



**Town Council  
Regular Meeting Minutes  
August 15, 2023 – 9:30 a.m.**

Mayor O’Cain called the Regular Council Meeting to order at 9:29 a.m. on August 15, 2023, in person at Town Hall, 441 White Pine Drive, Laurel Park NC 28739 and electronically through Zoom platform.

The following attended in person at Town Hall, 441 White Pine Drive, Laurel Park NC 28739:

- Mayor Carey O’Cain
- Mayor Pro Tempore A. Paul Hansen
- Commissioner George W. Banta
- Commissioner Kristin Dunn
- Town Manager Alex Carmichael
- Town Clerk Tamara Amin
- Assistant to the Town Manager Jordan Jones
- Finance Officer Kirk Medlin
- Police Chief Bobbie Trotter
- Public Works Director Brandon Johnson
- Town Engineer Will Buie

The following attended via ZOOM:

- Commissioner Deb Bridges (not counted towards the Quorum)
- Chad Meadows- CodeWright

The following were absent:

- Fire Chief Tim Garren

Mayor O’Cain opened the Regular Meeting and led the Pledge of Allegiance.

**PUBLIC COMMENT**

Mayor O’Cain asked if there was any public comment; there was none.

**APPROVAL OF THE AGENDA**

Mayor Pro Tem Hansen moved to approve the agenda. Mayor O’Cain asked for discussion; there was none. The vote was unanimous in favor of the motion.

**APPROVAL OF THE CONSENT AGENDA**

- a. July Monthly Report - The aforesaid report is attached to, and made part of, these minutes as Appendix 1.

- b. Constitution Week Proclamation- The aforesaid proclamation is attached to, and made part of, these minutes as Appendix 2.

Commissioner Banta moved to approve the consent agenda. Mayor O’Cain asked for discussion; there was none. The vote was unanimous in favor of the motion.

**OLD BUSINESS**

**CULVERT AND PAVING UPDATE**

Town Engineer Will Buie said staff met with Tarheel to review the scope of work that will be completed during this initial mobilization. There are a couple of adjustments to the scope that staff would recommend providing the best product possible. Below is a summary of the suggested changes:

**-Fairway Drive**

The original scope of paving contemplated beginning the improvements on Fairway Drive just west of the intersection of Fairway Drive with Ransier Drive. Based on our field visit with Tarheel, we would recommend extending the improvements through the intersection which would add approximately 110 SY of addition pavement repairs and resurfacing.

**-Orchard Circle**

Similar to the condition described above, the original scope of paving was contemplated to end in the vicinity of 521 Orchard Circle. By extending the paving approximately 105 feet, the new paving would end at a joint from previous pavement repairs.

**-Sunny Ridge Road**

The scope of pavement repairs on Sunny Ridge Road was to extend from the intersection with Rowland Drive to the intersection with Silk Tree Road. A portion of this section of Sunny Ridge Road was repaired/resurfaced within the last 5 – 7 years. Based on field review with Tarheel Paving, staff recommends removing this section of road resurfacing from the contract. Also on Sunny Ridge Road, several homeowners have constructed an asphalt curb to divert water away from their property. This section of Sunny Ridge will involve the removal and replacement of all the pavement, so the asphalt curb will have to be removed. We would request that the Town Council consider whether to replace the curbing or require that the homeowners replace the curbing at their cost.

**-Silk Tree Road**

On Silk Tree Road, a homeowner has modified the pavement at their driveway to divert water away from their house. Based on field review, staff would recommend recreating this low spot or swale to prevent a potential drainage problem.

All of this work would result in an estimated increase in cost of approximately \$900.00. Since a contingency fund has not yet been established for this contract, Staff would recommend that the Town Council accept the proposed changes as described above and provide direction on the

asphalt curbing. All changes will be drafted into a change order to be executed with Tarheel Paving.

Council reviewed the proposed changes and asked Staff to get a right of way agreement from homeowners where the Town would fix the asphalt curbing contingent on Homeowners taking on the responsibility afterwards.

Mr. Buie said Staff has received pricing from Austin Construction (drainage) and Tarheel Paving (paving) for the 2023/2024 improvements that were discussed at the Council meeting in July. The total combined cost for the improvements is \$886,435.10. This is obviously higher than the funds allocated for the additional work by the Town. Mr. Buie discussed options and alternatives for reducing the project scope to match the available budget. One additional item that Staff recommends the Council address is establishing a formal contingency budget for the current Tarheel contract for paving. The current contract is \$1,160,738.95. Based on this contract amount, Staff recommends establishing a contingency budget of \$60,000.00 (approximately 5% of the contract amount). This contingency budget would be used to address unforeseen field conditions upon approval of Town Staff. Finally, Mr. Buie has engaged with ECS to provide materials testing on an as-needed basis. They would provide density testing of asphalt placement and potentially taking core samples following resurfacing. Since this work would be completed on an as-needed basis, Staff recommends establishing a budget of \$15,000.00 for these tasks.

