The Surry County Board of Commissioners met in regular session at 6:00 p.m. on January 3, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:
- Macon C. Sammons, Jr., County Manager
- Conchita Atkins, Clerk to the Board
- Edwin Woltz, County Attorney
- Betty Taylor, Assistant County Manager for Budget and Finance
- Sandra Snow, Human Resources Officer
- Chris Knopf, Planning Director
- David Stone, Health and Nutrition Center Director
- News Media
- Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Miller delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the December 19 & 20, 2005 meetings. Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:
1. Approve the second reading of the Cable Franchise Ordinance. The first reading and public hearing occurred on December 19, 2005.
2. Approve the purchase of additional hard drive space, in the amount of $2,040, on the GIS server in the Tax Department. The monies would come from the E911 funds.
3. Approve Larry Hill, Parks, Recreation and Maintenance, to attend a week-long chiller compressor maintenance and operation training class at the McQuay International Training Facility in Staunton, Virginia.

Requests from the Assistant County Manager for Budget and Finance:
1. Approve Emergency Services to purchase computer equipment in the amount of $7,567.56.
2. Approve budget change no. 9 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on January 3, 2006.

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Request from the Human Resources Officer:
1. Approve the reclassification of vacant position number 531334 from a Social Worker I to an Income Maintenance Caseworker II, effective January 1, 2006, contingent upon final approval from State Personnel.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

No one spoke in open forum.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.
Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on the North Carolina Community Development Block Grant Program.

Randy Lawson, Housing Director, Northwest Piedmont Council of Governments, presented facts pertaining to the $400,000 Community Development Block Grant Program. Mr. Lawson stated that the grant program would allow constriction of or repairs to twelve homes occupied by low income homeowners.

Chairman Johnson asked for comments from the public.

No one spoke on the amendments.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve the Community Development Block Grant Program.

Chris Knopf, Planning Director, presented the Board with a draft amended Automobile Salvage Yard and Junkyards ordinance which was a follow-up from the December 19, 2005 meeting.

The Board and one citizen discussed the draft ordinance.

Mr. Knopf and the County Attorney stated that changes could be made to the draft ordinance.

It was the consensus of the Board to review the draft amendment and hold a public hearing on January 17, 2006.

Bryan Taylor, Mount Airy City Schools Assistant Superintendent, addressed the Board regarding a Facility Needs Assessment. Mr. Taylor stated that every five years the local board of education is required to complete and submit a Facility Needs Assessment. The report identifies major capital needs such as expansion and renovation. Mr. Taylor presented recommendations for the Mount Airy City School facilities.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to accept the Facilities Needs Assessment of the Mount Airy City Schools.

Arnold Lakey, North Carolina Department of Transportation Board Member, introduced Mike Pettyjohn, North Carolina Department of Transportation Division Engineer.
Mike Pettyjohn, North Carolina Department of Transportation Division Engineer, presented information on Secondary Roads Construction Program Spending Plan for 2006. Mr. Pettyjohn stated there was a cash shortfall which affects all projects, the projects are not deleted, just delayed, and the revenues are looking better for the coming year. Mr. Pettyjohn also presented the Secondary Road Construction Expenditures and Miles Paved from 2001-2005.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individual was recognized:

David Stone recognized the Surry County Home Health Agency for undergoing its 2005 accreditation visit with no conditions or deficiencies listed, for the commendations given by the surveyor, including a request to use copies of the Home Health Agency forms, policies, and procedures, as examples for other agencies. The Board commended the staff of the Home Health Agency for their dedicated efforts and commitment in providing high quality home health services to the citizens of Surry County.

The Board took a fifteen-minute recess.

The Board resumed regular business.

The County Manager gave a status report on the One-Stop Permitting Center. Mr. Sammons stated that he had received a $9,9000 schematic proposal from Martin Boal Anthony and Johnson Architecture.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to proceed with the proposed schematic phase of the One-Stop Center.

The County Manager addressed the Board regarding a Blue Ridge National Heritage Area. Mr. Sammons stated there were 92 applicants and only 20 projects were funded. $10,000 went to the Surry Arts Council to develop a multimedia educational drama celebrating radio station WPAQ and its live “Merry-Go-Round” broadcast.

The County Manager briefed the Board on the voting machine situation. Mr. Sammons stated that the North Carolina Association of County Commissioners opposes the Public Confidence in Election. The Association believes that county boards of elections do not have enough time to order new equipment, install it and adequately train staff prior to the May primary. The Association is also concerned about having only one certified vendor to fulfill all the needs for every county and is requesting that the state provide additional funds to counties to meet the addition state mandates. The local Board of Elections stated there was a need for 120 voting machines in Surry County with a cost of $4,500 per machine.
Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously for the County Manager to write a letter to the Governor and local legislative delegation stating the concerns of the County about the timeframe and the cost of purchasing new voting machines at this time.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to renew the lease agreements with the Domestic Violence Office and TASC, which are located in the Historic Courthouse.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel, economic development and to discuss legal issues with the County Attorney.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the following personnel requests:

- A one-step increase for Jan White, Health and Nutrition Center.
- A one-step increase for Deborah Creed, Health and Nutrition Center, due to the completion of the State Child Health Nurse training.
- Create, advertise and fill a Dentist I position, contingent upon final approval from State Personnel, to allow for training.
- Hire a selected applicant for the part-time Dental Hygienist position, in the Health and Nutrition Center, at Grade 68-14.

The County Manager addressed the Board regarding the cost of an extension of water and sewer from Exit 93 to Exit 100 on I-77. Mr. Sammons had spoken with Kevin Heath, Adams-Heath Engineering, regarding cost for the project. Mr. Heath stated that it would cost about $3M more (or $7.3M total) to go up I-77 than to hook onto the Welcome Center water and sewer project.

The Board discussed issues at the Surry Community College.

The Board discussed the potential of a master water meter for various water and sewer projects.

There was no further business to come before the Board.
Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to recess until January 10, 2006 at 6:30 p.m., Dobson Elementary School, to discuss school facility needs.

The meeting ended at 9:55 p.m.

Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners
Meeting of January 10, 2006

The Surry County Board of Commissioners met in session at 6:30 p.m. on January 10, 2006 to hold a joint meeting with the Surry County Board of Education. The meeting was held at the Dobson Elementary School, Media Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., and Commissioner Fred O’Neal.

Commissioner Craig Hunter was unable to attend due to a conflict.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Betty Taylor, Assistant County Manager for Budget and Finance
Surry County School Board
Dr. Ashley Hinson
Surry County School Board
Attorney Fred Johnson
Representative Jim Harrell, III
News Media
Other Citizens

Chairman Paul Johnson called the reconvened meeting to order.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to acknowledge the receipt of the Surry County Schools five-year Facility Needs Survey and to authorize the Chairman and County Manager to execute.

Dr. Ashley Hinson and Robert Draughn provided a briefing on each of the projects contained in the five-year facilities plan, costing an estimated total of $43,702.402.

The Boards separated and the Board of Commissioners moved to a conference room.

The County Manager outlined the two types of voting equipment and the three available options under State Board Election criteria being prepared for the local Board of Elections, giving the estimated cost for each.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to buy 100 touch-screen voting ES&S machines to maintain Surry County’s high standard of elections.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to request...
the Board of Elections to consider offering early voting at each of the library locations, Mount Airy, Elkin, Pilot Mountain, if feasible. In the case of Dobson, if the Board of Elections is required to continue using the Elections Office for early voting, this should be done in lieu of the Dobson Library.

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Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to go into closed session to discuss personnel and legal issues.

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The Board came out of closed session and resumed regular business.

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Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to adjourn at 10:10 p.m.

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Macon C. Sammons, Jr.
County Manager
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on January 17, 2006. The meeting was held in the County Commissioners’ Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O’Neal.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Jill Leonard, Finance Accounting Technician III
Robin Buie, Payroll and Benefits Manager
Sandra Snow, Human Resources Officer
Chris Knopf, Planning Director
John Barber, Local Ordinance Officer
Mike Wetzel, Parks, Recreation, Maintenance Director
Brenda Rose, County Extension Director
Wayne Black, Social Services Director
Dr. Frank Sells, Surry Community College President
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Miller delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson stated that regulations concerning Automobile Salvage Yards and Junkyards will not be addressed during the public hearing in conjunction with the major revision to the Zoning Ordinance. Chairman Johnson also stated that Article 15, section 6, “Nonconforming Automobile Salvage Yards and Junkyards” and Article 19, section 5, “Village of Rockford sign guidelines”, will be omitted from the major revision and would be addressed at a later date. Names and addresses of interested parties will be taken so that draft regulations can be shared prior to a later public hearing date.

Chairman Johnson requested the Board to consider the minutes of the January 3 & 10, 2006 meetings. Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the following consent agenda items:
Requests by the County Manager:

1. Approve the following resolution to the North Carolina Department of Transportation regarding the addition of Quaker Mill Drive to the secondary road system:

   N. C. DEPARTMENT OF TRANSPORTATION
   REQUEST FOR ADDITION TO STATE MAINTAINED
   SECONDARY ROAD SYSTEM

   NORTH CAROLINA
   COUNTY OF SURRY

   Road Name: Quaker Mill Road

   WHEREAS, the attached petition has been filed with the Surry County Board of Commissioners, requesting that the above named road be added to the Secondary Road System; and

   WHEREAS, the Board is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Highway Division of the Department of Transportation for the addition of roads to the System.

   NOW, THEREFORE, BE IT RESOLVED by the Surry County Board of Commissioners that the Highway Division is hereby requested to review the above-described road, and to take over the road for maintenance if it meets established standards and criteria.

2. Approve the following from the Tax Department:
   - Total releases for the month ending 12-31-05 in the amount of $21,036.40.
   - Total refunds for the month ending 12-31-05 in the amount of $33,948.94.
   - Total real and personal property discoveries in the month ending 12-31-05 in the amount of $24,738.70.
   - Total motor vehicle discoveries for the month ending 12-31-05 in the amount of $3,119.31.
   - Collect October 2005 motor vehicle renewals in the amount of $268,987.83.

3. Approve the resolution for the Health and Nutrition Center regarding Influenza Vaccine Supply:

   Influenza Vaccine Supply Resolution
   Board of County Commissioners
   Surry County, North Carolina

   Whereas each year, a substantial proportion of vaccine-preventable diseases occur among adults, despite the availability of safe and effective vaccines; and

   Whereas, adult immunization levels continue to lag far behind childhood rates, and adult morbidity and mortality from vaccine-preventable diseases remain distressingly high; and

   Whereas, adults form the core infrastructure needed to respond to any emergent public safety and health need; and

   Whereas, the burden of and responsibility for vaccinating high-risk and vulnerable populations often falls upon public health departments and their public partners; and
Whereas, public health is often unable to serve the high-risk and vulnerable populations within a community because of a lack of timely distribution of vaccine, especially influenza vaccine; and

Whereas, commercial vaccinators make early bulk purchases of influenza vaccine and are able to offer mass flu campaigns before public health can vaccinate high-risk populations; and

Whereas, the federal government and local medical providers look to the public health infrastructure to be prepared to respond to and coordinate the response of any communicable disease outbreak, including an influenza pandemic; and

Whereas, the federal government has provided support for the childhood immunization program nationally that has resulted in dramatic reductions in childhood vaccine preventable diseases; and

Whereas, an adult immunization infrastructure is needed prior to implementation of a national universal influenza vaccine recommendation; now

Therefore, in recognition of this compelling public health challenge, the Surry County Health & Nutrition Center, the Board of Health and the Board of County Commissioners request that:

- Sufficient federal funding be identified to support a robust adult vaccine preventable disease vaccination infrastructure and program that would include influenza as a primary component;
- Guaranteed government prices for influenza vaccine be offered as an incentive for vaccine production to meet the demand;
- Federal government bulk purchase a base number of doses for public health;
- Regulations be created to guarantee distribution to public agencies and medical providers before for-profit/commercial businesses; and
- Enforcement rules be developed for providers who disregard high-risk vaccination criteria.

4. Approve a fee increase for the Pneumonia Vaccine from $25.00 per shot to $30.00 per shot.

5. Approve the Health and Nutrition Center to apply and accept, if awarded, a Heart Disease and Stroke Prevention Grant.

6. Approve the reappointments of Mike McHone, Eddie Wilmoth and Donna Collins to the Recreation Advisory Committee.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the transfer of two surplus computers to the Children's Center.

2. Approve budget change no. 10 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on January 17, 2006.

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Request from the Human Resources Officer:

1. Approve the following retiree resolution:

RESOLUTION

WHEREAS, Jackie L. Lewis worked from January 1, 1986 until his retirement on December 31, 2005 as an employee of the Department of Social Services; and

WHEREAS, Mr. Lewis held the positions of Human Resources Placement Specialist I, Social Worker I and Social Work Supervisor II; and

WHEREAS, Mr. Lewis was instrumental in the development and implementation of the Food Stamp Workfare Program, referred to as the Surry Work Activity Program (SWAP), in 1986; and

WHEREAS, The Surry Work Activity Program received both State and Federal recognition, through testimony of Mr. Lewis to the N.C. General Assembly, and in being recognized as an award winner by the National Association of Counties (NACO); and

WHEREAS, Mr. Lewis assisted families with children to achieve economic self sufficiency through his work in implementing the JOB Opportunities and Basic Skills Program (JOBS) in 1992, and through his work in the Subsidized Child Care Unit from February 1995 until his retirement; and

WHEREAS, Mr. Lewis was actively involved in a number of agency and county initiatives including the Surry County Chapter of the N.C. Social Services Association, the Surry County Employee Wellness Committee, and the Surry County Employee Benefits Committee; and

WHEREAS, Jackie Lewis has faithfully served Surry County as a caring and conscientious public servant dedicated to providing assistance to those in need;

NOW THEREFORE, BE IT RESOLVED that the Board publicly commends Jackie Lewis for his service to the citizens of Surry County and wishes to express its appreciation for his many years of dedicated employment; and
BE IT FURTHER RESOLVED that the Board extends to Jackie Lewis its best wishes for many years of happiness during his retirement.

Request from the Planning Department:

1. Approve the James Caudill and Junior Bledsoe II final one-lot subdivision.
2. Approve the Shady Rest Phase Two final six-lot subdivision.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Gayle Norman, resident who lives near the Mayberry Salvage Yard on Sparger Road, thanked the owner for the improvements being made to the property.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR352. The parcel site is 44.29 acres of tax parcel 5925-00-60-1155. The property owner is W. Alex Shinault Heirs. The property is currently zoned RA. The petition is to rezone the property to RR-C.

Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke on the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the rezoning as presented by the Planning Director with the following conditions:

- All development will be restricted to the following permitted uses: Accessory structures; Dwelling, Single-Family (on-site stick built); Dwelling, Single Family (Modular); Subdivision (6-lots or more); Subdivision (5-lots or fewer); Swimming pool, private; and
- The minimum square footage of residential dwellings shall be 1,500 square feet.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR864. The parcel site is 562.59 acres of tax parcel 4959-00-52-9307. The property owner is Paradise Properties, LLC. The property is currently zoned RA. The petition is to rezone the property to RR.
Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

Ken Badgett, Volunteer at Raven Knob, stated that he was concerned with the set back restrictions of the property, so as to protect the Boy Scout Camp.

Mary Spencer lives near the property that is being rezoned and wanted to know how property owners know about rezonings. Ms. Spencer also asked about lighting restrictions.

Chris Knopf, Planning Director, stated that signs were posted at the rezoning sites and each adjoining property owner was sent a letter. Mr. Knopf also stated that there are no lightning restrictions for property zoned RR.

Robert Easter, adjoining property owner, stated that he was concerned that the property tax would go up in the area if the property is rezoned.

Larry Calloway, adjoining property owner, stated that he was for the rezoning and that he felt this would raise property values.

Attorney Lee Merritt, spokesman for the Paradise Properties of Florida LLC, stated that the petitioner had received favorable responses from the community. Attorney Merritt stated that the home sites would be two to five acre restricted home sites, no mobile homes, no hunting, no livestock and the house plans are subject to be approved by the developer. Attorney Merritt also stated that the petitioner does not want to impair the beautification of the community.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to approve the rezoning as presented by the Planning Director.

Commissioner Hunter reminded the Board that when there is a large tract of land subdivided and rezoned, with large numbers of home sites, there is a potential for the school enrollment to increase, which could be a problem with districts that are already overcrowded.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on the major text revisions to the Zoning Ordinance.

Chris Knopf, Planning Director, presented information to the Board regarding the revisions. Mr. Knopf stated that the revised ordinance was endorsed by the Planning Board. The new ordinance includes the required changes as mandated by the General Assembly’s rewrite of the Planning and Zoning Statues of North Carolina.
Chairman Johnson asked for comments from the public.

Paul Carter, owner of the Rockford General Store, was concerned about the proposed guidelines for the proposed Village of Rockford zoning district. He stated that the guidelines were too restrictive and more work is needed. He also stated that there were individuals in the community who agree with the information that he presented to the Board.

Carolyn Carter, co-owner of the Rockford General Store, stated that she was for future zoning development, but feels existing structures should be able to utilize any building materials to preserve their historic charter. Ms. Carter also stated she was suspicious of the Planning Boards motives in working on this project in Rockford.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to pull all sections and references to the proposed Village of Rockford Zoning District and approve all of the following major revisions to the zoning ordinance:

ZONING ORDINANCE
SURRY COUNTY, NORTH CAROLINA

An Ordinance establishing zoning regulations in Surry County, North Carolina, and providing for the administration, amendment, and enforcement of this Ordinance, and providing for and defining the duties and powers of a Board of Adjustment in accordance with the provisions of North Carolina General Statutes, Article 18, Chapter 153A, and for the repeal of all previous Zoning Ordinances.

The purpose of this Ordinance is to provide for the public health, safety and general welfare, encourage orderly development, protect the quality of the environment, and regulate the location and use of structures and land for commerce, industry and residences in accordance with a Comprehensive Land Use Plan.

ARTICLE 1. LEGAL PROVISIONS

Section 1. Enactment and Authority

The Board of County Commissioners of Surry County, North Carolina, pursuant to the authority granted by Article 18, Chapter 153A of the North Carolina General Statutes, does hereby ordain and enact into law the following Articles and Sections.

Section 2. Title

This Ordinance shall be known as the Zoning Ordinance of Surry County, North Carolina.

Section 3. Official Zoning Map

An official zoning map depicting the actual location of the Zoning Districts is made a part of this ordinance and adopted by
reference. The official zoning map, which is identified by the title "Zoning Map of Surry County, North Carolina", shall be known as the "Zoning Map". The official zoning map shall be maintained in the County Planning Department, shall bear the adoption date of this Ordinance and the date of any subsequent map amendments, and may consist of a series of maps.

Section 4. Jurisdiction

The provisions of this Ordinance shall apply within the areas designated as Zoning Districts on the official zoning map(s) by the Board of Commissioners of Surry County. The official Zoning Map(s) will be on file in the Planning and Development Department.

Section 5. Bona Fide Farms Exempt

The provisions of this Ordinance shall not apply to bona fide farms (defined in Article 30). This Ordinance does not impose nor exercise any controls over croplands, timberlands, pasturelands, orchards, or idle or other farmlands. Nor does it exercise control over any farmhouse, barn, poultry house, or other farm buildings, including tenant or other houses for persons working on said farms, as long as such houses shall be in the same ownership as the farm and located on the farm. Residences for non-farm use or occupancy and other non-farm uses shall be subject to the provisions of this Ordinance.

Section 6. Interpretation and Conflict

In interpreting and applying the provisions of this Ordinance, they shall be held to be the minimum requirements for the promotion of the public safety, health, convenience, prosperity, and general welfare. It is not intended by this Ordinance to interfere with, abrogate, or annul any easements, covenants, or other agreements between parties. However, where this Ordinance imposes a greater restriction upon the use of buildings or premises or upon the height of buildings, or requires larger open space than is imposed or required by other ordinance, rules, regulations, or by easements, covenants, or agreements, the provisions of this Ordinance shall govern.

Section 7. Separability

If any Article, Section, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid by the courts, such decision shall not affect the validity of the remaining portion of this Ordinance. The Board of County Commissioners hereby declares that it has passed this Ordinance and each Article, Section, clause, and phrase thereof, irrespective of the fact that any one (1) or more Articles, Sections, sentences, or phrases be declared invalid by the courts.

Section 8. Consistency with Land Use Plans

Pursuant to §153A-341 of the North Carolina General Statutes, zoning regulations shall be made in accordance with land use plans adopted by Surry County. Prior to adopting or rejecting any zoning amendment, the Board of County Commissioners shall adopt a statement describing whether its action is consistent with the adopted land use plans and explaining why the Board of County Commissioners considers the action taken to be reasonable and in the public interest.
The Planning Board shall advise and comment on whether the proposed amendment is consistent with any land use plans that have been adopted and any other officially adopted plan that is applicable. The Planning Board shall provide a written recommendation to the Board of County Commissioners that addresses plan consistency and other matters as deemed appropriate by the Planning Board.

For the purposes of this Section, the term "land use plans" shall mean the following: comprehensive plan, land use plan, small area plan, community plan, community development plan, corridor plan, thoroughfare or transportation plan, and capital improvements plan.

Section 9. Repeal of Previous Ordinance

The Zoning Ordinance originally adopted on July 6, 1964 that applies to the Mount Airy fringe area is hereby repealed. It is not intended by this Ordinance to repeal, abrogate, annul, or in any way to impair or interfere with any other existing provisions of law or ordinance. Nor is it the intention to stay any action to enforce the previous regulations, as provided for in those regulations, as may be in process or may occur, as appropriate, upon or after the effective date of this Ordinance.

Section 10. Effective Date

This Ordinance shall be in force from and after its passage and approval.

Passed and originally adopted this 17th day of September 2001.

ATTEST:

Clerk to the Board Chairman, Surry County Board of Commissioners

Section 11. Ordinance Amendments and Revisions

The text of this Ordinance has been amended by the Board of Commissioners as shown below. Zoning map amendments are described on the Official Zoning Map, as described in Article 1, Section 3.

Amended March 17, 2003
Amended May 5, 2003
Amended May 29, 2003
Amended December 1, 2003
Amended May 17, 2004
Amended August 16, 2004
Amended February 21, 2005
Amended April 18, 2005
Major Revision January 17, 2006

ARTICLE 2. ADMINISTRATION

Section 1. Zoning Enforcement Officer

The Zoning Administrator, or his authorized agent, is hereby authorized, and it shall be his duty, to enforce the provisions
of this Ordinance. This official shall have the right to enter upon the premises at any reasonable time necessary to carry out his duties. It is the intention of this Ordinance that all questions arising in connection with enforcement and interpretation shall be presented first to the Zoning Administrator. Appeal from his decision shall be made to the Board of Adjustment.

In administering the provisions of this Ordinance, the Zoning Administrator shall:

A. Make and maintain records of all applications for permits and requests listed herein, and records of all permits issued or denied, with notations of all special conditions or modifications involved.

B. File and safely keep copies of all plans submitted, and the same shall form a part of the records of his office and shall be available for inspection at reasonable times by any interested person.

C. Transmit to the appropriate board or commission and the Board of County Commissioners all applications and plans for which their review and approval is required.

D. Conduct inspections of the premises and, upon finding that any of the provisions of this Ordinance are being violated, notify in writing the person responsible for such violations, indicating the nature of the violation and ordering the action necessary to correct it.

Section 2. Zoning Permits

A. Zoning Permit Required

A valid Zoning Permit shall be presented with any application for a Building Permit. No Building Permit shall be issued for any activity in a zoned area until such Zoning Permit is presented.

It shall be unlawful to commence the excavation for, or the construction of, any building or other structure including accessory structures; or to commence the moving, alteration or repair of any structures; or the use of any land or building, including accessory structures, until the Zoning Administrator has issued a Zoning Permit for such work or use including a statement that the Plans, specifications and intended use of such land, or structures, in all respects conforms with the provisions of this Ordinance. Application for a Zoning Permit shall be made in writing to the Zoning Administrator on forms provided for that purpose. Zoning Permits shall be void after six (6) months from the date of issue unless substantial progress on the project has been made by that time.

B. Approval of Plans

It shall be unlawful for the Zoning Administrator to approve any site plans or issue a Zoning Permit for any purpose regulated by this Ordinance until he has inspected such site plans in detail and found them in conformity with this Ordinance. To this end, the Zoning Administrator shall require that every application for a Zoning Permit be
accompanied by a site plan or plat drawn to scale and showing the following in sufficient detail to enable him to ascertain whether the proposed activity is in conformance with this Ordinance. Site plans or detailed development plans approved by the Planning Board or BOCC may suffice for the requirements of this part.

1. The actual shape, location, and dimensions of the lot.

2. The shape, size, and location of all buildings or other structures to be erected, altered or moved and of any building or other structures already on the lot.

3. The existing and intended use of all such buildings or other structures.

4. Such other information concerning the lot or adjoining lots as may be essential for determining whether the provisions of this Ordinance are being observed.

5. Information required by the provisions of an Overlay Zoning District, Special Zoning District, or other development guidelines dictated within this Ordinance.

C. Issuance of Zoning Permits

If the proposed activity, as set forth in the application, is in conformity with the provisions of this Ordinance, the Zoning Administrator or their assigns, shall issue a Zoning Permit. If any application for a Zoning Permit is not approved, the Zoning Administrator shall state in writing, on the application the cause for such disapproval. Issuance of a permit shall, in no case, be construed as waiving any provision of this or any other ordinance or regulation.

Section 3. Certificates of Occupancy

No new building or part thereof shall be occupied, and no addition or enlargement of any existing building shall be occupied, and no existing building after being altered or moved shall be occupied, and no change of occupancy shall be made in any existing building or part thereof, until the Building Inspector or Zoning Administrator has issued a Certificate of Occupancy therefor. The Change of Occupancy Provision shall not apply to rooms intended for transit rental. A Temporary Certificate of Occupancy may be issued for a portion or portions of a building which may safely be occupied prior to final completion and occupancy of the entire building or for other temporary uses.

The Certificate of Occupancy shall be issued automatically by the Building Inspector after all final inspections have been made.

In the case of existing buildings or other uses not requiring a Building Permit, after supplying the information and data necessary to determine compliance with this Ordinance and appropriate regulatory codes of Surry County for the occupancy intended, the Zoning Administrator shall issue a Certificate of Occupancy when, after examination and inspection, it is found that the building or use in all respects conforms to the
provisions of this Ordinance and appropriate regulatory codes of Surry County for the occupancy intended.

Section 4. Other Permits

The Zoning Administrator shall be authorized to issue other permits as required by this Ordinance or the Board of County Commissioners.

Section 5. Administrative Procedures

A. Public Hearings

Any case involving an appeal or variance requires a public hearing to be held by the Board of Adjustment and any case involving a change of zoning district classification, or other ordinance changes requires a public hearing to be held by the Board of Commissioners.

Each Board shall fix a date for hearing the appeal or request, to be held within forty-five (45) days of the date a complete application was submitted, and give public notice as required by law, as well as due notice to the parties in interest. At the hearing any person or party may appear in person or by agent or attorney. Each Board shall take action on a matter within a reasonable time after the termination of the proceedings.

B. Revocation of Conditional Use Permits and Variances

After a public hearing has been held and approval granted for a conditional use or variance, the granting Board may reverse any decision with a public hearing upon finding:

1. That the approval was obtained by fraud; or

2. That the use for which such approval was granted is not being executed; or

3. That the use for which such approval was granted has ceased to exist or has been suspended for one year or more; or

4. That the permit granted is being, or recently has been, exercised contrary to the terms for conditions of such approval; or

5. That the permit granted is in violation of an ordinance or statute; or

6. That the use for which the approval was granted was so exercised as to be detrimental to the public health or safety, or so as to constitute a nuisance.

C. Appeals

Administrative Appeals may be taken to the Board of County Commissioners by any person, firm, or corporation aggrieved, or by any officer, department, or board of the County affected by a decision of the Planning Board. Such appeals shall be filed with the Board of County Commissioners by notice specifying the grounds for appeal. Appeals shall be filed within thirty (30) days from the
date of the action being appealed. Appeals shall be effective upon receipt.

Appeals may be taken to the Board of Adjustment by any person, firm, or corporation aggrieved, or by an officer, department, or board of the County affected by any decision of an administrative official, charged with the enforcement or interpretation of this Ordinance, thought to be in error. Such appeals shall be filed with the Board of Adjustment by notice specifying the grounds for appeal. Appeals shall be filed within sixty (60) days from the action being appealed. The officer from whom the appeal is taken shall forthwith transmit to the Board of Adjustment all papers constituting the record upon which the action appealed from was taken together with any additional written reports or documents as he deems pertinent. The Board of Adjustment may, after a public hearing, so long as such action is in conformity with the terms of this Ordinance, reverse or affirm, wholly or in part, or may modify any order, requirement, decision, or determination as ought to be made, and to that end shall have the powers of the administrative official from whom the appeal is taken.

Further appeals from the Board of Adjustment or from any action of the Board of County Commissioners shall be taken directly to the courts as provided by law.

D. Fees

Each applicant for an appeal from an administrative decision or decision of the Planning Board, for a variance or Conditional Use Permit, or with a request for rezoning or other change in this Ordinance, shall pay a fee, according to the fee schedule available in the Planning Department, to Surry County to cover the costs of advertising and administration. A receipt for this fee shall be issued by the County. However, this fee shall not apply to requests originating with any Surry County department, board, or agency.

E. County May Appeal

In all cases, the Board of County Commissioners reserves the right to appeal any decision of the Zoning Administrator to the Board of Adjustment and any decision of the Board of Adjustment to the courts.

Section 6. Vested Rights

A. Purpose

The purpose of this section is to implement provisions of G.S. 153A-344.1 that establishes a statutory zoning vested right upon the approval of a site-specific development plan.

B. Procedure

1. At the time that the landowner submits an application for a subdivision plat or Conditional Use Permit, the landowner must declare he is seeking to acquire a vested
right pursuant to G.S. 153A-344.1 and the Surry County Zoning Ordinance by completing the appropriate form.

2. For subdivision plats, where a vested right will be sought, the Zoning Administrator will advertise and schedule a public hearing following the same procedure used for Conditional Use Permits. (For Conditional Use Permits, the scheduling of public hearings is automatic.)

3. For proposed developments that do not require subdivision plat approval or a Conditional Use Permit, the landowner may seek to establish a vested right by following procedures for application for a Conditional Use Permit.

4. A variance shall not constitute a site-specific development plan and approval of a site-specific development plan with the condition that a variance be obtained shall not confer a vested right unless and until the necessary variance is obtained.

C. Establishment of Vested Right

1. A vested right shall be deemed established upon the valid approval, or conditional approval, of the above mentioned subdivision plat or Conditional Use Permit. Such vested right shall confer upon the landowner the right to undertake and complete the development and use of said property under the terms and conditions of the subdivision plat or Conditional Use Permit.

2. A right that has been vested, as provided for in this section, shall remain vested for a period of two (2) years. This vesting shall not be extended by any amendments or modifications unless expressly provided by the county. The County may, but is not required to, extend the vested term to a maximum total of five (5) years.

D. Termination

A vested right, once established as provided for in this section, precludes any zoning action by the County which would change, alter, impair, prevent, diminish, or otherwise delay the development or use of the property as set forth in an approved site specific development plan, except that the right will be terminated in the following circumstances:

1. With written consent of the affected landowner;

2. Upon finding that natural or man-made hazards on or in the immediate vicinity of the property, if uncorrected, would pose a threat to the public health, safety, and welfare if the project were to proceed as contemplated in the site specific development plan;

3. To the extent that the affected landowner receives compensation for all costs and losses;

4. Upon finding that the landowner, or his representative, intentionally supplied inaccurate information or made material misrepresentations that made a difference in the plan approval by the county;
5. Upon the enactment of a State or Federal law or regulation that precludes development as contemplated in the site specific development plan; or,

6. At the end of the applicable vesting period with respect to buildings and uses for which no valid building permit applications have been filed.

ARTICLE 3. ENFORCEMENT AND PENALTIES

Section 1. Enforcement Authority

This Ordinance shall be enforceable in accordance with provisions available in the General Statutes of North Carolina Article 18, Chapter 153A.

Section 2. Violations; Violators

Section 2.1 Violation

It is unlawful and a violation of this Ordinance to establish, create, expand, alter, occupy or maintain any use, land development activity, or structure, including, but not limited to, signs and buildings, that violates or is inconsistent with any provision of this Ordinance or any order, approval, or authorization issued pursuant to this Ordinance. Approvals and authorizations include, but are not limited to, Conditional Use Permits, Building Permits, Zoning Permits, Certificates of Occupancy, variances, development plans, planting plans, site plans, sign plans, and conditions of such permits, certificates, variances and plans. It is also a violation to engage in any construction, land development activity, or use without all approvals and authorizations required by this Ordinance.

Each day of a violation is a separate and distinct violation.

Section 2.2 Violator

Violators include any person who owns, leases, occupies, manages, designs or builds any structure or land development activity in violation of this Ordinance and any person who owns, leases, or occupies a use in violation of this Ordinance. A violation may be charged against more than one violator.

Section 2.3 Complaints Regarding Violations

When a violation of this Ordinance occurs, or is alleged to have occurred, any person may file a written or verbal complaint. Such complaint shall state fully the cause and basis thereof and shall be filed with the Zoning Administrator, or his authorized agent. An investigation shall be made within ten (10) days. Actions as provided in these regulations shall be taken.

When a violation is discovered and is not remedied through informal means, written Notice of the Violation shall be given. This notice shall be delivered by hand delivery or certified mail to the violator's last known address, or hand delivery to or posting the notice at the property in violation.

The notice shall include the following:

a. A description of the violation and its location,
b. The measures necessary to correct it,
c. The possibility of civil penalties and judicial enforcement action,
d. Notice of right to appeal, and
e. The time period allowed, if any, to correct the violation, which time period may vary depending on the nature of the violation and knowledge of the violator.

This notice is an administrative determination subject to appeal as provided below.

Section 2.4 Appeal to the Board of Adjustment

A violator who has received a Notice of Violation may appeal the determination that a violation has occurred to the Board of Adjustment by making a written request and paying the appropriate fee within thirty (30) days of receipt of the Notice of Violation. Citations that follow the original Notice of Violation may not be appealed to the Board. The Board shall hear the appeal and may affirm, or reverse, wholly or partly, or may modify the determination of the violation. If there is no appeal, the determination of the Zoning Administrator is final.

Section 2.5 Failure to Comply with Notice or Board of Adjustment Decision

If the violator does not comply with a Notice of Violation, which has not been appealed, or with a final decision of the Board of Adjustment, the violator shall be subject to enforcement action as prescribed by State law or by this Ordinance.

Section 3. Criminal Penalties

Any person, firm, or corporation violating any Section or provision of this Ordinance shall, upon conviction, be guilty of a misdemeanor and shall be fined not more than $50.00 or imprisoned not more than thirty (30) days for each violation. Each day such violation continues, however, shall be a separate and distinct offense, punishable as herein before provided.

Section 4. Civil Remedies

A. Civil Penalties

A violation of this Ordinance will subject offender to a civil penalty that will be enforced through the issuance of citations by the Zoning Enforcement Officer. The County may recover this penalty in a civil action in the nature of a debt if the offender does not pay the penalty within 15 days. In addition, failure to pay the civil penalty within 15 days may subject the offender to criminal charges.

The following civil penalties are established for violations under this section:

<table>
<thead>
<tr>
<th>Penalty</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Warning citation</td>
<td>Correct violation within 15-days</td>
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<tr>
<td>First citation</td>
<td>$50.00</td>
</tr>
<tr>
<td>Second citation for same offense</td>
<td>$100.00</td>
</tr>
<tr>
<td>Third and sequential citations for same offense</td>
<td>$100.00</td>
</tr>
</tbody>
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Each day such violation continues, however, shall be a separate and distinct offense, punishable as herein before provided.

These civil penalties are in addition to any other penalties that may be imposed by a court of law from violation of the provisions of this Ordinance.

B. Injunctions and Orders of Abatement

If a building or structure is erected, constructed, reconstructed, altered, repaired, converted, or maintained, or any building, structure, or land is occupied or used in violation of the General Statutes of North Carolina, this Ordinance, or other regulation made under authority conferred thereby, Surry County may apply to the District Court, Civil Division, or any other court of competent jurisdiction, for a mandatory or prohibitory injunction and Order of Abatement commanding the defendant to correct the unlawful condition upon, or cease the unlawful use of, the property.

In addition to an injunction, the court may enter an Order of Abatement as a part of the judgment in the case. An Order of Abatement may direct that buildings or other structures on the property be closed, and demolished, or removed; that fixtures, furniture, or other movable property be removed from buildings on the property; that grass and weeds be cut; that improvements or repairs be made; or that any other action be taken that is necessary to bring the property into compliance with this Ordinance. If the defendant fails or refuses to comply with an injunction or with an Order of Abatement within the time allowed by the court, he may be cited for contempt and the County may execute the Order of Abatement. The County shall have a lien on the property for the cost of executing an Order of Abatement.

Section 5. Equitable Relief

Surry County may apply to the District Court, Civil Division or other court of competent jurisdiction for an appropriate equitable remedy. It shall not be a defense to the County's application for equitable relief that there is an adequate remedy at law.

Section 6. Combination of Remedies

The County may choose to enforce this Ordinance by any one, all, or combination of the above procedures.

Section 7. State Enforcement Authority For Water Supply Watershed

The Environmental Management Commission may take any appropriate preventive or remedial enforcement action authorized under G.S. 143-214.5 against any person who violates any minimum statewide water supply watershed management requirement.

ARTICLE 4. CHANGES AND AMENDMENTS

Section 1. Initiation of Amendments
The Board of County Commissioners may, on its own motion, upon recommendation of the Planning Board, or upon petition by an interested person, amend, supplement, change, modify or repeal the regulations or district boundaries established by this Ordinance. A petition by an interested person shall be submitted to the Board of County Commissioners through, and reviewed by, the Planning Board, which shall consider its merit and make a recommendation to the Board of County Commissioners. In no case shall final action by the Board of County Commissioners be taken on amending, changing, supplementing, modifying or repealing the regulations or district boundaries hereby established until the Board of County Commissioners has held a public hearing.

Section 2. Action By the Applicant

A. Initiation of Amendments

1. Proposed changes or amendments to the Surry County Zoning Map and/or the text of this Ordinance, may be initiated by the Board of County Commissioners, Planning Board, County Administration, Board of Adjustment, or by the owner(s), designated agent(s), or any interested party, of property within the area proposed to be changed.

2. The text or map of this ordinance shall not be amended, supplanted, changed, modified or repealed until after a public hearing has been held by the Board of Commissioners at which all parties in interest and citizens shall have the opportunity to be heard. A notice of such public hearing shall be given once a week for two (2) successive weeks in a newspaper of general circulation in the County, said notice shall be published for the first time not less than ten (10) days not more than twenty five (25) days prior to the date fixed for such public hearing. In computing such period, the day of publication is not to be included but the day of the hearing shall be included. In addition, before changing the zoning map, notice shall be mailed first class mail to adjoining property owners at least 10 days before the hearing date. Notice shall also be provided by posting the subject property at least 10 days before the hearing date.

The requirements of this part are subject to additional requirements found in Articles 8 and 10. Where the provisions of this part and Articles 8 and 10 conflicts, the more stringent requirements shall apply.

B. Petition

A petition for any change or amendment shall contain a metes and bounds description of the property or portion of the property identified on the petition, a statement of the present and proposed zoning regulation or district boundary, and the names and addresses of the owner or owners of the property involved. Such petition shall be filed no later than 21 days prior to the Planning Board meeting at which the petition is to be considered. There must be a separate petition prepared for each parcel of land that has different ownership.
The petitioner shall schedule a meeting with the Planning staff prior to submittal of the petition. This meeting will allow the petitioner and the Planning staff to familiarize themselves with the proposal, Land Use Plan development principles, and any applicable regulations.

In addition to this Article, petitions for any map amendment to a conditional zoning district shall also be subject to the requirements found in Article 8 of this Ordinance.

C. Fees

A nonrefundable fee, according to the schedule posted in the Planning Department, shall be paid to Surry County for each application for an amendment, to cover costs of advertising and other administrative expenses involved.

D. Repetition for Amendment

With the exception of requests originating with the Planning Board, Board of Adjustment, or County Administration, a petition for any rezoning of the same property or any petition for the same amendment to the Zoning Ordinance text shall be permitted only once within any one year period. The Board of County Commissioners, by eighty percent (80%) affirmative vote of its total membership, may waive this restriction if it finds any emergency exists.

Section 3. Action By the Planning Board

Every proposed amendment (text and map), supplement, change, modification or repeal of this Ordinance shall be referred to the Planning Board for its recommendation and report. The Planning Board shall hold a public meeting, at which the Board of County Commissioners may sit concurrently with the Planning Board if the Board of Commissioners so desires.

In addition to the requirements of this Article, proposed map amendments to a conditional zoning district or requirements for special zoning districts shall be adhered to by the Planning Board as found in Article 8 and Article 10.

The Planning Board shall advise and comment on whether the proposed amendment is consistent with any officially adopted comprehensive plan, land use plan, small area plan, community plan, community development plan, corridor plan, thoroughfare or transportation plan, and capital improvements plan. The Planning Board shall provide a written recommendation to the governing board that addresses plan consistency and other matters as deemed appropriate by the Planning Board.

The following policy guidelines shall be followed by the Planning Board concerning zoning amendments and no proposed zoning amendment will receive favorable recommendation unless:

A. The proposal will place all property similarly situated in the area in the same category, or in appropriate complementary categories.

B. There is convincing demonstration that all uses permitted under the proposed district classification would be in the
general public interest and not merely in the interest of an individual or small group.

C. There is convincing demonstration that all uses permitted under the proposed district classification would be appropriate in the area included in the proposed change. (When a new district designation is assigned, any use permitted in the district is allowable, so long as it meets district requirements, and not merely uses which applicants state that they intend to make of the property involved.)

D. There is convincing demonstration that the character of the neighborhood will not be materially or adversely affected by any use permitted in the proposed change.

E. The proposed change is in accord with the Land Use Plan and sound planning principles.

The Planning Board shall render its decision on any properly filed application within thirty (30) days after the introduction of such application and shall transmit its recommendation and report, including the reasons for its determinations, to the Board of County Commissioners.

Section 4. Action By the Board of County Commissioners

The Board of Commissioners shall call a public hearing for the next available regular evening meeting date, allowing time for advertising. Notice shall also be made by posting the property involved for a period of at least one (1) week prior to the hearing.

Before taking such lawful action as it may deem advisable, the Board of County Commissioners shall consider the Planning Board’s recommendations on each proposed zoning amendment. If no written report is received from the Planning Board within thirty (30) days of referral of the amendment to that board, the Board of Commissioners may proceed in its consideration of the amendment without the Planning Board’s report. The Board of Commissioners is not bound by the recommendations, if any, of the Planning Board.

A report from the Planning Board that a proposed amendment is inconsistent with an officially adopted plan shall not preclude consideration or approval of the proposed amendment by the Board of Commissioners.

In addition to the requirements of this Article, proposed map amendments to a conditional zoning district or requirements for special zoning districts shall be adhered to by the Board of County Commissioners as found in Article 8 and Article 10.

The applicant, the Planning Board, and the Zoning Administrator shall be given written copies of the Board of County Commissioners’ decision and the reasons therefore.

Section 5. Withdrawal of the Application

Any application submitted in accordance with the provisions of this Article for the purpose of amending the regulations or district boundaries established by this Ordinance may be withdrawn at any time, but fees are nonrefundable.
ARTICLE 5. BOARD OF ADJUSTMENT

Section 1. Establishment

A. There shall be and hereby is created a Board of Adjustment (hereafter called the "Board") consisting of five (5) members and two (2) alternates.

B. The Board of County Commissioners shall appoint members of the Board of Adjustment ("Board").

C. Members of the Board serving upon the effective date of this Ordinance shall serve the balance of the term to which he or she was appointed.

D. New members shall be appointed for a maximum term of three (3) years, but may be appointed for less in order to stagger terms properly.

E. Terms will be staggered so that no more than fifty (50) percent of the members' terms expire at one time.

F. The terms of Board members shall be staggered as follows: the terms of two (2) members and one (1) alternate shall expire in one year, the terms of two (2) more members shall expire the next year, and the terms of the last member and one (1) alternate shall expire the following year.

G. The members of the Board of Adjustment shall be residents of the County.

Section 2. Proceedings of the Board of Adjustment

A. Purpose

1. It is the intent of this Ordinance that all questions of interpretation and enforcement shall first be presented to the Zoning Administrator, or his authorized representative.

2. Such questions shall be presented to the Board of Adjustment only on an appeal from the decision of the Zoning Administrator, or his authorized agent, and that recourse from the decision of the Board shall be to the courts as provided by law.

3. The Board has the authority to grant zoning variances and such other issues as authorized by law or the Board of Commissioners.

4. It is further intended that the duties of the County Commissioners shall not include the hearing and passing upon disputed questions that may arise in connection with the enforcement of this Ordinance, but the procedure for determining such questions shall be as herein set forth.

B. Officers

The Board shall elect one of its members as Chairman, another as Vice-Chairman, and shall appoint a Secretary and such other subordinates as may be authorized by the Board of County Commissioners or as the Board of Adjustment deems necessary.
C. Meetings

1. Meetings of the Board shall be held at the call of the Chairman and at such other times as the Board may determine.

2. All meetings of the Board shall be open to the public.

D. Administering Oaths and Compelling Attendance of Witnesses

The Chairman or, in his absence, the acting Chairman, may administer oaths and compel the attendance of witnesses.

E. Minutes of the Meetings

The Board shall keep minutes of its proceedings, showing the vote of each member upon every question, or if absent or failing to vote, indicating such fact, and also keep records of its examination and other official action.

F. Voting

The concurring vote of four (4) members of the Board (not including alternates) shall be necessary to reverse any order, requirement, decision, or determination of any administrative official charged with enforcement of this Ordinance or to decide in favor of the applicant on any matter which it is required to pass under the Zoning Ordinance or to effect any variation in such Ordinance.

G. Appeal to the Board of Adjustment

An appeal to the Board or request of a variance from the requirements of this Ordinance, may be taken by any person, firm, or corporation aggrieved, or by any governmental officer, department, board, or agency affected by any decision of the Zoning Administrator, or his authorized agent, based in whole or in part upon the provisions of this Ordinance. Such appeal shall be taken within thirty (30) days after the decision being appealed is made, by filing with the Zoning Administrator and with the Board a Notice of Appeal, specifying the grounds thereof.

H. Fees

A fee shall be paid by the applicant according to the County fee schedule to cover administrative and advertising costs and postage.

I. Duty of the Zoning Administrator Upon Notice of Appeal

The Zoning Administrator shall forthwith transmit to the Board all the papers constituting the record upon which the action appealed from was taken or regarding the variance request.

J. Effect of an Appeal
An appeal stays all proceedings in furtherance of the action appealed from unless the Zoning Administrator certifies to the Board, after the Notice of Appeal has been filed with him, that by reason of the facts stated in the certificate a stay would, in his opinion, cause imminent peril to life or property or that because the violation charge is transitory in nature, a stay would seriously interfere with the enforcement of the Ordinance, in which case, proceedings shall not be stayed otherwise than by a restraining order, which may be granted by the Board or by a court of record to whom an appeal has been made.

K. Setting a Hearing Date

The Board shall fix a date for hearing of the appeal or variance request, to be held within forty-five (45) days of the date a complete application was submitted, giving notice to the applicant by certified mail.

L. Public Notice of Hearing

Notice of an appeal hearing shall be advertised in a local newspaper once, at least fifteen (15) days before the hearing. Those parties involved shall be notified of the hearing.

M. Notice of Decision to Appellant

The decision of the Board, in writing, shall be delivered to the appellant either by personal service or by certified mail, return receipt requested.

Section 3. Powers and Duties of the Board of Adjustment

A. Administrative Review

The Board shall hear and decide appeals where it is alleged there is an error in any order, requirement, decision, or determination made by the Zoning Administrator, or his authorized agent, in the enforcement of this Ordinance.

B. Zoning Variances

1. Upon appeal in specific cases, the Board may authorize variance(s) from the terms of this Ordinance as will not be contrary to the public interest. In cases where, due to special conditions, a literal enforcement of the provisions of this Ordinance will result in undue hardship, a variance may be appropriate in order that the spirit of this Ordinance shall be observed and substantial justice done.

2. The public hearing shall be held at which any party may appear in person or by agent or by attorney.

3. The Board shall not grant a variance unless and until all of the following facts are found, based on evidence presented at the public hearing:

   a) There are special conditions and circumstances that exist which are peculiar to the land, structure, or
building involved and which are not applicable to other lands, structures, or buildings in the same district;

b) The special conditions and circumstances are not the result of the actions of the applicant;

c) Granting the variance requested will not confer upon the applicant any special privileges that are denied to other residents of the zoning district in which the property is located;

d) A literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district;

e) The requested variance will be in harmony with the purpose and intent of this Ordinance and will not be injurious to the neighborhood or otherwise detrimental to the general welfare;

f) No nonconforming use of neighboring lands, structures, or buildings in the same district and no permitted use in another district shall be considered grounds for the issuance of a variance.

4. The Board of Adjustment shall further make a finding that the reasons set forth in the application justify the granting of the variance and that the variance is the minimum condition that will make possible the reasonable use of the land, building, or structure.

5. Before making any finding in a specified case, the Board shall first determine that the proposed variance will not impair an adequate supply of light and air to adjacent property and will not materially increase the public danger of fire and safety. Nor will it impair the public health, safety, morals, and general welfare.

6. Under no circumstances shall the Board grant a variance to allow a use not permissible under the terms of this Ordinance in the district involved, or any use expressly or by implication prohibited by the terms of this Ordinance in said district.

7. In granting any variance, the Board may prescribe appropriate conditions and safeguards in conformity with this Ordinance. Violation of such conditions and safeguards, when made a part of the terms under which the variance is granted, shall be deemed a violation of this Ordinance and punishable under Article 3 (Enforcement and Penalties) and the variance may be revoked.

C. Decisions of the Board of Adjustment

The Board may, so long as such action is in conformity with the terms of this Ordinance, reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination, and to that end shall have powers of the Zoning Administrator from whom appeal is taken.
Section 4. Additional Variance Requirements

Additional requirements and stipulations for variances may be found in other Articles and Sections of this Ordinance. It will be the responsibility of the Zoning Administrator to ensure that all variance requirements found in this Ordinance are strictly followed.

ARTICLE 6 GENERAL PROVISIONS

Section 1. Zoning Affects All Land and Every Building and Use

No building or land shall hereafter be used and no building or part thereof shall be erected, moved or altered except in conformity with the regulations herein specified for the district in which it is located.

Section 2. Applicability to Incorporated and Extraterritorial Areas

The provisions of the Ordinance are not applicable in the incorporated areas of Dobson, Elkin, Mount Airy, or Pilot Mountain or in the established extraterritorial jurisdictions of these municipalities; with the exception of Article 22, "Wireless Communication Towers", which is applicable within the planning jurisdiction of the Town of Elkin.

Section 3. Bona Fide Farms Exempt

This Ordinance shall in no way regulate, restrict, prohibit, or otherwise deter any bona fide farm (as defined in Article 30) and its related uses except that any use of such property for nonfarm purposes shall be subject to all regulations specified herein.

Section 4. Subdivisions in the Rural Agricultural (RA, RA-C) District

In order to allow the development of small-scale developments that are compatible to the rural parts of the County and to better manage the proliferation of large-scale developments which could alter these parts of the County and potentially threaten existing agricultural operations, the subdivision of a single parcel of land into five (5) separate parcels or less shall be limited to one every 18 months. A person may apply to have their land rezoned if they wish to subdivide into six (6) lots or more. This section does not apply to lands outside of the Rural Agricultural (RA, RA-C) district nor does this apply to subdivisions, which are exempt from the Surry County Subdivision Ordinance.

Section 5. Street Access

No building shall be erected on a lot which does not abut a street or private street, or have access to a street or private street, provided that in a business district or in a planned project in a residential district, a building may be erected adjoining a parking area or other dedicated open space which has access to a street used in common with other lots.

Section 6. Required Yards Not to be Used by Building
The minimum yards or other open spaces required by this Ordinance for each and every building shall not be encroached upon or considered as meeting the yard and open space requirements of any other building.

Section 7. Relationship of Building to Lot

Every building hereafter erected, moved or structurally altered shall be located on a lot and in no case shall there be more than one (1) principal building and its customary accessory buildings on the lot, except in the case of a specially designed complex of institutional, residential, commercial, or industrial buildings in an appropriate zoning district.

Section 8. Reduction of Lot and Yard Areas Prohibited

No yard or lot existing at the time of passage of this Ordinance shall be reduced in size or area below the minimum requirements set forth herein, except for street widening. Yards or lots created after the effective date of this Ordinance shall meet at least the minimum requirements established by this Ordinance.

Section 9. Business Uses of Modular Homes

No modular home shall be used in any manner for business or commercial purposes except when used for a sales office on a mobile home sales lot, or for temporary use approved by the Zoning Administrator.

Section 10. Zero Lot Lines

Zero lot line lots may be used, as long as the required yards are maintained around the building where individual dwelling units in a duplex or multi-family building or individual units in a commercial or industrial development, which are to be sold, and it is desired to deed the land under the unit to the purchaser, such as in the case of town houses or patio homes. In such case, the individual lots are not required to meet the above stated dimensional requirements, but the development becomes a subdivision and must be approved as such under the Subdivision Regulations as well as the Zoning Ordinance.

Section 11. Recreational Vehicles Prohibited as a Dwelling Type

Recreational vehicles are prohibited to be used as a dwelling on any lot, lot of record, or zoning lot. Recreational vehicles are only allowed as a temporary use within permitted or grandfathered recreational vehicle parks, recreation clubs, or campgrounds.

ARTICLE 7. ESTABLISHMENT AND INTENT OF DISTRICTS AND BOUNDARIES

Section 1. Zoning Districts Established

For the purposes of this Ordinance, the County of Surry is hereby dividing the County zoning jurisdiction into zoning districts with the designations as listed below:

RA Rural Agricultural District
RA-C  Rural Agricultural Conditional District
RE  Residential Exclusive District
RE-C  Residential Exclusive Conditional District
RR  Restricted Residential District
RR-C  Restricted Residential Conditional District
RL  Residential Limited District
RL-C  Residential Limited Conditional District
RG  Residential General District
RG-C  Residential General Conditional District
MR  Multi-Family Residential District
MR-C  Multi-Family Residential Conditional District
CP  Conservation Protected District
CP-C  Conservation Protected Conditional District
MHP  Manufactured Home Park District
MHP-C Manufactured Home Park Conditional District
RB  Rural Business District
RB-C  Rural Business Conditional District
CB  Community Business District
CB-C  Community Business Conditional District
HB  Highway Business District
HB-C  Highway Business Conditional District
MI  Manufacturing Industrial District
MI-C  Manufacturing Industrial Conditional District
TO  Thoroughfare Overlay District
WO  Watershed Overlay District
AO-1  Elkin Municipal Airport Overlay District

Section 2. District Boundaries Shown on Zoning Map

The boundaries of the districts are shown and made a part of the map accompanying this Ordinance, entitled "Zoning Map of Surry County, North Carolina." The Zoning Map and all the notations, references, and amendments thereto, and other information shown thereon are hereby made part of this Ordinance the same as if such information set forth on the map were fully described and set out herein. The Zoning Map, properly attested, is posted at the County Planning Department in Dobson and is available for inspection and review by the public.

Section 3. Rules Governing Interpretation of District Boundaries

Where uncertainty exists as to the boundaries of any of the aforesaid districts as shown on the zoning map, the following rules shall apply:

A. Where such district boundaries are indicated as approximately following street or highway lines, such lines shall be construed to be such boundaries;

B. Where district boundaries are so indicated that they approximately follow lot lines, such lot lines shall be construed to be said boundaries;

C. Where district boundaries are so indicated that they are approximately parallel to the centerline of streets or highways, or the rights-of-way of same. Such district boundaries shall be construed as being parallel thereto and at such distance there from as indicated on the zoning map;

D. Where such district boundaries are indicated as approximately following rivers, creeks, or streams, such lines shall be construed to be such boundaries;
E. In case any further uncertainty exists, the Board of Adjustment shall interpret the intent of the map as to location of such boundaries.

Section 4. Intent of Zoning Districts

Listed below is the intent of each zoning district. General use zoning districts each have a corresponding conditional zoning district. Each district was formulated using goals and recommendations from the Surry County Land Use Plan.

RA Rural Agricultural District

The purpose of this district is to maintain a rural development pattern where single-family housing is intermingled with agricultural and appropriate non-residential uses, as herein described in the Table of Uses, not having access to public water and sewer systems. This district is also designed to protect rural areas from the intrusion of non-agricultural land uses that could create a nuisance, detract from the quality of life and/or present a danger to the natural environment.

RA-C Rural Agricultural Conditional District

Identical to the Rural Agricultural District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

RE Residential Exclusive District

The purpose of this district is to stabilize established and planned residential neighborhoods by providing a place for medium density on-site stick-built homes, provided that adequate water and sewer systems are available.

RE-C Residential Exclusive Conditional District

Identical to the Residential Exclusive District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

RR Restricted Residential District

The purpose of this district is to stabilize established and planned residential neighborhoods by providing a place for medium density on-site stick-built and modular homes, provided that adequate water and sewer systems are available.

RR-C Restricted Residential Conditional District

Identical to the Restricted Residential District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

RL Residential Limited District

The purpose of this district is to stabilize established and planned residential neighborhoods by providing a place for
medium density on-site stick-built, modular, and Class A manufactured homes, provided that adequate water and sewer systems are available.

RL-C Residential Limited Conditional District

Identical to the Residential Limited District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

RG Residential General District

The purpose of this district is to provide a place for medium density residential uses of all types, on-site stick-built, modular, and Class A and B manufactured homes, provided that adequate water and sewer systems are available.

RG-C Residential General Conditional District

Identical to the Residential General District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

MR Multi-Family Residential District

The purpose of this district is to provide a place for high-density residential development where the principle use will be multi-family development provided that adequate water and sewer systems are available.

MR-C Multi-Family Residential Conditional District

Identical to the Multi-Family Residential District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

MHP Manufactured Home Park District

The purpose of this district is to provide a place for high-density development of manufactured homes in a park like setting that is subject to Article 23 of this Ordinance.

MHP-C Manufactured Home Park Conditional District

Identical to the Manufactured Home Park District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

CP Conservation Protected District

The purpose of this district is to preserve and limit development within certain land and/or water areas which serve as wildlife refuges, possess natural beauty, are utilized for outdoor recreational purposes, provide needed open space, and are environmentally sensitive.
CP-C Conservation Protected Conditional District

Identical to the Conservation Protected District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

RB Rural Business District

The purpose of this district is to accommodate existing business and commercial establishments that may be isolated from similar land uses. The rural business district is intended for such establishments located in rural areas where residential and/or agricultural operations are predominant land uses.

RB-C Rural Business Conditional District

Identical to the Rural Business District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

CB Community Business District

The purpose of this district is to accommodate retail, service, and related businesses that are usually clustered together and cater to the immediate community. Community business districts should typically be located at the intersection of collector and arterial roads. These sites shall have direct access to collector and arterial roads, provided that adequate water and sewer systems are available.

CB-C Community Business Conditional District

Identical to the Community Business District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements Article 8 of this Ordinance.

HB Highway Business District

The purpose of this district is to accommodate the development of retail, service, and related businesses which are located along, and have direct access to major roadways throughout the county, which cater to the traveling public, and should have access to public water and sewer systems.

HB-C Highway Business Conditional District

Identical to the Highway Business District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

MI Manufacturing Industrial District

The purpose of this district is to provide locations for intensive industrial and/or manufacturing, processing, and assembly uses and to protect adjacent rural/residential
areas from such land uses, and should have access to public water and sewer systems.

MI-C Manufacturing Industrial Conditional District

Identical to the Manufacturing Industrial District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to Article 8 of this Ordinance.

TO Thoroughfare Overlay District

The purpose of this overlay district is to guide the development of off-premise signs to preserve the County’s natural features for the traveling public, as governed by Article 9, Section 1, of this Ordinance.

WO Watershed Overlay District

The purpose of this overlay district is to identify the areas of the County that are subject to the Surry County Watershed Ordinance, which can regulate lot sizes, built upon areas, and non-residential development, as governed by Article 9, Section 2, of this Ordinance.

AO-1 Elkin Municipal Airport Overlay District

The purpose of this overlay district is to regulate possible obstructions to flight navigation in the vicinity of the Elkin Municipal Airport, as governed by Article 9, Section 3, of this Ordinance.

ARTICLE 8. CONDITIONAL ZONING DISTRICTS

Section 1 Purpose

Pursuant to N.C.G.S § 153A-342, Conditional Zoning Districts are zoning districts in which the development and the use of the property is subject to predetermined ordinance standards and the rules, regulations, and conditions imposed as part of the legislative decision creating the district and applying it to the particular parcel or parcels.

A conditional zoning district allows particular uses to be established only in accordance with specific standards and conditions pertaining to each individual development project. Some land uses are of such a nature and scale that they have significant impacts on both the immediate area and on the entire community, which cannot be predetermined and controlled by the standards of a general use district. In addition, this process will ensure compatibility with the Land Use Plan and other adopted district plans, corridor plans, and area plans. The review process established in this Article provides for a specific review process subject to specific conditions which mitigate concerns with the proposed development and ensure compatibility of the use with the surrounding community.

Section 2 General Requirements

Property may be placed in a conditional district only in response to a petition by the owners of all the property to be included. Specific conditions applicable to these districts may be proposed by the petitioner or the County, but only those
conditions mutually approved by the County and the petitioner may be incorporated into approval and permit requirements. Conditions and site-specific standards imposed in a conditional district shall be limited to those that address the conformance of the development and use of the site to County ordinances and any officially adopted plans. A statement analyzing the reasonableness of the proposed rezoning shall be prepared for each petition to a conditional district. If the petitioner believes that development of their property in a specific manner will lessen the adverse effects upon surrounding properties or otherwise make the rezoning more in accordance with development principles found in the Surry County Land Use Plan, they may apply for a rezoning to the appropriate conditional zoning district, as found in Article 7, Section 4. Conditional zoning districts do not have any inherent permitted or conditional uses; development activities are only allowed through specific conditions approved by the Board of Commissioners. Those uses permitted and conditions approved by the Board of Commissioners shall be reflected on the Conditional Zoning District Supplement issued by the Zoning Administrator. Proposed development activities shall be consistent with the established permitted and conditional uses of the corresponding general use zoning district. The petitioner shall meet all of the requirements of the corresponding general use zoning district. If the petitioner elects to petition for conditional district zoning, the petition must specify the following:

1. The actual use or uses intended for the entire tract or any part or parts thereof, for the parcel or parcels specified in the petition;

2. Actual use or uses shall be specified permitted or conditional uses in the corresponding general use zoning district, found in Article 11, "Table of Uses", of this Ordinance; and

3. If the petitioner petitions for two (2) or more conditional zoning districts, the petitioner shall submit a separate petition for each district.

In addition, the petition shall be accompanied by a site specific development plan as required by Article 8, Section 7 of this Ordinance. In the event of an approval, the site plan shall be binding as to the location and extent of all proposed development activities on the parcel.

Section 3 Compliance with General Use District Provisions

Any petition to amend district boundaries to create a conditional zoning district shall comply with procedures and provisions for general use district amendments set out in this Ordinance, especially Article 4 of this Ordinance.

Section 4 Conditions on Development Activities

A landowner petitioning to rezone land to a conditional zoning district may propose conditions to be placed on the property should a rezoning to a conditional zoning district be approved by the Board of Commissioners. The petition shall specify any proposed conditions on the petition and the site specific development plan as required. These conditions shall be in addition to the limitation on uses as provided in Article 8, Section 2 above.
Any proposed conditions shall impose requirements that are more restrictive than those generally applicable in the corresponding general use district. For example, conditions might propose to limit the number of permitted uses to one (1) or more specified uses. They might also propose to limit the number, size, and location of structures, the location and extent of supporting facilities, the location and extent of special purpose areas, the location and extent of parking areas and ingress/egress points, location and extent of buffer areas, the hours of business operation, or the timing of development.

The Board of Commissioners may require conditions, in addition to those self-imposed by the petitioner, if the conditions directly relate to the protection of the health, safety, and general welfare of the surrounding community and the general public.

No condition, however, may restrict the race, religion, ownership status, or character of District occupants, or contain any other exclusionary restrictions. Nor may any condition purport to abridge or affect any other applicable federal, state, or local law.

Section 5 Review of the Petition

Conditional zoning district decisions are a legislative process subject to the same procedures and standards of review as apply to general use district zoning decisions. In considering any petition for a conditional zoning district, the Planning Board and the Board of Commissioners shall act in accordance with the provisions of Article 4, "Changes and Amendments". In addition to the provisions of Article 4, the Planning Board and the Board of Commissioners shall act in a manner consistent with Article 8, Sections 5.1 and 5.2, found below.

Section 5.1 Planning Board Action

Following the review of the petition during a public meeting, the Planning Board shall take one of the following actions:

1. Recommend Approval. Recommend approval of the petition to the Board of Commissioners as submitted; or

2. Recommend Approval with Conditions. Recommend approval of the petition to the Board of Commissioners with the petitioner's proposed conditions and additional reasonable conditions agreed upon by the Board that promote the health, safety, and general welfare of the surrounding community and the general public. The Planning Board may consider the following types of conditions:

   a) Reduction or limitation in the uses requested;
   b) Location and extent of supporting facilities such as parking lots, driveways, and access streets;
   c) Preservation of unique natural or constructed features, including retention of existing vegetation; and
   d) Other reasonable requirements to insure public health, safety, and general welfare; or
3. **Recommend Denial.** Recommend denial to the Board of Commissioners of the petition, with reasons stated.

**Section 5.2 Board of Commissioners Action**

After receiving the Planning Board's recommendation and reviewing the petition the Board shall take one of the following actions:

1. **Approve.** Approve the petition as submitted; or

2. **Approve with Conditions.** Approve the petition with the petitioner's proposed conditions and additional reasonable conditions as agreed upon by the Planning Board. The Board of Commissioners may impose such additional reasonable and appropriate safeguards upon such petition as it may deem necessary in order that the purpose and intent of this Ordinance is served and the health, safety, and general welfare of the surrounding community and the general public is protected. The Board of Commissioners may amend or delete those conditions agreed upon by the Planning Board and the petitioner. The Board of Commissioners may consider the following types of conditions:

   a) Reduction or limitation in the uses requested;
   b) Location and extent of supporting facilities such as parking lots, driveways, and access streets;
   c) Preservation of unique natural or constructed features, including retention of existing vegetation;
   d) Other reasonable requirements to insure public health, safety, and general welfare; or

3. **Deny.** Deny the petition, with reasons stated.

Following the approval of a petition, the Board of Commissioners shall order the Zoning Administrator to issue a conditional zoning district supplement that shall reflect the approved petition describing the nature of development approved for the parcel or parcels in question.

**Section 6 Site Specific Development Plan Required**

The petitioner shall submit a final copy of the site specific development plan to the Zoning Administrator at least seven (7) days before the deadline for submission to the Planning Board of the petition. This will give the Zoning Administrator the ability to review the plan for compliance with the requirements set forth in this Article as well as the entire Ordinance. The site specific development plan (with 25 copies) must always be submitted with the petition at least 21 days before the next regularly scheduled Planning Board meeting and shall show at least the following:

A. The shape and dimensions of the lot on which the proposed building(s) is to be erected along with North reference and graphic scale;

B. Vicinity map and township;

C. Tax parcel identification number and total acreage;
D. Owner’s name, address, and telephone number, adjoining properties and owners, as well as the location of structures on adjoining properties;

E. The location of said lot with respect to adjacent rights-of-way;

F. The shape, dimensions, height, and location of all buildings, out buildings, loading areas, places of assembly, outdoor display areas, storage areas (indoors and outdoors) and other facilities associated with the use; existing and proposed, and required setbacks;

G. Topography of the site (contour line intervals no greater than 20-feet), natural features (streams, lakes, ponds, rocky outcrops, wooded areas, marshes, flood plains, and any other site of interest), historic sites, and cemeteries;

H. The nature of the proposed use of the building or land, including the extent and location of the use;

I. Location and dimensions of outdoor activity areas including outdoor storage, location and type of outdoor lighting;

J. The location and dimensions of off-street parking and loading space and the means of ingress and egress;

K. The square feet and percentage of lot as built upon area if the lot is located in a Watershed;

L. The location and type of all required buffers;

M. Approval of required Driveway Permits from NCDOT;

N. The petitioner's proposed conditions stated on the plan and their physical locations (if applicable) drawn on the plan; and

O. Any other information, which the Planning Staff may deem necessary for consideration in enforcing all provisions of this Ordinance.

If the petition for rezoning to a conditional zoning district is approved, the site specific development plan shall be binding as a part of the approval. All development activities in the conditional zoning district shall be consistent with the approved plan.

Section 7 Conditional Zoning Districts Supplement for Zoning Permits

In the event a petition to a conditional zoning district is approved no zoning permit shall be issued prior to the completion of a conditional zoning district supplement by the Zoning Administrator. The supplement shall incorporate and reflect the site specific development plan, which will convey the nature of development, list the approved uses for the conditional zoning district, and the required conditions imposed by the petitioner and the Board of Commissioners. This information shall be found on the submitted and/or revised petition approved by the Board of Commissioners. As always, no
building permit, or other governmental entitlement for the use, development, or division of land shall be issued or permitted without the issuance of a Zoning Permit.

The authorization of any use or uses in any conditional zoning district which requires a Conditional Use Permit in the corresponding general use zoning district shall preclude any requirements for obtaining a Conditional Use Permit, unless otherwise required by the Board of Commissioners.

Section 8 Effect of Approval

A. If a petition for conditional zoning is approved, the development and use of the parcel or parcels shall be governed by the predetermined ordinance requirements applicable to the district's category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to these regulations and to the zoning maps.

B. If a petition is approved, the petitioner shall comply with all requirements established in Article 2, "Administration", for obtaining a building permit and certificate of occupancy. Only those uses and structures indicated in the approved petition and site plan shall be allowed on the subject parcel or parcels.

C. Following the approval of the petition for a conditional zoning district, the subject property shall be identified on the zoning maps by the appropriate district designation. A corresponding conditional zoning district shall be identified by the same designation as the underlying general use district followed by the letter "C" (ex. RA-C). If the County uses a color scheme identifying zoning districts on the Zoning Map, then the conditional zoning district shall use the same color as the corresponding general use district.

ARTICLE 9. OVERLAY DISTRICTS

Section 1. Thoroughfare Overlay District (TO)

In order to protect the rural character and natural environment of the area and to provide attractive highway corridors and gateways to our communities, the Thoroughfare Overlay District is created. It is the goal of this district to enhance the attractiveness of the area to visitors and residents alike. In all instances, coordination with the N.C. Department of Transportation will be encouraged and policies and recommendations of NCDOT will be taken into consideration when administering this Article.

A. Thoroughfare Corridor Designation and Underlying Zoning

The Thoroughfare Overlay District is hereby established as a district which overlays the zoning in every district along and on either side of U.S. Highway 52 from the Town of Pilot Mountain's Extraterritorial Jurisdiction (ETJ), south to the Stokes County line.
The development of any new off-premise sign and/or billboard within a designated Thoroughfare Overlay District shall be prohibited, after the adoption of this Ordinance.

B. Location and Interpretation of Districts

The Thoroughfare Overlay District shall be measured beginning from the edge of the public right-of-way on both sides of the throughfare. The type of thoroughfare will determine the size of the district:

- Interstates: 660 feet
- United States Highways: 500 feet
- North Carolina Highways: 400 feet
- Other State Maintained Roads: 300 feet

Section 2. Watershed Overlay District (WO)

The Watershed Overlay District is hereby established to identify on the Zoning Map those areas of the County that are subject to the Watershed Protection Ordinance. Any parcel or lot that falls within a Watershed Overlay District, shall be required to adhere to the requirements of the Watershed Protection Ordinance, as amended.

The following Watersheds (which include their critical and protected areas, as well as the balance of the watershed areas) in Surry County are included in the Watershed Overlay District:

- Fisher River: WS-II
- Elkin Creek: WS-II
- Tom's Creek: WS-II
- Stewart's Creek: WS-IV
- Lovill's Creek: WS-IV
- Ararat River: WS-IV
- Yadkin River-King: WS-IV

Section 3. Elkin Municipal Airport Overlay District (AO-1)

The Elkin Municipal Airport Overlay District (AO-1) is hereby established to identify on the Zoning Map areas in the vicinity of the Elkin Municipal Airport that are critical to air navigation. This Section is adopted pursuant to the authority conferred by N.C. General Statutes, Chapter 63, Article 4. It is hereby found that an obstruction has the potential for endangering the lives and property of users of the Elkin Municipal Airport, and property or occupants of land in its vicinity; that an obstruction may affect existing and future instrument approach minimums of the Elkin Municipal Airport; and that an obstruction may in effect reduce the size of areas available for the landing, takeoff, and maneuvering of aircraft, thus tending to destroy or impair the utility of the Elkin Municipal Airport and the public investment therein, and is therefore not in the interest of the public safety, or general welfare.

Section 3.1. Definitions
The following definitions are hereby included for the administration and enforcement of this Section as it pertains to the Elkin Municipal Airport Overlay District (AO-1): additional definitions shall be referenced in Article 30 of this Ordinance:

**AIRPORT**—Means Elkin Municipal Airport

**AIRPORT ELEVATION**—The highest point of an airport’s usable landing area measured in feet from sea level. The Elkin Municipal Airport is 1,068 feet above sea level.

**APPROACH SURFACE**—A surface longitudinally centered on the extended runway centerline, extending outward and upward from the end of the primary surface and at the same slope as the approach zone height limitation slope set forth in Article 3.4 of this Ordinance. In plan the perimeter of the approach surface coincides with the perimeter of the approach zone.

**APPROACH, TRANSITIONAL, HORIZONTAL, AND CONICAL ZONES**—These zones are set forth in Article 3.3 of this Ordinance.

**CONICAL SURFACE**—A surface extending outward and upward from the periphery of the horizontal surface at a slope of 20 to 1 for a horizontal distance of 4,000 feet.

**HORIZONTAL SURFACE**—A horizontal plane 100 feet above the established airport elevation, the perimeter of which in plan coincides with the perimeter of the horizontal zone.

**LARGER THAN UTILITY RUNWAY**—A runway that is constructed for and intended to be used by propeller driven aircraft of greater than 12,500 pounds maximum gross weight and jet powered aircraft.

**NONPRECISION INSTRUMENT RUNWAY**—A runway having an existing instrument approach procedure utilizing air navigation facilities with only horizontal guidance, or area type navigation equipment, for which a straight-in non-precision instrument approach procedure has been approved or planned.

**PRECISION INSTRUMENT RUNWAY**—A runway having an existing or planned instrument approach procedure utilizing an Instrument Landing System (ILS) or a Precision Approach Radar (PAR). It also means a runway for which a precision approach system is planned and is so indicated on an approved airport layout plan or any other planning document.

**PRIMARY SURFACE**—A surface longitudinally centered on a runway. When the runway has a specially prepared hard surface, the primary surface extends 200 feet beyond each end of that runway; for military or planned hard surface, the primary surface ends at each end of that runway. The width of the primary surface is set forth in Article 3.3 of this Ordinance. The elevation of any point on the primary surface is the same as the elevation of the nearest point on the runway centerline.

**TRANSITIONAL SURFACES**—These surfaces extend outward at 90 degree angles to the runway centerline and the runway centerline extended at a slope of seven (7) feet horizontally for each foot vertically from the sides of the primary and approach surfaces to where they intersect the horizontal and conical surfaces. Transitional surfaces for those portions of the precision approach surfaces, which project through and beyond the limits
of the conical surface, extend a distance of 5,000 feet measured horizontally from the edge of the approach surface and at 90 degree angles to the extended runway centerline.

UTILITY RUNWAY—A runway that is constructed for and intended to be used by propeller aircraft of 12,500 pounds maximum gross weight and less.

Section 3.2. Airport Zones

In order to carry out the provisions of this Ordinance, there are hereby created and established certain zones which include all of the land lying beneath the approach surfaces, transitional surfaces, horizontal surfaces, and conical surfaces as they apply to the Elkin Municipal Airport. Such zones are shown on the Elkin Municipal Airport Height Restriction Zones Map consisting of one sheet, representing the current version on file in the Surry County Planning and Development Department and made a part hereof. An area located in more than one (1) of the following zones is considered to be only in the zone with the more restrictive height limitation. The various zones are hereby established and defined as follows:

A. Runway Larger Than Utility With A Visibility Minimum Greater Than ¾ Mile Non-precision Instrument Approach Zone—The inner edge of this approach zone coincides with the width of the primary surface and is 500 feet wide. The approach zone expands outward uniformly to a width of 3,500 feet at a horizontal distance of 10,000 feet from the primary surface. Its centerline is the continuation of the centerline of the runway.

B. Transitional Zones—The transitional zones are the areas beneath the transitional surfaces.

C. Horizontal Zone—The horizontal zone is established by swinging arcs of 10,000 feet radii from the center of each end of the primary surface of each runway and connecting the adjacent arcs by drawing lines tangent to those arcs. The horizontal zone does not include the approach and transitional zones.

D. Conical Zone—The conical zone is established as the area that commences at the periphery of the horizontal zone and extends outward therefrom a horizontal distance of 4,000 feet. The conical zone does not include the transitional zone.

Section 3.3. Airport Zone Height Limitations

Except as otherwise provided in this Ordinance, no structure shall be erected, altered or maintained, and no tree shall be allowed to grow in any zone created by this Ordinance to a height in excess of the applicable height limit herein established for such zone. Such applicable height limitations are hereby established for each of the zones in question as follows:

A. Runway Larger Than Utility With A Visibility Minimum Greater Than ¾ Mile Non-precision Instrument Approach Zone—Slopes thirty-four (34) feet outward for each foot upward beginning at the end of and at the same elevation as the primary surface and extending to a
horizontal distance of 10,000 feet along the extended runway centerline.

B. Transitional Zones—Slope seven (7) feet outward for each foot upward beginning at the sides of and at the same elevation as the primary surface and the approach surface, and extending to a height of 100 feet above the airport elevation, or at an elevation of 1,168 feet above mean sea level.

C. Horizontal Zone—Established at 100 feet above the airport elevation, or at an elevation of 1,168 feet above mean sea level.

D. Conical Zone—Slopes twenty (20) feet outward for each foot upward beginning at the periphery of the horizontal zone and at 100 feet above the airport elevation and extending to a height of 300 feet above the airport elevation.

E. Excepted Height Limitations—Nothing in this Section shall be construed as prohibiting the construction or maintenance of any structure, or growth of any tree to a height up to fifty (50) feet above the surface of the land. Height shall be measured from the highest point on the ground along the periphery of the structure or tree to the highest point on the structure or tree.

Section 3.4. Use Restriction

No use may be made of land or water within any zone established by this Ordinance in such a manner as to create electrical interference with navigational signals or radio communication between the airport and aircraft, make it difficult for pilots to distinguish between airport lights and others, result in glare in the eyes of pilots using the airport, impair visibility in the vicinity of the airport, create bird strike hazards, or otherwise in any way endanger or interfere with the landing, takeoff, or maneuvering of aircraft intending to use the airport.

Section 3.5. Nonconforming Uses

A. Regulations Not Retroactive—The regulations prescribed by this Ordinance shall not be construed to require the removal, lowering or other change or alteration of any structure or tree not conforming to the regulations as of the effective date of this Ordinance or any amendment thereto, or otherwise interfere with the continuance of a nonconforming use. Nothing contained herein shall require any change in the construction, alteration, or intended use of any structure, the construction or alteration of which was begun prior to the effective date of this Ordinance, and is diligently prosecuted.

B. Marking and Lighting—Notwithstanding the preceding provision of this Article, the owner of any existing nonconforming structure or tree is hereby required to permit the installation, operation, and maintenance thereon of such markers and lights as shall be deemed necessary by the Zoning Administrator to indicate to the operators of aircraft in the vicinity of the airport the presence of
such airport obstructions. Such markers and lights shall be installed, operated and maintained at the expense of the Town of Elkin.

Section 3.6. Permits

A. Future Uses—Except as specifically provided in 1, 2 and 3 hereunder, no material change shall be made in the use of land, and no structure or tree shall be erected, altered, planted or otherwise established in any zone hereby created unless a permit therefore shall have been applied for and granted. Each application for a permit shall indicate the purpose for which the permit is desired, with sufficient particularity to permit it to be determined whether the resulting use, structure or tree would conform to the regulations herein prescribed. If such determination is in the affirmative, the permit shall be granted. No permit for a use inconsistent with the provisions of this Ordinance shall be granted unless a variance has been approved in accordance with Article 5 of this Ordinance.

1. In the area lying within the limits of the horizontal zone and conical zone, no permit shall be required for any tree or structure less than seventy (70) feet of vertical height above the ground, except when, because of terrain, land contour, or topographic features, such tree or structure would extend above the height limits prescribed for such zones.

2. In areas lying within the limits of the approach zones, but at a horizontal distance of not less than 4,200 feet from each end of the runway, no permit shall be required for any tree or structure less than seventy (70) feet of vertical height above the ground, except when such tree or structure would extend above the height limit prescribed for such approach zones.

3. In the areas lying within the limits of the transition zones beyond the perimeter of the horizontal zone, no permit shall be required for any tree or structure less than seventy (70) feet of vertical height above the ground, except when such tree or structure, because of terrain, land contour, or topographic features, would extend above the height limit prescribed for such transition zones.

Nothing contained in any of the foregoing exceptions shall be construed as permitting or intending to permit any construction, or alteration of any structure, or growth of any tree in excess of any of the height limits established by this Ordinance except as set forth in Article 3.4, 5. In the event a tree is allowed to grow in excess of the height limits established by this Ordinance, except as set forth in Article 3.4, 5, said tree shall be removed, topped, trimmed, or otherwise modified to bring into compliance with this Ordinance. If the Zoning Administrator or his designee determines that the tree adversely affects the safe use of the airport, the Town of Elkin will pay for the direct cost to remove, top, trim, or otherwise modify said tree to bring into compliance with this Ordinance.

B. Existing Uses—No permit shall be granted that would allow the establishment or creation of an airport obstruction
that is a hazard to air navigation or permit a nonconforming use, structure, or tree to become a greater hazard to air navigation than it was on the effective date of this Ordinance or any amendments thereto or that it is when the application for a permit is made. Except as indicated all applications for such a permit shall be granted.

C. Nonconforming Uses Abandoned or Destroyed—Whenever the Surry County Zoning Administrator determines that a nonconforming tree or structure has been abandoned or more than 80 percent torn down, physically deteriorated or decayed, no permit shall be granted that would allow such structure or tree to exceed the applicable height limit or otherwise deviate from the zoning regulations.

D. Variances—Any person desiring to erect or increase the height of any structure, or permit the growth of any tree, or use property, not in accordance with the regulations prescribed in this Section, may apply to the Board of Adjustment for a variance from such regulations. The application for variance shall be accompanied by a determination from the Federal Aviation Administration as to the effect of the proposal on the operation of air navigation facilities and the safe, efficient use of navigable airspace. Such variances shall be allowed where it is duly found that a literal application or enforcement of the regulations will result in unnecessary hardship and relief granted, will not be contrary to the public interest, will not create a hazard to air navigation, will do substantial justice, and will be in accordance with the spirit of this Section. Additionally, no application for variance to the requirements of this Section may be considered by the Board of Adjustment unless a copy of the application has been furnished to the Zoning Administrator or his designee for advice as to the aeronautical effects of the variance. If the Zoning Administrator or his designee does not respond to the application within fifteen (15) days after receipt, the Board of Adjustment may act on its own to deny said application. Where there exists a conflict between any of the regulations or limitations prescribed in this Section and any other regulations or Articles of this Ordinance applicable to the same area, whether the conflict be with respect to the height of structures or trees, and the use of land, or any other matter, the more stringent limitation or requirement shall govern and prevail. This subsection, pertaining to variances that apply to all lands within the AO-1 overlay zoning district, shall not interfere or supersede those requirements found in Article 5 of this Ordinance, but shall serve as an extension of those requirements.

E. Obstruction Marking and Lighting—Any permit or variance granted may, if such action is deemed advisable to effectuate the purpose of this Ordinance and be reasonable in the circumstances, be so conditioned as to require the owner of the structure or tree in question to permit the Town of Elkin at its own expense, to install, operate and maintain thereon such marking and lights as may be necessary.

F. Permits—The Zoning Administrator shall review all applications for development to ensure compliance with all
regulations of this Ordinance. All applications shall be complete prior to review by the Administrator. The Administrator at his discretion may request that additional information be submitted as necessary to insure a thorough and complete review of the application. All applications shall be submitted with a non-refundable fee in accordance with a fee schedule adopted by the Surry County Board of Commissioners.

Section 4. Reserved

ARTICLE 10. SPECIAL ZONING DISTRICTS

Section 1. Reserved

ARTICLE 11. TABLE OF USES

Section 1. Purpose

The Table of Uses describes those land uses that are allowed in each of Surry County’s zoning districts. If a land use does not appear than it is prohibited. Uses are identified as either “permitted” or “conditional” in the various zoning districts as shown below:

p= Permitted Use  
c= Conditional Use

Permitted uses are a use by right meaning that following the issuance of a Zoning Permit they may be initiated. A conditional use is only allowed following the issuance of a Conditional Use Permit by the Planning Board. Conditional Uses are governed by Article 16 of this Ordinance, with the exception of conditional uses within a Special Zoning District as defined in Article 10, Wireless Communication Towers are governed by Article 22 of this Ordinance, and Manufactured Home Parks are governed by Article 23 of this Ordinance.

Section 2. Table of Uses

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<td>Small motor repair</td>
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<td>Sporting goods store</td>
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<td>Springs manufacturing</td>
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<td>Stone and city products</td>
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<td>Subdivision (6 lots or more)</td>
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<td>Supermarkets</td>
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<td>Swimming pool, public</td>
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<td>Swimming pool, private</td>
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<tr>
<td>Tailoring and dressmaking shops</td>
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<td>Tea house</td>
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### ARTICLE 12. DIMENSIONAL REQUIREMENTS TABLE

<table>
<thead>
<tr>
<th>DISTRICT</th>
<th>MINIMUM LOT SIZE</th>
<th>MINIMUM MINIMUM WIDTH</th>
<th>MINIMUM DEPTH</th>
<th>MINIMUM YARD SETBACKS</th>
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<tr>
<td>RA, RA-C</td>
<td>30,000 sq ft</td>
<td>75 feet</td>
<td>110 feet</td>
<td>40 feet 12 feet 25 feet 35 feet</td>
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<tr>
<td></td>
<td>Corner Lots Abutting Side Street</td>
<td>25 feet</td>
<td>Accessory Structures</td>
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<tr>
<td></td>
<td>Corner Lots Abutting Side Street</td>
<td>12 feet 15 feet</td>
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<td></td>
</tr>
<tr>
<td>RE, RE-C</td>
<td>30,000 sq ft</td>
<td>75 feet</td>
<td>110 feet</td>
<td>40 feet 12 feet 25 feet 35 feet</td>
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<tr>
<td></td>
<td>Corner Lots Abutting Side Street</td>
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<td>Corner Lots Abutting Side Street</td>
<td>12 feet 15 feet</td>
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<tr>
<td>RR, RR-C</td>
<td>30,000 sq ft</td>
<td>75 feet</td>
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<td>Corner Lots Abutting Side Street</td>
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<td>Corner Lots Abutting Side Street</td>
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<tr>
<td>RL, RL-C</td>
<td>30,000 sq ft</td>
<td>75 feet</td>
<td>110 feet</td>
<td>40 feet 12 feet 25 feet 35 feet</td>
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<td>Corner Lots Abutting Side Street</td>
<td>25 feet</td>
<td>Accessory Structures</td>
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<td>Corner Lots Abutting Side Street</td>
<td>12 feet 15 feet</td>
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<tr>
<td>MR, MR-C</td>
<td>2 units per acre</td>
<td>75 feet</td>
<td>110 feet</td>
<td>40 feet 12 feet 25 feet 35 feet</td>
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<td>Corner Lots Abutting Side Street</td>
<td>25 feet</td>
<td>Accessory Structures</td>
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<td></td>
<td>Corner Lots Abutting Side Street</td>
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<td></td>
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<tr>
<td>MHP, MHP-C</td>
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<td>110 feet</td>
<td>40 feet 12 feet 25 feet 35 feet</td>
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<td></td>
<td>Corner Lots Abutting Side Street</td>
<td>25 feet</td>
<td>Accessory Structures</td>
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<td></td>
<td>Corner Lots Abutting Side Street</td>
<td>12 feet 15 feet</td>
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<tr>
<td>CP, TP-C</td>
<td>2 acres</td>
<td>100 feet</td>
<td>100 feet</td>
<td>50 feet 100 feet 50 feet</td>
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<td></td>
<td>Corner Lots Abutting Side Street</td>
<td>50 feet</td>
<td>Accessory Structures</td>
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<td></td>
<td>Corner Lots Abutting Side Street</td>
<td>50 feet</td>
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</tbody>
</table>

* See Article 6, Section 4 of the General Provisions
ARTICLE 13. TEMPORARY AND ACCESSORY USES

Section 1. Temporary Uses

A. Modular Offices

Modular offices may be used on a temporary basis in districts where they are not listed as a permitted or conditional use for such purposes as construction offices, bloodmobiles, bookmobiles, and traveling museums. However, such uses must obtain a Temporary Occupancy Permit from the Zoning Administrator if the use is to last more than forty-eight (48) hours at one site.

B. Mobile Homes

Temporary use of a mobile home as a residence shall be permitted in any residential district in cases where the permanent home has been destroyed through no fault of the owner or tenant. A Temporary Occupancy Permit must be obtained before the use of the mobile office is initiated. This occupancy permit shall be valid for a specified period of time while reconstruction takes place not to exceed six (6) months and may be renewed no more than once.
place and may be renewed once for an additional six (6) month period by the Zoning Administrator. Applicable certifications from the Planning Department must be obtained for new home construction at the same time a Temporary Occupancy Permit is granted.

C. Mobile Home or Other Housing Type as a Secondary and/or Temporary Dwelling Unit on a Single Residential Lot

1. Owner Occupied Exemption - In the RA (Rural Agricultural) District a property owner may place a manufactured home as a second dwelling, to rent, on a single parcel. The property owner shall reside on the parcel in question. The property shall have an overall density of 30,000 square feet per dwelling, and must be approved by the Environmental Health Department, for an additional septic system. Dwellings must comply with all applicable requirements of the RA district.

2. Family Cluster Exemption – In the RA (Rural Agricultural) District a property owner may have three (3) manufactured homes, for occupancy by family members only and not for rent, on a single parcel. The property shall have a density of 30,000 square feet per dwelling, and must be approved by the Environmental Health Department for additional septic systems. Dwellings must comply with all applicable requirements of the RA district.

3. Conditional Use for Hardship – In a zoning district where manufactured homes are permitted, and individual may petition the Planning Board to place a manufactured home as a temporary second dwelling on a single parcel that does not meet minimum lot size requirements. However, prior to issuance of a Conditional Use for Hardship, the Environmental Health Department must approve the additional septic system on the parcel in question. Conditional Uses for Hardship must be renewed annually by the Planning Board. If for any reason the conditions of the hardship cease to exist, the conditional use shall become null and void. Conditional Uses for Hardship are for temporary situations only.

A property owner, who wishes to utilize the Owner Occupied or the Family Cluster Exemptions, must submit a pre-printed notarized statement to the Department of Planning and Development. If an individual fails to comply with the above requirements of the Owner Occupied Exemption, Family Cluster Exemption, or the Conditional Use for Hardship, their permit shall be revoked immediately and adjoining property owners shall be notified by first class mail of the revoked permit.

D. Yard Sales

Yard Sales are permitted on a temporary basis in any residential district for a duration of no more than three (3) days. Property owners shall be permitted no more than five (5) yard sales per year.

Section 2. Accessory Uses

A. Dwelling in Nonresidential Districts
In zoning districts not otherwise permitting residential buildings, a watchman or caretaker may occupy a residential dwelling on the same premises where he or she is employed. The residential dwelling must clearly be incidental to the nonresidential operation on the zoning lot.

B. Outbuildings, Storage Buildings or Sheds, and Accessory Structures for Private or Personal Use on Residential Lots

These types of structures shall clearly be incidental to the primary residential dwelling on the same zoning lot. The total square footage of the structure shall adhere to the following guidelines:

1. Lot size of 5-acres or less — not to exceed 25% of the total square footage of primary dwelling;
2. Lot size of 5.01-9.99 acres — not to exceed 35% of the total square footage of primary dwelling; or
3. Lot size of 10-acres or more — not to exceed 50% of the total square footage of primary dwelling.

ARTICLE 14. EXCEPTIONS AND MODIFICATIONS

Section 1. Front Yard Modifications in Residential Districts

Where fifty percent (50%) or more of the lots in any block or within 600 feet on both sides of the proposed structure, whichever is less, is composed of lots which have been developed with buildings whose front yards are less than the minimum required front yard as specified in Article 12, Dimensional Requirements. The required front yard shall be the average depth of front yards of the developed lots, or the minimum front yard as specified in Article 12, Dimensional Requirements, whichever is less. Provided further that, if any lot lies between two buildings, which are less than one hundred (100) feet apart, the required front yard for such lot shall be no greater than the average front yard of the two adjoining lots or twenty-five (25) feet, whichever is more.

Where fifty percent (50%) or more of the lots in any block or within 600 feet on both sides of the proposed structure, whichever is less, is composed of lots with buildings whose front yards are greater than the minimum required front yard as specified in Article 12 (Dimensional Requirements), the required front yard shall be the average depth of front yards of the developed lots. Provided further, that if any lot lies between two (2) buildings which are less than 100 feet apart, the required front yard for such lot shall be no less than the average front yard of the two (2) adjoining lots.

Section 2. Other Yard Modifications

Where through lots occur, the required front yard shall be provided on both streets. Architectural features such as open or enclosed fire escapes, steps, outside stairways, balconies and similar features, and uncovered porches may not project more than four (4) feet into any required yard. Sills, cornices, eaves, gutters, buttresses, ornamental features, and similar
items may not project into any required yard more than thirty (30) inches.

Section 3. Height Limit Exceptions

Church steeples, chimneys, belfries, water tanks or towers, fire towers, flag poles, spires, wireless and broadcasting towers, monuments, cupolas, domes, antennas (except satellite dish antennas), and similar structures and necessary mechanical appurtenances may be erected to any height, unless otherwise regulated in Article 9, Sections 3 and 4 of this Ordinance.

Section 4. Zero Lot Lines

Any planned development in any district may make use of the Zero Lot Concept, that is, no minimum lot size or yard requirements, provided that the total area of the planned development meets the minimum lot size in its district, that the planned development remains under single control through a property owner's association or similar means, and that minimum yards and buffers, as required in its district, are preserved around the entire perimeter of the planned development. Such a planned development is a subdivision and must be approved as such through the requirements of the Subdivision Regulations, as well as meeting the requirements of the Zoning Ordinance.

ARTICLE 15. NONCONFORMING USES

Section 1. Definition and Purpose

A "nonconformity" is any use, building, structure, or lot which lawfully existed prior to the adoption of this Ordinance and which fails to comply with one or more of the applicable regulations or standards established herein. A nonconformity is also any use, building, structure, or lot which was lawfully created, constructed, etc., under this Ordinance but which was subsequently rendered nonconforming due to circumstances that were not self-created.

The traditional approach towards nonconformities has been to impose restrictions on them that will gradually cause them to disappear or to be brought into compliance with a community's zoning regulations. Due to a number of factors, this approach has not been successful.

Whether a nonconformity is harmful or beneficial to surrounding properties, the neighborhood, or community will depend upon the individual circumstances. The fairness of treating all nonconformities of a particular type in the same manner simply because one or two of them are causing problems is highly debatable.

Therefore, the basic policy of this Ordinance is to allow the continuation of any nonconformity and the normal maintenance and repair thereof, but to classify any expanding, altering, changing, rebuilding, or resuming of a nonconformity as a conditional use and to review it to determine whether it will have substantial adverse impact upon adjoining properties, the neighborhood, or the community. If a proposal will have a substantial adverse impact, it will be denied. If it will not, a Conditional Use Permit will be issued to allow it. However, conditions and safeguards may be attached to the permit to require that the nonconformity be brought into compliance with
the regulations of this Ordinance or that any potential hazards or problems be mitigated. Procedures and standards are established to ensure that the rights and interest of the owner of the nonconformity, of the owners of adjacent and neighboring properties, and the public will be weighed in making these determinations. The termination of a nonconformity cannot be required under this Ordinance, but the governing body reserves its authority to deal with unlawful development or hazardous or noxious conditions under its other powers.

Section 2. Continuation, Maintenance, and Repair of a Nonconformity Allowed Without Permit

The continuation of any nonconformity and the normal maintenance and repair thereof is allowed without a general or conditional use approval. Normal maintenance and repair means that which is necessary to maintain and to correct any damage or deterioration to the structural soundness or to the exterior or interior appearance of a building or structure.

Section 3. Bringing a Nonconformity Into Compliance

The owner of a nonconformity may bring it into compliance by securing any permit or approval which would have been required in the first instance for the intended or resulting use, building, structure, or lot under this Ordinance or any other applicable local law. For example, if the owner of a building wants to change its use from one which is not allowed under this Ordinance to one which is allowed pursuant to a General Use Permit, he may secure a General Use Permit and thus eliminate the nonconformity. Likewise, approval may be secured under this jurisdiction’s Subdivision Regulations to recombine two lots which do not comply with the minimum area regulations for building lots into one which does. Thus, the provisions in this Section are primarily intended to deal with those situations where a nonconformity may easily be brought into compliance. In contrast, the procedures and standards in Sections 4 and 5 are primarily intended to deal with those situations where it may be difficult or expensive to bring a nonconformity into compliance, but the owner nevertheless wants permission to alter, expand, change, rebuild, or resume it.

Section 4. Conditional Use Permit Required for Any Proposed Alteration, Expansion, Change, Rebuilding, or Resumption of a Nonconformity

A. The altering, expanding, changing, rebuilding, or resuming of a nonconformity is only allowed pursuant to a Conditional Use Permit issued by the Planning Board under this Article. The terms "altering, expanding and changing" shall be strictly construed. "Rebuilding" means the rebuilding, reconstruction, or restoration of any nonconforming building or structure which was damaged or partially destroyed by an exercise of the power of eminent domain or by fire, flood, wind, explosion, or other calamity or Act of God, if the cost of the rebuilding, reconstruction, or restoration will be fifty percent (50%) or more of the replacement cost of such building or structure at the time such damage or destruction occurred. If the cost will be less than fifty percent (50%) of the replacement cost, a Conditional Use Permit must nevertheless be obtained from the Planning Board under the procedures of this Article but the Planning Board is only
required to find that the nature and degree of the nonconformity will not be changed or increased from that which existed prior to the damage or destruction. "Resuming" means the reusing or reoccupying of a nonconforming building or structure which was unused or unoccupied for a continuous period of three-hundred and sixty-five (365) days or more, or the resuming of a nonconforming use which was abandoned for a continuous period of one-hundred and eighty (180) days or more. If a nonconforming building or structure is reused or reoccupied or an abandoned use is resumed within a lesser period of time, no permit is required under this Ordinance as long as the nature and degree of the nonconformity will not be changed or increased from that which existed before the nonconformity became unused, unoccupied, or abandoned.

The Zoning Administrator shall be permitted to approve minor alterations and additions, for loading, office, or storage area expansions only, to a nonconformity so long as the addition or alteration does not exceed 25% of the existing square footage, not to exceed 3,000 square feet, of the structure. This exception shall only be permitted once every three (3) years per non-conformity.

B. A petition for a Conditional Use Permit shall be filed with the Surry County Planning Department.

C. The Planning Board shall fix a time and place for the hearing, give notice thereof to the interested parties and the public, and render and give notice of its decision.

Section 5. Standards for Granting a Permit for Any Proposed Alteration, Expansion, Change, Rebuilding, or Resumption of a Nonconformity

A. After taking evidence and testimony, the Planning Board shall find whether the proposed alteration, expansion, change, rebuilding, or resumption of the nonconformity will have a substantial adverse impact upon adjacent properties, the neighborhood, or the public. The Planning Board may consider any relevant factor, but no petition shall be granted unless it complies with the criteria 1 through 7 below. If it finds that a petition will not have a substantial adverse impact, the Planning Board shall grant a Conditional Use Permit and may impose reasonable conditions and safeguards on the issuance of such permit.

Adequate provision and arrangement has been made or will be made concerning the following, where applicable:

1. Access roads or entrance or exit drives with respect to such matters as automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire and other emergency;

2. Off-street parking and loading areas where required and refuse and other service areas with respect to their impact upon the considerations in subsection #1 immediately above and their economic, noise, glare, odor, and other impacts on adjoining properties and properties in the general neighborhood;
3. Utilities, water, sewerage, schools, fire, and police protection, and other necessary public and private services and facilities with respect to their location, availability and compatibility;

4. Landscaping, screening and fencing with respect to the effectiveness of their type, dimensions and character in minimizing the economic, noise, glare, odor and other impacts on and harmonizing the conditional use with adjoining properties and properties in the general neighborhood;

5. Signs, if any, proposed exterior lighting with reference to glare, traffic safety, economic effect, compatibility, and harmony with adjoining properties and properties in the general neighborhood;

6. The type, size and intensity of the proposed conditional use, including such consideration as the size of the site, the location of the use upon it, the hours of operation, and numbers of people who are likely to utilize or be attached to the use, with respect to the impact upon adjoining properties or properties within the general neighborhood, and the purposes of the use district; and

7. Changes in surface drainage characteristics with respect to erosion, siltation, pollution, flooding, or other detrimental effects both on the site and other properties.

B. If the Planning Board finds that a petition will have a substantial adverse impact, it shall consider:

1. The possible detriment or benefit to the owner of the nonconformity from refusing to issue the permit, from issuing it but requiring, either wholly or partially, that the nonconformity be brought into compliance, or from issuing it as requested;

2. The possible detriment or benefit to the owners of adjacent or neighboring properties from refusing to issue the permit, from issuing it but requiring, either wholly or partially, that the nonconformity be brought into compliance, or from issuing it as requested; and

3. The possible detriment or benefit to the public (a) from refusing to issue the permit, from issuing it but requiring, either wholly or partially, that the nonconformity be brought into compliance, or from issuing it as requested and (b) from allowing and/or refusing to allow other nonconformities of the same type or within the same neighborhood to continue as is, to be altered, expanded, changed, rebuilt, or resumed, or to be brought into compliance.

C. The Planning Board may consider any other relevant factor. The Planning Board shall not approve a petition which fails to comply with the criteria in Section 5. A. 1-7 unless it finds that the detriment to the owner from denying the permit will be so great as to prohibit any reasonable opportunity to recoup his investment in the nonconformity while the benefit to adjacent and neighboring owners and
the public from denying the permit will be minimal. The Planning Board may deny the petition or approve it in whole or in part. If the Planning Board grants a Conditional Use Permit, it may impose reasonable conditions and safeguards to mitigate any potential hazards or problems or to bring the nonconformity into compliance to the extent necessary to protect the rights and interests of adjacent and neighboring owners and the public.

D. In acting upon a petition for a Conditional Use Permit, the Planning Board cannot order the discontinuance or termination of a nonconformity, refuse to allow the development of a vacant lot, or refuse to allow the alteration, expansion, change, rebuilding, or resumption of a nonconformity which cannot comply with the yard and height regulations. If a petition is denied, the continuation of a nonconformity and the normal maintenance and repair thereof will still be allowed under this Ordinance without a General or Conditional Use Permit. This policy is adopted to encourage owners of nonconformities to apply for permits to improve and bring them into conformance to the extent possible without imposing any unreasonable sanctions if total conformance is not possible under the regulations of this Ordinance.

Section 6. Reserved

Section 7. Reservation of Authority to Deal With Nonconformities Under Other Powers

Notwithstanding the policies and provisions of this Ordinance with respect to nonconformities, the governing body expressly reserves its authority to initiate criminal and civil proceedings against unlawful uses, buildings, structures, and lots, including those which unlawfully existed prior to the adoption of this Ordinance, and to control or abate noxious uses, to require the repair or demolition of unsafe buildings or structures, or to control or eliminate unsafe or hazardous conditions through the exercise of any powers other than the ones exercised under this Ordinance.

Section 8. Exceptions and Modifications

The following exceptions and modifications shall be allowed without the issuance of a Conditional Use Permit by the Planning Board.

A. Lots not Meeting Minimum Lot Size Requirements

In any district in which single family dwellings are permitted, any lot of record which existed before the enactment of this Ordinance, which has dimensions which are less than required by these regulations, may be used as a building site for a single family dwelling providing:

1. Where the adjacent lot is in the same recorded ownership it must be combined with the adjacent lot so as to create a new lot of record that as nearly as possible meets the minimum lot size of that zoning district, and

2. All setback dimensional requirements of that zoning district are met. If the lot does not meet the setback
 dimensional requirements of that zoning district, a variance may be requested of the Board of Adjustment.

B. Yard Requirements Modifications

Where a lot has width or depth less than that required in the district in which it is located, the Zoning Administrator shall be authorized to reduce the yard and setback requirements for such lot of record by not more than thirty percent (30%). Additional or other forms of yard modification may be permitted with a variance granted by the Board of Adjustment.

ARTICLE 16. CONDITIONAL USES

Section 1. Objectives and Purpose

It is recognized that there are some land uses which are basically in keeping with the intent and purpose of the various zoning districts created by this Ordinance, yet these uses may have a significant impact on those districts. These impacts are best determined following careful review of the specific proposal. In order to add flexibility to this Ordinance, certain uses are allowed by means of controls exercised through the Conditional Use Permit process. With the exception of the following, all Conditional Uses are governed by this Article:

A. All Conditional Uses found within a Special Zoning District as described in Article 10;
B. ‘Alteration, Expansion, Change, Rebuilding, or Resumption of a Nonconformity’ as described in Article 15, Section 5;
C. ‘Wireless Communication Towers’ as described in Article 22; and
D. ‘Manufactured Home Parks’ as described in Article 23, Section 3.

Section 2. Procedures

Conditional Use Permits shall be granted by the Surry County Planning Board as permitted by G.S. 153A-345 for all conditional uses enumerated in the Article 11, “Table of Uses”. These uses may be established only after approval by the Planning Board. Land uses that existed prior to September 17, 2001, that are now identified as a conditional use in their applicable zoning district, shall be permitted to add buildings/structures, storage/activity areas, and the like without the issuance of a Conditional Use Permit, only if the overall acreage of the area of the use is not expanded.

The owner or owners of all property included in the petition for a Conditional Use Permit shall submit required application information to the County Planning Department at least 21 days prior to the Planning Board meeting at which it is to be heard. Such application shall include all of the requirements pertaining to it in this Ordinance.

Applications shall include a site plan as outlined in Section 8 of this Article, and be accompanied by a fee according to the Planning Department Fee Schedule.
All requests for Conditional Use Permits shall be reviewed by the Planning Board within ninety (90) days from the submission to the Planning Department. However, this requirement is not intended to prevent the Planning Board from delaying action after review.

Section 3. Planning Board Action

The Planning Director shall set and advertise a date and time for a public hearing before the Planning Board. Notice of such hearing shall be published in a newspaper of general local circulation at least fifteen (15) days before the date set for the public hearing. At the public hearing all interested parties shall be permitted to testify in sworn testimony. Prior to the hearing all adjacent property owners shall be mailed a notice of the hearing, via certified mail. The person mailing notices shall certify that such notices have been mailed. Cost of postage shall be reimbursed through fees set by the Board of County Commissioners. In addition, the property for which the conditional use is proposed shall be posted at least one (1) week before the public hearing.

