



**Town of Carrboro**

Town Hall  
301 W. Main St.  
Carrboro, NC 27510

**Meeting Minutes**

**Board of Aldermen**

**Tuesday, March 17, 2015**

**7:30 PM**

**Board Chambers - Room 110**

**Present:** Mayor Lydia Lavelle, Alderman Damon Seils, Alderman Bethany Chaney, Alderman Jacquelyn Gist, Alderman Michelle Johnson, Alderman Randee Haven-O'Donnell

**Absent:** Alderman Sammy Slade

**Also Present:** David Andrews, Town Manager, Cathy Wilson, Town Clerk, Nick Herman, Town Attorney

**BILL MADDEN - SUNSHINE WEEK IN NORTH CAROLINA**

Mr. Madden read NCGS 132-1 (b) and stated that his experience requesting public records in Carrboro has not been as idyllic as the General Statute. He was told that he was required to have an ID to obtain any records at the Police Department and that no information would be provided in addition to what was included in the blotter. He stated that he has consulted an attorney and that he will be filing a lawsuit for his records request.

The Town Manager stated that the request was for personnel records and those were not made public only after consultation with the attorney.

Alderman Seils suggested that the Town Manager meet with Mr. Madden to discuss his requests. Alderman Haven-O'Donnell also requested that the Town Attorney meet with them. Alderman Gist suggested that if these discussions do not lead to a resolution, that mediation be considered.

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**EARTH HOUR RESOLUTION**

The purpose of this agenda item was to present a resolution supporting Earth Hour.

**A motion was made by Alderman Chaney, seconded by Alderman Haven-O'Donnell, that this resolution be approved.**

## **A RESOLUTION FOR PARTICIPATION IN EARTH HOUR ON MARCH 28, 2015**

WHEREAS, March 28th, 2015, 8:30 PM has been designated as “Earth Hour” by the World Wildlife Fund as a reminder that, by working together, people can make a positive impact in the fight against climate change;

WHEREAS, Carrboro is joining with others across the country and around the world to raise awareness and demonstrate commitment to addressing climate change by supporting “Earth Hour,” and;

WHEREAS, “Earth Hour” involves something quite simple:—turning off lights for one hour, and otherwise raising awareness and building a global commitment;

WHEREAS, “Earth Hour” is the largest event of its kind in the world;

WHEREAS, Carrboro has joined Cities for Climate Protection, and is committed to reducing greenhouse emissions;

WHEREAS, the Board of Aldermen adopted a climate protection resolution in December, 2009;

THEREFORE, the Carrboro Board of Aldermen, do hereby proclaim, March 28, 2015 from 8:30 – 9:30 p.m. as “Earth Hour” in Carrboro and call upon all residents and businesses of Carrboro to join in supporting the aims and goals of this effort.

FURTHERMORE, the Carrboro Board of Aldermen, do hereby direct staff to send out a public service announcement to publicize “Earth Hour”.

This 17th day of March, 2015.

### **The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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### **ACCEPTANCE OF SILVER-LEVEL BICYCLE FRIENDLY COMMUNITY STATUS AND COMMITMENT TO SUPPORT PURSUIT OF GOLD-LEVEL STATUS**

The Board was asked to accept the plaque designating the Town of Carrboro a Bicycle Friendly Community at the Silver level and to pledge its commitment toward pursuing the Gold level status before the next renewal in 2018.

Alderman Haven-O'Donnell noted the key steps to gold level recognition and pointed out that: 1) continue to expand bike resources for those that are differently challenged 2) for seniors in the community and 3) expand the opportunity for bike rentals in town.

Alderman Gist asked if the Coalition received recognition for the Open Streets Event. Members from the Coalition stated that it was used for ratings but that the rating agency, the League of American

Bicyclists, does not show the breakdown of awarded points.

Mayor Lavelle read the resolution and accepted the award from the League of American Bicyclists.

