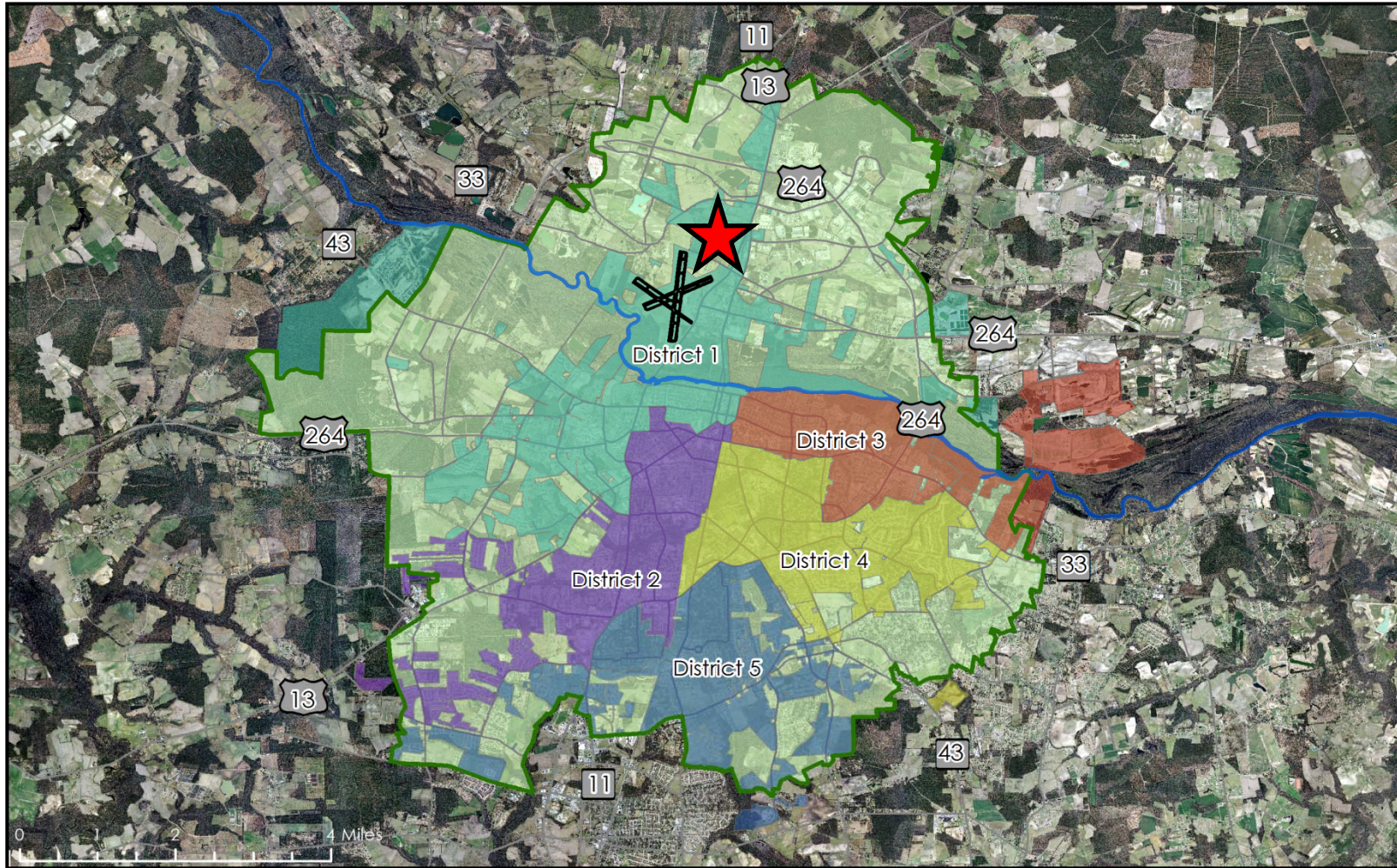


8.13.15

City Council Meeting

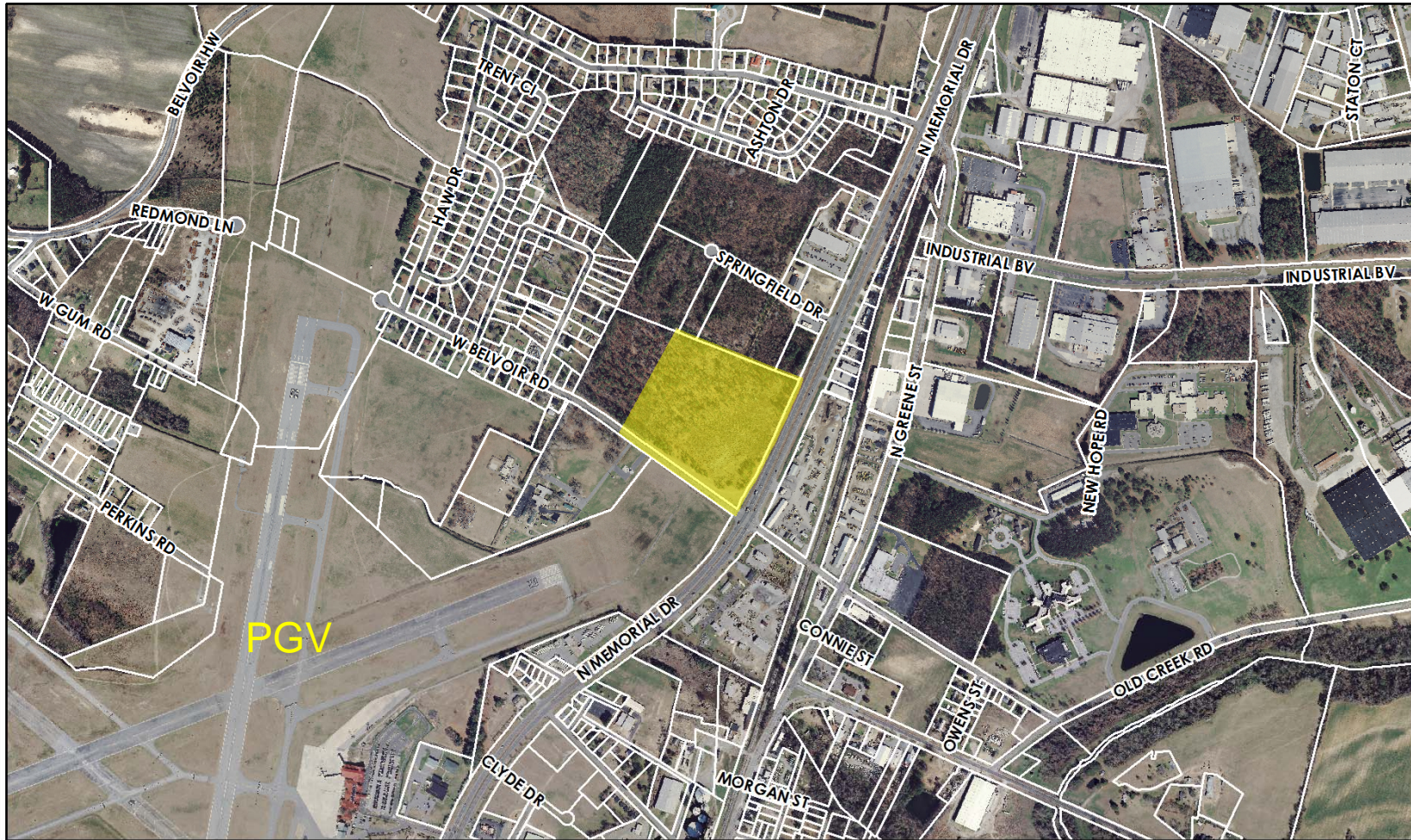
Item 2: Ordinance to amend the Future Land Use Plan Map and the Horizons: Greenville's Community Plan Focus Area (or commercial node) Map designation for the property located at the intersection of North Memorial Drive and West Belvoir Road from a "Neighborhood Focus Area" to a "Regional Focus Area"



Map Legend

- | | | |
|---|--|--|
|  Greenville's ETJ |  District 1 |  District 4 |
|  Pitt-Greenville Airport (PGV) |  District 2 |  District 5 |
|  Tar River |  District 3 | |





Map Legend

-  Land Parcels
-  Rezoning Site

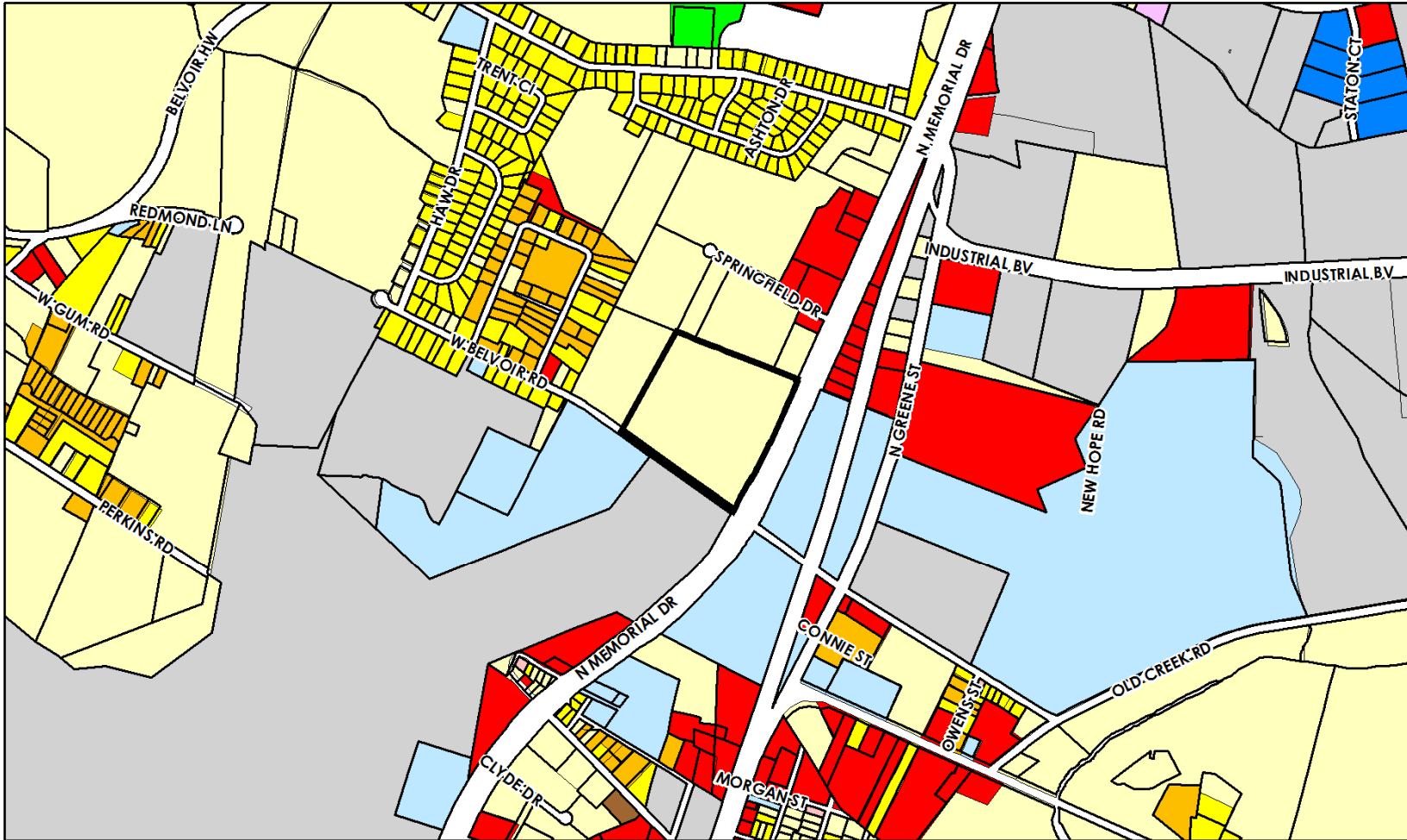


Find yourself in good company

N. Memorial Dr & W. Belvoir Rd



Find yourself in good company



Map Legend

 Land Parcels	 Cemetery	 Industrial	 Mobile Home	 Office	 Single Family
 Rezoning Site	 Commercial	 Institutional	 Mobile Home Park	 Public Parking	 Utility
	 Duplex	 Landfill	 Multi-Family	 Recreation	 Vacant

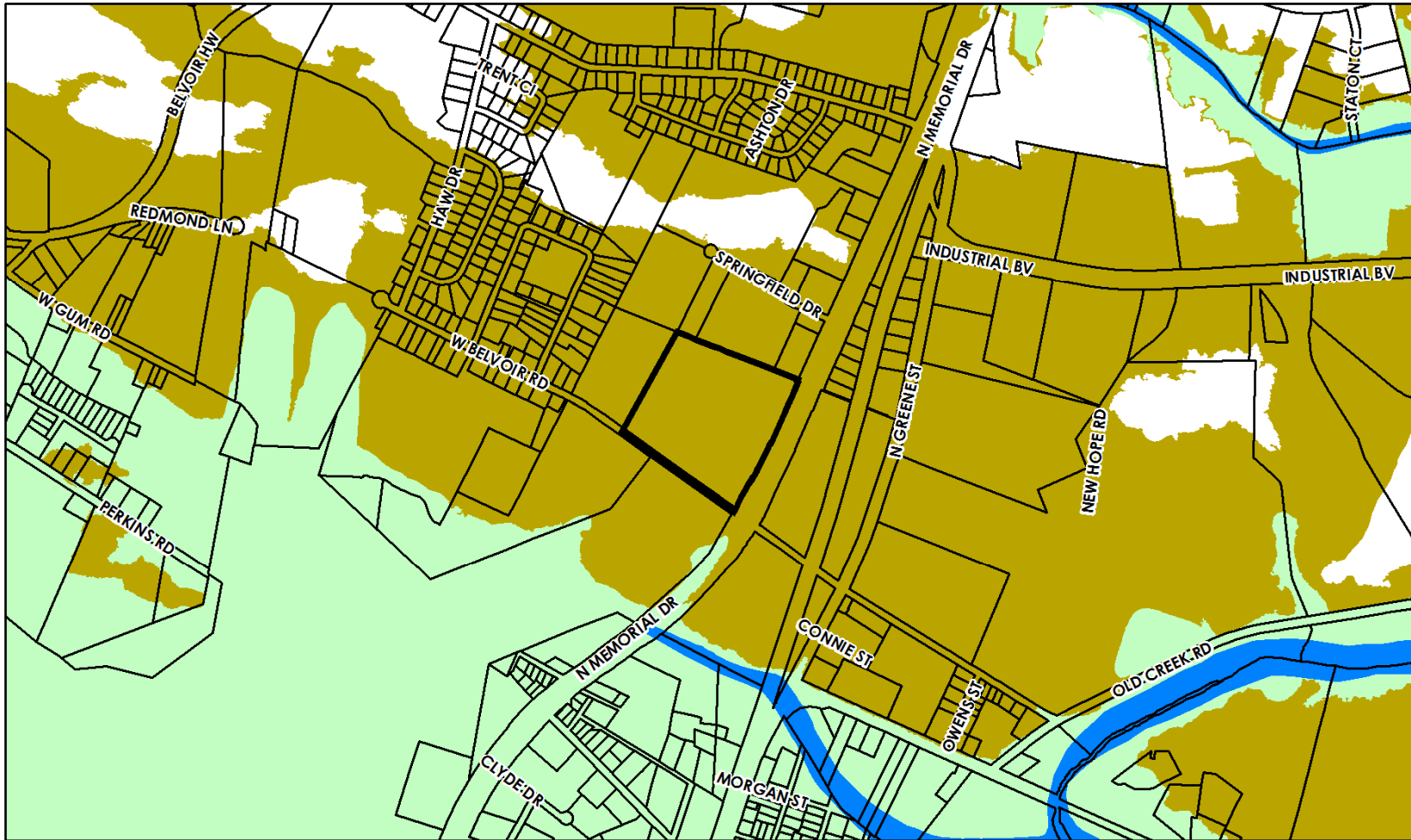










Legend

-  Rezoning Site
-  Industrial Area



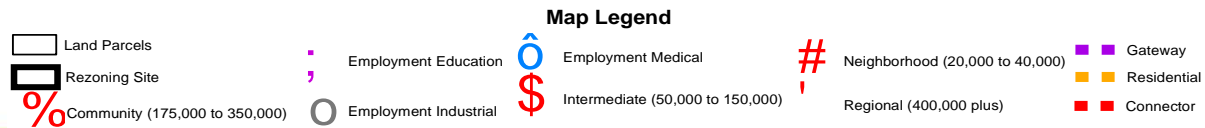
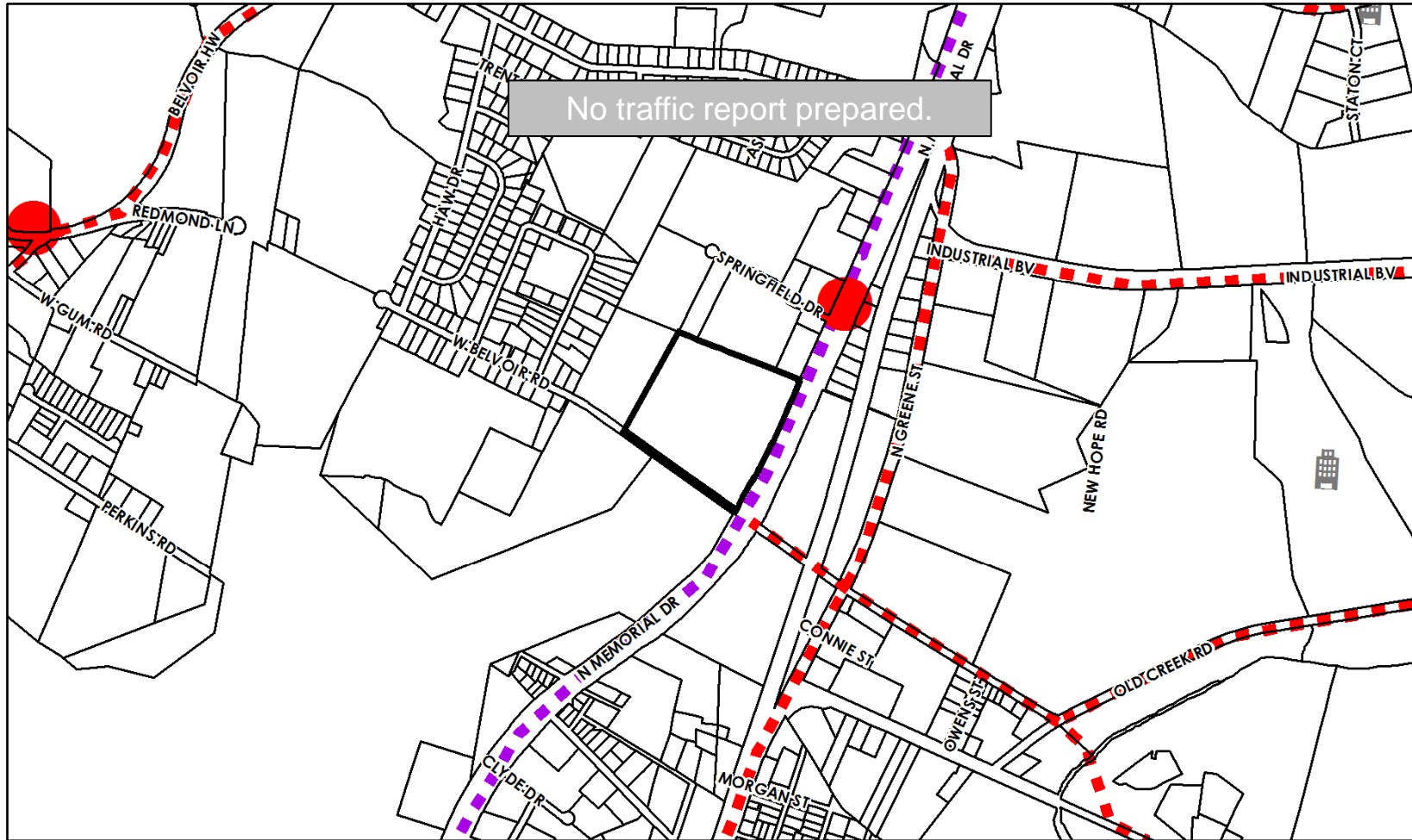


