

The Madison County Board of Commissioners met in regular session on Tuesday, June 28, 2022 at 6:00 p.m. at the North Carolina Cooperative Extension-Madison County Center located at 258 Carolina Lane, Marshall, North Carolina.

In attendance were Commissioner Mark Snelson, Commissioner Craig Goforth, Commissioner and Interim County Manager Norris Gentry, Commissioner Matt Wechtel, Commissioner Michael Garrison, County Attorney Donny Laws, and Clerk Mandy Bradley.

The meeting was called to order at 6:00 p.m. by Chairman Snelson and the Pledge of Allegiance and moment of silence were observed.

**Agenda Item 1: Agenda Approval**

Vice-Chairman Chairman Goforth made a motion to approve. Upon request for amendments by Chairman Snelson, Vice-Chairman Goforth retracted his motion. Chairman Snelson requested the agenda be amended as follows:

- Item 9, Community Health Assessment to become Item 9a
- Item 9b-Updated Health Department Fees
- Item 13e to become Consent and Authorization to Big Alpha Indy, Inc.
- All following items move down in order

Upon motion by Vice-Chairman Goforth and second by Commissioner Gentry, the Board voted unanimously to approve. (Attachment 1.1)

**Agenda Item 2: Approval of May 4, 2022 (Special) Minutes; May 10, 2022 (Regular) Minutes; May 18, 2022 (Special) Minutes; May 31, 2022 (Special) Minutes**

Upon motion by Commissioner Wechtel and second by Chairman Snelson, the Board voted unanimously to approve all of the minutes as submitted.

**Agenda Item 3: Public Comment**

Clayton Honeycutt-Mr. Honeycutt spoke regarding operations of Environmental Health and the 911 addressing system. (Attachment 3.1)

**Item 4: Public Hearing – Commercial Assembly Moratorium Ordinance**

**a. Presentation of Ordinance Adopting a Limited Moratorium on Commercial Assembly Related Development**

Attorney John Noor with Roberts & Stevens, P.A. discussed a proposed moratorium on commercial assembly venues and presented changes in the form of the current version from the draft presented previously which include changes in grammar and technicality.

Attorney Noor outlined components of the moratorium and reasoning for it as well as answered questions from Board members. Information discussed included complaints against existing businesses, need for the moratorium, venues affected, areas covered, and duration of time for the moratorium noting that it would initially be for a six month period of time so that changes could be implemented for the Land Use Ordinance.

Counsel regarding the public hearing was provided by Attorney Noor.

Upon motion by Commissioner Gentry and second by Vice-Chairman Goforth, the Board voted unanimously to open the public hearing.

**b. Public Comment**

Chris Nelson-Mr. Nelson spoke regarding assembly venue and the proposed moratorium.

Ken Kushuba-Mr. Kushuba spoke regarding assembly venue, Land Use Ordinance for venues, and actions to correct measures.

Amy Kushuba-Ms. Kushuba spoke regarding assembly venue and the proposed moratorium.

Murphy Fletcher-Ms. Fletcher spoke regarding assembly venue.

Debbie Evans-Ms. Evans spoke regarding assembly venue.

Upon motion by Commissioner Gentry and second by Commissioner Wechtel, the Board voted unanimously to close the public hearing on the assembly ordinance.

**c. Discussion**

Attorney Noor readdressed changes in the form of the current version from the draft presented previously and noted that the new version reflects grammatical changes and changes in the Comprehensive Plan.

Discussion was had by members of the Board regarding the proposed moratorium. Commissioner Garrison requested to clarify how those who would like to speak during public comment are recognized with County Attorney Donny Laws clarifying the process and Commissioner Garrison requesting to recognize anyone else who may wish to speak. Counsel was provided by County Attorney Laws regarding reopening the public hearing so that others desiring to speak could do so.

Upon motion by Chairman Snelson and second by Commissioner Garrison, the Board voted unanimously to open it.

**b. Public Comment (cont.)**

Gloria Sundquist-Ms. Sundquist spoke regarding assembly venue and the proposed moratorium.

Sabria Lundy-Ms. Lundy spoke regarding assembly venue.

Brenda White-Ms. White spoke regarding the proposed moratorium and the Board discussed information with her.

Upon motion by Vice-Chairman Goforth and second by Commissioner Garrison, the Board voted unanimously to close the public hearing.

**c. Discussion (cont.)**

Discussion was had by members of the Board regarding the proposed moratorium, expectations, guidelines, and processes for Ordinance coverage to address areas of concern as well as moving forward for assembly venues and working together.

Upon motion by Commissioner Gentry with further discussion by the Board and second by Chairman Snelson, the Board voted unanimously to approve the recommended six-month moratorium. (Attachment 4.1)

**Agenda Item 5: Public Hearing – Madison County Comprehensive Plan**

**a. Presentation of Comprehensive Plan**

Brad Guth, Development Services Director presented the updated 2010 Comprehensive Plan for consideration of the Board and answered questions from Board members. Information discussed by Mr. Guth included community input received, components of the plan, and updates made to maintain the existing plan noting that changes have been made to data and text amendments with no other amendments being made. Counsel was provided by County Attorney Donny Laws who noted that an existing updated plan or a new plan must be adopted by the Board in accordance with Chapter 160D.

Upon motion by Commissioner Gentry and second by Vice-Chairman Goforth, the Board voted unanimously to open the public hearing.

**b. Public Comment**

Chairman Snelson opened the floor to those wishing to speak.

Tony Ponder-Mr. Ponder spoke regarding the Comprehensive Plan and future development in the County.

Gloria Sundquist-Ms. Sundquist spoke regarding the Comprehensive Plan and rural landscape of the County.

Unanimous Audience member-spoke regarding the Development Services Department.

Upon motion by Commissioner Garrison and second by Commissioner Gentry, the Board voted unanimously to close the public hearing.

**c. Discussion**

Discussion was had by members of the Board regarding the proposed Comprehensive Plan. Information discussed included maintenance components of the current plan being considered, requirement for adopting the plan, community input, and path moving forward for growth and further updates to the plan.

