

**MINUTES OF THE MEETING OF THE  
ROWAN COUNTY BOARD OF COMMISSIONERS  
January 18, 2011 – 6:00 PM**

**J. NEWTON COHEN, SR. ROOM**

**J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING**  
.....

Present: Chad Mitchell, Chairman  
Carl Ford, Vice-Chairman  
Jon Barber, Member  
Raymond Coltrain, Member  
Jim Sides, Member

County Manager Gary Page, Clerk to the Board Carolyn Athey, County Attorney Jay Dees and Finance Director Leslie Heidrick were present.

Chairman Mitchell convened the meeting at 6:00 pm.

Commissioner Ford provided the Invocation and also led the Pledge of Allegiance.

Commissioner Coltrain extended an invitation on behalf of "Wild Bill Corriher" for the South Rowan JROTC Banquet on February 8, 2011 at 7:00 pm.

**CONSIDER APPROVAL OF THE MINUTES**

Commissioner Barber moved, Commissioner Coltrain seconded and the vote to approve the minutes of the January 3, 2011 Commission Meeting passed unanimously.

**CONSIDER ADDITIONS TO THE AGENDA**

There were no additions to the agenda.

**CONSIDER DELETIONS FROM THE AGENDA**

Chairman Mitchell said the Executive Director of the Rowan/Kannapolis Alcoholic Beverage Control (ABC) had delivered additional information earlier in the day regarding the State's efforts to privatize the alcohol system. Chairman Mitchell asked if the Board would like to consider deleting the issue from the agenda and discussing the matter at the next meeting due to the new information.

Commissioner Sides made a motion to move agenda item #6 to the first meeting in February. The motion was seconded by Commissioner Ford and passed unanimously.

### **CONSIDER APPROVAL OF THE AGENDA**

Commissioner Barber moved, Commissioner Coltrain seconded and the vote to approve the agenda passed unanimously.

### **1. CONSIDER APPROVAL OF CONSENT AGENDA**

Commissioner Ford moved approval of the Consent Agenda. The motion was seconded by Commissioner Sides and passed unanimously.

The Consent Agenda consisted of the following:

- A. Add Lake Farm Road and Crane View Road to the State Secondary Road System for Maintenance
- B. Approval of Contract for Roof Renovation at Rowan County Museum
- C. Approval of Contract for Transit Scheduling and Routing Software for Rowan Transit System
- D. Approval of Contract to Furnish and Install Softball Field Lighting at Ellis Park

### **2. PUBLIC COMMENT PERIOD**

Chairman Mitchell opened the Public Comment Period to entertain comments from any citizens wishing to address the Board. With no one wishing to address the Board, Chairman Mitchell closed the Public Comment Period.

### **3. PUBLIC HEARING FOR MAJORITY PETITION FOR PROPOSED ROAD NAME OF TREXLER MEMORIAL LANE**

Planning Technician Fredda Greer reported that the road in question was currently unnamed and located south off the 4500 block of East NC 152 Highway.

Ms. Greer said Ralph Hayes applied for a zoning permit for a residence on Tax Parcel 425 144 and staff had noted the road should be named since it would service four (4) structures.

Ms. Greer said a petition was submitted to staff with 2 of 3 signatures obtained to name the road Trexler Memorial Lane. Staff recommended approval of the proposed name.

Chairman Mitchell opened the public hearing to receive citizen input regarding the proposed name of Trexler Memorial Lane. With no one wishing to address the Board, Chairman Mitchell closed the public hearing.

Commissioner Barber moved, Commissioner Sides seconded and the vote to approve the road name of Trexler Memorial Lane passed unanimously.

#### **4. PUBLIC HEARING FOR SUP 01-10**

Chairman Mitchell read the Chairman's Speech (Exhibit A) and declared the public hearing for SUP 01-10 to be in session. Chairman Mitchell said the hearing would focus on an application submitted by Orica USA for their property located at 2075 High Rock Road in Gold Hill. The request was to allow for the expansion of a non-conforming use with the placement of a 1,344 modular office on Tax Parcel 538-027.

The Clerk swore in those wishing to provide testimony in the case.

Senior Planner Shane Stewart presented the Staff Report (Exhibit B) and also provided a power point presentation (Exhibit C). Mr. Stewart said according to Mid-Atlantic Area Manager Mark Ostwalt, Orica USA, Inc. had operated their wholesale trade company of explosive products at 2075 High Rock Road in Gold Hill since the 1970s. Site operations included offices, storage of explosive products, and a vehicle maintenance shop for the company's entire fleet.

Mr. Stewart used the power point presentation (Exhibit C) to depict the site and surrounding area.

Mr. Stewart explained that chemical and allied products were considered a heavy impact use permitted only in the Industrial (IND) zoning district subject to the issuance of a conditional use permit. Orica's property is currently zoned Rural Agricultural (RA) making the use non-conforming. Mr. Stewart said according to the zoning ordinance, a non-conforming use may not be extended, enlarged, or replaced unless issued a special use permit (SUP) by the Board of Commissioners.

