

## Agenda

## **Greenville City Council**

April 8, 2010 7:00 PM City Council Chambers 200 West Fifth Street

Assistive listening devices are available upon request for meetings held in the Council Chambers. If an interpreter is needed for deaf or hearing impaired citizens, please call 252-329-4422 (voice) or 252-329-4060 (TDD) no later than two business days prior to the meeting.

## I. Call Meeting To Order

- II. Invocation Council Member Blackburn
- III. Pledge of Allegiance
- IV. Roll Call
- V. Approval of Agenda
- VI. Special Recognitions
  - Eppes Memorial Public Art Project Pitt County Arts Council and Eppes Alumni Association

## VII. Appointments

1. Appointments to Boards and Commissions

## VIII. New Business

## **Public Hearings**

- 2. Ordinance requested by Edwards Communities Development Co., LLC to rezone 0.25 acres located at the southeast corner of the intersection of Lawrence and 11th Streets from OR (Office-Residential [High Density Multi-family]) to OR-UC (Office-Residential [High Density Multi-family]) with an urban core overlay
- 3. Ordinance requested by Adrian Wike to rezone 5.46 acres located at the northeast corner of the intersection of Belvoir Highway and Sunnybrook Road from RA20 (Residential-Agricultural) and

CG (General Commercial) to CH (Heavy Commercial)

- 4. Ordinance requested by the Redevelopment Commission of Greenville to rezone 0.59 acres located between Vance and Contentnea Streets and north of West 5th Street from CDF (Downtown Commercial Fringe) and R6 (Residential [High Density Multi-family]) to OR (Office-Residential [High Density Multi-family])
- 5. Ordinance requested by the Community Development Department to amend the zoning regulations to include additional Land Use Intensity (LUI) special use permit application submission standards, required findings, and Planning and Zoning Commission consideration criteria
- 6. Ordinance requested by the Community Development Department to amend various zoning ordinance provisions to include screening, safety barrier, and dwelling unit separation standards for recycling centers and compactors for both multi-family residential and nonresidential development
- 7. Ordinance to annex Fox Chase, Section 2, Lot 32, involving 0.756 acres located east of Fox Chase Lane, south of Charleston Village, Section 1, Phase 2, and Charleston Village, Section 2, Phase 2, and bounded on the south, east, and west by Fox Chase, Section 2
- 8. Updates to the City of Greenville's Manual of Standard Designs and Details
- 9. Annual Action Plan for HOME Investment Partnership and Community Development Block Grant Programs

## **Public Comment Period**

• The Public Comment Period is a period reserved for comments by the public. Items that were the subject of a public hearing at this meeting shall not be discussed. A total of 30 minutes is allocated with each individual being allowed no more than 3 minutes. Individuals who registered with the City Clerk to speak will speak in the order registered until the allocated 30 minutes expires. If time remains after all persons who registered have spoken, individuals who did not register will have an opportunity to speak until the allocated 30 minutes expires.

## **Other Items of Business**

- 10. Community Development Block Grant program subrecipient funding for 2010-2011
- 11. Ordinance amending Chapter 3 of Title 6 (Solid Waste Collection) of the City Code requiring recycling centers at multi-family dwellings
- 12. Ordinance amending Chapter 3 of Title 6 (Solid Waste Collection) of the City Code to allow the use of compactors at multi-family dwellings
- 13. Ordinance amending Section 6-3-4 of the City Code relating to solid waste receptacles

14. Resolutions establishing state legislative initiatives

## IX. Comments from Mayor and City Council

- X. City Manager's Report
- XI. Adjournment



# City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Appointments to Boards and Commissions
Explanation:	City Council appointments or reappointments need to be made to the Board of Adjustment, Community Appearance Commission, Environmental Advisory Commission, Greenville Bicycle and Pedestrian Commission, Historic Preservation Commission, Human Relations Council, and Public Transportation and Parking Commission.
<u>Fiscal Note:</u>	No fiscal impact.
<u>Recommendation:</u>	To make appointments or reappointments to the Board of Adjustment, Community Appearance Commission, Environmental Advisory Commission, Greenville Bicycle and Pedestrian Commission, Historic Preservation Commission, Human Relations Council, and Public Transportation and Parking Commission.

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#### Attachments / click to download

D Appointments To Boards and Commissions City Council Meetings Agenda Deadline Material 138519

## Appointments to Boards and Commissions

April 8, 2010

Board of Adjustment					
<b>Council Liaison:</b>	Council Member Marion Blac	ekburn			
Name	Current Term Reappointment Status Expiration Date				
Susan Bailey (Alternate Member)	Filling unexpired term	Resigned	June 2010		

## **Community Appearance Commission**

<b>Council Liaison:</b>	Council Member Kandie Smith		
Name	Current Term	<b>Reappointment Status</b>	<b>Expiration Date</b>
Myron Caspar	Filling unexpired term	Eligible	April 2010
Dana Coles	First term	Eligible	April 2010
Perry Kachroo	First term	Eligible	April 2010
Noria Namaz	Second term	Ineligible	April 2010

## **Environmental Advisory Commission**

<b>Council Liaison:</b>	Council Member Marion Blackburn			
Name	Current Term Reappointment Status Expiration Date			
Jessica Christie (3)	Second term	Ineligible	April 2010	
James Kenny (7)	Second term	Ineligible	April 2010	

(3) A member of a local environmental group

(7) An at-large member from the Greenville community with skills and interest in environmental health, safety, and/or medicine

## **Greenville Bicycle and Pedestrian Commission**

<b>Council Liaison:</b>	Council Member Calvin Merce	er	
Name	Current Term	<b>Reappointment Status</b>	<b>Expiration Date</b>
Matthew Rosenbaum	Initial term	Resigned	January 2013

<b>Council Liaison:</b>	Council Member Calvin Mercer				
Name	Current Term Reappointment Status Expiration Dat				
Minnie Anderson	Filling unexpired term Resigned		January 2011		
	Human Rela	tions Council			
<b>Council Liaison:</b>	n: Council Member Max Joyner, Jr.				
Regular Members					
Name	Current Term	<b>Reappointment Status</b>	<b>Expiration Date</b>		
James Cox	Second term	Resigned	September 2010		
Franchine Pena	Second term	Ineligible	September 2009		
Shane Martin	Filling unexpired term	Moved out-of-state	September 2011		

## **Historic Preservation Commission**

Name	Current Term	<b>Reappointment Status</b>	<b>Expiration Date</b>	
Keisha Staton	Third term	Resigned	October 2009	
Public Transportation and Parking Commission				
<b>Council Liaison:</b>	Council Member Kandie Smith	l		
Name	Current Term	<b>Reappointment Status</b>	<b>Expiration Date</b>	

Resigned

Michael Glenn

First term

January 2011

# Applicants for Board of Adjustment

Valerie Guess 3915 Sterling Pointe Drive Winterville, NC 28590	227-4991	<b>Application</b> <b>District:</b> #5	6/9/2009
Jeremy Jordan 707 West 4th Street Greenville, NC 27834	341-3066	<b>Application</b> <b>District:</b> #1	6/25/2009
Justin Mullarkey 1509 East 5th Street Greenville, NC 27858	364-1183	<b>Application</b> <b>District:</b> #3	6/10/2009
Deryck Steven Wilson 1203 Franklin Drive Greenville, NC 27858	714-5950	Application District: #5	11/7/2008

# Applicants for Community Appearance Commission

Valerie Guess 3915 Sterling Pointe Drive Winterville, NC 28590	227-4991	<b>Application Date:</b> 6/9/2009 <b>District:</b> #5
Jeffrey Johnson 2008 Pinecrest Drive Greenville, NC 27858	355-0644	<b>Application Date:</b> 2/12/2009 <b>District:</b> #4
Jeremy Jordan 707 West 4th Street Greenville, NC 27834	341-3066	<b>Application Date:</b> 6/25/2009 <b>District:</b> #1
Justin Mullarkey 1509 East 5th Street Greenville, NC 27858	364-1183	<b>Application Date:</b> 6/10/2009 <b>District:</b> #3
Ray M. Spears 3609 Prestwick Place Greenville, NC 27834	364-2565	<b>Application Date:</b> 9/18/2009 <b>District:</b> #1
Wayne M. Whipple 3102 Cleere Court Greenville, NC 27858	321-0611	<b>Application Date:</b> 3/9/2009 <b>District:</b> #4

## Applicants for Environmental Advisory Commission

Ann Eleanor		Application Date: 2/10/2009
102 Lindenwood Drive		<b>District:</b> 5
Greenville, NC 27834	848-4257	Occupation: Retired
Valerie Guess		Application Date: 6/9/2009
3915 Sterling Pointe Drive		<b>District:</b> 5
Winterville, NC 278590	227-4991	Occupation: Retired
		US Army Veteran
James Holley		Application Date: 10/18/2009
1906 Fairview Way		<b>District:</b> 4
Greenville, NC 27858	215-0065	Occupation: Hydrogeologist

## Applicants for Greenville Bicycle and Pedestrian Commission

Gunnar Swanson 1901 East Sixth Street Greenville, NC 27858 **Application Date:** 3/16/2010 **District:** #3

754-1980

## Applicants for Historic Preservation Commission

Emily Carter 113 Avon Lane Greenville, NC 27858 **Application Date:** 1/15/2010 **District:** #4

919-356-6687

## Applicants for Human Relations Council

## **Regular Member Candidates:**

Gloria Brewington-Person 1005 Cortland Road Greenville, NC 27834	321-3227	<b>Application Date:</b> 10/1/2009 <b>District:</b> #2
Brian Brown 2237 Penncross Drive Greenville, NC 27834	367-5831	<b>Application Date:</b> 9/11/2009 <b>District:</b> #5
Emily Carter 113 Avon Lane Greenville, NC 27858	919-356-6687	<b>Application Date:</b> 1/15/2010 <b>District:</b> #4
Ronnie Christian 2608 Mulberry Lane Greenville, NC 27858	561-5405	<b>Application Date:</b> 7/2/2008 <b>District:</b> #5
Ann Eleanor 102 Lindenwood Drive Greenville, NC 27834	848-4257	<b>Application Date: </b> 2/10/2009 <b>District:</b> #5
Corey Rhodes 3911 Sterling Pointe Drive, #006 Winterville, NC 28590	916-4523	<b>Application Date:</b> 2/11/2009 <b>District:</b> #5

## Student Member Candidates from Higher Educational Institutions: NONE

## Applicants for Public Transportation and Parking Commission

Richard Malloy Barnes 208 South Elm Street, Apt. N Greenville, NC 27858

752-5278

Mary Fedash 3223 Meeting Place Greenville, NC 27858

jmfedash@suddenlink.net

**Application Date:** 3/23/2009 **District:** #3

**Application Date:** 10/20/2008 **District:** #4



# City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Ordinance requested by Edwards Communities Development Co., LLC to rezone 0.25 acres located at the southeast corner of the intersection of Lawrence and 11th Streets from OR (Office-Residential [High Density Multi-family]) to OR-UC (Office-Residential [High Density Multi-family]) with an urban core overlay
Explanation:	Required Notice:
	<ul> <li>Planning and Zoning Commission meeting notice (property owner(s) and adjoining property owners' letters) mailed on March 2, 2010.</li> <li>On-site signs(s) posted on March 2, 2010.</li> <li>City Council public hearing notice (property owner(s) and adjoining property owners' letters) mailed on March 23, 2010.</li> <li>Public hearing advertisement published on March 29 and April 5, 2010.</li> </ul>
	Comprehensive Plan:
	The subject property is located in Vision Area I.
	Charles Boulevard is a "gateway corridor" from its beginning at East 10th Street and continuing south. Gateway corridors serve as primary entrance ways into the City and help define community character. These corridors are also designed to carry large volumes of high-speed traffic.
	The Future Land Use Plan Map recommends commercial (C) at the northeast corner of the intersection of Charles Boulevard and East 14th Street with office/institutional/multi-family (OIMF) in the interior areas.
	There is an intermediate focus area located at the intersection of Charles Boulevard and 14th Street. These nodes typically contain between 50,000- 150,000 square feet of conditioned floor space.
	The subject property is located within the designated UC (urban core) overlay area boundary. If the site is rezoned to OR-UC, future multi-family

development shall be subject to reduced street setbacks, reduced street bufferyards and reduced dwelling unit to parking space separation requirements at the option of the owner/developer.

# **Thoroughfare/Traffic Volume Report Summary (PWD - Engineering Division):**

The proposed rezoning will have no change in maximum allowable density; therefore, a traffic analysis was not performed.

## History/Background:

The subject tract was zoned O&I (office-multi-family) on the 1969 series zoning map.

The designated UC (urban core) overlay boundary and ordinance standards were adopted on March 4, 2010. If the site is rezoned to OR-UC, future multi-family development shall be subject to reduced street setbacks, reduced street bufferyards and reduced dwelling unit to parking space separation requirements at the option of the owner/developer.

## **Present Land Use:**

Currently, the Real Crisis Intervention office is located on the site.

## Water/Sewer:

Water and sanitary sewer are located in right-of-way of 11th Street.

## **Historic Sites:**

There is no known effect on historic sites

## **Environmental Conditions/Constraints:**

There are no known environmental constraints.

## **Surrounding Land Uses and Zoning:**

North: OR - Wistful Vista Apartments South: OR - Green Mill Run Apartments East: OR - Green Mill Run Apartments West: OR - Greek Housing

## **Density Estimates:**

Both the existing and proposed zoning allow the same maximum number of units (up to 17 multi-family units per acre). The UC (urban core) overlay does not affect density.

## **Fiscal Note:** No cost to the City.

### **Recommendation:** In staff's opinion, the request is in compliance with <u>Horizon's: Greenville's</u> <u>Community Plan</u> and the Future Land Use Plan Map.

"In compliance with the comprehensive plan" should be construed as meaning the requested rezoning is (i) either specifically recommended in the text of the Horizons Plan (or addendum to the plan) or is predominantly or completely surrounded by the same or compatible and desirable zoning and (ii) promotes the desired urban form. The requested district is considered desirable and in the public interest and staff recommends approval of the requested rezoning.

The Planning and Zoning Commission voted to approve the request at its March 16, 2010, meeting.

Note: In addition to other criteria, the Planning and Zoning Commission and City Council shall consider the entire range of permitted and special uses for the existing and proposed districts as listed under Title 9, Chapter 4, Article D of the Greenville City Code.

If City Council determines to approve the request, a motion to adopt the attached rezoning ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.

If City Council determines to the deny the rezoning request, in order to comply with this statutorily requirement, it is recommended that the motion be as follows: Motion to deny the proposed amendment and to make a finding and determination that, although the rezoning request is consistent with the comprehensive plan, there is a more appropriate zoning classification and therefore, denial is reasonable and in the public interest.

Viewing Attachments Requires Adobe Acrobat. Click here to download.

#### Attachments / click to download

- Location Map
- Survey
- Bufferyard and Vegetation Chart

- Ordinance\_Edwards\_Communities\_858955
- La Excerpt from March 16 2010 P Z Minutes for Edwards Communities Development Co. 860088
- List\_of\_Uses\_OR\_687929
- L Urban\_Core\_ordinance\_explaination\_853325

## ORDINANCE NO. 10-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE REZONING TERRITORY LOCATED WITHIN THE PLANNING AND ZONING JURISDICTION OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 19, Chapter 160A, of the General Statutes of North Carolina, caused a public notice to be given and published once a week for two successive weeks in <u>The Daily Reflector</u> setting forth that the City Council would, on April 8, 2010, at 7:00 p.m., in the City Council Chambers of City Hall in the City of Greenville, NC, conduct a public hearing on the adoption of an ordinance rezoning the following described territory;

WHEREAS, the City Council has been informed of and has considered all of the permitted and special uses of the districts under consideration; and,

WHEREAS, in accordance with the provisions of North Carolina General Statute 160A-383, the City Council does hereby find and determine that the adoption of the ordinance rezoning the following described property is consistent with the adopted comprehensive plan and that the adoption of the ordinance rezoning the following described property is reasonable and in the public interest due to its consistency with the comprehensive plan and, as a result, its furtherance of the goals and objectives of the comprehensive plan.

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That the following described territory is rezoned from OR (Office-Residential) to OR-UC (Office-Residential) with an Urban Core Overlay.

TO WIT: William S. Corbitt, Jr. & Herbert M. Wilkerson, Etal Property.

LOCATION: Located at the southeast corner of the intersection of Lawrence and  $11^{\text{th}}$  Streets.

DESCRIPTION:

All that certain tract or parcel of land lying and being situated in the City of Greenville, Greenville Township, Pitt County, North Carolina and being described by metes and bounds as follows:

Beginning at a point where the easterly right-of-way of Lawrence Street intersects with the southerly right-of-way of Eleventh Street; thence from the **POINT OF BEGINNING** with the southerly right-of-way of Eleventh Street S 78°56'57" E, 75.00 feet to a point; thence leaving the southerly right-of-way of Eleventh Street and running with the common line of Green Mill Run, LLC property recorded in Deed Book 1650, Page 820 S 10°55'28" W, 145.18 feet to a point; thence cornering and continuing with the common line of the Green Mill Run, LLC property N 78°40'51" W, 75.32 feet to a point in the easterly right-of-way of Lawrence Street; thence

cornering with the easterly right-of-way of Lawrence Street N 11°02'56" E, 144.83 feet to a point to the **POINT OF BEGINNING**, containing 0.25 acres more or less and being that property owned by William S. Corbitt, Jr. & Herbert M. Wilkerson, ETAL identified as Pitt County Parcel Number 19412 being shown on a Rezoning Map prepared for Edwards Communities Development Company by Rivers and Associates, Inc, drawing Z-2521-2, dated February 2<sup>nd</sup> 2010, which by reference is made a part hereof.

<u>Section 2.</u> That the Director of Community Development is directed to amend the zoning map of the City of Greenville in accordance with this ordinance.

Section 3. That all ordinances and clauses of ordinances in conflict with this ordinance 3are hereby repealed.

Section 4. That this ordinance shall become effective upon its adoption.

ADOPTED this 8<sup>th</sup> day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

858955

## Excerpt from the draft Planning and Zoning Commission meeting minutes (3/16/10):

## REQUEST BY EDWARDS COMMUNITIES DEVELOPMENT CO., LLC - APPROVED

Ordinance requested by Edwards Communities Development Co., LLC to rezone 0.25 acres located at the southeast corner of the intersection of Lawrence and 11<sup>th</sup> Streets from OR (Office-Residential [High Density Multi-family]) to OR-UC (Office-Residential [High Density Multi-family]) with an urban core overlay.

Ms. Chantae Gooby stated this rezoning is centrally located in the city. She said the areas surrounding this property were just rezoned to OR-UC by City Council recently. The property is currently zoned office and multi-family and the requested rezoning is to add an urban core overlay, which does not affect density. Ms. Gooby said the property currently contains the Real Crisis Center Intervention office. The area contains a variety of uses – mostly multi-family. The property is not impacted by the floodway or floodplain. There is an intermediate focus area located at the intersection of 14<sup>th</sup> Street and Charles Boulevard. Due to the size of the property, no traffic report was generated. There is similar zoning in this area. The Future Land Use Plan Map recommends office and multi-family in the area. In staff's opinion, this request is in compliance with Horizon's: Greenville's Community Plan and the Future Land Use Plan Map.

Mr. Ramey asked if this property was left out of the first rezoning.

Ms. Gooby said it was not part of the plan at that time of the first rezoning.

Mr. Tommy Stoughton spoke in favor of the request on behalf of the applicant. He said the applicant felt the need to have this extra property to allow more flexibility to meet the concerns of the Rock Springs residents.

No one spoke in opposition.

Motion was made by Mr. Bell, seconded by Mr. Parker to recommend approval of the proposed amendment, to advise that it is consistent with the comprehensive plan and other applicable plans and to adopt the staff report which addresses plan consistency and other matters. All but Ms. Basnight voted in favor. Motion passed.

## PERMITTED AND SPECIAL USES FOR THE OR DISTRICT

#### OR (Office-Residential) Permitted Uses

#### (1) General:

- a. Accessory use or building
- b. Internal service facilities
- c. On- premise signs per Article N
- f. Retail sales incidental

#### (2) Residential:

- b. Two-family attached dwelling (duplex)
- c. Multi-family development per Article 1
- k. Family care home (see also section 9-4-103)
- n. Retirement center or home
- o. Nursing, convalescent center or maternity home; major care facility
- p. Board or rooming house
- q. Room renting

(3) Home Occupations (see all categories): \*None

#### (4) Governmental:

- b. City of Greenville municipal government building or use (see also section 9-4-103)
- c. County or state government building or use not otherwise listed; excluding outside storage and major or minor repair
- d. Federal government building or use

#### (5) Agricultural/Mining:

a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)

#### (6) Recreational/ Entertainment:

- f. Public park or recreational facility
- g. Private noncommercial park or recreation facility

#### (7) Office/ Financial/ Medical:

- a. Office; professional and business, not otherwise listed
- b. Operational/processing center
- c. Office; customer service not otherwise listed, including accessory service delivery vehicle parking and indoor storage
- d. Bank, savings and loan or other savings or investment institutions
- e. Medical, dental, ophthalmology or similar clinic, not otherwise listed

#### (8) Services:

- c. Funeral home
- e. Barber or beauty shop
- f. Manicure, pedicure, or facial salon
- g. School; junior and senior high (see also section 9-4-103)
- h. School; elementary (see also section 9-4-103)
- i. School; kindergarten or nursery (see also section 9-4-103)
- j. College or other institutions of higher learning
- k. Business or trade school
- n. Auditorium
- o. Church or place of worship (see also section 9-4-103)

- p. Library
- q. Museum
- r. Art Gallery
- u. Art studio including art and supply sales
- v. Photography studio including photo and supply sales
- w. Recording studio
- x. Dance studio
- bb. Civic organizations
- cc. Trade or business organizations

(9) Repair:

\* None

(10) Retail Trade:s. Book or card store, news standw. Florist

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction:

a. Licensed contractor; general, electrical, plumbing, mechanical, etc. excluding outside storage

c. Construction office; temporary, including modular office (see also section 9-4-103)

(13) Transportation: \* None

(14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories):\* None

OR (Office-Residential) Special Uses

(1) General: \* None

(2) Residential:

d. Land use intensity multifamily (LUI) development rating 50 per Article K

e. Land use intensity dormitory (LUI) development rating 67 per Article K

i. Residential quarters for resident manager, supervisor or caretaker; excluding mobile home

o.(1). Nursing, convalescent center or maternity home; minor care facility

r. Fraternity or sorority house

(3) Home Occupations (see all categories): \* None

(4) Governmental:a. Public utility building or use

(5) Agricultural/ Mining: \* None

(6) Recreational/ Entertainment:

c.(1). Tennis club; indoor and outdoor facilities

h. Commercial recreation; indoor only, not otherwise listed

(7) Office/ Financial/ Medical:

f. Veterinary clinic or animal hospital (also see animal boarding; outside facility, kennel and stable)

(8) Services:

a. Child day care facilities

b. Adult day care facilities

1. Convention center; private

s. Hotel, motel, bed and breakfast inn; limited stay lodging (see also residential quarters for resident manager, supervisor

or caretaker and section 9-4-103)

ff. Mental health, emotional or physical rehabilitation center

(9) Repair: \* None

(10) Retail Trade:

h. Restaurant; conventional

j. Restaurant; regulated outdoor activities

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction: \* None

*(13) Transportation:*h. Parking lot or structure; principle use

(14) Manufacturing/Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories):

a. Other activities; personal services not otherwise listed

b. Other activities; professional services not otherwise listed

## Urban Core Overlay District Explanation provided by CDD Planning Division Staff

The purpose and intent of the urban core (UC) overlay district and requirements is to allow modification of specific site development standards of the underlying zoning district which are designed to facilitate development and redevelopment of in-fill sites in a designated area in proximity to the urban core.

An urban core (UC) overlay district is defined as an overlay zoning district adopted in conjunction with a CDF, and/or OR underlying general purpose district wherein the zoning rights, standards, restrictions and requirements as set forth for the common general purpose district shall extend to the urban core (UC) overlay district zoned area.

All urban core (UC) overlay district(s) shall be restricted to the land area located within the following boundary: south of Tenth Street, east of the CSXT Railroad, north of Fourteenth Street and west of Green Mill Run/ECU easement as existing on the date of adoption of the ordinance. No urban core (UC) overlay district shall be located outside of the designated area described above. An urban core (UC) overlay district shall be established within the designated area upon City Council adoption of an individual zoning ordinance which defines the boundary of the specific urban core (UC) district located within the designated area boundary.

If the ordinance is approved, high-density residential development including standard multifamily housing and Land Use Intensity (LUI) residential development located within a future UC district may be subject to reduced street setbacks, street bufferyards and parking space to dwelling separation setbacks at the option of the property owner as follows:

- Principal and accessory structure public street right-of-way and private street easement setbacks may be reduced at the option of the owner to not less than 5 feet.
- Applicable 6 foot and/or 10 foot street bufferyard width may be reduced at the option of the owner to not less than 5 feet regardless of lot size. Bufferyard width modification shall not exempt or reduce any vegetation requirements applicable to any street bufferyard, as required prior to the application of this provision.
- Parking space to dwelling unit separation may be reduced at the option of the owner to not less than 5 feet.







Vicinity Map SCALE: 1" = 2000'

## NOTES

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1650,

PG.

820

, (01/8/04)

- 1. AREA DETERMINED BY COORDINATES.
- 2. ALL DISTANCES ARE HORIZONTAL GROUND MEASUREMENTS.
- 3. NO POINT SET AT ANY CORNER UNLESS OTHERWISE NOTED.
- 4. THIS MAP WAS PREPARED FOR REZONING PURPOSES ONLY AND IS NOT A BOUNDARY SURVEY OF THE PROPERTIES SHOWN HEREON.
- 5. EXISTING ZONING WAS TAKEN FROM THE CITY OF GREENVILLE SPATIAL DATA EXPLORER WEB SITE.
- 6. BOUNDARY INFORMATION TAKEN FROM DEEDS AND MAPS REFERENCED HEREON; NO FIELD WORK WAS PERFORMED FOR THIS MAP.
- 7. ADJOINING OWNERSHIP INFORMATION TAKEN FROM THE PITT COUNTY GIS SITE. TITLE DEED INFORMATION HAS NOT BEEN VERIFIED.

## LEGEND

P.N.	PARCEL NUMBER
N/F	NOW OR FORMERLY
М.В.	MAP BOOK
PG.	PAGE
D.B.	DEED BOOK

REFERENCES

D.B. 900 PG. 809 M.B. 27 PG. 124A



PITT COUNTY

PATR

DATE

SURVEY

DESIGN

04/30/07

## BUFFERYARD SETBACK AND VEGETATION SCREENING CHART

For Illustrative Purposes Only

Bufferyard Requ	uirments: Matel	h proposed land us	se with adjacent per	mitted land use or	adjacent vacan	t zone/nonconform	ning use to determine a	oplicable bufferyard.
PROPOSED LAND USE CLASS (#)	irments: Match proposed land use with adjacent permitted land use or adjacent vacant zone/nonconforming use to dete ADJACENT PERMITTED LAND USE CLASS (#) ADJACENT PERMITTED LAND USE CLASS (#)					PUBLIC/PRIVATE STREETS OR R.R.		
	Single-Family Residential (1)	Multi-Family Residential (2)	Office/Institutional, light Commercial, Service (3)	Heavy Commercial, Light Industry (4)	Heavy Industrial (5)	Residential (1) - (2)	Non-Residential (3) - (5)	
Multi-Family Development (2)	С	В	В	В	B	С	В	A
Office/Institutional, Light Commercial, Service (3)	D	D	В	В	В	D	В	A
Heavy Commercial, Light Industry (4)	ε	Е	В	в	В	Е	8	A
Heavy Industrial (5)	F	F	В	В	B	F	В	A

Bufferyard A (street yard)		
Lot Size	Width	For every 100 linear feet
Less than 25,000 sq.ft.	4'	2 large street trees
25,000 to 175,000 sq.ft.	6'	2 large street trees
Over 175,000 sq.ft.	10'	2 large street trees
Street trees may count toward the minimum acreage.		

Bufferyard B (no	screen required)
Lot Size	Width
Less than 25,000 sq.ft.	4'
25,000 to 175,000 sq.ft.	6'
Over 175,000 sq.ft.	10'

But	feryard C (screen required)
Width	For every 100 linear feet
10'	3 large evergreen trees 4 small evergreens 16 evergreen shrubs

Where a fence or evergreen hedge (additional materials) is provided, the bufferyard width may be reduced to eight (8) feet.

Bufferyard E (screen required)		
Width	For every 100 linear feet	
30'	6 large evergreen trees 8 small evergreens 26 evergreen shrubs	
	h may be reduced by fifty (50%) percent if a en hedge (additional material) or earth berm is provided.	

Width	For every 100 linear feet
20'	4 large evergreen trees 6 small evergreens 16 evergreen shrubs

evergreen hedge (additional material) or earth berm is provided.

	Bufferyard F (screen required)	
Width	For every 100 linear feet	
50'	8 large evergreen trees 10 small evergreens 36 evergreen shrubs	
Bufferyard width may be reduced by fifty (50%) percent if a fence, evergreen hedge (additional material) or earth berm is provided.		

Parking Area: Thirty (30) inch high screen required for all parking areas located within fifty (50) feet of a street right-of-way.



# City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Ordinance requested by Adrian Wike to rezone 5.46 acres located at the northeast corner of the intersection of Belvoir Highway and Sunnybrook Road from RA20 (Residential-Agricultural) and CG (General Commercial) to CH (Heavy Commercial)
<b>Explanation:</b>	<ul> <li>Required Notice:</li> <li>Planning and Zoning Commission meeting notice (property owner(s) and adjoining property owners letters) mailed on March 2, 2010.</li> <li>On-site sign(s) posted on March 2, 2010.</li> <li>City Council public hearing notice (property owner(s) and adjoining property owners letters) mailed on March 23, 2010.</li> <li>Public hearing legal advertisement published on -March 29 and April 5, 2010.</li> <li>Comprehensive Plan:</li> <li>The property is located in Vision Area A.</li> <li>Belvoir Highway is considered a "connector corridor" from it's intersection with North Memorial Drive continuing west. At it's intersection with Sunnybrook</li> </ul>
	<ul> <li>Road, it transitional Diffection and precommendation of the intersection with balance of the section of the intersection of the focus area node should be prohibited.</li> <li>The Future Land Use Plan Map recommends commercial (C) at the northeast corner of the intersection of Belvoir Highway and Sunnybrook Road with industrial (I) in the interior areas and office/institutional/multi-family along the eastern right-of-way of Sunnybrook Road to act as transitional zoning.</li> <li>There is a recognized neighborhood commercial focus area at the intersection of Belvoir Highway, Old River Road, and Sunnybrook Road. These nodes typically contain 20,000 - 40,000 square feet of conditioned floor space.</li> </ul>

# **Thoroughfare/Traffic Volume Report Summary (PWD - Engineering Division):**

Based on possible uses permitted by the requested rezoning, the proposed rezoning classification could generate 1,797 trips to and from the site on Belvoir Highway (NC 33), which is a net increase of 1,682 additional trips per day.

Based on possible uses permitted by the requested rezoning, the proposed rezoning classification could generate 449 trips to and from the site on Old River Road, which is a net increase of 420 additional trips per day.

During the review process, measures to mitigate the traffic will be determined. These measures may include turn lane modifications on Belvior Highway (NC 33). Access to the tract from Sunnybrook Road and Belvoir Highway (NC 33) will also be reviewed.

### **History/Background:**

The property was zoned RA20 and CS (general commercial) on the 1976 series rezoning map.

#### **Present Land Use:**

Currently, the property is vacant.

## Water/Sewer:

Water is located in the right-of-way of Sunnybrook Road. Sanitary sewer is located at the end of Redmond Lane.

## **Historic Sites:**

There are no known effects on designated areas.

## **Environmental Conditions/Constraints:**

The property is located in the 500-year floodplain associated with the Tar River.

## **Surrounding Land Uses and Zoning:**

North: RA20 - farmland South: RA20 - one (1) single-family residence and one (1) vacant lot East: RA20/CG - farmland West: CH - Auto Center

## **Density Estimates:**

The property contains two (2) zoning districts.

Under the current zoning (RA20), the property could accommodate 10-15 single-family lots. Under the current zoning (CG), this portion of the property is undevelopable due to its size.

Under the proposed zoning (CH), staff would anticipate the site to accommodate 52,320 square feet of retail space.

Fiscal Note:	No cost to the City.
<b>Recommendation:</b>	In staff's opinion, the request is in general compliance with <u>Horizons:</u> <u>Greenville's Community Plan</u> and the Future Land Use Plan Map.
	"General compliance with the comprehensive plan" should be construed as meaning the requested rezoning is recognized as being located in a transition area and that the requested rezoning (i) is currently contiguous or is reasonably anticipated to be contiguous in the future, to specifically recommend desirable zoning of like type, character or compatibility, (ii) is complementary with objectives specifically recommended in the Horizons Plan (iii) is not anticipated to create or have an unacceptable impact on adjacent area properties or travel ways, and (iv) preserves the desired urban form. It is recognized that in the absence of more detailed plans, subjective decisions must be made concerning the scale, dimension, configuration, and location of the requested zoning in the particular case. Staff is not recommending approval of the requested zoning; however <u>staff does not have any specific objection</u> to the request at its March 16, 2010, meeting.
	Note: In addition to the other criteria, the Planning and Zoning Commission and City Council shall consider the entire range of permitted and special uses for the existing and proposed districts as listed under Title 9, Chapter 4, Article D of the Greenville City Code.
	If City Council determines to approve the request, a motion to adopt the attached rezoning ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.
	If City Council determines to deny the rezoning request, in order to comply with this statutory requirement, it is recommended that the motion be as follows: Motion to deny the request to rezone and to make a finding and determination that the denial of the rezoning request is consistent with the adopted comprehensive plan and that the denial of the rezoning request is reasonable and in the public interest due to the denial being consistent with the comprehensive plan and, as a result, the denial furthers the goals and objectives of the

## comprehensive plan.

Viewing Attachments Requires Adobe Acrobat. Click here to download.

#### Attachments / click to download

- Location Map
- Survey
- **D** Bufferyard and Vegetation Chart
- D Ordinance\_Adrian\_Wike\_859865
- B Rezoning Case 10 03 Adrian Wike 858194
- Excerpt from March 16 2010 P Z Minutes for Adrian Wike 860089
- List of Uses RA20 CG to CH 706766

## ORDINANCE NO. 10-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE REZONING TERRITORY LOCATED WITHIN THE PLANNING AND ZONING JURISDICTION OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 19, Chapter 160A, of the General Statutes of North Carolina, caused a public notice to be given and published once a week for two successive weeks in <u>The Daily Reflector</u> setting forth that the City Council would, on April 8, 2010, at 7:00 p.m., in the City Council Chambers of City Hall in the City of Greenville, NC, conduct a public hearing on the adoption of an ordinance rezoning the following described territory;

WHEREAS, the City Council has been informed of and has considered all of the permitted and special uses of the districts under consideration; and,

WHEREAS, in accordance with the provisions of North Carolina General Statute 160A-383, the City Council does hereby find and determine that the adoption of the ordinance rezoning the following described property is consistent with the adopted comprehensive plan and that the adoption of the ordinance rezoning the following described property is reasonable and in the public interest due to its consistency with the comprehensive plan and, as a result, its furtherance of the goals and objectives of the comprehensive plan.

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That the following described territory is rezoned from RA20 (Residential-Agricultural) and CG (General Commercial) to CH (Heavy Commercial).

TO WIT: Adrian Wike and Mary Denise Owens Property.

LOCATION: Located at the northeast intersection of Sunnybrook Road and Belvoir Highway.

