

AGENDA



Andy Nickelston, Chairman
Ronnie Mendenhall, Vice Chairman
Rick Morris, Commissioner
Jimmy Walker, Commissioner
Ernest Lankford, Commissioner

REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS
Monday, July 13, 2020
1014 MAIN STREET
DANBURY, NC 27016
6:00 PM

Call to Order

Invocation

Pledge of Allegiance

I. Approval of the Agenda

II. Comments - Managers/Commissioners

III. Public Comments

IV. Consent Agenda

- a. Minutes
- b. Budget Amendments
- c. Holiday Schedule for 2021

V. Information Agenda

- a. Presentation on Promoting Biological Agriculture and Natural Healthcare in Stokes County

VI. Discussion Agenda

- a. Solar Farm Moratorium
- b. Bids for Solid Waste/Scale House
- c. Walnut Cove Green Box Site Update
- d. Moratock Park Parking/Overcrowding
- e. Tax Administration Monthly Report
- f. Tax Office Annual Settlement FY 19-20
- g. Board of Health Request

- h. Regional Hazardous Mitigation Plan**
- i. YMCA Recreation Contract**
- j. PTRC Home and Community Care Block Grant Agreement**
- k. Hart River Access Easement Request**
- l. Forestry Agreement**
- m. Voluntary Agricultural District Board Appointments**

VII. Action Agenda

VIII. Adjournment

*Anyone with a disability(is) who needs an accommodation to participate in this meeting is requested to inform us 48 hours prior to the scheduled time of the affected group meeting

*Attachments may be delivered before or at the time of the meeting

*Times may vary due to times preset for agenda items



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: IV.a.

Minutes

Contact: Shannon Shaver

Summary:

Consent for approval of Minutes:

Planning Meeting Minutes-June 2, 2020
Regular Meeting Minutes- June 22,2020

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------------------------|-------------|------------|
| June 2, 2020 Planning Meeting Minutes | 7/8/2020 | Cover Memo |
| June 22, 2020 Regular Meeting Minutes | 7/8/2020 | Cover Memo |

STATE OF NORTH CAROLINA)
)
 COUNTY OF STOKES)
)

OFFICE OF THE COMMISSIONERS
 STOKES COUNTY GOVERNMENT
 DANBURY, NORTH CAROLINA
 TUESDAY JUNE 2, 2020

The Board of Commissioners of the County of Stokes, State of North Carolina, met for a regular session (Planning) in the Commissioners’ Chambers of the Ronald Wilson Reagan Memorial Building (Administration Building) located in Danbury, North Carolina on Tuesday June 2, 2020 at 7:00 pm with the following members present:

Chairman Andy Nickelston
 Commissioner Ernest Lankford
 Commissioner Rick Morris
 Commissioner Jimmy Walker

Absent:
 Vice Chairman Ronnie Mendenhall

County Personnel in Attendance:
 County Manager Jake M. Oakley
 Assistant County Manager/Clerk to the Board Shannon Shaver
 Planning Director David Sudderth

Chairman Nickelston called the meeting to order and welcomed those in attendance.

INVOCATION

Commissioner Lankford delivered the invocation.

GENERAL GOVERNMENT-GOVERNING BODY-PLEDGE OF ALLEGIANCE

Chairman Nickelston invited those in attendance to join the Board in the Pledge of Allegiance.

GENERAL GOVERNMENT – GOVERNING BODY – APPROVAL OF AGENDA

Chairman Nickelston entertained a motion to approve or amend the June 2nd Agenda.

Commissioner Lankford moved to approve the June 2nd Agenda as presented.

Commissioner Morris seconded and the motion carried unanimously.

PUBLIC COMMENTS

Chairman Nickelston opened the floor for public comments at 7:01pm.

The following spoke during public comments:

Valencia Bullins
1142 Wild Rose Drive
Walnut Cove, NC 27052

RE: Solar Farm

- I am here concerning the solar farm.
- I own a large tract of land that adjoins the west side of the proposed solar farm.
- My property shares a creek with the proposed solar farm.
- A major concern of mine is a lack of county ordinance and oversight regarding these large scale solar farms.
- It was apparent in the planning board meeting that there were more questions than answers in how the county would handle specific situations.
- Therefore, the decision by the zoning board was an interesting one.
- A predominant concern is the future.
- What happened when these solar farms are decommissioned?
- What happens to the metal, glass, and fencing?
- Who oversees the decommissioning?
- As I understand it the property owner would see the necessary steps are implemented at the end of the lease but suppose the energy company changes hands or environmental issues arise.
- Will there be routine water testing of the retention ponds to be sure there is no contamination from herbicides or other chemicals?
- If there are questions on this perhaps more discussion is necessary.
- Another question is who monitors the implementation of the bond before decommissioning?
- At the end of life who is making sure it is done right?
- Agriculture and solar energy could co-exist but our county needs to lay the responsible ground work for making sure we can mediate any potential grievances that may arise in the coming years.
- The project on Fowler Rd. in Walnut Cove has not been the best example.
- Going forward decisions you make now can affect what happens at the end of life with these farms.
- What we do not want to see is unused structure littering the landscape.
- As Commissioners please do your part to secure the beauty that our county affords.

- If solar farms are in our future possibly an acreage cap could be established.
- Allocation of a certain amount dedicated to solar farm usage within the county.
- Let Stokes County be a leader in the best practices to ensure that developers, land owners, farmers, and citizens are equally represented.
- Again my concerns stem from the fact that the proposed farm adjoins my land.
- Bear Branch Solar has reached out to me and hopefully will be addressing concerns that I have with the initial setback proposal.
- This demonstrates to me that Bear Branch is trying to do what is necessary to be a good neighbor, but let's also make sure that our county has the proper ground work to protect everyone.

With no further speakers Chairman Nickelston closed the time for public comments at 7:05 pm.

PUBLIC HEARING/PRESENTATION/DISCUSSION

Chairman Nickelston turned the floor over to Planning Director David Sudderth.

Planning Director David Sudderth presented the following information to the Board.

STAFF REPORT
Denny Family Trust - Harold Denny
RA to RA-CZ # 20-155

REQUEST: Rezone approximately 1.723 acres from RA (Residential Agricultural) to **RA-CZ (Residential Agricultural Conditional Zone)** for the purpose of subdividing the property for a one (1) lot major subdivision for a single family residential home.

SITE OWNER: Denny Family Trust – Harold Denny

APPLICANT: Wayne Ratcliffe - Clayton Homes

SITE LOCATION: The property is located at 5472 NC Hwy 66 S, King, NC 27021 across from where Denny Rd. SR# 2000 intersects with NC Hwy 66 S.

Map: 6904 **Parcel:** portion of 0512 **PIN #:** portion of 690404600512
Deed Book: 523 **Page:** 1354 **Township:** Yadkin

SITE INFORMATION:

PARCEL SIZE: Total tract 7.63 acres. Area proposed for rezoning 1.723 acres

ZONING DISTRICT: RA (Residential Agricultural)

PROPOSED DISTRICT: RA-CZ (Residential Agricultural Conditional Zone) for a one (1) lot major subdivision for a single family dwelling.

FLOOD HAZARD AREA: N/A

FIRM MAP #: N/A

FIRM MAP ZONE: Zone X - Area outside 500-year floodplain.

WATERSHED DISTRICT: N/A

SCHOOL DISTRICTS: Mt. Olive Elementary, Chestnut Grove Middle, West Stokes High School

EMERGENCY SERVICES: Sauratown VFD, EMS - Station # 103/104 Pinnacle.

EROSION CONTROL: N/A

SEPTIC/WATER: The Stokes County Environmental Health section has approved the proposed site for a septic system adequate for a three (3) bedroom home. The site will be served by public water.

ACCESS: The proposed residence will have a driveway access off of NC Hwy 66 S.

SURROUNDING LAND USE: The subject property is located on NC Hwy 66 S. The surrounding land use consists of mixed residential uses and wooded property. The adjacent property is zoned RA (Residential Agricultural).

ISSUES TO CONSIDER:

- Consistency with surrounding development.
- Impact on community infrastructure, roads, public services etc.

STAFF COMMENTS: The rezoning request comes to the Board as a conditional zoning request to rezone the property to RA-CZ (Residential Agricultural Conditional Zone); you may discuss the site plan in specific terms. The necessity of hearing the proposal is due to the number of lots previously subdivided from the parent parcel. The current proposed subdivision would exceed the number of lots that the department is allowed to approve as a minor subdivision under the subdivision ordinance. The proposed subdivision is surrounded by residential, commercial and vacant properties. The applicant is proposing to place a multi-sectional manufactured single family residence on the newly created lot if approved. The site previously had a singlewide mobile home located on it. The Planning staff has no problems with the proposed request.

PLANNING BOARD RECOMMENDATION: The Planning Board recommended by a vote of 8 to 0 to recommend approval of this rezoning request. The Board felt it was consistent with the Stokes 2035 Comprehensive Plan and was a reasonable request.

PUBLIC INFORMATION MEETING: The applicant submitted a report for a Public Information Meetings for this proposal. This meeting was on Tuesday, February 24, 2020 at 6:00 pm at the proposed site located at 5472 NC Hwy 66 S King, NC. (See Attachment B for attendance and minutes of the meeting)

STOKES COUNTY PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT
1014 MAIN STREET PO BOX 20 DANBURY, NC 27016
OFFICE 336-593-2439 OR 336-593-2444 FAX: 336-593-5434

Conditional Rezoning Petition
Statement of Consistency and Reasonableness

Case No. **#20-155**
Applicant: **Wayne Ratliffe**
Property Owner: **Denny Family Trust – Harold Denny**
Parcel ID# **69047600512**
Location: **Property is located at 5472 NC Hwy 66 S, King, NC 27021 across from where Denny Rd. SR# 2000 intersects with NC Hwy 66 S.**

Proposed Amendment: **Rezone 1.723 acres from RA to RA-CZ for a one (1) lot major subdivision for residential single family dwelling.**

The Stokes County 2035 Comprehensive Plan identifies portions of the county through the Land Use Transect methodology which shows transition zones between rural areas and more urbanized areas of the county. The proposed rezoning is best described in the transect zone identified as Growth Sector (G-1) Low Density Growth areas. This is an area associated with primarily residential/low density development. The proposed development is for a Residential 1- lot Major Subdivision that would be consistent with the surrounding residential development in the area and the area identified in the comprehensive plan. The Low Density Growth area is identified as an area with limited access to water or sewer infrastructure.

This proposed amendment **is consistent** with the Stokes County 2035 Comprehensive Plan and other adopted plans in that: The parcel is currently zoned RA (Residential Agricultural) and the requested zoning district is RA-CZ (Residential Agricultural Conditional Zone). The proposed use of this property and site development plan is consistent with the (G-1) Low Density Growth area development as identified in the Stokes County 2035 Comprehensive Plan and is consistent with the surrounding neighborhood residential property development along NC Hwy 66 S.

This proposed amendment **is reasonable and in the public interest** in that: **This property is currently zoned RA (Residential Agricultural) and is being proposed to be rezoned to RA-CZ (Residential Agricultural Conditional Zone) for the purpose of subdividing and locating a residential single family dwelling on one (1) lot.**

Chairman Nickelston opened the floor for any discussion/questions/comments.

There was no discussion/questions/comments on the request.

ACTION

Chairman Nickelston entertained a motion regarding the request to rezone approximately 1.723 acres from RA (Residential Agricultural) to RA-CZ (Residential Agricultural Conditional Zone) for the purpose of subdividing the property for a one (1) lot major subdivision for a single family residential home.

Commissioner Walker moved to approve the request to rezone approximately 1.723 acres from RA (Residential Agricultural) to RA-CZ (Residential Agricultural Conditional Zone) for the purpose of subdividing the property for a one (1) lot major subdivision for a single family residential home and noted that it is consistent with the Stokes County 2035 Comprehensive Plan and is a reasonable request.

Commissioner Lankford seconded the motion.

Chairman Nickelston opened the floor for discussion/questions/comments.

With no further discussion the motion carried with a 4-0 vote.

PUBLIC HEARING/PRESENTATION/DISCUSSION

STAFF REPORT

**Adam Stewart – RA to H-B-CZ # 20-156
(Mini Storage Warehouses & Climate Controlled Storage Facilities)**

REQUEST: Rezone approximately 6.09 acres from RA (Residential Agricultural) to H-B-CZ (Highway Business Conditional Zone) for Mini-Storage Warehouses and Climate Controlled Storage Facilities.

SITE OWNER: Adam Stewart

APPLICANT: Adam Stewart

SITE LOCATION: The property is located on the north side of NC Hwy 8 & 65 approximately 700 ft. west of the intersection NC Hwy 8 & 65 in Germanton, NC.

Map: 6931 **Parcels:** 8839 **PIN #:** 6931878839
Deed Book: 632 **Pages:** 861 **Township:** Meadows

SITE INFORMATION:

PARCEL SIZE: Total tract 6.74 acres

PARCEL SIZE PROPOSED: 6.09 acres

CURRENT USE: The property is currently vacant.

ZONING DISTRICT: RA (Residential Agricultural)

PROPOSED DISTRICT: H-B -CZ (Highway Business Conditional Zone)
Minimum lot size is 20,000 sq. ft. (.459 acre)

FLOOD HAZARD AREA: A small area in the northwest portion of the rear of the property is located in a flood hazard area, (Zone AE). The majority of the property is located in (Zone X) which is outside the 500-Year flood. The proposed site plan shows no construction of any structures or open storage within the special flood hazard area.

FIRM MAP #: 3710693100 J

FIRM MAP ZONE: Zone X - Area outside 500-year floodplain. Zone AE – Base flood elevations determined.

WATERSHED DISTRICT: No

SEPTIC/WATER APPROVAL: N/A - Mini-Storage Warehouses without an attendant do not require bathroom facilities.

SCHOOL DISTRICTS: N/A

EMERGENCY SERVICES: Rural Hall VFD, EMS - Station # 101 Walnut Cove.

EROSION CONTROL: N/A until construction begins.

ACCESS: The applicant has proposed to use the existing commercial driveway access currently serving the Dollar General store. He has an access easement agreement, (Deed Book 658 page 697) with the property owner of the Dollar General store. NCDOT will need to approve the use of the existing commercial driveway access off of NC Hwy 8 & 65 for this purpose.

SURROUNDING LAND USE: The adjacent surrounding properties are zoned RA (Residential Agricultural) to the north, H-B (Highway Business) to the east and west and RA (Residential Agricultural) across NC 8 & 65. There are commercial districts located on NC Hwy 8 & 65 from the county line to the intersection where NC Hwy 8 and NC Hwy 65 split. The mixed use of residential and commercial property extends on into Walnut Cove. The closest commercial H-B

(Highway Business zoning districts to the proposed site are the Creekside Supply, Dollar General and the Germanton BP Station.

ISSUES TO CONSIDER: As with all rezoning petitions the Board should consider all the impacts both positive and negative that a commercial development brings with it.

- Impact on surrounding development.
- Consistency with the Stokes County Land Development Guide
- Consistency with surrounding development
- Impact on community infrastructure, roads, public services etc.
- Increase in commercial tax base.
- Potential opportunities for employment.
- Community acceptance
- Traffic

STAFF COMMENTS: This rezoning request comes to the Board as a Conditional rezoning request. The Board may discuss this application in detail. The applicant is requesting this rezoning to create a location for a new business, Mini-Storage warehouses and climate controlled storage facilities. The applicant is proposing to construct in phases (287) mini-storage warehouse units, two (2) 80 x 150 Climate Controlled storage facilities, one (40 x 175) Covered Car Storage area and an open area for the storage of RV's and Boats in the rear of the property. The applicant currently owns and operates businesses adjacent to the proposed site as well as (2) two sets of Mini-Storage Warehouses, (Creekside Self Storage LLC) approximately .4 mile east of the site across from the Stokes County School Bus Garage. The Planning staff does not see a problem with the request. The addition of a new commercial business at this site will increase the commercial tax base of the county and will infill an area currently vacant between two existing commercial zones. There are multiple commercial zones within a mile of the site. The proposed site is adjacent to Creekside Supply and a Dollar General. Both of these properties are zoned H-B (Highway Business). Mr. Stewart was granted zoning approval on 4.755 acres that was rezoned to H-B (Highway Business) on December 6, 2011. He opened a landscaping business, Creekside Supply on the site. The proposed site of the Mini-Storage warehouses and climate controlled storage facilities is located on the same side of the road adjacent to applicants existing business, Creekside Supply. On October 7, 2014 the property adjacent to and east of the proposed site was rezoned to H-B (Highway Business). This site is currently the location of the Dollar General. There are mixed residential and commercial uses along the length of NC Hwy 8 & 65 in the Germanton community. This particular stretch of land on the north side of NC Hwy 8 & 65 between Friendship Rd. and the NC Hwy 8 & 65 intersection appears to be best suited for commercial development. There are limitations due to finding suitable soils for septic disposal in the area but there is the availability of public water. The addition of a commercially zoned property in this area should not have an adverse effect on the community and should benefit the commercial tax base of the county as well as providing additional services for the area.

PLANNING BOARD RECOMMENDATION: The Planning Board recommended by a vote of 8 to 0 to recommend approval of this rezoning request. The Board felt it was consistent with the Stokes 2035 Comprehensive Plan and was a reasonable request.

PUBLIC INFORMATION MEETING: The applicant submitted a report for a Public Information Meetings for this proposal. This meeting was on Tuesday, February 26, 2020 at 5:00 pm at Creekside Supply, 3386 NC Hwy 8 & 65, Germanton, NC. (See Attachment D for attendance and minutes of the meeting)

STOKES COUNTY PLANNING & INSPECTIONS DEPARTMENT

1014 MAIN STREET PO BOX 20 DANBURY, NC 27016
OFFICE 336-593-2439 OR 336-593-2444 FAX: 336-593-5434

Zoning Amendment Statement of Consistency and Reasonableness

Case No. #20-156

Applicant: Adam Stewart

Parcel ID# 6.09 acre portion of parcel 6931878839
Location: North side of NC Hwy 8 & 65, about 700 feet west of NC Hwy 8 & NC Hwy 65 intersection in Germanton, NC.

Proposed Amendment: Rezone approximately 6.09 acres from RA to H-B-CZ for “Mini Storage Warehouses and Climate Controlled Storage Facilities”.

The use of the property for the development of a commercial Highway Business should fit into this **G-3 Mixed-Use Centers and Corridors** Transect Zone as identified in the Stokes County 2035 Comprehensive plan. The NC Hwy 8 & 65 corridor in Germanton is currently developed as a mixed use area with commercial development stretching from the Stokes/Forsyth County line to properties east of the intersection of NC Hwy 8 & 65 on both sides of the highway. The corridor is served by a public water supply but is still reliant on subsurface sewer systems for waste disposal.

This proposed amendment **is consistent** with the Stokes County 2035 Comprehensive Plan and other adopted plans in that: The parcel is currently zoned RA (Residential Agricultural) and the requested zoning district is H-B-CZ (Highway Business Conditional Zoning). The request for “**Mini Storage Warehouses and Climate Controlled Storage Facilities**” is a permitted use in the H-B-CZ (Highway Business Conditional Zoning District). The vacant properties in this section of the NC Hwy 8 & 65 corridor of the Germanton community are more likely to be developed for commercial purposes rather than residential uses.

The proposed use of this property is consistent with the Medium to High Density development, Regional Centers and Industrial Districts development described in the transect zone **G-3 Mixed-Use Centers and Corridors** as identified in the Stokes County 2035 Comprehensive Plan.

This proposed amendment **is reasonable and in the public interest** in that: **The property is currently zoned RA (Residential Agricultural) and is being proposed to be rezoned to an H-B-CZ (Highway Business Conditional Zoning) district. This property is located in an area with mixed development and is located along NC Hwy 8 & 65 which is a major corridor in the county.**

Chairman Nickelston opened the floor for any discussion/questions/comments.

There was no discussion/questions/comments on the request.

ACTION

Chairman Nickelston entertained a motion regarding the request to rezone approximately 6.09 acres from RA (Residential Agricultural) to H-B-CZ (Highway Business Conditional Zone) for Mini-Storage Warehouses and Climate Controlled Storage Facilities.

Commissioner Lankford moved to approve the request to rezone approximately 6.09 acres from RA (Residential Agricultural) to H-B-CZ (Highway Business Conditional Zone) for Mini-Storage Warehouses and Climate Controlled Storage Facilities, and noted that it is consistent with the Stokes County 2035 Comprehensive Plan and is a reasonable request.

Commissioner Morris seconded the motion.

Chairman Nickelston opened the floor for discussion/questions/comments

With no further discussion the motion carried with a 4-0 vote.

PUBLIC HEARING/PRESENTATION/DISCUSSION

STAFF REPORT

**Adam Stewart – RA to H-B-CZ # 20-157
(Greenhouses)**

REQUEST: Rezone approximately .65 acres from RA (Residential Agricultural) to H-B-CZ (Highway Business Conditional Zone) for “Greenhouses” to be combined into parcel (6931873728) to expand the existing business.

SITE OWNER: Adam Stewart

APPLICANT: Adam Stewart

SITE LOCATION: The property is located on the north side of NC Hwy 8 & 65 approximately 1100 ft. west of the intersection NC Hwy 8 & 65 in Germanton, NC.

Map: 6931 **Parcels:** 8839 **PIN #:** 6931878839
Deed Book: 632 **Pages:** 861 **Township:** Meadows

SITE INFORMATION:

PARCEL SIZE: Total tract 6.74 acres

PARCEL SIZE PROPOSED: .65 acres

CURRENT USE: The property is currently vacant.

ZONING DISTRICT: RA (Residential Agricultural)

PROPOSED DISTRICT: H-B -CZ (Highway Business Conditional Zone)
Minimum lot size is 20,000 sq. ft. (.459 acre)

FLOOD HAZARD AREA: The area of the property proposed for rezoning is located in (Zone X) which is outside the 500-Year flood.

FIRM MAP #: 3710693100 J

FIRM MAP ZONE: Zone X - Area outside 500-year floodplain.

WATERSHED DISTRICT: No

SEPTIC/WATER APPROVAL: The proposal to add greenhouses to the Creekside Supply company property will not require an expansion of the septic disposal area.

SCHOOL DISTRICTS: N/A

EMERGENCY SERVICES: Rural Hall VFD, EMS - Station # 101 Walnut Cove.

EROSION CONTROL: N/A until construction begins.

ACCESS: The proposed “Greenhouses” will be adjacent to Creekside Supply and will be served by the existing commercial driveway access.

SURROUNDING LAND USE: The adjacent surrounding property is zoned RA (Residential Agricultural) and H-B (Highway Business). The property located across NC 8 & 65 is zoned RA (Residential Agricultural). There are commercial districts located on NC Hwy 8 & 65 from the county line to the intersection where NC Hwy 8 and NC Hwy 65 split. The mixed use of

residential and commercial property extends on into Walnut Cove. The closest commercial H-B (Highway Business) zoning districts to the proposed site are Creekside Supply, Dollar General and the Germanton BP Station.

ISSUES TO CONSIDER: As with all rezoning petitions the Board should consider all the impacts both positive and negative that a commercial development brings with it.

- Impact on surrounding development.
- Consistency with the Stokes County Land Development Guide
- Consistency with surrounding development
- Impact on community infrastructure, roads, public services etc.
- Increase in commercial tax base with expansion of existing business.
- Potential opportunities for employment.
- Community acceptance
- Increased traffic

STAFF COMMENTS: This rezoning request comes to the Board as a Conditional rezoning request. The Board may discuss this application in detail. The applicant is requesting this rezoning to expand the applicants existing Creekside Supply business. The applicant is proposing to construct four (4) 30 ft. x 80 ft. greenhouse units on approximately .65 acres. The applicant currently owns and operates Creekside Supply which is adjacent to the proposed site. This proposal would allow for product expansion of the existing business which sells landscaping materials. The Planning staff does not see a problem with the request to expand the existing business. The addition of a new commercial structures at this existing commercial site will increase the tax base of the county. There are multiple commercial zones within a mile of the site. The addition of a commercially zoned property in this area should not have an adverse effect on the community and should benefit the commercial tax base of the county as well as providing additional services for the area.

PLANNING BOARD RECOMMENDATION: The Planning Board recommended by a vote of 8 to 0 to recommend approval of this rezoning request. The Board felt it was consistent with the Stokes 2035 Comprehensive Plan and was a reasonable request.

PUBLIC INFORMATION MEETING: The applicant submitted a report for a Public Information Meetings for this proposal. This meeting was on Tuesday, February 26, 2020 at 5:00 pm at Creekside Supply, 3386 NC Hwy 8 & 65, Germanton, NC. (See Attachment F for attendance and minutes of the meeting)

STOKES COUNTY PLANNING & INSPECTIONS DEPARTMENT

1014 MAIN STREET PO BOX 20 DANBURY, NC 27016
OFFICE 336-593-2439 OR 336-593-2444 FAX: 336-593-5434

Zoning Amendment Statement of Consistency and Reasonableness

Case No. #20-157

Applicant: Adam Stewart

Parcel ID# .65 acre portion of parcel 6931878839
Location: North side of NC Hwy 8 & 65, about 1100 feet west of NC Hwy 8 & NC Hwy 65 intersection in Germanton, NC.

Proposed Amendment: Rezone approximately .65 acres from RA to H-B-CZ for “(4) Greenhouses”.

The use of the property for the development of a commercial Highway Business should fit into this

G-3 Mixed-Use Centers and Corridors Transect Zone as identified in the Stokes County 2035 Comprehensive plan. The NC Hwy 8 & 65 corridor in Germanton is currently developed as a mixed use area with commercial development stretching from the Stokes/Forsyth County line to properties east of the intersection of NC Hwy 8 & 65 on both sides of the highway. The corridor is served by a public water supply but is still reliant on subsurface sewer systems for waste disposal.

This proposed amendment **is consistent** with the Stokes County 2035 Comprehensive Plan and other adopted plans in that: The parcel is currently zoned RA (Residential Agricultural) and the requested zoning district is H-B-CZ (Highway Business Conditional Zoning). The request for (4) “**Greenhouses**” is a permitted use in the H-B-CZ (Highway Business Conditional Zoning District). The vacant properties in this section of the NC Hwy 8 & 65 corridor of the Germanton community are more likely to be developed for commercial purposes rather than residential uses.

The proposed use of this property is consistent with the Medium to High Density development, Regional Centers and Industrial Districts development described in the transect zone **G-3 Mixed-Use Centers and Corridors** as identified in the Stokes County 2035 Comprehensive Plan.

This proposed amendment **is reasonable and in the public interest** in that: **The property is currently zoned RA (Residential Agricultural) and is being proposed to be rezoned to an H-B-CZ (Highway Business Conditional Zoning) district. This property is located in an area with mixed development and is located along NC Hwy 8 & 65 which is a major corridor in the county.**

Chairman Nickelston opened the floor for any discussion/questions/comments.

There was no discussion/questions/comments on the request.

ACTION

Chairman Nickelston entertained a motion regarding the request to rezone approximately .65 acres from RA (Residential Agricultural) to H-B-CZ (Highway Business Conditional Zone) for “Greenhouses” to be combined into parcel (6931873728) to expand the existing business.

Commissioner Lankford moved to approve the request to rezone approximately .65 acres from RA (Residential Agricultural) to H-B-CZ (Highway Business Conditional Zone) for “Greenhouses” to be combined into parcel (6931873728) to expand the existing business, and noted that the request is consistent with the Stokes County 2035 Comprehensive Plan and is a reasonable request.

Commissioner Morris seconded the motion.

Chairman Nickelston opened the floor for discussion/questions/comments.

With no further discussion the motion carried with a 4-0 vote.

RECESS

Chairman Nickelston called for a short recess at 7:25 pm.

Chairman Nickelston called the meeting back to order at 7:30 pm.

PUBLIC HEARING/PRESENTATION/DISCUSSION

STAFF REPORT Bear Branch Solar LLC RA to M-1-CZ #20-158

REQUEST: Bear Branch Solar LLC is requesting to rezone approximately **499.4 acres** of a **744.57 acre tract of land owned by Wilson Samuel Farms of Stokes LLC** from **RA (Residential Agricultural)** to **M-1-CZ (Light Manufacturing Conditional Zoning)** for a **35 MW ac “Utility Scale Solar Photovoltaic Facility”**. The property is located on the east side of Tuttle Rd. (SR# 1717) approximately 850 ft. south of the intersection of Fulp Rd. (SR# 1719) and Tuttle Rd. (SR# 1717) in Walnut Cove, NC in Sauratown Township.

SITE OWNERS: Wilson Samuel Farms of Stokes LLC

APPLICANT: Bear Branch Solar LLC

SITE LOCATION: The property is not currently addressed. The parcel is located off of Tuttle Rd. (SR# 1717)

PARCEL INFORMATION:

Parcel 6974159192 — Approximately **744.57 acres** – Wilson Samuel Farms of Stokes LLC, Deed Book/Page – 642/2067 - Tuttle Rd. (SR# 1717)

SITE INFORMATION:

TOTAL PARCEL(s) SIZE: Approximately **744.57 acres**

REZONING PARCEL SIZE: Total tract approximately **499.4 acres**

ZONING DISTRICT: RA (Residential Agricultural)

PROPOSED DISTRICT: M-1-CZ (Light Manufacturing Conditional Zoning) for a Utility Scale Solar Photovoltaic Facility (35 megawatt ac) production

FLOOD HAZARD AREA: Portions of this parcel requested for rezoning are located in a flood hazard area along the Dan River.

FIRM MAP #: 3710696400J

FIRM MAP ZONE: The portion of the parcel proposed to be utilized for solar panels is located in Zone X, which is an area determined to be outside the 500-year floodplain. A portion of the parcel is located within a zone AE along the Dan River. The AE zone is an area determined to be within the 1% annual chance floodplain, (100-year floodplain) where base flood elevations are determined. The applicant is not proposing any development in these AE zones.

WATERSHED DISTRICT: Parcels not located in a drinking supply watershed area.

