

Incorporated 1927

Town of Lake Lure

P. O. Box 255 • Lake Lure, NC 28746-0255 • 704/625-9983 • FAX 704/625-8371

MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL HELD TUESDAY, JANUARY 24, 1995, 7:30 P. M. AT THE LAKE LURE COMMUNITY CENTER

PRESENT: Mayor Max E. Lehner
Mayor Pro-tem Bud Schichtel
Commissioner Bill Bush
Commissioner Bill Church
Commissioner Jack Donovan

John R. Strutner, Town Manager
Sam Karr, Finance Director
J. Christopher Callahan, Town Attorney

ABSENT: N/A

CALL TO ORDER

Mayor Lehner called the meeting to order at approximately 7:30 p.m.

INVOCATION

Attorney Callahan gave the invocation.

APPROVAL OF MINUTES

Commissioner Bush moved, seconded by Commissioner Schichtel to approve the following minutes as written and presented by the Town Clerk. The vote of approval was unanimous:

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Regular Council Meeting	01/10/95	9:30 a.m.
Regular Council Meeting	12/13/94	7:30 p.m.

**PUBLIC HEARING -- PROPOSED AMENDMENTS TO THE
ZONING ORDINANCE REGARDING COMMERCIAL
INGRESS/EGRESS AND PARKING REQUIREMENTS**

Commissioner Bush moved, seconded by Commissioner Church, to enter into the public hearing to consider the proposed amendments to the Zoning Ordinance regarding sections 606 and 1103. The vote of approval was unanimous.

Mary Lynne Ray, Deputy Zoning Administrator, read aloud the proposed amendments to sections 606 and 1103 of the Zoning Ordinance as recommended by the Lake Lure Zoning and Planning Board.

Mayor Lehner invited citizens to speak at the public hearing. The following citizens requested to speak:

Mr. Scott Theiss, resident of Lake Lure, stated that the proposed amendment does not address handicap parking.

After discussion among Town Council, Commissioner Schichtel moved, seconded by Commissioner Donovan, to come out of the public hearing and re-enter the regular session of the meeting. The vote of approval was unanimous.

**ADOPTION OF AN ORDINANCE AMENDING THE ZONING
ORDINANCE REGARDING COMMERCIAL INGRESS/EGRESS
AND PARKING REQUIREMENTS**

Deputy Zoning Administrator Mary Lynne Ray recommended that Council adopt the following proposed amendments to Section 606, C-1 General Commercial District and Section 1103. Off-Street Parking of the Zoning Ordinance as presented:

**AN ORDINANCE AMENDING THE ZONING ORDINANCE
OF THE TOWN OF LAKE LURE, NORTH CAROLINA**

WHEREAS, the Town of Lake Lure Zoning and Planning Board has recommended the following text changes to the Zoning Ordinance;

AND WHEREAS, the Town Council of the Town of Lake Lure, after due notice, conducted a public hearing on the 24th day of January, 1995, upon the question of amending the Zoning Ordinance in certain respects;

AND WHEREAS, the Town Council deems it in the best interest of the health, safety, and welfare of the Town to enact certain amendments considered at such hearing:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF LAKE LURE, NORTH CAROLINA MEETING IN REGULAR SESSION AND WITH A MAJORITY OF COUNCILMEN VOTING IN THE AFFIRMATIVE:

SECTION ONE: To amend **Section 606. C-1 General Commercial District** by deleting subsection (5) Ingress/Egress and replacing it with the following:

- (5) Ingress/Egress. All uses in this district abutting the major thoroughfares, being U.S. Highway 64/74, N.C. Highway 9, or Buffalo Creek Road shall have access only from such thoroughfares and shall be allowed only one means of ingress/egress for each 150 feet of frontage or fraction thereof. All ingress/egress openings, for both one-way or two-way traffic, shall be a minimum of 20 feet wide and a maximum of 50 feet wide unless otherwise required by the Department of Transportation.

Landscaped traffic delineators are required between the street and the front yard of the commercial site extending the full width of the front yard excepting to allow for entrances and exits. Delineators shall begin

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at the edge of the right-of-way or six (6) feet from the edge of the pavement, whichever is greater, and shall extend a minimum of two feet toward the front of the structure. The area should be filled with grass, flowers, and/or shrubs not high enough to obstruct a driver's view of traffic.

SECTION TWO: To amend Section 1103. Off-Street Parking Required by deleting the first paragraph and replacing it with the following:

Off-street automobile storage or parking space shall be provided on every lot on which any of the following uses are hereafter established. The number of parking spaces provided shall be at least as great as the number specified below for various uses. Each space shall be provided with vehicular access to a street or alley and shall be provided with adequate space for turning so that no vehicle shall be required to back into the street except from space used for single- or two-family dwellings. Commercial parking spaces shall measure at least 9 feet X 18 feet. To insure orderly parking, each parking space shall be appropriately delineated as determined by the Zoning Administrator.

The remainder of **Section 1103** would remain unchanged.

SECTION THREE: The Zoning Administrator shall make all the necessary corrections and additions to the Zoning Ordinance so as to implement the provisions of the ordinance and shall henceforth enforce the Zoning Ordinance as hereby amended.

SECTION FOUR: This ordinance shall be effective upon its adoption.

Adopted the 24th day of January, 1995.

ATTEST:

Mayor

Town Clerk

APPROVED AS TO FORM:

Town Attorney

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After discussion among Town Council, Commissioner Bush moved, seconded by Commissioner Donovan, to adopt the proposed amendments to Sections 606 and 1103 of the Zoning Ordinance as presented by the Lake Lure Zoning and Planning Board with the following changes:

Change the reference to U. S. Highway 64/74 in Paragraph (5) to read U. S. Highway 64/74A. The vote of approval was unanimous.

**ADOPTION OF AN ORDINANCE AMENDING THE CODE
OF ORDINANCES OF THE TOWN OF LAKE LURE, N. C. AS
ADOPTED AND AMENDED IN 1994, AND OTHER
REGULATIONS AND POLICIES OF THE TOWN**

Attorney Callahan recommended the following ordinance to correct all existing ordinances of the Town of Lake Lure to read as follows:

**AN ORDINANCE AMENDING
THE CODE OF ORDINANCES OF THE
TOWN OF LAKE LURE, N. C.
AS ADOPTED AND AMENDED IN 1994,
AND OTHER REGULATIONS AND POLICIES
OF THE TOWN**

WHEREAS, Highway U. S. 64/74 has been renamed recently and redesignated as Highway U. S. 64/74A by North Carolina Department of Transportation after a new highway corridor officially designated as U. S. Highway 74 was opened between Forest City in Rutherford County and Columbus in Polk County;

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Town Council of the Town of Lake Lure, N. C. that any ordinance, policy or regulation of the Town of Lake Lure which refers to Highway U. S. 74 or U. S. 64/74 shall be amended to Highway U. S. 64/74A.

Adopted the 24th day of January, 1995.

ATTEST:

Town Clerk

Mayor

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APPROVED AS TO FORM:

Town Attorney

Commissioner Bush moved, seconded by Commissioner Church, to adopt this ordinance renaming Highway U. S. 74 as Highway U. S. 64/74A as presented by Attorney Callahan. The vote of approval was unanimous.

**PUBLIC HEARING -- PROPOSED TEXT AMENDMENTS TO THE
SUBDIVISION ORDINANCE REGARDING WIDTH OF
PAVEMENT AND WATER LINE CONNECTIONS**

Commissioner Bush moved, seconded by Commissioner Church, to enter into the public hearing to consider the proposed text amendments to the Subdivision Ordinance regarding width of pavement and water line connections. The vote of approval was unanimous.