Mr. Stewart said Orica was requesting a SUP for a 1,344 square foot modular office building to be located on an existing graveled area currently used for industrial truck parking.

Mr. Stewart reviewed the precedents for non-conforming use expansions, which were listed in the Staff Report (Exhibit B).

Continuing with the power point presentation (Exhibit C), Mr. Stewart discussed the request. Mr. Stewart said Orica's request could be reviewed and approved subject to three (3) criteria found in section 21-135 (c) identified in the staff review of the Staff Report (Exhibit B). Mr. Stewart reported that it was beneficial to consider the eight (8) standards of section 21-60 (2) for new and expanded SIC 5169 uses while reviewing item #2 of the staff review section. Mr. Stewart said application of these standards would exhibit a minimal deviation of the request from a new/expanded use subject to section 21-60 (2).

Mr. Stewart used the power point to highlight the staff review listed in the Staff Report (Exhibit B) as follows:

1. **There is no increase in the total amount of area devoted to the nonconforming use.**
  - *According to the site plan submitted, the modular office will be located on a graveled area currently used as industrial truck parking.*
  - *This application mirrors three previous SUP decisions for expansion requests on existing operational areas.*
  - *A comparison of aerial photography from 1994 to 2009 suggests the operational area has not changed (zoning effective 1998).*
  
2. **There is no greater nonconformity with respect to dimensional restrictions such as setback requirements, height limitations, or density requirements or other requirements such as parking, loading and landscaping requirements.**
  - *While SIC 5169 uses require some of the most restrictive standards in the zoning ordinance, this site meets all the above dimensional standards.*
  
3. **There is no significant adverse impact on surrounding properties or the public health or safety including but not limited to no increase in the level of noise, odor, glare or other nuisances.**
  - *Of their 356 acres, only 9 acres are developed with the rest of the acreage covered with evergreen and deciduous trees.*
  - *Only six dwellings are located within a ½ mile of their operational area none of which should experience the above nuisances.*
  - *This operation is highly regulated by the Bureau of Alcohol, Tobacco & Firearms (ATF) for public safety. No concerns were indicated by ATF field staff regarding site operations.*
  - *Gold Hill Fire Department staff has expressed no concerns with the current operation.*

Mr. Stewart said Planning Staff recommended approval of the request as presented. Planning Staff also anticipated a subsequent SUP request from Orica to expand their vehicle maintenance building by next month.

Chairman Mitchell opened the floor for further testimony from those that had been sworn. The following individual came forward:

- Mark Oswalt, the applicant, responded to a query from Commissioner Coltrain and explained that he wished to separate the office into a difference building from the shop personnel.

With no further testimony to be provided, Chairman Mitchell closed the public hearing.

Commissioner Sides moved approval of the three (3) criteria as required (listed in the Staff Report, Exhibit B) and approval of SUP 01-10. The motion was seconded by Commissioner Coltrain and passed unanimously.

**5. PUBLIC HEARING FOR ADO-01-10: REVISION OF ADDRESSING ORDINANCE**

Rowan County GIS Coordinator Adrian Rollans reported that staff from Telecommunications, Emergency Services and Planning and Development had met numerous times to consider revisions of the Addressing Ordinance. Mr. Rollans said the primary objectives for amending the ordinance were:

1. To streamline the process for road naming/address changes for the Board of Commissioners
2. To clarify administrative assignment of addresses
3. To define and establish procedures for greenways/trails and campgrounds

Mr. Rollans submitted the proposed text amendments as follows:

A RESOLUTION TO AMEND  
THE ROWAN COUNTY ROAD NAME, ROAD SIGN AND ADDRESS DISPLAY ORDINANCE

WHEREAS, the State of North Carolina has established a surcharge for all telephone lines to fund the development and maintenance of a comprehensive enhanced 9-1-1 telephone system; WHEREAS, Rowan County has address reconciliation and other services as components to aid emergency response efforts, and;  
WHEREAS, the delivery of this information in digital format provides Rowan County the opportunity to increase protection of its citizens, and;  
WHEREAS, Rowan County recognizes that the accuracy of this information may warrant changes to existing addresses, identification of private drives, elimination of duplicate road names and other such address anomalies;

NOW THEREFORE BE IT RESOLVED THAT PURSUANT TO NCGS 153A-239.1, THE ROWAN COUNTY BOARD OF COMMISSIONERS DO HEREBY AMEND THE ROWAN COUNTY ROAD NAME, ROAD SIGN AND ADDRESS DISPLAY ORDINANCE AS FOLLOWS:

~~ARTICLE I. IN GENERAL~~

~~ARTICLE II. ROAD NAME AND ADDRESS DISPLAY~~

Existing text in the ordinance proposed to be removed appears as ~~strike throughs~~; proposed text appears in red.

**Section 1. Title.**

This ~~article~~ ordinance shall be known and may be cited as the ~~Addressing and Road Naming Ordinance of Rowan County~~ Road Name, Road Sign and Address Display Ordinance.

