



## Moore County Board of Commissioners

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September 5, 2024 | 10:30 AM  
Historic Courthouse  
1 Courthouse Square  
Carthage, NC 28327

### MINUTES

#### COMMISSIONERS PRESENT

Chairman Nick Picerno, Vice Chairman Kurt Cook, Frank Quis, John Ritter

#### COMMISSIONERS ABSENT

Jim Von Canon

#### CALL TO ORDER

Chairman Picerno called the meeting to order.

#### INVOCATION

Pastor Kevin Medlin offered the invocation.

#### PLEDGE OF ALLEGIANCE

Vice Chairman Kurt Cook led the Pledge of Allegiance.

#### 1. PUBLIC COMMENT PERIOD

The following offered comments: Dorothy Shutt, Gene Shutt, Joe Freeman, John Misiaszek.

Chairman Picerno addressed comments made by Mr. Misiaszek regarding funding for school resource officers, directing him to the Board of Education.

#### 2. ADDITIONAL AGENDA

Upon motion made by Chairman Picerno, seconded by Commissioner Ritter, the Board voted 4-0 to add to New Business an item regarding a funding allocation to Moore County Schools for teacher supplies.

Chairman Picerno asked whether any commissioner had a conflict of interest concerning agenda items the Board would address in the meeting and there was none.

#### 3. CONSENT AGENDA

Upon motion made by Commissioner Ritter, seconded by Commissioner Quis, the Board voted 4-0 to approve the following consent agenda items, and the

opioid funds documents are hereby incorporated as a part of  
these minutes by attachment as Appendix A

- A. Board of Commissioners - August 20, 2024, Regular Meeting Minutes and Closed Session Minutes
- B. Board of Commissioners - August 22, 2024, Special Meeting Minutes
- C. Social Services - Non-Emergency Medicaid Transportation Contract - Right Transportation, Inc.
- D. Social Services - Non-Emergency Medicaid Transportation Contract - ASAP Transportation Services, LLC
- E. Planning - FAMPO Boundary Assessment Update and Memorandum of Understanding
- F. Public Works - MCPU purchase of F550 Diesel Truck from Cooper Ford
- G. Health - FY25 Revision #2 Activity 403 WIC Agreement Addendum
- H. Administration - Opioid Settlement Fund Contracts and Resolutions

#### 4. **RECOGNITIONS**

Chairman Picerno recognized Commissioner Quis who offered comments regarding the opioid settlement funds and discussion and plans to utilize funds for preventative measures. Commissioner Ritter stated his hopefulness that they would have a great partner in the school system.

#### 5. **PRESENTATIONS**

- A. Partners for Children and Families, Inc  
Mr. Stuart Mills, Executive Director for Moore County Partners for Children and Families provided a presentation regarding his organization. The presentation is hereby incorporated as a part of these minutes by attachment as Appendix B.

#### 6. **PUBLIC HEARINGS**

- A. Transportation - Call to Public Hearing for FY 2025-2026 5311 Community Transportation Program Grant Application  
Transportation Director Sonia Biggs requested the Board call a public hearing regarding the 5311 grant application. **Upon motion made by Commissioner Ritter, seconded by Commissioner Cook, the Board voted 4-0 to call for a public hearing on September 17, 2024, at 5:30pm to receive public comment regarding the FY 2025-2026 Community Transportation Program Grant Application.**
- B. Sheriff - Call to Public Hearing: Expansion of Animal Operations  
**Upon motion made by Chairman Picerno, seconded by Commissioner Quis, the Board voted 4-0 to call for a public hearing on September 17, 2024, at 5:30pm to receive input regarding the proposed expansion of Animal Operations.**
- C. Planning - Public Hearing to consider Unified Development Ordinance

Amendments to Chapter 3 (Intent of Zoning Districts) Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses), Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use Standards) Section 8.88 (Recreation, Indoor)

Planning Director Debra Ensminger presented a request for amendments to the Unified Development Ordinance. Chairman Picerno noted uses currently allowed in industrial and asked how the requested use of indoor recreation was skipped. Ms. Ensminger noted that the ordinances were the Board's.

Chairman Picerno opened the duly advertised public hearing regarding this matter. Mr. Joe Freeman offered comments regarding two dissenting Planning Board votes on the request and noted it would be a blanket change, though he was supportive of the intended use of this case which would be a gymnastics studio. Discussion followed regarding industrial activities and safety, and the freedom to choose to attend the location or not. Mr. Roy Harvel with US 1 Realty, Keller Williams, accompanied by applicant Anita Kelso, offered comments regarding the request. Mr. Harvel discussed other options they had considered and that they had concluded those options may have created more problems than they would solve. They felt the amendment option before the Board would work and the applicant had hired an attorney to assist in trying to make it very site specific. Ms. Kelso offered comments regarding the prevention of some issues via the State building code, and she said this building location was perfect for her. Mr. Marsh Smith expressed his support for the project and offered comments regarding the free market and unintended consequences of changing the ordinance broadly. He suggested the Board narrowly tailor this item to fit this very specific request. He noted the County was in the middle of a land use planning process and to change the ordinance broadly in the middle of that might be counterproductive. Chairman Picerno asked Mr. Smith if he had read the proposed changes and he said no, and Chairman Picerno cautioned him against some of his comments. There being no further speakers, Chairman Picerno closed the public hearing.

**Upon motion made by Chairman Picerno, seconded by Commissioner Cook, the Board voted 4-0 to adopt the Board of Commissioners Land Use Plan Consistency Statement – Consistent and authorize the Chairman to execute the document as required by North Carolina General Statute 160D-605. Chairman Picerno made a motion, seconded by Commissioner Cook, to approve the Unified Development Ordinance amendments to Chapter 3 (Intent of Zoning Districts) Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses), Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use Standards) Section 8.88 (Recreation, Indoor) considering the recommendations of the Planning Board.** Commissioner Quis noted good points were made all around in the discussion, and he commented regarding light versus heavy industrial uses and consideration of that in the planning process. Commissioner Ritter concurred that the County was going through the process, and it could be tailored. Chairman Picerno directed Ms. Ensminger to take the items to the Land Use Plan Steering Committee. **The motion to approve the request carried 4-0.** The consistency statement and Ms. Ensminger's staff report are hereby incorporated as a part of these minutes by attachment as Appendix C.

## 7. QUASI-JUDICIAL HEARINGS

- A. Planning - A Quasi-Judicial Hearing on September 5, 2024, at 10:30 a.m. for a Special Use Permit Request: Religious Institution Expansion, Accessory Use, Fellowship Hall (Unity Grove Baptist Church)- 849 Mount Carmel Road  
Chairman Picerno announced that the next item on the agenda was a request by Unity Grove Baptist Church for a Special Use Permit for a fellowship hall, and he noted that the hearing on the matter was quasi-judicial in nature and would be conducted in accordance with special due process safeguards. He called forward those who wished to testify to be sworn in and Debra Ensminger, Danielle Orloff, and Jason Cheek were administered the oath by the Clerk. Chairman Picerno offered the commissioners the opportunity to reveal prior exposure to evidence or conflicts and there was none. He explained the proceedings and opened the hearing. Planning Director Debra Ensminger presented the request. Pastor Jason Cheek, 304 Cheek Road, stated his church's need for the proposed new fellowship hall. There were no further speakers. **Upon motion made by Commissioner Ritter, seconded by Commissioner Quis, the Board voted 4-0 to approve Unity Grove Baptist Church's application for a Special Use Permit for an accessory use to the church for a fellowship hall as presented.** Chairman Picerno inquired with Ms. Ensminger regarding preparation of a Board Order and Ms. Ensminger shared that it would be ready for one of the Board's upcoming meetings. Chairman Picerno closed the hearing. Ms. Ensminger's staff report is hereby incorporated as a part of the hearing record and these minutes by attachment as Appendix D.

## 8. OLD BUSINESS

- A. Human Resources - Contract for Services between Moore County and NeoGov  
Assistant County Manager Dawn Gilbert reviewed a request for a contract with NeoGov for human resources management software and presented two options. The account executive for NeoGov, Mr. Vincent VanAuker was present at the meeting and available for questions. Chairman Picerno asked him if the software worked, if he would stand behind it and if he would make sure it would work for Moore County and Mr. VanAuker said yes. Chairman Picerno asked him about the company's reputation and Mr. VanAuker reported that less than 1% of their nationwide customers left NeoGov. Brief discussion followed and **upon motion made by Chairman Picerno, seconded by Commissioner Ritter, the Board voted 4-0 to approve Option 1 and authorize the County Manager to sign the contract for services with NeoGov upon approval by the County Attorney.**

## 9. NEW BUSINESS

- A. Finance - Local Educational Bonds - 2018 Bond Referendum – Revision 29  
Assistant Finance Director Chris Morgan requested the Board's approval of Revision 29 to the Local Educational Bonds 2018 Bond Referendum Capital Project Ordinance. Chairman Picerno inquired about the completion of projects and totals and Moore County Schools Assistant Superintendent for Operations Jenny Purvis responded and explained. Chairman Picerno asked if there would be any money left over and Ms. Purvis said there would still be some funds remaining. **Upon motion made by Chairman Picerno, seconded by Commissioner Quis, the Board voted 4-0 to adopt the Local Educational**

**Bonds – 2018 Bond Referendum Capital Project Ordinance – Revision 29 as presented.** The revision is hereby incorporated as a part of these minutes by attachment as Appendix E.

B. Public Safety - Letter To Moore County Representatives for Funding Support for Radio Equipment Upgrades

Public Safety Director Bryan Phillips presented for the Board's consideration a letter requesting funding support from federal representatives for VIPER radio upgrades. Chairman Picerno asked questions and offered comments regarding the cost of this upgrade and a previously required one, and both upgrades being mandated. **Upon motion made by Chairman Picerno, seconded by Commissioner Ritter, the Board voted 4-0 to send the letter of funding support for the transition from FDMA to TDMA VIPER upgrades for emergency responders.** The letter is hereby incorporated as a part of these minutes by attachment as Appendix F.

C. Legal - North Carolina Sedimentation Pollution Control Act

On Chairman Picerno's behalf, County Attorney Misty Leland presented for the Board's consideration a resolution asking the North Carolina General Assembly to amend the NC Sedimentation Pollution Control Act to restore the rights of citizens damaged by violations or noncompliance of the Act to obtain civil relief. She noted that citizen Marsh Smith had provided the resolution and she modified it. **Commissioner Ritter made a motion, seconded by Commissioner Quis, the Board voted 4-0 to adopt the Resolution requesting the North Carolina General Assembly to amend N.C. Gen. Stat. 113A-66, the NC Sedimentation Pollution Control Act, per the Resolution and Exhibit A.** Chairman Picerno and Commissioner Quis offered comments and **the motion carried 4-0.** The resolution is hereby incorporated as a part of these minutes by attachment as Appendix G.

D. ADDITIONAL ITEM – Moore County Schools Teacher Supplies

County Manager Wayne Vest shared that he had communicated with Moore County Schools Superintendent Dr. Tim Locklair regarding Chairman Picerno's proposal to allocate \$40,000 to Moore County Schools for teacher supplies, and that Dr. Locklair had provided a mechanism for the funds to be used. Chairman Picerno, and Dr. Locklair, present at the meeting, discussed the usefulness of the funds to teachers given the inflationary times and how the average expenditure per teacher was determined, as well as how funds would be allocated to charter schoolteachers. **Upon motion made by Chairman Picerno, seconded by Commissioner Quis, the Board voted 4-0 to approve appropriating \$40,000 for teacher supplies to the Moore County Schools to be paid at one time separate from the other budgeted allocations and authorize the Chairman to sign the budget amendment once completed, and request the Schools provide a report back as to the distribution of the funding.** The budget amendment is hereby incorporated as a part of these minutes by attachment as Appendix H.

## 10. APPOINTMENTS

A. Board of Commissioners - Appointment to the Airport Authority

Upon motion made by Commissioner Ritter, seconded by Commissioner Cook, the Board voted 4-0 to reappoint Adam Kiker to the Moore County Airport Authority for a four-year term commencing October 1, 2024, and expiring September 30, 2028.

B. Board of Commissioners - Appointment to the Sandhills Community Action Program Board of Directors

Upon motion made by Commissioner Quis, seconded by Commissioner Cook, the Board voted 4-0 to appoint Chris Thomas to the Sandhills Community Action Program Board of Directors.

C. Board of Commissioners - Appointments to the Town of Cameron Planning Board (ETJ)

Upon motion made by Commissioner Ritter, seconded by Commissioner Quis, the Board voted 4-0 to appoint Larry Coe and Clifton Frye as ETJ members of the Town of Cameron Planning Board for three-year terms.

11. **ADDITIONAL AGENDA**

There were no additional agenda items.

12. **MANAGER'S REPORT**

County Manager Wayne Vest had nothing further to report.

13. **COMMISSIONERS' COMMENTS**

Chairman Picerno asked Assistant County Manager/Clerk Laura Williams to send the Board the updated review of Task Force accomplishments, and noted the Board would have another work session in the near future.

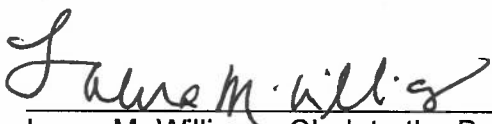
14. **CLOSED SESSION**

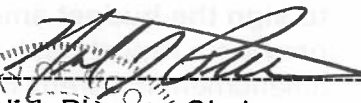
Upon motion made by Commissioner Cook, seconded by Chairman Picerno, the Board voted 4-0 to enter into closed session pursuant to N.C.G.S. 143-318.11(a)(3) and (4).

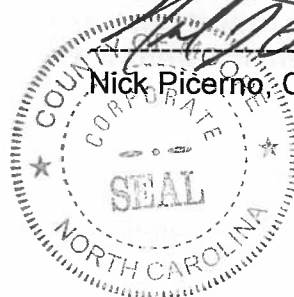
The Board reported no action and upon motion made by Commissioner Cook, seconded by Commissioner Quis, the Board voted 4-0 to come out of closed session and seal the minutes.

**ADJOURNMENT**

There being no further business, upon motion made by Commissioner Ritter, seconded by Commissioner Cook, the Board voted 4-0 to adjourn the September 5, 2024, Regular Meeting of the Moore County Board of Commissioners at 12:47pm.

  
Laura M. Williams, Clerk to the Board

  
Nick Picerno, Chairman



## Fiscal Year 2024/2025

| Budget Line Item<br>Number | Budgeted<br>Amount | Increase/<br>(Decrease) | Revised<br>Budget |
|----------------------------|--------------------|-------------------------|-------------------|
|----------------------------|--------------------|-------------------------|-------------------|

## Health - WIC Activity Agreement Addendum for FY24-25

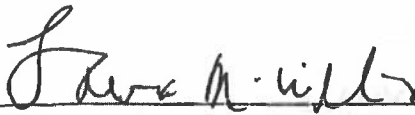
|         |                |                    |         |        |         |
|---------|----------------|--------------------|---------|--------|---------|
| Revenue | 10032071 35001 | WIC Grant          | 274,498 | 19,241 | 293,739 |
| Expense | 10039062 52601 | Operating Supplies | 1,000   | 19,241 | 20,241  |

Approved this 5 day of September, 2024



Nick Picerno

Moore County Board of Commissioners



Laura Williams

Clerk to the Board



30001

**RESOLUTION BY THE COUNTY OF MOORE  
TO DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS**

**WHEREAS** Moore County has joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals;

**WHEREAS** the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions ("Opioid Settlement Funds") are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation ("MOA");

**WHEREAS** Moore County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA;

**WHEREAS** section E.6 of the MOA states:

**E.6. Process for drawing from special revenue funds.**

- a. **Budget item or resolution required.** Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. **Budget item or resolution details.** The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

**NOW, THEREFORE BE IT RESOLVED**, in alignment with the NC MOA, Moore County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized
  - a. Name of strategy: **Recovery Support Services**
  - b. Strategy is included in Exhibit **A**
  - c. Item letter and/or number in Exhibit A to the MOA: **3**
  - d. Amount authorized for this strategy: **\$210,587**
  - e. Period of time during which expenditure may take place:  
Start date: **July 1, 2024** through End date: **June 30, 2025**
  - f. Description of the program, project, or activity:  
**Samaritan Colony - Certified Peer Support Specialist**
  - g. Provider: **Samaritan Colony \$210,587**

## 2. Second strategy authorized

- a. Name of strategy: **Recovery Housing Support**
- b. Strategy is included in Exhibit **A**
- c. Item letter and/or number in Exhibit A to the MOA: **4**
- d. Amount authorized for this strategy: **\$29,413**
- e. Period of time during which expenditure may take place:  
Start date: **July 1, 2024** through End date: **June 30, 2025**
- f. Description of the program, project, or activity:  
**Samaritan Colony – Recovery Housing**
- g. Provider: **Samaritan Colony \$29,413**

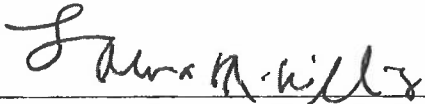
The total dollar amount of Opioid Settlement Funds appropriated across the above named and authorized strategies is **\$240,000**

Adopted this the 5 day of September 2024.

