

Members:

Ed Donaldson, Chairman
Melree Hubbard Tart, Vice-Chair
Horace Humphrey
Joseph Dykes
Randy Newsome



Alternates:

William Lockett Tally
Carrie Tyson-Autry
Yvette Carson
Vickie Mullins
(Vacant)

Cumberland County Board of Adjustment

130 Gillespie Street
Fayetteville, NC 28301
(910) 678-7603

MINUTES
APRIL 18, 2013
7:00 P.M.

Members Present

Melree Hubbard Tart, Acting Chair
Joseph Dykes
Horace Humphrey
Yvette Carson
Carrie Tyson-Autry

Absent Members

Ed Donaldson
Randy Newsome

Staff/Others Present

Patricia Speicher
Pier Varner
Melodie Robinson
Ken Sykes
Robert Hasty, Jr. (Assistant
County Attorney)

Acting Chair Tart called the meeting to order at 7:00 p.m. in Public Hearing Room #3 of the Historic Courthouse.

1. ROLL CALL

Mrs. Varner called the roll and stated a quorum was present with four members. Mrs. Varner stated that it would be the applicant's decision to proceed with the meeting with the four members but the vote would have to be unanimous; or the applicant can choose to wait until a later meeting with five members present which would allow a majority vote.

ACTING CHAIR TART: Four members do represent a quorum for the Board of Adjustment and we have four members present this evening, but for a Special Use Permit, you would have to have a unanimous vote of four members. Normally we have five members present and that would require four out of five votes. It is up to the applicant to defer this hearing to a later meeting or to proceed with the knowledge that tonight's vote would have to be unanimous.

REGINALD KIRBY: Stated that he wanted to go forth.

MR. HASTY: Stated that Mr. Kirby's answer is sufficient to proceed with the hearing.

2. ACTING CHAIR TART SWORE IN THE STAFF

3. ADJUSTMENTS/APPROVAL TO THE AGENDA

There were no adjustments. Mr. Humphrey motioned to approve the agenda as submitted, seconded by Mr. Dykes. Unanimous approval.

4. APPROVAL OF THE JUNE 21, 2012 MINUTES

A motion was made by Mr. Humphrey and seconded by Mrs. Carson to approve the minutes as submitted. The motion passed unanimously.

5. ABSTENTIONS BY BOARD MEMBERS

There were none.

6. PUBLIC HEARING DEFERRAL(S)

There were none.

7. BOARD MEMBER DISCLOSURES

There were none.

9. POLICY STATEMENTS REGARDING APPEAL PROCESS

Mrs. Varner read the Board's policy regarding the appeal process to the audience.

ACTING CHAIR TART: Informed the board, staff, applicant, and audience that Mrs. Carrie Tyson Autry arrived and she is the fifth board member and the applicant would now need four out of five votes.

MR. HASTY: Acknowledged Mrs. Autry's attendance.

10. PUBLIC HEARING(S)

Opened Public Hearing

A. P13-02-C: CONSIDERATION OF A SPECIAL USE PERMIT TO ALLOW AN OUTDOOR FIRING RANGE, IN A RR RURAL RESIDENTIAL DISTRICT ON 34.68+/- ACRES, LOCATED AT 3802 PLEASANT VIEW DRIVE, SUBMITTED AND OWNED BY REGINALD MARK AND JACQUELINE TART KIRBY.

MRS. VARNER: Presented the zoning, land use and photos of the site to the Board.

ACTING CHAIR TART: Are there any questions for the staff?

MR. HUMPHREY: There was a road going into the property, please show that again. How far is that connecting to the highway?

MRS. VARNER: If you would address that question to the applicant, he will give you more information about it.

ACTING CHAIR TART: Swore in Reginald and Jacquelyn Kirby. Please state your name and your address.

REGINALD KIRBY: Reginald Kirby, 3920 Pleasant View Drive, Fayetteville, NC 28312.

JACQUELYN KIRBY: Jacquelyn Kirby, 3920 Pleasant View Drive, Fayetteville, NC 28312.

MRS. KIRBY: We have a PowerPoint presentation [**Exhibit 1**] and I have copies if anybody wants one. This is our proposal for a Special Use Permit. Our purpose is to use our personal shooting range that has been there for several years to promote firearm safety by providing one on one instruction in the following NRA Courses: Basic Pistol Training and Home Firearm Safety. We want to clarify that purpose because there has been some misinformation spread. The Special Use Permit is to be able to obtain permission to use an already existing personal firing range for instructional purposes in which the owner/instructor would charge a fee for such service. The range is not a public shooting range. The public is not allowed to come and pay a fee to shoot. I want to give you a little personal experience of the instructor/owner. Reginald, who goes by Mark Kirby, has over forty years of experience with firearms use. He desires to use his hobby/interest to educate others in the use and care of firearms. He has taught many of his friends in the use of gun safety, free of charge. Because of his increase in interest, he has taken the next step to become NRA certified. This is Course 1, the NRA Home Firearm Safety Course. Course 2 is the NRA Basic Pistol Shoot Course. These are the two courses he is certified in. The instructor requirement for certification is pretty grueling. He had to complete 17 + hours of classroom instruction on the weekends, pistol qualification shooting at 15 yard target with 80% accuracy and score 90% or better on final exams. This is his certification and these are his credentials. It says at the top, "Thank you for your efforts in promoting the safe and responsible use of firearms", which is really his goal. When we filled out the site plan, we were required to put all possible hours and that is why we put all the daylight hours in a week, not to indicate that we would be open those hours, but to say that we would only be teaching classes during daylight hours. We anticipate that there will be only three sessions per week due to his booked scheduled. The use will not materially endanger the public health or safety. The range is located in the center of a 34 acre tract of land. The tract of land is completely surrounded by woods and heavy foliage which provides barrier. The berms are constructed of dirt of at least 9 feet high on all sides. Berms are in a U shape and are very thick. Shooting is only permitted in the direction of the berm. Training is one on one with the instructor present at all times. Only one person may shoot at a time. These are pictures of the berms; there are two berms side by side. They are very high and very thick. Behind the berms are trees and the foliage is all around. Here is a picture of the foliage and what it looks like that is surrounding the property. This is several months ago, he taught a friend of ours to shoot. She had never touched a gun before but she wanted to get one for protection. She has gained quite a bit of confidence using a pistol now. She is just a friend of ours, and she mentioned it and he said I can show you how to shoot. Another consideration that people might be concerned about is soil contamination. We have done some research, and our research finds that there are no known instances of acute lead poisoning of humans from small arms ranges. Indoor shooting ranges provide more risk. Upon approval, we will seek additional information related to this issue and the need for periodic clean-up. Based on our research and thus far talking with a company that actually does clean-up, we are estimating the possible need for clean-up is every 5 years. We feel the use meets all required conditions and specifications. Our main concern is for safety because it is dealing with firearms. Any other conditions and specifications that Cumberland County would have, we would certainly comply. The use will maintain or enhance the value of adjoining properties and the use is a public necessity. Based on research related to other shooting ranges in Cumberland County, property values will not be adversely affected. This is a range located in Beaver Dam and the next slide compares property values starting in 2002 through 20012, and there has been a slight increase in property values in those surrounding properties. The next slide is a range in the Pearces Mill Area,

