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REGULAR MEETING

April 3, 2017

6:45 p.m.

The Perquimans County Board of Commissioners met in a regular meeting on Monday, April 3, 2017, at 6:45 p.m. in the Commissioners Room located on the first floor of the Perquimans County Courthouse Annex.

MEMBERS PRESENT: Kyle Jones, Chairman  
Joseph W. Hoffler  
Wallace Nelson  
Fondella Leigh, Vice Chair  
Edward R. Muzzulin  
Charles Woodard

MEMBERS ABSENT: None

OTHERS PRESENT: Frank Heath, County Manager  
Hackney High, County Attorney  
Mary Hunnicutt, Clerk to the Board

After the Chairman called the meeting to order, Commissioner Woodard gave the invocation and the Chairman led the Pledge of Allegiance.

**PUBLIC HEARING**

**Noise Ordinance**

Chairman Jones opened the Public Hearing stating that the purpose of this public hearing is to receive comments on the following proposed Noise Ordinance:

**PERQUIMANS COUNTY NOISE ORDINANCE**

(A) It shall be unlawful to create or assist in creating any unreasonably loud, disturbing and unnecessary noise in the County. Noise of a character, intensity and duration as to be detrimental to the public health, welfare and peace is hereby prohibited.

(B) The following acts, among others, are hereby declared to be unreasonably loud, disturbing and unnecessary noises in violation of this section, but the enumeration shall not be deemed to be exclusive:

(1) The sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle, except as a danger signal, so as to create any unreasonably loud or harsh sound, or the sounding of the device for an unnecessary and unreasonable period of time, or the use of any gong or siren upon any vehicle, other than police, fire or other emergency vehicle;

(2) The use of any electronic devices, stereos, speakers, musical instrument, loudspeaker or other device which project sound that is clearly audible at a distance of not less than 50 feet.

(3) The use of any bicycle, skateboard or similar vehicle which creates an unreasonably loud, disturbing or unnecessary noises. The use of any motor vehicle, motorcycle or other vehicle (a) equipped with special or custom muffler, exhaust or other noise control equipment/system; or (b) not equipped with normal, factory issue muffler, exhaust or other noise control equipment/system in good repair; or (c) in jackrabbit starts, spinning tires, racing engines, or other operations so as to create unreasonably loud, disturbing and unnecessary noises. The provisions of this subsection shall not apply to any legally operating race track in existence at the time of the enactment of this ordinance.

(4) The erection of any excessive noise on any street adjacent to any school or institution of learning while the same is in session which unreasonably and unnecessarily interferes with the working of the institution, provided conspicuous signs are displayed in the streets indicating that the area is in a school area;

(5) The erection of any excessive noise on Sundays on any street adjacent to any church, provided conspicuous signs are displayed in the streets adjacent to churches indicating that the same is a church street;

(6) Shouting, fighting or creating noise through loud or boisterous speech or singing so as to be audible off the premises upon which the activities and noise occur if so loud as to disturb the peace and tranquility of persons occupying residences, motel, hotels, rest homes, nursing homes or hospitals in the vicinity.

(5) The erection of any excessive noise on Sundays on any street adjacent to any church, provided conspicuous signs are displayed in the streets adjacent to churches indicating that the same is a church street;

(6) Shouting, fighting or creating noise through loud or boisterous speech or singing so as to be audible off the premises upon which the activities and noise occur if so loud as to disturb the peace and tranquility of persons occupying residences, motel, hotels, rest homes, nursing homes or hospitals in the vicinity.

(C) This section shall not apply during any period directly after the announcement of any potential, impending disaster.

(D) If any person shall violate this ordinance, he or she shall be guilty of a Class 3 misdemeanor and shall be fined in an amount as set by the presiding judge or imprisoned for not more than 30 days.

(E) In addition, in the county's discretion, a violation of any provision of this ordinance shall subject the offender to a civil penalty of up to \$100 with a minimum penalty of \$15. If the offender fails to pay this penalty within ten days after being cited for a violation, the county may seek to recover the penalty by filing a civil action in the nature of a debt. If the violator of this ordinance is a person under the age of 18, the parents or legal guardians of the minor shall be subject to the civil penalties referenced herein as if they are the offender.

(F) The county may seek to enforce this section through any appropriate equitable action.

(G) Each day that a violation continues after the offender has been notified of the violation shall constitute a separate violation and each violation shall be subject to an additional civil penalty.

(H) The county may seek to enforce this section by using any one or a combination of the foregoing remedies.

(I) A juvenile who violates any provision of this ordinance is subject to being adjudicated delinquent. The court may, in its discretion, impose any dispositional alternative(s) that are provided in the State Juvenile Code for any juvenile who is delinquent.

***Statutory reference:***

*Authority of county to regulate noise, see G.S. § 153A-133*

Chairman Jones recognized Frank Heath who reviewed the proposed ordinance explaining the changes that have been made to the original draft Noise Ordinance. There were twenty-six (26) people present. There were a couple of people who had signed up to speak. Chairman Jones proceeded with public comments from the following individuals:

- **Tracy Stoddard:** Ms. Stoddard addressed and questioned the following items within the Ordinance: no hours listed; do we have the manpower to enforce this ordinance; questioned "The use of any bicycle, skateboard or similar vehicle which creates an unreasonably loud, disturbing or unnecessary noises" – she had never heard of a bicycle being that loud; regarding exhaust systems – if the State has legalized the system, how can we say that they cannot be used within our county; regarding "Shouting, fighting or creating noise through loud or boisterous speech or singing so as to be audible off the premises" – what if the individual has a loud, boisterous voice, that carries outside like hers, if it can be heard 50 feet (which is across the street), she can be fined; and, if her kids are playing in the back yard or if her dogs are barking, she can be fined for that. These are the concerns that she has with the ordinance and she feels that it is unreasonable because there are no hours attached to the ordinance.
- **Curtis Trueblood:** Mr. Trueblood said that since his race track is in operation and they added wording that this did not apply to his operation, he had nothing to say.

Chairman Jones asked if there were any other public comments. He also addressed Ms. Stoddard's questions about the exhaust systems. There being no further comments or questions, the Chairman closed the Public Hearing at 7:00 p.m. and proceeded with the regular meeting.

**AGENDA**

On motion made by Joseph W. Hoffler, seconded by Edward R. Muzzulin, the Board unanimously approved the Agenda as amended.

**CONSENT AGENDA**

The following items were considered to be routine and were unanimously approved on motion made by Wallace E. Nelson, seconded by Edward R. Muzzulin.

