

MOORE COUNTY BOARD OF COMMISSIONERS TUESDAY, FEBRUARY 16, 2021 REGULAR MEETING, 5:30 P.M.

REMOTE VIA WWW.WEBEX.COM OR 1-408-418-9388

MEETING NUMBER: 179 981 3087 / MEETING PASSWORD: 21621 CALL TO ORDER

INVOCATION – Rev. Rick Martindale, First Presbyterian Church PLEDGE OF ALLEGIANCE – Laura Williams, Clerk I. PUBLIC COMMENT PERIOD (Procedures are attached to agenda. See below for remote participation instructions.) If you would like to participate in the Board's regular 30 minute public comment period, you may do so by submitting written comments of 350 words or less to be read by the Clerk during the meeting, or by signing up with the Clerk to speak during the meeting. Written comments and sign-ins must be received no later than 3:30pm on Tuesday, February 16, 2021. You may submit written comments online [HERE](#) or email them to clerktoboard@moorecountync.gov. You may sign up to speak by emailing clerktoboard@moorecountync.gov or by calling 910-947-6403. II. ADDITIONAL AGENDA CHAIRMAN – Does any Commissioner have a conflict of interest concerning agenda items the Board will address in this meeting? III. APPROVAL OF CONSENT AGENDA

All items listed below are considered routine and will be enacted by one motion. No separate discussion will be held except on request of a member of the Board of Commissioners. A. Minutes: February 2, 2021, Regular Meeting and Closed Session B. Tax Releases/Refunds – January 2021

C. Advertisement of Tax Liens on Real Property D. Budget Amendments E. Digital Learning Invoices for Moore County Schools F. Vass Phase 4 Sewer System Improvements Project Ordinance Revision 4 G. Deed of Dedication for Magnolia on Knoll

H. Youth Services FY22 Juvenile Crime Prevention Council Grant I. Health Department FY21 543 ELC Enhancing Detection Activities Grant Revision # 1

IV. RECOGNITIONS

V. PRESENTATIONS

A. Health – COVID-19 Update (Robert Wittmann, Health Director) VI. PUBLIC HEARINGS

The public hearings will be conducted remotely via WebEx and there will be no meeting location for the public to physically attend. Those who wish to speak during the hearing(s) must sign up with the Clerk no later than 3:30pm on Tuesday, February 16, 2021, either via email to clerktoboard@moorecountync.gov or via telephone at 910-947-6403. Alternatively, citizens

may submit their written comments via email to clerktoboard@moorecountync.gov or online [HERE](#). Written comments will be accepted until 5:30pm on Wednesday, February 17, 2021. Written comments received by 3:30pm on Tuesday, February 16, 2021, will be read by the Clerk during the hearing. Written comments received between 3:30pm on February 16, 2021 and 5:30pm on February 17, 2021, will be read into the meeting record at the Board's subsequent regular meeting scheduled on March 2, 2021, prior to the Board's decision. A. Public Hearing / Planning – Request for General Use Rezoning from Rural Agricultural (RA) to Neighborhood Commercial (B-1) – NC Hwy 705 (Debra Ensminger, Planning/Transportation Director)

B. Public Hearing / Planning – Request for Approval of Unified Development Ordinance Text Amendments: Highway Corridor Overlay District Development Standards – continued from November 17, 2020 and to be continued again to a future date (Debra Ensminger, Planning/Transportation Director) VII. OLD BUSINESS VIII. NEW BUSINESS A.

Public Works – Request for Approval Amendment # 2 to McGill Associates Contract for Vass Phase 2 Wastewater Collection System Expansion (Randy Gould, Public Works

Director) B. Solid Waste – Request for Approval of Contract Amendment for Republic Services Contract (David Lambert, Solid Waste Director) IX. APPOINTMENTS A. Local Emergency Planning Committee

B. Board of Equalization and Review X. ADDITIONAL AGENDA XI. MANAGER'S REPORT XII. COMMISSIONERS' COMMENTS

XIII. CLOSED SESSION – if needed

ADJOURNMENT

COMMISSIONERS UPCOMING MEETINGS / EVENTS:

- Transportation Advisory Board, Wednesday, February 17, 3:00pm (Gregory)
- CVB Board, Thursday, February 18, 10:00am (Quis)
- Pre-agenda, Wednesday, February 24, 9:00am (Gregory / Quis)
- Special Meeting, Wednesday, February 24, 9:30am
- Regular Meeting, Tuesday, March 2, 10:30am
- Pre-agenda, Wednesday, March 10, 9:00am (Ritter / Quis)
- Special Meeting, Wednesday, March 19, 10:00am
- Pre-agenda, Wednesday, March 31, 9:00am (Daeke / Quis)
- Special Meeting, Wednesday, March 31, 10:00am

PUBLIC COMMENT PROCEDURES

MOORE COUNTY BOARD OF COMMISSIONERS

The Moore County Board of Commissioners is committed to allowing members of the public an opportunity to offer comments and suggestions for the efficient and effective administration of government. In addition to public hearings, a special time is set aside for the purpose of receiving such comments and suggestions. All comments and suggestions addressed to the Board during the Public Comment Period shall be subject to the following procedures:

1. The Public Comment period will be held at the beginning of the Board meeting. The comment period will be limited to a maximum of thirty minutes.
2. Persons who wish to address the Board during the Public Comment Period will register on a sign-up sheet available on the table outside the entrance door to the Commissioners' Meeting Room indicating contact information and topic. Sign-up sheets will be available beginning 30 minutes before the start of the meeting. No one will be allowed to have his/her name placed on the list by telephone request to County Staff.
3. Each person signed up to speak will have three (3) minutes to make his/her remarks. Each person signed up to speak will only be entitled to the time allotted to each speaker and one additional time period which may be yielded to him/her by another individual who has also signed up to speak on a particular topic.
4. Speakers will be acknowledged by the Board Chairperson in the order in which their names appear on the sign-up sheet. Speakers will address the Board from the lectern at the front of the room and begin their remarks by stating their name and address.
5. Public comment is not intended to require the Board to answer any impromptu questions. Speakers will address all comments to the Board as a whole and not one individual commissioner. Discussions between speakers and members of the audience will not be allowed.
6. Speakers will be courteous in their language and presentation. Matters or comments which are harmful, discriminatory or embarrassing to any citizens, official or employee of Moore County shall not be allowed. Speaker must be respectful and courteous in their remarks and must refrain from personal attacks and the use of profanity.
7. Only one speaker will be acknowledged at a time. If the time period runs out before all persons who have signed up get to speak, those names will be carried over to the next Public Comment Period.
8. Any applause will be held until the end of the Public Comment Period.
9. Speakers who have prepared written remarks or supporting documents are encouraged to leave a copy of such remarks and documents with the Clerk to the Board.
10. Speakers shall not discuss any of the following: matters which concern the candidacy of any person seeking public office, including the candidacy of the person addressing the Board; matters which are closed session matters, including but not limited to matters within the attorney-client privilege, anticipated or pending litigation, personnel, property acquisition, matters which are made confidential by law; matters which are the subject of public hearings.
11. Information sheets outlining the process for the public's participation in Board meetings will also be available in the rear of the Commissioner's Meeting Room.
12. Action on items brought up during the Public Comment Period will be at the discretion of the Board.

Adopted on the 5th day of March 2007 by a 5 to 0 vote of the Moore County Board of Commissioners.

Revised on the 7th day of April 2015. Revised on the 7th day of February 2017.

MOORE COUNTY BOARD OF COMMISSIONERS TUESDAY, FEBRUARY 2, 2021 REGULAR MEETING, 10:30 A.M.

The Moore County Board of Commissioners convened for a regular meeting at 10:30am, Tuesday, February 2, 2021. The meeting was conducted remotely via simultaneous electronic communication.

Commissioners Present: Chairman Frank Quis, Vice Chairman Louis Gregory (joined 10:39am), Jerry Daeke, Catherine Graham

Commissioners Absent:

Otis Ritter *****

Chairman Quis called the meeting to order. Rev. Adam Beddingfield of the 705 Church of God of Prophecy offered the invocation and County Manager Wayne Vest led the Pledge of Allegiance. There was a brief recess to address meeting connection issues.

PUBLIC COMMENT PERIOD Clerk to the Board Laura Williams read public comment submitted via email by Mr. John Misiaszek and attached hereto as Appendix A.

Chairman Quis asked if any commissioner had a conflict of interest concerning agenda items the Board would address in the meeting and there was none. CONSENT AGENDA

Upon motion made by Commissioner Daeke, seconded by Commissioner Graham, the Board voted 4-0 to approve the following consent agenda items: Minutes: January 19, 2021, Regular Meeting Budget Amendments

Tax Releases/Refunds – December 2020

Board Order: Timber Services, Inc. Sawmill Expansion FY21 Agreement Addendum for 716 CDC COVID-19 Vaccination Program Grant The budget amendments, tax releases/refunds, and board order are hereby incorporated as a part of these minutes by attachment as Appendices B, C, and D, respectively.

PRESENTATIONS

Solid Waste – Republic Service Contract Changes

Solid Waste Director David Lambert provide a presentation regarding recommended changes to the County's Republic Services contract. The presentation is hereby incorporated as a part of these minutes by attachment as Appendix E. Mr. Lambert indicated request for approval of the contract was planned for the Board's next meeting. The commissioners indicated they may have questions to be addressed.