**A motion was made by Alderman Seils, seconded by Alderman Chaney, that this resolution be approved.**

A RESOLUTION EXPRESSING CARRBORO’S ACCEPTANCE OF SILVER-LEVEL BICYCLE FRIENDLY COMMUNITY STATUS, AND COMMITMENT TO PURSUING GOLD-LEVEL STATUS

WHEREAS, on November 18th, 2014, the League of American Bicyclists designated the Town of Carrboro a Bicycle Friendly Community at the Silver level; and

WHEREAS, Carrboro is the only Silver-level Bicycle Friendly Community in North Carolina; and

WHEREAS, numerous goals outlined in Carrboro Vision2020 speak to the Town’s commitment toward safe and multi-modal transportation options within the Town’s jurisdiction and particularly in the downtown; and

WHEREAS, the Town has received a report card from the League of American Bicyclists noting the Town’s achievements and listing ‘Key Steps to Gold’;

NOW, THEREFORE BE IT RESOLVED by the Board of Aldermen of the Town of Carrboro accepts the Silver-Level Bicycle Friendly Community status from the League of American Bicyclists.

NOW, THEREFORE BE IT FURTHER RESOLVED that the Board of Aldermen of the Town of Carrboro expresses its commitment to pursue Gold-Level Bicycle Friendly Community status before the renewal date in 2018.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:**Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**APPROVAL OF PREVIOUS MEETING MINUTES - MARCH 3, 2015 AND MARCH 10, 2015**

MOTION WAS MADE BY ALDERMAN SEILS, SECONDED BY ALDERMAN JOHNSON TO APPROVE THE MINUTES OF MARCH 3, 2015 AND MARCH 10, 2015, AS AMENDED. VOTE: AFFIRMATIVE ALL, ABSENT ONE (SLADE)

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**REQUEST FOR A CUP PERMIT EXTENSION FOR SHELTON STATION**

The Board was asked to review and consider approving a request for an extension of the date when a Conditional Use Permit would otherwise expire for the Shelton Station CUP. Town staff recommends approval of the request.

**A motion was made by Alderman Seils, seconded by Alderman Johnson, that this resolution be approved.**

A RESOLUTION APPROVING AN EXTENSION OF THE DATE ON WHICH A CUP WOULD OTHERWISE EXPIRE FOR THE SHELTON STATION CUP LOCATED IN THE 400 BLOCK OF NORTH GREENSBORO ST.

WHEREAS, the Carrboro Board of Aldermen approved a Conditional Use Permit for the Shelton Station CUP in the 400 Block of N. Greensboro St on April 2<sup>nd</sup>, 2013; and

WHEREAS, the expiration date for this permit is April 2<sup>nd</sup>, 2015; and

WHEREAS, the Board of Aldermen finds, per Section 15-62(c) of the LUO, that: 1) the CUP has not yet expired, 2) the permit recipient has proceeded with due diligence and in good faith, and 3) conditions have not changed so substantially as to warrant a new application.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the expiration date for the Shelton Station CUP is hereby extended by one year to April 2<sup>nd</sup>, 2016.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**SOLID WASTE ADVISORY GROUP (SWAG) - RECYCLING FEE RECOMMENDATIONS**

The purpose of this item was to allow town and county staff to provide an overview of recycling program funding options prior to Assembly of Governments meeting on March 26, 2015

George Seiz, the Town's Public Works Director, made the staff presentation.

Gayle Wilson, the County's Public Works Director, presented the second half of the staff presentation.

Mayor Lavelle noted that it is anticipated that all county residents will receive a rollout recycling container.

Alderman Gist expressed concern that the owners of apartment complexes may pass on the fee and

increase the rate for low-income residents. Mr. Wilson stated that they have not had a complaint about billing since 2004. Alderman Seils asked if a tenant of a multi-family apartment can apply individually for the subsidy. The Board stated that they will discuss this with Orange County during the joint meeting on March 26, 2015.

