



**MINUTES OF THE CITY OF BURLINGTON
CITY COUNCIL MEETING
FEBRUARY 6, 2018**

The City Council of the City of Burlington held a regularly scheduled meeting in the Council Chamber, Municipal Building, 425 South Lexington Avenue, Burlington, NC, 27215, on February 6, 2018, at 7:00 p.m.

Mayor Ian Baltutis presided

Councilmembers Present: Mayor Ian Baltutis, Mayor Pro Tem Kathy Hykes
Councilmembers Robert Ward, James Butler and Harold Owen

Councilmembers Absent: None

City Manager: Hardin Watkins, Present

City Attorney: David Huffman, Present

City Clerk: Renee M. Ward, Present

CALL TO ORDER: Mayor Ian Baltutis

INVOCATION: Mayor Ian Baltutis

PROCLAMATION: Mayor Baltutis presents a Proclamation to Shayer Sayed proclaiming February 14th as “Stop Youth Bullying Day.”



RECOGNITION: Councilmember Robert Ward

City Attorney David Huffman recognized Councilmember Robert Ward for recently receiving the Centennial Award presented by the North Carolina Bar Association.



CODE OF ETHICS–DISCLOSING CONFLICTS OF INTEREST: City Clerk, Renee Ward

There were no conflicts of interest reported.

APPROVAL OF MINUTES: January 16, 2018 – City Council Meeting

Upon motion by Mayor Pro Tem Hykes, seconded by Councilmember Ward, it was resolved unanimously to approve the above listed minutes.

ADOPTION OF AGENDA

Upon motion by Councilmember Owen, seconded by Councilmember Butler, it was resolved unanimously to adopt the agenda.

CONSENT AGENDA:

- A.** To reject bids received December 21, 2017, for the J.D. Mackintosh Water Treatment Plant Hyposchlorite Addition Project.

- B.** To approve a request from St. Mark’s Church to hold a baptism at Lake Cammack Marina. The date of service will be August 26, 2018, from 3:00pm until 7:00pm. Permission is also required form the North Carolina Department of Environmental and Natural Resources (NCDENR)-Public Water Supply Section. The petitioner will be required to provide lifeguards. Approval is conditional upon meeting insurance requirements.

C. Budget Amendment – 2018-21 – Public Restroom at Historic Depot

BA2018-21

Increase Revenues:

01004000-30124	Miscellaneous State Grants	\$ 50,000
01017000-39999	Appropriated Fund Balance	\$ 25,000

Increase Expenditures:

01060605-47200	Buildings	\$ 75,000
----------------	-----------	-----------

D. To approve an agreement between the City of Burlington and New Leaf Society for the planning and implementation of the Arboretum Project at Willowbrook Park and approve Budget Amendment 2018-26 – Willowbrook Park Arboretum Project Ordinance.

BA2018-26

Increase Revenues:

01517000-39999	Appropriated Fund Balance	\$250,000
----------------	---------------------------	-----------

Increase Expenditures:

01540000-49100	Operating Transfer Out	250,000
----------------	------------------------	---------

**Willowbrook Park Arboretum Project
Capital Project Ordinance
BA2018-26**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NORTH CAROLINA, that pursuant to Section 13.2 Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is hereby adopted.

Sec. 1. The project authorized is for constructing an Arboretum at Willowbrook Park.

Sec. 2. The officials of the City of Burlington are hereby directed to proceed with this project within the budget outlined in this project ordinance.

Sec. 3. The following revenues are anticipated to be available to the City to complete the project:

42104000-30104	Donations (New Leaf Society)	637,560
42104000-30133	Contributed Capital	1,115,750
42104000-30124	PARTF Grant	296,690
42109000-38390	Operating Transfer In	<u>250,000</u>
		2,300,000

Sec. 4. The following amounts are appropriated for the project:

42172000-41900	Professional Services	15,000
42172000-48000	Contingency	158,350
42172000-47200	Building	350,000

42172000-47300	Capital other Improvements	1,776,650
		2,300,000

Sec. 5. The Finance Director shall report on the financial status of this project as directed by the City Council and shall inform the Council of any unusual occurrences.

