

**REGULAR MEETING
ASHEBORO CITY COUNCIL
CITY COUNCIL CHAMBER, ASHEBORO CITY HALL
THURSDAY, JULY 10, 2025
6:00 P.M.**

This being the time and place for a regular meeting of the Asheboro City Council, a meeting was held with the following elected officials and city management team members present:

Walker B. Moffitt) – Mayor Pro Tempore Presiding

Clark R. Bell)
Edward J. Burks)
Kelly L. Heath) – Council Members Present
William N. McCaskill)
Charles A. Swiers)
W. Joseph Trogdon, Jr.)

David H. Smith) – Mayor Absent

Donald E. Duncan, Jr., City Manager
Robert L. Brown, Jr., Chief of Police
Alyssa R. Chapuis, Public Information Officer
Timothy E. Cockman, Fire Chief
Holly H. Doerr, CMC, NCCMC, City Clerk/Paralegal
John L. Evans, Community Development Director
Trevor L. Nuttall, Assistant City Manager
Spencer C. Patton, EI, Assistant City Engineer
Deborah P. Reaves, Finance Director
Michael D. Rhoney, PE, Water Resources Director
Jonathan M. Sermon, Recreation Services Director
Jeffrey C. Sugg, City Attorney
Tammy M. Williams, Engineering Assistant/Deputy City Clerk

1. Call to Order

A quorum thus being present, Mayor Pro Tempore Moffitt called the meeting to order for the transaction of business, and business was transacted as follows. After calling the meeting to order, Mayor Pro Tempore Moffitt recognized and welcomed some boy scouts from Troop 527 who were in attendance. In addition to the boy scouts that were in attendance, Mayor Pro Tempore Moffitt recognized Daniel Dorociak from Congressman Richard Hudson’s office.

2. Moment of Silent Prayer and Pledge of Allegiance

After a moment of silence was observed in order to allow for private prayer or meditation, Mayor Pro Tempore Moffitt asked everyone to stand and recite the pledge of allegiance.

3. Recognition of Retired Fire Senior Captain Robert King

Fire Chief Eddie Cockman recognized Fire Senior Captain Robert King for his dedicated service to the city. Chief Cockman presented him with a plaque and his helmet and badge that he wore at the time of his retirement.

No formal action was taken by the city council during this portion of the meeting.

4. Presentation of the Central Business District Parking Study and Strategy

Jim Corbett, Director of Municipal Planning Services for Walker Consultants presented a strategic parking plan for the City of Asheboro's central business district. The study was conducted in three (3) phases.

Phase one of the study was an analysis and evaluation of existing conditions. During this preliminary phase of the study, citizens were involved in surveys in order to evaluate the existing parking conditions, i.e. "what is the parking supply?, what is the parking demand?, and is there a surplus or deficit?" During phase two of the study, evaluations of future parking needs were conducted, while phase three involved the identification of recommendations and priorities.

At the end of phase three of the study, Walker Consultants offered an action plan and priorities for the city to consider. This action plan includes, but is not limited to, the following:

- Modify ordinance
- Short-term regulations
- Long-term parking
- Increase citation amounts
- Shared parking opportunities
- Signage, branding, and wayfinding
- Pedestrian safety measures

No formal action was taken by the council during this portion of the meeting. City staff will present follow-up steps for implementing recommendations at later meetings.

5. An Update on the Recently Adopted Downtown Asheboro, Inc 2025-2030 Work Plan

Downtown Development Manager Addie Corder was unavailable for this presentation. This item will be presented at a later date.

6. Public Comment Period

Mayor Pro Tempore Moffitt opened the floor for comments from the public, and none were offered. Mayor Pro Tempore Moffitt closed the public comment period.

7. Consent Agenda

Council Member Bell moved, and Council Member Heath seconded the motion to approve/adopt the following consent agenda items with the exception of item 7(n) and item 7(q). Council Members Bell, Burks, Heath, McCaskill, Moffitt, Swiers, and Trogdon voted aye. There were no dissenting votes. Consent agenda item 7(n) will be presented at a later date. Consent Agenda Item 7(q) was removed for further discussion by the council members.

(a) Approval of the Meeting Minutes for June 5, 2025

The meeting minutes for the city council's regular meeting on June 5, 2025, were approved and have been filed in the city clerk's office. An electronic copy of the approved document has been posted on the city's website.

(b) Acknowledgement of the Receipt of the Meeting Minutes for the Asheboro ABC Board on May 6, 2025

The meeting minutes for the above-listed Asheboro ABC Board meeting were received and distributed to the elected officials. The document has been filed in the city clerk’s office.

(c) Acknowledgement of the Receipt of the Meeting Minutes for the Asheboro ABC Board on June 3, 2025

The meeting minutes for the above-listed Asheboro ABC Board meeting were received and distributed to the elected officials. The document has been filed in the city clerk’s office.

(d) Acknowledgement of the Receipt of the Asheboro ABC Board’s Adopted Budget for Fiscal Year 2025-2026

The budget for fiscal year 2025-2026 that has been adopted by the Asheboro ABC Board has been received and distributed to the elected officials. The document has been filed in the city clerk’s office.

(e) Acknowledgement of the Receipt of the Asheboro ABC Board’s Meeting Schedule for Fiscal Year 2025-2026

The meeting scheduled for the Asheboro ABC Board for fiscal year 2025-2026 has been received and distributed to the elected officials. The document has been filed in the city clerk’s office.

(f) Adoption of a Resolution Approving an Updated Law Enforcement Services Contract with the Asheboro ABC Board

RESOLUTION NUMBER 22 RES 7-25

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

RESOLUTION APPROVING AN UPDATED LAW ENFORCEMENT SERVICES CONTRACT WITH THE ASHEBORO ABC BOARD

WHEREAS, the term “ABC laws” means (a) the statutory provisions found in Chapter 18B of the General Statutes of North Carolina pertaining to the regulation of alcoholic beverages; (b) the statutory provisions found in Article 2C of Chapter 105 of the General Statutes of North Carolina pertaining to alcoholic beverage license and excise taxes; and (c) the rules issued by the North Carolina Alcoholic Beverage Control Commission under the authority of Chapter 18B of the General Statutes of North Carolina; and

WHEREAS, pursuant to Section 18B-501 of the General Statutes of North Carolina, the Asheboro ABC Board (the “ABC Board”) must either hire one or more ABC enforcement officers or contract with a local law enforcement agency for the enforcement of the ABC laws within the local law enforcement agency’s territorial jurisdiction; and

WHEREAS, on November 10, 2008, the city and the ABC Board entered into an *ABC LAW ENFORCEMENT SERVICES* contract; and

WHEREAS, on November 11, 2016, the city and the ABC Board entered into a modified *ABC LAW ENFORCEMENT SERVICES* contract that superseded the contract executed in 2008; and

WHEREAS, the ABC Board is of the opinion that continuing the contractual relationship with the city under the terms and conditions of an updated *CONTRACT FOR*

ABC LAW ENFORCEMENT SERVICES (the “**2025 Contract**”) would constitute the most efficient use of the local board’s ABC law enforcement funds; and

WHEREAS, the city council is of the opinion that the public health and safety goals of the city and its municipal police department would be furthered by entering into the 2025 Contract to continue providing, on behalf of the ABC Board, ABC law enforcement services in accordance with the terms and conditions of the updated contract; and

WHEREAS, the 2025 Contract has been attached hereto as EXHIBIT 1 and is hereby incorporated into this Resolution by reference as if copied fully herein.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that the 2025 Contract attached hereto as EXHIBIT 1 is hereby approved; and

BE IT FURTHER RESOLVED by the City Council of the City of Asheboro that the city manager is hereby authorized and directed to execute the 2025 Contract on behalf of the city.

This Resolution was adopted by the Asheboro City Council in open session during a regular meeting on July 10, 2025.

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

EXHIBIT 1

STATE OF NORTH CAROLINA

**CONTRACT FOR ABC LAW
ENFORCEMENT SERVICES**

COUNTY OF RANDOLPH

THIS CONTRACT FOR ABC LAW ENFORCEMENT SERVICES (hereinafter referred to as the “**2025 Contract**”), which is made and entered into as of the date of the last signature affixed hereto (the “**Effective Date**”), is by and between the **CITY OF ASHEBORO**, a North Carolina municipal corporation, (the “**City**”) and the **ASHEBORO ABC BOARD**, a local ABC board that may transact business as a corporate body pursuant to Section 18B-702(a) of the North Carolina General Statutes, (the “**ABC Board**”). The City and the ABC Board are hereinafter collectively referred to as the “**Parties.**”

WITNESSETH

WHEREAS, Section 18B-501 of the North Carolina General Statutes provides that the ABC Board must either hire one or more ABC enforcement officers or contract with a local law enforcement agency for the enforcement of the ABC laws within the local law enforcement agency’s territorial jurisdiction; and

WHEREAS, on November 10, 2008, the City and the ABC Board entered into an *ABC LAW ENFORCEMENT SERVICES* contract (the “**Initial Contract**”); and

WHEREAS, on November 11, 2016, the City and the ABC Board entered into a modified *ABC LAW ENFORCEMENT SERVICES* contract (the “**2016 Contract**”) that superseded the Initial Contract; and

WHEREAS, the ABC Board is of the opinion that updating and continuing the contractual relationship with the City under the terms and conditions of the 2025 Contract would constitute the most efficient use of the board’s ABC law enforcement funds; and

WHEREAS, the City is of the opinion that the public health and safety goals of the City and its municipal police department (the “**APD**”) would be furthered by entering into the 2025 Contract to continue providing, on behalf of the ABC Board, ABC law enforcement services in accordance with the terms and conditions of the updated agreement.

NOW, THEREFORE, IT IS AGREED by the Parties as follows:

ARTICLE 1 – ABC LAW ENFORCEMENT SERVICES

- Section 1.01

On behalf of the ABC Board, the APD shall provide ABC law enforcement services (the “**Contracted Services**”) within the territorial jurisdiction of the APD.
- Section 1.02

Pursuant to Section 18B-501(f1) of the North Carolina General Statutes, the APD shall report to the ABC Board, by the fifth business day of each month, on a form developed by the North Carolina Alcoholic Beverage Control Commission (the “**Commission**”), the following data for the officer(s) designated by the APD to deliver the Contracted Services:

(a)

The number of arrests made for ABC law, Controlled Substance Act, or other violations, by category, at ABC permitted outlets;

(b)

The number of arrests made for ABC law, Controlled Substance Act, or other violations, by category, at other locations;

(c)

The number of agencies assisted with ABC law or controlled substance related matters; and

(d)

The number of alcohol education and responsible server programs presented.
- Section 1.03

In addition to designating personnel to provide the documented law enforcement services contemplated by the above-referenced Commission form, the APD will give priority to the following specific requests that are also deemed to be within the scope of the Contracted Services:

(a)

Security for ABC store employees as they exit the premises at closing time;

(b)

Escorts for ABC Board employees making bank deposits. Such escorts shall extend from the time the employee(s) transporting the bank deposit exit the store until such time as the transaction is completed. A telephonic request for such an escort shall be made of the APD at least one hour prior to the scheduled departure time for the bank deposit;

(c)

Inspections of businesses that have been permitted for mixed beverages are to be conducted to ensure compliance with the ABC laws and the rules of the Commission governing mixed beverage permittees. At a minimum, such inspections are to be made annually. Copies of written inspections for the prior calendar year, or, alternatively, a summary listing of locations inspected, the date of the inspection, and any discrepancies noted shall be provided to the ABC Board by the 15th day of each January;

(d)

For the purpose of monitoring compliance with laws prohibiting the sale of alcoholic beverages to underage persons, random

- covert compliance checks of no less than twenty-five percent (25%) of all permitted ABC businesses within the City’s territorial boundaries shall be conducted each calendar year using a covert underage operative in a manner that is substantively guided by the adopted written policies of the Alcohol Law Enforcement Division of the North Carolina Department of Public Safety. Upon request from the APD, the ABC Board will reimburse the City for the reasonable costs incurred by the APD to utilize covert underage operative(s) and to provide the monies needed for covert purchase expenses; and
- (e) Investigations of allegations of theft, embezzlement, and/or other crimes occurring upon property owned or leased by the ABC Board.

**ARTICLE 2 – RESPONSIBILITY FOR LAW ENFORCEMENT
PERSONNEL AND EQUIPMENT**

- Section 2.01** The City is solely responsible for hiring, training, equipping, and supervising the sworn law enforcement personnel designated to perform the Contracted Services. The City shall maintain complete and exclusive administrative control over such personnel, including, without limitation, the salary and other compensation for the sworn law enforcement personnel designated to provide the above-described services.
- Section 2.02** The City hereby assumes full and complete responsibility for the defense of the City and its employees against any claim, lawsuit, or other civil action brought as a result of the City’s provision of the Contracted Services. The ABC Board agrees to cooperate in this regard by giving notice to the city attorney for the City of Asheboro on becoming aware of any claim or action of any nature whatsoever against the City or any of its employees designated to perform the Contracted Services and to otherwise cooperate with the City’s request for information as necessary in the City’s defense of any such claim or action.
- Section 2.03** Whenever the City becomes aware of any complaint, claim, or action that allegedly arose out of or in connection with the City’s provision of the Contracted Services, the City will inform the ABC Board of the City’s receipt of notification of such a complaint, claim, or action without unreasonable delay.

ARTICLE 3 – FINANCIAL CONSIDERATION

The City will provide the Contracted Services within the territorial jurisdiction of the APD in consideration of the quarterly payment to the City by the ABC Board of five percent (5%) of the ABC Board’s profits as calculated in accordance with Section 18B-805(c)(2) of the North Carolina General Statutes.

ARTICLE 4 – CONTRACT DURATION, AMENDMENT, AND TERMINATION

- Section 4.01** Upon the Effective Date of the 2025 Contract, the Initial Contract and the 2016 Contract shall be null and void.
- Section 4.02** Upon the Effective Date specified herein, this 2025 Contract shall be effective and shall continue in full force and effect until such time as either party terminates the contract, with or without cause, by giving a 30-day written notice to the other party of the date upon which the contract shall terminate.

Section 4.03 This contract may only be amended by mutual written agreement of the Parties. Any such amendment(s) will be attached to the 2025 Contract as a written addendum and executed by all parties.

IN WITNESS WHEREOF, the City and the ABC Board have caused this contract to be executed by their respective duly authorized officers.

CITY OF ASHEBORO:

ASHEBORO ABC BOARD:

Donald E. Duncan, Jr.
City Manager
Date: _____

Stephen R. Knight
ABC Board Chair
Date: _____

(g) Acknowledgement of the Receipt of the Monthly Report Detailing Major Subdivisions Administratively Approved

There have been none approved.

(h) **Approval of the Community Development Division's Request to Schedule for the City Council Meeting on August 7, 2025, and to advertise, a legislative hearing on an application (Case No. RZ-25-13) to rezone a parcel of land at 1315 Cliff Road (Randolph County Parcel Identification Number 7760066599) from R15 Low-Density Single-Family Residential zoning to B2 General Commercial zoning**

(i) Acknowledgement of the Receipt from the Planning and Zoning Director of Certification that the Final Decision Document for Land Use Case Number SUP-25-02 has been served

The final decision document for SUP-25-02 was mailed to the following parties on June 24, 2025.

Southend Market, LLC
3023 US Hwy 64 West
Asheboro, NC 27205

Tella Billboards, LLC
PO Box 3207
Asheboro, NC 27204

(j) **Approval of a Resolution Designating Deputy Finance Officers for the Purpose of Preauditing Obligations Incurred by Departments in Amounts Under the Purchase Order Threshold**

23 RES 7-25

RESOLUTION
Designating Deputy Finance Officers
for Preaudit Authorization
under Purchase Order Threshold

WHEREAS, North Carolina General Statutes 159-28 (a) requires the Finance Officer or Deputy Finance Officer, approved by the governing board, to sign all purchase orders, contracts, or agreements which includes a certificate stating that the instrument has been pre-audited to verify sufficient funds exist to meet the obligation.

WHEREAS, obligations more than \$1,000 are approved with a purchase order or a contract for service:

WHEREAS, department heads are responsible for the operations and budget management for their area of operation.

WHEREAS, On June 7th, 2018, the City of Asheboro City Council adopted a resolution designating certain positions as deputy finance officers, by position and name, to comply with the Local Government Budget and Fiscal Control Act.

WHEREAS, positions and individuals occupying positions have changed requiring the resolution designating deputy finance officers for the City of Asheboro to be updated.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Asheboro that:

Section 1: The following positions are hereby designated as deputy finance officers for the purpose of preauditing obligations incurred to their department’s budgets in amounts totaling less than \$1000:

City Manager, Assistant City Manager, City Attorney; Deputy Finance Director, IT Director; Planning/Zoning Director, Community Development Director; Police Chief; Fire Chief; Chief Building Inspector; Chief Fire Inspector; Public Works Director; Assistant Public Works Director, Fleet Maintenance Superintendent; Public Services Superintendent; Human Resources Director, Recreation Services Director; Cultural Services Facility Manager, Sportsplex Facility Manager, Facilities Maintenance Director; Water Resources Director; Water/Sewer Maintenance Superintendent; Water Plant Manager; Wastewater Treatment Plant Manager; Technical Services Manager; System Maintenance Superintendent; and Water Quality Manager.

