

**MINUTES – REGULAR MEETING  
BOONE TOWN COUNCIL  
June 17, 2021**

**CALL TO ORDER**

A regular meeting of the Boone Town Council was called to order electronically on Thursday, June 17, 2021 at 6:00 p.m. Mayor Rennie Brantz presided. Council members present included Mayor Pro-Tem Connie Ulmer, Sam Furgiuele, Dustin Hicks, Nancy LaPlaca and Virginia Roseman. Staff members present included Town Manager John Ward, Town Clerk Nicole Harmon, Finance Director Amy Davis, Administrative Support and Communications Officer Laney Pilkington, Public Works Director Rick Miller, Planning Director Jane Shook, Cultural Resources Director Mark Freed, Police Chief Andy Le Beau, Fire Chief Jimmy Isaacs, Deputy Planning Director Stacy Miller, Deputy Public Works Director Todd Moody, Downtown Boone Development Coordinator Lane Moody, Sustainability and Special Projects Manager George Santucci, Intern Adam Zebzda and Human Resources Director Dale Presnell. Town Attorney Allison Meade was also in attendance.

**ANNOUNCEMENTS**

Mayor Brantz announced the following board vacancies:

**BOARD OF ADJUSTMENT**

One alternate positions

**COMMUNITY APPEARANCE COMMISSION**

Four regular positions

One student position

**DOWNTOWN BOONE DEVELOPMENT ASSOCIATION**

Two Town Council appointed positions

**HISTORIC PRESERVATION COMMISSION**

Four regular positions

One student position

**SUSTAINABILITY COMMITTEE**

One regular position

One student position

**TRANSPORTATION COMMITTEE**

One position (Cooperative Extension)

One resident position (Alternative Transportation)

One resident position

One student position

**WATER ADVISORY COMMITTEE**

Five regular positions

One student position

**TENTATIVE AGENDA ADOPTION**

Upon a motion by Ms. Roseman, seconded by Mayor Pro-Tem Ulmer, Council voted unanimously to approve the agenda as presented.

**ADOPTION OF ITEMS ON CONSENT AGENDA**

Upon a motion by Mr. Furgiuele, seconded by Ms. LaPlaca, Council voted unanimously to approve the following items on the consent agenda:

1. Budget Amendments

Police Department - Misc. Supplies (\$6,845)

Police Department - Professional Services (\$18,000)

Canine Unit (\$1,500)

Uniform Equipment (\$4,552.28)  
Police Department - Maintenance Vehicles (\$7,488)  
Professional Services-Legal (\$50,000)  
Contracted Services (Website) - Administration (\$29,675)  
Covid-19 Expenditures-Special Projects (47,450)  
Powell Bill - Engineering (73,545)  
Transfer to Sewer Capital Reserve Fund (System Development Fees (\$95,000)  
Meter Supplies - Water Operations (\$488,220)  
Health Insurance Claims (\$642,025)

## **COUNCIL MATTERS**

### **TOWN MANAGER UPDATE**

Mr. Ward updated Council on the following items:

1. 100% voluntary easements have been received from property owners between Highway 421 and Hardin Park School for the Hawk crossing signal near Perkinsville Baptist Church.
2. Staff has spoken with Chris Brown (Deputy Division Traffic Engineer, NCDOT) regarding the Hawk signal and the entire project along 194, and hopes to have the encroachment agreements completed by the end of June.
3. Mr. Kent Brown has granted the Town of Boone a permanent drainage easement and a sidewalk easement at 160 Perkinsville Drive. These easements will allow the Town to upgrade storm water infrastructure and install new sidewalks in the Perkinsville Dr/Grove Street area.
4. The Town has obtained one easement from Perkinsville Baptist Church for a 450 square foot area to install infrastructure for the HAWK Signal crossing. The church is currently reviewing two additional sidewalk easements which run the entire length of their property, which we hope to have executed next week.
5. Mr. Rob Holton and Mr. Max Coley with Laurel Place LLC recently gifted the Town of Boone a permanent easement for installation of curb & gutter, sidewalk, and signalized pedestrian infrastructure on the parcel beside Hardin Park Schools entrance. Staff now has the needed easements for the Department of Transportation to install a Hawk Signal crossing on Hwy 194 which will provide a safe pedestrian crossing to Hardin Park School. In addition, all of these easements have been given to the Town of Boone at no cost. Mr. Furgiuele requested that a press release be prepared to recognize these donations.
6. Pursuant to G.S. 160-499.4 Notice Prior to Construction: The Public Works Department will begin sidewalk construction along Highway 194 from Hardin Park School to Perkinsville Drive beginning the week of July 6th. This project consist of storm water infrastructure, curb & gutter, 5 foot sidewalk, and a new signalized pedestrian crossing. Please expect traffic delays in this area as we continue to improve our sidewalk infrastructure. The Public Works Department can be reached at [828-268-6230](tel:828-268-6230) with any questions or concerns.
7. Greene's Construction will begin installation of brick paver sidewalks in front of 664 W King Street (Melanie's) the week of June 21st. Upon completion of this section, work will begin on North Depot to replace sidewalk and install black street light poles with LED lights, consistent with the Downtown Streetscape Plan.
8. Councilperson Dustin Hicks's resignation, announced May 20, 2021 and effective July 31, 2021 will result in a vacant seat on the Town Council, and the Council is soliciting applications from persons who would like to serve on the Boone Town Council to fill the upcoming vacancy. The Town Council will select a person to fill the unexpired term from a pool of interested citizens who complete the

application process. The position selection will be made at an August 3, 2021, special meeting, and the appointee will be sworn-in and seated immediately thereafter at that meeting. All applicants will be invited to the meeting and will have an opportunity to address the Town Council before an appointment is made. The person selected for this vacant position will serve until December of 2021. Moving forward, an election to fill the remainder of the unexpired term will be added to the November Town Council election. Qualification to run in that election is anticipated to begin in July of 2021. In addition to this council seat, seats currently held by Mayor Rennie Brantz, Councilpersons Nancy LaPlaca, Connie Ulmer, Sam Furgiuele, and Virginia Roseman will be on the ballot in the November, 2021 election. To apply, please submit a résumé and a Town of Boone Council Application to the Town of Boone, c/o Nicole Harmon, Town Clerk, P.O. Drawer 192, Boone, NC 28607 or via e-mail at [nicole.harmon@townofboone.net](mailto:nicole.harmon@townofboone.net). You may visit the Town's Web site at [www.townofboone.net](http://www.townofboone.net) to download a Council Application form, which can be found under the Public Notices tab. The application deadline is 5 p.m., Friday, July 16, 2021. Applicants must be residents of the Town of Boone and at least 21 years of age to be eligible. For more information, please contact Town Manager John Ward at [john.ward@townofboone.net](mailto:john.ward@townofboone.net) or 828-406-5563.

### **TOWN ATTORNEY UPDATE**

Ms. Meade updated Council on ongoing litigation, and stated that the County brought a lawsuit approximately a year ago regarding an easement and a water allocation given with respect to that easement. She indicated that there had been no activity in that case, but that the case was due to go to mediation on July 2nd. Ms. Meade noted that the sales tax case with the County was still in the appeals process and that the County had ordered a transcript which would set the timeline back while that was being prepared.

### **BOARD LIAISON REPORT**

Mr. Furgiuele reported that at the last DBDA meeting, Bill Dixon presented drawings of the proposed improvements to the King Street stairs and they were well received by board members. He indicated that he brought to the board's attention the matter of a pride day in downtown Boone with mixed responses from members. Mr. Furgiuele stated that members were generally pleased that the Town had lifted the emergency order and that the Town planned to move forward with the July 4th celebration, though they were disappointed that a parade had not been planned. Lastly, Mr. Furgiuele announced that council could expect to see a new piece of art in the downtown area next year.

Ms. Roseman announced that the Historic Preservation Commission would be sending notice to the Council to consider dropping the board to five people.

### **APPOINTMENT TO ABC BOARD**

Mr. Furgiuele began by stating that at the last Town Council meeting, he raised the issue of Mr. Wallin continuing to serve on the ABC Board even though he believed it to be a conflict of interest because he was currently a Watauga County Commissioner. Mr. Furgiuele noted that he spoke with ABC Board member Scott Casey who strenuously objected to Mr. Wallin's removal from the board and emphasized how valuable and positive Mr. Wallin's service had been to the board. He stated that he had no doubt that this was true, and that he had hoped that by continuing to appoint Mr. Wallin to the board it would signify that the Town wanted to have a cooperative relationship with the County Commission, though that approach did not work. Mr. Furgiuele added that he had no disrespect for Mr. Wallin and had great respect for Mr. Casey, but that Mr. Wallin was in a position that he had to make decisions for both the Town and the County, which he believed could affect the Town in a negative way. Ms. Meade repeated her previous opinion that she believed Mr. Wallin's position on the ABC Board while serving as County Commissioner was a conflict of interest, though it had nothing to do with him personally. She believed that he could not serve both the County and the Town at the same time, though the County attorney disagreed with her opinion. While Ms. Meade stated that she did not believe there was a legal risk to the Town with respect to Mr. Wallin serving in both roles, she offered to seek the opinion of the attorney general's office on the matter. Ms. LaPlaca stated that she unequivocally supported Mr. Wallin, and felt that Council members had plenty of other things to work on that were more important than this matter. She believed that there was no evidence that he had taken advantage of his positions or done anything to cause Council to distrust him in any way and thanked him for his service. Mr. Furgiuele responded that his action was