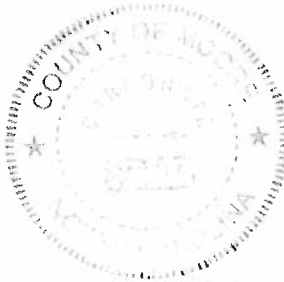


Nick Picerno, Chair  
Moore County Board of Commissioners

ATTEST:



Laura Williams, Clerk to the Board



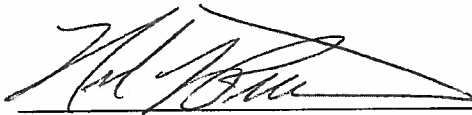
**Fiscal Year 2024/2025**

| Budget Line Item Number | Budgeted<br>Amount | Increase/<br>(Decrease) | Revised<br>Budget |
|-------------------------|--------------------|-------------------------|-------------------|
|-------------------------|--------------------|-------------------------|-------------------|

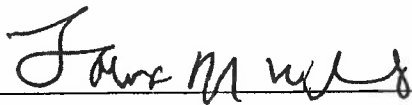
## Administration/Opioid Settlement Funds

|         |                |                                 |        |          |         |
|---------|----------------|---------------------------------|--------|----------|---------|
| Revenue | 29019000 32950 | Appropriated Fund Balance       | 25,000 | 215,000  | 240,000 |
| Revenue | 29012000 56333 | SAMCO Recovery Support Services | -      | 210,587  | 210,587 |
| Revenue | 29012000 56336 | SAMCO Recovery Support Housing  | -      | 29,413   | 29,413  |
| Expense | 29012000 56333 | BRITR Recovery Support Services | 25,000 | (25,000) | -       |

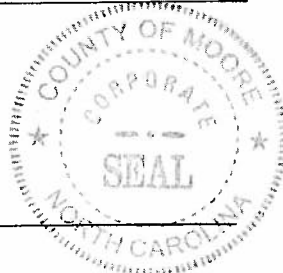
Approved this 5 day of September, 2024



Nick Picerno  
Moore County Board of Commissioners



Laura Williams  
Clerk to the Board



011

**AMENDED #2 RESOLUTION BY THE COUNTY OF MOORE  
TO DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS**

**WHEREAS** Moore County has joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals;

**WHEREAS** the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions ("Opioid Settlement Funds") are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation ("MOA");

**WHEREAS** Moore County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA;

**WHEREAS** section E.6 of the MOA states:

E.6. Process for drawing from special revenue funds.

- a. Budget item or resolution required. Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. Budget item or resolution details. The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

**NOW, THEREFORE BE IT RESOLVED**, in alignment with the NC MOA, Moore County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized
  - a. Name of strategy: Recovery Support Services
  - b. Strategy is included in Exhibit A
  - c. Item letter and/or number in Exhibit A to the MOA: 3
  - d. Amount authorized for this strategy: \$289,985 \$229,985 \$194,985
  - e. Period of time during which expenditure may take place:  
Start date: October 1, 2023 through End date: September 30, 2024 June 30, 2025
  - f. Description of the program, project, or activity:  
**Hire Peer Support Specialists, a licensed counselor, and a part-time nurse along with associated equipment and training.**
  - g. Provider: **Adult & Teen Challenge of Sandhills North Carolina** \$289,985 \$229,985 \$194,985

012

2. Second strategy authorized

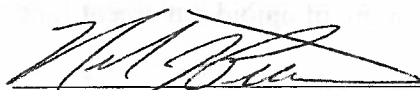
- a. Name of strategy: **Recovery Housing Support**
- b. Strategy is included in Exhibit **A**
- c. Item letter and/or number in Exhibit A to the MOA: **4**
- d. Amount authorized for this strategy: **\$60,000**
- e. Period of time during which expenditure may take place:  
Start date: **October 1, 2023** through End date: **September 30, 2024-June 30, 2025**
- f. Description of the program, project, or activity:  
**Provide housing support for clients undergoing treatment.**
- g. Provider: **Adult & Teen Challenge of Sandhills North Carolina \$60,000**

3. Third strategy authorized

- a. Name of strategy: **Early Intervention**
- b. Strategy is included in Exhibit **A**
- c. Item letter and/or number in Exhibit A to the MOA: **6**
- d. Amount authorized for this strategy: **\$35,000**
- e. Period of time during which expenditure may take place:  
Start date: **October 1, 2023** through End date: **September 30, 2024-June 30, 2025**
- f. Description of the program, project, or activity:  
**Early Intervention – Moore County School System.**
- g. Provider: **Adult & Teen Challenge of Sandhills North Carolina \$35,000**

The total dollar amount of Opioid Settlement Funds appropriated across the above named and authorized strategies is **\$289,985.**

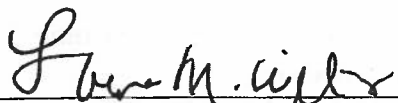
Adopted the 26th day of September 2023 and amended on June 18, 2024 and on September 5, 2024.



Nick Picerno, Chair  
Moore County Board of Commissioners



ATTEST:



Laura Williams, Clerk to the Board

**AMENDED RESOLUTION BY THE COUNTY OF MOORE  
TO DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS**

**WHEREAS** Moore County has joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals;

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**WHEREAS** Moore County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA;

**WHEREAS** section E.6 of the MOA states:

E.6. Process for drawing from special revenue funds.

- a. Budget item or resolution required. Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. Budget item or resolution details. The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

**NOW, THEREFORE BE IT RESOLVED**, in alignment with the NC MOA, Moore County authorizes the expenditure of opioid settlement funds as follows:

~~1. First authorized strategy~~

- a. ~~Name of strategy: Recovery Support Services~~
- b. ~~Strategy is included in Exhibit A~~
- c. ~~Item letter and/or number in Exhibit A to the MOA: 3~~
- d. ~~Amount authorized for this strategy: \$25,000~~
- e. ~~Period of time during which expenditure may take place:~~  
~~Start date: July 1, 2024 through End date: June 30, 2025~~
- f. ~~Description of the program, project, or activity:~~  
~~**Bridge to Recovery — Recovery Support Services**~~
- g. ~~Provider: Bridge to Recovery — \$25,000~~

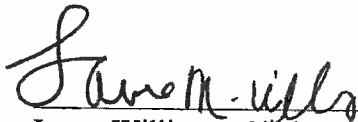
The total dollar amount of Opioid Settlement Funds appropriated across the above named and authorized strategies is \$25,000.

Adopted the 7th day of May 2024 and amended on September 5, 2024.



Nick Picerno, Chair  
Moore County Board of Commissioners

ATTEST:



Laura Williams, Clerk to the Board



# Supporting Young Children and Families for a Thriving Community

An Introduction to Partners for Children & Families

Stuart L. Mills, Executive Director



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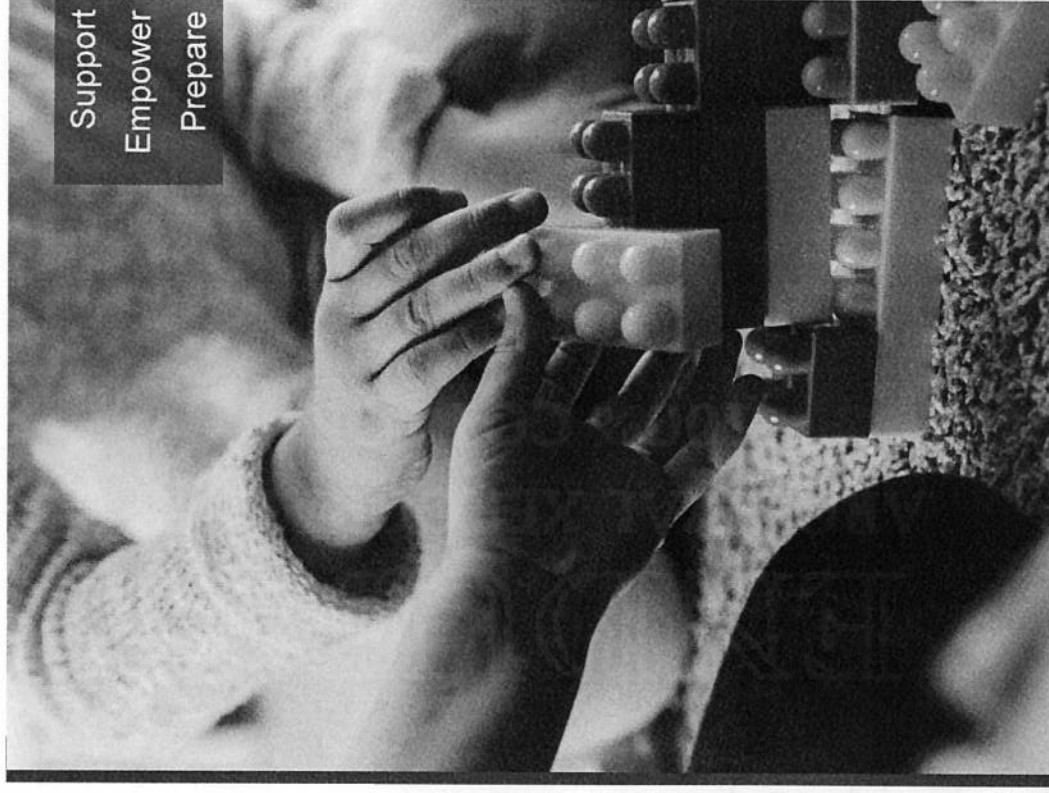
Partners for Children & Families (Partnership)

## Your Local Early Childhood Agency - and Ally

- Advocate for the needs of young children birth to age 5
- Community-based 501(c)(3) nonprofit
  - 30 years of service
  - Innovative regional hub
  - Collaborator and convener
- Funder and provider of evidence-based programs
  - North Carolina's Smart Start affiliate for Moore County
  - Investing over \$1.5 million annually in local programs that prepare young children for success in school, and in life
    - Supporting good health, strong families and access to high quality early learning
    - Preparing children for Kindergarten and K-12 success

### Mission

Partners for Children & Families unites the community to effectively: support and empower families, prepare children to succeed in school, and encourage life-long learning thereby contributing to the economic vitality of Moore County.



Support  
Empower  
Prepare

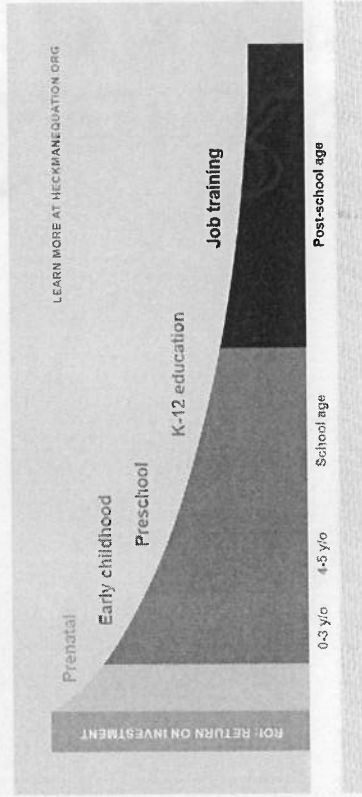


# 017 Return on Investment

## 7% - 13%

When we invest early, we save on spending later!

**Heckman** | Return on Investment | Economic impact of investing in early childhood learning.



NC Pre-K provides a foundational year of early learning and skill-building that can significantly improve student readiness for kindergarten and success in school. High quality Pre-K programs, particularly NC Pre-K, provide both short- and long-term benefits to students and their communities.

**Longitudinal research confirms that children who participate in NC Pre-K:**

- Enter kindergarten more ready to learn
- Are more proficient in both reading and math
- Are less likely to repeat grades throughout elementary school
- Are less likely to be placed in special education classes, resulting in savings to the state

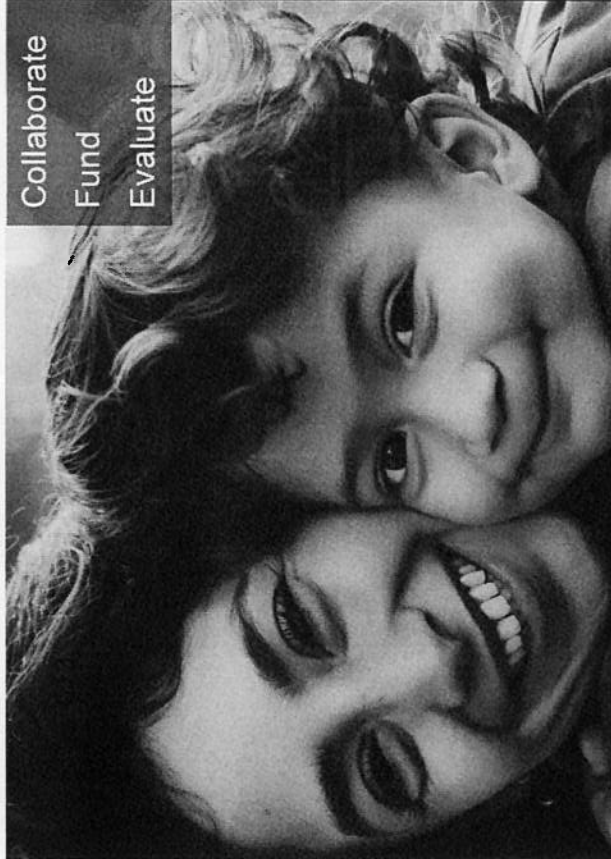
This research further confirms that these positive outcomes last through at least the 8<sup>th</sup> grade. Additional research shows long-term benefits include higher graduation rates from both high school and college, and lower rates of both incarceration and teen births.

High-quality pre-kindergarten programs also accrue economic and social benefits for communities.

