

CALLED MEETING - JUNE 24, 1980

There was a called meeting of the Town Council of the Town of Carolina Beach on Tuesday, June 24, 1980 at 7:30 P. M. All council members were present.

SOLID WASTE FRANCHISE - FINAL ADOPTION

At our last meeting we had a revision in the rate schedule which takes into consideration the size of the dumpster as well as the frequency of the pick-up. The fee schedule was mailed out to the customers who will be effected. Mayor Pro Tem Glisson stated that he had received numerous calls on this as he has his phone number written on the schedule for anyone wishing more information on this subject. He stated that he only had one person who called him that was dissatisfied with it.

Mayor Seawell reviewed the terms of the franchise which was granted for a period of three years with options for two year extensions, and also a method for discontinuing the franchise if we are not satisfied with the service or if the franchise operator wants to get out of the business, he will have to give us 90 days notice. It also has controls which limit the amount of increases that the operator can apply for and must justify the increases that he might request. An ordinance has been drawn up to grant the franchise in conjunction with the franchise agreement.

Motion was made by Mayor Pro Tem Glisson to adopt Ordinance No. 80 13 to grant a franchise for containerize solid waste collection to Trash Removal Service.
MOTION CARRIED UNANIMOUSLY..

ORDINANCE AMENDMENTS & ONE-WAY STREET ORDINANCE FOR ONE BLOCK OF WILSON AVENUE

Mr. Canoutas stated that he took the appendices from the Ordinance Book which has the streets and stop signs and brought it forward to come under motor vehicles and traffic in Section 7. The appendices had Section 101 through 130 and he has recodified them picking up the last number in Section 7 and coming up to 1215. Section 7-1194 has been amended to read 12th Avenue to 16th which is one-way and had never been corrected. Section 7-1194 is amended by adding thereto (4) which shall read as follows: Wilson Avenue, beginning at the point where it intersects U. S. Highway 421 and Third Avenue, shall be one-way in a westerly direction. It shall be unlawful for any person to drive a vehicle on such street except in a westerly direction. Section 7-1216 is the penalty clause and states, "any person violating this article or any provision thereof shall be guilty of a misdemeanor and punished as by law provided.

Chief Lewis was asked about the changing to one-way for the one block of Wilson Avenue and he stated that he heard no objection to it at all. Councilman McKay stated that when this came up at the last meeting Mr. Creech was getting ready to say something and was not recognized and he felt the biggest objection to this would be the traffic pulling into that street to pick the children up from the day care nursery, which might cause some confusion but would agree that it is a hazard in entering 421 from that street. Mayor Pro Tem Glisson stated that Mr. Creech's objection was not to the one-way street but he wanted to tear down the building on the corner. Councilman Whitley asked Chief Lewis what the records on accidents was for that corner and Chief Lewis replied there had been no serious accidents there.

Councilman McKay asked if we went ahead and changed this, could we change it back at a later time and Mayor Seawell replied that the Council can change anything it acts on at a later time.

Motion was made by Mayor Pro Tem Glisson to adopt Amendment to Ordinance and recodification of Appendices to Part 7 Motor Vehicles and traffic Chapter 1 General Traffic Regulations Article Q - Traffic deleting Section 7-1194 sections 1, 2, 3 & 4. MOTION CARRIED UNANIMOUSLY.

Motion was made by Mayor Pro Tem Glisson to adopt Amendments to Ordinance Section 7-1194, sections 1, 2, 3 & 4. MOTION CARRIED . Mayor Seawell voted YES; Mayor Pro Tem Glisson voted YES, Councilman McKay voted YES; Councilman Whitley voted NO, Councilwoman Efird voted NO.

Mayor Seawell suggested that we publish a notice stating that the one-way street would go into effect no less than ten days in order to give the day care nursery and others who use that street regularly ample notice.

Motion was made by Mayor Pro Tem Glisson to include Section 7-1216 which is the penalty clause. MOTION CARRIED. Mayor Seawell voted YES, Councilman McKay voted YES, Mayor Pro Tem Glisson voted YES, Councilman Whitley voted YES, Councilwoman Efird voted NO.

Amendment to Ordinance to Part 8, Section 8-1006. Mr. Canoutas stated that this is regarding general language and disorderly conduct, profanity, indecent exposure, drinking in public, minor loitering in beer joints after midnight, etc. There was no penalty clause attached to this section at all and this is included in this amendment. "any person found guilty of violating Sections 8-1001 through 8-1005 shall be guilty of a misdemeanor and shall be fined not more than fifty (50.00) dollars, or imprisoned for not more than thirty (30) days, or both in the discretion of the Court." Mayor Seawell explained that we have a number of ordinances in the code book which have no penalty clauses due to the reprinting of the Code Book they were omitted.

Motion was made by Councilman Whitley to adopt amendment to Ordinance to Part 8, Offenses Chapter I which is the penalty provision. MOTION CARRIED UNANIMOUSLY.

Amendment to Ordinance to Chapter 6 - Other General Nuisances . Mr. Canoutas read the amendment to this Ordinance and the changes. Section 8-6002 (3) deleted the word "Mayor" in lieu of the words "Town Manager". Section 6-6002 (9) deleted the word "Town Clerk" in lieu of the words "Town Manager". Section 8-6002 (18) deleted the word "Town Council" in lieu of the words "Town Manager" and adding a semi-colon thereafter and including the following language: "that any such display by permittee shall be under the supervision of the Fire Department. Section 8-6004 is amended by deleting the caption and the entire sentence and substituting the caption to read "Depositing Trash" and substituting the following language to read as follows: It shall be unlawful for any person to throw or deposit, or cause, or permit to be thrown or deposited, any glass, bottles, glassware, cans or pieces thereof, or any garbage, waste, trash, paper or refuse of any kind upon the streets, sidewalks, boardwalks, public thoroughfares and rights of ways of the Town of Carolina Beach. Section 8-6005 is amended by deleting the caption and the entire sentence and substituting in lieu thereof the caption and language of Section 8-6006. Section 8-6006 is amended to be captioned as a Penalty Clause and to read as follows: Any person or persons found guilty of violating Section 8-6001 through 8-6005 shall be guilty of a misdemeanor and shall be fined not more than fifty (50.00) dollars, or imprisoned for not more than thirty (30) days, or both in the discretion of the court.