(Res. of 10-15-01, § 1)

**Section 2. Purpose and Intent.**

The purpose and intent of this ~~article~~ ordinance are to provide a uniform system of visible road addresses for all properties and buildings throughout the county in order to facilitate the provision

of adequate public safety and emergency response services and to minimize difficulty in locating properties and buildings for public service agencies and the general public.

(Res. of 10-15-01, § 2)

### Section 3. Definitions.

The following words and phrases when used in this ~~article~~ ordinance shall have the meanings respectively ascribed to them in this section.

~~Address~~ *Duplication* means ~~an~~ instances where one (1) or more structures utilize the same ~~road address~~. a road name and / or ~~road~~ address is utilized more than one time.

~~Address~~ *Program Administration (APA)* means the ~~P~~planning ~~department~~ ~~Division with the~~ Department of Planning and Development in conjunction with the Rowan County Telecommunications Department shall be responsible for the administration of this article.

*Block* means a unit of measurement typically defined as five hundred twenty-eight (528) feet (4.10 mile) of linear distance for a road consisting of an odd and even numbered side of the road.

*Block range* means systematic division of the linear distance of a road and conversion into a series of blocks.

*Block range inconsistency* means structure or lot that exhibits a road address that does not coincide with the designated block range, e.g. a residential dwelling with a road address of 123 Apple ~~Street~~ ~~Road~~ is located in the 400 block of Apple ~~Street~~ ~~Road~~.

~~Building~~ means a structure having a roof supported by columns or walls for the shelter, support or enclosure of persons, animals, chattels, or equipment. ~~When separated by division walls from the ground up without openings, each portion of such building may be deemed a separate building. For the purposes of this article, the term "building" may also include other manmade structures.~~

~~Driveways~~ means typically a private means of ingress, egress and regress providing access from a ~~public~~ road or ~~public vehicular driveway~~, to a building, use or structure ~~on that lot~~.

*Greenway* means a trail or path used for pedestrian and/or bike travel and/or horseback riding. *Master Street Address Guide (MSAG)* means the official street list for approved road names and block ranges maintained by Rowan County Telecommunications Department.

*Odd / even conflict* means situations where a structure or lot displays an address in conflict with the established sequence of addresses for a road, e.g. a residential dwelling with a road address of 123 Apple ~~Street~~ ~~Road~~ is located in evenly numbered side of Apple ~~Street~~ ~~Road~~.

~~Planning~~ *Department* means the ~~P~~planning ~~division of the county environmental services~~ ~~department~~. ~~Division of the Rowan County Department of Planning and Development~~.

*Road* means a public or private one-way or two-way road for ingress and / or egress. Such road may be of various types including frontage road, rear access roads, roads with cul-de-sacs, and dead-end roads. For purposes of this ~~article~~ ordinance, all driveways providing access to any combination of residential, commercial, or industrial property ~~which that have~~ ~~has~~ three (3) or more structures shall be considered a road.

*Road address* means the combination of numbers and road name assigned by the ~~P~~planning ~~department~~ ~~Division~~ which uniquely identifies a particular building or lot based on its location within a block range.

*Structure* means any building having a roof supported by columns or walls for the shelter, support or enclosure of persons, animals, chattels, or equipment. When separated by division walls from the ground up without openings, each portion of such building may be deemed a separate building. For the purposes of this ordinance, the term "structure" may also include other manmade structures as determined necessary by the APA. The following are some examples of different types of structures:

- a. Camper / Recreational Vehicles: under this ordinance are not considered addressable structures. Campgrounds are addressed by lots, not by structure.
- b. Churches / Places of Worship mean any building utilized for not-for-profit organizations for the purpose of worship (including their daycares, schools, etc. on its property).
- c. Commercial, Business, Industrial Structure means any building used for profitable gain
- d. Residential Structure means any single family dwelling meeting NC Building Codes having a permanent way of cooking and permanent plumbing
- e. Temporary Power Service means power companies require an address to set up power supply. A well or power pole in itself is not an addressable structure, but the county may address the parcel.

*Telecommunication Department* means the Public Safety 911 Communications Center.

(Res. of 10-15-01, § 3)

**Section 4. Official Road Names, Addresses and Identification.**

(a) The road names in the ~~Master Street Address Guide MSAG maintained by the county telecommunications department~~ are hereby declared the official names of these roads, unless changed due to duplication or conflict by action of the Rowan County Board of Commissioners. The ~~planning department~~ APA is hereby authorized to determine the need for road name changes and to recommend such changes to the ~~county commissioners.~~ Board of Commissioners.

(b) The addresses on file and maintained by the ~~P~~planning department ~~Division~~ shall be the official road address for every structure governed by this ~~article ordinance~~. The ~~planning department~~ APA is hereby authorized to ~~recommend~~ correction of road addresses to the ~~board of commissioners~~ in situations of duplication, inconsistency with block, range, odd / even conflict, etc. No existing road name on file shall be changed unless it is determined by the APA that the proposed change will enhance the purpose and intent of this ordinance, especially in regards to public safety.

