



Agenda

Greenville City Council

September 14, 2023

6:00 PM

City Hall Council Chambers, 200 West 5th Street

Assistive listening devices are available upon request for meetings held in the Council Chambers. If an interpreter is needed for deaf or hearing impaired citizens, please call 252-329-4422 (voice) or 252-329-4060 (TDD) no later than two business days prior to the meeting.

- I. Call Meeting To Order**
- II. Invocation - Council Member Monica Daniels**
- III. Pledge of Allegiance**
- IV. Roll Call**
- V. Approval of Agenda**
- VI. Special Recognitions**
- VII. Public Comment Period**

The Public Comment Period is a period reserved for comments by the public. Items that were or are scheduled to be the subject of public hearings conducted at the same meeting or another meeting during the same week shall not be discussed. A total of 30 minutes is allocated with each individual being allowed no more than 3 minutes. Individuals who registered with the City Clerk to speak will speak in the order registered until the allocated 30 minutes expires. If time remains after all persons who registered have spoken, individuals who did not register will have an opportunity to speak until the allocated 30 minutes expires.

- VIII. Appointments**

1. Appointments to Boards and Commissions

IX. Old Business

2. Discussion of Balloon Releases Within the City Limits of Greenville - Continued from August 10, 2023 City Council Meeting

X. New Business

Public Hearings

3. Ordinance to annex the Johnny A. Jones and wife, Sandra R. Jones property involving 1.241 acres located along the western right-of-way of Frog Level Road and 800+/- feet south of US-13
4. Ordinance to annex Upton Tract, Phase 2, Lot 2 property involving 10.34 acres located along the northern right-of-way of MacGregor Downs Road and 1,800+/- feet east of B's Barbeque Road
5. Ordinance requested by the Planning and Zoning Commission to amend the Zoning Ordinance to delete the 500-foot separation requirement from a "bar" to another "bar" except in the "BAR 2022" eligible area
6. Approval of the Draft 2022 Consolidated Annual Performance and Evaluation Report (CAPER)
7. Resolution authorizing an application to the Federal Transit Administration (FTA) for a Section 5307 FY 21 funding cycle grant for federal operating and capital assistance for Greenville Area Transit (GREAT)
8. Resolution authorizing an application to the Federal Transit Administration (FTA) for a Section 5307 FY 22 funding cycle grant for federal capital assistance for Greenville Area Transit (GREAT)

Other Items of Business

9. Resolution of the Historic Preservation Commission Requesting an Increase in Funding for the Façade Improvement Grant (FIG) Program

XI. City Manager's Report

XII. Comments from Mayor and City Council

XIII. Adjournment



City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item: Appointments to Boards and Commissions

Explanation: City Council appointments need to be made to the Affordable Housing Loan Committee, Greenville Utilities Commission, Human Relations Council, Multimodal Transportation Commission, Planning & Zoning Commission, Police Community Relations Committee, and the Youth Council.

The City Council updated the Boards and Commission Policy on October 9, 2017 to include a provision for extended vacancies: Nominations for Extended Vacancies "In the event there is a vacancy on a City board or commissions which has been on the City Council agenda for appointment by City Council for more than three (3) calendar months in which a regular City Council meeting has been held, then any Council Member may make a nomination to fill the vacancy without regard to any other provision relating to who has the authority to make the nomination. If there is more than one nomination, the appointment shall be conducted in accordance with the procedure for nomination and elections in Robert's Rules of Order." Under this provision, the following seats are open to nominations from the City Council:

- Heena Shah, Human Relations Council
- Hunter Peyton, Multimodal Transportation Commission
- 9 seats on the Youth Council

Fiscal Note: No direct fiscal impact

Recommendation: Make appointments to the Affordable Housing Loan Committee, Greenville Utilities Commission, Human Relations Council, Multimodal Transportation Commission, Planning & Zoning Commission, Police Community Relations Committee, and the Youth Council.

ATTACHMENTS

[COG-#1185128-v1-September_2023_Boards_and_Commissions_List.docx](#)

Appointments to Boards and Commissions

September 2023

Affordable Housing Loan Committee

Council Liaison: Council Member Marion Blackburn

Name	District #	Current Term	Reappointment Status	Expiration Date
Victor Ihuka	3	First term	Resigned	February 2026

Greenville Utilities Commission

Council Liaison: Council Member Rick Smiley

Name	District #	Current Term	Reappointment Status	Expiration Date
Kelly Darden (Mayor P.J. Connelly)	1	First term	Resigned	June 2026

Human Relations Council

Council Liaison: Mayor Pro-Tem Rose Glover

Name	District #	Current Term	Reappointment Status	Expiration Date
Heena Shah	1	Filling unexpired term	Eligible	September 2022
Laquon Rogers	County	First Term	Resigned	September 2024
Susan Camus	4	First Term	Resigned	September 2024
Mark Rasdorf	4	First Term	Resigned	September 2025
Samar Badwan	4	Second Term	Ineligible	September 2023
Lomax Mizzelle	4	Second Term	Ineligible	September 2023
Todd Fraley	5	First Term	Eligible	September 2023
Logan Harrison	4	First Term	Eligible	September 2023
Procopio Serrano	4	Filling unexpired term	Eligible	September 2023

Landon Elks	First term	Ineligible	September 2023
Shamara Hyman	First term	Ineligible	September 2023
Sadie Smith	First term	Ineligible	September 2023
Alex Guilford	First term	Eligible	September 2023
Carson Fraley	First term	Eligible	September 2023
George Huo	First term	Eligible	September 2023
Morgan Worsley	First term	Eligible	September 2023
Michael Brode	First term	Eligible	September 2023

(9 open seats)

Seats that are open to nominations from the City Council are highlighted.

Applicants for Affordable Housing Loan Committee

Sydney McLeod
22 Upton Ct
Greenville, NC 27858

Application 10/15/2022

Home Phone: (910) 635-8702

Business Phone:

Email: sydneyhmcleod@gmail.com

District #: 4

Applicants for Board of Adjustment

None.

Applicants for Environmental Advisory Commission

Chris Davis
1710 Sassafras Ct
Greenville, NC 27858
District #: 4

Application 10/20/2022
Home Phone: (336) 420-2435
Business Phone: (252) 355-7006
Email: cndavis320@yahoo.com

Tim Ferruzzi
305 Wesley Rd
Greenville, NC 27858
District #: 5

Application 1/16/2023
Home Phone:
Business Phone:
Email: theferruzzi@gmail.com

Applicants for Greenville Utilities Commission

John Minges
3304 Grey Fox Train
Greenville 27858
john@minges.com

Donald (Van) V Smith, Jr.
720 Chesapeake Place
Greenville, NC 27858
dvsmith@ecuhealth.org

James Cox
2009 S Elm St
Greenville, NC 27858
Jcoobox13@gmail.com

Applicants for Historic Preservation Commission

None.

Applicants for Housing Authority

James Cox
2009 S Elm St
Greenville, NC 27858
Jcoobox13@gmail.com

Applicants for Human Relations Council

None.

Applicants for Multimodal Transportation Commission

None.

Applicants for Pitt-Greenville Airport Authority

Chris Davis
1710 Sassafras Ct
Greenville, NC 27858
District #: 4

Application 10/20/2022
Home Phone: (336) 420-2435
Business Phone: (252) 355-7006
Email: cndavis320@yahoo.com

David Horn
912 Megan Drive
Greenville 27834
horn@encalliance.com

John Minges
3304 Grey Fox Train
Greenville 27858
john@minges.com

James Cox
2009 S Elm St
Greenville, NC 27858
Jcoxbox13@gmail.com

Applicants for
Pitt-Greenville Convention & Visitors Authority

None.

Applicants for Planning & Zoning Commission

Sebastian Krassley
1901 E. 6th St
Greenville, NC 27858
District #: 3

Application 06/10/2022
Home Phone: (856) 495-1039
Business Phone:
Email: skrassley98@yahoo.com

Applicants for Police Community Relations Committee

None.

Applicants for Shepard Memorial Library Board

James Cox
2009 S Elm St
Greenville, NC 27858
Jcoobox13@gmail.com

Applicants for Youth Council

None.



City of Greenville, North Carolina

Meeting Date: 09/14/2023

-
- Title of Item:** Discussion of Balloon Releases Within the City Limits of Greenville - Continued from August 10, 2023 City Council Meeting
- Explanation:** Council Member Marion Blackburn requested an item be added to the August City Council agenda to discuss balloon releases within the City Limits of Greenville. Discussion was held, but the decision was made to continue the item until September since two Council Members were absent from the August 10th meeting.
- Fiscal Note:** No direct cost
- Recommendation:** Discuss the issue as requested by Council Member Blackburn
-



City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item: Ordinance to annex the Johnny A. Jones and wife, Sandra R. Jones property involving 1.241 acres located along the western right-of-way of Frog Level Road and 800+/- feet south of US-13

Explanation: A. SCHEDULE

1. Advertising date: September 2, 2023
2. City Council public hearing date: September 14, 2023
3. Effective date: September 14, 2023

B. CHARACTERISTICS

1. Relation to primary city limits: Noncontiguous
2. Relation to recognized industrial area: Outside
3. Acres: 1.241
4. Voting District: 2
5. Township: Arthur
6. Zoning: RA20 (Residential-Agricultural)
7. Existing land use: One (1) single-family residence
8. Anticipated land use: One (1) single-family residence
9. Population estimate

	Formula	Number of people
Total current:	0	0
Estimated at full development	1 X 2.18	2
Current minority	0	0
Estimated minority at full development	2 X 43.4%	1
Current white	0	0
Estimated white at full development	2 - 1	1

* Source: Census.gov

10. Rural fire tax district: Red Oak
11. Greenville fire district: Station 5
12. Present tax value: \$108,603
13. Estimated tax value: \$108,603

Fiscal Note: Estimated tax value at full development is \$108,603

Recommendation: Approve the attached ordinance to annex the Johnny A. Jones and wife, Sandra R. Jones Property

ATTACHMENTS

- [Ordinance Johnny A. Jones and wife, Sandra R. Jones Annexation.pdf](#)
- [Johnny A. Jones and wife, Sandra R. Jones Survey.pdf](#)

ORDINANCE NO. 23-
AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF
THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville has been petitioned under G.S. 160A-58.1, as amended, to annex the area described herein; and

WHEREAS, the City Council has directed the City Clerk to investigate the sufficiency of said petition; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at 6:00 p.m. on the 14th day of September, 2023, after due notice by publication in The Daily Reflector on the 2nd day of September, 2023; and

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G.S. 160A-58.1, as amended.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES ORDAIN:

Section 1. That by virtue of the authority vested in the City Council of the City of Greenville, North Carolina, under G. S. 160A-58.1, as amended, the following described noncontiguous territory is annexed:

TO WIT: Being all of that certain property as shown on the annexation map entitled “Johnny A. Jones and wife, Sandra R. Jones”, involving 1.241 acres prepared by Rivers & Associates, Inc.

