

THE BOARD OF COMMISSIONERS OF THE COUNTY OF CRAVEN MET IN REGULAR SESSION IN THE COMMISSIONERS' ROOM OF THE CRAVEN COUNTY ADMINISTRATION BUILDING, 406 CRAVEN STREET, NEW BERN, NORTH CAROLINA ON MONDAY, FEBRUARY 19, 2001. THE MEETING CONVENED AT 8:30 A.M.

MEMBERS PRESENT:

Chairman C. W. "Pete" Bland
Vice-Chairman Johnnie Sampson, Jr.
Commissioner Lee K. Allen
Commissioner Donald Phillips
Commissioner J. Harold Talton
Commissioner Albert H. Toon
Commissioner Charles F. Tyson, Jr.

STAFF PRESENT:

Harold Blizzard, County Manager
George B. Sawyer, Assistant County Manager
Richard F. Hemphill, County Finance Officer
James R. Sugg, County Attorney
Gwendolyn M. Bryan, Clerk to the Board

Following an invocation by Commissioner Toon and the Pledge of Allegiance, Commissioner Sampson moved to approve the minutes of February 5, 2001, seconded by Commissioner Toon and unanimously carried.

CONSENT AGENDA

Commissioner Toon moved to remove item C, Planning Matters: FY 2000 Floyd Crisis Housing Assistance for Septic System Repair Award from the Consent Agenda to hear the bid results. The motion was seconded by Commissioner Sampson and unanimously carried.

The remainder of the Consent Agenda was approved as follows:

Tax Releases and Refunds

Commissioner Sampson moved to approve the following routine requests for tax releases and refunds that were submitted by Craven County Tax Administrator, Ronnie Antry. The motion was seconded by Commissioner Phillips and unanimously carried in a roll call vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
BASS, TRISHA L MOBILE HOME DOUBLE LISTED W/640665	2000-0090266	\$ 99.23
BEACHUM, DAVID JR MOBILE HOME DOUBLE LISTED W/35376	2000-0003141	\$ 208.92
BEAVERS, TIMOTHY D MILITARY BOAT TITLED IN HIS NAME ONLY	2000-0090271	\$ 11.73
BENGEL, ELLA J APARTMENT VACANT SINCE 6-99	2000-0003707	\$ 24.66
EDWARDS, MARCUS V DID NOT OWN MOBILE HOME 1-1-96	2000-0090815	\$ 341.91

FRAZIER, TERRY LAMONT MOBILE HOME DOUBLE LISTED W/25539	2000-0017199	\$ 177.36
GAFFNEY, STEPHEN P MILITARY EXEMPT FROM BOAT TAXES	2000-0090370	\$ 10.74
GERBER, JENNYLIN MOBILE HOME DOUBLE LISTED W/28319	2000-0090677	\$ 151.97
GILLMAN, DANIEL L & IDELLA C IDELLA MILITARY LEGAL RES "OH" 1/2VALUE	2000-0018946	\$ 79.60
GRACE, DEREK ADAM & ROBIN MICH MILITARY BOAT TITLED IN BOTH NAMES 1/2VALUE	2000-0019560	\$ 58.42
GRIFFIN, DELORIS RUSSELL MOBILE HOME DOUBLE LISTED W/34213	1998-0091963	\$ 84.36
GRIFFIN, DELORIS RUSSELL MOBILE HOME DOUBLE LISTED W/34213	1999-0019441	\$ 75.62
GRIFFIN, DELORIS RUSSELL MOBILE HOME REPOSSESSED IN '98	2000-0020014	\$ 67.25
HINTON, ELIZEBETH MOBILE HOME DOUBLE LISTED W/3440050	2000-0090414	\$ 100.04
HUGGINS, BETTY R MOBILE HOME SOLD IN 1998	2000-0024456	\$ 31.22
JONES, JAMES W MILITARY BOAT TITLED IN HIS NAME	1999-0025943	\$ 6.05
HONES, JAMES W MILITARY BOAT TITLED IN HIS NAME	2000-0026658	\$ 12.83
JONES, JOSEPH LEON & JONES, TE MILITARY BOTH NAMES 1/2VALUE	2000-0090435	\$ 146.65
LEVORN, DARRIN J MILITARY – MOBILE HOME IN HIS NAME ONLY "LA" RESIDE	2000-0090956	\$ 307.07
LONG, HERBERT BARBOUR II MOBILE HOME NOT IN CRAVEN COUNTY UNTIL JUNE '99	2000-0090840	\$ 648.28
MARTIN, LUKE & INEZ DID NOT OWN MOBILE HOME 1-1-2000	2000-0031545	\$ 52.94
MILLS, BEULAH M MOBILE HOME LISTED INCORRECTLY	2000-0033793	\$ 30.71
ROACH, L D TWO HOMES VACANT PAST 2 YRS	2000-0041473	\$ 49.32
SEBAID, JEAN R BOAT REVALUED PER BILL OF SALE	1999-0091231	\$ 553.47
SEBAID, JEAN R BOAT SOLD IN SEPT '99	2000-0043486	\$ 709.95
STONE, LAWRENCE RAY JR DID NOT OWN MH 1-1-2000	2000-0090752	\$ 98.56