Section 2: The Facilities Maintenance Superintendent is hereby designated as deputy finance officer for the purpose of pre-auditing maintenance related obligations incurred by his department on behalf of the other departments during the course of their duties to maintain City Facilities.

Adopted this the 10th day of July, 2025.

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

(k) Approval of a Resolution Adopting the 2025-2026 Capital Improvements Plan for Water & Sewer Operations

**RESOLUTION NUMBER 24 RES 7-24
CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA**

Capital Improvement Plan for Water & Sewer Operations 2025-2035

WHEREAS, a Capital Improvement Plan is designated to provide governmental officials with a frame of reference within which they may anticipate and achieve goals, objectives and service delivery levels desired by the Mayor and City Council, and;

WHEREAS, North Carolina Department of Environment and Natural Resources currently requires that a Capital Improvement Plan be in place as part of the required Water & Sewer collection system permitting process, and;

WHEREAS, the City defines capital need/expenditure as costs incurred to construct, refurbish, or purchase property or equipment that is expected to be functional over an

extended period of time and often relates to expenditures that are large outlays of money in comparison to those included in the normal operating budget, and;

WHEREAS, the firm Freese and Nichols Inc. was contracted to do a wastewater asset inventory and assessment to be used as a planning tool to guide improvements and maintenance for the City’s existing wastewater structure in June 2020 and this analysis was completed and presented to City Council on April 7, 2022.

WHEREAS, the City of Asheboro contracted the firm Waterworth to help city staff develop a Capital Improvement Plan that integrates the information from the Freese and Nichols Inc. analysis.

WHEREAS, October 29, 2024, Waterworth and City staff distributed and presented a preliminary version of the Capital Improvement plan for the Water & Sewer Operations to City Council, refined the plan based on feedback, distributed and presented a final version of the plan to the City Council on April 3, 2025 and incorporated components of the plan in the 2025-2026 Budget Ordinance that was adopted on June 10, 2025.

WHEREAS, the plan outlines annual departmental allocations by year, over a 10 year period, along with the funding recommendations and proposed rate increases that were incorporated in the Waterworth plan followed by more specific departmental detail of these expenditures, and;

NOW, THEREFORE, BE RESOLVED that the City Council of the City of Asheboro, North Carolina does hereby adopt the 2025-2035 Capital Improvement Plan.

This resolution was adopted in open session by the Asheboro City Council during a regular meeting that was held on the 10th day of July 2025.

/s/Walker B. Moffitt
Walker Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

- (l) **Approval of a Resolution Declaring the Official Intent of the City of Asheboro to Purchase Municipal Vehicles and Equipment and to Reimburse the Water and Sewer Fund and the General Fund with Installment Financing Proceeds**

RESOLUTION NUMBER 25 RES 7-25

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF ASHEBORO TO PURCHASE MUNICIPAL VEHICLES AND EQUIPMENT AND TO REIMBURSE THE WATER AND SEWER FUND AND THE GENERAL FUND WITH INSTALLMENT FINANCING PROCEEDS

WHEREAS, in order to maintain a satisfactory level of municipal services, the Asheboro City Council has adopted a budget ordinance for fiscal year 2025-2026 that allocates funding for the acquisition of vehicles and equipment deemed essential for maintaining uninterrupted high-quality municipal services; and

WHEREAS, the following appropriations have been made for the acquisition of vehicles and equipment by city departments that receive their funding from the City of Asheboro Water and Sewer Fund:

1. \$44,000.00 has been budgeted for vehicle and equipment acquisition by the meter department;
2. \$223,000.00 has been budgeted for vehicle and equipment acquisition by the water maintenance department;
3. \$75,000.00 has been budgeted for vehicle and equipment acquisition by the sewer maintenance department;
4. \$78,000.00 has been budgeted for vehicle and equipment acquisition by the systems maintenance department; and

WHEREAS, the following appropriations have been made for the acquisition of vehicles and equipment by city departments that receive their funding from the City of Asheboro General Fund:

1. \$503,062.00 has been budgeted for vehicle and equipment acquisition by the police department;
2. \$53,000.00 has been budgeted for vehicle and equipment acquisition by the building inspections department;
3. \$45,000.00 has been budgeted for vehicle and equipment acquisition by the operations department;
4. \$76,000.00 has been budgeted for vehicle and equipment acquisition by the fleet maintenance department;
5. \$561,500.00 has been budgeted for vehicle and equipment acquisition by the street maintenance department;
6. \$1,007,000.00 has been budgeted for vehicle and equipment acquisition by the environmental services department;
7. \$176,000.00 has been budgeted for vehicle and equipment acquisition by the facility maintenance department; and

WHEREAS, the budgeted amount for the above-described acquisition of vehicles and equipment needed for the listed city departments funded out of (a) the Water and Sewer Fund (\$420,000.00) and (b) the General Fund (\$2,421,562.00) to deliver essential municipal services totals \$2,841,562.00; and

WHEREAS, Section 160A-20 of the North Carolina General Statutes authorizes the city to finance the purchase of personal property by means of installment financing that creates a security interest in the purchased property; and

WHEREAS, in order to provide uninterrupted, high-quality municipal services, the above-referenced vehicles and equipment will be purchased and placed into service as soon as possible with available funds in the Water and Sewer Fund and in the General Fund; and

WHEREAS, the Asheboro City Council has decided that the above-stated expenditures are to be reimbursed to the Water and Sewer Fund and the General Fund during the current fiscal year with proceeds from an installment financing agreement that will create security interests in the above-referenced municipal vehicles and equipment acquired by the city during its 2025-2026 fiscal year; and

WHEREAS, more favorable financing terms can be obtained if the city takes the steps necessary to allow the lending institution from which financing is ultimately obtained to exclude the interest paid or payable under an installment financing agreement with the city from the gross income of the lending institution; and

WHEREAS, city staff members have prepared revisions to Article V (Benefits), Section 6 (Special Separation Allowance for Law Enforcement Officers) of the City of

In accordance with N.C. Gen. Stat. § 143-166.42, on and after January 1, 1987, all eligible sworn law enforcement officers employed by the City of Asheboro shall ~~receive, beginning on the last day of the month in which he/she retires on a basic service retirement,~~ receive an annual special separation allowance beginning in the month in which the officer retires on a basic service retirement under the provisions of N.C. Gen. Stat. § 128-27(a). Consistent with N.C. Gen. Stat. § 143-166.42, the allowance shall be paid in equal installments on the payroll frequency used by the employer from which the officer retired (the City of Asheboro). The retiring officer's initial eligibility for the special separation allowance and the formula to be used in calculating the amount of the allowance shall be determined by city staff members in the finance and human resources departments in strict compliance with the applicable statutes and administrative regulations, specifically including without limitation the above-cited statutory provision.

The cessation of the above-described payments to a retired officer shall be governed by the provisions listed below.

- (1) Subject to the following subsection (2), payment to a retired officer under the provisions of this section shall cease at the first of the following occurrences:
 - (a) The death of the officer;
 - (b) The last day of the month in which the officer attains 62 years of age; or
 - (c) The first day of reemployment by a local government employer in any capacity.
- (2) Notwithstanding any other provision contained within this section, payments to a retired officer shall not cease when a unit of local government employs a retired officer for any of the following:
 - (a) In a public safety position in a capacity not requiring participation in the Local Governmental Employees' Retirement System; or
 - (b) In service to a county board of elections on an election day or during the hours for early voting under Part 5 of Article 14A of Chapter 163 of the General Statutes in a capacity that complies with G.S. 128-21(19) and does not result in cessation or suspension of the retiree's benefit from the Local Governmental Employees' Retirement System.
- (3) If a retired officer's receipt of the special separation allowance is terminated because of the individual's reemployment with a local government employer, payment of the special separation allowance cannot be resumed at a later date.

[The following text applies to eligible law enforcement officers employed by the City of Asheboro who retire on or after July 1, 2025.]

- (A) Annual Special Separation Allowance – On and after January 1, 1987, every sworn law enforcement officer employed by the City of Asheboro who qualifies under N.C. Gen. Stat. § 143-166.42 shall receive an annual special separation allowance beginning in the month in which the officer retires on a basic service retirement under the provisions of N.C. Gen. Stat. § 128-27(a). Consistent with the legislative enactment providing for the annual special separation allowance, the allowance shall be paid in equal installments on the payroll frequency used by the employer from which the officer retired (the City of Asheboro).
- (B) Definitions – The following definitions apply in this section.
 - (1) Allowance – The annual special separation allowance for local law enforcement officers provided for under N.C. Gen. Stat. § 143-166.42.
 - (2) Creditable Service – The service for which credit is allowed under the retirement system of which the officer is a member.
 - (3) Law Enforcement Officer – As defined in N.C. Gen. Stat. § 128-21 or N.C. Gen. Stat. § 143-166.50(a).
 - (4) Officer – Law enforcement officer.
- (C) Qualification for Allowance and Calculation of Allowance – To be eligible for an allowance under this section, an officer is required to meet one of the following sets of criteria, which shall also determine the allowance amount.
 - (1) For officers meeting all of the following criteria, the annual special separation allowance to be paid is equal to eighty-five hundredths percent (0.85%) of the annual base rate of compensation most recently applicable to the officer for each year of that officer's creditable service:

- (a) The officer (i) has completed 30 or more years of creditable service or (ii) is 55 years of age or older and completed five or more years of creditable service;
 - (b) The officer is less than 62 years of age;
 - (c) The officer has completed at least five years of continuous service as a law enforcement officer immediately preceding the officer's service retirement. Any break in this required continuous service that is a result of disability retirement or disability salary continuation benefits shall not adversely affect an officer's qualification to receive an allowance under this subdivision so long as the officer returned to service within 45 days after the disability benefits had ceased and is otherwise qualified to receive the allowance; and
 - (d) At least fifty percent (50%) of the officer's creditable service is as a law enforcement officer.
 - (2) For officers meeting all of the following criteria, the annual special separation allowance to be paid is equal to eighty-five hundredths percent (0.85%) of the annual equivalent of the base rate of compensation at the time the officer attained 30 years of service multiplied by 30:
 - (a) Prior to attaining 62 years of age, the officer has completed 30 or more years of creditable service, at least fifty percent (50%) of which was as a law enforcement officer; and
 - (b) The officer has completed at least five years of continuous service as a law enforcement officer immediately preceding the officer's service retirement. Any break in this required continuous service that is a result of disability retirement or disability salary continuation benefits shall not adversely affect an officer's qualification to receive an allowance under this subdivision so long as the officer returned to service within 45 days after the disability benefits had ceased and is otherwise qualified to receive the allowance.
- If an officer meets all of the criteria under each subdivision of this subsection (C), then the city as the employer making the allowance payments will allow the officer to choose which of the two calculation formulas to use for that officer's allowance. This election by the officer is a one-time, irrevocable election and shall be made prior to the first allowance payment. If no election is made by the officer, then the calculation amount under subdivision (2) of this subsection (C) shall be used.
- (D) Cessation of Payment – Payment of the allowance to a retired officer under the provisions of this section shall cease at the first occurrence of one of the following events.
 - (1) The death of the officer.
 - (2) The last day of the month in which either of the following applies:
 - (a) If the officer is receiving an allowance in an amount determined under subdivision (C)(1) of this section, the officer attains 62 years of age; or
 - (b) If the officer is receiving an allowance in an amount determined under subdivision (C)(2) of this section, there has been a period of receiving the allowance that is equivalent to the total of 62 years minus the age at which the officer first completed 30 years of creditable service.
 - (3) The first day of reemployment by a local government employer in any capacity.
 - (D1) Exceptions to the Cessation of Payments – Notwithstanding the provisions of subdivision (3) of subsection (D) of this section, payments to a retired officer shall not cease when a local government employer employs a retired officer in any of the following manners.

- (1) In a public safety position in a capacity not requiring participation in the Local Governmental Employees' Retirement System.
- (2) In service to a county board of elections on an election day or during the hours for early voting under Part 5 of Article 14A of Chapter 163 of the General Statutes in a capacity that complies with N.C. Gen. Stat. § 128-21(19) and does not result in cessation or suspension of the retiree's benefit from the Local Governmental Employees' Retirement System.
- (D2) If a retired officer's receipt of the annual special separation allowance is terminated pursuant to the provisions of subdivision (3) of subsection (D) of this section, payment of the special separation allowance cannot be resumed at a later date.
- (n) **Adoption of Required Plans and Policies Specific to the Jarrell Center City Garden Project Requested to be Funded with CDBG-Coronavirus Funds**

This item was removed.

- (o) **Adoption of a Resolution Establishing the City of Asheboro Schedule of Fees for Fiscal Year 2025-2026**

RESOLUTION NUMBER 27 RES 7-25

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

Resolution Adopting the City of Asheboro Schedule of Fees

WHEREAS, the City of Asheboro strives to provide a high level of service to its citizens; and

WHEREAS, some services provided are used periodically and require an extensive amount of man hours and city resources; and

WHEREAS, the City of Asheboro charges fees for these various services and these fees are found throughout the municipal code; and

WHEREAS, the city council desires to consolidate these fees into one document, attached hereto, that may be amended from time to time at the council's sole discretion.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that the attached fee schedule which is incorporated into this Resolution by reference, is hereby established and adopted as the City of Asheboro Schedule of Fees; and

BE IT FUTHER RESOLVED by the City Council of the City of Asheboro that, except as otherwise specifically noted within the adopted fee schedule, the fees listed within the attached schedule will be effective upon adoption of this Resolution; and

BE IT FURTHER RESOLVED by the City Council of the City of Asheboro that city staff shall, at a minimum, review the adopted fee schedule on an annual basis and provide updates to the city council on the results of the review process.

This Resolution was adopted by the Asheboro City Council in open session during a regular meeting on July 10, 2025.

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

City of Asheboro
Schedule of Fees

Fiscal Year
2025-2026



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Building Inspections

A Zoning Permit may be required before building permits can be issued. Drawings for projects need to be submitted at least two weeks prior to issuance of building permits. All subcontractors should obtain their own permits. Fees are based on the general construction portion only. Project costs should be rounded to the nearest thousand. Minimum permit fee for all permit types is \$50. The permit fee for all permit types when work is started prior to a required permit is double that standard permit fee or \$200, whichever is less.

DESCRIPTION	AMOUNT
Building Permit	Residential: \$5/\$1000 up to \$150,000; \$1.50/\$1,000 thereafter Commercial: \$10/\$1000 up to \$150,000; \$5.00/\$1,000 thereafter
Minimum Permit	\$50
Minimum Sign	\$50
Non-bid Jobs (new)	\$40/ sq. ft.
Habitable Space	\$20/ sq. ft.
Mobile Home	\$100
Swimming Pool	\$100
Demolition-Residential	\$75
Demolition-Commercial	\$150
Relocate Structure	\$120
Plumbing Permit	\$5 per fixture, \$50 minimum
Water/Sewer Line: House	\$50
Water/Sewer Line: Commercial/Large	\$100
Heating/ AC Permit	
Boiler	\$100
Gas Line-Residential	\$50
Gas Line-Commercial	\$50
Gas Furnace/Gas Pack	\$60
Gas Furnace / Gas Pack and AC up to 5 tons	\$100
Additional per ton over 5	\$10
Heat Pump	\$60

Mini Split	\$50
Oil Furnace	\$60
Refrigeration Units	
Minimum Permit	\$30
Per additional unit over 3	\$10

<u>CHANGE OUTS</u>	<u>AMOUNT</u>
Unit Change out (no duct work)	
Residential	\$50
Commercial	\$75
Commercial - greater than 5 ton	\$100
Commercial Grease Hood	\$100
Mobile Home Heating/ AC Unit	\$50
Gas Appliances	
Minimum Permit (up to 3 appliances)	\$50
Additional Per appliance	\$10

Electrical Permits	
Temporary Service Residential	\$50
Temporary Service Commercial	\$100
Temp Pole/Saw Service	
Residential	\$50
Commercial	\$100
Residential	\$100
Commercial	\$100 first 5000 sq. ft.
	\$5/1000 sq. ft. thereafter
Service Change	\$50
Electric Repair	
Residential	\$50
Commercial	\$100
Generator Installation	\$50
Mobile Home Service	\$50
Sign	\$50
Duplex	\$200
Apartments (each)	\$50
Minimum Permit	\$50
*Fee for work started without permit	\$100 maximum

Reinspection Fee:	\$50
A re-inspection fee may be assessed for a second and any subsequent failed inspections.	