the wildlife shooting range. There was a little dip in 2007 when the real estate market dived and then it rebounded quite a bit in 2012. I think that range has been around since the 70's. Of course our range is not a shooting range like that where people are allowed to go and shoot by themselves. Based on the information we present; property values for properties in the vicinity of these ranges have increased. The use is a public necessity. If you watch the news and statistics, 50% of homes in the United States have firearms. Thirty children are killed or injured everyday by firearms. Gun awareness and safety is essential in our society. The absence of proper education related to firearms and handling them safely can result in senseless tragedy. The NRA Home Firearm Safety Course teaches safe gun handling, how to identify and unload firearms, and cleaning and storage of firearms. This is the article I took the statistics from, as far as home safety and the need for that in our society. Those who own a firearm or wish to own one should be educated in the proper use and care to prevent any unnecessary tragedy from happening. Those interested in obtaining a concealed carry permit should also be trained in the safe and proper handling of a defensive firearm. The NRA Basic Pistol Shooting Course teaches pistol knowledge and safe gun handling, fundamentals of pistol shooting, and selecting and maintaining a pistol. The location and character of use is in harmony with the area in which it is located. The range proposed to provide instruction has been in existence for several years and has been solely used for the recreation of the owner. Many other neighbors also use their own private lots to target practice. Many of them shoot into makeshift berms of wood, dirt, or some just target practice at targets placed on trees with no berms at all. We personally know of at least 5 other properties within a quarter mile radius where shooting takes place regularly. We often hear gunfire by other neighbors while we are at home. In comparison to other ranges in our area, we have taken extra steps to ensure safety by constructing berms. Because the entire perimeter surrounding the range is thick in foliage, this adds increased barrier for noise reduction and protection. Our use of our range will also be supervised. We do not anticipate a substantial increase in shooting at our range due to the fact that classes are offered by appointment only, and at the convenience of the owner who works 50+ hours per week at a public job. Time constraints would prevent any more than 3 training sessions per week. Classes would only be offered during daylight hours. This is an aerial photo, where we have the yellow stars; those are known lots where people actually shoot in their neighborhood in their backyards. We appreciate the opportunity you have given us to address your board. Please feel free to ask any questions. Mr. Kirby can answer questions on the instruction part.

ACTING CHAIR TART: Do any of the board member have questions?

MR. HUMPHREY: That road that is coming into the property, does it connect to a state maintained highway? How do you get to that road?

MR. KIRBY: It connects to Pleasant View Drive. The white house on the property is a rental house and it came with the farm, which we own.

MR. HUMPHREY: So you actually own that house?

MR. KIRBY: Yes sir.

MR. HUMPHREY: That road leads to that house?

MR. KIRBY: No, that road goes past the white house, which is gated at Pleasant View Drive and it is also gated again once you go past the white house, so there is no access by vehicle. Pleasant View Drive is a main highway. You turn off Pleasant View Drive, it comes by our rental house and after you pass the driveway by our rental house there is another gated area, a maintained road is by a median and it goes all the way to the back of the property and passes the firing range which is about 350 yards from that house.

MR. HUMPHREY: Thank you.

ACTING CHAIR TART: You said this is a rental house. Do you live in close proximity to the property?

MR. KIRBY: Yes.

ACTING CHAIR TART: Where do you live?

MR. KIRBY: Pointed to the PowerPoint presentation his residence and the lot beside his which is owned by his mother-in-law. He pointed out how the properties connect by walking from the back of his house on the trail near some old barns in the back. He said you can walk right up to the rental house. He stated everything is joined and either he owns it or his in-laws own it.

MRS. VARNER: Mrs. Tart, to help you and Mr. Humphrey with your questions, I have a map with the distances to the roads. You were asking about Pleasant View Drive. These are the distances to the streets.

MR. HUMPHREY: Thank you very much.

MR. KIRBY: I want to stress the point that this is not a public shooting range where people can call me and ask how much I will rent a range for. That is not what it is. This range has been here for several years. I've got buddies who like to hunt. It took a lot of time and money. We cut the timber when we first bought the farm, where the berms are actually located inside that cutover knowing that it grows back quick. It is completely surrounded by acres and acres of trees, foliage, and if anybody knows what a cutover is, it is extremely dense and thick. After you pass the rental house, it is covered in 10 – 12 acres of pine trees and we left that in consideration for our neighbors. Some have actually come to shoot with me over there. When I was training some of these ladies who wanted a handgun for self-defense, there was never any charge for this. They kind of inspired me to do this; they would say to me "maybe you should start charging to do this". So I looked into the legal aspect of this and went and became NRA certified. Some of the folks that are opposed that are here think that this huge facility is going to be built. The facility is already there. You saw what it is. The parking is a little field that is right beside the berms which is way back in the woods. It is by appointment only. I get off at 2:00 p. m. in the afternoon. That's why I say it has to be in the afternoon unless it is on a Saturday or a Sunday; it is completely in the county. We shoot anyway. I've got friends who come once or twice every two weeks to shoot. That's all it is. Some of the flyers that got out were very, very misleading. I have to be at work at 4:30 a.m. in the morning, so there is no way I can teach a class and get off at 2:00 anytime in the a. m. hours. It would have to be in the afternoon. It started as a hobby and now I would like to do something else. So this is where we are today, so we can charge; not charge someone to use the range, but charge someone to use my services and to teach them to use a handgun and to defend themselves.

ACTING CHAIR TART: Does any other board member have questions?

ACTING CHAIR TART: Swore in Mary Hampton.