DESCRIPTION:

Lying and being in the Greenville Township, Pitt County, North Carolina and being more particularly described as follows:

Beginning at an iron pipe located at the northeast intersection of Sunnybrook Road (N.C.S.R. 1440) and N.C. Hwy. 33, said point being N 19°27'40" E, 94.96 feet from a nail located at the centerline intersection of Sunnybrook Road (N.C.S.R. 1440) and N.C. Hwy. 33, and running thence from said POINT OF BEGINNING with the eastern right-of-way line of Sunnybrook Road (N.C.S.R. 1440) N 04°15'00" E, 723.99 feet to an existing iron pipe; thence cornering and leaving the eastern right-of-way line of Sunnybrook Road (N.C.S.R. 1440) and following the centerline of a drainage ditch S 49°18'39" E, 444.70 feet to an existing iron pipe; cornering and

running thence S 04°35'17" W, 542.83 feet to an existing iron pipe located on the northern rightof-way line of N.C. Hwy. 33; cornering and running thence with the northern right-of-way line of N.C. Hwy. 33 along a curve having a radius of 1,315.18 feet, a chord bearing of N 83°56'24" W and a chord distance of 290.53 feet to an existing iron pipe; cornering and thence N 36°45'26" W, 97.79 feet to the POINT OF BEGINNING, containing 5.46 acres, more or less.

<u>Section 2.</u> That the Director of Community Development is directed to amend the zoning map of the City of Greenville in accordance with this ordinance.

Section 3. That all ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 4. That this ordinance shall become effective upon its adoption.

ADOPTED this 8<sup>th</sup> day of April, 2010.

ATTEST:

Patricia C. Dunn, Mayor

Wanda T. Elks, City Clerk

859865

## **REZONING THOROUGHFARE/TRAFFIC VOLUME REPORT**

#### Attachment number 2 Page 1 of 2

## Case No: 10-03

## Applicant: Adrian Wike

**Property Information** 

Current Zoning:	CG (General Commercial) RA20 (Residential-Agricultural)
<b>Proposed Zoning:</b>	CH (Heavy Commercial)
Current Acreage:	5.46 acres
Location:	NC33, Sunnybrook Road, Old River Road
Points of Access:	NC 33, Sunnybrook Rd



#### **Location Map**

#### **Transportation Background Information**

1.) NC 33- State maintained					
	Existing Street Section	Ultimate Thoroughfare Street Section			
Description/cross section	2-lane	2-lane			
Right of way width (ft)	100	100			
Speed Limit (mph)	50	50			
Current ADT:	8,635 (*) (South of Airport Road)	UltimateDesign ADT: 12,000 vehicles/day (**)			
Design ADT:	12,000				
<b>Controlled Access</b>	No				
Thoroughfare Plan Status:	Major Thoroughfare				
Other Information: There	are no sidewalks along NC33 that servic	e this property.			

Notes:

 (\*) 2008 NCDOT count adjusted for a 2% annual growth rate
 (\*\*) Traffic volume based an operating Level of Service D for existing geometric conditions ADT – Average Daily Traffic volume

Transportation Improvement Program Status: No Planned Improvements.

#### 2.) Old River Road- State maintained

	Existing Street Section	Ultimate Thoroughfare Street Section			
Description/cross section	2-lane	2-lane			
Right of way width (ft)	60	60			
Speed Limit (mph)	45	45			
Current ADT:	8,635 (*)	Ultimate Design ADT: 12,000 vehicles/day (**)			
Design ADT:	12,000				
<b>Controlled Access</b>	No				
Thoroughfare Plan Status:	Minor Thoroughfare				
Other Information: There are no sidewalks along Old River Road that service this property.					

Notes:

 (\*) 2008 NCDOT count adjusted for a 2% annual growth rate
 (\*\*) Traffic volume based an operating Level of Service D for existing geometric conditions ADT – Average Daily Traffic volume

Transportation Improvement Program Status: No Planned Improvements.

ase No: 10-03		Applicant: Ac	drian Wike	Attachment number 2 Page 2 of 2
Trips generated by proposed use/o	<u>change</u>			
Current Zoning: 144 -veh	ticle trips/day (*)	oposed Zoning: 2,246	-vehicle trips/	day (*)
Estimated Net Change: increase of	of 2102 vehicle trips/day (assumes	full-build out)		
(* - These volumes are estimated an	nd based on an average of the possib	le uses permitted by th	e current and pro	oposed zoning.)
Impact on Existing Roads				
			tt an The set	( 1 A D.T.,, N.C. 22
and Old River Road are as follo	ented above are distributed based ws:	on current traffic pa	tterns. The esti	mated ADIS on NU 33
1.) NC 33, East of Site:	"No build" AD	OT of 8,635		
Estimated ADT with	n Proposed Zoning (full build) –	9,758		
Estimated ADT with	Current Zoning (full build) –	8,707		
	Net ADT change =	1,051 (11% increase)		
2.) NC 33, West of Site:	"No build" AD	OT of 8,635		
Estimated ADT with	Dron good Zoning (full huild)			
Estimated AD1 with	n Proposed Zoning (full build) –	9,309		
		9,309 8,678		
		,		
	Current Zoning (full build) – Net ADT change =	8,678 631 (7% increase)		
Estimated ADT with 3.) Old River Road, South of	n Current Zoning (full build) – Net ADT change = f Site: "No build" AD	8,678 631 (7% increase)		
Estimated ADT with <b>3.) Old River Road, South of</b> Estimated ADT with	n Current Zoning (full build) – Net ADT change = f Site: "No build" AD n Proposed Zoning (full build) –	8,678 631 (7% increase) <b>DT of 8,635</b>		

#### **Staff Findings/Recommendations**

Based on possible uses permitted by the requested rezoning, the proposed rezoning classification could generate 1797 trips to and from the site on NC 33, which is a net increase of 1682 additional trips per day.

Based on possible uses permitted by the requested rezoning, the proposed rezoning classification could generate 449 trips to and from the site on Old River Road, which is a net increase of 420 additional trips per day.

During the review process, measures to mitigate the traffic will be determined. These measures may include turn lane modifications on NC33. Access to the tract from Sunnybrook Rd and NC33 will also be reviewed.

## Excerpt from the draft Planning and Zoning Commission meeting minutes (3/16/10):

## REQUEST BY ADRIAN WIKE - APPROVED

Ordinance requested by Adrian Wike to rezone 5.46 acres located at the northeast corner of the intersection of Belvoir Highway and Sunnybrook Road from RA20 (Residential-Agricultural) and CG (General Commercial) to CH (Heavy Commercial).

Ms. Chantae Gooby stated this rezoning is located in the northwest section of the city at the intersection of Belvoir Highway (Highway 33) and Sunnybrook Road. The property is currently zoned residential-agricultural with a small area of general commercial along Highway 33. The requested zoning is heavy commercial. Ms. Gooby said the property currently contains one outbuilding. The area contains mostly residential properties and a large portion being vacant. The property is located within the 500-year floodplain associated with the Tar River. There is a neighborhood focus area located at the intersection of Belvoir Highway and Sunnybrook Road where commercial is anticipated and encouraged. Ms. Gooby said this rezoning could generate a net increase of over 2,100 trips. The Future Land Use Plan Map recommends commercial. In staff's opinion, this request is in compliance with <u>Horizon's: Greenville's Community Plan</u> and the Future Land Use Plan Map.

Mr. Adrian Wike, applicant, spoke in favor of his request.

No one spoke in opposition.

Motion was made by Mr. Ramey, seconded by Mr. Gordon to recommend approval of the proposed amendment, to advise that it is consistent with the comprehensive plan and other applicable plans and to adopt the staff report which addresses plan consistency and other matters. Motion carried unanimously.
## EXISTING ZONING

### RA20 (Residential-Agricultural) Permitted Uses

(1) General:

- a. Accessory use or building
- c. On- premise signs per Article N

(2) Residential:

- a. Single-family dwelling
- f. Residential cluster development per Article M
- k. Family care home (see also section 9-4-103)

q. Room renting

(3) Home Occupations (see all categories): \*None

(4) Governmental:

b. City of Greenville municipal government building or use (see also section 9-4-103)

#### (5) Agricultural/Mining:

- a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)
- c. Wayside market for farm products produced on site
- e. Kennel (see also section 9-4-103)
- f. Stable; horse only (see also section 9-4-103)
- g. Stable; per definition (see also section 9-4-103)
- h. Animal boarding not otherwise listed; outside facility, as an accessory or principal use

(6) Recreational/Entertainment:

f. Public park or recreational facility

g. Private noncommercial park or recreational facility

(7) Office/ Financial/ Medical:

\* None

(8) Services:o. Church or place of worship (see also section 9-4-103)

(9) Repair: \* None

(10) Retail Trade: \* None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction:c. Construction office; temporary, including modular office (see also section 9-4-103)

(13) Transportation: \* None

(14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories): \* None

#### RA20 (Residential-Agricultural) Special Uses

(1) General: \* None

## (2) Residential:

- b. Two-family attached dwelling (duplex)
- g. Mobile Home
- n. Retirement center or home
- o. Nursing, convalescent center or maternity home; major care facility

(3) Home Occupations (see all categories):

- a. Home occupation; including barber and beauty shops
- c. Home occupation; including manicure, pedicure or facial salon

(4) Governmental:

a. Public utility building or use

(5) Agricultural/Mining:

b. Greenhouse or plant nursery; including accessory sales

(6) Recreational/ Entertainment:

a. Golf course; regulation

c.(1). Tennis club; indoor and outdoor facilities

(7) Office/ Financial/ Medical:

\* None

(8) Services:

- a. Child day care facilities
- b. Adult day care facilities
- d. Cemetery
- g. School; junior and senior high (see also section 9-4-103)
- h. School; elementary (see also section 9-4-103)
- i. School; kindergarten or nursery (see also section 9-4-103)
- ee. Hospital

(9) Repair: \* None

(10) Retail Trade: \* None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction: \* None

(13) Transportation: \* None (14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories): \* None

## CG (General Commercial) Permitted Uses

## (1) General:

- a. Accessory use or building
- b. Internal service facilities
- c. On- premise signs per Article N
- e. Temporary uses; of listed district uses
- f. Retail sales; incidental
- g. Incidental assembly of products sold at retail or wholesale as an accessory to principle use

#### (2) Residential: \* None

(3) Home Occupations (see all categories): \*None

#### (4) Governmental:

b. City of Greenville municipal government building or use. (See also section 9-4-103)

c. County or state government building or use not otherwise listed; excluding outside storage and major or minor repair

- d. Federal government building or use
- g. Liquor store, state ABC

#### (5) Agricultural/Mining:

a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)

#### (6) Recreational/ Entertainment:

f. Public park or recreational facility

h Commercial recreation; indoor only, not otherwise listed

j. Bowling alleys

- n. Theater; movie or drama, indoor only
- q. Circus, carnival or fair, temporary only (see also section 9-4-103)
- s. Athletic Club; indoor only

## (7) Office/ Financial/ Medical:

- a. Office; professional and business, not otherwise listed
- b. Operation/processing center
- d. Bank, savings and loan or other savings or investment institutions
- e. Medical, dental, ophthalmology or similar clinic, not otherwise listed
- g. Catalogue processing center

## (8) Services:

- c. Funeral home
- e. Barber or beauty shop
- f. Manicure, pedicure, or facial salon
- k. Business or trade school
- o. Church or place of worship (see also section 9-4-103)
- q. Museum

## r. Art Gallery

- s. Hotel, motel, bed and breakfast inn; limited stay lodging (see also residential quarters for resident manager, supervisor or caretaker and section 9-4-103)
- u. Art studio including art and supply sales
- v. Photography studio including photo and supply sales
- y.(1) Television and/or radio broadcast facilities including receiving and transmission equipment and towers not exceeding 200 feet in height or cellular telephone and wireless communication towers not exceeding 200 feet in height (see also section 9-4-103)
- z. Printing or publishing service including graphic art, map, newspapers, magazines and books
- aa. Catering service including food preparation (see also restaurant; conventional and fast food)
- hh. Exercise and weight loss studio; indoor only
- kk. Launderette; household users
- ll. Dry cleaners; household users
- oo. Clothes alteration or shoe repair shop
- pp. Automobile wash

### (9) Repair:

g. Jewelry, watch, eyewear or other personal item repair

#### (10) Retail Trade:

- a. Miscellaneous retail sales; non-durable goods, not otherwise listed
- c. Grocery; food or beverage, off premise consumption (see also Wine Shop)
- c.1 Wine shop (see also section 9-4-103)
- d. Pharmacy
- e. Convenience store (see also gasoline sales)
- f. Office and school supply, equipment sales
- g. Fish market; excluding processing or packing
- h. Restaurant; conventional
- i. Restaurant; fast food
- k. Medical supply sales and rental of medically related products
- 1. Electric; stereo, radio, computer, television, etc. sales and accessory repair
- m. Appliance; household use, sales and accessory repair, excluding outside storage
- p. Furniture and home furnishing sales not otherwise listed
- q. Floor covering, carpet and wall covering sales
- r. Antique sales; excluding vehicles
- s. Book or card store, news stand
- t. Hobby or craft shop
- u. Pet shop (see also animal boarding; outside facility)
- v. Video or music store; records, tape, compact disk, etc. sales
- w. Florist
- x. Sporting goods sales and rental shop
- y. Auto part sales (see also major and minor repair)
- aa. Pawnbroker
- bb. Lawn and garden supply and household implement sales and accessory sales
- ee. Christmas tree sales lot; temporary only (see also section 9-4-103)

#### (11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

- b. Rental of home furniture, appliances or electronics and medically related products (see also (10)k.)
- c. Rental of cloths and accessories; formal wear, etc.

## (12) Construction:

- c. Construction office; temporary, including modular office (see also section 9-4-103)
- e. Building supply; lumber and materials sales, plumbing and/or electrical supply excluding outside storage
- f. Hardware store

(13) Transportation:c. Taxi or limousine service

h. Parking lot or structure; principal use

(14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories): \* None

### CG (General Commercial) Special Uses

(1) General: \* None

(2) Residential:

i. Residential quarters for resident manager, supervisor or caretaker; excluding mobile home

(3) Home Occupations (see all categories):

\* None

(4) Governmental:a. Public utility building or use

(5) Agricultural/Mining: \* None

(6) Recreational/ Entertainment:

- d. Game center
- 1. Billiard parlor or pool hall
- m. Public or private club
- t. Athletic club; indoor and outdoor facilities

## (7) Office/ Financial/ Medical:

- c. Office; customer services, not otherwise listed, including accessory service delivery vehicle parking and indoor storage
- f. Veterinary clinic or animal hospital (see also animal boarding; outside facility, kennel and stable)

## (8) Services:

- a. Child day care facilities
- b. Adult day care facilities
- 1. Convention center; private

## (9) Repair:

- a. Major repair; as an accessory or principal use
- b. Minor repair; as an accessory or principal use

## (10) Retail Trade:

- b. Gasoline or automotive fuel sales; accessory or principal use, retail
- j. Restaurant; regulated outdoor activities
- n. Appliances; commercial use, sales and accessory repair, excluding outside storage

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

d. Rental of automobiles, noncommercial trucks or trailers, recreational vehicles, motorcycles and boats

f. Automobile, truck, recreational vehicle, motorcycle and boat sales and service (see also major and minor repair)

(12) Construction: \* None

(13) Transportation:\* None

(14) Manufacturing/ Warehousing:

k. Mini-storage warehouse, household; excluding outside storage

(15) Other Activities (not otherwise listed - all categories):

- a. Other activities; personal services not otherwise listed
- b. Other activities; professional activities not otherwise listed
- c. Other activities; commercial services not otherwise listed
- d. Other activities; retail sales not otherwise listed

## PROPOSED ZONING

#### CH (Heavy Commercial) *Permitted Uses*

(1) General:

- a. Accessory use or building
- b. Internal service facilities
- c. On- premise signs per Article N
- d. Off-premise signs per Article N
- e. Temporary uses; of listed district uses
- f. Retail sales; incidental
- g. Incidental assembly of products sold at retail or wholesale as an accessory to principle use

(2) Residential:

\* None

## (3) Home Occupations (see all categories): \*None

(4) Governmental:

- a. Public utility building or use
- b. City of Greenville municipal government building or use (see also section 9-4-103)
- c. County or state government building or use not otherwise listed; excluding outside storage and major or minor repair
- d. Federal government building or use
- e. County government operation center
- g. Liquor store, state ABC

(5) Agricultural/ Mining:

- a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)
- b. Greenhouse or plant nursery; including accessory sales
- d. Farmers market
- e. Kennel (see also section 9-4-103)
- h. Animal boarding not otherwise listed; outside facility, as an accessory or principal use

## (6) Recreational/Entertainment:

- b. Golf course; par three
- c. Golf driving range
- c.(1). Tennis club; indoor and outdoor facilities
- e. Miniature golf or putt-putt course
- f. Public park or recreational facility
- h. Commercial recreation; indoor only, not otherwise listed
- i. Commercial recreation; indoor and outdoor, not otherwise listed
- j. Bowling alleys
- n. Theater; movie or drama, indoor only
- o. Theater; movie or drama, including outdoor facility
- q. Circus, carnival or fair, temporary only (see also section 9-4-103)
- s. Athletic club; indoor only
- t. Athletic club; indoor and outdoor facility

## (7) Office/ Financial/ Medical:

- a. Office; professional and business, not otherwise listed
- b. Operation/processing center

c. Office; customer service not otherwise listed, including accessory service delivery vehicle parking and indoor storage

- d. Bank, savings and loan or other savings or investment institutions
- e. Medical, dental, ophthalmology or similar clinic, not otherwise listed
- f. Veterinary clinic or animal hospital (see also animal boarding; outside facility, kennel and stable)
- g. Catalogue processing center

(8) Services:

- c. Funeral home
- e. Barber or beauty shop
- f. Manicure, pedicure, or facial salon
- n. Auditorium
- o. Church or place of worship (see also section 9-4-103)
- q. Museum
- r. Art Gallery
- s. Hotel, motel, bed and breakfast inn; limited stay lodging (see also residential quarters for resident manager, supervisor or caretaker and section 9-4-103)
- u. Art studio including art and supply sales
- v. Photography studio including photo and supply sales
- y. Television, and/or radio broadcast facilities including receiving and transmission equipment and towers or cellular telephone and wireless communication towers [unlimited height, except as provided by regulations]
- z. Printing or publishing service including graphic art, map, newspapers, magazines and books
- aa. Catering service including food preparation (see also restaurant; conventional and fast food)
- bb. Civic organization
- cc. Trade or business organization
- hh. Exercise and weight loss studio; indoor only
- kk. Launderette; household users
- ll. Dry cleaners; household users
- mm. Commercial laundries; linen supply
- oo. Clothes alteration or shoe repair shop
- pp. Automobile wash

## (9) Repair:

- b. Minor repair; as an accessory or principal use
- c. Upholster; automobile, truck, boat or other vehicle, trailer or van
- d. Upholsterer; furniture
- f. Appliance; household and office equipment repair

g. Jewelry, watch, eyewear or other personal item repair

## (10) Retail Trade:

- a. Miscellaneous retail sales; non-durable goods, not otherwise listed
- b. Gasoline or automotive fuel sale; accessory or principal use
- c. Grocery; food or beverage, off premise consumption (see also Wine Shop)
- c.1 Wine shop (see also section 9-4-103)
- d. Pharmacy
- e. Convenience store (see also gasoline sales)
- f. Office and school supply, equipment sales
- g. Fish market; excluding processing or packing
- h. Restaurant; conventional
- i. Restaurant; fast food
- k. Medical supply sales and rental of medically related products
- 1. Electric; stereo, radio, computer, television, etc. sales and accessory repair
- m. Appliance; household use, sales and accessory repair, excluding outside storage
- n. Appliance; commercial or industrial use, sales and accessory repair, including outside storage
- p. Furniture and home furnishing sales not otherwise listed
- q. Floor covering, carpet and wall covering sales
- r. Antique sales; excluding vehicles
- s. Book or card store, news stand
- t. Hobby or craft shop
- u. Pet shop (see also animal boarding; outside facility)
- v. Video or music store; records, tape, compact disk, etc. sales
- w. Florist
- x. Sporting goods sales and rental shop
- y. Auto part sales (see also major and minor repair)
- aa. Pawnbroker
- bb. Lawn and garden supply and household implement sales and accessory sales
- cc. Farm supply and commercial implement sales
- ee. Christmas tree sales lot; temporary only (see also section 9-4-103)

#### (11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

- a. Wholesale; durable and nondurable goods, not otherwise listed
- b. Rental of home furniture, appliances or electronics and medically related products (see also (10) k.)
- c. Rental of cloths and accessories; formal wear, etc.
- d. Rental of automobile, noncommercial trucks or trailers, recreational vehicles, motorcycles and boats
- e. Rental of tractors and/or trailers, or other commercial or industrial vehicles or machinery

f. Automobiles, truck, recreational vehicle, motorcycles and boat sales and service (see also major and minor repair)

g. Mobile home sales including accessory mobile home office

## (12) Construction:

- a. Licensed contractor; general, electrical, plumbing, mechanical, etc. excluding outside storage
- c. Construction office; temporary, including modular office (see also section 9-4-103)

d. Building supply; lumber and materials sales, plumbing and/or electrical supply excluding outside storage

f. Hardware store

#### (13) Transportation:

- c. Taxi or limousine service
- e. Parcel delivery service
- f. Ambulance service
- h. Parking lot or structure; principal use

(14) Manufacturing/ Warehousing:

- a. Ice plant and freezer lockers
- b. Dairy; production, storage and shipment facilities
- c. Bakery; production, storage and shipment facilities
- g. Cabinet, woodwork or frame shop; excluding furniture manufacturing or upholster
- h. Engraving; metal, glass or wood
- i. Moving and storage of nonhazardous materials; excluding outside storage
- k. Mini-storage warehouse, household; excluding outside storage

m. Warehouse; accessory to approved commercial or industrial uses within a district; excluding outside storage

u. Tire recapping or retreading plant

(15) Other Activities (not otherwise listed - all categories):\* None

#### CH (Heavy Commercial) Special Uses

(1) General:

\* None

(2) Residential:

i. Residential quarters for resident manager, supervisor or caretaker; excluding mobile home

j. Residential quarters for resident manager, supervisor or caretaker; including mobile home

(3) Home Occupations (see all categories): \* None

(4) Governmental:

\* None

(5) Agricultural/Mining: \* None

(6) Recreational/ Entertainment:

d. Game center

l. Billiard parlor or pool hall

- m. Public or private club
- r. Adult uses

(7) Office/ Financial/ Medical: \* None

(8) Services:

a. Child day care facilities

b. Adult day care facilities

1. Convention center; private

dd. Massage establishment

(9) Repair:

a. Major repair; as an accessory or principal use

(10) Retail Trade:

j. Restaurant; regulated outdoor activities

n. Appliance; commercial use, sales and accessory repair, excluding outside storage

z. Flea market

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction:\* None

(13) Transportation:\* None

(14) Manufacturing/ Warehousing:

d. Stone or monument cutting, engraving

j. Moving and storage; including outside storage

- 1. Warehouse or mini-storage warehouse, commercial or industrial; including outside storage
- y. Recycling collection station or facilities

(15) Other Activities (not otherwise listed - all categories):

a. Other activities; personal services not otherwise listed

- b. Other activities; professional activities not otherwise listed
- c. Other activities; commercial services not otherwise listed
- d. Other activities; retail sales not otherwise listed





04/30/07

## BUFFERYARD SETBACK AND VEGETATION SCREENING CHART

For Illustrative Purposes Only

Bufferyard Requ	uirments: Matcl	h proposed land us	se with adjacent per	mitted land use or	adjacent vacan	t zone/nonconform	ning use to determine an	oplicable bufferyard.
PROPOSED LAND USE CLASS (#)		ADJACENT F	PERMITTED LAND U	SE CLASS (#)			VACANT ZONE OR IFORMING USE	PUBLIC/PRIVATE STREETS OR R.R.
	Single-Family Residential (1)	Multi-Family Residential (2)	Office/Institutional, light Commercial, Service (3)	Heavy Commercial, Light Industry (4)	Heavy Industrial (5)	Residential (1) - (2)	Non-Residential (3) - (5)	
Multi-Family Development (2)	С	В	В	В	B	С	В	A
Office/Institutional, Light Commercial, Service (3)	D	D	В	В	В	D	В	A
Heavy Commercial, Light Industry (4)	ε	Е	В	в	В	Е	8	A
Heavy Industrial (5)	F	F	В	В	B	F	В	A

	Bufferyard A	(street yard)
Lot Size	Width	For every 100 linear feet
Less than 25,000 sq.ft.	4'	2 large street trees
25,000 to 175,000 sq.ft.	6'	2 large street trees
Over 175,000 sq.ft.	10'	2 large street trees
Street tree	es may count tow	ard the minimum acreage.

Bufferyard B (no	screen required)
Lot Size	Width
Less than 25,000 sq.ft.	4'
25,000 to 175,000 sq.ft.	6'
Over 175,000 sq.ft.	10'

E	Bufferyard C (screen required)	
Width	For every 100 linear feet	
10'	3 large evergreen trees 4 small evergreens 16 evergreen shrubs	

Where a fence or evergreen hedge (additional materials) is provided, the bufferyard width may be reduced to eight (8) feet.

	Bufferyard E (screen required)
Width	For every 100 linear feet
30'	6 large evergreen trees 8 small evergreens 26 evergreen shrubs
	h may be reduced by fifty (50%) percent if a en hedge (additional material) or earth berm is provided.

Width	For every 100 linear feet
	4 large evergreen trees
20'	6 small evergreens
	16 evergreen shrubs

evergreen hedge (additional material) or earth berm is provided.

Bufferyard F (screen required)			
Width	For every 100 linear feet		
50'	8 large evergreen trees 10 small evergreens 36 evergreen shrubs		
	d width may be reduced by fifty (50%) percent if a rgreen hedge (additional material) or earth berm is provided.		

Parking Area: Thirty (30) inch high screen required for all parking areas located within fifty (50) feet of a street right-of-way.



# City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Ordinance requested by the Redevelopment Commission of Greenville to rezone 0.59 acres located between Vance and Contentnea Streets and north of West 5th Street from CDF (Downtown Commercial Fringe) and R6 (Residential [High Density Multi-family]) to OR (Office-Residential [High Density Multi-family])
Explanation:	Required Notice:
	<ul> <li>Planning and Zoning Commission meeting notice (property owner(s) and adjoining property owners' letters) mailed on March 2, 2010.</li> <li>On-site sign(s) posted on March 2, 2010.</li> <li>City Council public hearing notice (property owner(s) and adjoining property owners' letters) mailed on March 23, 2010.</li> <li>Public hearing advertisement published on March 29 and April 5, 2010.</li> </ul>
	Comprehensive Plan:
	The subject property is located in Vision Area F.
	West 5th Street is considered a "residential corridor" from South Pitt Street to Memorial Drive. Along residential corridors, office, service and retail activities should be specifically restricted to the associated focus area and linear expansion outside of the focus node should be prohibited.
	The Future Land Use Plan Map recommends mixed use/office/institutional (MOI) along the northern right-of-way of West 5th Street from Elizabeth Street to Nash Street transitioning to medium density residential (MDR) in the interior areas.
	There is a designated neighborhood focus area located at the intersection of West 5th Street and Tyson Street and West 14th Avenue. These nodes typically contain 20,000 to 40,000 square feet of conditioned floor space.
	Thoroughfare/Traffic Volume Report Summary (PWD - Engineering

## **Division**):

The proposed rezoning will have no change in maximum allowable density; therefore, a traffic analysis was not performed.

## History/Background:

The property was zoned RA20 and CG on the 1976 rezoning series map.

## **Present Land Use:**

Currently, the property contains the former Chasers Lounge, a vacant lot, one (1) single-family residence and one (1) office building.

## Water/Sewer:

Water and sanitary sewer are located in the rights-of-way of West 5th Street and Ward Street.

## **Historic Sites:**

All of the lots, except for the former Chasers Lounge lot, are included in the Skinnerville-Greenville Heights National Register Historic District. National Register designation is an honorary designation and does not regulate the appearance of structures contained within the district.

## **Environmental Conditions/Constraints:**

There are no known environmental constraints.

## **Surrounding Land Uses and Zoning:**

North: R6 - Two (2) duplex buildings, two (2) single-family residences and one (1) vacant lot South: CDF/R6 - The Little Willie Center and three (3) vacant lots East: R6 - West Greenville Community Development Center (vacant) West: CDF - One (1) single-family residence

## **Density Estimates:**

Currently, all the lots are developed except for one vacant lot. Under the current zoning (CDF), there is a 6,500+/- square foot commercial building. Under the current zoning (R6), there is one (1) single-family dwelling, one (1) vacant lot and one (1) office building.

Under the proposed zoning (OR), the commercial building could be converted to an office building. There is no change in density between the current zoning (R6) and the proposed zoning (OR). Both districts allow multi-family units (up to 17 units per acre). Therefore, no change in density. There is an additional office option under the proposed (OR) district.

## **Fiscal Note:** No cost to the City.

## **Recommendation:** In staff's opinion, the request is in compliance with <u>Horizon's Greenville's</u> <u>Community Plan</u>, the Future Land Use Plan Map and the <u>West Greenville</u> <u>Redevelopment Plan</u>.

"In compliance with the comprehensive plan" should be construed as meaning the requested rezoning is (i) either specifically recommended in the text of the Horizons Plan (or addendum to the plan) or is predominantly or completely surrounded by the same or compatible and desirable zoning; and (ii) promotes the desired urban form. The requested district is considered desirable and in the public interest and staff recommends approval of the requested rezoning.

The Planning and Zoning Commission voted to approve the request at its March 16, 2010, meeting.

Note: In addition to other criteria, the Planning and Zoning Commission and City Council shall consider the entire range of permitted and special uses for the existing and proposed districts as listed under Title 9, Chapter 4, Article D of the Greenville City Code.

If City Council determines to approve the request, a motion to adopt the attached rezoning ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.

If City Council determines to the deny the rezoning request, in order to comply with this statutory requirement, it is recommended that the motion be as follows: Motion to deny the proposed amendment and to make a finding and determination that, although the rezoning request is consistent with the comprehensive plan, there is a more appropriate zoning classification and therefore, denial is reasonable and in the public interest.

Viewing Attachments Requires Adobe Acrobat. Click here to download.

#### Attachments / click to download

- Location Map
- Bufferyard and Vegetation Chart
- Crdinance Redevelopment\_Comm\_858444

- **D** Excerpt\_from\_3\_16\_10\_P\_Z\_Minutes\_for\_Redevelopment\_Commission\_860087
- List of Uses CDF R6 to OR 719111

## ORDINANCE NO. 10-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE REZONING TERRITORY LOCATED WITHIN THE PLANNING AND ZONING JURISDICTION OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 19, Chapter 160A, of the General Statutes of North Carolina, caused a public notice to be given and published once a week for two successive weeks in <u>The Daily Reflector</u> setting forth that the City Council would, on April 8, 2010, at 7:00 p.m., in the City Council Chambers of City Hall in the City of Greenville, NC, conduct a public hearing on the adoption of an ordinance rezoning the following described territory;

WHEREAS, the City Council has been informed of and has considered all of the permitted and special uses of the districts under consideration; and,

WHEREAS, in accordance with the provisions of North Carolina General Statute 160A-383, the City Council does hereby find and determine that the adoption of the ordinance rezoning the following described property is consistent with the adopted comprehensive plan and that the adoption of the ordinance rezoning the following described property is reasonable and in the public interest due to its consistency with the comprehensive plan and, as a result, its furtherance of the goals and objectives of the comprehensive plan.

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That the following described territory is rezoned from CDF (Downtown Commercial Fringe) and R6 (Residential) to OR (Office-Residential).

- TO WIT: Redevelopment Commission of Greenville and Arthur Wallace Properties.
- LOCATION: Located between Vance and Contentnea Streets and north of West 5<sup>th</sup> Street.

## DESCRIPTION:

Beginning at a known point, said point being the northeast corner of the intersection of West 5<sup>th</sup> Street and Vance Street, running along the northern right-of-way of West 5<sup>th</sup> Street in an easterly direction for  $220\pm$  feet; thence cornering and running along the western right-of-way of Contentnea Street in a northerly direction for  $105\pm$  feet; thence cornering and running along the northern property lines of the properties identified as Pitt County parcel numbers 00934 and 22377 in a westerly direction for  $115\pm$  feet; thence cornering and running along the eastern property line of the property identified as Pitt County parcel number 17418 in a northerly direction for  $75\pm$  feet; thence cornering and running along the western right-of-way of West 4<sup>th</sup> Street in a westerly direction for  $46\pm$  feet; thence cornering and running along the western property line of the property identified as Pitt County parcel number 17418 in a southerly direction for 46\pm feet; thence cornering and running along the western property line of the property identified as Pitt County parcel number 17418 in a southerly street in a westerly direction for 46\pm feet; thence cornering and running along the western property line of the property identified as Pitt County parcel number 17418 in a southerly street in a westerly direction for 46\pm feet; thence cornering and running along the western property line of the property identified as Pitt County parcel number 17418 in a southerly street in a westerly direction for 46\pm feet; thence cornering and running along the western property line of the property identified as Pitt County parcel number 17418 in a southerly street in a westerly direction for 46\pm feet; thence cornering and running along the western property line of the property identified as Pitt County parcel number 17418 in a southerly property line of the property identified as Pitt County parcel number 17418 in a southerly property line of the property identified as Pitt County parcel number 17418 in a southerly parcel number 17

direction for  $90\pm$  feet; thence cornering and running along the northern property line of the property identified as Pitt County parcel number 19523 in a westerly direction for  $52\pm$  feet; thence cornering and running along the eastern right-of-way of Vance Street in a southerly direction for  $92\pm$  feet returning to the point of beginning and containing 0.59 acres.

<u>Section 2.</u> That the Director of Community Development is directed to amend the zoning map of the City of Greenville in accordance with this ordinance.

Section 3. That all ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 4. That this ordinance shall become effective upon its adoption.

ADOPTED this 8<sup>th</sup> day of April, 2010.

ATTEST:

Patricia C. Dunn, Mayor

Wanda T. Elks, City Clerk

858444

## Excerpt from the draft Planning and Zoning Commission meeting minutes (3/16/10):

## REQUEST BY THE REDEVELOPMENT COMMMISSION OF GREENVILLE - APPROVED

Ordinance requested by the Redevelopment Commission of Greenville to rezone 0.59 acres located between Vance and Contentnea Streets and north of West 5<sup>th</sup> Street from CDF (Downtown Commercial Fringe) and R6 (Residential [High Density Multi-family]) to OR (Office-Residential [High Density Multi-family]).

Ms. Chantae Gooby stated this rezoning is centrally located in the city along West 5<sup>th</sup> Street between Vance and Contentnea Streets. The property is currently zoned downtown commercial fringe and multi-family. The requested zoning is office and multi-family. The rezoning consists of four parcels, two of which are owned by the Redevelopment Commission (former Chaser's Club and a vacant lot) and the remaining two parcels (single-family and an office building) owned by a private individual. Both parties have signed the rezoning application. The area contains a variety of uses. The property is not impacted by the floodplain associated with the Tar River. There is a focus area located at the intersection of West 5<sup>th</sup> Street/Tyson Street/West 14<sup>th</sup> Avenue. Because there was no change in density, no traffic report was generated. Ms. Gooby said the Future Land Use Plan Map recommends mixed use along West 5<sup>th</sup> Street. In staff's opinion, this request is in compliance with <u>Horizon's: Greenville's Community Plan</u>, the Future Land Use Plan Map and the <u>West Greenville Redevelopment Plan</u>.

Mr. Bell asked if this would impact the duplexes behind the property.

Ms. Gooby said she did not know what was planned. She did not feel they would be impacted by any additional traffic.

Mr. Merrill Flood spoke on behalf of the Redevelopment Commission. He said they had considered this at their last meeting and recommended moving forward with the request. He told Mr. Bell while you have to consider all of the uses allowed in the proposed zoning, at this point in time, the requested action would not rezone the corner parcel where the duplexes are located.

No one spoke in opposition.

Motion was made by Mr. Thomas, seconded by Mr. Ramey to recommend approval of the proposed amendment, to advise that it is consistent with the comprehensive plan and other applicable plans and to adopt the staff report which addresses plan consistency and other matters. Motion carried unanimously.