The Planning Board shall consider the application and comments at the public hearing and may grant or deny the Conditional Use Permit. If the Conditional Use Permit is granted, the Planning Board shall use as a guide, the specific conditions outlined in this Article for each use proposed. In addition, the Planning Board shall find:

A. That the use will not materially endanger the public health or safety, if located according to the plan submitted and approved;

B. That the use meets all required conditions and specifications;

C. That the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity; and

D. That the location and character of the use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and in general conformity with the Surry County Land Use Plan.

In granting the Conditional Use Permit the Planning Board may designate only those conditions, in addition to those stated herein, which, in its opinion, assure that the use and its proposed location will be harmonious with the area and with the spirit of this Ordinance and clearly in keeping with the public welfare. All such additional conditions shall be entered in the minutes of the meeting at which the Conditional Use Permit is granted, on the Conditional Use Permit itself, and on the approved plans submitted therewith. All specific conditions shall run with the land and shall be binding on the original applications for the Conditional Use Permit, their heirs, successors, and assigns.

When deciding Conditional Use Permits, the Planning Board shall follow quasi-judicial procedures. No vote greater than a majority vote of the entire Board membership shall be required for the Planning Board to issue a Conditional Use Permit. Vacant positions on the Board and members of the Board who are disqualified from voting on a quasi-judicial matter shall not be
considered 'members of the Board' for calculation of the requisite majority.

Section 4. Denial and Appeal

If the Planning Board denies the Conditional Use Permit, it shall enter the reason for its action in the minutes of the meeting at which the action is taken.

No appeal may be taken from the action of the Planning Board in granting or denying a Conditional Use Permit except through the Surry County Superior Court within thirty (30) days of the decision or forever be barred.

Section 5. Compliance with District Regulations

In addition to the conditions specifically imposed in this paragraph and such further conditions as the Planning Board may deem reasonable and appropriate. Conditional Uses shall comply with all other regulations for the zoning district in which they are located unless the provisions for the conditional use provide to the contrary.

Section 6. Failure to Comply with Plans/Notifications of Adjacent Property Owners

In the event of failure to comply with the plans approved by the Planning Board, or with any other conditions imposed upon the Conditional Use Permit, the permit shall thereupon immediately become void and of no effect following a quasi-judicial hearing by the Planning Board. No building permits for further construction or Certificates of Occupancy under this Conditional Use Permit shall be issued, and all completed structures shall be regarded as nonconforming uses subject to the provisions of this Ordinance. In such cases, owners of adjoining property shall be notified that the Conditional Use Permit is no longer in effect.

Section 7. Modification of Permits and Site Plans

Where plans are required to be submitted and approved as part of the application for a Conditional Use Permit, modifications of the originally approved plans may be authorized by the Planning Board. Modifications of the site plan, which is a part of the Permit, are permitted following a quasi-judicial hearing consistent with Article 16, Section 3 of this Ordinance.

Section 8. Supplemental Requirements for Specific Conditional Uses

A site plan (with fourteen (14) copies) must always be submitted with the application at least 21 days before the next regularly scheduled Planning Board meeting and shall show at least the following:

A. The shape and dimensions of the lot on which the proposed building(s) is to be erected along with North reference and graphic scale;

B. Vicinity map and township;

C. Tax parcel identification number and total acreage
D. Owner’s name, address and telephone number, adjoining properties, and owners, as well as the location of structures on adjoining properties;

E. The location of said lot with respect to adjacent rights-of-way;

F. The shape, dimensions, and location of all buildings, outbuildings, loading areas, places of assembly, outdoor display areas, storage areas (indoors and outdoors) and other facilities associated with the use; existing and proposed, and required setbacks;

G. Topography of the site (contour lines no greater than five (5) feet), natural features (streams, lakes, ponds, rocky outcrops, wooded areas, marshes, flood plains, and any other site of interest), historic sites, and cemeteries;

H. The nature of the proposed use of the building or land, including the extent and location of the use;

I. The location and dimensions of off-street parking and loading space and the means of ingress and egress;

J. The square feet and percentage of lot as built upon area if the lot is located in a Watershed;

K. The location and type of all required buffers;

L. Required Driveway Permits from NCDOT;

M. A sedimentation and Erosion Control Plan (if applicable) as submitted to NCDENR; and,

N. Any other information, which the Planning Staff may deem necessary for consideration in enforcing all provisions of this Ordinance.

Also, the conditional use site plan shall indicate the location and dimensions of outdoor activity areas including outdoor storage, location and type of outdoor lighting, and areas of environmental concern such as flood plains, surface water, and drainage ways. Prior to approval of the site plan, the Planning staff may consult with other qualified personnel for assistance to determine if the application meets the requirements of this Ordinance. Approval from the Environmental Health Department, and Fire Marshall’s Office shall be required before any Conditional Use Permit is issued. Individual Conditional Uses may require more information, as given in this Section or elsewhere in this Ordinance. In addition, the Planning Board may require other information as it deems necessary in order to determine if the proposal meets all requirements and will not endanger persons or property.

The Planning Board may impose reasonable conditions in addition to those given in this Section and elsewhere in this Ordinance. In order to do this, the Planning Board must determine that additional conditions are necessary to protect the welfare and safety of the public and of property, or to meet the tests given elsewhere in this
Ordinance. Below are specific requirements for conditional uses by name. They are as follows:

**Adult Uses**

**Zoning Districts:** MI

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Additional Regulations:** All adult uses shall comply with the Surry County Adult Entertainment Ordinance.

**Agricultural Cultural Center**

**Zoning Districts:** RA, CP

**Site Standards:**
1. The minimum lot area for an agricultural cultural center shall be 10 acres.
2. Structures, storage areas, and parking areas associated with the agritainment enterprise shall be setback at least 75 feet from all property lines and public rights-of-way. The Planning Board may require greater setbacks on a case-by-case basis.
3. All storage areas associated with the enterprise shall not be visible from adjoining or nearby properties or any public rights-of-way.

**Screening and Fencing:** The portion of the property utilized for the cultural center and its associated activities shall be screened from adjacent properties used or zoned for residential or agricultural purposes. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance. However, if the cultural center is located in a state or federally designated historic structure then screening and fencing devices shall not be required if it will injure the structure's historic integrity as it relates to the property.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Additional Requirements:**
1. Retail goods may be sold as an incidental option so as that the items sold are related to the cultural center. This includes a gift shop, snack bar, etc.
2. Any activities associated with the cultural center shall be subject to the Surry County Noise Ordinance.
3. Festivals related to the cultural center may be held no more than four (4) times per year on-site. Intent to convene festivals on-site shall be disclosed on the site plan and the owner shall submit documentation that complies with the Surry County Mass Gathering Ordinance with the application for a Conditional Use Permit.

**Agritainment**

**Zoning Districts:** RA, CP

**Site Standards:**
1. The minimum lot size for this type of use shall be 10 acres.

2. Structures associated with the agritainment enterprise shall be setback at least 75-feet from all property lines and public rights-of-way. The Planning Board may require greater setbacks on a case-by-case basis.

3. Shall only be permitted in conjunction with agriculture support and services directly associated with on-going agricultural activity on-site.

4. The agritainment enterprise shall be operated and maintained by the owner, operator, or occupant of the farm on which it is located. Multiple properties in common ownership are acceptable for agritainment as long as they are considered a single farm entity.

5. The total square footage of all structures associated with the agritainment enterprise shall not exceed 2,000 square feet for lot sizes up to 50 acres. The total square footage of all structures associated with the agritainment enterprise shall not exceed 4,000 square feet for lot sizes over 50 acres. Use of an historic structure may be permitted in conjunction with the enterprise and may be exempt from the minimum square footage requirements. The structure must be listed as historically significant in the County's historic properties inventory, on file in the County Planning Department.

6. All storage areas associated with the enterprise shall not be visible from adjoining or nearby properties or any public rights-of-way.

**Screening and Fencing**: The portion of the property utilized for the enterprise and its associated activities shall be screened from adjacent properties used or zoned for residential or agricultural purposes. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Lighting**: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Additional Requirements**:
1. Retail goods may be sold as an incidental option so as that the items sold are related to the agritainment enterprise. This includes a gift shop, snack bar, etc.

Airport, Public

**Zoning Districts**: MI

**Site Standards**:
1. Airport size and layout shall conform to current FAA design standards.
   2. There shall be a minimum of three hundred (300) feet between any runway or taxiway to the nearest property used or zoned for residential purposes.

**Screening and Fencing**: When located within one hundred (100) feet of the property line or street rights-of-way and abutting property used or zoned for residential uses,
hangars, storage buildings, terminals, loading docks, parking lots, and any other associated structure, shall be screened in accordance with Article 18 (Buffers and Screening) of this Ordinance.

**Required Plan:**
1. Scaled drawings of location and size of landing strips and the location of landing lights.
2. Map of all property within five hundred (500) feet of proposed airfield property line and within fifteen hundred (1500) feet of each end of the runway, including names and addresses of property owners and type of land use for each property, as given in the tax listings.
3. A map depicting the location, type, and height of any structure, including towers, over two hundred (200) feet in height and within a five (5) mile radius.
4. A copy of the current FAA design, approach, and airspace obstruction standards.
5. Documentation showing FAA permits and design approval.

**Airstrip, Private**

**Zoning Districts:** RA, MI

**Site Standards:**
1. There shall be a minimum of three-hundred (300) feet between any runway or taxiway to the nearest property used or zoned for residential purposes, except that a residence may be located on the same property as the airstrip.
2. Airstrip shall be constructed of a natural vegetative material (i.e. grass)
3. Scaled drawings of location and size of landing strips.
4. Location of landing lights, if applicable.
5. No signage shall be allowed in conjunction with an airstrip.

**Screening and Fencing:** Hangars, storage buildings, and any other associated structure, shall be buffered from any property used or zoned for residential purposes, in accordance with Article 18 (Buffers and Screening) of this Ordinance.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Required Plan:**
1. Documentation showing applicable FAA permits and design approval.

**Operational Requirements:**
1. Airstrip shall only be used by the property owner and members of their immediate family.
2. Operations related to the airstrip shall comply with the Surry County Noise Ordinance.

Alteration, Expansion, Change, Rebuilding, or Resumption of a Nonconformity

**Zoning Districts:** All Zoning Districts

Refer to Article 15, "Nonconforming Uses", Section 5, of this Ordinance.

**Ambulance Service/Rescue Squad, Police and Fire Station Operations**

**Zoning Districts:** RA

**Site Standards:**

1. All structures and accessory structures associated with the use must be setback from all property lines a minimum of twice (2x) the applicable side and rear setbacks of the corresponding zoning districts, from all properties used or zoned for residential or agricultural purposes.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) along all property lines abutting property used or zoned for residential or agricultural purposes.

**Amusement Park; Circus, Carnival, or Fair**

**Zoning Districts:** HB, MI

**Site Standards:**

1. The site must be located on a major roadway that can handle the anticipated traffic volume when the fairground is in use.
2. All buildings, arenas, stadiums, exhibit areas, barns, and similar activity areas, shall be set back from all property lines and street rights-of-way a minimum of one hundred (100) feet.
3. In addition to requirements of Article 17 (Parking and Loading) of this Ordinance, parking lots must be set back at least twenty (20) feet from any property line or street right-of-way.

**Screening and Fencing:** A fence at least eight (8) feet in height and shall enclose activity areas and buildings that will stay locked when the fairground is not in use. Additional buffering may be required by the Planning Board in the case of facilities for outdoor functions, such as outdoor arenas, in order to protect adjacent properties from noise, light, and glare.

**Lighting:** Outdoor lighting shall be shielded so as to prevent light from directly hitting adjacent property or any public right-of-way.
Auction House; Car Wash; Farm Supplies; Gas or Service Station; Machine and Welding Shops; Mini-warehouse; Monument Sales; Motor Vehicle Body and Paint Shop; Motor Vehicle Repair; Restaurant (walk-in); Tree Service

Zoning Districts: RB

Site Standards:
1. Minimum setbacks of twice (2x) what is required by this Ordinance.
2. Site shall not create a greater nuisance than the existing or previous commercial use.
3. Noise created by proposed use shall not be any greater than that which was created by the existing or proposed commercial use.
4. Traffic flow and conditions created by the proposed use shall not be any greater than that created by the existing or previous commercial use.
5. Applicant shall present evidence and support materials to the Planning Board that demonstrate compliance with above requirements (2,3,4).

Lighting: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

Asphalt Products Manufacturing; Chemical Manufacturing; Explosives Manufacturing and Storage; Fertilizers Manufacturing and Storage; Oil and Gasoline Bulk Storage; Paints, Varnishes, Finishes Manufacturing; Processing Plants; Recycling Plants; Refineries; and Sawmills

Zoning Districts: CB, HB, MI

Site Standards:
1. The boundary of the property shall be a minimum of two hundred (200) feet from any residential use, hospital, nursing or convalescent home, retirement home, life care community, school, or church. However the Planning Board shall be authorized to increase this setback if the situation warrants, based on the specific substances that are to be manufactured or stored and in what specific quantities.
2. All structures (except fences and walls), buildings, storage areas, etc. used in the operation shall be a minimum of one hundred (100) feet from all property lines or street rights-of-way.
3. Buildings must meet all requirements for Hazardous Occupancy under the NC Building Code.

Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: The use shall be totally enclosed by a security fence or wall at least eight (8) feet high or enclosed within a locked fireproof building. A vegetative
screen, either planted or natural wooded area, shall be provided along any street right-of-way and any property line within four hundred (400) feet of property used or zoned for residential purposes.

Operational Requirements:

1. The site shall be utilized in a manner that shall not pose a hazard off-site.
2. All unpaved storage areas shall be maintained in a manner that prevents dust from adversely impacting adjacent properties.
3. Buildings must be maintained to meet all requirements for Hazardous Occupancy under NC building Code.
4. The County Fire Marshall and local fire department shall be kept notified of the types of materials used, manufactured, or stored on site.

Automobile Salvage Yards and Junkyards

Zoning Districts: MI

Site Standards:

1. Minimum setback of twice (2x) what is required by this Ordinance (Article 12).
2. No automobile salvage yard or junkyard shall be permitted to locate or expand within one-half (1/2) mile radius of any property used or zoned for residential purposes, and any property used as a hospital, nursing or convalescent home, retirement home, life care community, school, or church.
3. Yards shall comply with Chapter 40 of the North Carolina Fire Prevention Code.
4. Designated loading and unloading areas shall be provided within the buildable portion of the property in question. Loading and unloading shall be prohibited in any other location;
5. Yards shall not be permitted to locate or expand within the one hundred (100) year floodplain as shown on the latest Federal Emergency Management Agency maps of Surry County.
6. Yards shall not locate or expand within five hundred (500) feet of any watercourse such as a stream, river, reservoir, pond, or lake.
7. Yards shall not locate or expand within one thousand (1,000) feet of any water course such as a stream, river, reservoir, pond, or lake that is located in any water supply watershed (WS-I through WS-IV) or any outstanding resource watershed.
8. Yards shall have their own deeded direct access to a State maintained road, not to be shared with any other use.
9. Bona fide garages, repair shops, and service stations where the short-term storage of not more than two (2) junked vehicles is incidental to the business, shall not apply to these requirements.

Lighting: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.
Screening and Fencing: The use shall be totally enclosed by an opaque wood fence. In addition, a vegetative buffer shall be planted along all property lines, leaving space for an ingress and egress location. Yards shall not be visible from any adjacent property or public right-of-way. The buffer shall be included as part of the required setbacks and shall meet the requirements of Article 18 (Buffers and Screening).

Additional Requirements:
1. If the ownership of an approved auto salvage yard or junkyard is transferred to another individual, group, or entity, the new owner(s) shall complete a ‘change of ownership’ form with the Local Ordinance Officer.

Bed and Breakfast

Zoning Districts: RA, RE, RR, RL, RG, MR, CP

Site Standards:
1. Guestrooms or guesthouses shall not be equipped with kitchen or cooking facilities.
2. If operation utilizes guesthouses then maximum density requirements shall be two (2) units per acre; however, the Surry County Health Department may revise minimum lot size requirements through site evaluations, on a case-by-case basis.
3. There shall be no less than one (1) bathroom, consisting of a bath or shower, water closet, and lavatory for every two (2) guestrooms.
4. Parking shall not be allowed in any front yard, unless facility utilizes guest houses.

Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: Parking areas and outdoor areas used for storage of equipment or supplies must be screened from adjacent properties. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

Billboards

Zoning Districts: RA

Site Standards:
1. All billboards shall comply with Article 19 of this Ordinance.

Required Plan:
1. The required site plan shall depict the location of any other billboards along both sides of the street within 2,000 feet of the proposed site.
2. The plan must show the location of all dwellings, buildings, and structures on the property on which it is to be constructed, on adjacent properties that are applicable, across the street, for a distance of 500 feet in both directions from the proposed sign.

Operational Considerations:
1. The sign shall be kept in good repair and clear of overgrown vegetation.

**Additional Requirements:**

1. Approval from NCDOT for any billboard shall be received prior to submittal of application for a Conditional Use Permit. Application shall be deemed incomplete unless a copy of said approval is submitted with application.

Blacksmith; Building Supply and Materials; Bus Terminal; Dry Cleaning Plants; Governmental Maintenance Facility; Lumber and Building Materials-Sales; Research Activities; Sawmills; Slaughterhouse; Septic Services; Transfer Companies; Truck/Freight Terminal, Utility Company Operation Center; Vending Companies; Warehousing; Wholesale Distribution; Woodworking Plant

**Zoning Districts:** RA, RB, CB, HB

**Site Standards:**

1. All structures and associated uses, parking areas, loading areas, storage areas, and outdoor assembly areas shall be setback a minimum of twice (2x) the applicable setbacks of the corresponding zoning districts, from all properties used or zoned for residential purposes.

2. Considerations shall be made for additional traffic flow from state maintained road into site in question, to reduce the possibility of traffic congestion and hazards, if necessary.

**Lighting:** Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Operational Requirements:**

1. The site shall be utilized in a manner that prevents noise and dust from adversely impacting adjacent properties.

2. All unpaved storage areas shall be maintained in a manner that prevents dust from adversely impacting adjacent properties.

Campgrounds and Recreational Vehicle Parks

**Zoning Districts:** RA, CP

**Site Standards:**

1. Minimum campground or RV Park size is ten (10) acres.

2. Minimum lot space of 25’x40’ is required, however, the Surry County Health Department may revise minimum lot size or site requirements through site evaluations, on a case-by-case basis.

3. Maximum development density not to exceed forty-five percent (45%) of total gross land area (excluding roads).

4. No more than one (1) recreational vehicle per lot site.
4. Minimum ten percent (10%) total gross land area dedication for recreational uses excluding maximum density development.

5. Property owner may dedicate a minimum of five percent (5%) total gross land area for the use of tent camping, excluding the use of recreational vehicles.

6. No more than two (2) vehicles per site allowed for parking.

7. No site or lot shall have direct access to a public road.

8. Minimum interior street widths of twenty (20) feet of gravel, with a six (6) inch gravel base, within the park or campground. Interior streets developed to only be open to one-way traffic shall be a minimum of 12-feet in width, with a six-inch gravel base.

9. The park and/or campground shall be set back fifty (50) feet from all public or private rights-of-way, side and rear property lines.

10. Minimum interior side setbacks of twenty (20) feet and rear setbacks of ten (10) feet between sites.

11. Minimum forty-five (45) feet deeded, platted easement to a state maintained road.

12. All utilities must be provided through underground access, which may include water, sewer, power, phone, cable, natural gas, etc.

13. Adequate lighting shall be provided for all common areas, including the interior lighting of any building open after dusk.

14. Owner shall provide a refuse disposal plan satisfactory to the Local Ordinance Officer. The approved plan shall be noted on the site plan.

15. Separate sanitary facilities for both sexes (including showers), as well as drinking water, shall be available within four hundred (400) feet of each campsite.

16. Existing recreational vehicle parks and campgrounds shall have one (1) year from the effective date of this Ordinance to comply with these requirements. Consideration will be given to those parks and campgrounds that do not meet the minimum acreage requirements.

17. Campgrounds and recreational vehicle parks shall not be located in a floodplain.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** A vegetative buffer shall be planted along all side and rear property lines, or around the boundary of the campground and recreational vehicle park. The buffer shall be included as part of the required setbacks and shall meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Required Plan:**

1. Proposed layout of the campground, including individual sites, cabins, recreation areas, drinking water outlets, sanitary disposal facilities, and other service buildings.
Operational Requirements:
1. No recreational vehicle shall be used as a permanent dwelling within a recreational vehicle park.
2. There shall be no removal of wheels or axles from any recreational vehicle so as to keep the residence temporary.
3. Surry County, at any time, can request the owner to display vehicular mobility of any vehicle on the premises.
4. All porches, decks, and other attachments shall not be attached permanently so as to accommodate any request of mobility by the County of Surry.
5. There shall be no manufactured homes or mobile homes allowed in any recreational vehicle park or campground other than the residence of the owner or caretaker of the facility.
6. A fire extinguisher shall be available at each service building and at the office.
7. Campgrounds and parks shall be maintained free of accumulations of debris, which may contribute to rodent harborage or distinct breeding grounds for flies, mosquitoes, insects, or other pests. The growth of brush, weeds, shrubbery, and grass shall be controlled to prevent harborage of ticks, chiggers, and other noxious insects. Open areas shall be maintained free of heavy undergrowth and maintained to promote a pleasing aesthetic appearance.

Child Care Center

Zoning Districts: RA, RB

Site Standards:
1. Indoor activity areas shall be provided equivalent to at least twenty-five (25) square feet per attendee.
2. Access to the facility shall not create traffic flow problems on nearby streets. Road improvements may be required to ease traffic flow concerns.

Screening or Fencing: Play areas shall be enclosed by a chain link or solid fence or wall at least four (4) feet high. Side and rear property lines must be screened from adjoining properties in accordance with Article 18 (Buffers and Screening).

Operational Requirements:
1. The construction and operation shall comply with the provisions of the North Carolina General Statutes and any other applicable federal, state, or local standards.

Children’s Home

Zoning Districts: RA

Site Standards:
1. The following minimum site sizes shall apply:
   a. Five (5) acres for 25 to 75 child capacity;
   b. Ten (10) acres for 76 to 125 child capacity;
   c. 15 acres for 126 to 175 child capacity; or
d. 20 acres for 176 or more children.
2. Buildings, structures, recreation areas, places of assembly, dumpsters, etc. shall be setback at least 75-feet from any property line or right-of-way.
3. Parking areas shall be placed completely within the minimum building area as required by the applicable zoning district.

**Screening or Fencing:** Parking areas shall be screened from adjoining properties used or zoned for agricultural or residential purposes in accordance with Article 18 (Buffers and Screening). On a case-by-case basis, the Planning Board may require that the property be completely enclosed by a wall or fence for the protection of the home occupants and the surrounding community.

**Lighting:** Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Operational Requirements:**
1. The construction and operation shall comply with the provisions of the North Carolina General Statutes and any other applicable federal, state, or local standards.
2. Proper licensing by federal, state, and local agencies shall be required by time of application.
3. Activities associated with the home shall comply with the Surry County Noise Ordinance.

**Commercial Greenhouses and Nurseries**

**Zoning Districts:** RA

**Site Standards:**
1. All commercial buildings, greenhouses, storage sheds, and similar structures and parking or storage areas for vehicles, equipment, or supplies shall be set back from all property lines and street rights-of-way, a minimum of twice (2x) the required setbacks for the principal building in the zoning district in which the property is located.

**Screening and Fencing:** Parking areas and outdoor areas used for storage of equipment or supplies must be screened from adjacent properties. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Clubs and Lodges, Community Centers, Libraries, Museums, Outdoor Recreation, Post Office, Private Recreation Clubs, Public Swimming Pools**

**Zoning Districts:** RA, RE, RR, RL, RG, MR, CP, MHP, RB

**Site Standards:**
1. All commercial buildings, greenhouses, storage sheds, and similar structures or uses shall meet twice (2x) the required setbacks for the applicable zoning district in which the proposed use is located.
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**Lighting**: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing**: A vegetative buffer must be provided which will screen adjacent properties used or zoned for residential purposes, from the effects of light and noise generated on the site, as well as parking areas and all structures, out buildings, loading areas, places of assembly, outdoor display areas, and other facilities associated with the use. The buffer shall comply with Article 18 (Buffers and Screening). The Planning Board may require an attractive solid fence or wall up to eight (8) feet in height in addition to the required screening, if the conditions on the site and adjacent properties warrant it.

Correctional Facilities

**Zoning Districts**: MI

**Site Standards**:  
1. No correctional facility shall be permitted to locate or expand within a one (1) mile radius of any property used or zoned for residential purposes, and any property used as a hospital, nursing or convalescent home, retirement home, life care community, school, or church.
2. All structures, recreation areas, work areas, parking and loading areas, and common areas associated with the correctional facility shall be required to maintain five (5x) times the applicable setbacks of the corresponding zoning district.

**Lighting**: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing**: As a part of the required setbacks, a buffer twice (2x) what is required in accordance with Article 18 (Buffers and Screening) shall be installed.

Country Inn

**Zoning Districts**: RA, CP, RB

**Site Standards**:  
1. Minimum lot sizes are as follows:  
   a. 5 acres - 15 guest rooms or less  
   b. 10 acres - 16-30 guest rooms  
   c. 20 acres - 31-60 guest rooms  
   d. 40 acres - 61 or more guest rooms  
2. The structure, storage areas, and parking areas shall be setback at least 75-feet from all property lines and rights-of-way.  
3. The owner or manager shall provide full-time management of the premises at all times when guests occupy the establishment.  
4. The establishment may contain a full-service restaurant, in addition to guestrooms, that provide meal service to guests and the general public. The restaurant may not exceed 25% of the total floor area of the country inn.
5. Development of a country inn shall architecturally reflect the character of its surroundings; development should mesh well with surrounding properties.

6. There shall be no less than one (1) bathroom, consisting of a bath or shower, water closet, and lavatory for every two (2) guestrooms.

**Screening and Fencing:** The portion of the property utilized for the country inn and its associated activities shall be screened from adjacent properties used or zoned for residential or agricultural purposes. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance. However, if the country inn is located in a local, state, or federally designated historic structure then screening and fencing devices shall not be required if it will injure the structure's historic integrity as it relates to the property.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Additional Requirements:**

1. If the country inn is proposed to be new construction, floor plans and renderings of the proposed façade shall be submitted with the application. If the country inn is proposed to locate in an existing structure, floor plans, pictures of the structure, and renderings of any proposed façade improvements shall be submitted with the application.

2. Any activities associated with the country inn shall be subject to the Surry County Noise Ordinance.

**Dragstrip or Race Track**

**Zoning Districts:** RB, CB, HB, MI

**Site Standards:**

1. Minimum lot size of forty (40) acres.
2. The lot shall have its own direct access to a state maintained road. The access shall serve only the drag strip or racetrack.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** A vegetative buffer must be provided which will screen adjacent properties used or zoned for residential purposes, from the effects of light and noise generated on the site, as well as parking areas and all structures, out buildings, loading areas, places of assembly, outdoor display areas, and other facilities associated with the use. The buffer shall comply with Article 18 (Buffers and Screening). The Planning Board may require an attractive solid fence or wall up to eight (8) feet in height, in addition to the required screening, if the conditions on the site and adjacent properties warrant it.

**Drinking Establishments; Gun and Ammunition Sales; Night Clubs and Places of Entertainment**
Zoning Districts: CB, HB, MI

Site Standards:
1. No night club or place of entertainment, shall be permitted to locate or expand within a 500-foot radius of any property used as a nursing or convalescent home, retirement home, life care community, school, or church.
2. All structures shall be setback from all property lines a minimum of twice (2x) the applicable setbacks of the corresponding zoning district, from all properties used or zoned for residential purposes.

Screening and Fencing: Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

Lighting: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Operational Requirements:
1. The site shall be utilized in a manner that prevents noise from adversely impacting properties in the vicinity.
2. All unpaved storage areas shall be maintained in a manner that prevents dust from adversely impacting adjacent properties.

Eco-tourism Enterprise

Zoning Districts: RA, CP

Site Standards:
1. All structures, accessory structures, assembly areas, parking areas, recreation areas, trails, etc., shall be setback 75-feet from all property lines and rights-of-way.
2. Any outdoor storage areas shall be hidden from view from any adjoining or nearby properties and any public rights-of-way.
3. Enterprise development site shall be in close proximity to the natural feature or ecosystem to which it provides access.
4. Enterprise development shall be designed to aesthetically compliment the natural feature/ecosystem it serves so that the impact on the natural feature/ecosystem is minimal.

Screening and Fencing: The portion of the property utilized for the enterprise and its associated activities shall be screened from adjacent properties used or zoned for residential or agricultural purposes. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Additional Requirements:
1. Retail goods may be sold as an incidental option so as that the items sold are related to the eco-tourism enterprise. This includes a gift shop, snack bar, etc.
2. Any activities associated with the eco-tourism enterprise, whether on-site, or off-site, shall be subject to the Surry County Noise Ordinance.

Executive or Institutional Retreat

**Zoning Districts:** RA, CP

**Site Standards:**
1. All structures, accessory structures, assembly areas, parking areas, recreation areas, etc., shall be setback twice (2x) the applicable setbacks for the corresponding zoning district.
2. Facility may consist of lodging, recreation facilities, assembly areas, dining facilities, and meeting facilities.
3. Kitchen and dining facilities shall be located in a single, centrally located building or buildings, and not located within individual lodging units.
4. Facility may be located on one parcel, or multiple parcels in the same ownership.
5. Institutional retreats that plan to utilize tent camping or open-air sleeping quarters, shall also comply with the conditional use requirements for “Campgrounds” found in this Section.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** The portion of the property/properties utilized for the retreat and its associated activities shall be screened from adjacent properties. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Operational Requirements:**
1. Executive or Institutional Retreat activities shall comply with the Surry County Noise Ordinance.
2. Lodging facilities and kitchen and dining facilities shall not be open to the general public.
3. Retreats shall only be utilized for professional, educational, or religious conclaves, meetings, conferences, seminars, or training.

Family Care Home

**Zoning Districts:** RA, CB, HB

**Site Standards:**
1. Shall not provide room and board to more than six (6) individuals at one time.
2. Parking shall be located in the rear of the home.
3. Principal structure, accessory structures, and the property itself shall be maintained as a residential property.

Farm-Based Tourism Enterprise

**Zoning Districts:** RA, CP

**Site Standards:**
1. The minimum lot size for a farm-based tourism enterprise
shall be as follows:
   a. 10 acres - No more than 150 visitors/customers per day.
   b. 40 acres - No more than 300 visitors/customers per day.
   c. 80 acres - More than 600 visitors/customers per day.

2. Overnight lodging associated with the enterprise shall comply with the requirements for "Bed and Breakfast" facilities found in Article 16, Section 8 of this Ordinance.

3. Structures, storage areas, and parking areas associated with the enterprise shall be setback at least 75 feet from all property lines and public rights-of-way. The Planning Board may require greater setbacks on a case-by-case basis.

4. Shall only be permitted in conjunction with an existing, working farm. Enterprise shall be incidental to the activities of the farm.

5. The enterprise shall be operated and maintained by the owner, operator, or occupant of the farm on which it is located. Multiple properties in common ownership are acceptable for farm-based tourism enterprises as long as they are considered a single farm entity.

6. All storage areas associated with the enterprise shall not be visible from adjoining or nearby properties or any public rights-of-way.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Additional Requirements:**
1. Retail goods may be sold as an incidental option so as that the items sold are related to the enterprise. This includes a gift shop.
2. Any activities associated with the enterprise shall be subject to the Surry County Noise Ordinance.

**Farm Markets**

**Zoning Districts:** RA, CP

**Site Standards:**
1. The minimum lot size for a farm market shall be as follows:
   a. 10 acres - No more than 150 visitors/customers per day.
   b. 40 acres - No more than 300 visitors/customers per day.
   c. 80 acres - More than 600 visitors/customers per day.

2. Hours of operation shall be limited to 7:00 a.m. to 6:00 p.m. each day.

3. Structures, storage areas, and parking areas associated with the market shall be setback at least 75 feet from all property lines and public rights-of-way. The Planning Board may require greater setbacks on a case-by-case basis.

4. Shall only be permitted in conjunction with an existing, working farm. Farm market shall be incidental to the activities of the farm.
5. The market shall be operated and maintained by the owner, operator, or occupant of the farm on which it is located. Multiple properties in common ownership are acceptable for agritainment as long as they are considered a single farm entity.

6. All storage areas associated with the market shall not be visible from adjoining or nearby properties or any public rights-of-way.

**Lighting**: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Additional Requirements**:
1. A minimum of 50% of the products sold must be agricultural products produced on-site.
2. Shall only be an accessory use to the working or active farm; farm market cannot be the principal use on the property/properties.

**Firing Range**

**Zoning Districts**: RA, MI

**Site Standards**:
1. Shall not be located within 3,000 feet of any residential use, hospital, nursing or convalescent home, retirement home, life care community, school, or church.
2. A projectile-proof backstop, consisting of concrete, steel, earth, or a combination thereof, at least twenty (20) feet high shall be erected and maintained behind all target areas.

**Screening and Fencing**: A vegetative buffer must be provided which will screen adjoining residential uses from the effects of light and noise generated on the site, as well as parking areas and all structures, out buildings, loading areas, places of assembly, outdoor display areas, and other facilities associated with the use. The buffer shall comply with Article18 (Buffers and Screening). The Planning Board may require an attractive solid fence or wall up to eight (8) feet in height, in addition to the required screening, if the conditions on the site and adjacent properties warrant it.

**Operational Requirements**:
1. Shall not be open between the hours of 7 p.m. – 7a.m. (Applies to outdoor ranges only)
2. Shall comply with the Surry County Noise Ordinance, as amended, in addition to the above requirements.

**Go Cart Track**

**Zoning Districts**: CB, HB

**Site Standards**:
- All structures and track areas must be setback from all property lines a minimum of twice (2x) the applicable setbacks of the corresponding zoning districts, from all properties used or zoned for residential purposes.
Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) along all property lines abutting property used or zoned for residential or agricultural purposes.

Golf Courses, Par 3 Golf Courses, Miniature Golf

Zoning Districts: RA, RE, RR, RL, RG, MR

Site Standards:
1. No maintenance building, out building, storage building, or clubhouse shall be closer than one hundred (100) feet from any property line.
2. These uses shall be located so that adjoining properties are not adversely affected by the activity due to noise, glare, traffic, or other factors.

Screening and Fencing: Fencing, netting, trees, earth berms, or other approved control measures, shall be provided around the perimeter of the golf course to prevent golf balls from leaving the property.

Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Operational Requirements:
1. The volume of any outdoor speakers or public address system must be kept low enough to not be heard off the premises.

Golf Driving Ranges - Independent

Zoning Districts: RA

Site Standards:
1. No maintenance building or clubhouse shall be closer than one hundred (100) feet from any property line.
2. Driving Ranges shall be located so that adjoining properties are not adversely affected by the activity due to noise, glare, traffic, or other factors.
3. Driving Ranges shall have a minimum depth of one thousand (1,000) feet from the tees to the end of the driving area or the end shall be controlled with netting and/or earth berms to prevent golf balls from leaving the property.

Screening and Fencing: Fencing, netting, trees, earth berms, or other approved control measures, shall be provided around the perimeter of the driving area to prevent golf balls from leaving the property. Driving ranges shall be screened from adjacent properties used or zoned for residential purposes. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.
Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Operational Requirements:
1. The volume of any outdoors speakers or public address system must be kept low enough to not be heard off the premises.

Historic Property Ventures

Zoning Districts: RA, RE, RR, RL, RG, MR, CP, MHP

Site Standards:
1. Structure or property shall be designated a historic property or located in a designated historic district by the State of North Carolina State Historic Preservation Office or the United States Department of the Interior.
2. All parking areas and new structures shall be located within the principal building setback area for the corresponding zoning district.
3. Gift shops located outside the confines of any historic structure shall be allowed as long as they minimize negative visual and noise impacts on adjoining properties used or zoned for residential or agricultural uses.

Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: The Planning Board may require buffers to be installed that will screen new structures and/or parking areas, which meet the requirements of Article 18 (Buffers and Screening) along all property lines abutting property used or zoned for residential or agricultural purposes. Historic structures shall not be required to be screened from adjoining properties.

Operational Requirements:
1. An associated small-scale restaurant or like use, which may enhance the overall property in relation to tourism, may be permitted on a case-by-case basis by the Planning Board. Associated uses are subject to the above requirements as well.

Home Occupation of a Commercial Nature

Zoning Districts: RA

Site Standards:
1. Unlike the usual home occupation, accessory buildings or structures may be used in connection with the home occupation of a commercial nature, with a minimum setback of twice (2x) what is required by this Ordinance.
2. All uses associated with the home occupation of a commercial nature must be located in the side or rear yard of the property.
3. All storage associated with the home occupation of a commercial nature must be stored indoors; outdoor storage shall not be permitted.
4. The Planning Board will determine if the proposed use fits the definition of home occupation of an commercial nature.

**Screening**: All structures associated with the home occupation of a commercial nature shall be buffered from adjacent property used or zoned for residential purposes by fencing or vegetation meeting the requirements of Article 18 (Buffers and Screening).

**Operational Requirements**:
1. The owner of the business must reside on the property on which the business is located.
2. The business use shall not create any noxious fumes, odors, traffic congestion, noise, or other nuisance factors.

 Kennel

**Zoning Districts**: RA, HB

**Site Standards**:
1. All buildings or other structures pertaining to the operation, including outdoor runs and pens, shall maintain required setbacks from all property lines the same as required for the principal structure on the property.
2. No accessory building, outdoor run, or other animal holding or exercising facility shall be located in the front or side yard.

**Lighting**: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening**: All kennel buildings, runs, pens, or other facilities shall be buffered from adjacent property used or zoned for residential purposes by fencing or vegetation meeting the requirements of Article 18 (Buffers and Screening).

Landfill, Sanitary and Demolition

**Zoning Districts**: MI

**Site Standards**:
1. No landfill, whether sanitary or demolition, shall be permitted to locate within one-half (1/2) mile radius of any property used or zoned for residential purposes, and any property used as a hospital, nursing or convalescent home, retirement home, life care community, school, or church.

**Screening and Fencing**: The entire property, or portion of it being used for the landfill and all supporting functions, shall be fenced with a security fence at least eight (8) feet high and screened meeting the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Additional Requirements**: All Landfill uses are subject to the requirements of the State of North Carolina and Surry County.
Livestock (non-farm)

Zoning Districts: RA, CP

Site Standards:
1. Livestock waste shall be managed so as to prevent from spreading to adjacent properties.
2. In the area where animals are kept, eighty percent (80%) of the existing vegetation must be maintained.

Screening and Fencing: The portion of the property being used to keep the livestock shall be fenced with a security fence at least five (5) feet high, as to keep livestock confined and off of adjoining properties.

Manufactured Home and Recreational Vehicle Sales; Farm/Heavy Equipment Sales

Zoning Districts: RB

Site Standards:
1. Minimum lot size of two (2) acres.
2. Minimum setbacks of two (2x) times the applicable setbacks of the corresponding zoning district.
3. Site shall not create a greater nuisance than the existing or previous commercial use.
4. Noise created by proposed use shall not be any greater than that which was created by the existing or proposed commercial use.
5. Traffic flow and conditions created by the proposed use shall not be any greater than that created by the existing or previous commercial use.
6. Applicant shall present evidence and support materials to the Planning Board that demonstrate compliance with above requirements (3,4,5).

Screening and Fencing: Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

Lighting: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Manufactured Home Parks

Zoning Districts: MHP

Refer to Article 23, "Manufactured Home and Manufactured Home Park", Section 3, of this Ordinance.

Mining and Quarrying

Zoning Districts: MI

Site Standards:
1. Submit a copy of a completed application as required by the State of North Carolina for a Mining Permit.
2. A letter or other certification of approval must be submitted from the NCDOT, as to the safety and design of
the access or entrance on to a State maintained road from the mine.

3. Access to a mine or mining operation must be from a State maintained road. The access leading from the State maintained road to the said operation must be forty-five (45) feet in width, with a cleared drivable area of not less than twenty (20) feet. All interior access roads on the said property must also have a right-of-way of forty-five (45) feet with a cleared drivable area of not less than twenty (20) feet. All accesses shall be maintained at all times to ensure smooth traffic flow.

4. The boundary of the property shall be located at least five hundred (500) feet from any residential use, hospital, nursing or convalescent home, retirement home, life care community, school, or church.

Screening and Fencing: An area of land, which shall not be less than fifty (50) feet in width shall be provided along all boundaries of the affected land. This buffer area must be left at all times in a natural vegetative state or planted with trees, shrubs, plants that create a visual screen. Trees and plants must be native to the area and trees shall not be less than six (6) feet in height in three (3) years.

Movie Drive-In; Stadium, Coliseum, Exhibition Building

Zoning Districts: HB, MI

Site Standards:

1. All buildings and structures, accessory structures, and places of assembly, shall be setback at least 75 feet from all property lines.

2. All parking areas shall be setback 25 feet from all properties used or zoned for residential or agricultural purposes.

Lighting: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: A vegetative buffer must be provided which will screen adjacent properties used or zoned for residential purposes, from the effects of light and noise generated on the site, as well as parking areas and all structures, out buildings, loading areas, places of assembly, outdoor display areas, and other facilities associated with the use. The buffer shall comply with Article 18 (Buffers and Screening). The Planning Board may require an attractive solid fence or wall up to eight (8) feet in height in addition to the required screening, if the conditions on the site and adjacent properties warrant it.

Nursing, Convalescent, Assisted Living Facility

Zoning Districts: RA

Site Standards:

1. Minimum lot size of two (2) acres.
2. Minimum setback from any street right-of-way shall be at least twenty-five (25) feet greater than is required for the district said use is located.
3. Minimum side and rear setbacks shall be fifty (50) feet.
4. Service facilities, such as gift shops, snack bars, and personal service shops may be provided if the facilities are completely within the building and designed to serve patrons of the facility and their visitors only.

**Lighting**: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing**: Any parking area, common space, or outdoor gathering place shall be screened from adjacent properties used or zoned for residential purposes. This buffer must meet the requirements of Article 18 (Buffers and Screening), of this Ordinance.

**Public Utility Facility (large-scale)**

**Zoning Districts**: RA, RE, RR, RL, RG, MR, CP, MHP, RB, CB, HB, MI

**Site Standards**:
1. All structures associated with public utilities shall maintain standard setbacks applicable in the zoning district from street rights-of-way and twice (2x) the standard setbacks from any side or rear property line property line.
2. Any equipment producing noise or sound shall be set back one hundred (100) feet from any property line.
3. All storage must be located indoors, no outdoor storage shall be allowed.

**Screening and Fencing**: Utility facilities and all associated structures and equipment shall be enclosed with a security fence with a minimum height of eight (8) feet and screened with either a minimum three (3) foot wide strip planted with dense evergreen vegetation or a twenty (20) foot wide strip of a natural wooded area. The vegetative buffer shall be located adjacent to the property line and between the property line and fence. Transmission line rights-of-way shall be exempt from the buffer requirements.

Recycling Collection Center

**Zoning Districts**: RA

**Site Standards**:
1. All structures associated with collection centers shall maintain standard setbacks applicable in the zoning district from street rights-of-way and twice (2x) the standard setbacks from any other property line.
2. All equipment producing noise or sound and waste or recyclable material containers shall be set back one hundred (100) feet from any property line.
3. All storage must be located indoors, no outdoor storage shall be allowed, other than waste containers.

**Screening and Fencing:** Collection centers and all associated structures and equipment shall be enclosed and screened in accordance with Article 18 (Buffers and Screening). The buffer shall be located adjacent to the property line and between the property line and fence.

Rehabilitation Facility; Sanitarium and Mental Institutions

**Zoning Districts:** HB

**Site Standards:**

1. No facility or institution, shall be permitted to locate or expand within one-half (1/2) mile radius of any property used or zoned for residential purposes, and any property used as a hospital, nursing or convalescent home, retirement home, life care community, school, or church.
2. Minimum lot size of five (5) acres.
3. Minimum setbacks of two (2x) times the applicable setbacks of the corresponding zoning district.

**Screening and Fencing:** The use shall be totally enclosed by an opaque fence along all side and rear property lines. In addition, a vegetative buffer shall be planted along all side and rear property lines, leaving space for an ingress and egress location. The buffer shall be included as part of the required setbacks and shall meet the requirements of Article 18 (Buffers and Screening).

Resort

**Zoning Districts:** RA, RE, RR, RL, RG, CP, MR

**Site Standards:**

1. All structures, accessory structures, parking areas, recreation areas, etc., shall be setback twice (2x) the applicable setbacks for the corresponding zoning district.
2. Facility may consist of lodging, recreation facilities, assembly areas, convention areas, and restaurants, which all contribute to the resort facility.
3. Facility may be located on one parcel, or multiple parcels in the same ownership.
4. If a resort is developed within a RE, RR, RL, or RG zoning district, the resort must be developed concurrently with a residential subdivision. Intermingling a resort with an established(existing) residential subdivision is not desirable.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** The portion of the property(properties) utilized for the resort and its associated activities shall be screened from adjacent
properties. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Operational Requirements:**
1. Resort activities shall comply with the Surry County Noise Ordinance.

**Rodeo**

**Zoning Districts:** RA, CB

**Site Standards:**
1. All structures, accessoey structures, parking areas, bleachers, stables, arenas, and like uses, shall be setback at least 75 feet from all property lines.
2. There shall be one (1) parking space for every three (3) seats in the largest arena area associated with the rodeo.

**Lighting:** Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** All parking areas, structures, accessory structures, bleachers, stables, arenas, storage areas, and like uses associated with the rodeo shall be screened from adjoining properties used or zoned for residential or agricultural purposes. If existing topography and natural vegetation does not provide an existing visual barrier, selective screening may be required. Screening shall meet the requirements of Article 18 (Buffers and Screening).

**Operational Requirements:**
1. Rodeo shall only hold events on Saturdays and Sundays.
2. Events shall be held between the hours of 7 a.m. and 11 p.m.

**Supermarkets**

**Zoning Districts:** CB

**Site Standards:**
1. All structures and accessory structures shall be setback twice (2x) the applicable side and rear setbacks for the corresponding zoning district.
2. The proposed structures shall be designed to compliment the community in which it is located, with an emphasis on blending with the surrounding rural framework.

**Lighting:** Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing:** Buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Wedding Chapel**

**Zoning Districts:** RA

**Site Standards:**
1. All structures, accessory structures, parking areas, assembly areas, etc., shall be setback twice (2x) the applicable setbacks for the corresponding zoning district.

2. Facility may consist of the wedding chapel and banquet rooms for receptions only.

**Lighting**: Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing**: The property utilized for the wedding chapel and its associated activities shall be screened from adjacent properties. These buffers must meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

**Operational Requirements**:
1. Outdoor assembly areas shall be designed to soften noise related to on-site activities from negatively affecting adjoining or nearby properties.
2. Receptions such as wedding/baby showers, church-related events, etc. shall also be permitted within the facility. Owner should consult with the Zoning Administrator on proposed events not associated with a wedding for compliance with this Ordinance before holding said event.

Wine Tasting Room

**Zoning Districts**: RA, RB, CB

**Site Standards**:
1. Facility must be operated in association with an existing vineyard (bona fide farm) located on the same property, or multiple adjoining properties in same ownership.
2. Facility must be located in such a manner that visual impact to adjoining properties used or zoned for residential or agricultural purposes is minimal.
3. All structures, buildings, storage areas, etc. (except fences or walls) associated with the wine tasting facility must be set back a minimum of seventy-five (75) feet from all property lines or street rights-of-way.

**Lighting**: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

**Screening and Fencing**: All parking and storage areas, as well as the wine tasting room itself, shall be screened from adjoining properties used or zoned for residential or agricultural purposes. If existing topography and natural vegetation does not provide an existing visual barrier, selective screening may be required. Screening shall meet the requirements of Article 18 (Buffers and Screening).

**Additional Requirements**:
1. Associated small-scale processing or catering facilities (i.e. cheese making, restaurant) which may enhance the overall property in relation to tourism, may be permitted on a case-by-case basis by the Planning Board. The Planning Board shall hold a public hearing and upon approval issue a Conditional Use Permit for each use.
Associated uses are subject to the above requirements as well.

2. Festivals to be held in conjunction with the wine tasting room may occur no more than four (4) times per year on-site. Intent to convene festivals on-site shall be disclosed on the site plan and the owner shall submit documentation that complies with the Surry County Mass Gathering Ordinance with the application for a Conditional Use Permit. Maximum occupancy for any on-site festival shall also be disclosed.

Winery

Zoning Districts: RA, CB

Site Standards:
1. Facility must be operated in association with an existing vineyard (bona fide farm) located on the same property, or multiple adjoining properties in same ownership.
2. Facility must be located in such a manner that visual impact to adjoining properties used or zoned for residential or agricultural purposes is minimal.
3. All structures, buildings, storage areas, etc. (except fences or walls) associated with the winery must be set back a minimum of seventy-five (75) feet from all property lines or street rights-of-way. The Planning Board may require greater setbacks on a case-by-case basis for large-scale wineries.
4. A facility serving as an established Cooperative Winery may be permitted without the presence of an on-site vineyard, if, in the Board’s estimation, the facility will benefit, cater to, and serve the independent vineyards of Surry County, and surrounding areas. Cooperative Wineries shall be allowed in commercial zoning districts regardless of the existence of an on-site vineyard.

Lighting: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: All parking and storage areas, as well as the winery itself, shall be screened from adjoining properties used or zoned for residential or agricultural purposes. If existing topography and natural vegetation does not provide an existing visual barrier, selective screening may be required. Screening shall meet the requirements of Article18 (Buffers and Screening).

Additional Requirements:
1. Festivals to be held in conjunction with the winery may occur no more than four (4) times per year on-site. Intent to convene festivals on-site shall be disclosed on the site plan and the owner shall submit documentation that complies with the Surry County Mass Gathering Ordinance with the application for a Conditional Use Permit. Maximum occupancy for any on-site festival shall also be disclosed.
2. The maximum number of bottles to be produced and/or total volume of wine to be produced on-site shall be disclosed on the site plan.

Wireless Communication Towers
Zoning Districts: RA, CB, HB, MI

Refer to Article 22, "Wireless Communication Towers", of this Ordinance.

ARTICLE 17. PARKING AND LOADING

Section 1. Off-Street Parking Required

At the time of the erection of any building, or at the time any principal building is enlarged or increased in capacity by adding dwelling units, guestrooms, seats, or floor area, or before conversion from one type of use or occupancy to another, permanent off-street parking space shall be provided in the amount specified by this Article. Such parking space may be provided in a parking garage or properly guarded open space.

Section 2. Certification of Minimum Parking Requirements

Each application for a Zoning Permit (except for dwellings) shall include information as to the location and dimensions of off-street parking and the means of ingress and egress to such space. This information shall be in sufficient detail to enable the Zoning Administrator to determine whether the requirements of this Article are met.

Section 3. Combination of Required Parking Space

The required parking space for any number of separate uses may be combined in one (1) lot, but the required space assigned to the one (1) use may not be assigned to another use, with one exception. One-half (1/2) of the parking space required for churches whose peak attendance will be at night or on Sundays may be assigned to a use which will be closed at night and on Sundays.

Section 4. Remote Parking Space

If the off-street parking space required by this Ordinance cannot be reasonably provided on the same lot on which the principal use is located, such space may be provided on any land within reasonable distance of the main entrance to such principal use, provided such land is in the same ownership as the principal use and in the same zoning district. Said land shall be used for no other purposes so long as no other adequate provisions of parking space meeting the requirements of this Ordinance have been made for the principal use. In such cases, the applicant for a permit for the principal use shall submit with his application for a Zoning Permit or a Certificate of Occupancy an instrument duly executed and acknowledged, which subjects said land to parking use in connection with the principal use for which it is made available. Such instrument shall become a permanent record and be attached to the Zoning Permit or Certificate of Occupancy application. In the event such land is ever used for other than off-street parking space for the principal use to which it is encumbered and no other off-street parking space meeting the terms of this Ordinance is provided for the principal use, the Certificate of Occupancy or Zoning Permit for such principal use shall become void.

Section 5. Requirements for Parking Lots
Where parking lots for more than five (5) cars are permitted or required, the following provisions shall be complied with in addition to the requirements of Section 9 below:

A. The lot may be used only for parking and not for any type of loading, sales, dead storage, repair work, dismantling or servicing, but shall not preclude convention exhibits or parking of rental vehicles.

B. All entrances, exits, barricades at sidewalks, and drainage plans shall be approved and constructed before occupancy.

C. Any parking lot of more than five (5) cars which is adjacent, along the side or rear property lines, to property used or zoned for residential uses, shall be provided with screening as described in Article 18 (Buffers and Screening).

D. Only one (1) entrance and one (1) exit sign, no larger than two (2) square feet prescribing parking regulations, may be erected at each entrance or exit.

Section 6. Vehicle Storage

A. Rural Agricultural, Residential, Conservation, and Mixed Use Districts

Only vehicles intended for personal use shall be parked or stored on any property zoned for residential use. No storage of commercial inventory whatsoever shall be permitted and no inoperative or unlicensed vehicles shall be permitted to be parked or stored longer than fourteen (14) days. Commercial trucks or vans driven home by employees shall be allowed.

B. Public, Office and Professional, Business, and Industrial Districts

Customer and employee parking is permitted along with the parking and storing of governmental or commercial vehicles in any public and conservation, office and professional, business, or industrial district. Inoperative vehicles shall only be permitted to be parked or stored while undergoing repairs at a commercial garage or automobile service station or if stored in an approved junk or wrecking yard in an industrial district.

Section 7. Minimum Parking Requirements

The number of off-street spaces required by this Article shall be provided on the same lot with the principal use except as provided in Section 4 and the required number of off-street parking spaces specified for each use shall be considered as the absolute minimum. In addition, a developer shall evaluate his own needs to determine if they are greater than the minimum specified by this Ordinance. For purposes of this Ordinance, an off-street parking space shall be no less than one hundred sixty (160) square feet in area, plus adequate ingress and egress provided for each off-street parking space.

<table>
<thead>
<tr>
<th>Land Uses</th>
<th>Required Parking</th>
</tr>
</thead>
<tbody>
<tr>
<td>Air, motor and rail freight terminals</td>
<td></td>
</tr>
</tbody>
</table>
Two (2) parking spaces for each three (3) employees, plus one (1) space for each vehicle in the operation.

Airports, railroad passenger stations  
One (1) parking space for each four (4) seats and bus terminals for waiting passengers, plus two (2) spaces for each three (3) employees, plus one (1) space for each vehicle used in the operation.

Auditoriums  
One (1) parking space for each four (4) seats in the largest assembly room.

Banks  
One (1) parking space for each two hundred (200) square feet of gross floor space, plus one (1) space for each two (2) employees.

Beauty and Barber Shops  
One (1) parking space for each service chair plus one (1) additional parking space for each employee.

Bed and Breakfast Operations  
One (1) parking space for each room to be rented plus residential requirements.

Bowling Alleys  
Two (2) parking spaces for each alley plus one (1) space for each 200 square feet of gross floor space for affiliated uses such as restaurants, bars and the like.

Camp or Care Center  
One (1) parking space for each employee and one parking space for each five (5) beds.

Cemeteries  
One (1) parking space for each employee.

Churches  
One (1) parking space for each four (4) seats.

Civic Clubs, Fraternal Lodges, or Community Centers  
One (1) parking space for each two hundred (200) square feet of gross floor space.

Clinics  
Five (5) parking spaces for each doctor plus one (1) parking space for each employee.

Day Care Facilities and Preschools  
One (1) parking space for each employee plus one (1) parking space for every (5) students.

Dwellings, Duplex  
Two (2) parking spaces per dwelling unit.

Dwellings, Multifamily  
Two (2) parking spaces per dwelling unit.

Dwellings, Single Family  
Two (2) parking spaces per dwelling unit.

Fire Stations
One and one-half (1 1/2) parking spaces per employee or fireman on duty at one time.

Funeral Homes
One (1) parking space for each four (4) seats in the chapel or parlor.

Golf Courses
Four (4) parking spaces for each hole, and one (1) space for each employee.

Greenhouse and Nursery Operations
One (1) parking space for each employee. (without retail sales on premises)

Home Occupations
One (1) parking space per home occupation in addition to residence requirements.

Hospitals and Sanitariums
One (1) parking space for each employee on the longest shift plus one (1) parking space for each two (2) beds.

Hotels
One (1) parking space for each two (2) rooms to be rented, plus one (1) additional parking space for each two (2) employees, plus additional parking spaces as may be required for any commercial or business uses located in the same building.

Industrial and Manufacturing Uses
One (1) parking space per two employees.

Libraries
One (1) parking space for each four (4) seats provided for patron use.

Motels, Tourist Homes
One (1) parking space for each room to be rented plus one (1) space for each employee.

Nursing, Retirement
And Convalescent Homes
One (1) parking space for each five (5) beds intended for patient use.

Offices
One (1) parking space for each employee.

Private Clubs and Lounges
One (1) parking space for each two (2) seats at bars and one (1) parking space for each four (4) seats at tables.

Public Buildings
One (1) parking space for each employee plus one (1) space for every two hundred (200) square feet.

Public Utility Buildings
One (1) parking space for each employee.

Recreational Facilities, Not Otherwise Listed
One (1) parking space for each employee
plus one (1) parking space for every two (2)
(without facilities for spectators) participants at full capacity.

Recreational Facilities, Same as recreational facilities without spectators
Not Otherwise Listed plus one (1) parking space for every four (4)
(with facilities for spectators) spectator seats.

Restaurants and Cafeterias
One (1) parking space for each four (4) seats at tables, and one
parking space for each two (2) seats at counters or bars plus one (1) parking space for each two (2) employees.

Retail Uses Not Otherwise Listed
One (1) parking space for each four hundred (400) square feet of
gross floor area.

Riding Stables and Academies
One (1) parking space for each employee plus one (1) parking
space for every three (3) stalls or horses ( whichever is more).
Horse trailers are not to be stored in required parking spaces.

Rooming or Boarding Houses
One (1) parking space for each room to be rented plus one (1)
parking space for each employee.

Schools, Elementary and Junior High or Middle School
One (1) parking space for each classroom and administrative office, plus one (1) parking space for each employee and one (1) large space for each bus.

Schools, Senior High
One (1) parking space for each fifteen (15) students for which
the building was designed, plus one (1) parking space for each classroom and administrative office, plus one (1) parking space for each employee, plus one (1) large space for each bus.

Schools, Colleges, Technical and Trade
One (1) parking space for every six (6) students, based upon the
maximum number of students attending classes at any one time, plus one (1) space for each administrative office, plus one (1) space for each professor or teacher.

Service Stations
Five (5) parking spaces for each service bay.

Services not otherwise listed
One (1) parking space for every two hundred (200) square feet of
floor space.

Shopping Centers
Six (6) parking spaces for each one thousand (1,000) square feet of gross floor space in the center, plus one (1) space per business, provided collectively.

Stadiums and Arenas
One (1) parking space for each four (4) seats in the stadium or arena.

Stores, Department
One (1) parking space for each one hundred fifty (150) square feet of gross floor area.
Stores, Retail Food
One (1) parking space for each one hundred fifty (150) square feet of gross floor area.

Theaters, Indoor
One (1) parking space for each four (4) seats up to four hundred (400) seats, plus one (1) space for each six (6) seats above four hundred (400).

Wholesale Uses
One (1) parking space for each employee on the longest shift.

Services not otherwise listed
One (1) parking space for each two hundred (200) square feet of gross floor area.

Section 8. Design Standards for Off-Street Parking

All off-street areas required by this Article shall conform with the following Design Standards:

A. All parking spaces shall have minimum dimensions of nine (9) feet in width and eighteen (18) feet in length. All access or backup aisles shall conform to the following minimum dimensions:

<table>
<thead>
<tr>
<th>Parking Angle</th>
<th>Aisle Dimension</th>
</tr>
</thead>
<tbody>
<tr>
<td>90 degrees</td>
<td>24 feet</td>
</tr>
<tr>
<td>60 degrees</td>
<td>18 feet</td>
</tr>
<tr>
<td>45 degrees</td>
<td>14 feet</td>
</tr>
<tr>
<td>30 degrees</td>
<td>12 feet</td>
</tr>
<tr>
<td>0 degrees</td>
<td>12 feet</td>
</tr>
</tbody>
</table>

B. The use of streets, sidewalks, alleys or other public rights-of-way for parking or maneuvering to and from off-street parking spaces is prohibited, except where such maneuvering is necessary in the use of driveways for access to and from single-family and two family dwellings. All off-street parking areas shall be so arranged that ingress and egress is by forward motion of the vehicle.

C. Off-street parking areas shall have a five (5) foot wide landscaped strip planted along its periphery, which shall be located between the street right-of-way and/or property lines and the parking area. The area shall be covered with grass or other ground cover and shall include appropriate trees and shrubs. At a minimum, the planting shall consist of five (5) trees and 10 shrubs per 100 linear feet. In addition, one (1) landscaped “island” shall be installed for every 20 parking spaces, within the parking areas themselves.

D. Parking area edges shall be protected by suitable curbing, wheel guards, or other means to prevent vehicular encroachment on a public right-of-way or on adjacent property, and to protect the public right-of-way and adjoining properties from the damaging effects from surface drainage from parking lots.

E. Where parking or loading areas are provided adjacent to the public street, ingress and egress thereto shall be made only through driveways not exceeding twenty-five (25) feet
in width at the curb line of said street, except where the Zoning Administrator finds that a greater width is necessary to accommodate the vehicles customarily using the driveway.

F. Businesses adjacent to, or integrated in, a shopping center or cluster of commercial facilities shall use the common access with other business establishments in the center.

G. No driveway shall be located closer than twenty-five (25) feet to any street intersection.

H. Any lighting of parking areas shall be shielded so as to cast no light upon adjacent properties and streets.

Section 9. Off-Street Loading Purpose and General Requirements

Off-street loading requirements are established in order to ensure the proper and uniform development of loading areas throughout the County, to relieve traffic congestion in the streets and to minimize any detrimental effects of off-street loading areas on adjacent properties.

Each application for a Zoning Permit shall include plans and other information of sufficient detail to enable the Zoning Administrator to determine whether or not the requirements of this Article have been met. Plans for off-street loading areas shall include information as to:

A. The location and dimensions of driveway entrances, access aisles and loading spaces.

B. The provisions for vehicular and pedestrian circulation.

C. The location of sidewalks and curbs.

The Zoning Permit for the construction or use of any building, structure or land where off-street loading space is required shall be withheld by the Zoning Administrator until the provisions of this Section have been met. If at any time such compliance ceases, any Certificate of Occupancy which shall have been issued for the use of the property shall immediately become void and of no effect.

Section 10. Design Standards for Off-Street Loading Space

The off-street loading space required by this Article shall be provided for standing, loading, and unloading operations either inside or outside a building, on the same lot with the use served, and shall conform to the following standards:

A. For uses containing a gross floor area of less than 20,000 square feet, each off-street loading space shall have minimum dimensions of fifteen (15) feet in width and thirty (30) feet in length.

B. For uses containing a gross floor area of 20,000 square feet or more, each off-street loading space shall be fifteen (15) feet in width and forty-five (45) feet in length as a minimum.
C. All off-street loading spaces shall have a minimum vertical clearance of fifteen (15) feet.

D. Access aisles or apron spaces shall be of sufficient width to allow for proper backing and/or turning movements.

E. Required off-street loading areas including drives and access aisles shall be constructed with a hard surface material.

F. Loading spaces and access ways shall be located in such a way that no truck or service vehicle using such areas shall block or interfere with the free, normal movement of other vehicles on a service drive or on any off-street parking area, public street, aisle or pedestrian way used for general circulation. In addition, the off-street loading facilities shall be designed and constructed so that all maneuvering of vehicles for loading and unloading purposes shall take place entirely within the property lines of the premises.

G. Loading area edges shall be protected by suitable curbing to prevent encroachment on a public right-of-way or on adjacent property, and to protect the public right-of-way and adjoining properties from the damaging effects of surface drainage from off-street loading areas.

H. Driveways shall be provided as required in Section 10.8 (E) through (H).

I. Any lighting of loading areas shall be shielded so as to cast no light upon adjacent properties and streets.

J. Any off-street loading areas and access ways adjacent, along the side or rear property lines, to property used or zoned for residential purposes, shall be provided with screening meeting the standards described in Article 18 (Buffers and Screening).

Section 11. Minimum Off-Street Loading Requirements

Off-street loading shall be provided and maintained as specified in the following:

A. Uses which normally handle large quantities of goods, including but not limited to industrial plants, wholesale establishments, storage warehouses, freight terminals, hospitals or sanitariums, and retail sales establishments shall provide off-street loading facilities in the following amounts:

<table>
<thead>
<tr>
<th>Gross Floor Area</th>
<th>Minimum</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Square Feet)</td>
<td>Space Required</td>
</tr>
<tr>
<td>5,000 - 20,000</td>
<td>1</td>
</tr>
<tr>
<td>20,001 - 80,000</td>
<td>2</td>
</tr>
<tr>
<td>80,001 - 170,000</td>
<td>3</td>
</tr>
<tr>
<td>170,001 - 260,000</td>
<td>4</td>
</tr>
<tr>
<td>For each additional 45,000</td>
<td>1 – Additional</td>
</tr>
</tbody>
</table>

B. Uses which do not handle large quantities of goods, including but not limited to office buildings, restaurants,
funeral homes, hotels, motels, apartment buildings, and places of public assembly, shall provide off-street loading facilities in the following amounts:

<table>
<thead>
<tr>
<th>Gross Floor Area (Square Feet)</th>
<th>Minimum Number of Space Required</th>
</tr>
</thead>
<tbody>
<tr>
<td>5,000 - 80,000</td>
<td>1</td>
</tr>
<tr>
<td>80,001 - 200,000</td>
<td>2</td>
</tr>
<tr>
<td>200,001 - 320,000</td>
<td>3</td>
</tr>
<tr>
<td>320,001 - 500,000</td>
<td>4</td>
</tr>
<tr>
<td>For each additional 180,000</td>
<td>1- Additional</td>
</tr>
</tbody>
</table>

ARTICLE 18. BUFFERS AND SCREENING

Section 1. Purpose of Buffers

Buffers, or screens, are required to protect one class of use from adverse impacts caused by a use in another class by helping the principle use to blend into the neighborhood, screen its purely functional aspects from the street and neighboring properties, and absorb and/or deflect any excessive noise. This regulation benefits both the developer and the adjoining property owners because it allows the developer several options from which to choose in developing the property, while insuring each neighbor adequate protection regardless of the developer’s choice, thereby protecting the property values of all properties involved. Buffers are also used to protect waterways and streams from excess pollution due to unfiltered runoff.

Section 2. Buffers Required

In all districts, other than RA, RE, RR RL, RG, MR, and CP, a buffer or screen is automatically required on the side and rear lot lines that abut a residential or rural agricultural district. Information shall be submitted to the Zoning Administrator showing details of the proposed barrier as to the location and type of buffer. Buffers may also be required under the Surry County Watershed Protection Ordinance, as well as any regulations for buffers by the State of North Carolina.

A fifty (50) foot, undisturbed natural buffer, from each shoreline, is required along all perennial streams in Surry County. In addition, a fifty (50) foot, undisturbed natural buffer, is required along all property that adjoins Pilot Mountain State Park, Raven Knob Scout Reservation and Cumberland Knob National Park. Also, a fifty (50) foot, undisturbed natural buffer, is required along all interior property lines belonging to Pilot Mountain State Park, Raven Knob Scout Reservation and Cumberland Knob National Park.

Section 3. Buffer Specifications

Unless specified elsewhere in this Ordinance, a buffer shall be one of the following:

1. An eight (8) foot high attractive opaque barrier; or

2. A buffer that is eight (8) feet wide, which includes two (2) rows, staggered, of eight (8) foot high, dense evergreen planting; or

3. A twenty (20) foot wide natural wooded or planted strip.
4. Approval by the Zoning Administrator required.

If a buffer is an eight (8) foot high attractive opaque barrier; it shall not permit visibility from one side to the other and it must also dampen noise where needed. Such barrier may be a decorative masonry wall or wood plank type fence, or the like, which is planted facing adjoining property. Metal or sheet metal shall not be utilized in the construction of an opaque barrier.

Where evergreens (native trees and shrubs) are used, a species and size shall be planted which will normally be expected to reach eight (8) feet in three (3) years time.

A buffer may also be a minimum of twenty (20) feet wide natural vegetative or planted strip. The natural vegetative or planted strip shall be undisturbed, natural low brushes, shrubs, and trees. The natural buffer must provide reasonable screening in the estimation of the Zoning Administrator. If not, the developer may be required to provide a dense evergreen screen as stated above, in addition to what natural vegetation exists.

Acceptable vegetative screening devices (buffers) shall include the following:
- American Holly
- Arborvites
- Burford Holly
- Eastern Red Cedar
- Hetz Juniper
- Japanese Black Pine
- Leyland Cypress
- Nellie R. Stevens
- Wax Myrtle

Section 4. Location of Buffer

The width of the buffer, or screen, shall be included as part of the required setbacks. A fence may also be installed, in addition to the required buffer, at the discretion of the property owner. However, vegetative buffers shall be located adjacent to the property line and between the property line and any fence.

Section 5. Construction and Maintenance

A buffer must be installed or constructed, as appropriate, prior to the issuance of a Certificate of Occupancy. Once erected, a buffer shall be properly maintained at all times. The construction and maintenance of a buffer shall be the responsibility of the landowner or developer, except as provided below in Section 6.

Section 6. Deferring Requirements

The required buffering may be deferred for up to five (5) months after approval of the deferment by the Zoning Administrator, upon the receipt of a buffering guarantee security payable to Surry County and meeting the following requirements.

A. The developer may deposit cash, cashier’s check, or an Irrevocable Letter of Credit, either Surry County or in escrow with a financial institution designated as an official depository of Surry County.
B. The developer or property owner shall obtain a landscaping plan and guaranteed cost estimate (official bid) from a landscaping firm.

C. The bond shall equal one and a half (1.5) times the entire cost of installing all required landscaping, based on the average of three (3) landscaper’s bid.

D. Any bond of $9,999 or less must be in the form of a cashier’s check, or similar bank check, payable to the County of Surry and valid for a minimum period of six (6) months.

E. Any bond of $10,000 or more may be a cashier’s check, cash, or irrevocable letter of credit.

F. In the case of a failure on the part of the property owner or developer to complete the landscaping, if any funds are not spent in completing the work, the County will complete the work and the County shall retain, as a service charge, twenty five percent (25%) of its total cost and return the balance to the property owner or developer.

G. If cash or other instrument is deposited in escrow with a financial institution as provided above, then the developer shall file with the Planning Director an agreement between the financial institution and himself guaranteeing the following:

1. That said escrow account shall be held in trust until released by the Planning Director and may not be used or pledged by the developer in any other manner during the term of the escrow; and

2. That in the case of a failure on the part of the property owner to complete said improvements, the financial institution shall, upon notification by the Planning Director and submission to the financial institution of an estimate of the amount needed to complete the improvements, immediately pay to Surry County the funds estimated to complete the improvements up to the full balance of the escrow account, or deliver to the County any other instruments fully endorsed or otherwise made payable in full to the County.

Section 7. Enclosure Requirements

In the residential and rural agricultural districts, all outdoor storage of governmental, commercial, industrial, or utility inventory or equipment or any other use, which may represent a public hazard, must be enclosed with a fence or wall at least eight (8) feet in height.

In commercial and industrial districts all business, servicing, and processing uses, with outdoor storage, except off-street parking and loading, shall be within completely enclosed buildings or enclosed by a wall or fence (including gates for ingress and egress) not less than eight (8) feet in height.

These requirements may be increased for a conditional use as described in Article 16 (Conditional Uses) of this Ordinance or by the Planning Board when it deems appropriate, based on the situation at the site in question and nearby properties.
ARTICLE 19. SIGNS

Section 1. Statement of Purpose

Sign regulations are established to restrict private signs and lights which overload the public's capacity to receive information, which violate privacy, or which increase the probability of accidents by distracting attention or obstructing vision. Such regulations are also designed to encourage signing and lighting and other private communications which aid orientation and identify activities, and to reduce conflict among private signs.

Section 2. Signs Must Meet Requirements of this Section

Administration. It is the duty of the Zoning Administrator to refuse a permit for the erection or construction of any sign or structure that does not meet the requirements of this Section. The Zoning Administrator shall order the removal of any signs that are not constructed or maintained in accordance with the provisions of this Ordinance.

Permit Required. In order to insure compliance with this Section a Zoning Permit must be obtained prior to the construction or erection of all signs which are not otherwise exempt. Applications for permits shall be submitted on forms obtained at the County Planning Department.

Section 3. More Than One Principal Use Per Lot

Where a zoning lot contains more than one principal use or establishment, the provisions of this Article shall apply to the lot as a whole and the owner(s) of the lot shall be responsible for allocating permitted signs and display surface area among the individual uses or establishments. The sign plan submitted for such a zoning lot shall show all signs located or proposed thereon and shall be designed so that all signs are in harmony and consistent with each other. Such a sign plan shall be referred to as a Unified Sign Plan for the zoning lot. A Unified Sign Plan is an overall plan for the placement and design of multiple signs for a building or group of buildings on a single lot.

Section 4. Plan Approval Required

In a case where a freestanding sign is to be installed (including a portable sign), where multiple signs are expected to be used, or where there are multiple users or establishments on a single lot, a Unified Sign Plan, depicting the information indicated in the above two (2) Sections, is required to be submitted and approved by the Planning Staff before a Certificate of Occupancy can be issued.

Section 5. Exemptions

The following types of signs are exempted from the application of the regulations herein:

A. Unlighted signs, bearing only property identification numbers and names, mailbox numbers, the name of the occupant of the premises, or other identification of premises not of a commercial nature;
B. Signs on private property for noncommercial purposes, such as private parking signs, signs on newspaper tubes, "No Trespassing" signs, and signs warning of animals;

C. Governmental flags and insignia;

D. Holiday decorations;

E. Local notices and warnings, regulatory, informational, or directional signs;

F. Integral decorative or architectural features of buildings, including signs which denote only the building name, date of erection or street number;

G. Signs directing and guiding traffic and parking on private property;

H. Signs which cannot be seen from a public street or right-of-way;

I. The act of changing advertising copy of messages or any sign designed for the use of replaceable copy;

J. Price signs at automobile service stations or other establishments engaged in the retail sale of gasoline;

K. Signs announcing the location of self-service or full service gasoline pumps at any establishment engaged in the retail sale of gasoline;

L. Signs painted on or permanently attached to a currently licensed motor vehicle;

M. Private "For Sale" signs temporarily attached to items or vehicles for sale;

N. Off-premise advertising signs to be located in the RA and RB Zoning Districts are exempted from the prohibition contained in Section 6 below if the following standards are complied with (this exemption does not apply to billboards):

Off-premise advertising signs, not including billboards, that advertise a business or industry (including home occupations) are allowed on a premise other than the premise a business or industry (including home occupations) is located on, provided such sign does not exceed one (1) sign per lot, and must be located at an intersection of two (2) or more streets, six (6) feet in height, and sixteen (16) square feet per display surface. These signs must be independently freestanding signs (not attached to a tree or other living plant material, utility pole, or building), shall not be located in the right-of-way and must be located so as not to infringe upon proper sight distance for traffic, E-911 roadsigns, and NCDOT roadsigns. An off-premise advertising sign displaying multiple businesses may be used as the allowed sign(s) per lot, as long as the sign does not exceed ten (10) feet in height, and thirty-five (35) square feet in total display area. A multiple business off-premise advertising sign shall not be located in the right-of-way nor shall infringe upon proper sight
distance for traffic, 911 roadsigns, and NCDOT roadsigns; and

O. On premise signs that identify bona fide farming operations (up to forty eight (48) square feet)

Section 6. Prohibited Signs

Unless otherwise permitted as a temporary or conditional use, the following signs are prohibited:

A. Banners, posters, pennants, ribbons, streamers, strings of light bulbs, spinners, or other similar devices;

B. Signs advertising an activity, business, product, or service no longer conducted on the premises upon which the sign is located;

C. Off-premises advertising signs, or billboards. Certain off-premise advertising signs, not including billboards, that are to be located in the RA and RB Zoning Districts are exempted from the prohibition contained in this Section (see specific exemption in Section 5 above);

D. Roof signs; and

E. Projecting signs and freestanding signs located within a public right-of-way except when erected by the County, State, or Federal Government.

Section 7. Temporary Signs

The following are permitted temporary signs:

1. Real estate signs
2. Construction site identification signs
3. Yard or garage sale signs and off-premises directional signs
4. Signs announcing the grand opening of new businesses
5. Campaign signs
6. Auction signs, no greater than twenty four (24) square feet and five (5) feet in height.

Temporary signs shall be removed within seven (7) days from the day the use or event the sign was intended for ceases.

Section 8. Portable Signs

A portable sign is any which is not permanently attached to the ground or to a building or other structure and which, because of its relatively light weight, is meant to be moved from place to place.

No more than one (1) lighted portable sign, with or without changeable copy, shall be allowed on a single premise in any institutional, commercial or industrial zoning district and the sign must be placed no closer than ten (10) feet to any property line or street right-of-way. In no case shall a portable sign be used to advertise any activity, event, service, or place other than on the premises where the sign is located.

Section 9. Shopping Center Signs
For shopping centers in single ownership or under unified control, one (1) freestanding identification sign at each entrance, not counting toward the total allowable sign area, shall be permitted, subject to the following:

A. Content

Such signs shall advertise only the name and location of such center and the name and type of business of one or more occupants thereof.

B. Height and Location

This freestanding sign shall not project higher than twenty (20) feet above ground level if it is located less than fifty (50) feet from the street right-of-way, not higher than twenty-five (25) feet if it is between fifty (50) and one hundred (100) feet from the street, and not higher than thirty (30) feet above ground level if the sign is located more than one hundred (100) feet from the street right-of-way.

No freestanding sign shall be closer than twenty (20) feet to any street right-of-way or thirty (30) feet to any other property line.

C. Multiple Entrances

If a shopping center has additional entrances, one (1) freestanding identification sign, meeting the same minimum setbacks, is allowed per additional street entrance. This sign shall not exceed thirty-two (32) square feet in display surface and six (6) feet in height.

D. Individual Tenant Signs

Individual tenants of a shopping center are not permitted a freestanding sign of any kind. Wall signs are permitted, based on the total allowable sign area, based on the requirements of the zoning district the shopping center is located within.

Section 10. Billboards

A. Location

Billboards shall only be permitted along the following roadways in the jurisdiction of Surry County: I-77, I-74, US 52, US 601, US 21, NC 268, NC 89, NC 103, and NC 104, as long as they fall within a permitted zoning district.

No billboard shall be erected in an RE, RR, RG, RL, RI, CP, MHP, RB, or TO zoning district. Billboards are a conditional use in the RA zoning district and are a permitted use in the CB, HB, and MI zoning districts.

No billboard shall project closer than one-hundred (100) feet to any residential dwelling and no closer than thirty (30) feet to any property line, or to any street right-of-way. Also, no billboards shall be located within two thousand (2,000) feet along the same road frontage of another billboard as measured from the poles.
B. Size, Height, and Design

Billboards along I-77, I-74, and US 52 shall not exceed 600 square feet in gross area. Billboards along US 601, US 21, NC 268, NC 89, NC 103, and NC 104 shall not exceed 300 square feet in gross area.

Billboards shall not exceed 35 feet in height from ground level, not to exceed 50 feet from street level, whichever is lower. A billboard may have two (2) display sides, including an acute "V" shaped sign of forty-five (45) degrees or less.

Section 11. Location of Signs

All signs, including the supports, frames, and embellishments thereto, shall be located on-premise, on private property, and not located within ten (10) feet of any public right-of-way nor shall any sign be attached, affixed, or painted on any light standard or other utility pole, any tree, or other natural object. Signs shall not be located any closer than fifteen (15) feet to any property line.

Section 12. Nonconforming Signs

All nonconforming signs existing on the effective date of this Ordinance may remain in place, subject to the following requirements:

A. No nonconforming sign shall have any changes made in the words or symbols used or the message displayed on the sign unless the sign is specifically designed for periodic change or message. However, this Ordinance shall not prohibit the normal maintenance of signs to keep them neat.

B. No nonconforming sign shall be structurally altered so as to change the shape, size, or type of design of the sign nor shall any nonconforming sign be relocated.

C. No nonconforming sign shall be allowed to remain after the activity, business or use to which it is related has been discontinued.

Upon failure to comply with any of the above requirements, the Zoning Administrator shall cause the removal of any nonconforming signs as hereafter provided.

D. The Zoning Administrator shall give the owner of the nonconforming sign notice of the violation by registered or certified mail. Notice to the owner or the occupant of the premises on which the sign is located shall be sufficient. These notices shall contain a brief statement of the particulars in which this Article is violated and the manner in which such violation is to be remedied.

E. Failure to correct such violation within thirty (30) days shall constitute a violation of this Ordinance and is punishable under the provisions of Article 3 (Enforcement and Penalties).
Section 13. Maintenance and Removal of Unsafe or Abandoned Signs

All signs of any nature shall be maintained in a state of good repair. No sign shall be allowed to remain which becomes structurally unsafe, hazardous or endangers the safety of the public or property. Upon determining that a sign is structurally unsafe, hazardous or endangers the safety of the public or property, the Building Inspector or his designated agent shall order the sign to be made safe or removed, subject to the following provisions:

A. The owner of the sign, the occupant of the premises on which the sign or structure is located, or the person or firm maintaining the same shall, upon written notice by registered or certified mail from the Zoning Administrator, forthwith in the case of immediate danger and in any case within ten (10) days, secure or repair the sign or structure in a manner approved by the Building Inspector or his designated agent, or remove the same.

B. If such order is not complied with within ten (10) days, the Building Inspector or his designated agent shall remove the sign at the expense of the owner or lessee thereof. No sign shall be erected or maintained in such a manner that any portion of its surface or its supports will interfere in any way with the free use or access to any fire escape, exit or standpipe, or so as to obstruct any window so that light or ventilation is reduced below minimum standards required by any applicable law or building code.

Whenever a sign has been abandoned or advertises an activity, business, product, or service no longer conducted on the premises, such sign, including all of its attendant supports, frames, and hardware, shall be removed within two (2) months of the cessation or vacating of the use or establishment, unless such sign is utilized by a new use or establishment on the premises in conformance with all current regulations of this Ordinance. If such sign is not removed, or a sign is erected in violation of the provisions of this Section, the Building Inspector shall cause such sign to be removed or brought into compliance in accordance with the method prescribed for nonconforming signs in Section 12, above.

Section 14. Signs Permitted in Rural Agricultural (RA), Residential Exclusive (RE), Restricted Residential (RR), Residential Limited (RL), Residential General (RG), Conservation Protected (CP), Manufactured Home Park (MHP), Multi-Family Residential (MR) Districts

A. Permanent freestanding monument identification signs for residential subdivisions, multifamily and planned developments shall be limited to two (2) signs at each major entrance(s) to the development, not exceeding thirty-two (32) square feet in display surface area, located no closer than fifteen (15) feet to any property line or street right-of-way, not exceeding six (6) feet in height above ground level, and illumination shall be restricted to indirect white lighting.

B. Permanent freestanding identification signs for manufactured home parks, bed and breakfast inns, and
campgrounds shall be limited to one (1) sign at each major entrance to the park or campground, not exceeding twenty-four (24) square feet in display surface area, located on private property no closer than fifteen (15) feet to any property line or street right-of-way, not exceeding six (6) feet in height above ground level, and illumination shall be restricted to indirect white lighting.

C. Schools and churches are permitted one (1) freestanding sign, not exceeding twelve (12) feet in height above ground level and not exceeding forty-two (42) square feet in display surface area. Schools and churches are also allowed one (1) additional freestanding changeable copy sign, not to exceed forty-two (42) square feet in display surface area and not exceeding twelve (12) feet in height above ground level.

D. Nonresidential and/or institutional uses are permitted one (1) permanent freestanding identification sign provided the sign is located on private property at least fifteen (15) feet from any property line or street right-of-way. The sign shall not exceed six (6) feet in height above ground level, and the display surface area shall not exceed forty-two (42) square feet. Illumination shall be restricted to indirect white lighting.

E. One (1) identification sign for each home occupation shall be permitted, but shall not be closer than fifteen (15) feet to any property line or street right-of-way, shall not project higher than five (5) feet above ground level, and shall not exceed eight (8) square feet in area.

F. No other signs are permitted.

Section 15. Reserved

Section 16. Signs Permitted in the Rural Business (RB) District

A. One (1) freestanding sign is allowed per lot. On corner lots, businesses fronting on more than one (1) public street shall be permitted one (1) freestanding identification sign for each frontage. Freestanding signs shall not exceed fifteen (15) feet in height, the display surface shall not exceed eighty (80) square feet per side. Freestanding signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot.

B. Projecting and canopy signs may be placed on all walls with road frontage. Projecting signs shall not exceed twenty (20) square feet, and shall maintain a clear distance of eight (8) feet from ground level. One projecting sign is permitted per wall fronting a public street. Projecting or canopy signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot.

C. Wall signs shall not exceed 20% of the exterior building wall on which it is mounted with a 200 square foot maximum on the display area. Wall signs shall not protrude more than twelve (12) inches from the wall to which it is attached. It shall not extend above the eave line of the building to which it is attached. If the building consists
of two (2) or more stories, the top of the sign shall not extend more than twenty (20) feet above ground level. Wall signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot. One wall sign is permitted per wall fronting a public street.

D. Illumination of signs is permitted. Illumination shall be designed as to minimize light from directly hitting public rights-of-way and adjacent properties used or zoned for residential and rural agricultural purposes.

E. No other signs are permitted.

Section 17. Signs Permitted in the Community Business (CB) District

A. One (1) freestanding sign is allowed per lot. On corner lots, businesses fronting on more than one (1) public street shall be permitted one (1) freestanding identification sign for each frontage. Freestanding signs shall not exceed twenty (20) feet in height, the display surface shall not exceed eighty (80) square feet per side. Freestanding signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot.

B. Projecting and canopy signs may be placed on all walls with road frontage. Projecting signs shall not exceed twenty (20) square feet, and shall maintain a clear distance of eight (8) feet from ground level. One projecting sign is permitted per wall fronting a public street. Projecting or canopy signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot.

C. Wall signs shall not exceed 20% of the exterior building wall on which it is mounted with a 200 square foot maximum on the display area. Wall signs shall not protrude more than twelve (12) inches from the wall to which it is attached. It shall not extend above the eave line of the building to which it is attached. If the building consists of two (2) or more stories, the top of the sign shall not extend more than twenty (20) feet above ground level. Wall signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot. One wall sign is permitted per wall fronting a public street.

D. Illumination of signs is permitted. Illumination shall be designed as to minimize light from directly hitting public rights-of-way and adjacent properties used or zoned for residential and rural agricultural purposes.

E. No other signs are permitted.

Section 18. Signs Permitted in the Highway Business (HB) and Manufacturing Industrial (MI) Districts

A. One (1) freestanding sign is allowed per lot. On corner lots, businesses fronting on more than one (1) public street shall be permitted one (1) freestanding identification sign for each frontage. Freestanding signs shall not exceed thirty (30) feet in height, the display surface shall not exceed one hundred twenty (120) square feet per side. Freestanding signs shall be limited to the
name, trademark, and servicemark of the establishment located on the lot.

B. Projecting and canopy signs may be placed on all walls with road frontage. Projecting signs shall not exceed thirty (30) square feet, and shall maintain a clear distance of eight (8) feet from ground level. One projecting sign is permitted per wall fronting a public street. Projecting or canopy signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot.

C. Wall signs shall not exceed 20% of the exterior building wall on which it is mounted with a 200 square foot maximum on the display area. Wall signs shall not protrude more than twelve (12) inches from the wall to which it is attached. It shall not extend above the eave line of the building to which it is attached. If the building consists of two (2) or more stories, the top of the sign shall not extend more than twenty (20) feet above ground level. Wall signs shall be limited to the name, trademark, and servicemark of the establishment located on the lot. One wall sign is permitted per wall fronting a public street.

D. Illumination of signs is permitted. Illumination shall be designed as to minimize light from directly hitting public rights-of-way and adjacent properties used or zoned for residential and rural agricultural purposes.

E. No other signs are permitted.

Section 19. Computation of Sign Area

A. In measuring the area of signs permitted under these regulations, the entire face of the sign (one (1) side only) shall be included. Structural parts, which are not intended for advertising purposes, shall not be included as part of this measurement. In computing the total sign area, the smallest rectangle that can encompass the sign face shall be used to determine the height and width of the sign. The height and width shall then be multiplied to determine the total area of the sign.

B. The height of a sign shall be the distance from the grade level where the sign is erected to the top of the sign or sign structure, whichever is greater.

ARTICLE 20. FLOOD HAZARD AREAS

Section 1. Findings of Fact

The flood prone areas within the jurisdiction of Surry County are subject to periodic inundation which results in loss of life, property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures of flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
These flood losses are caused by the cumulative effect of obstructions in floodplains causing increases in flood heights and velocities and by the occupancy in flood prone areas of uses vulnerable to floods or other hazards.

Section 2. Statement of Purpose

It is the purpose of this Article is to promote public health, safety, and general welfare and to minimize public and private losses due to flood conditions within flood prone areas by provisions designed to:

A. Restrict or prohibit uses that are dangerous to health, safety, and property due to water or erosion hazards or that result in damaging increases in erosion, flood heights or velocities;

B. Require that uses vulnerable to floods, including facilities that serve such uses, be protected against flood damage at the time of initial construction;

C. Control the alteration of natural floodplains, stream channels, and natural protective barriers, which are involved in the accommodation of floodwaters;

D. Control filling, grading, dredging, and all other development that may increase erosion or flood damage; and

E. Prevent or regulate the construction of flood barriers that will unnaturally divert floodwaters or which may increase flood hazards to other lands.

Section 3. Objectives

The objectives of this Article are:

A. To protect human life and health;

B. To minimize expenditure of public money for costly flood control projects;

C. To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;

D. To minimize prolonged business losses and interruptions;

E. To minimize damage to public facilities and utilities (i.e. water and gas mains, electric, telephone, cable and sewer lines, streets, and bridges) that are located in flood prone areas;

F. To help maintain a stable tax base by providing for the sound use and development of flood prone areas; and

G. To ensure that potential buyers are aware that property is in a Special Flood Hazard Area.

Section 4. General Provisions

Section 4.1 Land to Which This Article Applies
This Article shall apply to all Special Flood Hazard Areas within the land use jurisdiction of Surry County.

Section 4.2 Basis for Establishing the Special Flood Hazard Areas

The Special Flood Hazard Areas are those identified by the Federal Emergency Management Agency (FEMA) or produced under the Cooperating Technical State (CTS) agreement between the State of North Carolina and FEMA in its Flood Hazard Boundary Map (FHBМ) or Flood Insurance Study (FIS) and its accompanying flood maps such as the Flood Insurance Rate Map(s) (FIRM) and/or the Flood Boundary Floodway Map(s) (FBFM), for Surry County with the most recent date, which, with accompanying supporting data, and any revision thereto, including Letters of Map Amendment or Revision, are adopted by reference and declared to be a part of this ordinance. The Special Flood Hazard Areas also include those defined through standard engineering analysis for private developments or by governmental agencies, but which have not yet been incorporated in the FIRM. This includes, but is not limited to:

1. Detailed flood data generated as a requirement of Article 20, Section 5.4 (L & M) of this Ordinance;
2. Preliminary FIRM(s) where more stringent than the effective FIRM; or

Section 4.3 Issuance of Zoning Permits

A Zoning Permit shall be required in conformance with the provisions of this Article prior to the commencement of any development activities within Special Flood Hazard Areas as determined in Article 20, Section 4.2.

Section 4.4 Compliance

No structure or land shall hereafter be located, extended, converted, altered, or developed in any way without full compliance with the terms of this Article and other applicable regulations.

Section 4.5 Abrogation and Greater Restrictions

This Article is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this Article and another conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

Section 4.6 Interpretation

In the interpretation and application of this Article, all provisions shall be:

1. Considered as minimum requirements;
2. Liberally construed in favor of the governing body; and
3. Deemed neither to limit nor repeal any other powers granted under State statutes.

Section 4.7 Warning and Disclaimer of Liability

The degree of flood protection required by this Article is considered reasonable for regulatory purposes and is based on
scientific and engineering consideration. Larger floods can and will occur. Actual flood heights may be increased by man-made or natural causes. This Article does not imply that land outside the Special Flood Hazard Areas or uses permitted within such areas will be free from flooding or flood damages. This Article shall not create liability on the part of Surry County or by any officer or employee thereof for any flood damages that result from reliance on this Article or any administrative decision lawfully made hereunder.

Section 5. Administration

Section 5.1 Application Requirements

Application for a Floodplain Development Permit shall be made to the floodplain administrator prior to any development activities located within Special Flood Hazard Areas. The following items shall be presented to the floodplain administrator to apply for a floodplain development permit:

A. A plot plan drawn to scale which shall include, but shall not be limited to, the following specific details of the proposed floodplain development:

1. The nature, location, dimensions, and elevations of the area of development/disturbance; existing and proposed structures, utility systems, grading/pavement areas, fill materials, storage areas, drainage facilities, and other development;

2. The boundary of the Special Flood Hazard Area as delineated on the FIRM or other flood map as determined in Article 20, Section 4.2, or a statement that the entire lot is within the Special Flood Hazard Area;

3. Flood zone(s) designation of the proposed development area as determined on the FIRM or other flood map as determined in Article 20, Section 4.2;

4. The boundary of the floodway(s) or non-encroachment area(s) as determined in Article 20, Section 4.2;

5. The Base Flood Elevation (BFE) where provided as set forth in Article 20, Section 4.2; Article 20, Section 5.4(L & M); or Article 20, Section 6.4;

6. The old and new location of any watercourse that will be altered or relocated as a result of proposed development;

7. Certification of the plot plan by a registered land surveyor or professional engineer.

B. Proposed elevation and method thereof, of all development within a Special Flood Hazard Area including but not limited to:

1. Elevation in relation to mean sea level of the proposed reference level (including basement) of all structures;

2. Elevation in relation to mean sea level to which any non-residential structure in Zone AE, A or AO will be flood-proofed;
3. Elevation in relation to mean sea level to which any proposed utility systems will be elevated or floodproofed;

C. If floodproofing, a Floodproofing Certificate (FEMA Form 81-65) along with detailed back-up computations and operational plans that specify the location on a FIRM panel of floodproofing measures, the entity responsible for transportation and installation according to the design within the warning time available, and maintenance of floodproofing measures assuring their effectiveness when installed. Floodproofing certificate and back-up computations and operational plans shall be certified by a registered professional engineer or architect to ensure that the non-residential floodproofed development will meet the floodproofing criteria in Article 20, Section 6.2(D).

D. A Foundation Plan drawn to scale which shall include details of the proposed foundation system to ensure all provisions of this Article are met. These details include but are not limited to:

1. The proposed method of elevation, if applicable (i.e., fill, solid foundation perimeter wall, solid backfilled foundation, open foundation on columns/posts/piers/piles/shear walls);

2. Openings to facilitate equalization of hydrostatic flood forces on walls in accordance with Article 20, Section 6.2(D), when solid foundation perimeter walls are used in Zones A, AO, AE, and Al-30;

E. Usage details of any enclosed areas below the regulatory flood protection elevation.

F. Plans and/or details for the protection of public utilities and facilities such as sewer, gas, electrical, and water systems to be located and constructed to minimize flood damage;

G. Copies of all other Local, State and Federal permits required prior to floodplain development permit issuance (Wetlands, Endangered Species, Erosion and Sedimentation Control, Riparian Buffers, Mining, etc.)

H. Documentation for placement of Recreational Vehicles and/or Temporary Structures, when applicable, to ensure Article 20, Sections 6.2(F & G) of this Article are met.

I. A description of proposed watercourse alteration or relocation, when applicable, including an engineering report on the effects of the proposed project on the flood-carrying capacity of the watercourse and the effects to properties located both upstream and downstream; and a map (if not shown on plot plan) showing the location of the proposed watercourse alteration or relocation.
Section 5.2 Floodplain Development Application, Zoning Permit, and Certification Requirements

The Floodplain Development Permit shall include, but not be limited to:

A. A description of the development to be permitted under the floodplain development permit.

B. The Special Flood Hazard Area determination for the proposed development per available data specified in Article 20, Section 4.2.

C. The regulatory flood protection elevation required for the reference level and all attendant utilities.

D. The regulatory flood protection elevation required for the protection of all public utilities.

E. All certification submittal requirements with timelines.

F. A statement that no fill material shall encroach into the floodway or non-encroachment area of any watercourse, as applicable.

G. The minimum opening requirements, if in Zone A, AO, AE or A1-30.

H. Limitations of below BFE enclosure uses (if applicable). (i.e., Parking, Building Access, and Limited Storage only).

Section 5.3 Certificate Requirements

A. Elevation Certificates

1. An Elevation Certificate (FEMA Form 81-31) is required prior to the actual start of any new construction. It shall be the duty of the permit holder to submit to the floodplain administrator a certification of the elevation of the reference level, in relation to mean sea level. Elevation certification shall be prepared by, or under direct supervision of, a registered land surveyor or professional engineer and certified by same. The floodplain administrator shall review the certificate data submitted. Deficiencies detected by such review shall be corrected by the permit holder prior to the beginning of construction. Failure to submit the certification or failure to make required corrections shall be cause to deny a floodplain development permit.

2. An Elevation Certificate (FEMA Form 81-31) or Floodproofing Certificate (FEMA Form 81-65) is required after the reference level is established. Within seven (7) calendar days of establishment of the reference level elevation, it shall be the duty of the permit holder to submit to the floodplain administrator a certification of the elevation of the reference level, in relation to mean sea level. Elevation certification shall be prepared by, or under the direct supervision of, a registered land surveyor or professional engineer and certified by same. Any work done within the seven
(7) day calendar period and prior to submission of the certification shall be at the permit holder’s risk. The floodplain administrator shall review the certificate data submitted. Deficiencies detected by such review shall be corrected by the permit holder immediately and prior to further work being permitted to proceed. Failure to submit the certification or failure to make required corrections shall be cause to issue a stop-work order for the project.

3. A Final As-Built Elevation Certificate (FEMA Form 81-31) is required after construction is completed and prior to Certificate of Compliance/Occupancy issuance. It shall be the duty of the permit holder to submit to the floodplain administrator a certification of final as-built construction of the elevation of the reference level and all attendant utilities. Elevation certification shall be prepared by, or under the direct supervision of, a registered land surveyor or professional engineer and certified by same. The floodplain administrator shall review the certificate data submitted. Deficiencies detected by such review shall be corrected by the permit holder immediately and prior to Certificate of Compliance/Occupancy issuance. In some instances, another certification may be required to certify corrected as-built construction. Failure to submit the certification or failure to make required corrections shall be cause to withhold the issuance of a Certificate of Compliance/Occupancy.

B. If non-residential floodproofing is used to meet the regulatory flood protection elevation requirements, a Floodproofing Certificate (FEMA Form 81-65) is required prior to the actual start of any new construction. It shall be the duty of the permit holder to submit to the floodplain administrator a certification of the floodproofed design elevation of the reference level and all attendant utilities, in relation to mean sea level. Floodproofing certification shall be prepared by or under the direct supervision of a professional engineer or architect and certified by same. The floodplain administrator shall review the certificate data submitted. Deficiencies detected by such review shall be corrected by the permit holder prior to the beginning of construction. Failure to submit the certification or failure to make required corrections shall be cause to deny a floodplain development permit. Failure to construct in accordance with the certified design shall be cause to withhold the issuance of a Certificate of Compliance/Occupancy.

C. If a manufactured home is placed within Zone A, AO, AE, or A1-30 and the elevation of the chassis is more than 36 inches in height above grade, an engineered foundation certification is required per Article 20, Section 6.2(C).

D. If a watercourse is to be altered or relocated, a description of the extent of watercourse alteration or relocation; an engineering report on the effects of the proposed project on the flood-carrying capacity of the watercourse and the effects to properties located both upstream and downstream; and a map showing the location of the proposed watercourse alteration or relocation shall
all be submitted by the permit applicant prior to issuance of a floodplain development permit.

E. Certification Exemptions. The following structures, if located within Zone A, AO, AE or A1-30, are exempt from the elevation/floodproofing certification requirements specified in items (a) and (b) above:

1. Recreational Vehicles meeting requirements of Article 20, Section 6.2 (F)(1);

2. Temporary Structures meeting requirements of Article 20, Section 6.2(G); and

3. Accessory Structures less than 150 square feet meeting requirements of Article 20, Section 6.2(H).

Section 5.4 Duties and Responsibilities of the Zoning Administrator

The floodplain administrator shall perform, but not be limited to, the following duties:

A. Review all floodplain development applications and issue permits for all proposed development within Special Flood Hazard Areas to assure that the requirements of this Article have been satisfied.

B. Advise permittee that additional Federal or State permits (Wetlands, Endangered Species, Erosion and Sedimentation Control, Riparian Buffers, Mining, etc.) may be required, and require that copies of such permits be provided and maintained on file with the floodplain development permit.

C. Notify adjacent communities and the North Carolina Department of Crime Control and Public Safety, Division of Emergency Management, State Coordinator for the National Flood Insurance Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency (FEMA).

D. Assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.

E. Prevent encroachments into floodways and non-encroachment areas unless the certification and flood hazard reduction provisions of Article 20, Section 6.5 are met.

F. Obtain actual elevation (in relation to mean sea level) of the reference level (including basement) and all attendant utilities of all new or substantially improved structures, in accordance with Article 20, Section 5.3.

G. Obtain the actual elevation (in relation to mean sea level) to which the new or substantially improved structures and all utilities have been floodproofed, in accordance with Article 20, Section 5.3.
H. Obtain actual elevation (in relation to mean sea level) of all public utilities in accordance with Article 20, Section 5.3.

I. When floodproofing is utilized for a particular structure, obtain certifications from a registered professional engineer or architect in accordance with Article 20, Section 5.3 and Article 20, Section 6.2(B).

J. Where interpretation is needed as to the exact location of boundaries of the Special Flood Hazard Areas (for example, where there appears to be a conflict between a mapped boundary and actual field conditions), make the necessary interpretation. The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this article.

K. When Base Flood Elevation (BFE) data has not been provided in accordance with Article 20, Section 4.2, obtain, review, and reasonably utilize any Base Flood Elevation (BFE) data, along with floodway data or non-encroachment area data available from a Federal, State, or other source, including data developed pursuant to Article 20, Section 6.4(B) (2), in order to administer the provisions of this Article.

L. When Base Flood Elevation (BFE) data is provided but no floodway nor non-encroachment area data has been provided in accordance with Article 20, Section 4.2, obtain, review, and reasonably utilize any floodway data or non-encroachment area data available from a Federal, State, or other source in order to administer the provisions of this Article.

M. When the exact location of boundaries of the Special Flood Hazard Areas conflict with the current, natural topography information at the site, the property owner may apply and be approved for a Letter of Map Amendment (LOMA) by FEMA. Maintain a copy of the Letter of Map Amendment (LOMA) issued by FEMA in the floodplain development permit file.

N. Permanently maintain all records that pertain to the administration of this Article and make these records available for public inspection.

O. Make on-site inspections of work in progress. As the work pursuant to a floodplain development permit progresses, the floodplain administrator shall make as many inspections of the work as may be necessary to ensure that the work is being done according to the provisions of this Article and the terms of the permit. In exercising this power, the floodplain administrator has a right, upon presentation of proper credentials, to enter on any premises within the jurisdiction of the community at any reasonable hour for the purposes of inspection or other enforcement action.

P. Issue stop-work orders as required. Whenever a building or part thereof is being constructed, reconstructed, altered, or repaired in violation of this Article, the floodplain administrator may order the work to be immediately stopped. The stop-work order shall be in writing and directed to the person doing the work. The stop-work order shall state the specific work to be stopped, the specific reason(s) for the stoppage, and the condition(s) under which the work may be
resumed. Violation of a stop-work order constitutes a misdemeanor.

Q. Revoke floodplain development permits as required. The floodplain administrator may revoke and require the return of the floodplain development permit by notifying the permit holder in writing stating the reason(s) for the revocation. Permits shall be revoked for any substantial departure from the approved application, plans, or specifications; for refusal or failure to comply with the requirements of State or local laws; or for false statements or misrepresentations made in securing the permit. Any floodplain development permit mistakenly issued in violation of an applicable State or local law may also be revoked.

R. Make periodic inspections throughout all special flood hazard areas within the jurisdiction of the community. The floodplain administrator and each member of his or her inspections department shall have a right, upon presentation of proper credentials, to enter on any premises within the territorial jurisdiction of the department at any reasonable hour for the purposes of inspection or other enforcement action.

S. Follow through with corrective procedures of Article 20, Section 5.5.

T. Maintain a current map repository to include, but not limited to, the FIS Report, FIRM and/or other official flood maps /studies adopted under Article 20, Section 4.2 of this Article, including any revisions thereto including Letters of Map Change), issued by State and/or FEMA. Notify State and FEMA of mapping needs.

Section 5.5 Corrective Procedures

A. Violations to be Corrected: When the floodplain administrator finds violations of applicable State and local laws, it shall be his or her duty to notify the owner or occupant of the building of the violation. The owner or occupant shall immediately remedy each of the violations of law pertaining to their property.

B. Actions in Event of Failure to Take Corrective Action: If the owner of a building or property shall fail to take prompt corrective action, the floodplain administrator shall give the owner written notice, by certified or registered mail to the owner’s last known address or by personal service, stating:

1. That the building or property is in violation of this Article;

2. That a hearing will be held before the floodplain administrator at a designated place and time, not later than ten (10) days after the date of the notice, at which time the owner shall be entitled to be heard in person or by counsel and to present arguments and evidence pertaining to the matter; and,
3. That following the hearing, the floodplain administrator may issue an order to alter, vacate, or demolish the building; or to remove fill as appears appropriate.

C. Order to Take Corrective Action: If, upon a hearing held pursuant to the notice prescribed above, the floodplain administrator shall find that the building or development is in violation of this Article, he or she shall issue an order in writing to the owner, requiring the owner to remedy the violation within a specified time period, not less than sixty (60) days, nor more than one-hundred and twenty (120) days. Where the floodplain administrator finds that there is imminent danger to life or other property, he or she may order that corrective action be taken in such lesser period as may be feasible.

D. Appeal: Any owner who has received an order to take corrective action may appeal the order to the local elected governing body by giving notice of appeal in writing to the floodplain administrator and the clerk within ten (10) days following issuance of the final order. In the absence of an appeal, the order of the floodplain administrator shall be final. The local governing body shall hear an appeal within a reasonable time and may affirm, modify and affirm, or revoke the order.

E. Failure to Comply with Order: If the owner of a building or property fails to comply with an order to take corrective action for which no appeal has been made or fails to comply with an order of the governing body following an appeal, he or she shall be guilty of a misdemeanor and shall be punished at the discretion of the court.

Section 5.6 Variance Procedures

A. The Board of Adjustment as established by Surry County shall hear and decide requests for variances from the requirements of this Article.

B. Any person aggrieved by the decision of the Board of Adjustment may appeal such decision to the Court, as provided in Chapter 7A of the North Carolina General Statutes.

C. Variances may be issued for:

1. The repair or rehabilitation of historic structures upon the determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and that the variance is the minimum necessary to preserve the historic character and design of the structure.