MARY HAMPTON: My name is Mary Hampton and my address is 135 Nantahala Drive, Linden; but the owner of 400 Karen Drive. As the owner of 400 Karen Drive, which actually encompasses five separate parcels with a total acreage of 70 acres, which is directly adjoining Mark & Jackie Kirby's property at the end of Karen Drive at the traffic circle, Plot 1-4 and the large 64.44 rural acreage to the rear area. We are currently developing that area for our own private use and our home and we have no objection to these operations being conducted or any future operations.

ACTING CHAIR TART: Are there any questions from the board?

VICE-CHAIR TART: Swore in Deborah Morgan.

DEBORAH MORGAN: My name is Deborah Morgan and my address is 309 Rockhill Road, Fayetteville, NC. I met Mark and Jackie Kirby approximately one year ago after visiting with my niece at their firing range. As a female living alone, I had been warned numerous times that I should consider purchasing a gun. Being one who had never fired a gun before, I was petrified at the thought. After observing the range and seeing how very safe it was, I became very interested. Mark talked with me through my fears by showing me the proper way to handle, load and clean a firearm. His first priority has always been safety, he never once asked me for a penny and even supplied the firearm and bullets to use the first few times that I was there. After realizing how expensive the bullets are, I started purchasing my own. I now own my own firearm and feel very confident in my use of it. He has taught me not only the safety on the range but also proper storage at my home. As a grandmother of two young boys, this was very important to me. He assured me there were things I could purchase to make sure that the boys couldn't get to the guns. Thanks to Mark, I have now completed the concealed carrying course and I am in the process of getting my permits.

ACTING CHAIR TART: Are there any questions?

ACTING CHAIR TART: Swore in Lori Matthews.

LORI MATTHEWS: My name is Lori Matthews and my address is 135 Bladen Circle, Fayetteville, NC. The Kirby's are very good friends of mine and I have the utmost faith and confidence in them. With numerous break-ins in the area I started to question the security of my home. In conversation with Mark, he suggested that I go to his range for training. I have never touched a firearm or done any target shooting. I was amazed at the size of the range and the safety and security of the location. Mark educated me one on one how to hold, load and unload the firearm and stressed to me the importance of safety. Once when I was shooting, he stayed a couple of steps behind me as far as safety and was always watching me. I am so comfortable now with a firearm and I have taken the concealed carrying course, and as of today I have received in the mail my certificate for the course, thanks to Mark.

ACTING CHAIR TART: Swore in Anita Goggio.

ANITA GOGGIO: My name is Anita Goggio and my address is 220 Bladen Circle, Fayetteville, NC. With all the home invasions you see in the news, I wanted to learn how to protect myself and family. Mark Kirby volunteered and trained me and my husband on the proper and safe way to handle and shoot a gun. On the training range, he made sure we were taken care of when shooting and also around the range. He only allows one person to shoot at a time and he stands with you to make sure you are holding the gun correctly and standing in proper position. If you have any questions or concerned, he is right there to assist. We feel very safe at his training range. Mark gave us the knowledge and training to where we can handle a gun properly and safely.

ACTING CHAIR TART: Called John Matthews and Mr. Matthews declined to speak.

ACTING CHAIR TART: Swore in Bobby Brandenburg.

BOBBY BRANDENBURG: My name is Bobby Brandenburg and my address is (inaudible) Fayetteville, NC. I've known Mark for about twenty-five years and he's probably the most honorable guy you can ever meet. When he says he is going to do something, you can count on it. He taught me how to use a pistol, unload it, shoot it, clean it and I was always afraid of it. I did all of this on the training facility that we are talking about tonight. I appreciate what he has done for me and he can help a lot of people to understand safety and what guns are for.

ACTING CHAIR TART: I would like to remind each of you that you remain under oath should you be recalled for questioning.

ACTING CHAIR TART: Swore in Martha Barnhill.

MARTHA BARNHILL: My name is Martha Barnhill and my address is 3915 Pleasant View Drive, Fayetteville, NC. I'm happy to hear that I have such a kind neighbor. Our basic concern is about establishing the new zone in our neighborhood and if his business is a success the quiet residential that we have now is going to have bullet and the sound of gun shots through it. We do have the sound of gun shots every once in a while. I did not realize the area was already built for gun shots, but how I know where it is coming from. I thought there was hunting or something going on in back of my home. I own about 20 acres. We moved to the area because we thought it was quiet and safe and for the most part, it really is. I guess I have questions about who would monitor the number of classes per week. The thing sent to me in the notification said it would be three a week. What happens if his business is successful? I heard him say that he does work now, but everybody retires and I'm sure he would increase his hobby time teaching people. That will make the amount of gunshots we have to hear go up. Sometime there are such things as accidents. I worked with someone in Maryland. Their little girl was shot with stray bullets, it wasn't intentional. She was lying on the living room floor and was hit in the head. That was about twenty-five years ago. To my knowledge she is still in a nursing home and still not moving because she had damage to her brain. Even though they are taking precautions, my concern is for anybody who has children in the yard. I know he is safe with guns, but his proposal is to teach people who maybe don't have information about it. I live right on Pleasant View Drive, which is where the people would drive up and if they carried their own guns with them, he doesn't have control over them with what they do before they get there or after they leave. By that I mean supposed somebody is in the car with a gun, trying to shoot it thinking it has blanks and it is loaded. Most young children who come to visit us are usually out in the yard. I am across

the street from where he is down to the left. On a personal note, when I was sixteen years old I was actually robbed by gun point and shot at twice. They didn't talk about post-traumatic stress syndrome back in those days. To this day when I hear a gun go off, it just rattles me. I feel like if this is passed the quality of my life is going to go down because I will be forced to listen to gun shots whether I want to or not and it is going to be more than what I am hearing now. So, that is my personal opinion about it. The other thing is you are probably not going to get a true reflection of the people from our neighborhood. Tonight is the meeting for the South River Electric and a lot of people go to that meeting because they give out prizes and they give you a break on your electric bill. I'm not sure that the number of opposing people that you would willingly see is here tonight. So would you please understand and not change our zoning to allow this business on our street, please don't do it. Thank you for your time.

ACTING CHAIR TART: Does any board member have questions?

ACTING CHAIR TART: Swore in Barbara Roberts.