## EXISTING ZONING

### CDF (Downtown Commercial Fringe) Permitted Uses

### (1) General:

- a. Accessory use or building
- b. Internal service facilities
- c. On- premise signs per Article N
- e. Temporary uses; of listed district uses
- f. Retail sales; incidental
- g. Incidental assembly of products sold at retail or wholesale as an accessory to principle use

## (2) Residential:

- a. Single-family dwelling
- b. Two-family attached dwelling (duplex)
- c. Multi-family development per Article 1
- k. Family care home (see also section 9-4-103)
- q. Room renting

## (3) Home Occupations (see all categories): \*None

## (4) Governmental:

- b. City of Greenville municipal government building or use (see also section 9-4-103)
- c. County or state government building or use not otherwise listed; excluding outside storage and major or minor repair
- d. Federal government building or use
- g. Liquor store, state ABC

## (5) Agricultural/Mining:

a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)

## (6) Recreational/ Entertainment:

- f. Public park or recreational facility
- g. Private noncommercial park or recreation facility
- o. Theater; movie or drama, including outdoor facility

## (7) Office/ Financial/ Medical:

a. Office; professional and business, not otherwise listed

c. Office; customer service not otherwise listed, including accessory service delivery vehicle parking and indoor storage

- d. Bank, savings and loan or other savings or investment institutions
- e. Medical, dental, ophthalmology or similar clinic, not otherwise listed

## (8) Services:

- c. Funeral home
- e. Barber or beauty shop
- f. Manicure, pedicure, or facial salon
- g. School; junior and senior high (see also section 9-4-103)
- h. School; elementary (see also section 9-4-103)
- i. School; kindergarten or nursery (see also section 9-4-103)
- k. Business or trade school
- n. Auditorium
- o. Church or place of worship (see also section 9-4-103)
- p. Library

- q. Museum
- r. Art Gallery

s. Hotel, motel, bed and breakfast inn; limited stay lodging (see also residential quarters for resident manager,

supervisor or caretaker and section 9-4-103)

- u. Art studio including art and supply sales
- v. Photography studio including photo and supply sales
- w. Recording studio
- z. Printing or publishing service including graphic art, map, newspapers, magazines and books
- aa. Catering service including food preparation (see also restaurant; conventional and fast food)
- kk. Launderette; household users
- ll. Dry cleaners; household users
- mm. Commercial laundries; linen supply
- oo. Clothes alteration or shoe repair shop
- pp. Automobile wash

## (9) Repair:

- d. Upholsterer; furniture
- f. Appliance; household and office equipment repair
- g. Jewelry, watch, eyewear or other personal item repair

### (10) Retail Trade:

- a. Miscellaneous retail sales; non-durable goods, not otherwise listed
- c. Grocery; food or beverage, off premise consumption (see also Wine Shop)
- c.1 Wine shop (see also section 9-4-103)
- d. Pharmacy
- e. Convenience store (see also gasoline sales)
- f. Office and school supply, equipment sales
- h. Restaurant; conventional
- i. Restaurant; fast food
- 1. Electric; stereo, radio, computer, television, etc. sales and accessory repair
- m. Appliance; household use, sales and accessory repair, excluding outside storage
- n. Appliance; commercial use, sales and accessory repair, excluding outside storage
- p. Furniture and home furnishing sales not otherwise listed
- q. Floor covering, carpet and wall covering sales
- r. Antique sales; excluding vehicles
- s. Book or card store, news stand
- v. Video or music store; records, tape, compact disk, etc. sales
- w. Florist
- x. Sporting goods sales and rental shop
- y. Auto part sales (see also major and minor repair)
- ee. Christmas tree sales lot; temporary only (see also section 9-4-103)

### (11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

c. Rental of cloths and accessories; formal wear, etc.

f. Automobiles, truck, recreational vehicle, motorcycles and boat sales and service (see also major and minor repair)

## (12) Construction:

- a. Licensed contractor; general, electrical, plumbing, mechanical, etc. excluding outside storage
- c. Construction office; temporary, including modular office (see also section 9-4-103)

e. Building supply; lumber and materials sales, plumbing and/or electrical supply excluding outside storage

f. Hardware store

(13) Transportation:

- b. Bus station; passenger and related freight
- c. Taxi or limousine service
- e. Parcel delivery service
- f. Ambulance service

(14) Manufacturing/ Warehousing:

c. Bakery; production, storage and shipment facilities

(15) Other Activities (not otherwise listed - all categories):\* None

#### CDF (Downtown Commercial Fringe) Special Uses

(1) General:

\* None

(2) Residential:

- d. Land use intensity multifamily (LUI) development rating 50 per Article K
- e. Land use intensity multifamily (LUI) development rating 67 per Article K
- j. Residential quarters for resident manager, supervisor or caretaker; including mobile homes
- m. Shelter for homeless or abused

n. Retirement center or home

o. Nursing, convalescent center or maternity home; major care facility

o.(1). Nursing, convalescent center or maternity home; minor care facility

r. Fraternity or sorority house

## (3) Home Occupations (see all categories):

- a. Home occupation; including barber and beauty shops
- c. Home occupation; including manicure, pedicure or facial salon

(4) Governmental:a. Public utility building or use

(5) Agricultural/Mining:

\* None

(6) Recreational/ Entertainment:

d. Game center

- i. Commercial recreation; indoor and outdoor not otherwise listed
- 1. Billiard parlor or pool hall
- m. Public or private club

(7) Office/ Financial/ Medical: \* None

(8) Services:

- a. Child day care facilities
- b. Adult day care facilities
- 1. Convention center; private
- x. Dance studio
- bb. Civic organizations
- cc. Trade or business organizations
- hh. Exercise and weight loss studios; indoor only

(9) Repair:

- a. Major repair; as an accessory or principal use
- b. Minor repair; as an accessory or principal use

## (10) Retail Trade:

- b. Gasoline or automotive fuel sales; accessory or principal use, retail
- g. Fish market; excluding processing or packing
- j. Restaurant; regulated outdoor activities
- t. Hobby or craft shop
- u. Pet shop (see also animal boarding; outside facility)

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction:

d. Building supply; lumber and materials sales, plumbing and/or electrical supply including outside storage

(13) Transportation:

h. Parking lot or structure; principal use

(14) Manufacturing/ Warehousing:

g. Cabinet, woodwork or frame shop; excluding furniture manufacturing or upholstery

## (15) Other Activities (not otherwise listed - all categories):

- a. Other activities; personal services not otherwise listed
- b. Other activities; professional activities not otherwise listed
- c. Other activities; commercial services not otherwise listed
- d. Other activities; retail sales not otherwise listed

#### R6 (Residential) Permitted Uses

## (1) General:

- a. Accessory use or building
- c. On- premise signs per Article N

## (2) Residential:

- a. Single-family dwelling
- b. Two-family attached dwelling (duplex)
- c. Multi-family development per Article 1
- f. Residential cluster development per Article M
- k. Family care home (see also section 9-4-103)
- q. Room renting

(3) Home Occupations (see all categories): \*None

(4) Governmental:b. City of Greenville municipal government building or use (see also section 9-4-103)

(5) Agricultural/Mining:

a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)

(6) Recreational/Entertainment:

f. Public park or recreational facility

g. Private noncommercial park or recreational facility

(7) Office/ Financial/ Medical: \* None

(8) Services:

o. Church or place of worship (see also section 9-4-103)

(9) Repair: \* None

(10) Retail Trade: \* None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction:

a. Construction office; temporary, including modular office (see also section 9-4-103)

(13) Transportation: \* None

(14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories): \* None

R6 (Residential) Special Uses

(1) General: \* None

(2) Residential:

- d. Land use intensity multifamily (LUI) development rating 50 per Article K
- e. Land use intensity dormitory (LUI) development rating 67 per Article K
- 1. Group care facility
- n. Retirement center or home
- p. Board or rooming house
- r. Fraternity or sorority house

o.(1). Nursing, convalescent center or maternity home; minor care facility

(3) Home Occupations (see all categories):

a. Home occupation; including barber and beauty shops

c. Home occupation; including manicure, pedicure or facial salon

(4) Governmental: a. Public utility building or use

(5) Agricultural/ Mining: \* None

(6) Recreational/ Entertainment:

a. Golf course; regulation

c.(1). Tennis club; indoor and outdoor facilities

(7) Office/ Financial/ Medical: \* None

(8) Services:

- a. Child day care facilities
- b. Adult day care facilities
- d. Cemetery
- g. School; junior and senior high (see also section 9-4-103)
- h. School; elementary (see also section 9-4-103)
- i. School; kindergarten or nursery (see also section 9-4-103)
- m. Multi-purpose center
- t. Guest house for a college and other institutions of higher learning

(9) Repair: \* None

(10) Retail Trade: \* None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction: \* None

(13) Transportation:

\* None

(14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories): \* None

## PROPOSED ZONING

OR (Office-Residential) Permitted Uses

(1) General:

- a. Accessory use or building
- b. Internal service facilities
- c. On- premise signs per Article N
- f. Retail sales incidental

#### (2) Residential:

- b. Two-family attached dwelling (duplex)
- c. Multi-family development per Article 1
- k. Family care home (see also section 9-4-103)
- n. Retirement center or home
- o. Nursing, convalescent center or maternity home; major care facility
- p. Board or rooming house
- q. Room renting

(3) Home Occupations (see all categories): \*None

(4) Governmental:

b. City of Greenville municipal government building or use (see also section 9-4-103)

c. County or state government building or use not otherwise listed; excluding outside storage and major or minor repair

d. Federal government building or use

(5) Agricultural/Mining:

a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)

## (6) Recreational/ Entertainment:

f. Public park or recreational facility

g. Private noncommercial park or recreation facility

### (7) Office/ Financial/ Medical:

a. Office; professional and business, not otherwise listed

b. Operational/processing center

c. Office; customer service not otherwise listed, including accessory service delivery vehicle parking and indoor storage

d. Bank, savings and loan or other savings or investment institutions

e. Medical, dental, ophthalmology or similar clinic, not otherwise listed

(8) Services:

- c. Funeral home
- e. Barber or beauty shop
- f. Manicure, pedicure, or facial salon
- g. School; junior and senior high (see also section 9-4-103)
- h. School; elementary (see also section 9-4-103)
- i. School; kindergarten or nursery (see also section 9-4-103)
- j. College or other institutions of higher learning
- k. Business or trade school
- n. Auditorium
- o. Church or place of worship (see also section 9-4-103)
- p. Library
- q. Museum
- r. Art Gallery
- u. Art studio including art and supply sales
- v. Photography studio including photo and supply sales
- w. Recording studio
- x. Dance studio
- bb. Civic organizations
- cc. Trade or business organizations

(9) Repair: \* None

(10) Retail Trade:

s. Book or card store, news stand

w. Florist

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None (12) Construction:

a. Licensed contractor; general, electrical, plumbing, mechanical, etc. excluding outside storage

c. Construction office; temporary, including modular office (see also section 9-4-103)

(13) Transportation: \* None

(14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories): \* None

## OR (Office-Residential) Special Uses

(1) General: \* None

(2) Residential:

d. Land use intensity multifamily (LUI) development rating 50 per Article K

e. Land use intensity dormitory (LUI) development rating 67 per Article K

i. Residential quarters for resident manager, supervisor or caretaker; excluding mobile home

o.(1). Nursing, convalescent center or maternity home; minor care facility

r. Fraternity or sorority house

(3) Home Occupations (see all categories): \* None

(4) Governmental:a. Public utility building or use

(5) Agricultural/ Mining: \* None

(6) Recreational/Entertainment: c.(1). Tennis club; indoor and outdoor facilities

h. Commercial recreation; indoor only, not otherwise listed

(7) Office/ Financial/ Medical:

f. Veterinary clinic or animal hospital (also see animal boarding; outside facility, kennel and stable)

(8) Services:

a. Child day care facilities

b. Adult day care facilities

1. Convention center; private

s. Hotel, motel, bed and breakfast inn; limited stay lodging (see also residential quarters for resident manager, supervisor

or caretaker and section 9-4-103)

ff. Mental health, emotional or physical rehabilitation center

(9) Repair:

\* None

*(10) Retail Trade:*h. Restaurant; conventional

j. Restaurant; regulated outdoor activities

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade: \* None

(12) Construction:\* None

*(13) Transportation:*h. Parking lot or structure; principle use

(14) Manufacturing/ Warehousing: \* None

(15) Other Activities (not otherwise listed - all categories):

a. Other activities; personal services not otherwise listed

b. Other activities; professional services not otherwise listed



04/30/07

## BUFFERYARD SETBACK AND VEGETATION SCREENING CHART

For Illustrative Purposes Only

Bufferyard Requ	uirments: Matel	h proposed land u	se with adjacent per	mitted land use or	adjacent vacan	t zone/nonconform	ning use to determine a	oplicable bufferyard.
PROPOSED LAND USE CLASS (#)		ADJACENT F	PERMITTED LAND U	SE CLASS (#)			VACANT ZONE OR IFORMING USE	PUBLIC/PRIVATE STREETS OR R.R.
	Single-Family Residential (1)	Multi-Family Residential (2)	Office/Institutional, light Commercial, Service (3)	Heavy Commercial, Light Industry (4)	Heavy Industrial (5)	Residential (1) - (2)	Non-Residential (3) - (5)	
Multi-Family Development (2)	С	В	В	В	В	с	В	A
Office/Institutional, Light Commercial, Service (3)	D	D	В	В	В	D	В	A
Heavy Commercial, Light Industry (4)	ε	E	В	в	В	Е	8	A
Heavy Industrial (5)	F	F	В	В	B	F	В	A

	Bufferyard A	(street yard)
Lot Size	Width	For every 100 linear feet
Less than 25,000 sq.ft.	4'	2 large street trees
25,000 to 175,000 sq.ft.	6'	2 large street trees
Over 175,000 sq.ft.	10'	2 large street trees
Street tree	es may count tow	ard the minimum acreage.

Bufferyard B (no	screen required)
Lot Size	Width
Less than 25,000 sq.ft.	4'
25,000 to 175,000 sq.ft.	6'
Over 175,000 sq.ft.	10'

Bufferyard C (screen required)			
Width	For every 100 linear feet		
10'	3 large evergreen trees 4 small evergreens 16 evergreen shrubs		

Where a fence or evergreen hedge (additional materials) is provided, the bufferyard width may be reduced to eight (8) feet.

Bufferyard E (screen required)		
Width	For every 100 linear feet	
30'	6 large evergreen trees 8 small evergreens 26 evergreen shrubs	
	h may be reduced by fifty (50%) percent if a en hedge (additional material) or earth berm is provided.	

Bufferyard D (screen required)		
Width	For every 100 linear feet	
20'	4 large evergreen trees 6 small evergreens 16 evergreen shrubs	
Buffervard wi	idth may be reduced by fifty (50%) percent if a fence	

evergreen hedge (additional material) or earth berm is provided.

Bufferyard F (screen required)		
Width	For every 100 linear feet	
50'	8 large evergreen trees 10 small evergreens 36 evergreen shrubs	
	d width may be reduced by fifty (50%) percent if a rgreen hedge (additional material) or earth berm is provided.	

Parking Area: Thirty (30) inch high screen required for all parking areas located within fifty (50) feet of a street right-of-way.



# City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Ordinance requested by the Community Development Department to amend the zoning regulations to include additional Land Use Intensity (LUI) special use permit application submission standards, required findings, and Planning and Zoning Commission consideration criteria
Explanation:	Land Use Intensity (LUI) development is a multi-family housing option that is subject to Planning and Zoning Commission special use permit approval in the R6, R6A, MS, MR, OR and CDF districts.
	There are two (2) LUI ratings:
	LUI - 50 allows only standard multi-family dwellings (apartments, condominiums and town homes) in which each unit may be occupied by one (1) family as defined by the zoning regulations, i.e. not more than three (3) unrelated individuals per unit.
	LUI - 67 allows both standard multi-family dwellings and suite/dormitory dwellings in which any unit may be occupied by more than three (3) unrelated individuals, as in the case of a suite style or dormitory arrangement. Although there is no ordinance imposed limitation, the typical unit configuration for "suite style or dormitory" units has been four (4) bedrooms with individual baths configured around a central shared living room and kitchen.
	The proposed ordinance <u>does not</u> affect the current LUI development standards or the table of uses.
	<u>The proposed ordinance's purpose</u> is to provide additional information and guidance to the Planning and Zoning Commission to assist in the Commission's evaluation of the impact of future LUI developments.
	The result of the proposed ordinance is summarized under Sections 1 and 2:

1. Require additional special use permit application information including (i) site location of all proposed and existing buildings, structures, streets, drives, parking, screening, berms, landscaping, open spaces, active recreation areas and facilities, storm water structures facilities, regulated wetlands, flood hazard areas, environmental limitations, utilities and other improvements per the Land Development Administrative Manual; and (ii) typical building and unit facade illustrations including balconies, porches, patios, decorative and/or functional walls and fences.

2. Include additional special use permit consideration criteria to assist the Planning and Zoning Commission in the evaluation of health and safety, public welfare and nuisance or hazard conditions effecting and/or resulting from a proposed LUI development. Such considerations include but are not limited to the following:

- The number of persons who can reasonably be expected to live within or frequent the development at any one time.
- The intensity of the proposed development in relation to the intensity of adjoining and area uses.
- The visual impact of the proposed development as viewed from adjacent properties and public street rights-of way.
- The location and extent of exterior physical activities of the proposed use including common recreation areas and facilities, and common and/or private patios, porches, balconies and open spaces.
- The reasonably anticipated noise or other objectionable characteristics that will result from the proposed use, or as a result of any element of project design.
- The safe and convenient location of all on-site parking and drives.
- The existing vehicular traffic on area streets.
- The reasonably anticipated increase in vehicular traffic generated by the proposed development.
- The condition and capacity of area street(s) which will provide access to the proposed development.
- The visibility afforded to both pedestrians and operators of motor vehicles both on-site and off-site.
- The anticipated, existing and designed vehicular and pedestrian movements both on-site and off-site.

The Planning and Zoning Commission may in its discretion attach reasonable conditions to the special use permit and plan that exceed the minimum standards when it is found that such conditions are necessary to insure that the proposed development will be compatible with adjacent areas.

**Fiscal Note:** No cost to the City.

# **Recommendation:** In staff's opinion the request is in compliance with <u>Horizons: Greenville's</u> <u>Community Plan</u>.

The Planning and Zoning Commission recommended approval of the ordinance amendment at their March 16, 2010, meeting.

If City Council determines to approve the amendment request, a motion to adopt the attached ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.

If City Council determines to deny the amendment request, in order to comply with this statutory requirement, it is recommended that the motion be as follows:

Motion to deny the requested text amendment and to make a finding and determination that the denial of the text amendment request is consistent with the adopted comprehensive plan and that the denial of the text amendment request is reasonable and in the public interest due to the denial being consistent with the comprehensive plan and, as a result, the denial furthers the goals and objectives of the comprehensive plan.

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#### Attachments / click to download

- Land\_Use\_Intensity\_amendment\_855677
- Excerpt from the March 16 2010 P Z minutes for LUI Amendment 860386

## ORDINANCE NO. 10 - \_\_\_\_ AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 19, Chapter 160A, of the North Carolina General Statutes, caused a public notice to be given and published once a week for two successive weeks in <u>The Daily Reflector</u> setting forth that the City Council would, on April 8, 2010 at 7:00 p.m., in the Council Chambers of City Hall in the City of Greenville, NC, conduct a public hearing on the adoption of an ordinance amending the City Code; and

WHEREAS, in accordance with the provisions of North Carolina General Statute 160A-383, the City Council does hereby find and determine that the adoption of the ordinance involving the text amendment is consistent with the adopted comprehensive plan and that the adoption of the ordinance involving the text amendment is reasonable and in the public interest due to its consistency with the comprehensive plan and, as a result, its furtherance of the goals and objectives of the comprehensive plan.

## NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1:</u> That Title 9, Chapter 4, Article K, Section 9-4-186, of the City Code, is hereby amended by deleting subsections (A), (B), (C), (D), (E) and (F) in their entirety and substituting the following:

"(A) *Application*. The applicant for a special use permit to develop a specific land use intensity project shall submit all information as required herein to the Director of Community Development not less than twenty (20) working days prior to the scheduled Planning and Zoning Commission meeting. Application shall only be made in accordance with Appendix A, Permitted and Special Use, and at the LUI rating specified for the particular use.

(B) *Content; required review.* The special use permit application shall include (i) a site plan illustrating all buildings, structures, streets, drives, parking, screening, berms, landscaping, open spaces, active recreation areas and facilities, storm water structures, wetlands, flood hazard areas, environmental limitations, utilities and other improvements per the Land Development Administrative Manual, (ii) typical building and unit façade illustrations including balconies, porches, patios, decorative and/or functional walls and fences, and (iii) all additional information necessary for the Planning and Zoning Commission to insure compliance with this article or other ordinances or regulations of the City of Greenville and Greenville Utilities Commission. All applications shall be reviewed and administered in accordance with Title 9, Chapter 5, Subdivisions of the Greenville City Code for preliminary subdivision plats.

(C) *Public hearing*. The Planning and Zoning Commission shall hold a public hearing to review the special use permit application. The planning and zoning commission may in its discretion attach reasonable conditions to the plan to insure that the purposes of the land use intensity development as stated in section 9-4-179 can be met.

(D) *Conditions of approval.* The Planning and Zoning Commission may in its discretion attach conditions to the plan that exceed the minimum standards as set forth herein when it is found that such conditions are necessary to insure that the proposed development will be compatible with adjacent areas. Such conditions may include, but not be limited to right-of-way setback, drives and parking, screening, landscaping, bufferyard setback, building façade, building configuration, density or other requirements.

(E) *Required findings*. Prior to approval of a special use permit, the planning and zoning commission shall make appropriate findings to insure that the following requirements are met:

- (1) The Planning and Zoning Commission must find that the use has existing or proposed utility services which are adequate for the population densities as proposed.
- (2) The Planning and Zoning Commission must find that the use is properly located in relation to arterial and collector streets and is designed so as to provide direct access without creating traffic which exceeds acceptable capacity as determined by the city engineer on streets in adjacent areas outside the development.
- (3) The Planning and Zoning Commission must find that the use (i) will not adversely affect the health or safety of persons residing or working in the neighborhood of the proposed use, (ii) will not be detrimental to the public welfare, and (iii) will not constitute a nuisance or hazard, if located and developed according to the plan as submitted and approved. Such health and safety, public welfare and nuisance or hazard considerations include but are not limited to the following:
  - (a) The number of persons who can reasonably be expected to live within or frequent the development at any one time.
  - (d) The intensity of the proposed development in relation to the intensity of adjoining and area uses.
  - (c) The visual impact of the proposed development as viewed from adjacent properties and public street rights-of way.
  - (d) The location and extent of exterior physical activities of the proposed use including common recreation areas and facilities, and common and/or private patios, porches, balconies and open spaces.
  - (e) The reasonably anticipated noise or other objectionable characteristics that will result from the proposed use, or as a result of any element of project design.
  - (f) The safe and convenient location of all on-site parking and drives.
  - (g) The existing vehicular traffic on area streets.
  - (h) The reasonably anticipated increase in vehicular traffic generated by the proposed development.
  - (i) The condition and capacity of area street(s) which will provide access to the proposed development.
  - (j) The visibility afforded to both pedestrians and operators of motor vehicles both on-site and off-site.
  - (k) The anticipated, existing and designed vehicular and pedestrian movements both on-site and off-site.
- (4) The Planning and Zoning Commission must find that the use meets all required conditions and specifications.
- (5) The Planning and Zoning Commission must find that the use will not injure, by value or otherwise, adjoining or abutting property or public improvements in the neighborhood or in the alternative, that the use is a public necessity.
- (6) The Planning and Zoning Commission must find that the location and character of the use if developed according to the plan submitted and approved, will be in harmony with the area in which it is to be located and in general conformity with the Comprehensive Land Use Plan of the City of Greenville and its extraterritorial jurisdiction.

#### (F) Notice.

- (1) *Public hearing.* Shall be given in the same manner as for amendments to the zoning ordinance.
- (2) *Adjoining property owners.* Notice of the Planning and Zoning Commission public hearing shall be delivered by first class mail to all owners of property within one hundred (100) feet of the external property boundaries of the proposed development. Such notice shall be postmarked not less than fourteen (14) days prior to the date of the public hearing. Failure to notify all the owners shall not affect the validity of the action provided due diligence has been exercised in the attempts to provide notice."

<u>Section 2:</u> That Title 9, Chapter 4, Article K, Section 9-4-186(g)(5) of the City Code, is hereby amended by deleting said subsection in its entirety and renumbering subsection (6) as (5).

<u>Section 3.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 4.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 5. This ordinance shall become effective April 8, 2010.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

855677

#### Excerpt from the Draft March 16, 2010 Planning and Zoning Commission Meeting Minutes:

#### Text Amendment

## Request by the Community Development Department to amend the zoning regulations to include additional Land Use Intensity (LUI) special use permit application submission standards, required findings, and Planning and Zoning Commission consideration criteria

Mr. Harry Hamilton said this amendment will provide some additional submission requirements and additional guidance for the Commission. He said the criterion included in this ordinance is the same criteria used by the Board of Adjustment. Mr. Hamilton said Land Use Intensity (LUI) development is a Multi-family option that is subject to P&Z Commission special use permit approval. A public hearing is required as well as first class mail notice and advertisement in the newspaper. The Commission may attach reasonable conditions to the plan to insure compatibility. LUI developments may include both LUI 50, traditional multi-family units (not more than 3 unrelated occupants per dwelling), and LUI 67, which allows dormitory units (no ordinance limit on number of unrelated occupants - suite style configuration with 4 private bed/bath rooms sharing a central living room and kitchen has been the typical arrangement). He said no one to date has proposed more than four bedrooms in a LUI development. The proposed ordinance does not affect the current LUI development standards or the table of uses. The purpose of the proposed ordinance is to provide additional application information and criteria to assist the Planning and Zoning Commission in the Commission's evaluation of the impact of future LUI developments. Mr. Hamilton read the proposed special use permit application requirements.

Mr. Hamilton stated the site geometry requirements include location of all proposed and existing buildings, structures, streets, drives, parking, screening, berms, landscaping, open spaces, active recreation areas and facilities, storm water structures facilities, regulated wetlands, flood hazard areas, environmental limitations, utilities and other improvements per the Land Development Manual, and the appearance related requirements include typical building and unit facade illustrations including balconies, porches, patios, decorative and/or functional walls and fences.

Mr. Hamilton said the ordinance also includes additional special use permit consideration criteria. The purpose is to assist the P&Z Commission in the evaluation of health and safety, public welfare and nuisance or hazard conditions effecting and/or resulting from a proposed LUI development. There are eleven considerations that have been added to the ordinance text. Health and safety, nuisance and other considerations include:

- The number of persons who can reasonably be expected to live within or frequent the development at any one time
- The intensity of the proposed development in relation to the intensity of adjoining and area uses
- The visual impact of the proposed development as viewed from adjacent properties and public street rights-of way

- The location and extent of exterior physical activities of the proposed use including common recreation areas and facilities, and common and/or private patios, porches, balconies and open spaces
- The reasonably anticipated noise or other objectionable characteristics that will result from the proposed use, or as a result of any element of project design
- The safe and convenient location of all on-site parking and drives
- The existing vehicular traffic on area streets
- The reasonably anticipated increase in vehicular traffic generated by the proposed development
- The condition and capacity of area street(s) which will provide access to the proposed development
- The visibility afforded to both pedestrians and operators of motor vehicles both on-site and off-site
- The anticipated, existing and designed vehicular and pedestrian movements both on-site and off-site

Mr. Hamilton said the Planning and Zoning Commission may, in its discretion, attach reasonable conditions to the special use permit and plan that exceed the minimum standards when it is found that such conditions are necessary to insure that the proposed development will be compatible with adjacent areas. In staff's opinion the request is in compliance with <u>Horizon's: Greenville's Community Plan.</u>

Mr. Tozer asked if the commission would set the criteria for what the appearance would be.

Mr. Hamilton said that was one of the things the commission would take into consideration.

No one spoke in opposition to the request.

Motion was made by Mr. Ramey, seconded by Mr. Thomas to recommend approval of the proposed amendment, to advise that it is consistent with the comprehensive plan and other applicable plans and to adopt the staff report which addresses plan consistency and other matters. Motion carried unanimously.



## City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

# Title of Item:Ordinance requested by the Community Development Department to amend<br/>various zoning ordinance provisions to include screening, safety barrier, and<br/>dwelling unit separation standards for recycling centers and compactors for both<br/>multi-family residential and nonresidential development

**Explanation:** 

The ordinance's purposes include:

- 1. Provide recycling center screening requirements;
- 2. Provide compactor screening and safety barrier requirements; and
- 3. Provide dwelling unit separation standards between recycling centers or compactors and dwellings located in multi-family residential developments.

The proposed ordinance does not require the use of recycling centers or <u>compactors</u>. The ordinance does provide location, safety barrier, and screening requirements to be used in those cases where the property owner elects to install recycling centers or elects to utilize a garbage/trash compactor in lieu of standard containers (i.e. dumpsters).

The following is a summary of the proposed recycling center and compactor standards:

- No recycling center shall be located closer than twenty (20) feet to any dwelling structure and no compactor shall be located closer than fifty (50) feet to any dwelling structure. (Note: proposed recycling center setback same as current garbage container (dumpster) setback)
- Recycling centers shall be enclosed on three (3) sides by a complete visual screen consisting of a fence, vegetation or combination thereof (<u>Note:</u> proposed recycling center screening same as current garbage container (<u>dumpster</u>) screening).
- Compactors shall be enclosed by a visual screen and safety barrier composed of an opaque masonry wall and opaque metal or wooden gate,

<ul> <li>said wall and gate shall be not less than two (2) feet higher than the highest point of the compactor. The Director of Community Development or representative may approve substitute wall and gate material provided the wall and gate results in an opaque visual screen and safety barrier; vegetation shall not be acceptable for this purpose.</li> <li>Recycling centers and compactors shall be in accordance with Title 6, Chapter 3, Garbage and Refuse Collection and Disposal, of the Greenville City Code.</li> </ul>
No cost to the City.
In staff's opinion the request is in compliance with <u>Horizons: Greenville's</u> <u>Community Plan</u> .
The Planning and Zoning Commission recommended approval of the ordinance amendment at their March 16, 2010, meeting.
If City Council determines to approve the amendment request, a motion to adopt the attached ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.
If City Council determines to deny the amendment request, in order to comply with this statutory requirement, it is recommended that the motion be as follows:
Motion to deny the requested text amendment and to make a finding and determination that the denial of the text amendment request is consistent with the adopted comprehensive plan and that the denial of the text amendment request is reasonable and in the public interest due to the denial being consistent with the comprehensive plan and, as a result, the denial furthers the goals and objectives of the comprehensive plan.

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#### Attachments / click to download

- Refuse\_compactor\_and\_recycling\_center\_screening\_857399
- **D** Excerpt from the <u>3</u> 16 10 P Z minutes for recycle centers <u>860501</u>

#### ORDINANCE NO. 10 - \_\_\_ AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 19, Chapter 160A, of the North Carolina General Statutes, caused a public notice to be given and published once a week for two successive weeks in <u>The Daily Reflector</u> setting forth that the City Council would, on April 8, 2010, at 7:00 p.m. in the Council Chambers of City Hall in the City of Greenville, NC, conduct a public hearing on the adoption of an ordinance amending the City Code; and

WHEREAS, in accordance with the provisions of North Carolina General Statute 160A-383, the City Council does hereby find and determine that the adoption of the ordinance involving the text amendment is consistent with the adopted comprehensive plan and that the adoption of the ordinance involving the text amendment is reasonable and in the public interest due to its consistency with the comprehensive plan and, as a result, its furtherance of the goals and objectives of the comprehensive plan.

### NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1:</u> That Title 9, Chapter 4, Article I, Section 9-4-149, of the City Code, is hereby amended by deleting said section in its entirety and substituting the following:

## "Sec. 9-4-149. GARBAGE/TRASH CONTAINER, RECYCLING CENTER AND COMPACTOR LOCATIONS.

(A) No garbage/trash container or recycling center shall be located closer than twenty (20) feet to any dwelling structure and no compactor shall be located closer than fifty (50) feet to any dwelling structure.

(B) Each garbage/trash container required to service the development shall be located within two hundred (200) feet of the dwelling units such container is intended to serve.

(C) Garbage/trash containers and recycling centers shall be enclosed on three (3) sides by a complete visual screen consisting of a fence, vegetation or combination thereof.

(D) Except as further provided, compactors shall be completely enclosed by a visual screen and safety barrier composed of an opaque masonry wall and opaque metal or wooden gate, said wall and gate shall be not less than two (2) feet higher than the highest point of the compactor. The Director of Community Development or designee may approve substitute wall and gate material provided the wall and gate results in an opaque visual screen and safety barrier as required by this subsection; vegetation shall not be acceptable for this purpose.

(E) Garbage/trash containers, recycling centers and compactors shall be in accordance with Title 6, Chapter 3, Garbage and Refuse Collection and Disposal, of the Greenville City Code."

<u>Section 2:</u> That Title 9, Chapter 4, Article J, Section 9-4-163(P), of the City Code, is hereby amended by deleting said section in its entirety and substituting the following:

#### "(P) Residential garbage/trash container, recycling center and compactor locations.

(1) No garbage/trash container or recycling center shall be located closer than twenty (20) feet to any dwelling structure and no compactor shall be located closer than fifty (50) feet to any dwelling structure.

(2) Each garbage/trash container required to service the development shall be located within two hundred (200) feet of the dwelling units such container is intended to serve.

(3) Garbage/trash containers and recycling centers shall be enclosed on three (3) sides by a complete visual screen consisting of a fence, vegetation or combination thereof.

(4) Except as further provided, compactors shall be completely enclosed by a visual screen and safety barrier composed of an opaque masonry wall and opaque metal or wooden gate, said wall and gate shall be not less than two (2) feet higher than the highest point of the compactor. The Director of Community Development or designee may approve substitute wall and gate material provided the wall and gate results in an opaque visual screen and safety barrier as required by this subsection; vegetation shall not be acceptable for this purpose.

(5) Garbage/trash containers, recycling centers and compactors shall be in accordance with Title 6, Chapter 3, Garbage and Refuse Collection and Disposal, of the Greenville City Code."

Section 3: That Title 9, Chapter 4, Article J, Section 9-4-164(J), of the City Code, is hereby amended by deleting said section in its entirety and substituting the following:

#### "(J) Nonresidential garbage/trash container, recycling center and compactor locations.

(1) Garbage/trash containers and recycling centers shall be enclosed on three (3) sides by a complete visual screen consisting of a fence, vegetation or combination thereof.

(2) Except as further provided, compactors shall be completely enclosed by a visual screen and safety barrier composed of an opaque masonry wall and opaque metal or wooden gate, said wall and gate shall be not less than two (2) feet higher than the highest point of the compactor. The Director of Community Development or designee may approve substitute wall and gate material provided the wall and gate results in an opaque visual screen and safety barrier as required by this subsection; vegetation shall not be acceptable for this purpose.

(3) Garbage/trash containers, recycling centers and compactors shall be in accordance with Title 6, Chapter 3, Garbage and Refuse Collection and Disposal, of the Greenville City Code."

<u>Section 4:</u> That Title 9, Chapter 4, Article K, Section 9-4-182, of the City Code, is hereby amended by deleting said section in its entirety and substituting the following:

### "SEC. 9-4-182. GARBAGE/TRASH CONTAINER, RECYCLING CENTER AND COMPACTOR LOCATIONS

(A) No garbage/trash container or recycling center shall be located closer than twenty (20) feet to any dwelling structure and no compactor shall be located closer than fifty (50) feet to any dwelling structure.

(B) Each garbage/trash container required to service the development shall be located within two hundred (200) feet of the dwelling units such container is intended to serve.

(C) Garbage/trash containers and recycling centers shall be enclosed on three (3) sides by a complete visual screen consisting of a fence, vegetation or combination thereof.