(c) A sign showing the official name, state road number and block number shall identify all roads in the county. These road signs shall be placed at all intersections and shall identify both intersecting roads and may be maintained by the ~~M~~maintenance ~~D~~ivision of the Rowan County ~~D~~epartment of ~~a~~administration ~~F~~acilities Management under policies as prescribed by the ~~B~~oard of ~~C~~ommissioners. Private roads with a 'Dead End' or 'No Outlet' shall be noted on signs with "Dead End" or "No Outlet" as needed.

(d) Owners and / or developers of subdivision roads subject to section ~~49.5-30(3)~~ 5.4 shall be responsible for the purchase of road signs(s) at a cost established by the ~~B~~oard of ~~C~~ommissioners. Should an individual or group of citizens petition to change the name of a road, that individual or group shall be responsible for the purchase of new road sign at a cost established by the ~~B~~oard of ~~C~~ommissioners. Signs shall be purchased from the Planning Division.

(e) ~~(d)~~ Road name signs shall be uniform throughout the county in accordance with the ~~Governor's Highway Safety Program. Formatting of information contained on road signs shall follow the standard on file with the APA.~~ **Manual of Uniform Traffic Control Devices for Streets and Highways 2009 edition, as amended.**

(f) ~~(e)~~ Due to confusion for public safety personnel, it shall be unlawful to display a road sign and / or road address which has not been approved by the APA e.g. only those roads ~~names~~ identified in the ~~Master Street Addressing Guide (MSAG)~~ and/or on file with the ~~county P~~planning department ~~Division~~.

(Res. of 10-15-01, § 4)

## Section 5. Road Naming and Petitioning Process.

Roads that have no name on file in the MSAG may be assigned an official name through the process established in this section. Furthermore, existing roads that present complications for emergency response efforts or confusion to the general public may have their name changed or modified pursuant to the provisions of this section.

A Road Naming Petition must be completed for naming and signage. The following criteria must be met for a road name to be approved and entered into the system:

The petition may include 3 possible names and can only be processed with a majority of all adjoining property owner's signatures if initiated by the public (if the petition is initiated by the APA it may receive special consideration (see below Section 5.2.c.1&2)). The APA shall check all road names submitted for acceptance in the E-911 road name system. If at least one name is approved then the process will continue. Unanimous petitions will be processed by the APA and non-unanimous petitions will continue through the public hearing process.

The APA has the authority under special circumstances to name any road with less than three structures to carry out the purpose and intent of this ordinance.

(1) Public hearing and notice. Prior to naming, renaming, or reassignment of addresses to any roads within the jurisdiction of this article, the Board of Commissioners may shall conduct a public hearing on the matter. At least ten (10) days prior to the hearing, notice of the time, place and subject matter shall be prominently posted at the county courthouse, in at least two (2) public places in the township(s) where the road is located and publish a notice of such hearing in a newspaper of general circulation in the county. After naming or renaming a road, or assigning or reassigning street-road numbers on a road, notice of the action shall be given to the local postmaster with jurisdiction over the road, to the board of transportation and to any municipality lying within five (5) miles of the road.

(2) Petitions process. All property owners adjoining along a road proposed for naming or changing shall be notified by the Planning department Division of the intent. Property owners will be encouraged to submit a road naming petition (Appendix A, on file in the office of the county clerk) within a thirty-day period to prevent assignment of a generic name. Road name petitions returned to the Planning department Division will be categorized and processes as follows:

A. Unanimous petitions. Petitions having one hundred (100) percent of property owners' signatures in this category may be accepted and approved by the Planning Division. Planning Staff shall notify owners/residents of the acceptance and a right to appeal address changes in this category. If no appeal is received within (ten) 10 days of Notice, the road address change will be authorized. Any Appeal to the Road Naming Petition within ten (10) days will require a Public Hearing by the Board of Commissioners. in agreement as to a proposed road name. Petitions in this category may be approved by the board of commissioners following a public hearing.

B. Majority petitions. Petitions having a majority of property owners in agreement as to a proposed road name choice. Fifty (50) percent plus one (1) of the property owners along the road to be named or changed shall constitute a majority. Petitions in this category may be approved by the Board of Commissioners following a public hearing.

C. Special consideration. Petitions in this category do not qualify as either a unanimous or majority due to (a) less than majority property owner's signatures, or (b) lack of a submittal. Petitions in this category will be processed as follows:

1. Less than majority. All property owners along the road to be named will be notified by the Planning department Division of the proposed road name choice. The owner will also be and further informed that no additional petitions will be accepted for consideration. and Final action on the petition will be taken by the Board of Commissioners at a public hearing.



2. Lack of submittal. Failure to return a road naming petition within thirty (30) days to the ~~P~~planning department ~~Division~~ shall indicate that property owners along the road to be named are in general agreement with the ~~generic~~ name proposed by the ~~P~~planning department ~~Division~~. Final action will be taken by the ~~B~~oard of ~~C~~ommissioners following a public hearing.

