

**MINUTES
VILLAGE OF LAKE PARK
PLANNING BOARD
3801 LAKE PARK ROAD, LAKE PARK, NC
November 12, 2015**

Planning Board Members Present: Jonathan McDaniel, Bjarne Hansen, Rob Bowlin, Heather Rodney, and John Laurentes,

Attorney: Ken Swain

Zoning Administrator: Cheri Clark

Call to Order: Chairman Jonathan McDaniel

Pledge of Allegiance: Chairman Jonathan McDaniel led the Pledge of Allegiance.

Public Comments: There was no public comment.

Approval of Minutes: Bjarne Hansen made the motion to approve the September 15, 2015 Planning Board minutes as presented. Jonathan McDaniel seconded the motion. Vote – Unanimous.

Changes to the Agenda: Delete 6: Council Liaison. Bjarne Hansen made the motion to adopt the amended agenda. Jonathan McDaniel seconded the motion. Vote – Unanimous.

Legislative Updates: Vagn Hansen, Benchmark consultant, discussed 3 amendments to the Unified Development Ordinance;

- 1) The proposed amendment will strike the protest petition language contained in Section 3.2 (E) due to the elimination of this provision from the North Carolina Statutes.
- 2) The proposed amendment will strike the Village's residential architectural standards from the section 10.1 of the UDO due to the recently enacted statutory prohibition on the enforcement of such regulations. It is also proposed that the nonresidential architectural standards be relocated from Article 10 and inserted in Article 9 (Developmental Standards) of the UDO, and that subsequent articles of the UDO be renumbered to reflect the elimination of the residential standards and consolidation of the nonresidential standards in Article 9. Section 10 will be reserved for Design Standards in the future in case the General Statutes are changed. The HOA will continue to legislate Architectural Design through the Covenants.

- 3) The proposed text amendment makes a number of changes due to the recent US Supreme Court ruling that effectively prohibits any functional classification of signs based on content. The proposed changes seek to eliminate any potentially content based sign regulations while maintaining as much of the original regulatory language as possible. Several technical clarifications are proposed as well. Temporary signs as in Real Estate signs can be placed in the front yard for an unlimited amount of time. VOLP can regulate the size, type and where it can be displayed. VOLP can also limit the number of signs per yard with a periodical repeal that will allow additional signage on private property during an election. The period of time for additional signage would be 30 days before early voting and could be up to 10 days after an election. Otherwise in Section 11.2.4 there will be 1 sign per yard. A decorative flag is considered part of the landscaping, as well as a flag or pendant for a college, professional team etc.

Calendar: John Laurents made the motion to adopt the Planning Board Calendar. Bjarne Hansen seconded the motion. Vote-Unanimous. The Planning Board decided to not meet in December.

Board Comments: John Laurentes inquired about the possibility of getting signs or speed bumps at the pedestrian crossings within the Village. Lake Park already has designated crosswalk paths marked by different paving. Cheri Clark will take the suggestion to Town Council for discussion.

Ken Swain requested clarification of the definition of a sign. In Appendix A of the Ordinance it states: any “thing” that is intended to bring attention to the business or property is considered a sign. The Zoning Administrators will make the decision on the definition of a sign.

Setting Agenda for Next Month’s Meeting: Delete: 8 Calendar.

Adjourn: Bjarne Hansen made the motion to adjourn. Heather Rodney seconded the motion.
Vote – Unanimous.

Respectfully Submitted,



Cheri Clark
Clerk