



KANNAPOLIS CITY COUNCIL

MEETING AGENDA
Kannapolis City Hall
401 Laureate Way, Kannapolis NC
July 22, 2019
6:00 PM

Please turn off cell phones or place on silent mode.

CALL TO ORDER AND WELCOME

MOMENT OF SILENT PRAYER AND PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA - Motion to Adopt Agenda or make revisions

RECOGNITIONS

1. Oath of Office Kannapolis Police Officers (Chief Chavis and Bridgette Bell, City Clerk)

APPROVAL/CORRECTION OF MINUTES

1. June 24, 2019 Regular Meeting Minutes

BUSINESS AGENDA

- A. 2018 State of the County Health Report (Dr. William Pilkington, CEO Cabarrus Health Alliance)
- B. Continuation of Public Hearing from May 13, 2019 City Council meeting to consider adopting an Ordinance to demolish the substandard structure at 1428 West A Street (Zachary D. Gordon, AICP, Planning Director)
- C. Public Hearing - TA-2019-03 Text Amendments to allow "Medical Waste Facilities" in the I-1 Zoning District and to add definitions for "Medical Waste" and "Medical Waste (Disposal) Facility" (Zachary D. Gordon, AICP, Planning Director).
- D. Public Hearing - TA-2019-05 Text Amendments to various sections of the Unified Development Ordinance (UDO) to remove the land development standards currently located in the UDO and incorporating those development standards into an Appendix D (Zachary D. Gordon, AICP, Planning Director)

CITY MANAGER REPORT

CITY COUNCIL COMMENTS

SPEAKERS FROM THE FLOOR

In order to speak to Council, please fill out a white card and return to the City Clerk. Cards are located on the table as you enter the meeting room. Please limit comments to 3 minutes

CLOSED SESSION

GS. 143-318.11 (a) (3) to consult with an attorney in order to preserve the attorney client privilege and G.S. 143.318.11 (a) (4) for discussing matters relating to the location or expansion of industries or businesses in the area (Mayor Pro tem Haas)

Motion to Adjourn Meeting

UPCOMING SCHEDULE

August 12

August 26

ADA Notice and Hearing Impaired Provisions

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), anyone who requires auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service or activity of the City of Kannapolis, should contact the office of Tina H. Cline, Human Resource Director by phone at 704-920-4302 or email at tcline@kannapolisnc.gov as soon as possible, but no later than forty-eight (48) hours before the scheduled event.



**City of Kannapolis
City Council Meeting
July 22, 2019
Staff Report**

TO: Mayor and City Council
FROM: Woody Chavis, Police Chief
TITLE Oath of Office (Police Officers)

A. Action Requested by City Council

None

B. Required Votes to Pass Required Action

Presentation Only, no action required

C. Background

The Kannapolis Police Department has added three new officers who successfully completed Basic Law Enforcement Training and graduated in June of 2019. Basic Law Enforcement Training consists of 682 hours of extensive training. They are currently in Field Training with the Department. They will be administered the ceremonial oath of office by the City Clerk.

The police officers are:

Sathina R. Guard
Taylor G. Honeycutt
Lucas A. Kincaid

D. Fiscal Considerations

None

E. Policy Issues

None

F. Legal Issues

None

G. Alternative Courses of Action and Recommendation
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None

ATTACHMENTS:

File Name

No Attachments Available

**CITY OF KANNAPOLIS
COUNCIL MEETING MINUTES
June 24, 2019**

A regular meeting of the City Council of the City of Kannapolis, North Carolina was held on Monday, June 24, 2019 at 6:00 p.m., at the Kannapolis City Hall located at 401 Laureate Way, Kannapolis, NC.

CITY COUNCIL MEMBERS PRESENT:

Mayor: Milton D. Hinnant

Council Members: Roger Haas
Van Rowell
Diane Berry
Doug Wilson
Tom Kincaid
Ryan Dayvault

Council Members Absent: None

City Manager: Mike Legg

Deputy City Manager: Absent

City Clerk: Bridgette Bell

City Attorney: Walter M. Safrit

Staff Present: Ernie Hiers Wilmer Melton
Tina Cline Donie Parker
Cyndy Helms Irene Sacks
Sherry Gordon Eric Davis
Wendi Heglar Jason May
Renee Butler Woody Chavis
Zac Gordon

Visitors Present: Shelly Arledge Gary Walter
Grant Rader Lester Sisk
Darrell Jackson Violet Elaine Mitchell
Eric Dearmon Sophia D. Wilkerson
Mark Spitzer Bobbi Hague
Jon Moore Ron Haithcock
Eddie Moore Bob Hill
Angela Hale Nathan Payne
Buzz Bizzell

1 **CALL TO ORDER AND WELCOME:**

2 Mayor Hinnant called the meeting to order and welcomed those in attendance. A moment of silent
3 prayer and the Pledge of Allegiance was led by Mayor Pro tem Haas.
4

5 **ADOPTION OF AGENDA:**

6 Council Member Wilson made a motion to approve the agenda. Motion was seconded by Council
7 Member Dayvault and approved by unanimous vote.
8

9 **RECOGNITIONS**

10 **Government Finance Officers Association (GFOA) Certificate of Achievement for**
11 **Excellence in Financial Reporting (Eric Davis, Finance Director)**

12 This will be the City of Kannapolis' 27th consecutive year of receiving the Government Finance
13 Officers Association Certificate of Achievement for Excellence in Financial Reporting. The
14 Certificate of Achievement is the highest form of recognition in governmental accounting and
15 financial reporting and its attainment represents a significant achievement by a government and its
16 management. Mr. Davis recognized Cyndy Helms, Wendi Heglar and Renee Butler of the Finance
17 Department.
18

19 **APPROVAL OF MINUTES**

20 Motion was made by Mayor Pro tem Haas to approve the May 07, 2019 continued meeting
21 minutes. Motion was seconded by Council Member Berry and approved by unanimous vote.
22

23 Motion was made by Council Member Kincaid to approve the May 13, 2019 Regular Meeting
24 Minutes. Motion was seconded by Council Member Rowell and approved by unanimous vote.
25

26 Motion was made by Council Member Dayvault made a motion to approve the May 22, 2019
27 Continued Meeting Minutes. Motion was seconded by Mayor Pro tem Haas and approved by
28 unanimous vote.
29

30 Council Member Kincaid made a motion to approve the June 10, 2019 Regular Meeting Minutes.
31 Council Member Berry seconded the motion and it was approved by unanimous vote,
32

33 Closed Session Minutes for May 07, 2019 and June 10, 2019 will be approved at the next regular
34 meeting.
35

36 **CONSENT AGENDA:**

37 Motion was made by Council Member Wilson and seconded by Mayor Pro tem Haas to approve
38 the Consent Agenda. The motion was approved by unanimous vote.
39

40 Reimbursement Resolution and Budget Ordinance regarding the Irish Buffalo Creek Greenway
41 (Wilmer Melton, III, Director of Public Works) (Copy including as Exhibit A)
42

43 Budget Amendment for NC Biotech Center Grant (Irene Sacks, Director of Business and
44 Community Development) (Copy included as Exhibit B)

1 Request to declare 25 MPH Speed Limit on Westlake Drive and Townsgate Court (Wilmer Melton,
2 III - Director of Public Works) (Copy included as Exhibit C)

3
4 Acceptance of Streets for Powell Bill Allocations Fiscal Year 2019-2020 (Wilmer Melton, III -
5 Director of Public Works) (Copy included as Exhibit D)

6
7 Solid Waste Collection Services Contract (Wilmer Melton, III - Director of Public Works) (Copy
8 included as Exhibit E)

9
10 Solid Waste Ordinance, Chapter 7, Article II, Division 1 (Wilmer Melton, III - Director of Public
11 Works and Walter M. Safrit II - City Attorney) (Copy included as Exhibit F)

12
13 Resolution opposing the replacement of the East 1st Street Bridge at US 29 (Cannon Boulevard)
14 with an at-grade signalized intersection (Wilmer Melton, III - Director of Public Works) (Copy
15 included as Exhibit G)

16
17 The City of Kannapolis and the North Carolina Department of Transportation 2nd Supplemental
18 Agreement – Transportation Improvement Project C-5161 (Wilmer Melton, III - Director of Public
19 Works) (Copy included as Exhibit H)

20
21 The City of Kannapolis and the North Carolina Department of Transportation Supplemental
22 Agreement – Transportation Improvement Project C-5603F (Wilmer Melton, III - Director of
23 Public Works) (Copy included as Exhibit I)

24
25 Budget Amendments 19-21, 19-22, 19-23, & 19-24; Closing out Completed Capital Projects (Eric
26 Davis, Finance Director) (Copy included as Exhibit J)

27
28 **BUSINESS AGENDA:**

29 **Resolution to approve an Action Plan for Phase II of the Revitalization of Downtown**
30 **Kannapolis (Mike Legg, City Manager) (Copy included as Exhibit K)**

31 Mr. Legg recapped the Downtown Kannapolis Revitalization Phase II Action Plan. The first phase
32 of the revitalization of downtown Kannapolis is well underway with the construction of the
33 streetscape/infrastructure/linear park project, the beginning of the VIDA project and the
34 construction of the Sports and Entertainment Venue (SEV). After some significant discussion and
35 deliberation, a plan for the second phase of the revitalization effort has been completed. In an effort
36 to communicate this next phase to the community and to ensure that all of City Council and City
37 staff are committed to successfully navigating its implementation, a formal adoption of the Phase
38 II plan appears to be in order. The City's goal for the downtown area is to promote its
39 redevelopment through strategic public investments and partnerships with private investors. The
40 City's long-term vision for the downtown area is a vibrant urban center that connects hubs of
41 economic and cultural activity. The City's plan to achieve this vision involves returning the
42 properties to their highest and best use. Ownership of the property is a natural and essential step
43 in this transition. Phase I of implementing the Master Development Plan is underway, including
44 the replacement of aging infrastructure, completion of new streetscape improvements/linear park,

1 construction of the Sports and Entertainment Venue and the approval of a Master Development
2 Agreement for the mixed-use project Vida.

3
4 City Council has considered all potential alternatives for proceeding with a new phase of the
5 revitalization effort and has reached a consensus a Phase II Action Plan. This Action Plan is
6 intended to be a balance of flexibility and certainty and its literal implementation will be dependent
7 upon several factors including funding availability, response from private sector partners and
8 changing community and City Council priorities. It is recommended that City Council approve the
9 attached block-by-block Phase II Action Plan for the continued revitalization of Downtown
10 Kannapolis.

11
12 Following general discussion, motion was made by Council Member Dayvault to adopt a
13 Resolution approving an Action Plan for Phase II of the Revitalization of Downtown Kannapolis.
14 Motion was seconded by Council Member Wilson and approved by unanimous vote.