(3) Address reassignment. Due to duplication, block range inconsistency, odd/even conflict or other types of address anomalies, **including public safety and emergency response issues, the APA is authorized to reassign an address.** ~~planning department may recommend to the board of commissioners that existing address be corrected when no other feasible alternative exists.~~ Property owners and occupants of the structure(s) to be reassigned addresses shall be notified by the ~~P~~planning department ~~Division~~ of the intent and rationale for change. Procedures for adoption of the address reassignments shall be as defined **in section 5.2.A established in subsection (1).** **and enforced based on section 9E.**

(4) Subdivision roads. New roads in subdivisions, constructed or dedicated after these amendments, may obtain administrative approval for road name choices from the ~~P~~planning department ~~Division~~ provided the choices are **in accordance with Section 5.5 not deceptively similar to an existing road name elsewhere in the county.** **Requests to reserve road names must be submitted in writing and dated. Reserved road names will be held for one year.** The road names shall be depicted on the final plat recorded with the ~~R~~owan ~~C~~ounty ~~R~~egister of ~~D~~eeds.

(5) Proposed road names. Road names proposed for consideration may not be duplicated elsewhere in the county or sound deceptively similar to an existing road name. ~~Furthermore,~~ **T**he use of specific names of individuals or property owners along the road is discouraged. ~~In addition,~~ **D**irectional identifiers and thoroughfare abbreviations (See Appendix B) may not be used in conjunction with an existing root name for consideration as a proposed road name.

### **Appendix B Street-Road Suffixes and Accepted\* Abbreviations**

The suffixes and abbreviations listed below have been agreed upon by both **municipal** city and county officials as the accepted list of suffixes for use in the naming of ~~streets-roads~~. Also, from this point forward the following rules shall apply:

- (1) Under no circumstances shall "Extension" (abbreviated Ext) be considered a viable ~~street road~~ suffix.
- (2) ~~Street-Road~~ suffixes may not be used in the proper name of the ~~street-road~~.
- (3) Directional prefixes may not be used in the proper name of the ~~street-road~~. **(i.e. can be N Main St but cannot be North Main St).**
- (4) Numeral wording used in the proper name of the road must be spelled out (i.e. can be First Run Ln but cannot be 1st Run Ln).**
- ~~(4)~~ **(5)** Duplicate proper ~~street-road~~ names (with regard to pronunciation as well as spelling) are not permitted, regardless of ~~street road~~ suffix.

<del>Street</del> Road Suffix	Accepted Abbreviation	<del>Street</del> Road Suffix	Accepted Abbreviation	<del>Street</del> Road Suffix	Accepted Abbreviation	<del>Street</del> Road Suffix	Accepted Abbreviation
Alley	Aly	Drive	Dr	Parkway	Pkwy	Street	St
Annex	Anx	Expressway	Expy	Pike	Pike	Terrace	Ter
Avenue	Ave	Freeway	Fwy	Place	Pl	Trace	Trce
Boulevard	Bldv	Highway	Hwy	Point	Pt	Trail	Trl
Causeway	Cswy	Lane	Ln	Ramp**	Ramp	Way	Way

Circle	Cir	Loop	Loop	Road	Rd	Greenway	Grwy
Court	Ct	Motorway	Mtwy	Run	Run		

\* The accepted abbreviations given are drawn from United States Postal Service Publication 28, "Postal Addressing Standards".

\*\* "Ramp" added on April 3, 2001 to cover interstate on/off ramps.

Secondary Unit Designators and \*Accepted Abbreviations

**Secondary Unit Designators and Accepted\* Abbreviations**

Secondary Unit Designator	Accepted Abbreviation	Secondary Unit Designator	Accepted Abbreviation	Secondary Unit Designator	Accepted Abbreviation
Apartment	Apt	Lot	Lot	Slip	Slip
Basement	Bsmt	Lower	Lowr	Space	Spc
Building	Bldg	Office	Ofc	Stop	Stop
Department	Dept	Penthouse	Ph	Suite	Ste
Floor	Fl	Pier	Pier	Trailer	Trlr
Front	Frnt	Rear	Rear	Unit	Unit
Hangar	Hngr	Room	Rm	Upper	Uppr
Lobby	Lbby	Side	Side		

\* The accepted abbreviations given are drawn from United States Postal Service Publication 28, "Postal Addressing Standards".

(Res. of 10-15-01, § 5)

**Section 6. Address Assignment Procedures.**

(a) ~~General. County roads were converted to E911 based addresses in 1992. Addresses not occurring in municipalities were generally assigned based on building location using a block range of one-tenth mile. This means there are one hundred (100) addresses assigned for every one-tenth of a mile or block. As a general rule, all odd numbered addresses reside on the east side of the road for those roads running north/south and on the south side for those running east/west. Note: This rule only applies to addresses originally assigned in 1992.~~

~~As of the delivery and approval of this address project, addresses will be computer generated based on their location and assigned to a structure address database. New addresses will then be visually compared with adjacent addresses for accuracy and completeness and forwarded to the E911 center.~~

(b) ~~New streets roads. Addresses for new streets roads will be assigned using the one-tenth of a mile block according to distance of the lot/structure from the intersection of the connecting road/street. Structures will be addressed based on driveway access to the main road. Structures on a corner of two (2) streets roads will be assigned also be addressed based on driveway access to the main road. according to the streets in which they face APA has the authority to~~

change and / or modify this rule to meet the intent of this ordinance. New ~~streets-roads~~ will be assigned a number beginning with either 100 or 1000. New ~~streets-roads~~ intersecting with existing ~~streets-roads~~ at the 1000 block or higher will be assigned beginning with 100. New ~~street roads~~ intersecting with existing ~~street-roads~~ at the 900 block or lower will be assigned beginning with 1000.

