# CITY OF NEW BERN BOARD OF ALDERMEN MEETING AUGUST 14, 2018 – 6:00 P.M. CITY HALL COURTROOM 300 POLLOCK STREET

- 1. Meeting opened by Mayor Dana E. Outlaw. Prayer Coordinated by Alderman Bengel. Pledge of Allegiance.
- 2. Roll Call.
- 3. Request and Petition of Citizens.

### Consent Agenda

- 4. Consider Adopting a Resolution to Call for a Public Hearing to Amend Article II "Definitions" and Article XIV "Streets and Sidewalks" of Appendix A "Land Use" of the Code of Ordinances.
- 5. Consider Adopting a Resolution to Call for a Public Hearing to Amend Article II, Section 15-15 "Basic Definitions and Interpretations" of the Code of Ordinances.
- 6. Consider Adopting a Resolution to Call for a Public Hearing to Amend Article II "Definitions", Article X "Permissible Uses" and Article XVII: "Parking" of Appendix A "Land Use" of the Code of Ordinances.
- 7. Consider Adopting a Resolution Closing Specific Streets and Lots for the 2018 MumFest.
- 8. Approve Minutes.

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- 9. Presentation of Longevity Certificates.
- 10. Presentation of 2018 Beautification Awards by Appearance Commission.
- 11. Presentation of Recommendations for Kidsville.
- 12. Consider Adopting a Resolution to Appoint Initial Members of the Redevelopment Commission.
- 13. Consider Adopting an Ordinance to Amend Chapter 70 "Traffic and Vehicles" of the Code of Ordinances for Thru Streets and Stop Intersections.
- 14. Consider Adopting a Resolution Approving a Revised Schedule of Stop Intersections as Defined in Section 70-99 of the Code of Ordinances.

- 15. Consider Adopting an Ordinance to Amend Article VI "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances for Onstreet Parking.
- 16. Consider Adopting an Ordinance to Amend Article VI "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances for Off-street Parking.
- 17. Consider Adopting a Resolution Approving the Lease Parking Lot Rules and Regulations.
- 18. Consider Adopting an Ordinance Amending the Schedule of Fees and Charges.
- 19. Consider Adopting an Ordinance for the Demolition of 914 Meadows Street.
- 20. Consider Adopting an Ordinance for the Demolition of 1419 Washington Street
- 21. Appointment(s).
- 22. Attorney's Report.
- 23. City Manager's Report.
- 24. New Business.
- 25. Closed Session.
- 26. Adjourn.

Aldermen

Sabrina Bengel Jameesha Harris Robert V. Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham



CITY OF NEW BERN

300 Pollock Street, P.O. Box 1129 New Bern, NC 28563-1129 (252) 636-4000

Memo to: Mayor and Board of Aldermen

From: Mark Stephens, City Manager

HLC.

Date: August 9, 2018

Re: August 14, 2018 Agenda Explanations

- 1. Meeting opened by Mayor Dana E. Outlaw. Prayer Coordinated by Alderman Bengel. Pledge of Allegiance.
- 2. Roll Call.

# 3. Request and Petition of Citizens.

This section of the Agenda is titled Requests and Petitions of Citizens. This is an opportunity for public comment, and we thank you for coming to the Board of Aldermen meeting tonight to share your views. We value all citizen input.

Speaker comments are limited to a maximum of 4 minutes during the public comment period. At the conclusion of 4 minutes, each speaker shall leave the podium. Comments will be directed to the full board, not to an individual board member or staff member. Although the board is interested in hearing your comments, speakers should not expect any comments, action or deliberation from the board on any issue raised during the public comment period.

In the board's discretion, it may refer issues to the appropriate city officials or staff for further investigation. If an organized group is present to speak on a common issue, please designate one person to present the group's comment, which shall be limited to a maximum of 4 minutes.

# Consent Agenda

4. Consider Adopting a Resolution to Call for a Public Hearing to Amend Article Il "Definitions" and Article XIV "Streets and Sidewalks" of Appendix A "Land Use" of the Code of Ordinances.

A public hearing is requested for August 28, 2018 to consider amendments to the land-use ordinance. The proposed amendments will delete duplicate residential definitions in Article II, Section 15-15. Additionally, changes are desired for Article

Mayor

Dana E. Outlaw

Mark A. Stephens City Manager II, Section 15-15 and Article XIV, Sections 15-210, 15-214 and 15-215 relative to street classifications, development connectivity, and subdivision requirements for street width, sidewalks and drainage. At its May 1, 2018 meeting, the Planning and Zoning Board voted unanimously to recommend approval of the changes. A memo from Brad Sceviour, Planner II, is attached.

# 5. Consider Adopting a Resolution to Call for a Public Hearing to Amend Article II, Section 15-15 "Basic Definitions and Interpretations" of the Code of Ordinances.

A public hearing is requested for August 28, 2018 to consider amending Article II, Section 15-15 "Basic Definitions and Interpretations". The changes are reflected in the proposed ordinance amendment, a copy of which is provided. At its June 5, 2018 meeting, the Planning and Zoning Board voted unanimously to recommend approval of the changes. A memo from Mr. Sceviour is attached.

# 6. Consider Adopting a Resolution to Call for a Public Hearing to Amend Article II "Definitions", Article X "Permissible Uses" and Article XVII: "Parking" of Appendix A "Land Use" of the Code of Ordinances.

A public hearing is requested for August 28, 2018 to consider amending Article II "Definitions", Article X "Permissible Uses" and Article SVII "Parking" of Appendix A. These amendments will create standards for marinas. At its July 3, 2018 meeting, the Planning and Zoning Board voted unanimously to recommend approval of the changes. A memo from Mr. Sceviour is attached.

# 7. Consider Adopting a Resolution Closing Specific Streets and Lots for the 2018 MumFest.

(Ward 1) Lynne Harakal, Executive Director of Swiss Bear Downtown Development Corp., has requested several street closures to accommodate the 2018 MumFest event slated for October 12-14, 2018. The streets to be closed from 5:30 p.m. on October 12<sup>th</sup> until 7 p.m. on October 14<sup>th</sup> are the 200-400 blocks of Broad Street, 200-300 blocks of East Front Street, 200-300 blocks of Middle Street, 300 block of Craven Street, and the 300-400 blocks of Pollock Street. In addition, she has requested the 200 blocks of Craven and Pollock Street have restricted vehicular access. Swiss Bear is also requesting use of the city-owned lots known as the "Talbots Lot" located at 304 and 308 South Front Street and the City-owned parking lot on the corner of Craven and Pollock Streets. Union Point Park will also be utilized for the event, and the Director of Parks and Recreation has authority to close the park. A memo from Foster Hughes, Director of Parks and Recreation, is attached along with the event application.

# 8. Approve Minutes.

Draft minutes from the regular meeting on July 24, 2018 are provided for review and approval.

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# 9. **Presentation of Longevity Certificates.**

Employment service is recognized at five-year increments. A roster is enclosed of all employees who are eligible to receive a service certificate for the period of January – June 2018. Some of these employees will be present at the meeting, and certificates will be on hand for the Mayor to present. Sonya Hayes, Director of Human Resources will be available to assist with the presentation, and the Board is asked to extend a handshake of appreciation.

# 10. Presentation of 2018 Beautification Awards by Appearance Commission.

The Appearance Commission annually recognizes business owners and residents for their beautification efforts. A winner in both categories is chosen from each ward, and awards will be presented to those who are in attendance. A memo from Mr. Hughes listing the recipients is attached.

# 11. Presentation of Recommendations for Kidsville.

(Ward 2) An ad-hoc group consisting of Aldermen Best, Harris and Odham met with Foster Hughes and Beth Atkins, one of the citizens who led the drive to construct the original Kidsville. Mr. Hughes will report on the outcome of that meeting, the findings from a recent survey on Kidsville, the time frame for a new project, and a proposed budget.

# 12. Consider Adopting a Resolution to Appoint Initial Members of the Redevelopment Commission.

On May 8, 2018, the Board adopted an Ordinance to create a Redevelopment Commission. Pursuant to the ordinance, the Commission shall consist of nine members who are all residents of the City of New Bern. This resolution will name the initial members, all of whom will serve staggered terms. At this time, a draft resolution is provided with blanks for the members' names to be filled in upon nomination and approval by the Board.

# 13. Consider Adopting an Ordinance to Amend Chapter 70 "Traffic and Vehicles" of the Code of Ordinances for Thru Streets and Stop Intersections.

(Wards 1 and 3) For several years, the Ghent community has expressed concern about speeding vehicles within their neighborhood. An ordinance amendment is proposed to add stop signs at several intersections along Park Avenue. A memo from Matt Montanye, Director of Public Works, is attached and identifies the relevant intersections.

### 14. Consider Adopting a Resolution Approving a Revised Schedule of Stop Intersections as Defined in Section 70-99 of the Code of Ordinances.

(Wards 1 and 3) This item is related to the previous agenda item. The Schedule of Stop Intersections will be revised to reflect the changes made with respect to stop signs along Park Avenue. A memo from Mr. Montanye is attached.

# 15. Consider Adopting an Ordinance to Amend Article VI "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances for On-street Parking.

(Ward 1) In early July, parking enforcement began in the core of Downtown New Bern. Since its commencement, a couple of needed changes have been identified. One of the changes is the removal of the two-hour parking restriction along the 500 block of South Front Street between Hancock and Metcalf Streets. The second change affects the east side of Hancock Street between South Front and Broad Streets where it is necessary to redefine the parking restriction as 8 a.m. to 4 p.m. instead of 7:30 a.m. to 5:30 p.m. A memo from Mr. Montanye is attached.

# 16. Consider Adopting an Ordinance to Amend Article VI "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances for Off-street Parking.

(Ward 1) In conjunction with the parking enforcement for the core of Downtown New Bern, it is necessary to distinguish between the City's free parking lots and its leased lots. This ordinance establishes a name for each of the free daily lots. Additionally, specific provisions are recognized, including hours of use, fines for violations, towing, etc. Provision is also made for the City Manager to lease parking spaces in designated areas for the purpose of locating commercial dumpsters. These leases may be for a term of one year or less. A memo from J.R. Sabatelli, Director of Finance, is attached.

# 17. Consider Adopting a Resolution Approving the Lease Parking Lot Rules and Regulations.

(Ward 1) Rules and regulations have been established for the City-owned leased parking lots. The proposed resolution updates the previous rules and regulations with changes to be effective August 15, 2018. A memo from Mr. Sabatelli is attached.

# 18. Consider Adopting an Ordinance Amending the Schedule of Fees and Charges.

The Schedule of Fees and Charges needs to be amended to provide for changes associated with leased parking. These changes are reflected at the top of page 3 of the redline version of the schedule. A memo from Mr. Sabatelli is attached.

# **19.** Consider Adopting an Ordinance for the Demolition of 914 Meadows Street.

(Ward 2) Situated at 914 Meadows Street is a single-family structure that was built in 1950. After receiving a complaint about the structure, hearings were held by the Chief Building Inspector on July 12, 2017 and April 19, 2018, but the owner did not attend either hearing. To date, the owners have not contacted staff, nor have they sought building permits to bring the structure into compliance with the minimum housing code. A memo from Jeff Ruggieri, Director of Development Services, is attached along with a picture of the home and a chronological list of events.

# 20. Consider Adopting an Ordinance for the Demolition of 1419 Washington Street

(Ward 5) Situated at 1419 Washington Street is a single-family structure that was built in 1956. Owners were first notified of minimum housing violations in March 2004, but improvements were not made to bring the structure into compliance. The property is currently owned by heirs, one of whom has previously expressed a desire to demo the dilapidated structure and place a doublewide on the property. An order was issued giving the heirs 60 days to address the condition of the property, but the order has expired with no action taken. A memo from Mr. Ruggieri, a picture of the home, and a chronological list of events are attached.

- 21. Appointment(s).
- 22. Attorney's Report.
- 23. City Manager's Report.
- 24. New Business.
- 25. Closed Session.
- 26. Adjourn.

# AGENDA ITEM COVER SHEET

#### Agenda Item Title:

To consider holding a Public Hearing to consider amending Article II "Definitions" and Article XIV: "Streets and Sidewalks" of Appendix A "Land Use" of the City of New Bern Land Use Ordinance

Date of Meeting August 14, 2018	Ward # if applicable N/A
Department Development Services	Person Submitting Item: Bradleigh Sceviour
Call for Public Hearing 🕑 Yes 🗌 No	Date of Public Hearing 8/28/2018

#### **Explanation of Item:**

The Board of Aldermen is requested to adopt a resolution to hold a public hearing on August 28, 2018, to consider amending Article II: Section 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations" and Article XIV: Sections 15-210, 15-214 15-216 and 15-217 of the City of New Bern Land Use Ordinance; "Street classifications". "Development connectivity." and "Street width, sidewalk and drainage requirements in subdivisions." "General layout of streets."

#### Actions Needed by Board:

To adopt a resolution to hold a public hearing on August 28, 2018 for the purpose of considering a land use amendment requested by City of New Bern Development Services.

Is item time sensitive? 🔽 Yes 🗌 No

### Will there be advocates/opponents at the meeting? Yes No

#### Backup Attached:

Staff memo, resolution, Proposed revisions and Ordinance.

Cost of Agenda Item: <sup>0</sup>

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director :  $\Box$  Yes  $\Box$  No

#### Additional notes:

The Planning & Zoning Board reviewed these requests at its May 1st regular meeting and voted unanimously (7-0) in favor of recommending approval for the proposed amendment.



# MEMORANDUM

(252)639-7581

TO: Mayor Outlaw and Board of Aldermen

FROM: Bradleigh Sceviour Planner II

**DATE:** July 27th, 2018

**SUBJECT:** Call for a Public Hearing to consider adoption of the proposed amendments to Sections 15-15 15-210, 15-214 and 15-216 of Appendix A of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations" "Street classifications" "Development connectivity" and "Street width, sidewalk and drainage requirements in subdivisions".

# **Background**

The Board of Aldermen is requested to adopt a resolution for a public hearing to be held on August 28, 2018 at 6:00 p.m., or as soon thereafter as possible, to consider a request by the City of New Bern to consider adoption of proposed amendments to Sections 15-15 15-210, 15-214 and 15-216 of the City of New Bern Land Use Ordinance; "Definitions" "Street classifications" "Development connectivity" and "Street width, sidewalk and drainage requirements in subdivisions".

At their May 1st, 2018 regular meeting the Planning and Zoning Board voted unanimously (7-0) to recommend approval to the Board of Aldermen.

# **Recommendation**

To adopt a resolution for a public hearing to be held on August 28, 2018 at 6:00 p.m., to consider adoption of proposed amendments to Sections 15-15, 15-210, 15-214 and 15-216 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations" Street classifications" "Development connectivity" and "Street width, sidewalk and drainage requirements in subdivisions".

Please contact me at 639-7582 should you have questions or need additional information.

# **RESOLUTION CALLING FOR A PUBLIC HEARING**

WHEREAS, the City of New Bern desires to call for a public hearing to receive comments on amending Article II "Definitions"; Section 15-15 "Basic definitions and interpretations" and Article XIV "Streets and Sidewalks", Sections 15-210, 15-214 and 15-216 of the City of New Bern Land Use Ordinance; "Street classifications" "Development connectivity" and "Street width, sidewalk and drainage requirements in subdivisions".

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

That a public hearing will be conducted by the Board of Aldermen of the City of New Bern on August 28, 2018 in the City Hall Courtroom at 6 p.m., or as soon thereafter as the matter may be reached, in order that all interested parties may be given an opportunity to be heard on amending Article II "Definitions"; Section 15-15 "Basic definitions and interpretations" and Article XIV "Streets and Sidewalks", Sections 15-210, 15-214 and 15-216 of the City of New Bern Land Use Ordinance; "Street classifications" "Development connectivity" and "Street width, sidewalk and drainage requirements in subdivisions".

ADOPTED this 14<sup>th</sup> day of August, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

1

# AN ORDINANCE TO AMEND APPENDIX A "LAND USE" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

THAT WHEREAS, the Planning and Zoning Board of the City of New Bern \_\_\_\_\_\_ recommends that certain amendments be made to Appendix A "Land Use" of the Code of Ordinances of the City of New Bern; and

WHEREAS, the City's development services staff further recommends approval of said proposed amendments; and

WHEREAS, the Board of Alderman of the City of New Bern deems it advisable and in the public interest to effect said revisions to Appendix A "Land Use" of the Code of Ordinances of the City of New Bern.

# NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

<u>SECTION 1</u>. That Section 15-210. "Street classification." of Article XIV. "Streets and Sidewalks" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-210 in its entirety and inserting in its stead the following:

#### "Section 15-210. - Street classification.

(a) In all new subdivisions, streets that are dedicated to public use shall be classified as provided in subsection (b).

(1) The classification shall be based upon the projected volume of traffic to be carried by the street, stated in terms of the number of trips per day;

(2) The number of dwelling units to be served by the street may be used as an indicator of the number of trips but is not conclusive;

(3) Whenever a subdivision street continues an existing street that formerly terminated outside the subdivision or it is expected that a subdivision street will be continued beyond the subdivision at some future time, the classification of the street will be based upon the street in its entirety, both within and outside of the subdivision.

(b) The classification of streets shall be as follows:

(1)(a) *Minor*. A street whose sole function is to provide access to abutting properties. It serves or is designed to serve not more than nine dwelling units and is expected to or does handle up to 75100 trips per day with-a minimum street width of 2527 feet back of curb to back of curb.

(2)(b) Local. A street whose sole function is to provide access to abutting properties. It serves or is designed to serve at least ten10 but not more than 2599 dwelling units and is expected to or does handle between 75 and 200 up to 1,000 trips per day with a minimum street width of 31 feet back of curb to back of curb. However, in the case where the subdivision meets or exceeds the requirements of an R-20 residential zoning district, a minimum street width of 27 feet back of curb to back of curb may be allowed.

(3)(c) Cul-de-sac. A street that terminates in a vehicular turnaround with a minimum street width of thirty one (31) feet back of curb to back of curb and not over one: thousand two hundred (1,200) 750 feet in total length. All such cul-de-sacs extensions shall have a minimum width of thirty-one (31) feet back of curb to back of curb, and a turnaround of cul-desac terminus diameter of 88 feet unless a smaller diameter is authorized pursuant to subsection (1) below. connection no less than every eight hundred (800) feet. Longer cul-de-sac lengths may be authorized provided the director of planning and inspections development services, city engineer, director of electric utilities, and the director of public works, or their respective designees determines that there is no practical option for providing street connectivity due to existing documented environmental features such as wetlands, natural water bodies, topographical features, environmental conditions or physical conditions such as property shape. property accessibility, or land use relationships. If the subdivision meets or exceeds the requirements of an A-5, R-20, R-15, or R-10 residential zone and the cul-de-sac has a total length not in excess of eight hundred (800) feet 150 feet, cul-de-sacs may have a minimum street width of twenty-five (25) 27 feet back of curb to back of curb, and a terminus diameter of 63 feet may be allowed.

(1) Cul-de-sac terminus diameter may be reduced to no less than 80<sup>2</sup> provided: feet in the discretion of a developer when:

(i) No Parking is prohibited within the cul-de-sac area as evidenced by the prohibition being - Such restricted area shall be identified and noted on the final recorded plat and incorporated in the recorded restrictive and protective covenants for the lots located on the cul-de-sac; and

(ii) All lots deriving access from a the cul-de-sac shall-provide a vehicile accommodation area consisting of 4 spaces which conform to the dimensional requirements found in section 15-344(a). Garages, parking pads and driveways may be used to satisfy this requirement. Said-parking Vehicle accommodation areas shall be identified on the final recorded plat.

(4)(d) Subcollector. A street whose principal function is to provide access to abutting properties but is also designed to be used or is used to connect minor and local streets with collector or arterial streets, including residences indirectly served through connecting streets. It serves or is designed to serve at least 26100 but not more than 100499 dwelling units and is expected to or does handle between 2001,000 and 8005,000 trips per day with a minimum street width of 31 feet back of curb to back of curb.

(5)(e) Collector. A street whose principal function is to carry traffic between minor, local, and subcollector streets and arterial streets but that may also provide direct access to abutting properties. It serves or is designed to serve, directly or indirectly, more than 100500 or more dwelling units and is designed to be used or is used to carry more than 800 5,000 trips per day with a minimum street width of 35 feet back of curb to back of curb. If a collector street has

curb-cuts or driveway cuts, the street shall have two lanes divided or three lanes with a center lane.

(6)(f) Arterial. A major street in the city street system that serves as an avenue for the circulation of traffic into, out [of], or around the city, and-carries high volumes of traffic, and generally serves to connect multiple connector streets. All state-maintained streets within the city and their extensions into the extraterritorial area are arterial streets with a minimum street width of 44 feet back of curb to back of curb.

(7)(g) Marginal access (service) street. A street that is parallel to and adjacent to an arterial street and that is designed to provide access to abutting properties so that these properties are somewhat sheltered from the effects of the through traffic on the arterial street and so that the flow of traffic on the arterial street is not impeded by direct driveway access from a large number of abutting properties with a minimum street width of 25 27 feet back of curb to back of curb.

(8) Limited access street. A street developed to provide for the free and safe movement of traffic through a subdivision, which at the time of development is platted showing all driveway or street connections, whether improved or reserved for future improvement. In the case of residential subdivisions, no direct driveway access shall be provided on said street from any residential property. In the case of nonresidential subdivisions, direct driveway access shall be limited to one driveway every 800 feet. The intent of the limited access street in a nonresidential application is to encourage the clustering two or more developments around a single driveway to reduce the number of curb cuts on the said street. In no case shall any additional access be granted to limited access streets without the subdivision review process set forth in article IV. All limited access streets shall have a minimum pavement width of 20 feet with minimum shoulder widths of six feet.

(h) The number of dwelling units to be served by the street may be used as an indicator of the number of trips but is not conclusive.

(i) Whenever a subdivision street within a subdivision continues an existing street that formerly terminated outside the subdivision, or it is expected that a subdivision street within a subdivision will be continued beyond the subdivision at some future time, the classification of the street will be based upon the street in its entirety, both within and outside of the subdivision.

(j) If a A developer so-chooses they may provide a traffic impact assessment conducted by a licensed professional engineer in order to reclassify roads on the basis of lower trip generation. The trips per day generation may also be determined by consulting the projections set out in the Institute of Traffic Engineer's *Trip Generation Manual (9<sup>th</sup> ed.)* as amended from time to time. In either case, such determination shall be conclusive."

SECTION 2. That Section 15-214. "Development connectivity." of Article XIV. "Streets and Sidewalks" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-214 in its entirety and inserting in its stead the following:

"Section 15-214. – Development connectivity.

#### (a) Residential connectivity standards

(1) The street system of a subdivision shall be coordinated with existing, proposed, and to the extent possible, anticipated streets outside the subdivision or outside the portion of a single tract that is being divided into lots (hereinafter, "surrounding street") as provided in this section.

(2) Collector streets shall intersect with surrounding collector or arterial streets at safe and convenient locations.

(3) Subcollector, local, and minor residential streets shall connect with surrounding streets where necessary to permit the convenient movement of traffic between residential neighborhoods or to facilitate access to neighborhoods by emergency service vehicles or for other sufficient reasons, but connections shall not be permitted where the effect would be to encourage the use of such streets by substantial through traffic.

(4) Wherever connections to anticipated or proposed surrounding streets are required by this section, the street right-of-way shall be extended to the property line of the subdivided property (or to the edge of the remaining undeveloped portion of a single tract) at the point where the connection to the anticipated or proposed street is expected. In addition, the department of public works may require temporary turnarounds to be constructed at the end of such streets pending their extension when such turnarounds appear necessary to facilitate the flow of traffic or to accommodate emergency vehicles. Notwithstanding the other provisions of this subsection, no temporary dead-end street in excess of 1,000-750 feet may be created unless no other practical alternative is available as determined by the director of development services or their designee.

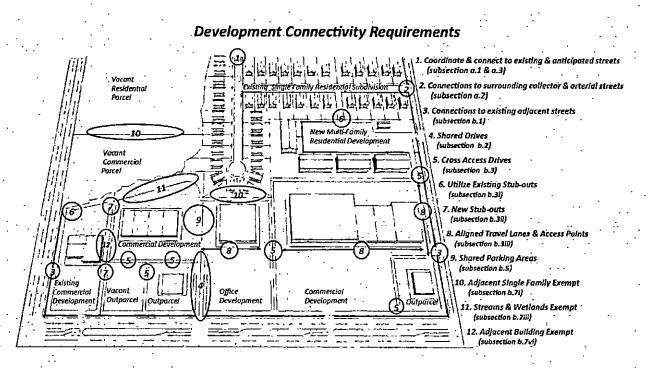
(5) All residential developments requiring a departmental review by city staff and containing 150 lots or more shall provide a second point of street access from such development onto a surfaced public street. Said The second point of street access shall be a minimum of 1000ft 1,000 feet from the first point of access as measured along the project boundary line.

(b) *Non-residential connectivity standards:* In order to prevent added congestion along major roads from trips starting and ending in close proximity to each other, and in order to increase commerce and the ease of access to amenities for customers and residents alike, new development shall provide a high degree of connectivity to adjacent properties and streets. All development requiring departmental review shall be designed to allow for cross-access to adjacent compatible development in accordance with the following standards:

(1) Connectivity to Adjacent Streets and Drives. All new development on parcels adjacent to two or more existing streets or drives shall provide for access to each to the greatest extent possible with existing City and State traffic requirements.

(2) Shared Drives. Shared driveway access between new developments or through agreement with existing development is encouraged to reduce the need for curb cuts and changes to medians and traffic signalization on major roads. When such drives are provided no additional cross access points shall be necessary between subject properties.

(3) Cross Access Drives. Cross access points shall be provided between all new developments and adjacent properties in order to provide traffic circulation parallel to adjacent arterial and collector roads. The following shall apply in development of cross access points:



#### **Development Connectivity Requirements**

i. New development shall utilize, whenever possible, all existing stub outs or internal drives abutting property lines on adjacent properties to create cross access between parcels.

ii. At least one (1) cross access point shall be required on each side of the new development, except those found to be applicable to subsection 8 below. When there are no existing cross access points on adjacent properties, whether developed or undeveloped, new drives and/or stub outs shall be created abutting the property lines of those adjacent properties.

iii. To the greatest extent possible, cross access points on opposite sides of a development shall be aligned with each other, parking lot travel lanes, internal drives and other cross access points on non-adjacent parcels on the same block so as to provide for a consistent lane of travel between parcels on a block.

(4) Design and Dimensional Requirements. All stub outs, shared drives and other cross access features shall be developed according to all applicable parking standards with the exception of sections abutting undeveloped property lines, which do not require curbing. All cross access features shall be constructed with a minimum width of twenty four (24) feet, curb-to-curb, or two separate twelve (12) foot lanes to accommodate two (2) lanes of traffic.

(5) Parking Requirement Reductions. For each parcel they serve, each shared drive, stub-out or connected cross-access drive shall equate to a reduction three of (3) required parking spaces each. All,-undivided, shared parking areas designated and reserved on plans shall equate to a reduction of eight (8) parking spaces, which may be applied in any fashion over the subject parcels. The total reduction in required parking spaces per this section shall not equal more than twenty five (25) percent of the required spaces per parcel. Nothing in this section shall prohibit additional parking exceeding the requirements of this ordinance.

(6) Landscape Buffer Relief. All paved areas within cross access points and shared drives shall be exempt from landscape buffer requirements.

(7) Alterations and Exemptions. When environmental and development constraints exist on or adjacent to one or more areas of a new development site preventing the reasonable application of this section the director of development services, or his or her designated representative, at their discretion, may allow the relocation of one or more required cross access points. In extreme circumstances they may also allow the reduction in the required number of cross access points. The following circumstances may represent the need for an alteration to the required design or location of or exemption of one or more cross access points:

(c) Adjacent properties in zoning districts which prohibit multi-family or non-residential development or existing adjacent single family residential development.

ii. Existing heavy industrial or other development that poses a safety or security issue.

iii. Significant natural features such as streams and wetlands, which would be harmful to disturb or pose an unreasonable economic hardship.

iv. Existing topographic features with slopes of greater than fifteen (15)

percent.

v. Existing utility or other infrastructure obstructions which make future access unreasonable.

vi. Where adjacent multi-family or non-residential structures are located closer to property lines than would allow for adequate two-way traffic circulation around such structures.

vii. Other existing features determined by the Development Services Director to make connectivity requirements unreasonable.

(8) Maintaining Connectivity. Unconnected stub outs may be used for parking or other permissible uses prior to cross access with new adjacent development. All open cross access points shall be kept clear to permit unimpeded two way traffic for the duration of the use of the development.

(9) Recorded Easements. All developments with shared drives and cross access points shall document all recorded shared access easements on final plats prior to final approval."

SECTION 3. That Section 15-216. "Street width, sidewalk, and drainage requirements in subdivisions." of Article XIV. "Streets and Sidewalks" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-216 in its entirety and inserting in its stead the following:

# "Section 15-216. – Street width, sidewalk, and drainage requirements in subdivisions.

(a) Street rights-of-way are designed and developed to serve several functions: (i) to carry motor vehicle traffic and, in some cases, allow on-street parking, (ii) to provide a safe and convenient passageway for pedestrian traffic; and (iii) to serve as an important link in the city's drainage system. The board of aldermen of the city finds that arterial streets and other major streets with no driveway access from abutting properties may be constructed without curb and gutter. Where curbs and gutters are not provided, the paving widths shall not be less than the following:

- 1. Arterial streets: 33 feet.
- 2. Collector streets: 2427 feet.

Such streets as defined in this subsection shall have a minimum shoulder of  $\frac{\sin 6}{\sin 6}$  feet on either side with drainage swales on either side, constructed in accordance with the specifications referenced in section 15-219.

(b) Streets platted before March 5, 1968 may be constructed without curbs and gutters if they would be in keeping with streets previously constructed in that subdivision and, in the opinion of the director of public works and the city engineer, such streets can be constructed without causing significant safety, maintenance, or drainage problems. Streets in subdivisions platted after March 5, 1968 may be constructed without curbs and gutters if said streets are located in residential developments that have lot sizes that exceed the city's standards for the R-20 rural residential-zoning district. Said lots-shall provide off-street parking-pads that provide space for a minimum of three motor vehicles. (In-determining said parking requirements, the driveway shall be counted as one-parking space.) Limited access streets, as defined in section-15-210 of this same article, may also be constructed without curbs and gutters. In no case shall the pavement widths on limited-access or non-curbed and guttered streets be less than 20 feet with minimum shoulder widths of six feet. All cross sections of streets and drainage shall be shown on plats. All streets which are constructed without curb and gutter shall meet the city's standards for curbed and guttered streets as contained in appendix C the City of New Bern Street Design Standards of-this ordinance. Notwithstanding any other provision of this ordinance, all driveways and driveway culverts must be installed to city standards by the developer or owner of the lot at his/her expense.

(c) Collector streets and other s Streets not constructed according to the requirements of subsections (a) and (b) shall conform to the requirements of this subsection the City of New Bern Streets Design Standards. Only standard 30 inch, vertical-face curb may be constructed, and street pavement width shall be measured from back of curb to back of curb (b/c to b/c). Street rights of way (ROW) shall provide for the placement of utilities in designated areas along both sides of newly dedicated streets at the back of the curb. The area on each side of the street pavement shall be a minimum width of ten feet for rights of way that do not include sidewalks and 15 feet for rights of way that include sidewalks. Sidewalks, when installed, shall be at least four 5 feet in width and be separated a minimum of two feet from the back of the curb. Typical street sections illustrating streets with utility installation and with and without sidewalks are contained in appendix C the City of New Bern Street Design Standards.

Street Type	Minimum Pavement Width B/C to B/C (feet)*	Minimum ROW Width w/Sidewalk (feet)*	Minimum ROW Width w/out Sidewalk (feet)*
Minor	<del>25<u>27</u></del>	<del>55</del> 57	4 <u>547</u>
Local	31/ <del>27</del>	61/ <del>57</del>	51/47
Subcollector	31	61	51
Collector	35	65	55
Arterial	44	74	64
Marginal Access	<del>25<u>27</u></del>	<del>55</del> 57	<del>50<u>52</u></del>
Limited Access	<del>20</del>	<del>50</del>	<del>50</del>

\*In cases of planned unit developments, street pavement and right of way widths less than those shown above may be allowed if the director of public works, director of electric utilities, and the city engineer determine that the narrowing of the right of way would not create a conflict in the installation and maintenance of street signs and public utilities.

(d) Sidewalks are required along all arterial, collector, subcollector, local, and other through traffic streets in all residential subdivisions platted after the effective date of this ordinance. Said sidewalks <u>In-all residential subdivisions</u>, Sidewalks are to be installed <u>in all residential subdivisions</u>, at a minimum, on one side of the street <u>at a minimum</u>, and shall be constructed according to the specifications in <u>the City of New Bern Street Design Standards</u>, except that the director of public works may permit the installation of walkways constructed with other suitable materials when he concludes that:

(1) Such walkways would serve the residents of the development as adequately as concrete sidewalks; and

(2) Such walkways would be more environmentally desirable or more in keeping with the overall design of the development.

(e) All developments requiring a departmental review by city staff shall be required to provide for the construction of sidewalks and other pedestrian amenities internally as well as along all adjacent portions of roadway designated for such improvements in accordance with adopted city plans and city standards when such amenities do not exist to the standard set forth in the plan. Such improvements shall adjoin any immediately adjacent pedestrian features and be installed so as to be easily adjoined to in the future. In the event that greenways or bike and pedestrian trails are required in accordance with adopted plans, the developer may provide to the City a recorded easement of no less than 15 feet in width and in keeping with the general intent of adopted plans for the future construction of said features by the city.

(f) In the absence of an adopted city plan that addresses the construction and location of sidewalks and other pedestrian amenities as identified in subsection 15-216(e), all developments, commercial and residential, requiring a departmental review by city staff shall be required to construct sidewalks and other pedestrian amenities along adjacent portions of roadway or internal drives and open spaces on-site when there are found to be pre-existing sidewalks and pedestrian amenities on adjoining properties or along road rights-of-way within 500 feet, except that the director of development services may waive this requirement when severe environmental constraints or other such conditions exist so as to make future connection unlikely or unreasonable. Such improvements shall be constructed consistent to the standard of adjacent pedestrian amenities or city standards, whichever are deemed to be greater, and with the intent that future pedestrian access between developments and along adjacent streets be achieved.

(g) Whenever the board of aldermen finds that a means of pedestrian access is necessary from the subdivision to schools, parks, playgrounds, or other roads or facilities and that such access is not conveniently provided by sidewalks adjacent to the streets, the developer may be required to reserve an unobstructed easement of at least ten feet in width to provide such access."

<u>SECTION 4</u>. That Section 15-217. "General layout of streets." of Article XIV. "Streets and Sidewalks" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-217 in its entirety and inserting in its stead the following:

# "Section 15-217. – General layout of streets.

(a) To the extent practicable, driveway access to collector streets shall be minimized to facilitate the free flow of traffic and avoid traffic hazards.

(b) All permanent dead-end streets (as opposed to temporary dead-end streets, see subsection 15-214(a)(4)) shall be developed as culs-de-sac in accordance with the standards set forth in subsection (d) of this section. Except where no other practicable alternative is available, such streets may not extend more than 700 feet (measured to the center of the turnaround).

(c) The right of way of a cul-de-sac-over 150 feet shall have a roadway diameter of 80 feet back of curb to back of curb in cases where a planting island is placed in the center and 63 feet back of curb to back of curb in cases where an island is not provided. The right of way of

a cul-de-sac 150 feet or less shall have a roadway diameter of 63 feet back of curb to back of curb. Said culs-de-sac shall have a property line diameter (right-of-way) of 100 feet and shall be constructed in accordance with appendix C the City of New Bern Street Design Standards. (Moved to 15-210(a)(3)).

(dc) A divided street (i.e., a street constructed with a planted island strip in the center) shall be permitted provided said street creates or comprises a street that meets the right-of-way and pavement width requirements of this article.

(ed) Streets shall be laid out so that residential blocks do not exceed 1,000 feet, unless no other practicable alternative is available.

(fe) When a continuous street centerline deflects at any point by more than three degrees, a circular curve shall be introduced, having a radius of curvature on said centerline of not less than the following:

- (1) Arterial: 300 feet.
- (2) Limited access: 300-feet.
- (<u>32</u>) Collector: 250 feet.
- (4) Subcollector: 200 feet.
- (<u>3</u>) Marginal access: 200 feet.
- (<u>4</u>) Local: 150 feet.
- (<u>5</u>) Minor: 100 feet."

<u>SECTION 5</u>. That Section 15-15. "Basic definitions and interpretations." of Article II. "Definitions" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting the following subsections in their entirety:

- (114) Street, arterial
- (115) Street, collector
- (116) Street, cul-de-sac
- (118) Street, local
- (119) Street, limited access
- (120) Street, marginal access (service)
- (121) Street, minor
- (122) Street, subcollector

SECTION 6. This ordinance shall be effective from and after the date of its adoption.

ADOPTED THIS 28<sup>TH</sup> DAY OF AUGUST 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

# AGENDA ITEM COVER SHEET

#### Agenda Item Title:

To consider holding a Public Hearing to consider amending Article II Section 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations."

Date of Meeting August 14, 2018	Ward # if applicable N/A
Department Development Services	Person Submitting Item: Bradleigh Sceviou
Call for Public Hearing 🗹 Yes 🗌 No	Date of Public Hearing 8/28/2018

#### **Explanation of Item:**

The Board of Aldermen is requested to adopt a resolution to hold a public hearing on August 28, 2018, to consider amending Article II: Section 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations".

#### Actions Needed by Board:

To adopt a resolution to hold a public hearing on August 28, 2018 for the purpose of considering a land use amendment requested by City of New Bern Development Services.

Is item time sensitive? Ves No

Will there be advocates/opponents at the meeting?

#### Backup Attached:

Staff memo, resolution, Proposed revisions and Ordinance,

Cost of Agenda Item: 0

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director :  $\Box$ Yes  $\Box$ No

#### Additional notes:

The Planning & Zoning Board reviewed these requests at its June 5th regular meeting and voted unanimously (8-0) in favor of recommending approval for the proposed amendment.



Development Services 303 1st Street, P.O. Box 1129 New Bern, NC 28563 (252)639-7581

# **MEMORANDUM**

TO: Mayor Outlaw and Board of Aldermen

FROM: Bradleigh Sceviour Planner II

**DATE:** July 27th, 2018

**SUBJECT:** Call for a Public Hearing to consider adoption of the proposed amendments to Section 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations".

# **Background**

The Board of Aldermen is requested to adopt a resolution for a public hearing to be held on August 28th, 2018 at 6:00 p.m., or as soon thereafter as possible, to consider a request by the City of New Bern to consider adoption of proposed amendments to Section 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations".

At their June 5th, 2018 regular meeting the Planning and Zoning Board voted unanimously (8-0) to recommend approval to the Board of Aldermen.

# **Recommendation**

To adopt a resolution for a public hearing to be held on August 28, 2018 at 6:00 p.m., to consider adoption of proposed amendments to Section 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations".

Please contact me at 639-7582 should you have questions or need additional information.

# **RESOLUTION CALLING FOR PUBLIC HEARING**

WHEREAS, the City of New Bern desires to call for a public hearing to receive comments on amending Article II: "DEFINITIONS", Section 15-15 "Basic definitions and interpretations" of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

That a public hearing will be conducted by the Board of Aldermen of the City of New Bern on August 28, 2018 in the City Hall Courtroom at 6 p.m., or as soon thereafter as the matter may be reached, in order that all interested parties may be given an opportunity to be heard amending Articles II: "DEFINITIONS", Section 15-15 "Basic definitions and interpretations" of the Code of Ordinances of the City of New Bern.

ADOPTED this 14<sup>th</sup> day of August, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

# AN ORDINANCE TO AMEND APPENDIX A "LAND USE" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

THAT WHEREAS, the Planning and Zoning Board of the City of New Bern \_\_\_\_\_\_ recommends that certain amendments be made to Appendix A "Land Use" of the Code of Ordinances of the City of New Bern; and

WHEREAS, the City's development services staff further recommends approval of said proposed amendments; and

WHEREAS, the Board of Alderman of the City of New Bern deems it advisable and in the public interest to effect said revisions to Appendix A "Land Use" of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

<u>SECTION 1</u>. That Section 15-15. "Basic definitions and interpretations." of Article II. "DEFINITIONS" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-15(87) in its entirety, and renumbering subsequent subsections of 15-15 accordingly.

