

MINUTES

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COMMISSIONERS
DECEMBER 7, 1992

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 9:00 a.m. in the Commissioners' Conference Room of the Henderson County Office Building.

Those present were: Chairman J. Michael Edney, Vice-Chairman Vollie G. Good, Commissioner Hugh D. Randall, Commissioner William McKay, Commissioner-Elect Renee Kumor, County Manager David F. Thompson, Assistant County Manager/Finance Director David E. Nicholson, County Attorney Don H. Elkins, and Clerk to the Board Elizabeth W. Corn.

CALL TO ORDER/WELCOME

Chairman Edney called the meeting to order and welcomed all in attendance.

PLEDGE OF ALLEGIANCE

Commissioner McKay led the pledge to the American Flag.

INVOCATION

Rev. Tommy Martin of Mountain View Baptist Church gave the invocation.

SWEARING IN

Tommy Thompson, Clerk of Superior Court, administered the Oath of Office to Commissioner J. Michael Edney and Commissioner-Elect Renee Kumor. Commissioner Edney's wife, Sherri, joined him for the ceremony as did Commissioner-Elect Kumor's husband, Stan.

Tommy Thompson presented the two new Commissioners to the audience. They received applause and congratulatory handshakes from the other Commissioners and staff.

RESOLUTION/Recognition of Charles L. Byrd

Chairman Edney asked Charles Byrd to join him on the platform. Mr. Byrd is the Superintendent of the Hendersonville City School System and has been since 1984. He has recently been named Superintendent of the Year for the State of North Carolina.

The Board of Commissioners honored Mr. Byrd with a Resolution which Chairman Edney read aloud. The Resolution had been framed and was presented to Mr. Byrd amidst applause.

Mr. Byrd offered words of thanks to the Commissioners and to the community for their support of public education.

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ELECTION OF CHAIRMAN AND VICE-CHAIRMAN

Chairman

Chairman Edney offered the floor for nominations for Chairman. Commissioner Randall nominated William McKay. Chairman Edney nominated Vollie Good. Commissioner Good made the motion that the nominations be closed. All voted in favor and the motion carried.

The Clerk polled the Board with the following vote:

Commissioner Randall	William McKay
Commissioner McKay	William McKay
Chairman Edney	Vollie Good
Commissioner Good	Vollie Good
Commissioner Kumor	Vollie Good

Commissioner Good won the vote. Commissioner Edney handed over the gavel and wished him much luck.

Chairman Good's Comments

Chairman Good thanked Commissioner Edney and especially thanked him for the time that he has given to the community while serving as Chairman for the past two years. Chairman Good stated that for the past two years he has been learning and gaining experience as a Commissioner and now he hopes to put that experience to work. Chairman Good stated that he has been and will continue to be available to listen to citizen's concerns for our County and hopes to make Henderson County a better place for all our citizens.

Vice-Chairman

Commissioner McKay nominated Commissioner Edney. Commissioner Kumor made the motion to close the nominations. All voted in favor and the motion carried.

Commissioner McKay made the motion that Mike be elected by acclamation. All voted in favor and the motion carried.

Presentation of Plaque to Commissioner Edney

Chairman Good presented a "Gavel Plaque" to Commissioner Edney as out-going Chairman. Many good words and words of thanks were offered in Mr. Edney's behalf.

CONSENT AGENDA

Commissioner Kumor asked that one item be pulled from the Consent Agenda, item "C" Notifications of Vacancies. This item was removed from the Consent Agenda for later discussion.

A. Minutes of the November 2, 1992 Board Meeting were presented for the Board's review and approval.

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B. Approval of Bonds. The General Statutes require that the Board of Commissioners annually approve the bonds for the Sheriff, Register of Deeds, Tax Collector and Finance Officer. These bonds were automatically renewed in August with Peerless Insurance Company.

The bonds are in the following amounts:

Sheriff	\$100,000.00
Register of Deeds	200,000.00
Tax Collector	200,000.00
Finance Officer	200,000.00

They must be approved by the Board of Commissioners.

C. Removed from the Consent Agenda for later discussion.

D. Tax Releases & Refunds. Robert Baird, County Tax Assessor, presented an accumulation of 125 tax release requests. He has reviewed all the requests and has the supporting documentation on file in his office. He submitted the requests for the approval of the Henderson County Board of Commissioners.

Robert Baird also presented an accumulation of 11 tax refund requests. He has reviewed all the requests and has the supporting documentation on file in his office. He submitted the requests for the approval of the Henderson County Board of Commissioners.

E. Public Hearing Date for Public & Private Road Names. The request came from the Planning Department to set a Public Hearing for Public & Private Road Names for February 1, 1993.

F. Designation of Non-Conflicting N.C. State Road Names. Susan Sneed requested that a list of 48 road names be formally adopted by the Board. They are all non-conflicting road names.

G. Zoning Ordinance Amendments - New Zoning in North Jeter Mountain Area. This request was presented at the last Commissioners' Meeting. The Staff Attorney's recommendation was that this is a new request and should go through the procedure for Zoning Ordinance amendments. It has been to the Planning Board and it would now be appropriate for the County Commissioners to set the Public Hearing for January 4, 1993.

H. Budget Amendment. This was a request from the Health Department because of the Statement of Status for Settlement for Medicaid funds received from the State of North Carolina during Fiscal Year 1987-88. These funds were collected by Henderson County for the Home Health Program operated by the Health Department during that fiscal year. Annually, we prepare a cost report based on our actual expenditures. A settlement must then be made between the State and Henderson County for any difference. The difference for FY 87-88 was \$22,458.00. Mr. Thompson

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recommended approval of the budget amendment, based on the Finance Director's assurance that this is a normally occurring settlement for Medicaid funds.

I. Gerton Fire Department Insurance District Designation. During the process of the Department of Insurance inspection, it was discovered that the Gerton Fire Department does not have a Board Resolution approving their insurance district. Since this is a required document for the 9S fire department rating, it is requested that a resolution from the Board approving the fire district boundary lines for insurance grading purposes be adopted. The Resolution was presented. It is for insurance grading purposes only and is not for setting up districts.

J. Youth Access to Tobacco in N.C. Resolution. It was requested that the Board of Commissioners adopt the presented Resolution which supports closing a "loophole" in current legislation intended to prevent retailers from selling tobacco products to minors. If adopted by the General Assembly, retailers would be required to check the age of customers to be sure that they are not underage before selling them tobacco products. The Board of Health has adopted this Resolution and expressed their concern that legislation should be added which would eliminate access of minors to cigarette vending machines. The Resolution is also being considered by the N.C. County Commissioners' Association.

Commissioner Edney made the motion that the consent agenda be approved subject to item "C" being removed. All voted in favor and the motion carried.

INFORMAL PUBLIC COMMENTS

1. W.R. Bolin - Mr. Bolin spoke briefly regarding the frequency of revaluation of property in the county. He strongly feels that local people should be used.