BARBARA ROBERTS: My name is Barbara Roberts and my address is 3463 Pleasant View Drive, Fayetteville, NC. We have an opportunity to speak to you tonight about our concerns and are glad. We are very blessed to live in a very peaceful part of the County. Some have more than one tract of land. We don't have traffic in and out of our community. As Mrs. Barnhill expressed, we have concerns about the increase in traffic and people coming into our community. I know to get a self-carry, you have to have a background investigation, but I don't know if you have to have background information just to learn and take the class. I also have that little side concern. We have all ages of people living in our community. Gunfire is very disconcerting to probably a majority of people, but especially to the children. We do hear that how and I also did not know that he had the range already set up already. I have grandchildren and some live right next to us and they don't like to hear that. We have retired people in our community and perhaps they are home a little more and so they would be hearing it more in the daytime. We hate to see our community change for the wishes of one when the wishes of many hopes to keep our quiet way like we have it. Aside from the noise we have to consider the decrease in our property values. Today's financial difficulty that we face in this nation, our county and our city concerning our property are an issue. Not as much as it used to be, you don't get the tax money and it is not as it used to be. I do believe if this firing range is allowed in our community that our property values as a whole will go down and therefore our tax value with the County will also go down. I also understand there were some school principals that were going to be here but they called and expressed their concerns, especially the high school principal. There are many people here that are concerned and that we talked to, who were not able to attend, but we try to reflect. As you can see, you have a full house and from what I understand this is unusual and I'm willing to guess the majority are on the opposed side. If this Special Use Permit is allowed, his intention may only be to do it three hours a week, but once he has that special use and those hours are there, he would have to do all of those hours if he chose. Like Mrs. Barnhill said, when he retires or if he sells the property, someone else may use the property for all of the hours. It is wonderful that he has been able to train people in gun safety and that he has had so many friends come and speak for him. That fact is, we are here for our property and for our peace of mind and our lifestyles are at stake, not just doing a few classes and picking up some extra money. Mr. Kirby did point out that their interest is to prepare people in gun safety, but there are many other locations to have these classes throughout the County. Some are given at the fire stations; some are given by law enforcement

trained people. I have family members who have taken such courses. I would hope that you could listen to the concerns of so many of us that are here and protect the quality of life that we have living in our community. It is commendable that Mr. Kirby has all of these people but once again, it is our lifestyle that is at stake and we thank you for time and consideration in this matter. There are a lot of people here tonight and we are all grateful to be able to express our concerns. Thank you.

ACTING CHAIR TART: Does any board member have questions? Where do you live in proximity to this property?

MRS. ROBERTS: This piece of property [pointing to her residence on the PowerPoint Presentation]. This little square is the cemetery and this is where our house is, it is separate, and all of this behind here is ours. We have approximately 48 acres, minus about two acres that our children live on so we may be down to about 45 acres.

ACTING CHAIR TART: We have many people signed up to speak in opposition, but I would encourage you, unless you have something new to present, when I call your name, if you would just state that you are in favor of the testimony that has already been given, so that we are not redundant in our testimony.

ACTING CHAIR TART: Called Sandy Rogers. Mrs. Rogers declined to speak.

ACTING CHAIR TART: Swore in Kim Rhodes.

KIM RHODES: My name is Marsha Kimberly Rhodes and my address is 3916 Jackie Street. My husband and I just in the past few years moved to Jackie Street because we enjoy the peace and quiet. We thought it was a very safe environment and very peaceful. I suffer from several medical conditions. I have a statement from my doctor [**Exhibit 2**] stating my treatment for chronic pain and fatigue since 2011. I frequently need to take naps due to my fatigue. I have been medically retired. I have been informed that a neighbor wishes to create a firing range near my home and would operate from 7:00 a. m. to 8:00 p. m. That is the information by the County, seven days a week. My doctor is very concerned with the effect that may have on me as their patient. There is a good possibility that the sound of gunfire will increase my anxiety and in-turn, increase my pain symptoms. Also the sound of gunfire will disrupt my much needed sleep that I require even during the daytime hours as I can't often sleep at night. Therefore my pain and fatigue will worsen. At this point and time my illness is stable; however, she strongly suspects that I will have more problems with pain and fatigue due to loss of ability to sleep during the day. We're also concerned with our quality of life. To sit in my living room and have the TV on and be able to hear gunfire periodically is bad enough at any time of day or night. I should be able to sit in my home and have peace and quiet, I should not have to hear gunfire. If they are doing it on the firing range or in their yard, I don't know what is legal or illegal in this State. I haven't thrown up any red flags up to this point, but tonight I am because it is my health and it is my quality of life. If you were going to buy a home and you went to look at this home, and you heard gunfire and every time you went to look at that same home, you heard gunfire, would you want to buy it and knowing that is what you were going to be surrounded by? I don't think so. Therefore, yes, I do think it will cause our homes to depreciate in value. Of course nobody wants that. Thank you.

ACTING CHAIR TART: Are there any questions?

ACTING CHAIR TART: Called Beau Rhodes.

BEAU RHODES: Mr. Rhodes declined to speak but stated he agreed with the opposition.

ACTING CHAIR TART: Swore in Kenneth Nettles.

KENNETH NETTLES: My name is Kenneth Nettles and my address is 3920 Pleasant View Drive, Fayetteville, N.C. Madam Chair and member of the board, I rise in opposition to the permit that the applicant has requested. I have nothing against the applicant, I find him to be in good character. Mark came out to my house and spoke to me about his firing range and what he intended to do with it. He invited me to actually inspect the property and I did. I have no doubt about his character or his good intentions but, my wife and I who live at 3920 Pleasant View Drive, which is right above the land in question. We are concerned about disturbing the tranquility of our neighborhood and being detrimental to the quality of life. That's our property right there, [pointing to the PowerPoint Presentation]. We have four basic concerns, but not necessarily in this order: 1. The noise, 2. Denial of the use of our property, 3. Property values and 4. Safety. I will try not to repeat the arguments the previous speakers have already made, but for the purpose of discussion I would like to quote the County Code on the noise ordinance which you may very well be familiar with, madam chair, but I think it is important for the consideration. Section 9.5-21 - the purpose of the County Noise Ordinance is to recognize the excessive and unnecessary noise and danger, physical and emotional welfare of the people. It appears legitimate business and recreational activity increases construction cost, depresses property values, offends the senses, creates public nuisances and in other respects, reduces the quality of life. It is further recognized that a substantial value of science and technology exists, which excessive sound may be measured as substantially invaluable. The policy says that excessive and unnecessary noise may jeopardize human health or welfare or substantially degrade the quality of life as well. It is the power of the governing bodies and police. It is clear that the purpose of this section is to prevent and to provide for the regulation of unnecessary noise which may injure the physical and emotional health and welfare of the citizens or degrade the quality of life. This provision is generally designed to control lawn mower noise, loud stereos and barking dogs. There is a provision that deals with detrimental effects. The sound of gunfire instills fear. What is your first reaction when you hear gunfire? You flinch. Simply being in your yard and being within close proximity to continuous gunfire instills fear and disrupts the tranquility of the neighborhood. You can't ignore gunfire and you can't get used to it. The application says seven days a week, from 7 a. m. – 8. p. m. and that is anticipated. The classes could be up to ten students per class. The second argument that we have is that it denies the use of our property. My wife and I were just blessed with our first grandchild on Valentine's Day of last year. My wife keeps her three or four days a week and they enjoy being on the screened in porch and in the yard. What grandmother or mother will allow a child to be in the yard playing with gunfire? What assurance can this board give this community that no matter how safe the berms are that we can avoid that noise? Gunfire is something that we cannot ignore. My wife purchased this property thirty-one years ago and we've raised a family there. She was there first. The property was zoned residential and that shouldn't change. The third point is property values. I will not repeat what the previous speakers but you have heard it before that the key to property value is location, location, location. Our property will be located next to a firing range. Who among the board would want to purchase property next to a firing range? Lastly is the safety that concerns us. Where my property is located is in the exact opposite of where the bullets are