<u>SECTION 2</u>. That Section 15-15. "Basic definitions and interpretations." of Article II. "DEFINITIONS" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-15(88) in its entirety, and renumbering subsequent subsections of 15-15 accordingly.

SECTION 3. That Section 15-15. "Basic definitions and interpretations." of Article II. "DEFINITIONS" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-15(90) in its entirety, and renumbering subsequent subsections of 15-15 accordingly.

<u>SECTION 4</u>. That Section 15-15. "Basic definitions and interpretations." of Article II. "DEFINITIONS" of Appendix A "Land Use" of the Code of Ordinance of the City of New Bern be and the same is hereby amended by deleting Section 15-15(91) in its entirety, and renumbering subsequent subsections of 15-15 accordingly. SECTION 5. This ordinance shall be effective from and after the date of its adoption.

ADOPTED this 28<sup>th</sup> day of August, 2018.

# DANA E. OUTLAW, MAYOR

# BRENDA E. BLANCO, CITY CLERK

# AGENDA ITEM COVER SHEET

#### Agenda Item Title:

To consider holding a Public Heaning to consider amending Article II "Definitions" Article X "Permissible Uses" and Article XVIII: "Parking" of Appendix A "Land Use" of the City of New Bern Land Use Ordinance

Date of Meeting August 14, 2018	Ward # if applicable N/A
Department Development Services	Person Submitting Item: Bradleigh Sceviour
Call for Public Hearing 🗹 Yes 🗌 No	Date of Public Hearing 8/28/2018

#### **Explanation of Item:**

The Board of Aldermen is requested to adopt a resolution to hold a public hearing on August 28, 2018, to consider amending Article II: Section 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations", Article X: Section 15-146 of the City of New Bern Land Use Ordinance "Table of permissible uses." and Article XVIII: Section 15-342 of the City of New Bern Land Use Ordinance; "Number of parking spaces required".

#### Actions Needed by Board:

To adopt a resolution to hold a public hearing on August 28, 2018 for the purpose of considering a land use amendment requested by City of New Bern Development Services.

Is item time sensitive? 🔽 Yes 🗌 No

Will there be advocates/opponents at the meeting? Yes No

#### **Backup Attached:**

Staff memo, resolution, Proposed revisions and Ordinance.

Cost of Agenda Item: 0

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If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director :  $\Box$ Yes  $\Box$ No

#### Additional notes:

The Planning & Zoning Board reviewed these requests at its July 3rd regular meeting and voted unanimously (7-0) in favor of recommending approval for the proposed amendment.



# **MEMORANDUM**

TO: Mayor Outlaw and Board of Aldermen

FROM: Bradleigh Sceviour Planner II

**DATE:** July 27th, 2018

**SUBJECT:** Call for a Public Hearing to consider adoption of the proposed amendments to Sections 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations." 15-146 "table of permissible uses." And 15-342 "Number of parking spaces required."

# **Background**

The Board of Aldermen is requested to adopt a resolution for a public hearing to be held on August 28th, 2018 at 6:00 p.m., or as soon thereafter as possible, to consider a request by the City of New Bern to consider adoption of proposed amendments to Sections 15-15, 15-146 and 15-342 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations." "Table of permissible uses." and "Number of parking spaces required."

The reason for these amendments is to create standards for marinas in the City of New Bern.

At their July 3rd, 2018 regular meeting the Planning and Zoning Board voted unanimously (8-0) to recommend approval to the Board of Aldermen.

# <u>Recommendation</u>

To adopt a resolution for a public hearing to be held on August 28, 2018 at 6:00 p.m., to consider adoption of proposed amendments to Sections 15-15 of the City of New Bern Land Use Ordinance; "Basic definitions and interpretations." 15-146 "table of permissible uses." and 15-342 "Number of parking spaces required."

Please contact me at 639-7582 should you have questions or need additional information.

# **RESOLUTION CALLING FOR A PUBLIC HEARING**

WHEREAS, the City of New Bern desires to call for a public hearing to receive comments on amending Article II: "Definitions", Section 15-15 "Basic definitions and interpretations" Article X: "Permissible Uses", Section 15-146 "Table of Permissible uses." and Article XVIII: "Parking", Section 15-342 "Number of parking spaces required." of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

That a public hearing will be conducted by the Board of Aldermen of the City of New Bern on August 28, 2018 in the City Hall Courtroom at 6 p.m., or as soon thereafter as the matter may be reached, in order that all interested parties may be given an opportunity to be heard amending Articles II: "DEFINITIONS", Section 15-15 "Basic definitions and interpretations" of the Code of Ordinances of the City of New Bern.

ADOPTED this 14<sup>th</sup> day of August, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

THAT WHEREAS, the Planning and Zoning Board of the City of New Bern \_\_\_\_\_\_ recommends that certain amendments be made to Appendix A "Land Use" of the Code of Ordinances of the City of New Bern; and

WHEREAS, the City's planning staff further recommends approval of said proposed amendments; and

WHEREAS, the Board of Alderman of the City of New Bern deems it advisable and in the public interest to effect said revisions to Appendix A "Land Use" of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

<u>SECTION 1</u>. That Section 15-15. "Definitions." of Article I. "General provisions" of Appendix A "Land Use" of the Code of Ordinances of the City of New Bern be and the same is hereby amended as follows:

#### "Section 15-15. Definitions.

(32) Dock, commercial – Wet boat storage not more than four slips, intended exclusively for patrons or guests and to be utilized during normal business hours.

(33) Dock, residential – Wet boat storage not more than four slips. Docks are an accessory to a residential use, intended not for public access but for use of the primary residents.

<u>....</u>

(68) Marina – Any publicly or privately owned dock, basin, or wet storage facility constructed to accommodate more than four (4) boats.

(69) Marina, commercial – any publically or privately owned dock, basin, or wet storage facility constructed to accommodate more than four (4) boats and that offers one or more of the following services: fuel, haul out facilities, boat repair services, or lease of dockage for less than thirty (30) days.

(70) Marina, private – any marina that is not a commercial marina.

(71) Marine Facility – Any facility used for the purpose of boat manufacturing maintenance, construction or storage of marine vehicles, including but not limited to boat yards, dry docks & storage facilities."

SECTION 3. That Section 15-146. "Table of permissible uses." of Article X. "Permissible Uses" of Appendix A "Land Use" of the Code of Ordinances of the City of New Bern be and the same is hereby amended as follows:

# "Section 15-146. Table of permissible uses.

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6.250	Automobile and motorcycle racing tracks																S		S	]	
6.260	Drive-in movie theaters	s	s														Z		S		
<u>6.270</u>	Marinas			<u>s</u>	<u>s</u>	<u>s</u>	<u>s</u>	<u>s</u>	<u>5</u>	<u>s</u>	<u>s</u>	<u>5</u>	<u>s</u>	<u>s</u>	<u>Z</u>	Z	Ξ	<u>s</u>	Z	Z	<u>s</u>
6.300	Special events (see section 15-15(102)	z	z										z	z	z	z	z	z			Z
7.000	Institutional residences or care of [or] confinement facilities																				
7.100	Hospitals, clinics, other medical (including mental health) treatment facilities in excess of 10,000 square feet of floor area												S				Z				
7.200	Nursing care institutions, intermediate care institutions, handicapped or infirm institutions, child care institutions	s	S	S				S	S		S		5				S				

Uses Description A-5 A-5E R-10 R-105 R-105 R-104 R-8 R-85 R-6 R-6 S S C-1.

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4.110	Mechanical hi-tech shops and cabinet shops, no greater than 25 employees														z		z	z	
4.200	Operations conducted within or outside fully enclosed building														S		z	z	
<u>4.210</u>	Marine Facilities														 <u>s</u>		Z	Ζ	
\ <b>5:000</b>	Education, cultural, religious, philanthropic, social, fraternal/uses																		
5.100	Schools																		
5.110	Elementary and secondary (including associated grounds and athletic and other facilities)	s	s	s	S	. S	S	S	s	S	S	s	s			s			
5.120	Trade or vocational schools												s		S		S	S	
5.130	Colleges, universities, community colleges (including associated facilities such as												s		S		s	s	

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l-2 <u>SECTION 3</u>. That Section 15-342. "Number of parking spaces required." of Article XVIII. "General provisions" of Appendix A "Land Use" of the Code of Ordinances of the City of New Bern be and the same is hereby amended as follows:

# "Section 15-342. - Number of parking spaces required.

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(g) Table of parking requirements.

Use	Parking Requirement
1.100	2 spaces plus one per room rented (see Accessory uses, section 15-150).
1.200	2 spaces for each dwelling unit, except that one-bedroom units require only one space.
1.300	1 space for each one-bedroom unit, 2 spaces for each two-bedroom unit, 2½ spaces for each unit with three or more bedrooms, plus 1 additional space for every 4 units in the development. Multifamily units developed or sponsored by a public or nonprofit agency for limited-income families or the elderly require only 1 space per unit.
1.400	3 spaces for every 5 beds except for uses exclusively serving children under 16, in which case 1 space for every 3 beds shall be required.
1.510	1 space for each room to be rented, plus additional space for restaurant or other facilities.
1.520	1 space for each bedroom rented.
1.610	3 spaces for every 5 beds, plus 1 space for each employee on the maximum shift.
1.620	1 space for every 5 beds, plus 1 space for each employee on the maximum shift.
1.630	1 space for every 3 beds, plus 1 space for each employee on the maximum shift.
2.110	1 space per 200 square feet of gross floor area.
2.120	1 space per 400 square feet of gross floor area.

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2.130	1 space per 400 square feet of gross floor area.
2.210	1 space per 200 square feet of gross floor area.
2.220	1 space per 400 square feet of gross floor area.
2.230	1 space per 400 square feet of gross floor area.
3.110	1 space per 200 square feet of gross floor area.
3.120	1 space per 400 square feet of gross floor area.
3.130	1 space per 150 square feet of gross floor area.
3.210	1 space per 200 square feet of gross floor area.
3.220	1 space per 400 square feet of gross floor area.
3.230	1 space per 200 square feet of area within main building plus reservoir lane capacity equal to 5 spaces per window (10 spaces if window serves 2 stations).
4.000	1 space for every 2 employees on the maximum shift, or 1 space per 200 square feet of gross floor area in commercial zones.
5.110	1.75 spaces per classroom in elementary schools; in high schools, 1 space for each administrative staff person, plus 1 space for every 15 students for which the building was designed to accommodate.
5.120	1 space per 150 square feet of gross floor area.
5.130	1 space per 150 square feet of gross floor area.
5.200	1 space for every 4 seats.
5.310	1 space per 300 square feet of gross floor area.
5.320	1 space per 200 square feet of gross floor area.
5.400	1 space per 200 square feet of gross floor area.
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6.105	1 space for every 4 persons. (Total parking requirement determined by occupant load as per building code.)
6.110	1 space per 300 square feet of gross floor area.
6.120	1 space per 200 square feet of gross floor area.
6.120	1 space for every four seats.
6.130	1 space for every four seats.
6.210	1 space per 200 square feet of area within enclosed buildings.
6.220	1 space per 200 square feet of area within enclosed buildings.
6.230	Miniature golf course: 1 space per 300 square feet golf course area, plus 1 space per 200 square feet of building gross floor area; driving range: 1 space per 2 tees plus 1 space per 200 square feet of building gross floor area; par 3 course: 2 spaces per golf hole plus 1 space per 200 square feet of building gross floor area.
6.240	1 space per 4 horses that could be kept at the stable when occupied to maximum capacity.
6.250	1 space for every 4 seats.
6.260	1 space per speaker outlet.
<u>6.270</u>	<u>1 space per 4 slips.</u>
7.100	2 spaces per bed.
7.200	1 space for every 3 beds, plus 1 space per employee on the maximum shift.
7.300	1 space for every 2 employees on maximum shifts.
7.400	1 space for every 2 employees on maximum shifts.
8.100	1 space per 200 square feet of gross floor area.

8.200	1 space per 100 square feet, plus 1 space for every 4 outside seats.
8.300	1 space per 100 square feet, plus 1 space for every 4 outside seats.
8.400	1 space per 100 square feet, plus 1 space for every 4 outside seats, plus reservoir lane capacity equal to 5 spaces per drive-in window.
8.500	1 space per 200 square feet of gross floor area.
9.100	1 space per 200 square feet of gross floor area.
9.200	1 space per 200 square feet of gross floor area, plus 2 spaces for each service bay.
9.300	1 space per 200 square feet of gross floor area of building devoted primarily to gas sales operation, plus sufficient parking area to accommodate 2 vehicles per pump without interfering with other parking spaces.
9.400	1 space per 200 square feet of gross floor area.
9.500	Conveyor type: 1 space for every 3 employees on the maximum shift plus reservoir capacity equal to 5 times the capacity of the washing operation. Self-service type: 2 spaces for drying and cleaning purposes per stall plus 2 reservoir spaces in front of each stall.
10.210	1 space for every 2 employees on the maximum shift but not less than 1 space per 5,000 square feet of area devoted to storage (whether inside or outside).
10.220	1 space for every 2 employees on the maximum shift but not less than 1 space per 5,000 square feet of area devoted to storage (whether inside or outside).
11.000	1 space per 200 square feet of gross floor area.
12.000	1 space per 200 square feet of gross floor area.
13.100	1 space per 200 square feet of gross floor area.
13.200	1 space per 200 square feet of gross floor area.
13.300	1 space per 200 square feet of gross floor area.

14.100	1 space for every 2 employees on maximum shift.
14.200	1 space for every 2 employees on maximum shift.
14.300	1 space for every 2 employees on maximum shift.
14.400	1 space for every 2 employees on maximum shift.
15.100	1 space per 200 square feet of gross floor area, plus 1 space for each employee on maximum shift.
15.200	1 space per 200 square feet of gross floor area, plus 1 space for each employee on maximum shift.
15.300	1 space for every 2 employees on maximum shift.
15.400	1 space per 100 square feet of gross floor area.
16.000	1 space per 200 square feet of gross floor area.
19.000	1 space per 1,000 square feet of gross floor area used for storage, display, or sales.
20.000	1 space per 75 square feet of gross floor area.
22.000	1 space per employee plus 1 space per 200 square feet of gross floor area.
24.000	5 spaces per bus space, plus 1 space for each employee on maximum shift.
25.000	1 space per 200 square feet of gross floor area.
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SECTION 4. This ordinance shall be effective from and after the date of its adoption.

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ADOPTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2018.

MAYOR

## AGENDA ITEM COVER SHEET

#### Agenda Item Title:

Consider Adopting a Resolution to C for MumFest	lose Streets and Provide Access to Vacant Lots and Parking Lot
Date of Meeting 8/14/2018	Ward # if applicable <u>Ward 1</u> If multiple, list:
Department <u>Parks &amp; Recreation</u>	Person Submitting Item: Mr. Foster Hughes
Call for Public Hearing <u>No</u>	Date of Public Hearing
Explanation of Item:	
	s requested to close specific streets to vehicle traffic for Swiss pration annual MUMFEST celebration.
Actions Needed by Board:	
Adopt the Resolution.	
Is item time sensitive? <u>No</u>	
Will there be advocates/opponen	its at the meeting? <u>Select</u>
Backup Attached:	
Resolution Memos Event applications	
Cost of Agenda Item: N/A	
If this item requires an expenditi certified by the Finance Director	ure, has it been budgeted and are funds available and : <u>Select</u>
Additional notes:	

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Aldermen

Sabrina Bengel Jameesha Harris Bobby Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham

Foster Hughes, CPRE Director of Parks & Recreation



Dana E. Outlaw Mayor

Mark A. Stephens City Manager

Memo to: Mayor and Board of Aldermen

From: Foster Hughes, CPRE Parks and Recreation Director.

Re: Adopt the Resolution to close specific streets to vehicle traffic from 5:30 p.m. Friday, October 12, 2018 until 7:00 p.m. Sunday, October 14, 2018 as well as the vacant lots on Thursday, October 11, 2018 from 9:00 a.m. until 12:00 p.m. Monday October 15, 2018 for Swiss Bear Downtown Development Corporation annual MUMFEST celebration.

#### **Background Information:**

Lynne Harakal, Executive Director Swiss Bear Downtown Development Corporation has requested to close specific streets to vehicle traffic 200-400 blocks of Broad Street, 200-300 blocks of East Front Street, 200-300 blocks of Middle Street, 300 block of Craven Street, 300-400 blocks of Pollock Street; and

- The use of the vacant lots located at 304 and 308 South Front Street (old Talbot's lot) on Thursday, October 11, 2018 from 9:00 a.m. until 12:00 p.m. Monday, October 15, 2018 as well as the City's parking lot located on the corner of Craven and Pollock Streets on Friday, October 12, 2018 from 5:30 p.m. until 7:00 p.m. Sunday, October 14, 2018; and
- Limited access to the 200 block of Craven and Pollock Streets on Saturday, October 13, 2018 from 8:00 a.m. until 7:00 p.m. Sunday, October 14, 2018.

#### Recommendation:

The Parks and Recreation Department recommends approval and request the Board adopt a Resolution approving the request.

If you have any questions concerning this matter, please call.

1307 Country Club Rd New Bern, NC 28562 Office 252 639-2901 Fax 252 636-4138

#### RESOLUTION

THAT WHEREAS, Swiss Bear Downtown Development Corporation is planning their annual MumFest and has requested the 200-400 blocks of Broad Street, 200-300 blocks of East Front Street, 200-300 blocks of Middle Street, 300 block of Craven Street, and 300-400 blocks of Pollock Street be closed to vehicular traffic from 5:30 p.m. on Friday, October 12, 2018, until 7:00 p.m. on Sunday, October 14, 2018; and

WHEREAS, Swiss Bear has also requested limited access to the 200 blocks of Craven and Pollock Streets from 8:00 a.m. on Saturday, October 13, 2018 until 7:00 p.m. on Sunday, October 14, 2018; and

WHEREAS, Swiss Bear has further requested to use the vacant lots located at 304 and 308 South Front Street (known as the "Talbot's lot") from 9:00 a.m. on Thursday, October 11, 2018 until 12 noon on Monday, October 15, 2018, as well as the City's parking lot located at the corner of Craven and Pollock Streets from 5:30 p.m. on Friday, October 12, 2018 until 7:00 p.m. on Sunday, October 14, 2018; and

WHEREAS, the Director of Parks and Recreation of the City of New Bern recommends the above requests be approved.

## NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

That the 200-400 blocks of Broad Street, 200-300 blocks of East Front Street, 200-300 blocks of Middle Street, 300 block of Craven Street, and the 300-400 blocks of Pollock Street be closed to vehicular traffic from 5:30 p.m. Friday, October 12, 2018 until 7:00 p.m. on Sunday, October 14, 2018; and

That access to the 200 blocks of Craven and Pollock Streets shall be restricted from 8:00 a.m. on Saturday, October 13, 2018 until 7:00 p.m. on Sunday, October 14, 2018; and

Further, use of the vacant lots located at 304 and 308 South Front Street ("Talbot's lot") from 9:00 a.m. on Thursday, October 11, 2018 until 12 noon on Monday, October 15, 2018, as well as use of the parking lot located at the corner of Craven and Pollock Streets from 5:30 p.m. on Friday, October 12, 2018 until 7:00 p.m. on Sunday, October 14, 2018 is hereby granted to facilitate the 2018 MumFest event.

ADOPTED this 14<sup>th</sup> day of August, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK





Thank you for choosing New Bern Parks & Recreation for your event or permit. The purpose of this form is to obtain information <u>before</u> the application or permit process is requested. All requests are to be returned to Parks & Recreation Administration; requests include, but not limited to parks, open spaces, ball fields, streets, festivals, parades, road races and rallies.

If requesting the use of a recreation center, complete and return to the facility of choice (contact facility at bottom of page); approval of application is at the discretion of the Center Supervisor.

Please note: When requesting the use of City facilities for event purposes, allow for a minimum of 60 days prior to the requested event date for consideration; for permits, allow for a minimum of 30 days prior to the requested permit date for consideration. Completing a pre-event or permit questionnaire does not guarantee approval.

Name: Lynne Harakal	Toda;	y's Date:
Address: South Front St., PO Box	597 City: ^	New Bem
	Telephone: 252-638-5781	
E-mail address: _ director@swissbear.	org	
	Stanley White Rec. Center	West New Bern Rec. Center
George St. Park Spray Groun	dNew Bern Aquatics Center	XAthletic Field XCity Park
X Other (example: Open Space	/Ball Field/Street): Downtown New Bern,	see attachment
Date of Event: October 12-14, 2018	Hours: From:	ay the 12th-13th To: 14th at 7:00pm
Purpose of Event:MumFest and Mu		
Is this an ongoing event?Yes	sx_No (if yes, please explain, inclu	ude dates & times:
Are you requesting closure and/or u	use of State-owned streets/bridges in	the City limits of New Bern? X Y*
returned to NCDOT. If you require this form,	please let our office know and we will supply or	e roads/bridges. A Special Event Form must be completed an ne for you. Once the NCDOT Special Events Form is complete e City of New Bern and NCDOT as an additional insured.
Is event for fundraising purposes?	<u>×</u> Yes No (If yes, please provide no	on-profit or not-for-profit organization name and tax I.D.
Number) Organization Name: <u>Swiss B</u>	lD #: 56-1255578	<i>,</i>
Projected Attendance: <u>100,000</u> W	Il you be charging admission? <u>×</u> Y	esNo (If yes, state how much \$)
Note: Security may be required at the o	organizers expense, given the attendance	e and projected nature of the event.
Recreation Center:	please check the a	area(s) you are requesting
Meeting RoomKitchen _	Multi-purpose RoomGarne	RoomFitness RoomGymnasium
Park Name: _ Union Point Park and Law	rson Creek Park Please check the ar	rea(s) you are requesting.
ShelterOpen S	SpaceStageGazebo _×	Other: Everything
Electricity? <u>×</u> YesNo (C	heck one) Water? ×Yes	_No (Check one)
Lynne Harakal	Executive Director	5/2/2018
Signature	Title (if applicable)	(Date)

	[his for	n must be	NEW BERN PA	ist 60 days prior to NRKS, RECREATIC LITY AND EVENT A	N & Cultural Se	pproval can be de rvices	etermined			
Section I:			(Please o	complete this Even	it Package in its	entirety)				
Date of Application:	5/2/18		Date of Rese	Date of Reservation & AREA REQUESTED: October 11-14						
Time: See attachm	ient		Name of	Name of Organization:Swiss Bear, Inc						
Contact Person(s):	.ynne Haral	kal, Charlene I		ector@swissbear.org						
Address: PO Box 5	97, 316 So	outh Front St	City: New	/ Bern	St:_NC	Zip: 28563				
Home Number: N/A			Work Nurr	hber:252-638-5781	Cell Nu	mber: 252-626-6280				
DESCRIBE IN DETA	UL PURPO	DSE OF EVE	NT: MumFest and Mu	mFest Kick-off Concert						
See attachment for	closures b	y location, da	ates and times							
Additional Informat										
otherwise agreed	to in wr	iting. The	insurance policy r	nust be secured and	a copy of the ce	rtificate must be p	d, is required unless resented before the			
							al ID number and the name			
Are you request	ina Citv	Services	? × Yes	No titves se	e attached Request		orm; you may also view th			
City Services Fee Se	chedule at	t: <u>www.newl</u>	bern-nc.org go to "qu	uick menu", then Fee S	chedule.					
Number of perso	ns expec	cted to exc	eed 100?: <u>×</u>	/esNo *if ye	es, how many exp	pected? 100,000				
Admission fee?	<u>× Y</u> e	es	_No* if yes, how r	nuch? (se	ee rule #5)					
Attach a copy of t restrooms and po	he even	t site plan. ns, ticket b	Include on the months, sponsor bo	ap, the stage, other oths, fencing, etc.	entertainment, a (REQUIRED)	ctivities, food and	beverage booths,			
				see attached vendor re						
Will there be mus	sic? <u>×</u>	_Yes	No What form	n? (Live or recorded	) <u>Live</u>					
	ing pern			hol beverages? ×		O (*if yes, see attach	ed requirements for			
**Will there be an application is approve mechanical rides, Etc;	d. namina	the City of N	ew Bern as an addition	No * If yes, thes nal insured; also, provide r Bern will be named as an addition	name of company ar	oof of general liability in nd type of amusement	nsurance <u>before</u> the ndes (bounce house,			
Facility Requested (	check one	):	Stanley White Re	creation Center	West New Berr	n Recreation Center	CRC			
xOther	Please r	name: Union	Point Park and Lawso	on Creek Park						
ndoor facility area re	equested (	(check all th	at apply)							
Meeting Room		Kitchen		Multi-Purpose Room						
Same Room		Fitness Are		Gym	Other:					
SUMMARY OF ANTIC					.1					
	Day(s) of	the Week	<u> </u>	<u> </u>	Set-up/	Takedown/				
acility/Space	(Monday-	<u>-S</u> unday)	Beginning Date	Ending Date	Start Time	End Time	Total Hours			

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Facility/Space	(Monday-Sunday)	Beginning Date	Ending Date	Start Time	End Time	Total Hours
		<u> </u>				
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For facility directory and amenities, please go to www.newbern-nc.org or call: 252-639-2901

REV: 5/5/16/16

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#### NEW BERN PARKS AND RECREATION DEPARTMENT

#### **FACILITY & EVENT RENTAL PROCEDURES**

- 1. If a pre-event application is viewed favorably, an application should be obtained from the New Bern Parks and Recreation, Administrative Office or appropriate recreation facility. Once the application is completed, return to the location where the application was obtained. If applicable, the Event Committee will approve or deny application within ten days of receipt of application.
- 2. a. The use of facility fee must be paid in full, within 10 days after confirmation of reservation from the New Bern Parks and Recreation office.

b. All other fees including but not limited to: vendor, police, utility services etc. are due at least 10 days prior to the event. If all fees are not paid in full within stated timeframe, event will be subject to cancellation. Please go to the City's website for the fee schedule. www.newbern-nc.org. Go to the Quick Menu – Fee Schedule.

- Please make payment(s) at the appropriate location..... The New Bern Parks and Recreation Department,1620 National Avenue., New Bern, NC 28560 or mailed to: New Bern Parks and Recreation, P.O. Box 1129, New Bern, NC 28563. Make checks/money orders payable to: City of New Bern.
- 4. Refund Policy:

New Bern Parks and Recreation Department Facility use Cancellation/Refund Policy

Requests for refunds must be made in writing.	
Cancellation 30 days prior to event	
Cancellation less than 30 days, but 15 or more	50% refund
Cancellation less than 15 days, but 7 or more	25% refund
Cancellation less than 7 days	0% refund
,	

Note: "Same Day" cancellations, due to severe weather systems (storms, hurricanes, high winds, and cold) or facility damage/closure, will be rescheduled on the first available date of the customer's choice, or fee returned in full.

#### Facility Rules and Guidelines (as applicable)

- 1. Alcoholic beverages are not allowed on City property or inside any City facility. Sec. 50-30. For exception, see City Ordinance Sec 66-86.
- 2. The City reserves the right to deny the use of alcoholic beverages at any event and any associated sponsorship relative to alcoholic beverages.
- 3. All signage must be approved through New Bern Parks and Recreation.
- 4. Park hours are 6:00 a.m. to 11:00 p.m.
- 5. User is responsible for any damages incurred during use/abuse of the facility.
- 6. All trash, garbage, bottles, cans, paper, etc. must be disposed of in trash containers provided nearby. <u>User must leave facility clean.</u> Sec. 50-27
- 7. Fees for use of facility must be paid in advance.
- 8. New Bern Parks and Recreation reserves the right to required large groups to obtain extra security personnel.
- 9. City facilities may not be used for buying or selling of goods or services for profit. Sec 50-29
- 10. Any fee charged, including entry fees, must be fully explained.
- Loud music and noise, which can be heard beyond the immediate area of the reserved area is prohibited. This includes radios, CD's, loudspeakers, amplifiers or persons playing musical instruments. Exemptions: parades & public assemblies, and sporting events. Sec. 50-42
- 12. Ovemight camping permitted only with written permission from the Director of the Parks and Recreation Department.
- 13. Fire permitted only in grills and fireplaces. Sec. 50-53
- 14. Firearms are strictly prohibited in all City parks. Sec. 50-32
- 15. Parking permitted only in parking areas. Sec. 86-29
- 16. Use of Amusement Devices: The City of New Bern requires a certificate of general liability insurance (with the City listed as an additional insured on the certificate), Company name/address/telephone number, and an itemized list, when using amusement devices on or in City-owned property. This is required before final event, program, activity, or other agreement with the City is approved.
- 17. Owners must keep pets on a leash at all times, and clean up after them. Sec. 6-28 & 6-32
- 18. Moving, defacing, or destroying property in City parks is prohibited. (Signs, picnic tables, trash cans, gnils, trees, shrubs, etc.) Sec. 50-26
- 19. Reserving a section of a park does not give you the authority to block thru-traffic or close the park to other visitors. Parks will remain open to other guests. Retain your Proof of Reservation during your function. It is proof that you have reserved a portion of the park.
- 20. Pursuant to 115C-524 of North Carolina General Statues, no liability shall be attached to The City of New Bern Parks and Recreation Department individually or collectively, for any injury to any person or persons resulting from the use of a facility or park. <u>The user may</u> <u>be held liable for injury to persons in attendance and damage to property and agrees to obtain public liability and property</u> <u>damage insurance naming the City of New Bern as the insured for each use.</u>
- 21. The user agrees to have a representative of the sponsoring organization on hand at all times when a facility or park is being used. This representative is responsible for making sure that all Parks and Recreation regulations are followed.
- 22. All fire regulations, including the number of occupants that are allowed in a building, must be followed.
- 23. The user must provide age-appropriate adult supervision at all times.

- 24. Uniformed security officers from the New Bern Police Dept. may be required during your event. The applicant will be responsible for scheduling official security and for taking such measures as needed to protect City property while in their possession. Upon acceptance of this agreement, documentation of an official security agreement must be presented to the Administrative Office of The Parks and Recreation Department no later than ten business days prior to the event.
- 25. Where applicable and prior to use, a member of the organization that is renting a facility will be provided a tour, with a facility supervisor or designee and note pre-event facility condition on an approved checklist. After the event, the same people will tour the facility and, (if applicable) a written damage report will be submitted to the renter, outlining the charges due for damage recovery.
- 26. Food/drinks in designated areas only.

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- 27. No posters, signs, decorations, etc. may be attached by any means (including tape) to the walls of the facility.
- 28. Curtains in facilities cannot be moved or changed. Banners, decorations, etc. cannot be attached to the curtains with pins, glue or any other way. Nails, pins, tacks, glue etc. may not be used to secure scenery or decoration to floors, walls, etc.
- 29. Only Center personnel will be allowed in mechanical areas and control rooms
- 30. Center supervisor/or designee has discretion to deny or restrict use of rooms, areas, gymnasium or equipment that are deemed to be subject to possible use during rental activity.
- 31. For the use of indoor facilities, maximum of 10 hours per rental per day, including set-up and clean-up.
- 32. No street shoes will be allowed on the gym floor; participants must wear sneakers/athletic shoes.
- 33. Furniture or heavy objects on the gym floor may be used only by permission of the center supervisor.

The information I have provided on this application is true and complete. If this application is approved, I understand that I may be asked to pay a deposit as well as furnish a certificate of general liability insurance naming the City of New Bern as an additional insured. I agree to provide a notarized financial statement of event to the New Bern Parks and Recreation Department if requested to do so. I understand that a Parks and Recreation sponsored activity has precedence over the above schedule, and I will be notified of any conflicts (should any arise) in the adequate time to reschedule my event. I have read all rules and regulations and understand and promise to abide by all set forth.

Lynne Harakal SIGNATURE			5/2/18 DATE		
	FOR OFFIC	EUSE ONLY			
REQUEST APPROVED	):	DATE:			
FEE: C	LEANING DEPOSIT:	STAFFING NEEDED:	YES NO		
STAFF ASSIGNED:					
		DATE:			
IF DENIED, STATE REA	SON:				

Please return completed application to: New Bern Parks & Recreation P.O. Box 1129 1307 Country Club Rd. New Bern, NC 28562 Telephone: 252-639-2901 Fax: 252-636-4138



### ATTACHMENT

Street / Lot / Park Closure and Limited Access Requests for MumFest 2018

#### Street Closures

5:30 pm Friday, 10/12 - 7:00 pm Sunday, 10/14

- 200-400 blocks of Broad St
- 200-300 blocks of East Front St
- 200-300 blocks of Middle St
- 300 block of Craven St
- 300-400 block of Pollock St
- City parking lot at corner of Pollock and Craven Streets

#### Lot Closures

9:00 am Thursday, 10/11 - 12:00 pm Monday, 10/15

Grass lot NW Corner of Craven and South Front Street (Talbot lot)

5:30 pm Friday, 10/12 - 7:00 pm Sunday, October 14

City parking lot NE Corner of Craven and Pollock Streets

#### Park Closures

11:00 pm Thursday, 10/11 - 7:00 pm Sunday, 10/14

• Union Point Park

11:00 pm Wednesday, 10/10 - 8:30 am Saturday, 10/13

• Lawson Creek Park

#### Limited Access

8:00 am, Saturday 10/13 - 7:00 pm Sunday, 10/14

- 200 block of Craven St
- 200 block of Pollock St

### **AGENDA ITEM COVER SHEET**

Agenda Item Title:

Longevity Awards Presentation

Date of Meeting August 14, 2018	Ward # if applicable N/A
Department Human Resources	Person Submitting Item: Sonya Hayes
Call for Public Hearing 🗌 Yes 🗹 No	Date of Public Hearing

#### **Explanation of Item:**

41 employees received longevity between January and June 2018. 13 retirees are eligible to receive certificates. The Mayor will recognize and present certificates to these employees.

#### Actions Needed by Board:

None

Is item time sensitive?	Yes No
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Will there be advocates/opponents at the meeting? Yes 🔽 No

#### Backup Attached:

N/A

Cost of Agenda Item:

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director :  $\Box Yes \checkmark No$ 

Additional notes:

Longevity Awards January - June 2018					
LAST NAME	FIRST NAME	<u>.</u> <u>M</u>	DEPARTMENT	YEARS	
Collins	Shelley	'W	Parks & Recreation	·	-
Day	Deana	D	Police	5	
Lee	Jennifer	,A Î	Police	5	
Williams	Aaron	Ŕ	Police	5	-
Maines, Jr.	James	R E D	Public Utilities~Electric	<sup>;</sup> 5	
Сох	Linwood		Public Utilities~Water Resources	, 5	L
Townsend	Virginia	B	Public Utilities~Water Resources	· 5	
Whitford, Jr.	Lenwood	ĻΈ	Public Utilities~Water Resources	5	•
Perham	Jackie	М	Finance	. 10	Ŧ
West	Cynthia	Ā	Finance	10	4
Ostmann	Sean	M	Fire	10	
Whitford	Joshua	D	Fire	10	
Parham	Ashley	ТМ —	Parks & Recreation	10	
Sneeden	Adam	B	Police	10	
Allard, Jr.	William	R	Public Utilities~Water Resources	10	
Harris	Vernon	Ĺ	Public Utilities~Water Resources	10	-
Williams	Joseph	B	Public Utilities-Water Resources	10	
Wood	Stephen	T	Public Utilities~Water Resources	10	
Montanye	Matthew	1 -	Public Works	10	•
-	+	-			; .
Blalock	Jeremy	L	Fire	່ 15	
Gohn	Glenda	¦F _	Fire	15	
Jerome	Steven	A	Fire	15	
Jones	Walton	A	Fire	15	
Sutton	Stanley	Ĺ	Fire	15	
Walls	Christopher	Ē	Fire	15	1
Boucher	Linda	Y	Police	15	
Kenyear	Eric	L	Police	15	
Smith	Gregory		Police	່ 15	
McClease	Johnny	W	Public Utilities~Water Resources	15	
Zehr	David	N	Public Utilities~Water Resources	15	•
Pero, Jr.	Herbert	G	Public Works	15	
Fuller	Daren	-+		20	
Kelley	Christine	M	Police	20	,
McInnis, Jr.	Donald	A	Police	20	•
Rowe	James	M	Police	. 20	
Kiely	Glenn	⊢  P	Fire	25	,
Smith	John	E	Police	25	
Wilcutt, Jr.	Willie	Ē	Police	25	•
Mercer, Jr.	Jesse	4 <b>-</b>	Public Utilities~Electric	, 25	;
Ebron	Neil	T _	Public Utilities~Water Resources	25	
Cherry	Angela	H-	Police	30	-
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RETIREES	FIRST NAME	<u>M</u>	DEPARTMENT	YEARS OF SERVICE
Sawyer	Jackie	- 'C	Public Works	15
Floyd	Anna	Ť	Public Utilities~Electric	- 17 ·
Heller	Dawn		Finance	, 19 ,
Dickinson	Frederick	E S	Development Services	21
Boulware	Keith	Ë	Development Services	22
Powell	Chandler	W	Police	26
Fesperman	Donnie	'G	Public Utilities~Electric	<b>27</b>
Toler	Haywood	С	Public Utilities~Electric	<sup>.</sup> 30
Wilson	Alton	R	Development Services	30
Godette	Linda	Ť	Police	· 30
Mullis	Eric	Ť	Fire	30
Harrington, Jr.	John	D	Fire	32
Gaskins	Terry	Ŵ	Fire	<sup>1</sup> 32

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### AGENDA ITEM COVER SHEET

#### Agenda Item Title:

Presentation o	of New Bern Appearance	e Commission 2018 Beautification Awards.
Date of Meet	ing 8/14/2018	Ward # if applicable <u>Multiple Wards</u>
		If multiple, list: <u>1,2,3,4,5,6</u>
Department	Parks & Recreation	Person Submitting Item: Foster Hughes
Call for Publi	ic Hearing <u>No</u>	Date of Public Hearing
Explanation (	of Item:	
		zing citizens involvement.
L		
-	led by Board:	
Recognize aw	ard recipients at the me	eting.
Is item time	sensitive? <u>No</u>	
Will there be	advocates/opponent	s at the meeting? <u>No</u>
		<b>J</b>
Backup Attac Memo	ched:	
Mento		
Cost of Agen	da Item: N/A	
COST OF Agen		
	equires an expenditu the Finance Director :	re, has it been budgeted and are funds available and <u>No</u>
Additional no	otes:	

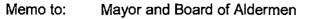


#### Aldermen

Sabrina Bengel Jameesha Harris **Bobby Aster** Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham

Foster Hughes, CPRE **Director of Parks & Recreation** 





Foster Hughes, CPRE Director of Parks and Recreation From:

Re: Recognition of the New Bern Appearance Commission Beautification Awards.

Annually, the New Bern Appearance Commission awards citizens in each ward in the following divisions: residential and commercial. Please join the Parks and Recreation Department in recognizing this year's recipients at the August 14th Board of Aldermen meeting. Joseph Cannon, Chair of the Appearance Commission will present the awards.

#### Ward 1

Alan & Kate Gleeson Centenary Methodist Church

#### Ward 2

**Dennis Burrus & Mary Fields** Gibbs Dentistry/Gibbs Investment

#### Ward 3

Nancy Hill Carolina Colours

#### Ward 4

Joyce Sutton Reserve at Glenburnie

#### Ward 5

Roger & Lois List **Bosch/BSH Home Appliances Corporation** 

#### Ward 6

Jerry & Shirley Eubanks CarolinaEast Ear Nose & Throat

> 1307 Country Club Rd New Bern, NC 28562 Office 252 639-2901 Fax 252 636-4138

Residential Commercial

Residential Commercial

Residential Commercial

Residential Commercial

Residential Commercial

Residential Commercial Dana E. Outlaw Mayor

Mark A. Stephens City Manager

## **AGENDA ITEM COVER SHEET**

#### Agenda Item Title:

Presentation on recommendations fo	or Kidsville
Date of Meeting 8/14/2018	Ward # if applicable <u>Ward 2</u> If multiple, list:
Department Parks & Recreation	Person Submitting Item: Mr. Foster Hughes
Call for Public Hearing <u>No</u>	Date of Public Hearing
Explanation of Item:	
This presentation is a follow up to th	e update presented to the Board on June 26, 2018, which will roject time frame, and proposed Budget.
Actions Needed by Board:	
Is item time sensitive? <u>No</u> Will there be advocates/opponen	ts at the meeting? Select
Backup Attached:	
Resolution Memo Event Applications Maps	
Cost of Agenda Item: N/A	
If this item requires an expenditu certified by the Finance Director :	ure, has it been budgeted and are funds available and : <u>Select</u>
Additional notes:	

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Foster Hughes, CPRE Director of Parks & Recreation



Dana E. Outlaw Mayor

Mark A. Stephens City Manager

Memo To: Mayor and Board of Aldermen

From: Foster Hughes, CPRE, Director Parks and Recreation

Re: Kidsville Update

#### **Background Information:**

On June 26, 2018, the Board of Aldermen were presented with an update on the Kidsville playground. The recommendation was to remove the existing structure and begin planning for a new playground.