Alderman Haven-O'Donnell asked if there is a way to prevent landlords from price gouging the fee when it is passed on to residents and asked for staff to look into ways to prevent this from happening. Mr. Wilson stated that they can investigate the complaints if they come in but stated that they have not received complaints, regarding this matter, in the past.

Alderman Chaney stated that there should be equity in the provision and costs for county services. She spoke in favor of Option 2 and stated that it does not seem fair to charge the rural areas of the county more for the cost.

Alderman Johnson suggested that Justice United engage with residents regarding their education and understanding of utility bills from their landlords.

Alderman Seils stated that he would like information regarding the eligibility of tenants, rather than owners, for the subsidy program.

**A motion was made by Alderman Seils, seconded by Alderman Haven-O'Donnell, to accept the report. Vote: Affirmative Six, Absent One (Slade)**

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### **UPDATE ON THE WATCH FOR ME NC PEDESTRIAN AND BICYCLE SAFETY CAMPAIGN**

The Board was asked to receive an update on Watch for Me NC, a statewide pedestrian and bicycle safety campaign led by the NCDOT Division of Bicycle and Pedestrian Transportation and UNC's Highway Safety Research Center, and consider a resolution establishing Town participation in year three of the campaign.

Bergen Watterson, the Town's Transportation Planner, made the staff presentation.

Alderman Gist stated that she would like to see more emphasis on bicyclists following the rules of the law.

Alderman Haven-O'Donnell stated that the North Greensboro/Shelton Street crosswalk needs a flashing light in the middle of the street for pedestrian crossing. She also asked that pedestrians be educated on proper rules of the law and for staff to think creatively about reaching pedestrians.

Alderman Chaney stated that explaining "what it means to be in the crosswalk" would be helpful.

Alderman Johnson stated that the crosswalk at Short Street and Greensboro is very dangerous to cross the streets and that people are driving faster than the speed limits.

Alderman Seils stated that improvements will be made after the Shelton Station development is constructed. He asked if DOT has changed their policy on installing flashers at crosswalks.

**A motion was made by Alderman Haven-O'Donnell, seconded by Alderman Seils, that this resolution be approved.**

A RESOLUTION SUPPORTING THE PARTICIPATION IN THE WATCH FOR ME NC  
PEDESTRIAN/BICYCLE SAFETY CAMPAIGN IN COOPERATION WITH THE NORTH  
CAROLINA DEPARTMENT OF TRANSPORTATION

WHEREAS, Carrboro Vision 2020 states that the “safe and adequate flow of bus, auto, bicycle and pedestrian traffic within and around Carrboro is essential” (Policy 4.0); and

WHEREAS, the Comprehensive Bicycle Transportation Plan recommends, among other educational and enforcement activities, developing bicycle safety educational materials, enforcing unsafe behavior, producing education messages in distributions and media, and developing training sessions for local law enforcement (Ch. 4); and

WHEREAS, the Mayors’ Challenge for Safer People, Streets calls for communities to ‘educate and enforce proper road use behavior by all’ (Activity 7); and

WHEREAS, the Town of Carrboro recognizes the importance of educating pedestrians, bicyclists and drivers on how to share the road safely; and

WHEREAS, the North Carolina Department of Transportation and UNC’s Highway Safety Research Center are leading a statewide pedestrian and bicycle safety campaign, known as Watch for Me NC; and

WHEREAS, the North Carolina Department of Transportation and the Highway Safety Research Center are seeking commitment from North Carolina communities for involvement in the Watch for Me NC 2015 campaign; and

WHEREAS, the Watch for Me NC campaign would provide safety education for pedestrians, cyclists and drivers through various strategies; and provide training to officers to support enforcement activities and provide information for campaign evaluation.

NOW THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Board of Aldermen pledges, in cooperation with the North Carolina Department of Transportation, to participate in the 2015 Watch for Me NC campaign.