not personal, that he did not know Mr. Wallin personally, and had nothing against him, but that the County Commission had repeatedly shown its hostility toward the Town and Town taxpayers by such things as precipitously withdrawing from the joint venture to build a parking garage on Queen Street without even notifying the Town first and despite the Town's expenditure of taxpayer funds for engineering on the site; by removing the Suma Hardin/Turner Law Office historic structure on Queen Street despite the Town's request that the building be preserved; by refusing to even meet with the Town Council to discuss the sales tax distribution which so unfairly penalizes the Town despite the fact that over 70% of sales taxes in the County are collected in the Town and Town taxpayers have funded the improvements which help businesses thrive in Town yet the Town only receives about 12% back, the ad valorem method of distribution also forcing the Town to raise property taxes to keep from losing even more of the sale tax as the County and other municipalities raise property taxes. He stated that he was prepared to make a motion, but asked first to hear from Mr. Casey and Mr. Wallin. ABC Board member Scott Casey stated that Mr. Wallin was the finest man he had ever had the pleasure of serving on a board with. Mr. Casey acknowledged that there could be a potential conflict of interest, but indicated that there was absolutely no conflict of interest. He noted that ABC Board members served on a state agency and were simply appointed by Town Council members. Mr. Casey indicated that the board gratuitously gave the Town of Boone upwards of \$500,000 per year by vote of the board, Mr. Wallin included, and noted that he had never heard Mr. Wallin mention any issues between the Town and County. He said that if Mr. Wallin were discharged, he would immediately resign. Ms. LaPlaca asked how money was disbursed from the ABC Board. Mr. Casey replied that some of the funds were determined by statute, but the vast majority of funds were discretionary. Ms. Roseman suggested seeking the opinion of the Attorney General on the matter. Mr. Furgiuele supported that suggestion and further suggested that Ms. Meade inquire as to whether it was appropriate for someone representing either the Town or the County to be suing the other entity for private parties like he believed Mr. diSanti to have done in the past when he represented a local developer in years of litigation and appeals against the Town at the same time he was representing the County, who had many contractual relationships with the Town such as its lease of Town property for nominal rent for its athletic programs. Mr. Wallin confirmed the things stated by Mr. Casey regarding the ABC budget, and indicated that funding also went toward the school board and the police department for outreach programs. He noted that funding to the Town had increased by \$125,000 since he had been on the board. Mr. Wallin stated that he had always taken his role as ABC Board member seriously and removed his hat as County Commissioner upon entering ABC Board meetings. He indicated that when the state tried to take control of the ABC Boards away from the towns and give it to the counties, he advocated that control remain with the Town. Mr. Wallin noted that when he was appointed to the board, Council members at the time did not see an issue with him serving in both roles. Mr. Furgiuele then made a motion to instruct Ms. Meade to submit a request to the Attorney General's office for an opinion as to whether the dual service constitutes an impermissible conflict of interest. Ms. Roseman seconded the motion. Ms. Meade stated that she had mixed feelings about asking the state Attorney General for an opinion on this matter. On one hand, she believed it would be appropriate, since the Attorney General often gave opinions on difficult matters such as this, but she felt it would be difficult for Council to ask for the attorney's opinion and not follow it.

VOTE:           Aye:     Furgiuele, Roseman, Ulmer, Hicks  
                  Nay:     LaPlaca

Mr. Furgiuele nominated Mr. Holste for reappointment to the ABC Board. Hearing no further nominations, Mayor Brantz called for a vote.

VOTE:           Aye:     All  
                  Nay:     None

Mr. Holste's term will expire in May 2024.

### **APPOINTMENT TO BOARD OF ADJUSTMENT**

Mr. Furgiuele nominated Adam Zebzda for an alternate position on the Board of Adjustment. Hearing no further nominations, Mayor Brantz called for a vote.

VOTE:           Aye:     All

Nay: None

Mr. Zebzda's term will expire on June 30, 2024.

### **APPOINTMENT TO PLANNING COMMISSION**

Ms. Roseman nominated Smith Warren to serve in the student position on the Planning Commission. Hearing no further nominations, Mayor Brantz called for a vote.

VOTE:       Aye:    All  
              Nay:    None

Mr. Warren's term will expire on June 30, 2022.

### **CONSIDERATION OF FY 2021/22 BUDGET ORDINANCE AND FEE SCHEDULE**

Mr. Furguele read the following statement:

*"It has been very hard for me to reach a decision on the proposed budget, and I want to share some of my concerns and thoughts about the proposed budget.*

*First, I appreciate the efforts of Amy Davis and John Ward in presenting a balanced budget, and in maintaining expenditures in past years largely within the adopted budget, with few amendments needed. This gives us assurance that the budget is taken seriously and town operations are pushed to conform to it. Despite that I have a number of issues I want to raise.*

*I have great concern about individual town departments lobbying the council at our budget hearing. Many of the people who appeared before us at the budget meeting seemed to think that without a tax increase there would be no way to add the two police positions which are proposed. I don't share that view and believe there could have been a way found to fund the extra positions at the police department without having to raise property taxes. If the people who appeared before us to support the police department's request were encouraged to do that by the department itself or other town employees, that creates a concerning precedent.*

*As for the long-range planner, I agree that there has been a need, but when I look at the exponential growth in the number of building projects and permits, I notice that residential permits are flat or have even fallen, while the explosion has taken place with respect to commercial development. Obviously the university's expansion has contributed. This says to me, however, that the needed increase in staffing is the result primarily of the dramatic increase in commercial projects, some of which are exactly the type of developments many residents see as destroying the town. I do not believe that it is fair to tax the residents of Boone to pave the way for even more commercial development, and I believe that the town needs to continue to examine its fee structure until it reaches the point at which the developers who are so profiting from the opportunities in Boone pay their own way.*

*Similarly, as Mr. Paul Davis pointed out in his e-mail to us all, the cost of parking meters should be paid for by the parking operation itself, not out of fund balance. Our parking system is primarily for the benefit of tourists and our downtown merchants, and it is vitally important to the latter, I believe. But it is largely a burden for the residents of Boone. I believe that Mr. Davis is right, and that future budgets should increase the cost of parking or parking fines to pay for any of its needed capital expenditures. I don't want to hold up the budget this year over this issue since I did not raise it earlier, but I see it as another example of property owners bearing the brunt of the cost burden which benefits the business community, but actually makes Boone a more difficult town in which to live for many of us.*

*I am also worried about the town's future ability to maintain salary levels when it provides a large, but nonetheless temporary bonus to staff. I strongly believe town staff, people of superior capabilities, must be kept*

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**ORDINANCE #****TOWN OF BOONE, NORTH CAROLINA  
FY 2021-2022 BUDGET ORDINANCE**

**BE IT ORDAINED** by the Town Council of the Town of Boone, North Carolina that:

**SECTION 1:** It is established that the following revenues will be available in each fund listed for the operation of the Town of Boone government and its activities for the fiscal year beginning July 1, 2021 and ending June 30, 2022.

| <b>GENERAL FUND</b>                                 |              |
|-----------------------------------------------------|--------------|
| CURRENT YEAR TAXES                                  | \$ 6,507,055 |
| PRIOR YEAR TAXES                                    | \$ 45,000    |
| TAX PENALTIES & INTEREST                            | \$ 14,500    |
| NCVTS TAXES                                         | \$ 236,180   |
| TAX REFUNDS                                         | \$ -         |
| GROSS RECEIPTS TAX                                  | \$ 37,500    |
| PRIOR YEAR TAX REFUNDS                              | \$ -         |
| MUNICIPAL VEHICLE TAX                               | \$ 130,000   |
| LOCAL SALES TAX 1%                                  | \$ 1,431,850 |
| LOCAL SALES TAX 1/2% (40)                           | \$ 629,332   |
| LOCAL SALES TAX 1/2% (42)                           | \$ 707,554   |
| LOCAL SALES TAX 1/4% (44)                           | \$ -         |
| LOCAL SALES TAX 1/4% (14) MEDICAID HOLD HARMLESS    | \$ 533,310   |
| SOLID WASTE DISPOSAL TAX                            | \$ 15,078    |
| BUSINESS LICENSE                                    | \$ 1,500     |
| ROOM OCCUPANCY TAX                                  | \$ 625,000   |
| ROOM OCCUPANCY TAX - ADMIN                          | \$ 58,575    |
| LOCAL VIDEO PROGRAMMING REVENUE                     | \$ 144,448   |
| UTILITIES FRANCHISE TAX                             | \$ 973,565   |
| TELECOMMUNICATIONS SALES TAX                        | \$ 143,395   |
| BEER & WINE TAX                                     | \$ 87,480    |
| ABC REVENUES                                        | \$ 525,000   |
| ABC BOARD - LAW ENFORCEMENT                         | \$ 26,000    |
| STATE FUNDS - POWELL BILL                           | \$ 425,000   |
| PYMT IN LIEU OF TAXES - APPALACHIAN STUDENT HOUSING | \$ 129,220   |
| BUILDING & SIGN PERMIT FEES                         | \$ 220,000   |
| COURT COSTS, FEES & CHARGES                         | \$ 1,000     |
| PARKING VIOLATION PENALTIES                         | \$ 315,000   |
| PENALTIES - PLANNING & INSPECTIONS                  | \$ 25,000    |
| POLICE FEES                                         | \$ 8,500     |
| FIRE PROTECTION CHARGES - ASU                       | \$ 263,728   |
| FIRE DEPARTMENT - MISC. FEES/PERMITS                | \$ 80,000    |
| E911 SERVICES - TOWN OF BLOWING ROCK                | \$ 76,000    |
| PUBLIC WORKS FEES                                   | \$ 55,000    |
| INTEREST EARNED ON INVESTMENTS                      | \$ 80,000    |
| INTEREST EARNED ON POWELL BILL                      | \$ 4,000     |
| LIBRARY LOT PARKING                                 | \$ 6,500     |

|                                                    |                      |
|----------------------------------------------------|----------------------|
| TRACY CIRCLE PARKING                               | \$ 5,500             |
| HORN IN THE WEST PARKING                           | \$ 21,000            |
| JONES HOUSE PARKING                                | \$ 7,500             |
| QUEEN STREET PARKING                               | \$ 58,000            |
| BOOT FEES                                          | \$ 1,750             |
| PARKING METERS                                     | \$ 525,000           |
| SALE OF SURPLUS PROPERTY                           | \$ 80,000            |
| SALE OF SURPLUS PROPERTY - POWELL BILL             | \$ -                 |
| CONTRIBUTIONS/DONATIONS                            | \$ 30,000            |
| CONTRIBUTIONS/DONATIONS - CULTURAL RESOURCES       | \$ 500               |
| RENTAL INCOME                                      | \$ 95,000            |
| RENTAL INCOME - JONES HOUSE                        | \$ 500               |
| LICENSE FEES                                       | \$ 500               |
| CULTURAL RESOURCES REVENUE                         | \$ 30,000            |
| MISCELLANEOUS REVENUE                              | \$ 215,115           |
| LOAN PROCEEDS                                      | \$ 744,430           |
| TRANSFER FROM E-911                                | \$ 21,305            |
| TRANSFER FROM TOWN FACILITIES CAPITAL RESERVE FUND | \$ 92,400            |
| TRANSFER FROM SIDEWALK CAPITAL RESERVE FUND        | \$ 25,000            |
| TRANSFER FROM SEPARATION ALLOWANCE TRUST           | \$ 106,914           |
| TRANSFER FROM WATER & SEWER FUND                   | \$ 328,966           |
| TRANSFER FROM MUNICIPAL SERVICE DISTRICT           | \$ 46,250            |
| TRANSFER FROM TOB RURAL FIRE TAX                   | \$ 755,568           |
| TRANSFER FROM AMERICAN RESCUE FUNDS                | \$ 1,164,540         |
| APPROPRIATED FUND BALANCE                          | \$ 408,364           |
| <b>TOTAL GENERAL FUND REVENUE</b>                  | <b>\$ 19,325,372</b> |
| <b>EMERGENCY TELEPHONE SYSTEM</b>                  |                      |
| E-911 SERVICE CHARGE                               | \$ 206,501           |
| E-911 SERVICE CHARGE REALLOCATION REQUEST          | \$ 98,699            |
| APPROPRIATED FUND BALANCE                          | \$ -                 |
| <b>TOTAL EMERGENCY TELEPHONE SYSTEM REVENUE</b>    | <b>\$ 305,200</b>    |
| <b>NARCOTICS ENFORCEMENT</b>                       |                      |
| APPROPRIATED FUND BALANCE                          | \$ 30,600            |
| <b>TOTAL NARCOTICS ENFORCEMENT</b>                 | <b>\$ 30,600</b>     |
| <b>WATER &amp; SEWER FUND</b>                      |                      |
| CIVIL PENALTIES                                    | \$ 15,000            |
| PUBLIC UTILITIES FEES                              | \$ 450               |
| INTEREST EARNED ON INVESTMENTS                     | \$ 20,000            |
| WATER SALES                                        | \$ 3,556,575         |
| SEWER CHARGES                                      | \$ 3,606,575         |
| WATER - LABOR & MATERIAL CHARGES                   | \$ 50,000            |
| SEWER - LABOR & MATERIAL CHARGES                   | \$ 25,000            |
| CONNECTION/RECONNECTION/DISCONNECTION FEES         | \$ 20,000            |