Mary Lynne Ray, Deputy Zoning Administrator, read aloud the proposed text amendments to sections 801 and 802 of the Subdivision Ordinance regarding width of pavement and water line connections as recommended by the Lake Lure Zoning and Planning Board.

Mayor Lehner invited citizens to speak at the public hearing. No persons requested to speak.

After discussion among Town Council, Commissioner Schichtel moved, seconded by Commissioner Donovan, to come out of the public hearing and re-enter the regular session of the meeting. The vote of approval was unanimous.

**ADOPTION OF AN ORDINANCE AMENDING THE SUBDIVISION
ORDINANCE REGARDING WIDTH OF PAVEMENT AND
WATER LINE CONNECTIONS**

Deputy Zoning Administrator Mary Lynne Ray recommended that Council adopt the following proposed amendments to section 801 Streets and Roads and section 802 of the Subdivision Ordinance as presented:

**AN ORDINANCE AMENDING THE SUBDIVISION ORDINANCE
OF THE TOWN OF LAKE LURE, NORTH CAROLINA**

WHEREAS, the Town of Lake Lure Zoning and Planning Board has recommended the following text changes to the Subdivision Ordinance of the Town of Lake Lure, North Carolina;

AND WHEREAS, the Town Council of the Town of Lake Lure, after due notice, conducted a public hearing on the 24th day of January, 1995, upon the question of amending the Subdivision Ordinance in certain respects;

AND WHEREAS, the Town Council deems it in the best interest of the health, safety, and welfare of the Town to enact certain amendments considered at such hearing:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF LAKE LURE, NORTH CAROLINA MEETING IN REGULAR SESSION AND WITH A MAJORITY OF COUNCILMEN VOTING IN THE AFFIRMATIVE:

SECTION ONE: To amend Section 801 by deleting subsection (7) and replacing it with the following:

- (7) Paving must be at least 20 feet wide (not an average width) in order to accommodate emergency vehicles.

SECTION TWO: To amend Section 802 by deleting subsection (5) and replacing it with the following:

- (5) Main water line to be installed sixteen (16) feet from center of the road or five (5) feet from the edge of the pavement, or at other distances approved by the Public Works Director and shall include a connector line to serve each building lot, extending across the road where needed, prior to paving the road.

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and by deleting subsection (11) and replacing it with the following:

- (11) In a situation where the subdivision is located along an existing road and an existing water main, it will be the responsibility of the new lot owner to decide whether to have a well or pay to tap on to the existing water system.

SECTION THREE: The Zoning Administrator shall make all the necessary corrections and additions to the Subdivision Ordinance so as to implement the provisions of the ordinance and shall henceforth enforce the Subdivision Ordinance as hereby amended.

SECTION FOUR: This ordinance shall be effective upon its adoption.

Adopted the 24th day of January, 1995.

Mayor

ATTEST:

Town Clerk

APPROVED AS TO FORM:

Town Attorney

After discussion among Town Council, Commissioner Bush moved, seconded by Commissioner Donovan to adopt the proposed amendments to Sections 801 and 802 of the Subdivision Ordinance as presented by the Lake Lure Zoning and Planning Board with the following changes:

Change the subsection (11) to read: In a situation where the subdivision is located along an existing road and an existing water main, it will be the responsibility of the new lot owner to decide whether to have a well or pay to connect a tap-on to the existing water system pursuant to other ordinances and policies of the Town of Lake Lure that are in effect at this time.

The vote of approval was unanimous.

**ADOPTION OF AN ORDINANCE AMENDING
CHAPTER 50: WATER SYSTEM**

As the next order of business Attorney Callahan recommended amending Chapter 50 of the Town Code of Ordinances to read as follows:

ORDINANCE

**AN ORDINANCE TO AMEND CHAPTER 50:
WATER SYSTEM**

WHEREAS, the Town Council of the Town of Lake Lure, North Carolina, after due deliberations deems it in the best interest of the health, safety and welfare of the Town to enact a certain amendment to the existing ordinance; and said amendments are designed to clarify the wording and structure of the existing wording and structure of the existing Chapter 50;

NOW, THEREFORE, be it ordained by the Town of Lake Lure, North Carolina meeting in regular session and with a majority of Councilmen voting in the affirmative:

To amend Section 50.04 Water Connections Required; Separate Connections of the Town Code of Ordinances by deleting the first sentence and replacing in lieu thereof the following: All owners of improved property located within a distance of 200 feet of any Town water line shall connect at their own expense their premises with the Town water system.

To amend Section 50.07 Connection Charges of the Town Code of Ordinances by deleting the sentence contained therein and replacing it with the following: Charges for the right to connect (tap-on fee) to the Town water system will be as established by the Council.

This ordinance shall become effective upon its adoption.

Adopted this 24th day of March 1995.

ATTEST:

Town Clerk

Mayor

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APPROVED AS TO FORM:

Town Attorney

Commissioner Bush moved, seconded by Commissioner Donovan, to adopt the Ordinance amending Chapter 50, sections 50.04 and 50.07 of the Town Code of Ordinances as presented by Attorney Callahan. The vote of approval was unanimous.

**PUBLIC HEARING -- SUBMITTING APPLICATION FOR
PARKS AND RECREATION TRUST FUNDS TO
CONSTRUCT RESTROOM FACILITIES AND A FITNESS CENTER
AT THE POINT PARK**

Commissioner Schichtel moved, seconded by Commissioner Church, to enter into the public hearing to allow the public an opportunity to express their views concerning the Town's submitting an application for Parks and Recreation Trust Funds to construct facilities and a fitness center at the Point Park. The vote of approval was unanimous.

Mayor Lehner invited citizens to speak at the public hearing. The following citizens requested to speak:

1. Priscilla Doyle, resident of Lake Lure, commended Council for their efforts to get fitness stations at the Point Park. Ms. Doyle also stated that putting restrooms on the Point was unnecessary and explained that there are other facilities with bathrooms such as the Marina and at the New Government Center that could be used instead. Ms. Doyle said that it would be unpleasant with another building on the Point, opening another facility to vandalism, and taking away from the beauty.

2. Dick Roe, resident of Lake Lure, addressed Council with the question do we know the cost of this project. Mayor Lehner stated the total project cost estimates are about \$64,400 which consisted of construction of restrooms, ADA conformance, construction of 6 fitness centers, development budget, contingencies, architecture and engineering fees. Mayor Lehner also said the PARTF request was \$32,200.

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3. Nancy McNary, resident of Lake Lure, stated that she was against public restrooms at the Point Park.

4. Gene Whiteside, resident of Lake Lure, stated that he was against public restrooms at the Point Park.

5. Duane Massman, resident of Lake Lure, stated that putting restrooms on the Point Park would be a problem and that he was not in favor of it.

6. Bettina Wolff, resident of Lake Lure, stated that the need for fitness stations are important.

7. Berkley Young, resident of Lake Lure, stated that his neighbors use the walking trails at the Point Park and appreciate them. Mr. Young said that he was in favor of the fitness stations and the Park was an important service.

8. Sheridan Wait, resident of Lake Lure, suggested that the Town use portable restroom units during peak weekends if needed.

After discussion among Town Council, Commissioner Bush moved, seconded by Commissioner Schichtel, to come out of the public hearing and re-enter the regular session of the meeting. The vote of approval was unanimous.

**APPROVAL OF SUBMITTING APPLICATION FOR
PARKS AND RECREATION TRUST FUNDS TO
CONSTRUCT RESTROOM FACILITIES AND A FITNESS CENTER
AT THE POINT PARK**

After much discussion, Commissioner Bush moved, seconded by Commissioner Schichtel, to amend the application for Parks and Recreation Trust Funds to apply for a grant to install 10 fitness stations at the Point Park and omit the request of restroom facilities. The vote of approval was unanimous.

