

October 7, 2002

The Randolph County Board of Commissioners met in regular session at 4:00 p.m. in the Commissioners Meeting Room, County Office Building, 725 McDowell Road, Asheboro, NC. Commissioners Kemp, Davis, Mason, Holmes, and Frye were present. Rev. David Roudabush, Quaker Heights Friends Meeting, gave the invocation, and everyone recited the Pledge of Allegiance.

### Consent Agenda

Chairman Kemp stated that the following 2 names from the Franklinville Fire District needed to be added to the consent agenda for appointment to the Firemen's Relief Fund Board of Trustees: Arnold Allred and Tim Walker.

*On motion of Mason, seconded by Davis, the Board voted unanimously to approve the consent agenda as amended:*

- *Approve Minutes of September 3*
  - *Appoint Patrick O'Hara (Non-Profit Slot) to the Juvenile Crime Prevention Council (Term Expires 7/04)*
  - *Appoint the following to the Firemen's Relief Fund Boards of Trustees: Coleridge – Amos Needham, J. C. Loflin, Jr.; East Side – Jimmy Pell, Donald Clapp; Farmer – Roger King, Gene Crawford; Franklinville – Arnold Allred, Tim Walker; Guil-Rand – Tony Turner, Mike Bradshaw; Level Cross – Wade Barracato, Kenneth Adams; Northeast (Liberty) – Larry Williams, William Flowe, Jr.; Seagrove – Darrell Voncanon, Jack McKenzie; Sophia – Donald Allred, Edwin Beeson Southwest (New Hope) – Troy Powell, Wiley Hurley; Tabernacle – Darrell Owenby, Jesse Wilson; Tiger Country (Randleman) – Cletus Lilly, Tony Lowe; Ulah – Alvin Dorsett, Ted Scott; Westside – Brian Hedgpeth, Mark Jordan*
  - *Reappoint Ron Fay and Mary Joan Pugh to the Tourism Development Authority (3-Year Terms)*
  - *Reappoint Frank Willis, Jane Leonard, and Alice Dawson to the Randolph County Public Facilities Corporation (1-Year Terms)*
  - *Adopt D.O.T. Resolution Abandoning Portions of Walker Mill Road, as follows:*
    - WHEREAS, the Department of Transportation, for purposes of abandonment due to a request by the Piedmont Triad Regional Water Authority, has investigated the following two sections of Walker Mill Road:*
      - 1. From its intersection with Stanton Farm Road in a northerly direction for approximately 490 feet where it terminates with the Piedmont Triad Regional Water Authority property (Randleman Lake buffer), and*
      - 2. From the Piedmont Triad Regional Water Authority property which adjoins Max Hooker property in a northerly direction approximately 305 feet to the intersection of George Stanton's existing driveway; and*
    - WHEREAS, it has been determined that these portions of Walker Mill Road should be abandoned from the Division of Highways' Secondary Road System due to the construction of the new Randleman Lake.*
    - NOW, THEREFORE, BE IT RESOLVED by the Randolph County Board of Commissioners that the two sections of Walker Mill Road in Randolph County as described above be abandoned from the Division of Highways' Secondary Road System.*
  - *Adopt D.O.T. Resolutions Adding Stanton Farm Road and a .04 Mile Extension of SR 1665 (Albertson Road) to the State System of Roads, as follows:*
    - WHEREAS, the Department of Transportation has investigated Stanton Farm Road (0.80 mi.) from the centerline of SR1938 to centerline of SR1936; and*
    - WHEREAS, the subject street has been found to meet minimum requirements for addition.*
    - NOW, THEREFORE, BE IT RESOLVED by the Randolph County Board of Commissioners that Stanton Farm Road (0.80 mi.) from the centerline of SR1938 to centerline of SR1936 be added to the Division of Highways' Secondary Road System.*
- and*
- WHEREAS, the Department of Transportation has investigated a 0.04 mile extension to SR 1665 (Albertson Road); and*
  - WHEREAS, the subject street has been found to meet minimum requirements for addition.*

**NOW, THEREFORE, BE IT RESOLVED** by the Randolph County Board of Commissioners that a 0.04 mile extension to SR 1665 (Albertson Road) be added to the Division of Highways' Secondary Road System.