|                                                 |                     |
|-------------------------------------------------|---------------------|
| SEPTIC TANK DISCHARGE FEE                       | \$ 200,000          |
| SYSTEM DEVELOPMENT FEES - WATER                 | \$ 75,000           |
| SYSTEM DEVELOPMENT FEES - SEWER                 | \$ 75,000           |
| NSF/RETURNED CHECK CHARGES                      | \$ 500              |
| METER CHECK/RE-READS                            | \$ 25,000           |
| LATE PAYMENT PENALTIES                          | \$ 35,948           |
| SALE OF SURPLUS PROPERTY                        | \$ 5,000            |
| MISCELLANEOUS REVENUES                          | \$ 47,995           |
| LOAN PROCEEDS                                   | \$ 225,285          |
| TRANSFER FROM WATER CAPITAL RESERVE             | \$ -                |
| TRANSFER FROM SEWER CAPITAL RESERVE             | \$ 145,000          |
| TRANSFER FROM AMERICAN RESCUE FUNDS             | \$ 194,690          |
| APPROPRIATED FUND BALANCE                       | \$ 192,472          |
| <b>TOTAL WATER &amp; SEWER FUND REVENUE</b>     | <b>\$ 8,515,490</b> |
| <b>HEALTH INSURANCE FUND</b>                    |                     |
| INSURANCE REVENUE - COBRA                       | \$ 25,000           |
| INSURANCE REVENUE - RETIREE %                   | \$ 75,000           |
| INSURANCE REVENUE - GENERAL FUND TRANS          | \$ 1,829,456        |
| INSURANCE REVENUE - WATER/SEWER FUND TRANS      | \$ 476,387          |
| INTEREST EARNED ON INVESTMENTS                  | \$ 500              |
| MISCELLANEOUS REVENUE                           | \$ 31,385           |
| <b>TOTAL HEALTH INSURANCE FUND REVENUE</b>      | <b>\$ 2,437,728</b> |
| <b>MUNICIPAL SERVICE DISTRICT</b>               |                     |
| CURRENT YEAR TAXES                              | \$ 133,290          |
| PRIOR YEAR TAXES                                | \$ -                |
| TAX PENALTIES & INTEREST                        | \$ 500              |
| NCVTS TAXES                                     | \$ 1,450            |
| TAX REFUNDS                                     | \$ (100)            |
| LOCAL SALES TAX                                 | \$ 70,400           |
| INTEREST EARNED ON INVESTMENTS                  | \$ 50               |
| <b>TOTAL MUNICIPAL SERVICE DISTRICT REVENUE</b> | <b>\$ 205,590</b>   |
| <b>RURAL FIRE SERVICE DISTRICT</b>              |                     |
| CURRENT YEAR TAXES                              | \$ 919,233          |
| PRIOR YEAR TAXES                                | \$ 5,000            |
| TAX PENALTIES & INTEREST                        | \$ 1,000            |
| NCVTS TAXES                                     | \$ 50,000           |
| TAX REFUNDS                                     | \$ (1,000)          |
| LOCAL SALES TAX                                 | \$ 311,250          |
| <b>TOTAL RURAL FIRE SERVICE DISTRICT</b>        | <b>\$ 1,285,483</b> |
| <b>AMERICAN RESCUE FUNDS</b>                    |                     |
| AMERICAN RESCUE FUNDS                           | \$ 2,880,000        |

|                                    |                      |
|------------------------------------|----------------------|
| <b>TOTAL AMERICAN RESCUE FUNDS</b> | <b>\$ 2,880,000</b>  |
| <b>GRAND TOTAL - ALL REVENUE</b>   | <b>\$ 34,985,463</b> |

**SECTION 2:** The following amounts are hereby appropriated in each fund listed for the operation of the Town of Boone government and its activities for the fiscal year beginning July 1, 2021 and ending June 30, 2022.

|                                                        |                      |
|--------------------------------------------------------|----------------------|
| <b>GENERAL FUND</b>                                    |                      |
| GOVERNING BODY                                         | \$ 131,281           |
| ADMINISTRATION                                         | \$ 1,932,367         |
| FINANCE                                                | \$ 525,915           |
| TAX COLLECTIONS                                        | \$ 132,145           |
| LEGAL                                                  | \$ 125,200           |
| ELECTIONS                                              | \$ 20,000            |
| FIRE STATION # 1                                       | \$ 39,800            |
| BLOWING ROCK ROAD BUILDING                             | \$ 36,450            |
| BROWN BUILDING                                         | \$ 178,300           |
| JONES HOUSE                                            | \$ 40,500            |
| TOWN HALL BUILDING                                     | \$ 55,600            |
| SPECIAL PROGRAMS & PROJECTS                            | \$ 1,159,367         |
| SUBSIDIES & ALLOCATIONS                                | \$ -                 |
| PROFESSIONAL MEMBERSHIPS                               | \$ 27,803            |
| GIS                                                    | \$ 192,164           |
| FIRE STATION #2                                        | \$ 21,500            |
| DOWNTOWN POST OFFICE BUILDING                          | \$ 24,200            |
| CULTURAL RESOURCES                                     | \$ 344,436           |
| FIRE STATION #3                                        | \$ 13,450            |
| NON-DEPARTMENTAL/DEBT SERVICE                          | \$ 398,440           |
| POLICE DEPARTMENT                                      | \$ 3,945,661         |
| COMMUNICATIONS                                         | \$ 865,517           |
| FIRE DEPARTMENT                                        | \$ 2,932,721         |
| PLANNING & INSPECTIONS                                 | \$ 869,294           |
| PUBLIC SERVICES & ENGINEERING                          | \$ 333,700           |
| STREET DEPARTMENT                                      | \$ 1,661,744         |
| PARKING SERVICES                                       | \$ 538,226           |
| POWELL BILL                                            | \$ 425,000           |
| FLEET MAINTENANCE                                      | \$ 359,017           |
| FACILITIES MAINTENANCE                                 | \$ 1,477,424         |
| SANITATION                                             | \$ 245,000           |
| RECYCLING                                              | \$ 273,150           |
| <b>TOTAL GENERAL FUND APPROPRIATIONS</b>               | <b>\$ 19,325,372</b> |
| <b>EMERGENCY TELEPHONE SYSTEM</b>                      |                      |
| E-911                                                  | \$ 305,200           |
| <b>TOTAL EMERGENCY TELEPHONE SYSTEM APPROPRIATIONS</b> | <b>\$ 305,200</b>    |

|                                                         |                      |
|---------------------------------------------------------|----------------------|
| <b>NARCOTICS ENFORCEMENT DIVISION</b>                   |                      |
| ENFORCEMENT                                             | \$ 30,600            |
| <b>TOTAL NARCOTICS ENFORCEMENT APPROPRIATIONS</b>       | <b>\$ 30,600</b>     |
| <b>WATER &amp; SEWER FUND</b>                           |                      |
| PUBLIC UTILITIES (ADMIN)                                | \$ 966,155           |
| WATER OPERATIONS                                        | \$ 1,543,208         |
| SEWER OPERATIONS                                        | \$ 933,008           |
| WATER TREATMENT PLANT                                   | \$ 1,007,985         |
| WASTE WATER TREATMENT PLANT                             | \$ 1,775,192         |
| UTILITY BILLING & COLLECTIONS                           | \$ 406,091           |
| NON-DEPARTMENTAL/DEBT SERVICE                           | \$ 1,883,851         |
| <b>TOTAL WATER &amp; SEWER FUND APPROPRIATIONS</b>      | <b>\$ 8,515,490</b>  |
| <b>HEALTH INSURANCE FUND</b>                            |                      |
| HEALTH INSURANCE                                        | \$ 2,437,728         |
| <b>TOTAL HEALTH INSURANCE FUND APPROPRIATIONS</b>       | <b>\$ 2,437,728</b>  |
| <b>MUNICIPAL SERVICE DISTRICT</b>                       |                      |
| MUNICIPAL SERVICE DISTRICT                              | \$ 205,590           |
| <b>TOTAL MUNICIPAL SERVICE DISTRICT APPROPRIATIONS</b>  | <b>\$ 205,590</b>    |
| <b>RURAL FIRE SERVICE DISTRICT</b>                      |                      |
| RURAL FIRE SERVICE DISTRICT                             | \$ 1,285,483         |
| <b>TOTAL RURAL FIRE SERVICE DISTRICT APPROPRIATIONS</b> | <b>\$ 1,285,483</b>  |
| <b>AMERICAN RESCUE FUNDS</b>                            |                      |
| AMERICAN RESCUE FUNDS                                   | \$ 2,880,000         |
| <b>TOTAL AMERICAN RESCUE FUNDS APPROPRIATIONS</b>       | <b>\$ 2,880,000</b>  |
| <b>GRAND TOTAL - ALL APPROPRIATIONS</b>                 | <b>\$ 34,985,463</b> |

**SECTION 3:** There is hereby levied a tax rate of forty four cents (\$0.44) per one hundred dollars (\$100.00) valuation of property as listed for taxes as of January 1, 2021 for the purpose of raising the revenues listed "Current Year Taxes" in the General Fund in Section 1 of this Ordinance. This rate is based on an estimated total valuation of property for the purpose of taxation of \$1,540,260,000 assessment ratio of 100% of the appraised value. The collection rate of 99.5% is reflected in the budget. The FY 2021-2022 operating budget follows the general reappraisal of real property for the Town of Boone. The Municipal Vehicle tax is levied at \$30.00 per registered vehicle.

