 6:40 PM Consent Agenda
 - Tax Requests for Releases – June 16 – July 15, 2004
 - Tax Requests for Refunds – July 12 – July 25, 2004
 - Release of Letter of Credit for Salem Springs
 - Sponsored Group Status
 - South Fork Baptist Association
 - Salem Baptist Church
 - Waived fees
 - Lincolnton BPW
 4. 6:45 PM New Business/Advertised Public Hearings – Randy Hawkins

ZMA #483 East Lincoln Christian Ministry, applicant (Parcel ID# 02672) A request to rezone 4.25 acres from Transitional Residential (R-T) to Neighborhood Business (B-N). The property, owned by Rock Springs Campground, is located on the east side of Catawba Burris Road about 800 feet north of Campground Road in Catawba Springs Township.

CUP #246 Richard Perkins, applicant (Parcel ID# 32157) A request for a conditional use permit to allow a land-clearing and inert debris landfill with a disposal area of 1.68 acres to be located in the Transitional Residential (R-T) district. The 83-acre parcel is located at 1390 N. Ingleside Farm Rd. in Catawba Springs Township.

PCUR #95 Bret Conway, applicant (Parcel ID# 74120) A request to amend a conditional use permit that allows a machine shop to be operated in the General Business (B-G) district. The applicant is proposed to construct a 7,000-square-foot storage building in connection with the machine shop. The 4.3-acre parcel is located on the east side of Lee Lawing Road about 1,500 feet south of Hwy. 150 in Ironton Township.

PCUR #107 Victory Development Group Inc., applicant (Parcel ID# 56253) A request to rezone a 77-acre parcel from Residential Single-Family (R-SF) to Conditional Use Planned Residential (CU P-R) to permit the development of a major subdivision with 151 lots for single-family homes. The property is located on Webbs Road and Cindy Lane in Catawba Springs Township.

PCUR #106 Paradise Lakes LLC, applicant (Parcel ID# 56262) A request for a parallel conditional use rezoning to rezone 249 acres from Residential Single-Family (R-SF) and RL-20 Single-Family to Conditional Use Planned Residential (CU P-R) to permit the development of a major subdivision with 325 lots for single-family homes. The property borders on Blades Trail, Burton Lane, Webbs Road and Sarah Drive in Catawba Springs Township.

5. 8:15 PM Road Renaming Public Hearing for Singing Creek Court
6. 8:30 PM School Land Request – Dr. Jim Watson
7. 8:45 PM Flexible Spending Account – Audrey Setzer
8. 9:00 PM Report from Forestry Service – Liz Snyder
9. 9:10 PM NC Governor’s Highway Safety Program Resolution
10. 9:15 PM Waterline Extension Petitions – Steve Gilbert
11. 9:25 PM Door to Door Sales Ordinance
12. 9:35 PM Other Business

Adjourn

Approval of Minutes – July 19, 2004: Chairman Cochrane presented the minutes of the July 19, 2004 meeting.

UPON MOTION by Commissioner Anderson, the Board voted unanimously to approve the minutes with modifications.

Consent Agenda: **UPON MOTION** by Commissioner Mitchem, the Board voted unanimously to approve the Consent Agenda.

LINCOLN COUNTY TAX DEPARTMENT
MOTOR VEHICLES

REQUEST FOR REFUNDS

PERIOD COVERED (July 12, 2004-July 25, 2004)

G.S.#105-381(B) ALL REFUNDS MORE THAN \$100.00
(and) #105-325 including (A) (6)

NAME	YEAR	DIST	A/C#	AMOUNT
Majure, Miles McKenzie	2003/2004	DLFD/ELSD	20110	175.98
Tucker Commercial Leasing	2004	DFD	0173387	351.81

TOTAL \$527.79

Release of Letter of Credit for Salem Springs

Sponsored Group Status

- South Fork Baptist Association
- Salem Baptist Church

Waived fees

- Lincolnton BPW

New Business: Advertised Public Hearings: Chairman Cochrane announced that this was the date, Monday, August 2, 2004 and the time, which was advertised in the *Lincoln Times-News* on Friday, July 23 - 30, 2004.

