



Town of Southern Shores

"A Town of Volunteers"

6 Skyline Road, Southern Shores, NC 27949

Telephone: (252) 261-2394 Fax: (252) 261-0452

Web Site: southernshores.org

E-mail: info@southernshores.org

State of North Carolina

Town of Southern Shores

To the Tax Collector of the Town of Southern Shores

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of the Tax Collector and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in the Town of Southern Shores and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account of, in accordance with law.

Witness my hand and official seal, this the 14th day of August 2001.

Paul Sutherland

Mayor, Town of Southern Shores

Carrie Gordon - town clerk

Attest:

TOWN OF SOUTHERN SHORES

TAX DEPARTMENT MONTHLY REPORT

MONTH: July, 2001

DATE: August 9, 2001

COLLECTIONS

MONTH TO DATE

Current Year – 2001	\$	640.62
Prior Years – 1979-2000	\$	3,475.59
Interest	\$	82.75

YEAR TO DATE

Current Year – 2001	\$	640.62
Prior Years – 1979-2000	\$	3,475.59
Interest	\$	82.75

**TOWN OF SOUTHERN SHORES
TAX DEPARTMENT**

DATE: August 14, 2001

PICKUPS

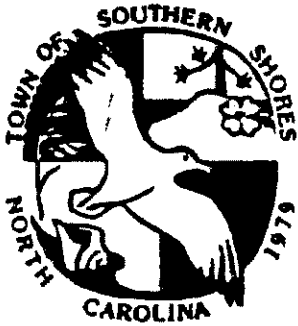
June Levy	\$ 3,796.50
J. Howard	\$ 17.18
B. Roughton	\$ 16.04

RELEASES

J. Roberts	\$ 1.54
W. Brink	\$ 10.83

TOTAL \$ 3,829.72

\$ 12.37



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July, 2001

MONTHLY PERMIT SUMMARY

TYPE CONSTRUCTION	NO.	COST	FEES
SOUTHERN SHORES			
New	6	\$ 1,020,900.00	\$ 6,204.25
Add/Alt	4	\$ 376,200.00	\$ 1,756.66
Other	8	\$ 33,713.00	\$ 450.00
TOTAL SS	18	\$ 1,430,813.00	\$ 8,410.91
CUMULATIVE FY2001		1,430,813.00	8,410.91
TOTAL HOMES SS (TOTAL LAST YEAR)	1990 1917	5 Certificate(s) of Occupancy issued this month)	
MARTIN'S POINT			
New	0	-	-
* Add/Alt	0	-	-
Other	0	-	-
TOTAL MP	0	-	-
CUMULATIVE FY2001		-	-
TOTAL HOMES MP (TOTAL LAST YEAR)	188 176	1 Certificate(s) of Occupancy issued this month)	
CAMA PERMITS	0		-
PLAN REVIEW FEE	10		770.00
ADD TO PERMITS	1		151.00
RE-INSPECTIONS	1		100.00
ZONING BOOK/MAP	0		
TOTAL MONTH			1,021.00
TOTAL YEAR		1,430,813.00	9,431.91

Respectfully submitted,

Michael Hejduk
Building Inspector

* We will be reporting certificates of occupancy issued and possible additions to open permits for Martins' Point.

Council Workshop Planning Board Recap

SPECIAL PLANNING BOARD MEETING RECAP
Prepared by Dan Shields for Council Workshop 7/31/01

7/20/01

A special meeting of the Southern Shores Planning Board was called to order at 3:00 P.M. Friday, 20 July 2001. All members of the Board was in attendance.

This special meeting of the Planning Board was called to consider the site plan for the Town of Southern Shores to erect a storage building on their property behind the Fire Station. Comments were made and resolved and questions answered. The Planning Board recommends that the site plan be approved.

Dan G. Shields

Chairman, Planning Board
Southern Shores, NC

CC: Council
Towning
BI

Council Workshop Planning Board Recap

PLANNING BOARD MEETING RECAP

7/16/01

Prepared by Dan Shields for Council Workshop 7/31/01

The July meeting of the Southern Shores Planning Board was called to order at 7:30 P.M. Mon 16 July 2001. A quorum of the Board was in attendance.