2. Lori Holbert - Ms. Holbert spoke regarding the Gilreath Loop issue. She favors the two road names Sweetwater Road and Gilreath Loop Road. She opposes the name Old Sweetwater Road for Gilreath Loop Road.

3. Joe Gilreath - Mr. Gilreath also favors Sweetwater Road and Gilreath Loop Road. He presented a petition signed by eleven property owners who wish the name to remain Gilreath Loop Road.

4. Stan Pinewar - Mr. Pinewar favors Gilreath Loop Road.

Short Recess

DISCUSSION/ADJUSTMENT OF AGENDA

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David Thompson moved Discussion Item "C" Tax Refund - Youngblood Transportation to the end of the agenda, after Executive Session.

He also asked that a formal agenda item be added as item "C" Change of Meeting Date for the next scheduled meeting date.

PUBLIC HEARING - Amendment to the Henderson County Zoning Ordinance

Matt Matteson stated that this hearing was properly advertised. The request is for a Bed & Breakfast Inn amendment for the county. This received a favorable recommendation by the Henderson County Planning Board in October.

The County Manager stated that it was important to note that this proposed text amendment would not allow Bed & Breakfast Inns as a permitted use in residential zoning districts by right. A request of this nature would have to be approved by the Henderson County Zoning Board of Adjustment. Although there is no requirement in policy or law that the County Commissioners not act on this at the public hearing, it has traditionally been the case that the Board defer action until the next scheduled meeting.

Commissioner Edney made the motion for the Board to go into Public Hearing. All voted in favor and the motion carried.

Public Comments

1. Ken Hulick - Mr. Hulick is superintendent of the Carl Sandburg Home in Flat Rock. Mr. Hulick favors the Bed & Breakfast amendment.

Commissioner Kumor made the motion to close the Public Hearing. All voted in favor and the motion carried.

After considerable discussion, the consensus of the Board was to defer action and roll this item to the next Commissioners' Meeting.

PUBLIC HEARING - Public & Private Road Names.

Commissioner Kumor made the motion to go into Public Hearing. All voted in favor and the motion carried.

Susan Sneed, E-911 Coordinator, stated that the Public Hearing had been properly advertised. There were 58 public and private road names that had been posted prior to the Public Hearing.

**"A" List - Non-Conflicting Private Streets - New Names
(Undocumented)**

**Forest Acrest Drive
Forest Brook Drive
Harvey Osteen Drive**

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Hattie Osteen Drive (change Drive to Road) Hattie Osteen Road
 Imperial Drive
 Kingdom Place
 Parker Hollow Road
 Robert E. Lee Lane (has been questioned)
 Robert E. Lee Drive (has been questioned)
 Rosebud Lane
 Stanton Drive
 Tanglewood Acres Drive
 Town View Court
 Ward Holler Road
 Wheeler Osteen Lane

There was no one who wished to speak in opposition of these roads.

"B" List - Non-Conflicting Private Streets - Existing Names
 (Documented)

Geneva Lane
 High Peak Road
 Kindy Forest Drive
 Kristy Lane
 Landia Drive
 Leslie Way
 McCraw Road
 McKissick Road
 Mt. Hebron Road
 Nicholson Lane
 Norman Street
 Old Quarry Road
 Orchard Lake Road
 Orchard Mountain Road
 Park Knoll Drive
 Pine Lake Drive
 Roberts Ridge (Renaming Roberts Drive)
 Ruby Drive
 Scott Lane
 Silver Loop
 Sky Lake Drive
 Sky Lane
 Slabwood Lane
 St. Andrews Drive
 Stone Gate Lane
 Sugar Loaf Lane
 Sunrise Drive
 Tulip Trail
 Walters Drive
 Whispering Pines Drive
 White Pine Road
 Windy Hill Drive

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There was no one who wished to speak in opposition of any of the roads on the "B" list.

"C" List - Non-Conflicting State Roads

There were none. All "C" List- Non-Conflicting Road Names were taken care of under the consent agenda.

**"D" List - Conflicting Private Street - Existing Names
(Documented)**

**Viking Trail (Renaming Crest Drive)
Wentworth Court (Renaming Muirfield Court)**

There was no one who wished to speak in opposition of any of the roads on the "D" list.

"E" List - Conflicting State Road

**Balfour Road (SR 1508) (Renaming Capps Road and Ballpark Road)
Barber Road (SR 1111) (Renaming Staton Road)
East Tracy Grove Road (SR 1794) (Renaming Tracy Grove Road)
Glassy Mtn. Lane (SR 1122) (Renaming Glassy Mtn. Road)
Old Mt. Olivet Road (SR 1112)
River Loop Road (SR 1343, 1344) (Renaming River Road and a section
of L.L. Moore Road)
Scarlet Oaks Drive (SR 1208) (sometimes referred to as Dillard Ave.)
South Orchard Road (SR 1792)
Willow Road (SR 1191) (Renaming Willow Mtn. Road)**

Geneva Hagan - Ms. Hagan spoke favoring the name Balfour Road to rename Ballpark Road.

ROBERT E. LEE LANE & ROBERT E. LEE DRIVE

Susan Sneed then addressed Robert E. Lee Lane and Robert E. Lee Drive. These are two streets that are generally in the same area. Both streets are currently using the name Robert E. Lee Drive. One was posted as Lane and one as Drive.

Commissioner McKay stated that he would like to see a map showing these two roads before making a decision since this is a controversial road.

Daryll & Pat Osteen - Did not speak.

Joe Gilreath - Mr. Gilreath stated that he had signed the wrong sheet.

Joanne Turner - Ms. Turner wished to speak re. Gilreath Loop Road.

Martha Lyda - Did not speak.

Martha Owen - Ms. Owen wished to speak re. Gilreath Loop Road.

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Elsie Drake - Ms. Drake stated that she has a 1918 map of Willow Road showing from the railroad crossing to Evans Road.

Lori Holbert - Ms. Holbert wished to speak re. Gilreath Loop Rd.

John Metcalf - Did not speak.

Ron Metzger - Mr. Metzger favored the name Robert E. Lee Drive, does not favor it being changed to Robert E. Lee Lane.

Commissioner Edney made the motion to close the Public Hearing. All voted in favor and the motion carried.

Commissioner McKay made the motion to delay action on these two roads until a map can be reviewed. All voted in favor and the motion carried.

Commissioner McKay made the motion to approve all the lists of road names presented with the exception of Robert E. Lee Lane and Robert E. Lee Drive. All voted in favor and the motion carried.

SWEETWATER ROAD/GILREATH LOOP (SR 1334)

Daryll & Pat Osteen - Did not speak.

Joe Gilreath - Mr. Gilreath stated that the petition he generated (Gilreath Loop Road) that was signed by 11 property owners represented 7,065 feet of road frontage, 60% of the road frontage.

Joann Turner - Mrs. Turner was in favor of keeping the name Gilreath Loop Road.

Martha Owen - Mrs. Owen was in favor of Sweetwater Road, not Gilreath Loop Road.