LOCATION: Situate in Arthur Township, Pitt County, North Carolina, located along the western right-of-way of Frog Level Road and 800+/- feet south of US-13.

GENERAL DESCRIPTION:

Being a tract of land lying and being situated in Arthur Township, Pitt County, N.C., bounded on the north by Pitt County NC Properties, LLC, on the east by Frog Level Road (SR 1127), the south by Edward Charles Pilgreen and wife, Brenda W. Pilgreen and on the west by Vickie Warrington Davis and husband, Dennis R. Davis and being described by metes and bounds as follows:

Beginning at an existing iron pipe located in the western right of way of Frog Level Road (SR1127), said point being the northeastern corner of the Edward Charles Pilgreen and wife, Brenda W. Pilgreen property recorded in Deed Book Q45, Page 214; thence from the **POINT OF BEGINNING** with the northern property line of Edward Charles Pilgreen and wife, Brenda W. Pilgreen N 77°49’17” W 415.09 feet to a point, the northwestern corner of the

aforementioned Edward Charles Pilgreen and wife, Brenda W. Pilgreen, said point being located in the eastern property line of Vickie Warrington Davis and husband, Dennis R. Davis recorded in Deed Book 2677, Page 579; thence with the eastern property line of Vickie Warrington Davis and husband, Dennis R. Davis N 09°15'04" E 207.00 feet to an existing iron pipe, the northeastern corner of the aforementioned Vickie Warrington Davis and husband, Dennis R. Davis, said point being located in the southern property line of Pitt County NC Properties, LLC recorded in Deed Book 2664, Page 267 and Map Book 50 Page 122; thence with the southern property line of Pitt County NC Properties, LLC S 58°08'02" E 434.56 feet to an existing disturbed iron pipe, said pipe being located in the western right of way of Frog Level Road (ST1127); thence with the western right of way of Frog Level Road (SR1127) S 03°07'15" E 62.55 feet to an existing iron pipe; which is the **POINT OF BEGINNING**, containing an area of 1.241 acres (54,040.2 square feet) more or less and being all of that property recorded in Deed Book 282 Page 623 to be annexed into the City of Greenville, and further shown on a map by Rivers and Associates, Inc. drawing Z-2712 dated July 11, 2023, signed on July 13, 2023, entitled Annexation Map for Johnny A. Jones and wife, Sandra R. Jones, which by reference is made a part hereof.

Section 2. Territory annexed to the City of Greenville by this ordinance shall, pursuant to the terms of G.S. 160A-23, be annexed into Greenville municipal election district two. The City Clerk, City Engineer, representatives of the Board of Elections, and any other person having responsibility or charge of official maps or documents shall amend those maps or documents to reflect the annexation of this territory into municipal election district two.

Section 3. The territory annexed and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Greenville and shall be entitled to the same privileges and benefits as other territory now within the City of Greenville. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 4. The Mayor of the City of Greenville, North Carolina, shall cause a copy of the map of the territory annexed by this ordinance and a certified copy of this ordinance to be recorded in the office of the Register of Deeds of Pitt County and in the Office of the Secretary of State in Raleigh, North Carolina. Such a map shall also be delivered to the Pitt County Board of Elections as required by G.S. 163-288.1.

Section 5. This annexation shall take effect from and after the 14th day of September, 2023.

ADOPTED this 14th day of September, 2023.

P. J. Connelly, Mayor

ATTEST:

Valerie Shiuwegar, City Clerk

NORTH CAROLINA
PITT COUNTY

I, Camillia P. Smith, a Notary Public for said County and State, certify that Valerie Shiuwegar personally came before me this day and acknowledged that she is the City Clerk of the City of Greenville, a municipality, and that by authority duly given and as the act of the municipality, the foregoing instrument was signed in its name by its Mayor, sealed with the corporate seal, and attested by herself as its City Clerk.

WITNESS my hand and official seal this ____th day of _____, 2023.

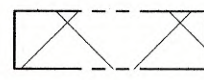
Notary Public

My Commission Expires: _____
1184742

LEGEND

NEW CITY LIMIT	---
RIGHT OF WAY	---
GIS PARCEL LINES	---
PARCEL NUMBER	PN
MAP BOOK	M.B.
PAGE	PG.
DEED BOOK	D.B.
RIGHT OF WAY	R/W
POINT OF BEGINNING	P.O.B.
EXISTING IRON PIPE	EIP ○
DISTURBED	(DIST.)

30' ACCESS EASEMENT
(D.B. 3193 PG. 359, D.B. 3193 PG. 369,
D.B. 3193 PG. 378)



50' PIEDMONT NATURAL GAS EASEMENT
(D.B. V-30 PG. 534/544 &
D.B. 3455 PG. 51)



N/F
VICKIE WARRINGTON DAVIS
& HUSBAND, DENNIS R. DAVIS
D.B. 2677 PG. 579
P.N. 38290

ANNEXATION AREA
1.241 AC.
(54,040.2 SF. ±)

**JOHNNY A. JONES
& WIFE, SANDRA R. JONES**
P.N. 31706
D.B. 282 PG. 623

N/F
PITT COUNTY NC PROPERTIES, LLC
D.B. 2664 PG. 267
M.B. 50 PG. 122
P.N. 28497

50' PIEDMONT NATURAL GAS COMPANY, INC.
EASEMENT RECORDED IN D.B. V-30 PG. 534/544
AND AMENDED PER D.B. 3455 PG. 51

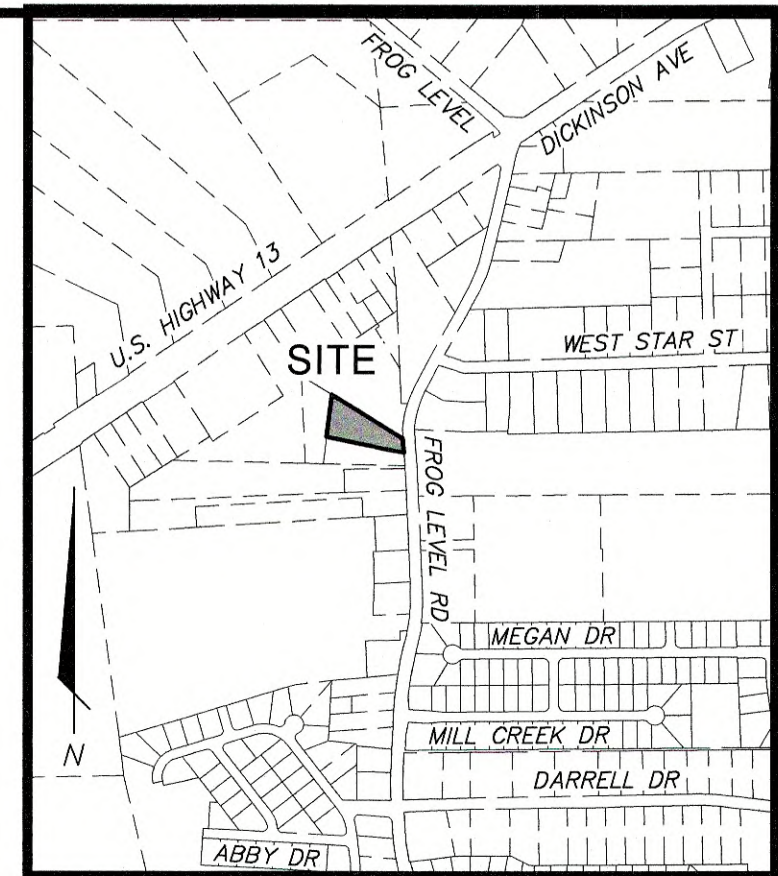
30' R/W RESERVED UNTO ADJOINERS
15' EA. SIDE OF PROPERTY LINE FOR
INGRESS AND EGRESS, JOINTLY MAINTAINED
(D.B. 045 PG. 214 & D.B. 2677 PG. 579)

30' ACCESS EASEMENT FOR PIEDMONT NATURAL GAS COMPANY, INC.
- 15' EA. SIDE OF R. (D.B. 3193 PG. 359, D.B. 3193 PG. 369
& D.B. 3193 PG. 378)

N/F
EDWARD CHARLES PILGREEN
& WIFE, BRENDA W. PILGREEN
D.B. Q 45 PG. 214
P.N. 33440

NOTES:

1. AREA DETERMINED BY COORDINATES.
2. ALL DISTANCES ARE HORIZONTAL GROUND MEASUREMENTS.
3. NO POINT SET AT ANY CORNER.
4. THIS MAP WAS PREPARED FOR ANNEXATION PURPOSES ONLY AND WAS TAKEN FROM A BOUNDARY SURVEY PREPARED FOR JOHNNY A. JONES AND WIFE, BRENDA R. JONES BY RIVERS & ASSOCIATES DATED 7/12/23, DRAWING NO. W-4118.
5. FOR CLARITY, NO EXISTING IMPROVEMENTS ARE BEING SHOWN. REFERENCE RIVERS & ASSOCIATES DRAWING W-4118 FOR EXISTING SITE CONDITIONS.
6. CITY LIMITS WAS TAKEN FROM PITT COUNTY GEOGRAPHIC INFORMATION SYSTEM; SITE IS NOT CONTIGUOUS TO TO EXISTING CITY LIMITS.

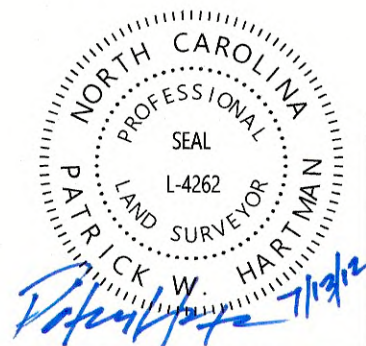
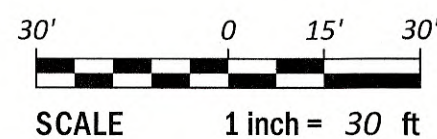


Vicinity Map
SCALE: 1" = 1000"

REFERENCES:

- P.N. 31706
- D.B. 282 PG. 623
- D.B. 3455 PG. 51
- D.B. 3193 PG. 359
- M.B. 24 PG. 68
- D.B. V-30 PG. 534/544
- D.B. J44 PG. 252
- D.B. P42 PG. 7
- D.B. 142 PG. 209
- D.B. 142 PG. 206
- D.B. T39 PG. 615

REVISIONS:



CERTIFICATION
NORTH CAROLINA PITT COUNTY
I, PATRICK W. HARTMAN, CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM DEED DESCRIPTIONS RECORDED IN DEED BOOK 282 PAGE 623 OR AS NOTED; THAT THE RATIO OF PRECISION IS 1:10,000; THAT BOUNDARIES NOT SURVEYED ARE SHOWN AS BROKEN LINES PLOTTED FROM INFORMATION FOUND AND REFERENCED HEREON; THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. THIS MAP IS EXEMPT FROM GS 47-30 PER GS 47-30 (J); WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER, AND SEAL THIS 13TH DAY OF JULY, 2023.
SIGNED: *Patrick W. Hartman*
PROFESSIONAL LAND SURVEYOR
LICENSE NUMBER L-4262

**ANNEXATION MAP FOR
JOHNNY A. JONES
AND WIFE, SANDRA R. JONES**
GREENVILLE, ARTHUR TOWNSHIP, PITT COUNTY, NORTH CAROLINA

OWNER: JOHNNY A. JONES AND WIFE, SANDRA R. JONES
ADDRESS: 3356 FROG LEVEL ROAD, GREENVILLE, NC 27834
PHONE: (252)-531-2544

Rivers & Associates, Inc.
NC License: F-0334
107 East Second Street, Greenville, NC 27858
(252) 752-4135

Engineers, Planners, Surveyors, Landscape Architects

SURVEYED	APPROVED
JP	JMW
DRAWN	DATE
PH/KB	7/11/23
CHECKED	SCALE
PH	1" = 30'

RECORDED IN MAP BOOK _____ PAGE _____

MAP NO.	PLATS RECORDED	BOOK	PAGE

MAP SHOWING AREA ANNEXED BY
THE CITY OF GREENVILLE, N.C.