NOTICE OF PUBLIC HEARINGS

The Lincoln County Board of Commissioners and Planning Board will hold a joint meeting and public hearings on Monday, August 2, 2004, at 6:30 p.m. to consider the following zoning matters:

ZMA #483 East Lincoln Christian Ministry, applicant (Parcel ID# 02672) A request to rezone 4.25 acres from Transitional Residential (R-T) to Neighborhood Business (B-N). The property, owned by Rock Springs Campground, is located on the east side of Catawba Burris Road about 800 feet north of Campground Road in Catawba Springs Township.

CUP #246 Richard Perkins, applicant (Parcel ID# 32157) A request for a conditional use permit to allow a land-clearing and inert debris landfill with a disposal area of 1.68 acres to be located in the Transitional Residential (R-T) district. The 83-acre parcel is located at 1390 N. Ingleside Farm Rd. in Catawba Springs Township.

PCUR #95A Bret Conway, applicant (Parcel ID# 74120) A request to amend a conditional use permit that allows a machine shop to be operated in the General Business (B-G) district. The applicant is proposed to construct a 7,000-square-foot storage building in connection with the machine shop. The 4.3-acre parcel is located on the east side of Lee Lawing Road about 1,500 feet south of Hwy. 150 in Ironton Township.

PCUR #107 Victory Development Group Inc., applicant (Parcel ID# 56253) A request to rezone a 77-acre parcel from Residential Single-Family (R-SF) to Conditional Use Planned Residential (CU P-R) to permit the development of a major subdivision with 151 lots for single-family homes. The property is located on Webbs Road and Cindy Lane in Catawba Springs Township.

PCUR #106 Paradise Lakes LLC, applicant (Parcel ID# 56262) A request for a parallel conditional use rezoning to rezone 249 acres from Residential Single-Family (R-SF) and RL-20 Single-Family to Conditional Use Planned Residential (CU P-R) to permit the development of a major subdivision with 325 lots for single-family homes. The property borders on Blades Trail, Burton Lane, Webbs Road and Sarah Drive in Catawba Springs Township.

The public is invited to attend this meeting, which will be held in the Commissioners Room on the third floor of the James W. Warren Citizens Center, 115 W. Main Street, Lincolnton, N.C. For more information, contact the Department of Building and Land Development at (704) 736-8440.

2T: July 23, July 30, 2004

Zoning Map Amendment No. 483 – East Lincoln Christian Ministry, applicant:

Randy Hawkins presented the following information concerning Zoning Map Amendment No. 483 – East Lincoln Christian Ministry, applicant.

The applicant is requesting the rezoning of 4.25 acres from Transitional Residential (R-T) to Neighborhood Business (B-N). The property is part of a 37-acre tract of land owned by Rock Springs Campground, which has authorized the rezoning request. Offices are among the permitted uses in the Neighborhood Business district.

The property is located on the east side of Catawba Burris Road about 800 feet north of Campground Road in Catawba Springs Township. It is adjoined by property zoned Transitional Residential and Residential Single-Family (R-SF). Property zoned General Business (B-G) lies about 400 feet to the southeast. County water and sewer are available in this area.

The Christian Ministry building will relocate to this site.

Chairman Cochrane opened the public hearing concerning Zoning Map Amendment No. 483 – East Lincoln Christian Ministry, applicant.

Ann Michael stated that parking at the Campground is a horrible problem already and this would make it worse.

Richard Webb stated that his property is adjacent to this site and this rezoning will adversely affect his property values. He stated that Christian Ministries is a good cause, but he is against it moving next door to him.

Gary Murdock, President of East Lincoln Christian Ministries, stated that he looked at parking for the Campground Saturday night and there were not that many cars parked in this area. He stated that there will be a gravel and paved lot that will be available for campground parking. There will be an attractive building and a buffer along the property line. It will be a pleasant building that will enhance the property. He stated that Christian Ministries looked at property beside of the church on Campground Road, but the campground was not in favor of that site. There will be a building that is 80' x 225'. The building will be open Tuesday, Wednesday, Thursday, and Saturday from 9 – 12.

Hal Schronce spoke concerning the Planning Board member terminated.