BE IT FURTHER RESOLVED that the Planning Department, Police Department, and other departments if directed by the Town Manager, are directed to coordinate with staff from other municipalities and stakeholders involved in the Watch for Me NC campaign as necessary to ensure successful participation.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**REQUEST FOR A MINOR MODIFICATION TO THE CARR MILL MALL CUP**

The Board was asked to consider approving a Minor Modification to the Carr Mill Mall CUP allowing for the removal of a well house building.

Jeff Kleaveland, the Town's zoning and development review administrator, made the staff presentation. He noted that the historic pump house was damaged by a truck.

Alderman Chaney asked if someone is responsible for updating the National Register.

At the request of Alderman Seils, the photographs of the damaged pump house have been included as Exhibit A to the minutes.

**A motion was made by Alderman Chaney, seconded by Alderman Seils, that this resolution be approved.**

A RESOLUTION APPROVING A MINOR MODIFICATION TO THE CARR MILL MALL  
CONDITIONAL USE PERMIT TO ALLOW FOR REMOVAL OF A WELLHOUSE STRUCTURE  
FROM THE PROPERTY

WHEREAS, the Carrboro Board of Aldermen approved a Conditional Use Permit for Carr Mill Mall;  
and

WHEREAS, Mr. Nathan Milian has requested permission to remove a wellhouse structure from the property because of damage done to the structure by a large vehicle; and

WHEREAS, Town Staff has determined that this request constitutes a Minor Modification to the Conditional Use Permit; and

WHEREAS, the criteria in the Town's Land Use Ordinance related to Minor Modifications have been met.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Minor Modification to the Carr Mill Mall Conditional Use Permit is hereby approved.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**REQUEST FOR A MINOR MODIFICATION TO THE SHELTON STATION CUP**

Mark Mosier, on behalf of Shelton Station, LLC, requested a Minor Modification to the Shelton Station Conditional Use Permit (CUP). The Board was asked to review, deliberate and make a decision regarding the applicant’s request.

Jeff Kleaveland, the Town's Zoning and Development Specialist, made the staff presentation.

Alderman Gist stated that she would like to see the crosswalk issue resolved before Horizon's moves into the location.

**A motion was made by Alderman Seils, seconded by Alderman Chaney, that this resolution be approved.**

A RESOLUTION APPROVING A MINOR MODIFICATION TO THE SHELTON STATION MIXED USE CONDITIONAL USE PERMIT PROJECT LOCATED IN THE 400 BLOCK OF N. GREENSBORO ST. FOR REVISION TO THE ORIGINALLY APPROVED SITE PLAN THEREBY REDUCING THE SIZE OF THE MULTIFAMILY BUILDING (BUT NOT THE NUMBER OF UNITS) IN ORDER TO REPOSITION ONE OF THE PARKING BAYS FURTHER EASTWARD SO AS TO PROVIDE OUTDOOR “PROGRAM SPACE” FOR THE COMMERCIAL BUILDING.

WHEREAS, the Carrboro Board of Aldermen approved a Conditional Use Permit for the Shelton Station CUP on April 2, 2013; and

WHEREAS, the Town of Carrboro desires to see developments constructed in the Town’s jurisdiction in a responsible and marketable manner; and

WHEREAS, Town Staff has determined that this request constitutes a Minor Modification to the Conditional Use Permit; and

WHEREAS, the applicant has met the criteria in the Town’s Land Use Ordinance related to Minor Modifications.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Minor Modification to the Shelton Station Conditional Use Permit is hereby approved.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**REQUEST-TO-SET A PUBLIC HEARING ON LAND USE ORDINANCE AMENDMENTS TO CREATE A NEW M-3-CU SPECIAL LIGHT MANUFACTURING DISTRICT**

The purpose of this item was for the Board to consider amending the Land Use Ordinance to create a new M-3-CU special light manufacturing conditional use district.

Tina Moon, the Town's Planning Administrator, made the staff presentation.

Runyon Woods stated that the bollards will be left up to results from the community conversations but that they have not asked for them to be removed.

