

**ACTS OF COUNCIL
OCTOBER 11, 2004
7:00 P.M.**

The Mayor and Council of the Town of Pine Mountain sat in a regular session on the evening of October 11, 2004 at 7:00 P.M. in the Town Hall.

Mayor Joe D Teel, Jr presided with Councilpersons Tamara M Pierce, Andrew J Kober, James W Trott and Barbara Bell Ewell in attendance. W Mitchell Chason was not in attendance.

REZONING

Mayor Teel presented the application to amend the text of the Pine Mountain Zoning Ordinance as follows:

Amend Article IV, Section 2, Page 26, "Permitted Uses by Zoning District" to include a new line item that would provide the ability, with approval of a Special Use Permit by the Town Council, for property owners of single-family residences located within R-3 zoning districts to use their homes for temporary lodging such as short-term (daily and weekly) vacation rentals, such permitted uses to comply with amended supplementary regulations in Article IV, Section 10.

In order to establish regulations for the use of single-family residential structures located within R-3 Zoning Districts as temporary (daily and weekly rentals) lodging facilities, the following is recommended as an addition to Article VI-Supplementary Use Regulations, page 57, of the Zoning Ordinance of Pine Mountain to read as follows:

Section 10 - Temporary Lodging

The use of single-family residential structures located within R-3 Zoning districts as temporary (daily and weekly rentals) lodging facilities shall comply with the following:

1. Each individual residential structure to be used for temporary lodging shall require a Special Use Permit approved by the Town Council of Pine Mountain.
2. Use is restricted to housing. The operation of or the conducting of any other business activity is expressly prohibited.
3. The primary structure shall meet all requirements for minimum lot requirements, maximum lot coverage, and minimum setback requirements for R-3 zoning districts.
4. The structure may not be enlarged without prior approval from the Pine Mountain Town Council.

5. No additional structures (including buildings, courts, pools, fields, play area, or accessory structures of any kind) shall be added to the site without prior approval from the Pine Mountain Town Council.
6. Other than a single, non-lighted sign used to identify the property and sized no greater than four square feet, no signage shall be allowed on the house or on the property.
7. No lighting may be used on the structure or on the property sufficient to illuminate an adjacent residential property beyond a level considered normal residential lighting.
8. Accessory uses and structures shall comply with Article IV, Section 6 of the Pine Mountain Zoning Ordinance.

An application was presented by Curtis J Moore for a Special Use Permit for owners of single-family residences located within R-3 zoning districts to use the home for temporary lodging.

Mr Kober made a motion to approve the application to amend the text of the Pine Mountain Zoning Ordinance and Mr Moore's application for a Special Use Permit.

Mr Trott seconded the motion.

Ms Ewell and Ms Pierce voted in favor of the motion.

ACTS OF COUNCIL

Ms Pierce made a motion to approve the Acts of Council for the September meeting(s) as written.

Mr Kober seconded the motion.

Ms Ewell and Mr Trott voted in favor of the motion.

FINANCIAL REPORT

There was no financial report for the month of September due to computer problems.

PINE MOUNTAIN TOURISM

Ms Arnold announced that Pine Mountain was featured on the website www.vacationplanning.net.

Ms Arnold presented the tracking report for the month of September.

AMENDMENT TO RETIREMENT POLICY-2nd Reading

Mayor Teel presented the amendment to the adoption agreement; In-Service Distributions. The agreement would allow retirees to work part-time 20 hours or less.

Mr Trott made a motion to approve the amendment.

Ms Ewell seconded the motion.

Mr Kober and Ms Pierce voted in favor of the motion.

CHRISTMAS PARADE

Anthony McKee announced that the Christmas Parade will be held on Saturday, December 4th, at 1:00 P.M. He requested that the Town write a letter to D.O.T. requesting permission to have the parade on Highway 27 to the Super Dollar Store.

Mayor Teel advised Mr McKee to have a copy of the Chambers' liability policy sent to the Town Hall.

Mr Trott made a motion that the letter be written to D.O.T.

Ms Pierce seconded the motion.

Mr Kober and Ms Ewell voted in favor of the motion.

BEER & WINE LICENSE-MANDELLA'S (FLEET EDWIN ESTESS)-1st READING

Mayor Teel presented the 1st reading for beer and wine license for Mandella's in the name of Fleet Edwin Estess.

INSURANCE POLICY

Mayor Teel presented the two (2) quotes for the Town's Insurance as follows:

1) Selective Insurance-\$35,076.28

2) St Paul Insurance-\$37,422.00

Ms Ewell made a motion to accept the quote from Selective Insurance at \$35,076.28.

Mr Trott seconded the motion.

Mr Kober and Ms Pierce voted in favor of the motion.

CONTRACT-UTILITY SERVICE COMPANY (WATER TANK REFINISHING)

The contract for Utility Service Company was presented.

Mr Kober made a motion to allow Mayor Teel to sign the contract for Utility Service Company once reviewed by the Town Attorney.

Mr Trott seconded the motion.

Ms Ewell and Ms Pierce voted in favor of the motion.

GRANT REQUEST

Mrs Dawson came before the council to request the Town formally apply for the \$100,000 from the U.S. Department of Housing and Urban Development.

Mrs Dawson requested that Council allow Mayor Teel to execute the paperwork for this grant.

Ms Pierce made a motion to approve Mrs Dawson's request.

Mr Kober seconded the motion.

Mr Trott and Ms Ewell voted in favor of the motion.

EXTENDING SIDEWALK FROM SUPER DOLLAR TO BREEZY PINES

Ms Dimple Strother was not in attendance.

ADJOURNMENT

Ms Pierce made a motion that the meeting be adjourned.

Ms Ewell seconded the motion.

Mr Trott and Mr Kober voted in favor of the motion.

Betsy Chapman
Betsy Chapman, CMC

Tamara M Pierce, Tamara M Pierce

Barbara Bell Ewell, Barbara Bell Ewell

James W Trott, James W Trott

Andrew J Kober, Andrew J Kober

not in attendance, W Mitchell Chason