EFFECTIVE DATE _____ ORDINANCE NO. _____
ARTHUR TOWNSHIP, PITT COUNTY, N.C.

1.24 AC. AREA



City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item: Ordinance to annex Upton Tract, Phase 2, Lot 2 property involving 10.34 acres located along the northern right-of-way of MacGregor Downs Road and 1,800+/- feet east of B's Barbeque Road

Explanation: A. SCHEDULE

1. Advertising date: September 2, 2023
2. City Council public hearing date: September 14, 2023
3. Effective date: September 14, 2023

B. CHARACTERISTICS

1. Relation to primary city limits: Contiguous
2. Relation to recognized industrial area: Outside
3. Acres: 10.34
4. Voting District: 1
5. Township: Falkland
6. Zoning: MS (Medical-Support)
7. Existing land use: Vacant
8. Anticipated land use: 102,000 square foot hospital
9. Population estimate

	Formula	Number of people
Total current:	0	0
Estimated at full development	0	0
Current minority	0	0
Estimated minority at full development	0	0
Current white	0	0
Estimated white at full development	0	0

* Source: Census.gov

10. Rural fire tax district: Red Oak
11. Greenville fire district: Station 2
12. Present tax value: \$500,000
13. Estimated tax value: \$12,000,000

Fiscal Note: Estimated tax value at full development is \$12,000,000

Recommendation: Approve the attached ordinance to annex Upton Tract, Phase 2, Lot 2

ATTACHMENTS

- Ordinance Upton Tract, Phase 2, Lot 2 Annexation.pdf**
- Upton Tract, Phase 2, Lot 2 Survey.pdf**

ORDINANCE NO. 23-
AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF
THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville has been petitioned under G.S. 160A-31, as amended, to annex the area described herein; and

WHEREAS, the City Council has directed the City Clerk to investigate the sufficiency of said petition; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at 6:00 p.m. on the 14th day of September, 2023, after due notice by publication in The Daily Reflector on the 2nd day of September, 2023; and

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G.S. 160A-31, as amended.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES ORDAIN:

Section 1. That by virtue of the authority vested in the City Council of the City of Greenville, North Carolina, under G. S. 160A-31, as amended, the following described contiguous territory is annexed:

TO WIT: Being all of that certain property as shown on the annexation map entitled "Upton Tract, Phase 2, Lot 2", involving 10.34 acres prepared by The East Group P.A.

LOCATION: Situate in Falkland Township, Pitt County, North Carolina, located at the northern right-of-way of MacGregor Downs Road and 1,800+/- feet east of B's Barbeque Road

GENERAL DESCRIPTION:

BEGINNING AT AN EXISTING IRON PIPE IN THE NORTHERN RIGHT-OF-WAY OF NCSR 1202, SAID POINT LYING S 86-40-13 W 7185.31 FEET FROM N.C.G.S.M. "LUPTON" HAVING NAD 83 GRID COORDINATES N (Y) = 681729.74 E (X) = 2477616.39, THENCE ALONG THE NORTHERN RIGHT-OF-WAY OF NCSR 1202 S 89-57-50 W 82.61 FEET TO A POINT; THENCE S 89-04-13 W 178.56 FEET TO A NEW IRON PIPE, THE TRUE POINT OF BEGINNING FOR LOT 2; THENCE S 00-55-47 E 70.99 FEET TO A POINT; THENCE S 89-12-42 W 169.64 FEET TO A POINT; THENCE N 48-20-03 W 104.27 FEET TO A POINT; THENCE S 89-05-50 W 464.73 FEET TO AN EXISTING IRON STAKE; THENCE LEAVING SAID RIGHT-OF-WAY N 00-57-13 W 419.33 FEET TO AN EXISTING IRON STAKE; THENCE ALONG A CURVE TO THE LEFT HAVING A CHORD

BEARING AND DISTANCE OF N 41-27-19 W 29.89 AND A RADIUS OF 120.00 FEET TO AN EXISTING IRON STAKE; THENCE N 48-59-18 W 71.66 FEET TO A NEW IRON PIPE; THENCE N 41-00-42 E 155.61 FEET TO A NEW IRON PIPE; THENCE N 89-05-50 E 680.01 FEET TO A NEW IRON PIPE; THENCE S 00-55-47 E 605.58 FEET TO THE POINT AND PLACE OF BEGINNING CONTAINING 10.34000 ACRES MORE OR LESS.

Section 2. Territory annexed to the City of Greenville by this ordinance shall, pursuant to the terms of G.S. 160A-23, be annexed into Greenville municipal election district one. The City Clerk, City Engineer, representatives of the Board of Elections, and any other person having responsibility or charge of official maps or documents shall amend those maps or documents to reflect the annexation of this territory into municipal election district one.

Section 3. The territory annexed and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Greenville and shall be entitled to the same privileges and benefits as other territory now within the City of Greenville. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 4. The Mayor of the City of Greenville, North Carolina, shall cause a copy of the map of the territory annexed by this ordinance and a certified copy of this ordinance to be recorded in the office of the Register of Deeds of Pitt County and in the Office of the Secretary of State in Raleigh, North Carolina. Such a map shall also be delivered to the Pitt County Board of Elections as required by G.S. 163-288.1.

Section 5. This annexation shall take effect from and after the 14th day of September, 2023.

ADOPTED this 14th day of September, 2023.

P. J. Connelly, Mayor

ATTEST:

Valerie Shiuwegar, City Clerk

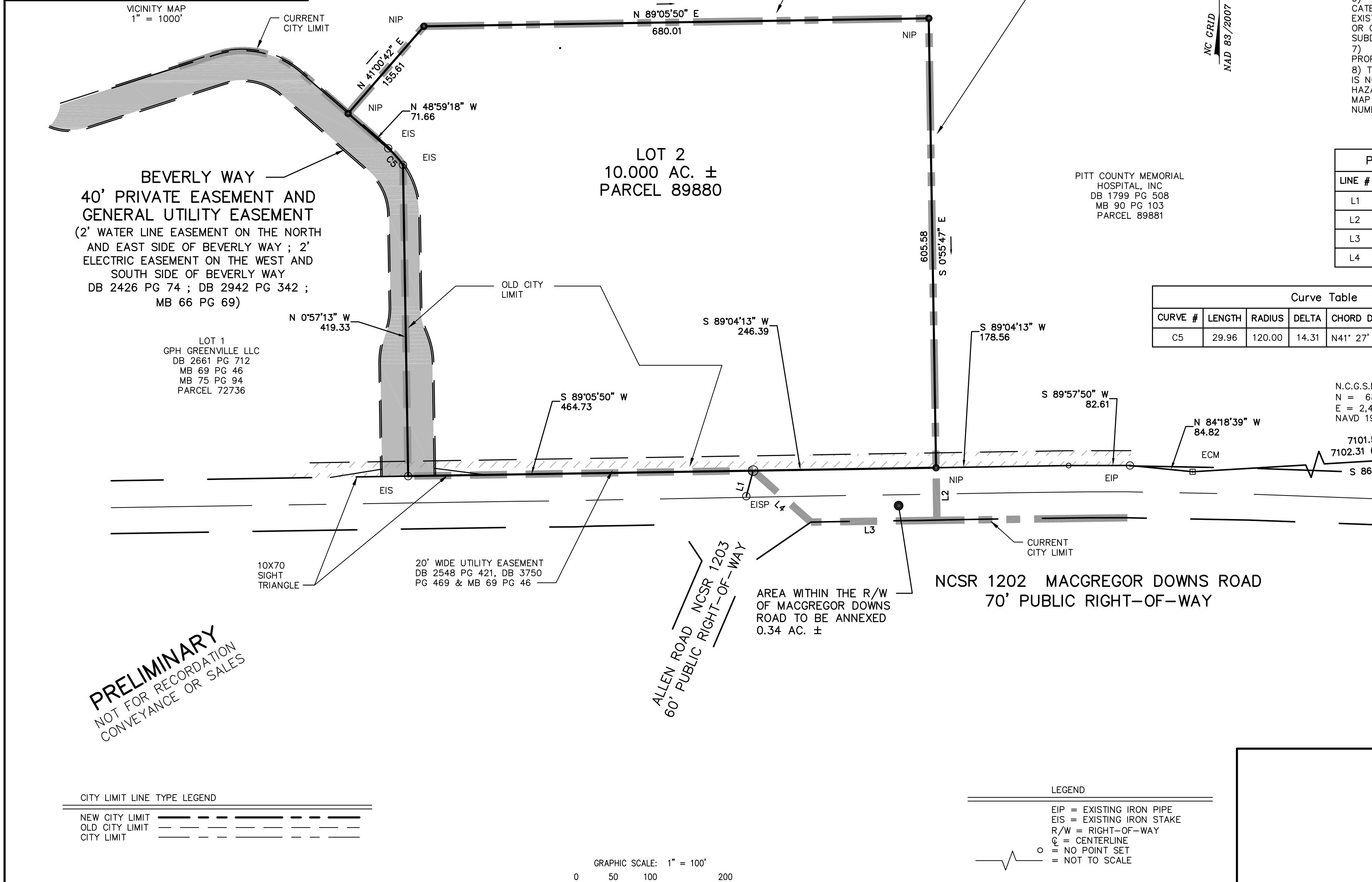
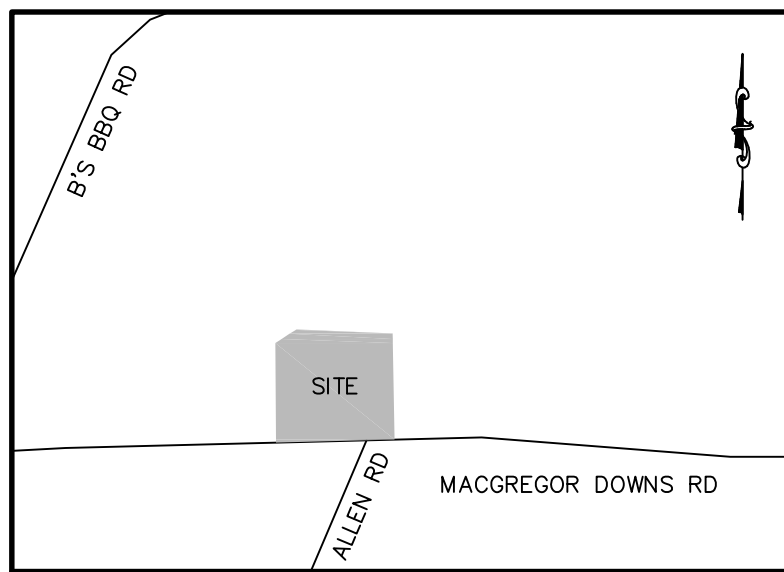
NORTH CAROLINA
PITT COUNTY

I, Camillia P. Smith, a Notary Public for said County and State, certify that Valerie Shiuwegar personally came before me this day and acknowledged that she is the City Clerk of the City of Greenville, a municipality, and that by authority duly given and as the act of the municipality, the foregoing instrument was signed in its name by its Mayor, sealed with the corporate seal, and attested by herself as its City Clerk.

