

Mayor J. Paul Kilgore, Jr. called a regular monthly meeting of the Amherst Town Council to order on July 10, 2013 at 7:00 P.M. in the Council Chambers of the Town Hall at 186 S. Main Street. Council members Kenneth Bumgarner, Mike Mozingo, Rachel Thompson, Kenneth Watts and Richard Wydner were present. Town Manager Jack Hobbs, Police Chief Kelvin Brown, Town Attorney Tom Berry, Director of Public Utilities Tom Fore and Office Manager Colan Davis were present.

Father Daniel Kelly from St. Francis of Assisi Parish gave an invocation.

A duly advertised public hearing on an ordinance that would have the effect of amending the Town Code and permitting small townhouse developments in the R-1 (by special use permit) and R-2 (by right) zoning districts was opened at 7:08 P.M.

The Town Manager gave a report on the proposed ordinance.

Mr. Jesse Wasserman, Foxfield Run, expressed concern regarding the change in R-1. There being no one further who wished to speak, the hearing was closed at 7:10 P.M. Mr. Watts made a motion that was seconded by Mr. Bumgarner and approved 5-0 to approve the ordinance for R-2 only. Messrs. Bumgarner, Mozingo, Thompson, Watts and Wydner voted "Aye". A copy of the adopted ordinance is attached and made a part of these minutes.

At 7:27 P.M. a public meeting on a sewer project funding application to the United States Department of Agriculture/Rural Development was opened. Mr. Cliff Hart, Garland Ave., recommended the Town approve this application. Mr. Jesse Wasserman, Foxfield Run, expressed concern about making sure the interest rate was a fixed rate. There being no one further who wished to speak, the public meeting was closed at 7:30 P.M. Mrs. Thompson made a motion that was seconded by Mr. Wydner and approved 5-0 to authorize the funding application and required additional engineering work on the planning study. Messrs. Bumgarner, Mozingo, Thompson, Watts and Wydner voted "Aye".

The Town Manager gave a report on the property at 174 S. Main Street. Mr. Watts made a motion that was seconded by Mr. Mozingo and approved 5-0 to authorize the Mayor to execute the option to purchase the property. Messrs. Bumgarner, Mozingo, Thompson, Watts and Wydner voted "Aye".

Mr. Bumgarner made a motion that was seconded by Mrs. Thompson and approved 5-0 to approve the minutes from the June 12 and 17, 2013 meetings. Messrs. Bumgarner, Mozingo, Thompson, Watts and Wydner voted "Aye".

Mrs. Thompson discussed the fiscal impact of the payroll cycle decisions made at the June meeting. The Council agreed to continue its discussion of the matter at its August meeting. The Finance and IT Committee was asked to review the necessity of the WiFi tower.

On behalf of the Community Relations Committee, Mr. Watts discussed a potential Town map project.

The Town Manager gave a report on the state's long term disability plan opt-out deadline and indicated that this would need to be a topic at the Council's August meeting.

A worksession on capital improvement projects was scheduled for August 6, 2013 at 2:00 P.M.

The Utilities Committee was asked to study factors associated with water cut-on charges and water/sewer standby charges.

Mr. Bumgarner made a motion that was seconded by Mr. Watts and approved 5-0 to adjourn the meeting at 8:45 P.M. until August 6, 2013 at 2:00 P.M.

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J. Paul Kilgore, Jr.  
Mayor

Attest: \_\_\_\_\_  
Clerk of Council

**AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF AMHERST BY AMENDING TABLE 7.1 IN CHAPTER 18.1 TO ALLOW TOWNHOUSE DEVELOPMENTS WITH NO MORE THAN FOUR UNITS AS A PERMITTED USE IN THE GENERAL RESIDENTIAL DISTRICT R2.**

Be it Ordained by the Council of the Town of Amherst:

- 1. That the Code of the Town of Amherst is hereby amended to create a new use category by amending Table 7.1 of Chapter 18.1 of the Town Code by inserting the following language in the Residential Uses section:*

A-1	R-1	R-2	T-1	R-3	R-4	B-1	CBD	B-2	E-1	M-1	Description of Use
<b>RESIDENTIAL USES</b>											
		P									Townhouses, as provided in Section 912 herein, with no more than four townhouses within any one development.

- 2. That this Ordinance shall be effective on July 10, 2013.*

*This ordinance was adopted on July 10, 2013.*

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Mayor

ATTEST:

\_\_\_\_\_  
Clerk of Council