Legend

-  Rezoning Site
-  A = 100 yr
-  AEFW = Floodway
-  Land Parcels
-  AE = 100 yr
-  SHADED X = 500 yr

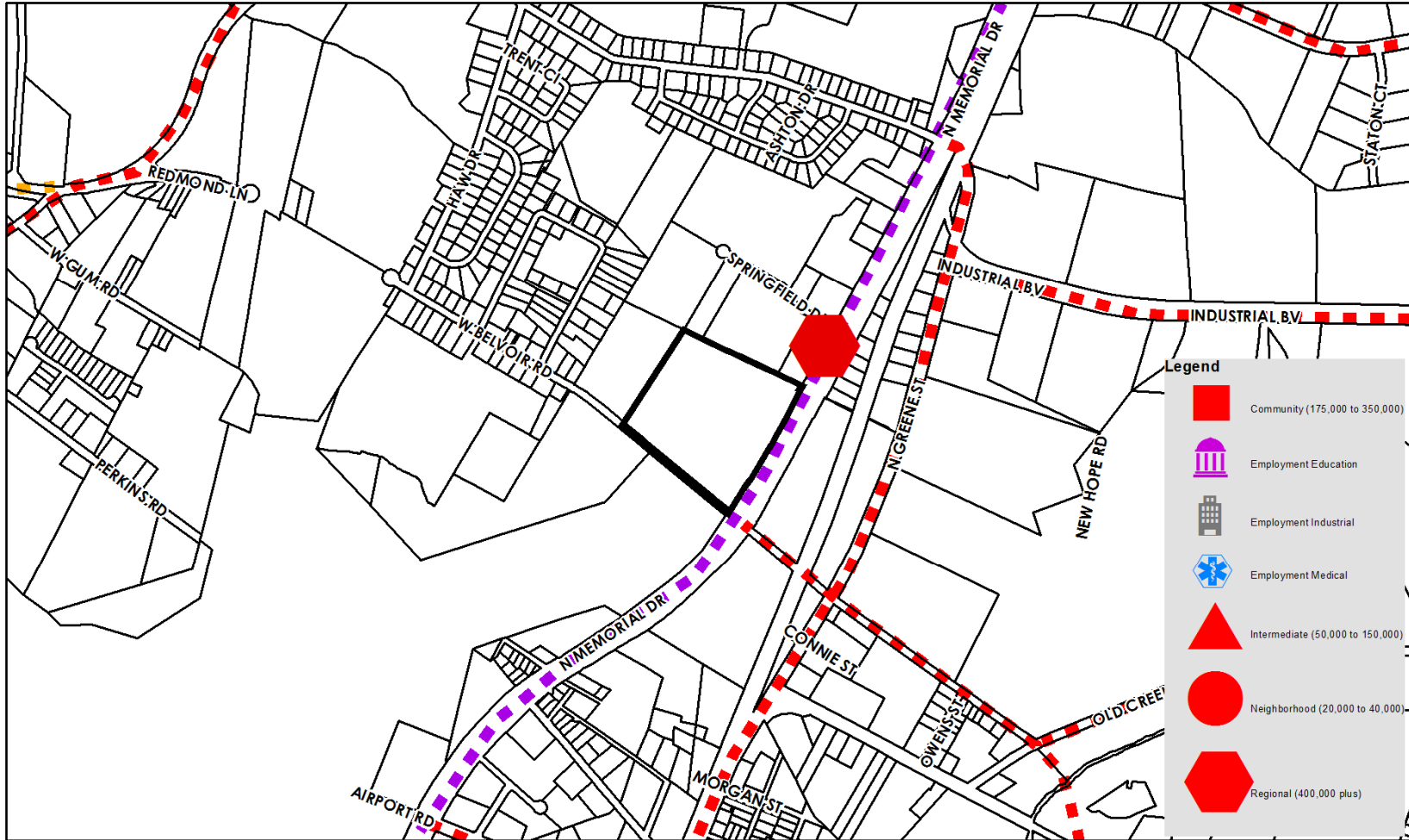


Corridor and Focus Area








Find yourself in good company

Corridor and Focus Area

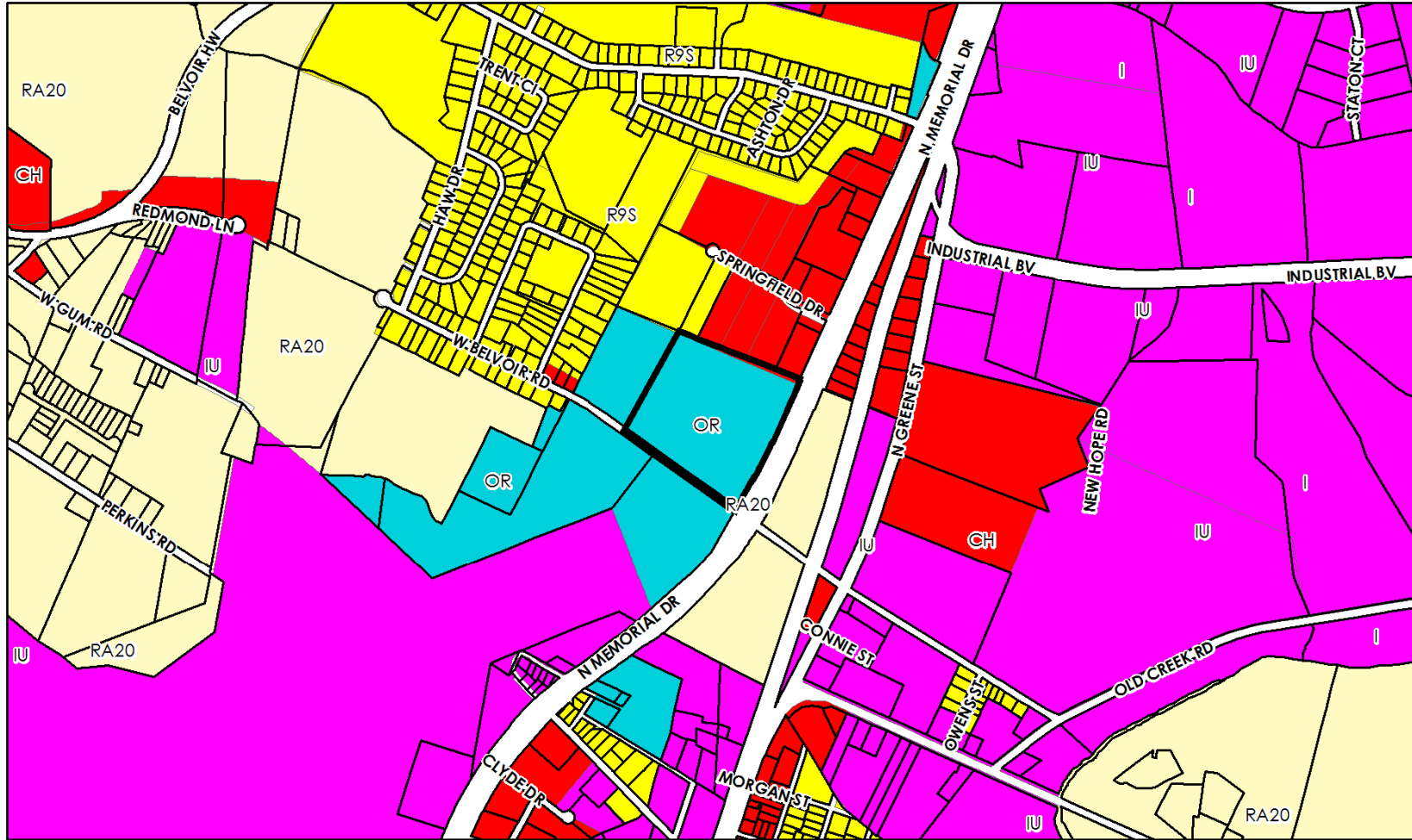


Map Legend

 Land Parcels	 Employment Education	 Employment Medical	 Neighborhood (20,000 to 40,000)	 Gateway
 Rezoning Site	 Employment Industrial	 Intermediate (50,000 to 150,000)	 Regional (400,000 plus)	 Residential
 Community (175,000 to 350,000)	 Employment Industrial	 Connector		



Find yourself in good company

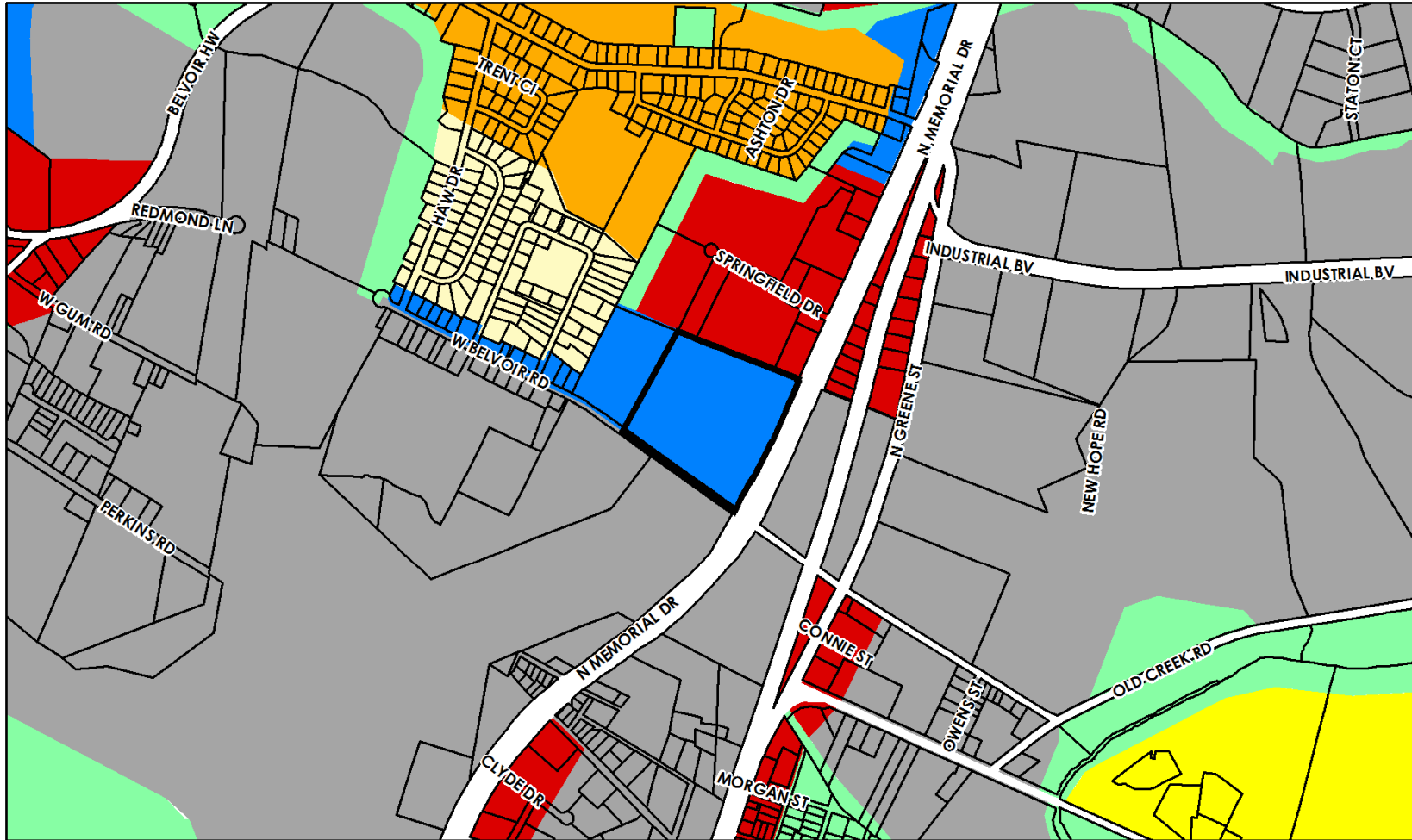


Map Legend

-  Land Parcels
-  Rezoning Site
-  Commercial
-  Industrial
-  Office & Institutional
-  Residential
-  Residential / Agricultural



Future Land Use Plan Map

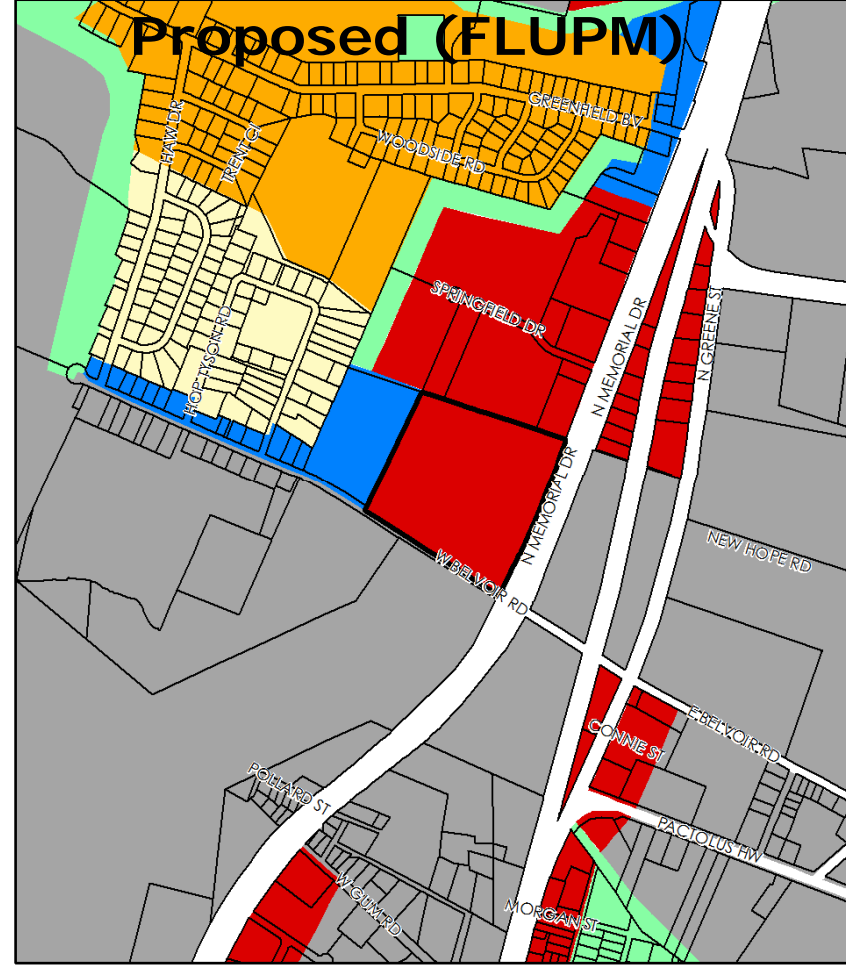
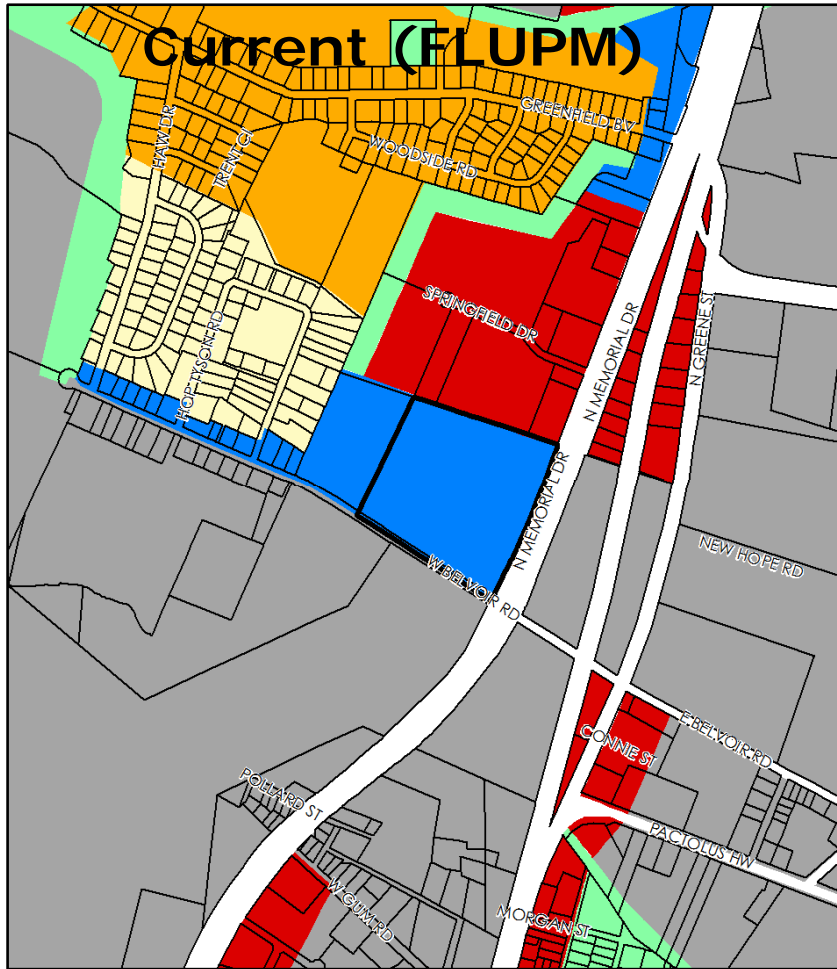


Map Legend

Land Parcels	Commercial	Medical Transition	High Density Residential	Very Low Density Residential
Rezoning Site	Mixed Use / Office / Institutional	Office / Institutional / Medical	Medium Density Residential	Conservation / Open Space
Industrial	Medical Core	Office / Institutional / Multi-Family	Low Density Residential	



Find yourself in good company



Map Legend

 Land Parcels	 Commercial	 Medical Transition	 High Density Residential	 Very Low Density Residential
 Rezoning Site	 Mixed Use / Office / Institutional	 Office / Institutional / Medical	 Medium Density Residential	 Conservation / Open Space
 Industrial	 Medical Core	 Office / Institutional / Multi-Family	 Low Density Residential	