A Zoning Permit may be required before building permits can be issued. Drawings for projects need to be submitted at least two weeks prior to issuance of building permits. All subcontractors should obtain their own permits. Fees are based on the general construction portion only. Project costs should be rounded up to the nearest thousand.

Minimum permit fee for all permit types is \$50 unless otherwise provided. An additional fee will be assessed for all permit types when work is started prior to a required permit; that fee is double the applicable permit fee or \$500, whichever is less. A \$50 re-inspection fee may be assessed for a second and any subsequent failed inspection.

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Permit fees are broken down into two (2) categories: Residential and Commercial. Residential includes single and two-family construction: single-family homes, duplexes and townhomes fall into this category. Commercial includes all other projects not considered Residential.

Building Permits:	Residential	Commercial
	<i>New Construction:</i>	<i>New Construction and Renovations:</i>
	\$100 + \$0.35 per sq. ft.	\$10 per \$1,000 up to \$150,000
		\$5 per \$1,000 thereafter
	<i>Renovations and additions:</i>	
	\$50 + \$0.20 per sq. ft.	Minimum Fee: \$100
	Minimum Fee: \$50	

Note: When fees are based on construction cost, any information provided may be reviewed against the most current International Code Council’s “Building Valuation Data” (BVD). In the event of a disparity, the BVD may be used as a basis for project cost.

Demolition - Residential	\$75 per building
Demolition - Commercial	\$150 per building
Insulation – Residential	\$50
Insulation – Commercial	\$100
Manufactured Home	\$100
Minimum Sign Permit	\$50
Modular Home	\$500 (does not include trades)
Relocate Single-Family Residence	\$500
Swimming Pool, including Fence	\$125
Change of occupancy inspection	\$100

Plumbing Permits:	\$5 per fixture, \$50 minimum
Water/Sewer Line: House	\$50
Water/Sewer Line: Commercial/Large	\$100
Residential Irrigation Sprinkler	\$50
Non-Residential Irrigation Sprinkler	\$100

Heating and Air Conditioning Permits:

Residential		Commercial	
Gas Line	\$50	Gas Line	\$100
Furnace / Gas Pack.	\$75	Furnace / Gas Pack & AC (≤ 5 tons)	\$100
Heat Pump:	\$75	Each Additional Ton over 5	\$10
Mini-Split	\$50	Refrigeration Units (< 3 tons)	\$75
Oil Furnace	\$75	Each Additional Unit over 3	\$10
Unit Change Out (no duct work)	\$50	Commercial Grease Hood	\$100
Manufactured Home Heating / AC Unit	\$75	Unit Change Out (no duct work)	\$100
Gas Appliances Up to 3	\$50	Gas Appliances Up to 3	\$100
Each Additional Gas Appliance	\$10	Each Additional Gas Appliance	\$10
Minimum Mechanical Fee	\$50	Boiler Permit	\$100
		Minimum Mechanical Fee	\$50

Electrical Permits:

Temporary Service Residential	\$50
Temporary Service Commercial	\$100
New Single-Family Residential/Modular	\$100
Temp Pole/Saw Service	
Residential	\$50
Commercial	\$100

Residential Repair	\$50
New Commercial Construction / Repair	\$100 first 5,000 s.f., \$5 per 1,000 s.f. thereafter
Service Change	\$50
Generator Installation	\$50
Manufactured Home Service	\$75
Apartments	\$50 each
Temporary power for Residential	\$50
Temporary power for commercial	\$100
*Return Check Fee	\$25.00

Cemeteries

Stone Permit Fee	\$10.00
Burial Permit Fee	\$10.00

City Clerk’s Office

Local Malt Beverage and Wine Privilege License

Malt Beverage			Wine (Unfortified, Fortified, or Both)	
Location Number	On-Premises	Off-Premises	On-Premises	Off-Premises
1	\$15.00	\$5.00	\$15.00	\$10.00
2	\$16.50	\$5.50	\$16.50	\$11.00
3	\$18.15	\$6.05	\$18.15	\$12.10
4	\$19.97	\$6.66	\$19.97	\$13.31
5	\$21.97	\$7.33	\$21.97	\$14.64
6	\$24.17	\$8.06	\$24.17	\$16.10
7	\$26.59	\$8.87	\$26.59	\$17.71
8	\$29.25	\$9.76	\$29.25	\$19.48
9	\$32.18	\$10.74	\$32.18	\$21.43
10	\$35.40	\$11.81	\$35.40	\$23.57

Malt Beverage and Wine Wholesaler	
Malt Beverage and/or Wine Wholesaler	\$37.50

Illustration of Tax Calculations			
Retailer A Has Malt Beverage, On-Premises; Malt Beverage, Off-Premises; Wine, On-Premises; and Wine, Off-Premises Permits at One Location		Retailer B Has Malt Beverage, On-Premises; Malt Beverage, Off-Premises; Wine, On-Premises; and Wine, Off-Premises Permits at Two Locations	
Location	Retailer A (Single Location)		Retailer B (Two Locations)
1	Malt Beverage, On-Premises	\$15.00	Malt Beverage, On-Premises \$15.00
1	Malt Beverage, Off-Premises	\$5.00	Malt Beverages, Off-Premises \$5.00
1	Wine, On-Premises	\$15.00	Wine, On-Premises \$15.00
1	Wine, Off-Premises	\$10.00	Wine, Off-Premises \$10.00
			Subtotal for Location 1 = \$45.00
2			Malt Beverage, On-Premises \$16.50
2			Malt Beverage, Off-Premises \$5.50
2			Wine, On-Premises \$16.50
2			Wine, Off-Premises \$11.00

		Subtotal for Location 2	=\$49.50
Total Tax for Retailer A	= \$45.00	Total Tax for Retailer B	= \$94.50

Taxicabs

Taxicab Driver’s Permit	\$3.00
Taxicab Driver’s Permit Renewal	\$0.50

Cultural and Recreation Services

**City Resident/Non-Resident rates are established according to the residence of the individual. City Residents need to obtain a REC card to receive the City Resident Rate.

Lake Lucas	Rec Card	Non-Resident
Daily Fishing Permit	\$3	\$4
Annual Fishing Permit	\$35	\$50
Daily Jon Boat Rental	\$8	\$12
Daily Canoe / Kayak Rental	\$6	\$10
Daily Kayak/Canoe Launch	\$2.50	\$3.50
Annual Kayak/Canoe Launch	\$35	\$50
Daily launch fee	\$7	\$9.50
Annual launch fee	\$100	\$135
Kayak Rental Spaces	\$60	\$85
Boat Rental Spaces	\$150	\$200

Lake Reese	Rec Card	Non-Resident
Daily launch fee	\$7	\$9.50
Daily Kayak/Canoe Launch	\$2.50	\$3.50
Annual Kayak/Canoe Launch	\$35	\$50
Annual launch fee	\$100	\$135
Daily Duck hunting (per boat)	\$12.50	\$16

Baseball/Softball Field Rental	Rec Card	Non-Resident
Rental per Hour (no lights)	\$20	\$25
Rental per Hour (with lights)	\$30	\$40
Tournament rental per weekend		
One Field	\$200	\$250
Two Fields	\$350	\$450
Concession Stand/Restroom	\$60	\$75
Additional Field Preparation	\$45	\$65

Youth Sports Fees	Rec Card	Non-Resident
Registration fee	\$30	\$50
Late fee applied after registration deadline	\$10	\$10

Sunset Theatre Rentals- Applies to All	Rec Card	Non-Resident
Security Deposit	\$100	\$100
Dark/Rehearsal (Multi-day use, 4 hour max)	\$60	\$60
Non-Profit- Single Day (8 hour max)	\$175	\$175
General Meeting/Party Rental (4 hour max)	\$100	\$100
Private Event (8 hours max)	\$300	\$300
Commercial/ For Profit (8 hours max)	\$450	\$450

Rotary Pavilion at Bicentennial Park Rental	Rec Card	Non-Resident
Security Deposit (refundable)	\$100	\$100
Facility/Equipment Signage Rental (event optional)	\$20	\$20

Daily Rate	\$325	\$400
Non-Profit Government Rate	\$225	\$225
Skate Park	Rec Card	Non-Resident
Daily admission	\$1	\$2
15 admissions pass	\$10	\$25
1 year unlimited pass	\$150	\$300
Party Room Rental (per hour)	\$20	\$30
Shelter Rental	Rec Card	Non-Resident
Memorial Park (upper): 10am-3pm; 3:30pm-dark	\$18	\$35
Full day	\$35	\$70
All other Parks: 10am-3pm; 3:30pm-dark	\$10	\$20
Full day	\$20	\$40
Tennis Courts	Rec Card	Non-Resident
Lights per hour per court	\$3	\$4
Pools	Rec Card	Non-Resident
Public Swim (day)		
2 years & under w/ paying adult	\$0	\$0
3 years & older	\$3	\$3
Public Swim (night)		
2 years & under w/ paying adult	\$0	\$0
3 years & older	\$2	\$2
Public Lap Swim	\$2	\$2
Public Senior Swim	\$0	\$1
Swimming lessons (group)	\$25	\$30
Swimming lessons (private)	\$50	\$60
Lifeguard Training Class	\$225	\$225
Swim Pass (15 admissions)	\$30	\$40
Pool Rental (2 hrs.) 0-50 people	\$150	\$225
Includes 1 Manager & 2 Lifeguards		
Pool Rental (3 hrs.) 0-50 people	\$225	\$300
Includes 1 Manager & 2 Lifeguards		
Additional Lifeguard (each)	\$30	\$30
If a party exceeds 50 people, 1 additional lifeguard is REQUIRED for every 25 people.		
Golf Course	Rec Card	Non-Resident
Walking Only	\$8	\$10
Riding 9 holes- w/ green fees	\$15	\$18
Riding 18 holes- w/ green fees	\$21	\$25
Membership Fees		
Junior (Summer June-August)	\$80	\$130
Individual	\$400	\$475
Senior	\$325	\$400
Senior Couple	\$550	\$625
Family (up to 4 at same residence)	\$700	n/a
Member Cart Fees		
Nine holes	\$6	\$7
Eighteen holes	\$11	\$13
Fundraising Tournament Rate	\$18 per person	
Disk Golf Course	Rec Card	Non-Resident
Tournament Rental per day (8 hrs.)	\$100	\$175
Recreation Center	Rec Card	Non-Resident
Adult Lap Swim	\$2.00	\$2.00

Aquatic & Group Fitness Classes	\$2.00	\$3.00
Aquatic & Group Class Pass (15 admissions)	\$20.00	\$35.00
Open Gym Activities	\$1.00	\$2.00
Senior Programs:		
Aquatic & Group Fitness	Free	\$1.00
Lap Swim	Free	\$1.00
Open Gym Activities	Free	\$1.00
Senior Games Practice	Free	Free
Rentals:		
Security Deposit	\$100.00	\$100.00
Conference Room Rental/hr	\$20.00	\$30.00
Multipurpose Room Rental/hr	\$40.00	\$60.00
Gym Rental / hr	\$60.00	\$90.00
Pool Rental – 2 hours	\$120.00	\$180.00
Pool Rental – 3 hours	\$180.00	\$270.00
• All pool rentals are limited to a maximum capacity of 30 persons		
• Each pool rental includes 1 Manager, 2 Lifeguards and the use of the party room for food and beverages		

Gatekeeper’s House	Rec Card	Non-Resident
Security Deposit (refundable)	\$100.00	\$100.00
Non-Profit/Government Rate (per hour)	\$15.00	\$15.00
Daily Rate (per hour)	\$25.00	\$35.00

Downtown Farmers’ Market	Vendor
Daily Fee (1 space)	\$5
Daily Fee (2 Spaces)	\$15

Running/Walking Events	Non-Profit Fee	Event Fee
Bicentennial Park Certified 5K Course	\$225.00	\$300.00
Memorial Park Certified 5K Course	\$300.00	\$400.00
Memorial Park Certified 10K Course	\$375.00	\$500.00
Non-Conforming Courses (need approval)	\$525.00	\$700.00

***Return Check Fee** **\$25.00**

Note: Running/Walking Event fees are in addition to the Facility Rental Fees of each park.

Engineering

***Applications for Water and Sewer Taps are taken by the Engineering Department along with any fees.**

Service	Inside City	Outside City
Water Tap Rates		
¾” Complete Service	\$2,500	\$3,750
1” Complete Service	\$3,000	\$4,500
1 ½” Complete Service	\$6,500	\$9,750
2” Complete Service	\$7,000	\$10,500
¾” New Tap	\$1,250	\$1,875
1” New Tap	\$1,500	\$2,250
1 ½” New Tap	\$3,250	\$4,875
2” New Tap	\$3,500	\$5,250
¾” New Meter, Setter, Box	\$1,250	\$1,875
1” New Meter, Setter, Box	\$1,500	\$2,250
1 ½” New Meter, Setter, Box	\$3,250	\$4,875
2” New Meter, Setter, Box	\$3,500	\$5,250
¾” New Meter, existing svc.	\$350	\$525
1” New Meter, existing svc.	\$500	\$750
1 ½” New Meter, existing svc.	\$2,000	\$3,000

2" New Meter, existing svc.	\$2,250	\$3,375
Services not listed	Cost	Cost plus 50%

Sewer Tap Rates

4" Complete Service	\$1,500	\$3,750
6" Complete Service	\$2,000	\$5,000
Services not listed	Cost	Cost plus 100%

*Return Check Fee	\$25.00
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Environmental Services

Recycling Transfer Station

Tipping Fee per Ton- Municipal	\$38
90 Gallon Residential Garbage Can / per month	\$18
90 Gallon Commercial Can / per month	\$18
90 Gallon Residential Recycle Can / per month	\$5
90 Gallon Commercial Recycle Can / per month	\$5
Residential Dumpster / per pick-up	\$33
Commercial Dumpster / per pick-up	\$33
Dumpsters billed <u>monthly</u> based on annualized collection schedule	
Missed Residential Dumpster / per pick-up	\$40
Missed Commercial Dumpster / per pick-up	\$44
Compaction Dumpster / per pick-up	\$44
Missed Compaction Dumpster / per pick-up	\$54
Residential Dumpster Rent / per month	\$21
Commercial Dumpster Rent / per month	\$25
Dumpster Clean / Replace / each	\$100
Cardboard Dumpster / per pick-up	\$20
Recycling Dumpster / per pick-up	\$20
Yard Waste Collection per scoop	
First and Second scoop*	\$0
Each scoop thereafter*	\$15
*Applicable to brush that is within specifications	
Waste left in ditch, curb or street per scoop	\$24
Waste out of Specs per scoop	\$24
Waste after hours / emergency collection-	\$50
cost per scoop	
Tires Collection / each	\$5
C&D /Building Materials / per scoop	\$20
Curb side pick-up	\$10
Electronics Collection	\$10
White Goods Collection	\$10
12 yard roll off (property owner)	\$150 per 7 days
24 yard roll off (property owner)	\$150 per 7 days
• Only household trash and bulk items, no C&D/Yard Waste/Tires/White Goods/Electronics	
• Anything over 2 tons is an additional \$30 per ton	
12 yard roll off (rental property/business)	\$300 per 7 days
24 yard roll off (rental property/business)	\$300 per 7 days
• Only household trash and bulk items, no C&D/Yard Waste/Tires/White Goods/Electronics	
• Anything over 2 tons is an additional \$30 per ton	

Fire Prevention

The permit fee for all permit types when work is started prior to a required permit is double that standard permit fee or \$200.

Automatic Sprinkler System	up to 10,000 s.f.	\$100
	10,001 – 100,000 s.f.	\$200
	+100,001	\$300
Explosive Materials/Blasting	30-day	\$100
	60-day	\$200
	+61-day	\$300
Fire Alarm Detection System and Related Equipment	up to 10,000 sf.	\$100
	10,001 – 100,000 s.f.	\$200
	+100,001	\$300
Smoke Control or Exhaust Systems	up to 10,000 s.f.	\$100
	10,001 – 100,000 s.f.	\$200
	+100,001	\$300

All other construction and operational permits are \$100. The fee for all permits when work is started prior to a required permit is double the standard permit.

Penalties

Non-Life Safety / offense /day until corrected before re-inspection	\$50
Non-Life Safety/offense/day until corrected after re-inspection	\$100
Non-Occupancy Life Safety / offense /day until corrected before re-inspection	\$150
Non-Occupancy Life Safety/offense/day until corrected after re-inspection	\$300
Occupancy Life Safety / person over limit	\$100
Exit Life Safety/ locked, blocked, obstructed exit	\$500

A \$35 re-inspection fee may be assessed for a second and any subsequent failed routine inspection.

