

Agenda

Town of Fairview



Agenda Town Council Meeting **April 11, 2023 @ 6:30 pm**

Meeting will be in the Fairview Town Hall Meeting Room

1. Call the meeting to order: ---Mayor Thomas

Invocation
Pledge of Allegiance

- a. Agenda Changes
- b. Approval of Agenda

2. Public Comments**

3. Presentations:

Jake Kling, Acct. Exec., Queen City SC --- Fairview Community Night at American Legion Memorial Stadium

4. Consent Agenda:

- a) Financial and Tax Reports--- *Report Accepted as Information (including Pending Bills documentation provided at meeting)*
- b) Land Use Report---*Report Accepted as Information*
- c) Fund Balance Worksheet 2022-2023 --- *Report Accepted as Information*
- d) Fairview Park Event March Draft Minutes (*Minutes Accepted as Information*)
- e) Fairview Park Facility March Draft Minutes (*Minutes Accepted as Information*)

Agenda

- f) Planning Board March Draft Minutes (*Minutes Accepted as Information*)
- g) Approve Council Minutes for March 14, 2023
- h) Budget Workshop will be held during May 9, 2023 Council meeting

5. Items of Business:

**Item 1: Discuss Drew Helms Construction/Brief Estates
Road Bond --- Ed Humphries**

Item 2: Approve Fairview Park Event Committee Application
Pat Simpson to fill a vacancy with term expiring.
August 2025 --- *Teresa Gregorius*

Item 3: Discuss/Approve Revised Nuisance Ordinance --- Ed Humphries

Item 4: Discuss/Approve Revised Park Rules --- Teresa Gregorius

Item 5: Discuss/Approve Land Use Ordinance Amendment --- Ed Humphries

6. Council Comments:

7. Adjournment

AS A COURTESY, PLEASE TURN CELL PHONES OFF WHILE MEETING IS IN PROGRESS

**** Public Comments are limited to 3 minutes**

Presentation: Jake Kling

Teresa Gregorius

From: Phillip Thomas
Sent: Wednesday, March 22, 2023 7:54 PM
To: Jake Kling; Teresa Gregorius; Ed Humphries
Subject: Re: Fairview Community Night

Let me discuss with town council at the April meeting on April 11.

(Teresa, can you place on the agenda for April? Thanks.)

Phil Thomas, Mayor
Town of Fairview

From: Jake Kling <jakek@queencitysc.com>
Sent: Wednesday, March 22, 2023 6:30 PM
To: Phillip Thomas <pthomas@fairviewnc.gov>
Subject: Fairview Community Night

You don't often get email from jakek@queencitysc.com. [Learn why this is important](#)

Good afternoon Phillip,

I am reaching out to you today on behalf of the Charlotte Independence, a professional soccer team that competes in the United Soccer League.

We are looking to establish a night at one of our 16 home matches at American Legion Memorial Stadium that will be catered towards the Fairview community. Along with discounted tickets, I am looking to work with you on creating a package that will be appealing to the members of your community, whether that is a hospitality package, a branded merchandise item or something completely new.

Please let me know when would be a good time to connect with so we can discuss this further. I look forward to hearing from you soon!

All the best,

Jake Kling

Queen City SC

Account Executive - Ticket Sales and Operations

O: 704.206.1517 | **M:** 704.206.1517

Email: jakek@queencitysc.com



Consent Agenda

A consent agenda is an effective means of managing the length of a meeting. It is normally made up of routine items that are not controversial in nature and upon which no further discussion is anticipated. Action on the consent agenda usually occurs early in the meeting with all items listed being approved by one motion and vote.

If any member of the governing body feels the need to discuss one or more of the items more fully, the item may be removed from the consent agenda and placed on the regular agenda.

Town of Fairview
Balance Sheet
 As of April 4, 2023

	Apr 4, 23
ASSETS	
Current Assets	
Checking/Savings	
First National Bank	853,867.55
Total Checking/Savings	853,867.55
Other Current Assets	
Franchise Tax Receivable	29,458.38
Investments	
Investments NCCMT	1,086.52
Total Investments	1,086.52
Prepaid assets	5,452.00
Sales Tax Receivable	8,289.82
Taxes receivable	1,375.23
Taxes receivable - ad valorem	-868.91
Taxes receivable - motor veh	1,156.98
Total Other Current Assets	45,950.02
Total Current Assets	899,817.57
Fixed Assets	
Accumulated Depreciation	-509,525.10
Building and Improvements	1,332,303.56
Computer Equipment	10,073.66
Construction in Progress	8,123.05
Furniture and Equipment	1,698.00
Land	734,289.94
Land improvements	17,545.00
Leasehold improvements	27,486.25
Park equipment	152,883.99
Rental House	137,436.59
Total Fixed Assets	1,912,314.94
TOTAL ASSETS	2,812,132.51
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
Accounts Payable	11,907.34
Total Accounts Payable	11,907.34
Other Current Liabilities	
Accrued payroll	4,592.83
Deferred revenue - ad valorem	1,375.23
Payroll Liabilities	94.08
Prepaid taxes	41.29
Security deposit - rental house	1,450.00
Total Other Current Liabilities	7,553.43
Total Current Liabilities	19,460.77
Long Term Liabilities	
Note payable on park land	440,000.00
Total Long Term Liabilities	440,000.00
Total Liabilities	459,460.77
Equity	
Amount to be provided for LTD	-440,000.00

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Town of Fairview
Balance Sheet
As of April 4, 2023

	<u>Apr 4, 23</u>
Equity	
Fixed assets	1,912,314.94
Total Fund Balance	<u>1,207,568.00</u>
Total Equity	3,119,882.94
Retained Earnings	-462,174.70
Net Income	134,963.50
Total Equity	<u>2,352,671.74</u>
TOTAL LIABILITIES & EQUITY	<u><u>2,812,132.51</u></u>

Town of Fairview
 Operating Actual vs Budget
 Year ended 06/30/23

Ordinary Income/Expense	<u>Operating</u>	Budget	Actual Fav to Budget
Income			
Ad Valorem taxes	111,765.74	109,000.00	2,765.74
Alcoholic beverage		16,000.00	-16,000.00
Donation			0.00
Donation - vendors	945.00		945.00
Farm Land rental	4,693.00	2,000.00	2,693.00
Fund balance appropriated		-116,080.00	116,080.00
Interest on delinquent taxes	436.17		436.17
Investment income	2,469.88		2,469.88
Miscellaneous income			0.00
Motor vehicle taxes	11,856.26	12,000.00	-143.74
Park rental income	1,100.00	2,000.00	-900.00
Proceeds from roof ins claim	38,249.22		
Rent reserve for park capital items	1,555.00		
Rental house income	10,150.00	15,000.00	-4,850.00
Sales and use tax	41,561.36	41,000.00	561.36
Transfer from ARP fund	85,990.31	119,000.00	-33,009.69
Utility Franchise taxes	95,068.26	130,000.00	-34,931.74
Zoning fees	14,000.00	12,000.00	2,000.00
Total Income	<u>419,840.20</u>	341,920.00	77,920.20
Expense			
Advertising and Promotion	303.48	1,000.00	696.52
Audit fees	9,600.00	9,200.00	-400.00
Bank Service Charges	371.01	500.00	128.99
Capital outlay - Park		0.00	0.00
Capital outlay - Roof replacement	27,750.00		
Capital Outlay - Town Hall		0.00	0.00
Debt repayment	58,720.00	58,720.00	0.00
Dues and Subscriptions	5,550.00	6,200.00	650.00
Elections expense		0.00	0.00
Festival expense	13,267.56	22,000.00	8,732.44
Fire Dept Grant		0.00	0.00
Grants	2,000.00	2,000.00	0.00
Insurance Expense	5,268.91	6,700.00	1,431.09
Internet and website	5,400.56	11,000.00	5,599.44
Legal fees	3,766.43	12,000.00	8,233.57
Miscellaneous Expense	26.00	1,000.00	974.00
Office expense	18,992.85	21,000.00	2,007.15
Office utilities	3,174.41	4,800.00	1,625.59
Park Maintenance	22,456.17	38,000.00	15,543.83



Town of Fairview
 Operating Actual vs Budget
 Year ended 06/30/23

	<u>Operating</u>	Budget	to Budget
Park Utilities	1,828.05	2,400.00	571.95
Payroll Expenses	92,662.69	56,659.00	-36,003.69
Payroll Taxes	67.43	9,100.00	9,032.57
Planning and zoning	0.00	51,133.00	51,133.00
Professional Fees	1,658.00	3,000.00	1,342.00
Rental house repairs, etc	308.74	2,000.00	1,691.26
Salaries - Park		11,208.00	11,208.00
Solid Waste Manage cost share		8,000.00	8,000.00
Tax collection fees	1,747.38	2,200.00	452.62
Telephone Expense	837.20	1,200.00	362.80
Training expense	170.00	500.00	330.00
Travel Expense		400.00	400.00
Zoning administration	1,148.83		
Total Expense	<u>277,075.70</u>	<u>341,920.00</u>	64,844.30
Net Ordinary Income	<u>142,764.50</u>	0.00	142,764.50
Net Income	<u><u>142,764.50</u></u>		

