

MINUTES

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COMMISSIONERS
JULY 20, 1994

The Henderson County Board of Commissioners held their regularly scheduled mid-month meeting at 9:00 a.m. on Wednesday, July 20, 1994 in Room 209, Commissioners' Meeting Room, of the County Building at 100 North King Street, Hendersonville, North Carolina 28792.

Those present were: Chairman Vollie G. Good, Vice-Chair Renee Kumor, Commissioner J. Michael Edney, Commissioner Hugh D. Randall, Commissioner William McKay, County Manager David F. Thompson, Staff Attorney Angela Skerrett, County Attorney Don Elkins and Acting Clerk to the Board, Avalina B. Merrill.

Also present were Matt Matteson, Planning Director; Stuart Rohrbaugh, Planner; Karen Collins, Planner; Sam Laughter, Zoning Administrator; Donna Fain, Zoning Code Enforcement Officer; Liston Smith, DSS Director; James Erwin, Utilities Director; Doyle Freeman, Easement Representative; and Carey McLelland, Finance Director.

Absent were Assistant County Manager, David E. Nicholson and Elizabeth Corn, Clerk to the Board.

CALL TO ORDER/WELCOME

Chairman Good called the meeting to order and welcomed those in attendance.

PLEDGE OF ALLEGIANCE

Chairman Good led the pledge of allegiance to the American Flag.

INVOCATION

Commissioner McKay gave the invocation.

DISCUSSION/ADJUSTMENT OF AGENDA

Chairman Good added Item A-1, Committee Report on Land-Use Plan under discussion items.

CONSENT AGENDA:

Consent Agenda included the following:

- A. Minutes of Commissioners' meeting of 6/27/94
- B. Minutes of Commissioners' meeting of 6/29/94
- C. Tax Releases (3)
- D. Tax Refunds (9)

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Commissioner McKay made a motion to approve the consent agenda as presented. All voted in favor and the motion carried.

INFORMAL PUBLIC COMMENTS

The following citizens addressed the Board during public comments:

1. Pamela Norman Route #2 Flat Rock

Ms. Norman, a property owner in the Horse Shoe area, spoke in opposition to the zoning reclassification request on the agenda from Ducote/McKibbin. Ms. Norman expressed concerns that the commercial development planned by Ducote/McKibbin would create additional flooding of her property.

2. Jim Cameron Etowah

Mr. Cameron expressed concerns about the programming scheduling of Cablevision and discontinuation of some services such as the public service programs by WHKP Radio. As a member of the Cable TV Review Committee, Commissioner Edney told Mr. Cameron that his concerns will be discussed with the Cablevision on their next meeting scheduled for the second week in September 1994.

3. Ena Armstrong P. O. Box 519 Horse Shoe

A property owner in the Horse Shoe area, Ms. Armstrong spoke in opposition to the zoning reclassification request by Ducote/McKibbin. Ms. Armstrong, too, expressed concerns about additional flooding in the area due to the planned commercial development by Ducote/McKibbin and additional traffic in the area around the Horse Shoe post office.

4. John Belyer Hunter's Glen Horse Shoe

Mr. Belyer spoke in opposition to the zoning reclassification request by Ducote/McKibbin. He expressed concerns that the proposed commercial development by Ducote/McKibbin would change the appearance of the area, devalue property in the area, and bring new security concerns due to loitering at the proposed mini-warehouses.

5. Fred Bulman Hunter's Glen Horse Hose

Mr. Bulman is president of the Hunter's Glen Homeowners Association and spoke in opposition to the Ducote/McKibbin zoning reclassification request. He expressed concerns about possible flooding of the area due to the proposed commercial development and stated that the property owners in Hunter's Glen felt that commercial development would not be in line with the community in that area.

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6. Dale Hamlin Carriage Park

Mr. Hamlin, General Manager of Carriage Park, informed the Commissioners that the erosion controls that had been implemented by Carriage Park to control sedimentation run-off onto adjoining property had resulted in solving the problem brought to the attention of Carriage Park by the Commissioners. Mr. Hamlin also informed the Board that Carriage Park will be requesting from the Commissioners a modification to the master plan for Loop Road at some point in the future.