Hazardous Material Emergency Response

Fire Engine, Ladder Truck, Rescue Apparatus	\$200/hr
Support Vehicle(s) (as need to support operation)	\$50/hr
Response Staff (Each on scene)	\$35/hr
Supplies and Materials	Cost/plus 15%
Cost associated with extended operations (12 hours plus)	Cost/plus 15%

- Any rate not specified herein, will be billed at current FEMA rates.

*Return Check Fee \$25.00

Planning & Zoning

Rezoning – General District

Less than 2 Acres	\$350
2 to 10 Acres	\$500
Over 10 Acres	\$800 + \$15/acre

Rezoning – Conditional District

Less than 2 Acres	\$600
2 to 10 Acres	\$800
Over 10 Acres	\$1,000 + \$15/acre

Special Use Permit		
Less than 2 Acres		\$350
2 to 10 Acres		\$500
Over 10 Acres		\$750 + \$15/acre
Other		
Zoning Ordinance Text Amendment		\$350
Board of Adjustment		
Appeal		\$0
Reasonable Accommodation		\$0
Interpretation		\$350
Variance		\$350
Construction		
Single Family Residential		\$30
Single Family Residential Accessory		\$25
Two Family Residential		\$125
Two Family Residential Accessory		\$50
Multi-Family Residential		\$500 +\$15/acre disturbed
Multi-Family Residential Accessory		\$100
Non-Residential		\$500 +\$15/acre disturbed
Non-Residential Accessory		\$100
Land Disturbance Permit		\$150
Use		
Change of Occupancy		\$100
Change of Use		\$150
Sign		
Permanent Sign		\$35/sign type
Temporary Sign		\$25/30 days
Other		
Seasonal/Produce Sales & Limited Duration Events		\$100
Environmental Permit		
Watershed Protection & Occupancy Permit		\$100
Floodplain Development Permit		\$150
Zoning Verification		
Residential		\$50
Non-Residential		\$100
DMV		\$25
Subdivision		
Minor Plat		\$100
Sketch Plat - Major		\$200
Preliminary Plat - Major		\$200 + \$30/lot
Final Plat – Major		\$200
*Return Check Fee		\$25.00

Police Department

Parking:	\$5.00 penalty	
Animal Control Violation	\$35.00 fine 2 nd offense	
	\$50.00 fine 3 rd offense	
	\$100.00 fine 4 th offense	
	\$150.00 fine 5 th and subsequent offense	
Off-Duty Officer Employment	\$38.00/hour	
Off-Duty Officer Employment where alcohol is being served:		\$50.00/hour
Off-Duty Officer Employment during holidays:		\$50.00/hour

Off-Duty Officer Employment request on a short notice
(seven days or less from the date needed): \$50.00

Utility Billing and Collection

	<u>Inside</u>	<u>Outside</u>
Deposit for Service	\$140	\$160
Sewer Only Service (non-metered avg 300 cf.)	\$30.89	\$77.21

Deposits on accounts are applied to final bill upon termination of service

Low Pressure Sewer System (per pump) \$66

The fees noted below will be effective November 1, 2025.

Water Service Monthly Fees

Availability Fee

	<u>Inside</u>	<u>Outside</u>
¾”	15.89	¾” 39.73
1”	26.54	1” 66.35
1.5”	52.91	1.5” 132.30
2”	84.69	2” 211.76
3”	158.90	3” 397.30
4”+	264.89	4”+ 662.30

Volumetric Charge (Per CCF)

	<u>Inside</u>	<u>Outside</u>
0+	3.29	0+ \$8.22

Other Monthly Fees:

Capital Fee (Per Bill)

¾”	\$5.00
1”	\$8.35
1.5”	\$16.65
2”	\$26.65
3”	\$50.00
4”+	\$83.35

Wastewater Service Monthly Fees:

The fees noted below will be effective November 1, 2025.

Availability Fee (Monthly)

	<u>Inside</u>	<u>Outside</u>
¾”	\$23.84	¾” \$59.59
1”	\$39.81	1” \$99.52
1 ½”	\$79.39	1 ½” \$198.43
2”	\$127.07	2” \$317.61
3”+	\$238.40	3”+ %595.90

Volumetric Charge (Per CCF)

Inside	Outside
0+ \$4.84	0+ \$12.10

Sewer Only Service (non-metered avg. 300 cf.	Inside	Outside
	\$30.89	\$77.21

Miscellaneous Fees: (applies to all)

Cleaning/Inspection	\$10
Meter Test	\$20
Late payment charge* - tier 1	\$10
Late payment charge* - tier 2	\$20

* Payments must be received by 5:00 pm on the due date to avoid the late payment charge. Payments “in route” are subject to the late fee as they are not yet received.

*Return Check Fee \$25.00

Water Resources Division

Systems Maintenance

Grinder Pump Station Install for low pressure sewer system inside City Limits	\$10,500
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Water/Wastewater Parameter Analysis

Parameter	Cost/Analysis	Parameter	Cost/Analysis
Alkalinity	\$20.00	Total Kjeldahl Nitrogen	\$35.00
Ammonia Nitrogen	\$20.00	Phosphorus - Total	\$25.00
BOD (5-day)	\$30.00	Phosphorus - Ortho	\$65.00
Chlorine	\$20.00	pH & Temperature	\$10.00
ULR Chlorine	\$18.00	Total Solids	\$20.00
Chloride	\$25.00	Total Suspended Solids	\$20.00
COD	\$30.00	Settleable Solids	\$20.00
Conductivity	\$20.00	Sulfate	\$35.00
Cyanide	\$40.00	TOC	\$50.00
Dissolved Oxygen	\$10.00	Turbidity	\$15.00
DOC	\$55.00	UV254	\$65.00
Fluoride	\$35.00	Fecal Coliform	\$30.00
Hardness - Total	\$30.00	E-coli (P/A)	\$35.00
Hardness - Calcium	\$30.00	Total Coliform (P/A)	\$35.00
Hardness - Magnesium	\$30.00	Heterotrophic Plate Count	\$65.00
Nitrate Nitrogen	\$40.00	Source Water (Quanti-Tray)	\$65.00
Nitrite Nitrogen	\$30.00		

Metals Analysis

Parameter	Cost/Analysis	Parameter	Cost/Analysis
Aluminum	\$20.00	Mercury	\$45.00
Antimony	\$20.00	Molybdenum	\$20.00
Arsenic	\$20.00	Nickel	\$20.00
Cadmium	\$20.00	Selenium	\$20.00
Chromium	\$20.00	Silver	\$20.00
Cobalt	\$20.00	Tin	\$20.00
Copper	\$20.00	Titanium	\$20.00
Iron	\$20.00	Vanadium	\$20.00
Lead	\$20.00	Zinc	\$20.00

Manganese \$20.00
Hg1631 w/Field Blank \$160.00
Analysis fees not specified herein will be provided by commercial laboratory at contracted cost

Organics Analysis

Parameter	Cost/Analysis	Parameter	Cost/Analysis
1,4 Dioxane w/ Field Blank	\$250.00	EPA 624	\$140.00
EPA 625	\$250.00		
Analysis fees not specified herein will be provided by commercial laboratory at contracted cost			

Laboratory/Composite Sampling Analysis

Parameter	Cost/Analysis	Parameter	Cost/Analysis
Sampling Cost per day for sites requiring City provided flow proportional sampler	\$75.00	Sampling Cost per day for sites with customer provided flow proportional sampler	\$50.00

Hauled Wastewater Charge

Parameter	Cost/Analysis	Parameter	Cost/Analysis
Tanker Truck(excludes Recreational Vehicles)	\$125.00	Recreational Vehicle Tank	\$10.00

Industrial Surcharges

All industrial users of the POTW are subject to industrial waste surcharges on discharges, which exceed the following levels:

Parameter	First Limit	Charges per Pounds In Excess
BOD	300 mg/l	\$0.16
COD	750 mg/l	\$0.08
TSS	300 mg/l	\$0.48
TKN	45 mg/l	\$1.65

City of Asheboro
Schedule of Fees

Fiscal Year 2025-2026

Adopted July 10, 2025

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(p) Approval of an Ordinance Amending the Code of Asheboro to Implement the Adopted City of Asheboro Schedule of Fees

ORDINANCE NUMBER 22 ORD 7-25

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

ORDINANCE AMENDING THE CODE OF ASHEBORO TO REFLECT THE ADOPTION OF A CONSOLIDATED SCHEDULE OF FEES

WHEREAS, the City of Asheboro strives to provide a high level of service to its citizens; and

WHEREAS, some services provided by the municipal corporation are used periodically and require an extensive amount labor and other city resources; and

WHEREAS, the city charges fees for these various services; and

WHEREAS, the city council has concluded that it is advisable to establish, by resolution, a single document that will function as a consolidated schedule of fees that may be amended from time to time in the sole discretion of the city council; and

WHEREAS, to implement the consolidated schedule of fees, the Code of Asheboro must be amended to align the applicable ordinance provisions with the city council’s above-described policy decision.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina as follows:

Section 1. Section 50.004 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.004 WATER AND SEWER CONNECTION FEES

(A) Water service connection fee for service to property inside the city limits. The following fees shall be charged for connection to a city water main for property inside the city limits:

Size	Complete service to right of way	New tap only	New meter and setter with box only	New meter only installed in existing service
5/8" x 3/4"	\$2,500	\$1,250	\$1,250	\$350
1"	\$3,000	\$1,500	\$1,500	\$500
1½"	\$6,500	\$3,250	\$3,250	\$2,000
2"	\$7,000	\$3,500	\$3,500	\$2,250

(A) Water service connection fee for service to property inside the city limits. The fees specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council shall be charged for connection to a city water main for property inside the city limits.

(B) Water service connection fee for service to property outside city limits. The following fees shall be charged for connection to a city water main for property outside the city limits:

<i>Size</i>	<i>Complete service to right of way</i>	<i>New tap only</i>	<i>New meter and setter with box only</i>	<i>New meter only installed in existing service</i>
5/8" x 3/4"	\$3,750	\$1,875	\$1,875	\$525
1"	\$4,500	\$2,250	\$2,250	\$750
1½"	\$9,750	\$4,875	\$4,875	\$3,000
2"	\$10,500	\$5,250	\$5,250	\$3,375

(B) Water service connection fee for service to property outside city limits. The fees specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council shall be charged for connection to a city water main for property outside the city limits.

(C) *Sewer service connection fee for service to property inside city limits.*

(1) ~~Subject to division (C)(2) below, the following fees shall be charged for connection to the city sewer system for property inside the city limits:~~

<i>Size</i>	<i>Complete service to right of way</i>
4"	\$1,500
6"	\$2,000

(1) Subject to division (C)(2) below, the fees specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council shall be charged for connection to the city sewer system for property inside the city limits.

(2) As an incentive for early connection to the sanitary sewer system, the ~~above-stated~~ above-referenced sewer service connection fees shall be discounted on the basis of how quickly owners of property required to connect to the sanitary sewer system pursuant to § 50.095 do in fact make the required connections. The baseline for determining the amount of the discount for which a property owner is eligible shall be referred to as the notification date, and this notification date is the date on which the notice required by § 50.099 is deposited by the city with the United States Postal Service for delivery as first class mail. If a sewer service connection is made within two and one-half years of the notification date, the sewer service connection fee shall be waived. If a connection is made after two and one-half years, but before five years have lapsed, the sewer service connection fee shall be discounted by 75%. If a connection is made after five years, but before seven and one-half years have lapsed, the sewer service connection fee shall be discounted by 50%. If a connection is made after seven and one-half years, but before ten years have lapsed, the sewer service connection fee shall be discounted by 25%. No discount shall be available once ten years have lapsed since the notification date. This incentive plan does not apply to extensions of the public sanitary sewer system completed prior to January 1, 2008, and this incentive plan does not apply to extensions of the public sanitary sewer system that are undertaken as part of the major subdivision review and approval process prescribed by the City of Asheboro Subdivision Ordinance or are otherwise initiated by some person or entity other than the city.

- (D) ~~Sewer service connection fee for service to property outside city limits.~~ The following fees shall be charged for connection to the city sewer system for property outside the city limits:

<i>Size</i>	<i>Complete service to right-of-way</i>
4"	\$3,750
6"	\$5,000

- (D) Sewer service connection fee for service to property outside city limits. The fees specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council shall be charged for connection to the city sewer system for property outside the city limits.
- (E) Charges include all street repairs.
- (F) When a connection to a city water or sewer facility, which has been extended into an area outside of the city's corporate limits at the sole expense of the city, has been authorized by the City Council pursuant to § 50.008(B)(2) of this chapter, a surcharge shall be imposed on such a connection in addition to any other fee prescribed by ~~this section~~ the consolidated City of Asheboro Schedule of Fees. The amount of the surcharge shall be calculated by distributing the cost incurred by the city, less any expense offset by the standard connection fee, pro rata between the owners of each parcel of land served by the water or sewer facility to which the connection is to be made. The exact surcharge for any particular water or sewer facility subject to this division shall be listed in the schedule of water/sewer service connection surcharges. This schedule of surcharges shall be maintained in the office of the City Clerk and shall be available for public inspection during regular business hours.
- (G) ~~Unlisted water and sewer service items for property inside city limits will be at cost.~~ The rates, charges, and fees imposed for unlisted water and sewer service items for property inside the city limits shall be as specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.
- (H) ~~Unlisted water service items for property outside city limits will be at cost plus 50%.~~ The rates, charges, and fees imposed for unlisted water service items for property outside the city limits shall be as specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.
- (I) ~~Unlisted sewer service items for property outside city limits will be at cost plus 100%.~~ The rates, charges, and fees imposed for unlisted sewer service items for property outside the city limits shall be as specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.
- (J) Approval must be secured from the North Carolina Department of Transportation before state-maintained streets can be cut.

Section 2. Section 50.006 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.006 PAYING SERVICE CHARGES

- (A) Water and sewer accounts are payable to the City Water Department, 146 North Church Street, Asheboro, North Carolina. All bills are due and payable on receipt, and, subject to division (C) of this section, all accounts for which payment is not received by the Water Department within 15 days from the billing date indicated on

the bill shall be considered delinquent. Once an account becomes delinquent, a \$10 fee shall be assessed against the account as a first tier late fee. If an account remains in a state of delinquency as of the twenty-fifth day from the billing date indicated on the bill, an additional \$20 fee shall be assessed against the account as a second tier late fee. Upon assessment, any and all late fees shall be immediately due and payable. For all delinquent accounts that are in a state of delinquency of 25 days or more, a cut-off notice shall be mailed which shall specify a final date by which payment must be remitted or service will be discontinued pursuant to and in accordance with § 50.007. The cut-off notice shall also provide notice that customers may submit disputed bills to the Water and Sewer Billing and Collections Department supervisor for review; the supervisor or his or her deputy shall be authorized to make adjustments to the billing amount in accordance with § 50.021 if such is deemed proper following the review. The notice shall specify the hours during which a customer may call or come by for a review of disputed unpaid bills. After the review process, any customer who does not pay or make arrangements to pay the amount determined by the review process to be owed to the city shall be entered on a list of delinquent customers whose services are to be terminated pursuant to and in accordance with § 50.007.

- (B) If notification is received that a check has not been honored and has been returned due to insufficient funds or for any other reason, a ~~charge of \$25~~ return check charge shall be added to the customer's current bill, and such charge shall become immediately due and payable. Additionally, if payment in full with good funds has not been received within 15 days from the billing date indicated on the customer's bill, the account shall be considered delinquent. In the event an account becomes delinquent due to a financial institution not honoring a check, a \$10 late fee shall be assessed against the account as a first tier late fee. If the account is or remains in a state of delinquency as of the twenty-fifth day from the billing date, an additional \$20 fee shall be assessed against the account as a second tier late fee. A customer shall have five business days from the date of notification to the city that the customer's check has not been honored to make payment in full, including any assessed fees, with good funds to the City Water Department. If the outstanding balance is not paid in full with good funds within the time period specified in the preceding sentence or by the twenty-fifth day of the month in which the bill is first due and payable, whichever is later, the customer's water service will be discontinued without further notice pursuant to and in accordance with § 50.007. Whenever within any 12-month period the city is notified on two separate occasions that a customer's check has been returned due to insufficient funds in the account or for any other reason, such a customer shall be required to make payment in good funds for 12 consecutive billing periods before such a customer is eligible to make payments in any other form.
- (C) As with all other customers, water and sewer accounts that are paid by means of automatic draft are payable to the City Water Department, 146 North Church Street, Asheboro, North Carolina. Customers who choose to make payments on their water and sewer accounts by means of automatic draft may make arrangements with the City Water Department to have an appropriate account at a financial institution drafted for payment in full of a regular billing on the tenth day, fifteenth day, twentieth day, or twenty-fifth day of the month in which a bill is due and payable. If notification is received that an attempted automatic draft of a payment has failed due to insufficient funds in a customer's designated account or for any other reason, a charge of \$25 shall be added to the customer's current bill, and such charge shall become immediately due and payable. Additionally, if any attempted automatic draft of a customer's account fails and payment in full with good funds has not been received within 15 days from the billing date indicated on the customer's bill, the account shall be considered delinquent. In the event an account becomes delinquent, a \$10 late fee shall be assessed against the account as a first tier late fee. If the account is or remains in a state of delinquency as of the twenty-fifth day from the billing date, an additional \$20 fee shall be assessed against the account as a second tier late fee. A customer shall have five business days from the date of notification to the City Water Department that an automatic draft of the customer's designated account has not been honored to make payment in full, including any assessed fees, with good funds to the City Water Department. If the outstanding balance is not paid in full with good funds within the time period specified in the preceding sentence or by the twenty-fifth day of the month

in which the bill is first due and payable, whichever is later, the customer's water service will be discontinued without further notice pursuant to and in accordance with § 50.007. Whenever within any 12-month period the City Water Department is notified on two separate occasions that an attempt to automatically draft a customer's designated account for payment has failed due to insufficient funds in the account or for any other reason, such a customer shall be required to make payment in good funds only for 12 consecutive billing periods before such a customer is eligible to make payments to the city in any form other than good funds.