- Adopt Proclamation for October 7-11 as 4H Week, as follows:

**WHEREAS**, the youth of any community are its greatest natural resource; and

**WHEREAS**, social problems concern our nation; and

**WHEREAS**, connecting youth and adults to work together through volunteer service can bridge the differences that separate people and help solve social problems; and

**WHEREAS**, we, the American people, have a tradition of philanthropy and volunteerism; and

**WHEREAS**, more than 6.8 million youth touch and enhance the lives of others during National 4-H Week and throughout the year by doing good, by giving where there is a need, rebuilding what had been torn down, teaching where there was a desire to learn and inspiring those who had lost hope; and

**WHEREAS**, 4-H youth, volunteers, and Cooperative Extension Staff have joined to promote a week of national, collaborated volunteer community service; and

**WHEREAS**, 4-H has been helping youth and adults learn, grow, and work together for a hundred years; and

**WHEREAS**, volunteer community service is an investment in the future we all must share.

**NOW, THEREFORE**, the Randolph County Board of Commissioners does hereby proclaim October 6-12, 2002

#### **4-H Week in Randolph County**

and urge the people of this community to take advantage of the opportunity to become more aware of this special program which gives all youth a chance to learn valuable life skills which help them become competent, contributing members of Randolph County.

### **Resolution Levying the Third One-half Cent (1/24) Local Government Sales & Use Tax**

On motion of Holmes, seconded by Frye, the Board voted unanimously to adopt the following resolution:

**WHEREAS**, the General Assembly has authorized the Randolph County Board of Commissioners to levy a one-half percent (1/2%) local sales and use tax by enacting N.C.G.S. 105-517(b) in Section 34.14(a) of Session Law 2001-424, as amended by S.L. 2002-123, "An Act to Accelerate the Additional One-half Cent (1/2¢) Local Option Sales and Use Tax and to Make Conforming and Technical Changes;" and

**WHEREAS**, the Randolph County Board of Commissioners gave proper public notice of the Board's intent to consider this resolution, as required by Section 10 of S.L. 2002-123; and

**WHEREAS**, Randolph County has lost \$4,455,838 in funds made available by the State of North Carolina to replace revenue lost because of legislative action: (1) to repeal sales taxes imposed on purchases made with Food Stamps; (2) to repeal property taxes imposed on inventories held by manufacturers, retailers and wholesalers; (3) to repeal taxes on intangible personal property; and (4) to reduce taxes levied on residential property owned by low-income elderly taxpayers; and

**WHEREAS**, the Randolph County Board of Commissioners hereby finds that, particularly in light of the circumstances cited herein, the levy of "The Third One-Half Cent (1/2¢) Local Government Sales and Use Tax" is necessary to adequately finance the operations of the county and the cities and towns herein.

**NOW, THEREFORE, BE IT RESOLVED** by the Randolph County Board of Commissioners that:

(1) There is hereby imposed and levied within Randolph County the third one-half cent (1/2¢) Local Government Sales and Use Tax authorized by Section 34.14(a) of S.L. 2001-424, as amended by S.L. 2002-123, and codified as Article 44 of Chapter 105 of the General Statutes of North Carolina. The tax hereby imposed and levied shall apply to the same extent and be subject to the same limitations as are set forth in said S.L. 2001-424.

(2) Collection of the tax by the North Carolina Secretary of Revenue, and liability therefore, shall begin and continue on and after the first day of December 2002.

(3) The net proceeds of the tax levied herein shall be distributed by the Secretary of Revenue to Randolph County as prescribed by N.C.G.S. 105-520. The amount distributed to Randolph County shall be divided among the county and the municipalities herein in accordance with the method by which the one percent (1%) sales and use tax levied in Randolph County, pursuant to Article 39 of General Statutes Chapter 105, are distributed.