Town of Fairview
Transactions by Account
As of April 3, 2023

Type	Date	Num	Adj	Name	Memo	Debit	Credit	Balance
First National Bank								
Check	03/13/2023		Draft	Duke Energy	Park utilities		115.45	854,617.53
Check	03/13/2023		Draft	Duke Energy	Office utilities		394.16	854,107.92
Bill Pmt -Check	03/14/2023	104021		Alfred Banesch & Company	RTP Grant assistance		2,535.09	851,572.83
Bill Pmt -Check	03/14/2023	104022		CompuNetworkld	Email and server hosting		360.53	851,212.30
Bill Pmt -Check	03/14/2023	104023		Cox Law Firm, PLLC	various legal matters		495.00	850,717.30
Bill Pmt -Check	03/14/2023	104024		Duke Energy_	Lighting around pond; 1,3...		19,562.80	831,154.50
Bill Pmt -Check	03/14/2023	104025		EZ Task Com Inc.	Annual fee for Titanius W...		2,150.00	829,004.50
Bill Pmt -Check	03/14/2023	104026		FNB Commercial Credit C...	Credit card bill for month ...		1,519.71	827,484.79
Bill Pmt -Check	03/14/2023	104027		Killingsworth Environmental	Pest control		150.94	827,333.85
Bill Pmt -Check	03/14/2023	104028		N Focus	Zoning enforcement		1,148.83	826,185.02
Bill Pmt -Check	03/14/2023	104029		Perry Laney Septic Tank			600.00	825,585.02
Bill Pmt -Check	03/14/2023	104030		Taylor's Landscaping Ser...	lawn maintenance		2,007.50	823,577.52
Bill Pmt -Check	03/14/2023	104031		Teresa Clontz	Cleaning		200.00	823,377.52
Bill Pmt -Check	03/14/2023	104032		Union County Public Works			239.36	823,138.16
Bill Pmt -Check	03/14/2023	104033		WM Corporate Services	Garbage service		211.56	822,926.60
Paycheck	03/14/2023	104035		Darrell H. Baucom			649.38	822,277.22
Paycheck	03/14/2023	104049		Spencer L Thomas			811.93	821,465.29
Paycheck	03/14/2023	104050		Teresa Gregorius			1,357.90	820,107.39
Paycheck	03/14/2023	104034		Bill F. Thomas			46.17	820,061.22
Paycheck	03/14/2023	104035		Christie B Black			46.17	820,015.05
Paycheck	03/14/2023	104037		Doug Buchanan			46.17	819,968.88
Paycheck	03/14/2023	104038		Edward D Humphries			2,506.14	817,462.74
Paycheck	03/14/2023	104039		Freddie D Rogers			46.17	817,416.57
Paycheck	03/14/2023	104040		Gary H Wilfong			161.62	817,254.95
Paycheck	03/14/2023	104041		Gary M Medlin			46.17	817,208.78
Paycheck	03/14/2023	104042		Greg Morgan			46.17	817,162.61
Paycheck	03/14/2023	104043		Jerry C. Clontz			1,000.07	816,162.54
Paycheck	03/14/2023	104044		John A Biggers, Jr.			138.52	816,024.02
Paycheck	03/14/2023	104045		Joshua H Presley			46.17	815,977.85
Paycheck	03/14/2023	104046		Patricia H. Kindley			138.52	815,839.33
Paycheck	03/14/2023	104047		Phillip C Thomas			184.70	815,654.63
Paycheck	03/14/2023	104048		Rodney B Stephens			46.17	815,608.46
Liability Check	03/14/2023	To Print		IRS	55-0789092		2,729.18	812,879.28
Liability Check	03/14/2023	To Print		NC Dept of Revenue...	600391020		268.00	812,611.28
Check	03/14/2023	104051		Signs Now	Banner for Easter festival		140.38	812,470.90
Deposit	03/14/2023				Deposit	5,234.37		817,705.27
Deposit	03/14/2023				Deposit	30,447.44		848,152.71
Deposit	03/14/2023				Deposit	325.00		848,477.71
Deposit	03/15/2023				Deposit	2,243.33		850,721.04
Deposit	03/15/2023				Deposit	991.43		851,712.47
Deposit	03/15/2023				Deposit	1,305.00		853,017.47
Deposit	03/15/2023				Deposit	250.00		853,267.47
Deposit	03/15/2023				Deposit	50.00		853,317.47
Check	03/16/2023		Draft	Verizon Wireless	Ed's cell phone		93.18	853,224.29
Check	03/17/2023		Draft	Spectrum	Internet, phone, TV		249.98	852,974.31
Deposit	03/18/2023				Deposit	50.00		853,024.31
Deposit	03/19/2023				Deposit	50.00		853,074.31
Deposit	03/21/2023				Deposit	225.00		853,299.31
Check	03/25/2023		Draft	Great American Financial ...	Copier		168.51	853,130.80
Deposit	03/28/2023				Deposit	100.00		853,230.80
Deposit	03/30/2023				Deposit	0.00		853,230.80
Deposit	03/31/2023				Deposit	200.00		853,430.80
Check	03/31/2023				Service Charge		39.00	853,391.80
Deposit	03/31/2023				Interest	475.75		853,867.55
Total First National Bank						41,947.32	42,697.30	853,867.55
TOTAL						41,947.32	42,697.30	853,867.55

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Town of Fairview
Transaction Detail By Account
 July 2022 through June 2023

Type	Date	Num	Name	Memo	Debit	Credit	Balance
Park Maintenance							
Bill	07/13/2022	3377	Medlin Electric Comp...	Service call for Park	220.00		220.00
Bill	08/02/2022	1555	Taylor's Landscaping...	Landscaping for July 2022	1,337.50		1,557.50
Bill	08/02/2022	1555	Taylor's Landscaping...	Additional areas	430.00		1,987.50
Check	08/09/2022	103823	FNB Commercial Cre...	Credit card payment	1,898.72		3,886.22
Bill	08/11/2022	08112022	Bill Riffle	Park expenses	83.72		3,969.94
Bill	09/06/2022	1558	Taylor's Landscaping...	Landscaping	1,337.50		5,307.44
Bill	09/06/2022	1558	Taylor's Landscaping...	Additional areas and ditch	1,025.00		6,332.44
Check	09/13/2022	103847	FNB Commercial Cre...	payment on credit card	771.35		7,103.79
Check	09/13/2022	103848	Jerry C. Clontz	Park supplies	164.17		7,267.96
Bill	10/06/2022	1562	Taylor's Landscaping...	Landscape services	1,337.50		8,605.46
Bill	10/06/2022	1562	Taylor's Landscaping...	Additional areas to mow	900.00		9,505.46
Check	10/11/2022	103882	Jerry C. Clontz	Reimburse for park supplies	206.39		9,711.85
Bill	11/01/2022	1567	Taylor's Landscaping...	Lawn maintenance	1,337.50		11,049.35
Bill	11/01/2022	1567	Taylor's Landscaping...	Lawn maintenance	630.00		11,679.35
Check	11/08/2022	103912	Bill Riffle	Installing camera	250.00		11,929.35
Bill	11/30/2022	1570	Taylor's Landscaping...	Monthly maintenance	1,337.50		13,266.85
Bill	11/30/2022	1570	Taylor's Landscaping...	Other requested services	1,380.00		14,646.85
Bill	12/01/2022	4786	FNB Commercial Cre...	Conder Flag	340.29		14,987.14
Check	12/13/2022	103944	Mike Medlin	Reimburse fuel for park mowing	100.00		15,087.14
Check	12/13/2022	103945	Leon Whitley	Reimburse fuel for park mowing	100.00		15,187.14
Check	12/13/2022	103949	Jerry C. Clontz	Blower, etc for Park	580.58		15,767.72
Bill	01/03/2023	1577	Taylor's Landscaping...	Lawn maintenance	1,337.50		17,105.22
Bill	01/03/2023	1577	Taylor's Landscaping...	Additional areas to maintain	630.00		17,735.22
Bill	02/01/2023	4760	FNB Commercial Cre...	Credit card charges for January	93.56		17,828.78
Bill	02/02/2023	1580	Taylor's Landscaping...	Landscape maintenance	1,337.50		19,166.28
Bill	02/02/2023	1580	Taylor's Landscaping...	Additional areas	630.00		19,796.28
Check	02/14/2023	104020	Jerry C. Clontz	Reimburse park supplies	123.39		19,919.67
Bill	02/28/2023	1586	Taylor's Landscaping...	lawn maintenance	1,337.50		21,257.17
Bill	02/28/2023	1586	Taylor's Landscaping...	lawn maintenance	530.00		21,787.17
Bill	03/29/2023	5269	Team Turf	Fertilizer and weed control	669.00		22,456.17
Total Park Maintenance					22,456.17	0.00	22,456.17
TOTAL					22,456.17	0.00	22,456.17

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12:33 PM

04/04/23

Accrual Basis

Town of Fairview
Transaction Detail By Account
July 2022 through June 2023

Type	Date	Num	Adj	Name	Memo	Debit
Festival expense						
Bill	08/04/2022	08042...		Magic Barry Entertai...	Magic show for Fall Festival	150.00
Check	08/09/2022	103823		FNB Commercial Cr...	Credit card payment	21.60
Check	09/13/2022	103847		FNB Commercial Cr...	payment on credit card	773.03
Bill	10/02/2022	4760		FNB Commercial Cr...	Credit card payment	589.84
Bill	11/01/2022	4760		FNB Commercial Cr...	Signs	34.16
Bill	12/01/2022	4786		FNB Commercial Cr...	Credit card charges for No...	1,829.15
Bill	12/02/2022	12022...		John Biggers_	Reimburse festival expens...	788.86
Bill	12/09/2022	12092...		Allison Plyler	Reimburse festival expens...	544.88
Check	12/13/2022	103947		Ronald Thomas	Reimburse festival expens...	108.39
Check	12/13/2022	103948		Spencer L Thomas	Reimburse Christmas tree...	350.00
Bill	12/21/2022	12212...		Jeff Campagna	Festival functions	350.00
Bill	12/21/2022	12212...		Todd Donaldson	Festival functions	120.00
Bill	12/21/2022	12212...		Justin Brock	Festival functions	20.00
Bill	12/21/2022	12212...		Mike Medlin	Festival functions	120.00
Bill	12/21/2022	12212...		Michael Thomas	Festival functions	240.00
Bill	12/21/2022	12212...		Carlton Brock	Festival functions	140.00
Bill	12/21/2022	12212...		Wesley Gordon	Festival functions	180.00
Bill	12/21/2022	12212...		Donald Thomas	Festival functions	490.00
Bill	12/21/2022	12212...		Ronald Thomas	Festival functions	980.00
Bill	12/21/2022	12212...		Samuel Harting	Festival functions	170.00
Bill	12/21/2022	12212...		Allison Plyler	Festival functions	400.00
Bill	12/21/2022	12212...		Garrett Cox	Festival functions	590.00
Bill	01/09/2023	4760		FNB Commercial Cr...	Credit card payment	909.10
Check	01/10/2023	103993		Justin Brock	Festival labor	180.00
Check	01/10/2023	103994		Marvin Tarlton	Festival labor	60.00
Check	01/10/2023	103995		Union County Antiqu...	Festival labor	150.00
Check	01/10/2023	103996		Spencer L Thomas	Reimbursement for Festiv...	50.00
Check	01/10/2023	103997		Ronald Thomas	Reimbursement for Festiv...	330.86
Bill	02/01/2023	4760		FNB Commercial Cr...	1313.39 Brio Live	1,317.67
Bill	03/01/2023	4786		FNB Commercial Cr...	Credit card bill for month o...	1,139.64
Check	03/14/2023	104051		Signs Now	Banner for Easter festival	140.38
Total Festival expense						13,267.56
TOTAL						13,267.56

