

LAKE LURE TOWN COUNCIL REGULAR MEETING PACKET

Tuesday, April 8, 2014



Mayor Bob Keith

Commissioner John Moore

Commissioner Mary Ann Silvey

Commissioner Diane Barrett

Commissioner Bob Cameron



REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL

April 8, 2014

6:00 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. Public Hearing – Proposed Ordinance No. 14-04-08: An Ordinance Amending the Zoning Regulations to Allow Two Single-family Dwellings as a Permitted Use on a Single Lot Containing 10 Acres or More in the R-1A and R-1B Zoning Districts
6. Consider Adoption of Ordinance No. 14-04-08: An Ordinance Amending the Zoning Regulations to Allow Two Single-family Dwellings as a Permitted Use on a Single Lot Containing 10 Acres or More in the R-1A and R-1B Zoning Districts
7. 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.*
8. Staff Reports
9. Council Liaison Reports & Comments
10. Consent Agenda:
 - a. Approve Minutes of the March 11, 2014 Meeting
 - b. Suspend the Alcohol Ordinance for The Lake Lure Newcomers Club for an Event Being Held in the Community Hall June 28, 2014 Between 4:00 p.m. and 8:00 p.m. to Allow Them to Serve Beer and Wine at the Event
 - c. Direct the Zoning and Planning Board to Study the Zoning Regulations And Draft Potential Amendments to §92.999 of the Zoning Regulations to Remedy Board of Adjustment Procedures Conflicts

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- d. Approve a Budget Amendment Transferring Unused Silt Removal Funds to Silt Reserve
- 11. Unfinished Business
- 12. New Business:
 - a. Consider Adoption of Resolution No. 14-04-08 Petitioning the North Carolina General Assembly to Amend the Town of Lake Lure, North Carolina, Town Charter, Referencing a New Official Boundary Map
 - b. Consider Approval of Road Repair at the Dam. Also, Consider Approval of a Budget Amendment for the Project
- 13. Adjournment

Agenda Items: 5&6



TOWN OF LAKE LURE *Community Development Department*

MEMORANDUM

TO: Mayor & Town Council

FROM: Shannon Baldwin, Community Development Director

DATE: April 1, 2014

RE: Ordinance Number 14-04-08

Current Conditions: A single-family dwelling is a permitted use in all R-1 zoning districts and considered a principal building. However, the Zoning Regulations in §92.107 currently prohibit “more than one principal building and its accessory buildings on a lot except as provided by §92.048.” That having been said, all R-1 zoning districts except R-1D allow a PUD as a conditional use, which is defined in part as a development with more than one principal residential building. Also, all R-1 districts except R-1D allow garage apartments as a conditional use.

The Request: Members of the Chimney Rock Ridge (CRR) neighborhood approached the Town of Lake Lure with a request to amend the Zoning Regulations to allow lots zoned R-1B that are 10 acres or more to permit two principal residential buildings via administrative review to accommodate more than one generation of their respective families on the same property. The Chimney Rock Ridge neighborhood is located in R-1B zoning district, which has a 1 acre minimum lot size.

One other element of the proposed amendment requires a Unity of Title when a property owner applies for a second dwelling unit on a single tract containing 10 acres or more. The Unity of Title would prohibit by deed restriction any future subdivision of the parcel. This means a 10 acre parcel in R-1B that currently has a maximum density of 10 dwelling units would then have a maximum density of two dwelling units in perpetuity unless the Unity of Title is revised or rescinded with Town approval.

Town Council’s Response: At its February 11, 2014 meeting, Town Council chose to send the request to the Zoning & Planning Board for review and recommendation.

Planning Board Review, Conclusions and Recommendation: The Planning Board briefly discussed the proposed amendment at the February 18, 2014 meeting and then asked staff for further information to determine the impacts of extending the amendment to include other R-1 zoning districts. After staff’s report was presented at the March 18, 2014 meeting, the proposed amendment was thoroughly considered. After much discussion, the Planning Board concluded the proposed amendment was beneficial to the town in that it will afford property owners additional flexibility with their large lots and should apply to not only the R-1B Zoning District, but the R-1A Zoning District as well because of the low density nature of both districts. After

additional discussion, the Planning Board also concluded that garage apartments should also be allowed as permitted uses on the same large lots simply because these uses would be accessory to existing structures and in harmony with the low density emphasis of the both districts. Therefore, the following motion was made and unanimously approved by the Planning Board:

“...[Planning] Board....send[s] the Chimney Rock Ridge Amendment to Town Council for their approval, with the modification that the ordinance include both R-1A and R-1B districts and to allow garage apartments as a permitted use.”