(4) This Resolution is effective upon its adoption, and a certified copy hereof shall be forwarded to the North Carolina Secretary of Revenue.

**Tourism Development Authority (TDA) Marketing Update**

Linda Spaulding, Executive Director of the Randolph County TDA, gave a PowerPoint presentation that highlighted the state of industry in North Carolina and Randolph County, local marketing obstacles, new marketing approaches, and advertising results.

**Public Hearing On Local Law Enforcement Block Grant**

At 4:30 p.m. the Board adjourned to a duly advertised public hearing concerning the proposed use of Local Law Enforcement Block Grant funds from the U.S. Department of Justice. Major Allen McNeill told the Board that Randolph County has been awarded a LLEBG in the amount of \$19,189 with a local match of \$2,132. Major McNeill reminded the Board that at the September meeting the Board had accepted the Advisory Board’s recommendation to use these funds for enhanced security at the Courthouse.

Chairman Kemp opened the public hearing, and hearing no comments, closed the public hearing.

*On motion of Frye, seconded by Davis, the Board unanimously voted to accept these block grant funds for the purpose of providing enhanced security at the Courthouse.*

**Work First Plan for FY 2003-2005**

Martha Sheriff, Social Services Director, told the Board that the Work First Planning Committee had met and developed the proposed Work First Plan for FY 2003-2005. Minor changes were made to the existing narrative and to the format due to the change in status from Electing to Standard. These changes reflect eligibility determination that will now follow the State plan and the revised benefit levels for emergency assistance and services to low income families under 200% of poverty.

*On motion of Holmes, seconded by Mason, the Board voted unanimously to approve the Work First Plan for FY 2003-2005 as presented.*

**Public Hearing on Closing of Stamey Trail & Portions of Walker Mill Road; Adoption of Order**

At 5:17 p.m. the Board adjourned to a duly advertised public hearing concerning a request from the Piedmont Triad Regional Water Authority to permanently close Stamey Trail and portions of Walker Mill Road.

Chairman Kemp opened the public hearing, and hearing no comments, closed the public hearing.

*On motion of Frye, seconded by Mason, the Board voted unanimously to adopt the following order closing Stamey Trail and portions of Walker Mill Road:*

***WHEREAS***, the Randolph County Board of Commissioners received a request from the Piedmont Triad Regional Water Authority to permanently close Stamey Trail; and

***WHEREAS***, the Randolph County Board of Commissioners received a request from the Piedmont Triad Regional Water Authority to permanently close the following sections of Walker Mill Road:

1. *From its intersection with Stanton Farm Road in a northerly direction for approximately 490 feet where it terminates with the Piedmont Triad Regional Water Authority property (Randleman Lake Buffer); and*
2. *From the Piedmont Triad Regional Water Authority property which adjoins the Max Hooker property in a northerly direction approximately 305 feet to the intersection of George Stanton’s existing driveway; and*

***WHEREAS***, on September 3, 2002, the Randolph County Board of Commissioners adopted a resolution declaring its intent to close said streets or easements and set a public hearing on the issue for October 7, 2002, all in accordance with North Carolina General Statute §153A-241; and

***WHEREAS***, on September 20, 2002, notices of the closings and public hearing were prominently posted in two places along each road; and

***WHEREAS***, notice of the public hearing set by the Randolph County Board of Commissioners on September 3, 2002 was published once a week for three successive weeks before the hearing (on September 11, 18, and 25); and

*WHEREAS, the Randolph County Board of Commissioners has determined through the public hearing that the closing of the aforesaid streets is not contrary to the public interest and that no individual owning property in the vicinities of said streets would be deprived of reasonable means of ingress and egress to his property;*

*NOW THEREFORE, BE IT ORDERED by the Randolph County Board of Commissioners that Stamey Trail and the above-referenced portions of Walker Mill Road be permanently closed and that all right, title, and interest in their respective rights-of-way is vested in those persons owning lots or parcels of land adjacent to the streets or easements.*

