

VILLAGE OF WESLEY CHAPEL
EMERGENCY COUNCIL MEETING MINUTES
WESLEY CHAPEL Town Office
4107 New Town Road, Waxhaw, NC 28173
June 30th, 2011 – 7:00 P. M.

The Village Council of Wesley Chapel, North Carolina, met in the Wesley Chapel Town Hall at 4107 New Town Road, Waxhaw, North Carolina.

Present: Mayor Horvath, Mayor Pro-tem Bradford; Council Member Brotton

Excused Absence: Council Members Ormiston (other Town business) and Hess (out of town)

Others Present:

Planning and Zoning Administrator Joshua Langen

Concerned citizens: Jimmy Allison (Stonegate applicant), Sydell Coniglio (Stonegate HOA President), Chuck Adams, Dr. Michael R. Land

Meeting was called to order at 7:00 PM and a quorum was present.

1. CONSIDER APPROVAL OF FIREWORKS DISPLAY AT STONEGATE ON JULY 2, 2011

Mayor Horvath discussed that the emergency meeting was called as a result of Jimmy Allison's request for Council approval of their application to the Union County Fire Marshall's Office to conduct a public fireworks display on Saturday, July 2nd, 2011. The Fire Marshall's Office had offered to work with Jimmy under tight time constraints if he could get all of their requirements completed. One of those was to receive approval of Stonegate's application.

Mayor Horvath then introduced Jimmy Allison who described how the process that was followed in 2010 was changed in 2011 due to the imposition of new guidelines around public fireworks displays. Jimmy stated that they had initially reached out to their Insurance Company back in October of last year and was told that for Class "C" fireworks, there was no permit needed. However, there are certain types of fireworks considered as Class "C" in South Carolina where they were to be purchased that fall into a different category in North Carolina.

In 2010 the WCVFD had given approval for Stonegate's display. However, due to the change in regulations 2011, the Union County Fire Marshall's Office determined that they would need to file an application for the display and meet all of the necessary requirements for the higher class of fireworks including the use of a licensed operator for that class. This was communicated to Jimmy on Wednesday morning, June 29th, 2011.

Jimmy stated that he spent several hours getting the necessary requirements in place that included a site plan, insurance coverage with the County and Village named as beneficiaries and locating a properly licensed operator (Randy Belk of Lincoln). All of the required items were completed satisfactorily as confirmed to Mayor Horvath through an email from the Fire Marshall's Office which he circulated to the Council this afternoon.

Jimmy presented the insurance document, a site plan, and an aerial overview of the site where the display will be held, all within the Stonegate subdivision. He mentioned that this was also part of a give back to the community effort with the proceeds of the fifty-fifty raffle going to the WCVFD, who will also be present for safety reasons. A bounce house will also be part of the festivities.

Brotton had a few questions for Jimmy regarding his set-up and aspects of the requirements which were answered to his satisfaction. A citizen was concerned about the possible spread of the display and Jimmy stated that the display only had 2 1/2 inch shells which had less than 375 feet spread which was governed by the Fire Marshall's requirements. Mayor Horvath also asked the HOA President if they were in favor of the activity and Sydell stated it was part of this year's HOA budget.

Lastly, it was noted that the Fire Marshall's Office would conduct an on-site review on Saturday and if they were satisfied with all conditions, and had evidence of the Council's approval of Stonegate's application through receipt of the minutes from this meeting, then they would consider issuing the final permit.

Bradford made a motion to approve Stonegate's application to the Union County Fire Marshall's Office conditional upon the Fire Marshall's Office site inspection on Saturday. Brotton seconded the motion.

The motion passed unanimously.

2. ADJOURNMENT

Bradford made a motion to adjourn; Brotton seconded the motion.

The motion passed unanimously.

The meeting adjourned at approximately 7:20 pm.

Respectfully submitted,

Mayor Brad Horvath