(D) Except as further provided, compactors shall be completely enclosed by a visual screen and safety barrier composed of an opaque masonry wall and opaque metal or wooden gate, said wall and gate shall be not less than two (2) feet higher than the highest point of the compactor. The Director of Community Development or designee may approve substitute wall and gate material provided the wall and gate results in an opaque visual screen and safety barrier as required by this subsection; vegetation shall not be acceptable for this purpose.

(E) Garbage/trash containers, recycling centers and compactors shall be in accordance with Title 6, Chapter 3, Garbage and Refuse Collection and Disposal, of the Greenville City Code."

<u>Section 5:</u> That Title 9, Chapter 4, Article P, Section 9-4-268(H), of the City Code, is hereby amended by deleting said section in its entirety and substituting the following:

"(H) *Garage/trash container, recycling center and compactor, additional standards.* Except as further provided, in addition to any required visual barrier(s) and/or vegetation improvements, all garbage/trash containers and recycling centers shall be enclosed on three (3) sides by a complete visual screen consisting of a fence, vegetation or combination thereof and compactors shall be completely enclosed by a screen and safety barrier composed of an opaque masonry wall and opaque metal or wooden gate, said wall and gate shall be not less than two (2) feet higher than the highest point of the compactor. The Director of Community Development or designee may approve substitute wall and gate material provided the wall and gate results in an opaque visual screen and safety barrier as required by this subsection; vegetation shall not be acceptable for this purpose.."

<u>Section 6.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 7.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 8. This ordinance shall become effective April 8, 2010.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

#### Excerpt from the Draft March 16, 2010 Planning and Zoning Commission Meeting Minutes:

#### Text Amendment

#### Request by the Community Development Department to amend various zoning ordinance provisions to include screening, safety barrier, and dwelling unit separation standards for recycling centers and compactors for both multi-family residential and nonresidential development

Mr. Harry Hamilton said this Title 9 zoning ordinance amendment is associated with a proposed amendment to Title 6, Garbage and Refuse Collection and Disposal, proposed by the Recycling Committee. He said the Recycling Committee recommended ordinance (Title 6) is a separate issue, not requiring P&Z review or recommendation. The recycling ordinance is anticipated to be considered by the City Council in the near future. Mr. Hamilton said Delbert Bryant, Sanitation Superintendent from the Public Works Department, would give a brief explanation of the proposed recycling ordinance.

Mr. Delbert Bryant said he would be sharing information about the plan for recycling. He said part of the 2009 City Council Goals and Objectives was to involve all citizens in recycling. In May of 2009, staff presented options for increasing residential recycling to City Council. City Council then directed staff to develop an Education and Promotion Plan and to work with a committee of stakeholders to explore methods to increase multi-family recycling and develop a committee recommendation. Mr. Bryant said currently recycling is the option of each complex and is not required during construction. He said sixty-seven out of two hundred twenty-five multi-family complexes presently have recycling centers. Fifty of the sixty-seven complexes constructed their centers with grant funds they obtained from the city. The Recycling Committee is composed of eight members including two multi-family property owners, two from multifamily homeowner's associations, two multi-family property managers, one from the Environmental Advisory Commission, and one from Keep Greenville Beautiful, Inc. Mr Bryant said the proposed ordinance states that all existing complexes must provide location(s) for the city to install Recycling Center(s). It states all new complexes must install Recycling Centers during construction. They must have a minimum of one 96 gallon city approved roll-out container per each 20 units for recycling. He said complexes with less than 20 units must have a minimum of one city approved roll-out cart for recycling. Mr. Bryant said the city would install Recycling Centers for existing multi-family complexes within two years and the city will maintain those centers. He said the developer or builder must install Recycling Centers during construction for any new multi-family complexes approved for construction after July 1, 2010. The city will maintain the centers after construction. Mr. Bryant said the funding for construction at existing complexes is through a \$.42 per month per unit surcharge on multi-family refuse fee. The multi-family refuse fee surcharge is proposed to begin on July 1, 2010 and continue for four years. After four years the surcharge will be reduced to \$.09 per month per household to cover the maintenance of the centers. Mr. Bryant said installation will include site preparation, concrete pad, Recycling Center signage, fencing around the center (4' Wood Fencing), roll-out containers and site repair. Maintenance will include roll-out containers, signage and fencing. Maintenance does not include vegetation or turf around the recycling center, masonry or specialty fencing

enclosures. He said the amendments required would be to Title 6 Chapter 3 of the City Solid Waste Code of Ordinances and to Title 9 Chapter 4 of the Zoning Regulations. Mr. Bryant said the presentation to the stakeholders took place between January and February of this year. A public meeting was held in the Public Works building in February and for the Multi-family Recycling Committee Meeting earlier this month. He said following tonight's presentation, he would present the proposal to City Council in April and have an Education and Awareness program throughout May and June. The proposed date of effectiveness is July 1, 2010.

Mr. Tozer said the multi-family projects in the city would fall under the federal handicap code and asked if the federal accessibility codes for handicapped people were taken into consideration when the access to and the size of the container for recycling was developed.

Mr. Bryant said there were handicapped access consideration.

Mr. Tozer said there were some specific details that require handicapped accessibility and wondered if they had been followed.

Mr. Bryant said handicapped accessibility could be incorporated into the design.

Mr. Bell asked if multi-family consisted of four or more units in a building.

Mr. Bryant said, with respect to the recycling ordinance ten units in a building would constitute multi-family use.

Mr. Bell asked if the cost of the containers would be on the owners or if the city would provide them.

Mr. Bryant said they would be provided through the \$0.42 surcharge.

Mr. Thomas asked about the grant funding that Mr. Bryant mentioned earlier that was provided by the city.

Mr. Bryant said that came through the state.

Ms. Basnight asked if the surcharge was for all units or just occupied units.

Mr. Bryant said it was for occupied units only.

Mr. Hamilton said garbage dumpsters are currently required, pursuant to Title 6, to service certain multi-family and non-residential uses. He wanted to clarify that multi-family under the garbage regulations is ten units, but under the zoning regulations it is three. Where dumpsters are required, visual screening, dwelling unit separation, and accessibility standards apply – per the zoning regulations (Title 9). He said the proposed zoning ordinance will not change the current dumpster requirements (either Title 6 or Title 9). Mr. Hamilton said garbage compactors are also often used by non-residential uses and compactors will be an option in the future for multi-family development. Recycling centers as described by the Public Works Department will also

be utilized in the future. Mr. Hamilton said the proposed zoning amendment will insure that compactors and recycling centers are screened and/or separated from residential uses in the same or similar manner as required for dumpsters. The purposes of the zoning ordinance amendment is to provide screening requirements for future recycling centers, screening and safety barrier requirements for compactors, and dwelling unit separation between recycling centers or compactors and multi-family dwellings.

No one spoke in opposition to the request.

Motion was made by Mr. Ramey, seconded by Mr. Tozer to recommend approval of the proposed amendment, to advise that it is consistent with the comprehensive plan and other applicable plans and to adopt the staff report which addresses plan consistency and other matters. Motion carried unanimously.



## City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

Title of Item:Ordinance to annex Fox Chase, Section 2, Lot 32, involving 0.756 acres located east<br/>of Fox Chase Lane, south of Charleston Village, Section 1, Phase 2, and Charleston<br/>Village, Section 2, Phase 2, and bounded on the south, east, and west by Fox Chase,<br/>Section 2

**Explanation:** ANNEXATION PROFILE

- A. SCHEDULE
  - 1. Advertising date: March 29, 2010
  - 2. City Council public hearing date: <u>April 8, 2010</u>
  - 3. Effective date: June 30, 2010

#### B. CHARACTERISTICS

- 1. Relation to Primary City Limits: <u>Contiguous</u>
- 2. Relation to Recognized Industrial Area: Outside
- 3. Acreage: <u>0.756 acres</u>
- 4. Voting District: 5
- 5. Township: <u>Winterville</u>
- 6. Vision Area:  $\underline{E}$
- 7. Zoning District: <u>RA-20, Residential-Agricultural</u>
- 8. Land Use: Existing: <u>Vacant</u> Anticipated: <u>Single-Family Residential</u>

#### 9. Population:

	Formula	Number of People
Total Current	0	0
Estimated at full development	2.35 people per dwelling	2
Current Minority	0	0
Estimated Minority at full development	1	2 people x 25.5% minority= 1
Current White	0	1
Estimated White at full development	1	2 people-1 minority = 1

- 10. Rural Fire Tax District: <u>Red Oak</u>
- 11. Greenville Fire District: <u>Station #2 (Distance of 1.49 miles)</u>
- 12. Present Tax Value: <u>\$34,020</u> Estimated Future Tax Value: <u>\$174,020</u>

#### **Fiscal Note:** The total estimated tax value at full development is \$174,020.

**Recommendation:** Approve the attached ordinance to annex Fox Chase, Section 2, Lot 32.

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#### Attachments / click to download

- **D** Fox Chase, Section 2, Lot 32 annexation map
- D Fox\_Chase\_Section 2 Lot\_32\_annexation\_ordinance\_860696

Attachment number 1 Page 1 of 3

#### ORDINANCE NO. 10-\_\_\_\_ AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville has been petitioned under G.S. 160A-31, as amended, to annex the area described herein; and

WHEREAS, the City Council has directed the City Clerk to investigate the sufficiency of said petition; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at City Hall at 7:00 p.m. on the 8<sup>th</sup> day of April, 2010, after due notice by publication in <u>The Daily Reflector</u> on the 29th day of March, 2010; and

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G. S. 160A-31, as amended.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES ORDAIN:

<u>Section 1</u>. That by virtue of the authority vested in the City Council of the City of Greenville, North Carolina, under G. S. 160A-31, as amended, the following described contiguous territory is annexed:

- TO WIT: Being all that certain property as shown on the annexation map entitled "Fox Chase, Section 2, Lot 32" involving 0.756 acres as prepared by Stroud Engineering, PA.
- LOCATION: Lying and being situated in Winterville Township, Pitt County, North Carolina, located east of Fox Chase Lane, south of Charleston Village, Section 1, Phase 2 and Charleston Village Section 2, Phase 2 and bounded on the south, east and west by Fox Chase, Section 2. This annexation involves 0.756 acres.

GENERAL DESCRIPTION:

Lying and being in Winterville Township, Pitt County, North Carolina, lying west of Thomas Langston Road, being bounded on the south and east by Fox Chase, Section 2 as recorded in Map Book 35, Page 200 of the Pitt County Registry, on the north by Charleston Village, Section 1, Phase 2 as recorded in Map Book 62, Page 177 of the Pitt County Registry, and by Charleston Village Section 2, Phase 2 as recorded in Map Book 70, Page 117 of the Pitt County Registry, on the west by the eastern right-of-way of Foxchase Lane and being more particularly described as follows:

Beginning at an existing pinched iron pipe found on the eastern right-of-way of Foxchase Lane, the northwest corner of Lot 33, Fox Chase, Section 2 as recorded in Map Book 35, Page 200, also the southwest corner of the lot described herein, the True Point of Beginning.

Thence from the true point of beginning, leaving Lot 33 and following the eastern rightof-way of Fox Chase Lane N04-54-00E – 116.00' to a new iron stake set at the northwest corner of Lot 32, a point in the line of Lot 19, Charleston Village, Section 2, Phase 2 (Map Book 70, Page 117), thence leaving the right-of-way of Foxchase Lane and following the southern line of Charleston Village S80-11-00E – 223.36' to an existing iron pipe, a corner of Lot 14, Charleston Village, Section 1, Phase 2 (Map Book 62, Page 177), thence S60-22-40E – 27.65' to a new iron stake set in the line of Lot 13, Charleston Village, Section 1, Phase 2, thence leaving the Charleston Village boundary and following the western line of Lot 45, Fox Chase, Section 2 (Map Book 35, Page 200), S07-21-15W – 85.37' to an existing iron pipe in the line of Lot 44, Fox Chase, Section 2, the northeast corner of Lot 33, Fox Chase, Section 2, thence along the line of Lot 33 N85-06-01W – 244.00' to the true point of beginning, containing 0.5927 Acre and chiment number 1 being all of Lot 32, Fox Chase Section 2, Map Book 32, Page 200, Parcel no. 46219 as fifeer with the Pitt County Tax Assessor's Office.

Also included with the annexation of Lot 32, Fox Chase, Section 2 is the right-of-way of Foxchase Lane as described as follows:

Beginning at an existing pinched iron pipe found on the eastern right-of-way of Foxchase Lane, the northwest corner of Lot 33, Fox Chase, Section 2 as recorded in Map Book 35, Page 200, also the southwest corner of Lot 32, the True Point of Beginning.

Thence from the true point of beginning, leaving the eastern right-of-way of Foxchase Lane N85-06-01W – 60.00' to a point on the western right-of-way of Foxchase Lane, thence along the western right-of-way of Foxchase Lane N04-54-00E – 121.16' to the northeast corner of Lot 31, Fox Chase, Section 2 (Map Book 35, Page 200), thence leaving the western right-of-way Foxchase Lane S80-11-00E – 60.22' to the northwest corner of Lot 32 on the eastern right-of-way of Foxchase Lane, thence along the eastern right-of-way of Foxchase Lane S04-54-00W – 116.00' to the true point of beginning, containing 0.1633 Acre in road right-of-way.

<u>Section 2.</u> Territory annexed to the City of Greenville by this ordinance shall, pursuant to the terms of G. S. 160A-23, be annexed into Greenville municipal election district five. The City Clerk, City Engineer, representatives of the Board of Elections and any other person having responsibility or charge of official maps or documents shall amend those maps or documents to reflect the annexation of this territory into municipal election district five.

<u>Section 3</u>. The territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Greenville and shall be entitled to the same privileges and benefits as other territory now within the City of Greenville. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

<u>Section 4</u>. The Mayor of the City of Greenville, North Carolina, shall cause a copy of the map of the territory annexed by this ordinance and a certified copy of this ordinance to be recorded in the office of the Register of Deeds of Pitt County and in the Office of the Secretary of State in Raleigh, North Carolina. Such a map shall also be delivered to the Pitt County Board of Elections as required by G.S. 163-288.1.

Section 5. This annexation shall take effect from and after the 30th day of June, 2010.

ADOPTED this 8<sup>th</sup> day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

#### NORTH CAROLINA PITT COUNTY

I, Patricia A. Sugg, Notary Public for said County and State, certify that Wanda T. Elks personally came before me this day and acknowledged that she is City Clerk of the Attitymost number 1 Greenville, a municipality, and that by authority duly given and as the act of the municipality, the foregoing instrument was signed in its name by its Mayor, sealed with the corporate seal, and attested by herself as its City Clerk.

WITNESS my hand and official seal, this the \_\_\_\_\_ day of \_\_\_\_\_, 2010.

Patricia A. Sugg, Notary Public

My Commission Expires: September 4, 2011

Document # 860696



P437~L32

DRAWING NO. 002



## City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

Title of Item:	Updates to the City of Greenville's Manual of Standard Designs and Details
Explanation:	The Public Works Department has completed its work to update the City's Manual of Standard Designs and Details (MSDD). The attached identify proposed revisions to the MSDD. The manual includes standard designs and drawing details pertaining to public streets, storm drainage, erosion and sedimentation control, driveways, parking, plat preparation, and record drawings. The MSDD is utilized by engineers, developers, builders, and contractors to meet minimum standards for installation of required improvements in subdivisions and land development within the corporate limits of the City and its extraterritorial planning and zoning jurisdiction.
	Over the past year, the Department has worked in a collaborative effort with a work group consisting of representatives from the builder, developer, and architect/engineer communities to update this manual. City staff met with the work group at various times during the revision process to present and discuss proposed revisions. This process also included a public meeting to provide residents with an opportunity to review the proposed updates and to present comments. Public Works will brief City Council on the proposal, focusing on both the process and developer/consultant concerns with the document. The proposed revisions to the MSDD are presented to the City Council for consideration.
<u>Fiscal Note:</u>	Upon final acceptance and approval of the revised MSDD, it is recommended that an electronic version of the document be created. This will enable others to incorporate the City's details and standards into project plans. The estimated cost for this work is \$25,000. This funding will be incorporated into the upcoming fiscal year budget (FY 2010-2011).
Recommendation:	Conduct a public hearing. Following the public hearing, review, revise if deemed appropriate, and adopt the proposed updates to the City of Greenville's Manual of Standard Designs and Details.

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Attachments / click to download

**MSDD** 

## BASINS, PIPES, AND MANHOLES







97D. NO. 25.03











STD. NO. 25.07









ALL CASTINGS SHALL BE MADE OF CLEAN, EVEN GRAIN, TOUGH GREY CAST IRON. CASTING SHALL BE SMOOTH, TRUE TO PATTERN AND FREE FROM PROJECTIONS, SAND HOLES, WARP AND OTHER DEFECTS. ALL CASTINGS SHALL BE COATED WITH COAL TAR PITCH VARNISH WHILE HOT. ALL COVERS USED FOR STORM DRAIN STRUCTURES SHALL HAVE "STORM SEWER" CAST ON THEM.

THE IRON USED FOR THESE CASTINGS SHALL CONFORM TO THE SPECIFICATIONS OF ASTM DESIGNATION A48 FOR CLASS 30 CREY IRON.














## CONSTRUCTION PLAN PREPARATION

### CONSTRUCTION PLAN PREPARATION

### CONSTRUCTION PLAN REQUIREMENTS

### A. FORMAT

- Provide cover sheet at scale of 1" = 100' or larger. Use same scale as preliminary plat.
- 2. Construction plans to be scale 1" = 50' or larger.
- 3. Size shall be 24" x 36" or 30" x 42". Use same size as preliminary plat.
- 4. Boundary lines shall be distinctly and accurately represented, all bearing and distances shown with an accuracy of closure of not less than one (1) in 10,000+ and in accordance with the Standards of Practice for Land Surveying in North Carolina.
- 5. Elevation and bench markers shall be referenced to NAVD 88.
- All drawings shall be prepared and sealed by a professional engineer and/or land surveyor.
- 7. Multiple sheets shall be collated and stapled. Match lines shall be clearly indicated.
- 8. (a) Two (2) paper copies at the time of original submission for department review.
  - (b) Two (2) copies shall be submitted following a request for revisions.
  - (c) One (1) copy of the approved plan.
- 9. Profiles shall be drawn at a scale of not less than one (1) inch equals fifty (50) feet, horizontal, and one (1) inch equals 5 (five) feet, vertical.

### B. GENERAL INFORMATION (COVER SHEET AND PLAN AND PROFILE SHEETS)

- 1. Subdivision name.
- 2. The name(s) of the city, township, county, and state in which the subdivision is located.
- 3. Name, address, and telephone number of land owner(s).
- 4. Name, address, and telephone number of the subdivider and/or developer.
- 5. Name, address, telephone number, and license number of the engineer preparing the plat.

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- 6. North Carolina registration number and seal as listed per five (5) above.
- C. PLAN INFORMATION
  - I. Cover Sheet
    - 1. The cover or title sheet shall be in accordance with Section 9-5-45 of the City Code.
  - II. Plan and Profile Sheets
    - 1. North arrow and delineation as to whether true, grid or magnetic including date.
    - Existing, platted and proposed streets, their names and numbers (if state marked routes), right of way and/or easement widths, pavement widths, tangent distance between reverse curves, centerline curve and corner radius data, including sight distance triangle and typical cross sections.
    - 3. Proposed and existing lot lines within the subdivision showing approximate dimensions.
    - 4. Proposed and existing property lines
    - 5. Proposed and existing water courses, streams, or ditches including centerline elevations, cross sections, and other pertinent data.
    - 6. Floodplain boundaries, flood hazard area designation, floodway boundaries, and designation, including base flood elevations and FIRM panel reference.
    - 7. Elevation of proposed and existing ground surface at all street intersections and points of major change along centerline of streets, together with proposed grade lines connecting therewith.
    - 8. The profile of each proposed street shall show clearly and accurately the mathematical relation of the established new street grades and their relation to the existing street grades with which they connect.
    - 9. The profiles shall show the finished elevation of the top of curb or street centerline for non-curb and gutter street sections.
    - 10. The profiles of each street shall contain at least one (1) typical section, indicating the particular section to which the established profile grade refers. Each profile shall show the percentage of grade, the length of vertical curve,

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the P.V.C. and the P.V.T. Station, the P.V.I. Station, elevation, and midordinate.

11. The profiles of each storm sewer and sanitary sewer system shall contain the percentage of grade and the top and invert elevation of each catch basin and manhole.

### D. SUPPORTING TECHNICAL INFORMATION

- 1. All storm drainage design shall be in accordance with Section 9-9 of the City Code and Series 15 of this manual.
- 2. Charts SD-8 (Catch Basin Design Data Sheet) and SD-9 (Storm Drainage Design Data Sheet) shall be required.

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### DRIVEWAYS

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## ENDWALLS





GENERAL NOTES:

All corners are to be chamfered 1".

The Contractor will be required to place 2-6 bars  ${}^{9}Y''$  in the top of all endwalls for pipe culverts 42" and over with a minimum of 3" cover and a length of 6" less than endwall.

Forms are to be used for construction of bottom slab.

Wall thickness (T) shown is not to be interpreted to mean the thickness acceptable, but is used only in computing endwall quantities.

If contractor elects to use construction joint at bottom of pipe and pours base separately, the top of the base shall be left rough.

When contractor elects to use construction joint at bottom of pipe, bar "X" (dowels) shall be placed in the base as shown on plans, spacing of bars to be approximately 12" centers unless engineers direct otherwise.

When skew angle of pipe is over  $45^{\circ}$ , use C-1 dimension for  $45^{\circ}$  plus 6" for each  $5^{\circ}$  over  $45^{\circ}$ , G2 dimension will be the new dimension divided by the cosine of the angle of pipe skew.

Class "AA" concrete shall be used.

All pipes will meet NCDOT-Division of Highways specifications for load bearing capacities.

		REVISIONS
NO.	DATE	DESCRIPTION
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APPROVED : DATE MOY 8,1980

CITY OF GREENVILLE, N.C. - ENGINEERING DEPT.







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## PARKING

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# PLAT PREPARATION STANDARD SIZES AND CERTIFICATIONS



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### COMMENTS:

THE SURVEYOR'S CERTIFICATION SHALL BE SUBSTANTIALLY IN THE FORM SHOWN FOR SURVEYS MADE BY TRADITIONAL SURVEY METHODS. FOR SURVEYS PERFORMED USING BOTH TRADITIONAL AND GPS SURVEYING METHODS USE MSDD STANDARD 10.21.2 THE SURVEYOR SHOULD REFER TO AND COMPLY WITH THE CURRENT NOBELS RULES 21 NOAC 56.1600, "STANDARDS OF PRACTICE OF LAND SURVEYING IN NORTH CAROLINA", AND G.S. 47-30 FOR ANY RULE AMENDMENTS. <u>www.nobels.org</u>

### REQUIRED MINIMUM ACCURACY STANDARDS: (21 NCAC 56 1603 & 1605)

HORIZONTAL: "URBAN LAND SURVEYS", CLASS "A" (1:10,000+) VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (Error not to exceed 0.10 times the square root of the numbers of miles run from reference station)



### **COMMENTS:**

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### REQUIRED MINIMUM ACCURACY STANDARDS: (21 NCAC 56.1603 & .1605)

HORIZONTAL: "URBAN LAND SURVEYS", CLASS "A" (1:10,000+), GPS (0.07 feet +/- 50PPM or less)

VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (Error not to exceed 0.10 times the square root of the numbers of miles run from reference station)

### REFERENCE INFORMATION REQUIRED FOR GPS SURVEYS IN THE CERTIFICATION. (REF. NOBELS BOARD RULE 21 NOAC 56, 1607)

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#### COMMENTS:

THE SURVEYOR'S CERTIFICATION SHALL BE SUBSTANTIALLY IN THE FORM SHOWN FOR SURVEYS MADE BY TRADITIONAL SURVEY METHODS. FOR SURVEYS PERFORMED USING BOTH TRADITIONAL AND GPS SURVEYING METHODS USE MSDD STANDARD 10.16.2. THE SURVEYOR SHOULD REFER TO AND COMPLY WITH THE CURRENT NOBELS RULES 21 NCAC 56 .1600, "STANDARDS OF PRACTICE OF LAND SURVEYING IN NORTH CAROLINA", AND G.S. 47-30 FOR ANY RULE AMENDMENTS. www.ncbels.org

CERTIFY THAT THIS PLAT WAS REQUIRED MINIMUM ACCURACY STANDARDS: (21 NCAC 56 .1603 & .1605) DRAWN UNDER MY SUPERVISION FROM AN ACTUAL HORIZONTAL: "URBAN LAND SURVEYS", CLASS "A" (1:10,000+) FIELD SURVEY PERFORMED UNDER MY SUPERVISION VERTICAL : "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (DEED DESCRIPTION RECORDED IN BOOK OR FROM BOOKS REFERENCED HEREON); THAT (Error not to exceed 0.10 times the square root of the numbers of miles run THE BOUNDARIES NOT SURVEYED ARE CLEARLY from reference station) INDICATED AS DRAWN FROM INFORMATION FOUND IN , PAGE \_\_\_\_, OR AS REFERENCED BOOK HEREON; THAT THE RATIO OF PRECISION AS \_; THAT THIS PLAT WAS CALCULATED IS 1: PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. L FURTHER CERTIFY PURSUANT TO G.S.47-30 (I)(11)(a). THIS SURVEY CREATES A SUBDIVISION OF LAND WITHIN A COUNTY OR MUNICIPALITY THAT HAS AN ORDINANCE. THAT REGULATES PARCELS OF LAND. WITNESS MY ORIGINAL SIGNATURE AND SEAL THIS THE \_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_, SIGNED PROFESSIONAL LAND SURVEYOR

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₿	12/13/98	GS 47-30 AMENDED ADD REVIEW OFFICER
č	05/06/09	CS 47- 30 & NCBELS RULES AMENDED

APPROVED: PENDING

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FINAL PLAT SURVEYOR'S CERTIFICATION USING TRADITIONAL ONLY SURVEY METHODS

CITY OF GREENVILLE, N.C.-ENGINEERING DEPT. <u>STD. NO. REV.</u> 10.16.1 C

Item # 8

SURVEYOR'S CERTIFICATION

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#### COMMENTS:

THE SURVEYOR'S CERTIFICATION SHALL BE SUBSTANTIALLY IN THE FORM SHOWN FOR SURVEYS MADE BY TRADITIONAL SURVEY METHODS. FOR SURVEYS PERFORMED USING BOTH TRADITIONAL AND GPS SURVEYING METHODS USE MSDD STANDARD 10.16.2, THE SURVEYOR SHOULD REFER TO AND COMPLY WITH THE CURRENT NOBELS RULES 21 NOAC 56 . 1600, "STANDARDS OF PRACTICE OF LAND SURVEYING IN NORTH CAROLINA", AND G.S. 47-30 FOR ANY RULE AMENDMENTS. www.ncbels.org

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APPROVED: PENDING

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ANNEXATION MAP SURVEYOR'S CERTIFICATION USING TRADITIONAL ONLY SURVEY METHODS

CITY OF GREENVILLE, N.C.-ENGINEERING DEPT. STD. NO. | REV.

Item # 8

SCOMMENTS:         THE SURVEYOR'S CERTIFICATION SHALL BE SUBSTANTIALLY IN THE FORM SHOWN         FOR SURVEYS MADE BY BOTH TRADITIONAL AND GPS SURVEY METHODS. FOR         TRADITIONAL ONLY SURVEYS USE MSDD STANDARD 10.16.1.THE SURVEYOR SHOULD         REFERENCE TO AND COMPLY WITH THE CURRENT NOBELS RULES 21 NCAC 56.1600, "STANDARDS OF PRACTICE OF LAND SURVEYING INNORTH CAROLINA", AND G.S. 47-30         FOR ANY RULE AMENDMENTS. WWW.robels.om;         REQUIRED MINIMUM ACCURACY STANDARDS: (21 NCAC 56.1903 & 1605)         HORIZONTAL: "URBAN NDD SURVEYS", CLASS "A" (1:0,000+)         VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: TWERAMAN ON SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: TWERAMAN ON SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: TWERAMAN ON SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,000+)         VERTICAL: TWERAMENTO NEL VERTICAL CONTROL SURVEYS", CLASS "A" (2:0,00		5
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#### COMMENTS:

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#### **COMMENTS:**

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### REQUIRED MINIMUM ACCURACY STANDARDS: (21 NGAC 56, 1603 & .1605)

- HORIZONTAL: "URBAN LAND SURVEYS", CLASS "A" (1:10,000+), GPS (0.07 feet +/- 50PPM or less.)
- VERTICAL: "URBAN AND SUBURBAN VERTICAL CONTROL SURVEYS", CLASS "A" (Error not to exceed 0.10 times the square root of the numbers of miles run from reference station)

# REFERENCE INFORMATION REQUIRED FOR GPS SURVEYS IN THE CERTIFICATION. (REF. NCBELS BOARD RULE 21 NCAG 56 .1607)

	(STATIC, REAL-TIME KINEMATIC, REAL-TIME KINEMATIC NETWORK, ONLINE POSITION USER SERVICE)
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# RECORD DRAWINGS AND APPENDIX

Item #8

# Street and Storm Drainage "Record Drawings" Submittal Requirements

The following identifies the requirements, information, and format for submitting Record Drawings to the Engineering Division of the Public Works Department for review and approval. Record Drawings shall be submitted for any street and city storm drainage infrastructure proposed for maintenance by the City of Greenville. Record Drawings shall be submitted and approved prior to scheduling of the pre-final street acceptance inspection.

All Record Drawings shall include, but not necessarily limited to, the following:

- 1) Streets
  - a. Horizontal alignment of the centerline (changes to be noted)
  - b. Centerline final surface elevation:
    - i. intersections crossing of street centerlines
    - ii. points of vertical inflection (pvi) street centerline at point of inflection
    - iii. radius points of cul-de-sacs
    - iv. radius points for "hammerheads"
    - v. end of pavement construction (street centerline)
  - c. Width (Verification with approved plans)
- 2) Sidewalks (Verification with approved plans)
  - a. Width
  - b. Length
  - c. Thickness
  - d. Material
  - e. Location
- 3) Stormwater Pipes
  - a. Size
  - b. Shape
  - c. Material
  - d. Length
  - e. Slope
- 4) Structures (Junction Box, Drop Inlets, Catch Basins, Interference Boxes, Outlet Structure)
  - a. Rim/hood elevation
  - b. All pipe invert elevations
  - c. Material
  - d. Construction type (pre-cast, masonry block, or cast-in-place)
  - e. Interior bottom elevation of structure
  - f. Cover (lid/grate) dimensions

Page 2

- g. Weirs
  - i. Type
  - ii. Invert elevation
  - iii. Top of weir elevation
  - iv. Length
- 5) Level Spreaders / Flow Diffusers
  - a. Length
  - b. Material
  - c. Depth
  - d. Width
- 6) Flared End Sections
  - a. Material
  - b. Invert
  - c. Size
  - d. Outlet/Inlet Protection
    - i. Dimensions

Note:

- The "Record Drawings Submittal Process" outlines the submittal requirements and formats for submitting the Record Drawing information.
- Initial submittals may be submitted as either a contractor's red-lined mark-ups of approved construction drawings or an electronic submission of approved construction drawings with changes to the above "clouded" based on the contractor's red-lined mark-ups.
- Upon receipt of approval of the "Record Drawings", a licensed professional engineer with the State of North Carolina (either the engineer of record or one hired by the developer) will be required to submit final electronic documents with the following certification statement:

"I, \_\_\_\_\_\_, as a duly registered Professional Engineer in the State of North Carolina, hereby certify that construction of the street(s) and storm drainage infrastructure as presented on these Record Drawings has been completed in substantial accordance with the approved plans and specifications and that the information pertaining to said infrastructure provided by \_\_\_\_\_\_\_ and prepared under the supervision of \_\_\_\_\_\_\_ is correct to the best of my knowledge and belief."

### **Record Drawing Submittal Process**

The submittal process for the review and approval of Record Drawings is as follows:

- 1) Submittal of Record Drawings
  - a) Submit two (2) copies of either a contractor's "red-lined" mark-ups of approved construction drawings or an electronic submission of approved construction drawings with changes to the above "clouded" based on a contractor's "red-lined" mark-ups to the Engineering Division's Capital Improvement Section.
    - i) Only changes from the approved construction drawings need to be presented.
    - ii) The "red-lined" information will have a single line placed through it with the revised information or measurement placed next to it.
    - iii) If an electronic drawing is submitted in place of the contractor's red line drawings, then a single line will be drawn through the errant information. The correct information will be placed next to the errant information and a "cloud" will surround both.
    - iv) A licensed professional engineer with the State of North Carolina (either the engineer of record or one hired by the developer) shall also be responsible for reviewing the contractor's red line mark-ups of approved construction drawings prior to submittal to the City of Greenville.
  - b) Submit storm drainage calculations
    - i) The engineer shall review the Record Drawings to determine and establish if any construction deviations will impact positive storm drainage flow throughout the system or place the system out of compliance with the City of Greenville requirements.
    - ii) If there is not positive drainage throughout the storm drainage system or if the system is not in compliance with the approved construction drawings or the City of Greenville requirements, the engineer must submit revised storm drainage calculations based on the record drawings for review and evaluation by the Engineering Division, as well as discuss the issue(s) with the City Engineer to determine a viable solution(s).
  - c) Record Drawings shall be reviewed within ten (10) working days after date of receipt.
    - i) The benchmark(s) and datum used for measurements of the record drawings shall be conveyed and easily interpreted on the submitted drawings and shall be the same as used for the design of the original approved construction drawings and for construction.

Page 2

- (1) If the referenced benchmarks(s) used for design and construction and shown on the approved construction drawings have been compromised, new benchmark(s) must be reestablished to an accuracy on the site from published NGS monuments in accordance with the Standards of Practice For Land Surveyors in North Carolina, N.C.A.C. Title 21, Chapter 56, Section 1600, and by either conventional survey methods or Global Positioning Systems survey methods (21 NCAC 56.1607).
- \* Revisions to the record drawing submittals or requests for additional information may be required by the City of Greenville staff and may delay approval.
- ii) Any exceptions or deviations from the approved construction drawings determined as acceptable by the City Engineer shall be noted on and incorporated as part of the final Record Drawings.
- 2) Upon approval of <u>all</u> Record Drawings
  - a) One (1) copy shall be returned by the Engineering Division to the engineer with an approval stamp.
  - b) The engineer shall submit an electronic copy of the drawing in "pdf" format with the following certification:

"I, \_\_\_\_\_\_, as a duly registered Professional Engineer in the State of North Carolina, hereby certify that construction of the street(s) and storm drainage infrastructure as presented on these Record Drawings has been completed in substantial accordance with the approved plans and specifications and that the information pertaining to said infrastructure provided by \_\_\_\_\_\_ and prepared under the supervision of \_\_\_\_\_\_ is correct to the best of my knowledge and belief."

- c) The engineer shall also be submit an electronic drawing in a version of AutoCAD "DWG" format compatible with the City of Greenville's current system.
- d) The Owner's and Engineer's Certification of Completion forms shall be submitted to Engineering Division.
- 3) A pre-final street acceptance inspection shall be scheduled following approval and completion of <u>all</u> submittal requirements stated above.

### Street Acceptance Timeline

The following is a summary of the Street Acceptance Process. Details on the Record Drawing Submittal Process can be found within the document named "Street and Storm Drainage Record Drawing Submittal Requirements". Details on the Final Inspection Process can be found within the document named "Final Inspections – Subdivision".