*BE IT FURTHER ORDERED that a certified copy of this Order shall be filed in the Register of Deeds Office.*

**Public Hearing on Renaming of Portions of Walker Mill Road and Spencer Road**

Hal Johnson, Planning Director, briefed the Board on the necessity to rename parts of Walker Mill Road and Spencer Road for emergency response purposes. The Planning staff recommended the following names:

Current Name	Proposed Name Change
<b>Walker Mill Road</b> (SR 1936) That portion of Walker Mill Rd. extending from the Guilford County Line to Stanton Farm Rd.	Stanton Farm Rd.
<b>Walker Mill Road</b> (SR 1936) That portion of Walker Mill Rd. extending from the Guilford County Line to Stanton Farm Rd.	River Mill Rd.
<b>Spencer Road</b> (SR 1929) That portion of Spencer Rd. connecting to Davis Country Rd. and ending at the future Randleman Reservoir	Newline Branch Rd.

Mr. Johnson stated that he had received several calls and comments concerning the proposed Newline Branch Rd. name.

Chairman Kemp opened the public hearing.

**Bill Farlowe**, 409 Aldridge Rd., Archdale, stated that he would like to see the Spencer Road name changed to a simple, short, easy to understand name.

**Jay Hohn, Jr.**, 6941 Davis Country Rd, said that he would like for the road to be named after his grandfather, Emil Hohn. Mr. Hohn, Jr. read a letter that he had written explaining that his grandfather had given most of his own property for the initial construction of Spencer Road so that his neighbor, Walter Davis, could have an emergency exit from his home in the event that the low-water bridge became flooded.

**Lisa Frazier**, 7031 Davis Country Rd., spoke in support of renaming Spencer Road as Emil Hohn Road.

Chairman Kemp closed the public hearing.

*On motion of Davis, seconded by Mason, the Board voted 3-2 to rename the portion of Spencer Road connecting to Davis County Road and ending at the future Randleman Reservoir as Hohn-Davis Road, with Frye and Holmes opposing.*

*On motion of Frye, seconded by Davis, the Board voted unanimously to rename the portion of Walker Mill Road that will be a continuation of Stanton Farm Road as Stanton Farm Road and to rename the portion of Walker Mill Road extending from the Guilford County line to Stanton Farm Road as River Mill Road.*

**Award Contract for Roofing Project at McDowell Center**

Jane Leonard, Deputy Finance Officer, told the Board that the following bids had been received for a new low-sloped metal roof system for the Ira McDowell Center.

<b>Vendor</b>	<b>Location</b>	<b>Total Bid</b>
Cyclone Roofing Company	Indian Trail, NC	\$209,000
Freeman Roofing, Inc. (minority-owned)	Weldon, NC	\$229,590
Greenville Contractors, Inc.	Greenville, NC	\$241,550
Hamlin Roofing Company	Garner, NC	\$223,864
McRae Roofing, Inc.	Asheboro, NC	\$322,000
Radco Construction Company (minority-owned)	Charlotte, NC	\$258,000

*On motion of Mason, seconded by Frye, the Board voted unanimously to award the bid for the roofing project to the low bidder, Cyclone Roofing Company, at a total cost of \$209,000*

**Budget Amendment – Local Option Sales Tax**

*On motion of Holmes, seconded by Davis, the Board voted unanimously to approve Budget Amendment #8, which reflects the estimated revenue from the new local option sales tax effective December 1, 2002 – June 30, 2003, as follows:*

<b>GENERAL FUND - #8</b>		
<b>Revenues</b>	<b>Increase</b>	<b>Decrease</b>
<i>Local Option Sales Tax</i>	<i>\$2,037,397</i>	
<i>Appropriated Fund Balance</i>		<i>\$2,037,397</i>

**Budget Amendment – Recreation Study (Tourism Development Authority)**

Ms. Leonard told the Board that the TDA would be contracting with a vendor to prepare a recreation master study. Since the TDA will oversee this project, it is recommended that the \$20,000 the County has budgeted for the recreation study be contributed to the TDA.