Council recommended not dipping into the fund balance and using up all the \$715,000.00. Council asked Mr. Buie to come back with a project scope and approved the \$75,000.00 additional costs; \$60,000.00 contingency budget and \$15,000.00 for ECS testing.

*Mr. Will Buie departed the meeting at 9:50 am*

## **NEW BUSINESS**

### **BOARD OF ADJUSTMENT ELECTIONS**

Town Manager Carmichael said the Council appoints volunteers to serve on the four (4) standing advisory boards, and any other boards and commissions as needed. Current members may be reappointed, or new applicants appointed.

Town Staff has solicited the public for applications for the Board of Adjustment in the Town Facebook page and Town Website. We have received 4 applications for the Board of Adjustments, due to a vacancy.

At the July 18, 2023, Board of Adjustment meeting (prior to receiving other applicants) it was recommended that Mr. Bajakian step into the role of Regular Member and the Alternate position open up.

### **Board of Adjustment- 1 position – 3-year term – Term ending December 31, 2023**

1. John Crook (does not wish to complete his term)

Council asked the applications be sent to the Board of Adjustment and take a poll for a recommendation.

Mayor Pro Tem Hansen moved to appoint Mr. Bajakian for the Board of Adjustment at large position, for a term ending December 31, 2025 and open the alternate position ending December 31, 2023 pending a recommendation from the Board of Adjustment.

## PUBLIC HEARING

### **PUBLIC HEARING- UDOTA-1-23**

Mayor Pro Tem Hansen moved to open the public hearing at 9:59 a.m. Mayor O’Cain asked for discussion; there was none. The vote was unanimous in favor of the motion.

Mr. Chad Meadows from CodeWright said at the July 11, 2023 Planning Board meeting, the Board reviewed text amendments to the UDO. After discussion seven of those amendments were recommended to the Council. The amendments include:

1. Clarify Sediment Removal Responsibility
2. Park & Greenway Board Reviews
3. Timing of Variance Review (relative to site plan)
4. Remove References to Temporary COs
5. Add Standard Driveway Culvert Size
6. Clarify Average Slope Measurement
7. Clarify Fence Height Measurement

### Clarify Sediment Removal Responsibility

### 3.2: SOIL EROSION AND SEDIMENTATION CONTROL

#### 3.2.1: GENERALLY

All land disturbing activities in the Town of Laurel Park shall comply with the Henderson County Soil Erosion and Sedimentation Control Ordinance, codified as Article 8, Subpart E of Chapter 42 of the Henderson County Code of Ordinances, as amended, and the following:

3.2.2: Henderson County shall enforce all soil erosion and sedimentation control regulations.

3.2.3: Henderson County shall determine which law to follow where there is conflict with another law.

3.2.4: Appeals under the County Ordinance shall be heard by the appropriate County appellate board.

3.2.5: Any criminal or civil penalties or injunctive relief under the soil erosion and sedimentation provisions will be undertaken by Henderson County.

#### 3.2.6: DEVELOPMENT ON STEEP SLOPES OR SITES WITH GEOLOGIC HAZARDS

Land disturbing activities taking place on a lot or site subject to the standards in Section 3.1: Sites with Slopes or Geologic Hazards, shall comply with the standards in this section and the standards in Section 3.1.5:L: Erosion and Sedimentation Control. In the event of conflict between these two sets of standards, the more restrictive standards shall apply. (AMENDED 11-16-21 UDOTA1-21)

#### 3.2.7: WITHIN ROADSIDE SWALES AND DITCHES DURING AND AFTER LAND DISTURBANCE

A: New development and land disturbing activity taking place within the Town's planning jurisdiction shall ensure that no sediment or other site materials or debris collect within roadside swales and ditches adjacent to the lot or development site.

B: In the event new development or land disturbing activity results in the deposition or accumulation of sediment or other development-related materials within a roadside swale or ditch, the responsible party shall ensure that the roadside ditch or swale has been returned to its pre-construction or land disturbance condition along the full frontage of the lot.

A:C: Failure to remove sediment or other development or land disturbance-related debris from the full frontage of the lot or development site shall be a violation of this Ordinance.

B:D: Any repairs to a roadside swale or ditch shall be accomplished in accordance with the Town's standards.

Council all in favor.

Park & Greenway Board Reviews

6.3.9: FEE-IN-LIEU

**A: PURPOSE AND INTENT**

The purpose for this section is to establish a procedure and standards for instances where the Town accepts a fee paid by an applicant in-lieu of providing land dedication, public infrastructure, or private site features in cases where an applicant and the Town agree that an applicant's payment of a fee-in-lieu is appropriate and in closer alignment with the Town's adopted policy guidance.

