



Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Vikki Andrews,  
Diane Wheatley,  
Carl Manning,  
Walter Clark,  
Cumberland County

Benny Pearce,  
Town of Eastover

**CUMBERLAND**  
★ **COUNTY** ★  
NORTH CAROLINA

*Planning & Inspections Department*

**MINUTES**

July 15, 2014

**Members Present**

Ms. Patricia Hall, Chair  
Mr. Walter Clark  
Mr. Donovan McLaurin  
Mr. Benny Pearce  
Mr. Harvey Cain, Jr.  
Mr. Carl Manning

**Members Absent**

Mr. Garland Hostetter  
Mr. Charles Morris  
Dr. Vikki Andrews  
Mrs. Diane Wheatley

**Others Present**

Mr. Thomas Lloyd  
Ms. Patricia Speicher  
Ms. Donna McFayden  
Mrs. Laverne Howard  
Mr. Rob Hasty,  
Asst. County Attorney

I. INVOCATION AND PLEDGE OF ALLEGIANCE

Mr. McLaurin delivered the invocation and led those present in the Pledge of Allegiance.

II. OATH OF OFFICE

Ms. Speicher swore in Ms. Hall as the new Chairman of the Planning Board. Ms. Hall thanked Mr. Clark for his service as Chairman of the Board.

III. APPROVAL OF / ADJUSTMENTS TO AGENDA.

Mr. Lloyd advised the Board that case P14-37 was pulled from consent items and would be heard as a contested item.

**Mr. Clark made a motion to accept the agenda with the adjustment, seconded by Mr. Cain. Unanimous approval.**

IV. PUBLIC HEARING DEFERRAL /WITHDRAWAL

There were none.

V. ABSTENTIONS BY BOARD MEMBERS

VI. POLICY STATEMENT REGARDING PUBLIC HEARING TIME LIMITS

Mr. Lloyd read the policy statement.

VII. APPROVAL OF THE MINUTES OF JUNE 17, 2014

**Mr. Manning made a motion to accept the minutes as submitted, seconded by Mr. Pearce. Unanimous approval.**

VIII. PUBLIC HEARING CONSENT ITEMS

## REZONING CASES

- A. **P14-30.** REZONING OF 2.65+/- ACRES FROM R6 RESIDENTIAL TO C2(P) PLANNED SERVICE AND RETAIL OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED AT 1223 ANDREWS ROAD, SUBMITTED BY JACQUELINE C. ANDREWS (OWNER).

### **CONSISTENCY WITH LAND USE PLAN STATEMENT**

The district requested is consistent with the 2030 Growth Vision Plan, which calls for “urban” at this location, as well as meeting the location criteria for “heavy commercial” development as listed in the Land Use Policies Plan. Although the request is not entirely consistent with the North Fayetteville Land Use Plan, which calls for “medium density residential” at this location, the request is consistent with the objectives for commercial development listed in the Land Use Policies Plan by promoting the re-development of a commercial area as the subject property contains a commercial structure previously used for trade contracting activities.

### **REASONABLENESS & IN THE PUBLIC INTEREST**

Consideration of the C2(P) Planned Service and Retail district for the subject property is reasonable and in the public interest because the requested district will be in harmony with surrounding area.

The Planning and Inspections Staff recommends approval of the C2(P) Planned Service and Retail district because of the foregoing and based on the following:

1. Public utilities are available to the subject property; and
2. The subject property is adjacent to heavy commercial.

There are no other districts considered suitable for this request.

**Mr. Pearce made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve C2(P) Planned Service and Retail district, seconded by Mr. Clark. The motions passed with a unanimous vote.**

- B. **P14-31.** REZONING OF 5.62+/- ACRES FROM A1 AGRICULTURAL/CU CONDITIONAL USE OVERLAY AND THE PERMIT TO ALLOW A TRUCKING BUSINESS AND STORAGE OF EQUIPMENT TO A1 AGRICULTURAL OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED AT 2690 INDIANA COURT AND 5742 MATT HAIR ROAD, SUBMITTED BY DOLMAN P. AND MARY L. GARCES (OWNERS) AND CARLA EMMONS.

### **CONSISTENCY WITH LAND USE PLAN STATEMENT**

The district requested is consistent with the 2030 Growth Vision Plan, which calls for “rural” at this location, as well as meeting the location criteria for “rural density residential” development as listed in the Land Use Policies Plan.