**SECTION 3 (a):** There is hereby levied a tax rate of twenty one cents (\$0.21) per one hundred dollars (\$100.00) valuation of property as listed for taxes as of January 1, 2021 for the purpose of raising the revenues listed "Current Year Taxes" in the Downtown Municipal Service District in Section 1 of this Ordinance. This rate is based on an established taxation of \$64,852,793 assessment ratio of 100% of the appraised value. The collection rate of 97.87% is reflected in the budget. The FY 2021-2022 operating budget follows the general reappraisal of real property for the Downtown Municipal Service District.

**SECTION 4:** The Budget Officer is hereby authorized to transfer appropriations within a Fund as contained herein under the following conditions:

**A.** He may transfer amounts between objects of expenditure within a Department to a maximum of the budgeted amount per Department. Transfers shall be filed with the Finance Department for public and Town Council inspection. Town Council shall approve transfers in excess of the limitation.

**B.** He may transfer available funds between departments of the same fund with an official report of such transfer on file with the Finance Department for inspection by the general public and the Town Council.

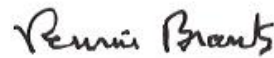
**C.** He may not transfer any amounts between Funds.

**D.** Town Council shall establish, by governing body procedure, the purchasing mechanism for large capital items (e.g. vehicle purchases). Such procedures shall not be in conflict with NCGS 143-129.

**SECTION 5:** The rates for water and sewer shall be established as set forth in Exhibit A, which is an attachment to this Ordinance. These rates will remain in effect until subsequently repealed or modified by the Town Council.

**SECTION 6:** Copies of this Budget Ordinance shall be furnished to the Finance Director and to the Budget Officer of the Town of Boone to be kept on file by them for their direction in the disbursement of funds.

**ADOPTED** this the 17th day of June, 2021 by the Town Council of the Town of Boone, North Carolina.



Mayor

**ATTEST:**



Town Clerk

**TOWN OF BOONE  
WATER AND SEWER ORDINANCE  
EFFECTIVE 07/01/2021**

|                                                   |                                        |
|---------------------------------------------------|----------------------------------------|
| <b>Late Penalty Charge:</b>                       | \$10.00                                |
| <b>Meter Re-read Charge:</b>                      | \$10.00                                |
| <b>Meter Connect/Disconnect/Reconnect (Each):</b> | \$20.00                                |
| <b>Returned Check Charge:</b>                     | \$25.00                                |
| <b>Septic Disposal Fees (Per 100 Gallons):</b>    | \$7.00 Residential; \$10.00 Commercial |
| <b>System Development Fees (Per Gallon):</b>      | \$7.89 Water / \$7.99 Sewer            |

|                                                                               |    |          |
|-------------------------------------------------------------------------------|----|----------|
| <b>Deposits (Outside City Limits Deposits are Double Rates Listed Below):</b> |    |          |
| Residential                                                                   | \$ | 150.00   |
| Commercial                                                                    | \$ | 500.00   |
| Construction (Temporary):                                                     |    |          |
| 3/4"                                                                          | \$ | 200.00   |
| 2" or 3"                                                                      | \$ | 1,600.00 |

|                                                                     |    |       |
|---------------------------------------------------------------------|----|-------|
| <b>Minimum Fees Each - Water &amp; Sewer:</b>                       |    |       |
| <b>(Outside City Limits Minimums are Double Rates Listed Below)</b> |    |       |
| Minimum Residential 3/4" Includes 0 - 1,000 Gallons or              | \$ | 15.75 |
| Minimum Residential 3/4" Includes 1,001 - 2,000 Gallons             | \$ | 17.25 |
| Minimum Commercial 3/4" Includes First 2,000 Gallons                | \$ | 23.00 |
| Minimum Commercial 1" Includes First 2,000 Gallons                  | \$ | 28.00 |
| Minimum Commercial 1 1/2" Includes First 2,000 Gallons              | \$ | 33.00 |
| Minimum Commercial 2" Includes First 2,000 Gallons                  | \$ | 33.00 |
| Minimum Commercial 3" Includes First 2,000 Gallons                  | \$ | 43.00 |
| Minimum Commercial 4" Includes First 2,000 Gallons                  | \$ | 53.00 |
| Minimum Commercial 6" Includes First 2,000 Gallons                  | \$ | 73.00 |
| Minimum Commercial 8" Includes First 2,000 Gallons                  | \$ | 93.00 |

|                                                                       |    |      |
|-----------------------------------------------------------------------|----|------|
| <b>Consumption - Water:</b>                                           |    |      |
| <b>(Outside City Limits Consumption is Double Rates Listed Below)</b> |    |      |
| 2,001 to 4,999 Gallons                                                | \$ | 6.90 |
| 5,000 to 9,999 Gallons                                                | \$ | 7.15 |
| 10,000 to 14,999 Gallons                                              | \$ | 7.40 |
| 15,000 to 19,999 Gallons                                              | \$ | 7.65 |
| Over 20,000 Gallons                                                   | \$ | 7.90 |
| <b>Consumption - Sewer:</b>                                           |    |      |
| <b>(Outside City Limits Consumption is Double Rates Listed Below)</b> |    |      |
| Over 2,000 per 1,000 Gallons - Residential                            | \$ | 6.25 |
| Over 2,000 per 1,000 Gallons - Commercial                             | \$ | 6.50 |

Town of Boone Planning and Inspections Fee Schedule, **Effective July 1, 2021**  
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#### Fee Code:

○ = Common Single-Family Fees

◆ = Common Commercial Fees

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Many projects require Town of Boone permits before construction may commence. The permit and inspection process is designed to ensure that the development of land and construction of buildings are in compliance with applicable codes. Please see below for additional guidance on how to use this fee schedule. For any questions on whether or not a permit is required or for more information on a permit, please contact the Town of Boone Planning and Inspections Department.

**When are fees due?** Fees are due when the application is submitted. Any additional fees assessed prior to the issuance of a permit shall be paid prior to the release of the requested permit, and any subsequent fees assessed shall be paid prior to the final inspection, issuance of a certificate of compliance, or issuance of a certificate of occupancy.

**Fee Responsibility & Communications.** The applicant shall be responsible for all associated fees. Additionally, all communications will only be sent to the applicant.

**Inspection Fees.** Where the Department stipulates a maximum number of inspections for a permit, applicants requiring inspections beyond that count incur an added charge per inspection.

A re-inspection fee shall be assessed when the project is not ready for inspection, deficiencies exist or access to the site is not available at the time the inspection has been scheduled to be conducted.

**Other Town Department Fees.** Fees may be collected on behalf of other Town of Boone Departments for project reviews and inspections as listed herein.

**Refund Requests.** Refund requests shall be submitted in writing from the applicant. Refund requests for applications not yet reviewed will be processed at 10% of permit costs (up to \$100.00 per permit) to cover administrative costs. All other refund requests will be reviewed by the Director or his/her designee, who shall evaluate the amount of work completed by the Town as compared to the cost of the permit to ensure the Town has recovered the costs incurred with the processing, review, and inspections associated with the application.

**Application Review Time Policy.** The Town will strive to process all submittals in a timely fashion, with the knowledge that some submittals are more complex and will require additional review time than those set forth below. Additionally, applications are processed in the order in which they are received. See below for estimated review times (please note, the day of submittal is not counted in the estimated review time):

| Application Type           | Estimated Review Time | Application Type | Estimated Review Time |
|----------------------------|-----------------------|------------------|-----------------------|
| Sign Permits               | 5 business days       | Board/Hearing    | 25 business days      |
| Short-Form Building Permit | 5 business days       | Commercial       | 25 business days      |
| Single-Family              | 10 business days      | All Other        | 20 business days      |

Please note, subsequent reviews times are anticipated to be shorter than the initial application review.

Submittals which contain any of the following elements may require additional review time: properties located in a B1 zoning district, Department of Insurance review, encroachment agreements, geologic hazard, historic landmark, historic district, special flood hazard area, steep (or very steep) slope, traffic impact analysis, watershed, viewshed.

**Review Fees.** Each application is allowed two (2) reviews under the initial fee, the first review and a second (2nd) review if revisions or supplemental information is required based upon the first review. Each subsequent review after the 2nd review will be charged at 50% of the original fees charged for the application. These fees shall be paid at the time of resubmittal.

**Working without Permits Penalty.** Initial submittal fees are doubled if the activity or site change requested has already occurred or has been started unless the Director or his/her designee finds that there are mitigating circumstances.