DISCUSSION ITEMS:**A1. Committee Report on Land-Use Plan**

Commissioner Kumor as spokesperson for the sub-committee, gave the Board an update on the activities, both present and future, of the Land-Use Plan Steering Committee:

PRESENT

- ▶ Working with WNCT on rural planning initiatives.
- ▶ Assist in editing the WNCT draft document on LUGS.
- ▶ Assist the Agricultural Committee and Commission on agricultural issues in the County.
- ▶ Review the land use activity for the past year and prioritize the work that is still incomplete. After meeting with Matt Matteson, Planning Director, the LUP sub-committee agreed to the priority schedule:

1. RC Zoning - New definitions by end of year
2. Manufactured Home Park Ordinance - Rewrite by mid-September or October 1994
3. Upward Zoning - Action as soon as possible because portions of the proposed area have been accepted for voluntary annexation.
4. Lake Summit - Recommend action as soon as the commission is comfortable with conclusion of study because item was tabled (2) years ago.

FUTURE

- PUD in R40. Will request that the Planning Board develop some amendments to the R40 definition with specific guidelines, such as only on 10+ acres, no increase in density, only when geography prohibits development any other way, or anytime as a way to preserve more land in natural setting.

- Land Development Ordinance. Refinements and amendments to the ordinance in 1995.

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- School facilities. Ask the school board to give the Commission and Planning Board a 5-year view of needs and possibly new sites.

- Flood plain ordinance - Take new look at ordinance and reevaluate Commission's position.

- Animal Control Ordinance to be completed in 1995

- Junkyard Ordinance to be completed in 1995

A. SHEPHERD STREET REZONING REQUEST - CHARLES HASSELL

Matt Matteson, Planning Director, reminded the Board that the Planning Board voted unanimously to recommend favorably a request to amend the Official Henderson County Zoning Map on February 22, 1994 to reclassify (2) adjoining lots owned by Mr. Charles Hassell which are located on Shepherd Street west of the Hendersonville Airport to I-2, general industrial zoning, from R-15, medium-density residential district. At a public hearing held on April 4, 1994 some residents on Shepherd Street spoke in opposition to the zoning reclassification. At that public hearing, the Board directed Planning staff to talk with other residents on Shepherd Street about the zoning reclassification request and report back to the Board their recommendation on this request. Mr. Matteson informed the Board that the Planning staff had acted on their wishes and that there was no total acceptance of the request among the area residents. However, the Planning staff recommended that the specific request for I-2 zoning for Parcel A be denied but in lieu of such request to approve a classification of Neighborhood Commercial (C-2) and furthermore to approve the request to rezone Parcel B from R15 to I-2 as requested.

Commissioner Edney made a motion to remove the "tabled" status from the item and bring it back to the Board for action. All voted in favor and the motion carried.

Commissioner Randall made a motion to accept Planning staff's recommendation to zone Parcel A as C-2 and rezone Parcel B to I-2. All voted in favor and the motion carried.

B. REGULATION OF LAND DEVELOPMENT WITHIN THE TOWN LIMITS OF FLETCHER

Angela Skerrett, Staff Attorney, reminded the Board that in May, 1994 the Town of Fletcher requested by Resolution that Henderson County relinquish its governing powers established in 1989 concerning the regulation of land development in the Town of Fletcher. On May 18, 1994 this Resolution was presented to the Henderson County Board of Commissioners for consideration. At that meeting, concerns of developers having developments in Fletcher were also brought to the Board's attention. The Board instructed

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staff to contact staff from the Town of Fletcher to compose an agreed-upon resolution to resolve the regulation of land development in the Town of Fletcher. On July 11, 1994, the Town Council for the Town of Fletcher adopted the joint resolution which staff proposed to them, a copy of which was given to the Board for their review. The proposed joint resolution transfers the regulation of land development within the town limits of Fletcher to the Town of Fletcher with the exception of the developments which have already been developed, or which have received preliminary plan approval by Henderson County. Developments which have already been completed under the Henderson County Land Development Ordinance will continue to be regulated by the Henderson County Land Development Ordinance unless there is a substantial change in the development at which point the change would be governed by the Town of Fletcher. Developments which have received preliminary plan approval by Henderson County will continue to be administered by Henderson County for the statutory two year notice period. Staff recommended adoption of the proposed joint resolution.