MOTION WAS MADE BY ALDERMAN SEILS, SECONDED BY ALDERMAN CHANEY TO AMEND THE PREVIOUSLY ADOPTED MINUTES OF THE BOARD'S JUNE 24, 2014, MEETING BY CORRECTING USE CLASSIFICATION 16.000 TO USE CLASSIFICATION 16.100 ON PAGE 18; AND ACCORDINGLY TO CORRECT THE TABLE OF PERMISSIBLE USES BY ADDING THE LETTER "S" OPPOSITE USE CLASSIFICATION 16.200 UNDER THE M-1 DISTRICT COLUMN TO INDICATE THAT THIS USE IS PERMISSIBLE WITH A SPECIAL USE PERMIT IN THAT DISTRICT. VOTE: AFFIRMATIVE ALL, ABSENT ONE (SLADE)

Alderman Haven-O'Donnell asked that Alderman Slade's request for the Town to look into amending the ordinance to require or prefer the use of LED lighting in developments.

**A motion was made by Alderman Haven-O'Donnell, seconded by Alderman Gist, that this resolution be approved.**

A RESOLUTION SETTING A PUBLIC HEARING ON AN ORDINANCE AMENDING THE CARRBORO LAND USE ORDINANCE TO CREATE A NEW M-3-CU SPECIAL LIGHT MANUFACTURING DISTRICT

WHEREAS, the Board of Aldermen seeks to provide ample opportunities for the public to comment on proposed amendments to the Land Use Ordinance;

NOW, THEREFORE BE IT RESOLVED that the Board of Aldermen sets a public hearing on April 28, 2015, to consider adopting "An Ordinance Amending the Carrboro Land Use Ordinance to Create a new M-3-CU special light manufacturing district."

BE IT FURTHER RESOLVED that the draft ordinance is referred to Orange County, the Town of Carrboro Planning Board and the following Town of Carrboro advisory boards and commissions for consideration and recommendation prior to the specified public hearing date: Appearance Commission, Transportation Advisory Board, Environmental Advisory Board, Economic Sustainability Commission.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**REQUEST-TO-SET A PUBLIC HEARING ON THE CUP/CONDITIONAL USE DISTRICT REZONING AT 501 SOUTH GREENSBORO STREET**

The Town received applications for an M-3-conditional use rezoning (M-3-CU) and a conditional use permit (CUP) to allow for the construction of a mixed-use development including restaurants on the property located at 501 South Greensboro Street, also known the former Rogers-Triem site. Prior to reaching a decision on these requests the Board of Aldermen must receive public input. A hearing date of April 28, 2015, was identified.

Tina Moon, the Town's Planning Administrator, made the staff presentation.

**A motion was made by Alderman Johnson, seconded by Alderman Seils, that this resolution be approved.**

**A RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED CUP/CONDITIONAL USE DISTRICT REZONING AT 501 SOUTH GREENSBORO STREET**

**WHEREAS**, the Carrboro Board of Aldermen seeks to provide ample opportunities for the public to comment on proposed projects; and

**WHEREAS**, an application has been received for a Conditional Use Permit/Conditional Use District Rezoning for the property located at the base of South Greensboro Street, known as 501 South Greensboro Street; and

**WHEREAS**, the application includes a petition to rezone the property at 501 South Greensboro Street (Orange County PIN #9778-93-0728) from M-1 to M-3-Conditional Use.

**NOW, THEREFORE BE IT RESOLVED** by the Carrboro Board of Aldermen that the Aldermen call a public hearing on April 28, 2015 to discuss the rezoning petition and the proposed project at 501 South Greensboro Street.

