



## SEPTEMBER 6, 2016, CITY COUNCIL MEETING

The City Council of the City of Clinton, North Carolina, met in regular session at 7:00 PM on September 6, 2016, in the City Hall Auditorium. Mayor Starling presided. Councilmembers Strickland, Turlington, Becton, Stefanovich, and Mayor Pro Tem Harris, were present.

Also present was City Attorney Tim Howard, Howard and Bradshaw, PLLC.

Also present were City Manager Shawn Purvis; City Clerk Elaine F. Hunt; Planning Director Mary Rose; Public Works Engineer Russell Byrd; Finance Director Kristin Stafford; Fire Chief Scott Phillips; Recreation Director Jonathan Allen; Police Chief Jay Tilley; Human Resource Director Lisa Carter; Senior Planner Lyle Moore; and Public Works Director Jeff Vreugdenhil.

Melvin Henderson, of the Sampson Weekly; and Chris Berendt, of the Sampson Independent, were also present.

Mayor Starling called the meeting to order. He called upon Councilmember Becton to give the invocation.

### CITY COUNCIL

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, the minutes of the August 2, 2016, regular city council meeting, subject to a correction regarding a date mentioned in paragraph one, were unanimously approved.

### APPEAL – UNSAFE BUILDING CONDEMNED – WILLARD SWINSON – 425 MCKOY STREET

Initially, Mr. Willard Swinson appealed a recommendation of the Planning staff to demolish property located at 425 McKoy Street. It was stated at the city council meeting that this appeal was withdrawn.

### PRESENTATION – PHASE 1A – NEW ROYAL LANE PARK PLAYGROUND -JONATHAN ALLEN

Parks and Recreation Director Jonathan Allen presented a PowerPoint presentation to City Council. He stated that recently, the Recreation Advisory Board reviewed the playground proposals with staff and made a selection for the PARTF project at Royal Lane Park. Mr. Allen wanted to update Council on the project's progress and present the Board's recommendation.

Mr. Allen began by presenting the reasoning(s) for selecting the proposed playground company which included the longevity of the company, warranty provided, equipment and element variety availability, budget provided, etc.

Mr. Allen announced that Barrs Recreation LLC, out of Morrisville is the proposed company. He stated that Burke playground equipment has been around for many years. Mr. Allen stated that there will be three divided playground areas and the equipment will consist of a viper slide, charade ring panel, freedom swing, comet, and a vertex climber. Furthermore, he stated that the total cost will be \$84,355.33 and \$85,000 were budgeted.

Mr. Allen concluded that for safety reasons, equipment probably will not be installed until February 2017 and there will be a parking lot between the multi-purpose building and the pool.

Councilmember Strickland commended Parks and Recreation Director Allen for doing an excellent job. Also, Councilmember Strickland recognized two Recreation Advisory Board members who were present, Alice Tann and Johnny Boykin.

Upon a motion made by Councilmember Becton, seconded by Councilmember Strickland, it passed unanimously to approve the above-mentioned information presented by Parks and Recreation Director Allen regarding Phase 1A, the new Royal Lane Park playground.

#### **PROCLAMATION – DIAPER NEEDS AWARENESS WEEK**

City Manager Purvis stated that Chris Driver, Founder and Director of the Diaper Bank of Sampson County has requested that Mayor and City Council proclaim September 26-October 2, 2016, as “Diaper Needs Awareness Week.” He stated that these diaper banks are working with state and local governments to raise awareness of the need for diaper assistance to help parents gain access to a basic necessity for all children.

Mayor Starling asked that the word be announced that anyone who wants to contribute to the cause can bring diapers and baby items to City Hall.

Upon a motion made by Councilmember Strickland, seconded by Councilmember Stefanovich, the following proclamation passed unanimously:

### **P R O C L A M A T I O N**

**WHEREAS**, citizens of Clinton, North Carolina and Sampson County, recognize that economic opportunity for individuals can lead to improved health for families and their communities; and

**WHEREAS**, an estimated 50 percent of North Carolina’s children live in low-income families; and

**WHEREAS**, access to a reliable supply of clean diapers is a necessity for the health and welfare of infants and toddlers, their families, and child and health care providers; and

**WHEREAS**, the average infant or toddler requires an estimated 50 diaper changes per week over three years; and

**WHEREAS**, diapers cannot be bought with food stamps or WIC vouchers; therefore, providing a sufficient supply of diapers can cause economic hardship to families in need; and

**WHEREAS**, a supply of diapers is generally an eligibility requirement for infants and toddlers to participate in childcare programs; and

**WHEREAS**, when infants and toddlers cannot participate in childcare programs, it makes it very difficult for their parents and guardians to participate in the workforce; and

**WHEREAS**, Clinton, North Carolina and Sampson County are proud to be a part of an organization that recognizes the importance of diapers in helping provide economic stability for families and distributes diapers to poor families through various channels.

**NOW, THEREFORE, I, Luther D. Starling, Jr. and Clinton City Council**, do hereby proclaim September 26-October 2, 2016, as:

### **“DIAPER NEEDS AWARENESS WEEK”**

In the City of Clinton, North Carolina, and commend its observance to all citizens.

#### **PUBLIC HEARING -- OATHS**

Oaths were not needed during the September 6, 2016, city council meeting.

#### **P & Z— LAND DEVELOPMENT ORDINANCE – CHAPTER 3. ZONING DISTRICTS**

Mayor Starling opened a continued public hearing on a text amendment request by Planning Staff to amend Chapter 3. Zoning Districts of the Clinton Land Development Ordinance.

Senior Planner Lyle Moore appeared before City Council to speak regarding the request. He stated that this item is a continued item from the August 2<sup>nd</sup> city council meeting and it derived from the Clinton 2035 Comprehensive Plan. He stated that two zoning districts are being added: Planned Residential District and Mixed Use District.

Mr. Moore stated that the Planned Residential District allows for design flexibility of development and is intended to encourage efficient use of the land and public services and to promote high quality design that will provide a variety of dwelling types as well as support services and open space for the residents of the development. He further stated that these regulations are intended to permit integration with adjacent non-residential uses and to promote compatibility with existing and emerging patterns of development.

Mr. Moore stated that the Mixed Use District is intended to provide for the coordinated development of office, commercial, and residential uses and their necessary support functions.

He further stated that Mixed Use Districts shall encourage developments within which mutually support residential, commercial, and office uses are scaled, balanced, and located to reduce general traffic congestion by providing housing close to principal destinations, and convenient pedestrian circulation systems and mass transit to further reduce the need for automobile usage.

No one appeared to be heard and the public hearing was closed.