SUTTON, FRANCES G	2000-0046871	\$ 90.95
MOBILE HOME DOUBLE LISTED W/32226		
THOMAS, LARRY RUSSELL & KAY F	2000-0048126	\$ 154.26
MOBILE HOME LISTED TO WRONG PERSON		
THOMAS, LARRY RUSSELL & KAY F	1999-0046741	\$ 175.25
MOBILE HOME LISTED TO WRONG PERSON REBILLED SUPPLE		
THOMAS, LARRY RUSSELL & KAY F	1998-0044591	\$ 197.81
MOBILE HOME LISTED TO WRONG PERSON REBILLED ON SUP		
THOMAS, LARRY RUSSELL & KAY F	1997-0044540	\$ 228.99
MOBILE HOME LISTED TO WRONG PERSON REBILLED ON SUP		
TOLER, STEVIE JOE	2000-0048653	\$ 341.05
MOBILE HOME DOUBLE LISTED W/7269924		
WRIGHT, AQUILLA JONES	2000-0090623	\$ 231.19
MOBILE HOME DOUBLE LISTED W/8222125		

33 – CREDIT MEMO (S) \$5,558.36

Refunds

COUTU, DENISE	2000-0090329	\$ 83.42
BOAT DOUBLE LISTED W/31860		
ELKS, GUY E	1999-0014496	\$ 24.00
MOBILE HOME VACANT SINCE '97		
ELKS, GUY E	2000-0014848	\$ 24.00
MOBILE HOME VACANT SINCE '97		
GARRIS, DOUGLAS M JR	2000-0017909	\$ 277.16
MOBILE HOME DOUBLE LISTED W/29843		
HILL, BILLY & JOANNE	2000-0023194	\$ 89.77
DID NOT OWN MOBILE HOME 1-1-2000		
MEADOWS, WANDA SUE	2000-0033160	\$ 34.79
MOBILE HOME SOLD IN 1998		
SANDERSON, DELBERT C JR & SUZA	2000-0042820	\$ 24.00
DWELLING VACANT SINCE MAY '99		

7 – REFUND(S) \$557.14

Budget Amendments

Craven County Finance Officer, Rick Hemphill, submitted the following budget amendments for the Board's consideration. Commissioner Sampson moved for their approval, seconded by Commissioner Phillips and unanimously carried in a roll call vote.

Cooperative Ext 4-H Assets

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-4239-348-05-0 State-CBA 4H	\$ (10,316.00)	10-4239-420-40-50 Cont Service-Temp Emp	\$ 10,022.00

		101-4239-420-10-04 PT	\$ (16,910.00)
		101-4239-420-11.01 FICA	\$ (1,294.00)
		101-4239-420-11.04 W/C	\$ (16.00)
		101-4239-420-25.0 Travel	\$ (1,435.00)
		101-4239-420-22.00 Comm	\$ (300.00)
		101-4239-420-24.00	\$ (383.00)
TOTAL	\$ (10,316.00)	TOTAL	\$ (10,316.00)

Justification: Due to lapse salary & program money caused by vacancy in position, this amount is being reverted back to DJJ (Dept. of Juv Justice). This revision has been approved by Craven County JCPC.

Health/Smart Start – Hlth Consult.

101-5806-48-51-00 Smart Start	\$ 2,059.00	101-5806-440-73-01 Capital Outlay	\$ 1,874.00
		101-5806-440-32-02 DP Expense	\$ 185.00
TOTAL	\$ 2,059.00	TOTAL	\$ 2,059.00

Justification: Additional money to be received from Smart Start to purchase (1) pilot audiometer and related supplies.

Hazard Mitigation HMGP 1292-0039

260-4066-348-00-00 HMGP 1292-0039	\$274,836.00	260-4066-430-76.39 Acquisition	\$262,365.00
		260-4066-430-15.02 Legal	\$ 9,750.00
		260-4066-430-15.10 Gen Admin	\$ 2,721.00
TOTAL	\$274,836.00	TOTAL	\$274,836.00

Justification: Hazard Mitigation Grant Program new grant for tenant buyout.

Finance/Pass Thru

101-0564-348-15-00 CBA Structured Day	\$ 6,782.00	101-0564-450-91-05 CBA Structured Day	\$ 6,782.00
TOTAL	\$ 6,782.00	TOTAL	\$ 6,782.00

Justification: CBA Structured Day Reporting increase in allocation.

EDC/Pink Floyd

101-0000-399-01-00 Fund Balance	\$ 50,000.00	101-4420-430-15-02 Legal	\$ 50,000.00
TOTAL	\$ 50,000.00	TOTAL	\$ 50,000.00

Justification: To cover legal associated with the dual county industrial park.