Recommended Motion by Town Council: “Finding that Ordinance Number 14-04-08 is neither consistent nor inconsistent with the Town of Lake Lure 2007-2014 Comprehensive Plan, I move said Ordinance be adopted as presented and recommended by the Planning Board so owners of large lots, 10 acres or more, may have more flexibility when using their land as the town seeks to maintain the low density nature of the R-1A and R-1B Zoning Districts.”

NOTICE OF PUBLIC HEARING

The public will take notice that the Lake Lure Marine Commission has called a public hearing on Tuesday, April 8, 2014, at 6:00 p.m. or thereafter, at the Council Meeting Room of the Lake Lure Municipal Center, for the purpose of receiving comments on the adoption of proposed amendments to the Lake Use Regulations, to Section 1.02 limits on numbers and size of fish caught and Section 1.59(D) commercial mooring restrictions. Citizens are invited to make written or oral comments.

A copy of the proposed amendments to the Lake Use Regulations are available for public inspection at the Lake Lure Municipal Center, 2948 Memorial Hwy, 8:00 a.m. until 5:00 p.m., Monday through Fridays, holidays excepted.

ORDINANCE NUMBER 14-04-08

**AN ORDINANCE CONCERNING § 92.027, R-1A AND R-1B, RESIDENTIAL DISTRICT,
AND § 92.107, ONE PRINCIPAL BUILDING ON A LOT;
ALLOWING LOTS ZONED R-1A AND R-1B THAT ARE 10 ACRES OR MORE
TO HAVE TWO PRINCIPAL RESIDENTIAL BUILDINGS,
AND DEFINING "UNITY OF TITLE".**

WHEREAS, N.C.G.S. 160A-381 authorizes municipalities to adopt zoning ordinances regulating, among other things, "the location and use of buildings, structures, and land"; and

WHEREAS, Town Council finds that this Ordinance is neither consistent with, nor inconsistent with, with the 2007-2027 Town of Lake Lure Comprehensive Plan; and

WHEREAS, Town Council further finds that enactment of this Ordinance is reasonable and in the public interest in that it provides opportunities for preserving the Town's community appearance and promoting Low Density Development in the R-1A and R-1B District by allowing large lots of 10 acres or more to be used for two single-family structures, allowing multiple generations of a family to live together, and support each other, while ensuring that such lots are not subsequently divided; and

WHEREAS, the Lake Lure Town Council, after due notice, conducted a public hearing on April 8, 2014 upon the question of amending the Zoning Regulations 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. This ordinance is enacted pursuant to the grants of authority contained in Section 160A-381 of the North Carolina General Statutes.

SECTION TWO. Section 92.027 of the Zoning Regulations of the Town of Lake Lure, is hereby amended by adding the following paragraph (D) "Large Estate Lots":

(D) LARGE ESTATE LOTS

Lots that are in the R-1A or R-1B zoning district that are 10 acres or more shall be allowed two single-family principal buildings, see, § 92.107, provided the owner executes and records a Unity of Title satisfactory to the Town. Furthermore, garage apartments located on lots in the R-1A or R-1B zoning district that are 10 acres or more in size shall be considered a permitted use, and the application for a certificate of zoning compliance permit shall be processed as such.

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

SECTION THREE. Section 92.107 of the Zoning Regulations of the Town of Lake Lure, is hereby amended as follows”:

92.107 ONE PRINCIPAL BUILDING ON A LOT.

Every building hereafter erected or moved shall be located on a lot, and in no case shall there be more than one (1) principal building and its accessory buildings on a lot except as provided in § 92.048 and in § 92.027(D).

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

SECTION FOUR. Section 92.005 of the Zoning Regulations of the Town of Lake Lure is hereby amended to add in alphabetical sequence the following.

Unity of Title: A document recorded in the Official Property Records of Rutherford County, North Carolina, stipulating that a lot, lots or parcels of land shall be held under single ownership, shall not be eligible for further subdivision, and shall not be transferred, conveyed, or sold in any unit other than in its entirety.

SECTION FIVE. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION SIX. If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.

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

SECTION EIGHT. This ordinance shall be in full force and effect from and after its enactment.