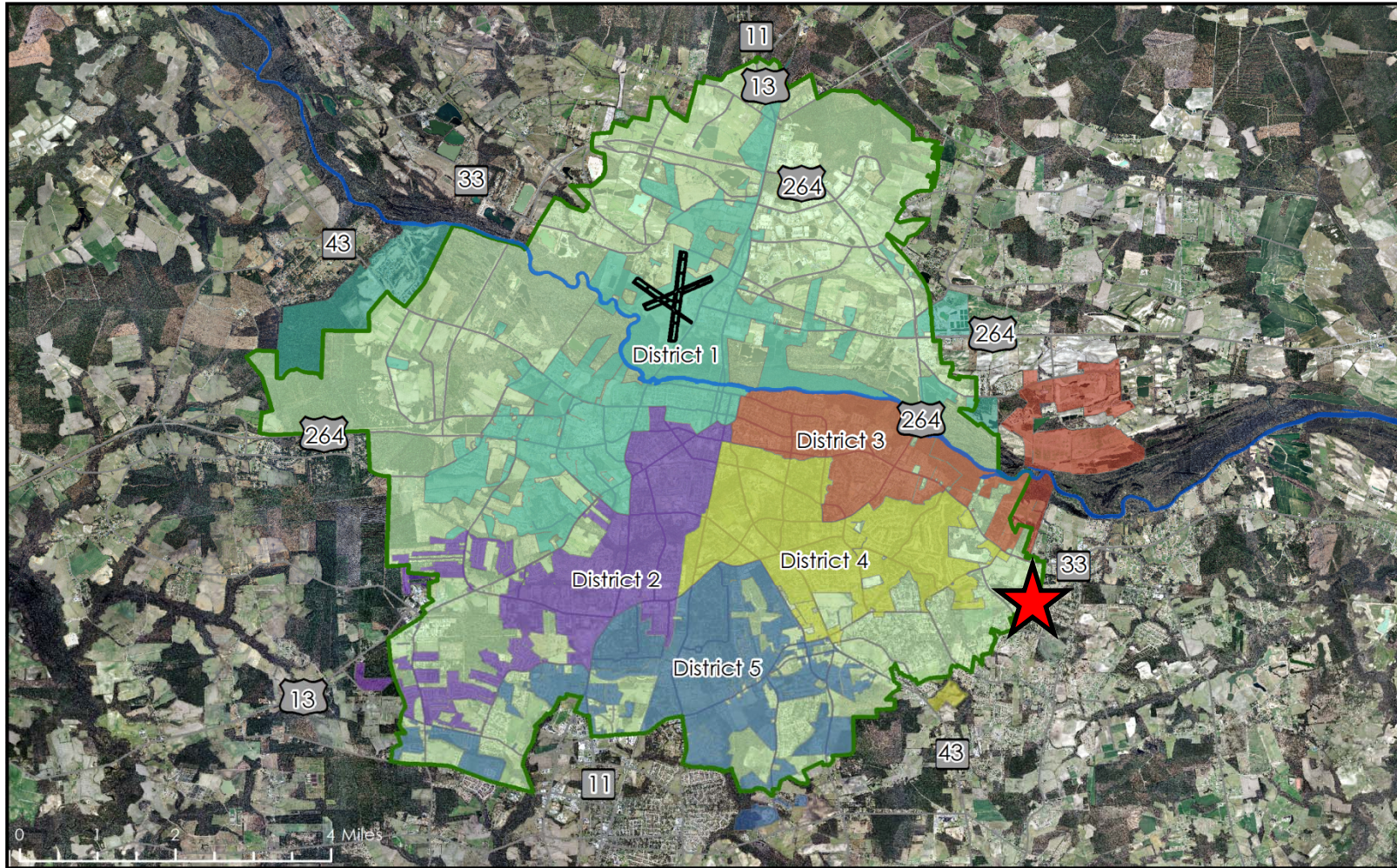


Staff Recommendation:

Staff recommends approval of the proposed amendment:

- changed conditions
- intents and objectives
- location
- desirable and sustainable land use

Item 3: Ordinance to annex Arbor Hills South, Phase 4, involving 4.2815 acres located 800 +/- feet west of Eastern Pines Road and 700 +/- feet north of L. T. Hardee Road

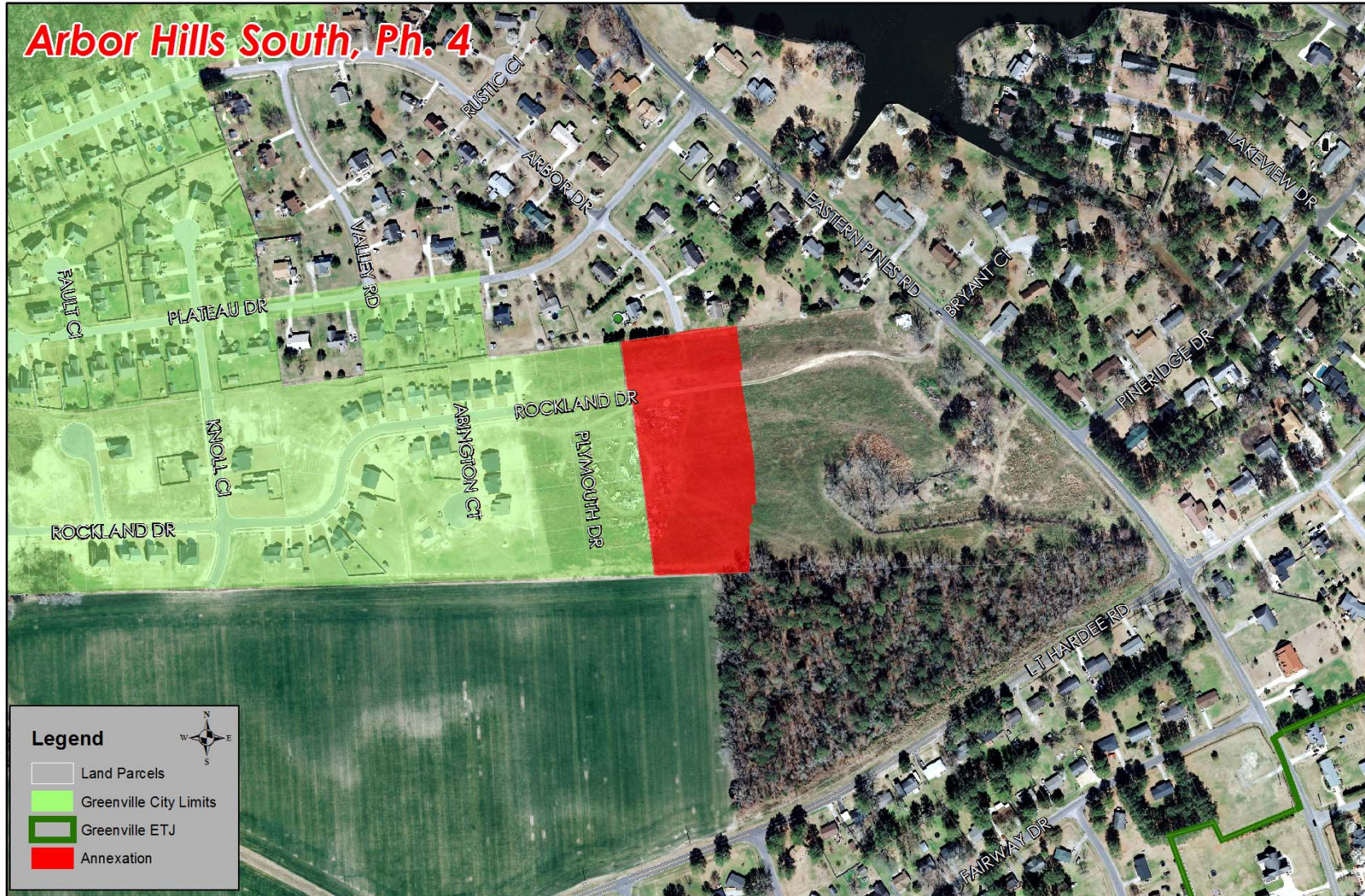


Map Legend

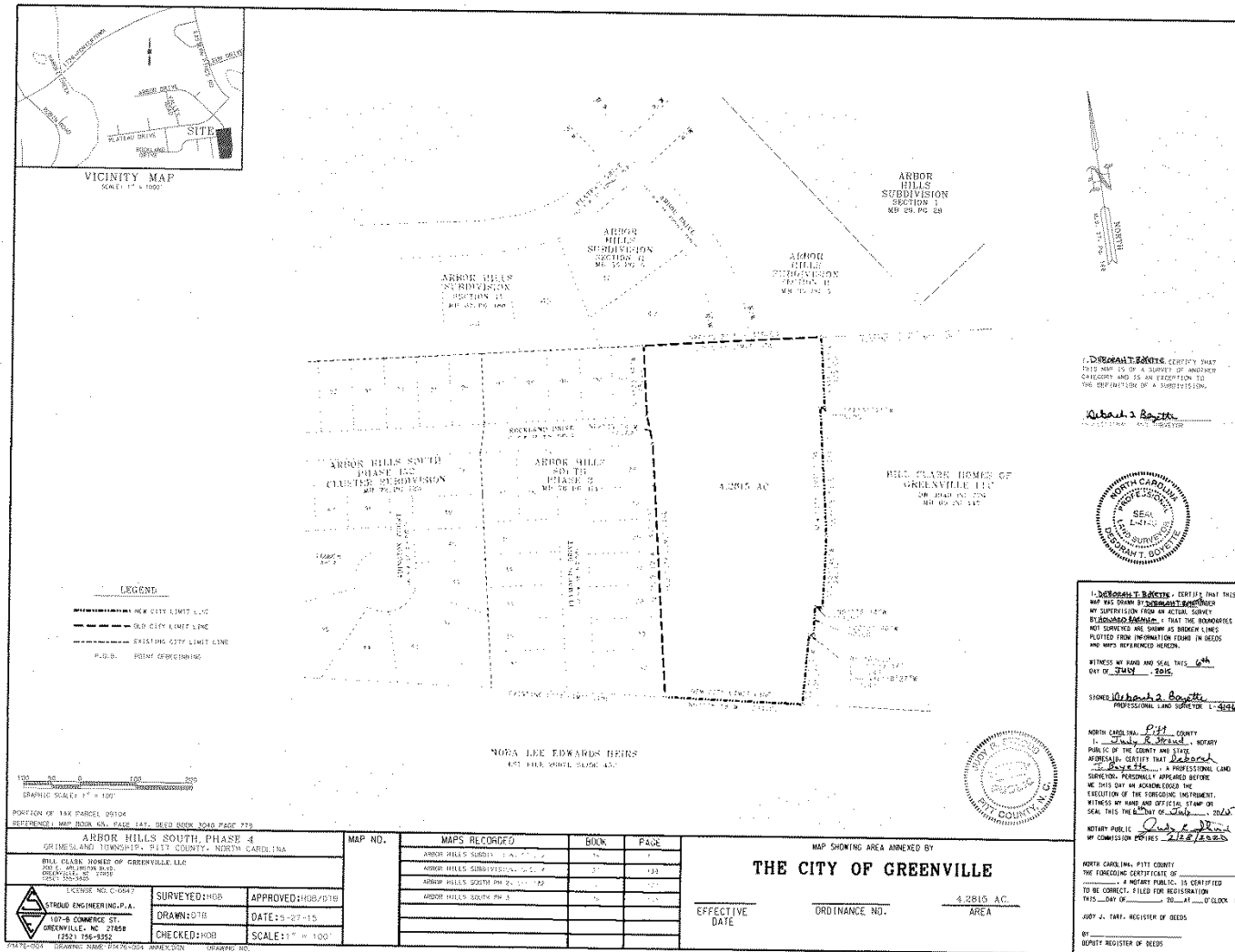
- | | | |
|---|--|--|
|  Greenville's ETJ |  District 1 |  District 4 |
|  Pitt-Greenville Airport (PGV) |  District 2 |  District 5 |
|  Tar River |  District 3 | |



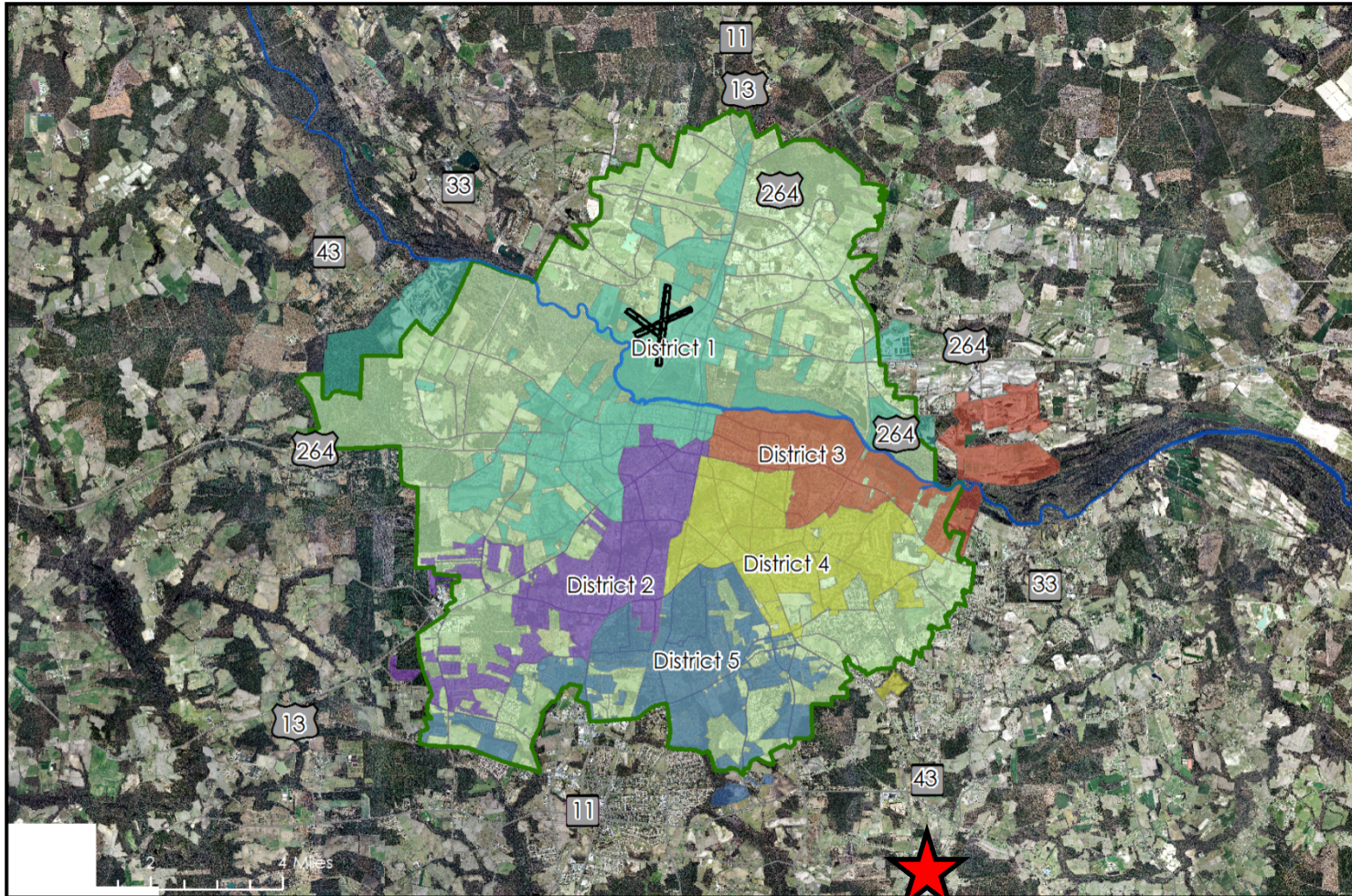
Arbor Hills South, Ph. 4



Find yourself in good company



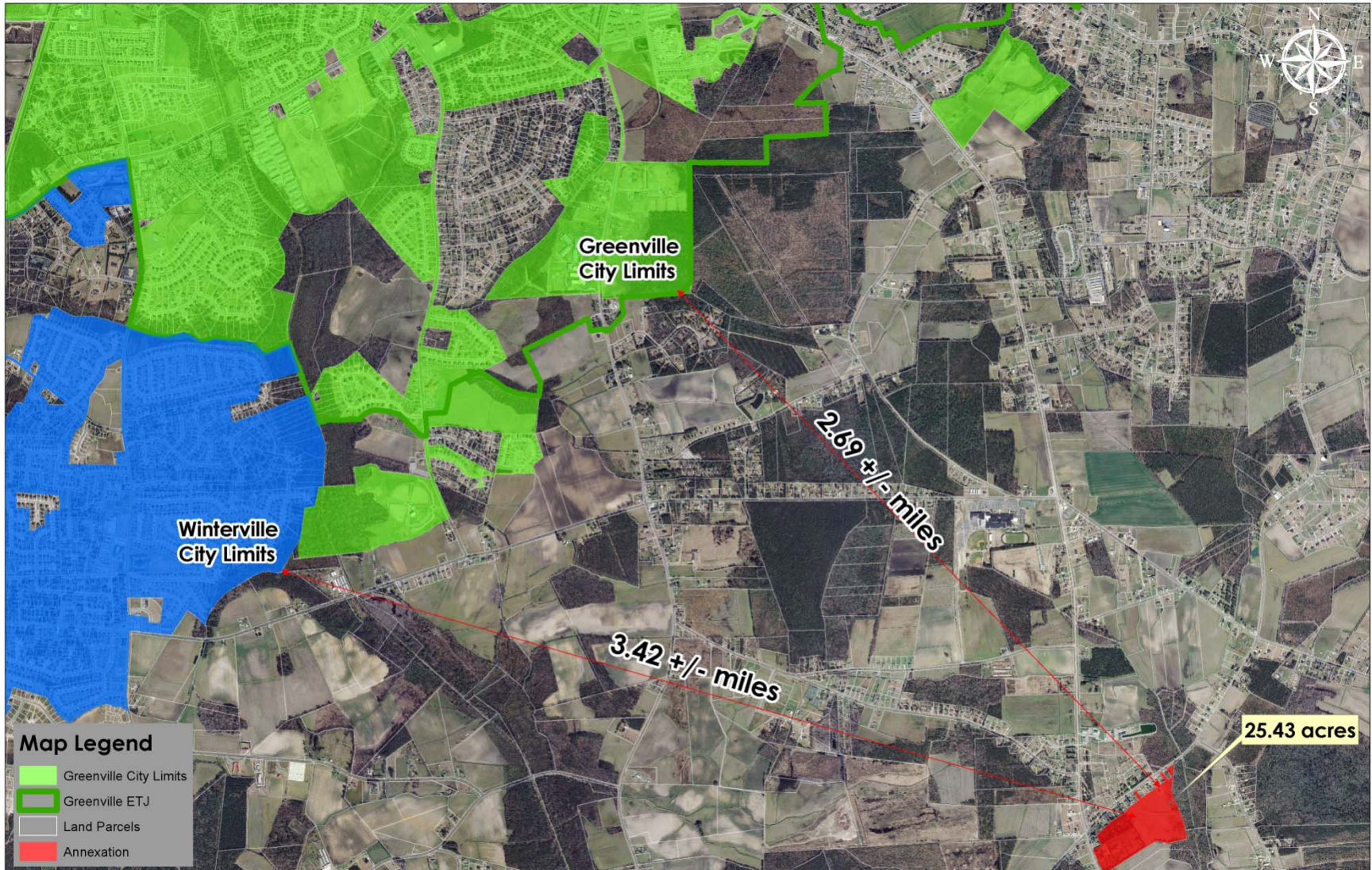
Item 4: Ordinance to annex Dixon Family Farms, Incorporated and Jeffrey Grabowski properties, involving 41.9410 acres located along the eastern right-of-way of NC Highway 43 and south of Ivy Road