2. Functionally dependant facilities if determined to meet the definition as stated in Article 30 of this ordinance.

3. Any other type of development, provided it meets the requirements stated in this section.

D. In passing upon variances, the Board of Adjustment shall consider all technical evaluations, all relevant factors, all standards specified in other sections of this ordinance, and:
1. The danger that materials may be swept onto other lands to the injury of others;

2. The danger to life and property due to flooding or erosion damage;

3. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;

4. The importance of the services provided by the proposed facility to the community;

5. The necessity to the facility of a waterfront location as defined under Article 30 of this ordinance as a functionally dependant facility, where applicable;

6. The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use;

7. The compatibility of the proposed use with existing and anticipated development;

8. The relationship of the proposed use to the comprehensive plan and floodplain management program for that area;

9. The safety of access to the property in times of flood for ordinary and emergency vehicles;

10. The expected heights, velocity, duration, rate of rise, and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site; and

11. The costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical and water systems, and streets and bridges.

E. A written report addressing each of the above factors shall be submitted with the application for a variance.

F. Upon consideration of the factors listed above and the purposes of this ordinance, the Board of Adjustment may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.

G. Variances shall not be issued within any designated floodway or non-encroachment area if any increase in flood levels during the base flood discharge would result.

H. Conditions for Variances:

1. Variances shall not be issued when the variance will make the structure in violation of other Federal, State, or local laws, regulations, or ordinances.

2. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

3. Variances shall only be issued upon:

   a. A showing of good and sufficient cause;
b. A determination that failure to grant the variance would result in exceptional hardship; and

c. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, or extraordinary public expense, create nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.

4. Any applicant to whom a variance is granted shall be given written notice specifying the difference between the Base Flood Elevation (BFE) and the elevation to which the structure is to be built and a written statement that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced reference level elevation. Such notification shall be maintained with a record of all variance actions.

5. The floodplain administrator shall maintain the records of all appeal actions and report any variances to the Federal Emergency Management Agency and the State of North Carolina upon request.

I. A variance may be issued for solid waste disposal facilities, hazardous waste management facilities, salvage yards, and chemical storage facilities that are located in Special Flood Hazard Areas provided that all of the following conditions are met.

1. The use serves a critical need in the community.

2. No feasible location exists for the use outside the Special Flood Hazard Area.

3. The reference level of any structure is elevated or floodproofed to at least the regulatory flood protection elevation.

4. The use complies with all other applicable Federal, State and local laws.

5. Surry County has notified the Secretary of the North Carolina Department of Crime Control and Public Safety of its intention to grant a variance at least thirty (30) calendar days prior to granting the variance.

Section 6. Provisions for Flood Hazard Reduction

Section 6.1 General Standards

In all Special Flood Hazard Areas the following provisions are required:

A. All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
B. All new construction and substantial improvements below the regulatory flood protection elevation shall be constructed with materials and utility equipment resistant to flood damage.

C. All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damages.

D. Electrical, heating, ventilation, plumbing, air conditioning equipment, and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding. These include, but are not limited to, HVAC equipment, water softener units, bath/kitchen fixtures, ductwork, electric/gas meter panels/boxes, utility/cable boxes, appliances (washers, dryers, refrigerators, freezers, etc.), hot water heaters, and electric outlets switches.

E. All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system.

F. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharges from the systems into floodwaters.

G. On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding.

H. Any alteration, repair, reconstruction, or improvements to a structure, which is in compliance with the provisions of this Article, shall meet the requirements of "new construction" as contained in this ordinance.

I. Nothing in this Article shall prevent the repair, reconstruction, or replacement of a building or structure existing on the effective date of this ordinance and located totally or partially within the floodway, non-encroachment area, or stream setback, provided that the bulk of the building or structure below the regulatory flood protection elevation in the floodway, non-encroachment area, or stream setback is not increased and provided that such repair, reconstruction, or replacement meets all of the other requirements of this ordinance.
J. New solid waste disposal facilities, hazardous waste management facilities, salvage yards, and chemical storage facilities shall not be permitted in Special Flood Hazard Areas, except by variance as specified in Article 20, Section 5.6(I). A structure or tank for chemical or fuel storage incidental to an allowed use or to the operation of a water treatment plant or wastewater treatment facility may be located in a Special Flood Hazard Area only if the structure or tank is either elevated or floodproofed to at least the regulatory flood protection elevation and certified according to Article 20, Section 5.3 of this ordinance.

K. All development proposals shall be consistent with the need to minimize flood damage.

L. All development proposals shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage.

M. All development proposals shall have adequate drainage provided to reduce exposure to flood hazards.

6.2 Specific Standards

In all Special Flood Hazard Areas where Base Flood Elevation (BFE) data has been provided, as set forth in Article 20, Section 4.2, or Article 20, Section 5.4(K & L), the following provisions, in addition to Article 20, Section 6.1, are required:

A. Residential Construction. New construction or substantial improvement of any residential structure (including manufactured homes) shall have the reference level, including basement, elevated no lower than the regulatory flood protection elevation, as defined in Article 30 of this ordinance.

B. Non-Residential Construction. New construction or substantial improvement of any commercial, industrial, or other non-residential structure shall have the reference level, including basement, elevated no lower than the regulatory flood protection elevation, as defined in Article 30 of this ordinance. Structures located in A, AO, AE and A1-30 Zones may be floodproofed to the regulatory flood protection elevation in lieu of elevation provided that all areas of the structure below the required flood protection elevation are watertight with walls substantially impermeable to the passage of water, using structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided to the official as set forth in Article 20, Section 5.3, along with the operational and maintenance plans.

C. Manufactured Homes.

   1. New or replacement manufactured homes shall be elevated so that the reference level of the manufactured home is no lower than the regulatory flood protection elevation, as defined in Article 30 of this ordinance.
2. Manufactured homes shall be securely anchored to an adequately anchored foundation to resist flotation, collapse, and lateral movement in accordance with the State of North Carolina Regulations for Manufactured/Mobile Homes, 1995 Edition, and any revision thereto adopted by the Commissioner of Insurance pursuant to NCGS §143-143.15 or a certified engineered foundation. Additionally, when the elevation would be met by an elevation of the chassis thirty-six (36) inches or less above the grade at the site, the chassis shall be supported by reinforced piers or engineered foundation. When the elevation of the chassis is above thirty-six (36) inches in height, an engineering certification is required.

3. All foundation enclosures or skirting shall be in accordance with Article 20, Section 6.2(D).

4. An evacuation plan must be developed for evacuation of all residents of all new, substantially improved or substantially damaged manufactured home parks or subdivisions located within flood prone areas. This plan shall be filed with and approved by the floodplain administrator and the local Emergency Management coordinator.

D. Elevated Buildings. Enclosed areas, of new construction or substantially improved structures, which are below the regulatory flood protection elevation:

1. Shall not be designed or used for human habitation, but shall only be used for parking of vehicles, building access, or limited storage of maintenance equipment used in connection with the premises. Access to the enclosed area shall be the minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment (standard exterior door), or entry to the living area (stairway or elevator). The interior portion of such enclosed area shall not be partitioned or finished into separate rooms, except to enclose storage areas;

2. Shall be constructed entirely of flood resistant materials below the regulatory flood protection elevation;

3. Shall include, in Zones A, AO, AE, and A1-30, measures to automatically equalize hydrostatic flood forces on walls by allowing for the entry and exit of floodwaters. To meet this requirement, the openings must either be certified by a professional engineer or architect or meet the following minimum design criteria;

a. Provide a minimum of two openings on different sides of each enclosed area subject to flooding;

b. The total net area of all openings must be at least one (1) square inch for each square foot of enclosed area subject to flooding;

c. If a building has more than one enclosed area, each area must have openings to allow floodwaters to automatically enter and exit;
d. The bottom of all required openings shall be no higher than one (1) foot above the adjacent grade;

e. Openings may be equipped with screens, louvers, or other opening coverings or devices, provided they permit the automatic flow of floodwaters in both directions; and

f. Foundation enclosures made of flexible skirting are not considered enclosures for regulatory purposes, and, therefore, do not require openings. Masonry or wood underpinning, regardless of structural status, is considered an enclosure and requires openings as outlined above.

E. Additions/Improvements.

1. Additions and/or improvements to pre-FIRM structures when the addition and/or improvements in combination with any interior modifications to the existing structure are:

   a. Not a substantial improvement, the addition and/or improvements must be designed to minimize flood damages and must not be any more non-conforming than the existing structure.

   b. A substantial improvement, both the existing structure and the addition and/or improvements must comply with the standards for new construction.

2. Additions to post-FIRM structures with no modifications to the existing structure other than a standard door in the common wall shall require only the addition to comply with the standards for new construction.

3. Additions and/or improvements to post-FIRM structures when the addition and/or improvements in combination with any interior modifications to the existing structure are:

   1. Not a substantial improvement, the addition and/or improvements only must comply with the standards for new construction.

   2. A substantial improvement, both the existing structure and the addition and/or improvements must comply with the standards for new construction.

4. Where a fire wall or independent perimeter load-bearing wall is provided between the addition and the existing building, the addition(s) shall be considered a separate building and only the addition must comply with the standards for new construction.

F. Recreational Vehicles. Recreational vehicles placed on sites within a Special Flood Hazard Area shall either:

1. Be on site for fewer than 180 consecutive days and be fully licensed and ready for highway use (a recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities, and has no permanently attached additions); or
2. Meet all the requirements for new construction, including anchoring and elevation requirements of Article 20, Section 5.2 and Article 20, Sections 6.1 and 6.2(C).

G. Temporary Non-Residential Structures. Prior to the issuance of a floodplain development permit for a temporary structure, applicants must submit to the floodplain administrator a plan for the removal of such structure(s) in the event of a hurricane, flash flood or other type of flood warning notification. The following information shall be submitted in writing to the floodplain administrator for review and written approval:

1. A specified time period for which the temporary use will be permitted. Time specified should be minimal with total time on site not to exceed one year;

2. The name, address, and phone number of the individual responsible for the removal of the temporary structure;

3. The time frame prior to the event at which a structure will be removed (i.e., minimum of 72 hours before landfall of a hurricane or immediately upon flood warning notification);

4. A copy of the contract or other suitable instrument with a trucking company to ensure the availability of removal equipment when needed; and

5. Designation, accompanied by documentation of a location outside the Special Flood Hazard Area, to which the temporary structure will be moved.

H. Accessory Structures. When accessory structures (sheds, detached garages, etc.) are to be placed within a Special Flood Hazard Area, the following criteria shall be met:

1. Accessory structures shall not be used for human habitation (including working, sleeping, living, cooking or restroom areas);

2. Accessory structures shall not be temperature-controlled;

3. Accessory structures shall be designed to have low flood damage potential;

4. Accessory structures shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters;

5. Accessory structures shall be firmly anchored in accordance with Article 20, Section 6.1(A);

6. All service facilities such as electrical shall be installed in accordance with Article 20, Section 6.1(D); and

7. Openings to relieve hydrostatic pressure during a flood shall be provided below regulatory flood protection elevation in conformance with Article 20, Section 6.2(D)(1).
8. An accessory structure with a footprint less than 150 square feet that satisfies the criteria outlined above does not require an elevation or floodproofing certificate. Elevation or floodproofing certifications are required for all other accessory structures in accordance with Article 20, Section 5.3.

Section 6.3 Reserved

Section 6.4 Standards for Floodplains Without Established Base Flood Elevations

Within the Special Flood Hazard Areas established in Article 20, Section 4.2, where no Base Flood Elevation (BFE) data has been provided by FEMA, the following provisions, in addition to Article 20, Section 6.1, shall apply:

A. No encroachments, including fill, new construction, substantial improvements or new development shall be permitted within a distance of twenty (20) feet each side from top of bank or five times the width of the stream, whichever is greater, unless certification with supporting technical data by a registered professional engineer is provided demonstrating that such encroachments shall not result in any increase in flood levels during the occurrence of the base flood discharge.

B. The BFE used in determining the regulatory flood protection elevation shall be determined based on one of the following criteria set in priority order:

1. If Base Flood Elevation (BFE) data is available from other sources, all new construction and substantial improvements within such areas shall also comply with all applicable provisions of this ordinance and shall be elevated or floodproofed in accordance with standards in Article 20, Section 5.4(K & L).

2. All subdivision, manufactured home park and other development proposals located within Special Flood Hazard Areas shall provide Base Flood Elevation (BFE) data if development is greater than five (5) acres or has more than fifty (50) lots/manufactured home sites. Such Base Flood Elevation (BFE) data shall be adopted by reference per Article 20, Section 4.2 to be utilized in implementing this ordinance.

3. When Base Flood Elevation (BFE) data is not available from a Federal, State, or other source as outlined above, the reference level shall be elevated above the highest adjacent grade as required in the regulatory flood protection elevation definition.

Section 6.5 Standards for Riverine Floodplains with BFE But Without Established Floodways or Non-Encroachment Areas

Along rivers and streams where BFE data is provided but neither floodway nor non-encroachment areas are identified for a Special Flood Hazard Area on the FIRM or in the FIS report, the following requirements shall apply to all development within such areas:
A. Standards outlined in Article 20, Sections 6.1 and 6.2; and

B. No encroachments, including fill, new construction, substantial improvements, or other development, shall be permitted unless certification with supporting technical data by a registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

Section 6.6 Floodways and Non-Encroachment Areas

Areas designated as floodways or non-encroachment areas are located within the Special Flood Hazard Areas established in Article 20, Section 4.2. The floodways and non-encroachment areas are extremely hazardous areas due to the velocity of floodwaters that have erosion potential and carry debris and potential projectiles. The following provisions, in addition to standards outlined in Article 20, Sections 6.1 and 6.2, shall apply to all development within such areas:

A. No encroachments, including fill, new construction, substantial improvements and other developments shall be permitted unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in the flood levels during the occurrence of the base flood. Such certification and technical data shall be presented to the floodplain administrator prior to issuance of floodplain development permit.

B. If Article 20, Section 6.6(A) is satisfied, all development shall comply with all applicable flood hazard reduction provisions of this Article.

C. No manufactured homes shall be permitted, except replacement manufactured homes in an existing manufactured home park or subdivision, provided the following provisions are met:

1. The anchoring and the elevation standards of Article 20, Section 6.2(C); and

2. The no encroachment standard of Article 20, Section 6.6(A) are met.

Section 6.7 Standards for Areas of Shallow Flooding (Zone AO)

Located within the Special Flood Hazard Areas established in Article 20, Section 4.2, are areas designated as shallow flooding areas. These areas have special flood hazards associated with base flood depths of one (1) to three (3) feet where a clearly defined channel does not exist and where the path of flooding is unpredictable and indeterminate. In addition to Article 20, Section 6.1, all new construction and substantial improvements of all structures shall have the reference level elevated to:
A. At least as high as the depth number specified on the Flood Insurance Rate Map (FIRM), in feet, plus a freeboard of one (1) foot, above the highest adjacent grade; or

B. At least two feet above the highest adjacent grade plus a freeboard of one (1) foot if no depth number is specified.

All new construction and substantial improvements of all non-residential structures may, in lieu of elevation, floodproof to the same depths as listed above so that any space below that level shall be watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. Certification is required as per Article 20, Section 5.3 and Article 20, Section 6.2(B).

Section 7 Repeal of Previous Flood Damage Prevention Ordinance

The Flood Damage Prevention Ordinance, originally adopted on October 29, 1979, with major revisions adopted on October 31, 1981, March 16, 1987, and August 15, 1994, is hereby repealed.

ARTICLE 21. GROUP DEVELOPMENTS

Section 1 Purpose

The purpose of standards for group developments is to promote orderly development where two (2) or more structures are to be constructed on a single parcel, which is not intended to be subdivided. A site plan must be approved by the Zoning Administrator before construction shall begin. Group developments shall comply with this Article, as well as any other applicable requirements in this Ordinance.

Section 2 Development Plan

A development plan shall be submitted with the application. The plan must be scaled, prepared and certified by a professional surveyor and/or design engineer. The plan shall be submitted and approved in two stages, the preliminary and final and shall include the following information:

The preliminary plan shall include the following:

a. Location, arrangement, and dimensions of parking spaces, width of aisles, width of bays, and angle parking;

b. Location and dimensions of said properties;

c. Location, arrangement, and dimensions of loading and unloading areas;

d. Location and dimensions of ingress and egress points and all interior streets;

e. General drainage systems;

f. Location and material of fences and walls;

g. Ground cover, topography, slopes, banks, and ditches;

h. Location and general exterior dimensions of all buildings and accessory structures;
In addition to the items listed above, the final plan shall include the following:

i. Location of all screening and planting areas;

j. The plans for proposed sanitary sewers, storm sewers, wells or water distribution lines, and utilities (items must be flagged on property for inspection);

k. Approval of Sedimentation and Erosion Control Plan from NCDENR;

l. Approvals from the Environmental Health Department and the Fire Marshall;

m. Evidence of coordination with the NCDOT about the proposed development and any arrangements to handle added traffic volume at the proposed site;

n. Plans for waste and refuse disposal equipment and method of disposal such as compactors, or dumpsters and;

o. Delineation of areas to be constructed in phases and sequential order.

Section 3  Plan Review

The preliminary plan shall be reviewed and returned within thirty (30) days. The final plan must be submitted one (1) year from the date that the preliminary plan was approved.

Section 4 Manufactured Home Parks

All manufactured home parks shall comply with Article 23, Section 3 of this Ordinance.

Section 5 Multi-Family Development (includes apartments, condominiums, and townhouses)

1. Minimum density requirements shall be two (2) units per acre; however, the Environmental Health Department may increase lot size requirements through site evaluations on a case-by-case basis. A developer shall be permitted to develop up to sixteen (16) units per acre if access to public water and sewer systems is available.

2. A minimum of fifteen percent (15%) of the gross acreage shall be reserved as open space.

3. Parking spaces and internal streets shall not be located closer than twenty-five (25) feet from the front, side, or rear of any building.

4. Buildings shall not be located closer than fifty (50) feet from one another.

5. Any group of buildings forming a courtyard shall reserve at least twenty-five percent (25%) of the perimeter of such courtyard open for access by emergency vehicles.

6. Buffers shall be installed meeting the requirements of Article 18 (Buffers and Screening).
7. A plan for solid waste storage collection and disposal shall be approved by the Local Ordinance Officer.

8. All common open space, as shown on the approved development plan, must be conveyed in accordance with one of the following methods for the purpose of upkeep and maintenance:
   a. By leasing or conveying title to a corporation, homeowner’s association, or other legal entity; and
   b. if units are rented, the property owner or management firm.

9. Any playground equipment or area shall be setback at least thirty (30) feet from any property line.

10. Multi-family complexes or communities shall be permitted recreational and activity center amenities. Uses such as, but not limited to, swimming pools, tennis courts, clubhouses, and laundry facilities shall be permitted. These areas shall be located and designed so as to have limited to no impact on adjoining residential or agricultural properties.

11. Outdoor lighting shall be designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

12. No individual parking spaces shall have access to any state-maintained road and all parking areas shall be paved; no gravel parking areas shall be permitted.
   Also, a copy of the maintenance agreement must be submitted with the development plan.

Section 6 Shopping Centers

1. Minimum lot size of two (2) acres.

2. Buildings and accessory structures shall be located a minimum of fifty (50) feet from any street right-of-way and thirty (30) feet from any side or rear property lines.

3. Buffers shall be installed meeting the requirements of Article 18 (Buffers and Screening).

4. A plan for solid waste storage, collection, and disposal, shall be approved by the Local Ordinance Officer.

5. The total ground cover of all principal buildings and all accessory structures shall not exceed thirty (30%) percent of the total site.

6. Ten percent (10%) of all parking areas shall be comprised of landscaped medians.

Section 7 Mini-warehousing

1. Buildings and accessory structures shall be located a minimum of fifty (50) feet from any street right-of-way and thirty (30) feet from any side or rear property lines.

2. Buildings and accessory structures shall be located no closer than twenty (20) feet from one another, providing adequate access for loading, unloading, ingress and egress.
ARTICLE 22. WIRELESS COMMUNICATION TOWERS

Section 1. Purpose

The purpose of this Article is to promote and protect the public health, welfare, and safety by regulating existing and proposed wireless communication towers. This Article is intended to protect property values, create a more attractive economic and business climate, and to enhance and protect the scenic and natural beauty of designated areas.

Section 2. Development Application

Before developing a tower, the tower owner must apply and receive a Conditional Use Permit, unless otherwise stated in this Article. The tower owner shall prepare an application for review by the Planning Board and other applicable government agencies.

Section 2.1 Area Map

The application shall contain an area map prepared by a Registered Land Surveyor on a full sheet or full sheets of the Surry County Tax Maps showing property to be developed. The area map shall show the following:

A. The boundary of the property to be developed;
B. The names and addresses of adjoining property owners;
C. The location of existing streets, buildings, railroads, transmission lines, sewers, bridges, culverts, drainpipes, and easements, to the extent that these may be ascertained from a field inspection by the County;
D. Municipal boundaries and extraterritorial jurisdictions, township lines, zoning district classifications;
E. Name of the applicable fire district;
F. Topography, proximity to streams, susceptibility to flooding as determined from available flood maps, soil characteristics, and other natural features which may impose restrictions on the development of the site; and
G. Distance to airports in Elkin and Mount Airy.

Section 2.2 Detailed Development Plan

The application shall contain a detailed development plan showing the following information on a sheet or sheet not less than 18" x 24" drawn at a scale of sufficient size to accurately and clearly show all required information including additional information as required with the Area Map. The Detailed Development Plan shall be recorded, with, or part of, the boundary survey in the Office of Register of Deeds. Approved Detailed Development Plans shall be recorded before issuance of a Zoning Permit. The Detailed Development Plan shall include:

A. Name and address of owner and surveyor, engineer, and land planner;
B. Scaled vicinity map inset showing the location of the tower in relationship to near by towns, communities, and roads;
C. Boundaries of tract to be developed shown with bearings and distances as established by the boundary survey;
D. Site Data Table, including total square footage of lease or purchase site, impervious surfaces calculations, and total acreage;
E. Proposed rights of ways or easements, location, widths, and purposes;
F. Proposed setback lines from property boundaries;
G. Title, date, north arrow, and graphic scale;
H. Watershed designation, if applicable;
I. A letter from the N.C. Division of Highway Engineers indicating that his office has reviewed the area map and site plan and specifying any problems such as highway access or right-of-way encroachments, which need to be resolved prior to approval of the application;
J. A letter stating approval of a Sedimentation and Erosion Control Plan from NCDENR;
K. Identification of the intended wireless user(s) of the tower. A statement indicating the owner’s intent to allow shared use of the tower and how many other users can be accommodated;
L. Documentation provided by a registered engineer that the tower that the tower has sufficient structural integrity to accommodate more than one user;
M. Documentation by the applicant that no suitable existing facilities within the coverage area are available to the applicant;
N. Proof of ownership of the proposed site or authorization to utilize it;
O. Landscape and lighting plan;
P. FAA certification that the tower is not a hazard to air navigation.

Section 2.3 Additional Requirements

The application shall also be accompanied by the following items:

A. Written indemnity document from the property owner and the applicant; and
B. Certificate of insurance to the County showing applicant’s liability arrangements.

Section 3. Planning Board Action

The applicant shall file fourteen (14) copies of the complete application thirty (30) days before the next regularly scheduled Planning Board meeting. The Zoning Administrator shall set and advertise a date and time for a public hearing before the Planning Board. Notice of such hearing shall be published in a newspaper of general local circulation at least fifteen (15) days before the date set for the public hearing. At the public hearing all interested parties shall be permitted to testify in sworn testimony. Prior to the hearing all adjacent property owners shall be mailed a notice of the hearing, via certified mail. The person mailing notices shall certify that such notices have been mailed. Cost of postage shall be reimbursed by the applicant through fees set by the Board of County Commissioners. In addition, the property for which the wireless communication tower is proposed shall be posted at least one (1) week before the public hearing.
The Planning Board shall consider the application and comments at the public hearing and may grant or deny the Conditional Use Permit. If the Conditional Use Permit is granted, the Planning Board shall use as a guide, the specific conditions outlined in this Article for each use proposed. In addition, the Planning Board shall find:

A. That the use will not materially endanger the public health or safety, if located according to the plan submitted and approved;

B. That the use meets all required conditions and specifications;

C. That the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity; and

D. That the location and character of the use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and in general conformity with the Surry County Land Use Plan.

In granting the Conditional Use Permit the Planning Board may designate only those conditions, in addition to those stated herein, which, in its opinion, assure that the use and its proposed location will be harmonious with the area and with the spirit of this Ordinance and clearly in keeping with the public welfare. All such additional conditions shall be entered in the minutes of the meeting at which the Conditional Use Permit is granted, on the Conditional Use Permit itself, and on the approved plans submitted therewith. All specific conditions shall run with the land and shall be binding on the original applications for the Conditional Use Permit, their heirs, successors, and assigns.

When deciding Conditional Use Permits, the Planning Board shall follow quasi-judicial procedures. No vote greater than a majority vote of the entire Board membership shall be required for the Planning Board to issue a Conditional Use Permit. Vacant positions on the Board and members of the Board who are disqualified from voting on a quasi-judicial matter shall not be considered ‘members of the Board’ for calculation of the requisite majority.

Section 4. Denial and Appeal

If the Planning Board denies the Conditional Use Permit for a Wireless Communication Tower, it shall enter the reason for its action in the minutes of the meeting at which the action is taken.

No appeal may be taken from the action of the Planning Board in granting or denying a Conditional Use Permit for the Wireless Communication Tower except through the Surry County Superior Court within thirty (30) days of the decision or forever be barred.

Section 5. Compliance with District Regulations

In addition to the conditions specifically imposed in this paragraph and such further conditions as the Planning Board may deem reasonable and appropriate, Wireless Communication Towers
shall comply with all other regulations for the zoning district in which they are located unless the provisions for the conditional use provide to the contrary.

Section 6. Failure to Comply with Plans/Notifications of Adjacent Property Owners

In the event of failure to comply with the plans approved by the Planning Board, or with any other conditions imposed upon the Conditional Use Permit, the permit may be removed following a quasi-judicial hearing. No building permits for further construction or Certificates of Occupancy under this Conditional Use Permit shall be issued, and all completed structures shall be regarded as nonconforming uses subject to the provisions of this Ordinance. In such cases, owners of adjoining property shall be notified that the Conditional Use Permit is no longer in effect.

Section 7. Development Standards

Towers and associated equipment shall be subject to the following development standards:

A. Towers shall not interfere with normal radio and television reception in the vicinity. Commercial messages or signage shall not be displayed on any tower. Violations shall be corrected under the enforcement provisions of this Ordinance.

B. All towers regardless of height must be registered with the FAA to ensure that such towers are appropriately constructed, marked, painted, and lighted so that they do not create a hazard to air navigation. Lighting shall meet the Federal Aviation Administration (FAA) minimum lighting requirements. The lights shall be oriented so as not to project directly onto surrounding residential property, consistent with FAA requirements.

C. Towers shall be constructed and maintained in conformance with all applicable building code requirements.

D. In order to protect the public from unnecessary exposure to radio frequency emissions, the tower owner shall provide accurate documentation certifying that the power output levels do not exceed FCC federally approved levels.

E. Towers may be constructed to a height of 199 feet. If the Board of Adjustment grants a variance, it shall not permit a tower to exceed a height of 300 feet.

F. All towers shall be self-supporting, of either monopole or lattice construction.

G. No new tower shall be located within two (2) miles of an existing tower. The Planning Board may allow a tower to be placed within two (2) miles of an existing tower upon being presented written documentation that supports one of the following: (1) appropriate space on the tower is not available; or (2) the new sponsor has made good faith efforts to negotiate an agreement with the owner of the current tower and submit documents outlining those negotiations; or (3) equipment currently on the tower is
not compatible with the proposed equipment; or (4) the coverage objective cannot be met at that location with the provisions set forth herein.

H. All new towers shall be engineered and constructed in such a manner as to be able to accommodate at least two (2) or more antennas so that future co-location may be possible. In addition, reasonable accommodation for public service uses such as, but not limited to, local or state government wireless communications systems, is suggested.

I. No outdoor storage yards shall be permitted on tower sites.

J. Towers must comply with the requirements of the National Environmental Policy Act (NEPA) which addresses such things as wilderness areas, wildfire preserves, endangered species, historical sites, Indian religious sites, floodplain, wetlands, high intensity white lights in residential neighborhoods, and excess radio frequency emissions. Prior to final application, the applicant shall be required to submit documentation that all of the requirements of the NEPA have been met.


L. Towers, with the exception of stealth towers, are prohibited within a radius of three (3) nautical miles around conservation areas, designated as Pilot Mountain State Park, Cumberland Knob State Park/Blue Ridge Parkway National Park, and the Raven Knob Scout Reservation. Towers, with the exception of stealth towers, are also prohibited within the entire viewshed of Pilot Mountain along United States Highway 52. Stealth towers shall only exceed 20% above the treeline or vegetative cover in the area of the towers proposed location. In addition, the communications tower provider will be required to present, to scale, a 360-degree visual analysis or simulation, graphic illustrations, and elevation analysis to establish what the tower will look like in its surroundings to determine potential visual impact. To ensure compliance, all proposed sites will be inspected on-site by the planning staff, to verify compliance with this requirement. This general requirement is not subject to a variance request, with the exception of EMS, sheriff’s department, or fire department requirements and/or needs in these areas. The communication provider shall not use EMS, sheriff’s department, or fire department’s potential co-location as reasoning for a variance from this general requirement.

Section 8. Dimensional Requirements

Towers shall conform to the following dimensional requirements:

A. Towers shall be setback 2.5 times the height of the tower from any residential or non-residential structure on the same parcel or on parcels in the vicinity of the tower site.
B. Towers shall be setback the height of the tower from all property lines.

Section 9. Buffers

To prevent a clear view of the base of the tower, the setback area shall contain an established-forested area with a depth of at least 100 feet. When the 100 foot forested area requirement cannot be met because of the lack of the sufficient natural vegetation, a planted buffer shall be planted as required below:

A. The base of the tower, and any associated structures, walls, or fences shall be surrounded by a landscaped buffer. The developer shall: a) provide the landscape buffer around the tower base, or b) provide a buffer around the perimeter of the entire site.

B. For safety purposes all towers shall be screened in the form of a wall or fence, such wall or fence shall be opaque and shall be composed materials such as wood, brick, or metal with a height of no less than eight (8) feet.

C. The planting shall consist of deciduous or evergreen trees and evergreen shrubs. Trees shall be planted along the full length of the buffer strip in a triangular pattern with a maximum spacing of 25 feet on centers. The minimum height at planting for trees shall be six (6) feet, and they shall have an expected minimum maturity height of 35 feet under normal growing conditions. There shall also be one row of dense shrubs, spaced not more than eight (8) feet on centers. Shrubs shall be a minimum of two (2) feet in height at planting and shall have a minimum expected maturity height of eight (8) feet under normal growing conditions. It is the intent of this section to encourage the use of existing vegetation in whole or in part to substantially meet this requirement. The tower owner is responsible for maintaining the buffer at all times.

Section 10. Road Requirements

Access to the tower site shall be provided by a deeded easement of no less than thirty (30) feet in width. The road base shall be no less than eight (8) feet in width with a three (3) inch gravel base. Unless the easement is a common use easement it shall be gated for security purposes. Each site shall have two (2) signs composed of night reflective material, 2”x 2”, which state the name of the owner and an emergency contact number. Each sign shall be located in a conspicuous place.
Section 11. Co-location

To further encourage co-location, additional users and associated equipment, which do not add to the tower height, may be added without additional approval from the respective County Boards. However, additional building code regulations may apply, and a site plan in accordance with this Article, must be submitted to the Zoning Administrator. The Zoning Administrator shall review and approve or disapprove the application based on the provisions provided herein.

Section 12. Removal of Towers

Towers which are not used for transmission or relay for a period of six (6) months or more shall be removed by the owner within one hundred eighty (180) days after receiving notice from the County to remove said tower. The tower users shall notify the Zoning Administrator within thirty (30) days after discontinuing the tower use, and submit its removal plans. To assure the removal of towers which do not meet the requirements of use or maintenance, this section serves as notice that the County may remove said tower and may file a lien collectable as taxes against the property, pursuant to G.S. 153A-123.

Section 13. Modification of Permits and Site Plans

Where plans are required to be submitted and approved as part of the application for a Conditional Use Permit, modifications of the originally approved plans may be authorized by the Planning Board. Modifications of the site plan, which is a part of the Permit, are permitted following a quasi-judicial hearing consistent with Article 16, Section 3 of this Ordinance.

Section 14. Low Coverage Stealth Wireless Systems

This provision is designed to assist the development of wireless coverage in rural areas that will not benefit from the construction of a wireless communication tower. Wireless communication antennae and supporting equipment that are developed in a small-scale, stealth manner to be located on existing structures (i.e. utility poles or rooftops) that were constructed for purposes other than supporting wireless communication equipment, shall be permitted administratively. Application should be made to the Zoning Administrator meeting the following requirements:

A. Maximum height of the wireless antennae shall be determined by the height of the existing structure, not to exceed 100 feet above ground level. The existing structure shall only be replaced if the structural integrity will not support the proposed wireless system. The height of the new structure shall not exceed the height of the existing structure. If the wireless antenna is placed on a rooftop, the height of the antennae shall not exceed six (6) feet above the rooftop.

B. Minimum distance between two structures with antennas shall be 2,000 feet;

C. Antennae size shall be no greater than six (6) square feet; no more than 3 antennae per structure;

D. Equipment cabinet/shelter shall be no larger than 12 square feet and shall be guarded from tampering by the public;
E. Application shall comply with Article 10, Section 2, and Section 7, A-D only, as well as other sections of this Ordinance as the Zoning Administrator deems necessary. However, the following sections in Article 10 shall not apply to this Section: Sections 3, 4, 5, 6, 8, 9, 10, and 11.

ARTICLE 23. MANUFACTURED HOME AND MANUFACTURED HOME PARK

Section 1. Purpose

The purpose of this Article is to provide minimum standards of planning, design, construction, operation, and maintenance of manufactured homes and manufactured home parks in order to provide for the health, safety, and welfare of the citizens of Surry County.

Section 2. General Manufactured Home Development Standards

The following shall apply to all manufactured homes, whether located on individual parcels or located within a manufactured home park.

Section 2.1 Skirting

All manufactured homes shall be skirted, to completely conceal the area between the floor elevation and the grade beneath the unit. The type of skirting required shall vary depending on when the parcel in question was originally created as dictated by the Surry County Subdivision Ordinance. The enclosed space shall be ventilated in accordance with State of North Carolina Regulations for Manufactured Homes recommendations for skirting. Skirting shall always be maintained and kept in compliance.

All skirting, porches, and decks, shall be completed and inspected before a Certificate of Occupancy is issued by the Inspections Department. Therefore, until the Certificate of Occupancy is issued, occupancy of a manufactured home and electrical connections shall not be permitted.

Section 2.2 Manufactured Home Age Requirements

Manufactured homes which are not HUD (Housing and Urban Development) approved and which were manufactured prior to June 15, 1976 shall be known as "non-conforming manufactured homes". Non-conforming manufactured homes located within Surry County on or before February 18, 1997 and which have been continually located within Surry County thereafter, may be moved within the County and shall be eligible for an applicable building permit. Non-conforming manufactured homes may not be brought into Surry County from another county or jurisdiction, (including the municipalities of Surry County) for residential purposes. Such non-conforming manufactured homes brought into Surry County from another jurisdiction after the date of this article amendment shall not be eligible for any building permit. Further, it shall be the responsibility of the non-conforming manufactured home owner seeking a building permit to demonstrate that the home was located within Surry County prior to the adoption of the amendment to this ordinance and that the home has remained within the County from that date.

Section 2.3 Abandoned Manufactured Home Removal Requirements
An abandoned manufactured home is defined as one that has not been occupied within six (6) months and is valued at below 50% of its tax value. In such cases, these homes shall be removed from the lot or park and disposed of, unless the owner takes corrective action immediately so that the definition of "abandoned manufactured home" no longer applies to the manufactured home in question. Corrective action shall be taken consistent with Article 3 of this Ordinance. This Section shall apply to all manufactured homes located in the County's jurisdiction, even those in existence prior to December 19, 2005.

Section 2.4 Manufactured Homes Utilized as Accessory Structures Prohibited

Manufactured homes proposed to be used as an accessory structure, storage building, private workshop, or the like, is expressly prohibited. According to North Carolina Building Code, the only appropriate use of a manufactured home is as a residential dwelling.

Section 3. Manufactured Home Parks

Before developing a manufactured home park, the applicant must apply and receive a Conditional Use Permit. The applicant shall prepare an application for review by the Planning Board and other applicable government agencies that complies with Article 23, Sections 3-3.20, rather than the requirements found in Article 16, "Conditional Uses". Before developing or expanding a manufactured home park, the property or parcel shall be zoned MHP (Manufactured Home Park), as this is the only zoning district in which this type of use is allowed. Manufactured home parks shall comply with the provisions set forth in this Article, whether the subject is new development, expansion, operational, or maintenance.

Section 3.1 Manufactured Home Park Development Application

The following shall be adhered when preparing and submitting an application for a Conditional Use Permit for a Manufactured Home Park.

Required Meeting with Zoning Administrator

Prior to submittal of an application for a Conditional Use Permit to develop a manufactured home park, the owner and/or developer shall schedule a meeting with the Zoning Administrator to discuss the proposed development. The Zoning Administrator shall have discretion to invite additional county officials to the meeting.

Boundary Survey

The developer shall have prepared by a registered land surveyor a boundary survey, which shall meet all requirements for recordation in the office of the Register of Deeds.

Detailed Development Plan

The application shall contain a detailed development plan showing the following information on a sheet not less than 18" X 24" drawn at a scale of sufficient size to accurately and clearly show all required information dictated by this Article.
including additional information as required by Section 4, Clustering Development and Open Space Preservation. The detailed development plan shall be recorded, with, or as part of, the boundary survey as required by Section 2.7 of this Article. Approved detailed development plans must be recorded in the Office of the Register of Deeds within six (6) months following approval or lose approval status. The detailed development plan shall include:

A. The boundary of the property to be developed;
B. The names and addresses of adjoining property owners;
C. The location of existing streets, buildings, railroads, transmission lines, sewers, bridges, culverts, drainpipes, and easements, to the extent that these may be ascertained from a field inspection of the property;
D. Municipal boundaries, extraterritorial boundary lines, township lines, zoning district classifications;
E. The name of the fire district serving the property;
F. Basic geographic information about the site, including general topography, proximity to streams, susceptibility to flooding as determined from available floodplain maps, soil characteristics, and other characteristics which may impose restrictions on the development of the site;
G. If the park is to be developed in stages, this should be designed on the area map.
H. Name of owner, surveyor, and land planner;
I. Scaled vicinity map inset showing location of park in relationship to near-by towns, communities, and roads;
J. Boundaries of tract to be developed shown with bearings and distances as established by the boundary survey;
K. Site data table, including total square feet in common recreation area, total number of home sites, lineal and square feet of streets, and total acreage;
L. Proposed streets, street names, sidewalks, rights-of-way, pavement widths, and approximate grades. There shall be one (1) unrestricted access to a state road for each Manufactured Home Park and said road shall only serve one (1) Manufactured Home Park, as shown on the application. The Planning Board may allow multiple accesses to the park upon being presented with evidence supporting this need;
M. The location of proposed utilities showing connections to existing systems or plans for individual or public water supply, sewage disposal, storm drainage, and park lighting. An alternative well site as determined by North Carolina Department of Environment and Natural Resources (NCDENR) and room for repair of the septic tank system as specified by the Health Department shall be designated;
N. Other proposed rights-of-way or easements--location, widths, and purposes;
O. Proposed setback lines from property boundaries;
P. Proposed manufactured home spaces. All spaces shall have boundary dimensions shown, and shall have permanently assigned site numbers placed at the driveway or parking area for each lot. All spaces shall have the proposed location of the manufactured home pads which are designed to turn water flow underneath the building as defined in the North Carolina State Building Code;
Q. Proposed common recreational areas;
R. Title, date, north arrow, and graphic scale. If proceeding under cluster development option, title shall so indicate;
S. Proposed stormwater drainage system, as needed;
T. Watershed designation as found in the Surry County Watershed Protection Ordinance;
U. Proposed plan for park lighting; and
V. Any additional requirements found elsewhere in this Ordinance.

Additional Information

In addition to the detailed development plan, the application shall contain the following:

A. A copy of any park regulations which the owner proposes to use;
B. A letter from the N.C. Division of Highways Engineer indicating that his office has reviewed the area map and development plan and specifying any problems such as highway access or right-of-way encroachments which need to be resolved prior to approval of the application;
C. A copy of the Health Department’s septic system permits, or other evidence that the proposed septic systems have been approved;
D. A letter from the Surry County Fire Marshall indicating that he has reviewed the project with the chief of the volunteer fire department serving the project area, and the Director of Emergency Medical Services and stating any problems which need to be resolved prior to approval of the application;
E. Proposed sedimentation control measures approved by the NCDENR;
F. Proposed landscaping and garbage containment plans; and
G. Certificates or letters of approval from appropriate state agencies if the developer is proposing to install a package waste treatment plant or a public or community water system.

Submission of Application to the Planning Board

The owner shall submit the following to the Planning Board:

A. One (1) copy of the complete application, including the area map, the boundary survey, the detailed development plan, and required letters and documents; and
B. Fourteen (14) additional copies of the detailed development plan and any other requested copies.

Planning Board Action

The Planning Director shall set and advertise a date and time for a public hearing before the Planning Board. Notice of such hearing shall be published in a newspaper of general local circulation at least fifteen (15) days before the date set for the public hearing. At the public hearing all interested parties shall be permitted to testify in sworn testimony. Prior to the hearing all adjacent property owners shall be mailed a notice of the hearing, via certified mail. The person mailing notices shall certify that such notices have been mailed. Cost of postage shall be reimbursed through fees set by the Board of County Commissioners. In addition, the property for which the conditional use is proposed shall be posted at least one (1) week before the public hearing.
The Planning Board shall consider the application and comments at the public hearing and may grant or deny the Conditional Use Permit for the Manufactured Home Park. If the Conditional Use Permit is granted, the Planning Board shall use as a guide, the specific conditions outlined in this Article for each use proposed. In addition, the Planning Board shall find:

A. That the use will not materially endanger the public health or safety, if located according to the plan submitted and approved;

B. That the use meets all required conditions and specifications;

C. That the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity; and

D. That the location and character of the use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and in general conformity with the Surry County Land Use Plan.

In granting the Conditional Use Permit the Planning Board may designate only those conditions, in addition to those stated herein, which, in its opinion, assure that the use and its proposed location will be harmonious with the area and with the spirit of this Ordinance and clearly in keeping with the public welfare. All such additional conditions shall be entered in the minutes of the meeting at which the Conditional Use Permit is granted, on the Conditional Use Permit itself, and on the approved plans submitted therewith. All specific conditions shall run with the land and shall be binding on the original applications for the Conditional Use Permit, their heirs, successors, and assigns.

When deciding Conditional Use Permits, the Planning Board shall follow quasi-judicial procedures. No vote greater than a majority vote of the entire Board membership shall be required for the Planning Board to issue a Conditional Use Permit. Vacant positions on the Board and members of the Board who are disqualified from voting on a quasi-judicial matter shall not be considered ‘members of the Board’ for calculation of the requisite majority.

Section 3.2 Filing of Documents

A. Following approval of the Conditional Use Permit by the Planning Board, the owner shall record the boundary survey along with the detailed development plan with the Register of Deeds. Both documents must contain the signature block of the Planning Board Chairman, found in Section 3.14.

B. A copy of the complete application shall be kept on file, as a public record, in the Planning and Development Department.

Section 3.3 Manufactured Home Park Dimensional Requirements (Standard)

A. Each manufactured home park shall be developed on a tract not less than two (2) acres in size and shall
contain at least two (2) manufactured home spaces available at first occupancy.

B. Manufactured Home Park's shall not exceed one (1) manufactured home space per thirty thousand (30,000) square feet or .69 acres of land area. This limitation shall apply without regard to the method of providing water and sewer service to the individual manufactured home units. In some cases the method of providing water and sewer service to the individual manufactured home units may require a space greater than that provided for in this subsection by the Surry County Health Department.

Notwithstanding the above, in no case shall the built-upon requirements of a Manufactured Home Park located in a designated Water Supply Watershed as shown in the Surry County Watershed Protection Ordinance exceed the built-upon limitations for the watershed as shown in that ordinance. For Manufactured Home Parks, when calculating lot size and built upon limitations, the most restrictive shall apply.

Likewise, in no case shall the development of a Manufactured Home Park located in the Mitchell River Outstanding Resource Water (ORW) area exceed the standards for the ORW as promulgated by the NC Environmental Management Commission. For Manufactured Home Parks, when calculating lot size and built upon limitations, the most restrictive shall apply. Unless otherwise set out in this Ordinance, these are the minimum development standards.

C. Each manufactured home lot or space shall consist of a minimum of thirty thousand (30,000) square feet or .69 acres and shall have a minimum mean lot width of one hundred (100) feet. Each manufactured home space shall be occupied by only one (1) manufactured home at any time. Each manufactured home shall have its street address mounted on the manufactured home in accordance with the Surry County Addressing Ordinance.

D. No manufactured home shall be located closer than:

   a. Fifty (50) feet to a public street right-of-way;  
   b. Thirty (30) feet to the exterior boundary of the park;  
   c. Thirty (30) feet to another manufactured home or dwelling; and  
   d. Twenty-five (25) feet to the travelway of an internal street in the park.

Distances shall be measured from the outermost part of the unit including tongue or towing apparatus, porches, steps, or other attachments.

E. The developer shall grade each manufactured home space so as to provide proper drainage from the home site as defined in the North Carolina State Building Code.

F. Each manufactured home unit shall be secured by adequate foundations, tiedowns, and anchors so as to
conform to the State of North Carolina Regulations for Manufactured Homes.

G. All manufactured homes shall have steps and porches constructed at all required exits from the manufactured home so as to conform to the State of North Carolina Regulations for Manufactured Homes.

Section 3.4 Cluster Manufactured Home Park Dimensional Requirements

Clustering shall be permitted upon submission of an acceptable open space preservation plan as physically indicated on the detailed development plan. Notwithstanding the development standards set out in this Article, the cluster development shall be exempt from the minimum lot size requirements of Section 3.8, except for the Watershed and Outstanding Resource Water sections, provided that a lot size of 6,000 square feet with a park wide density ratio of 30,000 square feet per lot, and the developmental standards in Section 3.10-3.16, and other requirements herein are met.

A. Each manufactured home park cluster development shall be developed on a tract not less than five (5) acres in size and shall contain at least (2) manufactured home spaces available at first occupancy.

B. Each manufactured home space shall consist of a 6,000 square feet with a park wide density ratio of 30,000 square feet per home. The 6,000 square foot space shall have a lot width of sixty (60) feet, and a lot depth of one-hundred (100) feet or vice versa. The following criteria shall be used to determine the location of each lot:

C. Development should be buffered from direct view by a vegetative buffer or an earth berm constructed to reflect the topography of the surrounding area, or located out of sight on slopes below existing ridge lines;

D. Each lot shall be located so as to minimize the visual impact of the development;

E. Each lot shall not include wetlands, transition areas, and flood plains;

F. Each lot shall not include areas with excessive slopes of greater than > thirty-five (35) percent;

G. Roadways shall follow existing contours to minimize the extent of cuts and fills;

H. The minimum common open space shall be contiguous;

I. No manufactured home or manufactured home in a cluster development shall be located closer than:

1. Fifty (50) feet to a public street right-of-way;
2. Thirty (30) feet to the exterior boundary of the park;
3. Thirty (30) feet to another manufactured home or dwelling; and
4. Twenty-five (25) feet to the travelway of an internal street in the park.

Distances shall be measured from the outermost part of the unit including tongue or towing apparatus, porches, steps, oil tank, or other attachment.

K. Prior to the submission of the detailed development plan, the developer shall schedule a mutually convenient time to walk the property with the Zoning Administrator. The purpose of this visit is to familiarize staff with the property's special features, and to provide them an informal opportunity to offer guidance to the applicant regarding the tentative location of the building lots, open space areas, buffering requirements, and street locations. Prior to scheduling the on-site visit, the applicant shall have prepared a preliminary site or sketch plan that shall show the basic concept of meeting the clustering and open space preservation section and other requirements set forth herein.

Section 3.5 Streets and Parking

All streets within the manufactured home park, and all streets or easements providing access to the manufactured home park, shall be paved with concrete or asphalt or provided with an all-weather surface of at least four (4) inches of crushed stone on a well compacted sub-base to a continuous width of twenty (20) feet. Such streets shall be continuously maintained in good condition.

The interior street that provides ingress and egress into the park from a public street shall require a driveway permit issued by NCDOT. The street area can be calculated as part of the thirty thousand 30,000 square feet lot or 0.69 acres of land area.

A. Off-street Parking

Each manufactured home space shall have two (2) off-street parking spaces surfaced with pavement or a minimum of four (4) inches of crushed stone or gravel, extending to the internal street serving the space. At his option, the developer may install ten (10) foot wide shoulders on one or both sides of interior streets, using those for off-street parking instead of individual spaces for each manufactured home.

B. Cul-de-sac

Dead-end streets shall be provided with cul-de-sacs with a minimum of forty-five (45) feet in diameter or alternative T, Y, L or U shaped cul-de-sacs (standard design and dimensions will be provided by the Planning and Development Department).

C. Access
No manufactured home space in a park may have direct access to any public road. Each lot shall have direct access to an internal street of the park.

D. Street Names and Street Signs

Permanent street names shall be assigned to all internal streets. Said street names shall comply with the Surry County Addressing Ordinance. Permanent street name signs shall be purchased from Surry County by the Manufactured Home Park developer and shall be installed by Surry County at the appropriate locations.

Section 3.6 Buffers and Screening Requirements

All manufactured home parks shall be screened on all sides, except at approved entrances and exits. The screen or buffer shall comply with the specifications found in Article 18, Section 3 of this Ordinance.

Section 3.7 Refuse Disposal Plan

The owner shall provide a Refuse Disposal Plan satisfactory to the Local Ordinance Officer. The term "Waste Disposal Containers" shall be interpreted to be dumpsters. The approved refuse disposal plan shall be noted on the manufactured home park detailed development plan.

Section 3.8 Accessory Buildings and Structures

Any attachment to a manufactured home within a manufactured home park shall meet the setback requirement of Section 3.3 or 3.4 of this Article. No more than one (1) freestanding accessory building or structure shall be permitted on an individual manufactured home space. Such freestanding building or structure shall observe the setback requirements of Article 12 of this Ordinance and shall be located no closer than ten (10) feet to the manufactured home that it serves.

Section 3.9 Grounds Maintenance

Parks shall be maintained free of accumulations of debris which may provide rodent harborage or breeding places for flies, mosquitoes and other pests. The growth of brush, weeds and grass shall be controlled to prevent harborage of ticks, chiggers, and other noxious insects. Open areas shall be maintained free of heavy undergrowth.

No junked or nuisance vehicle of any type and/or size shall be parked or stored within any manufactured home park.

Section 3.10 Infrastructure Requirements for Parks

Following the issuance of a Conditional Use Permit by the Planning Board, the owner may proceed to install manufactured home park improvements as specified in the approved plans. The intent of this permit is to authorize the construction of the park according to the approved plans and shall not be construed to entitle the owner to offer spaces for rent or lease, or to operate a manufactured home park as defined in this Ordinance until construction has been completed and has been inspected by the Surry County Inspections Department, the Surry County Health Department, and the Local Ordinance Officer. Improvements may be
installed in stages, if this was specified in the park development application and subsequently approved.

Required improvements shall include the following: installation of roads, on-site water and sewer systems, screening or buffering, waste disposal containers, and parking areas.

The Surry County Inspections Department shall not issue a permit to connect electricity to a manufactured home until the park or specified stage of the park has been completed in compliance with this Ordinance and the approved plan has been approved as specified above. Likewise, no permit to connect electricity shall be issued until a registered professional engineer furnished by the owner has certified that the water system and any public sewer system meet the appropriate State agency standards for such systems.

Section 3.11 Maintenance of Parks

Continuing maintenance and upkeep of the park are responsibilities of the owner. If the owner fails to maintain the park and allows it to fall below the development standards specified herein, the Local Ordinance Officer may recommend to the Zoning Administrator that the Conditional Use Permit, or a previously approved manufactured home park permit under a previous ordinance, be revoked.

Section 3.12 Revocation of Park Permits

If the Zoning Administrator finds sufficient evidence to justify the revocation of the Conditional Use Permit or manufactured home park compliance permit, based on the recommendation of the Local Ordinance Officer, he/she shall schedule a quasi-judicial hearing before the Planning Board to allow the manufactured home park owner to officially respond to the recommendation of the Local Ordinance Officer.

After hearing the testimony of the Local Ordinance Officer, manufactured home park owner, and other persons who have information pertinent to the case, the Planning Board may:

a. Overrule the Local Ordinance Officer’s recommendation;

b. Prepare a list of corrective actions which the owner shall make within a time specified by the Zoning Administrator; and/or

c. Revoke the owner’s permit.

In the event that a permit is revoked, the Zoning Administrator and the Inspections Department shall issue no permits for the placement of manufactured homes in the park, and the County may seek other relief as permitted by this Ordinance.

Notwithstanding the foregoing provisions of Section 7 of this Article, if, for any reason, a sewage treatment and disposal system falls into disrepair, no new manufactured home can locate in the park until all systems meet the provisions enforced by Surry County Environmental Health Department, and NCDENR.

Section 3.13 Existing Manufactured Home Parks
Manufactured home parks existing at the time of adoption of this Article are not required to comply with the regulations and minimum standards of this Article, with the exception that all existing Manufactured Home Parks shall be subject to the Grounds Maintenance requirements of Section 3.14 of this Article and to the street maintenance requirements of Section 5 of this Article.

Manufactured home parks existing at the time of adoption of this Article shall continue to comply with the ordinance in which their parks were approved. Any alteration to an existing manufactured home park shall result in the owner complying in full with this Article.

Manufactured Home Parks who are unoccupied for a continuous period of one year shall be required to meet the minimum standards of this article before re-opening.

Section 3.14 Modification of Permits and Site Plans

Where plans are required to be submitted and approved as part of the application for a Conditional Use Permit, modifications of the originally approved plans may be authorized by the Planning Board. Modifications of the site plan, which is a part of the Permit, are permitted following a quasi-judicial hearing consistent with Article 16, Section 3 of this Ordinance.

Section 3.15 Required Signature Blocks and Statements for Boundary Survey and Detailed Development Plan

The following certificates, notes, and approval blocks shall appear on the appropriate plans and plats in substantially the following formats:

A. Certificate of Survey and Accuracy

I, ___________________________, certify that this map was drawn under my supervision) from an actual survey made under my supervision (deed description recorded in Book ______________, page ______________, etc.) (other); that the boundaries not surveyed are clearly indicated as drawn from information found in Book ______________, page ______________; that the ratio of precision as calculated is 1:_____; that this map was prepared in accordance with G.S. 47-30 as amended. Witness my original signature, registration and seal this _________ day of ______________, A.D., __________.

Seal or Stamp
______________________________________________
Surveyor
______________________________________________
Registration # (maximum allowable error: 1:10,000) (maximum)

B. G.S. 47-30 f (11) a-e Certification

I certify that this survey creates a subdivision of land within Surry County, which has an ordinance regulating parcels of land. [GS 47-30(f)(11) a-e]

______________________________________________
Date
______________________________________________
Surveyor
NOTE: If survey is other than GS 47-30 (f)(11) a-e the provision must be included. Interpretation of this provision is from the Institute of Government.

C. Planning Board Chairman Signature

I, ____________, Planning Board Chairman for Surry County, hereby certify that this detailed development plan for a manufactured home park is hereby duly approved, meeting all of the requirements and stipulations of the Surry County Zoning Ordinance, on the _____ day of _____, _______.

Planning Board Chairman, Surry County, NC

D. Review Officer Certification G.S. 47-30

I, ____________, Review Officer of Surry County, certify that the map or plat to which this certification is affixed meets all statutory requirements for recording.

Date ____________ Review Officer

E. Onsite Water and/or Sewer Note:

Individual home spaces have been evaluated and the Health Department has issued improvement permits.

No signature required.

F. Special Flood Hazard Area Note: (Word to represent actual situation)

Reference: Floodway Panel # ____________
Flood Zone: ____________
Date: ____________ (of Panel)

(If part of the property is in a Special Flood Hazard Area it shall be scaled, and shown graphically on the Plat.)

G. NCDOT Construction Standards Certification

I hereby certify that the streets as indicated hereon are approved by the North Carolina Division of Highways and will be accepted as a part of the State system at such time as meeting all State requirements.

Date ____________ District Engineer

Or

This detailed development plan has been reviewed and is along existing rural paved road S.R. ____________, ____________, in Surry County, not requiring any work.

Date ____________ District Engineer

Or

Street Disclosure Statement
The streets shown hereon are dedicated to the private use of purchasers of lots within the subdivision. There is no intention by recordation of the subdivision plat to dedicate the streets and roadways therein to public use. The responsibility for improvements and maintenance of such streets and roadways shall be the responsibility of the abutting lot owners and their successors in interest. There is no commitment by the North Carolina Department of Transportation, Surry County, or any other governmental body to assume responsibility for maintenance. It is hereby disclosed that Surry County school buses are not permitted to travel on private streets.

Section 4. Vested Rights

As provided in G.S. 153A and G.S. 153A-344.1, as amended, nothing in this article shall be construed to impair any vested right except for the elimination of existing uses, lots or structures, and proposed uses not in conformity with this article as described herein.

Upon the effective date of this Article, or any amendment thereto, a vested right shall be determined in accordance with the following criteria:

1. The existence of a use, structure within an existing manufactured home park with a site specific plan that has been approved by the Zoning Administrator or Board of County Commissioners, and a boundary survey of said site plan recorded at the Register of Deeds at the time of enactment of this article, or any amendment thereto.

2. Procurement of a vested right is limited to only lot size, and setback requirements. All other requirements of this Article or any amendment thereto must be met.

3. The issuance of a valid building permit so long as said permit has not expired or been revoked at the time of enactment of this article, or any amendment thereto.

4. The issuance of a valid improvement permit so long as said permit has not expired or been revoked at the time of enactment of this article, or any amendment thereto.

5. A right that has been vested as provided in this Section shall remain vested for a period of two years. The vesting shall not be extended by any amendments or modification to a site plan unless expressly approved by the appropriate Boards at the time of the amendment or modification. Any alteration of an approved site specific plan or building permit alteration will terminate a vested right.

6. Upon issuance of a building permit, the expiration provisions of G. S. 153A-358 and the revocation provisions of G. S. 153A-362 shall apply, except that a building permit shall not expire or be revoked because of the running of time while a vested right under this section is outstanding.

7. Continuation of an approved vested right after the two year expiration must be determined based on the project status.
as determined by the Planning staff and Board of County Commissioners.

Section 5. Repeal of Previous Manufactured Home and Manufactured Home Park Ordinance

The Manufactured Home and Manufactured Home Park Ordinance, originally adopted on January 22, 1985, as amended, is hereby repealed.

ARTICLES 24-29 are reserved for future codification purposes.

ARTICLE 30. DEFINITIONS

Section 1. Definitions

For the purpose of this Ordinance certain terms and words are defined as follows:

Words used in the present tense include the future tense. Words used in the singular number include the plural, and words used in the plural number include the singular. The word "person" includes a firm, association, organization, partnership, corporation, trust, and company as well as an individual. The word "lot" includes the word "plot" or "parcel." The word "building" includes the word "structure." The word "shall" is always mandatory and not directory. The word "may" is permissive. The words "used" or "occupied", as applied to any land or building, shall be construed to include the words "intended," "arranged," or "designated to be used" or "occupied." The words "residential property" shall apply to land zoned for residential use and to other land occupied by residential structures. The words "a map", "a zoning map", or "Surry County Zoning Map" shall mean the Zoning Map of Surry County, North Carolina. The words "article," "Zoning Ordinance," or "Surry County Zoning Ordinance" shall mean the Zoning Ordinance of Surry County, North Carolina. The words "Surry County planning area" or "planning area" shall mean the area within which Surry County exercises zoning authority. All other words not defined below shall be defined by the North American Industry Classification System (NAICS). If the word cannot be found in the NAICS the standard edition of the Webster's Dictionary shall be used.

ACCESSORY APARTMENT. A secondary dwelling unit established in conjunction with and clearly subordinate to a primary dwelling unit, whether a part of the same structure as the primary dwelling unit or a detached dwelling unit on the same lot.

ACCESSORY STRUCTURE. See Structure, Accessory.

ACCOUNTING, AUDITING & BOOKEEPING. This industry comprises establishments primarily engaged in providing services such as auditing of accounting records, designing accounting systems, preparing financial statements, developing budgets, preparing tax returns, processing payrolls, bookkeeping, and billing.

ADULT USES. Any structure or use of land which meets the definition of adult establishment as outlined in G.S.14-202.10 (Licensed health massage/body work therapists shall not be considered an adult massage business.)
ADVERTISING AGENCY. This industry comprises establishments primarily engaged in creating advertising campaigns and placing such advertising in periodicals, newspapers, radio and television, or other media. These establishments are organized to provide a full range of services (i.e., through in-house capabilities or subcontracting), including advice, creative services, account management, production of advertising material, media planning, and buying (i.e., placing advertising).

AGRICULTURAL LAND. Any parcel of land which is used in the raising of agricultural, dairy, or forest products, livestock, poultry, or fur-bearing animals.

AGRICULTURAL PRODUCTION, CROP. The use of land for the primary purpose of raising and harvesting row, field, or tree crops on a commercial basis on a bona fide farm. The growing and sale of agricultural crops on the premises shall not constitute agricultural crop production.

AGRICULTURAL PRODUCTION, LIVESTOCK. The use of land for the primary purpose of raising animals or producing animal products, such as eggs or dairy products, on a commercial basis on a bona fide farm, including grazing, ranching, and dairy farming.

AGRICULTURE CULTURAL CENTER. A facility established for the purpose of educating the public about agricultural activities, and/or the heritage and culture of agricultural activities. In addition, this definition shall also include a museum dedicated only to agriculture themes and living historic farm sites/properties.

AGRITAINMENT. Events and activities that allow for recreation, entertainment, and tourism in conjunction with agriculture support and services directly associated with on-going agricultural activities on-site that are for-profit. Events and activities include the following: hay rides, corn mazes, hay mazes, petting zoos (farm animals only), living historical farms, farm tours (for profit), and agricultural festivals.

AGRITOURISM. Farm-related enterprises that operate for the enjoyment and education of the public which bring together tourism and agriculture. Enterprises include those that are for-profit and those that are provided fee of charge to the public.

AIRPORT, PUBLIC. Landing fields, aircraft parking or service facilities, passenger or baggage terminals, or related facilities for operation, service, fueling, repair, storage, charter, sales, or rental of aircraft, operated by an airport authority or other corporation.

AIRSTRIP, PRIVATE. A landing field for the private use of the property owner, including a small hangar area for aircraft used by the owner or lessee at the airstrip.

ALLEY. A vehicular way used for providing service access along rear or side property lines of lots. Residential alleys will generally remain private.

AMBULANCE SERVICE/RESCUE SQUAD. This industry comprises establishments primarily engaged in providing transportation of patients by ground or air, along with medical care. These
services are often provided during a medical emergency, but are not restricted to emergencies. The vehicles are equipped with lifesaving equipment operated by medically trained personnel.

AMORTIZATION. The process of providing for a timed extinction of a use, which is not in compliance with this Ordinance.

AMUSEMENT PARK. This industry comprises establishments, known as amusement or theme parks, primarily engaged in operating a variety of attractions, such as mechanical rides, water rides, games, shows, theme exhibits, refreshment stands, and picnic grounds. These establishments may lease space to others on a concession basis.

ANIMAL HOSPITAL/VETERINARY CLINIC. Any facility used for the purpose of giving licensed medical treatment to animals or pets and any other customarily incidental treatment of the animals, such as grooming, boarding, or selling of pet supplies.

ANTIQUE SHOPS. This industry comprises establishments primarily engaged in retailing used merchandise, antiques, and secondhand goods (except motor vehicles such as automobiles, RVs, motorcycles, and boats; motor vehicle parts; tires; and mobile homes).

AQUARIUM. An establishment where aquatic collections of living organisms are kept and exhibited.

APARTMENT. A room or suite of rooms in a multi-unit residential building, generally rented by the occupant, which provides complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation in each separate unit.

APPAREL AND FOOTWEAR. The apparel industry group comprises establishments primarily engaged in retailing new clothing. The footwear industry comprises establishments primarily engaged in retailing all types of new footwear (except hosiery and specialty sports footwear, such as golf shoes, bowling shoes, and spiked shoes). Establishments primarily engaged in retailing new tennis shoes or sneakers are included in this industry.

APPEAL. An action requesting reversal or modification of an interpretation or decision made by the Zoning Administrator in the application of these regulations.

APPLIANCES. This U.S. industry comprises establishments known as appliance stores primarily engaged in retailing an array of new household appliances such as refrigerators, dishwashers, ovens, irons, coffee makers, hair dryers, electric razors, room air-conditioners, microwave ovens, sewing machines, and vacuum cleaners; or engaged in retailing new appliances in combination with appliance repair services.

ARCADES. Establishments that primarily offer amusements such as video games, pinball machines, and other similar games, but not including gambling of any type.

ARCHITECTS. Persons licensed to practice architecture in the State of North Carolina.

AREA OF SHALLOW FLOODING. A designated A0 or V0 Zone on a community’s Flood Insurance Rate Map (FIRM) with base flood
depths from one to three feet where a clearly defined channel does not exist, where the path of the flood is unpredictable and indeterminate, and where the velocity flow may be evident.

AREA OF SPECIAL FLOOD HAZARD. The land in the floodplain within a community subject to a one (1%) percent or greater chance of being equaled or exceeded in any given year.

ARMED FORCES ESTABLISHMENTS, INCLUDING ARMORIES. This industry comprises government establishments of the Armed Forces, including the National Guard, primarily engaged in national security and related activities.

ART GALLERIES. This industry comprises establishments primarily engaged in retailing original and limited edition art works. Included in this industry are establishments primarily engaged in displaying works of art for retail sale in art galleries.

ART SUPPLIES. Establishments engaged in retail sales of arts and crafts supplies.

ARTS AND GRAPHICS SERVICES. This industry comprises establishments primarily engaged in planning, designing, and managing the production of visual communication in order to convey specific messages or concepts, clarify complex information, or project visual identities. These services can include the design of printed materials, packaging, advertising, signage systems, and corporate identification (logos). This industry also includes commercial artists engaged exclusively in generating drawings and illustrations requiring technical accuracy or interpretative skills.

ASPHALT PRODUCTS MANUFACTURING. A facility preparing asphalt and/or concrete mixtures for street and driveway paving, including contractors engaged in asphalt and/or cement work.

AUCTION HOUSE. A structure or enclosure where goods are sold by auction.

AUDITORIUMS. An open, partially enclosed, or fully enclosed facility used or intended to be used primarily for spectator sports, entertainment events, expositions, and other public gatherings. Typical uses include convention facilities, exhibition halls, and amphitheaters.

AUDITORS & BOOKKEEPERS. See accounting, auditing and bookkeeping.

AUTOMATIC TELLER MACHINE. A type of banking and financial services with automated or self-service banking features with no staff or personnel provided.

AUTOMOBILE SALVAGE YARD. Any establishment which is maintained, used, or operated for storing, keeping, buying and/or selling two or more wrecked, junked, scrapped, ruined, dismantled or inoperable motor vehicles, regardless of the length of time which individual motor vehicles are stored or kept at said establishment. Parts and components of the vehicles in an Automobile Salvage Yard may be sold off as replacement parts to willing customers. Automobile Salvage Yards shall not engage in the recycling or crushing of vehicles (as defined in this definition).
AUTOMOBILES DETAILING. This U.S. industry comprises establishments primarily engaged in cleaning, washing, and/or waxing automotive vehicles such as passenger cars, trucks, vans and trailers.

AUTOMOBILES MANUFACTURING. These establishments are primarily engaged in manufacturing (1) complete automobiles and light duty motor vehicles (i.e. body and chassis or unibody) or (2) chassis only.

AUTOMOBILE, TRUCK, AND MOTORCYCLE SALES. An establishment primarily engaged in the retail sale of new and used automobiles, trucks, motorcycles, motor scooters, mopeds, all-terrain vehicles, snowmobiles, go-carts, utility trailers, and similar items. Shall include any outdoor area where the above-mentioned are stored throughout the day and the night, and are held for the purpose of sale or lease as an entire or complete unit.

AUTOMOTIVE SUPPLIES. This category comprises one or more of the following: (1) establishments known as automotive supply stores primarily engaged in retailing new, used, and/or rebuilt automotive parts and accessories; (2) automotive supply stores that are primarily engaged in both retailing automotive parts and accessories and repairing automobiles; and (3) establishments primarily engaged in retailing and installing automotive accessories. This category also comprises establishments primarily engaged in wholesaling motor vehicle supplies, accessories, tools, and equipment; and new motor vehicle parts (except new tires and tubes).

BAIT AND TACKLE SALES. This category is comprised primarily of establishments that sell fishing supplies.

BAKERIES. This category is comprised of establishments that primarily sell baked goods made on the premises.

BANKS AND FINANCE COMPANIES. A facility engaged in deposit banking or extending credit in the form of loans.

BARBER AND BEAUTY SHOPS. This category comprises establishments primarily engaged in providing hair, nail and skin services such as haircuts, manicures, facials, etc. Procedures that alter skin permanently such as application of permanent makeup or tattoos are not included in this category.

BASEBALL HITTING RANGES. These establishments are primarily engaged in providing recreational facilities for customers who practice hitting baseballs with the use of automated pitching machines.

BASE FLOOD. A flood having a one percent chance of being equaled or exceeded in any given year.

BASE FLOOD ELEVATION (BFE). Means a determination as published in the Flood Insurance Study of the water surface elevations of the base flood. This elevation, when combined with the "Freeboard", establishes the "Regulatory Flood Protection Elevation".

BASEMENT. The lowest level or story which has its floor sub-grade on all sides.
BED AND BREAKFAST. An owner-occupied or manager-occupied residential facility providing rooms for overnight lodging, or lodging and meals.

BEDDING MANUFACTURING. This industry comprises establishments primarily engaged in manufacturing innerspring, box spring, and non-innerspring mattresses, including mattresses for waterbeds.

BICYCLE REPAIR. This category comprises establishments primarily engaged in repairing and servicing bicycles without retailing new bicycles.

BICYCLE SALES AND SERVICE. This category comprises establishments primarily engaged in selling new or used bicycles.

BILLIARD OR POOL HALLS. These establishments are primarily engaged in providing space and equipment for patrons to play billiards or pool.

BLACKSMITH OPERATIONS. These establishments are primarily engaged in manually forging iron or black metal, as opposed to tin or white metal on a small scale, (as opposed to automated or mass forging of the above listed metals).

BLUEPRINTS AND DRAFTING SUPPLIES. These establishments are primarily engaged in selling instruments and/or supplies for draftsmen and blueprint services.

BOAT WORKS MANUFACTURING. This U.S. industry comprises establishments primarily engaged in building boats. Boats are defined as watercraft not built in shipyards and typically of the type suitable or intended for personal use.

BONA FIDE FARM. Crop lands, timber lands, pasture lands, apple orchards, idle or other farm lands as well as any farm houses, barns, poultry houses, and tenant houses for workers, as long as such houses for workers shall be in the same ownership as the farm and located on the farm.

BOOK AND STATIONARY STORES. These establishments are primarily engaged in retailing books and/or stationary.

BOTANICAL GARDENS. These establishments are primarily engaged in the preservation and exhibition of live plant displays.

BOTTLING PLANTS. These establishments are primarily engaged in bottling beverages. Processes may involve (1) combining purchased syrup or flavoring with other liquids and/or (2) carbonating beverages.

BOWLING ALLEY. These establishments primarily operate bowling centers, and often provide food and beverage services for patrons.

BREAKAWAY WALL. A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or the supporting foundation system. A breakaway wall shall have a design safe loading resistance of not less than 10 and no more than 20 ponds per square foot. A wall with loading resistance of
more than 20 ponds per square foot requires a professional engineer or architect's certificate.

BRICK, TILE AND POTTERY YARDS. These establishments are primarily engaged in storage and distribution of brick, tile and pottery, without manufacture.

BUFFERS. The portion of a yard where special plantings may be required by the Zoning Ordinance to separate and partially screen two adjacent land uses that are ordinarily incompatible by virtue of their use.

BUFFER ZONE. The strip of land adjacent to a lake or natural watercourse.

BUILDABLE AREA. The area of a zoning lot remaining after the minimum setback requirements of this Ordinance have been satisfied.

BUILDING ADDITION. An extension or increase in the floor area or height of a building or structure.

BUILDING, see also Structure. Any structure having a roof supported by columns or walls and intended for the shelter, housing, or enclosure of any person, process, equipment, or goods.

BUILDING CLEANING AND MAINTENANCE SERVICES. These establishments primarily clean and maintain building interiors.

BUILDING, PRINCIPAL. The building in which the principal use of the zoning lot is conducted.

BUILDING HEIGHT. HEIGHT, BUILDING. The vertical distance from the average elevation at the finished grade of all the sides of a building, measured at the midpoint of each side to the highest point of a flat roof, or to the deck line of a mansard roof, or the average height level between eaves and ridges for gable, hip, gambrel, and pitch roofs.

BUILDING SUPPLIES AND MATERIALS. An establishment engaged in selling lumber and a general line of building materials and hardware to the public.

BUS GARAGES. These establishments primarily provide parking space for buses.

BUS TERMINAL. A facility for the storage, maintenance, and dispatch of buses or taxis, and associated customer ticketing and waiting areas.

BUSINESS OFFICES. An establishment primarily engaged in providing: engineering, architectural, and surveying services; accounting, auditing, and bookkeeping services; public relations services; legal services; real estate services; the services of insurance agents, brokers and carriers; the services of security and commodity brokers; and the services of bank holding companies.

CABINET SHOPS. These establishments primarily retail specialized lines of kitchen and bath cabinets and countertops to be installed.
CAMERA AND PHOTOGRAPHY SUPPLIES. This industry comprises establishments primarily engaged in either retailing new cameras, photographic equipment, and photographic supplies; or in retailing new cameras and photographic equipment in combination with activities such as repair services and film developing.

CAMPGROUNDS AND RECREATIONAL VEHICLE PARKS. A contiguous site or tract of land under unified ownership intended and designed to accommodate recreational vehicles or tent spaces as temporary living quarters for recreational or vacation purposes.

CANDY STORE. An establishment that primarily retails candy and other confections, nuts, and popcorn that is not for immediate consumption and not made on the premises.

CANVAS GOODS MANUFACTURING. The manufacturing of canvas and canvas-like products, such as awnings, sails, tarpaulins, and tents, from purchased fabrics.

CARDBOARD CONTAINERS MANUFACTURING. These establishments are primarily engaged in converting paperboard into containers without manufacturing paperboard. They may use corrugating, cutting and shaping machinery to form paperboard into containers. Products made by these establishments include boxes; corrugated sheets, pads and pallets; paper dishes; and fiber drums and reels.

CARPET MANUFACTURING. This industry comprises establishments primarily engaged in (1) manufacturing woven, tufted, and other carpets and rugs, such as art squares, floor mattings, needlepunch carpeting, and door mats and mattings, from textile materials or from twisted paper, grasses, reeds, sisal, jute, or rags and/or (2) finishing carpets and rugs.

CARPORT. A roofed structure enclosed on not more than two sides and used for the parking of motor vehicles.

CAR WASH. A facility where motor vehicles are washed, cleaned, and/or waxed by hand or with manually-operated equipment or automatic machinery.

CASE GOODS MANUFACTURING. These establishments are primarily engaged in manufacturing case goods. Case goods are pieces of furniture that are essentially built like a box, such as cabinets, a chest of drawers or a breakfront. These pieces are generally meant for storage, and so their construction often incorporates drawers, doors and shelves.

CEMETERY, PUBLIC. Land and facilities used for burial of the dead meeting the requirements of a perpetual care cemetery under State law. Such a facility includes any burial ground, mausoleum, or columbarium operated by a cemetery company and meeting licensing requirements of the State.

CEMETERY, PRIVATE. Land and facilities used for the burial of the dead, including municipal, private family, farm, church or animal cemeteries, which have not been licensed and do not meet the licensing requirements of a perpetual care cemetery under State law.
CHEMICAL MANUFACTURING. Manufacturing based on the transformation of organic and inorganic raw materials by a chemical process and the formulation of products.

CHEMICAL STORAGE FACILITY. Means a building, portion of a building, or exterior area adjacent to a building used for the storage of any chemically reactive products.

CHILD CARE CENTER. A day care facility in which day care is provided for thirteen or more children when any child is preschool-age; or sixteen or more children when all children are school age.

CHILD DAY CARE (SMALL HOME). A day care operation in which day care is provided for three to five preschool-age children, plus up to three additional school-age children.

CHILDREN’S HOME. A facility engaged in the care of children who have been abandoned or given up for adoption. Home may include living quarters, dining areas, recreation areas, education facility, etc.

CHURCH. A facility of a church or religious organization operated for worship and which may include religious training or study (including fellowship buildings).

CIRCUS, CARNIVAL, FAIR. This category is comprised of live performing arts productions or the organization & promotion of those and similar events such as state fairs, county fairs, agricultural fairs, concerts and festivals.

CLUBS AND LODGES. A building or land used for the activities of a private club or social organization and not adjunct to, or operated as, or in connection with, a public tavern, cafe, or other place open to the public.

COFFEE HOUSE. An informal restaurant primarily offering coffee, tea, and other beverages, and where light refreshments and limited menu meals may also be sold.

COIN-OPERATED LAUNDRY. These establishments are primarily engaged in (1) operating facilities with coin-operated or similar self-service laundry equipment for customer use on the premises and/or (2) supplying and servicing coin-operated or similar self-service laundry equipment for customer use in places of business operated by others, such as apartments and dormitories.

COLLEGE /UNIVERSITY/TECHNICAL COLLEGE. An institution of higher education offering associate, undergraduate and/or graduate degrees.

COMMON OPEN SPACE. The open space land held in common ownership by property or unit owners in a development, normally provided for in the declaration or restrictive covenants and normally in common use.

COMMUNITY CENTER. An area or facility designed to meet the demand for active recreation, including play fields, ball diamonds, parks with picnic and playground equipment, tennis courts, swimming pools, tot lots and similar uses, available to the public and under the management or control of a public agency.
COMPUTER AND DATA PROCESSING SERVICES. A category of services in which the primary service is data processing. This type of facility is primarily devoted to computers, with minimal employment required for monitoring and servicing.

CONCRETE PRODUCTION. This industry comprises establishments such as batch plants or mix plants, primarily engaged in manufacturing concrete delivered to a purchaser in a plastic and unhardened state. Ready-mix concrete manufacturing establishments may mine, quarry, or purchase sand and gravel.

CONCRETE PRODUCTS FABRICATION. These establishments are primarily engaged in fabricating products made of concrete, without producing the concrete used.

CONDITIONAL USE PERMIT. A permit that allows a use of land upon approval by the Planning Board as part of a public hearing process.

CONDITIONAL ZONING DISTRICT. Pursuant to N.C.G.S § 153A-342, a zoning district that does not have any inherent permitted or conditional uses and corresponds with an existing general use zoning district. May also be referred to as "Conditional District" in this Ordinance. Development activities are restricted to those specifically approved by the Board of Commissioners following a legislative public hearing. Conditions to development can be imposed if they are volunteered by the applicant or if they will assist in protecting the health, safety, and general welfare of the public and surrounding community.

CONDITIONAL ZONING DISTRICT SUPPLEMENT. An addendum to a Zoning Permit issued by the Zoning Administrator following a zoning map amendment (i.e. rezoning) to a Conditional Zoning District. This supplement outlines the specific uses permitted and the conditions for development within the district as dictated by the Board of Commissioners following a legislative public hearing.

CONDOMINIUM. A dwelling unit owned as a single-family home within a multiple property together with an undivided portion of ownership in areas and facilities held in common with other property owners in the development. Condominiums may take a number of forms such as attached townhouses, apartments, or other forms of residential structures. The common areas and structures may include underlying land, parking areas, recreation facilities, swimming pools, and in the case of an apartment house, hallways, basements, heating units, and elevators.

CONSTRUCTION, START OF. After issuance of a building permit by the Inspections Department, the first placement of a structure, including a manufactured home, on a site, for which a building inspection is required. This shall include excavation, forming, and bracing for concrete placement; the subsequent installation and tying of steel reinforcements for footings, piles, or columns (if required), the pouring of slabs, or footings, or excavation or the placements of a manufactured home on a foundation.

CONTIGUOUS AREA. Any area which abuts directly on a subject property or is separated from the subject property by a street
or the right-of-way of a railroad or other utility or public service corporation.

CONTRACTOR'S OFFICE. The administrative headquarters for establishments primarily engaged in contracting for construction, renovation, demolition and other types of property development.

CONVENIENCE STORE. Any retail establishment offering for sale gasoline, diesel fuel, kerosene, automotive products, prepackaged food products, household items, and/or other goods commonly associated with the same.

COOPERATIVE WINERY. A winery that is established by a group of grape growers to cater to surrounding vineyards, absent of any on-site winery. The facility is traditionally located independent of any on-site vineyard.

CORN MAZE. A recreational facility that creates a labyrinth utilizing an agricultural product such as corn to create a system of paths. Definition shall apply to "Hay Mazes" as well.

CORNER LOT. See Lot, Corner.

CORRECTIONAL FACILITY. A facility providing housing and care for individuals confined by law, operated under the authority of local, State, or Federal government.

COUNTRY CLUBS. Facilities offering dining and other recreational activities in a membership venue. These establishments often provide food and beverage services, equipment rental services, and golf courses with associated instruction services.

CRAFT STORE. Any business establishment that sales articles of artistic quality, effect, or hand made workmanship. Examples include products created from: candle making, glass blowing, weaving, pottery, woodworking, sculpting, painting, and other associated activities.

CREMATORIUM. A location containing properly installed, certified apparatus intended for use in the act of cremation.

CUL-DE-SAC. A local street having only one end open to traffic with the other end permanently terminated by a vehicular turnaround.

DAIRY, MEAT AND SEAFOOD MARKET. These establishments primarily retail fresh, frozen, or cured meats and poultry. Delicatessen-type establishments primarily engaged in retailing fresh meat are included in this industry, as are dairy products that are not made on the premises.

DANCE HALL. A recreational establishment that primarily provides facilities for dances.

DANCE SCHOOLS. An establishment primarily engaged in offering instruction in the arts, specifically dance.

DELICATESSEN. See dairy, meat and seafood market above.

DENSITY. The ratio of dwelling units permitted on a zoning lot to the area of the zoning lot. Density is expressed in this
Ordinance as the number of units per one acre.

DEPARTMENT STORES. These establishments known as department stores are primarily engaged in retailing a wide range of the following new products, with no one merchandise line predominating: apparel, furniture, appliances and home furnishings, and selected additional items such as paint, hardware, toiletries, cosmetics, photographic equipment, jewelry, toys, and sporting goods. Merchandise lines are normally arranged in separate departments.

DETAILED DEVELOPMENT PLAN. Required when seeking a conditional use permits for wireless communication towers and manufactured home parks. Also required when developing within a Special Zoning District.

DEVELOPMENT. Any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation, or drilling operations, or storage of equipment or materials.

DEVELOPMENT PLAN. Required when seeking approval of a group development. The plan must be scaled, prepared, and certified by a professional surveyor and/or design engineer.

DETECTIVE AGENCY. This U.S. industry comprises establishments primarily engaged in providing investigation and detective services.

DIRECTOR OF PLANNING. The Director of the Surry County Planning Department.

DISCOTHEQUES. A club where recorded music is played for dancing.

DISCOUNT STORES. These retail establishments are primarily engaged in offering a wide range of consumer goods at a substantially lower price than department or specialty stores.

DRAGSTRIP AND RACE TRACKS. This U.S. industry comprises establishments primarily engaged in operating racetracks. These establishments may also present and/or promote the events held in these facilities such as auto, dog and horse races.

DRINKING ESTABLISHMENTS. This industry comprises establishments known as bars, taverns, nightclubs or drinking places primarily engaged in preparing and serving alcoholic beverages for immediate consumption. These establishments may also provide limited food services.

DRUG STORES. This industry comprises establishments known as pharmacies and drug stores engaged in retailing prescription or nonprescription drugs and medicines.

DRY CLEANERS. These establishments are primarily engaged in (1) providing drycleaning services (except coin-operated); (2) providing laundering services (except coin-operated, linen or uniform supply); (3) providing dropoff and pickup sites for laundries and (4) providing specialty cleaning services for garments and other textile items such as fur, leather, draperies, etc. (except for carpets and upholstery). Any combination of the above is included in this definition.
DRY CLEANING PLANTS. These establishments may perform any or all of the services of dry cleaners as listed above, but do not participate in retailing the services to the final consumer.

DWELLING, ADDITIONAL. Additional dwelling units may be constructed on lots where a density of 10-acres per dwelling unit exists. The appropriate zoning district will dictate the type of dwelling units permitted. This provides an option from subdividing lots or zoning lots for additional dwellings. However, this provision does not supercede the definition of a manufactured home park in this Ordinance. Nor does it supercede or negate the Owner-Occupied and Family Cluster provisions found in Article 13, Section 1.C.

DWELLING, DUPLEX. A single-family dwelling that is connected on only one side by means of a common dividing structural or load bearing party wall of at least ten linear feet to another single-family dwelling.

DWELLING, SINGLE FAMILY (MODULAR). A dwelling unit constructed in accordance with the standards set forth in the North Carolina State Building Code and composed of components substantially assembled in a manufacturing plant and transported to the building site for final assembly on a permanent foundation.

DWELLING, SINGLE FAMILY (ON-SITE STICK-BUILT). A detached building constructed completely on-site and in no way utilizing pre-fabricated sections or modules to construct the dwelling.

DWELLING, MULTIFAMILY. A detached building constructed on-site in compliance with the North Carolina State Building Code and designed for three or more dwelling units.

EASEMENT. A grant of one or more of the property rights for a specific purpose by the property owner to, or for the use by, the public or another person.

ECO-TOURISM ENTERPRISE. Tourism activities and facilities which focus on visitation and observation of our education about natural history, indigenous ecosystems, native plant or animal species, natural scenery, or other features of natural environment. Eco-tourism enterprises may include cultural activities related to such activities or work projects that tend to conserve or safeguard the integrity of a natural feature, habitat, or ecosystem. Facilities for an eco-tourism enterprise may include recreational outfitters. Eco-tourism tends to result in a minimal or positive impact on the features observed or visited or tends to produce economic benefits from conservation.

ELECTRICAL APPLIANCE SALES. These establishments are primarily engaged in the sale of household electrical appliances.

ELECTRICAL APPLIANCES AND EQUIPMENT MANUFACTURING. These establishments are primarily engaged in the manufacture of electrical appliances and/or electrical equipment.

ELECTRONIC AND ELECTRICAL REPAIR. These establishments are primarily engaged in repairing and maintaining consumer electronics such as televisions, stereos, speakers, video recorders, CD players, radios and cameras without retailing new consumer electronics.
ELEVATED BUILDING. Means a non-basement building which has its reference level raised above ground level by foundation walls, shear walls, posts, piers, pilings, or columns.

EMPLOYMENT AGENCY. This industry comprises establishments primarily engaged in listing employment vacancies and in referring or placing applicants for employment. The individuals referred or placed are not employees of the employment agencies.

EMS DEPARTMENT. Surry County Emergency Services Department.

ENCROACHMENT, FLOODPLAIN. Means the advance or infringement of uses, fill, excavation, buildings, permanent structures or development into a floodplain, which may impede or alter the flow capacity of a floodplain.

ENGINEER. A person licensed to practice engineering in the State of North Carolina.

ENVIRONMENTAL HEALTH. Surry County Environmental Health Department.

EQUIPMENT RENTAL. This industry group comprises establishments primarily engaged in renting or leasing commercial-type and industrial-type machinery and equipment. The types of establishments included in this industry group are generally involved in providing capital or investment-type equipment that clients use in their business operations. These establishments typically cater to a business clientele and do not generally operate a retail-like or store-front facility.

EROSION. The wearing away of land surface by the action of wind, water, gravity, or any combination thereof.

EROSION CONTROL ACT. The North Carolina Sedimentation Pollution Control Act of 1973 and all rules and orders adopted pursuant to it and amendments. (Regulated by NCDENR)

EROSION, NATURAL. The wearing away of the earth's surface by water, wind, or other natural agents under natural environmental conditions undisturbed by man.

EXECUTIVE OR INSTITUTIONAL RETREAT. A facility used for professional, educational, or religious conclaves, meetings, conferences, or seminars and which may provide meals, housing, and recreation for participants during the period of the retreat or program only. Such facilities may not be utilized by the general public for meals or overnight accommodations. Housing for participants may be in lodges, dormitories, sleeping cabins (with or without bathrooms), or in such other temporary quarters as may be approved, but kitchen and dining facilities shall be located in a single centrally located building or buildings.

EXPLOSIVES MANUFACTURING AND STORAGE. This industry comprises establishments primarily engaged in manufacturing and/or storing explosives and/or explosive parts as listed in NAICS 325920.

EXTERMINATORS. This industry comprises establishments primarily engaged in exterminating and controlling birds, mosquitoes, rodents, termites and other insects and pests (except for crop production and forestry production). Establishments providing fumigation services are included in this industry.
FABRIC STORES. These establishments primarily retail products such as new sewing supplies, fabrics, patterns, yarns and other needlework accessories, or retail these products in combination with selling new sewing machines.

FAMILY. One or more persons related by blood, adoption, or marriage, and their foster parents, or children, or stepparents, or stepchildren, living together in a single dwelling unit; or a number of persons eighteen years or older, not exceeding four and their children or stepchildren under eighteen years of age, living together in a single dwelling unit, though not all related by blood, adoption, or marriage; and such domestic servants as are employed on the same premises. A family may include five or fewer foster children placed in a family foster home licensed by the State of North Carolina. The term family shall not be construed to include any group of persons living together as a fraternal, sororal, social, honorary, or professional organization.

For the purposes of this definition, the following persons shall be considered related by blood: (A) any relative of the head of household or of the spouse (whether living or dead) of the head of household to the third degree of collateral consanguinity, or to any degree of lineal consanguinity, as defined in State law; and (B) a parent or child by adoption, marriage, or legitimization of any person (including the head of household or spouse of the head of household) described in (A) above; and (C) a dependent, as defined in State law, of any person described in (A) or (B) above.

FAMILY CARE HOME A. A transitional housing facility with support and supervisory personnel licensed by the State of North Carolina or operated by a nonprofit corporation chartered pursuant to Chapter SSA, North Carolina General Statutes, which provides room and board, personal care and rehabilitation services in a supportive family environment for not more than three (3) residents per bedroom in the facility, exclusive of supervisory personnel, including but not limited to, handicapped persons, older adults, foster children, abused individuals, homeless persons, and those recovering from drug or alcohol abuse. This use shall include Family Care Homes, as defined in North Carolina General Statute 168-21. This use shall not serve primarily as an alternative to incarceration, shall not include individuals who are dangerous to others, as defined in North Carolina General Statute 122C3-(11)b, and shall not include persons living together as a fraternal, sororal, social, honorary, or professional organization.

FAMILY MEMBERS, DIRECT. Direct lineal decedents (children, grandchildren, and great grandchildren) and direct lineal ascendants (father, mother, grandfather and grandmother); and brothers, sisters, nieces and nephews.

FARM-BASED TOURISM ENTERPRISES. For-profit tourism activities that focus on the visitation of farms by allowing visitors to experience farm life or providing a service to visitors that showcases and sales the yield or products grown on the farm. Use which fall under this definition include, but not limited to, farm markets, homegrown restaurants, and participatory farms.

FARM MACHINERY MANUFACTURING. These establishments are primarily engaged in manufacturing agricultural and farm machinery and equipment, as well as other turf and grounds care equipment.
including planting, harvesting, and grass mowing equipment (except lawn and garden-type).

FARM MARKETS. An accessory use to a working or active farm which includes the sale of horticulture or agricultural products, including, perennial, annuals, bulbs, dried flowers, compost, Christmas trees, fresh produce, honey, cider, and similar agricultural products. A minimum of 50% of the products sold must be agricultural products produced on-site. Farm markets shall be operated on the parcel or one of the parcels of the working farm.

FARMER'S MARKET, COMMUNITY-SCALE. A facility that is 4,999 square feet in size or smaller that offers for sale fresh agricultural products directly to the consumer in a market setting that caters to the immediate community. Farmer's markets include multiple vendors who offer homegrown produce raised by the vendor or produce bought by the vendor on consignment, for retail sale.

FARMER'S MARKET, REGIONAL-SCALE. A facility that is 5,000 square feet in size or larger that offers for sale fresh agricultural products directly to the consumer in a market setting that caters to a regional area. Farmer's markets include multiple vendors who offer homegrown produce raised by the vendor or produce bought by the vendor on consignment, for retail sale.

FARM SUPPLIES. These establishments are primarily engaged in selling farm supplies such as animal feeds, fertilizers, agricultural chemicals, pesticides, plant seeds and plant bulbs.

FARM TENANT HOUSING. A dwelling unit occupied by the family of a person employed in agriculture-related activities on the premises.

FARM/HEAVY EQUIPMENT SALES AND RENTAL. These establishments are primarily engaged in selling and/or renting specialized machinery, equipment and related parts generally used in agricultural, farm, and lawn and garden activities.

FEDERAL STYLE. Architecture style strongly influenced by the 'Adam-style' and a post-colonial successor to 'Georgian-style' found in the United States ca. 1776-early 1800's. Style is symmetrical in elevation and plan, often with relatively simple brick or clapboard exterior walls and ornamentation at the entrance, such as a paneled door with fanlight and sidelights.

FEDERAL AVIATION ADMINISTRATION (FAA). Federal government organization appointed to regulate air travel.

FEDERAL COMMUNICATIONS COMMISSION (FCC). Federal government organization appointed to regulate wireless communications.

FERTILIZERS MANUFACTURING AND STORAGE. These establishments are primarily engaged in one or more of the following: (1) manufacturing and/or storing nitrogenous or phosphatic fertilizer materials; (2) manufacturing and/or storing fertilizers from sewage or animal waste; (3) manufacturing and/or storing nitrogenous or phosphatic materials and mixing with other ingredients into fertilizers; and (4) mixing ingredients made elsewhere into fertilizers.
FIBERGLASS MANUFACTURING AND STORAGE. These establishments are primarily engaged in the manufacturing or storage of fiberglass. During manufacture very thin glass filaments are made into textile or paper products, or are embedded in plastic or other substances for use as a construction or insulating material.

FIRE MARSHALL. Surry County Fire Marshall’s Office.

FIRING RANGE, INDOOR. An enclosed facility used for the discharge of firearms at targets.

FIRING RANGE, OUTDOOR. An outdoor facility used for the discharge of firearms at targets.

FLEA MARKETS (INDOOR). These indoor establishments house vendors primarily engaged in retailing merchandise (except fuel and/or food for immediate consumption) via direct sale to the customer, including used merchandise, antiques and secondhand goods (except motor vehicles, such as automobiles, RVs, motorcycles, and boats; motor vehicle parts; tires; and mobile homes).

FLOOD. A general and temporary condition of partial or complete inundation of normally dry land areas from: (a) the overflow of inland or tidal waters; and (b) the unusual and rapid accumulation of runoff of surface waters from any source.

FLOOD BOUNDARY AND FLOODWAY MAP (FBFM). Means an official map of a community, issued by the Federal Emergency Management Agency, on which the Special Flood Hazard Areas and the floodways are delineated. This official map is a supplement to and shall be used in conjunction with the Flood Insurance Rate Map (FIRM).

FLOOD HAZARD BOUNDARY MAP (FHBM). Means an official map of a community, issued by the Federal Emergency Management Agency, where the boundaries of the Special Flood Hazard Areas have been defined as Zone A.

FLOOD INSURANCE. Means the insurance coverage provided under the National Flood Insurance Program.

FLOOD INSURANCE RATE MAP (FIRM). An official map of the community, issued by the Federal Emergency Management Agency (FEMA), on which both the Special Flood Hazard Areas and the risk premium zones applicable to the community are delineated.

FLOOD INSURANCE STUDY (FIS). Means an examination, evaluation, and determination of flood hazard areas, corresponding water surface elevations (if appropriate), flood insurance risk zones, and other flood data in a community issued by the Federal Emergency Management Agency. The Flood Insurance Study report includes Flood Insurance Rate Maps (FIRMs) and Flood Boundary and Floodway Maps (FBFMs), if published.

FLOOD PRONE AREA. See “Floodplain”

FLOODPLAIN. Means any land area susceptible to being inundated by water from any source.

FLOODPLAIN ADMINISTRATOR. See “Zoning Administrator”.

FLOODPLAIN DEVELOPMENT PERMIT. Means any type of permit that is required in conformance with the provisions of this ordinance, prior to the commencement of any development activity.
FLOODPLAIN MANAGEMENT. Means the operation of an overall program of corrective and preventive measures for reducing flood damage and preserving and enhancing, where possible, natural resources in the floodplain, including, but not limited to, emergency preparedness plans, flood control works, floodplain management regulations, and open space plans.

FLOODPLAIN REGULATIONS. Means this ordinance and other ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances, and other applications of police power which control development in flood-prone areas. This term describes federal, state or local regulations, in any combination thereof, which provide standards for preventing and reducing flood loss and damage.

FLOODPROOFING. Means any combination of structural and nonstructural additions, changes, or adjustments to structures, which reduce or eliminate risk of flood damage to real estate or improved real property, water and sanitation facilities, or structures with their contents.

FLOODWAY. Means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one (1) foot.

FLOOD ZONE. Means a geographical area shown on a Flood Hazard Boundary Map or Flood Insurance Rate Map that reflects the severity or type of flooding in the area.

FLOOR AREA, GROSS. The total number of square feet on all floors of a building, as measured from the outside faces of the building.

FLOOR COVERING STORES. This industry comprises establishments primarily engaged in retailing new floor coverings, such as rugs and carpets, vinyl floor coverings, and floor tile (except ceramic or wood only); or retailing new floor coverings in combination with installation and repair services.

FLORISTS. This industry is comprised of establishments known as florists that are primarily engaged in retailing cut flowers, floral arrangements, and potted plants purchased from others. These establishments usually prepare the arrangements they sell.

FLOUR AND FEED MILLS. This U.S. industry comprises establishments primarily engaged in (1) milling flour or meal from grains (except rice) or vegetables and/or (2) milling flour and preparing flour mixes or doughs and/or (3) manufacturing animal feed products from grain, oilseed mill products and meat products.

FOOD AND FOOD PRODUCTS MANUFACTURING. Industries in the Food Manufacturing subsector transform livestock and agricultural products into products for intermediate or final consumption. The food products manufactured in these establishments are typically sold to wholesalers or retailers for distribution to consumers, but establishments primarily engaged in retailing bakery and candy products made on the premises, but not for immediate consumption, are included. Beverage manufacturing is not included in this category.
FOOD CATERING. This industry comprises establishments primarily engaged in providing single event-based food services. These establishments generally have equipment and vehicles to transport meals and snacks to events and/or prepare food at an off-premise site. Banquet halls with catering staff are included in this industry. Examples of events catered by establishments in this industry are graduation parties, wedding receptions, business or retirement luncheons and trade shows.

FOOD OR DRUG STORE. An establishment primarily engaged in selling food for home preparation and consumption, or prescription drugs, nonprescription medicines, and related lines.

FORESTRY. Industries in the Forestry and Logging subsector grow and harvest timber on a long production cycle (i.e., of 10 years or more). Long production cycles use different production processes than short production cycles, which require more horticultural interventions prior to harvest, resulting in processes more similar to those found in the Crop Production subsector. Industries in this subsector specialize in different stages of the production cycle. Reforestation requires production of seedlings in specialized nurseries. Timber production requires natural forest or suitable areas of land that are available for a long duration. The maturation time for timber depends upon the species of tree, the climatic conditions of the region, and the intended purpose of the timber. The harvesting of timber (except when done on an extremely small scale) requires specialized machinery unique to the industry. Establishments gathering forest products such as gums, barks, balsam needles, rhizomes, fibers, Spanish moss, ginseng and truffles, are also included in this subsector.

FOUNDRIES. This industry group comprises establishments primarily engaged in pouring molten metal into molds or dies to form castings. Establishments that make castings and carry out further manufacturing processes, such as machining or assembling a specific manufactured product, are classified in the industry of the finished product. Foundries may perform operations such as cleaning and deburring on the castings they manufacture.

FREEBOARD. Means the height added to the Base Flood Elevation (BFE) to account for watershed development as well as limitations of the engineering methodologies for the determination of flood elevations. The freeboard plus the Base Flood Elevation establishes the “Regulatory Flood Protection Elevation”.

FRONT LOT LINE. See Lot Line, Front. FRONT YARD. See Yard, Front.

FRONTAGE. The property abutting on one side of a street measured along the street right-of-way line.

FUNERAL HOME. An establishment engaged in undertaking services, such as preparing the human dead for burial and in arranging and managing funerals. This definition includes on-site crematories and mortuaries.

FUNCTIONALLY DEPENDENT FACILITY. Means a facility which cannot be used for its intended purpose unless it is located in close proximity to water, such as a docking or port facility necessary
for the loading and unloading of cargo or passengers, shipbuilding, or ship repair. The term does not include long-term storage, manufacture, sales, or service facilities.

FURNITURE AND HOME FURNISHINGS STORE. An establishment primarily engaged in the retail sale of new or used household furniture, floor coverings, draperies, curtains, and upholstery materials, and miscellaneous home furnishings, such as bedding and linens, lamps and shades, mirrors, venetian blinds, and window shades.

FURNITURE MANUFACTURING. Industries in the Furniture and Related Product Manufacturing subsector make furniture and related articles such as mattresses, window blinds, cabinets and fixtures. The processes used in the manufacture of furniture include the cutting, bending, molding, laminating, and assembly of such materials as wood, metal, glass, plastics, and rattan. The integrated design of the article for both esthetic and functional qualities is also a major part of the process of manufacturing furniture.

FURNITURE REFINISHING AND REPAIR. This industry comprises establishments primarily engaged in one or more of the following: (1) reupholstering furniture; (2) refinishing furniture; (3) repairing furniture; and (4) repairing and restoring furniture.

FURRIERS. These establishments are primarily engaged in selling garments made of fur.

GAS OR SERVICE STATION. This industry comprises establishments engaged in retailing automotive fuels (e.g., diesel fuel, gasohol, gasoline) in combination with convenience store or food mart items. These establishments can either be in a convenience store (i.e., food mart) setting or a gasoline station setting. These establishments may also provide automotive repair services.

GENERAL CONTRACTOR’S OFFICE. An establishment providing general contracting and/or building construction services for residential, farm, industrial, or commercial uses, and which does not involve outdoor storage of machinery or equipment.

GENERAL STORE. A single store which offers for sale primarily, most of the following articles: milk, bread, cheese, canned and bottled foods, bottled drinks, tobacco products, candy, papers and magazines, general hardware items, clothing, and local crafts, among other retail items. The store may also have a snack bar for prepared food, either prepared on-site or off-site, for consumption, but is smaller than a full-service restaurant and is incidental to the general store activities.

GIFT SHOPS. This industry comprises establishments primarily engaged in retailing new gifts, novelty merchandise, souvenirs, greeting cards, seasonal and holiday decorations and curios.

GLASS PRODUCTS MANUFACTURING. This industry comprises establishments primarily engaged in manufacturing glass and/or glass products. Establishments in this industry may manufacture glass and/or glass products by melting silica sand or cullet, or by purchasing glass.

GO-CART TRACK. These establishments are primarily engaged in operating racetracks for go-carts.
GOLF COURSE. An area designed for golf, not including a Par 3 golf course, having at least nine holes, each with a tee, fairway, green, and one or more hazards. A clubhouse, pool and other facilities associated with a country club built around a golf course are considered part of the golf course.

GOLF DRIVING RANGE (INDEPENDENT). An open-air golf practice facility operated independently of an on-site golf course.

GOTHIC REVIVAL STYLE. Architecture that is an imitation of various medieval Gothic architectural styles starting at the beginning of the 19th century and widespread during the years 1840-1870. Typical elements include symmetrical facades, gable dormers, steeply pitched roofs with cross gables, scrollwork bargeboards, and hood molds over square-headed or point-arched windows. Common architecture for churches, colleges, and rural houses.

GOVERNMENTAL MAINTENANCE FACILITY. These facilities are used by government for storage and/or maintenance purposes.

GREEK REVIVAL STYLE. A style of architecture based on Classic Greek temples. Typical elements include low-pitch gable or hipped roofs, pedimented gable ends, simple architrave bands at the eaves, entry porches with Doric style columns and entablature, front door with narrow sidelights and rectangular fanlight, multi-paned double-hung or triple-hung windows (common in the United States ca. 1820-1860).

GREENHOUSES, PRIVATE. A small facility where plants are grown for personal use, not for retail or commercial sale.

GREENHOUSES AND NURSERIES, COMMERCIAL. An establishment primarily engaged in the retail sale of trees, shrubs, other plants, seeds, bulbs, mulches, soil conditioners, fertilizers, pesticides, garden tools, and other garden supplies to the general public. These establishments primarily sell products purchased from others, but may sell some plants which are grown at the establishment.

GREENWAY. A linear open space along a natural or constructed corridor which may be used for pedestrian or bicycle passage. Greenways often link areas of activity, such as parks, cultural features, or historic sites with each other and with populated areas.

GROSS FLOOR AREA. The total area of any buildings in the project, including the basements, mezzanines and upper floors, exclusive of stairways and elevator shafts. It excludes separate service facilities outside the buildings such as boiler rooms and maintenance shops.

GROUND COVER. Any natural vegetative growth or other material which renders the soil surface stable against accelerated erosion. (EROSION CONTROL)

GROUP DEVELOPMENT: Development where two or more structures are to be constructed on a single parcel, which is not intended to be subdivided. These include, but are not limited to; manufactured home parks, mini-warehousing, multi-family developments, and shopping centers.
GUEST HOUSE (ON-SITE STICK-BUILT). An attached or detached dwelling that provides living quarters for guests which a) may or may not contain cooking facilities; b) the total square footage of the house is no greater than 60% of the total square footage of the principal residence on the same zoning lot; and is clearly subordinate and incidental to the principal residence on the same zoning lot; c) is a stick-built structure; and d) is not rented or leased, whether compensation is direct or indirect.

GUN AND AMMUNITION SALES. These establishments are primarily engaged in sales of small firearms to be carried and fired by the same individual making the purchase, and/or engaged in sales of ammunition for small firearms.

GUNSMITH. These establishments are primarily engaged in forging small firearms.

HARDWARE STORE. An establishment primarily engaged in the retail sale of a number of basic hardware lines, such as tools, builder's hardware, paint, glass, housewares, household appliances, and cutlery.

HARDYPLANK. A dense, smooth-surfaced composition board composed of highly compressed fibers, designed to imitate wood or concrete construction. Varieties include: Masonite.

HATCHERIES. An establishment where the eggs or fry of fish or chickens are incubated and raised for commercial purposes.

HAZARDOUS MATERIAL. Any substance listed as such in the Superfund Amendments and Reauthorization Act (SARA) Section 302, Extremely Hazardous Substances; the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) Hazardous Substances; or Section 311 of the Clean Water Act (CWA) (oil and hazardous substances).

HAZARDOUS SUBSTANCE. Any chemical defined as a physical hazard or a health hazard under standards of North Carolina Administrative Code 7C.0101(a)(105). Physical hazards include, but are not limited to, chemicals which are combustible, explosive, flammable, and reactive. Health hazards include, but are not limited to, chemicals which are carcinogens, toxins, corrosives, and irritants.

HAZARDOUS WASTE MANAGEMENT FACILITY. Means a facility for the collection, storage, processing, treatment, recycling, recovery, or disposal of hazardous waste as defined in NCGS Article 9 of Chapter 130A.

