

LAKE LURE TOWN COUNCIL REGULAR MEETING PACKET

Tuesday, March 12, 2013



Mayor Bob Keith

Commissioner John Moore

Commissioner Mary Ann Silvey

Commissioner Diane Barrett

Commissioner Bob Cameron



REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL

March 12, 2013

7:00 p.m.

Lake Lure Municipal Center

AGENDA

1. Call to Order
Mayor
Bob Keith
2. Invocation (*Please rise and remain standing*)
Attorney
Chris Callahan
3. Pledge of Allegiance
4. Approve the Agenda
Council
5. Present Award of Appreciation to Paula Jordan
6. Public Hearing – Proposed Ordinance No. 13-03-12 Amending Chapter 90 of the Town of Lake Lure Code of Ordinances pertaining to Abandoned Structures; Unfit Dwellings, specifically to allow the option to repair a dwelling when the cost of repairs would exceed 50% of the value of the dwelling
7. Consider Adoption of Ordinance No. 13-03-12: An Ordinance amending Chapter 90 of the Town of Lake Lure Code of Ordinances pertaining to Abandoned Structures; Unfit Dwellings, specifically to allow the option to repair a dwelling when the cost of repairs would exceed 50% of the value of the dwelling
8. Public Forum: *The public is invited to speak on any non-agenda and/or consent agenda topics. Comments should be limited to less than five minutes.*
9. Staff Reports
10. Council Liaison Reports & Comments
11. Consent Agenda:
 - a. Approve Minutes of the February 12, 2013 Regular Meeting
 - b. Approve a Request from Alicia Davis to Suspend the Town's Alcohol Ordinance in Order to Serve Wine During a Wedding Reception Being Held Inside the Community Hall of the Lake Lure Municipal Center on April 13, 2013 from 6 p.m. Until 9 p.m.

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March 12, 2013**

- c. Approve a Request from Yvonne Cooley on Behalf of the Hickory Nut Gorge Community Church Outreach, Inc to: (1) Use Town Property Surrounding the Lake Lure Arcade Building for a Spring Festival Being Held on May 25-27, 2013 and an Autumn Festival being held October 19-20, 2013; (2) Suspend the Town's Peddling Ordinance for the Festivals; (3) Allow Banners on Town Property Prior to and During the Festivals and (4) Temporarily Close a Portion of Arcade Street for the Events
 - d. Approve a Lease Agreement Between the Town of Lake Lure and the State Employees' Credit Union Regarding Use of the Town's Parking Lot Space for an ATM
 - e. Approve a Request Submitted By Michelle Yelton on Behalf of Lake Lure Classical Academy to Waive Sign Permit Fees and the Deposit for Rental of Morse Park Meadows for the School's Annual Spring Fling Festival Fundraiser Being Held on April 27, 2013 from 11:00 a.m. to 3:00 p.m. Also, Suspend the Town's Peddling Ordinance for the Event and Allow a Portion of Morse Park Meadows Parking Lot to Be Used to Park Construction Vehicles, Fire Trucks, and Police Cars for Kids to View During the Event
- 12. Unfinished Business
 - a. Other Unfinished Business
- 13. New Business:
 - a. Presentation of the Friends Flowering Bridge Five Year Budget and Expense Summary Bill Miller, Friends Flowering Bridge Committee
 - b. Consider Directing the Zoning and Planning Board to Review and Make a Recommendation Concerning Vacation Rental Operating Permit Procedure
 - c. Consider Approval of the Lake Lure and Chimney Rock Community Image Style Guide
 - d. Consider Adoption of Resolution No. 13-03-12 Requesting County Assistance for an AmeriCorps Trails Stewardship Coordinator Chris Braund, Town Manager
 - e. Board Appointment - ABC Board
 - f. Appoint a Member of Town Council to Serve a Three-year Term on the Isothermal Planning and Development Commission Board of Directors
- 14. Adjournment

Agenda Items: 6 & 7



TOWN OF LAKE LURE
Community Development Department

MEMORANDUM

TO: Mayor & Town Council

FROM: Zoning Administrator/Code Enforcement Officer 

DATE: March 5, 2013

RE: Amendments to Chapter 90 Abandoned Structures; Unfit Dwellings

It was recently discovered that amendments made last year to the Abandoned Structures; Unfit Dwellings Regulations inadvertently left out the option for property owners to repair a dwelling found to be unfit for human habitation regardless of whether or not the repairs would cost more than 50% of the value of the structure. Staff is recommending the enclosed amendments to remedy this oversight. Community Development Attorney Mike Egan, who drafted the proposed amendments, also advises that these changes closely track the statutory requirements for the regulations.