John Sigmon stated that he owns land adjoining the campground. He stated that he supports Christian Ministries, but the location for this building is not good. Mr. Sigmon stated that he would have to look at this building from his front porch.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

Conditional Use Permit No. 246 – Richard Perkins, applicant: Having been sworn by the Clerk, the following individuals presented information concerning Conditional Use Permit No. 246 – Richard Perkins, applicant.

Randy Hawkins, Zoning Administrator, presented the following information concerning Conditional Use Permit No. 246 – Richard Perkins, applicant.

The applicant is requesting a Conditional Use Permit to allow a land-clearing and inert debris landfill with a disposal area of 1.68 acres (Gullies 1 and 3 as shown on site maps) to be located in the Transitional Residential (R-T) district. A land-clearing and inert debris landfill is for the disposal of stumps, trees, limbs, brush, concrete, brick, concrete block, uncontaminated soil, rock and gravel.

The 83-acre parcel is located at 1390 N. Ingleside Farm Rd. in Catawba Springs Township. It is surrounded by property zoned Transitional Residential.

Chairman Cochrane opened the public hearing concerning Conditional Use Permit No. 246 – Richard Perkins, applicant.

Randy Hawkins stated that he received a complaint about material being dumped on the site. After inspecting the site, it was found that only land clearing and inert debris, not construction materials, was being dumped. Mr. Hawkins stated that Mr. Perkins will do the monitoring for the site. There is a cable barricade up when Mr. Perkins is not there to monitor the site. The landfill has been in operation for 6 – 8 weeks.

Jerry Geymont stated that it will show on the deed to the property that a landfill has been on the site.

Randy Hawkins stated that this landfill will be a flat closure and will be monitored every three months or whenever someone is in the area.

Scott Knox stated that he is a representative of Verdict Ridge Development and Homeowner's Association. He stated that he realizes these landfills can be beneficial. He has no problems with this if the gentleman just wants to fill a gulley in, but if he is doing it for a profit, he would not support it. He presented pictures from Mr. Dellinger's property, which is close to Verdict Ridge. He stated that they try to be good neighbors and have no problem with the landfill if the applicant does what he is supposed to do.

Brian Perkins spoke on behalf of Richard Perkins. He stated that they are not looking to make a profit only wanting to fill in a gulley, sew and plant it. He stated that the land will never be sold, it has been in the Perkins family for years. It will also help take care of erosion problems. It will take a 3 – 5 year timeframe to fill these gullies in.

Michael Good stated that an Environmental Impact Study should be done to see about filling in the gullies. He stated that Hybarger did not fill in the gullies properly.

Tom Haley stated that he lives at Verdict Ridge. He asked how the county will know when the landfill is full. He also asked if it will be grade level and how it will be monitored. He commented on the current landfill, which is up the road from Verdict Ridge. Mr. Haley spoke concerning safety with big trucks on these roads.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

Parallel Conditional Use Rezoning No. 95 – Bret Conway, applicant: Having been sworn by the Clerk, the following individuals presented information concerning Parallel Conditional Use Rezoning No. 95 – Bret Conway, applicant.

Randy Hawkins, Zoning Administrator, presented the following information.

The applicant is requesting to amend a conditional use permit that allows a machine shop to be operated in the General Business (B-G) district. He is proposing to construct a 7,000-square-foot storage building in connection with the shop. This property was rezoned to Conditional Use General Business in August 2003 to accommodate a machine shop.

The 4.3-acre parcel is located on the east side of Lee Lawing Road about 1,500 feet south of Hwy. 150. It is adjoined by property zoned Residential Suburban (R-S) and Residential Single-Family (R-SF). Property zoned Neighborhood Business (B-N) lies across the road just to the north. The applicant's home is located on an adjacent lot.

Chairman Cochrane opened the public hearing concerning Parallel Conditional Use Rezoning No. 95 – Bret Conway, applicant.

Bret Conway, applicant, presented photos of his property and the building he would like to put on the property. He stated that the buildings will not be visible from the road.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

Parallel Conditional Use Rezoning No. 107 – Victory Development Group, Inc., applicant: Having been sworn by the Clerk, the following individuals presented information concerning Parallel Conditional Use Permit No. 107 – Victory Development Group, Inc., applicant.