HEALTH CLUBS. This industry comprises establishments primarily engaged in operating fitness and recreational sports facilities that feature exercise and other active physical fitness conditioning, or recreational sports activities such as swimming, skating, or racquet sports.

HEALTH PRACTITIONER'S OFFICE. This industry comprises establishments of health practitioners having the degree of M.D. (Doctor of medicine) or D.O. (Doctor of osteopathy) primarily engaged in the independent practice of general or specialized medicine (e.g., anesthesiology, oncology, ophthalmology, psychiatry) or surgery. These practitioners operate private or group practices in their own offices (e.g., centers, clinics) or
in the facilities of others such as hospitals or HMO medical centers.

HEATING AND REFRIGERATION SHOPS. This industry comprises establishments primarily engaged in selling warm air heating and air-conditioning equipment and supplies and/or refrigeration equipment (except household-type refrigerators, freezers and air-conditioners).

HEAVY EQUIPMENT MANUFACTURING. These establishments are primarily engaged in manufacturing heavy equipment such as that used for construction and industrial manufacturing.

HIGHEST ADJACENT GRADE (HAG). Means the highest natural elevation of the ground surface, prior to construction, immediately next to the proposed walls of the structure.

HISTORIC PROPERTY VENTURES. Retail and service uses utilized in conjunction with an established historic property or historic district, as designated by the North Carolina State Historic Preservation Office or the United States Department of the Interior.

HISTORIC STRUCTURE. Means any structure that is:

(a) listed individually in the National Register of Historic Places (a listing maintained by the US Department of Interior) or preliminarily determined by the Secretary of Interior as meeting the requirements for individual listing on the National Register;

(b) certified or preliminarily determined by the Secretary of Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

(c) individually listed on a local inventory of historic landmarks in communities with a “Certified Local Government (CLG) Program”;

(d) certified as contributing to the historical significance of a historic district designated by a community with a “Certified Local Government (CLG) Program”; or

(e) identified in “Simple Treasures: The Architectural Legacy of Surry County” ((e) does not apply as a definition for an ‘historic structure’ as it relates to Flood Hazard Areas).

HOBBY, TOY AND CRAFT STORES. This industry comprises establishments primarily engaged in retailing new toys, games, and hobby and craft supplies (except needlecraft).

HOME OCCUPATION. Any profession or occupation carried on by a member of a family or a member of a recognized profession residing on the premises, provided that no merchandise or commodity is sold or offered for sale on the premises and that no mechanical equipment is installed or used except such that is normally used for domestic or professional purposes, and provided that not over twenty-five percent of the total actual floor area of any structure is used for home occupation (work within he home) or professional purposes and that all parking generated by the conduct of such home occupation be off the street and other than in a required front yard. A sign may be used in conjunction with the home occupation but shall not be larger than four square feet.
HOME OCCUPATION OF A COMMERCIAL NATURE. A detached commercial use of greater scale than the traditional home occupation, but which is still secondary and incidental to the residential use, but not including agricultural or horticultural activities.

HOMEGROWN RESTAURANT. Farm-based, tourism driven restaurants that serve food and beverages primarily to customers seated at tables or counters located within the building or designated outdoor seating areas. At a minimum, 50% of the food which is served at this type of restaurant must be grown on-site, or on nearby farms in the same ownership.

HOSIERY MILLS. This industry comprises establishments primarily engaged in knitting, or knitting and finishing hosiery and socks.

HOSPITAL. A facility providing medical, psychiatric, or surgical services for sick or injured persons, including emergency treatment, diagnostic services, training, research, and administration.

HOTEL OR MOTEL. A building or group of buildings used principally to provide shelter, with or without meals, for not fewer than four paying guests.

HUD. United States Department of Housing and Urban Development.

ICE CREAM PARLOR. An establishment engaged in sales of ice cream and other related dairy products, as well as related retail sales.

ICE MANUFACTURING. This U.S. industry comprises establishments primarily engaged in manufacturing ice.

IMPROVEMENT. Any structure or constructed feature not included under the definition of structure.

INDUSTRIAL SUPPLIES AND EQUIPMENT. This industry comprises establishments primarily engaged in manufacturing or wholesaling (1) machinery & equipment and/or (2) supplies used in machinery and equipment that is generally utilized in manufacturing, oil well, and warehousing activities.

INOPERATIVE OR UNLICENSED VEHICLES. Any type of motor vehicle or motorcycle that cannot be self-propelled or moved in a manner in which it originally was intended to move; is partially dismantled or wrecked; or does not have the proper valid North Carolina state registration stickers.

INSPECTIONS DEPARTMENT. Surry County Inspections Department

INSURANCE AGENCY. This industry comprises establishments primarily engaged in acting as agents (i.e., brokers) in selling annuities and insurance policies.

INTERIOR DESIGNERS. This industry includes interior decorating consultants engaged exclusively in providing aesthetic services associated with interior spaces, but may also include establishments primarily engaged in planning, designing, and administering projects in interior spaces to meet the physical and aesthetic needs of people using them. The industry may take into consideration building codes, health and safety
regulations, traffic patterns and floor planning, mechanical and electrical needs, and interior fittings and furniture.

JEWELRY STORES. This industry comprises establishments primarily engaged in retailing one or more of the following items: (1) new jewelry (except costume jewelry); (2) new sterling and plated silverware; and (3) new watches and clocks. Also included are establishments retailing these new products in combination with lapidary work and/or repair services.

JUNK. Old or scrapped copper, brass, rope, rags, batteries, paper, trash, rubber, debris, waste, dismantled or wrecked vehicles or parts thereof, iron, steel, and other old or scrap ferrous or nonferrous material.

JUNKYARD. Any open area which is maintained, operated, or used for storing, keeping, salvaging, abandoning, buying or selling junk regardless of length of time that junk is stored or kept but shall not include County operated facilities. The processing, dismantling, or disassembling of these items is prohibited.

KENNEL. Any facility used for the purpose of boarding animals, excluding horses, cattle, swine, sheep, goats, geese or peafowl. Kennels may conduct other such incidental activities, such as the sale of animals, treatment of the animals, grooming or cleaning, and the sale of pet supplies. In addition, any establishment wherein any person engages in business or practice, for fee, of boarding, breeding, grooming, letting for hire, or training of more than three domesticated animals at any one time; or an establishment wherein any person engages in the business or practice, for a fee, of selling more than one litter of domesticated animals at any one time or the selling of any three individual domesticated animals (not defined as litter herein) at any one time. Domesticated animals, for the purpose of this ordinance, shall be defined as dogs, cats, and other generally accepted household pets. Litter, for the purpose of this Ordinance, shall be defined as the progeny resulting from the breeding of two domesticated animals. The following shall not constitute the operation of a kennel as defined above and in no way shall this provision regulate the following:

(a) The ownership of domesticated animals as household pets;
(b) The ownership of domesticated animals for hunting or tracking purposes;
(c) The ownership of domesticated animals for the purpose of exhibiting at shows, obedience or field trials; and
(d) The ownership of domesticated animals for the purpose of protection or guarding of residences or commercial establishments.

KNITTING MILLS. This industry group comprises establishments primarily engaged in knitting apparel, or knitting fabric and then manufacturing apparel. This industry group includes jobbers performing entrepreneurial functions involved in knitting apparel and accessories. Knitting fabric, without manufacturing apparel, is classified in NAICS Subsector 313, Textile Mills.

LAKE OR NATURAL WATERCOURSE. Any stream, river, brook, swamp, sound, bay, creek, run, branch, canal, waterway, estuary, and any reservoir, lake or pond, natural or impounded, in which
sediment may be moved or carried in suspension, and which could be damaged by accumulation of sediment.

LAND DISTURBING ACTIVITY. Any use of the land by any person in residential, industrial, educational, institutional, or commercial development, highway and road construction and maintenance, that results in a change in the natural cover or topography that may cause or contribute to sedimentation.

LANDFILL, CONSTRUCTION AND DEMOLITION. A landfill which accepts construction or demolition debris or waste including solid waste from construction, remodeling, repair or demolition operations on pavement, buildings, or other structures.

LANDFILL, SANITARY. A facility for the disposal of all types of solid wastes, excluding hazardous wastes or toxic substances.

LANDOWNER. Any owner of a legal or equitable interest in real property, including the heirs, devise, successors, assigns and personal representative of such owner. The owner may allow a person holding a valid option to purchase, to act as his agent or representative for purposes of submitting a proposed site-specific development plan in the manner allowed by this Ordinance.

LANDSCAPE ARCHITECT. A person licensed to use the title of landscape architect in the State of North Carolina.

LANDSCAPERS. These professionals are (1) primarily engaged in providing landscape care, maintenance services and/or installing trees, shrubs, plants, lawns, or gardens and (2) primarily engaged in providing these services along with the design of landscape plans and/or the construction (i.e., installation) of walkways, retaining walls, decks, fences, ponds, and similar structures.

LAWN AND GARDEN CARE. This industry comprises (1) establishments primarily engaged in providing landscape care and maintenance services and/or installing trees, shrubs, plants, lawns, or gardens and (2) establishments primarily engaged in providing these services along with the design of landscape plans and/or the construction (i.e., installation) of walkways, retaining walls, decks, fences, ponds, and similar structures.

LAWN AND GARDEN SUPPLIES. This industry comprises establishments primarily engaged in retailing nursery and garden products such as trees, shrubs, plants, seeds, bulbs, and sod that are predominantly grown elsewhere. These establishments may sell a limited amount of a product they grow themselves.

LAWNMOWER REPAIR. This U.S. industry comprises establishments primarily engaged in repairing and servicing home and garden equipment without retailing new home and garden equipment such as lawnmowers, handheld power tools, edgers, snow- and leaf-blowers, and trimmers.

LEATHER PRODUCTS MANUFACTURING. Establishments in the Leather and Allied Product Manufacturing subsector transform hides into leather by tanning or curing and fabricating the leather into products for final consumption. It also includes the manufacture of similar products from other materials including products (except apparel) made from "leather substitutes," such as rubber, plastics, or textiles. Rubber footwear, textile luggage,
and plastics purses or wallets are examples of "leather substitute" products included in this group. The products made from leather substitutes are included in this subsector because they are made in similar ways leather products are made (e.g., luggage). They are made in the same establishments, so it is not practical to separate them.

LEVEE. A man-made structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, or divert the flow of water so as to provide protection from temporary flooding.

LEVEE SYSTEM. A flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

LIBRARY, PUBLIC. A publicly operated facility housing a collection of books, magazines, audio and videotapes, or other material for use by the general public.

LINEN AND UNIFORM SUPPLY SERVICES. This U.S. industry comprises establishments primarily engaged in supplying, on a rental or contract basis, laundered items, such as table and bed linens, towels, diapers, and uniforms, gowns, or coats of the type used by doctors, nurses, barbers, beauticians, and waitresses.

LIQUOR STORE. An establishment regulated by the Alcoholic Beverage Control Board selling alcoholic beverages.

LIVESTOCK, NON-FARM. Possession of livestock on a residential lot for non-agricultural purposes, rather recreation and/or pleasure (i.e. horses, swine, goats, etc.).

LIVESTOCK SALE BARNS. These are facilities where livestock producers gather to sell their livestock and where the livestock is temporarily housed during this process.

LIVESTOCK SALES. A commercial establishment wherein livestock is collected for sale or auctioning.

LOCAL ORDINANCE OFFICER. Designee or such other person in the Planning Department as the adopting jurisdiction may designate as the officer principally responsible for the enforcement of this Ordinance.

LOCKSMITH. This U.S. industry comprises establishments primarily engaged in (1) selling mechanical or electronic locking devices, safes and security vaults, along with installation, repair, rebuilding, or adjusting services or (2) installing, repairing, rebuilding, and adjusting mechanical or electronic locking devices, safes, and security vaults.

LOG HOME MANUFACTURING. A facility where all components of log homes are produced and shipped to work sites.

LOT. A parcel of land, the boundaries of which are established by some legal instrument such as a deed or a recorded plat (but not tax map) and which is recognized as a separate tract for purposes of transfer of title, in single ownership occupied or intended for occupancy by a principal building together with its accessory buildings including the open space required under this Ordinance. For purposes of this Ordinance, the word "lot" shall
mean any number of contiguous lots or portions of lots upon which one principal building and its accessory buildings are located or are intended to be located that are intended for occupancy.

LOT, ADJACENT. Any lot or parcel, which has a common boundary, right-of-way, or easement with the subject lot.

LOT, CORNER. A lot abutting two or more streets at their intersection, or upon two parts of the same street, forming an interior angle of less than one hundred thirty-five degrees as measured at the centerline of the street. The point of intersection of the street right-of-way lines, or of the street right-of-way lines as extended, is the corner.

LOT COVERAGE. That portion of the lot area, expressed as a percent that is covered by impervious surface cover.

LOT, DOUBLE FRONTAGE. A lot having frontage and access on two or more streets. A corner lot shall not be considered as having double frontage unless it has frontage and access on three or more streets.

LOT, INTERIOR. A lot other than a corner lot.

LOT FRONT. That side of a lot, which fronts on a street. In the case of a corner lot, the subdivider shall designate the front of the lot for purposes of these regulations and the Surry County Zoning Ordinance by labeling the front and side building lines as such on the final plat.

LOT LINE. A line or series of connected line segments bounding a lot.

LOT LINE, FRONT. The line, which separates the lot from a street right-of-way. Corner lots shall have only one front lot line.

LOT LINE, INTERIOR. A side lot line, which separates the lot from another lot.

LOT LINE, REAR. That lot line, which is opposite and most distant from the front lot line. In cases where neither of these conditions is applicable, the Zoning Officer shall designate the rear lot line.

LOT LINE, SIDE. A lot line other than a front or rear lot line.

LOT, NONCONFORMING. A lot which does not meet all the dimensional requirements of the zoning district in which it is located, which exists by virtue of the fact that it lawfully existed on the day before the effective date of the Zoning Ordinance or subsequent amendments, and which continues to exist.

LOT WIDTH. The horizontal distance between the side lot lines at the building front setback line as measured along a straight line parallel to the front lot line or parallel to the chord thereof.

LOT OF RECORD. A lot which is a part of a subdivision, a plat of which has been recorded in the office of the register of deeds, or a lot which is described by metes and bounds, the description of which has been so recorded, prior to the
LOW COVERAGE STEALTH WIRELESS SYSTEM. An unconventional wireless system designed to provide wireless services to rural areas that will not benefit from the construction of wireless communication towers; designed to utilize existing structures such as utility poles and rooftops to support the wireless system instead of the traditional tower. The wireless system shall be much smaller than the traditional wireless system found on a wireless communication tower and shall clearly be stealth in nature so as to minimize the effect on the surrounding area.

LOWEST ADJACENT GRADE (LAG). Means the elevation of the ground, sidewalk or patio slab immediately next to the building, or deck support, after completion of the building. For Zones A and AO, use the natural grade elevation prior to construction.

LOWEST FLOOR. Means the subfloor, top of slab or grade of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access, or limited storage in an area other than a basement area is not considered a building's lowest floor, provided that such an enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of this ordinance.

LUGGAGE MANUFACTURING. This U.S. industry comprises establishments primarily engaged in manufacturing luggage of any material.

LUMBER AND BUILDING MATERIALS SALES. This industry comprises establishments primarily engaged in selling lumber; plywood; reconstituted wood fiber products; wood fencing; doors and windows and their frames (all materials); wood roofing and siding; and/or other wood or metal millwork.

LUMBERYARD. This industry comprises establishments (except those known as home centers, paint and wallpaper stores, and hardware stores) primarily engaged in retailing lumber.

MACHINE AND WELDING SHOPS. This industry comprises establishments known as machine shops primarily engaged in machining metal parts on a job or order basis. Generally machine shop jobs are low volume using machine tools such as lathes (including computer numerically controlled); automatic screw machines; and machines for boring, grinding, and milling. This industry also comprises establishments primarily engaged in the repair and maintenance of commercial and industrial machinery and equipment. Establishments in this industry either sharpen/install commercial and industrial machinery blades and saws; or provide welding (e.g., automotive, general) repair services; or repair agricultural and other heavy and industrial machinery and equipment (e.g., forklifts and other materials handling equipment, machine tools, commercial refrigeration equipment, construction equipment, and mining machinery).

MACHINE TOOLS MANUFACTURING. This U.S. industry comprises establishments primarily engaged in manufacturing metal cutting machine tools (except handtools) and metal forming machine tools (except handtools) such as punching, sheering, bending, forming, pressing, forging and die-casting machines.
MAIL ORDER OFFICE. This industry comprises establishments primarily engaged in retailing all types of merchandise by means of mail or by electronic media, such as interactive television or computer. Included in this industry are establishments primarily engaged in retailing from catalogue showrooms of mail-order houses.

MALL. See "Shopping Center."

MANAGEMENT CONSULTANTS. This industry comprises establishments primarily engaged in providing advice and assistance to businesses and other organizations on management issues such as strategic and organizational planning; financial planning and budgeting; marketing objectives and policies; human resource policies, practices, and planning; production scheduling; and control planning.

MANUFACTURED HOME. A dwelling unit that is composed of one or more components, each of which was substantially assembled in a manufacturing plant and designed to be transported to the home site on its own chassis; a dwelling unit that exceeds forty feet in length and eight feet in width; a dwelling unit that is constructed in accordance with the National Manufactured Home Construction and Safety Standards; and a dwelling unit that is not constructed in accordance with the standards of the North Carolina State Building Code for one and two family dwellings.

(1) CLASS A. A manufactured home constructed after July 1, 1976 and that meets or exceeds the construction standards promulgated by the Department of Housing and Urban Development that were in effect at the time of construction and that satisfies the following additional criteria:

A. Is a multi-sectional home (i.e. double-wide, triple-wide).
B. The pitch of the manufactured home's roof has a minimum vertical rise of two and two tenths feet for each twelve feet of horizontal run and the roof is finished with a roofing material with a fire rating of Class C or better and is commonly used in standard residential construction.
C. The exterior siding consists predominately of vinyl horizontal lap siding, wood or hardboard, cedar or other wood siding, wood grain, weather resistant pressboard siding, stucco siding or brick or stone siding, or other non-glare surface or other siding whose reflectivity does not exceed that of flat white paint.
D. A continuous, permanent brick, masonry with stucco finish, stone, metal, curtain wall or foundation, unpierced except for ventilation and access, is installed under the manufactured home. For clarification on design or sighting standards, refer to the Surry County Subdivision Ordinance.
E. The tongue, axles, removable towing apparatus, and transporting lights are removed after final placement on the site.

(2) CLASS B: A manufactured home constructed after July 1, 1976 and that meets or exceeds the construction standards promulgated by the Department of Housing and Urban Development that were in effect at the time of
construction and that satisfies the following additional criteria:

A. Is a single-section home (i.e. single-wide).
B. The pitch of the manufactured home’s roof has a minimum vertical rise of two and two tenths feet for each twelve feet of horizontal run and the roof is finished with a roofing material with a fire rating of Class C or better and is commonly used in standard residential construction.
C. The exterior siding consists predominately of vinyl or aluminum horizontal lap siding, wood or hardboard, or other non-glare surface or other siding whose reflectivity does not exceed that of flat white paint.
D. A continuous, permanent brick, masonry stone with stucco finish, vinyl, metal, curtain wall or foundation, unpierced except for ventilation and access, is installed under the manufactured home. For clarification on design or sighting standards, refer to the Surry County Subdivision Ordinance.
E. The tongue, axles, removable towing apparatus, and transporting lights are removed after final placement on the site.

MANUFACTURED HOME PARK. A tract of unsubdivided land occupied or proposed to be occupied by two (2) or more manufactured homes.

MANUFACTURED HOME PARK SPACE. An area within an approved manufactured home park for the placement of a single manufactured home and its associated accessory structures.

MANUFACTURED AND MODULAR HOMES, AND RECREATIONAL VEHICLE SALES. An establishment primarily engaged in the retail sale of new and used manufactured homes, modular homes, recreational vehicles, and similar items. Any outdoor area where manufactured homes, modular homes, recreational vehicles are stored throughout the day and the night, and are held for the purpose of sale or lease as an entire or complete unit.

MANUFACTURED HOME SPACE. The land in a manufactured home park allotted to or designed for the accommodation of one manufactured home.

MANUFACTURERS’ SHOWROOMS. These establishments are primarily engaged in providing show space for manufactured products such as furniture, bedding, etc., and may include wholesale and/or retail activities.

MANUFACTURING. (A) A manufacturing establishment primarily engaged in the fabrication or assembly of products from pre-structured materials or components. Because of the nature of its operations and products, Manufacturing A produces little or no noise, odor, vibration, glare, and/or air and water pollution, and, therefore, has minimal impact on surrounding properties.
(B) A manufacturing establishment whose operations, including storage of materials; processing, fabrication or assembly of products; and loading and unloading of new materials and finished products occurs within an enclosed building, and which does not produce or utilize in large quantities as an integral part of the manufacturing process toxic, hazardous, or explosive materials. Noise, odor, dust, or vibration from the manufacturing process may result in only minor impacts on
adjacent properties. (C) A manufacturing establishment whose operations, including storage of materials; processing, fabrication or assembly of products; and loading and unloading of new materials and finished products may occur either inside an enclosed building or outside on the premises. Toxic, hazardous, or explosive materials may be produced or used in large quantities as an integral part of the manufacturing process. Noise, odor, dust, vibration, or visual impacts, as well as potential public health problems in the event of an accident, could impact adjacent properties.

MARKET VALUE. Means the building value, excluding the land value and that of any accessory structures or other improvements on the lot, established by independent certified appraisal, replacement cost depreciated by age of building and quality of construction (Actual Cash Value), or adjusted tax assessed values.

MEAN SEA LEVEL. Means, for purposes of the NFIP, the National Geodetic Vertical Datum (NGVD) as corrected in 1929, the North American Vertical Datum (NAVD) as corrected in 1988, or other vertical control datum used as a reference for establishing varying elevations within the floodplain, to which Base Flood Elevations (BFEs) shown on a FIRM are referenced. Refer to each FIRM panel to determine datum used.

MEAT PACKING AND POULTRY PROCESSING PLANTS. An establishment primarily engaged in the slaughtering of cattle, chickens, hogs, sheep, lambs, and calves for meat to be sold or to be used on the same premises in canning, cooking, curing, and freezing, and in making sausage, lard, and other products.

MEDICAL OR DENTAL LABORATORIES. An establishment primarily engaged in providing professional analytic or diagnostic services to the medical profession, or to the patient, on direction of a physician; or an establishment primarily engaged in making dentures, artificial teeth, and orthodontic appliances to order for the dental profession.

MEDICAL AND DENTAL CLINICS. An establishment primarily engaged in furnishing medical and surgical services to individuals and licensed for such practice by the State.

METAL FABRICATION. These establishments are primarily engaged in the transformation of metal into intermediate or end products other than machinery, computers and electronics, and metal furniture; or treating metals and metal-formed products fabricated elsewhere. Important fabricated metal processes are forging, stamping, bending, forming, and machining, used to shape individual pieces of metal; and other processes, such as welding and assembling, used to join separate parts together. Establishments in this subsector may use one of these processes or a combination of these processes.

METAL FABRICATION PLANT. A large-scale (greater than 10,001 square feet) facility, which is engaged in the shaping of metal and similar materials.

METAL FABRICATION SHOP. A small-scale (10,000 square feet or less) facility which is engaged in the shaping of metal and similar materials.
METALSMITH OPERATIONS. These establishments are primarily engaged in manually forging metal on a small scale, (as opposed to automated or mass forging of the above listed metals).

MINIATURE GOLF. This is a non-professional, miniature golf course in a non-member setting. These establishments often provide video arcades and/or concessions.

MINING, QUARRING, OR RESOURCE EXTRACTION. Any mining activity, as defined in State law, including:

(A) The breaking of the surface soil in order to facilitate or accomplish the extraction or removal of minerals, ores, or other solid matter;

(B) Any activity or process constituting all or part of a process for the extraction or removal of minerals, ores, soils, and other solid matter from its original location; and,

(C) The preparation, washing, cleaning, or other treatment of minerals, ores, or other solid matter so as to make them suitable for commercial, industrial, or construction use.

Mining shall not include those aspects of deep mining not having significant effect on the surface, where the affected land does not exceed one acre in area. Mining shall not include mining operations where the affected land does not exceed one acre in area. Mining shall not include plants engaged in processing minerals produced elsewhere and whose refuse does not affect more than one acre of land. Mining shall not include excavation or grading when conducted solely in aid of on-site farming or of on-site construction for purposes other than mining. Removal of overburden and mining of limited amounts of any ores or mineral solids shall not be considered mining when done only for the purpose and to the extent necessary to determine the location, quantity, or quality of any natural deposit, provided that no ores or mineral solids removed during such exploratory excavation or mining are sold, processed for sale, or consumed in the regular operation of a business, and provided further that the affected land resulting from any such exploratory excavation does not exceed one acre in area.

MINI-WAREHOUSE. Moving and/or storage services for household and business goods, including self-service storage facilities.

MONUMENT SALES. An establishment where concrete or rock-based monuments, such as yard décor, tombstones, etc., are sold.

MOTOR VEHICLE (CAR, TRUCK, MOTORCYCLE). Every vehicle, which is self-propelled, and every vehicle designed to run upon the highways which is pulled by a self-propelled vehicle. For purposes of this definition, the term motor vehicle shall also include vehicles or implements used in farming or construction.

MOTOR VEHICLE BODY OR PAINT SHOP. An establishment primarily engaged in body work, painting, or customizing of automobiles or other motor vehicles.

MOVIE THEATER, DRIVE-IN. An establishment for the outdoor viewing of motion pictures by patrons while in motor vehicles.
MOVIE THEATER, INDOOR. An establishment for the indoor viewing of motion pictures by patrons.

MOTOR VEHICLE REPAIR. An establishment engaged in providing mechanical automotive maintenance and repair, such as engine repair, exhaust system replacement and transmission repair, and/or providing other related services, such as upholstery or glass replacement. This use includes service stations but does not include body work or painting.

MULTI-FAMILY. Includes the definitions of apartments, condominiums, and townhouses.

MUSEUM OR ART GALLERY. A structure used for the display and preservation of paintings, sculpture, and other constructed or natural objects illustrating human or natural history.

MUSIC STORES. This industry comprises establishments primarily engaged in retailing new or used prerecorded audio and video tapes, compact discs (CDs), and phonograph records; and/or retailing new or used musical instruments, sheet music, and related supplies; or retailing these new products in combination with musical instrument repair, rental, or music instruction.

NCDENR. North Carolina Department of Environment and Natural Resources.

NCDOT. North Carolina Department of Transportation.

N.C.G.S. or G.S. North Carolina General Statute

NATIONAL ENVIRONMENTAL POLICY ACT (NEPA). Federal act that regulates developments affecting wilderness areas, wildlife preserves, endangered species, historical sites, Indian religious sites, floodplain, wetlands, high intensity white lights in residential neighborhoods, and radio frequency emissions in excess of the FCC’s guidelines.

NEW CONSTRUCTION. Means structures for which the "start of construction" commenced on or after the effective date of the original version of this ordinance and includes any subsequent improvements to such structures.

NEWS SYNDICATES. This industry comprises establishments primarily engaged in supplying information such as news reports, articles, pictures, and features, to the news media.

NEWSSTANDS. This U.S. industry comprises establishments primarily engaged in retailing current newspapers, magazines and other periodicals.

NIGHT CLUBS AND PLACES OF ENTERTAINMENT. A commercial establishment operated as a place of entertainment where the principal use is one or a combination of the following: 1) live, recorded, or televised entertainment; 2) dancing; and 3) magic, comedy, or musicians. This definition does not include adult entertainment or the dispensing or consumption of alcoholic beverages (See Drinking Establishments).

NONCONFORMING BUILDING OR DEVELOPMENT. Means any legally existing building or development which fails to comply with the current provisions of this ordinance.
NON-ENCROACHMENT AREA. Means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one (1) foot as designated in the Flood Insurance Study report.

NOVELTY AND SOUVENIR STORES. This industry comprises establishments primarily engaged in retailing new gifts, novelty merchandise, souvenirs, greeting cards, seasonal and holiday decorations and curios.

NURSING, CONVALESCENT, ASSISTED LIVING FACILITY. A home for persons aged, ill or handicapped in which two or more persons not of the immediate family of the owner or manager of said home, are provided with food, shelter, and nursing care.

OIL AND GASOLINE BULK STORAGE. The storage on a zoning lot of two thousand five hundred gallons or more of flammable liquid, or two thousand gallons water capacity or more of flammable gas, excluding storage tanks, above ground as defined herein below.

OPAQUE BARRIER: A vertical structure constructed of masonry, concrete, or wooden material, which does not allow light to pass through.

OPEN SPACE. Any area, which is not divided into private or civic building lots, streets, rights-of-way, parking, or easements for purposes other than open space conservation.

OPEN SPACE, COMMON. Open space within a development not in individually owned lots, which is designed and intended for the common use or enjoyment of the residents of the development.

OPEN STORAGE. Any area which contains trash collection areas or dumpsters, open air docks, outdoor storage of bulk materials and/or parts, or areas regularly used for outdoor repair areas or service stations, motor vehicle dealers, or inspection stations, but excluding temporary construction and related activities and closed bay docks.

OPTICIAN AND OPTICAL SUPPLY STORE. This industry comprises establishments primarily engaged in one or more of the following: (1) retailing and fitting prescription eyeglasses and contact lenses; (2) retailing prescription eyeglasses in combination with the grinding of lenses to order on the premises; and (3) selling nonprescription eyeglasses.

OPTOMETRIST OFFICE. This industry comprises establishments of health practitioners having the degree of O.D. (Doctor of optometry) primarily engaged in the independent practice of optometry. These practitioners provide eye examinations to determine visual acuity or the presence of vision problems, and to prescribe eyeglasses, contact lenses, and eye exercises. They operate private or group practices in their own offices (e.g., centers, clinics) or in the facilities of others, such as hospitals or HMO medical centers. They may also provide the same service as opticians such as selling and fitting prescription eyeglasses and contact lenses.

OUTPARCEL SITE. A freestanding lot developed separately but linked functionally to a shopping center.

OVERLAY ZONING DISTRICT. A zoning district which overlays and
combines with one of the principal zoning districts established by this Ordinance. In such case the property involved is subject to the requirements of both districts.

PAINT AND WALLPAPER STORES. This industry comprises establishments known as paint and wallpaper stores primarily engaged in retailing paint, wallpaper, and related supplies.

PAINTS, VARNISHES, FINISHES MANUFACTURING. This industry comprises establishments primarily engaged in (1) mixing pigments, solvents, and binders into paints and other coatings such as stains, varnishes, lacquers, enamels, shellacs, and water repellant coatings for concrete and masonry, and/or (2) manufacturing allied paint products such as putties, paint and varnish removers, paint brush cleaners, and frit.

PAPER GOODS MANUFACTURING. This industry group comprises establishments primarily engaged in converting paper or paperboard without manufacturing paper or paperboard.

PAR 3 GOLF. A golf course that has at least nine holes, each with a tee, fairway, green and one of more hazards, but is smaller scale than a traditional golf course. A clubhouse, pool and other facilities associated with a country club built around a golf course are considered part of the golf course.

PARK AND RIDE LOTS. The temporary storage of motor vehicles on a daily basis for persons traveling together to and from work either through carpools, vanpools, or mass transit.

PARKING, COMMERCIAL. A principal use of a zoning lot with or without a parking structure for use as a place for the temporary or long-term parking of motor vehicles.

PARKS AND PLAYGROUNDS. These establishments are primarily engaged in the preservation and exhibition of natural areas or settings; and/or providing outdoor play facilities for children.

PARTICIPATORY FARMS. Farm-based, tourism-driven enterprises where individuals or groups pay to participate on a working farm or dude ranch.

PAWN SHOP. This U.S. industry comprises establishments primarily engaged in providing non-depository credit (except credit card issuing, sales financing, consumer lending, real estate credit, international trade financing, and secondary market financing) through consumer cash lending secured by personal property.

PERSON. Any individual, partnership, firm, association, joint venture, public or private corporation, trust, estate, commission, board, public or private institution, utility, cooperative, interstate body, or other legal entity.

PERSONNEL SERVICES. This industry comprises establishments primarily engaged in supplying workers to clients' businesses for limited periods of time to supplement the working force of the client. The individuals provided are employees of the temporary help service establishment. However, these establishments do not provide direct supervision of their employees at the clients' work sites.

PET SHOP. This industry comprises establishments primarily engaged in retailing pets, pet foods and pet supplies.
PHARMACEUTICALS MANUFACTURING. This industry comprises establishments primarily engaged in one or more of the following: (1) manufacturing biological and medicinal products; (2) processing (i.e., grading, grinding, and milling) botanical drugs and herbs; (3) isolating active medicinal principals from botanical drugs and herbs; and (4) manufacturing pharmaceutical products intended for internal and external consumption in such forms as ampoules, tablets, capsules, vials, ointments, powders, solutions and suspensions.

PHOTOCOPYING SERVICES. This U.S. industry comprises (1) establishments generally known as copy centers or shops primarily engaged in providing photocopying, duplicating, blueprinting, and other document copying services, without also providing printing services (e.g., offset printing, quick printing, digital printing, prepress services) and (2) establishments (except private mail centers) engaged in providing a range of office support services (except printing services), such as document copying services, facsimile services, word processing services, on-site PC rental services, and office product sales.

PHOTOFINISHING LABORATORIES. This industry comprises establishments primarily engaged in developing film and/or making photographic slides, prints and enlargements.

PHOTOGRAPHY SERVICES AND STUDIOS. This industry comprises establishments primarily engaged in providing still, video or digital photography services. These establishments may specialize in a particular field of photography such as commercial and industrial photography, portrait photography and special events photography. Commercial or portrait photography studios are included in this industry.

PILLOW MANUFACTURING. These establishments are primarily engaged in manufacturing pillows.

PLACES OF ASSEMBLY. Establishments that are primarily engaged in providing facilities (indoor and/or outdoors) for special events of a social and/or business nature.

PLAN, FINAL. The final map of all or a portion of a site, showing the boundaries and location of proposed development activities and any other requirements or information of this Ordinance which is presented for local government approval and subsequent recordation with the Register of Deeds.

PLAN, PRELIMINARY. A map indicating the proposed layout of the boundaries and location of proposed development activities and any other requirements or information found in this Ordinance, which is presented for preliminary approval.

PLANING MILLS. This U.S. industry comprises establishments primarily engaged in planing purchased lumber. These establishments generally use woodworking machinery such as jointers, planers, lathes and routers to shape wood.

PLANNED RESIDENTIAL DEVELOPMENT. A residentially zoned area, planned and developed as a unit, which is characterized by environmentally sensitive design through the use of flexible development standards.
PLANNING BOARD. The Planning Board of Surry County.

PLANNING STAFF: The Zoning Administrator or appointed authorized official(s) in the Surry County Planning Department.

PLANTING AREA. An outdoor area, the surface of which may not be covered by impervious surface cover, such as asphalt, concrete or gravel, nor by structures, and must be devoted entirely to the planting and maintenance of trees, shrubs, and groundcovers, or construction of fences, walls, and/or earth berms.

PLASTIC PRODUCTS MANUFACTURING. This industry group comprises establishments primarily engaged in processing new or spent (i.e., recycled) plastics resins into intermediate or final products using such processes as compression molding, extrusion molding, injection molding, blow molding and casting. Within most of these industries the production process is such that a wide variety of products can be made.

PLAT. A surveyed map or plan or a parcel of land which is to be, or has been subdivided. A map or plan of a parcel of land which is to be, or which has been, subdivided.

PLAT, FINAL. The final map of all or a portion of a subdivision or site, showing the boundaries and location of lots, streets, easements and any other requirements of the Subdivision Regulations which is presented for local government approval and subsequent recordation with the Register of Deeds.

PLAT, PRELIMINARY. A map indicating the proposed layout of the subdivision or site showing lots, streets, water, sewer, storm drainage, and any other requirements of the Subdivision Regulations which is presented for preliminary approval.

PLUMBING AND HEATING SUPPLIES. This industry comprises establishments primarily engaged in wholesaling plumbing equipment, hydraulic heating equipment, household-type gas appliances (except gas clothes dryers), and/or supplies.

POLICE OR FIRE STATION. A facility established for public law enforcement purposes or public fire protection and prevention purposes.

POST-FIRM. Means construction or other development which started on or after the effective date of the initial Flood Insurance Rate Map for the area.

POST OFFICE. A facility or structure used for the collection, sorting, and distribution of mail within several zip code areas, having retail services for the general public, such as stamps, postcards, or postal insurance.

POSTAL PROCESSING CENTER. A facility or structure used for the collection, sorting, processing, and distribution of bulk mail or packages to other postal facilities or to the general public, and which may have some retail services for the general public, such as stamps, postcards, or postal insurance.

POTTERY MANUFACTURING. These establishments are primarily engaged in manufacturing table and kitchen articles, art and ornamental items, and similar vitreous china, fine earthenware, stoneware, coarse earthenware, and other pottery products.
POTTERY STORE. See the definition for ‘Craft Store’.

PRE-FIRM. Means construction or other development which started before the effective date of the initial Flood Insurance Rate Map for the area.

PRECISION INSTRUMENTS MANUFACTURING. These establishments are primarily engaged in manufacturing metalworking machinery such as metal cutting and forming machine tools; cutting tools; accessories for metalworking machinery; special dies, tools, jigs and fixtures; industrial molds; rolling mill machinery; assembly machinery; coil handling, conversion or straightening equipment; and wire drawing and fabrication machines.

PREMISES. A lot or parcel of real property where a business, profession, service, commodity, product, accommodation, event, attraction or other enterprise or activity or use exists or is conducted, manufactured, sold, offered, maintained or takes place.

PRINCIPAL BUILDING. See Building, Principal.

PRINCIPAL USE. See Use, Principal.

PRINCIPALLY ABOVE GROUND. Means that at least 51% of the actual cash value of the structure is above ground.

PRINTING. This industry comprises establishments primarily engaged in printing on apparel and textile products, paper, metal, glass, plastics, and other materials, except fabric (grey goods). The printing processes employed include, but are not limited to, lithographic, gravure, screen, flexographic, digital and letterpress. Establishments in this industry do not manufacture the stock that they print, but may perform postprinting activities such as bending, cutting, or laminating the materials printed, and mailing.

PRIVATE RECREATION CLUBS. An area or facility designed to meet the demand for active recreation, including play fields, ball diamonds, parks with picnic and playground equipment, Par 3 golf courses, tennis courts, swimming pools, tot lots and similar uses, which are private.

PROCESSING PLANTS. These establishments are primarily engaged in transforming raw resources into end products suitable for consumption by the final consumer.

PRODUCE SALES. This industry comprises establishments primarily engaged in retailing fresh fruits and vegetables.

PROPERTY. Means all property subject to zoning regulations and restrictions and zone boundaries within the zoning jurisdiction of the County.

PUBLIC. Under the control or responsibility of the Elected Body on behalf of the general population, rather than individual or private control.

PUBLIC RELATIONS SERVICES. This industry comprises establishments primarily engaged in designing and implementing public relations campaigns. These campaigns are designed to promote the interests and image of their clients. Establishments
providing lobbying, political consulting, or public relations consulting are included in this industry.

PUBLIC SEWER SYSTEM. An approved sewage disposal system, including municipal and sanitary district sewerage systems as well as "package" plants constructed in a location and to specifications approved by the Environmental Health Department in consultation with the NC Division of Health Services.

PUBLIC UTILITY FACILITY (small-scale). Facilities of any agency which under public franchise or ownership, provides the general public with electricity, gas, oil, water, sewage, electronic signals, or rail transportation. The term utility shall not be construed to include the following: corporate or general offices; storage or service buildings or yards; gas or oil processing, manufacturing or storage facilities; transmission towers; or postal facilities. Size of such facilities shall be no larger than 0.25 acres.

PUBLIC UTILITY FACILITY (large-scale). Facilities of any agency which under public franchise or ownership, provides the general public with electricity, gas, oil, water, sewage, electronic signals, or rail transportation. The term utility shall not be construed to include the following: corporate or general offices; storage or service buildings or yards; gas or oil processing, manufacturing or storage facilities; transmission towers; or postal facilities. Size of such facilities shall be no larger than 0.25 acres. Size of such facilities shall be 0.26 acres or greater.

PUBLIC WATER SUPPLY SYSTEM. An approved water supply system, including municipal and sanitary district water systems approved by the Environmental Health Department in consultation with the NC Division of Health Services.

PUBLISHING. These establishments are primarily engaged in the publishing of newspapers, magazines, other periodicals, and books, as well as database and software publishing. In general, these establishments, which are known as publishers, issue copies of works for which they usually possess copyright.

QUARRY. See Mining, Quarrying, or Resource Extraction.

RADIO AND TELEVISION REPAIR. This U.S. industry comprises establishments primarily engaged in repairing and maintaining consumer electronics such as televisions, stereos, speakers, video recorders, CD players, radios, and cameras, without retailing new consumer electronics.

RADIO AND TELEVISION STUDIOS. An establishment primarily engaged in providing two-way radio/telephone communication services, telephone voice and data communications, telegraph services, radio and television broadcasting, or cable and other pay television services, but excluding those uses classified as utilities.

RAILROAD STATION OPERATIONS. This U.S. industry comprises establishments known as line-haul railroads primarily engaged in operating railroads for the transport of passengers and/or cargo over a long distance within a rail network. These establishments provide for the intercity movement of trains between the terminals and stations on main and branch lines of a line-haul rail network (except for local switching services).
RAILROAD YARD OPERATIONS. This industry comprises establishments primarily engaged in providing specialized services for railroad transportation including servicing, routine repairing (except factory conversion, overhaul or rebuilding of rolling stock), and maintaining rail cars; loading and unloading rail cars; and operating independent terminals.

REAL ESTATE SERVICES. This industry comprises establishments primarily engaged in acting as agents and/or brokers in one or more of the following: (1) selling real estate for others; (2) buying real estate for others; and (3) renting real estate for others.

RECREATION AREA, COMMON. An area of open space which is required in certain types of developments for active or passive recreational uses.

RECREATION SERVICES, INDOOR. Establishments engaged in providing indoor amusement or entertainment services.

RECREATION SERVICES, OUTDOOR. Establishments engaged in providing outdoor amusement or entertainment services.

RECREATIONAL VEHICLE. Means a vehicle, which is:

A. built on a single chassis;
B. designed to be self-propelled or permanently towable by a light duty truck; and
C. not designed for use as a permanent primary dwelling, but as temporary living quarters for recreational, camping, travel, or seasonal use.

RECREATIONAL VEHICLE SPACE. A plot of land within a recreational vehicle park or recreation club designed for the accommodation of one recreational vehicle, tent, or other individual camping unit on a temporary basis.

RECYCLING COLLECTION CENTER. 1) An incidental use that serves as a community drop-off point for temporary storage of recoverable resources. No processing of such items is allowed. This facility would generally be located in a shopping center parking lot or in other public or institutional areas, such as churches and schools. 2) A facility that collects household garbage and recyclable items, with no processing of such items allowed on-premise, for temporary storage until they are transferred to a landfill or recycling plant; includes but not limited to County operated facilities.

RECYCLING PLANT. A facility at which recoverable resources, such as newspapers, magazines, books, and other paper products; glass; metal and aluminum cans; waste oil; iron and steel scrap; automobiles; rubber; and/or other products are recycled, and treated to return such products to a condition in which they may again be used for production.

REFERENCE LEVEL (FLOOD HAZARD AREAS). The portion of a structure or other development that must be compared to the regulatory flood protection elevation to determine regulatory compliance. For structures within Special Flood Hazard Areas designated as Zone A1-A30, AE, A, A99 or AO, the reference level is the top of the lowest floor or bottom of lowest attendant utility including ductwork, whichever is lower.
REFINERIES. A facility which produces petroleum based products.

REGULATORY FLOOD PROTECTION ELEVATION. Means the elevation, in relation to mean sea level, to which the reference level of all structures and other development located within Special Flood Hazard Areas must be protected. Where Base Flood Elevations (BFEs) have been determined, this elevation shall be the BFE plus two (2) feet of freeboard. Where no BFE has been established, this elevation shall be at least two (2) feet above the highest adjacent grade.

REHABILITATION CENTER. A facility engaged in the treatment of substance abuse patients.

REMEDY A VIOLATION. To bring the structure or other development into compliance with the provisions of this Ordinance.

RENTAL OF MOTOR VEHICLES. An establishment primarily engaged in furnishing motor vehicle rental, leasing, and parking services to the public.

REPETITIVE LOSS. Means flood-related damages sustained by a structure on two (2) separate occasions during any 10-year period for which the cost of repairs at the time of each such flood event, on the average, equals or exceeds twenty-five percent (25%) of the market value of the structure before the damage occurred.

RESEARCH ACTIVITIES. An establishment primarily engaged in commercial research and providing testing services such as calibration and certification of instruments, food testing services, forensic laboratories, metallurgical testing, and industrial X-ray inspection services, etc.

RESIDENTIAL. Referring to permanent dwellings as defined herein.

RESIDENTIAL DEVELOPMENT SALES (OFFICE ON-SITE). A temporary administrative office located on the site of a residential development for the purpose of selling those same properties.

RESORT. A group or groups of buildings, and outdoor assembly areas, that provides outdoor recreation activities that include, but are not limited to, golf, horseback riding, swimming, tennis, hiking, water sports, snow sports, and similar activities. A resort may also furnish indoor recreation activities as well. A resort may also furnish services customarily furnished by a hotel, including restaurants, cocktail lounges, and convention facilities.

RESOURCE EXTRACTION (SAND, SOIL, CLAY). This industry comprises (1) establishments primarily engaged in developing the mine site and/or mining, quarrying, dredging for sand and gravel, or mining clay and soil, (e.g., china clay, paper clay and slip clay) and (2) preparation plants primarily engaged in beneficiating (e.g., washing, screening, and grinding) sand and gravel, clay, soil and ceramic and refractory minerals.

RESTAURANT (WALK-IN, DRIVE-THROUGH SERVICE). An establishment which delivers prepared food and/or beverages to customers in motor vehicles, regardless of whether or not it also serves prepared food and/or beverages to customers who are not in motor vehicles, for consumption either on or off the premises.
RESTAURANT (WALK-IN). An establishment which serves food and beverages primarily to customers seated at tables or counters located within the building or designated outdoor seating areas. This includes cafes, tea rooms, and outdoor cafes.

RETAIL STORE. An establishment primarily engaged in selling merchandise for personal or household consumption not classified elsewhere.

REUPHOLSTERY. See furniture refinishing and repair.

RIVERINE. Means relating to, formed by, or resembling a river (including tributaries), stream, brook, etc.

ROADSIDE STAND. These stands located alongside roads are operated by vendors selling directly to consumers. The stands are operated as temporary and/or seasonal establishments. Fresh produce is commonly sold among other items.

RODEO. These recreational venues provide a public exhibition of skill, often in the form of competition, in the riding of unbroken horses, the roping of calves, and riding or wrestling with steers, etc.

ROOF PITCH. The slope of a roof typically expressed as a ratio of vertical inches to 12 horizontal inches (i.e. 8:12).

SADDLERIES. These establishments are primarily engaged in making and/or selling saddles.

SANITARIUM AND MENTAL INSTITUTIONS. A health station, retreat, or a institution for the recuperation and treatment of persons suffering from physical or mental disorders.

SAWMILLS. This U.S. industry comprises establishments primarily engaged in sawing dimension lumber, boards, beams, timbers, poles, ties, shingles, shakes, siding, and wood chips from logs or bolts. Sawmills may plane the rough lumber that they make with a planing machine to achieve smoothness and uniformity of size.

SCHOOL, ELEMENTARY, MIDDLE, HIGH. A structure used primarily by and for any two or more age or grade levels and operated by the public school system or approved by the North Carolina Department of Public Instruction as meeting the requirements of State law.

SCREENING. The method by which the view from one site to an adjacent site is shielded or hidden. Screening techniques include buffers, berms, and opaque fences or walls.

SEAMSTRESS, TAILOR, DRESSMAKER. These establishments are primarily engaged in sewing, mending and altering garments on a made-to-order basis for individual consumers, as opposed to the mass production of clothing to be retailed.

SECONDHAND STORE/SWAP SHOPS. These establishments are primarily engaged in selling used clothing and may include businesses such as consignment shops that split proceeds with the previous owners of goods in exchange for providing the marketplace.

SEDIMENTATION. Solid particulate matter, both mineral and
organic, that has been or is being transported off the site of the land disturbing activity or into a lake or natural watercourse.

SEDIMENTATION AND EROSION CONTROL PLAN. Plan that shows the measures, structures, or devices which control the soil material within the land area under responsible control of the person conducting the land disturbing activity (Regulated by NCDENR).

SEPTIC SERVICES. A service provider who collects and disposes of solid and liquid wastes from private sewage disposal systems.

SERVICES, BUSINESS. (A) An establishment primarily engaged in providing a service(s) to businesses and to a lesser extent, individuals. All merchandise and rental equipment is stored inside enclosed buildings. (B) An establishment primarily engaged in providing services to commercial and business establishments. Operations may include large-scale facilities and storage of merchandise and equipment outside enclosed buildings.

SERVICES, HEALTH. Kidney dialysis centers, blood banks, birth control clinics, drug treatment centers, and similar uses.

SERVICES, PERSONAL. An establishment primarily engaged in providing a service to individuals such as a beauty and/or barbershop, a dry-cleaning establishment, advertising, or computer services.

SETBACK. The minimum required horizontal distance between a structure and the lesser of either the lot line, street right-of-way line, or the line that marks the beginning of street maintenance by NCDOT.

SETBACK LINES. The lines on the front, rear, and sides of a lot which delineates the area within which a structure may be built and maintained according to the district regulations.

SHEET METAL SHOPS. This U.S. industry comprises establishments primarily engaged in manufacturing sheet metal work (except stampings).

SHOE REPAIR AND SHINING. This industry comprises establishments primarily engaged in repairing footwear and/or repairing other leather or leather-like goods, without retailing new footwear and leather or leather-like goods such as handbags and briefcases.

SHOE STORES. This industry comprises establishments primarily engaged in retailing all types of new footwear (except hosiery and specialty sports footwear such as golf shoes, bowling shoes, and spiked shoes). Establishments primarily engaged in retailing new tennis shoes or sneakers are included in this industry.

SHOPPING CENTER. A building or group of either connected or freestanding which is designed with common parking, pedestrian movement, ingress and egress, and used for the sale of merchandise or services to the public.

SIDE YARD. See Yard, Side.

SIGN. Any words, letters, figures, numerals, phrases, sentences, emblems, devices, designs, trade names, or trade
marks, used to promote an individual, firm, associations, corporation, profession, business, commodity, or product. Any form of publicity which is visible from any public way, directing attention to an individual, business, commodity, service, activity, or product, by means of words, lettering, parts of letters, figures, numerals, phrases, sentences, emblems, devices, designs, trade names or trademarks, or other pictorial matter designed to convey such information, and displayed by means of paint, bills, posters, panels, or other devices erected on an open framework, or attached or otherwise applied to stakes, posts, poles, trees, buildings, or other structures or supports.

SIGN, AWNING (ON-PREMISES). An on-premises sign constructed of fabric-like, non-rigid material, which is a part of a fabric or flexible plastic awning framed and attached to a building.

SIGN, GROUND (OFF-PREMISES). A freestanding sign which draws attention to or communicates information about a business, service, commodity, accommodation, attraction, or other activity which is conducted, sold, or offered at a location other than the premises on which the sign is located.

SIGN, GROUND (ON-PREMISES). A freestanding on-premises sign.

SIGN, MARQUEE. Any canopy substantially framed in steel which is durably constructed and of sufficient strength and design to carry superimposed sign structures.

SIGN, OFF-PREMISES. See Sign, Ground (Off-Premises).

SIGN, ON-PREMISES. A sign displaying information pertaining only to a business, industry, activity, or profession located on the premises where the sign is displayed and pertaining only to the name of the business, type of product sold, manufactured, or assembled, and/or service, activity, or entertainment offered on said premises, including business identification and occupancy signs.

SIGN PAINTING. These establishments are primarily engaged in painting signs to be used for advertising purposes.

SIGN, PROJECTING (ON-PREMISES). An on-premises sign supported by a pole or other supporting structure, hanging from a building.

SIGN, REAL ESTATE. A sign which is designed for the sale, lease, promotion, and identification of real estate.

SIGN, ROOF (ON-PREMISES). An on-premises sign located above the eaves and below the peak of the roof where the sign is located.

SIGN, WALL (ON-PREMISES). An on-premises sign affixed to the wall of any building and completely in contact with the building throughout its greatest dimension, which does not extend beyond the main wall of the building more than twelve inches except in accordance with these regulations.

SITE PLAN. A plan which has been submitted to the County by a landowner describing with reasonable certainty the type and intensity of use for a specific parcel or parcels of property. Site Plans do not have to be prepared by a registered surveyor or engineer. It is at the discretion of the landowner how to prepare the Site Plan meeting the requirements found herein.
Site Plans are required for Conditional Use Permits and Zoning Permits.

SITE SPECIFIC DEVELOPMENT PLAN. A plan which has been submitted to the County by a landowner describing with reasonable certainty the type and intensity of use for a specific parcel or parcels of property. Site Specific Development Plans shall be prepared by a registered surveyor, draftsman, or engineer. Site Specific Development Plans are required for zoning amendments involving conditional zoning districts.

SKATING RINKS. These establishments are primarily engaged in providing recreational skating facilities for ice-skating, roller-skating and/or rollerblading.

SLAUGHTERHOUSE. This U.S. industry comprises establishments primarily engaged in slaughtering animals (except poultry and small game). Establishments that slaughter and prepare meats are included in this industry.

SMALL MOTOR REPAIR. These establishments are primarily engaged in repairing motors/engines for light machinery, cars and light trucks.

SOLID WASTE DISPOSAL FACILITY. Means any facility involved in the disposal of solid waste, as defined in NCGS 130A-290(a)(35).

SOLID WASTE DISPOSAL SITE. Defined as in NCGS 130A-290(a)(36).

SPECIAL FLOOD HAZARD AREA (SFHA). Means the land in the floodplain subject to a one (1%) percent or greater chance of being flooded in any given year as determined in Article 20, Section 4.2 of this ordinance.

SPECIAL ZONING DISTRICT. A district established to accommodate a narrow or a special set of uses for special purposes. This type of district is not a standard residential or non-residential zoning district.

SPORTING GOODS STORE. These establishments are primarily engaged in selling new sporting goods such as bicycles and bicycle parts, camping equipment, exercise and fitness equipment, athletic uniforms, specialty sports footwear, and related accessories.

SPRINGS MANUFACTURING. This industry comprises establishments primarily engaged in (1) manufacturing steel springs by forming techniques such as cutting, bending, and heat winding metal rod or strip stock and/or (2) manufacturing wire springs and fabricated wire products from wire drawn elsewhere (except watch and clock springs).

STABLE. These establishments are primarily engaged in (1) selling horse rides and/or lessons or (2) providing room and board for horses owned by others.

STADIUM, COLISEUM, OR EXHIBITION BUILDING. A structure or facility designed, intended, or used primarily for public gatherings; indoor exhibitions, galleries, or conventions; or indoor or outdoor spectator events including, but not limited to, professional and amateur sporting events, concerts, theatrical presentations, motor vehicle racing.
STAINED GLASS SALES. These establishments are primarily engaged in wholesaling or retailing stained glass without manufacturing stained glass.

STEALTH TOWERS. A wireless communication tower designated and installed in such a manner that the antennae, supporting apparatus, and associated structures are aesthetically and architecturally appropriate with respect to existing structures or the immediate environment in which the tower is located. Examples include antennae on church steeples, utility poles, bell towers, flagpoles, and water towers; or antennae designed to resemble a tree or other natural objects.

STONE AND CITY PRODUCTS. These establishments are primarily engaged in transforming stone, granite, marble and/or other natural stone products into end products such as curbing, without having mined the materials used.

STREAM BUFFER. A natural or vegetated area through which stormwater runoff flows in a diffuse manner and which provides for infiltration of runoff and filtering of pollutants. The buffer is measured landward from the top of the bank defining the edge of the stream channel.

STREAM, PERENNIAL. A watercourse that flows year-round, including rivers, streams, lakes, and ponds, indicated as a solid blue line on the most recent version of USGS 7.5 minute (1:24,000 scale) topographic maps.

STREET. A public right-of-way or private easement which affords traffic circulation and a means of access to abutting property. The term street includes road, avenue, place, way, drive, lane, boulevard, highway, and any facility principally designed for motor vehicle traffic, except an alley or an easement solely for utilities or pedestrians.

STREET PRIVATE. Street, road, or right-of-way, which affords access to abutting properties, requires a subdivision streets (roads) disclosure statement in accordance with G.S. 136-102.6 and is not dedicated to or maintained by the public.

STREET RIGHT-OF-WAY. Street right-of-way shall mean any public right-of-way set aside for public travel which has been accepted for maintenance by the State of North Carolina or has been dedicated for public travel by the recording of a plat or a subdivision which has been approved or is subsequently approved by Surry County, or has otherwise been established as a public street prior to the adoption of this Ordinance.

STRUCTURE. Anything constructed or erected which is above grade including a manufactured home and a storage trailer. For purposes of this Ordinance structure does not include landscape features, such as ornamental pools, planting boxes, sculpture, birdbaths, open terraces, at-grade bridges and walkways, at-grade slab patios, driveways, walls or fences, shelters for pets, playhouses, open stairs, recreational equipment, flagpoles, underground fallout shelters, air-conditioning compressors, pump houses, wells, mailboxes, privies, outdoor fireplaces, gate houses, burial vaults, cemetery markers or monuments, bus shelters, or wharves.

STRUCTURE, ACCESSORY. A structure detached from a principal building on the same zoning lot, the use of which is customarily
incidental to the principal building. This includes freestanding satellite dishes, any other devices which access satellites and amateur radio antennae. Items excluded include doghouses, fences, and other minor personal property.

SUBDIVISION. Refer to the Surry County Subdivision Regulations Ordinance, as amended, for a definition of “subdivision.”

SUBSTANTIAL DAMAGE. Means damage of any origin sustained by a structure during any one year period whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred. See definition of “substantial improvement”. Substantial damage also means flood-related damage sustained by a structure on two separate occasions during a 10-year period for which the cost of repairs at the time of each such flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT. Means any combination of repairs, reconstruction, rehabilitation, addition, or other improvement of a structure, taking place during any one year period for which the cost equals or exceeds 50 percent of the market value of the structure before the “start of construction” of the improvement. This term includes structures which have incurred “substantial damage”, regardless of the actual repair work performed. The term does not, however, include either:

A. any correction of existing violations of State or Community health, sanitary, or safety code specifications which have been identified by the community code enforcement official and which are the minimum necessary to assure safe living conditions; or,

B. any alteration of a historic structure, provided that the alteration will not preclude the structure's continued designation as a historic structure.

SUPERMARKET. Food markets or combination food markets and department stores with more than 3,000 square feet of floor area.

SURVEYOR. A person licensed to practice surveying in the State of North Carolina.

SWIMMING POOL, PRIVATE. A swimming pool intended for the private, noncommercial use of a property owner(s), homeowner's association, residential development, or club.

SWIMMING POOL, PUBLIC. A swimming pool intended for use by the public, traditionally operated within a public park by a local government.

TEA HOUSE. See COFFEE HOUSE.

TESTING STANDARDS (WIRELESS COMMUNICATION TOWERS). Testing agencies: American National Standards Institute (ANSI), Electronics Industry Association (EIA), and the Telecommunications Industry Association (TIA).

TEXTILE FINISHING AND DYEING. This industry comprises (1) establishments primarily engaged in finishing of textiles,
fabrics, and apparel, and (2) establishments of converters who buy fabric goods in the grey, have them finished on contract, and sell at wholesale. Finishing operations include: bleaching, dyeing, printing (e.g., roller, screen, flock, plisse), stonewashing, and other mechanical finishing such as preshrinking, shrinking, sponging, calendaring, mercerizing, and napping; as well as cleaning, scouring, and the preparation of natural fibers and raw stock.

THOROUGHFARE. Any street designated on the adopted thoroughfare plan or any street which is an extension of any street on the thoroughfare plan and which extends into the area not covered by the thoroughfare plan.

TIRE RECAPPING SHOPS. These establishments are primarily engaged in refurbishing tires.

TOBACCO PRODUCTS MANUFACTURING. This industry comprises establishments primarily engaged in manufacturing cigarettes, cigars, smoking and chewing tobacco, and reconstituted tobacco.

TOBACCO SHOP. This U.S. industry comprises establishments primarily engaged in retailing cigarettes, cigars, tobacco, pipes and other smokers' supplies.

TOWER ACCESSORY STRUCTURE. A structure or structures, such as water towers, utility towers, advertising, signs, farm silos, large buildings such as hospitals, multiple story complexes, church steeples, etc., equipped to support attached wireless communication towers.

TOWNHOUSE. A one-family dwelling unit, with a private entrance, which is part of a structure whose dwelling units are attached horizontally in a linear arrangement, and having a totally exposed front and rear wall to be used for access, light, and ventilation.

TRACT. All contiguous land and bodies of water being disturbed or to be disturbed as a unit, regardless of ownership.

TRAILER, TRAVEL. See Recreational Vehicle.

TRANSFER COMPANIES. This industry comprises establishments primarily engaged in providing local general freight trucking. General freight establishments handle a wide variety of commodities, generally palletized and transported in a container or van trailer. Local general freight trucking establishments usually provide trucking within a metropolitan area that may cross state lines. Generally the trips are same-day return.

TREE SERVICE. A service provider who engages in the destruction of trees by cutting, girdling, or interfering the water supply, by applying chemicals, or regarding around the trunk of the tree.

TRUCK, FARM EQUIPMENT, HEAVY EQUIPMENT SALES AND SERVICE. These establishments are primarily engaged in sales or service of heavy equipment such as transfer trucks, tractors, backhoes, dump trucks, etc.

TRUCK/FREIGHT TERMINAL. Any facility for handling freight, with or without storage and maintenance facilities.
UPHOLSTERING SHOPS. These establishments are primarily engaged in finishing or repairing furniture with fabric and any associated stuffing materials.

USE. The purpose or activity for which land or structures are designed, arranged, or intended, or for which land or structures are occupied or maintained, including any such activity with respect to the requirements of this Ordinance.

USE, ACCESSORY. A use or activity which is customarily incidental to a specific principal use and which is located on the same zoning lot as the associated principal use except for off-site parking or other use provided for by this Ordinance.

USE, NONCONFORMING. Any use not permitted in the zoning district in which it is located, which lawfully exists by virtue of the fact that it existed on September 17, 2001, or lawfully existed as of the effective date of the Zoning Ordinance or subsequent amendments, and which has not been discontinued under the provisions of the Zoning Ordinance.

USE, PRINCIPAL. Those uses of land listed in Table of Uses (Article 11) in the Zoning Ordinance. Also referred to as a "permitted use".

USE, TEMPORARY. A use which may be located in a zoning district not allowing the use on a permanent basis, after issuance of a permit specifying a limited duration for the use.

USGS. United States Geological Survey.

UTILITY COMPANY OPERATION CENTER. Industries in the Utilities subsector provide electric power, natural gas, steam supply, water supply, and sewage removal through a permanent infrastructure of lines, mains, and pipes.

VACUUM CLEANER REPAIR. These establishments are primarily engaged in repairing vacuum cleaners without retailing new vacuum cleaners.

VARIANCE. An action requesting consideration for relief from the strict enforcement of the standards of the ordinance where special circumstances or unusual considerations may exist on the parcel of land.

VARIETY STORES. This industry comprises establishments primarily engaged in retailing new goods in general merchandise stores (except department stores, warehouse clubs, superstores, and supercenters). These establishments retail a general line of new merchandise such as apparel, automotive parts, dry goods, hardware, groceries, housewares or home furnishings, and other lines in limited amounts, with none of the lines predominating.

VENDING COMPANIES. This industry comprises establishments primarily engaged in retailing merchandise through vending machines that they service.

VESTED RIGHT. A right pursuant to General Statute 153A-344(b) to undertake and complete the development and use of property under the terms and conditions of an approved site-specific development plan. See the Zoning Ordinance.

VICTORIAN STYLE. Any product or style used during the years
1837-1901. Architectural styles of the period include Eastlake, Gothic Revival, High Victorian Gothic, Italianate, Queen Ann, Renaissance Revival, and Richardsonian Romanesque. Features included: polychrome masonry exteriors with bays, towers, and turrets; typically with contrasting colors and/or textures of brick or stone. Also known as 'Victorian Gothic'.

VIOLATION. The failure of a structure or other development to be fully compliant with the provisions of this Ordinance. A structure or other development that is not in full compliance with this Ordinance shall be presumed to be in violation of this Ordinance until such time as documentation is provided to refute any presumed violation.

WAREHOUSING. Establishments primarily engaged in the warehousing and storage of general merchandise, refrigerated goods, and farm products.

WASTE. Surplus materials resulting from on-site construction and disposed of at other locations.

WATCH, CLOCK, JEWELRY REPAIR. This industry comprises establishments primarily engaged in repairing and servicing without retailing watches, clocks and jewelry.

WATER SURFACE ELEVATION (WSE). Means the height, in relation to mean sea level (existing grade in case of Zone AO), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

WATERCOURSE. Means a lake, river, creek, stream, wash, channel or other topographic feature on or over which waters flow at least periodically. Watercourse includes specifically designated areas in which substantial flood damage may occur.

WATERSHED PROTECTION ORDINANCE. The Surry County Watershed Protection Ordinance.

WATER SUPPLY WATERSHED. An area from which water drains to a point of impoundment and the water is then used principally as a source for a public water supply.

WETLANDS. Areas inundated or saturated by surface or ground water at a frequency and duration sufficient to support and, under normal circumstances, do support a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands generally include swamps, marshes, bogs, and similar areas.

WHOLESALE DISTRIBUTION. These establishments are wholesalers primarily engaged in re-selling products to other wholesalers.

WHOLESALE STORE. These establishments are primarily engaged in re-selling products to retail establishments.

WINE TASTING ROOM. A facility in which wine products grown or processed on the owner's property may be tasted and sold. This definition shall also include the following associated uses as permitted: gift/retail sales, assembly areas, meeting rooms, dining and catering facilities, and a restaurant facility, if expressly requested and permitted.
WINERY. A manufacturing facility or establishment engaged in the processing of grapes to produce wine or wine-like beverages.

WIRELESS COMMUNICATION TOWER. Any tower transmitting or receiving signals, including, without limitation, telephonic, radio, television, cable television, or microwave signals. Non-commercial towers, not exceeding thirty-five (35) feet and which are intended for personal private use, by the property owner, are exempt from these regulations.

WOOD CLAPBOARD. One of a series of wood boards used for siding or roofing; most often has a tapered cross section. This form of construction dates to the mid-1700’s and refers to a thin, rived board, 4-5 feet in length, used as weatherboard.

WOODWORKING PLANT. A large-scale (greater than 3,001 square feet) facility, which is engaged in the shaping of wood and similar materials.

WOODWORKING FACBRICATION SHOP. A small-scale (3,000 square feet or less) facility, which is engaged in the shaping of wood and similar materials.

YARD. Any area of land located between a lot line and a required setback line. The minimum depth of a yard shall be determined by horizontal measurement at a right angle from the applicable lot line.

YARD, FRONT. The yard extending across the full width of the lot and lying between the front lot line and the front setback line as required in this Ordinance.

YARD, INTERIOR SIDE. The yard extending along the length of the lot between the required front yard and the required rear yard, and between the side lot line and the side building setback line, as required in this Ordinance, provided that the side lot line is not adjacent to a public street right-of-way.

YARD, REAR. The yard extending across the full width of the lot and lying between the rear lot line and the rear building setback line as required in this Ordinance.

YARD, SIDE. An open, unoccupied space situated between the sideline of the building and the adjacent side line of the lot and extending from the rear line of the front yard to the front line of the rear yard.

YARD, STREET SIDE. The yard extending along the length of the lot between the required front yard and the required rear yard adjacent to a public right-of-way or private access easement and between the side lot line and the side building setback line as required in this Ordinance.

ZERO LOT LINE. A common lot line on which an interior or exterior wall of a structure may be constructed which distinguishes the property line.

ZONING ADMINISTRATOR. Individual, or individuals, appointed by the Planning Director, charged with the administration of this Ordinance to the general public. The Planning Director shall also be considered a Zoning Administrator.

ZONING DISTRICT. A portion or section of the county, outside the
land use jurisdiction of any municipality, for which the regulations and provisions governing the use of buildings and lands are uniform for each class of uses permitted therein. May also be referred to as a general use zoning district or a principal zoning district in this Ordinance.

ZONING LOT. A lot, or portion thereof, within a single zoning district shall be considered and treated as one zoning lot.

ZONING PERMIT. A permit issued by the Zoning Officer or his designee which authorizes the recipient to use or occupy a tract of land or a structure; or to erect, alter or install a structure or sign which fully meets the requirements of this Ordinance.

Mike Wetzel, Parks, Recreation and Maintenance Director, addressed the Board regarding the Recreation Advisory Committee’s 2006 goals and objectives and priority list for upcoming projects and explained PARTF grants.

The Board expressed concerns about County acquisition and development of the Shoals Land Project at this time.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to take the goals and objectives and priority list into consideration in the coming year.

Ralph Williams, Mountain Park Ruritans, addressed the Board regarding a $400,000 project which would require an application for a $200,000 2006 PARTF matching grant through Surry County Parks and Recreation for improvements at Mountain Park Community Park, located at Mountain Park Elementary School. Mr. Williams stated that the matching funds of $200,000 would be provided through a $100,000 grant from the Division of Water Resources and the other $100,000 through the local Ruritan Civic Club members and citizens of the community. Mr. Williams also stated that the project would be completed by the end of 2006.

A motion was made by Commissioner Harrell and seconded by Commissioner Hunter, to endorse the $200,000 2006 PARTF grant for the Mountain Park Community Park, with the Pilot View RC&D, Incorporation using local vendors and contractors, if feasible.

The Board discussed the maintenance of the grounds.

An amended motion was made by Commissioner O’Neal, seconded by Commissioner Harrell, to the original motion and to transfer the 25-year performance maintenance agreement from the County and to require the Ruritans and other local groups to provide this long term maintenance to the property.

A vote was taken on the amended motion. The vote was unanimous.

A vote was taken on the original motion. The vote was unanimous.

Brenda Rose, Cooperative Extension Director, introduced Paul Hodges, Chairman of the Natural Resources Committee.
Mr. Hodges stated that the Natural Resources Committee had joined with the Recreation Advisory Committee and the Appearance Commission to work on environment issues and to discuss common goals. Mr. Hodges presented the Board with three goals for the Natural Resources Committee: recreational opportunities marketed on a website, canoe accesses, and alternative fuels. Mr. Hodges challenged the Board to continue supporting the control of billboards, endorse the development of water access sites in Surry County for recreational purposes, investigate the feasibility of alternative fuels in county vehicles, study the feasibility of a tax credit to fuel stations offering alternative fuels, and buy “green” vehicles beginning in 2006.

The Board thanked Mr. Hodges and Ms. Rose for their hard work with the Natural Resources Committee.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to accept the Natural Resources Committee’s report.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized.

Wayne Black recognized Jackie Lewis for his many faithful years of service to the County.

Commissioner O’Neal recognized Bill Crownfield for serving Fire Services for 53 years with 46 of those years being in Surry County, serving as Chief for the Central Surry Volunteer Fire Department from 1969-1990 and 1992-1994, being the first president of Central Surry and serving as President and Treasure of the Fire Fighters Association. The Board wishes to commend Mr. Crownfield for leading the way toward the establishment of a County-wide 911 system.

The Board took a fifteen-minute recess.

The Board resumed regular business.

Annalisa Davis, Coordinator of Surry County Senior Center, updated the Board on various activities at the Surry County Senior Center. Ms. Davis also presented revenues and expenses from June 1, 2005 through July 30, 2006 and stated that there is a shortfall of $11,570 in balancing the FY 06 budget of $28,430.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to allocate $12,000 to the Surry County Senior Center, with the funds coming from the General Fund Contingency. The Board also asked Ms. Davis to strive to work within the adopted budget in the future.

Charles Madison, Surry Community College Board of Trustees Chairman, introduced the Surry Community Board of Trustees, the Trustees Attorney and Dr. Frank Sells.
Dr. Sells introduced administrative staff and facility members from the college and gave the Board an update on the status of the college. He addressed the last five years of enrollment, financial status, fund balance, summer school and ADA standards for the college. Dr. Sells stated that the 2005-2006 budget has been a challenge and changes had to be made when state allocations come in but services are continuing to be rendered to the students at the college.

Betty Taylor, Assistant County Manager for Budget and Finance, Robin Buie and Jill Leonard, Finance Staff, presented the Board with a payment summary reflecting the first six-months of the County's self-insured workers' compensation program.

Hugh Campbell, Elections Board Member, discussed the new voting machines and requested an additional $70,200 in funds to purchase 20 more voting machines. A total of 100 machines were approved on January 10, 2006.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted to increase the number of voting machines from 100 to 120 with the local cost of approximately $183,000 to come from the fund balance.

Ayes: Chairman Johnson, Vice-Chairman Miller, Commissioner Harrell, Commissioner Hunter

Nays: Commissioner O'Neal

The County Manager presented information on the Blue Ridge National Heritage Area Grant. The grant would require a $10,000 matching grant.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve the grant match of $10,000.

The County Manager presented the 2006-2007 budget calendar for Board approval.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the budget calendar as presented with a copy being on file in the County Manager's Office.

The Board discussed potential dates for a Board Planning Session. The possible dates of February 17 and 24, 2006 at the Workforce Development Center was discussed.

The County Manager gave a status report on the exit 93 water and sewer project. Mr. Sammons stated that bids could be received late February or early March. Mr. Sammons requested two Board members to work with the Dobson Town Officials and Mr. Sammons on the project.
It was the consensus of the Board for Commissioner Harrell and Commissioner O’Neal to work with the County Manager on the Exit 93 water and sewer project.

The County Manager updated the Board on Low Income Home Heating Aid. Mr. Sammons stated that the Governor announced that $4M would be released statewide to help with home heating and weatherization.

The County Manager and Chairman Johnson updated the Board on the Legislative Breakfast that they attended in Elkin on January 11, 2006. Chairman Johnson stated that the breakfast was a positive event and was well attended.

The County Manager briefed the Board on the Yadkin Valley Sewer Authority meeting that was held on January 13, 2006 for the Towns of Elkin, Jonesville and Ronda. Mr. Sammons stated that more than forty individuals attended and a public hearing has been scheduled in Elkin on February 13, 2006 for the Yadkin Valley Sewer Authority.

The County Manager reminded the Board of a Regional Tourism Forum that will be held on January 20, 2006 at Shelton Vineyards.

The County Manager addressed the Board regarding the following potential Board meeting dates and change of locations:
- March 6, 2006 Elkin High School
- April 3, 2006 Museum of History

The County Manager informed the Board of the following upcoming conferences:
- Annual Clerk School January 25-27
- County Manager’s Conference February 1-3

The Board discussed various issues from Surry Community College.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to go into closed session to discuss personnel.

The Board came out of closed session and resumed regular business.

It was the consensus of the Board to hire a selected applicant for the MIS Director position at Grade 75-11.

There was no further business to come before the Board.
Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to adjourn at 11:10 p.m.

______________________________

Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners  
Meeting of February 6, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on February 6, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:  
Macon C. Sammons, Jr., County Manager  
Conchita Atkins, Clerk to the Board  
Edwin Woltz, County Attorney  
Betty Taylor, Assistant County Manager for Budget and Finance  
Sandra Snow, Human Resources Officer  
Cathy Booker, Tax Administrator  
Chris Knopf, Planning Director  
Mike Wetzel, Parks, Recreation and Maintenance Director  
News Media  
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner O'Neal delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the January 17, 2006 meeting. Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Commissioner Harrell entered the meeting at 6:05 p.m.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following resolution regarding change of Board meeting location:

RESOLUTION

WHEREAS, the Surry County Board of Commissioners received an invitation from the Elkin School Board to host its regular Board meeting at the Elkin High School in Elkin; and

WHEREAS, the Surry County Board of Commissioners feels it is desirable from time to time to conduct Board meetings at various locations throughout the County; and

NOW THEREFORE BE IT RESOLVED, that the Surry County Board of Commissioners will conduct its March 6, 2006 regular meeting at the Elkin High School Auditorium beginning at 6:00 p.m.

2. Approve the Social Services Department to apply for
3. Approve a resolution to the North Carolina Department of Transportation regarding the naming of a portion of Highway 52 Bypass in honor of two Police Officers:

RESOLUTION PROPOSING THE NAMING OF A PORTION OF HIGHWAY 52 BYPASS IN HONOR OF POLICE OFFICERS RALPH EAST AND GLENN BRANSCOME

WHEREAS, Ralph East and Glenn Branscome were police officers with the Town of Pilot Mountain, Surry County, North Carolina in 1969; and

WHEREAS, Officers East and Branscome were patrolling Old Highway 52 Bypass (near East Surry High School) and made a vehicular traffic stop; and

WHEREAS, Officers East and Branscome were killed in the line of duty on February 3, 1969 during this incident.

WHEREAS, Officers East and Branscome were good and faithful servants of the citizens of Surry County; and

WHEREAS, the Surry County Board of Commissioners would like to preserve the memory of Officers East and Branscome and the values that they stood for as law enforcement officers and members of the community.

NOW THEREFORE BE IT RESOLVED, the Surry County Board of Commissioners and the Town of Pilot Mountain request the North Carolina Department of Transportation honor Officers East and Branscome by erecting a road sign for a two mile section along Highway 52 Bypass within the town limits of Pilot Mountain for Officers East and Branscome for the sacrifice of their lives in the line of duty and for their dedication to the citizens of Surry County.

4. Approve a resolution to the North Carolina Department of Transportation regarding the addition of Big Oak Lane and North Big Oak Lane to the secondary road system:

N. C. DEPARTMENT OF TRANSPORTATION REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM

NORTH CAROLINA COUNTY OF SURRY

Road Name: Big Oak Lane and North Big Oak Lane

WHEREAS, the attached petition has been filed with the Surry County Board of Commissioners, requesting that the above named road be added to the Secondary Road System; and

WHEREAS, the Board is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Highway Division of the Department of Transportation for the addition of roads to the System.

NOW, THEREFORE, BE IT RESOLVED by the Surry County Board of Commissioners that the Highway Division is hereby requested to review the above-described road and to take over the road for maintenance if it meets established standards and criteria.
5. Approve a request from the Parks, Recreation and Maintenance Department to accept the low bid from Crissman Tree Services, in the amount of $2,500, to trim trees at the Historic Courthouse. Bids were as follows:

- Crissman Tree Services: $2,500
- Lane’s Tree Service: $3,475
- O’Neal Tree Service: $3,900

6. Approve a request from the Parks, Recreation and Maintenance Department to accept the low bid from Blaine Johnson Construction, Incorporation, in the amount of $7,900, to replace the roof at the USDA Center. Bids were as follows:

- Blaine Johnson Construction: $7,900
- Branch Home Improvements: $13,650
- Warren King Construction: $17,971

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the following requests from the Emergency Services Department:

   - Approve EMS to apply and accept, if awarded, a $100,000 non-matching NC OEMS grant to purchase AED’s for rescue squads and other agencies.
   - Approve EMS to apply and accept, if awarded, a $1,000 non-matching American Trauma Society grant.
   - Approve EMS to apply and accept, if awarded, two $1,000 Wal-mart grants to be used toward an “Andy Ambulance”.
   - Approve EMS to apply and accept, if awarded, a $5,000 non-matching Lowe’s Hardware grant to be used toward an “Andy Ambulance”.
   - Approve EMS to purchase three projectors from 911 funds.

2. Approve budget change no. 11 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on February 6, 2006.

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Meeting of February 6, 2006 Continued

Transfers to Other Funds

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<th>To</th>
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REVENUE

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ECONOMIC DEVELOPMENT FUND

EXPENDITURES

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REVENUE

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EDUCATION DEBT SERVICE FUND

EXPENDITURES

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REVENUE

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Request from the Human Resources Officer:
1. Approve the reclassification of position no. 412002 from a Secretary III to a Secretary IV, effective March 1, 2006.

Requests from the Tax Administrator:
1. Approve the Tax Administrator to attend the IAAO Assessment Administrator course and approve Roger Bedsaul to attend the IAAO Income Approach to Valuation II course in Williamsburg, Virginia.
2. Approve the Tax Department to turn in four cell phones through Carolina West and purchase five GPS phones for the appraisers to use in their field work.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Ron Inman, Shoals Recreation Committee Chairman, addressed the Board regarding the purchase of land for a Shoals Recreation Park. Mr. Inman stated that the committee had obtained a loan of $350,000 and the property is titled to the Shoals Community Trust. The Shoals Recreation Committee is doing fund drives to help pay for and develop the property. Mr. Inman asked the Board to consider the Shoals Recreation Committee for a PARTF grant in 2007 to help pay off the $350,000 loan.

Chet Jessup spoke in support of a resolution proposing the naming of a portion of Highway 52 Bypass in honor of police officers Ralph East and Glenn Bransome, who were killed in the line of duty in 1969. The resolution was adopted in the Board’s consent agenda.

Tony Leonardi stated he was speaking for the residents of Rockford Village. Mr. Leonardi asked the Board to consider adopting
the zoning test amendments for the Village of Rockford that were presented to the Board on January 17, 2006. Mr. Leonardi stated the protective zoning has the support of the majority of Rockford residents, the Rockford Preservation Society and Preservation of North Carolina.

Marion Venable, Rockford Preservation Society Board President, stated that the Preservation Board endorsed the zoning amendments and that it may not be the best plan for everyone, but property owners may elect not to participate.

Paul Carter and Carolyn Carter, owners of Rockford General Store, stated they were not against other property owners, but would like at present to be left out of the historic preservation zoning.

Doug Holyfield, owner of the Rockford Bed and Breakfast, stated that he was in full support of the zoning amendments.

Pam Foy, owner of Jessie Lester Tavern, spoke in opposition of the zoning amendments and would like to be left out of the zoning.

The Board discussed the zoning plan for the Village of Rockford and would like to see every owner participate in the zoning plan. The Board discussed objectives with the Planning Director and asked the Planning Director to work with property owners and come up with zoning amendments that will allow all to participate.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to hold a public hearing on March 20, 2006 to hear input on the zoning amendments for the Village of Rockford.

Marilyn Ayers spoke in support of a resolution to the North Carolina Department of Transportation regarding adding Big Oak Lane to the secondary road system. The resolution was adopted in the Board’s consent agenda.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Cathy Booker, Tax Administrator, presented the Board with a current year delinquent tax report. Ms. Booker stated that there are 6,327 delinquent tax bills and requested permission to advertise the delinquent tax bills in the paper.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously for the Tax Administrator to advertise the delinquent tax bills.

Robin Testerman, Chairman of the Community Child Protection Team, presented the Board with a Child Protection Team annual report for 2005. Ms. Testerman presented information on the following concern and programs: Domestic Violence Services, Substance Abuse Services, Chronic Neglect, Suicide Prevention of Adolescents, Faith Based Initiative and Mental Health Services. Ms. Testerman stated that there was a need for an Abuse Counselor.

The Board thanked Ms. Testerman for all the hard work completed by the Child Protection Team.
Dr. Barry Shepherd, Elkin City Schools Superintendent, addressed the Board regarding a Facility Needs Assessment. Dr. Shepherd stated that every five years the local board of education is required to complete and submit a Facility Needs Assessment.

Jim Shepherd, Project Manager for Elkin High School Construction Renovation, presented a report identifying major capital needs such as expansion and renovation, totaling $9.7 million. Mr. Shepherd presented recommendations for the Elkin City School facilities.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to accept the Facilities Needs Assessment of the Elkin City Schools.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda.

Commissioner Jim Harrell, Jr. recognized the following individuals:

Wesley Martin, Ben Crosswhite, Dustin Miles, Levi Carter, Tyler Transou, Matthew Wurdeman, Corey Moore, Keith Whitman, Wells Stewart, Andrew Johnson, Kedron Bullock, Lorenzo Cardona, Russell Stewart, Brandon Cox, Donnie Belle, Terry Adams, Coad Westra, Cory Combs, Drew Welborn, Bobby Bennett, Edgar Rodriguez-Lopez, Cole Faulkner, Mitch Anderson, Cameron Parrish, Leonard Jordan, Chris King, Joel Blevins, Matt Nixon, Travis Myers, Andrew Roten, Robbie Nicholson, Seth Crater, Trent Walters, Andrew Hutchens, Preston Kelly, Chad Miller, Josh Hodges, Ryan Purvis, Gary Smith, Brian Carter, and Bret Stike, Elkin High School Buckin’ Elks, for another truly outstanding football season and for winning Elkin’s third 1-A Football State Championship in four years by defeating Northampton West 42-12.

Coaches Richard Grissom, Tony Duncan, Clarence Edwards, Perry Lloyd, Kent Millsaps, Jackie Thornburg, and Scott Wood for their leadership, service and dedication in the development of the athletes, through exemplary sportsmanship and extraordinary play, winning three 1-A Football State Championships in four years.

Dr. Skip Whitman, David Hall, Phillip King, John Orta, Jordan Tanner, Aaron Rabin, Nathan Harris, and Jedd Metts for their service and dedication to the Elkin High School Football program while assisting the Buckin’ Elks football team during an outstanding football season.

The Board took a fifteen-minute break.

The Board resumed regular business.

The County Manager updated the Board on voting machines and stated that the State had increased the allocation to $30,000 per County plus the cost of machine testing, estimated at $25,000. Mr. Sammons stated that the State would assume responsibility for testing.

The County Manager updated the Board on the status of Centralized Permitting. Mr. Sammons stated there would be a training session on Saturday, February 11, 2006 and the planned start up date would be Monday, March 6, 2006.
The County Manager addressed the Board regarding a schedule for planning and construction of the One Stop Center and Health Clinic Building.

The County Manager updated the Board on the North Carolina Association of County Commissioners Medicaid proposal and how it plays out for the County and State. Mr. Sammons stated that the municipalities will be held harmless if the State receives part of the existing local sales tax revenue in exchange for a new one-cent local sales tax.

The County Manager presented information from Clarence Campbell regarding tipping fees paid by his roofing contractor. He owns several mobile homes and paid the landfill availability fee on each property. Mr. Campbell was requesting a landfill refund of $84. The Board took no action on this request.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to go into closed session to discuss land acquisition, economic development, and a legal matter with the County Attorney.

The Board came out of closed session and resumed regular business.

The County Manager and the Board discussed a Planning Retreat for Friday, March 3, 2006 at the Workforce Development Center, Mount Airy.

There was no further business to come before the Board.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to adjourn at 9:30 p.m.
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on February 20, 2006. The meeting was held in the County Commissioners’ Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O’Neal.

Others present for the meeting, at various times, were:
- Macon C. Sammons, Jr., County Manager
- Conchita Atkins, Clerk to the Board
- Edwin Woltz, County Attorney
- Betty Taylor, Assistant County Manager for Budget and Finance
- Sandra Snow, Human Resources Officer
- Chief Deputy Jimmy Combs
- Chris Knopf, Planning Director
- Tammy Johnson, Water and Sewer Projects Coordinator
- Mike Wetzel, Parks, Recreation and Maintenance Director
- News Media
- Other Citizens

Chairman Paul Johnson called the meeting to order. Chairman Paul Johnson delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the February 6, 2006 meeting. Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following resolution to the North Carolina Department of Transportation regarding map designation of the Beulah Community.

   RESOLUTION CALLING FOR STATE TRANSPORTATION MAP TO USE THE COMMUNITY NAME "BEULAH" REPLACING "BOTTOM"

   WHEREAS, the official State Transportation Map identifies the community situated one mile west of I-77 on Highway 89 as "Bottom"; and

   WHEREAS, the vicinity has for many years been known as the Beulah community and Beulah has become the common usage name; and

   WHEREAS, the name “Bottom” was derived from a local post office in the area that closed many years ago, around 1937, and this name is no longer in common use.
NOW, THEREFORE, BE IT RESOLVED that the Surry County Board of Commissioners do hereby request the State Board of Transportation to revise and update the State map, designating the community on Highway 89 one mile west of I-77 as “Beulah”, in place of the name “Bottom” as presently shown on the State map.

2. Approve the following from the Tax Department:
   ▪ Total releases for the month ending 1-31-06 in the amount of $36,180.86.
   ▪ Total refunds for the month ending 1-31-06 in the amount of $26,862.88.
   ▪ Total real and personal property discoveries in the month ending 1-31-06 in the amount of $7,835.92.
   ▪ Total motor vehicle discoveries for the month ending 1-31-06 in the amount of $3,130.30.
   ▪ Collect November 2005 motor vehicle renewals in the amount of $257,649.

3. Approve the Hope Valley, Incorporated lease agreement as follows:

   WITNESSETH:

   WHEREAS, Tenant has for a period of years leased from Landlord a portion of the County Farm property described on Exhibit “A”, attached hereto and incorporated herein by reference, for use primarily in the treating and rehabilitating of alcoholics and other drug abusers and the provision of spiritual therapy and necessary medical aid and therapy as may be necessary for their cure and treatment.

   AND, WHEREAS, Landlord had again determined it would be appropriate and advisable to use the subject property for the same or similar type of therapeutic programming to be carried on by Tenant;

   AND WHEREAS, Landlord has published a notice required by law stating its intention to lease certain real property to Tenant for a period of ten (10) years;

   NOW, THEREFORE, based upon the payment of One Dollar ($1.00) and other good and legally adequate consideration, the sufficiency of which is hereby acknowledged, the parties do hereby contract and agree as follows:

   (1) Landlord shall lease to Tenant that certain described property, with improvements more fully described on Exhibit “A” attached hereto and incorporated herein by reference. The effective date of the within lease shall be upon the expiration of the prior lease between the parties, midnight December 6, 2007 for a period of ten (10) years, through and including December 7, 2017.

   (2) Tenant accepts the property and improvements thereon in their current condition and Landlord shall not be required to make repairs, alterations or improvements to the existing facilities. Further, Tenant shall use the property which is the subject of this lease, including improvements, in a manner strictly consistent with its Charter, as outlined above, unless Landlord consents in writing to some other use proposed by Tenant.

   (3) Tenant shall maintain the premises, including fencing thereon, moving, structures and improvements. Tenant shall keep the same in good repair. The parties acknowledge that Tenant caused many of the improvements to be made at its own
time and expense in the past and that such improvements shall accrue to Landlord’s benefit at termination.

(4) Tenant shall be solely responsible for adequately insuring all improvements to the premises that it has caused to be constructed, renovated or rehabilitated as set forth on Exhibit “B,” attached hereto and incorporated herein by reference. Landlord shall be responsible primarily for insuring the other improvements on the premises in an adequate manner. Tenant shall additionally be solely responsible for the costs of obtaining workers compensation insurance and a public liability policy on the premises described in Exhibit “A” in an amount not less than One Million Dollars ($1,000,000) with Landlord listed as an additional insured. Landlord shall provide Tenant with a Certificate of Insurance coverage relating to its insurance responsibilities set forth in this paragraph and Tenant shall provide the Landlord certified of coverage which shall be noncancellable for a period of thirty (30) days subsequent to written notice of intent to cancel mailed to Tenant (with a copy to Landlord) thirty (30) days prior to anticipated cancellation date.

(5) Landlord conveys a leasehold interest to Tenant and Tenant accepts said leasehold interest in its “as is” condition and the parties acknowledge that Landlord shall not, without Landlord’s consent in writing, further permanently improve the premises during the term of the lease.

(6) Tenant shall be responsible for all maintenance to the property and to buildings and other structures, including utilities, water and waster disposal systems. Maintenance levels shall be adequate to protect users of the facility from hidden dangers. Tenant shall also be responsible for maintenance of future permanent improvements constructed on the premises which have been consented to by Landlord.

(7) Upon termination of this lease, permanent improvements, shall become the property of Landlord, Tenant shall, upon lease termination, return the leased premises and all buildings and improvements located thereon, to Landlord in good condition, reasonable wear and tear, fire and casualty expected.

(8) Tenant shall indemnify and hold harmless Landlord from any and all claims and expenses incurred by Landlord as a result of Tenant’s occupation and use of the subject premises.

(9) If Tenant shall fail to perform any of the terms and conditions of this lease and should fail to remedy the same within thirty (30) days of receipt of written notification of breach, Landlord shall have the authority to declare the lease terminated and shall be entitled to retake immediate possession of the subject property.

IN WITNESS WHEREOF, Landlord has caused this instrument to be signed by the Chairman of the Surry County Board of Commissioners and attested by its Clerk to said Board of Commissioners, and Landlord’s corporate seal has been hereto affixed, all by authorization of Landlord’s Board of Commissioners; and Tenant has caused these presents to be signed in its corporate name by its President, attested by its Secretary and its corporate seal to be affixed hereto, all as of the day and year first above written.

4. Approve the Criminal Justice Partnership Program Fiscal Year 2005-2006 application for reallocated fund in the amount of $4,650.

5. Approve the reappointment of Commissioner Jim Harrell, Jr.,
Meeting of February 20, 2006  Continued

Commissioner Jim Miller, Alternate Freda Gibbons, and Alternate W. Rawley Amburn to the Yadkin Valley Economic Development Board with the term expiring April, 2009.

6. Approve Mike Hoyng to replace Rick Hunter on the Recreation Advisory Board.

7. Approve the Parks, Recreation, Maintenance Department to apply, and if awarded, accept a North Carolina Department of Environment and Natural Resources that sponsors Adopt-A-Trial grant.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the following Memorandum of Agreement for the Central Middle School project and approve budget change no. 12.

NORTH CAROLINA  MEMORANDUM OF AGREEMENT

SURRY COUNTY

This Memorandum of Agreement is entered into jointly by the Board of Commissioners of Surry County and the Surry County Board of Education. In this document, the Board of Commissioners of Surry County shall be identified by the term "Board of Commissioners", and the Surry County Board of Education shall be identified by the term "Board of Education".

WITNESSETH:

WHEREAS, the Board of County Commissioners acknowledges the need for a program of classroom additions and renovations in Surry County Schools to improve certain existing school buildings and to implement the school building plan as recommended by the Board of Education, and

WHEREAS, the construction of a new classroom addition and cafeteria expansion and renovations at Central Middle School is among the school facility needs identified in its long-range plan by the Board of Education, and

WHEREAS, the Board of Education has requested that the Board of County Commissioners provides authorization and funding for the construction and related costs of the classroom addition at the earliest possible date, and

WHEREAS, the Board of Education, estimates that the total cost of the additions and renovations will be approximately $4,600,000.00, as outlined in Exhibit A, based on current costs, and

WHEREAS, the Board of Education, has selected a classroom addition design developed by the architects selected by the Board of Education and,

WHEREAS, the Board of Education, after consultation with the Division of School Planning of the North Carolina Department of Public Instruction, certifies that construction of the classroom addition design selected will meet all current State school building requirements, and State building code requirements, and that the estimated costs of the facilities are comparable to costs of similar facilities being constructed throughout the State and,

NOW, THEREFORE, the Board of County Commissioners and the Board of Education, in consideration of the benefits arising to the citizens of Surry County, jointly acknowledge and agree as follows:

1. The Board of Education has developed a project to alleviate the classroom space deficiencies at Central Middle School. This project will provide 25,395 square feet of new and renovated classroom and support space. The addition will add 16 new classrooms to the existing Central Middle School. The project and design have been
presented to the Board of County Commissioners as the solution to the space problem and in support of the funding request.

2. The Surry County Board of Education and Board of County Commissioners have agreed to the following funding plan:
   a. The Board of County Commissioners will appropriate funding of $4,300,000.00.
   b. The Board of Education will appropriate $300,000.
   c. Total funds available are $4,600,000.00.
   d. See Exhibit A – Capital Project Ordinance.

In the event of cost overruns, the Board of Education may request from the County Commissioners the contingency funds necessary to finalize the project. The Board of Education shall notify the County Commissioners of any anticipated cost overruns at the earliest possible date. The County Commissioners reserve the right to appropriate or not to appropriate funds to cover cost overruns.

3. These new school facilities shall be designed, constructed, furnished, and equipped in accordance with applicable specifications adopted by the Board of Education in consultation with the Division of School Planning of the North Carolina Department of Public Instruction. The facilities shall be designed to accommodate one science lab, two math/science classrooms, two computer labs, and 11 regular classrooms.

4. Both the Board of County Commissioners and the Board of Education agree to enter into such additional contractual agreements as may be necessary or desirable in order to accomplish the construction of the new school facilities within the established budget.

IN WITNESS WHEREOF, this Memorandum of Agreement has been approved by the Board of County Commissioners on the 20th day of February, 2006 and by the Board of Education on the 6th day of March, 2006, each of which has authorized its execution by its appropriate officers. This Memorandum of Agreement shall be a part of the official Minutes of the Board of County Commissioners and the Board of Education.

EXHIBIT A
CAPITAL PROJECT ORDINANCE
CENTRAL MIDDLE SCHOOL

BE IT ORDAINED by the Board of Commissioners of the County of Surry that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, this capital project ordinance is hereby adopted:

SECTION 1: The project authorized by this ordinance is the construction of a new sixteen-classroom addition for Central Middle School. The project also includes expansion and renovations to the school’s kitchen and cafeteria.

SECTION 2: The offices of this governmental unit are hereby directed to proceed with this capital project within the guidelines set by the budget contained herein.
SECTION 3: The costs of the project are:

A. Construction Cost (Projected) $4,553,429.00
B. Contingency Cost 46,571.00

Total Project Cost $4,600,000.00

SECTION 4: The following financing sources are anticipated to be available to complete this project:

Contribution from Surry County Schools $ 300,000.00

Installment Financing 4,300,000.00

TOTAL $4,600,000.00

SECTION 5: The Finance Officer is directed to report quarterly to the Board of Commissioners on the financial status of the project.

SECTION 6: The Budget Officer is directed to include an analysis of past and future costs and revenue for this capital project in each annual budget submitted to the Board of Commissioners for as long as this ordinance shall remain in effect.

SECTION 7: Any balance of appropriated funds which are unexpected at the conclusion of this project shall be reserved by the Board of Commissioners for future schools buildings project.

SECTION 8: Copies of this capital project ordinance shall be made available to the Budget Officer and the Finance Officer for direction in carrying out this project.

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on February 20, 2006.

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2. Approve Surry Community College to transfer $264,608 from the Three-Story Classroom Project to another project and to receive $32,242 and any subsequent earnings from interest earned on the three-story classroom building.

3. Approve the MIS Department to purchase a laptop.

Request from the Planning Director:
1. Approve the Richard Barnes, Jr. final one-lot subdivision.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Chairman Johnson reminded the citizens that the next regular scheduled Board meeting would be held at the Elkin High School on March 6, 2006.

Roger Lowe addressed the Board regarding the extension of trapping season for foxes and coyotes.

Upon motion of Commissioner Johnson, seconded by Commissioner Hunter, the Board voted unanimously to extend the trapping season until the end of February, pending the County Attorney working with the Wildlife Commission on the extension.

Commissioner Hunter stated that the White Plains Ruritans were interested in using the White Plains Volunteer Fire Department’s property if and when it becomes available.

Chairman Johnson stated that several community centers had hosted Valentine Dances for students and the participation was good. Chairman Johnson stated that 312 students came to the Westfield Community Center to attend the dance.

Commissioner O’Neal updated the Board on the proposed animal shelter renovation. Commissioner O’Neal stated that it would double the space at the shelter.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the expansion and allow the Buildings and Grounds Committee to move forward with decisions on the project.

Commissioner O’Neal updated the Board on the progress of the One Stop Center/Health Clinic. Commissioner O’Neal stated that the Buildings and Grounds Committee was waiting on the preliminary floor plan drawings from the architect.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR853. The parcel site is 141.14 acres of tax parcels 5031-00-89-7450, 5032-00-70-9433, 5031-00-79-3875, and 5031-07-79-4066. The property owner is WSSMA, LLC. The property is currently zoned RA, WO. The petition is to rezone the property to RR-C, WO.
Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

Keith Timmons owns property across the street from the proposed rezoning of the property and is in favor of the rezoning.

Rob Hower, adjoins back of property, spoke in favor of the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to approve the rezoning as presented by the Planning Director with the following development conditions:

- The following Permitted Uses shall be allowed: Accessory Structures; Botanical Gardens; Child Care Center; Church; Country Club; Single Family Dwelling, On-Site Built; Forestry Greenways; Guest House; Home Occupation; Parks and Playgrounds; Public Utility Facility (small scale); Residential Development Sales (on-site) Subdivision (6 lots or more); Swimming Pool; Private
- The following Conditional Uses shall be allowed: Bed and Breakfast; Golf Course; Historic Property Ventures; Resort; Swimming Pool, Public
- Subject to deed restrictions, community restrictions, and written approval of the architectural review committee. Maintenance/Storage facility and horse stable shall be constructed in accordance with Article 20 of the Zoning Ordinance, “Flood Hazard Areas”.
- The site plan submitted by the applicant is a binding part of this approved rezoning. All development on this property must be consistent with the approved site plan.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR884. The parcel site is 11.35 acres of tax parcels 4090-04-64-9196. The property owner is M & M Granite, Inc. The property is currently zoned RA, WO. The petition is to rezone the property to MI, WO.

Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

Michael Fulk, co-owner of property, stated that they had outgrown their current facility and need to build a 60X200 facility.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to approve the rezoning as presented by the Planning Director.
Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR895. The parcel site is 0.73 and 0.78 acre of tax parcels 5908-00-62-7434 and 5908-00-62-5271. The property owner is GCD Partners. The property is currently zoned RA. The petition is to rezone the property to RR.

Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke on the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the rezoning as presented by the Planning Director.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing public comments on the Local Law Enforcement Block Grant.

Chief Deputy Jimmy Combs presented the facts pertaining to the grant.

Chairman Johnson asked for comments from the public.

No one spoke on the grant.

Chairman Johnson closed the public hearing and asked the Board if they wished to take any action.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the grant in the amount of $14,941 with the County match being $1,494 and the match coming from the Drug Eradication Fund.

Commissioner Hunter addressed the Board on the Village of Rockford zoning process. Commissioner Hunter stated that the Planning Director had received feedback from one of the owners of the Rockford General Store and they stated that they do not want to participate.

Upon motion of Commissioner Hunter, seconded by Commissioner Johnson, the Board voted unanimously to approve the Village of Rockford District zoning ordinance as follows:

TEXT AMENDMENTS
SURRY COUNTY ZONING ORDINANCE
FEBRUARY 20, 2006

Article 7, “Establishment and Intent of Districts and Boundaries”, Section 1, “Zoning Districts Established”, of the Zoning Ordinance shall be amended to include the following language:
Article 7, Establishment and Intent of Districts and Boundaries”, Section 4, “Intent of Zoning Districts”, of the Zoning Ordinance shall be amended to include the following language:

**VR Village of Rockford District**

The purpose of this district is to allow a mixture of appropriate residential and non-residential uses in the vicinity of the Rockford National Register Historic District. This district allows this village area to continue development patterns initiated in the 1790’s. This district is a Special Zoning District, as governed by Article 10, Section 1.

**VR-C Village of Rockford Conditional District**

Identical to the Village of Rockford District except that this district has no inherent permitted or conditional uses. Any development activities within this district are subject to the requirements of Article 8 of this Ordinance.

Article 10, “Special Zoning Districts”, Section 1, “Reserved”, of the Zoning Ordinance shall be replaced with the following language:

**Section 1. Village of Rockford (VR) Zoning District**

The Village of Rockford (VF) District is a mixed-use district which will allow those properties within the District boundary to continue the pattern of development established upon the village’s creation in 1789. This district is strictly designed for properties in close proximity to the Rockford National Register Historic District. It is the intent of this District to accomplish the following tasks:

- A. To safeguard the integrity of the Village of Rockford by preserving those areas and individual properties therein, and those that are in close proximity;
- B. To stabilize and improve property values within the district boundary;
- C. To foster civic beauty; and
- D. To promote the use and conservation of the Village of Rockford for the education, pleasure, and enrichment of County and State residents.

**Section 1.1 Table of Uses**

All uses within the VR District that are designated as Conditional Uses, as shown in Article 11, “Table of Uses”, shall comply with Article 10, Section 1.5, as found below, rather than the requirements found in Article 16, “Conditional Uses”. In addition to the conditional uses found within this District, the following uses shall also be considered as conditional uses:

- A. Any use found by the Planning Board to have existed on the particular property before 1956 may be permitted following a quasi-judicial hearing by the Planning Board:
Section 1.2 Site Plan Review for Permitted Uses

For those uses designated as Permitted Uses in the VR District, as found in Article 11, "Table of Uses", the applicant shall prepare an application for review by the Zoning Administrator that complies with this Article. The site plan shall show the following:

A. Boundaries of tract to be developed shown with bearings and distances as established by the boundary survey;
B. Proposed rights-of-ways or easements, location, widths, and purposes;
C. Proposed setback lines from property boundaries;
D. Title, date, north arrow, and graphic scale;
E. Watershed designation, if applicable;
F. Proof of ownership of the proposed site or authorization to utilize it;
G. Copies of the architectural renderings of the proposed building or structure; and
H. List of all building materials to be utilized in the construction of the building's façade.

Section 1.3 Conditional Use Permit Application and Review

For those uses designated as Conditional Uses in the VR District, as found in Article 11, "Table of Uses", the applicant shall prepare an application for review by the Planning Board and other applicable government agencies that complies with Article 10, Section 1. Conditional Uses within the VR District are subject to the requirements of this Section, rather than those found in Article 16, "Conditional Uses".

Land uses that were considered permitted uses prior to being included within the initial VR zoning district in 2006, and are now considered Conditional Uses, will be permitted to expand up to two times (2x) their size without receiving a Conditional Use Permit to expand; applicants will follow the requirements of Section 1.2 above. The existing size used in this calculation shall be determined as the size of the land use when the initial VR district was adopted.

Area Map

The application shall contain an area map showing the property to be developed. The area map shall show the following:

A. The boundary of the property to be developed;
B. The names and addresses of adjoining property owners;
C. The location of existing streets, buildings, railroads, transmission lines, sewers, bridges, culverts, drainpipes, and easements, to the extent that these may be ascertained from a field inspection by the County;
D. Municipal boundaries and extraterritorial jurisdictions, township lines, zoning district classifications, and other applicable boundaries;
E. Name of the applicable fire district;
F. Topography, proximity to streams, susceptibility to flooding as determined from available flood maps, and other natural
features which may impose restrictions on the development of the site.

Detailed Development Plan

The application shall contain a detailed development plan showing the following information on a sheet or sheets (not less than 18”x 24”) drawn at a scale of sufficient size to accurately and clearly show all required information including additional information as required with the Area Map. The Detailed Development Plan shall be recorded, with, or part of, the boundary survey in the Office of Register of Deeds. Approved Detailed Development Plans shall be recorded before issuance of a Zoning Permit. The Detailed Development Plan shall include:

A. Name and address of owner and surveyor, engineer, and/or land planner;
B. Scaled vicinity map inset showing the location of the property in relationship to near by towns, communities, and roads;
C. Boundaries of tract to be developed shown with bearings and distances as established by the boundary survey;
D. Site Data Table, including impervious surfaces calculations and total acreage;
E. Proposed rights-of-ways or easements, location, widths, and purposes;
F. Proposed setback lines from property boundaries;
G. Title, date, north arrow, and graphic scale;
H. Watershed designation, if applicable;
I. A letter from the N.C. Division of Highway Engineers, if applicable, indicating that their office has reviewed the area map and site plan and specifying any problems such as highway access or right-of-way encroachments, which need to be resolved prior to approval of the application;
J. A letter stating approval of a Sedimentation and Erosion Control Plan from NCDENR, if applicable; and
K. Proof of ownership of the proposed site or authorization to utilize it.