- Approval of Minutes:** March 6, 2017 Regular Meeting, March 13, 2017 Special Called Meeting, and March 20, 2017 Special Called Meeting/Work Session.
- Tax Refund Approval:**

**PERQUIMANS COUNTY TAX REFUND:**

**Charles Whidbee Estate**----- **\$155.04**

Incorrect assessment on Parcel #5-0034-0039 reduced value from \$66,500 to \$39,300. Difference of \$27,200.  
Account Number 517980.

- Personnel Matters:**

Employee Name	Employee Job Title	Action Required	Grade/Step	New Salary	Effective Date
Anthony Johnson	Certified 911 Shift Supervisor	Promotion	63/8	\$34,410	4/1/2017
Wilma Jordan	P/T F/I Non-Certified Telecommunicator	Resignation			4/1/2017
William "Sam" Barrow	Planner	Appointment	72/8	\$51,136	5/1/2017
Rhonda Money	GIS Coordinator/Planner	Promotion	70/11	\$50,368	4/1/2017
Darlene Lind	P/T F/I Certified Telecommunicator	Appointment	62/1	\$13.34/hr.	4/1/2017
Edana Hart	P/T F/I Non-Certified Telecommunicator	Appointment	60/1	\$12.21/hr.	4/1/2017
Corey Stallings	P/T F/I Non-Certified Telecommunicator	Appointment	60/1	\$12.21/hr.	4/1/2017
Katherine Weiss	P/T F/I Non-Certified Telecommunicator	Appointment	60/1	\$12.21/hr.	4/1/2017
Jonathan Miller	Deputy (Not Certified)	Appointment	64/1	\$30,304	4/1/2017
Debbie Stallings	Assistant Tax Administrator	Retirement			6/30/2017

- Step/Merit Increases:**

Employee Name	Employee Job Title	Grade/Step	New Salary	Effective Date
Rebecca Corpew	IMC Supervisor II	67/3	\$36,311	4/1/2017
Beverly Pulley	IMC II	63/4	\$31,211	4/1/2017
Jovan Ward	IMC II	63/4	\$31,211	4/1/2017
C J Wilson	EMT-I	66/4	\$35,617	4/1/2017
Stephen Chappell	Animal Control Officer	62/6	\$31,360	4/1/2017

- Budget Amendments:**

**BUDGET AMENDMENT NO. 14  
GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-672-140	Mentoring - Travel		2,000
10-671-142	Restitution - Travel	2,000	
10-672-330	Mentoring - Supplies		26
10-671-541	Restitution Insurance	26	
<b>EXPLANATION:</b> To budget additional funds allocated to the SHIP program by Department of Insurance for FY 2016-17.			

**BUDGET AMENDMENT NO. 15  
GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-510-450	Sheriff Gun Permits	4,000	
10-351-000	Sheriff Fees	4,000	
10-500-150	Building Maintenance/Repair	13,000	
10-301-010	DMV Taxes/Budget Year	13,000	
10-470-040	Legal Services	30,000	
10-301-010	DMV Taxes/Budget Year	30,000	
<b>EXPLANATION:</b> To cover expenses for FY 2016-17.			

**BUDGET AMENDMENT NO. 16  
GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-690-921	Juvenile Detention		10,000
10-671-451	Restitution Program	10,000	
<b>EXPLANATION:</b> Corrects the Restitution Budget for FY 16/17 to match the State funds allocated for the Restitution Program - \$31,514 total.			

**BUDGET AMENDMENT NO. 17  
GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-690-938	Drainage Study		1,000
10-672-040	Mentoring/Professional	1,000	
<b>EXPLANATION:</b> To cover professional services for FY 16/17.			

- Resolutions/Letter of Support:** The following Resolutions and Letter of Support were unanimously approved by the Board:

➤ **Litter Sweep Spring 2017:** The NC Department of Transportation organizes an annual Spring statewide roadside cleanup. This Resolution sets it up for April 15 – April 29, 2017. The Board adopted the following Resolution:

**RESOLUTION  
LITTER SWEEP SPRING 2017  
IN PERQUIMANS COUNTY**

**WHEREAS,** the North Carolina Department of Transportation organizes an annual Spring statewide roadside cleanup to ensure clean and beautiful roads in North Carolina; and

**WHEREAS,** the Spring 2017 "Litter Sweep" roadside cleanup will take place April 15 – April 29, 2017, and encourages local governments and communities, civic and professional groups, businesses, churches, schools, families and individual citizens to participate in the Department of Transportation cleanup by sponsoring and organizing local roadside cleanups; and

**WHEREAS**, Adopt-A-Highway volunteers, Department of Transportation employees, Department of Correction inmates and community service workers, local government agencies, community leaders, civic and community organizations, businesses, churches, schools, and environmentally concerned citizens conduct annual local cleanups during “*Litter Sweep*” and may receive certificates of appreciation for their participation; and

**WHEREAS**, the great natural beauty of our State and a clean environment are sources of great pride for all North Carolinians, attracting tourists and aiding in recruiting new industries; and

**WHEREAS**, the cleanup will increase awareness of the need for cleaner roadsides, emphasize the importance of not littering, and encourage recycling of solid wastes; and

**WHEREAS**, the 2017 LITTER SWEEP cleanup will celebrate the 29<sup>th</sup> Anniversary of the North Carolina Adopt-A-Highway program and its over 5,760 volunteer groups that donate their labor and time year round to keep our roadsides clean.

**WHEREAS**, the LITTER SWEEP cleanup will be a part of educating the children of this Great State regarding the importance of a clean environment to the quality of life in North Carolina;

**NOW, THEREFORE, BE IT RESOLVED** that the Perquimans County Board of Commissioners do hereby proclaim April 15 – April 29, 2017, as “*SPRING LITTER SWEEP*” time in Perquimans County and encourage its citizens to take an active role in making our community cleaner and more beautiful.

**ADOPTED** the 3<sup>rd</sup> day of April, 2017.

(SEAL)

\_\_\_\_\_  
T. Kyle Jones, Chairman  
Perquimans County Board of Commissioners

ATTESTED:

\_\_\_\_\_  
Mary P. Hunnicutt, Clerk to the Board  
Perquimans County Board of Commissioners

- **Resolution Requesting Restoration to Counties of the Statutorily Authorized Appropriation of Lottery Funds**: The Board adopted the following resolution restoring to the counties the statutorily authorized appropriation of lottery funds:

**A RESOLUTION REQUESTING RESTORATION TO COUNTIES OF THE  
STATUTORILY AUTHORIZED APPROPRIATION OF LOTTERY FUNDS**

**WHEREAS**, pursuant to Chapter 18C of the North Carolina General Statutes "the North Carolina State Lottery Act and the 2005 Appropriations Act was signed into law establishing the North Carolina Education Lottery. The act created the nine member North Carolina Lottery Commission to initiate, supervise and administer the education lottery"; and