WITNESS my hand and official seal this ____th day of _____, 2023.

Notary Public

My Commission Expires: _____
1184725



PRELIMINARY
NOT FOR RECORDATION
CONVEYANCE OR SALES

NC GRID
NAD 83/2007

- NOTES:
- 1) ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
 - 2) NO TITLE OPINION OR COMMITMENT WAS PROVIDED TO THE EAST GROUP BY THE OWNER OR ANY AGENT OF THE OWNER AT THE TIME OF THIS SURVEY.
 - 3) THIS PROPERTY IS SUBJECT TO THE TAR/PAMLICO RIVER RIPARIAN BUFFER RULES.
 - 4) THE SURVEYOR MAKES NO GUARANTEE THAT THERE ARE NO OTHER EASEMENTS THAT MAY BENEFIT OR BURDEN THE SUBJECT PROPERTY.
 - 5) FOR PROPERTY SETBACKS AND BUFFER YARDS CONSULT THE CITY OF GREENVILLE ZONING ORDINANCE.
 - 6) THIS PLAT IS OF A SURVEY OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT-ORDERED SURVEY OR OTHER EXCEPTION TO THE DEFINITION OF SUBDIVISION.
 - 7) UTILITIES AND IMPROVEMENTS ON THE PROPERTY ARE NOT SHOWN FOR CLARITY.
 - 8) THIS PROPERTY IS LOCATED IN ZONE X AND IS NOT LOCATED WITHIN A SPECIAL FLOOD HAZARD AREA AS TAKEN FROM N.F.I.P. RATE MAP DATED JULY 7, 2014 COMMUNITY PANEL NUMBER 3720466800K & 3720467800K

Parcel Line Table		
LINE #	LENGTH	DIRECTION
L1	35.64	N 15°01'35" E
L2	70.99	S 0°55'47" E
L3	169.64	S 89°12'42" W
L4	104.27	N 48°20'03" W

Curve Table					
CURVE #	LENGTH	RADIUS	DELTA	CHORD DIRECTION	CHORD LENGTH
C5	29.96	120.00	14.31	N41° 27' 19"W	29.89

N.C.G.S.M. "LUPTON"
N = 681,729.74 FT. (GRID)
E = 2,477,616.39 FT. (GRID)
NAVD 1988 ELEV = 60.90

7101.56 (GRID)
7102.31 (HORIZONTAL)

STATE OF NORTH CAROLINA PITT COUNTY

I, WILLIAM B. HILLIARD, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION; (DEED DESCRIPTION RECORDED IN BOOK PAGE); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK PAGE ; THAT THE RATIO OF PRECISION AS CALCULATED IS 1:10,000+; THAT THE GLOBAL POSITIONING SYSTEM (GPS) OBSERVATIONS WERE PERFORMED TO GEOSPATIAL POSITIONING ACCURACY STANDARDS, PART 2: STANDARDS FOR GEODETIC NETWORKS AT THE CLASS A ACCURACY CLASSIFICATION (95% CONFIDENCE) AND THE FOLLOWING INFORMATION WAS USED TO PERFORM THE GPS SURVEY:

POSITION ACCURACY: < 0.10'

TYPE OF FIELD PROCEDURE: RTK/VRS & CONVENTIONAL

DATE(S) OF SURVEY: DATE

DATUM/EPOCH NAD 83 (2011)

PUBLISHED/FIELD CONTROL MONUMENTS USED: LUPTON

GEOD MODEL: GEOID99

COMBINED GRID FACTOR: 0.99989185

UNITS: U.S. SURVEY FEET

THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER AND SEAL THIS DAY OF MONTH , 20 .

PRELIMINARY
NOT FOR RECORDATION
CONVEYANCE OR SALES

I, REVIEW OFFICER OF COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

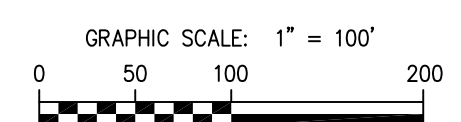
 REVIEW OFFICER

 DATE

PRELIMINARY
NOT FOR RECORDATION
CONVEYANCE OR SALES

CITY LIMIT LINE TYPE LEGEND

NEW CITY LIMIT	-----
OLD CITY LIMIT	-----
CITY LIMIT	-----



LEGEND

EIP	= EXISTING IRON PIPE
EIS	= EXISTING IRON STAKE
R/W	= RIGHT-OF-WAY
C	= CENTERLINE
o	= NO POINT SET
—	= NOT TO SCALE

ANNEXATION MAP FOR UPTON TRACT, PHASE 2, LOT 2 ADDRESS : 6100 TOWER CIRCLE, SUITE 1000 FRANKLIN, TN 37067 PHONE : (615) 861-6000	MAP NO.	PLATS RECORDED	BOOK	PAGE
		MB 90 PG 103		
<p>324 S. EVANS ST. GREENVILLE, NC 27834 (252) 758-3748 CORPORATE LICENSE NO. C0206 Engineering - Architecture - Surveying - Technology</p>	SURVEYED : GDF	PROJECT # : 20210101		
	DRAWN BY : WBH	DATE : DATE		
	CHECKED : WBH	SCALE : 1" = 100'		

MAP SHOWING AREA ANNEXED BY
THE CITY OF GREENVILLE, NC

10.34 AC ±

DATE ORDINANCE NO. AREA

FALKLAND TOWNSHIP, PITT COUNTY, N.C.



City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item:

Ordinance requested by the Planning and Zoning Commission to amend the Zoning Ordinance to delete the 500-foot separation requirement from a "bar" to another "bar" except in the "BAR 2022" eligible area

Explanation:

** This item was continued from the August 10, 2023 meeting to the September 14, 2023 meeting.

In January 2023, City Council approved text amendments related to alcohol establishments. As part of the discussion, City Council asked the Planning and Zoning Commission for additional feedback on potentially adding more locations for a "BAR 2022" along with potential changes to the separation distances dealing with residences and places of worship.

At the February 21, 2023 meeting, the Planning and Zoning Commission discussed adding additional locations for the "BAR 2022", but in the end passed a motion to initiate a text amendment to delete the portion of the "500-foot rule" that requires a 500-foot separation from a "bar" to another "bar". In keeping with City Council's decision in January 2023 to only allow the "BAR 2022" use in the Uptown area (see the BAR 2022 Eligible Area map) without separation requirements, this text amendment will not apply to the "BAR 2022" eligible area so as to not conflict with City Council's action. The separation requirements related to single-family residences and/or districts stays in place.

Also, staff has included some additional language to the standards to provide more clarity related to property owners and permit holders.

Below are the existing standards and the text in red indicates the proposed changes.

9-4-86

(F) Bar.

(1) (a) Annual review. A special use permit for a bar is subject to annual review in accordance with the provisions of this subsection (F)(1). Nothing herein shall prohibit or restrict the authority of the Board of Adjustment to modify, rescind or revoke a special use permit for a bar in accordance with the provisions of section [9-4-83](#).

(b) Reporting. At the regular January meeting of the Board of Adjustment, the Director of Planning and Development Services or their authorized representative shall present to the Board of Adjustment a written staff report of any violation that has been issued for which the annual review shall include a finding of one or more instances of noncompliance with applicable laws, codes and ordinances, including but not limited to noise regulations, litter control regulations, fire codes, building codes, nuisance and public safety regulations, and special use permit conditions of approval. If the Board of Adjustment votes to hold a hearing for modification or revocation of the special use permit, the property owner **and permit holder, if applicable**, as specified under subsection (F)(4) below, shall be provided notice of the meeting and a copy of the staff report.

(c) Noncompliance; and modification or revocation. Staff may request for the Board of Adjustment to hold a hearing for a modification or revocation of a special use permit for any establishment that has enforcement actions for numerous violations of one or more instances of noncompliance with applicable laws, codes and ordinances including notices of violation and/or numerous calls for service from city departments such as Police, Fire, Public Works, or Planning & Development Services, not limited to noise regulations, litter control regulations, fire codes, building codes, nuisance and public safety regulations, notices of violations and special use permit conditions at any time. The **property owner and special-use permit holder, if applicable, and ~~property owner, if not the same individual~~**, as specified under subsection (F)(4) below, shall be provided notice of the meeting and a copy of the staff report.

(d) Quasi-judicial hearing. Any hearing for a modification or revocation of a special use permit shall be in the nature of and in accordance with the requirements for a hearing upon a special use permit application. After the hearing and in accordance with the provisions of section 9-4-81, the Board of Adjustment may modify the conditions or revoke a special use permit pursuant to this section (F) and section 9-4-82. The modification or revocation of the special use permit by the Board of Adjustment after the hearing shall constitute a revocation of the previously granted special use permit for a bar.

(e) Other remedies. The requirements and standards set forth in this subsection (F)(1) are in addition to other available remedies and nothing herein shall prohibit the enforcement of applicable codes, ordinances and regulations as provided by law.

(2) Litter/debris. The owner(s) and operator(s) of a bar shall collect and properly dispose of all litter and debris generated by their establishment or patrons immediately following the closure of business or not later than 7:00 a.m. each morning following any period of operation. All litter or debris shall be collected from within the boundaries of the establishment, associated parking areas, adjacent sidewalks and public rights-of-way or other adjacent public property open to the public. In addition, the owner(s) and operator(s) of a bar shall comply with the provisions of [Title 11, Chapter 9](#) of the City Code.