Town of Fairview Transaction Detail By Account July 2022 through June 2023

Type	Date	Num	Name	Memo	Debit	Credit	Balance
Office expense							
Bill	07/12/2022	07122022	Darrell H. Baucom_	Software reimbursement	60.00		60.00
Check	07/12/2022	103797	Teresa Clontz	Cleaning 07/11/22	200.00		260.00
Bill	07/12/2022	132308	RCS. Inc.	Septic pumping for 07/12/22	250.00		510.00
Bill	07/18/2022	0125870-47...	Waste Management	Garbage service	215.26		725.26
Bill	07/26/2022	132349	RCS. Inc.	Septic pumping 300 gallons	250.00		975.26
Bill	08/02/2022	1555	Taylor's Landscaping Servic...	Landscaping for July 2022	140.00		1,115.26
Bill	08/05/2022	08052022	Darrell H. Baucom_	Software reimbursement	60.00		1,175.26
Check	08/09/2022	103823	FNB Commercial Credit Card	Credit card payment	345.20		1,520.46
Check	08/09/2022	103825	Teresa Clontz	Cleaning	200.00		1,720.46
Bill	08/11/2022	08112022	Bill Riffle	Weedeating ditch at Town hall	250.00		1,970.46
Check	08/16/2022	103821	RCS. Inc.	pumping septic tank	250.00		2,220.46
Bill	08/16/2022	1017805	Killingsworth Environmental	Pest control	150.94		2,371.40
Bill	08/16/2022	0128505-47...	Waste Management	Dumpster service	210.26		2,581.66
Bill	08/23/2022	132448	RCS. Inc.	Septic tank pumping	250.00		2,831.66
Check	08/25/2022	Draft	Great American Financial Se...	Copier lease	159.96		2,991.62
Check	08/31/2022	Draft	Great American Financial Se...	Copier charges	165.51		3,157.13
Bill	09/02/2022	09022022	Darrell H. Baucom_	software reimbursement	60.00		3,217.13
Bill	09/06/2022	1558	Taylor's Landscaping Servic...	Landscaping	140.00		3,357.13
Bill	09/13/2022	09132022	Teresa Clontz	Cleaning	200.00		3,557.13
Check	09/13/2022	103847	FNB Commercial Credit Card	payment on credit card	136.32		3,693.45
Bill	09/14/2022	13253	RCS. Inc.	Septic pumping	250.00		3,943.45
Bill	09/16/2022	0131135-47...	Waste Management	Garbage service	211.56		4,155.01
Bill	09/27/2022	132573	RCS. Inc.	Septic pumping	250.00		4,405.01
Bill	09/30/2022	09302022	Darrell H. Baucom_	Software reimbursement	60.00		4,465.01
Bill	10/02/2022	4760	FNB Commercial Credit Card	Credit card payment	266.62		4,731.63
Bill	10/06/2022	1562	Taylor's Landscaping Servic...	Round-about	140.00		4,871.63
Bill	10/10/2022	10102022	Teresa Clontz	Cleaning	200.00		5,071.63
Bill	10/17/2022	0133797-47...	WM Corporate Services	November charge	211.56		5,283.19
Bill	10/18/2022	1083216	Killingsworth Environmental	Pest control	150.94		5,434.13
Check	10/25/2022	Draft	Great American Financial Se...	Copier lease	159.96		5,594.09
Bill	10/27/2022	132649	RCS. Inc.	Pump septic tank	250.00		5,844.09
Bill	11/01/2022	11022022	Darrell H. Baucom_	Reimbursement	60.00		5,904.09
Bill	11/01/2022	1567	Taylor's Landscaping Servic...	Lawn maintenance	140.00		6,044.09
Bill	11/01/2022	4760	FNB Commercial Credit Card	Payment on credit card	932.41		6,976.50
Bill	11/08/2022	11082022	Teresa Clontz	Cleaning	200.00		7,176.50
Bill	11/11/2022	11112022	Perry Laney Septic Tank		300.00		7,476.50
Bill	11/16/2022	0136410-47...	WM Corporate Services	Garbage service	211.56		7,688.06
Check	11/25/2022	Draft	Great American Financial Se...	Copier	205.74		7,893.80
Bill	11/28/2022	11282022	Perry Laney Septic Tank	Septic tank pumping	300.00		8,193.80
Bill	11/30/2022	1570	Taylor's Landscaping Servic...	Monthly maintenance	190.00		8,383.80
Bill	12/01/2022	4786	FNB Commercial Credit Card	Credit card charges for November	875.08		9,258.88
Bill	12/04/2022	12042022	Patricia Kindley_	Holiday Lights contest	52.38		9,311.26
Bill	12/05/2022	12052022	Teresa Clontz	Cleaning	200.00		9,511.26
Bill	12/06/2022	1145040	Killingsworth Environmental	Pest control	150.94		9,662.20
Bill	12/09/2022	12092022	Darrell H. Baucom_	Software reimbursement	60.00		9,722.20
Check	12/13/2022	103946	Perry Laney Septic Tank	Pump septic tank 12/08	300.00		10,022.20
Check	12/15/2022	Draft	Great American Financial Se...		166.00		10,188.20
Bill	12/16/2022	0139000-47...	WM Corporate Services	Garbage removal for December	211.56		10,399.76
Bill	12/23/2022	12232022	Perry Laney Septic Tank	Pump septic tank	300.00		10,699.76
Check	01/02/2023	Draft	Great American Financial Se...	Copier	0.00		10,699.76
Bill	01/03/2023	01032023	Darrell H. Baucom_	Software reimbursement	60.00		10,759.76
Bill	01/03/2023	1577	Taylor's Landscaping Servic...	Lawn maintenance	140.00		10,899.76
Bill	01/09/2023		Perry Laney Septic Tank	Pumping septic tank	300.00		11,199.76
Bill	01/09/2023	4760	FNB Commercial Credit Card	Credit card payment	1,841.94		13,041.70
Bill	01/10/2023	01102023	Teresa Clontz	Office cleaning	200.00		13,241.70
Bill	01/17/2023	0141549-47...	WM Corporate Services	Waste management services	211.56		13,453.26
Bill	01/21/2023	01212023	Perry Laney Septic Tank	Pump septic tank	300.00		13,753.26
Check	01/25/2023	Draft	Great American Financial Se...	Copier	168.51		13,921.77
Bill	01/27/2023	01272023	Patricia Kindley_	Reimburse Lakeshore Learning ...	35.35		13,957.12
Bill	01/31/2023	01312023	Darrell H. Baucom_	Reimbursement for software co...	976.69		14,933.81
Bill	02/01/2023	4760	FNB Commercial Credit Card	Credit card charges for January	440.20		15,374.01
Bill	02/02/2023	1580	Taylor's Landscaping Servic...	Landscape maintenance	210.00		15,584.01
Bill	02/02/2023	02022023	Perry Laney Septic Tank	Pump septic tank	300.00		15,884.01
Bill	02/14/2023	02142023	Teresa Clontz	Monthly cleaning	200.00		16,084.01
Bill	02/16/2023	1201987	Killingsworth Environmental	Pest control	150.94		16,234.95
Bill	02/16/2023	0144118-47...	WM Corporate Services	Garbage service	211.56		16,446.51
Bill	02/18/2023	02182023	Perry Laney Septic Tank	Septic pumping	300.00		16,746.51
Check	02/27/2023	Draft	Great American Financial Se...	Copier lease	168.51		16,915.02
Bill	02/28/2023	1586	Taylor's Landscaping Servic...	lawn maintenance	140.00		17,055.02
Bill	03/01/2023	4786	FNB Commercial Credit Card	Credit card bill for month of Feb	380.07		17,435.09
Bill	03/04/2023	03042023	Perry Laney Septic Tank	Septic pumping	300.00		17,735.09
Bill	03/14/2023	03142023	Teresa Clontz	Cleaning	200.00		17,935.09
Bill	03/16/2023	03162023	Perry Laney Septic Tank	Pumping septic tank	300.00		18,235.09
Bill	03/17/2023	0147946-47...	WM Corporate Services	Garbage service	211.56		18,446.65
Check	03/25/2023	Draft	Great American Financial Se...	Copier	168.51		18,615.16
Bill	04/11/2023	04112023	Teresa Clontz	Cleaning	200.00		18,815.16
Check	04/25/2023	Draft	Great American Financial Se...	Copier	177.69		18,992.85
Total Office expense					18,992.85	0.00	18,992.85
TOTAL					18,992.85	0.00	18,992.85

Town of Fairview
ARP Budget versus Actual
3/31/2023

	<u>Budget</u>	<u>Actual</u>	<u>Budget Variance</u>
Income:			
Grant from US Treasury	267,196.50	267,196.50	-
Interest income on Grant funds		524.92	524.92
Total income	267,196.50	267,721.42	524.92
Expenditures:			
Revenue replacement for salary expense	267,196.50	217,415.91	49,780.59
Salary replaced by interest income		524.92	(524.92)
Total expenditures	267,196.50	217,940.83	49,255.67