Enacted this 8th day of April, 2014.

Bob Keith, Mayor

ATTEST:

Andi Calvert, Town Clerk

Approved as to content & form:

Chris Callahan
Town Attorney

Agenda Item: 10a



**MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL
HELD MONDAY, MARCH 11, 2014, 6:00 P.M. AT THE LAKE LURE MUNICIPAL
CENTER**

PRESENT: Mayor Bob Keith
Commissioner John W. Moore
Commissioner Mary Ann Silvey
Commissioner Bob Cameron
Commissioner Diane Barrett

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

ABSENT: N/A

CALL TO ORDER

Mayor Bob Keith called the meeting to order at 6:00 p.m.

INVOCATION

Attorney Chris Callahan gave the invocation.

PLEDGE OF ALLEGIANCE

Council members led the pledge of allegiance.

APPROVE THE AGENDA

Town Manager Chris Braund asked that discussion regarding filling a police officer position be added to the agenda.

Commissioner Bob Cameron made a motion to approve the agenda as amended, adding discussion of filling a police officer position to the agenda between items 12b and 12c.

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

PUBLIC HEARING - PROPOSED ORDINANCE NO. 14-03-11 AMENDING SECTION 94.02 DEFINITIONS AND 94.05 DESIGN AND CONSTRUCTION STANDARDS OF THE LAKE STRUCTURE REGULATIONS OF THE TOWN OF LAKE LURE

Mayor Bob Keith opened the public hearing regarding proposed Ordinance No. 14-03-11 and invited citizens to speak during the public hearing. No one requested to speak.

Council agreed to close the public hearing.

CONSIDER ADOPTION OF ORDINANCE NO. 14-03-11 AMENDING SECTION 94.02 DEFINITIONS AND 94.05 DESIGN AND CONSTRUCTION STANDARDS OF THE LAKE STRUCTURE REGULATIONS OF THE TOWN OF LAKE LURE

Public notices were duly given and published in the Forest City Daily Courier newspaper.

After discussion, Commissioner Bob Cameron made a motion to adopt Ordinance No. 14-03-11 as presented. Commissioner seconded the motion and the vote of approval was unanimous.

ORDINANCE NUMBER 14-03-11

AN ORDINANCE AMENDING SECTION 94.02 DEFINITIONS AND 94.05 DESIGN AND CONSTRUCTION STANDARDS OF THE LAKE STRUCTURE REGULATIONS OF THE TOWN OF LAKE LURE

WHEREAS, the Town of Lake Lure Lake Advisory Board has recommended modifications to Chapter 94, concerning the definitions, design and construction standards of the Lake Structure Regulations of the Town of Lake Lure; and

WHEREAS, the Lake Lure Town Council, after due notice, conducted a public hearing on the 11th day of March, 2014, upon the question of amending the Lake Structure Regulations 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 TOWN COUNCIL VOTING IN THE AFFIRMATIVE.

SECTION ONE. Section 94.02 of the Lake Structure Regulations of the Town of Lake Lure is hereby amended to add or amend the following definitions. All other definitions are to remain unchanged:

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§ 94.02 DEFINITIONS

“Marina.” A facility with a lakefront location which provides temporary or permanent watercraft mooring(s) for rent or lease and may also include the rental, sale or repair of boats, boat motors, and accessories, and/or the sale of marine fuel and lubricants, bait and fishing equipment, and the like.

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

SECTION TWO. Section 94.05 (C) and of the Lake Structure Regulations of the Town of Lake Lure are hereby amended as follows. All other portions are to remain unchanged:

§ 94.05 DESIGN AND CONSTRUCTION STANDARDS

- (C) No portion of any structure shall be located closer than 15 feet away to any side lot line, as projected into the lake. The projection of the lot line shall be in a straight line on the same bearing as the lot line and shall extend no further than 30 feet or one third the distance to the opposite shore as described in Paragraph (B). This provision does not apply to sea walls. See also Paragraph (M) below regarding boardwalks.

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

SECTION THREE. Any person violating the provisions of this ordinance shall be subject to the penalties set forth in Section 94.99 of the Lake Structure Regulations.

SECTION FOUR. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION FIVE. If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.

SECTION SIX. 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.

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

Adopted this 17th day of March, 2014.

PUBLIC FORUM

Mayor Bob Keith invited the audience to speak on any non-agenda items and/or consent agenda topics.