**WHEREAS**, the North Carolina Education Lottery was promoted and supported on the basis of proceeds enhancing local governments' ability to adequately provide for education expenses; and

**WHEREAS**, the distribution to counties budgeted from proceeds in FY 2016-2017 has been drastically reduced to \$100 million in contrast to \$208 million at the previous statutory funding rate of 40%, which amounts to \$116,158 in Perquimans County in contrast to \$241,608 at the 40% rate; and

**WHEREAS**, pursuant to state law, the lottery funds that are allocated to the counties can be used for education for capital outlay projects, including the planning, construction, enlargement, improvement, repair, or renovation of public school buildings and for the purchase of land for public school buildings or for equipment to implement a local school technology plan (NCGS 115-546.2); and

**WHEREAS**, it is extremely difficult for the Boards of Commissioners and Boards of Education across this State to plan for improvements in school buildings and for technology equipment with the reduction of lottery funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the Perquimans County Board of Commissioners respectfully requests that the Governor and the North Carolina General Assembly support the allocation to counties at their previous statutorily authorized portion of educational lottery funds to be used for capital needs and technology.

**BE IT FURTHER RESOLVED** that the Perquimans County Board of Commissioners fully supports the current SB 234, which would allocate additional lottery funds to Tier 1 & 2 counties, on a grant basis, for school capital construction.

**BE IT FURTHER RESOLVED** that copies of this Resolution are forwarded to the Local Legislative Delegation to the North Carolina General Assembly, the North Carolina Association of County Commissioners and to the other 99 North Carolina counties.

Adopted this the 3<sup>rd</sup> day of April, 2017.

\_\_\_\_\_  
T. Kyle Jones, Chairman  
Perquimans County Board of Commissioners

ATTEST:

\_\_\_\_\_  
Clerk to the Board

- **Letter of Support – North Carolina Wildlife Federation Petition for Rulemaking (Shrimp Trawl Ban)**: The Board adopted the following letter of support for the denial of the Petition for Rulemaking submitted by the N.C. Wildlife Federation:

April 3, 2017

Mr. Sammy Corbett  
North Carolina Marine Fisheries Commission  
P.O. Box 769  
Morehead City, NC 28557

**Re: Petition for Rulemaking**

Dear Mr. Corbett:

I am writing to you on behalf of the Perquimans County Board of Commissioners. At their April 3, 2017 regular meeting, the Board voted to send this letter that supports Hyde County’s Resolution recommending that the North Carolina Marine Fisheries Committee (MFC) deny the Petition for Rulemaking submitted by the North Carolina Wildlife Federation that proposes to designate the internal coastal and near oceanic waters of North Carolina special secondary nursery areas. The rules proposed in the Petition would close the internal coastal waters and near-shore oceanic waters of North Carolina to trawling unless opened by the North Carolina Division of Marine Fisheries (DMF), establish a shrimp size for shrimp trawling season to open, establish a more restrictive head rope size for shrimp trawls, create a trawl tow time for shrimp trawling, further restrict the taking of shrimp to daylight hours and three days per week, require the use of two DMF certified bycatch reduction devices in shrimp trawls, and create a recreational size limit of 8 inches for spot and 10 inches for croaker. The passage of this amendment would substantially affect the North Carolina residents, tourists, restaurants, and seafood retail.

A copy of the letter of support for Hyde County’s Resolution opposing the Petition for Rulemaking will be forwarded to Governor Elect Roy Cooper, our Legislative Delegation, and each county in the State of North Carolina.

Sincerely yours,

T Kyle Jones, Chairman

cc: Representative Bob Steinburg  
Senator Bill Cook  
Governor Roy Cooper  
Perquimans County Board of Commissioners

Tim Moore, Speak of the House  
Phil Berger, President Pro Tempore  
99 County Board of Commissioners

**PRESENTATION/INTRODUCTION OF EMPLOYEE**

The following presentation/introduction of employee was made:

- **Deputy Register of Deeds:** Jacqueline Frierson, Register of Deeds, introduced Hunter Saberon, who was appointed Deputy Register of Deeds effective March 13, 2017.
- **Full-Time Certified Telecommunicator:** Jonathan Nixon, Emergency Services Director, introduced Sue Ann Cestaro who was appointed Full-Time Certified Telecommunicator effective March 1, 2017.

Chairman Jones welcomed them to Perquimans County.

**BLAND BAKER, TRILLIUM**

Mr. Baker presented a PowerPoint presentation of their accomplishments and requested that the Board consider adopting the following Resolution:

**Resolution of Support for Adequate Funding to meet the Mental Health, Intellectual and Developmental Disabilities and Substance Use Disorder Service Needs for Citizens of Perquimans County**

**WHEREAS**, Perquimans County knows that citizens dealing with mental illness and substance use disorders can achieve recovery with the appropriate services and supports and that citizens with intellectual and developmental disabilities can live productive lives in our communities with similar services and supports; and

**WHEREAS**, the funding needed for such services and supports is increasing due to North Carolina’s increasing population and the opioid epidemic in our State; and

**WHEREAS**, Perquimans County is a member of Trillium Health Resources, a twenty-four county LME/MCO serving eastern North Carolina; and

**WHEREAS**, in accordance with the intent of the NC General Assembly and the NC Department of Health and Human Services, the Board of Trillium Health Resources has developed and is implementing a robust reinvestment plan to use savings that is benefiting the citizens of Perquimans County with such enhancements as accessible playgrounds, Access Point Kiosks, and new evidenced-based services; and

**WHEREAS**, the North Carolina General Assembly has made significant budget reductions in State funding for the past two years; and

**WHEREAS**, the formula used to allocate the reduction statewide in the current fiscal year was based on 2015 information which has resulted in a disproportionate reduction to Trillium Health Resources; and

**WHEREAS**, these budget reductions can no longer be absorbed by Trillium Health Resources without jeopardizing services to Perquimans County citizens, negatively impacting the lives of people in need of service as well as potentially impacting the local economy through job loss;

**NOW, THEREFORE BE IT RESOLVED** that we, the Perquimans County Board of Commissioners do hereby request that the North Carolina General Assembly:

- Maintain full State funding for mental health, developmental disabilities and substance abuse services without further reductions; and
- Allow Trillium Health Resources to continue to use its savings to reinvest in enhanced services in our communities rather than having to use that funding to replace State budget reductions; and
- Modify the formula by which any future reductions in funding are allocated, if such reductions must be made, to ensure the reduction is fairly distributed statewide.

**ADOPTED** this 3<sup>rd</sup> day of April, 2017.

\_\_\_\_\_  
T. Kyle Jones, Chairman  
Perquimans County Board of Commissioners

**SEAL**

ATTEST:

\_\_\_\_\_  
Clerk to the Board

On motion made by Wallace E. Nelson, seconded by Joseph W. Hoffler, the Board unanimously approved the above resolution as presented.

