

### **July 5, 2016 meeting,**

The regular meeting of the Town of Franklin Board of Aldermen was held on Tuesday July 5, 2016 at 7 p.m. in the Town Hall Board Room. Mayor Robert S. Scott presided. Vice-Mayor Patti Abel and Aldermen Joe Collins, Adam Kimsey, Brandon McMahan and Barbara McRae were present.

Staff persons present were Town Manager Summer Woodard, Finance Officer Kyra Doster, Town Clerk Chad Simons, Fire Chief Kevin Rohrer, Police Chief David Adams and Town Attorney John Henning Jr.

The Pledge of Allegiance was done.

**Motion was made by Abel, seconded by Kimsey to excuse Aldermen Billy Mashburn from the meeting. Motion carried. Vote: 5 to 0.**

### **Adoption of July 5, 2016 Agenda:**

**Motion was made by Collins, seconded by McRae to adopt the July 5, 2016 meeting Agenda. Motion carried. Vote: 5 to 0.**

### **Approval of the June 6 and June 15, 2016 Board meeting minutes:**

**Motion was made by McRae, seconded by Abel to approve the June 6 and June 15, 2016 meeting minutes as presented. Motion carried. Vote: 5 to 0.**

### **Public Session**

Bob Burke – Macon New Beginnings – Mr. Burke thanked the Town Board and the citizens of Franklin for helping with homeless initiatives in Macon County, noting that over 172 people were helped in the past year. Mr. Burke said the whole town has stepped up and that people within the organization were very appreciative. Of those 172 people, 78 were homeless at the time they sought help with Macon New Beginnings, including 30 children and infants. Mr. Burke also informed the Board that Serving Spoon will be adopted by Macon New Beginnings.

Michael Wall – 75 Corey Avenue – There is an issue with spacing between living units. Most people are unfamiliar with this issue because the law addresses property lines only. Well our particular unit is a 50 plus mobile home community. I did talk to the Town Planner, Justin Setser. I'm not trying to overstep him. I just wanted to address this issue in a public forum. After speaking with him he informed me that the Town has no rules whatsoever regarding spacing in mobile home parks. Overall, the park is fine. There are a few units where issues do exist. We are not the only mobile home park in town either. I think the Town needs to address this. I think many people in the park would be supportive of this. I have two and a half feet between my unit and another home. I also worry about the other side. The driveway comes in right beside me. My roof to the next person's driveway is about eleven (11) inches. If you park in their driveway your door could hit my living area. A gutter from my home was damaged when they removed a neighboring unit from the park.

Mayor Scott – This sounds like we really need to start this process at the Planning Board.

**July 5, 2016 meeting continued,**

**Public Hearing 7:05 p.m. for Special Use Permit Application for Indoor Gun Range**

Mayor Scott opened the public hearing at 7:14 p.m.

Mayor Scott swore in Tom Ritter and Land-Use Administrator Justin Setser.

Justin Setser – Land Use Administrator – This is a special use permit for Mr. Jeff Wang. This has gone on for a while now, and hopefully this will be the last step. This is a potential indoor run range for 261 Carolina Mountain Drive, which is four (4) tenths of an acre. It is currently zoned (C-2) Commercial. I've attached maps for your convenience. It is currently in the flood plain, so he will have to meet some of those requirements. The Planning Board has met and we did have a neighborhood compatibility meeting in April. Letters were sent to every resident within 400 feet of the residence. The Planning Board recommended approval, with a 7 to 0 vote. You will also find the findings of fact attached. About nine (9) months ago we made changes to our zoning ordinance to allow for indoor gun ranges, but we did make this a special use requirement. One of the special requirements are sound proofing and lead safety and ventilation requirements. They have met those requirements according to the documents they supplied. Those documents are in your packet.

Tom Ritter – Architect representing Mr. Jeff Wang – My client Mr. Wang owns the coin laundry and Carolina Cleaners. This project is quite simple. We are basically gutting the coin laundry. We understand we are in the flood plain, not the flood way. We will make those adjustments. We are going to put in four (4) pistol ranges and four (4) rifle ranges. To do that we have to expand the building by twelve (12) feet toward Carolina Cleaners. In order to get that we need to have ninety-four (94) feet and four (4) inches. This will get us seventy-five (75) feet distance ranges. We are following the guidelines of the National Institute of Occupational Safety and Health. We have to meet their guidelines for filtration, air and sound regulations. Mr. Wang is committed to going above and beyond those requirements. We do have enough parking.

Alderman McRae – Do you know what hours of operation you will be?

Tom Ritter – I don't know if that will be established.

Jeff Wang – I'm not sure, but maybe 8 a.m. to 7 p.m.