1. The Planning Board discussed the draft, Large Home Ordinance, made a few corrections, and voted to recommend approval to Town Council.
2. The Planning Board discussed the issue of multiple buildings on a commercial site. We all agreed that a change is in order and will develop a draft ordinance for discussion at the next meeting.
3. *Amendment to site plan:* The commercial site at 5415 N. Croatan Highway, Lots 5 and 6, Block 53, Section B, Columbia Propane requested an amendment to the site plan to construct a 12' by 12' deck in front of the building. After discussion it was agreed that a handrail from the building to the deck would be added. The Planning Board recommends approval of this amended site plan.
4. Indications of two forthcoming issues were mentioned. First, the Marina at Loblolly and second, the emergency vehicle entrance to the eastern most commercial lot in the Martin's Point commercial zone. These items were mentioned, but no formal correspondence has been received yet.

Dan G. Shields

Chairman, Planning Board
Southern Shores, NC

July 4, 2000

Dear Southern Shores Town Council,

As Southern Shores property owners, we the undersigned are concerned with responsible development of our unique coastal environment and aesthetics of our community. Through clear cutting of residential lots during development both the coastal environment and aesthetics of our community are being compromised.

Southern Shores has the many and varied ecosystems within the community. The matured maritime forest which occupies the Chicahawk Section of the community has trees which are estimated at over 150-200 years old. The dunes areas have vegetation, which is unique to our specific latitude and longitude. Our wetlands have vegetation, which act as filters for our ecosystem. These trees, vegetation and grasses act as a buffer to air pollution converting carbon dioxide to oxygen, control soil erosion, shield the community from storm winds and provide an ecosystem for native wildlife and migratory birds.

Property owners need to be able to clear appropriate house footprints on lots. However, clear cutting of our lots is an unacceptable practice and is often being predicated though motivation of developers who are averse to taking extra time and effort to selectively remove trees during residential property development.

We the undersigned property owners of Southern Shores request the Southern Shores Town Council to form a working group made up of citizens at large, the Town of Southern Shores Building Inspectors Office, and representatives of the various property owners associations within the town to research the issue and adopt appropriate rules, permits and/or ordinances to discourage and control clear cutting of trees and vegetation on the properties of Southern Shores.

Greg Mick
David Mick
Harriet Brown
John Howell
William L. Lough
Carrie H. Smith
John Gomez
Catherine Gianico
H. Don
Anna M. Lake

Lorraine Sutton
Harry A. Sutton Jr.
George H. Cushman
Edna Eastman
John
Billy S. Denny
Joan Freemantle
Gordon Freemantle
Peter Woodhouse
Frank Woodhouse

David H. Hays
Robert Keller
John
Robert
William
Bill
James M. Adams
Robert
John
John

(over)

8/14/01

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I would like to thank Susan and Gary Minick for their initiative in bringing this issue before the Council, and I thank the Council members for agreeing to form a task force to study the issue.

For historical perspective, I would like to briefly read several sentences from the ^{Town's} 1997 CAMA Land Use Plan. There were 994 tabulated responses to the questionnaire.

Pg 14) "The respondents strongly agreed that they chose to live in Southern Shores because of the natural environment. They also strongly agreed that the maritime forest is an important element of what makes Southern Shores a special place and therefore it should be protected." also, "the respondents agreed with a 'moderate and carefully spelled out' ordinance that would require property owners to get permission before cutting trees." Also, later in the report, the statement is made that ... "the

Pg 17 - Town is concerned with clear cutting or heavy modification of wooded lots. The Town may deal with this issue in the future through a local vegetation or tree ordinance."