Aldermen Best, Harris, and Odham volunteered to be on a committee to meet with Beth Atkins and the Director of Parks and Recreation to discuss Kidsville. This meeting was held on Tuesday, July 3, 2018. At this meeting the group discussed the process that was taken to build Kidsville, the volunteer effort, fundraising, potential playground manufacturers, time frame for completion of the project and a proposed budget to replace Kidsville.

#### Recommendation:

A presentation will be presented to the Board on August 14, which will focus on a recent Kidsville survey, Project time frame, and proposed project budget.

If you have any questions concerning this matter, please let me know.

1307 Country Club Rd New Bern, NC 28562 Office 252 639-2901 Fax 252 636-4138

Aldermen

Sabrina Bengel Jameesha Harris Bobby Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham

#### RESOLUTION TO APPOINT THE INITIAL MEMBERS OF THE REDEVELOPMENT COMMISSION OF THE CITY OF NEW BERN

THAT WHEREAS, by resolution dated May 8, 2018, the Board of Alderman of the City of New Bern created the Redevelopment Commission of the City of New Bern ("Redevelopment Commission") to function within the territorial limits of the City of New Bern in accordance with the provisions of Article 22 of Chapter 160A of the North Carolina General Statutes; and

WHEREAS, the resolution creating the Redevelopment Commission was properly filed with the North Carolina Secretary of State's Office on May 15, 2018 as required by N.C.G.S. §160A-504(c); and

WHEREAS, the Redevelopment Commission shall consist of nine (9) members appointed by the Board of Aldermen, all of whom shall be residents of the City of New Bern; and

WHEREAS, members of the Redevelopment Commission shall serve staggered terms with each term being five (5) years, with the initial Redevelopment Commission composed of two (2) members having an initial term of five years, two (2) members having an initial term of four years, two (2) members having an initial term of three years, two (2) members having an initial term of two years, and one (1) member having an initial term of one year; and

WHEREAS, the Board of Aldermen of the City of New Bern desires to appoint the nine (9) initial members of the Redevelopment Commission to serve the terms established herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

THAT the following individuals are hereby appointed, and shall serve as members of the Redevelopment Commission for the terms indicated:

Seat <u>#</u>	Member	Expiration of Term
1		July 24, 2019
2		July 24, 2020
3		July 24, 2020
4		July 24, 2021
5		July 24, 2021
6		July 24, 2022
7		July 24, 2022
8		July 24, 2023
9		July 24, 2023

ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

## AGENDA ITEM COVER SHEET

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### Agenda Item Title:

Date of Meeting 1/14/2018       Ward # if applicable       Multiple Wards         If multiple, list:       Ward 1 and 3         Department       Public Works       Person Submitting Item:       Matt Montanye         Call for Public Hearing       No       Date of Public Hearing       Date of Public Hearing         Explanation of Item:       Consider adopting an ordinance amendment, amending Chapter 70 "Traffic and Vehicles" of the City of New Bern Code of Ordinances.         Actions Needed by Board:       Adopt ordinance amendment.         Adopt ordinance amendment.       Sitem time sensitive? No         Will there be advocates/opponents at the meeting? No         Backup Attached:         Memo from Public Works         Ordinance         Schedules         Sost of Agenda Item:         IV/A         f this item requires an expenditure, has it been budgeted and are funds available and ertified by the Finance Director : Select         Additional notes:	of the City of New Bern Code of C	Ordinances.			fic and Vehi	162
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#### NORTH CAROLINA

Public Works Department P.O. Box 1129, 1004 S. Glenburnie Road New Bern, N.C. 28563-1129 Phone: (252) 639-7501 Fax: (252) 636-1848

August 3, 2018

Memo to:	Mayor and Board of Aldermen
From:	Mayor and Board of Aldermen Matt Montanye, Director of Public Works M. 8/8/18 Consider adopting an ordinance amendment, amending chapter 70 "Troffic and
Rei	Consider adopting an ordinance amendment, amending chapter 70 "Traffic and Vehicles" of the City of New Bern Code of Ordinances.

#### **Background Information:**

Over the past several years, City Staff has been working with the Ghent Community to put measures in place to slow down the traffic within this community. This proposal will add stop signs along Park Avenue at several intersecting streets creating three and four-way stop intersections. Therefore, the following changes are being proposed to Section 70 of the New Bern Code of Ordinance.

Section 70-9 Through Streets Enumerated

<u>Removals</u>

o Park Avenue, from First Street to Seventh Street.

#### Section 70.99 Stop Intersections (See Schedule for "Stop Intersections"

<u>Removals:</u>

-	
Stop Street	Through Street
Rhem Street	Park Avenue
Second Street	Park Avenue
Third Street	Park Avenue
Fifth Street	Park Avenue
Sixth Street	Park Avenue
Park Avenue	Seventh Street

#### Section 70-104 Three-way and Four-way stop intersections established

Additions:

Three-way stop intersections:

- o Park Avenue at Third Street
- o Park Avenue at Fifth Street
- Park Avenue at Sixth Street

Four-way stop intersections:

o Park Avenue at Rhem Avenue/Second Street

o Park Avenue at Seventh Street

#### Recommendation:

The Public Works Department recommends and request that the Board adopt an ordinance amendment, amending Chapter 70 "Traffic and Vehicles" of the City of New Bern Code of Ordinances as outlined above and a resolution to adopt the attached revised Schedule of Stop Intersections as defined in Section 70-99 of the Code of Ordinances

## AN ORDINANCE TO AMEND CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

THAT WHEREAS, the Public Works Director of the City of New Bern recommends that certain amendments be made to Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern; and

WHEREAS, the Board of Aldermen of the City of New Bern deems it advisable and in the public interest to effect said revisions to Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

<u>SECTION 1</u>. That Section 70-98. "Through streets enumerated." Article III. "Operation of vehicles" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-98. "Through streets enumerated." in its entirety and inserting in its stead the following:

#### "Sec. 70-98. Through streets enumerated.

The following through streets are hereby established, and when appropriate signs are erected, traffic entering the following streets shall observe the requirements of Section 70-97:

- First Avenue, from Cedar Street to Broad Street
- First Street, as it is not constituted, from Neuse Boulevard to the point at which is goes into Country Club Road
- Second Avenue, from Broad Street to Cedar Street
- Third Avenue, from Cedar Street to Broad Street
- Eighth Street, from Dr. M L King Jr. Boulevard
- Ninth Street, from Grace Avenue to Trent Boulevard
- Asheville Street, from Neuse Avenue to Contentnea Avenue
- Avcock Avenue, from Country Club Road to Carolina Street
- Benfield Avenue, from Neuse Boulevard to the northern terminus thereof
- Bern Street, from Queen Street to National Avenue
- Biddle Street, from I Street to F Street
- Bray Avenue, from West High Street to Neuse Boulevard
- Broad Street, from the Neuse River to Fort Totten Drive
- Bryan Street, from Walt Bellamy Drive to Queen Street
- Cedar Street, from Chapman Street to West Street
- Cherry Tree Drive, from Neuse Boulevard to the second intersection of Cherry
- Tree Drive and Sunset Road

Chestnut Avenue, from Oscar Drive to its point of termination Christopher Avenue, from Colonial Way to Queen Anne Lane Clark Avenue, from Neuse Boulevard to Colonial Wav Colonial Way, from Clark Avenue to Christopher Avenue Colony Drive, from Neuse Boulevard to Racetrack Road Contentnea Avenue, from Fayetteville Street to National Avenue Country Club Road, from First Street to the city limits <u>ن</u> Craven Street, from Queen Street to Broad Street Dr. M L King Jr. Boulevard, from Neuse Boulevard to the city limits F.Street. from Biddle Street to Cypress Street Fort Totten Drive, from Trent Boulevard to Neuse Boulevard Garden Street, from Rose Street to its intersection with Sutton Street George Street, from Cypress Street to Broad Street Greenbrier Parkway Jarvis Street, from Kinston Street to Biddle Street Jefferson Avenue, from Wilson Street to Dr. M L King Jr. Boulevard Jones Street, from Walt Bellamy Drive to Pollock Street K Street, from Main Street to F Street Lane Avenue, from Charles Street to Wake Street Lincoln Street, to the eastern terminus thereof Longview Drive, from Elizabeth Avenue to Neuse Boulevard McKinley Avenue, from Country Club Road to Sycamore Street Main Street, from West Street to its end west of Sutton Street Meadows Street, from Dr. M L King Jr. Boulevard to Trent Boulevard Meadows Street, from Woodland Avenue to Simmons Street Middle Street, from Craven Street to Broad Street Miller Street, from Cedar Street to Neuse Boulevard Moore Avenue, from Country Club Road to its point of termination Myrtle Avenue, from Goldsboro Street to Biddle Street National Avenue, from Cypress Street to Oaks Road Neuse Avenue, from Asheville Street to Oaks Road Neuse Boulevard, from Fort Totten Drive to the city limits. New Bern Avenue, from Country Club Road to Pearson Street North Craven Street and River Drive, from Queen Street to Jack Smith Creek North Pasteur Street, from North Avenue to Dunn Street Norwood Street, from Walt Bellamy Drive to Pollock Street Pembroke Avenue, from Country Club Road to College Street Phillips Avenue, from Neuse Boulevard to the northern terminus thereof Pollock Street, from East Front Street to First Street Queen Anne Lane, from Neuse Boulevard to its end east of Fort Totten Drive Queen Street, from East Front Street to First Street Rhem Avenue, from First Street to Trent Boulevard Simmons Street, from Trent Boulevard to Neuse Boulevard Spencer Street, from First Street to Trent Boulevard Trent Avenue, from Asheville Street to Edenton Street Trent Boulevard, from First Street to Simmons Street

Watson Avenue, from Contentnea Avenue to National Avenue

West Street, from Cypress Street to Queen Street

SECTION 2. That Section 70-104. "Three-way and four-way stop intersections established." of Article II. "Traffic-control devices" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-104. "Three-way and four-way stop intersections established." in its entirety and inserting in its stead the following:

#### "Sec. 70-104. Three-way and four-way stop intersections established.

The following street intersections in the city are hereby declared to be three-way stop intersections, or four-way stop intersections, as below identified, and when stop signs are placed, erected or installed upon the designated streets, every driver of a vehicle shall stop in obedience to such signs before entering the intersection, and shall not proceed into or across the street being intersected until he, or she, has first determined that no conflict with pedestrian or vehicular traffic will be involved:

Three-way stop intersections: (1)

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Metcalf and New Streets, with signs to be erected on New Street, east of Metcalf, and on Metcalf, north and south of New Street.

Basil Drive, Pine Valley Drive and Greenbrier Parkway.

Basil Drive and Greenbrier Parkway.

George and Pollock Streets.

Hazel Avenue and Waters Street.

Park Avenue and Third Street.

Park Avenue and Fifth Street.

Park Avenue and Sixth Street.

Third Avenue and Cedar Street.

Four-way stop intersections:

Fifth Street and Rhem Avenue. Center Avenue and Meadows Street. Chattawka Lane and Lucerne Way. Chattawka Lane Tryon Road. Craven and Johnson Streets. e. . East Front and Johnson Streets. East Front and King Streets. Hancock and Johnson Streets. Hancock and New Streets. Metcalf and Johnson Streets. Middle and Johnson Streets. Middle and New Streets. 1. .

m. North Pasteur Street, North Avenue and High Street.

n. Park Avenue and Rhem Avenue,

o. Park Avenue and Seventh Street.

p. Queen Anne Lane and Lucerne Way.

q. Queen Anne Lane and Tryon Road.

r. Spencer Avenue and Third Street.

s. Spencer Avenue and Fifth Street.

t. Spencer Avenue and Seventh Street.

u. Taberna Way, Taberna Circle and Geneva Road

v. Yarmouth Road, Elveden Road and Norwich Road

SECTION 3. This ordinance shall be effective from and after the date of its adoption.

## ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

#### DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

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#### **REDLINE VERSION** AN ORDINANCE TO AMEND CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

THAT WHEREAS, the Public Works Director of the City of New Bern recommends that certain amendments be made to Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern; and

WHEREAS, the Board of Aldermen of the City of New Bern deems it advisable and in the public interest to effect said revisions to Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern.

## NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

SECTION 1. That Section 70-98. "Through streets enumerated." Article III. "Operation of vehicles" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-98. "Through streets enumerated." in its entirety and inserting in its stead the following:

#### "Sec. 70-98. Through streets enumerated.

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- First Avenue, from Cedar Street to Broad Street
- First Street, as it is not constituted, from Neuse Boulevard to the point at which is goes into Country Club Road
- Second Avenue, from Broad Street to Cedar Street
- Third Avenue, from Cedar Street to Broad Street
- Eighth Street, from Dr. M L King Jr. Boulevard
- Ninth Street, from Grace Avenue to Trent Boulevard
- Asheville Street, from Neuse Avenue to Contentnea Avenue
- Aycock Avenue, from Country Club Road to Carolina Street
- Benfield Avenue, from Neuse Boulevard to the northern terminus thereof
- Bern Street, from Queen Street to National Avenue
- Biddle Street, from I Street to F Street
- Bray Avenue, from West High Street to Neuse Boulevard
- Broad Street, from the Neuse River to Fort Totten Drive
- Bryan Street, from Walt Bellamy Drive to Queen Street
- Cedar Street, from Chapman Street to West Street

- Cherry Tree Drive, from Neuse Boulevard to the second intersection of Cherry Tree Drive and Sunset Road
- Chestnut Avenue, from Oscar Drive to its point of termination
- Christopher Avenue, from Colonial Way to Queen Anne Lane
- Clark Avenue, from Neuse Boulevard to Colonial Way
- Colonial Way, from Clark Avenue to Christopher Avenue
- Colony Drive, from Neuse Boulevard to Racetrack Road
- Contentnea Avenue, from Fayetteville Street to National Avenue
- Country Club Road, from First Street to the city limits
- Craven Street, from Queen Street to Broad Street
- Dr. M L King Jr. Boulevard, from Neuse Boulevard to the city limits
- F Street, from Biddle Street to Cypress Street
- Fort Totten Drive, from Trent Boulevard to Neuse Boulevard
- Garden Street, from Rose Street to its intersection with Sutton Street
- George Street, from Cypress Street to Broad Street
- Greenbrier Parkway
- Jarvis Street, from Kinston Street to Biddle Street
- Jefferson Avenue, from Wilson Street to Dr. M L King Jr. Boulevard
- Jones Street, from Walt Bellamy Drive to Pollock Street
- K Street, from Main Street to F Street
- Lane Avenue, from Charles Street to Wake Street
- Lincoln Street, to the eastern terminus thereof
- Longview Drive, from Elizabeth Avenue to Neuse Boulevard
- McKinley Avenue, from Country Club Road to Sycamore Street
- Main Street, from West Street to its end west of Sutton Street
- Meadows Street, from Dr. M L King Jr. Boulevard to Trent Boulevard
- Meadows Street, from Woodland Avenue to Simmons Street
- Middle Street, from Craven Street to Broad Street
- Miller Street, from Cedar Street to Neuse Boulevard
- Moore Avenue, from Country Club Road to its point of termination
- Myrtle Avenue, from Goldsboro Street to Biddle Street
- National Avenue, from Cypress Street to Oaks Road
- Neuse Avenue, from Asheville Street to Oaks Road
- Neuse Boulevard, from Fort Totten Drive to the city limits
- New Bern Avenue, from Country Club Road to Pearson Street
- North Craven Street and River Drive, from Queen Street to Jack Smith Creek
- North Pasteur Street, from North Avenue to Dunn Street
- Norwood Street, from Walt Bellamy Drive to Pollock Street
- Park Avenue, from First Street to Seventh Street
- Pembroke Avenue, from Country Club Road to College Street
- Phillips Avenue, from Neuse Boulevard to the northern terminus thereof
- Pollock Street, from East Front Street to First Street
- Queen Anne Lane, from Neuse Boulevard to its end east of Fort Totten Drive
- Queen Street, from East Front Street to First Street
- Rhem Avenue, from First Street to Trent Boulevard
- Simmons Street, from Trent Boulevard to Neuse Boulevard

- Spencer Street, from First Street to Trent Boulevard
- Trent Avenue, from Asheville Street to Edenton Street
- Trent Boulevard, from First Street to Simmons Street
- Watson Avenue, from Contentnea Avenue to National Avenue
- West Street, from Cypress Street to Queen Street

SECTION 2. That Section 70-104. "Three-way and four-way stop intersections established." of Article II. "Traffic-control devices" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-104. "Three-way and four-way stop intersections established." in its entirety and inserting in its stead the following:

#### "Sec. 70-104. Three-way and four-way stop intersections established.

The following street intersections in the city are hereby declared to be three-way stop intersections, or four-way stop intersections, as below identified, and when stop signs are placed, erected or installed upon the designated streets, every driver of a vehicle shall stop in obedience to such signs before entering the intersection, and shall not proceed into or across the street being intersected until he, or she, has first determined that no conflict with pedestrian or vehicular traffic will be involved:

- (1) Three-way stop intersections:
  - a. Metcalf and New Streets, with signs to be erected on New Street, east of Metcalf, and on Metcalf, north and south of New Street.
  - b. Basil Drive, Pine Valley Drive and Greenbrier Parkway.
  - c. Basil Drive and Greenbrier Parkway.
  - d. George and Pollock Streets.
  - e. Hazel Avenue and Waters Street.
  - f. Park Avenue and Third Street.
  - g. Park Avenue and Fifth Street.
  - h. Park Avenue and Sixth Street.
  - fi. Third Avenue and Cedar Street.
- (2) Four-way stop intersections:
  - a. Fifth Street and Rhem Avenue.
  - b. Center Avenue and Meadows Street.
  - c. Chattawka Lane and Lucerne Way.
  - d. Chattawka Lane Tryon Road.
  - e. Craven and Johnson Streets.
  - f. East Front and Johnson Streets.
  - g. East Front and King Streets.
  - h. Hancock and Johnson Streets.
  - i. Hancock and New Streets.

- j. Metcalf and Johnson Streets.
- k. Middle and Johnson Streets.
- 1. Middle and New Streets.
- m. North Pasteur Street, North Avenue and High Street.
- n. Park Avenue and Rhem Avenue,
- o. Park Avenue and Seventh Street.
- np. Queen Anne Lane and Lucerne Way.
- θq. Queen Anne Lane and Tryon Road.
- pr. Spencer Avenue and Third Street.
- qs. Spencer Avenue and Fifth Street.
- Ft. Spencer Avenue and Seventh Street.
- su. Taberna Way, Taberna Circle and Geneva Road
- ty. Yarmouth Road, Elveden Road and Norwich Road
- SECTION 3. This ordinance shall be effective from and after the date of its adoption.

ADOPTED THIS 14th DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

## AGENDA ITEM COVER SHEET

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#### Agenda Item Title:

Consider adopt defined in Sect	ting a resolution to tion 70-99 of the C	adopt the revi ity of New Berr	sed Schedule of Sto Code of Ordinance	op Intersections as es.	
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Department P	ublic Works	Person Sub	mitting Item: Matt	t Montanye	
Call for Public I	Hearing <u>No</u>	Date o	of Public Hearing		
Explanation of	Item:				
Consider adopt defined in Sect	ing a resolution to ion 70-99 of the C	adopt the revisity of New Bern	sed Schedule of Sto Code of Ordinance	op Intersections as es.	-
Actions Needed	by Board				
Adopt resolution				- · ·	
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Resolution Schedules of Sto					-
Cost of Agenda	Item: N/A				
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Additional note	S:				
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Public Works Department P.O. Box 1129, 1004 S. Glenburnie Road New Bern, N.C. 28563-1129 Phone: (252) 639-7501 Fax: (252) 636-1848

August 3, 2018...

Memo	o to: Mayor	and Board of Aldermen	A Philip
From	: Matt M	ontanye, Director of Public Works	A. 813110
Rei	Consid	er adopting an ordinance amendmen s" of the City of New Bern Code of t	nt, amending chapter 70 "Traffic and

#### **Background Information:**

Over the past several years, City Staff has been working with the Ghent Community to put measures in place to slow down the traffic within this community. This proposal will add stop signs along Park Avenue at several intersecting streets creating three and four-way stop intersections. Therefore, the following changes are being proposed to Section 70 of the New Bern Code of Ordinance.

Section 70-9 Through Streets Enumerated

<u>Removals:</u>

o Park Avenue, from First Street to Seventh Street.

#### Section 70.99 Stop Intersections (See Schedule for "Stop Intersections"

<u>Removals:</u>

<u>Stop Street</u> Rhem Street Second Street Third Street Fifth Street Sixth Street Park Avenue

<u>Through Street</u>
Park Avenue
Seventh Street

#### Section 70-104 Three-way and Four-way stop intersections established

Additions:

Three-way stop intersections:

- o Park Avenue at Third Street
- Park Avenue at Fifth Street
- o Park Avenue at Sixth Street

Four-way stop intersections:

- o Park Avenue at Rhem Avenue/Second Street
- o Park Avenue at Seventh Street

#### Recommendation:

The Public Works Department recommends and request that the Board adopt an ordinance amendment, amending Chapter 70 "Traffic and Vehicles" of the City of New Bern Code of Ordinances as outlined above and a resolution to adopt the attached revised Schedule of Stop Intersections as defined in Section 70-99 of the Code of Ordinances

:.

#### **RESOLUTION**

THAT WHEREAS, the Board of Aldermen of the City of New Bern desires to adopt the attached revised Schedule of Stop Intersections as defined in Section 70-99 of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

SECTION 1. That the attached Schedule of Stop Intersections as defined in Section 70-99 of the Code of Ordinances of the City of New Bern be and the same is hereby adopted.

ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

#### DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

# **CITY OF NEW BERN**

"STOP INTERSECTIONS"



## AS DEFINED IN SECTION 70-99 OF THE NEW BERN CODE OF ORDINANCES

Adopted by the Board of Aldermen of the City of New Bern July 24, 2018

#### Stop intersections.

Stop Street A Street A Street Adell Lane Adell Lane Alabama Avenue Albemarle Court **Albury Court** Allen Drive Amhurst Boulevard Appenzell Lane Arbon Court Arbon Lane Arbor Green Way Arbor Green Way (south leg intersection) Arcane Circle Arcaro Walk Arcaro Walk Asheville Street Ashland Avenue Auburn Court Augusta Court Augusta Court Austin Avenue Avenue A Avenue A Avenue A Avenue B Avenue B Avenue B Avenue C Avenue C Avenue C Avenue D Avenue D Avenue D Aycock Avenue Aycock Avenue **B** Street **B** Street **Baden Court** Baden Lane

Through Street F Street National Avenue Conner Grant Road Sellhorn Boulevard Beech Street **Plymouth Drive** Amhurst Boulevard **Trent Shores Drive Monterey Circle** Emmen Road Taberna Circle Taberna Circle Dr. M L King Jr. Boulevard Arbor Green Way Tram Road Preakness Place Racetrack Road Fayetteville Street South Glenburnie Road Waterscape Way Augusta Court Clubhouse Drive Old Airport Road National Avenue North Craven Street North Pasteur Street Carolina Street/Aycock Ave Country Club Road F Street National Avenue Baden Lane Mellen Road

Stop Street

**Bandon Drive Basil Drive Battlefield Trail Batts Hill Road** Bay Hill Court **Bay Street Bay Street Bay Street Bay Street Bayberry Park Drive Bayberry Park Drive** Beacon Hill Road **Beaufort Street Beaufort Street** Belles Way Bern Street Bern Street Bern Street Bern Street Bern Street Bern Street Berryhill Road Biel Lane **Blades Avenue Bloomfield Street Bloomfield Street Bloomfield Street** Blue Jay Court **Bluebell Trace** Boleyn Loop **Booms Alley Bray Avenue** Brems Battery **Briarhill Court Brices Crossing Boulevard Brices Crossing Boulevard Brookshire Drive** Brugg Court **Brunswick Avenue Bryan Street Bryan Street Buckskin Drive Buckskin Drive** 

Through Street Savoy Drive **Greenbrier Parkway** Taberna Way Country Club Road **Pine Valley Drive** Crawford Street First Avenue Second Avenue Third Avenue Onyx Lane Waterscape Way Haywood Farms Road East Rose Street Garden Street **River Road** Broad Street Fleet Street **George Street** New Street Pollock Street Queen Street Haywood Farms Road Neuchatel Road National Avenue K Street Main Street North Street **Red Robin Lane** Delft Drive Taberna Circle Green Street Neuse Boulevard Judge Manly Drive Briarhill Road General Branch Road Old Airport Road Myrtle Grove Road Arbon Lane **Colony Drive** Walt Bellamy Drive **Oueen Street** Elizabeth Avenue **Tobiano Drive** 

#### Stop Street

**Bullens Creek Drive Bungalow Drive Burlywood Lane Buttercup Court** Buxton Way Canal Street Candlewood Lane Canterwood Lane Cardinal Road Carmel Lane Carmer Street Carolina Avenue Carolina Street Carroll Street Carver Street **Carver Street** Carver Street Cashmere Lane Castle Ridge Road Catarina Lane Catarina Lane **Cayenne** Court Cedar Street Cedar Street Celadon Lane Celadon Lane Center Avenue Center Avenue Center Avenue Cerise Circle Change Street Chapman Street Chapman Street Charles Street Charles Street Charles Street Charles Street Charles Street Chattawka Lane Chattawka Lane Cherry Lane Cherry Tree Drive Cherry Tree Drive <u>Through Street</u> Gables Road Savoy Drive Creekscape Cross

Creekscape Crossing Austin Avenue Kinnakeet Lane Carver Street Amhurst Boulevard Oakdale Avenue McCarthy Boulevard Pine Valley Drive Cramer Drive Trent Road Moore Avenue Broad Street **Beaufort Street** Lincoln Street Washington Street Sienna Trail River Lane Austin Avenue Drew Avenue Peppercorn Road George Street West Street Moss Bend Waterscape Way **Eighth Street** Ninth Street Simmons Street Creekscape Crossing Craven Street, on the east side Cedar Street Main Street Aycock Avenue Chestnut Avenue Hartford Avenue **McKinley Avenue** New Bern Avenue Neuse Boulevard Trent Boulevard **Elizabeth Avenue** Neuse Boulevard Sunset Road

#### Stop Street

Chestnut Avenue Christian Court Christopher Avenue **Church Street** Church Street Church Street Cinnamon Run Clark Avenue Clark Avenue Clark Avenue Clark Street Clark Street Clark Street Cleveland Street **Club House Drive** Clubhouse Turn Clubhouse Turn Cobb Street Cobb Street Cobbiestone Alley Coley Lane College Court **College Street College Street** College Street **College Street College Street** College Way **Colony Drive Colony Drive Colony Drive** Commerce Drive Commerce Drive Concord Street **Concord Street** Conner Grant Road Contentnea Avenue Contentnea Avenue Corena Drive Corena Drive Corinth Drive **Counts Court** Court Street

Through Street Oscar Drive **Midyette Avenue** Queen Anne Lane **Bryan Street** Jones Street Norwood Street **Bayberry Park Drive** Lincoln Street Neuse Boulevard Washington Street Alabama Avenue Georgia Avenue Oaks Road Jefferson Avenue Greenbrier Parkway Church Hill Court Fairmount Way Carver Street **Clark Avenue** Waterscape Way Austin Avenue College Court Aycock Avenue Chestnut Avenue **McKinley Avenue** Moore Avenue New Bern Avenue Yarmouth Road Forest Park Drive Neuse Boulevard Racetrack Road McCarthy Boulevard Trent Road **Colony Drive Elizabeth Avenue** Old Airport Road **Favetteville Street** National Avenue **Rainmaker Drive Rainmaker Drive** Shadow Brook Lane Yarmouth Road National Avenue

#### Stop Street

Cove Harbor **Coventry Court Crabtree Circle** Craftsman Drive Craftsman Drive Cranberry Lane **Craven Street** Creekscape Crossing Creekside Drive **Creekside Drive Creeping Phlox Drive Creeping Phlox Drive** Crepe Myrtle Road **Crescent Street** Crimson Walk Crimson Walk Currituck Court **Cutler Street Cypress Shores Drive Cypress Street** Cypress Street **Cypress Street** Dail Street Dail Street Dail Street **Daniels Street Daniels Street Daniels Street** Dare Court Darst Street **Darst Street** Dartmouth Lane **Davis Street** Deerfoot Circle **Delaney Way** Delesa Court **Delft Drive** Denim Court **Derby Court Derby Park Avenue Devers** Avenue **Devers Street** Dillahunt Street

Through Street Harbor Island Road Shoreview Drive Haywood Farms Road **Bungalow Drive** Savoy Drive Sienna Trail Queen Street Waterscape Way Meadow Court Morton Road Shadow Brook Lane Split Oak Way **Towne Woods Drive** North Craven Street Cinnamon Run Onyx Lane **Trent Village Drive** Watson Avenue Morton Road At intersection of West and F Streets Bern Street George Street Alabama Avenue Florida Avenue Oaks Road Alabama Avenue Georgia Avenue Oaks Road **Plymouth Drive** Elm Street Queen Street Harvard Way Country Club Road Amhurst Boulevard Adell Lane **Midyette Avenue** Waterscape Way Sienna Trail Derby Park Avenue Racetrack Road Queen Anne Lane McArthur Avenue **Carver Street** 

#### Stop Street

**Dillahunt Street** Dillahunt Street **Dixon Nursery Road Dixon Nursery Road** Dogwood Drive Doral Court **Dovefield Court Drew Avenue** Duchess Court **Duffy Street Duffy Street Dukes Court Dunn Street** Dunn Street Durham Street **Durham Street** E Street E Street Earls Court East Front Street East Hightree Lane East Pleasant Hill Drive East Rose Street **Eden Street** Eden Street **Edenton Street** Edgecombe Street **Edgewood Street** Edgewood Street **Educational Drive** Edwards Way **EF Thompkins Lane Eighth Street Eighth Street Eighth Street Eighth Street** Elizabeth Avenue Elizabeth Avenue **Elizabeth Avenue** Elizabeth Avenue Ella Sofia Lane **Ellington Street Ellington Street** 

**Through Street** Clark Avenue Washington Street **Glenburnie Drive** North First Avenue Simmons Street Pine Valley Drive Windy Trail Austin Avenue Yarmouth Road Alabama Avenue Oaks Road Yarmouth Road National Avenue North Craven Street Neuse Avenue **Trent Avenue B** Street C Street Yarmouth Road Queen Street Amhurst Boulevard NC Hwy 55 Biddle Street Pollock Street South Front Street Neuse Avenue Woodland Avenue **Benfield Avenue Phillips Avenue** Simmons Street **River Road** Chestnut Avenue Dr. M L King Jr. Boulevard Seventh Street Spencer Avenue **Trent Boulevard** Amhurst Boulevard Karen Drive Racetrack Road Simmons Street Bettye Gresham Lane Alabama Avenue Oaks Road

#### Stop Street

Ellington Street Ellington Street, on east side of Georgia Avenue Elm Drive Elm Drive Elm Street Elm Street Elm Street Elm Street Eim Street Elm Street Elmwood Street Elmwood Street Elsmore Drive Elveden Road **Emerson Street Emerson Street** Emerson Street **Emerson Street Emerson Street** English Ivy Lane **Eubanks Street Eubanks Street Eubanks Street** Evans Mill Road **Evans Street** Fairfax Lane Fairmount Way Fairmount Way Fairways Seven Court Fairways West Court Fairways West Drive Fairways West Drive Fairwoods Lane Farrior Circle **Fayetteville Street** Felicity Lane **Fieldgreen Circle** Fifth Street **Fifth Street Firestone Court First Avenue** Fleet Street Fleet Street

**Through Street** South Carolina Avenue Georgia Avenue and Ellington Street Country Club Road Oak Drive First Avenue Miller Street **Roundtree Street** Second Avenue Third Avenue West Street Colonial Place Fifth Street Bandon Drive Yarmouth Road Aycock Avenue Chestnut Avenue McKinley Avenue New Bern Avenue Pembroke Avenue Forest Park Drive Booms Alley Main Street, on north side Sampson Street Old Airport Road Country Club Road Elizabeth Avenue Elizabeth Avenue Saratoga Lane Fairways West Drive Fairways West Drive **Club House Drive** Fairways West Drive **Pinetree Drive** Country Club Road Neuse Avenue Sellhorn Boulevard Haywood Farms Road Trent Boulevard Tryon Road **Pine Valley Drive Broad Street** Broad Street Queen Street

#### Stop Street

Florida Avenue Florida Avenue **Forbes Alley Forest Park Drive** Forest Park Drive Forest Street Forest Street, southeast bound Fort Totten Drive Fort Totten Drive Fort Totten Drive Fourth Street Fourth Street Fourth Street Fowlers Lane **Fowlers Lane** Friburg Road Friendly Avenue G Street G Street **Gables** Road Gables Road Garden Center Lane Gaston Boulevard General Branch Drive Geneva Court Gladiola Drive **Glenbrook Lane Glenburnie Drive Glenwood Avenue** Glenwood Avenue Goldsboro Street **Goldsboro Street** Grace Avenue Grace Avenue Grace Avenue Grace Avenue Grace Street Grace Street Grace Street Grace Street Granville Court **Grave Street** Grave Street

**Through Street Beech Street Ellington Street Broad Street Colony Drive Elizabeth Avenue** Henderson Avenue **Griffin Avenue** McArthur Avenue Queen Anne Lane Trent Boulevard Park Avenue Rhem Avenue Spencer Avenue **F** Street G Street Taberna Way Trent Road **Biddle Street** K Street Gables Road (Loop section) West Thurman Road Red Robin Lane Neuse Boulevard Weathersby Drive Geneva Road Forest Park Drive **Brookshire Drive** Oaks Road Cherry Lane **Longview Drive** Garden Street Jarvis Street **Eighth Street** Pinetree Drive Simmons Street Simmons Street East Rose Street Garden Street Jarvis Street Myrtle Avenue **Trent Village Drive** Aycock Avenue Hartford Avenue

Stop Street Grave Street Grave Street Green Park Terrace Green Street Green Street Green Street Greenbrier Court Greensboro Street **Greensboro Street** Greensboro Street Griffin Avenue **Griffin Avenue Griffin Avenue** Guilford Court **Guion Street Guion Street** H Street **H** Street Haley Ray Lane Haley Ray Lane Halifax Circle, eastern end Halifax Circle, western end Hancock Street Hancock Street Harbor Drive Harbor Island Road Hardee Farms Drive Harkers Way Harkers Way Harrison Street Hartford Avenue Hartford Avenue Hartford Avenue Harvard Way Hatties Lane Hatties Lane Hawks Pond Road Haywood Farms Road Hazel Avenue

Hazel Avenue Health Drive Through Street **McKinley** Avenue New Bern Avenue **Clark Avenue** K Street Main Street, on south side Sampson Street Greenbrier Parkway Contentnea Avenue Neuse Avenue Trent Avenue Meadows Street Ninth Street Simmons Street Trent Village Drive George Street North Craven Street **Biddle Street** K Street Catarina Lane West Thurman Road Roanoke Avenue Roanoke Avenue Oueen Street South Front Street Oaks Road **Batts Hill Road** Bettye Gresham Lane **Reunion Pointe Lane** Waterscape Way Grace Street Country Club Road Lowell Street Wake Street South Glenburnie Road Cedar Street Elm Street Batts Hill Road Greenleaf Cemetary Road At its intersection with Dogwood Road Extension to the end that northbound traffic on Hazel Avenue shall be required Neuse Boulevard

Neuse Boulevard

#### Stop Street

Heather Court Helen Avenue Helen Avenue Henderson Avenue Henderson Avenue Henderson Avenue Henderson Avenue Henna Place Heritage Drive Hidden Drive Hidden Harbor Drive **High School Drive High School Drive Highland Avenue Hightree Lane** Hillmont Road Holly Street Holly Street Homestead Drive Homestead Drive Honeycutt Court Honeycutt Court Horgen Court Horseshoe Road Hotel Drive Howard Street Howard Street Hunter Road 1 Street Indigo Lane Inge Court Innisbrook Court Innisbrook Lane Inverness Court Ivy Court Jackson Street Jade Court Jamestown Court Jarvis Street Jarvis Street Jenny Lisa Lane **Jimmies Creek Drive** Joan Court

**Through Street** Cashmere Lane Neuse Boulevard Opal Street **Eighth Street** Meadows Street Ninth Street Simmons Street Sienna Trail **Kimberly Road** Tram Road Country Club Road Meadows Street Simmons Street Madison Avenue Amhurst Boulevard NC Hwv 55 Alabama Avenue Oaks Road Edwards Way **River** Road Heckathorne Drive Neuse Boulevard Montreux Lane Morton Road Trent Road Cypress Street Queen Street Trent Road Main Street Waterscape Way Sellhorn Boulevard Innisbrook Lane **Clubhouse Drive** Laurel Valley Drive Moss Bend Franklin Avenue Spring Green Pass **Colony Drive** Biddle Street East Rose Street **Rennys Creek Drive** Yarmouth Road Odham Lane

#### Stop Street

John Willis Road John Willis Road Johnson Street Johnston Lane Jones Street Joshua Norman Drive Judge Manly Drive Julia Clay Street Jura Court K Street K Street **Kaitlyn Lane Karen Drive** Karen Street Karen Street Kennedy Avenue **Kensington Park Drive Kilmarnock Street Kimberly Road King Street Kings Way Kingsmill Court** Kinston Street **Kinston Street Kinston Street Knights** Court **Kriens** Court LaGrange Street LaGrange Street LaGrange Street Lake Pointe Road Lakeshore Drive Lancewood Court Lancy Lane Landscape Drive Lapis Court Lark Street Lark Street Lathams Battery Laura Lane Laura Lane Laurel Street Laurel Street

Through Street Drew Avenue Haley Ray Lane Queen Street **Old Airport Road** Walt Bellamy Drive **Conner Grant Road Brices Crossing Boulevard** North Bern Street Meilen Road F Street Main Street **Towne Woods Drive** Neuse Boulevard Midyette Avenue **Pinecrest Avenue** Neuse Boulevard Neuse Boulevard **Broad Street** Simmons Street **Craven Street** Elizabeth Avenue **Clubhouse Drive** East Rose Street Garden Street Jarvis Street Yarmouth Road Emmen Road East Rose Street Garden Street Jarvis Street Tram Road Horseshoe Road **Monterey Circle** Lugano Road Old Airport Road Indigo Lane Lincoln Street Washington Street Weathersby Drive **Monterey Circle** Pinetree Drive **Dogwood Drive Kimberly Road** 

#### **Stop Street**

Laurel Street Laurel Street Laurel Valley Drive Lavenham Road Lavenham Road Lawson Street Lawson Street Leaf Court Lee's Avenue Lee's Avenue Lee's Avenue Lefringhouse Lane Lefringhouse Lane Lefty Court Liberty Street Liberty Street Lichen Lane Liestal Lane Lincoln Street Linden Street Lipmans Alley Lobioly Lane Loblolly Lane Longview Drive Longview Drive Lookout Lane Lori Drive Lori Drive Louisiana Avenue Lowell Street Lowes Boulevard Lucerne Way Lugano Road Lynn Street Macon Court Macy Court Magnolia Drive Main Street Main Street Main Street Manning Road Manteo Court **Margaret Court** 