Sources:  
[www.heckmanequation.org](http://www.heckmanequation.org) [www.myfuturenc.org](http://www.myfuturenc.org) [www.smartstart.org](http://www.smartstart.org)



Collaborate  
Fund  
Evaluate



#### Major Funders of the Partnership

- North Carolina Partnership for Children (state funds)
- US Food and Drug Administration (federal funds)
- Positive Childhood Alliance
- United Way of Moore County
- Truist
- Toys for Tots Foundation
- Duke Energy Foundation/Moore County Chamber of Commerce
- NC State University
- Randolph EMC
- Kiwanis Club
- Rotary Club of the Sandhills
- CSX
- Central Electric Membership Corporation
- The Hunt Institute
- Moore Women's Giving Circle
- Walmart
- Belk
- Harris Teeter
- Food Lion

## Funded Programs

|           |                                       |
|-----------|---------------------------------------|
| \$246,789 | Child and Adult Care Food Program     |
| \$91,360  | Child Care Health Consultant          |
| \$129,227 | Child Care Resource & Referral        |
| \$371,140 | Child Care Subsidy and Administration |
| \$143,056 | Community Education                   |
| \$3,386   | Dolly Parton's Imagination Library    |
| \$1,878   | Farm to ECE*                          |
| \$85,397  | Motheread                             |
| \$120,000 | NC Pre-Kindergarten                   |
| \$5,413   | New Books Good Looks*                 |
| \$65,519  | Positive Parenting Program*           |
| \$118,129 | Program Management                    |
| \$12,192  | Raising A Reader                      |
| \$19,866  | Summer Reading Stations*              |
| \$110,000 | WAGE\$                                |

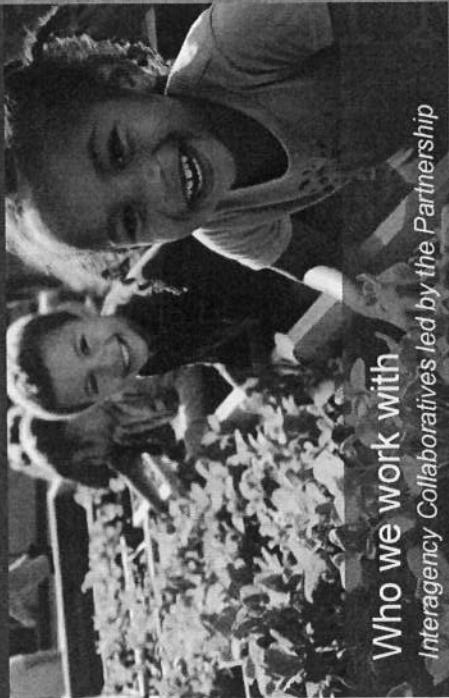
Total: **\$1,523,352** in local investments

\*Partial or full funding by:



## What could be stronger?

- Increasing access to NC Pre-K
- Strengthening Head Start
- Increasing the number of child care slots
- Raising the quality of care
- Making child care more affordable



## Who we work with

*Interagency Collaboratives led by the Partnership*

- Growing Moore Readers
- Moore County Chamber of Commerce Child Care Task Force
- Moore County Interagency Group
- Moore County Child Care Interagency Group
- Moore County Resiliency Collaborative
- NC Pre-K Committee
- Sandhills Perinatal Collective



## Moore County Early Childhood Care and Education System

Major Funders and Providers

Moore County Government  
Child Care Subsidies

Families and  
Home Schooling

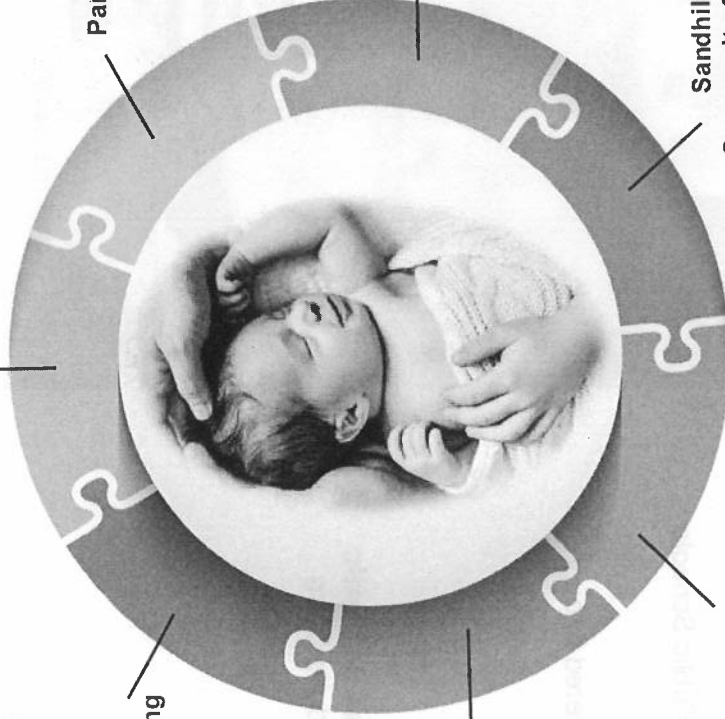
Partners for Children  
and Families

Moore County  
Schools  
NC Pre-K

Sandhills  
Community College  
Teacher Education

Save the Children  
Head Start

Child Care Homes  
and Centers



⚠ No increase in child care slots since 2005

020

## Current Partnership with Moore County

**Funding: \$491,140** Pre-K and Subsidy



**\$120,000** for NC Pre-K, administered through Moore County Public Schools



**\$371,140** for Child Care Subsidy and Administration, administered through the Moore County Department of Social Services

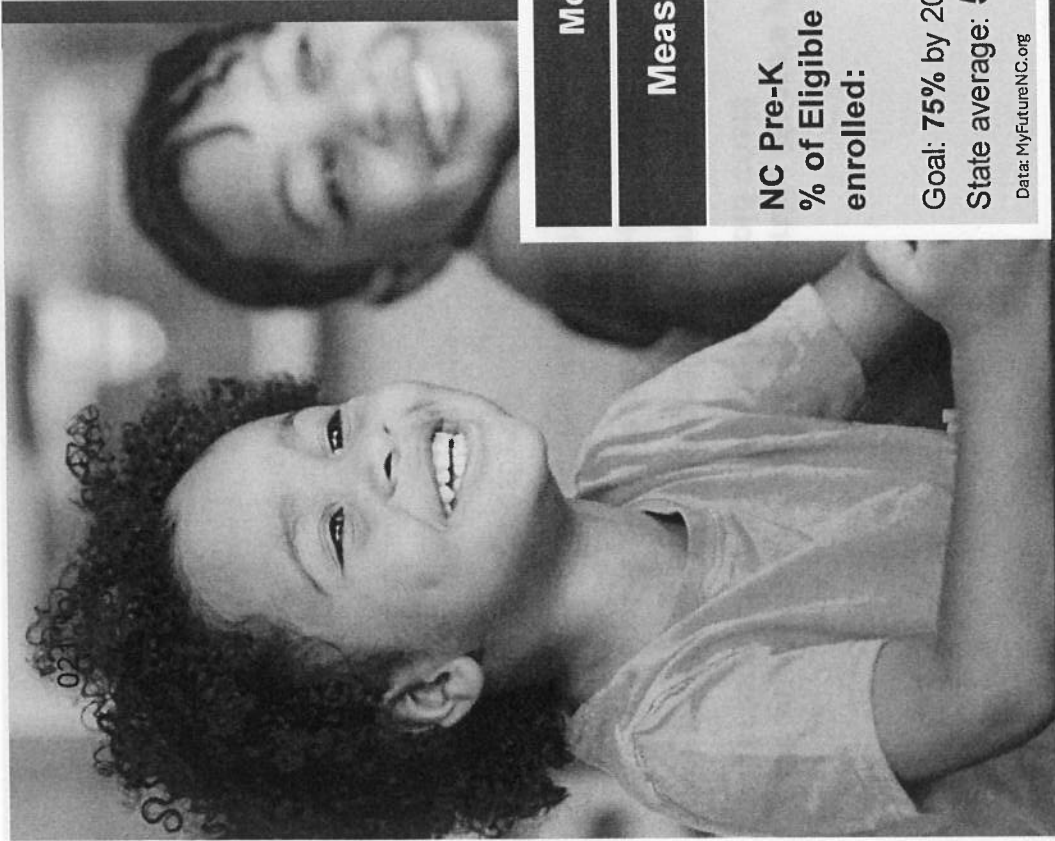
## Opportunities for System Improvements

**Increasing access to services during the early years bolsters academic achievement and reduces societal costs later.** Opportunities to address shortfalls in Moore County include:

- Developing Tri-Share
- Supporting the Land Trust Project
- Increasing access to NC Pre-K
- Strengthening Head Start
- Mobilizing Opioid Settlement Funds to support a home visiting program benefitting young children and their families

Align  
Assess  
Advance





## State of NC Pre-K in Moore County

By 2030, NC's goal is that **75%** of eligible four-year-olds in each county will be enrolled in NC Pre-K in North Carolina.

NC Pre-K is funded by the state, managed by the Partnership in Moore County and administered by Moore County Public Schools

**Moore County lags behind in providing NC Pre-K services:**

- Lowest slot allocation in state
- Lowest % of eligible served in state

### Moore County's Success Rate as Compared to Similar Counties

| Measure                                                                                                                              | Moore                                                                | Brunswick  | Chatham    | Cumberland |
|--------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|------------|------------|------------|
| NC Pre-K<br>% of Eligible 4 yr. old's<br>enrolled:<br><br>Goal: 75% by 2030<br>State average: <b>53%</b><br><br>Data: MyFutureNC.org | <b>16%</b><br><small>Rural/non-metro<br/>county average: 59%</small> | <b>52%</b> | <b>68%</b> | <b>41%</b> |



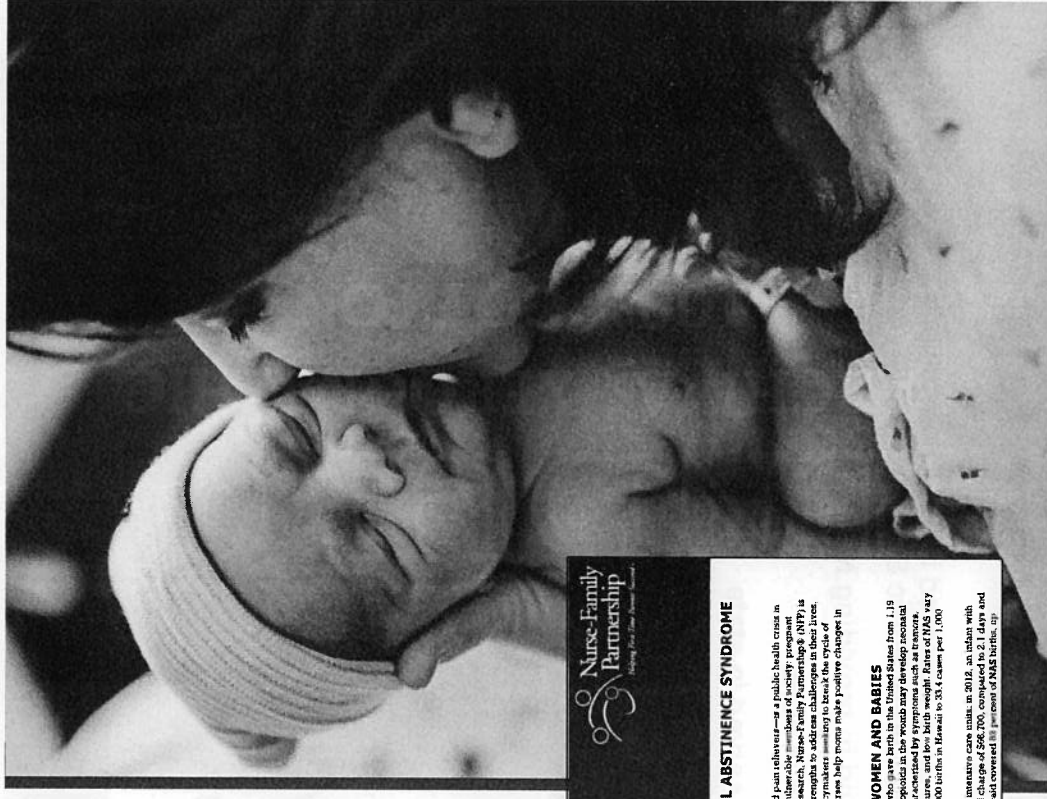
## Potential Partnership | Opioid Settlement Fund



### A compassionate program supporting Moore's youngest children and families caught up in the Opioid crisis

- Evidence-based national program
- Home visits by Registered Nurses
- Supports family for two years with weekly visits
- Prenatal and postnatal
- Developmental screenings
- Parent education
- Mentoring of moms
- Linkages to additional resources

\*Or similar program modeled on this evidence-based early intervention program





**THE OPIOID EPIDEMIC AND NEONATAL ABSTINENCE SYNDROME**  
**NFP Nurses Help Moms Break the Cycle**

Substance use—particularly the misuse and addiction to opioid pain relievers—is a public health crisis in the United States, and increasingly impacts some of the most vulnerable members of society: pregnant women. The Nurse-Family Partnership (NFP), a home visiting program for low-income, first-time mothers, is one of the few evidence-based programs founded on principles that help moms and families use their resources to address substance use, including substance use and mental health disorders. For policymakers seeking to break the cycle of substance use in their communities, the NFP model and our nurses help moms make positive changes in their own health and the health of their babies.

**THE COSTS OF OPIOIDS FOR PREGNANT WOMEN AND BABIES**

Between 2000 and 2009, opioid use increased among women who gave birth in the United States from 1.19 to 5.63 per 1,000 hospital births per year.<sup>1</sup> Infants exposed to opioids in the womb may develop neonatal abstinence syndrome (NAS), a drug withdrawal syndrome characterized by symptoms such as tremors, irritability, and excessive crying. In 2012, NAS was the most common drug-related complication among newborns in the United States, ranging from 0.7 cases per 1,000 births in Hawaii to 33.4 cases per 1,000 births in West Virginia in 2013.<sup>2</sup>

NAS introduces a significant burden on hospital and neonatal intensive care units. In 2012, an infant with NAS had a mean hospital stay of 16.9 days and a mean hospital charge of \$66,700, compared to 2.1 days and \$2,360 for a term infant without complications.<sup>3</sup> In 2014, Medicaid covered the per cent of NAS births, by



023

### Resources provided to support this presentation:

- Nurse Family Partnership Opioid Response White Pager
- Land Trust Project Overview

## Questions?

**Stuart L. Mills**  
Executive Director  
Partners for Children & Families  
[smills@pfcfmc.org](mailto:smills@pfcfmc.org)  
(910) 949-4045

7720 NC-22  
Carthage, NC 38327



<https://www.pfcfmc.org>



<https://www.facebook.com/pfcfmc>



**Moore County Board of Commissioners****Land Use Plan Consistency Statement****Unified Development Ordinance Amendments to Chapter 3 (Intent of Zoning Districts)****Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses),****Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use  
Standards) Section 8.88 (Recreation, Indoor)****Text Amendment to the Unified Development Ordinance**

The Moore County Board of Commissioners finds that:

1. The proposed text amendment is consistent with the following Action as listed in the 2013 Moore County Land Use Plan:

- Action 1.5.2: Support new developments that utilize existing or implement planned infrastructure that most economically preserves open space and important historical, natural and cultural features.
  - The proposed text amendment will allow the existing larger industrial buildings (currently operating and vacant) to be used for recreational indoor uses.

The proposed text amendment is reasonable and in the public interest because:

- a. It supports the current 2013 Moore County Land Use Plan Action listed above.

Therefore, the Moore County Board of Commissioners finds the text amendment to the Unified Development Ordinance is consistent with the 2013 Moore County Land Use Plan.



Nick Picerno, Chair  
Moore County Board of Commissioners

9/5/24  
Date



**Agenda Item: 6.C.**  
**Meeting Date: September 5, 2024**

**MEMORANDUM TO THE MOORE COUNTY BOARD OF COMMISSIONERS:**

**FROM:** Debra Ensminger, Planning Director  
**DATE:** 08/22/2024  
**SUBJECT:** Public Hearing to consider Unified Development Ordinance Amendments to Chapter 3 (Intent of Zoning Districts) Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses), Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use Standards) Section 8.88 (Recreation, Indoor)  
**PRESENTER:** Debra Ensminger, Planning Director

**REQUEST:** A request to amend Chapter 3 (Intent of Zoning Districts) Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses), Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use Standards) Section 8.88 (Recreation, Indoor) of the Moore County Unified Development Ordinance.

**BACKGROUND:** The applicant is the contract purchaser of an approximately 2.6-acre parcel, addressed as 120 Knox Lane, West End, (PID 00022600). The property is currently owned by JR Square, LLC, and is zoned Industrial. The applicant wishes to purchase the property for use as a high-level gymnastics training facility (no competitions), with typical class sizes of 6 to 8 students. There are currently thirty-seven (37) parcels in Moore County that are zoned Industrial. Two thirds (2/3) of these total parcels are clusters, all zoned Industrial with multiple buildings. Most of these parcels are located on the western and northern parts of Moore County, within RA (Rural Agricultural) zoned areas. The remaining third of these Industrial zoned parcels are sprinkled throughout the county. Some of these parcels are located directly off Highway 211, outside of Gated Community Seven Lakes and US Hwy 1, between Carthage and Cameron zoning districts. The Unified Development Ordinance (UDO) does not allow Recreation, Indoor as a permitted use in the Industrial Zoning District or include it in the intent of the Industrial zoning district. The proposed text amendment would allow Recreation, Indoor use to be permitted by right in all Industrial Zoning districts, will add gymnastics training to the definition of Recreation, Indoor and would also add specific use standards to the Recreation, Indoor regarding gymnastics training.

**PROPOSED TEXT AMENDMENT LANGUAGE:**

**Bold Text** – additions to the ordinance

~~Strikethrough Text~~ – deletions from the ordinance

1. Amend Chapter 3 (Intent of Zoning Districts), Section 3.15 (Industrial (I) District) as follows:

Section 3.15 Industrial (I) District

A district providing public and private uses of a production, warehousing, distribution, and industrial related services nature and may include indoor recreation uses.

