

VILLAGE OF WESLEY CHAPEL  
COUNCIL MEETING MINUTES  
WESLEY CHAPEL UNITED METHODIST CHURCH  
120 Potter Road, Wesley Chapel, NC 28110  
October 16, 2012 – 7:00 P. M.

The Village Council of Wesley Chapel, North Carolina, met in the Fellowship Hall of Wesley Chapel United Methodist Church at 120 Potter Road South, Wesley Chapel, North Carolina.

**Present:** Mayor Pro Tem Ormiston, Council Members Brotton, Plyler and Rosoff

**Absent:** Mayor Horvath

**Others Present:**

Clerk/Finance Officer Cheryl Bennett; Planning/Zoning Admin. Joshua Langen; Administrative Assistant Melody Graham

**Citizens:** Butch Plyler, Tessie and Rick Morris, Dominic Morlando, Henry Munn, Gayla Adams, Jim and Carol Mullis

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

1. PLEDGE OF ALLEGIANCE / INVOCATION

Mayor Pro Tem Ormiston led the Pledge of Allegiance and Council Member Plyler said the invocation.

2. ADDITIONS, DELETIONS, AND / OR ADOPTION OF AGENDA

Council Member Plyler made a motion to approve the agenda; Council Member Brotton seconded the motion.

The motion passed unanimously.

3. INTRODUCTION OF DOMINIC MORLANDO AND MORLANDO  
CONSTRUCTION TEAM, SELECTED TO BUILD NEW TOWN HALL

Council Member Brotton introduced Dominic Morlando and Henry Munn, Project Manager who expressed their excitement at being selected to build the town hall. They noted Superintendent David Glass was not able to attend tonight. Mr. Munn is working on the construction document with architect Fuller and the Mayor. They noted that the roadway is an important part of the timing, due to DENR issues and erosion control permitting. They priced the roadway as a separate project, but might be able to save something as one project. Mayor Pro Tem Ormiston suggested a meeting with the engineer and Aston. Council Member Brotton asked if there is a date by which we have to start, or wait until spring; Mr. Morlando replied no. There were several comments from DENR, so Mike Gunnell is working to re-do the drawings. Mr. Morlando noted there are a couple more permits that have to be obtained before work can start. Zoning Administrator Langen noted our engineer still has a few comments to resolve also.

4. **UNION COUNTY HAZARD MITIGATION REPRESENTATIVE – QUESTIONS AND REVIEW OF PLAN**

A representative of the County office was present to answer questions; she noted we are asking for approval of renewal of the 2004 plan. Mayor Pro Tem Ormiston noted Chief McLendon of the Wesley Chapel Volunteer Fire Department, and Chief Honeycutt of Bakers Volunteer Fire Department both sent emails that they are participating in the recommended mitigation actions. Council Member Brotton asked about the action item to ensure public awareness of potential natural hazards and safety actions that can be taken. Administrator Bennett noted Neal Speer from Union County suggested we put a link on our website to sites which inform the public about emergency preparedness, which he will be sending us.

Item 9 was considered next.

9. **CONSIDER RESOLUTION TO ADOPT UNION COUNTY MULTI JURISDICTIONAL HAZARD MITIGATION PLAN**

Langen mentioned that the Mayor asked him to put the issue of prohibiting building in the flood plain on the ordinance prioritization list, and should this be added here. Administrator Bennett noted this Resolution was from a suggested template, and the Hazard Mitigation Plan went through strict review by the State and FEMA, so we probably should not make any changes. Jim Mullis said he was on the original committee and this plan was done so we can be eligible for federal emergency assistance should the need occur. Council Member Plyler made a motion to approve Resolution 2012-11 to adopt the Union County Multi Jurisdictional Hazard Mitigation Plan. Council Member Rosoff seconded the motion.

The motion passed unanimously.