Commissioner Edney made a motion to adopt the proposed joint resolution. All voted in favor and the motion carried.

C. SETTING OF PUBLIC HEARING FOR PROPOSED ZONING TEXT AND MAP AMENDMENTS FOR LAKE SUMMIT AREA

Matt Matteson, Planning Director informed the Board that on June 28, 1994, the Henderson County Planning Board voted 5 to 1 to approve and recommend favorably the following zoning amendments:

- a. A text amendment to the Henderson County Zoning Ordinance which would create a Lake and River Residential District,
- b. A text amendment to the Henderson County Zoning Ordinance which would create a Lake Summit Surface Water District,
- c. A text amendment to the Henderson County Zoning Ordinance to define Public and Private Boat Houses,
- d. A text amendment to the Henderson County Zoning Ordinance to set a height restriction for boat houses, and
- e. An amendment to the Official Henderson County Zoning Map to create a satellite zoning area composed of the districts noted in a and b, above.

The Planning Board found that there had been no substantial change in the nature and make-up of the study area and therefore decided that it would be appropriate to recommend the proposed amendments in the same form as had been previously recommended.

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County Attorney Don Elkins reminded the Board that at a previous meeting about (2) years ago, the Board stated that no further action would be taken on the Lake Summit request until the issue of public access to the lake was resolved. Due to the fact that the Board was unable to determine whether or not the public access issue had been resolved, Commissioner Edney made a motion to hold a special-called meeting in the Lake Summit area on Monday, August 15, at 7:00 p.m. to resolve the issue of public access to the lake. All voted in favor and the motion carried.

The Board directed Mr. Thompson to select a site for the meeting and make advertisement of said meeting. New public hearings are required prior to the Board taking final action on this request for proposed zoning text and map amendments for the Lake Summit area. The date of the public hearing will be announced at the August 17, 1994 Board of Commissioners' meeting.

D. REZONING REQUEST-DUCOTE/MCKIBBIN PROPERTY

Karen Collins, Planner, explained to the Board the request of Lloyd Ducote and Duane McKibbin to rezone their 3 acre parcel located on US 64 West from C-1 (Residential Commercial) to C-2 (Neighborhood Commercial). The Board held a public hearing on this request on July 5, 1994. Mr. Thompson reminded the Board that it was agreed previously that Planning staff would make a recommendation on all zoning issues based on their study and present that recommendation to the Board for their consideration and action. Ms. Collins stated that C-2 was the most appropriate zoning classification for the area.

After much discussion, Commissioner McKay made a motion to rezone the area from C-1 to C-2. The votes cast were as follows:

Chairman Vollie Good	Aye
Commissioner William McKay	Aye
Commissioner Hugh Randall	Aye
Vice-Chair Kumor	No

Commissioner Edney was not present for the vote. The majority of the votes cast being aye, the motion carried.

E. TRANSPORTATION GRANTS

David White, Executive Director of Western Carolina Community Action (WCCA), explained to the Board the application to the North Carolina Department of Transportation for funding under the Elderly & Disabled Transportation Assistance Program and Medical Transportation Assistance Program. These annual grants will assist Western Carolina Community Action (WCCA), Henderson County's coordinated transportation agency, with funds for client transportation to both County departments and Not-for-Profit agencies. County Manager David Thompson reminded the Board that

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staff recommended that the Board approve the grant request from WCCA for transportation funding and that there was no local match required.

Commissioner McKay made a motion to approve the grant request from WCCA as presented. All present voted in favor and the motion carried. Commissioner Edney was not present for the vote.

F. EXTENSION OF TIME FOR OPTION ON APPLELAND BUSINESS PARK

Staff Attorney Angela Skerrett informed the Board that in November 1993, the Commissioners entered into an "Option to Purchase Real Estate" with Cynthia H. Whitted for 69.4 acres located on Upward Road at the I-26 connector. Pursuant to this Option, Ms. Whitted agreed to vacate the property within 180 days after the first purchase by Henderson County, and that any improvements left on the industrial park property after this 180-day period would become the property of Henderson County. The improvements existing at that time included Mrs. Whitted's home, her daughter's home (which Mrs. Whitted has since purchased), and various other sheds and rental units.