Martha Lyda - Did not speak.

Lori Holbert - Mrs. Holbert was in favor of Gilreath Loop Road.

Violet Hall - Mrs. Hall lives on SR # 1334 and favors some form of Sweetwater in the road name.

After much discussion, Commissioner McKay made the motion to name SR # 1334 "**GILREATH LOOP ROAD**". All voted in favor and the motion carried. State Road #1334 will be known as Gilreath Loop Road from this day forward.

ANIMAL NUISANCE APPEAL - Wayne & Nancy Quick

Brenda Miller, Director of Henderson County Animal Control, informed the Board that she issued a compliance order to Wayne & Nancy Quick on 11/3/92 due to complaints they received about a chow mix named "Frisbee". Neighbors complained that the dog was running loose and getting into garbage and depositing feces in their yard. Mrs. Miller talked with the Quicks, they refused to put the dog up so she issued a compliance order. Since the compliance order has been issued, they have responded. To her knowledge, Mrs. Miller states they have been keeping the dog under restraint. No more complaints have been received.

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The Quicks called the office this afternoon after 5:00 p.m. and stated that they would not be here for the meeting. They gave no explanation.

Commissioner Edney made the motion for the Board to deny the appeal for failure of the Quicks to appear and prosecute it. All voted in favor and the motion carried.

TAX REFUND - Youngblood Transportation - this item was moved to after the Executive Session.

SALUDA WORKMEN'S COMPENSATION INSURANCE

Rocky Hyder, Fire Marshall, stated that the Saluda Fire Department had requested that Henderson County pay half of their workmen's compensation premiums. They also requested that they be included on the Henderson County policy. This was consistent with what the Board has done in the past in providing workmen's compensation coverage to the fire departments. Saluda Fire District is halved by the Henderson County/Polk County Lines.

Mr. Hyder feels that it would not be fair to Saluda Fire Department or to Henderson County to include them on our policy. It would be much more cost effective to supplement their current policy. N.C. State Law prohibits insurance companies from accessing an experience modification factor on annual policies which are less than \$5,000. Saluda's annual policy is \$1,333. The Henderson County Firefighters policy has an experience modification factor of 3.23 which is a multiplier. If Saluda were to be added to our policy, their \$1,333 annual premium would be multiplied by 3.23 to come up with an annual premium.

Rocky Hyder's recommendation was to subsidize their current policy, giving them \$666.50 annually or 50% of their annual premium.

Commissioner Kumor made the motion to follow the recommendation of the Fire Marshall and pay 50% of the current annual premium for the Saluda Fire Department. All voted in favor and the motion carried.

ETOWAH LIBRARY - Addition and Renovations

Bill Snyder informed the Board that the Library has received a bequest of \$100,000 for Etowah Library improvements. They propose to solve ADA accessibility problems, solve septic system problems, and improve the facility.

He requested that the Board of Commissioners direct the establishment of a Capital Project and approve the hiring of Mr. William O'Cain, AIA to design the project. The Library Board would like to complete the design and specifications by April 1993 and begin construction in late spring or early summer.

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David Thompson reminded the Board that they had previously considered the issue but deferred a decision until a line item cost figure could be presented. He recommended approval of the project up to an amount not to exceed the \$100,000 bequest and approval of Mr. O'Cain preparing bid documents. He also requested that he be allowed to approve change orders up to \$5,000 in-house.

After discussion, Commissioner McKay made the motion to approve the recommendation of the County Manager for an amount not to exceed the funds accrued with this bequest. All voted in favor and the motion carried.

ADOPTION OF SOLID WASTE ORDINANCE

Nippy Page reminded the Board that the Solid Waste Advisory Committee has spent the last couple of months rewriting the Solid Waste Ordinance for Henderson County and presented it to the Board for their consideration. Ms. Page is presently rewriting the Table of Contents. Collection of delinquent fees is not included so a section needs to be incorporated. Mr. Matteson had suggested that some wording in the Ordinance be changed from Mobile Homes to Manufactured Homes.

There was much discussion. Commissioner Edney suggested that they work on incorporating the items discussed today and bring back the final draft for the Board's approval.

APPROVAL OF GRANT OF \$15,910 to SUPPORT A SMOKING CESSATION PROJECT TARGETING PREGNANT WOMEN

The Henderson County Health Department with the approval of the Board of Health, applied for a grant from the Healthy Start Foundation to fund a local project to provide assistance and support for pregnant women who smoke. There is considerable scientific data which indicates that women who smoke during pregnancy have more babies with health problems (fetal deaths, prematurity, and low birth weights) than women who do not smoke.

The grant proposes to encourage and assist pregnant women, as well as members of their household, to stop smoking. This is a one-time demonstration grant with no requirement for matching funds. It will overlap our fiscal years running out in December 1993. No additional personnel will be required.

It was the County Manager's recommendation to approve the request as there is no match requirement from Henderson County.

Commissioner McKay made the motion to approve the request as presented. All voted in favor and the motion carried.

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APPROVAL OF LOCAL BREAST AND CERVICAL CANCER CONTROL PROGRAM AND STATE FUNDING OF \$20,569

The N.C. Division of Adult Health Services is providing funding to all Health Departments to establish or expand programs for screening and early detection of breast and cervical cancer. The program targets women over 40 with family incomes below 200% of the poverty level.

The program will be funded for at least five years. It requires a 25% local match which can be made "in-kind". No additional local funding will be required or requested.

The Health Department will contract for the clinical services which will include a pelvic exam, pap smear, breast exam, and teaching self-breast examination. Mammograms, paid for by the program, must be provided by facilities accredited by the American College of Radiology. The services of a part-time (20%) medical office assistant or licensed practical nurse will be required to handle the paperwork, appointments, follow-up and reporting.

The program has been approved by the Henderson County Board of Health. It will provide important screening services which should reduce the number of deaths caused by cervical and breast cancer in our populations which do not routinely have physical exams and mammograms.

David Thompson reminded the Board that there is no local funding required for the project.

Commissioner McKay made the motion to approve the request as presented. All voted in favor and the motion carried.

ZONING ORDINANCE AMENDMENTS - PUD

Matt Matteson requested that a Public Hearing be set regarding a proposed amendment to the Zoning Ordinance regarding permitting Planned Unit Developments (upon issuance of a Special use Permit in R-40, T-20, T-15 and O & I Zoning Districts). The Planning Board voted five to two to give this request a favorable recommendation.

Commissioner Edney made the motion to set the Public Hearing for February 1 @ 7:00 p.m. here. All voted in favor and the motion carried.

REQUEST FOR REMOVAL OF ROOM TAX PENALTY

David Nicholson informed the Board that Ramada Inn has requested that their late penalty be removed. The request was based on the fact that they mailed their check on October 15 instead of hand

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delivering it. It was not postmarked until October 16. The late penalty was for the minimum which is \$25.

The local act establishing the room tax indicates that the Board of Commissioners may for good cause shown forgive or compromise the late penalty.