**BE IT FURTHER RESOLVED** that the rezoning petition and conditional use permit application is referred to the Town of Carrboro Planning Board and the following Town of Carrboro advisory boards and commissions for consideration and recommendation prior to the specified public hearing date: Appearance Commission, Transportation Advisory Board, Environmental Advisory Board, Economic Sustainability Commission.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**RESOLUTION IN OPPOSITION TO OFFSHORE EXPLORATION AND PRODUCTION OF PETROLEUM RESOURCES ON THE CONTINENTAL SHELF OFF THE COAST OF NORTH CAROLINA**

**Motion was made by Alderman Haven-O'Donnell, seconded by Alderman Gist, to approve the resolution below:**

RESOLUTION IN OPPOSITION TO OFFSHORE EXPLORATION AND PRODUCTION OF PETROLEUM RESOURCES ON THE CONTINENTAL SHELF OFF THE COAST OF NORTH CAROLINA

**WHEREAS**, the Town of Carrboro is committed to being a sound steward of the environment with the stated goal to “lead by example”; and

**WHEREAS**, in 2001, the Town of Carrboro joined the Cities for Climate Protection program and is committed to pursuing initiatives to decrease dependence on fossil fuels, implement energy efficiency, and expand the use of alternative energy sources; and

**WHEREAS**, the Carrboro Board of Aldermen has implemented energy efficiency and climate action initiatives, reducing municipal emissions and the Town’s carbon footprint; and

**WHEREAS**, in his February 2013 State of the State address, Governor McCrory reaffirmed his commitment to “immediate action to begin drilling off [the] Atlantic coast,” a commitment that calls for a strong response by North Carolina’s coastal communities, environmental conservation organizations, and all interested persons and businesses to stand firmly in opposition to this serious economic and environmental threat; and

**WHEREAS**, the Town of Carrboro stands with her sister coastal municipalities in their pursuit of shoreline protection and preservation; and

**WHEREAS**, exploratory and commercial drilling, extraction, and transportation of offshore oil and gas resources pose a significant risk of spill; and

**WHEREAS**, offshore drilling requires substantial onshore infrastructure, such as pipelines and/or refineries, which will further risk the health and safety the environment, character and natural beauty of North Carolina’s coast; and

**WHEREAS**, it is known that the 20 counties that comprise North Carolina’s coastal region generate more commercial and personal income, public revenues, and employment opportunities than the petroleum and natural gas industry is estimated to generate for the State, specifically,

1. In 2013 a record \$20.2 billion in domestic visitor/tourism spending was realized in North Carolina; and
2. Out of the 100 counties in the State of North Carolina, in terms of travel expenditures, three of the top 10 counties, in 2012, are coastal counties; and
3. Direct tourism employment in North Carolina is approximately 197,700 persons, with direct tourism payroll of \$4.6 billion; and
4. Visitors to North Carolina generated more than \$3 billion in federal, state and local taxes in 2013; and

5. The National Marine Fisheries Service reported fish landings in 2012 in North Carolina to be worth \$72,905,625; and
6. Because of North Carolina's tourism industry, each North Carolina household saves \$435 in state and local taxes as a direct result of visitor spending in the state; and

**WHEREAS**, in 2013, Dr. Mike Walden, William Neal Reynolds Professor of Agriculture and Resource Economics study, "The Economic Potential from Developing North Carolina's Onshore and Offshore Energy Resources" found that offshore drilling would generate \$181 million in annual income, over a seven-year build up period; and

**WHEREAS**, were North Carolina to pursue the industrialization of the oceans beyond the first seven years, over a 30- year period estimates suggest that offshore drilling would generate \$1.9 billion in income annually, a fraction of the 2013 record \$20.2 billion in domestic visitor and tourism dollars spent on the North Carolina coast; and

**WHEREAS**, visitors from all over the world come to enjoy the natural beauty of our clean beaches, salt and freshwater marshes, inlets, estuaries and tributaries; and

**WHEREAS**, North Carolina is rich in natural areas that provide sanctuary, nesting and breeding grounds for diverse groups of migratory birds, turtles, dolphin, whales, fish and other wildlife; and

**WHEREAS**, North Carolina's coastal waters and natural habitats provide the world with some of the best wild-caught seafood, renowned for its freshness and exceptional quality; and