15
16 **Adoption of Budget Ordinance for FY 2019-2020 (Eric Davis, Finance Director) (Copy**
17 **included as Exhibit L)**

18 The City Council has heard multiple presentations from the City Manager regarding the upcoming
19 fiscal year 2019-2020 budget. A Public Hearing on the recommended budget for FY 2019-2020
20 was held on June 10, 2019, in accordance with the North Carolina General Statutes. This budget
21 has not changed since the City Council last discussed this item. Adoption of the Budget Ordinance
22 is required before June 30th of each year. The Budget Ordinance provides a spending plan for the
23 City for the next 12 months

24
25 During the fall retreat, the hiring of an Athletic Coordinator was number nine in a list of priority
26 rankings. The Athletic Coordinator would primarily be charged with overseeing the potential
27 expansion of adult sports and all youth programs.

28
29 Following general discussion, Mayor Pro tem Haas made a motion to approve an alternate budget
30 ordinance for Fiscal Year 2019-2020 adding to the contingency fund \$115,140 for the future hiring
31 of an Athletic Coordinator. Council Member Kincaid seconded the motion. The motion was
32 approved by a four to three vote with Council Members Dayvault, Berry and Wilson voting no.

33
34 **Approval of Fiscal Year 2019 - 2020 Fee Schedule (Jason May, Assistant to the City**
35 **Manager) (Copy included as Exhibit M)**

36 Each Year the City Council adopts an updated Fee Schedule for City operations. Attached is a
37 summary of the changes as well as the Schedule itself. Adoption of this fee schedule implements
38 fees for the coming fiscal year for all operations. Adopting this schedule, with suggested changes,
39 locates all of our fees into one adopted document.

40
41 There being no discussion or questions, Council Member Rowell made a motion to approve the
42 Fiscal Year 2019-2020 fee schedule. Motion was seconded by Mayor Pro tem Haas. The motion
43 was approved by a four to three vote with Council Members Dayvault, Berry and Wilson voting
44 no.

Downtown Signage and Wayfinding Package (Wilmer Melton, III - Director of Public Works) (Copy included as Exhibit N)

Mr. Melton along with Buzz Bizzell of Bizzell Design presented renderings of signage for traffic control, pedestrian wayfinding and West Avenue Gateway identity signage for the downtown area. Mr. Bizzell said light sticks specified for the center roundabout would be a perfect location to identify West Avenue. The freestanding letters are three feet tall and five inches thick. Behind the letters is a multi-colored version of the Kannapolis type embellishment.

No action was required. Presentation only.

CPA-2019-01 Move Kannapolis Forward 2030 Future Land Use and Character Map Amendment – Addition of approximately 334 acres north of Old Beatty Ford Rd., on the east and west side of Interstate 85, and assignment of “Primary Activity Center – Interchange” Character Area (Zachary D. Gordon, AICP, Planning Director) (Copy included as Exhibit O)

Mr. Gordon explained on December 17, 2018, City Council passed Resolution #2018-56 requesting from the General Assembly of North Carolina special local legislation to annex into the City of Kannapolis various properties adjacent to Interstate 85 in Rowan County. On April 29, 2019, the General Assembly of North Carolina passed Session Law 2019-12 (Senate Bill 63) extending the City’s Extraterritorial Jurisdiction to the subject parcels, with an effective date of annexation of June 30, 2020. The annexation is to facilitate the proposed development of the properties as a mixed- use project, consisting of office, retail and residential uses. The parcels subject to such legislation equal approximately 334 acres and consist of Rowan County Parcels: 147-028, 147- 068, 147-029, 147-070, 147-047, 147-069, 147-025, 139-077, 147-031, 135-068, 147-088, 135-090 and 135-091. Interchange allows for a mixture of uses including but not limited to retail, office, light manufacturing, as well as a mix of residential product types. This same Character Area has also been assigned to the area adjacent to Exit 58 (Cannon Blvd.), Exit 60 (Dale Earnhardt Blvd.), and Exit 63 (Lane St.).

At its June 5, 2019 meeting, the Planning and Zoning Commission assigned a Kannapolis zoning district designation of "AG:" - Agricultural to the subject property. This designation is intended to serve as a placeholder zoning until an actual rezoning application is submitted to the City. This zoning designation was based upon a "Statement of Consistency" with the Move Kannapolis Forward 2030 Comprehensive Plan, and the assignment of a Future Land Use designation of "Primary Activity Center - Interchange" to this property. At this meeting, the Planning and Zoning Commission also voted unanimously to recommend the assignment of a "Future Land Use" designation of "Primary Activity Center - Interchange" by City Council.

City Council has final authority to adopt and amend long-range land use plans. The proposed amendment to the 2030 Comprehensive Plan will provide a Future Land Use Map designation to property that is to be annexed into the City limits, which has already been assigned a zoning designation of AG - Agricultural.

1 These parcels are located adjacent or in close proximity to the future Interstate-85 Exit 65 (Old
2 Beatty Ford Rd.) currently under construction. (See attached map). In order to ensure that future
3 development is consistent with the 2030 Move Kannapolis Forward Comprehensive Plan, staff is
4 recommending that the subject parcels be added to the Move Kannapolis Forward 2030
5 Comprehensive Plan and that a future land use designation be applied to these parcels. Staff is
6 proposing that a Future Land Use and Character Area designation of "Primary Activity Center -
7 Interchange" be applied to the subject area (see-attached map). The Primary Activity Center.

8
9 Following general discussion, Council Member Dayvault made a motion to amend Move
10 Kannapolis Forward 2030 Comprehensive Plan by assigning a Future Land Use designation of
11 "Primary Activity Center- Interchange", for 334+/- acres of property located in Rowan County in
12 the City's Extra-territorial Jurisdiction (ETJ). Motion was seconded by Council Member Wilson
13 and approved by unanimous vote.

14
15 **Community Improvement Commission Appointments (Sherry Gordon, Community**
16 **Development Program Administrator)**

17 On April 22, 2019, City Council dissolved the Citizens Advisory Commission for Community
18 Development and established the Community Improvement Commission. This Commission is
19 charged by the City Council with addressing the current and future needs of our community in
20 order to achieve sustainable growth. It shall serve as an advisory body to the City Council on all
21 matters related to the City's HUD grants and other community development initiatives, including
22 hearing code enforcement cases.

23
24 In accordance with the Ordinance establishing a Community Improvement Commission, all
25 appointed members shall serve a three-year term except for the initial appointment where three
26 members shall be appointed to serve one year; three members shall be appointed to serve two years,
27 and three members shall be appointed to serve three years, resulting in a staggered term schedule.

28
29 Following Staff review, it is recommended to appoint the following members to serve for three-
30 year terms: Yolanda Thompson, Mark Goodnight and Theron Smoutherson.

31
32 Appoint the following members to serve for two-year terms: Veleria Levy, Teresa Dalsing and
33 Machica Davis.

34
35 Appoint the following members to serve one year terms: Kirk Tutterow, Jacqueline Anthony and
36 Amos McClorey.

37
38 Council Member Dayvault made a motion to appoint Yolanda Thompson, Mark Goodnight and
39 Theron Smoutherson for three year term; Veleria Levy, Teresa Dalsing and Machica Davis for a
40 two year term; Kirk Tutterow, Jacqueline Anthony and Amos McClorey to a one year term.
41 Council Member Kincaid seconded the motion. The motion was approved by a 6-1 vote with
42 Council Member Wilson voting no.

1 Mayor Hinnant acknowledged Fire Chief Ernie Hiers and thanked him for his service as he retires.
2 Chief Hiers has overseen the planning for the future of Kannapolis' fire stations and the
3 construction of two new replacement stations #2 and #3. He also worked to improve the ISO rating
4 for the City.

5
6 **CITY MANAGER REPORT:** None

7
8 **CITY COUNCIL COMMENTS:** None

9
10 **SPEAKERS FROM THE FLOOR:**

11 Violet Elaine Mitchell of 415 Lyndon Street expressed her displeasure on the progress of the North
12 and South Little Texas sidewalk project.

13
14 Angela Hale of 627 Peacehaven Road, Kannapolis spoke of major water issues on Dakota and
15 Roya Oaks Street.

16
17 There being no further business, Mayor Pro tem Haas made a motion to adjourn. Council Member
18 Wilson seconded the motion and approved by unanimous vote.

19
20 The meeting adjourned at 7:25 PM on Monday, June 24, 2019

21
22
23
24
25
26 _____
27 Milton D. Hinnant, Mayor

28
29 _____
30 Bridgette Bell, MMC, NCCMC
City Clerk



**City of Kannapolis
City Council Meeting
July 22, 2019
Staff Report**

TO: Mayor and City Council
FROM: Mike Legg, City Manager
TITLE 2018 State of the County Health Report

A. Action Requested by City Council

Presentation only.

B. Required Votes to Pass Required Action

Presentation Only, no action required

C. Background

Dr. William Pilkington, CHA CEO and Public Health Director of the Cabarrus Health Alliance will be presenting the 2018 State of the County Health Report.

D. Fiscal Considerations

None. Information only

E. Policy Issues

None. Information only

F. Legal Issues

None. Information only

G. Alternative Courses of Action and Recommendation

None. Information only

ATTACHMENTS:

File Name

FINAL_-_2018_Cabarrus_SOTCH.pdf



Cabarrus County

2018 State of the County Health Report

IN THIS ISSUE

- Priority Health Issue Updates and Data
- Continued Growth
- Mortality and Morbidity Data
- Emerging Issues
- New Initiatives
- Community Awareness

Community assessment of health and human services is an ongoing process that engages diverse agencies, providers, and individuals in identifying community assets and strengths, as well as unmet needs. A formal assessment process is undertaken every four years. Leadership for this collaborative process is provided by the Public Health Authority of Cabarrus County and Healthy Cabarrus. This report, the 2018 State of the County Health (SOTCH), serves as an update to the 2016 Community Needs Assessment. Information provided within this report is specific to the identified priority health issues: substance use, mental health, and childhood obesity; mortality and morbidity data; as well as emerging issues and new initiatives.

Cabarrus County

Located in south central North Carolina, Cabarrus County spans an area of 364.39 square miles and is bordered by Stanly, Union, Mecklenburg, Iredell, and Rowan counties. Cabarrus is largely urban, but includes a significant number of rural pockets across the county. Municipalities in Cabarrus include Concord, Harrisburg, Kannapolis, Mount Pleasant, and Midland.

To review previous State of the County Health reports or Community Needs Assessments, visit www.healthycabarrus.org/data. If you would like additional information regarding materials or data referenced in this report, or to request a presentation call 704-920-1282.