Upon a motion made by Councilmember Turlington, seconded by Councilmember Becton, the following ordinance # 2016.09.01 to the Land Development Ordinance was adopted unanimously:

**# 2016.09.01**

Whereas, upon the recommendation of the Planning and Zoning Board and after public hearing and due notice thereof as required by law, the City Council of the City of Clinton, NC, do enact as follows: That the Land Development Ordinance of the City of Clinton be and the same is hereby amended to read as follows:

**Chapter 3, Zoning Districts**

**Proposed:**

**Section 3.2 Base Zoning Districts**

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**Base** zoning districts are created to provide comprehensive land use regulations throughout the City of Clinton. There are 13 **base** zoning districts that provide for a variety of uses that are appropriate to the character of the areas in which they are located. For the purpose of this Ordinance, the City of Clinton is hereby divided into the following base zoning districts. These districts shall comply with all of the general and specific requirements of this Ordinance. The uses permitted in each of these districts are listed in Section 3.3. The dimensional requirements for each of these districts are listed in Section 3.4.

- PC Public Conservation District
- RA-20 Residential/Agricultural District
- R-20 Very Low Density Residential District
- R-15 Low Density Residential District
- R-8 Medium Density Residential District
- R-6 High Density Residential District
- NS Neighborhood Shopping District
- OI Office & Institutional District
- CB Central Business District
- HC Highway Commercial District
- I-1 Light Industrial District
- I-2 Heavy Industrial District
- PI Planned Industrial District
- PRD Planned Residential District (Conditional Zoning District only)
- MU Mixed Use District (Conditional Zoning District only)

### **3.2.14 Planned Residential (PRD) District (Conditional District only-See Section 3.6)**

The PR district is established to allow for design flexibility of development and is intended to encourage efficient use of the land and public services and to promote high quality design that will provide a variety of dwelling types as well as support services and open space for the residents of the development. These regulations are intended to permit integration with adjacent non-residential uses and to promote compatibility with existing and emerging patterns of development.

### **3.2.15 Mixed Use (MU) District (Conditional District only-See Section 3.6)**

The MU district is intended to provide for the coordinated development of office, commercial, and residential uses and their necessary support functions. They are intended to encourage design which emphasizes livable, people-oriented environments within compatible and visually appealing developments. Mixed use districts are intended to provide areas where moderate scale mixed use centers can locate with an emphasis on development of a balance of residential, office and commercial uses, and public spaces. It is further intended that mixed use districts shall encourage development within which mutually supporting residential, commercial and office uses are scaled, balanced and located to reduce general traffic congestion by providing housing close to principal destinations, and convenient pedestrian circulation systems and mass transit to further reduce the need for automobile usage. Mixed use districts are intended to encourage development that allows multiple destinations to be achieved with a single trip. When such districts adjoin residential development or residential zoning districts, it is intended that arrangement of buildings, uses, open space, and vehicular or pedestrian access shall be such as to provide appropriate transition and reduce potentially adverse effects.



residences																	
Two-family dwellings (duplexes)		C	C	C	C	C			€					P	P		4.2.9
Upper Floor residential dwelling unit								P	P						P		
<i>Civic, Government, &amp; Institutional Uses</i>	P C	RA-20	R-20	R-15	R-8	R-6	N S	O I	C B	H C	I-1	I-2	P I	PR D	M U		SR
Cemeteries	C									C	C	C					4.3.1
Civil defense operation							C	C	C	C	C	C					
Colleges, Universities, & associated facilities		C	C	C	C	C		P			C	C					4.3.2
Correctional facility											C	C					4.3.3
Child Care Center		C	C	C	C	C	P	P		P					P		4.3.4
Emergency Services (fire, police, rescue squad, ambulance, EMT, & similar uses)		C	C	C	C	C	C	C	C	P	P	P	C				
Government office buildings							P	P	P	P	P	P					
Hospitals & medical treatment facilities (greater than 10,000 sq. ft.)								C		P							
Instructional Schools (karate, dance gymnastics, music, art, & similar instruction)		C						C	P	P	p				P		

Libraries, museums, art galleries, art centers, & similar uses		C	C	C	C	C	P	P	P	P					P	
Military reserve & national guard											C	C				
Post Office							C		C	C						
Religious institutions & related uses (excluding elementary or secondary schools)		P	P	P	P	P	P	P		P						
Research Facilities											P	P\	P			
Residential care institutions (including halfway houses)								C		C						4.3.5
Residential care homes (excluding halfway houses)				C	C	C	C	C	€							4.3.5
Schools & associated facilities (public & private elementary & secondary)			C	C	C	C		C							P	4.3.6
Schools (trade & vocational)							C	C	C	C	C	C				4.3.7
Social, fraternal clubs & lodges, union halls, & similar uses operated on a non-profit basis							P	P		P						
<b><i>Office &amp; Service Uses</i></b>	<b>P C</b>	<b>RA- 20</b>	<b>R-20</b>	<b>R-15</b>	<b>R-8</b>	<b>R-6</b>	<b>N S</b>	<b>O I</b>	<b>C B</b>	<b>H C</b>	<b>I- 1</b>	<b>I- 2</b>	<b>P I</b>	<b>PR D</b>	<b>M U</b>	<b>SR</b>



Animal services (no outdoor kennels)							C		C	P						4.4.1
Animal services (with outdoor kennels)										C						4.4.2
Bed and breakfast inns				C	C	C	C	C	C							4.4.3
Body piercing & tattoo studios	Not permitted															
Crematoriums											C	C				
Dry cleaning and laundry establishments							C	P		P						
Funeral homes and mortuaries							P		P	P						
Hotels, motels, & inns							C	C	C	C						4.4.4
Motor vehicle or boat services (no vehicle storage)							C			P	P	P				4.4.5
Motor vehicle boat services (with vehicle storage)											P	P				4.4.5
Medical, dental, & optical clinics (less than 10,000 square feet)							P	P	P	P						P
Professional Offices							P	P	P	P	P	P	P			P
Services, other (inside fully enclosed building)							P	P	P	P	P	P	P			P
<b>Retail &amp; Wholesale Uses</b>	<b>P C</b>	<b>RA- 20</b>	<b>R-20</b>	<b>R-15</b>	<b>R-8</b>	<b>R-6</b>	<b>N S</b>	<b>O I</b>	<b>C B</b>	<b>H C</b>	<b>I- 1</b>	<b>I- 2</b>	<b>P I</b>	<b>PR D</b>	<b>M U</b>	<b>SR</b>