Further comment was taken from the audience regarding the need for more action on behalf of the planning Board for the Comprehensive Plan with further discussion being had by the Board.

Upon motion by Commissioner Garrison and second by Chairman Snelson, the Board voted unanimously to adopt the maintenance enhancements to the current Comprehensive Plan. (Attachment 5.1)

**Agenda Item 6: Public Hearing – Subdivision Ordinance Amendment**

**a. Presentation of Proposed Subdivision Amendments**

Brad Guth, Development Services Director presented and discussed proposed amendments to the Subdivision Ordinance noting that it is the recommendation of the Planning Board that the amendment would strike the sentence "all roads shall have 100 feet horizontal distance between curves" from Section 8.9.5.4.

Upon motion by Commissioner Gentry and second by Chairman Snelson, the Board voted unanimously to open the public hearing for public comment.

**b. Public Comment**

No public comment was available to be heard by the Board.

Upon motion by Commissioner Wechtel and second by Chairman Snelson, the Board voted unanimously to close the public comment.

**c. Discussion**

Upon motion by Commissioner Wechtel and second by Commissioner Garrison, the Board voted unanimously to adopt the ordinance amending the Madison County Subdivision Control Ordinance and that it be the specific Ordinance that has been presented to us in writing tonight. (Attachment 6.1)

Commissioner Garrison recognized the Town of Hot Springs for receiving a recent travel recognition.

**Agenda Item 7: Public Hearing – FY 2022-2023 Budget Ordinance**

**a. Presentation of Proposed FY 2022-2023 Budget Ordinance**

Commissioner Gentry presented the proposed FY 2022-2023 Budget Ordinance to the Board and read into record a prepared statement regarding the budget.

Discussion regarding the Solid Waste Availability Fee was had by the Board.

Upon motion by Chairman Snelson and second by Vice-Chairman Goforth, the Board voted unanimously to open the hearing for public comment.

**b. Public Comment**

Tony Ponder-Mr. Ponder spoke regarding the proposed FY 2022-2023 Budget.

Upon motion by Chairman Snelson and second by Commissioner Garrison, the Board voted unanimously to close the public hearing.

**c. Discussion**

Discussion was had by members of the Board regarding the proposed FY 2022-2023 Budget. Information discussed included implementation and sustainability of programs, tax revenue, the budget process, employee compensation, components of the budget, expenditure of funds, and departmental funding.

Upon motion by Commissioner Gentry and second by Vice-Chairman Goforth with discussion being had by the Board, the Board voted to approve the budget as submitted by all of us.

Madison County, North Carolina  
2022-2023 Budget Ordinance

BE IT ORDAINED by the Governing Body of the County of Madison, North Carolina:

Section 1:           The following amounts are hereby appropriated In the General Fund for the operation of the county government and its activities for the fiscal year beginning July 01, 2022 and ending June 30, 2023, in accordance with the chart of accounts heretofore established for this County:

General Government	\$	3,886,953.00
Public Safety	\$	8,201,844.00
Transportation	\$	717,265.00
Health and Human Services	\$	4,325,269.00
Community Services	\$	881,400.00
Social Services	\$	5,156,825.00
Economic and Physical Development	\$	1,023,395.00
Education	\$	4,309,697.00
Culture and Recreation	\$	785,178.00
Contingency	\$	100,000.00
Capital Outlay	\$	100,000.00
Debt Service	\$	1,234,667.00
Transfer to Revaluation Fund	\$	85,000.00
	\$	30,807,493.00

Section 2:

It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Current Year's Real Property Taxes	\$	12,445,634.00
Current Year's Motor Vehicle Taxes	\$	1,123,773.00
Prior Year's Real Property Taxes	\$	448,000.00
Interest and Late Listing Fees on Taxes	\$	165,000.00
Franchise Taxes	\$	10,000.00
Local Option Sales Tax	\$	4,931,241.00
Intergovernmental Revenues	\$	7,815,620.00
Fees	\$	1,548,969.00
Other Revenues	\$	545,805.00
Interest on Banking Accounts	\$	1,000.00
Transfer From Fund Balance	\$	1,772,451.00
	\$	30,807,493.00

Section 3: The following amounts are hereby appropriated in the Fire District Fund for the operation of fire protection services for the fiscal year beginning July 01, 2022 and ending June 30, 2023, in accordance with the chart of accounts heretofore established for this County:

Smokey Mountain Fire Department	\$	175,000.00
Ebbs Chapel Fire Department	\$	260,000.00
Mars Hill Fire Department	\$	675,000.00
Country Fire Department	\$	30,000.00
Walnut Fire Department	\$	135,000.00
Big Pine Fire Department	\$	38,000.00
Jupiter Fire Department	\$	45,000.00
Leicester Fire Department	\$	95,000.00
Spring Creek Fire Department	\$	75,000.00
Laurel Fire Department	\$	60,000.00
 Total Appropriation	 \$	 1,588,000.00

Section 4: It is estimated that the following revenues will be available in the Fire District Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Smokey Mountain Fire Department	\$	175,000.00
Ebbs Chapel Fire Department	\$	260,000.00
Mars Hill Fire Department	\$	675,000.00
Country Fire Department	\$	30,000.00
Walnut Fire Department	\$	135,000.00
Big Pine Fire Department	\$	38,000.00
Jupiter Fire Department	\$	45,000.00
Leicester Fire Department	\$	95,000.00
Spring Creek Fire Department	\$	75,000.00
Laurel Fire Department	\$	60,000.00
 Total Estimated Revenues	 \$	 1,588,000.00

Section 5: The following amounts are hereby appropriated in the Vehicle Tax Fund for the three towns located in Madison County for the fiscal year beginning July 01, 2022 and ending June 30, 2023, in accordance with the chart of accounts heretofore established for this County:

Town of Hot Springs	\$	40,000.00
Town of Marshall	\$	25,000.00

\$ 50,000.00

Total Appropriation \$ 115,000.00

Section 6: It is estimated that the following revenues will be available in the Vehicle Tax Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Town of Hot Springs \$ 40,000.00