**JONATHAN NIXON, EMERGENCY SERVICES DIRECTOR**

Mr. Nixon presented the following items to the Board:

- **Emergency Management Public Officials Conference:** The purpose of this presentation was to provide details about our current Emergency Services program and to receive feedback from our elected officials. In addition to the Board of Commissioners, the following elected officials were present: Lillian Holman, Town of Hertford. This event is an activity for our Emergency Management Performance Grant. These funds are used to support the Emergency Management Program for all of Perquimans County.
- **Hazard Mitigation Grant Program – Hurricane Matthew – Letter of Interest:** Mr. Nixon presented information on this grant program and request Board approval on the following Letter of Interest which they did on motion made by Wallace E. Nelson, seconded by Charles Woodard and unanimously approved by the Board:

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BLANK.**

**HAZARD MITIGATION GRANT PROGRAM (HMGP)  
DR-4285 (HURRICANE MATTHEW)  
LETTER OF INTEREST**

<b>APPLICANT:</b>	Perquimans County
<b>COUNTY:</b>	Perquimans County
<b>POINT OF CONTACT NAME AND TITLE:</b>	Jonathan A. Nixon, Emergency Services Director
<b>ADDRESS:</b>	PO Box 563 – Hertford, NC 27944
<b>TELEPHONE:</b>	( 252 ) 426-5646
<b>FAX:</b>	( 252 ) 426-1875
<b>EMAIL:</b>	jnixon@perquimanscountync.gov
<b>NAME OF YOUR JURISDICTION'S LOCAL MITIGATION PLAN:</b>	Albemarle Regional Hazard Mitigation Plan

Print Name: Kyle Jones Title: Chair, Perquimans County Commissioners

Signature: \_\_\_\_\_ Date: April 3, 2017

Eligible project types include: Acquisition (Buyouts), Elevation (House Raising), and Mitigation Reconstruction (Demo/Rebuild), Generators, Early Warning Systems, Regional Plans, Stormwater Management, Wind Retrofits, and the Mitigation of commercial properties. Please see the attached NCEM Notice of Funds Availability for important information pertaining to this funding cycle.

Federal Guidance: [www.fema.gov/hazard-mitigation-assistance](http://www.fema.gov/hazard-mitigation-assistance)

- Description of problem to be mitigated:** Perquimans County estimates that there are two residential homes to be elevated.
- Description of previous damages and/or hazard history specific to the mitigation projects being submitted:** N/A
- Description of proposed project or mitigation measure:**  
Residential property at 686 Chapanoke Road, Hertford, NC 27944 \_ Elevation or Acquisition  
Residential property at 698 Chapanoke Road, Hertford, NC 27944 \_ Elevation or Acquisition
- Estimated Line Item Budget for Project Costs:** To be determined. Estimated property values (residential out buildings, and land) \$
- Technical Assistance Needed from NCEM:** (To help us provide you with the best possible level of customer service, please indicate how much support you anticipate needing from NCEM) – select all that apply:
  - A. General, ongoing assistance and guidance
  - B. Quite a bit of assistance
  - C. Substantial hands-on assistance throughout the process
  - D. Especially need support with intake of potential HMGP participants

We will need support from NCEM in providing data to support a Benefit-Cost Analysis, technical writing, cost estimating, etc.

- NFIP Rep Loss Information**  
If you need a current copy of your community's severe repetitive loss list and/or repetitive loss list, please e-mail [hmgrants@ncdps.gov](mailto:hmgrants@ncdps.gov) and we will be in touch immediately.

**7. Important Deadlines:**

- A. March 31, 2017 (Close of Business)** – Letters of Interest (LOIs) are due for all Expedited Sub-Applications. Expedited LOIs and attachments can be sent anytime before for processing. All documents to support a benefit-cost analysis are due. For acquisition and elevation projects, these include tax cards and elevation certificates (if available), as well as loss histories for all properties being mitigated. NCEM will conduct analysis to determine if projects are cost effective, including use of all waivers, and submit grant applications in NEMIS. \*\*Please note that Mitigation projects require a FEMA-approved and adopted Hazard Mitigation Plan at the time of submittal to FEMA, as well as on FEMA's subsequent award date, if selected.\*\* For technical assistance with these requirements, please contact Nick Burk, Section Manager for Hazard Mitigation Grants at (919) 825-2301 or Sharon Winstead, Hazard Mitigation Supervisor at (919) 825-2356. NCEM will provide grant writing support on expedited subapplications, especially to support emergency housing/resilience needs.
- B. May 1, 2017 (Close of Business)** – Letters of Interest (LOIs) are due for Standard Sub-Applications including all previously mentioned required documentation. NCEM-HM will begin working with sub-recipients prior to ensure all required attachments have been retrieved and are formatted correctly.
- D. June 19, 2017** – For standard sub-applications selected by NCEM to be submitted to FEMA, NCEM-HM will begin working with sub-recipients on a strong first draft of the grant application.
- E. August 25, 2017** – Final drafts of grant applications are due to NCEM, integrating comments from NCEM Hazard Mitigation staff.

Please return completed LOI electronically to:

HM Grants Branch – Attention: Kathy Brewer  
Hazard Mitigation Branch  
e-mail: [hmgrants@ncdps.gov](mailto:hmgrants@ncdps.gov)

BILL JENNINGS, TAX ADMINISTRATOR

Mr. Jennings presented his monthly report.

SUSAN CHANEY, SOCIAL SERVICES DIRECTOR

Ms. Chaney presented her monthly report.

JEWEL WINSLOW, EXTENSION DIRECTOR

Ms. Winslow explained that they have been awarded an additional \$1,000 from the SHIP Grant and requested that the Board accept these funds. On motion made by Edward R. Muzzulin, seconded by Joseph W. Hoffler, the Board unanimously approved to accept the additional \$1,000 from the SHIP Grant.

COMMISSIONER'S CONCERNS/COMMITTEE REPORTS

The following report was made:

- **Commissioner Nelson:** Mr. Nelson wanted to update the Board on what the Board of Health was doing. Basically, they are trying to sure up the future of other post-employment benefits for employees that are outside the pension plan. The pension plan is not accepting any new employees. New employees now are 401(k) participants. These other benefits include life insurance and some disability and long-term care benefits. There is a fund that is maintained by N.C. Department of State Treasurer's Office that is designed for Local Government Agencies. The Board of Health has begun to try to sure this thing up. As of June 30, 2016, Albemarle Regional Health Services (ARHS) has a long-term debt of about \$7.9 million dollars for the post-employment benefits. The Board of Health has entered into a trust that participates with Local Government to fund these benefits as they continue to be out there. The Board of Health adopted a Resolution authorizing an initial contribution of half the proceeds from the sale of Albemarle Home Care last year. The cost of the retirement benefits for these employees is around \$300,000 per year. Basically, this helps with lowering the costs that would come back to the Counties to cover these costs.