Town of Fairview
 Park Budget versus Actual
 3/31/2023

	<u>Budget</u>	<u>Actual</u>	<u>Budget Variance</u>
Income:			
Grant from SCIF	250,000.00	250,000.00	-
Interest income on Grant funds		1,280.87	1,280.87
Total income	250,000.00	251,280.87	1,280.87
Expenditures:			
Design and estimate	35,000.00	33,500.27	1,499.73
Walking trail	30,000.00		30,000.00
Other construction	185,000.00	19,562.80	165,437.20
Total expenditures	250,000.00	53,063.07	196,936.93

Town of Fairview
 Town Hall Budget versus Actual
 3/31/2023

	<u>Budget</u>	<u>Actual</u>	<u>Budget Variance</u>
Income:			
Grant from OSBM	50,000.00	50,000.00	-
Interest income on Grant funds		99.90	99.90
Sales tax to be refunded		106.16	106.16
Total income	50,000.00	50,206.06	206.06
Expenditures:			
Electrical upgrades and repairs	5,000.00	5,247.11	(247.11)
Install new HVAC in meeting room	11,000.00	10,641.00	359.00
Install new HVAC in overflow room	13,000.00	12,757.43	242.57
Install carpet in overflow room	3,000.00	3,412.84	(412.84)
Install new septic system and reroute sewer lines	16,000.00	1,486.70	14,513.30
Install electric heaters in restrooms	2,000.00	2,479.32	(479.32)
Total expenditures	50,000.00	36,024.40	13,975.60

MARCH 2023 PERMITS

Date	Ck#	Permit #	Type	Fee \$	Name	Address	Parcel #
3/2/2023	Cash	A23 027	Accessory	\$100	A. Bondarchuk	203 Barrier Fr Road	08141001c
3/7/2023	15215	H23 028	Home	\$125	Black Constructing	218 W Lawyers Rd	08195008B
3/7/2023	1546	H 23 029	Home \$125	\$125	Deb Campbell	801 Roy Kindley	08150013G
3/7/2023	CC/Web	A 23 030	Accessory	\$100	Brook Miles	1207 Brief Road West	08246011A
	CC/Web	A 23 031	Electric Ser	\$100	Deb Lisco	9715 Quail Cove Ct	8213074
3/7/2023	CC/Web	H 23 032	Home	\$125	Anthony Ciucevich	805 Roy Kindley Road	08150013H
14-Mar	CC/Web	H 23 .033	Home	\$125	Tim Huntley	Huntley Acres Ct	08114013A
3/14/2023	CC/Web	A 23 034	Pool	\$125	Winchester D Little	6409 Little Road	08087022F
3/14/2023	2630	A 23 035	Pool	\$100	M. Burkett	9215 Indian Trail Fairview	8258008
3/14/2023	CC/Web	A 23 036	Pool	\$100	Robert ForQuer	9112 Mill Grove	8282024
3/16/2023	4706	A 23 037	Accessory	\$100	Mike Hallman	1035 Pastureview Ln	08117007E
3/28/2023	Replace	H 23 038	Home	Replace	Brandon Pressley	6928 Concord Highway	08192003Q
3/28/2023	CC/Web	C 23 039	Compliance	\$100	Alica Albertson	1211 Crowell Dairy	8255012
Totals		13		\$1,325			

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FUND BALANCE WORKSHEET 2022/2023

Beginning Spendable Fund Balance (as of 6/30/2022)	\$743,094
Less Restricted Funds from State	\$300,000
POLICY - Reserve in Spendable Fund Balance	<u>\$200,000</u>
Spendable Fund Balance (as of 6/30/2022)	\$243,094

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

AMENDMENT #	DATE	FOR	CREDIT TO ACCT.	AMOUNT
New Spendable Fund Balance				

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**Town of Fairview
Fairview Park Event Committee Meeting
March 2, 2023**

The following Fairview Park Event Committee members were present: Lisa Thomas, Gayle Brock, Theresa Donaldson, Mike Medlin, and Spencer Thomas

Others present: Teresa Gregorius, Town Clerk

Public Comments

None

Items of Business

A. Easter Egg Hunt – April 1st, 10:00 AM – 12:00. Chairman Thomas reported the following:

- Advertisement signs will be up shortly
- Flyers will be going out to Fairview Elementary
- Simpson Eggs will be donating egg cartons
- Treat bags will be given out
- Brian Austin will give a short devotional
- Mayor Thomas will welcome everyone
- The Easter bunny will be in attendance the entire time
- Will need at least 6 people to handle parking
- Will need 10 people to pass out goodie bags
- Will order t-shirts for the committee (gray w/logo)

B. Music in the Park – June 9th, 7:00 – 9:00 PM. Chairman Thomas reported the following:

- Will need a crew to install and take down string lights in the wooded area around the stage
- Will need 3 deputies

C. Minutes

Theresa Donaldson made a motion to approve the February 2, 2023 minutes. Gayle Brock seconded the motion. Committee members Thomas, Brock, Theresa Donaldson, Medlin, and S. Thomas voted yes (5-0).

Chairman Thomas announced that there will not be an April meeting.

Chairman Thomas adjourned meeting.

Respectfully submitted,

Teresa Gregorius
Town Clerk

Lisa Thomas
Chairman

Approved this _____ day of _____ 2023

DRAFT



**Town of Fairview
Fairview Park Facility Committee Meeting
March 2, 2023**

The following Fairview Park Facility Committee members were present: Penny Love, Mike Medlin, Bill Riffle and Leon Whitley. Mark Ellison and Jane Link were absent.

Others present: Teresa Gregorius, Town Clerk

Public Comments

Fred Rogers suggested that signage be posted at the Park regarding camera surveillance

Items of Business

A. Park Rules Update

Chairman Medlin reported that Councilwoman Patricia Kindley reviewed the current Park Rules approved in 2015 and did some updates. The Committee reviewed.

Leon Whitley made a motion to recommend approval of the revised Park Rules to the Council. Penny Love seconded the motion. Committee members Love, Medlin, Riffle and Whitley voted yes (4-0).

B. Park Clean-Up Day – March 25th

Chairman Medlin reminded everyone that the park clean-up will be March 25th starting at 9:00. The clerk will remind Piedmont Band and scouts.

C. Clean Limbs/Trees

Chairman Medlin reported that he had received two estimates for cutting limbs/trees at the park, \$14,000 and \$6,600. The clerk will check with the mayor/council at the March 14th meeting regarding awarding a contract. The committee discussed.

Penny Love made a motion to recommend approval of the \$6,600 estimate for cutting limbs/trees to the Council. Bill Riffle seconded the motion. Committee members Love, Medlin, Riffle and Whitley voted yes (4-0).

D. Minutes

Penny Love made a motion to approve the February 9, 2023 minutes. Leon Whitley seconded the motion. Committee members Love, Medlin, Riffle and Whitley voted yes (4-0).

Chairman Medlin adjourned the meeting.

Respectfully submitted,

Teresa Gregorius
Town Clerk

Mike Medlin
Chairman

Approved this _____ day of _____ 2023

DRAFT



**Town of Fairview
Planning Board Meeting
March 21, 2023**

The following Planning Board members were present: Doug Buchanan, Sharon Clontz, Mike Medlin, Greg Morgan, Josh Presley, Bill Thomas, Fred Rogers (Alt.). Chrisie Black and Rodney Stephens (Alt.) were absent.

Others present: Ed Humphries, Land Use Administrator/Deputy Clerk; Teresa Gregorius, Town Clerk and Spencer Thomas, Administrative Assistant

Public Comments

None

Items of Business

A. Animals: "How to Regulate Them"

Ed Humphries opened the discussion by reviewing the town's current land use ordinance involving animals/livestock. He also provided information taken from other Union County municipalities land use ordinances. The Board discussed Section 175(a) changing the current lot line setbacks from 150 feet from all lot lines to use the current land use ordinance house setback lines 40 feet front/back and 15 feet from each side.

Greg Morgan made a motion to recommend to the Council to amend Section 175(a) to read "*Except where livestock or poultry are kept on a bona fide farm that is exempt from regulations under this ordinance, no person may keep livestock or poultry within ~~150 feet~~ 40 feet front/back and 15 feet from each side from any lot line of property owned by another. Nothing in this subsection shall be construed as authorizing poultry or livestock to be kept except where such uses are authorized as an Agricultural Use, Class II.*" Josh Presley seconded the motion. Board members Buchanan, Medlin, Morgan, Presley, and Rogers (Alt) voted yes, Clontz and Thomas voted no (5-2).

B. Discuss /Review/Recommend Updating the Nuisance Ordinance

Ed Humphries presented the updated town's Nuisance Ordinance for review. Some Board members expressed the desire for the animal/livestock debate be handled in the Nuisance. No final recommendations were made.

C. Minutes

Greg Morgan made a motion to approve the February 21, 2023 minutes. Josh Presley seconded the motion. Board members Buchanan, Clontz, Medlin, Morgan, Presley, Thomas, and Rogers (Alt) voted yes (7-0).

Greg Morgan made a motion to adjourn. Bill Thomas seconded the motion. Board members Buchanan, Clontz, Medlin, Morgan, Presley, Thomas, Rogers (Alt) voted yes (7-0).

Respectfully submitted,

Teresa Gregorius
Town Clerk

Doug Buchanan
Chairman

Approved this _____ day of _____ 2023

DRAFT



**Town of Fairview
Regular Town Council Meeting
March 14, 2023**

The following Council members were present: Mayor Phil Thomas, Patricia Kindley, and Gary Wilfong. John Biggers and Jerry Clontz were absent.

Others present: Darrell Baucom, Financial Officer; Ed Humphries, Land Use Administrator/Deputy Clerk; Teresa Gregorius, Town Clerk and Spencer Thomas, Administrative Assistant

Agenda Changes/Approval

Mayor Thomas stated that he would like to add as Item #4: Discuss quote for cutting trees at the park.