Randy Hawkins, Zoning Administrator, presented the following information.

The applicant is requesting a parallel conditional use rezoning to rezone 77 acres from Residential Single-Family (R-SF) to Conditional Use Planned Residential (CU P-R) to permit the development of a major subdivision with 151 lots for single-family homes.

The property is located on Webbs Road and Cindy Lane in Catawba Springs Township. It is adjoined by property zoned Residential Single-Family and by Lake Norman. The county's water treatment plant is located on an adjacent tract to the east of this property.

To the west, a 50-lot subdivision is under development. To the south is the site of the proposed Paradise Lakes development.

The applicant is proposing to max out density on the development. There is a good bit of property in the Duke Power right of way.

Chairman Cochrane opened the public hearing concerning Parallel Conditional Use Rezoning No. 107 – Victory Development, applicant.

Greg Duncan, applicant, stated that the development will have 16.2 acres of common space, which is twice what is required. The Duke Power right of way's can be used for back yards or common areas. He is proposing 2 houses per acre. Ryan Homes will be the builder for the subdivision. They are also the builder for Smithstone. There will be no curb, gutter, sidewalks, or storm drains. There will not be mass grading, only the roads will be cut. There will be three phases in the subdivision and Civiltech Engineering will monitor the subdivision as it is being developed. They would like to maintain buffers. Mr. Duncan stated that he moved the entrance to match Paradise Lakes in case future road improvements are needed. Mr. Duncan stated that a benefit to current residents is connectivity for the roads for emergency situations. Water and sewer will also be run to the development.

Fred Gore, Engineer for the project, explained that a raingarden is a bio-retention area to keep sediment out of the lake. He stated that as engineer, they are responsible for the plan submitted.

Don Spence with Kublins Transportation Group, stated that he has not received comments from NCDOT for this subdivision. He presented his findings concerning traffic to the Board.

Tim Sellers, 4120 Cindy Lane, spoke on behalf of Tree Farm Road and Cindy Lane residents. Mr. Sellers presented notebooks with information concerning the findings of fact. The first finding is about endangering public health and safety. The county's water intake is right around the corner from this project. He stated that the intensity of the development will increase the threat of runoff and seepage contamination. He presented a Duke Power shoreline management map. He stated that Eastwind Cove will substantially injure the value of adjoining property. He spoke concerning the density of the development and stated that lot cramming is not necessary. Mr. Sellers stated that he spoke with Phyllis Tallent, with Lincoln County Schools, concerning the \$37,000 school contribution. The contribution will only buy one mobile classroom at one school. Mr. Sellers voiced concerns with the buffers that will separate the subdivision from the exiting neighborhood. Mr. Sellers stated that the burden of proof is on the applicant and he is urging the Planning Board to not recommend approval and the Board of Commissioners to deny the request.

Spurgeon Mackie stated that he knows property has to be developed in Lincoln County, but as presented this development is unacceptable. He stated that the developers should be sent back to do their homework and come up with a plan that benefits all residents.

He stated that the plan calls for 60 boat slips, 30 of which are within 50 yards of the water intake.

Cynthia Jones, Lincoln County homeowner and Lakekeeper, asked that the Board not allow any rezoning around the immediate area of the water intake until there are strong soil erosion controls in place. She presented a list of subdivisions and lots that are proposed or are in place. She encouraged the Board to approve a good stormwater runoff ordinance.

Gail Lineberger stated that she owns the last lot on Tree Farm Road. She stated that there will be 30 boatslips in their cove with this subdivision. She stated that the soccer field will be right beside her house and she is not looking forward to that. Ms. Lineberger stated that she feels this will decrease her property value due to them putting the boatslips, parking, and soccer fields near their homes on Tree Farm.

Peter Browne spoke concerning the riparian buffer, 50' of protected vegetation joining the shore. He urged the Commissioners to make the enforcement of this buffer zone a condition of approval of all subdivisions.

Michael Good stated that he lives on Dellinger Road and this development will be an eyesore. He stated that houses 4 feet apart do not fit in with the neighborhood. Mr. Good spoke concerning 60 boats with 60 engines on the lake near the water intake. He recommended turning down the subdivision.