Sec. 6. Copies of this Project Ordinance shall be made available to the Budget Officer and the Finance Director for direction in carrying out this project.

Sec. 7. That this ordinance shall take effect upon passage.

Upon motion by Councilmember Owen, seconded by Councilmember Hykes, it was resolved unanimously to approve the foregoing consent agenda.

UNFINISHED BUSINESS:

ITEM 1: CONTIGUOUS VOLUNTARY ANNEXATION – PINE TERRACE MOBILE HOME PARK

Mayor Baltutis announced that the City Council would consider adopting a contiguous voluntary annexation Ordinance of Pine Terrace Mobile Home Park. (This item was tabled from the January 2, 2018, City Council Meeting.)

Senior Planner Daniel Shoffner stated that a public hearing was held regarding this annexation at the January 2, 2018, City Council Meeting. The public hearing was closed, and the City Council tabled the vote pending a staff presentation at the February 5, 2018, work session. He stated that Mr. Joe Kalo was present to answer any questions.

Councilmember Ward moved for the adoption of the following ordinance:

Ordinance #18-02

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF BURLINGTON, NORTH CAROLINA

WHEREAS, the City Council is permitted under G.S. §160A-31et seq. to annex areas contiguous to the corporate limits and is mandated to annex qualifying contiguous areas pursuant to N.C.G.S. §160A-31(b1).

WHEREAS the subject real property to be annexed is owned by Pine Terrace Mobile Home Park, LLC, a North Carolina limited liability corporation incorporated.

WHEREAS, the Petitioner herein is Walter B. Craven acting on behalf of Pine Terrace Mobile Home Park, LLC.

WHEREAS, all of the subject real property petitioned to be annexed is in the Petitioner Walter B. Craven’s Pine Terrace Mobile Home Park;

WHEREAS, Walter B. Craven of Wilmington, New Hanover County, North Carolina, along with his wife Pamela S. Craven, are the shareholders and managers of said Pine Terrace Mobile Home Park, LLC of 1509 Apple Street Ext., Burlington, North Carolina 27217.

WHEREAS, for purposes of ad valorem taxes, the Alamance County Tax Assessor lists all of the approximate 57 mobile home units located in the Pinewood Mobile Home Park as personal property, not affixed to the real property upon which they are situated, and the residents of Pine Terrace Mobile Home Park own and hold titles to their mobile home units.

WHEREAS, neither the Petitioner Walter B. Craven nor Pine Terrace Mobile Home Park, LLC own any of the mobile home units situated in the Pinewood Terrace Mobile Home Park.

WHEREAS, all of the residents of the area to be annexed are tenants of Pinewood Terrace Mobile Home Park, LLC, renting mobile home lot spaces.

WHEREAS, the City of Burlington already provides public municipal water and sewer service to the property to be annexed, that being the residents of Pinewood Terrace Mobile Home Park.

WHEREAS, the Petitioner purchases water service for his Pinewood Terrace Mobile Home Park from the City of Burlington with one metered connection and, through his own private water distribution system within the mobile home park provides water service to each mobile home lot, the cost of which is included in the tenant's monthly lot space rent.

WHEREAS, the Petitioner purchases sanitary sewer service for his Pinewood Terrace Mobile Home Park from the City of Burlington with one sewer connection from the mobile home park's internal gravity flow collection system to the City's system. The cost of sewer service is included in the tenant's monthly lot space rent.

WHEREAS, with the subject real property being annexed into the City's corporate limits, the Petitioner's annual water and sewer cost will be reduced from \$61,972.46 to an estimated \$30,986.23.

WHEREAS, the mobile home units parked in the Petitioner's Pine Terrace Mobile Home Park are older units with significant visible deterioration as viewed from the outside.

WHEREAS, many of the mobile home units have built onto them additions of various types that obviously do not meet the standards of the North Carolina State Building Code or the Burlington Minimum Housing Ordinances.

WHEREAS, with the age and dilapidated and deteriorated conditions of the mobile home units, and the associated de minimis assessed fair market values of the approximately 57 mobile home units, the owners of the units collectively will pay only to the City of Burlington, a total of approximately \$1,319.50 annually in personal property ad valorem taxes.