ORDINANCE NUMBER 13-03-12

AN ORDINANCE CONCERNING ABANDONED STRUCTURES AND UNFIT DWELLINGS; AMENDING CHAPTER 90 OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE LURE

WHEREAS, Article 8 of Chapter 160A of the North Carolina General Statutes, N.C.G.S. 160A-174, et seq., delegates to municipalities the authority to exercise the general police power; and

WHEREAS, Part 6 of Article 19 of the North Carolina General Statutes, N.C.G.S. 160A-441, et seq., authorizes municipalities to provide for the repair, closing or demolition of any abandoned structure or unfit dwelling;

WHEREAS, N.C.G.S. 160A-193 authorizes municipalities to summarily remedy, abate or remove public health nuisances; and

WHEREAS, the Lake Lure Town Council finds that it is in the public interest to amend Chapter 90 of the Town's Code of Ordinances to provide the option to repair a dwelling that has been found to be unfit for human habitation when the cost of repairs would exceed 50% of the value of the dwelling; and

WHEREAS, the Lake Lure Town Council, after due notice, conducted a public hearing on the 12th day of March 2013, upon the question of amending the Town Code in this respect.

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

SECTION ONE. Paragraph (C) of § 90.05 of the Abandoned Structures; Unfit Dwellings Regulations of the Town of Lake Lure, concerning procedures for enforcement, is hereby amended as follows:

(C) Procedure after Hearing; Order. If, after notice and hearing, the Code Enforcement Officer determines that the structure under consideration is unfit for human habitation in accordance with the standards set forth herein, he shall state in writing his findings of fact in support of that determination and shall issue and cause to be served upon the owner thereof an order as provided herein.

(1) If the repair, alteration or improvement of the dwelling can be made at a cost of less than fifty (50) percent of the value of the dwelling, requiring the order shall require the owner, within the time specified, to repair, alter or improve the dwelling in order to render it fit for human habitation ~~or to vacate and close the dwelling as a human habitation, based upon the Code Enforcement Officer's standards for closing dwellings; or~~ .

- (2) If the repair, alteration or improvement of the dwelling cannot be made at a cost of less than fifty (50) percent of the value of the dwelling, requiring the order shall require the owner, within the time specified in the order, to repair, alter, or improve the dwelling in order to render it fit for human habitation or, at the owner's option, to remove or demolish such dwelling.

If continued occupancy during the time allowed for repair will present a significant threat of bodily harm, taking into account the nature of the necessary repairs, alterations, or improvements, the current state of the property, and any additional risks due to the presence and capacity of minors under the age of eighteen or occupants with physical or mental disabilities, the order may require that the property be vacated and closed. The order shall state that the failure to make timely repairs as directed in the order shall make the dwelling subject to the remedies afforded the Town in § 90.05(D) of this Chapter.

[ADDITIONS TO TEXT ARE UNDERLINED; DELETIONS ARE ~~STRUCK THROUGH~~.]

SECTION TWO. Paragraph (D)(2) of § 90.05 of the Abandoned Structures; Unfit Dwellings Regulations of the Town of Lake Lure, concerning the in rem remedy, is hereby amended as follows:

- (2) After failure of an owner of a dwelling or structure to comply with an order of the Code Enforcement Officer within the time specified therein, if injunctive relief has not been sought or has not been granted as provided in division (D)(1), above, the Code Enforcement Officer shall submit to the Town Council an ordinance ordering the Code Enforcement Officer to cause such dwelling structure to be repaired, altered or improved, vacated and closed, or, in the event the order was issued pursuant to § 90.05(C)(2), removed or demolished, as provided in the original order of the Code Enforcement Officer and, pending such repair, alteration, improvement, vacating, closure, removal or demolition, to placard any such dwelling as provided G.S. 160A-443.

[ADDITIONS TO TEXT ARE UNDERLINED; DELETIONS ARE ~~STRUCK THROUGH~~.]

SECTION THREE. The enactment of this ordinance shall in no way affect the running of any amortization provisions or enforcement actions, or otherwise cure any existing violations.