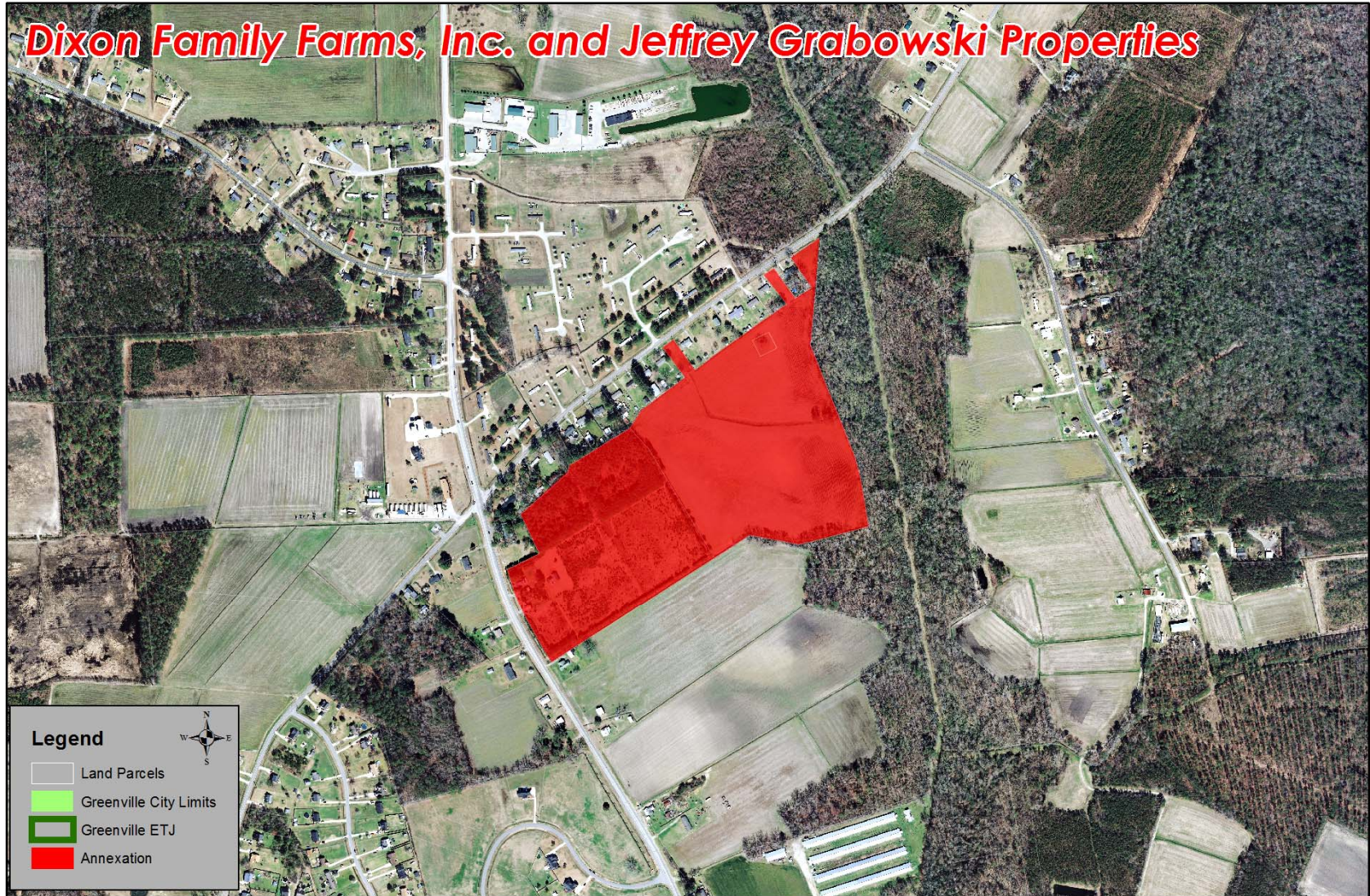
Map Legend

- | | | |
|---|--|--|
|  Greenville's ETJ |  District 1 |  District 4 |
|  Pitt-Greenville Airport (PGV) |  District 2 |  District 5 |
|  Tar River |  District 3 | |



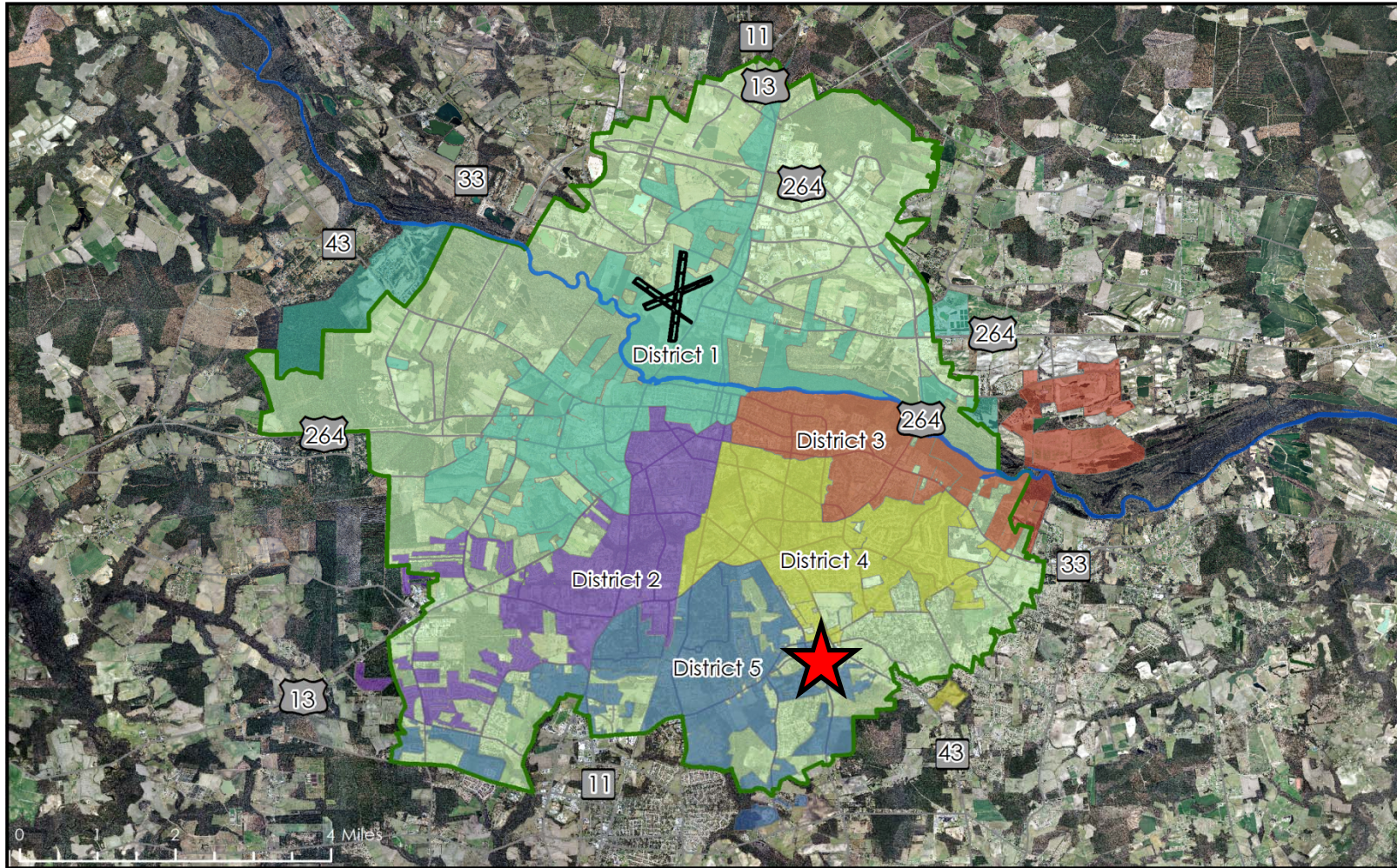


Dixon Family Farms, Inc. and Jeffrey Grabowski Properties



Find yourself in good company

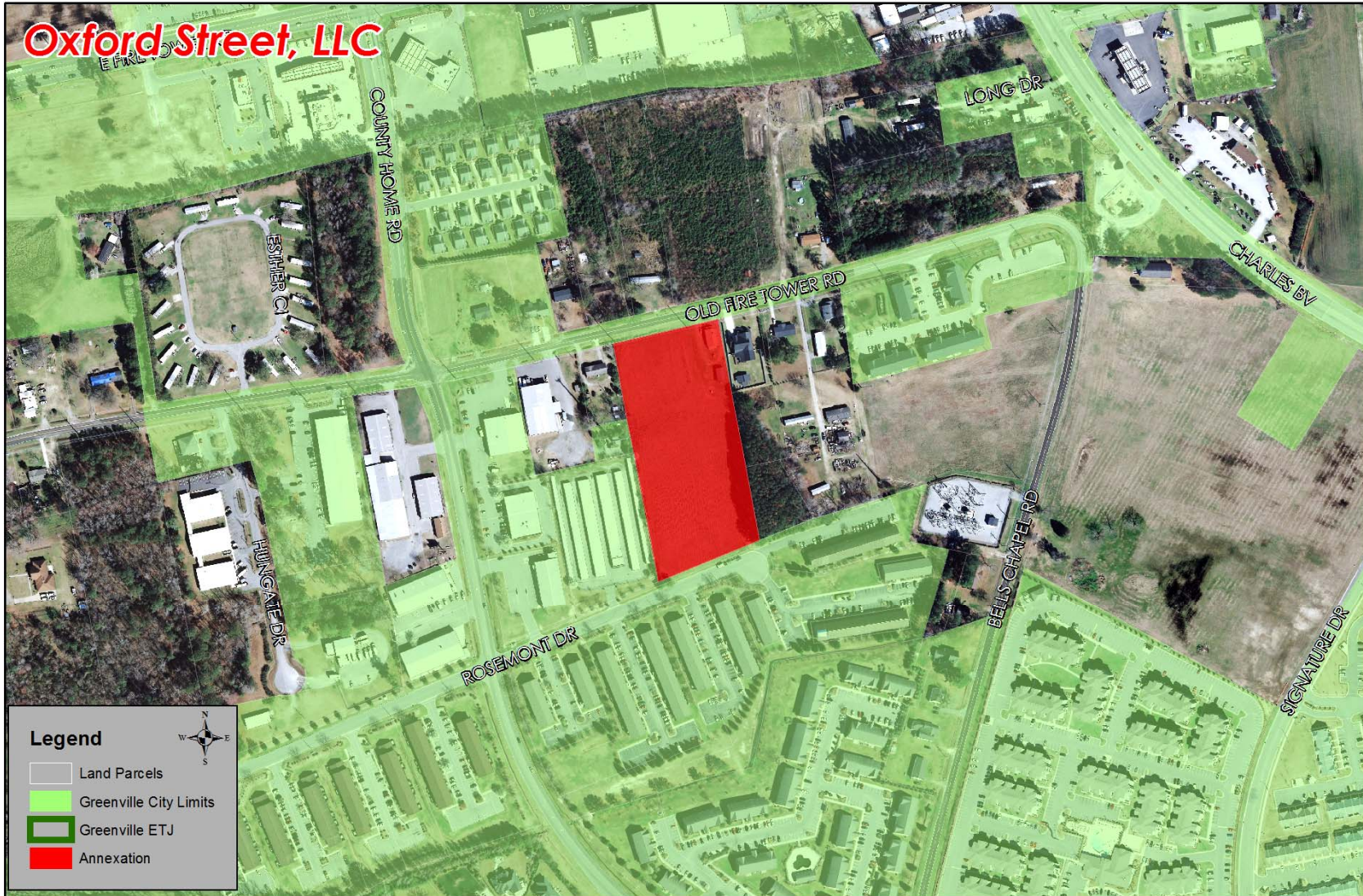
Item 5: Ordinance to annex Oxford Street, LLC, involving 4.122 acres located between Old Fire Tower Road and Rosemont Drive and 450+/- feet east of County Home Road



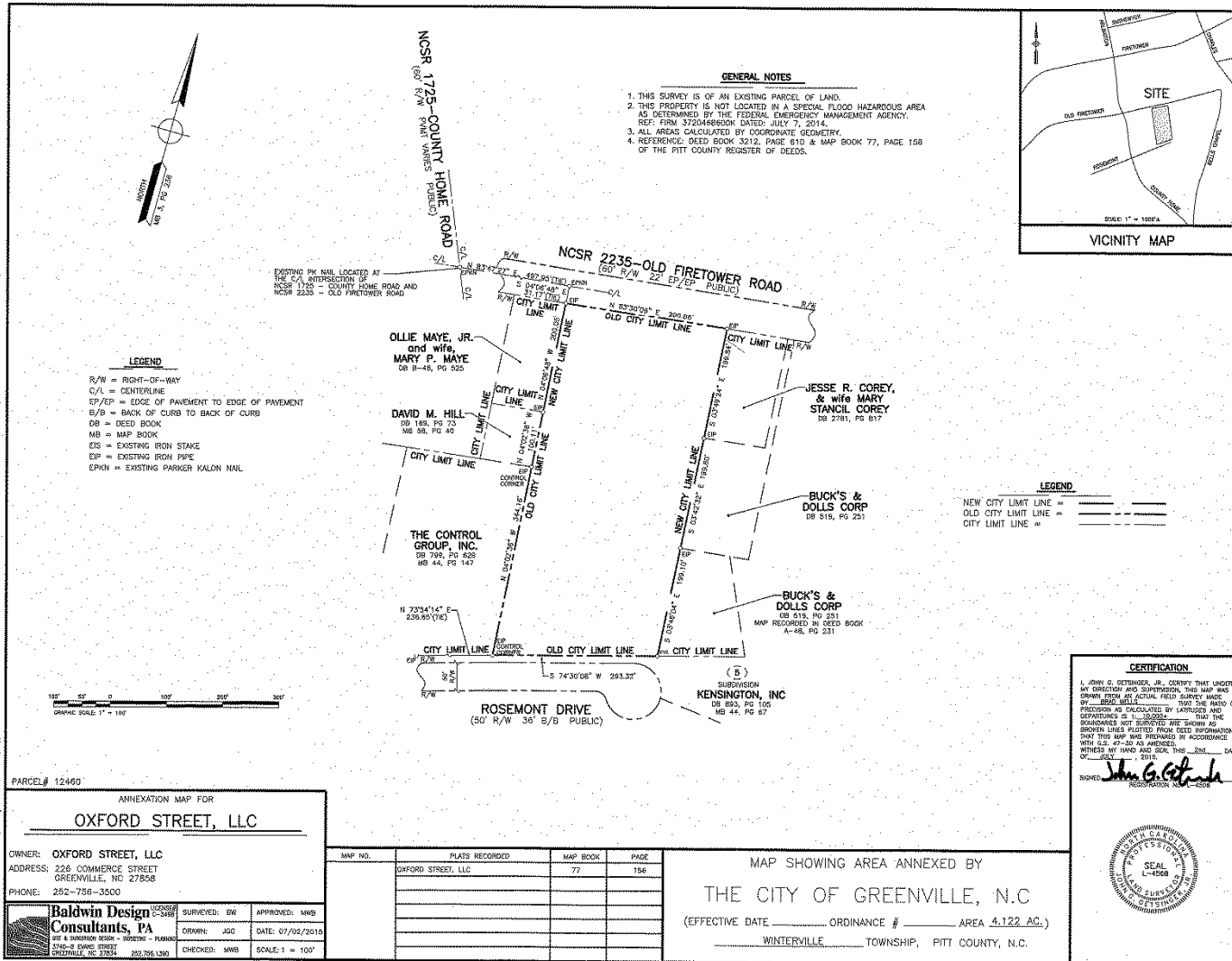
Map Legend

- | | | |
|---|--|--|
|  Greenville's ETJ |  District 1 |  District 4 |
|  Pitt-Greenville Airport (PGV) |  District 2 |  District 5 |
|  Tar River |  District 3 | |