intended to be fired. I'm also concerned about my neighbors and their safety. I prepared a map that I want to share with you and I've made some points of interest. There are some things on the application that were not mentioned that I think should have been both in the applicant's favor and for the board's consideration. When I viewed the property, the pistol range actually has a fish hook around it that actually protects for noise. It doesn't show on the diagram but it shows on the [inaudible – talking about direction of the sound]. I will agree that the property between my property and the firing range I will say is heavily wooded. However, from the property behind the berms, it would be very easy to see if you stood in front of the firing range and if you look at the photographs, it would not be out of expectation that a bullet fired over those berms will clear those trees and it is going to land somewhere. You'll notice on the map, and I will give you a copy showing the points of interest [**Exhibit 3**]. Our home is point one and the firing range is the red star. Our home is 350 yards away, Highway 24 is 500 yards away, the Karen Street neighborhood is 300 yards away, the Bladen Circle neighborhood is 700 yards away, the Vander stop light is 2,300 yards away, the four-way stop light is in the center of the Vander community and has several distances, there is the Vander Café, a nail salon, a furniture store, an appliance store, auto parts store, oil company, barber shop, all within 200 yards of that stop light. The volunteer fire department is 2,300 yards away. The Vander Civic Walking Trail, where the community goes to walk is 2,400 yards away. The Vander Civic Playground, where children go to play is 2,450 yards away, Sunnyside Presbyterian Church is 2,550 yards away, Pleasant Grove Baptist Church is 2,700 yards, Vander Church of God is 600 yards away, Sunnyside Elementary is 2,800 yards. For all of those not directly in the southerly direction, there is Mack Reed Middle School that is 2,900 yards away, Cape Fear High School is 3,100 yards away, I95 and NC 24 is 2,000 yards away and the Cumberland County Library is 3,200 yards away. I'm not a ballistics expert, and I know the board has access to many through the Sheriff's office, but I will say the most common ammunition used in rifles and pistols is the 22 long raffle; maximum range 2,000 yards. A 243 Remington, a very popular rifle cartridge that you see in the assault weapons that you hear about, 3,875 yards, probably one of the most common rifle cartridge. The colt 6 is 5,675 yards. Additional, pistol ammunition such as the 9 mm Lugar, 2,400 yards, a 45 automatic Colt; 1,800 yards, a 44 magnum; 2,500 yards. I ask you to please review the map that you have been presented. I think you will find it accurate and disconcerting. Bullets that clear those berms are going to land somewhere. I don't think anybody on the other side of those berms is going to claim it with their name on it. Thank you very much.

ACTING CHAIR TART: Are there any questions for the board? Unless you have something that is new information that is relevant to this case, I would appreciate it when your name is called, that you would indicate you are in agreement with prior testimony.

ACTING CHAIR TART: Called Aubrey Belanger. Mrs. Belanger stated she agrees with the opposition.

ACTING CHAIR TART: Called Augrey Hyatt. There was no answer.

ACTING CHAIR TART: Swore in Tami Nettles.

TAMI NETTLES: My name is Tami Nettles and my address is 3920 Pleasant View Drive.

The only other thing I have and my husband just spoke. Mr. Kirby said the hours he works at his regular job is from 4:30 in the morning until 2:30 in the afternoon. This leaves only late afternoon and the weekends to operate his business. For those people that work, getting home at 5:00 p. m. and the firing range is open until 8:00 p. m. That is what they are going to be hearing when they get home from work and on the weekends because that is the only time he is going to be available to train, late afternoon, in the evening and on the weekend. Other than that, I agree with everything else that was said.

ACTING CHAIR TART: Called Amanda Belanger. Mrs. Belanger declined to speak.

ACTING CHAIR TART: Swore in Marie Massengill.

MARIE MASSENGILL: My name is Marie Massengill and my address is 535 Baywood Road and I own the property at 3901 Pleasant View Drive. I don't have a lot to add. I agree with everything that was said. I do want to note that the property that I own right now is a rental property and is very close to the road that will be going into here. I am concerned with the traffic that will be going into here and I am also concerned it will not be rentable after this, especially to anyone who may work shift work, who may be ill or who may have a small child or a child with special needs. This is a property that my mother built back in 1971 because of the quiet neighborhood. There is a property that my husband and I had planned to retire into within the next 3-4 years, which probably won't happen if this firing range goes in there. The only other thing I wanted to reiterate is that I appreciate the information that the Kirby's have shared, I appreciate that he wants to teach people safety and that he has become certified to do this. I think this would be the very least of the requirement to do this. I want to reiterate that this is a business, this is for profit and so as the demand for this increases, then the traffic and the customers are definitely going to increase. I appreciate the data they gave and I'm not sure who their data source is but it is my belief that it will definitely decrease the property value in that particular community. Thank you.

ACTING CHAIR TART: Swore in Amie DeCarlo.

AMIE DECARLO: My name is Amie DeCarlo and my address is 1706 Bragg Boulevard, Fayetteville, NC.