- 1) Developer completes all construction infrastructure proposed for continuous maintenance by the City of Greenville.\*
- 2) The Record Drawing Submittal Process is initialized with the submission of the developer's contractors' red-lined drawings or electronic drawings with "clouded" changes to the approved construction drawings.
- 3) A licensed professional engineer with the State of North Carolina (either the engineer of record or one hired by the developer) will verify that the street(s) and storm drainage infrastructure as presented on these Record Drawings has been completed in substantial accordance with the approved plans and specifications. The engineer will review this information to confirm that the system meets the City of Greenville requirements. If the storm drainage system is not in compliance with the approved construction drawings or the City of Greenville's requirements, the engineer will submit revised storm drainage calculations based on the Record Drawings for review and evaluation by the Engineering Division, as well as discuss the issue(s) with the City Engineer to determine a viable solution(s).
- 4) Red-lined drawings and stormwater calculations are reviewed within ten (10) working days, unless additional information is required.
- 5) A pre-final inspection may be scheduled by the contractor with the City Engineer or his designee upon: approval of the Record Drawings; the submittal of the electronic Record Drawings with the certification statement by the engineer; and the submittal of the Owner's and Engineer's Certification of Completion forms.
- 6) After the pre-final inspection is performed and all punch-list items from the pre-final inspection are completed, the final inspection with the City Engineer may be scheduled this will be coordinated through the City Engineer or his designee. Upon notification, the date of the final inspection will be scheduled within three (3) working days.
- 7) The Contractor has thirty (30) days to complete any additional items found deficient during the final inspection or a re-inspection will need to be performed.

(\*) Developer is responsible for meeting all acceptance and inspection requirements for infrastructure proposed for continuous maintenance by the Greenville Utilities Commission.

COG#777826-v11

#### Final Inspections - Subdivisions

#### **INTRODUCTION**

As subdivision development nears completion, it becomes necessary for the City of Greenville to conduct a "final inspection" of work performed in anticipation of street acceptance for continuous maintenance by the City. This inspection will encompass review of all aspects of subdivision construction to ensure compliance with approved plans, applicable regulations and standards. So as to maintain consistency and thoroughness in conduction of the "final inspection", the following guidelines are to be followed:

Single family, Industrial, Multi-family, and Innovative Subdivisions:

- A. Once the subdivision has been completed. Record Drawings of the subdivision (as identified in the Street and Storm Drainage Record Drawing Submittal Requirements) shall be completed and sent to the City Engineer or his designee for acceptance. These drawings will be reviewed within ten (10) working days after date of receipt.
- B. After the Record Drawings have been accepted by the City Engineer and the electronic Record Drawings with the certification statement by the Owner's engineer and the Owner's and Engineer's Certification of Completion forms have been submitted, the subdivision developer shall formally request a pre-final inspection through the Engineer Division's Subdivision Inspector, which may be presented in writing or by telephone. This will allow for the subdivision to be prepared for the final inspection to be conducted by City Engineer. After all items are identified in the pre-final process are addressed, the final inspection may be requested.
- C. It will be the responsibility of the subdivision developer or representative to formally request a final inspection through the City Engineer's Office. This shall be done in writing by the developer or representative thereof.
- D. The Subdivision Inspector will verify status of the involved subdivision to the City Engineer. It will be the Subdivision Inspector's responsibility to ensure the subdivision is constructed according to the approved preliminary subdivision plan and Manual of Standard Designs and Details, unless approved through an official variance or plan revision.
- E. Once the subdivision is determined ready for final inspection, the Subdivision Inspector will schedule the final inspection with the subdivision developer or his appointed designee at a time convenient for himself and the City Engineer. It will be the Subdivision Inspector's responsibility to notify the aforementioned persons of the confirmed inspection time within three (3) working days once it has been determined that the subdivision is ready for final inspection.
- F. Should the subdivision not be ready for inspection, the Subdivision Inspector will work with the developer to bring the involved subdivision into conformance. This will include, but not be limited to:
  - 1. Streets shall be swept clean up to the gutter line of the curb.
  - 2. Check asphalt pavement, all concrete ramps, sidewalks, and curb and gutter for cracks, alignment, and settlement. The developer is responsible for testing and providing test results to verify the specified thickness.
  - 3. Check storm drain manholes and catch basins for proper construction. Pipes within the manholes and catch basins shall be broken off flush with the wall of structure and the end of the pipe grouted and brushed smooth.
  - 4. Look through the pipe to check alignment and to determine if pipe is free of debris.
  - 5. Check headwalls, end walls, and flared end sections. Pipe to be broken flush with face of the wall and grouted and brushed smooth.

Page 2

- 6. Right of way monuments shall be placed as required.
- 7. Right of way to be graded to the proper slope and seeded and mulched before a final inspection can be made.
- 8. Detention basins shall be completed and functioning.
- 9. All erosion control measures shall be removed in stabilized areas and maintained in nonstabilized areas.
- 11. Barricades shall be placed as required.
- 12. The area from the back of the curb to the right of way is to remain clear of all obstructions other than those permitted by existing policies.
- G. The final inspection will be performed under the supervision of the City Engineer or his designee. It will be the Subdivision Inspector's responsibility to be familiar with the approved plan, revisions, variances, bond status, and all other administrative details related to the involved development.
- H. It will be responsibility of the Subdivision Inspector to ensure that all deficiencies are properly noted on the Project Inspection Report Form. The form will be completed and signed by the appropriate persons.
- I. The Subdivision Inspector will present a copy of the completed Project Inspection Report Form to the Developer (or his representative) and the Contractor upon completion of the final inspection, but no later than the next working day.
- J. After each inspection, the developer will have a thirty (30) day limit to correct the deficiencies noted on the Project Inspection Report Form. Otherwise a re-inspection will be scheduled the day after the time limit expires and an updated Project Report Form will be processed.
- K. It will be the responsibility of the subdivision developer to notify the Subdivision Inspector once the deficiencies noted on the aforementioned Project Inspection Report Form are corrected.
- L. It will be the responsibility of the Subdivision Inspector to ensure the deficiencies are corrected and in conformance with the approved plan, the Manual of Standard Designs and Details, or as noted on the Project Inspection Report Form. Once the Subdivision Inspector is satisfied that the deficiencies have been corrected, he will so notify the City Engineer.
- M. The Subdivision Inspector will distribute the Acceptance of Physical Improvements Form to the Public Works Director, City Engineer and the designated representative for Greenville Utilities Commission. Upon return receipt of these forms, the City Engineer will begin proceedings for continuous maintenance, approval of involved record plats, and release of posted bonds. Permanent record will be maintained by the Engineering Division.

# ENGINEER'S CERTIFICATE OF COMPLETION

To:	City of Greenville, Engineering Division
From:	
Date:	
RE:	Certification of Completion Name of Development: Project No:
I, the u	indersigned, hereby certify:
1	That based upon my periodic inspection, the construction of the street(s) and storm drainage infrastructure for the referenced development has been completed in substantial accordance with the approved plans and specifications on record with the City of Greenville dated (Any exceptions must be approved by the City Engineer.)
2	That street(s) and storm drainage infrastructure for the referenced development have been installed as shown on the Record Drawings submitted to the City of Greenville Engineering Division.
SIGN	ATURE OF PROFESSIONAL ENGINEER DATE
COM	PANY
LICEN	NSE NO. SEAL

COG#777826-v11

# **OWNER'S CERTIFICATE OF COMPLETION**

То:	City of Greenville, Engineering Division	
From:		
Date:		
RE:	Certification of Completion Name of Development: Project No:	
I, the u	ndersigned, hereby certify:	
1.	That I am the owner/or authorized representative of	the referenced project.
2.	That the street(s) and storm drainage infrastruct accordance with the approved construction dra subsequent plan modifications as approved by the C	wings dated and/or
3.	That I hereby convey ownership, upon acceptance by street(s), easements, and storm drainage infrastructure the Record Drawings prepared by	
4.	That I/we, as the developer(s), guarantee the materia with, but not necessarily limited to, the installation of and restoration of any disturbed areas located within that are proposed for acceptance and maintenance by warranty period, I/we, as the developer(s), shall be re- restoration, as deemed necessary or required by the C infrastructure, and disturbed areas. The one year per storm drainage infrastructure is formally accepted by reason that I/we, as the developer(s), cannot make re- City of Greenville, we will reimburse the City of Greens deems necessary to make with its own forces includie equipment.	of the street(s), storm drainage infrastructure, the rights-of-way for a period of one (1) year to the City of Greenville. For the one (1) year esponsible for performing all repairs and City, on the street(s), storm drainage riod shall begin at the date the street(s) and to the City Council of Greenville. If, for any pairs within a time period accepted by the eenville for the cost of any repairs it that it
5.	I further warrant to the City that all fees and liens has not outstanding indebtedness remaining and holding	ave been paid by the owner such that there is the City harmless in each instance.
6.	That I hereby convey all necessary easements for the City of Greenville as recorded with the Pitt County Book Page	ne street(s) and storm drainage system to the Register of Deeds and as described in Plat
	NAME (PRINT)	DATE
	SIGNATURE/TIT	LE

COG#777826-v11

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# SEDIMENTATION AND EROSION CONTROL

Item # 8

#### SEDIMENTATION AND EROSION CONTROL

#### EROSION CONTROL GUIDE

ANY EROSION CONTROL DEVICES OR METHODS SHALL BE IN ACCORDANCE WITH THE NORTH CAROLINA DEPARTMENT OF NATURAL RESOURCES – EROSION AND SEDIMENTATION CONTROL PLANNING AND DESIGN MANUAL AND ALL AMENDMENTS. THE EROSION CONTROL DEVICES AND METHODS THAT FOLLOW ARE SUPPLEMENTAL TO THE STATE MANUAL.

# **EROSION CONTROL NOTES:**

- Scheduling of a preconstruction conference with the Engineering Division is required prior to initiating land disturbing activities. For scheduling please call (252) 329-4467. A 24-hour notice is required. No person may initiate a land disturbing activity before notifying the city of the date of the land disturbing activity.
- 2. No land disturbing activity beyond that required to install appropriate erosion control may proceed until erosion control measures are inspected and approved by the City.
- 3. Seeding and mulching or otherwise providing ground cover devices or structures sufficient to restrain erosion for all exposed slopes is required with 21 working days of completing any phase of grading.
- 4. Contractor shall inspect and maintain all erosion control devices on a weekly basis and after each major storm event. Failure to maintain erosion control devices may result in an issuance of stop work order or civil penalties up to \$5,000 per day of violation. Sites utilizing sediment traps must also specify a maximum depth of sediment prior to clean out.
- 5. The City Engineer reserves the right to require additional erosion control measures should the plan or its implementation prove to be inadequate.
- 6. Acceptance and approval of this plan is conditioned upon your compliance with Federal and State water quality laws, regulations and rules. In addition, local City and County ordinances or rules may also apply to this land disturbing activity. Approval by the City does not supersede any other permit or approval.

A. Please be advised of the rules to protect and maintain existing buffers along watercourses in the Neuse and Tar River basins. These rules are enforced by the Division of Water Quality (DWQ). Direct any questions about the applicability of these rules to your project to the regional water quality supervisor, Washington Regional Office at (252) 946-6481.

## SEEDING AND MULCHING:

### (East Crimp) (8-19-08)

### S-2

The kinds of seed and fertilizer, and the rates of application of seed, fertilizer, and limestone, shall be as stated below. During periods of overlapping dates, the kind of seed to be used shall be determined. All rates are in pounds per acre.

All Roadway Areas

# March 1 – August 31 September 1 – February 28

50#	Tall Fescue	50#	Tall Fescue
10#	Centipede	10#	Centipede
25#	Bermudagrass (hulled)	35#	Bermudagrass (hulled)
500#	Fertilizer	500#	Fertilizer
4000#	Limestone	4000#	Limestone

Waste and Borrow Locations

March 1 – August 31		September 1 – February 28		
75#	Tall Fescue	75#	Tall Fescue	
25#	Bermudagrass (hulled)	35#	Bermudagrass (unhulled)	
500#	Fertilizer	500#	Fertilizer	
4000#	Limestone	4000#	Limestone	
Note: 50# o	f Bahiagrass may be substituted for either (	Centipede or	Bermudagrass only upon Engine	

Note: 50# of Bahiagrass may be substituted for either Centipede or Bermudagrass only upon Engineer's request.

		Approve	d Tall Fescue Cultiv	vars
2 <sup>nd</sup> Millennium		Duster	Magellan	Rendition
Avenger		Endeavor	Masterpiece	Scorpion
Barlexas		Escalade	Matador	Shelby
Barlexas II	Falcon II, II	I, IV & V	Matador GT	Signia
Barrera		Fidelity	Millennium	Silverstar
Barrington	Finesse II	Montauk	Southern Choice	
Biltmore		Firebird	Mustang 3	Stetson
Bingo		Focus	Olympic Gold	Tarheel
Bravo		Grande II	Padre Titan Ltd	
Cayenne		Greenkeeper	Paraiso	Titanium
Chapel Hill		Greystone	Picasso	Tomahawk
Chesapeake		Inferno	Piedmont	Tacer
Constitution		Justice	Pure Gold	Trooper
Chipper		Jaguar 3	Prospect	Turbo
Coronado		Kalahari	QuestUltimate	
Coyote		Kentucky 31	Rebel Exeda	Watchdog
Davinci		Kitty Hawk	Rebel Sentry	Wolfpack
Dynasty		Kitty Hawk 2000	Regiment II	
Dominion		Lexington	Rembrandt	

On cut and fill slopes 2:1 or steeper Centipede shall be applied at a rate of 5 pounds per acre and add 20# of Sericea Lespedeza from January 1 – December 21.

Fertilizer shall be 10-20-20 analysis. A different analysis of fertilizer may be used provided the 1-2-2 ratio is maintained and the rate of application adjusted to provide the same amount of plant food as a 10-20-20 analysis and as directed.

All areas seeded and mulched shall be tacked with asphalt. Crimping of straw in lieu of asphalt tack shall not be allowed on projects.

#### CRIMPING STRAW MULCH:

Crimping shall be required projects adjacent to any section of roadway where traffic is to be maintained or allowed during construction. In areas within six feet of the edge of pavement, straw is to be applied and then crimped. After the crimping operation is complete, an additional application of straw shall be applied and immediately tacked with a sufficient amount of undiluted emulsified asphalt.

Straw mulch shall be sufficient length and quality to withstand the crimping operation.

Crimping equipment including power source shall be subject to the approval of the Engineer providing that maximum spacing of crimper blades shall not exceed 8".

# STORM DRAINAGE DESIGN

Item # 8

#### STORM DRAINAGE DESIGN

# STORM DRAINAGE DESIGN REQUIREMENTS

In order that the Engineering Department may adequately review preliminary plats, construction plans and stormwater management plans, the following items should be indicated or accounted for on all plans submitted for approval:

- D-1 All storm drainage facilities shall comply with the requirements as stated in the Stormwater Management Program for the City of Greenville and the North Carolina Division of Water Quality Stormwater Best Management Practices Manual.
- D-2 Storm drainage pipes to be designed for a 10-year storm (post development), catch basins to be designed for a 2-year storm (post development).
- D-3 Minimum storm drainage size is 15 inches.
- D-4 Double basins are permitted.
- D-5 Minimum allowable velocity is 2.5 feet per second for concrete pipe or corrugated metal pipe. Maximum velocity is 10 feet per second within a system. Exiting velocities shall be in conformance with the Sedimentation and Erosion Control Ordinance of the City of Greenville or the latest version thereof.
- D-6 Drainage pipes which are located parallel or near parallel to public streets shall be contained within street rights-of-way. If this is not possible, dedicated storm drainage easements shall be required as defined on STD. NO. 15.01.a.
- D-7 In cases where two ditches intersect at perpendicular or obtuse angles, erosion control measures must be indicated.
- D-8 Headwalls or flared end pipe will be required at the influent and effluent of all pipe systems.
- D-9 Indicate all ditch sections with centerline elevations at least every 50' and cross sections if there is a significant change in the profile.
- D-10 Indicate topography, ditches, pipes, swales, and drainage easements which are adjacent to the proposed project.
- D-11 Catch basins shall be placed such that the depth of flow in the gutter is based on allowable spread. Spread shall be 8' on all city streets. Maximum depth of flow in the curb and gutter for all streets shall never exceed 6".

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# GENERAL NOTES:

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- T. FOR STREAMS CARRYING 500 ACRES OR MORE OF SURFACE RUNOFF. THE EASEMENT REQUIREMENT IS TO BE THE WIDTH OF THE STREAM FROM TOP OF BANK TO TOP OF BANK. PLUS (+) 10' ON EACH SIDE OF STREAM. (40' MINIMUM WIDTH )
- 1.X FOR OPEN CHANNELS THE MINIMUM EASEMENT MUST CONTAIN THE WIDTH OF THE STREAM FROM TOP OF BANK TO TOP BANK. PLUS (+) 10' ON EACH SIDE OF STREAM.
- FOR PIPE DEPTHS GREATER THAN TEMP FEET.
- B.K. PIPE SYSTEMS AND OPEN CHANNELS ON PRIVATE PROPERTY SHALL BE PLACED IN A STORM DRAINAGE EASEMENT.

# conveying stormwatere from multiple properties

#### Easement Requirements for

#### Open Storm Drainage Channels

Area in Acreage	Eosement Requiremen
0-45 ac.	20'
45-420-a#7 \f*	30'
120-500 ac.	40'

#### Easement Requirements for Storm Drain Pipe

Pip	e Size	Easement Requirement
1	5"	15'
	8"	15`
	24"	15
	30"	20'
:	36"	20
	12"	25'
	48"	25'
	54"+-	30'MIN (VARIES)

HOT TO SCALE



- D-12 Will all storm drainage designs, the following design data must be submitted for each run of pipe.
  - a. Area drained
  - b. Design storm intensity adjusted for duration
  - c. Design flow
  - d. Coefficient of runoff
  - e. Grade of pipe
  - f. Type of pipe
  - g. Size of pipe
  - h. Velocity of flow
  - i. Maximum capacity
  - j. Hydraulic grade lines
- D-13 Not more than one acre may drain in the street at a single concentrated point.
- D-14 Slotted drains are permissible (STD. NO. 25.03) with prior approval of the Engineering Division.
- D-15 The minimum grade for any storm drainage pipe shall be 0.3%. In the event that this requirement cannot be met, the City Engineer may approve an alternate provided the minimum velocity of 2.5 ft/sec is met.
- D-16 Any storm drainage system to be city-maintained shall have "Record Drawings" submitted and approved prior to scheduling a pre-final street acceptance inspection. All "Record Drawings" for storm drainage infrastructure shall include, but not necessarily limited to, the information as identified in the Street and Storm Drainage "Record Drawings" Submittal Requirements.
- D-17 Maximum distance between manholes/boxes shall be

### REQUIREMENTS FOR INSTALLATION OF REINFORCED CONCRETE PIPE

1. AASHTO Designation M86 (or the latest revision) shall apply to all reinforced concrete pipe.

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- 2. All pipe installed within the street right-of-way shall be Class III or higher.
- 3. The appropriate sealant shall be applied to both inside and outside of joints of pipe 24" in diameter and larger. Joints shall be wiped smooth.
- 4. A roughness coefficient of 0.013 ("n" factor) shall be used in the design of reinforced concrete pipe drainage systems.

### REQUIREMENTS FOR INSTALLATION OF CORRUGATED METAL PIPE

- 1. AASHTO Designation M196 or the latest revision thereof shall apply.
- 2. All corrugated metal pipe shall be aluminum unless coating of steel pipe is approved by the City Engineer.
- Coupling bands shall be used at all joints and shall be of a size specified by the manufacturer in accordance with the pipe design. Bands shall conform to AASHTO Designation M196. Bands to be of Hugger-Type or approved equal.
- 4. Pipes shall meet the NC-DOT specifications for loading requirements.
- 5. A roughness coefficient of 0.024 ("n" factor) shall be used in the design of corrugated metal pipe drainage systems.

### COMPACTION AND BACKFILLING

Compaction for reinforced concrete pipe and corrugated metal pipe to be in accordance with NC-DOT Standard Specifications for Roads and Structures.

### STORM WATER DESIGN CALCULATIONS

### **RUNOFF DETERMINATION:**

There are two acceptable methods: (1) Rational Method (good for areas less than 20 acres and minor design systems) and (2) Soil Conservation Service Method using Curve Numbers.

### **DETERMINATION OF DISCHARGE:**

The most widely used method for determining discharge in storm drainage is the Rational Method and shall be the method used for the purpose of this manual. It should be noted, however, that this method should be used with caution since it does not adequately recognize all of the complications of the runoff process. The basic formula may be reduced to "Q=CIA", where:

Q = Discharge, in cubic feet per second.

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C = "Runoff" coefficient, unitless

I = Intensity of rainfall, inches per hour

A = Drainage basin area, acres.

These factors are explained in detail in the following paragraphs.

### C.....RUNOFF COEFFICENT

The runoff coefficient is the proportion of the total rainfall which runs off the basin area into the drainage system. The runoff coefficients to be used for the Greenville area are listed on Chart No. SD-3.

### I.....INTENSITY

Values for the rainfall intensity for the Greenville area may be derived from Chart No. SD-1 and SD-2. The design procedures for runoff for the City of Greenville shall be based on a 10-year rainfall and the time of concentration (Tc).

Tc = [(L³/H)<sup>0.385</sup>]/128L = Maximum length of travel time of water (feet)H = Difference in elevation between the most<br/>remote point on the basin and the outlet (feet)

NOTES: Overland flow, grass, multiply Tc by 2.

Overland Flow, concrete or asphalt, multiply Tc by 0.4 Concrete channel, multiply Tc by 0.2

### A.....DRAINAGE BASIN AREA

The drainage basin area can be calculated with the use of topographic maps by marking the basin ridgeline and planimetering the designated areas. When marking the basin ridgeline, it should be remembered that water runoff flows perpendicular to contour lines.

### Q.....DISCHARGE

After determining the coefficient of runoff, rainfall intensity, and drainage basin area; the discharge can be computed by the use of rational formula "Q=CIA".

### CATCH BASIN DESIGN

### **DESIGN PROCEDURE:**

The following procedure for the location and design of catch basins for the City of Greenville is based on the actual hydraulic characteristics of the standard catch basin for the City as depicted in Chart No. SD-4. Catch basin design shall be based on a t-year storm. Double basins are permitted. The catch basin data sheets, Chart SD-5 or approved equivalent shall be completed and submitted with each plan.

### 1 – DETERMINE DRAINAGE LIMITS:

The drainage limits should be calculated by the use of topographic maps by marking the basin ridgeline. It should be noted that the centerline of the streets will usually represent a ridgeline on a normal crown.

### 2 - DETERMINE DEPTH OF FLOW:

The depth of flow allowed is the depth of the water in the gutter line which will be tolerated in flooding conditions.

### 3 – DETERMINE LONGITUDINAL SLOPE (St) OF THE STREET:

Determine the slope of the street in percent.

### 4 - DETERMINE TRANSVERSE SLOPE (ST) OF THE STREET:

This can be determined from the typical section of the street and will usually consist of the vertical distance from the gutter line to the crown of the street divided by the horizontal distance from the gutter line to the crown of the street.

### 5 - DETERMINE CAPACITY OF THE BASIN:

The capacity of the basin can be determined by the chart on Chart No. SD-4. Enter the bottom of the chart with the transverse slope and draw a vertical line to the longitudinal slope. Then, using this as a turning point, draw a horizontal line to intersect the "K" factor. Then use the equation:

 $Q = KD^{1.67}$ , where:

Q = the capacity of the basin in cubic feet per second

- K = a dimensionless factor determined from said chart
- D = the depth of flow in the gutter line in feet

With this information, complete columns 1, 2, 3, and 4 of the catch basin design data sheet (Chart SD-5).

### 6 - DETERMINE AREA SERVED BY THE BASIN:

STEP NO. 1: Assume a trial coefficient and a trial intensity for the design area and place these figures in columns 5 and 6 of the data sheet. At this point, an approximate area served by the catch basin may be determined by dividing the catch basin capacity by the trial coefficient of runoff and the trial intensity (column 5 x column 6). This derived area should be placed in column 7 in the design data sheet. This gives an approximate area served by the catch basin. With this area and topographic lines, a trial location of the proposed basin should be made.

<u>STEP NO. 2:</u> To insure that the location as derived in Step No. 1 is appropriate and that the trial coefficient of runoff and trial intensity are in order, the runoff for the area determined by the proposed location of the basin should be calculated. This is accomplished by calculating the runoff as established in the storm water design procedures listed in the previous section and completing columns 8 through 13. If column 13 varies by more than 10% from column 7, this would indicate that the trial coefficient and/or trial intensity were not in line with the actual coefficient and intensity, and therefore, the basin is not properly located. The procedure in Step No. 1 should then be repeated and then adjust the trial coefficient of runoff (col. 5) and trial intensity (col. 6) accordingly. Once all the basins have been properly located, the pipe design associated with the basins may be completed according to the <u>PIPE</u> <u>SYSTEM DESIGN PROCEDURES</u> listed in this chapter.

### CULVERT DESIGN

### DESIGN PROCEDURE:

There are two steps in storm drainage design. The first step is to determine the amount of water discharged at the point of design. This can be accomplished by using the "Storm Water Design" section of this manual. The second step is the actual selection of a size for the structure, based on the calculated discharge.

### DETERMINE OF STRUCTURE SIZE:

There are essentially two types of control which must be considered in every culvert design situation: inlet control and outlet control. Both types of control must be considered separately in the design of culverts.

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### **INLET CONTROL:**

Inlet control exists in cases where the culvert is not flowing full. The inlet control charts (SD-a through SD-f) have headwater depth as the controlling criteria. Headwater depth is the depth of the water on the upstream side of the culvert, expressed in diameters of the pipe under study.

The maximum allowable headwater is limited by either the controlling flood elevation or existing or proposed development. However, the maximum headwater depth should not exceed 1.2 times the open height of the culvert for a 10-year storm.

### **OUTLET CONTROL:**

Outlet control exists in cases where the culvert is flowing full. Before using the outlet control charts (SD-g through SD-m), it is necessary to determine the coefficient of entrance loss "Ke". These values are found in the coefficient of entrance loss table on Chart No. SD-7.

A controlling criteria for outlet control is tailwater depth, which is represented in the tables by the amount of "head". Head is the difference in elevation of the water surface on the upstream side of the culvert and the downstream water surface. The tailwater elevation is determined by downstream conditions and may be calculated if these conditions are known. In any case, the tailwater elevation will not be below the design year flood elevation at the outlet. If flood data is not available, the assumption may be made that the tailwater elevation is the crown of the culvert.

### PIPE SYSTEM DESIGN

Once all the catch basins have been located according to the catch basin design procedures, the next step is to design the pipe systems to serve the basins. For the purpose of this manual and for the City of Greenville, pipes within the system shall be designed to carry a 10-year storm (post development). The sizing of these pipes shall be based on the Manning Equation. It should be noted that the velocities for the pipes shall be maintained between 2.5 feet per second and 10 feet per second. In addition, points of discharge should be treated in such a manner to conform with the State and local ordinances on velocity controls. This design is based on the sum of the individual areas served by the catch basins and not the sum of the capacities of each basin. The Storm Drainage Design Data Sheet, Chart SD-6, or an approved equivalent, should be completed and submitted with each plan.









	LUGA	M FRE	QUEN		YE	ARS	CH	ECKEI	) BY	an a			_DATE _	,19 ,19
CATCH BASIN NO.	LONGITUDINAL STREET GRADE (SL)%	TRANSVERSE STREET GRADE (ST)	MAX. DEPTH OF OF FLOW IN GUTTER (FT)	CAPACITY OF BASIN (C.F.S.) A Q=K D <sup>5/3</sup>	and the second	TRIAL INTENSITY (in)	DERIVED AREA		HEIGHT ABOVE MOST REMOTE C POINT	COEF OF RUNOFF	TIME OF CONCENTRATION -	ACTUAL INTENSITY (In)	MAX ALLOWABLE DRAINAGE AREA 6	REMARKS (COLUMN 13 MUST BI W/N 10% OF COLUMN 7
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LOCA	CATION AREA (ACRE)				C INTENSITY			Q=CIA			PI	PIPE DATA S% LENGTH SIZE (VEL. Q (Def 0) AVAIL					REMARKS
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COEFFICIENT OF ENTRANCE LOSS, "Ke"

TYPE OF STRUCTURE	AND DESIGN OF ENTRANCE	COEFFICIENT Ke:
Headwall or	rom fill	· · · · · · · · · · · · 0.5
Projecting ( Headwall or	), Corrugated Metal (no headwall)	0.5
Winewall at	oncrete 30 degrees to 75 degrees to barrel t 10 degrees to 25 degrees to barrel	0.4
	· ·	
REVISIONS		
DATE DESCRIPTION	CHART SD-H	7























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# STORM WATER DETENTION

## MANAGEMENT

### STORMWATER MANAGEMENT

### **DESIGN AND CONSTRUCTION CRITERIA**

The following criteria will be used for the design and construction of all stormwater facilities within extraterritorial boundaries of the City of Greenville.

### **GENERAL:**

- Design and installation of all stormwater impoundment facilities must comply with applicable Federal, State, and local laws. Attention should be given to the City of Greenville Soil Erosion and Sediment Ordinance and the North Carolina Dam Safety Law.
- In no case shall a habitable structure be located within the impoundment area of any stormwater storage facility.
- No utilities (sewer lines, power lines, water lines, etc.) shall be located within or immediately around any impoundment facility.
- All impoundment facilities will be considered permanent.
- All facilities shall be protected by a "Drainage Easement" or as a common lot recorded at Pitt County Register of Deeds office.

### **STORMWATER PLAN:**

A stormwater plan acceptable by the City Engineer's standards will include the following:

- I. Stormwater Management Plan
  - a. General
    - i. Vicinity Map
    - ii. Legend, North arrow and Scale
    - iii. Title Block with development name, owner, engineering firm, engineer's seal, and signature
    - iv. Existing and proposed contours at not more than 2' intervals
    - v. Flood boundaries identified
    - vi. Existing and proposed improvements (built upon area)
    - vii. Existing and proposed ground cover

COG-#847813-v1-Stormwater\_Management\_MSDD\_Section.DOC

- b. Drainage
  - i. Existing and proposed drainage patterns and structures (BMP's, pipe systems, ditches/streams, ponds, etc.)
  - ii. Size, length, and grade of pipes and swales
  - iii. Drainage area map
  - iv. Soil types
- c. Calculations
  - i. First Flush
  - ii. Attenuation of 1-year, 24-hour storm
  - iii. Underdrain calculations (if necessary)
  - iv. Sizing of treatment area
  - v. Pipe/swale sizing calculations

### d. Maintenance

- i. BMP maintenance agreement
- ii. Check to record agreement (Pitt County Register of Deeds)
- iii. Maintenance Plan
- iv. Adequate access to perform required maintenance
- v. Easement (if required)
- e. Erosion Control
  - i. Construction sequence
  - ii. Location of BMP erosion control measures (if necessary)

### II. Stormwater Management Narrative

- a. Description of project
- b. Calculations of runoff

COG-#847813-v1-Stormwater\_Management\_MSDD\_Section.DOC

- c. Calculations for design of stormwater impoundment facility
- d. Staging of project
- e. Soil conditions
- f. Soil type
- g. Susceptibility to erosion and preventive measures
- h. Seeding formula

### NUTRIENT REDUCTIONS:

 All facilities constructed to achieve nutrient reductions shall meet all requirements specified in the North Carolina Division of Water Quality Stormwater Best Management Practices Manual.

### ATTENUATION:

- Various methods of which impoundment storage volume is approximated may be utilized; however, the result must at least equal that volume approximated using the method described within this manual.
- All required storage volume approximations must be included with the submitted design.

### PRIMARY OUTLET DEVICE

- All outlet devices must be constructed adhering to current construction standards as described in the City of Greenville's "Manual of Standard Designs and Details."
- Alternate outlet devices not referred to in this publication may be approved at the discretion of the City Engineer. Such approval must be specifically requested upon submittal of the drainage plan.
- The water velocity generated by any outlet device must meet the requirements set forth by the City of Greenville Soil Erosion and Sediment Control Ordinance.

### SECONDARY OUTLET DEVICE (EMERGENCY SPILLWAY):

It is recommended that all vegetated spillways be constructed in nonfilled or cut areas.
However,

- Emergency spillways may be constructed in fill areas provided they are asphalt or concrete lined and have sufficient approach and exit areas.
- Any emergency spillways as a minimum must pass the peak 25-year flood, as approved by the City Engineer, after the storage facility has reached its capacity.

### FACILITY LIFE:

- All stormwater impoundments are to be permanent facilities.
- All materials used in the construction of a stormwater impoundment facility must have a life expectancy to that of the total facility or a regularly scheduled replacement program must be provided.

### Determination of Impoundment Storage Volume

On-site detention involves the storage of stormwater runoff and the controlled release of that runoff and is applicable for all proposed sites required to meet the City of Greenville's Stormwater Management Program. See this program and any amendments for requirements. The excess runoff from the developed site is less than or equal to the rate of stormwater runoff prior to the installation of the impervious cover for storms up to and including the 1-year (80% of 2-year) storm. All impoundments will have an emergency device or "spillway" that will safely pass the 25-year storm, as approved by the City Engineer. The weir will be sized to carry the 25-year storm safely with an additional one foot of freeboard.

Flood routing is an algebraic method for determining the time and magnitude of a particular flood situation with regard to the rate of inflow storage versus the rate of outflow discharge. For the purpose of this manual, the routing procedure is based on the procedure described in the "Design Approaches of Stormwater Management in Urban Areas" by Dr. H. Rooney Malcolm, Jr. of N.C. State University.

### Maximum Permissible Release Rate

The maximum release rate must be limited to that rate of runoff discharged from the site immediately prior to the proposed development during the 1-year (80% of 2-year) storm. This rate can be calculated according to the Rational Method described in this manual.

A group of hydrographs can be developed where the intensity is varied by using storms with different durations. The volume of runoff associated with each hydrograph is calculated by multiplying the maximum runoff rate with the respective storm duration (Note that runoff is measured in cubic feet per second and the duration is in minutes.).

Once the hydrographs have been developed it is necessary to convert the maximum runoff rates for each rainfall to storm runoff volumes. These volumes should be computed in cubic feet.

This is only an approximation which is applicable to small basins. Many different methods may be used in the design of impoundment facilities and innovative designs will be considered by the City Engineer provided the maximum permissible release rate and storage facility requirements are met with a safety factor. In all cases, the design will be routed for confirmation.

# STREET STANDARDS

### SUMMARY OF STREET STANDARDS

STREET CLASSIFICATIONS	CROSS SECTION	EASEMENT/ROW	PAVEMENT WIDTH (B/B)	AVERAGE DAILY TRAFFIC
Private Street	Curb Ditch	40' Easement 60' Easement	24' 20'	<400 <400
Standard Residential	Curb Ditch	50' 60'	28' 22'	<1500 <1500
Collector	Curb Ditch	60' 70'	36' 34'	1500-3500 1500-3500
Planned Industrial	Ditch	80'	28'	N/A
Minor Thoroughfare	Curb	80'	65'	5000-10000
Major Thoroughfare	Curb	100'+	variable	. 10000+
Min Longitudinal Slope	<u>Std. C&amp;G</u> 0.3%	<u>Roll C&amp;G</u> 0.5%	<u>Non C&amp;G</u> (Outs 0.5% (channel fic 0.5% (street center	
Max. Depth of Flow Thoroughfare Non-thoroughfare Min. Driveway Culvert Size	0.3 ft 0.5 ft N/A	N/A 0.3 ft N/A	N/A 2 ft 15"	

### NOTES:

The minimum longitudinal grade for channel sections may be reduced for cross drainage and at some isolated locations with the approval of the City Engineer. The City Engineer shall have the option of requiring piping for channels less than 0.8% slope.

Minimum driveway separation long non-curb and gutter streets shall be 100 feet center to center as measured along the edge of pavement. A shared culvert configuration may be utilized pursuant to Standards 50.09, 50.10 and 50.11. if the required spacing cannot be obtained.

Driveways, along standard curb and gutter streets, shall conform to the Driveway Ordinance which requires removal of the complete section of the curb and gutter in lieu of breaking off the back of curb.

Driveway culvert sizes for each single family lot shall be determined at time of construction plan approval and shall be recorded on the final plat for each lot.

The maximum 10-year storm headwater depth for driveway culverts shall not exceed 1.2D or the elevation of the driveway, whichever is less.

linings and velocity control devices shall be designed and installed in accordance with the Soil
Erosion and Sedimentation Control Ordinance and the North Carolina Erosion and Sediment
Control Planning and Design Manual.