Priority Health Issue Updates and Data

Substance Use and Misuse

The Substance Use Community Health Improvement Plan (action plan) outlined the focus to decrease the number of residents 12 to 17 years old who report illicit drug use. Changes within the Substance Abuse and Mental Health Services Administration (SAMHSA) - National Survey on Drug Use and Health (NSDUH) shifted data metrics and no longer include the following measures: illicit drug use in the past month, nonmedical use of pain reliever in the past year, illicit drug use disorder, and needing but not receiving treatment for illicit drugs. Since the term 'illicit drugs' encompasses multiple commonly used illegal drugs including marijuana, heroin, cocaine and methamphetamines, the data showed gaps due to respondent interpretation. Both CCS and KCS plan to administer the Cabarrus Youth Substance Use Survey in the spring of 2019.

SAMHSA- NSDUH, 12-17 years old who reported substance use within the past year.

	2012-2014	2014-2016
Marijuana	12.72%	11.49%
Heroin	*	*
Cocaine	*	*

*North Carolina Substate Region - Cardinal Innovations Healthcare Solutions 1)*small sample estimates were suppressed if less than 5.35%*

Cabarrus County EMS – Number of Patients Administered Narcan

	2016	2017	2018
Opioid Specific Calls	163	418	236

According to Cabarrus County EMS, there were 27 opioid related deaths in 2017 and only 10 deaths in 2018. This year, Cabarrus County EMS started providing Narcan/naloxone to patients who refused transport to the hospital following an opioid overdose. On average, six opioid overdose patients refused transport to the Emergency Department each month.



Substance Use Action Plan Progress

Reconnect for Resilience – Trauma Informed Training

LifeSkills Training (LST) and Seeking Safety were originally outlined within the community health improvement plan. After further investigation into necessary capacity building, it was identified that school staff desired a greater understanding of resilience and strategies to respond to Adverse Childhood Experiences (ACES). In 2018, 27 CCS and nine KCS teachers, support staff and administrators were trained in Reconnect for Resilience. The Reconnect for Resilience (RFR) curriculum is trauma-informed and resiliency-focused, offering practical strategies to promote balance and well-being in the face of stress or trauma.

STOP Act – Prescriber Training

Cabarrus Health Alliance and Carolinas HealthCare System-NorthEast co-sponsored Opioids: A Crisis in Cabarrus County

– Opioid Prescriber Training, hosted on Wednesday, May 9th at Hotel Concord. Approximately 50 physicians, pharmacists, and allied health professionals received training on the local effects of the opioid crisis, community response, and available resources to which patients can be referred.

According to the North Carolina Controlled Substance Reporting System (CSRS) there has been a 62% decrease in opioid pills dispensed in Cabarrus County from Q4 2014 to Q2 2018.

Medication Take-Back Events

On April 28, 2018, seven local pharmacies and community organizations participated in the National DEA Medication Take-Back event. The event collected a total of 157.5 pounds of medications. One site alone, Cannon Pharmacy – Concord, collected more than 80 pounds.

School Social Norms Campaign

Social Norms Marketing Campaign (SNMC) builds peer support for healthy decision-making skills by revealing the actual, healthy norms of the teen population. The SNMC is designed to support and reiterate lessons learned in health classes and form accurate positive youth norms among peers. High school mentors designed strategically placed messages in eight middle and high schools to discuss topics regarding: school climate, healthy relationships, drugs/alcohol, sexual health, self-esteem and a variety of other topics. These mentors also manage a social media platform that reaches over 500 students and has a positive impact.

CommUNITY Conversation

The 8th CommUNITY Conversation in Cabarrus County was hosted in Midland on March 8, 2018. Attendees learned about local trends and data, as well as the dangers of opioid misuse. Information regarding prevention strategies and local treatment resources were available.

Substance Use Disorder Screening Tool for Incarcerated Individuals

Former Cabarrus County Sheriff Brad Riley expanded the focus of the local Stepping Up Initiative to encompass more than just those with mental illness. Local plans include identifying mental illness and substance use disorder among the Cabarrus jail population, providing proper treatment and developing manageable strategies to help individuals post incarceration.

Electronic Medical Record – Inpatient Opioid/Narcan Education

Carolinas HealthCare System implemented a system-wide protocol within their electronic medical record (EMR) to address prescription medication misuse. If an opioid is prescribed at inpatient discharge, opioid and Narcan education will auto-populate within the patient's discharge instructions.

Mental Health

Over the last year, Carolinas HealthCare System (CHS) – NorthEast has seen decreases in overall psychiatric admissions to the emergency department. CHS NorthEast houses the regions only geriatric in-patient behavioral health ward, causing the increase in number of geriatric psychiatric patients. Due to this fact, many out-of-county patients are transported to this facility.

Total Number of Psychiatric ED Admissions at Carolinas HealthCare System - NorthEast

	2015	2016	2017	2018*
Total Psychiatric Patients	1,576	1,824	1,922	1,804
Total Pediatric Psych (0-17)	275	306	333	316
Total Adult Psych (18-65)	1,162	1,378	1,448	1,310
Total Geriatric Psych (66+)	139	140	143	167

Carolinas HealthCare System- Emergency Department Electronic Medical Record *2018 Data is projected estimates, not finalized



Mental Health Action Plan Progress

Jail Based Case Management

Daymark Recovery Services led the development of the jail-based mental health and substance use screening tool. The five-page screening is completed by the incarcerated individual and the Stepping Up Coordinator. In Quarter 4 of 2018, data showed that 94% of persons involved in the Stepping UP program had not been re-incarcerated in Cabarrus County. Nineteen-percent of program participants made their first scheduled treatment appointment and 19% remain involved in their treatment services.

Mental Health First Aid

Mental Health First Aid is a national program to teach the skills to respond to the signs of mental illness and substance use. Twelve Adult – Mental Health First Aid (MHFA) trainings were hosted in 2018, along with six Youth MHFA and one Veteran MHFA trainings. The Mental Health Task Force – MHFA Collaborative collectively trained 277 people in Cabarrus County, including elected officials, city and county government, teachers, school nurses, and lay community members.

Access Tools for Mental Health Services

The Cabarrus Network of Care provides community members, partner agencies and organizations access to a comprehensive directory of services. The Mental Health Task Force – Access to Care workgroup conducted an analysis of all services within the Mental Health service category. The workgroup collaborated with CHA staff to ensure that all providers and organizations were properly categorized. The monthly traffic report for the Network of Care shows an increase from 1,184 visits in January 2016 to 2,859 visits in January 2017. Other platforms and tools have been developed to serve Cabarrus residents seeking mental health services or information:

Community Resource Hub (Aunt Bertha), Cabarrus County Crisis Support Brochure, and Roadmaps to Behavioral Health.

Crisis Intervention Team Training

Concord Police Department has 67% of its force (119 officers, five civilian staff) and Kannapolis Police Department has 69% of its force (54 of 78 officers) trained in Crisis Intervention Team training. CIT officers have undergone training through Cardinal Innovations Healthcare, to de-escalate without force, properly restrain individuals and make initial assessments on how to handle the situation.

Childhood Obesity

Childhood obesity is a serious problem in the United States and in Cabarrus County, with nearly one in three children in our community classified as overweight or obese. Even though local overweight and obesity rates remain stable over the last year, the long-term effects on children's physical, social, and emotional health are still of major concern. A child with obesity is more likely to have obesity as an adult. An adult with obesity has a higher risk of developing heart disease, type 2 diabetes, metabolic syndrome, and many types of cancer.

Percent of Children Identified as Overweight or Obese in Cabarrus County

	2013	2014	2015	2016	2017
2-4	27%	26%	28%	19%	20%
5-8	30%	29%	30%	26%	26%
9-13	37%	37%	38%	36%	36%
14-18	38%	37%	38%	38%	38%
Total	34%	33%	34%	31%	31%

**Overweight or Obese are classified by having a BMI in the 85 percentile and higher - Carolinas HealthCare System-Electronic Medical Record*



Childhood Obesity Action Plan Progress

Smarter Lunchroom Movement

In August 2018, a refresher Smarter Lunchrooms Movement (SLM) training was hosted by Carolinas HealthCare System - NorthEast for all Cabarrus County Schools (CCS) and Kannapolis City Schools (KCS) cafeteria managers. The training provided a recap of the principles associated with SLM and reviewed the 'bronze, silver and gold designation.'

SLM 2017-2018 School Year Designation

	CCS	KCS
Bronze	5	2
Silver	30	2
Gold		1

Lifestyle Triple P

Carolinas HealthCare System – NorthEast was awarded nearly \$12,000 to recruit and implement the Lifestyle Triple P program. CHS – NorthEast plans to contract with a local Triple P Lifestyles provider to facilitate the group class starting in January 2019. Local pediatric offices began making referrals to the program for parents with children ages 5 to 10 years old who are concerned about their child's weight and activity level.

Cabarrus Play and Grow Map

Through the Cabarrus Wellness Coalition, the Cabarrus Partnership for Children and CHA were able to develop and design the Cabarrus Play and Grow map design. The Cabarrus County Convention and Visitors Bureau purchased 35,000 copies of the map for distribution within the community.

Maps were included in both CCS and KCS elementary back-to-school packets for families. Other distribution locations included libraries, pediatric offices, businesses, parks and recreation departments, YMCAs and municipal offices.

Water Bottle Distribution

In an effort to increase water intake and limit consumption of sugar sweetened beverages among children, three pediatric offices provide water bottles to patients during well-child checks. Following a discussion about the importance of water through the use of the 5210 Pediatric Patient Questionnaire, the physician provides the child and siblings with a 5210 branded water bottle. The water bottle initiative is funded by the Children WIN Executive Steering Committee. To increase the reach of the initiative, four Healthy Together 5210 schools distributed water bottles to all students, totaling 4,200 bottles.

School Gardens

Through the CDC Racial and Ethnic Approaches to Community Health (REACH) Grant, CHA worked with four schools to create a new or revitalize an existing school garden. GW Carver, Odell Primary, Winecoff and WM Irvin Elementary Schools all participated in the REACH School Garden initiative. Each site hosted a STEM professional development training for teachers and school garden committee members which provided an overview of garden committee development, raised bed design and maintenance, in addition to effective strategies for teaching garden basics to elementary school aged youth.

Safe Routes to School and Let's Go NC!

CHA's regional Safe Routes to School (SRTS) Coordinator and an active transportation consulting team worked with Forest Park Elementary School (FPES) administration to create a SRTS Action Plan. The goal of the plan was to increase safe walking/rolling to and from school (and at school) in order to improve the health of students, families and staff. The planning team recognized that the school did not have sufficient infrastructure for most students to walk/bike safely to and

from school. Through a local partnership, a walking track was installed to accommodate walk-at-school programming for all students. Additionally, the SRTS Coordinator received approval from the North Carolina Department of Transportation to partner with the KCS physical education curriculum development team to modify the *Let's Go Biking!* module of *Let's Go NC!* for implementation within the 3rd grade at FPES and throughout the district. Woodrow Wilson Elementary is also currently implementing the curriculum on an annual basis as part of their PE program.