Rita Swanson Robinson, owner of property at 2428 Memorial Highway stated that she wanted to publicly ask when Lake Lure stopped being a business friendly town and became a dictatorship. Ms. Robinson presented information concerning a dilapidated structure that she owns located at 2428 Memorial Highway. Ms. Robinson explained that she is receiving civil penalties daily and expressed dissatisfaction with the zoning administrator's procedure.

Ms. Robinson further stated that she would like to continue to work on improving the property and asked council to rescind the fines and allow her more time to complete work on the structure.

Deborah Keller, county commissioner candidate for Rutherford County district one, introduced herself and explained why she would like to be considered for the office of county commissioner.

STAFF REPORTS

Town Manager Chris Braund presented the town manager's report dated March 11, 2014. (Copy of the town manager's report is attached.)

COUNCIL LIAISON REPORTS & COMMENTS

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

Commissioner John Moore reported the activities of the Zoning and Planning Board.

Mayor Bob Keith reported the activities of the Lake Advisory Board.

Commissioner Mary Ann Silvey reported the activities of the Lake Lure ABC Board.

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

CONSENT AGENDA

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

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Commissioner Bob Cameron made a motion to approve the consent agenda as presented. Commissioner Mary Ann Silvey seconded the motion and the vote of approval was unanimous. Therefore, the consent agenda incorporating the following items was unanimously approved:

- a. Minutes of the February 17, 2014 Meeting
- b. a request submitted by the Lake Lure Classical Academy PTO to suspend the peddling ordinance for the Lake Lure Classical Academy Spring Fling Festival being held on May 17, 2014 from 9:00 a.m. to 3 :00 p.m.
- c. a request submitted by the Rutherford County Tourism Development Authority to suspend the alcohol ordinance for the Hickory Nut Gorge Chamber Recharge Event being held on April 8th at the welcome center in Lake Lure

End of Consent Agenda.

UNFINISHED BUSINESS:

a. OTHER UNFINISHED BUSINESS

There was no other unfinished business.

NEW BUSINESS:

a. REVIEW AND CONSIDER ADOPTION OF THE PROPOSED TOWN LIMITS MAP

Community Development Director Shannon Baldwin presented two maps titled "Town of Lake Lure Town Limits Map 2014" gave background information relating to the proposed town limits map.

After discussion, Commissioner John Moore made a motion to adopt the map as presented and direct staff to prepare the necessary documents to present to Representative Hager for submission into the NC Legislature so that a "Boundary Map of the Town of Lake Lure, NC" becomes official. Commissioner Bob Cameron seconded the motion.

Mayor Bob Keith recessed the meeting for 5 minutes to allow council members to review the maps.

Mayor Keith reconvened the meeting and after further discussion, and the vote of approval was unanimous.

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Council members thanked the community development department for their work on the town limits map.

NEW BUSINESS:

b. DISCUSSION OF CURBSIDE RECYCLING OPTIONS

Town manager Chris Braund gave an overview of a presentation created based on recommendations from an ad hoc recycling committee including objectives, cost and funding options for the town recycling program, what we would like out of a recycling program.

Barbara Meliski, mayor of Chimney Rock Village and member of the recycling committee, mentioned that it wouldn't take long to spend \$52 a year (the estimated annual household cost of curbside recycling) in gas driving to the landfill and stated that recycling is the right thing to do.

Some council members agreed that recycling is important to the community and should be encouraged, but decided that we have greater priorities and maybe we can look at it later.

Barbara Marsh Searcy explained that she doesn't feel that recycling is encouraged as much as it should be and that the presented \$52 per year is probably worth it, but that she also agrees that the town has other high priorities that need to be addressed also.

NEW BUSINESS:

b. DISCUSSION CONCERNING FILLING A POLICE OFFICER POSITION

Council members were provided a handout showing the police department schedule and shift coverage.

After discussion, Commissioner John Moore made a motion to fill a vacant police officer position moving a reserve officer up to a fulltime position. Commissioner Diane Barrett seconded the motion and the vote of approval was unanimous.

NEW BUSINESS:

c. CLOSED SESSION - TO CONSULT WITH AN ATTORNEY TO PRESERVE THE ATTORNEY-CLIENT PRIVILEGE PURSUANT TO N.C.G.S. 143-318.11(A)(3)

Commissioner Bob Cameron made a motion to enter into Closed Session to consult with the town attorney to preserve the attorney-client privilege pursuant to N.C.G.S. 143-

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318.11(a)(3). Commissioner John Moore seconded the motion and the vote of approval was unanimous.