D/S Schools

275-0000-399-00-00	\$651,000.00	275-8500-480-97-38	\$651,000.00
Fund Balance		Trf to School Roof Project (fd 380)	
TOTAL	\$651,000.00	TOTAL	\$651,000.00

Justification: To set up transfer to school roof project for J.T. Barber School roof. To be repaid when BOE property is sold.

Schools Roof Project

380-8507-366-04-00	\$651,000.00	380-8507-480-76-01	\$651,000.00
Transfer from Debt Service Fund		JT Barber School Roof	
TOTAL	\$651,000.00	TOTAL	\$651,000.00

Justification: Appropriate money from debt service fund to do J.T. Barber roof previously was from BOE – This will be repaid when property is sold (owned by BOE)

ORDINANCE:

Hazard Mitigation HMGP 1292-0039

There are hereby appropriated the following amounts for the Hazard Mitigation Project.

Expenditures:

HMGP 1292-0039 Tenant Buyout

Acquisition Costs	\$262,365.00
Soft Costs (Legal, Appraisal)	\$ 9,750.00
Gen Administration	\$ 2,721.00
TOTAL	\$274,836.00

There are hereby appropriated the following amounts in revenue for the Hazard Mitigation Project.

Revenue:

HMGP Acquisition Funds	\$274,836.00
TOTAL	\$274,836.00

This ordinance is adopted this 19th day of February, 2001.

Planning Matters: FY 2000 Floyd Crisis Housing Assistance

The Planning and Community Development Department requested approval to grant a waiver to exceed the minimum income limit for the household of Ms. Timmerly M. Bryant of 130 Little Lake Circle, New Bern, in the Craven County CHA Project. Commissioner Sampson moved to approve the request, seconded by Commissioner Phillips and unanimously carried in a roll call vote.

CRAVEN COUNTY TEEN COURT PRESENTATION

Ms. Carol Mattocks, representing the Mediation Center of Eastern North Carolina, provided an overview of a proposed Teen Court program. She explained to the Board that the grant application has been submitted to the Governor’s Crime Commission and, should it be granted, will require a match, which the County will be requested to provide.

The Board was advised by the County Manager that the request could be included in the 2001-2002 budget process. Ms. Mattocks indicated that the County's match in the first year would be \$10,718.00 and \$10,929.00 in the second year. Commissioner Toon moved that the request be considered at budget time, seconded by Commissioner Allen and unanimously carried.

**PLANNING MATTERS: FY 2000 FLOYD CRISIS HOUSING ASSISTANCE
FOR SEPTIC SYSTEM REPAIR AWARD**

Planning Director, Don Baumgardner, presented the low bid in the amount of \$6,685 from Ralph Provost Construction Company for the residence of Elizabeth Canady at 429 Railroad Street, Dover. He recommended that the bid be awarded to Ralph Provost. Commissioner Talton moved to award the bid, as recommended, seconded by Commissioner Sampson and unanimously carried.

FIREMEN'S TRAINING GROUND STUDY GROUP REPORT

Doug Ferguson, President of the Craven County Firemen's Association, reported back to the Board for the committee that was assigned to study the request for a training ground. He reported that the committee had determined that the Industrial Park property under consideration would be the most ideal, as it would give every fire department twenty-five minutes access, as well as have close proximity to Craven Community College. It was the consensus of the Board that the committee go back and work with the Economic Development Commission to have an engineering assessment performed on the proposed parcel and to return to the Board with a recommendation.

ECONOMIC DEVELOPMENT COMMISSION REQUEST

Mr. Jim Davis, Executive Director of Craven County Economic Development Commission, presented a request that \$50,000 be appropriated to cover legal bills relating to the dual county industrial park. He indicated that additional grant sources will be targeted for application, and recommended that the remaining \$9,000 from the Global Transpark Commission grant be used to apply toward these fees, as well. Commissioner Talton moved to approve an appropriation of \$50,000 from fund balance for the purpose of paying legal bills relative to the joint industrial park. The motion was seconded by Commissioner Tyson and unanimously carried in a roll call vote.

CRIMINAL JUSTICE PARTNERSHIP PROGRAM MATTERS

Update Advisory Board Membership

Ms. Candy Maestretti, Director of the Day Reporting Center, presented a request that the Criminal Justice Advisory Board membership be updated to appoint Ms. Joy Strickland, Assistant District Attorney, Judicial District 3B District Attorney's Office, to replace Ms. Beverly Bush who has resigned her post. Commissioner Talton moved to approve the request, seconded by Commissioner Sampson and unanimously carried.

Criminal Justice Partnership Program Grant Approval

Ms. Maestretti requested that the Board approve grant application #25-0701-I-A to the Criminal Justice Partnership Program. She highlighted for the Board some changes during the current year, including the following:

1. Fifty percent (50%) of the Director's position would come from the grant funds, as opposed to one hundred percent (100%), as previously. The other fifty percent would come from Teen Court.
2. She would be seeking procurement of a new, larger space of approximately 6,000 square feet, which would involve a line item transfer.
3. She would be seeking permanent full time administrative assistance, versus temporary assistance.