Additional Requirements

A. Copies of the architectural drawings and renderings of the proposed building or structure; and
B. List of all proposed building materials to be utilized in the construction of the building façade.

Planning Board Action

The applicant shall file fourteen (14) copies of the complete application forty-five (45) days before the next regularly scheduled Planning Board meeting. The Zoning Administrator shall set and advertise a date and time for a public hearing before the Planning Board. Notice of such hearing shall be published in a newspaper of general local circulation at least fifteen (15) days before the date set for the public hearing. At the public hearing all interested parties shall be permitted to testify in sworn testimony. Prior to the hearing all property owners within the Village of Rockford (VR) District shall be mailed a notice of the hearing, via certified mail. The person mailing notices shall certify that such notices have been mailed. Cost of postage shall be reimbursed by the applicant through fees set by the Board of County Commissioners. In addition, the property for which the conditional use permit is
proposed shall be posted at least one (1) week before the public hearing.

The Planning Board shall consider the application and comments at the public hearing and may grant or deny the Conditional Use Permit. If the Conditional Use Permit is granted, the Planning Board shall use as a guide, the specific conditions outlined in this Article for each use proposed. In addition, the Planning Board shall find:

A. That the use will not materially endanger the public health or safety, if located according to the plan submitted and approved;

B. That the use meets all required conditions and specifications;

C. That the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity; and

D. That the location and character of the use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and in general conformity with the Surry County Land Use Plan.

In granting the Conditional Use Permit the Planning Board may designate only those conditions, in addition to those stated herein, which, in its opinion, assure that the use and its proposed location will be harmonious with the area and with the spirit of this Ordinance and clearly in keeping with the public welfare. All such additional conditions shall be entered in the minutes of the meeting, at which the Conditional Use Permit is granted, on the Conditional Use Permit itself, and on the approved plans submitted therewith. All specific conditions shall run with the land and shall be binding on the original applications for the Conditional Use Permit, their heirs, successors, and assigns.

When deciding Conditional Use Permits, the Planning Board shall follow quasi-judicial procedures. No vote greater than a majority vote of the entire Board membership shall be required for the Planning Board to issue a Conditional Use Permit. Vacant positions on the Board and members of the Board who are disqualified from voting on a quasi-judicial matter shall not be considered ‘members of the Board’ for calculation of the requisite majority.

Denial and Appeal

If the Planning Board denies the Conditional Use Permit it shall enter the reason for its action in the minutes of the meeting at which the action is taken.

No appeal may be taken from the action of the Planning Board in granting or denying a Conditional Use Permit except through the Surry County Superior Court within thirty (30) days of the decision or forever be barred.

Failure to Comply with Plans/Notifications of Adjacent Property Owners

In the event of failure to comply with the plans approved by the Planning Board, or with any other conditions imposed upon the Conditional Use Permit, the permit shall thereupon immediately
become void and of no effect following a quasi-judicial hearing by the Planning Board. No building permits for further construction or Certificates of Occupancy under this Conditional Use Permit shall be issued, and all completed structures shall be regarded as nonconforming uses subject to the provisions of this Ordinance. In such cases, owners of adjoining property shall be notified that the Conditional Use Permit is no longer in effect.

Modification of Permits and Site Plans

Where plans are required to be submitted and approved as part of the application for a Conditional Use Permit, modifications of the originally approved plans may be authorized by the Planning Board. Modifications of the site plan, which is a part of the Permit, are permitted following a quasi-judicial hearing consistent with Article 16, Section 3 of this Ordinance.

Section 1.4 Dimensional Requirements

As provided below, the following exceptions shall apply to the Dimensional Requirements found in Article 12 for the VR Zoning District. All buildings and structures in the VR District shall comply with Article 12 of this Ordinance as well as the following yard and height provisions:

1. Front Yard. No building or part of a building, other than steps, open porches, overhanging eaves, and cornices, shall extend closer to a front street line than the average distance of the setbacks of the principal buildings on the same block and on the same side of the street within 1,000 feet from the zoning lot in either direction. Provided, however, that in no case shall the front setback be less than eight (8) feet, and no building shall be required to set back more than 40 feet from the front street line.

2. Rear Yard. There shall be a rear yard with a depth of not less than 25 feet. When a building extends through from street to street, the front yard restrictions shall be observed on both streets.

In the event that the Planning Department finds that an application for a building permit covers activity constituting an authentic restoration or reconstruction of a building or structure that existed at the same location, said building or structure may be restored or reconstructed at the same location where the original building or structure was located.

Any items restored, reconstructed, or maintained over, on, or within a public right-of-way shall be responsibility of the property owner if they have received approval from the proper State or local agency responsible for maintaining the right-of-way. The owner's restoration, reconstruction, or maintenance of any such item shall constitute the owner's agreement to protect and hold the County blameless against any liability, cost, damage, or expense suffered or sustained by the County as a result of or growing out of the restoration, reconstruction, or maintenance. Such items, if approved, may be lawfully restored, reconstructed, or maintained.

Section 1.5 Nonconforming Uses

Prior to its acting upon an application for a Conditional Use Permit pursuant to Article 15, "Nonconforming Uses", of this Ordinance to alter, expand, change, rebuild, or resume a nonconforming use in
Section 1.6 Design and Development Guidelines

In addition to development guidelines required elsewhere in this Ordinance, permitted and conditional uses in the VR District shall be subject to the following site design and development criteria. These guidelines will ensure that new development and additions are compatible with the character of the village and protect the integrity of the village.

A. Residential Development

1. Design new buildings/structures using exterior materials typical of historic buildings in the VR District including brick, stone, log, wood clapboard, finished concrete block (surface textures and/or exterior appearance should be compatible with those of surrounding structures) or a masonry product designed to appear like wood clapboard. Materials shall not comprise metal siding, vinyl siding, or concrete block. However, on a case-by-case basis, the Planning Board may authorize an alternative material if it is in keeping with the intent of this Section.

2. Building or structure design must be consistent with architecture found in the Rockford National Register Historic District, such as Colonial, Greek Revival, Gothic Revival, Federal, and Victorian. Elements such as windows, doors, siding pattern etc. will be reviewed.

3. Materials for the trim and siding must be installed in a fashion that is appropriate to buildings/structures in the Rockford National Register Historic District.

4. Any dwelling built on a slab foundation shall have a minimum six-course brick masonry veneer skirt (of standard brick size) extending up the face of the slab.

5. The majority of roof areas shall have a minimum 8:12 pitch.

6. Chain link fencing (with or without any type of inserts), razor wire, and barbed wire shall not be permitted. This requirement does not apply to agricultural operations as defined under the Bona Fide Farm provision.

7. Accessory structures shall be constructed with like building materials of the primary dwelling/structure on the same property.

8. Existing structures/buildings located in the VR zoning district, which do not initially meet the minimum design and development guidelines for non-residential development as stated above in 1-7, shall be permitted to expand in size utilizing materials that are consistent with the exterior materials of the existing structure/building. The design of the expansion shall be consistent with the existing architecture of the structure/building.

B. Non-Residential Development

1. Design new buildings/structures using exterior materials typical of historic buildings in the VR District including brick, stone, log, wood clapboard, finished concrete block (surface textures and/or exterior appearance should be compatible with those of surrounding structures) or a masonry product designed to appear like wood clapboard. Materials shall not comprise metal siding, vinyl siding, or concrete block. However, on a case-by-case basis, the
Planning Board may authorize an alternative material if it is in keeping with the intent of this Section.

2. Building or structure design must be consistent with architecture found in the Rockford National Register Historic District, such as Colonial, Greek Revival, Gothic Revival, Federal, and Victorian. Elements such as windows, doors, siding pattern etc. will be reviewed.

3. Materials for the trim and siding must be installed in a fashion that is appropriate to structures/buildings found in the Rockford National Register Historic District.

4. Any building/structure built on a slab foundation shall have a minimum six-course brick masonry veneer skirt (of standard brick size) extending up the face of the slab.

5. The majority of roof areas shall have a minimum 8:12 pitch.

6. Accessory structures shall be constructed with like building materials of the primary building/structure on the same property.

7. Parking areas shall be designed in such a manner that minimizes any adverse impact on the historic integrity of any buildings and/or structures on the property in question or adjoining properties. Parking areas shall not impede the flow of traffic along any state-maintained roads. Remote parking areas can be utilized if sufficient space is not available on the property that the non-residential land use is located (See Article 17, Section 4).

8. Buildings shall not be stylized or designed as advertising signage or corporate symbols.

9. Service areas and loading docks shall not be sited on the major pedestrian side of a building, and must be screened from pedestrian view by landscaping or with architectural elements.

10. Chain link fencing (with or without any type of inserts), razor wire, and barbed wire shall not be permitted. This requirement does not apply to agricultural operations as defined under the Bona Fide Farm provision.

11. Refuse enclosures shall be screened from view on all sides with an eight (8) foot high opaque screen of coordinated building materials and landscaping.

12. Existing structures/buildings located in the VR zoning district, which do not initially meet the minimum design and development guidelines for non-residential development as stated above in 1-11, shall be permitted to expand in size utilizing materials that are consistent with the exterior materials of the existing structure/building. The design of the expansion shall be consistent with the existing architecture of the structure/building.

Section 1.7 Additional Zoning Amendment Petition Criteria

In addition to the requirements of Article 4, Section 2(A), all landowners in the VR Zoning District shall be notified by certified mail of petitions submitted to the County for Zoning Amendments pursuant to this Ordinance.

In addition to the requirements of Article 4, Section 2(B), petitions for Zoning Amendments for properties within the VR District, or for properties proposed to be rezoned to the VR District, shall be filed no later than 45 days prior to the Planning Board meeting at which the petition or application is to be considered.
Section 1.8  Applicability and Conflict

Development activities within the VR zoning district are subject to all applicable requirements in this Ordinance, as well as those found in Article 10, Section 1. If the provisions found in this Section conflict with any other provisions of this Ordinance, the provisions of this Section shall govern.

Article 11, "Table of Uses", Section 2, "Table of Uses", of the Zoning Ordinance shall be amended to include the Village of Rockford (VR) zoning district which will include the following permitted and conditional land uses:

**Permitted Uses**

Accessory structures  
Bona fide farms  
Botanical gardens  
Cemetery, private  
Cemetery, public  
Church (including fellowship bldgs.)  
Dwelling, single-family, (site-built)  
Forestry  
Greenways  
Home occupation  
Parks and playgrounds  
Public utility facility (small-scale)  
Subdivisions (5 lots or fewer)

**Conditional Uses**

Accessory apartment, Agricultural cultural center, Agritainment  
Antique shops, Art galleries, Art supplies, Arts and graphics services, Auction house, Bakeries Bait and tackles sales, Barber and beauty shops, Bed and breakfast, Bicycle repair, Bicycle sales and service, Book and stationary stores, Business offices, Candy store, Coffee house, Commercial greenhouses, Commercial nurseries, Community center, Country inn, Craft store, Delicatessen, Eco-tourism enterprise, Executive or institutional retreat, Farm markets, Farm-based tourism enterprise, Farmer’s market, community scale, Florist, General store, Gift shops Glass and mirror shops, Guest House, Hardware stores, Ice cream parlor Jewelry stores, Libraries, Museums, Music stores, Novelty and souvenir shops, Pet shop, Post office, Pottery store, Private tennis courts, private lot, Produce sales, Public utility facility (large-scale), Recreation, outdoor Restaurant, Resort (walk-in), Roadside stand, Seamstress shop, Stable, Stained glass sales, Swimming pool, private Tailoring and dressmaking shops, Tea house, Tobacco shop, Upholstering shops, Wedding chapel, Wine tasting room, Winery, Woodworking shop.

Article 12, "Dimensional Requirements", of the Zoning Ordinance shall be amended to include the following for the Village of Rockford (VR) zoning district:

<table>
<thead>
<tr>
<th>DISTRICT</th>
<th>MINIMUM LOT SIZE</th>
<th>MINIMUM WIDTH</th>
<th>MINIMUM DEPTH</th>
<th>MINIMUM YARD SETBACKS</th>
<th>MAXIMUM BUILDING HEIGHT</th>
</tr>
</thead>
<tbody>
<tr>
<td>VR, VR-C</td>
<td>30,000 sq. ft.</td>
<td>75 feet</td>
<td>110 feet</td>
<td>20 feet</td>
<td>25 feet</td>
</tr>
<tr>
<td>Water and Sewer</td>
<td>12,000 sq. ft.</td>
<td>75 feet</td>
<td>110 feet</td>
<td>20 feet</td>
<td>35 feet</td>
</tr>
<tr>
<td>Corner Lots Abutting Side Street</td>
<td>12 feet</td>
<td>15 feet</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Chris Knopf, Planning Director, presented a draft update of the CEDS report. Mr. Knopf addressed priority projects, major goals, workforce strategies and upcoming objectives. No action was taken at this time.

The Board thanked Mr. Knopf for his hard work on the project.

The County Manager stated that the updated CEDS report would help strengthen grant applications and that a draft resolution would be forthcoming to support the updated CEDS report.

The County Manager updated the Board on the cost of the new voting machines and stated that the FY 06 cost would be approximately $6,800 and the FY 07 cost would be approximately $122,240.

The County Manager addressed the Board regarding an Animal Control research study on the tethering of dogs. This will be provided prior to the next meeting.

The County Manager updated the Board on the Centralized Permitting training session that took place on February 16, 2006. The start up date will be March 6, 2006 and all departments are expected to be on board to make the project a success.

The County Manager stated that a lot of effort is being made toward staffing in Environmental Health.

The County Manager updated the Board on the Exit 93 water and sewer and the performance agreement with the Rural Center has been executed.

Mike Hoyng, Juvenile Crime Prevention Council Chairman, presented a budget revision for the reallocation of funds that was held in agreement with Crossroads Behavioral Healthcare.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the budget revisions and allow the Chairman to sign the agreements.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve and release the following closed session minutes:

August 4, 2003 Item #8 April 5, 2004 Item #1
November 7, 2005 Item #2 November 7, 2005 Item #6
November 7, 2005 Item #7 November 21, 2005 Item #1
November 21, 2005 Item #2 November 21, 2005 Item #3
December 5, 2005 Item #1 December 5, 2005 Item #4
December 5, 2005 Item #5 December 19, 2005 Item #1
December 19, 2005 Item #2 December 19, 2005 Item #3
December 19, 2005 Item #4 December 19, 2005 Item #6
December 20, 2005 Item #1 January 3, 2006 Item #2
January 3, 2006 Item #3 January 3, 2006 Item #4
Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to reappoint Jamie Hall, Danny Hawks and Don Isaacs to the Planning Board.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the following Boards and Commission appointments:

- Appoint Wayne Black to the Workforce Development Board.
- Reappoint Sam Tesh, Teresa Harbour, Annalisa Davis, Brenda Holbrook, Gilda Pruitt, Virginia Rogers, Wayne Black, Donna Collins, Pat Younger, Franklin Marquet, Jackie Deaton, Judy Gilley, Linda Gatchel, Don Belle, Jean Chilton and Betty Tesh to the Aging Planning Committee.
- Reappoint Don Holder and Nolan Kirkman to the Airport Authority.
- Reappoint Jack Hester to Elkin Planning Board.
- Reappoint Tim Gentry as an alternate on the Elkin Planning Board.
- Reappoint Tammy Loman to the Nursing Adult Care Committee.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to appoint Clara W. Fountain to the Nursing Adult Care Homes Community Advisory Committee.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized:

- Alex Fowler, Dobson Elementary School, for placing first in the Spelling Bee Championship in Surry County Schools for two consecutive years.
- Stephanie Smith, Gentry Middle School, for placing second in the Spelling Bee Championship in Surry County Schools.
- Kayla Westmoreland, Meadowview Middle School, for placing third in the Spelling Bee Championship in Surry County Schools.
- Hayley Slayton, Pilot Mountain Middle School, for placing fourth in the Spelling Bee Championship in Surry Schools.
- Tony Marion for being the pronouncer in the Surry County Spelling Bee Championship.

The Board took a fifteen-minute break.

The Board resumed regular business.

David Swann, Crossroads Behavioral Healthcare, gave the Board an overview of the Crossroad Behavioral Healthcare mission and purpose, and a financial overview. Mr. Swann also addressed the North Carolina Mental Health System Reform and the provider network...
Tammy Johnson, Water and Sewer Projects Coordinator, updated the Board on the various water and sewer projects.

- Status of the Flat Rock/Bannertown Water and Sewer District. The USDA Rural Development engineers are reviewing the plans. The County is waiting on authorization to bid.
- Ms. Johnson stated that several grant applications had been submitted for the Interstates Water and Sewer District. Ted Lord from the Golden Leaf Foundation wanted the County to evaluate the project’s status and withdraw the application and submit at the next cycle deadline because of the delay with the Welcome Center Water and Sewer project. Another grant can be submitted under the Annual Grant Category or the Catalyst Category in the upcoming months.
- Ms. Johnson requested to apply for an ARC grant application to Rural Development for the Longhill Road/Hiatt Road to the Landfill in the amount of $200,000. It was the consensus of the Board to wait and see what contribution the property owners are willing to make toward the project.

Betty Taylor, Assistant County Manager for Budget and Finance, discussed the County health insurance plan and gave the Board a claims summary.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel, economic development and legal matters with the County Attorney.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to recess as the Surry County Board of County Commissioners and reconvene as the Flat Rock/Bannertown Water and Sewer District Board of Directors.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the Flat Rock/Bannertown Water and Sewer settlement of the final utility easement negotiated by the County Attorney.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to recess as the Flat Rock/Bannertown Water and Sewer District Board of Directors and reconvene as the Surry County Board of Commissioners.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to approve a one-step merit increase for Chief Deputy Jimmy Combs.
There was no further business to come before the Board.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to recess until March 3, 2006, at 8:00 a.m., Workforce Development Center, Mount Airy, to hold a planning retreat.

The meeting ended at 11:17 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in a reconvened session on March 3, 2006 at the Surry County Workforce Development Center for the Board's 2006 annual planning retreat and other County business.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jimmy Miller, Commissioner Jim Harrell, and Commissioner Craig Hunter.

Commissioner Fred O'Neal was unable to attend.

Others present for the meeting at various times, were:
- Macon C. Sammons, Jr., County Manager
- Betty Taylor, Assistant County Manager for Budget and Finance
- David Long, Facilitator
- John Shelton, Emergency Services Director
- Wayne Cooke, Assistant Emergency Services Director
- Chris Knopf, Planning Director
- News Media

Chairman Johnson called the meeting to order at 8:48 a.m.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to go into closed session to discuss personnel and legal matters.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to transition to a 24/72 schedule for Emergency Services.

As a means of avoiding the future accumulating of compensatory time credits the Board and County Manager emphasize to the Emergency Services Director the need for a larger pool of part-time responders to fill in the gaps in the Emergency Services responders' schedule. It was noted and agreed that Communications Officers will not be able to fill this role, except in a true emergency situation.

The Board took a ten-minute break.

David Long, Facilitator, assisted the Board in identifying its 2006 work program and a 5-year vision.

The Board recessed for lunch at 12:15 p.m.
The Board continued the planning process at 12:45 p.m. by identifying objectives, priorities, strategies and action plans. Economic development, school facility funding, water and sewer expansions, relationships with municipalities, employee health and fitness, and community appearance and beautification initiative were discussed as areas of focus needing attention.

After discussion of water and sewer objectives, the Board expressed a desire to move ahead with water and sewer discussions with Pilot Mountain and Dobson, with the intent of identifying feasible extensions and connections which the County might make, utilizing water and sewer districts, and whole sale purchases of water and sewer services.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to engage Hobbs, Upchurch and Associates (HUA) to conduct a preliminary feasibility study of possible municipal water system extensions that the County might make. A request was also made for the County Manager to also obtain an estimate from HUA of the cost of updating the 2001 County-wide water and sewer study.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to acknowledge by letter receipt of the 5-year Facility Needs Report of the three school systems and to list the funding options under consideration, including the FY 10 increase in available debt capacity and other financing possibilities.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to call on the General Assembly to adopt a non-supplant policy regarding the use of lottery proceeds to help insure the County and local public schools systems actually benefit as intended from the passage of the lottery.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to call for Congress to provide that the “no child left behind“ legislation is properly funded, to insure that this legislation does not remain yet another unfunded mandate.

The Board discussed economic development and asked the Economic Development President, the Surry County Economic Development Partnership Board and the Board of County Commissioners to define specific expectations of the Economic Development Partnership by May 1, 2006 to apply to the 2007 fiscal year.

It was the consensus of the Board to encourage greater dialogue and collaboration with municipalities, and to prepare a letter and survey including the Boards of Education, and judges, as well as municipal boards and
managers, proposing a quarterly gathering on topics of interest.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to commit its 50% share of any costs above and beyond $1.8 million in funds presently committed by grantor agencies, the Shelton Company and the Town of Dobson or the County to complete the Exit 93 water and sewer project. Depending on bids received and the estimates in hand, it was noted that the County’s share of this additional cost could be between $150,000 and $296,500. Both the $500,000 7-year 0% interest electric cooperative loan or the $643,200 DENR 20-year loan at approximately 2.3% are available to finance this balance.

Upon motion of Commission Hunter, seconded by Commissioner Harrell, the Board voted unanimously to authorize the Shelton Companies to build the water and sewer system to Exit 93 and then turn improvements over to the Town of Dobson and the County’s Water and Sewer District, with the objective of containing cost if the grantor agencies are willing and able to participate under this agreement.

Commissioner Hunter had to leave the meeting at 3:20 p.m.

Commissioner Harrell suggested the County explore either operating a bicycle rental service to utilize the scenic bikeway plan, or a franchise to a private business to do the same. The County Manager will ask the Parks, Recreation and Maintenance Director to investigate this.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to direct the planning staff to prepare a rezoning petition for all properties that have a building within or partially within the Rockford National Register Historic District to be rezoned to the VR zoning district in order to protect the historic district which is fundamental to Surry County’s history, for public hearing and explore other nearby properties for possible voluntary inclusion.

Chairman Johnson referred a letter requesting space for a cosmetology program to the County Manager for possible referral to the Surry Community College administration.

There was no further business to come before the Board.
Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to adjourn at 4:10 p.m.

Macon C. Sammons, Jr.
County Manager
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on March 6, 2006. The meeting was held at the Elkin High School Media Center, 334 Elk Spur Street, Elkin, NC.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O’Neal.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Brenda Rose, Cooperative Extension Director
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Jim Harrell, Jr. delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the February 20, 2006 meeting. Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following resolution regarding the addition of Salem Wood Trail to the Secondary Road System:

   N. C. DEPARTMENT OF TRANSPORTATION
   REQUEST FOR ADDITION TO STATE MAINTAINED
   SECONDARY ROAD SYSTEM

   NORTH CAROLINA
   COUNTY OF SURRY

   Road Name: Salem Wood Trail

   WHEREAS, the attached petition has been filed with the Surry County Board of Commissioners, requesting that the above named road be added to the Secondary Road System; and

   WHEREAS, the Board is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Highway Division of the Department of Transportation for the addition of roads to the System.
NOW, THEREFORE, BE IT RESOLVED by the Surry County Board of Commissioners that the Highway Division is hereby requested to review the above-described road, and to take over the road for maintenance if it meets established standards and criteria.

2. Approve the appointment of Pat Halsey to replace Dr. Hugh Hennis on the Health Board.
3. Approve the appointment of Ken Klamfoth to the Workforce Development Center.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve budget change no. 13 as follows:

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REVISED AMOUNT</th>
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</thead>
<tbody>
<tr>
<td>Agriculture Building</td>
<td>Other Improvements</td>
<td>5,000 (5,000)</td>
<td>0</td>
<td>31,500</td>
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<tr>
<td>Admin/Social Services Bldg.</td>
<td>Contracted Services</td>
<td>5,000 3,700</td>
<td>8,700</td>
<td>8,700</td>
</tr>
<tr>
<td>Human Services Bldg-Mt. Airy</td>
<td>Other Improvements</td>
<td>12,505 7,795</td>
<td>20,300</td>
<td>20,300</td>
</tr>
<tr>
<td>Health Department Building</td>
<td>Contracted Services</td>
<td>1,200 (1,000)</td>
<td>200</td>
<td>4,399</td>
</tr>
<tr>
<td>Recreation</td>
<td>Professional Services</td>
<td>16,250 (16,250)</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Prior Projects Reserve</td>
<td>Med supplies</td>
<td>19,000 (1,965)</td>
<td>17,035</td>
<td>0</td>
</tr>
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</table>

Decrement departmental total.

2. Approve budget change no. 14 as follows:

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REVISED AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Smart Start-Health</td>
<td>Supplies &amp; Materials</td>
<td>1,451 (100)</td>
<td>1,851</td>
<td>1,851</td>
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<tr>
<td>Medical Supplies</td>
<td>600 (600)</td>
<td>0</td>
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<td></td>
</tr>
<tr>
<td>Advertising</td>
<td>58 (58)</td>
<td>0</td>
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<td></td>
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</tbody>
</table>

The above action does not change fund totals.
<table>
<thead>
<tr>
<th>Grant</th>
<th>Line Item</th>
<th>Description</th>
<th>2006</th>
<th>2005</th>
<th>Decrease/Increase</th>
<th>2004 Total</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>In-Home Breastfeeding Grant</strong></td>
<td>1055143 51010 Salaries &amp; Wages</td>
<td></td>
<td>24,089</td>
<td>(3,274)</td>
<td>20,815</td>
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<tr>
<td><strong>Adult Primary</strong></td>
<td>1055148 51010 Salaries &amp; Wages</td>
<td>Contracted Services</td>
<td>21,974</td>
<td>15,000</td>
<td>36,974</td>
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<tr>
<td><strong>Diabetes Grant</strong></td>
<td>1055152 52010 Supplies &amp; Materials</td>
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<td>1,660</td>
<td>1,800</td>
<td>3,460</td>
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<td><strong>Cancer Control Program</strong></td>
<td>1055158 51010 Salaries &amp; Wages</td>
<td>Komen Grant</td>
<td>82,800</td>
<td>7,166</td>
<td>90,966</td>
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<tr>
<td><strong>Disease/Stroke Prev.</strong></td>
<td>1055160 52010 Supplies &amp; Materials</td>
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<td>243,900</td>
<td>11,980</td>
<td>255,880</td>
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<td><strong>Family Planning Program</strong></td>
<td>1055164 52010 Supplies &amp; Materials</td>
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<td>103,380</td>
<td>13,166</td>
<td>116,546</td>
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<td>18,200</td>
<td>500</td>
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<td><strong>Immunization Action Plan</strong></td>
<td>1055181 51010 Salaries &amp; Wages</td>
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<td>500</td>
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<td><strong>Bioterrorism &amp; Preparedness</strong></td>
<td>1055185 52010 Supplies &amp; Materials</td>
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<td>17,000</td>
<td>(14,079)</td>
<td>2,921</td>
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Increase departmental total.

<table>
<thead>
<tr>
<th>Line Item</th>
<th>Description</th>
<th>2006</th>
<th>2005</th>
<th>Decrease/Increase</th>
<th>2004 Total</th>
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<tr>
<td><strong>Care</strong></td>
<td>1055148 51010 Salaries &amp; Wages</td>
<td>Contracted Services Grant (New)</td>
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<td>5,912</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055148 51720 Contracted Services</td>
<td>Contracted Services</td>
<td>1,974</td>
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<td>1055148 52020 Medical Supplies</td>
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<td>2,000</td>
<td>2,500</td>
<td>4,500</td>
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<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055148 54010 Travel/Training</td>
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<td>3,000</td>
<td>(300)</td>
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<td>725</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055154 51010 Salaries &amp; Wages -Part-time</td>
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<td>1,890,000</td>
<td>14,000</td>
<td>1,904,000</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055154 51330 Retirement</td>
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<td>1055154 51350 Group Insurance</td>
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<td>3,345</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055154 52020 Medical Supplies</td>
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<td>154,000</td>
<td>35,000</td>
<td>189,000</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055154 54250 Postage</td>
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<td>38</td>
<td>1,038</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055154 54200 Telephone</td>
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<td>3,600</td>
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<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055154 52900 Small Equipment</td>
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<td>1,000</td>
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<td>4,000</td>
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<td><strong>Increase departmental total.</strong></td>
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<td>1,850</td>
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<td><strong>Increase departmental total.</strong></td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055154 54400 Advertising</td>
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<td><strong>Increase departmental total.</strong></td>
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<tr>
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<td>1055160 52010 Supplies &amp; Materials</td>
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<td>6,628</td>
<td>800</td>
<td>7,428</td>
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<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055160 52900 Small Equipment</td>
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<td>8,000</td>
<td>2,000</td>
<td>10,000</td>
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<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055163 51573 Prof. Services - Grant</td>
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<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055164 51010 Salaries &amp; Wages</td>
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<td>7,166</td>
<td>189,966</td>
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<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055164 52020 Medical Supplies</td>
<td></td>
<td>33,200</td>
<td>5,000</td>
<td>38,200</td>
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<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055164 54350 Printing</td>
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<td>1,000</td>
<td>1,100</td>
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<tr>
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<td>1055167 51010 Salaries &amp; Wages</td>
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<td>11,980</td>
<td>255,880</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055170 52010 Supplies &amp; Materials</td>
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<td><strong>Increase departmental total.</strong></td>
<td>1055170 52900 Small Equipment</td>
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<td>0</td>
<td>2,600</td>
<td>2,600</td>
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</tr>
<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055181 51010 Salaries &amp; Wages</td>
<td></td>
<td>335,100</td>
<td>500</td>
<td>335,600</td>
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<td></td>
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</tr>
<tr>
<td><strong>Increase departmental total.</strong></td>
<td>1055185 52900 Small Equipment</td>
<td></td>
<td>17,000</td>
<td>(14,079)</td>
<td>2,921</td>
</tr>
</tbody>
</table>
3. Approve budget change no. 15 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on March 6, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>PREVIOUS</th>
<th>REVISED</th>
</tr>
</thead>
<tbody>
<tr>
<td>CODE</td>
<td>DESCRIPTION</td>
<td>AMOUNT</td>
</tr>
</tbody>
</table>

**GENERAL FUND EXPENDITURES**

<table>
<thead>
<tr>
<th>Governing Body</th>
<th>Group Insurance</th>
<th>13,965 3,375 17,340</th>
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</thead>
<tbody>
<tr>
<td>Human Resources Dept.</td>
<td>Group Insurance</td>
<td>6,897 1,800 8,697</td>
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<tr>
<td>Finance</td>
<td>Group Insurance</td>
<td>34,960 8,810 43,770</td>
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</table>

Increase fund totals.

61,489,876 396,750 61,886,626
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<thead>
<tr>
<th>Department</th>
<th>Program</th>
<th>Group Insurance</th>
<th>Departmental Total</th>
<th>Departmental Total</th>
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</thead>
<tbody>
<tr>
<td><strong>Tax Supervisor</strong></td>
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<tr>
<td>1054140 51350</td>
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<td>1,416,167</td>
<td>1,437,762</td>
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<td>67,100</td>
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<td>243,488</td>
<td>245,558</td>
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<tr>
<td>Judicial Center</td>
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</tr>
<tr>
<td>Building &amp; Grounds-County</td>
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<td>1054190 51350</td>
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<td>17,435</td>
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<td>330,840</td>
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<td>Historic Courthouse</td>
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<td>135,160</td>
<td>133,160</td>
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<tr>
<td>Decrease departmental total</td>
<td></td>
<td>(2,000)</td>
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<tr>
<td>Admin/Social Services Bldg.</td>
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<td>7,438</td>
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<td>Non-Departmental</td>
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<tr>
<td>Inspections</td>
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<td>543,606</td>
<td>545,938</td>
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<td>282,353</td>
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<td>3,225</td>
<td>58,410</td>
<td>61,635</td>
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<td>Veterans Service Office</td>
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<td>Transfers to Other Funds</td>
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<td>12,164,013</td>
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<td>5,720</td>
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</table>

The above action does not change fund totals.
4. Approve budget change no. 16 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on March 6, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REVISED AMOUNT</th>
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<tbody>
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<td>1054310</td>
<td>Sheriff's 53040 Vehicle Maintenance</td>
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<td>46,184</td>
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<td>3,266,844</td>
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<td>Inspections 53040 Vehicle Maintenance</td>
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<td>921</td>
<td>7,421</td>
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<td>548,892</td>
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<td>1054370</td>
<td>Emergency Medical Services 53040 Vehicle Maintenance</td>
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<td>3,134,316</td>
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<td>REVENUE 48500 Insurance Refunds</td>
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<td>Increase fund totals.</td>
<td>61,886,626</td>
<td>4,082</td>
<td>61,890,708</td>
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</tbody>
</table>

Request from the Human Resources Officer:

1. Approve the Employee Benefits Committee proposal for an annual employee appreciation picnic for staff on Thursday, June 15, 2006 at Fisher River Park, 11:00 a.m. to 2:00 p.m.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Chairman Johnson thanked the Elkin Board of Education for inviting the Board to hold their meeting at the Elkin High School and for the delicious meal.

Commissioner Harrell recognized Mayor Gwynn and thanked him for all of his support for the Board of Commissioners.

Brenda Rose introduced Dennis Atkins as the new Industrial Extension Agent. The position will be housed in the Cooperative Extension Office.

Mr. Atkins stated he will be serving five counties - Surry, Stokes, Davie, Yadkin, and Forsyth. The goal is help businesses to be more organized and profitable.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Carmen Long, Extension Agent Family and Consumer Sciences, presented a proclamation for Extension Living Well Week, which takes place the second full week of March. During the week, extension family and consumer sciences professionals are making special efforts to educate citizens about ways to improve the quality of life for adults, youth, individuals, and families.
Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the following proclamation:

**Surry County Proclamation**

Designating the second week of March 2006 as "`Extension Living Well Week"'

WHEREAS, the health and well-being of the family is crucial to the functioning of the Nation and to providing adults and youth with the necessary skills and knowledge to help them achieve the best quality of life possible;

WHEREAS, physically, psychologically, socially, and emotionally strong families provide strength for future generations;

WHEREAS, Extension is a nationwide educational network through the land-grant universities, funded cooperatively through the U. S. Department of Agriculture, State governments and county governments.

WHEREAS, The University of North Carolina Cooperative Extension, Surry County initiatives in nutrition, healthy lifestyles, food safety, financial management, parenting, and environmental health enable citizens to gain knowledge and skills to lead full and productive lives;

WHEREAS, Extension offers educational workshops, seminars, publications and websites to help families and individuals, farms, businesses and communities;

WHEREAS, the designation of "Extension Living Well Week" is a fitting tribute to the National Extension Association for Family and Consumer Sciences' professionals and local staff who provide education that is critical to the quality of life of adults, youth, and families;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Surry County that the second week of March 2006 be designated as "Extension Living Well Week"; encouraging county residents to take advantage of the educational opportunities that Family and Consumer Sciences educators of The University of North Carolina Cooperative Extension offers in the community. These educators provide practical, research-based education that helps county residents in raising kids, eating right, spending smart, and living well.

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Cathy Loggins, Executive Director, local American Red Cross Chapter, addressed the circumstances of the local Red Cross Chapter and stated that the American Red Cross was in financial need. Ms. Loggins stated that the Red Cross is on call twenty-four hours a day, seven days a week. The American Red Cross assisted thirty-three families so far this fiscal year whose homes had been destroyed by fire. Ms. Loggins requested $10,000 to help with the financial burden the Red Cross was experiencing, helping to reduce a current $20,000 debt.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to do a one time allocation of $10,000 for the American Red Cross.
The County Manager presented information from Rural Development regarding the Flat Rock/Bannertown Water and Sewer Project. Mr. Sammons stated that Rural Development had completed its review and that all review comments had been addressed in accordance with previous project plan and specification reviews. Mr. Sammons also stated that Rural Development has authorized the County to proceed with advertisement for bids for the Flat Rock/Bannertown Water and Sewer Project and that bids will be received on April 6, 2006.

The County Manager stated that he had received a resolution of intent from the City of Mount Airy to consider annexation of the areas of Hollyview Forest and Sandy Level.

The County Manager reminded the Board that the April 3, 2006 meeting would be held at the Museum of Regional History.

The County Manager thanked Hobart Jones, Kenny Hooker, and Blair Knox for providing photographs of scenic locations and landmarks which will be placed on the walls on the third floor of the Surry County Government Center.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to go into closed session to discuss personnel and economic development.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the following personnel requests:

- A one-step merit increase for Melba Gammons, Sheriff’s Office, effective March 1, 2006.
- Reclassify position #431016 from a Deputy Sheriff – Narcotics Sergeant (Grade 67) to a Deputy Sheriff Lieutenant (Grade 69) effective March 1, 2006.
- A one-step merit increase for Tony Davis, Soil Conservation, effective March 1, 2006.
- A one-step merit increase for Debbie Cave, Soil Conservation, effective March 1, 2006.
- A one-step merit increase for Jamie Tilley, Soil Conservation, effective March 1, 2006.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized.

Stephen Caudle, Sara Neaves, Lauren Singleton, Bethany Eaton, Megan Phillips, Morgan Robertson, Jillian Kowalcik, Tiffany Golding, Kayla Thomas, Nick Taluri, Trevor Metcher, Joe Gitt, Aaron Sawyers, Jill Refvem, Charlotte Refvem, Megan Priddy, Katherine McRae, and Michael Stevens for achieving All-State honors at the 1A-2A State Swimming Team Championship.

Coaches Oz Prim, Kathy Robertson, JoAnn Refvem, and Kara Martin for their leadership, service and dedication in the development of
Surry County Athletes resulting in their attainment of numerous outstanding performances in the North Carolina High School Athletic Association 1A-2A State Swimming Championship.

Sandie Blackley for having the vision, inspiration and dedication for enhancing extra curricular activities for students by organizing the first swim team in Elkin, the Triad County Soccer League, the Great Book Program at the Elkin Elementary School, the Elkin High School PTA, and various other activities.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously for the Health Department to purchase and donate an AED to the Greenway Baptist Church.

There was not further business to come before the Board.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to adjourn at 7:27 p.m.

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Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners
Meeting of March 20, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on March 20, 2006. The meeting was held in the County Commissioners’ Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O’Neal.

Others present for the meeting, at various times, were:
- Macon C. Sammons, Jr., County Manager
- Conchita Atkins, Clerk to the Board
- Edwin Woltz, County Attorney
- Betty Taylor, Assistant County Manager for Budget and Finance
- Chris Knopf, Planning Director
- Tammy Johnson, Water and Sewer Projects Coordinator
- Brenda Rose, Cooperative Extension Director
- News Media
- Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Jimmy Miller delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the March 3 and 6, 2006 meetings. Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following resolution regarding holding the April 3, 2006 meeting at the Mount Airy Museum of Regional History:
   RESOLUTION

   WHEREAS, the Surry County Board of Commissioners received an invitation from the Mount Airy Museum to host its regular Board meeting at the Museum; and

   WHEREAS, the Surry County Board of Commissioners feels it is desirable from time to time to conduct Board meetings at various locations throughout the County; and

   NOW THEREFORE BE IT RESOLVED, that the Surry County Board of Commissioners will conduct its April 3, 2006 regular meeting at the Mount Airy Museum beginning at 6:00 p.m.
2. Approve the Criminal Justice Partnership Program grant.
3. Approve the Health and Nutrition Consolidated Agreement.
4. Approve the Proclamation for Child Abuse and Neglect Prevention Month:

PROCLAMATION FOR CHILD ABUSE AND NEGLECT PREVENTION MONTH IN SURRY COUNTY

WHEREAS, child abuse and neglect is a community problem and finding solutions depends on involvement among people throughout the community;

WHEREAS, approximately five million children are reported as abused or neglected in this country each year;

WHEREAS, approximately 112,000 children are reported as abused or neglected in North Carolina each year;

WHEREAS, approximately 900 children are reported as abused or neglected in Surry County each year;

WHEREAS, 31 children were victims of child abuse homicide in North Carolina during the year 2004;

WHEREAS, the effects of child abuse and neglect are felt by whole communities and need to be addressed by the entire community;

WHEREAS, effective child abuse and neglect prevention programs succeed because of partnerships created among social service agencies, schools, religious and civic organizations, law enforcement agencies, and the business community;

WHEREAS, all citizens should become aware of the negative effects of child abuse and neglect and its prevention within the community and become involved in supporting parents to raise their children in a safe, nurturing environment;

NOW, THEREFORE, the Surry County Board of Commissioners does hereby proclaim April, 2006 to be “Child Abuse and Neglect Prevention Month” in Surry County and calls upon citizens, community agencies, religious organizations, medical facilities, and businesses to increase their participation in our efforts to prevent child abuse and neglect, thereby strengthening the communities in which we live.

5. Approve the endorsement for the North Carolina Department of Transportation to pave and put stone at the Bannertown Volunteer Fire Department parking lot.
6. Approve a fee schedule for Colposcopy in the Health and Nutrition Center.
7. Approve the following from the Tax Department:
- Total releases for the month ending 2-28-06 in the amount of $17,997.80.
- Total refunds for the month ending 2-28-06 in the amount of $5,587.46.
- Total real and personal property discoveries in the month ending 2-28-06 in the amount of $3,988.80.
- Total motor vehicle discoveries for the month ending 2-28-06 in the amount of $2,932.19.
- Collect December 2005 motor vehicle renewals in the amount of $537,308.91.
- Collect advertising costs set forth in the 2005 tax book in the amount of $13,695.
8. Approve the following resolution regarding the White Plains Volunteer Fire Department:

SURRY COUNTY
NORTH CAROLINA

RESOLUTION FOR THE ACQUISITION
OF REAL PROPERTY

Whereas, the White Plains Volunteer Fire Department, Inc. (Department) in charged with providing fire protection within its designated fire district and has operated for several years out of a facility that it has outgrown;

And whereas, Department has acquired a new tract of real property upon which it intends to construct a new fire station that will be better suited to serve Department in its efforts to provide adequate fire protection to the citizens of its designated fire district;

And whereas, Department’s current facility is in relatively good repair, contains .43 acres of land with a nonexclusive access easement to Old Highway 601 and is immediately adjacent to County owned property which is leased for recreational purposes to the White Plains Ruritan Club;

And whereas, the Board of County Commissioners (Board) supports Department’s efforts to improve the level of fire service offered by it to its district as well as the County offering improved recreational facilities to the citizens of Surry County;

And whereas, the Board is of the opinion that acquisition of Department’s .43 acre tract with access easement fits into the Board’s long term plan of improving recreational facilities in rural areas of the County;

And whereas, the Board does not have immediate plans for use of Department’s current facility and it would not be burdensome to the County for Department to lease the facility from the County until Department’s new facility can be constructed and opened for business;

NOW THEREFORE, BE IT RESOLVED BY THE SURRY COUNTY BOARD OF COMMISSIONERS:

1. That the County acquire the Department’s .43 acre improved real property by General Warranty Deed for the purchase price of $50,000.
2. That the County Attorney perform a title examination of the property and obtain Title Insurance Binder in
favor of Surry County. That he orchestrate a formal closing following title certification with acceptable title exceptions.

3. That the County cause a month-to-month lease to be prepared permitting Department to continue operations out to the premises until its new facility is constructed and operational. That the cost will be $1 per year plus that Department will pay insurance on the building, pay for all utilities consumed, and maintain all aspects of the facility to the same extent and in the same manner as Department did prior to conveyance to County. These responsibilities shall terminate when Department vacates the facility.

4. That the County Attorney prepare a lease agreement sufficient to protect the County during the leasehold period and tender it to both County and Department for execution.

5. That actions of County officers and officials in conformity with the purposes and intent of this Resolution, and in furtherance of acquisition of real property from Department and the consummation of the transaction contemplated hereby, are hereby ratified, approved and confirmed.

6. That all other Board proceedings, or parts thereof, in conflict with this Resolution or, to the extent of such conflict, are hereby repealed.

7. This Resolution shall take effect immediately.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the Finance Office to accept on-line payments for one-stop permits through PayPal.

2. Approve the donation of Dell computers and related equipment to the Elkin City Schools and a 2006 Ford Van to the Surry County Schools due to a Sales Tax Recovery Policy.

3. Approve the Sheriff’s Office to use $3,596 from the Drug Eradication fund to purchase a replacement Sniper Rifle.

Commissioner O’Neal entered the meeting at 6:07 p.m.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern. There were no comments form the public at this time.

Chairman Johnson reminded the audience that the next meeting will be held at the Mount Airy Museum of Regional History.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Reverend Andy Atkins, Fairview Baptist Chruch, addressed the Board requesting use of the lawn of Historic Courthouse for the National Day of Prayer at noon on Thursday, May 4, 2006.
Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to allow Reverend Atkins to use the Courthouse lawn for this purpose on May 4, 2006.

Tammy Johnson, Water and Sewer Projects Coordinator, updated the Board on the following water and sewer projects:

- Flat Rock/Bannertown Water and Sewer project was advertised for bid in the Mount Airy News legal section on March 12, 2006. The pre-bid conference will be March 24, 2006 in the Board Room. The bid opening will be April 6, 2006 in the Board Room.

- Interstates Water and Sewer District. Ms. Johnson is still working with the Rural Center, EDA, Golden Leaf Foundation and the ARC on funding.

- Longhill Road/Hiatt Road to Landfill. Ms. Johnson discussed a letter from an individual regarding the need for water and sewer.

- Dobson – Exit 93. Ms. Johnson discussed the funding status on the water and sewer at the Village of Shelton Vineyards.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR925. The parcel site is 47.02 of tax parcel 5022-03-42-4833. The property owner is Cross Creek Country Club, Incorporated. The property is currently zoned RA, WO. The petition is to rezone the property to RR, WO.

Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke on the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Miller, seconded by Commissioner O’Neal, the Board voted unanimously to approve the rezoning as presented by the Planning Director.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR941. The parcel site is 55.32 of tax parcel 4090-04-73-2366 and 4090-04-83-0355. The property owner is Jeff Johnson, Nicky Dean and Rika Sutphin. The property is currently zoned RA, WO. The petition is to rezone the property to MI, WO.
Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

Michael Fulk spoke in favor of the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the rezoning as presented by the Planning Director.

Commissioner Hunter asked the Planning Director to insure that any new locations for industrial/business parks are identified and included in our land use planning documents.

Ron Sutphin, Economic Development Vice-President, addressed the Board regarding the North Carolina Small Towns Economic Prosperity (STEP) program. The STEP program was jointly awarded to the three local towns of Dobson, Elkin and Pilot Moutain. Mr. Sutphin stated that only twenty applicants were funded to participate in the program. The acceptance in the program means a $20,000 planning grant followed by an additional $200,000 to be provided for implementation of the plan that is developed for the three town region. The program is run by the North Carolina Rural Center and focuses toward towns with a population under 10,000. Mr. Sutphin stated that this will be a three-year process and the $20,000 will be given to the three towns as needed for planning and the $200,000 will go toward implementation of the plan.

The County Manager presented the hauling agreement with Transport Objectives. Mr. Sammons stated that the agreement was for one-year and is for transport services of non-hazardous solid waste from the Elkin Transfer Station to Surry County’s Mount Airy Landfill. The agreement states that the County shall pay Transport Objectives $189.82 per load.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to approve the hauling agreement as follows:

HAULING AGREEMENT

This HAULING AGREEMENT is entered into as of the 1st day of May, 2006 between TRANSPORT OBJECTIVES, a North Carolina Corporation, with an office located at 540 West Independence Blvd., Mount Airy, NC hereafter called “TRANSPORT OBJECTIVES”, and SURRY COUNTY, a politic and corporate, hereafter called “COUNTY”, with an office in Dobson, NC.
WHEREAS, TRANSPORT OBJECTIVES, agrees to provide transport services of non-hazardous solid waste from Elkin area Transfer Station to Surry County’s Mount Airy area Landfill.

NOW, THEREFORE, in consideration of the mutual benefits to be derived from this agreement and of the representations, warranties, covenants, conditions and provisions hereafter set forth, the parties hereto agree as follows:

1. Transportation

TRANSPORT OBJECTIVES shall provide all transportation services from COUNTY’S Elkin Area transfer station to COUNTY’S Mount Airy Area Landfill. TRANSPORT OBJECTIVES will also provide all trucks, trailers, personnel and other equipment required to provide such services. TRANSPORT OBJECTIVES shall maintain such trucks, trailers, and other equipment in good working and clean conditions and such truck and other equipment shall be free from defects. TRANSPORT OBJECTIVES warrants that it shall provide sufficient equipment to prevent any “backlog” or “overflow” of waste at the Elkin Transfer Station.

2. Terms

The terms of this agreement shall commence on May 1, 2006 and terminate at midnight April 30, 2007, one (1) year from the Commencement Date.

3. Rate

(a) COUNTY shall pay TRANSPORT OBJECTIVES $189.82 per load. On the first day of each month after the commencement date TRANSPORT OBJECTIVES shall send a statement of charges to COUNTY for the preceding month. COUNTY agrees to pay all such charges due and owing to TRANSPORT OBJECTIVES on or before the 15th of the month following service being performed.

(b) TRANSPORT OBJECTIVES shall be entitled to rate increases related to fuel costs when fuel prices exceed $2.75 per gallon. Such increases shall be rescinded when fuel costs return to levels below $2.75 per gallon. All such increases shall be provided in writing to COUNTY’S Board of Commissioners for proper approval prior to any increase being implemented. TRANSPORT OBJECTIVES shall use the fuel cost at the EXPREZIT! gas station located at 800 W. Pine St. in Mount Airy, NC for determination of this price increase. TRANSPORT OBJECTIVES will use the fuel costs on each Friday to implement the increase. A copy of current fuel invoices shall accompany our billings to justify and document any increase.

4. Representations of Surry County
COUNTY Personnel shall be responsible for the loading tarping and weighing of all loads of solid waste into TRANSPORT OBJECTIVES trailers, and shall handle such trailers without damage to said trailers. COUNTY personnel shall assist TRANSPORT OBJECTIVES while getting into and out of the Solid Waste Disposal Landfill Sites.

5. Covenants

At all times during the term of the agreement, TRANSPORT OBJECTIVES shall keep in force and effect worker’s compensation, employer’s liability, automobile liability, and general liability insurance with an insurance company or companies licensed to do business in the State of North Carolina, providing for the following coverages: in the amount required by law for worker’s compensation; in the amount of at least One Million Dollars ($1,000,000) of employers liability; and in an amount of at least Two Million Dollars ($2,000,000) for injury or death or damage to property for both automobile/vehicle liability and general liability insurance. Upon the commencement of services under the agreement as well as from time as such policies are renewed. TRANSPORT OBJECTIVES shall provide COUNTY certificates of such insurance, which shall be endorsed, and name COUNTY as an additional insured for all coverage except worker’s compensation.

IN TESTIMONY WHEREOF, SURREY COUNTY has caused this instrument to be signed by the Chairman of he SURREY COUNTY BOARD OF COMMISSIONERS, and its corporate seal has been hereto affixed, all by authorization of BOARD of COMMISSIONERS, and TRANSPORT OBJECTIVES, has caused this instrument to be signed by its President, and its corporate seal has been hereto affixed, as of the day and year first above written.

The County Manager discussed a letter and a resolution regarding the use of lottery proceeds. The resolution calls on the General Assembly to adhere to a non-supplant policy regarding the use of the pending lottery proceeds. The County had received the Five-Year Need Reports from the local Boards of Education and the funding could provide an opportunity for the County to meet the needs for the school facilities.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the following resolution:

RESOLUTION CALLING ON THE GENERAL ASSEMBLY TO ADHERE TO A NON-SUPPLANT POLICY REGARDING THE USE OF THE PENDING LOTTERY PROCEEDS

WHEREAS, the Surry County Board of Commissioners have recently been presented with Five-Year Facility Needs Reports for the years 2006 through 2010 from the local Boards of Education; and
WHEREAS, these school facility needs total approximately $58,100,000 over this period of time; and

WHEREAS, Surry County will face a significant challenge to meet these needs and to finance these school facilities, which will require revenues from several initiatives and sources; and

WHEREAS, lottery proceeds will be one of these essentials sources in order to meet priority local school facility needs.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners does hereby ask the General Assembly to adhere to a policy of NOT allowing any lottery proceeds to be used to supplant revenue streams currently being provided to either local public schools or to county governments, so that the counties and boards of education will realize the full intended benefit of the lottery receipts as set forth at the time of its adoption.

The County Manager addressed the Board regarding authorization for Construction Control Corporation to continue providing value engineering and construction management services throughout the construction phase of the local school projects. Mr. Sammons stated that a contract was entered on March 16, 2005 with Construction Control Corporation to assist the County through design and construction phases of public school construction projects. The contract contained a clause that the Board of County Commissioners shall have the option on whether to authorize the value engineering and construction management services to continue into the construction phase, once the design phase is complete.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to authorize Construction Control Corporation to continue providing value engineering and construction management services throughout the construction phase of local school projects.

The County Manager presented recommendations from the Building Committee regarding the One Stop/Health Clinics Center. The Building Committee recommended that Construction Control Corporation be authorized to collaborate with the architects to value engineer the project during the development process and that the architects be authorized to proceed with the design phase.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously for the Building Committee to authorize Construction Control Corporation to collaborate with MBAJ design team to value engineer the project during the design development phase and to authorize MBAJ to proceed with the design phase. MBAJ will report to the Board of Commissioners on April 17, 2006.
Brenda Rose, Cooperative Extension Director, requested permission to move and expend $6,250 from Extension Service salaries for the following equipment: 3 computers, 2 projectors, and 1 network capable scanner.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to grant the request.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda.

The following individual was recognized:

Brenda Davis recognized Una Freeman for receiving the North Carolina Property Mappers Association Mapper certification and obtaining the North Carolina State Certified Property Mapper certification.

The County Manager presented the Board with the following information from the Planning Retreat held on March 3, 2006.

- Composite answers on most important issues.
- Summary of action plans.

The County Manager updated the Board on Environmental Health and the work situation. Mr. Sammons stated that seven contractors had worked March 18 and 19 to help Environmental Health get back on schedule. There were 60 applications on March 17 and 42 site evaluations were sent out to be worked on March 18 and 19. There will be six to eight contractors working each weekend, one on Mondays and another two days per week. The Environmental Health Technician will begin field work on March 27, 2006.

The County Manager updated the Board on the Medicaid Relief options. The County Manager had been working directly with David Thompson and Rebecca Troutman of NCACC on a plan to provide counties with Medicaid Relief and to exempt local government from State sales tax.

The County Manager addressed the Board regarding an engineering proposal from Hobbs, Upchurch and Associates to update the water/sewer twenty-year plan. The cost would be $10,000.

Upon motion of Commissioner Hunter, seconded by Commissioner O'Neal, the Board voted unanimously to engage Hobbs, Upchurch and Associates to update the water/sewer twenty-year plan.

The County Manager discussed the following budget work session dates with the Board.

Work session #1 - Tuesday, April 11, 2006 6:30 p.m.
Work session #2 - Thursday, April 20, 2006 6:30 p.m.

presentations from the school systems.
Meeting of March 20, 2006  Continued

Monday, April 26, 2006 at 6:30 p.m. Volunteer Fire Department presentations.
Work session #3 - Monday, May 8, 2006 6:30 p.m.

The County Manager addressed the Board regarding a letter and survey that was mailed to local elected officials regarding a quarterly joint meeting of local elected officials. Mr. Sammons stated that several surveys had been returned and were all positive responses.

The Board took a fifteen-minute break.

The Board resumed regular business.

Scott Moore, Westfield Booster Club, addressed the Board regarding the purchase of a tractor, loader and mower to maintain the ball fields at the Westfield Community Center. Mr. Moore requested $15,000 from the Board toward the purchase.

Upon motion of Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve a non-interest loan for the Westfield Boosters Club to purchase equipment to maintain the ball fields at the Westfield Community Center in the amount of $15,000 with $5,000 annual payments being made over the next 3 years, contingent upon the County Attorney drawing up an agreement.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to change the resolution for the acquisition of real property for the White Plains Volunteer Fire Department, which was approved in the consent agenda, item number 3 stated $1.00 per month and should have stated $1.00 per year.

Commissioner Hunter noted that the recently proposed annexation area in Mount Airy would not have any effect on the Surry County or the Mount Airy School District Boundary.

Commissioner Harrell requested the Parks, Recreation and Maintenance Director annually complete a chart from each organization or club leasing property from the County of Surry. The chart should list the property owned, number of adults and children using the facility, funds raised in the community and funds received from the county current capital needs. The Board also asked that the funding of municipal recreation programs be included in this reporting. The County Manager noted that this reporting is already being prepared.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to go into
closed session to discuss personnel, economic development and legal matters with the County Attorney.

The Board came out of closed session and resumed regular business.

There was no further business to come before the Board.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to adjourn at 9:05 p.m.

Conchita Atkins  
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on April 3, 2006. The meeting was held at the Mount Airy Museum of Regional History, Mount Airy, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

County Attorney Edwin Woltz was unable to attend.

Others present for the meeting, at various times, were:
- Macon C. Sammons, Jr., County Manager
- Betty Taylor, Assistant County Manager for Budget and Finance
- Sandy Snow, Human Resources Officer
- Chris Knopf, Planning Director
- Mike Wetzel, Parks, Recreation and Maintenance Director
- David Stone, Health and Nutrition Center Director
- Sheriff Connie Watson
- Danny Griffith, Lieutenant, Sheriff's Office
- Jimmy Combs, Chief Deputy, Sheriff's Office
- Robin Rhyne, Economic Development Partnership President
- News Media
- Other Citizens

Chairman Paul Johnson called the meeting to order.

Chairman Johnson thanked the Mount Airy Museum for hosting the Board of County Commissioners' meeting.

Commissioner Craig Hunter delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the March 20, 2006 meeting. Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to approve the minutes with the following change: adding the following title, “Fairview Baptist Church,” to Reverend Andy Atkins' request to use the lawn of the Historic Courthouse for a National Day of Prayer.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following clarification from the March 3, 2006 minutes as follows adding the word lot in the motion: Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to direct the planning staff to prepare for a public hearing rezoning petitions for all tax parcels/lots completely within the Rockford National Register Historic District and all tax parcel/lots that have a building within or partially within the Rockford National Register Historic District to be rezoned to the VR zoning
district in order to protect the historic district which is fundamental to Surry County's history, explore other nearby properties for possible voluntary inclusion.

2. Approve the Sheriff's Office to apply for the State Criminal Alien Assistance Program Grant.

3. Approve the surplus of a 1999 International 4700 ambulance to the North Carolina Department of Agriculture and Consumer Services.

4. Approve the following proclamation designating April 17-30, 2006 as Spring Litter Time in Surry County:

A PROCLAMATION DESIGNATING APRIL 17-30, 2006 AS SPRING LITTER SWEEP TIME IN SURRY COUNTY

In recognition of the April 17-30, 2006 Spring “LITTER SWEEP” roadside clean up campaign and the related on-going work of the Surry County Appearance Commission, parallel groups in Surry County and the many civic groups and countless individuals who strive for the beautification of Surry County, the following proclamation is made:

WHEREAS, the 2006 “LITTER SWEEP” roadside clean up campaign will take place in Surry County April 17-30, 2006; and

WHEREAS, the Surry County Board of Commissioners encourages communities, churches, schools, community leaders, civic and community organizations, businesses, and citizens to conduct local clean up campaigns during “LITTER SWEEP”, working in conjunction with North Carolina Department of Transportation and the County Appearance Commission; and

WHEREAS, the great natural beauty of our County and a clean environment are sources of great pride for all citizens of North Carolina, attracting tourists and aiding in recruitment of new industry; and

WHEREAS, the clean up will increase awareness of the need for cleaner roadides, emphasize the importance of not littering, and encourage recycling of solid waste; and

WHEREAS, the 2006 Spring clean up marks the 18th anniversary of the North Carolina Adopt-A-Highway Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners does hereby proclaim April 17-30, 2006 as “2006 Spring Litter Sweep” time in Surry County and encourage all citizens to take an active role in making our communities cleaner and more beautiful.

5. Approve the appointment of David Gordon Greene to the Nursing-Adult Care Homes Community Advisory Committee.

6. Approve the request of the Sheriff’s Office to present Sergeant Maynard Leftwich with his service weapon upon retirement.

7. Approve Faith In Action to use the parking lot at the Human Services Center for a fall fundraiser on September 9, 2006.

8. Approve the lowest bid from Taylor Cranes and Rigging to remove non-operational water tanks at the Beulah and Lowgap Community Centers. Bids were as follows:

- Taylor Cranes & Rigging $6,985
- King’s Portable Welding $14,400
- WSC Crane Service $16,000
Requests from the Assistant County Manager for Budget and Finance:

1. Approve Senior Services to purchase computer tablets and software in the amount of $99,999.
2. Approve the Health and Nutrition Center to purchase computer equipment, laptop and software.
3. Approve budget change no. 17 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on April 3, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
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<th>CHANGE</th>
<th>REVISED AMOUNT</th>
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<tr>
<td>1054170 56010</td>
<td>Equipment</td>
<td>0</td>
<td>6,800</td>
<td>6,800</td>
</tr>
<tr>
<td></td>
<td>Increase departmental total.</td>
<td>245,358</td>
<td>6,800</td>
<td>252,158</td>
</tr>
<tr>
<td>1054150 51500</td>
<td>Professional Services</td>
<td>55,000</td>
<td>15,000</td>
<td>70,000</td>
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<td>Increase departmental total.</td>
<td>68,175</td>
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<td>83,175</td>
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<td>1054198 57070</td>
<td>American Red Cross</td>
<td>0</td>
<td>10,000</td>
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<td>Increase departmental total.</td>
<td>162,890</td>
<td>10,000</td>
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<tr>
<td>1054199 59510</td>
<td>General Fund Contingency</td>
<td>92,805</td>
<td>(33,800)</td>
<td>59,005</td>
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<td>(33,800)</td>
<td>279,965</td>
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<tr>
<td>1054360 51500</td>
<td>Professional Services</td>
<td>35,000</td>
<td>12,000</td>
<td>47,000</td>
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<td></td>
<td>Increase departmental total.</td>
<td>35,000</td>
<td>12,000</td>
<td>47,000</td>
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<tr>
<td>1054370 51010</td>
<td>Salaries &amp; Wages</td>
<td>1,871,054</td>
<td>260,000</td>
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<td>Increase departmental total.</td>
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<tr>
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<td>Unencumbered Balance</td>
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<tr>
<td>1044370 44110</td>
<td>EMS Fees</td>
<td>2,400,000</td>
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<td>2,660,000</td>
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<td></td>
<td>Increase fund totals.</td>
<td>61,890,708</td>
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<td>62,160,708</td>
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<tr>
<td>6254250 56500</td>
<td>Land Acquisition (New)</td>
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<td>50,000</td>
<td>50,000</td>
</tr>
<tr>
<td>6244250 49900</td>
<td>Unencumbered Balance</td>
<td>613,947</td>
<td>50,000</td>
<td>663,947</td>
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<td></td>
<td>Increase fund totals.</td>
<td>2,529,475</td>
<td>50,000</td>
<td>2,579,475</td>
</tr>
</tbody>
</table>
Request for the Human Resources Officer:


Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Chairman Johnson discussed the tourism meeting that was held on Friday, March 31, 2006 at the Graystone Inn in Alleghany County. The meeting was attended by Chairman Johnson, Commissioner Harrell and County Manager Macon C. Sammons, Jr. The meeting was very productive.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning text amendments which addresses Article 23, Section 2.1, of the Zoning Ordinance. The section addresses skirting requirements for manufactured homes.

Chris Knopf, Planning Director, presented the facts pertaining to the zoning text amendments.

Chairman Johnson asked for comments from the public.

No one spoke on the zoning text amendments.

Chairman Johnson declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the following zoning text amendments:

TEXT AMENDMENTS

SURRY COUNTY ZONING ORDINANCE

Article 23, "Manufactured Home and Manufactured Home Park", Section 2.1, "Skirting", of the Zoning Ordinance shall be replaced with the following language:

All manufactured homes shall be skirted, to completely conceal the area between the floor elevation and the grade beneath the unit. The type of skirting required shall be of masonry or other nonflammable material, depending on when the parcel in question was originally created as dictated by the Surry County Subdivision Ordinance. The enclosed space shall be ventilated in accordance with State of North Carolina Regulations for Manufactured Homes recommendations for skirting. Skirting shall always be maintained and kept in compliance.

All skirting, porches, and decks, shall be completed and inspected before a Certificate of Occupancy is issued by the Inspections
Department. Therefore, until the Certificate of Occupancy is issued, occupancy of a manufactured home and electrical connections shall not be permitted.

David Stone, Health and Nutrition Center Director, presented a powerpoint presentation on the Pandemic Flu and the impact on North Carolina. Mr. Stone stated that if the Pandemic Flu hit it could last about 1 ½ years. Mr. Stone discussed preparations in Surry County and North Carolina, including the use of task force. State and National response plans have been developed.

Betty Tesh, Senior Tarheel Legislator Delegate for Surry County, updated the Board on the Senior Tarheel Legislation. Ms. Tesh asked about drug discount cards offered by the Association of County Commissioners to provide discounts to Surry County citizens. She also reported on four priorities including funding for older adult home health care, long term care insurance tax credits, senior center funding and support for grandparents raising their grandchildren.

Commissioner Harrell asked David Stone, Health and Nutrition Center Director, to report on In-Home Programs for Seniors at a future meeting.

Mike Wetzel, Parks, Recreation, and Maintenance Director, addressed the Board regarding the Recreation Advisory Committee setting a goal, in 2005, to establish a Surry County Sports Hall of Fame. A Hall of Fame Committee was formed from members representing all areas of the County. In 2006, the Recreation Advisory Committee set a goal to induct the initial class into the Hall of Fame. Mr. Wetzel presented by-laws that were established by the Committee. Mr. Wetzel requested that the Board approve adoption of the by-laws.

Upon motion of Commissioner Miller, seconded by Commissioner O’Neal, the Board voted unanimously to approve Surry County Sports Hall of Fame by-laws.

Eddie Wilmoth, Recreation Advisory Committee, addressed the Board regarding a proposed three-year budget for the Surry County Hall of Fame. Mr. Wilmoth requested funds for a granite monument to place the names of inductees. The monument would be placed at the Historic Courthouse. The cost would be $750. Funds exist in the Recreation budget.

The Board discussed placing the monument at Fisher River Park instead of the Historic Courthouse.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to endorse placing the monument at Fisher River Park.

The County Manager addressed the Board regarding a letter from the Lowgap Community Center asking the Board to forgive a $5,000 loan payment, which is due June 30, 2006. The Community Center is in need of repairs. If the Community Center pays the loan payment and makes the repairs, their funds will be depleted.
Upon motion of Chairman Johnson, seconded by Commissioner Hunter, the Board voted unanimously to table the request until the April 17, 2006 meeting.

The County Manager addressed the Board regarding the installation of electric wall magnets on the third floor doors at the Government Center, and doing one floor a year until the project is completed in three years. There are 30 doors that would need to have the electric wall magnets installed. The Parks, Recreation and Maintenance Director had received two quotes to complete the job.

- HKS Hardware & Hollow Mental, Inc. $411 per door
- Industrial Fire and Safety, Inc. $241.92 per door

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve Industrial Fire and Safety to place fire-rated doors on the third floor of the Government Center at a cost of $7,563 with funds coming from the general fund contingency.

The County Manager addressed the Board regarding the rescheduled bid opening date for the Flat Rock/Bannertown Water and Sewer Project. The date will be Thursday, April 20, 2006 at 11:00 a.m., Surry County Government Center. Mr. Sammons also discussed waving inspection fees for the project.

A motion was made by Commissioner Hunter, seconded by Commissioner Miller to waive the inspection fees and notify all bidders.

The Board discussed the possible waiver of fees.

After discussion, the motion failed by a unanimous vote.

The County Manager reported actual savings of $2,310,000 and identified potential savings of $3,823,500 from Construction Control Corporation on the three school projects.

The County Manager reminded the Board of the upcoming budget work sessions #1 and #2 on April 11 and 20, 2006 at 6:30 p.m.

The County Manager addressed the Board regarding a resolution from the Northwest Piedmont Council of Governments concerning the Community Economic Development Strategy. The Northwest Piedmont Council of Governments is asking each county in the region to pass a resolution supporting our area’s designation as an Economic Development District.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the following resolution:

Resolution Supporting the Northwest Piedmont Council of Governments’ Designation as an Economic Development District
WHEREAS, Surry County, as a member of the Northwest Piedmont region of North Carolina, participated in the preparation of a Community Economic Development Strategy (CEDS) setting out clear goals for economic renewal and vitality in our area; and

WHEREAS, completion of this Community and Economic Development Strategy is the first step to our region begin designated as an Economic Development District (EDD) by the Economic Development Administration; and

WHEREAS, designation as an Economic Development District qualifies our county and all the counties within the region for grant funding from the Economic Development Administration; and

WHEREAS, the WIRED grant obtained by the Piedmont Triad Partnership, with the Northwest Piedmont Council of Government’s as a partner agency, will provide opportunities for further economic development projects identified in the Community Economic Development Strategy;

NOW, THEREFORE, BE IT RESOLVED, that the County of Surry hereby endorses the designation of the Northwest Piedmont Council of Governments as an Economic Development District.

The County Manager addressed the Board regarding sharing the non-lottery resolution that was adopted on March 20, 2006 with our sister counties.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to share the resolution with all North Carolina counties.

The County Manager discussed the Mental Health State budget cuts due to utilization review process being centralized at the State level. Mr. Sammons stated that David Swann will address the Board at a meeting in the month of May.

The County Manager presented a subcommittee proposal on Medicaid relief.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to support elimination of the County Medicaid burden upon each county and notify our sister counties of our position.

The Board took a fifteen-minute break.

The Board resumed regular business.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized:

Ben Cooke for his numerous community service activities such as serving on the Build A Dream Committee, working to launch the 5K Race at the Emily B. Taylor Greenway, serving on the Reeves Community Center Board of Directors, coaching and sponsoring teams
at the Reeves Community Center, and helping with the Mount Airy High School Football Team.

Charles Vaughn for being the Tour Coordinator for the Chamber of Commerce and going beyond the call of duty to make sure the tour buses are handled efficiently and properly and that each visitor is warmly greeted and received.

The County Manager discussed the Exit 93 water and sewer project. The period for making public comments ended April 3, 2006.

The County Manager discussed the Regional Tourism initiatives and the need for an interim oversight board, composed of one Board member and the County Manager.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously for Commissioner Harrell and the County Manager to serve on the interim oversight board of the Regional Tourism Initiative.

The County Manager stated that the Northwest Piedmont Council of Governments audit is available for review in the Finance Office.

The County Manager updated the Board on Environmental Health. Mr. Sammons stated, by using contracted specialists, progress is being made in the inspections backlog, which is now approximately three to four weeks.

Sheriff Watson addressed the Board regarding his 2006-2007 budget request.

Betty Taylor, Assistant County Manager for Budget and Finance, addressed the Board regarding a Capital Project Ordinance for the Animal Shelter project.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the following Capital Project Ordinance:

CAPITAL PROJECT ORDINANCE
Surry County Animal Shelter Project

BE IT ORDAINED by the Board of Commissioners of the County of Surry that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, this capital project ordinance is hereby adopted.

Section 1: The project authorized by this ordinance is the renovation and expansion of an Animal Shelter Facility.

Section 2: The officers of this governmental unit are hereby directed to proceed with this capital
project within the guidelines set by the budget contained here.

Section 3: The following revenues are anticipated to be available to complete this project and are hereby appropriated and/or referenced by prior action of the Board.

Transfer from General Fund-Health

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Escrow</td>
<td>$150,000</td>
</tr>
<tr>
<td>Capital Reserve Fund</td>
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</tr>
<tr>
<td>Total Revenues</td>
<td>$300,000</td>
</tr>
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</table>

Section 4: The following amounts are available for expenditures for the project:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction</td>
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</tr>
<tr>
<td>Contingency</td>
<td>$24,200</td>
</tr>
<tr>
<td>Total Appropriation</td>
<td>$300,000</td>
</tr>
</tbody>
</table>

Section 5: The Finance Officer is directed to report quarterly to the Board of Commissioners on the financial status of this project.

Section 6: The Budget Officer is directed to include an analysis of past and future costs and revenues for this capital project in each annual budget submitted to the Board of Commissioners for as long as this ordinance shall remain in effect.

Section 7: Any unexpended funds appropriated shall be reserved by the Board of Commissioners for use as provided by applicable law or regulation.

Section 8: Copies of this capital project ordinance shall be made available to the Budget Officer and the Finance Officer for direction in carrying out this project.

Commissioner Harrell asked the County Manager to contact the North Carolina Department of Transportation to review the stop light at the Highway 21 Bypass North bound exit ramp into the C.C. Camp Road.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss economic development, legal issues and personnel.

The Board came out of closed session and resumed regular business.

The County Manager discussed the purchase of a maintenance building at Fisher River Park and construction of the building.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the purchase and to also seek proposals on construction of a maintenance building at Fisher River Park.
Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board unanimously to approve the following personnel requests:

- Amend the Personnel Ordinance adopted on November 3, 2003 by making the following change to Appendix A, Position Classification Plan, effective April 1, 2006:
  - Add Addressing Inspections Technician to Grade 61 in the position Classification Plan.
  - Delete Position #414031 (Addressing Technician) in the Tax Department.
  - Create Position #435004 (Addressing Inspections Technician) in the Inspection Department.
  - Move Sonia Hall into position #435004.
  - Hire a selected applicant for part-time dental hygienist at Grade 68-14.

There was no further business to come before the Board.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to recess until April 11, 2006 at 6:30 p.m. to discuss budget and other County business.

The meeting ended at 10:30 p.m.

Sandy Snow
Deputy Clerk to the Board
Surry County Board of Commissioners  
Meeting of April 10, 2006

The Surry County Board of Commissioners met in regular session at 6:30 p.m. on April 11, 2006 for a budget work session no.1 and other County business. The meeting was held at the Surry Government Center, 118 Hamby Road, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jimmy Miller, Commissioner Jim Harrell, Commissioner Craig Hunter, and Commissioner Fred O'Neal.

Commissioner Hunter arrived at 7:30 p.m.

Others present for the meeting at various times, were:

Macon C. Sammons, Jr., County Manager
Betty Taylor, Assistant County Manager for Budget and Finance
Various Department Heads and Employees
News Media
Other Citizens

Chairman Johnson called the meeting to order at 6:30 p.m.

The County Manager reported on the North Carolina Association of County Commissioners meeting held on April 11, 2006. The meeting addressed the Medicaid issues in North Carolina. Chairman Johnson, Commissioner Harrell and the County Manager attended the meeting.

Various County Departments reported on their respective budget requests for FY 07.

The County Manager presented a Medicaid resolution calling for an end to the Medicaid burden on the Counties of North Carolina.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter the Board voted unanimously to approve the following resolution:

RESOLUTION CALLING FOR AN END TO THE MEDICAID BURDEN ON THE COUNTIES OF NORTH CAROLINA

WHEREAS, the Federal Medicaid program involves a huge cost over which counties have very little if any effective control; and

WHEREAS, North Carolina is now the only State in the nation that forces its counties to pay a portion of the Medicaid bill; and

WHEREAS, this cost has become a great burden on North Carolina’s counties, weakening the ability of counties to respond to and meet local needs; and

WHEREAS, the Medicaid burden in Surry County is estimated in FY 07 at $5,225,000, or about 17 ½% of all real property tax receipts; and
NOW, THEREFORE, BE IT RESOLVED that the Surry County Board of Commissioners does ask the members of the General Assembly to find a way to relieve all counties of the Medicaid burden; and

BE IT FURTHER RESOLVED that the Board does direct that copies of this action be forwarded to all counties, asking each county to join in calling for an end to the Medicaid burden on North Carolina counties.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to engage Municipal Engineering and to approve the cost of installing new monitoring wells and piezometers.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to upgrade lifepacks using existing budgeted funds.

The Board discussed water and sewer projects and the White Sulphur Springs project.

The Board discussed community centers and recreation projects.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to adjourn at 10:55 p.m.

Macon C. Sammons, Jr.
County Manager
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on April 17, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Sandy Snow, Human Resources Officer
Chris Knopf, Planning Director
Wayne Black, Social Services Director
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Fred O'Neal delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the April 3 and 11, 2006 meetings. Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following proclamation regarding National County Government Week:

   Proclamation on National County Government Week April 23 – 29, 2006
   Protecting Our Communities

   WHEREAS, America's counties provide a variety of essential services. Many of these services work to protect our communities; and

   WHEREAS, there are 3,066 counties in the United States, collectively responsible for the well being of more than 250 residents; and

   WHEREAS, Counties provide services that make America's communities stronger, safer place to live and raise families. Counties fund school and community colleges, police our streets, fight fires, save live in emergencies, keep families healthy, help
troubled youth, train laid-off workers and perform countless other services; and

WHEREAS, Counties protect residents from natural disasters, terrorist attacks, crime and drug abuse. Counties are the first to respond to emergency situations and are primarily responsible for planning for disasters. Counties also work to protect families, children and youth; and

WHEREAS, Counties have a long history of providing critical services. County governments are the citizen's local government voice, providing solutions that bring communities together.

In recognition of the leadership, innovation and valuable service provided by our nation’s counties:

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Surry County, North Carolina that April 23 – 29, 2006 is hereby proclaimed National County Government week in Surry County.

2. Approve the following resolution regarding the addition of Forest Knoll Drive to the Secondary Road System:

N. C. DEPARTMENT OF TRANSPORTATION
REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM

NORTH CAROLINA
COUNTY OF SURRY

Road Name: Forest Knoll Drive

WHEREAS, the attached petition has been filed with the Surry County Board of Commissioners, requesting that the above named road be added to the Secondary Road System; and

WHEREAS, the Board is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Highway Division of the Department of Transportation for the addition of roads to the System.

NOW, THEREFORE, BE IT RESOLVED by the Surry County Board of Commissioners that the Highway Division is hereby requested to review the above-described road, and to take over the road for maintenance if it meets established standards and criteria.

3. Approve the following from the Tax Department:
   - Total releases for the month ending 3-31-06 in the amount of $26,396.89.
   - Total refunds for the month ending 3-31-06 in the amount of $6,573.79.
   - Total real and personal property discoveries in the month ending 3-31-06 in the amount of $20,056.48.
   - Total motor vehicle discoveries for the month ending 3-31-06 in the amount of $3,470.74.
   - Collect January 2006 motor vehicle renewals in the amount of $584,005.19.
Requests from the Assistant County Manager for Budget and Finance:

1. Approve the Cooperative Extension Office to apply for the following grants: Wal-Mart Community Grant, Make a Splash (NCDENR) and partner with the Health and Nutrition Center on the Nutrition Network Grant.

2. Approve budget change no. 18 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on April 17, 2006.

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<td>1054190 53063</td>
<td>Westfield Community Center</td>
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<tr>
<td>1045154 42350</td>
<td>Patient Fees - Medicare</td>
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<td>0</td>
</tr>
<tr>
<td>6044219 49800</td>
<td>Trans. from General Fund (New)</td>
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<td>150,000</td>
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<tr>
<td>6254250 59181</td>
<td>Trans. To CP-Anim. Shelter (New)</td>
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<td>150,000</td>
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<tr>
<td>6244250 42280</td>
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<td>221,000</td>
</tr>
<tr>
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<td>9,000</td>
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<td>Unencumbered Balance</td>
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<td>96,000</td>
<td>759,947</td>
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</tbody>
</table>
Requests from the Human Resources Officer:

1. Approve the following retiree resolutions:

RESOLUTION

WHEREAS, Joan Simpson began working for the Surry County Department of Social Services on June 17, 1975; and

WHEREAS, Ms. Simpson held the positions of Clerk I, Clerk Typist III, Eligibility Specialist I, Income Maintenance Caseworker II, Child Support Agent I & II, Lead Child Support Agent, Child Support Supervisor I and Income Maintenance Supervisor III; and

WHEREAS, Ms. Simpson assisted the Surry County Child Support Enforcement Program in converting from the Bradford System to the ACTS System; and

WHEREAS, Ms. Simpson helped lead the Department’s Income Maintenance Units in implementing many specialized programs and significant policy changes within Family & Children’s Medicaid, Adult Medicaid, Food Stamps, Child Support Enforcement and the Low Income Energy Assistance Program; and

WHEREAS, during her service as Income Maintenance Supervisor III, Ms. Simpson’s leadership was instrumental in enabling staff to effectively respond to dramatic increases in caseloads and in achieving record collections in the Child Support Program; and

WHEREAS, Ms. Simpson was actively involved in a number of agency and County initiatives including the Surry County Chapter of the N. C. Social Services Association, the Surry County Employee Safety Committee, and the DSS Foster Care Review Team; and

WHEREAS, Joan Simpson has faithfully served Surry County as a caring and conscientious public servant until her retirement on March 31, 2006;

NOW, THEREFORE, BE IT RESOLVED that the Board publicly commends Joan Simpson for her service to the citizens of Surry
Meeting of April 17, 2006  Continued

WHEREAS, Dorothy M. Foote worked for the Surry County Department of Social Services from December 1, 1992 until November 7, 1994, and from February 20, 2001 until her retirement on March 31, 2006; and

WHEREAS, Ms. Foote held the positions of Social Work Trainee, Social Worker I, Social Worker II and Social Worker III; and

WHEREAS, Ms. Foote held Social Work positions in the Subsidized Child Care and Children’s Foster Care Units; and

WHEREAS, in the performance of her job duties, Ms. Foote often volunteered to help her co-workers, including assisting with the Low Income Energy Assistance Program; and

WHEREAS, Ms. Foote always maintained professionalism in her interaction with clients, co-workers and representatives of community agencies; and

WHEREAS, in all of her actions, Ms. Foote demonstrated genuine feelings of compassion and respect for the children and parents with whom she worked; and

WHEREAS, Dorothy Foote has faithfully served Surry County as a caring and conscientious public servant; and

NOW, THEREFORE, BE IT RESOLVED that the Board publicly commends Dorothy Foote for her service to the citizens of Surry County and wishes to express its appreciation for her years of dedicated employment; and

BE IT FURTHER RESOLVED that the Board extends to Dorothy Foote its best wishes for many years of happiness during her retirement.

RESOLUTION

WHEREAS, Maynard Ardeth Leftwich faithfully served the citizens of Surry County from April 15, 1988 until his retirement on March 31, 2006 as an employee of the Sheriff's Office; and

WHEREAS, during his years of service, Maynard A. Leftwich held the positions of Deputy Sheriff and Deputy Sheriff – Sergeant, a rank he held from January 1, 2000 until his retirement; and

WHEREAS, during his years of faithful service, Sergeant Leftwich has earned the admiration and respect of his fellow employees, friends, colleagues, and the citizens he has served as his bravery and dedication have brought honor to himself and his County; and

NOW, THEREFORE, BE IT RESOLVED that the Surry County Board of Commissioners wishes to publicly commend Maynard A. Leftwich for
his faithful service to the citizens of Surry County and wishes to express its appreciation for his many years of dedicated employment; and

BE IT FURTHER RESOLVED that the Board extends to Maynard A. Leftwich its best wishes for many years of happiness during his retirement.

2. Approve the Health and Nutrition Center Director to hire twenty additional part-time aides.

Request from the Planning Director:

1. Approve the Alex Shinault final nine-lot subdivision.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Commissioner Hunter addressed the Board concerning an article from the Wake Weekly regarding the camouflaging of cell phone towers, making them more aesthetically pleasing.

Chairman Johnson expressed concerns regarding the Surry County Agriculture Fair not being at Veterans Park this year. Chairman Johnson stated that the fair had been in Veterans Park annually for the past fifty-eight years.

It was the consensus of the Board for the County Manager to meet with the Extension Director and the Veterans Director to get recommendations on holding the County Agriculture Fair in 2007.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR902. The parcel site is 2.87 acres of tax parcels 4954-03-00-7166 and 4954-03-00-5368. The property owner is Willie J. Simmons. The property is currently zoned RG. The petition is to rezone the property to HB-C.

Chris Knopf, Planning Director, presented the facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke regarding the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the rezoning with the following development conditions:

- All development will be restricted to the following permitted uses: Automotive supplies; Motor vehicle repair; Accessory structure; Auto, truck, motorcycle
Chairman Johnson then declared the meeting to be a public hearing for the purpose of public comments on the FY 06-07 Rural Operating Assistance Program public transportation funds.

Jeff Cockerham, YVEDDI Program Manager for Surry County, presented information on the application for $122,795 in State operating assistance for the Rural Operating Assistance Program (ROAP funds). YVEDDI is the lead operating agency for Surry County for the ROAP funding.

No one spoke on the Rural Operating Assistance Program.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the application for operating assistance for the Rural Operating Assistance Program.

Rob Johnson, Martin Boal Anthony Johnson Architecture, and Ross Bush, Construction Control Corporation, updated the Board on the One Stop/Health Clinics Center. Mr. Johnson stated that Ross Bush and he had been looking at alternatives for the building, which could consist of two floors instead of three. Mr. Johnson also discussed having public entrances at ground level and the lower level. Also certain options to reduce cost, such as reduced hallway width, were discussed.

The Board discussed a third floor which is proposed as shell space for future growth.

It was the consensus of the Board to have MBAJ and Construction Control Corporation to present a proposal at the May 1, 2006 meeting.

The County Manager addressed the Board regarding the forgiveness of a $5,000 loan payment for the Lowgap Community Center. The request was tabled at the April 3, 2006 meeting.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal the Board voted unanimously to defer the loan payment for one year.

The County Manager updated the Board regarding the survey of interest for a quarterly meeting of local elected officials. Mr. Sammons stated that nineteen surveys had been returned out of fifty three mailed and that additional responses are being received.

The County Manager reminded the Board of the County Assembly Day to focus on Medicaid relief which will be held on Wednesday,
May 17, 2006. The Association is sponsoring the day to rally commissioners on Medicaid relief and other legislative efforts.

The County Manager addressed the Board regarding a rest period policy for Emergency Management Services employees. The Emergency Services Director and County Manager recommend that the Board establish a twelve hour rest period policy that would apply to all Emergency Management employees, full-time or part-time, for the twelve hours immediately proceeding or following each twenty-four hour work shift.

The Board discussed the rest period policy and the need for the policy to apply to part-time employees.

The issue was tabled until the April 20, 2006 budget work session.

The County Manager updated the Board on the responses received from the Volunteer Fire Departments, who wish to speak regarding their 2007 budget. Mr. Sammons stated that six departments had responded.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to reappoint/appoint the following to various Boards and Commissions:
- Reappoint Fred Norman and Robert Moody to the Industrial Facilities and Pollution Control Committee.
- Reappoint Wesley Wilkins to the Watershed Commission.
- Appoint John R. Hall, Jr. to serve as an alternate on the Elkin Planning Board.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to run an ad or article in the Mount Airy News asking for volunteers to serve on the Surry County Boards and Commissions.

Attorney Fred Johnson, in behalf of the Surry County Board of Education, thanked the Lynch family for proposing to build a new press box at East Surry High School. Mr. Johnson stated that the Lynch family is very active in the education programs at the East Surry High School and this will be a wonderful gift.

The architect presented plans for the facility and stated that the facility will have a lift for handicap individuals to have access to the second floor.

Joe Graham, representing the Lynch family, stated that the Lynch family is excited to begin construction on the project. Mr. Graham introduced three members of the Lynch family.

The Board thanked the Lynch family for their generosity of constructing a press box at East Surry High School.

Upon motion of Chairman Johnson, seconded by Commissioner O’Neal, the Board voted unanimously to approve the construction of the press box at East Surry High School.
The Board took a fifteen-minute recess.

The Board resumed regular business.

Wayne Black recognized Joan Simpson and Dorothy Foote, retirees, for their many years of faithful service to the County.

Commissioner Hunter recognized Yvonne Nichols, Greater Mount Airy Chamber of Commerce, for serving the Mount Airy Chamber of Commerce for thirteen years acting in many different capacities.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss legal issues, economic development and personnel.

The Board came out of closed session and resumed regular business.

The Board discussed the Henredon agreement and the incentive payment.

It was the consensus of the Board to prorate the payment.

There was no further business to come before the Board.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to recess until April 20, 2006 at 6:30 p.m. to discuss budget and other County business.

The meeting ended at 9:20 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:30 p.m. on April 20, 2006 for a budget work session and other County business. The meeting was held at the Surry Government Center, 118 Hamby Road, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jimmy Miller, Commissioner Jim Harrell, Commissioner Craig Hunter, and Commissioner Fred O’Neal.

Others present for the meeting at various times, were:

Macon C. Sammons, Jr., County Manager
Betty Taylor, Assistant County Manager for Budget and Finance
Sandy Snow, Human Resources Officer
David Stone, Health and Nutrition Center Director
Brenda Rose, Cooperative Extension Director
School Superintendents and various School Officials
Surry Community College President and various College Officials
News Media
Other Citizens

Chairman Johnson called the meeting to order at 6:50 p.m.

Brenda Rose presented the FY 07 budget request from the Cooperative Extension Department.

David Stone discussed the FY 07 budget request for the Health and Nutrition Center. He also presented a request for an employee wellness program.

Commissioner O’Neal entered the meeting at 7:10 p.m.

Dr. Frank Sells and Dr. Gary Tilley discussed the FY 07 budget request for Surry Community College.

Commissioner Jim Harrell, Jr. entered the meeting at 8:00 p.m.

Elkin City Schools FY 07 budget request was presented by Dr. Barry Shepherd and Jan Zachary.

The Mount Airy City Schools FY 07 budget request was presented by Dr. Tim Farley and Gail Cox.
Dr. Ashley Hinson and Wanda Mitchell presented the FY 07 budget request for Surry County Schools.

The Board of Commissioners requested that the County Manager write a letter to the Lynch family. The letter would thank the Lynch family for the donation of a press box at the East Surry High School.

The County Manager presented a work policy for full-time Emergency Services shift personnel.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the work policy for full-time Emergency Services shift personnel. A copy is on file in the County Manager's office.

The Board discussed the agenda for the fire department budget work session.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to adjourn at 10:40 p.m.

Macon C. Sammons, Jr.
County Manager
Surry County Board of Commissioners
Meeting of May 1, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on May 1, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., and Commissioner Craig Hunter.

Commissioner Fred O'Neal was unable to attend.

Others present for the meeting, at various times, were:
- Macon C. Sammons, Jr., County Manager
- Conchita Atkins, Clerk to the Board
- Betty Taylor, Assistant County Manager for Budget and Finance
- Sandy Snow, Human Resources Officer
- Chris Knopf, Planning Director
- Mike Wetzel, Parks, Recreation and Maintenance
- Colonel Don Belle
- News Media
- Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Jim Harrell, Jr. delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board consider the minutes of the April 17 and 20, 2006 meetings. Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the Sons of Confederate Veterans to fly the First National Confederate Flag at the Historic Courthouse on May 6, 2006.
2. Appoint Susie S. Hooker to the Nursing Adult Care Homes Community Advisory Committee.
3. Approve a refund from Emergency Services to United Healthcare in the amount of $1,517.43, due to overpayment.
4. Approve a refund from Emergency Services to CIGNA-Medicare in the amount of $1,082.17.
5. Approve the lowest bidder, Sherwin Williams, to replace tile and carpet in the Health and Nutrition Center and approve all associated landfill fees for old materials and installation debris be waived. The bids were as follows:
   - Sherwin Williams $10,051.50
   - Fashion Floors $14,500.00
   - Interiors, Ltd. $14,771.52
6. Approve the lowest bidder, Warren King Construction Company, Inc., to construct a metal building at Fisher River Park. The bids were as follows:
Warren King Construction Co.  $135,000
Master Craft Builders, Inc.  $148,262
David Hill Builders, Inc.  $189,501

7. Approve the Parks, Recreation and Maintenance Department to contract with Engineering Tectonics, Inc. to perform soil core sampling.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve Public Works spending plan for white goods revenue.

2. Approve budget change no. 19 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on May 1, 2006.

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The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on May 1, 2006.

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| 00548100 44126 Sign-up Fees - Sewer | 0 | 400 | 400 |
| 00548100 44910 Interest Earned - Checking Account | 0 | 200 | 200 |
| 00548100 49900 Unencumbered Balance | 21,500 | 52,600 | 74,100 |
| Increase fund totals. | 21,500 | 54,000 | 75,500 |
Requests from the Human Resources Officer:

1. Approve the following resolution of respect:

   WHEREAS, Linda M. Jessup was employed from March 01, 2001 until her retirement on March 31, 2006 as an employee of the Veterans Service Department; and

   WHEREAS, during her term of service, Mrs. Jessup held the position of Secretary IV, supervised the office staff, and carried out various other duties to serve the citizens of Surry County; and

   WHEREAS, during Mrs. Jessup’s years of faithful service, she has worked diligently to obtain benefits for the veterans by coordinating efforts with the NC Division of Veterans Affairs, the America Legion, and other veterans’ service organizations; and

   WHEREAS, the Surry County Board of Commissioners wishes to publicly commend Mrs. Jessup for serving as a caring and conscientious public servant; and

   NOW, THEREFORE, BE IT RESOLVED that the Board commends Linda M. Jessup for her dedication to the veterans, their families, and the citizens of Surry County, and wishes to express its appreciation for her years of faithful employment; and

   BE IT FURTHER RESOLVED that the Board extends to Linda M. Jessup its best wishes for many years of happiness during her retirement.


3. Approve for thirteen Paramedic positions, one assistant shift supervisor, and one shift supervisor position to be created and filled for Emergency Services to implement the new work schedule.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

The Board expressed their condolences for the Clifford Scott family. Mr. Scott passed away on Sunday. Commissioner Harrell stated that Mr. Scott will truly be missed.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to amend the March 3, 2006 minutes as follows:

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, a majority of the Board voted to direct the planning staff to prepare a rezoning petition for all properties that have a building within or partially within the Rockford National Register Historic District to be rezoned to the VR zoning district in order to protect the historic district which is fundamental to Surry County’s history, for public hearing and explore other nearby properties for possible voluntary inclusion.

The vote was 3-0. Commissioner Hunter and Commissioner O’Neal were not present to vote.
There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Brain Elam, County Ranger, North Carolina Division of Forest Resources Forestry Program in Surry County, presented the Forest Service FY 07 budget request. Mr. Elam stated that Surry County has 345,178 acres of land, 55% of which is forestland. The Division of Forest Resources Forestry Program works with citizens of Surry County to protect, develop and manage their forestlands. Mr. Elam also stated that there were 103 fires in the last year covering 605 acres.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on twelve zoning applications ZCR 954-ZCR 965. The petition is for 20 properties to be rezoned from Rural Agricultural to the Village of Rockford and one property be rezoned from Rural Business to Village of Rockford. The tax parcel numbers and property owners are as follows: 5912-00-30-9739 (Rockford Preservation Society), 5912-00-31-7238 (Rockford Preservation Society), 5912-00-31-3731 (Rockford Preservation Society), 5912-00-31-3771 (Rockford Preservation Society), 5912-00-31-5043 (Rockford Preservation Society), 5912-00-30-5787 (Rockford Preservation Society), 5912-00-30-7729 (Rockford Preservation Society), 5912-00-31-3682 (Rockford Preservation Society), 5912-00-40-0655 (Paul and Carolyn Carter), 5912-00-30-8976 (Carolanne Milligan/Eric Findeis), 5912-00-31-6488 (Anthony and Alberta Leonardi), 5912-00-31-4520 (Kenneth Mason), 5912-00-31-4350 (Jennifer M. Corder), 5912-00-30-7764 (Rockford General Store, Inc.), 5912-00-30-7691 (Rockford General Store, Inc.), 5912-00-30-5992 (Margaret Wilmoth), 5912-00-41-0039 (Jill Getgen), 5912-00-31-6637 (Louise Simpson), 5912-00-30-8544 (Mauzy C. Johnson), and 5912-00-30-7506 (Robert and Pamela Foy, James Carter). The rezoning request consists of 26.48 acres. The properties are located along Rockford Road and Old Rockford Road, in the Rockford Township.

Chris Knopf, Planning Director, presented facts pertaining to the rezoning and stated the Planning Board recommends approval of the rezoning. Mr. Knopf stated the properties are within or have a building within or partially within the Rockford National Register Historic District.

Chairman Johnson asked for comments from the public.

Jill Getgen spoke against the rezoning.

Hannah Holyfield spoke in behalf of the Rockford Preservation Society and stated that the Rockford Preservation Society is in favor of the rezoning.

Eric Findeis spoke in favor of the rezoning. Mr. Findeis stated that the rezoning would be best for the Village of Rockford.

Paul Carter, owner of the Rockford General Store, spoke against the rezoning.

Anthony Leonardi spoke in favor of the rezoning.

Margaret Wilmoth spoke in favor of the rezoning.
Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

The Board discussed the rezoning.

Commissioner Hunter expressed his concerns for private property rights and voluntary down zoning.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted to approve the rezonings.

The vote was as follows:
Ayes: Chairman Johnson, Vice-Chairman Miller, Commissioner Harrell
Nays: Commissioner Hunter

Chris Knopf, Planning Director updated the Board on solid waste, junk vehicles and junkyards.

The Board asked Mr. Knopf to hold a workshop for junkyard owners before the public hearing on zoning text amendments for junkyards.

Jo Ann Larkins, YVEDDI Executive Director, presented information regarding YVEDDI’s FY 07 budget request. Ms. Larkins stated that there would a 1% federal and state cut from the YVEDDI budget starting July 1, 2006.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individual was recognized.

Colonel Don Belle recognized Linda Jessup, retiree, for her years of faithful service to Surry County Veterans’ Office.

John Hedrick, Northwestern Regional Library Director, presented information regarding the Library’s FY 07 budget request. The Northwestern Regional Library is requesting a 6.2% increase. Mr. Hedrick presented a ten-year book budget history and stated there is a need to increase the book budget.

The Board took a fifteen-minute break.

The Board resumed regular business.

Darin Manuel, Rescue Squads Association President, presented information regarding the Rescue Squad’s FY 07 budget request. Mr. Manuel stated that the FY 07 budget increased $15,780 from the FY 06 budget due to fuel and equipment costs.

Sandy Snow, Human Resources Officer, presented information on the Employee Assistance Program. Ms. Snow stated that the Employee Assistance Program was implemented in 2005. There are six available local sites for employees to select and a three
visit plan model per problem per year. Counselors are available twenty-four hours a day. There are also telephone consultations available for legal and financial questions. Ms. Snow also stated that 31 cases were opened and 37 clients served in a six month period in addition to 85 served via telephone.

The County Manager presented recommendations and bid tabulations for the Flat Rock/Bannertown Water and Sewer extensions project. There were only two bids on the water project, so there will have to be another bid process. Mr. Sammons stated the potential bid date will be May 24, 2006. Mr. Sammons has obtained a bid list from Winston Salem, Forsyth County, and King and provided these to the project engineer.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to recess as the Board of County Commissioners and reconvened as the Flat Rock/Bannertown Water and Sewer District Board of Directors.

Upon motion of District Board Member Harrell, seconded by District Board Member Hunter, the Flat Rock/Bannertown Water and Sewer District Board of Directors voted unanimously to reject the sewer bids and re-advertise for water bids.

Upon motion of District Board Member Harrell, seconded by District Board Member Hunter, the Flat Rock/Bannetown Water and Sewer District Board of Directors voted unanimously to recess as the Flat Rock/Bannertown Water and Sewer District Board of Directors and reconvene as the Surry County Board of Commissioners.

The County Manager reminded the Board of budget work session number 3. The work session will be held on Monday, May 8, 2006 at 6:30 p.m.

The County Manager and the Chairman will be attending County Government Day on May 17, 2006. The County Manager will collect items to present to legislators.

The County Manager presented information on projects approved by the North Carolina Board of Transportation and related funds for these road improvement projects.

The Board asked the County Manager to write a letter to the North Carolina Department of Transportation regarding funds for the widening of McKinney Road.

The Board also instructed the County Manager to write a letter to the North Carolina Department of Transportation regarding signage for the County bike route.

The County Manager updated the Board on the returned results from the survey of interest for local officials in quarterly meetings. Mr. Sammons stated that 24 surveys had been returned. The Board discussed getting the meetings started.
Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel and economic development.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to reclassify position no. 531333 from a Social Worker I to a Social Worker II, effective May 1, 2006, contingent upon final approval from State Personnel and move Brandy Staley from 63-1 to 66-1.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to appoint Joe Cooke to the Mount Airy Planning Board-ETJ.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to appoint Kent Gerber to serve on the Recreation Advisory Committee.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to appoint Scott Graham to the Board of Adjustments.

There was no further business to come before the Board.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to recess until Monday, May 8, 2006 at 6:30 p.m. for a budget work session and other County business.

The meeting ended at 9:35 p.m.

Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners
Meeting of May 8, 2006

The Surry County Board of Commissioners met in regular session at 6:30 p.m. on May 8, 2006 for a budget work session and other County business. The meeting was held at the Surry Government Center, 118 Hamby Road, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jimmy Miller, Commissioner Jim Harrell, Commissioner Craig Hunter, and Commissioner Fred O'Neal.

_________________________________________

Others present for the meeting at various times, were:

Macon C. Sammons, Jr., County Manager
Betty Taylor, Assistant County Manager for Budget and Finance
Other Citizens

_________________________________________

Chairman Johnson called the meeting to order at 6:30 p.m.

_________________________________________

Judy Hancock, Foothills Arts Council, discussed the FY 07 budget request for the Foothills Arts Council.

_________________________________________

Tanya Jones, Surry Arts Council, discussed the FY 07 budget request for the Surry Arts Council.

_________________________________________

Commissioner Jim Harrell, Jr. entered the meeting at 7:15 p.m.

_________________________________________

Linda Stanfield, Museum of Regional History, discussed the FY 07 budget request for the Museum of Regional History.

_________________________________________

Robin Rhyne, Hank Spires and Ron Sutphin, Economic Development Partnership, discussed the FY 07 budget request for the Economic Development Partnership.

_________________________________________

Don Holder and John Springthorpe, Surry County/Mount Airy Airport, discussed the FY 07 budget request for the Surry County/Mount Airy Airport.

_________________________________________

Nancy Taylor and Karen Ayers, Surry Homeless and Affordable Housing Coalition, discussed the FY 07 budget request for the Surry Homeless and Affordable Housing Coalition.

_________________________________________

Mike Hoyng and Bert Wood, Juvenile Crime Prevention Council Partnership for Drug-Free NC, discussed the FY 07 budget request for the Partnership for Drug-Free NC.
Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the Juvenile Crime Prevention Council FY 07 budget.

The Board discussed various special tax districts.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller to appoint Commissioner O'Neal to the Surry Community College Board of Trustees.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to rescind a motion made at the May 1, 2006 Board of Commissioners meeting awarding bid for the Fisher River Park storage building and allow the Building Committee to negotiate the pricing of the building.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to award the painting contract for the Animal Shelter expansion to the lowest bidder, Lonnie Lewis. The quotes are as follows:

- Clark White $10,970
- Bill Bennett $ 9,800
- Lonnie Lewis $ 8,500

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to transfer a 2002 Ford Crown Vic., Vin #2FAFP71W32X134416 from the Sheriff’s Office to the Tax Department.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to transfer a court-awarded 1998 Jeep Cherokee, Vin #1J4FY68SOWL132676 from the Sheriff’s Office to Communications subject to the release of an existing vehicle in their fleet.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to surplus the following vehicles and authorize the Purchasing Agent to sell the vehicles.

- 1989 Ford Truck Vin #1FTEF14N1KNB09511
- 2000 Ford Crown Vic. Vin #2FAFP71W3YX101554
- 1995 Pontiac Grand Am Vin #1G2NE55D2SC821087
- 1992 Honda Vin #JHMBB2152NC008114
- 1991 Nissan Maxima Vin #JN1HJ01FXMT560577
- 2000 Ford Crown Vic. Vin #2FAFP71W7YX101556
- 1994 Ford Bronco Vin # 1FMEU15H6RLA80071
Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve budget change no. 21 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on April 08, 2006.

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<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REVISED AMOUNT</th>
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<td>1054318 52010</td>
<td>Supplies and Materials</td>
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<tr>
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<td>District Miscellaneous</td>
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<td>1,000</td>
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<td>Increase departmental total.</td>
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<tr>
<td>1054968 51720</td>
<td>Contracted Services</td>
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<td>150,000</td>
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<td>1044337 42313</td>
<td>Terrorism Grant</td>
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<td>1044960 48900</td>
<td>Miscellaneous</td>
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<td>1044968 43356</td>
<td>Clean Water Grant</td>
<td>27,310</td>
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<td>177,310</td>
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</table>

Increase fund totals. 62,412,175 179,135 62,591,310

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the Heart Disease and Stroke Prevention Program funding in the amount of $15,455 for the purchase of automated external defibrillators (AEDs). The defibrillators would go to Elkin City Schools, Yadkin County Schools and other agencies.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to adjourn at 9:45 p.m.

Macon C. Sammons, Jr.
County Manager
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on May 15, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:
- Macon C. Sammons, Jr., County Manager
- Conchita Atkins, Clerk to the Board
- Edwin Woltz, County Attorney
- Betty Taylor, Assistant County Manager for Budget and Finance
- Tammy Johnson, Water and Sewer Projects Coordinator
- John Barber, Local Ordinance Officer
- Mike Wetzel, Parks, Recreation and Maintenance Director
- News Media
- Other Citizens

Chairman Paul Johnson called the meeting to order. Chairman Johnson delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the May 1 and May 8, 2006 meetings. Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Appoint Tim Hamilton to the Recreation Advisory Committee.
2. Appoint Randy Jackson to the Natural Resources Committee.
3. Approve the following from the Tax Department:
   - Total releases for the month ending 4-30-06 in the amount of $12,259.06.
   - Total refunds for the month ending 4-30-06 in the amount of $4,711.25.
   - Total real and personal property discoveries in the month ending 4-30-06 in the amount of $1,888.02.
   - Total motor vehicle discoveries for the month ending 4-30-06 in the amount of $3,340.53.
   - Collect February 2006 motor vehicle renewals in the amount of $347,381.30.
4. Approve the Military Family Appreciation Day Proclamation:

PROCLAMATION OF SUPPORT

Whereas, our country's security depends on the readiness and retention of the men and women of the United States Armed Forces, a total force comprised of active, National Guard, and Reserve personnel; and,

Whereas, our military personnel, their families and loved ones face unique and pressing challenges through every stage of the deployment cycle; and,

Whereas, those challenges should be met with support and recognition from their civilian communities; and,

NOW THEREFORE, BE IT PROCLAIMED, by the Commissioners of the County of Surry, NC in conjunction with the Citizen Soldier Support Program, that July 9, 2006, is hereby declared Military Family Appreciation Day in the County of Surry; and

Be It Further Declared, which the County of Surry urges all citizens to recognize and appreciate the extraordinary sacrifices made by both our military and the families they leave behind. Their selfless service ensures our freedom and preserves our quality of life.

5. Approve the following Land for Tomorrow resolution:

LAND FOR TOMORROW RESOLUTION

Whereas, the County of Surry is committed to protecting lands critical to the future of North Carolina’s drinking water, economy, and quality of life, and

Whereas, North Carolina is losing more than 100,000 acres of those special places to population pressures each year, and

Whereas, North Carolina’s population is expected to grow by 50 percent in the next 25 years, and

Whereas, the important tourism industry can only survive with natural beauty, clean water and scenic vistas, and

Whereas, there is inadequate funding for protecting stream banks and floodplains, legacy forests, prime farmlands, local parks and recreation, state parks, greenway and inactive rail corridors, game lands, natural, scenic and historic places, and

Whereas, there is no second chance to protect North Carolina’s great resources and costs will only increase in the future, and

Whereas, additional state funding will leverage twice as much funding from federal, private and local sources

Now, Therefore Be It Resolved, that the County of Surry urges the 2006 General Assembly to enact legislation authorizing a November 2006 general obligation bond referendum to increase conservation spending in North Carolina by $200 million per year for five years.
6. Approve the Health and Nutrition Center master fee schedule for 2006/2007, with a copy of the fee schedule being on file in the Clerk to the Board’s Office.
7. Approve the lease agreement between the County of Surry and Yadkin Valley Economic Development District.
8. Approve $4,976.59 from Kmart for delinquent business personal property taxes.