Addresses will be assigned in sequential order with odd addresses on the left and even on the right beginning from the intersection of the major connecting road/street.

(c) ~~Existing-street road~~. New addresses will be assigned on existing ~~streets-roads~~ according to the same one-tenth mile block. If the numerically assigned address is in conflict with existing addresses on that ~~road~~ then the ~~county APA~~ may adjust the new address to conform to a consistent address within that ~~street-road~~.

~~In the case that~~ If a new address to be assigned cannot be fit into the existing address scheme of the road, and the inconsistency of addresses is determined to be a public danger, the ~~county APA~~ may reassign addresses in order to create a consistent range of addresses for that ~~street road~~.

(d) *Greenways*. Under this ordinance all public walking, biking, horseback riding, or hiking trails will be considered greenways and can be addressed if deemed necessary by the APA. Greenways will use the suffix of GRWY for mapping and addressing purposes. Greenways must be assigned addresses in one-tenth mile increments. Example: (A trail that is one mile long will be addressed from 100 – 1000 etc). Signage will be required with lettering visible on both sides of the sign in contrasting colors, and will be posted along the right-hand side of the trail from the starting point. Signs will be furnished by the county for county greenways. Payment for signage for private property will be the responsibility of the developer. At no time will any structures be addressed off of a greenway.

(Res. of 10-15-01, § 6)

## Section 7. Administration and Jurisdiction.

(a) The ~~planning department~~ ~~APA~~ will be responsible for the interpretation and administration of this article, including:

- (1) Assigning all numbers for properties and buildings required to have a road address.
- (2) Maintaining address records of each ~~property and building~~ and responding to public inquiries regarding address records.
- (3) Recommending and administering change of existing addresses when necessary to facilitate sequential house numbers along a road and shall be enforced by section 9E.
- (4) Designating individual unit addresses within the multiple housing or commercial units in conformity with this ~~article~~ ordinance.
- (5) Assisting the public in complying with the requirements of this ~~article~~ ordinance.

(b) This ~~article~~ ordinance shall apply in all areas of the county not within a municipality.

(Res. of 10-15-01, § 7)

## Section 8. Display of Road Address Numbers.

(a) Officially assigned Rroad address numbers must be clearly displayed so that the location can be identified easily from the road. Numbers on mailboxes only do not meet the intent of this ordinance

- (1) The official address number must be displayed on the front of a building or at the entrance to a building which is most clearly visible from the ~~street~~ or road from which it is addressed during both day and night.
- (2) If a building is more than seventy-five (75) feet or is not clearly visible from any road, the address number shall also be displayed, a minimum of four inches in height within a

three (3) foot perimeter at the end of the driveway or easement nearest the road which that provides access to the building. A site inspection may be required by the APA to confirm the purpose and intent of this ordinance is met.

(b) Numerals indicating the address number of a single family dwelling shall be at least four (4) inches in height and shall be posted and maintained so as to be legible from the road.

~~(c)~~ Numerals for multiple dwelling units and nonresidential buildings shall be at least six (6) inches in height and shall be placed on the front of the building facing the road or on the end of the building nearest the road.

(c) ~~(d)~~ Numerals must be of contrasting color to the background- and be of durable substance and mounting so as to withstand continual weatherization.

(d) Campgrounds shall be assigned a single address from the main road which it is accessed. All lots shall be numbered throughout the park in accordance with the Planning Division regulations and must match Rowan County Tax Administration Department records. The address number of the campground shall be prominently displayed at the entrance of the park in six (6) inch reflective numbers. Each lot shall be clearly displayed with four (4) inch numbers with contrasting colors so as to be legible from the interior park drive. The park owner will be responsible for displaying all of the assigned numbers throughout the park.

(e) The ~~planning department~~ APA will have the right to authorize and approve alternate methods of displaying house numbers which meet the intent of this ~~article~~ ordinance when strict adherence to these standards cannot reasonably be met.

(Res. of 10-15-01, § 8)

### Section 9. Enforcement.

(a) No building permit shall be issued until an official house number has been assigned for a lot. ~~However, in the case that a road must be named by the petition process before an official house number can be assigned, permits may be issued after a completed petition is submitted to the planning department for the approval process.~~

(b) No certificate of occupancy (CO) will be issued until road address numbers are properly displayed in accordance with this ordinance.

(c) Failure to remove a displayed sign or address number which has not been authorized by the APA (including address reassignment in Section 5.3) after a ten (10) day written notice shall be a misdemeanor punishable by a fine of up to two-hundred dollar (\$200.00) ~~and /or imprisonment of up to thirty (30) days~~ and the cost of removing any unlawful sign or address. The existence of this penalty is exclusive of any remedies for enforcement as otherwise provided by law per violation.