4. The application is being combined with the Drug Court application and if it is not favorably considered, she will need to return to the Board with a revised budget.

Commissioner Sampson moved to approve the grant application, as presented, seconded by Commissioner Phillips and unanimously carried.

BOARD OF EDUCATION REQUESTS

Mr. David Clifton, Assistant Superintendent of Schools, presented three (3) requests, which were addressed in the Board of Education work session on February 12, 2001, as follows, and which required the approval of the Board of Commissioners.

Transfer from Fund Balance to Capital Outlay Fund

Approval was requested for a budget amendment transferring \$380,000 from the school's fund balance to the capital outlay fund to replace the thirty year old wooden bleachers at West Craven and Havelock High Schools, with modern aluminum bleachers. This was requested in order to bring the systems up to safety code and ADA requirements. Commissioner Phillips moved to allow the Board of Education to transfer \$380,000 from fund balance to capital outlay for the purpose of replacing bleachers at Havelock and West Craven High Schools, seconded by Commissioner Sampson and unanimously carried.

Request for Funding for Roof Replacement at J. T. Barber Elementary School

The School Board indicated its intention to have several properties sold to raise funds for the roof replacement at J T Barber Elementary School; however, it requested that the County advance the funds in the amount of \$651,000, to be repaid by the Board of Education after sale of the designated properties. Commissioner Sampson moved to approve an advance in the amount of \$651,000 from the debt service fund for the J. T. Barber roof replacement, seconded by Commissioner Toon and unanimously carried in a roll call vote, with the understanding that these funds will be replaced when the designated properties are sold.

Request for School Property to be Deeded Back to the Board of Education

The Board of Education requested that the Tucker Creek Property be deeded back to them. The property was originally deeded to the County in order for the County to pay the construction bills for sales tax reimbursement. Commissioner Tyson moved that the Tucker Creek Property be deeded back to the Board of Education, seconded by Commissioner Sampson and unanimously carried.

REIMBURSEMENT RESOLUTIONS

Craven County Finance Officer, Rick Hemphill, requested that the Board adopt the following reimbursement resolutions, which will allow the County to repay itself any funds that may be advanced for the school projects and the dual county industrial park from loan proceeds when obtained for both of the projects. Commissioner Allen moved to approve the reimbursement resolution for the school roof project, as follows, seconded by Commissioner Sampson and unanimously carried.

WHEREAS, Craven County anticipates incurring expenditures in regard to the construction, renovation, and replacement of school roofs on the Albert H. Bangert School, Grover C. Fields School, Trent Park School, Vanceboro Farm Life School and J.T. Barber School and the necessary attendant services such as engineering, architectural, legal and other such expenses required therefor.

The County intends to finance the cost of the foregoing facilities with borrowed or grant proceeds and declares its official intent to be reimbursed from the proceeds of

the borrowing or granting for any of the expenditures incurred prior to the issuance of the borrowing and granting.

Done this 19th day of February, 2001.

Commissioner Talton moved to approve the following reimbursement resolution for the joint industrial park, as follows, seconded by Commissioner Sampson and unanimously carried.

WHEREAS, Craven County anticipates incurring expenditures in regard to the acquisition of land, legal, engineering, surveying, and other attendant expenses in regard to the establishment of an industrial park in Craven County and will seek to be reimbursed for those expenditures that are incurred prior to the acquiring, borrowed or granted proceeds.

The County intends to finance the cost of the acquisition, legal, engineering and surveying with borrowed or granted proceeds and declares its official intent to reimburse itself from the proceeds of the borrowing or granting for any of the expenditures incurred prior to the issuance of the borrowing or granting of proceeds.

Done this 19th day of February, 2001.

SOLID WASTE FRANCHISE TRANSFER

Mark Myers of Waste Management presented to the Board a request to officially authorize the transfer of Area H1, City of Havelock, to Hargett Sanitation as of March 5, 2001. Commissioner Sampson moved to approve the request, seconded by Commissioner Allen and unanimously carried.

MILITARY FAMILIES OF THE QUARTER RECOGNITION

The following resolutions were presented for the Board's adoption, recognizing the family of Gunnery Sergeant Tommy M. Musselman as Military Family of the Quarter, and Sergeant Billie Jo Kittle as Area Service Person of the Quarter. Commissioner Phillips moved to adopt the resolutions, seconded by Commissioner Toon and unanimously carried. Commissioner Bland was designated by the Board to attend the recognition luncheon and to present the resolutions.