Health – COVID-19 Update Health Director Robert Wittmann and Deputy Director/PIO Matt Garner provided an update regarding COVID-

19. The presentation is hereby incorporated as a part of these minutes by attachment as Appendix F. Mr. Wittmann discussed at length the vaccine supply of which there would be a very limited amount provided to the County over the next three weeks (400 doses per week). The State withheld a large portion of the doses for mass vaccination clinics to be held in areas like Charlotte and Fayetteville. Commissioner Gregory inquired regarding the timing of reporting of COVID-19 deaths and Mr. Wittmann explained there were reports required for vital records as well as for the communicable disease branch, each of which was governed by separate statutes and regulations. Commissioner Graham asked if Mr. Wittmann anticipated there would be enough vaccine for scheduled second doses and Mr. Wittmann said yes and indicated there had been no problem with receiving those doses, just in time. Chairman Quis expressed frustration with the lack of vaccine and inquired with Mr. Wittmann again, as he had in the Board's previous meeting, how many vaccines he could administer. Mr. Wittmann said he could do 1,800-2,000 per clinic using the Ag Center and Health Department as he currently was but could provide more if using additional locations if more vaccines were available. Chairman Quis discussed the high percentage of Moore County's population that was 65 years old or older and said some surrounding counties had a much lower percentage in that category, some as low as 8%. He commented about his frustration given that State representatives were aware of the County's demographics. Mr. Wittmann discussed that State representatives had been working to try to secure more vaccine. Commissioner Graham noted it was important for citizens to know they could go to any county to get their vaccine. Mr. Wittmann concurred and discussed that the mega sites in Fayetteville and elsewhere were also available to them. He noted that they would also need to go to the same place for their second doses, but he encouraged everyone to go where they could wherever they could get in most quickly. Chairman Quis asked what FirstHealth's allocation of vaccine would be over the next three weeks and Mr. Garner said it would be approximately 500-600 doses. County Manager Wayne Vest confirmed that the NCDHHS spreadsheet indicated 500 doses for FirstHealth. Commissioner Gregory asked Mr. Wittmann to find out how the State determined these allocations. Mr. Wittmann said he had asked over the phone but got no understanding and said he was afraid it was a moving target from week to week. Mr. Vest further discussed the number of vaccines expected by the State from the federal government, saying the State expected 145,000 and would allocate 90,000 to counties per population. The remaining 55,000 doses were being held for counties that had higher low-income populations, counties that had received lower numbers of vaccine, and for the State clinics, etc. Chairman Quis asked about the number of Moderna doses and Mr. Wittmann indicated one set of 300 was received and one set of 100. Mr. Wittmann noted the equity for the historically underserved was also a factor. Chairman Quis expressed appreciation for the information and for the Health Department's readiness to administer more vaccine doses when they were available.

PUBLIC HEARINGS

Call to Public Hearing / Planning – Request for General Use Rezoning from Rural Agricultural (RA) to Neighborhood Commercial (B-1) – NC Hwy 705 Planning/Transportation Director Debra Ensminger requested the Board call a public hearing regarding a rezoning request. Upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board

voted 4-0 to call for a public hearing on February 16, 2021 at 5:30pm for a General Use Rezoning from Rural Agricultural (RA) to Neighborhood Commercial (B-1) of an approximate 0.641 acre parcel, located on NC Hwy 705 owned by Edith W Hussey Trustee, per Deed Book 2871 Page 207 and further described as ParID # 10002382 in Moore County Tax Records.

NEW BUSINESS Public Works – Request for Approval of Vehicle Purchase Contract Public Works Director Randy Gould requested approval of a purchase contract for a truck. Upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board voted 4-0 to authorize the Chairman

to sign the purchase contract with Cooper Ford in the amount of \$92,539 for the F-550 truck. Commissioners Graham and Daeke both indicated they were glad to see a local dealer win the bid. Sheriff – Request for Approval of Reclassification of Detective Sergeant Position to Deputy

County Manager Wayne Vest provided background information regarding a position reclassification request for the Sheriff's Office. Sheriff Ronnie Fields provided additional information on the position and the request. Upon motion made by Commissioner Daeke, seconded by Commissioner Graham, the Board voted 4-0 to approve the reclassification of the Detective Sergeant position to Deputy and the use of lapsed salary to fund this position for the remainder of FY21.

Finance – Request for Approval of Sale and Issuance Resolution for General Obligation Sandhills Community College Bonds, Series 2021 County Manager Wayne Vest reviewed a resolution providing for the sale and issuance of the College General

Obligation Bonds. Upon motion made by Commissioner Daeke, seconded by Commissioner Graham, the Board voted 4-0 to proceed with the adoption of the resolution providing for the sale and issuance of not to exceed \$20,000,000 General Obligation Sandhills Community College Bonds, Series 2021, which will provide the funds to build the new nursing and health sciences facility. The resolution is hereby incorporated as a part of these minutes by attachment as Appendix G.

Administration – Request for Approval of FY22 Proposed Budget Adoption Schedule County Manager Wayne Vest presented a proposed schedule for adoption of the FY 22 budget for the commissioners' consideration. Upon motion made by Commissioner Daeke, seconded by Commissioner

Gregory, the Board voted 4-0 to approve the budget schedule which includes the statutory requirement for a public hearing to be held on Tuesday, June 15, 2021 and adopt the County of Moore budget and the East Moore Water District budget at a special called meeting by the Board prior to July 1, 2021.

Administration – Request for Adoption of Resolution for Membership in Triangle J Council of Governments and Appointment of Delegate

County Manager Wayne Vest presented for the Board's consideration a resolution required for membership in the Triangle J Council of Governments (TJCOG) and noted Chairman Quis had agreed to serve as the County's delegate to the TJCOG. Upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board voted 4-0 to adopt a Resolution Ratifying, Accepting, and Approving the Bylaws and Charter Resolution of the Triangle J Council of Governments. The resolution is hereby incorporated as a part of these minutes by attachment as Appendix H. Upon motion made by Commissioner Daeke, seconded by Commissioner Graham, the Board voted 4-0 to appoint Commissioner Frank Quis as the County's TJCOG delegate. APPOINTMENTS

Parks and Recreation Advisory Board Upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board voted 4-0 to reappoint Michael Gatti and to waive the term limit and reappoint Larry Caddell and Travis Greene to the Parks and Recreation Advisory Board for three-year terms expiring February 29, 2024.

CLOSED SESSION

Commissioner Graham made a motion, seconded by Commissioner Daeke, to adjourn the meeting. They were reminded that there was additionally closed session business scheduled. Commissioner Graham withdrew her motion to adjourn and motioned to enter into closed session pursuant to N.C.G.S. 143-318.11(a)(3) and (a)(5). Commissioner Daeke seconded. The motion carried 4-0.

Upon returning to open session, upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board 4-0 to come out of closed session and seal the minutes.

Upon motion made by Commissioner Daeke, seconded by Commissioner Graham, the Board voted 4-0 to approve the filing of a complaint against Christine McNair Merritt for abatement of a public nuisance and authorize the County Attorney to enter into and sign a consent judgment and final order of abatement. ADJOURNMENT There being no further business, Chairman Quis adjourned the February 2, 2021, regular meeting of the Moore County Board of Commissioners at 1:26pm.

Francis R. Quis, Jr., Chairman

Laura M. Williams, Clerk to the Board

Agenda Item: Meeting Date: 2/16/2021

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Randy Gould, Public Works Director

DATE: February 8, 2021 SUBJECT: Deed of Dedication for Magnolia on Knoll

PRESENTER: Randy Gould, PE REQUEST:

Accept the Deed of Dedication for water and wastewater utilities for the Magnolia on Knoll subdivision. BACKGROUND: The water and wastewater utilities construction at Magnolia on Knoll is complete and ready for operation and acceptance.

IMPLEMENTATION PLAN: Accept the deed of dedication for the water and sewer utilities and begin operation of the system.

FINANCIAL IMPACT STATEMENT:

Acceptance of ownership of new utilities that places additional financial burden on the Moore County Public Utilities will be covered by the utility ratepayers. RECOMMENDATION SUMMARY:

Make a motion to accept the Deed of Dedication for Magnolia on Knoll.

SUPPORTING ATTACHMENTS: Deed of Dedication and Releases

I:PublicWorks/Projects/Magnolia on Knoll/Agenda Memo 02162021

NC Hwy 705 – General Use Rezoning – Staff Report

Agenda Item: ____ Meeting Date: February 16, 2021

MEMORANDUM TO THE BOARD OF COMMISSIONERS FROM: Debra Ensminger Planning & Transportation Director

DATE: January 20, 2021 SUBJECT: General Use Rezoning Request: Rural Agricultural (RA) to Neighborhood Commercial (B-1) – NC Hwy 705

PRESENTER: Debra Ensminger REQUEST Rhetson Companies, Inc. is requesting a General Use Rezoning from Rural Agricultural (RA) to

Neighborhood Commercial (B-1) of an approximate 0.641-acre parcel located on NC HWY 705, owned by Edith W Hussey Trustee, per Deed Book 2871 Page 207 and further described as ParID #10002382 in Moore County Tax Records. Public notification consisted of publishing a legal notice in the local newspaper for two consecutive weeks, notification by mail to adjacent property owners, and placing public hearing signs on the property. BACKGROUND The lot is currently undeveloped. The applicant plans to combine the 0.641 acre parcel with the

parcel to the south, ParID# 00010066, currently zoned B-1. The developer plans to build a retail store on the combined parcel (ParID# 10002382 & #00010066). Adjacent properties include vacant commercial property, undeveloped land, single-family dwelling, and vacant commercial space.

ZONING DISTRICT COMPATIBILITY The requested rezoning to Neighborhood Business (B-1) is consistent with the existing uses located near the property, including commercial uses. The surrounding area is zoned a mixture of Rural Agricultural (RA), Neighborhood Commercial (B-1), as well the Town of Robbins

Residential – 10 (R-10) and Thoroughfare Business District (TBD) zoning districts. CONSISTENCY WITH THE 2013 MOORE COUNTY LAND USE PLAN The future land use map identifies the property as Commercial/Office/Retail/Institutional Land Use Classification. The requested zoning to Neighborhood Business (B-1) is compatible with the

Commercial/Office/Retail/Institutional Land Use Classification. The Land Use Plan states the primary use of the Commercial/Office/Retail/Institutional Land Use Classification is for shopping/retail uses, dining, entertainment, services, general office space, medical offices, banks, schools, daycares, places of worship, libraries, etc.

NC Hwy 705 – General Use Rezoning – Staff Report

The rezoning request is also consistent with several goals as included in the attached Land Use Plan Consistency Statement, including Recommendation 1.7: Support and promote local businesses, Action 1.8.5: Support and promote infill development that will optimize the use of existing infrastructure, and Recommendation 3.1: Maximize accessibility among living, working, and shopping areas.