I would suggest that the time for this "future ordinance" is now:

Although the petition presented to Council specifically mentioned only the Chicahawk maritime forest, the problem is occurring everywhere in the town. For example, there is a lot currently being cleared on N. Dogwood

(288 N. Dos Wood)

Trail, just north of the Wading Beach. I urge the Council members to view this lot as an illustration of what is happening - One month ago this was a heavily wooded lot, about 300 feet deep, with a 20 foot high ^{knobby} hill in the center of the lot. Today there are barely a dozen trees of any appreciable size remaining. The hill is gone; instead there is a 15-foot high vertical escarpment, cut to within 22 inches of the concrete markers on the side lot line. There is a huge tree with a 19 inch diameter trunk, sitting right on the edge of that vertical cliff, and leaning at almost 45° over the neighbor's lot. Two days ago it was not leaning. When it comes down, it will take out an appreciable chunk of the neighbor's woods.

The main point I want to make today, though, is this: it has been said that a property owner has the right to do anything he wants with his property. In fact, that is not true. If it were, I would be able to build a 50 foot high house, or put a 20 foot high wall around my property, or install a wind generator ^{tower} on my dock to cut my electricity bills, or raise a cow or two to cut my food bill. In fact, I am restricted by Town ordinance from doing any of these things. These restrictions are a recognition of the fact that if what I do on my property adversely affects my neighbors'

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health, or safety, or quality of life, or property value, then the rights of the community take precedence over my rights.

You do have the right to address this issue, and you have the obligation to do so, and I believe you will find that the majority of the property owners in this town will support your efforts.

— Delivered at the public comment section of the August 14, 2001 Southern Shores Town Council Meeting.

Ursula Zdziencki

Pete Macpherson

WHY DO PROPERTY OWNERS CLEAR CUT THEIR LOTS

1. THE BUILDER TOLD THEM IT WOULD BE MORE COST EFFICIENT - EITHER THE BUILDER OR OWNER COULD MAKE A PROFIT FROM SELLING THE LARGE PINES TO A MILL CUT TO EITHER 8 OR 10 FT
2. THEY WANT A LARGE HOUSE THAT IF THEY HAD TO SELL IT WOULD BE MORE SALEABLE AS A TOURIST WEEKLY RENTAL
3. THEY ARE AFRAID OF TREES FALLING ON THEM DURING A HURRICANE
4. THEY FIGURE LESS MAINTENANCE, NO GUMBALL, NO PINE CONES NO ACE STRAW ETC
5. THEY CARE NOT ABOUT THE ENVIRONMENT OR ANY ONE BUT THEMSELVES

~~IN MANY INSTANCES THEY BUILD HOMES WITH ^{OR} 50 FOOTAGES REQUIRING AN AVAILABLE WATER SUPPLY GREATER THAN CAN BE SUPPLIED ~~FOR A~~ TO KNOCK DOWN A FULLY INVOLVED INTERIOR FIRE~~

5/14/01

FROM AN ARTICLE I READ SOME
TIME AGO IN THE VIRGINIA PILOT

TREES PROVIDE ONE OF THE MOST COST
EFFICIENT METHODS OF COOLING IN
THE FORM OF SHADE. AN ALABAMA
COLLEGE INVESTIGATION DEMONSTRATED THAT
AIR CONDITIONING EXPENSES CAN BE REDUCED
SUBSTANTIALLY WITH AS LITTLE AS 20%
OF A BUILDING'S ROOF SHADED EACH DAY

A MICHIGAN UNIVERSITY STUDY REPORTED
THAT OVER A 50 YR LIFE SPAN A
HEALTHY TREE CAN GENERATE \$31,000
WORTH OF OXYGEN AND RECYCLE \$37,500
WORTH OF WATER. A SOLITARY TREE
CAN PROVIDE \$62,000 WORTH OF AIR
POLLUTION CONTROL AND \$31,000 IN SOIL
EROSION PREVENTION — DOLLAR FOR
DOLLAR, RETAINING MATURE TREES
IS THE BEST INVESTMENT WE CAN
MAKE TO IMPROVE THE ENVIRONMENT

I BELIEVE MUNICIPALITIES SHOULD ENACT ORDINANCES WITH TEETH THAT WILL SUPPORT THE PRESERVATION OF MATURE TREES REQUIRING HOME BUILDERS/OWNERS TO SALVAGE LARGE ~~MATURE~~ SHADE TREES FOR THEMSELVES AND THEIR ADJOINING NEIGHBORS