Ms. Skerrett further informed the Board that Henderson County first purchased property from Mrs. Whitted on January 31, 1994 and therefore the 180-day period expires on August 1, 1994. She reminded the Board that most of the improvements had been removed by Mrs. Whitted, including her own home which was moved to another location. Mrs. Whitted's own home will not be ready for occupancy until August 1, 1994. Therefore, Ms. Whitted requested that the County grant her an extension of time for the vacating and relinquishing of interest in the home that she purchased from her daughter. Mrs. Whitted requested her house to remain on the property until such time as the County gives her notice of its desire to purchase that portion of the Industrial Park property. Upon receiving this notice, Mrs. Whitted would promptly move the home to another location so as not to delay the closing on the County's purchase. The home is located in the north western portion of the industrial park property. Ms. Skerrett presented a letter from Mrs. Whitted's attorney outlining the specific time frames for her request.

After much discussion, Vice-Chair Kumor made a motion to grant Mrs. Whitted's request. All voted in favor and the motion carried.

G. SERVICE SIDEARM POLICY

Staff Attorney Angela Skerrett reminded the Board that at their 7/5/94 meeting, they recommended changes to include allowing the Board on its own initiative to award the sidearm and establish a specific procedure by which to either award or determine a purchase price plus other changes. Those changes were incorporated and the third draft of the Service Sidearm Policy presented to the

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Board for their review. Staff requested the Board provide direction concerning issues they wished to address in this policy.

After discussion, Commissioner McKay made a motion to accept the draft as presented. All voted in favor and the motion carried.

H. CBA EXPANSION FUNDS

Chairman Good reminded the Board that Mr. George Knopf, Chairman of the Youth Services Advisory Committee, had previously informed the Board that Henderson County would receive an additional \$46,094 from the State in CBA funds to be used on Youth-At-Risk activities. The Youth Services Advisory Committee received seven applications for these funds and recommended that the following allocations be made:

New Hope Youth Shelter	\$ 9,806
4-H - Send a Kid to Camp	\$ 3,000
School Mediation Services	\$ 7,614
Target Outreach	\$25,474
Committee Expenses	\$ 200

Commissioner McKay made a motion to accept the allocation of CBA Funds as recommended by staff and YSA committee. All voted in favor and the motion carried.

I. CHILD MEDICAL\CHILD MENTAL HEALTH EVALUATION PROGRAM

Chairman Good reminded the Board that during recent budget deliberations that the Board approved establishing a fund to pay for Child Medical/Mental Health Evaluations. Commissioner J. Michael Edney had developed program guidelines and presented those guidelines for the Board's consideration. After much discussion, Commissioner Edney made a motion to establish the fund to pay for Child Medical/Child Mental Health Evaluation Program as presented and to include in the guidelines confidentiality requirements, verification of funds availability prior to submitting the request for evaluation services and the effective date is to be September 1, 1994. All voted in favor and the motion carried.

J. FORECLOSURE/OFFER TO PURCHASE - MICHAEL CASE & WIFE

County Attorney Don Elkins presented to the Board an offer from Michael Case and Lynn White to purchase the foreclosed property of Judith Johns in the Crab Creek Township in the amount of \$500.00. Commissioner Edney made a motion to accept the offer as presented by Mr. Elkins. All voted in favor and the motion carried.

K. FORECLOSURE/OFFER TO PURCHASE - NORMAN F. BELL & WIFE

County Attorney Don Elkins presented to the Board an offer

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from Norman F. Bell and Wife Kathy R. Bell of \$500 to purchase foreclosed property from H. Lee Cargill and Wife in the Crab Creek Township. Commissioner McKay made a motion to accept the offer as presented by Mr. Elkins. All voted in favor and the motion carried.