Ordinance No. 13-03-12
March 12, 2013
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SECTION FOUR. This ordinance shall be in full force and effect from and after the date of its adoption.

Adopted this 12th day of March, 2013.

Bob Keith, Mayor

ATTEST:

Andrea H. Calvert, Town Clerk

Approved as to form:

Chris Callahan, Town Attorney

Agenda Item: 11a

**MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL
HELD TUESDAY, FEBRUARY 12, 2013, 7:00 P.M. AT THE LAKE LURE MUNICIPAL
CENTER**

PRESENT: Mayor Bob Keith
Commissioner Mary Ann Silvey
Commissioner Bob Cameron
Commissioner Diane Barrett
Commissioner John W. Moore (Commissioner Moore was not present when the meeting was called to order, but joined the meeting at approximately 8:05 p.m.)

Christopher Braund, Town Manager
J. Christopher Callahan, Town Attorney

ABSENT: N/A

CALL TO ORDER

Mayor Bob Keith called the meeting to order at 7:00 p.m.

INVOCATION

Attorney Chris Callahan gave the invocation.

PLEDGE OF ALLEGIANCE

Council members led the pledge of allegiance.

APPROVE THE AGENDA

Commissioner Diane Barrett made a motion to approve the agenda as amended adding an item as 10d under new business to consider approval a letter presented by Mayor Bob Keith regarding MAHEC and potential health services.

Commissioner Bob Cameron seconded the motion and the vote of approval was unanimous.

PUBLIC FORUM

Mayor Bob Keith invited the audience to speak on any non-agenda items and/or consent agenda topics. No one requested to speak.

STAFF REPORTS

Town Manager Chris Braund presented the town manager's report dated February 12, 2013. (Copy of the town manager's report is attached.)

COUNCIL LIAISON REPORTS & COMMENTS

Commissioner Diane Barrett reported on the activities of the Parks and Recreation Board.

Commissioner Mary Ann Silvey reported on the activities of the Lake Lure ABC Board, the Lake Advisory Board and the Lake Lure Classical Academy School Board.

Commissioner Bob Cameron reported on the activities of the Lake Lure Board of Adjustment/Lake Structures Appeal Board.

PRESENT AWARD OF APPRECIATION TO BO WILLIAMS

Commissioner Mary Ann Silvey presented an award of appreciation on behalf of Town Council to Bo Williams for notable contribution to the Town of Lake Lure and the Lake Advisory Board from May, 2007 until January, 2013.

Commissioner Silvey also recognized Robin Proctor for contribution to the Lake Advisory Board from December, 2007 until January, 2013 and Wiley Bourne for contribution to the Lake Advisory Board from December, 2005 until January, 2013. Mrs. Proctor and Mr. Bourne were not present to accept their certificates of appreciation.

CONSENT AGENDA

Mayor Bob Keith presented the consent agenda and asked if any items should be removed before calling for action.

Commissioner Bob Cameron moved, seconded by Commissioner Mary Ann Silvey, to approve the consent agenda as presented. Therefore, the consent agenda incorporating the following items was unanimously approved:

- a. Minutes of the January 8, 2013 regular meeting
- b. a request from Susan Crotts to suspend the town's alcohol ordinance in order to have a champagne toast during a wedding reception being held inside the

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Community Hall of the Lake Lure Municipal Center on June 16, 2013, from 6 p.m. until 9 p.m.

- c. direct the Zoning and Planning Board to study and provide recommendations regarding differences in town regulations as they pertain to streets and driveways
- d. a contract between the town of Lake Lure and Martin Starnes & Associates, CPAs to audit accounts and authorize the mayor and finance officer to execute the contract on behalf of the town
- e. a budget amendment to include \$4,000 "No Man's Land Tax" in the Fire Equipment Capital Reserve Fund for future fire equipment purchases as submitted by Finance Director Sam Karr
- f. a budget amendment to add \$40,500 to revenue line items Timken Grant – Fire Department (#10-332944) and increase \$40,500 to expense Capital Outlay - Fire Department Brush Truck as submitted by Finance Director Sam Karr
- g. a budget amendment to move \$3,723 from "Sale of Assets" (#10-383500) to "Debt Services Police Vehicle" (#10-91000-541) as submitted by Finance Director Sam Karr

End of Consent Agenda.

UNFINISHED BUSINESS:

a. OTHER UNFINISHED BUSINESS

There was no other unfinished business.