Commissioner McKay made the motion to sustain (uphold) the late penalty of \$25.00. All voted in favor and the motion carried.

NOMINATIONS

Nominations were rolled until after Executive Session so possible nominees could be discussed during Executive Session. A list of possible nominees will be generated for public inspection and these nominations will appear for appointment on the next agenda.

CANE CREEK WATER & SEWER DISTRICT

The Board adjourned as the Henderson County Board of Commissioners and convened as the Cane Creek Water & Sewer District.

The Board adjourned as the Cane Creek Water & Sewer District and reconvened as the Henderson County Board of Commissioners.

MUD CREEK WATER & SEWER DISTRICT

The Board adjourned as the Henderson County Board of Commissioners and convened as the Mud Creek Water & Sewer District.

The Board adjourned as the Mud Creek Water & Sewer District and reconvened as the Henderson County Board of Commissioners.

CHANGE OF MEETING DATE

Commissioner Kumor made the motion that the next Commissioners' Meeting be moved from December 16 to December 23 at 9:00 a.m. All voted in favor and the motion carried.

EXECUTIVE SESSION

Commissioner Edney made the motion for the Board to go into Executive Session as allowed under General Statute 143-318.11 to discuss the following matters:

- A. To discuss a personnel matter.
- B. To consider the acquisition of real property.
- C. To consult with the County Attorney to the extent that confidentiality is required.

All voted in favor and the motion carried.

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Commissioner Kumor made the motion for the Board to go out of Executive Session. All voted in favor and the motion carried.

ACTION

Robert Baird discussed a tax release for Stoney Mtn. Baptist Church with the Board in Executive Session.

Commissioner Kumor made the motion to accept the recommendation of the Tax Assessor if the paperwork is in order and grant the tax release request for Stoney Mtn. Baptist Church. All voted in favor and the motion carried.

There being no further business, the meeting was adjourned.

ATTEST:


Elizabeth W. Corn, Clerk


Vollie G. Good, Chairman

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**
100 NORTH KING STREET
HENDERSONVILLE, N.C. 28792-5092
PHONE 704/697-4808
FAX 704/692-9855

J. MICHAEL EDNEY
CHAIRMAN
VOLLIE G. GOOD
F. RICHARD BAKER
HUGH D. RANDALL
WILLIAM MCKAY

DAVID F. THOMPSON
COUNTY MANAGER

RESOLUTION

**NORTH CAROLINA
HENDERSON COUNTY**

Upon motion by Commissioner Edney, **RESOLVED** that the Board of Commissioners of the County of Henderson, approve the boundary lines of the Gerton Fire District for insurance grading purposes only in accordance with the maps and description filed this date with the Board of County Commissioners and recorded in the minutes of the meeting. Said Gerton Fire District being described as follows:

BEGINNING at Point (1) on US 74, 1.2 miles Northwest of Grant Mountain Road (1602); thence in a Northeasterly direction to Point (2) at the end of Middle Fork Road (1606), 1 mile Northwest of its intersection with SR 1605 and continuing Northeasterly to Point (3) at the Henderson-Buncombe County line; thence in a general Southwesterly direction along the Henderson-Buncombe County line to Point (4) where Bearwallow Road (1594) intersects; thence in a Southeasterly direction to Point (5) .2 mile North of the intersection of SR 1602 and SR 1604; thence in a Northerly direction along SR 1602, including property within 500 feet on the East to a Point (6), 0.8 mile from its intersection with SR 1604; thence in a Westerly direction to the Point (7) on Grant Mountain Road (1602) which is 1 mile Southeast of its intersection with US Highway 74; thence in a Northwesterly direction to the point of **BEGINNING**, excluding property on SR 1602 and US 74 between this and the preceding point.

- NOTE 1:** This description describes an area of Henderson County pursuant to G.S. 153A-233 for Insurance Grading Purposes Only.
- NOTE 2:** Points 1, 2, 3, 6 and 7 are adjoining points with Bat Cave Fire Department.
- NOTE 3:** Point 5 adjoins Bat Cave Fire Department to the Southeast and Edneyville Fire Department to the Southwest.

**NORTH CAROLINA
HENDERSON COUNTY**

This is to certify that the foregoing is a true and accurate copy of excerpt from the Minutes of the Board of County Commissioners of Henderson County, adopted this the 7th day of December, 1992.


Elizabeth W. Corn, Clerk to the Board

HENDERSON COUNTY
BOARD OF COMMISSIONERS

100 NORTH KING STREET
HENDERSONVILLE, N.C. 28792-5092

PHONE 704/697-4808
FAX 704/692-9855

DAVID F. THOMPSON
COUNTY MANAGER

J. MICHAEL EDNEY
CHAIRMAN
VOLLIE G. GOOD
F. RICHARD BAKER
HUGH D. RANDALL
WILLIAM MCKAY

RESOLUTION

RECOGNITION OF
CHARLES L. BYRD

SUPERINTENDENT, HENDERSONVILLE CITY SCHOOLS
AS 1992-1993 NORTH CAROLINA SUPERINTENDENT OF THE YEAR


WHEREAS, Charles L. Byrd, superintendent of Hendersonville City Schools, was named the 1992-1993 North Carolina Superintendent of the Year by the North Carolina Association of School Administrators; and

WHEREAS, Charles L. Byrd has been superintendent of Hendersonville City Schools since 1984; and

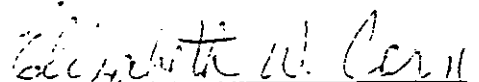
WHEREAS, Charles L. Byrd has been a teacher, coach, principal and community schools coordinator in the Hendersonville City Schools system; and

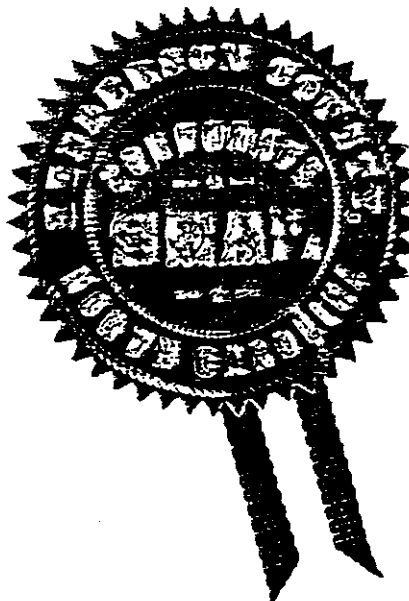
WHEREAS, Charles L. Byrd was appointed by State Superintendent Job Etheridge to the State Year Round Education Committee; and

NOW, THEREFORE, BE IT RESOLVED that the Henderson County Board of Commissioners recognize Charles L. Byrd for this great honor as 1992-1993 North Carolina Superintendent of the Year and unanimously expresses its appreciation for the years of service he has given to Hendersonville City Schools.