**RESOLUTION 2012-11 TO ADOPT THE UNION COUNTY NORTH CAROLINA MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

WHEREAS, the citizens and property within Wesley Chapel, North Carolina are subject to the effects of an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the Wesley Chapel Council desires to seek ways to mitigate the impact of such hazard risks; and

WHEREAS, it is the intent of the Wesley Chapel Council to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, N.C. Gen. Stat. § 166A-6.01(b)(2)(a)(3) states: “For a state of disaster proclaimed pursuant to G.S. 166A-6(a) after the deadline established by the Federal Emergency Management Agency pursuant to the Disaster Mitigation Act of 2002, P.L. 106-390, the eligible entity shall have a hazard mitigation plan approved pursuant to the Stafford Act;” and

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop an All-Hazards Mitigation Plan in order to be eligible to receive

future Hazard Mitigation Grant Program Funds and other disaster-related assistance funding and that said Plan must be updated and adopted within a five year cycle; and

WHEREAS, it is the intent of the Village Council to fulfill its obligation under the aforementioned laws in order that Wesley Chapel will remain eligible to receive state and federal assistance in the event of a declared disaster affecting Wesley Chapel; and

WHEREAS, Union County and the other jurisdictions included in the Plan have performed a comprehensive review and evaluation of each section of the Multi-Jurisdictional Hazard Mitigation Plan approved by the County in 2004, and have updated the plan as required under regulations at 44 CFR Part 201 and according to guidance issued by the Federal Emergency Management Agency and the North Carolina Division of Emergency Management.

NOW, THEREFORE, BE IT RESOLVED that the Village of Wesley Chapel Council hereby:

1. Adopts the updated Union County North Carolina Multi-Jurisdictional Hazard Mitigation Plan (the "Plan"), which plan shall supersede the Multi-Jurisdictional Hazard Plan adopted by the Village of Wesley Chapel and Union County in 2004; and
2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted on October 16, 2012.

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Brad S. Horvath, Mayor

ATTEST: \_\_\_\_\_  
Cheryl Bennett, Clerk

5. CONSIDER APPROVAL OF RESOLUTION 2012-10 NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM

Zoning Administrator Langen noted that when a road is 80% occupied, we ask the developer to submit a request for DOT to take over maintenance of the roads. These roads are in Wesley Chase. DOT went out and marked some spots in the road that need improvements; we do have a 10% bond, and hopefully it would be enough to cover any costs if needed. Langen completed the petition and the builder signed it and sent it to DOT. The right of way is platted. Tessie Morris noted that in her development DOT required the developer fix the roads before they would accept them. Langen noted the developer could walk away and let us use the bond to fix the roads; the road was up to DOT standards when first built, but construction, weather and time has deteriorated them. Langen noted it would have helped if the ordinance required the builder to wait and put the final cap on at a later point. The bond amount was discussed; Langen said Bonnie takes 10% and uses a linear foot cost; she doesn't estimate what it would cost to fix the road. Council Member Rosoff made a motion to approve Resolution 2012-10; Council Member Plyler seconded the motion.

The motion passed unanimously.

**NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION REQUEST FOR  
ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM**

**Village of Wesley Chapel, North Carolina**

**R-2012-10**

North Carolina  
County of Union

Road Description: Request for SR-2 Resolution for Spring Rose Lane and Garden Rose Court in Wesley Chase Subdivision in Wesley Chapel.

WHEREAS, the attached petition has been filed with the Village Council of the Village of Wesley Chapel, Union County, requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System; and,

WHEREAS, the Village of Wesley Chapel is of the opinion that the above described roads should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of road to the system.

NOW, THEREFORE, be it resolved be the Village of Wesley Chapel of the County of Union that the Division of Highways is hereby requested to review the above-described roads, and to take over the roads for maintenance if it meets established standards and criteria.

Adopted this 16th day of October, 2012.

\_\_\_\_\_  
Brad S. Horvath, Mayor

Attest:

\_\_\_\_\_  
Cheryl Bennett, Village Clerk

**6. REVIEW AND DISCUSS POTENTIAL GRANTS**

Melody Graham reported there are two grant applications she is working on for the park. NC League of Municipalities is hosting a transportation forum which relates to funding methods on November 14 in Raleigh; we will see if Joshua Langen can attend. Ms. Graham reported on town designations: Tree City, USA is a designation Indian Trail has, they couldn't say if it helps you to get a grant; another is Fit City – there is no funding for this right now. Langen noted the state had some funds for Strategic Planning Office of Transportation (SPOT) projects, we had submitted an application, but they want shovel ready projects. He got three different answers on what right of way exists, unless we can acquire right of way, this won't work. Langen reported he got a call today on the Rea Road project; saying widening of Weddington Road would extend

to Waxhaw Indian Trail Road. They asked what we wanted; we would like to see bicycle lanes and sidewalks. He thinks that due to developer funds being a match, the project got moved up. He also reported he heard Union County hired a transportation planner. Joshua Langen and Melody Graham left at this point.