Town of Marshall \$ 25,000.00

Town of Mars Hill \$ 50,000.00

Total Estimated Revenues \$ 115,000.00

Section 7: The following amounts are hereby appropriated in the Occupancy Tax Fund for the development of tourism in Madison County during the fiscal year beginning July 01, 2022 and ending June 30, 2023, In accordance with the chart of accounts heretofore established for this County:

Tourism and Development \$ 527,500.00

Total Appropriation \$ 527,500.00

Section 8: It is estimated that the following revenues will be available in the Occupancy Tax Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Occupancy Tax \$ 543,804.00

Fund Interest \$ 10.00

Total Estimated Revenues \$ 543,814.00

Section 9: The following amounts are hereby appropriated in the E-911 Fund for the operation of the Emergency 911 System for the fiscal year beginning July 01, 2022 and ending June 30, 2023 In accordance with the chart of accounts heretofore established for this County:

911 Emergency Telephone System \$ 250,734.00

Total Appropriation \$ 250,734.00

Section 10: It is estimated that the following revenues will be available in the E-911 Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

911 Telephone Surcharges \$ 250,734.00

Total Estimated Revenues \$ 250,734.00

Section 11: The following amounts are hereby appropriated in the Landfill Fund for the operation of the County Landfill for the fiscal year beginning July 01, 2022 and ending June 30, 2023 in accordance with the chart of accounts heretofore established for this County:

Landfill	\$	2,240,235.00
Recycling	\$	251,481.00
Scrap Tire Disposal	\$	26,500.00
White Goods Management	\$	6,300.00
 Total Appropriation	 \$	 2,524,516.00

Section 12: It is estimated that the following revenues will be available in the Landfill Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Disposal Fees	\$	2,204,231.00
Other Operating Income	\$	320,285.00
 Total Estimated Revenues	 \$	 2,524,516.00

Section 13: The following amounts are hereby appropriated in the Soil and Water Conservation Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023 in accordance with the chart of accounts heretofore established for this County:

General Fund	\$	28,060.00
 Total Appropriation	 \$	 28,060.00

Section 14: It is estimated that the following revenues will be available in the Soil and Water Conservation Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Other Operating Income	\$	28,060.00
 Total Estimated Revenues	 \$	 28,060.00

Section 15: The following amounts are hereby appropriated in the DSS Custodial Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023 in accordance with the chart of accounts heretofore established for this County:

General Fund	\$	198,204.00
 Total Appropriation	 \$	 198,204.00

Section 16: It Is estimated that the following revenues will be available In the DSS Custodial Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Other Operating Income	\$	198,204.00
Total Estimated Revenues	\$	198,204.00

Section 17: The following amounts are hereby appropriated in the Revaluation Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023 In accordance with the chart of accounts heretofore established for this County:

Revaluation Fund	\$	85,000.00
Total Appropriation	\$	85,000.00

Section 18: It Is estimated that the following revenues will be available In the Revaluation Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

Transfer from General Fund	\$	85,000.00
Total Estimated Revenues	\$	85,000.00

Section 19: The following amounts are hereby appropriated in the Courthouse Renovation Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023 in accordance with the chart of accounts heretofore established for this County:

General Construction	\$	3,000,000.00
Architect, Engineering, Consulting	\$	300,000.00
Leases, Permits	\$	500,000.00
Total Appropriation	\$	3,800,000.00

Section 20: It Is estimated that the following revenues will be available in the Courthouse Renovation Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

SCIF Courthouse Renovation	\$	3,800,000.00
Total Estimated Revenues	\$	3,800,000.00

Section 21: The following amounts are hereby appropriated in the American Rescue Plan Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023 In accordance with the chart of accounts



heretofore established for this County:

Broadband	\$	50,000.00
Total Appropriation	\$	50,000.00

Section 22: It is estimated that the following revenues will be available in the American Rescue Plan Fund for the fiscal year beginning July 01, 2022 and ending June 30, 2023:

American Rescue Plan	\$	50,000.00
Total Estimated Revenues	\$	50,000.00

Section 23: There is hereby levied a tax rate of fifty (\$.50) cents per one hundred dollars (\$100.00) valuation of property tax listed as of January 01, 2022, for the purpose of raising revenue included in "2022 Ad Valorem Taxes" in General fund in Section 2 of this ordinance.

This rate is based on an estimated total valuation of property for the purpose of taxation of \$2,584,226,497 at an estimated collection rate of 96.32% and on an estimated total valuation of vehicles of \$225,884,049 at an estimated collection rate of 99.50%.

Section 24: for the fiscal year beginning July 1, 2022 and ending June 30, 2023 the compensation for the Chairman of the Board of Commissioners is \$7,702 per year and a monthly travel allowance of \$685, The compensation of all other members of the Board of Commissioners is \$5,269 per year and a monthly travel allowance of \$400.

Section 25: The County Manager shall serve as Budget Officer and is hereby authorized to transfer appropriations as contained herein under the following conditions:

- A. The County Manager shall be authorized to transfer amounts between line item expenditures within a department without limitation and without report being required. These changes should not result in increases in recurring obligations such as salaries.
- B. The County Manager shall be authorized to effect inter-department transfers, in the same fund, not to exceed 10% of the appropriated monies for the department whose allocation is reduced, notation of all such transfers shall be made to the Board during their next regular session.
- C. Interfund transfers established in the budget may be accomplished without Board approval,

Section 26: The County Manager Is hereby restricted from transferring appropriations as contained herein under the following conditions:

- A. The utilization of any contingency appropriation shall be accomplished only with Board approval.
- B. No salary increases may be made without Board approval, except when granted in accordance with an official pay plan adopted by the Board of Commissioners.
- C. The Interfund transfer of monies, except as noted in Section 25 (paragraph C) shall be accomplished by Board authorization only,
- D. No travel advances may be made without written permission of the County Manager.