RESOLUTION IN RECOGNITION OF GUNNERY SERGEANT TOMMY M. MUSSELMAN AND HIS FAMILY AS MILITARY FAMILY OF THE QUARTER

WHEREAS, Gunnery Sergeant Tommy M. Musselman reported to Marine Wing Support Group 27 aboard MCAS Cherry Point in July, 1997 as the Maintenance Management Chief; and

WHEREAS, he has been the cornerstone to group maintenance and readiness efforts at the group level since his arrival, and selflessly guides the young Marines that are under his influence; and

WHEREAS, GySgt Musselman and his wife, Stacy have been actively involved in many functions spearheaded by their church, including the Servicemen's Dinner, provided for servicemen who are alone during the holidays; and

WHEREAS, the Musselmans, along with their children, Naomi, 13, and Lorreen, 8, are active as a family unit in many school and volunteer activities; and

WHEREAS, they eagerly volunteer for social activities and to provide support to other Marine families in times of need.

NOW, THEREFORE, BE IT RESOLVED that the Craven County Board of Commissioners extends gratitude to the Musselman family for their numerous contributions to their community and to the command.

BE IT FURTHER RESOLVED that Gunnery Sergeant Tommy M. Musselman and his family be commended for their dedication to helping others, their example of excellence, family unity and good citizenship.

Adopted this 19th day of February, 2001.

**RESOLUTION
IN RECOGNITION OF
SERGEANT BILLIE JO KITTLE
AS AREA SERVICE PERSON OF THE QUARTER**

WHEREAS, Sergeant Billie Jo Kittle exemplifies the highest standard in military bearing, leadership, initiative, professionalism, and achievement, making her an invaluable asset to MCAS Cherry Point and the surrounding community; and

WHEREAS, Sergeant Kittle has, on three separate occasions during the current calendar year, exercised superior judgement resulting in lives and missions saved; and

WHEREAS, she has proven her leadership ability by acting as a Crew Chief for a crew of 30 Marines and civilians, and has utilized her exceptional insight and initiative to provide the facility with innovative ideas for training and safer, more efficient operational procedures; and

WHEREAS, Sergeant Kittle is active in the local community through her church, and leads her Marines to participate with her in many local charitable endeavors, including weekly visitation to a local nursing home and mentoring elementary school students; and

WHEREAS, she has recently earned a Commanding General's Letter of Appreciation for volunteering her time to repair the home of an elderly resident.

NOW, THEREFORE, BE IT RESOLVED, that Sergeant Billie Jo Kittle be commended by the Craven County Board of Commissioners for her knowledge, maturity, and leadership ability, which have inspired and motivated all Marines who have worked with and for her.

BE IT FURTHER RESOLVED that appreciation be expressed to Sergeant Kittle for her contributions to the citizens of Craven County.

Adopted this 19th day of February, 2001.

UPCOMING APPOINTMENTS – MARCH

The Board was advised of expiring terms on the EMS Advisory Council and the Craven Aging Planning Board, which were deferred until March.

At 10:35 a.m. Commissioner Talton withdrew from the meeting, without having been excused by a vote of the Board.

COUNTY ATTORNEY'S REPORT

County Attorney, Jim Sugg, explained the Board's options relative to a proposed sign ordinance. Copies of the following draft ordinance were presented to the Board. The Board was requested to set a work session for 4:00 p.m. on February 22nd in the Commissioners' room for review of the draft ordinance. Mr. Sugg requested that the Board go into closed session pursuant to N C G S 143-318.11 (a)(3), (4), (5), relative to the negotiation for and sale of property in Industrial Park and property matters relative to the Cove City Library site and Cargo Lifter. It was the consensus of the Board to defer the closed session until the end of its regular session.

OUTDOOR SIGN CONTROL ORDINANCE OF CRAVEN COUNTY, NORTH CAROLINA

§ 1. Title

This article shall be known and may be cited as the "Outdoor Sign Control Ordinance of Craven County, North Carolina."

§ 2. Statutory Authority.

This Ordinance is enacted by Craven County pursuant to N.C. Gen. Stat. § 153A-121.

§ 3. Purpose.

The purpose of this article is to permit such signs that will not, by their reason, size, location, construction, state of repair or manner of display, endanger the public safety of individuals, confuse, mislead or obstruct the vision necessary for traffic safety or otherwise endanger public health, safety and welfare. Signs, if improperly constructed, located or concentrated in large numbers can be hazardous to public health, safety and welfare and result in aesthetic harm. A sign left unregulated may be a fire hazard, dangerous in high winds, a cause of garbage accumulation, an obstruction of light and air, and a traffic hazard by distracting a driver's attention from the road.

It is also acknowledged that the County's economic well being is dependent upon the tourism industry. This dependence makes the preservation of the environment from unreasonable signage a matter of critical importance to the County.

§ 4. Jurisdiction.

The provisions of this article shall apply to the unincorporated areas of Craven County lying outside the extraterritorial jurisdiction of any incorporated city or town situated along U.S. Highway 70 corridor between the Trent River and the extraterritorial jurisdiction of Havelock and extending two thousand (2,000) feet on either side of the right-of-way of U.S. Highway 70.

§ 5.