John Henning Jr. – Town Attorney - The Board, as a special use requirement, could dictate setting hours.

Alderman McRae – No noise should get out of the building, correct?

Tom Ritter – That's correct.

Mayor Scott closed the public hearing at 7:23 p.m.

**July 5, 2016 meeting continued,**

**Public Hearing 7:10 p.m. for ETJ Boundary Addition**

Mayor Scott opened the public hearing at 7:23 p.m.

Justin Setser – Land Use Administrator – The property is 1.13 acres located at 198 Wide Horizon Drive. It's currently not zoned. That's why we are here. The Planning Board met in May and recommended approval for this change. Part of the property is in the flood plain, so if there is ever development on that property they will have to adhere to our ordinance. They must complete a survey and record that they are now zoned.

Mayor Scott closed the public hearing at 7:26 p.m.

**New Business: Board Action on Special Use Permit Application for Indoor Gun Range**

**Motion was made by Abel, seconded by McRae to accept the Planning Board's findings of fact and to approve the special use permit as presented. Motion carried. Vote: 5 to 0. A copy of the permit is attached.**

**New Business: Board Action on ETJ Boundary Addition**

**Motion was made by Collins, seconded by McRae to accept the Planning Board's findings of fact, and to amend the ETJ Boundary addition as presented. Motion carried. Vote: 5 to 0.**

**New Business: Street Closing Request for Arts Council "Motown Downtown":**

**Motion was made by Collins, seconded by McRae to close Iotla Street on Friday October 7, 2016 from 6 p.m. to 9:30 p.m. Motion carried. Vote: 5 to 0.**

**New Business: Street Closing Request for Public Safety Day:**

**Motion was made by Abel, seconded by McRae to close Iotla Street on Saturday August 27, 2016 from 9 a.m. to 3 p.m. Motion carried. Vote: 5 to 0.**

**New Business: Budget Amendment:**

**Motion was made by Collins, seconded by Kimsey to appropriate \$14,879.00 from insurance resettlement check for a 2011 Chevrolet Caprice Police Car into Vehicle Maintenance Line-Item. Motion carried. Vote: 5 to 0. A copy of the amendment is attached.**

**New Business: Re-Appointment of Town Tax Collector:**

**Motion was made by McRae, seconded by Abel to re-appoint Jessie Wilkins as the Town of Franklin Tax Collector for a one (1) year appointment. Motion carried. Vote: 5 to 0. A copy of the oath of office is attached.**

July 5, 2016 meeting continued,

**New Business: Re-appointment of Town Clerk:**

**Motion was made by Abel, seconded by McRae to re-appoint Chad Simons as the Town of Franklin Clerk for a one (1) year appointment. Motion carried. Vote: 5 to 0.**

**New Business: Application for 2016-2017 Non-Profit Funding Pool:**

Summer Woodard – Town Manager – This is more information for the non-profit funding pool. We have hard copies of the applications available at Town Hall and on our website, [www.franklinnc.com](http://www.franklinnc.com). The funding pool is the same as last year, \$40,000. All applications are due by 5 p.m. Monday on August 22, 2016.

**Legal: Closed Session**

**Motion was made by McRae, seconded by Abel to enter into closed session at 7:33 p.m. pursuant to G.S. 143-318.11(a) (5), to establish or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease, being that property located at 196 West Palmer Street. Motion carried. Vote: 5 to 0.**

**Motion was made by Abel, seconded by McMahan to come back into open session at 7:55 p.m. Motion carried. Vote: 5 to 0.**

The Town Board took no action.

**Announcements:**

Bike Walk Franklin Open House Tuesday July 12, 2015 at 5:30 p.m. to 7:00 p.m. at Tartan Hall.

Town of Franklin will be hosting the Joint Meeting with Macon County and the Town of Highlands on Tuesday July 19, 2016 at 6:00 p.m. at Franklin Memorial Park.

Alderman Collins – The real rationale for these meetings is to make acquaintances with other Board members. I think we should invite the spouses and families. We can have some type of food available. If it's going to be informal, we need to get to know each other.

Mayor Scott – I think that's a great idea. Any other comments?

Alderman Abel – I just want to thank our Town staff for putting on a great 4<sup>th</sup> of July Festival.

Alderman McRae – The Women's History Trail was adopted by the Folk Heritage Association, giving us \$4,000. Now we have a lot of hard workers and they are fired up. I'm happy to report that.

July 5, 2016 meeting continued,

**Adjourn:**

**Motion was made by Abel, seconded by McRae to adjourn the meeting at 8:00 p.m. Motion carried.  
Vote: 5 to 0.**

---

Robert S. Scott, Mayor Scott

---

Chad B. Simons, Town Clerk