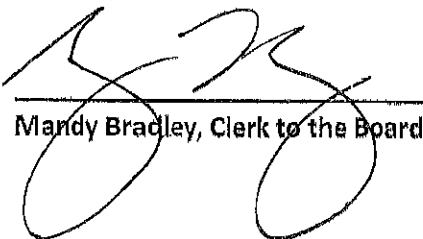
Section 27: This ordinance shall be the basis of the financial plan of Madison County during the 2022-2023 Fiscal Year. The County Manager shall administer the budget and shall insure that the operating officials are provided guidance and sufficient details to implement their appropriate portion of the budget, The accounting section shall establish records which are in consonance with the budget and this ordinance and the appropriate statutes of the State of North Carolina.

Adopted this the 28 day of June, 2022.



Mark Snelson, Chairman  
Madison County Board of Commissioners

ATTEST:



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Mandy Bradley, Clerk to the Board

SEAL

**Agenda Item 8: Ross Young, American Rescue Plan Act Grants Manager**

**a. Grant Project Ordinance-S.L. 2021-180 Water and Sewer Infrastructure Expansion**

Mr. Young presented the Grant Project Ordinance for funding from S.L. 2021-180 Water and Sewer Infrastructure in consideration of the Board and answered questions from Board members. Information discussed included the funding awarded, allocation guidelines, and spending allowances of the Ordinance.

Discussion was had by the Board. Upon motion by Commissioner Wechtel and second by Chairman Snelson, the Board voted unanimously that the Ordinance be approved as submitted. (Attachment 8.1)

**b. Funds Reimbursement Resolution-S.L. 2021-180 Water and Sewer Infrastructure Expansion Reimbursement**

The Water and Sewer Infrastructure Expansion Funds Reimbursement Resolution was presented and discussed by Mr. Young who answered questions from Board members.

Upon motion by Commissioner Garrison and second by Commissioner Wechtel, the Board voted unanimously to adopt the Resolution. (Attachment 8.2)

**Agenda Item 9: Tammy Cody, Health Director**

**a. Community Health Assessment**

Deana Stephens, Director of Community Health Programs presented a video of the Community Health Assessment and discussed the Assessment with the Board. Ms. Stephens noted that the assessment is a requirement from the State to be completed every three years. Information discussed included program participants, collaborators for the assessment, results, and priorities including healthy eating/healthy weight and diabetes and substance use and mental health.

Jodi Brazil, Madison Community Health Consortium Coordinator discussed Initiatives and strategies moving forward after the assessment.

**b. Updated Health Department Fees**

Robin Bishop with the Health Department presented an updated adjustment to fees for proposed annual changes to clinic charges at the Health Department and answered questions from Board members. Ms. Bishop noted that the current change in fees are only for clinic charges and that no other fees assessed by the Health Department will be affected at this time.

Upon motion by Vice-Chairman Snelson with second by Commissioner Wechtel and discussion being had by the Board, the Board voted unanimously to approve. (Attachment 9.2)

**Agenda Item 10: Brooke Ledford, Human Resources Director**

Ms. Ledford presented and discussed the Employee Assistance Network Contract Renewal with the Board as well as answered questions from members of the Board.

Upon motion by Commissioner Garrison and second by Chairman Snelson, the Board voted unanimously to renew the contract for the Employee Assistance Network as presented. (Attachment 10.1)

**Agenda Item 11 Kary Ledford, Finance Office**

**a. Budget Amendment #12**

Ms. Ledford presented and discussed Budget Amendment #12 with the Board as well as answered questions from Board members.

Upon motion by Vice-Chairman Goforth and second by Chairman Snelson with discussion by the Board regarding leveraging funds generated from the sale of county owned surplus property for economic development, the Board voted unanimously to approve. (Attachment 11.1)

**b. Financial Report**

Ms. Ledford presented the financial report for the month of May to the Board. (Attachment 11.2)

**c. Juvenile Crime Prevention Council FY 2022-2023 Certification**

Ms. Ledford presented and discussed the FY 2022-2023 Juvenile Crime Prevention Council Certification with the Board on behalf of the Juvenile Crime Prevention Council.

Upon motion by Chairman Snelson and second by Commissioner Garrison, the Board voted unanimously to approve. (Attachment 11.3)

Commissioner Wechtel recognized the Finance Office for the work to satisfy the Office of the North Carolina State Treasurer for previous audit inconsistencies.

**Agenda Item 12: Diana Norton, Interim Tax Administrator**

**a. Tax Refunds and Releases**

Ms. Norton presented the tax refunds and releases to the Board for the month of May.

Upon motion by Commissioner Wechtel and second by Commissioner Gentry, the Board voted unanimously to approve. (Attachment 12.1)

**b. Kania Law Firm Tax Foreclosure Update**

Ms. Norton discussed an update from the Kania Law Firm regarding the status of tax foreclosures.

**Agenda Item 13: Norris Gentry, Interim County Manager**

**a. County Manager's Update**

Commissioner Gentry presented an update to the Board regarding the Courthouse project, the Spring Creek Golden Leaf project for renovation of the Spring Creek Community Center, the water sewer project for water sewer infrastructure expansion noting that the engineering contract has been awarded to McGill and Associates, and the Solid Waste RFQ that was previously issued with no bids being received.

**b. Blannahassett Island Gym and Property Conveyance**

Disposal of County owned property on Blannahassett Island in Marshall including the gym and a vacant County owned parcel to be dispersed to the Town of Marshall was discussed with the Board by Commissioner Gentry.

County Attorney Donny Laws discussed the draft of the agreement including the recently recorded property survey with Mr. Laws noting that 3.2 acres of a county owned parcel in front of the River and old school building will be conveyed to the Town of Marshall in exchange for the Town's portion of the island gym which will be combined with the County's portion of that piece of property so that the gym can be declared as surplus and sold with the net proceeds being held by the County to be given to the Town to be used as recreational facilities in North or South Marshall when the Town is ready to construct the facility. Mr. Laws noted that the agreement will be presented to the Town of Marshall and be brought back to the Board of Commissioners for final approval.