SEPTIC/WATER APPROVAL: N/A -The site will not need septic or water.

SCHOOL DISTRICTS: N/A

EMERGENCY SERVICES: FIRE – Walnut Cove (Station 35) EMS- Walnut Cove (101)

EROSION CONTROL: The applicant is aware of the need to be approved for an erosion control plan from NCDEQ prior to any land disturbing activities.

ACCESS: If conditional rezoning is approved the applicant will be required to apply to NCDOT for commercial driveway access permits off of the state road, (Tuttle Rd. SR# 1717) where they propose an access point.

TRAFFIC: Average daily traffic counts of roads serving the proposed parcel.

There was no data available as to the (vpd)-vehicles per day traffic count. This is typical of many secondary roads in the county in that NCDOT considers many of these roads to be underutilized. Tuttle Rd. (SR# 1717) is a secondary road in the county intersecting with Power Dam Rd. (SR# 1712) to the north and US Hwy 311 to the south. There are three (3) intersecting roads to the north of the proposed site, Fulp Rd. (SR#1719), Old Tilley Rd. (SR#1714) and Rothrock Rd. (SR#1715).

SURROUNDING LAND USE: The proposed project is located on a single parcel accessed by one (1) state road. The proposed parcel submitted for conditional rezoning located off of Tuttle Rd. (SR# 1717) is bordered by residential and agricultural property. The density of development in the area surrounding the proposed solar facility is relatively low.

ISSUES TO CONSIDER:

- Potential tax base increase due to commercial property and roll back tax.
- Best utilization of existing land
- Sustainable energy source
- Short term job creation
- Long term effects of the project
- Compatibility with surrounding development

STAFF COMMENTS: This rezoning request comes to the Board as a conditional rezoning from RA (Residential Agricultural) to M-1-CZ (Light Manufacturing Conditional Zoning) for a **Utility Scale Solar Photovoltaic Facility, 35 ac megawatt production**. The Board may discuss this application in detail. The applicant is requesting this rezoning to create a location for a **499.4 acres facility within a parcel of land consisting of +/-744.57 acre.**

A portion of the proposed parcels is located in a flood zone as shown on the county flood maps. The developer has proposed to avoid these areas of the property in the placement of the solar panels and associated equipment. The applicant has stated that approximately **499.4 acres** of the proposed area will be utilized for the project.

The applicant has submitted information stating that the project would consist of **114,372 solar panels** for the total project. The developer has a twenty and a half (20 ½) year lease agreement with a possible four (4) five (5) year extensions for a possible operating life span of forty and half (40 ½) years. The applicant has stated that the model of solar panels will be Hanwha Q Cells (or equivalent); Model: Q. Peak Duo L-G5.3, Bifacial (or equivalent). The panels approximately three (3) ft. x six (6) ft. in dimension situated at a maximum of fifteen (15) ft. off the ground. The panels will be adjustable to maximize the efficiency of the panel. The applicant states in their submitted site plan the solar facility will be enclosed with fencing eight (6) ft. tall with an additional three (3) strands of barbed wire.

The proposed facility has not received approval from the NC Utilities Commission to construct a facility if approved by the local jurisdiction. Bear Branch Solar LLC filed an application for a “Certificate of Public Convenience and Necessity” dated February 25, 2020 with the NC Utilities

Commission for their review. The notice for comments to the NC Utilities Commission concerning the Certificate of Public Convenience and Necessity was published in the Stokes News once a week for four weeks beginning March 19 through April 9, 2020. The applicant has stated that during the allotted comment period no comments were received about the proposal, however the Utilities Commission has not taken a final vote on the Certificate of Public Convenience and Necessity.

A utility substation will have to be constructed by Duke Energy to be able to utilize the electricity produced by the facility. This substation and interconnection point is being proposed to be built on site. Duke Energy determines the time frame for the construction of this facility.

After reviewing the submitted documentation by the applicant for the proposed conditional rezoning the Planning staff has no problem with the proposed location of the facility. The proposed site and the existing stand of timber on the property should allow the proposed site to be adequately buffered from the state road and surrounding properties. Tuttle Rd (SR# 1717) is a secondary county road with no public water or sewer infrastructure therefore probably limiting its land use potential to agricultural or residential uses in the future. The creation of a Utility Scale Solar Photovoltaic facility on the property should assist in increasing the tax base from a strictly agricultural use value as well as assisting in creating short term employment opportunities. As shown in previous studies presented at the last hearing concerning a large solar facility the effect of a “solar farm” on the surrounding property values were shown to have had little impact. **The one impact that can’t be determined at this time is the long term effect on the surrounding community. The county has no track record or past experience with dealing with these type of large scale solar facilities.**

The sites that were approved for Lick Creek Solar, (616.67 total acres) in October of 2019 were the first of their kind that the county has reviewed. It was stated by the applicant at that hearing it would take anywhere from eighteen (18) months to thirty-six (36) months to get that facility up and running.

The conditional zoning aspect of the request limits the property to the request as submitted and the nature of large scale solar facilities with their leasing agreements and large revenue expenditures help keep the use of these properties the same for multiple decades. The proposed thirty-five (35 ac) megawatt electric production anticipated by the developer will be sold to Duke Energy. The NC General Assembly has set a minimum percentage (8%) for renewable power generation for Duke Energy by 2025. The “utility” aspect of a large scale solar photovoltaic requires interconnectivity with the power grid to enable the facility to transmit the electric power produced back to the public utility.

The conditional zoning process allows the Boards to request conditions on the request. The Planning staff recommends that if the county approves the Bear Branch Solar LLC Conditional Rezoning request that it requires the same conditions as was approved in the Conditional Rezoning approved by the county for the Lick Creek Solar proposal for a Utility Scale Solar Photovoltaic facility approved on October 2, 2019. These conditions would create a consistent seamless project for both the community and the developer. The following recommended conditions are as follows:

1. Jobs and Local Contracts

The applicant shall coordinate with the Stokes County Economic Development by providing a timely list of all services, materials and jobs that will be needed during the construction and maintenance phases of the project so that local qualified businesses and individuals can have the opportunity to bid on any contract.

2. Decommissioning

At least one (1) year prior to the expiration date of the ground lease agreement utilized by the solar energy facility, the owner of the facility shall set aside decommissioning security in the amount of one-hundred ten percent (110%) of the decommissioning cost of the facility. Such decommissioning cost shall be estimated by a North Carolina licensed engineer and shall include the cost to decommission the solar energy facility (as described below) and net out the resale or salvage value of any components of the solar energy facility.

Decommissioning of the solar energy facility shall include the removal of all non-utility owned equipment, structures, fencing, foundations, and conducting, including equipment that may be buried below grade. Decommissioning shall also include removal of all graveled areas and access roads, if any, unless the property owner requests that they remain in place, as well as reseeded of all disturbed areas.

Decommissioning shall be completed within one-hundred twenty (120) days after the expiration of the ground lease agreement.

Decommissioning security shall be in favor of the property owner and in the form of cash deposited into an escrow account, performance bond, or letter of credit. Details of the decommissioning security and engineer's decommissioning cost estimate shall be provided to the county manager within thirty (30) days of the date that the decommissioning security has been set aside.

3. Recycling

Recycling. As part of decommissioning, the owner of the facility shall fully recycle all materials as reasonably possible.

4. Vegetative Buffer

The applicant shall leave a minimum seventy-five foot (75') vegetative buffer along the general western boundary of the property. The vegetative buffer shall remain in its undisturbed and natural state. On all other boundaries the panels shall be reasonably concealed from view by either natural vegetation or planted evergreen vegetation. When relying on existing vegetation, the buffer shall be no less than 50 feet in width. When using planted vegetation to conceal the fence and panels in locations where there is no view from a residential structure, the applicant shall plant a staggered double row of evergreens. In locations where the facilities can be viewed from a residential structure other than the western boundary, the applicant shall use three rows of evergreens, staggered. When using planted vegetation to conceal the facility, the vegetative buffer shall be no

less than 20 feet in width. The final landscaping plans shall be approved by the Planning Director or his designee to ensure compliance with this condition.

5. Panel Setback

There shall be a minimum one-hundred seventy-five foot (175) ft. setback between any panel and the general western boundary of the property.

6. Maintenance

The applicant shall post a prominent sign at the property entrance. The sign shall contain the name and contact information of the person or company responsible for owning and operating the facility so that any issue can immediately be reported.

7. Site Plan

The applicant/developer shall submit a final site plan showing a detailed layout of the facility including location of all solar panels and associated equipment, including access points, interior service roads, setbacks and vegetative buffers existing and planted prior to the issuance of building permits for the project.

PLANNING BOARD RECOMMENDATION: The Planning Board voted 4 to 3 with one (1) non excused abstention concerning the proposal. After consulting with Shannon Shaver, Clerk to the Board of Commissioners, County Attorney Ty Browder, reviewing over the existing NC General Statutes addressing this situation, and referring to the adopted rules of procedure of the Board of County Commissioners it was concluded that this non excused abstention is counted as an affirmative vote. This results in a 5-3 vote in favor of the request. The initial motion was made to recommend the proposal stating that it was consistent with the Stokes 2035 Comprehensive Plan and was a reasonable request.

PUBLIC INFORMATION MEETING: The applicant submitted a report for a Public Information Meetings for this proposal. This meeting was on Tuesday, February 25, 2020 at 5:00 pm at the Walnut Cove Public Library. (See Attachment H for attendance and minutes of the meeting)

Chairman Nickelston opened the floor for any discussion/questions/comments.

There was discussion among the Board on the request as well as information provided from Bear Branch Solar.

ACTION

Chairman Nickelston entertained a motion on the rezoning request #20-158 submitted by Bear Branch Solar LLC to rezone approximately **499.4 acres** of land owned by Wilson Samuel Farms of Stokes LLC from RA (Residential Agricultural) to **M-1-CZ (Light Manufacturing Conditional Zoning)** for a **35 MW ac** "**Utility Scale Solar Photovoltaic Facility**". The parcel identification number is 6974159192 and the site is located in Sauratown Township on the east side of Tuttle Rd. (SR# 1717) approximately 850 ft. south of the intersection of Fulp Rd. (SR# 1719) and Tuttle Rd. (SR# 1717) in Walnut Cove, NC

Commissioner Walker moved to approve the rezoning request #20-158 submitted by Bear Branch Solar LLC to rezone approximately **499.4 acres** of land owned by Wilson Samuel Farms of Stokes LLC from RA (Residential Agricultural) to **M-1-CZ (Light Manufacturing Conditional Zoning)** for a **35 MW ac** "**Utility Scale Solar Photovoltaic Facility**". The parcel identification number is 6974159192 and the site is located in Sauratown Township on the east side of Tuttle Rd. (SR# 1717) approximately 850 ft. south of the intersection of Fulp Rd. (SR# 1719) and Tuttle Rd. (SR# 1717) in Walnut Cove, NC with the recommended conditions as presented. Commissioner Walker noted that this request is consistent with the Stokes County 2035 Comprehensive Plan and is a reasonable request.

Commissioner Lankford seconded the motion.

Chairman Nickelston opened the floor for discussion/questions/comments

With no further discussion the motion carried with a 3-1 vote with Commissioner Morris voting against the motion.

Adjournment

There being no further business to come before the Board, Chairman Nickelston entertained a motion to adjourn the meeting.

Commissioner Lankford moved to adjourn the meeting.

Commissioner Walker seconded and the motion carried with a 4-0 vote.

The meeting was adjourned at 10:35 pm.

Shannon Shaver
Clerk to the Board

Andy Nickelston
Chairman

STATE OF NORTH)
CAROLINA)
COUNTY OF STOKES)
OFFICE OF THE)
COMMISSIONERS)
STOKES COUNTY)
GOVERNMENT)
DANBURY, NORTH)
CAROLINA)
MONDAY JUNE 22, 2020

The Board of Commissioners of the County of Stokes, State of North Carolina, met for a Regular Session in the Ronald Wilson Reagan Building (Stokes County Administration Building) in the Commissioners Chambers located in Danbury, North Carolina on Monday June 22, 2020 at 6:00 pm with the following members present:

Board of Commissioners Present: Chairman Andy Nickelston, Vice Chairman Ronnie Mendenhall, Commissioner Rick Morris, Commissioner Jimmy Walker, and Commissioner Ernest Lankford

County Administration Present: County Manager Jake Oakley, Assistant County Manager/Clerk to the Board Shannon Shaver, Finance Director Julia Edwards, and County Attorney Ty Browder

CALL TO ORDER

Chairman Nickelston called the Regular Meeting of the Board of Commissioners to order.

INVOCATION

Commissioner Lankford delivered the Invocation.

PLEDGE OF ALLEGIANCE

Chairman Nickelston lead the Board in the Pledge of Allegiance and invited those in attendance to join.

APPROVAL OF AGENDA

Chairman Nickelston noted that there was a request to amend the Agenda to add Budget Amendment #120 to the Consent Agenda to appropriate funds for a repair to the air conditioning unit at DSS.

Vice-Chairman Mendenhall moved to approve the Agenda as amended.

Commissioner Lankford seconded the motion. The motion Passed.

COMMENTS - Managers/Commissioners

Commissioner Morris commented:

- Welcome to everyone here tonight and watching online.

Commissioner Walker commented:

- Appreciate everyone being here tonight and those watching through livestreaming to take part in our meeting.

- Welcome to everyone.
- Pleased with what I see outside with the monument.
- This was at no cost to the county.
- We are very blessed that they chose us to put this nice memorial in our county.

Commissioner Lankford commented:

- Would like to share a thought from Psalm 103:11 and 12.
- For as high as the heavens are above the earth, so great is his love for those who fear him; as far as the east is from the west, so far has he removed our transgressions from us.

Vice Chairman Mendenhall commented:

- Welcome to everyone here and watching at home.
- I know it us hard to come out on such a nice evening with the beautiful sunshine to be in this building but I appreciate you being here.

Chairman Nickelston commented:

- Thanks to everyone for being here tonight.

County Manager Oakley commented:

- Welcome to everyone.
- Hope you enjoy our beautiful county.
- Do it smart, wise, and with common sense.

Public Comments

Chairman Nickelston opened the floor for Public Comments at 6:05 pm.

There were no individuals signed up to speak during Public Comments.

Chairman Nickelston closed the floor for Public Comments at 6:05 pm.

CONSENT AGENDA

All attachments presented on the Agenda are available in the attachments of the Agenda on the County Website and are available upon request from the Clerk, with the exception of the minutes approved which are located on the County Website under the minutes tab.

Minutes

Budget Amendments

Tax Administration Items for Approval

JCPC Certification

Budget Amendment #120

Chairman Nickelston opened the floor for any discussion/questions/comments.

Commissioner Morris requested clarification on the second budget amendment on the agenda from Finance Director Julia Edwards.

Finance Director Julia Edwards provided the information to the Board.

Vice-Chairman Mendenhall moved to approve the Consent Agenda with the addition of Budget Amendment #120.

Commissioner Lankford seconded the motion. The motion Passed.

INFORMATION AGENDA

All attachments presented on the Agenda are available in the attachments of the Agenda on the County Website and are available upon request from the Clerk, with the exception of the minutes approved which are located on the County Website under the minutes tab.

Hauser Road Information

County Manager Oakley presented information to the Board related to address options for Hauser Road, SR 1183.

County Manager Oakley commented:

- This road has had issues in the past with a road in Surry County with a duplication of the name.
- The Mapping Department along with E-911 are working to correct this issue with a road name change request.
- We have speaking with D.O.T. and we can change their road name or their addresses.
- Either way it will be an address change.
- Whichever way the citizens that live on that road want to do it.
- We will work to accommodate them as best we can.
- We want to be sure that any 911 call from Hauser Road is handled correctly.
- Once this is finalized it could come back to you for approval.
- If it is just a range number change then it will not come back to you.
- If it is a road name change it will have to come back to you for approval.
- Just wanted to make you aware of what is being done to correct this situation.

Chairman Nickelston opened the floor for discussion/questions/comments.

Commissioner Morris commented:

- What if the people object to it?
- What if they say why don't the people in Surry change their road name instead of us?
- That would be a logical question.

County Manager Oakley responded:

- There is always that possibility.
- The individual that was here speaking is concerned about the 911 calls being routed to Surry County.
- I don't see that there will be any issue.
- With our addressing ordinance we have to have 51% signed off on the change and we can move forward.
- The question on why not change Surry County has everything to do with the number of affected addresses.
- There are 10 or 12 in Stokes and 30 or 40 in Surry County.

Charters of Freedom Dedication

Public Works Director Mark Delehant provided information to the Board on the Dedication Ceremony for the Charters of Freedom being held on July 1, 2020 at 1:00 pm.

Jennifer McMillian with Charters of Freedom expressed thanks to the Board for partnering with them and noted that this is not a one time partnership and that they are hoping to work together with the county and the schools in the future.

Chairman Nickelston opened the floor for discussion/questions/comments.

The Board expressed their gratitude to Charters of Freedom and all the businesses that donated to make this possible.

DISCUSSION AGENDA

All attachments presented on the Agenda are available in the attachments of the Agenda on the County Website and are available upon request from the Clerk, with the exception of the minutes approved which are located on the County Website under the minutes tab.

Request to Amend Non-Conforming Use Policy Section 70 from YMCA Camp Hanes

County Manager Oakley presented information to the Board related to the request from YMCA Camp Hanes to improve their existing grandfathered in shooting ranges.

County Manager Oakley commented:

- Our current policy for non-conforming use will not allow this.
- They are requesting a text amendment to this policy allowing grandfathered in shooting ranges to construct newer more modernized facilities on the existing property.
- The request is to move the grandfathered in range to another area on the property.
- These are safer for participants and neighboring citizens.
- This would not allow them to expand.
- It only allows them to replace the old outdated ranges to a newer, safer, more modern range on the same property.
- They would like the Board's concurrence to move forward with requesting the Planning Director and County Attorney to draft a text amendment to the current policy.
- If the Board is in agreement this will go to the Planning Board and then come back to the Board of Commissioners for final approval.
- Stokes County YMCA Director Derek Edwards, and Chief Operating Officer Darryl Head are in attendance at tonight's meeting if the Board has any questions for them on this request.

Chief Operating Officer Darryl Head presented information to the Board on the request.

Chairman Nickelston opened the floor for any discussion/comments/questions.

There was favorable discussion among the Board on this request.

EMS Station 1 Bid for Construction

Support Services Supervisor Glenda Pruitt presented the Board with information on the bids that were received for the construction of EMS Station 1 in Walnut Cove on June 10, 2020.

Support Services Supervisor Glenda Pruitt commented:

- The bids came in much higher than expected.
- These were not the numbers we were hoping for.
- All the bids received were over budget.
- Davie Construction was the lowest bid at \$778,000.00.
- Perry Peterson is working to reduce the cost without having to rebid.
- As we all know Perry does the minimum so I am not sure how much he will be able to cut.
- There is a percentage that we can cut and not have to rebid.
- If we go above somewhere around 10% then we will have to reject everything and start over.
- I would like to request the Board to proceed on so that Julia can continue with financing but it is the Board's decision.

Chairman Nickelston opened the floor for any discussion/questions/comments.

Commissioner Morris commented:

- There is no way I am supporting something this expensive even if we have to start all over.
- The next agenda item shows the real cost which is \$890,000.00.
- I can't convince the community that this is a smart decision.
- I have spoken with some people today and they think it is ridiculous to spend this kind of money with all of the other funding requirements we have.
- We have the potential internet expansion, salary study, and everything else that needs funding.
- I was hurting at \$650,000.00, and was hoping to come in under that amount.
- My recommendation would be if we can't do something we de-scope this project in a big way.
- Not little things, big things.

Commissioner Walker commented:

- I am surprised too.
- I have been hearing how the cost of construction is way up.
- I think what you have brought before us is a good indication of just how fast and far it is going up.
- We need this EMS Station.
- We have been talking about doing it for a long time but this is a pretty big obstacle.
- What can we do to regroup and refocus to get this done?

Support Services Supervisor Glenda Pruitt responded:

- In my opinion there was not anything extravagant in the plans other than what is required.
- Perry is in contact with Davie Construction on anything that can be cut.
- We will do whatever we have to do; whether that is to start over or make cuts.

Chairman Nickelston commented:

- Building materials have gone up.
- You have low supply in most places and everything is in demand right now.
- Prices have gone up over the past 6 months.

Commissioner Walker continued:

- Supply and demand will drive the cost up.
- I would really like to see this station in place with as reasonable a cost as possible.

Commissioner Lankford commented:

- I am not against the EMS Station.
- These numbers scare me to death.

- Something is going to have to happen to these numbers before I can support it.

Vice Chairman Mendenhall commented:

- I think every Commissioner was surprised with the number on this.
- We had a number that we were hoping for.
- I don't want to give up on this project at this time.
- I couldn't support this as is right now just as the other Commissioner's have stated.
- One thing that we have to remember is that the land for this was donated.
- Land is not cheap.
- They were gracious enough to donate the land so I do not want to give up on this.
- I think everyone needs to work on how low we can get it down and bring it back to the Board.
- We need this station.

Chairman Nickelston commented:

- It sounds like we are going to delay this until we can get Perry here and see what can be done.
- Unfortunately I don't feel like even if we delay this it is not going to get any cheaper.
- Things are going to get more expensive as time goes on.
- Let's definitely see if we can do some refiguring and see what we can get done.

Support Services Glenda Pruitt responded:

- We will work on this and I along with Perry will bring this back before you as soon as we find out something.

There was additional discussion among the Board on options for remodeling the existing building, or changing the design of the building to get this within the budgeted amount.

After more discussion it was concluded that this item would be brought back to the Board when more information is available.

Resolution Authorizing the Negotiation of an Installment Financing Contract

There was no discussion on this item due to the Board did not move forward with the previous agenda item related to the EMS Station 1 bids at this time.

Solar Farm Moratorium

Commissioner Morris presented information to the Board on the proposed Solar Farm Moratorium.

Commissioner Morris commented:

- I requested that this be placed back on the agenda.
- I suggested this to start with after we approved the first Solar Farm in Walnut Cove a while back.
- We did not realize another one would be coming so fast and we have already approved a second one almost as large as the first one.
- There is one in discussion that may be coming before us that is larger than both of these and if we approve that one we will be close to having 1% of the county covered in solar.
- 3,000 acres is 1% of the county.
- Some of the ordinances in other counties limit the amount to 1% of the county.

- We need to give the Planning Board something to work with.

Chairman Nickelston opened the floor for any discussion/questions/comments.

There was discussion among the Board on this request and the Board agreed to place this back on the Discussion Agenda at the next meeting for further discussion and requested that Planning and Zoning Director David Sudderth be present at the meeting.

RECESS

Chairman Nickelston called for a brief recess at 7:12 pm.

Chairman Nickelston called the meeting back to order at 7:22 pm.

Proposed Ordinance to Protect Historical Monuments and Buildings in Stokes County

Chairman Nickelston presented the Board with an Ordinance to Protect Historical Monuments and Buildings in Stokes County.

Chairman Nickelston opened the floor for any discussion/questions/comments.

There was favorable discussion on this item as presented and the Board requested that this be sent to the municipalities for consideration of adoption. With full consensus of the Board this item was moved to the Action Agenda at the meeting tonight.

ACTION AGENDA

All attachments presented on the Agenda are available in the attachments of the Agenda on the County Website and are available upon request from the Clerk, with the exception of the minutes approved which are located on the County Website under the minutes tab.

Stokes County Veterinarian Contract Renewal

Chairman Nickelston entertained a motion on the contract between Stokes County and Dr. Preston Roberts, who provides veterinary services. This contract ends on June 30, 2020. Dr. Roberts is in agreement to enter into another contract with the same terms and conditions according to Animal Control Supervisor Scottie Kiser. A copy of the existing contract and the addendum is included. This was presented at the last meeting on June 8, 2020.

Chairman Nickelston opened the floor for any discussion/questions/comments.

Vice-Chairman Mendenhall moved to approve the renewal of the Veterinarian Contract between Stokes County and Dr. Preston Roberts.

Commissioner Morris seconded the motion. The motion Passed.

Proposed Ordinance to Protect Historical Monuments and Buildings in Stokes County

Chairman Nickelston entertained a motion on the Ordinance to Protect Historical Monuments and Buildings in Stokes County as presented at the meeting tonight.

Chairman Nickelston opened the floor for any discussion/questions/comments.

Vice-Chairman Mendenhall moved to approve the Ordinance to Protect Historical Monuments and Buildings in Stokes County as presented at the meeting tonight.

Commissioner Lankford seconded the motion. The motion Passed.

Adjournment

With no further business to come before the Board, Chairman Nickelston entertained a motion to adjourn the meeting at 7:32 pm. Vice-Chairman Mendenhall moved to adjourn.

Commissioner Lankford seconded the motion. The motion Passed.

Shannon Shaver
Clerk to the Board

Andy Nickelston
Chairman



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: IV.b.

Budget Amendments

Contact: Julia E. Edwards

Summary:
Consent for Approval of Budget Amendment #'s 1-4

ATTACHMENTS:

| Description | Upload Date | Type |
|------------------------------|-------------|------------|
| Budget Amendment #1 #2 #3 #4 | 7/7/2020 | Cover Memo |

STOKES COUNTY-BUDGET AMENDMENT

BE IT ORDAINED by the Stokes County Board of Commissioners that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2021.

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|--|-------------------------|----------------------|----------------------|
| | General Fund Governing Body | | | |
| 100.4110.180 | Professional Services Salary Study | \$ - | \$ 31,735.00 | \$ 31,735.00 |
| | Cooperative Extension | | | |
| 100.4950.511 | Equipment Grant to purchase Plastic Culture Equipment | \$ - | \$ 5,400.00 | \$ 5,400.00 |
| 100.5860.263 | SHIIP Grant SHIIP Grant funding | \$ - | \$ 3,512.00 | \$ 3,512.00 |
| | Sheriff's Office | | | |
| 100.4310.510 | Equipment Replacing totaled vehicle paying Enterprise | \$ - | \$ 26,000.00 | \$ 26,000.00 |
| | Emergency Communications | | | |
| 100.4325.510 | Equipment Radio Console | \$ - | \$ 84,548.00 | \$ 84,548.00 |
| | Total | \$ - | \$ 151,195.00 | \$ 151,195.00 |
| | E911 Fund | | | |
| 200.4325.510 | Equipment Console and APCO IntelliComm Software | \$ 350,000.00 | \$ 297,620.00 | \$ 647,620.00 |
| | | \$ 350,000.00 | \$ 297,620.00 | \$ 647,620.00 |

This budget amendment is justified as follows:

To re-appropriate funds for the above projects in the fiscal year 2020-21.

This will result in a net increase of \$151,195.00 in the expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will increase. These revenues have already been received or are verified they will be received in this fiscal year.

| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|----------------------------|-------------------------|----------------------|------------------------|
| | General Fund | | | |
| 100.3495.000 | Co-op Extension | \$ - | \$ 5,400.00 | \$ 5,400.00 |
| 100.3301.366 | Department of Insurance | \$ - | \$ 3,512.00 | \$ 3,512.00 |
| 100.3991.000 | Fund Balance Appropriation | \$ 4,231,298.00 | \$ 142,283.00 | \$ 4,373,581.00 |
| | TOTALS | \$ 4,231,298.00 | \$ 151,195.00 | \$ 4,382,493.00 |
| | E911 Fund | | | |
| 200.3991.000 | Fund Balance Appropriation | \$ 394,742.00 | \$ 297,620.00 | \$ 692,362.00 |
| | | \$ 394,742.00 | \$ 297,620.00 | \$ 692,362.00 |

SECTION 2. Copies of this amendment shall be furnished to the Clerk of the Board of Commissioners, Budget Officer and to the Finance Director.

Adopted this 13th day of July, 2020

Verified by the Clerk of the Board

Department Head's Approval

Date

County Manager's Approval

Date

Finance Director's Approval

Date

[Handwritten signatures and dates]
 Date: 7-6-2020
 Date: 7/6/20

STOKES COUNTY-BUDGET AMENDMENT

BE IT ORDAINED by the Stokes County Board of Commissioners that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2021.

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|-------------------------------|-------------------------|---------------------|----------------------|
| 100.4190.510 | Equipment Public Buildings | \$ 25,000.00 | \$ 7,500.00 | \$ 32,500.00 |
| 100.9910.000 | Contingency Contingency | \$ 150,000.00 | \$ (7,500.00) | \$ 142,500.00 |
| | Total | <u>\$ 175,000.00</u> | <u>\$ -</u> | <u>\$ 175,000.00</u> |

This budget amendment is justified as follows:

To transfer funds from contingency for the replacement of air conditioner at the garage.

This will result in a net increase of \$0.00 in the expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will increase. These revenues have already been received or are verified they will be received in this fiscal year.

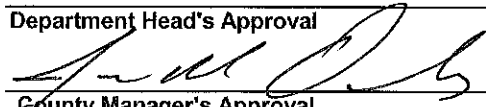
| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|---------------------|-------------------------|---------------------|-------------|
| | | | | \$ - |
| | TOTALS | <u>\$ -</u> | <u>\$ -</u> | <u>\$ -</u> |

SECTION 2. Copies of this amendment shall be furnished to the Clerk of the Board of Commissioners, Budget Officer and to the Finance Director.

Adopted this 13th day of July, 2020

Verified by the Clerk of the Board _____

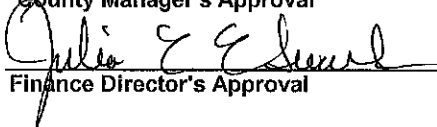
Department Head's Approval



Date

7-6-2020

County Manager's Approval



Date

7/6/20

Finance Director's Approval

Date

STOKES COUNTY-BUDGET AMENDMENT

BE IT ORDAINED by the Stokes County Board of Commissioners that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2021.