Convenience stores (no automotive services)							C		P	P					P	4.5.1
Microbrewery/Microdistillery/ Microwinery		C					C		C	C	C				C	
Microbrewery							C		C	C	C				P	
Motor vehicle or boat sales or rental							C			P						4.5.2
Open air markets (including farmers markets)										C					P	4.5.3
Restaurants (no drive-through)							P		P	P					P	
Restaurants (with drive-through)							C			P						4.10.1
Retail uses, high volume traffic (inside fully enclosed building)							C		P	C					P	
Retail uses, high volume traffic (outside fully enclosed building)										P					P	
Retail uses, low volume traffic (inside fully enclosed building)							P		P	P					P	
Retail uses, low volume traffic										P					P	

(outside fully enclosed building)																	
Retail sales, miscellaneous (inside fully enclosed building)							P		P	P						P	
Wholesale										P							
Winery		C									P						
<b>Recreation &amp; Entertainment Uses</b>	P C	RA-20	R-20	R-15	R-8	R-6	N S	O I	C B	H C	I-1	I-2	P I	PR D	M U	SR	
Bars									C	C						C	4.6.1
Family Campgrounds	C	C															
Golf, tennis, swimming clubs & related uses (private, separate from residential development)			C	C	C	C											4.6.3
Golf, tennis, swimming facilities, athletic fields & related uses (public, separate from schools)			C	C	C	C		C		C	C	C					4.6.3
Parks (public)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
Motor vehicle racing tracks											C	C					4.6.4
Nightclubs										C							4.6.1
Recreation facility (indoor, designed to accommodate less than							C		C	C						C	

1,000 people)																	
Recreation facility (indoor, designed to accommodate 1,000 or more people)										C	C	C					4.6.5
<b>Recreation &amp; Entertainment Uses (cont.)</b>	<b>P C</b>	<b>RA- 20</b>	<b>R-20</b>	<b>R-15</b>	<b>R-8</b>	<b>R-6</b>	<b>N S</b>	<b>O I</b>	<b>C B</b>	<b>H C</b>	<b>I- 1</b>	<b>I- 2</b>	<b>P I</b>	<b>PR D</b>	<b>M U</b>	<b>SR</b>	
Recreation facility (outdoor, including golf driving ranges, miniature golf, skateboard parks, water slides, batting cages & similar uses)										C							
Sexually Oriented Businesses										C							4.6.6
Theater (indoor)									P	P							
Theater (outdoor)										C	C	C					4.6.7
<b>Industrial, Warehousing, &amp; Transportation Uses</b>	<b>P C</b>	<b>RA- 20</b>	<b>R-20</b>	<b>R-15</b>	<b>R-8</b>	<b>R-6</b>	<b>N S</b>	<b>O I</b>	<b>C B</b>	<b>H C</b>	<b>I- 1</b>	<b>I- 2</b>	<b>P I</b>	<b>PR D</b>	<b>M U</b>	<b>SR</b>	
Airports & heliports											C	C					4.7.1
Automobile parking lots or garages (principal use)							P	P	P	P						C	
Bus & train stations							C		C	C							
Distribution centers											P	P	P				
Hazardous material storage												C					

Junk yards, salvage yards, recycling operations, and similar uses											C	C				4.7.2
Landfill (construction, demolition, land clearing & inert debris)											C	C				4.7.3
Landfill, sanitary												C				4.7.3
Manufacturing, processing, & assembly <b>TYPE A</b> <i>(inside fully enclosed building)</i>							C	C	C	P	P	P	P			4.7.4
Manufacturing, processing, & assembly <b>TYPE B</b> <i>(outside fully enclosed building)</i>										€	C	P €	C			4.7.4
Mining & quarrying operations											C	C				4.7.5
Taxicab stand or office							C			P						4.7.6
Trucking terminals											P	P				
Warehouse uses										P	P	P				
Warehouse, mini										C	P	P				
<b>Agricultural Uses</b>	P C	RA- 20	R-20	R-15	R-8	R-6	N S	O I	C B	H C	I- 1	I- 2	P I	PR D	M U	SR
Agricultural operations, farming (excluding equestrian uses & swine	P	P	C	C	C	C				P	P	P				4.8.1

production)																	
Equestrian uses (horseback riding, stables)		C															4.8.2
Greenhouse or horticultural nursery (no on-premises sales)		C	C	C			P			P	P	P					
Greenhouse or horticultural nursery (with on-premises sales)							P			P	P	P					4.8.3
Silvicultural operations	P	P	P	P			P			P	P	P	P				
<b>Other Uses</b>	<b>P C</b>	<b>RA- 20</b>	<b>R-20</b>	<b>R-15</b>	<b>R-8</b>	<b>R-6</b>	<b>N S</b>	<b>O I</b>	<b>C B</b>	<b>H C</b>	<b>I- 1</b>	<b>I- 2</b>	<b>P I</b>	<b>PR D</b>	<b>M U</b>	<b>SR</b>	
Off- <del>premises signs</del> (billboards)											C	C					4.9.3
Bulk Fuel Storage										C	P	P					
Drive-through/Drive-in uses (associated with permitted use)							C	C		C							4.9.1
Dry Cleaning and Laundry Establishments										P							
Elevated water tank		C	C	C	C	C	C	C		P	P	P	P				4.9.2
Outdoor Storage (excluding outdoor sales display)									C	P	P	P	C				4.9.4
<b>Planned Unit Developments</b>		€	€	€	€	€	€	€		€	€	€	€				<b>4.9.5</b>

Soup Kitchens								C		C						
Special Events	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	4.9.5
Tower & antennas (more than 50 feet tall)		C								C	C	C				4.9.6
Temporary Uses																
Utility facilities (community or regional)											C	C	C			
Utility facilities (neighborhood)	C	C	C	C	C	C	C	C	C	C	C	C	C			4.9.7