While in closed session council members voted to seal the minutes of the closed session meeting.

ADJOURN THE MEETING

With no further items of discussion, Commissioner Bob Cameron made a motion to adjourn the meeting at 8:40 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: 10b

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

Date of Request: June 28, 2014

By: Janet Coulthart, Lake Lure Newcomers Vice President

Describe Request: Newcomers would like to use the Community Hall for a catered dinner and would like the alcohol ordinance suspended during the hours of 4 – 8 pm to serve beer and wine. As her attached letter states, they understand that it must stay inside the building at all times.

Reviewed By: *Chief Sean Humphries*

Comments from LLPD:

March 28, 2014

Town Manager

Town of Lake Lure

Lake Lure, NC

Dear Sir,

The Lake Lure New Comers Club would like to use the Community Hall in the Municipal Center on Saturday, June 28, 2014 for a catered dinner for about 75 people. We have submitted a 'permit for use' form for this date. We would like to serve wine and beer with the dinner. I understand that we need to ask for a variance in order to be able to do this. I also understand that this will come before the Board at the May meeting.

We would appreciate your consideration in this matter.

Sincerely,

Janet Coulthart

Janet Coulthart, Vice President

Lake Lure Newcomers

Please suspend the alcohol ordinance for this event. I understand the alcohol will be kept inside the building. -

Janet Coulthart

Event is from 4 pm - 8 pm

4/1/14

Agenda Item: 10c



TOWN OF LAKE LURE
Community Development Department

MEMORANDUM

TO: Town Council

FROM: Sheila Spicer, Zoning Administrator/Code Enforcement Officer *SS*

DATE: April 2, 2014

RE: Conflicting provisions in the Town of Lake Lure Zoning Regulations

Town council amended in October, 2013 §§92.082 through 92.090 of the Zoning Regulations regarding Board of Adjustment procedures. These amendments were necessary to bring the Regulations in line with recent updates to the North Carolina General Statutes. Staff recently discovered that the Notice of Violation procedures outlined in §92.999 of the Regulations are now in conflict with some of the recently updated sections as well as the requirements of the General Statutes. Further amendments are required in order to remedy these conflicts.

The Community Development Department respectfully requests that Town Council commission the Zoning and Planning Board to study the Zoning Regulations and make recommendations on necessary amendments that will eliminate conflicts with other State and Town requirements.

Agenda Item: 10d



Finance Director
MEMORANDUM

TO: Town Council

FROM: Sam A. Karr, Finance Director *SAK*

DATE: April 4, 2014

SUBJECT: Budget Amendment-Transfer unused silt removal funds to Silt Reserve

Presently, there is a balance of \$48,200 in the Hydro-electric Fund designated for Silt Removal. Since this balance will not be used for the remainder of the fiscal year, we respectfully request to **move the remaining balance of \$48,200 from Hydro-electric operational budget (#56-80000-697) to the Capital Reserve Fund-Silt Removal (#40).**

If you have any questions, please feel to contact me at your convenience.

Agenda Item: 12a



TOWN OF LAKE LURE
Community Development Department

MEMORANDUM

TO: Mayor & Town Council

FROM: Shannon Baldwin, Community Development Director

DATE: April 2, 2014

RE: Resolution Petitioning the North Carolina General Assembly Amend Lake Lure's Town Charter To Reference New Boundary Map Adopted By Town Council March 11, 2014

In keeping with Town Council's direction staff is preparing all necessary documents to have the new boundary map adopted by Town Council March 11, 2014 referenced in the Town Charter by an act of the North Carolina General Assembly.

Attached is a resolution Representative Hager's office asks that Town pass and then send so that a bill can be prepared and introduced on the Town's behalf in keeping with Town Council's direction.