WHEREAS, with its deteriorated and poorly maintained condition, including the private road running through the mobile home park, Pine Terrace Mobile Home Park, LLC, as owner of the annexed real property will pay only \$1,409.74 annually in City ad valorem taxes.

WHEREAS, the Petitioner Walter B. Craven indicates that he has a buyer for the subject real property and his Pine Terrace Mobile Home Park, LLC business but the sale is contingent upon the annexation, with the resulting reduced water and sewer rates. Further, the Petitioner has represented to the City Council that said sale is contingent upon the Petitioner's pre-sale investment of approximately \$100,000 to make needed improvements in the mobile home park including rebuilding and widening the private road in the park and purchasing real property adjacent to the existing mobile home park to build a soccer field and playground for the children residing in Pinewood Terrace Mobile Home Park; and,

WHEREAS, Petitioner has filed his application for annexation of his real property pursuant to N.C.G.S. §160A-31(b1) which reads: "Notwithstanding the provisions of subsections (a) and (b) of this section, if fifty-one percent (51%) of the households in an area petitioning for annexation pursuant to this section have incomes that are two hundred percent (200%) or less than the most recently published United States Census Bureau poverty thresholds, the governing board of any municipality shall annex by ordinance any area the population of which is no more than ten percent (10%) of that of the municipality and one-eighth of the aggregate external boundaries of which are contiguous to its boundaries, upon presentation to the governing board of a petition signed by the owners of at least seventy-five percent (75%) of the parcels of real property in that area. A municipality shall not be required to adopt more than one ordinance under this subsection within a 36-month period."

WHEREAS, N.C.G.S. §160A-31(b1) mandates that the City Council annex this real property into the corporate limits of the City of Burlington in that:

- a. As the sole owner of the simple parcel of real property to be annexed, Pine Terrace Mobile Home Park, LLC meets the statutory requirement that the petition be signed by at least seventy-five percent (75%) of the parcels of real property to be annexed.
- b. At least fifty-one percent (51%) of the households living in mobile home units located in Pine Terrace Mobile Home Park have incomes that are two hundred percent (200%) or less than the published 2010 United States Census Bureau poverty thresholds.
- c. The population of the area to be annexed is less than ten percent (10%) of that of the City of Burlington and at least one-eighth (1/8th) of the aggregate boundary of the annexed area is contiguous to the current corporate limits of the City of Burlington.

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at the City of Burlington Municipal Building at 7:00 pm on January 2, 2018, after due notice by the publication on December 16, 2017; and

WHEREAS, the City Council finds that the resolution meets the requirements of G.S. §160A-31(b1).

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Burlington, North Carolina that:

Section 1. By virtue of the authority granted to municipalities by N.C.G.S. §160A-31 and mandated by the Legislature in N.C.G.S. §160A-31(b1) the following described territory is hereby annexed and made part of the City of Burlington as of June 30, 2018 at 11:59 pm.

Pine Terrace Mobile Home Park Contiguous Voluntary Annexation

That certain tract or parcel of land lying and being in Burlington Township, Alamance County, North Carolina adjoining Apple Street Extension, the lands of Rene A. Morales as described in Deed Book 3016, Page 262, the lands of Jonathan Wayne Staley as described in Deed Book 1061, Page 981, the lands of Wendy Powers as described in Deed Book 3160, Page 832, the lands of Brenda B. Minor as described in Deed Book 3021, Page 699 and the lands of Issac M. Oropeza as described in Deed Book 3336, Page 76 and being more particularly described as follows:

BEGINNING at an existing iron pipe lying in the eastern margin of Apple Street Extension and marking the southwestern corner of the lands of Rene A. Morales; thence proceeding along and with the southern line of Rene A. Morales, South 41° 20' 25" East 5.45 feet to an existing iron pipe; thence South 41° 20' 25" East 254.96 feet to an existing iron pipe; thence, South 44° 57' 23" East 85.85 feet to an existing iron pipe; thence South 44° 57' 23" East 90.62 feet to an existing iron pipe lying in the western line of Jonathan Wayne Staley; thence proceeding along and with the western line of Jonathan Wayne Staley, South 35° 32' 03" West 437.10 feet to an iron pipe set; thence South 14° 53' 33" West 27.54 feet to an iron pipe set lying in the northern line of Wendy Powers; thence proceeding along and with the northern line of Wendy Powers, North 81° 30' 21" West 44.00 feet to an iron pipe set; thence, North 59° 04' 25" West 78.01 feet to an iron pipe set marking the northeastern corner of Wendy Powers; thence proceeding along and with the western line of Wendy Powers, South 28° 45' 25" West 191.40 feet to an existing iron pipe in the northern line of Brenda B. Minor; thence proceeding long and with the northern line of Brenda B. Minor and transitioning to the northern line of Issac M. Oropeza, North 87° 27' 24' West 270.19 feet to an existing iron pipe; thence proceeding further along and with the northern line of Issac M. Oropeza, North 87° 27' 24' West 37.18 feet to a calculated point lying in the right-of-way of Apple Street Extension; thence crossing the right-or-way of Apple Street Extension, North 30° 18' 53" East 938.72 feet to the point and place of beginning and containing 6.545 acres, more or less.

The above-description is from a plat of survey entitled "City of Burlington Corporate Limits Extension" prepared by John D. Somers Surveyors, John D. Somers, Professional Land Surveyor, dated April 27, 2015, Job. 0532.

Section 2. Upon and after June 30, 2018 at 11:59 pm, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Burlington and shall be entitled to the same privileges and benefits as other parts of the City of Burlington. Said territory shall be subject to municipal taxes according to G.S. §160A-58.10.

Section 3. The Mayor of the City of Burlington shall cause to be recorded in the office of the Register of Deeds of Alamance County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. §163-288.1.

Adopted this 6th day of February 2018.

Councilmember Ward stated that the petitioner had demonstrated compliance with the Statute and the City can comply by providing services that were required by law and that the Council needed to abide by the law even though it is a difficult decision.

The foregoing ordinance was seconded by Councilmember Hykes, and after full discussion, the same was voted upon and declared duly adopted, no amendments having been offered and consent having been given to place the same upon its immediate passage. Councilmembers voting in favor of the motion to adopt the foregoing ordinance were Baltutis, Hykes, Ward, Butler and Owen.

ITEM 2: REZONING – ALAMANCE ROAD – 42-UNIT TOWNHOME DEVELOPMENT

Mayor Baltutis announced that the City Council would consider an application to rezone from R-15 & R-9, Residential District, to CR, Conditional Residential District, for the use of a 42-Unit Townhome Development. The property is located at 2945 Alamance Road referenced as Alamance County tax identification number 114544. This item was tabled from the January 16, 2018, City Council Meeting. An amended site plan from the January 16, 2018, City Council meeting has been submitted.

Planning and Community Development Director Amy Nelson stated that this rezoning request had the recommendation of planning staff from a land use perspective and the Technical Review Committee. She stated that the Planning and Zoning Commission recommended the request to Council, also from a land use perspective, by a vote of 4 to 3. A public hearing was held at the January 16, 2018, City Council meeting.

Councilmember Owen moved that the following ordinance be adopted based upon consistency with the Comprehensive Plan and that this request was consistent with other zoning measures and amendments that have been passed, making this action reasonable and in the public interest.

Ordinance #18-03

ORDINANCE TO AMEND OFFICIAL ZONING MAP (Rezone Property located at 2945 Alamance Road.)

BE IT ORDAINED by the City Council of the City of Burlington, North Carolina:

Section 1. That the official zoning map, an element of the Burlington Zoning Ordinance, and the Comprehensive Land Use Plan are hereby amended by rezoning from R-15 & R-9 Residential District to CR Conditional Residential District for the use of a 42 Unit Townhome Development, subject to the conditional uses with limitations as set forth in Sections 2, 3 and 4 of this ordinance. The area is described as follows:

Property located at 2945 Alamance Road; referenced as Alamance County tax identification numbers 114544.