# <u>Through Street</u>

North Hills Drive Oaks Road **Pine Valley Drive** Norwich Road Oxford Lane Church Street Walt Bellamy Drive Creekscape Crossing F Street Main Street Sampson Street Flla Sofia Lane Hardee Farms Drive Hardee Farms Drive Pollock Street Walt Bellamy Drive Creekscape Crossing Lugano Road Williams Street East Front Street Chapman Street Elizabeth Avenue Forest Park Drive Elizabeth Avenue Neuse Boulevard Evans Mill Road Elizabeth Avenue **Pinetree Drive** Clark Street Moore Avenue Trent Road Fort Totten Drive Emmen Road Elizabeth Avenue **Trent Village Drive** Austin Avenue Madison Avenue Bern Street George Street West Street Elizabeth Avenue Halifax Circle Wind Hill Court

#### Stop Street

Marion Drive Martin Drive Mason Circle McArthur Avenue **McKinley Avenue** McKinley Avenue Meadow Court Drive Meadows Street Meadows Street Meadows Street Meadowview Drive Mechanic Street Mechanic Street Mechanic Street Mechanic Street Medical Park Avenue Mellen Road Mellen Road Meridian Court Merriwood Court Metcalf Street Metcalf Street Middle Street Middle Street Midvette Avenue Miller Street Miller Street Miller Street Mitchell Circle Mockingbird Lane Monroe Drive Monroe Drive Montreux Lane Moore Avenue Morton Road **Moses Griffin Lane** Moss Bend Mourning Dove Trail **Mulligan Court** Murdock Way Murl Lane Murl Lane Murray Street

**Through Street Brices Creek Road** South Glenburnie Road Magnolia Drive Queen Anne Lane Country Club Road Sycamore Street Morton Road Dr. M L King Jr. Boulevard Simmons Street **Trent Boulevard Bray Avenue** East Rose Street Garden Street Jarvis Street Myrtle Avenue Wellons Boulevard Mellen Court Taberna Circle Pine Valley Drive **Brookshire Drive Broad Street Oueen Street Craven Street** Broad Street Neuse Boulevard Booms Allev **Broad Street** Cedar Street Horseshoe Road **Red Robin Lane** Madison Avenue Magnolia Drive **Reinach Lane** Country Club Road Trent Road **Tomlinson Boulevard** Celadon Lane **Oaks Road** Pine Valley Drive Woolard Trail Friburg Road **Teufen Road** Cedar Street

#### Stop Street

**Murray Street** Myrtle Avenue **Myrtle Avenue** Nathan Tisdale Lane National Court Drive National Court Drive **Neelv Street** Nelson Street Nelson Street Neuchatel Road Neuse Avenue **Neuse Landing Drive** New Bern Avenue New Bern Avenue New Bern Avenue New Street New Street New Street Newman Road Newman Road **Newsome Drive** Newton Drive Newton Drive Ninth Street Ninth Street Ninth Street Nordhoff Street North Avenue North Bern Street North Craven Street North First Avenue North Grace Avenue North Hills Court North Hills Drive North Pasteur Street North Second Avenue North Cool Avenue North Cool Avenue Norwich Court Norwood Street Norwood Street Norwood Street Neuchâtel Court

Through Street Main Street, on north side Biddle Street Goldsboro Street **Tomlinson Boulevard** Cutler Street National Avenue Evans Street Aycock Avenue Moore Avenue Taberna Way National Avenue North Glenburnie Road Pearson Street Stimpson Street Sycamore Street Craven Street, on the west side East Front Street, on the west side Queen Street McCarthy Boulevard New Bern Mall Country Club Road Simmons Street Tatum Drive Grace Avenue Spencer Avenue Trent Boulevard Woolard Trail North Craven Street **Bern Street Oueen Street Oaks Road** Grace Avenue North Hills Drive Simmons Street Dunn Street Oaks Road Cypress Street Queen Street Norwich Road Pollock Street Pollock Street Walt Bellamy Drive Neuchatel Road

Stop Street Nunn Street Nunn Street Nydegg Court Nydegg Road Nyon Court Nvon Road **Oak Drive** Oak Hill Lane Oak Street Oakdale Avenue **Oakland Avenue Oakmont Circle Oakmont Circle** Oakwood Avenue Odham Lane Old Airport Road Old Airport Road Olde Towne Place **Onslow Court Opal Street Oscar Drive** Oscar Drive Oxford Lane **Oxford Lane** Pasteur Street Pavie Avenue **Pavie Avenue** Pavie Avenue Peach Tree Lane Pearson Street Pearson Street Pearson Street Pearson Street Pearson Street Pecan Court Pella Lane Pembroke Avenue Pembroke Avenue Penn Street Penn Street Penn Street Penn Street Pennyroyal Court

**Through Street** Cypress Street Main Street Taberna Circle Taberna Circle Nyon Road Geneva Road Country Club Road Laurel Valley Drive Cedar Street Oakdale Avenue South Glenburnie Road Laurel Valley Drive Southern Hills Drive Christopher Avenue Savoy Drive Taberna Circle Taberna Way **Batts Hill Road Plymouth Drive** Hazel Avenue Pembroke Avenue Pembroke Avenue Norwich Road Yarmouth Road Queen Street Cedar Street Main Street Sampson Street Haywood Farms Road Aycock Avenue Chestnut Avenue EF Thompkins Lane Hartford Avenue **McKinley** Avenue Jimmies Creek Drive **Corinth Drive College Street Country Club Road** Aycock Avenue Hartford Avenue Moore Avenue New Bern Avenue Pennyroyal Road

#### Stop Street

Pennyroyal Road Pennyroyal Road Pennyroyal Road, northeast bound Pennyroval Road, southwest bound Peppercorn Court Periwinkle Place Periwinkle Place **Phillips Avenue Pinecrest Avenue** Pinehurst Drive Pineneedle Place **Pinetree Drive Plymouth Drive Plymouth Drive Pollock Street Pollock Street** Poplar Street Poplar Street Powell Street Powell Street Preakness Place **Princess Street Princess Street Professional Drive Professional Drive** Queen Anne Lane Queen Anne Lane Queen Street Queen Street **Queen Street** Queens Court Racetrack Road Rail Court **Rainmaker Drive Rainmaker Drive Raleigh Street Raleigh Street Raleigh Street Raleigh Street** Red Hill Way **Red Hill Way Red Oak Drive** Red Oak Lane

**Through Street** Coriander Drive Peppercorn Road **Greenbrier Parkway Greenbrier Parkwav** Peppercorn Road Periwinkle Court Waterscape Way Neuse Boulevard **Neuse Boulevard** Carmel Lane Creekscape Crossing Amhurst Boulevard **Colony Drive Roanoke Avenue** East Front Street Hancock Street Alabama Avenue Oaks Road Midvette Avenue **Pinecrest Avenue Derby Park Avenue** Pollock Street Queen Street Neuse Boulevard Tatum Drive Neuse Boulevard Trent Boulevard East Front Street **First Street George Street** Thorpe-Abbott's Lane/Norwich Road Neuse Boulevard **Eighth Street** Corena Drive Washington Post Road East Rose Street Garden Street **Jarvis Street** Myrtle Avenue Bosch Boulevard New Bern Bypass **Colony Drive** Forest Park Drive

#### Stop Street

Red Robin Lane Reinach Lane Reizenstein Street Reizenstein Street Rennys Creek Drive Reunion Pointe Lane Reunion Pointe Lane Rhem Avenue Rhem Avenue

Rhem Street **Richmond Court Riverside Drive Riviera** Court Roanoke Avenue Roanoke Avenue Robbie Lane Rosemary Road **Rosemary Road Ruth Avenue** Sage Close Saint Gallen Court Salvo Drive Sampson Street Sandy Point Road Sarah Circle Saratoga Lane Sardis Lane Sardis Lane Scamozzi Drive Scamozzi Drive Seabiscuit Lane Seafoam Court Second Avenue Second Street Second Street Second Street Second Street Sellhorn Boulevard Seventh Street Seventh Street Seventh Street

**Through Street** Trent Road Emmen Road Darst Avenue Roundtree Street **Glenburnie Drive Reunion Pointe Lane** Waterscape Way Trent Boulevard, at its west end Trent Boulevard, near its east end (at the point at which eastbound traffic enters Trent Boulevard) **Country Club Road Trent Village Drive Bernhurst Road Pine Valley Drive Colony Drive** South Glenburnie Road Conner Grant Road **Coriander Drive** Greenbrier Parkway **Cutler Street** Waterscape Way Taberna Way **Fishing Creek Drive** West Street **Riverside Drive** Hawks Pond Road **Derby Park Avenue** Scamozzi Drive Shadow Brook Lane **Corinth Drive** Pella Lane Gables Road Sienna Trail Cedar Street Park Avenue Rhem Avenue Spencer Avenue **Trent Boulevard Old Airport Road** Park Avenue **Rhem Avenue** Trent Boulevard

#### Stop Street

Shadow Brook Lane Shadow Brook Lane Sherwood Avenue Shinnecock Court Shinnecock Drive Shinnecock Drive Shoreview Drive Shoreview Drive Sienna Place Sienna Trail Simmons Street Sir James Lane Sixth Street Sixth Street Skinner Court Skinner Court South Carolina Avenue South Front Street South Front Street South Jimmies Creek Drive South Jimmies Creek Drive Southern Hills Drive Sparta Way Sparta Way Spencer Avenue Spencer Avenue Spencer Avenue Spring Green Pass Spruce Court St Andrews Circle St John Street St John Street St Paul Street St Paul Street St Paul Street Stallings Parkway **Stallings Parkway** Stewart Boulevard Stewart Boulevard Stimpson Street Stimpson Street Stimpson Street Stonewall Circle

Through Street Myrtle Grove Road Trent Creek Road Longview Drive **Club House Drive Club House Drive Pine Valley Drive Marion Drive** Marion Drive Waterscape Way Waterscape Way Oaks Road Tyler Rhyne Trail Rhem Avenue Spencer Avenue **Beech Street** Harbor Drive Harbor Drive Eden Street Metcalf Street Dr. M L King Jr. Boulevard Jimmies Creek Drive Laurel Valley Drive **Corinth Drive** Pella Lane First Street Simmons Street Trent Boulevard Waterscape Way Red Oak Drive Pine Valley Drive McKinley Avenue New Bern Avenue Chestnut Avenue **McKinley Avenue** Pembroke Avenue Neuse Boulevard West High Street **Trent Boulevard** Wilson Street Aycock Avenue Chestnut Avenue Moore Avenue Old Airport Road

#### Stop Street

Stoneyhill Trail Sunrise Way Sunset Road Sunset Road Sursee Court Sutton's Alley Sweet Briar Court Sycamore Street Sycamore Street Sycamore Street Taberna Circle Taberna Way Tanglewood Court **Tarragon Court** Tatum Drive **Tatum Drive** Tatum Drive **Taylor Street Taylor Street** Tesie Trail Tesie Trail Teufen Road **Thatcher Court** Third Street Third Street Thomas Avenue Thorpe-Abbott's Lane Thyme Court **Ticino Road** Ticino Road **Tina Court Tobiano Drive Tobiano Drive** Token Court **Tomlinson Boulevard** Towne Woods Drive Tram Road Traveller Lane Trent Avenue, both sides Trent Street **Trent Street** Trent Street **Trent Village Drive** 

Through Street Neuse Boulevard Windy Trail **Cherrytree Drive Elizabeth Avenue** Emmen Road **Oueen Street** Meadowview Drive Aycock Avenue Chestnut Avenue Moore Avenue Taberna Way **Emmen Road Pine Valley Drive Basil Drive** deGraffenried Avenue **High School Drive** Meadows Street **Midyette Avenue Pinecrest Avenue** Hardee Farms Drive Weathersby Drive Taberna Way Austin Avenue Rhem Avenue **Trent Boulevard** Longview Drive Yarmouth Road **Basil Drive** Taberna Circle **Ticino Court** Walter Drive **Derby Park Avenue** Elizabeth Avenue Seventh Street Academic Drive **Country Club Road Batts Hill Road** Gables Road Fayetteville Street Chestnut Avenue **McKinley Avenue** Pembroke Avenue Trent Road

Stop Street **Trolley Court** Tryon Road Tryon Road Tryon Road (north) Tryon Road (north) **Turtle Bay Drive Tuscan Lane** Tuscan Lane Tyler Rhyne Trail Underwriter Lane Unnamed short one-way street connecting Trent Boulevard to Chattawka Lane in a northwest direction Uster Court Valais Court Vaud Court Vineyard Drive Viridian Trace Wake Street Wake Street Wake Street Wake Street Walden Court Walden Road Walden Road Walt Bellamy Drive Walt Bellamy Drive Walter Drive Walter Drive Walton Drive Washington Court Washington Street Waterleaf Pointe Waters Street Waters Street Waterscape Way Weathersby Drive Weathersby Drive Wellon Boulevard Wellons Boulevard Wesley Drive West High Street West High Street West Hightree Lane

**Through Street** Seventh Street Fort Totten Drive Jefferson Avenue Lucerne Way (south) Tryon Road (south) Batts Hill Road Attmore Drive North Glenburnie Road Old Airport Road Judge Manly Drive Chattawka Lane Neuchatel Road Neuchatel Road Emmen Road Chelsea Road Creekscape Crossing Aycock Avenue Chestnut Avenue **McKinley Avenue** Moore Avenue Walden Road Mellen Road Taberna Circle First Street Fleet Street General Branch Drive **Tesie Trail Craftsman Drive** Washington Street Hazel Avenue Landscape Drive Helen Avenue Willow Tree Street Wilcox Road Bettye Gresham Lane **Brices Crossing Boulevard** Newman Road **McCarthy Boulevard** Oakdale Avenue **Benfield Avenue Phillips Avenue** Amhurst Boulevard

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Stop Street	Through Street
West Pleasant Hill Drive	NC Hwy 55
West Street	Queen Street
West Thurman Road	Old Airport Road
West Thurman Road	Waterscape Way
Westover Lane	Dickinson Court
Westover Lane	Lori Drive
Westwood Court	Elsmore Drive
White Ash Lane	Elizabeth Avenue
White Street	Bern Street
White Street	North Bern Street
Williams Street	East Rose Street
Williams Street	Garden Street
Williams Street	Harrison Street
Williams Street	Jarvis Street
Williams Street	Myrtle Avenue
Willow Tree Street	Opal Street
Wilmington Street	Contentnea Avenue
Wilmington Street	Neuse Avenue
Wilmington Street	Trent Avenue
Windy Trail traveling in a westerly direction	Windy Trail traveling n
Windy Trail traveling in an easterly direction	Windy Trail traveling n
Winged Foot Court	Shinnecock Drive
Woodland Avenue	Meadows Street
Woodland Avenue	North Grace Avenue
Woodland Avenue	Pinetree Drive
Woodland Avenue	Simmons Street
Woodvine Court	Forest Park Drive
Yadkin Court	Trent Village Drive
Yarmouth Road (at its terminus)	Yarmouth Road
York Court	York Street
York Street	Concord Street
Zurich Place	Hidden Harbor Drive
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Revision Dates:

Park Ave, intersection removed and added to section 70-104 three-way and four-way stop intersections 8/1/18 ÷

# AGENDA ITEM COVER SHEET

#### Agenda Item Title:

Consider Adopting an Ordinance to Amend Article VI \* Stopping, Standing and Parking \* of Chapter 70 \* Traffic and Vehicles \* of the Code of Ordinances for On-street Parking.

Date of Meeting 08/14/18	Ward # if applicable Ward 1 🛛 💽			
Department Public Works	Person Submitting Item: Matt Montanye			
Call for Public Hearing 🗌 Yes 🗸 No	Date of Public Hearing			
<b>Explanation of Item:</b> This is an amendment to the ordinance regarding downtown parking as follows: -the 500 block of South Front Street, between Hancock Street and Metcalf Street, will have no two-hour parking restriction; and -for the east side of Hancock Street, between South Front Street and Broad Street, the two-hour parking restriction is changed from 7:30 am - 5:30 pm to 8:00 am - 4:00 pm.				
Actions Needed by Board: Consider adopting Ordinance				
Is item time sensitive? 🗌 Yes 🗹 No				
Will there be advocates/opponents a	t the meeting? Yes 🗹 No			
Backup Attached: Memo & Ordinance (final and redline)				
Cost of Agenda Item:				

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director :  $\Box$  Yes  $\Box$  No

Additional notes:



#### NORTH CAROLINA

Public Works Department P.O. Box 1129, 1004 S. Glenburnie Road New Bern, N.C. 28563-1129 Phone: (252) 639-7501 Fax: (252) 636-1848

#### August 8, 2018

Memo to: Mayor and Board of Aldermen

From: Matt Montanye, Director of Public Works

Re: Consider adopting an ordinance to amend Article VI, "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern Code.

#### **Background Information:**

As a follow up to the parking ordinance that was approved in July of 2018, this amendment will modify the regulation outlined in Section 70-227 "Two-hour parking zones" as follows:

- The 500 block of South Front Street, between Hancock Street and Metcalf Street, will be removed and will have no two-hour parking restriction.
- The east side of Hancock Street, between South Front Street and Broad Street, will be removed from sub-section (a) and added to sub-section (b) which would change the twohour parking restriction from between 7:30 am - 5:30 pm to between 8:00 am - 4:00 pm.

#### **Recommendation:**

The Public Works Department recommends and request that the Board consider adopting an ordinance to amend Article VI "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the code of ordinance of the City of New Bern.

# AN ORDINANCE TO AMEND ARTICLE VI. STOPPING, STANDING AND PARKING" OF CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

THAT WHEREAS, the Board of Alderman of the City of New Bern deems it advisable and in the public interest to effect certain revisions to Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

SECTION 1. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-227. "Two hour parking zones." in its entirety and inserting in its stead the following:

# "Sec. 70-227. Two hour parking zones.

(a) When signs are placed, erected or installed in each block giving notice thereof, no person shall park a vehicle for longer than two hours at any time between the hours of 7:30 a.m. and 5:30 p.m. on any day except Saturday, Sunday and public holidays, upon any of the following streets, and the changing of the position of a vehicle from one point directly to another point, within the same block, shall be deemed one continuous parking period.

*Bern Street,* on the west side thereof, beginning at a point 25 feet south of the south curbline of Pollock Street extending southwardly to a point 135 feet south of the south curbline of Pollock Street.

Broad Street, on the north side, between Roundtree Street and Kilmarnock Street.

East Front Street, on the west side, between Broad Street and Johnson Street.

*Fleet Street,* on the west side, beginning at a point 28 feet south of the southern curbline of Broad Street, extending southwardly a distance of 112 feet.

Fleet Street, on the west side, between Pollock Street and New South Front Street.

George Street, on either side, between Broad Street and New Street.

George Street, on the east and west sides thereof, from Broad Street to Pollock Street.

Johnson Street, on the north side thereof, between Middle Street and Hancock Street.

Johnson Street, on the south side thereof, from the western right-of-way line of Middle Street to a point 135 feet east of the eastern right-of-way line of Hancock Street.

*National Avenue,* on the west side, beginning at a point 114 feet south of the southeastern most right-of-way of Court Street as it intersects with National Avenue, and extending in a southerly direction for 60 feet.

*New Street,* on the south side, from the intersection of New Street and Hancock Street eastwardly to the western right-of-way line of Middle Street.

*Pollock Street,* on the south side, between Hancock Street and Metcalf Street, except that portion of the street presently designated "No Parking."

Queen Street, on the north side, between West Street and Darst Avenue.

Queen Street, on the south side, between Broad Street and Princess Street.

Queen Street, on the south side, beginning at a point in the southern curbline of Queen Street which lies 116 feet westwardly of the intersection of the western right-of-way line of Princess Street and the southern right-of-way line of Queen Street, extending westwardly 125 feet.

Queen Street, on the southern side, beginning at the intersection of the southern right-ofway line of Bryan Street, extending westwardly a distance of 216 feet.

(b) When signs are placed, erected or installed in each block giving notice thereof, no person shall park a vehicle for longer than two hours at any time between the hours of 8:00 a.m. and 4:00 p.m. on any day except Saturday, Sunday and public holidays, upon any of the following streets, and the changing of the position of a vehicle from one point directly to another point, within the same block, shall be deemed one continuous parking period.

*Craven Street*, on the eastern side, from the southern right-of-way line of South Front Street, extending in a southerly direction 425 feet.

*Craven Street*, on both sides, from the intersection of Craven Street and South Front Street to Pollock Street.

Craven Street, on the western side, between Pollock Street and Broad Street.

Hancock Street, on the eastern side, between South Front Street and Broad Street.

*Middle Street*, on the western side, from the intersection of Middle Street and South Front Street extending in a southerly direction 550 feet.

*Middle Street*, on the eastern side, from the intersection of Middle Street and South Front Street extending in a southerly direction 300 feet.

*Middle Street*, on both sides, from the intersection of Middle Street and South Front Street to Broad Street.

*Pollock Street*, on both sides, from the intersection of Pollock Street and East Front Street to the terminus of the Neuse River.

Pollock Street, on the southern side, between East Front Street and Craven Street.

Pollock Street, on both sides, between Craven Street and Hancock Street.

South Front Street, on both sides, between East Front Street and Hancock Street.

# State Law reference – G.S. 160A-301.

SECTION 2. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting sub-sections 70-235(b) and 70-235(d) and inserting in their stead the following:

# "Sec. 70-235. Penalty for violation of certain provisions.

. . .

(b) *Notice to be affixed.* Whenever a member of the police department of the city or other person charged by ordinance with the enforcement of the provisions of this chapter regulating the parking of vehicles shall find that any of those provisions are being, or have been, violated by the owner or operator of any vehicle, such officer or person shall notify the owner or operator of the vehicle of the violation by conspicuously attaching to the vehicle a parking violation notice or citation in such form as the chief of police may direct.

. . .

(d) Settlement of claim. The chief of police or their designee is authorized to accept final settlement of the claim or claims, right or rights of action which the city may have to enforce such penalty by civil action in the nature of debt. Acceptance of a penalty shall be deemed a full and final release of any and all claims, or right of action arising out of contended violations. The chief of police is further authorized: (i) to establish a procedure to allow persons who receive citations for violations of city parking regulations to file administrative appeals; and (2) to set deadlines for the filing of such appeals. Any such procedure shall allow a minimum of twenty (20) days to file an appeal from the date of the parking citation."

<u>SECTION 3</u>. This ordinance shall be effective from and after the date of its adoption.

ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

# DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

# REDLINE AN ORDINANCE TO AMEND ARTICLE VI. STOPPING, STANDING AND PARKING" OF CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

THAT WHEREAS, the Board of Alderman of the City of New Bern deems it advisable and in the public interest to effect certain revisions to Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

SECTION 1. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-227. "Two hour parking zones." in its entirety and inserting in its stead the following:

# "Sec. 70-227. Two hour parking zones.

(a) When signs are placed, erected or installed in each block giving notice thereof, no person shall park a vehicle for longer than two hours at any time between the hours of 7:30 a.m. and 5:30 p.m. on any day except Saturday, Sunday and public holidays, upon any of the following streets, and the changing of the position of a vehicle from one point directly to another point, within the same block, shall be deemed one continuous parking period.

*Bern Street,* on the west side thereof, beginning at a point 25 feet south of the south curbline of Pollock Street extending southwardly to a point 135 feet south of the south curbline of Pollock Street.

Broad Street, on the north side, between Roundtree Street and Kilmarnock Street.

East Front Street, on the west side, between Broad Street and Johnson Street.

*Fleet Street,* on the west side, beginning at a point 28 feet south of the southern curbline of Broad Street, extending southwardly a distance of 112 feet.

Fleet Street, on the west side, between Pollock Street and New South Front Street.

George Street, on either side, between Broad Street and New Street.

George Street, on the east and west sides thereof, from Broad Street to Pollock Street.

*Hancock Street,* on the east side, from the intersection of Hancock Street and Tryon Palace Drive to the intersection of Hancock Street and Broad Street *Hancock Street,* on the west side, beginning at a point 55 feet south of the south curbline of Broad Street and continuing southwardly 375 feet to a point 25 feet north of the north curbline of Pollock Street.

Johnson Street, on the north side thereof, between Middle Street and Hancock Street.

*Johnson Street,* on the south side thereof, from the western right-of-way line of Middle Street to a point 135 feet east of the eastern right-of-way line of Hancock Street.

*National Avenue,* on the west side, beginning at a point 114 feet south of the southeastern most right-of-way of Court Street as it intersects with National Avenue, and extending in a southerly direction for 60 feet.

*New Street,* on the south side, from the intersection of New Street and Hancock Street eastwardly to the western right-of-way line of Middle Street.

*Pollock Street,* on the south side, between Hancock Street and Metcalf Street, except that portion of the street presently designated "No Parking."

Queen Street, on the north side, between West Street and Darst Avenue.

Queen Street, on the south side, between Broad Street and Princess Street.

*Queen Street,* on the south side, beginning at a point in the southern curbline of Queen Street which lies 116 feet westwardly of the intersection of the western right-of-way line of Princess Street and the southern right-of-way line of Queen Street, extending westwardly 125 feet.

Queen Street, on the southern side, beginning at the intersection of the southern right-ofway line of Bryan Street, extending westwardly a distance of 216 feet.

(b) When signs are placed, erected or installed in each block giving notice thereof, no person shall park a vehicle for longer than two hours at any time between the hours of 8:00 a.m. and 4:00 p.m. on any day except Saturday, Sunday and public holidays, upon any of the following streets, and the changing of the position of a vehicle from one point directly to another point, within the same block, shall be deemed one continuous parking period.

*Craven Street*, on the eastern side, from the southern right-of-way line of South Front Street, extending in a southerly direction 425 feet.

*Craven Street*, on both sides, from the intersection of Craven Street and South Front Street to Pollock Street.

Craven Street, on the western side, between Pollock Street and Broad Street.

Hancock Street, on the eastern side, between South Front Street and Broad Street.

*Middle Street*, on the western side, from the intersection of Middle Street and South Front Street extending in a southerly direction 550 feet.

*Middle Street*, on the eastern side, from the intersection of Middle Street and South Front Street extending in a southerly direction 300 feet.

*Middle Street*, on both sides, from the intersection of Middle Street and South Front Street to Broad Street.

*Pollock Street*, on both sides, from the intersection of Pollock Street and East Front Street to the terminus of the Neuse River.

Pollock Street, on the southern side, between East Front Street and Craven Street.

Pollock Street, on both sides, between Craven Street and Hancock Street.

South Front Street, on both sides, between East Front Street and Metcalf Street.

South Front Street, on both sides, between East Front Street and Hancock Street.

# State Law reference – G.S. 160A-301.

SECTION 2. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting sub-sections 70-235(b) and 70-235(d) and inserting in their stead the following:

# "Sec. 70-235. Penalty for violation of certain provisions.

(b) *Notice to be affixed.* Whenever a member of the police department of the city or other person charged by ordinance with the enforcement of the provisions of this chapter regulating the parking of vehicles shall find that any of those provisions are being, or have been, violated by the owner or operator of any vehicle, such officer or person shall notify the owner or operator of the vehicle of the violation by conspicuously attaching to the vehicle a parking violation notice or citation in such form as the <u>chief of police Finance Director</u> may direct.

. . .

. . .

(d) Settlement of claim. The chief of police or their designee is authorized to accept payments in full and final settlement of the claim or claims, right or rights of action which the city may have to enforce such penalty by civil action in the nature of debt. Acceptance of a penalty shall be deemed a full and final release of any and all claims, or right of action arising out of contended violations. The chief of police is further authorized: (i) to establish a procedure to allow persons who receive citations for violations of city parking regulations to file administrative appeals; and (2) to set deadlines for the filing of such appeals. Any such procedure shall allow a minimum of twenty (20) days to file an appeal from the date of the parking citation."

SECTION 3. This ordinance shall be effective from and after the date of its adoption. ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

# AGENDA ITEM COVER SHEET

#### Agenda Item Title:

Consider Adopting an Ordinance to Amend Chapter 70 "Traffic and Vehicles" of the Code of Ordinances

Date of Meeting 8/14/2018	Ward # if applicable Ward 1			
Department Finance	Person Submitting Item: JR Sabatelli, CPA, Director of Finance			
Call for Public Hearing 🗌 Yes 🖬 No	Date of Public Hearing			
Explanation of Item:				
This ordinance amends Chapter 70 "Traffic and Vehicles" of the Code of Ordinances.				
Actions Needed by Board: Adopt Ordinance				
Is item time sensitive? 🗌 Yes 🗹 No				
Will there be advocates/opponents a	at the meeting?□Yes ☑No			
Backup Attached:				
Memo from Director of Finance Ordinance				

Cost of Agenda Item: N/A

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director :  $\Box Yes \Box No$ 

Additional notes:



TO: City Manager, Honorable Mayor and Members of the Board of Aldermen

FROM: Joseph R. Sabatelli, CPA - Director of Finance

DATE: August 9, 2018

RE: Adopt Ordinance Amending Chapter 70 of the Code of Ordinances

# <u>Current</u>

• .

The attached ordinance amends Chapter 70 "Traffic and Vehicles of the City's Code of Ordinances as follows:

70-271 - Deleted in its entirety and replacing with a new "Purpose of division"

70-272 – Deleted in its entirety and replaced with a new "Leasing of parking spaces; marking of leased spaces"

70-273 - Deleted in its entirety and replaced with a new "Use of free daily parking lots".

70-274 – Deleted in its entirety and replaced with a new "Penalty for violation of certain provisions", which includes a \$25.00 civil penalty, which increases to \$50.00 if not paid within 30 days

70-275, 70-276, 70-277 – Deleted in their entirety

# **Requested Action**

The Board consider adopting the attached ordinance amending Chapter 70 of the Code of Ordinances at its August 14, 2018 meeting.

# AN ORDINANCE TO AMEND ARTICLE VI. STOPPING, STANDING AND PARKING" OF CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

THAT WHEREAS, the Board of Alderman of the City of New Bern deems it advisable and in the public interest to effect certain revisions to Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

SECTION 1. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-271. "Purpose of division." in its entirety and inserting in its stead the following:

"Sec. 70-271. Purpose of division.

"(a) It is the purpose of this division to regulate parking in the off-street parking lots which are owned, or controlled, and operated by the city, which consist of the following municipal parking lots:

(1) Free daily parking lots:

(i) *Red Bear Parking Lot* located at the south end of Craven Street, and identified by Craven County tax parcel identification number 8-001-D-126.

(ii) Gold Bear Parking Lot located at the Farmer's Market at the intersection of South Front Street and Hancock Street, and identified by Craven County tax parcel identification number 8-001-D-031.

(iii) Black Bear Parking Lot located at the intersection of New Street and Hancock Street, and identified by Craven County tax parcel identification number 8-002-D-071.

(2) Lease parking lots:

(i) *Pollock Street Parking Lot* located at the corner of Pollock Street and Craven Street, and identified by Craven County tax parcel identification number 8-002-A-220.

(ii) Craven Street Parking Lot located on the west side of Craven Street between Pollock Street and South Front Street, and identified by Craven County tax parcel identification number 8-001-C-096.

(iii) Hancock Street Parking Lot located on the east side of Hancock Street between Pollock Street and Broad Street, and identified by Craven County tax parcel identification numbers 8-002-C-070, 8-002-C-3000, 8-002-C-142, 8-002C-056, 8-002-C-4000, and 8-002-C-055.

(b) Except as otherwise provided in this division, municipal parking lots shall only be used for parking vehicles licensed for operation on public streets that may be safely parked within the marked parking spaces, and shall not be used for camping, or the storage of boats or trailers of any kind.

SECTION 2. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-272. "Leasing of parking spaces; marking of leased spaces." in its entirety and inserting in its stead the following:

"Sec. 70-272. Leasing of parking spaces; marking of leased spaces.

(a) Parking spaces in the lease parking lots may be leased by members of the public under such terms and conditions as may be established from time to time by the board of aldermen. The city manager or their designee is authorized to lease parking spaces for a term of one year or less. Each lease parking lot shall have a sign erected and prominently displayed at the entrance thereof no smaller than 24 inches by 24 inches, which states that "Marked leased spaces may be occupied by the lessee thereof or his designee only" and that "Any motor vehicle improperly parked in a leased space may be towed at the owner's expense as permitted by G.S. 20-219.2. Violators subject to civil penalty of \$25.00." Additionally, the city manager or their designee shall issue a parking permit to each lease of a parking space which shall be placed on the front mirror of leasee's vehicle while parked in a leased space. Vehicles failing to display a parking permit shall be subject to a civil penalty as provided in section 70-274.

(b) Designated areas in the lease parking lots may also be leased by members of the public for the location of commercial trash dumpsters under such terms and conditions as may be established from time to time by the board of aldermen. The city manager or their designee is authorized to lease commercial trash dumpster space for a term of one year or less."

SECTION 3. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-273. "Installation of parking meters at spaces not leased." in its entirety and the following inserted in its stead:

## "Sec. 70-273. Use of free daily parking lots.

(a) The Red Bear parking lot shall be made available to the public free of charge, provided that no parking shall be permitted Sunday through Thursday between the hours of 3:00 a.m. and 6:00 a.m.

(b) The Gold Bear parking lot shall be made available to the public free of charge, provided that no parking shall be permitted between 3:00 a.m. and 6:00 a.m., and Saturdays between the hours of 6:00 a.m. and 2:30 p.m.

(c) The Black Bear parking lot shall be made available to the public free of charge each day.

(d) The city manager, in their discretion, may temporarily alter or suspend the normal hours of operation of the free daily parking lots to accommodate public events and public construction projects."

<u>SECTION 4</u>. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-274. "Parking in metered spaces; vehicle to be parked within lines; proper coins to be deposited." in its entirety and the following inserted in its stead:

# "Sec. 70-274. Penalty for violation of certain provisions.

(a) All offenses set out in Division 3 of Article IV shall be punished as civil offenses pursuant to G.S. 160A-175. Violations shall not be misdemeanors or infractions pursuant to G.S. 14-4.

(b) Notice to be affixed. Whenever a member of the police department of the city or other person charged by ordinance with the enforcement of the provisions of this chapter regulating the parking of vehicles shall find that any of those provisions are being, or have been, violated by the owner or operator of any vehicle, such officer or person shall notify the owner or operator of the vehicle of the violation by conspicuously attaching to the vehicle a parking violation notice or citation in such form as the chief of police may direct.

Parking violation notice; contents. Such parking violation notice or citation shall, (c) among other things, (i) state upon its face the amount of the penalty for the specific violation if the penalty is paid within thirty (30) days from and after the violation; (ii) notify the offender that a failure to pay the penalty within thirty (30) days from the violation shall subject the offender to an additional late penalty in the amount of twenty-five (\$25.00); (iii) notify the offender that a failure to pay the penalty within the prescribed time shall subject the offender to a civil action in the nature of debt for the stated penalty plus an additional penalty in the amount of ninety-five dollars (\$95.00), together with the cost of the action to be taxed by the court; (iv) further provide that the offender may answer the city parking citation by mailing or delivering the citation and the stated penalty to the address specified on the citation, and that upon payment, the case or claim and right of action by the city will be deemed compromised and settled; (v) that the penalty must be either paid or the failure to pay must be cleared within thirty (30) days of the issuance of the citation. The notice shall further state that if the parking violation citation is not cleared within thirty (30) days, court action by the filing of a civil complaint for collection of the penalty may be taken. As used upon the parking violation citation, the word "cleared" shall mean either (i) payment, (ii) arrangement for payment to be made, or (iii) a prima facie showing that the parking citation was received as a result of mistake, inadvertence or excusable neglect by the person issuing the citation as determined by the administrative appeal process established in subsection (d).

(d) Settlement of claim. The chief of police or their designee is authorized to accept final settlement of the claim or claims, right or rights of action which the city may have to enforce such penalty by civil action in the nature of debt. Acceptance of a penalty shall be deemed a full

and final release of any and all claims, or right of action arising out of contended violations. The chief of police is further authorized: (i) to establish a procedure to allow persons who receive citations for violations of city parking regulations to file administrative appeals; and (2) to set deadlines for the filing of such appeals. Any such procedure shall allow a minimum of twenty (20) days to file an appeal from the date of the parking citation.

(e) *Penalties.* Any person who shall violate or allow or permit anyone to violate any of the provisions of this division and sections 70-272 and 70-273 shall pay a civil penalty of \$25.00.

(f) Additional penalties. Any civil penalty for a violation that is not paid within thirty (30) days shall accrue an additional penalty of \$25.00 for a total civil penalty of \$50.00.

(g) *Towing*. In addition to the other provisions of this division, in all cases in which a vehicle is parked on any municipal parking lot in violation of this division, such vehicle may be towed away from such municipal parking lot and stored in such place as may be designated by the police. If it becomes necessary to have such vehicle towed away and stored, the charges for towing and storage shall be paid by the owner or other person responsible for such vehicle."

<u>SECTION 5</u>. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-275. "Regulation of lot located within block bounded by Tryon Palace Drive, Middle, Pollock and Craven Streets." in its entirety.

<u>SECTION 6</u>. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-276. "Deposit of slug, tampering with meters prohibited." in its entirety.

<u>SECTION 7</u>. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-277. "Penalty for violation." in its entirety.

SECTION 8. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-278. "Signs to be erected at entrances to off-street parking lots." in its entirety.

SECTION 9. This ordinance shall be effective from and after the date of its adoption. ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

# BRENDA E. BLANCO, CITY CLERK

#### REDLINE

#### AN ORDINANCE TO AMEND ARTICLE VI. STOPPING, STANDING AND PARKING" OF CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF NEW BERN

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SECTION 1. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-271. "Purpose of division." in its entirety and inserting in its stead the following:

#### "Sec. 70-271. Purpose of division.

"(a) It is the purpose of this division to regulate parking in the off-street parking lots which are owned, or controlled, and operated by the city, which consist of the municipal lot situate on the north side of Broad Street between Middle and Craven Streets, the municipal lot situate on the east side of Craven Street at the corner of Craven and Pollock Streets, and the municipal lot which fronts on the west side of Craven Street and consists of property owned by the city, together with properties owned by others, in the block bounded by Tryon Palace Drive, Middle, Pollock and Craven Streets. the following municipal parking lots:

(1) Free daily parking lots:

(i) Red Bear Parking Lot located at the south end of Craven Street, and identified by Craven County tax parcel identification number 8-001-D-126.

(ii) <u>Gold Bear Parking Lot located at the Farmer's Market at the</u> intersection of South Front Street and Hancock Street, and identified by Craven County tax parcel identification number 8-001-D-031.

(iii) Black Bear Parking Lot located at the intersection of New Street and Hancock Street, and identified by Craven County tax parcel identification number 8-002-D-071.

(2) Lease parking lots:

(i) Pollock Street Parking Lot located at the corner of Pollock Street and Craven Street, and identified by Craven County tax parcel identification number 8-002-A-220.

(ii) Craven Street Parking Lot located on the west side of Craven Street between Pollock Street and South Front Street, and identified by Craven County tax parcel identification number 8-001-C-096. (iii) Hancock Street Parking Lot located on the east side of Hancock Street between Pollock Street and Broad Street, and identified by Craven County tax parcel identification numbers 8-002-C-070, 8-002-C-3000, 8-002-C-142, 8-002C-056, 8-002-C-4000, and 8-002-C-055.

(b) Except as otherwise provided in this division, municipal parking lots shall only be used for parking vehicles licensed for operation on public streets that may be safely parked within the marked parking spaces, and shall not be used for camping, or the storage of boats or trailers of any kind.

SECTION 2. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-272. "Leasing of parking spaces; marking of leased spaces." in its entirety and inserting in its stead the following:

"Sec. 70-272. Leasing of parking spaces; marking of leased spaces.

(a) Parking spaces in the lease parking lots may be leased by members of the public under such terms and conditions as may be established from time to time by the board of aldermen. The city manager or their designee is authorized to lease parking spaces for a term of one year or less. Each of such leased spaces shall be clearly marked by a sign setting forth the name of the individual lessee. Each lease parking lot, on which leased spaces are permitted, shall have a sign erected and prominently displayed at the entrance thereof no smaller than 24 inches by 24 inches, which states that "Marked leased spaces may be occupied by the lessee thereof or his designee only" and that "Any motor vehicle improperly parked in a leased space may be towed at the owner's expense as permitted by G.S. 20-219.2. Violators subject to civil penalty of \$25.00." Additionally, the city manager or their designee shall issue a parking permit to each lease of a parking space which shall be placed on the front mirror of lease's vehicle while parked in a leased in a leased in a leased in a leased space. Vehicles failing to display a parking permit shall be subject to a civil penalty as provided in section 70-274.