### **REASONABLENESS & IN THE PUBLIC INTEREST**

The location and character of the district is reasonable and in the public interest by allowing for lot sizes and uses comparable to those in the surrounding area.

The Planning and Inspections Staff recommends approval of the A1 Agricultural district because of the foregoing and based on the following:

- If approved, the rezoning would remove the conditional use overlay district allowing for a trucking business and storage of equipment that is no longer in use.

There are no other districts considered suitable for this request.

**Mr. Pearce made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve A1 Agricultural district, seconded by Mr. Clark. The motions passed with a unanimous vote.**

- C. **P14-32.** REZONING OF 4.75+/- ACRES FROM M(P) PLANNED INDUSTRIAL TO A1 AGRICULTURAL OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED AT 2679 WILMINGTON HWY; SUBMITTED BY CHARLES T. GARDNER ON BEHALF OF INDOOR WAREHOUSE STORAGE, LLC. (OWNER).

**CONSISTENCY WITH LAND USE PLAN STATEMENT**

The district requested is consistent with the 2030 Growth Vision Plan, which calls for “urban” and “conservation” at this location, as well as meeting the location criteria for “rural density residential” development as listed in the Land Use Policies Plan.

**REASONABLENESS & IN THE PUBLIC INTEREST**

The location and character of the district is reasonable and in the public interest by allowing for lot sizes and uses comparable to those in the surrounding area.

The Planning and Inspections Staff recommends approval of the A1 Agricultural district and CD Conservancy district where the floodway exists because of the foregoing and based on the following:

- The request is logical as the subject and surrounding properties were initially zoned M(P) in 1979 but have mostly remained legal nonconforming residential or are undeveloped.

The applicant has verbally agreed with the staff recommendation. There are no other districts considered suitable for this request.

**Mr. Pearce made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve A1 Agricultural district and CD Conservancy district where the floodway exists, seconded by Mr. Clark. The motions passed with a unanimous vote.**

- D. **P14-34.** REZONING OF 1.93+/- ACRES FROM R10 RESIDENTIAL TO C1 LOCAL BUSINESS OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED 2230 N BRAGG BLVD; SUBMITTED BY DAVID B. FRAZELLE AND CAROLYN R. ARMSTRONG ON BEHALF OF CBMM PROPERTIES, LLC AND CJR HOLDINGS, LLC RESPECTIVELY (OWNERS). (SPRING LAKE)

**CONSISTENCY WITH LAND USE PLAN STATEMENT**

The district requested is consistent with the 2030 Growth Vision Plan, which calls for “urban” at this location, as well as meeting the location criteria for “light commercial” development as listed in the Land Use Policies Plan. Although the request is not entirely consistent with Spring Lake Area Detailed Land Use Plan, which calls for “low density residential” at this location, more than half of the subject property has been zoned C1 Local Business since 1979.

**REASONABLENESS & IN THE PUBLIC INTEREST**

Consideration of the C1 Local Business district for the subject property is reasonable and in the public interest as the request will be in harmony with the surrounding area.

The Planning and Inspections Staff recommends approval of the C1 Local Business district because of the foregoing and also based on the following:

1. Public utilities are available to the subject property; and
2. The request is a logical extension of the C1 Local Business district.

There are no other districts considered suitable for this request.

**Mr. Pearce made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve C1 Local Business district, seconded by Mr. Clark. The motions passed with a unanimous vote.**

- E. **P14-35.** REZONING OF 2.23+/- ACRES FROM A1 AGRICULTURAL TO R40A RESIDENTIAL OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED AT 879 AND 883 REMLEY COURT, SUBMITTED BY BRYAN THOMAS LAWRENCE (OWNER).

**CONSISTENCY WITH LAND USE PLAN STATEMENT**

The district requested is consistent with the 2030 Growth Vision Plan, which calls for “rural” at this location, as well as meeting the location criteria for “rural density residential” development as listed in the Land Use Policies Plan.

**REASONABLENESS & IN THE PUBLIC INTEREST**

The location and character of the district is reasonable and in the public interest by allowing for lot sizes and uses comparable to those in the surrounding area.

The Planning and Inspections Staff recommends approval of the R40A Residential district because of the foregoing and based on the following:

- If approved, the rezoning would be consistent with recent rezonings in the general area.