Greg Duncan stated that Ryan Homes does not intend to build the houses four or eight feet apart. He stated that the boat slips on Tree Farm Lane will probably be removed. The Water Treatment Plant Operator will oppose them. He stated that the soccer field could probably be moved.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

Chairman Cochrane called for a brief recess.
Chairman Cochrane called the meeting back to order.

Parallel Conditional Use Rezoning No. 106 – Paradise Lakes LLC, applicant:
Having been sworn by the Clerk, the following individuals presented information concerning Parallel Conditional Use Rezoning No. 106 – Paradise Lakes, LLC, applicant.

Randy Hawkins, Zoning Administrator, presented the following information concerning Parallel Conditional Use Rezoning No. 106 – Paradise Lakes, LLC, applicant.

At the July 9 Commissioner's meeting, the Board voted to table this case until more information could be provided concerning the effects of a breach of the proposed dams. The applicant has some information ready to present at this time.

Chairman Cochrane opened the public hearing concerning Parallel Conditional Use Rezoning No. 106 – Paradise Lakes, LLC, applicant.

Bob McLeod, developer for the project, stated that in talking to DEHNR, since dam revisions went into effect in the 1970's, they have not had a dam failure. The breach analysis was done on both dams on a sunny day breach and a 100-year flood breach. He stated that based on 0 elevation on Blades Trail, worst case scenario in a 100-year flood, there would be 3.7 feet of water coming over Blades Trail. The nearest houses are at 6 feet over that high water elevation. He stated that the water would then be dissipated into the cove.

Mansour Edlin stated that this breach is based on state criteria. He stated that they could put a culvert as a fail-safe.

Susan Spake spoke concerning the need for flood inundation maps and a warning device to alert residents of a breach.

Ann Michael presented an illustrative site plan for the area below the dams. She spoke concerning the need for the inundation maps.

Jack Crutchfield stated that he owns 1 of the 3 lots that would be affected in the case of a breach. He stated that according to the information presented, he would be 8 – 9 feet to the good in the case of a breach.

Joe Frank stated that a flood inundation study is vital. He stated that this is a subdivision that is set up to fail. It has no proposed amenities. Mr. Frank asked the Board to approve the subdivisions, but leave out the lakes.

Michael Good stated that a 3.7' wave will take out a house or cause significant damage to homes.

Commissioner Mitchem suggested that Mr. McLeod take this subdivision back and remove the lakes from the plans.

Dick McMahan stated that the cove the water would flow into is narrow-mouthed and would back up or take everything in it's path out.

Bill Andrews stated that if culverts are put in, they will fill up with debris in a storm and not work properly.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

Jeff Taylor, County Attorney, stated that the Board has several options regarding this subdivision, which are approve, deny, make modifications, allow the applicant to withdraw or suggest alternatives.

Commissioner Anderson stated that the Board has struggled with this for a long time. He commented that he does not see how the Board could find fact one in the findings of fact in the affirmative without seeing flood inundation maps.

UPON MOTION by Commissioner Mitchem, the Board voted unanimously to defer Parallel Conditional Use Permit No. 106 – Paradise Lakes, LLC, applicant, for 30 days giving the applicant a chance to reconsider and bring it back with a different set of plans.

Road Renaming Public Hearing for Singing Creek Court: Chairman Cochran opened the Public Hearing concerning the renaming of Singing Creek Court to Huncoat Hollow Lane.

Being no one wishing to speak, Chairman Cochran declared the Public Hearing closed.

UPON MOTION by Commissioner Funderburk, the Board voted unanimously to approve the renaming request.

School Land Request – Dr. Jim Watson: George Dellinger, School Board Member and Chairman of Building and Site Committee, asked the Board to purchase land for a new middle school. The tract is 57 acres and is at the intersection of Startown Road and Waters Road. He recommended this site for a new middle school.

Dr. Jim Watson stated that the site is comprised of 57 acres, with a total cost of \$456,000. He thanked the Board for allowing county staff, including Kelly Atkins and Steve Gilbert, to review potential school sites. He stated that they have contacted the City of Lincolnton to see about the possibility of hooking onto water and sewer.

UPON MOTION by Commissioner Craig, the Board voted unanimously to authorize the School Board to purchase this property.