RESOLUTION No. 14-04-08

**A RESOLUTION PETITIONING THE NORTH CAROLINA
GENERAL ASSEMBLY TO AMEND THE TOWN OF LAKE LURE,
NORTH CAROLINA, TOWN CHARTER, REFERENCING A NEW
OFFICIAL BOUNDARY MAP**

WHEREAS, the Town of Lake Lure was created March 7, 1927 when "An Act To Incorporate The Town of Lake Lure in Rutherford County" was ratified by the North Carolina General Assembly; and

WHEREAS, the Charter of the Town of Lake Lure was revised and consolidated by an act of the North Carolina General Assembly May 15, 1987 referencing an official map entitled "Boundary Map of the Town of Lake Lure, NC"; and

WHEREAS, the Town of Lake Lure Town Council reviewed and adopted a new map March 11, 2014 entitled the "Boundary Map of the Town of Lake Lure, NC" and directed town staff to prepare the necessary documents for submission to the North Carolina General Assembly so that the "Boundary Map of the Town of Lake Lure, NC" becomes the official boundary map; and

WHEREAS, the Town of Lake Lure Town Clerk has said boundary map, approved by the Lake Lure Town Council March 11, 2014, in her possession for future reference and has entered it into the permanent records of the Town of Lake Lure; and

WHEREAS, Town of Lake Lure Community Development Director caused a mylar copy of said boundary map with the exact same boundary to be created; and

WHEREAS, Town of Lake Lure Town Clerk attests on the face of said mylar copy that it is the same boundary map as the boundary map reviewed and adopted by the Town of Lake Lure Town Council March 11, 2014; and

WHEREAS, Town of Lake Lure Community Development Director caused a mylar copy of said boundary map with the exact same boundary as approved by Town Council to be recorded at the Rutherford County Register of Deeds at Plat Book 35 Book 30 (copy attached for reference);

WHEREAS, Town of Lake Lure Town Attorney advises that the General Assembly be petitioned to amend the Town of Lake Lure Town Charter which references the official boundary map to reference a new official boundary map recorded at Plat Book 35 Page 30 at the Rutherford County Register of Deeds; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LAKE LURE, NORTH CAROLINA requests the General Assembly amend the Town of Lake Lure Town Charter to reference the new boundary map created March

10, 2014, approved by Town Council March 11, 2014, and recorded March 27, 2014 at the Rutherford County Register of Deeds Office at Plat Book 35 Page 30 entitled "Boundary Map of the Town of Lake Lure, NC."

This resolution shall be effective upon its adoption.

Adopted this 8th day of April, 2014

ATTEST:

Andrea Calvert
Town Clerk

Mayor Bob Keith

AS TO FORM:

J. Christopher Callahan
Town Attorney

Boundary Map of the Town of Lake Lure, NC



Legend

- Lakes
- Town Limits

2,000 1,000 0 2,000 Feet

1 inch = 2,000 feet

Map produced by the Town of Lake Lure - March 19, 2014

Doc ID: 9439650001 Type: GWP
Recorded: 03/27/2014 at 02:10:19 PM
Fee Amt: \$21.00 Page 1 of 1
Instr: 2013000004
Rutherford County, NC
Faye W. Huskey Register of Deeds
Bk 35 Pg 30

Note: Areas labeled A and B are within
the boundaries of the Town of Lake Lure

This map was reviewed and adopted by the Town
of Lake Lure Town Council on March 11, 2014 as
the "Boundary Map of the Town of Lake Lure, NC."
This map updates and replaces all previous Town
of Lake Lure boundary maps.

Attest:
Andrea Calvert, Town Clerk

Date: March 27, 2014

Per N.C.G.S. 47-30.21-12) This map is exempt from the
requirements of G.S. 47-30 pursuant to G.S. 47-30g.

Shelia Spivey, CEO
Town of Lake Lure
Review Officer for Rutherford County
Date: 3/27/14

This map was created using the Town of Lake Lure Geographical
Information System from information provided to me by the
Community Development Director.

Sunny Smiley, GIS Coordinator
Town of Lake Lure
Date: 3-27-14

This map was compiled from deeds recorded with the Register of
Deeds, Rutherford County, and maps and plats created by E.S.
Draper, G.W. Justice, H.B. Miller, L.U. Kneffman, E.L. Rutherford
and others, recorded and re-recorded.

Shelia Spivey, CEO
Community Development Director
Town of Lake Lure
Date: 3-27-14

Agenda Item: 12b



Finance Director
MEMORANDUM

TO: Town Council

FROM: Sam A. Karr, Finance Director *sak*

DATE: April 4, 2014

SUBJECT: Budget Amendment-Road Repair Hydro-electric Fund

If recommended road repair is accepted, we will need a budget amendment to **increase Hydro-electric revenues by \$168,527 and add \$168,527 to capital outlay (#56-80000-572) Road Repair.**

If you have any questions, please feel to contact me at your convenience.