(b) Designated areas in the lease parking lots may also be leased by members of the public for the location of commercial trash dumpsters under such terms and conditions as may be established from time to time by the board of aldermen. The city manager or their designee is authorized to lease commercial trash dumpster space for a term of one year or less.

SECTION 3. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-273. "Installation of parking meters at spaces not leased." in its entirety and the following inserted in its stead:

#### "Sec. 70-273. Use of free daily parking lots.

(a) The Red Bear parking lot shall be made available to the public free of charge, provided that no parking shall be permitted Sunday through Thursday between the hours of 3:00 a.m. and 6:00 a.m.

(b) The Gold Bear parking lot shall be made available to the public free of charge, provided that no parking shall be permitted between 3:00 a.m. and 6:00 a.m., and Saturdays between the hours of 6:00 a.m. and 2:30 p.m.

(c) The Black Bear parking lot shall be made available to the public free of charge each day.

(d) The city manager, in their discretion, may temporarily alter or suspend the normal hours of operation of the free daily parking lots to accommodate public events and public construction projects."

SECTION 4. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-274. "Parking in metered spaces; vehicle to be parked within lines; proper coins to be deposited." in its entirety and the following inserted in its stead:

"See. 70-274. Parking in metered spaces; vehicle to be parked within lines; proper coins to be deposited.

When any vehicle shall be parked in a metered space in a municipal off-street parking lot, the owner or operator of the vehicle shall park within the area designated for parking by marked lines, and, upon entering such parking space, shall immediately deposit in such meter one or more coins of the United States, as indicated by the instructions on the meter. It shall be unlawful for any person to fail to park within the designated area or to fail or neglect to deposit the proper coin. It shall also be unlawful to permit any vehicle to remain in a metered space, within the off-street parking lot, unless during all times while the same remains parked therein, the parking meter controlling the space shall be kept activated and in operation by keeping deposited therein the coin or coins required to keep the meter in operation."

#### "Sec. 70-274. Penalty for violation of certain provisions.

(a) All offenses set out in Division 3 of Article IV shall be punished as civil offenses pursuant to G.S. 160A-175. Violations shall not be misdemeanors or infractions pursuant to G.S. 14-4.

(b) Notice to be affixed. Whenever a member of the police department of the city or other person charged by ordinance with the enforcement of the provisions of this chapter regulating the parking of vehicles shall find that any of those provisions are being, or have been, violated by the owner or operator of any vehicle, such officer or person shall notify the owner or operator of the vehicle of the violation by conspicuously attaching to the vehicle a parking violation notice or citation in such form as the chief of police may direct.

Parking violation notice; contents. Such parking violation notice or citation shall. (c) among other things, (i) state upon its face the amount of the penalty for the specific violation if the penalty is paid within thirty (30) days from and after the violation; (ii) notify the offender that a failure to pay the penalty within thirty (30) days from the violation shall subject the offender to an additional late penalty in the amount of twenty-five (\$25.00); (iii) notify the offender that a failure to pay the penalty within the prescribed time shall subject the offender to a civil action in the nature of debt for the stated penalty plus an additional penalty in the amount of ninety-five dollars (\$95.00), together with the cost of the action to be taxed by the court; (iv) further provide that the offender may answer the city parking citation by mailing or delivering the citation and the stated penalty to the address specified on the citation, and that upon payment, the case or claim and right of action by the city will be deemed compromised and settled; (v) that the penalty must be either paid or the failure to pay must be cleared within thirty (30) days of the issuance of the citation. The notice shall further state that if the parking violation citation is not cleared within thirty (30) days, court action by the filing of a civil complaint for collection of the penalty may be taken. As used upon the parking violation citation, the word "cleared" shall mean either (i) payment, (ii) arrangement for payment to be made, or (iii) a prima facie showing that the parking citation was received as a result of mistake, inadvertence or excusable neglect by the person issuing the citation as determined by the administrative appeal process established in subsection (d).

(d) Settlement of claim. The chief of police or their designee is authorized to accept final settlement of the claim or claims, right or rights of action which the city may have to enforce such penalty by civil action in the nature of debt. Acceptance of a penalty shall be deemed a full and final release of any and all claims, or right of action arising out of contended violations. The chief of police is further authorized: (i) to establish a procedure to allow persons who receive citations for violations of city parking regulations to file administrative appeals; and (2) to set deadlines for the filing of such appeals. Any such procedure shall allow a minimum of twenty (20) days to file an appeal from the date of the parking citation.

(e) *Penalties.* Any person who shall violate or allow or permit anyone to violate any of the provisions of this division and sections 70-272 and 70-273 shall pay a civil penalty of \$25.00.

(f) Additional penalties. Any civil penalty for a violation that is not paid within thirty (30) days shall accrue an additional penalty of \$25.00 for a total civil penalty of \$50.00.

(g) Towing. In addition to the other provisions of this division, in all cases in which a vehicle is parked on any municipal parking lot in violation of this division, such vehicle may be towed away from such municipal parking lot and stored in such place as may be designated by the police. If it becomes necessary to have such vehicle towed away and stored, the charges for towing and storage shall be paid by the owner or other person responsible for such vehicle."

SECTION 5. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-275. "Regulation of lot located within block bounded by Tryon Palace Drive, Middle, Pollock and Craven Streets." in its entirety.

#### "Sec. 70-275. Regulation of lot located within block bounded by Tryon Palace Drive, Middle, Pollock and Craven Streets.

(a) The municipal parking lot located in the interior of the block bounded by Tryon Palace Drive, Middle, Pollock and Craven Streets, consists of 138 marked parking spaces. Some of these spaces will be marked to reflect that their use is restricted to owners and employees of businesses located on the perimeter of the block, as required by the terms of contracts between the eity and the owners of the various properties. When so marked, no ineligible motorist may park in same. This shall be enforced as in the case of leased parking spaces as set forth in section 70-272.

(b) Parking in all other spaces located within such municipal parking lot shall be limited to three hours. An appropriate sign reflecting the parking limitations shall be erected at each entrance to the lot.

(c) This municipal lot shall be deemed to be a limited parking zone as used in section 70-231.

(d) Provided, however, notwithstanding the above, the two parking spaces most directly behind the commercial property located at 219 Craven Street, occupied by Johnson Machine Co., Inc., shall be restricted for the use of such business as loading/unloading only.

(e) Provided further, however, notwithstanding the above, three spaces which have been identified as parking spaces for the physically handicapped as they are identified in section 70-232 may be used by any person who is physically handicapped, as set forth in section 70-232; that the designated spaces for the physically handicapped in the subject parking lot are:

- (1) A space at the southwest corner of the Federal Alley Restaurant;
- (2) A space at the southeast corner of property of Brody's Investment, Inc.; and
- (3) A space located partially on property now owned by Mr. and Mrs. Carl Newton and partially on Federal Alley."

SECTION 6. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-276. "Deposit of slug, tampering with meters prohibited." in its entirety.

#### "Sec. 70-276. Deposit of slug, tampering with meters prohibited.

(a) It shall be unlawful to deposit, or cause to be deposited in any off street parking meter, any slug, device, or metallic substitute for a coin of the United States.

(b) It shall be unlawful for any person to tamper with, open, wilfully break, or destroy any off-street parking meter."

<u>SECTION 7</u>. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-277. "Penalty for violation." in its entirety.

#### "Sec. 70-277. Penalty for violation.

(a) Any person who shall violate or allow or permit anyone to violate any of the provisions of this division shall pay a civil penalty of \$5.00.

(b) Any person who shall fail or refuse to pay the civil penalty of \$5.00 within 24 hours from the time of the issuance of a notice of any violation by affixing the notice to the vehicle unlawfully parked, shall be liable to the city for subject civil penalty to be collected by suit in the general court of justice.

(c) A notice issued and attached to a vehicle shall be returned to the city, together with the civil penalty of \$5.00."

<u>SECTION 8</u>. That Article VI. "Stopping, Standing and Parking" of Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of New Bern be and the same is hereby amended by deleting Section 70-278. "Signs to be erected at entrances to off-street parking lots." in its entirety.

#### "Sec. 70-278. - Signs to be creeted at entrances to off-street parking lots.

(a) There shall be erected, at the entrances to each municipal parking lot, except the lot which lies within the block bounded by Tryon Palace Drive, Middle, Pollock and Craven Streets, a sign no smaller than 24 inches by 24 inches, which shall be prominently displayed and which shall bear the legend:

Any person who permits his motor vehicle to be parked in a metered space without activating the parking meter by deposit of a proper coin, or permits his motor vehicle to be parked in a metered space without maintaining the meter in an activated condition by the deposit of proper coins, may be given a parking ticket which requires the payment of civil penalty of \$5.00. If the violation continues for longer than 24 hours, the subject motor vehicle shall be deemed abandoned and may be towed and stored at the owner's expense, as provided by city ordinance.

(b) There shall be erected at each entrance to the municipal parking lot which lies within the block bounded by Tryon Palace Drive, Middle, Pollock and Craven Streets, a sign no smaller than 24 inches by 24 inches, which shall be prominently displayed and which shall bear the legend:

Any person who permits his motor vehicle to be parked in a space for longer than three hours may be given a parking ticket which requires the payment of a civil penalty of \$5.00. If the violation continues for longer than 24 hours, the subject motor vehicle shall be deemed abandoned and may be towed and stored at the owner's expense, as provided by city ordinance."

<u>SECTION 9</u>. This ordinance shall be effective from and after the date of its adoption. ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

## AGENDA ITEM COVER SHEET

#### Agenda Item Title:

Consider Adopting Resolution Approving the Lease Parking Lot Rules and Regulations

Date of Meeting 8/14/2018	Ward # if applicable Ward 1
Department Finance	Person Submitting Item: JR Sabatelli, CPA, Director of Finance
Call for Public Hearing 🗌 Yes 🗹 No	Date of Public Hearing
Explanation of Item:	

This resolution approves the attached Lease Parking Lot Rules and Regulations.

#### Actions Needed by Board:

Adopt Resolution

Is	item	time	sensitive?		Yes	~	No
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## Will there be advocates/opponents at the meeting? Yes 🖌 No

#### **Backup Attached:**

Memo from Director of Finance Lease Parking Lot Rules and Regulations Resolution

Cost of Agenda Item: N/A

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director :  $\Box$ Yes  $\Box$ No

Additional notes:



Office of the Director of Finance

TO: City Manager, Honorable Mayor and Members of the Board of Aldermen

FROM: Joseph R. Sabatelli, CPA - Director of Finance

DATE: August 7, 2018

RE: Adopt Lease Parking Lot Rules and Regulations

#### <u>Current</u>

The attached Lease Parking Lot Rules and Regulations updates previous rules and regulations and reflect changes from the previous parking agenda item. If approved, it will be effective August 15, 2018.

#### **Requested Action**

The Board consider adopting the attached resolution approving the Lease Parking Lot Rules and Regulations at its August 14, 2018 meeting.

#### **RESOLUTION**

THAT WHEREAS, the Board of Aldermen of the City of New Bern desires to adopt the attached Lease Parking Lot Rules and Regulations effective as of August 15, 2018, in replacement of the currently existing rules and regulations.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

<u>SECTION 1</u>. That the attached Lease Parking Lot Rules and Regulations be and the same is hereby adopted in replacement of the currently existing rules and regulations.

SECTION 2. That the attached Lease Parking Lot Rules and Regulations shall be effective as of August 15, 2018.

ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

#### Lease Parking Lot Rules and Regulations Effective August 15, 2018

- 1. The city manager or their designee may lease parking spaces or commercial trash dumpster spaces within the lease parking lots identified in Code Section 70-271 for a term of one year or less.
- 2. Each lease of a leased parking space shall execute a written lease on a form provided by the city manager or their designee.
- 3. Each lease shall be provided two (2) mirror hangers that identify the space number that the lease shall use when parking in a leased space. Lease may purchase additional mirror hangers for their leased space at a cost of \$3 per additional hanger. The city shall have no obligation to regulate a leased parking space other than to verify that the parking space number on the mirror hanger correctly corresponds to the leased parking space. Leasees shall be solely responsible for coordinating and regulating the use of a leased space by individuals possessing the lease's mirror hangers.
- 4. All vehicles shall display a mirror hanger when parked in a leased space. Vehicles parked in leased spaces that do not display a mirror hanger, or that do not display a mirror hanger that correctly corresponds to the space in which the vehicle is parked shall be subject to a civil penalty in the amount of \$25.00. This specifically includes leasees of leased spaces.
- 5. Vehicles parked in violation of city code provisions regulating the use of lease parking lots may be towed at the owner's expense.
- 6. If another vehicle is parked in your leased space, please contact the New Bern Police Department at (252) 633-2020.
- 7. Leased parking spaces shall not be traded or exchanged without the city's written approval.
- 8. Leased parking spaces shall not be sublet under any circumstances.
- 9. Leasees may allow other individuals to utilize their parking space provided that a valid mirror hanger is displayed on the vehicle.
- 10. Leased parking spaces may only be used for parking vehicles licensed for operation on public streets that may be safely parked within the marked parking spaces, and shall not be used for camping, or the storage of boats or trailers of any kind.
- 11. Vehicles shall be parked in the manner and direction indicated by the parking markings, and within the confines of the leased parking space. Vehicles shall not be parked with any part of the vehicle encroaching into another parking space.
- 12. All of the traffic laws of the State of North Carolina and the traffic ordinances of the City of New Bern shall apply to the operation of vehicles in all municipal parking lots.

- 13. Please avoid opening vehicle doors into adjacent vehicles.
- 14. If another vehicle is accidentally bumped, please contact the New Bern Police Department at (252) 633-2020 to determine if an accident report is necessary, and to contact the owner.
- 15. Please report all fluid leaks from vehicles to the New Bern Police Department at (252) 633-2020 to ensure timely cleanup.
- 16. Please report all suspicious activity within any of the City's municipal parking lots to the New Bern Police Department at (252) 633-2020.
- 17. Violation of lease parking lot rules and regulations may result in the immediate termination of a parking space lease.

# AGENDA ITEM COVER SHEET

## Agenda Item Title:

Consider Adopting Ordinance A	mending the 'Schedule of Fees and Charges'
Date of Meeting 8/14/2018	Ward # if applicable <u>N/A</u>
······	If multiple, list:
Department <u>Finance</u>	Person Submitting Item: JR Sabatelli CPA, Dir of Fina
Call for Public Hearing <u>No</u>	Date of Public Hearing
Explanation of Item:	
	was adopted on June 12, 2018. Fee changes, additions, and ne attached revised fee schedule.
Actions Needed by Board:	
Adopt ordinance amending the	'Schedule of Fees and Charges'
Is item time sensitive? <u>Yes</u>	
Will there be advocates/opp	onents at the meeting? <u>Select</u>
Backup Attached:	
Memo; Ordinance; Proposed Fe	e Schedule
Cost of Agenda Item: \$0	
If this item requires an expe certified by the Finance Dire	enditure, has it been budgeted and are funds available and ector : <u>Select</u>
Additional notes:	



TO: City Manager, Honorable Mayor and Members of the Board of Aldermen

FROM: Joseph R. Sabatelli, CPA - Director of Finance

DATE: July 20, 2018

RE: Amendment to Schedule of Fees and Charges

## **Background**

The "City of New Bern Schedule of Fees and Charges," adopted on June 12, 2018, should be amended to reflect proposed fee changes. These changes reflect the modifications proposed by the off-street parking ordinances.

## <u>Current</u>

These changes, additions and deletions are identified in red on the attached proposed "City of New Bern Schedule of Fees and Charges". The fee amendments are in Section 4 Parking. A line for parking penalties has been added along with a reference to the City Code section. The limited parking hours are updated to match the previously approved hours and the lease agreements. Additionally a monthly fee has been added for parking spaces leased for dumpster use as well as a fee for additional parking hangar tags requested for leased spaces.

#### **Requested Action**

The Board consider adopting the attached revised "City of New Bern Schedule of Fees and Charges" at its August 14, 2018 meeting.

# AN ORDINANCE TO AMEND THE CITY OF NEW BERN SCHEDULE OF FEES AND CHARGES

THAT WHEREAS, pursuant to the Code of Ordinances of the City of New Bern, upon recommendation from the City Manager, the Board of Aldermen of the City of New Bern desires to amend the City of New Bern "Schedule of Fees and Charges" adopted on June 12, 2018 by deleting the same in its entirety and adopting in its stead the attached "Schedule of Fees and Charges," all effective as of the date of its adoption.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

SECTION 1. That the City of New Bern "Schedule of Fees and Charges" adopted by the Board of Aldermen on June 12, 2018 is hereby amended by deleting the same in its entirety and adopting in its stead the attached "Schedule of Fees and Charges," all effective as of the date of its adoption.

ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

1. ADMINISTRATIVE	FEES
CD or DVD	Ar .
Copies - Other info not specifically listed	\$5 Min \$2.00 (1.10 context
copies - Other into not specificany listed	Min \$2.00 (1-10 copies plus 20¢ ea add'I copy over 10
GIS Base Maps (8.5x11)	
	B&W \$2; color \$3
GIS Base Maps (11x17)	B&W \$3; color \$5
GIS Base Maps (24x36)	B&W \$10; color \$15
GIS Base Maps (36x48)	B&W \$15; color \$30
Plans/Plats (copies of) ariel view - letter size	\$5
Plans/Plats (copies of) ariel view - tabloid size	\$7.50
Plans/Plats (copies of) ariel view - large zize	\$12.50
Maps - Other large formats	\$10.00
Maps - Street index map	\$15.00
Maps - Zoning	\$10 large; \$5 small
Maps - GIS staff time for non-existent maps or data:	
Analysis/Coordinator	\$50/hr
Technician	\$25/hr
Administration	\$20/hr
Motor vehicle fee	\$5
Publications:	55
CAMA Land Use Plan	¢11
Historic Preservation Guidelines	\$11
	\$11
Land Use Ordinance	\$12
Urban Design Plan	\$11
Street Atlas Book	\$25
Convenience fee for online payment	\$5
Returned check fee (statutory limit except for Tax Collection which is 10%/\$25 minimum)	\$25
2. CEMETERIES: (Code Sections 18-26 and 18-32)	FEES
	FEES
Opening/Closing:	
Opening/Closing: Weekdays before 4 pm, adult	\$500 resident/\$700 nonresident
Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident
Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident
Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$900 nonresident
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Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$900 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident
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Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays before 4 pm, cremations/mausoleum         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, adult         Holidays, infant/urn         Holidays, cremations/mausoleum         Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, resident         Plot - Single grave, nonresident         Plot - 4-Grave lot, resident         Plot - 4-Grave lot, nonresident         Plot - 4-Grave lot, nonresident	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$650 resident/\$950 nonresident \$425 resident/\$525 nonresident \$425 resident/\$525 nonresident \$150 resident/\$250 nonresident \$150 resident/\$250 nonresident \$150 resident/\$250 nonresident \$150 resident/\$250 nonresident
Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, adult         Holidays, infant/urn         Holidays, cremations/mausoleum         Holidays, cremations/mausoleum         Holidays, infant/urn         Holidays, cremations/mausoleum         Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, resident         Plot - Single grave, nonresident         Plot - 4-Grave lot, nonresident         Plot - 4-Grave lot, nonresident         Plot - 6-Grave lot, resident	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$650 resident/\$950 nonresident \$425 resident/\$525 nonresident \$425 resident/\$525 nonresident \$150 resident/\$250 nonresident \$400 \$600 N/A N/A
Opening/Closing:	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$650 resident/\$950 nonresident \$425 resident/\$525 nonresident \$425 resident/\$525 nonresident \$150 resident/\$250 nonresident
Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, adult         Holidays, infant/urn         Holidays, infant/urn         Holidays, infant/urn         Holidays, cremations/mausoleum         Holidays, infant/urn         Holidays, cremations/mausoleum         Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, resident         Plot - Single grave, nonresident         Plot - 4-Grave lot, resident         Plot - 6-Grave lot, nonresident         Plot - 1nfant grave, resident	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$650 resident/\$950 nonresident \$425 resident/\$525 nonresident \$425 resident/\$525 nonresident \$150 resident/\$250 nonresident
Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, adult         Holidays, adult         Holidays, cremations/mausoleum         Wat time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, resident         Plot - Single grave, nonresident         Plot - 4-Grave lot, norresident         Plot - 6-Grave lot, norresident         Plot - 6-Grave lot, nonresident         Plot - G-Grave lot, nonresident         Plot - G-Grave lot, nonresident         Plot - Infant grave, nonsesident         Plot - Infant grave, nonresident	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$650 resident/\$950 nonresident \$425 resident/\$525 nonresident \$425 resident/\$525 nonresident \$150 resident/\$250 nonresident \$100 \$250
Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays before 4 pm, cremations/mausoleum         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, adult         Holidays, cremations/mausoleum         Waekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, cremations/mausoleum         Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, resident         Plot - Single grave, nonresident         Plot - 4-Grave lot, resident         Plot - 4-Grave lot, nonresident         Plot - 6-Grave lot, nonresident         Plot - 6-Grave lot, nonresident         Plot - 6-Grave lot, nonresident         Plot - Infant grave, nonresident         Plot - Infant grave, nonresident         Plot - Mausoleum, resident	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$275 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$425 resident/\$525 nonresident \$425 resident/\$525 nonresident \$150 resident/\$250 nonresident \$100 \$250 \$3,000
Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, after 4 pm and weekends, cremations/mausoleum         Holidays, after 4 pm and weekends, cremations/mausoleum         Holidays, soult         Holidays, infant/urn         Holidays, cremations/mausoleum         Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, resident         Plot - Single grave, nonresident         Plot - 4-Grave lot, nonresident         Plot - 6-Grave lot, nonresident         Plot - 6-Grave lot, nonresident         Plot - 6-Grave lot, nonresident         Plot - 1nfant grave, resident         Plot - 1nfant grave, nonresident         Plot - Infant grave, nonresident         Plot - Mausoleum, resident	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$425 resident/\$525 nonresident \$425 resident/\$525 nonresident \$150 resident/\$250 nonresident \$100 \$250 N/A
Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, infant/urn Holidays, cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)	\$500 resident/\$700 nonresident \$200 resident/\$400 nonresident \$200 resident/\$400 nonresident \$575 resident/\$400 nonresident \$275 resident/\$450 nonresident \$275 resident/\$450 nonresident \$650 resident/\$950 nonresident \$425 resident/\$525 nonresident \$425 resident/\$250 nonresident \$150 resident/\$250 nonresident

\*This schedule of Fees and Charges establishes most of the fees and charges for services offered by the City of New Bern. It does not contain or establish all fines and penalties for violations of city code provisions, nor does it contain rates and charges for the provision of city utility services. In many instances, it will be necessary to refer to specific city code provisions, or to a specific utility rate-setting ordinance in order to determine when a fee, charge, rate or fine is to be imposed. For ease of reference, citations to applicable city code provisions are provided.

Grave/Lot Sales - New Bern Memorial Cemetery:	
Grave/Lot Sales - New Dern Mentonal Centetery.	
Plot - Single grave, resident	\$600
Plot - Single grave, nonresident	\$900
Plot - 4-Grave lot, resident	• 101
Plot - 4-Grave lot, nonresident	\$1,850
Plot - 6-Grave lot, resident	\$2,750
Plot - 6-Grave lot, nonresident	N/
Plot - Infant grave, resident	N/
Plot - Infant grave, nonresident	\$100
Plot - Mausoleum, resident	\$275
Plot - Mausoleum, nonresident	\$3,500
Plot - Urn, resident	\$5,250
Plot - Urn, nonresident	\$100
	573¢
3. FIRE: (Code Section 30-33)	FEES
Fees:	
Working without a permit	Cost of permit plus \$5
Fire Hydrant Flow Test (service provided by contractor and coordinated with fire inspector)	\$50
Plan Review (Construction)	\$50
New Business Inspection	\$50
ABC/ALE Inspection	\$50
Special Requested Inspections	\$50
Care Homes (foster, respite, therapeutic)	\$50
2nd Reinspection (noncompliance when Codes ARE NOT met)	\$75
3rd Reinspection (noncompliance when Codes ARE NOT met)	\$150
Standby personnel-minimum 4-man engine company	Fema equipment rate plus labo
After hours fire inspection	\$150
Occupying building without a C/O or C/C	\$150
Failure to obtain final inspection	\$100
Operational Permits:	
Amusement buildings	\$75
Carnivals and Fairs	\$75
Combustible dust-producing operations	\$75
Covered mall buildings	\$75
Exhibits and trade shows	\$75
Explosives	\$125
Flammable and combustible liquids (only mandated by NC Fire Prevention Code)	\$75
Fumigation and thermal insecticidal fogging	\$75
Hazardous materials	\$75
Liquid or gas vehicles or equipment in assembly buildings	\$75
Private fire hydrants	\$75
Pyrotechnic special effects material	\$125
Spraying or dipping	\$75
Temporary membrane structures and tents	\$75
Open burning - land clearing	\$50/acre cleared
Open burning - hazard reduction	No Fee
Open burning - camp fire	\$75
Construction Permits:	
Automatic fire extinguishing systems	\$100
Battery systems	\$75
Compressed gas	\$75
Cyrogenic fluids	\$75
Fire alarm and detection systems and related equipment	\$100
Fire pump and related equipment	\$100
Fire sprinkler system	\$100 + \$2/hea
Flammable and combustible liquids (only mandated by NC Fire Prevention Code)	\$75
Hazardous materials	\$75
Industrial Ovens	\$75
Spraying or dipping	\$75
Standpipe systems	\$100
Storage Tank - AST/UST / installation / removal / repiping / abandonment	\$125
Temporary membrane structures and tents	\$75

A. PARKING:	(Code Section 70-272)	
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4. PARKING: (Code Section 70-272)	FEES
Parking Spaces Monthly Fee (Limited = 7:00a-5:30p M-F, Residential = 24hr, Dumpster = 24hr)	520 Limited (520 Decidential (540 Diverse)
	\$20 Limited/\$30 Residential/\$40 Dumpste
Sign Installation Fee - one-time fee for monthly spaces	\$10
Late Penalty - Parking Leases billed/managed by CIS (pymt rec'd after due date)	5% of monthly b
Delinquent Fee - Parking Leases billed/managed by CIS (pymt rec'd 10+ days after due date)	\$30
Parking Penalties (Code Section 70-274)	\$25, see code for further detail
Leased Space Parking Hangers	2 Free, \$3 each additiona
5. PARKS AND RECREATION: (Code Section 50-2)	FEES
Admission fees for various activities (basketball, tournaments,outdoor concerts, etc)	not to succed t
Adult sports leagues - Mens basketball (per team)	not to exceed \$
	\$450 resident/\$525 nonresiden
Adult sports leagues - Womens basketball (per team)	\$350 resident/\$450 nonresider
Adult sports leagues - Mens flag football (per team)	\$250 resident/\$325 nonresiden
Adult sports leagues - co-ed softball	(team) \$400 resident/nonresiden
Adult sports leagues - 5k events per participant	\$30 resident/\$45 nonresiden
Adult sports leagues - individual participation for all leagues	\$20 resident/\$30 nonresiden
Adult sports leagues - co-ed volleyball	\$35 resident/\$45 nonresiden
Aquatic Center General Admission:	*
Up to age 2	\$2.50 resident; \$3.25 nonresiden
Parent and one child up to age 2 package (\$1.00 for each add'l child up to age 2) (limit of 3)	\$5.50 resident; \$6.75 nonresiden
Age 3-17	
	\$4.00 resident; \$5.00 nonresiden
Age 18-54	\$4.50 resident; \$5.50 nonresiden
Age 55 and up (seniors)	\$3.50 resident; \$4.50 nonresiden
Acquatic Center season pass	\$60 resident; \$75 nonresiden
Acquatic Center rental (2 hr max) - pool party program (facility cost only; staff cost is separate)	\$70 resident; \$85 nonresident (per hr
Athletic Field - Ballfield Preparation (per field)	
Basedball/Softball	\$25
Football/Soccer/Lacrosse	\$100
Athletic field - Day Use min 2 hrs max 8 hrs (addl after 8 hrs):	<b>\$100</b>
civic organizations/private groups - city sponsored	N/
schools during school hrs and/or athletic season	
	N/
recreation teams *	\$15/h
civic organizations/private groups not charging admission/donations*	\$20/hr resident; \$30/hr nonresiden
*no charge if no field prep is done	
civic organizations/private groups charging admission/donations	\$25/hr resident; \$50/hr nonresiden
Athletic field - Night Use min 2 hrs max 4 lighted hrs :	
non-city recreation teams	\$30/h
civic organization/private groups - not charging admission/donations	\$25/hr resident; \$50/hr nonresiden
civic organizations/private groups charging admission/donations	\$40/hr resident; \$60/hr nonresiden
Athletic field (full tournament not to exceed 3 days/2 nights)	\$350 + \$25/hr attendant fe
Athletic field (practice - night use - min. 2 hours of light; not to exceed 4 hours)	\$20/hr resident/\$30/hr nonresiden
EXCEPTION: Tournaments and other types of "special" events by non-profit	\$20/III Tesident/\$50/III homesiden
"charitable" organizations for the purpose of fundraising for others are	
negotiated with and determined by the Parks and Recreation Department.	
Batting cages, parties only (2 hours) available offseason only	\$30
Bleacher rentals (daily rental fees)	\$100(sm); \$150(med); \$300(lg) (1-4 sets
(Deposit of 1/2 rental fee required per bleacher, refundable only upon evaluation (returned as rented)	
Childcare after-school recreation program (resident)	\$35/w
Childcare after-school recreation program (non-resident)	
	\$50/w
Classes - Adult recreation & fitness (annual) indoor	\$30 resident/\$35 nonresiden
Classes - Adult recreation & fitness outdoor (20 city/80 split w/instructor)	\$6 per clas
Classes - Art (resident) incl instructor fee & some materials (20 city /80 split w/instructor)	\$20-\$15
Classes - Art (nonresident) includes instructor fee & some materials	\$40-\$20
Classes - Ceramics (resident)	\$30; seniors \$2
Classes - Ceramics (nonresident)	\$40; seniors \$3
Dog Park	
Yearly 1 dog	\$25 resident/\$50 nonresiden
Each additional dog	\$20 resident/\$35 nonresiden
One day pass	\$5 resident/\$15 nonresiden
Weekend pass	
	\$15 resident/\$25 nonresiden
Monthly pass	\$20 resident/\$25 nonresiden
Honor tree program	\$300 tree resident; \$350 nonresident/\$75 ston
Memory bench program	\$675/bench (includes placard
Game room rental:	
resident normal hours	\$30/hr + \$15/hr stat
nonresident normal hours	\$40/hr + \$20/hr staf
resident after hours	\$40/hr + \$15/hr staf

nonresident after hours	\$50/hr + \$20/hr staff
refundable deposit	\$30
Game room & meeting room rental:	
resident normal hours	\$45/hr + \$15/hr staff
nonresident normal hours	\$60/hr + \$20/hr staff
resident after hours	\$60/hr + \$15/hr staff
nonresident after hours	\$75/hr + \$20/hr staff
refundable deposit	\$60
Gazebo rental	\$40/hr resident; \$70/hr nonresident
Gym rental:	
resident w/out admission	\$40/hr + \$15/hr staff
nonresident w/out admission	\$55/hr + \$20/hr staff
resident with admission	\$60/hr + \$15/hr staff
nonresident with admission	\$75/hr + \$20/hr staff
refundable deposit	\$75711 + \$20711 start
Gym & meeting room rental:	\$30
resident w/out admission	CO/ha + CAT /ha shaff
	\$60/hr + \$15/hr staff \$75/hr + \$20/hr staff
nonresident w/out admission	
resident with admission	\$80/hr + \$15/hr staff
nonresident with admission	\$95/hr + \$20/hr staff
refundable deposit	\$80
Gym & game room rental:	
resident w/out admission	\$70/hr + \$15/hr staff
nonresident w/out admission	\$85/hr + \$20/hr staff
resident with admission	\$90/hr + \$15/hr staff
nonresident with admission	\$105/hr + \$20/hr staff
refundable deposit	\$80
Gym, game room & meeting room rental:	
resident w/out admission	\$90/hr + \$15/hr staff
nonresident w/out admission	\$105/hr + \$20/hr staff
resident with admission	\$110/hr + \$15/hr staff
nonresident with admission	\$135/hr + \$20/hr staff
refundable deposit	\$150
Gym - walk-in (1 day)	\$135
Gym - contracted lessons (P&R receives 20% of fee)	80/20% split
Meeting/Kitchen room rental:	50/ 20/8 Spire
residential normal hours	\$25/hr + \$15/hr staff
nonresidential normal hours	\$25/hr + \$20/hr staff
residential after hours	\$30/hr + \$15/hr staff
nonresidential after hours	\$40/hr + \$20/hr staff
Shelter reservation:	
resident 1-4 hours	\$20-\$30 based on location
nonresident 1-4 hours	\$30-\$40 based on location
resident 5-8 hours	\$30-\$45 based on location
nonresident 5-8 hours	\$40-\$55 based on location
company within city 1-4 hours	\$25-\$45 based on location
company outside city 1-4 hours	\$40-\$60 based on location
company within city 5-8 hours	\$30-\$60 based on location
company outside city 5-8 hours	\$40-\$70 based on location
Sprayground (Daily Admission before noon for group reservations)	\$1 resident/\$3 nonresident
Summer camps:	
arts camp	\$30 resident; \$40 nonresident
bear bunch camp (1st session)	\$70 resident/\$90 nonresident
bear bunch camp (2nd, 3rd and high adventure sessions)	\$75 resident/\$95 nonresident
cheer camp	\$30
cooking camp	\$105 resident/\$125 nonresident
	\$65 resident/\$85 nonresident
sports camp	\$70 all 3 sessions/\$30 per session
teen camp (3 sessions)	
y.e.s. camp	\$25 for 1st/\$20 each additional resident
y.e.s. camp	\$35 for 1st/\$30 each additional nonresident

Swim lesson sessions - 8 classes per session (groups of 3 or more A382participants, ages 3-12)	\$40 ea. resident/\$70 ea. nonresident
(Reduced rate of \$10 per session available for City residents who qualify (application available)	
Youth sports:	
Youth football and cheerleading	\$50 resident/\$80 nonresident
Youth basketball	\$40 resident/\$70 nonresident
Youth baseball	\$20 resident/\$50 nonresident
Youth lacrosse	
	\$10 plus \$3 participation fee per participant
Youth road races (per participant)	\$30 resident/\$45 nonresident
Youth tennis lessons (per 1.5 hour lesson)	\$20 resident/\$25 nonresident
Fishing Tournament Attendant (opening/closing)	\$25/hr
NOTE: Indoor facility rentals are limited to 10 hours per day, and outdoor factility rentals are limited to 12 hours per day. Rentals exceeding these hours will require director approval.	
Memorial Bench Program (includes bench and placard)	\$600
6. DEVELOPMENT SERVICES: (Code Section 15-8)	FEES
	FEC3
Amendments - Rezoning & text amendments (per request)	\$375
Appeals (per request)	\$268 (refunded if granted)
Appeal of HPC decision	\$268 (refunded if granted)
Board of Adjustment (variance)	\$268
Special called mtg. of Planning & Zoning Board, Board of Adjustments or HPC	\$161
Certificate of zoning compliance letter	
	\$27
Conditional use permit	\$375
Historic Preservation - Minor works	\$22
Historic Preservation - Major works requiring design review	\$107
Historic Preservation - Major works not requiring, design review	\$27
Homeowners recovery fee (single family dwelling only)	\$10
Site Plan review	\$214
Special use permit	\$321
Subdivision plan review	\$161
P&Z General Subdivision Plan Review Application	
	\$161 or \$11/lot whichever is greater
Subdivision application - final review	\$214 or \$27/lot whichever is greater
Subdivision application - minor plats & recombination	\$107
Zoning compliance	\$22
Zoning compliance - Residential flood plain	\$54
Zoning compliance - Commercial flood plain	\$107
Zoning permit	\$38
Administrative Fees:	
Weed and debris clearance	\$71
Removing abandoned vehicles	\$71
Boarding up buildings (MHC)	
	\$84
Starting work without a permit	1st-\$107 + permit; 2nd-\$161 + permit
	3rd-\$214 + permit; 4th-\$268 + permit
Convenience fee for online payment	\$5.00
Building permit (+ \$17 compliance fee)	
Residential (min. chg \$38) (single family/townhouse/duplex - per unit for multicomplex)	heated \$0.21/sf; unheated \$0.16/sf
Commercial (min chg \$38)	\$0.18/sf
Building permit - Demolition (+ \$17 compliance fee)	residential \$161; commercial \$321
Building permit - Manufactured mobile home	residential \$101, commercial \$521
	6107 6164 604A
singlewide/construction trailer; doublewide; triplewide	\$107; \$161; \$214
Building permit - Renovations to existing bldg (+\$17 compliance fee) (per unit for multicomplex)	\$0.16/sf ; min \$38
Certificate of occupancy	\$27/unit
Inspections	Incl. in Bldg permit fee
Inspections - Building compliance	\$107 residential; \$161 commercial
	\$75 group homes
Inspections - Minimum housing as notified by Customer Service cutoffs	\$38
Inspections - Reinspection (bldg, elec, plbg, hvac, insulation)	\$75/ea
Inspections - Plan review, residential up to 1,500 sf	\$54
Inspections - Plan review, residential dp to 1,500 sf	
	\$81
Inspections - Plan review, commercial up to 20,000 sf	\$214
Inspections - Plan review, commercial 20,001-40,000 sf	\$268
Inspections - Plan review, commercial 40,001 or greater	\$428
Permit - Electrical (signs & billboards)	\$43
Permit - Electrical (temporary buildings)	\$100

Permit - Electrical	60-150 amp - \$54; 200 amp - \$65
	400 amp - \$75; 401-600 amp - \$86
	601-800 amp - \$97
	801-1000 amp - \$107
	1001-1600 amp - \$118
	over 1600 amp - \$120 + \$11 for each
	add'i 100 amp
Dennik Electrical kasting 9 analisz	
Permit - Electrical heating & cooling	\$17/each
Permit - Electrical outlets & wall switches	\$33 for 1-5; \$43 for 6-50;
	\$65 for 51-100; \$81 for 101-200
	\$2 each over 200
Permit - Electrical light fixtures	\$3
Permit - Electrical (whirlpool, window AC, thru-the-wall heat pump, etc.)	\$17/each
Permit - Electrical equipment (motors, hoists, xrays, etc.)	\$17
Permit - Electrical disconnects & subpanels	\$13/each
Permit - Gas piping & distribution system (residential)	\$22
Permit - Gas appliances	\$17
Permit - Gas refrigeration - coolers/freezers (each unit)	\$27
Permit - Gas boilers/water heaters (each unit)	\$22
Permit - Home Occupation	\$27
Permit - House Moving	\$214
Permit - Insulation (+ \$17 compliance fee)	
Residential (min. chg \$38)	\$54 per unit + \$27/ea. addt'l unit
Commercial (min. chg \$38)	\$65 per unit + \$33/ea. addt'l unit
Permit - Mechanical Residential (HVAC)	\$05 per dift + \$55/ea. addr dift \$107 + \$54/ea addl unit
Permit - Mechanical Commercial (HVAC) - roof or ground level units	\$43 + \$7/tor
Permit - Plumbing each fixture	\$11
Permit - Plumbing, backflow preventer (in system)	\$22
Permit - Plumbing, floor drain & grease traps	\$11
Permit - Plumbing, heat pump connections	\$22/each
Permit - Plumbing, lawn sprinkler	\$33
Permit - Plumbing, water distribution system	\$17
Permit - Plumbing, replace or alter existing system	\$17
	\$17
Permit - Plumbing, sewer distribution system	
Permit - Signs (building permit - based on sign value)	\$1 - \$500 = \$65
	\$501-\$1,000 = \$75
	\$1,001-\$5,000 = \$86
	\$5,001-\$10,000 = \$97
	over \$10,000 = \$107
Permit - Signs (shopping center master)	\$214
Permit - Signs (temporary, permanent) (additional fees may apply)	\$33
Permit - Tree removal	\$22
Permit - Tree removal	\$22
	tankat a second a se
7. POLICE: (Code Section 42-32)	FEES
Accident report	N/C
Citizens Academy fee	\$25
False Alarm	\$50 after 2
Fingerprinting	\$10
Funeral escorts	\$50 per escort w/48 hrs
	notice; \$100 per escort w/o 48 hrs notice
	\$27/hr (5am to 11pm; \$35/hr (11pm to 5am)
Off-duty fee	3hr. min. pd to office
	\$35/hr (5am to 11pm); \$40/hr (11pm to 5am)
Off-duty fee for Federal/City Holiday	3hr. min. pd to office
Pawnbroker - initial license application fee	\$50
Pawnbroker - renewal license fee	\$25
Permit - Alarm	N/C
Permit - Alarm failure to register	N/C
Permit - Outdoor amplified sound	N/C
Precious Metal Permits:	14/2
Dealer permits (annual)	\$180
Special occasion permit	\$180
Employee certificate of compliance	\$10
Employee certificate of compliance (annual renewal fee)	\$10
Fingerprints (processed for dealer permits - SBI fee)	\$38
Wrecker - (includes inspection)	\$250 to be on rotation list
	\$25, see code for further details