J. Michael Edney, Chairman
HENDERSON COUNTY COMMISSIONERS

ATTEST:


Elizabeth W. Corn, Clerk



Name.....	RELEASES.....	Total..... Tax.....	Reasons for Ref/Refunds.....
ADAMS, JOHN F & WIFE	92A85.01*R	\$16.16	LIVES IN LAUREL PARK PLACE WHICH IS IN F02, NOT C01 AND S01
ALSTON, BRADLEY GORDON	90A57631.03*R	\$11.59	83 FORD TRUCK TRADED IN NOV. 89 FOR A 89 FORD TRUCK
ALSTON, BRADLEY GORDON AMBURN, MARIAN E	91A57631.03*R 91A0100190*R	\$55.38 \$149.34	RESIDENT OF PHOENIX AZ IN 1-91 SOLD TO HENDERSON CO. BOARD OF EDUCATION BY ESTATE OF MS. AMBURN
ANDERSON, ROY P ANDERSON, SALLY C B R T R INC	92A60729.01*R 90A9940337*R	\$9.31 \$70.03	83 SUBARU WAS TRADED IN 12-91
B R T R INC	92A9940337*R	\$67.21	PARCEL MAPPED AND VALUED WRONG SINCE 1989
B R T R INC	91A9940337*R	\$67.21	PARCEL MAPPED AND VALUED WRONG SINCE 1989
GALLARD, LENA ROSE	92A76161.02*R	\$3.76	80 FORD TK 0K10A146824 NOT ON DMV LIST
BELLOWS, EVELYN S	92A78594.01*R	\$0.00	LIVES IN C02, NOT C01 WILL DISCOVER C02
BENOIT, RUTH T	89A9966379*R	\$30.66	PARCEL SHOULD HAVE BEEN UNLISTED. S SPLIT IN ERROR
BEVERLY HANKS AND ASSOCIATES	92A9939217*R	\$1,064.63	THIS PROPERTY WAS BILLED FOR C01 AND S01 TWICE
BISSEY, DEAN CHARLES	92A995553.01*R	\$71.35	LIVES IN FORT BRAGG AND LISTS CAR IN HOME STATE OF NEW JERSEY
BOWERS, WILLIAM T	92A92277.01*R	\$3.67	ASSESSMENT VALUE WAS TOO HIGH SHOULD HAVE BEEN \$1200
BRADLEY, VIRGINIA L	92A85134.01*R	\$7.75	82 CHEVY MARKED OFF ABST WHEN LISTED IN JANUARY BUT WAS MISSED WHEN ENTERED IN THE COMP.
BRADSHAW, P D III	92A52904.01*R	\$47.09	1969 DODGE DEL LISTED TO BRENDA BRADSHAW ACCT# 92198
BUNDY, BENJAMIN B SR BURGAN, LOBERT O BURGAN, GENEVA BURGON, GENEVA PICKETT	92A0500197*R 92A0117104*R 92A90630.01*R	\$36.40 \$16.44 \$14.00	THIS WAS A DEL ASSESSMENT. 83 BUICK WAS TOTALLED 12-5-91
BURRELL, ANTHONY F	92A52935.00*R	\$53.43	61 OLDS DEL LISTED TO ACCT# 65448
CARNEY, ELSIE	92A0700309*R	\$69.60	89 CHEVY TK 16C8S14E3K2102205 SOLD 7-91. DOES NOT LIVE IN F07, WILL DISCOVER DIFFERENCE 9440 TO CITY OLD AGE EXEMPTION. FILED AN UNTIMELY APPLICATION
CHRISMAN, JAMES CODY, ELIZABETH	92A99568.00*R 91A9929170*R	\$54.36 \$382.47	MM IS DEL LISTED ON ACCT# 54742 SOLD TO HENDERSON COUNTY BOARD OF EDUCATION BY MS. CODY
CRISP, MARION T CRISP, KELLY S	92A04996.00*R	\$50.93	TAXPAYER LISTED A 1990 HONDA ACCORD AND FORGOT IT WAS A LEASED VEHICLE

Approved
12/7/92 *ewc*

Name.....	RELEASES.....	Total.....	Reasons for Ref/Refunds.....
.....	Tax.....
DICAMILLO, MICHAEL A	92A0104678*R	\$3.61	WAS NOT LATE LISTED
DICAMILLO, DEBRA K	92A057919.06.1	\$9.25	67*FORD*2D WAS SOLD JUNE 1991.
DRURY, WILLIAM JEWELL	*R		
ELLISON, GEORGE T & TERESA	92A79606.01*R	\$25.15	REMOVED FROM INSURANCE 11/25/91
ESTES, TONY LEE	92A85562.01*R	\$2.24	LIVES IN F02, NOT C01 AND S01
EVANS, CASEY L	92A67635.03*R	\$38.99	ADDRESS LISTED INCORRECTLY. LIVES
FIBERSTONE	92A69560.01*R	\$63.62	IN F01
FIRST-CITIZENS BANK & TRUST	92A9936017*R	\$149.91	06 BUICK AND 75 FORD WERE SOLD IN
CO			1991.
FLORES, JUAN RAYMON	92A87463.01*R	\$7.75	THIS EQUIPMENT REPRESENTS 2 SILOS
FORD, FRANCES U	92A0800974*R	\$119.70	THAT ARE NO LONGER IN USE. IT IS
FREEMAN, KAREN L	92A93225.01*R	\$87.18	VALUED AT A 15% RESIDUAL
GALLO, CHARLES	92A9539377*R	\$131.08	LOT 11 NO LONGER EXISTS
GALLO, FLORENCE	92A9940971*R	\$22.23	IT HAS BEEN MADE INACTIVE FOR 1993
GAST, RICHARD A	92A20049.01*R	\$0.00	04*FORD*ESCORT WAS SOLD OCT. 1991
GAST, PEGGY A			TO BRYAN EASLER FORD
GILLAM, DEBORAH L			SHOULD HAVE REMAINED IN LAND USE
CURTIS, RONALD			DEFERMENT FOR 1992. THERE WAS A MIX
CURTIS, DEBORAH L U			UP IN MAILING ADDRESS
GILLIAM, DAVID T			MOVED TO S.C. IN 1991. LISTED AND
GILLIAM, DAVID T			PAID THERE FOR 1992
GILLIAM, DAVID T			SOLD MH IN 1991
GODWIN, JOSEPH Q			MAPPING AND BILL CORRECTION TO
GODWIN, PATRICIA B			PARCEL 99-47170
GOINS, THOMAS MELVIN			LIVES IN BLUE RIDGE FIRE DIST.
GONCE, CHARLES TROY			
GRIFFIN, J B ETAL			
			NOT C01
			PROPERTY SHOULD BE LISTED TO THE US
			OF A. IT IS A WELL LOT.
			PROPERTY SHOULD BE LISTED TO THE US
			OF A. IT IS A WELL LOT
			PROPERTY SHOULD BE LISTED TO THE US
			OF A. IT IS EXEMPT (WELL LOT)
			BILL REFLECTS AN INCORRECT ACREAGE
			LOT 3 AND LOT 5 BOTH IN 99-27392
			SHOULD BE SPLIT AND BILLED SEPARATE
			09*FORD*4S 2FA32KX21856 DBL
			LISTED TO ACCT# 17101
			TRADED 06 KAWA MC FOR 09 SUZU
			4-WHEELER
			PORTION OF LANNING PROPERTY
			INCORRECTLY INCLUDED IN GRIFFINS
			ACREAGE DUE TO A MAPPING PROJECT.