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|-----------------------|-------------------------|---------------------|---------------|
| | Grant Fund | | | |
| 205.4972.180 | COVID-19 Recovery Act | \$ - | \$ 991,781.00 | \$ 991,781.00 |
| | Total | \$ - | \$ 991,781.00 | \$ 991,781.00 |

This budget amendment is justified as follows:

To re-appropriate COVID-19 Recovery Act funding.


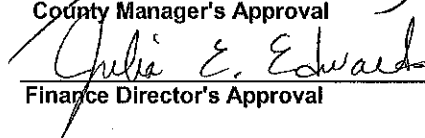
This will result in a net increase of \$991,781.00 in the expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will increase. These revenues have already been received or are verified they will be received in this fiscal year.

| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|---------------------------|-------------------------|---------------------|---------------|
| | Grant Fund | | | |
| 205.3991.000 | Fund Balance Appropriated | \$ - | \$ 991,781.00 | \$ 991,781.00 |
| | TOTALS | \$ - | \$ 991,781.00 | \$ 991,781.00 |

SECTION 2. Copies of this amendment shall be furnished to the Clerk of the Board of Commissioners, Budget Officer and to the Finance Director.

Adopted this 13th day of July, 2020

Verified by the Clerk of the Board

| | |
|---|----------|
| _____ | _____ |
| Department Head's Approval | Date |
|  | 7-6-2020 |
| _____ | _____ |
| County Manager's Approval | Date |
|  | 7-6-20 |
| _____ | _____ |
| Finance Director's Approval | Date |

STOKES COUNTY-BUDGET AMENDMENT

BE IT ORDAINED by the Stokes County Board of Commissioners that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2021.

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|-----------------------------|-------------------------|---------------------|----------------------|
| 100.5470.003 | Special Adoption Assistance | \$ 293,330.00 | \$ 58,610.00 | \$ 351,940.00 |
| | | | | \$ - |
| | | | | \$ - |
| | TOTALS | <u>\$ 293,330.00</u> | <u>\$ 58,610.00</u> | <u>\$ 351,940.00</u> |

This budget amendment is justified as follows:

To appropriate additional funding for Special Adoption Assistance. This is 100% Federal Funding. See attached funding authorization.

This will result in a net increase of \$58,610.00 in the expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will increase. These revenues have already been received or are verified they will be received in this fiscal year.

| Account Number | ACCOUNT DESCRIPTION | CURRENT BUDGETED AMOUNT | INCREASE (DECREASE) | AS AMENDED |
|----------------|------------------------|-------------------------|---------------------|----------------------|
| 100.3301.216 | Special Adoption Funds | \$ 293,330.00 | \$ 58,610.00 | \$ - |
| | | | | \$ 351,940.00 |
| | | | | \$ - |
| | TOTALS | <u>\$ 293,330.00</u> | <u>\$ 58,610.00</u> | <u>\$ 351,940.00</u> |

SECTION 2. Copies of this amendment shall be furnished to the Clerk of the Board of Commissioners, Budget Officer and to the Finance Director.

Adopted this 13th day of July, 2020.

Verified by the Clerk of the Board

| | |
|-----------------------------|-----------------|
| <u>Stacey S. Elmer</u> | <u>7/7/2020</u> |
| Department Head's Approval | Date |
| <u>[Signature]</u> | <u>7-7-2020</u> |
| County Manager's Approval | Date |
| <u>Julia S. Edwards</u> | <u>7/7/20</u> |
| Finance Director's Approval | Date |



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: IV.c.

Holiday Schedule for 2021

Contact: Shannon Shaver

Summary:
Consent for approval of the 2021 Holiday Schedule

ATTACHMENTS:

| Description | Upload Date | Type |
|-----------------------|-------------|------------|
| 2021 Holiday Schedule | 7/8/2020 | Cover Memo |

Memorandum

To: Board of County Commissioners

From: Shannon Shaver, Assistant County Manager/Clerk to the Board

Date: July 13, 2020

Re: HOLIDAY SCHEDULE FOR 2021

| Holiday | Day of Week | Date |
|----------------------------|-------------|-------------------|
| New Year's Day | Friday | January 1, 2021 |
| Martin Luther King, Jr Day | Monday | January 18, 2021 |
| Good Friday | Friday | April 2, 2021 |
| Memorial Day | Monday | May 31, 2021 |
| Independence Day | Monday | July 5, 2021 |
| Labor Day | Monday | September 6, 2021 |
| Veterans Day | Thursday | November 11, 2021 |
| Thanksgiving | Thursday | November 25, 2021 |
| | Friday | November 26, 2021 |
| Christmas | Thursday | December 23, 2021 |
| | Friday | December 24, 2021 |

Floating Holiday- (1) day to be used by employees during the calendar year of 2021 upon approval of Supervisor. Floating Holiday cannot be carried over to calendar year 2022.

Thank You.



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: V.a.

Presentation on Promoting Biological Agriculture and Natural Healthcare in Stokes County

Contact: Sri Savasri Ananda

Summary:

Commissioner Walker requested that this item be on the Agenda. Sri Savasri Ananda will provide a short presentation titled "Why we are so sick and What to do about it".

Attached for your consideration you will see a Letter of Introduction/Support to promote biological agriculture and natural healthcare in Stokes County.

ATTACHMENTS:

| Description | Upload Date | Type |
|------------------------|-------------|------------|
| Letter of Introduction | 7/8/2020 | Cover Memo |

Letter of Introduction

The recent COVID-19 pandemic has raised many questions as to how we can best protect our health. From all the research, one thing is clear, those with a strong immune system have the best protection. There is no doubt that a strong immune system is our best, and perhaps only way, to protect and maintain our health in these uncertain times. Unfortunately, our medical healthcare system provides little insight or guidance as to how we can develop and maintain a strong immune system.

As commissioners of Stokes County, we feel responsible for protecting the well-being of all our citizens. Recently, we have reviewed some significant findings related to strengthening the immune system through natural healthcare and biological agriculture. The data shows that for the past 100 years, the nutritional density of our food has been declining, and over that same period, the rise in degenerative diseases has been increasing substantially. Current research shows that an increase in mineral density and biological vigor of our agricultural soils leads to an increase in the nutrient density of our food. Higher nutrient density means a greater variety and quantity of valuable vitamins, minerals, and immune strengthening phytochemicals, including polyphenols: flavonoids, lignans, resveratrol, phenolic acids, antioxidants, anthocyanins, carotenoids, and hundreds of other biochemicals that boost our immune system.

We would like to introduce to you one of the advocates of natural healthcare who lives in Stokes County and who has provided us with insights as to how we can restore and maintain a healthy and strong immune system. His name is Sri Ananda Sarvasri. He is the author of the book, "Extraordinary Healthcare," has nearly 50 years experience in the field, and has made numerous presentations before the board of commissioners. We are not scientists, but what he says makes a lot of sense and we think he deserves to be heard by those of you in the health and agricultural fields in Stokes County. We suggest that you listen and try to put the ideas into practice. We are hopeful that these new approaches can boost the health and quality of life of our citizens and revive our local agriculture economy through low-cost, non-toxic, biological methods. These agricultural methods are more productive than organic and more profitable than conventional. They are non-toxic, high-yield, and require no expensive dangerous chemicals that destroy the biology of the soil. The system is much lower in cost than any other agricultural system.

This is a perfect opportunity for farm-to-market growers, community gardeners, home gardeners, and large-scale field crop growers to learn about and adopt a new 21st century system of biological agriculture. This could bring about a wonderful future for our agricultural community, our health community, and the people of Stokes County.

Stokes County Commissioners, Dated: July 13th, 2020, Signed:

Andy Nickelston - Chairman _____

Ronnie Mendenhall - Vice Chairman _____

Jimmy Walker - Commissioner _____

Rick Morris - Commissioner _____

Ernest Lankford - Commissioner _____



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.a.

Solar Farm Moratorium

Contact: Commissioner Rick Morris

Summary:

This was first presented after the first large scale solar farm was approved by the Board of Commissioners and no further action was taken at that time due to the Board decided to handle these on a case by case basis while a policy is created. A second solar farm has now been approved. There was discussion on this at the last meeting on June 22, 2020 and the Board requested to place this back onto the Discussion Agenda at the next meeting and for Planning Director David Sudderth to be in attendance at the meeting. Commissioner Morris provided information on other counties that have created Ordinances and Policies on Solar Farms. This information is attached for review.

ATTACHMENTS:

| Description | Upload Date | Type |
|------------------------------------|-------------|------------|
| Solar Farm Resolution | 6/16/2020 | Cover Memo |
| Related information on solar farms | 7/7/2020 | Cover Memo |



RESOLUTION ESTABLISHING A THREE YEAR MORATORIUM ON APPROVAL OF LARGE SCALE SOLAR FARMS OF _____ ACRES OR LARGER

WHEREAS, The Stokes County Board of County Commissioners (BOCC) recently approved the county's second large scale commercial solar farm; and

WHEREAS, there were many questions and concerns expressed during the zoning process as to the potential negative impacts of this solar farm on the environment and other aspects of the community; and

WHEREAS, the questions posed to the solar farm developers by the BOCC were answered but with general answers that were inconclusive as to the actual negative environmental impacts that might be caused by the large-scale solar farm; and

WHEREAS, there is a major concern with tying up large areas of rural agricultural land for the decades to accommodate a commercial solar farm; and

WHEREAS, there are concerns with ruining the natural scenic beauty of Stokes County; and

WHEREAS, it's very difficult to quantify the benefits that would be afforded a county other than the individual property owners by a large-scale solar farm when no such facilities have been located in the county; and

WHEREAS, a commission has been appointed to develop a set of state standards for commercial solar farms in North Carolina and that report is not due for two years;

WHEREAS, a _____ year period is needed to study the positive and negative impacts of large scale commercial solar farms; and to develop standards for said solar farms;

NOW, THEREFORE, BE IT RESOLVED, that effective upon approval of this resolution the Stokes County BOCC hereby imposes a _____ year moratorium on the approval of any new large scale commercial solar farms of _____ acres or larger within the boundaries of Stokes County; but not including the areas under the jurisdiction of the City of King, and Towns of Walnut Cove and Danbury;

BE IT FURTHER RESOLVED, The Stokes County Government will utilize all legal means necessary to enforce this moratorium until evidence and experience can be gained as to the actual impacts, positive and negative, of large-scale commercial solar farms and their impact on a scenic rural agricultural based county like Stokes County, N.C.

Adopted the _____ of _____ by the Stokes County Board of Commissioners.

Andy Nickelston- Chairman

Ronnie Mendenhall – Vice Chairman

Ernest Lankford- Commissioner

Rick Morris – Commissioner

Attest:

Jimmy Walker- Commissioner

Shannon Shaver – Clerk to the Board

COUNTY OF WASHINGTON
BOARD OF COMMISSIONERS

COMMISSIONERS:
TRACEY A. JOHNSON, CHAIR
D. COLE PHELPS, VICE-CHAIR
BUSTER MANNING
WILLIAM "BILL" R. SEXTON, JR.



ADMINISTRATION STAFF:
JERRY W. RHODES
COUNTY MANAGER

JULIE J. BENNETT, CMC, NCCCC
CLERK TO THE BOARD
jbennett@washconcc.org

POST OFFICE BOX 1007
PLYMOUTH, NORTH CAROLINA 27962
OFFICE (252) 793-5823 FAX (252) 793-1183

CURTIS POTTER
COUNTY ATTORNEY

RESOLUTION
APPROVING WASHINGTON COUNTY SOLAR ORDINANCE

WHEREAS, pursuant to NCGS § 153A-121 (General ordinance making power), subsection (a): "A County 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; and may define and abate nuisances."; and

WHEREAS, the Washington County Board of Commissioners has previously adopted a county wide zoning ordinance pursuant to NCGS § 153A Article 18 Part 3 (Zoning) and/or other applicable law; and

WHEREAS, from time to time it is necessary and/or desirable to amend portions of said zoning ordinance in order to protect the health, safety, and welfare of its citizens and to adequate address changes in zoning practices and development planning; and

WHEREAS, the Washington County Planning Board has met, given reasonable consideration to, and has recommended in writing, that said zoning ordinance be amended by adding thereto as Article 13, an instrument entitled Washington County Solar Energy Development Ordinance ("SORD"), a copy of which is attached hereto and incorporated herein by reference; and

WHEREAS, notice has been properly given and a public hearing has been duly held pursuant to NCGS § 153A-323 (Procedure for adopting, amending, or repealing ordinances under this Article and Chapter 160A, Article 19), regarding the proposed amendment; and

WHEREAS, the Washington County Board of Commissioners has considered the recommendation of the Washington County Planning Board, has carefully considered all viewpoints expressed during the public hearing, if any, and has conducted such reviews, analysis, and investigations of this matter as it deems necessary and proper; and

WHEREAS, the Washington County Board of Commissioners has determined the following:

1. Adoption of the proposed ordinance into the zoning ordinance as Article 13 thereof is consistent with Washington County's adopted comprehensive plan(s); and
2. Is reasonable in light of recent and progressive changes in the solar energy industry leading to greater impacts upon communities in and around eastern North Carolina; and
3. Is in the public interest to protect and protects the health, safety, and welfare of its citizens.

NOW THEREFORE BE IT ORDAINED by the Washington County Board of Commissioners that the Washington County Zoning Ordinance is hereby amended to include the Washington County Solar Energy Development Ordinance ("SORD") attached to this resolution and incorporated herein by reference as Article 13 thereof.

ADOPTED this the 7th day of July 2014.



Tracey A. Johnson, Chair
Washington County Board of Commissioners

ATTEST:


Julie J. Bennett, CMC, NCCCC
Clerk to the Board

Article 13:

**Washington County
Solar Energy Development Ordinance ("SORD")**

| | | |
|-----|--|---|
| 1. | Title | 1 |
| 2. | Purpose | 1 |
| 3. | Authority | 1 |
| 4. | Jurisdiction | 2 |
| 5. | Definitions | 2 |
| 6. | General Regulations | 3 |
| 7. | Permit Requirements & Procedures | 3 |
| 8. | Application Requirements | 4 |
| 9. | Setbacks & Screening | 4 |
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| 13. | Conflict of Laws & Severability Clauses | 7 |
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1. TITLE

This Ordinance, in addition to being adopted as Article 13 of the Zoning Ordinance of Washington County, shall be known as the "Washington County Solar Energy Development Ordinance", and is sometimes referred to hereinafter as the "SORD".

2. PURPOSE

The purpose of this SORD is to protect public health and safety by establishing specific and reasonable standards for permitting as a special use, the construction, installation, and operation of commercial energy systems (solar farms) in Washington County.

3. AUTHORITY

This SORD is adopted pursuant to the authority and provisions of NCGS § 153A-121 (General ordinance-making power), NCGS § 153A-340 (Grant of power), and other applicable law, provided however, nothing herein shall be interpreted to conflict with or supersede any provision of NCGS § 153A-144 (Limitations on regulating solar collectors).

4. JURISDICTION

This SORD shall apply to all unincorporated areas of Washington County excluding the extraterritorial jurisdiction of any municipality, unless such municipality adopts this SORD within its jurisdiction as permitted by law.

5. DEFINITIONS

Except as expressly limited herein, the terms, provisions, and definitions provided for under Article 11 (Definitions) of the Zoning Ordinance of Washington County are incorporated herein by reference and apply to this SORD except to the extent of any direct conflict with any specific definitions provided for the following terms, which shall have the following specifically ascribed meanings:

- A. **"Abandonment"** – means if a Solar Farm generates no electricity for a continuous twelve (12) month period, or if any Solar Energy System falls into a state of disrepair for such period, then in either event, such Solar Farm shall be deemed abandoned.
- B. **"Solar Collector"** – means any component, device, structure or any portions thereof for which the primary purpose is the transformation of solar radiant energy into thermal, mechanical, chemical or electrical energy.
- C. **"Solar Energy System"** – means the Solar Collector components and all subsystems thereof including without limitation all equipment, conduits, and any accessory supporting structures or buildings required to convert solar radiant energy into thermal, mechanical, chemical, or electrical energy.
- D. **"Solar Farm"** – except as expressly limited below, means any use of land where a series of one or more Solar Energy Systems or Solar Collectors are placed in an area on a parcel of land for the purpose of generating photovoltaic power, and collectively has a nameplate generation capacity of at least 15 kilowatts (kW) direct current (DC) or more when operating at maximum efficiency. The term Solar Farm is also sometimes referred to as a solar power plant or solar photovoltaic farm.
 - 1. Notwithstanding the foregoing, the term "Solar Farm" shall not include any non-commercial Solar Energy Systems, nor be construed so as to prohibit installation of a Solar Collector that gathers solar radiation as a substitute for traditional energy for water heating, active space heating and/or cooling, passive heating, or generating electricity for a residential property (meaning property where the predominant use is for residential purposes), for a non-solar business (meaning a business not engaged in selling solar energy), or for agricultural farming purposes.

6. **GENERAL REGULATIONS**

- A. Solar Farms may be allowed in the Residential and Commercial/Industrial Zoning Districts only as a special use, and subject to compliance with all applicable rules, regulations, and laws including without limitation the requirements of this SORD and Article 5 (Special Use Permits) of the Zoning Ordinance of Washington County.
- B. This SORD shall be supplemental to, and shall not abridge any other applicable local, state, or federal rules, regulations, or laws, including without limitation any more restrictive provisions of the Zoning Ordinance of Washington County related to Special Use Permits than set forth within this SORD.
- C. A valid Special Use Permit, Building Permit, Electrical Permit, and ongoing compliance with this SORD is a mandatory requirements for all Solar Farms.

7. **PERMIT REQUIREMENTS & PROCEDURES: (GROUND MOUNTED AND ROOF TOP)**

- A. A completed Special Use Permit application, including a complete engineered site plan, both complying with all applicable rules, regulations, and laws including without limitation the requirements of this SORD and Article 5 (Special Use Permits) of the Zoning Ordinance of Washington County, shall be submitted to the Planning Department for preliminary review before being submitted to the Washington County Planning Board to take official action thereon in accordance with applicable law.
- B. Before final submission of an application and site plan for official review and action, applicants are encouraged to work closely together with the Planning Department to more fully understand the requirements of this SORD and other applicable laws, to revise their application as deemed necessary or desirable prior to final submission, and to include any and all additional information as part of each application which may assist the Washington County Planning Board in taking official action thereon in accordance with applicable law.
- C. The Washington County Planning Board will conduct a public hearing prior to consideration of any application submitted for a Special Use Permit for a Solar Farm. The record of the public hearing shall be maintained as part of any Solar Farm Special Use Permit.
- D. Upon approval of any Solar Farm Special Use Permit application and site plan, the Washington County Planning Board may approve and authorize the issuance of a Special Use Permit, and also if applicable, any building and/or electrical permits issuance of which was pending approval of any such Special Use Permit.
- E. Solar panel materials shall be UL listed as hereafter amended. Documentation of compliance shall be provided with the seal and signature of a design professional licensed in North Carolina.

- F. Upon completion of site construction, a certified as-built plan by an engineer shall be submitted to the Planning Department and filed with the Register of Deeds. This as-built plan shall receive approval by the permitting staff prior to final inspection and prior to issuance of any Certificate of Occupancy and/or the notice to proceed to any Utility provider.

8. APPLICATION REQUIREMENTS:

All applications and plans shall include all the following:

- A. Name of the project, names and addresses of the owner(s), and the engineers and surveyors.
- B. Date, scale and accurate North arrow.
- C. Boundaries and actual dimensions and shape of parcel, including total acreage, with bearings and distances.
- D. Site plan showing streets, circulations, driveways, service buildings, easements, arrangement of solar panels and streets; also fencing, gates and vegetative buffer.
- E. Horizontal and vertical (elevation) to scale drawings with dimensions that show the location of the solar panels and system on the property.
- F. Vicinity map showing the location and surrounding land use.
- G. Names and addresses of adjoining property owners.
- H. Elevation certificate.
- I. Land contours.
- J. North Carolina Utilities Commission Permit.
- K. Other State or Federal Permits.
- L. Other features and designs as deemed reasonably necessary from time to time by the Washington County Planning Board.
- M. A Decommissioning Plan in compliance with this SORD.

9. SETBACKS & SCREENING

- A. A minimum setback distance of seventy five (75) feet from all property boundaries shall be required except for: (i) any shared internal boundary existing between two or more property boundaries of adjoining parcels which are part of a single Solar Farm project as shown on the site plan, or (ii) property boundaries where the applicable adjoining owner(s) agree to lessen such distance by executing a signed written waiver of this requirement, provided no such waiver shall act to permit less than a required minimum twenty five (25) foot setback.
- B. Power inverters and other sound producing equipment shall be no less than one hundred (100) feet from any dwelling unit at the time of construction/installation.
- C. All Solar Energy Systems shall be completely enclosed with a minimum of six (6) feet high chain link or security fencing as measured from the natural grade of the fencing perimeter.

D. Solar Farms shall be constructed with evergreen vegetative screening whenever natural forest vegetation does not otherwise continuously obscure Solar Energy System perimeters from adjacent parcels.

1. Unless buffered at all times by natural forest vegetation meeting the minimum spacing and height requirements, and having a substantially similar obscuring effect of a vegetative buffer installed pursuant to this section, a continuous evergreen vegetative buffer shall be installed and maintained at all times around the perimeter of the exterior of the fencing and gates that are required around the perimeter of all Solar Energy Systems, including without limitation between such Solar Energy Systems and adjacent residential or commercial/industrial areas and/or public highways or streets. Nothing contained herein shall be construed to require any such buffer to block reasonable access to any Solar Farm.
2. The evergreen vegetative buffer shall be composed of evergreen trees or shrubs of a type which at planting shall be a minimum of four (4) feet in height. The evergreen trees or shrubs shall be spaced no more than ten (10) feet apart, from the base of the plant to the base of the next plant. At maturity, required vegetative screening shall be no less than fifteen (15) feet tall, regardless of line-of-sight.
3. Failure to continuously maintain the foregoing visual buffers shall constitute a violation of this SORD for which a Special Use Permit previously granted may be revoked by the Washington County Planning Board.

10. HEIGHT LIMITATIONS

The height of Solar Energy System solar panels shall be measured from the highest natural grade below each solar panel to the top of that panel. Panel height shall not exceed fifteen (15) feet. Poles and wires reasonably necessary to connect to public electric utilities shall not be subject to this requirement.

11. AVIATION NOTIFICATION

Experience and research has shown there are legitimate concerns regarding the possibility for Solar Farms to cause a glare hazard for pilots and/or air traffic controllers. To address these concerns, all applications submitted pursuant to this Ordinance for approval of any Solar Farm permit shall include a detailed map analysis highlighting all airport operations and/or designated flight paths within five (5) nautical miles of the outermost proposed boundaries of any proposed Solar Farm, and for all such airport operations or designated flight paths actually located therein, shall additionally include:

- A. A certified true copy of a Notice of Intent to Construct a Solar Farm (containing at a minimum, the Solar Farm's exact proposed location, type(s) of solar technology/devices to be used, and overall size including total acreage and surface areas of all panels or other reflective devices);

- B. A Full Report of potential Aviation Glare Hazards (AGH) arising from the proposed Solar Farm on all such airport operations and/or designated flight paths using the most recent version of the Department of Energy's Sandia National Laboratories recently developed glare hazard assessment tool (or any other assessment tool required or otherwise recommended by the FAA) in accordance with its user manual, and applying the same evaluation standards required and otherwise recommended by the FAA for evaluating AGH of off-airport solar projects, it being the intent of this Ordinance to require all applicants to utilize the most recent and thorough evaluation techniques of measuring AGH then available and required or otherwise recommended by the FAA, as modified from time to time; and
- C. Proof of said Notice and Full Report being actually delivered not less than ninety (90) days prior to the submission of any application for a Solar Farm permit made hereunder to all the following: The local Airport District Office (ADO) of the FAA with oversight over Washington County, NC for any airport operated under FAA regulations as part of the National Plan of Integrated Airport Systems (NPIAS)(including without limitation the Plymouth Municipal Airport); The airport management for all NPIAS and non-NPIAS airport(s); and The NC Commanders' Council for affected military airport or low altitude flight paths in said area.
- D. Changes in proposed Solar Farm design standards prior to any permit approved under this Ordinance shall require proof of re-delivery of an updated Notice and Full Report in accordance with the foregoing provisions.

12. DECOMMISSIONING, ABANDONMENT, HAZARD ABATEMENT

- A. A signed and notarized Decommissioning Plan shall be submitted to the Planning Department as part of every Special Use Permit application and shall be in a form suitable to be recorded with the Register of Deeds. The Decommissioning Plan shall include at a minimum all the following provisions and requirements:
 - 1. Initiation upon "Abandonment" of a Solar Farm as defined in this SORD;
 - 2. Any additional conditions which may be defined or established from time to time by the Washington County Planning Board upon which decommissioning will be initiated (i.e., end of lease, condition of a potential public safety hazard, etc.)
 - 3. Complete removal of all non-utility owned equipment conduits, structures, fencing, roads and foundations; and restoration of property to condition prior to development of the Solar Farm, unless the landowner request in writing that the access roads or other land surface areas not be restored.
 - 4. The timeframe for completion of removal and decommissioning activities shall be from sixty (60) to one hundred eighty (180) days unless otherwise extended by Washington County within its sole discretion for good cause shown.
 - 5. A signed statement from the party responsible for completing the Decommissioning Plan acknowledging such responsibility.

6. The terms and/or amounts of any proposed surety or performance bond, or certified funds which an applicant proposes to provide in satisfaction of the following paragraph.

- B. To ensure the full completion of decommissioning requirements, and/or to facilitate the mitigation and abatement of public nuisances or health hazards caused by debris or hazardous materials occurring in the event of partial or complete destruction of any Solar Farm or Solar Energy Systems by natural or man-made causes, Washington County requires the placement of a surety/performance bond or certified check meeting certain terms and in certain amounts as determined by the Washington County Planning Board in conjunction with the Planning Department to ensure such decommissioning or removal of hazardous materials is completed expeditiously, and at no cost to County.
- C. Upon any failure to initiate or complete any Decommissioning Plan, the Building Inspector may take action as authorized by law including without limitation NCGS §153A-366 (Unsafe buildings condemned).

13. CONFLICT OF LAWS & SEVERABILITY CLAUSES

- A. Whenever the regulations of this SORD conflict with each other, or with the requirements of the Zoning Ordinance of Washington County, or with any other statute, the more restrictive regulation shall apply.
- B. Should any section or provision of this SORD be determined by a court of competent jurisdiction to be unconstitutional or invalid, such determination or decision shall not affect the validity of the SORD as a whole, or of any part thereof, other than the part so declared to be unconstitutional or invalid.

14. GRANDFATHER PROVISION

Any Solar Farms not permitted by this SORD, which is in lawful operation at the time of the adoption of this SORD is hereby exempted from the provisions of this SORD.

15. RECORD KEEPING

The Washington County Planning Department shall maintain a record of all Solar Farm Special Use Permits and copies shall be furnished upon request to any Interested person.

16. VIOLATIONS

Upon the finding of any inappropriate or illegal activities on the part of any person which would violate the provisions of this SORD, the Planning Director or their designee shall notify in writing the person(s) responsible for such actions indicating the followings:

- A. The nature of the violation(s).
- B. The action(s) necessary to correct the violation(s).
- C. The date by which corrective action(s) should be taken and completed.
- D. Action(s) which will take place if such corrective action is not taken.
- E. When such corrective action has not been taken or is deemed inadequate based upon the conditions listed in this SORD, an order for the discontinuance of the use or occupation of any land, building or structure or any illegal additions, alterations or structural changes thereto may be issued.
- F. Any other action authorized by this SORD to ensure compliance with, or to prevent violation of any provision.
- G. Any person violating any provision of this SORD shall be guilty of a misdemeanor and upon conviction shall be punished for each offense, not more than fifty dollars (\$50.00) or imprisonment not to exceed thirty (30) days. Each day such violation continues shall be deemed to be a separate offense.

Adopted by the Washington County Board of Commissioners, this 7th day of July, 2014.

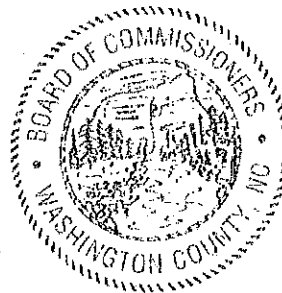
Tracey A. Johnson

 Tracey A. Johnson, Chair

Attest:

Julie J. Bennett

 Julie J. Bennett, Clerk to the Board



Approved by the Washington County Board of Commissioners at their meeting held July 7, 2014.

Julie J. Bennett, CMC, NCCCO

 Clerk to the Board

**DUPLIN COUNTY
AN ORDINANCE REGULATING THE
SITING, OPERATION AND MAINTENANCE OF SOLAR ENERGY
GENERATING FACILITES**

Purpose

The purpose of this ordinance is to facilitate the siting, construction, installation and operation of solar energy generations facilities in Duplin County in a manner that promotes economic development and ensures the protection of the health, safety and general welfare of the citizens while also avoiding adverse impacts to adjacent land uses and property owners.

Upon the recommendation of the Duplin County Planning Board, the Duplin County Board of Commissioners desires to enact this ordinance regulating the siting, operation and maintenance of solar energy generating facilities in the unincorporated areas of Duplin County,

SECTION I - TITLE

This ordinance may be known and may be cited as "Ordinance Regulating the Siting, Operation and Maintenance of Solar Energy Facilities in Duplin County".

SECTION II - DEFINITIONS

For the purpose of this ordinance, certain terms and words are hereby defined; words used in the present tense shall include the future; words used in the singular number shall include the plural number; and the plural the singular; and the word "shall" is mandatory and not discretionary.

Building: Any structure having a roof supported by columns or walls, and designated or intended for the shelter, support, enclosure or protection of persons, animals or chattels.

Fence/Barrier: A continuous barrier extending from the surface of the ground to a uniform height of not less than six (6) feet from the ground at any given point, constructed of soil, wood, stone, steel, or other metal, or any substance of a similar nature and strength.