THE TREES NOT ONLY PROVIDE SHADE, BEAUTY, POLLUTION CONTROL AND SOIL CONSERVATION, BUT ALSO CONVEY A NATURAL SERENITY RATHER THAN AN ORDERED ARTIFICIAL PLACEMENT

IF WE ARE NOT CAREFUL ~~SOME~~ THE ONLY MATURE TREES LEFT MAY ONE DAY BE IN A MUSEUM

I SUPPORT THE EFFORTS OF GARU & SUBAN MINCK

IN THEIR EFFORTS TO CLOSE A ^{WHICH I} LOOP HOLE IN OUR BUILDING ^{CONSIDER} CODE

TOWN OF SOUTHERN SHORES

6 Skyline Road, Southern Shores, NC 27949

(252) 261-4850 tel (252) 255-0876 fax

www.southernshores.org codes@southernshores.org



August 15, 2001

Mr. Neil Blinken, President
Southern Coastal Associates
Post Office Box 1374
Kitty Hawk, North Carolina 27949
Via fax 261-4529

Re: Ginguite Woods Planned Unit Development (PUD)

Dear Mr. Blinken:

A review of our file on the referenced project reveals that a time limit established by the Town Zoning Ordinance has been exceeded for site plan approval and construction of five (5) townhouses designated as Sales Models.

Article X, Section 10.02 D states, *"if the work authorized by any building permit issued in accordance with an approved site plan is started but not prosecuted to completion within eighteen (18) months of the date of issuance of the building permit, the approval of that site plan shall expire and the building permit shall be revoked."*

In response to your request, the Planning Board and Town Council granted special permission to build five (5) units to serve as Sales Models prior to Final Plat approval with the understanding that no electrical power or occupancy permits would be issued until all infrastructure was installed and the Final Plat approved. The Town understood that your goal was to "fast track" this project by having the townhouses constructed at the same time the wastewater system was being installed. Five individual building permits were issued on November 23, 1999 for townhouses at #2, 4, 6, 8 and 10 Tyson Lane. In short, the 18 month time limit for the townhouse building permits expired May 23, 2001.

On May 29, 2001 you appeared before the Town Council to report on the status of your project. At that time you presented, and the Town Council accepted, your explanation that your project's delay was due to circumstances beyond your control but that progress was being made with infrastructure improvements.

Section 10.02 of the Town's Zoning Ordinance further provides that the Town Council may extend the approval of a site plan for 90 days. It is the Town's position that you received a tacit 90 day extension at the May 29, 2001 meeting. This letter is to inform you that the current site plan extension will expire August 29, 2001. As provided by the cited ordinance provision, expiration of the site plan extension will result in expiration of the Preliminary Site Plan approval and revocation of building permits for the five townhouses and will require all work on those units to cease. The wastewater treatment plant permit would not be affected at this time.

The Town requests you review the status of current construction efforts and either:

- A) Make a request for an additional Preliminary Plat extension and provide a definite project completion date, or
- B) Submit a Final Plat to the Planning Board with all required infrastructure Engineering Certifications by August 29, 2001, or
- C) Per Section 7-120 of the Town Code of Ordinances as an alternative to complying with the provisions of this article prior to approval of the final plat, the Town Council may accept one (1) of the following as guarantee that required improvements will be completed prior to offering lots in the Planned Unit Development for sale:
 - 1. Surety bond, with a corporation licensed to do business in the state.
 - 2. Guaranteed letter of credit
 - 3. Cash deposit

Amount of guarantee instrument shall be equal to estimated cost of improvement plus twenty (20) percent of that amount. Only the above three (3) alternatives are acceptable as guarantees of improvements and no others.

Sincerely,



Michael J. Hejduk
Code Enforcement Administrator

Copy to: Tom Gjestson, Town Manager

July 3 meeting

CC: Town mgr
Council
Police Chief
Town Clerk



North Carolina Department of Cultural Resources

Michael F. Easley, Governor
Lisbeth C. Evans, Secretary

Division of Archives and History
Jeffrey J. Crow, Director

June 25, 2001

Dear Municipal/Town Clerk:

Enclosed please find two statewide amendments to the 1997 *Municipal Records Retention and Disposition Schedule*. The first amendment to Standard-3 Budget and Fiscal Records covers the Escheat and Unclaimed Property File. The retention period for this file was amended. The second amendment to Standard-13 Police Department Records clarifies the minimum retention period for items in the Communications Records File.