(3) In addition to subsection (F)(2) above, the Board of Adjustment may establish specific and reasonable litter and trash mitigation standards or requirements.

(4) Ownership **and/or Permit Holder**. The special use permit shall be issued to the property owner as listed on the tax records of the county **or to the person/entity that has been authorized by the property owner via the special use permit application, herein referred to as the permit holder**. When the ownership of any property, which has a special use permit for a bar, is transferred to a new owner by sale or other means, the new owner shall sign and file with the office of the Director of Planning and Development Services an acknowledgment of the rights, conditions and responsibilities of the special use permit prior to operation of the use under the permit. The acknowledgment shall be made on forms provided by the planning office.

(5) Any bar that has been issued a special use permit by the Board of Adjustment shall continue under the terms and conditions of the issued special use permit unless there is a modification or a revocation.

(6) **In the BAR 2022 eligible area**, no bar ~~located in any district~~ shall be located within a 500-foot radius of an ~~existing or approved~~ bar as measured from the nearest lot line in accordance with the following. When a bar is located or to be located on a lot exclusive to itself, the measurement shall be from the perimeter lot line of the exclusive lot. When a bar is located or to be located in a separate structure exclusive to itself on a lot containing multiple uses, the measurement shall be from the perimeter lot line of the lot containing multiple uses. When a bar is located or to be located in a common structure with other uses such as a shopping center on a common lot, the measurement shall be from the perimeter lot line of the common lot.

(7) At the time of special use permit approval, a bar shall not be located within a 500-foot radius, including street right-of-ways, of (i) a conforming use single-family dwelling located in any district, or (ii) any single-family residential zoning district. The required measurement shall be from the building or structure containing the bar to the nearest single-family dwelling lot line or single-family residential zoning district boundary line. For purpose of this section, the term "single-family residential zoning district" shall include any RA20, R15S, R9S, R6S, and MRS district.

DEFINTION:

Bar. (1) An establishment of which the principal use is primarily engaged in the business of selling alcoholic beverages and for consumption on the premises. A bar shall not include a brewery, winery, or distillery. A bar must meet all of the following:

- (a) May provide live or recorded amplified music;
- (b) May provide a floor show;
- (c) May provide a dance area;
- (d) May offer a full service bar; and

(e) Does not qualify under the definitions of restaurant, fast food; restaurant, conventional; or bar 2022 as contained in this section.

Any proposed or established “restaurant; conventional” that does not comply with the definition, standards or requirements applicable to a “restaurant; conventional” as contained herein shall be classified as a “bar” for purposes of zoning regulation.

Requires a special use permit in the following zoning districts:

CD (Downtown Commercial)

CDF (Downtown Commercial Fringe)

CG (General Commercial)

CH (Heavy Commercial)

DEFINITION:

Bar 2022. An establishment of which the principal use is entertainment and which meets all of the following:

(a) Occupies less than 2,000 square feet of space of premises;

(b) May provide live or recorded amplified music;

(c) May provide a floor show;

(d) May provide a dance area;

(e) Shall only be allowed with a special use permit in the following geographic area: Uptown District: Beginning at the intersection of West Third Street and South Pitt Street, between along West and East Third Streets between South Pitt Street and Reade Street; Reade Street and Reade Circle between East Third Street to Cotanche Street; Cotanche Street between Reade Circle to East Eighth Street; East Eighth Street between Cotanche Street and Evans Street; Evans Street between East Eighth Street and East Tenth Street; West Tenth Street between Evans Street and Coastal Seaboard Railroad; Coastal Seaboard Railroad between West Tenth Street and West Fifth Street; West Fifth Street between Coastal Seaboard Railroad and Pitt-Greene Connector; South Pitt Street between West Fifth Street to West Third Street and returning to the point of beginning. See attached map.

Recommendation: The proposed Zoning Ordinance Text Amendment is in compliance with the following adopted goals and policies in Horizons 2026: Greenville’s Community Plan Chapter 4, Growing the Economic Hub, Goal 4.3 A Stable & Resilient Economy. *Policy 4.3.1 Modernize and Diversify Local Economy. Support the growth of a variety of employment opportunities and businesses that diversify Greenville’s economy and provide workers with a range of skill sets and training. Encourage business growth within incorporated areas to expand and diversify Greenville’s tax base.*

Therefore, staff recommends approval.

The Planning and Zoning Commission voted unanimously to approve the request

at its April 18, 2023 meeting.

If City Council determines to approve the request, a motion to adopt the attached ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.

If City Council determines to deny the amendment, in order to comply with this statutory requirement, it is recommended that the motion be as follows:

"Motion to deny the requested text amendment, to make a finding and determination that the required text amendment is inconsistent with the comprehensive plan or other applicable plans, including but not limited to Horizons 2026: Greenville's Community Plan, Chapter 4, Growing the Economic Hub, Goal 4.3 A Stable & Resilient Economy. *Policy 4.3.1 Modernize and Diversify Local Economy. Support the growth of a variety of employment opportunities and businesses that diversify Greenville's economy and provide workers with a range of skill sets and training. Encourage business growth within incorporated areas to expand and diversify Greenville's tax base.*

ATTACHMENTS

- [Ordinance_to_remove_500_foot_separation_between_bars.pdf](#)
- [Excerpt Text_Amendments_for_bar_separation_and_MD_&_MB.pdf](#)
- [Bar 2022 Map.pdf](#)

ORDINANCE NO. 23-
AN ORDINANCE AMENDING THE CITY CODE
OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 6, Chapter 160D, of the General Statutes of North Carolina, caused a public notice to be given and published once a week for two successive weeks in The Daily Reflector setting forth that the City Council would, on the 14th day of September, 2023, at 6:00 p.m., conduct a meeting and conduct a public hearing on the adoption of an ordinance amending the City Code;

WHEREAS, in accordance with the provisions of North Carolina General Statute § 160D-605, the City Council of the City of Greenville does hereby find and determine that the adoption of the ordinance involving the text amendment is consistent with the adopted comprehensive plan and other officially adopted plans that are applicable and that the adoption of the ordinance involving the text amendment is reasonable and in the public interest due to its consistency with the comprehensive plan and other officially adopted plans that are applicable and, as a result, its furtherance of the goals and objectives of the comprehensive plan and other officially adopted plans that are applicable;

WHEREAS, as a further description as to why the action taken is consistent with the comprehensive plan and other officially adopted plans that are applicable in compliance with the applicable provisions of North Carolina General Statute 160D-605, the City Council of the City of Greenville does hereby find and determine that the adoption of this ordinance is consistent with provisions of the comprehensive plan, including, but not limited to, Horizons 2026: Greenville's Community Plan, Chapter 4, Growing the Economic Hub, Goal 4.3 A Stable & Resilient Economy. *Policy 4.3.1 Modernize and Diversify Local Economy. Support the growth of a variety of employment opportunities and businesses that diversify Greenville's economy and provide workers with a range of skill sets and training. Encourage business growth within incorporated areas to expand and diversify Greenville's tax base;* and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

Section 1. That Title 9, Chapter 4, Section 86(F), is hereby amended by deleting and replacing with the following:

(F) Bar.

(1) (a) *Annual review.* A special use permit for a bar is subject to annual review in accordance with the provisions of this subsection (F)(1). Nothing herein shall prohibit or restrict the authority of the Board of Adjustment to modify, rescind or revoke a special use permit for a bar in accordance with the provisions of section 9-4-83.

(b) *Reporting.* At the regular January meeting of the Board of Adjustment, the Director of Planning and Development Services or their authorized representative shall present to the Board

of Adjustment a written staff report of any violation that has been issued for which the annual review shall include a finding of one or more instances of noncompliance with applicable laws, codes and ordinances, including but not limited to noise regulations, litter control regulations, fire codes, building codes, nuisance and public safety regulations, and special use permit conditions of approval. If the Board of Adjustment votes to hold a hearing for modification or revocation of the special use permit, the property owner and permit holder, if applicable, as specified under subsection (F)(4) below, shall be provided notice of the meeting and a copy of the staff report.

(c) *Noncompliance; and modification or revocation.* Staff may request for the Board of Adjustment to hold a hearing for a modification or revocation of a special use permit for any establishment that has enforcement actions for numerous violations of one or more instances of noncompliance with applicable laws, codes and ordinances including notices of violation and/or numerous calls for service from city departments such as Police, Fire, Public Works, or Planning & Development Services, not limited to noise regulations, litter control regulations, fire codes, building codes, nuisance and public safety regulations, notices of violations and special use permit conditions at any time. The property owner and permit holder, if applicable, as specified under subsection (F)(4) below, shall be provided notice of the meeting and a copy of the staff report.

(d) *Quasi-judicial hearing.* Any hearing for a modification or revocation of a special use permit shall be in the nature of and in accordance with the requirements for a hearing upon a special use permit application. After the hearing and in accordance with the provisions of section 9-4-81, the Board of Adjustment may modify the conditions or revoke a special use permit pursuant to this section (F) and section 9-4-82. The modification or revocation of the special use permit by the Board of Adjustment after the hearing shall constitute a revocation of the previously granted special use permit for a bar.

(e) *Other remedies.* The requirements and standards set forth in this subsection (F)(1) are in addition to other available remedies and nothing herein shall prohibit the enforcement of applicable codes, ordinances and regulations as provided by law.

(2) *Litter/debris.* The owner(s) and operator(s) of a bar shall collect and properly dispose of all litter and debris generated by their establishment or patrons immediately following the closure of business or not later than 7:00 a.m. each morning following any period of operation. All litter or debris shall be collected from within the boundaries of the establishment, associated parking areas, adjacent sidewalks and public rights-of-way or other adjacent public property open to the public. In addition, the owner(s) and operator(s) of a bar shall comply with the provisions of Title 11, Chapter 9 of the City Code.

(3) In addition to subsection (F)(2) above, the Board of Adjustment may establish specific and reasonable litter and trash mitigation standards or requirements.

(4) *Ownership and/or Permit Holder.* The special use permit shall be issued to the property owner as listed on the tax records of the county or to the person/entity that has been authorized by the property owner via the special use permit application, herein referred to as the permit holder. When the ownership of any property, which has a special use permit for a bar, is transferred to a new owner by sale or other means, the new owner shall sign and file with the office of the Director

of Planning and Development Services an acknowledgment of the rights, conditions and responsibilities of the special use permit prior to operation of the use under the permit. The acknowledgment shall be made on forms provided by the planning office.

(5) Any bar that has been issued a special use permit by the Board of Adjustment shall continue under the terms and conditions of the issued special use permit unless there is a modification or a revocation.

(6) In the BAR 2022 eligible area, no bar shall be located within a 500-foot radius of a bar as measured from the nearest lot line in accordance with the following. When a bar is located or to be located on a lot exclusive to itself, the measurement shall be from the perimeter lot line of the exclusive lot. When a bar is located or to be located in a separate structure exclusive to itself on a lot containing multiple uses, the measurement shall be from the perimeter lot line of the lot containing multiple uses. When a bar is located or to be located in a common structure with other uses such as a shopping center on a common lot, the measurement shall be from the perimeter lot line of the common lot.