- (D) Payments will be applied to a customer's bill in the following order:
- (1) Solid waste services user fees and charges, inclusive of any and all fees and charges found in Chapter 51 of the Code of Asheboro other than recycling services user fees and charges;
 - (2) Recycling services user fees and charges;
 - (3) Installment payments made in compliance with a payment plan established in response to gubernatorial executive orders or local state of emergency declarations that modify utility collection practices;
 - (4) Sampling fees;
 - (5) Surcharge fees;
 - (6) Miscellaneous fees and charges found in Chapter 50 of the Code of Asheboro and not otherwise addressed by this division, including without limitation any and all late fees and disconnection fees;
 - (7) Sewer service charges; and
 - (8) Water service charges.
- (E) The specific amounts of any and all fees and charges referenced in this section shall be as specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 3. Section 50.016 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.016 DEPOSIT REQUIRED FOR WATER SERVICE

All occupants of residential, business or commercial dwellings, or buildings, other than owners thereof, are required to make a deposit ~~of \$140 for customers charged inside rates and \$160 for customers charged outside rates.~~ The amount of the required deposit shall be as specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 4. Section 50.044 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.044 WATER METERS; TESTING AND FEES

- (A) The meter shall determine the quantity of water for which the consumer shall be charged, and all water passing through the meter shall be charged for, whether such water shall have been used or wasted or the premises shall not have been occupied. Where any meter shall have become locked, so that it has not registered correctly the quantity of water which has passed through since the last reading, the quantity for the month during which the meter has failed to register shall be determined by taking an average of the water consumed during the three months next preceding the month in which the meter has failed to register, and the consumer or owner shall be charged for that quantity.
- (B) Each consumer of water from the city water system shall be required to have a separate water meter; provided, that one meter may be used for several premises, apartments, blocks of stores, shops and tenement houses, where they shall be the property of the same owner and such owner shall agree to pay for all water consumed by the tenants of such property. In case the ownership of one or more of such premises shall pass to another person, separate meters shall be installed at once.

(C) Testing and fees.

- (1) Meters shall be tested by the Water and Sewer Department upon request of the consumer and the payment in advance of ~~\$20~~ for a testing fee.
- (2) Meters found to have a malfunction will be repaired or replaced and the ~~\$20~~ fee for testing will be credited to the customer account.
- (3) Meters found to be functioning correctly will be put back in service and the ~~\$20~~ testing fee retained by the city.
- (4) The amount of the fees referenced in this division shall be as specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

(D) In-ground irrigation systems connected to the city water system.

- (1) On and after September 11, 2009, all new in- ground irrigation systems that are to be supplied with water from the city water system shall be independently connected to the system, and water consumption shall be measured through a separate irrigation meter. Notwithstanding any other provision found in this chapter, and regardless of whether the irrigation system is located within or outside of the corporate limits of the city, it shall be unlawful for any person to install a new in-ground irrigation system in a manner that does not strictly conform to the requirements specified in division (D) of this section.
- (2) An irrigation service line may be installed by means of a direct tap into the water main or by means of a split line that connects to the non-irrigation service line at a point between the main and the non-irrigation meter. Either method of connection shall be performed by the city's water maintenance department or by a licensed contractor that has obtained a permit from the city authorizing the installation of an irrigation service line. The decision as to whether to permit a licensed contractor to make the connection or to utilize city forces to make the connection shall be in the sole discretion of the Water Resources Director or his or her designee. It shall be unlawful for a contractor to install an irrigation service line without first obtaining from the city's Water Resources Director or his or her designee a permit authorizing the installation of an irrigation service line. At a minimum, the applicant for such a permit will not be eligible for the issuance of the requested permit until the city has received payment in good funds for the meter and any related items to be provided by the city.
- (3) Unless specifically addressed by a provision in division (D) of this section, an irrigation service line, the irrigation meter, and all related appurtenances shall be installed in accordance with the same regulations, policies and procedures that apply to non-irrigation meters.

Section 5. Section 50.065 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.065 RATES WITHIN CITY

~~The minimum monthly charge, regardless of the actual number of days within the usage period indicated on a bill, for the water made available to a non-bulk customer located within the corporate limits of the City of Asheboro is \$15.89 for water usage in the range of zero to 150 cubic feet. In addition to the minimum rate prescribed by this section, each customer located within the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged at the rate of \$3.13 per 100 cubic feet, or any portion thereof, in excess of 150 cubic feet of water (one cubic foot of water equals approximately seven and one-half gallons of water).~~

The rates, charges, and fees imposed for the use and enjoyment of water service furnished by the city to consumers or users thereof located within the corporate limits of the City of Asheboro shall be determined by the city council and specified in the consolidated City of

Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 6. Section 50.066 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.066 RATES FOR CUSTOMERS OUTSIDE CITY

~~The minimum monthly charge, regardless of the actual number of days within the usage period indicated on a bill, for the water made available to a non-bulk customer located outside the corporate limits of the City of Asheboro is \$39.73 for water usage in the range of zero to 150 cubic feet. In addition to the minimum rate prescribed by this section, each customer located outside the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged at the rate of \$7.87 per 100 cubic feet, or any portion thereof, in excess of 150 cubic feet of water (one cubic foot of water equals approximately seven and one half gallons of water).~~

Except as may be provided in intermunicipal contracts, the rates, charges, and fees imposed for the use and enjoyment of water service furnished by the city to consumers or users thereof located outside the corporate limits of the City of Asheboro shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 7. Section 50.104 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.104 LOW – PRESSURE SEWER SYSTEMS

- (A) It is the policy of the City of Asheboro to utilize and construct conventional gravity sewer systems in combination with pumping stations and wet wells. All new development proposals shall adhere to this design requirement. In the sole discretion of the City Council, a waiver from this requirement may be granted by the City Council when it is demonstrated to the satisfaction of the governing board that a low pressure sewer system should be used to solve wastewater disposal problems for an existing development because, in the sole judgment of the City Council, a gravity sewer system with pumping stations is not a feasible solution to the wastewater disposal problem.
- (B) The provisions of this chapter pertaining to the municipal sanitary sewer system have been enacted in order to create a regulatory framework that addresses the requirements of a conventional gravity sewer system. Unless the context clearly requires otherwise, the provisions of this chapter shall be applied to the fullest extent possible to properly authorized low pressure sewer systems that are operated and controlled by the city. If a conflict develops between the provisions of this section and any other provision in this chapter, the regulation prescribed by this section shall be the controlling authority in cases where a low-pressure sewer system is at issue.
- (C) Within an existing development that has been approved by the City Council for a low-pressure sewer system, the owner of a lot may connect to the city maintained low pressure sewer system only after applying for and receiving a sewer service connection permit from the City of Asheboro Engineering Department. In order to properly apply for such a permit, the property owner must complete an application packet developed by the city and available in the Engineering Department. This packet shall include, by way of illustration and not limitation, an application form and an easement agreement granting a sewer easement to the city over an area described by metes and bounds on a plat of survey procured at the applicant's expense. This executed easement is needed in order to provide city personnel and/or contractors with lawful authorization to enter the lot to install and maintain the needed infrastructure. Once all of the requested information is completed, executed, submitted and accepted by the Engineering Department, a sewer service connection permit will be issued. The

city, and only the city or its contractors, will perform the installation of the grinder pump station as a turnkey job.

- (D) The sewer service connection permit will not be issued until a fee of ~~\$10,500~~ is paid to the city in order to reimburse the city for costs associated with the city's installation of a grinder pump station and other infrastructure needed to connect the applicant's structure to the low-pressure sewer system. After the installation is complete, a \$20 maintenance fee will be added as a surcharge to the customer's monthly water/sewer bill, and this monthly surcharge is to be paid in addition to any other charges that appear on the customer's bill in accordance with the provisions found in other sections of this chapter. The monthly revenue realized from the surcharge imposed on every customer served by the low-pressure sewer system will be placed in a Grinder Pump Maintenance Reserve Fund that shall be used exclusively for paying costs associated with the repair and maintenance of the low-pressure sewer system. The rates, charges, and fees imposed for the connection to, and utilization of, a low-pressure sewer system shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.
- (E) In addition to the sewer main, the section of the low-pressure sewer system that will be maintained by the city includes the small diameter force main from the street right-of-way line to the grinder pump wet well, the grinder pump, valves and valve boxes on the small diameter force main, the grinder pump electrical panel, and associated appurtenances. However, the gravity service line from the structure to the grinder pump wet well, electrical connections to the grinder pump panel, and any generators connected to the grinder pump power supply are not included with the city-provided maintenance program. These non-covered items are the sole responsibility of the property owner.
- (F) Notwithstanding any other provision of this chapter, customers shall be subject to the following rules and regulations pertaining to negligence or misuse of the system/infrastructure:
- (1) The customer shall bear the full cost of repairs to the grinder pump and the associated infrastructure that is attributable to negligence or misuse on the part of the customer. Negligence or misuse includes, by way of illustration and not limitation, the placing of the following items in the sewer system:
 - (a) Glass;
 - (b) Metal;
 - (c) Gravel, sand (including aquarium stone), and coffee grinds;
 - (d) Seafood shells;
 - (e) Socks, rags, or cloths;
 - (f) Plastic;
 - (g) Sanitary napkins or tampons;
 - (h) Disposable diapers;
 - (i) Kitty litter;
 - (j) Explosives;
 - (k) Flammable materials;
 - (l) Lubricating oil, grease, cooking oil, paint;
 - (m) Strong chemicals;
 - (n) Gasoline or diesel fuel; and
 - (o) Stormwater runoff.
 - (2) When a customer engages in negligence or misuse of the grinder pump, and the city or its contractor has to repair the resulting damage, the full cost of such repairs shall be billed to the customer as a charge on the next monthly water/sewer bill. Such a charge is subject to collection in the same manner as any other charge invoiced on a customer's bill for services rendered by the city's water/sewer utility.

Section 8. Section 50.110 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.110 SEWER RATES

- (A) For the privilege of discharging into the wastewater disposal system, a service charge is hereby imposed upon and shall be collected from all users. ~~Except as provided in §§ 50.111, 50.112, 50.115, and division (D) below, Except as otherwise provided in this Chapter, or as otherwise provided in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council,~~ the service charge established and collected as consideration for the privilege of using the wastewater disposal system shall be based on the amount of water such a person uses from the city water supply system.
- (B) ~~The minimum monthly sanitary sewer service charge, regardless of the actual number of days within the usage period indicated on a bill, for a customer located inside the corporate limits of the City of Asheboro is \$23.84 for water usage in the range of zero to 150 cubic feet of water used from the city water supply system. In addition to the minimum sanitary sewer service rates prescribed by this division (B), any customer located inside the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged for sanitary sewer service at the rate of \$4.70 per 100 cubic feet of water, or any portion thereof, used in excess of 150 cubic feet.~~
- (B) The rates, charges, and fees imposed for the use of the city sanitary sewer system by users located inside the corporate limits of the City of Asheboro shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.
- (C) ~~The minimum monthly sanitary sewer service charge, regardless of the actual number of days within the usage period indicated on a bill, for a customer located outside the corporate limits of the City of Asheboro is \$59.60 for water usage in the range of zero to 150 cubic feet of water used from the city water supply system. In addition to the minimum sanitary sewer service rates prescribed by this division (C), any customer located outside the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged for sanitary sewer service at the rate of \$11.75 per 100 cubic feet of water, or any portion thereof, used in excess of 150 cubic feet.~~
- (C) Except as may be provided in intermunicipal contracts, the rates, charges, and fees imposed for the use of the city sanitary sewer system by users located outside the corporate limits of the City of Asheboro shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.
- (D) ~~The following fees for service shall be charged to customers who are connected solely to the municipal sanitary sewer system and, therefore, are served by the utility only and exclusively as customers of the sanitary sewer system.~~
- (1) ~~In those situations where the city deems it practical to meter the wastewater discharged into the municipal sanitary sewer system, the following rates shall be charged for municipal sanitary sewer service:~~
- (a) ~~*Customers inside the city limits.* Regardless of the actual number of days within the usage period indicated on a bill, the minimum monthly sanitary sewer service charge per metered residential dwelling or non-residential enterprise located inside the corporate limits of the City of Asheboro and connected solely to the municipal sanitary sewer system shall be \$23.37 for any quantity of wastewater in the range of 0 to 150 cubic feet that is discharged into the municipal sanitary sewer~~

~~system. In addition to the minimum sanitary sewer service rate prescribed by the immediately preceding sentence, the rate charged for the discharge of wastewater into the municipal sanitary sewer system in an amount in excess of 150 cubic feet of wastewater per monthly billing cycle shall be \$4.60 per 100 cubic feet of wastewater, or any portion thereof.~~

- ~~(b) *Customers outside the city limits.* Regardless of the actual number of days within the usage period indicated on a bill, the minimum monthly sanitary sewer service charge per metered residential dwelling and non-residential enterprise located outside the corporate limits of the City of Asheboro and connected solely to the municipal sanitary sewer system shall be \$58.52 for any quantity of wastewater in the range of 0 to 150 cubic feet that is discharged into the municipal sanitary sewer system. In addition to the minimum sanitary sewer service rate prescribed by the immediately preceding sentence, the rate charged for the discharge of wastewater into the municipal sanitary sewer system in an amount in excess of 150 cubic feet of wastewater per monthly billing cycle shall be \$11.51 per 100 cubic feet of wastewater, or any portion thereof.~~

- (2) In those situations where the city deems it impractical to meter the wastewater discharged into the municipal sanitary sewer system, the following rates shall be charged for municipal sanitary sewer service:

- ~~(a) *Customers inside the city limits.* Regardless of the actual number of days within the usage period indicated on a bill, the flat rate per residential dwelling or non-residential enterprise located inside the corporate limits of the City of Asheboro and connected solely to the municipal sanitary sewer system is \$30.28 for each monthly billing cycle.~~
- ~~(b) *Customers outside the city limits.* Regardless of the actual number of days within the usage period indicated on a bill, the flat rate per residential dwelling or non-residential enterprise located outside the corporate limits of the City of Asheboro and connected solely to the municipal sanitary sewer system is \$75.69 for each monthly billing cycle.~~

Section 9. Section 50.116 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 50.116 SPECIAL DISCHARGE RATES

- (A) The rate charged for landfill leachate is \$1.50 per 100 cubic feet.

~~(B) The following sewer only rate is established for the Seagrove/Ulah Metropolitan Water District. The minimum monthly sanitary sewer service charge, regardless of the actual number of days within the usage period indicated on a bill, shall be \$23.84 for any quantity of wastewater in the range of 0 to 150 cubic feet that is discharged into the municipal sanitary sewer system. In addition to the minimum sanitary sewer service rate prescribed by the immediately preceding sentence, the rate charged for the discharge of wastewater into the municipal sanitary sewer system in an amount in excess of 150 cubic feet of wastewater per billing cycle shall be \$4.70 per 100 cubic feet of wastewater, or any portion thereof.~~

§ 50.116 **RESERVED FOR FUTURE USE.**

Section 10. Section 51.22 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 51.22 **PLACING OF MATERIALS FOR SPECIAL COLLECTION**

(A) The City Environmental Services Department (formerly known as the Sanitation Department and referred to as the “Department” throughout the remainder of this section), by means of knuckle boom trucks, will collect yard waste and construction and demolition material/building material waste in accordance with the provisions of this division.

