



**MINUTES**  
**TOWN OF SUNSET BEACH**  
**Regular Called Meeting, Public Hearing & Work Session**  
March 5th, 2007  
6:30 p.m.

**Members Present**

Mayor Ron Klein  
Councilman Len Steiner  
Councilman Carl Bazemore  
Councilman Bob Bobinski  
Councilman Lou DeVita  
Councilman Ron Watts

**Others Present**

Linda Fluegel, Town Administrator  
Mike Isenberg, Town Attorney  
Kim Cochran, Town Clerk

**6:30 PM**

Mayor Klein spoke of the Emergency Management Meeting he and Mrs. Fluegel had been attending at Sea Trail.

Fluegel added two items to the agenda; the Resolution for Mosquito Control Designation, which she recommended Larry Crim, and a Resolution to the US Coast Guard asking not to delay the bridge.

Fluegel informed Council she had met with Dr. Grimmett about the sign easement. He agreed to give the Town the easement but it will terminate upon his death. She asked Council how to proceed. Council instructed Fluegel to search for other available property for a sign. Maybe near Bonaparte as it was now to be the town limits when annexed.

Watts asked about the activity at the bridge. Fluegel said it was BEMC and ATMC working together to dig trenches for electric and phone cable. It would take about 4 weeks (worse case scenario) but they were hoping for two. They would be tearing up an area in front of Twin Lakes restaurant and the traffic would have to merge with oncoming. There were no lights on the bridge only the stop lights. Everyone was notified and we would all have to bear with it. It should be done by Easter.

Steiner addressed the article in the Sun News and the inconsistencies about the water system being dedicated to the County as contributed capital toward the cost of county sewage treatment capacity. He informed everyone it was a beneficial Interlocal Agreement and corrected some of the mistakes made by the paper. He added they should have written that the county charges less for irrigation water than Sunset. If Sunset Beach had to buy the sewage processing capacity it would have cost between \$82-83 dollars per month per household. The rate will be exactly the same for town residents as it is for all county residents. There would also be no hook up fees until a house was built therefore no monthly fees.

**7:00 pm.**

**1 & 2. Call to Order**

Mayor Klein called the meeting to order and led the Council in the pledge of allegiance.

**3. Minutes of Regular Called Meeting January 8th, 2007**

Motion by Bazemore to adopt minutes. Bobinski seconded. Motion Carried.

**4. Public Hearing:**

**a. Amendment to MB-1 and MB-2 Outdoor Displays**

Bobinski asked for clarification of only half the store being covered. Siebert replied it was consistent with all other areas in the town.

Cliff Erricksen, Business owner spoke on behalf of his business on the island. He felt it was prejudiced toward all small business owners and seemed unfair. He stated the ordinance was very good and bringing stuff in was wise but still felt it was implying their displays were not attractive or well maintained. He opposed this ordinance.

**b. Amendment to Subdivision Ordinance**

Siebert said this was housekeeping.

**c. Amendment to Modular Homes Permitted Uses**

Siebert stated this was making this ordinance more restrictive by requiring permits.

**d. Amendments to #151.030 Designation of Districts**

No comments.

**e. Amendment to Special Uses Permissible on appeal to Board of Adjustments**

Siebert stated this was logical as the town grows. They needed more control over public utility structures. This would prevent confusion and require necessary things not required now.

**f. Zone CR-1 District**

Jan Harris, 206 N Shore Dr. thanked the Council and Planning Board for their hard work. Mrs. Harris wished to verify that the zoning map showed it covered the east end of Palm Cove to 40<sup>th</sup> St. west.

Don Hutchinson 406 6<sup>th</sup> St. asked about the Jan. 8<sup>th</sup> minutes where Watts asked if the lots on the north side of the feeder canal were platted and Fluegel said yes that Riverside was included in CR-1. Mr. Hutchinson said he had looked another plat and it looked like Riverside was BR-2, which was correct? Fluegel stated the map being shown tonight was correct.

## 5. Reports

**a. Administrator** – Budget amendments were to keep line items in balance. Motion by Bazemore to approve, Seconded by Watts. Motion carried.

**b. Finance** –none

**c. Police**- Chief Massey gave a brief report. See attached. She also added that the letter in the Beacon was not about Sunset Beach’s Police Dept.

**d. Fire Department** – Chief Barbee gave a brief report. See attached.

**e. Public Works:** Larry Crim informed council that on March 12<sup>th</sup>, Clubhouse Rd would be blocked for 3 days in front of Club Villas II. He also announced there was a new shower at the gazebo parking lot. Watts asked Crim if there would be another garbage pickup the Monday after Easter. Crim confirmed.