(7) At the time of special use permit approval, a bar shall not be located within a 500-foot radius, including street right-of-ways, of (i) a conforming use single-family dwelling located in any district, or (ii) any single-family residential zoning district. The required measurement shall be from the building or structure containing the bar to the nearest single-family dwelling lot line or single-family residential zoning district boundary line. For purpose of this section, the term "single-family residential zoning district" shall include any RA20, R15S, R9S, R6S, and MRS district.

Section 2. That all ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 3: Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 4: That this ordinance shall become effective upon its adoption.

ADOPTED this 14th day of September, 2023.

P. J. Connelly, Mayor

ATTEST:

Valerie Shiuwegar, City Clerk
Doc. # 1183859

EXCERPT FROM THE ADOPTED PLANNING AND ZONING COMMISSION MINUTES (04/18/2023)

1. REQUEST INITIATED BY THE PLANNING AND ZONING COMMISSION TO AMEND THE ZONING ORDINANCE TO DELETE THE 500-FOOT SEPARATION REQUIREMENT FROM A "BAR" TO ANOTHER "BAR" EXCEPT IN THE "BAR 2022" ELIGIBLE AREA.
2. REQUEST INITIATED BY THE PLANNING AND ZONING COMMISSION TO AMEND THE ZONING ORDINANCE TO ADD A "MICROBREWERY" AND A "MICRODISTILLERY" AS A SPECIAL USE TO THE FOLLOWING DISTRICTS: CDF (DOWNTOWN COMMERCIAL FRINGE), CG (GENERAL COMMERCIAL) AND CH (HEAVY COMMERCIAL) AND ADD A "MICRODISTILLERY" AS A PERMITTED USE IN THE MUI (MIXED USE-INSTITUTIONAL) DISTRICT.

*One public hearing was held for both of these of these agenda items, but the Commission voted on the items separately.

Chantae Gooby, Chief Planner, presented for staff. At your last meeting, you voted on a few different items that were related to alcohol establishments. The first item is the request initiated by the Planning and Zoning Commission to amend the Zoning Ordinance to delete the 500-foot separation requirement from a "bar" to another "bar" except in the "BAR 2022" eligible area. Just to provide a little history, on January 12, 2023 at the City Council meeting, Council voted on a motion to ask the Commission for additional feedback on potentially adding more locations for a "BAR 2022" along with potential changes to the separation distances dealing with residences and places of worship. On February 21, 2023, this Commission made a motion to initiate a text amendment to delete the portion of the "500-foot rule" that requires a 500-foot separation from a "bar" to another "bar". In keeping with Council's decision in January, 2023 to only allow the "BAR 2022" use in the Uptown area (see the BAR 2022 Eligible Area map) without a separation requirements, this text amendment will not apply to the "BAR 2022" eligible area as to not conflict with Council's previous action. Item Number Four (item #2) is a request by the Planning and Zoning Commission to amend the Zoning Ordinance to add a "microbrewery" and a "micro distillery" as a special use to the following districts: CDF (Downtown Commercial Fringe), CG (General Commercial) and CH (Heavy Commercial) and add a "micro distillery" as a permitted use in the MUI (Mixed Use-Institutional) district. Lastly, on March 21, 2023, this commission made a motion to allow a microbrewery and micro distillery in the same zoning districts as bars. Staff added the MUI district.

Microbreweries are already permitted in MUI. It's a special use in CD. This amendment adds districts that allow bars. For microdistilleries, this amendment adds MUI and additional districts that also allow bars.

Chair Faison asked are bars permitted in the MUI district.

Ms. Gooby stated no.

In staff's opinion, the requests are in compliance with the Horizons 2026: Greenville's Community Plan Chapter 4, Growing the Economic Hub, Goal 4.3 A Stable & Resilient Economy. *Policy 4.3.1 Modernize and Diversify Local Economy. Support the growth of a variety of employment opportunities and businesses that diversify Greenville's economy and provide workers with a range of skill sets and training. Encourage business growth within incorporated areas to expand and diversify Greenville's tax base.* Therefore, staff recommends approval of both requests.

Chair Faison opened the public meeting.

No one spoke in favor of the request.

No one spoke in opposition of the request.

Chair Faison closed public hearing.

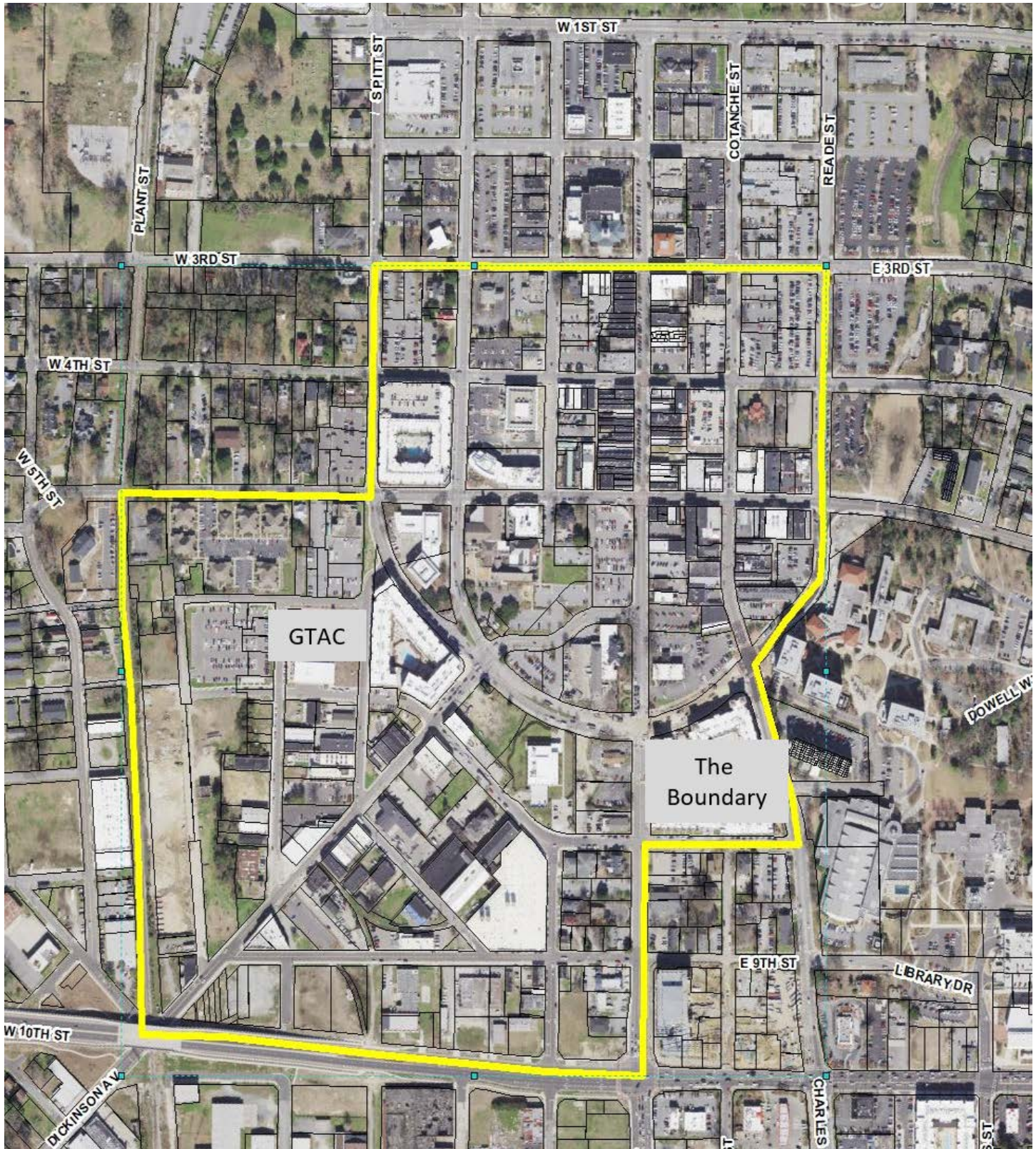
Item 1

Motion made by Mr. Collins, seconded by Mr. Joyner, to recommend approval of the proposed amendment, to advise that it is consistent with the comprehensive plan and to adopt the staff report which addresses plan consistency and other matters. Motion passed unanimously.

Item 2

Motion made by Mr. Joyner, seconded by Mr. Collins, to recommend approval of the proposed amendment, to advise that it is consistent with the comprehensive plan and to adopt the staff report which addresses plan consistency and other matters. Motion passed unanimously.

BAR 2022 ELIGIBLE AREA





City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item: Approval of the Draft 2022 Consolidated Annual Performance and Evaluation Report (CAPER)

Explanation: The City of Greenville is an entitlement community of the federally funded CDBG and HOME programs. Traditionally, an Annual Action Plan is due to the U.S. Department of Housing and Urban Development (HUD) in the spring outlining the projects that will begin during the fiscal year beginning July 1st. HUD mandates that the entitlement community summarize activities completed during the fiscal year and assess the effectiveness of those programs. All activities must be classified under a potential project in the 5-year Consolidated Plan. The Consolidated Annual Performance Evaluation Report (CAPER) is an overview of the City's accomplishments for the previous program year. It details funding sources, expended resources, and outcomes. The report is to be submitted to HUD by September 30, 2023.

Fiscal Note: For the 2022 program year, the City of Greenville expended from CDBG and HOME \$1,093,954.28 and \$1,070,233.24, respectively.

Recommendation: Following the public hearing, staff recommends City Council approve the 2022 Consolidated Annual Performance and Evaluation Report (CAPER) and grant authority for the City Manager and/or her designee to execute all documents for its submission to the US Department of Housing and Urban Development.

ATTACHMENTS

[COG-_1185404-v1-DRAFT_2022_CAPER_FINAL.pdf](#)



CITY OF GREENVILLE, NC DRAFT 2022-2023 CAPER

Public Comment Period August 21, 2023- September 14, 2023

Introduction

The document that follows is the DRAFT Consolidated Annual Performance and Evaluation Report (CAPER) for the City of Greenville, North Carolina for the period of July 1, 2022- June 30, 2023. The CAPER reports the City of Greenville’s use of federal entitlement funds and the number of demographics of the individuals served with federal Community Development Block Grant (CDBG) and HOME Investment Partnership funds during the plan year. HUD requires that cities receiving federal housing and community development funds submit this report every September.

This CAPER is the fifth and final year report of accomplishments within Greenville’s Five Year Consolidated Plan, 2018-2022. The Citizen Participation Plan requires the opportunity for public comment on the CAPER before submitting it to HUD.

CR-10 - Racial and Ethnic composition of families assisted

Describe the families assisted (including the racial and ethnic status of families assisted).