(1) As used within this section, the term YARD WASTE shall be deemed to consist of grass trimmings, brush, scrub vegetation, tree limbs, and other similar organic material not otherwise addressed by this chapter. Due to the fact that all yard waste will be collected with a knuckle boom truck, no such waste shall be placed for collection in a container or in any other manner that is contrary to the provisions of this division. The first two scoops of yard waste collected during a 24- hour period from a parcel of land shall be collected at no charge to the occupant(s) or owner(s) of the property. If the entirety of the yard waste deposited for collection on a parcel of land cannot be collected in two scoops within the normal operating parameters of the knuckle boom truck, a fee shall be charged to the occupant(s) or owner(s) of the parcel of land ~~in the amount of \$15~~ for each additional scoop of yard waste that is collected. The Department shall utilize a route type system to collect yard waste and shall not be obligated to respond within any specified time frame to a call for service.

(2) Construction and demolition material/ building material waste is subject to collection by the city with a knuckle boom truck. This waste material shall not be placed for collection in a container or in any other manner that is contrary to the provisions of this division. A fee shall be charged to the occupant(s) or owner(s) of the parcel of land upon which the waste material is located ~~in the amount of \$20~~ in an amount determined on a per scoop of waste material ~~that is collected~~ basis. The Department shall utilize a route type system to collect the waste material and shall not be obligated to respond within any specified time frame to a call for service.

(3) Occupants or owners of property desiring to have yard waste and construction and demolition material/building material waste collected by the Department shall place such waste material at the edge of the yard and approximately two feet from the edge of the pavement of a public street or highway. Waste material shall be placed a minimum of four feet from any other object and shall not be placed under any guy wires.

(4) The above-stated fee structure shall only apply to items of yard waste that are no longer than five feet in length and no more than four inches in diameter. With regard to construction and demolition material/building material waste, the above-stated fee structure shall only apply to items that are no longer than four feet in length and no more than four feet in width. Any item that exceeds the dimensions listed in the immediately preceding sentences will not be collected when first observed by city employees operating a knuckle boom truck. Instead, the occupant(s) of the property shall be notified of the non-compliance of the waste material with the above-stated size restrictions by means of tagging the waste material, and the owner(s) of the real property, as listed by the Randolph County Tax Collector, shall be notified by means of a registered letter of the non-compliance with the size restrictions. Upon the passage of two calendar weeks from the date of tagging the waste and mailing notification to the property owner(s), whichever is later, the Department shall remove any non-conforming waste material that has not been relocated from its original collection point. The occupant(s) or owner(s) of the property from which such waste material is removed shall be charged a fee ~~of \$24~~ per scoop of waste material that is removed. Any and all waste material found within a pile containing one or more non-conforming items of waste shall be subject to the \$24 per scoop fee, and no complimentary scoops

of debris removal shall be provided to any occupant or owner who has intermingled conforming and nonconforming waste materials.

(5) No waste material shall be placed in a ditch or on a curb, sidewalk, or public street or highway. Any such waste material shall be collected by the Department without notice, and the occupant(s) or owner(s) of the property from which the waste originated will be charged a fee ~~of \$24~~ for each scoop of such waste that is collected by the city. No complimentary scoops of waste material removal will be provided to an individual who places such debris in a prohibited location.

(6) Waste material that is placed within a public right-of-way and constitutes a traffic hazard shall be removed by the Department without notice. The determination of whether waste material constitutes a traffic hazard shall be within the sole discretion of the Public Works Director or his or her designee(s). Any waste material that is deemed to be a traffic hazard and has to be removed during the normal business hours of the Department shall be removed at a cost ~~of \$24 per scoop~~ determined on a per scoop basis. If such waste material has to be removed outside of the Department's normal business hours, the waste material will be removed at a cost ~~of \$50 per scoop~~ determined on a per scoop basis. The charges for removing waste material that poses a traffic hazard shall be borne by the occupant(s) or owner(s) of the property from which the waste material originated. No complimentary scoops of waste material removal will be provided to an individual who places debris in such a manner as to create a traffic hazard.

(7) As used within this section, the term YARD WASTE shall not be deemed to include leaves that have been properly placed for collection by the city's Street Department.

(B) Discarded tires are subject to collection by the city at a fee ~~of \$5~~ calculated on a per tire basis. Unless the identity of the party that physically discarded the collected tire(s) can be conclusively established, the fee for collecting discarded tires shall be charged to the occupant(s) or owner(s) of the parcel of land from which the discarded tires are collected. The Department shall utilize a route type system to collect discarded tires and shall not be obligated to respond within any specified time frame to a call for service.

(C) The Department will collect those items commonly referred to as white goods in accordance with the provisions of this division.

(1) As used within this section, the term WHITE GOODS shall be deemed to include refrigerators, ranges, water heaters, freezers, unit air conditioners, washing machines, dishwashers, clothes dryers, and other similar domestic and commercial large appliances.

(2) Any items properly classified as white goods which are placed at the edge of a yard and approximately two feet away from the edge of the pavement of a public street or highway will be collected by the Department for a fee ~~of \$10~~ calculated on a per appliance basis.

(D) As part of the city's electronics recycling program, the Department will collect, on a weekly basis, electronics in accordance with the provisions of this division.

(1) As used within this section, the term ELECTRONICS shall be deemed to include any desktop computer, notebook computer, monitor or video display unit for a computer system, and the keyboard, ~~mic~~ mouse, other peripheral equipment, and printing devices such as a printer, scanner, a combination print-scanner-fax machine, or other device designed to produce hard paper copies from a computer. The term ELECTRONICS also includes any electronic device that contains a tuner that locks on to a selected carrier frequency and is capable of receiving and displaying of television or video programming via broadcast, cable, or satellite, including, without limitation, any direct view or projection television with a viewable screen of nine inches or larger whose display technology is based on cathode ray tube (CRT), plasma, liquid crystal display (LCD), digital light processing (DLP), liquid crystal on silicon (LCOS),

silicon crystal reflective display (SXRD), light emitting diode (LED), or similar technology marketed and intended for use by a consumer primarily for personal purposes. If a question arises as to whether a specific item is deemed to fall within the scope of the term ELECTRONICS, the definitions provided for computer equipment and televisions in the most current version of G.S. § 130A-309.131(2) and G.S. § 130A-309.131(16) shall be deemed to be the controlling authority.

(2) With the exception of televisions and monitors, any items properly classified as ELECTRONICS that are placed at the edge of a yard and approximately two feet away from the edge of the pavement of a public street or highway will be collected by the Department free of charge. Televisions and monitors placed at the edge of a yard and approximately two feet away from the edge of the pavement of a public street or highway will be collected by the Department for a fee of \$10 calculated on a per item basis.

(3) It is unlawful to place ELECTRONICS in trash or garbage receptacles/containers serviced by the city, in dumpsters serviced by the city, or in containers provided by the city for use with the automated collection trucks.

(E) Unless provided otherwise in this section, the collection charges instituted in this section will be added to the water and sewer bill of the occupant(s) or owner(s) of the parcel of land from which the collected waste material originated. Payment terms will be the same as for the water and sewer bill. In the event of a partial payment on a combined water-sewer and environmental services bill, the payment shall be applied to a customer's bill in the order prescribed by § 50.006(D). Failure to pay the full balance of the water-sewer bill shall result in the consequences specified in the city code, including without limitation the termination of water service. In the event of nonpayment of collection charges by property occupant(s) or owner(s) that do not have water and/or sewer accounts with the city, all collections of the customer's refuse will be discontinued until payment is remitted in full. If, after reasonable inquiry has been made by city officials, a determination cannot be conclusively made as to the identity of the party that placed the waste material for collection, the charges associated with any such collection shall be deemed to be the responsibility of the owner(s) of the property from which the waste material was collected.

(F) The amount of the charges and fees imposed by this section shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 11. Section 51.35 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 51.35 USER CHARGES FOR COMMERCIAL SANITATION CUSTOMERS

~~(A) A charge of \$33.00 per regularly scheduled pick-up of a dumpster, \$18.00 per month per solid waste disposal can, \$5.00 per month for each recycling container, and \$10.00 per month for curbside pick-up of solid waste material equivalent in volume to the capacity of a commercial can is hereby established for commercial sanitation customers. The charge for compaction dumpsters shall be \$44.00 per regularly scheduled pick-up. Additional pick-ups for commercial dumpsters shall be \$44.00 per pick-up, and additional pick-ups for compaction dumpsters shall be \$54.00.~~

(A) Charges for commercial sanitation customers are hereby established. The specific types of charges are listed in the following divisions:

- (1) A charge for each regularly scheduled pick-up of a dumpster, and a separate charge for each additional pick-up of a commercial dumpster;
- (2) A monthly charge for each solid waste disposal can;
- (3) A monthly charge for each recycling container;

(4) A monthly charge for curbside pick-up of solid waste material equivalent in volume to the capacity of a commercial can; and

(5) A charge for each regularly scheduled pick-up of a compaction dumpster, and a separate charge for each additional pick-up of a compaction dumpster.

(B) Dumpsters may be rented from the city by a commercial customer ~~at a rental rate of \$25.00 per dumpster per month. The rental rate will be set as a monthly rental rate per dumpster.~~ A customer's eligibility to rent a dumpster from the city is contingent on the customer utilizing the city as the exclusive provider of solid waste collection services for the rented dumpster(s). The city's Environmental Services Department will terminate, without any penalty to the city, the rental relationship with a customer and will immediately retrieve any and all dumpsters rented to a customer if a solid waste collection service other than the city is found to have collected materials from a city-owned dumpster. The city will replace a dumpster previously rented from the city with a cleaned dumpster upon the request and agreement of the customer to receive this service at a charge ~~of \$100.00~~ that will be set on a per dumpster basis for each time such a request is made.

(C) For purposes of this section and throughout Chapter 51, commercial customer is hereby defined as any customer which is a non-residential or a non- industrial user.

(D) Cans provided exclusively by the city may be used as a substitute for dumpsters in areas approved by the Environmental Services Department.

(E) A one pick-up per week minimum is hereby established for any commercial customer using a dumpster.

(F) The collection charges instituted in this section will be added to the sanitation customer's water and sewer bill. Payment terms will be the same as for the water and sewer bill. In the event of nonpayment of this charge, collection of the customer's refuse/recyclables will be discontinued until payment is remitted in full. All payments for solid waste/recycling services user fees and water and sewer charges whether full or partial payments shall be applied to the customer's account as follows: First, to any solid waste services user fee charges including any arrears charges; second, to any recycling services user fee charges including arrears charges; and third, to any water and sewer charges including arrears charges. In the event of partial payments, the utility charges will be considered outstanding and the prescribed disconnection of services for non-payment will be enforced.

(G) Unless arrangements are made otherwise and the city is notified of these arrangements, all property owners renting premises to a commercial sanitation customer shall be responsible for the charges specified in this section. Responsibility for payment of the charges may be passed to the renter of the premises if the city billing department is notified of this arrangement.

(H) All property owners are deemed responsible to maintain their lots and locate their dumpsters or cans in a fashion that allows the city sanitation trucks acceptable access to the dumpsters or cans.

(I) All property owners must complete a Dumpster Permit and sign a hold harmless agreement.

(J) The city is not liable for any damages resulting to parking lots, drives, and the like caused by the weight of the trucks used for the dumpster pick-ups. Each property owner is expected to maintain a lot or drive of sufficient structure to support the weight of the collection trucks.

(K) No refuse which is unacceptable as routine refuse at the landfill will be collected from commercial sanitation customers. Examples of unacceptable waste include but are not limited to: hazardous waste, tires, batteries, medical waste, yard waste, liquid waste, and white goods. Any receptacles containing any of these

materials will not be picked up by the ~~sanitation~~ environmental services department until the unacceptable material is removed.

(L) The commercial customer is responsible for the contents of its containers. The city is not responsible for policing containers to prevent dumping of unacceptable waste, or refuse from individuals not related to the commercial customer.

(M) The amount of the charges and fees imposed by this section shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 12. Section 51.36 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 51.36 USER CHARGES FOR RESIDENTIAL SANITATION CUSTOMERS

~~(A) A charge of \$18.00 per month for each solid waste disposal container provided by the city and assigned to a residential dwelling, \$5.00 per month for each recycling container provided by the city and assigned to a residential dwelling, and \$31.00 per regularly scheduled pick up of a residential dumpster is hereby established for residential sanitation customers. Additional pick ups for residential dumpsters shall be \$40.00 per pick up.~~

(A) Charges for residential sanitation customers are hereby established. The specific types of charges are listed in the following divisions:

- (1) A charge for each regularly scheduled pick-up of a residential dumpster, and a separate charge for each additional pick-up of a residential dumpster;
- (2) A monthly charge for each solid waste disposal container provided by the city and assigned to a residential dwelling;
- (3) A monthly charge for each recycling container provided by the city and assigned to a residential dwelling.

(B) The collection charges instituted in this section will be added to the sanitation customer's water and sewer bill. Payment terms will be the same as for the water and sewer bill. In the event of nonpayment of this charge, collection of the customer's refuse/recyclables will be discontinued until payment is remitted in full. All payments for solid waste/recycling services user fees and water and sewer charges whether full or partial payments shall be applied to the customer's account as follows: First, to any solid waste services user fee charges including any arrears charges; second, to any recycling services user fee charges including arrears charges; and third, to any water and sewer charges including arrears charges. In the event of partial payments, the utility charges will be considered outstanding and the prescribed disconnection of services for non-payment will be enforced.

(C) All residential premises located within the corporate limits of the City of Asheboro shall be assumed to be using the solid waste and recycling collection services offered by the city. The occupants of the premises shall be charged for these services so long as the premises remain in the city limits, are or have previously been improved for residential dwelling purposes, and contractual arrangements for solid waste collection services have not been made with an entity other than the City of Asheboro. In the absence of documentation to establish otherwise, the customer of record with the city's water billing office shall be deemed to be the occupant of the premises receiving solid waste/recycling collection services and shall be responsible for all of the associated fees that will be charged each month.

(D) In the case of disputes about the fees charged pursuant to the provisions of this section, the City Manager, or his designee, shall have the authority to adjust any fee charged after the Manager or other designated official has reviewed the circumstances surrounding the charge and determined, consistent with the provisions of the Code of Asheboro, that the disputed charge was added to the customer's account in error.

(E) Provisions specific to residential dumpsters.

(1) Dumpsters may be rented from the city by a residential sanitation customer at a monthly rental rate ~~of \$21.00 per dumpster per month~~. A customer's eligibility to rent a dumpster from the city is contingent on the customer utilizing the city as the exclusive provider of solid waste collection services for the rented dumpster(s). The city's Environmental Services Department will terminate, without any penalty to the city, the rental relationship with a customer and will immediately retrieve any and all dumpsters rented to a customer if a solid waste collection service other than the city is found to have collected materials from a city-owned dumpster. The city will replace a dumpster previously rented from the city with a cleaned dumpster upon the request and agreement of the customer to receive this service at a charge ~~of \$100.00~~ that will be set on a per dumpster basis for each time such a request is made.

(2) A one pick-up per week minimum is hereby established for any residential customer using a dumpster.

(3) Unless arrangements are made otherwise and the city is notified of and agrees to these arrangements, the owner(s) of the real property where a residential dumpster is located shall be responsible for the charges specified in this section.

(4) The owner of the property upon which a dumpster is located is deemed responsible for the maintenance of the premises in general and the location of the dumpster site in particular so as to allow the Environmental Services Department's trucks reasonable access to the dumpster.

(5) In order to receive residential dumpster service, all property owners must complete a dumpster permit and properly execute a hold harmless agreement in favor of the city.

(6) The city shall not be liable for any damages resulting to parking lots, drives, and the like caused by the weight of the trucks used for dumpster pick-up. Each property owner is expected to maintain a lot or drive of sufficient structure to support the weight of the collection trucks.

(F) No refuse which is unacceptable as routine refuse at the landfill will be collected from residential sanitation customers. Examples of unacceptable waste include but are not limited to: hazardous waste, tires, batteries, medical waste, yard waste, liquid waste, and white goods. Any receptacles containing any of these materials will not be picked-up by the Environmental Services Department until the unacceptable materials are removed.

(G) The owner of the premises where the dumpsters/containers are located and the residents utilizing the dumpsters/containers are responsible for the contents of the containers. The city is not responsible for policing containers to prevent the dumping of unacceptable waste, or refuse from individuals not related to the customer(s).

(H) The amount of the charges and fees imposed by this section shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 13. Section 51.37 of the Code of Asheboro is hereby rewritten to provide as follows.

§ 51.37 TRANSFER STATION TIPPING FEE

(A) Except as provided in division (B) of this section, the City Recycling and Waste Transfer Station is dedicated to fulfilling the mission of the city to lawfully and efficiently process recyclables and solid waste collected by city forces from the city's customers. Third party haulers have no right of access to the city's transfer station.

(B) Notwithstanding the foregoing division (A), the City of Randleman, and only the City of Randleman, is authorized to utilize the transfer station for the waste

stream directly linked to its municipal customers. A tipping fee of ~~\$38~~ per ton of solid waste delivered by Randleman to the transfer station will be charged to the City of Randleman. The amount of the tipping fee imposed by this section shall be determined by the city council and specified in the consolidated City of Asheboro Schedule of Fees adopted by resolution of the city council and amended from time to time in the sole discretion of the city council.