2. Amend Chapter 6 (Table of Uses), Section 6.1 (Principal Use Table) as follows:

| PRINCIPAL USE TABLE                                                                                                                                          |                      |       |       |      |      |        |    |       |       |    |     |     |    |   |       |                        |                   |          |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|-------|-------|------|------|--------|----|-------|-------|----|-----|-----|----|---|-------|------------------------|-------------------|----------|
| P = Permitted by-Right<br>S = Requires Special Use Permit<br>Z = Permitted in Conditional Zoning District<br>A = Allowed in PD District<br>O = Not Permitted |                      |       |       |      |      |        |    |       |       |    |     |     |    |   |       |                        |                   |          |
| Principal Use Type                                                                                                                                           | Zoning Districts [1] |       |       |      |      |        |    |       |       |    |     |     |    |   |       | Specific Use Standards | Bldg. Code Class. |          |
|                                                                                                                                                              | RA                   | RA-20 | RA-40 | RA-2 | RA-5 | RA-USB | RE | GC-SL | GC-WL | PC | B-1 | B-2 | VB | I | MF-CZ |                        |                   | PD-CZ    |
| RECREATION USES                                                                                                                                              |                      |       |       |      |      |        |    |       |       |    |     |     |    |   |       |                        |                   |          |
| Airport, Public or Private                                                                                                                                   | S                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | •   | •  | • | Z     | •                      | A 8.8             | A-3, B   |
| Airstrip, Small Private                                                                                                                                      | S                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | P   | •   | •  | • | •     | •                      | A 8.9             | B        |
| Assembly Hall                                                                                                                                                | Z                    | •     | •     | •    | •    | •      | •  | •     | Z     | •  | •   | Z   | Z  | P | •     | •                      | A 8.13            | A-4, A-5 |
| Camp or Care Center                                                                                                                                          | P                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | •   | •  | • | •     | •                      | A 8.22            | A-3, R-1 |
| Campground, Public and Private                                                                                                                               | P                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | •   | •  | • | •     | •                      | A 8.23            | A-3, R-1 |
| Camp, Recreation Day                                                                                                                                         | P                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | •   | •  | • | •     | •                      | A 8.24            | A-3      |
| Civic / Social Club, Lodge, Organization                                                                                                                     | S                    | •     | •     | P    | P    | P      | •  | S     | S     | •  | P   | P   | P  | • | •     | •                      | A 8.30            | A-2, A-3 |
| Golf Driving Range                                                                                                                                           | •                    | •     | •     | •    | •    | •      | •  | S     | S     | P  | •   | P   | •  | • | •     | •                      | A 8.54            | A-3      |
| Golf Course (including par 3)                                                                                                                                | •                    | •     | •     | •    | •    | •      | •  | S     | S     | P  | •   | P   | •  | • | •     | •                      | A 8.53            | U        |
| Marina (fuel & supplies)                                                                                                                                     | •                    | •     | •     | •    | •    | •      | •  | P     | P     | •  | •   | •   | •  | • | •     | •                      | A 8.71            | M        |
| Neighborhood Park                                                                                                                                            | P                    | P     | P     | P    | P    | P      | P  | P     | P     | P  | P   | P   | P  | P | P     | Z                      | A 8.78            | U        |
| Recreation, Indoor                                                                                                                                           | •                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | S   | P   | S  | P | •     | •                      | A 8.88            | A-5      |
| Recreation, Low Impact Outdoor                                                                                                                               | P                    | •     | P     | P    | P    | P      | P  | P     | P     | •  | P   | P   | S  | • | •     | •                      | A 8.89            | A-5      |
| Recreation, High Impact Outdoor                                                                                                                              | Z                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | •   | Z  | P | •     | •                      | A 8.90            | A-5      |
| Shooting Range, Indoor                                                                                                                                       | Z                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | P   | •  | • | •     | •                      | 8.98              | A-5      |
| Shooting Range, Outdoor                                                                                                                                      | Z                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | P   | •  | • | •     | •                      | 8.99              | A-5      |
| Zoo / Petting Zoo                                                                                                                                            | Z                    | •     | •     | •    | •    | •      | •  | •     | •     | •  | •   | P   | •  | • | •     | •                      | 8.117             | A-5, U   |

**REASON.** To ensure the table of uses includes the Recreation, Indoor Use as a permitted use in an Industrial Zoning district as outlined in the Use Table.

3. AMEND Chapter 8 (Specific Use Standards) Section 8.88 (Recreation, Indoor) to add Specific Use Standards that allow for Recreation, Indoor to include gymnastics training in the very definition of Recreation, Indoor and add specific use standards for a gymnastics training use to operate within an Industrial zoned district as follows:

## SECTION 8.88. RECREATION, INDOOR

### A. DEFINITION

1. GENERALLY A fully enclosed facility providing for one or several recreational uses including sport auditoriums (basketball, dance, martial arts, soccer, swimming, tennis, wrestling), batting cages, bowling alleys, skating rinks, and other recreational uses such as

non-profit community centers, non-profit youth facilities, health and fitness clubs, gyms, movie theatres, **gymnastics training** and general gaming establishments.

2. **GAMING ESTABLISHMENT** Any establishment deemed legal by State law, excluding billiards halls, adult gaming establishments and any others similarly defined in this Chapter, whose primary use is to provide entertainment services to the general public in the form of electronic or conventional gaming units which provide either no reward to patrons or rewards of limited value such as children's toys, games, and novelties when all rewards can be legally obtained and used by all ages and are not redeemable for cash or any other kind of compensation or services on or off premises, including on-line redemptions. Examples include traditional video game arcades and children's and family game centers, whether stand-alone or in conjunction with a restaurant or other permissible uses. This shall be considered a primary use when occupying more than 50 percent of the gross floor area of an establishment or being used by more than 50 percent of the patrons at any time or representing more than 50 percent of the total sales of the establishment.

#### B. STANDARDS

1. All buildings and parking shall be located a minimum 50 feet from any residentially zoned property line.
2. Indoor recreation uses shall provide at least one off-street parking space for every two participants at full capacity.
3. Gymnastics training facilities, shall be permitted in an Industrial zoned district provided:
  - a) The site of the proposed use shall have a minimum of two (2) acres in area.
  - b) All activities associated with such use shall be conducted indoors. (i.e., no training events shall occur outside the enclosed facility)
  - c) The maximum number of students training at one time shall not exceed 50.
  - d) There shall be one parking space for every two (2) participants, plus one parking space for each coach.
  - e) Hours of operation shall be limited to between 7 a.m. and 10 p.m.

**REASON.** To ensure the Specific Use Standards for Recreation, Indoor definition includes gymnastics training and adds specific standards for gymnastics training within an Industrial zoned district.

#### CONSISTENCY WITH THE 2013 MOORE COUNTY LAND USE PLAN

The Planning Board Consistency Statement which speaks to Land Use Plan goals is included for the Board's review and consideration.

#### PLANNING BOARD RECOMMENDATION:

The Planning Board met on August 1, 2024, and voted 8-0 the requested text amendment was **Consistent** with the Moore County Land Use Plan and voted 6-2 to recommend **Approval** of the text amendment after removing the following proposed standards requested by the applicant, a, c, and e, from gymnastics training facilities under Section 8.88 (Recreation, Indoor) (B. Standards, No. 3):

3. Gymnastics training facilities, shall be permitted in an Industrial zoned district provided:
  - ~~a) The site of the proposed use shall have a minimum of two (2) acres in area.~~
  - ~~b) All activities associated with such use shall be conducted indoors. (i.e., no training events shall occur outside the enclosed facility)~~
  - ~~c) The maximum number of students training at one time shall not exceed 50.~~
  - d) There shall be one parking space for every two (2) participants, plus one parking space for each coach.

~~e) Hours of operation shall be limited to between 7 a.m. and 10 p.m.~~

The opposing concerns were that by allowing recreation, indoor to industrial zoned districts through this text amendment, all of the recreational uses that are within the definition such as: sport auditoriums (basketball, dance, martial arts, soccer, swimming, tennis, wrestling), batting cages, bowling alleys, skating rinks, and other recreational uses such as non-profit community centers, non-profit youth facilities, health and fitness clubs, gyms, movie theatres, gymnastics training and general gaming establishments, would then be allowed to operate within an industrial zoned district not simply gymnastics training which was the intent of the citizen initiated text amendment request. They understood the intent of the request but felt that due to it being specific to gymnastics training only, that there may be a better way of coming to a compromise without allowing a potential for a massive amount of truly recreational activities for fun and games to operate within an industrial zoned district, when the intent is for athletic training facilities. Also, a concern was expressed that when occupancy is being evaluated, there could be a consideration for criteria such as square footage for the recreational use and how staff can enforce compliance.

**FINANCIAL IMPACT:** None

**IMPLEMENTATION PLAN:** Hold a Public Hearing on September 5, 2024, at 10:30 a.m.

**RECOMMENDATION SUMMARY:** Staff recommends the Board of Commissioners make two separate motions:

**Motion #1:** Make a motion to adopt the attached Board of Commissioners Land Use Plan Consistency Statement (**Consistent** or **Inconsistent**) and authorize the Chairman to execute the document as required by North Carolina General Statute 160D-605.

**Motion #2:** Make a motion to **Approve** or **Deny** the Unified Development Ordinance Amendments to Chapter 3 (Intent of Zoning Districts) Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses), Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use Standards) Section 8.88 (Recreation, Indoor) considering the recommendations of the Planning Board.

**ATTACHMENTS:**

1. Text Amendment Application
2. Citizen Drafted Text Amendment Language
3. Map of Industrial Zoned Properties
4. Board of Commissioners Consistency Statements (Consistent/Inconsistent)



## County of Moore Planning and Inspections

Inspections/Permitting: (910) 947-2221

Planning: (910) 947-5010

Fax: (910) 947-1303

### TEXT AMENDMENT APPLICATION

|                                                                                                                                                                                                                                                                |                |                       |            |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|-----------------------|------------|
| Application Date: 6/17/2024                                                                                                                                                                                                                                    |                |                       |            |
| Applicant: Anita J. Kelso                                                                                                                                                                                                                                      |                |                       | Phone:     |
| Applicant Address: 2875 Linden Rd                                                                                                                                                                                                                              | City: Aberdeen | St: NC                | Zip: 28315 |
| Please describe the proposed changes below (attached additional sheets if needed):<br>See Attached                                                                                                                                                             |                |                       |            |
|                                                                                                                                                                                                                                                                |                |                       |            |
|                                                                                                                                                                                                                                                                |                |                       |            |
|                                                                                                                                                                                                                                                                |                |                       |            |
|                                                                                                                                                                                                                                                                |                |                       |            |
|                                                                                                                                                                                                                                                                |                |                       |            |
| I (We), the undersigned, certify that all statements furnished in this application are true to the best of my (our) knowledge and do hereby agree to follow all reasonable requests for information as designated by the County of Moore Zoning Administrator. |                |                       |            |
| DocuSigned by:<br><i>Anita J. Kelso</i>                                                                                                                                                                                                                        |                | 6/17/2024   08:16 PDT |            |
| Applicant/Owner Signature                                                                                                                                                                                                                                      |                | Date                  |            |
| DocuSigned by:<br><i>Jon A. Giles</i>                                                                                                                                                                                                                          |                | 6/17/2024   10:58 EDT |            |
| Applicant/Owner Signature                                                                                                                                                                                                                                      |                | Date                  |            |
| J.R. Square LLC by Jon Giles, Member-Manager                                                                                                                                                                                                                   |                |                       |            |
| Office Use Only:                                                                                                                                                                                                                                               |                |                       |            |
| PAR ID: 00022600                                                                                                                                                                                                                                               |                |                       |            |
| <i>Wanille D...</i>                                                                                                                                                                                                                                            |                | 6/17/2024             |            |
| Received By                                                                                                                                                                                                                                                    |                | Date                  |            |

PROPOSED TEXT AMENDMENT TO MOORE COUNTY  
UNIFIED DEVELOPMENT ORDINANCE  
TO ALLOW THE "INDOOR RECREATION USE" IN THE  
INDUSTRIAL DISTRICT, with Special Use Standards

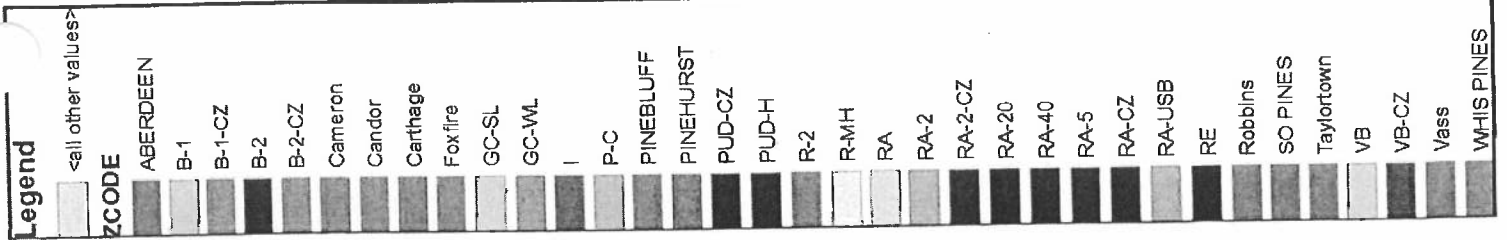
The Applicant, Anita Kelso, is the contract purchaser of an approximately 2.6 acres parcel of land known as 120 Knox Lane in West End (Moore County Parcel ID 00022600). The property is currently owned by JR Square, LLC, and is zoned Industrial (I). The Applicant wishes to purchase the property for use as a high-level gymnastics training facility (no competitions), with typical class sizes of 6 to 8 students. The particular location (see attached aerial view of the site, Exhibit A) includes 3 existing buildings; they would not be changed except for interior modifications to make the "proposed gymnastics center" suitable for the use. There is adequate parking on the site, including the area marked as "parking area" across Knox Lane to the north, when necessary.

Presently, the Principal Use Table found at Moore County Unified Development Ordinance (UDO) Section 6.1 does not permit the Indoor Recreation use in the Industrial District (see attached Exhibit B). The Applicant proposes to amend the Principal Use Table to allow Indoor Recreation as a permitted use in the Industrial district, with Specific Use Standards established in UDO Section 8.88.

The Applicant proposes that UDO Section 8.88 also be amended as follows:

1. Add "gymnastics training" to paragraph A.1, as a type of uses included in the definition of "indoor recreation"; and
2. Add a new subparagraph 3 to paragraph B "Standards" as follows:

Gymnastics Training facilities shall be permitted in the Industrial district, provided (a) the site of the proposed use shall be at least 2 acres in area; (b) all activities associated with such use shall be conducted indoors (i.e., no training events shall occur outside the enclosed facility); (c) the maximum number of students training at the facility at one time shall not exceed 50; (d) there shall be adequate on-site parking for the use (based on one space for every 2 participants, plus one space for each coach); (e) hours of operation shall be limited to between 7 a.m. and 10 p.m.



| Zoning District                  | Number of Parcels | Average* Parcel Size (Tax Acres) |
|----------------------------------|-------------------|----------------------------------|
| RA                               | 19,565            | 14.86                            |
| RE                               | 799               | 14.29                            |
| RA-USB                           | 492               | 5.92                             |
| RA-40                            | 2,658             | 6.26                             |
| RA-20                            | 1,305             | 1.39                             |
| RA-2                             | 200               | 12.48                            |
| RA-5                             | 242               | 20.84                            |
| B-1                              | 155               | 3.4                              |
| B-2                              | 210               | 3.96                             |
| VB                               | 234               | 0.88                             |
| I                                | 37                | 35.68                            |
| *Average is calculated as a mean |                   |                                  |

**Moore County Board of Commissioners**

**Land Use Plan Consistency Statement**

**Unified Development Ordinance Amendments to Chapter 3 (Intent of Zoning Districts)**

**Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses),**

**Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use  
Standards) Section 8.88 (Recreation, Indoor)**

**Text Amendment to the Unified Development Ordinance**

The Moore County Board of Commissioners finds that:

1. The proposed text amendment is consistent with the following Action as listed in the 2013 Moore County Land Use Plan:

- Action 1.5.2: Support new developments that utilize existing or implement planned infrastructure that most economically preserves open space and important historical, natural and cultural features.
  - The proposed text amendment will allow the existing larger industrial buildings (currently operating and vacant) to be used for recreational indoor uses.

The proposed text amendment is reasonable and in the public interest because:

- a. It supports the current 2013 Moore County Land Use Plan Action listed above.

Therefore, the Moore County Board of Commissioners finds the text amendment to the Unified Development Ordinance is **consistent** with the 2013 Moore County Land Use Plan.

---

Nick Picerno, Chair  
Moore County Board of Commissioners

---

Date

**Moore County Board of Commissioners****Land Use Plan Consistency Statement****Unified Development Ordinance Amendments to Chapter 3 (Intent of Zoning Districts)****Section 3.15 (Industrial (I) District), Chapter 6 (Table of Uses),****Section 6.1 (Principal Use Table) and Chapter 8 (Specific Use****Standards) Section 8.88 (Recreation, Indoor)****Text Amendment to the Unified Development Ordinance**

The Moore County Board of Commissioners finds that:

1. The proposed text amendment is not consistent with the following Action as listed in the 2013 Moore County Land Use Plan:

- Action 1.8.4: Select appropriate locations for industrial development and zone them as such (using factors such as soil suitability, proximity to water and sewer rail and highways).