MOORE COUNTY FUTURE LAND USE MAP

IMPLEMENTATION PLAN Hold the Public Hearing and approve/deny the rezoning request **ACTION BY THE PLANNING BOARD** The Planning Board met on January 7, 2021 and unanimously recommended that the Board of Commissioners approve the rezoning request. (7-0) **FINANCIAL IMPACT STATEMENT** No financial impact to the County's FY 2020-2021 budget. **RECOMMENDATION** The item requires two separate motions:

Motion #1: Make a motion to adopt the attached Approval or Denial of the Land Use Plan Consistency Statement and authorize the Chairman to execute the document as required by North Carolina General Statute 153A-341. As specified in the Land Use Plan Consistency Statement, a declaration of approval is also deemed an amendment to the Land Use Plan.

NC Hwy 705 – General Use Rezoning – Staff Report

Motion #2: Make a motion to approve or deny the General Use Rezoning from Rural Agricultural (RA) to Neighborhood Commercial (B-1) of an approximate 0.641 acre parcel, located on NC Hwy 705 owned by Edith W Hussey Trustee, per Deed Book 2871 Page 207 and further described as ParID # 10002382 in Moore County Tax Records. ATTACHMENTS

- Pictures of Property and Adjacent Properties
- Vicinity Map
- Aerial Map
- Land Use Map
- Rezoning Map
- Town of Robbins Rezoning Map
- Rezoning Application
- Planning Board Consistency Statement – Approval
- Planning Board Consistency Statement – Denial
- UDO – Chapter 6. Table of Uses
- Deed Book 2871 Page 207

View of subject property

NC Hwy 705 – General Use Rezoning – Staff Report
Northbound NC 705 View

Southbound NC 705 View

NC Hwy 705 – General Use Rezoning – Staff Report

Adjacent property – 6992 NC Hwy 705

Adjacent property – 7040 NC Hwy 705

NC Hwy 705 – General Use Rezoning – Staff Report
Property Across the Highway, ParID# 00009766

THE TOWN OF CARTHAGE

THE TOWN OF ROBBINS

Vicinity Map

Urban Transition COD (400' from ROW line on each side)

MONTGOMERY

COUNTY

—

ROBBINS

NC 24-27

N

C

7

0

5

LORRAI

N

E

Legend

B-1

B-1-CUD

B-2

GC-SL

GC-WL

I

P-C

PUD/CUD

PUD-H

RA

RA-2

RA-2-CUD

RA-5

RA-20

RA-40

R-MH

RA-CUD

RA-USB

RE

VB

VB-CUD

NC_counties tax_parcel

Land Use Map

Undeveloped

Undeveloped

—

Single Family

Dwelling

RetailVacant Commercial

Property

Undeveloped

Gas Station

Undeveloped

RA

I

B-1

B-1

THE TOWN OF ROBBINS

NC 24-27

N

C

7

0

5

LORRAI

N

E

Zoning Map

Shaded area considered for
rezoning from RA to B-1

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Moore County Board of Commissioners
Land Use Plan Consistency Statement
General Use Rezoning Request
Rural Agricultural (RA) to Neighborhood Commercial (B-1)

The Moore County Board of Commissioners finds that:

1. The rezoning request is consistent with the following goals as listed in the 2013 Moore County Land Use Plan:

Goal 1: Preserve and Protect the Ambiance and Heritage of the County of Moore (inclusive of areas around the municipalities)

- Recommendation 1.7: Support and promote local businesses.
- Action 1.8.5: Support and promote infill development that will optimize the use of existing infrastructure.

Goal 3: Optimize the Uses of Land Within the County of Moore

- Recommendation 3:1: Maximize accessibility among living, working, and shopping areas.

Therefore, the Moore County Board of Commissioners recommends APPROVAL of the General Use Rezoning of approximately 0.641 acres from Rural Agricultural (RA) to Neighborhood Commercial (B-1)

Frank Quis, Chair Date
Moore County Board of Commissioners

Moore County Board of Commissioners
Land Use Plan Consistency Statement
General Use Rezoning Request
Rural Agricultural (RA) to Neighborhood Commercial (B-1)

The Moore County Board of Commissioners finds that:

1. The rezoning request is inconsistent with the following goals as listed in the 2013 Moore County Land Use Plan:

Goal 1: Preserve and Protect the Ambiance and Heritage of the County of Moore (inclusive of areas around the municipalities)

- Recommendation 1.7: Support and promote local businesses.
- Action 1.8.5: Support and promote infill development that will optimize the use of existing infrastructure.

Goal 3: Optimize the Uses of Land Within the County of Moore

- Recommendation 3:1: Maximize accessibility among living, working, and shopping areas.

Therefore, the Moore County Board of Commissioners recommends DENIAL of the General Use Rezoning of approximately 0.641 acres from Rural Agricultural (RA) to Neighborhood Commercial (B-1)

Frank Quis, Chair Date _____
Moore County Board of Commissioners

CHAPTER 6

TABLE OF USES

6.1 Use Table

A. Permitted Uses. P = Permitted uses are a use-by-right approved by the Administrator.

B. Conditional Uses. C = Conditional Use Permit approval required. (Refer to Chapter 12.)

C. Conditional Zoning. Z = Condition Rezoning within a parallel conditional zoning district required. (Refer to Chapter 11.)

D. Building Code Classification.

The "Bldg. Code Group" column is intended for reference purposes only and is subject to change without notice. Classifications should be verified by the Building Inspector and should follow the regulations of the applicable "Use & Occupancy Classification" per the 2012 NC Building Code. Change of uses will require sealed plans to be approved by the Building Inspector.

A = Assembly M = Mercantile

B = Business R = Residential

E = Education S = Storage

F = Factory Industrial U = Utility & Miscellaneous

H = Hazardous Mix = Mixed Uses (Separation standards may apply) I = Institutional

E. Prohibited Uses. Blank = Districts in which particular uses are prohibited, unless the Administrator determines that the use is similar to an allowed individual use by applying the following criteria:

1. The actual or projected characteristics of the activity.
2. The relative amount of site area or floor space and equipment utilized.
3. Relative amounts of sales from the activity and customer type for the activity.
4. The relative number of employees and hours of operation.
5. Building and site arrangement and likely impact on surrounding properties.
6. Types of vehicles used, parking requirements, and vehicle trips generated.

When uncertainty exists, the Administrator, after consultation with the County Attorney, shall be authorized to make the interpretation.

16

ACCESSORY USES &

ACCESSORY BUILDINGS RA

-20

RA

-40

RA

-2

RA

-5

GC

S

L

GC

W

L

RE

RA

-US

B

RA

P -C

VB

B -1

B -2

1

Specific

Use

Standards

Bldg.

Code

Group

Accessory Uses & Buildings P P P P P P P P P P P P P 8.1 R, S, U

AGRICULTURAL USES

RA

-20

RA

-40

RA

-2

RA

-5

GC

S

L

GC

W

L

RE

RA

-US

B

RA

P -C

VB

B -1

B -2

I

Specific

Use

Standards

Bldg.

Code

Group

Agricultural Uses and Buildings (Not a Bona Fide
Farm) P P P P P P P P P P P P P P 8.2 U

Bona Fide Farm “Bona Fide Farm” exemption status is obtained
through the Moore County Planning Department. 8.3 S, U

RESIDENTIAL USES

RA

-20

RA
-40

RA
-2
RA
-5
GC
S
L

GC
W
L

RE

RA
-US
B

RA

P -C
VB

B -1
B -2

I
Specific
Use
Standards
Bldg.
Code
Group

SINGLE FAMILY HOUSEHOLD
Accessory Dwelling Located within Stick Built
Dwelling P P P P P P P 8.4 R
Accessory Dwelling Located within Non-
Residential Building P P P 8.5 Mix
Accessory Manufactured Home P P P P P P P 8.6 R
Accessory Stick Built Dwellings P P P P P P P 8.7 R
Dwellings, Single Family P P P P P P P P 8.8 R-3
Dwellings, Duplexes P P P P 8.9 R-3

Family Care Home (6 or less) P P P P P P P P 8.10 I, R

Home Occupation, Level 1 P P P P P P P P 8.11 R

Home Occupation, Level 2 Z Z Z Z 8.12 R

Manufactured Home P P P P P P P 8.13 R-3

Manufactured Home Park Z 8.14 Mix

Personal Workshop / Storage Building P P P P P P P 8.15 R, S

Planned Unit Development – Mixed Use Conditional Rezoning to PUD-CZ is required. 8.16 Mix

MULTIFAMILY RESIDENTIAL

Group Care Facility Z C P 8.17 I, R

Multifamily Dwellings (3 or more units per lot) Conditional Rezoning to MF-CZ is required. 8.18 R-2

Nursing Home C C C C C P P 8.19 B, I

17
COMMERCIAL USES
RA
-20

RA
-40

RA
-2
RA
-5
GC
S
L

GC
W
L

RE

RA
-US
B

RA

P -C
VB

B -1
B -2
I
Specific
Use
Standards
Bldg.
Code
Group

ANIMAL SERVICES

Animal Shelter Z P 8.20 B
Animal Training Facility, Military Z P 8.21 B
Kennels, Overnight Z Z Z P 8.22 B

Pet Day Care, Grooming, Obedience Training Z P P P 8.23 B
Veterinary Clinic P Z P P P 8.24 B
OFFICES & GENERAL SERVICES
Automatic Teller Machine (ATM) P P P P 8.25 U
Beauty / Barber Shop / Nail Salon P P P P 8.26 B
Bed and Breakfast Z Z Z Z Z Z 8.27
Dry Cleaning and Laundromat P P P P P 8.28 B
Equestrian Cottage Z 8.29
Hotel and Motel P 8.30 R-1
Office P P P P 8.31 B
Small Appliance Repair Shop P P P P 8.32 B
Trade Contractor Office and Workshop P Z P P 8.33 B, S
COMMERCIAL USES
RA
-20

RA
-40

RA
-2
RA
-5
GC
S
L

GC
W
L

R E
RA
-US
B

RA

P -C
V B
B -1
B -2
I
Specific
Use

Standards

Bldg.