AUDIENCE OF CITIZENS

The following citizens requested to speak:

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1. Sharon Theiss, member of the Hickory Nut Gorge Chamber of Commerce, announced that the Chamber of Commerce will not be sponsoring the Fourth of July Fireworks this year as they have in the previous years.
2. Nancy Wait, resident of Lake Lure, addressed Council about what is being done about the Dam and generators.
3. Dick Row, resident of Lake Lure, addressed Council about the Emergency Plan for Lake Lure. Mayor Lehner stated that the Town has hired Fire Coordinator, Ronald Morgan who is working closely with County on the emergency manual for the Town. Mayor Lehner said that a copy of the emergency manual was available for review in Town Hall. Mr. Row stated that he was pleased that the Town had an emergency manual.
4. Berkley Young, resident of Lake Lure, expressed his concerns that the Town might not lower the lake next year and requested that Council leave the lake level down long enough for property owners to repair any damages they incurred during flooding last August.

AWARD TO OFFICER MICHAEL SOUTHER "OFFICER OF THE YEAR 1994"

Police Chief Jake Gamble presented Michael Souther with a plaque which was bestowed upon him by his fellow officers as Officer of the Year for 1994.

APPOINTMENT OF JACK STANIER TO THE LAKE LURE ZONING AND PLANNING BOARD

Commissioner Bush moved, seconded by Commissioner Donovan, to appoint Jack Stanier to the Lake Lure Zoning and Planning Board for a three-year term, replacing Dick Brucksch who resigned effective January 1995. The vote of approval was unanimous.

RECOGNITION OF OUT-GOING BOARD OF ADJUSTMENT AND ZONING AND PLANNING BOARD MEMBERS

Mayor Lehner presented Jim Hook with a certificate of appreciation for his long years of service as a member of the Board of Adjustment.

Mayor Lehner also presented Berkely Young with certificates of appointment to the Board of Adjustment and the Lake Structure Appeals Board as Mr. Hook's successor.

PROPOSAL FOR THE RED BARN COMMERCIAL CENTER

Scott Theiss, owner of the Red Barn, presented an amended proposal to the Lake Lure Town Council for the Red Barn commercial center off-premise sign (amended proposal attached hereto).

After much discussion, Commissioner Bush moved, seconded by Commissioner Church, to table Scott Theiss's request until the Town Manager has an opportunity to come up with a solution. The vote of approval was unanimous.

OTHER OLD BUSINESS

There was no other old business.

RECOMMENDATION FROM THE ZONING AND PLANNING BOARD REGARDING THE TRAFFIC OPERATIONS STUDY SUBMITTED BY THE TRAFFIC ENGINEERING BRANCH OF THE NC DEPARTMENT OF TRANSPORTATION

Mary Lynne Ray, Deputy Zoning Administrator, presented to Council the following memorandum dated January 3, 1995 regarding Traffic Operations Study submitted by the Traffic Engineering Branch of the NC Department of Transportation:

As you may recall, the Joint Transportation Committee, made up of citizens and officials of both Lake Lure and Chimney Rock, was formed to explore solutions to the summer traffic congestion in and between both municipalities. The Committee requested input and recommendations from the Municipal Traffic Engineering Assistance Program of the Department of Transportation. MTEAP has submitted a Traffic Operations Study for both the Town of Lake Lure and Chimney Rock Village.

The Lake Lure Zoning and Planning Board has reviewed the recommendations for the Lake Lure area. (A copy of these recommendations is attached.) These recommendations include redesigning parking for the Lake Lure Beach to separate beach parking from U.S. Highway 64/74; shifting the highway through the downtown area away from the beach; installing left turn

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lanes to serve the beach, the Arcade Building and other downtown businesses and attractions; and redesigning parking and traffic patterns in front of the Arcade Building.

The Zoning and Planning Board, at their January 3, 1995 meeting voted to accept the concept of the MTEAP's traffic and parking recommendations for the downtown Lake Lure area. The Board recommends that the traffic plan be considered in any long-range plans for the Town and notes that the Town may be able to implement some sections of the traffic plan, e.g.; the redesign of the Arcade parking lot, at little cost.

The Zoning and Planning Board hopes that the Town Council will pursue the implementation of this or some other plan to address the congestion and parking problems the Town experiences, particularly during the summer months.

Commissioner Bush announced that anyone who would like to review the Traffic Operations Study and drawings will be available at Town Hall.

OTHER NEW BUSINESS

Commissioner Schichtel reported that during the meeting of the Lake Lure Volunteer Fire Department's Board of Directors on January 17, that Board voted unanimously to dissolve the Fire Department and to cease all activities associated therewith. Also that Board decided that access to the Fire Department would be restricted to Town personnel and an inventory of all equipment and materials is now underway. Legal activity has been initiated to incorporate the functions, responsibilities, organizations and equipment of the Lake Lure and the Fairfield Mountains Fire Departments into one department with two stations (all minutes of January 17, 1995 attached hereto).

Commissioner Schichtel moved, seconded by Commissioner Bush, to adopt a resolution terminating its Agreement with the Lake Lure Volunteer Fire Protective Association, Inc. (called the Lake Lure Volunteer Fire Department and the Lake Lure Volunteer Fire Department, Inc. in said Agreement) as written by Attorney Callahan. The vote of approval was unanimous. (Resolution attached hereto).

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Commissioner Donovan moved, seconded by Commissioner Bush, to authorize the Town Manager to negotiate and execute a temporary extension to the current Agreement between the Town of Lake Lure and the Fairfield Mountains Volunteer Fire Department, Inc. authorizing the Fire Department to act to assume the responsibility for providing fire protection for and within the District by operating and maintaining all property, equipment and facilities formerly administered and operated by the dissolved Lake Lure Volunteer Fire Department until such time as a formal amended Agreement can be executed between the Town of Lake Lure and the Fire Department. The vote of approval was unanimous.

Commissioner Schichtel recommended that Council reorder 100 "Gem of the Carolina's" license plates due to several requests from Lake Lure residents.

After discussion, Commissioner Schichtel moved, seconded by Commissioner Church, to authorize the purchase of 100 "Gem of the Carolina's" license plates which will be sold at a price to be determined at later date. The vote of approval was unanimous.

STAFF REPORTS

Finance Director Sam Karr reported that the Town's finances were in good shape.

Town Manager Strutner reported on the following:

1. Tax Collector has collected 93% of town taxes.
2. A Key-plan for the new Government Center was completed and delivered to Architect Michael McDonough at Space Plan.
3. Region C. County City Managers Meeting on January 25, 1995.
4. NCCMA Managers Conference in Durham on February 8, 9, and 10, 1995.

COUNCIL COMMENTS

Mayor Lehner announced that the Town received checks totaling \$7,257.04 from the local ABC Board.

CLOSED SESSION -- PERSONNEL MATTERS

Commissioner Bush moved, seconded by Commissioner Donovan, to appoint Mayor Lehner to record the closed session minutes in the absence of the clerk. The vote of approval was unanimous.

Commissioner Bush moved, seconded by Commissioner Church, to enter into closed session for the purpose of discussing personnel matters. The vote of approval was unanimous.

After discussion within the closed session, Commissioner Donovan moved, seconded by Commissioner Schichtel, to come out of the closed session and re-enter the regular session of the meeting. The vote of approval was unanimous.