Gate: A door or other device attached to a fence which, when opened, provides a means of ingress and egress of persons and things for which it was intended, and which, when closed, forms a continuous barrier as a part of the fence to which it is attached.

Improved Area: Area containing perimeter fencing, solar panels, electrical inverters, storage buildings and access roads.

Opaque Fence: A continuous opaque, unperforated barrier extending from the surface of the ground to a uniform height of not less than six (6) feet from the ground at any given point, constructed of soil, wood, stone, steel, or other metal, or any substance of a similar nature and strength which will conceal the solar energy facility from view.

Operator: The person(s), entity or company that engages in or runs a solar energy facility.

Owner: The person(s), entity or company having legal title to the subject property wherein the solar energy facility is located.

Public Road: Any road or highway which is now or hereafter maintained by the North Carolina Department of Transportation as part of the State Highway System. Setbacks for improved areas shall be measured from the road right of way.

Residence: A building used as a dwelling for one or more families or persons.

Residential Area: Any area within one tenth mile of a solar energy facility having twenty five or more dwellings.

Solar Energy Facility: An energy generating facility or area principally used to convert solar energy to electricity, which includes, but is not limited to, the use of one or more solar energy systems and related appurtenances. This definition shall only include those facilities whose primary purpose is to sell electricity to be used off site.

SECTION III - PROHIBITIONS

It shall be unlawful after the effective date of this Ordinance for any person, firm, or corporation, or other legal entity to construct, establish modify or expand a solar energy generating facility within the jurisdiction of Duplin County until a site plan for such has been approved by the Duplin County Planning Board.

SECTION IV - LOCATION

- A. All solar energy facilities proposed to be located in areas covered by the 2009 Duplin County Airport Land Use and Height Restriction Ordinance adopted May 1, 2009, or subsequent amendments to said ordinance, must be permitted by the Duplin County Planning Department in accordance with Article VIII of said Ordinance.
- B. All improved areas, including disposal areas, shall be at least 60 feet from a public road and 25 feet from a fence line. In the event that an opaque fence is installed the setback may be reduced to 20 feet.
- C. Improved areas shall be at least 300 feet from any residence or church, measured from the principal building. In the event there is no residence or church within 300 feet from the improved areas, then the improved area shall be at least 50 feet from the property line.
- D. All access roads and storage areas shall be established on a 30 feet minimum easement to a public right of way.
- E. All solar energy facilities shall have a minimum landscape buffer of 25 feet along the perimeter of the improved area. The buffer shall contain evergreen trees or bushes planted no

more than 8 feet apart and at least 4' tall at time of planting. The buffer shall obtain a height of 7 feet within 3 growing seasons. The trees or bushes may be trimmed but no lower than a height of 7 feet. Facility operators shall utilize good husbandry techniques with respect to maintaining the landscape buffer, including but not limited to, proper pruning, proper fertilizer, and proper mulching, so that the vegetation will reach maturity as soon as practical and will have maximum density in foliage. Dead or diseased vegetation shall be removed and must be replanted at the next appropriate planting time. Plants or grasses not part of landscaping shall be maintained by the facility operator not to exceed twelve inches in height. A buffer area will not be required between a solar energy facility and adjacent industrial, agriculture, timber or commercial land uses. A planted buffer will not be required if an opaque fence is installed.

- F. All solar energy facilities shall have a fence or continuous barrier extending from the surface of the ground to a uniform height of not less than six (6) feet from the ground at any given point, constructed of soil, wood, stone, steel, or other metal, or any substance of a similar nature and strength.

SECTION V - SECURITY

Solar energy facilities shall be fenced completely as defined in Section Two above. The perimeter fence shall be designed to restrict unauthorized access.

SECTION VI - SUPPLEMENTAL REGULATIONS

- A. The manufacturers or installer's identification and appropriate warning sign shall be posted on or near the panels in a clearly visible manner.
- B. On site power lines between solar panels and inverters shall be placed underground.
- C. The design of solar energy facilities buffers shall use materials, colors, textures, screening and landscaping, that will blend the facility into the natural setting and existing environment.
- D. If the solar energy facility consists of batteries or storage of batteries, adequate design must be provided to ensure all local, state and federal requirements regulating outdoor battery storage have been met.
- E. The applicant must obtain from NC Department of Transportation a driveway permit.
- F. A copy of the Purchase Power Application with the utility company that will be purchasing electricity from the proposed site shall be provided to the County Planning Department prior to the Duplin County Building Inspections issuing a permit.
- G. An affidavit or evidence of an agreement or property lease between the property owner and the facility's owner or operator confirming the owner or operator has permission of the

property owner to apply for the necessary permits for construction and operation of the solar energy facility.

- H. Any other relevant studies, reports, certificates and approval as may be reasonably required by the county.
- I. A description of the proposed technology to include type of solar panel and system, fixed mounted verses solar tracking, number of panels, and angles of orientation.
- J. An information sign shall be posted and maintained at the entrance(s) which lists the name and phone number of the operator.
- K. It is the responsibility of the parcel owner to remove all obsolete or unused systems within 12 months of cessation of operations. Reusable components are to be recycled whenever possible. Notification shall be sent to the County Planning Department prior to cessation of operations

SECTION VII - SITE PLAN / ELECTRICAL & STRUCTURAL DRAWINGS REQUIRED

- A. Owners or operators of solar energy facilities established after the effective date of this Ordinance shall present three copies of a site plan which conform to the standards of this Ordinance to the Duplin County Planning Department. The site plan shall depict and include improved areas, setbacks, panel sizes, location of property lines, buildings and road right of ways etc... in sufficient detail to illustrate the design and situation of the improvements on the property.
- B. The Planning Board shall review the site plan to insure conformity with the requirements of this Ordinance. No new solar energy facility shall be operated until the site plan has been approved by the Duplin County Planning Board; provided, however, that if the Planning Board has not taken action within ninety (90) days after the first Planning Board meeting after the submission of the site plan, said site plan will be deemed to be approved.
- C. The Planning Board may grant a variance to these requirements based upon good cause shown. Applications for such variance shall be made to the Duplin County Planning Department.
- D. Appeals of a Planning Board decision shall be to the Duplin County Board of Commissioners.
- E. Upon approval from the Duplin County Planning Board, as well as any other Federal, or State Agency the person, firm, or corporation shall be required to submit two (2) copies of the approved site plans, two (2) copies of the engineered electrical and structural plans to the Duplin County Building Inspections Department. Application for Electrical and Building Permits in accordance with applicable provisions of the General Statutes shall be due at the time of plan submittal to the Duplin County Building Inspections Department. After approval

of the Electrical and Structural drawings a permit may be issued for work to begin. Inspections will be made accordingly to the advancement of construction to assure compliance in accordance with applicable provisions of the General Statutes. After all inspections are completed, a certificate of compliance will be issued for the site.

SECTION VIII - VIOLATIONS

Any 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 \$500.00. If the offender fails to remedy the violation and pay any civil penalty within ten (10) days after being cited for said violation (or within the time prescribed by a citation if it provides for a longer period of time than ten days), the civil penalty may be recovered in a civil action in the nature of a debt. Civil penalties begin to accrue from the date of the first notice of violation.

This Ordinance may also be enforced by any appropriate equitable action authorized by law, including injunctive relief, whether or not there is an adequate remedy at law.

- (a) Each day that any violation continues, regardless of the date of notice, shall be considered a separate offense for purposes of the penalties and remedies specified in this section.
- (b) In such an event, civil penalties begin to accrue from the date of the first notice of violation. For continuing violations, the initial citation and requirement that the civil penalty be paid within the time prescribed therein shall be the only notice required to be given; and shall be deemed to be an on-going citation and notice for continuing violations after the date of the citation.
- (c) Any one, all, or any combination of the foregoing penalties and remedies may be used to enforce this Ordinance.

Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall not constitute a misdemeanor as provided in N.C. Gen. Stat. § 14-4, unless any specific penalty set forth elsewhere provides to the contrary.

Alternatives for Enforcement. In addition to the provisions of this section, any provision of this Ordinance or other ordinance of the County may be enforced by any one or more of the remedies authorized by N.C. Gen. Stat. § 153A-123, excluding misdemeanor charges as provided in N.C. Gen. Stat. § 14-4, unless any specific penalty set forth elsewhere provides to the contrary.

SECTION IX - ENFORCEMENT

- A. The enforcement officer shall be the Duplin County Planner or designee. The enforcement officer shall review site plans for compliance with this ordinance and may also visit the facilities occasionally to determine ongoing compliance with the ordinance. The

enforcement officer shall notify the Operator in writing of any deficiencies and the necessary steps that must be taken to bring the facility into compliance. If the Operator fails to bring the facility into compliance with this Ordinance, the enforcement officer, after consultation with the County Manager, shall institute the necessary steps to enforce this ordinance in accordance with the provisions of subsection B of this Section.

- B. This Ordinance may be enforced by an appropriate equitable remedy issuing from a court of competent jurisdiction. It may be enforced by injunction and order of abatement. The County may apply for a mandatory or prohibitory injunction and order of abatement commanding the violator to correct any unlawful condition upon or cease the unlawful use of property. The County may request an order of abatement as part of a judgment in the cause any may request the court to close, demolish or remove buildings or other structures or take any other action that is necessary to bring the solar energy facility into compliance with this Ordinance.

This Ordinance may be enforced by any one or more of the remedies authorized herein.

SECTION X - SEVERABILITY

If any section or part of this Ordinance should be held invalid for any reason, such determination shall not affect the remaining sections or parts, and to that end the provisions of this Ordinance are severable.

SECTION XI - EFFECTIVE DATE

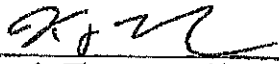
This Ordinance shall become effective upon adoption.

SECTION XII - GRANDFATHER CLAUSE

Any outstanding building permit for a solar farm in Duplin County valid at the time of adoption shall remain in force, and nothing in this Ordinance shall require a change of plans, construction, or designated use of any structure for which such permit has been issued.

Adopted this the 20th day of April, 2015

Duplin County Board of Commissioners

By: 
Kennedy Thompson, Chairman

Attest:


Mike Aldridge, Clerk to the Board

**ORDINANCE REGULATING
THE OPERATION AND MAINTENANCE OF
SOLAR ENERGY FACILITIES
IN
WAYNE COUNTY NC.**

**ADOPTED November 5, 2014
AMENDED January 19, 2016**

**ORDINANCE REGULATING THE OPERATION AND MAINTENANCE OF
SOLAR ENERGY FACILITIES IN WAYNE COUNTY NC**

WHEREAS, this Board desires to enact the following ordinance regulating the operation or maintenance of solar energy facilities in the unincorporated areas of Wayne County,

NOW, THEREFORE, BE IT ORDAINED by the Wayne County Board of Commissioners, as follows:

SECTION ONE. TITLE

This ordinance may be known and may be cited as "Ordinance Regulating the Operation and Maintenance of Solar Energy Facilities in Wayne County, N C."

SECTION TWO. PURPOSES AND OBJECTIVES

The purposes and objectives for which this ordinance is passed are as follows:

- A. To preserve the dignity and aesthetic quality of the environment in Wayne County.
- B. To preserve the physical integrity of land in close proximity to residential areas.
- C. To protect and enhance the economic viability and interests of the citizens and residents of Wayne County who have made substantial financial investments in homes, businesses, and industry in Wayne County.
- D. To facilitate the construction, installation, and operation of Solar Energy Facilities (SEFs) in the County of Wayne in a manner that minimizes the adverse impacts to forestry, agricultural, commercial and residential lands. This ordinance is not intended to abridge safety, health or environmental requirements contained in other applicable codes, standards, or ordinances. The provisions of this ordinance shall not be deemed to nullify any provisions of local, state or federal law.

SECTION THREE. DEFINITIONS

For the purpose of this ordinance, certain terms and words are hereby defined; words used in the present tense shall include the future; words used in the singular number shall include the plural number; and the plural the singular; and the word "shall" is mandatory and not discretionary.

Abandonment: to give up, discontinue, withdraw from. Any solar energy facility that ceases to produce energy on a continuous basis for 12 months will be considered abandoned.

Building: Any structure having a roof supported by columns or walls, and designated or intended for the shelter, support, enclosure or protection of persons, animals or chattels.

Decommissioning plan: A document that details the planned shut down or removal of a solar energy facility from operation or usage.

Fence: A continuous barrier extending from the surface of the ground to a uniform height of not less than six (6) feet from the ground at any given point, constructed of dirt, wood, stone, steel, or other metal, or any substance of a similar nature and strength.

Gate: A door or other device attached to a fence which, when opened, provides a means of ingress and egress of persons and things for which it was intended, and which, when closed, forms a continuous barrier as a part of the fence to which it is attached.

Improved Area: Area containing solar panels, electrical inverters, storage buildings and access roads.

Opaque Fence: A continuous opaque, unperforated barrier extending from the surface of the ground to a uniform height of not less than six (6) feet from the ground at any given point, constructed of dirt, wood, stone, steel, or other metal, or any substance of a similar nature and strength which will hide the solar energy facility.

Public Road: Any road or highway which is now or hereafter designated and maintained by the North Carolina Department of Transportation as part of the State Highway System, whether primary or secondary, hard-surfaced or other dependable roads which provide access to residential areas. Setbacks for improved areas shall be measured from the road right of way.

Residence: A building used as a dwelling for one or more families or persons.

Residential Area: Any area within one quarter 1/4th mile of a solar energy facility having twenty five or more dwellings.

Solar Energy Facility: An energy facility, an area of land, or a structural rooftop principally used to convert solar energy to electricity, which includes, but is not limited to, the use of one or more solar energy systems. This definition shall only include those facilities that sell electricity to be used off site.

SECTION FOUR. PROHIBITIONS

It shall be unlawful after the effective date of this Ordinance for any person, firm, or corporation, or other legal entity to operate, maintain or establish in any unincorporated area of Wayne County a solar energy facility which the site plan has not been approved by the Wayne County Planning Board. Modifications to an existing solar energy facility that increases the area by more than 20% of the original footprint or changes the solar panel type shall be subject to this ordinance.

SECTION FIVE. LOCATION

- A. All solar energy facilities must comply with the requirements established in the Wayne County Zoning Ordinance.
- B. All solar energy facilities shall be considered a special use in all areas of the county covered by the Seymour Johnson AFB Airspace Control Surfaces as defined in the 2011 Air Installation Compatible Use Zone (AICUZ) report or subsequent reports. Approval as a special use must be from the Wayne County Board of Adjustment.
- C. All improved areas, including disposal areas, shall be at least 60 feet from a public road and 25 feet from a fence line. In the event that an opaque fence is installed the setback may be reduced to 20 feet.
- D. Improved areas shall be at least 100 feet from any residence or church, measured from the principal building in a non-residential area. Improved areas shall be 50 feet from a residence or church, measured from the property line in a residential area.
- E. All access roads and storage areas shall be established on a 30' minimum easement to a public right of way.
- F. All solar energy facilities located in a residential area shall have a minimum landscape buffer of 25 feet. The buffer shall contain evergreen trees or bushes planted no more than 8 feet apart and at least 4' tall at time of planting. The buffer shall obtain a height of 10 feet within 3 growing seasons. The trees or bushes may be trimmed but no lower than a height of 10 feet. A buffer area will not be required between a solar energy facility and an industrial, agriculture, timber or commercial use. A planted buffer will not be required if an opaque fence is installed.

SECTION SIX. SECURITY

- A. Solar energy facilities shall be fenced completely as defined in Section Three above. The perimeter fence shall be designed to restrict unauthorized access. If a wire fence is used, vegetation above must be planted along the sides and adjoining a public road.
- B. Each owner, operator or maintainer of a solar energy facility to which this Ordinance applies, and who chooses to use vegetation as defined in Section Three above with wire fence, shall utilize good husbandry techniques with respect to said vegetation, including but not limited to, proper pruning, proper fertilizer, and proper mulching, so that the vegetation will reach maturity as soon as practical and will have maximum density in foliage. Dead or diseased vegetation shall be removed and must be replanted at the next appropriate planting time. Plants or grasses not part of landscaping shall be maintained by the facility operator not to exceed twelve inches in height

SECTION SEVEN. SUPPLEMENTAL REGULATIONS

- A. The manufacturers or installer's identification and appropriate warning sign shall be posted on or near the panels in a clearly visible manner.
- B. On site power lines between solar panels and inverters shall be placed underground.
- C. The design of solar energy facilities buffers shall use materials, colors, textures, screening and landscaping, that will blend the facility into the natural setting and existing environment.
- D. If the solar energy facility consists of batteries or storage of batteries, adequate design must be provided to ensure all local, state and federal requirements regulating outdoor battery storage have been met.
- E. The applicant must obtain from NC Department of Transportation a driveway permit.
- F. The design and construction of solar energy facilities shall not produce light emissions, either direct or indirect (reflective), that would interfere with pilot vision and/or traffic control operations as stated in section 3.2.2 of the 2011 AICUZ report.
- G. The design and construction of solar energy facilities shall not produce electrical emissions that would interfere with aircraft communications systems or navigation equipment as stated in Section 3.2.2 of the 2011 AICUZ report.
- H. A copy of the application to the utility company that will be purchasing electricity from the proposed site shall be provided to the County.
- I. An affidavit or evidence of an agreement between the lot owner and the facility's owner or operator confirming the owner or operator has permission of the property owner to apply for the necessary permits for construction and operation of the solar energy facility.
- J. Any other relevant studies, reports, certificates and approval as may be reasonably required by Wayne County.
- K. A description of the proposed technology to include type of solar panel and system, fixed mounted verses solar tracking, number of panels, and angles of orientation.
- L. An information sign shall be posted and maintained at the entrance(s) which lists the name and phone number of the operator.

SECTION EIGHT. SITE PLAN REQUIRED

- A. Owners or operators of solar energy facilities established after the effective date of this Ordinance shall present three copies of a site plan which conform to the standards of this Ordinance to the Wayne County Planning Board. The site plan shall include setbacks, panel sizes, and location of property lines, buildings and road right of ways.
- B. The Planning Board shall review the site plan to insure conformity with the requirements of this Ordinance. No new solar energy facility shall be operated until the site plan has been approved by the Wayne County Planning Board; provided, however, that if the Planning Board has not taken action within ninety (90) days after the first Planning Board meeting after the submission of the site plan, said site plan will be deemed to be approved.
- C. The Planning Board may grant a variance to these requirements based upon good cause shown. Applications for such variance shall be made to the Wayne County Planning Director.
- D. Prior to final inspection proof that a permit issued by the State in accordance with applicable provisions of the General Statutes has been issued.
- E. Appeals of a Planning Board decision shall be to the Wayne County Board of Commissioners.
- F. After initial departmental review, fifteen copies of the site plan in 18" x 24" format must be provided for the Planning Board meeting.

SECTION NINE: ABANDONMENT AND DECOMMISSIONING PLAN

A. Abandonment:

A SEF that ceases to produce energy on a continuous basis for 12 months will be considered abandoned unless the current responsible party (or parties) with ownership interest in the SEF provides substantial evidence (updated every 6 months after 12 months of no energy production) to the Planning Director or his designee of the intent to maintain and reinstate the operation of that facility. It is the responsibility of the responsible party (or parties) to remove all equipment and facilities and restore the Parcel to its condition prior to development of the SEF.

1. Upon determination of abandonment, the Zoning Administrator shall notify the party (or parties) responsible they must remove the SEF and restore the site to its condition prior to development of the SEF within three hundred and sixty (360) days of notice by the Planning Director or his designee.

2. If the responsible party (or parties) fails to comply, the Planning Director or his designee may remove the SEF, sell any removed materials, and initiate judicial proceedings or take any other steps legally authorized against the responsible parties to recover the costs required to remove the SEF and restore the site to a non-hazardous pre-development condition.

B. Decommissioning:

- a. A decommissioning plan signed by the party responsible for decommissioning and the landowner (if different) addressing the following shall be submitted prior to the issuance of the development permit.
 - i. Defined conditions upon which decommissioning will be initiated (i.e. end of land lease, no power production for 12 months, abandonment etc.)
 - ii. Removal of all non-utility owned equipment, conduit, structures, fencing, roads, solar panels and foundations.
 - iii. Restoration of property to condition prior to development of the SEF.
 - iv. The timeframe for completion of decommissioning activities.
 - v. Description of any agreement (e.g. lease) with landowner regarding decommissioning.
 - vi. The party currently responsible for decommissioning.
 - vii. Plans for updating this decommissioning plan.

SECTION TEN: AVIATION NOTIFICATION

- A. For consideration of potential impacts to Seymour Johnson AFB flying operations, notification of intent to construct an SEF shall be sent to the Seymour Johnson Base Commander or designated official 30 days before the regularly scheduled Planning Board meeting. Notification shall include location of SEF (i.e. map, coordinates, address, or parcel ID), technology (i.e. roof-mounted PV, ground-mounted fixed PV, tracked PV, solar thermal, etc.), and the area of system (e.g. 5 acres). Proof of delivery of notification and date of delivery shall be submitted with permit application.
- B. For consideration of potential impacts to civilian flight paths for airport operations located within five (5) nautical miles from an airport listed in the National Plan of Integrated Airport Systems, notification of intent to construct an SEF shall be sent to the airport manager or designated official and the Federal Aviation Administration's (FAA) Airport District office (ADO) with oversight of North Carolina. Notification shall include location of SEF (i.e. map, coordinates, address, or parcel ID), technology (i.e. roof-mounted PV, ground-mounted fixed PV, tracked PV, solar thermal, etc.), and the area of system (e.g. 5 acres). Proof of delivery of notification and date of delivery shall be submitted with permit application. The airport must be given 30 days for review.
- C. For consideration of potential impacts to civilian flight paths for airport operations located within five (5) nautical miles from an airport not listed in the National Plan of Integrated Airport Systems, except military airports, notification of intent to construct an SEF shall be sent to the airport manager or designated official. Notification shall include location of SEF (i.e. map, coordinates, address, or parcel ID), technology (i.e. roof-mounted PV, ground-mounted fixed PV, tracked PV, solar thermal, etc.), and the area of system (e.g. 5 acres). Proof of delivery of notification and date of delivery shall be submitted with permit application. The airport must be given 30 days for review.
- D. After receiving notification of intent to construct an SEF as described in Section Ten, B and C; if requested, the proponent of the SEF shall use the latest version of the Solar Glare Hazard Analysis Tool (SGHAT), per its user's manual to evaluate the solar glare aviation hazard, as indicated in D (i) and D (ii). The full report for each flight path and observation point, as well as the contact information for the zoning administrator, shall be sent to the authority indicated below at least 30 days prior to site plan approval. Proof of delivery of notification and date of delivery shall be submitted with permit application.
 - i. Airport operations at an airport in the National Plan of Integrated Airport Systems (NPIAS) within 5 nautical miles of the center of a proposed SEF: provide required SGHAT analysis information to the airport manager or designated official and the Federal Aviation Administration's (FAA) Airport District office (ADO) with oversight of North Carolina.
 - ii. Airport operations at airport *not* in the NPIAS, except military airports, as defined in Section Ten, subsection C, within 5 nautical miles of the center of proposed SEF: provide required SGHAT analysis information to the management of the airport for non-military airports.
- E. Proposed SEFs within the Seymour Johnson AFB Airspace Control Surfaces Area as defined in the 2011 Air Installation Compatible Use Zones (AICUZ) or subsequent AICUZ reports will be evaluated for potential impacts to Seymour Johnson AFB flying operations as described below.
 - i. After receiving notification of intent to construct as SEF as described in Section Ten, subsection D. (to include all SGHAT PV parameters), the Seymour Johnson Base Commander or designated official will notify the designated Wayne County official if the SGHAT needs to be utilized by the SEF proponent or not.
 - ii. If the SGHAT does not need to be utilized, the Seymour Johnson Base Commander or designated official will respond to the designated Wayne County official.
 - iii. If the SGHAT does need to be utilized, the SEF proponent shall contact the Seymour Johnson Base Commander or designated official to receive the military data needed for the SGHAT (e.g., locations, increments, and elevations of observation points, as well as air traffic control tower information). The SGHAT shall be used per its user manual and reports must be run over the entire calendar year (each time zone). Upon receiving the

SGHAT reports, the Seymour Johnson Base Commander or designated official will respond to the designated Wayne County official.

- F. Any applicable SEF design changes (e.g. module tilt, module reflectivity, etc.) after initial submittal shall be rerun in the SGHAT tool and the new full report shall be sent without undue delay to the contact specified in sections D.i, D.ii and E above for accurate records of the as-built system.

SECTION ELEVEN. VIOLATION SHALL BE A MISDEMEANOR

Any person, firm, corporation, or other entity who maintains or operates or who controls the maintenance of a solar energy facility in violation of this Ordinance shall be guilty of a misdemeanor and subject to prosecution, and if convicted, shall be punished by a fine not to exceed \$50.00 or by imprisonment not to exceed thirty (30) days, or both, in the discretion of the Court. Each day that said solar energy facility shall be maintained or operated in violation of this Ordinance shall constitute a separate and distinct offense.

SECTION TWELVE. ENFORCEMENT

- A. The enforcement officer shall be the Wayne County Planning Director or designee. The enforcement officer shall review site plans submitted under Section Seven and make appropriate recommendations to the Planning Board. The enforcement officer shall also visit the facilities by this ordinance at least once per year and if the facility does not conform to said ordinance shall discuss with the owner and/or operator the steps needed to bring the facility into compliance. If these steps are not taken, the enforcement officer shall notify the owner in writing of the steps that must be taken to bring the facility into compliance. If the owner or operator still fails to bring the facility into compliance with this Ordinance, the enforcement officer, after consultation with the County Manager, shall institute the necessary steps to enforce this ordinance in accordance with the provisions of subsection B of this Section. The enforcement officer shall also assist owners or operators of any solar energy facility in making plans to comply with this Ordinance.
- B. This Ordinance may be enforced by an appropriate equitable remedy issuing from a court of competent jurisdiction. It may be enforced by injunction and order of abatement. The County may apply for a mandatory or prohibitory injunction and order of abatement commanding the violator to correct any unlawful condition upon or cease the unlawful use of property. The County may request an order of abatement as part of a judgment in the cause any may request the court to close, demolish or remove buildings or other structures or take any other action that is necessary to bring the solar energy facility into compliance with this Ordinance.

This Ordinance may be enforced by any one or more of the remedies authorized herein.

SECTION THIRTEEN. SEVERABILITY

If any section or part of this Ordinance should be held invalid for any reason, such determination shall not affect the remaining sections or parts, and to that end the provisions of this Ordinance are severable.

SECTION FOURTEEN. EFFECTIVE DATE

This Ordinance shall become effective upon its adoption.

Adopted this the 5th day of November 2014

WAYNE COUNTY BOARD OF COMMISSIONERS

BY: _____
George Wayne Aycock, Chairman

ATTEST:

Marcia R. Wilson
Clerk to the Board

The COURIER-TRIBUNE

Solar farms added to county's development ordinance

By Larry Penkava lpenkava@courier-tribune.com Twitter: @larrypenkavaCT

Posted Aug 24, 2018 at 12:01 AM

Updated Aug 24, 2018 at 10:38 AM

ASHEBORO — The Randolph County Board of Commissioners approved the addition of solar farm guidelines to the Unified Development Ordinance.

During a special meeting held on Aug. 21, the commissioners unanimously agreed to add a definition of "solar farm facility," amend the table of permitted uses and add solar farm facility to special uses.

Planning Director Jay Dale told the commissioners that North Carolina is now ranked third in the nation in solar farm energy production. Several solar farms have been developed in Randolph County in the past few years.

According to the amendments, the Unified Development Ordinance now contains the following changes:

* Definition of Solar Energy Facility: An energy facility or area of land principally used to convert solar energy to electricity, which includes, but is not limited to, the use of one or more solar energy systems. This definition shall exclude those facilities that are installed on the roof of a building where residential or commercial production of electricity is not the primary use.

* The Table of Permitted Uses adds these requirements:

Screening and fencing: Solar Energy Facilities shall be enclosed by a fence not less than six feet in height which shall be approved by the planning director.
Solar Energy Facilities shall maintain a Level 2 buffer.

Under site plan requirements, solar energy facilities will include dimensions of the property and adjacent lots and streets; location, use and ownership of all existing and proposed buildings, and their dimensions; streets, traffic circulation

and parking areas with spaces; service areas, off-street loading facilities, service drives and dimensions thereon; location of all proposed landscaping, with property buffers between other uses and open spaces; location of all flood zones and streams; stormwater drainage and sanitary sewer where applicable; size and location of signs; erosion and sedimentation control plan; lighting plan; and signage.

The site management plan will require the applicant to submit a plan that will show scheduled maintenance of the property (trimming of vegetation, routine maintenance of the equipment etc.).

The decommissioning plan will require the applicant to submit a plan defining conditions upon which decommissioning will be initiated (i.e. end of land lease, no power production for 12 months, abandonment etc.).

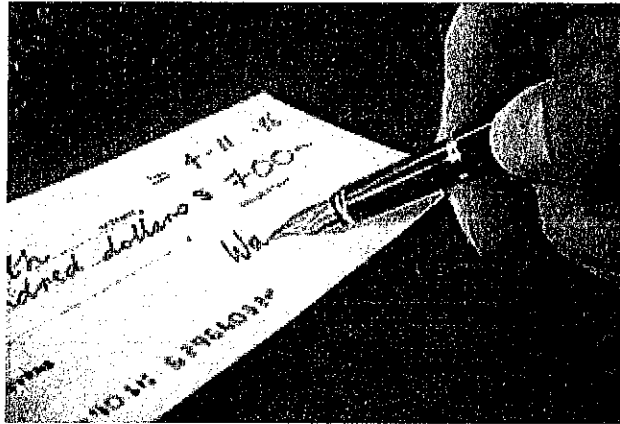
Furthermore, there must be a form of surety equal to 100 percent of the cost of decommissioning under the plan, as estimated by a North Carolina licensed engineer under seal, and approved by the county planning director and county attorney, either through cash, a surety performance bond, irrevocable letter of credit or other instrument readily convertible into cash at face value, either with the county or in escrow with a financial institution designated as an official depository of the county. This surety shall be retained by the county to cover the cost of the decommissioning requirements.