91.520(a)

	CDBG	HOME
White	238	0
Black or African American	512	2
Asian	3	0
American Indian or American Native	5	0
Multi	17	
Native Hawaiian or Other Pacific Islander	0	0
Total	775	2
Hispanic	14	0
Not Hispanic	761	2

Table 1 – Table of assistance to racial and ethnic populations by source of funds

Narrative

CDBG and HOME funds made it possible to assist 777 families. The majority of program beneficiaries self-reported as Black or African American families assisted. The City works to support all qualifying families within city limits, as affordable housing and non-housing community development programs are available to all residents regardless of race or ethnic background.

CR-15 - Resources and Investments 91.520(a)

Identify the resources made available

Source of Funds	Source	Resources Made Available	Amount Expended During Program Year
CDBG	public - federal	\$1,022,291	\$781,549.96
HOME	public - federal	\$548,644	\$125,692.87
HOPWA		0	0
CDBG-CV		\$1,164,559	\$789,701.39

Table 2 - Resources Made Available

Narrative

CDBG funds were utilized for owner-occupied rehabilitation, non-profit support grants, and related administrative costs. HOME funds were utilized for down payment assistance, assistance for the construction for affordable rental units and related administrative costs. CDBG-CV was utilized to support local non-profits organizations impacted by the pandemic.

Program income is generated from loan repayment and property sales, then reinvested in the community through other activities. During the 2022 year, CDBG generated \$36,592.93 in program income and HOME generated \$11,570.64 from loan repayment.

Identify the geographic distribution and location of investments

Target Area	Planned Percentage of Allocation	Actual Percentage of Allocation	Narrative Description
West Greenville	75	37	All CDBG/HOME programs are distributed citywide. Expanding income limits in West Greenville is an attempt to broaden participation in this project area. Because programs are available on a first-come, first-served basis, there are some limits to directing funds into particular neighborhoods. Upcoming developments will create more opportunity in West Greenville.

Table 3 – Identify the geographic distribution and location of investments

Narrative

The City's concentrated efforts are in the West Greenville Redevelopment Area. The area is bounded by the Tar River to the north, Greene Street to the east, the 10th Street Connector to the south, and Memorial Drive to the west. The following activities are being carried out while addressing the needs in those areas: Housing assistance through rehabilitation and down payment assistance. Three of eight owner-occupied homes that underwent construction were rehabilitated in the West Greenville Redevelopment Area. There were two down payment assistance subsidies that supported first-time homebuyers, all within the West Greenville neighborhood.

Leveraging

Explain how federal funds leveraged additional resources (private, state and local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.

The City maximizes opportunities to address housing and community development needs by leveraging additional resources to:

1. Provide energy efficiency improvements to owner-occupied homes;
2. Provide down payment assistance to homebuyers in priority areas;
3. Support administrative costs of program delivery;
4. Support victims of natural disasters.

Several City-owned, vacant lots are leased by citizens and civic organization to create community gardens to increase access to healthy, affordable food and to support ongoing neighborhood revitalization.

Infrastructure improvements supporting a North Carolina Housing Finance Agency tax-credit project is underway through a grant from the NC Office of Resiliency and Recovery. These projects create affordable housing for low- and moderate-income renters.

Fiscal Year Summary – HOME Match	
1. Excess match from prior Federal fiscal year	\$1,668,970
2. Match contributed during current Federal fiscal year	\$328,695
3 .Total match available for current Federal fiscal year (Line 1 plus Line 2)	\$1,997,665.00
4. Match liability for current Federal fiscal year	\$151,980.50
5. Excess match carried over to next Federal fiscal year (Line 3 minus Line 4)	\$1,845,684.50

Table 4 – Fiscal Year Summary - HOME Match Report

Minority Business Enterprises and Women Business Enterprises – Indicate the number and dollar value of contracts for HOME projects completed during the reporting period						
	Total	Minority Business Enterprises				White Non-Hispanic
		Alaskan Native or American Indian	Asian or Pacific Islander	Black Non-Hispanic	Hispanic	
Contracts						
Number	3					3
Dollar Amount	\$1,038,744.06					\$1,038,744.06
Sub-Contracts						
Number						
Dollar Amount						
	Total	Women Business Enterprises	Male			
Contracts						
Number	3		3			
Dollar Amount	\$1,038,744.06		\$1038744.06			
Sub-Contracts						
Number						
Dollar Amount						

Table 5 - Minority Business and Women Business Enterprises

CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

	One-Year Goal	Actual
Number of Homeless households to be provided affordable housing	240	162
Number of Non-Homeless households to be provided affordable housing units	10	10
Total	250	162

Table 6 – Number of Households

	One-Year Goal	Actual
Number of households supported through The Production of New Units	186	180*
Number of households supported through Rehab of Existing Units	10	10
Total	196	190

Table 7 – Number of Households Supported

*These units are under construction

Discuss the difference between goals and outcomes and problems encountered in meeting these goals.

During the 2022 program year, funds were made available for rental development. The rental development project, Arlington Trace, has been initiated and will provide 180 units to support victims of domestic violence, individuals at risk of homelessness, veterans, and rent rates will remain affordable for families who make up to 60 percent of the county's area median income. Staff is assessing opportunity to create a new project for rental housing. The rehabilitation of existing units continues to be a stable means to provide affordable housing in the community. The potential for acquisition of property to expand the impact in Lincoln Park will remain in the budget. Both of these new affordable housing projects are expected to be realized in the upcoming program year.

Discuss how these outcomes will impact future annual action plans.

While not all outcomes were met, the planning process continues in an effort to meet expectations during the 5-year planning period. The realization of new rental units is expected to become available in the upcoming program year.

Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.

Number of Households Served	CDBG Actual	HOME Actual
Extremely Low-income	502	0
Low-income	113	2
Moderate-income	128	0
Total	743	2

Table 8 – Number of Households Served

The City is committed to its expectation of at least 70% of funds benefiting low- and moderate-income individuals and families. Roughly 97% of all beneficiaries during the 2022 program year were within these income categories.

CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)

Evaluate the jurisdiction's progress in meeting its specific objectives for reducing and ending homelessness through:

The City of Greenville primarily reduced the risk of homelessness through sub-recipient grants made available to Community Crossroads Center to assess housing needs for residents.

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

The partnership between the City and Community Crossroads, through the sub-recipient program, is the most direct means of assessing and addressing homeless individuals' needs. The VI-SPDT assessment aids in determining severity and type of needs to be addressed. Funding for administration of that assessment is covered, in part, by CDBG.

CR-30 - Public Housing 91.220(h); 91.320(j)

Actions taken to address the needs of public housing

There are four public housing authority managing agencies in the Pitt County area, which include Greenville Housing Authority with a total of 714 units; Mid-East Commission which manages a total of 135 units in three towns; Farmville Housing Authority which manages 174 units; and Ayden Housing Authority which manages 175 units. Each of the aforementioned public housing authorities receive federal funds to modernize and repair public housing units.

Actions taken to encourage public housing residents to become more involved in management and participate in homeownership

During 2022-2023, the City of Greenville Planning and Development Services Department's Housing Division continued in partnership with the Greenville Housing Development Corporation, a non-profit extension of the Greenville Housing Authority, to participate in homebuyer counseling and financial literacy courses.

Actions taken to provide assistance to troubled PHAs

None of the public housing authorities in Pitt County have been designated as "troubled" agencies or otherwise performing poorly.

CR-40 - Monitoring 91.220 and 91.230

Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

The Housing Division conducts formal monitoring of its CDBG and HOME grant programs annually. The monitoring visits consist of reviewing programmatic procedures to ensure that each grant program's regulations defined in the Code of Federal Regulations and the scope of work described in the Subrecipient Agreement are met. General Financial and accounting procedures are also reviewed in accordance with applicable Office of Management and Budget circulars.

If a finding or concern is identified as a result of the monitoring, technical assistance is provided in order for the agency to correct the deficiency. If deficiencies persist, reimbursement of funds may be suspended and/or the subrecipient could jeopardize future funding opportunities.

The City of Greenville ensures that all monitoring letters detail specific time frames for monitoring response and the corrective actions that need to be taken. Additionally, the City will impose sanctions if the corrective actions are not taken within the specified time frame. Furthermore, staff coordinates a quarterly monitoring schedule.

Citizen Participation Plan 91.105(d); 91.115(d)

Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.

The "Notice of Availability" of the CAPER for review and to receive public comments was published in the local paper on August 22, 2023.

The CAPER was made available for review for a period of at least 15 days. Also, the "Notice of Public Hearing" to receive public comments at the City Council meeting was published in "The Daily Reflector" on August 22 and September 14, 2023. The public hearing is scheduled for City Council on September 14, 2023.

CR-50 - HOME 91.520(d)

Include the results of on-site inspections of affordable rental housing assisted under the program to determine compliance with housing codes and other applicable regulations

Please list those projects that should have been inspected on-site this program year based upon the schedule in §92.504(d). Indicate which of these were inspected and a summary of issues that were detected during the inspection. For those that were not inspected, please indicate the reason and how you will remedy the situation.

Provide an assessment of the jurisdiction's affirmative marketing actions for HOME units. 92.351(b)

Refer to IDIS reports to describe the amount and use of program income for projects, including the number of projects and owner and tenant characteristics.

Program income is used to reinvest into the community through owner-occupied rehabilitation

Describe other actions taken to foster and maintain affordable housing. 91.220(k) (STATES ONLY: Including the coordination of LIHTC with the development of affordable housing). 91.320(j)

N/A



City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item: Resolution authorizing an application to the Federal Transit Administration (FTA) for a Section 5307 FY 21 funding cycle grant for federal operating and capital assistance for Greenville Area Transit (GREAT)

Explanation: Each year, the City relies upon FTA funding to help support the operating and capital needs of the Greenville Area Transit (GREAT) system. Obtaining this funding requires a public hearing to receive comments on the proposed grant application and adoption of a resolution approving the grant request and authorizing the filing and execution of the application for these federal funds.

Attached for City Council consideration is a resolution authorizing the filing and execution of a federal grant application for operating and capital funds designated for the City of Greenville to assist with the operations of the Greenville Area Transit (GREAT) system. The grant funding supports transit systems that are open to the public in areas with populations between 50,000 and 200,000. The federal funds are available to reimburse the City for 50% of the operating expenses and 80% of the preventive maintenance, ADA, and capital expenditures.

The fiscal year 2021 and 2022 funding allocations are available for application. GREAT has delayed applying for the FY 21 and FY 22 funding due to the utilization of CARES and other funding sources for the past few years during the pandemic. Thus, two years of 5307 funding are being applied for at one time.

The City Council has previously authorized the City Manager to file and execute all Section 5307 grant applications. Once City Council adopts the attached resolution, the City Manager will file and execute the two applications.