Request from the Planning Director:
1. Approve the Lynn M. Reece final one-lot subdivision.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted to approve the Brush Arbors final ten-lot subdivision.

Commissioner Hunter abstained due to an interest in the property.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Chairman Johnson read a thank you note from the Clifford Scott family for the flower that was sent from the Board to the Scott family in memory of Mr. Scott.

Chairman Johnson read a thank you note from Dorothy Foote, retiree, for the recognition and a resolution from the Board during her retirement.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments zoning application ZCR971. The parcel site is 30.74 acres of tax parcel 5918-00-12-6456. The property owner is Callie Atkins Heirs. The petition is currently zoned RA. The petition is to rezone the property to RR.

John Barber, Local Ordinance Officer, presented the facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke on the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to approve the rezoning.

Tammy Johnson, Water and Sewer Projects Coordinator, updated the Board on the following water and sewer projects:
- Flat Rock/Bannertown water and sewer project—Phase One
- Interstates water and sewer project
• Longhill Road/Hiatt Road to Landfill
• White Sulphur Springs project
• Buck Shoals Road
• Dobson-Exit 93 water and sewer project

It was the consensus of the Board for Ms. Johnson to continue pursuing grant funding for water and sewer projects.

Rob Johnson, Martin Boal Anthony and Johnson Architecture, and Ross Bush, Construction Control Corporation, presented plans for the One Stop/Health Clinic Center. There were two options for the facility.

Ross Bush, Construction Control Corporation, presented direct and indirect construction cost and architecture fee adjustments. Mr. Bush stated the Construction Control had counted numbers and looked at material costs.

Rob Johnson, Martin Boal Anthony and Johnson Architecture, stated that both options have ground level entrances.

The Board discussed the cost of the building.

It was the consensus of the Board to discuss funding and the options at budget work session no. 4, which will be held on Thursday, May 25, 2006 at 7:00 p.m., room 335, Government Center.

David Swann, Crossroads Behavioral Healthcare Area Director, discussed the Crossroad Behavioral Healthcare FY 07 budget request.

David Swann, Crossroads Behavioral Healthcare Area Director, updated the Board on the Mental Health Reform. Mr. Swann addressed significant changes as follows:

• Utilization review of Medicaid is being centralized and given to a single statewide vendor, Value Options.
• Crossroads sustained a budget reduction of 12.50 in LME funds beginning July 1, 2006 as a result of the loss of utilization management.
• Crossroads has been chosen as one of the ten LME’s to provide regional after-hours, screening, triage, referral across an eight county area.
• The Governors Budget Office and the NCDHHS have decided to withhold State Hospital dollars from local communities to develop community capacity.
• Crossroads receives grant to start Mobile Crisis Management Service by June 1, 2006.
• Crossroads Behavioral Healthcare Board has formed a Merger Investigation Subcommittee.
• Crossroads Behavioral Healthcare begins merger discussion with New River Behavioral Healthcare.
• Crossroads Behavioral Healthcare is redesigning of services at the Crisis Recovery Center in Statesville.

Natasha Ramey, Cedar Ridge Youth Foundation President, addressed the Board regarding the need for a fence to surround
the primary baseball field at the Beulah Community Center. Ms. Ramey stated that she had received the following quotes for the fencing:

- Surry Fence Builders $5,462
- Blue Ridge Fence Builders $6,762.30

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to accept the quote from Surry Fence Builders with a cap of $6,000 cost.

Lloyd Payne, Jr., Elkin Town Manager, addressed the Board regarding improvements at the Elkin Airport. Mr. Payne presented documentation of revenue and expenditures at the airport. Mr. Payne also presented an analysis of aircraft housed at the airport and grant project information.

It was the consensus of the Board to discuss airport funding during the budget sessions.

Lloyd Payne, Jr., Elkin Town Manager, stated that the Elkin Town Board made a decision to match budget funds that the County gives to the Foothills Arts Council up to $10,000.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized.

Commissioner Harrell recognized:

Carrie Kirkman for her dedicated service to the community through her role on the Crossroads Area Behavioral Healthcare Board from 1987 through the present and for serving two terms as Board Chair in 2004 and 2005 for the Crossroads Board.

Commissioner Hunter recognized:

Vickie Cameron, Central Middle School, for being selected as the 2006-2007 Surry County Schools’ Principal of the Year and for enhancing the quality of education and opportunities to learn and excel in the Surry County School System through her untiring, exemplary commitment to the betterment of education.

Patti Fulk, Surry Central High School, for being selected as the 2006-2007 Surry County Schools’ Teacher of the Year and for enhancing the quality of education and opportunities to learn and excel in the Surry County School System through her untiring, exemplary commitment to the betterment of education.

The Board took a fifteen-minute break.

The Board resumed regular business.

The County Manager addressed the Board regarding the 2006 Legislative Program resolution that will be presented to local legislators on County Government Day, May 17, 2006.
Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve the 2006 Legislative Program resolution as follows:

RESOLUTION ADOPTING THE 2006 LEGISLATIVE PROGRAM

WHEREAS, the Surry County Board of Commissioners has determined the following items should be submitted to the 2006 General Assembly as Surry County's Legislation Program and for consideration as part of the North Carolina Association of County Commissioners Legislation Program.

NOW, THEREFORE, BE IT RESOLVED that the Surry County Board of Commissioners does hereby adopt its 2006 Legislative Program, as follows:

1. Top Priority: Medicaid. The General Assembly is asked to end the Medicaid burden on the counties of North Carolina, which in FY 07 is projected to require $5,225,000, or 17 1/2% of Surry County's total real property tax base.

2. Funding of Public Schools: The State should meet its funding obligations for the operation of local public schools, including the protection of existing County and school revenue as lottery proceeds for school construction begin to flow to the counties.

3. Local Option Sales Tax: The General Assembly should allow a local option sales tax bill to be adopted to help counties meet the need to construct new school facilities, such as the provisions in HB1050.

4. Cable Franchise Ordinances: The General Assembly is asked to preserve local cable franchise powers, especially for those localities that already have local cable franchise ordinances in place.

5. Protect Local 911 Revenues: Surry County depends on the local 911 revenues to operate its emergency communications center, and according the General Assembly is asked to protect these funds for that purpose.

6. I-74: Accelerate the completion of Interstate I-74 across the North Carolina.

7. Assistance to Adults Program: The General Assembly is asked to reduce the local cost of Department of Social Services Assistance to Adults over a 5-year period from 50/50 to 90/10 State/local cost participation.

The County Manager briefed the Board on SB 1288 regarding supporting State assumption of County share of Medicaid. The bill was introduced by Senator Don East.

It was the consensus of the Board for the County Manager to write a letter to Senator East thanking him for his support of the lifting of Medicaid burden from the Counties.
The County Manager addressed the Board regarding the need for termite treatment at the Family Resource Center. There had been three estimates obtained to treat the facility for termites. The Family Resources Center will pay the annual renewal fee. The bids were as follows:

- **Quality Control**  
  $7,700 treatment charge;  
  $300 annual renewal fee

- **Orkin Pest Control**  
  $9,584 treatment charge;  
  $1,150 annual renewal fee

- **Terminex Pest Control**  
  $11,700 treatment charge;  
  $900 annual renewal fee

Upon motion of Commissioner Miller, seconded by Commissioner O'Neal, the Board voted unanimously to approve the $7,700 treatment charge from Quality Control, with the Family Resources Center paying the $300 annual renewal fee.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve and release the following closed session minutes:

- August 1, 2005  Item #3  
  November 7, 2005  Item #3
- December 5, 2005  Item #3  
  December 19, 2005  Item #5
- January 3, 2006  Item #1  
  February 6, 2006  Item #1
- February 6, 2006  Item #2  
  February 6, 2006  Item #3
- February 6, 2006  Item #5  
  February 20, 2006  Item #1
- February 20, 2006  Item #3  
  February 20, 2006  Item #4
- February 20, 2006  Item #5  
  March 3, 2006  Item #1
- March 6, 2006  Item #1  
  March 6, 2006  Item #2
- March 20, 2006  Item #1  
  March 20, 2006  Item #5
- March 20, 2006  Item #6  
  April 3, 2006  Item #2
- April 3, 2006  Item #3  
  April 3, 2006  Item #4
- April 3, 2006  Item #5  
  April 3, 2006  Item #6
- April 17, 2006  Item #1  
  April 17, 2006  Item #2
- April 17, 2006  Item #5  
  April 17, 2006  Item #6

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to approve the lease agreement renewal between ReDirections and the County of Surry. Redirection leases a portion of the Pilot Mountain Magistrates Office.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to go into closed session to discuss economic development and personnel.

The Board came out of closed session and resumed regular business.

There was no further business to come before the Board.
Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to recess until Thursday, May 25, 2006 at 7:00 p.m. for budget work session no. 4.

The meeting ended at 9:15 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 7:00 p.m. on May 25, 2006 for a budget work session and other County business. The meeting was held at the Surry Government Center, 118 Hamby Road, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jimmy Miller, Commissioner Craig Hunter, and Commissioner Fred O’Neal.

Commissioner Jim Harrell, Jr. was unable to attend.

Others present for the meeting at various times, were:
Macon C. Sammons, Jr., County Manager
Betty Taylor, Assistant County Manager for Budget and Finance
Media

Chairman Johnson called the meeting to order at 7:05 p.m.

The County Manager discussed the Flat Rock/Bannertown water and sewer bids and indicated that he would have a report from the engineer on June 5, 2006.

Upon motion of Commissioner Miller, seconded by Commissioner O’Neal, the Board voted unanimously to pay the Sheriff’s Department employees for time spent at a controlled burn at Mountain Park. In March 2006, the State Forestry Service implemented a controlled burn in the Mountain Park Community and the fire became out of control and took several days to be contained.

Upon motion of Commissioner O’Neal seconded by Commissioner Miller, the Board voted unanimously to amend the original motion to instruct all county departments to run all paperwork through the Finance Office when assisting other agencies.

The County Manager discussed an analysis of the fund balance.

The County Manager discussed financing of the One Stop/Health Clinic building. The Board deferred any action at this time.

The County Manager noted a letter received from the Mount Airy Museum of Regional History regarding funds for the museum during the FY 07 budget process.
Meeting of May 25, 2006  Continued

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to transfer a 1989 Ford Truck VIN #1FTEF14NIKNB09511 to the Parks, Recreation and Maintenance Department with the truck to be given no assigned driver.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to authorize the Purchasing Agent to surplus and sell a 1998 Jeep Cherokee, VIN #1J4FJ68S0WL132676.

Upon motion of Commissioner Hunter, seconded by Commissioner O’Neal, the Board voted unanimously to approve budget change no. 22 and 23 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on May 25, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE AMOUNT</th>
<th>REVISED AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1054190</td>
<td>Equipment Maintenance</td>
<td>3,731</td>
<td>(2,500)</td>
<td>1,231</td>
</tr>
<tr>
<td></td>
<td></td>
<td>335,619</td>
<td>(2,500)</td>
<td>333,119</td>
</tr>
<tr>
<td>Admin/Social Services Bldg.</td>
<td>Equipment Maintenance</td>
<td>11,000</td>
<td>2,500</td>
<td>13,500</td>
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<td></td>
<td></td>
<td>227,677</td>
<td>2,500</td>
<td>230,177</td>
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<tr>
<td>Emergency Management</td>
<td>Salaries &amp; Wages Part-time</td>
<td>0</td>
<td>8,840</td>
<td>8,840</td>
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<tr>
<td></td>
<td></td>
<td>79,280</td>
<td>8,840</td>
<td>88,120</td>
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<tr>
<td>Fire and Rescue</td>
<td>Special Projects-Fire Depts.</td>
<td>0</td>
<td>4,400</td>
<td>4,400</td>
</tr>
<tr>
<td></td>
<td></td>
<td>250,100</td>
<td>4,400</td>
<td>254,500</td>
</tr>
<tr>
<td>1044330</td>
<td>Emergency Management Grant</td>
<td>13,000</td>
<td>5,000</td>
<td>18,000</td>
</tr>
<tr>
<td>1044330</td>
<td>Hazmat Fees</td>
<td>20,000</td>
<td>3,840</td>
<td>23,840</td>
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<tr>
<td>1044342</td>
<td>NC DOT Grant</td>
<td>0</td>
<td>4,400</td>
<td>4,400</td>
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<td></td>
<td></td>
<td>62,591,31</td>
<td>13,240</td>
<td>62,604,55</td>
</tr>
<tr>
<td></td>
<td></td>
<td>0</td>
<td>0</td>
<td>0</td>
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<tr>
<td>Dental/Visual/Hearing</td>
<td>Retiree Insurance</td>
<td>130,000</td>
<td>18,000</td>
<td>148,000</td>
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<tr>
<td></td>
<td></td>
<td>256,450</td>
<td>18,000</td>
<td>274,450</td>
</tr>
<tr>
<td>1344230</td>
<td>Interest Earned on Investment</td>
<td>2,000</td>
<td>4,600</td>
<td>6,600</td>
</tr>
<tr>
<td>1344230</td>
<td>Unencumbered Balance</td>
<td>0</td>
<td>13,400</td>
<td>13,400</td>
</tr>
<tr>
<td></td>
<td></td>
<td>3,506,450</td>
<td>18,000</td>
<td>3,524,450</td>
</tr>
<tr>
<td>1654322</td>
<td>Miscellaneous - Levy Account</td>
<td>65,000</td>
<td>10,000</td>
<td>75,000</td>
</tr>
<tr>
<td>1644322</td>
<td>Misc. Revenue - Levy Account</td>
<td>65,000</td>
<td>10,000</td>
<td>75,000</td>
</tr>
</tbody>
</table>
Increase fund totals. 108,000 10,000 118,000

SCHOOLS CAPITAL OUTLAY FUND
EXPENDITURES
3655912 57024 Co. Sch. - High Schools 0 80,629 80,629

REVENUE
3645912 49859 Trans. From CR - Co. High Schools 0 80,629 80,629

Increase fund totals. 1,294,114 80,629 1,374,743

SCHOOLS CAPITAL RESERVE FUND
EXPENDITURES
3755918 59188 Trans. To Co. - Co. High Schools 0 80,629 80,629

REVENUE
3745918 43101 Sales Tax - Article 40 875,000 15,141 890,141
3745918 43344 Public Sch. Building Fund 0 60,471 60,471
3745918 44900 Interest Earned on Investment 8,000 5,017 13,017

Increase fund totals. 2,945,676 80,629 3,026,305

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on May 25, 2006.

ACCOUNT CODE DESCRIPTION AMOUNT CHANGE AMOUNT
SHERIFF'S NARCOTICS FUND
EXPENDITURES
1854311 52500 Supplies - Narcotics 23,000 7,000 30,000
1854311 52900 Small Equipment 2,000 5,000 7,000

REVENUE
1844311 42330 US Equitable Sharing 0 12,000 12,000

Increase fund totals. 45,141 12,000 57,141

Upon motion of Commissioner Hunter, seconded by Commissioner O'Neal, the Board voted unanimously to approve the purchase of various equipment for the Sheriff's Office in the amount of $8,089 with the monies coming from narcotics funds.

Chairman Johnson reported on the May 25, 2006 Regional Tourism meeting attended by Commissioner Harrell, the County Manager and himself.

Commissioner O'Neal discussed real estate adjoining the Government Center property.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously for the County Manager to write a letter to the North Carolina Department of Transportation to conduct a stoplight study at Hamby Road and Atkins Street in Dobson.
The County Manager presented an overview of the FY 07 recommended budget.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel and economic development.

The Board came out of closed session and resumed regular business.

Commissioner Miller discussed tree removal at the Beulah Community Center and the rough grading at the proposed White Plain Fire Station site.

Commissioner O'Neal updated the Board on the proposed maintenance building at Fisher River Park.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to advertise two public hearings on June 19, 2006 on incentives for unnamed economic development projects.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to adjourn at 10:50 p.m.

Macon C. Sammons, Jr.
County Manager
Surry County Board of Commissioners  
Meeting of June 5, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on June 5, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O’Neal.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Cathy Booker, Tax Administrator
Una Freeman, GIS Coordinator
Wayne Black, Social Services Director
Myron Waddell, Emergency Services Training Officer
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Jimmy Miller delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the May 15 and May 25, 2006 meetings. Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Appoint Chairman Johnson to the RPO TAC Committee and Commissioner Hunter as the County’s alternate member.
2. Approved the renewal agreement for waste management for Municipal Engineering Services.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve budget change no. 24 as follows:

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REVISED AMOUNT</th>
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</thead>
<tbody>
<tr>
<td>GENERAL FUND EXPENDITURES</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
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</table>

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on June 05, 2006.
### County Jail

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount 1</th>
<th>Amount 2</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>1054320</td>
<td>Miscellaneous - Commissary</td>
<td>25,000</td>
<td>25,000</td>
<td>50,000</td>
</tr>
<tr>
<td></td>
<td>Increase departmental total.</td>
<td>1,488,920</td>
<td>25,000</td>
<td>1,513,920</td>
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</table>

### Planning and Development

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount 1</th>
<th>Amount 2</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>1054910</td>
<td>Supplies &amp; Materials</td>
<td>9,000</td>
<td>1,500</td>
<td>10,500</td>
</tr>
<tr>
<td>1054910</td>
<td>Equipment Maintenance</td>
<td>5,000</td>
<td>3,500</td>
<td>8,500</td>
</tr>
<tr>
<td>1054910</td>
<td>Advertising</td>
<td>2,500</td>
<td>2,000</td>
<td>4,500</td>
</tr>
<tr>
<td></td>
<td>Increase departmental total.</td>
<td>283,218</td>
<td>7,000</td>
<td>290,218</td>
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</tbody>
</table>

### REVENUE

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount 1</th>
<th>Amount 2</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>1044320</td>
<td>Miscellaneous - Commissary</td>
<td>25,000</td>
<td>25,000</td>
<td>50,000</td>
</tr>
<tr>
<td>1044910</td>
<td>Miscellaneous</td>
<td>17,000</td>
<td>7,000</td>
<td>24,000</td>
</tr>
<tr>
<td></td>
<td>Increase fund totals.</td>
<td>62,604,550</td>
<td>32,000</td>
<td>62,636,550</td>
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</table>

### WIRELESS 911 TELEPHONE FUND

#### EXPENDITURES

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount 1</th>
<th>Amount 2</th>
<th>Difference</th>
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</thead>
<tbody>
<tr>
<td>3554329</td>
<td>Telephone</td>
<td>73,000</td>
<td>20,000</td>
<td>93,000</td>
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</table>

#### REVENUE

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount 1</th>
<th>Amount 2</th>
<th>Difference</th>
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</thead>
<tbody>
<tr>
<td>3544329</td>
<td>Unencumbered Balance</td>
<td>0</td>
<td>20,000</td>
<td>20,000</td>
</tr>
<tr>
<td></td>
<td>Increase fund totals.</td>
<td>120,000</td>
<td>20,000</td>
<td>140,000</td>
</tr>
</tbody>
</table>

Requests from the Human Resources Officer:

3. Approve the following for Emergency Services:
   - The use of a fluctuating workweek for overtime calculations for Emergency Services shift employees to be effective March 21, 2006. (start of April timesheet)
   - The use of a fluctuating workweek for Communications employees effective June 21, 2006. (start of July timesheet).
   - Holidays for regular full-time Emergency Services and Communications employees will be based on an eight hour earnings schedule.
   - The addition of 16 hours of petty leave to the benefits package of regular Emergency Services and Communications employees, as earned by regular employees in other departments.

Change the Personnel Ordinance as follows: Be it ordained and enacted that the Personnel Ordinance for Surry County, North Carolina, is amended by making the following deletion to Article VI, Section 11, Petty Leave, effective July 1, 2006: "Surry County Emergency Services medical staff and 911 Communications staff do not receive petty leave due to the nature of their responsibilities."

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

No one spoke during open forum.
There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on new road names for the year 2006.

Cathy Booker, Tax Administrator, presented the facts pertaining to the new road names and stated the list consists of all new road extensions of existing roads, deletion of roads, ESN and road name changes, and corrections of road names.

Chairman Johnson asked for comments from the public.

No one spoke on the new road names for the year 2006.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the following new road names for the year 2006.

<table>
<thead>
<tr>
<th>PRE</th>
<th>ROAD NAME</th>
<th>TYPE</th>
<th>NEAREST CROSSROAD</th>
<th>COMM</th>
<th>ZIP</th>
</tr>
</thead>
<tbody>
<tr>
<td>AMBER COX</td>
<td>LN</td>
<td>THURMOND RD</td>
<td>THUR</td>
<td>28683</td>
<td></td>
</tr>
<tr>
<td>BEAMERS FARM</td>
<td>TRL</td>
<td>BEAMER RD</td>
<td>MOUN</td>
<td>27030</td>
<td></td>
</tr>
<tr>
<td>BLUERIDGE VIEW</td>
<td>LN</td>
<td>TURKEY FORD RD</td>
<td>MOUN</td>
<td>27030</td>
<td></td>
</tr>
<tr>
<td>BRUCKIES</td>
<td>TRL</td>
<td>MATHIS RD</td>
<td>PILO</td>
<td>27041</td>
<td></td>
</tr>
<tr>
<td>BRUSH ARBOR</td>
<td>LN</td>
<td>RED BRUSH RD</td>
<td>MOUN</td>
<td>27030</td>
<td></td>
</tr>
<tr>
<td>BUMP ALONG</td>
<td>TRL</td>
<td>ROUND PEAK CHURCH RD</td>
<td>LOWG</td>
<td>27024</td>
<td></td>
</tr>
<tr>
<td>W DEPOT</td>
<td>ALY</td>
<td>S FRONT ST</td>
<td>ECTY</td>
<td>28621</td>
<td></td>
</tr>
<tr>
<td>FLINTSTONE</td>
<td>ST</td>
<td>E ATKINS ST</td>
<td>DCTY</td>
<td>27017</td>
<td></td>
</tr>
<tr>
<td>GARDEN</td>
<td>TRL</td>
<td>PHILIP BRANCH RD</td>
<td>MOUN</td>
<td>27030</td>
<td></td>
</tr>
<tr>
<td>GREGORY FARM</td>
<td>LN</td>
<td>CHANDLER RD</td>
<td>DOBS</td>
<td>27017</td>
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<tr>
<td>HAWKS ROOST</td>
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<td>WILDLIFE CLUB RD</td>
<td>LOWG</td>
<td>27024</td>
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<tr>
<td>HEART</td>
<td>LN</td>
<td>OAK GROVE CHURCH RD</td>
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</tr>
<tr>
<td>HICKS HILL</td>
<td>TRL</td>
<td>OLD HWY 601</td>
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<tr>
<td>KOLMER</td>
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<td>INDIAN GROVE CHURCH RD</td>
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<tr>
<td>MARANON</td>
<td>WAY</td>
<td>BLEVINS STORE RD</td>
<td>MOUN</td>
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<tr>
<td>MIRIAM</td>
<td>DR</td>
<td>BLEVINS STORE RD</td>
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<tr>
<td>RING CREEK</td>
<td>RD</td>
<td>BRYANT RD</td>
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<td>27030</td>
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<tr>
<td>RING PLACE</td>
<td>RD</td>
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<tr>
<td>RINGWOOD</td>
<td>DR</td>
<td>RING CREEK RD</td>
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<tr>
<td>RIVERCHASE</td>
<td>RD</td>
<td>HAUSER RD</td>
<td>PINN</td>
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<td>SANTA CRUZ</td>
<td>LN</td>
<td>CAIN HILL RD</td>
<td>ELKI</td>
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<tr>
<td>SHADE TREE</td>
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<td>SCOTT RD</td>
<td>PINN</td>
<td>27043</td>
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</tr>
<tr>
<td>SHADY REST</td>
<td>LN</td>
<td>SHADE TREE LN</td>
<td>PINN</td>
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</tr>
<tr>
<td>TECHNOLOGY</td>
<td>LN</td>
<td>RIVERSIDE DR</td>
<td>MCTY</td>
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<tr>
<td>THUNDER</td>
<td>RD</td>
<td>SPRINGS RD</td>
<td>MOUN</td>
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</tr>
<tr>
<td>TOM MEARS FARM</td>
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<td>S MAIN ST</td>
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<tr>
<td>TREE RAT</td>
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<td>TRUJILLO</td>
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<td>INMAN RD</td>
<td>MOUN</td>
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<td>VICTORY</td>
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<tr>
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<td>WAY</td>
<td>COLLEGE DR</td>
<td>DCTY</td>
<td>27017</td>
<td></td>
</tr>
</tbody>
</table>

Brent McKinney, Piedmont Authority for Regional Transportation Director, discussed the Piedmont Authority
Meeting of June 5, 2006  Continued

for Regional Transportation (PART) Express bus route and schedule for Surry County to Forsyth County and stated service would begin July 31, 2006. Mr. McKinney stated that the service would begin two months earlier than expected. Mr. McKinney also stated that riders could use the service for $2.00 fare and there would be five runs in each direction Monday through Friday.

Upon motion of Commissioner Johnson, seconded by Commissioner Harrell, the Board voted unanimously to support the bus route.

Mr. McKinney stated there will be a kick off celebration on Thursday, July 13, 2006-11:00 a.m. at the Park & Ride lot behind Centura Bank in Pilot Mountain.

The County Manager presented the Manager’s FY 06 budget recommendations.

The County Manager addressed the Board regarding financing for the Exit 93 water and sewer project. Mr. Sammons stated that the General Manager of Surry Yadkin Electric Cooperative was ready to transfer a 7-year zero interest loan of up to $500,000 for the Exit 93 water and sewer construction from the Town of Dobson to Exit 93 off I-77. Mr. Sammons also stated that the Town of Dobson prefers to use the 20-year interest loan available from DENR rather than the Electric Cooperative loan to finance their share of the cost. Mr. Sammons stated that he believed the authorization to seek bids would be forthcoming soon.

Upon motion of Commissioner Harrell, seconded by O’Neal, the Board voted unanimously to proceed with transferring a $500,000 loan from Surry Yadkin Electric Cooperative to the County of Surry for the Exit 93 water and sewer financing.

Kevin Heath, Adams-Heath Engineering, presented information on the re-bidding of the Flat Rock/Bannertown water and sewer contracts of the phase I water and sewer extensions project. The bids were opened on May 24, 2006. A total of three bids were received for the water project. The bid results were as follows:

- Landform Construction, Inc. $4,762,235.00
- Jimmy R. Lynch & Sons, Inc. $9,002,623.44
- DLB, Inc. $11,399,770.00

A total of five bids were received for the sewer project. The bid results were as follows:

- Landform Construction, Inc. $1,846,130.00
- Mendon Pipeline, Inc. $1,899,628.00
- Jimmy R. Lynch & Sons, Inc. $2,350,466.58
- Prillaman & Pace, Inc. $2,531,183.00
- DBL, Inc. $2,588,371.00

Mr. Heath stated that there are approximately 632 signed water customers and 37 of the original 118 signed
sewer customers. Mr. Heath also stated that a change order had been completed for the sewer bid changing it to $1,354,010 and 37 customers to be consistent with USDA-Rural Development funding available.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to recess as the Board of County Commissioners and reconvene as the Flat Rock/Bannertown Water and Sewer District Board of Directors.

Upon motion of District Director O'Neal, seconded by District Director Hunter, the Board of Directors voted unanimously to accept the bid from Landform Construction, Inc. for the water project at $4,762,235 and to accept the change order in the amount of $1,354,010 and award the bid for sewer to Landform Construction, Inc.

The County Manager presented the Flat Rock/Bannertown Water and Sewer District water and sewer rate schedule and a resolution amending water and sewer rate schedule from the City of Mount Airy.

Upon motion of District Director Hunter, seconded by District Director Miller, the Board of Directors voted unanimously to approve the rate schedule, which is on file in the County Manager’s Office and the following resolution:

FLAT ROCK/BANNERTOWN WATER AND SEWER DISTRICT RESOLUTION AMENDING WATER AND SEWER RATE SCHEDULE (EFFECTIVE FOR BILLING CYCLES BILLED ON OR AFTER JULY 1, 2006)

WHEREAS, the Flat Rock/Bannertown Water and Sewer District sets its rates for water and sewer use by adopting a rate schedule, which may be amended from time to time;

AND WHEREAS, Section IIIa of the Interlocal Governmental Agreement Between the Flat Rock/Bannertown Water and Sewer District and City of Mount Airy and County of Surry for Extension of Water and Sewer Service, dated February 22, 2005, requires that the structural design of the District’s rate schedule be consistent with the structural design of the rate structure of its agent, the City of Mount Airy, and that those rates represent a consistent ratio to rates within the structural design of the City of Mount Airy’s rate schedule;

AND WHEREAS, the City of Mount Airy has amended its Water and Sewer Rate Schedules, effective for billing cycles billed on or after July 1, 2006;

AND WHEREAS, the Board of the Flat Rock/Bannertown Water and Sewer District wishes to amend its rate schedule in order to maintain a consistent ratio of 2:1 to rates within the structural design of the City of Mount Airy’s rate schedule;

NOW, THEREFORE, BE IT RESOLVED by the Board of the Flat Rock/Bannertown Water and Sewer District that:
Section 1. The District hereby amends its Water and Sewer Rate Schedule in accordance with the attached Schedule of Fees (Effective July 1, 2006). Fee changes are effective on July 1, 2006.

Section 2. This Resolution shall become effective upon approval by the Board of the Flat Rock/Bannertown Water and Sewer District.

Upon motion of District Director Harrell, seconded by District Director Hunter, the Board of Directors voted unanimously to recess as the Flat Rock/Bannertown Water and Sewer District Board of Directors.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to reconvene as the Surry County Board of Commissioners.

The County Manager addressed the Board regarding the Westfield Elementary School wastewater treatment system. The Surry County Board of Education is requesting the Board of Commissioners concur with the Board of Education to award the bid to Eberhart Construction, Inc. Mr. Sammons stated that the following two bids had been received for the wastewater treatment system:

- Eberhart Construction, Inc. $169,799
- Transou Septic Tank Company, Inc. $189,750

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to concur with the Surry County Board of Education and award Eberhart Construction, Inc. the Westfield Elementary sewer expansion project with the monies being included in the FY 07 budget.

The County Manager briefed the Board on the Millennium Charter Academy $5.2 million expansion ribbon cutting ceremony which took place June 5, 2006. Congresswoman Virginia Foxx and Senator Richard Burr were attendees at the ceremony.

Congresswoman Virginia Foxx informed the County Manager that a $750,000 grant had been approved by the House of Representatives for the Elkin, Jonesville and Ronda (Yadkin Valley Sewer Authority) wastewater treatment plant.

Commissioner Hunter requested the County Manager set up a task force to explore self reliance for water and sewer projects making fees more affordable.

The County Manager discussed a proposal from the Governor’s budget which would require the County to collect and transmit $2.00 for each ton of solid waste received at the County landfill. The County receives approximately 70,000 tons per year, which could cost the County $140,000 per year.
Upon motion of Commissioner Hunter, seconded by Commissioner O’Neal, the Board voted unanimously for the County Manager to compose a resolution opposing the collection of $2.00 per ton of solid waste. The resolution is to be mailed to the Governor and local legislators.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized:

Mark Wall, Justin Bowers, and Scotty Bobbitt, Emergency Services, in honor of their five saves of citizens of Surry County.

Robin Testerman, Community Child Protection Team, for outstanding service as the Chairperson of the Surry County Community Child Protection Team, for her work in developing programs to improve the lives of families and children in our community, for her leadership in serving as Director of the Surry SCAN from June 2000 to July 2004 and as Executive Director of the Children’s Center of Surry from October 2003 to present.

The Board took a fifteen-minute recess.

The Board resumed regular business.

Wilson Smith addressed the Board regarding the Pilot Mountain Auditorium restoration. The Pilot Mountain Auditorium was condemned and ordered to be torn down after June 24, 2006. Mr. Smith asked for another extension of 90 days to allow the Restoration Committee to raise more funds for the restoration.

The Board discussed the structure and stated that the Restoration Association leases the property from the Board of Education and asked Mr. Smith to talk with the Board of Education. The Board concurred it would take a lot of funds and effort to restore the facility.

Betty Taylor, Assistant County Manager for Budget and Finance, addressed the Board regarding a capital project ordinance for the Parks, Recreation and Maintenance building at Fisher River Park, budget change no. 25 and adjustment of funds in the Sheriff’s Office.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the following:

CAPITAL PROJECT ORDINANCE

Surry County Park Maintenance Building Project

BE IT ORDAINED by the Board of Commissioners of the County of Surry that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, this capital project ordinance is hereby adopted.
Section 1: The project authorized by this ordinance is the construction of a Park Maintenance Building.

Section 2: The officers of this governmental unit are hereby directed to proceed with this capital project within the guidelines set by the budget contained here.

Section 3: The following revenues are anticipated to be available to complete this project and are hereby appropriated and/or referenced by prior action of the Board.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Reserve Fund</td>
<td>$135,000</td>
</tr>
<tr>
<td>Total Revenues</td>
<td>$135,000</td>
</tr>
</tbody>
</table>

Section 4: The following amounts are available for expenditures for the project:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Professional Services</td>
<td>$10,000</td>
</tr>
<tr>
<td>Building</td>
<td>$30,000</td>
</tr>
<tr>
<td>Construction</td>
<td>$85,000</td>
</tr>
<tr>
<td>Contingency</td>
<td>$10,000</td>
</tr>
<tr>
<td>Total Appropriation</td>
<td>$135,000</td>
</tr>
</tbody>
</table>

Section 5: The Finance Officer is directed to report quarterly to the Board of Commissioners on the financial status of this project.

Section 6: The Budget Officer is directed to include an analysis of past and future costs and revenues for this capital project in each annual budget submitted to the Board of Commissioners for as long as this ordinance shall remain in effect.

Section 7: Any unexpended funds appropriated shall be reserved by the Board of Commissioners for use as provided by applicable law or regulation.

Section 8: Copies of this capital project ordinance shall be made available to the Budget Officer and the Finance Officer for direction in carrying out this project.

Budget change no. 25 as follows:
The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on June 5, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REVISED AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>GENERAL FUND</td>
<td>EXPENDITURES</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Board of Elections</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1054170 56010</td>
<td>Equipment</td>
<td>6,800</td>
<td>423,508</td>
<td>430,308</td>
</tr>
<tr>
<td>Increase departmental total.</td>
<td></td>
<td>252,158</td>
<td>423,508</td>
<td>675,666</td>
</tr>
<tr>
<td></td>
<td>Communications Center</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1054325 51030</td>
<td>Salaries &amp; Wages Part-Time</td>
<td>45,000</td>
<td>(5,000)</td>
<td>40,000</td>
</tr>
<tr>
<td>1054325 52010</td>
<td>Supplies &amp; Materials</td>
<td>12,692</td>
<td>(1,000)</td>
<td>11,692</td>
</tr>
</tbody>
</table>
Approve the Sheriff’s Office to use various FY 06 funds to purchase perhaps two or three replacement vehicles.
reappoint the following individuals to the following Boards and Commissions:

- Reappoint David Smith, Macon C. Sammons, Jr., Michelle Gough, Judge Moses Massey, Sheriff Connie Watson, Carmen Jessup and Ron Baczurik to the Criminal Justice Partnership.
- Reappoint Rusty Slate, Judge Spence Key, Robin Testerman, Mike Wetzel, Mendy McMillian, Maggie Jenkins, Tanya Jones, Stacy Inman, Janice King, Clyde Stewart, Paul Kelly, Polly Long and Brooke Dixon to the Juvenile Crime Prevention Council.
- Reappoint Anne Gulley to the Northwestern Regional Library.
- Reappoint Fred Norman and Robert Moody to the Industrial Facilities and Pollution Control Financing Authority.
- Reappoint Fran Sechrest, Pat Guyer, Juanita Daber, Katherine Parries, Ruth Tolbert and Anna Callaway to the Appearance Commission.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to appoint Deidre Rogers to the Surry Community College Board of Trustees.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to appoint Vernon Luffman to the Industrial Facilities and Pollution Control Financing Authority.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to appoint Robin Shore to serve on the Recreation Advisory Committee representing the Lowgap area, contingent upon her acceptance.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to go into closed session to discuss personnel, economic development, and legal issues.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted for the County Manager to contact Burke Robertson regarding the confirmation that the County Manager's FY 07 budget contains $366,666 toward the cost of extending water and sewer to the site of White Sulphur Springs Resort, contingent upon the County Attorney and County Manager drafting a contract stating provisions guaranteeing new taxable value of $17 million in six years.

Ayes: Chairman Johnson, Vice-Chairman Miller, Commissioner Harrell, Commissioner Hunter
Nays: Commissioner O’Neal

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to appoint Chris Nichols to serve on the Industrial Facilities and Pollution Control Financing Authority, contingent upon his acceptance.

Upon motion of Commissioner Johnson, seconded by Commissioner Hunter, the Board voted unanimously to appoint Benny Harris as a back-up to serve on the Industrial Facilities and Pollution Control Financing Authority, contingent on Chris Nichols not being able to serve.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to recess until Thursday, June 8, 2006 at 6:00 p.m. to discuss budget and other County business.

The meeting ended at 10:30 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on June 8, 2006 for budget work session #5 and other County business. The meeting was held at the Surry Government Center, 118 Hamby Road, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jimmy Miller, Commissioner Jim Harrell, Jr. Commissioner Craig Hunter, and Commissioner Fred O’Neal.

Others present for the meeting at various times, were:
Macon C. Sammons, Jr., County Manager
Betty Taylor, Assistant County Manager for Budget and Finance
News Media

Chairman Johnson called the meeting to order at 6:10 p.m.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve budget change no. 26 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on June 8, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
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<th>CHANGE</th>
<th>REVISED AMOUNT</th>
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<tbody>
<tr>
<td>1054185</td>
<td>Contracted Services</td>
<td>4,000</td>
<td>200</td>
<td>4,200</td>
</tr>
<tr>
<td>1054185</td>
<td>Buildings &amp; Grounds Maint.</td>
<td>9,000</td>
<td>4,000</td>
<td>13,000</td>
</tr>
<tr>
<td>1054185</td>
<td>Equipment Maintenance</td>
<td>24,500</td>
<td>10,000</td>
<td>34,500</td>
</tr>
<tr>
<td>1054185</td>
<td>Vehicle Maintenance</td>
<td>0</td>
<td>500</td>
<td>500</td>
</tr>
<tr>
<td>1054185</td>
<td>Utilities</td>
<td>165,400</td>
<td>1,000</td>
<td>166,400</td>
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<tr>
<td>1054185</td>
<td>Rent-Buildings &amp; Equip.</td>
<td>12,500</td>
<td>1,000</td>
<td>13,500</td>
</tr>
<tr>
<td>1054185</td>
<td>Miscellaneous</td>
<td>100</td>
<td>110</td>
<td>210</td>
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<td>Increase departmental total.</td>
<td>321,100</td>
<td>16,810</td>
<td>337,910</td>
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<table>
<thead>
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<td>Beulah Community Center</td>
<td>64,406</td>
<td>6,000</td>
<td>70,406</td>
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<td>333,119</td>
<td>6,000</td>
<td>339,119</td>
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<table>
<thead>
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<tr>
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<td>Equipment Maintenance</td>
<td>12,550</td>
<td>(3,000)</td>
<td>9,550</td>
</tr>
<tr>
<td></td>
<td>Decrease departmental total.</td>
<td>133,160</td>
<td>(3,000)</td>
<td>130,160</td>
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<table>
<thead>
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<tbody>
<tr>
<td>1054194</td>
<td>Supplies &amp; Materials</td>
<td>6,700</td>
<td>(3,200)</td>
<td>3,500</td>
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<tr>
<td>1054194</td>
<td>Buildings &amp; Grounds Maint.</td>
<td>2,500</td>
<td>(1,500)</td>
<td>1,000</td>
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<tr>
<td>1054194</td>
<td>Equipment Maintenance</td>
<td>5,000</td>
<td>(3,500)</td>
<td>1,500</td>
</tr>
<tr>
<td>1054194</td>
<td>Telephone</td>
<td>500</td>
<td>(320)</td>
<td>180</td>
</tr>
<tr>
<td>1054194</td>
<td>Utilities</td>
<td>16,000</td>
<td>(2,500)</td>
<td>13,500</td>
</tr>
<tr>
<td></td>
<td>Decrease departmental total.</td>
<td>31,500</td>
<td>(11,020)</td>
<td>20,480</td>
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<table>
<thead>
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<th>CHANGE</th>
<th>REVISED AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1054196</td>
<td>Salaries &amp; Wages</td>
<td>66,757</td>
<td>100</td>
<td>66,857</td>
</tr>
<tr>
<td>1054196</td>
<td>Longevity Pay</td>
<td>344</td>
<td>600</td>
<td>944</td>
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Meeting of June 8, 2006  Continued

<table>
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<tr>
<th>Account Number</th>
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<th>Credit 2006</th>
<th>Balance 2006</th>
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<tr>
<td>1054196</td>
<td>54300 Utilities</td>
<td>51,200</td>
<td>10,520</td>
<td>61,720</td>
</tr>
<tr>
<td>1054196</td>
<td>56600 Other Improvements</td>
<td>9,910</td>
<td>7,500</td>
<td>17,410</td>
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<tr>
<td></td>
<td>Increase departmental total.</td>
<td>230,177</td>
<td>18,720</td>
<td>248,897</td>
</tr>
<tr>
<td>1054197</td>
<td>53010 Buildings &amp; Grounds Maint.</td>
<td>31,950</td>
<td>6,350</td>
<td>38,300</td>
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<tr>
<td></td>
<td>Increase departmental total.</td>
<td>127,828</td>
<td>6,350</td>
<td>134,178</td>
</tr>
<tr>
<td>1055112</td>
<td>51030 Salaries &amp; Wages Part-Time</td>
<td>10,693</td>
<td>(2,000)</td>
<td>8,693</td>
</tr>
<tr>
<td>1055112</td>
<td>53020 Equipment Maintenance</td>
<td>3,500</td>
<td>(1,000)</td>
<td>2,500</td>
</tr>
<tr>
<td>1055112</td>
<td>56600 Other Improvements</td>
<td>12,175</td>
<td>(1,000)</td>
<td>11,175</td>
</tr>
<tr>
<td></td>
<td>Decrease departmental total.</td>
<td>64,399</td>
<td>(4,000)</td>
<td>60,399</td>
</tr>
</tbody>
</table>

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to surplus the following vehicles and authorize sale by the Purchasing Agent:

- 2000 Ford Crown Vic. VIN #2FAP71WXY126925
- 2002 Ford Crown Vic. VIN #2FAP71W81X129064
- 2000 Ford Crown Vic. VIN #2FAP71WXY101549

and to transfer a 2001 Chevrolet Impala VIN #2G1WF55K119246801 to Surry Community College or training purposes.

The County Manager discussed the Flat Rock/Bannertown water and sewer project and a projected construction start date of July 17, 2006.

The Board began budget discussion.

Commissioner O’Neal entered the meeting at 6:20 p.m.

Commissioner Hunter entered the meeting at 6:30 p.m.

Commissioner Harrell left the meeting at 6:30 p.m. to attend a community meeting as a representative of the Board.

Commissioner Harrell returned at 8:10 p.m.

Upon motion of Commissioner Harrell and seconded by Commissioner O’Neal, the Board voted unanimously to apologized to the State Road Community residents for any confusion related to the community development plan adopted August 1, 2005 and to direct the Planning Director, staff, and Planning Board to cease all related efforts immediately.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel.
The Board came out of closed session and resumed budget discussion.

There was no further business to come before the Board.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter the Board voted unanimously to adjourn at 9:45 p.m.

Macon C. Sammons, Jr.
County Manager
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on June 19, 2006. The meeting was held in the County Commissioners’ Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O’Neal.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Sandy Snow, Human Resources Officer
Don Mitchell, Purchasing Agent
Chris Knopf, Planning Director
Tammy Johnson, Water and Sewer Projects Coordinator
Cathy Booker, Tax Administrator
Brian Sharpe, MIS Director
David Stone, Health and Nutrition Center Director
Dick Everhart, Natural Resources
Wayne Black, Social Services Director
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Craig Hunter delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the June 5 & 8, 2006 meetings. Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following retiree resolution:

RESOLUTION

WHEREAS, Carolyn Bryson Johnson began working for the Surry Center of North Carolina Cooperative Extension in August 1973; and

WHEREAS, during her term of service, Carolyn held the position of Assistant, Associate, and Extension Agent, 4-H and Youth; and
WHEREAS, Carolyn has worked diligently with volunteer leaders and youth to develop leadership skills and a spirit of citizenship and community involvement; and

WHEREAS, Carolyn has expanded the 4-H program to include not only community clubs, but also special interest, 4-H after-school, summer programming, and classroom enrichment; and

WHEREAS, Carolyn led efforts to develop the now recognized programs of Youth Leadership Surry and Youth Interested in Economic Leadership Development (YIELD); and

WHEREAS, Carolyn is well respected by her peers and has been recognized with Outstanding Agent and Distinguished Service Awards, and has mentored a number of new 4-H Agents; and

WHEREAS, Carolyn has been actively involved in a number of agency, county, district, and state initiatives resulting in programming and improved quality of life for youth of Surry County;

NOW, THEREFORE, BE IT RESOLVED that the Board publicly commends Carolyn Bryson Johnson for her commitment to the citizens of Surry County and wishes to express its appreciation and thanks for her thirty-three years of dedicated service; and

BE IT FURTHER RESOLVED that the Board extends to Carolyn its best wishes for many years of happiness during her retirement.

2. Approve the following resolution regarding opposition to the proposed $2 per ton state waste tax:

RESOLUTION IN OPPOSITION TO THE PROPOSED $2 PER TON STATE SOLID WASTE TAX

WHEREAS, Governor Easley’s FY 07 draft State budget proposed a $2 per ton State charge on all solid waste delivered to public landfills; and

WHEREAS, the Surry County landfill receives about 70,000 ton of refuse per year and accordingly this charge (tax) would cost local residents and businesses $2 per ton of delivered trash, or a total of approximately $140,000; and

WHEREAS, the tipping fees collected at the Surry County landfill are needed and used to pay for the cost of operating the County’s solid waste and recycling programs,

NOW, THEREFORE, BE IT RESOLVED that the Surry County Board of Commissioners does hereby express its opposition to the landfill tax proposal and does ask its delegation in the General Assembly and the North Carolina Association of County Commissioners staff to assist the County in defeating this proposal.

3. Approve the following from the Tax Department:
- Total releases for the month ending 5-31-06 in the amount of $8,808.28.
- Total refunds for the month ending 5-31-06 in the amount of $5,448.37.
- Total real and personal property discoveries in the month ending 5-31-06 in the amount of $5,842.92.
- Total motor vehicle discoveries for the month ending 5-31-06 in the amount of $3,457.33.
- Collect March 2006 motor vehicle renewals in the amount of $362,909.70.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve budget change no. 27 as follows:

   The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on June 19, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
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<th>REvised AMOUNT</th>
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<tbody>
<tr>
<td>1054199</td>
<td>General Fund Contingency</td>
<td>45,942 (7,000)</td>
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<td>Decrease departmental total.</td>
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<td></td>
</tr>
<tr>
<td>1054910</td>
<td>Salaries &amp; Wages</td>
<td>183,668</td>
<td>7,000</td>
<td>190,668</td>
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<tr>
<td></td>
<td>Increase departmental total.</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
   
   The above action does not change fund totals.

2. Approve the Social Services Department to transfer $9,025 of FY 2005-2006 ROAP money to YVEDDI.

3. Approve budget change no. 28 as follows:

   The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on June 19, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REvised AMOUNT</th>
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<td>1054310</td>
<td>Salary Reserve</td>
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<td>228,301</td>
<td>15,000</td>
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<tr>
<td>1055313</td>
<td>Daycare Contracted Services</td>
<td>2,230,241</td>
<td>170,000</td>
<td>2,400,241</td>
</tr>
<tr>
<td></td>
<td>Increase departmental total.</td>
<td></td>
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</tr>
<tr>
<td>1055313</td>
<td>Medicaid Transportation</td>
<td>175,000</td>
<td>30,605</td>
<td>205,605</td>
</tr>
<tr>
<td></td>
<td>Increase departmental total.</td>
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<tr>
<td>1055313</td>
<td>Daycare Contracted Services</td>
<td>4,572,442</td>
<td>200,605</td>
<td>4,773,047</td>
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<tr>
<td></td>
<td>Increase departmental total.</td>
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<td></td>
<td></td>
</tr>
</tbody>
</table>
Meeting of June 19  Continued                          8390

Local Assistance
1055321 57710 State Foster Care IV-B       70,560 (30,000)  40,560
1055321 57720 State Foster Care-Supplemental 51,000 (44,548)  6,452
1055321 57780 Adoption Assist IV-B (Vendor) 75,000 (38,000)  37,000
Decrease departmental total. 482,237 (112,548)  369,689

Child Development - Day Care
1055329 51350 Group Insurance            21,841  17,575  39,416
Increase departmental total.           258,372  17,575  275,947

Public Assistance Admin.
1055380 51010 Salaries & Wages           1,216,945  93,744  1,310,689
1055380 51030 Salaries & Wages Part-Time 0  22,000  22,000
1055380 51350 Group Insurance            116,533  30,000  146,533
Increase departmental total.           1,549,729  145,744  1,695,473

Trans. To Other Funds
1059810 59400 Public Assistance Transfer 5,563,680 (113,400)  5,450,280
Decrease departmental total.          12,140,473 (113,400)  12,027,073

REVENUE
1045313 42389 Child Day Care          2,230,241  172,000  2,402,241
1045313 42397 CIP Payments            34,650  28,605  63,255
1045321 43385 Special Adoption $       0  18,000  18,000
Increase fund totals.                63,165,058  218,605  63,383,663

PUBLIC ASSISTANCE FUND
EXPENDITURES
3155410 57550 Medical Assistance      4,735,475 (113,400)  4,622,075

REVENUE
3145410 49800 Transfer from General Fund 5,563,680 (113,400)  5,450,280
Decrease fund totals.                 89,275,160 (113,400)  89,161,760

Request from the Human Resources Officer:

1. Approve the following retiree resolution of respect:

RESOLUTION

WHEREAS, Patricia Simpson began working for the Surry County Department of Social Services on October 14, 1980; and

WHEREAS, Mrs. Simpson held the positions of Records Clerk III, Eligibility Specialist I, and Income Maintenance Caseworker II, a position she held from July 1, 1988 until April 30, 2006; and

WHEREAS, during her employment at the Department of Social Services Mrs. Simpson assisted many Surry County citizens in receiving medical care through her work in completing eligibility determinations for the Medicaid Program; and

WHEREAS, during her tenure at the Department of Social Services Mrs. Simpson worked in the Food Stamps Program and was instrumental in the effective implementation of many new policies and programs, including Electronic Benefits Transfer and the Simplified Nutrition Assistance Program; and


WHEREAS, Mrs. Simpson actively participated in the implementation of the FamilyNet initiative in 2005 and 2006; and

WHEREAS, Mrs. Simpson was also employed from June, 1977 through December, 1978 as an employee of the Surry County Sheriff’s Department where she held the position of Records Clerk; and

WHEREAS, Patricia Simpson has faithfully served Surry County as a caring and conscientious public servant.

NOW, THEREFORE, BE IT RESOLVED that the Board publicly commends Patricia Simpson for her service to the citizens of Surry County and wishes to express its appreciation for her many years of dedicated employment.

Requests from the Planning Department:

1. Approve the James Randy Hick final one-lot subdivision.
2. Approve the Julie A and Austin C. Cooke final one-lot subdivision.
3. Approve the Pete and Teresa A. Palmer final one-lot subdivision.
4. Approve the Brian D. Tickle and Happi F. Coleman final one-lot subdivision.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Tammy Johnson, Water and Sewer Projects Coordinator, addressed the Board regarding water expansion, in the amount of $58,300 plus engineering fees, to Buck Shoals Road. A business owner has expressed the need for public water in order to expand their facility on Buck Shoals Road. Ms. Johnson stated that the expansion could include the creation of three to five full time positions. Ms. Johnson explained that the project could potentially qualify for an ARC grant with Rural Development, which would fund 50% of the costs. Ms. Johnson stated that in order to start an ARC grant, there must be a request for services from engineer to prepare environmental scoping documents that must be sent to the State for approval. Ms. Johnson requested that the Board take action to appropriate funds for the water extension project in the amount of $58,300.

The Board discussed the water extension project.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to table the issue until the July 17, 2006 meeting.

Ted Roberts, resident of the State Road Community, presented the Board with approximately 47 letters and a petition opposing the Highway 21 Overlay Zoning Proposal.

Commissioner Harrell stated that the Overlay Zoning Proposal was raised to get community input, and the Board
reassured the residents of the State Road Community that
the issue would not be pursued by the Board or staff.

There being no additional comments, Chairman Johnson
closed the open forum, and the Board resumed regular
business.

Chairman Johnson then declared the meeting to be a
public hearing for the purpose of hearing comments on
zoning application ZCR972. The parcel site is 0.49 acres
of tax parcel 4042-00-72-2193. The property owner is
Richard Dewayne Medley. The property is currently zoned RA,
WO. The petition is to rezone the property to RB, WO.

Chris Knopf, Planning Director, presented the facts
pertaining to the rezoning and stated that the Planning
Board recommended denial of the petition by a 6-2 vote.

Chairman Johnson asked for comments from the public.

Richard Medley, property owner, spoke in favor of the
rezoning.

Todd Spurlin, adjoining property owner, spoke in
opposition of the rezoning. Mr. Spurlin stated that the
rezoning could cause an increase in traffic flow.

Scott Wilson, Tarheel Converter and Core LLC, potential buyer, spoke in favor of the rezoning.

Mitchell Cockerham, adjoining property owner, spoke in
opposition of the rezoning, due to noise concerns.

Chairman Johnson then declared the public hearing
closed and asked the Board if they wished to take any
action.

Upon motion of Commissioner O'Neal, seconded by
Commissioner Miller, the Board voted unanimously to honor
the Planning Board's recommendation and deny the petition.

Chairman Johnson then declared the meeting to be a
public hearing for the purpose of hearing comments on
zoning application ZCR975. The parcel site is 0.55 acres
of tax parcel 5953-00-82-2510. The property owner is
Samuel E. and Linda A. Marion. The property is currently zoned RA, WO. The petition is to rezone the property to CB, WO.

Chris Knopf, Planning Director, presented the facts
pertaining to the rezoning and stated that the Planning
Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke regarding the rezoning.

Chairman Johnson then declared the public hearing
closed and asked the Board if they wished to take any
action.
Upon motion of Commissioner Miller, seconded by Commissioner O'Neal, the Board voted unanimously to approve the rezoning.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on an economic development incentive.

Robin Rhyne, Economic Development Partnership President, discussed an incentive agreement for a door company. The company would locate in Mount Airy.

Chairman Johnson asked for comments from the public.

No one spoke on the incentive agreement.

Chairman Johnson closed the public hearing and asked the Board if they wished to take any action on the industrial incentive.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the agreement and the following resolution:

STATE OF NORTH CAROLINA
COUNTY OF SURRY

RESOLUTION

WHEREAS, there has been described to the Board of Commissioners ("Board") and Surry County, North Carolina ("County") a proposal for the City of Mount Airy (the "City") and Surry County to provide certain incentives to a certain manufacturer (To be announced by the Governor's NC One Fund in the immediate future.) The manufacturer will be identified in the minutes of the next regular scheduled Surry County Board of Commissioners meeting, in connection with the Company’s investment of the building and equipment.

Proposed incentives to the Company include the following County appropriations and expenditures:

A. An additional tax incentive of not more than $75,000 over five (5) years to match a proposed incentive provided to Company by the City of Mount Airy. Such incentive shall be tied to Benchmark minimums of investment and employment.

An Incentive Agreement ("Agreement"), including or addressing the City, County and Company and describing proposed incentives in detail shall be executed subject to review and approval of the County Manager and County Attorney. A copy of the Agreement will be filed in the County’s records.

Therefore, be it resolved by the Board of Commissioners of Surry County:

1. Hereby undertakes to provide certain incentives to the Company in connection with its investment within City’s corporate limits, as described in the Agreement. The County hereby finds and
determines that such undertaking will increase the taxable property and business prospects of the County.

2. The Chairman of the Surry County Board of Commissioners is authorized and directed to execute an Agreement in a form that has been approved by the County Manager and County Attorney and to deliver the same to the appropriate counter-parties and the Clerk of the Board of Commissioners is hereby authorized and directed to affix the County seal to the Agreement and attest the same. The Agreement shall be a form substantially as described above with such changes as may be approved by the Chairman of the Board of Commissioners. The Chairman’s execution of the Agreement shall constitute conclusive evidence of his approval of any change.

3. The Agreement in final form, however, must provide:
   a. That the total amount to be expended by the County shall not exceed $75,000 over three (3) years, or $94,248 over five (5) years as an additional tax incentive;
   b. That Company’s minimum investments in plant and equipment shall not be less than $5 million dollars.

4. That County’s payment to Company shall occur only after the Company provides evidence that its investment and employment minimums have been met or exceeded as required above.

5. The actions of the County officers and officials in conformity with the purposes and intent of the Resolution, and in furtherance of the execution and delivery of the Agreement and the consummation of the transactions contemplated thereby, are hereby ratified, approved and confirmed.

6. All other board proceedings, or parts thereof, in conflict with this Resolution or, to the extent of such conflict, hereby repeal.

7. This Resolution shall take effect immediately.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on an economic development incentive.

Robin Rhyne, Economic Development Partnership President, discussed an incentive agreement for a welding company. The company will locate in the Town of Pilot Mountain.

Chairman Johnson asked for comments from the public.

No one spoke on the incentive agreement.
Chairman Johnson closed the public hearing and asked the Board if they wished to take any action on the industrial incentive.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the agreement and the following resolution:

STATE OF NORTH CAROLINA
RESOLUTION
COUNTY OF SURRY

WHEREAS, there has been described to the Board of Commissioners ("Board") and Surry County, North Carolina ("County") a proposal for the Town of Pilot Mountain (the "Town") and Surry County to provide certain incentives to certain manufacturer (To be announced by the Governor’s NC One Fund in the immediate future.) The manufacturer will be identified in the minutes of the next regularly scheduled Surry County Board of Commissioners meeting, in connection with the Company’s investment of the building and equipment.

Proposed incentives to the Company include the following County appropriations and expenditures:

B. An additional tax incentive of not more than $37,500 over a three year period to match a proposed incentive provided to Company by the Town of Pilot Mountain. Such incentive shall be tied to Benchmark minimums of investment and employment.

An Incentive Agreement ("Agreement"), including or addressing the Town, County and Company and describing proposed incentives in detail shall be executed subject to review and approval of the County Manager and County Attorney. A copy of the Agreement will be filed in the County’s records.

Therefore, be it resolved by the Board of Commissioners of Surry County:

8. Hereby undertakes to provide certain incentives to the Company in connection with its investment within Town’s corporate limits, as described in the Agreement. The County hereby finds and determines that such undertaking will increase the taxable property and business prospects of the County.

9. The Chairman of the Surry County Board of Commissioners is authorized and directed to execute an Agreement in a form that has been approved by the County Manager and County Attorney and to deliver the same to the appropriate counter-parties and the Clerk of the Board of Commissioners is hereby authorized and directed to affix the County seal to the Agreement and attest the same. The Agreement shall be a form substantially as described above with such changes as may be approved by the Chairman of the Board of Commissioners. The
Chairman's execution of the Agreement shall constitute conclusive evidence of his approval of any change.

10. The Agreement in final form, however, must provide:
   a. That the total amount to be expended by the County shall not exceed $37,500 over three years as an additional tax incentive;
   b. That Company's minimum investments in plant and equipment shall not be less than $2,888,000

11. That County's payment to Company shall occur only after the Company provides evidence that its investment and employment minimums have been met or exceeded as required above.

12. The actions of the County officers and officials in conformity with the purposes and intent of the Resolution, and in furtherance of the execution and delivery of the Agreement and the consummation of the transactions contemplated thereby, are hereby ratified, approved and confirmed.

13. All other board proceedings, or parts thereof, in conflict with this Resolution or, to the extent of such conflict, hereby repeal.

14. This Resolution shall take effect immediately.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of discussing the FY 2006-2007 budget.

The County Manager presented a Power Point overview on the FY 07 budget noting that it has been prepared and presented as required by law, was advertised and made available to the public. The County Manager stated that the Board had held five work sessions on the budget. The County Manager discussed increases, the manager’s adjustments, proposed adjustments and recommendations. Mr. Sammons also gave an analysis of the general fund undesignated fund balance.

Chairman Johnson asked for comments from the public.

Linda Stanfield, Director of the Mount Airy Museum of Regional History, asked the Board to reinstate $10,000 funding in the FY 07 budget for the museum budget.

Reverend Dale Kline spoke in favor of reinstatement of funds for the museum. Mr. Kline stated that the museum is an opportunity for many in the community to seek out education.

Walter White, member of the Surry County Historical Society, spoke in favor of restatement of funds for the museum.
Ruby Lambert spoke in favor of the reinstatement of funds for the museum. Ms. Lambert feels it is important to preserve history.

Lib Boyles spoke in favor of the reinstatement of funds for the museum. Ms. Boyles stated that the museum allows Surry County school children to come visit free of charge.

Bennie Burton spoke in favor of the reinstatement of funds for the museum.

Vera Reynolds read a letter from Chase Crossingham supporting the reinstatement of funds to the museum in the FY 07 budget.

Judy Hancock, Foothills Arts Council President, asked the Board to consider budgeting $10,000 for the Foothills Arts Council. The Foothills Council is asking the Town of Elkin to match Surry County budgeted funds. Ms. Hancock feels arts are a important part of the community.

Cathy Booker, Tax Administrator, discussed the need for a increase in the Tax Department’s budget of $31,175 for Web Access and programming software for tax billing purposes.

Jim Shepherd, Foothills Arts Council President Elect, spoke in support of funding for the Foothills Arts Council. Mr. Shepherd stated that events presented by the Arts Council are free to the public.

Hank Spires, Economic Development President, spoke in favor of the County Manager’s recommended budget for the Economic Development Partnership, in the amount of $128,000. Funding is an important part in helping promote and recruit industries in the County.

Candace Sammons spoke in favor of the reinstatement of funds for the museum and reiterated that the museum provides programs for the Surry County School children free of charge, noting students in the Jesse Franklin Pioneers have just won a first place State award.

Ed Woltz, Mount Airy Museum of Regional History President, spoke in favor of the reinstatement of funds for the museum, and Mr. Woltz stated that each member is a volunteer. Mr. Woltz also stated that the monies are well managed at the museum.

Arlette Porter spoke in favor of the reinstatement of funds for the museum.

Chairman Johnson stated that the Board would discuss the budget later in the meeting.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individual was recognized.

Wayne Black, Social Services Director, recognized Patricia Simpson for her many years of faithful service to the county.
The Board took a fifteen minute recess.

The Board resumed regular business.

The County Manager updated the Board on the PART ribbon cutting for Thursday, July 13, 2006 at 11:00 a.m. at the Park and Ride lot on Golf Course Road behind Centura Bank in Pilot Mountain.

The County Manager updated the Board on the implementation of the new Emergency Services 24 on/72 off work schedule which will begin Monday, July 10, 2006.

The County Manager addressed the Board announcing the groundbreaking ceremony on July 11, 2006 at 11:00 a.m. for the Flat Rock/Bannertown Water and Sewer Project. The ceremony will be held at the Flat Rock Elementary School.

The County Manager addressed the Board regarding the advertisement for bids for the I-77; Exit 93 water and sewer extensions. The bids will be received by the Town of Dobson by July 18, 2006 at 2:00 p.m.

The County Manager updated the Board regarding the reimbursement of $3,572 received from the Department of Forestry for cost incurred when a control fire got out of control in the Mountain Park Devotion Area. The reimbursement was for security provided by the Sheriff’s Office.

Betty Taylor, Assistant County Manager for Budget and Finance, and Don Mitchell, Purchasing Agent, addressed the Board regarding a proposed agreement with Carolina West for cellular phone service.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to allow the Assistant County Manager for Budget and Finance to enter into the Carolina West Wireless agreement.

Betty Taylor, Assistant County Manager for Budget and Finance, and Don Mitchell, Purchasing Agent, addressed the Board regarding a telephone use policy.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously for the Assistant County Manager for Budget and Finance to implement the Mobile/Cellular Phone agreement and policy, with the policy being on file in the Finance Office.

Don Mitchell, Purchasing Agent, addressed the Board regarding a surplus 2002 Ford Crown Vic. VIN#
The Planning Department is requesting the surplus vehicle.

It was consensus of the Board for the Purchasing Agent to sell the vehicle.

Betty Taylor, Assistant County Manager for Budget and Finance, discussed mandatory direct deposit. As of May, 2006 payroll, 65% of employees participates in direct deposit. Mandatory direct deposit for new employees would begin July 1, 2006. Mandatory direct deposit for all employees would begin January 1, 2007.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to mandate direct deposit.

Betty Taylor, Assistant County Manager for Budget and Finance, discussed the Surry County Health Insurance renewal with Sun Life and Primary Physician Care.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted to allow the Assistant County Manager for Budget and Finance to accept renewal rates with Sun Life and Primary Physician Care.

Betty Taylor, Assistant County Manager for Budget and Finance, addressed the County’s Section 125 Cafeteria Plan (premiums only). Ms. Taylor stated that currently AFLAC handles the plan with no charge, and Ms. Taylor would like to manage the plan in-house.

It was the consensus of the Board for the Assistant County Manager for Budget and Finance to manage the Cafeteria Plan in-house and bid the plan in the next fiscal year.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve budget change no. 29 as follows:

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS AMOUNT</th>
<th>CHANGE</th>
<th>REVISED AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1054330</td>
<td>Salaries &amp; Wages Part-time</td>
<td>8,840</td>
<td>2,000</td>
<td>10,840</td>
</tr>
<tr>
<td>1054330</td>
<td>Contracted Services</td>
<td>0</td>
<td>8,000</td>
<td>8,000</td>
</tr>
<tr>
<td>1044330</td>
<td>Emergency Management Grant</td>
<td>18,000</td>
<td>9,000</td>
<td>27,000</td>
</tr>
<tr>
<td>1044330</td>
<td>Hazmat Fees</td>
<td>23,840</td>
<td>1,000</td>
<td>24,840</td>
</tr>
<tr>
<td>8558100</td>
<td>Professional Services</td>
<td>61,500</td>
<td>50,000</td>
<td>111,500</td>
</tr>
</tbody>
</table>
Meeting of June 19

Continued

8400

REVENUE

8548100 49900 Unencumbered Balance  
74,100 50,000 124,100

Increase fund totals.  
75,500 50,000 125,500

The Board took a ten-minutes recess.

The Board resumed regular business.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to fund the museum $10,000 with the funds coming from the 05-06 budget year for the 06-07 budget and approve budget change no. 30 as follows:

The Board of County Commissioners approved an amendment to the FY2005-2006 Budget Ordinance at their meeting on June 19, 2006.

<table>
<thead>
<tr>
<th>ACCOUNT CODE</th>
<th>DESCRIPTION</th>
<th>PREVIOUS</th>
<th>REVISED</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>General Fund EXPENDITURES</td>
<td></td>
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</tr>
<tr>
<td>Special Appropriations</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1054198 57120 Mt. Airy Museum of Reg. History</td>
<td>0</td>
<td>10,000</td>
<td>10,000</td>
</tr>
<tr>
<td>Increase departmental total.</td>
<td>172,890</td>
<td>10,000</td>
<td>182,890</td>
</tr>
<tr>
<td>Non-Departmental</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1054199 59510 General Fund Contingency</td>
<td>38,942</td>
<td>(10,000)</td>
<td>28,942</td>
</tr>
<tr>
<td>Decrease departmental total.</td>
<td>259,902</td>
<td>(10,000)</td>
<td>249,902</td>
</tr>
</tbody>
</table>

The above action does not change fund totals.

The Board continued budget deliberations.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted to approve the County Manager’s budget with the proposed changes: restore proposed a $28,000 cut in the County Manager’s budget, bringing the total Economic Development Partnership to $128,000 and add $31,175 to the Tax Department’s budget for software.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted to amend the original motion to eliminate a $25,394 cut to Surry Community College, bringing their total back to $1,863,000 offsetting this increase with an increase in revenue projections from state beer and wine tax.

The Board voted on the amended motion and the vote was as follows:

Ayes: Commissioner Miller, Commissioner Harrell, Commissioner Hunter

Nays: Chairman Johnson, Commissioner O’Neal

The Board voted on the original motion to adopt the FY 07 budget, including the budget ordinance, and the vote was as follows:
Ayes: Commissioner Miller, Commissioner Harrell, Commissioner Hunter

Nays: Chairman Johnson, Commissioner O’Neal

The budget ordinance is adopted as follows:

2006-2007 BUDGET ORDINANCE

Be it ordained by the Board of Commissioners of Surry County, North Carolina:

SECTION 1. The following amounts are hereby appropriated in the General Fund for the operation of Surry Government and its activities for the fiscal year beginning July 1, 2006 and ending June 30, 2007:

<table>
<thead>
<tr>
<th>CODE</th>
<th>DEPARTMENT</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>10-4110</td>
<td>Governing Body</td>
<td>532,741</td>
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<tr>
<td>10-4120</td>
<td>Administration</td>
<td>191,181</td>
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<tr>
<td>10-4122</td>
<td>Human Resources Department</td>
<td>108,746</td>
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<tr>
<td>10-4130</td>
<td>Finance Office</td>
<td>584,264</td>
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<tr>
<td>10-4140</td>
<td>Tax Department</td>
<td>1,391,439</td>
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<tr>
<td>10-4150</td>
<td>County Attorney</td>
<td>70,600</td>
</tr>
<tr>
<td>10-4170</td>
<td>Board of Elections</td>
<td>336,309</td>
</tr>
<tr>
<td>10-4180</td>
<td>Register of Deeds</td>
<td>474,248</td>
</tr>
<tr>
<td>10-4185</td>
<td>Judicial Center Building</td>
<td>359,740</td>
</tr>
<tr>
<td>10-4186</td>
<td>Cooper Street Building</td>
<td>24,500</td>
</tr>
<tr>
<td>10-4189</td>
<td>One Stop Center</td>
<td>0</td>
</tr>
<tr>
<td>10-4190</td>
<td>Building &amp; Grounds – County</td>
<td>344,542</td>
</tr>
<tr>
<td>10-4192</td>
<td>Historic Courthouse</td>
<td>129,836</td>
</tr>
<tr>
<td>10-4194</td>
<td>Agriculture Building</td>
<td>36,500</td>
</tr>
<tr>
<td>10-4196</td>
<td>Admin/Social Services Building</td>
<td>247,662</td>
</tr>
<tr>
<td>10-4197</td>
<td>Human Services Building- Mt. Airy</td>
<td>131,789</td>
</tr>
<tr>
<td>10-4198</td>
<td>Special Appropriations</td>
<td>159,530</td>
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<tr>
<td>10-4199</td>
<td>Non-Departmental</td>
<td>609,000</td>
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<tr>
<td>10-4200</td>
<td>Central Services</td>
<td>30,728</td>
</tr>
<tr>
<td>10-4210</td>
<td>Automated Systems Services</td>
<td>381,663</td>
</tr>
<tr>
<td>10-4305</td>
<td>Pre-Trial Release (County)</td>
<td>73,788</td>
</tr>
<tr>
<td>10-4309</td>
<td>Viper Grant (Sheriff’s Office)</td>
<td>0</td>
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<tr>
<td>10-4310</td>
<td>Sheriff’s Office</td>
<td>3,448,508</td>
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<tr>
<td>10-4315</td>
<td>Highway Safety Program</td>
<td>1,000</td>
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<tr>
<td>10-4316</td>
<td>School Resource Officer</td>
<td>113,514</td>
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<tr>
<td>10-4317</td>
<td>Criminal Justice Partnership</td>
<td>82,439</td>
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<tr>
<td>10-4318</td>
<td>Criminal Justice Discretionary</td>
<td>0</td>
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<tr>
<td>10-4320</td>
<td>County Jail</td>
<td>1,670,729</td>
</tr>
<tr>
<td>10-4325</td>
<td>Communications Center</td>
<td>761,527</td>
</tr>
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<td>10-4330</td>
<td>Emergency Management</td>
<td>85,716</td>
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<tr>
<td>10-4334</td>
<td>Terrorism Grant</td>
<td>0</td>
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<td>Transfer to Debt Service Elkin &amp; Mount Airy</td>
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59150  Transfer to Reappraisal Reserve  293,650
59240  Transfer to Water/Sewer  532,646
59250  Transfer to Capital Reserve-Landfill  0
59260  Transfer to Dental/Visual/Hearing  341,162
59265  Transfer to Workers Comp.  450,000
59270  Transfer to Building Reserve  0
59300  Transfer to Bldg. Reserve-Debt Service  1,736,988

59400  Public Assistance Transfer  5,738,617

GENERAL FUND TOTALS  65,834,858

It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2006 and ending June 30, 2007 to meet the foregoing General Fund appropriations:

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<td>Surry Child Dev Daycare/St &amp; Fees</td>
<td>0</td>
</tr>
<tr>
<td>10-5373-42401</td>
<td>Title IV D</td>
<td>41,626</td>
</tr>
<tr>
<td>10-5373-42402</td>
<td>IV-D Administration</td>
<td>345,218</td>
</tr>
<tr>
<td>10-5380-42384</td>
<td>Food Stamp Administration-Public Asst.</td>
<td>380,202</td>
</tr>
<tr>
<td>10-5380-42385</td>
<td>MA Expansion</td>
<td>22,064</td>
</tr>
<tr>
<td>10-5380-42387</td>
<td>Medical Asst Administration</td>
<td>728,254</td>
</tr>
<tr>
<td>10-5380-43374</td>
<td>State Aid to Co Administration</td>
<td>46,901</td>
</tr>
<tr>
<td>10-5380-43375</td>
<td>NC Health Choice Administration</td>
<td>78,755</td>
</tr>
<tr>
<td>10-5380-43377</td>
<td>Program Integrity-Public Assistance</td>
<td>0</td>
</tr>
</tbody>
</table>
There is hereby levied a tax rate of 63.0 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 for the purpose of raising the revenue listed as G.F. 2005 Ad Valorem Tax in the General Fund Revenue Sources. This amount of tax is based on an estimated total value of property for the purpose of taxation of $4,697,084,294 and an estimated collection rate of 96%.

SECTION 2 The following amounts are hereby appropriated in the General Fund – Economic Development for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>11-4922-51500</td>
<td>Professional Services</td>
<td>25,000</td>
</tr>
<tr>
<td>11-4922-57129</td>
<td>Champion Printing</td>
<td>7,500</td>
</tr>
<tr>
<td>11-4922-57138</td>
<td>SouthData</td>
<td>9,691</td>
</tr>
<tr>
<td>11-4922-57139</td>
<td>Gerard’s</td>
<td>21,684</td>
</tr>
<tr>
<td>11-4922-57141</td>
<td>Basalt</td>
<td>6,324</td>
</tr>
<tr>
<td>11-4922-57144</td>
<td>Exit 93</td>
<td>439,500</td>
</tr>
<tr>
<td>11-4922-57145</td>
<td>Toast Water Project</td>
<td>50,000</td>
</tr>
<tr>
<td>11-4922-57146</td>
<td>MA/SC Industrial Park</td>
<td>62,382</td>
</tr>
<tr>
<td>11-4922-57148</td>
<td>Elkin/I-77</td>
<td>0</td>
</tr>
<tr>
<td>11-4922-57150</td>
<td>Welcome Center</td>
<td>75,000</td>
</tr>
<tr>
<td>11-4922-57153</td>
<td>Elkin Business Park</td>
<td>0</td>
</tr>
<tr>
<td>11-4922-57158</td>
<td>Advanced Electronics</td>
<td>6,361</td>
</tr>
<tr>
<td>11-4922-57159</td>
<td>Park Drive Water Project</td>
<td>0</td>
</tr>
<tr>
<td>11-4922-57165</td>
<td>ASMO Corp (1 of 5 Payments)</td>
<td>14,254</td>
</tr>
<tr>
<td>11-4922-57185</td>
<td>Elkin Corporate Park</td>
<td>175,000</td>
</tr>
<tr>
<td>11-4922-57186</td>
<td>Henredon</td>
<td>0</td>
</tr>
<tr>
<td>11-4922-57187</td>
<td>Galaxy</td>
<td>2,151</td>
</tr>
<tr>
<td>11-4922-57188</td>
<td>A. Brown Mechanical</td>
<td>0</td>
</tr>
<tr>
<td>11-4922-57189</td>
<td>Kentucky Derby Hosiery</td>
<td>15,160</td>
</tr>
<tr>
<td>11-4922-59500</td>
<td>Contingency</td>
<td>373,575</td>
</tr>
<tr>
<td>11-4922-59675</td>
<td>Economic Development Fund</td>
<td>50,000</td>
</tr>
<tr>
<td>11-9120-58200</td>
<td>Lease/Purchase Principal</td>
<td>454,361</td>
</tr>
<tr>
<td>11-9120-58210</td>
<td>Lease/Purchase Interest</td>
<td>76,703</td>
</tr>
<tr>
<td>11-9120-58215</td>
<td>Ind. Dev. Loan Principal</td>
<td>15,000</td>
</tr>
<tr>
<td>TOTAL APPROPRIATIONS –GENERAL FUND – ECONOMIC DEV.</td>
<td>1,879,646</td>
<td></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the General Fund-Water/Sewer for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>11-4922-44400</td>
<td>Mt. Airy Contribution</td>
<td>0</td>
</tr>
<tr>
<td>11-4922-44575</td>
<td>Surry Yadkin Rural Cooperative Loan</td>
<td>439,500</td>
</tr>
<tr>
<td>11-4922-48800</td>
<td>Transfer from General Fund</td>
<td>532,646</td>
</tr>
<tr>
<td>11-4922-49900</td>
<td>Unencumbered Balance</td>
<td>900,000</td>
</tr>
<tr>
<td>11-9120-44400</td>
<td>Mount Airy Contribution</td>
<td>7,500</td>
</tr>
<tr>
<td>TOTAL ESTIMATED GENERAL FUND-ECONOMIC DEV. REVENUES</td>
<td>1,879,646</td>
<td></td>
</tr>
</tbody>
</table>

SECTION 3 The following amounts are hereby appropriated in the General Fund-Debt Service for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>12-9110-58030</td>
<td>Principal 1995 School</td>
<td>311,019</td>
</tr>
<tr>
<td>12-9110-58040</td>
<td>Interest 1995 Series</td>
<td>203,438</td>
</tr>
<tr>
<td>12-9110-58045</td>
<td>Principal 1999 MA Middle</td>
<td>386,062</td>
</tr>
<tr>
<td>12-9110-58046</td>
<td>Interest 1999 MA Middle</td>
<td>47,426</td>
</tr>
<tr>
<td>12-9110-58050</td>
<td>Principal 1995 College</td>
<td>63,981</td>
</tr>
<tr>
<td>12-9110-58060</td>
<td>Interest 1995 College</td>
<td>41,850</td>
</tr>
<tr>
<td>12-9110-58065</td>
<td>Principal 1998 Refunding</td>
<td>1,275,000</td>
</tr>
</tbody>
</table>
It is estimated that the following revenues will be available in the General Fund-Debt Service for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>12-9110-44400</td>
<td>Mount Airy Contribution</td>
<td>14,009</td>
</tr>
<tr>
<td>12-9110-49801</td>
<td>DS Trans From GF (05 High Schools)</td>
<td>681,150</td>
</tr>
<tr>
<td>12-9110-49802</td>
<td>DS Trans From GF (1995 College)</td>
<td>105,831</td>
</tr>
<tr>
<td>12-9110-49803</td>
<td>DS Trans From GF (1999 College)</td>
<td>161,960</td>
</tr>
<tr>
<td>12-9110-49804</td>
<td>DS Trans from GF (1998 Refunding)</td>
<td>1,518,850</td>
</tr>
<tr>
<td>12-9110-49807</td>
<td>DS Trans from GF (1995 School)</td>
<td>400,000</td>
</tr>
<tr>
<td>12-9110-49808</td>
<td>DS Trans from GF (2003 College)</td>
<td>429,064</td>
</tr>
<tr>
<td>12-9110-49809</td>
<td>DS Trans from GF (2003 WF Dev. Ctr.)</td>
<td>130,120</td>
</tr>
<tr>
<td>12-9110-49819</td>
<td>DS Trans from CR (1999 MA Middle)</td>
<td>433,488</td>
</tr>
<tr>
<td>12-9110-49820</td>
<td>DS Trans from CR (05 High School SCHS)</td>
<td>259,073</td>
</tr>
<tr>
<td>12-9110-49821</td>
<td>DS Trans from CR (1995 Bonds)</td>
<td>114,457</td>
</tr>
<tr>
<td>12-9110-49822</td>
<td>DS Trans from CR (1998 Refunding)</td>
<td>100,000</td>
</tr>
<tr>
<td>12-9110-49887</td>
<td>DS Trans from GF Proposed</td>
<td>180,000</td>
</tr>
<tr>
<td>12-9110-49891</td>
<td>DS Trans from CR (2006 Central Middle)</td>
<td>540,646</td>
</tr>
<tr>
<td>12-9110-49895</td>
<td>DS Trans from CR (QZAB) Tharrington &amp; Copeland</td>
<td>161,040</td>
</tr>
<tr>
<td>12-9110-49896</td>
<td>DS Trans from CR MA (QZAB) 2004</td>
<td>93,044</td>
</tr>
<tr>
<td>12-9110-49898</td>
<td>DS Trans from CR SC (QZAB) 2004</td>
<td>116,100</td>
</tr>
<tr>
<td>12-9110-49900</td>
<td>Unencumbered Balance</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL REVENUE – GENERAL FUND- DEBT SERVICE</strong></td>
<td><strong>5,438,852</strong></td>
<td></td>
</tr>
</tbody>
</table>
It is estimated that the following revenues will be available in the General Fund–Employee Benefits Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>13-4230-44900</td>
<td>Interest Earned on Investments</td>
<td>20,000</td>
</tr>
<tr>
<td>13-4230-49800</td>
<td>Transfer from General Fund</td>
<td>341,162</td>
</tr>
<tr>
<td>13-4230-49900</td>
<td>Unencumbered Balance</td>
<td>0</td>
</tr>
<tr>
<td>13-4235-44800</td>
<td>Premiums</td>
<td>3,250,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – GENERAL FUND-EMPLOYEE BENEFITS FUND</td>
<td>3,611,162</td>
</tr>
</tbody>
</table>

SECTION 5. The following amounts are hereby appropriated in the General Fund–HOME (HUD) Program for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>14-4970-57195</td>
<td>HOME Program</td>
<td>1,400,000</td>
</tr>
<tr>
<td>14-4970-57196</td>
<td>Program Returns</td>
<td>400,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – GENERAL FUND-HOME (HUD) PROGRAM</td>
<td>1,800,000</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the General Fund – HOME (HUD) Program for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>14-4970-42348</td>
<td>HOME Program</td>
<td>1,400,000</td>
</tr>
<tr>
<td>14-4970-44350</td>
<td>Program Income</td>
<td>400,000</td>
</tr>
<tr>
<td>14-4970-49900</td>
<td>Unencumbered Balance</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – HOME (HUD) PROGRAM</td>
<td>1,800,000</td>
</tr>
</tbody>
</table>

SECTION 6. The following amounts are hereby appropriated in the General Fund–Cooperative Extension Fund for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>15-4951-51030</td>
<td>Salary Part-time</td>
<td>0</td>
</tr>
<tr>
<td>15-4951-51300</td>
<td>Social Security</td>
<td>0</td>
</tr>
<tr>
<td>15-4951-51310</td>
<td>Medicare</td>
<td>0</td>
</tr>
<tr>
<td>15-4951-55650</td>
<td>Miscellaneous</td>
<td>40,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – GENERAL FUND-COOPERATIVE EXTENSION FUND</td>
<td>40,000</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the General Fund – Cooperative Extension Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>15-4951-48900</td>
<td>Miscellaneous</td>
<td>40,000</td>
</tr>
<tr>
<td>15-4951-49900</td>
<td>Unencumbered Balance</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – COOPERATIVE EXTENSION FUND</td>
<td>40,000</td>
</tr>
</tbody>
</table>

SECTION 7. The following amounts are hereby appropriated in the General Fund–Sheriffs – Special Accounts for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>16-4322-55655</td>
<td>Miscellaneous-Levy</td>
<td>65,000</td>
</tr>
<tr>
<td>16-4322-55656</td>
<td>Miscellaneous-DARE</td>
<td>2,000</td>
</tr>
<tr>
<td>16-4322-55657</td>
<td>Miscellaneous-Special Events</td>
<td>33,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – GENERAL FUND-SHERIFFS – SPECIAL ACCOUNTS</td>
<td>100,000</td>
</tr>
</tbody>
</table>
It is estimated that the following revenues will be available in the General Fund - Sheriff's Special Accounts for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>16-4322-48910</td>
<td>Miscellaneous Revenue-Levy</td>
<td>65,000</td>
</tr>
<tr>
<td>16-4322-48911</td>
<td>Miscellaneous Revenue-Dare</td>
<td>2,000</td>
</tr>
<tr>
<td>16-4322-48912</td>
<td>Misc. Revenue-Special Events</td>
<td>33,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – GENERAL FUND-</td>
<td></td>
</tr>
<tr>
<td></td>
<td>SHERIFF’S SPECIAL ACCOUNTS</td>
<td>100,000</td>
</tr>
</tbody>
</table>

SECTION 8. The following amounts are hereby appropriated in the General Fund-Workers Compensation Fund.

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>17-4238-51355</td>
<td>Claims</td>
<td>300,000</td>
</tr>
<tr>
<td>17-4238-52010</td>
<td>Supplies and Materials</td>
<td>2,000</td>
</tr>
<tr>
<td>17-4238-55580</td>
<td>Admin. Cost</td>
<td>25,000</td>
</tr>
<tr>
<td>17-4238-59555</td>
<td>Reserve</td>
<td>123,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – GENERAL FUND-</td>
<td>450,000</td>
</tr>
<tr>
<td></td>
<td>WORKERS COMPENSATION FUND</td>
<td></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the General Fund – Workers Compensation Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>17-4238-49800</td>
<td>Transfer General Fund</td>
<td>450,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – GENERAL</td>
<td></td>
</tr>
<tr>
<td></td>
<td>WORKERS COMPENSATION FUND</td>
<td>450,000</td>
</tr>
</tbody>
</table>

SECTION 9. The following amounts are hereby appropriated in the General Fund-Sheriff's - Narcotics for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>18-4311-51500</td>
<td>Professional Services</td>
<td>1,000</td>
</tr>
<tr>
<td>18-4311-52500</td>
<td>Supplies-Narcotics</td>
<td>26,000</td>
</tr>
<tr>
<td>18-4311-52900</td>
<td>Small Equipment</td>
<td>2,000</td>
</tr>
<tr>
<td>18-4311-53030</td>
<td>Equip Maintenance-Narcotics</td>
<td>2,000</td>
</tr>
<tr>
<td>18-4311-55700</td>
<td>Drug Dog</td>
<td>3,000</td>
</tr>
<tr>
<td>18-4311-56020</td>
<td>Equipment-Narcotics</td>
<td>8,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – GENERAL FUND-</td>
<td>42,000</td>
</tr>
<tr>
<td></td>
<td>SHERIFF’S NARCOTICS</td>
<td></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the General Fund - Sheriff's Narcotics for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>18-4311-42330</td>
<td>US Equitable Sharing</td>
<td>0</td>
</tr>
<tr>
<td>18-4311-43355</td>
<td>NC Controlled Substance Tax</td>
<td>12,000</td>
</tr>
<tr>
<td>18-4311-48200</td>
<td>Surplus Property</td>
<td>0</td>
</tr>
<tr>
<td>18-4311-48900</td>
<td>Miscellaneous</td>
<td>0</td>
</tr>
<tr>
<td>18-4311-49900</td>
<td>Unencumbered Balance</td>
<td>30,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – GENERAL FUND-</td>
<td>42,000</td>
</tr>
<tr>
<td></td>
<td>SHERIFF’S NARCOTICS</td>
<td></td>
</tr>
</tbody>
</table>

SECTION 10. The following amounts are hereby appropriated in the General Fund-Register of Deeds Automation Fund for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>19-4182-58200</td>
<td>Lease Purchase/Principal</td>
<td>20,912</td>
</tr>
<tr>
<td>19-4182-58210</td>
<td>Lease Purchase/Interest</td>
<td>203</td>
</tr>
</tbody>
</table>
It is estimated that the following revenues will be available in the General Fund-Register of Deeds Automation Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>19-4182-44100</td>
<td>Register of Deeds</td>
<td>21,115</td>
</tr>
<tr>
<td>19-4182-49900</td>
<td>Unencumbered Balance</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL ESTIMATED REVENUES – GENERAL FUND-REGISTER OF DEEDS AUTOMATION FUND 21,115

SECTION 11. The following amounts are hereby appropriated in the Public Assistance Fund for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>31-5410-57550</td>
<td>Medical Assistance</td>
<td>4,910,475</td>
</tr>
<tr>
<td>31-5410-57551</td>
<td>Medical Assistance – State</td>
<td>0</td>
</tr>
<tr>
<td>31-5410-57570</td>
<td>Special Assistance for Adults</td>
<td>1,018,080</td>
</tr>
<tr>
<td>31-5410-57571</td>
<td>Special Assistance for Adults – State</td>
<td>0</td>
</tr>
<tr>
<td>31-5410-57770</td>
<td>TANF-County Issue</td>
<td>0</td>
</tr>
<tr>
<td>31-5410-57775</td>
<td>Aid to the Blind</td>
<td>10,062</td>
</tr>
<tr>
<td>31-5410-57776</td>
<td>Aid to the Blind – State</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – PUBLIC ASSISTANCE FUND 5,938,617

It is estimated that the following revenues will be available in the Public Assistance Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>31-5410-42450</td>
<td>TANF</td>
<td>0</td>
</tr>
<tr>
<td>31-5410-42451</td>
<td>Medical Assistance</td>
<td>0</td>
</tr>
<tr>
<td>31-5410-43379</td>
<td>Aid to Blind-State</td>
<td>0</td>
</tr>
<tr>
<td>31-5410-43380</td>
<td>Special Assistance for Adults-State</td>
<td>0</td>
</tr>
<tr>
<td>31-5410-49800</td>
<td>Transfer from General Fund</td>
<td>5,738,617</td>
</tr>
<tr>
<td>31-5410-49900</td>
<td>Unencumbered Balance</td>
<td>200,000</td>
</tr>
</tbody>
</table>

TOTAL ESTIMATED REVENUE – PUBLIC ASSISTANCE FUND 5,938,617

SECTION 12. The following amounts are hereby appropriated in the Reappraisal Fund for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>33-4141</td>
<td>Reappraisal Dept.</td>
<td>314,653</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – REAPPRAISAL FUND 314,653

It is estimated that the following revenues will be available in the Reappraisal Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>33-4141-44900</td>
<td>Interest Earned on Investments</td>
<td>0</td>
</tr>
<tr>
<td>33-4141-49800</td>
<td>Transfer From General Fund</td>
<td>293,650</td>
</tr>
<tr>
<td>33-4141-49900</td>
<td>Unencumbered Balance</td>
<td>21,003</td>
</tr>
</tbody>
</table>

TOTAL ESTIMATED REVENUES-REAPPRAISAL FUND 314,653

SECTION 13. The following amounts are hereby appropriated in the Emergency Telephone (E-911) Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>34-4327</td>
<td>Emergency Telephone 911</td>
<td>450,000</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS - E-911 FUND 450,000

It is estimated that the following revenues will be available in the Emergency Telephone (E-911) Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>34-4327-44113</td>
<td>Subscriber Charges</td>
<td>450,000</td>
</tr>
</tbody>
</table>
SECTION 14. The following amounts are hereby appropriated in the Wireless 911 Telephone Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>35-4329</td>
<td>Wireless 911 Telephone</td>
<td>120,000</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – WIRELESS 911 FUND 120,000

It is estimated that the following revenues will be available in the Wireless 911 Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>35-4329-44113</td>
<td>Subscriber Charges</td>
<td>120,000</td>
</tr>
<tr>
<td>35-4329-49900</td>
<td>Unencumbered Balance</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL ESTIMATED REVENUES – WIRELESS 911 FUND 120,000

SECTION 15. The following amounts are hereby appropriated in the Schools Capital Outlay Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>36-5912-57010</td>
<td>Mount Airy Schools Capital Outlay</td>
<td>150,620</td>
</tr>
<tr>
<td>36-5912-57011</td>
<td>Elkin Schools Capital Outlay</td>
<td>91,970</td>
</tr>
<tr>
<td>36-5912-57012</td>
<td>County Schools Capital Outlay</td>
<td>745,620</td>
</tr>
<tr>
<td>36-5912-57016</td>
<td>County Schools Parking</td>
<td>20,000</td>
</tr>
<tr>
<td>36-5912-57017</td>
<td>Capital Outlay School Mobiles</td>
<td>234,420</td>
</tr>
<tr>
<td>36-5912-57018</td>
<td>County Schools Locker</td>
<td>50,000</td>
</tr>
<tr>
<td>36-5912-57019</td>
<td>County Schools Wastewater</td>
<td>169,799</td>
</tr>
<tr>
<td>36-5912-57020</td>
<td>Capital Outlay School County School Land</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57021</td>
<td>County Schools Roofing</td>
<td>45,000</td>
</tr>
<tr>
<td>36-5912-57024</td>
<td>Capital Outlay School-High Schools</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57025</td>
<td>Capital Outlay-Central Middle</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57026</td>
<td>Capital Outlay School Walkway</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57027</td>
<td>County School Bleacher</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57028</td>
<td>Central Middle Land</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57029</td>
<td>County Schools-Franklin Roof</td>
<td>500,000</td>
</tr>
<tr>
<td>36-5912-57032</td>
<td>Mount Airy School Fuel Tank</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57034</td>
<td>Mount Airy High School Windows</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57166</td>
<td>Mount Airy Tech</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57167</td>
<td>Elkin Elementary Roof</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57168</td>
<td>Elkin Schools Mobiles</td>
<td>51,540</td>
</tr>
<tr>
<td>36-5912-57169</td>
<td>Elkin Administrative RF</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57175</td>
<td>Elkin Classrooms</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-57178</td>
<td>Elkin High Design</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – SCHOOLS CAPITAL OUTLAY FUND 2,058,969

It is estimated that the following revenues will be available in the Schools Capital Outlay Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>36-5912-49825</td>
<td>Transfer from CR-Central Middle Land</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-49826</td>
<td>Transfer from CR Franklin Roof</td>
<td>500,000</td>
</tr>
<tr>
<td>36-5912-49828</td>
<td>Transfer from CR–Co Mobiles</td>
<td>234,420</td>
</tr>
<tr>
<td>36-5912-49829</td>
<td>Transfer from CR- Co Park Lots</td>
<td>20,000</td>
</tr>
<tr>
<td>36-5912-49830</td>
<td>Transfer from CR Co. Roofing</td>
<td>45,000</td>
</tr>
<tr>
<td>36-5912-49836</td>
<td>Transfer from CR Mt. Airy Tech.</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-49837</td>
<td>Transfer from CR- Co. Wastewater</td>
<td>169,799</td>
</tr>
<tr>
<td>36-5912-49838</td>
<td>Transfer from CR-County Land</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-49844</td>
<td>Transfer from CR Elkin High Design</td>
<td>0</td>
</tr>
<tr>
<td>36-5912-49845</td>
<td>Transfer from CR-Elkin Mobiles</td>
<td>51,540</td>
</tr>
</tbody>
</table>
The following amounts are hereby appropriated in the Schools Capital Reserve Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>37-5918-59100</td>
<td>Transfer Debt Service-04 MA (QZAB)</td>
<td>93,044</td>
</tr>
<tr>
<td>37-5918-59105</td>
<td>Transfer Debt Service-04 SC (QZAB)</td>
<td>116,100</td>
</tr>
<tr>
<td>37-5918-59106</td>
<td>Transfer Debt Service-05 HS</td>
<td>259,073</td>
</tr>
<tr>
<td>37-5918-59107</td>
<td>Transfer Debt Service-06 CMS</td>
<td>540,646</td>
</tr>
<tr>
<td>37-5918-59115</td>
<td>Transfer Debt Service – 95 Schools</td>
<td>114,457</td>
</tr>
<tr>
<td>37-5918-59117</td>
<td>Transfer Debt Service-98 Refunding</td>
<td>100,000</td>
</tr>
<tr>
<td>37-5918-59118</td>
<td>Transfer Debt Service 99 MA Middle</td>
<td>433,488</td>
</tr>
<tr>
<td>37-5918-59119</td>
<td>Transfer Debt Service-QZAB Copeland and Tharrington</td>
<td>161,040</td>
</tr>
<tr>
<td>37-5918-59125</td>
<td>Transfer Capital Outlay – Reg CO</td>
<td>988,210</td>
</tr>
<tr>
<td>37-5918-59135</td>
<td>Transfer Capital Outlay-Ctrl Mid Land</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59140</td>
<td>Transfer Capital Outlay-Mt Airy High</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59155</td>
<td>Transfer Capital Outlay-MA Lights</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59156</td>
<td>Transfer Capital Outlay MA Fuel Tanks</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59159</td>
<td>Trans Capital Outlay-Elkin Adm Roof</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59160</td>
<td>Trans Capital Outlay-Elkin Classroom</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59161</td>
<td>Trans Capital Outlay –Co. Mobiles</td>
<td>234,420</td>
</tr>
<tr>
<td>37-5918-59162</td>
<td>Trans Capital Outlay-Locker</td>
<td>50,000</td>
</tr>
<tr>
<td>37-5918-59163</td>
<td>Trans Capital Outlay-Co. SCHS Parking</td>
<td>20,000</td>
</tr>
<tr>
<td>37-5918-59165</td>
<td>Trans Capital Outlay-Wastewater</td>
<td>169,799</td>
</tr>
<tr>
<td>37-5918-59166</td>
<td>Trans Capital Outlay – Co. Land</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59167</td>
<td>Trans Capital Outlay-Mount Airy Tech</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59168</td>
<td>Trans Capital Outlay-Elkin Elem Roof</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59169</td>
<td>Trans Capital Outlay – Elkin Mobiles</td>
<td>51,540</td>
</tr>
<tr>
<td>37-5918-59183</td>
<td>Trans Capital Outlay-Central Middle</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59184</td>
<td>Trans Capital Outlay-Walkway</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59186</td>
<td>Trans Capital Outlay Co Roofing</td>
<td>45,000</td>
</tr>
<tr>
<td>37-5918-59188</td>
<td>Trans Capital Outlay-Co High Schools</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59189</td>
<td>Trans Capital Outlay-Co. Franklin Roof</td>
<td>500,000</td>
</tr>
<tr>
<td>37-5918-59190</td>
<td>Trans Capital Outlay-Bleachers</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59195</td>
<td>Trans Capital Outlay-Elkin Design</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-59500</td>
<td>Contingency</td>
<td>10,000</td>
</tr>
<tr>
<td>37-5918-59560</td>
<td>Reserve for Sub Year DS</td>
<td>26,870</td>
</tr>
<tr>
<td>37-5918-59615</td>
<td>Emergency Reserve</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL APPROPRIATIONS – SCHOOLS CAPITAL RESERVE FUND</strong></td>
<td><strong>3,913,687</strong></td>
<td></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Schools Capital Reserve Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>37-5918-43101</td>
<td>Sales Tax - Article 40</td>
<td>930,000</td>
</tr>
<tr>
<td>37-5918-43102</td>
<td>Sales Tax -Article 42</td>
<td>1,860,000</td>
</tr>
<tr>
<td>37-5918-43344</td>
<td>Public School Building Fund</td>
<td>502,349</td>
</tr>
<tr>
<td>37-5918-43346</td>
<td>Public School Bldg-Elk Elem RF</td>
<td>0</td>
</tr>
<tr>
<td>37-5918-44900</td>
<td>Interest Earned on Investments</td>
<td>15,000</td>
</tr>
<tr>
<td>37-5918-49900</td>
<td>Unencumbered Balance</td>
<td>606,338</td>
</tr>
<tr>
<td><strong>TOTAL ESTIMATED REVENUES – SCHOOLS CAPITAL RESERVE FUND</strong></td>
<td><strong>3,913,687</strong></td>
<td></td>
</tr>
</tbody>
</table>
SECTION 17. The following amounts are hereby appropriated for the CDBG Scattered Sites Grant.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>38-4975-51645</td>
<td>Rehabilitation</td>
<td>175,000</td>
</tr>
<tr>
<td>38-4975-55580</td>
<td>Administrative Cost</td>
<td>25,000</td>
</tr>
<tr>
<td><strong>TOTAL APPROPRIATIONS – CDBG SCATTERED SITES GRANT</strong></td>
<td></td>
<td><strong>200,000</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in CDBG Scattered Sites Grant for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>38-4975-42195</td>
<td>CDBG Sites</td>
<td>200,000</td>
</tr>
<tr>
<td><strong>TOTAL ESTIMATED REVENUES – CDBG SCATTERED SITES GRANT</strong></td>
<td></td>
<td><strong>200,000</strong></td>
</tr>
</tbody>
</table>

SECTION 18. The following amounts are hereby appropriated in the Elkin School Special District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>40-5916-55300</td>
<td>Refunds</td>
<td>1,000</td>
</tr>
<tr>
<td>40-5916-57500</td>
<td>Annual Appropriation</td>
<td>838,470</td>
</tr>
<tr>
<td><strong>TOTAL APPROPRIATIONS - ELKIN SCHOOL SPECIAL DISTRICT FUND</strong></td>
<td></td>
<td><strong>839,470</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Elkin School Special District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>40-5916-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>820,470</td>
</tr>
<tr>
<td>40-5916-41101</td>
<td>Ad Valorem Tax-Prior</td>
<td>10,000</td>
</tr>
<tr>
<td>40-5916-41102</td>
<td>Ad Valorem Tax-Previous</td>
<td>4,000</td>
</tr>
<tr>
<td>40-5916-41700</td>
<td>Pen/Int/Co</td>
<td>5,000</td>
</tr>
<tr>
<td>40-5916-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>40-5916-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL ESTIMATED REVENUES – ELKIN SCHOOLS SPECIAL FUND DISTRICT</strong></td>
<td></td>
<td><strong>839,470</strong></td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate 13.3 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 for the purpose of raising the revenue listed as Elkin Schools 2006 Special Tax in the revenue sources of this fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $642,598,731 and an estimated collection rate of 96%.

SECTION 19. The following amounts are hereby appropriated in the Mount Airy Schools Special District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>41-5915-55300</td>
<td>Refunds</td>
<td>1,000</td>
</tr>
<tr>
<td>41-5915-57500</td>
<td>Annual Appropriation</td>
<td>787,904</td>
</tr>
<tr>
<td><strong>TOTAL APPROPRIATIONS – MOUNT AIRY SCHOOLS SPECIAL FUND DISTRICT</strong></td>
<td></td>
<td><strong>788,904</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Mount Airy Schools Special District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>41-5915-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>767,904</td>
</tr>
<tr>
<td>41-5915-41101</td>
<td>Ad Valorem Tax-Prior</td>
<td>11,000</td>
</tr>
<tr>
<td>41-5915-41102</td>
<td>Ad Valorem Tax-Previous</td>
<td>5,000</td>
</tr>
<tr>
<td>41-5915-41700</td>
<td>Pen/Int/Co</td>
<td>5,000</td>
</tr>
<tr>
<td>41-5915-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>41-5915-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL REVENUE – MT. AIRY SCHOOLS SPECIAL FUND DISTRICT</strong></td>
<td></td>
<td><strong>788,904</strong></td>
</tr>
</tbody>
</table>
There is hereby levied a tax at the rate of 10.7 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 for the purpose of raising the revenue listed as Mount Airy Schools 2006 Special Tax in the revenue sources of this fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $747,570,225 and an estimated collection rate of 96%.

SECTION 20. The following amounts are hereby appropriated in the Ararat Fire District Fund for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>42-4381-55300</td>
<td>Refunds</td>
<td>300</td>
</tr>
<tr>
<td>42-4381-57500</td>
<td>Annual Appropriation</td>
<td>84,240</td>
</tr>
<tr>
<td>TOTAL APPROPRIATIONS – ARARAT FIRE DISTRICT</td>
<td></td>
<td>84,540</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Ararat Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>42-4381-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>81,740</td>
</tr>
<tr>
<td>42-4381-41101</td>
<td>Ad Valorem Tax-Prior</td>
<td>1,500</td>
</tr>
<tr>
<td>42-4381-41102</td>
<td>Ad Valorem Tax-Previous</td>
<td>500</td>
</tr>
<tr>
<td>42-4381-41700</td>
<td>Pen/Int/Co</td>
<td>800</td>
</tr>
<tr>
<td>42-4381-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>42-4381-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td>TOTAL REVENUE – ARARAT FIRE DISTRICT</td>
<td></td>
<td>84,540</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 8.7 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Ararat Fire Tax District for the purpose of raising the revenue listed as Ararat Fire 2006 Special Tax in the Ararat Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $97,869,104 and an estimated collection rate of 96%.

SECTION 21. The following amounts are hereby appropriated in the Bannertown Fire District Fund for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>43-4382-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>43-4382-57500</td>
<td>Annual Appropriation</td>
<td>176,549</td>
</tr>
<tr>
<td>TOTAL APPROPRIATIONS – BANNERTOWN FIRE DISTRICT</td>
<td></td>
<td>176,749</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Bannertown Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>43-4382-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>171,149</td>
</tr>
<tr>
<td>43-4382-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>3,000</td>
</tr>
<tr>
<td>43-4382-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>1,400</td>
</tr>
<tr>
<td>43-4382-41700</td>
<td>Pen/Int/Co</td>
<td>1,200</td>
</tr>
<tr>
<td>43-4382-43120</td>
<td>Inventory Tax – Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>43-4382-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td>TOTAL REVENUE – BANNERTOWN FIRE DISTRICT</td>
<td></td>
<td>176,749</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 5.5 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Bannertown Fire Tax District for the purpose of raising the revenue listed as Bannertown Fire 2006 Special Tax in the Bannertown Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $324,146,326 and an estimated collection rate of 96%.

SECTION 22. The following amounts are hereby appropriated in the CC Camp Fire District Fund for the said fiscal year.
It is estimated that the following revenues will be available in the CC Camp Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>44-4384-41100</td>
<td>Ad Valorem Tax – Current</td>
<td>99,556</td>
</tr>
<tr>
<td>44-4384-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>1,200</td>
</tr>
<tr>
<td>44-4384-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>600</td>
</tr>
<tr>
<td>44-4384-41700</td>
<td>Pen/Int/Co</td>
<td>1,000</td>
</tr>
<tr>
<td>44-4384-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>44-4384-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td>TOTAL REVENUE – CC CAMP FIRE DISTRICT</td>
<td></td>
<td>102,356</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 6.8 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the CC Camp Fire Tax District for the purpose of raising the revenue listed as CC Camp Fire 2006 Special Tax in the CC Camp Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $152,506,225 and an estimated collection rate of 96%.

**SECTION 23.** The following amounts are hereby appropriated in the Central Surry Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>45-4383-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>45-4383-57500</td>
<td>Annual Appropriation</td>
<td>156,686</td>
</tr>
<tr>
<td>TOTAL APPROPRIATIONS – CENTRAL SURRY FIRE DISTRICT</td>
<td></td>
<td>156,886</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Central Surry Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>45-4383-41100</td>
<td>Ad Valorem Tax- Current</td>
<td>148,886</td>
</tr>
<tr>
<td>45-4383-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>4,000</td>
</tr>
<tr>
<td>45-4383-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>2,000</td>
</tr>
<tr>
<td>45-4383-41700</td>
<td>Pen/Int/Co</td>
<td>2,000</td>
</tr>
<tr>
<td>45-4383-43120</td>
<td>Inventory Tax – Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>45-4383-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td>TOTAL REVENUE-CENTRAL SURRY FIRE DISTRICT</td>
<td></td>
<td>156,886</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 6.5 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Central Surry Fire Tax District for the purpose of raising the revenue listed as Central Surry Fire 2006 Special Tax in the Central Surry Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $238,599,391 and an estimated collection rate of 96%.