### 3.4.2 Dimensional Table

District	Utilities	Lot Size and Density				Minimum setback requirements			Max. Lot Coverage	Max. height (feet)
		Max. Dwelling Units Per Acre (DUA)	Min. Lot Area (sq. ft.)	Lot Area for each Additional Dwelling Unit	Min. Lot width (feet)	Min. Front from Existing or Proposed R-O-W (feet)	Min. Side (feet)	Min. Rear (feet)		
PC	NA	NA	NA	NA	NA	NA	NA	NA	40	40
RA-20	Without water &/or sewer	2 DUA	20,000	7,500	100	40	20	25	40	40
	With water & sewer	3 DUA	15,000	7,500	100	40	20	25	40	40
R-20	Without water &/or sewer	2 DUA	20,000	7,500	100	40	20	25	40	40
	With water & sewer	3 DUA	15,000	7,500	100	40	20	25	40	40
R-15	Without water &/or sewer	2 DUA	20,000	5,000	90	40	10	25	40	40
	With water & sewer	3 DUA	15,000	5,000	90	40	10	25	40	40
R-8	With water & sewer	5 DUA	8,000	4,000	75 <sup>10</sup>	30 25	10 <sup>8</sup>	25 20	40	40
R-6	With water & sewer	7 DUA	6,000	3,000	60 <sup>10</sup>	25 20	10 <sup>8</sup>	25 20	40	40
NS	With water & sewer	4 DUA	10,000	5,000	75	15	15	15	40	40
OI	With water & sewer	5 DUA	8,000	4,000	75	15	15	15	40	40
CB	With water & sewer	20 DUA	NA	NA	25	0	0 <sup>1</sup>	10 <sup>2</sup>	40	50
HC	With water & sewer	NA	10,000	NA	75	15	15	15	40	40
I-1	With water & sewer	NA	15,000	NA	100	20	15 <sup>3</sup>	15 <sup>3</sup>	40	50
I-2	With water & sewer	NA	15,000	NA	150	35	15 <sup>3</sup>	15 <sup>3</sup>	40	50
PI	With water & sewer	NA	217,800 (5 acres)	NA	350	50	30 <sup>4</sup>	30 <sup>4</sup>	50	50
PRD <sup>11</sup>	With water & sewer	15 DUA	NA		50 <sup>10</sup>	15 <sup>7</sup>	0 <sup>8</sup>	10		50



MU	With water & sewer	15 DUA	NA		50 <sup>10</sup>	15 <sup>7</sup>	0 <sup>8</sup>	0 <sup>8</sup>		36 <sup>9</sup>
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- 1 15 feet when abutting a residentially zoned or used property
- 2 Five (5) feet if lot adjoins rear alley
- 3 50 feet when abutting a residentially zoned or used property
- 4 10-foot parking area setback
- 5 Any structure, building, tree, or use to be constructed or erected to a height of 50 feet or greater shall require initial clearance through the Federal Aviation Administration (FAA) prior to any City permit issuance or approval.
- 6 Any structure, building, tree or use to be constructed or erected to a height of greater than 50 feet shall require an additional one foot of front, side and rear setback for every foot in height above 50 feet. *(TA-1-13-2)*
- 7 Measured from the back of the curb of any street.
- 8 Rear and side yards are not required if yards do not border a street. However, if yards are provided, they must be a minimum of five feet measured from the property line.
- 9 Provided, however, structures containing at least three floors limited to residential uses may be constructed to a height of greater than 36 feet shall require an additional one foot of front, side and rear setback for every foot in height above 36 feet up to a maximum of 50 feet.
- 10 Minimum lot widths may be reduced to 25 feet for lots that do not have driveway access on the fronting street.
- 11 See Section 3.6.3 for additional PRD dimensional standards

### 3.4.3 Exceptions

B. **Balconies, open porches**, overhangs, cantilevers, canopies, awnings, open stairways, bay windows, chimneys, and heating units may encroach into the setback up to three (3) feet.

#### 3.5.1.1 Class A Manufactured Home Overlay (MHA-O)

F. Permanent masonry, concrete steps, or treated wood steps, if used in conjunction with a minimum 10-foot by 10-foot (10' x 10') porch of similar material, shall be provided at **the all front** entrances;

#### 3.5.1.2 Class B Manufactured Home Overlay (MHB-O)

D. Permanent masonry, concrete steps, or treated wood steps, if used in conjunction with a minimum 10-foot by 10-foot (10' x 10') porch of similar material, shall be provided at **the all front** entrances; and

### Section 3.6 Conditional Zoning Districts

C. **Just as** There are 13 base zoning districts, there are 13 corresponding Conditional Zoning Districts. **An additional two (2) districts are only available for use as Conditional Zoning Districts, PRD and MU.**

- CZ PC Conditional Zoning Public Conservation District
- CZ RA-20 Conditional Zoning Residential/Agricultural District

- CZ R-20 Conditional Zoning Very Low Density Residential District
- CZ R-15 Conditional Zoning Low Density Residential District
- CZ R-8 Conditional Zoning Medium Density Residential District
- CZ R-6 Conditional Zoning High Density Residential District
- CZ NS Conditional Zoning Neighborhood Shopping District
- CZ OI Conditional Zoning Office & Institutional District
- CZ CB Conditional Zoning Central Business District
- CZ HC Conditional Zoning Highway Commercial District
- CZ I-1 Conditional Zoning Light Industrial District
- CZ I-2 Conditional Zoning Heavy Industrial District
- CZ PI Conditional Zoning Planned Industrial District
- CZ PRD Conditional Zoning Planned Residential District (CZ only)
- CZ MU Conditional Zoning Mixed Use District (CZ only)

### **3.6.3 Planned Residential District Standards**

A. A Planned Residential District shall only be considered as a Conditional Zoning District.

B. Residential Uses; Variety of Housing. The Planned Unit Development is designed to allow a variety of dwelling types and to provide for creative approaches to the development of land. The following list and definitions is an example of some of the housing, uses and structures allowed in a Planned Unit Development.

1. Zero Lot-Line House. A single-family detached unit, which instead of being centered on the lot, is placed against one of the side lot lines. Any wall constructed on the side lot line shall be a solid wall with the exception of a few windows located on the ground floor for cross ventilation and lighting.
2. Townhouse. A single-family attached dwelling in which units share common side walls and are often designed in rows. Yard areas are small and privacy requires careful protection. The minimum number of townhouse units attached to each other shall be two (2) and the maximum number shall be eight (8).
3. Proposed dimensional standards that differ from the standards set forth in Section 3.4.2 may be considered if submitted as part of the Conditional Zoning District request. Additional dimensional standards for lots in Planned Residential Developments shall be as follows:
  - a. Zero Lot-Line House. Side Yard Setback: Shall be a minimum of eight (8) feet if not utilizing the zero lot line provision. The minimum side yard when constructing a zero lot line development shall be 16 feet on the side yard opposite of the zero lot line construction.
  - b. A five foot maintenance easement and a maximum eave encroachment of 32 inches within the maintenance easement shall be established in the deed restrictions and covenants of the adjoining lot. This will provide ready access to the lot line wall at reasonable periods of the day for normal maintenance.
  - c. Townhouse. Side Yard Setback: Shall be a minimum of 15 feet from the side property line opposite of the shared common wall.

## **P & Z— LAND DEVELOPMENT ORDINANCE – CHAPTER 4. SPECIAL REQUIREMENTS**

Mayor Starling opened a continued public hearing on a text amendment request by Planning Staff to amend Chapter 4. Special Requirements of the Clinton Land Development Ordinance.

Senior Planner Lyle Moore appeared before City Council to speak regarding the request. He stated that the approval of this request will allow for additional accessory buildings.