7. TOWN HALL BUILDING COMMITTEE UPDATE

- Discuss next steps / timing of the Town Hall building project
- Review, discuss and possibly approve shared road construction estimates from Aston Properties
- Discuss potential ground breaking date and time, participation, etc.

Council Member Brotton reported the lowest shared road construction bid (including \$10,000 contingency) is still 15% over budget; an option is that either the town or Aston can back out. Aston's intent is to stick with the 67.7%/32.3% split. Dominic Morlando said they bid about \$92,000, so Howard will ask for details of the bids. Henry Munn said they will be using this road for the eight months of construction, and it would eliminate questions if they partnered with us on the road construction. There were also questions on the additional fifty feet of the roadway, and grading for a detention basin.

Council Member Brotton said the groundbreaking is scheduled for 2 pm on Saturday.

8. PARKS AND REC COMMITTEE UPDATE

- Update on contract bidding process
- Update and possible decision on Dogwood house renovation / engineering design estimates
- Update and possible decision on removal of propane tank and installation of natural gas line
- Update and possible decision on contract to abandon wells at Dogwood
- Reminder on Dogwood Park volunteer days on Saturday October 13 and Sunday November 11 from 11 am to 3 pm
- Miscellaneous items

Mayor Pro-tem Ormiston reported the permits for the park have been submitted, and we hope to get them approved in three to five weeks. Regarding the Dogwood house renovation/engineering design work, she had used the scope of work from Chris Hope with all the bidders; and they include everything to bring the house up to code and inspection of all systems. She said Luttmann included \$1,200 for construction administration, and another \$1,000 could be deducted, but that still leaves them at \$14,000. William E. Bruce is at \$10,400 and Absolute Remodel at \$11,200. Council Member Plyler said at the last meeting the Parks and Rec Chair said he hadn't seen these bids; Mayor Pro-tem Ormiston said no, this is not a task of Parks and Rec. She said this is for the design to find out how much it will cost to renovate the house; since standalone bathrooms are estimated at \$80,000, we want to see if we could use the entire first floor of the house for an amount close to that price. Council Member Plyler said we are bringing in something that will incur costs down the road to maintain the old house. Mayor Pro Tem Ormiston said we own the house and need to find out what it will cost to improve it. Council Member Brotton said if it costs \$80,000 for standalone bathrooms, or the same amount to use the house, he prefers the house since it has more functionality. Mayor Pro Tem Ormiston said Absolute Remodel submitted prices to do the actual renovation work, and it was around \$90,000.

Council Member Rosoff made a motion that we accept Absolute Remodel's bid. Rusty from Absolute Remodel sent an email that his quote does include everything in Chris Hope's scope of work. Council Member Howard Brotton seconded the motion. After more discussion, Council Member Brotton noted the Bruce quote excludes design development work, and Luttman includes it. Council Member Rosoff rescinded her motion.

Council Member Rosoff made a motion that we send out a scope of work, get prices back in writing, and award the bid to the low bidder if less than \$11,200 and this also be subject to legal approval by the attorney of this process. Council Member Brotton seconded the motion.

The motion passed unanimously.

A new request for bids will be sent out to the three bidders.

Council Member Rosoff reported on the propane situation; she spoke to Myra at Piedmont Gas who said some people have gone a year without using the natural gas, and they have not charged them, but they won't change the wording in the contract that calls for consumption within six months or payment of the \$4,093 cost of the line. The line would come from the neighborhood behind the park. Administrator Bennett questioned if we will keep gas heat and water in the house if we renovate it, or possibly switch to electric.

Wells were discussed next. Council Member Plyler asked if we would want to keep a well for a community garden. Mayor Pro Tem Ormiston said we would use city water. Quotes to abandon both wells were obtained: Catoe \$3,600, DL Mullis \$7,140, Summit \$4,000 and Spectrum Environmental \$6,347. The work has to be done by a licensed well contractor. Council Member Brotton made a motion that we contract with Catoe at \$3,600. Council Member Rosoff seconded the motion.

The motion passed unanimously.

Administrator Bennett reminded that we need a privilege license and proof of insurance. The last work day focused on the trail, the next one will focus on clearing trees with chain saws. Council Member Plyler said she had concerns with Sunday being a work day and with chain saws being used across from the church. We will check with the church out of respect, and discussed safety with chain saw use.

Jerry Davis met with the urban forester to flag certain species; we will clear out the dead material and sweet gums, and then pines, and insect ridden trees. He suggested we clear it out more to the corner. A large dead pine was noted that should be removed. The dry fire hydrant suggestion was considered by Wirth, and determined not feasible for this situation.