Section 14. All ordinances and clauses of ordinances in conflict with this Ordinance are hereby repealed.

Section 15. This Ordinance shall take effect and be in full force from and after the date of its adoption.

This Ordinance was adopted by the Asheboro City Council in open session during a regular meeting held on July 10, 2025.

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

(q) Approval of an Ordinance Converting Three Signalized Intersections to All-Way Stop Intersections

This item was removed from the consent agenda for further discussion by the city council members.

(r) Approval of a Budget Amendment to Account for Funding to a Nonprofit Corporation Fulfilling a Public Purpose

24 ORD 7-25

**ORDINANCE TO AMEND
THE GENERAL FUND
FY 2025-2026**

WHEREAS, The Shelter of Hope's housing program is transitioning into operations by the Place of Grace NC.

WHEREAS, the new organization has requested \$15,000 from Randolph County to assist with their initial operating costs.

WHEREAS, the City of Asheboro has been requested to match the contribution from Randolph County.

WHEREAS, the City of Asheboro believes that this request is a one-time request and that City funding will be combined with other funding to support the initial operating costs.

WHEREAS The City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in expenditures in comparison to the current fiscal year adopted budget.

WHEREAS the City Council of the City of Asheboro wants to follow all generally accepted accounting principles.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

That the following revenue line item be increased:

<u>Account #</u>	<u>Description</u>	<u>Increase</u>
10-000-399.0000	Fund Balance Allocation	\$15,000

That the following expense line item increased:

<u>Account #</u>	<u>Description</u>	<u>Increase</u>
10-610-602.XXXX	Place of Grace	\$15,000

Adopted the 10th day of July 2025.

/s/Walker B. Moffitt
Walker Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

- (s) **Approval of a Water and Sewer Fund Budget Amendment to Account for a Sanitary Sewer Lift Station and Force Main Installation Project Pertaining to the Randolph County Farm, Food, and Family Education Center**

25 ORD 7-25

**ORDINANCE TO AMEND
THE WATER AND SEWER FUND
FY 2025-2026**

WHEREAS, The City of Asheboro budget accepted bids for the installation of the lift station that will service the Randolph County Agricultural Center, and the lowest responsive bid was \$522,285.

WHEREAS The City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in expenditures in comparison to the current fiscal year adopted budget.

WHEREAS the City Council of the City of Asheboro wants to follow all generally accepted accounting principles.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

That the following revenue line item be increased:

<u>Account #</u>	<u>Description</u>	<u>Increase</u>
30-000-399.0000	Fund Balance Allocation	\$397,285

That the following expense line item increased:

<u>Account #</u>	<u>Description</u>	<u>Increase</u>
30-870-545.0000	Contracted Services	\$397,285

Adopted the 10th day of July 2025.

/s/Walker B. Moffitt
Walker Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

8. **Approval of an Ordinance Converting Three Signalized Intersections to All-Way Stop Intersections (Formerly Consent Agenda Item 7(q))**

After some discussion about the above-referenced ordinance, Council Member Bell moved, and Council Member Burks seconded the motion to approve/adopt the following ordinance by reference. Council Members Bell, Burks, Heath, Moffitt, Swiers, and Trogon voted aye. Council Member McCaskill voted no.

ORDINANCE NUMBER 23 ORD 7-25

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

ORDINANCE DESIGNATING CERTAIN INTERSECTIONS
AS 4-WAY STOP INTERSECTIONS

WHEREAS, Section 160A-296 of the North Carolina General Statutes provides that a city shall have general authority and control over all public streets, sidewalks, alleys, bridges, and other ways of public passage within its corporate limits; and

WHEREAS, Section 70.29(B) of the Code of Asheboro provides, in pertinent part, as follows:

Pursuant to instructions given to him by the City Council from time to time and entered in the council minute book, the City Manager shall:

(B) Cause all intersections designated as stop intersections when entered from designated streets to be posted accordingly. He shall then notify the City Clerk, who shall enter the description of such intersections and the streets of . . . (entry) thereto upon which stops are required in schedule 7 of § 72.02 (of the Code of Asheboro); and

WHEREAS, based on a review conducted by city personnel, specifically including personnel in the city engineering department, the conversion of three signalized intersections to all-way stop intersections has been recommended to the city council; and

WHEREAS, the Asheboro City Council concurs with the recommendation.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro as follows:

Section 1. The intersection of Worth Street and Main Street is hereby declared to be an all-way (4-way) stop intersection that shall be properly posted to cause all vehicles approaching the intersection from any direction to stop immediately before entering the intersection.

Section 2. The intersection of Worth Street and Elm Street is hereby declared to be an all-way (4-way) stop intersection that shall be properly posted to cause all vehicles approaching the intersection from any direction to stop immediately before entering the intersection.

Section 3. The intersection of Brewer Street and N. Elm Street is hereby declared to be an all-way (4-way) stop intersection that shall be properly posted to cause all vehicles approaching the intersection from any direction to stop immediately before entering the intersection.

Section 4. The city manager is hereby instructed to cause the proper placement of stop signs at the intersections listed in Section 1, Section 2, and Section 3 of this Ordinance to establish all-way stop intersections at the designated locations.

Section 5. The city clerk shall properly record the actions taken pursuant to this Ordinance in schedule 7 of Section 72.02 of the Code of Asheboro.

Section 6. All ordinances and clauses of ordinances in conflict with this Ordinance are hereby repealed to the extent such ordinances conflict with the intent of the Asheboro City Council to create all-way stop intersections at the locations designated herein.

Section 7. This Ordinance shall take effect and be in force from and after the date of its adoption.

This Ordinance was adopted by the Asheboro City Council in open session during a regular meeting on July 10, 2025.

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

9. **Legislative Hearing for Case No. RZ-25-12: An application to amend an existing R15(CZ) conditional zoning district and allow a residential planned unit development on approximately 234.6 acres of land at the intersection of Old Cox Road and Old Humble Mill Road and on the west side of Old Cox Road (Formerly Item 8)**

Mayor Pro Tempore Moffitt opened the legislative hearing on the zoning map amendment application filed as Case No. RZ-25-12. Community Development Director John Evans was the first speaker. In addition to entering into the records the notation that notice of this land use case had been advertised, posted, and mailed as required by North Carolina law, he gave an overview of the zoning map amendment application submitted by Southeastern Site Acquisitions, LLC.

The land for which the above-described zoning has been requested is located at Old Cox Road and Old Humble Mill Road. The property is approximately 234.6 acres in size and is more specifically identified by Randolph County Parcel Identification Numbers 7679024396, 7669905560, and 7679008885 (this property will be hereinafter referred to as the “Zoning Lot.”)

In addition to the written staff report, Mr. Evans utilized a slide show presentation in conjunction with his comments. Some of the noted points of information are listed below.

1. The proposed use is a Residential Planned Unit Development.
2. The R15 Residential District Statement of Intent “to provide regulations which will produce a low intensity of single-family residential use with the necessary governmental and other support facilities to service such suburban intensity living.” The overall density of the development (excluding public rights-of-way) is approximately 2.15 dwellings per acre, which is consistent with an R15 designation.

3. Relevant Zoning Ordinance Definitions:

Dwelling/Residence, Detached Single Family: *An individual dwelling unit for one family located on an independent lot containing no other dwellings.*

Planned Development: *Land under unified control to be planned and developed as a whole in a single development operation or a definitely programmed series of development operations. A planned development includes principal and accessory structures and uses substantially related to the character and purposes of the planned development. A planned development is built according to general and detailed plans which include not only streets, utilities, lots and building location, and the like, but also site plans for all buildings as are intended to be located, constructed, used, and related to each other, and plans for other uses and improvements on the land as related to the buildings. A planned development includes a program for the provision, operation, and maintenance of such areas, facilities, and improvements as will be for common use by some or all of the occupants of the planned development district, but which will not be provided, operated, or maintained at general public expense.*

4. This request plan differs from the previously approved development as follows:

- (a) The previous plan authorized up to 399 dwelling units with 343 single-family dwellings and 56 attached townhome style dwellings. The current plan proposes 464 dwelling units with 312 single-family attached dwellings and 152 attached townhome style dwellings.
- (b) The previous development had a roundabout providing two entrances into the development from Old Cox Road. In lieu of this roundabout, the developer has proposed left and right turning lanes from Old Cox Road into these two entrances into the development.
- (c) A decrease in the linear footage of proposed streets from 21,556 to 15,847 LF.
- (d) The previous plan included a Future Development Area, with the potential for either a Commercial or Residential component. The current plan does not include a commercial component.
- (e) The overall amount of open space has increased (approximately 64.7% of this development compared to 39.2% of the previous development), with the impervious portion of the development compacted on a smaller footprint.
- (f) The previous plan showed recreation space that included a clubhouse, play court, and a private trail system throughout the development. The current plan includes an amenity center with a pool and athletic courts in the same location. The private trails are not provided with this request, but a network of sidewalks connecting dwellings and amenities is provided.
- (g) The previous plan included a 6' black acrylic or wooden fence along portions of the easternmost side of the property on Parcel Identification Number 7679024396. This fence is not shown on the current site plan. This was offered as a condition with the previous request, general ordinance requirements do not require such screening. However, a general note on the site plan indicates that, "Existing Vegetation to remain when possible."
- (h) The applicant's engineer has indicated that no permanent stormwater control measures are requested due to the increased amount of open space and the density being considered "low density" by NC Department of Environmental Quality. The

engineer’s statement related to stormwater was attached to the report submitted to the city council.

- 5. Similar to the previous plan, a 30’ street yard is proposed along both Old Cox and Old Humble Mill Roads. The site plan notes that a 30’ street yard will have a minimum of 1 evergreen shrub per 10 linear feet and 1 canopy tree per 20 linear feet. The plan also notes “existing vegetation to be retained when possible.” In addition, at least one street tree is proposed in front of each detached single-family dwelling.
- 6. A portion of the property is within a floodplain, however, no dwellings are proposed within the floodplain. Any utilities located in the floodplain will require applicable floodplain permitting.
- 7. The applicant has indicated that RV parking will be prohibited on-site. During discussions with staff, the applicant indicated that each townhome dwelling will have a garage for at least one vehicle in addition to one driveway space, and each detached single-family dwelling will have either a one or two vehicle garage in addition to two driveway spaces. There are additional visitor spaces provided and some areas in which on-street parking may be permissible.
- 8. After receiving an updated site plan on June 24, 2025, staff returned comments on June 27, 2025. Comments included items related to phasing, clarification on accessory structure setbacks, clarification on perimeter buffer/landscaping detail, street detail clarifying the design of River Otter Road leading to the recreation area, detail on dwelling types and dwelling garage information, and utility/street detail information that would be needed prior to construction if the zoning district is approved.

Mr. Evans noted that when evaluating a rezoning application, careful consideration must be given to each goal and policy as outlined in the Land Development Plan.

Proposed Land Use Map Designation:	Not Designated
Growth Strategy Map:	Not Designated
Small Area Map:	Not Designated

LDP Goals/Policies that Support the Request:

<u>Checklist Item 3:</u>	The property on which the rezoning district is proposed fits the description of the Zoning Ordinance.
<u>Goal 2.3:</u>	Compact, interconnected and sustainable development patterns.
<u>Goal 3.2:</u>	Quality design demanding appropriate scale and context
<u>Goal 4.1:</u>	Identification and protection of environmentally sensitive areas
<u>Goal 5.3:</u>	Interconnected and multi-modal transportation networks
<u>Checklist Item 12.</u>	Property is located outside of watershed.

LDP Goals/Policies that Do Not Support the Request:

- Checklist Item 6:** Existing infrastructure is adequate to support the desired zone.
- Checklist Item 13:** The property is located outside of Special Hazard Flood Area
- Checklist Item 14:** Rezoning is located on steep slopes of greater than 20%.

The City of Asheboro Planning Board considered the zoning map amendment application and recommended, with the attachment of the supplementary proposed conditions by city staff, approving the placement of the Zoning Lot into the amended R15 (CZ) zoning district. In making this recommendation, the planning board concurred with the planning staff's analysis of the consistency of the proposed zoning with the adopted comprehensive plans as well as the reasonableness of the proposal. The planning staff's analysis is summarized in the following indented paragraphs.

Although the Land Development Plan does not provide specific growth strategy and land use recommendations for the property and surrounding area, the request can be reviewed against general goals and policies. The LDP's Southeast Small Area Plan recognized that US Highway 64 Bypass likely would change development patterns in the vicinity of the highway but recommended balancing growth with the preservations of rural character and protecting gateways leading to the NC Zoo. The Plan's prediction has proven true; improved access provided by the Bypass, combined with recent economic development announcements and the proximity of municipal water and sewer service, has continued to generate development interest in the area. Similar to the previous plan, the request's proposed clustering of homes in areas most suitable for development, diversity of homeownership options, preservation of significant natural areas for open space, and active recreational amenities and sidewalks strikes a reasonable balance between well-planned growth supported by Land Development Plan goals and policies honoring the uniqueness of the area afforded by the NC Zoo.

Staff believes the request is generally reasonable and consistent with the Land Development Plan, and conditions related to additional plan details can ensure compliance with city policies and additional LDP goals.

In the event of council approval of the application, the planning staff offered suggested conditions to include as part of a conditional zoning ordinance amendment. These conditions are as follows:

- A) *The use approved shall be Residential Planned Unit Development with no more than 464 units on 464 lots and development shall be per the approved site plan and materials submitted in support of the application.*
- B) *All parties involved in this request, including the owner, successors, heirs, and assigns, agree to the conditions and approved site plan. Prior to the issuance of a Zoning Compliance Permit, the owner shall provide city staff with written acceptance of any zoning district conditions discussed and accepted during the public hearing.*
- C) *Enclosure of concrete pads or other additions to the rear of dwellings shall not be considered a modification requiring city council review so long as such additions are located on a recorded lot and receive applicable permitting.*
- D) *Any utility infrastructure indicated by the city as required to be publicly*

maintained shall be located within a City of Asheboro utility easement. Surveying of any required easements shall be the responsibility of the property owner.

- E) Solid waste disposal for the project shall be consistent with city policies and codes.*
- F) Prior to the preliminary plat approval, plans concerning water, including provisions for fire hydrants, streetlights, street and paving details and sanitary sewage that comply with city policies shall be submitted and approved.*
- G) All dwellings shall be located on a subdivided lot that is recorded in the public registry in accordance with the city's land development requirements.*
- H) Open space shall be created and recorded consistent with the conditional zoning district site plan.*
- I) Every dwelling unit constructed shall have a garage and dedicated driveway leading to the street. Whether provided by a driveway and/or garage, every unit dwelling shall provide a minimum of two parking spaces.*
- J) Passenger vehicle overflow parking, equivalent to the number of spaces and in locations generally consistent with the approved site plan, shall be built as shown on the site plan in a ratio equaling the number of such spaces required, in locations generally consistent with the approved site plan, and sized in compliance with the Asheboro zoning ordinance.*
- K) Maintenance of all recreation areas, any utilities not publicly maintained, roads, and drainage facilities that are not specifically labeled on the approved site plan as publicly owned and maintained shall be the responsibility of the property owner and any successors in interest including, but not limited to, the homeowners association (HOA).*
- L) Landscaping, including street trees, front yard landscaping, and preservation of existing vegetation, shall be installed or retained consistent with the details and specifications shown on the site plan and as modified by these conditions.*
- M) All setbacks shall be no less than as provided by the site plan, except for accessory structures that may be permitted subject to side setbacks shown consistent with the approved site plan and rear setbacks meeting general R15 requirements and located outside of buffers/screens shown on the approved site plan. Front yard averaging provisions shall not be applicable within any phase of the development.*
- N) All terminations of public streets, whether permanent or temporary, shall comply with city ordinances and policies pertaining to turnaround and maneuvering area.*
- O) The recreational amenities depicted on the site plan on Randolph County Parcel Identification Number 7679024396 shall be constructed and available for use prior to the recording of subdivision plats resulting in the creation of more than 75% of the lots approved on that parcel of land as ultimately shown on the preliminary plats to be presented.*
- P) Sidewalks that meet ADA standards shall be provided along all streets to connect units and lots, parking areas, recreation facilities, trash facilities, community mailboxes, and shall extend to intersections with existing streets and along existing public streets where new curb and gutter is added. Where existing and proposed streets exceed five percent (5%) grade, and sidewalks area added along those streets, sidewalks shall meet ADA standards at the intersection(s).*