NEW BUSINESS:

a. CONSIDER ADOPTION OF ORDINANCE NO. 13-02-12 AMENDING CHAPTER 31 OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE LURE TO ADD PENALTIES FOR MULTIPLE FALSE FIRE ALARMS

Lake Lure Fire Chef Ron Morgan explained the intent of proposed Ordinance No. 13-02-12 concerning false fire alarms.

After discussion, council members asked that the ordinance state that "the fire chief *may* issue a civil penalty citation giving notice of the violation of this section for each such false

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alarm over two (2) per month” instead of stating that “the fire chief *shall* issue a civil penalty citation giving notice of the violation of this section for each such false alarm over two (2) per month.”

Commissioner Bob Cameron made a motion to approve Ordinance No. 13-02-12 as amended.

ORDINANCE NUMBER 13-02-12

AN ORDINANCE AMENDING CHAPTER 31 OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE LURE TO ADD PENALTIES FOR MULTIPLE FALSE FIRE ALARMS

WHEREAS, multiple false alarms to which the Town of Lake Lure Fire Department responds create monetary expense to the town and result in increased danger of possible accidents involving those responding to such alarms;

WHEREAS, it is determined that those locations generating multiple false alarms should have an economic responsibility for such false alarms; and

WHEREAS, the Lake Lure Town Council finds that it is in the public interest to amend Chapter 31 of the Town’s Code of Ordinances to provide regulations regarding fire alarms;

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

SECTION ONE: Chapter 31 of the Code of Ordinances of the Town of Lake Lure is amended by adding the following definitions to §31.12 Definitions:

“ALARM” as used herein shall mean any electrical or mechanical device, which transmits an electronic alarm signal or recorded message to the Rutherford County Communications Center indicating a fire or other incendiary occurrence.

“FALSE ALARM” as used herein shall mean an activation of an alarm system, which elicits a response from the fire department when no situation requiring such a response does, in fact, exist. This includes accidental, avoidable, and unnecessary alarm activation due to user error, equipment malfunction and improper or unsuited equipment, but does not include alarm activation caused by violent conditions of nature or other extraordinary circumstances not reasonably subject to control by the alarm user.

“RESIDENTIAL”, “STORAGE”, “BUSINESS”, “ASSEMBLY”, “EDUCATIONAL”, “INDUSTRIAL”, “MERCANTILE”, “HAZARDOUS” AND “INSTITUTIONAL” as used herein shall have the meanings as set forth more fully in the occupancy classification of the North Carolina Building Code as adopted and enforced from time to time.

SECTION TWO: Chapter 31 of the Code of Ordinances of the Town of Lake Lure is amended by adding a new §31.99, “Penalty,” which shall read as follows:

§31.99 Penalty:

- a) If the Town of Lake Lure Fire Department shall respond to more than two (2) false alarms at the same premises or location within any calendar month, the fire chief may issue a civil penalty citation giving notice of the violation of this section for each such false alarm over two (2) per month. The citation shall issue to the owner of record of the property, or to the person or entity having present control of such premises or location if different from the owner of record of the property. Citations may be served in person or mailed by certified mail, return receipt requested, to the person or entity charged.
- b) The amount of the penalty shall be seventy-five dollars (\$75.00) pertaining to false alarms to residential and storage properties, one hundred dollars (\$100.00) pertaining to false alarms to business and assembly properties, and one hundred fifty dollars (\$150.00) pertaining to false alarms to educational, industrial, mercantile, hazardous, and institutional properties.
- c) Each citation shall impose the penalty described above and shall be paid to the Town of Lake Lure Finance Director within fourteen (14) days of issuance in full satisfaction of the assessed civil penalty. If the civil penalty is not paid within the time prescribed in the citation, the town may initiate a civil action in the nature of debt to collect such penalty.
- d) Payments shall be deposited into the responding fire departments budget.

SECTION THREE. This ordinance shall be in full force and effect from and after the date of its adoption.

Adopted this 12th day of February , 2012.

NEW BUSINESS:

**b. DISCUSSION REGARDING STRATEGY AND RECOMMENDATIONS
CONCERNING THE TOWN'S BOAT FLEET**

Town Manager Chris Braund presented an updated inventory of the town's boat fleet and gave an overview of the following recommendations concerning the boat fleet and purchase of a boat motor for the service work boat.

