

MINUTES OF THE DARE COUNTY PLANNING BOARD MEETING

The Dare County held their regularly scheduled meeting on Monday, August 10, 2009. This meeting was held in the Dare County Board of Commissioners meeting room located at 954 Marshall Collins Drive, Manteo, NC.

CALL TO ORDER 7:00 PM

MEMBERS PRESENT

Elmer R. Midgett, Jr., Chairman
Beth Midgett
Henry Haywood

Ricky Scarborough, Jr.
John Finelli
Dan Oden

MEMBERS ABSENT

David Overton

APPROVAL OF MINUTES

There being no additions or deletions to be made to the minutes of the July 13, 2009 meeting of the Dare County Planning Board, a motion to dispense with reading those minutes and to approve them as submitted was made by Henry Haywood. This motion was seconded by Beth Midgett. The motion carried and the vote was unanimous.

OLD BUSINESS

There was no old business before the Board.

NEW BUSINESS

CAPE HATTERAS LANDING – BUXTON – CONDITIONAL USE PERMIT – REQUEST FOR AN EXTENSION

Mr. Frank Jakob was present to represent his request for an extension of the conditional use permit approval for the Cape Hatteras Landing Group Development project proposed in Buxton, NC.

Senior Planner Donna Creef told the Board that approval for the proposed Cape Hatteras Landing group development was granted by the Dare County Board of Commissioners on September 15, 2008. She told the Board that Mr. Jakob has submitted a request for a 5-year extension of this approval.

Mrs. Creef stated that approval included a condition that all infrastructure improvements for the Cape Hatteras Landing project be completed within one year of the date of approval by the Board of Commissioners, and that an extension of the original approval may be granted if substantial progress (more than 50%) of the installation of the infrastructure is completed. Mrs. Creef told the Board that no progress has been made on the installation of any of the infrastructure. She also told the Board that Mr. Jakobs states that the unusual economic conditions being experienced in Dare County and nationwide as the basis for the requested extension.

After a brief discussion about Senate Bill 831 which will suspend approvals for State and local projects that were approved/valid during the period of January 1, 2008 and December 31, 2010, and reinstate those approvals at the end of the state approval period on December 31, 2010, a motion to recommend denial of the request made by Mr. Frank Jakobs for a 5-year extension on the conditional use permit approval for the Cape Hatteras Landing group development project was made by John Finelli. This motion was seconded by Dan Oden.

The motion carried and the vote was unanimous.

OTHER BUSINESS

WANCHESE ZONING MAP – LABEL CORRECTION FOR MC-2 DISTRICT

Senior Planner Donna Creef told the Board that it was recently discovered that the MC-2 (Marine Commercial) on the official Wanchese zoning map was incorrectly labeled. She noted that the MC-2 boundary is not affected only the label on the official map. Mrs. Creef stated that the procedures for a map amendment must be initiated in order to make the necessary correction. She recommended that the Planning Board forego conducting a public hearing on this correction since it is required that the Board of Commissioners conducts a public hearing.

The Board concurred that a Public Hearing was not needed to make the necessary correction. A motion was made by Ricky Scarborough, Jr. to recommend approval of the label correction for the MC-2 District on the official Wanchese zoning map. This motion was seconded by Beth Midgett.

The motion carried and the vote was unanimous.

MOTORIZED OFF-ROAD RECREATIONAL EQUIPMENT

Senior Planner Donna Creef told Board that the report from the Ad-Hoc Committee on motorized off-road recreational equipment is scheduled to be presented to the Dare County Board of Commissioners next Monday with changes in the language being proposed to decrease the daily hours or permitted operation of such equipment and to prohibit the operation of such equipment on Sundays.

The Board discussed the proposed changes and concurred that the language should not be amended to decrease the hours of operation and operating such equipment on Sundays should be permitted.

A motion was made by Richard Scarborough, Jr. to recommend approval of the language as originally recommended. This motion was seconded by Dan Oden.

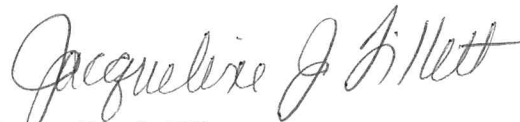
The motion carried with the vote being 5 ayes (Scarborough, Finelli, Haywood, Oden, & B. Midgett. 1 No – (E. Midgett)

ADJOURNMENT

There being no further business before the Dare County Planning Board, a motion to adjourn was made by Beth Midgett; seconded by Richard Scarborough, Jr.

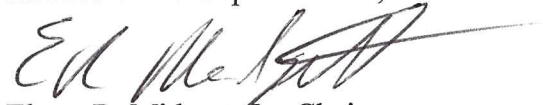
This motion carried and the vote was unanimous.

Respectfully Submitted By



Jacqueline J. Tillett
Senior Administrative Support Specialist

APPROVED: September 14, 2009



Elmer R. Midgett, Jr., Chairman
Dare County Planning Board