*On motion of Frye, seconded by Mason, the Board voted unanimously to approve Budget Amendment #9, which reflects the County funds for the recreation study, as follows:*

<b>GENERAL FUND - #9</b>		
<b>Appropriation</b>	<b>Increase</b>	<b>Decrease</b>
<i>Planning &amp; Zoning</i>		<i>\$20,000</i>
<i>Other Appropriation-Economic &amp; Physical Development</i>	<i>\$20,000</i>	

**Budget Amendment – Social Services**

*On motion of Mason, seconded by Davis, the Board voted unanimously to approve Budget Amendment #10, which reflects funding from the Division of Social Services for the Crisis Intervention Prevention Program, as follows:*

<b>GENERAL FUND - #10</b>	
<b>Appropriation</b>	<b>Increase</b>
<i>Social Services</i>	<i>\$73,153</i>
<b>Revenue</b>	
<i>Restricted Intergovernmental</i>	<i>\$73,153</i>

**Budget Amendment – Sheriff’s Department**

Ms. Leonard told the Board that a former employee of the Sheriff’s Department was incorrectly omitted from the County’s 401(k) plan during some of the years she worked here. The 401(k) administrator has calculated the amount of delinquent contribution at \$4,720.03 and the estimate of missed investment income at \$4,066.99. There are also related costs of \$422.78. Rather than impact the Sheriff’s current year budget, it is recommended that this payment be funded through an appropriation of fund balance.

*On motion of Holmes, seconded by Mason, the Board voted unanimously to approve Budget Amendment #11, as follows:*

<b>GENERAL FUND - #11</b>	
<i>Appropriation</i>	<i>Increase</i>
<i>Sheriff</i>	<i>\$9,150</i>
<i>Revenue</i>	
<i>Appropriated Fund Balance</i>	<i>\$9,150</i>

**County Recreation Master Plan Scope of Work**

Hal Johnson told the Board that the Randolph County Tourism Development Authority (TDA) approved Woolpert Recreational Planning Consultants, Charlotte, NC, on 9/18/02, to develop a comprehensive recreational master plan for Randolph County. He mentioned that the Randleman Lake would be a major part of this project. The TDA has asked for County staff and Water Authority representatives to determine the appropriate scope of work. A detailed scope of work was presented to the commissioners. The plan will be broken down into seven planning components: orientation/start-up, review of demographic information, inventory of existing park facilities and programs, community needs assessment, draft proposals and recommendations, final proposals and recommendations presented to TDA for review and preliminary approval, and presentation to the Board of County Commissioners for final approval and amendments. It is expected that final recommendations will be ready for presentation to the Board of County Commissioners by October/November of 2003.

**Tourism Development Authority Board Members Terms of Appointment**

Hal Johnson told the Board that the TDA Board members have asked for clarification concerning how special legislation (House Bill 337, February 26, 1997) addresses the number of terms a TDA member may serve when appointed by the County Commissioners. The specific wording in question is “Except for initial terms, the term of office shall be for three years. No member may serve more than two consecutive three year terms.” The County Commissioners may wish to ask our local state representatives to seek amendment to the special legislation that would allow TDA members to serve unlimited consecutive terms at the pleasure of the appointing authority, which is the Board of County Commissioners.

*On motion of Frye, seconded by Davis, the Board voted unanimously to ask our local state representatives to seek amendment to the special legislation that would allow TDA members to serve unlimited consecutive terms at the pleasure of the Board of County Commissioners.*

**Highway 64 Southern Loop Environmental Impact Statement**

Hal Johnson told the Board that NCDOT has recently completed the draft Environmental Impact Statement for the U.S. 64 Loop and Zoo Connector. He reviewed the 9 preliminary corridor alternatives that NCDOT has selected for more detailed study. He said that the Randolph County planning staff has reviewed the corridor alternatives and are leaning toward Alternative #2. He said that NCDOT is expected to announce a formal corridor public hearing before the end of 2002.