There being no other commissioner concerns or reports, Chairman Jones moved onto the old business.

UPDATES FROM COUNTY MANAGER

County Manager Heath presented the following updates:

- **Jack the Dog:** Mr. Heath introduced a picture of Jack the Dog who was adopted from our Tri-County Animal Shelter. At the Shelter's last meeting, they were told that Jack's owner has pledged that every time Jack's picture is presented at a Commissioner meeting, the County would receive \$200 from Jack's owner. These funds will be used to expand the Tri-County Shelter facility.
- **Perquimans County Marine Industrial Park Boat Ramp Project:** Mr. Heath explained that we are still lobbying with our legislators to obtain funding for the Marine Industrial Park Boat Ramp Project. Mr. Heath, Cathy Davison (Albemarle Commission), and Bob Peele (Marine Industrial Park Authority) met with Sen. Cook and the meeting went real well.
- **State of the Region Meeting:** Commissioners Nelson & Leigh, Dave Goss, Economic Development Consultant, and Mr. Heath attended the State of the Region Meeting in Greenville and heard some good speakers. They also had a break out session on Foreign Trade expansion in the area. Any business that may come to the industrial park would be eligible to participate in this program.
- **Demolitions:** Mr. Heath explained that we have had several demolitions: one along Perry-Long Road and the two-story house owned by the Brown family.
- **Library Project:** Mr. Heath explained that the project is actually a couple of days ahead of schedule. The roof should be going on soon.

BOARD APPOINTMENTS: NURSING HOME ADVISORY COMMITTEE

We have now had three people to resign from this committee and we need to replace them. The most recent individual was Linda Swain who resigned effective February 27, 2017 due to family issues. Last month, the Board did authorize Mary Hunnicutt, Clerk to the Board, to contact Virgie Whitehurst about serving on this Committee. Ms. Hunnicutt did contact her and Ms. Whitehurst said that she wanted to find out more about the Committee. She now has agreed to serve. We are awaiting the receipt of her Volunteer Application. That still leaves two positions and we have no one on our volunteer list that is willing to serve. Therefore, it was the consensus of the Board to accept Ms. Swain's resignation and to authorize Ms. Hunnicutt to advertise for this vacancy.

NOISE ORDINANCE

Commissioner Nelson said that, because they have had several people come before the Board expressing their concern about the current Noise Ordinance, there is a need to improve it. On motion made by Wallace A. Nelson, seconded by Edward R. Muzzulin, the Board unanimously adopted Ordinance No. 95 – Noise Ordinance:

**ORDINANCE NO. 95****PERQUIMANS COUNTY NOISE ORDINANCE**

(A) It shall be unlawful to create or assist in creating any unreasonably loud, disturbing and unnecessary noise in the County. Noise of a character, intensity and duration as to be detrimental to the public health, welfare and peace is hereby prohibited.

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(1) The sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle, except as a danger signal, so as to create any unreasonably loud or harsh sound, or the sounding of the device for an unnecessary and unreasonable period of time, or the use of any gong or siren upon any vehicle, other than police, fire or other emergency vehicle;

(2) The use of any electronic devices, stereos, speakers, musical instrument, loudspeaker or other device which project sound that is clearly audible at a distance of not less than 50 feet.

(3) The use of any bicycle, skateboard or similar vehicle which creates an unreasonably loud, disturbing or unnecessary noises. The use of any motor vehicle, motorcycle or other vehicle (a) equipped with special or custom muffler, exhaust or other noise control equipment/system; or (b) not equipped with normal, factory issue muffler, exhaust or other noise control equipment/system in good repair; or (c) in jackrabbit starts, spinning tires, racing engines, or other operations so as to create unreasonably loud, disturbing and unnecessary noises. The provisions of this subsection shall not apply to any legally operating race track in existence at the time of the enactment of this ordinance.

(4) The erection of any excessive noise on any street adjacent to any school or institution of learning while the same is in session which unreasonably and unnecessarily interferes with the working of the institution, provided conspicuous signs are displayed in the streets indicating that the area is in a school area;

(5) The erection of any excessive noise on Sundays on any street adjacent to any church, provided conspicuous signs are displayed in the streets adjacent to churches indicating that the same is a church street;

(6) Shouting, fighting or creating noise through loud or boisterous speech or singing so as to be audible off the premises upon which the activities and noise occur if so loud as to disturb the peace and tranquility of persons occupying residences, motel, hotels, rest homes, nursing homes or hospitals in the vicinity.

(5) The erection of any excessive noise on Sundays on any street adjacent to any church, provided conspicuous signs are displayed in the streets adjacent to churches indicating that the same is a church street;

(6) Shouting, fighting or creating noise through loud or boisterous speech or singing so as to be audible off the premises upon which the activities and noise occur if so loud as to disturb the peace and tranquility of persons occupying residences, motel, hotels, rest homes, nursing homes or hospitals in the vicinity.

(C) This section shall not apply during any period directly after the announcement of any potential, impending disaster.

(D) If any person shall violate this ordinance, he or she shall be guilty of a Class 3 misdemeanor and shall be fined in an amount as set by the presiding judge or imprisoned for not more than 30 days.

(E) In addition, in the county's discretion, a violation of any provision of this ordinance shall subject the offender to a civil penalty of up to \$100 with a minimum penalty of \$15. If the offender fails to pay this penalty within ten days after being cited for a violation, the county may seek to recover the penalty by filing a civil action in the nature of a debt. If the violator of this ordinance is a person under the age of 18, the parents or legal guardians of the minor shall be subject to the civil penalties referenced herein as if they are the offender.

(F) The county may seek to enforce this section through any appropriate equitable action.

(G) Each day that a violation continues after the offender has been notified of the violation shall constitute a separate violation and each violation shall be subject to an additional civil penalty.

(H) The county may seek to enforce this section by using any one or a combination of the foregoing remedies.

(I) A juvenile who violates any provision of this ordinance is subject to being adjudicated delinquent. The court may, in its discretion, impose any dispositional alternative(s) that are provided in the State Juvenile Code for any juvenile who is delinquent.

Adopted this 3<sup>rd</sup> day of April, 2017.