Any street to be city-maintained shall have "Record Drawings" submitted and approved prior to scheduling of the pre-final street acceptance inspection. All "Record Drawings" for streets and storm drainage infrastructure shall include, but not necessarily limited to, the information as identified in the *Street and Storm Drainage "Record Drawings" Submittal Requirements*.

Approved date: July 1, 1997

STD NO.	Revision
35.01	1

[	No.	Date	Description		
	1	7/1/97	REVISED	All	required channel
	2	11/17/09	RECORD DWGS		

Item # 8








SIDEUNLK EASEMENT AS HERBED R/W R/W 60 30 6 6' 6' 1" / FT. CROWN = 1/4 ":1 30.000 1777 SIDPMALL EAURED TYPICAL CROSS SECTION NOTE: **1. PAVEMENT DESIGN TO BE** ACCORDING TO PROCEDURE DESCRIBED IN STD. NO. 40.01 2. MAY ONLY BE USED IN CASES WHERE PROJECTED TRAFFIC VOLUMES WILL NOT EXCEED 1500 ADT BASED ON TRIP GENERATION FACTORS SHOWN ON STD. NO. 40.15. 3. THE IN SLIPES MAY BE SHALLOVER HOWEVER ALL PRAMAGE MYST BE MANNTAINED NO. DATE **DESCRIPTION** WITHIN RIW. NEW STANDARD 7/1/97 APPROVED: DATE 7/1/97 STANDARD RESIDENTIAL STREET (NON-CURB & GUTTER) STD. NO. REY. GREENVILLE, N. C. ENGINEERING DIVISION CITYOF35.05-B Item # 8 H: VPROJ VASOD VDWG VASOSSOS. DWG















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· REALIZED BUT THE STREET STREET A CONTRACT BUT WITH







CITY OF GREENVILLE, N.C. - ENGINEERING BEPT.









NOTES

- 1. CONSTRUCT THE WALKING SURFACE OF THE DETECTABLE DOMES WITH SLIP RESISTANCE AND A 70% CONTRASTING COLOR TO THE SIDEWALK.
- 2. CROSSWALK WIDTHS AND CONFIGURATION VARY BUT MUST CONFORM TO TRAFFIC DESIGN STANDARDS.
- 3. PROVIDE WHEELCHAIR RAMPS AT LOCATIONS AS SHOWN ON THE PLANS OR AS DIRECTED BY THE ENGINEER. LOCATE WHEELCHAIR RAMPS AS DIRECTED BY THE ENGINEER WHERE EXISTING LIGHT POLES, FIRE HYDRANTS, DROP INLETS, ETC. AFFECT PLACEMENT. WHERE TWO RAMPS ARE INSTALLED PLACE NOT LESS THAN 2 FEET OF FULL HEIGHT CURB BETWEEN THE RAMPS. PLACE DUAL RAMPS AS NEAR PERPENDICULAR TO THE TRAVEL LANE BEING CROSSED AS POSSIBLE.
- 4. DO NOT EXCEED 0.08 (12:1) SLOPE ON THE WHEELCHAIR RAMP IN RELATIONSHIP TO THE GRADE OF THE STREET.
- 5. CONSTRUCT WHEELCHAIR RAMPS 40" (3'-4") OR GREATER FOR DUAL RAMPS,
- 6. USE CLASS "B" CONCRETE WITH A SIDEWALK FINISH IN ORDER TO OBTAIN A ROUGH NON-SKID TYPE SURFACE.
- 7. PLACE A 1/2 \* EXPANSION JOINT WHERE THE CONCRETE WHEELCHAIR RAMP JOINS THE CURB,
- 8. PLACE THE INSIDE PEDESTRIAN CROSSWALK LINES NO CLOSER IN THE INTERSECTION BY BISECTING THE INTERSECTION RADII, WITH ALLOWANCE OF A 4' CLEAR ZONE IN THE VEHICULAR TRAVELWAY WHEN DNE RAMP IS INSTALLED.
- 9. COORDINATE THE CURB CUT AND THE PEDESTRIAN CROSSWALK LINES SO THE FLOOR OF THE WHEELCHAIR RAMP WILL FALL WITHIN THE PEDESTRIAN CROSSWALK LINES. PLACE DIAGONAL RAMPS WITH FLARED SIDES SO 24" OF FULL HEIGHT CURB FALLS WITHIN THE CROSSWALK MARKINGS ON EACH SIDE OF THE FLARES.
- 10. CONSTRUCT THE PEDESTRIAN CROSSWALK A MINIMUM OF 6 FEET. A CROSSWALK WIDTH OF 10 FEET OR GREATER IS DESIRABLE.
- 1. USE STOP LINES, NORMALLY PERPENDICULAR TO THE LANE LINES, WHERE IT IS IMPORTANT TO INDICATE THE POINT BEHIND WHICH VEHICLES ARE REQUIRED TO STOP IN COMPLIANCE WITH A TRAFFIC SIGNAL, STOP SIGN OR OTHER LEGAL REQUIREMENT. AN UNUSUAL APPROACH SKEW MAY REQUIRE THE PLACEMENT OF THE STOP LINE TO BE PARALLEL TO THE INTERSECTING ROADWAY.
- 12. PLACE ALL PAVEMENT MARKINGS IN ACCORDANCE WITH THE LATEST EDITION OF THE MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES (MUTCD) PUBLISHED BY THE FEDERAL HIGHWAY ADMINISTRATION AND THE NORTH CAROLINA SUPPLEMENT TO THE MUTCD.
- 13. DTHER DETECTABLE WARNING MATERIALS MAY BE CONSIDERED FROM THAT SHOWN, BUT REQUIRE CITY ENGINEER'S WRITTEN APPROVAL PRIOR TO INSTALLATION.
- 14. FOR ALL ROADS WITH RADII 25' OR LESS. ONLY ONE WHEELCHAIR RAMP IS REQUIRED. WHEELCHAIR RAMPS TO BE PLACED AS PER TRAFFIC DESIGN STANDARDS TO INSURE PEDESTRIANS ENTER & EXIT WITHOUT ENTERING TRAVEL LANES.

REVISIONS

NO DATE DESCRIPTION 1 8/19/05 REVISED TO MEET ADA REQUIREMENTS

APPROVED: DATE \_\_\_

## STANDARD WHEELCHAIR RAMP NOTES CITY OF GREENVILLE, N.C.-ENGINEERING DEPT.

\_\_\_\_\_<u>ltom.# 0\_\_\_</u>

STD. NO. REV. 35.18 B





## PLAN



# CONCRETE VALLEY GUTTER





ALL DEAD END ACCESS ROADS IN EXCESS OF 150 FEET SHALL BE PROVIDED WITH A PROPER FIRE APPARTUS TURNAROUND AS APPROVED IN APPENDIX D OF THE LATEST ADDITION OF THE NORTH CAROLINA FIRE CODE.

REVISIONS NO. DATE DESCRIPTION APPROVED: DATE Mar. 12,1981 TVANAQ: ON P. D. PA WULSTUNT

STD. NO. REV.

35.24

CITY OF GREENVILLE, N.C. - ENGINE RING DEPT.



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CITY OF GREENVILLE, N.C.- ENGINEERING DEPT.

STD. NO. REV. 35.30

Design Speed	Min Stopping Sight Distance	Min CL Radius	(des) K (crest)	<b>(4~5)</b> K (Sag)	(des) K (Stop)
25	155	150	26	26	12
30	200	230	37	37	19
35	250	340	49	49	29
40	305	475	64	64	44
45	360	640	79	79	61
50	425	825	96	96	84
55	495	1050	115	115	114

#### Vertical Curve Table

VERTICAL CURVE DESIGN TABLE

616697



#### ISLANDS OR SHORT MEDIANS AT SUBDIVISION ENTRANCES

THE CITY OF GREENVILLE WILL REVIEW REQUEST FOR THE ALLOWANCE OF ISLANDS OR SHORT MEDIANS DESIRED FOR AESTETICS ON THE CITY OF GREENVILLE ROAD SYSTEM AT THE ENTRANCE TO SUBDVISIONS. APPROVAL WILL BE WITH THE FOLLOWING UNDERSTANDING:

1. THE CITY ENGINEER MAY ALLOW THE ISLAND OR MEDIAN SECTION AFTER REVIEW ON AN INDIVIDUAL BASIS. DETAILED PLANS ARE REQUIRED SHOWING ALL PROPOSED PLANTINGS, AND STRUCTURES INCLUDING BUT NOT LIMITED TO SIGNAGE, LIGHTING AND IRRIGATION. ALL STRUCTURES REQUIRE AN ENCROACHMENT AGREEMENT APPROVED BY CITY COUNCIL.

2.THE CITY WILL NOT MAINTAIN THE ISLAND OR MEDIAN SECTION, THIS IS THE SOLE RESPONSIBILITY OF THE DEVELOPER AND/OR PROPERTY OWNERS ASSOCIATION.

3. THE ISLAND OR MEDIAN SECTION WILL BE REMOVED IF NOT PROPERLY MAINTAINED.

4.ISLAND WIDTH SHALL BE A MINIMUM OF 5' BACK OF CURB TO BACK OF CURB OR 5 FEET FROM THE FACE OF THE STRUCTURE TO THE BACK OF CURB. NO STRUCTURE OR SIGN SHALL EXCEED 42" IN HEIGHT ABOVE THE TOP OF PAVEMENT EXCEPT STREET LIGHTING.





# City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

Title of Item:	Annual Action Plan for HOME Investment Partnership and Community Development Block Grant Programs
Explanation:	The HOME Investment Partnership Program (HOME) and Community Development Block Grant (CDBG) funding require the City and all participating jurisdictions to prepare and submit an Annual Action Plan specifying how the City will spend funds and specify expenditure purposes. The Housing Division is in the process of identifying activities for the upcoming 2010-2011 fiscal year in accordance with the City of Greenville Consolidated Plan, which covers fiscal years 2008-2013. An Annual Action Plan must be submitted for each year of the five-year Consolidated Plan.
	The Annual Action Plan process requires two public hearings to give citizens the opportunity to participate in the plan development process and provide comments. This is the final public hearing before staff submits the plan to the U.S. Department of Housing and Urban Development for approval.
Fiscal Note:	Federal funding is contingent upon a Congressional budget appropriation to the U.S. Department of Housing and Urban Development. Staff estimates that 2010-2011 fiscal year HOME funds will be approximately \$750,000 and CDBG funding to be about \$814,000. The final award is subject to change pending the the U.S. Department of Housing and Urban Development's final determination.
<b>Recommendation:</b>	Hold the final public hearing for citizen participation, consider citizen input, and approve the proposed Annual Action Plan and attached resolution.

Viewing Attachments Requires Adobe Acrobat. Click here to download.

#### Attachments / click to download

- Action\_Plan\_resolution\_691613
- 2010 CDBG HOME budget 852295
- 2010\_budget\_descriptions\_852520
- D 2010 Annual Action Plan 855743

#### RESOLUTION NO. 10-\_\_\_ A RESOLUTION ENDORSING THE SUBMISSION OF THE 2010-2011 ANNUAL ACTION PLAN FOR THE CITY OF GREENVILLE, NORTH CAROLINA

**WHEREAS,** the City of Greenville recognizes the benefits of the Community Development Block Grant and HOME Investment Partnership Programs in providing local governments with the resources to develop viable communities by funding activities that principally benefit low and moderate income persons; and

**WHEREAS**, the City of Greenville recognizes the need to assist low income and special needs populations of the City with Community Development Block Grant and HOME Investment Partnership funds; and

**WHEREAS**, the Congress and nation acknowledge the critical value of the Community Development Block Grant and HOME Investment Partnership Programs and the significant projects that rely upon its funding;

**NOW THEREFORE BE IT RESOLVED** that the 2010-2011 Community Development Block Grant and HOME Investment Partnership Programs of the City of Greenville be established by:

- 1. Authorizing the Mayor to execute approval documents required for the submission of the Annual Action Plan for the 2010-2011 fiscal year following the close of the public hearing.
- 2. Authorizing the City Manager to enter into contracts with Community Housing Development Organizations approved for the 15% CHDO set-aside.
- 3. Authorizing the City Manager to enter into contracts with Subrecipients approved for HOME and CDBG activities.
- 4. Authorizing the City Manager or designee to carry out 2010-2011 activities approved in the Annual Action Plan.
- 5. Authorizing the Director of Community Development or designee to implement such policies and procedures required by the programs, as attached to the Annual Action Plan.

Resolved this the 8th day of April, 2010.

ATTEST:

Patricia C. Dunn, Mayor

Wanda T. Elks, City Clerk

## CITY OF GREENVILLE

#### Proposed Uses of Federal & Local Funds in FY 2010

(Leveraging Of Funds)

Program / Activity	CDBG Funds	HOME Funds	Other Federal	Housing Bonds	Local Funds	Total	Propose Units
			OUSING				
AFFORDABLE HOUSING							
Downpayment Assistance	\$0	\$135,000	\$0	\$0	\$30,000		8
Housing Rehabilitation	\$360,000	\$250,000	\$300,000		\$0		10
New Construction	\$0	\$175,000	\$0	\$150,000	\$0		4
Sub-Total	\$360,000	\$560,000	\$300,000	\$150,000	\$30,000	\$1,400,000	22
ADMINISTRATION							
City of Greenville	\$162,000	\$75,000	\$0	\$0	\$150,000		8
Sub-Total	\$162,000	\$75,000	\$0	\$0	\$150,000	\$387,000	8
CHDO		\$115,000	\$0	\$0	\$0		1
Sub-Total	\$0	\$115,000	\$0	\$0	\$0	\$115,000	1
PUBLIC SERVICE	<b>~~</b>	÷,	<u> </u>	ŶŸ	÷.	÷,	
Housing Counseling		\$0	\$0	\$0	\$0		35
Job Training		\$0 \$0	\$0	\$0	\$0		15 job
Counseling & Outreach		\$0	\$0	\$0	\$0		15
Homeless-10 year Plan		\$0	\$0	\$0	\$0		1 job
Youth Development		\$0	\$0	\$0	\$0		. jez
Contingency	\$122,000	\$0	\$0	\$0	\$0		
Sub-Total	\$122,000	\$0	\$0	\$0	\$0	\$122,000	50
REVITALIZATION							
Acquisition	\$60,000	\$0	\$0	\$0	\$0		4
Clearance/Demolition	\$30,000	\$0	\$0	1 -	\$0		4
Relocation	\$10,000	\$0	\$0		\$0		4
Public Facility Improvements	\$70,000	\$0	\$0	\$0	\$0		5
Sub-Total	\$170,000	\$0	\$0	\$0	\$0	\$170,000	17
Total	\$814,000	\$750,000	\$300,000	\$150,000	\$180,000	\$2,194,000	98
ECONOMIC DEVELOPMENT							
Infrastructure Improvement		\$0	\$0	\$0	\$0		
Business Incubator		\$0	\$0	\$0	\$0		
conomic Development Total	\$0	\$0	\$0	\$0	\$0	\$0	0
PROGRAM INCOME	\$4,000	\$0	\$0	\$0	\$0		4
Housing Rehab		\$0 \$10,000	\$0 \$0	\$0 \$0	\$0 \$0		1
Downpayment Assistance Administration	\$0 \$1,000	\$1,000	φυ	φU	φυ		1
Program Income Total	\$1,000 <b>\$5,000</b>	\$1,000 \$11,000	\$0	\$0	\$0	\$16,000	2
PROGRAM DELIVERY	<b>\$</b> 3,000	<b>φ11,000</b>	φU	φU	ΨŪ	\$10,000	L
Program Delivery Total	\$0	\$0 © D A I	\$0	\$0	\$0	\$0	0
	¢040-000		ND TOTALS	¢450.000	¢400-000	¢0.040.000	-100
RAND TOTALS	\$819,000	\$761,000	\$300,000	\$150,000	\$180,000	\$2,210,000	100

#### FY 2010 Budget Descriptions

#### **Program Administration**

**Description:** A maximum of 20% of CDBG and 10% of HOME funds are allocated to cover program implementation, management, coordination, monitoring and evaluation expenses, which will include staff salaries, wages, and related costs. Program administration includes providing local officials and citizens with information about the program; preparing program budgets and schedules; developing interagency agreements with subrecipients and contractors; monitoring program activities for compliance; preparing reports and other documents related to the program for submission to HUD; coordinating resolution of audit and monitoring findings; evaluating program performance; managing and supervising program staff; and travel and training.

#### **Downpayment Assistance**

**Description:** Funds allocated to assist low income residents with "gap financing" in the form of downpayment and closing costs assistance in the purchase of newly constructed homes in the West Greenville 45-Block Revitalization Area or existing homes citywide.

#### **Housing Rehabilitation**

**Description:** Funds allocated to assist low-income homeowners with rehabilitating existing single-family units citywide. The primary intent of this activity is to bring units up to building code and provide decent, safe and sanitary living environments.

#### **New Construction**

**Description:** Funds allocated to construct new single-family units in the West Greenville 45 Block Revitalization Area for low-income first-time homebuyers.

#### **Community Housing Development Organizations (CHDO)**

**Description:** As per HOME requirements, 15% of HOME funds are allocated for certified CHDO's to develop, own or sponsor affordable housing in the West Greenville 45-Block Revitalization Area.

#### **Public Service**

**Description:** A maximum 15% of CDBG funds will be allocated to assist nonprofit organizations with funding for programs those targets homeless and special needs persons, youth development, victims of domestic/family violence, job training, and housing counseling.

#### **Public Facilities Improvement**

**Description:** Funds allocated to assist nonprofits with minor repairs to improve facilities that serve low to moderate income citizens.

#### Acquisition

**Description:** Funds allocated to acquire substandard and dilapidated properties in the West Greenville 45 Block Revitalization Area for future development of affordable housing.

#### **Relocation/Displacement**

**Description:** Funds allocated to assist tenants that may be displaced per Federal Uniform Relocation Assistance Regulations as a result of acquisition.

# City of Greenville, N. C.

## **ANNUAL ACTION PLAN**

# 2010-2011

Please forward all comments to: Sandra W. Anderson, P.O. Box 7207 201 West Fifth Street Greenville, NC 27834 swanderson@greenvillenc.gov

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**B.** Ten-Year Plan to End Homelessness

35

### APPENDICES

- A Required HUD forms
- **B** Maps
  - West Greenville 45 Block Revitalization areas
  - Census Tracts
- C Resolutions
- **D** Legal Advertisements
- **E** Citizen Participation Plan
- **F** Anti Displacement and Relocation Plan
- G. Ten Year Plan to End Chronic Homelessness in Pitt County
- H. Affirmative Marketing Policy

#### I. EXECUTIVE SUMMARY

#### A. Purpose

The Action Plan is a requirement of the Department of Housing and Urban Development (HUD) as a condition of receiving funding under certain federal programs. The goal of the Plan is to extend and strengthen partnerships among the public and private sector to provide decent housing, establish and maintain a suitable living environment and expand economic opportunities.

This plan serves as the City's application for federal funding for the following federal entitlement programs:

- Community Development Block grant (CDBG)
- HOME Investment Partnership Program
- Emergency Shelter Grant (ESG)
- Neighborhood Stabilization Program
- Rapid Re-housing Program

#### B. Background

The 2010-2011 Annual Action Plan represents the third year of the City of Greenville Consolidated Plan. The current Consolidated Plan was approved on May 8, 2008, by the City Council. The plan identifies a comprehensive strategy to address community needs for the five-year period 2008-2013. The plan associates goals and objectives with current needs throughout the five-year period. The goals and objectives identified guide staff in selecting activities to be carried out during each fiscal year. The top priorities and goals determined in the Consolidated Plan include the following:

- 1. Revitalization of several neighborhoods in West Greenville that are in a state of decline through:
  - Rehabilitation of owner occupied units.
  - Acquisition and demolition of dilapidated rental housing.
  - Acquisition of vacant parcels to assemble land for suitable building sites
  - Construction of affordable housing in West Greenville Revitalization area.
  - Establishing a neighborhood commercial focus area.
  - Preserving historical business district along Albemarle Avenue and West Fifth Street.
  - Conversion of rental dwellings to owner occupants with downpayment assistance.
  - Identification of infrastructure improvements.
  - Improving but preserving the neighborhood character.
  - Developing programs and services with the private sector that will aid in the success of revitalization efforts.
  - Landscaping/Streetscape improvements.

- 2. Supporting nonprofits that provide housing assistance to special needs populations, provide youth services, and encourage entrepreneurship.
- 3. Providing homebuyer assistance for first-time homebuyers.

4. Continue to eliminate lead-based paint hazards in dwellings assisted with federal funding.

#### C. Geographic Area

The City of Greenville, North Carolina is located in the coastal plains area of the State, in Pitt County. It is geographically located 84 miles east of Raleigh, 157 miles south of Richmond, VA, and 265 miles south of Washington, DC. Greenville is the tenth largest city in North Carolina (pop. 81,932). From 1990 to 2000, the population increased by more than one-third, growing by 34.3 percent from 44,972 in 1990 to 60,385 in 2000. Over the past 20 years the community has experienced dramatic growth. Greenville is slowly emerging as a major industrial and economic center for Eastern North Carolina – a center for education, industry, medicine and culture.

#### **D.** Geographic Allocation of Investment

Program activities carried out by the City of Greenville will occur throughout the City, but some specifically within the West Greenville 45-Block Revitalization Area (Appendix B). This area can be defined as bounded on the north by West Fifth Street, on the west by Bancroft Street, on the east by Albemarle Avenue and to the south by Fleming Street. The area involved has been a target area for City of Greenville housing programs for many years. Recent efforts have substantially reduced the area currently being targeted in an attempt to address greater needs in a more concentrated approach. Please see attached maps of census tracts that are areas of minority concentration and low income block groups (Appendix B).

Some program data indicates that minority populations comprise a majority of the targeted income groups. However, eligible persons from all racial, ethnic and gender groups are given the opportunity to participate in any of the housing programs.
### E. Strategies to Meeting the Underserved Need

The City of Greenville has established the following strategies for meeting the needs of the underserved in the community.

### 1. Housing Strategies

### a. Downpayment Assistance

The City of Greenville continually seeks methods for fostering and maintaining affordable housing. Funds during the 2010-2011 Program Year have been reserved for downpayment assistance to low-moderate income homebuyers within the City of Greenville. Funds will be used to address goals for increasing homeownership throughout the City. Funding from previous years has also been made available to homebuyers as downpayment assistance. Provision of downpayment assistance decreases the amount of financing and/or funding a homebuyer needs in order to purchase a home. To date, we have assisted 47 families with funding from the North Carolina Housing Finance Agency totaling \$733,889 and 49 families under the HOME Program for a total assistance of \$536,745. The City also provides assistance with local bond funds to aide with downpayment or closing costs. Bond funds are awarded to qualifying applicants as a no interest loan up to 5% of the purchase price of the home and amortized over 5 years. 29 families have received assistance totaling \$53,209.

### b. Development of Affordable Housing

In an attempt to address the barriers to developing affordable housing, the City of Greenville continues to create single family affordable housing opportunities. The lots are purchased by the City with funding from approved public bonds. Upon acquisition and installation of infrastructure, the City then makes lots available to nonprofit agencies for development. All submitted proposals are accepted based on a reasonable price per square foot and the nonprofit's ability to meet building specifications as required by the Request for Proposal. Purchase of the land and improvements increases the affordability of the lots in turn reducing the cost to the homebuyer. As lots are sold to eligible homebuyers, the funds for the lot cost are recaptured and used to fund future developments.

### c. Partnerships

The City of Greenville partners with local nonprofit agencies to provide Homeownership Counseling & Workshops for potential homebuyers. The City additionally also offers a Homeownership Academy that provides participants with the opportunity to gain a working knowledge of the home buying process and to prepare financially to purchase a home within the West Greenville 45 Block Revitalization Area. At the completion of the program, participants receive a certificate for \$500.00 redeemable at closing to assist with the purchase of an existing or new home within the West Greenville 45 Block Revitalization Area.

### d. Support of Habitat for Humanity

The City of Greenville also supports the Pitt County Habitat for Humanity as another housing resource. Funding from our CDBG Subrecipient Program is made available for housing providers such as Habitat to acquire lots.

### 2. Community Development Strategies

### a. Revitalization

The intended actions in the West Greenville Area Revitalization Redevelopment Plan are to build upon the strengths of the area and remove obstacles that limit the possibilities for success. The goals of the plan in this area are to increase the levels of homeownership, remove blighting influences, improve the public infrastructure, create continuous and ongoing programs with service providers to address the social issues of the community and to provide quality economic development and commercial opportunities for the area and for its residents.

### **b.** Multifamily Development

Two new housing developments were completed in 2010 in Greenville's Center City. Nathaniel Village, an affordable family oriented multi-family development made possible through a joint venture between the Redevelopment Commission and Landmark Development, a housing developer headquartered in Winston-Salem, North Carolina. Once completed, Nathaniel Village will offer 48 units and 104 bedrooms of high quality apartment living to residents wishing to live in proximity to Greenville's historic Uptown Commercial District.

Three blocks to the north along the scenic banks of the Tar River, First Street Place student living got underway which will offer 228 bedrooms in 193 units of upscale apartment living to a clientele expected to be largely comprised of upper division students attending East Carolina University. Together, these two projects represent the first significant housing development in Greenville's Center City in more than two decades.

### c. Infrastructure Improvements

Planning and design work continued in 2010 on three major public infrastructure projects that collectively will help to reshape the functionality and image of Greenville's Center City. Two streetscape projects, the West Fifth Street Gateway and the Cotanche and Reade project will respectively improve aesthetics, vehicular and pedestrian safety, and will provide Greenville's citizens with a first of its kind opportunity – municipally sponsored public art.

### 3. Economic Development Strategies

### a. Façade & Site Improvement Grant Program

Maintaining the architectural quality and aesthetic appeal of commercial and office structures in the West Greenville Redevelopment Area is an important part of the overall strategy to restore the economic vitality of West Greenville. Proper improvements to the exterior of individual buildings will help to develop an image that will invite additional investment into the area.

The Greenville Redevelopment Commission has developed the Building Blocks Façade and Site Improvement Grant Program in order to provide an incentive to property and business owners to make improvements to their properties. These guidelines should be followed by property owners, tenants, architects and contractors involved in exterior improvements or rehabilitation to buildings in the West Greenville Redevelopment Area.

### **b. Small Business Incubator**

The Redevelopment Commission of Greenville has contracted with the Small Business and Technology Development Center (SBTDC), a state agency, to study the feasibility of establishing a small business incubator within the geographic bounds of the West Greenville Redevelopment Area. The incubator mission will be to create an open, business-first small business incubator that will cultivate entrepreneurship, and promote economic development and community revitalization within the West Greenville Redevelopment Area. It is anticipated that CDBG funds will be used to supplement the project.

### II. SOURCES OF FUNDS

Resources available to support activities identified in the Consolidated Plan and this Annual Action Plan will include Community Development Block Grant funds, HOME Investment partnership, Lead Based Paint Hazard Control Program, general revenues, local Bond program, North Carolina Housing Finance Agency, private lending institutions and private developers.



### A. CDBG Program

The Housing and Community Development Act of 1974 created the Community Development Block Grant program in 1974. Since 1975, the City of Greenville has participated in the program with a variety of activities. The City of Greenville became an Entitlement in 1994. As an Entitlement, the City receives an annual allocation of funding from the U.S. Department of Housing and Urban Development. The primary objective of CDBG is the development of viable urban communities by providing decent housing, a suitable living environment, and expanding economic opportunities. All activities carried out must meet one of the three National Objectives. Those objectives are:

- Benefit low-moderate income persons;
- Aid in the prevention or elimination of slums or blight; or
- Addressing an "urgent need"

### **B.** HOME Investment Partnership Program

The HOME Investment Partnership program was created by the National Affordable Housing Act of 1990 to create local partnerships for providing decent affordable housing to lower income households. It is intended that local jurisdictions work with nonprofit organizations and the private investment community to achieve this goal.

Cities receiving HOME funds must reserve 15% of their HOME funds to Community Housing Development Organizations (CHDOs) for affordable housing development.

In 1997, the Pitt County HOME Consortium was formed. The Consortium included the City of Greenville as lead entity, the Towns of Farmville, Ayden, Bethel, Grifton and Pitt County. The Town of Winterville became a member in 2001. As a Consortium, the communities were eligible for further financial assistance from the U.S. Department of Housing and Urban Development. The Pitt County Consortium has provided affordable housing and improvements for over ten years.

However, as of January 2008, the City Council of Greenville voted to disband the Consortium partnership and apply to become a "Participating Jurisdiction" for HOME funding. This Action Plan will represent Greenville's second year as a Participating Jurisdiction for HOME for City of Greenville only.

Local match requirement for the 2010-2011 Home Program is approximately \$-144,702. These funds come from local funds earmarked for Affordable Housing and for meeting match requirements. The funds will be used to augment HOME projects. The HOME Consortium currently has a match credit of \$1,199,682, which will be carried over. Despite the match credit, the City still identify match with all projects, evidence of which is detailed on the match log.

### C. American Recovery and Reinvestment Act (ARRA)

The City of Greenville was awarded through the 2009 Federal Stimulus Plan, American Recovery and Reinvestment Act (ARRA) from the U.S. Department of Housing and Urban Development a Lead Based Paint Hazard Control Grant. The proposed \$1.9 million grant funds will be used to accomplish the following within 36 months, which began April 15, 2009:

- Control and reduce lead hazards in one hundred and ten (110) low-income housing units in the Greenville area.
- Addressing 110 housing units occupied by children under the age of six w/ elevated blood lead levels
- Provide 75 outreach programs for community awareness and education regarding lead hazards aimed at reaching 5,000 people
- Screening and test for elevated lead levels in children under age six

- Provide Lead Safe Work and Lead Certification training to at least 10 Contractors involved in the City of Greenville housing rehabilitation program
- Provide economic opportunities to at least sixty (60) unemployed and underemployed persons in the targeted neighborhoods, creating 60 jobs
- Develop a self sustaining program by integrating lead hazard reduction into housing rehabilitation programs

In addition, as an entitlement community for CDBG program, the City has been awarded \$216,580 of CDBG-Recovery funds to enhance community development activities.

### D. Affordable Housing Bond Program

On November 2, 1992, the citizens of Greenville approved a one million dollar bond referendum for affordable housing. The funding was divided into three revolving loan categories. The categories include homeownership, land banking, and elderly housing rehabilitation. As revolving loans, these funds are continually recaptured and recycled into the activities to further efforts to promote and preserve affordable housing. This bond lead to the production of 161 affordable homes for first time low and moderate income buyers and flood survivors and over 153 loans to low and moderate families for home purchases and rehabilitation of low income elderly homeowner residences. These funds have been recycled since 1992 and are available for the 45 Block Revitalization program and other affordable housing initiatives of the City of Greenville.

In 2004, citizens again approved \$10 million in bond referendums for the revitalization efforts in the Uptown and West Greenville 45 Block Revitalization focus area. Five million of the \$10 million is set aside for the priorities and goals identified below within the 45 Block Revitalization Area for the use with CDBG and HOME funds.

### E. Funding Summary Chart

Source	Amount	Description
CDBG	\$814,000	Funds will be used for administration, housing rehabilitation, acquisition, relocation, public service and clearance/ demolition.
HOME Investment Partnership	750,000	Funds will be used for administrative cost, housing rehabilitation, new construction, downpayment assistance, acquisition, relocation, and CHDOs.
General Revenue	\$325,000	Includes HOME match requirement set aside and other local municipal appropriations to support programs.
Affordable Housing Bond Program	\$300,000	A 1992 Voters Referendum for preservation and creation of affordable housing in the City of Greenville.
West Greenville Redevelopment Area Bond Program	\$2,000	A 2004 Voters Referendum for revitalization efforts in the Uptown and West Greenville 45 Block Revitalization focus area.
North Carolina Housing Finance Agency	\$200,000	Funds are awarded from the New Home Loan Pool in the West Greenville 45 Block Revitalization Area for downpayment assistance.
ARRA-Lead Based Paint Hazard Control Grant	\$1,922,370	Funds the Healthy Homes to provide education, contractor certification, testing and abatement and reduction of lead hazards for children under six and their families.
Program Income	\$16,000	Funds generated from recaptured activities of CDBG and HOME assisted units.
Total All Sources	\$4,329,370	Approximate total of all sources

### III. CITIZEN PARTICIPATION

The City of Greenville continues to acknowledge the importance of citizen participation in developing activities for each upcoming year. Revisions to the Citizen Participation Plan were placed into effect as of September 11, 2003 (see Appendix E) in an effort to increase public awareness. Despite the recent changes to the current plan, we will continue to search for avenues to increase the level of participation by the community. Resources to better our current plan will include HUD recommendations; contact with other cities to review their plans, and most importantly the consideration of input from the local community to increase involvement.

The City also encouraged public participation in developing the 2010-2011 Annual Action Plan by making a copy of the plan available to the Affordable Housing Loan Committee members; and a copy accessible at all City Community Recreational Centers, Library and Housing Division Office for the general public, nonprofits and other interested parties to review and submit comments from March 22, 2010 through April 16, 2010. No comments were received.

In addition, two Public Hearings were held for citizens to provide input on February 11, 2010 and April 8, 2010 during City Council meetings.

### IV. ONE YEAR ACTION PLAN

### A. Introduction

The 2010-2011 Annual Action Plan describes the CDBG and HOME activities proposed for the 2010 fiscal year. The Five-Year Consolidated Plan guides development of the plan and selection of activities to be undertaken. The plan also includes the resources available to perform the activities, a detailed description of the activities, and maps depicting the areas in which the activities will take place.

The activities to be undertaken by the City of Greenville for the 2010-2011 fiscal year will include Program Administration, Owner-Occupied Housing Rehabilitation, Downpayment Assistance to First-time Homebuyers, Housing Rehabilitation, New Construction Clearance & Demolition, Public Service, Community Housing Development Organizations, Relocation Assistance, and Land Acquisition. It is anticipated that a majority of the proposed activities will be completed within the program year with a few overlapping into future years.

In addition to routine Community Development activities through the CDBG and HOME Programs, we continue to expand the supply of new single family affordable housing units with the assistance of local bond funds. These new units require the experience and oversight of the City of Greenville Housing Division.

New Single Family Units	Total Units
Singletree	24
Carolina Heights	15
Red Oak	1
Countryside Estates	105
West Greenville	17
Total	162

The City of Greenville has constructed a total of 162 units throughout the City. See the breakdown below:

### B. Performance Measurement

The focus on demonstrating performance and results is present at all levels of government and in the private sector. Performance measurement is a program tool that can help housing and community development practitioners collect data, track progress, and report on program results in a way that speaks to the impact a program has had on a community and the lives of its residents. Performance Measurement is an organized process for gathering information to determine how well programs and activities are meeting established needs and goals. There are three main components to Outcome Performance Measurement System: Objectives; Outcomes; and Indicators.

### 1. Objectives:

Performance Measurement offers three possible objectives for each activity. These objectives are based on the broad statutory purposes of the four Community Planning and Development programs:

### a. Creating Suitable Living Environments

This objective relates to activities that are designed to benefit communities, families, or individuals by addressing issues in their living environment. The activities are intended to address a wide range of issues faced by low and moderate income persons, from physical problems with their environment, such as poor quality infrastructure, to social issues such as crime prevention, literacy, or elderly health services.

### b. Providing Decent Housing

This objective focuses on housing activities whose purpose is to meet individual family or community housing needs.

### c. Creating Economic Opportunities

This applies to activities related to economic development, commercial revitalization or job creation.

### 2. Outcomes:

The second component of the system is outcomes, which are closely related to objectives. The program outcome helps further refine the objectives and is designed to capture the nature of the change or the expected result of the objective to achieve. The following are the three identified:

### a. Availability/Accessibility

This applies to activities that make services, infrastructure, public services, public facilities, housing or shelter available or accessible to low and moderate income people, including persons with disabilities.

### b. Affordability

These are activities that provide affordability in a variety of ways to low and moderate income people. It can include the creation or maintenance of affordable housing, basic infrastructure hook-ups or services such as transportation or day care.

