

**MAY 7, 2001**

The Board of Commissioners of Franklin County, North Carolina, reconvened meeting recessed on April 16, 2001, at 7:30 P. M. in the Commissioners Meeting Room located in the County Administration Building with the following Commissioners present: Chairman Robert L. Swanson, Vice Chairman George T. Wynne, Commissioner John R. Ball, Commissioner Harry L. Foy, Jr., Commissioner Edward G. Strickland.

Upon motion by Commissioner Wynne, seconded by Commissioner Ball with all present voting "AYE" duly carried the following Consent Agenda items approved:

- A. Minutes of meeting held on April 16, 2001
- B. Tax Collector's Report for the month of April, 2001
- C. Releases and Refunds for the month of April, 2001
- D. Designation of Acting County Manager as representative of the County to execute documents for reimbursement in accordance with the North Carolina Emergency Management Buyout Grant guidelines
- E. Resolution requesting full funding of inventory tax reimbursements to Local Governments

Proper notice having been given, this is the time and place set for a public hearing to receive comment on the following rezoning requests and a request for a Special Use Permit:

- A. Request by Janice Jones, Youngsville Township, to rezone 1.80 acres (WS IV), US 1 and Stillwood Drive, from Agricultural-Residential to Highway Business.

Chairman Swanson recognized Mr. Matt Livingston, Planning Director, who reviewed the petition stating that the Planning Board recommended approval of the rezoning request based on the conformance with the Land Use Plan, similar zoned property adjacent to and commercial uses across from proposed rezoning, frontage on US 1, water and sewer availability, future commercial development likely and desirable.

Chairman Swanson then called for public comments and the following people spoke:

Don Hale, 2044 Stillwood Drive, Youngsville, NC

opposes the rezoning request, this is a quiet residential area and if this request is approved it will open the door for other businesses, concerns regarding decrease property values and safety issues, no objection to beauty shop but concerned if it is rezoned then anything could be put there

Justin Otte, 2067 Stillwood Drive, Youngsville, NC

opposes the rezoning request, quiet residential area, property values will decrease, concerns about signs that may be erected; safety issue with cars traveling north must make a u-turn on Capital Blvd. to return to location

Michael Lintzenich, 2047 Stillwood Drive, Youngsville, NC

opposes the rezoning request to Highway Business, quiet residential area; concerns regarding safety issues with additional traffic; stated Stillwood Drive was a private road maintained by the property owners and questioned if a private road could be made a public road

Charles Davis, Attorney representing the petitioner, Janice Jones, Louisburg, NC stated that Ms. Jones had originally requested that Lots Number 3, 5 & 7 be rezoned, but withdrew Lots Number 5 & 7 and requested that Lot number 3, located on Capital Blvd. be rezoned; stated that property located to the north and south and across the road all were all zoned Highway Business with businesses located along Capital Blvd.; stated that Capital Blvd. was the most traveled road in the County; property adjoins Capital Blvd. and the traffic will only be going to the first lot not down Stillwood Drive; rezoning  
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request conforms with the Land Use Plan that was adopted by the Board; Land Use Plan Committee was chaired by Commissioner Ball

Susan Otte, 2067 Stillwood Drive, Youngsville, NC  
stated that the businesses that are now located along Capital Blvd. do not have neighborhoods behind them; opposed to the rezoning request

Kim Miller, 2047 Stillwood Drive, Youngsville, NC  
opposed to the rezoning request; a quiet residential area; will pose a safety hazard for children and animals

Chairman Swanson called for further comments and hearing none declared the public hearing closed.

Upon motion by Commissioner Foy, seconded by Commissioner Strickland, voting "AYE" Commissioner Foy, Commissioner Swanson; voting "NO" Commissioner Ball, Commissioner Wynne, Commissioner Strickland; accept the recommendation of the Franklin County Planning Board to rezone 1.80 acres (WS IV), Youngsville Township, US 1 and Stillwood Drive from Agricultural-Residential to Highway Business as requested by Ms. Janice Jones.

The request by Kenneth Earl Murray, Louisburg Township, to rezone approximately two acres on State Road 1421, Hickory Rock Road, from Agricultural-Residential to Rural Business was withdrawn by the petitioner as of this date.

The request by Kenneth Earl Murray, Louisburg Township, State Road 1421, Hickory Rock Road, for a Special Use Permit to operate an Automobile Repair Shop was withdrawn by the petitioner as of this date.