There are no other districts considered suitable for this request.

**Mr. Pearce made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve R40A Residential district, seconded by Mr. Clark. The motions passed with a unanimous vote.**

CONDITIONAL ZONING DISTRICT

- F. **P14-33.** REZONING OF .52+/- ACRE FROM R6A RESIDENTIAL TO C2(P) PLANNED SERVICE AND RETAIL/CZ CONDITIONAL ZONING DISTRICT FOR OVERFLOW COMMERCIAL PARKING LOT OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED AT 3925 DUNN ROAD; SUBMITTED BY HAROLD G. FURR ON BEHALF OF FURR PROPERTIES, LLC. (OWNER). (EASTOVER)

On June 3, 2014 the applicant submitted a rezoning request for C2(P) Planned Service and Retail/CZ Conditional Zoning district to allow for a commercial parking lot. However, the subject property is in the Eastover Commercial Core Overlay District which only allows for O&I(P)/CZ and C1(P)/CZ rezoning applications, an oversight by staff at the time of submittal. Consequently, staff’s recommendation is based on the C1(P) Planned Local Business/CZ Conditional Zoning district which allows for commercial parking. The applicant has been made fully aware of the aforementioned and has verbally agreed to all Ordinance Related Conditions and with the following recommendation.

**CONSISTENCY WITH LAND USE PLAN STATEMENT**

The amended district requested is consistent with the 2030 Growth Vision Plan, which calls for “community growth area” at this location, as well as meeting the location criteria for “light commercial” development as listed in the Land Use Policies Plan. Although the request is not entirely consistent with the Eastover Area Detailed Land Use Plan, which calls for “medium density residential” at this location, the request is logical because the Eastover Plan was adopted prior to utilities being present, incorporation of the Town and adoption of the Eastover Commercial Core Overlay District.

**REASONABLENESS & IN THE PUBLIC INTEREST**

Consideration of the requested district for the subject property is reasonable and in the public interest because it will be in harmony with surrounding area.

The Planning and Inspections Staff recommends denial of the requested C2(P) Planned Service and Retail/CZ Conditional Zoning for a commercial parking lot but approval of the C1(P) Planned Local

Business/CZ Conditional Zoning district for a commercial parking lot with the requested variance for paved parking because of the foregoing and based on the following:

1. Public utilities are available to the subject property; and
2. The request is a logical extension of adjacent commercially zoned property under the same ownership.

There are no other districts considered suitable for this request.

**Mr. Pearce made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve C1(P) Planned Local Business/CZ Conditional Zoning district for a commercial parking lot, seconded by Mr. Clark. The motions passed with a unanimous vote.**

## IX. PUBLIC HEARING CONTESTED ITEMS

### TEXT AMENDMENT

- G. **P14-38.** REVISION AND AMENDMENT TO THE CUMBERLAND COUNTY ZONING ORDINANCE, BY AMENDING ARTICLE II INTERPRETATIONS, CALCULATIONS, AND DEFINITIONS, SECTION 203. DEFINITIONS OF SPECIFIC TERMS AND WORDS, INSERTING IN ALPHABETICAL ORDER THE TERM *VOCATIONAL SCHOOL*, DEFINING THE SAME, AND UPDATING THE TABLE OF CONTENTS AS APPROPRIATE.

#### **CONSISTENCY WITH LAND USE PLAN**

The proposed amendment is consistent with the 2030 Growth Vision Plan, in particular with the Policies and Actions of:

- Policy Area 1: A More Diversified Local Economy
- Policy Area 2: Well Managed Growth and Development
- Policy Area 7: Preserved Open Space and Rural Character
- Policy Area 9: Compatible Commercial Development

The Planning and Inspections Staff recommends approval of the amendment because of the foregoing and based on the on the following:

1. If approved, the amendment will clearly define *vocational school* in the County Zoning Ordinance; and
2. The amendment was requested by the Cumberland County Board of Commissioners.

Mr. Lloyd explained that at the February 3, 2014 Board of Commissioners' meeting, the Commissioners voted that the definition of vocational school in the Zoning Ordinance be made to make it clear that an outdoor firing range and a vocational school were intended to be separate, distinct issues. So staff was instructed to add a definition for vocational school, that's what was in front of the board to be voted on.