L. FORECLOSURE/OFFER TO PURCHASE - SAMUEL STEPHEN MCGRAW

County Attorney Don Elkins presented to the Board an offer of \$650 from Samuel Stephen McGraw to purchase foreclosed property of Carrie Yvonne McGraw and Samuel Stephen McGraw II in the Blue Ridge Township. Commissioner McKay made a motion to accept the offer as presented by Mr. Elkins and that deed carry specifications providing that conversion of property is subject to any rights of the minor children, Carrie Yvonne McGraw and Samuel Stephen McGraw II. All voted in favor and the motion carried.

M. PROPOSED AMENDMENTS TO THE SEWER USE ORDINANCE FOR HENDERSON COUNTY

Doyle Freeman, Easement Representative, reminded the Board that the Utilities Department requested the approval of the proposed amendments to the Henderson County Sewer Use Ordinance. The proposed amendments will be adding by definition "subdivision" to Section 1.03. The addition of proposed paragraph 14 to Section 2.05.02 will allow Henderson County to expand sewer service and serve subdivisions that have a Homeowner's Association which owns, operates and maintains the sewage collection system serving the individual lots within the subdivision.

Commissioner Randall made a motion to approve the proposed amendments to the Henderson County Sewer Use Ordinance as presented. All voted in favor and the motion carried.

N. NOMINATIONS

Chairman Good reminded the Board of the following vacancies on Boards and Committees and asked for nomination for these vacancies from the Board:

1. **Motor Vehicle Valuation Review Board (MVVRB)**
(1) vacancy for an alternate member.

There were no nominations so the vacancy was rolled to the next meeting.

2. **Henderson County Industrial Facilities & Pollution Control Authority**
(1) vacancy. Term expired 3/06/94

Vice-Chair Kumor nominated Shirley Strickland who is associated with PrintPak and is President of the Industrial Division of the Chamber of Commerce to fill this vacancy. There were no other nominations. Commissioner Edney made a motion to suspend the rules and appoint Ms. Strickland. All voted in favor

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and the motion carried.

3. Nursing Home/Domiciliary Home Advisory Committee

(1) vacancy. Term expires 9/94. This vacancy was not a designated position and therefore it could be filled immediately upon nomination. There were no nominations so it was rolled to the next meeting.

O. IMPORTANT DATES

County Manager David F. Thompson had no specific dates to discuss with the Board.

MUD CREEK WATER AND SEWER DISTRICT

Commissioner McKay made a motion to adjourn as Henderson County Board of Commissioners and convene as Mud Creek Water and Sewer District. All voted in favor and the motion carried.

Commissioner Edney made a motion to adjourn as Mud Creek Water and Sewer District and convene as Cane Creek Water and Sewer District. All voted in favor and the motion carried.

CANE CREEK WATER AND SEWER DISTRICT

Commissioner Edney made a motion to adjourn as Cane Creek Water and Sewer District and reconvene as Henderson County Board of Commissioners. All voted in favor and the motion carried.

EXECUTIVE SESSION

Vice-Chair Kumor made a motion to go into Executive Session as allowed under General Statute 143-381.11 to discuss the following matters:

A. To consult with the County Attorney to the extent that confidentiality is required.

B. To consider the selection of a site or the acquisition by any means or lease as lessee of interests in real property.

C. To consider a personnel matter.

Commissioner McKay made the motion for the Board to go out of Executive Session. All voted in favor and the motion carried.

ACTION

Staff Attorney Angela Skerrett presented to the Board for their approval a consent judgment in the case Kreckovsky versus Henderson County. Commissioner Edney made a motion to approve the consent judgment. All voted in favor and the motion carried.

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WORK SESSION - I-26 UPWARD ROAD INTERCHANGE ZONING STUDY

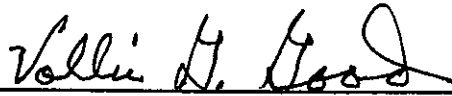
The Board of Commissioners held a work session at 2:00 p.m. on the I-26 Upward Road Interchange Zoning Study. Members of the Board, except Commissioner Edney, and Karen Collins and Matt Matteson were taken on a bus tour of the zoning area hosted by Sam Laughter, Zoning Administrator.

After the tour, the proposal by the Planning Board on this issue was discussed. Commissioner McKay shared concerns regarding restrictions on property owners regarding small-scale developments and had concerns regarding property owners making larger investments was not harmonious with industrial zoning.