The proposed text amendment is not reasonable and not in the public interest because:

- a. The proposed text amendment will allow all recreation, indoor uses to be allowed within an Industrial zoned district and will have an unreasonable impact on the surrounding communities.

Therefore, the Moore County Board of Commissioners finds that the text amendment to the Unified Development Ordinance is inconsistent with the 2013 Moore County Land Use Plan.

---

Nick Picerno, Chair

Moore County Board of Commissioners

---

Date



**Agenda Item: 7.A.**  
**Meeting Date: September 5, 2024**

**MEMORANDUM TO THE MOORE COUNTY BOARD OF COMMISSIONERS:**

**FROM:** Debra Enslinger, Planning Director  
**DATE:** 08/21/2024  
**SUBJECT:** A Quasi-Judicial Hearing on September 5, 2024, at 10:30 a.m. for a Special Use Permit Request: Religious Institution Expansion, Accessory Use, Fellowship Hall (Unity Grove Baptist Church)- 849 Mount Carmel Road  
**PRESENTER:** Debra Enslinger, Planning Director

**REQUEST:** Unity Grove Baptist Church is requesting a Special Use Permit for the expansion of a religious institution, to add an accessory use, for a fellowship hall. The property is identified as ParID 00013201, 1.37 acres in Deed Book 206 Page 45, ParID 00990992, 0.26 acres in Deed Book 730 Page 335, and ParID 98000097, 1.36 acres in Deed Book 1389 Page 186, totaling 2.99 acres, located at 849 Mount Carmel Road, owned by Unity Grove Baptist Church. A recombination map was recorded on June 14, 2024, in Plat Cabinet 20, Slide 355 recombining the parcels.

The Special Use Permit Application Request was convened and continued at the Board of Commissioners' s August 20, 2024, meeting to their next meeting, September 5th, at 10:30 am by a unanimous decision (5-0) of the Board of Commissioners at the request of the applicant due to inefficiencies in the submitted site plan.

**BACKGROUND:** Unity Grove Baptist Church has applied for a Special Use Permit for the expansion of the religious institution use, for the construction of a fellowship hall, at 849 Mount Carmel Road. Currently, located on the property is an existing church, storage building, all owned by Unity Grove Baptist Church.

Adjacent land uses include, vacant property, and residential uses.

The property is currently zoned Rural Agricultural. (RA)

The Moore County Unified Development Ordinance Section 6.1 (Principal Use Table) (Educational & Institutional Uses) requires the issuance of special use permits for the following uses within the Rural Agricultural Zoning District: cemetery or mausoleum, commercial, childcare facility, college / business & trade school, museum / art gallery, religious institution, security training facility, school, elementary / middle / high.

"The Religious Land Use and Institutionalized Persons Act" (RLUIPA) is a federal law that protects religious groups from unduly burdensome or discriminatory land use regulations. RLUIPA requires governments to treat houses of worship as favorable as

nonreligious assemblies.

### **REQUIRED FINDINGS**

In recommending the Special Use Permit the following findings must be met:

1. The use will not materially endanger the public health or safety; and
2. The use meets all required conditions and specifications; and
3. The use will not substantially injure the value of adjoining property unless the use is a public necessity; and
4. The use will be in harmony with the surrounding area and compatible with the surrounding neighborhood; and
5. The use will be in general conformity with the approved Moore County Land Use Plan; and
6. The use is subject to a site plan that accurately depicts the proposed use's configuration.

### **APPLICATION REVIEW COMMENTS**

**The proposed site plan meets all requirements of the Moore County Unified Development Ordinance, including Chapter 8 (Specific Use Standards), Section 8.91 (Religious Institutions)**

#### **A. Definition**

A building wherein persons regularly assemble for religious worship, and which is maintained and controlled by a religious body organized to sustain public worship, together with all accessory buildings and uses customarily associated with such primary purpose.

#### **B. Accessory Uses**

Includes pastor's housing, Sunday school buildings, recreational buildings utilized by congregation only, fellowship halls, food pantry, childcare facility, school, coffee house, bible school, and after-school facilities.

#### **C. Standards**

1. Schools located on the same lot as the religious institution and located in residential zoning districts shall meet the applicable specific use standards and receive approval of a special use permit (see Chapter 13). **None Proposed.**
2. Childcare facilities shall meet the applicable specific use standards and shall submit a copy of State licenses before a Certificate of Occupancy is issued. **None Proposed**
3. The minimum yard required for all burial plots and any other building or structure associated with a cemetery is 30 feet from any exterior property line or the required district principal building setback, whichever is greater. **All burial plots are in excess of 30 feet from property line or buildings.**
4. A cemetery shall be associated with the religious institution and be located on the same tract of land as a religious institution, or an immediately abutting parcel to a religious institution under the same ownership. **Existing cemetery on site.**
5. Religious institutions shall provide at least one off-street parking space for every four seats in the assembly room(s), plus one parking space per employee, or one parking space for every four persons at full occupancy, whichever is greater. **58 spaces required. Requirements met.**

**FINANCIAL IMPACT:** No financial impact to the County's FY 2024-2025 budget.

**IMPLEMENTATION PLAN:** Hold a Quasi-Judicial Hearing on September 5, 2024, at 10:30 am.

**RECOMMENDATION SUMMARY:** Staff recommends the Moore County Board of Commissioners make the following motion:

**Motion:**

Make a motion to **Approve / Deny** Unity Grove Baptist Church's application for a Special Use Permit for an accessory use to the church for a fellowship hall as presented.

**ATTACHMENTS:**

1. Photos of Property
2. Zoning Map
3. Special Use Permit Application
4. Site Development and Floor Plan
5. Land Use Map
6. Vicinity Map
7. Deed Book 206, Page 45
8. Deed Book 730, Page 335
9. Deed Book 1389, Page 186
10. Recombination Map - Plat Cabinet 20, Page 355
11. Chapter 6 (Table of Uses) (Educational and Institutional Uses)



VIEW ONSITE CEMETERY  
CARMEL RD



VIEW SOUTH ON MOUNT  
CARMEL RD



VIEW ON SOUTH SIDE OF CHURCH  
PARKING LOT  
CHURCH AND CEMETERY



VIEW ON NORTH SIDE OF CHURCH  
PARKING LOT BETWEEN  
LOT AND CEMETERY



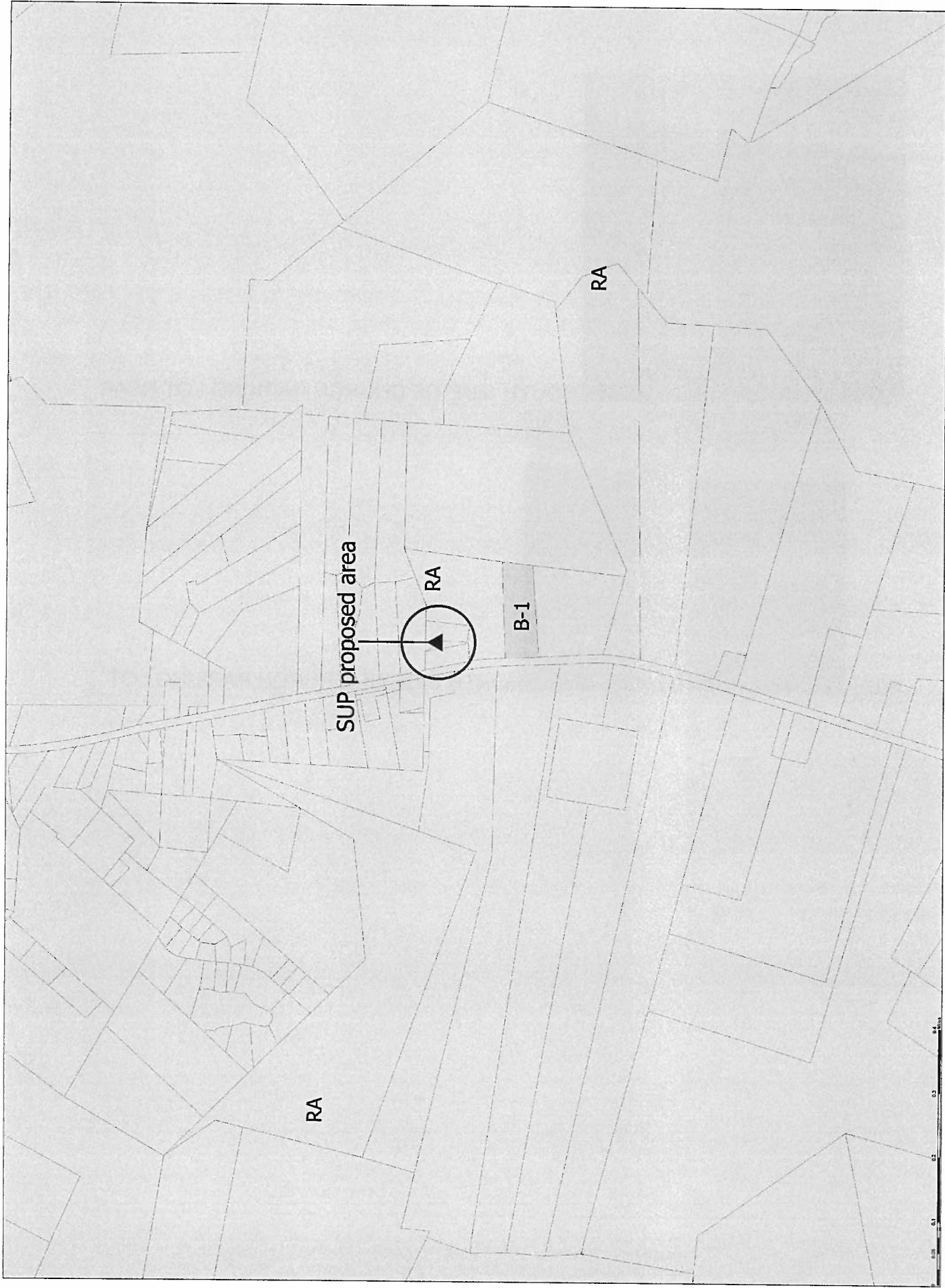
VIEW OF BACK OF LOT WHERE NEW  
VIEW NORTH ON MOUNT CARMEL RD FELLOWSHIP HALL WILL BE LOCATED



SOUTH SIDE OF CHURCH PARKING LOT REAR



SIDE NORTH SIDE OF CHURCH PARKING LOT



# Zoning Map

# County of Moore Planning and Inspections



Inspections/Permitting: (910) 947-2221  
Planning: (910) 947-5010  
Fax: (910) 947-1303

## Special Use Permit Application

|                                                                                                                                                                                                                                                                                                                                                                                                |               |                                         |            |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|-----------------------------------------|------------|
| Application Date: 03/20/2024                                                                                                                                                                                                                                                                                                                                                                   |               |                                         |            |
| Location/Address of Property: 849 MT. CARMEL ROAD                                                                                                                                                                                                                                                                                                                                              |               |                                         |            |
| Applicant: UNITY GROVE BAPTIST                                                                                                                                                                                                                                                                                                                                                                 |               | Phone: 910-986-0876                     |            |
| Applicant Address: 849 MT. CARMEL RD                                                                                                                                                                                                                                                                                                                                                           | City: CARLAGE | St: NC                                  | Zip: 28327 |
| Owner: UNITY GROVE BAPTIST CHURCH                                                                                                                                                                                                                                                                                                                                                              |               | Phone: 910-986-0876                     |            |
| Owner Address: 849 MT. CARMEL RD                                                                                                                                                                                                                                                                                                                                                               | City: CARLAGE | St: NC                                  | Zip: 28327 |
| Current Zoning District: RA                                                                                                                                                                                                                                                                                                                                                                    |               | Proposed Use: RELIGIOUS USE INSTITUTION |            |
| Comments:<br><del>RA</del> BUILD NEW FELLOWSHIP HALL, PARCE IN PROCESS OF BEING COMBINED.                                                                                                                                                                                                                                                                                                      |               |                                         |            |
| I (We), the undersigned, certify that all statements furnished in this application are true to the best of my (our) knowledge, and do hereby agree to follow all reasonable requests for information as designated by the County of Moore Zoning Administrator. If Applicant is not owner of property or has joint ownership must provide notarized statement of acknowledgement of submittal. |               |                                         |            |
| PASTOR D. JASON CHEEK / D. J.                                                                                                                                                                                                                                                                                                                                                                  |               | 03/20/2024                              |            |
| Applicant/Owner Signature                                                                                                                                                                                                                                                                                                                                                                      |               | Date                                    |            |
| Applicant/Owner Signature                                                                                                                                                                                                                                                                                                                                                                      |               | Date                                    |            |
| Office Use Only:                                                                                                                                                                                                                                                                                                                                                                               |               |                                         |            |
| FAR ID: 98000097, 00013201, 00990992                                                                                                                                                                                                                                                                                                                                                           |               |                                         |            |
| Received By: [Signature]                                                                                                                                                                                                                                                                                                                                                                       |               | Date: 3/20/2024                         |            |

UNLESS OTHERWISE DENOTED,  
 ● = EXISTING IRON STAKE  
 ■ = EXISTING CONCRETE MONUMENT  
 □ = SET CONCRETE MONUMENT  
 ~ = SET IRON STAKE  
 ~ = SQUARE FOOTAGE  
 ▲ = SEWER SERVICE STUB  
 ▼ = SEWER SERVICE STUB  
 ☎ = TELEPHONE SERVICE STUB  
 @ = CABLE TV SERVICE STUB  
 ○ = WATER METER  
 ○ = FIRE HYDRANT  
 σ = UTILITY POLE  
 Ⓢ = BURIED PROPANE TANK  
 Ⓜ = SANTARY SEWER MANHOLE  
 X = FENCE

♂ = UTILITY POLE  
 © = BURED PROPANE TANK  
 MH = SANITARY SEWER MANHOLE  
 — X — = FENCE

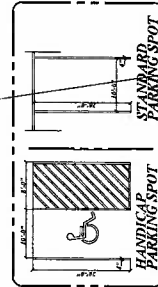
$$\frac{SF}{SF} = \frac{SF}{SF} = \text{SILT FENCE}$$

| PARCEL ID | ZONING | USE                    | SITE DATA            |                   |                    |
|-----------|--------|------------------------|----------------------|-------------------|--------------------|
|           |        |                        | STREET FRONTAGE (FT) | DOT FRONTAGE (FT) | REAR FRONTAGE (FT) |
| 00000077  | RA     | RECREATION INSTITUTION | 40                   | 15                | 30                 |
| 00000092  | RA     | RECREATION INSTITUTION | 40                   | 15                | 30                 |
| 00001201  | RA     | RECREATION INSTITUTION | 40                   | 15                | 30                 |
| 00001202  | RA     | SINGLE-FAMILY          | 40                   | 15                | 30                 |
| 00001514  | RA     | AGRICULTURAL           | 40                   | 15                | 30                 |
| 00001449  | RA     | AGRICULTURAL           | 40                   | 15                | 30                 |
| 00001604  | RA     | AGRICULTURAL           | 40                   | 15                | 30                 |

| PARKING CALCULATIONS |                     |       |                  |
|----------------------|---------------------|-------|------------------|
| DESCRIPTION          | PARKING LOAD        | SEATS | PARKING REQUIRED |
| CHURCH               | 1 SPACE PER 4 SEATS | 230   | 58               |
|                      |                     |       | 58               |

CARTHAGE, NORTH CAROLINA  
DECEMBER 22, 2023 -- SCALE 1"=20'

20° 10° 0° 20° 40°



"TED & PHYLLIS WILLIAMS"  
DEED BOOK 2750, PAGE 336  
(ZONED "RA")  
PARCEL ID: 00013449

"JAY HARRIS & DORIS SMITH"  
DEED BOOK 1527, PAGE 377  
(ZONED "RA")  
PARCEL ID: 00012834

[illegible]

**SEVEN  
LAKES  
ENGINEERING  
SERVICES,  
INC.**  
204 E. MAIN ST.  
ABERDEEN, NC 28315  
910-638-0965  
7lakesengr@gmail.com



TTY GROVE BAPTIST CHURCH SITE PLAN  
N. MT. CARMEL ROAD  
THAGGE, NC 28327

|                           |                      |
|---------------------------|----------------------|
| PROJECT NO                | 23-302-727           |
| DATE                      | 09/21/2024           |
| COMPARISON                | SR                   |
| SCALE                     | 1:20                 |
| TITLE                     | PROPOSED SITE LAYOUT |
| SHEET NO. OF TOTAL SHEETS | 4 OF 6               |