Commissioner Bush moved, seconded by Commissioner Schichtel, to give Town Clerk Mary A. Flack a 5% salary increase in recognition of her certification with an accompanying change from salary grade 11, step 3A to salary grade 11, step 4A, and to give Deputy Town Clerk Anita Taylor a 5% salary increase in recognition of her certification with a change from a salary grade 9, step 4A to salary grade 9, step 5A, effective January 24, 1995. The vote of approval was unanimous.

Commissioner Bush moved, seconded by Commissioner Church, to give Police Officers Trent Jolley, Robert Wise, and Dwight Maxwell a 2.5% salary increase after each has been employed six months, and another 2.5% salary increase after 12 months. The vote of approval was unanimous.

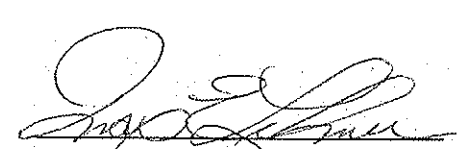
ADJOURNMENT

With no further items of discussion, Commissioner Bush moved, seconded by Commissioner Church, to adjourn the meeting. The vote of approval was unanimous.

ATTEST


Mary A. Flack, CMC/AAE

Town Clerk


Mayor Max E. Lehner

RESOLUTION

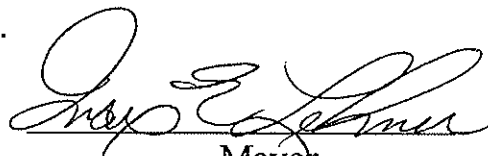
Whereas the Town of Lake Lure entered into an Agreement with the Lake Lure Volunteer Fire Protective Association, Inc. (called Lake Lure Volunteer Fire Department and Lake Lure Volunteer Fire Department, Inc. in said Agreement) said Agreement being dated July 1, 1994 in which the town leased to the Lake Lure Volunteer Fire Protective Association, Inc. a facility owned by the Town of Lake Lure adequate for the operation of a fire department, along with certain other equipment owned by the town; and


Whereas by Resolution unanimously adopted by the Board of Directors of the Lake Lure Volunteer Fire Protective Association, Inc., the Lake Lure Volunteer Fire Protective Association, Inc. dissolved on January 17, 1995 and is now being liquidated;

Now therefore, be it resolved by the Town Council of the Town of Lake Lure, that the Town of Lake Lure hereby terminates its Agreement with the Lake Lure Volunteer Fire Protective Association, Inc. dated July 1, 1994 effective immediately.

Be it further resolved that the Town Council directs the Town Manager to take appropriate action to recover any assets of the Town being held by the Lake Lure Volunteer Fire Protective Association, Inc.

Adopted the 24 day of January, 1995.


Mayor


Town Clerk

APPROVED AS TO FORM:

Town Attorney

Minutes

On the 17th day of January 1995, at 6:00 o'clock p.m. the Board of Directors of Lake Lure Fire Protective Association, Inc. met at the Fire Hall on US Highway 64-74A adjacent to the Lake Lure Municipal Golf Course. Present at said meeting were the following directors: Gene Whitesides, Jack Stanier, Bud Schichtel, Donny Ruff, Sam Karr which constituted a quorum, there being presently a total of five directors of the corporation. Lanny Harrill, Board Director, was absent from this meeting.

After the meeting was called to order by Gene Whitesides, the Board discussed the use of \$10,000.00 from a Certificate of Deposit which was cashed and spent without Board approval, the attendance of a out of state seminar without Board approval and the refusal to cooperate with the Town of Lake Lure's Fire Administrator in attending and participating in practice sessions with the other area fire departments, along with other matter.

As a result of the discussions and debate at this Director's meeting, a motion was made by Director Schichtel, seconded by Director Stanier, to adopt the following resolution.

Resolved, that the Lake Lure Fire Protective Association, Inc. is a nonprofit corporation chartered in 1979; and

Whereas the Lake Lure Fire Protective Association, Inc. has operated without voting members for a many years in that: (1) member certificates have not been issued in years (if ever as required by Article VI, Section 2 of the Bylaws of the corporation; (2) annual meetings of members have not been held pursuant to the requirements of Article I, Section 1 of the Bylaws, (3) notices have not been advertised in a local pursuant to Article I, Section 1 of the Bylaws; (4) Dues have not been assessed against members as contemplated by Article VI, Section 3 of the Bylaws; and (5) all business of the corporation has either been conducted by the Board of Directors, or even without Board approval by certain officer(s) of the corporation. As a result the Board of Directors concludes that this corporation either does not have members or at least members with voting rights as contemplated by General Statutes 55A-44(a)(2); and

Whereas the Board of Directors is concerned that a full accounting has not been rendered the Town of Lake Lure pursuant to its Agreement dated July 1, 1994 in that a \$10,000 Certificate of Deposit in assets was never made known to the Town; that Thomas Aley withdrew said Certificate of Deposit and made expenditures from same, including attending an out of state seminar, without seeking or obtaining approval of the Board of Directors of the corporation; that the corporation has not provided the Town of Lake Lure with a proper and accurate financial statement, as required by Paragraph 6 of the Agreement with the Town of Lake Lure; that this Board does not have confidence in the financial structure of this corporation or that this corporation is meeting the best needs of this community's fire protection; and that officers of the corporation have not cooperated with the Town of Lake Lure in coordinating fire training and deployment with the other area fire departments;


Now therefore, be it resolved by the Board of Directors of the Lake Lure Fire Protection Association, Inc. as follows:

1. Effective immediately, the Board of Directors, having determined that there are no voting members or members of the corporation having voting rights, hereby dissolve this corporation pursuant to G.S. 55A-44(a)(2).
2. That all assets of the corporation be turned over to the Town of Lake Lure, pursuant Paragraph 8 of the corporation's agreement with the Town of Lake Lure dated July 1, 1994.
3. The Board of Directors hereby authorizes Director Sam Karr to obtain the services of the Lake Lure Police Department to lock said building which was being leased from the Town of Lake Lure for the sum of one dollar per annum in order to conduct an accounting of the assets of the corporation and preserve same, as well directs. First Union National Bank of Lake Lure to freeze the checking account and safe deposit box of the corporation. First Union National Bank is hereby directed to not admit access to said safe deposit box until it receives a written request from Director Sam Karr.
4. That the Board acknowledges that one brush truck, one tanker, and one pumper were already owned by the Town of Lake Lure and leased to the corporation for the sum of one dollar each per annum. These items shall be immediately returned to the possession of the Town of Lake Lure.
5. That the Board authorizes Director Sam Karr to immediately cause a notice of this dissolution to be mailed to each known creditor of the corporation, if any, and publish notice once a week for four successive weeks in a newspaper published in Rutherford County as required by G. S. 55A-449(b).
6. This Board shall meet at the Lake Lure Fire Department on February 15, 1995 at 7:00 p.m. to continue the process of dissolving and liquidating this corporation.

This Resolution, after much discussion and debate, passed by a majority vote of five (5) in favor and zero (0) opposed.

After the adoption of the foregoing resolution of dissolution, a motion was made by Bud Schichtel, seconded by Jack Stanier, which passed by a majority vote that the meeting be adjourned.

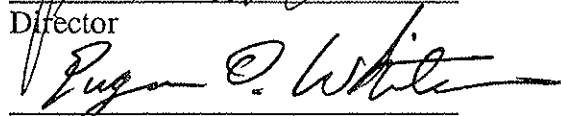
There being no further business, the meeting adjourned at 7:25 p.m. on the 17th day of January, 1995.