**B: APPLICABILITY**

Payment of a fee-in-lieu may be approved by the Town only for the following forms of development:

**1: LAND DEDICATION**

Payment of a fee-in-lieu of dedication of the land to the Town for the following features:

- a: Public street right-of-way land, including land needed for sidewalks, bike lanes, on-street parking, turn lanes, and ingress or egress into a site;
- b: Park land;
- c: Greenway, sidewalk, or trail right-of-way land; and
- d: Land necessary for street drainage infrastructure.

**2: PUBLIC INFRASTRUCTURE**

Payment of a fee-in-lieu of construction of the following public infrastructure features:

- a: Streets;
- b: Curb and gutter;
- c: Sidewalks, trails, or greenways; and
- d: Street drainage facilities.

**3: PRIVATE SITE FEATURES**

Payment of a fee-in-lieu of inclusion of the following private site features:

- a: Required open space set-aside.

**C: APPLICATION**

Fee-in-lieu proposals may be submitted as part of or subsequent to an application for development. Applications for fee-in-lieu shall identify the following:

- 1: The purpose(s) for the fee-in-lieu;
- 2: The rationale for why a fee-in-lieu is in closer alignment with the purpose and intent of this Ordinance;
- 3: The items or site features being replaced by the proposed fee-in-lieu;
- 4: The amount of the proposed fee-in-lieu; and
- 5: How the fee amount was determined.

FIGURE 6.3.9: FEE-IN-LIEU PROCEDURE (APPLICANT-REQUESTED)

STEP	ACTION
1	Pre-Application Conference Optional <small>See Section 6.2.4: Pre-Application Conference</small>
2	File Application <small>See Section 6.2.6: Application Filing and Acceptance</small>
3	Completeness Determination <small>See Section 6.2.6.1: Determination of Application Completeness</small>
4	Staff Review and Recommendation <small>See Section 6.2.6: Staff Review and Action</small> <small>Includes review of fee amount</small>
5	Parks and Greenways Board Review and Comment <small>For projects on fee contribution parks and greenways</small>
6	Town Council Review and Decision <small>See Section 6.2.7: Public Meetings and Hearings</small> <small>May be checked as part of another application</small>
6.1	Written Notification of Decision <small>See Section 6.2.7: Written Notice of Decision</small>
7	Payment of Fee

Council all in favor.

Timing of Variance Review (relative to site plan)

### 6.3.16: SITE PLAN

#### A: PURPOSE AND INTENT

The purpose for the site plan procedure is to establish a consistent and predictable process for the review of proposed development, through a graphical representation of the proposed development. Site plan review is an analysis to ensure that allowable development is configured in accordance with the standards in this Ordinance and all other applicable regulations, not a consideration of whether or not a proposed development is allowed.

#### B: APPLICABILITY

Except for development exempted from site plan review in accordance with Section 6.3.16:C: Exemptions, all forms of development that involve construction, moving, or significant alteration of a building or habitable structure, that result in the increase in the amount of impervious surface on a lot, or that involve the provision of landscaping, off-street parking, stormwater control mechanisms, or similar site features shall be subject to site plan review in accordance with this section. In cases where a site plan requires approval of a variance or administrative adjustment, the variance or administrative adjustment shall be reviewed and decided prior to review of the site plan.

### 6.3.20: VARIANCE

#### A: PURPOSE AND INTENT

The purpose of this section is to allow deviations from certain standards of this Ordinance when the landowner demonstrates that, owing to special circumstances or conditions beyond the landowner's control (such as topographical conditions, narrowness, shallowness, or shape of a specific parcel of land), a literal application of the standards would result in undue and unique hardship to the landowner and the deviation would not be contrary to the public interest. This section also includes variance provisions for reasonable accommodation of persons with physical disabilities and variances pertaining to the Town's special flood hazard area requirements, water supply watershed protection standards, and stormwater provisions.

#### B: APPLICABILITY

- 1: Development that would otherwise be subject to undue and unique hardship from the applications of the standards in this Ordinance may seek relief from the standards in accordance with this section.
- 2: No variance may be sought that increases development density (e.g., units per acre) beyond that allowed in a base zoning district, or that would permit a use not allowed in a zoning district.
- 3: Applications seeking variance from the watershed protection standards applicable in the WPO districts shall be filed and considered in accordance with this section and Section 2.12.2:L: Variance from Watershed Standards.

#### C: DECISION

- 1: In cases where a development application (e.g., a site plan) requires approval of a variance, the variance shall be reviewed and decided prior to review of other aspects of the development application.
- 1:2: The Board of Adjustment, after the conclusion of a quasi-judicial public hearing, shall decide the application for a variance.
- 2:3: The decision shall be based on the competent material and

Council asked staff to update the Variance application to require a Site Plan to the application before going to the Board of Adjustment.

Council all in favor.