### c. Sustainability

This applies to activities that are aimed at improving communities or neighborhoods, helping to make them livable or viable by providing benefit to persons of low and moderate income by removing or eliminating slums or blighted areas, through multiple activities or services that sustain communities or neighborhoods.

### 3. Indicators:

Once the program purpose (objective) has been established and intended result (outcome), the next step is to identify how to measure progress towards achieving the intended results. There are four common indicators that are relevant for most activities:

- Amount of money leveraged from other sources
- Number of persons, households, businesses, units or beds assisted
- Income level of persons or households by: 30%, 50%, 60% or 80%
- Race, ethnicity and disability data

A successful performance measurement system is tailored to the specific goals and objectives of the program. To meet its obligation to assess program performance, HUD must require grantees to provide information on their achievements and investments since program objectives and activities are determined and implemented locally.

### C. 2010-2011 Action Plan Projects:

### 1. Program Administration Activity 2010-1 Regulatory Citations: 24 CFR Parts 92.207, and 570.206

**Description:** Staff salary, planning, and administrative service delivery costs for implementing the Community Development Block Grant and HOME Programs, will be funded through CDBG and HOME awards, as well as local general revenue support.

<b>Funding Amount:</b>	\$75,000	HOME
	\$162,000	CDBG
	\$325,000	General Fund

2. Housing Rehabilitation

**Activity 2010-2 Regulatory Citations:** 24 CFR Parts 92.205-(a) (1), 570.202

**Description:** This program is designed to assist very low to low income homeowners with rehabilitating existing housing structures. The primary intent of this activity is to bring units up to code through the provision of rehabilitation activities to eliminate all code violations and provide a decent, safe and sanitary living environment. Program costs incurred may include demolition, construction, permitting fees, surveying, lead abatement, credit reports and closing costs. This activity will target owner occupied homeowners only. Qualified candidates for assistance include homeowners with annual incomes below 80% of the median area income as defined by HUD.

Funding Amount:	\$ 360,000	CDBG
	\$ 250,000	HOME

Performance MeasurementObjective:Providing Decent HousingOutcome:AffordabilityOutput Indicators:Number of units rehabilitatedGoal:10

### **3. New Construction** Activity 2010-2 Regulatory Citations: 24 CFR Parts 92.205-(a) (1)

**Description:** This program is designed to assist very low to low income first time homeowners with purchase of a home. The primary intent of this activity is to increase homeownership opportunities that maximize HOME and Bond resources by providing funding to build new single family units in West Greenville. This activity will create partnerships as necessary to assist low income households in purchasing new single family units in West Greenville. Qualified candidates for assistance include households with annual incomes below 80% of the median area income as defined by HUD.

Funding Amount:	\$ 175,000 \$ 150,000	HOME Bond funds	
Performance Measure			

<b>Objective:</b>	Providing Decent Housing		
Outcome:	Affordability		
<b>Output Indicators:</b>	Number of units	Goal:	3

### 4. Acquisition of Substandard/Dilapidated Properties Activity 2010-4 Regulatory Citations: 24 CFR Part 570.201 (a), 570.201 (d), 570.201 (i)

**Description:** Efforts will continue to acquire and demolish substandard and dilapidated properties that continue to blight the 45-Block Revitalization Area. Acquisition will focus on vacant rental properties or vacant parcels however it may be necessary to acquire occupied rental units for the betterment of the community. Relocation assistance will be provided to tenants that are displaced per URA guidelines. Parcels will be recombined for the development of new, affordable housing units. Acquisition costs may include, but not limited to legal fees, appraisal costs and surveying.

Funding Amount:	\$60,000	CDBG		
Performance Measurer	nent of Acquis	ition Activities		
<b>Objective:</b>	Creating Suita	ble Living Environmen	ts	
	Providing Dec	cent Housing		
Outcome:	Affordability,	Availability/Accessibil	ity	
<b>Output Indicators</b> :	Number of un	its acquired	Goal:	2
-	Number of ho	useholds relocated to de	ecent hou	ising

### 5. Relocation/Displacement Assistance Activity 2010-5 Regulatory Citations: 24 CFR Part 570.201 (a), 570.201 (d), 570.201 (i)

**Description:** As part of the West Greenville 45 Block Revitalization plan, efforts will continue to acquire and demolish substandard and dilapidated properties that continue to blight the area. Acquisition will focus on vacant rental properties or vacant parcels however it may be necessary to acquire occupied rental units for the betterment of the community. Relocation assistance will be provided to tenants that are displaced per Uniform Relocation Assistance guidelines.

### Funding Amount:\$10,000 CDBG

Performance Measurement of Relocation/Displacement Assistance			
Objective:	Creating Suitable Living Environments		
	Providing Decent Housing		
Outcome:	Affordability, Availability/Accessibility		
<b>Output Indicators:</b>	Number of units households	Goal: 5	

### 6. Public Service

Activity 2010-6 Regulatory Citations: 24 CFR Part 570.201(e)

**Description:** The City of Greenville will make available funds to assist nonprofit organizations with approved public services activities. Qualified agencies will participate in projects that benefit citizens of the City of Greenville. Nonprofit housing and service providers must assist the underserved populations of the City. Applications from nonprofits are submitted to the City for consideration annually and reviewed by the Affordable Housing Loan Committee. The activities will assist low income persons, homeless and special needs persons, youth development, victims of family/domestic violence, and housing providers. All funding will be expended from September 2010 through August 2011.

### Funding Amount:\$122,000CDBG

Performance Measurement of Public Service Activities		
Objective:	Creating Suitable Living Environment	
Outcome:	Sustainability	
Output Indicators:	Number of LMI households served Goal:	25

### 7. Downpayment Assistance Activity 2010-7 **Regulatory Citations:** 24 CFR Part 92.205-(a) (1)

**Description:** This program is designed to assist low income residents with "gap financing" in the form of downpayment and closing cost assistance in the purchase of newly constructed homes and existing homes. All first time participants must contribute at least \$1000 towards the purchase.

Funding Amount:	\$135,000	HOME
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Performance Measure	ement		
<b>Objective:</b>	Providing Decent Housin	ıg	
Outcome:	Affordability		
<b>Output Indicators:</b>	Number of inquiries	Goal:	20
	Number of first time hon	nebuyers	5

### 8. Clearance/Demolition Activities 2010-8

**Regulatory Citation** 24 CFR Part 570.201(d)

**Description:** This activity is designed to acquire and demolish substandard structures in the West Greenville 45 block Revitalization area in an effort to improve the living conditions for low income residents. Parcels may be recombined for the development of new, affordable housing units.

Funding Amount:	\$30,000	CDBG
Performance Measur	rement of Clearanc	e/Demolition Activities
Objective:	Creating Suitab	le Living Environment
Outcomo	Affordability A	vailability/Accessibility

Objective.	Creating Suitable Living Livinonment			
Outcome:	Affordability, Availability/Accessibility			
<b>Output Indicators:</b>	Number of units acquired <b>Goal:</b>	10		
	Number of units demolished	8		

### 9. <u>Community Housing Development Organization (CHDO) Activities</u> Activities 2010-9 Regulatory Citations: 24 CFR Part 902.207 (a), (c), (d)

**Description:** It is anticipated that a certified CHDO will utilize the funding to continue production of single family units for first-time, low-moderate income homebuyers. At the present time, the City has three certified organizations: Metropolitan Housing and CDC, Streets to Home and Exceed, Inc.

Funding Amount:\$115,000HOME

Performance Measurement					
<b>Objective:</b>	Decent Affordable Housing				
Outcome:	Affordability				
<b>Output Indicators:</b>	Number of new single family units	Goal:	3		

### 10. Public Facilities Improvement

Activities 2010-10 Regulatory Citations: 24 CFR Part 507.201(c)

**Description:** It is anticipated that the funds will be used to assist public facilities with minor repairs to improve facilities that serve low to moderate income citizens.

Funding Amount:	\$70,000	CDBG
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Performance Measurement					
<b>Objective:</b>	Creating Suitable Livin	g Environment			
Outcome:	Sustainability				
<b>Output Indicators:</b>	Number of units	Goal:	3		

### D. CDBG/HOME Funding Chart

ACTIVITY	HOME FUNDS	CDBG FUNDS	OTHER/BOND FUNDS
Administration	nistration 75,000 162,000		325,000
Housing Rehabilitation	250,000	360,000	\$300,000
Relocation	0	10,000	0
Acquisition	Acquisition 0		0
New Construction	175,000	0	150,000
Downpayment Assistance			0
Clearance/Demo lition	0	30,000	0
Community Housing Development Organizations	Community Housing Development 115,000		0
Public Facilities Improvement	Public Facilities		0
Public Service 0		122,000	0
Program Income	11,000	5,000	0
Total	761,000	800,000	\$775,000

### V. OTHER ACTIONS

### A. Affirmatively Furthering Fair Housing

The City continues to fund affirmatively fair housing marketing actions. These actions are inherent to each of the housing activities provided through the Community Development Department. Education of the Fair Housing Laws will occur throughout the year and most specifically during the month of April, which is designated as "Fair Housing Month" and "CDBG Week". As part of a weeklong celebration of CDBG Week, the City sponsored a "Homeownership Fair" on March 27, 2010.

In addition, the City, Greenville Human Relations Council and Area Property Managers Association hosted a week of events April 2010, which included: a Fair Housing Seminar, which was designed for property managers and landlords; a Fair Housing Roundtable, which included discussions on the feasibility of establishing a local fair housing ordinance, increased foreclosures, tenant fees and how property managers may better serve tenants.

The City of Greenville will continue to use administrative dollars to fund further fair housing activities during 2010-2011. The City employs a staff person to coordinate all fair housing and other human relations activities, which is funded with general fund dollars in the approximate amount of \$150,000.

### **B.** Analysis of Impediments to Fair Housing Choice

An update to the Analysis of Impediments to Fair Housing Choice was completed by the City of Greenville, May 2008. This section presents the Fair Housing Analysis Update for the 2008-2013 Consolidated Plan. It primarily includes existing impediments to fair housing choice currently being addressed and the plans recommended to remedy them. The update relies on public/private information regarding the real estate and banking industries, Greenville housing and community development activities, North Carolina and Greenville Human Relations Agencies, and the Greensboro and Atlanta HUD Offices of Fair Housing and Equal Opportunity.

### 1. Impediment

Lack of affordable housing forces the lower income population to find alternative housing. Alternative housing may consist of doubling up; where households combine to cut the expenses of housing. Others are forced to live in housing that is in poor condition that leads to that leads to disparate treatment of protected class families and individuals.

### Plan

The financing industry may have the best strategy for this impediment. While it appears to be true that there are insufficient affordable housing units available for housing choice in Greenville, the fact is that a surplus of moderately priced housing is available. Therefore, if lower income home seekers attempt to follow financing recommendations such as using the City's down payment assistance programs and efforts such as West Greenville revitalization that have been instrumental in bringing clients representing "all realms" of the population to apply for loans to purchase homes. The City's down payment assistance is available to everyone. While some applicants appear to be well educated in the homebuyer loan process, the lending industry feels that most still are not. When lenders counsel prospective borrowers about the financial responsibility associated with home mortgages, offering practical advice regarding savings and spending, borrowers become frustrated and seek mortgage loans elsewhere. If all mainstream lenders have similar policies, it is possible that this serves drive people to seek loans through brokers and subprime lenders. Therefore, a stronger push to promote homebuyer counseling appears to be an appropriate solution.

### 2. Impediment

The lack of education about discrimination and fair housing laws in Greenville. An essential part of fair housing opportunities and enforcement is the education of the public regarding the rights and responsibilities afforded by fair housing laws. This includes the education of housing and financial providers, as well as citizens.

### Plan

Education is a key element on two fronts. First, it is one of the most pressing needs to ensure fair housing choice. It is imperative that individuals and families seeking housing know their rights and responsibilities and that those involved in the housing industry understand their rights and responsibilities, as well. Secondly, providing public education that produces an employable workforce with higher earning potential will help improve creditworthiness of future homebuyers. The onus falls to the public school system to ensure that tomorrow's residents have the skills they need to be competitive in the job marketplace, as well as to be educated consumers armed with the skills to make informed decisions.

### 3. Impediment

Awareness of fair housing issues is important. Everyone needs to know what may constitute a violation, and what they can do in the event they believe they may have been discriminated against. In addition, it is important for lenders, housing providers and their agents to know their responsibilities and when they may be violating fair housing laws.

### Plan

In responding to whether Fair Housing was an issue in Greenville, the financing industry again addressed the results of the recent NCRC report, stating that the minority stigma has improved, but it still exists. The lenders need for production (or writing of loans) drives greater leniency in which lenders select to lend to, thereby lessening the impact of race. Mortgage brokers, on the other hand, know that people do business with people who look like them, and so they hire people that resemble the markets they serve. This is good marketing, but also encourages minority homebuyers to seek loans with lenders who are not necessarily looking out for the borrowers' best interests. Additionally, brokers are most familiar with the products that are most popular in the markets they serve and are not aware of all the products offered by the institutions they represent, thus limiting their offerings to higher-cost products. Unfortunately, uninformed buyers also choose lenders on the basis of word-of-mouth referrals from friends and family, and the belief that banks do not lend money to minorities. Again, while educating consumers is indicated, it is difficult to reach them when they will not avail themselves of the opportunities.

The City will continue its efforts to educate the public through Fair Housing month activities and a local loan counseling program. The City will encourage lenders, housing providers and their agents to know their responsibilities and to attend training on fair housing laws.

### 4. <u>Impediment</u>

The lack of a pro-active property maintenance code enforcement program. Substandard housing and low property maintenance contribute to the lack of safe, decent, and sanitary affordable housing. Such a program could help with the preservation of the rental housing stock.

### Plan

The City will consider several activities to increase the availability of affordable housing opportunities and programs to preserve existing rental housing stock throughout the City including a program to assist investors in rehabilitating substandard housing stock in an effort to keep those units affordable once renovations have been completed.

### 5. Impediment

There are limited housing opportunities for the homeless, those who are at risk of homelessness, and special needs populations. There is not enough funding for permanent housing. Too many citizens are on the brink of becoming homeless because they have to spend too much of their income on housing (many times not decent or safe housing).

### Plan

The City will continue to support programs to increase family selfsufficiency and to prepare homeless, at risk and special needs populations for rental or homeownership opportunities through financial literacy, credit counseling and rental assistance. The City also needs to support a number of initiatives to assist low-moderate homebuyers with down-payment assistance, default delinquency counseling, anti-predatory lending counseling and homeless prevention programs.

### 6 Impediment

Lack of Access to Homeownership (Based on HMDA and apparent Predatory Lending Practices)

This Impediment can be addressed in the 2008-2013 Consolidated Plan as the City considers inequities that may occur in homeownership opportunities for protected classes or those covered by the Fair Housing Law. An analysis of the HMDA data in this document reveals, for example, that while black residents comprise 34 percent of the population, 21 percent of all home purchase mortgage applications come from black families/individuals so therefore, it appears that black applicants may be underrepresented although improving substantially over the past five years. City programs targeted to assist low-moderate income protected classes should focus more closely on educating the population on the importance of homeownership and how to access local lending resources.

In addition, consistently high denial rates on home improvement loans may reflect policies in the lending industry, but this is an area that warrants some attention in Greenville. The disinvestment associated with an inability to raise funds to maintain one's home can have an undesirable effect on the community when it occurs in great numbers.

### Plan

In responding to whether Fair Housing was an issue in Greenville, the financing industry again addressed the results of the recent NCRC report, stating that the minority stigma has improved, but it still exists. The need for production (that is, writing loan business) in the lending industry drives greater leniency in which lenders select to lend to, thereby lessening the impact of race. Mortgage brokers, on the other hand, know that people do business with people who look like them, and so they hire people that

resemble the markets they serve. This is good marketing, but also encourages minority homebuyers to seek loans with lenders who are not necessarily looking out for the borrowers' best interests. Additionally, brokers are most familiar with the products that are most popular in the markets they serve and are not aware of all the products offered by the institutions they represent, thus limiting their offerings to higher-cost products. Unfortunately, uninformed buyers also choose lenders on the basis of word-of-mouth referrals from friends and family, and the belief that banks do not lend money to minorities. Again, the solution lies in educating consumers, although it is difficult to reach them when they will not avail themselves of the opportunities.

### C. Affirmative Marketing Policy

In accordance with the regulations of the HOME Program and in furtherance of the City of Greenville's commitment to fair housing and equal housing opportunity, this Policy establishes procedures to affirmatively market rental or residential units constructed or rehabilitated under the HOME Program. These procedures are designed to assure that individuals who normally might not apply for available housing units because they are socially and/or economically disadvantaged are provided an opportunity to apply.

This Affirmative Marketing Policy is documented and maintained in the Housing Division files, and shall be included in all HOME project proposals and agreements and HOME project files. The Beneficiary is held to the terms of the Policy by the requirement in the applicable HOME Subrecipient or HOME/Community Housing Development Organization ("CHDO") Agreement.

It is the policy of the City of Greenville, Housing Division not to discriminate against any person on the basis of race, color, national origin, sex, religion, familial status, or disability:

- 1. In the sale or rental of housing or residential lots;
- 2. In advertising the sale or rental of housing;
- 3. In the finance of housing;
- 4. In the provision of real estate brokerage services; or
- 5. In the appraisal of housing.

Please see Appendix H.

### D. Minority/Women Business Outreach

It is the policy of the City of Greenville to provide minorities and women equal opportunity for participating in all aspects of the City's contracting and procurement programs, including, but not limited to, construction, projects, supplies and materials purchases and professional and personal service contracts.

### E. Evaluation and Reduction of Lead-Based Paint Hazards

Lead poisoning is one of the worst environmental threats to children in the United States. While anyone exposed to high concentrations of lead can become poisoned, the effects are most pronounced among young children.

All children are at higher risk to suffer lead poisoning than adults, but children under age six are more vulnerable because their nervous systems are still developing. At high levels, lead poisoning can cause convulsions, coma, and even death. Such severe cases of lead poisoning are now extremely rare, but do still occur. At lower levels, observed adverse health effects from lead poisoning in young children include reduced intelligence, reading and learning disabilities impaired hearing and slowed growth.

An important initiative emanating from HUD in the last decade is the reduction of lead-based paint hazards, and many jurisdictions around the country have focused a concerted effort to reach this goal. The federal Residential Lead-Based Paint Hazard Reduction Act of 1992 (Title X of the Housing and Community Development Act of 1992) amends the Lead-Based Paint Poisoning Prevention Act of 1971, which is the law covering lead-based paint in federally funded housing. These laws and subsequent regulations issued by the U.S. Department of Housing and Urban Development (24 CFR Part 35) protect young children from lead-based paint hazards in housing that is financially assisted or being sold by the federal government.

In property rehabilitation projects involving the City of Greenville, the City will assess whether lead-based paint might be present and, if so, follow the guidelines set forth in the Residential Lead-Based Paint Hazard Reduction Act of 1992, Title X of the Housing and Community Development Act of 1992 (Title 24, Part 35 of the Code of Federal Regulations).

Through the City of Greenville U.S. Department of Housing and Urban Development's Lead Based Paint Hazard Control Grant program, the City proposes to use \$1.9 million grant funds to accomplish the following:

- Control and reduce lead hazards in one hundred (110) low-income housing units in the Greenville area.
- Addressing 110 housing units occupied by children under the age of six w/ elevated blood lead levels

- Provide 75 outreach programs for community awareness and education regarding lead hazards aimed at reaching 5,000 people
- Screening and test for elevated lead levels in children under age six
- Provide Lead Safe Work and Lead Certification training to at least 10 Contractors involved in the City of Greenville housing rehabilitation program
- Provide economic opportunities to at least sixty(60) unemployed and underemployed persons in the targeted neighborhoods, creating 60 jobs
- Develop a self sustaining program by integrating lead hazard reduction into housing rehabilitation programs

The City of Greenville is committed to testing and abating lead in all pre-1978 housing units assisted with federal grant funds in any of the housing programs implemented. Currently, the City of Greenville has contracted with an agency to provide all lead testing and clearance activities. This agency has also agreed to provide training for the housing rehabilitation contractors.

In addition, the City of Greenville will offer lead testing and abatement assistance in the form of a grant to eligible housing rehabilitation assistance participants that have children six years and under in the household, senior adults (55+) and the disabled/handicapped clients.

### F. Anti-Poverty Strategy

City of Greenville housing programs inherently address poverty by creating housing opportunities for low income households. Without these housing opportunities many low income households would not be able to afford housing rehabilitation costs or to purchase a home.

Additionally, funding through CDBG Public Service activities of transitional housing providers such as the Greenville Community Shelter and Family Violence Program, both nonprofit agencies, allows individuals that would normally reside in impoverished conditions the opportunity to establish themselves in order to find suitable employment. Such efforts will work to reduce the number of persons currently living in poverty.

### G. Developing Institutional Structures

The City of Greenville, through its Housing Division, the network of housing subrecipients and Community Housing Development Organizations (CHDOs), are effectively organized to utilize all the funding received through the various state/federal programs.

The private sector is provided with incentives for developing affordable rental housing through tax credits provided by the federal tax credit program. Tax

credits provide developers with an additional state subsidy for low income apartment construction.

In addition, each year efforts are made to work with local institutions to provide housing and economic opportunities for low income persons through public service activities and participation in the Pitt County Continuum of Care. The Pitt County Continuum of Care began in 2001 and has successfully grown into a wellbalanced organization made up of local government agencies, housing providers, service providers, and other interested group. The development of the continuum and participation by the City of Greenville will greatly enhance coordination between these agencies. The Public Housing Authority has also joined the Continuum of Care and has begun working in concert with the City of Greenville and our revitalization efforts in the West Greenville 45-Block Revitalization Area.

The City of Greenville will continue to coordinate with other governmental agencies, nonprofit organizations, private enterprises and individuals to provide increased opportunities for the target area.

### H. Public Housing

There are four Public Housing managing agencies in the Pitt County area, which include Greenville Housing Authority with a total of 779 units; Mid East Commission who manages a total of 135 units in three towns; Farmville Housing Authority who manages 174 units and Ayden Housing Authority who manages 175 units. Each of the mentioned Public Housing Authorities receives federal funds to modernize and repair public housing units.

In addition, the City of Greenville Community Development Department Housing Division has formed a partnership with the Greenville Housing Authority to offer bimonthly Homeownership and Financial Literacy classes to public housing residents and other citizens. So far, three former resident utilizing the Housing Choice Voucher program and City of Greenville HOME downpayment assistance program has purchased a new home, developed by a local Community Housing Development Organization.

### I. Recapture Provisions

HOME program funds are provided to low income individuals for new construction, housing rehabilitation and homebuyer purchase assistance. These funds are provided in a variety of forms and will be extended to persons with incomes up to but not greater than 80% of the Area Median Income adjusted by family size as published by the U.S. Department of Housing and Urban Development. Assistance provided for homebuyer assistance will be in the form of secondary mortgages. Listed below are the recapture provisions for rehabilitation and homebuyer assistance programs with maximum amounts of assistance available for the activity. A Deed of Trust and Promissory Note for the

amount of assistance provided under the program will be used to secure the assistance. Should the recipient default under program requirements, collection of the funds will be pursued with legal guidance as documented on the deed of trust and promissory note as recorded. Assistance may be in the form of deferred loans or amortized loans.

- Homebuyer assistance may be used for downpayment assistance and/or principal mortgage reduction via Secondary Mortgage. Borrower's income cannot exceed 80% of the area median income adjusted by family size as published annually for Greenville. Maximum loan amounts of up to \$20,000 (20% of sales price of home with cap of \$20,000). Loans will be amortized over a fifteen-year period.
- Housing Rehabilitation Assistance will be offered to persons/families with incomes up to but not greater than 80% of the area median income adjusted by family size and as published annually for Greenville. For households with incomes less than 50% of the area median income, a 10 year deferred loan will be offered up to \$60,000 for rehabilitation assistance. For households with incomes from 51% to 80% of the median area income, the combination of a deferred payment loan and a no interest loan is available. Deferred loans are forgiven at a rate of 10% each year and no-interest loans are amortized over 10 years. In no case may the assistance exceed \$60,000 unless special circumstances exist that warrant exceeding the maximum price and approval of the City Manager is granted.
- Assistance provided to nonprofit agencies through the CDBG Program will be secured with a subrecipient agreement/contract. A deed of trust against the property is required for new agencies. Should the agency fail to comply with program rules, the assistance will be recaptured.
- Assistance provided for new construction to certify CHDOs will be secured by a program agreement/contract. Should the agency fail to comply with program rules, the assistance will be recaptured.

### VI. MONITORING PLAN

In regard to CDBG and HOME programs, the City of Greenville's Housing Division Staff has the responsibility for monitoring all activities undertaken.

All activities are covered by an established set of standards in the City of Greenville's Policy and Procedures Manual for the Community Development Programs. In addition all activities are carried out under a binding agreement/contract. Activities are reviewed for compliance with program objectives. The Housing Division maintains records of all activities.

Monitoring activities include but are not limited to the following:

- Monthly meetings with Affordable Housing Loan Committee.
- Weekly contact with Non-Profit Agencies funded under CDBG and HOME as projects occurs for compliance with Local/National Program Objectives.
- Monitor projects of subrecipient agencies to insure compliance with Davis-Bacon, Bidding, Contracting, Uniform Act, Auditing and Local Building Code requirements.
- Monitor progress of all projects through bimonthly reporting to City Management and local elected officials.
- Financial activities in the programs are reviewed on a monthly basis.
- Annual inspection of assisted properties for continued maintenance of property and verification Hazard Insurance by Community Development Staff.
- Annual independent audit of all expenditures is conducted and results are provided to City Council, Granting Agencies, and Bonding Agencies.
- Review of nonprofit files for maintaining information required by the City of Greenville and granting agencies (as outlined in procedures manual and contract).
- Conduct Workshops for contractors, non-profits, and other program participants to review guidelines and requirements.

### A. HOME Program monitoring Schedule

The following is the proposed monitoring schedule for the HOME Investment Partnership Program: program.:

Active Funded Consortium Members	Contact Person	Monitoring Visit Close out of Prior Year Funding	Quarterly Monitoring Visits	Quarterly Monitoring Visits	Quarterly Monitoring Visits
Town of Farmville	Richard Hicks	Week of July 12, 2010	Week of September 27, 2010	Week of January3, 2011	Week of March 14, 2011
Pitt County	Lori Jones	Week of July 12, 2010	Week of September 27, 2010	Week of January 3, 2011	Week of March 14, 2011

### Monitoring Schedule - HOME Investment Partnership

Active Funded CHDO's	Contact Person	Monitoring Visit Close out of Prior Year Funding	Quarterly Monitoring Visit	Quarterly Monitoring Visit	Quarterly Monitoring Visit
Farmville Housing Development Corporation	Dean Corbett	Week of July 12, 2010	Week of September 27, 2010	Week of January 3, 2011	Week of March 14, 2011
Metropolitan Housing & CDC	Rev. David Moore	Week of July 12, 2009	Week of September 27, 2010	Week of January 3, 2011	Week of March 14, 2011

### Quarterly Review Outstanding Projects

Consortium Members with Outstanding Projects	Contact Person	1 <sup>st</sup> Quarter Monitoring Visit	2 <sup>nd</sup> Quarter Monitoring Visit	3 <sup>rd</sup> Quarter Monitoring Visit	4 <sup>th</sup> Quarter Monitoring Visit
Town of	Joe	Week of	Week of	Week of	Week of
Grifton	Albright	July 6, 2010	October 4, 2010	January 4, 201	April 4, 2011

### **Annual Compliance Review**

Annual Compliance Review (Affordability Period)	Contact Person	Annual Monitoring Visit
Town of Ayden	Cindy Dunn	Week of June 20, 2011
Town of Bethel	Todd Bullock	Week of June 20, 2011
Town of Winterville	Tangi Williams	Week of June 20, 2011

### **B.** CDBG Program monitoring Schedule

The following is the proposed monitoring schedule for the CDBG Program:

Active Subrecipient	Contact Person	Monitoring Visit Date
Family Violence Program	Diane Lucas	January 3, 2011
L.I.F.E. of NC, Inc.	Joyce Jones	January 3, 2011
Greenville Housing Development Corporation	Michael Best	January 3, 2011
Greenville Community Shelter	Lynne James	January 3, 2011

**Monitoring Schedule - CDBG** 

### VII. STRATEGIES TO ELIMINATE HOMELESSNESS

### A. Continuum of Care

Since 2001, the City of Greenville has actively assisted with the creation and development of a Continuum of Care for Pitt County. The group, known as the Pitt County Continuum of Care, is devised of City and County staff, as well as non-profit and for-profit representatives. The group meets monthly to discuss the ever-growing homeless population in our community. Efforts to end homelessness and to coordinate supportive services to homeless persons are top priorities for the community. The January 2010, a Continuum of Care Homeless Population Point in Time Survey revealed that there are 93 homeless persons in Pitt County and only 72 beds available to serve them.

During the upcoming 2010-2011 fiscal year, the group will continue to develop the Continuum and prepare a grant application for submission. To date, the Pitt County Continuum of Care has received funding every year since 2003 funding cycle. Funding received under the 2004 and 2005 award was allocated to implement a Homeless Management Information System (HMIS). All actions by the Continuum of Care group will address obstacles to meet the underserved needs in the community, assist with the reduction of poverty level families, assist with the development of "institutional structures", and enhance coordination between public and private housing and social service providers. Other actions will include marketing of the continuum to reach out to surrounding communities in an endeavor to promote regional participation.

### **B.** Ten-Year Plan to End Homelessness

The City of Greenville, Pitt County Government, United Way and other nonprofit agencies formed a partnership in 2008 to hire a professional consultant to assist the community with developing a Ten-Year Plan to End Chronic Homelessness in Pitt County. The Plan was approved October 2008 by the Greenville City Council and Pitt County Commission. The goals and objectives are as follow:

### GOAL 1

Provide community-based services and support to prevent homelessness before it happens and diminish risks for homelessness to recur.

Outcome 1-A

Increased access to services provided to the homeless population.

Outcome 1-B

Increased number of individuals who are employed and able to manage their personal finances.

Outcome 1-C

A comprehensive client-centered discharge planning process coordinated among community agencies for individuals leaving foster care, mental health facilities, jails and prisons, medical facilities, and military units who are at risk for homelessness.

Outcome 1-D

A data infrastructure (HMIS) that would link all services, screen for program eligibility, and gather data needed to monitor (assess) progress of implementation.

### GOAL 2

Create adequate short-term housing options and supportive permanent housing for those who are chronically homeless or at risk of becoming homeless.

• Outcome 1-A:

Increased inventory of housing options that meet the needs of individuals and families who are homeless and those at risk of becoming homeless.

Both local governments and nonprofit agencies are now in the process of planning for implementation. A copy of the plan is attached (see appendix G). The City Council approved September 2008 a two year contribution of CDBG funds in the amount of \$30,000 per year to fund implementation activities.



## City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Community Development Block Grant program subrecipient funding for 2010-2011
Explanation:	During the Fiscal Year 2010-2011 Annual Action Plan process, the Affordable Housing Loan Committee met and recommends to City Council that the following non-profit organizations be approved for funding. These non-profit organizations' funding requests comply with the program rules for public facility improvement and public services:
	<b>Public Facility Improvements</b> Operation Sunshine, Inc. \$11,795.97; Center for Family Violence Prevention, Inc. \$2,800; L.I.F.E. of NC, Inc. \$10,172.25; Building Hope Community Life Center, Inc. \$26,697.62; and a Contingency Fund \$18,534.16
	<b>Public Service</b> Boys & Girls Club of Pitt County, Inc. \$11,000; N.C. Rural Fund for Development \$5,800; L.I.F.E. of NC, Inc. \$20,000; Building Hope Community Life Center, Inc. \$15,000; EXCEED, Inc. \$5,000; Center for Family Violence Prevention, Inc. \$22,200; and Center for Family Violence Prevention, Inc. (Safe House) \$6,000.
	A detailed table is attached outlining each agency's request, staff' recommendations to the Affordable Housing Loan Committee, and the Affordable Housing Loan Committee's recommendations.
Fiscal Note:	Funding will be contingent upon U. S. Department of Housing and Urban Development approval of Fiscal Year 2010-2011 Annual Action Plan.
Recommendation:	Review and approve Affordable Housing Loan Committee's fiscal year 2010-2011 CDBG public facility improvement and public service funding requests recommendations.

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### Attachments / click to download

2010\_Subrecipient\_Request\_860092

**Fiscal Year 2010-2011 Subrecipient Funding Requests** 

**Public Facility Improvement** 

## Available \$70,000.00

AHLC Recommendation	11,795.97	2,800.00	10,172.25	26,697.62	\$51,465.84
Staff Recommendation	11,795.00	2,800.00	20,345.00	26,700.00	\$61,640.00
Request	11,795.97	2,800.00	20,344.50	26,697.62	\$61,638.09
Agency Name	Operation Sunshine, Inc.	Center for Family Violence Prevention, Inc. (Safe House)	L.I.F.E. of NC, Inc.	Building Hope Community Life Center, Inc.	TOTAL

Document Number: 860092

Fiscal Year 2010-2011 Subrecipient Funding Requests

# **Public Service Request**

## Available: \$85,000.00

Agency Name	Funding Requests	Staff	AHLC
		Recommendation	Recommendation
Boys & Girls Clubs of Pitt County, Inc.	11,800.00	11,000.00	11,000.00
Greenville Housing Development Corporation	33,557.00	5,000.00	0
NC Rural Fund for Development	5,800.00	5,800.00	5,800.00
L.I.F.E of NC	28,200.00	20,000.00	20,000.00
Greenville Community Shelters, Inc.	2,100.00	0	0
Building Hope Community Life Center, Inc.	20,000.00	18,000.00	15,000.00
EXCEED, Inc.	15,000.00	0	5,000.00
Center for Family Violence Prevention, Inc.	25,000.00	19,200.00	22,200.00
Center for Family Violence Prevention, Inc.	6,025.00	6,000.00	6,000.00
TOTALS	\$147,482.00	\$85,000.00	\$85,000.00



## City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Ordinance amending Chapter 3 of Title 6 (Solid Waste Collection) of the City Code requiring recycling centers at multi-family dwellings
Explanation:	At the May 2009 City Council meeting, staff presented five (5) recommended options designed to increase recycling in the City. City Council directed staff to take action on two of the staff's recommendations. These two actions are as follows:

- Develop and implement a recycling education and enhancement program which Public Works staff is presently implementing with the "Green(er) ville Campaign"
- Work with a committee of multi-family stakeholders to develop a recommendation for increasing recycling in multi-family complexes

This request for City Council consideration is on the latter assignment. Public Works staff organized a committee consisting of a total of eight stakeholders representing multi-family owners, multi-family management companies, multi-family homeowners associations, Environmental Advisory Commission, and Keep Greenville Beautiful. The committee had multiple meetings in the Fall of 2009, and in October of 2009 the committee approved a recommendation for City Council consideration.

The purpose of the proposed multi-family recycling plan and the amendments to the existing Solid Waste ordinance is to provide facilities for recycling at existing and future multi-family locations. Only sixty-seven (67) out of two hundred twenty-five (225) multi-family complexes within the City have recycling facilities presently. Fifty (50) of the multi-family recycling centers were installed as a result of the City obtaining grant funding over the last five (5) years. Placing recycling centers in the remaining one hundred fifty-eight (158) multi-family complexes, along with requiring future multi-family complexes to install recycling centers will increase the City's recycling rate and give each complexes' residents a convenient place to recycle.

The Proposed Multi-family Recycling Plan (copy attached) requires existing complexes to provide a location(s) for the City to install recycling centers containing at least one (1) 96-gallon roll out container per 20 units. If the proposed changes to the ordinances are approved, Multi-family complexes approved for construction after July 1, 2010 will be required to include recycling centers in their construction plans and install the center(s) as a part of construction. The City will maintain all recycling centers in existing and new complexes.

The City proposes to complete construction of all recycling centers at existing complexes by July 1, 2012. The City will request proposals (RFP) and then award a contract to an engineering or architectural firm to design, bid, and inspect the construction of the centers. The project includes contracting installation of the concrete pad, fencing, signage, and repair of turf or mulch around the construction area. The roll-out containers and recycling signs will be provided by the City as a part of the installation project.