Staff indicated they will take Board of Commissioner comments and at a future date will address those concerns.

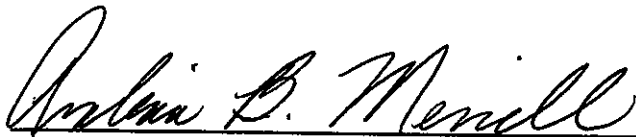
ADJOURNMENT

Commissioner Randall made a motion to adjourn. All voted in favor and the motion carried. The meeting was adjourned at 2:20 p.m.



Vollie G. Good, Chairman
Henderson County Board of Commissioners

ATTEST:



Avalina B. Merrill, Acting Clerk

COPY ^{copy}

JOINT RESOLUTION OF HENDERSON COUNTY AND THE TOWN OF FLETCHER
TO PROVIDE FOR THE REGULATION OF LAND DEVELOPMENT
WITHIN THE MUNICIPAL LIMITS OF THE TOWN OF FLETCHER

WHEREAS, on June 29, 1989, shortly after its incorporation, the Town of Fletcher by resolution requested that the Henderson County Board of Commissioners enforce the Henderson County Land Development Ordinance within the boundaries of the Town of Fletcher; and

WHEREAS, on July 3, 1989, the Henderson County Board of Commissioners by motion approved the June 29, 1989 request of the Town of Fletcher, and thereby agreed to enforce the Henderson County Land Development Ordinance within the Town of Fletcher; and

WHEREAS, on February 21, 1994 the Town of Fletcher adopted its own subdivision ordinance, The Subdivision Regulations of the Town of Fletcher, to control the orderly growth and development of the Town with such Regulations becoming effective on June 1, 1994; and

WHEREAS, on May 9, 1994, the Town of Fletcher by Resolution requested that the Henderson County Board of Commissioners relinquish its governing powers concerning Land Development to the Town of Fletcher effective June 1, 1994; and

WHEREAS, North Carolina General Statute § 160A-360(g) allows a municipality which has relinquished jurisdiction of land development regulation to another governing body to recover such jurisdiction upon providing two years notice to such other governing body, or by mutual agreement between the municipality and such other governing body; and

WHEREAS, there are currently four development projects within the Town of Fletcher which Henderson County has granted partial approval based on plans submitted, but which have not received the final approvals required by the Henderson County Land Development Ordinance, to wit: Brookstone, shown as the shaded portion of Exhibit A, attached; Fletcher Commerce Park, shown as the shaded portion of Exhibit B, attached; Windsor Forest Subdivision, shown as the shaded portion of Exhibit C, attached; and Southchase Subdivision, shown as the shaded portion of Exhibit D, attached; all collectively hereinafter referred to as "Planned Development Projects"; and

WHEREAS, the Town of Fletcher and Henderson County agree that it would be in the best interest of each respective developer for the Planned Development Projects to allow the Planned Development Projects to continue to be regulated and administered by Henderson County under Henderson County's Land Development Ordinance for the statutory period of two (2) years allowed under N.C.G.S. § 160A(g) provided that such developer has

1) already received preliminary plan approval under the Henderson County Land Development Ordinance, or 2) submitted an application for preliminary plan approval to the Henderson County Planning Department that demonstrates substantial compliance with the Henderson County Land Development Ordinance prior to the expiration of said two (2) year period; and

WHEREAS, the Town of Fletcher and Henderson County agree that all prior development projects within the municipal limits of the Town of Fletcher which have been granted final plan approval under the Henderson County Land Development Ordinance, hereinafter collectively referred to as "Approved Development Projects", should continue to be regulated and administered by Henderson County under the Henderson County Land Development Ordinance and that amendments to such Approved Development Projects should be approved or disapproved by Henderson County within said two (2) year time period; provided however, that if such Approved Development Projects are abandoned or discontinued, or if the developer wishes to substantially change the nature, character, or use of the Approved Development Projects from that which has been approved by Henderson County, such Approved Development Project or the changed portions thereof, should then be regulated and administered under the Subdivision Regulations of the Town of Fletcher, N.C.