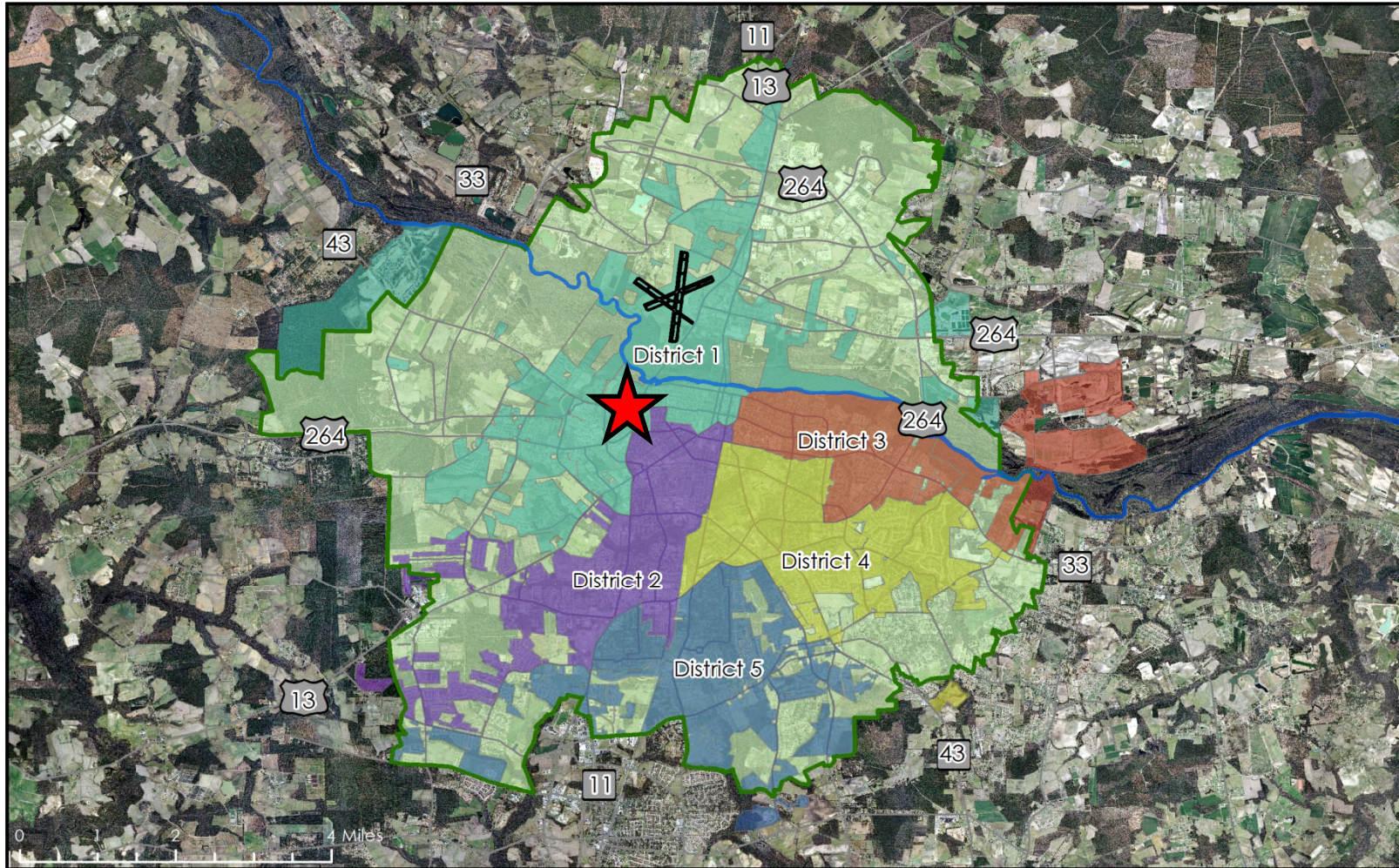




Find yourself in good company



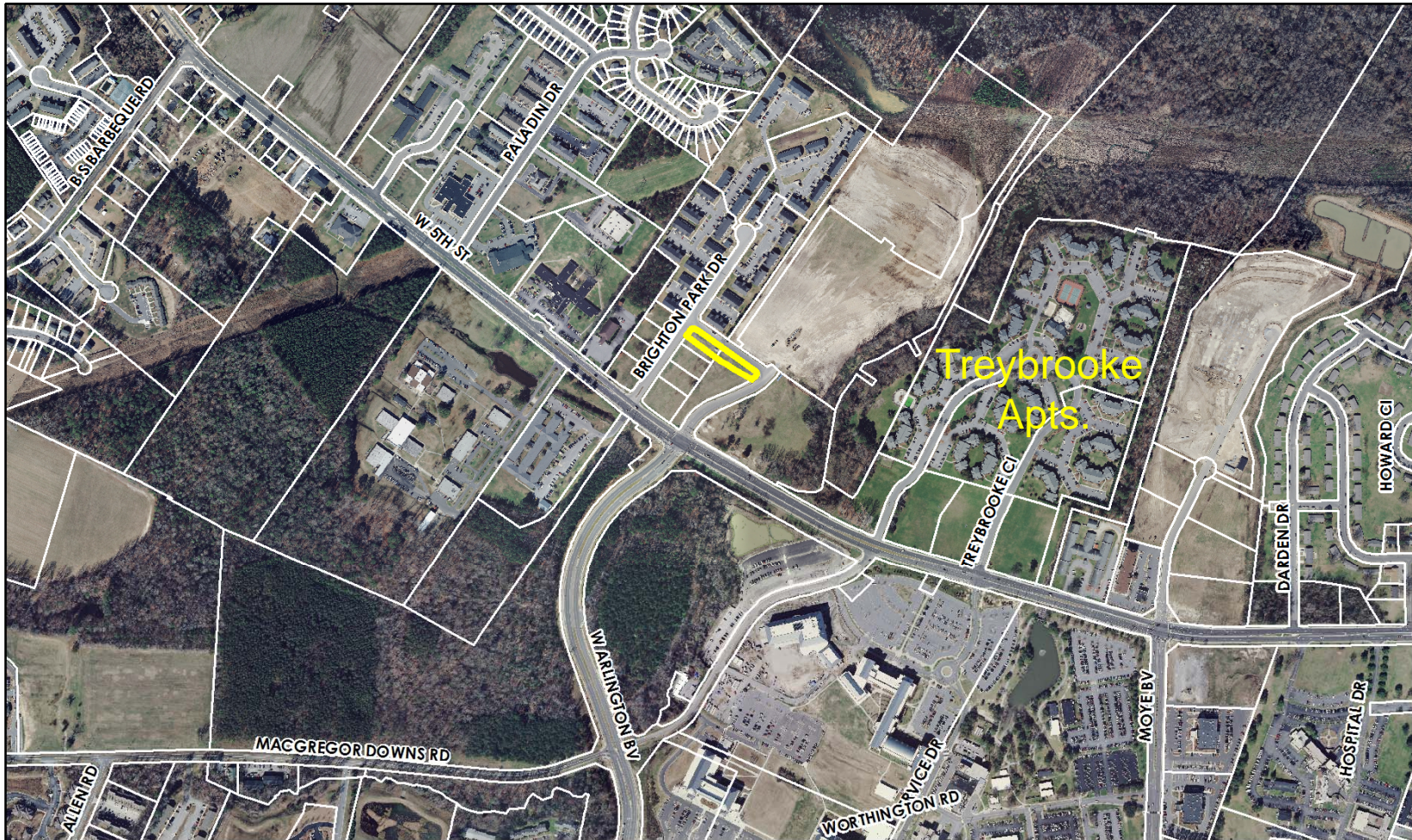
Item 6: Ordinance requested by Venture Partners I, LLC to rezone 0.510 acres located south of Melrose Drive between Brighton Park Drive and West Arlington Boulevard from MR (Medical-Residential [High Density Multi-family]) to MO (Medical-Office)



Map Legend

- | | | |
|---|--|--|
|  Greenville's ETJ |  District 1 |  District 4 |
|  Pitt-Greenville Airport (PGV) |  District 2 |  District 5 |
|  Tar River |  District 3 | |





Map Legend

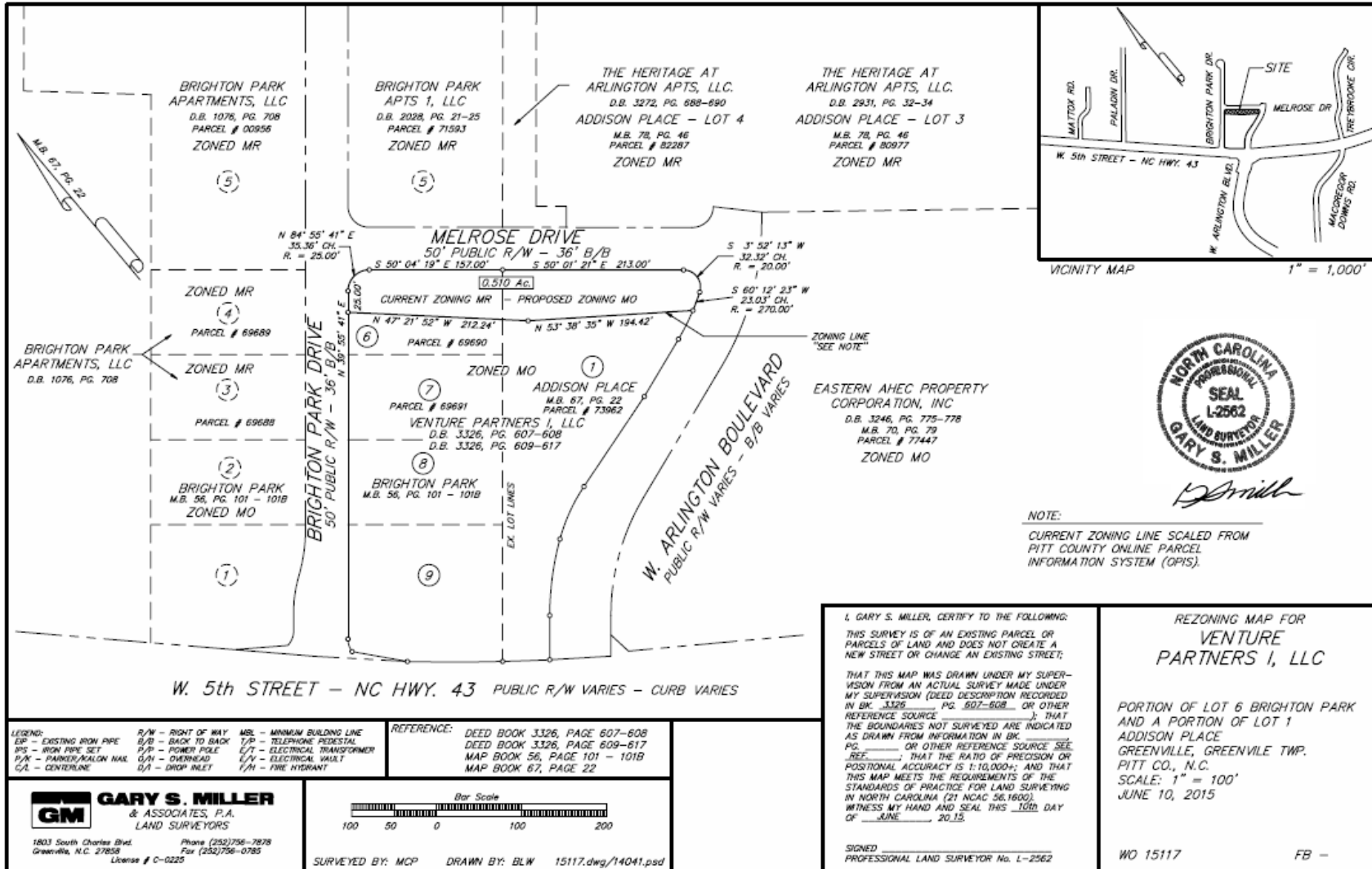
-  Land Parcels
-  Rezoning Site



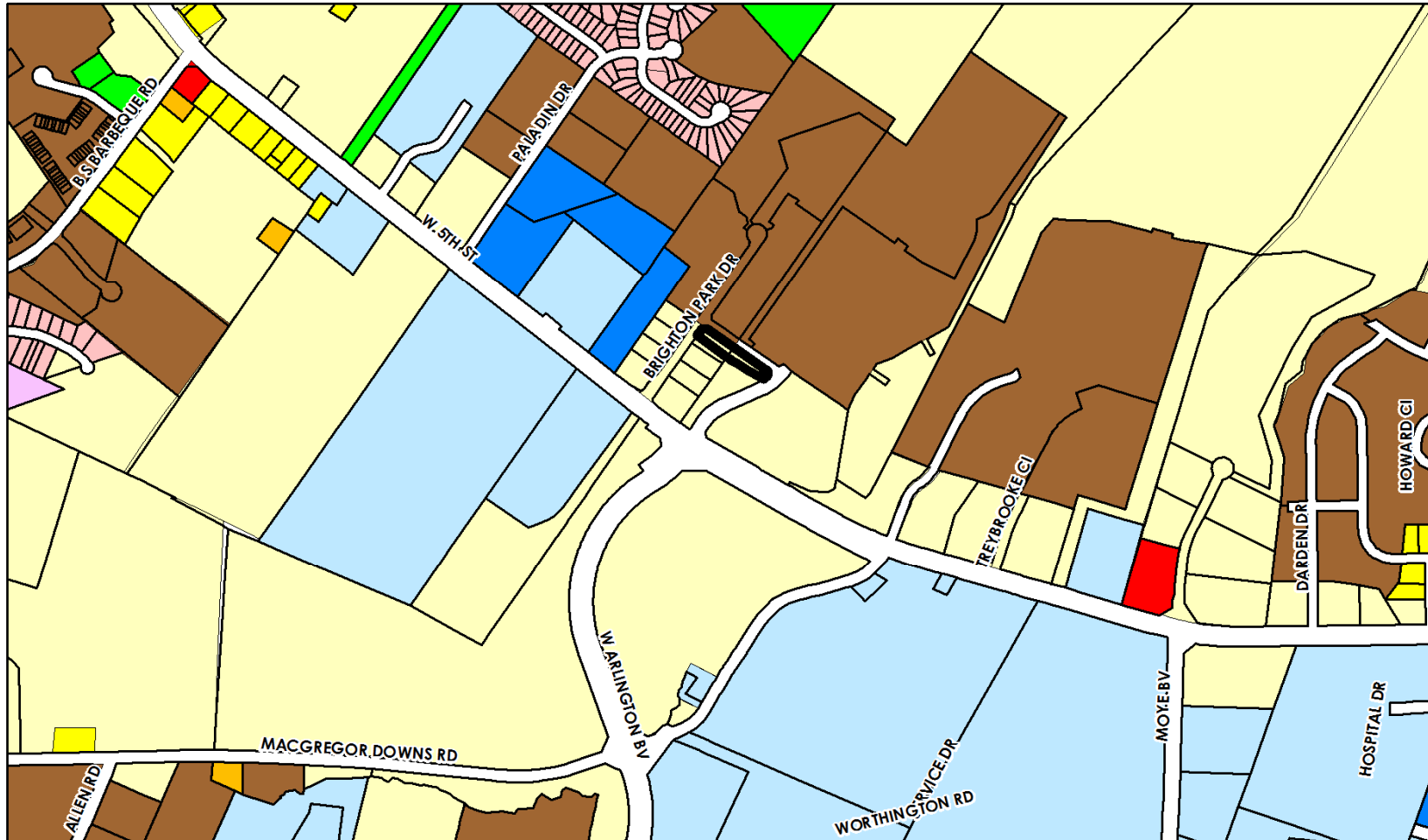
Find yourself in good company



Find yourself in good company



Find yourself in good company

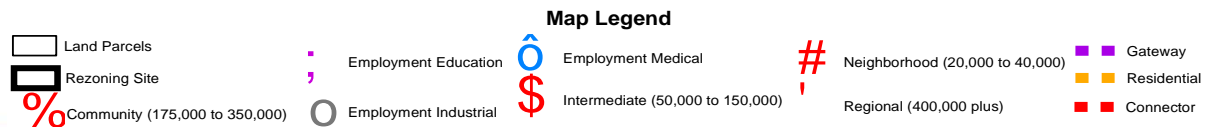
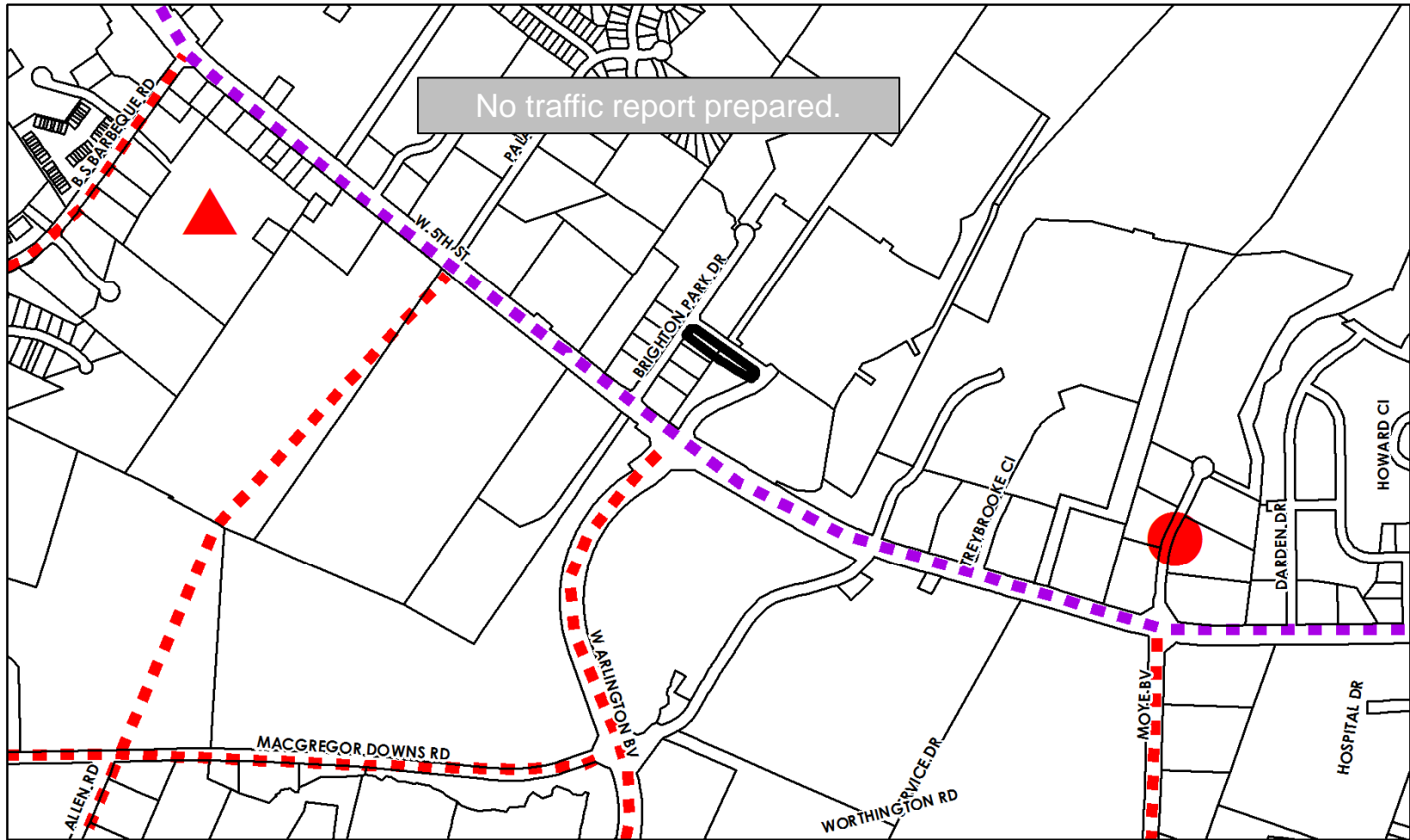


Map Legend

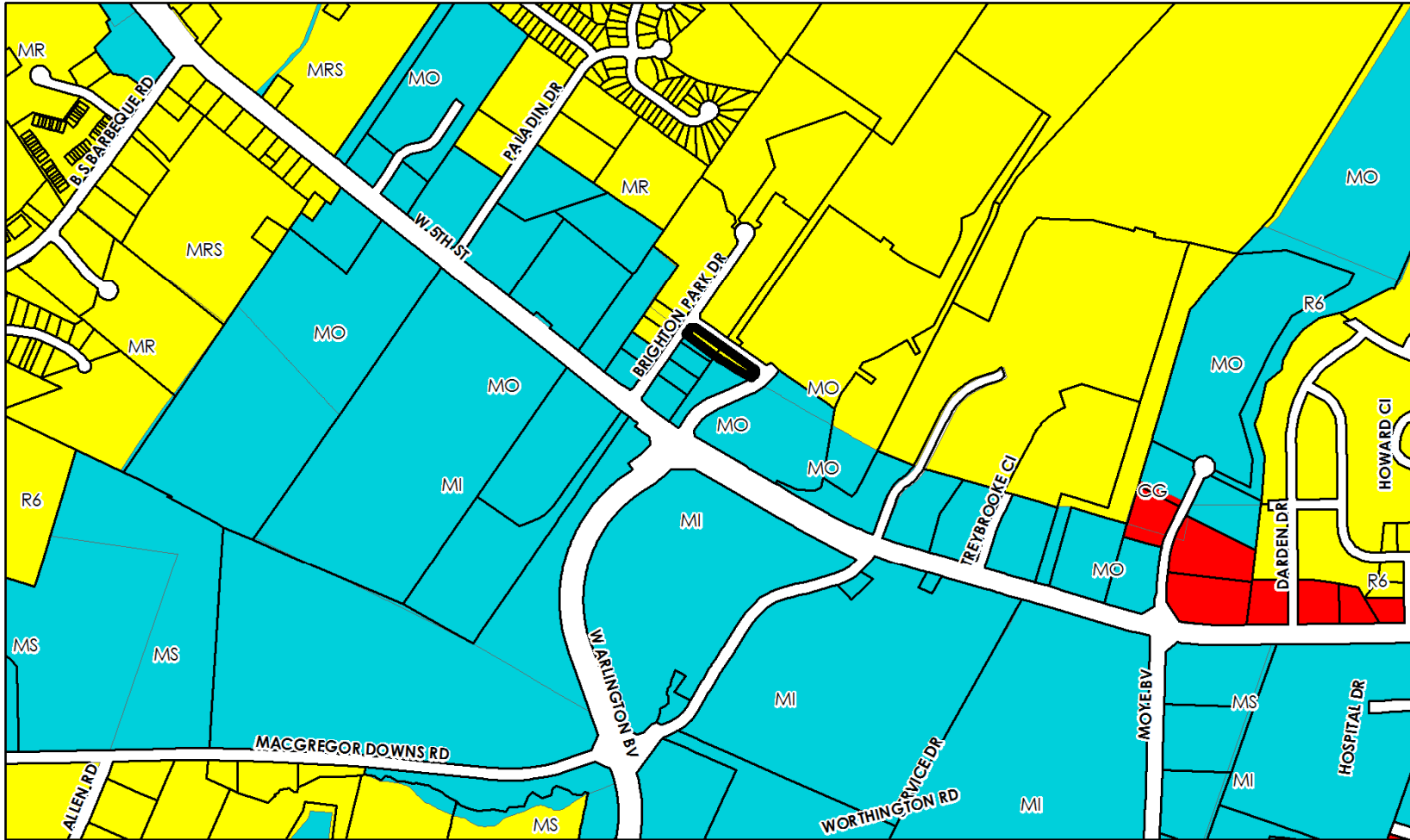
 Land Parcels	 Cemetery	 Industrial	 Mobile Home	 Office	 Single Family
 Rezoning Site	 Commercial	 Institutional	 Mobile Home Park	 Public Parking	 Utility
	 Duplex	 Landfill	 Multi-Family	 Recreation	 Vacant