Remove References to Temporary CO's

**7.4.14: TIME OF INSTALLATION**

- A: A certificate of occupancy shall not be issued, until all required plant materials have been placed in accordance with the approved site plan and requirements of this section.
- ~~B: In cases where all required landscaping cannot be installed prior to issuance of a final certificate of zoning compliance, the applicant shall submit a request for a performance guarantee for required landscaping in accordance with Section 6.3.12: Performance Guarantee. A temporary certificate of occupancy may be issued for a period of 180 days under circumstances that would affect the seeding and planting of the site, or until the proper planting season is reached to complete the landscaping requirements, and may be extended up to 90 days upon request to the Town Manager.~~
- ~~C: In cases where a temporary certificate of occupancy is requested, the applicant shall furnish the following:~~
  - ~~1: A signed contract for the installation of all required landscape materials; and~~
  - ~~2: B: A performance guarantee for the amount of the contract configured in accordance with the standards in Section 6.3.12: Performance Guarantee.~~

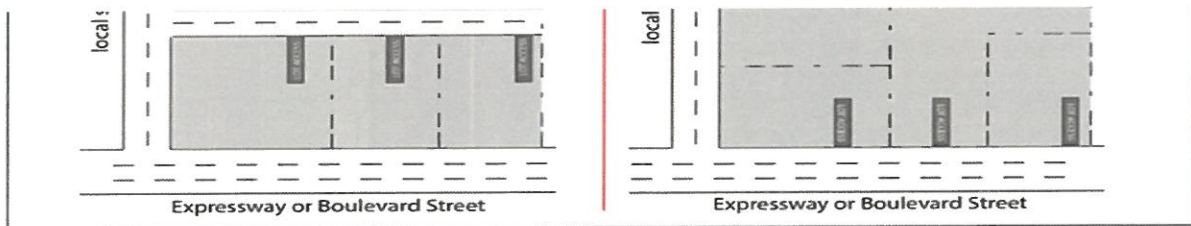
**7.4.15: REQUIRED MAINTENANCE**

**A: RESPONSIBILITY**

- 1: The responsibility for maintenance of required landscaping areas shall remain with the owner of the property, their successors, heirs, assignees or any consenting grantee.
- 2: Maintenance is required in order to ensure the proper functioning of the plantings as a landscaped area

Council all in favor.

Add Standard Driveway Culvert Size



**D: DRIVEWAY CULVERTS OR PIPES**

Driveways proposed along streets that do not include curb and gutter shall include driveway pipes or culverts with a minimum inside diameter of 15 inches configured in accordance with the standards in 19A NCAC 02D .0421 or in accordance with other applicable NCDOT standards, if applicable. Culverts or driveway pipes shall ensure conveyance of stormwater.

**8.2.6: MONUMENTS**

Monuments shall be included as part of any subdivision, and shall be configured in accordance with *The Standards of Practice for Land Surveying in North Carolina*, as adopted by the North Carolina State Board of Registration for Professional Engineers and Land Surveyors, and the following:

- A: Prior to the approval of the final plat, permanent reference points shall have been established in accordance with the standards in this section.
- B: At least one corner of the subdivision shall be designated by course and distance (tie) from a readily discernible reference marker.
- C: If a corner is within 2,000 feet of a U.S. Geodetic Survey or NC Grid System coordinated monument, then this corner shall be marked with a monument so designated by computed X and Y coordinates which shall appear on the map with a statement identifying this monument to an accuracy of at least one to 10,000.
- D: When a monument is not available, the tie shall be made to some pertinent and readily recognizable landmark or identifiable point, physical object, or structure. However, if in the opinion of the Town Manager, a subdivision is sufficiently large and there is no existing structure within a reasonable distance of the subdivision, this

Council all in favor.



## Clarify Average Slope Measurement

### 10.2.9: SLOPE AND ELEVATION

#### A: AVERAGE SLOPE

The degree of deviation of the ground surface from a flat, horizontal elevation, usually expressed in percent or degrees of deviation from horizontal (see Figure 10.2.9: Slope). The average slope of a lot ~~may~~ shall be determined using the following approach:

#### 1: DETERMINING AVERAGE SLOPE BASED ON TOPOGRAPHIC CONTOURS

- a: Identify the elevation (in AMSL) of the highest point of the lot and the lowest point of the lot (using a USGS 7.5 Minute Quadrangle Map or other recognized source of topographic contour lines).
- b: Subtract the lowest elevation number from the highest elevation number.
- c: Determine the distance (in feet) between the lowest and highest points on the lot. Exact locations for highest and lowest points along topographic contour lines shall be taken from the two points that are farthest away from one another while still maintaining the highest and lowest elevations.
- d: Divide the difference in elevation by the distance between the highest and lowest points.
- e: Multiply the quotient by 100 to derive the percentage slope of the lot.
- f: Disregard negative numbers.