Director



Director



Director



Director

Director

Director

AMENDED PROPOSAL TO THE
LAKE LURE TOWN COUNCIL
FOR THE RED BARN COMMERCIAL
CENTER OFF-PREMISE SIGN

Submitted: January 10, 1995
By: Sharon & Scott Theiss

In response to the councils comments on the previous proposal dated January 5, 1995; we respectfully submit the following:

A location has been suggested by council, adjacent to the arcade sign, upon which a similar structure may be constructed for the Red Barn Commercial Center.

We have provided drawing SST-032 which describes as sign of the same geometry, size and construction as the arcade sign. Placement of the new structure will be to the south of the arcade sign and on a common centerline with it. Separation of the two structures will be sufficient to allow the electric meter to be accessed.

The sign will be painted per the schedule noted on Dwg. SST-032. All the colors selected are colors which exist on various governmental signs in Lake Lure. Blade signs will also reflect similar colors.

Lighting will be the same as the arcade sign (4 150watt PAR lights, ground mounted, 2 per side).

Landscaping will be a mulch bed, but we would like to have ground cover & flowering plants in the bed which we would maintain.

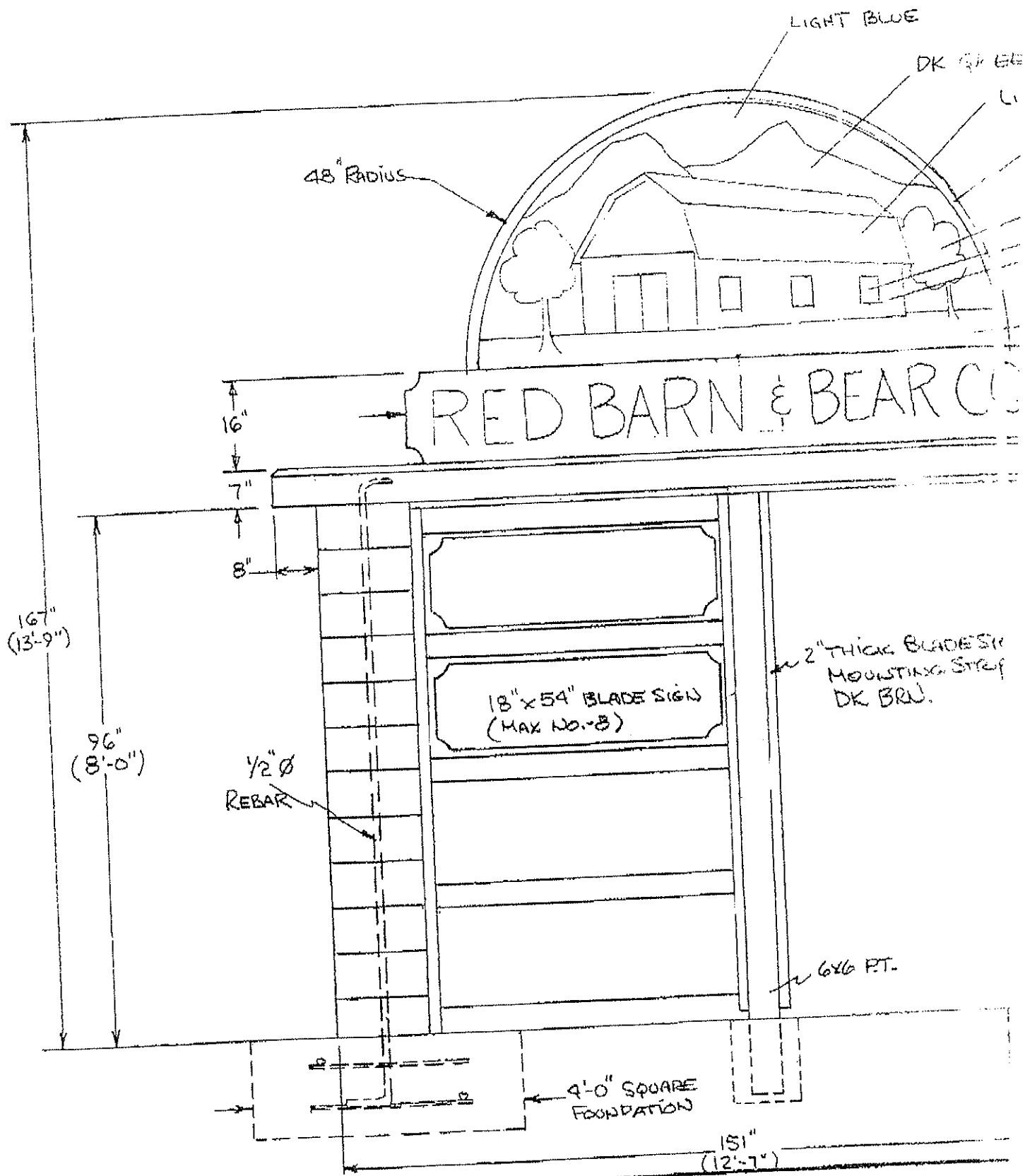
We also request that 1st Street be renamed "Red Barn Road" and a street sign per the towns specification be erected at the intersection of 1st St. and Avenue 'B'.

We thank the council for their cooperation and assistance in this matter.

Respectfully

Sharon & Scott Theiss

Encl. Dwg.:SST-032



T GREY

WHITE

GREEN

WHITE

BARN RED

MED GREEN

WHITE

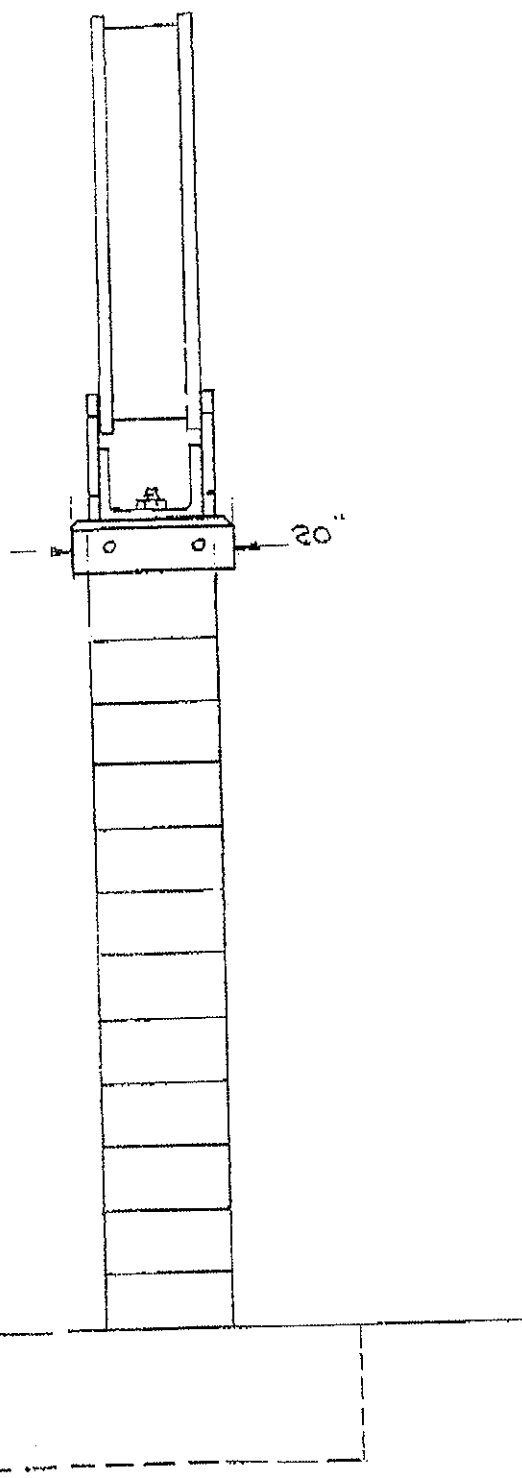
BARN RED APPLIED LETTERS

CAST-IN-PLACE
LINTEL

STUCCO SURFACE
OVER 16" SQUARE
BLOCK
ALL CONCRETE
SURFACES PAINTED
LIGHT BRN.