Recommendations:

- 1) Purchase a new Evinrude ETEC 75hp outboard motor and install it on the Service Work Boat. With parts, operating console and labor, the cost is \$9,267.58. This will give us a dependable motor for the primary work boat on the lake. I am requesting Council's approval to use funds from the sale of the Bennington to purchase this motor.
- 2) Transfer the old, 60hp engine from the Service Work Boat to the Work Barge. This boat gets less use, but is necessary for certain work and for Donnie's use at the dam (without railings or canopy, it can fit underneath the suspended cable.)
- 3) Sell or part out the current public works pontoon (in fair condition)
- 4) Sell or part out the current dam/hydroelectric pontoon (in poor condition)

Commissioner Bob Cameron expressed concern about not having enough places to store town boats and suggested setting aside money from the sale of town boats to use toward building a new floating boathouse to keep the town boats out of the weather. Commissioner Cameron further suggested that the town consider using a contractor's boat when a service boat is necessary instead of purchasing a new motor for the town's service boat.

Lake Operations Director Dean Givens explained why he feels it is necessary to use funds gained through the recent sale of a pontoon to purchase a replacement motor for the town's service boat.

Commissioner Cameron discussed revisiting the idea of selling the old boathouse property at the dam to pay for construction of a new boathouse.

Town Manager Chris Braund stated that a plan was brought to council at a previous meeting to address funding construction of a new boathouse through the sale of the old boathouse property, but at that time council was unsure about the project.

Council members discussed the proposed plan to build a boathouse after the sale of a

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piece of property at the dam. Mr. Braund agreed to bring back the proposed plan for funding construction of the boathouse through sale of property for council to consider.

Commissioner John Moore, who was not present for the earlier portion of the meeting, joined the meeting.

Commissioner Diane Barrett asked if the boat motor was an immediate need or if purchase of the motor could be postponed until next budget year. Mr. Givens stated that the motor was originally requested by his department in the 2012-2013 budget, but council directed him to sell a boat if he needed funds for the motor.

Commissioner John Moore stated he has discussed the idea of the town using privately owned commercial boats with contractors on the lake and they seem agreeable to the idea.

Lake Lure Fire Chief Ron Morgan explained that the service boat is also used by the fire department, specifically to retrieve distressed boats on the lake.

A member of the audience, Barbara Marsh Searcy, asked to speak as a town property owner. Ms. Searcy stated that as a citizen she feels if two department heads say they need an asset to perform their job and the town has the funds, council should allow them to purchase the asset.

After further discussion, Commissioner Bob Cameron asked that the town's assets be protected as much as possible and made a motion to approve the recommendations presented by Town Manager Chris Braund regarding the town's boat fleet and purchase of a boat motor using funds from the sale of pontoon. Commissioner Diane Barrett seconded the motion and the vote of approval was unanimous.

Commissioner Bob Cameron also asked that, at a future council meeting, Town Manager Chris Braund provide information concerning a plan to sale the boathouse property at the dam to gain funds to build a new boathouse.

NEW BUSINESS:

c. CONSIDER APPROVAL OF PARTICIPATION IN A COUNTY-WIDE SEWER STUDY

Town Manager Chris Braund gave an overview of a memo addressed to council regarding the town's participation in a county-wide sewer study.

After discussion, Commissioner Bob Cameron made a motion that the town endorse the application for a North Carolina Rural Center grant to fund a county-wide sewer study and, upon

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the award of such grant, to contribute \$7,505 toward the cost of such study, subject to and contingent upon a satisfactory agreement by and between the county and the participating municipalities which provides for participation and input from the Town of Lake Lure on the Request for Proposals for the study, and approval by the Town of Lake Lure of the final award of the contract for the study.

Commissioner John Moore seconded the motion and the vote of approval was unanimous.

NEW BUSINESS:

d. CONSIDER APPROVAL A REQUEST PRESENTED BY MAYOR BOB KEITH REGARDING MAHEC (MOUNTAIN AREA HEALTH EDUCATION CENTER)

Commissioner Bob Cameron made a motion to approve the following letter presented by Mayor Bob Keith concerning potential health services in the Lake Lure area. Commissioner Diane Barrett seconded the motion and the vote of approval was unanimous.