Section 2. That the rezoning from R-15 & R-9, Residential District, to CR, Conditional Residential District, for the use of a 42-Unit Townhome Development is hereby authorized subject to the following Use and Development Conditions:

Use Conditions

1. 41 Townhomes with one single-family dwelling

Development Conditions

1. Minimum Setbacks: From street right-of-way 20 feet, except as noted on site plan as 15 feet.
2. Density: 3.68 units per acre
3. Conditions affecting the property immediately adjoining the project to the east, owned by Richard and Kimberly Sulecki (Parcel #120467):
 - a) Acquire permanent sight easement across front of their property as determined and required by NC DOT;
 - b) Provide a driveway connection and easement to Stowe St.;
 - c) 0.35 acre tract to be conveyed by owner/developer and combined with Sulecki property;
 - d) The 0.35 acre of land that will be combined to parcel number 120467 (Sulecki property) will not be part of the conditional rezoning.
 - e) Evergreen landscape buffer along new property line, which the Stables at Harris Farm HOA will maintain;
 - f) Stone columns to be built by developer at each side of driveway connection to Stowe Street using the stone from existing columns on project property; and
 - g) Split-rail fence along Stowe St.
4. Conditions affecting the property immediately adjoining the project to the south, owned by Thomas and Becky Powell (Parcel #114527):
 - a) Grading and paving proposed driveway to be connected to Stowe St.; and
 - b) Split-rail fence along retaining wall, where the wall exceeds 4-feet in height.
5. Other conditions shown on the plan which are not directly connected with adjoining property or contingent upon approval of the plan by adjoining property owners:
 - a) Development Sign of approximately 60 square feet and 6 feet in height will be installed at the southeast street corner of the project;
 - b) In lieu of landscaping, a six-foot vinyl coated chain link fence will be installed at the rear of the property adjacent to parcel number 114551. The portion of the fence crossing the proposed right-of-way will be removed at the expense of the HOA in the event the right-of way is ever extended.

- c) Final design of CBU will be determined by TRC. An easement will be provided for any sidewalk located at the CBU that is outside of the right-of-way.
- d) Building setbacks as shown on plan;
- e) Upon Council approval, the site plan will be submitted to TRC for final technical approval.

Section 3. This property will be perpetually bound to the uses authorized and subject to such conditions as imposed including site plans and other submissions, unless subsequently changed or amended as provided for in the City of Burlington Zoning Ordinance.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in the City of Burlington Code of Ordinances and Zoning Ordinance.

Section 5. That all ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

Section 6. That this ordinance shall take effect upon passage.

The foregoing ordinance was seconded by Councilmember Butler, and after full discussion, the same was voted upon and declared duly adopted, no amendments having been offered and consent having been given to place the same upon its immediate passage. Councilmembers voting in favor of the motion to adopt the foregoing ordinance were Baltutis, Hykes, Ward, Butler and Owen.

PUBLIC HEARINGS:

ITEM 3: AMEND ZONING ORDINANCE - OUTDOOR STORAGE, DISPLAY OR SALES OF NEW OR USED TIRES

Mayor Baltutis announced that a public hearing had been set to consider amending City of Burlington Zoning Ordinance text Sections 32.9, Table of Permitted Uses and 32.10, Supplementary Use Regulations.

Planning and Community Development Director Amy Nelson stated that this text amendment request had been recommended by staff and that the Planning and Zoning Commission recommended the request by a vote of 5 to 1. She stated that the proposed tire ordinance was written over many months in an attempt to address potential aesthetic, health, and safety concerns across the City. She stated that there had been years of complaints about the haphazard storage of tires and the growing numbers of used tire businesses. She stated that this ordinance was in line with what other cities and towns were doing in terms of screening outdoor

storage of tires. The intent was to make improvements for our community, while still allowing these businesses to exist.

The public hearing was opened and the following citizen spoke:

Mr. George Hill, 236 Highland Avenue, spoke in favor of the zoning ordinance amendment.

Upon motion by Councilmember Butler, seconded by Councilmember Ward, it was resolved unanimously to close the public hearing.

Councilmember Butler stated that staff did a wonderful job in putting together needed information in order to address this issue.