(d) It shall be unlawful for any person to erect, remove or deface any road name sign contrary to the provisions of this ordinance and/or be in possession of any such road name sign; provided prior written consent for possession from the APA is first obtained. The violation of any provision of this ordinance may be a misdemeanor punishable by a fine of up to two-hundred dollars (\$200.00) ~~and /or imprisonment of up to thirty (30) days~~ and the cost of repairing or replacing any road sign removed or defaced. The existence of this penalty is exclusive of any remedies for enforcement as otherwise provided by law per violation.

(e) Failure to post or remove an assigned building number unless immediately replaced or repaired after a thirty (30) day written notice may be a misdemeanor punishable by a fine of up to fifty dollars (\$50) ~~and /or imprisonment of up to thirty (30) days~~ and the cost of replacing any address on any building. The existence of this penalty is exclusive of any remedies for enforcement as otherwise provided by law per violation.

(f) ~~(e)~~ Owners or occupants of buildings already constructed which do not comply with this ~~article~~ ordinance will be notified and requested to meet these requirements within sixty (60) days from the date of the notification. A warning notice will be issued after sixty (60) days if the requirements have not been met. If the owner or occupant does not comply voluntarily with this ~~article~~ ordinance within thirty (30) days of delivery of a warning notice by registered or thirty (30) days of delivery of a warning notice by registered or certified mail or by hand delivery to the building in violation, enforcement action pursuant to G.S. 153A-123 may be initiated. (Res. of 10-15-01, § 9)

**Section 10. Adoption and Effective Date.**

**Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2011 by the Board of Commissioners of Rowan County**

**as amended and effective the \_\_\_\_\_ day of \_\_\_\_\_, 2011.**

\_\_\_\_\_  
**Carolyn Athey, Clerk to the Board**

\_\_\_\_\_  
**Chad Mitchell, Chairman**

Mr. Rollans said the Planning Board voted unanimously to give a favorable recommendation in support of the text amendments.

Commissioner Sides referred to page 10 and questioned the first sentence of item (e). Mr. Dees responded that the sentence should read, "Failure to post or removal of an assigned building number". Commissioner Sides asked if the words "unless replaced or repaired" should be stricken and Mr. Dees said yes.

Commissioner Mitchell read the sentence again and said it would make sense if it read, "Failure to post or the removal of an assigned building number unless immediately replaced or repaired after a 30 day written notice".

Commissioner Sides agreed with Commissioner Mitchell's interpretation.

Chairman Mitchell asked if the change would "catch the meaning" as intended by Staff and Mr. Rollans said yes.

Chairman Mitchell opened the public hearing to receive citizen input regarding the proposed text amendments. With no one wishing to address the Board, Chairman Mitchell closed the public hearing.

Commissioner Sides moved approval with the one change as discussed in item (e) on page 10. Commissioner Ford seconded and the vote to approve ADO-01-10 passed unanimously.

Commissioner Coltrain thanked staff for their work and for making government more efficient.

**6. CONSIDER APPROVAL OF RESOLUTION FROM ROWAN/KANNAPOLIS ALCOHOLIC BEVERAGE CONTROL BOARD**

This item was removed from the agenda at the beginning of the meeting.

## **7. DISCUSSION REGARDING PROPOSED LEGISLATIVE GOALS**

Chairman Mitchell opened the floor for discussion regarding any specific voting instructions the Board might wish to provide to Commissioner Sides as he represents the County at the upcoming North Carolina Association of County Commissioners (NCACC) Legislative Goals Conference.

Commissioner Sides asked for the Board's input on the following items in the goals packet as determined by the NCACC Board of Directors:

- **Page 11, item #2 Modernize Annexation Laws**
  - *Allowing the Board of Commissioners to request a referendum on a proposed involuntary annexation in an area where public services – water and sewer and solid waste – are already in place.*

Commissioner Sides recommended an amendment to the statement as follows: Allowing the Board of Commissioners to request a referendum on any proposed involuntary annexation.

Chairman Mitchell said the effect of the amendment would be that the Board of Commissioners could call for a referendum on any instance of involuntary annexation.

Commissioner Barber supported the suggested amendment.

Commissioner Sides moved that the Board vote to modify the goal as recommended. Commissioner Sides said the Clerk would need to submit a letter to be emailed or faxed to the NCACC confirming the Board's vote. The motion was seconded by Commissioner Barber.

Commissioner Coltrain said he understood the principle behind the amendment and that he would go forward with the recommendation. Commissioner Coltrain expressed concern with the Commissioners having too much input into municipal functions and possibly creating adversarial interaction.

Upon being put to a vote, the motion on the floor passed unanimously.

Chairman Mitchell said the recommendation would be submitted in a letter.

- **Page 12, Protect local control of ABC System**

Commissioner Sides said he was not personally in favor of the proposed goal and unless directed otherwise by the Board, he would vote against the goal.

Commissioner Sides moved that the Board's vote be against protecting local control of the ABC System in the form mentioned. The motion was seconded by Commissioner Ford.