Physical Activity Opportunities for Latino Children

Locally, Latino children are less likely to participate in physical activity programs. While most Latino children speak English and could participate in mainstream programs, their parents only speak Spanish, and programming and registration information is not translated, thus limiting the populations who are knowledgeable of local youth programs. To increase the activity of local Latino children, Cabarrus Health Alliance's REACH grant worked with park departments to promote their programming for children in Spanish. As a result, Concord and Kannapolis Parks and Recreation Departments translated flyers promoting youth activities and distributed them among the Latino population. In addition, physical activity and nutrition summer camp scholarships were awarded with 90% of the recipients were Latino children.

Reach Out and Read

Seven pediatric offices actively participate in the Reach Out and Read (ROR) program with the addition of Novant Health – Lakeside Primary Care - Speedway in 2018. The ROR program includes 10 books, including the Busy Body Book, which include a physical activity and/or nutrition foci. In total, 920 Busy Body Books were distributed through practices in Cabarrus County.

Building Healthy Lifestyles in All Directions

In 2018, the Cabarrus Partnership for Children and University of North Carolina Charlotte worked with 11 child care centers and part-day preschools to implement GO NAPSACC, Be Active Kids, Eat Play and Grow, Tooth Fairy 101, as well as assisted centers in receive their Breastfeeding Friendly designation.

Outcomes:

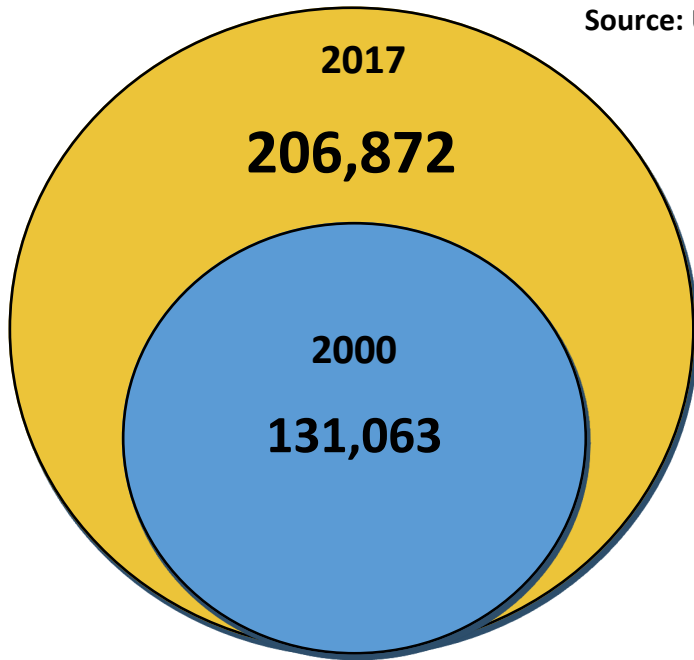
- Parents reported that their child received at least 60 minutes of physical activity a day: 23% before the program and 63% after the program.
- Parents improved in 10 out of 11 nutrition and physical activity knowledge areas as well as 4 out of 7 behaviors.
- Using pedometers in child care centers to increase awareness of physical activity, increased by half an hour per day.
- 643 children given a BMI screening in 2018; 1863 BMI screenings completed since FY15/16.



Continued Growth in Cabarrus County

POPULATION CHANGE SINCE 2000

Source: US Census



Cabarrus County's population has seen consistent growth over two decades. Between 2000 and 2017, Cabarrus County's population increase by 57.8% percent. In comparison, North Carolina's population increased by only 29% .

This extreme growth impacts many agencies and organizations providing services to residents, but most notable is the county's school systems. Cabarrus County Schools 10-year plan estimates more than \$220 million for projects within the next six to 10 years to keep up with the growing population.

2017 POPULATION BY AGE

0—14 years old	44,684 (21.6%)
15—24 years old	26,066 (12.6)
25—39 years old	38,478 (18.6%)
40—59 years old	60,407 (29.2%)
60—79 years old	31,858 (15.4%)
80+ years old	5,585 (2.7%)

2017 POPULATION BY RACE & ETHNICITY

White	136,329 (65.9%)
African American	35,440 (18.5%)
Hispanic	21,515 (10.4%)
Two or More Races	4,758 (2.3%)

2017 POPULATION BY SEX

Male	100,747 (48.7%)
Female	106,125 (51.3%)

RACE AND ETHNIC DIVERSITY

	2010	2017
White	79%	68.2%
African American	15%	17.5%
Hispanic	10%	10%



Mortality and Morbidity Data

Rates of morbidity, mortality, and emergency hospitalizations can be reduced if community residents access services such as health screenings, routine tests, and vaccinations. Prevention indicators can call attention to a lack of access or knowledge regarding one or more health issues and can inform program interventions.

	Cabarrus	North Carolina
Fetal Death Rate per 1,000 Deliveries	7.8	6.8
Neonatal (<28 days) Death Rate per 1,00 Live Births	3.9	4.9
Post-neonatal (28 days – 1 year) Death Rate per 1,000 Live Births	1.7	2.3
Infant Death Rate per 1,000 Live Births	5.6	7.1
Unadjusted Child (0-17) Death Rate per 100,000 population	44.3	57.8
Unintentional Poisoning Mortality Rate per 100,000	19.6	16

State Center for Health Statistics - 2019 County Health Data Book

Leading Causes of Death <i>*Unadjusted Death Rates per 100,000 Population</i>	Cabarrus	North Carolina
Total Deaths – All Causes	781.1	878.1
Cancer	162.2	191.4
Disease of Heart	153.0	180.9
Chronic Lower Respiratory Diseases	47.5	51.9
Alzheimer's Disease	45.8	36.5
Unintentional Injuries <i>*Excluding Motor Vehicle</i>	42.4	35.9
Cerebrovascular Disease	41.7	48.2
Pneumonia and Influenza	22.1	19.7
Diabetes Mellitus	21.0	27.0
Nephritis, Nephrotic Syndrome and Nephrosis	15.3	18.8
Suicide	12.5	-

It should be noted that **unintentional injuries **excluding motor vehicles**** reported the largest rate increase is due to increasing rates of opioid overdose.

A significant increase in the rate of death associated with Alzheimer's disease was noted in the 2017 State of the County Health Report. Rate of death per 100,000 population increased from 36.2 in 2016, to 45.6. Besides a rapidly growing aging population, no specific conclusion can be drawn or correlated to the increase. The increased rate of death slowed drastically with only a 0.2 increase.

2017 State of North Carolina and 2015-2017 County Life Expectancy at Birth

Life Expectancy	2016	2017
North Carolina	77.4	77
Cabarrus	78.5	78
Rowan	75.3	75.1
Stanly	76.3	75.8
Union	79.5	79.6
Iredell	77.6	77.3
Mecklenburg	80.2	80.3

Life expectancy is often used to gauge the overall health of a community. Shifts in life expectancy are often used to describe trends in mortality. Life expectancy represents the average number of additional years that someone at a given age would be expected to live if he/she were to experience throughout life the age-specific risk of death observed in a specified period of time.

An Emerging Issue that Affects Health Status: Student Vaping and Synthetic Cannabinoids

Within the first five weeks of 2018, 18 high school students in Cabarrus County were transported by ambulance to nearby hospitals after vaping synthetic substances. Symptoms reported included fast heart rate, seizures, severe vomiting and headaches.

Local school systems, law enforcement, and emergency/medical services urged the community to be aware of this emerging problem and urged them to talk with children about the harms. Increased monitoring of e-cigarette, vaping or JUUL use is necessary, as some products are legally available to adults 18 and older. Both school systems, along with CHA and Healthy

Cabarrus have worked together to adjust questions outlined within the Cabarrus Youth Substance Use Survey to increase monitoring of local data related to vape use.



New Initiatives

Lifestyle Medicine

Lifestyle Medicine is use of evidence-based therapeutic approaches to prevent, treat, and reverse chronic diseases like diabetes, hypertension, and obesity. It employs evidence-based principles and prescribes

interventions focusing on individual behaviors in the areas of sleep, exercise, stress, relationships, substance use, and nutrition. Knowing that more than 80% of chronic conditions such as diabetes, heart disease, and stroke, could be avoided through the adoption of healthy lifestyle recommendations, CHA has initiated



steps to begin the integration of LM into their clinical operations as well as those of the local Community Free Clinic (CFC). In order to build capacity for this

integration, 17 healthcare providers from CHA and CFC of Concord will be trained in the Lifestyle Medicine Core Competencies Program through the American College of Lifestyle Medicine and American College of Preventive Medicine.

Coursework covers 30 American Medical Association hours and the core competencies are defined by a blue ribbon panel of representatives from the American Academy of Family Physicians, American Medical Association, American College of Physicians, and others. Both clinics anticipate the integration of LM concepts into their clinics as of summer 2019. In addition, both clinics will refer patients to community education programs such as cooking classes, support groups, and the evidence based Stanford Model Chronic Disease Self-Management Program. Patients will be assessed on various lifestyle areas, receive prescriptions and referrals when needed as part of a larger continuum of care.

eWIC Implementation

CHA's Women, Infant and Children's (WIC) Program moved from a paper-based method of WIC benefit issuance to an electronic benefit transfer system (eWIC).

Instead of paper food instruments, WIC food benefits are issued into an electronic benefit account at the local WIC clinic. Families use their eWIC card and PIN to access their food benefits at grocery stores and other approved WIC vendors. The new electronic system addresses challenges and barriers previously faced by the participant, as well as the vendor at point of sale.

Peer Support Specialists

To better serve active substance using clients and patients, Cabarrus Health Alliance and Carolina's HealthCare System hired Certified Peer-Support Specialists (CPSS). CPSS will work directly with those in active addiction to link them to the most appropriate level of care. Peer supports enhance CHA and the Emergency Department's response to the opioid crisis and create a sense of active participation by those in recovery, creating a more authentic partnership, and bridging the public health and harm reduction gap to promote safety and wellbeing.

El Puente Hispano

The Hispanic population in the United States faces many challenges that include disparities in health, education and housing, and language and transportation barriers exacerbate their many

obstacles. Cabarrus County has a 10.1 percent Hispanic population, who in general, face these same problems which stunts their ability to assimilate and grow. Aware of the many challenges faced by this community, a group of Latino professionals from the area created "El Puente Hispano" (The Hispanic Bridge). The goal of this local nonprofit is to develop programs that promote equity and improve the lives of the individuals and their families. El Puente Hispano firmly believes that with the necessary resources and support, the Latino Community can excel and become self-sufficient. Their programs include tutoring and after-school programs for children, ESL classes for adults, parental education sessions and mental health awareness workshops for women among others. They also link families to existing services and resources such as food, housing aid and others.