A. Definitions.

1. **Sign:** Any surface, fabric or device bearing lettered, pictorial or sculptured matter designed to convey information visually and exposed to public view, or any structure (including billboard or poster panel) designed to carry the above visual information.
2. **Off-Premise Sign (Outdoor Advertising or Billboards).** A sign directing attention to business, commodity, service, or entertainment which is conducted, sold or offered on premises other than the premises upon which the sign is located.
3. **On-Premises Sign.** A sign directing attention to a business, commodity, service or entertainment conducted, sold or offered on the same premises.

4. **Attached Sign (Wall Sign).** A sign permanently attached to the building located on the premises.
 5. **Detached Freestanding Sign.** A freestanding sign, including those mounted on poles, frames, towers or stations, not affixed to a building.
 6. **Portable Sign.** Any sign which is attached to a mobile vehicle or is not permanently affixed to building, structure, or the ground.
 7. **Temporary Sign.** A sign or advertising display intended to be displayed for no longer than six (6) weeks to inform the public of an unusual or special event (grand openings, seasonal sales, etc.), or as otherwise specified in this ordinance.
 8. **Identification Sign.** A sign identifying only the name of the individual, family, organization or enterprise occupying the premises, or the profession of the occupant, or the name of the building on which the sign is displayed.
 9. **Sign Area.** Area that forms the extreme limits of the writing, representation, emblem, or other display, together with any material or color forming an integral part of the display's background that differentiates it from its backdrop or supporting structure.
 10. **Non-Conforming Sign.** A sign that exceeds the height and size standards of this ordinance by more than ten percent (10%) or fails to meet any other requirement of this ordinance.
- B. **Signs Permitted Without Limitation.** The following shall be permitted without limitation, except those described in Section C of this ordinance.
1. Signs to regulate traffic.
 2. Signs required to be posed by law.
 3. Warning signs and no-trespassing signs.
 4. Signs established by governmental agencies.
 5. Signs giving information concerning the location or use of accessory off-street parking facilities or loading and unloading facilities. Signs that do not exceed two (2) square feet.
 6. Identification signs on premises of one and two-family dwellings (name and/or address) that do not exceed two (2) square feet.
 7. Temporary real estate signs advertising specific property for sale, lease, rent, or development. Such signs shall be removed within five (5) working days after the sale, lease, etc. of the property. Signs advertising single-family residential property shall not exceed sixteen (16) square feet. Signs advertising large tract, commercial or multi-family property shall not exceed thirty-two (32) square feet.
 8. Temporary real estate signs advertising yard sales not exceeding sixteen (16) square feet.
 9. Subdivision and multi-family complex identification signs not exceeding fifty (50) square feet.
 10. Signs not exceeding thirty-two (32) square feet involved in campaigns of religious, charitable, civic, fraternal, political and similar organizations.

Such signs shall be removed within five (5) days after completion of campaign, unless permitted in accordance with Section E.

11. Signs not exceeding fifty (50) square feet on premises of schools, colleges, hospitals, nursing homes, community recreation centers, parks, libraries, museums, art galleries, playgrounds, golf courses, country clubs, and similar uses.
12. Signs not exceeding six (6) square feet, which are on the premises of residences and are advertising home occupations.
13. Identification and directional signs on premises of or directing to the premises of churches.
14. Flags or emblems of political, civic, philanthropic, educational or religious organizations erected on private property.

C. Prohibited Signs.

1. Signs that are structurally unsafe and thereby endanger the public safety shall be removed unless they are repaired and made to comply with the requirements of the North Carolina State Building Code.
2. Flashing and moving signs are prohibited. A sign provided as a public service showing the time and temperature shall not be considered a flashing sign.
3. Advertising and business signs that are tacked, nailed, posted, pasted, painted, glued, or otherwise attached to trees, utility poles, traffic signs or located in the public rights-of-way.
4. No source of illumination on a sign, such as floodlights, spotlights, unshielded bulbs, etc., shall shine directly into any public right-of-way.

D. On-Premises Signs Shall be Permitted in Accordance with the Following

Specified Regulations:

1. Attached signs (wall signs). Wall signs shall not exceed ten percent (10%) of the wall surface area. No sign may extend above any cornice line or parapet wall or be placed upon any roof surface. Projecting signs shall be limited to five percent (5%) of the wall surface area.
2. Detached (freestanding) signs. Detached/freestanding signs are limited to one (1) per street/road frontage.

Maximum area of signs: The maximum surface area for detached/freestanding signs is based on the primary lot frontage of a property as follows:

<u>Street/Road Frontage</u>	<u>Sign Area</u>
0-100 lineal feet	25 square feet
101-200 lineal feet	50 square feet
201-300 lineal feet	75 square feet
301 or more lineal feet	100 square feet

Permitted location: Signs must be a minimum of ten (10) feet behind street/road or natural grade level, whichever is higher, depending upon terrain.

3. Adjustments

Signs separated from the U.S. 70 right-of-way by a service road may increase the size and height of their signs by twenty percent (20%) over the above limits.