*Example:*

*A hypothetical lot has a high point at 3,500 feet AMSL and a low point of 3,400 AMSL. There is 300 linear feet between the highest point of the lot and the lowest point of the lot. The slope of the lot is:*

$$3,500 - 3,400 = 100$$

$$100/300 = 0.33$$

$$0.33 \times 100 = 33\% \text{ slope}$$

#### B: STEEP SLOPE

~~The portion of a lot, tract, or site that has a natural or man-made average slope exceeding 15 percent but less than 25 percent shall be considered to have a steep slope. If any portion of a lot has a pre-development slope between 15 percent and 24.99 percent, the entire lot shall be considered as a lot with a steep slope.~~

#### C: VERY STEEP SLOPE

~~The portion of a lot, tract, or site that has a natural or man-made average slope of 25 percent or more shall be considered to have a very steep slope. If any portion of a lot has a pre-development slope of 25 percent or more, the entire lot shall be considered as a lot with a very steep slope.~~

#### D: BASE FLOOD ELEVATION (BFE)

Council said the Planning Board was concerned about the use of average slope. Council asked Staff to send this matter back to the Planning Board for further review.

## Clarify Fence Height Measurement

## 10.2.15: FENCE AND WALL HEIGHT

### A: MEASUREMENT LOCATION

- ~~1: In cases where a fence or wall is located within a required setback or required yard, fence height shall be determined along the grade of the adjacent lot or street.~~
- ~~2: In cases where a fence or wall is located outside a required setback or yard, the height shall be determined based from the finished grade, at the base of the adjacent fence or wall.~~
- ~~3: In cases where a fence or wall is placed on a berm, the maximum fence or wall height shall include the height of the berm, as measured from the toe of the slope.~~
- ~~4: Fence height shall be measured at the highest point above grade (not including columns or fence posts) on the portion of the fence nearest an abutting or adjacent lot or street right-of-way.~~

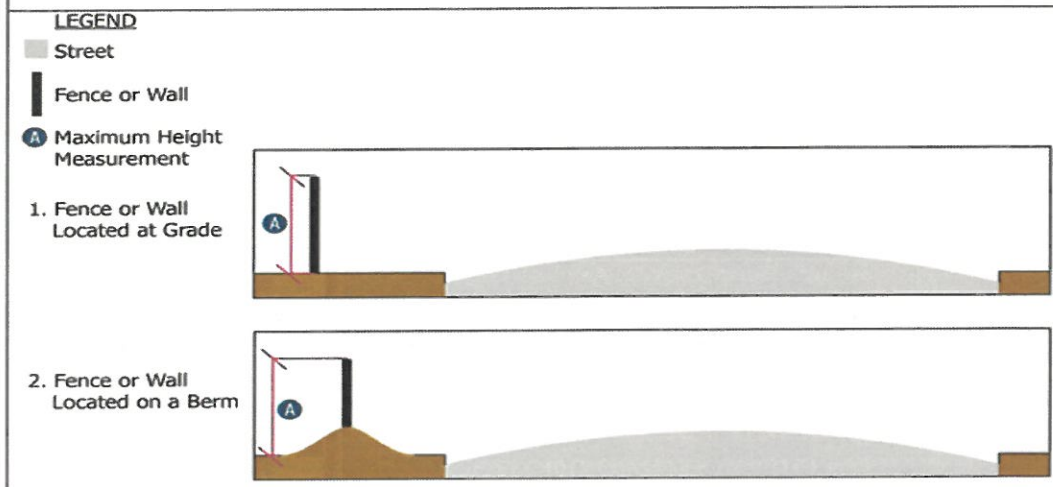
### B: COLUMN AND POST HEIGHT

Columns or posts shall not exceed a height 18 inches above the built height of the fence.

### C: RAILINGS NOT INCLUDED

Safety railings required by the North Carolina Building Code shall not be included in wall height measurements.

FIGURE 10.2.15: FENCE HEIGHT



Council was all in favor.

### *PUBLIC COMMENT*

Mayor O’Cain asked if there are any public comments. There was none.

Mayor Pro Tem Hansen moved to close the public hearing at 10:44 a.m. Mayor O’Cain asked for discussion; there was none. The vote was unanimous in favor of the motion.

Mayor O’Cain asked if Council had any further discussion.

Mayor Pro Tem Hansen moved the Town Council to adopt the UDO Amendments with the exception of “Clarify Average Slope Measurement” until further review by the Planning Board and updating the Variance Application to require a Site Plan. Mayor O’Cain asked for discussion; there was none. The vote was unanimous in favor of the motion.

### ADU PRESENTATION/INFORMATION

Town Manager Carmichael said Commissioner Dunn requested that Chad Meadows of CodeWright Planners provide an overview of Accessory Dwelling Units (ADU's) in town planning. Mr. Meadows discussed the legislative changes happening and went into depth on ADU's.