8. PUBLIC ASSEMBLY (PARADES AND FESTIVALS): (Code Section 66-86)	FEES
City Sponsored Event Fees:	
Vendor Permit Fee	60F
	\$35
Food Vendor Service Fee	\$35
Food Vendor Inspection Fee	\$10
NonCity Sponsored Event Fees:	
Vendor Permit Fee	\$25
Food Vendor Service Fee	\$25
Food Vendor Inspection Fee	\$10
Barricade	\$5 ea
City Labor: (Hourly Rates)	
Fire - Lieutenant/Inspector	\$29
Fire - Specialist	\$23
Police - Officers (On Duty Rate)	\$35
Police - Officers (Off Duty Rate)	\$33
Public Works - Supervisor	\$27
Public Works - Supervisor Public Works - Equipment Operator	\$35
Public Works - Maintenance Worker	\$22
Recreation - Coordinator/Supervisor	\$35
Recreation - Maintenance Worker	\$22
9. PUBLIC WORKS: (Code Sections 66-12)	FEES
Repair Fees:	
Labor	Hourly rate with benefits
Material	, Actual cos
Equipment trucks	Hourly rate per FEMA schedule*
*see explanation at the end of this Fee Schedule	Hourig take per retriction benedute
Permit - Sidewalk Café	\$150
Permit - Nonprofit street banners	\$75
Public nuisance	Hourly Equipment rate per FEMA schedule + Labo
Safety cones (use)	\$2
Safety cones (use)	\$25
Signs - regulatory / right-of-way	Material cost + labo
Signs - Community watch	Material cost + labo
Signs - Handicapped	Material cost + labo
Signs - Hardware (1 set)	Material cost + labo
Signs - Maximum penalty	Material cost + labo
Signs - No parking-fire lane	Material cost + labo
Signs - Van accessible	Material cost + labo
Stage use - 4x8	\$10
Stage use - 16x16	\$80
Stage use - 20x20	\$130
Stage use - 20x24	\$150
Street closings (right-of-way abandonments)	\$500 plus cost of advertising
10. REFUSE: (Code Section 62-37)	FEES
Commercial refuse (65-gal cart / 1x week service)	\$14.75 /month+ \$14.75 ea add
Dumpster services - 2 yd (1x week service)	\$29.49/month
Dumpster services - 4 yd (1x week service)	\$58.98/month
Dumpster services - 6 yd (1x week service)	\$88.47/montl
Dumpster services - 8 yd (1x week service)	\$88.47/mont \$117.96/mont
Refuse container	1 @ no charg
neruse container	
Posidential convice (65 gal cart / 1x week convice)	
Residential service (65-gal cart / 1x week service) Seniors Exemption	\$14.75 50% of residential service

#### 11. UTILITIES - ELECTRIC: (Code Section 74-46)

11. UTILITIES - ELECTRIC: (Code Section 74-46)	FEES
Electric rates	See rate ordinance adopted 4/01/16
Additional fee if service needs to be disconnected by	
City personnel at pole due to meter/service tampering	\$160
City personnel at pole due to delinguency	\$160
Changed payment arrangement fee	\$30
Connection/Transfer Fee	\$30
Connection/Transfer Fee - holidays, weekends and after 11 am weekdays	\$75
Delinguent Fee (for bills unpaid after 10th day following due date)	\$30
Deposit - Residential (exempt with excellent credit score) (refunded after 18 months with good	2x highest bills in last 24 months Not to exceed \$50
payment history)	2x finghest bins in last 24 months Not to exceed \$50
Deposit - Commercial/Industrial (refunded after 60 months with good payment history)	2x highest bills in last 24 month
Fee if payment is not made in night drop as agreed	2x highest bills in last 24 month \$100
Late penalty (payments received after due date)	
	5% of monthly bi
Meter change out fee	\$155
Meter Diversion Fee (Meter Tampering Investigation)	\$400
Meter test for meters less than 5 years old payable in advance (refunded if meter fails test)	\$75.00
Payment Arrangement Fee	N/
Reconnection Fee during normal business hours for delinquency	\$25
Reconnection Fee 7:30 PM to 11:00 PM for delinquency	\$75
Reconnection Fee after 11 PM or on weekends for delinquency	\$150
Temporary electric service and/or utility pole	
Load management switch recovery fee	Cost of switch from latest bi
Extra facilities charge	2% installed costs min. 5yrs, \$75/mc
Additional pole	\$350
OH extension beyond two pole spans	\$1.05/f
UG line extension beyond 300 ft.	\$7.70/f
OH to UG conversion of service	\$735
UG Crossings	Sidewalk - \$115; paved driveway - \$460
	street - \$950 water; sewer or gas - \$34
Underground service length	\$7.70
Cost per linear foot	\$6.43
Second trip to site	\$310
Service drop after normal working hours (24-hr notice reg'd)	\$100/hr 2 hr min.; if service is reg'd to b
	reconnected, a min. chg of 4 hrs applie
Repair Fees:	reconnected, a mini englor + mo applie
Labor	Hourly Employee Rate w/Benefit
Material	Actual Warehouse cost + 10%
Equipment /Trucks	Hourly Rate per FEMA schedul
Equipment / mucks	Hourry Rate per FEIMA schedul
12. UTILITIES - WATER AND SEWER: (Code Sections 74-97 and 74-121)	FEES
Water and sewer system development fees and connection fees	See ordinance adopted 6/12/1
Water and sewer rates	See ordinance adopted 6/23/1

13. UTILITIES - SEWER PRETREATMENT: (Code Sections 74-196)	FEES
Pretreatment Programs Fees for SIU's:	
Pretreatment - Permit Application	\$500
Pretreatment - Permit Modification	\$250
Pretreatment - Permit renewal	\$500
Pretreatment - Annual administrative fee	\$300
Pretreatment - Annual inspection	\$100
Pretreatment - Permit fine	\$250
Pretreatment - Admin. Fee for monthly review	\$100/month
Pretreatment - Unscheduled sampling	\$500 + analyses chre
Pretreatment - Permit limit violation	\$100
Pretreatment - Technical review criteria	\$250
Pretreatment - Significant noncompliance	\$500
Pretreatment - BOD	
surcharge ceiling conc. (mg/L)	\$350
surcharge cost per pound	\$0.15
charge for analysis	contract labor cost
Pretreatment - TSS	
surcharge ceiling conc. (mg/L)	\$250
surcharge cost per pound	\$0.27
charge for analysis	contract labor cost

FEMA - Rates denoted as "FEMA" shall be the rates in effect at the time services are performed as provided by the United States Department of Homeland Security Federal Emergency Management Agency's Public Assistance Program and Policy Guide, FP 104-009-2. Equipment rates may be found at www.fema/gov/schedule-equipment rates. Specific equipment not listed shall have a rate based on the rate of the nearest larger piece of equipment.

Labor - Labor charges shall be an employee's hourly rate of pay in effect at the time the service being performed (standard hourly rate, overtime, etc.) plus all taxes and benefits, including but not limited to social security, medicare, retirement, workers compensation and health insurance.

1. ADMINISTRATIVE	FEES
	\$5
CD or DVD	Min \$2.00 (1-10 copies
Copies - Other info not specifically listed	plus 20¢ ea add'l copy over 10
	B&W \$2; color \$
GIS Base Maps (8.5x11)	B&W \$2, color \$
GIS Base Maps (11x17)	
GIS Base Maps (24x36)	B&W \$10; color \$1
GIS Base Maps (36x48)	B&W \$15; color \$3
Plans/Plats (copies of) ariel view - letter size	\$5
Plans/Plats (copies of) ariel view - tabloid size	\$7.50
Plans/Plats (copies of) ariel view - large zize	\$12.50
Maps - Other large formats	\$10.00
Maps - Street index map	\$15.00
Maps - Zoning	\$10 large; \$5 sma
Maps - GIS staff time for non-existent maps or data:	
Analysis/Coordinator	\$50/h
Technician	\$25/h
Administration	\$20/h
Motor vehicle fee	\$5
Publications:	\$5
	\$11
CAMA Land Use Plan	\$11
Historic Preservation Guidelines	\$11
Land Use Ordinance	
Urban Design Plan	\$11
Street Atlas Book	\$25
Convenience fee for online payment	\$5
Returned check fee (statutory limit except for Tax Collection which is 10%/\$25 minimum)	\$25
	FEE
2. CEMETERIES: (Code Sections 18-26 and 18-32)	FEE
	FEES
2. CEMETERIES: (Code Sections 18-26 and 18-32)	
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult	\$500 resident/\$700 nonresider
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$900 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn	\$500 resident/\$700 nonresider \$200 resident/\$400 nonresider \$200 resident/\$400 nonresider \$575 resident/\$900 nonresider \$275 resident/\$450 nonresider
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Weekdays after 4 pm and weekends, cremations/mausoleum	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$650 resident/\$950 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32)         Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, infant/urn	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$650 resident/\$950 nonresiden \$425 resident/\$525 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32)         Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm, and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, infant/urn         Holidays, cremations/mausoleum	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$650 resident/\$450 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32)         Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, infant/urn	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$650 resident/\$950 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32)         Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm, and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, infant/urn         Holidays, cremations/mausoleum	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$650 resident/\$950 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing:  Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, adult Holidays, cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm) Grave/Lot Sales - Evergreen Cemetery:	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$900 nonresider \$275 resident/\$450 nonresider \$275 resident/\$450 nonresider \$650 resident/\$450 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$150 resident/\$250 nonresider
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, adult Holidays, cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm) Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, resident	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$900 nonresider \$275 resident/\$450 nonresider \$275 resident/\$450 nonresider \$650 resident/\$450 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider
2. CEMETERIES: (Code Sections 18-26 and 18-32)         Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays before 4 pm, cremations/mausoleum         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, after 4 pm and weekends, cremations/mausoleum         Holidays, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, infant/urn         Holidays, cremations/mausoleum         Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, resident         Plot - Single grave, nonresident	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$900 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$650 resident/\$450 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$150 resident/\$250 nonresiden \$150 resident/\$250 nonresiden \$150 resident/\$250 nonresiden \$150 resident/\$250 nonresiden
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, infant/urn Holidays, cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm) Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, resident Plot - Single grave, nonresident Plot - 4-Grave lot, resident	\$500 resident/\$700 nonresider \$200 resident/\$400 nonresider \$200 resident/\$400 nonresider \$275 resident/\$900 nonresider \$275 resident/\$450 nonresider \$275 resident/\$450 nonresider \$650 resident/\$950 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, adult Holidays, cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm) Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, resident Plot - Single grave, nonresident Plot - 4-Grave lot, nonresident Plot - 4-Grave lot, nonresident	\$500 resident/\$700 nonresider \$200 resident/\$400 nonresider \$200 resident/\$400 nonresider \$275 resident/\$400 nonresider \$275 resident/\$450 nonresider \$275 resident/\$450 nonresider \$650 resident/\$950 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider \$400 \$600 N/
2. CEMETERIES: (Code Sections 18-26 and 18-32)  Opening/Closing:  Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, after 4 pm and weekends, cremations/mausoleum Holidays, utit Holidays, infant/urn Weakdays cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm) Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, resident Plot - 4-Grave lot, resident Plot - 4-Grave lot, resident Plot - 6-Grave lot, resident Plot - 6-Grave lot, resident	\$500 resident/\$700 nonresider \$200 resident/\$400 nonresider \$200 resident/\$400 nonresider \$275 resident/\$400 nonresider \$275 resident/\$450 nonresider \$275 resident/\$450 nonresider \$650 resident/\$950 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$425 resident/\$525 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider \$150 resident/\$250 nonresider \$400 \$600 N/
2. CEMETERIES: (Code Sections 18-26 and 18-32)         Opening/Closing:         Weekdays before 4 pm, adult         Weekdays before 4 pm, infant/urn         Weekdays after 4 pm and weekends, adult         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, adult         Holidays, infant/urn         Weekdays after 4 pm and weekends, cremations/mausoleum         Holidays, cremations/mausoleum         Waekdays after 4 pm and weekends, cremations/mausoleum         Holidays, infant/urn         Holidays, cremations/mausoleum         Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm)         Grave/Lot Sales - Evergreen Cemetery:         Plot - Single grave, nonresident         Plot - Single grave, nonresident         Plot - 4-Grave lot, nonresident         Plot - 6-Grave lot, resident         Plot - 6-Grave lot, resident         Plot - 6-Grave lot, nonresident	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$575 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$650 resident/\$450 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$426 resident/\$250 nonresiden \$400 \$400 \$600 N/ \$400 \$600 \$600 \$600 \$400 \$600 \$600 \$400 \$600 \$6
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, oremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, adult Holidays, infant/urn Holidays, cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm) Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, nonresident Plot - Grave lot, resident Plot - Grave lot, resident Plot - Grave lot, nonresident Plot - Infant grave, resident Plot - Infant grave, resident Plot - Infant grave, resident	\$500 resident/\$700 nonresider \$200 resident/\$400 nonresider \$200 resident/\$400 nonresider \$207 resident/\$400 nonresider \$275 resident/\$450 nonresider \$275 resident/\$450 nonresider \$425 resident/\$50 nonresider \$425 resident/\$525 nonresider \$425 resident/\$250 nonresider \$425 resident/\$250 nonresider \$450 resident/\$250 nonresider \$400 \$600 N/ \$400 \$600 N/ \$1,555 \$3,000 \$100
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm, cremations/mausoleum Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, after 4 pm and weekends, cremations/mausoleum Holidays, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, resident Plot - 4-Grave lot, resident Plot - 6-Grave lot, nonresident Plot - Infant grave, nonresident	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$207 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$250 nonresiden \$425 resident/\$250 nonresiden \$400 \$600 N/ \$400 \$600 N/ \$1,555 \$3,000 \$100 \$250
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, adult Holidays, cremations/mausoleum Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, resident Plot - 4-Grave lot, resident Plot - 6-Grave lot, nonresident Plot - Infant grave, nonresident Plot - Infant grave, nonresident Plot - Mausoleum, resident	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$250 nonresiden \$400 \$400 \$600 N/ \$1,500 \$3,000 \$100 \$250 N/
2. CEMETERIES: (Code Sections 18-26 and 18-32)  Opening/Closing:  Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, after 4 pm and weekends, cremations/mausoleum Holidays, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, cremations/mausoleum Holidays, infant/urn Holidays, cremations/mausoleum Wait time per hour (for noncompliance for "before 4 pm" services that extend beyond 4pm) Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, nonresident Plot - 4-Grave lot, resident Plot - 4-Grave lot, nonresident Plot - 6-Grave lot, nonresident Plot - Infant grave, resident Plot - Infant grave, resident Plot - Infant grave, nonresident Plot - Mausoleum, nonresident Plot - Mausoleum, nonresident Plot - Mausoleum, nonresident Plot - Mausoleum, nonresident	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$275 resident/\$900 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$250 nonresiden \$150 resident/\$250 nonresiden \$250 N/
2. CEMETERIES: (Code Sections 18-26 and 18-32) Opening/Closing: Weekdays before 4 pm, adult Weekdays before 4 pm, infant/urn Weekdays before 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, adult Weekdays after 4 pm and weekends, infant/urn Weekdays after 4 pm and weekends, cremations/mausoleum Holidays, adult Holidays, adult Holidays, cremations/mausoleum Grave/Lot Sales - Evergreen Cemetery: Plot - Single grave, resident Plot - 4-Grave lot, resident Plot - 6-Grave lot, nonresident Plot - Infant grave, nonresident Plot - Infant grave, nonresident Plot - Mausoleum, resident	\$500 resident/\$700 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$200 resident/\$400 nonresiden \$275 resident/\$450 nonresiden \$275 resident/\$450 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$525 nonresiden \$425 resident/\$250 nonresiden \$400 \$400 \$600 N/ \$1,500 \$3,000 \$100 \$250 N/

\*This schedule of Fees and Charges establishes most of the fees and charges for services offered by the City of New Bern. It does not contain or establish all fines and penalties for violations of city code provisions, nor does it contain rates and charges for the provision of city utility services. In many instances, it will be necessary to refer to specific city code provisions, or to a specific utility rate-setting ordinance in order to determine when a fee, charge, rate or fine is to be imposed. For ease of reference, citations to applicable city code provisions are provided.

Grave/Lot Sales - New Bern Memorial Cemetery:	
Plot - Single grave, resident	\$600
Plot - Single grave, nonresident	\$900
Plot - 4-Grave lot, resident	\$1,850
Plot - 4-Grave lot, nonresident	\$2,750
Plot - 6-Grave lot, resident	N//
Plot - 6-Grave lot, nonresident	N//
Plot - Infant grave, resident	\$100
Plot - Infant grave, nonresident	\$275
Plot - Mausoleum, resident	\$3,500
Plot - Mausoleum, nonresident	\$5,250
Plot - Urn, resident	\$100
Plot - Urn, nonresident	\$275
3. FIRE: (Code Section 30-33)	FEES
Fees:	
Working without a permit	Cast of pormit alus for
Fire Hydrant Flow Test (service provided by contractor and coordinated with fire inspector)	Cost of permit plus \$50
Plan Review (Construction)	\$50
New Business Inspection	\$50
ABC/ALE Inspection	\$50
Special Requested Inspections	\$50
	\$50
Care Homes (foster, respite, therapeutic)	\$50
2nd Reinspection (noncompliance when Codes ARE NOT met)	\$75
3rd Reinspection (noncompliance when Codes ARE NOT met)	\$150
Standby personnel-minimum 4-man engine company	Fema equipment rate plus labor
After hours fire inspection	\$150
Occupying building without a C/O or C/C	\$150
Failure to obtain final inspection	\$100
Operational Permits:	
Amusement buildings	\$75
Carnivals and Fairs	\$75
Combustible dust-producing operations	\$75
Covered mall buildings	\$75
Exhibits and trade shows	\$75
Explosives	\$125
Flammable and combustible liquids (only mandated by NC Fire Prevention Code)	\$75
Fumigation and thermal insecticidal fogging	\$75
Hazardous materials	\$75
Liquid or gas vehicles or equipment in assembly buildings	\$75
Private fire hydrants	\$75
Pyrotechnic special effects material	\$125
Spraying or dipping	\$75
Temporary membrane structures and tents	\$75
Open burning - land clearing	\$50/acre cleared
Open burning - hazard reduction	No Fee
Open burning - camp fire	\$75
Construction Permits:	
Automatic fire extinguishing systems	\$100
Battery systems	\$75
Compressed gas	\$75
Cyrogenic fluids	\$75
Fire alarm and detection systems and related equipment	\$100
Fire pump and related equipment	\$100
Fire sprinkler system	\$100 + \$2/head
Flammable and combustible liquids (only mandated by NC Fire Prevention Code)	\$75
Hazardous materials	\$75
Industrial Ovens	\$75
Spraying or dipping	\$75
Standpipe systems	\$100
Storage Tank - AST/UST / installation / removal / repiping / abandonment	\$125
Temporary membrane structures and tents	\$75
	<b>*</b>

4. PARKING: (C	Code Section 70-272)
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4. PARKING: (Code Section 70-272)	FEES
Parking Spaces Monthly Fee (Limited = $7:0030a-5:3000p$ M-F, Residential = 24hr, Dumpster = 24hr)	\$20 Limited/\$30 Residential/\$40 Dumpste
Sign Installation Fee - one-time fee for monthly spaces	\$10
Late Penalty - Parking Leases billed/managed by CIS (pymt rec'd after due date)	5% of monthly bi
Delinquent Fee - Parking Leases billed/managed by CIS (pymt rec'd 10+ days after due date) Parking Penalties (Code Section 70-274)	\$30
Leased Space Parking Hangers	\$25, see code for further detail: 2 Free, \$3 each additiona
Leased Space Parking Hangers	<u>2 Free, 53 each additiona</u>
5. PARKS AND RECREATION: (Code Section 50-2)	FEES
Admission fees for various activities (basketball, tournaments,outdoor concerts, etc)	not to exceed \$3
Adult sports leagues - Mens basketball (per team)	\$450 resident/\$525 nonresident
Adult sports leagues - Womens basketball (per team)	\$350 resident/\$450 nonresiden
Adult sports leagues - Mens flag football (per team)	\$250 resident/\$325 nonresiden
Adult sports leagues - co-ed softball	(team) \$400 resident/nonresiden
Adult sports leagues - 5k events per participant	\$30 resident/\$45 nonresiden
Adult sports leagues - individual participation for all leagues	\$20 resident/\$30 nonresiden
Adult sports leagues - co-ed volleyball	\$35 resident/\$45 nonresiden
Aquatic Center General Admission:	
Up to age 2	\$2.50 resident; \$3.25 nonresiden
Parent and one child up to age 2 package (\$1.00 for each add'l child up to age 2) (limit of 3)	\$5.50 resident; \$6.75 nonresiden
Age 3-17	\$4.00 resident; \$5.00 nonresiden
Age 18-54	\$4.50 resident; \$5.50 nonresiden
Age 55 and up (seniors)	\$3.50 resident; \$4.50 nonresiden
Acquatic Center season pass	\$60 resident; \$75 nonresiden
Acquatic Center season pass Acquatic Center rental (2 hr max) - pool party program (facility cost only; staff cost is separate)	\$70 resident; \$75 nonresident (per hr
	\$70 resident; \$85 nonresident (per hr
Athletic Field - Ballfield Preparation (per field)	
Basedball/Softball	\$25
Football/Soccer/Lacrosse	\$100
Athletic field - Day Use min 2 hrs max 8 hrs (addl after 8 hrs):	
civic organizations/private groups - city sponsored	N/C
schools during school hrs and/or athletic season	N/C
recreation teams *	\$15/h
civic organizations/private groups not charging admission/donations*	\$20/hr resident; \$30/hr nonresiden
*no charge if no field prep is done	
civic organizations/private groups charging admission/donations	\$25/hr resident; \$50/hr nonresiden
Athletic field - Night Use min 2 hrs max 4 lighted hrs :	
non-city recreation teams	\$30/h
civic organization/private groups - not charging admission/donations	\$25/hr resident; \$50/hr nonresiden
civic organizations/private groups charging admission/donations	\$40/hr resident; \$60/hr nonresiden
Athletic field (full tournament not to exceed 3 days/2 nights)	\$350 + \$25/hr attendant fee
Athletic field (practice - night use - min. 2 hours of light; not to exceed 4 hours)	\$20/hr resident/\$30/hr nonresiden
EXCEPTION: Tournaments and other types of "special" events by non-profit	
"charitable" organizations for the purpose of fundraising for others are	
negotiated with and determined by the Parks and Recreation Department.	
Batting cages, parties only (2 hours) available offseason only	\$30
Bleacher rentals (daily rental fees)	\$100(sm); \$150(med); \$300(lg) (1-4 sets
(Deposit of 1/2 rental fee required per bleacher, refundable only upon evaluation (returned as rented)	
Childcare after-school recreation program (resident)	\$35/w
Childcare after-school recreation program (non-resident)	\$50/w
Classes - Adult recreation & fitness (annual) indoor	\$30 resident/\$35 nonresiden
Classes - Adult recreation & fitness outdoor (20 city/80 split w/instructor)	\$6 per clas
Classes - Art (resident) incl instructor fee & some materials (20 city /80 split w/instructor)	\$20-\$150
Classes - Art (nonresident) includes instructor fee & some materials	\$40-\$20
Classes - Ceramics (resident)	\$30; seniors \$2
Classes - Ceramics (resident)	\$40; seniors \$30
Mana and The second	540, 3611013 530
Dog Park	\$25 resident /\$50 nenrosiden
Yearly 1 dog	\$25 resident/\$50 nonresiden \$20 resident/\$35 nonresiden
Each additional dog	\$20 resident/\$35 nonresiden \$5 resident/\$15 nonresiden
One day pass	
Weekend pass	\$15 resident/\$25 nonresiden
Monthly pass	\$20 resident/\$25 nonresident
Honor tree program	\$300 tree resident; \$350 nonresident/\$75 ston
Memory bench program	\$675/bench (includes placard
Game room rental:	
resident normal hours	\$30/hr + \$15/hr stat
nonresident normal hours	\$40/hr + \$20/hr staf
resident after hours	\$40/hr + \$15/hr staf

nonresident after hours	\$50/hr + \$20/hr staff
refundable deposit	\$30
Game room & meeting room rental:	
resident normal hours	\$45/hr + \$15/hr staff
nonresident normal hours	\$60/hr + \$20/hr staff
resident after hours	\$60/hr + \$15/hr staff
nonresident after hours	\$75/hr + \$20/hr staff
refundable deposit	\$60
Gazebo rental	\$40/hr resident; \$70/hr nonresident
Gym rental:	y to fit residency y to fit nonesidenc
resident w/out admission	\$40/hr + \$15/hr staff
nonresident w/out admission	\$55/hr + \$20/hr staff
resident with admission	\$60/hr + \$15/hr staff
nonresident with admission	\$75/hr + \$20/hr staff
refundable deposit	\$50
Gym & meeting room rental:	00¢
resident w/out admission	\$60/hr + \$15/hr staff
nonresident w/out admission	\$00/hr + \$15/hr staft \$75/hr + \$20/hr staft
resident w/out admission	
	\$80/hr + \$15/hr staff
nonresident with admission	\$95/hr + \$20/hr staff
refundable deposit	\$80
Gym & game room rental:	
resident w/out admission	\$70/hr + \$15/hr staff
nonresident w/out admission	\$85/hr + \$20/hr staff
resident with admission	\$90/hr + \$15/hr staff
nonresident with admission	\$105/hr + \$20/hr staff
refundable deposit	\$80
Gym, game room & meeting room rental:	
resident w/out admission	\$90/hr + \$15/hr staff
nonresident w/out admission	\$105/hr + \$20/hr staff
resident with admission	\$110/hr + \$15/hr staff
nonresident with admission	\$135/hr + \$20/hr staff
refundable deposit	\$150
Gym - walk-in (1 day)	\$1
Gym - contracted lessons (P&R receives 20% of fee)	80/20% split
Meeting/Kitchen room rental:	
residential normal hours	\$25/hr + \$15/hr staff
nonresidential normal hours	\$35/hr + \$20/hr staff
residential after hours	\$30/hr + \$15/hr staff
nonresidential after hours	\$40/hr + \$20/hr staff
Shelter reservation:	
resident 1-4 hours	\$20-\$30 based on location
nonresident 1-4 hours	\$30-\$40 based on location
resident 5-8 hours	\$30-\$45 based on location
nonresident 5-8 hours	\$40-\$55 based on location
company within city 1-4 hours company outside city 1-4 hours	\$25-\$45 based on location
	\$40-\$60 based on location
company within city 5-8 hours	\$30-\$60 based on location
company outside city 5-8 hours	\$40-\$70 based on location
Sprayground (Daily Admission before noon for group reservations)	\$1 resident/\$3 nonresident
Summer camps:	
arts camp	\$30 resident; \$40 nonresident
bear bunch camp (1st session)	\$70 resident/\$90 nonresident
bear bunch camp (2nd, 3rd and high adventure sessions)	\$75 resident/\$95 nonresident
cheer camp	\$30
cooking camp	\$105 resident/\$125 nonresident
sports camp	\$65 resident/\$85 nonresident
teen camp (3 sessions)	\$70 all 3 sessions/\$30 per session
y.e.s. camp	\$25 for 1st/\$20 each additional resident
y.e.s. camp	\$35 for 1st/\$30 each additional nonresident

Swim lesson sessions - 8 classes per session (groups of 3 or more A382participants, ages 3-12)	\$40 ea. resident/\$70 ea. nonresident
(Reduced rate of \$10 per session available for City residents who qualify (application available)	
Youth sports:	
Youth football and cheerleading	\$50 resident/\$80 nonresident
Youth basketball	\$40 resident/\$70 nonresident
Youth baseball	\$20 resident/\$50 nonresident
Youth lacrosse	\$10 plus \$3 participation fee per participant
Youth road races (per participant)	\$30 resident/\$45 nonresident
Youth tennis lessons (per 1.5 hour lesson)	\$20 resident/\$25 nonresident
Fishing Tournament Attendant (opening/closing)	\$25/hr
NOTE: Indoor facility rentals are limited to 10 hours per day, and outdoor facility rentals are limited to 12 hours per day. Rentals exceeding these hours will require director approval.	
Memorial Bench Program (includes bench and placard)	\$600
6. DEVELOPMENT SERVICES: (Code Section 15-8)	FEES
Amendments - Rezoning & text amendments (per request)	\$375
Appeals (per request)	\$268 (refunded if granted)
Appeal of HPC decision	\$268 (refunded if granted)
Board of Adjustment (variance)	\$268
Special called mtg. of Planning & Zoning Board, Board of Adjustments or HPC	\$161
Certificate of zoning compliance letter	\$27
Conditional use permit	\$375
Historic Preservation - Minor works	\$22
Historic Preservation - Major works requiring design review	\$107
Historic Preservation - Major works not requiring. design review	\$27
Homeowners recovery fee (single family dwelling only)	\$10
Site Plan review	\$214
Special use permit	\$321
Subdivision plan review	\$161
P&Z General Subdivision Plan Review Application	\$161 or \$11/lot whichever is greater
Subdivision application - final review	\$214 or \$27/lot whichever is greater
Subdivision application - minor plats & recombination	
Zoning compliance	\$107
Zoning compliance - Residential flood plain	\$22
Zoning compliance - Commercial flood plain	\$54
Zoning compliance - commercial nood plant	\$107
Administrative Fees:	\$38
Weed and debris clearance	
	\$71
Removing abandoned vehicles	\$71
Boarding up buildings (MHC)	\$84
Starting work without a permit	1st-\$107 + permit; 2nd-\$161 + permit
	3rd-\$214 + permit; 4th-\$268 + permit
Convenience fee for online payment	\$5.00
Building permit (+ \$17 compliance fee)	
Residential (min. chg \$38) (single family/townhouse/duplex - per unit for multicomplex)	heated \$0.21/sf; unheated \$0.16/sf
Commercial (min chg \$38)	\$0.18/sf
Building permit - Demolition (+ \$17 compliance fee)	residential \$161; commercial \$321
Building permit - Manufactured mobile home	
singlewide/construction trailer; doublewide; triplewide	\$107; \$161; \$214
Building permit - Renovations to existing bldg (+\$17 compliance fee) (per unit for multicomplex)	\$0.16/sf ; min \$38
Certificate of occupancy	\$27/unit
Inspections	Incl. in Bldg permit fee
Inspections - Building compliance	\$107 residential; \$161 commercial
	\$75 group homes
Inspections - Minimum housing as notified by Customer Service cutoffs	\$38 \$38
Inspections - Reinspection (bldg, elec, plbg, hvac, insulation)	\$38 \$75/ea
Inspections - Plan review, residential up to 1,500 sf	
Inspections - Plan review, residential up to 1,500 sf	\$54
Inspections - Plan review, commercial up to 20,000 sf	\$81
	\$214
Inspections - Plan review, commercial 20,001-40,000 sf	\$268
Inspections - Plan review, commercial 40,001 or greater	\$428
Permit - Electrical (signs & billboards)	\$43
Permit - Electrical (temporary buildings)	\$100

Permit - Electrical	60-150 amp - \$54; 200 amp - \$65
	400 amp - \$75; 401-600 amp - \$86
	601-800 amp - \$97
	801-1000 amp - \$10
	1001-1600 amp - \$118
	over 1600 amp - \$120 + \$11 for each
	add'l 100 amp
Permit - Electrical heating & cooling	\$17/each
Permit - Electrical outlets & wall switches	\$33 for 1-5; \$43 for 6-50;
	\$65 for 51-100; \$81 for 101-200
	\$2 each over 200
Descrit Electrical light futures	\$3
Permit - Electrical light fixtures	
Permit - Electrical (whirlpool, window AC, thru-the-wall heat pump, etc.)	\$17/each
Permit - Electrical equipment (motors, hoists, xrays, etc.)	\$17
Permit - Electrical disconnects & subpanels	\$13/each
Permit - Gas piping & distribution system (residential)	\$22
Permit - Gas appliances	\$17
Permit - Gas refrigeration - coolers/freezers (each unit)	\$27
Permit - Gas boilers/water heaters (each unit)	\$22
Permit - Home Occupation	\$27
Permit - House Moving	\$214
Permit - Insulation (+ \$17 compliance fee)	
Residential (min. chg \$38)	\$54 per unit + \$27/ea. addt'l uni
Commercial (min. chg \$38)	\$65 per unit + \$33/ea. addt i unit
Permit - Mechanical Residential (HVAC)	\$107 + \$54/ea addl uni
Permit - Mechanical Commercial (HVAC) - roof or ground level units	\$43 + \$7/tor
Permit - Plumbing each fixture	\$11
Permit - Plumbing, backflow preventer (in system)	\$22
Permit - Plumbing, floor drain & grease traps	\$11
Permit - Plumbing, heat pump connections	\$22/each
Permit - Plumbing, lawn sprinkler	\$33
Permit - Plumbing, water distribution system	\$17
Permit - Plumbing, replace or alter existing system	\$17
Permit - Plumbing, sewer distribution system	\$17
Permit - Signs (building permit - based on sign value)	\$1 - \$500 = \$65
renne signs (ballang perint susce on sign value)	\$501-\$1,000 = \$75
	\$1,001-\$5,000 = \$86
	\$5,001-\$10,000 = \$97
	over \$10,000 = \$107
Permit - Signs (shopping center master)	\$214
Permit - Signs (temporary, permanent) (additional fees may apply)	\$33
Permit - Tree removal	\$22
	Ţ22
7 801075 (Cold Forder 43 73)	
7. POLICE: (Code Section 42-32)	FEES
Accident report	N/0
Citizens Academy fee	\$25
False Alarm	\$50 after 2
Fingerprinting	\$10
Funeral escorts	
Funeral escorts	\$50 per escort w/48 hrs
	notice; \$100 per escort w/o 48 hrs notice
	\$27/hr (5am to 11pm; \$35/hr (11pm to 5am)
Off-duty fee	3hr. min. pd to office
on daty ice	• • • • • •
	\$35/hr (5am to 11pm); \$40/hr (11pm to 5am)
Off-duty fee for Federal/City Holiday	3hr. min. pd to office
Pawnbroker - initial license application fee	\$50
Pawnbroker - renewal license fee	\$25
Permit - Alarm	\$25 N/(
Permit - Alarm failure to register	N/O
Permit - Outdoor amplified sound	N/0
Precious Metal Permits:	
Dealer permits (annual)	\$180
Special occasion permit	\$180
Employee certificate of compliance	\$10
Employee certificate of compliance Employee certificate of compliance (annual renewal fee)	
Employee certificate of compliance (applial renewal fee)	\$10
Fingerprints (processed for dealer permits - SBI fee)	\$38
	\$38 \$250 to be on rotation list

8. PUBLIC ASSEMBLY (PARADES AND FESTIVALS): (Code Section 66-86)	FEES
City Sponsored Event Fees:	
Vendor Permit Fee	\$35
Food Vendor Service Fee	\$35
Food Vendor Inspection Fee	\$10
NonCity Sponsored Event Fees:	
Vendor Permit Fee	\$25
Food Vendor Service Fee	\$25
Food Vendor Inspection Fee	\$10
Barricade	\$5 ea
City Labor: (Hourly Rates)	
Fire - Lieutenant/Inspector	\$29
Fire - Specialist	\$23
Police - Officers (On Duty Rate)	\$35
Police - Officers (Off Duty Rate)	\$33
Public Works - Supervisor	\$35
Public Works - Equipment Operator	\$35
Public Works - Equipment Operator	\$20
Recreation - Coordinator/Supervisor	
Recreation - Coordinator/Supervisor	\$35 \$22
9. PUBLIC WORKS: (Code Sections 66-12)	FEES
Repair Fees:	
Labor	Hourly rate with benefits*
Material	Actual cost
Equipment trucks	Hourly rate per FEMA schedule*
*see explanation at the end of this Fee Schedule	
Permit - Sidewalk Café	\$150
Permit - Nonprofit street banners	\$75
Public nuisance	Hourly Equipment rate per FEMA schedule + Labor
Safety cones (use)	\$2
Safety cones (replacement)	\$25
Signs - regulatory / right-of-way	Material cost + labor
Signs - Community watch	Material cost + labor
Signs - Handicapped	Material cost + labor
Signs - Hardware (1 set)	Material cost + labor
Signs - Maximum penalty	Material cost + labor
Signs - No parking-fire lane	Material cost + labor
Signs - Van accessible	Material cost + labor
Stage use - 4x8	\$10
Stage use - 16x16	\$80
Stage use - 20x20	\$130
Stage use - 20x20	\$150
Street closings (right-of-way abandonments)	\$500 plus cost of advertising
10. REFUSE: (Code Section 62-37)	FEES
	FED
Commercial refuse (65-gal cart / 1x week service)	\$14.75 /month+ \$14.75 ea addl
Dumpster services - 2 yd (1x week service)	\$29.49/month
Dumpster services - 4 yd (1x week service)	\$58.98/month
Dumpster services - 6 yd (1x week service)	\$88.47/month
	\$117.96/month
Dumpster services – 8 yd (1x week service)	
	1 @ no charge
Dumpster services - 8 yd (1x week service) Refuse container Residential service (65-gal cart / 1x week service)	1 @ no charge \$14.75

11. UTILITIES - ELECTRIC: (Code Section 74-46)	FEES
Electric rates	See rate ordinance adopted 4/01/16
Additional fee if service needs to be disconnected by	
City personnel at pole due to meter/service tampering	\$160
City personnel at pole due to delinguency	\$160
Changed payment arrangement fee	\$30
Connection/Transfer Fee	\$30
Connection/Transfer Fee - holidays, weekends and after 11 am weekdays	\$75
Delinquent Fee (for bills unpaid after 10th day following due date)	\$30
Deposit - Residential (exempt with excellent credit score) (refunded after 18 months with good	2x highest bills in last 24 months Not to exceed \$500
payment history)	2x menest bills in last 24 months not to exceed \$500
Deposit - Commercial/Industrial (refunded after 60 months with good payment history)	2x highest bills in last 24 month
Fee if payment is not made in night drop as agreed	\$100
Late penalty (payments received after due date)	5% of monthly bil
	5% of monthly bi
Meter change out fee	
Meter Diversion Fee (Meter Tampering Investigation)	\$400
Meter test for meters less than 5 years old payable in advance (refunded if meter fails test)	\$75.00
Payment Arrangement Fee	N/C
Reconnection Fee during normal business hours for delinquency	\$25
Reconnection Fee 7:30 PM to 11:00 PM for delinquency	\$75
Reconnection Fee after 11 PM or on weekends for delinquency	\$150
Temporary electric service and/or utility pole	
Load management switch recovery fee	Cost of switch from latest bio
Extra facilities charge	2% installed costs min. 5yrs, \$75/mo
Additional pole	\$350
OH extension beyond two pole spans	\$1.05/ft
UG line extension beyond 300 ft.	\$7.70/ft
OH to UG conversion of service	\$735
UG Crossings	Sidewalk - \$115; paved driveway - \$460
	street - \$950 water; sewer or gas - \$34
Underground service length	\$7.70
Cost per linear foot	\$6.43
Second trip to site	\$310
Service drop after normal working hours (24-hr notice req'd)	\$100/hr 2 hr min.; if service is reg'd to be
	reconnected, a min. chg of 4 hrs applie
Repair Fees:	
Labor	Hourly Employee Rate w/Benefit
Material	Actual Warehouse cost + 10%
Equipment /Trucks	Hourly Rate per FEMA schedule
12. UTILITIES - WATER AND SEWER: (Code Sections 74-97 and 74-121)	FEES
Water and sewer system development fees and connection fees	See ordinance adopted 6/12/1
Water and sewer rates	See ordinance adopted 6/23/1

13. UTILITIES - SEWER PRETREATMENT: (Code Sections 74-196)	FEES
Pretreatment Programs Fees for SIU's:	
Pretreatment - Permit Application	\$500
Pretreatment - Permit Modification	\$250
Pretreatment - Permit renewal	\$500
Pretreatment - Annual administrative fee	\$300
Pretreatment - Annual inspection	\$100
Pretreatment - Permit fine	\$250
Pretreatment - Admin. Fee for monthly review	\$100/month
Pretreatment - Unscheduled sampling	\$500 + analyses chrg
Pretreatment - Permit limit violation	\$100
Pretreatment - Technical review criteria	\$250
Pretreatment - Significant noncompliance	\$500
Pretreatment - BOD	
surcharge ceiling conc. (mg/L)	\$350
surcharge cost per pound	\$0.15
charge for analysis	contract labor cost
Pretreatment - TSS	
surcharge ceiling conc. (mg/L)	\$250
surcharge cost per pound	\$0.27
charge for analysis	contract labor cost

FEMA - Rates denoted as "FEMA" shall be the rates in effect at the time services are performed as provided by the United States Department of Homeland Security Federal Emergency Management Agency's Public Assistance Program and Policy Guide, FP 104-009-2. Equipment rates may be found at www.fema/gov/schedule-equipment rates. Specific equipment not listed shall have a rate based on the rate of the nearest larger piece of equipment.