Name.....	RELEASES.....	Total.....	Reasons for Ref/Refunds.....
		Tax.....	
GUTHRIE, KENNETH NELSON	92A58129.00*R	\$17.17	ACREAGE DUE TO MAPPING PROJECT 75 MH 12X65 SOLD TO LISA AND BRIAN BALLARD IN 1990
HARMON, R E & WIFE	92A0105886*R	\$125.16	91 VOLVO YV1FA6644M2513155 IS LISTED WITH HIS LEASING CORP. AND TAXES ARE PD THROUGH IT
HAYWOOD KNOLLS	92A99336914*R	\$509.01	THIS PROPERTY DEEDE TO GAST, RICHARD A. IN 1991. REMAPPED AND BILLED TO 99-47170 FOR 1992
HEATHERLY, HENRY G HEATHERLY, TINA A	92A9937738*R	\$231.52	MH WAS REMOVED OFF THE PROPERTY IN NOV. 91. OWNERS MOVED AWAY. CAR BELONGS TO ALBRITTON, DIANNA SINCE NOV. 91
HEATON, DOUGLAS EUGENE	92A21149.01*R	\$1.00	3 CARE TRACT BUT 2.5 ACRES ARE IN PENNSYLVANIA CO. ONLY .5 IN HENDERSON CO.
HELTON, DOUGLAS PATRICK & RM DERS, LESLIE N	92A9921718*R	\$49.47	PROPERTY BELONGS TO HENDERSON CO. PARCEL EXCLUDED AND ACCT IS EXEMPT DISABILITY EXEMPTION. UNTIMELY APPL DISABILITY EXEMPT. UNTIMELY APPLICATION
HENDERSON COUNTY	92A0115249*R	\$309.54	BILLBOARD WAS VALUED INCORRECTLY ACCORDING TO BILLBOARD SCHEDULE OF VALUES. AMENDED FROM 11-2-92
HENDRICKS, SAMUEL JOHNNY HENDRICKS, SAMUEL JOHNNY	92A9936244*R 92A67955.01*R	\$40.02 \$14.91	MH'S RELISTED AND VALUES CHANGED
JAMES M HILL	92A77885.01*R	\$48.04	
JASON MILLER INVESTMENTS	92A5482.03.1* R	\$277.54	
JUSTICE, SHEILA MAE	92A9944899*R	\$115.36	THIS PARCEL SHOULD HAVE BEEN VALUED AT 17,500 AND NOT 30,100 FOR 1992
KEN EFF DEVELOPMENT CO	91A9952170*R	\$0.67	ACCOUNT IS LISTED AS BUSINESS SHOULD BE EXEMPT FOR 1992
KING, EVELYN	92A0107800*R	\$14.33	84*NISS*2S JN1MN24S4EM015193 IS ACTUALLY A 1976
KING, EVELYN ODELL	92A55801.01*R	\$12.85	84*BUICK06W 1G4AH35EXED*65803 IS REGISTERED IN TENNESSEE
KING, FORREST KING, VERA	92A9942952*R	\$93.96	PARCEL SPLIT IN ERROR. 99-42952 IS INACTIVE
KING, FORREST KING, VERA	91A9942952*R	\$93.96	PARCEL SPLIT IN ERROR. 99-42952 IS INACTIVE
KIRKPATRICK, ROY L & WIFE	91A9906587.1* R	\$43.20	J. ERNEST EDWARDS WAS BILLED FOR THIS PARCEL IN 1990 BUT THE BILL WAS PAID BY ROY KIRKPATRICK
LEWIS, FREDERIC E JR & WIFE	92A26378.01*R	\$0.00	LIVES IN VALLEY HILL FIRE (F02) RELEASE C02
LINEHAN, VIOLET	92A06251.01*R	\$11.22	DEL LISTED ON ACCT # 62702

Name.....	RELEASES.....	Total..... Tax.....	Reasons for Rel/Refunds.....
HANEY, B HARRY NARRONE, MARIAN MAGGI	92A25443.01*R 92A95595.01*R	\$21.13 \$56.86	MOVED TO BUNCOMBE CO. JULY 1991 89*BUICK*CP 204WB14TGK1474956 IS LISTED IN FLORIDA
MARTIN, JOHN S & JULIA	92A25986.01*R	\$16.53	86 PLYM 1P3EP39K3GF148967 TITLED TO HERMAN JOHN MARTIN AND HE LIVES IN CHARLOTTE
MCCLAIN, MATTIE SMITH & HUSB AND	92A0701526*R	\$4.81	DID NOT OWN 81 CHEV 1G1AX6853R61310
MCCLELLAND, DENNIS MCCLELLAND, REBECCA	92A03759.07*R	\$109.55	ON JAN. 1, 92 90 CAD1 4D 1G6CD5338L43685 LISTED IN RICHMONDCO. FOR 1992 OA EXEMPTION WAS NOT TAKEN OFF CARS LISTED IN TRANSYLVANIA CO. MH IS DEL LISTED TO ACCT# 75242 VALUE OF 82 FORD TOO HIGH 81*FORD*2S 1F8P2286XX217662 WAS SOLD TO ANNA JACKSON PRIOR TO 1-92 MH WAS SOLD SEVERAL YEARS AGO NO LONGER LIVES IN HENDERSON CO. NO LONGER LIVE IN HENDERSON CO. MH IS ON LEASED LAND 82 FORD S10 SHOULD HAVE BEEN LISTED AS A CHEVY S10 WHICH WAS LISTED. NEVER OWNED A FORD THIS PARCEL DEL LISTED TO ACCT#
MCCRAIN, B L MCCRAW, AMY GERRING MCELREATH, JOHN MCELREATH, JOHN ALEXANDER MCGRAW, HELEN Y	92A9905552*R 92A82674.01*R 92A91375.07*R 92A75242.07*R 92A28879.01*R	\$69.60 \$38.15 \$6.38 \$6.79 \$5.45	
MILLER, MICHAEL H MILLER, MR. AND MRS. MILLER, MR. AND MRS.	92A25333.01*R 90A9938860*R 91A9938860*R	\$13.67 \$85.95 \$97.41	
MOORE, BESSIE JOHNSON	92A89285.08*R	\$14.28	
MORTON, JAMES R JR HOLDEN, TAMMY N	92A0100931.1* R	\$291.27	
MAGEL, HANS JUERGEN MAGEL, MARGO	92A9926667*R	\$15.30	28499 S APPEALED TO PROPERTY TAX COMMISSION
NIELSEN, A J NIELSEN, A J	91A9946112.1* R 91A9946112.2* R	\$44.66 \$44.66	SETTLED LOCALLY MAPPED TO LRN PROPERTY OWNED BY THE US GOVT. AND
NIELSEN, PAUL ERIC NIELSEN, THEODORA CAROLYN	92A9933393*R	\$15.30	IS INCLUDED IN 0600-4021 APPEALED TO PROPERTY TAX COMMISSION
ORR, CARL T & CHRISTINE	89A26029.01*R	\$134.78	SETTLED LOCALLY 83 MH 14X68 AND DOGS BILLED IN ERROR. MH REPOED IN 86 BY CONNER MH WHICH WENT BANKRUPT SO FEW DOCUMENT HIGHLANDER LANE IS OFF BROOKSIDE CAMP RD. WHICH IS NOT IN THE CITY DEL LISTED TO SONS ACCT. IS BEING DISCOVERED. 91 GMC TK 18DCT14Z0M880 0688
ORTNER, PRUDENCE	92A92459.01*R	\$0.00	
OSBORNE, T LEE & WIFE	92A26352.01*R	\$165.70	

