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**ACTION AGENDA  
CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
COURTHOUSE – ROOM 118  
APRIL 20, 2015 (MONDAY)  
6:45 PM**

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INVOCATION - Commissioner Marshall Faircloth, Vice Chairman

MINISTER:

PLEDGE OF ALLEGIANCE –

**PUBLIC COMMENT PERIOD (6:45 PM – 7:00 PM)**

**Recognitions:**

**Cumberland County Schools with State Athletic Championships in 2015:**

**Jack Britt High School Wrestling Team 2015 State Champions**

**Terry Sanford High School Basketball Team 2015 State Champions**

**Southview High School Indoor Track & Field Team 2015 State Champions**

1. Approval of Agenda – **APPROVED**

**REQUEST TO PULL ITEM 2.C. 1) FOR SEPARATE DISCUSSION AND ACTION**

2. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 2.A. – 2.E.3)  
WITH THE EXCEPTION OF ITEM 2.C.1) AS PULLED FOR SEPARATE  
DISCUSSION AND ACTION**

A. Approval of minutes for the April 13, 2015 special meeting.

B. Approval of Ordinance Assessing Property for the Costs of Demolition: **(Pg. 6)**

Case Number: MH 776-2014

Property Owner: Connie G. Groves

Property Location: 3214 Princess Ann Drive, Fayetteville, NC

Parcel Identification Number: 0425-17-4090

C. 1) **PULLED FOR SEPARATE DISCUSSION AND ACTION**

D. Approval of a Resolution of Support for the Atlantic Coast Pipeline. **(Pg. 20)**

E. Budget Revisions: **(Pgs. 21-24)**

1) Emergency Services Grants **(Pg. 21)**

Revision in the amount of \$22,000 to recognize the donation of a pet trailer from the American Kennel Club Reunite, to be used for animal/pet transfer during a disaster event. (B15-292) **Funding Source - Donation**

2) Community Development – Continuum of Care Grant **(Pg. 22)**

Revision in the amount of \$143,113 to appropriate grant funds for the domestic violence program, Care Center Transitional Housing. (B15-289) **Funding Source - Grant**

3) Water and Sewer / Kelly Hills Water and Sewer Fund **(Pg. 23)**

Revisions in the amount of \$37,107 to reallocate budgeted expenditures to transfer funds from Water and Sewer to the Kelly Hills Water and Sewer Fund for the purchase and installation of a lift station flow meter from PWC. (B15-293 and B15-293A) **Funding Source – Reallocation of Budgeted Expenditures**

2. C. 1) **APPROVAL OF CUMBERLAND COUNTY POLICY COMMITTEE REPORT AND RECOMMENDATIONS: REVISIONS TO THE CUMBERLAND COUNTY ANIMAL CONTROL ORDINANCE – APPROVED (Pg. 8)**

3. Public Hearings **(Pgs. 25-130)**

**Uncontested Rezoning Cases**

**Conditional Zoning District**

- A. **Case P15-05:** Rezoning of 1.88+/- acres from R6A Residential to C2(P) Planned Service and Retail/CZ Conditional Zoning for retailing, office and trade contractor, or to a more restrictive zoning district; located on the southwest side of SR 1126 (Brooklyn Circle), northeast of Lady Lane Road; submitted by Thomas D. Horne and Timothy Sealy on behalf of Directional Services Inc. (owner) and Greg Bagley. **(Pg. 25)**

**Staff Recommendation:**

**1<sup>st</sup> motion for Case P15-05:** Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

**2<sup>nd</sup> motion for Case P15-05:** Move to approve the rezoning for C2(P) Planned Service and Retail/CZ Conditional Zoning district for trade contracting with open storage as recommended by the Planning Staff.

**Planning Board Recommendation:** Approve the Staff Recommendation

**ACTION: APPROVED PLANNING BOARD RECOMMENDATION**

**Rezoning Case**

- B. **Case P15-15:** Rezoning of 1.74+/- acres from A1 Agricultural to R40A Residential, or to a more restrictive zoning district, located at 7209 Butler Nursery Road, submitted by Jennifer C. Melton (owner). **(Pg. 37)**

**Staff Recommendation:**

**1<sup>st</sup> motion for Case P15-15:** Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

**2<sup>nd</sup> motion for Case P15-15:** Move to approve the rezoning for R40A Residential as recommended by the Planning Staff.