The commissioners unanimously approved the amendments.

Changes could be coming to Brunswick County's solar farm regulations

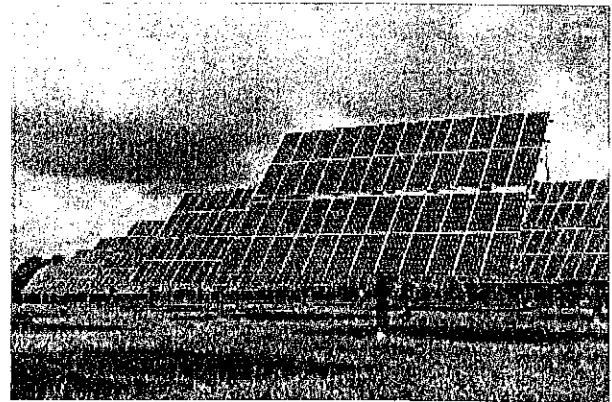
portcitydaily.com/local-news/2017/09/28/changes-could-be-coming-to-brunswick-countys-solar-farm-regulations-nws

September 28, 2017



BRUNSWICK CO. — Brunswick County is considering strengthening its regulations when it comes to solar farms, and is currently seeking input from the N.C. Clean Energy Technology Center and the N.C. Sustainable Energy Association regard to solar farms, and regulations.

The Brunswick County Planning Board is holding a public hearing Oct. 9 at 6 p.m. The meeting is being held by the Brunswick County Planning Board regarding the proposed revisions to solar farm requirements in the county's Unified Development Ordinance (UDO).



Solar farms in Brunswick County could face new requirements if approved (Port City Daily photo/FILE)

The UDO serves several purposes according to the document, including promoting health, safety and general welfare of the residents of Brunswick County.

The UDO, which was revised and readopted in 2015, currently has few requirements for solar farms; the proposed changes would increase regulations. According to the UDO, a solar farm is defined as, "An area of land designated ... for the sole purpose of deploying photovoltaic power and generating electric energy."

Brunswick County provided Port City Daily with a preliminary revised plan, and it should be noted that things could change before the Planning Board's public hearing.

As it stands now, there are no size maximums for solar farms in Brunswick County, but if approved, the new regulation for restrict farm sizes to 35 acres maximum.

The setback requirements would also be expanded from the current one sentence, "Solar farms shall meet the minimum zoning setbacks for the zoning district in which located."

The revised setbacks would be more specific.

Screening and buffering requirements would also be spelled out in the revised UDO if approved and maintenance and security plans were not included in the original UDO but now would be required for all solar farm facilities, according to preliminary documents.

One of the biggest proposed changes to the UDO would be the requirement of an extensive decommissioning plan which would be updated every three years, or upon the transfer of property. The new requirements would force the decommissioning of a solar farm if no electricity is produced for a continuous 12-month period.


While there have not been any specific problems due to solar farms, the county is being proactive in an attempt to ensure smart growth of the solar farm industry, according to Mike Hardgett, Brunswick County planning director.

Michael Praats can be reached at Michael.p@localvoicemedia.com



| BUSINESS | NEWS | NATION/WORLD | COLLEGE | LETTERS |
|--|---|---|---|---|
| State asks people to resubmit emailed Buck Steam Station comments | State legislative work nearing an end, for now | US House passes sweeping police overhaul; future in | Area Sport Briefs: Longtime Catawba coach Haggerty dies | Letter: New site for 'Fame' makes sense |

County commissioners press pause on new solar farms in Rowan

 (<https://www.salisburypost.com/author/terrence.jefferies/>)
By Terrence Jefferies
(<https://www.salisburypost.com/author/terrence-jefferies/>)
Email the author
(mailto:terrence.jefferies@salisburypost.com)

Published 12:00 am Tuesday, October 8, 2019

SALISBURY – The Rowan County commissioners on Monday approved a six-month moratorium on applications to establish or expand ground-mounted solar energy systems in the county’s planning jurisdiction.

The moratorium will be in effect from now until April 7 to allow the Rowan County Planning Board ample time to study issues related to solar energy systems, consider development standards and formulate recommendations for text amendments to the county’s zoning ordinance.

The moratorium does not affect solar panels mounted on houses or residential property. It also does not affect projects that have already been submitted.

The moratorium was presented by Planning and Development Director Ed Muire, who said a public hearing was scheduled last month.

The county commissioners offered their questions and concerns as well as giving advice about what to do during the moratorium.

"It would be helpful to know some of the counties who have been successful in this," Commissioner Judy Klusman said. "When you've talked to other counties, let us know."

A number of residents also showed up to share their concerns, with several noting that a large solar farm is planned on more than 400 acres in western Rowan County.

"Is the energy benefit greater than the natural resource it replaces? Is it wise to cover hundreds, possibly thousands, of acres of productive farmland with massive solar plates?" Claudia Garner asked. "This area of the county is rich in farmland, close-knit communities, and homes that families can pass down for many generations."

Garner also posed questions relating to environmental issues, construction, maintenance, decommissioning and the long-term effects of solar energy systems.

Ron Webb expressed concerns Monday as well, getting emotional near the end of his statement.

"I just think we need to get stricter guidelines. They are coming to our county and just walking all over us, and I love this county," Webb said. "I want to see my grandkids grow up in a beautiful county like I have."

Marian Rollins posed questions about climate change.

"How will it change when we deforest more of our land?" Rollins asked. "We can't control all of that, but we can set parameters."

The moratorium will be applied to any project in Rowan County's planning jurisdiction that submits an application for a building or electrical permit, soil erosion and sedimentation control plan, conditional-use or zoning permit, to establish or expand a ground-mounted solar energy facility in excess of 6,000 square feet in area related to appropriate zoning district designation and process for consideration of applications.

It does not apply in the municipal limits or extraterritorial jurisdictions of cities and towns in the county.

The following is a schedule for actions during the moratorium:

October-November

- Committee B of the Planning Board will study information and material relative to zoning districts, process, setbacks and screening.
- Committee B and staff will prepare draft text amendments to the Rowan County Zoning Ordinance.

December

- Committee B will provide its draft text amendments to the Rowan County Planning Board for consideration.

January

- Planning staff will provide draft text amendments to the county commissioners for direction and guidance.

January-February

- The Planning Board will conduct a hearing on the draft text amendments and provide its recommendation to the commissioners.

March

- The Board of Commissioners will schedule a public hearing on the Planning Board's recommended draft text amendments.

April 6

- The commissioners will hold a public hearing on proposed changes.

6/26/2020

County to draft new solar power ordinance | News | greensboro.com

https://www.greensboro.com/rockingham_now/news/county-to-draft-new-solar-power-ordinance/article_89080b4a-94d3-11e6-a93d-4bbd0f6b4a5c.html

County to draft new solar power ordinance

By Joe Dexter jdexter@rockinghamnow.com
Oct 22, 2016

WENTWORTH— The Rockingham County Board of Commissioners voted unanimously Monday night to direct county staff to present new rules and regulations for solar permits.

https://www.greensboro.com/rockingham_now/news/county-to-draft-new-solar-power-ordinance/article_89080b4a-94d3-11e6-a93d-4bbd0f6b4a5c.html

The ordinance will be developed by County Manager Lance Metzler alongside county planning and zoning. It could change the developmental standards associated with the aesthetic appearance, construction and the location or placement of solar farm facilities in the future.

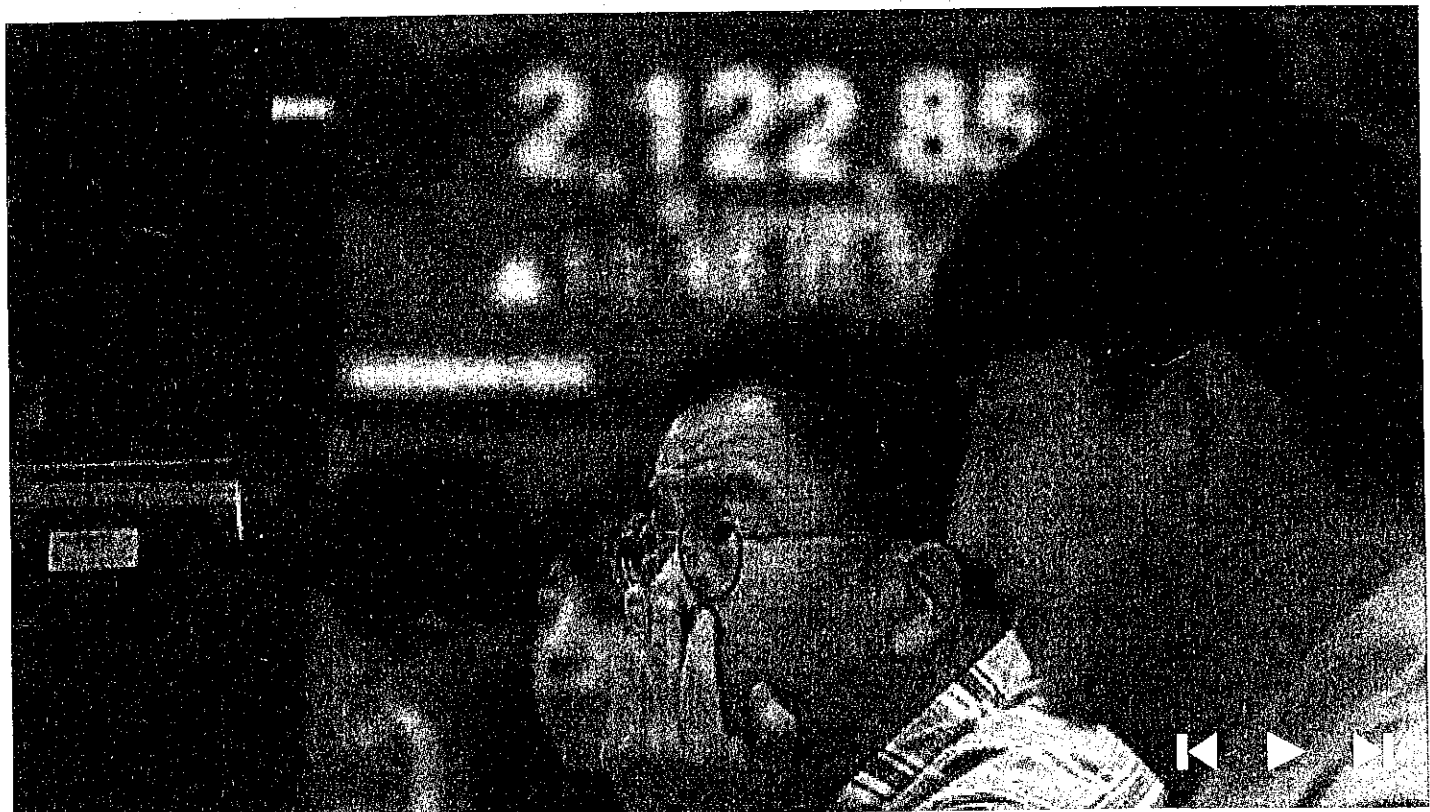
The draft will allow potential solar farmers to submit a special use permit for solar energy systems without being subject to the new ordinances until they're officially adopted through a commissioner vote.

The board discussed imposing a six-month moratorium, which was the subject of a public hearing on Monday. The resolution would have put a hold on the issuance of special use permits and the construction of solar farms in unincorporated areas of the county.

Anyone that would have applied for a special use solar farm permit during that six-month span would have been subject to the rules and regulations of a new ordinance once the moratorium was lifted.

"I want to be fair to the individuals who have put all the time and effort into planning," said Commissioner Keith Duncan during the public hearing portion of the meeting. "They shouldn't be penalized in my opinion, because of the decision we make, if they are already making progress towards getting in an application. We already know we have a couple of those cases in question."

Planning Coordinator Tonya Caddle told the board during the public hearing that currently zero applications are awaiting approval for special use solar farm permits.



Banks lead stocks lower after the Fed caps their dividends

[READ MORE >>](#)

The solar farm placement issue arose after the Rockingham County Board voted on Aug. 15 to approve a rezoning request from Charlotte-based NARENCO and its 362-acre property at the intersection of Church Street and U.S. 158.

Officials began discussing putting a moratorium in place after concerns arose over losing prime tax money to properties with a solar equipment infrastructure.

According to North Carolina General Statute 105-275 section 45, 80 percent of the appraised value of a solar energy electric energy system – which is defined as all equipment used directly and exclusively for the conversion of solar energy to electricity – is excluded from the tax base.

The current ordinance regarding special use permits for solar energy systems was written in 2008. It does not have specific requirements regarding the decommissioning of solar farms or the removal of obsolete solar panels.

Eight applications for large scale solar farms to obtain a special use permit to construct and operate a solar energy system have been approved since 2012.

Contact Joe Dexter at (336) 662-7311, and follow @DexterJoe_RCN on Twitter.

"I want to be fair to the individuals who have put all the time and effort into planning. They shouldn't be penalized in my opinion, because of the decision we make, if they are already making progress towards getting in an application. We already know we have a couple of those cases in question."

—Rockingham County Commissioner Keith Duncan

Joe Dexter

Joe Dexter is a staff writer for RockinghamNow and covers Reidsville, Wentworth, courts, crime and government.



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.b.

Bids for Solid Waste/Scale House

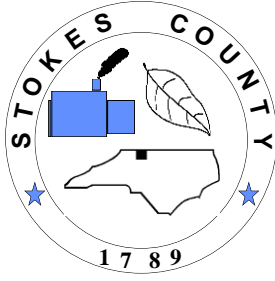
Contact: Glenda Pruitt Support Services Supervisor

Summary:

Bids received for Solid Waste/Scale House construction.

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------|-------------|------------|
| Memo | 7/8/2020 | Cover Memo |
| Bids Received | 7/8/2020 | Cover Memo |



Stokes County
Purchasing Department

Memorandum

To: Board of Commissioners

From: Glenda Pruitt, Support Services Supervisor

Date: July 7, 2020

Re: Approval for bids Solid Waste/Scale House

Bid proposals for the solid waste/scale house were received, publicly opened and read aloud by Perry Peterson with Peterson Gordon Architects on July 2, 2020 @ 3:00 p.m. in the Stokes County Board of Commissioners Chambers. Ricky Bennett and myself were in attendance along with representatives from contractors. Attached are the bids received listing each contractor and the base bid submitted. I am asking the board to approve Colt Simmons Construction as the construction contractor of this project with the base bid of \$97,400.00.

Stokes County Scale Building, Germanton, NC

Bids for General Contract

July 2, 2020

| Company Name | License # | Base Bid |
|---|-----------|----------|
| Colt Simmons Construction Mt. Airy, NC | 62784 | 97,400 |
| Hugh G. Strickland, Inc. Advance, NC | 2874 | 148,760 |
| Garanco, Inc. Pilot Mountain, NC | 34928 | 112,200 |

Certified by: 
Perry Peterson

7-2-20
Date



Board of County Commissioners

July 13, 2020

6:00 PM

Item number: VI.c.

Walnut Cove Green Box Site Update

Contact: Jake Oakley

Summary:

Over the last year we have been doing our best to acquire the land to make the existing green box site in Walnut Cove more user friendly and safe to the public. After a lengthy process of attempting to acquire the land the Board approved purchase agreements to attempt to move forward with this project. Perry Peterson with Peterson Gordon Architects along with Engineering firms assessed the site and gave a rough estimate of cost to complete this. The original budgeted amount was \$300,382.00 total for land acquisition and construction. They are estimating the cost will be around \$540,000.00 for hauling in additional dirt, compaction, grading, and soil testing. This amount does not include any other associated cost. My recommendation to the Board due to the excessive cost related to the existing site is to allow us to look for an additional site. In my opinion and after some preliminary inspections of some available properties close by it appears it will be much more cost effective to relocate the site completely.



Board of County Commissioners

July 13, 2020

6:00 PM

Item number: VI.d.

Moratock Park Parking/Overcrowding

Contact: Mark Delehant and Jake Oakley

Summary:

We have attached a proposal for easing the pressure of parking at Moratock Park and allowing the public to utilize the field area for parking that has been used for many years during the Stokes Stomp. This will stop the parking on the road and allow everyone entering and exiting their vehicles a safer option as well as not to hinder the travel on Sheppard Mill Road. Another issue at the park is the overcrowding that I will go into more discussion about at the meeting.

ATTACHMENTS:

| Description | Upload Date | Type |
|----------------------|-------------|------------|
| Proposed Parking Map | 7/7/2020 | Cover Memo |

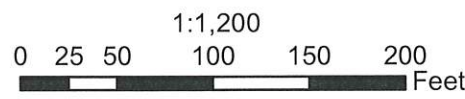


Disclaimer
 This map was prepared using the most reliable sources from government and private industry sources. There are no guaranties (implied or expressed) regarding this map by the Stokes County Mapping/GIS Department. Furthermore, the Stokes County Mapping/GIS Department shall not be held responsible to any party, under any circumstance for damages arising from the use or misuse of this map. Any and all errors brought to our attention will be corrected in later revisions.

Stokes County GIS Mapping

Tax Map

97 Parking Spaces -
Field Parking - pull in drive straight out
Reducing chance of spin out if wet



1:1,200

Printed
 Date: 6/30/2020



8x11 L



Board of County Commissioners

July 13, 2020

6:00 PM

Item number: VI.e.

Tax Administration Monthly Report

Contact: Richard Brim, Tax Administrator

Summary:

Discussion:

1. Monthly Reports for the month of June 2020.
 - a. Tax Collections Status Report FY 2019-2020.
 - b. Discovery and Garnishment Report.
 - c. EMS Billings and Collections.
 - d. DataMax (Interstate Collections & NC Debt Setoff).
 - e. Real and Personal Releases less than \$100.00 per N.C.G.S. 105-381(b).
 - f. Real and Personal Refunds less than \$100.00 per N.C.G.S. 105-381(b).
2. Real and Personal Releases more than \$100.00.
3. Real and Personal Refunds more than \$100.00.
4. Present-Use Value Late Application.
5. Hauser Road (SR 1183). (Requesting this item to be moved to the Action Agenda for Approval).

Items for Approval on July 27, 2020.

1. Real and Personal Releases more than \$100.00.
2. Real and Personal Refunds more than \$100.00.
3. Present-Use Value Late Application.

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------|-------------|------------|
| Tax Office | 7/7/2020 | Cover Memo |

TAX COLLECTION STATUS REPORT
TOTAL AMOUNT COLLECTED BY MONTH FY 2019-2020

| CURRENT 2019 TAX | COUNTY REG & MV | SCHOOL OPERATING EXP | USE VALUE TAX BILLS | INTEREST PEN & FEES | DOGS | KING (FIRE) | RURAL HALL (FIRE) | WALNUT COVE (FIRE) | SERVICE (FIRE) | CITY OF KING | TOWN OF WALNUT COVE | DANBURY | EDU DEBT BLDG FUND |
|-----------------------------|--------------------------------|---------------------------------|--------------------------------|------------------------------------|--------------|------------------------|------------------------------|-------------------------------|---------------------------|-------------------------|--------------------------------|----------------|-------------------------------|
| JULY | 282,215.69 | 325,652.79 | 1,530.57 | 279.41 | 1,386.05 | 12,334.01 | 1,895.81 | 8,413.77 | 39,265.03 | 80,279.63 | 7,484.45 | 346.96 | 39,343.75 |
| AUGUST | 5,178,996.08 | 5,971,424.56 | 7,933.01 | 1,607.82 | 10,186.12 | 212,846.56 | 39,283.66 | 131,170.32 | 738,352.98 | 1,391,764.90 | 270,990.78 | 15,659.86 | 720,015.09 |
| SEPTEMBER | 334,544.02 | 385,921.65 | 1,855.25 | 560.93 | 1,882.59 | 10,844.07 | 2,264.40 | 6,682.74 | 47,207.92 | 124,151.48 | 13,312.93 | 828.75 | 46,622.62 |
| OCTOBER | 177,581.08 | 207,425.87 | 7,704.24 | 1,716.90 | 1,142.23 | 7,266.59 | 1,709.04 | 4,855.28 | 28,680.91 | 30,854.91 | 11,418.55 | 1,553.33 | 25,467.92 |
| NOVEMBER | 224,463.92 | 259,381.61 | 4,916.83 | 1,135.38 | 974.12 | 8,476.26 | 1,238.78 | 6,898.97 | 34,037.32 | 54,090.98 | 10,698.70 | 1,463.01 | 31,585.67 |
| DECEMBER | 1,059,627.21 | 1,220,775.21 | 5,423.55 | 1,489.31 | 3,535.19 | 34,892.84 | 8,322.01 | 37,692.35 | 161,709.46 | 198,225.04 | 73,392.01 | 6,083.22 | 147,558.32 |
| JANUARY | 2,448,085.67 | 2,823,769.51 | 5,202.82 | 8,011.08 | 2,596.96 | 31,137.92 | 6,820.45 | 24,347.47 | 575,412.80 | 173,027.45 | 52,216.85 | 2,851.81 | 340,923.62 |
| FEBRUARY | 103,860.18 | 119,965.01 | 970.38 | 8,131.76 | 389.73 | 3,561.98 | 397.24 | 3,124.67 | 20,203.72 | 8,356.90 | 984.47 | 424.94 | 14,960.08 |
| MARCH | 213,001.75 | 246,799.82 | 4,811.34 | 19,685.85 | 1,174.95 | 9,279.71 | 1,361.00 | 7,568.56 | 34,873.77 | 32,946.85 | 4,317.45 | 360.91 | 31,100.72 |
| APRIL | 49,314.31 | 56,282.43 | - | 5,880.63 | 113.36 | 1,211.46 | 232.06 | 1,107.00 | 8,922.66 | 8,842.33 | 2,907.74 | - | 7,119.37 |
| MAY | 47,478.57 | 56,110.38 | 3,784.04 | 6,615.89 | 66.59 | 909.89 | 190.09 | 1,638.86 | 7,626.11 | 17,663.23 | 1,644.61 | 104.92 | 7,318.97 |
| JUNE | 28,604.61 | 35,035.59 | 3,843.74 | 5,501.44 | 102.00 | 852.29 | 191.47 | 915.64 | 5,539.52 | 6,537.16 | 103.36 | 603.02 | 4,665.67 |
| SUB TOTAL | \$ 10,147,773.09 | \$ 11,708,544.43 | CONT'D | CONT'D | \$ 23,549.89 | \$ 333,613.58 | \$ 63,906.01 | \$ 234,415.63 | \$ 1,701,832.20 | \$ 2,126,740.86 | \$ 449,471.90 | \$ 30,280.73 | CONT'D |
| BUDGET AMT | \$ 10,048,919.00 | \$ 11,584,170.00 | CONT'D | CONT'D | \$ 30,000.00 | \$ 331,879.00 | \$ 64,745.00 | \$ 235,082.00 | \$ 1,668,185.00 | | | | CONT'D |
| BALANCE | \$ (98,854.09) | \$ (124,374.43) | | | \$ 6,450.11 | \$ (1,734.58) | \$ 838.99 | \$ 666.37 | \$ (33,647.20) | | | | |
| PERCENTAGE | 100.98% | 101.07% | | | 78.50% | 100.52% | 98.70% | 99.72% | 102.02% | | | | |

| PRIOR | COUNTY REG & MV | SCHOOL OPERATING EXP | USE VALUE TAX BILLS | INTEREST PEN & FEES | DOGS | KING (FIRE) | RURAL HALL (FIRE) | WALNUT COVE (FIRE) | SERVICE (FIRE) | CITY OF KING | TOWN OF WALNUT COVE | TOWN OF DANBURY | EDU DEBT BLDG FUND |
|--------------|--------------------------------|---------------------------------|--------------------------------|------------------------------------|-------------|------------------------|------------------------------|-------------------------------|---------------------------|-------------------------|--------------------------------|----------------------------|-------------------------------|
| JULY | 60,343.17 | 30,668.90 | - | 15,141.58 | 50.95 | 1,181.15 | 109.03 | 878.80 | 7,486.00 | 8,164.23 | 1,351.27 | 166.91 | 6,554.82 |
| AUGUST | 35,896.66 | 18,139.79 | - | 11,518.68 | 202.09 | 619.12 | 175.34 | 578.84 | 4,021.48 | 7,315.81 | 1,076.03 | - | 3,970.14 |
| SEPTEMBER | 34,171.84 | 13,349.57 | - | 13,543.68 | 106.62 | 298.32 | 112.38 | 365.63 | 4,158.57 | 6,067.60 | 160.37 | - | 3,610.99 |
| OCTOBER | 61,435.14 | 18,691.98 | - | 19,918.75 | 156.00 | 568.07 | 474.85 | 801.02 | 7,708.24 | 2,424.51 | 461.02 | - | 6,054.12 |
| NOVEMBER | 30,134.59 | 12,754.46 | - | 11,376.63 | 38.60 | 570.64 | 64.84 | 340.13 | 3,970.62 | 1,960.55 | 636.75 | 546.64 | 3,120.03 |
| DECEMBER | 38,166.70 | 15,220.64 | - | 14,245.37 | 139.08 | 494.87 | 639.25 | 451.69 | 4,333.91 | 4,413.21 | 87.12 | - | 4,104.75 |
| JANUARY | 31,892.34 | 13,674.90 | - | 10,601.50 | 12.45 | 428.26 | 210.46 | 901.38 | 3,070.09 | 7,373.70 | 568.80 | - | 3,367.20 |
| FEBRUARY | 47,696.65 | 16,116.23 | - | 20,629.26 | 24.00 | 114.06 | 167.95 | 1,051.08 | 5,963.09 | 1,487.95 | 3,710.95 | 18.71 | 5,133.10 |
| MARCH | 67,705.74 | 18,869.22 | - | 33,179.30 | 178.79 | 403.65 | 56.90 | 2,187.34 | 7,597.76 | 3,568.66 | 463.09 | 131.65 | 6,963.74 |
| APRIL | 23,249.51 | 10,161.47 | - | 12,138.37 | 35.71 | 217.36 | 106.45 | 491.29 | 2,232.06 | 3,995.31 | 3,547.42 | - | 2,663.70 |
| MAY | 32,932.82 | 12,144.58 | - | 13,762.97 | 18.00 | 217.31 | 379.26 | 512.09 | 4,108.89 | 1,848.38 | 540.75 | 0.48 | 3,583.68 |
| JUNE | 36,621.50 | 8,260.59 | - | 18,604.35 | 6.00 | 1,053.63 | 85.55 | 573.06 | 3,307.35 | 1,984.94 | 361.75 | 106.93 | 3,583.17 |
| SUB TOTAL | \$ 500,246.66 | \$ 188,052.33 | \$ 47,975.77 | \$ 255,276.84 | \$ 968.29 | \$ 6,166.44 | \$ 2,582.26 | \$ 9,132.35 | \$ 57,958.06 | \$ 50,604.85 | \$ 12,965.32 | \$ 971.32 | \$ 1,469,391.24 |
| BUDGET AMT | \$ 400,000.00 | \$ 200,000.00 | \$ 40,000.00 | \$ 198,490.00 | \$ 1,000.00 | \$ 5,000.00 | \$ 600.00 | \$ 6,000.00 | \$ 42,000.00 | | | | \$ 1,395,683.00 |
| BALANCE | \$ (100,246.66) | \$ 11,947.67 | \$ (7,975.77) | \$ (56,786.84) | | \$ (1,166.44) | \$ (1,982.26) | \$ (3,132.35) | \$ (15,958.06) | | | | \$ (73,708.24) |
| PERCENTAGE | 125.06% | 94.03% | 119.94% | 128.61% | 96.83% | 123.33% | 430.38% | 152.21% | 138.00% | | | | 105.28% |

COUNTY OF STOKES

Richard T. Brim
Tax Administrator



Phone (336) 593-2811

TAX ADMINISTRATION

Fax (336) 593-4019

Post Office Box 294 • 1014 Main Street • Government Center • Danbury, NC 27016

Date: July 1, 2020

To: Board of County Commissioners


From: Richard T. Brim, Tax Administrator

Reference: Discovery and Garnishment Report

Tax Administration Report - (Fiscal Year 2019/2020)

| Discoveries | Audit Dates | # of Accounts | Total Value | Taxes Due |
|--|------------------|----------------|----------------------|------------------|
| Business and Personal Property Discovery Report for Quarter* | 4/1/20 - 6/30/20 | 48 | 100,733 | \$825.69 |
| Total Business and Personal Discoveries Billed for FY* | 7/1/19 - 6/30/20 | 438 | 6,026,570 | \$58,695.24 |
| *Report to the Board in accordance with GS 105-312(b) | | | | |
| Garnishments** | Dates | Total Accounts | Original Levy Amount | Collected Amount |
| Total Amount Collected for Quarter | 4/1/20 - 6/30/20 | 74 | \$54,510.11 | \$8,358.87 |
| Total Amount Collected for FY | 7/1/19 - 6/30/20 | 624 | \$319,145.53 | \$189,168.84 |
| **Detailed report can be submitted upon request by Board | | | | |

Sincerely,


Richard T. Brim
Tax Administrator

7/7/20
Date

COUNTY OF STOKES

Richard T. Brim
TAX ADMINISTRATOR
Cheryl C. Hill
ASST. TAX COLLECTOR



Shellie Booe
Tax/EMS Collection Clerk
Lisa Beasley
Tax/EMS Collection Clerk

Phone (336) 593-2425

TAX ADMINISTRATION

Fax (336) 593-4015

Post Office Box 57 • 1014 Main Street • Administration Building • Danbury, NC 27016

July, 2020

To: Stokes County Board of Commissioners

From: Richard T. Brim, Tax Administrator

Re: EMS Billing & Collections

The following report to the Stokes County Board of Commissioners shows the Stokes County Emergency Medical Services collections (current and delinquent) for Fiscal Year 2019-2020. This report provides each month's activities including number of transports billed, amount charged, amount collected and amount of contractual obligations.