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|                                                                                |          |
|--------------------------------------------------------------------------------|----------|
| <b>Board of Adjustment</b>                                                     |          |
| Special Use Permit – Base Fee                                                  | \$770.00 |
| + \$0.69 per Adjacent Property Owner Notification letter                       | TBD      |
| + Prorated cost of legal advertising for case                                  | TBD      |
| Variance – Base Fee (per requested variance)                                   | \$506.00 |
| + \$0.69 per Adjacent Property Owner Notification letter                       | TBD      |
| + Prorated cost of legal advertising for case                                  | TBD      |
| Appeal of Administrative Decision – Base Fee                                   | \$440.00 |
| + \$0.69 per Adjacent Property Owner Notification letter                       | TBD      |
| + Prorated cost of legal advertising for case                                  | TBD      |
| Major Subdivision Preliminary Plat Review – Base Fee                           | \$770.00 |
| + \$0.69 per Adjacent Property Owner Notification letter                       | TBD      |
| + Prorated cost of legal advertising for case                                  | TBD      |
| <b>Planning Commission/Public Hearing</b>                                      |          |
| Text Amendment – Base Fee                                                      | \$440.00 |
| General Use Zoning Map Amendment – Base Fee                                    | \$374.00 |
| + \$0.69 per Adjacent Property Owner Notification letter                       | TBD      |
| + Prorated cost of legal advertising for Case                                  | TBD      |
| Conditional District Zoning Map Amendment – Base Fee                           | \$842.00 |
| + \$0.69 per Adjacent Property Owner Notification letter                       | TBD      |
| + Prorated cost of legal advertising for Case                                  | TBD      |
| <b>Exempt Division of Land</b>                                                 |          |
| Exempt Division of Land                                                        | \$83.00  |
| + Water Supply Watershed Review                                                | \$17.00  |
| Minor Subdivision                                                              | \$149.00 |
| + Water Supply Watershed Review                                                | \$17.00  |
| Major Subdivision Final Plat                                                   | \$253.00 |
| <b>Voluntary Annexation Petition- Base Fee</b>                                 |          |
| Voluntary Annexation Petition- Base Fee                                        | \$231.00 |
| + Cost of legal advertising for Case (fee due prior to date of public hearing) | TBD      |

Page Subtotal \$ \_\_\_\_\_

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| Single-Family & Duplex (Use 1.06)                                                                      |          |
|--------------------------------------------------------------------------------------------------------|----------|
| ◦ New Construction & Additions with < 1 acre of land disturbance- Base Fee                             | \$236.00 |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i> |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                  | \$66.00  |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                       | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                       | \$154.00 |
| + Water Supply Watershed Review                                                                        | \$17.00  |
| + Viewshed Protection Overlay Review                                                                   | \$17.00  |
| + Steep or Very Steep Slope Review                                                                     | \$17.00  |
| ◦ Accessory Use or Change of Use with < 1 acre of land disturbance- Base Fee                           | \$194.00 |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i> |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                  | \$66.00  |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                       | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                       | \$154.00 |
| + Water Supply Watershed Review                                                                        | \$17.00  |
| + Viewshed Protection Overlay Review                                                                   | \$17.00  |
| + Steep or Very Steep Slope Review                                                                     | \$17.00  |
| ◦ Open Decks, Parking/Yard Modifications, Sheds w/ < 1 acre of land disturbance-Base Fee               | \$121.00 |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i> |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                  | \$66.00  |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                       | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                       | \$154.00 |
| + Water Supply Watershed Review                                                                        | \$17.00  |
| + Viewshed Protection Overlay Review                                                                   | \$17.00  |
| + Steep or Very Steep Slope Review                                                                     | \$17.00  |

Page Subtotal \$ \_\_\_\_\_

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**Commercial/All Other Residential**

|                                                                                                        |          |
|--------------------------------------------------------------------------------------------------------|----------|
| • New Construction, Additions, Accessory Structures - Base Fee                                         | \$517.00 |
| (<1 acre of land disturbance, ≤ 2,500 total building square footage)                                   |          |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i> |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                  | \$303.00 |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                       | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                       | \$226.00 |
| + Water Supply Watershed Review                                                                        | \$33.00  |
| + Viewshed Protection Overlay Review                                                                   | \$33.00  |
| + Steep or Very Steep Slope Review                                                                     | \$33.00  |
| • New Construction, Additions, Accessory Structures - Base Fee                                         | \$616.00 |
| (< 1 acre of land disturbance, 2,501-20,000 total building square footage)                             |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                  | \$303.00 |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                       | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                       | \$226.00 |
| + Water Supply Watershed Review                                                                        | \$33.00  |
| + Viewshed Protection Overlay Review                                                                   | \$33.00  |
| + Steep or Very Steep Slope Review                                                                     | \$33.00  |
| • New Construction, Additions, Accessory Structures - Base Fee                                         | \$840.00 |
| (< 1 acre of land disturbance, > 20,000 total building square footage)                                 |          |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i> |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                  | \$303.00 |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                       | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                       | \$226.00 |
| + Water Supply Watershed Review                                                                        | \$33.00  |
| + Viewshed Protection Overlay Review                                                                   | \$33.00  |
| + Steep or Very Steep Slope Review                                                                     | \$33.00  |
| • Change of Use, no site plan review required – Base Fee                                               | \$111.00 |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i> |          |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                       | \$33.00  |

Page Subtotal \$ \_\_\_\_\_

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|                                                                                                                                                                                                                                                                                                                                 |          |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| <b>Change of Use or Renovation – Site Plan Review Required (Tier 1) – Base Fee</b>                                                                                                                                                                                                                                              |          |
| • Project cost (not including maintenance & repair, with exceptions for work in SFHA) is over 10% of total development value. Fee also covers work which requires site plan approval for projects with project costs which are less than 10% of total development value. See Project Manager for assistance in determining fee. | \$220.00 |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i>                                                                                                                                                                                                                          |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                                                                                                                                                                                                                                           | \$303.00 |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                                                                                                                                                                                                                                                | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                                                                                                                                                                                                                                                | \$226.00 |
| + Water Supply Watershed Review                                                                                                                                                                                                                                                                                                 | \$33.00  |
| + Viewshed Protection Overlay Review                                                                                                                                                                                                                                                                                            | \$33.00  |
| + Steep or Very Steep Slope Review                                                                                                                                                                                                                                                                                              | \$33.00  |
| <b>Change of Use or Renovation – Site Plan Review Required (Tier 2) – Base Fee</b>                                                                                                                                                                                                                                              |          |
| • Project cost (not including maintenance & repair, with exceptions for work in SFHA) is over 25% of total development value. See Project Manager for assistance in determining fee.                                                                                                                                            | \$330.00 |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i>                                                                                                                                                                                                                          |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                                                                                                                                                                                                                                           | \$303.00 |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                                                                                                                                                                                                                                                | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                                                                                                                                                                                                                                                | \$226.00 |
| + Water Supply Watershed Review                                                                                                                                                                                                                                                                                                 | \$33.00  |
| + Viewshed Protection Overlay Review                                                                                                                                                                                                                                                                                            | \$33.00  |
| + Steep or Very Steep Slope Review                                                                                                                                                                                                                                                                                              | \$33.00  |
| <b>Change of Use or Renovation – Site Plan Review Required (Tier 3) – Base Fee</b>                                                                                                                                                                                                                                              |          |
| • Project cost (not including maintenance & repair, with exceptions for work in SFHA) is over 50% of total development value. See Project Manager for assistance in determining fee.                                                                                                                                            | \$440.00 |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i>                                                                                                                                                                                                                          |          |
| + Land disturbance ≥ 1 acre, per acre or part thereof                                                                                                                                                                                                                                                                           | \$303.00 |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                                                                                                                                                                                                                                                | \$33.00  |
| + Major Special Flood Hazard Review <sup>2</sup>                                                                                                                                                                                                                                                                                | \$226.00 |
| + Water Supply Watershed Review                                                                                                                                                                                                                                                                                                 | \$33.00  |
| + Viewshed Protection Overlay Review                                                                                                                                                                                                                                                                                            | \$33.00  |
| + Steep or Very Steep Slope Review                                                                                                                                                                                                                                                                                              | \$33.00  |
| <b>Change of Use or Renovation – Site Plan Review Required (Tier 4) – See Fees for New Construction</b>                                                                                                                                                                                                                         |          |
| Project cost (not including maintenance & repair, with exceptions for work in SFHA) is over 75% of total development value. See Project Manager for assistance in determining fee.                                                                                                                                              |          |
| • Lighting, Parking, Landscape Modifications or Culvert Repair (modification of existing infrastructure)                                                                                                                                                                                                                        | \$165.00 |
| <b>Accessory Structure – See Fees for New Construction</b>                                                                                                                                                                                                                                                                      |          |
| •                                                                                                                                                                                                                                                                                                                               |          |
| • Special Flood Hazard Area - Map Revisions/Amendments                                                                                                                                                                                                                                                                          | \$770.00 |
| + \$0.69 per property owner notification letter                                                                                                                                                                                                                                                                                 | TBD      |
| + Cost of Legal Advertising                                                                                                                                                                                                                                                                                                     | TBD      |

Page Subtotal \$

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|                                                                                                        |           |
|--------------------------------------------------------------------------------------------------------|-----------|
| <b>Small Wireless Facility (Per NC SL 2017-159)</b>                                                    |           |
| Technical Fee (applied to first facility in each batch of 25)                                          | \$500.00  |
| +Facilities 1-5 (in the same batch)                                                                    | \$100.00  |
| +Facilities 6-25 (in the same batch)                                                                   | \$50.00   |
| <b>Wireless Transmission Facility</b>                                                                  |           |
| Co-location or Eligible Facility Modification                                                          | \$187.00  |
| All Others                                                                                             | \$675.00  |
| <i>If triggered, the following fees shall be assessed in addition to the base fee set forth above.</i> |           |
| +Land disturbance ≥ 1 acre, per acre or part thereof                                                   | \$303.00  |
| +Special Flood Hazard Review Minor                                                                     | \$33.00   |
| +Special Flood Hazard Review Major                                                                     | \$226.00  |
| +Water Supply Watershed Review                                                                         | \$33.00   |
| +Viewshed Protection Overlay Review                                                                    | \$33.00   |
| +Steep or Very Steep Slope Review                                                                      | \$33.00   |
| <b>Other Zoning Fees</b>                                                                               |           |
| Home Occupation                                                                                        | \$100.00  |
| Zoning Confirmation Letter                                                                             | \$132.00  |
| Pavement Sealant                                                                                       | \$128.00  |
| + Additional inspection for Pavement Sealant with Coal Tar                                             | \$55.00   |
| Neighborhood Conservation District Parking Sticker                                                     | No Charge |
|                                                                                                        |           |
| + Permanent Sign, per sign                                                                             | \$182.00  |
| +Additional Fee for Freestanding Sign                                                                  | \$55.00   |
| +Additional Fee for Lighted Sign                                                                       | \$55.00   |
|                                                                                                        |           |
| <b>Single-Family &amp; Duplex (Use 1.06)</b>                                                           |           |
| o New Construction up to 2,500 square feet                                                             | \$491.00  |
| + Additional fee each square foot over 2,500 square feet                                               | \$0.17    |
| + Homeowners Recovery Fee <sup>3</sup>                                                                 | \$10.00   |
| o Addition, Renovation, Repair; separate charge for each inspection trip                               | \$94.00   |
| + Homeowners Recovery Fee <sup>3</sup>                                                                 | \$10.00   |
| + \$55.00 per inspection trip                                                                          | TBD       |
| +Renovations & Repair Minor Special Flood Hazard Area Review                                           | \$33.00   |
| <b>Page Subtotal \$</b>                                                                                |           |