**Planning Board Recommendation:** Approve the Staff Recommendation

**ACTION: APPROVED PLANNING BOARD RECOMMENDATION**

**Text Amendment**

- C. **Case P15-16:** Revision and amendment to the Cumberland County Zoning Ordinance, by amending Article II Interpretations, Calculations, and Definitions, Section 203. Definitions of Specific Terms and Words, inserting in alphabetical order the term and definition for “distillery, small”; amending Article IV Permitted, Conditional, and Special Uses, Section 403. Use Matrix by inserting in alphabetical order a new row entitled “distillery, small” in the land use column and allowing this use as permitted in the C(P) Planned Commercial zoning district column on this same row and updating the table of contents as appropriate. **(Pg. 40)**

**Staff Recommendation:**

**1<sup>st</sup> motion for Case P15-16:** Move to find the text amendment consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

**2<sup>nd</sup> motion for Case P15-16:** Move to approve the text amendment creating provisions for small distilleries in the County.

**Planning Board Recommendation:** Approve the Staff Recommendation

**ACTION: APPROVED PLANNING BOARD RECOMMENDATION**  
**Minimum Housing Code Enforcement (Pgs. 47-70)**

D. Case Number: MH 950-2015 **(Pg. 47)**  
Property Owner: Elizabeth W. Stifler Heirs c/o George Williams, Sr.  
Property Location: 4025 Limestone Street, Eastover, NC  
Parcel Identification Number: 0469-45-7228

**ACTION: 30 DAYS**

E. Case Number: MH 938-2014 **(Pg. 53)**  
Property Owner: Harry Myles  
Property Location: 8201 Godwin-Falcon Road, Godwin, NC  
Parcel Identification Number: 0592-79-7475

**ACTION: 30 DAYS**

F. Case Number: MH 529-2014 **(Pg. 59)**  
Property Owner: Eunice C. Murphy c/o Dwight Murphy  
Property Location: 3437 Barbershop Road, Eastover, NC  
Parcel Identification Number: 0469-61-1073

**ACTION: 30 DAYS**

G. Case Number: MH 855-2014 **(Pg. 65)**  
Property Owner: Cleo D. Pickard  
Property Location: 6347 Pine Street, Fayetteville, NC  
Parcel Identification Number: 0520-48-3629

**ACTION: 30 DAYS**

**Other Public Hearings**

H. 2015 Draft Community Development Consolidated Plan and Annual Action Plan.  
**PUBLIC HEARING HELD - RECEIVED REPORT AS INFORMATION (Pg. 71)**

**Items of Business (Pgs. 131-173)**

4. Consideration of Proposed Schedule for Fiscal Year 2016 Budget Work Sessions and Budget Public Hearing. – **APPROVED** (Pg. 131)

5. Nominations to Boards and Committees (Pgs. 132-168)

A. Cumberland County Juvenile Crime Prevention Council (JCPC) (2 Vacancies) (Pg. 132)

**NOMINEE(S): JOHN MCINTYRE  
DWIGHT CREECH**

B. Cumberland County Local Emergency Planning Committee (3 Vacancies) (Pg. 154)

**NOMINEE(S): GARY TEW  
CAPTAIN J.T. MORGAN  
RONNIE WILLET**

6. Appointments to Boards and Committees (Pgs. 169)

**NO APPOINTMENTS SCHEDULED FOR THIS MEETING**

7. Appointment of Officers to the Equalization and Review Board. (Pgs. 170)

<u>Nominees:</u>	<u>Chairman:</u>	Douglas Stephens
	<u>First Vice Chairman:</u>	Kathy Olsen
	<u>Second Vice Chairman:</u>	Harvey (Butch) Raynor

**APPOINTEE(S): CHAIRMAN: DOUGLAS STEPHENS  
FIRST VICE CHAIRMAN: KATHY OLSEN  
SECOND VICE CHAIRMAN: HARVEY (BUTCH) RAYNOR**

**RECESSED THE BOARD OF COMMISSIONERS' MEETING.**

**CONVENED THE KELLY HILLS/SLOCOMB ROAD WATER & SEWER  
DISTRICT GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) /  
ADJOURN (Pg. 174)**

1. Items of Business

A. Approval of Minutes for the August 18, 2014 Special Meeting - **APPROVED**

B. Approval of a Budget Revision for Kelly Hills Water and Sewer Fund - **APPROVED**

Revision in the amount of \$37,107 to reallocate budgeted expenditures to transfer funds from Water and Sewer to the Kelly Hills Water and Sewer Fund for the purchase and installation of a lift station flow meter from PWC. (B15-293 and B15-293A) Funding Source – **Reallocation of Budgeted Expenditures Pg. 175**

**RECONVENED THE REGULAR BOARD OF COMMISSIONERS MEETING.**

- 8. Closed Session:
  - A. Attorney Client Matter(s)  
Pursuant to NCGS 143-318.11(a)(3).
  - B. Personnel Matters Pursuant to  
NCGS 143-318.11(a)(6).

**ADJOURNED**