Another Eagle Scout has volunteered to do a project at the park.

Mayor Pro Tem reported Parks and Rec would like to purchase four six foot tables, two tents and sixteen chairs for their January 18, 2013 groundbreaking at a cost of \$691.92; there is \$650 in their budget. They would also like to purchase a commercial mower, back pack blower, and trimmer. Mayor Pro Tem Ormiston will check with 201 Central to see if they will partner with us in the groundbreaking. Administrator Bennett noted we have some tables at town hall that could be used. Mayor Pro Tem Ormiston made a motion to move \$50 from Redbox to furnishings, and move \$2,000 from Maintenance/Grounds to tools, and move \$1,700 from Repairs to Structures to Professional Fees – Engineering for the Dogwood house study. The question came up as to where the items would be stored, as we are not allowed to use the house. Council Member Rosoff seconded the motion. Council Member Brotton noted that if we can't secure a mower, it will be stolen. It was noted that there were a lot of copperhead snakes in the mulch at the park work day; Bennett will call and have the grass mowed.

The motion passed unanimously.

We will not purchase the tools at this time; this is just a budget transfer. Sponsorships/ naming rights were discussed, and it was felt that it should come from Council. Council will send input to Bennett, and she will work on a proposed policy.

10. DISCUSS AND REVIEW PROPOSED ORDINANCE PROHIBITING SMOKING AND THE USE OF OTHER TOBACCO ON ALL VILLAGE PROPERTY

The question came up on who will police this ordinance, and who issues a fine. We will check with other towns.

Mayor Pro-tem Ormiston made a motion to adopt Ordinance 2012-14, Prohibiting Smoking and the Use of Other Tobacco Products On all Village Property, effective June 1, 2013, incorporated herein. Council Member Rosoff seconded the motion. Council Member Brotton said he was against it pertaining to outside spaces; although there could be issues with litter and fires, there are other regulations regarding this.

The motion passed 3-1, with Brotton voting nay.

**Village of Wesley Chapel Ordinance No. 2012-14  
Ordinance Prohibiting Smoking and the Use of Other Tobacco Products  
On all Village Property**

**WHEREAS**, according to the Centers for Disease Control and Prevention (CDC) , tobacco use and secondhand smoke exposure are leading preventable causes of illness and premature death in North Carolina and the nation; and

**WHEREAS**, in 2006 a report issued by the United States Surgeon General stated that the scientific evidence indicates that there is no risk-free level of exposure to secondhand smoke. The report stated that secondhand smoke has been proven to cause cancer, heart disease, and asthma attacks in both smokers and nonsmokers; and

**WHEREAS**, tobacco is a recognized carcinogen in humans and health risks associated with use of smokeless tobacco products include myocardial infarction, stroke, and adverse reproductive outcomes; and

**WHEREAS**, research indicates that, during active smoking, outdoor levels of secondhand smoke may be as high as indoor levels and may pose a health risk for people in close proximity (such as sitting next to someone on a park bench, or children accompanying a smoking parent or guardian); and

**WHEREAS**, on January 2, 2010 “An Act To Prohibit Smoking In Certain Public Places And Certain Places Of Employment”, North Carolina Session Law 2009-27 became effective, authorizing local governments to adopt and enforce ordinances “that are more restrictive than State law and that apply in local government buildings, on local government grounds, in local vehicles, or in public places”; and

**WHEREAS**, the Village of Wesley Chapel is committed to providing a safe and healthy

environment in all Village facilities for its employees and the public

**NOW, THEREFORE, BE IT ORDAINED** by the Village Council of Wesley Chapel that the use of all tobacco products, including tobacco that is intended to be smoked in a cigarette, cigar, pipe or other smoking device or is in smokeless form, is hereby prohibited in all Village buildings, vehicles, park grounds and any property owned or operated by the Village of Wesley Chapel. Any person who continues to use products in a nonsmoking area in violation of this ordinance despite notice by the person in charge of the building or area that use of tobacco products is not permitted is guilty of an infraction and will be liable for a fine of not more than \$50.00. This Ordinance shall be effective June 1, 2013.

Adopted this 16th day of October, 2012.

Attest:

\_\_\_\_\_  
Cheryl Bennett, Clerk

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Mayor Brad Horvath

**A. Definitions:**

“Grounds” – An unenclosed area owned, leased, or occupied by the Village of Wesley Chapel.