Town of Boone Planning and Inspections Fee Schedule, **Effective July 1, 2021**  
 680 West King Street, Suite C, Boone, North Carolina 28607  
 Phone: (828) 268-6960 • Email: [planning@townofboone.net](mailto:planning@townofboone.net) • [www.townofboone.net](http://www.townofboone.net)  
 Office Hours: 8 a.m. – 5 p.m., Monday-Friday

|                                                                                                                                                                                                                 |                |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| ◦ Manufactured Home In Park (Inclusive of Zoning Review)                                                                                                                                                        | \$308.00       |
| + Minor Special Flood Hazard Review <sup>1</sup>                                                                                                                                                                | \$33.00        |
| + Major Special Flood Hazard Review <sup>2</sup>                                                                                                                                                                | \$226.00       |
| <b>Commercial/All Other Residential</b>                                                                                                                                                                         |                |
| • New Construction Base Fee                                                                                                                                                                                     | \$622.00       |
| + Per Square Foot                                                                                                                                                                                               | \$0.30 x _____ |
| • Addition, Renovation & Repair- Base Fee<br>(1-5,000 square feet total building square footage)                                                                                                                | \$187.00       |
| + \$55.00 per inspection trip                                                                                                                                                                                   | TBD            |
| + Renovation & Repair Minor Special Flood Hazard Area Review (If Major SFHA review triggered, a separate zoning permit is required.) <sup>1</sup>                                                               | \$33.00        |
| • Addition, Renovation & Repair- Base Fee<br>(5,001 – 20,000 square feet of total building)                                                                                                                     | \$314.00       |
| + \$55.00 per inspection trip                                                                                                                                                                                   | TBD            |
| + Renovation & Repair Minor Special Flood Hazard Area Review (If Major SFHA review triggered, a separate zoning permit is required.) <sup>1</sup>                                                               | \$33.00        |
| • Addition, Renovation & Repair- Base Fee<br>(20,001+ square feet of total building)                                                                                                                            | \$622.00       |
| + \$55.00 per inspection trip                                                                                                                                                                                   | TBD            |
| + Renovation & Repair Minor Special Flood Hazard Area Review (If Major SFHA review triggered, a separate zoning permit is required.) <sup>1</sup>                                                               | \$33.00        |
| • Change of Occupancy – no modification to building necessary                                                                                                                                                   | \$127.00       |
| • Change of Occupancy with renovations. See Addition, Renovation & Repair Fees                                                                                                                                  |                |
| <b>Other Building/Construction Related Fees</b>                                                                                                                                                                 |                |
| Equipment Changeout; per unit charge; Includes 1 inspection.                                                                                                                                                    | \$192.00       |
| + \$55.00 per inspection trip after 1st                                                                                                                                                                         | TBD            |
| + Minor Special Flood Hazard Area Review (If Major SFHA review triggered, a separate zoning permit is required.) <sup>1</sup>                                                                                   | \$33.00        |
| <b>Renovation &amp; Repair Small Project Work</b>                                                                                                                                                               |                |
| • <i>This fee is for a project that involves only one trade (electrical, gas, mechanical, plumbing) for changes to existing systems where the project cost is less than \$30,000.00. Includes 1 inspection.</i> | \$192.00       |
| + \$55.00 per inspection trip after 1st                                                                                                                                                                         | TBD            |
| + Minor Special Flood Hazard Area Review (If Major SFHA review triggered, a separate zoning permit is required.) <sup>1</sup>                                                                                   | \$33.00        |
| Construction Trailer (Inclusive of Zoning Review)                                                                                                                                                               | \$143.00       |
| + Minor Special Flood Hazard Area Review (If Major SFHA review triggered, a separate zoning permit is required.) <sup>1</sup>                                                                                   | \$33.00        |
| Total Demolition/Moving                                                                                                                                                                                         | \$192.00       |
| At Risk Special Footing/Foundations                                                                                                                                                                             | \$215.00       |
| + \$55.00 per inspection trip                                                                                                                                                                                   | TBD            |

Page Subtotal \$ \_\_\_\_\_

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|                                                                                            |                                                                         |                |
|--------------------------------------------------------------------------------------------|-------------------------------------------------------------------------|----------------|
| <b>Other</b>                                                                               |                                                                         |                |
| Miscellaneous                                                                              |                                                                         | \$83.00        |
| ABC Compliance Inspection                                                                  |                                                                         | \$193.00       |
| <b>Additional Review Fees- Due at time of Resubmittal</b>                                  |                                                                         |                |
| Subsequent Zoning Review Fee for each review after 2nd, 50% of original fees               |                                                                         | -              |
| Subsequent Building Review Fee for each review after 2nd, 50% of original fees             |                                                                         | -              |
| <b>Penalties</b>                                                                           |                                                                         |                |
| Working without Permits @ double the permit cost (per permit for both building and zoning) |                                                                         |                |
| Other Zoning Penalties – See UDO Section 12.07                                             |                                                                         | -              |
| Other Town Code Penalties – See Appropriate Town Code Reference                            |                                                                         | -              |
| <b>♦ New Construction (per square foot)</b>                                                |                                                                         |                |
|                                                                                            |                                                                         | \$0.03 x _____ |
| ♦ Building Permit Renovation Review Fee                                                    |                                                                         | \$50.00        |
| ♦ Multi-Family and Commercial Zoning - Site Plan Review                                    |                                                                         | \$75.00        |
| ♦ New Fire Alarm System up to 10,000 square feet                                           |                                                                         | \$100.00       |
| + Additional fee each square foot over 10,000 square feet                                  |                                                                         | \$0.01         |
| ♦ Fire Alarm System Renovation                                                             |                                                                         | \$50.00        |
| ♦ New Fixed Fire Suppression System                                                        |                                                                         | \$100.00       |
| ♦ Fixed Suppression System Renovation                                                      |                                                                         | \$50.00        |
| ♦ New Sprinkler System up to 10,000 square feet                                            |                                                                         | \$200.00       |
| + Additional fee each square foot over 10,000 square feet                                  |                                                                         | \$0.02         |
| ♦ Sprinkler System Renovation                                                              |                                                                         | \$100.00       |
| ♦ New Standpipe System                                                                     |                                                                         | \$200.00       |
| New Underground Tank Install (per tank)                                                    | Additional Fee to a Zoning Permit<br>due to land-disturbing activities. | \$100.00       |
| Underground Tank Removal (per tank)                                                        |                                                                         | \$50.00        |

\$

Page Subtotal \_\_\_\_\_

Town of Boone Planning and Inspections Fee Schedule, **Effective July 1, 2021**  
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#### Utilities Division Fees

|                                                            |         |
|------------------------------------------------------------|---------|
| • Building Permit – Pretreatment Review                    | \$75.00 |
| • Building Permit – Utility Systems Review                 | \$75.00 |
| • Zoning Permit – Site Plan Review for Utility Connections | \$75.00 |

#### Services Division Fees

|                                                     |            |
|-----------------------------------------------------|------------|
| • Town of Boone Driveway Permit (per driveway)      | \$50.00    |
| • Zoning Permit – Site Plan Review                  | \$75.00    |
| Encroachment Agreement (per encroachment agreement) | \$50.00    |
| Sidewalk/Greenway Fee-In-Lieu                       |            |
| Per linear foot of concrete sidewalk (5' width)     | \$92.00    |
| Per linear foot of asphalt greenway (10' width)     | \$65.00    |
| Per linear foot of curb and gutter                  | \$33.00    |
| Wheelchair ramp                                     | \$1,350.00 |

**Page Subtotal \$**

|                                                    |         |
|----------------------------------------------------|---------|
| Re-inspection Fee (per Town Employee), per trip    | \$55.00 |
| On-site consultation (per Town Employee), per trip | \$55.00 |

**Total Fees Due \$**

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<sup>1</sup> A minor special flood hazard review is for a project which:

1. Is for an equipment change-out only that is like for like in the exact same location; or
2. Contains no land disturbing activities in the special flood hazard area; or
3. Contains renovations of a structure in which renovation costs do not exceed 50% of the structure value
4. Any other situation in which approval is obtained by the Administrator.

<sup>2</sup> A major special flood hazard review is for all projects which either exceed or do not meet the requirements set forth for a minor special flood hazard review as outlined above. Any project which triggers a major special flood hazard review shall be required to obtain a zoning permit.

<sup>3</sup> Required when a licensed General Contractor is used.



*Town of Boone  
Fire Department  
2021 Fee Schedule*

**FIRE FEES COLLECTED BY BOONE FIRE DEPARTMENT**

|                                                                                  |          |
|----------------------------------------------------------------------------------|----------|
| Fireworks Display                                                                | \$150.00 |
| Insecticide fogging/fumigation                                                   | \$40.00  |
| Blasting Permit - 48 hours                                                       | \$50.00  |
| Blasting Permit - 90 days                                                        | \$100.00 |
| Special Assemblies (Craft shows)                                                 | \$50.00  |
| Temporary kiosks/displays                                                        | \$40.00  |
| Tents and air structures                                                         | \$50.00  |
| Any additional inspection required/requested                                     | \$40.00  |
| Day Care inspection (other than annual)                                          | \$40.00  |
| Fire Flow Test                                                                   | \$100.00 |
| Re-inspection or any event requiring a FD inspection                             | \$40.00  |
| Annual Inspections - Level 1 (Non-residential)                                   | \$40.00  |
| Annual Inspections - level 2 (Non-residential)                                   | \$60.00  |
| Annual Inspections - level 3 (Non-residential)                                   | \$120.00 |
| Annual Inspections - Multi tenant commercial (0 to 6 tenants)                    | \$40.00  |
| Annual Inspections - Multi tenant commercial (7 to 12 tenants)                   | \$80.00  |
| Annual Inspections - Multi tenant commercial (Greater than 12 tenants)           | \$120.00 |
| Annual Inspection - Commercial Residential per building (0-12 units)             | \$40.00  |
| Annual Inspection - Commercial Residential per building (13-24 units)            | \$60.00  |
| Annual Inspection - Commercial Residential per building (25-49 units)            | \$80.00  |
| Annual Inspection - Commercial Residential per building (50-99 units)            | \$130.00 |
| Annual Inspection - Commercial Residential per building (100-149 units)          | \$180.00 |
| Annual Inspection - Commercial Residential per building (150-199 units)          | \$230.00 |
| Annual Inspection - Commercial Residential per building (Greater than 199 units) | \$280.00 |
| Fire Alarm Equipment Malfunction Fee                                             | \$300.00 |