Name.....	RELEASES.....	Total.....	Reasons for Rel/Refunds.....
		Tax.....	
PRIDE, THOMAS H	92A9935230*R	\$192.60	NOT IN SPECIAL SCHOOL DISTRICT
PRIDE, ELIZABETH C			
RAMEY, BOBBY JOE & WIFE	91A0401723*R	\$25.00	PROPERTY FORECLOSED IN 1984. BILL GENERATED IN ERROR.
RAY, TRACY CASE	92A067540.02*R	\$0.54	60 TOYT TE720502483 WAS SOLD AND OMMITTED FROM HER INSURANCE. CAR WAS NOT ON DNV.
REYNOLDS, ROBERT S	92A9930917*R	\$15.30	APPEALED TO PROPERTY TAX COMMISSION
REYNOLDS, RITA C			
RHODES, HARLEY B JR & WIFE	92A0501653*R	\$121.60	SETTLED LOCALLY
RHODES, TERRY LARNE			SHOULD HAVE HAD LAND USE DEFERMENT FOR 1992
RHODES, MELANIE J	92A993935.06*R	\$52.57	DID NOT OWN 91 NISS 2S 1H4ER32A0MC7
ROBINSON, MYRTIS	92A96312.01*R	\$14.42	07827 ON JAN. 1, 92
ROBINSON, STEVEN BURL	92A067669.01*R	\$50.46	MH DBL LISTED TO ACCT# 19452
SANTIAGO, VICTOR J., JR.	92A74516.01*R	\$50.15	90*CHEV JAIRE236767570263 WAS REGISTERED IN VIRGINIA FOR 1992.
SASSAFRAS PROPERTIES INC	90A0400170*R	\$26.52	90*CHEV*TK 1G1LV14G5LY100895 SHOULD HAVE BEEN LISTED SEPARATELY TO HIS EX-WIFE. WILL DISCOVER
SHAW, DOROTHY L	92A05305.08*R	\$36.37	DOUBLE ASSESSMENT. MADE INACTIVE 7/2/90 BUT FAILED TO RELEASE BILL
SHERMAN, WILLIAM	92A93112.02*R	\$17.75	66 FORD IS LISTED IN PENNSYLVANIA CO.
SHERMAN, WILLIAM	92A9902500*R	\$1.77	83 GMC TK 26TDC14HDI532060 DBL LISTED TO ACCT# 2463
SHERMAN, TEXIE			VEHICLE LISTED 1-15-92. RELEASE
SPENDER, MILDRED M	92A9932370*R	\$71.76	LATE LIST PENALTY
STEWART, DAVID M	92A0109166*R	\$11.18	WAS TRANSFERRED TO THIS ACCT IN ERROR. BELONGS TO MARGARET MERRILL LISTED 1/7/92. RELEASE LL PENALTY
STEWART, KAREN H			
STEWART, ELAINE HUDSON	92A03034.05*R	\$4.30	61 PONT WAS SOLD TO ACCT# 82416 WHO TRADED IT FOR A 84 CHEVY
SUMMERALL, JAMES Y JR	92A69191.01*R	\$41.53	90 FORD TK 1FTCR10AILUC206 WAS SOLD 12-91.
SWART, DEBORAH WAICUNAS	92A02214.01*R	\$16.89	MOVED TO TEXAS IN DEC. 1990
THE LAYMAN FOUNDATION OF NC	92A9943730*R	\$10,564.06	SEVERAL BUILDINGS SHOULD BE EXEMPT BECAUSE FOUNDATION PROVIDES INDIGENT CARE.
TRAVERS, ERWIN DARCY	92A94272.01.1	\$67.16	NH IS DBL LISTED TO ACCT#58726
TURNER, J E ETAL	92A9945490*R	\$170.43	HOUSE LISTED ON THIS PARCEL IN ERROR. DISCOVER ON 99-45496
UNKNOWN OWNER	90A99536774*R	\$2.70	MADE INACTIVE, FAILED TO RELEASE BILL
UNKNOWN OWNER	92A9939799*R	\$171.67	BILL SHOULD NOT HAVE BEEN GENERATED

Name.....	RELEASES.....	Total..... Tax.....	Reasons for Rel./Refunds.....
UNKNOWN OWNER	91A9939799*R	\$171.87	SHOULD NOT HAVE GENERATED BILL TO UNKNOWN OWNER. MAPPED CORRECTLY NOW TO PITTILLO ACCT# 6134
UNKNOWN OWNER	90A9939799*R	\$151.65	SHOULD NOT HAVE GENERATED BILL TO UNKNOWN OWNER. NOW MAPPED CORRECTLY TO PITTILLO ACCT# 6134
WARD, RALPH	92A9932979*R	\$69.60	OA EXEMPTION. THIS WAS AN UNTIMELY APPLICATION
WATTS, TOM WATTS, CAROLYN	92A85309.00*R	\$9.84	78 CHEV TK WAS TOTALLED. HER CAR
WEBB, DOUGLAS WEBB, JANE M	92A9921940*R	\$266.72	WAS LISTED ON HER ACCT# 91461. NOT LEGALLY MARRIED. HE DOESNT LIVE NC WAS NOT OWNER UPDATED. DISCOVERY
WEBB, MAX HART	92A59243.01*R	\$57.24	BEING MADE TO CORRECT OWNER
WHITE, GEORGE J	92A9943756.1*R	\$587.10	89 FORD TK 1FTHF2SH0KNAS0754 TRADED 12-91 FOR A 91 FORD TK 1FTHF2S6HMNA, 14409 DID NOT OWN ON 1-1-92
WHITE, THERESA A WILKIE, KIMBERLY ANNE WILKIE, BOBBY E	92A74720.01*R	\$3.20	74 CHEV TK ECQ144F471697 BELONGS
WILLIAMS, THOMAS A	91A25020.00*R	\$35.30	TO DONALD LEE HUNTER II TITLE DATE 6/27/91 THEY LIVE IN BREVARD. 88 CHEV IS NOT IN HENDERSON CO. JUST A MH THAT THEY RENT TO SOMEONE
WILLIAMS, THOMAS A	92A25020.00*R	\$27.01	THEY LIVE IN BREVARD. 88 CHEV NOT IN HENDERSON CO. JUST A MH
WILLIAMS, WALTER RAY	92A90210.01*R	\$4.99	83 RENAULT 1AMDW9S30DK177210 LISTED IN BUNCOMBE CO.
WORLDWIDE CHURCH OF GOD	92A74821.07*R	\$76.28	91 PONT WAS NEVER REGISTERED OR OPERATED IN NC. CAR IS IN MISSOURI

=====
\$28,166.62

125 records listed.