Gary Wilfong made a motion to approve the agenda as amended. Patricia Kindley seconded the motion. Council members Thomas, Kindley and Wilfong voted yes (3-0).

Presentations

Pat Kahle, President/CEO, Union County Chamber of Commerce presented Mayor Thomas and Council with an appreciation plaque for 20 years as a member of the Chamber.

Bjorn Hansen, Senior Planner, Union County, presented 2023 Critical Intersection information to the Council.

Public Comments

None

Consent Agenda

- a) Financial and Tax Reports
- b) Land Use Report
- c) Fund Balance Worksheet 2022-2023
- d) Fairview Park Event February Draft Minutes

- e) Fairview Park Facility February Draft Minutes
- f) Planning Board February Draft Minutes
- g) Approve Council Minutes for February 14, 2023

Patricia Kindley made a motion to approve the consent agenda. Gary Wilfong seconded the motion. Council members Thomas, Kindley and Wilfong voted yes (3-0).

Items of Business

Item 1: Approve J.B. Watson Audit Contract

Darrell Baucom presented the audit contract for fiscal year ending 6/30/23 from J.B. Watson & Co. He stated that the company has performed well for the town for the past 5 years. J.B. Watson submitted an amended Page 7 to the contract today.

Patricia Kindley made a motion to approve the audit contract, as amended, from J.B. Watson & Co. for the fiscal year ending 6/30/23. Gary Wilfong seconded the motion. Council members Thomas, Kindley and Wilfong voted yes (3-0).

Item 2: Discuss Town Hall Driveway and Parking Lot

Ed Humphries reported that he had received a quote of \$2,300 to patch the ditch that was created when the new water line was installed. He also reported that Doug Buchanan, engineer and Planning Board chairman, drew up a basis layout for a new parking lot for Town Hall. The Council discussed and decided to have Mr. Humphries obtain estimates for the parking area in front of the building only at this time.

Item 3: Discuss/Approve Setting Up Park Capital Fund

Mayor Thomas suggested to the Council that a capital fund for the park be set up using proceeds from (1) rental property rent, (2) farm revenue and (3) park picnic shelter rental fees. The Council discussed.

Gary Wilfong made a motion to approve setting up a capital fund for the park using proceeds from (1) rental property rent, (2) farm revenue and (3) park picnic shelter rental fees and make it effective as of today's date, 3/14/23. Patricia Kindley seconded the motion. Council members Thomas, Kindley and Wilfong voted yes (3-0).

Item 4: Discuss/Approve Quote for Cutting Trees at Park

Mayor Thomas stated that Park Facility Chairman Mike Medlin had received 2 bids (\$14,000 and \$6,600) for cutting climbs/trees at the park. A couple of the trees do pose a hazard and should be taken down as soon as possible. The Council discussed.

Gary Wilfong made a motion to seek a third bid to cutting the climbs/trees and if \$6,600 is still the lowest bid, contract with that company to complete the work. Patricia

Kindley seconded the motion. Council members Thomas, Kindley and Wilfong voted yes (3-0).

Council Comments

Ed Humphries reported that at the February Planning Board meeting they discussed hogs on residential property. The Planning Board will be reviewing the land use ordinance regarding livestock/animals.

Spencer Thomas reminded everyone that the Easter Egg Hunt will be April 1st from 10:00 – 12:00.

Mayor Thomas reported that he is receiving an email each week from Senator Todd Johnson with news from the General Assembly and will forward it to the Council.

Patricia Kindley made a motion to adjourn. Gary Wilfong seconded the motion. Council members Thomas, Kindley and Wilfong voted yes (3-0).

Respectfully submitted,

Teresa Gregorius
Town Clerk

Phil Thomas
Mayor

Approved this _____ day of _____, 2023

Discuss Brief Road Estates

Approve Bond Reduction for Brief Estates Subdivision

SUMMARY:

When the Brief Estates subdivision was approved, the Town required a "Performance Bond #800078199" for \$189,581 for the street, Heath Helms Court, building requirements.

The street is now complete and in a "Warranty Period" of one year. NCDOT expects to take the street for maintenance (add to state system) after the "Warranty Period".

Staff is requesting that the Council reduce the "Performance Bond" to a \$25,000 "Warranty Bond" for the term of the one-year warranty to ensure that the street is accepted by NCDOT.

The engineer for Brief Estates has stated in a letter that the street is built to state standards and the NCDOT has also inspected the street for the driveway connection to Brief Road and plans to take the street after the warranty period.



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

J. ERIC BOYETTE
SECRETARY

March 10, 2023

Andrew Helms
1504 Tom Helms
Monroe, NC 28110

SUBJECT: Inspection of Roadway for the Brief Estates Subdivision off of Brief Rd in Union County.

Dear Sirs:

This letter is to advise that this office has made a recent inspection of the roads under construction for Brief Estates Subdivision. These roads appear to be constructed in accordance with NCDOT standards with regards to subgrade, stone base, seeding and mulching, drainage, curb and gutter, the final layer of asphalt has been placed at this time. Also, the roadway profiles were found to be in accordance with NCDOT standards.

If you have any questions, please contact me at the number below.

Sincerely,

A handwritten signature in blue ink that reads "Robert C. Weltner".

Robert Weltner
Engineer 1
Division 10 – District 3
704-218-5107

Mailing Address:
NC DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
130 S. SUTHERLAND AVENUE
MONROE, NC 28112

Telephone: (704) 218-5100
Fax: (704) 292-1800
Customer Service: 1-877-368-4968

Website: www.ncdot.gov

Location:
130 S. SUTHERLAND AVENUE
MONROE, NC 28112

NORTH CAROLINA DEPARTMENT OF TRANSPORTATION - HIGHWAY ENCROACHMENT INSTALLATION

Andrew and Katie Helms

PRINCIPAL (Second Party to encroachment agreement)

Atlantic Specialty Insurance Company

SURETY

\$40,555.00

AMOUNT OF BOND

April 18, 2022

DATE OF BOND

DESCRIPTION OF ENCROACHMENT AGREEMENT:

Encroachment Number

D103-090-22-00005

Route or Highway No.

SR1547 - East Brief Road

County

Union

Date of Encroachment Agreement

Specific Location of Encroachment:

Between Ferguson Farms Lane & Carriker Williams Road

Type of Encroachment

Roadway Improvement

(Water, Sewer, Gas, etc.)

KNOW ALL MEN BY THESE PRESENTS, That we the PRINCIPAL and SURETY above named, are held and firmly bound unto the Department of Transportation, an agency of the State of North Carolina, hereinafter called the DEPARTMENT, in the amount stated above for the payment for which sum we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the PRINCIPAL entered into a certain Encroachment Agreement with the DEPARTMENT hereinabove described and incorporated herein by reference;

NOW, THEREFORE, if the PRINCIPAL shall well and truly install the said encroaching facilities on and along the highway in accordance with the "Utilities Accommodations Manual" and any supplements thereto and in accordance with the other provisions of the said Encroachment Agreement and shall indemnify the DEPARTMENT for the failure to install the encroachments in accordance with the foregoing manual and provisions of the said Encroachment Agreement, then, this obligation to be void; otherwise to remain in full force and effect.

IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative pursuant to authority of its governing body.

(Seal of Principal)

Andrew and Katie Helms

PRINCIPAL (Type Name of Principal)

Attest:

BY:

~~Mayor or Corporate Officer~~

~~Clerk or Secretary~~

(Seal of Surety)

Atlantic Specialty Insurance Company

(Name of SURETY or Bond Company)

BY:

Attorney-in-Fact Matthew Rose

NOTE: Attach Power of Attorney and Certificate of Authority of Attorney-in-Fact.

This form to be used only by second party to encroachment agreement.



PLOTT HOUND
ENGINEERING

PLOTT HOUND ENGINEERING PLLC
WAXHAW, NC
BRYAN@PLOTTHOUNDENGINEERING.COM
(704) 439-6521

March 21, 2023

Ed Humphries
Town of Fairview
Land Use Administrator

7516 Concord Highway
Monroe, NC 28110

RE: Final Inspection – Driveway Access Permit #D103-090-22-00005
742 linear feet consisting of NCDOT Bond #800078148 and
Town of Fairview Bond #800078149

Dear Mr. Humphries:

Plott Hound Engineering, PHE, designed the approximately 742 linear feet Brief Estates subdivision road to North Carolina Department of Transportation, NCDOT, standards and submitted to the Division 10, District 3 NCDOT office in Monroe for review. The plans were modified per the comments received from NCDOT and approved by NCDOT for construction.

The roadway was constructed by Carolina Grading Service. PHE was not the construction engineer on this project. Field data and observations and inspections for conformance was performed by Eagle Engineering. The field reports provided by Eagle Engineering are attached.

This letter is to advise you that NCDOT has made inspections of the completed road improvements associated with permit #D103-090-22-00005, which covers the 742 linear feet. The NCDOT inspector has advised that the project appears to be constructed in accordance with NCDOT standards and has issued a final inspection letter initiating the one-year warranty period, also attached.

Thank you,

Bryan Linton, PE



Creating Communities. Together.

Proofroll Report

Client: Carolina Grading Service
 806 Fisher Ridge Road
 Monroe, NC 28110
Attention: Randall York

Report Date: 08/18/2022
Project #: 7865
Project: Brief Estates Subdivision
Address: Monroe, NC

Report #: 001A

Cc: Randall York (ryork003@carolina.rr.com)

Inspector: Derek Aguilar

Initial Visit

Follow up Visit

Date of Previous Inspection _____

FIELD DATA & OBSERVATIONS

Equipment Used: Loaded Dual Axle Dump Truck

Field Activity Date: 08/16/2022

Performed On: Brief Estate Road

Weather: Cloudy

Location Observed :

Elevation: Pavement Stone Base

Size of Area:

Proposed Area: CUT FILL

Test Pits Performed: Yes No

Deflections: Yes No

INSPECTION RESULTS AND NON CONFORMANCE

The work was observed or monitored by our personnel and complied with the approved contract documents:

Conforming

Non-Conforming

Non-Conforming Items:

Remarks: The Undersigned observed a proof roll of the pavement stone base of Brief Estate Road with a loaded dump truck. Excessive pumping or deflection was not observed in the subject project area during the proof rolling process. Therefore, the subject area is suitable for the placement of the asphalt. The asphalt should be placed and compacted to meet the project specifications. In addition, EEI's engineering technician, working under engineering review, should take adequate density tests throughout the asphalt placement operations to verify that the specified compaction is being achieved. Should the approved proof rolled surface be exposed to inclement weather, EEI should be contacted to re-inspect the subject surface prior to the placement of the asphalt.