“Local government building” – A building owned, leased as lessor, or the area leased as lessee and occupied by a local government.

“Local vehicle” – A passenger-carrying vehicle owned, leased, or otherwise controlled by local government and assigned permanently or temporarily by local government to local government employees, agencies, institutions, or facilities for official local government business.

“Smoking” – The use or possession of a lighted cigarette, lighted cigar, lighted pipe, or any other lighted tobacco product.

**B. Areas in which Smoking and Tobacco Use is Prohibited**

Smoking and the use of tobacco products is prohibited:

1. In any building owned, leased, occupied, or operated by the Village of Wesley Chapel;
2. In any public transportation vehicle owned, leased, or operated by the Village of Wesley Chapel;
3. On any grounds that are owned, leased, occupied, or operated by the Village of Wesley Chapel;

**C. Signage:**

1. Persons in charge of buildings or grounds identified in Section B shall post signs at all entrances and exits explaining the prohibition of tobacco use.
2. Persons in charge of vehicles identified in Section B shall post signs in the

vehicles explaining the prohibition. The signs must be displayed in areas where passengers will be able to see the signs but the placement of the signs must not interfere with the safe operation of the vehicle.

3. Signs must state that tobacco use is prohibited and the sign must include the international "No Smoking and Smokeless Tobacco" symbol (which consists of a pictorial representation of a burning cigarette and smokeless tobacco product enclosed in a red circle with a red bar across it).
4. Signs must be of sufficient size to be clearly legible to a person of normal vision throughout the areas they are intended to mark, be conspicuously posted and must not be obscured in any way.

**D. Enforcement and Penalties;**

1. Violations by employees – employees who violate this ordinance shall be subject to sanctions consistent with Village human resources policies.
2. Violations by other persons – Any person who, following oral or written notice by the person in charge of the area or the person's designee, continues to smoke or to use tobacco products in an area where smoking or tobacco use is prohibited by Section B commits an infraction. Pursuant to Section 130A-498(c1) of the North Carolina General Statutes, the person committing the infraction may be punished by a fine of not more than fifty dollars (\$50.00) and may not be assessed court costs. Conviction of an infraction under this section has no consequence other than payment of a penalty.
3. Any amendments to the enforcement or penalty provisions listed in NC G.S. 130A-498(c1) apply to this ordinance.

**11. DISCUSS REQUEST FROM POTTERS TRACE HOA TO CONSIDER ESTABLISHING A TEEN CURFEW**

Council Member Plyler said perhaps Potters Trace could create their own curfew if they want one. Council Member Rosoff thought it was parents' responsibility. Tessie Morris, Chair of the Safety Committee, commented that she agreed with the idea, and thought there are problems at the shopping center. Council Member Brotton suggested we compile some information on what other towns do, and Administrator Bennett will check with the deputy on how the policing would be handled.

**12. CONSIDER APPROVAL OF RESOLUTION 2012-08 REQUESTING REPEAL OF 45 MILES PER HOUR SPEED LIMIT AND DECLARATION OF 35 MILES PER HOUR SPEED LIMIT ON SR 1008 FROM A POINT .19 MILE SOUTH OF SR 1329 (BILLY HOWEY ROAD) NORTHWARD TO A POINT .1 MILE NORTH OF SR 1329 (BILLY HOWEY ROAD)**

**13. CONSIDER APPROVAL OF RESOLUTION 2012-09 REQUESTING REPEAL OF 45 MILES PER HOUR SPEED LIMIT AND DECLARATION OF 35 MILES PER HOUR SPEED LIMIT ON SR 1008 FROM SR 3608 (LINDEN GLEN DRIVE) NORTHWARD TO SR 1337 (UNDERWOOD ROAD)**

Items 12 and 13 were considered together. Administrator Bennett explained that DOT placed the speed limit signs in the wrong places; the locations did not match what the ordinances said. We had asked for a larger zone to be 35 miles per hour; however we cannot change the speed limit unless DOT requests it, and they had only approved that speed in a small area. This is an attempt to request that DOT expand the area where there is a 35 mph speed limit. There was some confusion on this; however DOT had put the signs in the wrong places, and when they realized it, they moved them. The signs now match the locations of the speed zone in the approved ordinances. Administrator Bennett will send out the ordinances we enacted previously. Council Member Brotton moved to approve Resolution 2012-08 and Resolution 2012-09, incorporated herein. Council Member Plyler seconded the motion.