He asked City Council to approve the text amendment with the exception of 4.2.6.3 Artisan's Workshop Home Occupation.

No one appeared to be heard and the public hearing was closed.

Upon a motion made by Councilmember Strickland, seconded by Mayor Pro Tem Harris, the following ordinance # 2016.09.02 to the Land Development Ordinance was adopted unanimously, with the removal of 4.2.6.3 Artisan's Workshop Home Occupation:

# 2016.09.02

Whereas, upon the recommendation of the Planning and Zoning Board and after public hearing and due notice thereof as required by law, the City Council of the City of Clinton, NC do enact as follows: That the Land Development Ordinance of the City of Clinton be and the same is hereby amended to read as follows:

Chapter 4, Special Requirements

4.9	Other Uses.....	4-32
	Drive-through uses.....	4-32
	Elevated Water Storage Tanks.....	4-32
	Off-premises Signs.....	4-32
	Outdoor Storage.....	4-34
	<del>Planned Unit Developments.....</del>	<del>4-34</del>
	Special Events.....	4-35
	Towers & Antennas (more than 50 feet tall).....	4-35
	Temporary Uses.....	4-37
	Utility Facilities (neighborhood).....	4-39

4.2.2 Accessory Structures (Residential)

F. ~~An a~~Additional accessory buildings shall be permitted to lots ~~containing at least for every~~ 150 percent of the minimum square footage required for the zoning district in which the use is to be permitted. Not to exceed two accessory buildings per lot ~~within the corporate limits.~~ (TA-3-11-3)

*4.2.6.3 Artisan's Workshop Home Occupation*

- A. An Artisan's Workshop Home Occupation is intended for craftsmen and artists who create and sell products in their homes on a limited basis.
- B. The Administrator has the right to inspect the home occupation and premises to check for compliance with the issued Zoning Permit.

- C. Customer/client visits are limited to the hours of 8:00 AM to 6:00 PM.
- D. There shall be no more than one non-resident employee on the premises at any one time. The number of non-resident employees working at locations other than the site of the home occupation is not limited.
- E. Delivery vehicles used to deliver goods to the home occupation are limited to passenger vehicles, mail carriers, and express carriers such as UPS (United Parcel Service). Deliveries shall be permitted between 8:00 AM and 6:00 PM.
- F. The home occupation shall be limited to the parking/storage of one commercial vehicle on the premises, not exceeding a one ton capacity.
- G. Two (2) parking spaces in addition to the minimum required for the residential use shall be provided.
- H. The equipment used by the home occupation and the operation of the home occupation shall not create any vibrations, heat, glare, dust, odors, or smoke discernable at the property lines, generate noise discernable by the human ear at the property lines from 8:00 AM to 6:00 PM, generate any noise discernable by the human ear at the property lines from 6:00 PM to 8:00 AM, create any electrical, magnetic or other interference off the premises, consume utility quantities that negatively impact the delivery of those utilities to surrounding properties, or use and/or store hazardous materials in excess of quantities permitted in residential structures.
- I. Signs for Home Occupations shall not exceed two (2) square feet in total sign surface display area, and shall not be illuminated. Freestanding signs are prohibited.

#### **4.2.8 Temporary Emergency, Construction, or Repair Residences**

- A. Temporary health care structures shall be permitted in accordance with NCGS 160A-383.5.

#### **4.5.2 Microbrewery/Microdistillery/Microwinery**

- A. Only those operations that meet federal standards may be located within the City of Clinton.

#### **4.5.23 Motor Vehicle Sales or Rental**

#### **4.5.34 Open Air Markets (including farmers markets & produce markets)**

#### **4.7.4 Manufacturing & Processing**

**4.7.4.1 Smoke**

- A. For the purpose of determining the density of equivalent opacity of smoke, the Ringlemann Chart, as adopted and published by the United States Department of Interior, Bureau of Mines Information Circular 8333, May 1967, shall be used. The Ringlemann number referred to in this Section refers to the number of the area of the Ringlemann chart that coincides most nearly with the visual density of equivalent opacity of the emission of smoke observed. For example, a reading of Ringlemann #1 indicates a 20% density of the smoke observed.
- B. All measurements shall be taken at the point of emission of the smoke.
- C. In the CB, NS, HC, and OI districts, ~~and any Planned Unit Development~~, no use involving the manufacturing, processing, creating, repairing, renovating, painting, cleaning, assembling of goods, merchandise, and equipment, may emit from a vent, stack, chimney, or combustion process any smoke that is visible to the naked eye.

**4.7.4.2 Noise**

Table of Maximum Permitted Sound Levels, dB(A)					
	(re: 0.0002 Microbar) Zoning of Adjacent Lot				
Zoning of Lot Where Manufacturing, Processing, Creating, Repairing, Renovating, Painting, Cleaning, Assembling of Goods, Merchandising, & Equipment Use Is Located	Residential & <del>Planned Unit Development</del>		CB, NS, HC, & OI	I-1 & PID	I-2
	7 AM-7 PM	7 PM-7 AM			
I-1, PID	50	45	55	60	65
I-2	50	45	60	65	70

**4.9.3 Off-Premise Signs (Billboards Signs)**

- A. ~~Off-premise Billboard~~ signs shall be considered a principal use of property and/or a principal structure, and shall not be considered as an accessory use/structure to residential, commercial, or industrial uses/structures.
- B. Minimum setbacks for ~~off-premise billboard~~ signs shall be as follows:
  1. There shall be a 1,000-foot setback between outdoor advertising signs. This setback shall be measured in a radius from the sign. A map showing the location of all outdoor advertising signs located within 1,200 feet of the proposed sign shall be submitted with the application.
  2. The minimum setback from an interstate or state designated primary highway right-of-way shall be 660 feet. The required front/street setback of the respective zoning district in which the sign is to be located shall be met adjacent to non-interstate or non-state designated primary highway rights-of-way. No off-premise sign shall be located closer than 100 feet to the intersection of two (2) public streets.
  3. ~~Off-premise Billboard~~ signs shall be set back at least 10 feet from side and rear property lines, and set back at least 300 feet from any property zoned for residential use. A map showing the location of all residentially zoned property located within 400 feet of the proposed sign shall be submitted with the application.