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Fletcher and the Henderson County Board of Commissioners as follows:

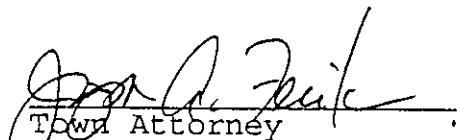
1. Except as stated herein, effective June 1, 1994, land development within the municipal limits of the Town of Fletcher shall be regulated by the Town of Fletcher according to the Subdivision Regulations of the Town of Fletcher, N.C. Except as otherwise stated herein, the Henderson County Board of Commissioners relinquishes its regulatory jurisdiction over land development within the municipal limits of the Town of Fletcher, effective June 1, 1994. Except as otherwise stated herein, the Town Council for the Town of Fletcher hereby assumes the regulation of land development within the municipal limits of the Town of Fletcher effective June 1, 1994.
2. The Approved Development Projects, as defined above, shall continue to be regulated and administered by Henderson County according to the Henderson County Land Development Ordinance; provided however, that should such Approved Development Projects be abandoned or discontinued, or should the project owner/developer desire to substantially change the character or use of such Approved Development Project from that which has previously been approved under the Henderson County Land Development Ordinance, the Approved Development Project, or the changed portions thereof, whichever is appropriate, shall thereafter be subject to the Subdivision Regulations of the Town of Fletcher, N.C.

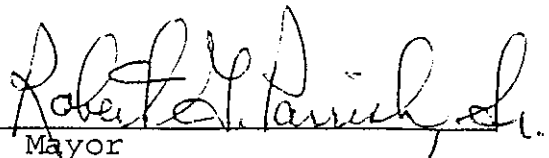
3. All Planned Development Projects, as defined above, shall continue to be administered and regulated by Henderson County pursuant to the Henderson County Land Development Ordinance until June 1, 1996, provided that 1) such Planned Development Project, or portion thereof, as appropriate, has already received preliminary plan approval under the Henderson County Land Development Ordinance by June 1, 1996 or 2) an application for preliminary plan approval that demonstrates substantial compliance with the Henderson County Land Development Ordinance has been submitted to the Henderson County Planning Department for such Planned Development Project, or portion thereof as appropriate, prior to June 1, 1996. Only the shaded areas of the attached Exhibits A, B, C, and D shall fall within the provisions of this Paragraph Number 3. All other areas of the attached Exhibits A, B, C, and D which are within the municipal limits of the Town of Fletcher shall be regulated by the Town of Fletcher pursuant to the Subdivision Regulations of the Town of Fletcher, N.C., effective June 1, 1994. If any portions of land are added to such Planned Development Projects from and after June 1, 1994, then such added portions of land shall be regulated and administered by the Town of Fletcher under the Subdivision Regulations of the Town of Fletcher, N.C.
4. From June 1, 1996 and thereafter, any and all portions of the Planned Development Projects 1) which did not receive preliminary plan approval by June 1, 1996 by Henderson County or 2) for which an application for preliminary plan approval that demonstrates substantial compliance with the Henderson County Land Development Ordinance has not been submitted to the Henderson County Planning Department prior to June 1, 1996, shall be regulated and administered by the Town of Fletcher pursuant to the Subdivision Regulations of the Town of Fletcher, N.C.

This the 11th day of July, 1994.

Approved as to Form:

THE TOWN OF FLETCHER


Town Attorney

BY: 
Mayor

ATTEST: (Town Seal)


Town Clerk

This the 20th day of July, 1994.

Approved as to Form:

HENDERSON COUNTY

Don H. Clark
County Attorney

BY: Vellie H. Good
Chairman of the Board of
Commissioners

ATTEST: (County Seal)

Acting Arvelina B. Merrill
Clerk to the Board
Arvelina B. Merrill

Taxpayer Name	Taxbill	Total	Reason
FEATHERSTONE, LARRY AND CAROLE	91A19658.01	\$31.40	VEHICLE BELONGS TO SON ACCT #123299
OLD HOMESTEAD THE	23A06644.01	\$66.00	BUSINESS DID NOT EXIST IN 93
WILKINS, CHERISSA BABE	93A0941825	\$44.52	BILLED TO WRONG ACCT FOR 1993 DISCOVERING TO ACCT #122793