SHEET  
SP3  
OF  
5

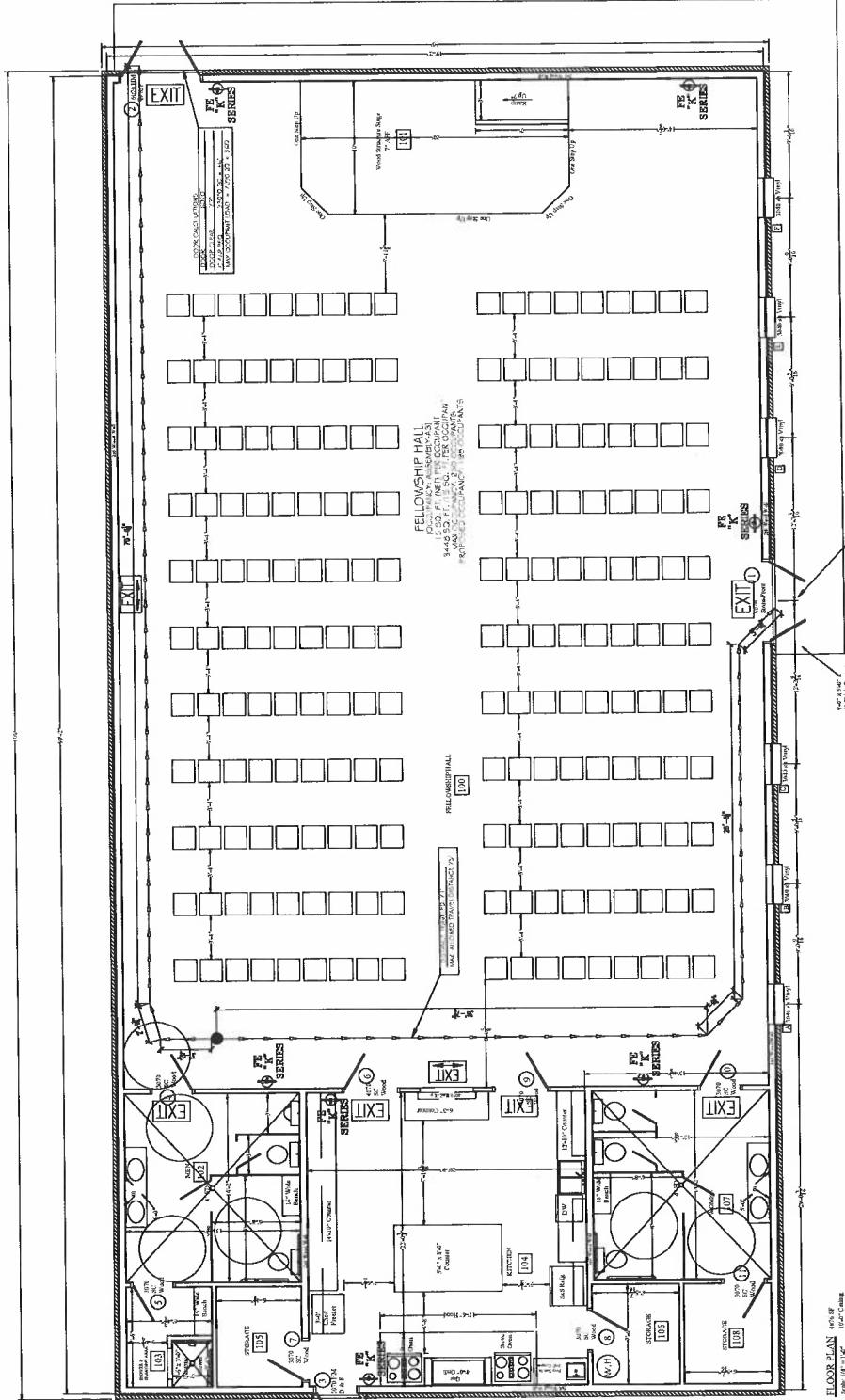
**SEVEN LAKES ENGINEERING SERVICES, INC.**  
 204 E. MAIN ST  
 ABERDEEN, NC 28315  
 Telephone: 910.673.0978  
 Email: 7lakeseng@gmail.com



| REVISIONS | DATE/DESCRIPTION |
|-----------|------------------|
| By:       |                  |
|           |                  |
|           |                  |
|           |                  |

CLIENT  
 UNITY GROVE  
 BAPTIST CHURCH  
 849 N. MT. CARMEL RD.  
 CARTHAGE, NC 28327

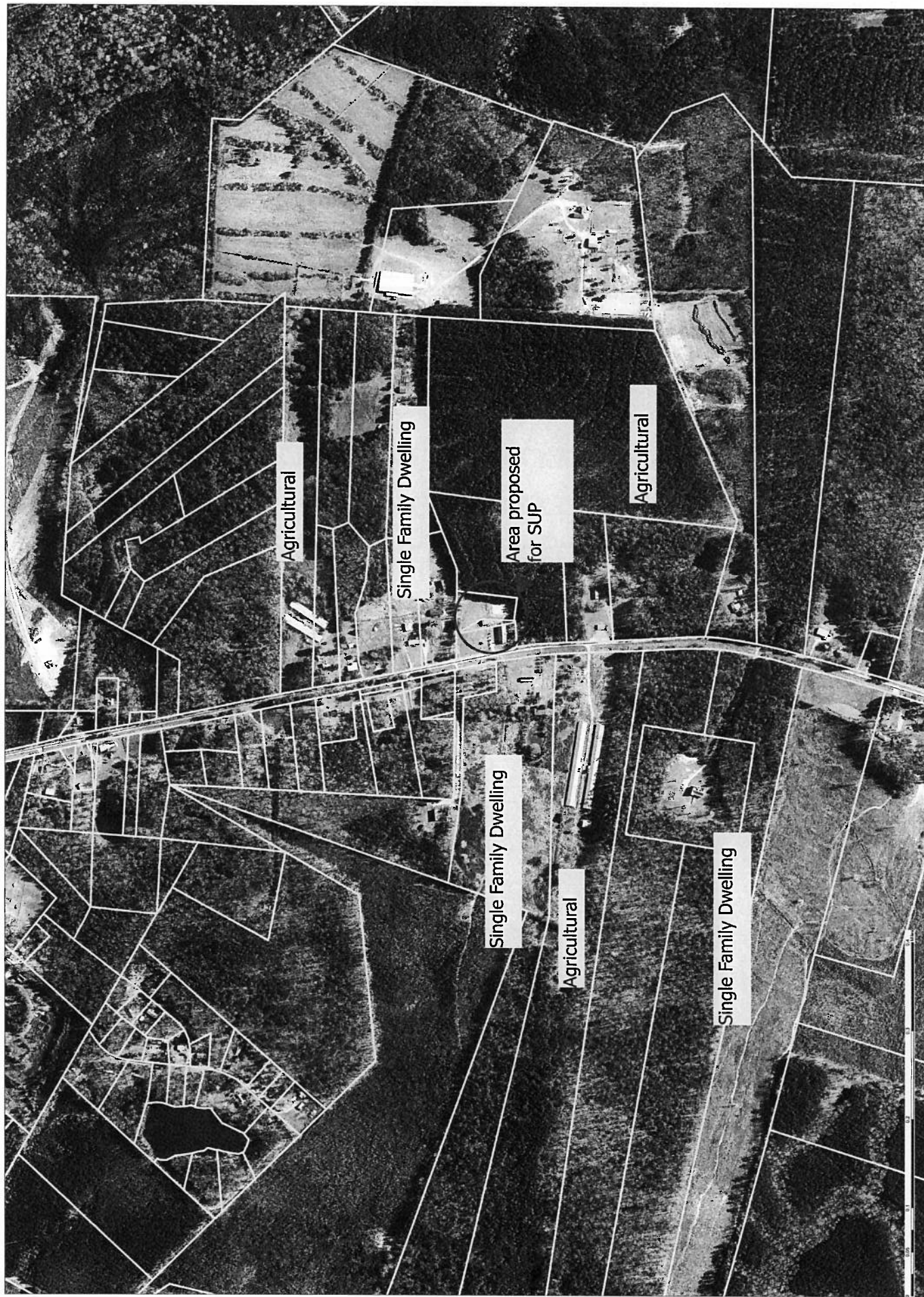
PROJECT NO:  
 23-302-728  
 DATE: 01/18/2024  
 DRAWN BY: WRJ  
 SCALE: 1/4" = 1'-0"  
 TITLE:  
 LIFE-SAFETY PLAN  
 Sheet Number:  
 ST 10 of 11



Dr. Charles R. Farwell Jr.  
 Digitally signed by Dr. Charles R. Farwell Jr.  
 Date: 2024.01.18 11:17:23 -05'00'

# LIFE-SAFETY PLAN

FLOOR PLAN  
 Scale: 1/4" = 1'-0"



Land Use Map



Vicinity Map

Form WD-101-WARRANTY DEED

For Sale by James Williams &amp; Co., Yadkinville, N. C.

NORTH CAROLINA, MOORE COUNTY

THIS DEED, made this \_\_\_\_\_ day of February, A. D. 19<sup>56</sup>  
 by J. H. Smith and wife, Maty Smith

of Moore County and State of North Carolina  
 of the first part, to Unity Grove Baptist Church, J. H. Smith and Eldon  
 Cagle, Trustees

of Moore County and State of North Carolina  
 of the second part:

WITNESSETH, That said parties of the first part  
 \_\_\_\_\_, in consideration of  
 TEN (\$10.00) DOLLARS and other valuable considerations  
 to them paid by parties of the second part  
 the receipt of which is hereby acknowledged have bargained and sold, and by these presents  
 do grant, bargain, sell and convey to said  
 parties of the second part and their successors in office  
 heirs and assigns, a certain tract or parcel of land in Bensalem Township,  
 Moore County, State of North Carolina, adjoining  
 the lands of \_\_\_\_\_

\_\_\_\_\_ and others, and bounded as follows. viz.:

Lying on the east side of the Mt. Carmel road about 1.5 miles south of Highway #27, BEGINNING at an iron stake white oak and black gum pointer in Taft Wallace's line, running thence as his line N. 84° 45' W. 167.4 feet to a point in the center of the Mt. Carmel Highway, iron stake set in the east right-of-way line as witness; thence as center line of said Highway S. 9° E. 343.5 feet to a point in the center of said Highway at the intersection of the road leading to J. H. Smith's home with the said Mt. Carmel Highway, iron stake set in east right-of-way line as witness; thence with the northern edge of the road leading to J. H. Smith's home N. 77° 30' E. 176.2 feet to an iron stake pine pointer; thence N. 9° W. 368.4 feet to the beginning, containing 1.37 acres, more or less.  
 Being a part of the J. H. Smith 15.5 acre home tract.

If said property should ever be abandoned and cease to be used as a Church said land herein described shall revert to the grantors or their heirs.

The above described lands were conveyed to grantors by.....

See Book....., Page.....

TO HAVE AND TO HOLD the aforesaid tract or parcel of land, and all privileges and appurtenances thereto belonging, to the said parties of the second part and their successors in office

heirs and assigns,

to their.....only use and behoof forever.

And the said.....parties of the first part

for.....them selves.....and their

heirs, executors and administrators, covenant.....with said

parties of the second part and their successors.....heirs and assigns, that

they are.....seized of said premises in fee and have the.....right to convey in fee simple;

that the same are free and clear from all encumbrances, and that they.....do.....hereby

forever warrant and will forever defend the said title to the same against the claims of all persons whomsoever.....

IN TESTIMONY WHEREOF, the said.....parties of the first part

have.....hereunto set their hands.....and seals....., the day and year first above written.

*J. H. Smith*.....(SEAL)  
*Maty. Smith*.....(SEAL)

ATTEST:

*J. M. McNeal*

.....(SEAL)

.....(SEAL)

STATE OF NORTH CAROLINA.....County.

I,.....Clerk of the Superior Court, hereby certify that

..... and .....

his wife, personally appeared before me this day and acknowledged the due execution of the annexed Deed of Conveyance. Let the instrument, with this certificate, be registered.

Witness my hand and official seal, this.....day of....., A. D. 19.....

Clerk Superior Court.

STATE OF NORTH CAROLINA.....MOORE.....County.

I, C. Charles M. Moore Justice of the Peace, do hereby certify that

J. H. Smith and Maty Smith

his wife, personally appeared before me this day and acknowledged the due execution of the annexed Deed of Conveyance.

Witness my hand and notarial seal, this 10<sup>th</sup> day of February, A. D. 1956C. Charles M. Moore (Seal)My commission expires 1959

STATE OF NORTH CAROLINA.....MOORE.....County.

The foregoing certificate of C. Charles M. Moore  
Justice of the Peace of MOORE County, State of North Carolina, is

adjudged to be correct. Let the instrument, with the certificates, be registered.

Witness my hand and official seal, this 10 day of Feb, A. D. 1956Bessie Beale  
Deputy Clerk Superior Court.

Filed for registration 9:55 AM

Feb 10 1956, in bookRegister of Deeds Office of MOORE County and Registered 2:00 PMFeb 14 1956, in book206 Page 45Bessie J. Laffin  
Register of Deeds  
By Betty Lumb - clerk

Mail: \_\_\_\_\_  
 Prepared by: Jay Harris Smith, Jr. 00730 00335 Recording fee: \_\_\_\_\_  
 Parcel Identifier No. \_\_\_\_\_ Encls Stamp: \_\_\_\_\_

Jul 13 10 38 AM '90

**This Deed,** Made this the 11th day of July MRS. JUDITH M. ADAMS, A.D., 1990  
 by Hildur Harris and husband, R. G. Harris, of Moore County, North Carolina, and Jay Harris Smith, Jr. and wife, Doris B. Smith and Doris Lambert and husband, Wayne Lambert

of Randolph County, North Carolina, parties of the first part (whether one or more persons) or corporations to

Unity Grove Baptist Church, Woodrow Smith and Ricky Connell, trustees.

of Moore County, North Carolina, parties of the second part (whether one or more persons) or corporations. Witnesseth, That the said parties of the first part in consideration of Ten Dollars and other good and valuable considerations paid by the said parties of the second part, the receipt of which is hereby acknowledged, have bargained and sold and by these presents do bargain, sell and convey unto the said parties of the second part and their heirs a tract or parcel of land, in Bengalem

Township, MOORE County, North Carolina, described as follows:

Lying along the eastern boundary line of Unity Grove Baptist Church, said church located on the eastern side of Mount Carmel Road (SR1210) 1 1/2 miles south of NC 24 & 27. Beginning at an existing iron pipe on the north side of a farm road leading to Jay Harris Smith's home place, said iron pipe being the southeast corner of Unity Grove Baptist Church (deed book 206, page 45) and S 74°24' 45" E 144.99' from an existing iron pipe in the eastern R/W of SR 1210 and on the north side of the farm road to Jay Harris Smith's homelace, said beginning corner also being S 33°49' 50" E 227.50' from the southeast corner of Jay Harris Smith's headstone in Unity Grove Cemetery; thence with the Church's eastern line N 04°07' 26" W 363.70' to a cedar stump, said stump being the northeast corner of Unity Grove Baptist Church in Ricky Wallace's southern line and being S 80°59' 17" E 137.40' from an existing iron pipe at the intersection of said Ricky Wallace's southern line and the eastern R/W line of SR 1210; thence with a new line S 20°43' 29" E 179.11' to a new iron pipe; thence continuing with said new line S 10°47' 41" W 198.76' to the point and place of beginning, containing 9,306 square feet.

For further detail see survey by Wm. Donald Smith, R. L. S., Asheboro, NC, Job No. 900418A and dated April 21, 1990.

Parties of the first part and other descendants of Jay Harris Smith, Sr. will have burial privileges in the Unity Grove Cemetery (no financial obligations) because of this land parcel given by heirs of Jay Harris Smith, Sr..

All timber rights are reserved on this parcel of land for grantors of this deed for one year from date of this deed.

The above land was conveyed to grantor (s) by \_\_\_\_\_ Sec Book No. \_\_\_\_\_, Page \_\_\_\_\_  
 To have and to hold the aforesaid tract or parcel of land and all privileges and appurtenances thereto belonging to the said parties of the second part and their heirs and assigns forever.

And the said parties of the first part do covenant that they are seized of said premises in fee and have the right to convey the same in fee simple; that the same are free from incumbrances; and that they will warrant and defend the said title to same against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

(Corporate Name)

By \_\_\_\_\_

President

ATTN:

Secretary (Corporate Seal)

Jay Harris Smith, Jr. (SEAL)

Doris B. Smith (SEAL)

Hildur Harris (SEAL)

Wayne Lambert (SEAL)

Doris Lambert (SEAL)

Wayne Lambert (SEAL)

WARRANTY DEED

051

By: Doris Lambert and husband Wayne Lambert, and Jay Harris Smith, Jr., and wife, Doris R. Smith, and Hildut Harris and husband R. G. Harris,

To  
Unity Grove Baptist Church and  
Wesley Smith and Ricky Connor  
Trustees

BOOK PAGE

00730 00336

SEAL - STAMP



NORTH CAROLINA, Randolph County.