Public hearing opened.

There were people present to speak in favor and in opposition.

Mr. Steve Swierkowski spoke in favor. Mr. Swierkowski stated that he was in favor of the definition of vocational school. There has been a big push to have his firing ranged considered a vocational school, but the firearm training done at their range is a skill that people use in support of their trade. We are also open to the public to come out and shoot, it is a public range. We are not a vocational school; we do not issue any type of certificate.

Mr. David Cook spoke in favor. Mr. Cook stated that he was the general manager of The Range Complex. Mr. Cook said that none of the courses offered at The Range Complex are recognized by any academic body in the country, with one exception, they offer North Carolina concealed carry training in partnership with Fayetteville Technical Community College, which is a State mandated one day course. Mr. Cook said that he supports the new definition.

Mr. Sam Fort spoke in opposition. Mr. Fort stated his concerns and went over some of the previous court cases regarding TigerSwann. Mr. Fort asked the Board to not support this definition.

Mr. Clark asked if this definition would have any impact on current legal cases.

Mr. Lloyd stated that if the courts came out with something that said that we would have to amend something then we would, but this has no effect on the current court case.

Ms. Julia Faircloth spoke in opposition. Ms. Faircloth stated that she agreed with the previous speaker, and asked the members of the audience who were there from their community to stand if they also agreed with the previous speakers comments (they stood). Ms. Faircloth asked the board to postpone the vote until the court case has been decided.

Public hearing closed.

Mr. McLaurin said that he was on the committee that defined schools in 2005. Somewhere along the way this got off to a bad start. Mr. McLaurin stated that with all that has happened, he could not vote in support of the definition.

Ms. Hall stated that it was her understanding that this was not to circumvent any court case it's to clarify the definitions in the ordinance and to prevent any legal entanglements in the future.

Mr. Lloyd said that was the Commissioners' intent.

Mr. Hasty said that this issue will probably come up again and the definition will make it easier, so the Court of Appeals won't have to figure things out that we could do ourselves.

Mr. McLaurin pointed out the reason for the definition being placed in the ordinance is in the Board of Commissioner meeting minutes.

**Mr. Manning made a motion, to recommend the approval and adoption of the Text Amendment as submitted by the Planning & Inspections staff, seconded by Mr. Clark. The motion passed with Mr. McLaurin voting in opposition.**

#### CONDITIONAL ZONING DISTRICT

- H. **P14-37.** REZONING OF 12.20+/- ACRES FROM C(P) PLANNED COMMERCIAL/CUD CONDITIONAL USE DISTRICT FOR A CREMATORY AND THE PERMIT AND A1 AGRICULTURAL TO C(P) PLANNED COMMERCIAL/CZ CONDITIONAL ZONING FOR A CREMATORIUM, OFFICE, MEDITATION ROOM, GAZEBO AND DISPLAY OF EQUIPMENT AND SERVICES OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED AT 6761 AND 6765 SANDY CREEK ROAD, SUBMITTED BY KAREN L. CAMPBELL (OWNER).

#### **CONSISTENCY WITH LAND USE PLAN STATEMENT**

Although the district requested is not consistent with the 2030 Growth Vision Plan, which calls for "rural" at this location, the request is consistent with the existing and approved use for a crematorium which is centered on a large tract and not in close proximity to any adjacent or abutting properties.

#### **REASONABLENESS & IN THE PUBLIC INTEREST**

The location and character of the district is reasonable and in the public interest if developed according to the plan as submitted and will be in harmony with the surrounding area.

The Planning and Inspections Staff recommends approval of the C(P) Planned Commercial/CZ Conditional Zoning district for a crematorium, office, meditation room, gazebo and display of equipment and services because of the foregoing and based on the following:

- If approved, the rezoning would allow the already approved crematorium to expand the operation to a size more suitable for all facets involved with the services offered.

There are no other districts considered suitable for this request. The applicant/owner has verbally agreed to all Ordinance Related Conditions.

There were speakers present to speak in favor and in opposition.

Public hearing opened.

Mr. Robert Bennett spoke in favor for the owner. Mr. Bennett stated that there have been no complaints concerning operations of the business; they have met all federal and state regulations for operation of a crematorium. Construction is several hundred feet back from Sandy Creek Road they think it's a good fit for conditional zoning. The remainder of the land will remain open space for the time being.