**f. Building Inspections:** see report attached

## 6. New Business

### **a. Revision of Chapter 98**

Fluegel stated this was just a modification of Chapter 98. It was originally adopted from old DOT regulations and a lot of it doesn’t pertain to the town so it isn’t enforced. They were more interested in right-of-ways and paving, so it was redrafted to fit what Sunset Beach enforces.

Motion by Bazemore to adopt, Seconded by Steiner. Motion Carried.

### **b. Amendment to Chapter 92 Fire Prevention**

Fire Marshall Scott Bookout stated they were being proactive to get ahead. There were many new condos and bldgs that have alarm systems. He needed a starting point and this follows Shallotte and the County. Three “free” false alarms were customary. Electrical storms were not counted against them.

Motion by Bazemore to adopt Chapter 92, Seconded by Watts. Motion Carried.

### **c. Resolution Authorizing Local Government Execution of Land Use Plan Planning and Management Grant Contract**

Fluegel stated this was a renewal for Phase II of the Land Use Plan.

Motion by Watts to renew contract, Seconded by Bazemore. Motion carried

### **d. Resolution of Agreement between Town and D.O.T. for Bridge Replacement**

Fluegel stated this was a standard resolution by giving the Town and Mayor the right to execute an agreement.

Motion by Steiner to adopt Resolution, Seconded by Bazemore. Motion Carried.

### **e. Planning Board Recommendations:**

#### **i. Entry walls to Angel’s Trace on NC #904 & Georgetown Rd.**

Watts asked why they were approving this. Fluegel said it was two-fold; in the current ordinance

the gateway structure has to be approved by Planning Board AND Council. But in other actions the Council allows the planning board to approve subdivisions, yet a sign has to go for approval after it's gone through staff.

**Motion** by Watts to approve entry walls, Seconded by Bazemore. Motion carried.

The second part is asking the Council to hold a public hearing to amend the sign ordinance to remove the approval of Town Council for a sign.

**Motion** by Bazemore to hold a public hearing on April 2<sup>nd</sup> on the sign ordinance. Bazemore amended motion to include items 2,3,4,5,6 & 7, Seconded by Watts. Motion Carried.

**ii. Amendment to #151.113 Sign Ordinance**

**iii. Amendment to Permitted Uses to allow Community Centers; Add Definition #151.003**

**iv. Rezone MR-3 at Oyster Bay to MR-2**

**v. Amendment to #151.077 Off-Street Parking Requirements**

**vi. Amendment to Limit Number of Accessory Bldgs. Allowed**

**vii. Amendment to MUD Architectural Section**

**viii. Coastal Communities at Ocean Ridge Plantation  
Phase VI Section 2-C lots 107-126 and Phase VI Section  
2-D Lots 127-160 (Information only)**

**f. Resolution to the US Coast Guard not to delay the bridge.**

**Motion** by Bazemore to adopt Coast Guard Resolution. Seconded by DeVita. Motion Carried

**g. Resolution Designating Official to sign papers in Connection with Mosquito**

**Control**

**Motion** by Watts to adopt Mosquito Control Resolution naming Larry Crim as official. Seconded by Bazemore, Motion Carried.

**7. Old Business:**

**a. Amendment to MB-1 and MB-2 Outdoor Displays**

**Motion** by Bazemore to adopt amendment, Seconded by Watts. Watts stated he didn't know what the right number was but maybe they could look at it in the future. Motion Carried.

**b. Amendment to Subdivision Ordinance**

**Motion** by Watts to adopt amendment along with c, d, e and f, seconded by Bazemore, Motion Carried

**c. Amendment to Modular Homes Permitted Uses**

**d. Amendments to #151.030 Designation of Districts**

**e. Amendment to Special Uses Permissible on appeal to Board of Adjustments**

**f. Zone CR-1 District**

**g. Height Ordinance Amendment (tabled in February)**

Motion by Steiner to remove it from the table for discussion, Seconded by Watts. Motion Carried.

There was much discussion regarding the “one back for two up” ordinance. Steiner felt like it should be removed altogether. Watts suggested a cap on the height.

Al Siebert, Planning Board Chairman, stated they were not asked to look specifically at this 50 foot height cap request. Capping the height was a whole other issue that they could take a look at if Council wanted them to and Council agreed. No action was taken.

**8. Public Comments:**

Mayor Klein mentioned the volunteer groups needed for various functions and asked if anyone was interested to sign up with the Clerk.

No comments.

Motion by Bazemore to adjourn. Seconded by Steiner. Carried

**Adopted this the \_\_\_\_\_ of April , 2007.**

**Attest:**

Kim Cochran, Town Clerk