- 4. All setbacks shall be measured from the extreme outermost edge of the sign as projected upon the ground and measured from this ground point to the nearest property line, nearest zoning district, or nearest adjacent off-premise sign.
- C. The maximum total square footage of sign area for ~~outdoor advertising billboard~~ signs shall be 400 square feet. The display surface shall be no more than 12 feet in the vertical dimension and no more than 40 feet in the horizontal dimension. Copy extensions of 10 percent or less shall not be included in the calculation of total sign surface area. A single side of a double-face or V-type sign shall be regarded as the total display surface for the purpose of calculating total sign surface area, provided such sides are separated by not more than 20 feet at any point.
- D. The maximum height of a proposed sign, exclusive of copy extensions, shall be 25 feet as measured from the surface elevation of the ground or main roadway surface elevation nearest the sign, whichever is highest. The minimum vertical clear distance between the property grade and the bottom of the trim or other frame support shall not be less than 12 feet.
- E. Display lighting of ~~outdoor advertising billboard~~ signs shall be shielded so as to prevent the direction of such light into any structure used primarily for residential purposes. No rotating, revolving or intermittent lighting devices shall be attached to or made a part of, any ~~outdoor advertising billboard~~ sign.
- F. All support structures shall be painted in a neutral color to blend with the surrounding area.
- G. The immediate premise on which the ~~off-premise billboard~~ sign is located shall be kept free from debris and undergrowth. A landscaping plan shall be submitted for approval with the permit application. Landscaping shall consist of ground cover, shrubs, trees or other permanent vegetation that will effectively screen the sign's base. Immediate premises, as defined herein, is the area surrounding the sign's structural support that is no less than 10 feet in all directions from the base of the sign. This area shall be kept free from debris and undergrowth.
- H. A permit shall be obtained from the North Carolina Department of Transportation prior to the issuance of a Zoning Compliance Permit for all outdoor advertising signs located adjacent to interstate and primary highways.

**4.9.5 Planned Unit Developments**

- ~~A. The minimum tract size on which a Planned Unit Development may be applied is 30,000 square feet.~~
- ~~B. The maximum residential density in a planned unit development shall be 40 percent of the net acreage of the entire tract to be developed.~~
- ~~C. Dimensional requirements for lots in Planned Unit Developments shall be as follows:~~

<del>Dimensional Requirements for Planned Unit Developments<sup>1</sup></del>						
<del>Min. Lot Size (Square Feet)</del>	<del>Min. Building Setbacks (Feet)</del>					<del>Max. Building Height (Feet)</del>
	<del>Front</del>	<del>Street Corner</del>	<del>Side</del>	<del>Rear</del>	<del>On-site Building Separation</del>	
<del>7,500</del>	<del>20</del>	<del>10</del>	<del>7½</del>	<del>10</del>	<del>15</del>	<del>40</del>

~~<sup>1</sup>—A written request may be made and submitted along with the application for a Conditional Use Permit for a departure from the above setback requirements and/or lot size requirements.~~

- ~~D. Residential planned unit developments may contain land designated for commercial uses. No more than 10% of the total development project area may be devoted to commercial use. Such commercial development shall be located and designed so as to be functionally and architecturally compatible with a residential neighborhood. Commercial areas shall be accessed by bicycle paths and/or sidewalks connected to residential areas of the development. Commercial areas shall be located so that traffic from outside the development may have access to the commercial areas without the necessity of traveling through residential areas located in the development.~~

- ~~E. No more than 40 percent of the gross acreage of the tract, exclusive of wetlands, marsh, and other non-buildable areas, may be covered by structures.~~
- ~~F. At least 25 percent of the gross acreage of the tract shall be designated as permanent open space. The percentage of open space must be indicated on the plan.~~
- ~~G. A landscaped buffer shall be required in all residential planned unit developments when there is a substantial reduction in the permitted lot sizes as compared to adjacent property and/or where a residential planned unit development abuts land zoned residential. Buffers shall be no less than 15 feet in width. Plantings in required buffers shall consist of continuous evergreen plant material, and shall be no less than six (6) feet in height at the time of planting. Buffers shall not be considered part of any lot, and shall be platted as common area. The requirement for a planted buffer may be waived in lieu of a fence as approved by the City Council. The requirements of Chapter 8 landscaping requirements shall also apply.~~
- ~~H. Maintenance of permanent open space and parking shall be provided through either:
  - ~~1. Establishment of an association or nonprofit corporation of all individuals or corporations owning property within the planned unit development for the purpose of ensuring maintenance of common facilities; or~~
  - ~~2. Retention of ownership, control, and maintenance of common facilities by the developer.~~~~

#### **4.9.65 Special Events**

#### **4.9.76 Towers and Antennas (More Than 50 Feet Tall)**

#### **4.9.87 Temporary Uses**

##### **4.9.7.1 Construction Trailers**

##### **4.9.7.2 Residential Sales Offices**

##### **4.9.7.3 School Manufactured Units**

##### **4.9.7.4 Temporary Sales**

#### **4.9.98 Utility Facilities, Neighborhood**

### **AWARD OF BID – WATER EXPANSION PROJECT -- CONSTRUCTION CONTRACTS**

City Manager Purvis stated that this item was presented to City Council at the August 2<sup>nd</sup> city council meeting and per City Council's request, staff and engineers revised the expansion project to one million gallons per day instead of 1.5 MGD. He stated that with the reduction and negotiations, the project cost is now \$6.32 million--\$1.5 million above the original estimate. City Manager Purvis stated that the City has secured a \$200,000 grant from USDA and has budgeted

\$125,000 in the current fiscal year. He added that these funds reduce the amount to be financed to \$5.99 million.

City Manager Purvis stated that new growth is happening presently; however, we should be mindful of future projects.

Mayor Starling stated that \$5.99 million is a substantial amount, but we cannot grow without ample water. He further stated that he feels strongly that this is the right investment to make. Councilmember Turlington stated that prolonging the project might prove to be more costly. Councilmember Stefanovich stated that there is no doubt—we have to proceed with this matter.

City Manager Purvis stated that if City Council is comfortable with the proposed finances, he recommended awarding Contract 2 to State Utility Contractors, Inc., of Monroe, NC, for the bid amount of \$3,613,000 less a negotiated contract deduct of \$126,000 for a negotiated contract price of \$3,487,000, and awarding Contract 3 to Herring-Rivenbark, Inc., of Kinston, NC, for \$1,156,279.70. He further stated that this approval would be contingent upon final approval by the Local Government Commission.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Becton, Contract 2 to State Utility Contractors, Inc., of Monroe, NC, for the bid amount of \$3,613,000 less a negotiated contract deduct of \$126,000 for a negotiated contract price of \$3,487,000, and Contract 3 to Herring-Rivenbark, Inc., of Kinston, NC, for \$1,156,279.70, were unanimously approved, contingent upon final approval by the Local Government Commission.