Community Awareness

Communication with key stakeholders and community members regarding the identified community health priorities is vital to community health improvement. Following review by the Board of Health and Healthy Cabarrus Executive Committee, copies of the 2018 State of the County Health Report will be disseminated to the Healthy Cabarrus Advisory Board, as well as target community locations. Targeted locations include local libraries, community centers, park and recreation departments, federally qualified health centers, in addition to other sites with high community member presence. The Healthy Cabarrus Executive Director will present the report to local municipal leaders and the Cabarrus County Board of Commissioners.



**City of Kannapolis
City Council Meeting
July 22, 2019
Staff Report**

TO: Mayor and City Council
FROM: Zachary D. Gordon, AICP, Planning Director
TITLE Minimum Housing Code Violation 1428 West A Street

A. Action Requested by City Council

Motion to adopt an Ordinance to demolish the substandard structure located at 1428 West A Street.

B. Required Votes to Pass Required Action

Majority present at meeting

C. Background

NOTE:

City Council held a public hearing on May 13, 2019 on this case. At the conclusion of hearing, Council unanimously approved a motion to continue discussion of this case at July 22, 2019 meeting to determine whether minimum housing code violations have been addressed.

Case Summary:

According to public records the property was purchased on May 17, 2004. While it is uncertain how long the power has been off, water records reveal that no water usage has occurred since it was purchased in 2004. The taxes were behind but have recently been caught up and are current. On February 26, 2018 a building permit was issued for a residential repair. The building permit was issued just prior to the hearing held with the owner on February 27, 2018. No record of inspections have occurred since it was obtained.

On April 26, 2019 a meeting was held with the property owner at the house. No sign of progress was seen from the interior nor the exterior. The power was off and there was no way to tell if the HVAC, or other electrical systems worked. The water was off and it was not possible to determine if any remaining plumbing was operational. Overhead water damage was observed but it was not clear if the leak was still active. An update on status of compliance will be provided at Council meeting.

D. Fiscal Considerations

Funding to demolish this structure is available in the Planning Department budget. The expected cost to demolish the house is approximately \$3,000 plus the cost to remove any asbestos found during an inspection.

E. Policy Issues

None

F. Legal Issues

None

G. Alternative Courses of Action and Recommendation

1. **Motion to adopt an Ordinance to demolish the substandard structure 1428 West A Street (Recommended)**
2. Do not adopt the Ordinance and take no action
3. Table action to a future meeting

ATTACHMENTS:

File Name

- Demo_Ordinance_1428_West_A_Street.doc
- Hearing_Notice_1428_West_A_St_CE17-1973.docx
- Exhibit_A_1428_West_A_Street.doc
- Lis_Pendens_1428_West_A_CE17-1973.docx
- Findings_CE17-1973_1428_West_A.docx
- 101_0150.JPG
- 101_0153.JPG
- 101_0155.JPG
- 101_0574.JPG
- 101_0575.JPG

File No. CE17-1973

AN ORDINANCE DIRECTING THE HOUSING INSPECTOR TO REMOVE OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED

WHEREAS, the City of the Kannapolis finds that the dwelling described herein is unfit for human habitation under the City Minimum Housing Code and that all of the procedures of the Minimum Housing Code have been complied with; and

WHEREAS, this dwelling should be removed or demolished as directed by the Code Administrator/Housing Inspector and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owner of this dwelling has been given a reasonable opportunity to bring the dwelling up to the standards of the Minimum Housing Code in accordance with NCGS 160A-443(5) pursuant to an order issued by the Code Enforcement Officer/Housing Inspector on **January 30, 2018**, and the owner has failed to comply with the Order;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Kannapolis that:

Section 1. The owner of such building(s), dwelling(s) and premises is hereby ordered to vacate any occupants or personal property therein on or before **June 1, 2019**.

Section 2. The Housing Inspector is hereby authorized and directed to place a placard containing the legend:

"This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful."

on the building located at the following address:

1428 West A Street (Rowan County Property Identification Number 153-078)

Section 3. The Code Enforcement Officer/Housing Inspector is hereby authorized and directed to proceed to remove or demolish the above described structure in accordance with his order to the owner thereof dated the **27th of May 2018**, and in accordance with the Housing Code and NCGS 160A-443;

Section 4. (a) The cost of removal or demolition shall constitute a lien against the real property upon which the cost was incurred. The lien shall be filed in the office of the County Tax Collector, and shall have the same priority and be collected in the same manner as the lien for special assessments in Article 10 of NCGS Chapter 160A or as otherwise allowed by law. Each such Ordinance shall be recorded in the Register of Deeds in the county wherein the

property is located, and shall be indexed in the name of the property owner in the grantor index, as provided by NCGS 160A-443(5).

(b) Upon completion of the required removal or demolition, the Code Enforcement Officer/Housing Inspector shall sell the materials of the dwelling and credit the proceeds against the cost of removal or demolition. The Code Enforcement Officer/Housing Inspector shall certify the remaining balance to the Tax Collector. If a surplus remains after the sale of the materials and satisfaction of the cost of removal or demolition, the Code Enforcement Officer/Housing Inspector shall deposit the surplus in the Superior Court where it shall be secured and disbursed in the manner provided by NCGS 160A-443(6).

Section 5. It shall be unlawful for any person to remove or cause to be removed the placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building therein declared to be unfit for human habitation.

Section 6. This Ordinance shall become effective upon its adoption.

ADOPTED this _____ day of _____.

Milton D. Hinnant, Mayor

ATTEST:

Bridgette Bell, MMC, NCCMC
City Clerk



File No. CE17-1973

COMPLAINT AND NOTICE OF HEARING BEFORE
THE HOUSING INSPECTOR UNDER THE MINIMUM HOUSING CODE

TO: Owners and parties in interest in the property located at **1428 West A Street (PIN 153-078)**, in the City of Kannapolis, North Carolina.

YOU ARE HEREBY NOTIFIED that the housing unit and/or lot located at the address designated above is a condition that appears to be unfit for human habitation and to violate the City of Kannapolis Minimum Housing Code in the following ways:

See Exhibit "A" Enclosed.

YOU ARE FURTHER NOTIFIED that a hearing will be held before the Inspector of the City of Kannapolis 401 Laureate Way at **10:00 A.M on February 27, 2018** for the purpose of finding the facts as to whether or not the condition of such property falls within the scope of the above mentioned sections of the Minimum Housing Code. At the hearing, you shall be entitled to offer such evidence as is relevant to material to the questions sought to be determined or the remedies to be effected.

YOU ARE FURTHER NOTIFIED that if, upon such hearing, the Housing Inspector shall find that the conditions of the above described property do in fact violate the Minimum Housing Code, and do in fact render such dwelling unit unfit for human habitation, the Housing Inspector will issue an order in writing directed to the owner of such property requiring the owner to remedy these conditions. The Housing Inspector may make such other orders and take such other procedures as are authorized under the Housing Code and the General Statutes of North Carolina.

Further information as to this matter may be obtained by contacting the undersigned at 704-920-4356. I can also be reached by e-mail at twcline@kannapolisnc.gov.

This the 6th day of February 2018.

Tony W. Cline
Housing Inspector

"Exhibit A"
Inspection conducted on February 1, 2018
1428 West A Street

A building or structure to be especially dangerous to life and held unsafe if the inspector finds any one of the following conditions existing in such building or structure (all conditions below apply to this property)

Dilapidation, decay, unsanitary conditions or disrepair which is dangerous to the health, safety or welfare of the occupants or other people of the jurisdiction (incomplete interior construction)

Inadequate facilities for egress in case of fire or panic

Defects significantly increasing the hazards of fire, accident or other calamities (incomplete wiring)

Lack of adequate ventilation, light, heating or sanitary facilities to such extent as to endanger the health, safety or general welfare of the occupants or other residents of the jurisdiction

Lack of proper electrical, heating or plumbing facilities required by this article which constitutes a health or a definite safety hazard

For any building whose occupancy classification requires it, lack of connection to a potable water supply and/or to the public sanitary sewer or other approved sewage disposal system

Any violation of the State Fire Prevention Code which constitutes a condition which is unsafe and especially dangerous to life

Any abandoned residential building which is found to be a health or safety hazard by the Inspector as a result of the attraction of insects or rodents, conditions creating a fire hazard, dangerous conditions constituting a threat to children, or frequent use by vacant as living quarters in absence of sanitary facilities

Specific violations will be discussed at the hearing with pictures to show substandard conditions around and within the structure

Repair cost is expected to be more than \$8,484.50 which is 50% of the tax value of the building. The total tax value of the building is \$16,969.00

NOTICE OF LIS PENDENS
FILED PURSUANT TO N.C. GEN. STAT. § 1-120.2
CITY OF KANNAPOLIS
PROCEEDING

THIS NOTICE OF LIS PENDENS is filed by the City of Kannapolis, a Municipal Corporation of Rowan County, North Carolina, to provide record notice of the following code enforcement proceeding:

1. This code enforcement proceeding is pending before the Housing Inspector of the City of Kannapolis, 401 Laureate Way, Kannapolis, NC 28081.

2. The parties to this code enforcement action are:

David H. Drake _____

3. The nature and purpose of this code enforcement action is correction of violations of the Kannapolis Code of Ordinances under (applicable proceeding checked):

☒ Chapter 8, Minimum Housing and Article 19, Part 6, North Carolina General Statutes.

☐ Chapter 4, Article II. Non-Residential Building Code, and Article 19, Part 5, North Carolina General Statutes.

Other: _____

A copy of the complaint and notice of hearing issued in said code enforcement proceeding is attached hereto and incorporated herein by reference.

4. The real property affected by this code enforcement proceeding is described as follows:

1428 West A Street

Rowan County Tax Department Parcel Identification Number (PIN#) **153-078**

The undersigned certifies further that a copy of this Notice of Lis Pendens was served upon the owners and parties in interest in the subject building or dwelling in accordance with NC Gen. Stat. §§ 1-120.2 and 160A-428 or 160A-445 as applicable.