Councilmember Butler moved that the following ordinance be adopted based upon consistency with the Comprehensive Plan and that this request was consistent with other zoning measures and amendments that have been passed, making this action reasonable and in the public interest:

Ordinance #18-04

BE IT ORDAINED by the City Council of the City of Burlington, North Carolina:

Section 1. That Section 32.9 of the Burlington Zoning Ordinance be amended as follows:

Under the “Permitted Uses” column add:

OUTDOOR storage, display or sales of new or used tires

Under the B-2 General Business, I-2 Light Industrial and I-3 heavy Industrial columns add an “X”

Under the “Special Requirements” column add:

See section 32.10.UU

Section 2. That Section 32.10 of the Burlington Zoning Ordinance be amended as follows:

Amend Section 32.10 as follows:

Add Section 32.10.UU to read as follows:

UU. Outdoor storage, display or sales of new or used tires.

1) Where permitted, tires stored outside must comply with the following standards to minimize their visual impact and reduce their potential as a public nuisance and fire hazard:

(a) Tires must be stored in a completely fenced in area concealed from view from a public street and from all adjacent property through screening. Examples of acceptable

screening shall include: 1) Solid brick, block (excluding cinder block) or wooden fencing; 2) chain link fence with slats or mesh fabric specifically designed for use with chain link fencing that meet or exceed an eighty (80) percent obscenity standard. All fencing shall be a minimum of six (6) feet in height.

- (b) For lots greater than one acre, the outdoor tire storage area shall not exceed ten (10) percent of the entire area used for the business.
 - (c) Tires shall not be stored within any required yard adjacent to a street.
 - (d) The placement of tires stored outside shall be maintained in accordance with this ordinance and the provisions of the North Carolina Fire Code, Chapter 3, Section 315. The more restrictive provisions shall prevail.
- (2) Outdoor display of tires shall be permitted provided they are located within ten (10) feet of the principal structure on the premises and not within required setbacks or buffers. A maximum of twenty four (24) tires may be displayed and they must be placed in racks in an upright position.
- (3) The requirements of this section shall be applicable to all existing and future uses involving the outdoor storage, display or sales of new or used tires. In the event such use existing on the date of the adoption of this ordinance, is or becomes nonconforming by virtue of the adoption of this ordinance, it shall be brought into compliance or removed within six (6) months after the date of adoption.

Section 3. That all ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed

Section 4. That this ordinance shall take effect six (6) months after passage.

The foregoing ordinance was seconded by Mayor Pro Tem Hykes, and after full discussion, the same was voted upon and declared duly adopted, no amendments having been offered and consent having been given to place the same upon its immediate passage. Councilmembers voting in favor of the motion to adopt the foregoing ordinance were Baltutis, Hykes, Ward, Butler and Owen

ITEM 4: REZONING – RIVERVIEW DRIVE

Mayor Baltutis announced that a public hearing had been set to consider an application to rezone from R-9, Residential District to R-M, Residential Mobile Home District. The properties are located on the west side of Riverview Drive between Gordon Street and Saint Regis Drive referenced as Alamance County tax identification numbers 127107 & 127108.

Planning and Community Development Director Amy Nelson stated that this rezoning request was recommended by staff and that the Planning and Zoning Commission recommended

the request to Council unanimously. She stated that this request was for a straight rezoning. Thus, Council would need to consider all uses allowed in the R-M, (Residential Mobile Home) District. She stated that no uses had been listed that would cause staff any particular concerns.

Mr. Steve Morrow stated that these two lots were not big enough to place any type of house on but by combining the lots, it would allow for a house or a mobile home.

Mayor Pro Tem Hykes asked if he would be placing a mobile home park on the lots.

Mr. Morrow stated that he was not sure if he would place a mobile home or a house on the property.

The public hearing was held and there were no comments.

Upon motion by Councilmember Butler, seconded by Mayor Pro Tem Hykes, it was resolved unanimously to close the public hearing.

Councilmember Ward moved that the following ordinance be adopted based upon consistency with the Comprehensive Plan. This action was reasonable in the public interest, and that the amendment was compatible with existing land uses in the area:

Ordinance #18-05

ORDINANCE TO AMEND OFFICIAL ZONING MAP (Rezone Property located on the west side of Riverview Dr., between Gordon Street and Saint Regis Drive.)