#### **USE OF DOWNTOWN FUNDS – NORTH CAROLINA GENERAL ASSEMBLY**

Planning and Zoning Director Rose stated that in August 2016, the City of Clinton received notification that it was selected to receive \$94,340 for downtown revitalization as authorized under NC Session Law 2016-94 Section 15.12 (a) and (b). She stated to receive the funding, we need to present a Downtown Revitalization Proposal where the project's proposed activities, estimated expenses, and expected outcomes will be outlined.

Ms. Rose presented several proposals to City Council, which included: landscaping-flowers; benches; trash and recycling receptacles; bicycle racks; lighting of trees downtown; city market trees; texture crosswalks; and a downtown mural. She stated that the proposal can be a combination of any of the above. She stated that we do not have any recycling receptacles downtown and this was a recommendation of the Design and Promotion Committees. Ms. Rose also suggested that some of the money could be put toward the façade grant program increasing the amount allowed to business owners; or, perhaps could create a downtown revolving loan program that could be geared toward code related improvements.



Ms. Rose asked for direction from City Council. Mayor Starling felt that landscaping, benches, bicycle racks, and an increase to the façade grant program would be worthwhile choices. Ms. Rose said that we will “get more bang for our bucks” if we increase the façade grant amount. Public Works Director Vreugdenhil spoke in favor of the trash receptacles.

Councilmember Strickland asked about hanging baskets and artificial flowers. Ms. Rose stated that the Design Committee is very passionate about hanging baskets; however, they are not in favor of artificial flowers. Also, she added that hanging baskets would be more work for the Public Works Department.

After more discussion, it was the consensus of the group to submit a proposal requesting to receive funds for aesthetic projects to include landscaping, flowers, benches, bicycle racks, trash and recycling receptacles and also to add texture crosswalks in the downtown area(s).

### **STREET CLOSINGS – 30<sup>TH</sup> ANNUAL COURT SQUARE STREET FAIR AND 23<sup>RD</sup> ANNUAL BARBEQUE COOK-OFF**

It was stated that a map showing the proposed closed streets and parking lots were in the agenda packet. It was requested that City Council close Vance Street from Sampson to Wall Street and the parking lot at the west end of the Sampson County Courthouse from 5:00 PM on Friday, October 7<sup>th</sup> to 4:30 PM on Saturday, October 8<sup>th</sup>. It was stated that after Alfredo’s is closed at 9:00 PM on Friday evening, staff requests that Main Street from Wall Street to Lisbon Street be closed until 4:30 PM on Saturday, October 8, 2016.

In addition, Ms. Rose requested that Vance Street from Fisher Drive to Sampson Street, Main Street from Lisbon Street to Connestee Street, Connestee Street from Vance Street to College Street, College Street from Devane Street to Sampson Street, Sampson Street from College Street through the intersection of Vance Street, College Street Parking Lot, Lisbon Street Parking Lot, Vance Street Parking Lot, Elizabeth Street from Lisbon Street to Wall Street, Lisbon Street from John Street to Main Street, and a short section of Graham Street adjacent to the Lisbon Street Parking Lot be closed from 5:00 AM until 4:30 PM on Saturday, October 8<sup>th</sup>. She informed City Council that all areas under consideration for closing were exhibited on the map included in the agenda packet.

Planning Director Rose stated that staff spoke with the owners of the following businesses to assure that they were comfortable with the proposed street closings and times: Alfredo’s, Sessoms Jewelry, Rebecca’s, Royal Gifts and Fine China, Abigail’s, Burney’s Sweets and More, Gracie’s Grill, Sharon’s, Vance Street Market, and Simply NC. Also, staff reviewed the proposed closures with Police Chief Jay Tilley.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, it passed unanimously to close the abovementioned streets and parking lots for the

“30<sup>th</sup> Annual Court Square Street Fair and 23<sup>rd</sup> Annual Barbeque Cook-off.”

### **2016 CYCLE NC EVENT – CONVENTION AND VISITORS BUREAU**

City Manager Purvis informed the group that the Convention and Visitors Bureau (CVB) will be hosting an overnight stop for Cycle NC on their annual mountains to the coast ride. He stated that the event is expected to bring 1,500 to 2,000 people to the City of Clinton on October 6<sup>th</sup>. Mr. Purvis stated that the CVB will be sponsoring a concert for the community and helping coordinate transportation for the participants. He stated that every hotel in Clinton is already booked up.

City Manager Purvis stated that the CVB is asking for financial support for their efforts and have suggested \$1,000. He concurred with CVB's request because of the potential benefits to the city's businesses.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, it passed unanimously to contribute \$1,000 for financial support to the Convention & Visitors Bureau for their efforts regarding the 2016 Cycle NC Event.

### **SPRING CLEAN-UP & FALL CLEAN-UP WEEKS FOR 2017 – APRIL 24-28, 2017, AND OCTOBER 9-13, 2017, RESPECTIVELY**

Mayor Starling announced the designated clean-up weeks. He further stated that during these times, City Manager Purvis and staff request that City Council suspends Sections 11-4 (e) (g) and (i), except the collection of batteries of the City Code, unless hazardous to city staff or items that the landfill will not accept. The requested dates for Spring Clean-up Week and Fall Clean-up Week are April 24-28, 2017, and October 9-13, 2017, respectively.

Upon a motion made by Councilmember Becton, seconded by Councilmember Strickland, the request to suspend sections of the City Code was unanimously approved and Spring Clean-up Week was designated as April 24-28, 2017, and Fall Clean-up Week, was designated as October 9-13, 2017, respectively.

### **AIRPORT AUTHORITY -- PURCHASE OF PROPERTY ALONG AIRPORT ROAD**

Mayor Starling stated that the Airport Authority has recommended entering into negotiations for the purchase of property in the airport's runway protection zone. He stated that the Clinton-Sampson Airport is a joint venture between the City and Sampson County, and both, the City and the County has to approve capital projects. He stated that the purchase would facilitate maintaining the property for aircraft safety at lower costs than current practices.

Furthermore, it was stated that the Westwoods of Sampson County, the property owners, have expressed an interest in selling the portion of the property within the airport's runway protection zone. The Airport Authority believes the purchase of this property will save the City and the County money long-term and the purchase is eligible for use of non-primary entitlement funds. It was stated that at its August 23, 2016, meeting, the Airport Authority unanimously recommended entering into negotiations with Westwoods of Sampson County to acquire the property on Airport Road.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Becton, it passed unanimously to proceed with negotiations with Westwoods of Sampson County to acquire the property on Airport Road. Councilmember Strickland requested to abstain from voting, due to his employment with NCDOT and the tasks or day-to-day activities that he encounters. It was the consensus of the remaining members, to grant his request.