Mr. Preston Dunn spoke in opposition. Mr. Dunn stated that in 2008 they had doubled the capacity of the facility with no zoning. That's the only reason they came before the board to request zoning. Now they are requesting to rezone twelve more acres, which seems like rewarding bad behavior. Mr. Dunn stated that he doesn't feel this is appropriate for the area.

Ms. Henrietta Jutson spoke in opposition. Ms. Jutson stated that she owns property adjacent to the subject property where the ovens burn human remains. Ms. Jutson stated that her concerns were with the effects this business could have on her property.

Mr. Clark asked how long the facility was there.

Ms. Jutson responded that it had been there for about twenty two years, and she didn't even know it was there.

Ms. Hall asked Ms. Jutson if she lived near the subject property.

Ms. Justson stated her address and said she owned property in the community.

Mr. Clark asked if this business had presently been a nuisance.

Ms. Jutson said she does not live there but could only be concerned with the future, for farming and the community.

Public hearing closed.

Mr. McLaurin asked Mr. Bennett why the owner wanted to rezone such a large part of the tract.

Mr. Bennett stated that the initial rezoning was very costly for a small tract and that proved not to be large enough, she has the land and doesn't have any present plans for expansion and even if she does she wants to be several hundred feet back from the road and from any neighbors, and have room for expansion if the future.

**Mr. Clark made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve C(P) Planned Commercial/CZ Conditional Zoning district for a crematorium, office, meditation room, gazebo and display of equipment and services, seconded by Mr. Manning. The motions passed with Mr. Pearce voting in opposition.**

I. **P13-45.** MODIFICATION OF A CONDITION FOR AN APPROVED A1 AGRICULTURAL/CZ CONDITIONAL ZONING FOR AN OUTDOOR FIRING RANGE AND AGRICULTURAL USES CONSISTING OF 978.40 +/- ACRES, ALLOWING FOR HOURS OF OPERATION NOT APPLY TO LAW ENFORCEMENT QUALIFICATION AND TRAINING; LOCATED AT 2850 TIGERSWAN DRIVE; SUBMITTED BY D. STEWART PRECYTHE ON BEHALF OF PRECYTHE PROPERTIES, LLC. (OWNER) AND STEVEN M. SWIERKOWSKI ON BEHALF OF THE RANGE COMPLEX.

Mr. Lloyd presented the case information and stated that this case only addresses expansion on hours of operation.

On October 21, 2013 the County Board of Commissioners approved the above referenced rezoning subject to several conditions. One condition restricted night firing and the owner is requesting to modify this condition. The Planning & Inspections Staff recommends approval of the modification to the A1 Agricultural/CZ Conditional Zoning district for an outdoor firing range and agricultural uses, specifically Condition No. 26, for this request based on the following:

- Modifying the hours of operation to allow law enforcement officers access to the range(s) is in the public interest, affording the public's safety and welfare. Mandatory training and qualifications for law enforcement officials who work second and third shifts is difficult and burdensome. Most ranges in Cumberland County are closed when these officers are able to train. It would be logical to allow law enforcement officers who work an off shift the same benefit as those who work 8 am to 5 pm.

There were people present to speak in favor and opposition.

Mr. Steve Swierkowski, vice-president of The Range Complex spoke in favor. Mr. Swierkowski stated that they were back to request an exception to the condition on the hours of operation. Mr. Swierkowski stated that they had personnel with a need to conduct training and qualification on weapons. The Range Complex provides a place for law enforcement to conduct their training outdoors. Mr. Swierkowski stated that he was in full support of law enforcement being well trained and hopes that the Board approves the request.

Ms. Hall asked about the current hours for the range.

Mr. Swierkowski explained what the hours were currently.

Mr. Lloyd added for clarification that the conditions on the hours or nights per month would not apply to law enforcement if the request is approved.

Mr. Clark asked who was considered law enforcement and if it would be open to other counties.

Mr. Swierkowski stated that that was up to the Board if they want to narrow it down to Cumberland County and the Fayetteville Police Department.