Corridor and Focus Area



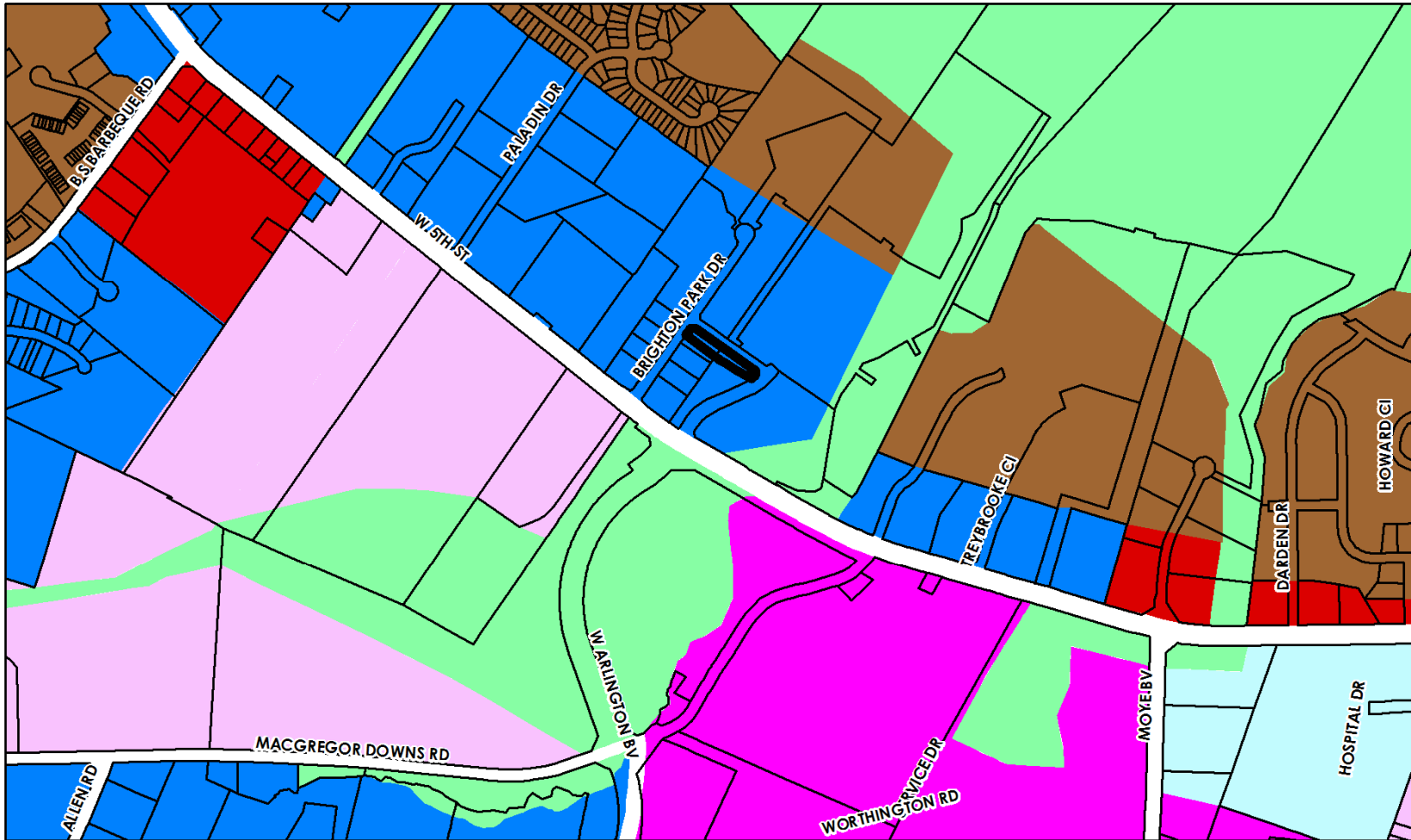
Find yourself in good company



Map Legend

-  Land Parcels
-  Rezoning Site
-  Commercial
-  Industrial
-  Office & Institutional
-  Residential
-  Residential / Agricultural



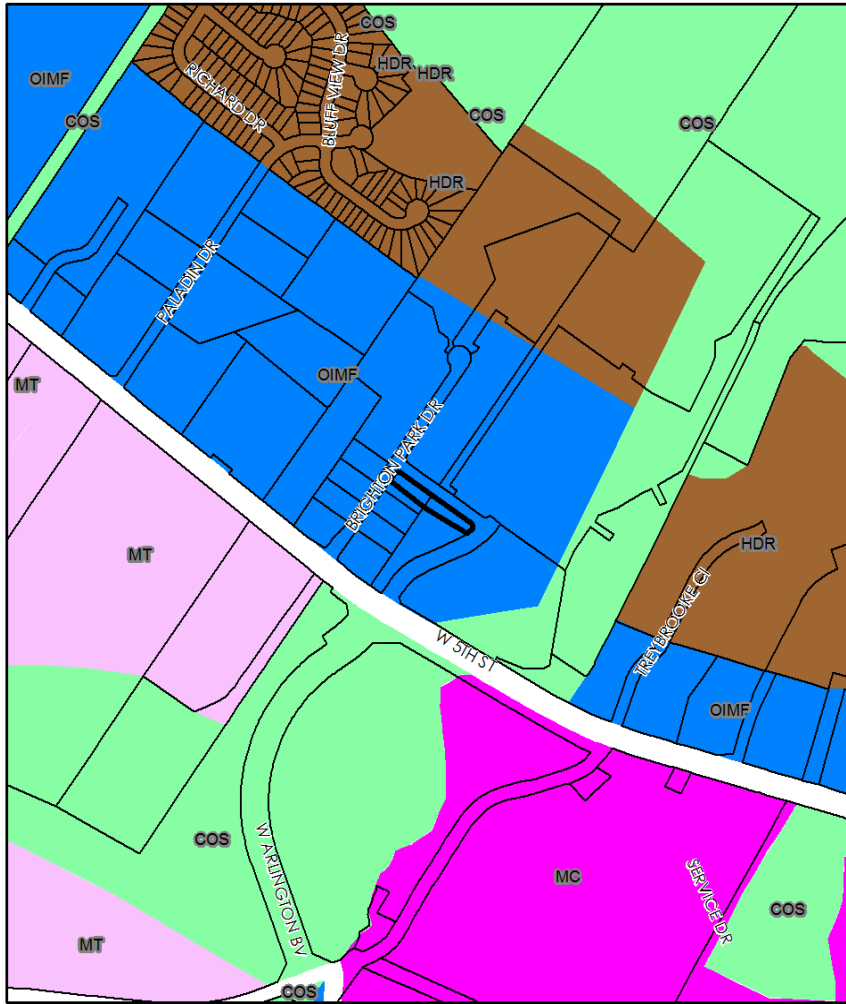


Map Legend

Land Parcels	Commercial	Medical Transition	High Density Residential	Very Low Density Residential
Rezoning Site	Mixed Use / Office / Institutional	Office / Institutional / Medical	Medium Density Residential	Conservation / Open Space
Industrial	Medical Core	Office / Institutional / Multi-Family	Low Density Residential	

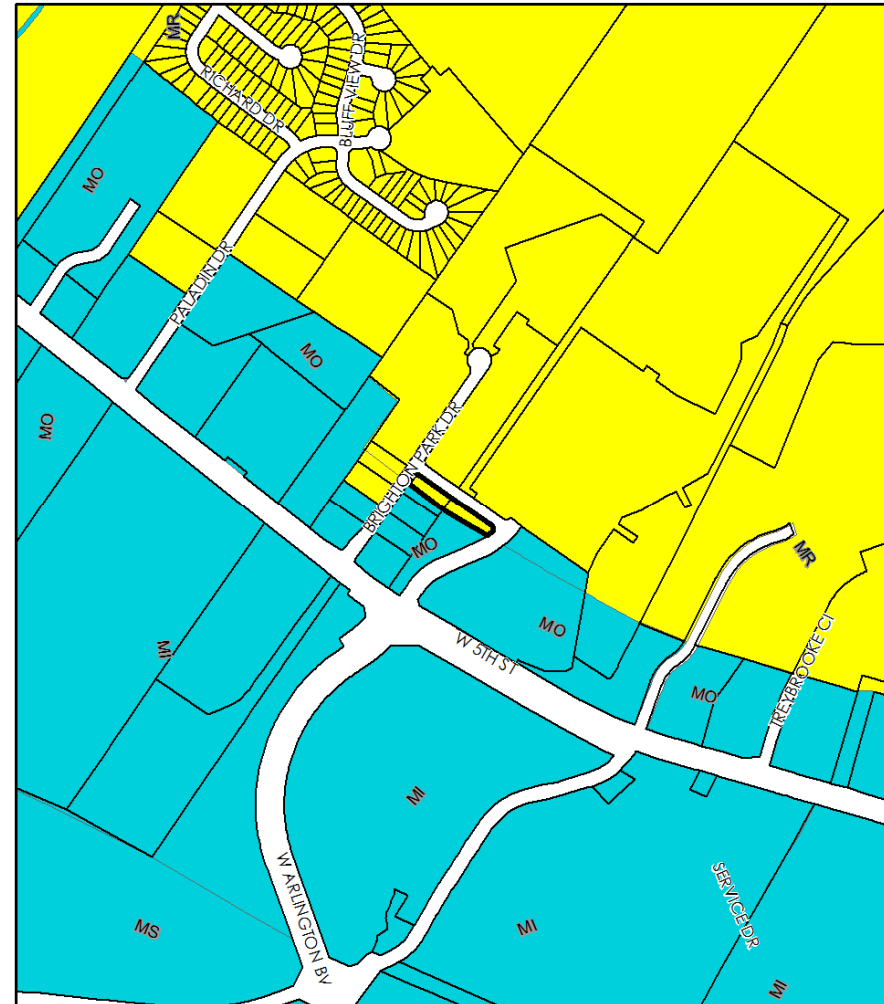


Future Land Use Plan/Zoning Maps



Map Legend

Land Parcels	Commercial	Medical Transition	High Density Residential	Very Low Density Residential
Rezoning Site	Mixed Use / Office / Institutional	Office / Institutional / Medical	Medium Density Residential	Conservation / Open Space
Industrial	Medical Core	Office / Institutional / Multi-Family	Low Density Residential	



Map Legend

Land Parcels	Rezoning Site	Commercial	Industrial	Office & Institutional	Residential
					Residential / Agricultural

Find yourself in good company

Item 8: Ordinance to amend the Zoning Ordinance by adding schools as an allowed use within the IU (Unoffensive Industry) zoning district, subject to an approved special use permit and establishing specific criteria

The text amendment proposes to amend Sec. 9-4-78 (Appendix A: Table of Uses) to add Junior, Senior, Elementary, Kindergarten and Nursery Schools as allowed uses within the IU zoning district, pending an approved special use permit, and pending compliance with specific criteria this amendment also proposes to add to the zoning ordinance.

Proposed Text Amendments to Sec. 9-4-78 (Appendix A: Table of Uses) (Excerpt Shown)

USE		Heavy Commercial	Unoffensive Industry	Industry
f.	Manicure, pedicure or facial salon	Permitted		
g.	School, junior and senior high (see also 9-4-96(W) & 9-4-103)		<u>Special Use Permit</u>	
h.	School; elementary (see also 9-4-96(W) & 9-4-103)		<u>Special Use Permit</u>	
i.	School; kindergarten or nursery (see also 9-4-96(W) & 9-4-103)		<u>Special Use Permit</u>	
j.	College and other institutions of higher learning			

The text amendment proposes to amend Sec. 9-4-86(W) as follows:

“(W) School. All structures shall maintain side and rear setbacks of 50 feet and a front yard setback at least 25 feet greater than that required for single-family residences within the district, except as provided in subsections (1)(g) through (j) herein.”

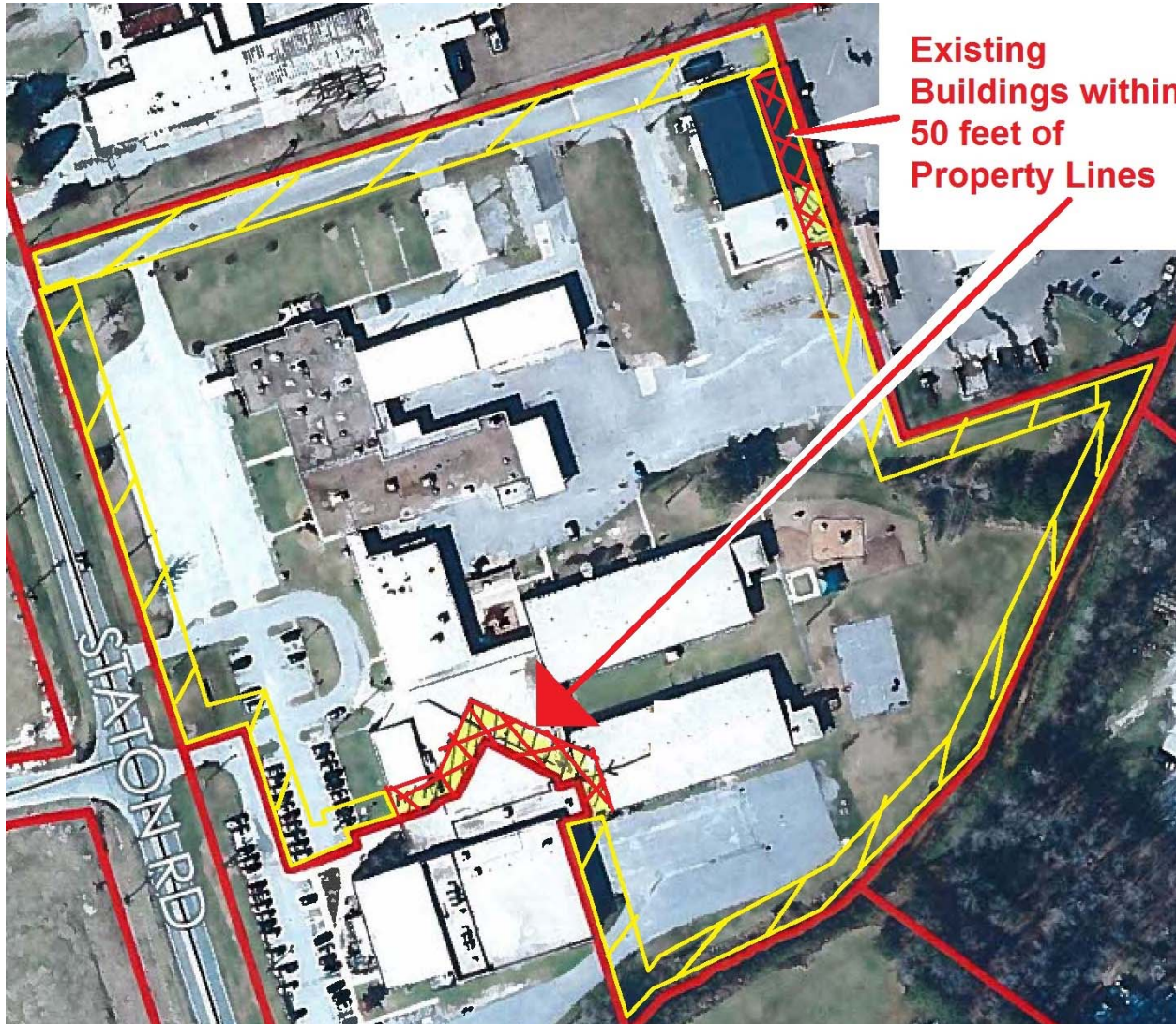
The text amendment proposes to add specific criteria for schools in the IU zoning district by adding new subsection Sec. 9-4-86(W)(1), while also accounting for ECVC's setback issue, as follows:

“(1) Schools may be allowed as a special use in the IU (Unoffensive Industry) zoning district provided the school complies with the following additional criteria:

- a. The property shall have a minimum of eight acres.
- b. The maximum allowed building coverage shall be 40% of the property.
- c. The property shall have a minimum public road frontage of 450 feet.

- d. All loading and unloading of students shall be off-street.
- e. All parking areas shall be off-street in accordance with Article O, Parking.
- f. The school must be authorized by the State of North Carolina.

Proposed language was added to the text amendment application after the Planning and Zoning Commission meeting to account for ECVC's Setback Issue

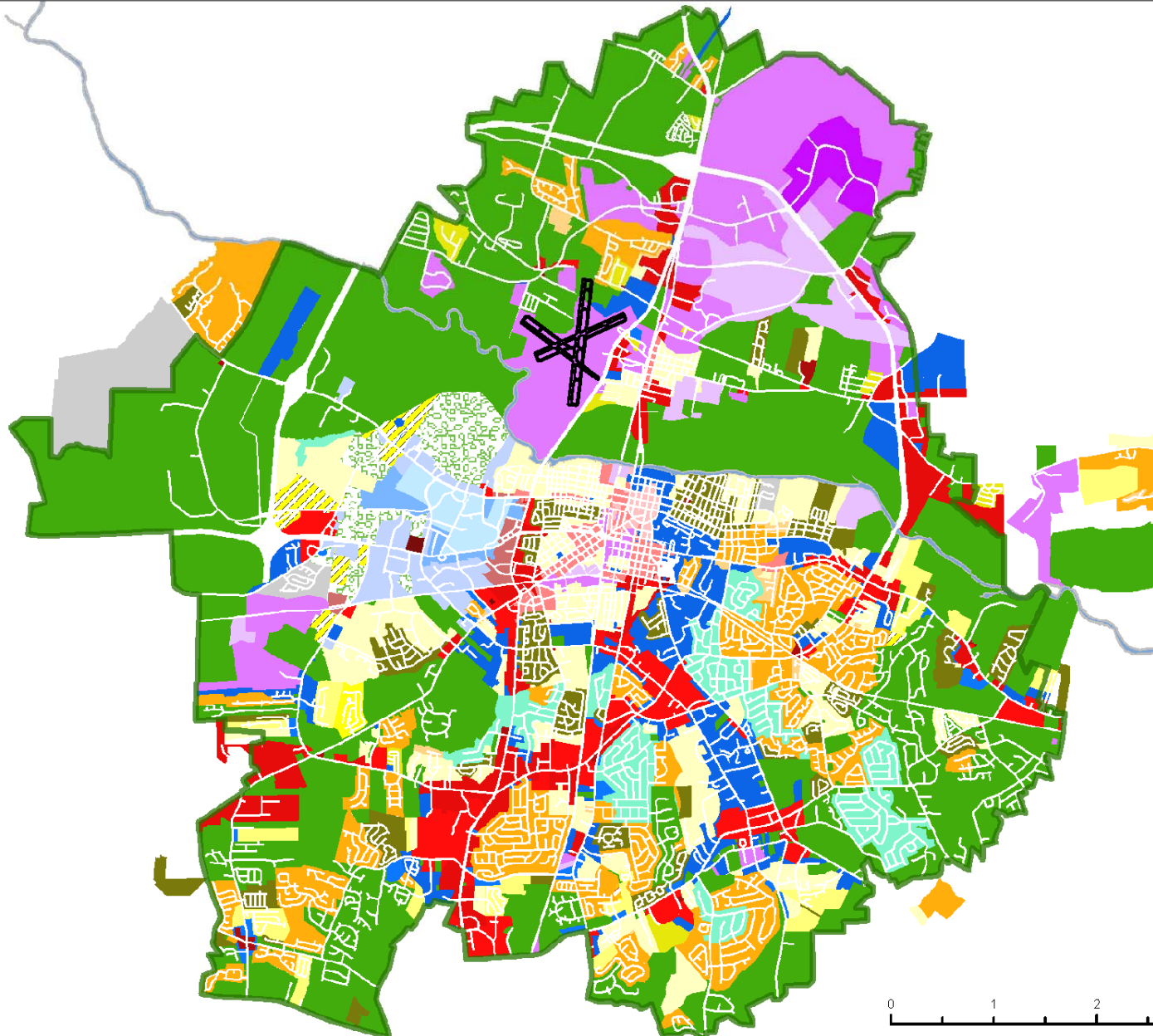


Find yourself in good company

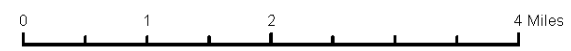
- g. All new structures shall maintain setbacks of 50 feet from property and public street right-of-way lines.
- h. Schools that occupy structures that existed upon the effective date of this section (August 13, 2015) shall maintain setbacks of 50 feet from public right-of-way lines, but are exempt from setbacks from property lines.