Code

Group

RETAIL SERVICES

Auction House P P P 8.34 A-3, B

Convenience Store P C P P P P 8.35 M

Feed and Seed Sales C C P P P 8.36 B, M

Florist P P P P P 8.37 B

Flea Market Z Z P 8.38 B, M

Garden Center P P P 8.39 M, U

Manufactured or Modular Home Sales P P 8.40 B

Restaurant P P P P P 8.41 A-2

Retail P P P 8.42 M

Shopping Centers Z C 8.43 M

Wholesales C P P 8.44 M

18
COMMERCIAL USES
(CONTINUED) RA
-20

RA
-40

RA
-2
RA
-5
GC
S
L

GC
W
L

RE

RA
-US
B

RA

P -C
VB

B -1
B -2
I
Specific
Use
Standards
Bldg.
Code
Group

VEHICLE SERVICES

Boat & RV Storage P P Z 8.45 S-1
Car Wash or Auto Detailing P P P P 8.46 B
Commercial Truck Wash C P P 8.47 B

Parking Lot as principal use of lot P P P P 8.48 S-2
Taxi Service Z P P 8.49 B, A-3
Vehicle, Auto Parts, Tires, Farm Equipment, Boat,
RV - Sales, Rental, or Service P P P P 8.50 B, S-1
Vehicle Service Stations (Gas Stations) Z P P P 8.51 M
Vehicle Wrecker Service Z Z P 8.52 S-1

ADULT USES

Adult Gaming Establishments C 8.53 B
Bars / Tavern C P 8.54 A-2
Brewery / Winery C P P P 8.55 A-2, F
Dance Club, Night Club, Billiard Z P 8.56 A-2, A-3
Distillery P 8.57 F-1
Massage & Bodywork Therapy Practice,
Unlicensed P 8.58 B
Pawn Shop Z P P 8.59 B
Sexually Oriented Business Z 8.60 A-2, M
Tattoo Parlor, Body Piercing P 8.61 B

EDUCATIONAL &
INSTITUTIONAL USES RA
-20

RA
-40

RA
-2
RA
-5
GC
S
L

GC
W
L

RE

RA
-US
B

RA

P -C

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B -1

B -2

I

Specific

Use

Standards

Bldg.

Code

Group

Cemetery or Mausoleum, Commercial C C C C P 8.62 n/a

Cemetery, Family P P P P P P P P 8.63 n/a

Child Care Facility C C C P C C C C C P P 8.64 E, I

Child Care Home Facility C P P P C C P 8.65 E, R

Colleges, Business & Trade Schools C P P 8.66 B

Funeral Home, accessory crematorium P P P P 8.67 A-3, B

Government Facility P P P P P P P P P P P P 8.68 B

Hospital P P P C C P P P P P P P 8.69 I

Museums and Art Galleries C P P P 8.70 A-3

Religious Institutions P P P P P P P P P P P 8.71 A-3, E

Security Training Facility C 8.72 B

Schools, Elementary, Middle, High P P 8.73 E

RECREATIONAL USES

RA

-20

RA

-4 0

RA

-2

RA

-5

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GC

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L

RE

RA

-US

B

RA

P -C

VB

B -1

B -2

1

Specific

Use

Standards

Bldg.

Code

Group

Accessory, Swimming Pool P P P P P P P P P P P P P P P 8.74 A, R

Airport, Public or Private	C	Z 8.75 A-3, B
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Airstrip, Small Private	C	P	8.76	B
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Assembly Hall Z Z Z Z P 8.77 A-4, A-5

Camp or Care Centers P 8.78 A-3, R-1
Campground, Public and Private P 8.79 A-3, R-1
Camp, Recreation Day P 8.80 A-3
Civic / Social Club, Lodge, & Organization P P C C C P P P 8.81 A-2, A-3
Golf Driving Range C C P P 8.82 A-3
Golf Course, including Par 3 C C P P 8.83 U
Marina (fuel supplies) P P 8.84 M
Neighborhood Park P P P P P P P P P P P P 8.85 U
Recreation, Indoor C C P 8.86 A-5
Recreation, Low Impact Outdoor P
P P P P P P P C P P 8.87 A-5
Recreation, High Impact Outdoor Z Z P 8.88
Shooting Range, Indoor Z P 8.89 A-5
Shooting Range, Outdoor Z P 8.90 A-5
Zoo, Petting Zoo Z P 8.91 A-5, U

INDUSTRIAL USES

RA
-20

RA
-40

RA
-2
RA
-5
GC
S
L

GC
W
L

RE

RA
-US
B

RA

P -C
VB

B -1

B -2

I

Specific

Use

Standards

Bldg.

Code

Group

PRODUCTION

Manufacturing & Sales, Pottery P P P P P 8.92 F

Manufacturing, Light (no odors, no smoke) P 8.93 F

Manufacturing, General Z 8.94 F-1, F-2

UTILITIES / SERVICES

Amateur Radio and Receive-only Antennas P P P P P P P P P P P P P P P 8.95 U

Contractors Storage Yard and Office Z P P 8.96 S-1, U

Crematorium Facility Z P 8.97 B

Public & Private Utility Facilities P P P P P P P P P P P P P P P 8.98 U

Solar Collector Facility C 8.99 U

Solar Collectors, On-Site Use P P P P P P P P P P P P P P P 8.100 U

Wireless Communication Facility Z Z Z 8.101 U

Collocation on Existing WCF P P P P P P P P P P 8.102 U

INDUSTRIAL USES

RA

-20

RA

-40

RA

-2

RA

-5

GC

S

L

GC

W

L

RE

RA

-US

B

RA

P -C

VB

B -1

B -2

1

Specific

Use

Standards

Bldg.

Code

Group

WAREHOUSING

Mini-Warehouse (Self-Service)	P	Z	Z	P	P	8.103	S
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Warehousing and/or Distribution Center	Z	C P 8.104 S-1, S-2
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WASTE RELATED SERVICES

Debris Management Facility Z Z P 8.105 U

Hazardous Waste /Toxic Chemicals Disposal or
Processing C 8.106 U

Landfill C 8.107 U

Mining / Quarry Operation Z C 8.108 U

Salvage Yard C 8.109 U

TEMPORARY USES

RA

-20

RA

-40

RA

-2

RA

-5

GC

S

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GC

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RA

-US

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RA

P -C

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B -1

B -2

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Specific

Use

Standards

Bldg.

Code

Group

Construction Office, Temporary P P P P P P P P P P P P P P P P 8.110 S-1

Drop-In Child Care Facility P P P 8.111

Itinerant Merchant P P P P 8.112 n/a

Land Clearing P P P P P P P P P P P P P P P P 8.113 F-1

Manufactured Home or RV, Temporary P P P P P P P P P P P P P P P P 8.114 R-3

Real Estates Office, Temporary P P P P P P P P P P P P P P P P 8.115 S-1

Temporary Events (Special Event) P 8.116 n/a

Yard Sales, Residential and Civic P 8.117 n/a

OTHER USES

RA

-20

RA

-40

RA

-2

RA

-5

GC

S

L

GC

W

L

RE

RA

-US

B

RA

P -C

VB

B -1

B -2

I

Specific

Use

Standards

Bldg.

Code

Group

Major Subdivision – Residential (1) C C C 18.6-18.11 Mix

Major Subdivision – Non-Residential

(Business Park) C C 18.6-18.11 Mix

Highway Corridor Overlay District – Staff Report

Agenda Item: Meeting Date: November 17, 2020

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Debra Enslinger Planning & Transportation Director DATE: July 30, 2020

SUBJECT: Public Hearing - Unified Development Ordinance Text Amendments- Highway Corridor Overlay District Development Standards PRESENTER: Debra Enslinger

REQUEST: Request the Moore County Board of Commissioners to consider the following amendments to the Moore County Unified Development Ordinance regarding Highway Corridor Overlay District Development Standards.

BACKGROUND: The Board of Commissioners tabled this item during their regular scheduled meeting on October 20, 2020. The Board requested the Planning Director to remove NC 24-27 and 15-501 to the Lee County Line from the Highway Corridor Overlay District as well as remove the use manufactured home and accessory manufactured from the prohibited uses within the Rural Highway designation of the Highway Corridor Overlay District and to reinstate a portion of 3.16. The changes are highlighted below.

Unified Development Ordinance Text Amendments – Highway Corridor Overlay District Bold Text – additions to the ordinance Strikethrough Text - deletions from the ordinance

1. AMEND Chapter 3 (Intent of Zoning Districts), Section 3.16 (Highway Corridor Overlay District), as follows:

3.16 Highway Corridor Overlay District

In order to promote the general health, safety, and welfare of the community, to protect the rural character and natural environment of the area, and to provide attractive highway corridors and gateways to our communities, the Highway Corridor Overlay District is created. The Highway Corridor Overlay District (HCOD) is intended to maintain or enhances the natural scenic beauty of

Highway Corridor Overlay District – Staff Report

designated corridors viewed by all travelers. The Highway Corridor Overlay District is established as a district which overlays the zoning in every district along either side of US 1 Highway (from Southern Pines ETJ north to Cameron's ETJ and south from Pinebluff's ETJ to the Richmond County line), US 15/501 Highway between Pinehurst and Carthage, from Aberdeen to the Hoke County line, and from Carthage to the Lee County line, NC 22 Highway from US 15-501 intersection at Carthage to Southern Pines, NC 24-27, NC 690, and NC 211 Highway from Pinehurst to Montgomery County line (including the Seven Lakes Village Business District). The HCOD does not include any municipal zoning jurisdictions. Two Three HCOD districts have been established. Wherever standards of the underlying zoning district differ from the watershed overlay standards, the more restrictive provisions shall apply.

A. Rural Highway. The Rural HCOD overlays the zoning along portions of the following roadways as depicted on the official zoning map, not including any municipal zoning jurisdiction: US 1 Highway, NC 690, and NC 24-27. US Highway 15/501, NC 22 Highway, and NC Highway 211. Commercial, Industrial and Office Professional elements along these corridors shall be intermittent and clustering of these elements is encouraged at appropriate centralized locations. This district's goal is to provide compatible transitions between differing land uses, enhance the natural environment, and retain the existing rural character of Moore County.