Current and Delinquent EMS Billings

| <u>Month</u> | <u>Transports Billed</u> | <u>Charged</u> | <u>Collected</u> | <u>Medicare/ Medicaid Contractual *</u> | <u>Other Contractual*</u> |
|-----------------|--------------------------|----------------|------------------|---|-------------------------------|
| JULY, 2019 | 341 | \$220,935.20 | \$110,794.14 | \$49,928.29 | \$1,352.07 |
| AUGUST, 2019 | 249 | \$162,068.15 | \$98,346.76 | \$74,515.01 | \$2,772.08 |
| SEPTEMBER, 2019 | 567 | \$365,276.60 | \$104,423.49 | \$52,457.24 | \$1,795.89 |
| OCTOBER, 2019 | 304 | \$200,273.90 | \$166,935.95 | \$124,992.36 | \$1,000.64 |
| NOVEMBER, 2019 | 236 | \$134,373.60 | \$78,823.77 | \$40,406.52 | \$490.82 |
| DECEMBER, 2019 | 323 | \$194,249.80 | \$116,042.69 | \$62,874.50 | \$724.73 |
| JANUARY, 2020 | 457 | \$282,846.90 | \$144,185.41 | \$67,343.42 | \$475.65 |
| FEBRUARY, 2020 | 203 | \$124,419.05 | \$127,500.71 | \$63,396.95 | \$55,224.04 |
| MARCH, 2020 | 555 | \$340,515.90 | \$143,321.13 | \$68,005.29 | \$1,245.32 |
| APRIL, 2020 | 319 | \$192,473.00 | \$142,147.93 | \$78,876.09 | \$519.42 |
| MAY, 2020 | 439 | \$265,657.95 | \$137,673.32 | \$72,983.45 | \$2,271.40 |
| JUNE, 2020 | 308 | \$189,471.80 | \$137,315.96 | \$54,184.31 | \$1,405.26 |
| TOTALS: | 4,301 | \$2,672,561.85 | \$1,507,511.26 | \$809,963.43 | \$69,277.32 |

*contractual obligation, amount for which the patient cannot be billed.

Richard T. Brim
TAX ADMINISTRATOR

DataMax (Interstate Collections & NC Debt Setoff)

| <u>Vehicle Taxes</u> | April 2020 | May 2020 | June 2020 |
|--|--------------------|------------|-------------|
| Month to Date Collected | \$611.51 | \$50.70 | \$142.67 |
| # of Accounts Collected | 23 | 1 | 2 |
| Month to Date Cancelled | \$2,724.16 | \$122.68 | \$237.59 |
| # of Accounts Cancelled | 74 | 2 | 3 |
| <u>Property Taxes</u> | April 2020 | May 2020 | June 2020 |
| Month to Date Collected | \$3,349.41 | \$468.81 | \$70.46 |
| # of Accounts Collected | 59 | 7 | 2 |
| Month to Date Cancelled | \$3,760.01 | \$0.00 | \$10.54 |
| # of Accounts Cancelled | 52 | 0 | 1 |
| <u>EMS</u> | April 2020 | May 2020 | June 2020 |
| Month to Date Collected | \$20,344.44 | \$2,387.23 | \$4,682.01 |
| # of Accounts Collected | 143 | 22 | 28 |
| Month to Date Cancelled | \$330,533.51 | \$2,728.90 | \$88,104.33 |
| # of Accounts Cancelled | 796 | 10 | 201 |
| Total Collected (April - June 2020) | | | |
| Vehicle Taxes | \$804.88 | | |
| Property Taxes | \$3,888.68 | | |
| EMS | \$27,413.68 | | |
| Grand Total (April - June 2020) | \$32,107.24 | | |

Sincerely,

Richard T. Brim

Richard T. Brim
Tax Administrator

7/7/20

Date

STOKES COUNTY TAX ADMINISTRATION RELEASE REPORT FOR JUNE, 2020

REAL AND PERSONAL PROPERTY RELEASES LESS THAN \$100 PER NCGS 105-381(b)

| <u>NAME</u> | <u>ADDRESS</u> | <u>BILL NUMBER</u> | <u>AMOUNT</u> |
|---------------------------|---|--------------------|---------------|
| HENDRIX, WILLIAM FRANKLIN | 1190 GEEPS TRAIL RD, KING, NC 27021 | 863672-2020-2019 | \$12.51 |
| CLARK, JEFFREY ALAN | 1140 DODSON RIDGE RD, WALNUT COVE, NC 27052 | 863882-2020-2019 | \$83.14 |

TOTAL AMOUNT
\$95.65

Richard T. Brim
RICHARD T. BRIM
TAX ADMINISTRATOR

7/7/20
DATE

STOKES COUNTY TAX ADMINISTRATION REFUND REPORT FOR JUNE, 2020

REAL AND PERSONAL PROPERTY REFUNDS LESS THAN \$100 PER NCGS 105-381(b)

| <u>NAME</u> | <u>ADDRESS</u> | <u>BILL NUMBER</u> | <u>LEDGER</u> | <u>AMOUNT</u> |
|---|-----------------------------------|--------------------|---------------|---------------|
| BYERS, EDWARD CARY BYERS, SUSAN TILLEY | 2228 FRYE RD, WESTFIELD, NC 27053 | 8416-2019-2019 | 100.4140.390 | \$1.57 |
| | | | 112.3100.160 | \$1.80 |
| | | | 209.3100.160 | \$0.43 |
| | | | 211.3100.160 | \$0.21 |
| BYERS, EDWARD CARY BYERS, SUSAN TILLEY | 2228 FRYE RD, WESTFIELD, NC 27053 | 8416-2018-2018 | 100.4140.390 | \$2.10 |
| | | | 112.3100.160 | \$2.10 |
| | | | 209.3100.160 | \$0.55 |
| | | | 211.3100.160 | \$0.27 |

TOTAL AMOUNT \$9.03

Richard T. Brim 7/1/20
 RICHARD T. BRIM DATE
 TAX ADMINISTRATOR

Julia E Edwards 7/1/20
 JULIA EDWARDS DATE
 FINANCE DIRECTOR

STOKES COUNTY TAX ADMINISTRATION RELEASE REPORT FOR JUNE, 2020

REAL AND PERSONAL PROPERTY RELEASES MORE THAN \$100

| <u>NAME</u> | <u>ADDRESS</u> | <u>BILL NO.</u> | <u>AMOUNT</u> | <u>REASON</u> |
|--------------------|---------------------------------|------------------|---------------|------------------------------|
| SN COMMERCIAL LLC | 323 FIFTH ST, EUREKA, CA 95501 | 302738-2019-2019 | \$526.88 | DOUBLEWIDE MH REPOSSESSED |
| SN COMMERICAL LLC | 323 FIFTH ST, EUREKA, CA 95501 | 302738-2018-2018 | \$526.88 | DOUBLEWIDE MH REPOSSESSED |
| NORTON, JOHN WAYNE | 112 JIM BARR RD, KING, NC 27021 | 863597-2020-2019 | \$315.19 | VEHICLE OUT-OF-STATE |

TOTAL AMOUNT \$1,368.95

Richard T. Brim 7/7/20
RICHARD T. BRIM DATE
TAX ADMINISTRATOR

ANDY NICKELSTON DATE
CHAIRMAN-STOKES COUNTY
BOARD OF COMMISSIONERS

STOKES COUNTY TAX ADMINISTRATION REFUND REPORT FOR JUNE, 2020 (PAGE 1 OF 2)

REAL AND PERSONAL PROPERTY REFUNDS MORE THAN \$100 PER NCGS 105-381(b)

| <u>NAME</u> | <u>ADDRESS</u> | <u>BILL NUMBER</u> | <u>LEDGER</u> | <u>AMOUNT</u> | <u>REASON</u> |
|------------------|--------------------------------------|--------------------|---------------|---------------|-------------------------|
| WRIGHT, LOUISE B | 9955 E 500 N GROVERTOWN, IN 46531 | 317301-2019-2019 | 100.4140.390 | \$54.43 | DOUBLEWIDE MH BURNED |
| | | | 112.3100.160 | \$65.54 | |
| | | | 209.3100.160 | \$15.12 | |
| | | | 211.3100.160 | \$7.56 | |
| WRIGHT, LOUISE B | 9955 E 500 N GROVERTOWN, IN 46531 | 317301-2018-2018 | 100.4140.390 | \$58.59 | DOUBLEWIDE MH BURNED |
| | | | 112.3100.160 | \$58.59 | |
| | | | 209.3100.160 | \$15.12 | |
| | | | 211.3100.160 | \$7.56 | |
| WRIGHT, LOUISE B | 9955 E 500 N GROVERTOWN, IN 46531 | 317301-2017-2017 | 100.4140.390 | \$117.18 | DOUBLEWIDE MH BURNED |
| | | | 209.3100.160 | \$15.12 | |
| | | | 211.3100.160 | \$7.56 | |
| | | | | | |
| WRIGHT, LOUISE B | 9955 E 500 N GROVERTOWN, IN 46531 | 317301-2016-2016 | 100.4140.390 | \$102.92 | DOUBLEWIDE MH BURNED |
| | | | 112.3100.160 | \$30.22 | |
| | | | 209.3100.160 | \$12.45 | |
| | | | 211.3100.160 | \$6.64 | |
| WRIGHT, LOUISE B | 9955 E 500 N GROVERTOWN, IN 46531 | 317301-2015-2015 | 100.4140.390 | \$102.92 | DOUBLEWIDE MH BURNED |
| | | | 209.3100.160 | \$11.62 | |
| | | | 211.3100.160 | \$6.64 | |
| | | | | | |

(CONTINUED)

STOKES COUNTY TAX ADMINISTRATION REFUND REPORT FOR JUNE, 2020 (PAGE 2 OF 2)

REAL AND PERSONAL PROPERTY REFUNDS MORE THAN \$100 PER NCGS 105-381(b)

| <u>NAME</u> | <u>ADDRESS</u> | <u>BILL NUMBER</u> | <u>LEDGER</u> | <u>AMOUNT</u> | <u>REASON</u> |
|-------------------------------|--|--------------------|---------------|---------------|---------------|
| CAMPBELL, STEPHEN HUGH | 136 WILLOW BEND DR KING, NC 27021 | 52978200 | 100.3100.113 | \$31.25 | VEHICLE SOLD |
| | | | 100.2130.068 | \$50.79 | |
| | | | 211.3100.001 | \$4.34 | |
| | | | 112.3100.001 | \$36.02 | |
| CARTER, MATTHEW KYLE | 1070 SIZEMORE RD GERMANTON, NC 27019 | 47516434 | 100.3100.113 | \$107.04 | VEHICLE SOLD |
| | | | 209.3100.112 | \$29.74 | |
| | | | 211.3100.001 | \$14.87 | |
| | | | 112.3100.001 | \$123.39 | |
| LONG, JEFFREY DONALD | 2239 FLAT SHOALS RD KING, NC 27021 | 40429162 | 100.3100.113 | \$84.23 | VEHICLE SOLD |
| | | | 209.3100.112 | \$23.40 | |
| | | | 211.3100.001 | \$11.70 | |
| | | | 112.3100.001 | \$97.10 | |
| SULLIVAN, JAMES FREDERICK III | 1855 CHESTNUT GROVE RD KING, NC 27021 | 50098079 | 100.3100.113 | \$49.17 | VEHICLE SOLD |
| | | | 206.3100.112 | \$13.66 | |
| | | | 211.3100.001 | \$6.83 | |
| | | | 112.3100.001 | \$56.69 | |

TOTAL AMOUNT \$1,436.00

Richard T. Brim
RICHARD T. BRIM
TAX ADMINISTRATOR

7/7/20
DATE

ANDY NICKELSTON
CHAIRMAN-STOKES COUNTY
BOARD OF COMMISSIONERS

DATE

COUNTY OF STOKES

Richard T. Brim
Tax Administrator



Phone (336) 593-2811 TAX ADMINISTRATION Fax (336) 593-4019
Post Office Box 294 • 1014 Main Street • Government Center • Danbury, NC 27016

July 1, 2020

To: Stokes County Commissioners
From: Richard T. Brim, Tax Administrator
Subject: Present-Use Value Late Application

Per NCGS 105-277.4(a1), "Late Application.....an application may be approved by the board of equalization and review or, if that board is not in session, by the board of county commissioners."

We have (1) Present-Use Value late application for Year 2020 on which the Tax Office is recommending approval:

| <u>Taxpayer (s)</u> | <u>Parcel</u> | <u>Acreage</u> | <u>Reason</u> |
|--|-----------------|----------------|--------------------------------------|
| Michael A. Foster Rebecca B. Foster | 6953-02-56-2901 | 58.90 | Late Delivery of Farm Use Value App. |
| APPROVAL _____ DENIAL _____ | | | |

Date 7/7/20

Date _____

Richard T. Brim

Richard T. Brim
Tax Administrator

Andy Nickelston, Chairman
Stokes County Board of Commissioners



COUNTY OF STOKES
TAX ADMINISTRATION

Post Office Box 294 • 1014 Main Street • Administration Building • Danbury, NC 27016
Phone (336) 593-2811 • Fax (336) 593-4019

Date: July 2, 2020

To: Board of County Commissioners

From: Richard Brim, Tax Administrator

Reference: Hauser Road, SR 1183

BOC:

The Stokes County GIS/Mapping Department has received responses from all property owners adjoining Hauser Road, regarding the address change options. Seven of the nine owners have selected the option of renaming Hauser Road to Hauser Springs Road. Only two owners choose the option of changing the address road range.

Based upon the citizens' input we received, the Stokes County GIS/Mapping Department recommends that the Stokes County Board of Commissioners approve the renaming of Hauser Road to Hauser Springs Road. I have attached a resolution authorizing this change.

If you need any additional information, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "Richard Brim".

Richard Brim

COUNTY OF STOKES) **RESOLUTION RENAMING SR 1183, HAUSER ROAD**
) **TO SR 1183, HAUSER SPRINGS ROAD**
State of North Carolina)

WHEREAS, There currently is a road name duplication (Hauser Road) in both Stokes County and Surry County; and

WHEREAS, This duplication has become a matter of public safety because of Emergency Services being dispatched to the wrong county; and

WHEREAS, Immediate action must be taken to ensure Stokes County residents' safety; and

WHEREAS, A survey questionnaire of owners adjoining SR 1183, Hauser Road indicated an overwhelming preference to change SR 1183, Hauser Road to SR 1183, Hauser Springs Road;

NOW, THEREFORE BE IT RESOLVED, That SR 1183, Hauser Road be renamed to SR 1183, Hauser Springs Road.

ADOPTED, this the 13th day of July, 2020.

Andy Nickelston – Chairman

Ronnie Mendenhall – Vice Chairman

Ernest Lankford – Commissioner

Rick Morris – Commissioner

Jimmy Walker – Commissioner

Attest:

Shannon Shaver – Clerk to the Board



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.f.

Tax Office Annual Settlement FY 19-20

Contact: Richard Brim, Tax Administrator

Summary:

Discussion:

1. Yearly Collection Rate - 2019-2020.
2. Tax Administration Resolutions - Annual Settlement of Fiscal Year 2019-2020, N.C.G.S. 105-373.
3. Tax Administration - Order to Collect - Fiscal Year 2020-2021, N.C.G.S. 105-321, 105-354.

Items for Approval on July 27, 2020.

1. Tax Administration Resolutions - Annual Settlement of Fiscal Year 2019-2020, N.C.G.S. 105-373.
2. Tax Administration - Order to Collect - Fiscal Year 2020-2021, N.C.G.S. 105-321, 105-354.

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------------------------|-------------|------------|
| Tax Office Annual Settlement FY 19-20 | 7/7/2020 | Cover Memo |

COUNTY OF STOKES

Richard T. Brim
TAX ADMINISTRATOR



Stokes County
TAX ADMINISTRATION

Phone (336) 593-2811

TAX ADMINISTRATION

Fax (336) 593-4019

Post Office Box 57 • 1014 Main Street • Administration Building • Danbury, NC 27016

July 2, 2020

To: Stokes County Board of Commissioners

From: Richard T. Brim, Tax Administrator

Subject: FY' 2019-2020 County Yearly Collection Rate

Through this report to the Stokes County Board of Commissioners, We are submitting a summation of Tax Office activities as follows:

FY 2019-2020 Values

Under NCGS 105-321 and 105-354, the FY' 2019-2020 Charge to Collect Order, the Tax Administrator was charged with the collection of Current Year Taxes based on an estimated County Value of \$3,577,940,752 at a 97.52% collection rate. The Tax Office billed \$3,654,051,888 in value for ad valorem taxes assessed (real/personal property, all public utilities, fire districts, education fund and municipalities) based upon the tax rates as illustrated below.

| <u>Taxing Unit</u> | <u>Tax Rate</u> |
|----------------------|-----------------|
| County | \$0.288 |
| School Operating Exp | \$0.332 |
| Edu Fund | \$0.040 |
| Service Fire | \$0.080 |
| King Fire | \$0.080 |
| Rural Hall Fire | \$0.080 |
| Walnut Cove Fire | \$0.080 |
| Danbury | \$0.270 |
| King | \$0.422 |
| Walnut Cove | \$0.400 |

Attached is a report showing collections on all tax districts and the collection percentage. A full detailed report can be submitted upon request by Board of Commissioners.

Sincerely,

Richard T. Brim

Richard T. Brim
Tax Administrator

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

Stokes County, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|--------------|----------------------|
| \$21,633,089 | \$247,076 | \$27,557 | \$21,358,456 | \$21,856,318 | 102.33% |

The above collection amounts are based on a \$3,577,940,752 estimation of County Value

· Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|--------------|----------------------|
| \$22,655,122 | \$247,076 | \$27,557 | \$22,380,489 | \$21,856,318 | 97.66% |

The above collection amounts are based on a \$3,654,051,888 Assessed County Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

F-Tech New School Fund, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-------------|----------------------|
| \$1,395,683 | \$15,939 | \$1,772 | \$1,377,972 | \$1,416,682 | 102.81% |

The above collection amounts are based on a \$3,577,940,752 estimation of County Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-------------|----------------------|
| \$1,461,621 | \$15,939 | \$1,772 | \$1,443,910 | \$1,416,682 | 98.11% |

The above collection amounts are based on a \$3,654,051,888 Assessed County Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

Town of Danbury, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-----------|----------------------|
| \$29,785 | \$335 | \$0 | \$29,450 | \$30,281 | 102.82% |

The above collection amounts are based on a \$11,312,165 estimated Town of Danbury Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-----------|----------------------|
| \$32,083 | \$335 | \$0 | \$31,748 | \$30,281 | 95.38% |

The above collection amounts are based on a \$11,882,505 Assessed Town of Danbury Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

Town of Walnut Cove, June 30, 2019

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-----------|----------------------|
| \$434,522 | \$5,774 | \$749 | \$427,999 | \$449,472 | 105.02% |

The above collection amounts are based on a \$111,392,983 estimated Town of Walnut Cove Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-----------|----------------------|
| \$470,665 | \$5,774 | \$749 | \$464,142 | \$449,472 | 96.84% |

The above collection amounts are based on a \$117,666,287 Assessed Town of Walnut Cove Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

City of King, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-------------|----------------------|
| \$2,133,234 | \$31,849 | \$801 | \$2,100,584 | \$2,126,741 | 101.25% |

The above collection amounts are based on a \$518,361,140 estimated City of King Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-------------|----------------------|
| \$2,188,762 | \$31,849 | \$801 | \$2,156,112 | \$2,126,741 | 98.64% |

The above collection amounts are based on a \$518,663,867 Assessed City of King Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

Service Fire District, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-------------|----------------------|
| \$1,668,185 | \$16,220 | \$2,175 | \$1,649,790 | \$1,701,832 | 103.15% |

The above collection amounts are based on a \$2,138,260,178 estimated Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-------------|----------------------|
| \$1,761,638 | \$16,220 | \$2,175 | \$1,743,243 | \$1,701,832 | 97.62% |

The above collection amounts are based on a \$2,202,047,133 Assessed Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

King Fire District, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-----------|----------------------|
| \$331,879 | \$4,703 | \$268 | \$326,908 | \$333,614 | 102.05% |

The above collection amounts are based on a \$425,398,304 estimated Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-----------|----------------------|
| \$342,365 | \$4,703 | \$268 | \$337,394 | \$333,614 | 98.88% |

The above collection amounts are based on a \$427,956,701 Assessed Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

Rural Hall Fire District, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-----------|----------------------|
| \$64,745 | \$865 | \$614 | \$63,266 | \$63,906 | 101.01% |

The above collection amounts are based on a \$82,989,726 estimated Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-----------|----------------------|
| \$66,285 | \$865 | \$614 | \$64,806 | \$63,906 | 98.61% |

The above collection amounts are based on a \$82,856,275 Assessed Value

2019-20 Fiscal Year Collection Percentage Report

The following illustration outlines the difference between the estimated (budgeted) and actual billings relating to the fiscal year 2019-20 collection of taxes

Walnut Cove Fire District, June 30, 2020

Collection Status 2019-20 Fiscal Year County Estimated Budget @ 97.52% Collection Rate

| Budgeted Amount @ 97.52% | 2% Discount | Adjustments & Releases | Collectable Amount of Budgeted Amount | Collected | Percentage Collected |
|--------------------------|-------------|------------------------|---------------------------------------|-----------|----------------------|
| \$235,082 | \$2,899 | \$180 | \$232,003 | \$234,416 | 101.04% |

The above collection amounts are based on a \$301,325,909 estimated Value

Collection Status 2019-20 Fiscal Year County Scroll (taxes billed) @ 100% Collection Rate

| Original Levy Billed | 2% Discount | Adjustments & Releases | Collectable Amount of Levy Billed | Collected | Percentage Collected |
|----------------------|-------------|------------------------|-----------------------------------|-----------|----------------------|
| \$243,717 | \$2,899 | \$180 | \$240,638 | \$234,416 | 97.41% |

The above collection amounts are based on a \$304,645,721 Assessed Value

Listed below is an aggregate monthly compilation of payments (County, Edu. Fund, All Fire Districts and Municipalities) received during FY 19-20

Stokes County (General Fund & School Operating Expense) @ a combined \$0.62 Tax Rate

| Month | Amount | Month | Amount |
|--------------|-----------------|-------------|------------------------|
| 1) July | \$607,868.48 | 7) January | \$5,271,855.18 |
| 2) August | \$11,150,420.64 | 8) February | \$223,825.19 |
| 3) September | \$720,465.67 | 9) March | \$459,801.57 |
| 4) October | \$385,006.95 | 10) April | \$105,596.74 |
| 5) November | \$483,845.53 | 11) May | \$103,588.95 |
| 6) December | \$2,280,402.42 | 12) June | \$63,640.20 |
| | | | Total Collected |
| | | | \$21,856,317.52 |

Stokes County Educational Fund @ \$0.04 Tax Rate

| Month | Amount | Month | Amount |
|--------------|--------------|-------------|------------------------|
| 1) July | \$39,343.75 | 7) January | \$340,923.62 |
| 2) August | \$720,015.09 | 8) February | \$14,960.08 |
| 3) September | \$46,622.62 | 9) March | \$31,100.72 |
| 4) October | \$25,467.92 | 10) April | \$7,119.37 |
| 5) November | \$31,585.67 | 11) May | \$7,318.97 |
| 6) December | \$147,558.32 | 12) June | \$4,665.67 |
| | | | Total Collected |
| | | | \$1,416,681.80 |

Stokes County Service Fire District Fund @ \$0.08 Tax Rate

| Month | Amount | Month | Amount |
|--------------|--------------|-------------|------------------------|
| 1) July | \$39,265.03 | 7) January | \$575,412.80 |
| 2) August | \$738,352.98 | 8) February | \$20,203.72 |
| 3) September | \$47,207.92 | 9) March | \$34,873.77 |
| 4) October | \$28,680.91 | 10) April | \$8,922.66 |
| 5) November | \$34,037.32 | 11) May | \$7,626.11 |
| 6) December | \$161,709.46 | 12) June | \$5,539.52 |
| | | | Total Collected |
| | | | \$1,701,832.20 |

King Fire District Fund @ \$0.08 Tax Rate

| Month | Amount | Month | Amount |
|--------------|--------------|-------------|------------------------|
| 1) July | \$12,334.01 | 7) January | \$31,137.92 |
| 2) August | \$212,846.56 | 8) February | \$3,561.98 |
| 3) September | \$10,844.07 | 9) March | \$9,279.71 |
| 4) October | \$7,266.59 | 10) April | \$1,211.46 |
| 5) November | \$8,476.26 | 11) May | \$909.89 |
| 6) December | \$34,892.84 | 12) June | \$852.29 |
| | | | Total Collected |
| | | | \$333,613.58 |

Rural Hall Fire District Fund @ \$0.08 Tax Rate

| Month | Amount | Month | Amount |
|--------------|-------------|-------------|------------------------|
| 1) July | \$1,895.81 | 7) January | \$6,820.45 |
| 2) August | \$39,283.66 | 8) February | \$397.24 |
| 3) September | \$2,264.40 | 9) March | \$1,361.00 |
| 4) October | \$1,709.04 | 10) April | \$232.06 |
| 5) November | \$1,238.78 | 11) May | \$190.09 |
| 6) December | \$8,322.01 | 12) June | \$191.47 |
| | | | Total Collected |
| | | | \$63,906.01 |

Listed below is an aggregate monthly compilation of payments (County, Edu. Fund, All Fire Districts and Municipalities) received during FY 19-20

Walnut Cove Fire District Fund @ \$0.08 Tax Rate

| Month | Amount | Month | Amount |
|--------------|--------------|-------------|------------------------|
| 1) July | \$8,413.77 | 7) January | \$24,347.47 |
| 2) August | \$131,170.32 | 8) February | \$3,124.67 |
| 3) September | \$6,682.74 | 9) March | \$7,568.56 |
| 4) October | \$4,855.28 | 10) April | \$1,107.00 |
| 5) November | \$6,898.97 | 11) May | \$1,638.86 |
| 6) December | \$37,692.35 | 12) June | \$915.64 |
| | | | Total Collected |
| | | | \$234,415.63 |

Town of Danbury General Fund @ \$0.27 Tax Rate

| Month | Amount | Month | Amount |
|--------------|-------------|-------------|------------------------|
| 1) July | \$346.96 | 7) January | \$2,851.81 |
| 2) August | \$15,659.86 | 8) February | \$424.94 |
| 3) September | \$828.75 | 9) March | \$360.91 |
| 4) October | \$1,553.33 | 10) April | \$0.00 |
| 5) November | \$1,463.01 | 11) May | \$104.92 |
| 6) December | \$6,083.22 | 12) June | \$603.02 |
| | | | Total Collected |
| | | | \$30,280.73 |

City of King General Fund @ \$0.422 Tax Rate

| Month | Amount | Month | Amount |
|--------------|----------------|-------------|------------------------|
| 1) July | \$80,279.63 | 7) January | \$173,027.45 |
| 2) August | \$1,391,764.90 | 8) February | \$8,356.90 |
| 3) September | \$124,151.48 | 9) March | \$32,946.85 |
| 4) October | \$30,854.91 | 10) April | \$8,842.33 |
| 5) November | \$54,090.98 | 11) May | \$17,663.23 |
| 6) December | \$198,225.04 | 12) June | \$6,537.16 |
| | | | Total Collected |
| | | | \$2,126,740.86 |

Town of Walnut Cove General Fund @ \$0.40 Tax Rate

| Month | Amount | Month | Amount |
|--------------|--------------|-------------|------------------------|
| 1) July | \$7,484.45 | 7) January | \$52,216.85 |
| 2) August | \$270,990.78 | 8) February | \$984.47 |
| 3) September | \$13,312.93 | 9) March | \$4,317.45 |
| 4) October | \$11,418.55 | 10) April | \$2,907.74 |
| 5) November | \$10,698.70 | 11) May | \$1,644.61 |
| 6) December | \$73,392.01 | 12) June | \$103.36 |
| | | | Total Collected |
| | | | \$449,471.90 |

2019-20 Fiscal Year Collection Percentage Report on Deferred Land Use, Interest, Dog Tax, and Prior Delinquent Taxes for Stokes County, City of King, Town of Walnut Cove, Town of Danbury, Educational Fund and all Fire Districts

Stokes County, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------------|---------------|------------------|---------------------|-----------------------------|
| Prior Tax | \$600,000 | \$688,298.99 | \$88,298.99 Overage | 114.72% |
| Deferred Land Use | \$40,000 | \$47,975.77 | \$7,975.77 Overage | 119.94% |
| Interest | \$198,490 | \$255,276.84 | \$56,786.84 Overage | 128.61% |
| Dog Tax | \$30,000 | \$23,549.89 | \$6,450.11 Under | 78.50% |
| Prior Dog Tax | \$1,000 | \$968.29 | \$31.71 Under | 96.83% |

F-Tech New School Fund, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|--------------------|-----------------------------|
| Prior Tax | | \$52,709.44 | | |

Town of Danbury, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|--------------------|-----------------------------|
| Prior Tax | | \$971.32 | | |

Town of Walnut Cove, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|--------------------|-----------------------------|
| Prior Tax | | \$12,965.32 | | |

City of King, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|--------------------|-----------------------------|
| Prior Tax | | \$50,604.85 | | |

Service Fire District, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|---------------------|-----------------------------|
| Prior Tax | \$42,000 | \$57,958.06 | \$15,958.06 Overage | 138.00% |

King Fire District, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|--------------------|-----------------------------|
| Prior Tax | \$5,000 | \$6,166.44 | \$1,166.44 Overage | 123.33% |

Rural Hall Fire District, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|--------------------|-----------------------------|
| Prior Tax | \$600 | \$2,582.26 | \$1,982.26 Overage | 430.38% |

Walnut Cove Fire District, June 30, 2020

Collection Status 2019-2020 Fiscal Year, Collection of Prior Year Delinquent Taxes

| <u>Item</u> | <u>Budget</u> | <u>Collected FY 19-20</u> | <u>Balance Due</u> | <u>Percentage Collected</u> |
|-------------|---------------|---------------------------|--------------------|-----------------------------|
| Prior Tax | \$6,000 | \$9,132.35 | \$3,132.35 Overage | 152.21% |

COUNTY OF STOKES

Richard T. Brim
Tax Administrator



Stokes County
Tax Administration

Phone (336) 593-2811

TAX ADMINISTRATION

Fax (336) 593-4019

Post Office Box 57 • 1014 Main Street • Administration Building • Danbury, NC 27016

July 2, 2020

To: **Chairman and Members**
Stokes County Board of Commissioners

Subject: **Annual County Settlement of Fiscal Year 2019-2020 Taxes**

From: **Richard T. Brim, Tax Administrator**

We are submitting for review by the Stokes County Board of Commissioners, the attached documents relating to the settlement of Fiscal Year 2019-2020 taxes/prior delinquent taxes. We are requesting the approval of this Settlement to be placed on the Consent Agenda on July 27, 2020 for final approval in order to meet our schedule with our printing vendor, South Data of Mt. Airy, North Carolina, for mailing 2020 annual tax bills on approximately July 30, 2020. The mailing of bills in July gives taxpayers time to review their tax statements and take advantage of the 2% discount offered for early payment prior to September 1, 2020.