I, a Notary Public of the County and State aforesaid, certify that Jay Harris Smith, Jr  
and Doris R. Smith Grantor,

personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 11th day of July, 19 90.

My commission expires: Dec. 14, 1990 Margaret E. Trotter Notary Public

SEAL - STAMP



NORTH CAROLINA, DAVIDSON County.

I, a Notary Public of the County and State aforesaid, certify that Hildut Harris &  
R.G. Harris Grantor,

personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 12 day of July, 19 90.

My commission expires: My Commission Expires 10-1-90 Joan R. Harris Notary Public

SEAL - STAMP



NORTH CAROLINA, Randolph County.

I, a Notary Public of the County and State aforesaid, certify that DORIS LAMBERT and  
WAYNE LAMBERT Grantor,

personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 12th day of July, 19 90.

My commission expires: Dec. 14, 1990 Margaret E. Trotter Notary Public

SEAL - STAMP

NORTH CAROLINA, \_\_\_\_\_ County.

I, a Notary Public of the County and State aforesaid, certify that \_\_\_\_\_,  
personally came before me this day and acknowledged that \_\_\_\_\_ he is \_\_\_\_\_ Secretary of

\_\_\_\_\_ a North Carolina corporation, and that by authority duly  
given and as the act of the corporation, the foregoing instrument was signed in its name by its \_\_\_\_\_

President, sealed with its corporate seal and attested by \_\_\_\_\_ as its \_\_\_\_\_ Secretary.

Witness my hand and official stamp or seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

My commission expires: \_\_\_\_\_ Notary Public

NORTH CAROLINA — Moore County

The foregoing certificate(s) of Margaret E. Trotter and Joan M. Harris, Notary Public of  
Randolph and Davidson

is (are) certified to be correct. This instrument was presented for registration and recorded in this office at Book \_\_\_\_\_.

Page \_\_\_\_\_ This 13th day of July, 19 90 at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

Judith M. Adams, Register of Deeds  
By Judy D. Miller Deputy Register of Deeds

1.4 Mills To N.C. 24 & N.C. 27

RICKY WALLACE

~~MAC, NORTH~~  
4-18-90

JAY HARRIS SMITH HARRIS

1.3328 ACCEL

UNITY GROVE BAPTIST  
CHURCH

DEED BOOK 206, PAGE 45

{ SOUTHEAST CORNER  
JAY HARRIS SMITH, Sr.  
FAMILY MARKER

SR 1210 PAVED  
342.60' — 702'-34'-25"W

PAVED  
N 02°-34'-25"W

POINT 31.51 E.I.P.  
(TOTAL) 176  
1.7'

JAY HARRIS SMITH HELLS ROAD (Pvt.)

PROPERTY OF:

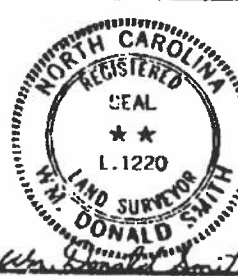
## UNITY GROVE.

BAPTIST CHURCH

BENSALEM TOWNSHIP

MOORE COUNTY

NORTH CAROLINA



Wm. Donald Smith, R.L.S.

**2022 Walnut Street  
Asheboro, N.C. 27203  
Phone: 919-672-0419**

Scale: 1" = 50'  
Date: APRIL 21, 1990

Job No.: 700410 A  
Note Book: 110-40

052

MOORE COUNTY NC

06/10/98

\$4.00

Real Estate  
Excise Tax

BOOK

PAGE

01389 00186

JUN 10 10 41 AM '98

MRS. JUDITH M. ADAMS  
REGISTER OF DEEDS  
MOORE COUNTY, N.C.

\*mail

TAX ADDRESS 1849 MT Carmel Rd Carthage NC  
 RECORDING 12.00 28327  
 STAMP 4.00  
 TOTAL 16.00 p.d.

Excise Tax

Recording Time, Book and Page

Tax Lot No. .... Parcel Identifier No. ....  
 Verified by ..... County on the ..... day of ....., 19 ....  
 by .....

Mail after recording to .....

This instrument was prepared by SMITH, CASPER, SMITH, ALEXANDER, ETHERIDGE & ETHERIDGE, L.L.P.  
 Brief description for the Index

## NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this 4th day of June, 19 98, by and between

GRANTOR

GRANTEE

Jay Harris Smith, Jr. and wife,  
Doris Brown Smith and,

Winford Wayne Lambert and wife,  
Doris Smith Lambert

✓ Unity Grove Baptist Church

009910

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in the City of Bensalem Township,

Moore County, North Carolina and more particularly described as follows:

BEING ALL of that 1.289 acre tract lying off the Eastside of N.C.S.R. No. 1210 (Mt. Carmel Church Road), as shown by plat recorded in Plat Cabinet 6, Slide 983, Register of Deeds, Moore County, North Carolina, entitled "Jay H. Smith, Jr.", by Andrew Michael Smith, RLS, dated February 23, 1998.

The property hereinabove described was acquired by Grantor by instrument recorded in

A map showing the above described property is recorded in Plat Book ..... page .....

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is subject to the following exceptions:

BOOK PAGE  
1389 00187

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

.....  
(Corporate Name)

By: .....

.....  
President

ATTEST: .....

.....  
Secretary (Corporate Seal)

.....  
(Corporate Name)

By: .....

.....  
President

ATTEST: .....

.....  
Secretary (Corporate Seal)

USE BLACK INK ONLY

USE BLACK INK ONLY

*Jay Harris Smith, Jr.* ..... (SEAL)  
Jay Harris Smith, Jr.

*Doris Brown Smith* ..... (SEAL)  
Doris Brown Smith

*Winford Wayne Lambert* ..... (SEAL)  
Winford Wayne Lambert

*Doris Smith Lambert* ..... (SEAL)  
Doris Smith Lambert

..... (SEAL)

..... (SEAL)

..... (SEAL)

..... (SEAL)

NORTH CAROLINA, Randolph County.

I, a Notary Public of the County and State aforesaid, certify that

Jay Harris Smith, Jr., and wife, Doris Brown Smith Grantor,personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 5 day of June, 1998.My commission expires: 2/18/2003 Nancy Lanier Notary PublicNORTH CAROLINA, Randolph County.

I, a Notary Public of the County and State aforesaid, certify that

Winford Wayne Lambert and wife, Doris Smith Lambert Grantor,personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 5 day of June, 1998.My commission expires: 2/18/2003 Nancy Lanier Notary Public

SEAL - STAMP

NORTH CAROLINA, \_\_\_\_\_ County.

I, a Notary Public of the County and State aforesaid, certify that

Grantor,

personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

My commission expires: \_\_\_\_\_ Notary Public

SEAL - STAMP

NORTH CAROLINA, \_\_\_\_\_ County.

I, a Notary Public of the County and State aforesaid, certify that

Grantor,

personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

My commission expires: \_\_\_\_\_ Notary Public

SEAL - STAMP

NORTH CAROLINA, \_\_\_\_\_ County.

I, a Notary Public of the County and State aforesaid, certify that

personally came before me this day and acknowledged that he is \_\_\_\_\_ Secretary of

\_\_\_\_\_ a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its \_\_\_\_\_

President, sealed with its corporate seal and attested by \_\_\_\_\_ as its \_\_\_\_\_ Secretary.

Witness my hand and official stamp or seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

My commission expires: \_\_\_\_\_ Notary Public

SEAL - STAMP

NORTH CAROLINA, \_\_\_\_\_ County.

I, a Notary Public of the County and State aforesaid, certify that

personally came before me this day and acknowledged that he is \_\_\_\_\_ Secretary of

\_\_\_\_\_ a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its \_\_\_\_\_

President, sealed with its corporate seal and attested by \_\_\_\_\_ as its \_\_\_\_\_ Secretary.

Witness my hand and official stamp or seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

My commission expires: \_\_\_\_\_ Notary Public

North Carolina--Moore CountyThe foregoing Certificate(s) of Nancy Lanier, Notary Public Randolph County

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Judith M. Adams

REGISTER OF DEEDS FOR Moore COUNTY

By

Carol C. Wilson

Deputy/Assistant-Register of Deeds.



## CH 6- TABLE OF USES

| EDUCATIONAL & INSTITUTIONAL USES      |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |                   |
|---------------------------------------|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|-------------------|
| Cemetery or Mausoleum,<br>Commercial  | S | • | S | S | • | • | S | • | • | • | • | • | • | • | • | 8.26<br>n/a       |
| Child Care Facility                   | S | S | S | S | P | S | S | • | S | • | P | P | S | • | • | 8.28<br>E, I      |
| College / Business & Trade School     | S | • | • | • | • | • | • | • | • | • | • | • | P | • | • | 8.31<br>B         |
| Funeral Home with Crematorium         | • | • | • | • | • | • | • | • | • | • | • | P | P | P | • | 8.51<br>A-3,<br>B |
| Government Facility                   | P | P | P | P | P | P | P | P | P | P | P | P | P | P | Z | 8.55<br>B         |
| Hospital                              | • | • | • | • | • | • | • | • | S | S | • | • | • | • | • | 8.60<br>I         |
| Museum / Art Gallery                  | S | • | • | • | • | • | • | • | • | • | • | P | P | P | • | 8.77<br>A-3       |
| Religious Institution                 | S | • | • | P | P | P | • | S | S | • | • | P | P | P | • | 8.91<br>A-3,<br>E |
| Security Training Facility            | S | • | • | • | • | • | • | • | • | • | • | • | • | • | • | 8.96<br>B         |
| School, Elementary / Middle /<br>High | S | • | • | P | P | P | P | • | S | S | • | P | P | P | • | 8.95<br>E         |

**County of Moore**                      **APPENDIX F**  
**Local Educational Bonds – 2018 Bond Referendum (Fund 482)**  
**Project Ordinance – Revision #29**

Journal 30002

BE IT ORDAINED by the Board of Commissioners, County of Moore, North Carolina, pursuant to North Carolina General Statute § 159-13.2, the following project ordinance is hereby adopted as follows:

Section 1. The capital project authorized is to provide funds for acquiring and constructing New Elementary Schools and improving, expanding and renovating other public school facilities; also will provide funds, for acquiring, constructing, improving, expanding, renovating and equipping community college facilities, including Nursing Education Facilities.

Section 2. The officers and staff of this unit are hereby directed to proceed with the project within the budget contained herein.

Section 3. The following amounts are appropriated for the Local Educational Bonds – 2018 Bond Referendum Capital Project Ordinance:

**New Southern Pines Elementary School:**

|                                          | GL Account              | Budget               | Incr./Decr. | Revised Budget       |
|------------------------------------------|-------------------------|----------------------|-------------|----------------------|
| Architect                                | 48263396 55805          | \$ 1,770,000         | \$ -        | \$ 1,770,000         |
| Construction                             | 48263396 55806          | \$ 31,183,483        | \$ -        | \$ 31,183,483        |
| FF&E                                     | 48263396 56292          | \$ 2,306,540         | \$ -        | \$ 2,306,540         |
| Cost of Issuance                         | 48263396 57559          | \$ 300,185           | \$ -        | \$ 300,185           |
| Transfer to Capital Res for Govt Project | 48263356 59935          | \$ 2,901,361         | \$ -        | \$ 2,901,361         |
| 2019 SP GO BD Premium                    | 48263396 57561          | \$ -                 | \$ -        | \$ -                 |
| Modernization EL Gym Project MEGYM       | 48263396 57561<br>MEGYM | \$ 3,474,273         | \$ -        | \$ 3,474,273         |
| Transfer to General Fund Digital Equip   | 48263356 59911<br>DIGIT | \$ 243,215           | \$ -        | \$ 243,215           |
| Transfer to General Fund - Interest Debt | 48263356 59911<br>INTDE | \$ 150,000           | \$ -        | \$ 150,000           |
| Arbitrage Rebate                         | 48263396 55876          | \$ 100,319           | \$ -        | \$ 100,319           |
| <b>Total</b>                             |                         | <b>\$ 42,429,376</b> | <b>\$ -</b> | <b>\$ 42,429,376</b> |

**New Pinehurst Elementary School:**

|                                          | GL Account              | Budget               | Incr./Decr. | Revised Budget       |
|------------------------------------------|-------------------------|----------------------|-------------|----------------------|
| Architect                                | 48263596 55805          | \$ 2,453,000         | \$ -        | \$ 2,453,000         |
| Pinehurst Modular Classrooms             | 48263596 55813          | \$ 2,400,000         | \$ -        | \$ 2,400,000         |
| Construction                             | 48263596 55806          | \$ 29,636,186        | \$ -        | \$ 29,636,186        |
| FF&E                                     | 48263596 56292          | \$ 2,306,540         | \$ -        | \$ 2,306,540         |
| Cost of Issuance                         | 48263596 57559          | \$ 259,210           | \$ -        | \$ 259,210           |
| Contingency                              | 48263596 55807          | \$ 945,064           | \$ -        | \$ 945,064           |
| GO Bond Premium                          | 48263596 57562          | \$ -                 | \$ -        | \$ -                 |
| Modernization EL Gym Project MEGYM       | 48263596 57562<br>MEGYM | \$ 3,151,648         | \$ -        | \$ 3,151,648         |
| District Wide Projects                   | 48263596 57562<br>DWP   | \$ 1,561,340         | \$ -        | \$ 1,561,340         |
| Transfer to Capital Res for Govt Project | 48263596 59935          | \$ 4,853,000         | \$ -        | \$ 4,853,000         |
| PHST Transfer to GF Digital Equip        | 48263596 59911<br>DIGIT | \$ 132,078           | \$ -        | \$ 132,078           |
| <b>Total</b>                             |                         | <b>\$ 47,698,066</b> | <b>\$ -</b> | <b>\$ 47,698,066</b> |

## New Aberdeen Elementary School:

|                                          | GL Account     | Budget               | Incr./Decr.  | Revised Budget       |
|------------------------------------------|----------------|----------------------|--------------|----------------------|
| Construction                             | 48263696 55806 | \$ 26,816,930        | \$ 193,050   | \$ 27,009,980        |
| Contingency                              | 48263696 55807 | \$ -                 | \$ -         | \$ -                 |
| Off-Site Sewer                           | 48263696 56291 | \$ 450,000           | \$ -         | \$ 450,000           |
| FF&E/Tech                                | 48263696 56292 | \$ 1,895,550         | \$ (35,000)  | \$ 1,860,550         |
| Testing & Inspection                     | 48263696 56293 | \$ 93,270            | \$ -         | \$ 93,270            |
| Cost of Issuance                         | 48263696 57559 | \$ 274,042           | \$ -         | \$ 274,042           |
| 2018 Aberdeen GO BD Prem                 | 48263696 57558 | \$ -                 | \$ -         | \$ -                 |
| Modernization EL Gym Project MEGYM       | MEGYM          | \$ 353,726           | \$ -         | \$ 353,726           |
| Carthage EL-HVAC Bld 7                   | CHVAC          | \$ 47,582            | \$ -         | \$ 47,582            |
| Elise MS-Buried boiler                   | EBOIL          | \$ 32,000            | \$ -         | \$ 32,000            |
| Vass LE-HVA Bld 5                        | VHVAC          | \$ 28,500            | \$ -         | \$ 28,500            |
| Carthage EL-Return piping                | CPIPE          | \$ 216,000           | \$ -         | \$ 216,000           |
| Community L-Air handlers                 | CLAIR          | \$ 484,372           | \$ (158,050) | \$ 326,322           |
| Sandhills FL-Heat pumps                  | SHEPU          | \$ 120,225           | \$ -         | \$ 120,225           |
| Carthage EL-Gym                          | CEGYM          | \$ 27,105            | \$ -         | \$ 27,105            |
| Carthage EL-Fire alarm                   | CFALM          | \$ 87,000            | \$ -         | \$ 87,000            |
| All schools-Classroom display syst       | ACLDI          | \$ 387,400           | \$ -         | \$ 387,400           |
| Elise MS-Gym                             | EMGYM          | \$ 68,917            | \$ -         | \$ 68,917            |
| Union Pines-Furnace ROTC Bld             | UPFUR          | \$ 6,975             | \$ -         | \$ 6,975             |
| Sandhills FL-Install foundation          | SFINS          | \$ 33,124            | \$ -         | \$ 33,124            |
| Highfalls ES-sanitary lift station       | HFSLS          | \$ -                 | \$ -         | \$ -                 |
| NMHS-sanitary lift station               | NMSLS          | \$ 252,538           | \$ -         | \$ 252,538           |
| Union Pines-Water main pipes             | UPWAT          | \$ 236,817           | \$ -         | \$ 236,817           |
| Transfer to General Fund Digital Equip   | DIGIT          | \$ 1,124,707         | \$ -         | \$ 1,124,707         |
| Transfer to Southern Pines Construction  | N/A            | \$ 1,560,208         | \$ -         | \$ 1,560,208         |
| Transfer to General Fund - Interest Debt | INTDE          | \$ 300,000           | \$ -         | \$ 300,000           |
|                                          |                |                      |              |                      |
| <b>Total</b>                             |                | <b>\$ 34,896,988</b> | <b>\$ -</b>  | <b>\$ 34,896,988</b> |