Dr. Jeffrey Heck
President/CEO
Education Center
121 Hendersonville Road
Asheville, NC 28803
Administration

Dr. Heck,

For the past several years, leaders of the Town of Lake Lure have worked to attract additional health service providers to our area. We have one family practitioner who is nearing retirement and have many unmet medical needs. Thus, we are excited about MAHEC's commitment to establishing a community health facility in town. To facilitate this outcome, the Town is able to offer the following contributions of support:

a) Town Council member Commissioner Maryann Silvey will donate one acre of land adjacent to Don Adams property to be used for the medical and dental offices. This donation represents an estimated value of \$90,000 according to a BPO (Broker Price Opinion) provided by Real Estate Broker Jim Proctor. See attached document.

b) The Town of Lake Lure will waive the water and sewer connect fees for roughly \$2100, application and land disturbance fees for roughly \$4000 and monitor the permitting process to assure that it goes smoothly and is carried out in a timely fashion.

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c) We will work closely with your staff in the areas of advertisement, promotion and fundraising by identifying key community leaders, networks and organizations to raise awareness and assure a successful implementation.

d) We will write articles in our local paper announcing our current progress on the medical/dental park decision (March Issue), another picturing and describing the ground breaking in the June/July timeframe and a third for the Grand Opening when that occurs around the first of 2014. We will also publish information in the Town's monthly electronic newsletter from time to time as we progress.

We trust that MAHEC and potential funding partners will recognize the support of the Town and private citizens as a meaningful local contribution to a much-needed project.

Sincerely,

Robert M. Keith
Mayor

ADJOURN THE MEETING

With no further items of discussion, Commissioner Bob Cameron made a motion to adjourn the meeting at 8:25 p.m. Commissioner John Moore seconded the motion and the vote of approval was unanimous.

ATTEST:

Andrea H. Calvert
Town Clerk

Mayor Bob Keith

Agenda Item: 11b

**TOWN OF LAKE LURE
REQUEST FOR SUSPENSION OF TOWN ORDINANCES
REVIEW BY POLICE DEPARTMENT**

Date of Request: April 13, 2013

By: Alicia Davis/ David Whiteside

Describe Request: They would like to serve white wine at the wedding reception that will be held on April 13th, 2013 from the hours 6pm to 9pm inside the Community Hall.

It is understood that the alcohol must stay inside the building at all times and that no one under the age of 21 will be served alcohol.

Reviewed By:

Comments from LLPD:

I don't see any issues as long as alcohol consumption is inside the Community Hall

2-22-13

(Please return form to Town Clerk after signing

Chief [Signature]

Andi Calvert

From: Alicia Davis [leashdavis@gmail.com]

Sent: Friday, February 22, 2013 9:53 AM

To: townclerk@townoflakelure.com

Subject: Wedding Toasts!

Hello,

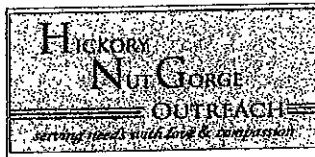
My name is Alicia Davis and me and my fiance David Whiteside will be getting married at Lake Lure Gazebo on April 13th, 2013 with a reception following the ceremony in the town hall. We would like to serve wine at the reception and would like the alcohol ordinance suspended. The wine will be served approximately from 6pm-9pm! I understand that the wine would have to stay inside the building at all times and that no person under the age of 21 would be permitted to partake. The only alcohol that will be served will be white wine and limited to 2 glasses per person. Thanks so much!

Sincerely,

Alicia Davis

2/22/2013

Agenda Item: 11c



Mailing Address: PO Box 634, Lake Lure NC 28746
Office Location: 2570 Memorial Highway, Lake Lure NC 28746
Phone: 828.625.4683 – Email: hngoutreach@att.net - Website: www.hickorynutgorgeoutreach.org

2012 Board and Officers

Donald Bowers
Chuck Hailey
Esther Logan
Dana Ledford
Mary Ann Ransom
Linda Ratschan
Elizabeth Trautman
Nancy Wait
Hope Wittmer

Programs

Food Pantry
Food For Kids Program
Outreach Services
Holiday Food Baskets
Angel Tree Gift Program
Scholarships
HNG Senior Center

Arts & Crafts Festivals-2012

Spring Festival
May 26,27,28, 2012
Autumn Festival
October 20 & 21, 2012
Website:
www.lakelureartsandcraftsfestivals.com