## Appointment to Rural Transportation Advisory Committee

*On motion of Frye, seconded by Mason, the Board voted unanimously to appoint Commissioner Robert Davis to the Rural Transportation Advisory Committee.*

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*At 6:17 p.m. the Board recessed until 6:30 p.m.*

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## Rezoning Public Hearing

At 6:30 p.m. the Board adjourned to a duly advertised public hearing to consider rezoning requests. Hal Johnson, Planning and Zoning Administrator, presented the following requests, and Chairman Kemp opened the public hearing for comments on each request and closed it before taking action on each request.

1. **R & H MOTOR LINES, INC.**, Asheboro, North Carolina, is requesting that 1.90 acres (out of 36.00 acres), located at 3344 R H Drive, Union Township, be rezoned from RA to LI-CU to specifically allow R & H Motor Lines, Inc. to expand their trailer storage yard. The Planning Board recommended unanimously that this request be approved.

No one spoke.

*On motion of Davis, seconded by Mason, the Board voted unanimously to approve the request of R & H Motor Lines, Inc.*

2. **JAMES SMITH**, Greensboro, North Carolina, is requesting that 14.02 acres located at 6788 Willard Road, Liberty Township, be rezoned to amend the current Heavy Industrial/Conditional Use Zoning that allows the operation of a go-kart raceway facility. The proposed amendment would include possible changes in hours and days of operation. The Planning Board recommended unanimously that this request be approved with the following conditions:

- \* total of 45 operating days per year (43 Fridays or Saturdays, 8 a.m. to 11 p.m., and 2 Sundays, 1 p.m. to 7 p.m.)
- \* all trash must be picked up and disposed of within 48 hours after an event
- \* no burning of trash on-site, must be approved method of disposal
- \* 8-ft. fencing around entire facility with the exception of a section along Willard Road

Mr. Johnson mentioned that Mr. Smith's first request was heard by the Planning Board on April 4, 2000 and approved by the Board of Commissioners as a conditional use on May 1, 2000 with conditions that the Board hoped would reduce the adverse effect on neighbors. However, Mr. Smith is still in violation of the original conditions such as 1. some trees have not been planted; 2. the proposed playground is now a parking lot; 3. parking/picnic area is now a parking lot; 4. bathrooms have not been built.

**Kim Rotenberry**, 7236 Willard Rd., spoke in support of Mr. Smith, saying that she is tired of all the negativity surrounding this racetrack. She distributed letters of support from neighbors. She said that Mr. Smith has invested a lot of money on this racetrack and has tried to comply with the imposed conditions and that Mr. Smith runs a well-managed track. She lives 4 houses down the road from the track and says it doesn't bother her.

Eight people stood in support of this request.

**Bobby Westmoreland**, 204 Wright St., Ramseur, spoke in support of this request and stated that Mr. Smith had purchased the property from him and his brother. He also said that the adjoining property owner, Marvin Wall, had expressed interest in buying the property but could not come up with the money. Mr. Westmoreland said that Mr. Wall is the only person who ever complains about the racetrack because he still holds a grudge for not being able to buy the track himself. Mr. Westmoreland added that the track brings a lot of people to Liberty and does not operate during church hours. He said that Mr. Smith has made many

state-of-the-art improvements to the property including a natural habitat for fish. He said Mr. Smith has also erected a nice flag stand.

**Jim Smith**, 4601 Schoolway Drive, Greensboro, applicant, said that he was never clear on exactly what was required of him before and asked how long he had to build the bathrooms. He showed the Board, via a wall map, where current fencing is and future fencing will be. He said that the new bathrooms were in his five-year plan. He also said that he has tried to control the trash because he takes pride in this racetrack that has been voted the third best track on the east coast. He wants to provide a facility where a family can come and spend an entire day. He said that he has two deputies and emergency medical staff on duty for all the events.