**c. Mobile Communications America, Inc. Radio System Evaluation Quotation**

Commissioner Gentry presented a quote for Mobile Communications America, Inc. Radio System Evaluation to assist with recommendations for upgrades for emergency communications systems to move forward with upgrading equipment on communications towers in the County and radios.

Discussion was had by the Board. Chief Benny Gaddy with the Mars Hill Fire Department discussed the recommendations from the fire chiefs and other emergency services in the County and answered questions from Board members.

Upon motion by Commissioner Garrison with counsel by County Attorney Laws and second by Chairman Snelson, the Board voted unanimously to allocate \$16,585 to Mobile Communications America to provide the services aforementioned based on the recommendations of that workgroup.

**d. County Board Appointments**

Vacancies for County appointed Boards were presented to the Board by Commissioner Gentry.

Discussion was had by the Board regarding the Board of Health vacancy. Upon motion by Chairman Snelson and second by Commissioner Wechtel, the Board voted unanimously to reappoint Crystal Webb.

Commissioner Wechtel discussed recommendations for the following vacancies on the Economic Development Board.

- Tammy Whitlock for a three-year term
- Jeffrey Willis for a three-year term
- Chad Bradley to fill the term expiring February 2024

Upon motion by Commissioner Wechtel and second by Chairman Snelson, the Board voted unanimously to approve.

Discussion was had regarding vacancies for the Board of Social Services. Upon motion by Chairman Snelson and second by Commissioner Gentry, the Board voted unanimously to appoint Craig Goforth and Darlyne Rhinehart to the Social Services Board upon the recommendation of the Social Services Board.

Discussion was had regarding vacancies for the Transportation Advisory Board. Upon motion by Commissioner Wechtel and second by Chairman Snelson, the Board voted unanimously to appoint Edward Wilson. Upon motion by Commissioner Gentry and second by Commissioner Wechtel, the Board voted unanimously to appoint Dale Flynn.

**e. Consent and Authorization to Big Alpha Indy, Inc.**

The Consent and Authorization for Big Alpha Indy, Inc. for use of the image of the Courthouse clock in a motion picture was presented to the Board by Commissioner Gentry.

Upon motion by Commissioner Garrison and second by Chairman Snelson with discussion being had by the Board, the Board voted unanimously to offer consent and authorization. (Attachment 13.5)

**f. Personnel; g. Donald Alison vs. Madison County Inspection Department, Madison County Health Department, and Madison County, Case Number 22-CVD-94; h. Legal Advice Regarding the State of North Carolina, Madison County, and Sanders**

Upon motion by Commissioner Gentry and second by Chairman Snelson, the Board voted unanimously to go to closed session for personnel; Alison vs. Madison County Inspection Department, Madison County Health Department, and Madison County, Case Number 22-CVD-94; and legal advice regarding the State of North Carolina, Madison County, and Sanders pursuant to N.C.G.S. 143-318.11 (a)(6) and N.C.G.S 143-318.11 (a)(3) at 8:50 p.m.

Upon motion by Commissioner Gentry and second by Chairman Snelson, the Board voted unanimously to return to open session at 10:22 p.m.

Human Resources Director Brooke Ledford presented on behalf of 911, the request to hire Jasmine Flynn as a Dispatcher. Upon motion by Chairman Snelson and second by Commissioner Garrison, the Board voted unanimously to approve.

Human Resources Director Brooke Ledford presented on behalf of the Solid Waste Department, the request to hire David Davis as a Recycle Truck Driver. Upon motion by Commissioner Garrison with discussion being had by the Board and counsel being provided by County Attorney Donny Laws and second by Commissioner Gentry, the Board voted unanimously for the conditional employment of David Davis based upon background and criminal record.

Human Resources Director Brooke Ledford presented on behalf of the Solid Waste Department, the request to hire Rocky Flynn as Substitute Collection Center Attendant. Upon motion by Chairman Snelson and second by Vice-Chairman Goforth, the Board voted unanimously to approve.

Upon motion by Commissioner Gentry with counsel by County Attorney Laws who noted that the information is contained in the matter that Tammy Cody sent to the Commissioners regarding the Sanders Environmental Health settlement with second by Chairman Snelson, the Board voted unanimously that in the case we just discussed with our attorney, that we agree to pay fifty percent for appropriate releases and settlement for that case.

**Agenda Item 14: Adjournment**

Upon motion by Commissioner Gentry and second by Chairman Snelson, the Board voted unanimously that this meeting be adjourned to meet in two weeks at the regular July meeting.

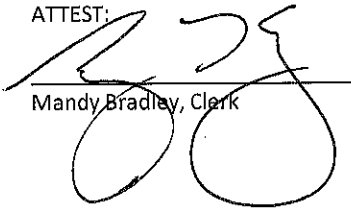
This the 28th day of June 2022.

MADISON COUNTY



Mark Snelson, Chairman  
Board of Commissioners

ATTEST:



Mandy Bradley, Clerk

Madison County Board of Commissioners  
Agenda  
June 28, 2022

Attachment ~~1-4~~

6:00 P.M.