Local Churches that support us

Bearwallow Baptist Church
Bat Cave Baptist Church
Bills Creek Baptist Church
Cane Creek Baptist Church
Chimney Rock Baptist Church
Church of the Transfiguration
Fairfield Mountains Chapel
Lake Lure Baptist Church
Mt. Nebo Baptist Church
Middlefork Baptist Church
St. John's Missionary Church
Temple of Jesus

TO: Lake Lure Town Manager and Lake Lure Town Council

January 31, 2013

RE: Spring Festival May 25-27, 2012 and Autumn Festival Oct. 19-20, 2012

Dear Council Members,

I am writing to request inclusion of the following items in the next available Town Council agenda. All items are in reference to the two annual Arts and Crafts Festivals sponsored by Hickory Nut Gorge Outreach. (For information... go to www.lakelureartsandcraftsfestivals.com).

The 2013 festival dates are as follows:

Spring Festival: Saturday May 25 through Monday May 27, 2013

Autumn Festival: Saturday October 19 through Sunday October 20, 2013

The location for both festivals is the median and street in front of the Arcade Building across from the beach in downtown Lake Lure.

Request the following items for both festivals:

- Permission to hold the festivals on town property
- Waiver of town peddling regulations for the dates and location given above
- Permission for the placement of banners on town property (Gateway Park and Median in front of the Arcade Building) prior to and during the festivals
- Permission to close Arcade Street, as in previous years, for the festival weekends. We will coordinate the street closing with the merchants and tenants in the building.

Applications for permission to display the banners as required by Zoning Regulations and Applications Permits for Entertainment Events are enclosed.

Sincerely,

Yvonne Cooley, Co-Chairperson for Arts & Crafts Festivals
Hickory Nut Gorge Community Church Outreach, Inc.



TOWN OF LAKE LURE
Lake Lure, North Carolina

APPLICATION FOR PERMIT
ENTERTAINMENT EVENT

Section 84.04(C) states that a permit, approved by the Town Manager, is required "to produce programs in music, speeches, or general entertainment." In order to assist the manager in his decision as to whether a permit should be granted or denied, the following information is required. not all questions pertain to every request. Please complete the relevant questions.

ENFORCEMENT: Event coordinators must be able to produce a signed copy of this permit during the event.

DESCRIPTION OF EVENT

Name of event Spring Festival
Type of event Arts & Crafts Location Arcade Area - Lake Lure
Date(s) of event May 25, 26, 27 Hours 10am - 5pm each day
2013

PROMOTER

Name of organization Hickory Nut Gorge Outreach
Contact person Yvonne & Kevin Cooley Phone 625-5211 FAX _____
Mailing address PO Box 634, Lake Lure, NC 28746

EVENT SITE

Name and address of property owner Arcade - Town of Lake Lure

Phone _____
Type of approval from owner (lease, contract, letter, etc.) letter
Size of property (acres) _____ Size of structure (square feet) _____
Maximum occupancy of building _____ Does the structure have a Certificate of Occupancy? _____

IMPACT ON SURROUNDING AREA

Noise

Will this event use an amplified sound system? yes

What means will be employed to ensure the sound from the event will not disturb persons on adjacent and nearby property? (check all that apply)

☒	Speaker placement: aimed away from adjacent property and away from lake
☐	Pipe and drape: used to cover hard surfaces that directly reflect sound
☐	Volume limits & decibel meters used: (describe)
☒	Event coordinators to take appropriate response to complaints
☐	Other:

Parking and Traffic Control

How many persons are expected to attend the event? Same as previous year

How many parking spaces will be needed (assuming 1 space for each 3 attendees)? town pkg.

How many parking spaces are available on site? town pkg.

If off-site parking will be required, where will it be located? _____
Attach authorization from owner(s) of all property to be used for off-site parking and list number of spaces to be provided on each property.

If off-site parking will be provided at a distance of greater than 600' from the event, state how attendees will get from parking to event. Walk or Trolley

How will attendees be told where to park? Signs + Volunteers

If event will attract more than 100 vehicles, describe traffic control methods proposed. _____

Lighting

Will additional exterior lighting be used for the event? No.