The Multi-family Recycling Committee's proposed plan was presented to stakeholders in January/February of 2010 and has been available for review on the City's website for a period of two months. The following stakeholders have been informed of the proposed multi-family recycling plan by Public Works through a presentation (P) or by letter (L) :

- Neighborhood Advisory Board (P)
- Environmental Advisory Commission (P)
- Greenville Area Property Manager's Association (P)
- Pitt County Developer's Association (L)
- Planning and Zoning Commission (P)
- Keep Greenville Beautiful Board of Directors (P)

The Public Works Department also held a Public Meeting at the Public Works Department Assembly Room on February 23, 2010. Over 100 invitations to managers, owners, and offices of multi-family complexes were mailed inviting stakeholders to this public meeting and informing them that the plan was available on the website if they could not attend the public meeting. Comments at these meetings have been very positive. Staff made adjustments to the plan based on suggestions by stakeholders.

Amendments to Section 6 Chapter 3 Solid Waste regulations of the City Code incorporated in the attached ordinance (strike through and final versions) are necessary if the Recycling Plan is approved. Amendments to the Zoning regulations are also necessary to add in the term "Recycling Center" into the areas of the regulations associated with the screening of the Centers and the minimum distance of Twenty (20) feet from structures that the Centers must be located. These zoning regulation changes were presented to the Planning and Zoning Commission at their March meeting and were approved. The zoning changes are being considered in a separate City Council agenda item.

The recommended method of funding the initial construction of recycling centers

	is to add a surcharge of \$.42 per unit per month for a period of four years. After four years, the surcharge will be reduced to \$.09 per unit per month to fund the maintenance and future renovations of the recycling centers.
	If the Recycling Plan is approved, City staff will notify and educate stakeholders from May to June 2010 regarding the effective date of the ordinance amendments and the components of the recycling plan. During this period, staff will also develop a progression schedule for installing the recycling centers and prepare a request for proposal (RFP's) from engineering/architectural firms to design and implement construction of the centers.
<u>Fiscal Note:</u>	The recommendation, if approved, would require the City to include in the proposed CIP program \$197,000 in FY 10/11 and \$197,000 in FY 11/12 to fund the construction of multi-family recycling centers. The proposal includes a refuse fee surcharge to reimburse the CIP account over a four year period.
Recommendation:	Approve the attached Multi-family Recycling Plan and the attached ordinance amending Title 6 Chapter 3 (Solid Waste Collection) of the City Code requiring recycling centers at multi-family dwellings.

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### Attachments / click to download

۵	ULTI_FAMILY_RECYCLING_DEC_850254
۵	edlined 849081 Proposed Solidwaste_Ordinance_Amendment amending Chapter_4_of_Title_9 rewriting and_amending_859194
۵	lean 849081 Proposed Solidwaste Ordinance Amendment amending Chapter 4 of Title 9 rewriting and amending 859195
### **MULTI-FAMILY RECYCLING COMMITTEE**

### PROPOSED MULTI-FAMILY RECYCLING PLAN

Staff presented to City Council at their May 2009 meeting various options to increase recycling in the City of Greenville. One of the options was to require existing and new multi-family complexes to provide recycling facilities for their residents. City Council directed staff to develop this option and further directed staff to work with multi-family complex stakeholders to help develop a recommendation for this option prior to bringing back to Council for consideration.

Staff developed a committee composed of two members from multi-family homeowner associations, two multi-family complex owners, two representatives from multi-family management companies, one member from the Environmental Advisory Commission, and one member from the Keep Greenville Beautiful Board of Directors. The Multi-family Recycling Committee has met five times since August 2009.

The committee has worked through a series of options during their meetings. At the October 14, 2009 meeting of the Multi-family Recycling Committee, the committee made the following recommendation.

**Recommendation:** The proposed recommendation is that all recycling centers be installed by the City in existing complexes within two years and the City will recover the investment by adding a surcharge of \$.42 per month per multi-family household over a four year period. The proposed recommendation would require all complexes approved for construction by the City after July 1, 2010 to install facilities and the required number of recycling containers as a part of construction. After four years the surcharge will be reduced to \$.09 per month per multi-family household to continue covering the cost of maintaining all new and existing recycling centers. The costs of this option are detailed below:

Centers for existing complexes (Estimated 225)	\$ 246,750
Contingencies	\$ 20,000
Maintenance Costs	\$ 20,000
Engineering Firm Cost	<u>\$ 100,000</u>
Total Cost of this option	\$ 386,750

Due to the rapid implementation of this recommendation, an Engineering firm will assist staff with coordination and construction of the multi-family recycling centers. The process of installation will begin as soon as an Engineering firm can complete the plans for a complex and group enough centers to bid. Complexes with no present recycling centers will be prioritized, but all centers will be completed within two years.

The prioritization for installation of the centers will be to ensure all complexes have at least one recycling center and then add centers to complexes until each complex reaches the desired ratio of roll out containers to households.

Installation of recycling centers includes site preparation, concrete pad, recycling center signage, fencing around the center, roll out containers, and site repair. Sod or mulch will be installed on any disturbed area associated with installation of centers. The fencing provided for this program is pre- fabricated 4'stock wood fencing. Any request for specialized fencing that is approved by the Public Works Department will require a subsidy for the difference in costs between the complexes requested alternative fencing and the stock wood fencing. If masonry is requested and approved all additional labor will be paid by the complex and the City will not be responsible for maintenance of masonry walls. Additionally, if a complex elects to screen recycling center with shrubs or has an existing recycling center with shrubs, the city will not be responsible for installation costs, maintenance, or replacement of the shrubs.

The maintenance of all new and existing recycling centers will include roll out containers used in recycling centers, recycling center signage, and any stock 4' wood fencing that is a part of the recycling center.

When recycling centers are attached to the garbage dumpster pad fencing only the fencing around the recycling center will be maintained by Public Works as a part of this project. Gates are not encouraged but can be installed with approval of the Public Works Department. Initial cost of installing gates as well as maintenance, and replacement will be at the cost of the complex, and gates will not be maintained as a part of this program.

Additional Requirements, Recommendations, or Definitions:

- The definition of a new complex is a complex that has not received approval from the City of Greenville for their construction plan on the date of effectiveness for the ordinance change as approved by the Greenville City Council. The recommended date of effectiveness is July 1, 2010.
- All new or existing complexes will be required to be a part of this program and no fee waivers will be allowed. Complexes with existing recycling centers that meet the desired ratio will be allowed to upgrade. Complexes with existing recycling centers but do not meet the required ratio will receive additional recycling centers.
- All complexes will be encouraged to assist the City with distribution of recycling educational materials to their residents and to additionally place recycling educational material at least two times per year in their newsletters or other informational material distributed to their residents.

### **Proposed Timeline for this process:**

Presentation to stakeholder groups (Need to identify)	Jan Feb. 2010
Public Meeting	February, 2010
Multi-family Recycling Committee Meeting	March, 2010
Present to Planning and Zoning Commission for consideration	March, 2010
Present to City Council for consideration	April, 2010
Send information to all Multi-family complex management,	
Associations and owners regarding program	May-June 2010
Proposed Date of Effectiveness	July 1, 2010

#### ORDINANCE NO. 10-ORDINANCE AMENDING CHAPTER 3 OF TITLE 6 OF THE GREENVILLE CITY CODE BY REWRITING CERTAIN SECTIONS WHICH RELATE TO SOLID WASTE COLLECTION IN ORDER TO REQUIRE RECYCLING CENTERS AT MULTI-FAMILY DWELLINGS

### THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That Section 6-3-23 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

### Sec. 6-3-23. CONTAINERS; REQUIRED EQUAL TO NEED; CONCRETE PICKUP PLATFORM.

Multi-family dwellings will be serviced by the city by a container-type refuse truck; therefore, these locations will be required to store their garbage, trash, or other waste in container sizes of six or eight cubic yards equivalent to their needs. Multi-family dwellings with existing three or four cubic yard dumpsters will be allowed to be serviced with existing three or four cubic yard dumpsters as long as they are compatible with front loader refuse trucks. All multi-family dwellings will be required to install their own concrete platform for these containers. All multi-family dwellings will be required to install recycling centers with the required number of 96 gallon containers except that the city will install recycling centers at multi-family dwellings approved for construction prior to July 1, 2010. The recycling centers must have city standard fencing, concrete pads, signage and containers. Any request for alternative design must be approved by the Director of Public Works or designee. The location of these containers will be chosen with regard to the best interest of public safety and to where the city refuse trucks can service them with the least maneuvering. Final approval as to the location will be made by the Director of Public Works or designee.

<u>Section 2.</u> That Section 6-3-24 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-24. CONTAINERS; DESIGN AND CAPACITY.

Containers will be of an approved design, as provided by the Public Works Department, and of six or eight cubic yards capacity. Containers must be made of twelve-gauge steel, with the exception of the lid which may be 14- or 16-gauge or heavy duty plastic designed for the container. The lid must be maintained by the owner in a manner such that the lid opens and closes easily. Recycling containers shall be city approved 96 gallon roll out containers designed for dumping by city semi-automated refuse trucks. <u>Section 3.</u> That Section 6-3-25 of the Code of Ordinances, City of Greenville, be and is hereby amended by adding a subsection to be numbered (c), which subsection reads as follows:

(c) The city will be responsible for providing maintenance of all recycling centers with city standard fencing, concrete pads, signage and containers after the recycling center is approved for service by the city. If alternative fencing or structures are utilized, the city will not be responsible for maintenance of the alternative fencing or structure. If vegetation is used for the screening requirement in lieu of fencing, the city will not be responsible for maintenance or replacement of the vegetation.

<u>Section 4.</u> That Section 6-3-31(A) of the Code of Ordinances, City of Greenville, be and is hereby amended by adding a subsection to be numbered (3), which subsection reads as follows:

(3) Recycling centers must be constructed with a minimum ratio of one 96 gallon container for each 20 units or any fraction thereof. A minimum of one 96 gallon container for recycling is required for any complex with less than 20 units.

<u>Section 5.</u> That Section 6-3-32 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-32. LOCATION OF CONTAINERS; INCLUSION IN SITE PLAN.

Developers of condominiums and multi-family dwelling developments, including such developments which also have duplex houses, will include in the site plan the location for containers and recycling centers to be serviced by the city for approval by the Director of Public Works or designee. Containers and recycling centers shall be provided by the developer on site before a certificate of occupancy for the structure shall be issued by the city.

<u>Section 6.</u> That Section 6-3-33 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-33. SAME; PICKUP ACCESSIBILITY.

Containers and recycling centers must be located for accessibility by Sanitation Division pickup equipment.

<u>Section 7.</u> That Section 6-3-34 of the Code of Ordinances, City of Greenville, be and is hereby amended by adding a subsection to be numbered (C), which subsection reads as follows:

(C) The city will be responsible for maintaining all recycling centers with city standard fencing, concrete pads, signage, and containers after the recycling center is approved for service by the city. If alternative fencing or structures are utilized, the city will not be responsible for maintenance of alternative fencing or structures. If vegetation is used for

screening in lieu of fencing, the city will not be responsible for maintenance or replacement of vegetation.

<u>Section 8.</u> That Section 6-3-35 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-35. UNAUTHORIZED USE OF RECEPTACLE PROHIBITED.

It shall be unlawful for any person to place, or allow to be placed, any garbage or refuse in any receptacle, in any recycling center, at any refuse collection point, or in any refuse container used in the commercial or multi-family garbage collection service unless the garbage or refuse is from the premise(s) served by such container or from the premise(s) at which the receptacle is located. It shall also be unlawful for any person to utilize a public dumpster, recycling center, or trash receptacle as a means to dispose of garbage or refuse from the premises of a commercial or industrial business. Any unauthorized use of a receptacle shall subject the offender(s) to a civil penalty in the amount of \$50 and the Public Works Department is authorized to issue citations.

<u>Section 9.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 10.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 11. This ordinance shall become effective July 1, 2010.

This the 8th day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:

#### ORDINANCE NO. 10-ORDINANCE AMENDING CHAPTER 3 OF TITLE 6 OF THE GREENVILLE CITY CODE BY REWRITING CERTAIN SECTIONS WHICH RELATE TO SOLID WASTE COLLECTION IN ORDER TO REQUIRE RECYCLING CENTERS AT MULTI-FAMILY DWELLINGS

## THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That Section 6-3-23 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

## Sec. 6-3-23. CONTAINERS; REQUIRED EQUAL TO NEED; CONCRETE PICKUP PLATFORM.

Multi-family dwellings will be serviced by the city by a container-type refuse truck; therefore, these locations will be required to store their garbage, trash, or other waste in container sizes of six or eight cubic yards equivalent to their needs. Multi-family dwellings with existing three or four cubic yard dumpsters will be allowed to be serviced with existing three or four cubic yard dumpsters as long as they are compatible with front loader refuse trucks. All multi-family dwellings will be required to install their own concrete platform for these containers. All multi-family dwellings will be required to install recycling centers with the required number of 96 gallon containers except that the city will install recycling centers at multi-family dwellings approved for construction prior to July 1, 2010. The recycling centers must have city standard fencing, concrete pads, signage and containers. Any request for alternative design must be approved by the Director of Public Works or designee. The location of these containers will be chosen with regard to the best interest of public safety and to where the city refuse trucks can service them with the least maneuvering. Final approval as to the location will be made by the Director of Public Works or designee.

<u>Section 2.</u> That Section 6-3-24 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-24. CONTAINERS; DESIGN AND CAPACITY.

Containers will be of an approved design, as provided by the Public Works Department, and of six or eight cubic yards capacity. Containers must be made of twelve-gauge steel, with the exception of the lid which may be 14- or 16-gauge or heavy duty plastic designed for the container. The lid must be maintained by the owner in a manner such that the lid opens and closes easily. Recycling containers shall be city approved 96 gallon roll out containers designed for dumping by city semi-automated refuse trucks. <u>Section 3.</u> That Section 6-3-25 of the Code of Ordinances, City of Greenville, be and is hereby amended by adding a subsection to be numbered (c), which subsection reads as follows:

(c) The city will be responsible for providing maintenance of all recycling centers with city standard fencing, concrete pads, signage and containers after the recycling center is approved for service by the city. If alternative fencing or structures are utilized, the city will not be responsible for maintenance of the alternative fencing or structure. If vegetation is used for the screening requirement in lieu of fencing, the city will not be responsible for maintenance of the vegetation.

<u>Section 4.</u> That Section 6-3-31(A) of the Code of Ordinances, City of Greenville, be and is hereby amended by adding a subsection to be numbered (3), which subsection reads as follows:

(3) Recycling centers must be constructed with a minimum ratio of one 96 gallon container for each 20 units or any fraction thereof. A minimum of one 96 gallon container for recycling is required for any complex with less than 20 units.

<u>Section 5.</u> That Section 6-3-32 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-32. LOCATION OF CONTAINERS; INCLUSION IN SITE PLAN.

Developers of condominiums and multi-family dwelling developments, including such developments which also have duplex houses, will include in the site plan the location for containers and recycling centers to be serviced by the city for approval by the Director of Public Works or designee. Containers and recycling centers shall be provided by the developer on site before a certificate of occupancy for the structure shall be issued by the city.

<u>Section 6.</u> That Section 6-3-33 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-33. SAME; PICKUP ACCESSIBILITY.

Containers and recycling centers must be located for accessibility by Sanitation Division pickup equipment.

<u>Section 7.</u> That Section 6-3-34 of the Code of Ordinances, City of Greenville, be and is hereby amended by adding a subsection to be numbered (C), which subsection reads as follows:

(C) The city will be responsible for maintaining all recycling centers with city standard fencing, concrete pads, signage, and containers after the recycling center is approved for service by the city. If alternative fencing or structures are utilized, the city will not be responsible for maintenance of alternative fencing or structures. If vegetation is used for

screening in lieu of fencing, the city will not be responsible for maintenance or replacement of vegetation.

<u>Section 8.</u> That Section 6-3-35 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### Sec. 6-3-35. UNAUTHORIZED USE OF RECEPTACLE PROHIBITED.

It shall be unlawful for any person to place, or allow to be placed, any garbage or refuse in any receptacle, in any recycling center, at any refuse collection point, or in any refuse container used in the commercial or multi-family garbage collection service unless the garbage or refuse is from the premise(s) served by such container or from the premise(s) at which the receptacle is located. It shall also be unlawful for any person to utilize a public dumpster, recycling center, or trash receptacle as a means to dispose of garbage or refuse from the premises of a commercial or industrial business. Any unauthorized use of a receptacle shall subject the offender(s) to a civil penalty in the amount of \$50 and the Public Works Department is authorized to issue citations.

<u>Section 9.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 10.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 11. This ordinance shall become effective July 1, 2010.

This the 8th day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:



### City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Title of Item:</u>	Ordinance amending Chapter 3 of Title 6 (Solid Waste Collection) of the City Code to allow the use of compactors at multi-family dwellings
Explanation:	The purpose of the proposed amendments to the existing garbage, and refuse collection and disposal ordinance are to allow compactors to be utilized in multi-family complexes if approved by the Director of Public Works or designee.
	The City has not previously allowed compactors for multi-family complexes, but over the last few years, staff has received a number of requests from proposed multi-family complex owners and developers to allow compactors. Staff's recommendation is to allow for compactors within the Solid Waste Ordinances if requested by the developer and approved by the Director of Public Works or designees.
	The ordinance amendment specifies the information a requesting owner or developer must provide Public Works in order for the Director to consider this request. This information includes:
	<ul> <li>Plan for how residents will dispose of garbage in the event of a compactor failure</li> <li>Specifications for the proposed compactor including the compaction ratio</li> <li>Site location plan for the proposed compactor</li> <li>Access plan for servicing the compactor by the City or a City contractor</li> <li>Access plan for residents to dispose of their garbage that meets all accessibility requirements</li> <li>Recycling plan for the multi-family complex if the multi-family recycling plan is approved. If the plan is not approved then this requirement would not be a part of the ordinance amendment</li> </ul>
	The compactor must have a compacted garbage ratio equivalent to the required one (1) yard of uncompacted garbage space per four multi-family units. Other factors that the Director of Public Works will use to determine if a compactor will be approved are related to the proposed location of the compactor, ease of

accessibility for residents and service trucks, proper planning for breakdown of the mechanical aspects of the compactor, and a recycling plan.
The compactor will be the responsibility of the complex to purchase and maintain. The City will not provide a warranty for any approved compactor. Garbage and/or recycling collection service of any approved compactor could initially be through a city obtained contractor.
The zoning requirements for screening were presented by Community Development Department to Planning and Zoning Commission at their March meeting and approved. These ordinance amendments are being considered in a separate agenda item.
The City will have additional costs associated with servicing the compactor with an outside vendor. This cost will be offset by refuse fees charged to the units of the complex that has approval to utilize a compactor.
Approve the attached ordinance amending Title 6 Chapter 3 (Solid Waste Collection) of the City Code to allow the use of compactors at multi-family dwellings. The form of the ordinance will depend on whether the City Council approves the Multi-family Recycling Plan and ordinance proposed in the preceding agenda item. Both versions of the ordinance are attached.

Viewing Attachments Requires Adobe Acrobat. <u>Click here</u> to download.

#### Attachments / click to download

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## NOTE: <u>Ordinance if ordinance to require recycling center at multi-family dwellings</u> <u>approved.</u>

#### ORDINANCE NO. 10-ORDINANCE AMENDING CHAPTER 3 OF TITLE 6 OF THE GREENVILLE CITY CODE BY REWRITING CERTAIN SECTIONS WHICH RELATE TO SOLID WASTE COLLECTION IN ORDER TO ALLOW COMPACTORS AT MULTI-FAMILY DWELLINGS

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That Section 6-3-23 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

# SEC. 6-3-23 CONTAINERS; REQUIRED EQUAL TO NEED; CONCRETE PICKUP PLATFORM.

Multi-family dwellings will be serviced by the city by a container-type refuse truck; therefore, these locations will be required to store their garbage, trash, or other waste in container sizes of six or eight cubic yards equivalent to their needs. Multi-family dwellings with existing three or four cubic yard dumpsters will be allowed to be serviced with existing three or four cubic yard dumpsters as long as they are compatible with front loader refuse trucks. Compactors or roll-out carts are an option in accordance with the provisions of subsections (C) and (D) of Section 6-3-31. All multi-family dwellings will be required to install their own concrete platform for these containers. All multi-family dwellings will be required to install recycling centers with the required number of 96 gallon containers except that the city will install recycling centers at multi-family dwellings approved for construction prior to July 1, 2010. The recycling centers must have city standard fencing, concrete pads, signage and containers. Any request for alternative design must be approved by the Director of Public Works or designee. The location of these containers will be chosen with regard to the best interest of public safety and to where the city refuse trucks can service them with the least maneuvering. Final approval as to the location will be made by the Director of Public Works or designee.

<u>Section 2.</u> That Section 6-3-25 (A) of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said subsection so that it will read as follows:

(A) It will be the responsibility of the owner to make the original purchase of containers, and if purchased new, the Sanitation Division will provide a 12-month warranty if purchased from the city. During the 12-month period, the Department will perform all necessary repairs to the containers at the city's expense, except for repairs necessitated by deliberate acts of the owner or any other person. Approved compactors and containers not purchased from the city will not have a warranty period and will not be maintained or repaired by the city.

<u>Section 3.</u> That Section 6-3-25 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting subsection (D) and adding subsection (E) so that they will read as follows:

(D) Notwithstanding the provisions of subsections (A) and (B), owners of multi-family units may elect to utilize a compactor in lieu of meeting the requirements of subsection (A) or (B) above if approved by the Director of Public Works or designee. The compactor will receive solid waste collection service from the city or a company contracted by the city. The ratio of compaction to uncompacted garbage shall be submitted as a part of the request for approval of a compactor. Compactor must be sized to be equivalent to 1 yard of uncompacted garbage dumpster space per 4 units. To be considered for approval by the Director of Public Works or designee for a compactor, the developer or owner shall submit the following:

(1) Plan for how residents will dispose of garbage in the event of compactor failure;

(2) Specifications for compactor including compaction ratio;

(3) Site location plan for compactor;

(4) Access plan for servicing compactor;

(5) Compactor access plan for residents meeting all applicable accessibility requirements; and

(6) Recycling plan for the multi-family complex.

(E) Notwithstanding the provisions of subsections (A) through (D) above, the city council may authorize tests, trial or experimental arrangements for solid waste collection.

<u>Section 4.</u> That Section 6-3-32 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

# SEC. 6-3-32 LOCATION OF CONTAINERS, COMPACTORS AND RECYCLING CENTERS; INCLUSION IN SITE PLAN.

Developers of condominiums and multi-family dwelling developments, including such developments which also have duplex houses, will include in the site plan the location for containers, compactors, and recycling centers to be serviced by the city for approval by the Director of Public Works or designee. Containers, compactors, and recycling centers shall be provided by the developer on site before a certificate of occupancy for the structure shall be issued by the city.

<u>Section 5.</u> That Section 6-3-33 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### SEC. 6-3-33 SAME; PICKUP ACCESSIBILITY.

Containers, compactors, and recycling centers must be located for accessibility by Sanitation Division or city contractor pickup equipment.

<u>Section 6.</u> That Section 6-3-34 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that they will read as follows:

### SEC. 6-3-34 PURCHASE AND MAINTENANCE OF CONTAINERS AND COMPACTORS.

(A) It will be the responsibility of the owner to make the original purchase of these containers or compactors and to maintain and repair them except that and the Sanitation Division will thereafter for a period of 12 months maintain the containers. During the 12-month period, if the container is purchased from the city, the the city will repair any container or compactor damaged by its refuse trucks and/or employees. Specifically, it shall be the responsibility of the owner to bear all costs of replacement of siding, bottoms, lids and necessary patching of any holes developing in the containers. It shall be the responsibility of the owner to maintain the container or compactor in a serviceable condition and to make necessary repair or replacement of the container or compactor within ten days of notice of needed repair.

(B) The 12-month warranty is only applicable to the Notwithstanding the provisions of subsection (A) above, for containers that meet the specifications outlined in section 6-3-24 which are purchased from the city, the Department will perform all necessary repairs to the containers at the city's expense for the 12 month warranty period beginning on the date of purchase from the city, except for repairs necessitated by deliberate acts of the owner or any other person. and not applicable for any approved compactor.

<u>Section 7.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 8.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 9. This ordinance shall become effective July 1, 2010.

This the 8th day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:

## NOTE: <u>Ordinance if ordinance to require recycling center at multi-family dwellings not approved.</u>

#### ORDINANCE NO. 10-\_\_\_\_ ORDINANCE AMENDING CHAPTER 3 OF TITLE 6 OF THE GREENVILLE CITY CODE BY REWRITING CERTAIN SECTIONS WHICH RELATE TO SOLID WASTE COLLECTION IN ORDER TO ALLOW COMPACTORS AT MULTI-FAMILY DWELLINGS

### THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That Section 6-3-23 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

## SEC. 6-3-23 CONTAINERS; REQUIRED EQUAL TO NEED; CONCRETE PICKUP PLATFORM.

Multi-family dwellings will be serviced by the city by a container-type refuse truck; therefore, these locations will be required to store their garbage, trash or other waste in container sizes of six or eight cubic yards equivalent to their needs. Multi-family dwellings with existing three or four cubic yard dumpsters will be allowed to be serviced with existing three or four cubic yard dumpsters as long as they are compatible with front loader refuse trucks. Compactors or roll-out carts are an option in accordance with the provisions of subsections (C) and (D) of Section 6-3-31. All multi-family dwellings will be required to install their own concrete platform for these containers. The location of these containers will be chosen with regard to the best interest of public safety and to where the city refuse trucks can service them with the least maneuvering. Final approval as to the location will be made by the Public Works Director or designee.

<u>Section 2.</u> That Section 6-3-25 (A) of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said subsection so that it will read as follows:

(A) It will be the responsibility of the owner to make the original purchase of containers, and if purchased new, the Sanitation Division will provide a 12-month warranty if purchased from the city. During the 12-month period, the Department will perform all necessary repairs to the containers at the city's expense, except for repairs necessitated by deliberate acts of the owner or any other person. Approved compactors and containers not purchased from the city will not have a warranty period and will not be maintained or repaired by the city.

<u>Section 3.</u> That Section 6-3-25 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting subsection (D) and adding subsection (E) so that they will read as follows:

(D) Notwithstanding the provisions of subsections (A) and (B), owners of multi-family units may elect to utilize a compactor in lieu of meeting the requirements of subsection (A) or (B) above if approved by the Director of Public Works or designee. The compactor will receive solid waste collection service from the city or a company contracted by the city. The ratio of compactor to uncompacted garbage shall be submitted as a part of the request for approval of a compactor. Compactor must be sized to be equivalent to 1 yard of uncompacted garbage dumpster space per 4 units. To be considered for approval by the Director of Public Works or designee for a compactor, the developer or owner shall submit the following:

(1) Plan for how residents will dispose of garbage in the event of compactor failure;

- (2) Specifications for compactor including compaction ratio;
- (3) Site location plan for compactor;
- (4) Access plan for servicing compactor; and
- (5) Compactor access plan for residents meeting all applicable accessibility requirements.

(E) Notwithstanding the provisions of subsections (A) through (D) above, the city council may authorize tests, trial or experimental arrangements for solid waste collection.

<u>Section 4.</u> That Section 6-3-32 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

## SEC. 6-3-32 LOCATION OF CONTAINERS AND COMPACTORS; INCLUSION IN SITE PLAN.

Developers of condominiums and multi-family dwelling developments, including such developments which also have duplex houses, will include in the site plan the location for containers or compactors to be serviced by the city or a company contracted by the city for approval by the Director of Public Works or designee. Containers or compactors shall be provided by the developer on site before a certificate of occupancy for the structure shall be issued by the city.

<u>Section 5.</u> That Section 6-3-33 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that it will read as follows:

#### SEC. 6-3-33 SAME; PICKUP ACCESSIBILITY.

Containers and compactors must be located for accessibility by Sanitation Division or city contractor pickup equipment.

<u>Section 6.</u> That Section 6-3-34 of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said section so that they will read as follows:

## SEC. 6-3-34 PURCHASE AND MAINTENANCE OF CONTAINERS AND COMPACTORS.

(A) It will be the responsibility of the owner to make the original purchase of these containers or compactors and to maintain and repair them except that and the Sanitation Division will thereafter for a period of 12 months maintain the containers. During the 12 month period, if the container is purchased from the city, the the city will repair any container or compactor damaged by its refuse trucks and/or employees. Specifically, it shall be the responsibility of the owner to bear all costs of replacement of siding, bottoms, lids and necessary patching of any holes developing in the containers. It shall be the responsibility of the owner to maintain the container or compactor in a serviceable condition and to make necessary repair or replacement of the container or compactor within ten days of notice of needed repair.

(B) The 12-month warranty is only applicable to the Notwithstanding the provisions of subsection (A) above, for containers that meet the specifications outlined in section 6-3-24 which are purchased from the city, the Department will perform all necessary repairs to the containers at the city's expense for the 12 month warranty period beginning on the date of purchase from the city, except for repairs necessitated by deliberate acts of the owner or any other person. and not applicable for any approved compactor.

<u>Section 7.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 8.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 9. This ordinance shall become effective July 1, 2010.

This the 8th day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:



### City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

<u>Litle of Item:</u>	Ordinance amending Section 6-3-4 of the City Code relating to solid waste receptacles
Explanation:	The purpose of the proposed amendment (attached in strike through and final versions) to the existing garbage and refuse collection and disposal ordinance is to require all roll-out containers purchased for residential curbside service after July 1, 2010, to be purchased from the City of Greenville Public Works

Department.

This action will address the following problems related to containers that have come to staff's attention over the last year:

- Residents have purchased a roll-out container from a vendor other than the City and the container is not compatible with City trucks. Therefore, the fee cannot be changed to the curbside rate.
- Residents have purchased a roll-out container from a vendor and not requested a "cart check" by Public Works. Thus the fee cannot be changed to the curbside rate.
- Private vendors roll-out containers do not have a serial number. This makes it difficult to track if cart is missing or if the cart is given to another resident.

This proposed change to the ordinance will provide benefits to citizens and minimize problems in the following ways:

- Reduces number of incorrect billings for citizens who purchase a roll-out container from an outside vendor, and fail to notify Public Works that they are converting to curbside service
- City roll-out containers are generally less expensive. On March 25, 2010, the prices for approved roll out containers at the locations that have them available locally were:
  - o Public Works-96 gal. \$61.89/64 gal. \$57.89 o Lowe's Hardware-
    - 96 gal. \$89.00/64 gal. \$69.00

0	Wal-Mart 96 gal.
0	Home Depot-

NA/ 64 gal. \$68.86 96 gal. NA/ 64 gal. NA/ 50 gal. \$64.97

Roll-out containers are delivered to the citizen's home by the City if requested by the citizen

- City provides a warranty repair service for roll-out containers it sells.
- Containers can be purchased by phone, mail, or in person at the Public Works Department and the refuse fee will be immediately changed

This requirement also will benefit the City in the following ways:

- Reduces labor associated with checking roll-out containers purchased from an outside vendor to determine if they are city approved containers
- Reduces labor associated with resolving billing issues and customer billing complaints
- Ensures citizen's roll-out container is compatible with City refuse trucks automatic dumping mechanism

This request to amend Section 6-3-4 is beneficial to both the citizen, and the City. If approved, this requirement will provide a more seamless ability to adjust bills appropriately, reduce billing conflicts, and provide for a timely service.

**Fiscal Note:** The amendment will create an increase in costs to purchase additional roll-out containers, but net revenue for the Sanitation Fund will increase by an estimated \$2,000 per year.

**Recommendation:** Approve the attached ordinance relating to solid waste receptacles.

Viewing Attachments Requires Adobe Acrobat. Click here to download.

#### Attachments / click to download

- redlined\_857671\_Ordinance\_amending\_Sec.\_6\_3\_4.\_Receptacles\_859203
- Clean 857671 Ordinance amending Sec. 6 3 4. Receptacles 859205

#### ORDINANCE NO. 10-\_\_\_\_\_ ORDINANCE AMENDING SECTION 6-3-4 OF THE GREENVILLE CITY CODE RELATING TO SOLID WASTE RECEPTACLES

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That Section 6-3-4 (D) of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said subsection so that it will read as follows:

(D) In lieu of providing the receptacles described in subsection (B) above, the occupant of any residential dwelling unit may elect to use a roll-out cart for garbage and/or recyclables. If a roll-out cart for garbage is used under the election provided by this subsection, the cart must be purchased from the Public Works Department except that the occupant of a residential dwelling unit may use a cart purchased from a vendor other than the Public Works Department if the occupant has elected to use a rollout cart for garbage and/or recyclables and the cart utilized by the resident was approved for use at the resident's dwelling unit by the Director of Public Works or designee on or before July 1, 2010. approved by the Director of Public Works. In approving carts for use within the city, the Director shall consider the compatibility of the cart with city collection equipment. When roll-out carts are used for garbage, they must be rolled out to the curb before 6:00 a.m. on the day designated for garbage collection service. When roll-out carts are used for garbage the occupant of the residential unit may use containers described in subsection (B) above for recyclables, provided the recyclable containers are brought to the curb before 6:00 a.m. on the day designated for recyclable collection service. Employees of the Public Works Department will neither roll nor relocate roll-out carts or recycling receptacles from any location on the property to the curb. Public Works employees will leave all emptied carts or curbside recyclable receptacles at or near the front yard property line.

<u>Section 2.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 3.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 4. This ordinance shall become effective July 1, 2010.

This the 8th day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:

<u>859203</u> / 857671

#### ORDINANCE NO. 10-\_\_\_\_ ORDINANCE AMENDING SECTION 6-3-4 OF THE GREENVILLE CITY CODE RELATING TO SOLID WASTE RECEPTACLES

### THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That Section 6-3-4 (D) of the Code of Ordinances, City of Greenville, be and is hereby amended by rewriting said subsection so that it will read as follows:

(D) In lieu of providing the receptacles described in subsection (B) above, the occupant of any residential dwelling unit may elect to use a roll-out cart for garbage and/or recyclables. If a roll-out cart for garbage is used under the election provided by this subsection, the cart must be purchased from the Public Works Department except that the occupant of a residential dwelling unit may use a cart purchased from a vendor other than the Public Works Department if the occupant has elected to use a rollout cart for garbage and/or recyclables and the cart utilized by the resident was approved for use at the resident's dwelling unit by the Director of Public Works or designee on or before July 1, 2010. When roll-out carts are used for garbage, they must be rolled out to the curb before 6:00 a.m. on the day designated for garbage collection service. When roll-out carts are used for garbage the occupant of the residential unit may use containers described in subsection (B) above for recyclables, provided the recyclable containers are brought to the curb before 6:00 a.m. on the day designated for recyclable containers are brought to the curb before 6:00 a.m. on the day designated for recyclable containers are brought to the curb before 6:00 a.m. on the day designated for recyclable containers are brought to the curb before 6:00 a.m. on the day designated for recyclable collection service. Employees of the Public Works Department will neither roll nor relocate roll-out carts or recycling receptacles from any location on the property to the curb. Public Works employees will leave all emptied carts or curbside recyclable receptacles at or near the front yard property line.

<u>Section 2.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

<u>Section 3.</u> Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 4. This ordinance shall become effective July 1, 2010.

This the 8th day of April, 2010.

Patricia C. Dunn, Mayor

ATTEST:



### City of Greenville, North Carolina

Meeting Date: 4/8/2010 Time: 7:00 PM

Title of Item:	Resolutions establishing state legislative initiatives
Explanation:	Based upon the direction of City Council at its April 5, 2010, meeting, resolutions which establish the City's legislative initiatives for the 2010 Session of the North Carolina General Assembly will be prepared for City Council's consideration.
<u>Fiscal Note:</u>	The development of the legislative initiatives will not have a fiscal impact.
<b>Recommendation:</b>	Approval of the resolutions which establish the City's legislative initiatives.

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