- i. The setback exemption in section (h) is not applicable to parcels created after the effective date of this section (August 13, 2015).
- j. Buildings that existed upon the effective date of this section (August 13, 2015) shall not be expanded within a 50 foot setback from property and public street right-of-way lines.

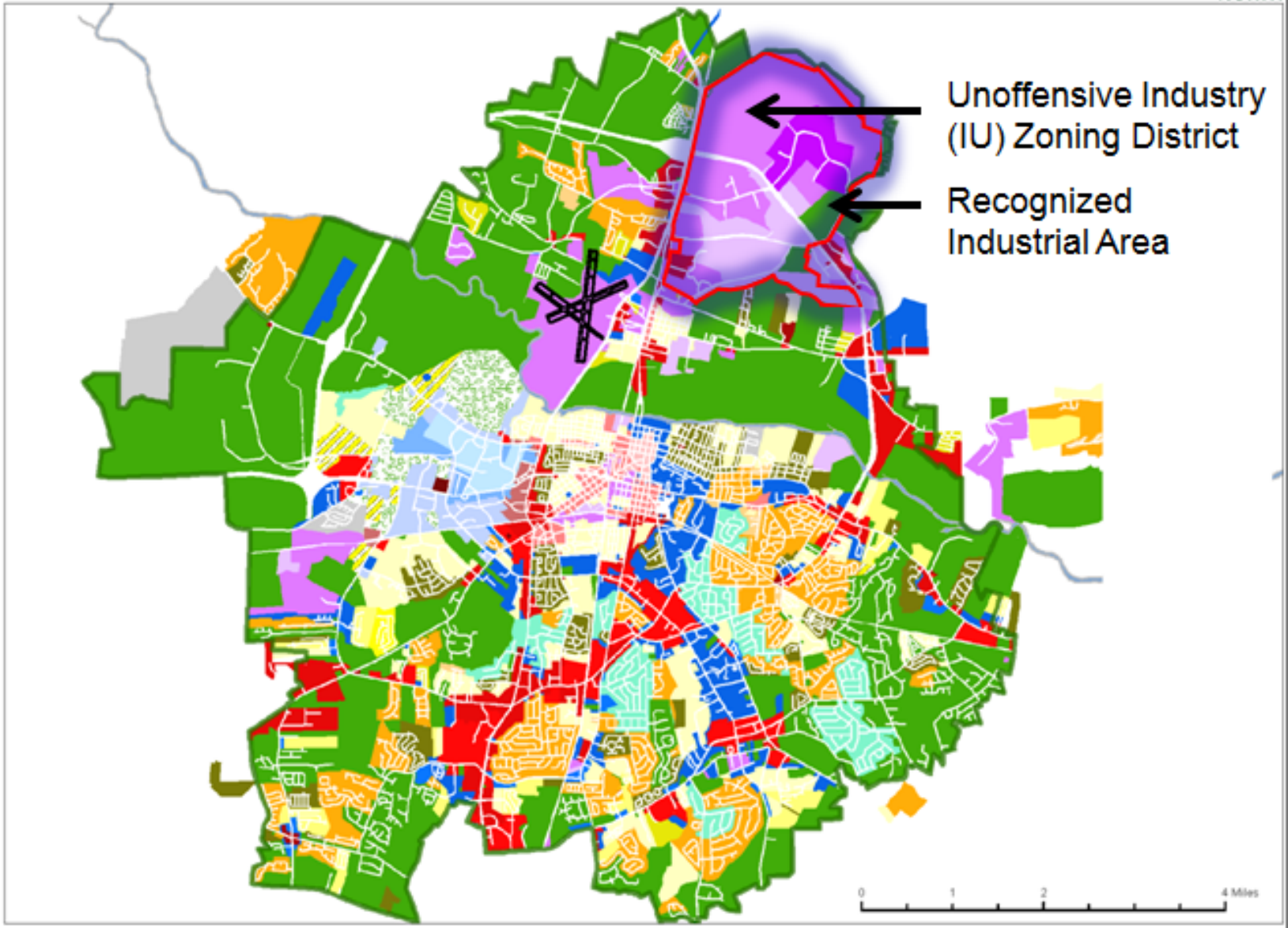
Map 1 - Zoning Districts



- Legend**
- Greenville ETJ
 - PGV Airport
 - CD
 - CDF
 - CG
 - CH
 - CN
 - MCH
 - MCG
 - I
 - IU
 - PIU
 - MI
 - MO
 - MS
 - O
 - OR
 - R6
 - R6A
 - R6A-CA
 - R6A-RU
 - R6MH
 - R6N
 - R6S
 - R9
 - R9S
 - R9S-CA
 - R15S
 - PUD
 - MR
 - MRS
 - RA20



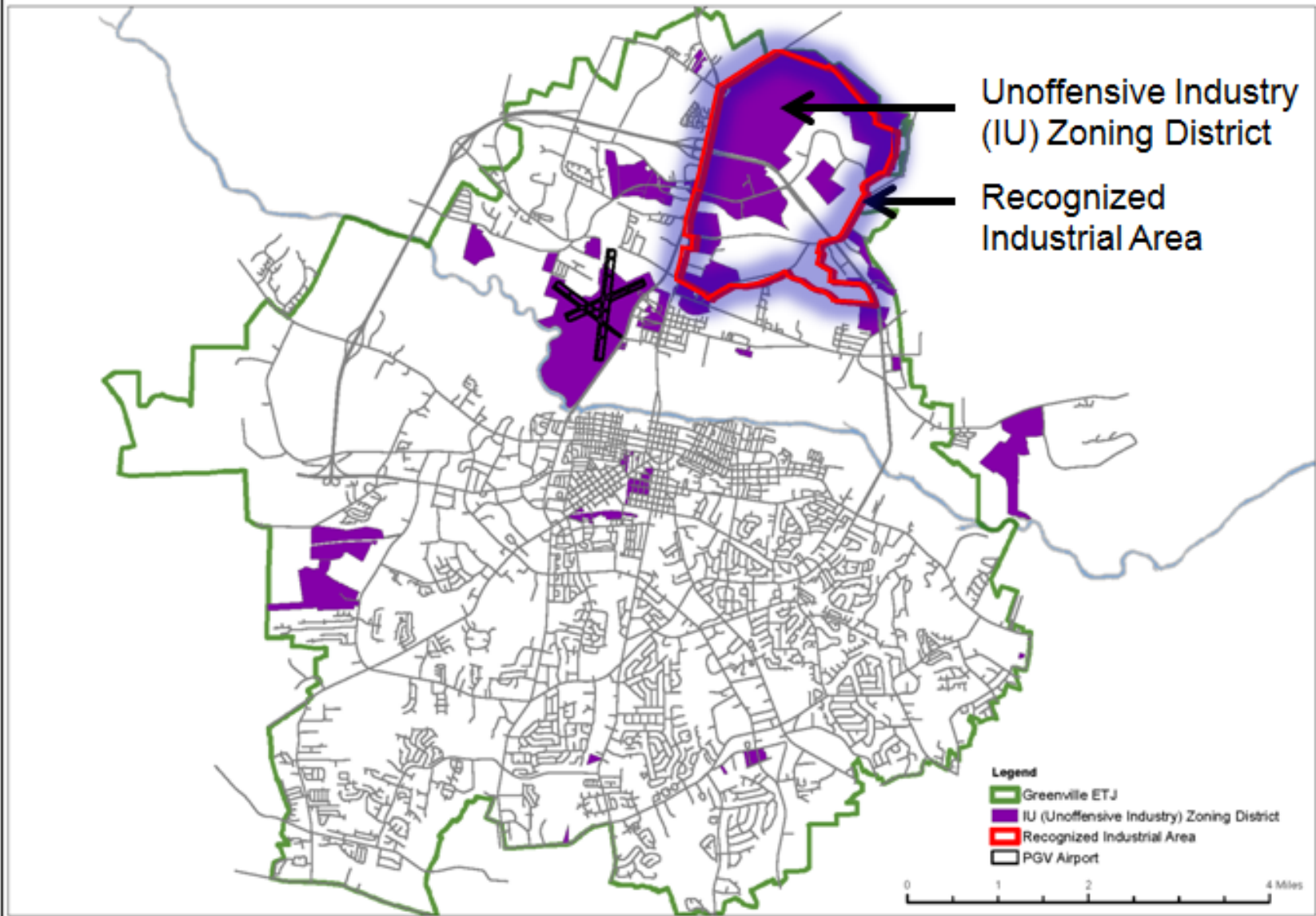
Map 1 - Zoning Districts



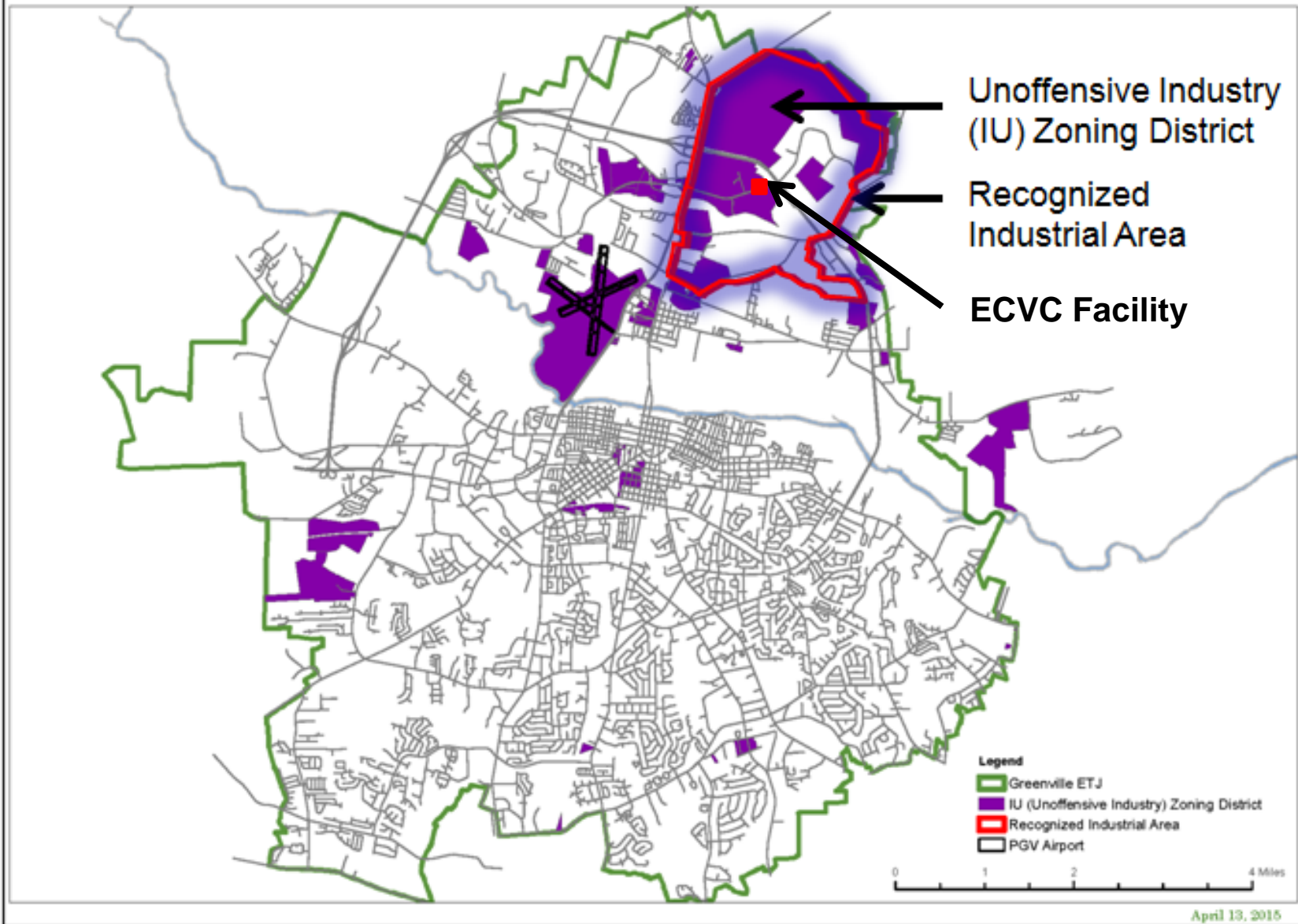
Unoffensive Industry
(IU) Zoning District

Recognized
Industrial Area

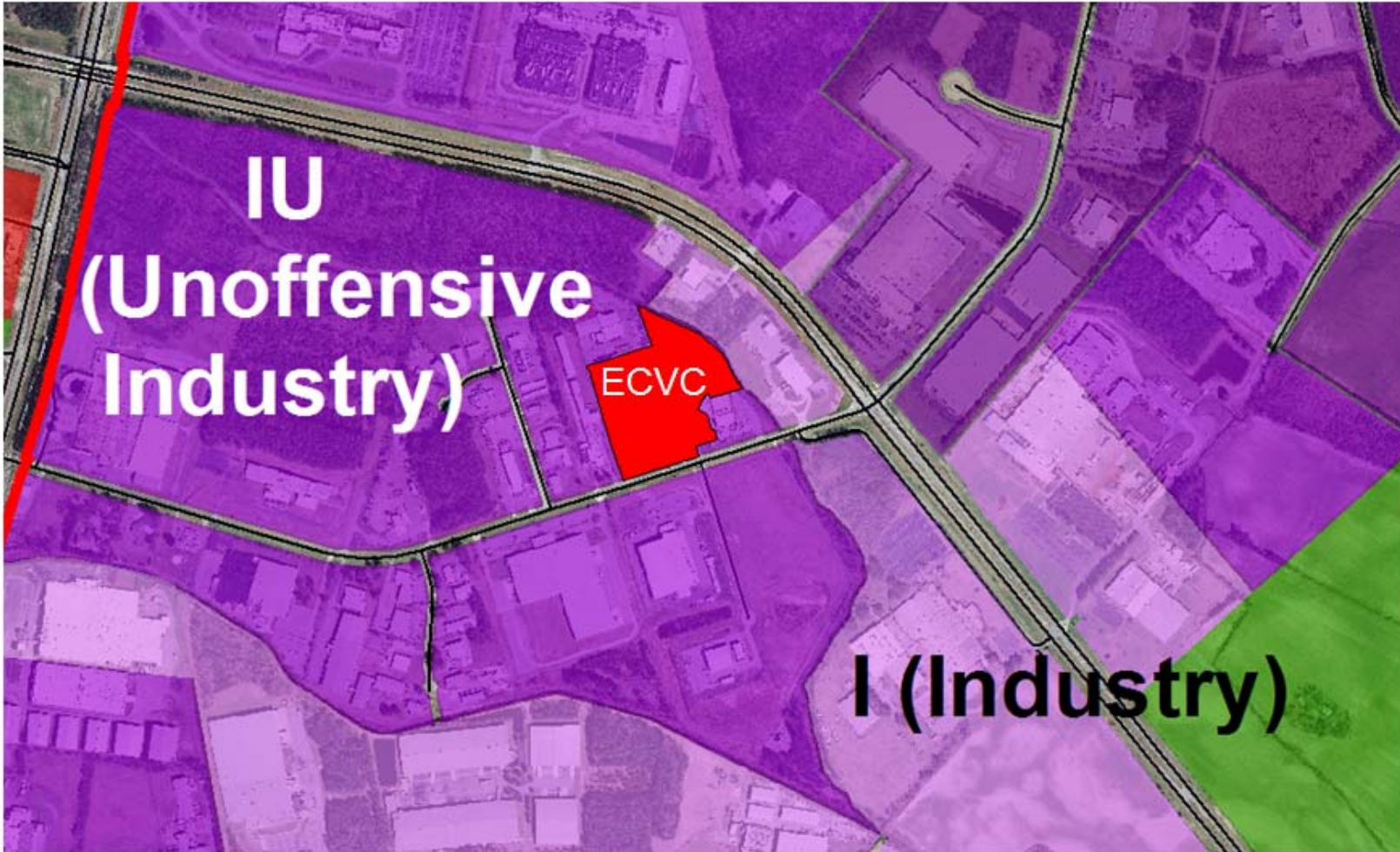




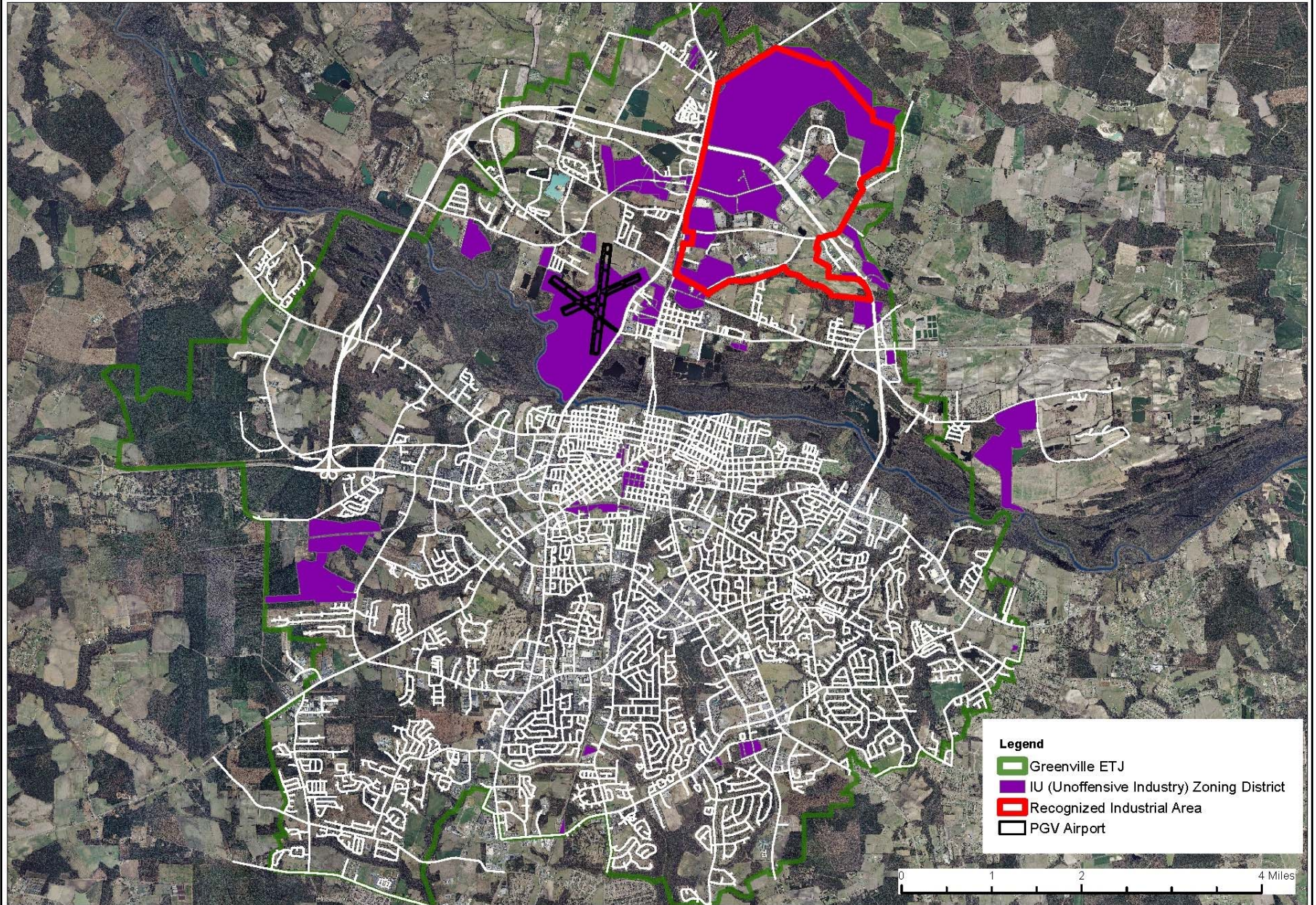
Map 2 - Location of IU (Unoffensive Industry) Zoning District