MRS. DECARLO: I am the daughter of Tami Nettles and the step-daughter of Kenny Nettles. I live at 1706 Bragg Blvd, Fayetteville, NC. I am now married and have a little girl, fourteen months old and she stays with my mom at least three times a week. I have a concern because every time I leave her there and go to work. She is outside and in the yard with the firing range right next door, with only a lot and a rental house and then my mom's house. Thank you.

ACTING CHAIR TART: Called Emma McCall. Declined to speak, but stated she is opposed.

ACTING CHAIR TART: Called Janice Cogdell. Declined to speak, but stated she is opposed.

ACTING CHAIR TART: Called Irene Cogdell. Declined to speak, but stated she is opposed.

ACTING CHAIR TART: Swore in Nancy Smith.

NANCY SMITH: My name is Nancy Smith and I live at 573 Christmasberry Court which is off of Sunnyside School Road, but my mother Susan Seawhite lives at 3928 Pleasant View Drive. My parents purchased their property back in the 1970's and built their home and they hoped to live out their life there in peace and quiet. My mother is 93 years old and she became unable to walk about seven years ago and we have to pick her up and take her outside. She loves to go outside in the yard and sit. It was about seven years ago when she became unable to care for herself, we asked for permission to put a mobile home on the back of my mother's property. We were told under no circumstances could we do that. Later on after my father passed away, my mother had about 300 feet of a slip-rail fence installed along her property line. The property next to her has a bunch of dead trees and they were allowed to fall and destroy my mother's split-rail fence, which was expensive. My mother contacted someone and she was told that she should be a good neighbor rather than I'll help you pay for this damage. So, today the split-rail fence is laying every way. Our problem began some time ago. I did not realize that the noise was as bad as it is. I went back in the fall to help my mother in her yard to rake the pine cones. I was raking and I hear gunfire. I wondered where it was coming from. I could tell the noise was coming from right there. [Pointing to the PowerPoint Presentation]. Previously, two years ago, at my property, a gentleman that lives five houses down from me, has a personal firing range in his backyard. He has 9 foot berms and his berms has wheat straw and in a u-shape. One day I was down at my barn doing some work and all of a sudden a bullet went whizzing by my head. It scared me to death. The only reason I knew it was a bullet was in my younger days I used to go hunting with my husband and after he killed the first deer, I said "no, I'm never doing this again", but I remember that bullet whizzing by. I called the sheriff's department and I got in my truck and I drove to all of these places and I found the guy who was doing the shooting. I pulled in there and he became very indignant when I said the bullet had whizzed by my head. I do attest that his bullet went past my ear. If he is in control, and he's got the 9-foot berm of wheat straw, how did that bullet come by my head and I live five blocks down from him and I have twenty-two acres? He just has a normal residential lot. So how did that bullet come by my head? I don't know, but I know this past Friday and Saturday I was out in my mother's yard and I hear, boom! boom! boom! boom! continuously. I would say it lasted about 4-5 minutes. My mother's property is right next to Ken's property. My mother cannot go into the yard, she is very frightened when she hears that. I just don't want her to have to live out her last few days hearing gunfire. I know that the world is in terrible shape and I do understand that we all probably need to learn how to use a gun, but why can't they go on another property. Why do they have to be in the middle of a residential section? I have no problems with what they want to do, I have a problem where they want to do it. My mother when she passes away, we will probably have to sell the house. All of my brothers and sisters live somewhere else, so what will I tell the real estate person? I request that you deny this application. Thank you.

ACTING CHAIR TART: Swore in Erin McCoy.

ERIN MCCOY: My name is Erin McCoy and my address is 352 Grape Arbor Drive. I am a victim of a home invasion, it happened this past year. Ever since then I have become a gun enthusiast and I have started going to shooting ranges. My main concern is because I am new at this and going to gun ranges. I was not in control, even with a certified person right there showing me how to load and use. The first time I shot the gun the first five bullets went into the ceiling. It was nothing he could have done. Luckily it was an indoor range, but if it was outdoors, bad things could have happened. I'm also concerned because when the police came to my house after my home invasion, everybody around the neighborhood was scared to death. All of a sudden

everybody was breaking out their shotguns, shooting around the neighborhood because we found out the person who broke into my house was from my neighborhood so now everybody was saying we will let them know that we are going to protect ourselves. The cops told me and went to some of the neighbors and said it is illegal to shoot guns in a residential area in your own yard. I don't know what the statutes are, but that is what I was told. I am concerned not only about the noise but also with the traffic and having new armed, unknown people coming into the neighborhood and seeing how everybody lives. There are many different types of people in our neighbor and you could see who lives where, who is or isn't protected and I'm afraid it would open the neighborhood up to more breaking and entering. Thank you.

ACTING CHAIR TART: Swore in Kay Lowther.

KAY LOWTHER: My name is Kay Lowther and my address is 353 Grape Arbor Drive. I am acquainted with the area. My street is almost to the end of Pleasant View going towards Baywood Road. At the end of that street, I might be wrong, but I kind of acquainted with that whole area in there they are talking about. I know that there used to be a lot of teenagers and drug use down in that area. People used to go hunting down there. Being a parent of a teen son, my concern is if it runs into that area, is the curiosity going to affect the teens being there is a firing range. I don't know what kind of control they have on the area as far as keeping teens out of that area if they are not scheduled for the training classes. Those are my concerns and just to say one thing that happened a couple of months ago, my son was watching my neighbor's dog and the dog roams and got out of the area. My son went to look for him and I'm standing outside in my driveway and all of a sudden all of this shooting starts to happen. I can't tell you where it was coming from. As a parent I thought they were shooting at my son. To have that go on in a neighborhood that you live in, I'm very opposed to it and I think as home owners, we should not have to go through this. I know that the Kirby's intentions are good but I think the area is not good. Thank you.

ACTING CHAIR TART: Called Laretta Vic. Mrs. Vic stated she agreed with the opposition.

ACTING CHAIR TART: Called Nadine Holland. Mrs. Holland declined to speak.

ACTING CHAIR TART: Called Peggy Porter. Mrs. Porter stated she agreed with the opposition.

ACTING CHAIR TART: Called Ed Porter: Mr. Porter stated he agreed with the opposition.

ACTING CHAIR TART: Called Mariel Kunz: Mrs. Kunz stated she agreed with the opposition.

ACTING CHAIR TART: Swore in James Massengill.