**WHEREAS**, the inherent risks to North Carolina's 320 miles of valued coastline from offshore oil and natural gas exploration and drilling have the potential to irrevocably harm our natural environment, our economic well-being and our overall quality of life, evidenced by considering just two massive oil spills in waters contiguous to the United States:

1. The Exxon Valdez in 1989, which leaked 10.8 million gallons of crude oil into Prince William Sound, causing \$300 million dollars in environmental damage, and causing 32,000 water and fisher people, who made their living mostly on commercial fishing, economic harm, and reduced tourism by 35 percent in southwest Alaska in the year after the spill; and
2. The Deepwater Horizon oil spill in the Gulf of Mexico in 2010, which leaked 205.8 million gallons of crude oil, contaminating 1,100 linear miles of coastline, and causing damage and impact to both the seafood industry and tourism from Louisiana to Florida, across four states; and

**WHEREAS**, in 2010, in response to the Deepwater Horizon oil spill event in the Gulf of Mexico, the North Carolina Legislature and Governor ratified Senate Bill S836, to protect North Carolina waters and coastline with the Oil Spill Liability, Response and Preparedness Act which:

1. Clarifies liability for damages caused by the discharge of natural gas, oil or drilling waste into state coastal fishing waters or offshore waters;
2. Provide for the review of information required for a proposed offshore fossil fuel facility in order to determine consistency with state guidelines for the coastal area;
3. Direct the Coastal Resources Commission to review existing laws and regulations that pertain to offshore energy exploration and production in light of the explosion, sinking and subsequent discharge of oil from the British Petroleum Deepwater Horizon offshore drilling rig;
4. Direct the Department of Crime Control and Public Safety to immediately review and update the state oil spill contingency plan in order to prepare the state in the event that oil discharged from the

British Petroleum Deepwater Horizon offshore drilling rig is transported by currents or other mechanisms to the North Carolina coast.

5. Direct the Department of Environment and Natural Resources to review limitations on recovery by the state for damage to public resources and for the cost of oil or other hazardous substance cleanup established pursuant to G.S. 143-215.89; and

**WHEREAS**, it stands to reason that as the state of North Carolina has determined and legislated that it is necessary to the safety, health and welfare of the state to protect our coast from oil exploration and production generated in the Gulf of Mexico, further, it should protect and preserve her coastline and adjoining continental shelf from petroleum exploration and production; and

**NOW, THEREFORE, BE IT RESOLVED**, the Carrboro Board of Aldermen is opposed to the exploration and production of petroleum resources on the continental shelf or elsewhere off the coast of North Carolina; and

**BE IT FURTHER RESOLVED** the Board of Aldermen stands in solidarity with North Carolina coastal communities and communities who may be affected by the onshore infrastructure supporting offshore exploration and drilling and who may suffer long-term social, economic and environmental impacts from offshore exploration and production of petroleum resources on the continental shelf off the coast of North Carolina.

**BE IT FURTHER RESOLVED** the Board of Aldermen calls upon all North Carolina municipal and county governing bodies of North Carolina to pass similar resolutions to this one and that the Triangle J Council of Governments and the League of Municipalities join in this effort.

**BE IT FURTHER RESOLVED** the Board of Aldermen urges Governor McCrory and the entire North Carolina General Assembly to oppose offshore petroleum production policies that risk the health, safety and sound environmental stewardship of North Carolina's coastline whose natural beauty attracts a proven tourism-driven economy.

This the 17th day of March 2015.

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Chaney, Alderman Gist, Alderman Haven-O'Donnell, Alderman Johnson and Alderman Seils

**Absent:** Alderman Slade

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**ADJOURNMENT**

MOTION WAS MADE BY ALDERMAN SEILS, SECONDED BY ALDERMAN JOHNSON TO ADJOURN THE MEETING. VOTE: AFFIRMATIVE ALL, ABSENT ONE (SLADE)