**FIRE FEES COLLECTED BY PLANNING & INSPECTIONS**

|                                          |                                                       |
|------------------------------------------|-------------------------------------------------------|
| ABC Inspection                           | \$60.00                                               |
| New Fire Alarm Systems                   | \$100 up to 10,000 square feet, .01 per sf thereafter |
| Fire Alarm System Renovation             | \$50.00                                               |
| New Fixed Fire Suppression System        | \$100.00                                              |
| Fixed Fire Suppression System Renovation | \$50.00                                               |
| New Sprinkler system                     | \$200 up to 10,000 square feet, .02 per sf thereafter |
| Sprinkler System Renovation              | \$100.00                                              |
| New Standpipe Systems                    | \$200.00                                              |
| Commercial Site Plan Review              | \$75.00                                               |
| Building Plan Review (per square foot)   | \$0.03                                                |
| New Underground Tanks install (per tank) | \$100.00                                              |
| Underground Tank Removal (per tank)      | \$50.00                                               |
| Building Plan Review-renovation          | \$50.00                                               |



|                                         |         |
|-----------------------------------------|---------|
| New Underground Tank Install (per tank) | \$100   |
| Underground Tank Removal (per tank)     | \$50.00 |
| Building Plan Review for renovation     | \$50.00 |

**APPARATUS and PERSONNEL FEE SCHEDULE (per hour)**

|                         |                |
|-------------------------|----------------|
| Aerial                  | \$250.00       |
| Car/pickup              | \$50.00        |
| Engine (Type 1)         | \$200.00       |
| Engine (Type 6)         | \$75.00        |
| Haz-mat trailer         | \$200.00       |
| Rescue Truck            | \$200.00       |
| Tanker                  | \$100.00       |
| Utility Service Vehicle | \$75.00        |
| Personnel               | At actual cost |



*Town of Boone  
Department of Public Works Fee Schedule  
Effective July 1, 2021*

**BRUSH, DEBRIS & LEAF PICKUP SERVICES**

|                                                         | SERVICE FEE           | DESCRIPTION           |
|---------------------------------------------------------|-----------------------|-----------------------|
| <b>BRUSH</b>                                            | <b>\$80.00</b>        | <b>GRAPPLE TRUCK</b>  |
|                                                         |                       | <b>2 EMPLOYEES</b>    |
|                                                         | <u><b>\$50.00</b></u> | <b>@25.00/HR</b>      |
|                                                         | <b>\$130.00</b>       | <b>TOTAL PER HOUR</b> |
|                                                         |                       | <b>HALF-HOUR</b>      |
|                                                         | <b>\$65.00</b>        | <b>MINIMUM</b>        |
| <b>DEBRIS</b>                                           | <b>\$80.00</b>        | <b>GRAPPLE TRUCK</b>  |
|                                                         |                       | <b>2 EMPLOYEES</b>    |
|                                                         | <u><b>\$50.00</b></u> | <b>@25.00/HR</b>      |
|                                                         | <b>\$130.00</b>       | <b>TOTAL PER HOUR</b> |
|                                                         |                       | <b>HALF-HOUR</b>      |
|                                                         | <b>\$65.00</b>        | <b>MINIMUM</b>        |
| <b>LEAF</b>                                             | <b>\$43.00</b>        | <b>VACUUM TRUCK</b>   |
|                                                         |                       | <b>1 EMPLOYEE</b>     |
|                                                         | <u><b>\$25.00</b></u> | <b>@25.00/HR</b>      |
|                                                         | <b>\$68.00</b>        | <b>TOTAL PER HOUR</b> |
|                                                         |                       | <b>HALF-HOUR</b>      |
|                                                         | <b>\$34.00</b>        | <b>MINIMUM</b>        |
| <b>DEVELOPMENT PLAN REVIEW &amp; INSPECTION FEE</b>     |                       | <b>\$75.00</b>        |
| <b>DEVELOPMENT RELATED RE-INSPECTION FEE (Per Trip)</b> |                       | <b>\$55.00</b>        |
| <b>DRIVEWAY PERMIT FEE</b>                              |                       | <b>\$50.00</b>        |
| <b>ENCROACHMENT AGREEMENT FEE</b>                       |                       | <b>\$50.00</b>        |
| <b>SIDEWALK/GREENWAY FEE-IN-LIEU FEE</b>                |                       |                       |
| <b>PER LINEAR FOOT OF CONCRETE SIDEWALK (5' WIDTH)</b>  |                       | <b>\$92.00</b>        |
| <b>PER LINEAR FOOT OF ASPHALT GREENWAY (10' WIDTH)</b>  |                       | <b>\$65.00</b>        |
| <b>PER LINEAR FOOT OF CURB AND GUTTER</b>               |                       | <b>\$33.00</b>        |
| <b>WHEELCHAIR RAMP</b>                                  |                       | <b>\$1,350.00</b>     |

## UTILITY SERVICES

|                                                                |            |
|----------------------------------------------------------------|------------|
| <b>METER DEPOSITS</b>                                          |            |
| (outside city limits deposits are double rates listed below):  |            |
| Residential                                                    | \$150.00   |
| Commercial                                                     | \$500.00   |
| <b>PRE-TREATMENT PLAN REVIEW &amp; INSPECTION FEE</b>          | \$75.00    |
| <b>WATER &amp; SEWER PLAN REVIEW &amp; INSPECTION</b>          | \$75.00    |
| <b>PRETREATMENT FEE (previous violation)</b>                   | \$100.00   |
| <b>BOD SURCHARGE (per pound)</b>                               | \$0.376    |
| <b>TSS SURCHARGE (per pound)</b>                               | \$0.433    |
| <b>BIO-SOLID SALES (per ton)</b>                               | \$1.00     |
| <b>WTP SAMPLE CHARGE (per sample)</b>                          | \$20.00    |
| <b>SYSTEM DEVELOPMENT FEES (per gallon):</b>                   |            |
| WATER                                                          | \$7.89     |
| SEWER                                                          | \$7.99     |
| <b>CONSTRUCTION METER (temporary):</b>                         |            |
| 3/4"                                                           | \$500.00   |
| 2" or 3"                                                       | \$1,600.00 |
| <b>METER CONNECT/DISCONNECT/RECONNECT (each)</b>               | \$125.00   |
| <b>RETURNED CHECK CHARGE</b>                                   | \$20.00    |
| <b>METER RE-READ CHARGE</b>                                    | \$10.00    |
| <b>LATE PENALTY CHARGE</b>                                     | \$10.00    |
| <b>SEPTIC DISPOSAL FEE (per gallon):</b>                       |            |
| Residential                                                    | \$7.00     |
| Commercial                                                     | \$10.00    |
| <b>MINIMUM FEE (each) WATER &amp; SEWER</b>                    |            |
| (Outside city limit's minimums are double rates listed below): |            |
| Minimum Residential 3/4" includes 0-1,000 gallons              | \$14.25    |
| Minimum Residential 1" includes 1,001-2,000 gallons            | \$15.75    |
| Minimum Commercial 3/4" includes first 2,000 gallons           | \$21.50    |
| Minimum Commercial 1" includes first 2,000 gallons             | \$26.50    |
| Minimum Commercial 1 1/2" includes first 2,000 gallons         | \$31.50    |
| Minimum Commercial 2" includes first 2,000 gallons             | \$31.50    |
| Minimum Commercial 3" includes first 2,000 gallons             | \$41.50    |
| Minimum Commercial 4" includes first 2,000 gallons             | \$51.50    |
| Minimum Commercial 6" includes first 2,000 gallons             | \$71.50    |
| Minimum Commercial 8" includes first 2,000 gallons             | \$91.50    |
| <b>DISTRIBUTION – WATER</b>                                    |            |
| (Outside city limit's use is double rates listed below):       |            |
| 2,001 - 4,999 gallons                                          | \$6.15     |
| 5,000 - 9,999 gallons                                          | \$6.40     |
| 10,000 - 14,999 gallons                                        | \$6.65     |
| 15,000 – 19,999 gallons                                        | \$6.90     |
| Over 20,000 gallons                                            | \$7.15     |
| <b>COLLECTION – SEWER</b>                                      |            |
| (Outside city limit's use is double rates listed below):       |            |
| Residential – Over 2,000 per 1,000 gallons                     | \$5.50     |
| Commercial – Over 2,000 per 1,000 gallons                      | \$5.75     |

**CONSIDERATION OF CASES HEARD AT THE MAY 24, 2021 PUBLIC HEARING****Case PL04630-040921: Blue Ridge Tourist Court, LLC- Conditional District Zoning Map Amendment**

Ms. Shook noted that the Planning Commission recommended approval of this case with the three conditions listed on packet page 86. Mr. Furgiuele appreciated the proposal and noted that it was one of the few times that an applicant with this set of skills had come forward to rehabilitate a historic property. Mr. Furgiuele then made a motion that the proposed amendment to the Town's zoning ordinance, with the proposed conditions recommended by the Planning Commission, is consistent with the Town's Comprehensive Plan and any other adopted plan(s) of the Town that are applicable because the proposed amendments are consistent with all of the Comprehensive Plan objectives and Comprehensive Plan Policy 2.1.1 C. The Town shall encourage the development of a well-balanced tourism trade as a primary element of the area's economic future. Investments in services, facilities, and proper growth management shall be employed in furtherance of this objective; D. Economic development efforts shall encourage the revitalization and reuse of currently unused or underutilized structures, sites and infrastructure in appropriately located areas; 2.3.2 A. The identification, restoration and active use of structures, buildings, monuments, and neighborhoods of historic or architectural significance shall be encouraged as a means of enhancing their economic and cultural value to the planning area; B. Multiple and appropriate adaptive reuse of historic resources shall be encouraged; C. Wise development of the tourism potential of the area's architectural, historic, scenic and natural resources shall be encouraged; E. New development, redevelopment and rehabilitation of structures and sites shall occur in a manner which is consistent with the neighborhood and architectural context of the immediate area, and supportive, whenever possible, of Boone's original community character as a High Country small town. Mayor Pro-Tem Ulmer seconded the motion, which carried unanimously. Mr. Furgiuele made a second motion that approval of the proposed amendment to the Town's zoning ordinance was reasonable and in the public interest because it was a way to combine the old with the new and the vision of the applicant was to approach the project as a new use and to recognize the change in the way tourism is conducted, while at the same time taking an old structure that could easily have been demolished and instead preserving it which was important to maintaining the character of the town. Mayor Pro-Tem Ulmer seconded the motion which carried unanimously.

