



**TOWN OF NAGS HEAD - BOC ACTIONS  
WEDNESDAY, JULY 16, 2014 – 7:00 P.M.**

1. Call to order - Mayor Edwards called the meeting to order at 7:00 p.m.
2. Adoption of agenda – the Board passed a motion to approve the July 16<sup>th</sup> agenda as presented.
3. Audience Response - Karen Delvacchio, Nags Head resident / homeowner since 1990; she asked the Board to consider banning tents on the beach; there should be a leave only footprints on the beach policy.
4. Public Hearing – to consider a rezoning request to extend the western boundary of the Commercial-Outdoor Recreation Overlay District approx 2,400 feet west to the Washington Baum Bridge.

The applicant, Harry Baum, Jr. detailed his request to extend the Overlay District to the Washington Baum Bridge. Ten people, property owners/residents of Pond Island, spoke in opposition to the request.

The Board passed a motion to deny the request to extend the recreation overlay district - They also passed a motion to adopt a statement that their action was consistent with the Town's Land Use Plan.

5. Resolution – The Board passed a motion to confirm the total cost of the Pond Island Waterline Improvement Project to be \$14,822.50 and to adopt the resolution [declaring cost, ordering the preparation of Preliminary Assessment Roll, and setting August 6<sup>th</sup> for the Public Hearing] as presented.
6. Pedestrian Plan – The Board passed a motion to adopt the Pedestrian Plan – and to communicate this information to ARPO/NCDOT – as presented.
7. Comr. Ratzenberger – Comr. Ratzenberger presented slides as part of a presentation entitled *Nags Head and the NCDOT Strategic Transportation Improvement Program aka Strategic Transportation Investment*. His presentation summarized how the Town is part of the Albemarle Rural Planning Organization and how the NC Strategic Transportation Investments Act of 2013 identifies the new way that transportation projects are prioritized and funded.
8. Traffic Control Map – The Board passed a motion to adopt the amendment to the Traffic Control Map concerning Engagement Hill Loop Subdivision as presented.
9. Town Attorney – The Board passed a motion to approve the hurricane/disaster debris removal Interlocal Agreement with Dare County as revised.
10. Town Attorney - Attorney Ben Gallop informed the Board that he appreciated sitting in for Attorney Leidy for the mid-month meeting.
11. Town Attorney - Attorney Ben Gallop reported that the two Osborne appeals were recently heard and both opinions were in favor of the Town. The Osbornes were originally denied a Board of Adjustment variance for a parcel in the Hills of Nags Head Subdivision.

- 12.** Town Manager – Soundside Road outfall property - It was Board consensus to install a fence on the Town's portion of the Soundside Road outfall access and to take no further action as this is a private property issue and not a public Town issue.
- 13.** Comr. Ratzenberger – He reported on the upcoming Annual National Night Out scheduled for Aug 5<sup>th</sup> from 5 to 7 pm at NHES - Police Chief Brinkley expanded on some of the activities to be provided.
- 14.** Comr. Ratzenberger - Comr. Ratzenberger reported that while he missed the YMCA Master Plan summary meeting, all the comments were put together and will be discussed in a meeting later this month - He has received comments from a wide number of community groups focusing on a need for more pools, etc. He feels there is room for the YMCA and groups to work together. He will keep the Board informed.
- 15.** Comr. Ratzenberger – He reported that when airing tonight's Board meeting via the Town's website streamline feed, it was cut off before the end of the Pond Island discussion – Staff needs to take a look or contact someone on the technical side of this function in order to provide the service as planned.
- 16.** Comr. Cahoon – She stated that the Board recently received a letter from the Gov-Ed Committee in response to issues raised previously by Nags Head concerning education members being elected officials and concerning the Committee's budget. Since the Gov-Ed Budget is part of the Dare County Budget she will contact the Dare Audit Committee to inquire and to obtain additional information about the funding.
- 17.** Comr. Cahoon - Comr. Cahoon reported that the Coastal Resources Commission meets the end of this month; all members whose terms have expired, including hers, will attend and continue to serve as reappointments/replacements have not yet been made.
- 18.** Comr. Cahoon - Comr. Cahoon reported that SKY-TV was in town recently interviewing CRC members and questioned sea level rise. She said that when asked about the first areas of impact, she explained that it would be on the estuarine shoreline. She also explained differences between a 30-year study and a 100-year study. The "rolling" study that will be done evaluates new data every five years.
- 19.** Comr. Demers - Comr. Demers said that he has been contacted by several citizens concerning safety hazards around the Outer Banks and the Nags Head Fishing Piers. He stated that there is increased business, traffic flow to include mopeds which have created dangerous situations. Police Chief Kevin Brinkley provided information on what has been done to increase safety at these areas.
- 20.** Mayor May Pro Tem Walters - In lieu of the late hour of this Board meeting, Mayor Pro Tem Walters said that she would delay discussion of the following items until the August 3<sup>rd</sup> Board meeting:
- Report on Dowdy Park
  - Dare County Tourism Board is not meeting in July
  - Jennette's Pier meets next week (July 23, 2014) – which is the first meeting in several months
  - Gallery Row outdoor artwork – Staff was directed to bring forward the Town's previous art funding formula - when the Artwork Selection Committee was in existence
  - Fracking – Fracking rules comment period ends September 12, 2014
- 21.** Mayor Edwards – Beach tents - Town Manager Ogburn said that the Towns of Duck/Southern Shores are local towns that don't allow tents on the beach overnight. He does not want to put an ordinance on the books unless it can be enforced. It was Board consensus for staff to research and bring back a recommendation for Board discussion at the Sep 3<sup>rd</sup> meeting.
- 22.** Adjournment – The Board passed a motion to adjourn – the time was 10:43 p.m.