Mr. David Cook, General Manager of The Range Complex spoke in favor. Mr. Cook stated that he worked private security for four years at a Department of Energy site and for two of those years he did shift work and that was twenty four hours, seven days a week. Two of those years he was training director, there were over six hundred security officers that had to meet federally mandated qualifications requirements both day and night with all of their assigned weapons, that aspect alone is very expensive. Having them meet their requirements while they were on shift, right before their shift, or right after their shift helped to minimize costs. Over time that was a huge amount of savings. What we're asking for in this regard is the same thing. This will give the law enforcement departments of the County and City in that it gives them the ability to minimize costs for required qualifications they have to meet.

Mr. McLaurin asked how much more sound traveled between midnight and four in the morning.

Mr. Cook said it's more a result of the cloud ceiling.



Mr. McLaurin said the sound will travel a lot further with a low cloud ceiling.

Mr. Cook said that was correct.

Ms. Hall asked how many nights Mr. Cook anticipates this taking.

Mr. Cook said it would be at the need of the department and clearly they would take steps to maximize efficiency. This would give the department the ability to meet their requirements.

Mr. Clark asked if the County and City police still had their own private individual ranges.

Mr. Swierkowski stated that those ranges had limitations.

Mr. Clark said he wondered how much increased activity had transferred from those other ranges to The Range Complex.

Mr. Cook stated that there has not been much of an increase on rare occasion they have some deputies that might come out if they want to zero a weapon or brush up on their skills, but that's during their normal operating hours.

Mr. Chris Davis Lieutenant at the Fayetteville Police Department's Training Center spoke in favor. Mr. Davis said that he approached The Range Complex about training because they are beginning to outgrow their current facility, they can only accommodate fifteen officers at a time and they will have about four hundred and thirty officers, so they need a place that can accommodate more officers. The state requires that they do certain training every year with a minimum of twenty four hours for every officer, this particular year the state mandates we do six hours of firing training which includes day and night qualifications. Currently, the plan is during the month of October will be dedicated to qualifying the officers, he gives the officers a timeframe and it's up to the supervisors to put them in the best position to go and qualify on their weapons. Currently there is a six hour block, they can start at four-thirty in the morning, and do their night qualifications because theoretically at that time it's still dark, and they can do their classroom training and go out and do daytime qualifying and be done by ten-thirty in the morning. The other option would be the same thing except from four-thirty in the afternoon to ten-thirty at night. Two weeks in November would be the same scenario.

Ms. Julia Faircloth spoke in opposition. Ms. Faircloth stated that The Range Complex has been a nuisance to the property owners for nearly four years. The current hours of operation have been set to help limit the noise in our community. If we open this up more we will increase regardless of the type of training we are going to increase the amount of noise from weapons that impacts the peaceful enjoyment of our property. This operation is not in harmony with the surroundings. The firing is toward the back of her home and there is no monitoring or compliance. Ms. Faircloth believes there is a bit of a conflict if the Sheriff's Department is training at this facility. Law enforcement for the County and City has handled training long before The Range Complex was here.

Mr. Clark asked Ms. Faircloth if The Range Complex had been disruptive to her.

Ms. Faircloth said it had been disruptive at times, she can hear continuously when they are operating. There are times when it is louder than others; it depends on the weapons that are being used.

Mr. Darren Hampton spoke in opposition. Mr. Hampton stated that the request was very broad, there needs to be some kind of compromise, some happy medium. There are no limits and very little control.

Mr. Sam Fort spoke in opposition. Mr. Fort stated that he understood that scheduling is tough. This Board defined the hours of operation; the Commissioners followed that through and approved it. TigerSwann consented to it. To allow this request will be burdensome to the community.

Mr. Billy Meins spoke in opposition. Mr. Meins stated that he was concerned with the noise by this facility. Mr. Meins said that he can hear the firing and they have shot past ten at night.

Public hearing closed.

Mr. McLaurin asked Mr. Swierkowski if he would mind deferring the case to give them the chance to come up with a more defined plan.

The petitioners gave some other options of how they could alter the scheduling so as not to be as disruptive.

**After further discussion Mr. Manning made a motion to defer Case P13-45 for thirty days to give the applicants a chance to come back with a better proposal, seconded by Mr. Cain. Unanimous approval.**

## VII. DISCUSSION

### DIRECTOR'S UPDATE

- MIA DISCUSSION

Mr. Lloyd said that he met with the City and he would be calling an MIA Committee meeting soon.

## VIII. ADJOURNMENT

There being no further business, the meeting adjourned at 8:58 pm.