#### **AGREEMENT – SAMPSON COUNTY & CLINTON FIRE DEPARTMENT – CARDIAC ARRESTS**

Fire Chief Scott Phillips stated that the Clinton Fire Department has received a request to enter into a franchise agreement with Sampson County to respond to cardiac arrests. He stated that according to EMS Director Bass, the Department would only be dispatched to confirmed arrests. Fire Chief Phillips stated that these calls may not actually be cardiac arrests as the caller may misidentify the situation or cannot tell the severity of the medical condition.

Because of the many concerns, which included: the possible fluctuation of calls annually; the required franchise agreement; additional costs; the request for Clinton Fire Department to assist when Clinton Sampson Rescue does not; additional responsibilities with no additional staff increase; and the ability to handle fire calls, as well as these calls, Fire Chief Phillips could not recommend entering into an agreement with Sampson County to respond to cardiac arrests.

City Council agreed with the recommendation of Fire Chief Phillips and no motion was taken.

#### **ACCEPTANCE OF PROPERTY – 716 WEST POWELL STREET**

City Manager Purvis stated that the City was contacted by the owner of the vacant lot located at 716 West Powell Street. He stated that the owner does not live in the area and the owner wishes to donate the property to the City of Clinton. Mr. Purvis stated that the City will have to maintain the lot and although; the annual tax revenue will be lost, the assessed value of the lot is \$5,870. He stated that Attorney Howard has performed a title search and it is clean.

Upon a motion made by Councilmember Strickland, seconded by Councilmember Turlington, it passed unanimously to accept the property located at 716 West Powell Street, from the property owner(s) who wishes to make the donation to the City.

**VOTING DELEGATE – 2016 NCLM – ANNUAL BUSINESS MEETING**

City Manager Purvis and Councilmember Becton will be attending the North Carolina League of Municipalities Annual Conference in Raleigh, NC, which begins on Saturday, October 22, 2016, and ends on Tuesday, October 25, 2016. City Council was asked to appoint Councilmember Becton as the voting delegate and City Manager Purvis as the alternate delegate, so that the City of Clinton will have a vote at the annual business meeting.

Upon a motion made by Councilmember Strickland, seconded by Councilmember Turlington, and passed unanimously, Councilmember Marcus Becton was appointed as the voting delegate and City Manager Shawn Purvis as the alternate delegate for the City of Clinton at the 2016 NC League of Municipalities Annual Business Meeting.

**RESOLUTION—SURPLUS PROPERTY**

Upon a motion made by Councilmember Becton, seconded by Councilmember Turlington, the following resolution was unanimously adopted:

**RESOLUTION AUTHORIZING THE DISPOSITION OF CERTAIN PERSONAL PROPERTY BY  
THE METHOD KNOWN AS:  
“GOVDEALS”**

**WHEREAS**, the City Council of the City of Clinton, NC desires to dispose of certain surplus property of the City of Clinton;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that:

- (1) The following described property is hereby declared to be surplus to the needs of the City of Clinton:

Qty	Description	Proposed Cost
1	2006 Ford Crown Vic 2FAHP71W06X138258	Estimated value \$3,000.00

- (2) The Accounting Operations Manager is authorized to receive on behalf of the City Council of the City of Clinton bids via GovDeals for the purchase of the described property.

- (3) GovDeals will begin the sale of the described property on or about September 10, 2016, and will continue the sale until the described property is sold. The terms of sale shall be Pay Pal, credit card, or wire transfer.
- (4) The City Clerk will not cause a notice of the electronic public auction to be published in accordance with G. S. 160A-266 (c).
- (5) The highest bid, if it complies with the terms of sale, may be accepted by the Accounting Operations Manager and the sale consummated.

### **APPOINTMENT(S)**

Upon a motion made by Councilmember Strickland, seconded by Councilmember Turlington, it passed unanimously to reappoint Robert Jerol Kivett and Dean Jordan to the 3-year terms on the Airport Authority.

Upon a motion made by Mayor Pro Tem Harris, seconded by Councilmember Stefanovich, it passed unanimously to appoint Martha Taylor to the unexpired two-year term of Sherlene Devane on the Library Board. Mrs. Devane passed on Friday, July 29, 2016.

### **REPORTS**

The fire report was acknowledged.

### **STAFF REPORTS**

Public Works Director Jeff Vreugdenhil informed the group of the upcoming Hazardous Household Waste Collection Day on Saturday, October 15, 2016. He stated that although this event did not take place on last year, this makes the third year of the collection. He stated that this is a joint effort with the Department of Agriculture. He encouraged citizens to participate. Mr. Vreugdenhil stated that items such as household paint, pesticides, etc., can be brought to the Clinton City Market for disposal.

### **CITY MANAGER REPORTS**

City Manager Purvis stated that City Council has received his monthly report and he stands ready to address any concerns.

City Manager Purvis reported on the following holiday schedule for 2017 and stated that these dates coincide with the holidays taken by the State and the County:

CITY OF CLINTON

2017 HOLIDAY SCHEDULE

<u>Holiday</u>	<u>Observance Date</u>	<u>Date of Week</u>
New Year's Day	January 2, 2017	Monday
Martin L. King Jr. Birthday	January 16, 2017	Monday
Good Friday	April 14, 2017	Friday
Memorial Day	May 29, 2017	Monday
Independence Day	July 4, 2017	Tuesday
Labor Day	September 4, 2017	Monday
Veteran's Day	November 10, 2017	Friday
Thanksgiving	November 23 & 24, 2017	Thursday & Friday
Christmas	December 25, 26 & 27, 2017	Monday, Tuesday & Wednesday

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Becton, it passed unanimously to approve the 2017 Holiday Schedule.

**PUBLIC COMMENTS**

Ms. Melba Bennett, 804 Sampson Street, appeared before City Council to request that staff clean a vacant lot located on East Boney Street adjacent to her property. Also, she stated that in the back of her house, there are many trees. She asked if staff might remove some of the trees. Mayor Starling asked Public Works Director Vreugdenhil and Planning and Zoning Director Rose to handle Ms. Bennett's concerns.

Before returning to her seat, Ms. Bennett commended Mayor Starling and City Council for the placement of benches downtown.

Mr. Johnny Boykin thanked Mayor Starling and Chief Tilley for the love shown during the death of his grandson. He stated that his daughter is still in the hospital.

Mr. Boykin concluded by asking Public Works Director Vreugdenhil, "Why have you quit spraying for mosquitoes?" Mr. Vreugdenhil replied that presently, the guys spray once a week; however, if we get more significant rain, the guys will have to spray more often.

### **ADJOURNMENT**

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Becton, it passed unanimously to adjourn this meeting.

The September 6, 2016, city council meeting ended at 8:15 PM.

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Elaine F. Hunt, City Clerk, MMC, NCCMC

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Lew Starling, Mayor