B. Urban Transition. The Urban HCOD overlays the zoning along portions of the following roadways as depicted on the official zoning map, not including any municipal zoning jurisdiction: US 1 Highway, US Highway 15/501, NC 22 Highway, and NC 211 Highway. There shall be a balance of residential, recreational, commercial, industrial and office professional uses. These highway sections are best suited for providing a balance of naturalized and manmade conditions. This district's goal is to improve property, support the natural conditions, and keep in visual character and appearance of the nearby Towns. The Sandhills and Longleaf Pine are unique within North Carolina and these elements are of economic value to the Towns and make it a desirable place for both residents and visitors.

C. Urban/Village. The Urban/Village HCOD overlays the zoning along a portion of the following roadway as depicted on the official zoning map: N.C. 211 Highway. This district allows for denser land use patterns for commercial and residential development, however, the visual aspects of the development along these corridors shall be defined by an emphasis on landscape elements.

2. AMEND Chapter 7 (General Development Standards), Section 7.8 (Highway Corridor Overlay District), as follows:

7.8 Highway Corridor Overlay District

A. Applicability. New Development. All new building construction and major subdivisions within the Highway Corridor Overlay District (400 feet from the ROW lines) shall comply

Highway Corridor Overlay District – Staff Report

with the regulations of this section. If there are more restrictive standards elsewhere in the UDO those standards shall be followed.

B. Existing Development. Expansions of 500 square feet or more and any change of use as defined by the NC Building Code shall comply with the regulations of this chapter. In these cases, the Administrator shall determine the level of compliance technically feasible, excluding the removal of asphalt. If the total renovations, maintenance, and/or repairs to an existing building within a 5 year period enlarge the footprint 50% or more or collectively cost more than 50% of the tax value as recorded in the county tax record at the date of application, the entire lot shall comply with the requirements of this Section. Such developments shall fully be required to meet the minimum requirements set forth technically feasible, excluding the removal of asphalt.

C. Exemptions. Single family (not including manufactured homes), duplexes (not including multi-family) and their accessory buildings and uses, any building expansions less than 500 square feet, and utility structures. Developed lots in the Village Business Zoning District are exempt from building and parking setbacks and landscaping standards.

D. Extension. Refer to Section 7.11(F).

E. Maintenance and Changes. Maintenance and changes to exterior existing building elements and facades for development less than 50% of tax value will apply only to the specific change. Maintenance, changes to exterior existing buildings elements and facades of 50% or more of the building shall comply with the standards adopted in this Chapter. The passage of time shall not remove this requirement for review and approval if changes in design, including color, are proposed for any building, built prior to or after the adoption of this Chapter, within the County which is subject to these provisions.

F. Minimum Lot, Buildings, and Screening Standards.

Urban

Village

Urban

Transition

Rural

Highway

District Boundaries from ROW lines 300 feet 400 feet 500 feet

Front Building Setback from highway 50 feet 75 feet 75 feet

Front Parking Setback from highway 30 feet 50 feet 50 feet

Building Setback from Residential Districts 25 feet 50 feet 50 feet

Building Setback from Non-Residential Districts 5 feet 25 feet 25 feet

Maximum Built Upon Surface 70% 70% 70%

Maximum Building Height 35 feet 35 feet 35 feet

Required Buffer Plantings from ROW line Type 3 Screening (Section 7.11)

G. Screening Standards. The Screening standards of this Section shall apply to any expansion of a parking lot by 10 or more parking spaces. If there is a change of use in a

Highway Corridor Overlay District – Staff Report

principal building the lot shall comply with screening standards. Sites that have ceased operation for more than 180 days shall comply with the current screening standards.

H. Prohibited Uses.

1. Urban Transition. Accessory Manufactured Home, Manufactured Home, Personal Workshop / Storage Building, Manufactured or Modular Home Sales, all uses listed under “Adult Uses” including Adult Gaming Establishments, Bars/Tavern, Brewery/Winery, Dance Club, Night Club, Billiard, Distillery, Massage & Bodywork Therapy Practice (Unlicensed), Pawn Shop, Sexually Oriented Business, Tattoo Parlor, and Body Piercing, and “Waste Related Services” including Debris Management Facility, Hazardous Waste/Toxic Chemicals Disposal or Processing, Landfill, Mining/Quarry Operation, and Salvage Yard, Cemetery or Mausoleum/Commercial, Family Cemetery, High Impact Outdoor Recreation, Indoor Shooting Range, Outdoor Shooting Range, Zoo/Petting Zoo, Contractors Storage Yard and Office, Wireless Communication Facility, Mini-Warehouse (Self-Service), Warehousing and/or Distribution Center, and Debris Management Facility.

2. Rural Highway. Accessory Manufactured Home, Manufactured Home, Sexually Oriented Business, Indoor Shooting Range, Outdoor Shooting Range, and all uses listed under “Waste Related Services” including Debris Management Facility, Hazardous Waste/Toxic Chemicals Disposal or Processing, Landfill, Mining/Quarry Operation, and Salvage Yard.

I. Conditional Zoning Uses.

1. Urban Transition. Group Care Facility, All uses listed under “Vehicle Services” including Boat & RV Storage, Car Wash or Auto Detailing, Commercial Truck Wash, Parking Lot as Principal Use of Lot, Taxi Service, Vehicle, Auto Parts, Tires, Farm Equipment, Boat, RV – Sales Rental or Service, Vehicle Service Station (Gas Station), and Vehicle Wrecker Service, and Commercial buildings in excess of 10,000 square feet.

2. Rural Highway. Group Care Facility, All uses listed under “Vehicle Services” including Boat & RV Storage, Car Wash or Auto Detailing, Commercial Truck Wash, Parking Lot as Principal Use of Lot, Taxi Service, Vehicle, Auto Parts, Tires, Farm Equipment, Boat, RV – Sales Rental or Service, Vehicle Service Station (Gas Station), and Vehicle Wrecker Service, and “Adult Uses” including Adult Gaming Establishments, Bars/Tavern, Brewery/Winery, Dance Club, Night Club, Billiard, Distillery, Massage & Bodywork Therapy Practice (Unlicensed), Pawn Shop, Tattoo Parlor, and Body Piercing, Low Impact and High Impact Outdoor Recreation, Mini-warehouse (Self-Service), Manufactured or modular home sales, Indoor Shooting Range, and Commercial buildings in excess of 50,000 square feet.

J. Storm Water Management. A Stormwater Management Plan shall be required as part of the application submittal. The Stormwater Management Plan and all stormwater control

Highway Corridor Overlay District – Staff Report

measures shall be designed by a state registered professional, shall meet the most current edition of the North Carolina Department of Environmental Quality's (NCDEQ) Stormwater Design Manual, and shall be supported by the appropriate calculations, plan sheets, grading plans, planting plans and details and specifications. The post development peak flow discharged rates shall not exceed the pre-development peak discharge rates for all storms up to and including the 25-year, 24-hour event. Prior to a Certificate of Occupancy, the applicant shall confirm the completed project is in accordance with the approved stormwater management plan, certified by a state registered professional, and shall submit "as-built" plans for all stormwater management measures after final construction is complete.

K. Building Standards

1. Setbacks

a. The front building

setback from the

highway ROW is 75

feet. The building

setback for internal lots

with access to an

internal street ROW

shall be 40 feet.

b. The building setback

from residential

districts is 50 feet .

c. The building setback from non-residential districts is 25 feet.

2. Building Design - Design standards required in the Urban Transition COD only.

a. Entrances. Principal building entrances shall be oriented to public streets or towards the corners of streets.

b. Utilities. Utility services shall be located underground. Wooden poles are prohibited.

c. Wall Materials. Exterior walls shall be at least 60% glass, brick, stone, cementitious siding, and wood clapboard siding on all sides of the building. Pitched roofs shall be clad in wood shingles, standing seam metal, slate, or asphalt shingles.

Manufactured, mobile, portable storage units, and metal units are prohibited, except for temporary construction, sales trailers, or storage uses during construction. Brick veneers, Corrugated metal, plywood, particleboard, untreated wood, and similar material are prohibited.

Highway Corridor Overlay District – Staff Report

d. Maintenance. All exterior surfaces, which have or have not been painted, shall be maintained free of peeling, or flaking paint or stucco. Rotten or weakened portions shall be removed and/or replaced to match as closely as possible the original patterns.

e. Façade Colors. Façade colors shall be of low reflectance earth tone, muted, or subtle or neutral colors. Building trim may feature brighter colors, but neon tubing is not allowed as an accent material. The use of high-intensity, bright, metallic, fluorescent or neon colors are prohibited.

f. Windows. Except for civic and industrial buildings, a window or functional general access doorway shall be located along the length of the façade at least every 20 feet of the first floor on ROW fronting facades. Windows shall be visually permeable.

g. Accessory Buildings and Shopping Centers. All accessory buildings and structures shall be of similar design, materials, and color as the principle structure. All accessory structures are not permitted in the front yard.

3. Height

a. The maximum building or structure height shall not exceed 35 feet.

b. All mechanical, electrical, communications, and service equipment, including satellite dishes shall be set back from the edge of the roof a minimum distance of 1 foot for every foot the feature extends above the roof surface. Screen or parapet walls shall be constructed to the height of any fixture taller than 3 feet in height that would be visible from a street or residential abutting property.

c. Flagpoles and similar devices shall be limited to 35 feet in height.

L. Fences. Fences may be used for side and rear yards only. In addition to Type 1 standards the following shall apply: Chain link fences shall be vinyl coated of a neutral color such as green, brown, or black. Vinyl and Wood Board / Shadow Box / Solid, is permitted provided that the board width (vertical members) is not less than 4 inches nominal and not more than 10 inches nominal. Wood fences greater than 4 feet in height are required to have a minimum of 3 horizontal rails (does not apply to vinyl fences).