**SECTION 24.** The following amounts are hereby appropriated in the Four-Way Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>46-4385-55300</td>
<td>Refunds</td>
<td>300</td>
</tr>
<tr>
<td>46-4385-57500</td>
<td>Annual Appropriation</td>
<td>189,034</td>
</tr>
<tr>
<td>TOTAL APPROPRIATIONS - FOUR WAY FIRE DISTRICT</td>
<td></td>
<td>189,334</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Four-Way Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>46-4385-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>181,334</td>
</tr>
<tr>
<td>46-4385-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>4,000</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 6.9 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Four-Way Fire Tax District for the purpose of raising the revenue listed as Four-Way Fire 2006 Special Tax in the Four-Way Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $275,264,791 and an estimated collection rate of 96%.
There is hereby levied a tax at the rate of 7.5 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Four-Way Fire Tax District for the purpose of raising the revenue listed as Four-Way Fire 2006 Special Tax in the Four-Way Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $251,852,969 and an estimated collection rate of 96%.

SECTION 25. The following amounts are hereby appropriated in the Franklin Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>47-4386-55300</td>
<td>Refunds</td>
<td>300</td>
</tr>
<tr>
<td>47-4386-57500</td>
<td>Annual Appropriation</td>
<td>282,473</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – FRANKLIN FIRE DISTRICT 282,773

It is estimated that the following revenues will be available in the Franklin Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>47-4386-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>273,273</td>
</tr>
<tr>
<td>47-4386-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>6,000</td>
</tr>
<tr>
<td>47-4386-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>1,500</td>
</tr>
<tr>
<td>47-4386-41700</td>
<td>Pen/Int/Co</td>
<td>2,000</td>
</tr>
<tr>
<td>47-4386-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>47-4386-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL REVENUE – FRANKLIN FIRE DISTRICT 282,773

There is hereby levied a tax at the rate of 5.6 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in Franklin Fire Tax District for the purpose of raising the revenue listed as Franklin Fire 2006 Special Tax in the Franklin Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $508,320,596 an estimated collection rate of 96%.

SECTION 26. The following amounts are hereby appropriated in the Jot-Um-Down Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>48-4387-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>48-4387-57500</td>
<td>Annual Appropriation</td>
<td>93,517</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS - JOT-UM-DOWN FIRE DISTRICT 93,717

It is estimated that the following revenues will be available in the Jot-Um-Down Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>48-4387-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>90,717</td>
</tr>
<tr>
<td>48-4387-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>1,500</td>
</tr>
<tr>
<td>48-4387-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>1,000</td>
</tr>
<tr>
<td>48-4387-41700</td>
<td>Pen/Int/Co</td>
<td>500</td>
</tr>
<tr>
<td>48-4387-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>48-4387-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL REVENUE – JOT-UM-DOWN FIRE DISTRICT 93,717

There is hereby levied a tax at the rate of 11.5 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Jot-Um-Down Fire Tax District for the purpose of raising the revenue listed as Jot-Um-Down Fire 2006 Special Tax in the Jot-Um-Down Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $82,171,327 and an estimated collection rate of 96%. 
SECTION 27. The following amounts are hereby appropriated in the Mountain Park Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>49-4388-55300</td>
<td>Refunds</td>
<td>300</td>
</tr>
<tr>
<td>49-4388-57500</td>
<td>Annual Appropriation</td>
<td>112,690</td>
</tr>
<tr>
<td><strong>TOTAL APPROPRIATIONS – MOUNTAIN PARK FIRE DISTRICT</strong></td>
<td></td>
<td><strong>112,990</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Mountain Park Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>49-4388-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>108,490</td>
</tr>
<tr>
<td>49-4388-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>2,500</td>
</tr>
<tr>
<td>49-4388-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>1,000</td>
</tr>
<tr>
<td>49-4388-41700</td>
<td>Pen/Int/Co</td>
<td>1,000</td>
</tr>
<tr>
<td>49-4388-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>49-4388-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL REVENUE – MOUNTAIN PARK FIRE DISTRICT</strong></td>
<td></td>
<td><strong>112,990</strong></td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 8.7 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Mountain Park Fire Tax District for the purpose of raising the revenue listed as Mountain Park Fire 2006 Special Tax in the Mountain Park Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $129,896,856 and an estimated collection rate of 96%.

SECTION 28. The following amounts are hereby appropriated in the Pilot Knob Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>50-4389-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>50-4389-57500</td>
<td>Annual Appropriation</td>
<td>117,203</td>
</tr>
<tr>
<td><strong>TOTAL APPROPRIATIONS - PILOT KNOB FIRE DISTRICT</strong></td>
<td></td>
<td><strong>117,403</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Pilot Knob Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>50-4389-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>115,403</td>
</tr>
<tr>
<td>50-4389-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>1,000</td>
</tr>
<tr>
<td>50-4389-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>500</td>
</tr>
<tr>
<td>50-4389-41700</td>
<td>Pen/Int/Co</td>
<td>500</td>
</tr>
<tr>
<td>50-4389-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>50-4389-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL REVENUE – PILOT KNOB FIRE DISTRICT</strong></td>
<td></td>
<td><strong>117,403</strong></td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 4.5 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Pilot Knob Fire Tax District for the purpose of raising the revenue listed as Pilot Knob Fire 2006 Special Tax in the Pilot Knob Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $267,137,675 and an estimated collection rate of 96%.

SECTION 29. The following amounts are hereby appropriated in the Shoals Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>51-4390-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>51-4390-57355</td>
<td>Pinnacle VFD Contract</td>
<td>1,500</td>
</tr>
<tr>
<td>51-4390-57500</td>
<td>Annual Appropriation</td>
<td>83,689</td>
</tr>
<tr>
<td><strong>TOTAL APPROPRIATIONS – SHOALS FIRE DISTRICT</strong></td>
<td></td>
<td><strong>85,389</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Shoals Fire District Fund for the said fiscal year to meet the foregoing appropriations:
<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>51-4390-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>82,389</td>
</tr>
<tr>
<td>51-4390-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>2,000</td>
</tr>
<tr>
<td>51-4390-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>500</td>
</tr>
<tr>
<td>51-4390-41700</td>
<td>Pen/Int/Co</td>
<td>500</td>
</tr>
<tr>
<td>51-4390-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>51-4390-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td>TOTAL REVENUE – SHOALS FIRE DISTRICT</td>
<td></td>
<td>85,389</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 7.1 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Shoals Fire Tax District for the purpose of raising the revenue listed as Shoals Fire 2006 Special Tax in the Shoals Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $120,876,605 and an estimated collection rate of 96%.

**SECTION 30.** The following amounts are hereby appropriated in the Skull Camp Fire District Fund for said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>52-4391-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>52-4391-57500</td>
<td>Annual Appropriation</td>
<td>153,773</td>
</tr>
<tr>
<td>TOTAL APPROPRIATIONS – SKULL CAMP FIRE DISTRICT</td>
<td></td>
<td>153,973</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Skull Camp Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>52-4391-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>146,973</td>
</tr>
<tr>
<td>52-4391-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>4,000</td>
</tr>
<tr>
<td>52-4391-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>1,500</td>
</tr>
<tr>
<td>52-4391-41700</td>
<td>Pen/Int/Co</td>
<td>1,500</td>
</tr>
<tr>
<td>52-4391-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>52-4391-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td>TOTAL REVENUE – SKULL CAMP FIRE DISTRICT</td>
<td></td>
<td>153,973</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 9.0 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Skull Camp Fire Tax District for the purpose of raising the revenue listed as Skull Camp Fire 2006 Special Tax in the Skull Camp Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $170,107,640 and an estimated collection rate of 96%.

**SECTION 31.** The following amounts are hereby appropriated in the South Surry Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>53-4392-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>53-4392-57500</td>
<td>Annual Appropriation</td>
<td>135,202</td>
</tr>
<tr>
<td>TOTAL APPROPRIATIONS - SOUTH SURRY FIRE DISTRICT</td>
<td></td>
<td>135,402</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the South Surry Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>53-4392-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>129,402</td>
</tr>
<tr>
<td>53-4392-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>3,500</td>
</tr>
<tr>
<td>53-4392-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>1,000</td>
</tr>
<tr>
<td>53-4392-41700</td>
<td>Pen/Int/Co</td>
<td>1,500</td>
</tr>
<tr>
<td>53-4392-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>53-4392-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td>TOTAL REVENUE – SOUTH SURRY FIRE DISTRICT</td>
<td></td>
<td>135,402</td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 6.0 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the South Surry Fire Tax
District for the purpose of raising the revenue listed as South Surry Fire 2006 Special Tax in the South Surry Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $224,856,705 and an estimated collection rate of 96%.

SECTION 32. The following amounts are hereby appropriated in the State Road Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>54-4393-55300</td>
<td>Refunds</td>
<td>100</td>
</tr>
<tr>
<td>54-4393-57500</td>
<td>Annual Appropriation</td>
<td>74,062</td>
</tr>
<tr>
<td></td>
<td><strong>TOTAL APPROPRIATIONS</strong></td>
<td><strong>74,162</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the State Road Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>54-4393-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>72,862</td>
</tr>
<tr>
<td>54-4393-41101</td>
<td>Ad Valorem Tax- Prior</td>
<td>800</td>
</tr>
<tr>
<td>54-4393-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>200</td>
</tr>
<tr>
<td>54-4393-41700</td>
<td>Pen/Int/Co</td>
<td>300</td>
</tr>
<tr>
<td>54-4393-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>54-4393-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td><strong>TOTAL REVENUE – STATE ROAD FIRE DISTRICT</strong></td>
<td><strong>74,162</strong></td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 4.8 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the State Road Fire Tax District for the purpose of raising the revenue listed as State Road Fire 2006 Special Tax in the State Road Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $158,121,438 and an estimated collection rate of 96%.

SECTION 33. The following amounts are hereby appropriated in the Westfield Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>55-4394-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>55-4394-57500</td>
<td>Annual Appropriation</td>
<td>61,765</td>
</tr>
<tr>
<td></td>
<td><strong>TOTAL APPROPRIATIONS</strong></td>
<td><strong>61,965</strong></td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Westfield Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>55-4394-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>59,965</td>
</tr>
<tr>
<td>55-4394-41101</td>
<td>Ad Valorem Tax- Prior</td>
<td>1,000</td>
</tr>
<tr>
<td>55-4394-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>500</td>
</tr>
<tr>
<td>55-4394-41700</td>
<td>Pen/Int/Co</td>
<td>500</td>
</tr>
<tr>
<td>55-4394-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>55-4394-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td><strong>TOTAL REVENUE – WESTFIELD FIRE DISTRICT</strong></td>
<td><strong>61,965</strong></td>
</tr>
</tbody>
</table>

There is hereby levied a tax at the rate of 5.2 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the Westfield Fire Tax District for the purpose of raising the revenue listed as Westfield Fire 2006 Special Tax in the Westfield Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $120,122,319 and an estimated collection rate of 96%.

SECTION 34. The following amounts are hereby appropriated in the White Plains Fire District Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>56-4395-55300</td>
<td>Refunds</td>
<td>200</td>
</tr>
<tr>
<td>56-4395-57500</td>
<td>Annual Appropriation</td>
<td>152,793</td>
</tr>
</tbody>
</table>
It is estimated that the following revenues will be available in the White Plains Fire District Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>56-4395-41100</td>
<td>Ad Valorem Tax-Current</td>
<td>147,993</td>
</tr>
<tr>
<td>56-4395-41101</td>
<td>Ad Valorem Tax – Prior</td>
<td>2,500</td>
</tr>
<tr>
<td>56-4395-41102</td>
<td>Ad Valorem Tax – Previous</td>
<td>1,500</td>
</tr>
<tr>
<td>56-4395-41700</td>
<td>Pen/Int/Co</td>
<td>1,000</td>
</tr>
<tr>
<td>56-4395-43120</td>
<td>Inventory Tax Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td>56-4395-43160</td>
<td>Elderly Exemption</td>
<td>0</td>
</tr>
</tbody>
</table>

**TOTAL REVENUE – WHITE PLAINS FIRE DISTRICT**

152,993

There is hereby levied a tax at the rate of 7.3 cents per one hundred dollars ($100) valuation of property listed for taxes as of January 1, 2006 in the White Plains Fire Tax District for the purpose of raising the revenue listed as White Plains Fire 2006 Special Tax in the White Plains Fire District Fund. This amount of tax is based on an estimated total value of property for the purpose of taxation of $211,177,616 and an estimated collection rate of 96%.

**SECTION 35.** The following amounts are available in the Capital Projects Fund for the said fiscal year, in accordance with the capital project ordinances authorizing the Animal Shelter project:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>60-4219-59500</td>
<td>Contingency-Animal Shelter Project</td>
<td>10,000</td>
</tr>
</tbody>
</table>

**TOTAL – CAPITAL PROJECTS FUND**

10,000

It is estimated that the following revenues will be available in the Capital Projects Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>60-4219-49882</td>
<td>Transfer from Building Reserve Animal Shelter Project</td>
<td>10,000</td>
</tr>
</tbody>
</table>

**TOTAL ESTIMATED CAPITAL PROJECTS FUND REVENUES**

10,000

**SECTION 36.** The following amounts are to be transferred to the Capital Projects Schools Fund for the said fiscal year, in accordance with the capital project ordinances authorizing the projects:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>61-5946-51640</td>
<td>Project Construction-Central Middle</td>
<td>1,253,429</td>
</tr>
<tr>
<td>61-5946-59500</td>
<td>Contingency-Central Middle</td>
<td>46,571</td>
</tr>
<tr>
<td>61-5950-51647</td>
<td>Construction-Gentry-04 QZAB</td>
<td>13,285</td>
</tr>
<tr>
<td>61-5950-51648</td>
<td>Construction-North Surry-04 QZAB</td>
<td>31,711</td>
</tr>
<tr>
<td>61-5950-51649</td>
<td>Construction-Surry Central-04 QZAB</td>
<td>6,389</td>
</tr>
<tr>
<td>61-5965-51500</td>
<td>Professional Services-Mt Airy High</td>
<td>219,100</td>
</tr>
<tr>
<td>61-5965-51640</td>
<td>Project Construction-Mt Airy High</td>
<td>0</td>
</tr>
<tr>
<td>61-5965-59500</td>
<td>Contingency-Mount Airy High</td>
<td>200,000</td>
</tr>
<tr>
<td>61-5972-51500</td>
<td>Professional Services-Elkin High</td>
<td>50,000</td>
</tr>
<tr>
<td>61-5972-51600</td>
<td>Architect Fees-Elkin High School</td>
<td>90,000</td>
</tr>
<tr>
<td>61-5972-51640</td>
<td>Project Construction-Elkin High School</td>
<td>1,000,000</td>
</tr>
<tr>
<td>61-5972-59500</td>
<td>Contingency-Elkin High School</td>
<td>127,716</td>
</tr>
</tbody>
</table>

**TOTAL – CAPITAL PROJECTS SCHOOLS FUND**

3,038,201

It is estimated that the following revenues will be available in the Capital Projects Schools Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>61-5946-49868</td>
<td>Transfer Bond Proceeds-CMS</td>
<td>1,300,000</td>
</tr>
<tr>
<td>61-5950-49872</td>
<td>Transfer Bond Proceeds-04 QZAB SCHS</td>
<td>51,385</td>
</tr>
<tr>
<td>61-5965-49876</td>
<td>Transfer from Bond Proceeds-Mt Airy High</td>
<td>419,100</td>
</tr>
<tr>
<td>61-5972-43344</td>
<td>Public School Building Fund</td>
<td>150,000</td>
</tr>
<tr>
<td>61-5972-49343</td>
<td>Transfer from CR-Elkin High</td>
<td>0</td>
</tr>
<tr>
<td>61-5972-49878</td>
<td>Transfer Bond Proceeds-Elkin High</td>
<td>1,117,716</td>
</tr>
</tbody>
</table>
TOTAL ESTIMATED CAPITAL PROJECTS 3,038,201
SCHOOLS FUND REVENUES

SECTION 37. The following amounts are to be transferred to the Capital Reserve – County Buildings Fund for the said fiscal year:

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>62-4250-58200</td>
<td>Lease/Purchase Principal</td>
<td>1,221,400</td>
</tr>
<tr>
<td>62-4250-58210</td>
<td>Lease/Purchase Interest</td>
<td>395,588</td>
</tr>
<tr>
<td>62-4250-58220</td>
<td>Property Debt</td>
<td>120,000</td>
</tr>
<tr>
<td>62-4250-59176</td>
<td>Transfer to Capital Projects-Hist Courthouse</td>
<td>0</td>
</tr>
<tr>
<td>62-4250-59177</td>
<td>Transfer to Capital Projects-EMS/Human Services Bldg.</td>
<td>0</td>
</tr>
<tr>
<td>62-4250-59178</td>
<td>Transfer to Capital Projects-Judicial Center</td>
<td>0</td>
</tr>
<tr>
<td>62-4250-59180</td>
<td>Transfer-Workforce Development Center</td>
<td>0</td>
</tr>
<tr>
<td>62-4250-59181</td>
<td>Transfer-Shelter</td>
<td>10,000</td>
</tr>
<tr>
<td>62-4250-59500</td>
<td>Contingency</td>
<td>120,000</td>
</tr>
</tbody>
</table>

TOTAL – CAPITAL RESERVE – COUNTY BUILDING FUND 1,866,988

It is estimated that the following revenues will be available in the Capital Reserve-County Building Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>62-4250-42280</td>
<td>EDA Grant</td>
<td>0</td>
</tr>
<tr>
<td>62-4250-49800</td>
<td>Transfer from General Fund</td>
<td>1,736,988</td>
</tr>
<tr>
<td>62-4250-49810</td>
<td>Transfer from General Fund – Courthouse</td>
<td>0</td>
</tr>
<tr>
<td>62-4250-49816</td>
<td>Transfer from General Fund – EMS Debt</td>
<td>0</td>
</tr>
<tr>
<td>62-4250-49900</td>
<td>Unencumbered Balance</td>
<td>130,000</td>
</tr>
<tr>
<td>62-4250-49907</td>
<td>Unencumbered Balance-EMS</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL ESTIMATED REVENUES – CAPITAL RESERVE – COUNTY BUILDING FUND 1,866,988

SECTION 38. The following amounts are hereby appropriated in the Schools Capital Project Reserve Fund.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>63-5919-55580</td>
<td>Administration Cost</td>
<td>20,000</td>
</tr>
<tr>
<td>63-5919-59172</td>
<td>Transfer to Capital Project Copeland</td>
<td>0</td>
</tr>
<tr>
<td>63-5919-59174</td>
<td>Transfer to 04 QZAB</td>
<td>51,385</td>
</tr>
<tr>
<td>63-5919-59201</td>
<td>Transfer Capital Project CMS</td>
<td>1,300,000</td>
</tr>
<tr>
<td>63-5919-59207</td>
<td>Transfer Capital Project-Mount Airy High School</td>
<td>419,100</td>
</tr>
<tr>
<td>63-5919-59208</td>
<td>Transfer Capital Project Tharrington</td>
<td>0</td>
</tr>
<tr>
<td>63-5919-59209</td>
<td>Transfer to Capital Project Elkin High</td>
<td>1,117,716</td>
</tr>
<tr>
<td>63-5919-59500</td>
<td>Contingency</td>
<td>0</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – SCHOOLS CAPITAL PROJECTS RESERVE FUND 2,908,201

It is estimated that the following revenues will be available in the Schools Capital Project Reserve Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>63-5919-49900</td>
<td>Unencumbered Balance</td>
<td>2,908,201</td>
</tr>
</tbody>
</table>

TOTAL REVENUE – SCHOOLS CAPITAL PROJECTS RESERVE FUND 2,908,201

SECTION 39. The following amounts are hereby appropriated in the College Construction Fund.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>65-5926-55650</td>
<td>Misc. SCC Projects</td>
<td>100,000</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – COLLEGE CONSTRUCTION FUND 100,000
It is estimated that the following revenues will be available in the College Construction Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>65-5926-49874</td>
<td>Transfer Bond Proceeds-SCC Miscellaneous</td>
<td>100,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – COLLEGE CONSTRUCTION FUND</td>
<td>100,000</td>
</tr>
</tbody>
</table>

**SECTION 40.** The following amounts are hereby appropriated in the SCC Capital Projects Reserve Fund.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>66-5930-59330</td>
<td>Transfer to SCC Center Construction</td>
<td>100,000</td>
</tr>
<tr>
<td>66-5930-59331</td>
<td>Transfer to SCC Capital Projects-Class Bldg.</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – SCC CAPITAL PROJECTS RESERVE FUND</td>
<td>100,000</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the SCC Capital Project Reserve Fund this fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>66-5930-44900</td>
<td>Interest Investments</td>
<td>0</td>
</tr>
<tr>
<td>66-5930-49900</td>
<td>Unencumbered Balance</td>
<td>100,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL REVENUE – SCC CAPITAL PROJECTS RESERVE FUND</td>
<td>100,000</td>
</tr>
</tbody>
</table>

**SECTION 41.** The following amounts are hereby appropriated in the Landfill/Recycling Fund for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>67-7415</td>
<td>Waste Collection/Recycling</td>
<td>820,002</td>
</tr>
<tr>
<td>67-7420</td>
<td>Landfill Operations</td>
<td>1,900,713</td>
</tr>
<tr>
<td>67-7425</td>
<td>Subtitle D Landfill</td>
<td>0</td>
</tr>
<tr>
<td>67-9130</td>
<td>Landfill Debt Service</td>
<td>440,898</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – LANDFILL/RECYCLING FUND</td>
<td>3,161,613</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Landfill/Recycling Fund for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>67-7415-45102</td>
<td>Sale of Recyclable Products</td>
<td>100,000</td>
</tr>
<tr>
<td>67-7420-41700</td>
<td>Pen/Int/Co</td>
<td>12,000</td>
</tr>
<tr>
<td>67-7420-43350</td>
<td>Scrap Tires-Qtr Fees</td>
<td>65,000</td>
</tr>
<tr>
<td>67-7420-43351</td>
<td>White Goods-Qtr Fees</td>
<td>28,000</td>
</tr>
<tr>
<td>67-7420-45100</td>
<td>Landfill Fees-Commercial</td>
<td>1,410,000</td>
</tr>
<tr>
<td>67-7420-45101</td>
<td>Landfill Fees-Residential</td>
<td>915,000</td>
</tr>
<tr>
<td>67-7420-49800</td>
<td>Transfer from General Fund</td>
<td>0</td>
</tr>
<tr>
<td>67-7420-49950</td>
<td>Retained Earnings</td>
<td>631,613</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – LANDFILL/RECYCLING FUND</td>
<td>3,161,613</td>
</tr>
</tbody>
</table>

**SECTION 42.** The following amounts are hereby appropriated in the Capital Reserve Landfill for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>68-7430-59500</td>
<td>Landfill Contingency</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td>TOTAL APPROPRIATIONS – CAPITAL RESERVE LANDFILL</td>
<td>0</td>
</tr>
</tbody>
</table>

It is estimated that the following revenues will be available in the Capital Reserve-Landfill for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>68-7430-49841</td>
<td>Transfer from Landfill Reserve-Reimbursement</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td>TOTAL ESTIMATED REVENUES – CAPITAL RESERVE LANDFILL</td>
<td>0</td>
</tr>
</tbody>
</table>
SECTION 43. The following amounts are hereby appropriated in the Flat Rock/Bannertown Water and Sewer District for the said fiscal year.

<table>
<thead>
<tr>
<th>CODE</th>
<th>ACTIVITY</th>
<th>APPROPRIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>85-8100-51500</td>
<td>Professional Services</td>
<td>21,500</td>
</tr>
</tbody>
</table>

TOTAL APPROPRIATIONS – FLAT ROCK/BANNERTOWN WATER & SEWER 21,500

It is estimated that the following revenues will be available in the Flat Rock/Bannertown Water and Sewer District for the said fiscal year to meet the foregoing appropriations:

<table>
<thead>
<tr>
<th>CODE</th>
<th>REVENUE SOURCE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>85-8100-49900</td>
<td>Unencumbered Balance</td>
<td>21,500</td>
</tr>
</tbody>
</table>

TOTAL ESTIMATED REVENUES – FLAT ROCK/BANNERTOWN WATER & SEWER 21,500

SECTION 44. There is hereby established for the year beginning July 1, 2006 and continuing until changed by Board action the following schedule of solid waste management fees:

1. Commercial and industrial tipping fee of $36.00 per ton. Fractions of a ton shall be charged a pro-rated fee, with a minimum fee of $5.00.

2. Residential units shall be charged a landfill availability fee of $2.50 per month. The fee will be billed with property taxes and becomes a lien of the real property described on the tax bill that includes the fee. Penalty schedule for late payment will accrue at the same rate as interest for property taxes.

SECTION 45. The Finance Officer is instructed to adjust salaries for all full-time regular, part-time regular, and graded temporary employees and fees for elected officials to provide a 3.0% cost of living increase effective July 1, 2006. The hourly rate for County Attorney services is set at $105 per hour.

SECTION 46. Copies of this Budget Ordinance shall be furnished to the Finance Officer, the Budget Officer and the Tax Administrator of Surry County to be kept on file by them for their direction in the collection of revenues and expenditures of amounts appropriated.

ADOPTED this the 19th day of June, 2006.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel and legal matters.

Commissioner Hunter left the meeting at 10:55 p.m.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the following personnel actions:

Commissioner Hunter was not present for the vote.
The Board of Commissioners instructed the Human Resources Officer to amend the Personnel Ordinance adopted on November 3, 2003 and approve the Classification Plan for 2006-2007 by making the following changes to Appendix A, Position Classification Plan, contingent upon final approval from State Personnel for the Health and Nutrition Center and Social Services reclassifications, and to adjust applicable salaries and positions according to Personnel Ordinance guidelines or as indicated.

Effective July 1, 2006:
Increase the salaries in Appendix A, Position Classification Plan, by three percent.
Create and fill a Public Health Nurse II position.
Unfreeze and fill a Nutritionist III position (516703).
Change Dentist I in the Classification Plan from Grade 82 to Grade 84.
Remove Dentist II from the Classification Plan at Grade 85.
Reclassify Practical Nurse I in the Classification Plan from Grade 59 to Grade 60.
Reclassify vacant position # 516204 from a PHN II to a PHN I.
Add Environmental Health Program Coordinator to the Classification Plan at Grade 70.
Reclassify position # 518109 from an Environmental Health Specialist to an Environmental Health Program Coordinator. A second position will be reviewed for reclassification to Environmental Health Program Coordinator upon department restructuring and contingent upon employee eligibility.
Reclassify position # 518110 from an OSSOG IV to an OSSOG V.
Move PHN Supervisor II in the Classification Plan from Grade 75 to Grade 77.
Move PHN Supervisor I in the Classification Plan from Grade 73 to Grade 75.
Move PHN III in the Classification Plan from Grade 72 to Grade 74.
Move PHN II in the Classification Plan from Grade 71 to Grade 73.
Move PHN I in the Classification Plan from Grade 69 to Grade 71.
Move Social Worker II in the Classification Plan from Grade 66 to Grade 67.
Move Social Worker III in the Classification Plan from Grade 68 to Grade 69.
Move Social Work Supervisor II in the Classification Plan from Grade 69 to Grade 70.
Move SW Supervisor III in the Classification Plan from Grade 72 to Grade 73.
Move Social Work Program Manager in the Classification Plan from Grade 73 to Grade 74.
Remove Social Work Program Administrator I from the Classification Plan at Grade 74.
Remove Social Work Supervisor I from the Classification Plan at Grade 66.
Add Foreign Language Interpreter II to the Classification Plan at Grade 63.
Reclassify position # 418504 from a Housekeeper/Custodian to a Maintenance Mechanic I.
Reclassify position # 419604 from a Maintenance Mechanic I to a Maintenance Mechanic II.
Create and fill a permanent part-time 50% Tax Collection Clerk III at Grade 59.
Approve a one-step increase for a Register of Deeds employee in position # 418003 upon obtaining professional certification.

Add District Conservation Director to the Classification Plan at Grade 66.

Reclassify position # 496201 from District Conservation Technician to District Conservation Director.

Reclassify position # 531208 from a Foreign Language Interpreter to a Foreign Language Interpreter II.

Inactivate positions 532901, 532902, 532903, 532904, 532905, 532906, 532907, 532908 effective July 21, 2006 and pay employees in these positions through July 31, 2006 if they remain in active pay status through July 21.

Move employee in position # 413002 to Grade 79-17.

Move employee in position # 418001 to Grade 76-7.

Move employee in position # 417001 to Grade 69-10.

Move employee in position # 417002 to Grade 64-9.

Move employee in position # 417003 to Grade 59-6.

Change the annual salary of employee in position # 412001 to $98,564 with a cost-of-living adjustment and an ICMA contribution of $7,000.

Approve hiring a selected applicant for a position at the Health and Nutrition Center at Grade 70-14.

Approve hiring a selected applicant for a position at the Tax Office at Grade 59-5.

Effective October 1, 2006:

Create and fill a Deputy Sheriff position.

Create and fill a Detention Officer position.

There was no further business to come before the Board.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to adjourn at 10:58 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on July 17, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Vice-Chairman Jimmy Miller was unable to attend.

Others present for the meeting, at various times, were:

Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Sandy Snow, Human Resources Officer
Chris Knopf, Planning Director
Tammy Johnson, Water and Sewer Projects Coordinator
John Barber, Local Ordinance Officer
Wayne Black, Social Services Director
David Stone, Health and Nutrition Center Director
Brian Sharpe, Management Information Services Director
Brenda Rose, Cooperative Extension Director
Michael Hartgrove, Assistant Tax Administrator
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Craig Hunter delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the June 19, 2006 meeting. Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the oaths of office for the Industrial Facilities and Pollution Control Financing Authority Board.
2. Approve the following resolution regarding a three year update to the Solid Waste Management Plan:

RESOLUTION ACCEPTING AND ENDORSING THE SOLID WASTE MANAGEMENT PLAN OF 2006 FOR SURRY COUNTY

WHEREAS, it is a priority of this community to protect human health and the environment through safe and effective management of municipal solid waste;
WHEREAS, the reduction of the amount and toxicity of the local waste stream is a goal of this community;

WHEREAS, equitable and efficient delivery of solid waste management services is an essential characteristic of the local solid waste management system;

WHEREAS, it is a goal of the community to maintain and improve its physical appearance and to reduce the adverse effects of illegal disposal and littering;

WHEREAS, Surry County recognizes its role in the encouragement of recycling markets by purchasing recycled products;

WHEREAS, involvement and education of the citizenry is critical to the establishment of an effective local solid waste program;

WHEREAS, the State of North Carolina has placed planning responsibility on local government for the management of solid waste;

WHEREAS, NC General Statute 130A-309.09A(b) requires each unit of local government, either individually or in cooperation with other units of local government, to update the Ten Year Comprehensive Solid Waste Management Plan at least every three years;

WHEREAS, the Surry County Solid Waste Management Department and Citizens Solid Waste Advisory Council have undertaken and completed a long-range planning effort to evaluate the appropriate technologies and strategies available to manage solid waste effectively;

NOW, THEREFORE, BE IT RESOLVED BY THE SURRY COUNTY BOARD OF COMMISSIONERS:

That Surry County's 2006 Ten-Year Comprehensive Solid Waste Management Plan is accepted and endorsed and placed on file with Clerk to the Board on this the 17th day, July 2006.

3. Approve Surry County to continue to be designated as a Standard County in the operation of the Work First Program for FY 2007-2009.

4. Approve the following from the Tax Department:
   - Total releases for the month ending 6-30-06 in the amount of $16,634.82.
   - Total refunds for the month ending 6-30-06 in the amount of $4,134.12.
   - Total real and personal property discoveries in the month ending 6-30-06 in the amount of $8,171.54.
   - Total motor vehicle discoveries for the month ending 6-30-06 in the amount of $1,932.11.
   - Collect April 2006 motor vehicle renewals in the amount of $561,353.53.
   - Tax Administrator's charges to collect the taxes for Real Estate and Personal Property filed in January 2006 in the amount of $30,268,996.95.
5. Approve Relay for Life Committee to use the parking lot at the Human Services Center on Sunday, September 10, 2006 to raise funds for the American Cancer Society.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the April 1, 2006 State's Records Retention and Disposition Schedule changes.
2. Approve refund checks be issued to Flat Rock/Bannertown Water and Sewer residents due to reconfiguration of the project.
3. Approve the Assistant County Manager for Budget and Finance to pay Adams-Heath Engineering, Inc. $231,760 for the Flat Rock/Bannertown Water and Sewer project with the funds coming from the County's cashflows until reimbursement can be made from the District.
4. Approve a refund in the amount of $1,112.46 to Smart Start due to unspent grant funds.
5. Approve the Purchasing Agent to contract with Electronic Risks Consultants for equipment maintenance.

Requests from the Human Resources Officer:

1. Amend the Personnel Ordinance adopted on November 3, 2003 by making the following change to Appendix A, Position Classification Plan, effective July 1, 2006: Move the Social Services Director II and the Local Health Director to Grade 81. This action does not affect salaries.
2. Reclassify position number 515417 from a Community Health Technician to a Chore Provider.
3. Approve Sheriff's Office employees to donate a total of 42 hours annual leave to an employee of the Sheriff's Office to be used for sick leave purposes and approve intermittent leave without pay from May 24, 2006 through August 30, 2006.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Brenda Rose, Cooperative Extension Director, introduced Teresa White Wilkins, and recommended her for the 4-H Extension Agent position. Ms. Wilkins recently graduated from North Carolina State University.

Upon motion of Chairman Johnson, seconded by Commissioner Harrell, the Board voted unanimously to appoint Teresa White Wilkins to the 4-H Extension Agent position.

Commissioner Hunter stated that the Kevin Thomas family home was struck by lightning and they lost everything. Mr. Hunter stated that the Board's thoughts were with the family during this time. Chairman Johnson also stated that the family thanked all the Volunteer Fire Departments for their hard work.
Dr. Ashley Hinson, Jr., Surry County Schools Superintendent, Earlie Coe, Brian Gates and Jeff Hall, School Board members, thanked the Board for their consideration toward the school system during the budget process.

Commissioner Harrell briefed the Board on a meeting held by the Tourism Steering Committee. Commissioner Harrell stated that five out of eight counties had pledged $7,500 toward the tourism initiative. Commissioner Harrell also stated that the committee would ask Ashe and Floyd Counties to join the Tourism Committee.

Macon C. Sammons, Jr., County Manager, introduced his daughter, Kate Sammons. Mr. Sammons stated that Kate is a rising senior at Radford University. Mr. Sammons also stated that Kate had worked with local, State and national campaigns.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Commissioner Fred O'Neal entered the meeting at 6:25 p.m.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR976. The parcel site is 0.72 acres—portion of 23.41 acres of tax parcel 4090-00-89-7540. The property owner is Saw and Knife Service Inc./Charles Stone. The property is currently zoned RA, WO. The petition is to rezone the property to RB, WO.

Chris Knopf, Planning Director, presented the facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke regarding the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the rezoning.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR977. The parcel site is 10.99 acres of tax parcel 5939-00-98-4088. The property owner is Charles D. Smith. The property is currently zoned RA. The petition is to rezone the property to CB.

Chris Knopf, Planning Director, presented the facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.
Chairman Johnson asked for comments from the public.

No one spoke regarding the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the rezoning.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning text amendments.

Chris Knopf, Planning Director, presented fact pertaining to the text amendments.

Chairman Johnson asked for comments from the public.

No one spoke regarding the text amendments.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the following text amendments:

TEXT AMENDMENTS

SURRY COUNTY ZONING ORDINANCE

JULY 17, 2006

Article 11, “Table of Uses”, Section 2, “Table of Uses”, of the Zoning Ordinance shall be amended to include the land use “Utilities, Public or Private” as a Permitted Use in the following zoning districts: RA, RE, RR, RL, RG, CP, MHP, MR, VR, RB, CB, HB, and MI.

Article 11, “Table of Uses”, Section 2, “Table of Uses”, of the Zoning Ordinance shall be amended to include the land use “Power Plant” as a Permitted Use in the MI zoning district.

Article 11, “Table of Uses”, Section 2, “Table of Uses”, of the Zoning Ordinance shall be amended to include the land use “Tutoring Services” as a Permitted Use in the CB and HB zoning districts.

Article 11, “Table of Uses”, Section 2, “Table of Uses”, of the Zoning Ordinance shall be amended to delete land uses “Public Utility Facility (Small-Scale)”, a permitted use, and “Public Utility Facility (Large-Scale)”, a conditional use.

Article 11, “Table of Uses”, of the Zoning Ordinance shall be amended to include the following language:

Section 3. Site Standards for Permitted Uses

Any permitted use listed in the Article 11, Section 2, that has a section reference in the “Site Standards” column (far right column) shall comply with the site standards listed in their applicable section. If the provisions of this Section conflict with any other requirements of
this Ordinance, these provisions shall prevail. This section provides for certain permitted uses that are distinct and unique which require additional considerations.

Section 3.1 Site Standards for Utilities (Public or Private); Power Plants

1. If the following are erected they shall be set back at a minimum, as follows, from all property lines and public rights-of-way:
   a. Power Plants 100-feet
   b. Large-Scale Buildings/Structures 75-feet
   c. Small-Scale Buildings/Structures 40-feet
   d. Telephone Exchanges 15-feet
   e. Switching Boxes, Pump Stations, Collectors May be located in the public right-of-way

2. Any use, building, structure, etc. that may pose a public safety hazard shall be enclosed by a security fence to be a minimum of 8-feet in height.

3. Large-Scale Buildings/Structures, Small-Scale Buildings/Structures, and Telephone Exchanges shall comply with the screening requirements found in Article 18, Section 2 of this Ordinance.

4. Any appurtenances or other structures exempt from height limit guidelines as stated in Article 14, Section 3 of this Ordinance shall not receive this exemption for these land uses. Any proposed appurtenances or other structures that exceed the maximum allowed height of the applicable zoning district must be issued a Conditional Use Permit, as described in Article 16 of this Ordinance, prior to construction.

5. Exempt from the provisions of Article 11, Section 3.1 are lines for the transportation, transmission, and distribution of utility commodities. This category includes, but is not limited to, electricity, telephone, sewer, water, oil, steam, gas, and railroad track.

Article 16, “Conditional Uses”, Section 8, “Supplemental Requirements for Specific Conditional Uses”, of the Zoning Ordinance shall be amended to delete all language addressing the land use “Public Utility Facility (Large-Scale)”.

Article 30, “Definitions”, Section 1, “Definitions”, of the Zoning Ordinance shall be amended to include the following language:

POWER PLANT. All equipment, fixtures, conduits, ducts, materials, apparatus, and personal property operated or maintained in connection with the production of electricity using sources such as, but not limited to, thermal, steam, wind, solar, or alternative sources such as agricultural by-products. Plant may be owned publicly or privately.

TUTORING SERVICES. A private, for-profit establishment engaged in providing tutoring services to individuals who are in the process of seeking primary, secondary, or college level educations.

UTILITIES, PUBLIC OR PRIVATE. Any person, firm, corporation, municipal or county department, or board duly authorized to furnish to the public, under state, county, or municipal regulations, electricity, gas, steam, telephone, telegraph, transportation, water, sewer, etc. This definition includes the use of land for facilities used to generate, dispose, process, and/or deliver the Utility’s commodity to the public. This definition does not include airports, power plants, television facilities, radio facilities, or wireless communication facilities.

Article 30, “Definitions”, Section 1, “Definitions”, of the Zoning Ordinance shall be amended to delete the definitions of “Public Utility Facility (Small-Scale)” and “Public Utility Facility (Large-Scale)”.

_______________________________________
Chris Knopf, Planning Director, addressed the Board regarding a public hearing for amendments to the Salvage / Junkyard Ordinance. Mr. Knopf stated that a forum was held on June 14, 2006 with 18 attendees. Mr. Knopf would like to hold a public hearing in the near future.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to hold the Salvage / Junkyard Text Amendments public hearing on September 18, 2006.

Tammy Johnson, Water and Sewer Projects Coordinator, updated the Board on the following water and sewer projects:

- Flat Rock/Bannertown ground breaking was Tuesday, July 11, 2006 at the Flat Rock Elementary School. Work on the project should commence in mid-August. Notice to proceed is scheduled to be delivered August 14, 2006.
- Interstates Water and Sewer. There was a meeting with Congresswoman Virginia Foxx regarding proposed water and sewer projects for available funding possibilities. The workshop was held in Winston Salem on June 26, 2006.
- White Sulphur Springs Resort Project. A pre-application meeting was conducted on June 21, 2006 with the Rural Center. The Rural Center Board will meet on July 25, 2006 to review and consider inviting Surry County to submit a formal grant application. Awards of the grant are made in September and December.
- Dobson-Exit 93-Shelton Vineyards Project. The pre-bid conference was held on June 29, 2006 and the bid opening date is scheduled for July 18, 2006.
- Buck Shoals Road Project. On June 19, 2006 the Board asked that the project be tabled and that both businesses be contacted to request a written contribution towards the project. A letter was received from the Mount Airy Meat Center along with a revised total estimated cost for the project from the engineer. The Board asked that all specific information be forward to the City of Mount Airy for their review to discuss an agreement at the next City/County Liaison Meeting to be held in August. The proposed agreement is that the City pay 1/3, County 1/3 and the requesting businesses pay 1/3 of the project costs. Wade Johnson, co-owner of Mount Airy Meat Center, was present to discuss their economic development project. The Board will revisit this matter at their next regular meeting in August.
- The Board asked the Water and Sewer Projects Coordinator to begin looking into Phase II of the Flat Rock/Bannertown Water and Sewer Project.

Upon of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to recess as the Board of Commissioners and reconvened as the Flat Rock/Bannertown Water and Sewer District Board of Directors.
Upon motion of District Member Harrell, seconded by District Member O’Neal, the Flat Rock/Bannertown Water and Sewer District Board voted unanimously to approve the following resolution:

RESOLUTION

WHEREAS, USDA, Rural Development will hold monthly pay request meetings for the Phase 1, Flat Rock/Bannertown Water and Sewer Project; and

WHEREAS, activities include invoices to be received from Landform Construction, the contractor for the Phase 1, Flat Rock/Bannertown Water and Sewer Project, to be submitted to Surry County at the monthly pay request meetings, and

WHEREAS, Surry County must authorize the Water and Sewer Projects Coordinator to approve the pay requests:

NOW THEREFORE BE IT RESOLVED BY THE SURRY COUNTY BOARD OF COMMISSIONERS ACTING AS THE FLAT ROCK/BANNERTOWN WATER AND SEWER DISTRICT BOARD IN OPEN SESSION THAT:

Section 1. The Surry County Board of Commissioners acting as the Flat Rock/Bannertown Water and Sewer District Board authorizes the Water and Sewer Projects Coordinator to approve the pay requests received from the contractor, Landform Construction.

Section 2. This Resolution shall become effective upon approval by the Board of Commissioners of Surry County acting as the Flat Rock/Bannertown Water and Sewer District Board.

Upon motion of District Member Harrell, seconded by District Member O’Neal, the Board voted unanimously to recess as the Flat Rock/Bannertown Water and Sewer District Board of Directors and reconvene as the Surry County Board of Commissioners.

Brian Sharpe, Management Information Services Director, addressed the Board regarding spam emails and software. Mr. Sharpe stated the current software only filters 89% of spam emails and the proposed software would have a 95% effective rating out of the box and once configured could have a 99.9% block rating. Mr. Sharpe stated that the cost would be $2,300 for the box and then a yearly maintenance fee of $399.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the purchase of the software at $2,300 with the monies coming from the Management Information Services budget.

The County Manager addressed the Board regarding the North Carolina County Commissioners Conference from September 7-10, 2006. The County Manager stated that a delegate needed to be appointed by the Board.
Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to appoint Commissioner Jim Harrell, Jr. to serve as a delegate at the North Carolina County Commissioners Conference.

The County Manager discussed a potential date for the annual Volunteer Banquet. A date of October 26, 2006 was selected.

The County Manager updated the Board on the Surry Express Bus Service. A ribbon cutting was held on July 13, 2006 and service will begin on July 31.

The County Manager discussed the proposal for operation of the Family Resources Center Daycare Program by Lifespan.

Wayne Black, Social Services Director, had spoken with Lifespan and Lifespan would like to start operation Monday, July 21, 2006 and take over the rent on August 1, 2006. Mr. Black also discussed the surplus furniture and equipment at the Daycare Center. Lifespan would like to purchase some of the surplus furniture, equipment and consumables.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted to delegate Wayne Black, Don Mitchell, Purchasing Agent, and the County Manager to work with Lifespan on the purchase of any surplus.

Commissioner Hunter abstained due to a possible conflict.

The County Manager addressed the Board regarding a lease agreement for a radio tower at 196 Athey Simmons Road. The lease term would be for ninety-nine years.

Upon motion of Commissioner Hunter, seconded by Commissioner O'Neal, the Board voted unanimously to authorize the County Manager to sign the lease agreement. All lease monies are to come from the Emergency Services budget.

The County Manager addressed the Board regarding Emergency Services request to purchase a new UHF Radio Repeater and Receiver. The Repeater would replace a 1981 model at the Turner Mountain radio tower. The total cost would be $17,555.90, with $15,985 coming from a HRSA Grant and $1,570.90 coming from the Emergency Services budget.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the request.
Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized for their many years of faithful service:

Commissioner Harrell recognized the following individuals for 10 years of service to the County.

<table>
<thead>
<tr>
<th>Name</th>
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<tbody>
<tr>
<td>James Roger Shore</td>
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<td>Stewart E. Fulk, Jr.</td>
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<tr>
<td>Angela J. Scott</td>
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<tr>
<td>Deborah J. Creed</td>
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<tr>
<td>Robert G. Hinson, Jr.</td>
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<tr>
<td>John L. Kinder</td>
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<tr>
<td>Kelly K. Benge</td>
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<tr>
<td>Carrie M. Angel</td>
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<tr>
<td>Kimberly A. Atkins-Bruner</td>
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Commissioner O’Neal recognized the following individuals for 15 years of service to the County.

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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Carol A. Jackson</td>
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<td>Debbie C. Bowman</td>
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<td>Inez A. Cothran</td>
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Chairman Johnson recognized the following individuals for 20 years of service to the County.

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<th>Name</th>
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<tr>
<td>Judy S. Stephens</td>
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| Commissioner Hunter recognized the following individuals for 25 years of service to the County.

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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Vicky C. Inman</td>
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<tr>
<td>Brenda W. Davis</td>
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Chairman Johnson recognized the following individual for 30 years of service to the County.

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<tr>
<th>Name</th>
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<tr>
<td>Brenda M. Rose</td>
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The Board took a fifteen minute recess.

The Board resumed regular business.

Upon motion of Commissioner Harrell, seconded by Chairman Johnson, the Board voted unanimously to approve the following resolution regarding the addition of Bosea Way to the Secondary Road System.

N. C. DEPARTMENT OF TRANSPORTATION
REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM

NORTH CAROLINA
COUNTY OF SURRY

Road Name: Bosea Way
WHEREAS, the attached petition has been filed with the Surry County Board of Commissioners, requesting that the above named road be added to the Secondary Road System; and

WHEREAS, the Board is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Highway Division of the Department of Transportation for the addition of roads to the System.

NOW, THEREFORE, BE IT RESOLVED by the Surry County Board of Commissioners that the Highway Division is hereby requested to review the above-described road, and to take over the road for maintenance if it meets established standards and criteria.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve the following personnel requests effective July 1, 2006:

Environmental Health Trainees' salaries will move to 66-4 minus $1. Trainees will remain at 66-4 minus $1 until they qualify to move to Environmental Health Specialist (Grade 68).

Upon authorization in on-site waste water or food and lodging as a trainee, a payment of $4,000 will be made upon signing a one-year employment contract. The completion of a one-year employment contract with a payment of $4,000 will be offered to the Environmental Health Specialist trainees each year. Once fully qualified to move to Environmental Health Specialist, the salary will be determined, per County policy, by placing the employee on the step nearest in dollar terms to a five percent increase plus $4,000.

Employee in position #518102 will receive a one-step increase.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to adjourn at 8:35 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on August 21, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Sandy Snow, Human Resources Officer
Mike Wetzel, Parks, Recreation and Maintenance Director
Cathy Booker, Tax Administrator
Tax Department Employees
Chris Knopf, Planning Director
John Barber, Local Ordinance Officer
Wayne Black, Social Services Director
David Swann, Crossroads Behavioral Healthcare Director
Ross Bush, Construction Control Corporation
Dr. Ashley Hinson, Jr., Surry County Schools Superintendent
School Board Members
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Jim Harrell, Jr. delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the July 17, 2006 meeting. Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Commissioner O'Neal entered the meeting at 6:05 p.m.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Miller, seconded by Commissioner O'Neal, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the 2007 Holiday Schedule as follows:

<table>
<thead>
<tr>
<th>Holiday</th>
<th>Observed On</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Year’s Day</td>
<td>January 1, 2007 Monday</td>
</tr>
</tbody>
</table>
2. Approve the following from the Tax Department:
   * Total releases for the month ending 7-31-06 in the amount of $33,383.44.
   * Total refunds for the month ending 7-31-06 in the amount of $9,139.51.
   * Total real and personal property discoveries in the month ending 7-31-06 in the amount of $41,958.56.
   * Total motor vehicle discoveries for the month ending 7-31-06 in the amount of $3,216.71.
   * Collect May 2006 motor vehicle renewals in the amount of $365,569.26.

3. Approve the following NC Economic Infrastructure Program resolution:

   AUTHORITY RESOLUTION BY GOVERNING BODY OF THE APPLICANT
   NC ECONOMIC INFRASTRUCTURE PROGRAM

   WHEREAS, The North Carolina General Assembly passed House Bill 1352 authorizing the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, that will result in job creation, and

   WHEREAS, Surry County has a need for and intends to contract to construct or rehabilitate a publicly-owned treatment works or an alternate wastewater system, for wastewater collection systems or for water supply and distribution systems, project described as a water and sewer extension from the City of Mount Airy that includes approximately 7,800 LF of 8” water line, 8,200 LF of 4” sewage force main and a sewer pump station to serve the White Sulphur Springs Inn and Resort; and
WHEREAS, Surry County intends to request grant assistance from the Economic Infrastructure Grants Program for the project;

NOW THEREFORE BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF SURRY COUNTY:
That Surry County will enter agreements for the financing for all remaining costs of the project, if approved for a grant. That the City of Mount Airy will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Macon C. Sammons Jr., County Manager, and successors so titled, is hereby authorized to execute and file an application on behalf of Surry County with the NCREDC (Rural Center) for a grant to assist in the construction of the project described above.

That Macon C. Sammons Jr., County Manager, and successors so titled, is hereby authorized and directed to furnish such information as the Rural Center may request in connection with such application of the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That Surry County has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to the grants pertaining thereto.

4. Approve the following Work First County Planning Committee members: Dr. Barry Shepherd, Dr. Tim James Farley, Dr. Ashley F. Hinson, Jr., Ms. Jane Motsinger, Mr. David Swann, Mr. David Stone, Mr. Paul Johnson, Board of Social Services Designees, Ms. Theresa Reynolds, Ms. Barbara Ledbetter, Ms. Carmen Eldridge, Ms. Barbara Mittman, Ms. Wanda Cooper, Mr. Charlie Walker, Ms. Jo Ann Larkins, Ms. Shirley Green, Ms. Lorene Jones, Mr. Wayne Black, Ms. Janet Sumner, Ms. Vicky Inman, Ms. Susan Slate, Mr. Jim Harner, and Ms. Betty Ann Collins.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve Veterans Services to purchase a copier in the amount of $2,500.
2. Approve Communications to purchase a Laptop Computer from E911 telephone funds.

Requests from the Human Resources Officer:

1. Approve the following retiree resolution:

WHEREAS, Derwood N. “Woody” Cox faithfully served the citizens of Surry County from July 15, 1977 until his retirement on June 30, 2006 as a deputy and an auxiliary deputy of the Surry County Sheriff’s Office; and
WHEREAS, Mr. Cox worked under the direction of three administrations - Sheriff Robert Montgomery, Sheriff Bill Hall, and Sheriff Connie Watson; and

WHEREAS, during his years of faithful service, Mr. Cox has earned the admiration and respect of his friends, co-workers, and the public as he has worked to protect and serve the citizens of Surry County and has shared with fellow officers and employees of the County his vast knowledge of explosives and skills he gained during his military career; and

WHEREAS, the Surry County Board of Commissioners wishes to publicly commend Derwood N. Cox for the professional manner in which he executed his duties; and

NOW, THEREFORE, BE IT RESOLVED that the Board commends Derwood N. Cox for the dedication he has shown to his duties and the many hours of his own time he has volunteered to serve the citizens of Surry County; and

BE IT FURTHER RESOLVED that the Board extends to Derwood N. Cox its best wishes for many years of happiness.

2. Approve an extended leave without pay for a Health and Nutrition Center employee through August 27, 2006
3. Approve an extended leave without pay for a Health and Nutrition Center employee through October 9, 2006.
5. Approve to reclassify vacant position #516203 from a Social Worker II to a Public Health Nurse II, contingent upon final approval from State Personnel.
6. Approve to reclassify vacant position #515420 from a Community Health Technician to a Medical Office Assistant, contingent upon final approval from State Personnel.
7. Approve for employees to donate 72 hours annual leave to an employee of the Health and Nutrition Center to be used for sick leave purposes.
8. Approve to reclassify position #437012 from a Unit Coordinator to an Assistant Shift Supervisor.
9. Approve for employees to donate 64 annual leave hours to an employee of the Parks and Recreation/Building and Grounds Department to be used for sick leave purposes.

Requests from the Planning Director:
1. Approve the Jeffery Dean and Christie Michele Edwards final one-lot subdivision.
2. Approve the Wade E. Ayers final one-lot subdivision.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.
Mike Hutchens requested the Board name the new Animal Adoption Center in memory of Charles Gillespie. Mr. Gillespie was the Animal Control Supervisor and recently passed away. Mr. Gillespie was an advocate of the Animal Adoption Center.

It was the consensus of the Board for the County Manager to bring a recommendation back to the Board at the September 5, 2006 meeting regarding a memorial for Mr. Gillespie.

Chairman Johnson stated that the new Adoption Center would be in operation soon and invited the public to go and see the new center.

Commissioner Harrell expressed his condolences to the Dr. Eldon Parks family. Dr. Parks was from Elkin and recently passed away. Dr. Parks has been strongly supportive of economic development and was one of the first in the County to do so.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on an economic development incentive.

Macon C. Sammons, Jr., County Manager, discussed an incentive agreement for a company. The company will locate to the Elkin Corporate Park. He stated that the company will build a $1.9 million plant, with $2.8 million in equipment and employ 96 people within three years. He also noted the $63,000 in site improvements incentive should be recovered in less than three years.

Chairman Johnson asked for comments from the public.

No one spoke on the incentive agreement.

Chairman Johnson closed the public hearing and asked the Board if they wished to take any action on the industrial incentive.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the agreement and the following resolution:

STATE OF NORTH CAROLINA
RESOLUTION
COUNTY OF SURRY

WHEREAS, there has been described to the Board of Commissioners ("Board") and Surry County, North Carolina ("County") a proposal for the Town of Elkin (the "Town") and Surry County to provide certain incentives to certain manufacturer (To be announced very soon by the Governor’s NC One Fund.) The manufacturer will be identified in the minutes of a regularly scheduled Surry County Board of
Commissioners meeting, in connection with the Company’s investment of the building and equipment.

Proposed incentives to the Company include the following County appropriations and expenditures:

A. Investment of not more than $63,000 in site improvements as an incentive in real property improvements, taxable personal property and equipment. Such incentive shall be tied to Benchmark minimums of investment and employment.

An Incentive Agreement ("Agreement"), including or addressing the Town, County and Company and describing proposed incentives in detail shall be executed subject to review and approval of the County Manager and County Attorney. A copy of the Agreement will be filed in the County’s records.

Therefore, be it resolved by the Board of Commissioners of Surry County:

1. Hereby undertakes to provide certain incentives to the Company in connection with its investment within Town’s corporate limits, as described in the Agreement. The County hereby finds and determines that such undertaking will increase the taxable property and business prospects of the County.

2. The Chairman of the Surry County Board of Commissioners is authorized and directed to execute an Agreement in a form that has been approved by the County Manager and County Attorney and to deliver the same to the appropriate counter-parties and the Clerk of the Board of Commissioners is hereby authorized and directed to affix the County seal to the Agreement and attest the same. The Agreement shall be a form substantially as described above with such changes as may be approved by the Chairman of the Board of Commissioners. The Chairman’s execution of the Agreement shall constitute conclusive evidence of his approval of any change.

3. The Agreement in final form, however, must provide:

a. That the total amount to be expended by the County shall not exceed $63,000 in site improvements as an incentive for the investment in real property improvements, taxable personal property and equipment;

b. That Company’s minimum investments in plant and equipment shall not be less than $4.8 M on construction of an office building, industrial area, machinery, and a manufacturing facility to be located in the Town of Elkin and 96 employees at or above median wage in Surry County within three years.
4. That County’s payment to Company shall occur only after the Company provides evidence that its investment and employment minimums have been met or exceeded as required above.

5. The actions of the County officers and officials in conformity with the purposes and intent of the Resolution, and in furtherance of the execution and delivery of the Agreement and the consummation of the transactions contemplated thereby, are hereby ratified, approved and confirmed.

6. All other board proceedings, or parts thereof, in conflict with this Resolution or, to the extent of such conflict, hereby repeal.

7. This Resolution shall take effect immediately.

Chairman Johnson then declared the meeting to be public hearing for the purpose of hearing comments on zoning application ZCR978. The parcel site is 1.125 acre portion of 13-acres of tax parcel 5060-00-09-6228. The property owner is Dennis J. Gammons. The property is currently zoned RA. The petition is to rezone the property to RB-C.

Chris Knopf, Planning Director, presented the facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke regarding the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Chairman Johnson, seconded by Commissioner O’Neal, the Board voted unanimously to approve the rezoning with the following development conditions:

- All development will be restricted to the following permitted uses: Motor vehicle repair; Auto, truck, motorcycle sales; Auto-detailing; Motor vehicle body and paint shop.
- Hours of operation will generally be between the hours of 8:00 a.m. until 6:00 p.m.; however business hours may be extended periodically to handle increased workloads.

The site plan submitted by the applicant is a binding part of this approved rezoning. All development on this property must be consistent with the approved site plan.

Chris Knopf, Planning Director, addressed the Board regarding the Yadkin Valley Scenic Byway. Mr. Knopf stated that two years ago the Rural Planning Organization began working on an application to the Scenic Byways Program within the Department of Transportation that would provide a route from Davie County to Surry County, called the Leaf to Vine Scenic Byway. Last month the application cleared
the first level and has been approved for the next level of review. There are several possible routes that have been determined. There is an Eastern Leg and a Western Leg. The Western Leg would have two potential routes in the County and travel through Elkin. The Eastern Leg would enter the County through Rockford. The final application will be submitted by August 31, 2006. Mr. Knopf asked the Board’s consideration in this matter.

The Board discussed different routes.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously for the Planning Director to write a letter to Rural Planning Organization stating that the Board supports the creation of both the Eastern Leg and Western Leg of the Yadkin Valley Scenic Byway in Surry County, however, if NCDOT will only approve one leg then the Board supports the approval of the Western Leg through Elkin.

Chris Knopf, Planning Director, addressed the Board regarding the Yadkin River Heritage Corridor. Mr. Knopf stated that officials from Surry County, Elkin, Yadkin County, Wilkes County and Caldwell County have been working on the initial stages of a project that would develop a master plan that would create a heritage corridor along the Yadkin River from Caldwell County to historic Huntsville in Yadkin County. Mr. Knopf also stated that the group wants to apply for grant funding through the Blue Ridge National Heritage area to use in developing a master plan. Mr. Knopf requested support by a resolution for the Yadkin River Heritage Corridor.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the following resolution:

RESOLUTION TO PROMOTE THE YADKIN RIVER HERITAGE CORRIDOR

WHEREAS, Surry County recognizes the recreational benefits, environmental benefits, and well being of its citizens; and,

WHEREAS, Surry County wishes to provide ample and safe facilities for pedestrians and bicyclists; and,

WHEREAS, the Yadkin River Heritage Corridor (YRHC) partnership, a four county Blue Ridge Heritage Initiative has begun planning a regional pedestrian and bicycle system and network through Caldwell, Surry, Wilkes, and Yadkin Counties and the Town of Elkin; and,

WHEREAS, Surry County strives to promote the efforts of the Yadkin River Heritage Corridor (YRHC) partnership; and,

WHEREAS, Surry County has an adopted Greenway Master Plan that fits perfectly with the objectives of the Yadkin River Heritage Corridor (YRHC) partnership; and,

WHEREAS, Surry County recognizes that the Yadkin River Heritage Corridor (YRHC) will encourage economic development by fostering the growth of entrepreneurship,
tourism, and general business development while improving
the quality of life for the region through increased
emphasis on healthy lifestyles and educational
opportunities.

THEREFORE, FURTHER BE IT RESOLVED that Surry County
supports the Yadkin River Heritage Corridor (YRHC)
concepts, as described herein, as a benefit for the entire
region.

Wayne Black, Social Services Director, addressed the
Board on the NACo Prescription Discount Drug Program, as
originally discussed with the Board in April. He noted that
the NACo Drug Discount Card is now used in 400 counties, 29
of which are in North Carolina, that about one million
prescriptions have now been filled, saving about $11
million and that the average savings are about 21%. Mr.
Black addressed the many features offered by the Caremark
Rx program. Mr. Black stated that the card is free to
anyone, but if you have an insurance card and the insurance
pays for your prescription, the card is then of no value to
the individual. If the individual purchases a prescription
and has no coverage, they may receive a discount if they
hold a prescription drug card. Mr. Black stated that once
the contract is signed between NACo and Surry County, it
will take eight to ten weeks to receive the anticipated
15,000 cards. Once the cards are received in the Social
Services Department they will partner with other County
Departments and Community Organization to distribute the
cards to the appropriate parties.

Upon motion of Commissioner Harrell, seconded by
O’Neal, the Board voted unanimously for the Social Services
Department to order the NACo cards, contingent upon the
County Attorney reviewing the contract. The cards could be
mailed to the disabled and elderly citizens, if needed, but
all others would have to obtain cards in person.

David Swann, Crossroads Behavioral Healthcare
Director, presented a fiscal year 2005-2006 report to the
Board. Mr. Swann also presented a summary of the North
Carolina legislative changes to implement mental health
reform. Mr. Swann gave a summary report on the Crossroads
Behavioral Healthcare revenues and expenditures.

Dr. Ashley Hinson, Surry County Schools
Superintendent, and Ross Bush, Construction Control
Corporation, briefed the Board on a funding request for the
North Surry High School cafeteria and kitchen. Ross Bush
noted that the project is about as efficient as possible to
build using current construction methods.

Upon motion of Commissioner Hunter, seconded by
Commissioner O’Neal, the Board voted unanimously to accept
the low bid of $2,015,400 by Kearey Construction on the
North Surry High School cafeteria and kitchen, pulling out
the kitchen equipment as an alternate and making allowance
for a fire wall and value engineering deduction of $32,100
plus other project costs of $194,563 for an overall project
total of $2,177,863 plus an additional allocation of
$75,000 to $100,000 for air conditioning in the gym at North Surry High School. Surry County Schools will work with the County Purchasing Agent to see if better pricing can be obtained on the kitchen equipment.

Mike Wetzel, Parks, Recreation and Maintenance Director, addressed the Board regarding the National Youth Sports Coaches Association (NYSCA). The NYSCA is the top recognized Coaches Certification Program for youth sports coaches in the United States. There is a $200 sanctioning fee. The fee is based on an estimated number of coaches attending the first clinic. The fee would be reimbursed from the coaches after the clinic. The coaches would be required to attend a three hour clinic. There is a $20 fee per coach. Mr. Wetzel recommended that the coaches pay their initial certification fee and the County pay for the re-certification of all head coaches annually. Mr. Wetzel stated that over the past year, the Parks and Recreation Department has been in the process of gaining a Chapter. Mr. Wetzel had been notified that the Parks and Recreation Department has received a Chapter. Mr. Wetzel requested endorsement from the Board.

Upon motion of Chairman Johnson, seconded by Commissioner Hunter, the Board voted unanimously to endorse the request making it mandatory for all head coaches participating in a department sponsored youth league. The Parks, Recreation and Maintenance Department will make the certification process available to all Youth Leagues and Foundations in Surry County.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized:

Chairman Johnson recognized Miguel Hernandez and Raul Belmonte for attending the Carolina Institute for a Multicultural Approach to Science at Lenoir-Rhyne College while developing leadership skills through the better understanding of math and science.

Commissioner Hunter recognized Cathy Booker, Tax Administrator, for her high levels of professionalism, outstanding leadership, and commitment in providing excellent customer service to the taxpayers of Surry County while giving of her time and expertise to the taxpayers by bringing the collection rate to 96.61%.

Commissioner Hunter recognized Penny Harrison, Pam Burton, Lisa Black, Michael Hartgrove, Tina Whitt, Louise Jones, Judy Stephens, Suzi Needham, Suzanne Smith, Darlene Stanley, Sharon Quesenberry, Sharon Chandler, Penny Bowman, Brenda Davis, Sheila Harrison, Dianne Hayden, Marty Lowe, Una Freeman, Will Moore, Mike Badgett, Roger Bedsaul, Teresa Pratt, Stewart Fulk, Al Johnson, and Chris Nichols, Tax Employees, for their outstanding dedication, teamwork, and commitment in providing excellent customer service to the taxpayers of Surry County and for their efforts while giving of their time and expertise to the taxpayers in bringing the collection rate to 96.61%.
In behalf of the Board, Commissioner Harrell recognized John Barber, Local Ordinance Officer, in honor of his efforts to the 2005 North Carolina Big Sweep for litter-free watersheds and making a significant contribution to community beautification.

Sheriff Connie Watson recognized Derwood N. "Woody" Cox for his many faithful years of service to the County.

The Board took a fifteen minute recess.

The Board resumed regular business.

Betty Taylor, Assistant County Manager for Budget and Finance, addressed the Board regarding two surplus cars. Ms. Taylor stated that the Elkin Rescue Squad is requesting one of the vehicles.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to sell a 2000 Ford Crown Vic VIN#2FAFP71W8YX109598 to the Elkin Rescue Squad for $1.00 and surplus and sell the 2000 Ford Crown Vic VIN#2FAF071W7YX126926.

Betty Taylor, Assistant County Manager for Budget and Finance, updated the Board on the first year of a self-insured workers' compensation program.

Betty Taylor, Assistant County Manager for Budget and Finance, discussed the leave usage related to workers' compensation. Ms. Taylor stated that, in the past, Surry County has allowed employees to use leave to make up for their waiting week and the one-third of salary that workers' compensation does not pay.

It was the consensus of the Board to allow leave credits to be taken only during the first week of absence due to workers' compensation and thereafter be placed on leave without pay. Further, if the workers are out long enough for workers' compensation to retroactively pick up the first week, the County will deduct that pay when they come back to work and will adjust leave credits for the appropriate amount of leave.

Betty Taylor, Assistant County Manager for Budget and Finance, addressed an item that the Board removed from the consent agenda. Ms. Taylor stated that the Sheriff's Office is requesting authorization to accept a Narcotics Overtime Grant and permission to pay overtime wages for the duration of the grant.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to accept the grant and pay overtime wages for the duration of the grant, giving an exemption only to the extent that the specific grant will pay for such overtime.
The County Manager briefed the Board on recycling income for 2005-2006. Mr. Sammons stated that the total income was $170,923.51 and that the recycling income for FY 00 through FY 06 is $625,190.78. He further noted the avoided cost of not having to landfill such commodities is now approximately $200,000 per year, giving a total annual benefit of more than $370,000 or almost one penny on the tax rate. Mr. Sammons praised the Public Works Department for a job well done.

The County Manager addressed the One Stop /Health Clinic building and stated that it would be discussed at the September 5, 2006 meeting.

The County Manager addressed the Board regarding a meeting with local officials for a round table discussion on Tuesday, September 12, 2006 at 6:00 p.m. at Cross Creek Country Club. Mr. Sammons stated that he would be inviting the General Assembly members to give an update on the General Assembly Session. Mr. Sammons discussed suggested locations for future quarterly sessions.

The County Manager briefed the Board on the purchase of a vehicle by the Tax Department. The vehicle is a 4-wheel drive Jeep with approximately 55,000 miles. The vehicle cost would be $11,700.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve for the Tax Department to purchase the vehicle.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve and release the following closed session minutes:

- September 19, 2005 Item #1
- October 17, 2005 Item #4
- November 21, 2005 Item #4
- December 19, 2005 Item #7
- February 20, 2006 Item #2
- May 1, 2006 Item #1
- May 1, 2006 Item #3
- May 15, 2006 Item #2
- May 15, 2006 Item #4
- May 25, 2006 Item #1
- June 5, 2006 Item #1
- June 5, 2006 Item #3
- June 5, 2006 Item #5
- June 5, 2006 Item #7
- June 5, 2006 Item #9
- June 19, 2006 Item #1
- June 19, 2006 Item #5

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to
reappoint Tom Riggs and Dr. Charles Bokesch to the Northern Hospital Board of Trustees.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to go into closed session to discuss personnel, potential property acquisition and economic development.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to amend the Personnel Ordinance adopted on November 3, 2003 by making the following change to Appendix A, Position Classification Plan, effective September 1, 2006, contingent upon final approval from State Personnel: Reclassify Dentist I from grade 84 to 88.

Hire a selected candidate for a Dentist I position at grade 88-21.

There was no further business to come before the Board.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to adjourn at 10:25 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on September 5, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Sandy Snow, Human Resources Officer
David Stone, Health and Nutrition Center Director
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Chairman Paul Johnson delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the August 21, 2006 meeting. Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the following consent agenda items:

Requests from the Assistant County Manager for Budget and Finance:
1. Approve the purchase of a replacement server for the Human Services Building.
2. Approve budget change no.1:

The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on September 05, 2006.

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Meeting of September 5, 2006  Continued  8452

Smart Start
Health
1055113 51500 Professional Services 4,000 (4,000) 0
1055113 52010 Supplies & Materials 3,900 (2,566) 1,334
1055113 52020 Medical Supplies 100 (100) 0
1055113 52900 Small Equipment 3,000 (3,000) 0
1055113 54010 Travel/Training 3,700 (600) 3,100
Decrease departmental total.
75,058 (10,266) 64,792

In-Home Breastfeeding Grant
1055143 51010 Salaries & Wages 32,194 (13,341) 18,853
1055143 54010 Travel/Training 3,300 (1,280) 2,020
1055143 55020 Rent-Building & Equipment 37 (1) 36
Decrease departmental total.
43,628 (14,622) 29,006

Cancer Control Program
1055158 51010 Salaries & Wages 49,300 2,050 51,350
Increase departmental total.
109,558 2,050 111,608

Child Health Program
1055163 51573 Prof. Services - Grant 0 50,000 50,000
Increase departmental total.
647,467 50,000 697,467

Family Planning Program
1055164 52020 Medical Supplies 35,000 5,000 40,000
Increase departmental total.
343,999 5,000 348,999

Supplemental Food Program
1055167 52010 Supplies & Materials 5,800 2,660 8,460
Increase departmental total.
385,930 2,660 388,590

REVENUE
1045110 43300 State & Fed. Aid to Co. 32,034 25,000 57,034
1045113 43163 Smart Start-Health 75,058 (10,266) 64,792
1045143 43500 Smart Start Grant 43,628 (14,622) 29,006
1045148 43187 Community Health Grant 100 74,900 75,000
1045148 48900 Miscellaneous 160,177 (74,900) 85,277
1045158 42360 Cancer Control Program 20,090 2,050 22,140
1045163 42640 School Nurse Initiative 100 50,000 50,100
1045164 42370 Family Planning 28,444 5,000 33,444
1045167 42372 WIC 296,007 2,660 298,667
Increase fund totals.
65,834,858 59,822 65,894,680

Requests from the Human Resources Officer:

1. Approve the following retiree resolution:

RESOLUTION

WHEREAS, Janet Karen Allen was employed with the County of Surry from November 1, 1971 until December 2, 1974 and from December 4, 1978 until July 31, 2006; and

WHEREAS, Mrs. Allen held the positions of Telecommunicator I and Telecommunicator II, the position she held from November 1, 2001 until her retirement on July 31, 2006 and;

WHEREAS, during her service at the Communications Center, Mrs. Allen assisted Surry County citizens with emergency situations in a professional and caring manner; and
WHEREAS, during her career, Mrs. Allen was recognized for the following accomplishments: sworn officer with the Sheriff’s Office, DCI certified, DCI Terminal Agency Coordinator to the North Carolina SBI, voted by staff as Telecommunicator of the Year four times from 1995 - 2005, Lead Trainer for reserve staff at Communications, Nominee for “Annie McIntyre Telecommunicator of the Year award” NC chapter of NENA; and

WHEREAS, the Surry County Board of Commissioners wishes to publicly commend Mrs. Allen for her years of professional leadership and advancement she has brought to the Communications Center; and

NOW, THEREFORE, BE IT RESOLVED that the Board commends Janet Karen Allen for her service to the citizens of Surry County and wishes to express its appreciation for her years of dedicated employment; and

BE IT FURTHER RESOLVED that the Board extends to Janet Karen Allen its best wishes for many years of happiness during her retirement.

2. Approve for employees to donate 92 hours of annual leave to an employee of the Parks and Recreation/Building and Grounds Department, to be used for sick leave purposes.


Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Frank Jones presented a plat to the Board regarding subdividing 8 tracts of land. The land is served by a private road. Mr. Jones had spoken with the Planning Department and was told the road needed to be brought up to standards before the property could be subdivided.

The Board discussed the plat and asked the County Attorney to work with the Planning Department on the subdividing of the property.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Rob Johnson, Martin Boal Anthony and Johnson Architecture, and Ross Bush, Construction Control, addressed the Board regarding the One Stop/Health Clinics Building.

Mr. Bush discussed two potential sites for the building and the advantages of a one-story building versus a two-story building.

Mr. Johnson presented plans for a one-story building and stated that an adjustment was made to the original
plans for a one-story, pre-engineered brick veneer frame building.

Mr. Bush discussed cost of the one-story building with the deletion and additions, with the estimated cost dropping from $3,544,943 to $3,372,011. Mr. Bush stated that he felt the one-story building was the best option. It was noted that including the indirect cost of $832,909, the total estimate is $4,204,920.

The Board discussed the plans, site and funding for the project. It was the consensus of the Board to look at the site at their break.

Betty Taylor, Assistant County Manager for Budget and Finance, and David Stone, Health and Nutrition Center Director, addressed the Board regarding Surry County Employees Primary Care Clinic for employees. The clinic would be for employees when they are sick. The employee could call the Health and Nutrition Center for a sick visit and the clinic staff would try to schedule an appointment for the same day or possible during the employees lunch hour. In some instances, the employee may have to use sick or annual leave for the visit. The visit co-pay will be $15.00 instead of the normal insurance co-pay or if the employee is a member of the Surry County’s Health Plan through Primary Physician Care, the co-pay would be $10.00. Ms. Taylor stated that the medical records will be strictly confidential.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the Primary Care Clinic.

David Stone, Health and Nutrition Center Director, addressed the Board regarding flu vaccines. Mr. Stone stated that the vaccines had been given to employees at half price in past years. Mr. Stone requested the vaccine be given to employees at no charge.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve the request.

Betty Taylor, Assistant County Manager for Budget and Finance, and David Stone, Health Director, discussed a wellness program for employees. The program would offer numerous classes to the employees. The employee would record various activities and would receive green bucks for a healthier lifestyle. The green bucks can be redeemed for various merchandise. The employee would be asked to fill out a personnel health risk assessment profile. The profile would be accessed by a wellness nurse. The cost of the package would be $10,900. Ms. Taylor stated that there is $3,000 available in the Wellness budget and $8,000 in the Health and Nutrition Center budget.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to approve and support the Wellness Program.
Betty Taylor, Assistant County Manager for Budget and Finance, addressed the Board regarding leave usage related to Workers’ Compensation. Ms. Taylor reiterated the Board’s motion made at the August 21, 2006 meeting stating the Board allow leave credits to be taken only during the first week of absence due to workers’ compensation and thereafter be placed on leave without pay. Further, if the workers are out long enough for workers’ compensation to retroactively pick up the first week, the County will deduct that pay when they come back to work and will adjust leave credits for the appropriate amount of leave.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized:

Commissioner Hunter recognized Georgia Frick for her years of dedicated service to Surry County through her positions within the Surry County Sheriff’s Office, Dobson Police Department and the North Carolina Department of Motor Vehicles and for devoting time, energy and talents to the safety and well being of the citizens of Surry County and for the integrity, dignity and judgment that she had demonstrated in her public positions. The Board extended their best wishes for a rewarding and well-deserved retirement.

Commissioner Hunter recognized Danny Frick for his 30 years of dedicated service to the North Carolina Highway Patrol and the citizens of Surry County and for devoting time, energy and talents to the safety and well being of the citizens and for the judgment, integrity and dignity that he had demonstrated in his public positions. The Board extended their best wishes for a rewarding and well-deserved retirement.

John Shelton, Emergency Services Director and the Board of Commissioners recognized Janet Karen Allen for her many years of faithful service to Surry County.

The Board took a fifteen-minutes recess.

The Board resumed regular business.

The County Manager and the Assistant County Manager for Budget and Finance had attended a NCACC School Facility Financing meeting on August 30, 2006. The meeting showed a number of strategies that counties are utilizing.

The County Manager updated the Board on the recruitment of a Water and Sewer Projects Coordinator. Mr. Sammons requested Chris Knopf be named Interim Water and Sewer Projects Coordinator so that the Planning Director can approve the pay requests received from the contractor for the Flat Rock/Bannertown Water and Sewer Project.
Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to appoint Chris Knopf as Interim Water and Sewer Projects Coordinator.

The County Manager briefed the Board on the Local Elected Officials Dinner that is scheduled for Tuesday, September 12, 2006. The dinner will be at 6:00 p.m. at Cross Creek Country Club. There have been 30 acceptances to attend.

The Board discussed the three school systems priority list and financing for projects.

Betty Taylor, Assistant County Manager for Budget and Finance, briefed the Board on the County’s Fund Balance. Ms. Taylor stated that there was a $3.2 million growth in 2006.

The Board resumed discussion on the One Stop/Health Clinics Building.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to proceed with the one-story One Stop/Health Clinic Building and to proceed with the development of detailed plans by MBAJ Architecture.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel, economic development and potential property acquisition.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously for the Health and Nutrition Center to enter into an educational reimbursement agreement with Lori Inman.

There was no further business to come before the Board.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to adjourn at 10:03 p.m.

Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners  
Meeting of September 18, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on September 18, 2006. The meeting was held in the County Commissioners’ Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O’Neal.

Others present for the meeting, at various times, were:  
Macon C. Sammons, Jr., County Manager  
Conchita Atkins, Clerk to the Board  
Edwin Woltz, County Attorney  
Betty Taylor, Assistant County Manager for Budget and Finance  
David Stone, Health and Nutrition Center Director  
Chris Knopf, Planning Director  
John Barber, Local Ordinance Officer  
Myron Waddell, Emergency Services Training Officer  
News Media  
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Jim Miller delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the September 5, 2006 meeting. Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following fee increases from the Health and Nutrition Center:  
   Flu Vaccine  increase from $15 to $25  
   Pneumonia Vaccine  increase from $25 to $40

2. Approve the Health and Nutrition Center to accept Public Health Association Wolfe mini grants and a WIC and Health Promotion grant.

3. Approve the following from the Tax Department:  
   ▪ Total releases for the month ending 8-31-06 in the amount of $43,596.82.  
   ▪ Total refunds for the month ending 8-31-06 in the amount of $57,157.62.  
   ▪ Total real and personal property discoveries in the month ending 8-31-06 in the amount of $31,279.02.  
   ▪ Total motor vehicle discoveries for the month ending 8-31-06 in the amount of $2,325.31.  
   ▪ Collect June 2006 motor vehicle renewals in the amount of $362,769.69.

4. Approve the prohibition of tobacco use within fifty feet on three sides of the Health and Nutrition Center that does not adjoin the Government Center.
Requests from the Assistant County Manager for Budget and Finance:

2. Approve budget change no. 2 as follows:

The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on September 18, 2006.

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<th>DESCRIPTION</th>
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Requests from the Planning Department:

1. Approve the Johnny Ray and Alice Marie Hawks final two-lot subdivision.
2. Approve the Garrett and Brandi Bryant final one-lot subdivision.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Chairman Johnson introduced Scout Troup 517 members, John Mabe, Eathen Goings, and Greyson Flippen, who are working toward their Citizenship Merit Badge. Troup 517 Scout Leader is Larry Stone.

Commissioner Harrell discussed the current hours at the landfills.

It was the consensus of the Board to run an ad in the local paper informing the citizens of the hours at the landfills.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Myron Waddell, Surry County Methamphetamine Task Force Chairman, addressed the Board regarding a resolution of support for the implementation of the methamphetamine task force’s strategic plan initiatives.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to approve the following resolution:
RESOLUTION OF SUPPORT FOR THE IMPLEMENTATION OF THE SURRY COUNTY METHAMPHETAMINE TASK FORCE’S STRATEGIC PLAN INITIATIVES

WHEREAS, Methamphetamine ("Meth") is a highly dangerous and extremely addictive substance whose manufacture, sale and use is having a devastating impact on families within Surry County; and

WHEREAS, illegal "Meth" laboratories may be located in neighborhoods, apartments, vehicles, and numerous other unsuspected locations and are highly volatile and toxic to users and the general public; and

WHEREAS, children may be found in these toxic environments with exposure to dangerous and deadly chemicals; and

WHEREAS, it is recognized that "Meth" use is dramatically increasing due to low cost, ease of obtaining manufacturing materials and the highly addictive nature of the drug; and

WHEREAS, Methamphetamine addiction is a recognized disease that warrants continuous professional treatment; and

WHEREAS, effective actions are needed immediately to intervene and deter the tragedies of "Meth" use;

NOW, THEREFORE, BE IT RESOLVED that the Board does hereby pledge full support of the strategic plan outlined by the Surry County Methamphetamine Task Force and immediate implementation of all defined initiatives is encouraged. It is believed that aggressive, collective, and continuous efforts involved in early intervention, public awareness, response and training regarding methamphetamine use and manufacturing are crucial to effectively control and eradicate this drug from Surry County.

_______________________________________
Commissioner Craig Hunter entered the meeting at 6:35 p.m.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning text amendments.

Chris Knopf, Planning Director, discussed the following amendments:

- Allowing Livestock Sales and Livestock Sale Barns as conditional uses in the RA zoning district.
- Creating the land use Parts Packaging as a permitted use in HB and MI and as a conditional use in RB.
- Consolidating the Watershed Protection Ordinance into the Zoning Ordinance as Article 24. This allows the update of our watershed provisions with the State’s updated model regulations and removes areas within our existing regulations that address watershed areas now within the Mount Airy ETJ.
- New definitions as related to the above proposed provisions.
- The provisions for Grandfathered Automobile Salvage Yards and Junkyards.
John Barber, Local Ordinance Officer, discussed the proposed changes to the Salvage Yards/Junkyards Ordinance and briefed the Board on the timelines of the public forums. Mr. Barber also discussed screening of Salvage Yards and Junkyards.

Chairman Johnson asked for comments from the public.

Gayle Norman expressed her concerns on the maintenance of vegetation for screening or buffers. Ms. Norman was also concerned with the appearance of fencing.

Sam Holder discussed concerns regarding three or more inoperable vehicles on his property. Mr. Holder restores cars and sells them.

Attorney Tom Terrell, representing Jeff Johnson, stated that Salvage Yards and Junkyards are a necessary part of our economy. Mr. Terrell also stated that Jeff Johnson had spent many hours and thousands of dollars to fix up his junkyard.

Butch Holder, Salvage Yard/Junkyard Owner, stated that he had grown up around the junkyard business and is just trying to make a living selling used parts.

Freddy Stanley stated that she owned property on Highway 268 near Fairview and that junk vehicles were placed along her property line and there was no screening or buffers.

Don Miner stated that if there are 2 or 3 inoperable vehicles on a property it should not be considered a junkyard.

Jeff Johnson, Salvage Yard/Junkyard Owner, apologized to the Board for any problems that his junkyard had created.

The Board discussed the ordinance.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

A motion was made by Commissioner Miller and seconded by Chairman Johnson to approve the zoning text amendments as presented.

The Board discussed the Salvage Yards/Junkyards amendments.

Commissioner O’Neal made a motion to amend the original motion to adopt the zoning text amendments with the exception of the Salvage Yards and Junkyards amendments and incorporate the 1992 Salvage Yards/Junkyards Ordinance into the current Zoning Ordinance.

The motion died for lack of a second.

Commissioner Hunter made a motion to amend the original motion by having the Local Ordinance Officer provide maps of the sites and update the maps instead of having the owners come to the Planning Department, giving the junkyard owners 24 months instead of 12 months to comply with the new ordinance, and no operating permit fees shall be required for two years.

The motion was seconded by Chairman Johnson.
A vote was taken and the motion passed unanimously to approve the following zoning text amendments:

**TEXT AMENDMENTS**
**SURRY COUNTY ZONING ORDINANCE**
**SEPTEMBER 18, 2006**

Article 11, “Table of Uses”, Section 2, “Table of Uses”, of the Zoning Ordinance shall be amended to include the land use “Livestock Sales” as a Permitted Use in the CB and HB zoning districts and as a Conditional Use in the RA zoning district.

Article 11, “Table of Uses”, Section 2, “Table of Uses”, of the Zoning Ordinance shall be amended to include the land use “Livestock Sale Barns” as a Permitted Use in the CB zoning district and as a Conditional Use in the RA zoning district.

Article 11, “Table of Uses”, Section 2, “Table of Uses”, of the Zoning Ordinance shall be amended to include the land use “Parts Packaging” as a Permitted Use in the HB and MI zoning districts and as a Conditional Use in the RB zoning district.

Article 15, “Nonconforming Uses”, of the Zoning Ordinance shall be amended to include the following language as Section 6, which is currently titled as “Reserved”:

**Section 6. Grandfathered Automobile Salvage Yards and Junkyards**

Any automobile salvage yard and/or junkyard permitted or registered prior to September 17, 2001, under the provisions of the Automobile Salvage Yard and Junkyard Ordinance adopted on August 17, 1992, and any Yard deemed active as of January 1, 2007 by the Board of Commissioners, is hereby grandfathered as a nonconformity under this Ordinance. The list of grandfathered active Yards as of January 1, 2007 shall be kept on file in the Planning and Development Department. Therefore, the continuation of an automobile salvage yard and/or junkyard as a nonconformity and the normal maintenance and repair thereof will still be allowed under this Article and Ordinance. Any proposed altering, expanding, changing, or rebuilding of any automobile salvage yard and/or junkyard shall be subject to Article 16 of this Ordinance; Yards shall not be permitted to utilize the options described in Article 15, Section 4. In addition, the following requirements and guidelines shall be complied with by all grandfathered automobile salvage yards and junkyards within 24 months of notification by the Local Ordinance Officer:

A. A tax map with ortho photography and additional sheets, as generated by the Local Ordinance Officer, showing and listing the following information:

1. The shape and dimensions of the property/properties on which the automobile salvage yard and/or junkyard and any building(s) are located along with the North reference and graphic scale;
2. Tax parcel identification number and total acreage;
3. Owner’s name, address, property address, and telephone number;
4. The location of all buildings, out buildings, loading areas, places of assembly, outdoor display areas, storage areas (indoor and outdoors) and other facilities associated with the use; existing and proposed, and required setbacks;
5. The existing use of all buildings and lands, including the extent and location of the Yard;
6. The location of off-street parking and loading areas and the means of ingress and egress;
7. The location and type of all required buffers and screening; and
8. Any other information, which the Local Ordinance Officer may deem necessary for consideration in enforcing all provisions of this Ordinance.

B. All activities associated with the grandfathered automobile salvage yard/junkyard, including storage areas for automobiles and junk, buildings/structures, parking areas, off-street loading and unloading areas, shall conform with the minimum yard setbacks for the applicable zoning district as found in Article 12 of this Ordinance;

C. Screening devices shall comply with the requirements found in Article 18, “Buffers and Screening”, Section 3; the screening device shall completely, to the extent reasonably possible, screen all activities associated with the Yard which abut a state maintained road, right-of-way, and/or easement, and any portion of the Yard visible
from a residential or non-residential structure. If a vegetative buffer is installed, a security fence may be installed inside of the vegetative buffer at the discretion of the owner/operator. In this situation, the security fence will not be considered part of the required screening device.

D. Designated parking, off-street loading, and off-street unloading areas shall be provided within the buildable area of the property in question. Only off-street loading/unloading is permitted;

E. All Yards shall comply with the modified definitions of an Automobile Salvage Yard and Junkyard as found in Article 30;

F. When constructed, all buildings or structures utilized on the property shall comply with the North Carolina Building Code, as amended;

G. If the ownership of a grandfathered automobile salvage yard or junkyard is transferred to another individual, group, or entity, the new owner(s) shall complete and file a “change of ownership” form with the Local Ordinance Officer; and

H. The operator/owner of each automobile salvage yard and junkyard grandfathered under this Section will be issued an Operating Permit for their respective Yard following the completion of the requirements listed in A-G above. An inspection of the automobile salvage yard/junkyard will be performed annually by the Local Ordinance Officer for continued compliance with the requirements listed in A-G above. The Operating Permit for each Yard will be automatically renewed annually after each inspection by the Local Ordinance Officer unless any of the requirements in A-G listed above are not being complied with, and/or if there are any violations found from complaints between annual inspections. If the Local Ordinance Officer finds the Yard is not in compliance, or the yard has had violations of the requirements listed in A-G of this Section, a recommendation will be made to the Planning Board that the renewal of the automobile salvage yard/junkyard’s Operating Permit be subject to revocation following a hearing before the Surry County Planning Board.

I. The Automobile Salvage Yard and Junkyard Ordinance, originally adopted on August 17, 1992, as amended, is hereby repealed.

Article 16, “Conditional Uses”, Section 8, “Supplemental Requirements for Specific Conditional Uses”, of the Zoning Ordinance shall be amended to include the following language:

Livestock Sales; Livestock Sale Barns

Zoning Districts: RA

Site Standards:
1. All structures and associated uses, parking areas, loading areas, storage areas, and outdoor assembly areas shall be setback a minimum of 75-feet from all properties used or zoned for residential or agricultural purposes.
2. Considerations shall be made for additional traffic flow from state maintained roads into the site in question, to reduce the possibility of traffic congestion and hazards, if necessary.

Lighting: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

Operational Requirements:
1. The site shall be utilized in a manner that prevents noise and dust from adversely impacting adjacent properties.
2. All unpaved storage areas shall be maintained in a manner that prevents dust from adversely impacting adjacent properties.

Article 16, “Conditional Uses”, Section 8, “Supplemental Requirements for Specific Conditional Uses”, of the Zoning Ordinance shall be amended to include the land use “Parts Packaging” within the supplemental requirements that also address the following land uses: Auction House; Car Wash; Farm Supplies; Gas or Service Station; Machine and Welding Shops; Mini-
Meeting of September 18, 2006  Continued

warehouse; Monument Sales; Motor Vehicle Body and Paint Shop; Motor Vehicle Repair; Restaurant (walk-in); Tree Service. The supplemental requirements read as follows:

Zoning Districts: RB

Site Standards:
1. Minimum setbacks of twice (2x) what is required by this Ordinance.
2. Site shall not create a greater nuisance than the existing or previous commercial use.
3. Noise created by proposed use shall not be any greater than that which was created by the existing or proposed commercial use.
4. Traffic flow and conditions created by the proposed use shall not be any greater than that created by the existing or previous commercial use.
5. Applicant shall present evidence and support materials to the Planning Board that demonstrate compliance with above requirements (2,3,4).

Lighting: Outdoor lighting shall be so designed so as to minimize light from directly hitting adjacent property or any public right-of-way.

Screening and Fencing: Buffers shall be installed which meet the requirements of Article 18 (Buffers and Screening) of this Ordinance.

Article 16, "Conditional Uses", Section 8, "Supplemental Requirements for Specific Conditional Uses", of the Zoning Ordinance, under the land use “Historic Property Ventures”, Site Standard #1 shall be amended to read as follows:

1. Structure or property shall be designated an historic property or located in a designated historic district by the State of North Carolina State Historic Preservation Office or the United States Department of the Interior. However, if the property does not meet the criteria as described in the statement above, the Planning Board may still issue a Conditional Use Permit if they find that the property has unmistakable local historic significance following the submittal of conclusive evidence during the public hearing. The Board may seek testimony from local historical societies and historians.

Article 24 shall be created within the Zoning Ordinance and titled “Water Supply Watershed Protection”, and shall read as follows:

ARTICLE 24. WATER SUPPLY WATERSHED PROTECTION

Section 1. Authority and Enactment

The Legislature of the State of North Carolina has, in Chapter 153A, Article 6, Section 121, General Ordinance Authority; and in Chapter 143, Article 21, Watershed Protection Rules, delegated the responsibility or directed local governmental units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. The Surry County Board of Commissioners does hereby ordain and enact into law this Article for the purposes of Watershed Protection within the jurisdiction of Surry County and the Town of Dobson.

Section 2. Jurisdiction

The provisions of this Article shall apply within the areas designated as a Public Water Supply Watershed by the N.C. Environmental Management Commission and their boundary shall be defined and established as a Watershed Overlay Zoning District on the “Official Zoning Map of Surry County, North Carolina” (or the “Zoning Map”), and in Article 9, Section 2 of this Ordinance. The provisions of this Article shall also apply within the land use jurisdiction of the Town of Dobson, as shown on their official zoning map.

Section 3. Exceptions to Applicability

A. Nothing contained herein shall repeal, modify, or amend any Federal or State law or regulation, or any ordinance or regulation pertaining thereto except any ordinance which these regulations specifically replace; nor shall any provision of this Ordinance amend, modify, or restrict any provisions of the Code of Ordinances of Surry County; however, the adoption of this Article shall and does amend any and all ordinances, resolutions, and regulations in effect in Surry County at the time of the adoption of this Article that may be construed to impair or reduce the effectiveness of this Article or to conflict with any of its provisions.
B. It is not intended that these regulations interfere with any easement, covenants or other agreements between parties. However, if the provisions of this Article impose greater restrictions or higher standards for the use of a building or land, then the provisions of these regulations shall control.

C. Existing development, as defined in Article 30 of this Ordinance, is not subject to the requirements of this Article. Expansions to structures classified as existing development must meet the requirements of this Article; however, the built-upon area of the existing development is not required to be included in the density calculations.

D. If a nonconforming lot of record is not contiguous to any other lot owned by the same party, then that lot of record shall not be subject to the development restrictions of this Article, if it is developed for single-family residential purposes. Any lot or parcel created as part of a family subdivision after the effective date of these rules shall be exempt from these rules if it is developed for one single-family detached residence and if it is exempt from the Subdivision Ordinance. Any lot or parcel created as part of any other type of subdivision that is exempt from the Subdivision Ordinance shall be subject to the land use requirements (including impervious surface requirements) of this Article, except that such a lot or parcel must meet the minimum buffer requirements to the maximum extent practicable.

Section 4. Repeal of Previous Watershed Protection Ordinance

This Article in part carries forward by re-enactment, some of the Watershed Protection Ordinance of Surry County, North Carolina (originally adopted by the Board of Commissioners on October 4, 1993 as amended), and it is not the intention to repeal but rather to re-enact and continue in force such existing provisions so that all rights and liabilities that have accrued thereunder are preserved and may be enforced. All provisions of the Watershed Protection Ordinance which are not re-enacted herein are hereby repealed. All suits at law or in equity and/or all prosecutions resulting from the violation of any ordinance provisions heretofore in effect, which are now pending in any court of this state or of the United States, shall not be abated or abandoned by reason of the adoption of this ordinance, but shall be prosecuted to their finality the same as if this ordinance had not been adopted; and any and all violations of the existing Watershed Protection Ordinance, prosecutions for which have not yet been instituted, may be hereafter filed and prosecuted; and nothing in this ordinance shall be so construed as to abandon, abate or dismiss any litigation or prosecution now pending and/or which may heretofore have been instituted or prosecuted.

Section 5. Remedies

In addition to the Remedies found in Article 3 of this Ordinance, the N.C. Environmental Management Commission may assess civil penalties in accordance with G.S. 143-215.6(a). Each day that the violation continues shall constitute a separate offense.

Section 6. Severability

Should any Section or provision of this Article be declared invalid or unconstitutional by any court of competent jurisdiction, the declaration shall not affect the validity of this Article as a whole or any part thereof that is not specifically declared to be invalid or unconstitutional.

Section 7. Additional Subdivision Regulations in Watershed Areas

Section 7.1 General Provisions

A. No subdivision plat of land within the Public Water Supply Watershed shall be filed or recorded by the Register of Deeds until it has been approved in accordance with the provisions of this Article. Likewise, the Clerk of Superior Court shall not order or direct the recording of a plat if the recording of such plat would be in conflict with this Article.

B. The approval of a plat does not constitute or effect the acceptance by Surry County or the public of the dedication of any street or other ground, easement, right-of-way, public utility line, or other public facility shown on the plat and shall not be construed to do so.

C. All subdivisions shall conform to the mapping requirements contained in G.S.47-30.

D. All subdivisions of land within the jurisdiction of Surry County after the effective date of
this ordinance shall require a plat to be prepared, approved, and recorded pursuant to this ordinance.

Section 7.2 Subdivision Application and Review Procedures

A. All proposed subdivisions shall be reviewed prior to recording with the Register of Deeds by submitting a vicinity map to the Zoning Administrator to determine whether or not the property is located within the designated Public Water Supply Watershed. Subdivisions that are not within the designated watershed area shall not be subject to the provisions of this Article and may be recorded provided the Zoning Administrator initials the vicinity map. In addition, subdivisions within a WS-IV watershed are subject to the provisions of this Article only when an erosion and sedimentation plan is required under the provisions of State law, or approved local program. Subdivisions within the designated watershed area shall comply with the provisions of this Section and all other state and local requirements that may apply.

B. Subdivision applications shall be filed with the Subdivision Administrator. The application shall include a completed application form, two (2) copies of the plat and supporting documentation deemed necessary by the Zoning Administrator or the Planning Board.

C. The Zoning Administrator shall review the completed application and shall either approve, approve conditionally or disapprove each application. The Zoning Administrator shall take final action within forty-five (45) days of submission of the application. The Zoning Administrator or the Planning Board may provide public agencies an opportunity to review and make recommendations. However, failure of the agencies to submit their comments and recommendations shall not delay action within the prescribed time limit. Said public agencies may include, but are not limited to, the following:

1. The district highway engineer with regard to proposed streets and highways;
2. The director of the Health Department with regard to proposed private water system or sewer systems normally approved by the Health Department;
3. The state Division of Water Quality with regard to proposed sewer systems normally approved by the Division, engineered storm water controls or storm water management in general; and
4. Any other agency or official designated by the Zoning Administrator or Planning Board.

D. If the Zoning Administrator approves the application, such approval shall be indicated on both copies of the plat by the following certificate and signed by the Zoning Administrator:

Certificate of Approval for Recording

I certify that the plat shown hereon complies with Article 24, “Watershed Protection”, of the Surry County Zoning Ordinance and is approved by the Planning Board for recording in the Register of Deeds office.

__________   _________________________
Date    Zoning Administrator

NOTICE: This property is located within a Public Water Supply Watershed - development restrictions may apply.

E. If the Zoning Administrator disapproves or approves conditionally the application, the reasons for such action shall be stated in writing for the applicant. The subdivider may make changes and submit a revised plan which shall constitute a separate request for the purpose of review.

F. All subdivision plats shall comply with the requirements for recording of the Surry County Register of Deeds.

G. The plat shall be recorded within fourteen (14) days of approval. The subdivider shall
provide the Zoning Administrator with evidence the plat has been recorded with the Register of Deeds within five (5) working days.

Section 7.3 Subdivision Standards and Required Improvements

A. All lots shall provide adequate building space in accordance with the development standards contained in Section 8 of this Article. Lots which are smaller than the minimum required for residential lots may be developed using built-upon area criteria in accordance with Section 8 of this Article.

B. For the purpose of calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

C. Storm Water Drainage Facilities. The application shall be accompanied by a description of the proposed method of providing storm water drainage. The subdivider shall provide a drainage system that diverts stormwater runoff away from surface waters and incorporates Best Management Practices to minimize water quality impacts.

D. Erosion and Sedimentation Control. The application shall, where required, be accompanied by a written statement that a Sedimentation and Erosion Control Plan has been submitted to and approved by the North Carolina Department of Environment and Natural Resources (NCDENR).

E. Roads Constructed in Critical Areas and Watershed Buffer Areas. Where possible, roads should be located outside of critical areas and watershed buffer areas. Roads constructed within these areas shall be designed and constructed to minimize their impact on water quality.

Section 7.4 Construction Procedures

A. No construction or installation of improvements shall commence in a proposed subdivision until a subdivision plat has been approved.

B. No building or other permits shall be issued for erection of a structure on any lot not of record at the time of adoption of this Ordinance until all requirements of this Ordinance have been met. The subdivider, prior to commencing any work within the subdivision, shall make arrangements with the Zoning Administrator to provide for adequate inspection.

Section 7.5 Penalties for Transferring Lots in Unapproved Subdivisions in a Public Water Supply Watershed

Any person who, being the owner or agent of the owner of any land located within the jurisdiction of Surry County, thereafter subdivides his land in violation of this Article or transfers or sells land by reference to, exhibition of, or any other use of a plat showing a subdivision of the land before the plat has been properly approved under this Article and recorded in the office of the Register of Deeds, shall be guilty of a misdemeanor. The description by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring land shall not exempt the transaction from this penalty. Surry County may bring an action for injunction of any illegal subdivision, transfer, conveyance, or sale of land, and the court shall, upon appropriate findings, issue an injunction and order requiring the offending party to comply with this Article.

Section 8. Development Regulations

Section 8.1 Establishment of Watershed Areas

The purpose of this Article is to list and describe the watershed areas herein adopted. For purposes of this Article, Surry County is hereby divided into the following watershed areas, as appropriate:

- Ararat River Watershed Protected Area – (ARWS-PA) – WS-IV-PA
- Elkin Creek Watershed Balance of Watershed Area – (ECWS-BW) – WS-II-BW
- Fisher River Watershed Critical Area – (FRWS-CA) – WS-II-CA
- Lovill’s Creek Watershed Protected Area – (LCWS-PA) – WS-IV-PA
- Stewart’s Creek Watershed Critical Area – (SCWS-CA) – WS-IV-CA
- Stewart’s Creek Watershed Protected Area – (SCWS-PA) – WS-IV-PA
Section 8.2 Watershed Areas Described

A. Ararat River Watershed Area (ARWS-PA) - Protected Area (WS-IV-PA). Only new development activities that require an erosion/sedimentation control plan under State law or approved local government program are required to meet the provisions of this Article when located in a WS-IV watershed. In order to accommodate moderate to high land use intensity, single family residential uses shall develop at a maximum of two (2) dwelling units per acre (2 du/ac). All other residential and non-residential development shall be allowed at a maximum of twenty-four percent (24%) built-upon area. A maximum of three (3) dwelling units per acre (3 du/ac) or thirty-six (36%) percent built-upon area is allowed for projects without a curb and gutter street system.

1. Allowed Uses:
   b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC 1I.0101-.0209).
   c. Residential development.
   d. Non-residential development.

2. Density and Built-upon Limits:
   a. Single Family Residential--development shall not exceed two (2) dwelling units per acre, as defined on a project by project basis. No residential lot shall be less than one-half (1/2) acre (or 20,000 square feet excluding roadway right-of-way), or one-third (1/3) acre for projects without a curb and gutter street system, except within an approved cluster development.
   b. All Other Residential and Non-Residential--development shall not exceed twenty-four percent (24%) built-upon area on a project by project basis. For projects without a curb and gutter street system, development shall not exceed thirty-six percent (36%) built-upon area on a project by project basis. For the purpose of calculating built-upon area, total project area shall include acreage in the tract on which the project is to be developed.
   c. In addition to the development allowed under paragraphs (a) and (b) above, new development and expansions to existing development may occupy up to ten percent (10%) of the protected area with up to seventy percent (70%) built-upon area on a project by project basis, when approved as a special intensity allocation (SIA). The Watershed Administrator is authorized to approve SIA’s consistent with the provisions of this ordinance. Projects must, to the maximum extent practicable, minimize built-upon surface area, direct stormwater away from surface waters and incorporate Best Management Practices to minimize water quality impacts. For the purpose of calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

B. Elkin Creek Watershed Area (ECWS-BW) - Balance of Watershed (WS-II-BW). In order to maintain predominantly undeveloped land use intensity, single family residential uses shall be allowed at a maximum of one dwelling unit per acre (1 du/ac). All other residential and non residential development shall be allowed a maximum of twelve percent built-upon area. In addition, new development may occupy ten percent (10%) of the watershed area which is outside the critical area, with seventy percent (70%) built-upon area when approved as a special intensity allocation (SIA). The Zoning Administrator is authorized to approve SIA’s consistent with the provisions of this ordinance. Projects must, to the maximum extent practicable, minimize built-upon surface area, direct stormwater away from surface waters and incorporate Best Management Practices to minimize water quality impacts.
quality impacts. Non-discharging landfills and residuals application sites are allowed.

1. Allowed Uses:
   b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC II.0101-.0209).
   c. Residential development.
   d. Non-residential development excluding discharging landfills.

2. Density and Built-upon Limits:
   a. Single Family Residential--development shall not exceed one dwelling unit per acre (1 du/ac) on a project by project basis. No residential lot shall be less than one acre (or 40,000 square feet excluding roadway right-of-way), except within an approved cluster development.
   b. All Other Residential and Non-Residential--development shall not exceed twelve percent (12%) built-upon area on a project by project basis except that up to ten percent (10%) of the balance of the watershed may be developed at up to seventy percent (70%) built-upon area on a project by project basis. For the purpose calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

C. Fisher River Watershed Area (FRWS-CA) - Critical Area (WS-II-CA). In order to maintain a predominately undeveloped land use intensity pattern, single family residential uses shall be allowed at a maximum of one dwelling unit per two acres. All other residential and non-residential development shall be allowed at a maximum six percent (6%) built-upon area. New residuals application sites and landfills are specifically prohibited.

1. Allowed Uses:
   b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC II.6101-.0209).
   c. Residential development.
   d. Non-residential development, excluding: 1) landfills and 2) sites for land application of residuals or petroleum contaminated soils.

2. Density and Built-upon Limits:
   a. Single Family Residential--development shall not exceed one dwelling unit per two (2) acres on a project by project basis. No residential lot shall be less than two (2) acres [80,000 square feet excluding roadway right-of-way], except within an approved cluster development.
   b. All Other Residential and Non-Residential--development shall not exceed six percent (6%) built-upon area on a project by project basis. For the purpose of calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

D. Fisher River Watershed Area (FRWS-BW) - Balance of Watershed (WS-II-BW). In order to maintain predominantly undeveloped land use intensity, single family residential uses shall be allowed at a maximum of one dwelling unit per acre (1 du/ac). All other residential and non residential development shall be allowed a maximum of twelve percent built-upon area. In addition, new development may occupy ten percent (10%) of the watershed area which is outside the critical area, with seventy percent (70%) built-upon area.
when approved as a special intensity allocation (SIA). The Zoning Administrator is authorized to approve SIA’s consistent with the provisions of this ordinance. Projects must, to the maximum extent practicable, minimize built-upon surface area, direct stormwater away from surface waters and incorporate Best Management Practices to minimize water quality impacts. Non-discharging landfills and residuals application sites are allowed.