**Case PL04727-0520721: 160D and Other Clarifications – UDO Text Amendment**

Ms. Shook indicated that the Planning Commission recommended approval of this case with changes. Mr. Furgiuele applauded staff and the Planning Commission for their work on this matter and made a motion that the proposed amendment to the Town's zoning ordinance, with the proposed changes, was consistent with the Town's Comprehensive Plan objectives and any other adopted plan(s) of the Town that are applicable because the proposed amendments are consistent with all of the Comprehensive Plan objectives and Comprehensive Plan Policy 2.3.4 Public Involvement: C. Specific functional plans and implementation tools shall be supported as part of the comprehensive planning program for the Town and County. Changes proposed include: 1. Revise Subsection 2.03.04 to not delete "Perform any other duty assigned by the Council that is authorized pursuant to N.C. Gen. Stat. § 160A-452." 2. Revise Subsection 4.01.01(A)(1) to add term "approval" after "development". 3. Subsection 6.01.01(A): clarify "Board of Adjustment" in first sentence. 4. Subsection 6.01.01(J): correct type of word "and". 5. Subsection 6.01.02: either strike this subsection or add clarification language to the other Sections on quorum for the BOA and HPC. STRIKE 6. Review Section 6.01 to see whether the term "board" needs to be capitalized or lower case. Lower case all except references to Board of Adjustment; lowercase "board packet" 7. Review other sections of UDO to ensure that quorum is used appropriately (see UDO Articles 2, 6 and 8). 9. Revise Section 9.04 to include: "If any resident, property owner, business owner or other citizen who works within the Town submits a written statement regarding a proposed amendment..." 10. Note: to recommend approval to include the requirement for a neighborhood meeting for a CD Zoning Map Amendment process. Additionally, recommends Subsection 9.09.02(E) be revised from "any concerns" to "all concerns". Mayor Pro-Tem Ulmer seconded the motion which carried unanimously. Mr. Furgiuele made a second motion that approval was reasonable and in the public interest because the changes brought the Town into conformity with state law, removed outdated references, and improved language to improve clarity. He added that the changes would become effective on July 1, 2021. Mayor Pro-Tem Ulmer seconded the motion which carried unanimously.

## **UPDATE ON SPECIAL PUBLIC HEARING FOR DOWNTOWN RELATED PROJECTS**

Ms. Shook gave an update on the status of the special public hearing for downtown related projects. Mr. Ward asked for direction on returning to in-person meetings. Ms. Roseman suggested a hybrid of in-person and virtual meetings, so that unvaccinated citizens could participate in meetings via WebEx, and in-person meetings could still be held as usual. Mayor Pro-Tem Ulmer and Ms. LaPlaca agreed, with Ms. LaPlaca adding that anything staff could do to make meetings more accessible was a good thing. Mr. Furgiuele suggested that occupancy should be limited in Council Chambers, that social distancing should be maintained, and felt that Council Members should be seated on the floor instead of the dais. He added that signage should be in place to assist with distancing and to inform the public that those who had not been vaccinated should participate via WebEx. Mr. Ward requested that Council and committee meetings remain virtual until August so that staff would have time to arrange equipment. Mr. Furgiuele felt that this approach would work for all committees except for the DBDA due to the time of its meetings. He suggested that Council defer to the DBDA regarding the issue to avoid causing scheduling conflicts for committee members. Mr. Ward suggested that the library conference room could be used in an effort to keep DBDA meetings downtown. Ms. Meade noted that there was pending legislation that would change remote meetings law, and that once the state of emergency was lifted by the Governor, the Town would be under a different legal framework with different legal requirements. She indicated that the Town could still have remote meetings, but there could potentially be additional requirements that she should be consulted about. Mr. Ward indicated that he would work up a game plan for a hybrid of in-person and remote meetings for Town Council and committee meetings beginning in August and distribute to Town Council. In terms of the Special Public Hearing for Downtown Related Projects, Ms. Shook indicated that she would coordinate with Mr. Ward on options for meeting space and report back to Council in July. Upon a motion by Ms. Roseman, seconded by Ms. LaPlaca, Council voted unanimously to have Mr. Ward coordinate with staff to create a plan for a hybrid meeting system to include in-person and virtual meetings beginning in August for Town Council and all committees except for the DBDA, and for staff to report back at the first meeting in July on this matter and potential locations for the special public hearing for downtown related projects on August 23, 2021.

## **CONSIDERATION OF BEE CITY USA RESOLUTION**

Upon a motion by Mr. Furgiuele, seconded by Ms. Roseman, Council voted unanimously to approve the Bee City USA resolution as presented.

.....

### **A RESOLUTION OF THE BOONE TOWN COUNCIL TO REAFFIRM THE TOWN OF BOONE'S DESIGNATION AS A BEE CITY USA® AFFILIATE**

**WHEREAS**, the mission of *BEE CITY USA* is to galvanize communities to sustain pollinators, responsible for the reproduction of almost 90% of the world's flowering plant species, by providing them with healthy habitat, rich in a variety of native plants and free to nearly free of pesticides; and,

**WHEREAS**, thanks to the more than 3,600 species of native bees in the United States, along with introduced honey bees, we have very diverse dietary choices rich in fruits, nuts, and vegetables; and,

**WHEREAS**, bees and other pollinators have experienced population declines due to a combination of habitat loss, poor nutrition, pesticides (including insecticides, fungicides, and herbicides), parasites, diseases, and climate change; and,

**WHEREAS**, pollinator-friendly communities can benefit local and regional economies through healthier ecosystems, increased vegetable and fruit crop yields, and increased demand for pollinator-friendly plant materials from local growers; and,

**WHEREAS**, ideal pollinator-friendly habitat (a) is comprised of mostly native wildflowers, grasses, vines, shrubs, and trees blooming in succession throughout the growing season to provide diverse and abundant nectar and pollen, since many wild pollinators prefer or depend on the native plants with which they co-adapted; (b) is free to nearly free of pesticides, as many pesticides can harm pollinators and/or their habitat; (c) comprises undisturbed spaces (leaf and brush piles, unmown fields or field margins, fallen trees, and other dead wood) for nesting and overwintering; and (d) provides connectivity between habitat areas to support pollinator movement and resilience; and,

**WHEREAS**, Integrated Pest Management (IPM) is a long-term approach to maintaining healthy landscapes and facilities that minimize risks to people and the environment by: identifying and removing the causes of pest problems rather than only attacking the symptoms (the pests); employing pests' natural enemies along with cultural, mechanical, and physical controls when prevention is not enough; and using pesticides only when no other method is feasible or effective; and,

**WHEREAS**, supporting pollinators fosters broad-based community engagement in environmental awareness and sustainability; and,

**WHEREAS**, the Town of Boone is pursuing re-certification as a *BEE CITY USA* community because of its ongoing dedicated sustainability commitments as well as its pursuits of climate and ecological-justice initiatives; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Boone Town Council that in order to enhance understanding among local government staff and the public about the vital role that pollinators play and what each of us can do to sustain them, the Town of Boone hereby supports and encourages healthy pollinator habitat creation and enhancement, resolving as follows:

1. The Town of Boone's Sustainability and Special Projects Manager is hereby designated as the *BEE CITY USA* sponsor as well as a *BEE CITY USA* Liaison; and,
2. Facilitation of the Town of Boone's *BEE CITY USA* program is hereby assigned to the Sustainability Committee; and,
3. The Boone Town Council, in conjunction with its Sustainability Committee, shall:
  - a. Celebration: Host at least one educational event or pollinator habitat planting or restoration each year to showcase the Town of Boone's commitment to raising awareness of pollinator conservation and expanding pollinator health and habitat; and,
  - b. Publicity & Information: Install and maintain at least one authorized *BEE CITY USA* street sign in a prominent location, and create and maintain a webpage on the Town of Boone's website which includes, at minimum a copy of this resolution and links to the national *BEE CITY USA* website; contact information for your *BEE CITY USA* Liaison and Committee; reports of the pollinator-friendly activities the community has accomplished the previous year(s); and your recommended native plant species list; and,
  - c. Habitat: Develop and implement a program to create or expand pollinator-friendly habitat on public and private land, which includes, but is not limited to, identifying and inventorying the Town of Boone's real property that can be enhanced with pollinator-friendly plantings; creating a recommended locally native plant list to include wildflowers, grasses, vines, shrubs, and trees and a list of local suppliers for those species; and, tracking (by square footage and/or acreage) annual area of pollinator habitat created or enhanced; and,
  - d. Pollinator-Friendly Pest Management: Create and adopt an integrated pest management (IPM) plan designed to prevent pest problems, reduce pesticide use, and expand the use of non-chemical pest management methods; and,

- e. Policy & Plans: Establish a policy in the Town of Boone's Comprehensive Plan to acknowledge and commit to the *BEE CITY USA* designation and review the Comprehensive Plan and other relevant documents to consider improvements to pest management policies and practices as they relate to pollinator conservation, identify appropriate locations for pollinator-friendly plantings, and consider other appropriate measures; and,
- f. Renewal: Apply for renewal of the Town of Boone's *BEE CITY USA* designation in accordance with the procedures and requirements established by *BEE CITY USA*.

Approved and effective this the \_\_\_\_ of June, 2021.

ATTEST:

\_\_\_\_\_  
Nicole Harmon, Town Clerk

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Rennie Brantz, Mayor

### **RESCHEDULE POLICE 2021 POLICE FORUM**

Upon a motion by Ms. LaPlaca, seconded by Ms. Roseman, Council voted unanimously to reschedule the 2021 Police Forum for October 6, 2021 at 6 p.m. at Council Chambers.

### **CLOSED SESSION**

Upon a motion by Mayor Pro-Tem Ulmer, seconded by Ms. LaPlaca, Council voted unanimously to enter into closed session at 8:40 p.m. pursuant to:

1. N.C. Gen. Stat. § 143-318.11(a)(1), to review, approve and seal closed session minutes from Council's prior closed session(s).
2. N.C. Gen. Stat. § 143-318.11(a)(3), to consult with the Town Attorney in order to preserve the attorney-client privilege between the \_\_\_\_\_ attorney and the Town Council and obtain legal advice, consider and/or give instructions to the attorney concerning one or more potential \_\_\_\_\_ legal claims.
3. N.C. Gen. Stat. § 143-318.11(a)(3), to consult with the Town Attorney in order to preserve the attorney-client privilege between the \_\_\_\_\_ attorney and the Town Council and obtain legal advice, consider and/or give instructions to the attorney concerning the lawsuits involving \_\_\_\_\_ Watauga County.

Upon a motion by Ms. LaPlaca, seconded by Ms. Roseman, Council voted unanimously to exit closed session at 9:00 p.m.

### **ADJOURNMENT**

Upon a motion by Ms. LaPlaca, seconded by Ms. Roseman, Council voted unanimously to adjourn the meeting at 9:01 p.m.

\_\_\_\_\_  
Nicole Harmon, Town Clerk

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Rennie Brantz, Mayor