The motion passed unanimously.

**Village of Wesley Chapel Resolution 2012-08  
REQUESTING REPEAL OF 45 MILES PER HOUR SPEED LIMIT AND  
DECLARATION OF 35 MILES PER HOUR SPEED LIMIT ON SR 1008 FROM A  
POINT .19 MILE SOUTH OF SR 1329 (BILLY HOWEY ROAD) NORTHWARD TO A  
POINT .1 MILE NORTH OF SR 1329 (BILLY HOWEY ROAD)**

WHEREAS the Village Council of the Village of Wesley Chapel is concerned for the safety, health and welfare of the citizens of the Village of Wesley Chapel as well as for those who visit our Village; and

WHEREAS the Village Council recognizes that along with the new shopping centers and adjacent subdivisions at or near the intersection of Weddington Road and Waxhaw-Indian Trail Road, additional traffic has been generated as evidenced in the traffic studies contained in the Local Area Regional Transportation Plan report, and

WHEREAS the Wesley Chapel Volunteer Fire Department station which responds to emergency calls is also located in the area of the intersection, and

WHEREAS blind curves in the area result in poor sight distance;

NOW THEREFORE BE IT RESOLVED that the Village of Wesley Chapel requests the existing speed limit of 45 miles per hour be repealed, and the following speed limit be declared:

Speed Limit	Route	Description
35	SR 1008	SR 1008 (Waxhaw-Indian Trail Road), from a point 0.19 mile south of SR 1329 (Billy Howey Road), northward to a point 0.17 mile south of NC 84.

Approved this 16th day of October, 2012.

\_\_\_\_\_  
Mayor Brad Horvath

Attest:

\_\_\_\_\_

2012.10.16 minutes

Village Clerk Cheryl Bennett

**Village of Wesley Chapel Resolution 2012-09  
REQUESTING REPEAL OF 45 MILES PER HOUR SPEED LIMIT AND  
DECLARATION OF 35 MILES PER HOUR SPEED LIMIT ON SR 1008 FROM  
SR 3608 (LINDEN GLEN DRIVE) NORTHWARD TO SR 1337 (UNDERWOOD  
ROAD)**

WHEREAS the Village Council of the Village of Wesley Chapel is concerned for the safety, health and welfare of the citizens of the Village of Wesley Chapel as well as for those who visit our Village; and

WHEREAS the Village Council recognizes that along with the new shopping centers and adjacent subdivisions at or near the intersection of Weddington Road and Waxhaw-Indian Trail Road, additional traffic has been generated as evidenced in the traffic studies contained in the Local Area Regional Transportation Plan report, and

WHEREAS the Wesley Chapel Volunteer Fire Department station which responds to emergency calls is also located in the area of the intersection, and

WHEREAS blind curves in the area result in poor sight distance;

NOW THEREFORE BE IT RESOLVED that the Village of Wesley Chapel requests the existing speed limit of 45 miles per hour be repealed, and the following speed limit be declared:

<u>Speed Limit</u>	<u>Route</u>	<u>Description</u>
35	SR 1008	SR 1008 (Waxhaw-Indian Trail Road), from SR 3608 (Linden Glen Drive), northward to SR 1337 (Underwood Road)

Approved this 16<sup>th</sup> day of October, 2012.

\_\_\_\_\_  
Mayor Brad Horvath

Attest:

\_\_\_\_\_  
Village Clerk Cheryl Bennett

14. DISCUSSION ON SALE OF MALT BEVERAGES IN THE VILLAGE  
Mayor Pro Tem Ormiston noted the wording of the 2002 referendum prohibits beer by the glass unless at hotels, motels and restaurants. We have not been approached officially by anyone, but 201 Central was not able to sell beer by the glass at their new store. Council Member Brotton

2012.10.16 minutes

noted there does not seem to be an official definition of a kitchen, nor a restaurant. Administrator Bennett will let Chuck Adams know if the store wants to comment or complain about this, to do so in writing to the Village.

15. COUNCIL COMMENTS

Mayor Pro-tem Ormiston stated she would have liked to have seen the town hall go out for re-bid, she didn't think it would have hurt, and it might have produced a lower cost.

16. ADJOURNMENT

Council Member Brotton made a motion to adjourn; Council Member Rosoff seconded the motion.

The motion passed unanimously.

Respectfully submitted,

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Cheryl Bennett, Clerk

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Mayor Brad Horvath