Fiscal Note: The total amount of the allocation for FY 21 is \$1,880,993. Maximum matching funds are estimated at \$1,220,248. State funds are also contributed towards the operation of the GREAT Transit system. It is expected that the contribution from NCDOT will be approximately \$475,000. The total local match required would be approximately \$745,000. These funds are included in the City's Fiscal Year 2023-2024 budget. FY 21 funding will be utilized for ADA, preventative maintenance, and operating expenses.

Recommendation: Conduct a public hearing to receive comments on the proposed grant application and adopt the attached resolution approving the grant request and authorizing the filing and execution of the applications for these federal funds

ATTACHMENTS

- [RESOLUTION 5307 FY21 CC AGENDA 9-14-23 MEETING.pdf](#)
- [GREAT TRANSIT SYSTEM FY21 5307 GRANT PROGRAM OF PROJECTS.pdf](#)

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION TO THE
FEDERAL TRANSIT ADMINISTRATION FOR A SECTION 5307 FISCAL YEAR 2021
FUNDING CYCLE FEDERAL GRANT FOR OPERATING AND CAPITAL ASSISTANCE
FOR GREENVILLE AREA TRANSIT

WHEREAS, the Federal Transit Administration has been delegated authority to award Federal financial assistance for a transportation project;

WHEREAS, the contract for financial assistance will impose certain obligations upon the Applicant, including the provision by the Applicant of the local share of the project cost;

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964 as amended, that the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U. S. Department of Transportation requirements thereunder; and

WHEREAS, the Applicant has or will provide all annual certifications and assurances to the Federal Transit Administration required for the project;

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized to the fullest extent possible in connection with this project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA:

1. That the City Manager is authorized to execute and file applications on behalf of the City of Greenville with the Federal Transit Administration and the North Carolina Department of Transportation to aid in the financing of planning, capital, and/or operating assistance projects authorized by 49 U.S.C. Chapter 53, Title 23, United States Code, and other Federal and State Statutes authorizing a project administered by the Federal Transit Administration and/or the North Carolina Department of Transportation.
2. That the City Manager is authorized to execute and file the Federal Transit Administration Annual Certifications, Assurances, Title VI Program Plan, and other documents that may be required before awarding a Federal assistance grant or cooperative agreement to the City of Greenville.
3. That the City Manager is authorized to submit additional information as the Federal Transit Administration or the North Carolina Department of Transportation may require in connection with the intent of this Resolution.
4. That the City Manager is authorized to execute grant and cooperative agreements with the Federal Transit Administration and the North Carolina Department of Transportation on behalf of the City of Greenville for the fulfillment of the transactions contemplated by this

Resolution, and set forth and execute affirmative minority business policies in connection with the projects.

5. That all actions and doings of officers, employees and agents of the City, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described, are in all aspects ratified, approved and confirmed.
6. Any prior resolutions or parts thereof of the Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

ADOPTED this the 14th day of September, 2023.

P. J. Connelly, Mayor

ATTEST:

Valerie Shiuwegar, City Clerk



**Transit System FY 21 5307 Grant
Program of Projects**

	Federal Share	Local Share	Total
<i>Capital (80/20 split)</i>			
ADA	\$350,000	\$87,500	\$437,500
Preventive Maintenance	\$530,993	\$132,748	\$663,741
<i>Operating (50/50 split)</i>			
Operating	\$1,000,000	\$1,000,000	\$2,000,000
Grand Total	\$1,880,993	\$1,220,248	\$3,101,241
Total Local Share		\$1,220,248	
State Allocation (SMAP)		<u>\$475,000 (approx.)</u>	
City Share		<u><u>\$745,248</u></u>	



City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item: Resolution authorizing an application to the Federal Transit Administration (FTA) for a Section 5307 FY 22 funding cycle grant for federal capital assistance for Greenville Area Transit (GREAT)

Explanation: Each year, the City relies upon FTA funding to help support the operating and capital needs of the Greenville Area Transit (GREAT) system. Obtaining this funding requires a public hearing to receive comments on the proposed grant application and adoption of a resolution approving the grant request and authorizing the filing and execution of the application for these federal funds.

Attached for City Council consideration is a resolution authorizing the filing and execution of a federal grant application for capital funds designated for the City of Greenville to assist with the operations of the Greenville Area Transit (GREAT) system. The grant funding supports transit systems that are open to the public in areas with populations between 50,000 and 200,000. The federal funds are available to reimburse the City for 50% of the operating expenses and 80% of the preventive maintenance, ADA, and capital expenditures. The fiscal year 2021 and 2022 funding allocations are available for application. GREAT has delayed applying for the FY 21 and FY 22 funding due to the utilization of CARES and other funding sources for the past few years during the pandemic. Thus, two years of 5307 funding are being applied for at one time.

The City Council has previously authorized the City Manager to file and execute all Section 5307 grant applications. Once City Council adopts the attached resolution, the City Manager will file and execute the two applications.

Fiscal Note: The total amount of the allocation for FY 22 is \$2,425,699. Maximum matching funds are estimated at \$606,425. These funds are included in the City's Fiscal Year 2023-2024 budget. FY 22 funding will be utilized for the purchase of rolling stock (buses) and video surveillance equipment for the buses.

Recommendation: Conduct a public hearing to receive comments on the proposed grant application and adopt the attached resolution approving the grant request and authorizing the filing and execution of the applications for these federal funds.

ATTACHMENTS

[RESOLUTION 5307 FY22 CC AGENDA 9-14-23 DOC #1185205.pdf](#)

GREAT TRANSIT SYS. FY22 5307 GRANT PROGRAM PROJECTS.pdf

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION TO THE
FEDERAL TRANSIT ADMINISTRATION FOR A SECTION 5307 FISCAL YEAR 2022
FUNDING CYCLE FEDERAL GRANT FOR OPERATING AND CAPITAL ASSISTANCE
FOR GREENVILLE AREA TRANSIT

WHEREAS, the Federal Transit Administration has been delegated authority to award Federal financial assistance for a transportation project;

WHEREAS, the contract for financial assistance will impose certain obligations upon the Applicant, including the provision by the Applicant of the local share of the project cost;

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964 as amended, that the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U. S. Department of Transportation requirements thereunder; and

WHEREAS, the Applicant has or will provide all annual certifications and assurances to the Federal Transit Administration required for the project;

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized to the fullest extent possible in connection with this project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA:

1. That the City Manager is authorized to execute and file applications on behalf of the City of Greenville with the Federal Transit Administration and the North Carolina Department of Transportation to aid in the financing of planning, capital, and/or operating assistance projects authorized by 49 U.S.C. Chapter 53, Title 23, United States Code, and other Federal and State Statutes authorizing a project administered by the Federal Transit Administration and/or the North Carolina Department of Transportation.
2. That the City Manager is authorized to execute and file the Federal Transit Administration Annual Certifications, Assurances, Title VI Program Plan, and other documents that may be required before awarding a Federal assistance grant or cooperative agreement to the City of Greenville.
3. That the City Manager is authorized to submit additional information as the Federal Transit Administration or the North Carolina Department of Transportation may require in connection with the intent of this Resolution.
4. That the City Manager is authorized to execute grant and cooperative agreements with the Federal Transit Administration and the North Carolina Department of Transportation on behalf of the City of Greenville for the fulfillment of the transactions contemplated by this

Resolution, and set forth and execute affirmative minority business policies in connection with the projects.

5. That all actions and doings of officers, employees and agents of the City, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described, are in all aspects ratified, approved and confirmed.
6. Any prior resolutions or parts thereof of the Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

ADOPTED this the 14th day of September, 2023.

P. J. Connelly, Mayor

ATTEST:

Valerie Shiuwegar, City Clerk



**Transit System FY 22 5307 Grant
Program of Projects**

	Federal Share	Local Share	Total
<i>Capital (80/20 split)</i>			
Rolling Stock	\$2,425,699	\$606,425	\$3,032,124
City Share		<u>\$606,425</u>	



City of Greenville, North Carolina

Meeting Date: 09/14/2023

Title of Item: Resolution of the Historic Preservation Commission Requesting an Increase in Funding for the Façade Improvement Grant (FIG) Program

Explanation: The Historic Preservation Commission (HPC) passed a resolution at its July 25, 2023 meeting requesting the City Council to increase funding for the Façade Improvement Grant (FIG) program. A copy of the resolution is attached.

In accordance with the City's Boards and Commissions policy, HPC's resolution was forwarded to the City Manager and City Clerk, who shared the resolution with the City Council.

Council Member Monica Daniels requested that this item be placed on the September City Council agenda for discussion.

Fiscal Note: Cost of requested change depends on Council action. HPC's request is to increase the funding from \$20,000 to \$110,000.

Recommendation: Discuss the resolution as requested by Council Member Daniels

ATTACHMENTS

[7-25-2023 HPC Resolution Requesting Increase in FIG Funding.pdf](#)

RESOLUTION OF THE HISTORIC PRESERVATION COMMISSION OF THE CITY OF GREENVILLE REQUESTING THE CITY COUNCIL TO INCREASE FUNDING FOR THE FACADE IMPROVEMENT GRANT PROGRAM

WHEREAS, the Historic Preservation Commission of the City of Greenville (“the Commission”) is committed to safeguarding the heritage of the City of Greenville (“City”) by preserving the character and integrity of historic districts and local landmarks that embody important elements of the culture, history, architectural history, or prehistory while also promoting the use and conservation of such historic resources for the education, pleasure, and enrichments of the residents of the City and the State of North Carolina as a whole; and

WHEREAS, the City received a development grant in 1995 in the amount of \$50,000 from the State of North Carolina of which \$7,000 was appropriated to begin a Facade Improvement Grant (FIG) program; and

WHEREAS, in 1997 the Greenville City Council assigned the administration of the FIG program to the Commission with the goal of creating a National Register Historic District which would allow state and federal tax credits. That amount was enhanced by cash from Uptown Greenville in an effort to remove “slipcovers” covering the original facades of buildings in the commercial district. Later the amount of grant funding through the City Council was increased and stabilized in the amount of \$20,000 per year with a \$5,000 cap per qualifying facade. FIG guidelines, workshops, applications, and processes were established. The resulting return on the investment since that time has been approximately \$900 to \$1; and

WHEREAS, the cost of construction and repair has risen significantly since that time while the buildings have aged almost 30 years; and

WHEREAS, the January, 2023 FIG Workshop produced \$443,155 of qualified grant applications on important structures; and

WHEREAS, the total budget for those grants was \$20,000 resulting in 4 approved grant applications; and

WHEREAS, the Council raised the grant cap on March 6, 2023 to \$20,000 per grant reflecting the increase in construction costs since 1995; and

WHEREAS, Council desires a strong, vibrant, commercial community as stated in its planning documents.

NOW, THEREFORE, BE IT RESOLVED that the Historic Preservation Commission of the City of Greenville respectfully requests the City Council of the City of Greenville to increase grant funding to \$110,000.

Adopted this 25th day of July, 2023.

Andrew T. Morehead

Andrew Morehead, Chair
Historic Preservation Commission

ATTEST:

[Handwritten Signature]

Secretary