GRADE

24"



OWN. BY S. THEISS		CHK'D BY	RED BARN COMMERCIAL CENTER	SCALE 1/2" = 1'-0"	DATE 1-15-95
PASSED BY		APPROVED BY	OFF-PREMISE SIGN	DWG NO. SST-032	B

North Carolina Parks And Recreation Trust Fund

1995 Application and Certification Form

Applicant: Town of Lake Lure County: Rutherford

Address And Zip: P.O. Box 255 Lake Lure NC 28746-0255

Contact Person: Max Lehner Title: Mayor

Contact's Phone: (704) 625-9983 Fax: (704) 625-8371

Project Name: Lake Lure Point Park Project

Grant Type (Check All That Apply): ☐ Acquisition Only * ☒ New Development ☐ Acq* & Dev
☐ Renovation Of Existing Facilities *Acquisition projects requires supplemental application

List Proposed Project Elements: The project involves the installation of six fitness centers at the Point Park, which is used extensively for walking and other recreational activities.

Project Site is Owned Fee Simple Title by Applicant? ☒ Yes ☐ No

Are there any Restrictions in the Deed? ☐ Yes ☒ No If yes, must describe in project narrative.

Project Site is Leased by Applicant? ☐ Yes ☒ No Date Lease Expires _____

Had a Previous LWCF Grant(s) ☐ Acquire and/or ☐ Develop this Property? ☐ Yes ☒ No

If yes, list grant project number(s): _____

Project Funding:

PARTF Request \$ 3,000

Local Match \$ 3,000

Total Project Cost \$ 6,000

Applicant Certifications By Elected Local Body:

"On behalf of the applicant, I hereby certify the information contained in the attached application is true and correct. I understand this application will be rated on the basis of the information submitted and the submission of incorrect data or an incomplete application can result in this application being withdrawn from consideration for funding."

"I hereby certify the applicant will comply with all applicable local, state and federal laws and regulations."

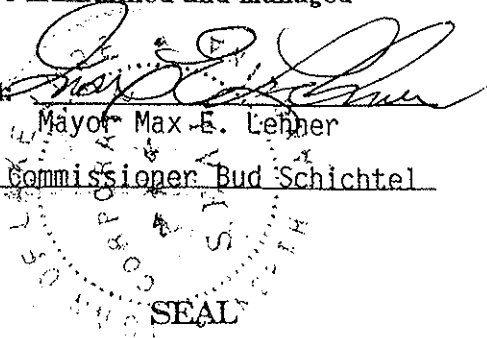
"I hereby certify the availability of the 50% required match as shown on this application."

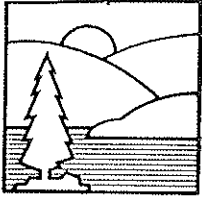
"I hereby certify that the property acquired with PARTF assistance will be dedicated in perpetuity to public recreation uses and any development will be maintained and managed for public recreation use for a minimum period of 25 years."

Adopted this 24th day of January 1995 Chief Elected Official: Max E. Lehner

Moved by Commissioner Bill Bush Seconded by Commissioner Bud Schichtel

Attested by Mary A. Flack
Town Clerk Mary A. Flack





Incorporated 1927

Town of Lake Lure

P. O. Box 255 • Lake Lure, NC 28746-0255 • 704/625-9983 • FAX 704/625-8371

NOTICE OF PUBLIC HEARING

The Town of Lake Lure will hold a Public Hearing on January 24, 1995 at 7:30 p.m. The meeting will be held at the Lake Lure Community Center.

The purpose of the Public Hearing is to allow the public an opportunity to express their views concerning the Town's submitting an application for Parks and Recreation Trust Funds. The Town is considering submitting an application for funds to construct restroom facilities and a fitness center at the Point Park.

Project Narrative Lake Lure Point Park February 3, 1995

I. Proposed Project and Site

This project represents one component of an overall plan to develop a regional attraction for tourist, increase the potential for community economic growth, and provide a recreational amenity responsive to the long-term needs and enhancement of the quality of life for the citizens of Lake Lure. Specifically, the Town is proposing to construct handicapped accessible restroom facilities to serve the "Point Park." Also, the Town plans to construct six fitness centers, starting at various locations throughout the park.

In April of 1994, the Town of Lake Lure prepared a master plan for future development of the Lake Lure Town Center and the Lake Lure Point Park. The plan contained numerous projects, one of which was the construction of restroom facilities to serve the park. The Town has restrooms located at the Marina, however, they were not centrally located to the park itself.

The Lake Lure Point Park presently offers a variety of recreational facilities, which attract thousands of visitors annually. Presently, the Town operates what is known locally as the "beach," an area where thousands of people gather each summer for swimming and relaxation. Adjacent to the property is the Town Marina, Community Center, ballfield, horse shows, picnic tables, tennis courts, playgrounds, Pavillion, public boat ramp and a system of walking trails.

The existing park area contains approximately 10 acres. The park area is a basin located around a north facing cove at the western end of the lake. The northern end of the cove opens to the lake. A large peninsula of alluvial deposits extend across the area forming a protected "harbor" area, which connects to the main lake through a narrow channel. Both this area and the souther area lies only 18 inches to six feet above the normal lake level. As a result of its proximity to the lake level, the peninsula area has a network of wetland areas. These areas offer unique opportunities for educational and environmental program uses. The park is bounded on three sides by water with the south side abutting U.S. Highway 74. All property around the park is owned by the Town.

There are no easements on the Point Park.

II. Need and Justification for Project

The primary objective of this project is to increase the use and potential of the existing physical and environmental resources to provide recreational opportunities to the broadest range of population interest without adverse impact to the scenic quality of the Town Center and Lake. This project represents one component of the Town's ongoing effort to provide water-based recreational opportunities for the citizens of Lake Lure, Rutherford County and Western North Carolina. Furthermore, the project will meet a tremendous need for passive recreational opportunities for the general public, as well as the physically handicapped and improved sanitary facilities.

The Town of Lake Lure purchased the body of water known as Lake Lure during the early 70's for two purposes. One was the generation of electricity and secondly, but perhaps more important, to provide tourism and recreation in the Town. When the lake was purchased, there were basically no developed facilities. Since the Town purchased the lake, a community center, a marina, tennis courts, ballfields and walking trails have been constructed. Although the year-round population of Lake Lure is only about 600, the summer population swells to an estimated 20,000. Furthermore, it is estimated that approximately 5,000 people visit this area on weekends during summer months. The Town only has two restrooms to serve the population, which are not conveniently located to serve the Point Park.

Historically, the primary visitors or users of recreational facilities were the young generation. However, in recent years, the Town has begun developing a retirement community. This has created the need for more facilities to serve the elderly. The Point Park is used by all age groups, however, it is particularly attractive to the elderly, primarily due to the natural trails and scenic beauty. The Town would like to install six fitness centers at strategic locations throughout the park. This would provide additional recreational opportunities for all age groups.

Once all facilities are completed, the Town of Lake Lure will be responsible for all maintenance. The Town's annual operations budget for recreation is in excess of \$300,000.

Without question, there exists a tremendous need, not only in Rutherford County, but throughout Western North Carolina, for recreational opportunities like these found in Lake Lure. Also, in that tourism constitutes the base of the Lake Lure economy, there exists a tremendous need to enhance existing facilities and continue the development of new facilities.

