

City of Fayetteville

433 Hay Street
Fayetteville, NC
28301-5537
(910) 433-1FAY (1329)

Meeting Agenda - Final City Council Regular Meeting

Monday, September 27, 2021

7:00 PM

FAST Conference Room, 505 Franklin Street,
Fayetteville, NC

1.0 CALL TO ORDER

2.0 INVOCATION

3.0 PLEDGE OF ALLEGIANCE

4.0 ANNOUNCEMENTS AND RECOGNITIONS

5.0 CITY MANAGER REPORT

6.0 APPROVAL OF AGENDA

7.0 CONSENT AGENDA

7.01 Approval of Meeting Minutes:
September 7, 2021, Work Session
September 13, 2021 - Discussion of Agenda Items
September 13, 2021 - Regular

7.02 P21-48. Administrative adjustment to rezoning request P21-20: Single-Family 6 (SF-6) to Mixed Residential 5 (MR-5), addressed as 5807 Bragg Blvd. (REID # 0419132446000), totaling 5 acres ±, and being the property of Jackson Howard, Sweetwater Capital, Marie Shaw Dee, Frank S. Shaw and John G. Shaw.

7.03 SUP21-03. Order of Approval - Findings of Fact: Special Use Permit to allow an existing funeral home to operate a crematory, zoned as Limited Commercial, Limited Commercial Conditional & Single-Family 10 Zoning Districts, located at 6651 Raeford Road (REID #0406080963000) near the intersection of Raeford and Strickland Bridge Roads, 2.55 acres ± and being the property of Crumpler Family Holdings LLC, represented by Del Crawford, Crawford Design Company.

7.04 SUP21-04: Order of Approval - Findings of Facts. Special Use Permit to reduce the 500 feet distance separation between a bar and a religious institution to be located at 901-907 Bragg Boulevard and O Drive (REID #s 0437177949000, 0437176840000, 0437177998000, and 0437178937000), zoned as Community Commercial (CC), totaling 0.69 acres ± and being the property of Mary Demetrious, Paula Lawson, and Katina Demetrious Heirs.

- 7.05** Uninhabitable Structures Demolition Recommendations - 212 Harrison St. District 2, 1006 W. Orange St. District 2, 6417 Starbrook Dr. District 7
- 7.06** Adoption of a Resolution to Rescind Demolition Ordinance - 1720 Long St.
- 7.07** Modification to City of Fayetteville's Human Relations Ordinance
- 7.08** Resolution - Approving PWC Series 2021 Bond Order
- 7.09** Stormwater Control Ordinance Text Amendments for Sec. 23-24 & Sec. 23-41

8.0 LEGISLATIVE HEARINGS

- 8.01** P21-36. Initial Zoning from Cumberland County Residential 15 (R15) to Single-Family 10 (SF-10), on Kimberwicke Drive, (REID # 0541120180000), totaling 29.89 acres ±, and being the property of Dohn Broadwell Jr., Broadwell Land Company. (Appeal of Zoning Commission Denial)
- 8.02** P21-37. Initial Zoning from Cumberland County PND and R10 to Single-Family Residential 10 (SF-10), located off of McCloskey Road, (REID # 0531871221000), totaling 40.69 acres ±, and being the property of William E Clark, represented by Jimmy Kizer of Moorman, Kizer & Reitzel, Inc.
- 8.03** P21-40. Conditional Zoning of four properties from Single-Family Residential 6 (SF-6) to Limited Commercial/Conditional Zoning (LC/CZ), located at 1464 Bingham Drive, 6309 Crestwood Avenue, 6304 Denver Drive, and 1492 Bingham Drive, (REID #s 0406444567000, 0406443612000, 0406442492000, and 0406444347000) containing 2.56 acres ± and being the property of Karen Ehle, Richard and Karen Johnson represented by Lori Epler of Larry King & Associates. d
- 8.04** P21-44. Rezoning of a split zoned property from Community Commercial (CC) and Single-Family 10 (SF-10) to Community Commercial (CC), 824 Santee Drive (REID # 0418049931000), 0.26 acres ± and being the property of Lenim Properties, LLC, represented by George Rose.

9.0 EVIDENTIARY HEARINGS

For certain issues, the Fayetteville City Council may sit as a quasi-judicial body that has powers resembling those of a court of law or judge. The Council will hold hearings, investigate facts, weigh evidence and draw conclusions which serve as a basis for its decisions. All persons wishing to appear before the Council should be prepared to give sworn testimony on relevant facts.

- 9.01** SUP21-05: Special Use Permit to allow a Child Care Center to locate in a Single-Family 10 (SF-10) zoning district, to be located at 4770 Lakewood Dr. (REID # 0405140604000), totaling 0.48 acres ± and being the property of Fadhil S. Alhobishi
- 9.02** SUP21-06: Special Use Permit to allow a reduction in the separation standards for a bar in the Downtown (DT) zoning district, to be located at 123 Hay Street (REID # 0405140604000), totaling 0.24 acres ± and being the property of John D. & Katherine Holms Wheeler; Weeks Rental Properties.

10.0 PUBLIC HEARINGS

- 10.01** AX21-003. Annexation request for the proposed Greystone South Subdivision, located on the southern edge of Greystone Farms, (REID # 0541120180000), totaling of 29.89 acres ±, and being the property of Dohn Broadwell Jr., Broadwell Land Company; related to P21-36: Initial Zoning.

- 10.02** AX21-004. Annexation request for the proposed Coventry Woods Subdivision, located on the south side of McCloskey Road, (REID #0531871221000), consisting of 40.69 acres and being the property of William E. Clark; related to P21-37: Initial Zoning

11.0 OTHER ITEMS OF BUSINESS

- 11.01** Redistricting - Draft Plans
- 11.02** Violent Crime Initiative Strategy Funding and Police Officer Retention & Recruiting
- 11.03** Presentation of Appointments Committee Recommendations for Boards and Commissions Appointments

12.0 ADJOURNMENT

POLICY REGARDING PUBLIC HEARING AGENDA ITEMS

Citizens wishing to provide testimony in response to a notice of public hearing or to participate in the public forum can obtain instructions to submit a statement by emailing cityclerk@ci.fay.nc.us or by calling 910-433-1312 for assistance. Individuals desiring to testify on a quasi-judicial public hearing must contact the City Clerk by 5:00 p.m. the day of the meeting to sign up to testify; instructions will be provided on how to appear before Council to provide testimony.

CLOSING REMARKS

POLICY REGARDING CITY COUNCIL MEETING PROCEDURES **SPEAKING ON A PUBLIC AND NON-PUBLIC HEARING ITEM**

Individuals who have not made a written request to speak on a nonpublic hearing item may submit written materials to the City Council on the subject matter by providing thirteen (13) copies of the written materials to the Office of the City Manager before 5:00 p.m. on the day of the Council meeting at which the item is scheduled to be discussed.

COUNCIL MEETING WILL BE AIRED **September 27, 2021 @ 7:00 p.m.**

Notice Under the Americans with Disabilities Act (ADA):

The City of Fayetteville will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Any person who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in any City program, service, or activity, should contact the office of Human Relations at ynazar@ci.fay.nc.us, 910-433-1696, or the Office of the City Clerk at cityclerk@ci.fay.nc.us, 910-433-1989, as soon as possible but no later than 72 hours before the scheduled event.