E. Off-Premise Signs (Outdoor Advertising Signs or Billboards).

Off-premise advertising signs shall:

1. Not exceed one-hundred twenty-eight (128) square feet in sign area in size;
2. Be located at least fifty (50) feet behind the right-of-way of all roads, property lines or utility easement;
3. Not be located closer than one thousand (1,000) feet to another off premise sign except that “back-to-back” and “V” type signs shall be permitted. “side-by-side” and “stacked” signs shall be prohibited;
4. Not be located closer than one thousand (1,000) feet to a pre-existing residential structure on owner’s lot or on adjoining lot;
5. Not exceed twenty-five (25) feet in mean height above the street/road grade level; and
6. Not exceed a width of sixteen (16) feet.

F. Special Sign Regulations.

1. For the purpose of this sign regulation, an industrial or business complex or a shopping center consisting of two (2) or more businesses located in a unified building or group of buildings may have business and/or identification signs as permitted in Section D (Attached (Wall) Signs) in this ordinance. The complex or shopping center as a whole shall be limited to one (1) detached directory sign per street/road frontage, which may include the name of the center and its tenants.
2. Any construction site may have up to three (3) temporary signs bearing the name of the buildings, business, owner or those furnishing services or materials used on such construction work. Such sign(s) shall not exceed thirty-two (32) square feet and be removed within fourteen (14) days after completion of construction.

G. Portable Signs.

1. Advertising (off premises) portable signs shall be prohibited except as specified in Section B above.
2. All portable signs must meet applicable North Carolina Building Codes to prevent them from becoming a hazard during high winds.

H. Permit Required

Permits are required for all on premise, off premise, special, and portable signs in accordance with the North Carolina State Building Code, Subsection 2301.3. Such permit shall be obtained from the Craven County Building Inspections Department. Applications for permits must be accompanied by a fee, which will be set from time to

time by the Craven County Board of Commissioners and must show the following information:

1. Ownership of the property on which the signs will be located.
2. Name and address of the sign owner.
3. Plans showing the exact location of the sign with respect to the building driveway or street access, property line and parking areas.
4. Size, shape, design and method of attachment for the sign. Signs proposed to be located on state maintained roads North Carolina Department of Transportation approval may be required.

I. Variances and Appeals.

1. Appeal – With Request for Variance. The County recognizes that the strict application of this ordinance may cause an undue hardship on an applicant due to lot size, configuration or other conditions relating to a particular property. Variances from the strict application of the provisions of this ordinance may be granted by the Craven County Board of Adjustment.
2. Appeal – Without Request for Variance. Any sign owner or applicant who alleges that a County administrative official acted erroneously in enforcing this ordinance may appeal the decision of that administrative official to the Board of Adjustment.

J. Maintenance of Signs.

All sign supports, braces, poles, wires, and anchors thereof shall be constructed and kept in good repair as specified in the North Carolina State Building Code, Subsection 2301. They shall be maintained in safe condition, free from deterioration, missing parts and peeling paint. Any sign not in compliance with these standards shall be deemed a nuisance and the following action may be taken:

1. The Building Inspector or his agent shall give written notice to the owner specifying the nuisance sign and what needs to be done to bring the sign into compliance.
2. The owner of the sign shall have two (2) weeks from the date of the notice to respond. Following owner's response, the Building Inspector will issue a ruling giving up to sixty (60) days in which to make the repairs and bring the sign into compliance.
3. Failure to complete repairs in the specified time shall result in the Building Inspector causing the sign to be repaired, removed or altered at the expense of the owner(s).
4. In the event a sign is damaged in excess of fifty percent (50%) of its assessed value, it shall be restored or repaired only in compliance with the provisions of this ordinance.

K. Obsolete or Abandoned Signs.

1. Signs or parts of signs which advertise or pertain to a business, product, service, commodity, event, activity, or purpose which no longer exists or that has not been in use for ninety (90) days or more shall be deemed to be an abandoned sign.

2. Obsolete or abandoned signs are prohibited and shall be removed by the owner or his agent within thirty (30) days of termination of the business, activity, event, etc.
3. Failure to remove such signs or parts of signs shall result in written notice from the Building Inspector. Failure to comply with this notice shall result in the sign being removed by the county at the owner's expense.

L. Non-Conforming Signs.

1. Intent. Signs in existence prior to the adoption of this ordinance and which do not conform to the provisions of this ordinance are declared non-conforming signs. It is the intent of this section to recognize that the eventual compliance of non-conforming signs is just as important to the health, safety, welfare, and appearance of Craven County as is the prohibition of new signs which would violate this ordinance. It is also the intent of this section to allow sign owners a reasonable period of time to remove or bring into compliance such signs. This section provides a period of compliance which avoids any unreasonable invasion of established property rights.
2. General Provisions for Non-Conforming Signs. A non-conforming sign may be continued provided that it:
 - a. Shall not be modified in any way which increases its degree of non-conformity.
 - b. Shall not be expanded or relocated, unless such relocation brings the sign into conformance with this ordinance.
 - c. Shall not be re-established after damage or destruction in excess of fifty (50) percent of its replacement value at the time of the damage or destruction, except as provided in Subsection J.4.
3. Removal and Compliance Schedule for Non-Conforming Signs:
 - a. Signs which do not comply with Section J. Maintenance of Signs, and Section K. Obsolete or Abandoned Signs, shall come into compliance in accordance with the notification schedule herein.
 - b. Signs prohibited in Section G. Portable Signs shall be removed or brought into compliance within ninety (90) days of adoption of this ordinance.
 - c. In cases where signs exceed the other requirements of this ordinance (square footage, height, setback) such signs may be amortized according to the following schedule:

Original cost of sign (Or tax value if the original value cannot be determined)	Must conform within effective date of this ordinance
Less than \$5,000.00	2 years
\$5,001.00-\$20,000.00	3 years
over \$20,000.00	5 years

- d. Non-conforming signs shall be removed except as regulated by N.C. Gen. Stat. § 136-131.1 or brought into conformity according to the time schedules herein. Failure to comply shall result in

Craven County imposing penalties and/or remedies, per Section M and N of this ordinance.

M. Penalties for Violation.

Penalties for violation of this ordinance shall be in accordance with the laws of North Carolina.

N. Interpretation and Conflicts.

1. Minimum requirements. The standards and provisions of this ordinance shall be interpreted as being the minimum requirements necessary to uphold the purposes of this ordinance.
2. Other Regulations, Ordinances, etc. Whenever this ordinance imposes a higher standard than required by other regulations, ordinances or rules, or by easements, covenants, or agreements, the provisions of this ordinance shall govern.
3. Statutes. When the provisions of any applicable state or federal statutes impose higher standards, the provisions of such statutes shall govern unless it is determined that such higher standard is not being enforced. In such case, the provisions of this ordinance shall govern until such time as the higher standard is enforced.
4. Policies and Procedures. The establishment of policies and procedures, as well as interpretations necessary to administer this ordinance, not inconsistent with the provisions of this ordinance, shall be the responsibility of the Craven County Building Inspector.

O. Severability.

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said ordinance without such unconstitutional provision, and the remainder of said ordinance shall be deemed and held to be valid as if such portion had not been included. If to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

P. Effective Date. This ordinance shall take effect and be in force from its adoption by the Craven County Board of Commissioners. Adopted this the _____ day of _____, 2001.

COUNTY MANAGER'S REPORT

Consideration of March 5, 2001 Meeting Cancellation

County Manager, Harold Blizzard, reminded the Board that at the time of its regularly scheduled March 5th session the members of the Board would be attending the NACo Legislative Conference in Washington, D.C. Commissioner Sampson moved to cancel the March 5, 2001 Commissioners' regular session, seconded by Commissioner Toon and unanimously carried.

Consulting Service Agreement

Mr. Blizzard presented a proposal for engaging Sparks Companies, Inc. to perform an economic feasibility analysis of eastern North Carolina for value added agricultural activities of processing, marketing, storing, and shipping of current and potential agricultural commodities products. This analysis will utilize a \$100,000 grant, which was awarded by the Golden LEAF Foundation. Commissioner Phillips moved to approve the request to enter into the agreement with Sparks Companies, Inc., seconded by Commissioner Sampson and unanimously carried.

COMMISSIONERS' REPORTS

Commissioner Phillips requested that the Board consider adding a proposal on vocational schools to the agenda for the February 22nd work session.

Commissioner Sampson recommended that the Director of Workforce Development be asked to come and provide for the Board an update on the activities of the Workforce Development Board.

At 11:00 a.m. Commissioner Sampson moved for a recess, seconded by Commissioner Phillips and unanimously carried. Commissioner Sampson moved to go into session as the Water & Sewer Board of Directors, seconded by Commissioner Toon and unanimously carried.

At 11:40 a.m. the Board returned to regular session by motion of Commissioner Tyson, seconded by Commissioner Phillips.

There was consensus to schedule a public hearing at 9:00 a.m. on March 19, 2001 to consider a proposed sign ordinance.

At 11:42 a.m. Commissioner Tyson moved to go into closed session, as requested by the County Attorney, seconded by Commissioner Phillips.

At 1:00 p.m. the Board was declared back into regular session. County Attorney, Jim Sugg, reported that the Board had, by consensus, agreed to adopt in open session a resolution relative to the joint agreement with Jones County. Commissioner Tyson moved to adopt the resolution, seconded by Commissioner Phillips and unanimously carried, with the resolution still subject to the closed session privilege.

The Attorney reported that there had been discussion concerning sale of property to an entity, whose identification could not yet be divulged, but no action had been taken.

At 1:05 p.m. Commissioner Toon moved to recess until 4:00 p.m. on Thursday, February 22nd, seconded by Commissioner Phillips and unanimously carried.

Chairman, C.W. "Pete" Bland
Craven County Board of Commissioners

Gwendolyn M. Bryan, Clerk
Board of Commissioners