III. Local Planning Efforts and Project Conformity

On April 26, 1994, Luther E. Smith and Associates completed a master plan for the future development of the Lake Lure Town Center and Lake Lure Point Park, which has been adopted by the Town Council. The concept for the Master Plan resulted from numerous community and council meetings in an attempt to identify priorities for future development. After nearly a year of work, the committees identified three recommended phases that should be implemented over the next 10 years. Workshop sessions and informal council discussions became an effective vehicle for clarifying community goals and developing a challenging program statement, both of which form the basis for the concept master plan.

Even before final adoption of the Town Center Plan, the Town Council boldly moved forward to initiate development of Phase I of the Lake Lure Point Park. The action symbolizes the councils' dedication and commitment to a course of growth and enhancement of the Town of Lake Lure for its citizens and visitors.

The benefits or results expected from this project will be tremendous. Not only will the project result in increased recreational opportunities, but it will also enhance the economy of Lake Lure. The proposed facilities will be utilized by the citizens of Lake Lure, Rutherford County and thousands of tourists throughout the Southeastern United States. It is estimated that approximately 20,000 people regularly visit Lake Lure during the summers with an additional 100 to 200,000 passing through the area. U.S. Highway 74 is a major artery for tourist traffic in Western North Carolina. The proposed facilities will provide a convenient "stop over" for travelers, whereby one can enjoy both passive and active recreational opportunities.

The proposed facilities will be accessible to anyone, whether a resident of Lake Lure or anywhere else. The marina itself will only be operated during the summer months, however, the facilities, i.e., picnic area will be opened year-round. The property will be managed by the Town of Lake Lure, under the jurisdiction of the Town Manager.

In conclusion, the proposed facilities, combined with existing recreational facilities in Lake Lure, will have a tremendous social, recreational and economic impact on the area. Without question, these facilities will benefit more people than any other area in Western North Carolina.

Cost Estimates Point Park

Construction of Restrooms ADA Conformance	\$50,000
Construct 6 Fitness Centers at \$1,000 each	6,000
Total Development Budget	56,000
Contingencies	2,800
Architecture and Engineering	5,600
Total Project Cost	\$64,400
PARTF Request	\$32,200

North Carolina Parks And Recreation Trust Fund

1995 Application and Certification Form

Applicant: Town of Lake Lure County: Rutherford

Address And Zip: P.O. Box 255 Lake Lure NC 28746-0255

Contact Person: Max Lehner Title: Mayor

Contact's Phone: (704) 625-9983 Fax: (704) 625-8371

Project Name: Lake Lure Point Park Project

Grant Type (Check All That Apply): ☐ Acquisition Only * ☒ New Development ☐ Acq* & Dev
☐ Renovation Of Existing Facilities *Acquisition projects requires supplemental application

List Proposed Project Elements: The project involves the construction of restroom facilities to serve the Lake Point Park. The town would also like to install (6) six fitness centers, primarily designed to serve the elderly.

Project Site is Owned Fee Simple Title by Applicant? ☒ Yes ☐ No

Are there any Restrictions in the Deed? ☐ Yes ☒ No If yes, must describe in project narrative.

Project Site is Leased by Applicant? ☐ Yes ☒ No Date Lease Expires _____

Did a Previous LWCF Grant(s) ☐ Acquire and/or ☐ Develop this Property? ☐ Yes ☒ No

If yes, list grant project number(s): _____

Project Funding:

PARTF Request \$ 32,200

Local Match \$ 32,200

Total Project Cost \$ 64,400

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Applicant Certifications By Elected Local Body:

"On behalf of the applicant, I hereby certify the information contained in the attached application is true and correct. I understand this application will be rated on the basis of the information submitted and the submission of incorrect data or an incomplete application can result in this application being withdrawn from consideration for funding."

"I hereby certify the applicant will comply with all applicable local, state and federal laws and regulations."

"I hereby certify the availability of the 50% required match as shown on this application."

"I hereby certify that the property acquired with PARTF assistance will be dedicated in perpetuity to public recreation uses and any development will be maintained and managed for public recreation use for a minimum period of 25 years."

Adopted this ____ day of _____ 19 ____ Chief Elected Official: _____

Moved by _____ Seconded by _____

Attested by _____

LAKE LURE POINT PARK

NATURE AREA

WETLAND INTERPRETATION TRAIL
FITNESS TRAIL
TRAIL ACCESS BRIDGES
FISHING POINTS
ELEVATED PICNIC AREA
OBSERVATION TOWER

EVENTS AREA

GAZEBO/BAND SHELL
AMPHITHEATER
SAILING POND
PICNIC AREA
RESTROOMS
BOARDWALK
PEDESTRIAN BRIDGE
NON-MOTORIZED BOAT DOCKING

RECREATION CENTER

RECREATION BUILDING
COMMUNITY BUILDING
TOWN FACILITY
PUBLIC PARKING
TENNIS
BASKETBALL
SOFTBALL FIELD
CONCESSION STAND
TOT LOT
PLAYGROUND
PICNIC SHELTERS
RESTROOMS

MARINA

OFFICE
BOAT RAMP
PERMANENT BOAT DOCKING
BOAT STORAGE
OBSERVATION PIERS
BOARDWALK

BEACH AREA

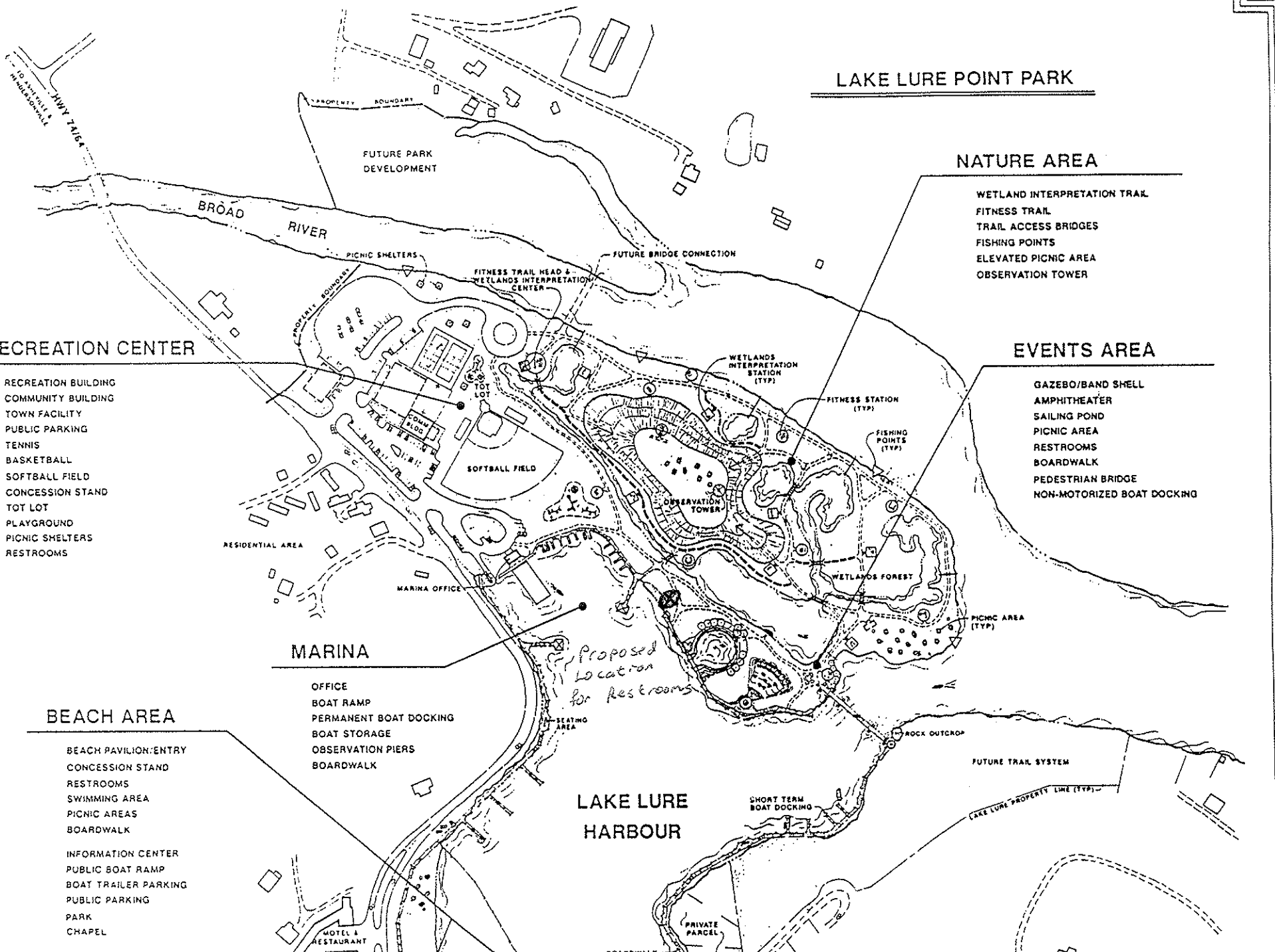
BEACH PAVILION: ENTRY
CONCESSION STAND
RESTROOMS
SWIMMING AREA
PICNIC AREAS
BOARDWALK