Flexible Spending Account: Audrey Setzer and Cristy Gupton presented information concerning the addition of flexible spending accounts as an additional benefit to County employees. Ms. Setzer presented the advantages and disadvantages of this plan.

Since employee interest in this program was unknown, the Board by consensus asked Ms. Setzer and Ms. Gupton to hold workshops to educate employees and to survey interest.

Report from Forestry Service – Liz Snyder: Liz Snyder gave a report from the Forestry Service for the 2003 – 2004 fiscal year.

NC Governor’s Highway Safety Program Resolution: **UPON MOTION** by Anderson, the Board voted unanimously to approve the Resolution.

NORTH CAROLINA GOVERNOR’S HIGHWAY SAFETY PROGRAM LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the Lincoln County Sheriff’s Office (herein called the “Agency”) has completed an application contract for traffic safety funding; and that the Lincoln County Board of Commissioners (herein called the “Governing Body”) has thoroughly

considered the problem identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE LINCOLN COUNTY BOARD OF COMMISSIONERS IN OPEN MEETING ASSEMBLED IN THE CITY OF LINCOLNTON, NORTH CAROLINA, THIS 2ND DAY OF AUGUST, 2004, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governign Body and the general public; and
2. That Barbara Pickens, Sheriff is authorized to file, on behalf of the Governing Body, an application contract in the form prescribed b the Governor's Highway Safety Program for federal funding in the amount of \$43,819.00 to be made to the Governing Body to assist in defraying the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$45,569.00 as required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other appropriate persons to furnish such information, data, documents and reports as required by the contract, if approved, or as may be required by the Governor's Highway Safety Program; and
5. That certified copies of this resolution be included as part of the contract referenced above; and
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by Chairman Jerry Cochrane.

Waterline Extension Petitions – Steve Gilbert: Steve Gilbert presented the following information concerning Waterline Extensions.

Workshops were held a few months ago to discuss potential waterline extensions. Those attending the workshop and those who had expressed an interest in having county water were sent official petitions. The Expansion Policy states:

“The feasibility of a project shall be determined by the Board of Commissioners, based on the results of the payback analysis and/or the construction costs of the necessary improvements. A feasible project shall have a payback period less than 10 years, or revenues generated from tap fees that total at least 50 percent of the cost of construction. Petitioners shall have the option to pay additional funds to the County in order for the project to be able to meet the payback period of 10 years. Such additional funds will be designated for the specific project in question and

shall be applied toward the overall cost of construction when calculating the payback period.”

Mr. Gilbert asked the Board’s permission to begin moving forward with the two projects that meet the Tap Fee Criteria, Morris Lane and Cloudburst Circle.

UPON MOTION by Commissioner Anderson, the Board voted unanimously to allow Public Works to proceed with Cloudburst Circle and Morris Lane.

Other Business: Leon Harmon asked the Board to approve up-fronting the funds to the schools for the purchase of the land.

UPON MOTION by Commissioner Craig, the Board voted unanimously to approve the purchase of the land, with the price stated in the option, and agree to front the money from the General Fund, subject to reimbursement per the reimbursement resolution.

Commissioner Mitchem stated that on Thursday morning, he went on a boat trip concerning water quality on Lake Norman. He asked for the consensus of the Board to ask Stan Kiser to meet with the County Inspection’s Department, Zoning, Environmental Health, and Soil and Water to see if the County can have an in-house program for protecting the shoreline of Lake Norman. He asked that a Ordinance be drawn up for Lincoln County’s shoreline property on Lake Norman to make sure the buffer zone is protected and make the fines strict.

Commissioner Craig stated that he would like this information added to the Subdivision Ordinance.

Chairman Cochrane asked Commissioner Mitchem to look into this and bring it back to the Board at the next meeting.

Chairman Cochrane asked the Board to designate a voting delegate to the NCACC meeting

UPON MOTION by Commissioner Anderson, the Board voted unanimously to appoint Chairman Cochrane as the voting member.

Adjourn: **UPON MOTION** by Commissioner Funderburk, the Board voted unanimously to adjourn the meeting.

Amy S. Long, Clerk to the Board

Jerry W. Cochrane, Chairman