JAMES MASSENGILL: My name is James Massengill and my address is 535 Baywood Road, Fayetteville, N. C. 28312. I along with my wife own the property across the road from where the firing range is going to be at 3901 Pleasant View. A lot of things have been said about concerns of noise and safety. I am familiar with people shooting especially for the first time, I am familiar with people who are probation officers and who had to learn firing for the first time. I have witnessed the first time they shot. They pointed the gun wrong and I saw it discharge. One thing I wanted to question is the presentation that the Kirby's gave about property values around the firing range. How close were these properties to the firing range? Was it 100 yards, a mile or ten miles? I think property values would be an issue. I also agree with the things that Mr. Nettles said. Thank you.

ACTING CHAIR TART: Called Robin Roberts. Mr. Roberts stated he agreed with the opposition.

ACTING CHAIR TART: Swore in Cecil Johnson.

CECIL JOHNSON: My name is Cecil Johnson and my address is 484 Rockhill Road. I am concerned with the noise. With this property in question, I ride horses and I've been on this property. It's been a couple of years since I've been there but I didn't see anything that looks like a shooting range back in there. Thank you.

ACTING CHAIR TART: Mr. Kirby, you remain under oath. You and Mrs. Kirby may have rebuttal if you wish.

MR. KIRBY: I'd like to say that I appreciate everybody coming out whether they oppose or are for it. We do live in the County and there are a lot of other people that shoot other than me. Some of the people that oppose are miles from where we are. The make-shift berms and the foliage control a lot of the sound. Everyone who shoots and is from the County, if they are responsible, they are perfectly within their rights to shoot, practice, hunt and they have permission and agree not to trespass. What I've been doing, I've done without charging anyone and with respect to those who oppose and to you folks here I can still continue to do that whether it passes or not; I can still do it and continue to educate people. The shooting respectfully won't stop. I'm not the only one; I'm just the only one who has gone to this length of safety to make it safe. I am a safe hunter. It's all about safety. Everything's about safety when it comes to firearms. If you have a home invasion and you don't have a firearm, you don't bring a knife to a gun fight. You need to learn to protect yourself. Even black belt martial arts doesn't matter, it doesn't match against a weapon. It's just the bottom line. The opposers were looking at the pine trees that we left standing, those are thin, young pines but that is not where the berms are. The berms are in the dense cutover. Those thin pines are 25-35 feet tall now and completely surrounding. There are acres of land near the salt house, where the County keeps its salt. That's in the direction of where the firing is. The second berm is right beside the main range and is deep. It was dug out to be deep, it actually goes down which makes it even safer. One of the opposers asked about how many yards, it is 1,760 yards long. It's one-on-one training, that's what it is. Defensive training is fifteen yards and in. If someone is standing at the end of a courtroom threatening you with a ball bat, you can't legally shoot them. You have time to escape or do something else to keep from harming that person. Defensive range is in your personal space and this is how I train a person to protect themselves. If I can't charge for it I can certainly continue to do what I'm doing to make people safe whether I can make any money from it or not. I don't plan on getting rich from it, I don't see that happening, and I just enjoy doing it. Especially the youth, I love to see them come and learn to shoot. As we age we get interested in hunting, and as we age it is wear and tear on the body and we need to educate the youth on gun safety. Hopefully, they will not only learn how to use a weapon for self-defense, but for hunting. Thank you.

MRS. KIRBY: I just want to add that this was a diagram at the end of our PowerPoint Presentation. The yellow stars are neighbors we know for a fact who shoot in their back yard. The one directly behind our house, he shoots in a make-shift pile wood berm. Another neighbor has a dirt pile that their son and his friends shoot into. Other neighbors shoot and there is somebody back here that shoots and we hear sounds like dynamite. If the neighbors are complaining about hearing gunshots, it is not necessarily coming from here. It could be anywhere and these are just the ones we know for a fact that shoot in our area. I just hope that you will consider that he's got a

safe place and he is not out there just letting people shoot. Everybody realizes that accidents can happen and should this pass, we will be adequately insured for accidents. We are just trying to see if this passes before we go to the next step. We are responsible and we would make sure that we were adequately insured. We know accidents can happen anywhere. You can't send your kid to school without possible getting shot these days. In this case, he is trying to do a responsible thing and teach people safety that can also pass this on to their family members and their children and doing it in a controlled and safe environment. We just hope you all will consider that as well.

ACTING CHAIR TART: How did you arrive at seven days a week?

MRS. KIRBY: When we filled out the site plan we were told to put down all possible hours. It may seem misleading, but what we were trying to say in that is that it would only be during daylight hours and not during the night time; all possible hours, by appointment only. We are not going to have a sign on the street. This is a private range and it will remain a private range. So many of the neighbors said they did not know we had it. He's been shooting back there for probably seven years and nobody knew that we had it back there. The noise cannot be that disturbing if nobody knew we had it. Now they know we have it because a letter went out and also because of this flyer that somebody made up saying we would be open seven days a week. There will be no open hours, it is by appointment only. On the site plan we also had that language in there, by appointment only, not to exceed three sessions per week. So three sessions a week won't last seven days a week. The sessions would probably last a couple of hours each. In those sessions you have to realize that part of that is class work, training from the text book. If you have a two hour session, you may only have a half hour of actually shooting. You have to go through the stance, which he could probably tell you more about that.

MR. KIRBY: I want to do it in about a three hour session. Usually there is at least an hour and a half of classroom. You just don't go over the gun, you go over the ammunition. The only thing that makes the gun bad is the bullet, so you need to be educated in ammunition as well in the firearm and that takes time especially to a beginner shooter. The ladies that I've trained and most of who I've trained have been ladies, have been very responsive and easy to train. They are mature adults. I won't take a child or a youth out there because they can't even buy a gun yet. Can they use a gun for hunting if supervised by an adult? Sure. I'm not certified in that, but I can also do that. The class is about three hours long, and one and a half hours is class time with about thirty minutes of actual shooting. There are some Saturdays and Sundays when we are sitting in the house and we hear gun fire. I know the neighbors think that it's me, but that is not necessarily true. If you don't have foliage, trees, berms, there is a lot of expense to do that if you've never built one, it's expensive.

ACTING CHAIR TART: Does anyone from the board have questions?

MRS. CARSON: Will there be ammunition kept on site?

MR. KIRBY: No ma'am. In my training, the fee that I charge is for my personal time and the use of my range. They are paying me to teach them. They can supply their own ammunition with their own gun and bring it. If they want to rent a hand gun, I have many hand guns and ammunition that I can supply, but there is no ammunition kept on site.