Meeting Called To Order  
Pledge of Allegiance  
Moment of Silence

1. Agenda Approval
2. Approval of May 4, 2022 (Special) Minutes; May 10, 2022 (Regular) Meeting; May 18, 2022 (Special) Meeting; May 31, 2022 (Special) Minutes
3. Public Comment
4. Public Hearing - Commercial Assembly Moratorium Ordinance
  - a. Presentation of Ordinance Adopting a Limited Moratorium on Commercial Assembly Related Development-John Noor
  - b. Public Comment
  - c. Discussion
5. Public Hearing – Madison County Comprehensive Plan
  - a. Presentation of Comprehensive Plan-Brad Guth, Development Services Director
  - b. Public Comment
  - c. Discussion
6. Public Hearing-Subdivision Ordinance Amendment
  - a. Presentation of Proposed Subdivision Amendments-Brad Guth, Development Services Director
  - b. Public Comment
  - c. Discussion
7. Public Hearing- FY 2022-2023 Budget Ordinance
  - a. Presentation of Proposed FY 2022-2023 Budget Ordinance-Norris Gentry, Interim County Manager
  - b. Public Comment
  - c. Discussion
8. Ross Young, American Rescue Plan Act Grants Manager
  - a. Grant Project Ordinance-S.L. 2021-180 Water Sewer Infrastructure Expansion
  - b. Funds Reimbursement Resolution-S.L. 2021-180 Water Sewer Infrastructure Expansion Reimbursement
9. Tammy Cody, Health Director
  - a. Community Health Assessment
  - b. Updated Health Department Fees
10. Brooke Ledford, Human Resources Director  
Employee Assistance Network Contract Renewal
11. Kary Ledford, Finance Officer
  - a. Budget Amendment #12
  - b. Financial Report
  - c. Juvenile Crime Prevention Council FY 2023-2023 Certification
12. Diana Norton, Interim Tax Administrator
  - a. Tax Refunds and Releases
  - b. Kania Law Firm Tax Foreclosure Update
13. Norris Gentry, Commissioner/Interim County Manager
  - a. County Manager's Update
  - b. Blannahassett Island Gym and Property Conveyance
  - c. Mobile Communications America, Inc. Radio System Evaluation Quotation
  - d. County Board Appointments
  - e. Consent and Authorization to Big Indie Alpha, Inc.
  - f. Personnel
  - g. Donald Alison vs. Madison County Inspection Department, Madison County Health Department, and Madison County Case Number 22-CVD-94
  - h. Legal Advice Regarding The State of North Carolina, Madison County, and Sanders
14. Adjournment



# Madison County Commissioners Meeting

Attachment 21

## Public Comment

June 28, 2022

6:00pm

North Carolina Cooperative Extension-Madison County Center

3 Minute Time Limit

----- Public Comment Sign-In Sheet -----

	Name	Signature
1.	Clayton Honeycutt	
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# Madison County Commissioners Meeting Public Hearing-Commercial Assembly Moratorium Ordinance Public Hearing Comment

June 28, 2022  
6:00pm

North Carolina Cooperative Extension-Madison County Center

3 Minute Time Limit

----- Public Comment Sign-In Sheet -----

	Name	Signature
1.	✓ Chris Nelson	
2.	✓ Ken Kashuba	
3.	✓ Amy Kashuba	
4.	✓ Murphy Fletcher <i>Barbara's Legal</i>	
5.	✓ Debbie EVANS	
6.	✓ Gloria Sudquist	
7.	✓ Branda wyatt	
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**AN ORDINANCE OF THE COUNTY OF MADISON ADOPTING A LIMITED  
MORATORIUM ON COMMERCIAL ASSEMBLY RELATED DEVELOPMENT**

THAT WHEREAS, the County of Madison, North Carolina (the "County") is experiencing significant real estate development and population growth within its boundaries; and

WHEREAS, the County is in the process of completing revisions to its Comprehensive Plan, which will provide recommendations to manage future growth in the County; and

WHEREAS, the Comprehensive Plan is currently pending review before the County's Board of Commissioners which will consider the proposed changes at their June 28, 2022, meeting; and

WHEREAS, as part of the process for amending the Comprehensive Plan County, County staff hosted a number of community listening sessions regarding the direction the County should take with development in the future and one of the areas that was repeatedly mentioned by community members during these meetings was the impact of assembly halls, wedding venues, vacation rentals, and other lodging and outdoor recreational facilities on surrounding properties; and

WHEREAS, these impacts include excessive noise and light pollution as well as increased traffic from events held at these types of facilities; and

WHEREAS, the County has received a number of complaints about excessive noise and light pollution generated by existing facilities, which has resulted in the issuance of noise ordinance violations and investigations by the Madison County Sheriff; and

WHEREAS, the existing zoning and development regulations within the County are not compatible and congruous with the impacts articulated in the listening sessions, the complaints made regarding existing uses, the existing Comprehensive Plan, and the likely vision and character provisions of the pending Comprehensive Plan revisions; and

WHEREAS, the County anticipates making amendments to its land use regulations to implement the recommendations of the Comprehensive Plan; and

WHEREAS, allowing certain real estate development activity to occur prior to adoption of the likely amendments to the County's land use regulations is an inadequate alternative to a moratorium because it may result in development and land uses that are incompatible and incongruous with the current and proposed Comprehensive Plan's goals, standards, and guidelines; and

WHEREAS, proactively rezoning or removing problematic uses without a comprehensive analysis of where those uses should be located within the County is an inadequate alternative to a moratorium because it could also result in development and land uses

that are incompatible and incongruous with the existing and proposed Comprehensive Plan's goals, standards, and guidelines; and

WHEREAS, the County will need time to evaluate the best location and conditions for land uses that result in increased light and noise; and

WHEREAS, the County should be able to adopt a new Comprehensive Plan and amended land use regulations to address the existing issues surrounding the problematic uses within six (6) months from the enactment of a moratorium; and

WHEREAS, the goals, standards, and guidelines in the County's current and proposed Comprehensive Plan would be best achieved if certain development within the areas identified in this Ordinance is temporarily halted during the period when amendments to the land use ordinances are considered to enact the goals, standards, and guidelines within the pending Comprehensive Plan; and

WHEREAS, a temporary moratorium would provide County staff with the time needed to determine the appropriate zoning necessary to address the current adverse impacts caused by the above-listed uses and develop consistency between the proposed Comprehensive Plan and existing land use regulations; and

WHEREAS, the purpose of this Ordinance is to preserve the status quo of existing land uses and development patterns, as well as promote the health, safety, morals, and general welfare of the citizens of the County by providing time for staff to develop policy options to mitigate and abate the traffic, noise and light pollution that can be generated by the above-listed uses; and

WHEREAS, this Ordinance will also provide the County with the time needed to lessen congestion from the above-listed uses, address traffic, noise, and light nuisances, ensure that regulations: provide for adequate light standards, prevent overcrowding of land, avoid the undue concentration of persons attending events, and ensure for the orderly growth, expansion, and development of the County; and

WHEREAS, County staff will propose and finalize changes to the County's land use regulations to address existing and new uses that do or may cause excessive traffic, noise, or light pollution, and present those plans to the relevant bodies for consideration and approval prior to the expiration of the moratorium established in this Ordinance to address the problems and conditions leading to the imposition of the moratorium.