Labor - Labor charges shall be an employee's hourly rate of pay in effect at the time the service being performed (standard hourly rate, overtime, etc.) plus all taxes and benefits, including but not limited to social security, medicare, retirement, workers compensation and health insurance.

# AGENDA ITEM COVER SHEET

#### Agenda Item Title:

r	
Consider Adopting an Ordinance App	roving the Demolition of 914 Meadows Street
Date of Meeting 8/14/2018	Ward # if applicable <u>Ward 2</u>
	If multiple, list:
Department Develop, Services	Person Submitting Item: Jeff Ruggieri
Call for Public Hearing <u>No</u>	Date of Public Hearing
Explanation of Item:	
	ance to demolish the structure located at 914 Meadows Street.
Actions Needed by Board:	
Consider Adopting a Resolution Appr Meadows Street.	oving a Demolition Ordinance for structure located at 914

#### Is item time sensitive? Y / N

#### Will there be advocates/opponents at the meeting? Select...

#### Backup Attached:

memo, cost est, chrono, location maps, pictures

Cost of Agenda Item: 6500

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director : <u>Yes</u>

#### Additional notes:



N O R T H C A R O L I N A 300 Pollock Street, P.O. Box 1129 New Bern, NC 28563 (252)636-4000

## MEMORANDUM

**TO:** Mayor Dana Outlaw, City of New Bern Board of Aldermen

**FROM:** Jeff Ruggieri, Director Development Services

DATE: August 3, 2018

SUBJECT: Demolition of the Dwelling Located at 914 Meadows Street

Staff is seeking approval of an ordinance to demolish the structure located at 914 Meadows Street.

The single-family structure was built in 1950. On 9-28-2016 staff received a complaint requesting staff investigate minimum housing and nuisance violations at the address.

Hearings before the Chief Building Inspector were held on 7-12-2017 and 4-19-2018. The owners were properly notified of the violations and hearing date, but were not present at either hearing. To date the owners have not contacted staff, nor have any building permits been applied for to bring the structure into compliance with minimum code.

A complete list of chronological events related to the property is attached.

Prepared by and return to:

Michael Scott Davis DAVIS HARTMAN WRIGHT PLLC 209 Pollock Street New Bern, NC 28560

### AN ORDINANCE TO ORDER THE DEMOLITION OF A DWELLING UNFIT FOR HUMAN HABITATION LOCATED AT 914 MEADOWS STREET IN THE CITY OF NEW BERN, NORTH CAROLINA

THAT WHEREAS, the City of New Bern properly served Julia C. Tarkington and spouse, if any ("Owners"), on March 23, 2018, pursuant to Section 38-30 of the Code of Ordinances for the City of New Bern, complaining and alleging that the dwelling owned by Owners located at 914 Meadows Street in the City of New Bern, North Carolina (Craven County parcel identification number 8-027-096) is unfit for human habitation; and

WHEREAS, the Owners of the certain dwelling located at 914 Meadows Street in the City of New Bern, North Carolina ("Subject Property") were ordered to remove or demolish the dwelling located on the Subject Property and clear the debris therefrom, or to repair, alter, or improve said dwelling to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern by May 18, 2018; and

WHEREAS, the Owners have been given a reasonable opportunity to comply with the aforementioned Order of the Building Inspector; and

WHEREAS, the Owners have failed to remove or demolish the dwelling and clear the debris therefrom, or to repair, alter or improve said dwelling to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern, as directed in said Order.

# NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

Section 1. That the Building Inspector of the City of New Bern is ordered to remove or demolish the dwelling located on the Subject Property at 914 Meadows Street in the City of New Bern, North Carolina, more particularly described as follows:

### SEE EXHIBIT A ATTACHED HERETO.

Section 2. That the Building Inspector of the City of New Bern is ordered to sell the materials of the dwelling that are salvageable and shall credit the proceeds of the sale against the cost of the removal or demolition, and any balance remaining shall be deposited with the Clerk of Superior Court of Craven County, shall be secured in a manner directed by the court, and shall be disbursed by the court to the persons found to be entitled thereto by final order or decree of the court.

Section 3. That this ordinance shall be in full force and effect from and after its adoption.

ADOPTED THIS 14th DAY OF AUGUST, 2018.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

### EXHIBIT A

All that certain tract or parcel of land lying and being situate in Number Eight (8) Township, Craven County, North Carolina, being more particularly described as follows:

All that certain lot or parcel of land lying and being situate in the City of New Bern, Number Eight Township, Craven County, North Carolina, designated as Lot Number Nine (9) in Block C as the same is shown and delineated on that certain map or plat of TRYON VILLAGE of record in the Office of the Register of Deeds of Craven County in Map Book 5 at Page 11, to which map or plat reference is hereby made for a more particular description of the aforesaid Lot Number Nine (9) in Block C.

-



TO: Michael Scott Davis, City Attorney FROM: Nancy Riegelsperger, Building Inspector DATE: 7/25/2018

### RE: 914 Meadows Street

I am requesting an **ordinance** on the above referenced property. Here is the owner's information. Enclosed are the service verifications, chronological order, quotes, a map, the Complaint and the Order. This property has been thru the minimum housing process, and the Order of the Building Inspector expired on 7-19-16.

Owner: Julia Tarkington and the Spouse of Julia Tarkington; if any.

Can we put it on the August 14, 2018 agenda for the Board of Alderman's meeting please? If you have any questions, feel free to call me at 252-639-2947. Thanks Nancy

Cc; Jeff Ruggieri

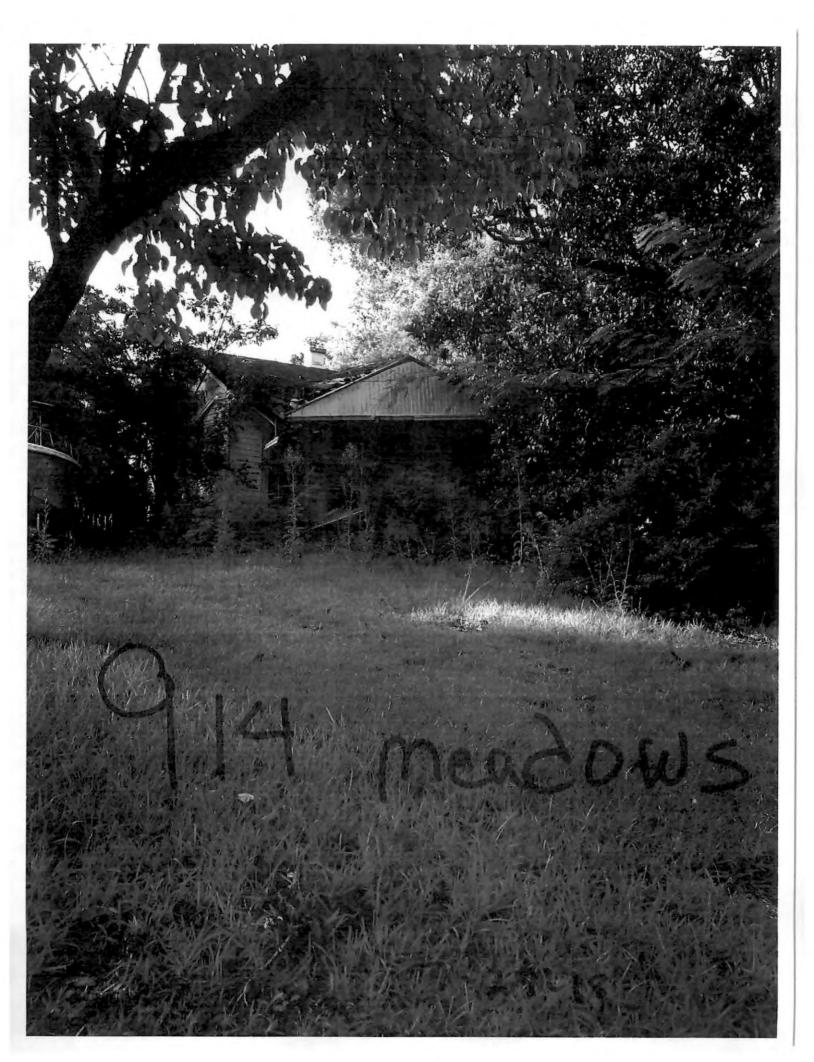
# CHRONOLOGICAL ORDER OF EVENTS 914 MEADOWS STREET Prepared on 7-2-18 By Nancy R

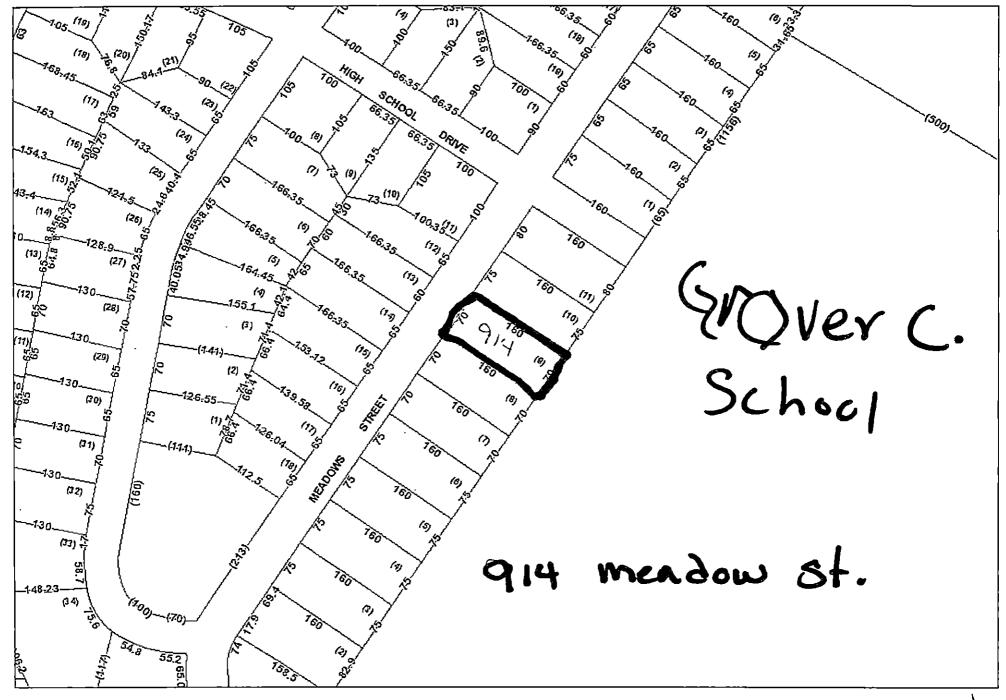
### DATE

**EVENTS** 

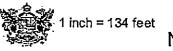
8-11-16	Email from Janey ref the front porch is falling down.
8-15-16	GIS info obtained Photo taken.
9-28-16	EMAIL from neighbor at 916 meadow complaining about 914 Meadows. Email was
	forwarded to me from Chip-N/abatement
10-16-16	MH Letter sent to owner reg. & cert. mail Both returned. Not deliverable unable to
&11-2-16	forward.
3-10-17	Title Opinion received no new information.
6-23-17	Email complaint from city hall from Ms. Mills ref 914 Meadows
6-9-17	Requested address information from Peggy in the attorney's Office.
6-9-17	Found address for the owner.
6-16-17	Complaint Lis Pendens filed at the courthouse, posted on dwelling, Mailed regular &
	certified mail to new address. Good Service. No mailings returned.
7-12-17	Hearing Held present were Chip, Nuisance/abatement Officer, Nancy Riegelsperger,
	Building Inspector. Properly notified and not present Julia Tarkington and Spouse of Julia
	Tarkington. Violations roof falling in on the porch. Water is entering house. No contact
	from owners. Status Deteriorated. Vacant. 30 Day Order to comply with ordinance.
7-20-17	Order of the Building Inspector was filed at the courthouse, posted, and mailed regular &
	certified mail. Good Service.
8-16-17	Work order to have the house boarded up.
8-17-17	Work completed bill generated for \$217.21
8-16-17	Utl requests submitted Gas, Elec, and Water. gas confirmation received "No Gas"
8-16-17 to	Email conversation death records checked & discussion on repairs.
8-23-17	
10-23-17	Email complaint from chip.
43-23-18	Complaint Lis Pendens filed at the courthouse, posted on dwelling, Mailed regular &
	certified mail to new address. Good Service.
4-19-18	Hearing Held present were Nancy Johnson, Nuisance/abatement Officer, Nancy
	Riegelsperger, Building Inspector. Properly notified and not present Julia Tarkington and
	Spouse of Julia Tarkington, Violations roof failing in on the porch. Hole in the roof
	allowing water to enter the house. No contact from owners, penalties accrued to
	\$16,000 no work has been done to correct the violations. Status is now dilapidated,
	Vacant. Issue a 30 Day Order to comply with ordinance.
4-26-18	Order of the Building Inspector was filed at the courthouse, posted, and mailed regular & certified mail. Good Service
6-7-18	Email complaint from Janey stating Ms. Mills is not a happy camper.
6-27-18	No work has been done. Paperwork is being prepared for ordinance to demolish is set for
	July 24-18.

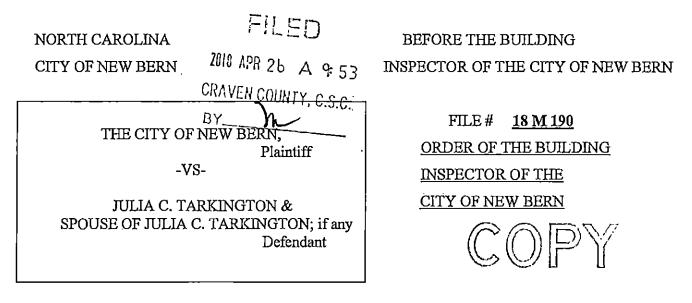
Juste for PW-Demolish#6500. Plus the Cost of Asbestos remaral if any present.











THIS MATTER came on to be heard and was heard before the undersigned Building Inspector of the City of New Bern, at a hearing in the office of the Building Inspector of the City of New Bern on the 19<sup>th</sup> day of April, 2018; and

**UPON HEARING** evidence and testimony in this matter, the Building Inspector of the City of New Bern found the following facts:

1. Nancy J. Riegelsperger, Building Inspector and Nancy Johnson, Nuisance/Abatement Officer appeared on behalf of the City of New Bern.

2. The following were properly notified but not present; JULIA C. TARKINGTON & SPOUSE OF JULIA C. TARKINGTON; if any.

3. JULIA C. TARKINGTON & SPOUSE OF JULIA C. TARKINGTON; if any own the real property located at 914 Meadows Street, New Bern, North Carolina, and further identified by Craven County Tax Identification number 8-027-096.

4 The dwelling located at 914 Meadows Street, New Bern, North Carolina does not meet the Minimum housing standard set forth in Chapter 38 of the City of New Bern's Ordinance due to deterioration and defects, increasing the hazard of fire, accidents, or other calamities.

5. The dwelling is presently vacant.

6. It is the opinion of the Inspections Department of the City of New Bern that the dwelling cannot be repaired, altered, or improved to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern at a cost less than seventy-five (75%) percent of the value, and, therefore, it is a **dilapidated** dwelling as defined by Chapter 38 of the Code of the City of New Bern. As a result, thereof, no one shall reside in or occupy said dwelling. ÷

7. The aforesaid dwelling must remain vacated, closed and secured, must be repaired, altered, improved **OR** demolished/removed to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern.

8. The Subject dwelling requires work to be performed by subcontractors to bring it into compliance with the minimum standards established by Chapter 38 of the Code of the City of New Bern. All work such as electrical, plumbing, heating and air conditioning must be performed by persons licensed by the State of North Carolina to perform such work, and shall be inspected as required by law. Electrical service will only be provided with a temporary service pole or a generator with city noise restrictions applying.

9. After finding the aforementioned facts, the Building Inspector ordered that the Owners shall:

a. Repair, alter, improve, or remove/demolish said dwelling to comply with the minimum standards, established by Chapter 38 of the Code of the City of New Bern no later than May 18, 2018

b. Ensure all permits are obtained prior to work beginning.

c. Ensure that all mechanical work be performed by persons licensed by the State of North Carolina to perform such work, and that all such work is inspected as required by law.

2

d. Ensure that lead paint on the exterior of said dwelling is abated in compliance with the regulations enforced by the Craven County Health Department.

f. Shall be assessed a civil penalty as required by the City Code Section 38-5 as follows:

- The sum of \$500.00 for failure to comply with this Order within 31 days of May 18, 2018

- An additional sum of \$1,000.00 (for a total sum of \$1,500.00) for failure to comply with this Order within 61 days of May 18, 2018,

- An additional sum of \$1,500.00 (for a total sum of \$3,000.00) for failure comply with this Order within 91 days of May 18, 2018;

- An additional sum of \$2,000.00 (for a total sum of \$5,000.00) for failure to comply with this Order within 121 days of May 18, 2018; and

- An additional sum of \$2,000.00 (\$5,000.00 plus \$2,000.00 per month) for each additional 30days or fraction thereof for continuing failure to comply with this Order.

THIS 21 DAY OF HORI 2018

NANCY J. RIEGELSPERGER BUILDING INSPECTOR CITY OF NEW BERN 252-639-2947

#### **CERTIFICATE OF SERVICE**

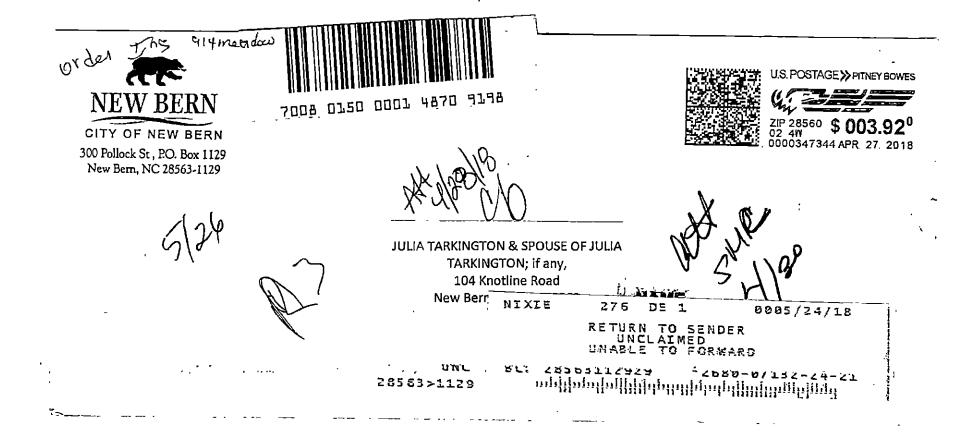
#### **RE: 914 Meadows Street**

٨

I hereby certify that on the 26<sup>th</sup> day of April, 2018, I served a copy of the foregoing ORDER OF THE BUILDING INSPECTOR upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

JULIA C. TARKINGTON & SPOUSE OF JULIA C. TARKINGTON; if any 104 Knotline Road New Bern NC 28562-8863

Nancy Riegelsperger **Building Inspecte** 7008 0150 0001 4870 9198 City of New Ben Street, Sent It ŝ 털 Retum Receipt Foe torsement Required) icted Delivery Fee sement Required) JULIA TARKINGTON & SPOUSE OF JULIA **Certified Fee** Postage m Π New Bern NC28562-8863 G TARKINGTON; if any 104 Knotline Road Postmark Here ന 4 m



NORTH CAROLINA	FILED	1. FILE#_	18 M 190
THE CITY OF NEW -VS- JULIA C. TARKING SPOUSE OF JULIA C. TAR	BERN, NCOUNTY, ( BY <u>Plaintiff</u> FTON	C.S.C. <sup>*</sup> OF THE CIT COMPLAINT UNFIT FOR AND	HUMAN HABITATION) RING/NOTICE OF LIS
THE CITY OF NEW BEI	RN ALLEGES AN	D SAYS THAT:	COPY

1. In accordance with North Carolina General Statutes Section 160A, Article 19, Part 6, and Section 38-29 of the Code of the City of New Bern, the undersigned Building Inspector for the City of New Bern has done a preliminary investigation to determine if the dwelling identified is unfit for human habitation.

2. The preliminary investigation has disclosed that there is a basis for believing that the dwelling bearing postal enumeration 914 Meadows Street and further identified as Map 8-027-096 New Bern, North Carolina, is unfit for human habitation.

A hearing will be held on the 19<sup>th</sup> day of April 2018, at p.m. In the office of the 3. City Building Inspector at 303 First Street, New Bern, NC

4. You have the right to file an answer to this Complaint with the Building Inspector in person at the hearing or by writing to the Building Inspector of the City of New Bern, PO Box 1129, New Bern, North Carolina, 28563-1129.

5. You have the right to appear at the above-scheduled hearing, in person or otherwise, and give testimony.

6. Following the hearing, the undersigned Building Inspector may issue an order to repair, alter or improve the dwelling, to vacate and close the dwelling, or to remove or demolish the dwelling and clear the debris therefrom, as appears appropriate. At the expiration of the Order of the Building Inspector shall be assessed a civil penalty as required by the City Code Section 38-5 as follows:

- The sum of \$500.00 for failure to comply with this Order within 31 days to 60 days

;

- An additional sum of \$1,000.00 (for a total sum of \$1,500.00) for failure to comply with this Order within 61 days 90 days

- An additional sum of \$1,500.00 (for a total sum of \$3,000.00) for failure to comply with this Order within 91 days to 120 days

- An additional sum of \$2,000.00 (for a total sum of \$5,000.00) for failure to comply with this Order within 121 days and

- An additional sum of \$2,000.00 (\$5,000.00 plus \$2,000.00 per month) for each additional 30-days or fraction thereof for continuing failure to comply with this Order.

DATE: 3-23-2018

Nancy J. Riegefsperger Building Inspector City of New Bern (252) 639-2947

#### **CERTIFICATE OF SERVICE**

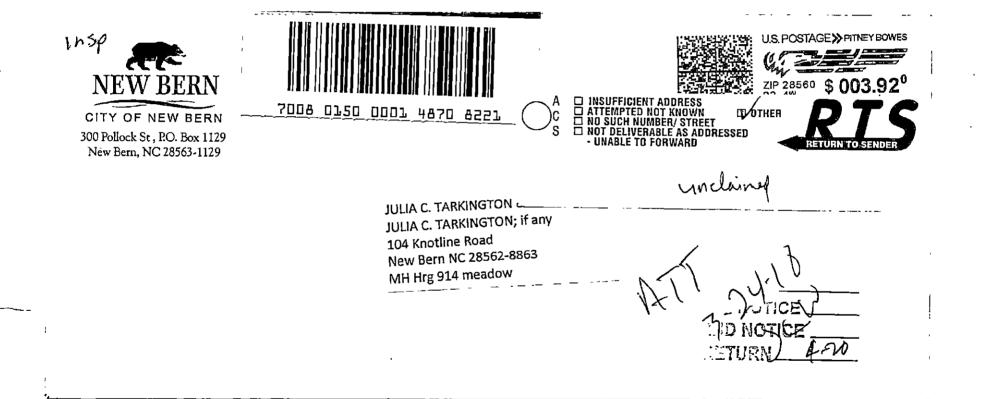
RE: 914 Meadows Street

I hereby certify that on the 23<sup>rd</sup> day of March 2018, I served a copy of the foregoing Complaint Lis Pendens/ Notice of Hearing upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

JULIA C. TARKINGTON & SPOUSE OF JULIA C. TARKINGTON; if any 104 Knotline Road New Bern NC 28562-8863

Nancy Riegelsperger Building Inspector City of New Bern

<u> </u>	-	Restricted Delivery Fee (Endorsement Required)	C Return Receipt Fee (Endotsement Required)	Centilled Fee	Postage S	<u> </u>		CERTIFIED MAILTM RECEIPT	U.S. Postal Servicem
litucións			Postmark Here			C C C C C C C C C C C C C C C C C C C	at www.üsps.com <sub>0</sub>	CEIPT Coverage Provided)	



### AGENDA ITEM COVER SHEET

#### Agenda Item Title:

Consider Adopting an Ordinance Approv	ving the Demolition of 1419 Washington Street
Date of Meeting 8/14/2018	Ward # if applicable <u>Ward 5</u> If multiple, list:
Department Develop. Services	Person Submitting Item: Jeff Ruggieri
Call for Public Hearing <u>No</u>	Date of Public Hearing
Explanation of Item:	
Staff is seeking approval of an ordinand Street.	ce to demolish the structure located at 1419 Washington

#### Actions Needed by Board:

Consider Adopting a Resolution Approving a Demolition Ordinance for structure located at 1419 Washington Street

#### Is item time sensitive? Y / N

### Will there be advocates/opponents at the meeting? Select...

#### Backup Attached:

memo, cost est, chrono, location maps, pictures

Cost of Agenda Item: 5200

If this item requires an expenditure, has it been budgeted and are funds available and certified by the Finance Director : <u>Yes</u>

#### Additional notes:



N O R T H<sup>·</sup> C A R O L I N A 300 Pollock Street, P.O. Box 1129 New Bern, NC 28563. (252)636-4000

### MEMORANDUM

TO: Mayor Dana Outlaw, City of New Bern Board of Aldermen

FROM: Jeff Ruggieri, Director Development Services

**DATE:** August 2, 2018

SUBJECT: Demolition of the Dwelling Located at 1419 Washington Street

Staff is seeking approval of an ordinance to demolish the structure located at 1419 Washington Street.

The single-family structure was built in 1956. The owners were first notified of the minimum housing violations in March of 2004. A hearing before the Chief Building Inspector was held on 8-24-2004 where the structure was found to be in a deteriorated state. The owners were given 60 days to bring the structure into compliance. The 2004 order expired and no permits were applied for. Another hearing before the Chief Building Inspector was held on 4-24-2018 with new owners. Due to further degradation, the structure is now dilapidated. The owner was given 60 days to bring the structure into compliance. As of 8-2-2018, no permits have been applied for and the structure remains in seriously dilapidated condition.

A complete list of chronological events related to the property is attached.

Prepared by and return to:

Micbael Scott Davis DAVIS HARTMAN WRIGHT PLLC 209 Pollock Street New Bern, NC 28560

### AN ORDINANCE TO ORDER THE DEMOLITION OF A DWELLING UNFIT FOR HUMAN HABITATION LOCATED AT 1419 WASHINGTON STREET IN THE CITY OF NEW BERN, NORTH CAROLINA

THAT WHEREAS, the City of New Bern properly served Karren Thompson and Jimmie Thompson, Jr. ("Owners"), pursuant to Section 38-30 of the Code of Ordinances for the City of New Bern, complaining and alleging that the dwelling owned by Owners located at 1419 Washington Street in the City of New Bern, North Carolina (Craven County parcel identification number 8-013-031) is unfit for human habitation; and

WHEREAS, the Owners of the certain dwelling located at 1419 Washington Street in the City of New Bern, North Carolina ("Subject Property") were ordered to remove or demolish the dwelling located on the Subject Property and clear the debris therefrom, or to repair, alter, or improve said dwelling to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern by June 18, 2018; and

WHEREAS, the Owners have been given a reasonable opportunity to comply with the aforementioned Order of the Building Inspector; and

WHEREAS, the Owners have failed to remove or demolish the dwelling and clear the debris therefrom, or to repair, alter or improve said dwelling to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern, as directed in said Order.

### NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

Section 1. That the Building Inspector of the City of New Bern is ordered to remove or demolish the dwelling located on the Subject Property at 1419 Washington Street in the City of New Bern, North Carolina, more particularly described as follows:

### SEE <u>EXHIBIT A</u> ATTACHED HERETO.

Section 2. That the Building Inspector of the City of New Bern is ordered to sell the materials of the dwelling that are salvageable and shall credit the proceeds of the sale against the cost of the removal or demolition, and any balance remaining shall be deposited with the Clerk of Superior Court of Craven County, shall be secured in a manner directed by the court, and shall be disbursed by the court to the persons found to be entitled thereto by final order or decree of the court.

<u>Section 3</u>. That this ordinance shall be in full force and effect from and after its adoption.

ADOPTED THIS 14<sup>th</sup> DAY OF AUGUST, 2018.

### DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK

### EXHIBIT A

All that certain tract or parcel of land lying and being situate in Number Eight (8) Township, Craven County, North Carolina, being more particularly described as follows:

In the western portion of the City of New Bern, North Carolina and in that subdivision known as Larksville, a map of said subdivision appears of record in the Office of the Register of Deeds of Craven County in Book 153 at Page 300, and in Map Book 1 at Page 159, and being known and designated as Lot Number 90, and more particularly described as follows:

Adjoining the southern line of Washington Street on the North, by Lot Number 89 on the East, by Lot Number 70 on the South, and by Lot Number 91 on the West.

.



TO: Michael Scott Davis, City Attorney FROM: Nancy Riegelsperger, Building Inspector DATE: 7/25/2018

### RE: 1419 Washington Street

I am requesting an ordinance on the above referenced property. Here is the owner's information. Enclosed are the service verifications, chronological order, quotes, a map, the Complaint and the Order. This property has been thru the minimum housing process, and the Order of the Building Inspector expired on 6-18-18.

Owner: Julia Tarkington and the Spouse of Julia Tarkington; if any.

Can we put it on the August 14, 2018 agenda for the Board of Alderman's meeting please? If you have any questions, feel free to call me at 252-639-2947. Thanks Nancy

Cc; Jeff Ruggieri

Everything comes together here.

# CHRONOLOGICAL ORDER OF EVENTS 1419 Washington Street Prepared on 7-25-18 By Nancy R

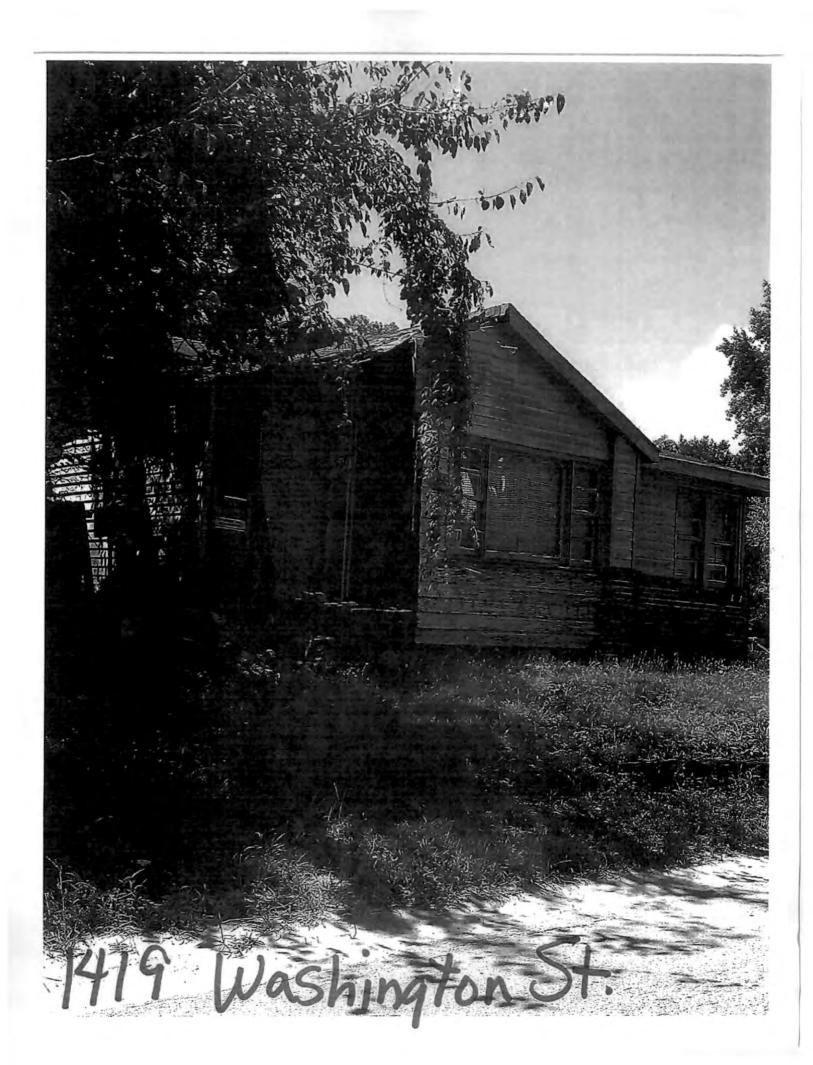
#### DATE

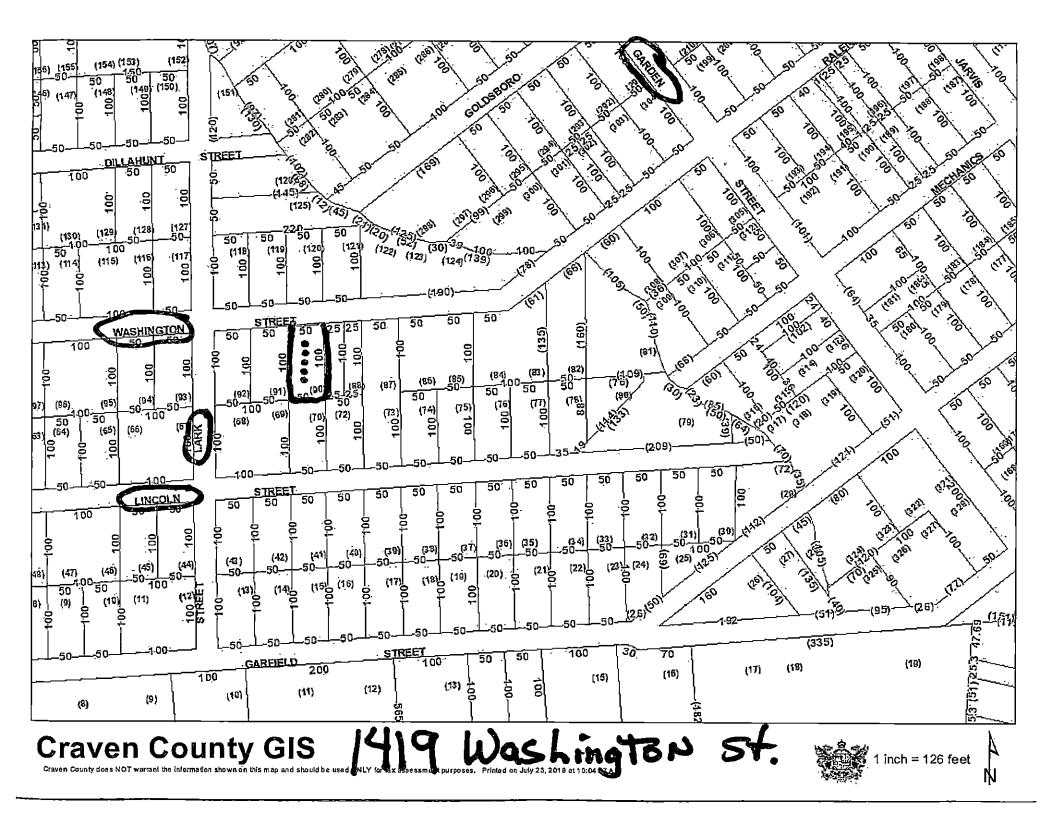
#### EVENTS

11-16-98	Work being done w/o permits write up - inspection done by Keith Boulware. Findings:
	rotten girders and improperly sized girders and footers. Needs permits first and
	inspections required thereafter.
3-23-04	Note from KB to me to send a MH letter to owner.
5-17-04	File started GIS info obtained.
5-17-04	MH Let sent all mailings served. Grn card signed.
6-7-04	Owner came into the office on site inspection set for 6-29-04
7-29-04	Requested to set a hearing date.
8-3-04	Complaint Lis Penden filed at the courthouse, posted, sent regular and certified mail to
	the interested parties. Good service
8-25-04	Hearing Held my office with owner. A deteriorated, 60 day order was issued exp. Oct.
	25, 2004. Inspection of house done at 2 pm. Same day
9-2-04	Order of the Building Inspector Filed at the courthouse, post on dwelling, mailed cert & regular mail. Good service
9-10-04	Copy of the MH Inspection report Mailed to owner certified and reg. Mail good service
10-4-04	Order has expired.
6-5-07	GIS info same owner. Attempted to call him w/o success
3-4-16	GIS info obtained Change in ownership. It is now Heir Property now for the lot the house
5410	is on. The lot next to it with the shed on it has been maintained by the heir of 1419
	Washington st actually is Lot 8-013-30 and is owned by a different person.
3-20-17	Title opinion received.
6-26-17	Infor returned from DOC Jr. is not in custody as first thought.
3-2-18	Verbal history shows the property was given to the Thompsons years prior w/o proper
	documentation
3-5-18	Has is getting worst. Gis info shows same owner (Heirs). All address came back to Trent
	Court Address.
3-23-18	Complaint Lis Penden filed at the courthouse, posted, sent regular and certified mail to
	the interested parties. Regular mail and certified for Karren were served. However, for
	Thompson Jr. came back unkn address. Not served.
4-9-18	Phone call from Karren she wants to change the hearing date to 4-24 2018 ok'd her
	intentions is to keep the property but demo the house. Been talking to Vanderbilt homes
	about land/pkg deals. She has to pay the taxes first. She has found her BROTHER
	ADDRESS and gave it to me. In addition, she gave me a history of whom she is related to.
4-9-18	With the new address for her brother I immediately sent new copies of the Complaint Lis
	Pendens with updated hearing date to the new address – GOOD SERVICE
4-18-18	Original Hearing no one showed up (only ones expected to possibly show are the city &
	county Managers) continued to 4-24-18

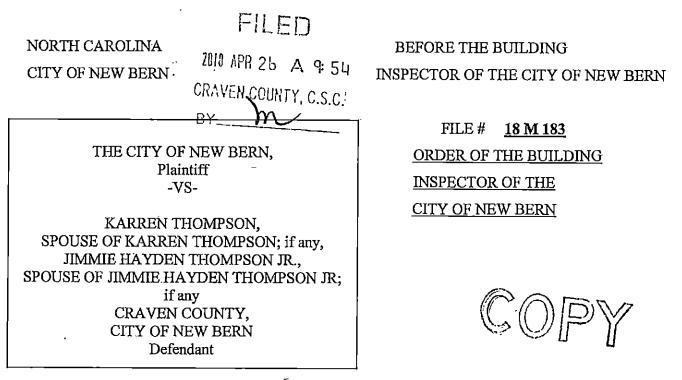
# CHRONOLOGICAL ORDER OF EVENTS 1419 Washington Street Prepared on 7-25-18 By Nancy R

DATE	EVENTS
4-24-18	Hearing Held in my office with Karren on the phone. She advised that she is not married and her brother, who was properly notified, was not present and is divorced. Karren want property wants to put DW on the lot needs to demo house and shed. A little confusion about shed ownership, she talked about NBFD to use as traing she got the info
	on that. Suggested a list of contractor to demo but she said she had someone who would help her. an Order of the building inspector was issued stating it is Dilapidated, 60days to comply, it is vacant and is to remain vacant.
4-26-18	Complaint Lis Penden filed at the courthouse, posted, sent regular and certified mail to the interested parties. Good service
6-18-18	Order expired. No work has been done at all.
7-16-18	Paperwork has been started for an ordinance request. Set for 8-14-18 BOA





( Juote to Demolish P.W. \$5200,00 Plus any asbestos that is present must be abated. East unknown at this time.