Location of ECVC's Parcel (red) and Zoning



Map 3 - Location of IU (Unoffensive Industry) Zoning District with Aerial Photo

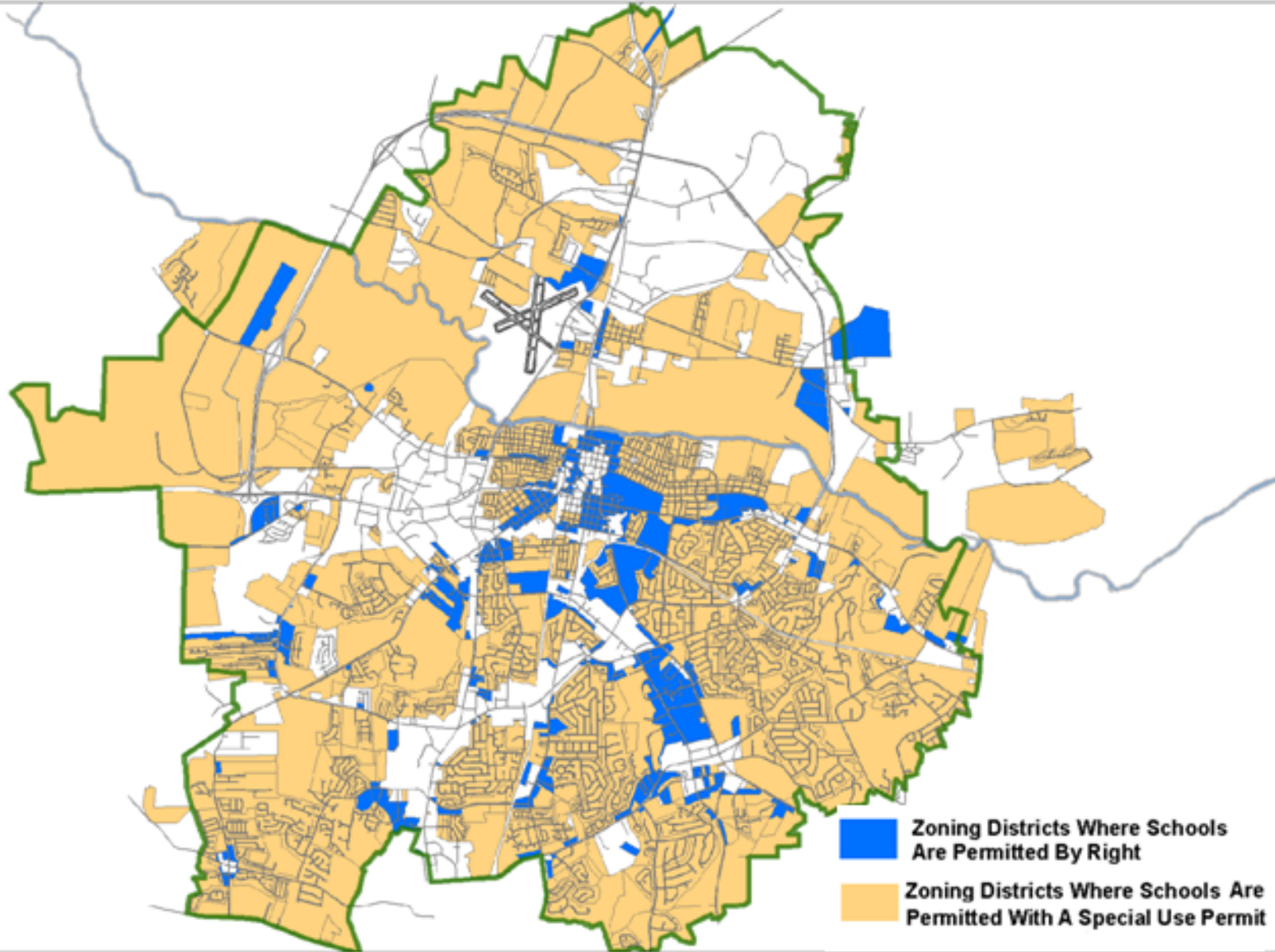


Legend

- Greenville ETJ
- IU (Unoffensive Industry) Zoning District
- Recognized Industrial Area
- PGV Airport



Map 4 - Zoning Districts Where Schools Are Currently Allowed



Following are partial lists of land uses currently permitted, by right and with approved special use permits, in the IU (Unoffensive Industry) and I (Industry) zoning districts.

Land Uses Permitted in the IU District:

By Right:

- Kennel
- Truck Terminal
- Ice Plant and Freezer Lockers
- Recycling Collection Station of Facilities

With Special Use Permit:

- Firearm ranges; indoor or outdoor
- Major Repair
- Other Commercial & Industrial Services not Otherwise listed.

Location of ECV C's Parcel (red) and Zoning



Land Uses Permitted in Industry District:

By Right:

- Kennel
- Truck Terminal
- Ice Plant and Freezer Lockers
- Petroleum (bulk) Storage Facility
- Tobacco Redrying or Processing Plant
- Manufacturing of Acid, Toxic Chemicals or other Hazardous Materials or Explosive Products not Otherwise Listed

(Continued)

Land Uses Permitted in Industry District:

By Right:

- Bottling or Packaging Plant for Hazardous, Flammable or Explosive Materials or Products
- Manufacturing of Pharmaceutical, Biological Products and Related Materials

Land Uses Permitted in Industry District:

With Special Use Permit:

- Correctional Facility
- Firearm Ranges, Indoor or Outdoor
- Junkyard Automobile Graveyard or Materials Reclamation Facility
- Sanitary Landfill or Incinerator

In staff's opinion, the proposed Zoning Ordinance is not in compliance with Horizons: Greenville's Community Plan, 2009-2010 Update, Implementation Review, Vision Areas, Northeast, Policy B4.

“Encourage new industry and support businesses in the recognized industrial area.”

Horizons: Greenville's Community Plan, 2004, Urban Form & Land Use Element, Employment Areas, Policy 6(C).

*“Industrial development shall not be located in areas which would diminish the desirability of existing and planned non-industrial uses, **nor shall non-industrial uses be allowed to encroach upon existing or planned industrial sites.** New industrial development shall be encouraged to locate in existing and/or planned Industrial Parks”*

Staff Recommendation: Staff recommends denial of the proposed text amendment.

Planning and Zoning Commission Recommendation, 3/21/2015: The Planning and Zoning Commission approved a motion to recommend denial of the proposed text amendment.

Item 12: Public hearing on the Bond Order, Adoption of the Bond Order and a Resolution Calling for a Bond Referendum for \$15,850,000 Street and Pedestrian Transportation Bonds and Notice of the Bond Referendum

\$15.85 M General Obligation Bond

- **Public Hearing on the Bond Order**
- **Adoption of the Bond Order**
- **Approve the Resolution Calling for Bond Referendum**

Tonight

1. Brief Presentation-Projects/Schedule
2. Conduct a Public Hearing on the Bond Order
3. Consider the Approval of the Bond Order
Authorizing a \$15,850,000 Street and
Pedestrian Bond
4. Consider Approval of a Resolution Calling a
Bond Referendum

Street and Pedestrian Transportation Projects

Street
Improvements
\$10M

West 5th Street
Streetscape
\$1.95M

10th Street
Connector
1.75M

Sidewalks
\$1.4M

Greenways
\$750K

Total = \$18.850M

General Obligation Bond

<h2>Schedule</h2>

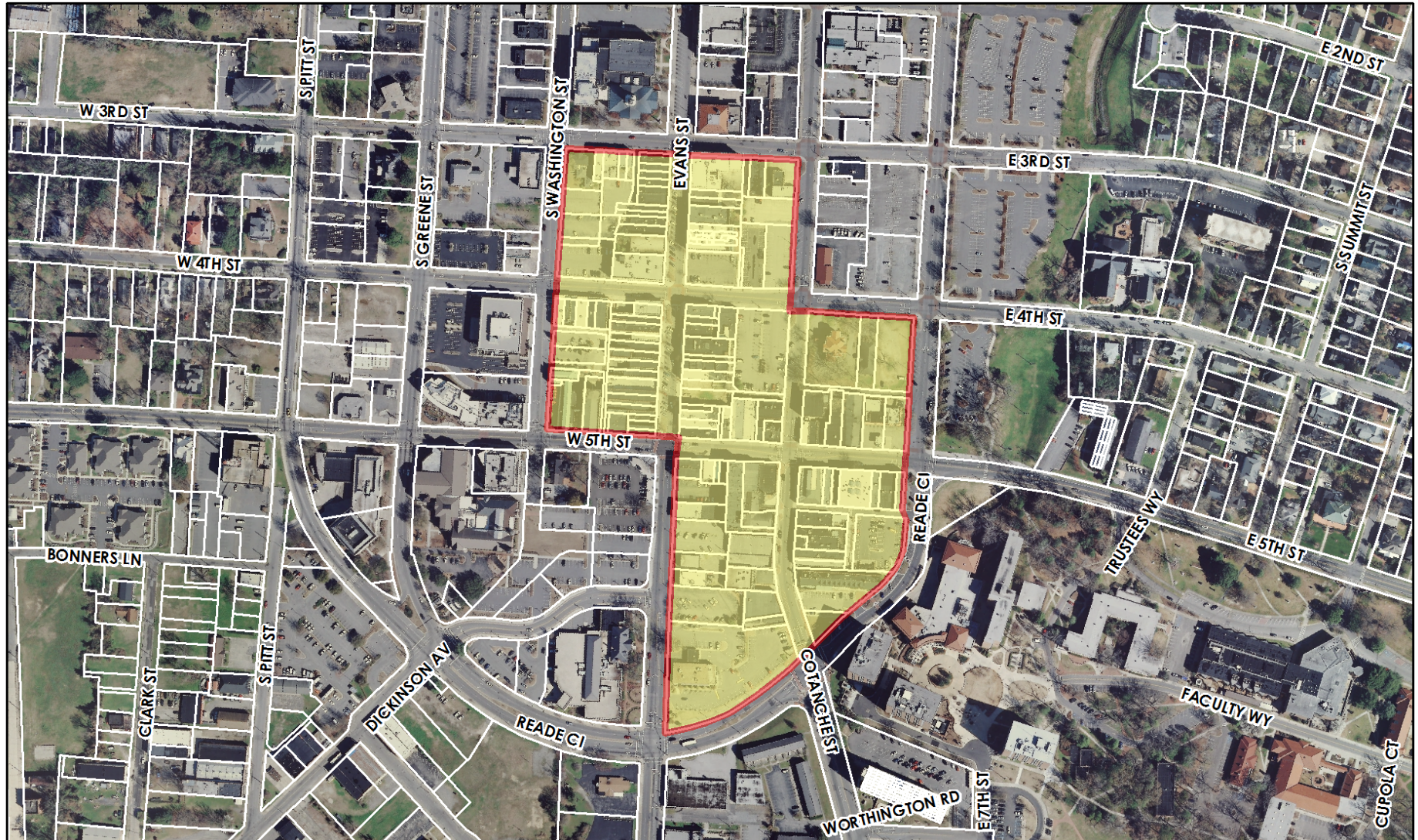
<u>September</u>	<u>October</u>	<u>November</u>
•Publish 2 nd Notice of Special Bond Referendum	•LGC for approval	•Referendum

Action Tonight

1. Conduct a Public Hearing on the Bond Order
2. Consider the Approval of the Bond Order
Authorizing a \$15,850,000 Street and
Pedestrian Bond
3. Consider Approval of a Resolution Calling a
Bond Referendum

Item 14: Ordinance revising the Uptown Outdoor Dining Permit standards for properties that abut the Uptown Parking Deck Plaza

Uptown Outdoor Dining Area



Find yourself in good company



Find yourself in good company



Find yourself in good company



Find yourself in good company



Find yourself in good company



Changes

After midnight:

- Furniture must be removed – may be stacked/secured in the dining area
- No food consumption or alcohol possession
- Food service equipment must be removed

Changes

- Barriers may stay in place – not permanently mounted/attached
- Space heaters are allowed – approval by Fire Marshall required

Standards are crafted to allow safe and unimpeded pedestrian passage in the plaza area and ingress/egress in the establishments.

Compliance with ADA, NC ABC, and Health Department

No additional personnel required

Reviewed by staff

Special Events

Item 15: Presentation on Trap, Neuter and Release (TNR) Program for Feral Cats

Background Information

- The Police Department has been asked by a member of Council and local animal advocates to consider implementation of an ordinance that will allow for the trapping of stray and feral cats by private entities.
- Currently there is no provision in the City Ordinances for this activity and the only trapping authorized is that conducted by the Animal Protective Services (APS) Unit within the Police Department.

Background Information

- Staff has researched the concept, considered the best course of action for the implementation of a successful program of this kind, and consulted with peer cities.
- Community stakeholders have also provided input which led to many of the recommendations presented.

What is “TNR”

“A program through which free-roaming cats (not belonging to particular humans) are humanely trapped; sterilized and medically treated; and returned to the outdoor locations where they were found.”

Current Trap and Removal Process

- A nuisance complaint is received and investigated.
- If confirmed, a City trap is set on the citizen's property, and adjoining neighbors are notified of the trap placement.
- Any trapped cats are checked for tags or microchips, and returned to the rightful owner if present,
- Cats with no ID are taken to the Pitt County Animal Shelter (\$20.00 drop-off fee) or City Of Greenville holding facility.

2014 City of Greenville Animal Stats

- Total calls for service: 3,893
- Total animals picked up: Dogs - 549 / Cats - 413
- Total taken to shelter: Dogs - 387 / Cats - 238
- Cat Traps loaned to citizens: 178

TNR Explained

- Feral cats are trapped, sterilized, vaccinated, ear-tipped to ID as TNR cat, and returned to the location from which they were trapped.
- Feral cats are stray or abandoned cats which have no owners.
- As a sterilized community cat colony ages, the number of cats will decrease by natural attrition.
- The goal of TNR is to reduce the number of feral, stray, or abandoned cats.

TNR continued

- TNR advocates report that nuisance behaviors of felines are reduced or eliminated once the animal is sterilized and fed regularly.
 - ✓ Urination, defecation, and “spraying” by cats
 - ✓ Property damage
 - ✓ Killing birds and other small wildlife for food or sport

(The actual impact is not easily quantifiable, and nuisance behavior may continue.)

Definitions Related to Feral Cat Management

- “Trap and Remove”: Current Practice of APS
- “TNR”: Trap, Neuter, and Release
- “TSNVR”: Trap, Spay, Neuter, Vaccinate, and Release
- “TSNVMR”: Trap, Spay, Neuter, Vaccinate, Microchip, and Release

Recommended Option:

- “TSNVMR”

TSNVMR Benefits:

- Insures safety and welfare of pets within the city
- Insures proper management of feral cat colonies through proper identification
- Shelter numbers and euthanized animals will likely decrease
- Increased spaying and neutering of animals reduces the feral cat population over time

TSNVMR concerns:

- Cats not removed by APS are left to roam the city
- The potential for personally owned cats to be altered unintentionally if not properly identified
- Increased nuisance complaints due to large number of felines in a concentrated area
- Increased potential for spread of disease

Vaccination Recommendations

- Feral Cats:
 - Dewormer
 - 3 year Rabies shot
 - 3 Way Vaccination
 - 1.) Rhinotracheitis
 - 2.) Calicivirus
 - 3.) Distemper
- Colony caregivers:
 - Preventative Rabies Series



Who will assume liability for feral cats?

Who will be liable when there is personal injury or property damage experienced by a citizen because of the actions of a feral TNR cat?

- City of Greenville?
- Colony Caregivers?
- Property owners where colony is located?
- Cat Coalition of Pitt County?

Examples of Liability Issues

- Property Damage:
 - Vehicles scratched, urination/"spraying"
 - Flowerbeds and vegetable gardens
 - Scratching on porches, steps, decks, etc....
- Flea/Tick Infestation
- Defecation/Urination:
 - Roundworms, hookworms, and tapeworms
 - Adult, children, pet contact with infected feces

Liability Issues Continued

- Cat Bites/Scratches of Humans or Pets:
 - Rabies transmission
 - Infection
 - Medical/vet treatment and related costs
- Mandatory Quarantine:
 - NC State Law
 - Who will pay PCAS for 10 day hold on TNR cat?
 - Who will pay for vet care if required?
 - Ear mites, fleas, ticks, worms, skin issues, wounds, and/or vaccinations

Define Vacuum Effect:

Vacuum Effect refers to the principle in which an animal removed from its habitat is eventually replaced by another animal because of the food and shelter which remain unused.

Wildlife Impact

The North Carolina Wildlife Resources Commission issues the following statement:

“When a food source is readily available, animals will gather in abnormally large numbers. By gathering together in unnatural groups, diseases can spread much more quickly.”



Find yourself in good company

TNR in Benchmark Cities

- Gastonia:
 - No TNR ordinance
 - No leash law on cats
 - Do not respond to trap request; complainant responsible for trap, transported by Animal Control

- Greensboro:
 - No TNR ordinance
 - No leash law on cats
 - Nuisance cats trapped using personal or city owned trap, transported by Animal Control

TNR in Benchmark Cities *Contd*

- High Point:
 - No TNR ordinance
 - No leash law on cats
 - Nuisance cats trapped using personal trap, complainant transports cat to shelter
- Raleigh:
 - No TNR ordinance
 - Has a leash law on cats
 - Nuisance cats trapped and removed, ear tipped cats not allowed to be returned to same area

TNR in Benchmark Cities *Contd*

- Asheville:
 - No TNR ordinance, work with rescues and TNR group
 - Has leash law on cats
 - Nuisance cats trapped and removed
- Cary:
 - Has TNR ordinance
 - Permits not required or regulated
 - Has leash law which does not apply to TNR cats
 - Nuisance cats trapped and removed, may not be returned to colony

TNR in Benchmark Cities *Contd*

- Concord & Durham:
 - No TNR ordinance
 - No leash law on cats
 - Nuisance cats are trapped and removed by citizen, taken to shelter
- Wilmington:
 - No TNR ordinance
 - Has leash law on cats
 - Nuisance cats with tipped ear removed to shelter; TNR groups notified and may claim cat with payment of \$20.00 fee

TNR in Benchmark Cities *Contd*

- Winston-Salem:
 - No TNR ordinance
 - No leash law on cats
 - Nuisance cats are trapped and removed, personal traps allowed

Recommendations

- If a TNR ordinance is adopted, staff recommends “TSNVMR”

The ordinance should cover:

- Permitting requirements for TNR groups
- Overall caregiver responsibilities
- Liability
- Colony size/numbers of cats
- Safety to citizens and feral cat colonies
- Public nuisance abatement and related fees
- P&Z requirements
- Board of Health recommendations