Name.....	REFUNDS.....	Total..... Tax.....	Reasons for Ref/Refunds.....
1- ALLMAN, EZRA W & WIFE	92A0400024*F	\$915.96	BILL PAID BY NEW OWNER. SHOULD NOT HAVE BEEN. EZRA ALLMAN WILL PAY BILL IN JAN. 1993
2- BARNWELL, ALLENE	92A9944101*F	\$2.90	74*FORD F10ANU23419 WAS SOLD MAY OF 1990. DID NOT MARK OFF ABSTR IN ERROR
3- CAMP, JOHN NICK CAMP, ONEDA	92A9903745*F	\$54.05	69*FORD*4S IS DBL LISTED ON THIS SAME ACCT.
4- CRUM, WILLIAM FEIGE, CONRAD	92A04717.01*F	\$32.39	NR. CRUM LIVES OUTSIDE THE S01 DIST
5- FEIGE, LORRAINE	92A0104217*F	\$4.62	70 FORD 8B62H101565 WAS SOLD
6- GRANT, J MAX GRANT, HELEN	92A0001176*F	\$6.16	JULY 1991 NC 200 ROAD PROJECT
7- GRIFFIN, J B ETAL	90A9929322*F	\$76.22	PORTION OF LANNING PROPERTY INCORRECTLY BILLED ON GRIFFIN ACREAGE DUE TO MAPPING PROJECT NOT IN A FIRE CODE
8- MCNALLY, ROBERT J MCNALLY, CYNTHIA A	92H01750.04*F	\$37.54	
9- MILLER, ROBERT RICHARD	92A25560.01*F	\$6.59	DOES NOT LIVE IN THE CITY. DISCOVER IN F07
10- ORTNER, PRUDENCE	92A92459.01*F	\$20.19	HIGHLANDER LANE IS OFF BROOKSIDE RD NOT IN S01
11- TITUS, ELEANOR	92A0779.01*F	\$6.10	NR. TITUS IS DECEASED. THE TAG FOR THE 62 FORD WAS TURNED IN 11-4-91
		=====	
		\$1,164.92	

11 records listed.

Approved
12/7/92
ewc



DT

Stoney Mountain Baptist Church

3301 ASHEVILLE HIGHWAY
HENDERSONVILLE, N.C. 28739

REVEREND CHARLES ROGERS
PASTOR

RES.: (704) 628-3643
CHURCH: (704) 692-2944

October 16, 1992

*Approved
for release
12-7-92 sub*

Dear Commissioner Edney,

On October 10, 1976, our church was chartered as Stoney Mountain Baptist Church, at which time the tax office was made aware the church had purchased 6.01 acres of land at 3301 Asheville Highway, Hendersonville, NC. Mr Lee Hill was told by the tax office that the church would have to pay taxes on approximately two acres of land that was still in woods at the time the land was purchased.

In 1984, the remaining land was cleared for additional parking, and the church continued to pay taxes on this property.

Each year we have listed our taxes and always accepted the tax office assessment of what we owed. Until two years ago!

In December, 1990, the church received a tax bill for \$2,817.81. We felt this was excessive, so Mr. Lee Hill, one of our trustees, and also a deacon of the church, took the bill and talked to Mr. Mark Edney in the tax office on 12/5/90. Mr. Edney told Mr. Hill to forget the bill, and that the church should never have gotten a bill in the first place, as churches are exempt from paying taxes. Approximately two weeks later, we were told verbally that we owed the amount of \$107.47. At this time, Mr. Hill went back to the tax office with a check for \$107.47 and was told that this amount was incorrect and would not accept the check for \$107.47.

On February 7, 1991, the church had the property appraised by an independent appraiser for the purpose of borrowing money for the construction of our new sanctuary. The appraiser found that the church had a bill of \$532,000.00 on the computer that was owed in back taxes, and also that the church was not listed as being a tax exempt organization!

The last week in February, Mr. Lee Hill and the pastor, Rev. Charles Rogers, paid a visit to the tax assessor's office and talked with Mr. Baird. He indicated to us that we must fill out a tax exempt form in order for our church to come under tax exempt status. We did this the next day, filling in the blanks with the information we had obtained from the appraiser that the church had hired! The following day, Mr. Doyle Freeman came to physically inspect the church property!

Following Mr. Freeman's visit to the church, we were told we owed a bill of \$254.21, which was set by Mr. Baird, based on the information he received from the church on the tax exempt form.

On March 4, 1991, Mr. Hill and Mr. Ed Whitley visited Mr. Bill McKay at the county commissioners' office. They explained to him our situation and he indicated he would look into the matter!

On March 21, 1991, Mr. Hill, Mr. Whitley and Pastor Rogers met with Mr. Baird at his office. Mr. Baird indicated that our situation had been brought before the county commissioners and a vote was taken, which was not unanimous, but which passed, indicating that past taxes would be cleared off, but we still must pay the 1990 tax of \$254.21.

We paid the 1991 taxes and filed application for property tax exemption. We later recieved a bill for \$79.80 for 1.33 acres which the tax board says we are not using. We feel this property should be tax exempt because it serves as a buffer zone between our church and the Stoney Mountain Residential Estates.

On October 6, 1992, we recieved a bill for the 1.33 acres for \$4,560.57. This is totally ridiculous, we have tried every way to work with the tax office and get our church tax exempt.

Mr. Commissioner, we are tax payers, and we feel our church has been singled out, and that it is past time for some action. There are other churches that have property that is not being used, but they are tax exempt. Would you please come to our rescue, because we do not wish to go public with this matter, but we will unless something is done. Thank you for your help in getting our church releaved from this burden.

Respectfully Submitted,

Rev. Charles Rogers

Rev. Charles Rogers, Pastor

Ed Whitley

Mr. Ed Whitley, Trustee, Deacon

Lee Hill

Mr. Lee Hill, Trustee, Deacon

Mr. Jim Moses, Trustee, Deacon

Jim Moses

Mr. Larry Carter, Trustee, Deacon

Larry Carter

CR/bb