THIS MATTER came on to be heard and was heard before the undersigned Building Inspector of the City of New Bern, at a hearing in the office of the Building Inspector of the City of New Bern on the 24<sup>th</sup> day of April, 2018; and

UPON HEARING evidence and testimony in this matter, the Building Inspector of the City of New Bern found the following facts:

1. Nancy J. Riegelsperger, Building Inspector appeared on behalf of the City of New Bern.

KARREN THOMPSON, she was on the telephone during the hearing. She is not married nor is her

brother Jimmie. Jimmie Thompson is divorced.

2. The following were properly notified but not present; KARREN THOMPSON, SPOUSE OF KARREN THOMPSON; if any, JIMMIE HAYDEN THOMPSON JR., SPOUSE OF JIMMIE HAYDEN THOMPSON JR; if any

3. KARREN THOMPSON & JIMMIE HAYDEN THOMPSON JR, the real property located at 1419 Washington Street New Bern, North Carolina, and further identified by Craven County Tax Identification number 8-013-031.

4 The dwelling located at 1419 Washington Street, New Bern, North Carolina does not meet the Minimum housing standard set forth in Chapter 38 of the City of New Bern's Ordinance due to deterioration and defects, increasing the hazard of fire, accidents, or other calamities.

5. The dwelling is presently vacant.

6. It is the opinion of the Inspections Department of the City of New Bern that the dwelling cannot be repaired, altered, or improved to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern at a cost less than seventy-five (75%) percent of the value, and, therefore, it is a **dilapidated** dwelling as defined by Chapter 38 of the Code of the City of New Bern. As a result, thereof, no one shall reside in or occupy said dwelling.

7. The aforesaid dwelling must remain vacated, closed and secured, must be repaired, altered, improved **OR** demolished/removed to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern.

8. The Subject dwelling requires work to be performed by subcontractors to bring it into compliance with the minimum standards established by Chapter 38 of the Code of the City of New Bern. All work such as electrical, plumbing, heating and air conditioning must be performed by persons licensed by the State of North Carolina to perform such work, and shall be inspected as required by law. Electrical service will only be provided with a temporary service pole or a generator with city noise restrictions applying.

2

9. After finding the aforementioned facts, the Building Inspector ordered that the Owners shall:

-

a. Repair, alter, improve, or remove/demolish said dwelling to comply with the minimum standards, established by Chapter 38 of the Code of the City of New Bern no later than June 18, 2018

b. Ensure all permits are obtained prior to work beginning.

c. Ensure that all mechanical work be performed by persons licensed by the State of North Carolina to perform such work, and that all such work is inspected as required by law.

d. Ensure that lead paint on the exterior of said dwelling is abated in compliance with the regulations enforced by the Craven County Health Department.

e. Property and structure (s) to be brought into compliance with Article XVI of the Appendix A of the Land Use Ordinance of the City of New Bern, which is commonalty, called the Flood Plain Ordinance.

f. Shall be assessed a civil penalty as required by the City Code Section 38-5 as follows:

- The sum of \$500.00 for failure to comply with this Order within 31 days of June 18, 2018

- An additional sum of \$1,000.00 (for a total sum of \$1,500.00) for failure to comply with this Order within 61 days of June 18, 2018,

- An additional sum of \$1,500.00 (for a total sum of \$3,000.00) for failure comply with this Order within 91 days of June 18, 2018;

- An additional sum of \$2,000.00 (for a total sum of \$5,000.00) for failure to comply with this Order within 121 days of June 18, 2018; and

3

### CERTIFICATE OF SERVICE

#### **RE: 1419 Washington Street**

I hereby certify that on the 26<sup>th</sup> day of April, 2018, I served a copy of the foregoing **ORDER OF THE BUILDING INSPECTOR** upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

KARREN THOMPSON, T 163 Trent Court New Bern NC 28560

JIMMIE HAYDEN THOMPSON JR., 3095Sherwin Oaks Lane Apt 27 A Orange Park FL 32065

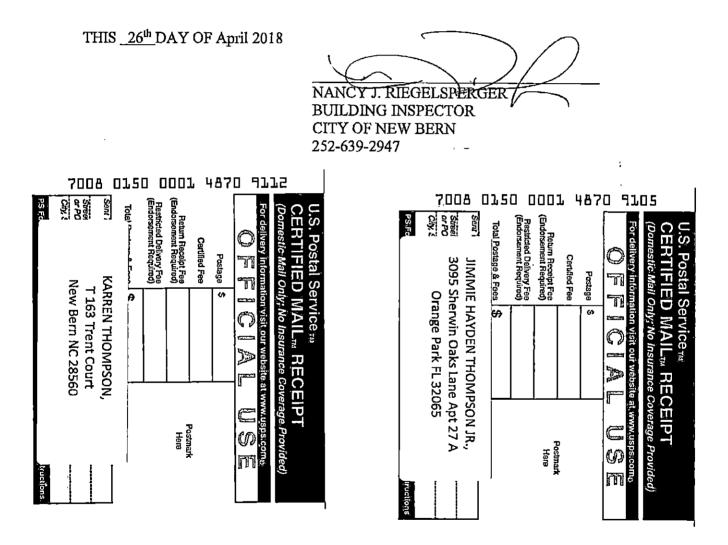
CRAVEN COUNTY, JACK VEIT, County Manager PO Box 1128 New Berri NC 28560

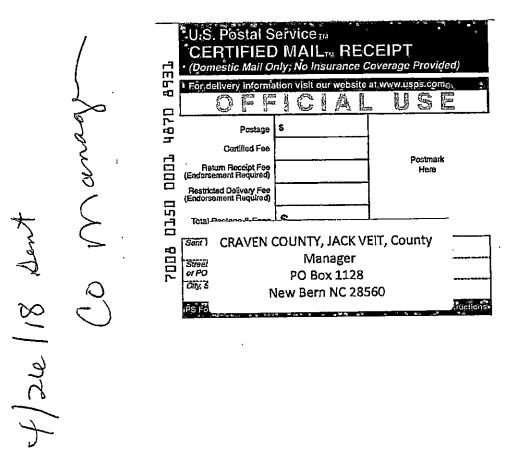
I further certify that on the 26<sup>th</sup> day of April 2018, I personally delivered a copy of the foregoing Order of the Building Inspector addressed as follows:

CITY OF NEW BERN, MARK STEPHANS, City Manager

Nancy Riegelsperger Building Inspector City of New Bern

- An additional sum of \$2,000.00 (\$5,000.00 plus \$2,000.00 per month) for each additional 30days or fraction thereof for continuing failure to comply with this Order.





**USPS Tracking**<sup>®</sup>

FAQs > (http://faq.usps.com/?articleId=220900)

Track Another Package +

Tracking Number: 70080150000148709112

Remove X

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 $\sim$ 

**Expected Delivery on** 

## SATURDAY

**28** APRIL 2018 (1) by 8:00pm (1)

# **Or Delivered**

April 28, 2018 at 10:46 am Delivered, Left with Individual NEW BERN, NC 28562

**Tracking History** 

April 28, 2018, 10:46 am Delivered, Left with Individual NEW BERN, NC 28562 Your item was delivered to an individual at the address at 10:46 am on April 28, 2018 in NEW BERN, NC 28562.

April 28, 2018, 7:22 am Arrived at Unit NEW BERN, NC 28562

**Product Information** 

**USPS Tracking**<sup>®</sup>

FAQs > (http://faq.usps.com/?articleId=220900)

### Track Another Package +

### Tracking Number: 70080150000148709105

Your item has been delivered to the original sender at 11:46 am on May 29, 2018 in NEW BERN, NC 28563.

**Oracle Contract** Delivered

May 29, 2018 at 11:46 am Delivered, To Original Sender NEW BERN, NC 28563

### **Tracking History**

May 29, 2018, 11:46 am Delivered, To Original Sender NEW BERN, NC 28563 Your item has been delivered to the original sender at 11:46 am on May 29, 2018 in NEW BERN, NC 28563.

May 25, 2018, 10:13 am Available for Pickup NEW BERN, NC 28563

May 25, 2018, 9:57 am Arrived at Unit NEW BERN, NC 28560

May 25, 2018, 3:05 am Departed USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX Remove X

 $\boldsymbol{\wedge}$ 

May 24, 2018, 10:29 pm Arrived at USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

May 24, 2018 In Transit to Next Facility

May 23, 2018, 5:15 pm Departed USPS Regional Facility JACKSONVILLE FL DISTRIBUTION CENTER

May 22, 2018, 10:01 am Unclaimed/Being Returned to Sender ORANGE PARK, FL 32073

Reminder to Schedule Redelivery of your item

May 1, 2018, 2:27 pm Notice Left (No Authorized Recipient Available) ORANGE PARK, FL 32073

May 1, 2018, 8:04 am Out for Delivery ORANGE PARK, FL 32065

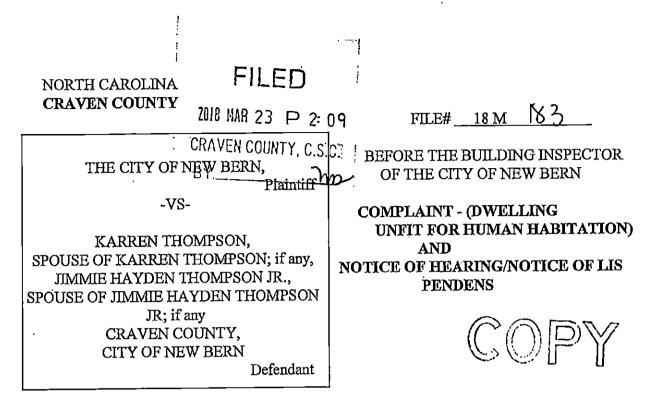
May 1, 2018, 7:54 am Sorting Complete ORANGE PARK, FL 32065

May 1, 2018, 7:51 am Arrived at Unit ORANGE PARK, FL 32073

April 30, 2018, 7:49 am Arrived at USPS Regional Facility JACKSONVILLE FL DISTRIBUTION CENTER

1419 wost TUSP NEW BERN CITY OF NEW BERN 7008 0150 0001, 4870 300 Pollock St, P.O. Box 1129 9105 New Bern, NC 28563-1129 05/25/18 JIMMIE HAYDEN THOMPSON JR., 3095 Sherwin Oaks Lane Apt 27 A Orange Park FL 32055 Ĵ ٠. NIXIE 3 Z Z DΞ 1 : RETURN Unci Unable TO SENDER LAIMED TO FORWARI UNC: 8 C: 320££886728.29 Se Can't find what Go to our FAQs section to find FAQs (http://faq.us CHARLOTTE NC DISTRIBUTION CENTER CHARLOTTE NC DISTRIBUTION CENTER ł Т Departed USPS Regional Facility Arrived at USPS Regional Facility ŀ In Transit to Next Facility April 28, 2018, 12:43 am Product Information April 28, 2018, 4:19 pm April 29, 2018 ł 1 .

HEARING Revised 11-30-12 DATE: 4/24/18 ADDRESS: 1419 Washing ATTENDEES: Mancy & by ph Kang Married Brotler DIVOBSEN 01 OBSERVERS NOTIFIED BUT NOT PRESENT: () Immin : A Spoule THOMPSON Tompso Kerren -002 VIOLATIONS: house ep. DOUNT OWNERS: INTENTIONS: Want Rione pw on 10 Hous 0 )am stile Confússion on d) (40 ðι built + Contact = Dakwood Hm NOTES: 1/ander to DWD - GUT CUAM Hm NBFD She got into -Burn # Contracted Contraction +D Demo ~ Cowsin ls ruice on Bratker -FINDINGS: STATUS OF DWELLING: 10 . n duns la cuñ to Connoly ORDER WILL READ: pmains acom



THE CITY OF NEW BERN ALLEGES AND SAYS THAT:

1. In accordance with North Carolina General Statutes Section 160A, Article 19, Part 6, and Section 38-29 of the Code of the City of New Bern, the undersigned Building Inspector for the City of New Bern has done a preliminary investigation to determine if the dwelling identified is unfit for human habitation.

2. The preliminary investigation has disclosed that there is a basis for believing that the dwelling bearing postal enumeration 1419 Washington Street and further identified as <u>Map 8-</u> <u>013-031</u> New Bern, North Carolina, is unfit for human habitation.  $H_{1} = \int_{1}^{1} \int_{$ 

3. A hearing will be held on the 18<sup>th</sup> day of <u>April 2018</u>, at 10 a.m. In the office of the City Building Inspector at 303 First Street, New Bern, NC

4. You have the right to file an answer to this Complaint with the Building Inspector in person at the hearing or by writing to the Building Inspector of the City of New Bern, PO Box 1129, New Bern, North Carolina, 28563-1129.

5. You have the right to appear at the above-scheduled hearing, in person or otherwise, and give testimony.

Upon information and belief Craven County Tax Office and the City of New Bern
 Tax Office may have an interest or contract interest in the subject property, due to unpaid taxes
 and are therefore included in this complaint.

7. Following the hearing, the undersigned Building Inspector may issue an order to repair, alter or improve the dwelling, to vacate and close the dwelling, or to remove or demolish the dwelling and clear the debris therefrom, as appears appropriate. At the expiration of the Order of the Building Inspector shall be assessed a civil penalty as required by the City Code Section 38-5 as follows:

- The sum of \$500.00 for failure to comply with this Order within 31 days to 60 days

- An additional sum of \$1,000.00 (for a total sum of \$1,500.00) for failure to comply with this Order within 61 days 90 days

- An additional sum of \$1,500.00 (for a total sum of \$3,000.00) for failure to comply with this Order within 91 days to 120 days

- An additional sum of \$2,000.00 (for a total sum of \$5,000.00) for failure to comply with this Order within 121 days and

- An additional sum of \$2,000.00 (\$5,000.00 plus \$2,000.00 per month) for each additional 30-days or fraction thereof for continuing failure to comply with this Order.

DATE: 3-23-2018

Nancy J. Riegelsperger Building Inspector City of New Bern (252) 639-2947

#### CERTIFICATE OF SERVICE

#### **RE: 1419 Washington Street**

I hereby certify that on the 23<sup>th</sup> day of March, 2018, I served a copy of the foregoing Complaint and Notice of Hearing/Notice of Lis Pendens upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

KARREN THOMPSON, T 163 Trent Court New Bern NC 28560

SPOUSE OF KARREN THOMPSON; if any, T 163 Trent Court New Bern NC 28560

JIMMIE HAYDEN THOMPSON JR., T 163 Trent Court New Bern NC 28560

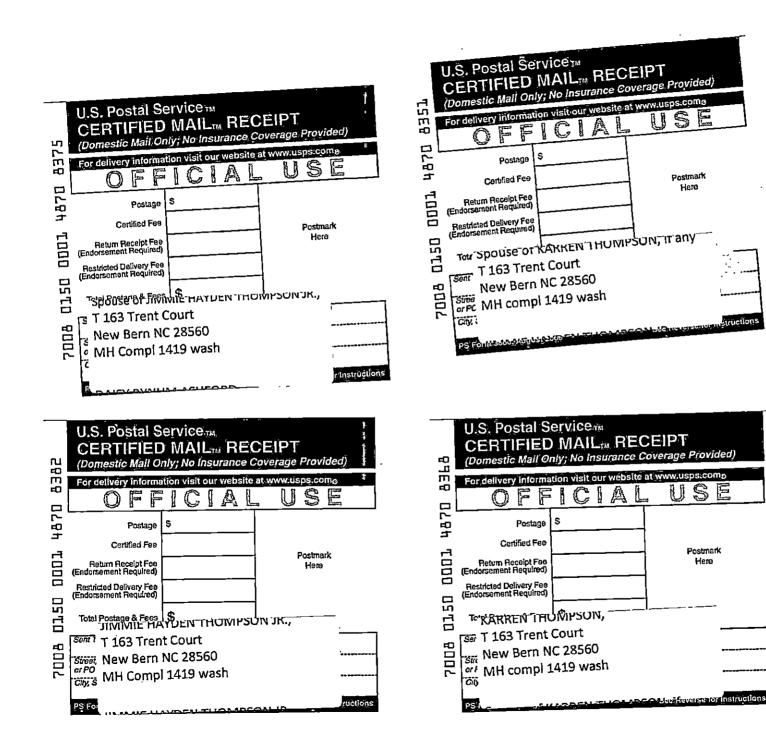
SPOUSE OF JIMMIE HAYDEN THOMPSON JR; if any T 163 Trent Court New Bern NC 28560

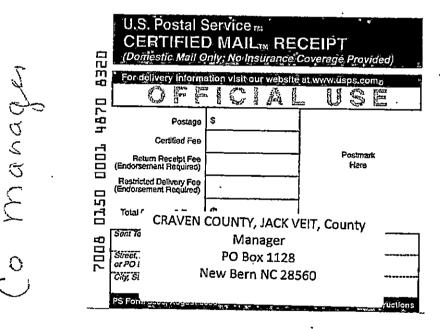
CRAVEN COUNTY, JACK VEIT, County Manager PO Box 1128 New Bern NC 28560

I further certify that on the 23<sup>rd</sup> day of March 2018, I personally delivered a copy of the foregoing Complaint and Notice of Hearing/Notice of Lis Pendens by hand delivering a copy to the following persons addressed as follows:

CITY OF NEW BERN, MARK STEPHANS, City Manager

Nancy Riegelsperger Building Inspector City of New Bern





ALERT: AS OF APRIL 30, USPS.COM WILL NO LONGER SUPPORT OUTDATED BROWSERS. TO ...

**USPS Tracking**<sup>®</sup>

FAQs > (http://faq.usps.com/?articleId=220900)

Remove X

Track Another Package +

Tracking Number: 70080150000148708320

Your item was delivered at 10:43 am on March 28, 2018 in NEW BERN, NC 28560.

# **Order** Delivered

March 28, 2018 at 10:43 am Delivered NEW BERN, NC 28560

Get Updates 🗸

## **Text & Email Updates**

**Tracking History** 

March 28, 2018, 10:43 am Delivered NEW BERN, NC 28560 Your item was delivered at 10:43 am on March 28, 2018 in NEW BERN, NC 28560.

March 27, 2018, 2:39 pm Available for Pickup NEW BERN, NC 28560

March 27, 2018, 8:35 am Out for Delivery NEW BERN, NC 28562

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March 27, 2018, 8:25 am Sorting Complete NEW BERN, NC 28562

March 27, 2018, 7:50 am Arrived at Unit NEW BERN, NC 28562

**Product Information** 

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See Less ∧

## Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

FAQs (http://faq.usps.com/?articleId=220900)

The easiest tracking number is the one you don't have to know.

## Tracking Number: 70080150000148708375

## **Expected Delivery on**

MONDAY 23 APRIL 2018 (2) by 8:00pm (2)

# **⊘** Delivered

April 23, 2018 at 5:06 pm Delivered, PO Box NEW BERN, NC 28560

Get Updates 🗸

#### **Text & Email Updates**

#### **Tracking History**

April 23, 2018, 5:06 pm Delivered, PO Box NEW BERN, NC 28560 Your item has been delivered and is available at a PO Box at 5:06 pm on April 23, 2018 in NEW BERN, NC 28560.

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## April 21, 2018, 9:57 am Available for Pickup NEW BERN, NC 28560

April 20, 2018, 7:13 pm Departed USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

## April 20, 2018, 9:43 am Arrived at USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

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Remove X

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## FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

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April 19, 2018, 8:37 pm Departed USPS Regional Facility RALEIGH NC DISTRIBUTION CENTER	- LN	x	جما : : : : : : : : : : : : : : : : :
<b>April 19, 2018, 8:06 am</b> Arrived at USPS Regional Facility RALEIGH NC DISTRIBUTION CENTER	24-18 TR		NEW BERN CITY OF NEW BERN 00 Pollock St, P.O. Box 1129 New Bern, NC 28563-1129
Reminder to Schedule Redelivery of your item			BERN Box 1129
March 24, 2018, 11:36 am Notice Left (No Authorized Recipient Available) NEW BERN, NC 28562		110	- 171/15/
March 24, 2018, 9:06 am Distribution to PO Box in Progress NEW BERN, NC 28562		spouse or JIIVIMILE HAYL T 163 Trent Court New Bern NC 28560 MH Compl 1419 wash	0150 021
March 24, 2018, 8:56 am Sorting Complete NEW BERN, NC 28562	[[t]n]ntum, 20	DEN 1	4870 B375
<b>March 24, 2018, 7:52 am</b> Arrived at Unit IEW BERN, NC 28562		HUMPSUN JK.,	

Tracking Number: 70080150000148708368

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Remove X

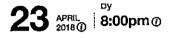
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Expected Delivery on

MONDAY

https://doils.usps.com/go/TrackConfirm/Action?tRef=fulpage&tLc=7&1ext28777=&tLabels=70080150000148708351%2C70080150000148708375%2C7008015000



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April 23, 2018 at 5:06 pm Delivered, PO Box NEW BERN, NC 28560

Get Updates 🗸

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Text & Email Updates	~
Tracking History	^
April 23, 2018, 5:06 pm Delivered, PO Box NEW BERN, NC 28560 Your item has been delivered and is available at a PO Box at 5:06 pm on 28560.	April 23, 2018 in NEW BERN, NC
April 21, 2018, 9:57 am Available for Pickup NEW BERN, NC 28560	
April 20, 2018, 7:13 pm Departed USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX	
April 20, 2018, 6:12 am Arrivad at USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX	
April 10, 2018, 8:37 pm	

April 19, 2018, 8:37 pm Departed USPS Regional Facility RALEIGH NC DISTRIBUTION CENTER

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4/24/2018

April 19, 2016, 8:06 am Arrived at USPS Regional Facility RALEIGH NC DISTRIBUTION CENTER

Reminder to Schedule Redelivery of your Item

March 24, 2018, 11:36 am Notice Left (No Authorized Reciplent Available) NEW BERN, NC 28562

March 24, 2018, 9:06 am Distribution to PO Box in Progress NEW BERN, NC 28562

March 24, 2018, 8:58 am Sorting Complete NEW BERN, NC 28562

March 24, 2018, 7:52 am Arrived at Unit NEW BERN, NC 26562

Product Information

See Less 🔨

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USPS.com0 - USPS Tracking@ Results

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FAQs > (http://faq.usps.com/?articleId=220900)

# USPS Tracking®

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Tracking Number: 70080150000148708351

Your Item arrived at the NEW BERN, NC 28560 post office at 9:57 am on April 21, 2018 and is ready for pickup.

## Available for Pickup

April 21, 2018 at 9:57 am Available for Pickup NEW BERN, NC 28560

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## Text & Email Updates

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Tracking History

April 21, 2018, 9:57 am Available for Pickup

----- in months for

4/24/2018

April 19, 2018, 8:37 pm Departed USPS Regional Facility RALEIGH NC DISTRIBUTION CENTER

April 18, 2018, 8:08 am Arrived at USPS Regional Facility RALEIGH NC DISTRIBUTION CENTER

Reminder to Schedule Redelivary of your item

March 24, 2018, 11:36 am Notice Lett (No Authorized Recipient Available) NEW BERN, NC 28562

March 24, 2018, 8:06 am Out for Delivery NEW BERN, NC 28562

March 24, 2018, 8:56 am Sorting Complete NEW BERN, NC 28582

March 24, 2018, 7:52 am

USPS com® - USPS Tracking@ Results

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4/24/2016

April 19, 2018, 8:06 am Arrived at USPS Regional Facility PALEIGH NC DISTRIBUTION CENTER

Reminder to Schedule Redelivery of your Item

March 24, 2018, 11:38 am Notice Left (No Authorized Recipient Available) NEW BERN, NC 28562

March 24, 2018, 9:06 em Distribution to PO Box in Progress NEW BERN, NC 28562

March 24, 2018, 8:56 am Sorting Complete NEW BERN, NC 28562

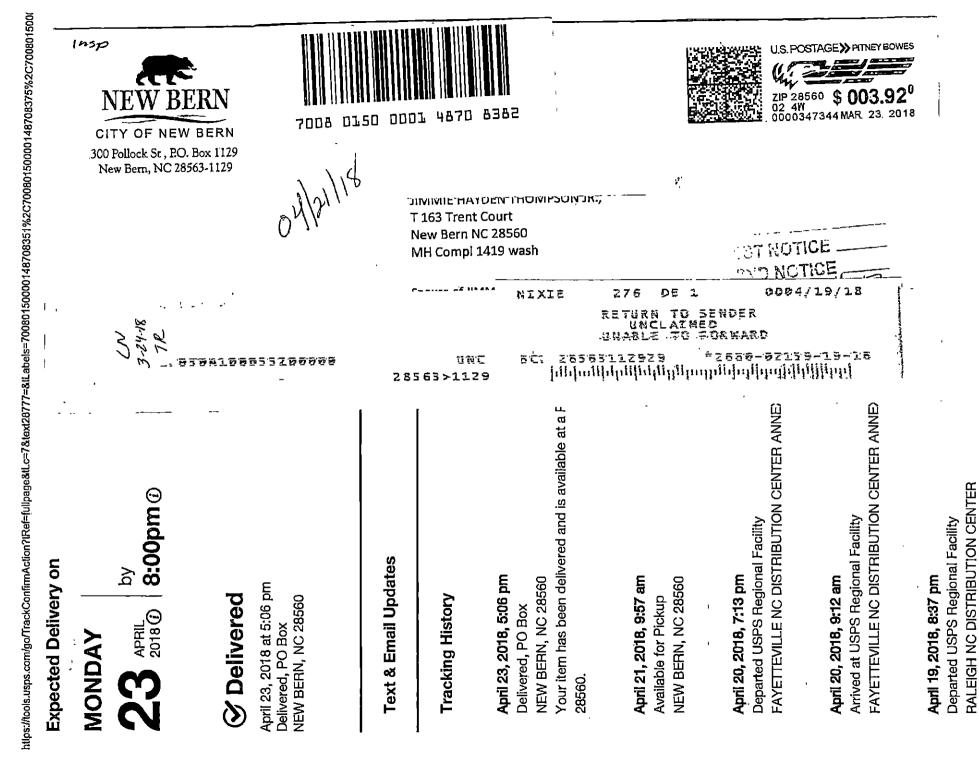
March 24, 2018, 7:52 am Arrived at Unit NEW BERN, NC 28562

Product Information

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See Less 🔨

USPS.com® - USPS Tracking® Results



Tracking Number: 70080150000148708382

#### **CERTIFICATE OF SERVICE**

RE: 1419 Washington Street. New Bern NC

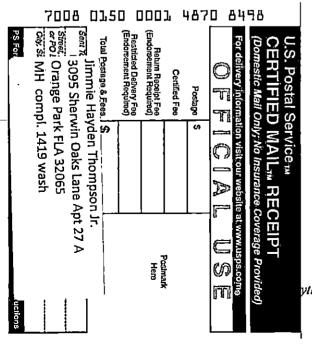
I hereby certify that on the 9<sup>th</sup> day of April 2017. I served a copy of the foregoing **Complaint Notice of Hearing** upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested; and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

Spouse of Jimmie Hayden Thompson Jr. 3095 Sherwin Oaks Lane Apt 27 A Orange Park FLA 32065

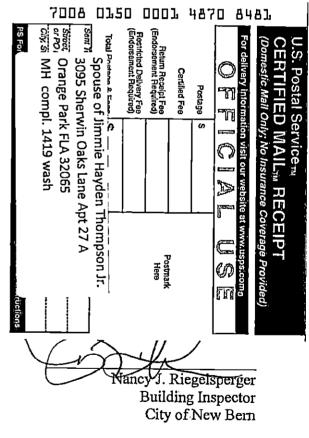
Jimmie Hayden Thompson Jr. 3095 Sherwin Oaks Lane Apt 27 A Orange Park FLA 32065

Dated: 4-9-18

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resont to an updated address



ything comes together here.

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FAQs > (http://faq.usps.com/?articleId=220900)

Remove X

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## Track Another Package +

## Tracking Number: 70080150000148708498

Your item was delivered to an individual at the address at 3:05 pm on April 16, 2018 in ORANGE PARK, FL 32073.

Schelivered

April 16, 2018 at 3:05 pm Delivered, Left with Individual ORANGE PARK, FL 32073

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**Text & Email Updates** 

**Tracking History** 

April 16, 2018, 3:05 pm Delivered, Left with Individual ORANGE PARK, FL 32073 Your item was delivered to an individual at the address at 3:05 pm on April 16, 2018 in ORANGE PARK, FL 32073.

April 16, 2018, 8:36 am Out for Delivery ORANGE PARK, FL 32065 ORANGE PARK, FL 32065

#### April 16, 2018, 7:41 am

Arrived at Unit ORANGE PARK, FL 32073

## April 15, 2018, 9:56 pm

Departed USPS Regional Facility JACKSONVILLE FL DISTRIBUTION CENTER

April 14, 2018 In Transit to Next Facility

### April 13, 2018, 12:26 pm Arrived at USPS Regional Facility JACKSONVILLE FL DISTRIBUTION CENTER

April 13, 2018 In Transit to Next Facility

## April 12, 2018, 2:10 am Departed USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER

April 12, 2018, 1:24 am Arrived at USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

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# Can't find what you're looking for?

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# **USPS Tracking**<sup>®</sup>

FAQs > (http://faq.usps.com/?articleId=220900)

## Track Another Package +

Tracking Number: 70080150000148708481

The item is currently in transit to the next facility as of April 16, 2018.

## **In-Transit**

April 16, 2018 In Transit to Next Facility

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#### **Text & Email Updates**

#### **Tracking History**

**April 16, 2018** In Transit to Next Facility The item is currently in transit to the next facility as of April 16, 2018.

April 15, 2018 In Transit to Next Facility

April 14, 2018 In Transit to Next Facility

April 13, 2018, 10:57 pm Departed USPS Regional Facility JACKSONVILLE FL DISTRIBUTION CENTER Remove X

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April 13, 2018, 10:08 am Arrived at USPS Regional Facility JACKSONVILLE FL DISTRIBUTION CENTER

April 12, 2018, 2:10 am Departed USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER

April 12, 2018, 1:24 am Arrived at USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

See Less ∧

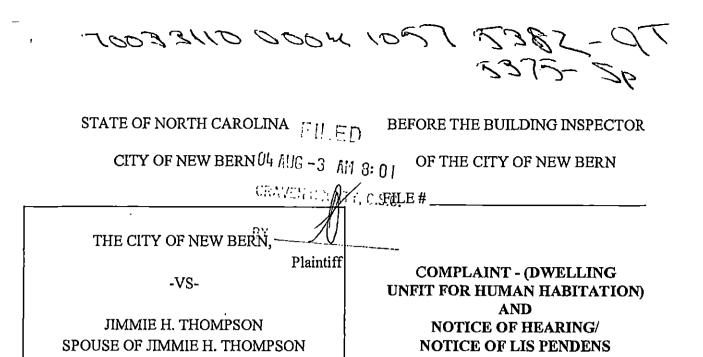
## Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

FAQs (http://faq.usps.com/?articleId=220900)

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Defendant

THE CITY OF NEW BERN ALLEGES AND SAYS THAT:

1. In accordance with North Carolina General Statutes Section 160A, Article 19, Part 6, and Section 38-29 of the Code of the City of New Bern, the undersigned Building Inspector for the City of New Bern has done a preliminary investigation to determine if the dwelling identified is unfit for human habitation.

2. The preliminary investigation has disclosed that there is a basis for believing that the dwelling bearing postal enumeration of 1419 Washington Street, New Bern, North Carolina, Tax Map Designation 8-013-031 is unsafe for human habitation.

3. A hearing will be held on the 26th day of August, 2004, at 2:00 p.m. in the Office of the Building Inspector, 248 Craven Street, Dunn Building, first floor, at the corner of Craven and Pollock Streets.

4. You have the right to file an answer to this Complaint with the Building Inspector in person at the hearing or by writing to the Building Inspector of the City of New Bern, PO Box 1129, New Bern, North Carolina, 28563-1129.

5. You have the right to appear at the above-scheduled hearing, in person or otherwise, and give testimony.

6. Following the hearing, the undersigned Building Inspector may issue an order to repair, alter or improve the dwelling, to vacate and close the dwelling, or to remove or demolish the dwelling and clear the debris therefrom, as appears appropriate. At the expiration of the Order of the Building Inspector, a civil penalty in the amount of \$50.00 for each day that the structure does not comply with the Order of the Building Inspector will be imposed as provided in Section 38-5 of the Code of the City of New Bern.

### THIS 3rd DAY OF AUGUST, 2004.

mcy J. Rieg sperger **Building Inspector** City of New Bern

## **CERTIFICATE OF SERVICE**

Re: 1419 Washington Street, New Bern (8-013-031)

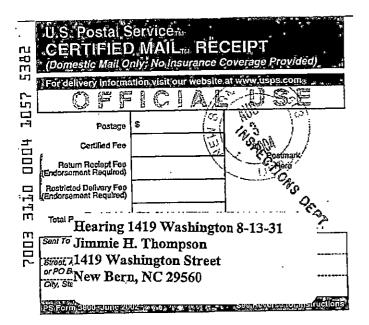
I hereby certify that on the 3rd day of August<u>, 2004</u>, I served a copy of the foregoing <u>Complaint and Notice of Hearing/Notice of Lis Pendens</u> upon Jimmie H. Thompson, Spouse of Jimmie H. Thompson in an envelope bearing sufficient postage for mailing by Certified Mail, Return Receipt Requested and depositing said <u>Complaint and Notice of Hearing/Notice of Lis</u> <u>Pendens</u> in another envelope for regular depository for the United States mail, New Bern, N.C. addressed to:

Jimmie H. Thompson 1419 Washington Street New Bern, NC 28560

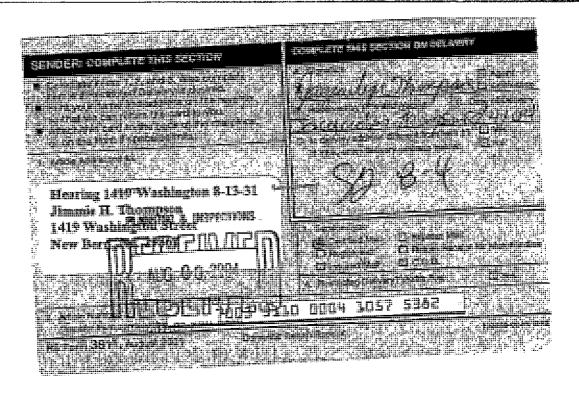
Dated: August 3, 2004

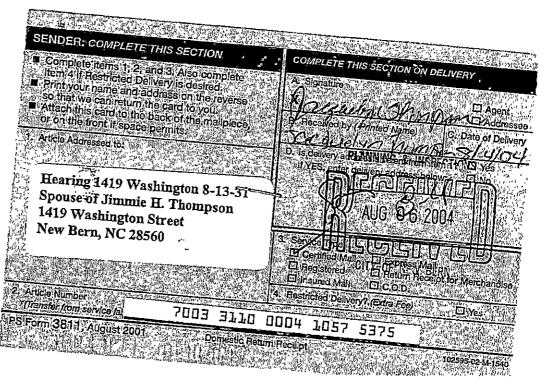
Spouse of Jimmie H. Thompson 1419 Washington Street New Bern, NC 2856 iegelsperger Building Inspector

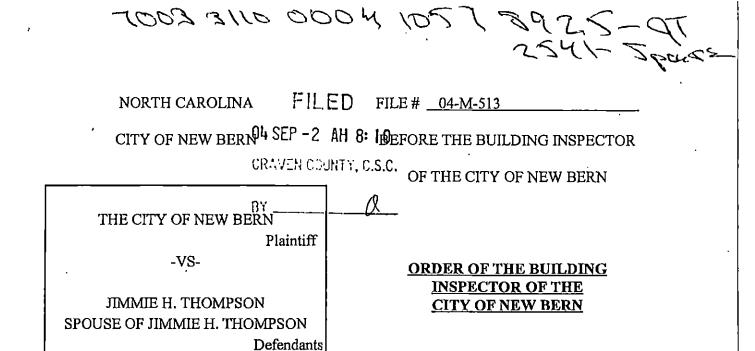
City of New Bern











THIS MATTER came on to be heard and was heard before the undersigned Building Inspector of the City of New Bern, at a hearing in the office of the Building Inspector of the City of New Bern on the 26th day of August, 2004; and

UPON HEARING evidence and testimony in this matter, the Building Inspector of the City of New Bern found the following facts:

1. Jimmie H. Thompson and Spouse of Jimmie H. Thompson own the real property identified as Tax Map Designation 8-013-031.

2. The dwelling located at 1419 Washington Street, New Bern, North Carolina is unfit for human habitation due to deterioration and defects, increasing the hazard of fire, accidents, and other calamities.

3. The dwelling is presently occupied.

4. It is the opinion of the Inspections Department of the City of New Bern that the dwelling can be repaired, altered, or improved to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern at a cost not in excess of seventy-five (75%) of their value, and, therefore, it is a **deteriorated** dwelling as defined by Chapter 38 of the Code of the City of New Bern.

5. The aforesaid dwelling requires work to be performed by subcontractors to bring it into compliance with the minimum standards established by Chapter 38 of the Code of the City of New Bern. All mechanical work, such as electrical, plumbing, and heating and air conditioning, must be performed by persons licensed by the State of North Carolina to perform such work.

6. The aforesaid dwelling must be repaired, altered, or improved **OR** demolished/removed to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern prior to the occupancy of the aforesaid dwelling.

7. After finding the aforementioned facts, the Building Inspector ordered that Jimmie H. Thompson, Spouse of Jimmie H. Thompson:

- a. Ensure all permits are obtained prior to work beginning.
- b. Ensure that all mechanical work be performed by persons licensed by the State of North Carolina to perform such work, and required inspections called for.
- c. Shall, within sixty (60) days from the date of the hearing (October 25, 2004) before the Building Inspector repair, alter, improve, or remove/demolish said dwelling to comply with the minimum standards, established by Chapter 38 of the Code of the City of New Bern and to be brought into compliance as a single family dwelling.
- d. Shall substantially complete the improvements to said dwelling within sixty (60) days of the date of the Hearing before the Building Inspector on the 26th day of August, 2004. For purposes of this Order, substantially complete means that said dwelling shall be at least 75% completed and that all rough-in work and exterior repairs shall be completed and that sheefrock and/or paneling shall be installed in the interior of said dwelling.
- e. Ensure that lead paint on the exterior of said dwelling is abated in compliance with the rules and regulations enforced by the Craven County Health Department.
- f. A civil penalty in the amount of \$50.00 for each day shall be assessed against Jimmie H. Thompson, Spouse of Jimmie H. Thompson should Jimmie H. Thompon, Spouse of Jimmie H. Thompson refuse to comply with this Order of the Building Inspector, all as provided in Section 38-5 of the Code of the City of New Bern.

This the 26th day of August, 2004.

RIEGELSPERGER BUILDING INSPECTOR

CITY OF NEW BERN

## **CERTIFICATE OF SERVICE**

Re: 1419 Washington Street, New Bern (8-013-031)

I hereby certify that on the 2nd day of September, 2004, I served a copy of the foregoing Order upon Jimmie H. Thompson, Spouse of Jimmie H. Thompson, in an envelope bearing sufficient postage for mailing by Certified Mail, Return Receipt Requested, and depositing said <u>Order</u> in another envelope for regular depository for the United States mail, New Bern, N.C.

addressed to:

3

Spouse of Jimmie H. Thompson Jimmie H. Thompson 1419 Washington Street 1419 Washington Street New Bern, NC 28560 New Bern, NC 28560 Dated: September 2, 2004 y J. Riegelsperger Nan Building Inspector City of New Bern