Please see the attached sketch for approximate locations.

Report Copied to:

Matthew Kirchner, Steven Kirchner, Eagle Testing

Eagle Engineering, Inc.

Matthew C Kirchner

Matthew Kirchner, P.E.
 Managing Principal(#045509)

Representative / Inspector: Derek Aguilar



Creating Communities. Together.

Field Compaction Tests - Asphalt

Client: Carolina Grading Service
806 Fisher Ridge Road
Monroe, NC 28110
Attention: Randall York

Report Date: 08/18/2022
Project #: 7865
Project: Brief Estates Subdivision
Address:
Monroe, NC

Report #: 001

Cc: Randall York (ryork003@carolina.rr.com)

Inspector: Derek Aguilar

Test Method: ASTM D-6938 (Nuclear)

Gauge Information:

Gauge Make: Humboldt

Gauge Model: 5001 SD

Gauge S/N:

Field Activity Date: 08/16/2022

General Location: Brief Estate Rd

Project Specifications: 92 %

Retest Required: Yes No

Test No	Elevation or Re-Test No	Lift No.	Test Location	Field Asphalt Density (pcf)	Max Unit Weight (pcf)	Percent Compaction (%)	Spec (From Above) (%)	Meet Spec ?
1	Binder	1	Brief Estates Road -15 feet from Cul-de-Sac	140.5	152.6	92.1	92	Yes
2	Binder	1	Brief Estates Road -25 feet from Cul-de-Sac	140.6	152.6	92.1	92	Yes
3	Binder	1	Brief Estates Road - 680 feet from Brief Road	141.2	152.6	92.5	92	Yes
4	Binder	1	Brief Estates Road - 560 feet from Brief Road	140.4	152.6	92.0	92	Yes
5	Binder	1	Brief Estates Road - 460 feet from Brief Road	142.3	152.6	93.3	92	Yes
6	Binder	1	Brief Estates Road - 350 feet from Brief Road	140.9	152.6	92.3	92	Yes
7	Binder	1	Brief Estates Road - 260 feet from Brief Road	140.8	152.6	92.3	92	Yes
8	Binder	1	Brief Estates Road - 170 feet from Brief Road	142.5	152.6	93.4	92	Yes
9	Binder	1	Brief Estates Road - 80 feet from Brief Road	140.6	152.6	92.1	92	Yes
10	Binder	1	Brief Estates Road - 30 feet from Brief Road	141.7	152.6	92.9	92	Yes

Remarks:

Notes: As requested, a representative from our company arrived on site as scheduled and performed the above test. These test results apply only to the specific locations noted and do not represent any other location. Reports may not be reproduced except in full, without permission.

Report Copied to:

Matthew Kirchner, Steven Kirchner, Eagle Testing

Eagle Engineering, Inc.

Matthew C Kirchner

Matthew Kirchner, P.E.

Managing Principal(#045509)

EAGLE ENGINEERING



Creating Communities. Together.

Field Compaction Tests - Asphalt

Client: Carolina Grading Service
806 Fisher Ridge Road
Monroe, NC 28110

Attention: Randall York

Cc: Randall York (ryork003@carolina.rr.com)

Report Date: 08/18/2022

Project #: 7865

Project: Brief Estates Subdivision

Address:

Monroe, NC

Inspector: Derek Aguilar

Report #: 001



Creating Communities. Together.

Field Compaction Tests - Asphalt

Client: Carolina Grading Service
806 Fisher Ridge Road
Monroe, NC 28110
Attention: Randall York

Report Date: 08/18/2022
Project #: 7865
Project: Brief Estates Subdivision
Address:
Monroe, NC

Report #: 002

Cc: Randall York (ryork003@carolina.rr.com)

Inspector: Derek Aguilar

Test Method: ASTM D-6938 (Nuclear)

Field Activity Date: 08/17/2022

Gauge Information:

General Location: Brief Estate Road

Gauge Make: Humboldt

Gauge Model: 5001 SD

Project Specifications: 92 %

Gauge S/N:

Retest Required: Yes No

Test No	Elevation or Re-Test No	Lift No.	Test Location	Field Asphalt Density (pcf)	Max Unit Weight (pcf)	Percent Compaction (%)	Spec (From Above) (%)	Meet Spec ?
1	Binder	2	Brief Estate Road - 25 feet from Cul-de-Sac	140.4	152.6	92.0	92	Yes
2	Binder	2	Brief Estate Road - 35 feet from Cul-de-Sac	141.3	152.6	92.6	92	Yes
3	Binder	2	Brief Estate Road - 680 feet from Brief Road	142.5	152.6	93.4	92	Yes
4	Binder	2	Brief Estate Road - 580 feet from Brief Road	140.6	152.6	92.1	92	Yes
5	Binder	2	Brief Estate Road - 470 feet from Brief Road	142.3	152.6	93.3	92	Yes
6	Binder	2	Brief Rd Brief Estate Road - 380 feet from Brief Road	141.1	152.6	92.5	92	Yes
7	Binder	2	Brief Estate Road - 280 feet from Brief Road	140.8	152.6	92.3	92	Yes
8	Binder	2	Brief Estate Road - 190 feet from Brief Road	141.6	152.6	92.8	92	Yes
9	Binder	2	Brief Estate Road - 80 feet from Brief Road	142.4	152.6	93.3	92	Yes
10	Binder	2	Brief Estate Road - 30 feet from Brief Road	141.5	152.6	92.7	92	Yes

Remarks:

Notes: As requested, a representative from our company arrived on site as scheduled and performed the above test. These test results apply only to the specific locations noted and do not represent any other location. Reports may not be reproduced except in full, without permission.

Report Copied to:

Matthew Kirchner, Steven Kirchner, Eagle Testing

Eagle Engineering, Inc.

Matthew C Kirchner
Matthew Kirchner, P.E.
Managing Principal(#045509)

36

EAGLE ENGINEERING



Creating Communities. Together.

Field Compaction Tests - Asphalt

Client: Carolina Grading Service
806 Fisher Ridge Road
Monroe, NC 28110

Attention: Randall York

Cc: Randall York (ryork003@carolina.rr.com)

Report Date: 08/18/2022

Project #: 7865

Project: Brief Estates Subdivision

Address:

Monroe, NC

Inspector: Derek Aguilar

Report #: 002



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

J. ERIC BOYETTE
SECRETARY

March 14, 2023

Andrew Helms
1504 Tom Helms Rd.
Monroe, NC 28110

SUBJECT: Final Inspection – Driveway Access Permit # D103-090-22-00005

Bond # 800078148

This letter is to advise you that this office has made inspections of the road improvements associated with the subject permit. The project appears to be constructed in accordance with NCDOT standards. The project will now enter the one-year warranty period. Please reference the driveway permit number when requesting the bond to be released.

If you have any questions, please contact me at the number below.

Sincerely yours,

A handwritten signature in black ink that reads "Robert Weltner".

Robert Weltner
Engineer 1
Division 10 District 3
North Carolina Dept of Transportation

704-218-5100

Mailing Address:
NC DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS, DISTRICT 3
130 S. SUTHERLAND AVENUE
MONROE, NC 28112

Telephone: 704-218-5100
Fax: 704-292-1800
Customer Service: 1-877-368-4968

Website: ncdot.gov

Location:
130 S. SUTHERLAND AVENUE
MONROE, NC 28112

38

Approve Park Event Committee Application



TOWN OF FAIRVIEW

Nomination for appointment to:
(check one)

- Planning Board
- Fairview Park Event Committee
- Fairview Park Facility Committee
- Social Media Committee
- Board of Adjustment

Name: Pat C Simpson Date: 3-8-2023

Home Address: 2128 E. Hwy 218

Work Address: retired

Home Phone: 704-753-2000 ^{2000 mobil} Work Phone: 704-291-1727

Email Address: Ed.PatElizabethh@gmail.com

Please list any government or non-profit board, committee or commission on which you currently serve: —

Please list any particular experience or education which you feel qualifies you for the position: I enjoy the park and want to support its activities with time and willingness to work.

Faithful attendance at board meetings is a requirement. Would you be able to commit to this requirement? yes

Board, Committee or Commission appointments require that the individual be a current Town of Fairview resident.

I have been a resident of the Town of Fairview for 36 years.

Pat Simpson
Signature of Applicant

Please return this form to:

Town Clerk
Town of Fairview
7516 Concord Highway
Monroe NC 28110
tgregorius@fairviewnc.gov

**Discuss/
Approve
Revised
Nuisance
Ordinance**

TOWN OF FAIRVIEW NUISANCE ORDINANCE

Amended April 12, 2022

WHEREAS, pursuant to G.S. §160A-174, the Town of Fairview may by ordinance define, regulate, prohibit, or abate acts, omissions, or conditions detrimental to the health, safety, or welfare of its citizens and the peace and dignity of the ~~county~~ Town; and may define and abate nuisances.