T. Kyle Jones, Chairman  
Perquimans County Board of Commissioners

ATTEST:

Mary P. Hunnicutt, Clerk to the Board

**Statutory reference:**

*Authority of county to regulate noise, see G.S. § 153A-133*

**PERQUIMANS COUNTY/CHOWAN COUNTY BOUNDARY LINE RESOLUTION**

County Manager Heath explained that the Board discussed this matter during their March Work Session. Mr. Heath stated that, during the Board's March 20, 2017 Work Session, the Board learned that they will need to adopt the Resolution to request N.C. Geodetic Survey to resurvey the boundary line between Chowan County and Perquimans County as a result of a discrepancy that occurred during the last election. The State line is west from the County's property line. Chowan County is also reviewing and taking action on a similar Resolution. On motion made by Edward R. Muzzulin, seconded by Joseph W. Hoffler, the Board unanimously adopted the following Resolution:

**RESOLUTION OF INTENT TO REQUEST THE NORTH CAROLINA GEODETIC SURVEY TO RESURVEY THE BOUNDARY LINE BETWEEN CHOWAN COUNTY AND PERQUIMANS COUNTY, NORTH CAROLINA PURSUANT TO N.C.G.S. 153A-18a**

WHEREAS, the North Carolina Geodetic Survey (hereinafter "NCGS") has been designated and funded by the North Carolina General Assembly to assist with the resurvey of ambiguous or uncertain county boundaries pursuant to North Carolina General Statute 153A-18a; and

WHEREAS, pursuant to N.C.G.S. 153A-18a, if two or more counties are uncertain as to the exact boundary between them, the counties may cause the boundary to be surveyed, marked and mapped; and

WHEREAS, it has come to the attention of the Perquimans County Board of Commissioners (hereinafter "Board of Commissioners") that the boundary line between Chowan County and Perquimans County may be uncertain; and

WHEREAS, the North Carolina Geodetic Survey has established procedures (hereinafter "NCGS procedures") for counties to request a resurvey of a county's boundary lines where there is reason to believe that a county's boundary line is uncertain; and

WHEREAS, the NCGS procedures call for counties affected by an uncertain boundary line to pass a resolution of intent to request the North Carolina Geodetic Survey to resurvey uncertain boundary lines between counties and to designate and appoint a contact agent to assist NCGS in the resurvey of the uncertain boundary line; and

WHEREAS, representatives of Chowan County and Perquimans County have discussed the uncertain boundary line between the two counties and have indicated a desire for the two counties to request the assistance of the North Carolina Geodetic Survey in resurveying the boundary line.

NOW THEREFORE, pursuant to the NCGS procedures for the purposes of requesting the assistance of the North Carolina Geodetic Survey in resurveying the boundary line between Chowan County and Perquimans County, the Perquimans County Board of Commissioners resolves and declares:

1. That Perquimans County Manager Frank Heath be designated and appointed the contact agent for Perquimans County to assist NCGS in the resurvey of the boundary line between Chowan County and Perquimans County.
2. That Perquimans County Manager Frank Heath and County Attorney W. Hackney High, Jr. be authorized to request, and shall request, the assistance of the NCGS in resurveying the boundary line between Chowan County and Perquimans County.
3. That the Perquimans County Manager and Perquimans County Attorney shall work cooperatively with the Chowan County Manager and Chowan County Attorney in completing a resurvey of the boundary line between the two counties and that the Perquimans County Manager and Perquimans County Attorney be authorized to take such actions as may be required in order to do so.
4. That a copy of this resolution be placed in the minutes of the April 3, 2017 meeting of the Perquimans County Board of Commissioners.

ADOPTED this the 3<sup>rd</sup> day of April, 2017.

T. Kyle Jones, Chairman  
Perquimans County Board of Commissioners

SEAL

Clerk to the Board

**SINGLE FAMILY REHAB GRANT 2017 AGREEMENT**

County Manager Heath explained that the County has additional funding from the 2014 grant that has allowed us to rehab three other homes. Bids were opened on March 29, 2017 for these three rehabs:

CONTRACTOR	CASE #05 1750 Harvey Point Road	CASE #06 1756 Harvey Point Road	CASE #07 305 Dobbs Street
Eure & Sons	\$41,330	\$62,210	\$46,775
B & B Construction	\$38,410	\$47,270	\$41,090
William Holley Construction	\$38,520	\$30,630	\$39,650

It is the recommendation of County Manager Heath and Brendan Nolan, Project Coordinator, to award the contracts as follows:

- Case #5 – Award contract to Eure & Sons Construction
- Case #6 – Award contract to B & B Construction
- Case #7 – Award contract to William Holley Construction

On motion made by Charles Woodard, seconded by Fondella A. Leigh, the Board unanimously approved the recommendation of Mr. Heath and Mr. Nolan.

**SALE OF SURPLUS EQUIPMENT/VEHICLE**

County Manager Heath reported that, with the help of the Finance Office and Helen Hunter, we have sold more surplus equipment/vehicle on GovDeals. The highest bidders were as follows:

BUYER	VEHICLE	VIN No.	DATE SURPLUSED	START BID	SOLD AMOUNT	GOVDEALS FEE	NET RESULTS
Aaron Manley	2004 Chevrolet Impala	7529	7/6/15	\$200	\$200.00	\$10.00	\$190.00
Adonis W. Fong Cejas	CISCO Unified Communications 500 Series Phone System 14 CISCO IP Phones – Model PC-7942G		3/6/17	\$200	\$216.00	\$10.80	\$205.20

On motion made by Edward R. Muzzulin, seconded by Fondella A. Leigh, the Board unanimously authorized Mr. Heath to proceed with the sale of the surplus equipment/vehicle.

**APPOINTMENT: ALTERNATE SUBDIVISION REVIEW OFFICER/PLAT REVIEW OFFICER**

With Donna Godfrey leaving, County Manager Heath recommends that the Board appoint Rhonda Money as secondary Subdivision Review Officer and Alternate Plat Review Officer. On motion made by Charles Woodard, seconded by Joseph W. Hoffler, the Board unanimously appointed Rhonda Money as secondary Subdivision Review Officer and adopted the following Resolution appointing her as Alternate Plat Review Officer:

**RESOLUTION  
PLAT REVIEW OFFICER**

**WHEREAS** S.L. 1997-309 (S875) made a number of significant changes in the procedures for recording maps and plats; and

**WHEREAS** NCGS 47-30.2 requires the Board of County Commissioners in each County, by Resolution, to appoint a person or persons to serve as Review Officer(s) to review each plat prior to it being recorded and to certify that it meets the statutory requirements for recording; and

**WHEREAS** it is the desire of the Perquimans County Board of County Commissioners to insure expeditious review of all maps and plats as required by NCGS 47-30.2; and

**WHEREAS** Beverly Gregory and Kimberly A. Bray, both of the Perquimans County Tax Office, have served and it is the desire of the Perquimans County Board of Commissioners that they continue to serve in the capacity of Primary Review Officer and Alternate Review Officer for all Plats/Maps to be recorded in the Perquimans County Register of Deeds' Office since April 25, 2005, and

**WHEREAS** Frank Heath, County Manager, was appointed Alternate Review Officer on November 7, 2011, and

**WHEREAS** in order to insure continuous and prompt service to persons or entities seeking review of plats or maps, the Board of Commissioners wishes to authorize Rhonda Money, GIS Mapper/Planner to serve as Alternate Review Officers under NCGS 47-30.2.