TOTAL RELEASES >>> \$181.92

COMMISSIONER'S REPORT 07/20/74
 REFUNDS

RELEASE.MNT
 07/11/74

REL. REPORT
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Taxpayer Name	Taxbill	Total	Reason
CHESTNUT HILLS INC	92A9902794	\$296.46	HOUSE INCORRECTLY ASSESSED TO THIS PARCEL
CHESTNUT HILLS INC	90A9902794	\$256.04	HOUSE INCORRECTLY ASSESSED TO THIS PARCEL
CHESTNUT HILLS INC	91A9902794	\$296.46	HOUSE INCORRECTLY ASSESSED TO THIS PARCEL
CHESTNUT HILLS INC	93A9902794	\$334.62	HOUSE INCORRECTLY ASSESSED TO THIS PARCEL
GREENE, TED JEROME & WIFE	91A2049.01	\$12.00	DOES NOT OWN 83#FORD TRUCK
KEELIN, WILLIAM T	92A9932021	\$10.44	PARCELS 99-32021 AND 99-32020 LISTED TO WRONG OWNER REFUND DIFFERENCE
KEELIN, WILLIAM T	91A9932021	\$10.44	PARCELS 99-32021 AND 99-32020 LISTED TO WRONG OWNERS REFUND DIFFERENCE
KEELIN, WILLIAM T	90A9932021	\$9.27	PARCELS 99-32021 AND 99-32020 LISTED INCORRECTLY TO WRONG OWNER, REFUND DIFFERENCE
OAKES, FREDERICK W	93A9932020	\$36.60	PARCEL BILLED TO WRONG OWNER FOR '73. WILL BE DISCOVERED TO CORRECT OWNER

TOTAL REFUNDS >>> \$1242.33

HENDERSON COUNTY
BOARD OF COMMISSIONERS

100 NORTH KING STREET
HENDERSONVILLE, N.C. 28792-5097
PHONE 704/697-4808
FAX 704/692-9855

VOLLIE G. GOOD
CHAIRMAN
J. MICHAEL EDNEY
HUGH D. RANDALL
WILLIAM MCKAY
RENEE KUMOR

DAVID F. THOMPSON
COUNTY MANAGER

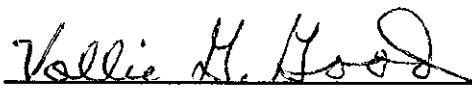
HENDERSON COUNTY
SERVICE SIDEARM POLICY

As allowed by General Statute 20-187.2, the Board of County Commissioners may, upon its own initiative, or upon receiving a recommendation from the Sheriff, award to either a Law Enforcement Officer, retiring from the Sheriff's Department under the North Carolina Law Enforcement Employees Retirement System, or his/her surviving relative the Law Enforcement Officer's service sidearm. Upon approving such request, the Board of Commissioners may establish a purchase price for the side arm. In establishing such a purchase price, the Board may consider the following factors:

1. Total Years of Service as a Law Enforcement Officer as recognized by the North Carolina Law Enforcement Employees Retirement System at the time of retirement or death. The purchase price will be the fair market value of the sidearm discounted by twenty-five percent (25%) for every five (5) years served. For example, ten (10) years of service would entitle the retiree or surviving relative to a purchase price of fifty percent (50%) of the fair market value.
2. Reason for retirement or cause of death. The surviving relative of any law enforcement officer killed in the line of duty may obtain the officer's sidearm at no cost. Any officer who retires due to a disability resulting from an injury sustained in the line of duty may obtain his/her sidearm at no cost.

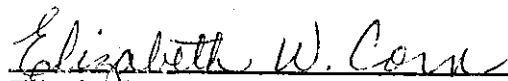
The recipient shall be required to secure a permit for such sidearm as required by General Statute 20-187.2, or else the side arm shall be rendered incapable of being fired before the side arm is transferred in accordance with this policy.

Adopted this the 20th day of July, 1994



Vollie G. Good, Chairman
Henderson County Board of Commissioners

ATTEST:



Elizabeth W. Corn, Clerk to the Board