MRS. KIRBY: There is nowhere to keep it.

MR. KIRBY: The only thing that is kept on sight is targets.

MR. HUMPHREY: You mentioned the berms. Is there a national standard for berms for ranges? Is it 9 feet, 6 feet? How do you stack up if there is an average out there? Is yours minimum, maximum or does it fall in between?

MR. KIRBY: If you shoot at a distance of 200 yards or more for a high powered rifle, the berms have to be 25 meters. That is considerably more than what I do. In my range the furthest point you can shoot is 100 yards and 95% of the shooting is hand guns inside the berm. You walk into a huge u-shape and you are surrounded by 9 feet which is misleading because some of the sides are 12 feet high. It's really intimidating especially with the separate pistol range that I added to it. The berms are really high; you are standing in a hole. If you see the target there in the center, if I stood beside that, my head would be about midway of those boards [referring to a slide in the PowerPoint Presentation].

MR. HUMPHREY: How tall are you?

MR. KIRBY: I'm 5'11". If you look at the berms to the right of the big target board, those are 12 feet high and that berm separates the two ranges.

MR. HUMPHREY: And the berms are made out of?

MR. KIRBY: Dirt and clay.

MR. HUMPHREY: Thank you.

Public Hearing Closed

ACTING CHAIR TART: Do we have any questions from the staff? Mr. Hasty, if this is approved, there is nothing that would keep him from having classes every day even though he says it will only be three times a week?

MR. HASTY: The hours that he put on the application are the ones he would be entitled to.

ACTING CHAIR TART: Do I have a motion to approve or to deny?

MR. HUMPHREY: I'm in favor of this application based on the PowerPoint Presentation that was presented. The Kirby's are sworn under oath to give factual information. They presented and I don't know where she got it, but I do remember her saying the property values and even with other ranges did not decline. I have to consider that. She also said that they would meet all standards as required by the County and planning staff. Based on the presentation that I saw and the choices given to them; and this is not a school, but appointment based; I am in favor of it. I do know that gun shots can be heard at different hours, but I live off of Ramsey Street and I hear artillery shells falling all through the night. That is something we've got to live with in Cumberland County. Basically, it is my proposition what was presented here that I can go in favor of it.

ACTING CHAIR TART: I wonder if the board would consider as a special condition changing the hours if that would be permissible, Mr. Hasty?

MR. HASTY: If the board desires to modify the hours, they could do that as part of the conditions.

MR. HUMPHREY: What kind of hours are you looking at?

ACTING CHAIR TART: I was thinking never earlier than 8:00 am and never later than 7:00 pm.

MR. KIRBY: I can do even better than that, how about 10:00 am to 5:00 pm.?

ACTING CHAIR TART: That would be even better. I do feel that people need peace and quiet. Do I have a motion from the board to either approve or deny the Special Use Permit?

MR. HUMPHREY: I make a motion that we approve the Special Use Permit with the hours being limited to 8:00 am to 5:00 pm and by appointment only.

1. The use will not materially endanger the public health or safety if located according to the plan submitted and recommended.

The range has two u-shaped berms and thick vegetation completely surrounding the site, which will ensure rounds fired will remain on site, help reduce noise and also aid in controlling unauthorized access to the site. In addition, the applicant (property owners) consulted a lead reclamation company and, following their guidelines, will reclaim and properly dispose of the lead at the appropriate time (approximately five year increments).

2. The use meets all required conditions and specifications.

Once the Ordinance Related Conditions are met and the site is properly permitted, all County required conditions and specifications will be complied with – the applicant (property owners) has verbally agreed to all Ordinance Related Conditions.

3. The use will maintain or enhance the value of adjoining or abutting properties, or that the use is a public necessity; and

The applicant (property owners) submitted evidence derived from the County Tax Administration database as a matter of public record showing how similar firing ranges existing within Cumberland County have not detrimentally affected adjacent or nearby property values; the evidence presented shows that from 2002 through 2012, the property values of properties surrounding the “Wildlife Range” constructed in 1971 have escalated in value. In addition, the applicant testified that the firing range currently exists for personal use, and he does not anticipate a significant increase in its use with the Special Use Permit. The range could also be viewed as a public necessity considering the current climate concerning the increase in firearms purchases, in that these purchasers need a place to be trained in the proper handling and use of firearms.

4. The location and character of the use, if developed according to the plan as submitted and recommended, will be in harmony with the area in which it is to be located and is in general conformity with Cumberland County's most recent Land Use Plan.

The applicant (property owners) testified, showing specific property locations on a map, that a minimum of five other ranges (albeit *makeshift*) also exist in the immediate area. The application meets or exceeds the minimum standards of the County Zoning Ordinance, which was drafted and adopted based on the policies and actions adopted in the 2030 Growth Vision Plan and the 2030 Growth Strategy Map.

Having heard all the evidence and argument presented at the hearing, the Board finds that the application is complete, that the application complies with all of the applicable requirements of the Cumberland County Zoning Ordinance for the development proposed, and that therefore the application to make use of the property described within this case for the purpose indicated is hereby approved, subject to all applicable provisions of the Zoning Ordinance and the following conditions:

- 1. The applicant shall complete the development strictly in accordance with the application and site plan submitted to and approved by this Board, a copy of which is filed in the Cumberland County Planning & Inspections Office.**
- 2. The applicant/property owner is the responsible party for the information contained within the site plan, including but not limited to the property boundaries, easement locations, and right-of-way boundaries.**
- 3. The applicant/property owner is the responsible party to ensure compliance with all other related Federal, State, and local regulations, including but not limited to the NC Building Code.**
- 4. The applicant (property owners) is the responsible party to ensure all Ordinance Related Conditions pertaining to the Special Use Permit and included in the board's packet are complied with.**
- 5. The applicant (property owners) agreed to amend their application specifically restricting the hours of operation to be from 8:00 am to 5:00 pm by appointment only.**

The motion passed with four board members in favor and one opposed.

	IN FAVOR	OPPOSED
TART	NO	YES
HUMPHREY	YES	
DYKES	YES	
CARSON	YES	
AUTRY	YES	

10 . ADOPTION OF 2013 DEADLINE/MEETING SCHEDULE

A motion was made by Mr. Humphrey and seconded by Mr. Dykes. Unanimous approval.

11. DISCUSSION

There was none.

12. UPDATES(S)

There were none.

13. The meeting adjourned at 9:00 p.m., motioned by Mr. Dykes and seconded by Mrs. Carson.