Date: **April 29, 2019**

For completion by Clerk:
JD _____, Page _____

Title: Code Enforcement Officer
City of Kannapolis, North Carolina

January 30, 2018

File No. CE17-1973

FINDINGS OF FACT AND ORDER

TO: Owners and parties of interest of the property located at **1428 West A Street (153-078), in the City of Kannapolis, North Carolina.**

The undersigned Minimum Housing Code Inspector of the City of Kannapolis pursuant to law conducted a hearing at the time and place stated in the Complaint and Notice heretofore issued and served, or at a time to which the hearing with previous notice to the above-named owners and parties in interest or their agents or attorneys. At the hearing, the Answer, if any, filed by the owners and parties in interest were carefully analyzed and considered by the undersigned. In addition to other evidence presented, the undersigned personally inspected the property described above, and such inspection and examination has been considered, along with other evidence offered at this hearing.

Upon the record and all of the evidence offered and contentions made, the undersigned Minimum Housing Code Inspector does hereby find the following facts:

1. The above-named owners and parties in interest with respect to the property located at the place specified above were duly served as required by law with written Complaint and Notice of Hearing which set forth the Complaint that the premises located at the above address is in violation of the City of Kannapolis Minimum Housing Code and the particulars thereof, and fixed a time and place for a hearing upon the Complaint as provided by law. At the hearing, the following owners, persons in interest or their agents or their agent's attorneys, were present and participated therein:
David Drake

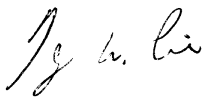
2. The premises described above does violate the City of Kannapolis Minimum Housing Code by reason of the conditions found to be present and to exist in and about the structure.

3. Due to these conditions, the building and/or premises described above is within the meaning of the City Minimum Housing Code, so as to be unfit for occupation.

IT IS THEREFORE ORDERED that the owners of the property above are required to bring such property into compliance with the Minimum Housing Code by:

☐ repairing, altering, improving or vacating and closing the deteriorated structure;
☒ repairing, altering, improving or vacating and demolishing the dilapidated structure;
☒ cleaning up the premises.

By a date no later than the 27th day of May, 2018.



Tony W. Cline
Code Enforcement Officer



2019/02/08
10:10



2019/02/08
10:12



2019/02/08
10:13



2019/04/26
04:07



2019/04/26
04:07



**City of Kannapolis
City Council Meeting
July 22, 2019
Staff Report**

TO: Mayor and City Council
FROM: Zachary D. Gordon, AICP, Planning Director
TITLE TA 2019-03: Text Amendment to Allow Medical
Waste Facilities in the I-1 Zoning District

A. Action Requested by City Council

Conduct a Public Hearing and consider adoption of text amendment TA 2019-05

B. Required Votes to Pass Required Action

Majority present at meeting

C. Background

Staff is proposing to amend Article 4, Table 4.6-1, to include Medical Waste Facilities as a use permitted with a Conditional Use Permit (CUP) in the I-1 (light Industrial) zoning district, subject to the standards of Section 5.11. Currently, Solid Waste Collection and/or Disposal (Hazardous) uses are only permitted with a Conditional Use Permit in the I-2 zoning district.

This text amendment proposes to:

1. Add Medical Waste Facilities to the Solid Waste Collection and/or Disposal use category; and
2. Permit Medical Waste Facilities in the I-1 zoning district, subject to the granting of a Conditional Use Permit, subject to the Hazardous Waste Facilities standards in Article 5.11 of the UDO (see attached for reference). By requiring that these uses be allowed only by a Conditional Use Permit, staff and the Board of Adjustment will be able to evaluate the location and site adequacy for any proposed medical waste facility on a case by case basis; and
3. Adding definitions for "Medical Waste" and "Medical Waste (Disposal) Facility to Appendix A of the UDO.

D. Fiscal Considerations

None

E. Policy Issues

Article 3.8 of the UDO addresses the procedures for processing amendments to the text of the ordinance. Per Section 3.8.2, "Any person, board, department, or commission may apply for a change in zoning ordinance text". The proposed text amendment was initiated by the Planning Department. Per Sections 3.8.3.2 and 3.8.3.3 of the UDO, a majority vote of the Planning and Zoning Commission is required to recommend approval of a text amendment. A recommendation to approve is then forwarded to City Council who shall, either approve or deny the text amendment by a majority vote.

At its June 5, 2019 meeting, the Planning and Zoning Commission voted unanimously to recommend TA-2019-03 to the City Council for adoption.

A First Reading of TA-2019-03 occurred at June 24, 2019 City Council meeting.

F. Legal Issues

None

G. Alternative Courses of Action and Recommendation

Planning staff concurs with the recommendation of the Planning and Zoning Commission and recommends City Council adoption of TA-2019-03.

The following actions are required to approve TA-2019-03:

1. Motion to approve a Resolution to Adopt a Statement of Consistency (attached)
2. Motion to approve an Ordinance to Amend Article 4, Table 4.6-1, and Appendix A of the Unified Development Ordinance (UDO) (see attached)

The following are alternate actions to the approval of TA-2019-03:

1. Take no action.
2. Refer TA-2019-03 back to the Planning and Zoning Commission with recommendations
3. Table action to a future meeting

ATTACHMENTS:

File Name

- ☐ UDO_Text_Amendment_Application.pdf
- ☐ Proposed_UDO_Changes.pdf
- ☐ TA-2019-03_-_City_Council_Statement_of_Consistency.pdf
- ☐ Ordinance_to_amend_text_of_UDO_-_TA_2019-03.pdf
- ☐ Public_Notification_Ad_7.22.19.pdf
- ☐ UDO_Article_5.pdf



Planning and Zoning Commission and Board of Adjustment
General Application Form
(Not for Site Plan Review Submittals)

Type of Action Requested (Check One):

Variance	_____	SIA Application	_____
Conditional Use Permit	_____	Nonconformity Adjustment	_____
Subdivision Exception	_____	Watershed Boundary Modification	_____
Zoning Text Amendment	<input checked="" type="checkbox"/>	Zoning Map Amendment	_____
Appeal	_____	Conditional Zoning Map Amendment	_____

Applicant: Zachary D. Gordon, AICP Owner: _____
Planning Director
Address: 401 Laureate Way Address: _____
Kannapolis, NC 28081
Telephone: 704-920-4355 Telephone: _____
Email: zgordon@kannapolisnc.gov Email: _____

Legal relationship of applicant to property owner: N/A

Property Location/Address: N/A

Tax Parcel Number: N/A Zoning District: N/A Acreage of Site: N/A

Zachary D. Gordon _____
Applicant Name (Print) Property Owner Name (Print)

[Signature] 5/22/2019 _____
Applicant Signature & Date Property Owner Signature & Date

The agenda deadline is the first day of the month preceding the month of the meeting. To be considered for placement on the next meeting agenda, the signed application, application fee, and five (5) copies of any required site plans for staff review must be submitted by the deadline. However, to remain on the next meeting agenda, fifteen (15) copies of such plans, determined by staff to conform to all ordinance standards, must be submitted at least ten (10) days before the meeting date. All fees are nonrefundable and help to cover administrative and notification costs.

For Staff Use Only:

Filing Fee: _____ Receipt # _____

Application No.: _____ Date Submitted (Complete): _____



CITY OF KANNAPOLIS

**AN APPLICATION TO AMEND THE TEXT OF
THE UNIFIED DEVELOPMENT ORDINANCE**

I Zachary D. Gordon, AICP, hereby make application for an amendment to the following section(s) of the Unified Development Ordinance:

Article 4, Table 4.6-1 and Appendix A

In the space provided below, or on a separate sheet, present your requested text for the Ordinance provisions in question:

See attached Staff Report

State your reasons for amending the text of the Ordinance:

See attached Staff Report



Signature of applicant

Fee: Please refer to fee schedule to determine applicable fees. All fees are nonrefundable and help to cover administrative and notification costs.

TABLE 4.6-1: PRINCIPAL USES PERMITTED IN ZONING DISTRICTS

* All uses permitted in the CC, CD, and I-1 Districts are subject to supplemental design regulations in Article 11 of this Ordinance.

P - Permitted Use

S - Permitted Use with Supplemental Regulations in Article 5 and/or Article 11 (see "§ 0.00" for reference)

C - Conditional Use

(-) Prohibited Use

ZONING DISTRICTS

USE	NAICS	AG	RE	RL	RM-1	RM-2	RV	RC	B-1	O-I	CC*	C-1	C-2	CD-R^	CD*	I-1*	I-2
Electronic Shopping & Mail-Order Houses	4541	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Equipment Manufacturing (all types)	333, 336, 3391	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P
Fabricated Metal Product Manufacturing	332	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C
Fastener, Button, Needle & Pin Manufacturing	339993	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Food Manuf. (excl. Animal Slaughtering & Processing)	311	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Food Manuf. - Animal Slaughtering & Processing	3116	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C
Furniture & Related Products Manufacturing	337	-	-	-	-	-	-	-	-	-	C	-	-	-	C	C	P
Gasket, Packing & Sealing Device Manufacturing	339991	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Glass/Glass Product Manufacturing	3272	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C	P
Industrial Launderers	812332	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P
Jewelry & Silverware Manufacturing	33991	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Landfill - Demolition & Inert Debris (§ 5.14)	-	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S
Lime & Gypsum Product Manufacturing (excl. quarrying)	3274	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	P
Mineral Wool/Fiberglass Insulation Manufacturing	327993	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C	P
Mining/Extraction Industries (§ 5.19)	21	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C/S
Musical Instrument Manufacturing	339992	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Office Supply (excl. Paper) Manufacturing	33994	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Paper/Paper Product Manufacturing	322	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C
Petroleum, Asphalt & Coal Manufacturing	324	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C
Plastics & Rubber Manufacturing	326	-	-	-	-	-	-	-	-	-	C	-	-	-	C	C	C
Primary Metal Processing/Manufacturing	331	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C
Printing and Related Support Activities	323	-	-	-	-	-	-	-	-	-	P	-	P	-	P	P	P
Sign Manufacturing (with indoor storage)	33995	-	-	-	-	-	-	-	-	-	P	-	P	-	P	P	P
Sign Manufacturing (with outdoor storage)	33995	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P/S	P/S
Solid Waste Collection and/or Disposal (Non-Hazardous)	562111, 56221	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P
Solid Waste Collection and/or Disposal (Hazardous, <u>including Medical Waste Facilities</u>) (§ 5.11)	562112, 562211	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C/S	C/S
Sporting & Athletic Goods Manufacturing	33992	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Textile Mills & Apparel Manufacturing	313-316	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Toy, Doll & Game Manufacturing	39993	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
Transportation Equipment Manufacturing	336	-	-	-	-	-	-	-	-	-	C	-	-	-	C	C	P
Waste Remediation/Recovery Serv. (incl. salvage/junk yard) (§ 5.13)	5629	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C/S
Wood Products Manuf. (excl. Sawmills, Manuf. Home, Furniture)	321	-	-	-	-	-	-	-	-	-	C	-	-	-	C	C	P
Wood Products Manuf. - Manufactured Homes	321991	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C
Wood Products Manuf. - Sawmills	321113	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C
Vending Machine Operators	4542	-	-	-	-	-	-	-	-	-	P	-	-	-	P	P	P
TRANSPORTATION, WAREHOUSING AND UTILITIES USES																	
Air Transportation & Support Facilities ⁽¹⁾	481, 4881	C	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C

APPENDIX A – DEFINITIONS

MEDICAL WASTE - any solid waste which is generated in the diagnosis, treatment, or immunization of human beings or animals, in research pertaining thereto, or in the production or testing of biological matter, but does not include any hazardous waste identified or listed pursuant to the most current North Carolina General Statutes, radioactive waste, household waste as defined in Federal Regulations or those substances excluded from the definition of “Solid Waste” in the latest General Statutes. In the event that the definition of “Medical Waste” as defined therein is amended to include additional wastes within the definition of “Medical Waste”, this definition shall be automatically amended to include said additional wastes.