Mr. Rick Seekins, Economic Planner, Kerr-Tar Regional Council of Governments, was in attendance regarding the County's intention to submit an application for Economic Development Administration Grant Funds in the amount of \$1,500,000 to be used for the sewer expansion project. The Council of Governments is preparing the application for submission to the EDA by May 15, 2001 and it is necessary for the Board to adopt a resolution approving the submission of the application as well as providing a commitment for the local funds.

Upon motion by Commissioner Wynne, seconded by Commissioner Foy with all present voting "AYE" duly carried adopt resolution entitled "**RESOLUTION OF THE FRANKLIN COUNTY BOARD OF COMMISSIONERS APPROVING AN APPLICATION FOR ECONOMIC DEVELOPMENT ADMINISTRATION GRANT FUNDS**"; copy of the resolution is attached and made a part of these minutes.

Mr. Keith Patton, Health Director, was in attendance to discuss the Animal Control Program in the County. Mr. Patton stated that animal control in health agencies is rabies control as provided for in the North Carolina General Statutes. He stated that the Health Department in recent years had constructed a new shelter and added staff, but the County's growth was making it impossible to keep up. The Health Department is a rabies control mechanism. Mr. Patton suggested an alliance with private veterinarians and citizens that adoptable animals be handled by them and that the unadoptable animals remain the responsibility of the Health Department. He further requested the approval of an additional Animal Control Officer and funding for additional dog runs at the Animal Shelter in the FY 2001-2002 budget and that the Board amend the Animal Control Ordinance to a Rabies Control Ordinance.

Ms. Tammy Faulkner, Faulkner Animal Rescue & Recovery, Louisburg, NC, stated that the adoption plan might not work because there is no place to house the animals while waiting adoption and could afford the adoption fee charged at the Animal Shelter. Mr. Bob Winters, Mr. Gil Silva and Ms. Irene Ayscue, County citizens, stated that

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people should take responsibility for their own animals and suggested that the Board consider the adoption of a lease law.

The Board instructed Mr. Patton to work with the various groups interested in establishing an adoption program and bring the recommendations back to the Board for consideration; hiring an additional Animal Control Officer and expansion of the animal shelter will be considered during the budget process; no amendment be made to the Animal Control Ordinance at this time.

Mr. Chuck Murray, Finance Director, was in attendance to present and request approval of Budget Ordinance Amendment Number Fourteen.

Upon motion by Commissioner Ball, seconded by Commissioner Wynne with all present voting "AYE" duly carried upon the recommendation of the Finance Director approve "**BUDGET ORDINANCE AMENDMENT NUMBER FOURTEEN**" copy of the amendment found in the Budget Ordinance Book.

Proper notice having been given this is the time and place set for a public hearing to receive comment on the appointment of representatives from the extraterritorial jurisdiction of the Town of Franklinton to the Town's Planning Board.

Chairman Swanson declared the public hearing open and called for comments and hearing none declared the public hearing closed.

Upon motion by Commissioner Wynne, seconded by Commissioner Ball with all present voting "AYE" duly carried the following appointments made to the Town of Franklinton's Planning Board:

Denise Roberts

Pierre Giani

Three-year term expiring April, 2004

Upon motion by Commissioner Wynne, seconded by Commissioner Ball with all present voting "AYE" duly carried the following appointments made to the Emergency Medial Services Advisory Committee:

Jason Jordan, Chief, Youngsville Rescue Squad  
Ronnie Goswick, Chief, Franklinton Rescue Squad  
Tex R. Finch, Citizen At Large  
Angela L. Harris, Acting County Manager  
April 1, 2001 - March 31, 2004

The Board reviewed a letter received from Mr. Larry Tetterton, Chairman, Franklin County Economic Development Commission, inviting the Board to participate in a work session with them on May 16, 2001 at 2:30 P. M. The Board agreed to the meeting date, but set the time at 7:00 P. M.

Acting County Manager Harris reviewed with the Board letters received from the Chairman of the Health Board and Chairperson of the Social Services Board regarding the building expansion program at the Human Services Building. It was the consensus of the Board that the Board of Commissioners conduct a joint work session with the Health Board and the Social Services Board beginning at 5:00 P. M. on Monday, May 21, 2001.

There being no further business to come before the Board, adjournment recorded at 9:30 P. M.

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Robert L. Swanson, Chairman Jean Gordon, Clerk