**SCC Nursing Education Facilities:**

|                                           | GL Account              | Budget               | Incr./Decr. | Revised Budget       |
|-------------------------------------------|-------------------------|----------------------|-------------|----------------------|
| Architect                                 | 48263797 55805          | \$ 1,510,050         | \$ -        | \$ 1,510,050         |
| SCC Construction                          | 48263797 55806          | \$ 15,142,635        | \$ -        | \$ 15,142,635        |
| Cost of Issuance                          | 48263797 57559          | \$ 353,500           | \$ -        | \$ 353,500           |
| SCC Contingency                           | 48263797 55807          | \$ 560,424           | \$ -        | \$ 560,424           |
| SCC FF&E                                  | 48263797 56292          | \$ 2,104,382         | \$ -        | \$ 2,104,382         |
| SSC Planning & Design                     | 48263797 56318          | \$ 329,009           | \$ -        | \$ 329,009           |
| SCC GO Bond Premium                       | 48263797 57566          | \$ -                 | \$ -        | \$ -                 |
| Phase I & II - Water Utility Improvements | WUIMP                   | \$ -                 | \$ -        | \$ -                 |
| Meyer Hall Science Lab Renovations        | 48263797 57566<br>MEYER | \$ 1,009,310         | \$ -        | \$ 1,009,310         |
| Fire & Construction Education Center      | 48263797 57566<br>FIRCO | \$ 1,100,000         | \$ -        | \$ 1,100,000         |
| SCC Transfer to CR for GOV PROJ           | 48263756 59909          | \$ 1,600,000         | \$ -        | \$ 1,600,000         |
|                                           |                         |                      |             |                      |
| <b>Total</b>                              |                         | <b>\$ 23,709,310</b> | <b>\$ -</b> | <b>\$ 23,709,310</b> |

Section 4. The following revenues are anticipated to be available to complete the Local Educational Bonds – 2018 Bond Referendum Project Ordinance:

**New Southern Pines Elementary School:**

|                                          | GL Account     | Budget               | Incr./Decr. | Revised Budget       |
|------------------------------------------|----------------|----------------------|-------------|----------------------|
| Transfer fr Capital Res for Govt Project | 48219056 32995 | \$ 2,901,361         | \$ -        | \$ 2,901,361         |
| 2019 SP GO BD Proceeds                   | 48219000 36931 | \$ 34,000,000        | \$ -        | \$ 34,000,000        |
| 2019 SP GO BD Premium                    | 48218000 36932 | \$ 3,474,273         |             | \$ 3,474,273         |
| SP Sales Tax Refund                      | 48218000 32351 | \$ 243,215           | \$ -        | \$ 243,215           |
| 2019 SP GO BD Interest                   | 48218000 36933 | \$ 250,319           | \$ -        | \$ 250,319           |
| Transfer from New Aberdeen Elementary    | N/A            | \$ 1,560,208         | \$ -        | \$ 1,560,208         |
| <b>Total</b>                             |                | <b>\$ 42,429,376</b> | <b>\$ -</b> | <b>\$ 42,429,376</b> |

**New Pinehurst Elementary School:**

|                                            | GL Account     | Budget               | Incr./Decr. | Revised Budget       |
|--------------------------------------------|----------------|----------------------|-------------|----------------------|
| Transfer from Capital Res for Govt Project | 48219056 32995 | \$ 4,853,000         | \$ -        | \$ 4,853,000         |
| 2019 PHST GO BD Proceeds                   | 48219000 36934 | \$ 38,000,000        | \$ -        | \$ 38,000,000        |
| 2019 PHST GO BD Premium                    | 48218000 36935 | \$ 4,712,988         | \$ -        | \$ 4,712,988         |
| PHST Sales Tax Refund                      | 48218000 32352 | \$ 132,078           | \$ -        | \$ 132,078           |
|                                            |                |                      |             |                      |
| <b>Total</b>                               |                | <b>\$ 47,698,066</b> | <b>\$ -</b> | <b>\$ 47,698,066</b> |

## New Aberdeen Elementary School:

|                                | GL Account     | Budget               | Incr./Decr. | Revised Budget       |
|--------------------------------|----------------|----------------------|-------------|----------------------|
| 2018 Aberdeen GO BD Proceeds   | 48219000 36927 | \$ 31,000,000        | \$ -        | \$ 31,000,000        |
| 2018 Aberdeen GO BD Prem       | 48218000 36928 | \$ 2,472,281         | \$ -        | \$ 2,472,281         |
| 2018 Aberdeen GO Bond Int      | 48218000 36929 | \$ 880,837           | \$ -        | \$ 880,837           |
| Aberdeen Elem Sales Tax Refund | 48218000 32350 | \$ 543,870           | \$ -        | \$ 543,870           |
|                                |                |                      |             |                      |
|                                |                |                      |             |                      |
| <b>Total</b>                   |                | <b>\$ 34,896,988</b> | <b>\$ -</b> | <b>\$ 34,896,988</b> |

## SCC Nursing Education Facilities:

|                                          | GL Account     | Budget               | Incr./Decr. | Revised Budget       |
|------------------------------------------|----------------|----------------------|-------------|----------------------|
| Transfer fr Capital Res for Govt Project | 48219056 32995 | \$ 1,600,000         | \$ -        | \$ 1,600,000         |
| SCC GO BD Proceeds                       | 48218000 36937 | \$ 20,000,000        | \$ -        | \$ 20,000,000        |
| SCC GO BD Premium                        | 48218000 36938 | \$ 2,109,310         | \$ -        | \$ 2,109,310         |
|                                          |                |                      |             |                      |
| <b>Total</b>                             |                | <b>\$ 23,709,310</b> | <b>\$ -</b> | <b>\$ 23,709,310</b> |

Section 5. The Finance Officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records to satisfy the requirements of North Carolina General Statutes, federal regulations and any other applicable laws.

Section 6. Funds may be advanced from the General Fund for the purpose of making payments as due.

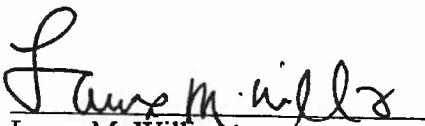
Section 7. The Finance Officer is directed to report the financial status of the project, as requested by the Board of Commissioners.

Section 8. This Project Ordinance shall be entered in the minutes by the Clerk to the Board of Commissioners and within five days after adoption of this Ordinance, copies shall be filed with the finance officer, budget officer and Clerk to the Board of Commissioners.

Adopted this 5<sup>th</sup> day of September 2024.



Nick Picerno, Chairman  
Moore County Board of Commissioners



Laura M. Williams  
Clerk to the Board



LAURA M. WILLIAMS  
CLERK



APPENDIX G

NICK PICERNO  
CHAIRMAN  
KURT COOK  
VICE CHAIRMAN  
JIM VON CANON  
JOHN RITTER  
FRANK QUIS

## COUNTY OF MOORE BOARD OF COMMISSIONERS

P.O. BOX 905 / ONE COURTHOUSE SQUARE  
CARTHAGE, NC 28327  
TELEPHONE: 910.947.6403

**Date:** September 5, 2024

**To:** Moore County Representatives

**From:** Moore County Board of Commissioners

**Re:** Voice Interoperability Plan for Emergency Responders (VIPER) System

Moore County finds itself under another unfunded mandate. This mandate is regarding radio equipment for emergency responders which includes fire departments, EMS, and other Public Safety departments. The estimated cost for the County is between \$3.2 to almost \$3.8 million dollars. The requirement is for the County to move all radios currently active on the Voice Interoperability Plan for Emergency Responders (VIPER) from a Frequency Division Multiple Access (FDMA) technology to a Time Division Multiple Access or TDMA operation. The TDMA allows a number of users to access a single radiofrequency (RF) channel without interference by allocating unique time slots to each user within each channel.

The County, in May of 2012, complied with the Federal Communication Commission's narrow-banding requirements that were issued at that time. That project cost approximately \$3.1 million for all emergency responder's portable devices, pagers, mobile radios, and base stations to be converted. The project was completed in July of 2014.

The new requirement to move to the TDMA must be completed by July 1, 2025, with most of the costs being on the shoulders of the Moore County taxpayers. The County has received a 911 grant in the amount of \$148,643 that will only offset a small portion of the costs. The \$3.2 to \$3.8 million dollar cost is to upgrade all 15 fire departments, EMS, and the 911 Center, in addition to an upgrade to the tower site.

Over the last few years, the County has upgraded equipment to the TDMA compatible equipment as new vehicles are replaced or as older equipment fails. Even with these efforts the County will need to replace at least 90% of the equipment that it is currently

062

using to achieve the TDMA requirement by July 1, 2025. The County plans to go out for bid in September and award to a vendor in October for the replacement equipment.

Moore County recently hosted the 2024 U.S. Open Golf Championship. This event required Federal, State, and local officials to work together and utilized the VIPER system for communications between the various organizations. The economic impact of this event benefits not only Moore County, but also surrounding counties and the State. The County would like to receive financial support at the Federal level due to the mandate and from the State level due to the economic impact of events like the U.S. Open Golf Championship.

Sincerely,

A handwritten signature in black ink, appearing to read "Nick Picerno", with a stylized flourish at the end.

Nick Picerno, Chairman

RESOLUTION BY THE MOORE COUNTY BOARD OF COUNTY COMMISSIONERS  
REQUESTING THE NORTH CAROLINA GENERAL ASSEMBLY TO AMEND N.C. G.S. §113A-66  
AS SHOWN IN THE ATTACHED EXHIBIT A

WHEREAS, the Moore County Board of Commissioners received public comments about the usefulness of the North Carolina Sedimentation Pollution Control Act (N.C. Gen. Stat. §113A-50, *et seq.*, hereafter "SPCA") and the desirability of allowing citizens to defend themselves against SPCA violations damaging their property; and

WHEREAS, the legislature passed the SPCA in 1973; and

WHEREAS, the SPCA addresses sedimentation in streams, lakes, and other waters of this State, as well as damage to private property, which constitute a major pollution problem, and provides minimal mandatory standards to minimize such pollution; and

WHEREAS, the SPCA (specifically, N.C. Gen. Stat. §113A-66) allowed private landowners injured by violations of the SPCA to obtain civil relief to redress their injuries, regardless of whether government entities charged with enforcing the SPCA had taken action; and

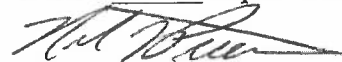
WHEREAS, the North Carolina Supreme Court opinion, Applewood Properties, LLC, et al. v. New South Properties, LLC, 366 N.C. 518, 742 S.E.2d 776 (2013), effectively eliminated the right of private landowners to obtain civil relief, unless a government entity enforcing the SPCA issues a notice of violation to the person or entity violating the SPCA; and

WHEREAS, this County, this State and this Nation have long recognized the right of its citizens to defend themselves; and

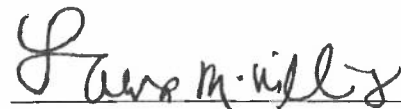
WHEREAS, citizens of Moore County deserve the right to defend themselves and their property from damage caused by violations of the SPCA.

NOW THEREFORE, the Moore County Board of Commissioners resolves that the North Carolina Sedimentation Pollution Control Act (N.C. Gen. Stat. §113A-50, *et seq.*) should be amended to restore the right of citizens damaged by violations or noncompliance of this Act to obtain civil relief under N.C. Gen. Stat. §113A-66, regardless of whether any government entity charged with enforcing this Act has taken action and respectfully suggests that legislation be passed amending N.C. Gen. Stat. §113A-66 as shown in the attached Exhibit A.

This the \_\_\_\_\_ September 2024.



Nick Picerno, Chair  
Moore County Board of Commissioners



Laura Williams, Clerk to the Board  
Moore County Board of Commissioners



## EXHIBIT A

|                                                                       |
|-----------------------------------------------------------------------|
| West's North Carolina General Statutes Annotated                      |
| Chapter 113A. Pollution Control and Environment (Refs & Annos)        |
| Article 4. Sedimentation Pollution Control Act of 1973 (Refs & Annos) |

N.C.G.S.A. § 113A-66

§ 113A-66. Civil relief

Currentness

(a) Any person injured by either a violation of or noncompliance with this Article or any ordinance, rule, or order duly adopted by the Secretary or a local government, or by the initiation or continuation of a land-disturbing activity for which an erosion and sedimentation control plan is required other than in accordance with the terms, conditions, and provisions of an approved plan, may bring a civil action against the person alleged to be in violation (including the State and any local government), regardless of whether the Secretary, the Commission, a local government administering an erosion and sedimentation control plan approved under G.S. 113A-60, other enforcing agency or other approving authority has cited the person alleged to be in violation of or noncompliance with this Article or has sent notices of noncompliance to the person alleged to be in violation of or noncompliance with this Article. The action may seek any of the following:

(1) Injunctive relief.

(2) An order enforcing the law, rule, ordinance, order, or erosion and sedimentation control plan violated.

(3) Damages caused by the violation or noncompliance.

(4) Repealed by S.L. 2002-165, § 2.15, eff. Oct. 23, 2002.

If the amount of actual damages as found by the court or jury in suits brought under this subsection is five thousand dollars (\$5,000) or less, the plaintiff shall be awarded costs of litigation including reasonable attorneys fees and expert witness fees.

(b) Civil actions under this section shall be brought in the superior court of the county in which the alleged violations occurred.

(c) The court, in issuing any final order in any action brought pursuant to this section may award costs of litigation (including reasonable attorney and expert-witness fees) to any party, whenever it determines that such an award is appropriate. The court may, if a temporary restraining order or preliminary injunction is sought, require, the filing of a bond or equivalent security, the amount of such bond or security to be determined by the court.

(d) Nothing in this section shall restrict any right which any person (or class of persons) may have under any statute or common law to seek injunctive or other relief.

#### Credits

Added by Laws 1973, c. 392, § 17. Amended by Laws 1987 (Reg. Sess., 1988), c. 1000, § 6; S.L. 2002-165, § 2.15, eff. Oct. 23, 2002.

N.C.G.S.A. § 113A-66, NC ST § 113A-66

The statutes and Constitution are current through S.L. 2022-67 of the 2022 Regular Session of the General Assembly, subject to changes made pursuant to direction of the Revisor of Statutes. Some statute sections may be more current; see credits for details

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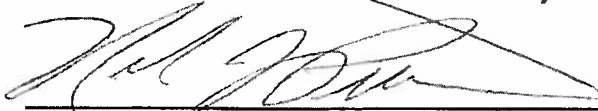
**Fiscal Year 2024/2025**

| Budget Line Item<br>Number | Budgeted<br>Amount | Increase/<br>(Decrease) | Revised<br>Budget |
|----------------------------|--------------------|-------------------------|-------------------|
|----------------------------|--------------------|-------------------------|-------------------|

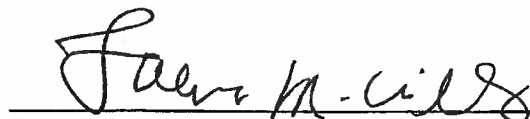
**General Fund 100 - Moore County Schools**

|         |                |                           |            |        |            |
|---------|----------------|---------------------------|------------|--------|------------|
| Revenue | 10019000 32950 | Appropriated Fund Balance | 4,400,000  | 40,000 | 4,440,000  |
| Expense | 10034096 56006 | Schools Current Expense   | 38,204,595 | 40,000 | 38,244,595 |

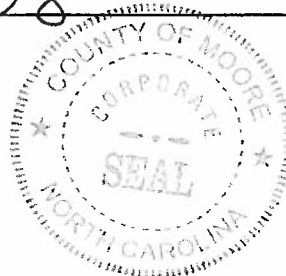
Approved this 5 day of September, 2024



Nick Picerno  
Moore County Board of Commissioners



Laura Williams  
Clerk to the Board



30169