Attached are copies of the following documents/procedures:

1. Order of the Chief Accounting Officer (NCGS 105-352 (b) (1) & 105-352 (b) (2))
2. Resolution of Settlement (NCGS 105-373)

Item 1: (Order of the Chief Accounting Officer):

Under NCGS 105-352, I, Richard T. Brim, Tax Administrator for the County of Stokes, have delivered all "Pre-Payment of Taxes/Fees" for the fiscal year 2019-20 to the Stokes County Chief Accounting Officer. Below are source type and monies paid, also the signed acceptance of this document by Mrs. Edwards, according to above Statutes and report from NCPTS Tax System.

| <u>Tax Code</u> | <u>Amount Pre-Paid</u> | <u>Tax Code</u> | <u>Amount Pre-Paid</u> |
|--------------------|------------------------|--------------------------|------------------------|
| County (G01) | \$ 23,036.63 | Service Fire (S01) | \$ 3,330.90 |
| Sch Oper Exp (G02) | \$ 26,516.77 | King Fire (F01) | \$ 780.54 |
| Edu Fund (E01) | \$ 3,198.24 | Rural Hall Fire (F02) | \$ 119.41 |
| King City (C01) | \$ 7,051.22 | Walnut Cove Fire (F03) | \$ 650.35 |
| W.C. Town (C03) | \$ 876.58 | Dogs (D01) | \$ 6.05 |
| Danbury Town (C04) | \$ 299.39 | OVP (Over-Payments) | \$ 1.90 |
| Interest | \$ 23.01 | OVP (Over-Payments 2020) | \$ 537.91 |
| Refund | \$ 196.27 | | |

Total Amount Pre-Paid \$ 66,625.17

Item 2: (Resolution of Settlement):

“After July 1, and before he is charged with taxes for the current fiscal year, the tax collector shall make a sworn report to the governing body of the taxing unit showing:”

Report of Delinquent Real Property Taxes: The following illustration outlines the difference between the report to the Board on February 3, 2019 (advertised list) and the current number of accounts due as of June 30, 2020.

Report to the Board on February 3, 2020 (Advertised Real Property)

| <u>Delinquent 2019 Tax Bills</u> | <u># of Bills</u> | <u>Principal Due</u> |
|----------------------------------|-------------------|----------------------|
| General County/Sch Oper Exp/ | 3777 | \$1,541,083.09 |
| Education Fund | | |
| City of King | 183 | \$ 98,781.84 |
| Town of Danbury | 13 | \$ 2,380.93 |
| Town of Walnut Cove | 89 | \$ 22,464.32 |

Delinquent Real Property Taxes as of June 30, 2020

| <u>Delinquent 2019 Tax Bills</u> | <u># of Bills</u> | <u>Principal Due</u> |
|----------------------------------|-------------------|----------------------|
| General County/Sch Oper Exp/ | 1534 | \$576,076.76 |
| Education Fund | | |
| City of King | 82 | \$ 33,347.54 |
| Town of Danbury | 5 | \$ 1,534.69 |
| Town of Walnut Cove | 45 | \$ 13,124.48 |

Report of Delinquent Personal Property Taxes: The Following illustration outlines the County and Municipalities delinquent Personal Property Accounts.

Delinquent Individual and Business Personal Property Taxes as of June 30, 2020

| <u>Delinquent 2019 Tax Bills</u> | <u># of Bills</u> | <u>Principal Due</u> |
|----------------------------------|-------------------|----------------------|
| General County/Sch Oper Exp/ | 1970 | \$73,359.98 |
| Education Fund | | |
| City of King | 134 | \$ 3,087.52 |
| Town of Danbury | 4 | \$ 24.64 |
| Town of Walnut Cove | 84 | \$ 4,083.77 |

Delinquent All Prior Years Real/Personal as of June 30, 2020

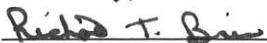
| <u>Delinquent Prior Tax Bills</u> | <u># of Bills</u> | <u>Principal Due</u> |
|-----------------------------------|-------------------|----------------------|
| All Tax Codes | 10,947 | \$1,294,262.26 |

(County, School Operating Expense, Edu Fund, Fire Districts, Municipalities)

Attached is a Summary List of delinquent Personal (Individual/Business) Property that applies to each Taxing Unit. The governing body may publish the list of Delinquent Personal Individual/Business Property accounts in any newspaper in the taxing unit, at the cost of the taxing unit. A list in full detail can be submitted upon request by the Board or order for advertisement.

Attached is the RESOLUTION OF SETTLEMENT/RECHARGED TO COLLECT

Sincerely,


Richard T. Brim, Tax Administrator

All Delinquent Taxes including County, F-Tech New School Fund, All Fire Districts and Municipalities

1993-Present

| Stokes County Delinquent Taxes (Gen County & Sch Oper Exp) | | | F-Tech New School Fund Delinquent Taxes | | | Service Fire District Delinquent Taxes | | |
|---|--------------|-----------------------|---|--------------|--------------------|---|-------------|---------------------|
| Property Type | # of Bills | Amount Due | Property Type | # of Bills | Amount Due | Property Type | # of Bills | Amount Due |
| Personal Property | 10251 | \$297,460.19 | Personal Property | 6586 | \$13,878.16 | Personal Property | 5921 | \$20,452.27 |
| Real Property | 4552 | \$1,305,629.89 | Real Property | 4125 | \$81,241.71 | Real Property | 3287 | \$109,610.64 |
| Public Utilities | 2 | \$34.38 | Public Utilities | 1 | \$0.87 | Public Utilities | 1 | \$1.49 |
| Total | 14805 | \$1,603,124.46 | Total | 10712 | \$95,120.74 | Total | 9209 | \$130,064.40 |
| Town of Danbury Delinquent Taxes | | | Town of Walnut Cove Delinquent Taxes | | | City Of King Delinquent Taxes | | |
| Property Type | # of Bills | Amount Due | Property Type | # of Bills | Amount Due | Property Type | # of Bills | Amount Due |
| Personal Property | 20 | \$181.96 | Personal Property | 335 | \$8,307.98 | Personal Property | 821 | \$16,598.76 |
| Real Property | 8 | \$2,397.52 | Real Property | 146 | \$30,430.73 | Real Property | 185 | \$70,237.87 |
| Total | 28 | \$2,579.48 | Total | 481 | \$38,738.71 | Total | 1006 | \$86,836.63 |
| Rural Hall Fire District Delinquent Taxes | | | Walnut Cove Fire District Delinquent Taxes | | | King Fire District Delinquent Taxes | | |
| Property Type | # of Bills | Amount Due | Property Type | # of Bills | Amount Due | Property Type | # of Bills | Amount Due |
| Personal Property | 295 | \$1,122.78 | Personal Property | 1277 | \$3,505.58 | Personal Property | 1433 | \$4,872.43 |
| Real Property | 113 | \$3,830.99 | Real Property | 516 | \$18,899.37 | Real Property | 267 | \$10,206.07 |
| Total | 408 | \$4,953.77 | Total | 1793 | \$22,404.95 | Total | 1700 | \$15,078.50 |
| Total Amount Due for all Districts | | | | | | \$1,998,901.64 | | |

STATE OF NORTH CAROLINA) ORDER OF THE COMPLIANCE WITH G.S.105-352(b)(1)
) AND G.S. 105-352(b)(2) FOR THE SETTLEMENT OF
COUNTY OF STOKES) FISCAL YEAR 2019-2020 PROPERTY TAXES

TO : THE STOKES COUNTY TAX ADMINISTRATOR

By the powers invested in me as the Chief Accounting Officer of Stokes County, North Carolina, this order of compliance pursuant to North Carolina General Statutes 105-352(b)(1) and 105-352(b)(2) is issued to you. I further acknowledge that the receipts for prepayments of taxes for the fiscal year 2019-2020 have been delivered to me, and that such prepayments have been deposited to the credit of Stokes County.

Witness my hand and official seal this ___ day of July 2020.

Julia E. Edwards

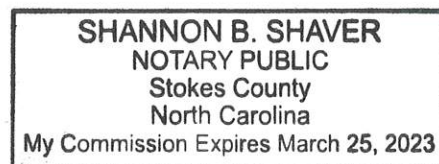
Julia Edwards, Finance Officer & Chief
Accounting Officer, Stokes County North Carolina

SWORN TO AND SUBSCRIBED BEFORE ME THIS

7th DAY OF July, 2020

Shannon B. Shaver
Notary Public

My Commission Expires March 25, 2023



COUNTY OF STOKES

Richard T. Brim
TAX ADMINISTRATOR



Stokes County
TAX ADMINISTRATION

Phone (336) 593-2811

TAX ADMINISTRATION

Fax (336) 593-4019

Post Office Box 57 • 1014 Main Street • Administration Building • Danbury, NC 27016

July 2, 2020

To: Stokes County Board of Commissioners

From: Richard T. Brim, Tax Administrator

Subject: FY 2019-2020 Report of Insolvents (Real Property)

The undersigned Tax Administrator/Collector respectfully reports that certain real property taxes levied more than ten (10) years ago remain uncollected; such uncollected taxes being set out below. Said taxes currently remain as liens upon real estate. The majority of these taxes are the result of partial payments made against transferred/split parcels. The undersigned Tax Administrator/Collector has made diligent efforts to collect said taxes by use of remedies against real property as provided by law; but, because of the age of these remaining bills, the North Carolina School of Government recommends that they be written off as insolvents.

See Attached Report for Bill # / Parcel # / Owner Name & Principle Amount

The undersigned requests that the above listed taxes be declared insolvent and credited upon annual [or other] settlement.

This 7th day of July, 2020

Richard T. Brim

Tax Administrator/Collector

Sworn and subscribed to before me, this 7th day of July, 2020

Shannon B. Shaver

Stokes County Notary

My commission expires on March 25, 2023

SHANNON B. SHAVER
NOTARY PUBLIC
Stokes County
North Carolina
My Commission Expires March 25, 2023

FY 2019-2020 Real Property Insolvents

| Bill Number | Parcel Number | Owner Name | Principle Amount |
|-------------|-----------------|---------------------|------------------|
| 310264 | 6946-02-95-5738 | Lane, Harold | \$237.10 |
| 310263 | 6946-02-95-5008 | Hutchins, Edgar Jr | \$50.50 |
| 197723 | 5988-00-15-1000 | Love, Beverly | \$328.94 |
| 190055 | 6913-04-74-9411 | Reva Ferguson Heirs | \$469.67 |

Sincerely,

Richard T. Brim

Richard T. Brim
Tax Administrator

Approval

Denial

Witness my hand and official seal this ____ day of July 2020.

Andy Nickelston – Chairman

Ronnie Mendenhall – Vice Chairman

Ernest Lankford – Commissioner

Rick Morris – Commissioner

Jimmy Walker – Commissioner



Attest:

Shannon Shaver – Clerk to the Board

COUNTY OF STOKES

Richard T. Brim
TAX ADMINISTRATOR



Stokes County
TAX ADMINISTRATION

Phone (336) 593-2811

TAX ADMINISTRATION

Fax (336) 593-4019

Post Office Box 57 • 1014 Main Street • Administration Building • Danbury, NC 27016

July 2, 2020

To: Stokes County Board of Commissioners

From: Richard T. Brim, Tax Administrator

Subject: 2019 Report of Insolvents (Personal Property)

The undersigned Tax Administrator/Collector respectfully reports that certain personal property taxes levied for the year 2019 remain uncollected; such uncollected taxes being set out below. Said taxes are not liens upon real estate. The undersigned Tax Administrator/Collector has made diligent efforts to collect said taxes by use of remedies against personal property as provided by law but has been unable to locate sufficient property belonging to delinquent taxpayers out of which the taxes might be collected. In every instance in which the Tax Administrator/Collector has been able to discover through diligent inquiry the existence of property belonging to delinquent taxpayers within other taxing units in North Carolina, the undersigned has proceeded under the provisions of NCGS 105-364.

See Attached Report for Bill # / Account # / Name & Principle Amount

The undersigned requests that the above listed taxes be declared insolvent and credited upon annual [or other] settlement.

This 7th day of July, 2020

Richard T. Brim
Tax Administrator/Collector

Sworn and subscribed to before me, this 7th day of July, 2020

Shannon B. Shaver
Stokes County Notary

My commission expires on March 25, 2023

SHANNON B. SHAVER
NOTARY PUBLIC
Stokes County
North Carolina
My Commission Expires March 25, 2023

COUNTY OF STOKES

Richard T. Brim
TAX ADMINISTRATOR



Stokes County
TAX ADMINISTRATION

Phone (336) 593-2811

TAX ADMINISTRATION

Fax (336) 593-4019

Post Office Box 57 • 1014 Main Street • Administration Building • Danbury, NC 27016

July 2, 2020

To: Stokes County Board of Commissioners
From: Richard T Brim, Tax Administrator
Re: 2019-2020 Personal Property Collections Report


For your information, listed below are collection amounts and collection percentages for Personal Individual Property, Business Personal Property and Dogs for each taxing jurisdiction in the County. Please note the overall collection percentage.

2019 Bills for Unsecured Property Taxes and Fees

| <u>Tax District</u> | <u>Levy Type</u> | <u>Net Levy as of 7/1/2019</u> | <u>YTD Collection as of 6/30/20</u> | <u>Total Uncollected as of 6/30/2020</u> | <u>Percent Collected</u> |
|---------------------------------|------------------|------------------------------------|---|--|------------------------------|
| County-G01 Sch Oper Exp -G02 | Tax | \$1,337,535.45 | \$1,252,247.31 | \$85,288.14 | 93.62% |
| Edu Fund-E01 | Tax | \$84,781.65 | \$79,310.72 | \$5,470.93 | 93.55% |
| Srv Fire-S01 | Tax | \$103,731.64 | \$96,987.41 | \$6,744.23 | 93.50% |
| Danbury-C04 | Tax | \$3,637.55 | \$3,613.42 | \$24.13 | 99.34% |
| King City-C01 | Tax | \$112,339.11 | \$109,245.12 | \$3,093.99 | 97.25% |
| King Fire-F01 | Tax | \$9,546.56 | \$8,171.11 | \$1,375.45 | 85.59% |
| WC Town-C03 | Tax | \$87,645.42 | \$83,831.15 | \$3,814.27 | 95.65% |
| WC Fire-F03 | Tax | \$15,128.08 | \$14,116.57 | \$1,011.51 | 93.31% |
| RH Fire-F02 | Tax | \$2,128.26 | \$1,808.23 | \$320.03 | 84.96% |
| <u>Dogs</u> | <u>Fee</u> | <u>\$24,209.62</u> | <u>\$23,549.89</u> | <u>\$659.73</u> | <u>97.28%</u> |
| Total | | \$1,780,683.34 | \$1,672,880.93 | \$107,802.41 | 93.95% |

Should you have any questions, please contact me.

Sincerely,



Richard T. Brim
Tax Administrator

COUNTY OF STOKES

Richard T. Brim
TAX ADMINISTRATOR



Stokes County
TAX ADMINISTRATION

Phone (336) 593-2811

TAX ADMINISTRATION

Fax (336) 593-4019

Post Office Box 57 • 1014 Main Street • Administration Building • Danbury, NC 27016

July 2, 2020

To: Stokes County Board of Commissioners
From: Richard T. Brim, Tax Administrator
Subject: Charge to Collect FY' 2020 - 2021 Taxes

I am submitting for review by the Stokes County Board of Commissioners, the attached documents relating to the Charge to Collect FY' 2020-2021 taxes. I am requesting the approval of this Charge to Collect Order to be placed on Consent Agenda on July 27, 2020 for final approval to meet our schedule with our printing vendor, South Data of Mt. Airy, North Carolina, for mailing FY' 2020-2021 annual tax bills on approximately July 30, 2020. The mailing of bills in July gives taxpayers time to review their statements and take advantage of the 2% discount offered for early payment prior to September 1, 2020.

Listed below is an outline of procedures for approval:

1. The Order of the Board of County Commissioners to collect County Taxes, (Real and Personal), NCGS 105-321.
2. The Order of the Board of County Commissioners to collect all Special District Taxes, (King, Rural Hall, Service and Walnut Cove Fire Districts), and all Municipal Taxes (Danbury, King and Walnut Cove), NCGS 105-354.

The following tax rates are to be applied to this Charge to Collect (NCGS 105-321 & 105-354) by Budget Ordinance.

- | | |
|---------------------------------|--|
| 1. General County | (G01) = \$0.310 per \$100 of valuation |
| 2. Schools Operating Expense | (G02) = \$0.310 per \$100 of valuation |
| 3. Education Debt/Building Fund | (E01) = \$0.040 per \$100 of valuation |
| 4. Service Fire | (S01) = \$0.080 per \$100 of valuation |
| 5. King Fire | (F01) = \$0.080 per \$100 of valuation |
| 6. Rural Hall Fire | (F02) = \$0.080 per \$100 of valuation |
| 7. Walnut Cove Fire | (F03) = \$0.080 per \$100 of valuation |
| 8. City of King | (C01) = \$0.422 per \$100 of valuation |
| 9. Town of Walnut Cove | (C03) = \$0.400 per \$100 of valuation |
| 10. Town of Danbury | (C04) = \$0.270 per \$100 of valuation |

Attached is the Order of the Board of Commissioners in accordance with NCGS 105-321 (b) for the collection of the FY' 2020-2021 property taxes.

Sincerely,



Richard T. Brim
Tax Administrator

STATE OF NORTH CAROLINA) ORDER OF THE BOARD OF COMMISSIONERS
) IN ACCORDANCE WITH G.S.105-321(b) FOR THE
COUNTY OF STOKES) COLLECTION OF FY 2020-2021 PROPERTY TAXES

TO : THE STOKES COUNTY TAX ADMINISTRATOR

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the 2020 tax records filed in the Office of the Stokes County Tax Administration (General County Taxes and Educational School Fund Taxes), and in the tax bills herewith delivered to you, in the amounts and from the taxpayers likewise set forth. You are further authorized, empowered, and commanded to collect the 2020 taxes charged and assessed as provided by law for adjustments, changes, and additions to the tax records and tax bills delivered to you which are made in accordance with law per G.S. 105-321(B). Such taxes are hereby declared to be a first lien on real property of the respective taxpayers in Stokes County.

You are hereby authorized, empowered, and commanded to collect the taxes of Special Districts (King Fire District, Rural Hall Fire District, Walnut Cove Fire District, Stokes County Service Fire District, the Town of Danbury, City of King and the Town of Walnut Cove), and in the tax bills herewith delivered to you, in the amounts and from the taxpayers likewise set forth. You are further authorized, empowered, and commanded to collect the 2020 taxes charged and assessed as provided by law for adjustments, changes, and additions to the tax records and tax bills delivered to you which are made in accordance with law per G.S. 105-354. Such taxes are hereby declared to be a first lien on real property of the respective taxpayers in each Special Tax District of Stokes County.

This order shall be full and sufficient authority to direct, require, and enable you to garnish wages, to attach rents, cash receipts, checking accounts, and savings accounts; levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

Witness my hand and official seal this ____ day of July 2020.

Andy Nickelston- Chairman

Ronnie Mendenhall – Vice Chairman

Ernest Lankford - Commissioner

Rick Morris - Commissioner

Jimmy Walker – Commissioner

Attest:

Shannon Shaver – Clerk to the Board



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.g.

Board of Health Request

Contact: Jake Oakley

Summary:

Board of Health letter requesting on call pay received from Board Chair Keith Lawson.

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------------------|-------------|------------|
| Board of Health Request | 7/8/2020 | Cover Memo |

Stokes County Health Department



P.O. Box 187
1009 Main Street
Danbury, NC 27016
(336) 593-2400

Tammy Martin, MSHE, Health Director
Samuel C. Newsome, MD, Medical Director

June 29, 2020

Stokes County Board of Health Danbury, NC 27016

Andy Nickelston
Ronnie Mendenhall
Rick Morris
Jimmy Walker
Ernest Lankford
Jake Oakley
Shannon Shaver

RE: Request for Communicable Disease On-Call Pay

Dear Honorable Commissioners, County Manager, and Clerk to the Board,

The Stokes County Board of Health met on June 23, 2020. After we listened to the Health Director give an update on her department, we discussed the fact that the communicable disease nurse is working nights and weekends on Covid-19 cases. The Nursing Director is assisting, every other week, with after-hours work on Covid-19 cases; however, the Nursing Director currently receives on-call pay for regular triage duties each month, while the communicable disease nurse is receiving no additional pay.

As the Board of Health, we want to recommend on-call pay of \$100 per week be given to the communicable disease nurse while working on Covid-19 cases. This is the same amount that current on-call nurses are making for regular triage calls.

We appreciate your trust in our ability to advise you as to the needs of Stokes County Health Department. We also appreciate and respect your service to our county. Thank you for all you do.

Sincerely,

Keith R. Lawson, RRT-RCP

Keith Lawson, Board Chair



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.h.

Regional Hazardous Mitigation Plan

Contact: Brandon Gentry

Summary:

Regional Hazardous Mitigation Plan Resolution is attached for review. A link to the plan can be provided upon request but is not included in the agenda due to it is 844 pages.

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------|-------------|------------|
| Resolution | 7/8/2020 | Cover Memo |

**RESOLUTION TO ADOPT THE
NORTHERN PIEDMONT REGIONAL HAZARD MITIGATION PLAN**

WHEREAS, the County of Stokes is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the County of Stokes desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the Stokes County Board of Commissioners to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the Stokes County Board of Commissioners to fulfill its obligation under North Carolina General Statutes, Chapter 166A: North Carolina Emergency Management Act and Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive state and federal assistance in the event of a declared disaster affecting the County of Stokes; and

WHEREAS, the County of Stokes, in coordination with Caswell, Davie, Forsyth, Rockingham, Surry and Yadkin Counties and the participating municipalities within those Counties has prepared a multi-jurisdictional hazard mitigation plan with input from the appropriate local and state officials;

WHEREAS, the North Carolina Division of Emergency Management and the Federal Emergency Management Agency are reviewing the Northern Piedmont Regional Hazard Mitigation Plan for legislative compliance and will approve the plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED that the Stokes County Board of Commissioners of the County of Stokes hereby:

1. Adopts the Northern Piedmont Regional Hazard Mitigation Plan; and
2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted on _____, 2020.

Andy Nickelston, Chairman
Stokes County Board of Commissioners

ATTEST:

Shannon Shaver
Clerk to the Board



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.i.

YMCA Recreation Contract

Contact: Jake Oakley

Summary:

Addendum to the YMCA Recreation Contract with the only change being the dates. Memo of approval from County Attorney Browder is included as well as the existing contract.

ATTACHMENTS:

| Description | Upload Date | Type |
|--------------------------|-------------|------------|
| YMCA Recreation Contract | 6/29/2020 | Cover Memo |

OFFICE OF THE STOKES COUNTY ATTORNEY



MEMORANDUM OF APPROVAL


To: Shannon Shaver

From: County Attorney, J. Tyrone Browder

Date: June 26, 2020

Re: Addendum to Contract dated July 1, 2019 between the County of Stokes and the Stokes Family YMCA to extend the existing contract for the period from July 1, 2020 through June 30, 2021.

This memorandum serves as documentation that the above referenced Addendum has been approved as to form and legal sufficiency by the undersigned.



J. Tyrone Browder, Stokes County Attorney

ADDENDUM TO CONTRACT DATED JULY 1, 2019 BETWEEN THE COUNTY OF STOKES AND THE STOKES FAMILY YMCA

The undersigned parties hereby renew the agreement between the County of Stokes and the Stokes Family YMCA with the following change to the existing agreement:

The existing contract period is July 1, 2019 through June 30, 2020 with the new contract period beginning July 1, 2020 through June 30, 2021.

IN WITNESS WHEREOF, the parties have executed this Contract on the dates indicated.

ANDY NICKELSTON
CHAIRMAN
STOKES COUNTY BOCC

Date

STAN LAW
PRESIDENT/CEO
YMCA OF NORTHWEST NORTH CAROLINA

Date

State of North Carolina

Stokes County

I, Shannon Shaver, a Notary Public of the County and State aforesaid certify that Andy Nickelston, Chairman of the Stokes County Board of Commissioners personally appeared before me this day and acknowledged the execution of the foregoing Addendum to Contract.

Witness my hand and official seal this _____ day of July, 2020.

Notary Public

My Commission expires: _____

(NOTARY SEAL)

State of North Carolina

Stokes County

I, _____, a Notary Public of the County and State aforesaid certify that Stan Law, President and CEO of the YMCA of Northwest North Carolina personally appeared before me this day and acknowledged the execution of the foregoing Addendum to Contract.

Witness my hand and official seal this _____ day of July, 2020.

Notary Public

My Commission expires: _____

(NOTARY SEAL)

RECREATION CONTRACT

This contract for Recreation Services (herein the "Contract") is made by and between the Stokes Family YMCA herein known as the "YMCA", and the County of Stokes, herein known as the "County". For and in consideration of the mutual promises and covenants set forth herein, the parties agree as follows:

Responsibilities of the YMCA

The YMCA agrees to provide the following minimum services:

1. The YMCA shall administer and coordinate all current recreation and wellness programming to include Stokes County Youth Sports Programming, Summer Day Camp, Stokes County Easter Egg Hunt, other seasonal family special events, 5k event, Fitness Center operation and wellness services.
2. A Summer Youth Program shall be provided to the youth of Stokes County. This program shall be for the length of time specified each year in the County's Annual Budget. This program shall utilize school sites as well as YMCA and County facilities.
3. The YMCA shall provide recreation, wellness and social programs at a County facility, at the County's sole expense except for long distance telephone calls, in Danbury, North Carolina. The YMCA shall maintain regular office hours and Fitness Center hours of operation in said facility.
4. Stokes County Youth Sports Programming shall be provided to the youth of Stokes County. The programming shall last a minimum of seven weeks.
5. The YMCA shall host an annual 5k event.
6. New Programs shall be offered based on need and availability, such as additional summer camps, sports, recreation and wellness programs and social events.
7. The YMCA shall assume all liability insurance coverage for all YMCA staff and program offerings.
8. The YMCA shall administer the scheduling of shelter usage and special events to be held at Moratock Park, located in Danbury, North Carolina.
9. The YMCA shall collect all fees as set by the Stokes County Board of Commissioners for use of Moratock Park facilities and remit those funds back to the County as requested by the County.
10. The YMCA shall retain all revenues generated by program offerings, except those fees generated from Moratock Park shelter usage.
11. The YMCA shall provide a Stokes County Recreation Department Committee under the authorization of the Stokes Family YMCA volunteer Board of Management. The Committee shall consist of Stokes Family YMCA volunteers, Stokes County citizens and a designated representative of the Stokes County Board of Commissioners. The Committee will meet at least one time quarterly.

Responsibilities of the County of Stokes

The County of Stokes agrees to the following responsibilities:

1. The County shall maintain ownership of Moratock Park located in Danbury, North Carolina. Further, the County shall provide maintenance and repair services for Moratock Park up to and including grounds maintenance, facility maintenance, insurance and utility costs.
2. The County shall provide a facility to serve as a Program Center to the YMCA in Danbury, North Carolina or other strategically placed locations at the County's sole expense except for long distance telephone calls. The County shall maintain ownership of said facility and shall provide maintenance and repair services up to and including road maintenance, grounds maintenance, facility maintenance, insurance and utility costs.
3. The County shall provide, at its sole cost and expense, the YMCA staff in Stokes County with one (1) vehicle for travel solely within Stokes County in maintaining programs based in Stokes County and offered to Stokes County citizens.
4. The County shall allow the YMCA staff to purchase fuel at the Stokes County fueling facilities for use in the vehicle provided by the County.

Compensation

The County hereby agrees to pay to the YMCA an amount equal to One Hundred Twenty Thousand Five Hundred Ninety-five dollars (\$120,595.00) for the contract year. This contract sum shall be paid in two (2) equal installments with the first payment due on July 31st and the second due on January 31st of the contract term.

Term

The term of this contract shall be for a period of one year. This contract may be extended for additional periods upon the expressed written consent of both parties.

The Agreement shall be effective July 1, 2019 and shall remain in effect through June 30, 2020. If a new agreement has not been reached between the parties by July 1, 2020, the FY 2018-19 Agreement shall remain in force, unless it has been terminated in accordance with the provisions of this Agreement.

Contract Termination

Either party wishing to terminate this contract may do so upon one-hundred and eighty days written notice to the other party.

Hold Harmless Provision

The YMCA hereby agrees to indemnify and hold the County harmless from all liability arising out of the provision of recreational programs and services as set forth herein.

The County agrees to indemnify and hold the YMCA harmless from all liability arising out of the provision of County maintenance and facilities.