*Chad Meadow's departed the meeting at 11:17 am*

## **TOWN MANAGER'S REPORT**

Town Manager Carmichael said Staff has presented a quarterly financial report to get an idea if this is what Council would like included in the Agenda Packet going forward.

Audit will be on September 18, there will be an early brush pick up due to the storms in September instead of October.

There will be a shred day on October 2<sup>nd</sup>, sponsored by the LGFCU and additional community partners.

## **DEPARTMENT HEAD REPORTS**

### **PUBLIC WORKS**

Public Works Director Brandon Johnson said the department has finished eight culverts and there is one remaining on Beechwood. Eleven trees have been cleared due to the storms. Two Town limit signs are up. A message will be sent out to the Town to let them know Davis Mountain road will be closed on Tuesday to remove two dangerous trees.

### **FIRE**

Fire Chief Tim Garren was not present.

### **POLICE**

Chief Trotter said there was 13,792 events. Officer Pittman, after filing a missing persons case found the missing person after leaving dispatch. Officers will be working on the shooting range this week. Thursday is the last community class on personal safety.

### **ADMINISTRATION**

Town Clerk Amin said she will also be gone next week for a clerk conference. The Volunteer Picnic sponsored by the P&G Board is on September 16 from 12 to 2 pm at Rhododendron Lake Nature Park. Invites were sent out earlier this week. The office will be closed September 4 for Labor day and trash will be delayed.

Mr. Jordan Jones said the demolition on 1932 Laurel Park Highway is in progress.

**MAYOR AND COMMISSIONER COMMENTS**

**Mayor O’Cain-**

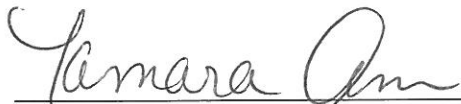
Mayor O’Cain asked staff about the status of Laurel Green. Town Manager Carmichael said three of the four floodplain activation areas have been built and are active. They do not have a date of completion due to having to stall and rewrite the plan for the creek.

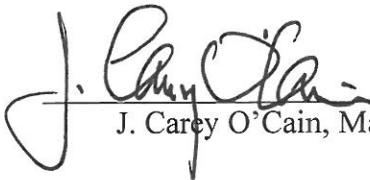
Mayor O’Cain asked about the sewer line. Town Manager Carmichael said staff were supposed to meet with Lakemoor last week, but they never heard back. Council agreed to contribute to the cost either by paying for the survey or something.

**ADJOURNMENT**

There being no further business, Mayor Pro Tem Hansen moved to adjourn at 11:29 a.m. Mayor O’Cain asked for discussion; there was none. The vote was unanimous in favor of the motion.

ATTEST:

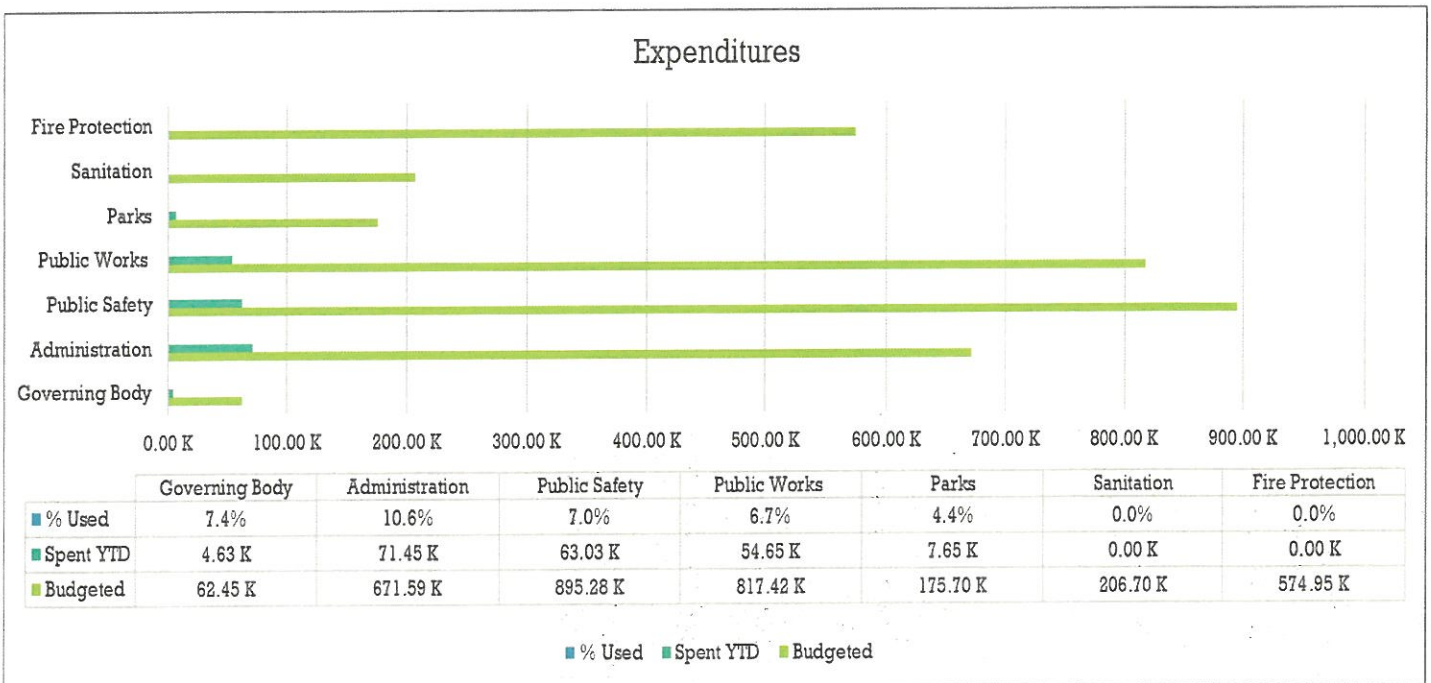
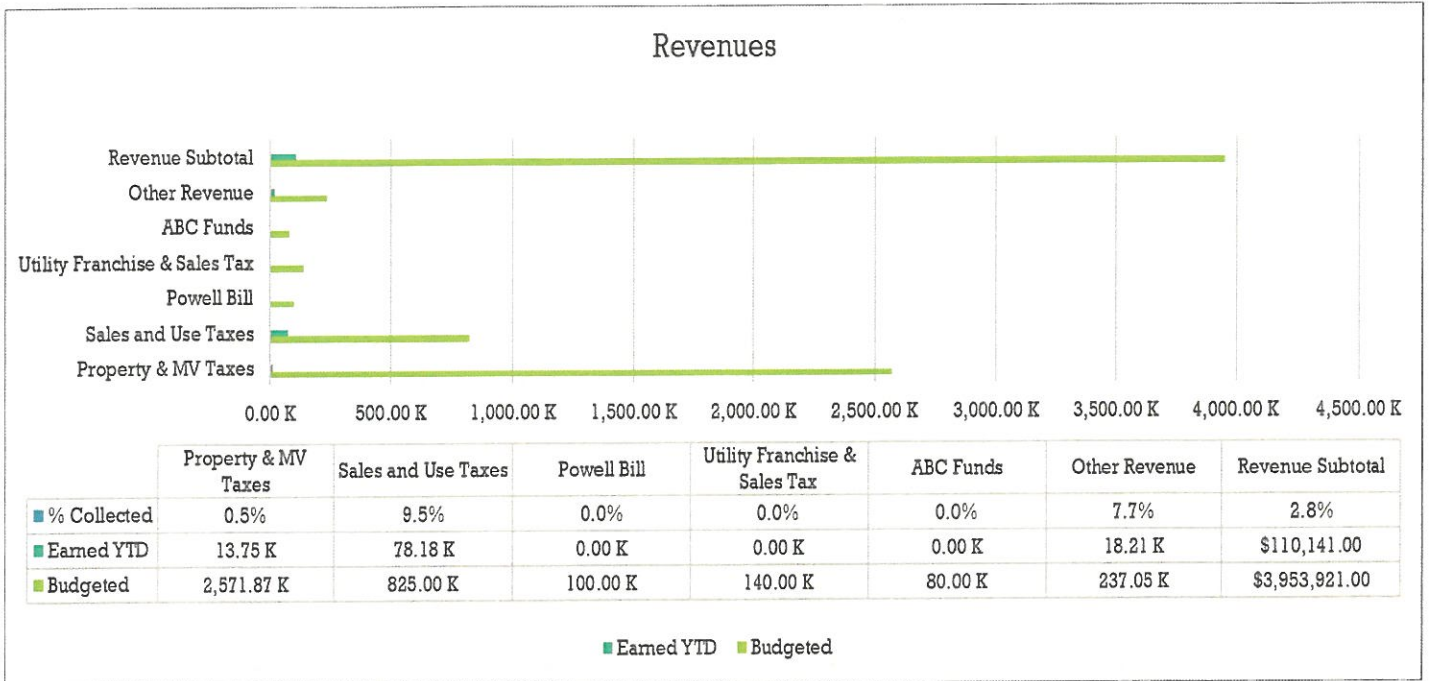
  
\_\_\_\_\_  
Tamara M. Amin, CMC, NCCMC  
Town Clerk/ Deputy Tax Collector

  
\_\_\_\_\_  
J. Carey O’Cain, Mayor  
  
9/19/23  
\_\_\_\_\_  
Date



Appendix - 1

# July Monthly Report



## Tax Collector's Report (July 31, 2023)

For prior year taxes, a total of \$33,556.59 remains outstanding. The Town received \$2,589.92 from Henderson County for property taxes collected for August and a total of \$2,589.92 since the 2023 bills were mailed. The 2023 tax levy is \$704.70. The Town currently has a collection rate of 29.630%.