ABATEMENT OF UNSANITARY AND UNSAFE CONDITIONS

- (A) For the purpose of this section, the term **NUISANCE** shall mean or refer to any condition or any use of property or any act or omission affecting the condition or use of property which threatens or is likely to threaten the safety of the public, adversely affects the general health, happiness, security or welfare of others, or, is detrimental to the rights of others to the full use of their own property and their own comfort, happiness and emotional stability because of decreased property values and the unsightliness and decreased livability of neighborhoods.
- (B) The existence of any of the following conditions as determined by the Land Use Administrator on any lot or parcel of land in the town upon receiving in person/written/email complaint. The following enumerated and described conditions, or any combination thereof, are hereby found, deemed, and declared to constitute a detriment, danger and hazard to the health, safety, morals and general welfare of the inhabitants of the town. They are hereby found, deemed and declared to be public nuisances wherever the conditions may exist within the corporate limits as now or hereafter established. The creation, maintenance or failure to abate any nuisances is hereby declared unlawful.
- (1) Any weeds or other vegetation having an overall height of more than 18 inches above the surrounding ground provided that the following shall not be considered to be a part of this condition: trees and ornamental shrubs, cultured plants; natural vegetation on undeveloped property that is not a threat to the character of surrounding properties, and flowers and growing and producing vegetable plants. Every owner, tenant, occupant, or person having control of property or lot fronting upon any street, sidewalk or roadway in the town shall
- maintain the property in conformity with the requirements of this section and the following conditions are prohibited:.
- (2) Any accumulation of trash, garbage, food waste and other trash which is the result of the absence of, or overflowing of, or improperly closed trash or garbage containers, that attracts or is likely to attract mice and rats, flies and mosquitoes or other pests.
- (3) An open or unsecured storage or collection place for chemicals, acids, oils, gasoline, flammable or combustible materials or flammable or combustible liquids, poisonous materials or other similar harmful or dangerous substances, gasses or vapors.
- (4) An open place, collection, storage place or concentration of combustible items such as mattresses, boxes, paper, automobile tires and tubes, garbage, trash, refuse, brush, old clothes, rags, or any other combustible materials collection.

- (5) An open storage place for old worn out, broken or discarded machinery, car parts, junk, tire rims, furniture, stoves, refrigerators, appliances, cans and containers, household goods, plumbing or electrical fixtures, old rusty metal, fencing materials or other similar materials.
- (6) Any accumulation of garbage, rubbish, trash, or junk causing or threatening to cause a fire hazard or causing or threatening to cause the accumulation of stagnant water, or causing or threatening to cause the inhabitation therein of rats, mice, snakes, mosquitoes, or vermin prejudicial to the public health.
- (7) Any accumulation of animal or vegetable matter that is offensive by virtue of odors or vapors or by the inhabitation therein of rats, mice, snakes, or vermin of any kind which is or may be dangerous or prejudicial to the public health.
- (8) The open storage of any discarded ice box, furniture, refrigerator, stove, glass, building materials, building rubbish or similar items. The use of carports, open porches, decks, open garages and other outdoor areas that are visible from the street as a storage or collection place for boxes, appliances, furniture (not typical outdoor or yard furniture), tools, equipment, junk, garbage, old worn out broken or discarded machinery and equipment, cans, containers, household goods or other similar condition that increase the likelihood of a fire, may conceal dangerous conditions, may be a breeding place or habitat for mice, rats or other pests, or create an unattractive condition or visually blighted property.
- (9) A collection place for lumber, bricks, blocks, nails, building hardware, roofing materials, scaffolding, masonry materials, electrical supplies or materials, plumbing supplies or materials, heating and air conditioning supplies or materials or any other type of old or unusable building supplies (especially those with nails, staples or sharp objects and edges) unless these conditions are temporary in nature and caused by a current construction project in progress pursuant to a lawfully issued building permit.
- (10) Any building or other structure which has been burned, partially burned or otherwise partially destroyed and which is unsightly or hazardous to the safety of any person, is a continuing fire hazard or which is structurally unsound to the extent that the Code Administrator or his or her designee can reasonably determine that there is a likelihood of personal or property injury to any person or property entering the premises.
- (11) The placement, storage or use of upholstered sofas, couches, chairs or other indoor type furniture, appliances, seats removed from motor vehicles or other furniture not intended for outdoor use by the manufacturer, use on any open porch, carport, stoop, deck, veranda, terrace, patio or other outdoor area that is visible from nearby streets and sidewalks.
- (12) A collection place, pool or pond of stagnant or foul water or persistent dampness caused by overflowing septic tanks, manmade dams, open ditches, overflowing pipes, foundation trenches or other impoundments of any kind.
- (13) Barns or farm animal pens, pastures or enclosures for farm animals which are not kept sanitary and clean or otherwise become a collection place for animal waste and which because of the conditions associated therewith attract rats, mice, flies or other pests or emit foul odors that can be detected or noticed on adjacent properties or are otherwise not kept in a sanitary condition.

Nuisance Ordinance

- (14) Dog lots, pens, pet enclosures of all kinds, outdoor areas where dogs or other pets are chained or kept or areas where dogs and cats are permitted to roam which become a collection place for dog, cat or pet waste and excrement and which attract flies or other pests, emit foul odors which can be detected or noticed on adjacent property or are not kept in a sanitary condition.
- (15) A collection place for sewage and sewage drainage or the seepage from septic tanks, broken or malfunctioning plumbing and sewer pipes or any other seepage of dangerous, hazardous or poisonous liquids.
- (16) A collection place for tree limbs, dried brush, dead vegetation, stumps or other decayed wood and materials or other similar rubbish.
- (17) Any discharge into or polluting of any stream, creek, river or other body of water or the discharge of any dangerous substance or any other material likely to harm the water or any vegetation, fish or wildlife in or along the water or the storage of such harmful materials and substances in a manner so that it is likely that streams, creeks, rivers or other bodies of water will become polluted or adversely affected in any manner.
- (18) Any condition which blocks, hinders, or obstructs in any way the natural flow of branches, streams, creeks, surface waters, ditches, or drains, to the extent that the premises is not free from standing water.
- (19) Any conditions or use of property, which results in the emission of pollutants and particles into the atmosphere or causes noxious odors, vapors and stenches to be discharged into the air.
- (20) All fences shall be maintained in good condition, including but not limited to paint, stain, and repair of damaged portions, rusted metal, holes, loose components, and sagging fence portions.
- (21) *Nuisance vehicle*. A vehicle on public or private property that is determined and declared to be a health or safety hazard, a public nuisance, and unlawful, including a vehicle found to be:
 - (a) A breeding ground or harbor for mosquitoes, other insects, rats or other pests; or
 - (b) A point of heavy growth of weeds or other noxious vegetation which exceeds eight inches in height;
 - (c) In a condition allowing the collection of pools or ponds of water; or
 - (d) A concentration of quantities of gasoline, oil, or other flammable or explosive materials as evidenced by odor; or
 - (e) An area of confinement which cannot be operated from the inside, such as, but not limited to, trunks or hoods;
 - (f) So situated or located that there is a danger of it falling or turning over; or
 - (g) A collection of garbage, food waste, animal waste, or any other rotten or putrescent matter of any kind; or

Nuisance Ordinance

- (h) One which has sharp parts thereof which are jagged or contain sharp edges of metal or glass; or
 - (i) Any other vehicle specifically declared a health and safety hazard and a public nuisance by the Land Use Administrator/or designee.
- (22) Any condition detrimental to the public health which violates the rules and regulations of the Union County Health Departments.
- (C) (1) When any condition in violation of this section is found to exist, the Land Use Administrator or persons as may be designated by the Town Council shall give notice to the owner of the premises to abate or remove such conditions within ten days. The notice shall be in writing, shall include a description of the premises sufficient for identification and shall set forth the violation and state that, if the violation is not corrected within ten days, the Town may proceed to correct the same as authorized by this section. Service of the notice shall be by any one of the following methods.
- (a) By delivery to any owner personally or by leaving the notice at the usual place of abode of the owner with a person who is over the age of 16 years and a member of the family of the owner.
 - (b) By depositing the notice in the U.S. Post Office addressed to the owner at his last known address with regular mail postage prepaid thereon.
 - (c) By posting and keeping posted, for ten days, a copy of the notice, in placard form, in a conspicuous place on the premises on which the violation exists, when notice cannot be served by method (a) and (b) above.
- (2) The town may notify a chronic violator of the town's public nuisance ordinance that, if the violator's property is found to be in violation of this ordinance, the town shall, without further notice in the calendar year in which notice is given, take action to remedy the violation. The expense of such action shall become a lien upon the property and shall be collected as unpaid taxes. The notice shall be sent by registered or certified mail. When service is attempted by registered or certified mail, a copy of the notice may also be sent by regular mail. Service shall be deemed sufficient if the registered or certified mail is unclaimed or refused, but the regular mail is not returned by the post office within 10 days after the mailing. If service by regular mail is used, a copy of the notice shall be posted in a conspicuous place on the premises affected. A chronic violator is a person who owns property whereupon, in the previous calendar year, the town gave notice of violation at least three times under any provision of the public nuisance ordinance.
- (D) If the owner of any property fails to comply with a notice given pursuant to this section, within ten days after the service of the notice, ~~he or she shall be subject to prosecution for violation of this section in accordance with law and each day that the failure continues shall be a separate offense. In addition,~~ the town may have the condition described in the notice abated, removed or otherwise corrected and all expenses incurred thereby shall be chargeable to and paid by the owner of the property and shall be collected as taxes and levies are collected. All expenses shall constitute a lien against the property on which the work was done.
- (E) The procedure set forth in this section shall be in addition to any other remedies that may now or hereafter exist under law for the abatement of public nuisances.

PENALTY

~~If the person upon whom such notice is served fails, neglects, or refuses to remedy such condition within the time allowed, the Land Use Administrator or designee appointed by the Town Council, shall cause such condition to be remedied. After five (5) days, the town may fine the owner and/or occupant up to \$50.00. After ten (10) days, the town may take any necessary action to remedy such condition. The expense of the action and a fine of \$500.00 shall be paid by the person in default. In the event charges for the removal or abatement of a public nuisance are not paid as specified, such charges shall become a lien upon the land or premises where the nuisance occurred and shall be subject to collection as unpaid ad valorem taxes as provided in N.C. G.S 160A-193.~~

In addition to the remedies provided for herein, an act constituting a violation of the provisions of this Ordinance or a failure to comply with any of its requirements shall subject the offender to a civil penalty of \$50.00, which includes administrative fees. Each day any single violation continues shall be a separate violation. Penalties accrue from the date initially imposed in the Notice of Civil Citation and will continue without further notice, each day the offense continues, until the prohibited activity is corrected, ceased or abated. A violation of this Ordinance shall not constitute a misdemeanor pursuant to N.C.G.S. 14-4. If the offender fails to correct this violation by the prescribed deadline after being notified of said violation, the penalty may be recovered in a civil action in the nature of a debt.