Contract Date and Signatures

This contract for services shall have an effective date and commence as of July 1, 2019 and terminate on June 30, 2020. Contract term extensions are provided in the section of this contract titled "Term".

YMCA of Northwest North Carolina

County of Stokes

By: _____
Stan Law
President/CEO

By: _____
Andy Nickelston
Chairman
Stokes County Board of Commissioners

Date: _____

Date: _____

This Instrument has been pre-audited in the Manner as required by the Local Government Budget and Fiscal Control Act.

Julia Edwards
Stokes County Finance Director

Date: _____

Approved as to Form and Legal Sufficiency

See Attached Memorandum
Stokes County Attorney

Date: _____



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.j.

PTRC Home and Community Care Block Grant Agreement

Contact: Jake Oakley

Summary:
PTRC Home and Community Block Care Agreement

ATTACHMENTS:

| Description | Upload Date | Type |
|-----------------------|-------------|------------|
| Block Grant Agreement | 6/29/2020 | Cover Memo |
| County Funding Plan | 6/29/2020 | Cover Memo |



PIEDMONT TRIAD REGIONAL COUNCIL

1398 CARROLLTON CROSSING DRIVE
KERNERSVILLE, NC 27284
(336) 904-0300

MATTHEW L. DOLGE • EXECUTIVE DIRECTOR

June 17, 2020

Mr. Jake Oakley
Stokes County Manager
1014 Main Street
Danbury, NC 27016

Dear Jake:

Enclosed for appropriate signatures are two copies of the Home and Community Care Block Grant Agreement (DAAS-735) and the County Funding Plan (DAAS-731) for State Fiscal Year (SFY) 2021. Please sign and return **one** copy of each document to the attention of Yolanda Davenport in the envelope provided. The allocation is inclusive of federal Older Americans Act funds, Social Services Block Grant funds, and state contributions. It has been approved and recommended by your County Planning Committee.

The timeliness of signing and returning the Agreement (DAAS-735) and County Funding Plan (DAAS-731) will allow us to release checks at the end of August to the local county funded HCCBG Partners.

As we continue to change and respond to the growing numbers and needs of local seniors, the PTRC Area Agency on Aging will maintain the best possible services and available opportunities to our public officials, local funded partners, and most of all, our communities' older adults. Our entire team looks forward to working with you in the year ahead. We are available to visit you, your Board, and staff any time to discuss aging programs and services. Please contact me with questions.

Sincerely,

Adrienne Calhoun, Director
PTRC Area Agency on Aging

cc: Brad Lankford, Chair, Stokes County Planning Committee
Matthew Dolge, Executive Director, PTRC
Jarrod Hand, Finance Director, PTRC

Enclosures

July 1, 2020 through June 30, 2021
Home and Community Care Block Grant for Older Adults
Agreement for the Provision of County-Based Aging Services

This Agreement, entered into as of this 1st day of July 2020 by and between the County of Stokes (hereinafter referred to as the "County") and the Piedmont Triad Regional Council Area Agency on Aging, (hereinafter referred to as the "Area Agency").

Witnesseth That:

WHEREAS, North Carolina law, G.S. 143B-181.1(a)(11) authorizes the N.C. Division of Aging and Adult Services (DAAS) to administer a Home and Community Block Grant (HCCBG), and the purpose of the grant is to provide a coordinated system of in-home and community-based services for older adults in North Carolina; and

WHEREAS, the Home and Community Care Block Grant consists of federal funds under Titles III B and C of the Older Americans Act of 1965 as amended appropriated to the United States Department of Health of Human Services distributed to the North Carolina Division of Aging and Adult Services, and state funds appropriated to the Division of Aging and Adult Services; and

WHEREAS, DAAS allocates HCCBG funds to area agencies on aging throughout the state and in particular to the Piedmont Triad Regional Council Area Agency on Aging to distribute and administer within counties in the Region for activities adopted in each county funding plan; and

WHEREAS, the Area Agency and the County agree to the terms and conditions for providing aging services under this Agreement in compliance with: a) the County Funding Plan which has been reviewed by the Area Agency and the Division of Aging and Adult Services, b) the Division of Aging and Adult Services Home and Community Care Block Grant Procedures Manual for Community Service Providers, c) the Division of Aging and Adult Services Service Standards Manual, Volumes I through IV, and, d) the Division of Aging and Adult Services Community Service Providers Monitoring Guidelines.

NOW THEREFORE, in consideration of these premises, and mutual covenants and agreements hereinafter contained, the Area Agency on Aging and the County agree as follows:

1. This Agreement is entered into pending review and approval of budgets of the Community Service Providers identified in Paragraph 2 below and preparation of the County Funding Plan (DAAS-731) by the Area Agency on Aging.
2. As provided in the Piedmont Triad Regional Council Area Aging Plan, the function of community service providers is to encourage maximum collocation and coordination of services for older

persons. The community service providers specified for the period of this Agreement are as follows:

Stokes County Senior Services
King Senior Center

The Community Service Provider(s), shall be those specified in the County Funding Plan on the Provider Services Summary format(s) (DAAS-732) for the period ending June 30 for the year stated above.

3. Availability of Funds. The terms set forth in this Agreement for payment are contingent upon the receipt of Home and Community Care Block Grant funding by the Area Agency.
4. Grant Administration. The grant administrator for the Area Agency shall be Adrienne Calhoun, Director of the Area Agency on Aging.

The grant administrator for the County shall be Jake Oakley, County Manager.

It is understood and agreed that the grant administrator for the County shall represent the County in the performance of this Agreement. The County shall notify the Area Agency in writing if the administrator changes during the grant period. Specific responsibilities of the grant administrator for the County are provided in paragraph seven (7) of this Agreement.

5. Services authorized through the County Funding Plan, as specified on the Provider Services Summary format(s) (DAAS-732) are to commence no later than July 1 of the state fiscal year. The community service provider shall assure that services are provided without disruption to older adults throughout the Agreement period and shall complete the required services by the end of the Agreement period, June 30 of the state fiscal year. If the community service provider fails to provide services without disruption throughout the Agreement period, the community service provider will be under review for effectiveness by the county aging planning committee. The Area Agency on Aging and the County will determine the capacity of the funded organization to continue delivering services.
6. Assignability and Contracting. The County shall not assign all or any portion of its interest in this Agreement. Any purchase of services with Home and Community Care Block Grant for Older Adults funding shall be carried out in accordance with the procurement and contracting policy of the community services provider or, where applicable, the Area Agency, which does not conflict with procurement and contracting requirements contained in 45 CFR 92.36. Federal funds shall not be awarded to any subrecipients who have been suspended or debarred by the Federal government. In addition, Federal funds may not be used to purchase goods or services costing over \$100,000 from a vendor that has been suspended or debarred from Federal grant programs.

Uniform Guidance procurement policy compliance statement – The purchase of any goods or services under this Agreement must be procured in a manner that conforms with all applicable Federal laws, policies, and standards, including those under the Uniform Guidance (2 C.F.R. Part 200).

7. Compensation and Payments. The Area Agency shall compensate the County for the work and services actually performed under this Agreement by monthly payments. Reimbursement of the community service providers under this Agreement shall be as provided in Paragraph 7(b) or 7(c) in an amount not to exceed the grand total of Block Grant funding, as specified on the Provider Services Summary format (DAAS-732).

(a) Reimbursement of Service Costs. Reimbursement of service costs are carried out as provided in Section 3 of the N.C. Division of Aging and Adult Services Home and Community Care Block Grant Procedures Manual for Community Service Providers, revised February 17, 1997.

(b) Payment to Community Service Providers by the Area Agency on Aging. Alternatively, the County authorizes the Area Agency, in lieu of the County Finance Officer, to provide reimbursement payments to Community Service Providers in accordance with procedures specified in the N.C. Division of Aging and Adult Services Home and Community Care Block Grant Manual for Community Service Providers, revised February 17, 1997. Services applicable to this authorization are as follows:

| Provider | Services |
|-------------------------------|--|
| Stokes County Senior Services | Transportation – General Transportation – Medical Congregate Meals Home Delivered Meals Senior Center Operations |
| King Senior Center | Senior Center Operations |

This authorization shall comply with requirements set forth in the North Carolina Budget and Fiscal Control Act.

(c) Payment of Administration on Aging Nutrition Services Incentive Program (NSIP) Subsidy. NSIP subsidy for congregate and home delivered meals will be disbursed by the Division of Aging through the Area Agency to the County on a monthly basis, subject to the availability of funds as specified in Section 3 of the N.C. Division of Aging and Adult Services Home and Community Care Block Grant Procedures Manual for Community Services Providers, revised February 17, 1997.

If through the US Department of Agriculture Area Agency on Aging Elections Project, the County elects to receive a portion of its USDA entitlement in the form of surplus commodity foods in lieu of cash, the Area Agency will notify the County in writing of its community valuation upon notification from the Division of Aging and Adult Services. The delivery of commodity and bonus foods is subject to availability. The County will not receive cash entitlement in lieu of commodities that are unavailable or undelivered during the Agreement period.

8. Reallocation of Funds and Budget Revisions. Any reallocation of Block Grant funding between counties shall be voluntary on the part of the County and shall be effective only for the period of the Agreement. The reallocation of Block Grant funds between counties will not affect the allocation of future funding to the County. If during the performance period of the Agreement, the Area Agency determines that a portion of the Block Grant will not be expended, the grant administrator for the County shall be notified in writing by the Area Agency and given the opportunity to make funds available for reallocation to other counties in the Planning and Service Area or elsewhere in the state.

The County may authorize community service providers to implement budget revisions which do not cause the County to fall below minimum budgeting requirements for access, in-home, congregate, and home delivered meals services, as specified in Division of Aging and Adult Services budget instructions issued to the County. If a budget revision will cause the County to fall below minimum budgeting requirements for any of the aforementioned services, as specified in Division of Aging and Adult Services budgeting instructions issued to the County, the grants administrator for the County shall obtain written approval for the revision from the Area Agency prior to implementation by the community service provider, so as to assure that regional minimum budgeting requirements for the aforementioned services will be met.

Unless community services providers have been given the capacity to enter data into the Aging Resource Management System (ARMS), Area Agencies on Aging are responsible for entering amended service data into the Division of Aging Management Information System, as specified in the N.C. Division of Aging and Adult Services Home and Community Care Block Grant Procedures Manual for Community Service Providers, revised February 17, 1997.

9. Monitoring. This Agreement will be monitored to assure that services are being provided as stated in the Division of Aging and Adult Service monitoring Policies and Procedures at <http://www.ncdhhs.gov/aging/monitor/mpolicy.htm> .

The monitoring of services provided under this Agreement shall be carried out by the Area Agency on Aging in accordance with its Assessment Plan and as specified in Administrative Letter 12-08. As of July 1, 2012, DAAS Program Compliance Representatives (PCRs) are no longer monitoring HCCBG services provided through county departments of social services.

Counties and community service providers will receive a written report of monitoring findings in accordance with procedures established in Section 308 of the AAA Policies and Procedures Manual (<http://www.ncdhhs.gov/document/section-308-aaa-policies-and-procedures-manual>). Any areas of non-compliance will be addressed in a written corrective action plan with the community service provider.

Community service providers shall submit all subcontracts to the Area Agency. The community service provider shall be responsible for the performance of all its subcontractors. Subcontract(s) must include at a minimum 1) the full scope of work, 2) deliverables, and 3) appropriate references to service standard requirements. All community service providers who subcontract shall annually complete a "Subcontractor Performance Evaluation" (SPE) form on each subcontractor and submit these SPE forms to the Area Agency.

10. Disputes and Appeals. When there is a question of fact arising under this Agreement, the Service Provider's grants administrator shall identify the issue in writing to the Director of the Area Agency on Aging. The Director shall promptly furnish a decision in writing. If the Service Provider believes it will be harmed by the decision, the grants administrator may appeal the Director's decision by submitting a written request for a hearing to the Director. The request must state the grounds for the appeal and must be submitted within ten (10) calendar days of the adverse decision. Thereafter, the AAA shall provide the Service Provider with a copy of the Piedmont Triad Regional Council Area Agency on Aging Appeals Process and shall implement the process provided for therein.

As provided in the AAA Appeals Process, a decision by the Regional Advisory Council on Aging is final unless within ten (10) days of receipt of the decision, the Service Provider submits a written request for appeal to the Director of the North Carolina Division of Aging and Adult Services with a copy sent to the AAA and to the Chair of the Board of County Commissioners. Appeals to the Division of Aging and Adult services shall be addressed to:

Director
North Carolina Division of Aging and Adult Services
2101 Mail Service Center
693 Palmer Drive
Raleigh, North Carolina 27699-2101

Procedures thereafter will be determined by the appeals process of the Division of Aging and Adult Services.

11. Termination for Cause. If through any cause, the County shall fail to fulfill in a timely and proper manner its obligations under this Agreement, or the County has or shall violate any of the covenants, agreements, representations or stipulations of this Agreement, the Area Agency shall have the right to terminate this Agreement by giving the Chairman of the Board of Commissioners written notice of such termination no fewer than fifteen (15) days prior to the effective date of

termination. In such event, all finished documents and other materials collected or produced under this Agreement shall at the option of the Area Agency, become its property. The County shall be entitled to receive just and equitable compensation for any work satisfactorily performed under this Agreement.

12. **Audit.** The County agrees to have an annual independent audit in accordance with North Carolina General Statutes, North Carolina Local Government Commission requirements, Division of Aging and Adult Services Program Audit Guide for Aging Services and Federal Office of Budget and Management (OMB) Uniform Guidance CFR 2 Part 200.

Community service providers, as specified in paragraph two (2), who are not units of local government or otherwise subject to the audit and other reporting requirements of the Local Government Commission are subject to audit and fiscal reporting requirements, as stated in NC General Statute 143C-6-22 and 23 and OMB Uniform Guidance CFR 2 Part 200, where applicable. Applicable community service providers must send a copy of their year-end financial statements, and any required audit, to the Area Agency on Aging. Home and Community Care Block Grant providers are not required to submit Activities and Accomplishments Reports. For-profit corporations are not subject to the requirements of OMB Uniform Guidance CFR 2 Part 200 but are subject to NC General Statute 143C-6-22 and 23 and Yellow Book audit requirements, where applicable. **Federal funds** may not be used to pay for a **Single or Yellow Book audit** unless it is a federal requirement. **State funds** will not be used to pay for a **Single or Yellow Book audit** if the provider receives less than \$500,000 in state funds. The Department of Health and Human Services will provide confirmation of federal and state expenditures at the close of the state fiscal year. Information on audit and fiscal reporting requirements can be found at <https://www.osbm.nc.gov/management/grants>

The following provides a summary of reporting requirements under NCGS 143C-6-22 and 23, NCAC 03M section .0100, and OMB Uniform Guidance CFR 2 Part 200 based upon funding received and expended during the service provider’s fiscal year.

| Annual Expenditures | Report Required to AAA | Allowable Cost for Reporting |
|--|---|------------------------------|
| Less than \$25,000 in State or Federal Funds | Certification form and State Grants Compliance Reporting <\$25,000 (item # 11, Activities and Accomplishments does not have to be completed OR Audited Financial Statements in Compliance with GAO/GAS (i.e. Yellow Book) | N/A |
| Greater than \$25,000 and | Certification form and Schedule of | N/A |

| Annual Expenditures | Report Required to AAA | Allowable Cost for Reporting |
|--|--|--|
| less that \$500,000 in State funds or \$750,000 in Federal Funds | Grantee Receipts >\$25,000 and Schedule of Receipts and Expenditures OR Audited Financial Statements in Compliance with GAO/GAS (i.e. Yellow Book) | |
| \$500,00+ in State funds but Federal pass through in an amount less than \$750,000 | Audited Financial Statement in compliance with GAO/GAS (i.e. Yellow Book) | May use State funds not Federal Funds |
| \$500,000+ in State funds <u>and</u> \$750,000+ in Federal pass through funds | Audited Financial Statement in compliance with OMB Uniform Guidance 2 CFR Part 200 (i.e. Single Audit) | May use State and Federal Funds |
| Less than \$500,000 in State funds and \$750,000+ in Federal pass through funds | Audited Financial Statement in compliance with OMB Uniform Guidance 2 CFR Part 200 (i.e. Single Audit). | May use Federal funds but not State funds. |

13. Audit/Assessment Resolutions and Disallowed Cost. It is further understood that the community service providers are responsible to the Area Agency for clarifying any audit exceptions that may arise from any Area Agency assessment, county or community service provider single or financial audit, or audits conducted by the State or Federal Governments. In the event that the Area Agency or the Department of Health and Human Services disallows any expenditure made by the community service provider for any reason, the County shall promptly repay such funds to the Area Agency once any final appeal is exhausted in accordance with paragraph ten (10). The only exceptions are if the Area Agency on Aging is designated as a community service provider through the County Funding Plan or, if as a part of a procurement process, the Area Agency on Aging enters into a contractual agreement for service provision with a provider which is in addition to the required County Funding Plan formats. In these exceptions, the Area Agency is responsible for any disallowed costs. The County or Area Agency on Aging can recoup any required payback from the community service provider in the event that payback is due to a community service provider's failure to meet OMB Uniform Guidance CFR 1 Part 200, 45 CFR Part 1321, or state eligibility requirements as specified in policy.

14. Equal Employment Opportunity and Americans With Disabilities Act Compliance. Both the County and community service providers, as identified in paragraph two (2), shall comply with all federal and state laws relating to equal employment opportunity and accommodation for disability.
15. Data to be Furnished to the County. All information which is existing, readily available to the Area Agency without cost and reasonably necessary, as determined by the Area Agency's staff, for the performance of this Agreement by the County shall be furnished to the County and community service providers without charge by the Area Agency. The Area Agency, its agents and employees, shall fully cooperate, with the County in the performance of the County's duties under this Agreement.
16. Rights in Documents, Materials and Data Produced. The County and community service providers agree that at the discretion of the Area Agency, all reports and other data prepared by or for it under the terms of this Agreement shall be delivered to, become and remain, the property of the Area Agency upon termination or completion of the work. Both the Area Agency and the County shall have the right to use same without restriction or limitation and without compensation to the other. For the purposes of this Agreement, "data" includes writings, sound recordings, or other graphic representations, and works of similar nature. No reports or other documents produced in whole or in part under this Agreement shall be the subject of an application for copyright by or on behalf of the County.
17. Conflict of Interest.
 - a. Interest of the Board of County Commissioners. The County covenants that neither members of the Board of County Commissioners nor its agents or employees presently has an interest, nor shall acquire an interest, direct or indirect, which conflicts in any manner or degree with the performance of its service hereunder, or which would prevent, or tend to prevent, the satisfactory performance of the service hereunder in an impartial and unbiased manner.
 - b. Interest of Members of the Area Agency, Lead Regional Organization, and Others. No officer, member or employee of the Area Agency or Lead Regional Organization, and no public official of any local government which is affected in any way by the Project, who exercises any function or responsibilities in the review or approval of the Project or any component part thereof, shall participate in any decisions relating to this Agreement which affects his personal interest or the interest of any corporation, partnership or association in which he is, directly or indirectly, interested; nor shall any such persons have any interest, direct or indirect, in this Agreement or the proceeds arising there from.
 - c. Any conflict or potential conflict of interest, or the appearance of a conflict of interest as described shall be reported by a member of the Board of County Commissioners to that board and by an employee to the employee's supervisor immediately, whereupon a process

shall be conducted to identify whether a conflict of interest exists and if so, to implement a prescribed course of action.

18. Officials not to Benefit. No member of or delegate to the Congress of the United States of America, resident Commissioner or employee of the United States Government, shall be entitled to any share or part of this Agreement or any benefits to arise here from.
19. Prohibition Against Use of Funds to Influence Legislation. No part of any funds under this Agreement shall be used to pay the salary or expenses of any employee or agent acting on behalf of the County to engage in any activity designed to influence legislation or appropriations pending before Congress.
20. Confidentiality and Security. Any client information received in connection with the performance of any function of a community service provider or its subcontractors under this Agreement shall be kept confidential. The community service provider acknowledges that in receiving, storing, processing, or otherwise handling any confidential information, the agency and any subcontractors will safeguard and not further disclose the information except as provided in this Agreement and accompanying documents.
21. Record Retention and Disposition. All state and local government agencies, nongovernmental entities, and their subrecipients, including applicable vendors, that administer programs funded by federal sources passed through the NC DHHS and its divisions and offices are expected to maintain compliance with the DHHS record retention and disposition schedule and any agency-specific program schedules developed jointly with the NC Department of Cultural Resources, Division of Archives and Records. Retention requirements apply to the community service providers funded under this Agreement to provide Home and Community Care Block Grant services. Information on retention requirements is posted at <https://www.ncdhhs.gov/about/administrative-offices/office-controller/records-retention> and updated semi-annually by the NC DHHS Controller's Office. By funding source and state fiscal year, this schedule lists the earliest date that grant records in any format may be destroyed. Confidential records, including electronic records, must be destroyed in such a manner that the data, metadata, and/or physical media cannot be read or reconstructed. The NC DHHS record retention schedule is based on federal and state regulations and pertains to the retention of all financial and programmatic records, supporting documents, statistical records, and all other records supporting the expenditure of a federal grant award. Records legally required for ongoing official proceedings, such as outstanding litigation, claims, audits, or other official actions, must be maintained for the duration of that action, notwithstanding the instructions of the DHHS record retention and disposition schedule.

In addition to record retention requirements for records in any format, the long-term and/or permanent preservation of electronic records require additional commitment and active management by agencies. The community service provider will comply with all policies,

standards, and best practices published by the Division of Aging and Adult Services regarding the creation and management of electronic records.

22. Amendments. The terms of this Agreement may only be amended with a written Contract Amendment executed by both Parties.
23. Applicable Law. This Agreement is executed and is to be performed in the State of North Carolina, and all questions of interpretation and construction shall be construed by the laws of such State.

(continued on next page)

In witness whereof, the Area Agency and the County have executed this Agreement as of the day first written above.

Stokes County

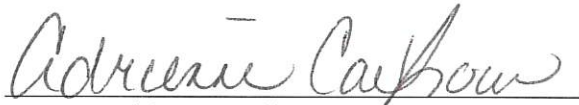
Attest:

Jake Oakley, County Manager

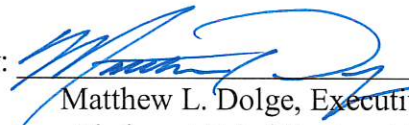
By: _____
Chairman, Board of Commissioners

Area Agency

Attest:

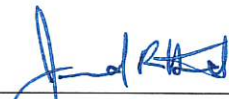


Adrienne Calhoun, Director
Area Agency on Aging

By: 

Matthew L. Dolge, Executive Director
Piedmont Triad Regional Council

Provision for payment of the monies to fall due under this Agreement within the current fiscal year have been made by appropriation duly authorized as required by the Local Government Budget and Fiscal Control Act.

BY: 

Jarrod R. Hand, Finance Officer
Piedmont Triad Regional Council



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.k.

Hart River Access Easement Request

Contact: Jake Oakley

Summary:

I recently received a request from adjoining land owners Michael and Kelly Josey for an easement access across the Hart Property River Access the county recently purchased. As long as the Hart's owned this property they had a verbal agreement. Now that the county owns this we must have a legal deeded easement that is recorded due to this is now public land. Upon approval from the Board, I will proceed with the creation of the necessary documents for the easement along with the County Attorney. I am requesting that this item be moved to the Action Agenda at a future meeting once the County Attorney has prepared the document for approval.

ATTACHMENTS:

| Description | Upload Date | Type |
|-----------------------------------|-------------|------------|
| Proposed Easement for Hart Access | 7/7/2020 | Cover Memo |





**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.I.

Forestry Agreement

Contact: Jake Oakley

Summary:

Agreement for the Protection, Development, and Improvement of Forest Lands in Stokes County. A copy of this agreement has been sent to County Attorney Browder for review.

ATTACHMENTS:

| Description | Upload Date | Type |
|--------------------|-------------|------------|
| Forestry Agreement | 7/8/2020 | Cover Memo |

STATE OF NORTH CAROLINA
Department of
Agriculture and Consumer Services

\$ 174,900 Total Cooperative Appropriation

\$ 96,600 State 60%

\$ 64,400 County 40%

\$ 13,900 County 100% (Smokechaser Position)

\$ 78,300 County Total

AGREEMENT FOR THE PROTECTION, DEVELOPMENT AND IMPROVEMENT
OF FOREST LANDS IN **STOKES COUNTY**, NORTH CAROLINA

THIS AGREEMENT, made under authority of “An act to authorize Counties to cooperate with State in Forest Protection, Reforestation and promotion of Forest Management,” **Article 75 of Chapter 106, G.S. 106-895 through G.S. 106-910, by Session Laws 2011-145, s. 13.25(p), effective July 1, 2011**, and also under authority of the North Carolina Department of Agriculture and Consumer Services (hereinafter Called the Department), party of the first part, and the Board of Commissioners of **STOKES COUNTY** in the State of North Carolina (hereinafter called the Board), party of the second part, witnesseth:

That WHEREAS the said Board, recognizing the need for active forest protection, development, reforestation, management and improvement in **STOKES COUNTY** has accepted the offer of the Department for cooperation in accomplishing this object:

Now, THEREFORE, in consideration of the mutual covenants hereinafter set forth, the said parties contract and agree to maintain a legally appointed and equipped Forest Ranger organization in said county at the joint cost of the State and County, insofar as the joint funds will permit, as follows:

Part I. THE DEPARTMENT AGREES:

1. To select, employ and appoint, after consultation with the Board, a County Forester or County Forest Ranger for the purposes of controlling forest fires in said County; for detecting and extinguishing fires that break out; for investigating the origin of forest, woodland and field fires; for enforcing State forest fire laws; for taking such preventive measures, educational and otherwise, as shall seem necessary to prevent forest fires; for developing and improving the forests through reforestation, promotion and practice of Forest Management practices; and for protection from insects and diseases.
2. To furnish to each Forester or Forest Ranger so employed a badge of office, stationery and report forms, instructional posters for use in the County, leaflets for distributing to landowners and others; to purchase necessary equipment, communication systems, and other Forestry improvements deemed necessary insofar as the joint funds will permit.
3. To pay the Forester or Forest Ranger for all official services rendered at a fair rate of pay. Rates of pay are to be established by the Department in accordance with existing State salary schedules.

4. To direct, supervise, instruct, and inspect, through its agents, the work and conduct of the Forester or Forest Ranger, to discipline and, when necessary, discharge such Forester or Forest Ranger.
5. To submit to the Board of Commissioners monthly (or at other mutually satisfactory intervals) an itemized statement of all monies to be paid by the County and those paid by the Department for the proper conduct of the work within said County.
6. To make available annually from State, Federal, and other funds allotted to it, the sum of **NINETY-SIX THOUSAND, SIX HUNDRED DOLLARS (\$96,600)** as its share of an annual budget of **\$174,900** for carrying on the work in said County.

Part II. THE BOARD AGREES:

1. To pay to the Department 100% of the cost of the Smokechaser's salary of \$13,900. To pay the Department 40% of the total cost of the Forester or Forest Ranger salaries and expenses and of other proper expenditures made in connection with the over-all Forestry program in said County, upon receipt and consequent approval of the periodic statements submitted by the Department.
2. To appropriate annually the sum of **SEVENTY-EIGHT THOUSAND, THREE HUNDRED DOLLARS (\$78,300)** which sum shall be available for expenditure under the terms of this Agreement and shall represent the County's share of the annual budget.

Part III. IT IS EXPRESSLY AGREED AND UNDERSTOOD BY BOTH PARTIES:

1. That this Agreement becomes effective July 1, 2020.
2. That the annual appropriations as set forth above may be revised by mutual agreement between the Department and Board, based on the amount of annual appropriation desirable for the proper conduct of the Forestry work, such revision to become effective at the beginning of a given Fiscal Year. Any unused balance of County funds remaining at the end of a Fiscal Year shall revert to said County unless otherwise mutually agreed upon by both parties.
3. That the Board reimburse the Department as provided in Part II, Item 1, by forwarding a county voucher drawn in favor of the Department for the amount of the County's share of expenditures as set forth in the Department's periodic statement to the Board. That such payments be made by the Board within thirty days following receipt of the Department's billing.
4. The title to all improvements and equipment purchased and/or constructed in connection with this Agreement will rest with the Department; such materials or their equivalent will remain in the County as long as this Agreement is in effect, or as long as they are needed by the Department for the proper conduct of the work therein.
5. That the Forester or Forest Ranger periodically or at the request of the Board, shall present to the Board statements of the work being done within the County, so that said Board may always be fully informed regarding the Forestry finances and activities within the County.

IN WITNESS WHEREOF, the said parties do hereunto affix their names and seals upon the date herein below specified.

For the Board of County Commissioners of **STOKES COUNTY**

Date _____ Chairman

Provisions for the payment of the monies to fall due under this Agreement have been made by appropriation duly made or by bonds or notes duly authorized, as required by the County Fiscal Control Act.

Date _____ County Finance Officer

For the North Carolina Department of Agriculture and Consumer Services

Date _____ Signature

N. David Smith
Chief Deputy Commissioner



**Board of County Commissioners
July 13, 2020
6:00 PM**

Item number: VI.m.

Voluntary Agricultural District Board Appointments

Contact: Shannon Shaver

Summary:

Request received from Natural Resources Director Janice Pack for the new appointments to the Voluntary Agricultural District Advisory Board. She states that they meet eligibility requirements and are active farmers.

**Voluntary Agricultural District
Advisory Board New Appointees**

Expiring Members:

Kay Jones Term Ends-July 2020
Ryan Clark..... Term Ends-July 2020

New Members Replacing Expiring Members:

Carlton Jones..... Term Begins-July 2020 Ends-July 2023
Wesley Bowen Term Begins-July 2020 Ends-July 2023

**Terms are for 3 years beginning July 1*

**Members must remain off the board for 1 year after 3 year term*