The schedule and amendments also are available on our website. To access the schedule, please go to the webpage <<http://www.ah.dcr.state.nc.us/sections/archives/rec/local.htm>>. From there, select the option "Municipal Schedule." The amendments require approval as outlined in G.S. § 121-5(b). The approval sheet for the schedule is included in this mailing. Please secure the required signatures on the approval sheet, and mail a copy of the completed approval sheet to me.

If you have any questions regarding this schedule or records management in general, please feel free to contact me at (919) 733-3540.

Sincerely,

A handwritten signature in cursive script that reads "Sarah E. Koonts".

Sarah E. Koonts
Head, Local Records Unit

MAILING ADDRESS:
4615 Mail Service Center
Raleigh, N.C. 27699-4615

Telephone (919) 733-3540
Facsimile (919) 715-3627

LOCATION:
215 N. Blount Street
Raleigh, N.C. 27601-2823
State Courier 51-81-20

MUNICIPAL RECORDS RETENTION AND DISPOSITION SCHEDULE
AMENDMENTS

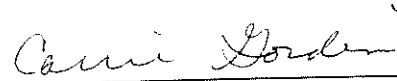
STANDARD-3 BUDGET AND FISCAL RECORDS.

Amend the records retention and disposition schedule by changing the description and disposition instructions for Item 37. Escheat and Unclaimed Property File, as shown on substitute page 17, dated June 15, 2001.

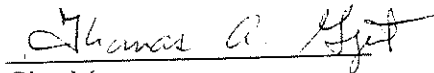
STANDARD-13 POLICE DEPARTMENT RECORDS.


Amend the records retention and disposition schedule by changing the disposition instructions for Item 15. Communications Records File, as shown on substitute page 65, dated June 15, 2001.

APPROVAL RECOMMENDED




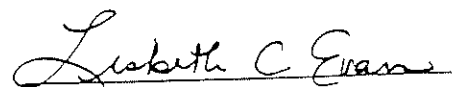
City Clerk


City Manager


Jeffrey J. Crow, Director
Division of Archives and History

APPROVED


Mayor 8/14/01


Lisbeth C. Evans, Secretary
Department of Cultural Resources

June 15, 2001

8/4/01

SOUTHERN SHORES FIRE DEPARTMENT
15 S. Dogwood Trail
Southern Shores, NC 27949

Dave Bakken, Chief

Jim Morrison, Chairman

MONTHLY REPORT TO TOWN -FIRE CALLS FOR 2001-02

CALLS ANSWERED	JULY	FY2001-02
STRUCTURE 111	11	11
PROP O/S STRUCTURE 112	0	0
VEHICLE FIRE 131	0	0
BRUSH FIRE 142	6	6
EMS 311	25	25
RESCUE 300	5	5
VEHICLE ACCIDENT 322	9	9
SERVICE CALL 500	0	0
GOOD INTENT 600	0	0
FALSE MALFUNTION 735	0	0
FALSE UNINTENTIONAL 740	5	5
HAZARDOUS CONDITION 400	0	0
OTHER 900	0	0
TOTAL CALLS	61	61
MUTUAL AID GIVEN	14	14
MUTUAL AID RECEIVED	14	14
CASUALTIES	0	0
PROPERTY LOSS \$	0	0
VOLUNTEER HOURS	1275	1275



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

MICHAEL F. EASLEY
GOVERNOR

LYNDO TIPPETT
SECRETARY

August 13, 2001

Mr. Paul Sutherland
Mayor, Town of Southern Shores
6 Skyline Road
Kitty Hawk, NC 27949

Subject: Reduction of Speed Zone for NC 12, Dare County

Dear Mr. Sutherland,

We have reviewed the Towns' request for reducing the speed limit along NC 12, located in Southern Shores, Dare County. The Towns' desire is to have the existing 45 miles per hour limit reduced to 35 miles per hour.