**NOW, THEREFORE BE IT RESOLVED** that Beverly Gregory, Kimberly A. Bray, and shall continue to serve as Primary Review Officer and Alternate Review Officers for all plats or maps to be recorded in the Perquimans County Registry and that Rhonda Money, GIS Mapper/Planner, is hereby appointed to serve as Alternate Review Officer under NCGS 47-30.2, when needed.

**BE IT FURTHER RESOLVED** that a copy of this Resolution designating the Review Officer(s) shall be recorded in the Perquimans County Register of Deeds' Office and indexed in the name of the Review Officers.

**ADOPTED** this the 3<sup>rd</sup> day of April, 2017.

\_\_\_\_\_  
T. Kyle Jones, Chairman  
Perquimans County Board of Commissioners

**ATTESTED:**

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Mary P. Hunnicutt, Clerk to the Board  
Perquimans County Board of Commissioners

**PUBLIC COMMENTS**

There being no public comments, Chairman Jones proceeded adjourning the meeting.

**ADJOURNMENT**

There being no further comments or business to discuss, the Regular Meeting was adjourned at 7:50 p.m. on motion made by Edward R. Muzzulin, seconded by Wallace E. Nelson.

\_\_\_\_\_  
T. Kyle Jones, Chairman

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Clerk to the Board

The Perquimans County Board of Commissioners met to receive the Departmental Budget Presentations on Monday, April 10, 2017, at 5:00 p.m. in the Commissioners Room located on the first floor of the Perquimans County Courthouse Annex.

MEMBERS PRESENT: Kyle Jones, Chairman  
Joseph W. Hoffler  
Wallace Nelson  
Fondella Leigh, Vice Chair  
Edward R. Muzzulin  
Charles Woodard

MEMBERS ABSENT: None

OTHERS PRESENT: Frank Heath, County Manager/Deputy Clerk to the Board  
Tracy Mathews, Finance Officer

DEPARTMENTAL BUDGET PRESENTATIONS

The following department supervisors presented their budget requests for FY 2017-18:

- 5:00 p.m. – Bill Jennings Tax Department
- 5:30 p.m. – Scott Alons – Soil Conservation
- 6:00 p.m. – Nick Lolie – Water Department
- 6:45 p.m. – Virgil Parrish – Inspections
- 7:15 p.m. – Jonathan Nixon – EMS/Emergency Management/Communications
- 8:00 p.m. – Delphine Madre – Senior Citizens

ADJOURNMENT

After the last Departmental Budget Presentation, the meeting was adjourned.

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T. Kyle Jones, Chairman

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Deputy Clerk to the Board

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DEPARTMENTAL BUDGET PRESENTATIONS

April 11, 2017

5:00 p.m.

The Perquimans County Board of Commissioners met to receive the Departmental Budget Presentations on Monday, April 11, 2017, at 5:00 p.m. in the Jury Room located in the Perquimans County Courthouse.

MEMBERS PRESENT: Fondella Leigh, Vice Chair  
Edward R. Muzzulin  
Charles Woodard  
Joseph W. Hoffler  
Wallace Nelson

MEMBERS ABSENT: Kyle Jones, Chairman

OTHERS PRESENT: Frank Heath, County Manager/Deputy Clerk to the Board  
Tracy Mathews, Finance Officer

DEPARTMENTAL BUDGET PRESENTATIONS

The following department supervisors presented their budget requests for FY 2017-18:

- 5:00 p.m. – Howard Williams – Recreation Department
- 5:30 p.m. – Jewel Winslow – Cooperative Extension
- 6:00 p.m. – Jackie Frierson – Register of Deeds
- 6:30 p.m. – Shelby White – Sheriff’s Department
- 7:00 p.m. – Sydni Banks – Board of Education

ADJOURNMENT

After the last Departmental Budget Presentation, the meeting was adjourned.

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T. Kyle Jones, Chairman

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Deputy Clerk to the Board

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JOINT WORK SESSION

April 17, 2017

5:30 p.m.

The Perquimans County Board of Commissioners met in a Joint Work Session with the Perquimans County Board of Education on Monday, April 17, 2017, at 5:30 p.m. at the Board of Education’s Central Office located at 411 Edenton Road Street, Hertford, NC 27944.

COMMISSIONERS PRESENT: Kyle Jones, Chairman  
Joseph W. Hoffler  
Wallace Nelson  
Fondella Leigh, Vice Chair  
Edward R. Muzzulin  
Charles Woodard

BOARD OF EDUCATION PRESENT: Amy Spaug, Chair  
Leary Winslow  
Anne White, Vice Chair  
Russell Lassiter

MEMBERS ABSENT: Ralph Hollowell, Board of Education  
Arlene Yates, Board of Education

OTHERS PRESENT: Frank Heath, County Manager  
Mary Hunnicutt, Clerk to the Board  
Matthew Cheeseman, Superintendent  
Mary Kaye Peele, Administrative Assistant  
Tracy Mathews, Finance Officer  
Candy Tilley, Finance Officer

Chair Amy Spaugh called the meeting to order. After the pledge, the following matter was discussed.

**SCHOOL FUNDING: 2017-2018**

Superintendent Cheeseman presented a PowerPoint presentation showing the improvement of the schools in the district over the last year. He explained a few obstacles that may face the budget this year with legislation at the General Assembly. The Board of Education will officially be presenting their budget to the Board of Commissioners on May 15<sup>th</sup> but Superintendent Cheeseman and Mr. Jim Davison, Director of Maintenance, gave an overview of what they will be asking for. Mr. Cheeseman opened up for questions.

**ADJOURNMENT**

After answering several questions, Chair Spaugh adjourned the meeting at 6:45 p.m. and the Board of Commissioners proceeded to the Commissioners' Room for their Regular Work Session at 7:00 p.m.

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T. Kyle Jones, Chairman

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Clerk to the Board

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**WORK SESSION**

April 17, 2017

7:00 p.m.

The Perquimans County Board of Commissioners met in a regular Work Session on Monday, April 17, 2017, at 7:00 p.m. in the Commissioners' Room located on the first floor of the Perquimans County Courthouse Annex.