M. Parking

1. Setback. Front parking setback from highway ROW line is 50 feet. The parking setback for internal lots with access to an internal street ROW shall be 40 feet.

2. Location. A development with 75 or fewer parking spaces shall have a maximum of 2 rows of parking spaces between any street and the front elevation of a building. All other parking must be located on the

Highway Corridor Overlay District – Staff Report

side or rear of the building. Developments with more than 75 parking spaces must have parking on at least 3 sides of the building with not more than 30% of the parking spaces located in the front of the building.

3. Paving. Paving is required in the Urban Transition COD only. Suitable paving materials for required parking and driveway areas include, but are not limited to asphalt, porous asphalt, porous paving blocks, and concrete. The use of grass is permitted for satellite parking areas.

4. Striping. Striping is required in the Urban Transition COD only. The individual parking spaces in a lot shall be delineated in all parking lots except those utilizing road bond, gravel, or grass surfacing.

5. Curbing. Curbing is required in the Urban Transition COD only. Each parking space shall be provided with curbing or a tire stop.

6. Maintenance. Parking areas shall be maintained to provide for vehicle access and shall be kept free of litter, debris, outdoor display and sales and material storage, including portable containers.

7. Service Areas. Parking for service vehicles and loading areas shall be designated, located, and screened with Type 1 or Type 2 Screening to minimize the view from adjacent properties and rights-of-way, at the rear of the buildings.

8. Compact Spaces. Up to 20% of the total number of spaces required may be provided by compact or alternative transportation spaces, no less than 8 feet in width. Parking may also accommodate electric vehicle charging stations.

9. Storage. The parking area may be used only for parking and not for any type of loading, sales, dead storage, or repair work.

10. Stacking. Where drive-thru or drive-up facilities are provided, space shall be provided to accommodate not less than three cars per stacking lane.

N. Access

1. Access standards are required in the Urban Transition COD only. Within a development, safe and easy-to-use circulation is an important design principle. All adjoining parcels serving (or potentially serving) non-residential or multifamily uses shall be interconnected as follows:

a. Interconnectivity. All parking lots shall dedicate access easements and provide interconnectivity to adjoining properties. The connection is at least 20 feet wide. If applicable, the connection aligns with a connection that has been previously constructed on an adjacent property.

Highway Corridor Overlay District – Staff Report

b. Street Frontage. Any lot that is to be created or any existing lot on which a structure is to be erected or a use to be established shall be accessible to a public or private street right-of-way. Access through easements is not permitted.

c. Driveways. The maximum driveway width is 36 feet. The maximum number of driveways per lot is 2. Where two (2) or more driveways are located on the same lot, the minimum distance between such drives shall be thirty (30) feet. The minimum distance from an intersection or adjoining driveway is 100 feet, except in the case where no other lot access to a street is available. Common driveways on adjoining lots are recommended.

O. Screening along Highway. The required buffer planting from the ROW lines shall be a 50-foot-wide buffer 10 long leaf pines, 8 18 trees (at least half evergreen), and 25 shrubs per 100 linear feet of buffer area. New or supplemental trees shall be planted with the intent to grow to 10 feet within 5 years. New or supplemental shrubs shall be planted with the intent to grow to 5 feet within 5 years. Vegetation shall be distributed along the entire length and width of the planted buffer. A mixture of plant types is recommended to mitigate the spread of disease.

P. Vehicular Use Screening

a. Perimeter Parking Screening. Perimeter parking screening is required in the Urban Transition COD only. New or supplemental trees shall be planted with the intent to grow to 10 feet within 5 years. Shrubs shall with the intent to grow to 3 feet within 3 years. All off-street parking, loading areas, and service areas shall be screened from view by use of one or more of the following:

- a. A building,
- b. Stone or brick wall (side and rear yards only),
- c. 1 tree, excluding longleaf pine, per 30 feet and 1 shrub per 3 feet (rounding up),
- d. Perimeter screening (Type 1, 2, or 3) alongside property lines located not more than 20 feet from parking edge. Refer to fencing standards within this Section for Type 1.

2. Screening Within Vehicle Use Area. Screening standards are required in the Urban Transition COD only. In addition to exterior screening requirements, trees shall be installed in planting areas within parking lots to provide shade coverage and break up large areas of impermeable surface allowing areas for water infiltration. New or supplemental trees shall be planted with the intent to grow to 10 feet within 5 years. Planting areas shall meet the following:

- a. Trees. 2 trees, excluding longleaf pine, per 10 spaces of vehicular use area (rounding up). Landscaped areas surrounded by impervious surfaces shall have a minimum width of 9 feet and include a minimum of 150 square feet of open planting area for trees. Trees shall be even distributed throughout the vehicular use area.
- b. Shrubs. 4 evergreen shrubs per 10 spaces of vehicular use area (rounding up).
- c. Groundcover. Each planting shall be landscaped with mulch, groundcover, shrubs, or grass to protect against soil erosion.
- d. Barriers. Barriers, such as wheel stops or 6-inch standard curbs, must be provided between vehicular use areas and landscaped areas.

Highway Corridor Overlay District – Staff Report

Q. Dumpster, Mechanical and Electrical Equipment, Outdoor Storage Screening. All storage facilities shall be located to the rear of the primary building and shielded from any public roadway or adjacent property by means of Type 1 (chained link is prohibited) or Type 2 screening, unless already screened by a buffer yard. Dumpster screening shall be at least 5 feet in height.

R. Signs. Max pole sign is not above the roofline (30 foot maximum). The maximum height is 6 feet. Sign colors shall be uniform between the ground sign and wall sign. Colors shall be muted. Off-premises signs are prohibited.

S. Lighting

a. Dark Sky Illumination. Light source locations shall be chosen to minimize the hazards of glare. The ratio of spacing to mounting height shall not exceed a four to one ratio.

b. Sign illumination. Electronic changeable message signs are prohibited.

c. Parking Lot Lighting. The maximum mounting height of illumination is 30 feet from the ground to the light source. Light poles and fixtures shall be a matte or low-gloss grey, black, dark earthen, or bronze finish to minimize glare from the light source.

d. Exterior Lighting. The maximum average-maintained illumination is 3.0 lumens per square foot at the property line. The light source must be white light. The use of laser source light or any similar high intensity light for outdoor entertainment or advertisement is prohibited. Awnings and canopies shall not be illuminated internally.

IMPLEMENTATION PLAN:

Upon approval text amendments will be implemented. FINANCIAL IMPACT STATEMENT: This action will have no financial impact on the FY 2020-2021 budget.

PLANNING BOARD RECOMMENDATION The Planning Board met on July 2, 2020 and unanimously recommended approval. (5-0) RECOMMENDATION SUMMARY:

This action requires (2) motions:

Motion #1 - Make a motion to APPROVE OR DENY the Board of Commissioners Consistency Statement as required per NCGS 153A-341 and authorize the Chairman to sign. Motion #2 – Make a motion to APPROVE OR DENY the proposed amendments to the Moore

County Unified Development Ordinance regarding Highway Corridor Overlay District Development Standards.

MOORE COUNTY Proposed Text Amendments to the Unified Development Ordinance – Highway Corridor Overlay District March 23, 2020

The Regional Land Use Advisory Commission (RLUAC) staff and Board of Directors have reviewed all the proposed text amendments for the Highway Corridor Overlay District contained in the Moore County Unified Development Ordinance and find no conflicts with the recommendations contained in the recently completed and adopted 2018 Fort Bragg Joint Land Use Study.

Thank you for allowing RLUAC the opportunity to review these proposed changes.

John K. McNeill, Chairman

Pete Campbell, Executive Director

Moore County Board of Commissioners
Land Use Plan Consistency Statement
Text Amendment - Unified Development Ordinance

The Moore County Board of Commissioners finds that:

1. The text amendment request is consistent with the following goals in the 2013 Moore County Land Use Plan:

GOAL 1: Preserve and Protect the Ambiance and Heritage of the County of Moore (inclusive of areas around municipalities).

- Recommendation 1.5: Encourage and support development and land use principles by ensuring Moore County's cultural, economical, and natural resources are considered appropriately.

GOAL 4: Provide Information and Seek Citizen Participation:

- Action 4.1.1: Continue to support and implement easy to understand guidelines to incorporate throughout governmental departments.

2. The text amendment is consistent with the Goals listed above due to providing the public with a transparent permitting process.

3. The text amendment is reasonable and in the public interest because the ordinance has been updated to meet current statutory requirements and be more user-friendly for use by the general public and development community.

Therefore, the Moore County Board of Commissioners recommends APPROVAL of the text amendments to the Unified Development Ordinance, as proposed.

Frank Quis, Chair

Date

Moore County Board of Commissioners

Moore County Board of Commissioners
Land Use Plan Consistency Statement
Text Amendment - Unified Development Ordinance

The Moore County Board of Commissioners finds that:

1. The text amendment request is not consistent with the 2013 Moore County Land Use Plan.
2. The proposed text amendment is not reasonable and not in the public interest because the proposed amendment will have an unreasonable impact on the surrounding community.

Therefore, the Moore County Board of Commissioners recommends DENIAL of the text amendments to the Unified Development Ordinance, as proposed.

Frank Quis, Chair Date
Moore County Board of Commissioners

Agenda Item: Meeting Date: 2/16/2021

MEMORANDUM TO BOARD OF COMMISSIONERS: FROM: Randy G. Gould, Public Works Director

DATE: January 19, 2021 SUBJECT: Vass Phase 2 Wastewater Collection System Expansion Amendment No. 2 to McGill Associates, P.A. PRESENTER: Randy G. Gould, PE REQUEST:

Approve Amendment No. 2 to the agreement with McGill Associates for Professional Service for the Vass Phase 2 Wastewater Collection System Expansion project. BACKGROUND: The design phase and previously authorized project amendments for the project are substantially complete. We are still in the easement acquisition phase. The engineering agreement needs to be amended to increase

the scope of services for the additional services to be provided by McGill Associates including, three (3) additional topo survey for revised sewer alignments to revised pump station site, additional wetlands delineation, three (3) additional easements, revised design of sewer force main and pump station, and applications for permitting.