NOW, Therefore be ordained and established, by the Commissioners of the County of Madison, North Carolina that:

1. Area – This Ordinance shall be applicable to all property within the County of Madison.
2. Duration – This Ordinance shall be effective and enforceable from the date of adoption and shall continue in full force and effect for an initial period of six (6) months from the

date of adoption, which is the estimated time necessary for the County to complete and adopt amendments to its land uses ordinances to address the existing adverse impacts of the above-listed uses and the proposals contained in the Comprehensive Plan. The County Commissioners may renew this moratorium or extend its duration, as necessary, consistent with the requirements of N.C. Gen. Stat. § 160D-107(e). The County Commissioners may also terminate this moratorium earlier than indicated in this Ordinance by action of the County Commission.

3. Moratorium – From and after the effective date of this Ordinance and continuing through its duration, no Development shall occur in the County's: Agricultural-Open Space (AO), Residential-Agricultural (RA), Residential (R-1), Residential-Resort (R-2), Neighborhood Commercial (N-C), Commercial Mixed Use (CMU), or Commercial (CD) districts, unless the Development is conducted by a public utility or public agency and it can be demonstratively shown to the County Commissioners that the health, safety, or welfare of the public requires that the moratorium be waived with regard to that specific development project. This moratorium prohibits the approval, denial, or consideration of all development approvals related to any Development within the above-listed districts.

4. Definitions – As used in this Ordinance, the terms listed below shall have the following meaning:

a. DEVELOPMENT: Unless the context clearly indicates otherwise, the term means the following:

i. The construction, erection, alteration, enlargement, renovation, substantial repair, movement to another site, demolition of any structure, excavation, grading, filling, clearing, alteration of land, subdivision of land as defined in N.C. Gen. Stat. § 160D-802, or initiation or substantial change in the use of land or the intensity of use of land related to any of the following uses (as defined in the County's Land Use Ordinance):

1. Assembly Hall;
2. Campgrounds (family);
3. Club (non-profit);
4. Community Centers;
5. Residential Vacation Rentals in excess of three (3);
6. Campground (group);
7. Recreational Facility;
8. Lodge;
9. Hotel;
10. Motel;
11. Theaters (outdoor); and
12. Racetrack.

5. Enforcement – If any person, firm, corporation, organization or association violates or attempt to violate any terms of this ordinance the County may enforce its terms by any means available to it by law, including those provided in N.C. Gen. Stat. § 160D-404.

6. Exclusions – In accordance with N.C. Gen. Stat. § 160D-107(c), absent an imminent threat to public health or safety, the Development moratorium adopted pursuant to this Ordinance shall not apply to:

- a. Any project for which a special use permit application has been accepted as complete;
- b. To development set forth in a site-specific vesting plan approved pursuant to G.S. 160D-108.1;
- c. To development for which substantial expenditures have already been made in good-faith reliance on a prior valid development approval;
- d. To sketch plans or preliminary or final subdivision plats that have been accepted for review by the County prior to the call for a hearing to adopt the moratorium;
- e. Existing residential uses regulated by current North Carolina Residential Building Codes;
- f. Alterations and repairs to existing buildings regulated by the North Carolina State Building Codes; and
- g. Site improvements required to comply with the American with Disabilities Act.

Notwithstanding the foregoing, if a complete application for a development approval has been submitted prior to the effective date of this moratorium, the permit choice provisions of N.C. Gen. Stat. § 160D-108(b) shall be applicable when permit processing resumes. This allows an applicant to choose which version of the development regulation will apply if development regulations change between the time the application is submitted and when the decision is made.

THIS ORDINANCE passed and adopted this the 28 day of June, 2022.

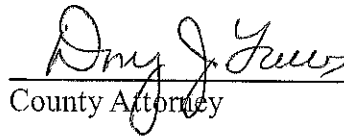
COUNTY OF MADISON COUNTY  
COMMISSIONERS

  
\_\_\_\_\_  
Chair, County Commissioners

(COUNTY SEAL)

Attest:

  
\_\_\_\_\_  
Clerk, County Commissioners

  
\_\_\_\_\_  
County Attorney



Madison County Commissioners Meeting  
Public Hearing-Madison County Comprehensive Plan Update  
**Public Hearing Comment**

June 28, 2022

6:00pm

North Carolina Cooperative Extension-Madison County Center

3 Minute Time Limit

----- Public Comment Sign-In Sheet -----

Name

Signature

1. ~~1.~~ TONY POWDER
2. ~~2.~~ Glorie Sundquist
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*Tony Powder*

## Chapter 1: Introduction and Summary of Planning Process (Updated)

### 1.1 What is a Comprehensive Plan?

A comprehensive plan is a plan that guides development and change for a community. It provides the basis and direction for a community's land development and land use policies and regulations. The plan examines the interrelationships between land use, transportation, utilities, the local economy, recreation, community character, etc. A comprehensive plan geographically covers the entire community and it has a long time horizon, typically 10 to 20 years. It represents the interests of the citizens as a whole.

#### **A few good reasons to plan:\***

- A good planning process involves a wide variety of citizens and interests. Once a community reaches consensus, the vision created in the plan can make future decision-making easier and less politically charged.
- A good plan ensures that a community can provide services like police, fire, and refuse collection efficiently while maintaining a relatively low tax rate for its citizens.
- Resources provided by state and federal governments are increasingly tied to good plans and planning processes. Highway funds, water and sewer grants, and other funding are easier to bring to your community if you have a well-crafted plan that shows extensive community involvement.

\* From the NC Citizen Planner Training Program (NC Chapter of the American Planning Association, 2000), available at [www.nc-apa.org](http://www.nc-apa.org), under "Resources," "Citizen Education."