Commissioner Coltrain said he agreed with local control and that he disagreed with the motion.

Commissioner Barber said the concept of privatization was only a concept at the moment. Commissioner Barber favored privatization of any government function that was backed up by a solid plan. Commissioner Barber said he could not support the motion as is since there was no plan but rather a concept that was "thrown out" by the Governor of North Carolina.

Commissioner Ford said the information was confusing since the County did not have any local control. Commissioner Ford said the County appointed one (1) member of a three (3) member ABC Board. Commissioner Ford supported "doing away with this".

Chairman Mitchell said he would vote to support privatization of ABC "whenever it made sense". Chairman Mitchell said while it might seem contradictory, he was willing to give Commissioner Sides the "no vote on this" while he might vote yes on a resolution that would be presented to the Board in two (2) weeks.

Upon being put to a vote, the motion on the floor passed 3-2 with Commissioners Coltrain and Barber dissenting.

- **Page 12, Authorize counties to offer broadband through partnership or direct service**

Commissioner Sides said he was personally against the goal as he felt it was government interference to private enterprise. Commissioner Sides moved to vote no on the goal.

Commissioner Barber agreed with Commissioner Sides and said he felt the service should not be a function of government.

Commissioner Coltrain agreed that government should not "get into these services" however; he felt government should play a role in helping "make this type of thing happen for the citizens but not be in the business itself".

Upon being put to a vote, the motion on the floor passed unanimously.

- **Page 12, Repeal Public Employee Personnel Record Changes**

Commissioner Sides moved that the County's vote on this item be no.

Chairman Mitchell explained that new legislation had changed the information that was reported in employee personnel records and the NCACC was seeking to repeal the changes.

The motion was seconded by Commissioner Barber.

Commissioner Coltrain said having worked in state government for 30 years, he felt that making personal information more available created more opportunity for someone to give government employees a hard time, whether justified or not.

Upon being put to a vote, the motion on the floor passed 4-1 with Commissioner Coltrain dissenting.

- **Page 20, County Commissioners and Local Boards**

- *The Association strongly urges the General Assembly to support counties in their efforts to fund no more than one school system per county.*

Commissioner Ford felt the Board should take a stand to leave the current school system as is.

Commissioner Ford moved to amend the policy statement on public education. The motion was seconded by Commissioner Barber.

Chairman Mitchell restated the motion to request the NCACC amend the public education policy statement in the next to the last paragraph, which basically urged the General Assembly to consolidate all multi-district counties in the state.

Upon being put to a vote, the motion passed unanimously.

- **Page 2, Agriculture Legislative Proposals**

Commissioner Barber read goal #3 and said he wanted to make sure the Board was in agreement for the goal.

Commissioner Sides responded that if the Board did not vote to change the recommended goals, his votes at the Conference would be in support of the legislative goals.

Chairman Mitchell explained that Commissioner Sides would be voting no on the indicated goals and yes on the others.



## **8. REPORTS**

The following reports were submitted for the Board's consideration:

- Community Child Protection Team

Commissioner Ford moved to accept the report as submitted and to appoint the new members as indicated in the report. The motion was seconded by Commissioner Sides and passed unanimously.

## **9. CONSIDER APPROVAL OF BUDGET AMENDMENTS**

Finance Director Leslie Heidrick presented the following budget amendments for the Board's consideration:

- Health – Budget amendment for new federal H1N1 Preparedness Funds. Funds will be used to support BioTerrorism Salary and purchase a teletask system along with helping Emergency Management purchase a community notification system - \$80,000
- Senior Services – Revise revenues and expenditures for Home and Community Care Block Grant (\$29,241) and the USDA Grant (\$12,310)
- Social Services – Increase expenditure and revenue line items for Contracted Services for TANF Domestic Violence and Family Violence Prevention services provided by Rowan Family Crisis Council - \$3,890
- Social Services – Increase expenditure and revenue line items for donations based on actual receipts to date - \$1,544
- Social Services – Increase expenditure and revenue line items for donations for Christmas Happiness - \$11,513

Commissioner Sides made a motion for the first budget amendment to be moved to the first meeting in February. The motion was seconded by Commissioner Ford.

In response to a query from Commissioner Coltrain, Commissioner Sides explained that he would like to obtain additional information from the Health Department Director regarding the expenditure of the funds.

The motion passed unanimously.

Commissioner Ford moved approval of the remaining budget amendments as presented. The motion was seconded by Commissioner Barber and passed unanimously.

- Chairman Mitchell reminded everyone of the Board's upcoming Work Session scheduled for February 3, 2011 starting at 8:00 am. Chairman Mitchell also reminded Commissioners to send handouts to other board members for optional topics other than the budget.

Commissioner Coltrain asked if would be acceptable to email information for the optional topics and Chairman Mitchell said yes.

**10. ADJOURNMENT**

There being no further business to come before the Board, Commissioner Barber moved to adjourn at 6:38 pm. The motion was seconded by Commissioner Ford and passed unanimously.

Respectfully Submitted,

Carolyn Athey, CMC, NCCCC  
Clerk to the Board/Assistant to the County Manager