## Planning & Zoning

### Status of Single Family Residential Dwellings (SFRD)

PERMIT #	ADDRESS/LOT #/ZONE	OWNER/BUILDER	STATUS
2021-13	3149 LP Hwy	Sigfrid Della Valle	NC
2021-19	212 Beechwood	Jennifer Yost	UC
2021-40	276 Roberts Dr.	Chris Miller	NC
2022-23	74 Indian Woods Trl	Jon Skillman	UC
2022-31	10 Fawn Turn Ln	Sigfrid Della Valle	UC
2022-38	209 Ficker Cir.	Sarah Adams	HCBP
2022-44	945 Somersby Pkwy.	Matt Padula	HCBP
2023-4	200 Rowland Dr.	Loyd Alexander	LPZCP
2023-5	PIN# 9548467175/Clays Cv.	Josh Youngblood	LPZCP

### Status Legend

LPZCP = Laurel Park Zoning Compliance Permit

HCBP = Henderson County Building Permit

UC = Under Construction

NC = Nearly Complete

### Monthly Permits Other Than SFRD

Deck	0
Sign	0
Fence	0
Additions or Remodel	2
Accessory Use or Structure	0
<b>Total for July</b>	<b>2</b>

## Proclamation Constitution Week 2023

*Whereas*, September 17, 2023 marks the two hundred and thirty sixth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

*Whereas*, it is fitting and proper to officially recognize this magnificent document and the anniversary of its creation; and

*Whereas*, it is fitting and proper to officially recognize the patriotic celebrations which will commemorate the occasion; and

*Whereas*, public law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as constitution week:

**NOW, THEREFORE**, I, Mayor of Laurel Park of the state of North Carolina do hereby proclaim September 17 through 23, 2023 to be

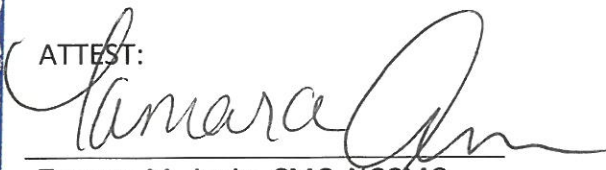
### CONSTITUTION WEEK

in Laurel Park and urge all citizens to study the Constitution and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

*IN WITNESS WHEREOF*, I have hereunto set my hand and caused to be affixed the Great Seal of the Town of Laurel Park, North Carolina, on this fifteenth day of August in the year of our Lord two thousand twenty-three.

  
\_\_\_\_\_  
J. Carey O'Cain, Mayor

ATTEST:

  
\_\_\_\_\_  
Tamara M. Amin, CMG, NCCMC  
Town Clerk



P.O. Box 1276  
Hendersonville, NC 28793  
Phone: (828) 698-0407  
E-mail: [legals@hendersonvillelightning.com](mailto:legals@hendersonvillelightning.com)  
Web: [hendersonvillelightning.com](http://hendersonvillelightning.com)

August 9, 2023

Tamara Amin, CMC, NCCMC  
Town Clerk  
441 White Pine Drive  
Laurel Park, NC 28739

Notice of Public Hearing: Laurel Park Town Council, August 15, 2023

I, William L. Moss, affirming the following under the penalties of perjury state:

I am editor and publisher of the *Hendersonville Lightning*, a newspaper published, issued and entered as periodical mail in the City of Hendersonville, County of Henderson and State of North Carolina. I hereby certify that the advertisement annexed hereto was published in the editions of the *Hendersonville Lightning* on the following date or dates:

8/02, 8/09

And that the said newspaper in which such notice, paper, document or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and is a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 9th day of August, 2023.

(Signed)

Sworn to and subscribed before me this 9th day of August, 2023.

\_\_\_\_\_  
Janet R. Chapin Notary Public

My commission expires December 11, 2024.

**NOTICE OF PUBLIC HEARING**

The Laurel Park Town Council will hold a PUBLIC HEARING on Tuesday, August 15, 2023, at 9:30 a.m. in the Laurel Park Town Hall, 441 White Pine Drive, Laurel Park, NC 28739. The purpose of this meeting is to hold a public hearing to consider text amendments to the Laurel Park Unified Development Ordinance (UDO). The proposed amendments include changes to sections 3.2.7: Soil Erosion and Sediment Control, 6.3: Development Application Procedures, 6.3.16: Site Plan, 7.4.14: Time of Installation on Landscaping, 8.2.5.D: Driveway Culverts & Pipes, 10.2.9: Average Slope, 10.2.15: Fence and Wall Height.

To access the meeting via ZOOM please visit [www.laurelpark.org](http://www.laurelpark.org) for more information.

Members of the public are welcome to participate in the Public Hearing or Public Comment segments.

Tamara Amin, CMC, NCCMC  
Town Clerk

8/02, 09