The numerical speed limit established on any roadway is based upon several traffic and engineering requirements. Typically, the 85th percentile speed is used to determine the speed limit. The 85th percentile speed is the free flow speed that 85 percent of drivers are comfortable traveling at without restrictions under the existing pavement conditions, traffic volumes, and development. To determine the free flow speed, a spot speed study was conducted on Thursday, August 9, from 12 p.m. to 6 p.m.

The results indicate an 85th percentile speed of 43 miles per hour. This means that 85 percent of all drivers were driving at 43 miles per hour or slower. This also indicates that the established speed limit may be appropriate, however, lowering of the speed limit to 40 mile per hour may also be justifiable. Lowering the speed limit further may create enforcement problems.

If we can be of further assistance in other highway safety matters, please let us know.

Sincerely,

D.R. Conner, P.E.
Division Engineer - Division One

A handwritten signature in black ink, appearing to read "Donald Chad W. Edge, III".

Donald Chad W. Edge, III, P.E.
Division Traffic Engineer

DRC/dwe

Cc: Gretchen Byrum, P.E., District Engineer

P.O. Box 850, Edenton, NC 27932 Phone: (252) 482-7977 Fax: (252) 482-8722



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Resolution # 01-08-010

Resolution Granting An Easement To Virginia Electric And Power Company

WHEREAS, the town desires to beautify the environment by supporting efforts to remove unsightly utility lines by installing new and existing utility lines underground;

NOW, THEREFORE BE IT RESOLVED BY THE Town Council of the Town of Southern Shores unanimously approves a right-of-way agreement with Virginia Electric and Power Company. A copy of which is attached hereto.

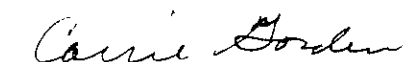
The Mayor and Town Clerk are hereby authorized to execute the agreement in behalf of the Town of Southern Shores.

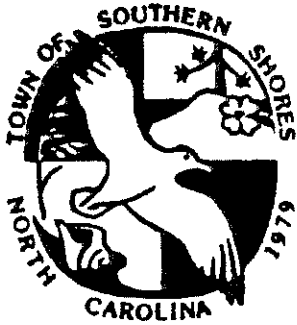
Adopted this the 14th day of August 2001.



Paul Sutherland, Mayor

ATTEST:


Carrie Gordin, Town Clerk



Town of Southern Shores

"A Town of Volunteers"

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Resolution 01-08-011

A RESOLUTION ADVOCATING LOCAL GOVERNMENT'S ROLE IN THE N.C. COASTAL MANAGEMENT LAND USE PLANNING PROCESS

WHEREAS, the Town of Southern Shores Town Council has consistently advocated that the relationship between the N.C. Coastal Resources Commission and the local governments in the coastal region should be one that recognizes the important role of locally elected officials, particularly in matters that pertain to land use regulations; and

WHEREAS, decisions about land use issues affect the value of real estate in each political jurisdiction in the coastal region and therefore also affect each local government's ability to raise the revenue necessary to provide government services; and

WHEREAS, local elected officials are held accountable for their decisions about land use issues through the elections process; and

WHEREAS, the members of Coastal Resources Commission are not elected and are not accountable to the voters; and

WHEREAS, the N.C. General Assembly recognized this important distinction when it adopted the Coastal Area Management Act in 1974 and directed land use issues to local governments except in those designated Areas of Environmental Concern.

NOW THEREFORE BE IT RESOLVED, that the Southern Shores Town Council supports efforts by the N.C. Coastal Resources Commission to simplify and clarify its Land Use Plan guidelines and certification process.

AND BE IT FURTHER RESOLVED that the Southern Shores Town Council is opposed to changes to these guidelines and procedures scheduled for public comment in August 2001 as the Council finds these proposed rules and procedures to be contrary to the state and local government partnership originally envisioned and adopted in the Coastal Area Management Act of 1974.

Adopted this 14th day of August 2001.

Paul Sutherland, Mayor

ATTEST:

Carrie Gordin, Town Clerk