MEDICAL WASTE (DISPOSAL) FACILITY - is a building, structure or use of land devoted, or intended to be devoted, to the storage, treatment or disposal of medical waste and that contains process equipment for the treatment of medical waste.



**RESOLUTION TO ADOPT A STATEMENT OF CONSISTENCY WITH REGARD TO
TEXT AMENDMENT TA-2019-03**

WHEREAS, Section 160A-383 (2013) of the North Carolina General Statutes specifies that the governing board shall also approve a statement describing whether its action is consistent with an adopted comprehensive and any other officially adopted plan that is applicable; and

WHEREAS, the text amendment to **Article 4, Zoning Districts and Dimensional Regulation, Table 4.6-1, Principal Uses Permitted in Zoning Districts, and Appendix A, Definitions** of the Unified Development Ordinance (UDO) to allow Medical Waste Facilities in the I-1 (Light Industrial) Zing District as a Conditional Use Permit (CUP) with specific standards and add a definition for “Medical Waste” and “Medical Waste (Disposal) Facility”; and

WHEREAS, the Planning and Zoning Commission, after consideration at its June 5, 2019 meeting, recommended City Council adoption of TA-2019-03, as submitted by the Planning Department staff; and

WHEREAS, the City Council conducted a Public Hearing on July 22, 2019 for consideration of text amendment Case# TA-2019-03, as recommended by the Planning and Zoning Commission;

NOW, THEREFORE BE IT RESOLVED that the City Council finds the text amendment as represented in Case TA-2019-03 is consistent with the *Move Kannapolis Forward 2030 Comprehensive Plan Outcome 5.5, Flexible Industrial Space*, because it allows for flexibility in the location of uses within the industrial sector (specifically, the I-1 Zoning District).

Adopted this the 22nd Day of July 2019;

Milton D. Hinnant, Mayor

ATTEST:

Bridgette Bell, MMC, NCCMC
City Clerk



**AN ORDINANCE TO AMEND TEXT OF THE UNIFIED DEVELOPMENT
ORDINANCE, ARTICLE 4, ZONING DISTRICTS AND DIMENSIONAL
REGULATION, TABLE 4.6-1, PRINCIPAL USES PERMITTED IN ZONING
DISTRICTS, AND APPENDIX A, DEFINITIONS
CASE # TA-2019-03**

WHEREAS, per Section 3.8 of the Kannapolis Unified Development Ordinance (“UDO”), the City Council has final authority on zoning text amendments; and

WHEREAS, per Section 3.8 of the UDO, the Planning and Zoning Commission, at its regular meeting on June 5, 2019, recommended City Council approval of a text amendment allow Medical Waste Facilities in the I-1 (Light Industrial) Zoning District as a Conditional Use Permit (CUP) with specific standards, and add a definition for “Medical Waste” and “Medical Waste (Disposal) Facility; and

WHEREAS, City Council conducted a public hearing on July 22, 2019 to consider amendments to the above-reference Articles of the UDO; and

WHEREAS, the proposed text amendment is consistent with the City of Kannapolis *Move Kannapolis Forward 2030 Comprehensive Plan Outcome 5.5, Flexible Industrial Space*, because it allows for flexibility in the location of uses within the industrial sector (specifically, the I-1 Zoning District) as stated in the “Resolution to Adopt a Statement of Consistency for Case # TA-2019-03”;

NOW, THEREFORE, BE IT ORDAINED, by the Kannapolis City Council that above-referenced Articles of the UDO be amended as follows:

The proposed text amendment to the UDO is attached as Exhibit A as additions and ~~deletions~~:

ADOPTED this the 22nd Day of July 2019:

Milton D. Hinnant, Mayor

ATTEST:

Bridgette Bell, MMC, NCCMC
City Clerk

CITY OF KANNAPOLIS

MEMORANDUM

TO: Amanda Boan
The Independent Tribune
FROM: Pam Scaggs, Administrative Assistant
DATE: June 8, 2019
SUBJECT: Display Ad

Please publish this Notice of Public Hearing as a **display ad** in the non-legal section of *The Independent Tribune*.

Publish dates: Friday July 12, 2019
Friday July 19, 2019

Send invoice to: pscaggs@kannapolisnc.gov

Call me at 704-920-4350 if you have any questions.

Thank you.
Pam Scaggs
pscaggs@kannapolisnc.gov



**NOTICE OF PUBLIC HEARING
City Council Meeting
401 Laureate Way, Kannapolis, NC 28081**

Monday, July 22, 2019 at 6:00 pm

Text Amendment – TA-2019-03 – Public hearing to consider a text amendment to Articles 4, Table 4.6-1 and Appendix A of the Unified Development Ordinance to allow Medical Waste Facilities in the Light Industrial zoning district.

Text Amendment – TA-2019-05 – Public hearing to consider text amendments to various sections of the Unified Development Ordinance to amend the requirements for land development standards for development projects within the City.

If you have questions or concerns regarding this case, please contact the City of Kannapolis Planning Department at 704-920-4350.

Hearing impaired persons desiring additional information or having questions regarding this subject should call the North Carolina Relay Number for the Deaf (1-800-735-8262). The meeting facility is accessible to people with disabilities. To request special accommodations in advance, contact the City's ADA Coordinator at 704-920-4302 or email tcline@kannapolisnc.gov.

5.11. HAZARDOUS WASTE FACILITIES

5.11.1. PURPOSE AND INTENT.

The purpose and intent of this Section is to provide supplementary guidance and standards for the issuance of conditional use permits for hazardous waste facilities. State law restricts the extent to which local zoning may regulate hazardous waste facilities, the General Assembly recognizes that the reasonable concerns of local governments may be considered. NCGS §§ 130B-3, 130B-4.

5.11.2. ZONING DISTRICTS.

To the extent not preempted by NCGS § 130A-293, hazardous waste facilities shall be permitted only in the zoning districts indicated in Table 4.6-1 (See Article 4).

5.11.3. CRITERIA.

Consistent with NCGS § 130B-20, no zoning compliance permit shall be approved until a conditional use permit application has been filed. Prior to the filing of any application for a zoning compliance permit, the site designation review committee established pursuant to NCGS § 130B-9 and 4 NCAC § 18.0305 shall examine the criteria for issuance of a conditional use permit and shall submit its recommendation to the North Carolina Hazardous Waste Management Commission. No conditional use permit or zoning compliance permit shall be issued unless the applicant complies in all respects to the above-referenced regulations.



**City of Kannapolis
City Council Meeting
July 22, 2019
Staff Report**

TO: Mayor and City Council
FROM: Zachary D. Gordon, AICP, Planning Director
TITLE TA 2019-05: Text Amendment - Land
Development Standards

A. Action Requested by City Council

1. Conduct Public Hearing for TA-2019-05 - Amending various sections of UDO as detailed in proposed text changes
2. Adopt Statement of Consistency for TA-2019-05
3. Adopt Ordinance amending various sections of UDO as detailed in proposed text changes

Hold Public Hearing for and consider adoption of TA 2019-05 which would consolidate all technical development standards into an Appendix D to the UDO.

B. Required Votes to Pass Required Action

Majority present at meeting

C. Background

At its June 5, 2019 meeting, the Planning and Zoning Commission considered Text Amendment TA-2019-05, which would consolidate all technical development standards into an appendix to the UDO. The Planning and Zoning Commission voted to recommend TA-2019-05 for City Council approval. Staff had initially presented to the City Council at their May 13, 2019 a Planning and Zoning Commission recommended amendment to the UDO, which would have placed these technical development standards in a separate manual. Council directed Staff to include the land development standards as an addendum to the UDO, rather than locating these standards in a separate manual. This Text Amendment satisfies that directive, and as such proposes to add the consolidate land development standards as Appendix D to the UDO.

The consolidation of land development standards into an appendix will simplify the land development process for land owners and developers looking to develop property within the City.

D. Fiscal Considerations

None

E. Policy Issues

Article 3.8 of the UDO addresses the procedures for processing amendments to the text of the ordinance. Per Section 3.8.2, "Any person, board, department, or commission may apply for a change in zoning ordinance text". The proposed text amendment was initiated by the Planning Department. Per Sections 3.8.3.2 and 3.8.3.3 of the UDO, a majority vote of the Planning and Zoning Commission is required to recommend approval of a text amendment. A recommendation to approve is then forwarded to City Council who shall, either approve or deny the text amendment by a majority vote.

At its June 5, 2019 meeting, the Planning and Zoning Commission voted to recommend TA-2019-05 to the City Council for adoption. A First Reading of TA-2019-05 occurred at June 24, 2019 City Council meeting.

**To view the Kannapolis Land Development Standards, click on this link:
LAND DEVELOPMENT STANDARDS**

F. Legal Issues

None

G. Alternative Courses of Action and Recommendation

Planning staff concurs with the recommendation of the Planning and Zoning Commission and recommends City Council adoption of TA-2019-05.

The following actions are required to approve TA-2019-05:

1. Motion to approve a Resolution to Adopt a Statement of Consistency (attached)
2. Motion to approve an Ordinance to Amend various sections of the Unified Development Ordinance (UDO) (attached)

The following are alternate actions to the approval of TA-2019-05:

1. Take no action. Refer TA-2019-05 back to the Planning and Zoning Commission with recommendations.
2. Open the Public Hearing but table action to a future meeting with suggested changes (the hearing can be reopened at that time).