IMPLEMENTATION PLAN: Engineer will complete work suitable for project permitting, bidding and construction.

FINANCIAL IMPACT STATEMENT: The additional Engineering Services are broken down into four (4) items totaling the lump sum of \$28,350. The additional services will need to come from the Contingency line item in the Project Ordinance.

RECOMMENDATION SUMMARY: Make a motion to approve Amendment No. 2 in the amount of \$28,350 to the Agreement with McGill

Associates for the Vass Phase 2 Wastewater Collection System Expansion project contingent upon approval by the County Attorney. SUPPORTING ATTACHMENTS: Amendment No. 2 for Professional Services with McGill Associates, P.A.

1:Public Works/Projects/Vass Phase 2 Sewer/A/Agenda Items/Agenda Item McGill Agreement 02162021

Agenda Item: Meeting Date: 02/16/2021

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Solid Waste

DATE: 02/08/2021 SUBJECT: Contract Amendment for Republic Services Contract

PRESENTER: David Lambert, Solid Waste Director REQUEST:

Approve Contract Amendment No. 7 with Republic Services to extend the contract to June 30, 2026—an extension of three years and to amend the terms of the agreement of Moore County's Municipal Solid Waste (MSW) operation to better align with the industry standards and provide consistency of billing at the Moore County landfill.

Specifically, Moore County would be billed for

all MSW waste brought to the Moore County transfer station and Moore County would directly bill

customers for the amount of MSW actually brought to the facility. Moore County's portion of the residential waste would continue to be paid for out of the general fund, as a service to citizens. This amendment would also improve transparency and accountability by forecasting both revenues and expenditures after considering both the annual CPI increases to the rate charged for disposal by

Republic Services and projected increases in the volume of waste received at the Moore County

transfer station from year to year. This contract immediately increases the not to exceed price for FY 20-21 by

\$204,807.00. On July 1 2021, all other provisions would become effective including an annual not to exceed expense of approximately \$2,981,408.00 (FY 21-22), depending on the CPI and volume projections. As discussed, the change of terms would allow Moore County to bill customers

directly to account for increased expenses.

BACKGROUND: Household Trash (or Municipal Solid Waste) from Moore County is disposed of at the Uwharrie Landfill via the Moore County Transfer Station. Currently, Moore County scale house employees

operate two separate account systems—one for Republic Services and one for Moore County. In this unique

arrangement, Moore County employees operates Republic Services' software (called Trux) to track all MSW

tonnage that comes across the scales. Moore County also operates its own system, WasteWorks, that tracks all tonnage related to Construction/Demolition, Leaf and Limb, and all other materials for the Moore County landfill. The Moore County Finance Department then bills

customers for all Moore County related charges and Republic Services directly bills customers utilizing the transfer station for MSW services. This type of arrangement is unique to Moore County and has created challenges to both Moore County and Republic Services. Currently, Moore County is not able to recover expenses it incurs from the MSW operations because the rate is set independently by Republic Services. On the other hand, Republic Services takes on the potential risk of Moore

County employees operating their billing software and having to reconcile differences that might occur in what they bill customer and what they receive at Uwharrie landfill. Moore County Solid

Waste recommends consolidating all landfilling within Moore County by directly billing those utilizing the Moore County Transfer station for MSW.

This amendment would increase expenses to Moore County with Republic Services billing Moore County for all waste—residential and commercial—that is brought to the transfer station. However, Moore County would have a revenue source that will cover the cost of handling commercial MSW waste currently billed directly by republic. Moore County will be billed at the current rate acceleration schedule for Moore County—which is approximately 3% lower than the commercial rate that Republic bills other customers. Moore County will then, in turn, bill the customers directly for what is brought to the transfer station. It is the goal of the Solid Waste Department to not increase rates to commercial or municipal customers beyond what Republic Services would have done, according to the current agreement. In other words, municipalities should not see an increase that is beyond the standard annual increase they have experienced each year.

Historically, Moore County has expenses that are not included—and remained uncaptured—in the rates that Republic Services billed directly to customers. This new contract would contribute approximately \$100,000 annually to capture these expenses. Also, this contract is expected to decrease billing and tare rate discrepancies between the two systems at the landfill and decrease “rate shopping” by customers. Moore County is responsible for the material it takes and there have been instances where people have paid rate for MSW but attempt to dump material at the Construction & Demolition Landfill. If not caught, customers pay the lower rate for MSW and Moore County would never receive those revenues. This would ensure that Moore County would be getting the revenues for all services.

The contract maintains the current arrangement for Recycling processing and facility maintenance. Based on the current projections of a 4.79% volume increase for commercial waste, an 11.34% increase for Moore County’s residential waste, and an average CPI adjustment of 3.03% per ton charged by Republic Services we expect the following expenses and revenues the next five years. All proposed rates and revenues are subject to change based on actual volume increases.

Fiscal Year Customer Tons MC Tons Total Tons

TOTAL Republic

Expenses (MC + Non-

Moore)(Starting at

47.99 and increasing

3%)

Tax Payer/Moore

County Expense.

Expense

Breakdown for

Non-Moore

County

MSW Revenues Additional

Revenue Republic Rate Moore County

Rate

21-22	38,012.16	22,303.98	60,316.14	2,981,408.66\$	1,102,479.10\$
1,878,929.56\$	2,004,018.10\$	125,088.55\$	52.72\$	49.43\$	
22-23	39,832.94	24,833.25	64,666.19	3,293,282.36\$	1,264,693.49\$
2,028,588.87\$	2,163,640.89\$	135,052.02\$	54.32\$	50.93\$	

23-24	41,740.94	27,649.34	69,390.28	3,640,944.20\$	1,450,775.45\$	
	2,190,168.75\$	2,335,977.85\$	145,809.10\$	55.96\$	52.47\$	
24-25	43,740.33	30,784.78	74,525.11	4,028,855.47\$	1,664,236.78\$	
	2,364,618.69\$	2,522,041.69\$	157,422.99\$	57.66\$	54.06\$	
25-26	45,835.49	34,275.77	80,111.26	4,462,069.77\$	1,909,105.95\$	
	2,552,963.81\$	2,722,925.76\$	169,961.95\$	59.41\$	55.70\$	We

request that Moore County amends its agreement with Republic Services to alter its terms, contract expiration date, and annual encumbrances. Total encumbrance amount for the total of the remaining contract, effective July 1, 2021 will be \$18,406,560.00. Total revenue over five years will be approximately \$11,748,604. IMPLEMENTATION PLAN: Approve the contract amendment with Republic Services and authorize the Chairman to sign all necessary documents.

FINANCIAL IMPACT STATEMENT: Funding for MSW services is included in the FY 20-21 Landfill fees line item. Expenses in future years would be budgeted in those fiscal years. Services line item in the FY 2019-20 Budget. Inter-department budget transfer required.

RECOMMENDATION SUMMARY: Make a motion to approve Contract Amendment No. 7 with Republic Services and authorize the Chairman to sign all necessary documents.

SUPPORTING ATTACHMENTS: Contract Amendment No. 7.

AMENDMENT TO DISPOSAL SERVICE AGREEMENT #7

This Amendment to Disposal Service Agreement (this "Amendment") is entered into as of February 16, 2021 ("Effective Date"), between Moore County, North Carolina (the "County"), and Republic Services of North Carolina, LLC, a North Carolina limited liability company ("RSNC" or "Contractor").

Recitals

A. The County and Contractor entered into a Disposal Services Agreement with RSNC's predecessors (Uwharrie Environmental, Inc. and Addington Environmental, Inc.) dated September 17, 1993, as amended by that Amendments to the Original Agreements dated February

17, 1997; June 28, 2002; April 28, 2008; March 5, 2009; September 17, 2013; and November 1, 2016 (collectively, the "Agreement"), to provide certain services for the County.

B. The County and Contractor have agreed to extend the Agreement and modify certain terms as identified below.

Agreement

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which the parties acknowledge, the parties agree to the following terms and conditions: 1. Extension of Term. The parties agree to extend the term of this agreement for an

additional three years to June 30, 2026.

2. Service Fees. Effective upon execution of this Amendment, Section 5.01 is modified as follows:

a. The service fee for all the County tons and other tons (i.e., commercial and municipal customers' solid waste) generated in the County will be \$46.68 per ton plus \$2.75 in taxes, effective July 1, 2021. Contractor's billing to the County for all tons received from the Moore County Transfer Station will be based on the scale weigh tickets of inbound tonnage at Uwharrie Environmental Landfill.

Except as set forth below, the service fee shall be adjusted on July 1, 2022 in accordance with the change in the Consumer Price Index, all Urban Consumers - U.S. City Average — Water, Sewer, and Trash (CPI) as published by the U. S.

Department of Labor, Bureau of Labor Statistics based upon the month of February as compared to the February CPI-U for the preceding year. The \$2.75 per ton of the service fee comprising the solid waste disposal tax and related costs referenced in this paragraph is not subject to the CPI-U adjustment. The service fee to be charged for County Waste Material and other waste delivered directly to the Subtitle D Landfill in Montgomery County shall be \$36.53 per ton (\$2.75 per ton of the \$31.35 service fee is for the North Carolina solid waste disposal tax and costs related to the Solid Waste Management Act of 2007) as adjusted for the CPI-U in accordance with the above paragraph. The \$2.75 per ton of the service fee comprising the solid waste disposal tax and related costs referenced parenthetically

in this paragraph is not subject to the CPI-U adjustment.

The service fee to be charged for the Company to load Recyclable Material received at the Transfer Station into the trucks of the County or its designated hauler shall be \$6.79 per ton and applicable fuel fees as adjusted for the CPI-U in accordance with the above paragraphs.