- Q) *Within the 30-foot buffer areas, shown along Old Cox Road and Old Humble Mill Road, existing vegetation shall be retained where present; where no vegetation is present, a street yard equivalent to 1 evergreen shrub per 10 linear feet and 1 canopy tree per 20 linear feet shall be provided within the buffer area.*
- R) *Changes related to locations of cluster box units (CBU) for mail delivery as required by USPS or NCDOT, will not be considered a modification of the conditional zoning district requiring council action. If required within the public right-of-way, an area shall be provided that, at a minimum, is adequate for one drop-off space for a motor vehicle, including any maneuvering area. Any drop-off area shall be designed in accordance with commonly accepted traffic engineering practices. Construction of this area shall be the responsibility of the developer and is subject to approval of the City of Asheboro Public Works Division and/or Engineering Department. Alternatively, should the developer choose to construct the community mailbox and any associated vehicular areas in a location completely on private property, this activity shall not be considered a modification, subject to Section 4.05 of the Asheboro Zoning Ordinance and applicable permitting.*
- S) *Solid waste disposal for the project shall be consistent with city policies and codes.*
- T) *No new driveways or roadway connections shall be made to Old Cox Road or Old Humble Mill Road except for those shown on the submitted site plan unless determined by city staff and NCDOT to be necessary for public or emergency service response(s).*
- U) *Final roadway names shall be subject to city and Randolph County approval.*
- V) *Floodplain development permits shall be issued by the city prior to any construction within regulated floodplain areas.*
- W) *Prior to recording a final plat for any phase of the development, homeowners' association documents, which contain provisions consistent with the terms of the adopted conditional zoning ordinance, shall be recorded in the Office of the Randolph County Register of Deeds and shall include, but not be limited to, maintenance responsibilities of the association, a release of the City of Asheboro from liability due to utility maintenance on any streets, indication that walls between units are party walls, and the prohibition of parking recreational vehicles (boats, campers, travel trailers, etc.) outdoors.*
- X) *Consistent with Chapter 71 of the Asheboro Code of Ordinances, parking on any public street in such a way that interferes with emergency or sanitation vehicles shall be prohibited.*
- Y) *Prior to the issuance of a Zoning Compliance Permit for the proposed land use, the Applicant shall submit documentation detailing the following approvals:*
 - a) *Driveway permit approval from North Carolina Department of Transportation*
 - b) *Permitting from the North Carolina Department of Environmental Quality; and*
 - c) *Subdivision sketch design and preliminary plat showing compliance with zoning and subdivision ordinance requirements and submittal of required review fees.*
- Z) *The owner(s) of the Zoning Lot shall properly execute and deliver to the Zoning Administrator for recordation in the office of the Randolph County Register of Deeds a Memorandum of Land Use Restrictions prepared by the City Attorney for the purpose of placing notice of the conditions attached to this Conditional Zoning in the chain of title for the Zoning Lot.*

- AA) *Prior to the recording of the Memorandum of Land Use Restrictions outlined in supplemental condition (Z), the Applicant shall submit a site plan reflecting any revisions necessary to comply with city codes and conditions of approval.*

Mayor Pro Tempore Moffitt opened the floor for comments from the public. On behalf of the applicant, Bob Wilhoit, Esq. presented comments in support of the zoning map amendment application and consented to the above-printed supplementary conditions. Along with Mr. Wilhoit, Tom Flanagan, Richard Adams, and Paul Stimpson also provided comments in support of the zoning map amendment application.

Sarah Barndt, Ronny Hassell, Jennifer Cox, Judy Ebanks, Eve Fenberg, Taro Fenberg, and Victoria Harris all posed general questions and expressed concerns pertaining to the proposed development. When no one else asked to speak, Mayor Pro Tempore Moffitt transitioned to the deliberative phase of the process.

After engaging in deliberations about the zoning map amendment application, Council Member Bell moved, and Council Member Burks seconded the motion to adopt the plan consistency/reasonableness statement below and to approve, with the above-listed conditions, the requested zoning map amendment with the following multi-part motion.

1. Although the Land Development Plan does not provide specific growth strategy and land use recommendations for the Zoning Lot and surrounding area, the request can be reviewed against general goals and policies. The LDP's Southeast Small Area Plan recognized that US Highway 64 Bypass likely would change development patterns in the vicinity of the highway but recommended balancing growth with the preservation of rural character and protecting gateways leading to the NC Zoo. The Plan's prediction has proven true; improved access provided by the Bypass, combined with recent economic development announcements and the proximity of municipal water and sewer service, has continued to generate development interest in the area. Similar to the previous plan, the request's proposed clustering of homes in areas most suitable for development, diversity of homeownership options, preservation of significant natural areas for open space, and active recreational amenities and sidewalks strikes a reasonable balance between well-planned growth supported by Land Development Plan goals and policies honoring the uniqueness of the area.

The council has concluded that the request is reasonable and consistent with the Land Development Plan. The conditions attached to this ordinance will ensure compliance with city policies and additional LDP goals.

2. Consequently, and subject to the above-listed conditions, the zoning map amendment application seeking to place the Zoning Lot into the amended R15 (CZ) zoning district is hereby approved.

Council Members Bell, Burks, Heath, McCaskill, Moffitt, Swiers, and Trogon voted aye. There were no dissenting votes.

10. **Proposals Received for the Randolph County Farm, Food, and Family Education Center Sanitary Sewer Lift Station and Force Main Installation Project (Formerly Item 9)**

Water Resources Director Michael Rhoney presented a proposal summary for the Randolph County Farm, Food, and Family Education Center (RCFFFEC) Sanitary Sewer Lift Station and Force Main Installation Project. One bid listed below was received at 10:00 a.m. on July 3, 2025, for the project. This bid includes providing all services and miscellaneous materials to install a 180 gpm lift station and 2,450 LF of C900 force main. The city has procured the pump station pumps and control panel, generator and ATS, SCADA system with install. The contractor will supply wet well, valve vault, manholes, all piping valves, electrical components and appurtenances. The bid received is as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Terry’s Plumbing and Utilities, Inc. 465 Lewallen Road Asheboro, NC 27205	\$522,285.00

This project was originally bid informally on May 20, 2025 with proposals due Friday, May 31, 2025. There was only one proposal submitted by Terry’s Plumbing and Utilities for \$522,285.00. This proposal was rejected because it exceeded the threshold for informal bidding. The project was formally advertised for proposals on June 12, 2025. Proposals were received at 10:00 a.m. on Monday, June 23, 2025. Only one proposal was received, and it was from Terry’s Plumbing and Utilities Inc. The single bid was returned unopened. The project was readvertised for bids due at 10:00 a.m. on July 3, 2025 as noted above.

The apparent lowest, responsive and responsible bidder is Terry’s Plumbing and Utilities, Inc. at \$522,285.00. Based on the results of this procurement process, it is recommended that the above-described contract for the Randolph County FFFEC Sanitary Sewer Lift Station and Force Main Installation project be awarded to Terry’s Plumbing and Utilities, Inc.

Council Member Burks moved, and Council Member Swiers seconded the motion to award the project to Terry’s Plumbing and Utilities, Inc. in the amount of \$522,285.00. Council Members Bell, Burks, Heath, McCaskill, Moffitt, Swiers, and Trogdon voted aye. There were no dissenting votes.

11. **Discussion of Parking Options and Considerations for North Randolph Avenue (Formerly Item 10)**

In response to citizen comments at previous city council meetings, Assistant City Engineer Spencer Patton, EI presented three options to address the on-street parking concerns pertaining to the section of N. Randolph Avenue between E. Salisbury Street and Worth Street.

- Option 1: As illustrated by a sketch of on-street parking restrictions provided to the city council, signage can be installed to establish a 50-foot radius for a prohibition of parking at the intersection of travel lanes to protect turning sight distances.
- Option 2: A complete ban of on-street parking at all times on N. Randolph Avenue.
- Option 3: In addition to protecting turning sight distances at all times, the prohibition of on-street parking on N. Randolph Avenue from 6:00 a.m. to 6:00 p.m.

After some discussion, Council Member Bell moved, and Council Member Heath seconded the motion to adopt option 3. An ordinance implementing the decision will be presented for final adoption at the next regular council meeting.

Council Members Bell, Burks, Heath, McCaskill, Moffitt, Swiers, and Trogdon voted aye. There were no dissenting votes.

12. **Asheboro Regional Airport Items (Formerly Item 11)**

(a) Hangar Lease Agreements – Expanded Subleasing Options

The Asheboro Airport Authority previously recommended amending the subleasing provisions in existing hangar lease agreements at the Asheboro Regional Airport. The city council reacted favorably to this recommendation.

On June 5, 2025, and in compliance with Section 160A-272 of the North Carolina General Statutes, notice was published in *The Courier Tribune* of the city council’s intent to approve amendments to certain hanger lease agreements at the Asheboro Regional Airport. The lease agreements for which the subleasing amendments have been recommended are the agreements pertaining to Hangar A, Hangar J, Hangar L, Hangar M, Hangar P, and Hangar Q.

Mr. Patton discussed the recommended amendments and a resolution drafted to implement the airport authority’s recommendation. Mayor Pro Tempore Moffitt then invited public comment on the proposed lease amendments. When no comments were offered, the council took action on the implementing resolution.

Council Member Bell moved, and Council Member Burks seconded the motion to approve/adopt the following resolution by reference. Council Members Bell, Burks, Heath, McCaskill, Moffitt, Swiers, and Trogdon voted aye. There were no dissenting votes.

RESOLUTION NUMBER 28 RES 7-25

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

RESOLUTION AUTHORIZING AMENDMENTS OF SIX HANGAR LEASE AGREEMENTS AT THE ASHEBORO REGIONAL AIRPORT

WHEREAS, on April 15, 2025, the Asheboro Airport Authority recommended that amendments be made to certain hangar lease agreements at the Asheboro Regional Airport; and

WHEREAS, the text recommended by the airport authority for amending the subleasing provisions in the hangar lease agreements stated as follows:

Lessee shall not have the right to sublease any portion of its hangar except (1) a sublease or rental of some or all of a hangar may be made on a short-term nightly basis for storage of aircraft with the consent of the Fixed Base Operator (FBO) manager not to exceed 30 days in total to a particular sub-tenant; or (2) a sublease or rental of some or all of the hangar may be made for a term exceeding 30-days for the storage of aircraft with the approval of the Asheboro Airport Authority. The Lessor retains the right of first refusal if Lessee desires to assign the lease to a non-related entity or person for the remaining lease term. A sublease or assignment is not deemed to be necessary when an aircraft is owned in part or in whole by a division or subsidiary of the Lessee; and

WHEREAS, the city council concurs with the recommendation received from the Asheboro Airport Authority; and

WHEREAS, on June 5, 2025, and in compliance with Section 160A-272 of the North Carolina General Statutes, notice was published in *The Courier-Tribune* of the city council's intent to approve the recommended amendments to the hangar leases; and

WHEREAS, the lease agreements for which the subleasing amendments have been recommended are the agreements pertaining to Hangar A, Hangar J, Hangar L, Hangar M, Hangar P, and Hangar Q; and

WHEREAS, the city-owned property subject to the aforementioned lease agreements will not be needed by the city during the terms of the amended lease agreements.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that the lease agreements for Hangar A, Hangar J, Hangar L, Hangar M, Hangar P, and Hangar Q at the Asheboro Regional Airport are to be amended to incorporate into the leasing instruments the modified subleasing text recommended by the Asheboro Airport Authority; and

BE IT FURTHER RESOLVED by the City Council of the City of Asheboro that, as part of the amendment process, the amended lease agreement for Hangar M shall reflect that CF Properties, LLC is the Lessee rather than CG Aviation, LLC, which has been administratively dissolved and was a pass thru wholly owned by CF Properties, LLC; and

BE IT FURTHER RESOLVED by the City Council of the City of Asheboro that, except as specifically authorized by this Resolution, the above-referenced leasing instruments shall remain unchanged and in full force and effect; and

BE IT FURTHER RESOLVED by the City Council of the City of Asheboro that the mayor is authorized and directed to execute legal instruments that implement and strictly comply with the authorizations found herein.

This Resolution was adopted by the Asheboro City Council in open session during a regular meeting held on July 10, 2025.

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

(b) New Terminal Building (Design/Bid) – Request for Council Action on Amendment #1 under Work Authorization No. 3

Mr. Patton summarized the proposed amendment #1 under Work Authorization No. 3 for the new terminal building (design/bid) at the Asheboro Regional Airport. Work Authorization No. 3 is with ARDUARA Group North Carolina, which is a successor to W.K. Dickson.

The existing terminal building at the Asheboro Regional Airport is antiquated and requires replacement to accommodate the growth and development at the airport. The proposed terminal building is to be located between the existing terminal building and the aviation museum. The design and bidding effort for this project are being addressed under Work Authorization No. 3.

Once the design effort was initiated under Work Authorization No. 3, scoping letters were sent to the appropriate agencies. A response letter from the North Carolina Department of Natural and Cultural Resources, State Historic Preservation Office requested that archaeological testing be conducted prior to any ground disturbing

activities. Amendment #1 is for the added services required for a subconsultant to ARDURRA to conduct the required archaeological testing. The total fee of all work and expenses is \$14,295.00

Council Member Bell moved, and Council Member Swiers seconded the motion to approve the requested amendment #1 under Work Authorization No. 3 with ARDURRA in the amount of \$14,295.00. Council Members Bell, Burks, Heath, McCaskill, Moffitt, Swiers, and Trogon voted aye. There were no dissenting votes. With this approval, the city manager is authorized to execute the requested amendment on behalf of the municipal corporation.

13. A Resolution Adopting the Davidson-Randolph Regional Hazard Mitigation Plan (Formerly Item 12)

Assistant City Manager Trevor Nuttall presented and recommended adoption by reference of a resolution adopting the Davidson-Randolph Regional Hazard Mitigation Plan. Council Member Heath moved, and Council Member Burks seconded the motion to approve/adopt the following resolution by reference. Council Members Bell, Burks, Heath, McCaskill, Moffitt, Swiers, and Trogon voted aye. There were no dissenting votes.

29 RES 7-25

**RESOLUTION ADOPTING
DAVIDSON-RANDOLPH REGIONAL HAZARD MITIGATION PLAN**

WHEREAS, the citizens and property within City of Asheboro are subject to the effects of natural hazards that pose threats to lives and cause damage to property, and with the knowledge and experience that certain areas of the county are particularly vulnerable to drought, extreme heat, hailstorm, hurricane and tropical storm, lightning, thunderstorm wind/high wind, tornado, winter storm and freeze, flood, hazardous material incident, and wildfire; and

WHEREAS, the City desires to seek ways to mitigate the impact of identified hazard risks; and

WHEREAS, the Legislature of the State of North Carolina has in Article 5, Section 160D-501 of Chapter 160D of the North Carolina General Statutes, delegated to local governmental units the responsibility to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Legislature of the State of North Carolina has enacted General Statute Section 166A-19.41 (*State emergency assistance funds*) which provides that for a state of emergency declared pursuant to G.S. 166A-19.20(a) after the deadline established by the Federal Emergency Management Agency pursuant to the Disaster Mitigation Act of 2002, P.L. 106-390, the eligible entity shall have a hazard mitigation plan approved pursuant to the Stafford Act; and.

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop an All-Hazards Mitigation Plan in order to be eligible to receive future Hazard Mitigation Grant Program Funds and other disaster-related assistance funding and that said Plan must be updated and adopted within a five-year cycle; and

WHEREAS, the City has performed a comprehensive review and evaluation of each section of the previously approved Hazard Mitigation Plan and has updated the said plan as required under regulations at 44 CFR Part 201 and according to guidance issued by the Federal Emergency Management Agency and the North Carolina Division of Emergency Management; and

WHEREAS, it is the intent of the City Council of the City of Asheboro to fulfill this obligation in order that the City will be eligible for federal and state assistance in the event that a state of disaster is declared for a hazard event affecting Randolph County.

NOW, THEREFORE, be it resolved that the City Council of the City of Asheboro hereby:

1. Adopts the Davidson-Randolph Regional Hazard Mitigation Plan.
2. Vests the City Manager's office with responsibility, authority, and the means to:
 - (a) Inform all concerned parties of this action.
 - (b) Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map and identify floodplain areas, and cooperate with neighboring communities with respect to management of adjoining floodplain areas to prevent exacerbation of existing hazard impacts.
3. Appoints the City Manager to assure that the Hazard Mitigation Plan is reviewed annually and every five years as specified in the Plan to assure that the Plan is in compliance with all State and Federal regulations and that any needed revisions or amendments to the Plan are developed and presented to the Asheboro City Council for consideration.
4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Hazard Mitigation Plan.

Adopted this the 10th day of July, 2025.

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore

ATTEST:

/s/Holly H. Doerr

Holly H. Doerr, CMC, NCCMC, City Clerk

14. Upcoming Events and Items Not on the Agenda

Mayor Pro Tempore Moffitt led a brief discussion of upcoming events within the city government and the community in general. No formal action was taken by the council members during this portion of the meeting.

There being no further business, the meeting was adjourned at 8:45 p.m.

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

/s/Walker B. Moffitt
Walker B. Moffitt, Mayor Pro Tempore