- |                  |                               |                                    |
|------------------|-------------------------------|------------------------------------|
| MEMBERS PRESENT: | Kyle Jones, Chairman          | Fondella Leigh, Vice Chair         |
|                  | Joseph W. Hoffler             | Edward R. Muzzulin                 |
|                  | Wallace Nelson                | Charles Woodard                    |
| MEMBERS ABSENT:  | None                          |                                    |
| OTHERS PRESENT:  | Frank Heath, County Manager   | Mary Hunnicutt, Clerk to the Board |
|                  | Hackney High, County Attorney |                                    |

After the Chairman called the meeting to order, Commissioner Leigh gave the invocation and the Chairman led the Pledge of Allegiance. The following matters were discussed.

**CATHY DAVISON, ALBEMARLE COMMISSION**

Chairman Jones recognized Ms. Davison, Executive Director of Albemarle Commission, who presented the annual stewardship report. She opened up for any questions.

**PROPOSED CHANGES TO ZONING ORDINANCE REGARDING LARGE SCALE ENERGY FACILITIES**

Chairman Jones asked County Manager Heath to review the proposed changes that the Planning Board is recommending for the large scale energy facilities section of the Zoning Ordinance. The changes are as follows:

**907.28 Solar Farm (Large scale, ground-mounted Solar Power Energy System)**

- A. Zoning Districts: RA (Conditional Use)  
IL and IH (Permitted Use)
- B. Preamble: A large scale Solar Farm containing ground-mounted solar power electric generation structures, may be permitted in districts as designated in the Table of Permitted and Conditional Uses, subject to the following requirements:
  - (1) Site Considerations:
    - (a) Height: Solar energy system structures and related equipment shall not exceed fifteen (15) feet in height.
    - (b) Setback: Solar energy system structures and related equipment must meet the minimum zoning setback for the zoning district in which it is located, or ~~30~~ 100 feet, whichever is strictest. A 150 foot setback shall be required from wetlands identified by State or Federal Agencies.
    - (c) The setback for any building or parking area proposed to serve the Solar Farm shall ~~twenty (20)~~ fifty (50) feet or as otherwise required, whichever is strictest, from any street right-of-way and any continuous property line that is used or zoned for residential purposes or located within the Highway Corridor Overlay District .
    - (d) The setback for any building and parking area proposed to serve the Solar Farm shall be in keeping with that required by the zoning district as it applies to any street right-of-way and any contiguous property line that is used or zoned for nonresidential purposes.
    - (e) Maximum allowed power generation for any approved project shall not exceed 20 MW.
    - (f) By mowing or other means, grass or weeds on the project site shall not exceed 12 inches in height.
    - (g) A drainage study, in conjunction with Perquimans County Soil and Water, shall be performed on each site, and results provided to the Planning Board and Board of County Commissioners.
  - (2) Lighting: The project shall utilize minimal lighting. No lighting other than normal security lighting and that required by government agencies shall be permitted.
  - (3) Screening:
    - (a) General: Solar energy system structures and related equipment and buildings shall be screened from routine view from public rights-of-way, existing residential uses and adjacent properties zoned Residential Agriculture, Historic Agriculture, Rural Agricultural, or Commercial Zoning Districts using the County's Buffers and Screening standards currently found in Article XVIII, Sections 1802 and 1803. Included in these screening options are berms which create an attractive blind barrier as dictated in Section 1803.
    - (b) Highway Corridor Overlay Districts: When located adjacent to the Highway Corridor Overlay District, screening is required which completely screens from view the solar energy system panels and related equipment. Such screening shall be a durable wall or fence and access gate(s) at least seven (7) feet high in addition to a minimum fifteen (15) foot wide vegetated strip along any property line adjacent to or within five hundred (500) feet of the Highway Corridor Overlay District. This vegetated strip shall consist of a naturally wooded area or planted with a mix of evergreens and deciduous trees and shrubs to simulate a naturally wooded area within three (3) years..

- (c) To ensure proper maintenance of vegetative and other screening methods, a cash bond equal to the initial cost of installing buffers will be required to be held by Perquimans County until project decommissioning.
- (4) Operational Considerations: Any access gate which affords views from an existing residence or from within the Highway Corridor Overlay District must be kept closed and locked at any time the Solar Farm is not occupied by the operator for preventive maintenance, repair and similar activities, etc.
- (5) Application Requirements:
  - (a) Submit Site Plan prepared in accordance with current Site Plan Requirements of Section 509 and denoting the dimensions of the subject property, proposed solar farm location, including the arrangement of solar panels, distance from the proposed site improvements to all property lines, and location of proposed driveway(s). No portion of the Solar Farm may encroach into the required setbacks or any buffer area.
  - (b) The Site Plan should also show the location of any required buffers as outlined in Sections 1803 and 1804.
  - (c) Submit horizontal and vertical (elevation) to-scale drawings with dimensions. The drawings must show the location of the system on the property.
  - (d) State and local stormwater permits may be required subject to Article V Site Plan and other requirements as applicable.
  - (e) If applicable, the applicant must apply to and receive from the North Carolina Department of Transportation (NCDOT) a driveway permit, or submit documentation from NCDOT that the existing site access is acceptable for the proposed use prior to final project approval.
- (6) Approved Solar Components: Solar energy system components must have a UL listing and must be designed with anti-reflective coating(s).
- (7) Compliance with Building Code: All active solar energy systems shall meet all requirements of the North Carolina State Building Code and shall be inspected by a Perquimans County Building Inspector.
- (8) Compliance with National Electric Code: All photovoltaic systems shall comply with the National Electrical Code, current edition.
- (9) Decommissioning: Following a six month period in which no electricity is generated, the permit holder will have six (6) months to complete decommissioning of the large scale solar energy facility. Decommissioning includes removal of solar panels, support columns, fences, buffers, buildings, cabling, electrical components, and any other associated facilities down to 36 inches below grad. A decommissioning study showing the total cost, not include salvage value, shall be provided an updated every five (5) years. A cash bond equal to this amount will be required to be held by Perquimans County until project decommissioning.
- (10) Transfer of Ownership:  
Any solar farm permitted under the rules and regulations identified in this section that is sold or transferred to another entity is still bound to the rules and regulations as stated in this section, any state or federal regulations as well as any additional regulations imposed during the Conditional Use Permit process, Technical Review Committee process, or the Building Permit process.

While Mr. Heath was presenting the changes, the Board discussed each item and made suggestions that Mr. Heath would take back and discuss with the Planning Board and bring the revise proposed changes to the May Work Session for Board discussion.

ADJOURNMENT

There being no further business to discuss, the Chairman adjourned the meeting at 8:05 p.m.

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T. Kyle Jones, Chairman

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Clerk to the Board

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