INFORMATION CENTER
PUBLIC BOAT RAMP
BOAT TRAILER PARKING
PUBLIC PARKING
PARK
CHAPEL

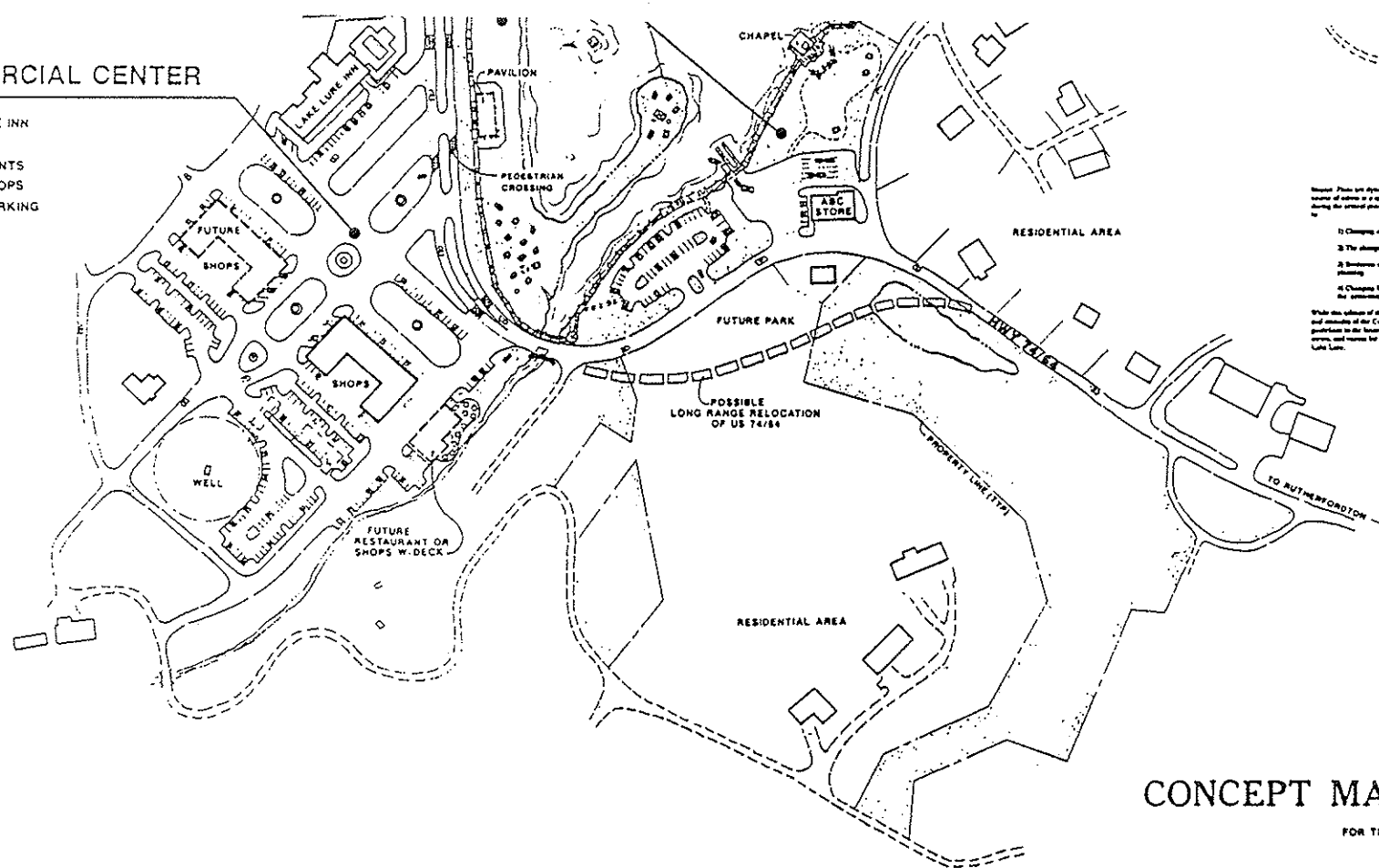
LAKE LURE HARBOUR

SHORT TERM
BOAT DOCKING

PRIVATE
PARCEL



LAKE LURE INN
MOTEL
RESTAURANTS
RETAIL SHOPS
PUBLIC PARKING
KIOSK



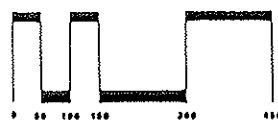
FOR THE

PREPARED BY

LUTHER E. SMITH & ASSOC., P.A.
LAND PLANNING • LANDSCAPE ARCHITECTURE

MEMPHIS

NORTH CAROLINA



SCALE: 1" = 100' - 0"



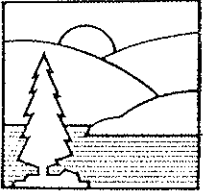
NORTH

[illegible]

TOWN OF LAKE LURE



LAKE LURE, NORTH CAROLINA



Incorporated 1927

Town of Lake Lure

P. O. Box 255 • Lake Lure, NC 28746-0255 • 704/625-9983 • FAX 704/625-8371

MEMORANDUM

TO: Mayor Pro-tem Bud Schichtel

FROM: Anita H. Taylor, CMC/AAE

DATE: November 10, 1994

SUBJECT: "Gem of the Carolinas" Car Tags

Per our discussion the other day, I investigated the possibility of ordering approximately 100 of the Lake Lure car tags which were sold several years ago during the Diamond Jubilee Celebration.

The company which provided the car tags in 1987 is located in Hendersonville and is called "Something Special". When you buy 100 car tags you are given a greater break in price. The cost will be \$1.75 per car tag with a one time \$15.00 setup fee. The previous setup is no longer valid since it was approximately seven years ago when the tags were made and the records are no longer on file with the company.

Several persons have inquired about the possibility of obtaining these particular tags. We used to sale these tags at the Town Hall for \$3.00 each.

If you need any further information, please let me know and I will do my best to assist.

AHT/at