1. Allowed Uses:
   b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC 11.0101-.0209).
   c. Residential development.
   d. Non-residential development excluding discharging landfills.

2. Density and Built-upon Limits:
   a. Single Family Residential--development shall not exceed one dwelling unit per acre (1 du/ac) on a project by project basis. No residential lot shall be less than one acre (or 40,000 square feet excluding roadway right-of-way), except within an approved cluster development.
   b. All Other Residential and Non-Residential--development shall not exceed twelve percent (12%) built-upon area on a project by project basis except that up to ten percent (10%) of the balance of the watershed may be developed at up to seventy percent (70%) built-upon area on a project by project basis. For the purpose calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

E. Lovill’s Creek Watershed Area (LCWS-PA) - Protected Area (WS-IV-PA). Only new development activities that require an erosion/sedimentation control plan under State law or approved local government program are required to meet the provisions of this ordinance when located in a WS-IV watershed. In order to accommodate moderate to high land use intensity, single family residential uses shall develop at a maximum of two (2) dwelling units per acre (2 du/ac). All other residential and non-residential development shall be allowed at a maximum of twenty-four percent (24%) built-upon area. A maximum of three (3) dwelling units per acre (3 du/ac) or thirty-six (36%) percent built-upon area is allowed for projects without a curb and gutter street system.

1. Allowed Uses:
   b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC 11.0101-.0209).
   c. Residential development.
   d. Non-residential development.

2. Density and Built-upon Limits:
   a. Single Family Residential--development shall not exceed two (2) dwelling units per acre, as defined on a project by project basis. No residential lot shall be less than one-half (1/2) acre (or 20,000 square feet excluding roadway right-of-way), or one-third (1/3) acre for projects without a curb and gutter street system, except within an approved cluster development.
   b. All Other Residential and Non-Residential--development shall not exceed twenty-four percent (24%) built-upon area on a project by project basis. For projects without a curb and gutter street system, development shall not
exceed thirty-six percent (36%) built-upon area on a project by project basis. For the purpose of calculating built-upon area, total project area shall include acreage in the tract on which the project is to be developed.

c. In addition to the development allowed under paragraphs (a) and (b) above, new development and expansions to existing development may occupy up to ten percent (10%) of the protected area with up to seventy percent (70%) built-upon area on a project by project basis, when approved as a special intensity allocation (SIA). The Watershed Administrator is authorized to approve SIA’s consistent with the provisions of this ordinance. Projects must, to the maximum extent practicable, minimize built-upon surface area, direct stormwater away from surface waters and incorporate Best Management Practices to minimize water quality impacts. For the purpose of calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

F. Stewart's Creek Watershed Area (SCWS-CA) - Critical Area (WS-IV-CA). Only new development activities that require an erosion/sedimentation control plan under State law or approved local program are required to meet the provisions of this ordinance when located in a WS-IV watershed. In order to address a moderate to high land use intensity pattern, single family residential uses are allowed at a maximum of two (2) dwelling units per acre. All other residential and non-residential development shall be allowed at a maximum of twenty-four percent (24%) built-upon area. New residuals application sites and landfills are specifically prohibited.

1. Allowed Uses:
   
   
b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC 1I.0101-.0209).
   
c. Residential.
   
d. Non-residential development, excluding: 1) landfills and 2) sites for land application of residuals or petroleum contaminated soils.

2. Density and Built-upon Limits:
   
a. Single Family Residential--development shall not exceed two dwelling units per acre on a project by project basis. No residential lot shall be less than one-half (1/2) acre (or 20,000 square feet excluding roadway right-of-way), except within an approved cluster development.
   
b. All Other Residential and Non-Residential--development shall not exceed twenty-four percent (24%) built-upon area on a project by project basis. For the purpose of calculating the built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

G. Stewart’s Creek Watershed Area (SCWS-PA) - Protected Area (WS-IV-PA). Only new development activities that require an erosion/sedimentation control plan under State law or approved local government program are required to meet the provisions of this ordinance when located in a WS-IV watershed. In order to accommodate moderate to high land use intensity, single family residential uses shall develop at a maximum of two (2) dwelling units per acre (2 du/ac). All other residential and non-residential development shall be allowed at a maximum of twenty-four percent (24%) built-upon area. A maximum of three (3) dwelling units per acre (3 du/ac) or thirty-six (36%) percent built-upon area is allowed for projects without a curb and gutter street system.

1. Allowed Uses:
   
b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC 11.0101-.0209).

c. Residential development.

d. Non-residential development.

2. Density and Built-upon Limits:

a. Single Family Residential—development shall not exceed two (2) dwelling units per acre, as defined on a project by project basis. No residential lot shall be less than one-half (1/2) acre (or 20,000 square feet excluding roadway right-of-way), or one-third (1/3) acre for projects without a curb and gutter street system, except within an approved cluster development.

b. All Other Residential and Non-Residential—development shall not exceed twenty-four percent (24%) built-upon area on a project by project basis. For projects without a curb and gutter street system, development shall not exceed thirty-six percent (36%) built-upon area on a project by project basis. For the purpose of calculating built-upon area, total project area shall include acreage in the tract on which the project is to be developed.

c. In addition to the development allowed under paragraphs (a) and (b) above, new development and expansions to existing development may occupy up to ten percent (10%) of the protected area with up to seventy percent (70%) built-upon area on a project by project basis, when approved as a special intensity allocation (SIA). The Watershed Administrator is authorized to approve SIA’s consistent with the provisions of this ordinance. Projects must, to the maximum extent practicable, minimize built-upon surface area, direct stormwater away from surface waters and incorporate Best Management Practices to minimize water quality impacts. For the purpose of calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

H. Tom’s Creek Watershed Area (TCWS-CA) - Critical Area (WS-II-CA). In order to maintain a predominately undeveloped land use intensity pattern, single family residential uses shall be allowed at a maximum of one dwelling unit per two acres. All other residential and non-residential development shall be allowed at a maximum six percent (6%) built-upon area. New residuals application sites and landfills are specifically prohibited.

1. Allowed Uses:


b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC 11.6101-.0209).

c. Residential development.

d. Non-residential development, excluding: 1) landfills and 2) sites for land application of residuals or petroleum contaminated soils.

2. Density and Built-upon Limits:

a. Single Family Residential—development shall not exceed one dwelling unit per two (2) acres on a project by project basis. No residential lot shall be less than two (2) acres [80,000 square feet excluding roadway right-of-way], except within an approved cluster development.

b. All Other Residential and Non-Residential—development shall not exceed six percent (6%) built-upon area on a project by project basis. For the purpose of calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.
I. Tom’s Creek Watershed Area (TCWS-BW) - Balance of Watershed (WS-II-BW). In order to maintain predominantly undeveloped land use intensity, single family residential uses shall be allowed at a maximum of one dwelling unit per acre (1 du/ac). All other residential and non residential development shall be allowed a maximum of twelve percent built-upon area. In addition, new development may occupy ten percent (10%) of the watershed area which is outside the critical area, with seventy percent (70%) built-upon area when approved as a special intensity allocation (SIA). The Zoning Administrator is authorized to approve SIA’s consistent with the provisions of this ordinance. Projects must, to the maximum extent practicable, minimize built-upon surface area, direct stormwater away from surface waters and incorporate Best Management Practices to minimize water quality impacts. Non-discharging landfills and residuals application sites are allowed.

1. Allowed Uses:
   b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC II.0101-.0209).
   c. Residential development.
   d. Non-residential development excluding discharging landfills.

2. Density and Built-upon Limits:
   a. Single Family Residential—development shall not exceed one dwelling unit per acre (1 du/ac) on a project by project basis. No residential lot shall be less than one acre (or 40,000 square feet excluding roadway right-of-way), except within an approved cluster development.
   b. All Other Residential and Non-Residential—development shall not exceed twelve percent (12%) built-upon area on a project by project basis except that up to ten percent (10%) of the balance of the watershed may be developed at up to seventy percent (70%) built-upon area on a project by project basis. For the purpose calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

K. Yadkin River Watershed Area - King (YRWS-K-PA) - Protected Area (WS-IV-PA). Only new development activities that require an erosion/sedimentation control plan under State law or approved local government program are required to meet the provisions of this ordinance when located in a WS-IV watershed. In order to accommodate moderate to high land use intensity, single family residential uses shall develop at a maximum of two (2) dwelling units per acre (2 du/ac). All other residential and non-residential development shall be allowed at a maximum of twenty-four percent (24%) built-upon area. A maximum of three (3) dwelling units per acre (3 du/ac) or thirty-six (36%) percent built-upon area is allowed for projects without a curb and gutter street system.

1. Allowed Uses:
   b. Silviculture, subject to the provisions of the Forest Practices Guidelines Related to Water Quality (15 NCAC II.0101-.0209).
   c. Residential development.
   d. Non-residential development.

2. Density and Built-upon Limits:
   a. Single Family Residential—development shall not exceed two (2) dwelling units per acre, as defined on a project by project basis. No residential lot
shall be less than one-half (1/2) acre (or 20,000 square feet excluding roadway right-of-way), or one-third (1/3) acre for projects without a curb and gutter street system, except within an approved cluster development.

b. All Other Residential and Non-Residential—development shall not exceed twenty-four percent (24%) built-upon area on a project by project basis. For projects without a curb and gutter street system, development shall not exceed thirty-six percent (36%) built-upon area on a project by project basis. For the purpose of calculating built-upon area, total project area shall include acreage in the tract on which the project is to be developed.

c. In addition to the development allowed under paragraphs (a) and (b) above, new development and expansions to existing development may occupy up to ten percent (10%) of the protected area with up to seventy percent (70%) built-upon area on a project by project basis, when approved as a special intensity allocation (SIA). The Zoning Administrator is authorized to approve SIA’s consistent with the provisions of this ordinance. Projects must, to the maximum extent practicable, minimize built-upon surface area, direct stormwater away from surface waters and incorporate Best Management Practices to minimize water quality impacts. For the purpose of calculating built-upon area, total project area shall include total acreage in the tract on which the project is to be developed.

Section 8.3 Cluster Development

Cluster development is allowed in all Watershed Areas under the following conditions:

A. Minimum lot sizes are not applicable to single family cluster development projects; however, the total number of lots shall not exceed the number of lots allowed for single family detached developments in Section 8 of this Article. Density or built-upon area for the project shall not exceed that allowed for the critical area, balance of watershed or protected area, whichever applies.

B. All built-upon area shall be designed and located to minimize stormwater runoff impact to the receiving waters and minimize concentrated stormwater flow, maximize the use of sheet flow through vegetated areas, and maximize the flow length through vegetated areas.

C. Areas of concentrated density development shall be located in upland area and away, to the maximum extent practicable, from surface waters and drainage ways.

D. The remainder of the tract shall remain in a vegetated or natural state. The title to the open space area shall be conveyed to an incorporated homeowners association for management; to a local government for preservation as a park or open space; or to a conservation organization for preservation in a permanent easement. Where a property association is not incorporated, a maintenance agreement shall be filed with the property deeds.

E. Cluster developments that meet the applicable low density requirements shall transport stormwater runoff by vegetated conveyances to the maximum extent practicable.

Section 8.4 Buffer Area Requirements in Watershed Areas

A. A minimum one-hundred (100) foot undisturbed natural buffer from each shoreline is required for all new development activities that exceed the low density option. However, a minimum fifty (50) foot undisturbed natural buffer from each shoreline for all development activities is required along all perennial waters indicated on the most recent versions of U.S.G.S. 1:24,000 (7.5 minute) scale topographic maps, as is required in Article 18, Section 2, of this Ordinance, regardless of the density option chosen. Desirable artificial streambank or shoreline stabilization is permitted.

B. No new development is allowed in the buffer except for water dependent structures, other structures such as flag poles, signs, and security lights which result in only diminutive increases in impervious area and public projects such as road crossings and greenways where no practical alternative exists. These activities should minimize built-upon surface area, direct runoff away from the surface waters and maximize the utilization of stormwater Best Management Practices.
Section 8.5 Rules Governing the Interpretation of Watershed Area Boundaries

See Article 7, Section 3 of this Ordinance for rules governing the interpretation of boundaries on the "Official Zoning Map".

Section 8.6 Application of Regulations

A. No building or land shall hereafter be used and no development shall take place except in conformity with the regulations herein specified for the watershed area in which it is located.

B. No area required for the purpose of complying with the provisions of this Article shall be included in the area required for another building.

C. If a use or class of use is not specifically indicated as being allowed in a watershed area, such use or class of use is prohibited.

Section 8.7 Existing Development

Existing development as defined in this Ordinance may be continued and maintained subject to the provisions provided herein. Expansions to structures classified as existing development must meet the requirements of this Article; however, the built-upon area of the existing development is not required to be included in the built-upon area calculations.

A. Uses of Land. This category consists of uses existing at the time of adoption of this Article where such use of the land is not permitted to be established hereafter in the watershed area in which it is located. Such uses may be continued except as follows:

1. When such use of land has been changed to an allowed use, it shall not thereafter revert to any prohibited use.

2. Such use of land shall be changed only to an allowed use.

3. When such use ceases for a period of at least one year, it shall not be reestablished, unless allowed under the provisions of Article 15 of this Ordinance.

B. Reconstruction of Buildings or Built-upon Areas. Any existing building or built-upon area not in conformance with the restrictions of this Article that has been damaged or removed may be repaired and/or reconstructed, except that there are no restrictions on single family residential development, provided:

1. Repair or reconstruction is initiated within twelve (12) months and completed within two (2) years of such damage; and

2. The total amount of space devoted to built-upon area may not be increased unless stormwater control that equals or exceeds the previous development is provided.

Section 8.8 Watershed Protection Permit

A. Except where a single family residence is constructed on a lot deeded prior to the effective date of this Article, no building or built-upon area shall be erected, moved, enlarged or structurally altered, nor shall any building permit be issued nor shall any change in the use of any building or land be made until a Watershed Protection Permit has been issued by the Zoning Administrator. No Watershed Protection Permit shall be issued except in conformity with the provisions of this Article and Ordinance.

B. Watershed Protection Permit applications shall be filed with the Zoning Administrator. The application shall include a completed application form and supporting documentation deemed necessary by the Zoning Administrator.

C. Prior to issuance of a Watershed Protection Permit, the Zoning Administrator may consult with qualified personnel for assistance to determine if the application meets the requirements of this Article.
D. A Watershed Protection Permit shall expire if a Building Permit or Watershed Protection Occupancy Permit for such use is not obtained by the applicant within twelve (12) months from the date of issuance.

Section 8.9 Building Permit Required

No permit required under the North Carolina State Building Code shall be issued for any activity for which a Watershed Protection Permit is required until that permit has been issued.

Section 8.10 Watershed Protection Occupancy Permit

A. The Zoning Administrator shall issue a Watershed Protection Occupancy Permit certifying that all requirements of this Article have been met prior to the occupancy or use of a building hereafter erected, altered or moved and/or prior to the change of use of any building or land.

B. A Watershed Protection Occupancy Permit, either for the whole or part of a building, shall be applied for concurrently with the application for a Watershed Protection Permit and shall be issued or denied within ten (10) days following the erection or structural alterations of the building.

C. When only a change in the use of land or existing building occurs, the Zoning Administrator shall issue a Watershed Protection Occupancy Permit certifying that all requirements of this Article have been met coincident with the Watershed Protection Permit.

D. If the Watershed Protection Occupancy Permit is denied, the Zoning Administrator shall notify the applicant in writing stating the reasons for denial.

E. No building or structure which has been erected, moved, or structurally altered may be occupied until the Zoning Administrator has approved and issued a Watershed Protection Occupancy Permit.

Section 9. Public Health Regulations

Section 9.1 Public Health, in general

No activity, situation, structure, or land use shall be allowed within a watershed area which poses a threat to water quality and the public health, safety and welfare. Such conditions may arise from inadequate on-site sewage systems which utilize ground absorption; inadequate sedimentation and erosion control measures; the improper storage or disposal of junk, trash or other refuse within a buffer area; the improper management of stormwater runoff; or any other situation found to pose a threat to water quality.

Section 9.2 Abatement

A. The Zoning Administrator shall monitor land use activities within the watershed areas to identify situations that may pose a threat to water quality.

B. The Zoning Administrator shall report all findings to the Planning Board. The Zoning Administrator may consult with any public agency or official and request recommendations.

C. Where the Planning Board finds a threat to water quality and the public health, safety and welfare, the Board shall institute any appropriate action or proceeding to restrain, correct or abate the condition and/or violation.

Section 10. Administration, Enforcement, and Appeals

Section 10.1 Zoning Administrator Duties for Watershed Protection

It shall be the duty of the Zoning Administrator to administer and enforce the provisions of this Article as follows:

A. The Zoning Administrator shall issue Watershed Protection Permits and Watershed Protection Occupancy Permits as prescribed herein. A record of all permits shall be kept
on file and shall be available for public inspection during regular office hours of the Administrator;

B. The Zoning Administrator shall serve as clerk to the Planning Board;

C. The Zoning Administrator shall keep records of all amendments to the local Water Supply Watershed Protection Ordinance and shall provide copies of all amendments upon adoption to the Water Quality Section of the Division of Water Quality;

D. The Zoning Administrator shall keep records of the jurisdiction's use of the provision that a maximum of ten percent (10%) of the non-critical area of WS-II and WS-III watersheds and, for local governments that do not choose to incorporate the high density option, ten percent (10%) of the protected area of WS-IV watersheds may be developed with new development at a maximum of seventy percent (70%) built-upon surface area. Records for each watershed shall include the total acres of non-critical watershed area, total acres eligible to be developed under this option, total acres approved for this development option, and individual records for each project with the following information: location, number of developed acres, type of land use and stormwater management plan (if applicable);

E. The Zoning Administrator is granted the authority to administer and enforce the provisions of this Article, exercising in the fulfillment of his responsibility the full police power of Surry County. The Zoning Administrator, or his duly authorized representative, may enter any building, structure, or premises, as provided by law, to perform any duty imposed upon him by this Article; and

F. The Zoning Administrator shall keep a record of variances to this Article. This record shall be submitted for each calendar year to the Water Quality Section of the Division of Environmental Management on or before January 1st of the following year and shall provide a description of each project receiving a variance and the reasons for granting the variance.

Section 10.2 Appeal from the Zoning Administrator

Any order, requirement, decision or determination made by the Zoning Administrator may be appealed to and decided by the Board of Adjustment as described in Article 5 of this Ordinance.

Section 10.3 Changes and Amendments to this Article

In addition to the requirements of Article 4 of this Ordinance, under no circumstances shall the Board of Commissioners adopt such amendments, supplements, or changes that would cause this Article to violate the watershed protection rules as adopted by the N.C. Environmental Management Commission. All amendments must be filed with the N.C. Division of Water Quality, N.C. Division of Environmental Health, and the N.C. Division of Community Assistance.

Section 10.4 Environmental Management Commission Review of Variances

If a variance application is submitted, and if following a public hearing the Board of Adjustment concurs that it is in favor of granting the variance, the Board shall prepare a preliminary record of the hearing for the Environmental Management Commission with all deliberate speed prior to holding a vote. The preliminary record of the hearing shall include:

a. The variance application;
b. The hearing notices;c. The evidence presented;d. Motions, offers of proof, objections to evidence, and rulings on them;e. Proposed findings and exceptions; andf. The proposed decision, including all conditions proposed to be added to the permit.

The preliminary record shall be sent to the Environmental Management Commission for its review and a decision as follows, which the Board of Adjustment shall adhere to:

a. If the Commission concludes from the preliminary record that the variance qualifies as a major variance and that (1) the property owner can secure no reasonable return from, nor make any practical use of the property unless
the proposed variance is granted, and (2) the variance, if granted, will not result in a serious threat to the water supply, then the Commission shall approve the variance as proposed or approve the proposed variance with conditions and stipulations. The Commission shall prepare a Commission decision and send it to the Board of Adjustment. If the Commission approves the variance as proposed, the Board shall prepare a final decision granting the proposed variance. If the Commission approves the variance with conditions and stipulations, the Board shall prepare a final decision, including such conditions and stipulations, granting the proposed variance.

b. If the Commission concludes from the preliminary record that the variance qualifies as a major variance and that (1) the property owner can secure a reasonable return from or make a practical use of the property without the variance or (2) the variance, if granted, will result in a serious threat to the water supply, then the Commission shall deny approval of the variance as proposed. The Commission shall prepare a Commission decision and send it to the Board of Adjustment. The Board shall prepare a final decision denying the variance as proposed.

Article 30, “Definitions”, Section 1, “Definitions”, of the Zoning Ordinance shall be amended to include the following language:

AGRICULTURAL USE (WATERSHED PROTECTION AREA ONLY). The use of waters for stock watering, irrigation, and other farm purposes.

AUTOMOBILE SALVAGE YARD. Any establishment which is maintained, used, or operated for storing, keeping, buying and/or selling two or more wrecked, junked, scrapped, ruined, dismantled or inoperable motor vehicles, regardless of the length of time which individual motor vehicles are stored or kept at said establishment. Parts and components of the vehicles in an Automobile Salvage Yard may be sold off as replacement parts to willing customers. (May also be identified as Auto Salvage Yard).

BEST MANAGEMENT PRACTICES (BMP). A structural or nonstructural management-based practice used singularly or in combination to reduce non-point source inputs to receiving waters in order to achieve water quality protection goals.

BUFFER (WATERSHED PROTECTION AREA ONLY). An area of natural or planted vegetation through which stormwater runoff flows in a diffuse manner so that the runoff does not become channelized and which provides for infiltration of the runoff and filtering of pollutants. The buffer is measured landward from the normal pool elevation of impounded structures and from the bank of each side of streams or rivers.

BUILT-UPON AREA. Built-upon areas shall include that portion of a development project that is covered by impervious or partially impervious cover including buildings, pavement, gravel areas (e.g. roads, parking lots, and paths), recreation facilities (e.g. tennis courts), etc. (Note: Wooden slatted decks and the water area of a swimming pool are considered pervious.)

CLUSTER DEVELOPMENT. Cluster development means the grouping of buildings in order to conserve land resources and provide for innovation in the design of the project including minimizing stormwater runoff impacts. This term includes nonresidential development as well as single-family residential and multi-family developments. For the purpose of this ordinance, planned unit developments and mixed use development are considered as cluster development.

CRITICAL AREA. The area adjacent to a water supply intake or reservoir where risk associated with pollution is greater than from the remaining portions of the watershed. The critical area is defined as extending either one-half mile from the normal pool elevation of the reservoir in which the intake is located or to the ridge line of the watershed (whichever comes first); or one-half mile upstream from the intake located directly in the stream or river (run-off-the-river), or the ridge line of the watershed (whichever comes first). Local governments may extend the critical area as needed. Major landmarks such as highways or property lines may be used to delineate the outer boundary of the critical area if these landmarks are immediately adjacent to the appropriate outer boundary of one-half mile.

DWELLING UNIT. A building, or portion thereof, that provides complete and permanent living facilities for one family.

EXISTING DEVELOPMENT. Those projects that are built or those projects that at a minimum
have established a vested right under North Carolina zoning law as of the effective date of this Ordinance based on at least one of the following criteria:

(1) substantial expenditures of resources (time, labor, money) based on a good faith reliance upon having received a valid local government approval to proceed with the project, or

(2) having an outstanding valid building permit as authorized by the General Statutes (G.S. 153A-344.1 and G.S. 160A-385.1), or

(3) having an approved site specific or phased development plan as authorized by the General Statutes (G.S. 153A-344.1 and G.S. 160A-385.1).

EXISTING LOT (LOT OF RECORD). A lot which is part of a subdivision, a plat of which has been recorded in the Office of the Register of Deeds prior to the adoption of this Ordinance, or a lot described by metes and bounds, the description of which has been so recorded prior to the adoption of this Ordinance.

FAMILY SUBDIVISION. Family subdivision means a division of a tract of land: (a) to convey the resulting parcels, with the exception of parcels retained by the grantor, to a relative or relatives as a gift or for nominal consideration, but only if no more than one parcel is conveyed by the grantor from the tract to any one relative; or (b) to divide land from a common ancestor among tenants in common, all of whom inherited by intestacy or by will.

HISTORIC PROPERTY VENTURES. Retail and service uses utilized in conjunction with an established historic property or historic district, as designated by the North Carolina State Historic Preservation Office or the United States Department of the Interior, or as determined by the Planning Board consistent with the criteria in Article 16, Section 8 of this Ordinance.

INDUSTRIAL DEVELOPMENT (WATERSHED PROECTION AREA ONLY). Any non-residential development that requires an NPDES permit for an industrial discharge and/or requires the use or storage of any hazardous material for the purpose of manufacturing, assembling, finishing, cleaning or developing any product or commodity.

JUNKYARD. Any open area which is maintained, operated, or used for storing, keeping, salvaging, abandoning, buying or selling junk regardless of length of time that junk is stored or kept but shall not include County operated facilities.

LANDFILL (WATERSHED PROECTION AREA ONLY). A facility for the disposal of solid waste on land in a sanitary manner in accordance with Chapter 130A Article 9 of the N.C. General Statutes. For the purpose of this Ordinance this term does not include composting facilities.

MAJOR VARIANCE (WATERSHED PROECTION AREA ONLY). A variance from the minimum statewide watershed protection rules that results in any one or more of the following:

(1) the relaxation, by a factor greater than ten (10) percent, of any management requirement under the low density option;

(2) the relaxation, by a factor greater than five (5) percent, of any buffer, density or built-upon area requirement under the high density option;

(3) any variation in the design, maintenance or operation requirements of a wet detention pond or other approved stormwater management system.

MINOR VARIANCE (WATERSHED PROTECTION AREA ONLY). A variance from the minimum statewide watershed protection rules that result in a relaxation, by a factor of up to five (5) percent of any buffer, density or built-upon area requirement under the high density option; or that results in a relaxation, by a factor of up to ten (10) percent, of any management requirement under the low density option.

NONCONFORMING LOT OF RECORD. A lot described by a plat or a deed that was recorded prior to the effective date of local watershed protection regulations (or their amendments) that does not meet the minimum lot size or other development requirements of this Ordinance.
NON-RESIDENTIAL DEVELOPMENT. All development other than residential development, agriculture and silviculture. May also be spelled as “Nonresidential Development” within this Ordinance.

PROTECTED AREA. The area adjoining and upstream of the critical area of WS-IV watersheds. The boundaries of the protected area are defined as within five miles of and draining to the normal pool elevation of the reservoir or to the ridgeline of the watershed; or within 10 miles upstream and draining to the intake located directly in the stream or river or to the ridgeline of the watershed.

RESIDENTIAL DEVELOPMENT. Buildings for residence such as attached and detached single-family dwellings, apartment complexes, condominiums, townhouses, cottages, etc. and their associated outbuildings such as garages, storage buildings, gazebos, etc. and customary home occupations.

RESIDUALS. Any solid or semi-solid waste generated from a wastewater treatment plant, water treatment plant or air pollution control facility permitted under the authority of the Environmental Management Commission.

SINGLE-FAMILY RESIDENTIAL. Any development where: 1) no building contains more that one dwelling unit, 2) every dwelling unit is on a separate lot, and 3) where no lot contains more than one dwelling unit.

SUBDIVIDER. Any person, firm or corporation who subdivides or develops any land deemed to be a subdivision as herein defined.

TOXIC SUBSTANCE. Any substance or combination of substances (including disease causing agents), which after discharge and upon exposure, ingestion, inhalation, or assimilation into any organism, either directly from the environment or indirectly by ingestion through food chains, has the potential to cause death, disease, behavioral abnormalities, cancer, genetic mutations, physiological malfunctions (including malfunctions or suppression in reproduction or growth) or physical deformities in such organisms or their offspring or other adverse health effects.

WATER DEPENDENT STRUCTURE. Any structure for which the use requires access to or proximity to or citing within surface waters to fulfill its basic purpose, such as boat ramps, boat houses, docks and bulkheads. Ancillary facilities such as restaurants, outlets for boat supplies, parking lots and commercial boat storage areas are not water dependent structures.

WATERSHED. The entire land area contributing surface drainage to a specific point (e.g. the water supply intake.)

Representative Jim Harrell, III, announced to the Board the Rural Center had approved a grant of over $200,000 for water and sewer lines to the I-74/Highway 601 Intersection.

Bill James, CEO, Northern Hospital, and Bob Quick, Womble Carlyle Sandridge & Rice, PLLC, and Bob Hedrick, CFO, Northern Hospital, came before the Board to request adoption of a resolution declaring the intent of Northern Hospital District of Surry County to reimburse itself for capital expenditures incurred by it in connection with the acquisition, construction, installation and equipping for a $36 million capital project from the proceeds of certain tax exempt obligations.

The Board discussed the proposed resolution.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the following resolution:

RESOLUTION DECLARING THE INTENT OF NORTHERN HOSPITAL DISTRICT OF SURRY COUNTY TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED BY IT IN CONNECTION
WHEREAS, the Board of Trustees of the Hospital has determined that it is in the best interests of the Hospital to undertake the acquisition, construction, installation and equipping of the facilities described in Exhibit “A” attached hereto and incorporated herein by reference (such facilities hereinafter collectively called the “Project”).

WHEREAS, the Board of Trustees of the Hospital has requested the District to agree in concept to issue its Health Care Facilities Revenue Bonds in an aggregate amount not to exceed $36,000,000 (the “Bonds”) to finance the Project and to adopt a reimbursement resolution with respect to the Project in accordance with Section 1.150-2(e) of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended;

WHEREAS, the Board of Trustees of the Hospital has requested the District to agree in concept to issue its Health Care Facilities Revenue Bonds in an aggregate amount not to exceed $36,000,000 (the “Bonds”) to finance the Project and to adopt a reimbursement resolution with respect to the Project in accordance with Section 1.150-2(e) of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended;

WHEREAS, the District desires to proceed with the acquisition, construction, installation and equipping of the Project and the District will incur capital expenditures (the “Capital Expenditures”) in connection with the acquisition, construction, installation and equipping of the Project before the date of issuance of the Bonds; and

WHEREAS, the District will advance moneys from funds currently on hand to pay for the Capital Expenditures and the District intends, and reasonably expects, to reimburse itself for the Capital Expenditures from a portion of the proceeds of the sale of the Bonds to be issued by the District during the latter part of calendar year 2007.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Surry, acting as the governing body of the District (the “Board”), as follows:

Section 1. Approval of Project in Concept. After fully and carefully reviewing the materials submitted to the Board by the Board of Trustees and staff of the Hospital and the request of the Board of Trustees, the Board hereby determines upon behalf of the District to agree in concept to issue its Health Care Facilities Revenue Bonds in an aggregate principal amount not to exceed $36,000,000 (the “Bonds”) to finance the Project.

Section 2. Official Declaration of Intent. The District currently intends and reasonably expects to reimburse itself for the Capital Expenditures to be incurred and paid by the District in connection with the acquisition, construction, installation and equipping of the Project before the issuance of the Bonds by the District from a portion of the proceeds of
the Bonds. The District reasonably expects to issue the Bonds during the latter part of calendar year 2007. The maximum principal amount of tax-exempt obligations reasonably expected to be issued to pay for the costs of the Project is $36,000,000 and the anticipated costs of the Project is $36,000,000.

Section 3. Compliance with Regulations. The District hereby intends that this Resolution constitutes a declaration of official intent under Section 1.150-2(e) of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 4. Itemization of Capital Expenditures. Each of the officers of the District and the Hospital, with advice from bond counsel, is hereby authorized, directed and designated to act on behalf of the District for the purpose of determining and itemizing all of the Capital Expenditures that the District reasonably expects to be reimbursed from the proceeds of the Bonds in connection with the Project before the issuance of the Bonds. All Capital Expenditures will be of a type properly chargeable to a capital account under federal income tax principles.

Section 5. Availability for Public Inspection. From the 30th day after the adoption of this Resolution and until the date on which the Bonds are issued, this resolution will be reasonably and continuously available for inspection by the general public on each business day during normal business hours at the office of the Chief Financial Officer of the Hospital, Mt. Airy, North Carolina 27030.

Section 6. Effective date. This Resolution shall become effective immediately upon the date of its adoption.

Upon motion of Commissioner Miller, seconded by Commissioner O'Neal, the Board voted unanimously to reappoint Dwayne Carter to the Northern Hospital Board of Trustees.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individual was recognized:

David Stone recognized Dr. Josh Merrell for providing quality dental care, helping with the expansion of the dental clinic, and with replacement and upgrading of equipment while bringing affordable dentistry services to the children and adults in our community over the past four years.

The Board took a fifteen-minutes recess.

The Board resumed regular business.

The County Manager briefed the Board on the One Stop/Health Clinics Building and discussed a memorandum showing the space slated to be vacated in the Government Center and also the number of people to relocate to the new One Stop/Health Clinics Building.
The County Manager discussed a proposed resolution for adopting the 2007 Legislative Program.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the following 2007 Legislative Program resolution:

RESOLUTION ADOPTING THE 2007 LEGISLATIVE PROGRAM

WHEREAS, the Surry County Board of Commissioners has determined the following items should be submitted to the 2007 General Assembly as Surry County’s Legislation Program and for consideration as part of the North Carolina Association of County Commissioners Legislation Program.

NOW, THEREFORE, BE IT RESOLVED that the Surry County Board of Commissioners does hereby adopt its 2007 Legislative Program, as follows:

1. Top Priority: Medicaid. The General Assembly is asked to end the Medicaid burden on the counties of North Carolina, which in FY 06 is projected to require $5,225,000, or 17 1/2% of Surry County’s total real property tax base.

2. Funding of Public Schools: The State should meet its funding obligations for the operation of local public schools, including the protection of all existing County and school revenue by adhering to a non-supplant policy as lottery proceeds for school construction begin to flow to the counties.

3. Local Options Sales Tax: The General Assembly should allow a local options sales tax bill to be adopted to help counties meet the need to construct new school facilities, such as the provisions in HB1050.

4. Protect Local 911 Revenues: Surry County depends on the local 911 revenues to operate its emergency communications center, and according the General Assembly is asked to protect these funds for that purpose.

5. I-74: Accelerate the completion of Interstate I-74 across the North Carolina.

6. Assistance to Adults Program: The General Assembly is asked to reduce the local cost of Department of Social Services Assistance to Adults over a 5-year period from 50/50 to 90/10 State/local cost participation.

The County Manager reminded the Board of the Volunteer Banquet which will be held on October 26, 2006 at 6:00 p.m., Cross Creek Country Club.

The County Manager discussed a memorandum from the Employee Benefits Committee proposing an appreciation Christmas luncheon for employees. The luncheon will be held December 21, 2006 from 11:00 a.m. to 2:00 p.m. at the Surry Community College gym.
Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the Christmas appreciation luncheon on December 21, 2006.

The County Manager presented information to the Board regarding the design for the Surry County Animal Adoption Center and Memorial Park. The purpose of the memorial park would be for potential pet owners to spend time with an animal available for adoption. The walkway would be of bricks. The bricks would be available for purchase and can be inscribed to remember or honor a pet or a person who has played a role in the greater welfare of animals.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to move forward with the project.

The County Manager updated the Board on the first month of data for the Surry Express bus service by Piedmont Authority for Regional Transportation (PART). Mr. Sammons stated that the ridership has exceeded expectations with an average in August of 118 persons. The Surry Express had sold approximately 100 monthly passes. Mr. Sammons also stated that as of August 28, 2006 additional peak hour service began in order to accommodate the riders. PART is also looking at adding Saturday services.

Betty Taylor, Assistant County Manager for Budget and Finance, presented a capital project ordinance for North Surry High School.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to approve the following capital project ordinance:

CAPITAL PROJECT ORDINANCE
NORTH SURRY HIGH SCHOOL

BE IT ORDAINED by the Board of Commissioners of the County of Surry that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, this capital project ordinance is hereby adopted:

SECTION 1: The project authorized by this ordinance includes additions and renovations for North Surry High School.

SECTION 2: The offices of this governmental unit are hereby directed to proceed with this capital project within the guidelines set by the budget contained herein.

SECTION 3: The costs of the project are:

A. Construction Cost (Kitchen & Cafeteria) $1,983,300.00
B. Construction Cost (Gym A/C) 75,000.00
C. Engineering and Architect Fees 118,908.00
Meeting of September 18, 2006  Continued

D. Other fees  5,725.00  
E. Contingency Cost  94,930.00  
Total Project Cost  $2,277,863.00  

SECTION 4: The following financing sources are anticipated to be available to complete this project:  
Public School Capital Bldg. Fund  $ 777,863.00  
Installment Financing  1,500,000.00  
TOTAL  $2,277,863.00  

SECTION 5: The Finance Officer is directed to report quarterly to the Board of Commissioners on the financial status of the project.  

SECTION 6: The Budget Officer is directed to include an analysis of past and future costs and revenue for this capital project in each annual budget submitted to the Board of Commissioners for as long as this ordinance shall remain in effect.  

SECTION 7: Any balance of appropriated funds which are unexpected at the conclusion of this project shall be reserved by the Board of Commissioners for future schools buildings project.  

SECTION 8: Copies of this capital project ordinance shall be made available to the Budget Officer and the Finance Officer for direction in carrying out this project.  

Betty Taylor, Assistant County Manager for Budget and Finance, presented a resolution authorizing the filing of an application for approval of a financing agreement for North Surry High School and a reimbursement resolution for North Surry High School.  

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the following resolutions:  

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR APPROVAL OF A FINANCING AGREEMENT AUTHORIZED BY NORTH CAROLINA GENERAL STATUTE 160A-20  

WHEREAS, the County of Surry, North Carolina desires to renovate and expand North Surry High School, ("the Project"). The County of Surry desires to borrow up to $1,500,000 to finance the Project in order to better serve the citizens of Surry County; and  

WHEREAS, the County of Surry, North Carolina desires to finance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and  

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North  

Carolina General Statute 159, Article 8, Section 151, prior to approval of the proposed contract.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Surry County meeting in regular session on the 18th day of September, 2006, makes the following findings of fact:

1. The proposed contract is necessary or expedient to provide the citizens and residents of Surry County with adequate facilities for services offered by the County.

2. The proposed contract is preferable to a bond issue for the same purpose, because the cost to issue general obligation bonds would be greater. Further, the cost of the Project exceeds the amount that can prudently be raised from available appropriation, unappropriated fund balances, and non-voted bonds that could be issued by Surry County in the current fiscal year pursuant to Article V, Section 4, of the North Carolina Constitution (the “two-thirds limitation”).

3. The sums to fall due under the contract are not excessive for the proposed purpose based on actual bids awarded.

4. Surry County’s debt management procedures and policies are good because the County carries out policies in strict compliance with the law and will continue to provide adequate debt management as directed by the North Carolina Local Government Commission.

5. If a tax increase is necessary to meet the sums to fall due under the proposed contract, such increase will not exceed 1.0 cent per one hundred dollars valuation and is deemed not to be excessive.

6. Surry County is not in default in any of its debt service obligations.

7. The attorney for Surry County, North Carolina has rendered an opinion that the proposed Projects is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and Laws of North Carolina.

NOW, THEREFORE, be it fully resolved that the County Manager, Assistant County Manager for Budget and Finance, County Attorney, and other staff are hereby authorized to act on behalf of the County of Surry, North Carolina in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract, to seek bank bids, and other actions not inconsistent with this resolution.

REIMBURSEMENT RESOLUTION

WHEREAS, the County of Surry, North Carolina (the “County”) intends to issue in the future certain tax-exempt obligations in an aggregate principal amount not to exceed $1,500,000 (the “Obligations”) for Surry County Schools to
finance construction and renovations to the existing North Surry High School (School); and

WHEREAS, the County has made and needs to make certain additional expenditures relating to the School, including without limitation the site work, engineering and design services, survey and title work, grading and other related work and services, prior to the date of issuance of the Obligations, but desires to preserve the ability of the County to reimburse itself for all such expenditures from the proceeds of the Obligations when they are issued by the County; and

WHEREAS, the County desires in this Resolution to declare its official intent in accordance with Income Tax Regulation Section 1.150-2 to reimburse itself for all such expenditures from the proceeds of the Obligations.

NOW, THEREFORE, BE IT RESOLVED that the County hereby declares its official intent to reimburse itself from the proceeds of the Obligations, when issued, for all expenditures made by the County with respect to the School and which were made on or subsequent to the occurring date 60 days prior to the date of adoption of this Resolution.

Betty Taylor, Assistant County Manager for Budget and Finance, presented a reimbursement resolution for the Flat Rock/Bannertown Water and Sewer Project.

Upon motion of Commissioner Miller, seconded by Commissioner O’Neal, the Board voted unanimously to approve the following reimbursement resolution:

REIMBURSEMENT RESOLUTION

WHEREAS, the Flat Rock/Bannertown Water and Sewer District, of Surry County, North Carolina (the “District”) intends to issue in the future certain tax-exempt obligations in an aggregate principal amount not to exceed $2,548,000.00 (the “Obligations”) to finance a project of acquisition, construction, enlargement, and/or capital improvement of a water and sewer system to serve the area under jurisdiction (the “Project”). This Project is the first phase for the District and is estimated to serve 632 water and 37 sewer users, and

WHEREAS, the County of Surry, North Carolina will loan startup funds to the District in order to make certain additional expenditures relating to the Project, including without limitation the site work, engineering and design services, survey and title work, grading and other related work and services, prior to the date of issuance of the Obligations, but desires to preserve the ability of the District to reimburse itself and Surry County for all such expenditures from the proceeds of the Obligations when they are issued by the District; and

WHEREAS, the District desires in this Resolution to declare its official intent in accordance with Income Tax Regulation Section 1.150-2 to reimburse itself and Surry County for all such expenditures from the proceeds of the Obligations.
NOW, THEREFORE, BE IT RESOLVED that the District hereby declares its official intent to reimburse itself and Surry County from the proceeds of the Obligations, when issued, for all expenditures made by the District with respect to the Project and which were made on or subsequent to the occurring date 60 days prior to the date of adoption of this Resolution.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to appoint Bill Nixon to serve on the Recreation Advisory Committee.

The Board discussed the Interstates Water and Sewer project.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to go into closed session to discuss personnel and economic development.

The Board came out of closed session and resumed regular business.

The Board discussed the old Pilot Mountain Auditorium.

The Board discussed a letter received from the City of Mount Airy requesting funds for a proposed Mount Airy Welcome Center.

It was the consensus of the Board to use funds to improve school facilities for all three school systems.

The Board discussed a potential County-wide occupancy tax. It was the consensus of the Board for the County Manager to obtain more information on the tax.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to adjourn at 9:23 p.m.

Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners
Meeting of October 2, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on October 2, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:

Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Sandy Snow, Human Resources Officer
Chris Knopf, Planning Director
Mike Wetzel, Parks, Recreation and Maintenance Director
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Craig Hunter delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the September 18, 2006 meeting. Upon motion of Commissioner O'Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Hunter, seconded by Commissioner O'Neal, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following resolution to the North Carolina Department of Transportation regarding the addition of Tall Pine Lane to the secondary road system:

   N. C. DEPARTMENT OF TRANSPORTATION
   REQUEST FOR ADDITION TO STATE MAINTAINED
   SECONDARY ROAD SYSTEM

   NORTH CAROLINA
   COUNTY OF SURRY

   Road Name: Tall Pine Lane

   WHEREAS, the attached petition has been filed with the Surry County Board of Commissioners, requesting that the above named road be added to the Secondary Road System; and
WHEREAS, the Board is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Highway Division of the Department of Transportation for the addition of roads to the System.

NOW, THEREFORE, BE IT RESOLVED by the Surry County Board of Commissioners that the Highway Division is hereby requested to review the above-described road, and to take over the road for maintenance if it meets established standards and criteria.

2. Approve the Tax Administrator’s charges to collect the 2006 Public Service Company taxes in the amount $1,071,730.60.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve Emergency Services to accept additional funding for an existing HRSA grant.
2. Approve Emergency Services to carry forward funding from the previous year.
3. Approve budget change no. 3 as follows:

The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on October 2, 2006.

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4. Approve $12,335 for lighting to be installed at Fisher River Park.
5. Approve the Finance Department to purchase a new dust collector and various furniture items and transfer the items to the Mount Airy City Schools.
6. Approve the following Mount Airy High School QZAB resolution:

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR APPROVAL OF AN INSTALLMENT PURCHASE CONTRACT AUTHORIZED BY SECTION 160A-20 OF THE NORTH CAROLINA GENERAL STATUTES

WHEREAS, the County of Surry, North Carolina (the “County”) has been requested by the Mount Airy City Schools to issue on its behalf a qualified zone academy bond (as defined in Section 1397E of the Internal Revenue Code of 1986, as amended) to finance certain rehabilitation and repairs, including, without limitation, plumbing upgrades, classroom upgrades, replacement of doors, flooring and
ceilings, restroom renovations and other related improvements to Mount Airy High School.

WHEREAS, the Mount Airy City Schools Board of Education has applied for and received from the North Carolina State Board of Education an allocation of Qualified Zone Academy Bond authority in the amount of $1,800,000 to assist in financing the Improvements; and

WHEREAS, the County desires to finance the Improvements by the use of an installment purchase contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151, prior to approval of the proposed contract.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Surry County meeting in regular session on the 2nd day of October, 2006, makes the following findings of fact:

1. The proposed contract is necessary or expedient to provide the citizens and residents of the County with adequate facilities for services offered by the County.

2. The proposed contract is preferable to a bond issue for the same purpose, because the cost to issue general obligation bonds would be greater. Further, the cost of the Improvements exceeds the amount that can prudently be raised from available appropriation, unappropriated fund balances, and non-voted bonds that could be issued by the County in the current fiscal year pursuant to Article V, Section 4, of the North Carolina Constitution (the "two-thirds limitation").

3. The sums to fall due under the contract are not excessive for the proposed purpose based on projected costs.

4. The County's debt management procedures and policies are good because the County carries out policies in strict compliance with the law and will continue to provide adequate debt management as directed by the Local Government Commission of North Carolina.

5. If a tax increase is necessary to meet the sums to fall due under the proposed contract, such increase will not exceed 1.0 cent per one hundred dollars valuation and is deemed not to be excessive.

6. The County is not in default in any of its debt service obligations.

7. Attorneys for the County have rendered an opinion that the Improvements are authorized by law and are
NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Manager, Assistant County Manager for Budget and Finance, Assistant Finance Officer, and County Attorney are hereby authorized to act on behalf of the County of Surry, North Carolina in filing an application with the North Carolina Local Government Commission for approval of the Improvements and the proposed financing contract, to seek bank bids, to publish a notice of public hearing in a local newspaper of general circulation in the County, and to take such other actions not inconsistent with this resolution. The Board of County Commissioners also ratifies and confirms prior actions not inconsistent with this resolution.

7. Approve the Health and Nutrition Center Director to purchase software for Senior Services.

8. Approve budget change no. 4 as follows:

The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on October 02, 2006.

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Meeting of October 2, 2006  Continued

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**REVENUE**

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<td>0 20,908 20,908</td>
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<td>1044964 43356 Clean Water Grant (New)</td>
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<tr>
<td>0 500,000 500,000</td>
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</table>

Increase fund totals.  65,928,162 786,646 66,714,808

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Kathleen Edwards addressed the Board regarding a proposed amendment to the County Animal Ordinance dealing with the tethering or chaining of dogs. Ms. Edwards presented recommendations for an amendment to the ordinance.

The Board discussed the expense to the County to monitor a tethering or chaining ordinance. The Board asked Ms. Edwards to bring evidence showing that animals are being abused from tethering or chaining.

It was the consensus of the Board for the County Manager to work with the Health and Nutrition Center Director, Animal Control and Ms. Edwards on the request.

Representative Jim Harrell, III, addressed the Board regarding bringing an Economic Development Study Group, which consists of fourteen members of a Select Committee from the North Carolina House, to Surry County to discuss with the Board topics of concern in Surry County.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Ralph Williams, Mountain Park Ruritans, updated the Board on the Mountain Park Community Park and discussed a PARTF application. Surry County, on behalf of the Mountain Park Ruritans, did not receive the 2006 PARTF Grant. Mr. Williams stated that the community had raised $200,000. Mr. Williams then noted that Mountain Park could either proceed with funds in hand, or defer and ask the County to re-apply to PARTF in their behalf in 2007.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted to make the Mountain Park Community Park a number one priority for the 2007 PARTF Grant and re-allocated the $22,000 that was contingent upon the receiving the 2006 PARTF Grant.
The Board discussed different PARTF Grants. Commissioner O'Neal had reservations about supporting the Mountain Park project after denying the Shoals Community Park project.

Representative Jim Harrell III spoke in favor of the Mountain Park Ruritans as the county's 2007 PARTF Grant application. Representative Harrell will support the PARTF Grant.

The Board took a vote on the motion.

Ayes: Chairman Johnson, Commissioner Miller, Commissioner Harrell, Commissioner Hunter

Nays: Commissioner O'Neal

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously for the Parks, Recreation and Maintenance Director to work with the Mountain Park Ruritans and come back with a plan to proceed with the project.

Mike Wetzel, Parks, Recreation and Maintenance Director, presented the 2006-2007 incentive grant recommendations. Mr. Wetzel stated that the total incentive grants available were $30,000 and the total requested was $25,000. There were a total of five projects submitted. Mr. Wetzel presented the five projects asking the Board to allocate $5,000 to each project as follows:

- Shoals Community Recreation Park: $5,000
- Rockford Preservation Society: $5,000
- Westfield Booster Club: $5,000
- Lowgap Community Center: $5,000
- Cedar Ridge Youth Foundation: $5,000

The Board discussed the need of each project. The Board discussed the replacement of the roof at the Westfield Gym. The roof was only nine years old.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve all the projects except the Westfield roof project, leaving the excess $5,000, not requested, in the 2006-2007 budget for emergency use and if not used, carry the funds over to the 2007-2008 budget. The Parks, Recreation and Maintenance Director will bring a recommendation to the Board on November 6, 2006 regarding the Westfield roof project.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on the Land Use Plan 2015, a ten-year vision for Surry County.

Chris Knopf, Planning Director, briefed the Board on the plan and presented information on growth rate for Northwest North Carolina, average yearly salaries for County residents, the county's economy, and the current development policies.
Chairman Johnson asked for comments from the public.

Paul Hodges, Natural Resources Committee Chairman, stated that the Natural Resources Committee strongly supports the Land Use Plan.

Marion Spencer spoke in favor of the plan.

Pam Foy, Rockford General Store Representative, spoke in opposition to the Rockford Preservation Society Map that was in the plan.

Paul Carter, Rockford General Store Owner, stated that he is trying to establish their independence from the Rockford Preservation Society.

Robin Foy, reiterated that the Rockford General Store is not a part of the Rockford Preservation Society.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Harrell, seconded by Commissioner O’Neal, the Board voted unanimously to adopt the Land Use Plan contingent upon the Planning Director changing the wording in section 3.8 which states that the Rockford Preservation Society was formed to oversee the Preservation of the Historic District and removing or changing the map that states Rockford Preservation Society.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized as part of the Jesse Franklin Pioneers Junior Historian Club:

Kasey Bowman, Rachel Cave, Kurston Collins, Olivia Donathan, Lauren Jenkins, William Judd, Laken Lewis, Jessica Martin and Katelyn Shelton for developing leadership skills through the Mount Airy Museum of Regional History and for their role as a member of the Jesse Franklin Pioneers in winning the state award as “2006 Rookie Club of the Year” at the Tar Heel Junior Historians Association.

Dr. Annette Ayers, Mary Fawcett, Nanci Jo Goad, and Dr. Gilbert Huffman for being an advisor for the Jesse Franklin Pioneers Junior Historians Club and for enhancing the opportunities for the local 2006 Rookie Chapter through their untiring, exemplary commitment to the betterment of its members.

The Board took a fifteen-minute recess.

The Board resumed regular business.

Chris Knopf, Planning Director, presented proposed FY 2006-2007 schedule of fees for services rendered in the Planning Department.
Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the fee schedule as presented with a copy being on file in the Planning Department.

Chris Knopf, Planning Director, briefed the Board regarding payment to the City of Mount Airy for capacity fees for the Flat Rock/Bannertown Water and Sewer project.

The County Manager presented the County Commissioners' Calendar for 2007.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the 2007 calendar as recommended by the County Manager, designating July 23, 2007 as the July meeting date.

The County Manager updated the Board on the Flat Rock/Bannertown water and sewer and stated that the work is proceeding nicely and that 38 taps had been set as of September 27, 2006. The work on the water tank is set to start on October 3, 2006.

The County Manager discussed the Emergency Operations Plan. Mr. Sammons stated that previous action on the plan could not be found in the minutes and requested the Board to re-adopt the plan for future reference.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to adopt the County Emergency Operations Plan.

The County Manager briefed the Board on the Employee Health and Fitness Program. Mr. Sammons stated that today was the kick off day. Orientation was held several days last week for 493 employees. There will be make-up sessions soon. There was emphasis for the employees to use Primary Care Services, exercise, eating healthy food, doing a health risk assessment, screenings, and obtaining flu shot.

The County Manager and Commissioner Hunter had met with several property owners in the Interstates Water and Sewer District and discussed different alternate solutions for water and sewer in the district.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to employ Hobbs, Upchurch and Associates to do a study on the alternatives for the Interstates District area giving advice on the best alternatives to serve the area.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to
appoint Donna McLamb to the Health Board serving in the Veterinarian position.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to go into closed session to discuss personnel, legal issues and economic development.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner O’Neal, seconded by Commissioner Harrell, the Board voted unanimously to approve a one-step increase for employees in position #531201, #531203, and #531204.

Upon motion of Commissioner O’Neal, seconded by Commissioner Miller, the Board voted unanimously to approve for the temporary part-time dental hygienist to be hired in regular full-time status at Grade 68 step 14.

There was not further business to come before the Board.

Upon motion of Commissioner Hunter, seconded by Commissioner O’Neal, the Board voted unanimously to adjourn at 9:05 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on November 6, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Fred O'Neal.

Others present for the meeting, at various times, were:
- Macon C. Sammons, Jr., County Manager
- Conchita Atkins, Clerk to the Board
- Edwin Woltz, County Attorney
- Betty Taylor, Assistant County Manager for Budget and Finance
- Sandy Snow, Human Resources Officer
- Chris Knopf, Planning Director
- Wayne Black, Social Services Director
- Brenda Rose, Cooperative Extension Director
- News Media
- Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Fred O'Neal delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the October 2, 2006 meeting. Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following from the Tax Department:
   - Total releases for the month ending 9-30-06 in the amount of $47,721.44.
   - Total refunds for the month ending 9-30-06 in the amount of $50,129.28.
   - Total real and personal property discoveries in the month ending 9-30-06 in the amount of $1,119,290.62.
   - Total motor vehicle discoveries for the month ending 9-30-06 in the amount of $2,146.48.
   - Collect July, 2006 motor vehicle renewals in the amount of $428,072.16.

2. Approve an educational assistance agreement for the Planning Director.
3. Approve Sheriff Connie Watson to receive his service weapon and badge upon retirement.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the transfer of eight AED units to volunteer fire departments.
2. Approve appointment changes to the Firemen’s Relief Trustees.

3. Approve the purchase of a 1989 Barth van for $1.00 from Northern Surry Hospital to Emergency Services.

4. Approve budget change no. 5 as follows:
The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on November 6, 2006.

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Increase fund totals.  66,714,808  109,094  66,823,902

5. Approve Sheila Farrar to be a Deputy Finance Officer for the Sheriff’s Office for purposes of the inmate trust fund.

6. Approve Public Works to purchase a generator.

7. Approve various equipment, supplies and items to be transferred to the Surry County School. The transfers is under the provision of the Sales Tax
Recovery Policy.

8. Approve the contract with Maximus to provide Professional accounting services for an annual indirect cost plan.

9. Approve budget change no. 6 as follows:
The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on November 6, 2006.

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<td>Architect Fees</td>
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<td>Legal/Soil Test/Surveys</td>
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<td>Architect Reim. Exp.</td>
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<td>Project Construction</td>
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<td>2,058,300</td>
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<tr>
<td>6155947 52010</td>
<td>Supplies &amp; Materials</td>
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<td>6155947 59500</td>
<td>Contingency</td>
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<td>74,788</td>
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Increase departmental total. 0 2,257,721 2,257,721

8499

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<td>6145947 43344</td>
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<td>Trans. Bond Proc. - N. Surry (New)</td>
<td>0</td>
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Increase fund totals. 3,038,201 2,257,721 5,295,922

SCHOOLS CAPITAL PROJECTS RESERVE FUND

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<td>Trans. To CP - N. Surry - New</td>
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<td>6345919 49110</td>
<td>Proceeds from Financing</td>
<td>0</td>
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Increase fund totals. 2,908,201 1,500,000 4,408,201

10. Approve budget change no. 7 as follows:
The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on November 6, 2006.

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<td>Rehabilitation</td>
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<tr>
<td>3854975 55580</td>
<td>Administrative Costs</td>
<td>25,000</td>
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Increase departmental total. 200,000 200,000 400,000

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<td>3844975 42195</td>
<td>CDBG Scattered Sites Grant</td>
<td>200,000</td>
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Increase fund totals. 200,000 200,000 400,000

COUNTY CAPITAL PROJECTS FUND

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<td>Project Construction</td>
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<td>Contingency</td>
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Decrease departmental total. 10,000 (3,603) 6,397
Meeting of November 6, 2006  Continued  8500

Park Maintenance Bldg.
6054220 51640 Project Construction 0 89,500 89,500
6054220 56550 Buildings 0 30,000 30,000
6054220 59500 Contingency 0 9,975 9,975
Increase departmental total. 0 129,475 129,475

REVENUES
6044219 49800 Transfer from General Fund 0 6,397 6,397
6044219 49882 Transfer from Bldg. Res. 10,000 (10,000) 0
6044220 49882 Transfer from Bldg. Res. 0 129,475 129,475
Increase fund totals. 10,000 125,872 135,872

CO. BUILDING CAPITAL RESERVE FUND

EXPENDITURES
6254250 59179 Trans. To CP - Park Bldg. 0 129,475 129,475
6254250 59181 Trans. To CP - Anim. Shelter 10,000 (3,603) 6,397
6254250 58220 Proposed Debt Service 120,000 (105,000) 15,000
6254250 59500 Contingency 120,000 (120,000) 0
Decrease departmental total. 1,866,988 (99,128) 1,767,860

REVENUES
6244250 49900 Unencumbered Balance 130,000 (99,128) 30,872
Decrease fund totals. 1,866,988 (99,128) 1,767,860

11. Approve budget change no. 8 as follows:
The Board of County Commissioners approved an amendment to the
FY2006-2007 Budget Ordinance at their meeting on November 6,
2006.

ACCOUNT CODE DESCRIPTION PREVIOUS REVISED
ACCOUNT CODE DESCRIPTION AMOUNT AMOUNT
GENERAL FUND EXPENDITURES
Sheriff’s
1054310 51010 Salaries & Wages 1,892,579 (9,000) 1,883,579
1054310 51130 401K Supplement Retirement 95,600 (259) 95,341
1054310 51300 Social Security 128,570 (400) 128,170
1054310 51310 Medicare 30,158 (158) 30,000
1054310 51330 Retirement 95,600 (260) 95,340
Decrease departmental total. 3,471,007 (10,077) 3,460,930

Narcotics OT Grant (New)
1054312 51010 Salaries & Wages 0 9,000 9,000
1054312 51130 401K Supplement Retirement 0 259 259
1054312 51300 Social Security 0 400 400
1054312 51310 Medicare 0 158 158
1054312 51330 Retirement 0 260 260
Increase departmental total. 0 10,077 10,077

REVENUES
1044310 42326 Narcotics OT Grant 7,558 (7,558) 0
1044312 42326 Narcotics OT Grant (New) 0 7,558 7,558

Does not change fund total.

Requests from the Human Resources Officer:
1. Approve to hire a selected applicant for Environmental
Health Supervisor I at grade 71-22.
2. Approve to hire a selected applicant for the Water and Sewer
Projects Coordinator position at grade 69-9.

Requests from the Planning Director:
1. Approve the Haystack Hills Section II final ten-lot
subdivision.
2. Approve John Thomas and Candace Cockerham Kennedy final one-
lot subdivision.
Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Don Miner addressed the Board regarding the Northwest Piedmont Council of Governments Job Link Mobile Unit has been received and is presently being stationed at Kentucky Derby Hosiery, North South Street, Mount Airy.

Carl Whitaker addressed the Board regarding an alleged statement made by a department head. Mr. Whitaker had met with the County Manager, and the County Manager had addressed the issue. The County Manager had met with the department head and requested Mr. Whitaker meet with the department head also. Mr. Whitaker did not want to meet with the department head.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR984. The parcel site is 6.41 acres of tax parcel 5949-04-62-0245. The property owner is Mountain River Trucking Company, Incorporate, c/o James H. Smith. The property is currently zoned RG. The petition is to rezone the property to MI.

Chris Knopf, Planning Director, presented the facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Johnson asked for comments from the public.

No one spoke regarding the rezoning.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Miller, seconded by Commissioner O'Neal, the Board unanimously to approve the rezoning as presented by the Planning Board.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on a proposed use of an Installment Financing Contract for the purpose of cafeteria and kitchen renovation at North Surry High School.

Betty Taylor, Assistant County Manager for Budget and Finance, discussed the use of an installment financing contract to fund $1,500,000 of the improvements at North Surry High School. Ms. Taylor also discussed installment financing bank bids for the North Surry High School kitchen and cafeteria renovation.

Chairman Johnson asked for comments from the public.

No one spoke regarding the Installment Financing Contract.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to approve the installment
financing contract and approving the following financing term resolution:

Resolution Approving Financing Terms

WHEREAS: The County of Surry ("County") has previously determined to undertake a project for kitchen and cafeteria renovations at North Surry High School, and the Assistant County Manager for Budget and Finance has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, as follows:

1. The County hereby determines to finance the Project through Wachovia Bank, in accordance with the proposal dated October 30, 2006. The amount financed shall not exceed $1,500,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 3.74% and the financing term shall not exceed 10 years from closing.

2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the County are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and Deed of Trust and a Project Fund Agreement as Wachovia Bank may request.

3. The Assistant County Manager for Budget and Finance is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Assistant County Manager for Budget and Finance is authorized to approve changes to any Financing Documents previously signed by County officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Assistant County Manager for Budget and Finance shall approve, with the Assistant County Manager for Budget and Finance's release of any Financing Documents for delivery constituting conclusive evidence of such officer’s final approval of the Document’s final form.

4. The County shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations.

All prior actions of County officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Chairman Johnson then declared the meeting to be a public hearing for the purpose of hearing comments on a proposed use of Q2AB's for Mount Airy High School.
Betty Taylor, Assistant County Manager for Budget and Finance, discussed the QZAB's for Mount Airy High School. The Mount Airy Board of Education will finance certain rehabilitation and repairs, including without limitation, plumbing and classroom upgrades, replacement of doors, floorings, and ceilings, restroom renovations and other related improvements. The contract will be in the amount of $1,800,000. The contract will also constitute a Qualified Zone Academy Bond.

Chairman Johnson asked for comments from the public.

No one spoke on the Mount Airy High School QZAB's.

Chairman Johnson then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to approve the Qualified Zone Academy Bond.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to employ Womble and Carlyle as bond council for the Qualified Zone Academy Bond.

Betty Taylor, Assistant County Manager for Budget and Finance, addressed the Board regarding the Mount Airy Board of Education wanting the Tharrington School property transferred back to the Mount Airy Board of Education.

It was the consensus of the Board for the Assistant County Manager for Budget and Finance to bring information back to the November 20, 2006 Board meeting.

Marcie Spivey, Martin Starnes and Associates, gave an audit presentation and fund balance history. Ms. Spivey stated the audit was clean and thanked the Finance Office for all their hard work.

Wayne Black, Social Services Director, discussed the Work First County Plan for 2007-2009 which was reviewed by the Social Services Board. Mr. Black stated that the plan was available for public review from October 17, 2006 through November 3, 2006. Mr. Black asked for approval of the plan.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the Work First County Plan for 2007-2009.

Wayne Black, Social Services Director, presented information on the NACo Prescription Drug Card Program through Caremark Rx. A contract with Caremark Rx was presented to the Board on September 18, 2006, contingent upon review by the County Attorney. The County Attorney objected to a provision in the proposed NACo Prescription Drug Card Program contract, as it related to County liability for cost associated with indemnifying Caremark for legal cost, including attorney fees, associated with third party claims against the company. Mr. Black also stated that CVS Drug Company announced that they will merger with Caremark Rx.
Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to table the NACo Prescription Drug Card Program contract until February 5, 2007.

The County Manager stated that the Westfield Boosters Club filed an application to revise their Incentive Grant request of $5,000 that was originally presented on October 2, 2006. The original request was for roof repair on the Westfield gym, which has now been fixed. The Boosters Club would like for the grant monies be appropriated for a ball field instead of the repairs to the roof. The County Manager stated that the application is being presented to the Recreation Advisory Committee tonight.

Chairman Johnson informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized by the Board and the Emergency Services Director:

Dale Harold and Tim Hawks, Emergency Services, in honor of five lives saved of the citizens of Surry County.

The Board took a fifteen-minute break.

The Board resumed regular business.

The County Manager addressed the Board regarding a Northwest North Carolina/Southwest Virginia Regional Tourism Initiative memorandum of agreement. Mr. Sammons stated that the agreement was endorsed by the Tourism Initiative Steering Committee. The Initiative currently consists of six counties that are fully funding the Regional Tourism Initiative, with Yadkin County having approved full membership this morning.

Commissioner Harrell stated that a Steering Committee was formed in June and bylaws are almost completed for the Tourism Initiative. The Regional Tourism Initiative Steering Committee is approaching other Counties and asking them to join. The Committee wants to take the Tourism Initiative to a high level.

Upon motion of Commissioner Harrell, seconded by Commissioner O‘Neal, the Board voted unanimously to approve the memorandum of agreement.

The County Manager stated that the Tourism Advisory Committee had interviewed three website development firms and selected one firm to develop a Regional Tourism website.

The County Manager updated the Board on the One Stop/Health Clinic building. Mr. Sammons stated that the design development phase of the project is on schedule.

The County Manager updated the Board on the Fisher River Park Maintenance building.
The County Manager briefed the Board on events that Commissioner Miller, Commissioner O'Neal and the County Manager had attended:

- North Surry High School Cafeteria Ground Breaking
- Open House at the Family Resources Center
- Ribbon Cutting for CK Technologies

The County Manager stated that a review and analysis of the five-year schools facility plans was being completed by Construction Control Corporation.

Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to go into closed session to discuss personnel.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve a one-step merit increase for employee in position #413001.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to pay two lump sum workers' compensation settlements.

Upon motion of Commissioner Harrell, seconded by Commissioner O'Neal, the Board voted unanimously to change the Dentist to a full-time employee with a grade/step change to 88/12.

Upon motion of Commissioner O'Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve a refund to DMA Program in the amount of $25,549.60, due to clerical error.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to amend the Personnel Ordinance adopted on November 3, 2003 by making the following addition to Appendix A, Position Classification Plan, effective November 1, 2006: Add Workers' Compensation Specialist to Grade 65. Create, advertise and fill a Workers' Compensation Specialist position at grade 65.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to create, advertise and fill a PHN II position, grade 73, in the Health and Nutrition Center, contingent upon final approval from State Personnel and State or grant funds paying the full cost.

Upon motion of Commissioner Hunter, seconded by Commissioner Harrell, the Board voted unanimously to reappoint John Collins to the Mount Airy Planning Board-ETJ.
Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to reappoint Tammy Gant to the Crossroads Behavioral Healthcare Board.

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to reappoint Charles Golding to the Board of Adjustments.

Upon motion of Chairman Johnson, seconded by Commissioner Harrell, the Board voted unanimously to reappoint Ron Inman to the Recreation Advisory Committee.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to reappoint the following individuals to the Natural Resources Committee:

- Kelly Eanes
- Lacy Mayes
- Marty Branch
- Steve Mason
- Tom Joyce
- Bern Schumak

Upon motion of Commissioner Harrell, seconded by Commissioner Hunter, the Board voted unanimously to hold the January 16, 2006 meeting at 5:00 p.m. at the Cooperative Extension Services building to discuss programs, needs and a yearly report with the Cooperative Extension Director and employees.

Upon motion of Chairman Johnson, seconded by Commissioner Miller, the Board voted unanimously to approve a revised incentive grant application from the Westfield Boosters Club to begin construction on a ball field instead of roof repairs to the Westfield gym. The incentive grant is in the sum of $5,000.

There was no further business to come before the Board.

Upon motion of Commissioner Hunter, seconded by Commissioner O’Neal, the Board voted unanimously to adjourn at 9:50 p.m.

Conchita Atkins
Clerk to the Board
The Surry County Board of Commissioners met in regular session at 6:00 p.m. on November 20, 2006. The meeting was held in the County Commissioners' Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Craig Hunter and Commissioner Fred O’Neal.

Commissioner Jim Harrell, Jr. was unable to attend due to a conflict.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Commissioner Elect Bill Hamlin
Sandy Snow, Human Resources Officer
Rhonda Nixon, Financial Planner/Internal Auditor
David Stone, Health and Nutrition Center Director
Johnny Easter, Environmental Health Supervisor
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order. Commissioner Craig Hunter delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested that the Board consider the minutes of the November 6, 2006 meeting. Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve the following resolution:

RESOLUTION HONORING COMMISSIONER FRED O’NEAL

WHEREAS, Fred O’Neal has been a member of the Board of County Commissioners of Surry County from December 1, 1986 to December 5, 1994, and December 7, 1998 to December 4, 2006, while serving as Chairman from December 7, 1987 to December 5, 1994 and December 17, 2001 to December 2, 2002 and Vice-Chairman from December 20, 1999 to December 4, 2000.

WHEREAS, during Commissioner O’Neal’s tenure on the Board many governmental service improvements were made for the benefit of the citizens of Surry County; and
WHEREAS, these service improvements included the following:

- Over $100 million in school construction and major renovation projects including White Plains Elementary School, Dobson Elementary, Franklin, Central Middle School, Mount Airy High School and Elkin High School.

- Passage of a $30 million school construction bond issue in 1991, allowing the construction of Shoals, Cedar Ridge, Westfield and Jones Elementary Schools, and Pilot Mountain Middle School and other renovation projects.

- Support of industrial park investments in Mount Airy, Elkin, and Pilot Mountain and numerous incentive agreements and related projects to bring new and better jobs to Surry County.

- Installation of road signs throughout the County for public safety and convenience.

- Passage of a $3.5 million bond issue to build the Health Science Building at Surry Community College.

- Installation of 13 solid waste and recycling collection centers, resulting in a recycling program that now generates $170,000 a year in revenue and $200,000 a year in avoided cost.

- Installation of flood control projects in Mount Airy for the protections of lives and property and installation of a permanent trail and greenway along Lovill's Creek.

- Development of in-house assessment services to improve the accuracy and timeliness of County revaluation process.

- Expansion of water and sewer services provided by the County in coordination with other local governments, now serving White Plains and Toast and soon to serve Flat Rock/Bannertown, Village at Shelton Vineyards and White Sulphur Springs Resort.

- Authorization for four school expansion projects in 2005 and 2006 involving $13.5 million in improvements for Mount Airy, Elkin and North Surry High Schools and Central Middle School.

- Continual efforts to gain the most value at the lowest cost to the benefit of the County and its taxpayers.

- Working as part of the Building Committee, and the Board, design and/or construction of the:
  - County Government Center
  - Animal Shelter
  - E-911 Communications Center
  - Human Services Center
  - Fisher River Park
  - County Judicial Center
Meeting of November 20, 2006  Continued

- Renovation of the Historic Courthouse
- Workforce Development Center
- Expansion of Animal Shelter and Adoption Center
- Permitting and Health Clinic Building

**Past and/or on-going service on the following County Boards and Commissions:**

- County Board of Health
- Northern Hospital Board of Trustees
- Crossroads Behavioral Healthcare Board
- Piedmont Sports and Entertainment Commission
- Region I Aging Advisory Council
- YVEDDI Board of Directors
- Surry Community College Board of Trustees
- Building and Grounds Committee
- North Carolina Association of County Commissioners
- Tax and Finance Committee
- Appointed by the Governor to the State Fire and Rescue Commission

NOW, THEREFORE, BE IT RESOLVED by the Surry County Board of Commissioners: The Board commends Fred O'Neal for his sixteen years of service in behalf of Surry County and its citizens, his influence and accomplishments, and his devotion to duty.

2. Approve the following from Tax Department:
   - Total releases for the month ending 10-31-06 in the amount of $14,645.64.
   - Total refunds for the month ending 10-31-06 in the amount of $4,481.97.
   - Total real and personal property discoveries for the month ending 10-31-06 in the amount of $10,665.48.
   - Total motor vehicle discoveries for the month ending 10-31-06 in the amount of $2,287.58.
   - Collect August 2006 motor vehicle renewals in the amount of $432,120.60.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve Emergency Services to apply and accept two non-matching HRSA grants. If awarded, they will purchase various supplies and equipment.
2. Approve the Health and Nutrition Center to purchase a copier for Animal Control.

Request from the Planning Director:

1. Approve the Launith Lawson Heirs final one-lot subdivision.

Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Chairman Johnson congratulated Commissioner Elect Bill Hamlin on his victory in the recent elections.
Chairman Johnson also congratulated Commissioners Harrell and Hunter on their re-elections.

David Stone, Health and Nutrition Center Director, introduced Johnny Easter as the new Environmental Health Supervisor.

Mr. Easter stated that he is glad to be here and wants to help out in any way he can. Mr. Easter also stated that his door is always open.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

David Stone, Health and Nutrition Center Director, presented a power point presentation on the 2006 Community Health Assessment. Mr. Stone stated that the presentation was a summary of the interim report presented to Healthy Carolinians on November 7, 2006. The assessment showed demographics of population, economy, education, health insurance, leading causes of death, dental care utilization, mental health and personal health. Summary results of a public survey were shared representing answers to a number of questions including lifestyle, personal health and perceptions about the community.

The County Manager addressed the Board regarding a meeting with the Building Committee and the need for storage buildings at the Human Service Center and a new equipment shed at the Landfill. The County Manager stated that the storage building at the Human Services Center would cost approximately $150,000, would provide needed storage for the Sheriff’s Office and also a better location for distribution of surplus commodities by DSS. The equipment shed at the landfill, which would cost approximately $100,000, would be for storage of heavy equipment.

The County Manager also discussed the exterior stairs leading to the back of the Government Center. Mr. Sammons stated that he had met with the Building Committee and they endorsed an allocation of up to $5,000 to fix the stairs.

Upon motion of Commissioner O’Neal, seconded by Commissioner Hunter, the Board voted unanimously to authorize construction of two storage buildings and the repairs of the stair at the Government Center, at the recommended allocations for each project.

The County Manager stated that Representative Jim Harrell, III and the House Select Committee for Rural Economic Development would like to hold a meeting with local elected officials at 11:00 a.m. on December 14, 2006 at the Harvest Grill to discuss economic goals and objectives for Surry County.

Upon motion of Commissioner Hunter, seconded by Commissioner O’Neal, the Board voted unanimously to appoint
Commissioner Elect Bill Hamlin as an alternate on the Dobson Liaison Committee.

The County Manager stated that the Charter Millennium Academy Athletic Facility Usage Agreement was near completion and would be in the December 4, 2006 consent agenda.

David Stone, Health and Nutrition Center Director, announced that the Open House and Dedication for the Charles G. Gillespie Adoption Center will be held Sunday, November 26, 2006 from 2 p.m. to 4:00 p.m. Mr. Stone stated that the adoption process was progressing nicely.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to allow out-of-County travel reimbursement for the County Manager.

Upon motion of Commissioner O'Neal, seconded by Commissioner Miller, the Board voted unanimously to approve the following closed session minutes:

- May 19, 2003 Item#2
- August 4, 2003 Item#2
- August 4, 2003 Item#4
- April 4, 2005 Item#2
- March 20, 2006 Item#2
- March 20, 2006 Item#4
- August 21, 2006 Item#1
- August 21, 2006 Item#3
- August 21, 2006 Item#5
- August 21, 2006 Item#7
- August 4, 2003 Item#3
- November 15, 2004 Item#2
- March 20, 2006 Item#3
- July 17, 2006 Item#1
- August 21, 2006 Item#2
- August 21, 2006 Item#4
- August 21, 2006 Item#6
- August 21, 2006 Item#9
- September 5, 2006 Item#1
- September 5, 2006 Item#2
- September 5, 2006 Item#3
- September 5, 2006 Item#4
- September 5, 2006 Item#5
- September 5, 2006 Item#6
- September 5, 2006 Item#7
- September 5, 2006 Item#8
- September 5, 2006 Item#9
- September 5, 2006 Item#10
- September 18, 2006 Item#1
- September 18, 2006 Item#2
- September 18, 2006 Item#3
- October 2, 2006 Item#1
- October 2, 2006 Item#2
- November 6, 2006 Item#2
- November 6, 2006 Item#3
- November 6, 2006 Item#1
- November 6, 2006 Item#3

Upon motion of Commissioner Hunter, seconded by Chairman Johnson, the Board voted unanimously to release the closed session minutes.

Commissioner O’Neal stated that he had enjoyed working with his fellow Commissioners, the County Manager, Department Heads and staff of Surry County.

Upon motion of Commissioner Hunter, seconded by Commissioner Miller, the Board voted unanimously to adjourn to the lobby of the Government Center for a ceremony honoring Commissioner Fred O’Neal for his sixteen years of services to Surry County.
The meeting ended at 7:00 p.m.

Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners
Meeting of December 4, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on December 4, 2006. The meeting was held in the County Commissioners’ Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Paul Johnson, Vice-Chairman Jim Miller, Commissioner Jim Harrell, Jr., Commissioner Craig Hunter and Commissioner Elect Bill Hamlin.

Commissioner Fred O’Neal was not present for the meeting.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Lisa Jones, Assistant Finance Officer
Sandy Snow, Human Resources Officer
Brenda Rose, Cooperative Extension Director
Pam Marion, Clerk of Court
Sheriff Graham Atkinson
Carolyn Comer, Register of Deeds
Register of Deeds Employees
Dr. Ashley Hinson, Surry County Schools Superintendent
News Media
Other Citizens

Chairman Paul Johnson called the meeting to order.
Chairman Paul Johnson delivered the invocation and led the Pledge of Allegiance.

Chairman Johnson requested the Board to consider the minutes of the November 20, 2006 meeting. Upon motion of Commissioner Miller, seconded by Commissioner Hunter, the Board voted unanimously to approve the minutes.

Chairman Johnson requested that the Board consider the consent agenda. Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:

1. Approve Stephen Michael Halasz, III to receive his service weapon and badge upon retirement.
2. Approve Leroy Bowman and Sandra Elliott receive their badges upon retirement.
3. Approve the Chairman to sign the Amendment for Construction, Use and Maintenance of an Athletic Facilities Agreement with Millennium Charter Academy and approve the release of $88,500 to Millennium Charter Academy toward the recreation facilities.
4. Approve a request from the Fire Marshal for a five and six mile fire protection district map of the Pilot Knob Volunteer Fire Department.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the following resolution authorizing the execution and delivery of an installment financing agreement, deed of trust, forward delivery agreement and related documents in connection with a QZAB Installment Financing for school improvements at Mount Airy High School and awarding the installment financing agreement to Bank of American:

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INSTALLMENT FINANCING AGREEMENT, DEED OF TRUST, FORWARD DELIVERY AGREEMENT, AND RELATED DOCUMENTS IN CONNECTION WITH A QZAB INSTALLMENT FINANCING FOR SCHOOL IMPROVEMENTS AND AWARDING THE INSTALLMENT FINANCING AGREEMENT TO BANK OF AMERICA, N.A.

BE IT RESOLVED by the Board of Commissioners (the "Board") of the County of Surry, North Carolina (the "County") as follows:

Section 1. The Board does hereby find and determine as follows:

(a) The Mount Airy City Schools Board of Education (the "Board of Education"), the governing board of the local school administrative units in the Town of Mount Airy, North Carolina, has determined that a need exists for renovating and modernizing Mount Airy High School and has requested capital funding therefore (collectively, the "Project").

(b) The Board of Education has applied for and received from the North Carolina State Board of Education an allocation of Qualified Zone Academy Bond ("QZAB") authority in the amount of $1,800,000 to assist in financing the Project.

(c) The Board of Education has requested the Board to assist in providing the financing necessary to complete the Project.

(d) After a public hearing and due consideration, the Board has determined that the most efficient manner of financing the Project will be for the County to enter into an Installment Financing Agreement (the "Agreement"), in an aggregate principal amount not to exceed $1,800,000, with Bank of America, N. A. (the "Bank") pursuant to Section 160A-20 of the General Statutes of North Carolina, as amended, and structuring the Agreement as a "qualified zone academy bond" pursuant to Section 1397E of the Internal Revenue Code of 1986, as amended, and the regulations thereunder. Pursuant to the Agreement, the Bank will advance moneys to the County in an amount sufficient to pay, together with other available funds, the costs of the
Project, and the County will repay the advancement in installments (the "Installment Payments").

(e) The Installment Payments will be invested pursuant to a Forward Delivery Agreement dated as of December 19, 2006 (the "Forward Delivery Agreement"), among the County, the Bank and U.S. Bank National Association, as custodian.

(f) In order for the County to enter into the plan of finance, the site of the Mount Airy High School Technical Building has been conveyed by the Board of Education to the County.

(g) In order to secure the performance of the County's obligations under the Agreement, the County will execute and deliver a Deed of Trust (the "Deed of Trust"), granting a lien on the site of the Mount Airy High School and all improvements and fixtures located and to be located thereon (the "Mortgaged Property").

(h) There has been presented to the Board each of the following documents relating to the proposed financing of the Project:

(1) the Agreement;
(2) the Deed of Trust; and
(3) the Forward Delivery Agreement.

Section 2. The Board hereby approves the Project and each of the Agreement, the Deed of Trust and the Forward Delivery Agreement in substantially the form presented to the Board at this meeting. One or more of the Chairman or Vice Chairman of the Board, the County Manager or the Assistant County Manager for Budget and Finance are each hereby authorized to execute and deliver on behalf of the County each of the foregoing documents in substantially the form presented to the Board at this meeting, containing such insertions, deletions and completion of blanks as the person or persons executing such documents shall approve, such execution to be conclusive evidence of approval by the Board of any such changes. The Clerk to the Board is hereby directed to affix the official seal of the County to each of the documents and to attest the same where appropriate.

Section 3. No deficiency judgment may be rendered against the County in any action for breach of any contractual obligation under the Agreement or the Deed of Trust, and the taxing power of the County is not and may not be pledged directly or indirectly to secure any moneys due under the Agreement or the Deed of Trust.

Section 4. One or more of the Chairman or Vice Chairman of the Board, the County Manager, the Assistant County Manager for Budget and Finance, the County Attorney and the Clerk to the Board, are each hereby authorized and directed to execute and deliver such closing certificates, opinions and other items of evidence as shall be deemed necessary to consummate the transactions described above, including (a) the execution of any necessary financing statements relating to fixtures located on the Mortgaged Property and (b) the execution of any documents necessary
for the conveyance of the site of the Mount Airy High School to the County.

Section 5. The Board hereby designates its obligations under the Agreement to be a "qualified zone academy bond" pursuant to Section 1397E of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

Section 6. The proposal letter dated October 20, 2006, from Bank of America, N. A. to the County offering to purchase the Agreement at a price of 100% of par and containing such other terms and conditions as set forth in such letter and contained in the Agreement is hereby declared to be in the best interests of the County, and therefore the County hereby awards the Agreement to Bank of America, N. A.

Section 7. This resolution shall take effect immediately upon its passage.

2. Approve budget change no. 9 as follows:
The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on December 4, 2006.

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Meeting of December 4, 2006 Continued
Meeting of December 4, 2006 Continued

REVENUE
6345919 49900 Unencumbered Balance 2,908,201 2,018,907 4,927,108
Increase fund totals. 4,408,201 2,018,907 6,427,108

COLLEGE CONSTRUCTION FUND
EXPENDITURES
SCC Miscellaneous Projects
6555926 55650 Miscellaneous 100,000 31,761 131,761
REVENUE
6545926 49874 Trans Bond Proc-SCC Misc. 100,000 31,761 131,761
 Increase fund totals. 100,000 31,761 131,761

SCC CAPITAL RESERVE FUND
EXPENDITURES
6655930 59330 Trans to College Construction 100,000 31,761 131,761
REVENUE
6645930 44900 Interest Earned on Investments 0 545 545
6645930 49900 Unencumbered Balance 100,000 31,216 131,216
Increase fund totals. 100,000 31,761 131,761

Requests from the Human Resources Officer:


Chairman Johnson then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

Tony Leonardi, resident of the Rockford Community, stated that he admired the Rockford Preservation Society but would like to see the Society focus toward Historic Rockford instead of trying to promote tourism. Mr. Leonardi also wants the Rockford Preservation Society to live by the bylaws.

Mike Branch, Granite City Rods, requested the Board allow the organization to continue using the Human Services Parking Lot, April through October, on the fourth Saturday of each month for a cruise-in to promote fundraisers for needy families in the community.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted unanimously to allow the Granite City Rods to use the parking lot as requested.

Robin Foy, resident of Rockford, stated that the Rockford Preservation Society did not allow the citizens of Rockford input into the organization.

Joan Atkins, resident of Rockford, stated that individuals in Rockford have no input in the Rockford
Preservation Society and that the Society was being run by two individuals.

Pamela Foy, Rockford General Store Owner, stated that the Rockford Preservation Society is not a community base organization.

Bennie Harris stated that the Board would receive countless number of good requests in the upcoming year, but the Board would not be able to fund all requests. Mr. Harris asked the Board not to be afraid to say no, due to the fact that there will not be enough funding for everyone.

There being no additional comments, Chairman Johnson closed the open forum, and the Board resumed regular business.

Chairman Johnson turned the meeting over to Chief District Judge Otis M. Oliver for the swearing in ceremony of Commissioner Elect Bill Hamlin, Commissioner Jim Harrell, Jr. and Commissioner Craig Hunter.

Judge Oliver administered the oath of office to Commissioner Elect Hamlin, Commissioner Harrell and Commissioner Hunter, with the oath being on file in the County Manager’s Office.

Chairman Johnson asked the County Manager to preside over the nomination and election of the Chairman and Vice-Chairman for December 2006 to December 2007.

The County Manager opened the floor for nomination for Chairman and called for a vote.

Commissioner Johnson nominated Commissioner Hunter. There were no other nominations.

Upon motion of Commissioner Miller, seconded by Commissioner Johnson, the Board voted to close the nomination and elect Commissioner Hunter as Chairman by acclamation.

The County Manager declared that Commissioner Hunter had been elected as Chairman for December 2006 through December 2007.

The County Manager then opened the floor for nominations for Vice-Chairman.

Commissioner Miller nominated Commissioner Johnson. Commissioner Hamlin nominated Commissioner Harrell. There were no other nominations.

The County Manager called for a vote for Commissioner Johnson. Voting for Commissioner Johnson were Commissioner Hunter, Commissioner Miller and Commissioner Johnson.
The County Manager called for a vote for Commissioner Harrell. Voting for Commissioner Harrell were Commissioner Hamlin and Commissioner Harrell.

The County Manager declared Commissioner Johnson had been elected as Vice-Chairman for December 2006 through December 2007 by a majority vote.

Commissioner Johnson thanked the Board of Commissioners for the opportunity to serve as Chairman for the past two years.

Commissioner Hunter thanked the Board for giving him the opportunity to serve as Chairman and will work hard to do what is best for Surry County.

The Board took a five-minute recess to thank family and friends for their support.

Marion Venable and Hannah Holyfield, Rockford Preservation Society, updated the Board on the Preservation Business Plan for 2006 and presented a power point presentation consisting of before and after photos and also proposed photos of buildings in the Village of Rockford.

Ms. Venable addressed the Board on the progress being made on various buildings and stated that all of the Rockford Preservation Society members are volunteers.

The Board expressed their thanks to the Rockford Preservation Society for the hard work. The Board also expressed that they would like to see the people interested in the Rockford Community work together towards shared goals.

Sam Bishop, Recreation Advisory Committee Chairman, discussed the Mountain Park PARTF Project. Mr. Bishop stated that on October 2, 2006 the Board of Commissioners received a request for the Mountain Park project to be the 2007 PARTF application for Surry County and on November 6, 2006 the Recreation Advisory Committee supported the Mountain Park Community Project. There have been two public meetings held in which 42 residents attended and expressed their support for the project.

Upon motion of Commissioner Johnson, seconded by Commissioner Harrell, the Board voted unanimously to approve the 2007 Mountain Park PARTF Project.

Brenda Rose, Cooperative Extension Director, addressed the Memorandium of Understanding between the Board of Commissioners and the North Carolina Cooperative Extension Service, North Carolina State University, and the North Carolina Cooperative Extension Program North Carolina A&T State University.

The Board discussed the Memorandum of Agreement.
Upon motion of Commissioner Harrell, seconded by Commissioner Johnson, the Board voted unanimously to table the issue until the January 16, 2007 meeting.

Chairman Hunter informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized:

Carolyn Comer, Register of Deeds, for maintaining the designation of certified Register of Deeds from the North Carolina Register of Deeds Association and for her high levels of professionalism and outstanding leadership.

Josephine W. Hardy, Register of Deeds, for maintaining the designation of Assistant Register of Deeds from the North Carolina Register of Deeds Association.

Joyce C. Gillespie, Register of Deeds, for maintaining the designation of Certified Assistant Register of Deeds from the North Carolina Register of Deeds Association.


The County Manager reminded the Board of a meeting with the House Select Committee on Rural Development on Thursday, December 14, 2006 at 11:00 a.m. The meeting will take place at the Harvest Grill.

The County Manager discussed the upcoming North Carolina Association of County Commissioners Legislative Goals Conference set for January 11-12, 2007. Mr. Sammons stated that the Board needed to elect a voting delegate to attend the Conference.

Upon motion of Commissioner Johnson, seconded by Commissioner Harrell, the Board voted unanimously to appoint Commissioner Miller as the voting delegate at the North Carolina Association of County Commissioners Legislative Goals Conference and appoint Commissioner Hamlin as an alternate.

The County Manager stated that a tentative date had been scheduled for the Elected Officials Dinner. The dinner was tentatively set for January 11, 2007 at Cedarbrook Country Club but there were conflicts with the date. The County Manager suggested January 25, 2007 at Cedarbrook Country Club.

It was the consensus of the Board to considering holding the Elected Officials Dinner on January 25, 2007 at Cedarbrook Country Club.

The County Manager invited the Board to attend the Surry County Employee Appreciation Lunch. The luncheon
Meeting of December 4, 2006 Continued

will take place at the Surry Community College gym on December 21, 2006 from 11:00 a.m. until 2:00 p.m.

The County Manager presented current reports and status on various school capital projects.

The County Manager stated that Commissioner Hamlin and he will be attending the Essentials of County Government Seminar December 12-15, 2006 in Jackson County.

The County Manager stated that Commissioner Johnson and he had attended the dedication for the Animal Adoption Center and stated that it was a great occasion. Mr. Sammons commended the staff for an excellent job.

The County Manager briefed the Board on various water and sewer projects.

Flat Rock/Bannertown water and sewer is now 42% complete with 140 services in place. Mr. Sammons stated that 200-240 services are expected to be in place by December 31, 2006.

Exit 93 water and sewer only has an 8,300 foot gap to connect with lines in Dobson. The water tank phase of the project should be essentially complete in December.

Mr. Sammons stated that Jack Gardin, the new Water and Sewer Projects Coordinator, will begin employment on December 11, 2006.

The Board discussed water and sewer to the Mount Airy Meat Center and possibly expanding the water and sewer district to the Meat Center.

The County Manager addressed the Board regarding the near completion of the maintenance building at Fisher River Park. The Parks, Recreation and Maintenance Director had obtained a quote for skirting panels inside the building in the amount of $2,675.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the $2,675 for skirting panels inside the maintenance building at Fisher River Park.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to reappoint Betty Hanes, Hazel Swift, and Martha Joyce to the Nursing Adult Care Homes.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to reappoint Sam Tesh to the Aging Advisory Council.
Commissioner Johnson read a resolution from the Town of Surf City regarding supporting property tax relief legislation for the low income elderly.

It was the consensus of the Board for the County Manager to meet with the Tax Administrator regarding the County's current property tax relief program and report back to the Board at a later date.

Betty Taylor, Assistant County Manager for Budget and Finance, addressed the Board regarding flood insurance at the Crossroads Behavioral Healthcare facility located on Riverside Drive in Mount Airy. Ms. Taylor stated that the property was recently in a 100 year flood plain, but is moved to a 500 year flood plain. Ms. Taylor also stated that the County has a $500,000 flood insurance policy on the structure.

The Board discussed the flood insurance.

Upon motion of Commissioner Miller, seconded by Commissioner Johnson, the Board voted unanimously to cancel the flood insurance policy on the Crossroad Behavioral Healthcare facility due to the improvements made to the flood plain.

The Board took a ten-minute recess.

The Board resumed regular business.

Upon motion of Commissioner Johnson, seconded by Commissioner Harrell, the Board voted unanimously to go into closed session to discuss personnel and economic development.

The Board came out of closed session and resumed regular business.

Upon motion of Commissioner Harrell, seconded by Commissioner Johnson, the Board voted unanimously to set the Sheriff's salary at grade 80-6, with a review yearly for the next two years and every two years thereafter.

Upon motion of Commissioner Johnson, seconded by Commissioner Harrell, the Board voted unanimously to approve hiring a selected candidate for the Workers' Compensation Specialist at grade 65-7.

Upon motion of Commissioner Hamlin, seconded by Commissioner Harrell, the Board voted unanimously to reclassify position #515434 from an OSSOG III to an OSSOG IV contingent upon final approval from State Personnel and to adjust the salary of the employee according to Personnel Ordinance guidelines.
There was no further business to come before the Board.

Upon motion of Commissioner Johnson, seconded by Commissioner Hamlin, the Board voted unanimously to adjourn at 9:15 p.m.

Conchita Atkins
Clerk to the Board
Surry County Board of Commissioners  
Meeting of December 18, 2006

The Surry County Board of Commissioners met in regular session at 6:00 p.m. on December 18, 2006. The meeting was held in the County Commissioners’ Meeting Room, Surry County Government Center, Dobson, North Carolina.

Board members present for the meeting were Chairman Craig Hunter, Vice-Chairman Paul Johnson, Commissioner Bill Hamlin, Commissioner Jim Harrell, Jr. and Commissioner Jimmy Miller.

Others present for the meeting, at various times, were:
Macon C. Sammons, Jr., County Manager
Conchita Atkins, Clerk to the Board
Edwin Woltz, County Attorney
Betty Taylor, Assistant County Manager for Budget and Finance
Sandy Snow, Human Resources Officer
Chris Knopf, Planning Director
Jack Gardin, Water and Sewer Projects Coordinator
David Stone, Health and Nutrition Center Director
News Media
Other Citizens

Chairman Craig Hunter called the meeting to order. Commissioner Jimmy Miller delivered the invocation and led the Pledge of Allegiance.

Chairman Hunter requested the Board to consider the minutes of the December 4, 2006 meeting. Upon motion of Commissioner Harrell, seconded by Commissioner Johnson, the Board voted unanimously to approve the minutes.

Chairman Hunter requested that the Board consider the consent agenda. Upon motion of Commissioner Johnson, seconded by Commissioner Harrell, the Board voted unanimously to approve the following consent agenda items:

Requests by the County Manager:
1. Approve the following resolution regarding changing the January 16, 2007 meeting location and time:

RESOLUTION

WHEREAS, the Surry County Board of Commissioners received an invitation from the Cooperative Extension Director to host its regular Board meeting at the Cooperative Extension Office; and

WHEREAS, the Surry County Board of Commissioners feels it is desirable from time to time to conduct Board meetings at various locations throughout the County; and

NOW THEREFORE BE IT RESOLVED, that the Surry County Board of Commissioners will conduct its January 16, 2007
regular meeting at the Cooperative Extension Office beginning at 7:00 p.m.

2. Approve the reappointments of Chris Knopf and Arthur Marion to the Pilot Mountain Planning-ETJ.
3. Approve the additional allocation of $8,235.85 for cost associated with the construction of the maintenance building at Fisher River Park.
4. Approve the following from the Tax Department:
   - Total releases for the month ending 11-30-06 in the amount of $7,006.43.
   - Total refunds for the month ending 11-30-06 in the amount of $4,010.10.
   - Total real and personal property discoveries in the month ending 11-30-06 in the amount of $12,575.19.
   - Total motor vehicle discoveries for the month ending 11-30-06 in the amount of $2,660.81.
   - Collect September 2006 motor vehicle renewals in the amount of $332,170.07.
5. Approve the Health and Nutrition Center to apply for a Minority Health Grant.
6. Approve the following resolution from the Health and Nutrition Center in support of local fees for food and lodging:

RESOLUTION IN SUPPORT OF LOCAL FEES FOR FOOD AND LODGING

WHEREAS, the State of North Carolina mandates that local government provide Food and Lodging support and inspections; and

WHEREAS, the State provides less than $13,000 per year in support of providing Food and Lodging support and inspections; and

WHEREAS, it costs the local taxpayers of Surry County upwards of $200,000 to meet the State mandated requirements of the Food and Lodging Program, and

WHEREAS, Local Health Departments fully support holding the State Environmental Health Division harmless for the funding to develop and maintain the environmental health data system; and

WHEREAS, the Surry County Board of Health believes fee for service funding for Food and Lodging support and inspections would be a more equitable than asking county residents to bare the cost of this State mandated service through the use of ad valorem taxes; and

WHEREAS, other State mandated services such as the On-Site Sewage Program are funded using a fee for service approach; and

WHEREAS, Food and Lodging facility owners and operators are the ones who draw financial benefit from such facilities;

THEREFORE, the Surry County Board of Health, meeting in regular session, hereby requests the General Assembly to enact legislation empowering local government to enact and collect fees for providing Food and Lodging support and
inspections from such enterprises operating within their boundaries.

NOW, THEREFORE BE IT RESOLVED that the Surry County Board of Commissioners supports local fees for Food and Lodging as recommended by the Board of Health.

Requests from the Assistant County Manager for Budget and Finance:

1. Approve the Register of Deeds to replace an embosser used to put the Register of Deed’s stamp on documents.
2. Approve a refund from Emergency Services to Cigna (Medicaid) in the amount of $3,162.70 due to overpayments.
3. Approve budget change no. 10 as follows:

The Board of County Commissioners approved an amendment to the FY2006-2007 Budget Ordinance at their meeting on December 18, 2006.

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Increase departmental total: 82,439 + 5,264 = 87,703

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Increase departmental total: 23,485 + 21,266 = 44,751

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Increase departmental total: 0 + 5,000 = 5,000

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Increase fund totals: 66,828,320 + 31,530 = 66,859,850
4. Approve the Sheriff’s Office to surplus bullet-proof vests to Surry Community College for the law enforcement training program.
5. Approve Finance to purchase three portable bar-code readers for fixed assets.

Request from the Planning Director:

1. Approve the Celeste E. Hart final four lot subdivision.

Chairman Hunter then declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

H.W. Golding asked the Board to look at a noise ordinance.

Commissioner Harrell congratulated the Elkin High School Football Team for winning the 1-A State Championship.

The Board asked the Planning Director to contact Jeff Johnson on Pine Ridge Road and request Mr. Johnson remove old tires and other junk from the Pine Ridge site.

There being no additional comments, Chairman Hunter closed the open forum, and the Board resumed regular business.

Chairman Hunter then declared the meeting to be a public hearing for the purpose of hearing comments on zoning application ZCR990. The parcel site is 2.14 acres of tax parcel 4090-00-75-2889. The property owner is Charles Alan Vernon. The property is currently zoned RA. The petition is to rezone the property to HB-C.

Chris Knopf, Planning Director, presented the facts pertaining to the rezoning and stated that the Planning Board recommends approval of the petition.

Chairman Hunter asked for comments from the public.

Attorney Hugh Campbell spoke in behalf of the petitioner and stated that Mr. Vernon will lease the building for a tutoring facility. The lease will be on an annual renewal one year lease.

H.W. Golding, adjoining property owner, spoke in opposition of the rezoning. Mr. Golding presented a petition opposing the rezoning. Mr. Golding stated that he wants what is best for the neighborhood.

Commissioner Johnson stated that he was concerned that the tutoring facility was being operated before the rezoning hearing.

The Board discussed the application and prior use of the site with the Planning Director. The Planning Director stated that there were complaints received and the Planning Department had investigated the complaints. The Planning
Department found no evidence that the facility was being operated.

There was no further discussion on the rezoning.

Chairman Hunter then declared the public hearing closed and asked the Board if they wished to take any action.

Upon motion of Commissioner Miller, seconded by Commissioner Harrell, the Board voted to approve the rezoning as presented by the Planning Director and recommended by the Planning Board.

Ayes: Chairman Hunter, Commissioner Miller, Commissioner Harrell, Commissioner Hamlin

Nays: Commissioner Johnson

Chris Knopf, Planning Director, introduced Jack Gardin as the new Water and Sewer Projects Coordinator.

Chris Knopf, Planning Director, updated the Board on various water and sewer projects.

- A request from a citizen wanting annexation into the Flat Rock/Bannertown Water and Sewer District.
- Connecting the Mount Airy Meat Center to the Flat Rock/Bannertown water.

Jeff Cockerham, Surry County Transportation Coordinator, addressed the Board on the Community Transportation Plan for FY 2008 and updated the Board on an administrative budget summary and a proposed project budget. Mr. Cockerham requested approval for Yadkin Valley Transportation to apply for a Community Transportation Program Grant and approval of local matching funds in the amount of $16,000 to cover 35% of local administrative cost.

Upon motion of Commissioner Johnson, seconded by Commissioner Harrell, the Board voted unanimously to approve the requests.

Juanita Daber, Appearance Commission, updated the Board on the activities of the Appearance Commission. Ms. Daber stated that the Appearance Commission has been aggressively pursuing several projects. The Commission is currently operating four committees that have each completed significant projects. The committees consist of an Education Committee, Enforcement Committee, Litter Committee and a Beautification Committee. Ms. Daber also stated that there are several vacancies on the Appearance Commission. The Commission recommended Tana Mills to represent the Eldora Township.

Upon motion of Commissioner Hamlin, seconded by Commissioner Johnson, the Board voted unanimously to
appoint Tana Mills to the Appearance Commission to represent the Eldora Township.

The County Manager addressed the Board regarding a letter of support requested from Marc Allred, GIS Analyst, Northwest Piedmont Council of Governments, to use contingency funds for the placement of bike route signs for the Dobson-Elkin loop in Surry County. There will be 37 small directional signs, 4 alternative signs, and 2 beginning signs in Fisher River Park and Elkin Municipal Park.

Upon motion of Commissioner Harrell, seconded by Commissioner Hamlin, the Board voted unanimously for a letter of support to be sent to the Northwest Piedmont Rural Planning Organization Planner expressing the Boards' full support of the Rural Planning Organization working with the North Carolina Department of Transportation to add bike directional signage to the Dobson-Elkin Loop of the Surry County Scenic Byways Plan.

Upon motion of Commissioner Harrell, seconded by Commissioner Johnson, the Board voted unanimously to produce the bike directional signage for the County Scenic Byway in the Public Works Department, if not funded by the North Carolina Department of Transportation.

The County Manager reminded the Board of the Employee Appreciation Luncheon on December 21, 2006-11:00 a.m. until 2:00 p.m. The luncheon will take place at Surry Community College gym.

The County Manager reminded the Board that the County offices will be closed December 25, December 26, 2006 and January 1, 2007 for the holidays.

The County Manager reminded the Board of the 2007 Legislative Breakfast to be held at the Elkin High School. The breakfast will take place on Wednesday, January 10, 2006 at 7:30 a.m. in the high school cafeteria.

Upon motion of Commissioner Harrell, seconded by Commissioner Johnson, the Board voted unanimously to approve the following appointments:

- Appoint Marian Spencer to the Planning Board.
- Reappoint Steve Long to the Elkin Planning-ETJ.

Upon motion of Commissioner Miller, seconded by Commissioner Johnson, the Board voted unanimously to appoint Jack Moore to replace Mike Hoyng on the Recreation Advisory Committee.

Upon motion of Commissioner Johnson, seconded by Chairman Hunter, the Board voted unanimously to appoint
Commissioner Hamlin to the Economic Development Partnership Board replacing Commissioner Johnson.

Upon motion of Commissioner Miller, seconded by Commissioner Johnson, the Board voted unanimously to approve the following Board and Commission changes.

- Appoint Commissioner Johnson to the Rural Planning Organization Transportation Committee with Chairman Hunter being the alternate.
- Appoint Commissioner Hamlin to the Workforce Development Consortium replacing Chairman Hunter.
- Appoint Chairman Hunter to the Buildings and Grounds Committee.
- Appoint Commissioner Johnson to the Health Board.

Chairman Hunter informed the audience that it was time for the special recognition portion of the agenda. The following individuals were recognized:

Chairman Hunter and Commissioner Harrell recognized the following individuals for 10 years of service to the County:

- Frankie Cave
- Lynn Hemric
- Mary Wilson
- Pam Marion
- Celena Watson
- Rebecca Carson
- Christine Bingman
- Angela Crews
- Bobbie Hinton
- Sally Bowman
- Linda Hamlin
- Sheila Farrar

Vice-Chairman Johnson recognized the following individuals for 15 years of service to the County:

- Lois Edwards
- Commissioner Hamlin recognized the following individuals for 20 years of service to the County:

- Denise Brown
- Glenn "Kenny" Hooker

Commissioner Miller recognized the following individual for 25 years of service to the County:

- Ann Walker

The Board took a fifteen-minute recess.

The Board resumed regular business.

Upon motion of Commissioner Johnson, seconded by Commissioner Hamlin, the Board voted unanimously to go into closed session to discuss personnel and legal matters.

The Board came out of closed session and resumed regular business.
Upon motion of Commissioner Hamlin, seconded by Commissioner Harrell, the Board voted unanimously to reimburse $198, from Public Works, to the Surry Baptist Association Handyman Ministries and exempt the Surry Baptist Association Handyman Ministries of charges for bringing demolition materials to the Landfill.

Upon motion of Commissioner Hamlin, seconded by Commissioner Harrell, the Board voted unanimously to approve the following personnel requests:

- Hire a selected candidate for a vacant detective position at grade 66-6.
- Create and fill two deputy sheriff positions (grade 63) and abolish the captain position (#431003).

Upon motion of Commissioner Harrell, seconded by Commissioner Johnson, the Board voted unanimously to approve the following personnel requests:
- Hire a selected candidate for a vacant detective position at grade 66-6.
- Create and fill two deputy sheriff positions (grade 63) and abolish the captain position (#431003).

Upon motion of Commissioner Miller, seconded by Commissioner Hamlin, the Board voted unanimously to pay up to $5,000 for legal fees and expense in the Wade Austin vs. Surry County case.

Upon motion of Commissioner Hamlin, seconded by Commissioner Miller, the Board voted unanimously to write-off $115 ambulance bill for patient #3966, call #991219071.1.

Upon motion of Commissioner Harrell, seconded by Commissioner Miller, the Board voted unanimously to approve the following requests:

- Reclassify position #515433 from an OSSOG III (grade 57) to an OSSOG IV (grade 59).
- Create an overlap full-time OSSOG III position at grade 57, advertise and fill the position. Delete an existing OSSOG III position when it becomes vacant.
- Approve revisions as presented on an educational reimbursement agreement for Lori Inman.

There was not further business to come before the Board.

Upon motion of Commissioner Johnson, seconded by Commissioner Hamlin, the Board voted unanimously to adjourn at 8:30 p.m.

Conchita Atkins
Clerk to the Board