**Marvin Wall**, 6911 Sandy Creek Church Rd., said that he was the adjoining property owner. He asked if any of the Commissioners had looked over the fence toward Mr. Wall's property to see all the trash that had spilled over. He said that the only way he can keep the trash picked up on his property is to call Hal Johnson and complain. He said that if the Board would require a 30-foot barrier (buffer) he would pick up Mr. Smith's trash for the next 5 years. He said that he has not complained about the noise from the track, only about the violations. He asked that the wording of the days and hours of operation be clarified as to whether this would include practice times. He said that people start coming in on Friday before a Saturday event and run on the track, which violates the hours of operation. He stated that he's been waiting for 3 years for the required trees to be planted. He mentioned again that he would like a 30-foot buffer with 3 staggered rows of trees and specific wording in the conditions to prevent any misunderstanding of the requirements in the future. He also complained about the dust created by the racers and the CO<sub>2</sub> emissions that irritate the eyes. He says that Mr. Smith is burying his trash on-site and that loads of trash from Mr. Smith's business are being dumped and buried there. He asked that the State and County Health Departments come out to do testing regarding air and water quality. He said that he needs a better buffer to provide protection from the blinding lights as well.

**Hazel Kimrey**, 6844 Sandy Creek Church Rd., Staley, stated that she is not against the racetrack but thinks that the noise and lighting from the track is excessive. She's says that she's bothered by the additional race days. She said that all his operating days are on the weekends, which means that there are few peaceful weekends in a year's time that the neighbors have to enjoy. She works evenings and the lights are still on when she comes home after 11:00 p.m.

*On motion of Frye, seconded by Mason, the Board approved the request of Jim Smith by a vote of 4-1 with Kemp opposing, with language specific in the conditions that by October 18, 2002, all the fencing must be completed and adequate trash containers be situated on-site and all plantings must be in place by October 31, 2002 and with all the other conditions recommended by the Planning Board (see above).*

3. **JAMES & MARY KIVETT**, Staley, North Carolina, are requesting that 10.17 acres located on Soapstone Mountain Road, Columbia Township, Sandy Creek Watershed, be rezoned from RA to RLOR-CU. The proposed Conditional Use Zoning District would specifically allow the development of a 2-lot subdivision for site-built homes, modular homes and Class-A doublewide mobile homes on permanent masonry foundation with a minimum house size of 1,200 sq. ft. The Planning Board recommended unanimously that this request be approved.

**Jerry King**, 154-B S. Fayetteville St., Asheboro, spoke on behalf of the applicant. He said that Mrs. Kivett couldn't sell the property as a 10-acre tract, so he recommended that she divide it into 2 tracts. Mr. King told the Board that there is a sharp curve in the road that the property fronts on but that the roads curves favorably in the direction that provides a little better sight distance. He added that there was very little traffic and distributed photos of the area to the Board. He said that he recommended double-wides with permanent foundations for this tract.

**Hazel Kimrey**, 6844 Sandy Creek Church Rd., Staley, said that she had been before the Board several months ago about another nearby subdivision request and the Board denied it. She is very upset because folks are trying to beat the system by subdividing bigger tracts of land just to get the zoning changed. She also has concerns about water supply and septic issues. She would like to see this area remain rural.

**Ted Fulk**, 2151 Soapstone Mountain Rd., said that there was more traffic on this road than Jerry King alluded to. Mr. Fulk said that he hit a cow in this curve one night. He asked the Board to do what's right and deny this request.

*On motion of Frye, seconded by Holmes, the Board voted unanimously to deny the request of James and Mary Kivett.*

**Adjournment**

The meeting adjourned at 8:15 p.m.

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Phil Kemp, Chairman

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Darrell L. Frye

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J. Harold Holmes

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Robert B. Davis

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Robert O. Mason

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Cheryl A. Ivey, Deputy Clerk to the Board