BE IT ORDAINED by the City Council of the City of Burlington, North Carolina:

Section 1. That the official zoning map, an element of the Burlington Zoning Ordinance, and the Comprehensive Land Use Plan are hereby amended by rezoning from R-9 Residential District to R-M Residential Mobile Home District. The properties are located on the west side of Riverview Dr., between Gordon Street and Saint Regis Drive referenced as Alamance County tax identification numbers 127107 & 127108.

Section 2. That all ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

Section 3. That this ordinance shall take effect upon passage.

The foregoing ordinance was seconded by Councilmember Hykes, and after full discussion, the same was voted upon and declared duly adopted, no amendments having been offered and consent having been given to place the same upon its immediate passage. Councilmembers voting in favor of the motion to adopt the foregoing ordinance were Baltutis, Hykes, Ward, Butler and Owen

NEW BUSINESS:

ITEM 5: TEMPORARY STREET CLOSING – ST. PADDY’S DAY BASH AND PARADE

Mayor Baltutis announced that the City Council would consider temporarily closing the following streets on March 17, 2018, during B-Town Events 3rd Annual St. Paddy’s Day Bash and Parade:

- 3:00pm - 11:00pm:
 - Davis Street from Worth Street to Main Street
 - Spring Street from Davis Street to Front Street
- 3:00pm - 9:00pm:
 - Main Street from Maple Avenue to Front Street
- 6:00pm - 11:00pm:
 - Davis Street from Church Street to Main Street
 - Worth Street from Maple Avenue to Front Street
 - Front Street from Main Street to Lexington Avenue
 - Lexington Avenue from Front Street to Webb Avenue

Recreation & Parks Special Events Coordinator Mary Faucette requested that the above listed streets be temporarily closed during the City’s third annual St. Paddy’s Day Bash and Parade.

Upon motion by Mayor Pro Tem Hykes, seconded by Councilmember Ward, it was resolved unanimously to approve the temporary street closures on March 17, 2018, for the annual St. Paddy’s Day Bash and Parade.

ITEM 6: RUSTED BUCKET TAVERN – ST. PADDY’S DAY BASH – BEER GARDEN

Mayor Baltutis announced that City Council would consider a request to extend the Rusted Bucket Tavern’s premises to Davis Street from Main Street to Spring Street for placement of a beer garden on Saturday, March 17, 2018, from 5:00pm until 10:00pm during the B-Town Events 3rd Annual St. Paddy’s Day Bash and Parade. Approval is conditional upon meeting insurance requirements.

Ms. Angie Ball, owner of Rusted Bucket Tavern, asked Council to allow her to extend the tavern’s premises in order to provide a beer garden for the City’s St. Paddy’s Day Bash and Parade.

Upon motion by Councilmember Butler, seconded by Mayor Pro Tem Hykes, it was resolved unanimously to allow the premises to be extended to allow for a beer garden on March 17, 2018, for the annual St. Paddy’s Day Bash and Parade.

PUBLIC COMMENT PERIOD

There were no public comments.

CITY COUNCIL COMMENT

- Mayor Pro Tem Hykes – Youth Solutions Forum – Thursday, February 8th – 6:00 – 7:30 p.m. – Positive Attitude Youth Center
- Councilmember Butler:
 - ✓ Congratulated City Clerk Renee Ward for recently receiving her Certified Municipal Clerk designation from the International Institute of Municipal Clerks.
 - ✓ He stated that it was an honor and a privilege to attend the awards and commendation ceremony for members of the Burlington Fire Department.
- Mayor Baltutis
 - ✓ City’s 125th Birthday Party – Tuesday, February 13th – 6:00 p.m.
 - ✓ Belong in Burlington – February 28th – 6:00 – 7:30 p.m. – Municipal Building
 - ✓ Pet Adoption Center – Pet Adoptions \$1.25
 - ✓ Senior Games – Information Session – Kernodle Senior Center - February 21, 10:00 a.m.

ADJOURN

Upon motion by Mayor Pro Tem Hykes, seconded by Councilmember Butler, it was resolved unanimously to adjourn. (7:31PM)

Renee M. Ward

Renee M. Ward
City Clerk

February 6, 2018
City Council Meeting