If so, what means will be used to prevent lighting from disturbing persons on adjacent and nearby property? _____

OTHER CONSIDERATIONS

Food and beverages

If location is not an existing restaurant, will food be served outside? yes - Food vendors

If so, what means will be used to ensure cleanup of refuse? Hickory Nut Gorge will clean up area

Will alcoholic beverages be served? No

Sanitary facilities

Do sufficient sanitary facilities exist on the property to accommodate the expected number of attendees? yes

If not, what means will be used to provide them? _____

Security

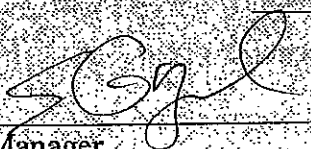
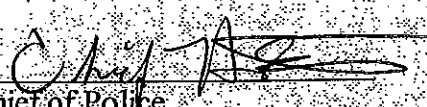
If the expected number of attendees exceeds 300, what provisions have been made for crowd control?
same as last year

APPLICANT

Name Hickory Nut Gorge Outreach Date 1/31/13
Address PO Box 634 Phone 625-5211
Lake Lure NC 28746 Fax _____

Applicant agrees to comply with all applicable state, county, and town regulations

Signature Yvonne Coaling

This application has been ☒ approved ☐ denied	
 Town Manager	<u>2/13/13</u> Date
 Chief of Police	<u>2-15-13</u> Date



TOWN OF LAKE LURE
Lake Lure, North Carolina

APPLICATION FOR PERMIT
ENTERTAINMENT EVENT

Section 84.04(C) states that a permit, approved by the Town Manager, is required "to produce programs in music, speeches, or general entertainment." In order to assist the manager in his decision as to whether a permit should be granted or denied, the following information is required. not all questions pertain to every request. Please complete the relevant questions.

ENFORCEMENT: Event coordinators must be able to produce a signed copy of this permit during the event.

DESCRIPTION OF EVENT

Name of event Autumn Festival
Type of event Arts & Crafts Location Arcade Area - Lake Lure
Date(s) of event Oct 19 + 20 Hours 10 am - 5 pm daily

PROMOTER

Name of organization Hickory Nut Gorge Outreach
Contact person Yvonne & Kevin Cooley Phone 625-5211 FAX _____
Mailing address PO Box 634, Lake Lure NC 28746 NEW
KJCOOLEY@CFL.PP.COM ORGANIZERS

EVENT SITE

Name and address of property owner Arcade - Town of Lake Lure

Phone _____

Type of approval from owner (lease, contract, letter, etc.) letter

Size of property (acres) _____ Size of structure (square feet) _____

Maximum occupancy of building _____ Does the structure have a Certificate of Occupancy? _____

IMPACT ON SURROUNDING AREA

Noise

Will this event use an amplified sound system? yes

What means will be employed to ensure the sound from the event will not disturb persons on adjacent and nearby property? (check all that apply)

☒	Speaker placement: aimed away from adjacent property and away from lake
☐	Pipe and drape: used to cover hard surfaces that directly reflect sound
☐	Volume limits & decibel meters used: (describe)
☒	Event coordinators to take appropriate response to complaints
☐	Other:

Parking and Traffic Control

How many persons are expected to attend the event? same as previous year

How many parking spaces will be needed (assuming 1 space for each 3 attendees)? town pkg.

How many parking spaces are available on site? town parking.

If off-site parking will be required, where will it be located? _____

Attach authorization from owner(s) of all property to be used for off-site parking and list number of spaces to be provided on each property.

If off-site parking will be provided at a distance of greater than 600' from the event, state how attendees will get from parking to event. Walk or Trolley

How will attendees be told where to park? Signs + Volunteers

If event will attract more than 100 vehicles, describe traffic control methods proposed. _____

Lighting

Will additional exterior lighting be used for the event? No

If so, what means will be used to prevent lighting from disturbing persons on adjacent and nearby property? _____

OTHER CONSIDERATIONS

Food and beverages

If location is not an existing restaurant, will food be served outside? yes food vendors

If so, what means will be used to ensure cleanup of refuse? Hickory Nut will clean up area

Will alcoholic beverages be served? No

Sanitary facilities

Do sufficient sanitary facilities exist on the property to accommodate the expected number of attendees? yes - using facilities there

If not, what means will be used to provide them? _____

Security

If the expected number of attendees exceeds 300, what provisions have been made for crowd control?
same as last year

APPLICANT

Name Hickory Nut Gorge Outreach Date 1/31/13

Address PO Box 634 Phone 625-5211

Lake Lure NC 28746 Fax _____

Applicant agrees to comply with all applicable state, county, and town regulations

Signature Ghene Cooley

This application has been ☒ approved
denied

SG
Town Manager

2/13/13
Date

Chief
Chief of Police

2-15-13
Date