Payment by the County shall be made within the first twenty (20) days of each month for waste delivered during the previous month. The County acknowledges that a late fee of one and one-half (1 1/2%) percent per month shall be charged for all accounts remaining unpaid on the last day of the month due."

a. Contractor shall receive from County a sum not to exceed \$884,807.00, an increase of \$204,807.00, for fiscal year July 1, 2020 to June 30, 2021 as full compensation for Contractor's provision of services/work provided/performed pursuant to the terms of this Agreement effective the date of this Amendment. County agrees to pay at the rates specified for

services/work provided/performed in accordance with this Agreement.

b. Contractor shall receive from County a sum not to exceed \$2,981,408.66 for fiscal year July 1, 2021 to June 30, 2022 as full compensation for Contractor's provision of services/work provided/performed pursuant to the terms of this Agreement. County agrees to pay at the rates specified for services/work provided/performed in accordance with this Agreement. c. Contractor shall receive from County a sum not to exceed \$3,293,282.36 for fiscal year July 1, 2022 to June 30, 2023 as full compensation for Contractor's provision of services/work provided/performed pursuant to the terms of this Agreement. County agrees to pay at the rates specified for services/work provided/performed in accordance with this Agreement.

d. Contractor shall receive from County a sum not to exceed \$3,640,944.20 for fiscal year July 1, 2023 to June 30, 2024 as full compensation for Contractor's provision of services/work provided/performed pursuant to the terms of this Agreement. County agrees to pay at the rates specified for services/work provided/performed in accordance with this Agreement. e. Contractor shall receive from County a sum not to exceed \$4,028,855.47 for fiscal year July 1, 2024 to June 30, 2025 as full compensation for Contractor's provision of services/work provided/performed pursuant to the terms of this Agreement. County agrees to pay at the rates specified for services/work provided/performed in accordance with this Agreement.

f. Contractor shall receive from County a sum not to exceed \$4,462,069.77 for fiscal year July 1, 2025 to June 30, 2026 as full compensation for Contractor's provision of services/work provided/performed pursuant to the terms of this Agreement. County agrees to pay at the rates specified for services/work provided/performed in accordance with this Agreement.

3. Moore County Responsibilities. Moore County will operate the Transfer Station's scale house and will be responsible for all billing, utilizing the County's own tracking and billing system.

4. Repairs. Contractor will invest in the floor replacement, wall, loading chute and building repairs of the Facility by June 30, 2026. Specifically, Contractor agrees to make the following repairs: replace the entire floor; repair the walls by replacing the damaged siding; and repair the loading chute in high wear areas. Prior to beginning work, Contractor will consult with the County regarding the repairs. The County must be agreeable to the work performed and final work product. The Contractor shall maintain the facility in good working order. The cost of repairs is built into the amounts not to exceed for each fiscal year.

5. Capitalized Terms. Capitalized terms used but not otherwise defined in this Amendment shall have the meanings assigned to them in the Agreement.

6. Continuing Effect. Except as expressly modified or amended by this Amendment, all terms and provisions of the Agreement shall remain in full force and effect. In the case of a conflict in meaning between the Agreement and this Amendment, this Amendment shall prevail.

7. Counterparts. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original and all of which combined shall constitute one and the same instrument. Facsimile and/or electronic copies of the parties' signatures shall be valid and treated the same as original signatures.

8. Health and Safety While providing services under this contract, Contractor shall be responsible for initiating, maintaining and supervising all safety precautions and programs required by OSHA and all other regulatory agencies while providing services under this contract only for its activities and those of its employees and subcontractors. Contractor services under this contract are performed for the sole benefit of the County and no other entity shall have any claim against

Contractor because of this contract or the performance or nonperformance of Services hereunder. 9. Governing Law This contract shall be governed by and in accordance with the laws of the State of North Carolina. All actions relating in any way to this contract shall be brought in the General Court of Justice in the County of Moore and the State of North Carolina.

10. Successors and Assigns Contractor shall not assign its interest in this contract without the written consent of County. Contractor has no authority to enter into contracts on behalf of County.

11. Compliance with Laws

Contractor represents that it is in compliance with all Federal, State, and local laws, regulations or orders, as amended or supplemented. The implementation of this contract will be carried out in strict compliance with all Federal, State, or local laws regarding discrimination in employment. 12. Notices

All notices which may be required by this contract or any rule of law shall be effective when received by certified mail sent to the following addresses: COUNTY OF MOORE: CONTRACTOR: Moore County Solid Waste
P.O. BOX 905

Carthage, NC 28327 Attn: David Lambert, Director

13. County Not Responsible For Expenses

County shall not be liable to Contractor for any expenses paid or incurred by Contractor unless otherwise agreed in writing. 14. Equipment Contractor shall supply, at its sole expense, all equipment, tools, materials, and/or

supplies required to provide contracted services unless otherwise agreed in writing. 15. E-Verify (IF APPLICABLE)

Pursuant to North Carolina General Statute § 143-133.3, E-verify Compliance, the County may not enter into a contract unless the contractor, and the contractor's subcontractors under the contract, comply with the requirements of Article 2 of Chapter 64 of the General Statutes. The Contractor represents and warrants that it is in compliance with the requirements of Article 2 of Chapter 64 of the General Statutes. Further, the Contractor warrants that any subcontractors used

by the Contractor will be in compliance with the requirements of Article 2 of Chapter 64 of the General Statutes. 16.

IRAN DIVESTMENT ACT

The Contractor certifies that: (i) the Contractor is not listed on the Final Divestment List created by the State Treasurer pursuant to N.C.G.S. § 147-86.58 (the "Final Divestment List"). The Final Divestment List can be found on the State Treasurer's website at the address <https://www.nctreasurer.com/office-state-treasurer/divestment-and-do-not-contract-rules>. Any contract in violation of this Act is void.

18. DIVESTMENT FROM COMPANIES BOYCOTTING ISRAEL ACT

This Contractor certifies that the Contractor is not identified as an entity by the North Carolina Secretary of State that is engaged in a boycott of the State of Israel pursuant to NCGS, Article 6G, Chapter 147. The Final Divestment List can be found on the State Treasurer's website at <https://www.nctreasurer.com/office-state-treasurer/divestment-and-do-not-contract-rules>. Any contract in violation of this Act is void. 19. Non-Discrimination In Employment

The Contractor will not discriminate against any employee or applicant for employment because of age, sex, race, creed, national origin, or disability. In the event the Contractor is determined by the final order of an appropriate agency or court to be in violation of this provision or any non-discrimination provision of federal, state or local law, this Contract may be suspended

or terminated, in whole or in part, by the County. In addition, the Contractor may be declared ineligible for further contracts with the County. 21. Severability If any provision of this Contract shall be determined to be unenforceable by a court of

competent jurisdiction, such determination will not affect any other provision of this Contract. 23. Amendment This Contract may only be amended by the written mutual agreement of the parties.

24. Drafted By Both Parties This Contract is deemed to have been drafted by both parties and no interpretation will be made to the contrary.

25. Headings Subject headings are for convenience only and will not affect the construction or interpretation of any provision. The parties have expressed their agreement to these terms by causing this Contract to be executed by their duly authorized officers or agents. This Contract is effective as of the date first written above.

IN WITNESS WHEREOF, the parties have entered into this Amendment to be effective as of the Effective Date.

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CONTRACTOR:

REPUBLIC SERVICES OF NORTH
CAROLINA

COUNTY:

MOORE COUNTY

By: _____

Name: _____

Title: _____

By:

Name: _____

Title: _____

Agenda Item: Meeting Date: 02/16/2021

MEMORANDUM TO THE MOORE COUNTY BOARD OF COMMISSIONERS:

FROM: Laura M. Williams, Clerk DATE: 02/04/2021 SUBJECT: Appointments / Local Emergency Planning Committee

REQUEST:

Appoint new member to the Local Emergency Planning Committee.

BACKGROUND: Shannon Stroud has been serving as the hospital representative on the Local Emergency Planning

Committee. Corey Roberts has now taken Shannon Stroud's place as the Director of Safety and Emergency Management at FirstHealth of the Carolinas. IMPLEMENTATION PLAN:

Clerk will make notification of appointment and update records.

RECOMMENDATION SUMMARY: Make a motion to appoint Corey Roberts as the hospital representative to the Local Emergency

Planning Committee filling the unexpired term of Shannon Stroud through December 31, 2021.

ATTACHMENTS: Appointment Application

Moore County
Advisory Board/Committee Appointment Application

The Moore County Board of Commissioners encourages you to participate in Moore County government by serving on an advisory board/committee. The purpose of these boards/committees is to assist the County Commissioners in making effective decisions concerning local issues and projects which will improve the quality of life in our community. If you would like to be considered for appointment to a board/committee, please complete this form and forward it, along with any relevant attachments (such as a resume) to the address below, or email it to clerktoboard@moorecountync.gov.

County of Moore
Attention: Laura M. Williams, Clerk
P.O. Box 905
Carthage, NC 28327

More information can be obtained at www.moorecountync.gov/boc or by calling 9109476403. Please note that information you submit may be public record.

Please check the following boards/committees on which you are interested in serving. If you are interested in more than one, please numerically rank.

ABC Board	Fire Commission	Planning Board
Aging Advisory Council	Human Resources Appeals Committee	Sandhills Center Area Board
Airport Authority	Jury Commission	Social Services Board
Animal Cruelty Investigator	Juvenile Crime Prevention Council	Subdivision Review Board
Board of Adjustment	Library Trustees	Tax Equalization & Review Board
Board of Health	Local Emergency Planning Committee	Transportation Advisory Board
Community College Trustees	Nursing/Adult Care Home CAC	Voluntary Agricultural District Board
Convention & Visitors Bureau Board	Parks & Recreation Advisory Board	Workforce Development Board

NAME

MAILING ADDRESS

HOME PHONE _____ WORK/MOBILE

PHONE _____

EMAIL _____ OCCUPATION

BACKGROUND QUALIFICATIONS

SIGNATURE _____

DATE _____

Corey Don Roberts

155 Memorial Dr. Pinehurst, NC 28374

336-402-9862 336-402-9862

Cdroberts@firsthealth.org Director of Safety and Emergency Management

Certified Healthcare Emergency Coordinator, EMT-Advanced,

Associate Emergency Manager, Certified Healthcare Preparedness Coordinator.

I am the new Director of Safety and Emergency Management at FirstHealth of the Carolinas.

I took Shannon Strouds place.

2-1-2021