RIGHT OF ENTRY

For the purposes of enforcing the provisions of this article, the town Land Use Administrator may at all reasonable times enter in and upon any premises within his jurisdiction.

If any provision of this Ordinance is adjudged invalid or if the application thereof to any person or in any circumstance is adjudged invalid; such invalidity shall not affect the validity of this ordinance as a whole or of any part, subpart, sentence, or clause thereof not adjudged invalid.

This Ordinance is adopted the 12th day of April, 2010 and shall become effective the

12th day of April, 2010

Town Clerk

Mayor

Ordinance Amended September 13, 2010

**Discuss/
Approve
Revised Park
Rules**

DRAFT

Town of Fairview

Park Rules

1. The Park will be open throughout the year during posted hours of operation. No person, except authorized Park personnel shall be allowed in the Park prior to or after these posted hours without written permission. Park hours are from 7:00 AM to sunset.
2. The Park is Smoke/~~Tobacco~~/~~Vape~~ Free.
3. The use, sale, possession and/or consumption of alcoholic beverages and/or illegal drugs, gambling, possession of fireworks, as well as any other illegal activities are strictly prohibited.
4. Unless otherwise authorized by law, no person shall possess, carry, use or discharge any type of firearm, air gun, paintball gun or other weapon within the Park; authorized Park Personnel and law enforcement officers excepted. This provision includes the prohibition of open carry of any weapon.
5. NO Skateboards/~~Bicycles~~/~~Tricycles~~/~~Scooters~~/~~Skates~~/~~Hoverboards~~ are allowed on the paved walking trail around the pond ~~in the Park~~.
6. NO person shall make/kindle/tend an open fire other than in grills or designated places provided for such.
7. NO person shall cause or permit any animal owned by him or under his control (except when on a leash not exceeding 16 feet in length) to enter the Park. Pets must be leashed and away from activity areas containing participants and spectators. Animal owners must clean up any droppings made by their pets. Bag all droppings before depositing them in provided receptacles. For child safety, dogs and other animals shall not be allowed within the playground area.
8. NO ponies or petting zoos are allowed without prior authorization by a special permit.
9. NO person within the confines of the Park shall hunt, pursue, trap, shoot, injure, kill, or molest in any way any animal.
10. NO person shall fish in the Park pond except during Town of Fairview sponsored events.
11. NO bounce houses or inflatable slides are allowed unless Town sponsored.
12. It is unlawful to use or operate any model airplane, boat, car, drone, or other motorized model device, (including radio-controlled devices) or helicopter, parasail, hang glider, or hot air balloon.
13. NO swimming or wading is permitted. Children 12 and under must be supervised by an adult at the pond area at all times.

14. NO person shall cut, injure, deface, remove or disturb any tree, shrub, building, fence, bench, table, or any other structure, apparatus or property; or pick, cut, or remove any tree, shrub, flower or rock; or mark, write or carve upon any building, fence, bench, table or any other structure in the Park.
15. NO person shall distribute any circulars, cards or written matter; or post, paste or affix any placard, notice or sign within the Park, without written permission. (Town event information is exempt)
16. The Town is not responsible for any lost or stolen items or items left unattended or forgotten.
17. The Town will not be responsible for providing or supervising any supplies or equipment. Any authorized Town representative may disallow the use of any equipment for safety reasons and ensure Town and Park policy is followed.
18. In the event of an emergency, call 9-1-1. The Park address is: 7350 Concord Highway, Monroe, NC

Picnic Shelter Use: To reserve a shelter:

19. Visit the Town Clerk's office, fill out the application permit and pay rental fee.

Fee: \$50 ~~plus sales tax~~ for 4 hours or \$100 ~~plus sales tax~~ for all day per date per shelter. Rental hours available are ~~10:00~~ 9:00 AM to sunset. Use of the shelter is guaranteed for the period specified in the permit only. Event set-up time and clean-up time must be included in the rental period.

20. No date/time will be held open without completion of the rental form and payment of the fee.
21. Reservations for the upcoming weekend are not taken after 3:00 PM on Thursday. Patrons may call the Town Clerk at 704-753-1981 Thursdays from 12:00 noon to 3:00 PM to inquire if shelters are reserved for the weekend.
22. No refunds will be given for cancelations fourteen (14) calendar days or less prior to the event.
23. No refunds will be given for inclement weather. If inclement weather prevents the use of the shelter, you may reschedule your event with proper notification. To reschedule your event:
 - The first business day (Town Hall is open Tuesdays and Thursdays 8:00 AM till 3:00 PM) after your rental, call/visit the Town Clerk's office.
 - Applicants must provide the permit number to reschedule the shelter use.
 - All rescheduled events are subject to availability.
24. If you need to modify an existing reservation (change the time, date, etc.), it must be done at least forty-eight (48) hours prior to the scheduled use. To modify your permit:
 - Call/Visit the Town Clerk's office.
 - Applicants must provide the permit number to modify the permit.
 - All modifications are subject to availability.

25. Use of shelter facilities is specifically for use by groups of 50 or less attendees. Events with 50 or more participants require prior approval through a Special Event permit and approval by the Town Council. NO vendors are allowed without prior approval through a Special Event permit and approval by the Town Council. No items (i.e. goods, products, services, food or beverages) may be sold without prior approval through a Special Event permit and approval by the Town Council.
26. Applicant agrees to be present on site at all times during the function or designate a representative who will be there to serve as a liaison between the event staff and event goers at all times during the term of the permit. The applicant is responsible for all actions, behavior and/or damages caused by his/her guests.
27. Permit is only for use of the facility specified in the permit and for the date and time specified in the permit. Other areas in the Park remain open to the public and must not be affected by the permitted use.
28. Fires are prohibited except in provided charcoal grills. Gas grills may be used in designated shelter areas. Fires must be completely extinguished before leaving the Park. Grill use may be restricted in the event of drought conditions.
29. Decorations/Clean-up: Facilities are to be left in the same or better condition than before use.
 - Only removable adhesive tabs are allowed for securing your decorations. Staples, nails, tape, pushpins, adhesive backed decals, tacks or paint are prohibited. Metallic decoration sprinkles, glitter, confetti, rice and birdseed are not allowed. No signs are to be nailed, pinned or stapled to any tree, Park sign, shelter and/or roadways.
 - Balloons are allowed provided they are securely anchored or strung together (e.g. arched), they are removed at the completion of the event and that air tanks are properly secured at all times.
 - Park signs and other materials are not to be removed or altered.
30. Picnic tables shall not be moved outside of the shelter. **If tables are moved from their original position, MUST be moved back before leaving.**
31. Vehicles must be parked in designated parking lot areas. Loading or unloading from vehicles must be done from designated parking lot areas only. No motor vehicles allowed beyond roadways and designated parking areas.
32. Normal Park use or other various activities may be approved at a facility in or around the shelter areas resulting in increased crowds and traffic. The Town is not responsible for any impact the increased vehicle and pedestrian traffic might have on your event.

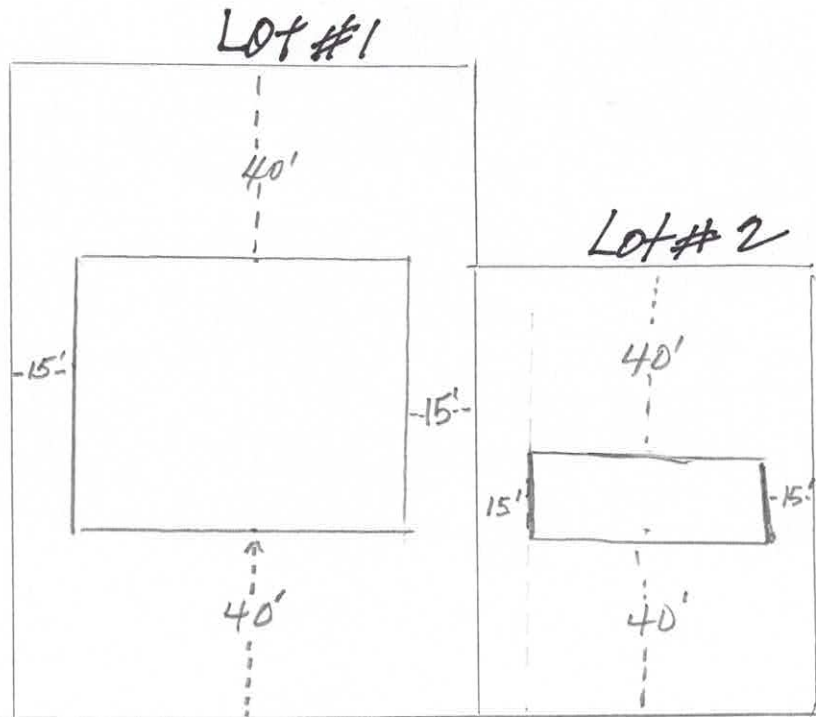
**FAIRVIEW PARK
7350 Concord Highway
Monroe, NC 28110**

**Discuss/
Approve
Land Use
Ordinance
Amendment**

TEXT AMENDMENT #TC 23-043

Section 175 Special Setbacks for Livestock, Horse Stables, and Poultry.

- (a) Except where livestock or poultry are kept on a bona fide farm that is exempt from regulations under this ordinance, no person may keep livestock or poultry within ~~150 feet~~ *40 feet front/back and 15 feet from each side* from any lot line of property owned by another. Nothing in this subsection shall be construed as authorizing poultry or livestock to be kept except where such uses are authorized as an Agricultural Use, Class II.



Street R/W