ATTACHMENTS:

File Name

- ☐ UDO_Text_Amendment_Application.pdf
- ☐ Public_Notice_Ad.pdf
- ☐ TA-2019-05_CC-Statement_of_Consistency.pdf
- ☐ Ordinance_to_amend_text_of_UDO_-_TA_2019-05.pdf



Planning and Zoning Commission and Board of Adjustment
General Application Form
(Not for Site Plan Review Submittals)

Type of Action Requested (Check One):

Variance	_____	SIA Application	_____
Conditional Use Permit	_____	Nonconformity Adjustment	_____
Subdivision Exception	_____	Watershed Boundary Modification	_____
Zoning Text Amendment	<input checked="" type="checkbox"/>	Zoning Map Amendment	_____
Appeal	_____	Conditional Zoning Map Amendment	_____

Applicant: Zachary D. Gordon, AICP Owner: _____
Planning Director

Address: 401 Laureate Way Address: _____

Kannapolis, NC 28081

Telephone: 704-920-4355 Telephone: _____

Email: zgordon@kannapolisnc.gov Email: _____

Legal relationship of applicant to property owner: N/A

Property Location/Address: N/A

Tax Parcel Number: N/A Zoning District: N/A Acreage of Site: N/A

Zachary D. Gordon _____
Applicant Name (Print) Property Owner Name (Print)

[Signature] 5/22/2019 _____
Applicant Signature & Date Property Owner Signature & Date

The agenda deadline is the first day of the month preceding the month of the meeting. To be considered for placement on the next meeting agenda, the signed application, application fee, and five (5) copies of any required site plans for staff review must be submitted by the deadline. However, to remain on the next meeting agenda, fifteen (15) copies of such plans, determined by staff to conform to all ordinance standards, must be submitted at least ten (10) days before the meeting date. All fees are nonrefundable and help to cover administrative and notification costs.

For Staff Use Only:

Filing Fee: _____ Receipt # _____

Application No.: _____ Date Submitted (Complete): _____



CITY OF KANNAPOLIS

**AN APPLICATION TO AMEND THE TEXT OF
THE UNIFIED DEVELOPMENT ORDINANCE**

I Zachary D. Gordon, AICP, hereby make application for an amendment to the following section(s) of the Unified Development Ordinance:

Various sections

In the space provided below, or on a separate sheet, present your requested text for the Ordinance provisions in question:

See attached Staff Report

State your reasons for amending the text of the Ordinance:

See attached Staff Report



Signature of applicant

Fee: Please refer to fee schedule to determine applicable fees. All fees are nonrefundable and help to cover administrative and notification costs.



Order Confirmation

Order# 0000580740

PO Box 27283
Richmond, VA 23261-7283

Client: KANNAPOLIS,CITY OF
Phone: 7049204300

Payer : KANNAPOLIS,CITY OF
Phone: 7049204300

Account: 3143368
Address: ACTS PAYABLE/WANDA/TEARSHEETS
KANNAPOLIS NC 28081

Account: 3143368
Address: ACTS PAYABLE/WANDA/TEARSHEET
KANNAPOLIS NC 28081

Sales Rep Accnt Rep Ordered By
aboan aboan Pam

Fax: 7049337463
EMail: byow@kannapolisnc.gov

Total Amount \$471.62
Payment Amount \$471.62

Amount Due	\$0.00	<u>Tear Sheets</u>	<u>Proofs</u>	<u>Affidavits</u>	<u>PO Number:</u>
Tax Amount:	0.00	0	0	1	
Payment Meth:	Credit - Debit Card				

<u>Ad Number</u>	<u>Ad Type</u>	<u>Ad Size</u>	<u>Color</u>
0000580740-01	CLS Liner	2 X 38 li	\$0.00

Production Method
AdBooker (liner)

Production Notes

<u>Product and Zone</u>	<u>Placement</u>	<u>Position</u>	<u># Inserts</u>
CON Independent Trib	C-Announcements	General-Spec Notice	2


Run Schedule Invoice Text: NOTICE OF PUBLIC HEARING City Council Meeting 401

Run Dates 7/12/2019, 7/19/2019

TagLine: NOTICEOFPUBLICHEARINGCITYCOUNCILMEETING401LAUREATEWAYKANNAPOLISNC28081MONDAYJ
ULY222019AT600PMTXTAMENDMENTTA201903PUBLICHEAR

Ad Content Proof

Note: Ad size does not reflect actual ad



KANNAPOLIS

NOTICE OF PUBLIC HEARING
City Council Meeting
401 Laureate Way, Kannapolis, NC 28081

Monday, July 22, 2019 at 6:00 pm

Text Amendment - TA-2019-03 - Public hearing to consider a text amendment to Articles 4, Table 4.6-1 and Appendix A of the Unified Development Ordinance to allow Medical Waste Facilities in the Light Industrial zoning district.

Text Amendment - TA-2019-05 - Public hearing to consider text amendments to various sections of the Unified Development Ordinance to amend the requirements for land development standards for development projects within the City.

If you have questions or concerns regarding this case, please contact the City of Kannapolis Planning Department at 704-920-4350.

Hearing impaired persons desiring additional information or having questions regarding this subject should call the North Carolina Relay Number for the Deaf (1-800-735-8262). The meeting facility is accessible to people with disabilities. To request special accommodations in advance, contact the City's ADA Coordinator at 704-920-4302 or email tccline@kannapolisnc.gov.

Publish: Friday, July 12, 2019, Friday, July 19, 2019



RESOLUTION TO ADOPT A STATEMENT OF CONSISTENCY WITH REGARD TO TEXT AMENDMENT CASE# TA-2019-05

WHEREAS, Section 160A-383 (2013) of the North Carolina General Statutes specifies that the governing board shall also approve a statement describing whether its action is consistent with an adopted comprehensive and any other officially adopted plan that is applicable; and

WHEREAS, the text amendment to amend the requirements for **land development standards** for any development project within the City, **as outlined in Table 1 below** of the Unified Development Ordinance (UDO) to;

Table 1

Article	Section	Notes
Article 3	3.2	Grading Permit requirements
Article 4	4.3 4.10 4.13	Zoning District Purpose Statement TND Airport Overlay District
Article 6	6.4 6.6	Major Subdivisions Lot Design Standards
Article 8	8.1 8.2 8.3	General Standards Private Driveway Provisions Off-street Parking Standards
Article 9	9.1 9.2 9.3 9.4 9.5 9.6	General Provisions Administration and Procedures Standards Maintenance Enforcement and Violations Sedimentation and Erosion Control
Article 10	10.1	Street Improvement Standards
Article 11	11.2 11.3	MF Residential Design Standards Standards for Shopping Ctr. and Superstores
Appendix A	Definitions	Add Land Development Standards, City Engineer, Transportation Director
Appendix B	B.4 B.5 B.7	Major Site Plans Minor Site Plans Grading and Conservation Plan
Appendix C	C.1 C.2 C.4 C.5 C.7	General Provisions Water and Sewer Public Streets Stormwater Management Standard Details and Cross Section Drawings
Appendix D	All Sub Sections	The Land Development Standards are being incorporated into Appendix D of the UDO.

and

WHEREAS, the City Council conducted a Public Hearing on July 22, 2019 for consideration of Case # TA-2019-05 as submitted by the Planning Department staff;

NOW, THEREFORE BE IT RESOLVED that the City Council finds the text amendment as represented in Case# TA-2019-05 is consistent with the *Move Kannapolis Forward 2030 Comprehensive Plan*, as it will provide land development standards that are clear and concise in a more user-friendly format for land owners and developers looking to develop property within the City, based on consideration of the application materials, information presented at the Public Hearing, and the recommendation provided by Staff.

Adopted this the 22nd Day of July 2019:

Milton D. Hinnant, Mayor

ATTEST:

Bridgette Bell, MMC, NCCMC
City Clerk



**AN ORDINANCE TO AMEND TEXT OF THE UNIFIED DEVELOPMENT
ORDINANCE, WITH REGARD TO VARIOUS ARTICLES
CASE # TA-2019-05**

WHEREAS, per Section 3.8 of the Kannapolis Unified Development Ordinance (“UDO”), the City Council has final authority on zoning text amendments; and

WHEREAS, per Section 3.8 of the UDO, the Planning and Zoning Commission, at its regular meeting on June 5, 2019, recommended City Council approval of a text amendment to amend the requirements for land development standards for any development project within the City; and

WHEREAS, City Council conducted a public hearing on July 22, 2019 to consider amendments to various Articles of the UDO as outlined in Table 1 below;

Table 1

Article	Section	Notes
Article 3	3.2	Grading Permit requirements
Article 4	4.3	Zoning District Purpose Statement
	4.10	TND
	4.13	Airport Overlay District
Article 6	6.4	Major Subdivisions
	6.6	Lot Design Standards
Article 8	8.1	General Standards
	8.2	Private Driveway Provisions
	8.3	Off-street Parking Standards
Article 9	9.1	General Provisions
	9.2	Administration and Procedures
	9.3	Standards
	9.4	Maintenance
	9.5	Enforcement and Violations
	9.6	Sedimentation and Erosion Control
Article 10	10.1	Street Improvement Standards

Article 11	11.2	MF Residential Design Standards
	11.3	Standards for Shopping Ctr. and Superstores
Appendix A	Definitions	Add Land Development Standards, City Engineer, Transportation Director
Appendix B	B.4	Major Site Plans
	B.5	Minor Site Plans
	B.7	Grading and Conservation Plan
Appendix C	C.1	General Provisions
	C.2	Water and Sewer
	C.4	Public Streets
	C.5	Stormwater Management
	C.7	Standard Details and Cross Section Drawings
Appendix D	All Sub Sections	The Land Development Standards are being incorporated into Appendix D of the UDO.

and

WHEREAS, the proposed text amendment is consistent with the City of Kannapolis *Move Kannapolis Forward 2030 Comprehensive Plan*, as well as state statutes, reasonable and in the public interest as detailed in the “Resolution to Adopt a Statement of Consistency for Text Amendment Case # TA-2019-05”;

NOW, THEREFORE, BE IT ORDAINED, by the Kannapolis City Council that the various articles of the UDO be amended as follows:

The proposed text amendment to the UDO is attached as Exhibit A as additions and ~~deletions~~:

ADOPTED this the 22nd Day of July 2019:

Milton D. Hinnant, Mayor

ATTEST:

Bridgette Bell, MMC, NCCMC
City Clerk



**City of Kannapolis
City Council Meeting
July 22, 2019
Staff Report**

TO: Mayor and City Council
FROM: Mike Legg, City Manager
TITLE Closed Session

A. Action Requested by City Council

GS. 143-318.11 (a) (3) to consult with an attorney in order to preserve the attorney client privilege and G.S. 143.318.11 (a) (4) for discussing matters relating to the location or expansion of industries or businesses in the area (Mayor Pro tem Haas)

Motion to Adjourn Meeting

B. Required Votes to Pass Required Action

C. Background

D. Fiscal Considerations

E. Policy Issues

F. Legal Issues

G. Alternative Courses of Action and Recommendation

ATTACHMENTS:

File Name

No Attachments Available