### What is covered in Madison County's Comprehensive Plan?

This update to the 2010 Madison County Comp Plan includes a future vision for the County and goals which will help realize the vision and address concerns raised by citizens and county government. The vision was developed from input that was provided by citizens and officials at community meetings and through email, conversations and other meetings.

The plan contains data and analyses on Madison County's population, the local economy, land use, housing, environmental issues and infrastructure. The plan's chapters are arranged by topic area. Each chapter provides background, details and recommendations for a particular topic or set of topics. The plan contains recommendations for ways to manage growth, changes in policies and regulations, improvements to infrastructure and opportunities for intergovernmental coordination/collaboration.

## How does the Comprehensive Plan relate to zoning, subdivision and other ordinances?

A Comprehensive Plan defines goals and objectives for a community. It can also outline the investments, policies and regulations that are needed to achieve the goals. The Comprehensive Plan typically will outline what regulations and ordinances could be developed or are in place. A zoning ordinance is the most commonly used tool to implement the goals of a comprehensive plan, while an economic development strategy can be another.

## 1.2 How was this Comprehensive Plan developed?

Madison County staff undertook the formal Update of the Comprehensive Plan in the Spring of 2022.

The Madison County Planning Board provided input, as well as received comments from representatives from the Economic Development Board and Tourism Development Authority. County staff worked closely to develop a *Community Out-Reach Program* to solicit input from residents and organizations across the county.

Over 150 people attended one of seven advertised community out-reach meetings, which were all held throughout March and April 2022 in many communities throughout the county. These evening meetings were held at:

Ebbs Chapel Community Center  
Marshal Public Library (twice, 3/31 and 4/14)  
Mars Hill Public Library  
Spring Creek Community Center  
Laurel Community Center  
Hot Springs Public Library

The U.S. Forest Service and the Madison County Soil and Conservation District also requested a meeting to discuss issues impacting their services to the community. Input was also solicited and gathered from county employees, county-appointed boards and other citizens during this timeframe.

A Madison County Comp Plan Website: [www. MCPlan.org](http://www.MCPlan.org) was created about the planning update process with a series of small and large anonymous surveys to fill out online.

As well, a *Visual Preference Survey* web page was created for the citizens of the county to upload photographic images of things they liked (and/or dis-liked) about their community.

Over 1,600 visits the county website ([www.MCPlan.org](http://www.MCPlan.org)), with 250 people participated in the overall online survey process.



The plan was drafted in topical sections, with the various sections being reviewed by the Planning Board and the general public. **(The final plan..... and were presented to the Commissioners and made available for public review and input on June 28, 2022.....)** The Comp Plan Update's drafting and reviewing/revising process occurred between April through June 2022, as prepared by county staff.

Although the updated Comp Plan is not a document dictating how a community is developed nor is it a regulatory document, it does however outline a vision to be worked toward over a specific amount of time. The plan has detailed goals and provides ideas to help realize those goals.

## Chapter 2. Background Information and Trends (Updated)

### 2.1 Introduction

Madison County was formed in 1851 from Buncombe and Yancey counties and was named for President James Madison. Madison County is a rural, mountainous county in western North Carolina. It is located in the heart of the Appalachian Mountains and contains relatively steep mountains and beautiful rivers. Residents live in one of many small communities or in one of the three unique small towns – Marshall, Mars Hill and Hot Springs. The county’s culture is rooted in its heritage and residents have a strong desire to preserve the history and culture of the county as it grows and develops. See Maps 1 and 2 for orientation of the county in western North Carolina and the locations of the towns and townships.

#### A Brief History of Madison County

Note – Most of this section was derived from *This is Madison County*, by Jinsie Underwood (1974, Mars Hill).

Although there is no evidence of Indian towns or settlements in Madison County, Cherokee Indians lived in communities throughout the southern Appalachians and moved around in Madison to hunt and fish. The County’s first settlers came in the mid- to late-1700s, as the Indians in the region were defeated and pushed westward. There was a great wave of land speculation following the end of the Revolutionary War that continued into the early 19<sup>th</sup> century. Fertile land along the river valleys, good quality timber and cheap land prices also contributed to the rapid population growth in Madison County throughout the 1800s. However, the biggest factor that brought people into and through Madison County was the French Broad River and the trail along its banks that was used first by the Indians, then later by traders and settlers.

In 1824, the NC General Assembly created the Buncombe Turnpike Corporation and the trail along the French Broad River became a more formal transportation route and toll road, from the Tennessee line to the South Carolina state line. This turned into a major trade route, especially for drovers of hogs and other stock, and settlements (including the early towns which would become Marshall and Hot Springs) grew up along it where people could stop for the night, eat and rest.

The railroad brought an abrupt end to the turnpike traffic in the late 1800s, but was a major factor in the prosperity of Marshall in the first quarter of the 20<sup>th</sup> century. Marshall became a large trading center and businesses and industries flourished. This, along with the big wave of lumbering that swept through the region in the early 20<sup>th</sup> century, provided many jobs to local residents and brought more people to live in the county.

The Town of Warm Springs (what is now known as Hot Springs) was discovered early and was nationally known as a health and tourist center since the early 1800s. The Warm Springs Hotel brought many visitors to the Town – up to 1,000 at a time for special events – and also brought prosperity to the town. Businesses and other guesthouses served the many and regular visitors. The hotel burned and was rebuilt a few times over the years, but the site is still a place where visitors come to enjoy the natural hot springs and natural beauty.

Mars Hill began as a farming community and grew up around the school that eventually became Mars Hill College. The school was established in the mid-1800s and the town was incorporated in 1893. Both the town and school have grown over the years and Mars Hill College remains a prominent part of the Town.

The automobile and its popularity, in parallel with the decline of the railroad, brought a great amount of change to Madison County and caused a downturn in the economic prosperity it had enjoyed. No national or regional thoroughfare connected the county to areas with which it was formerly connected until the mid-1950s. Due to its challenging terrain and lack of adequate access to transportation, retail and manufacturing businesses tended not to locate in the county and residents either commuted to other counties or left the county to find work elsewhere.

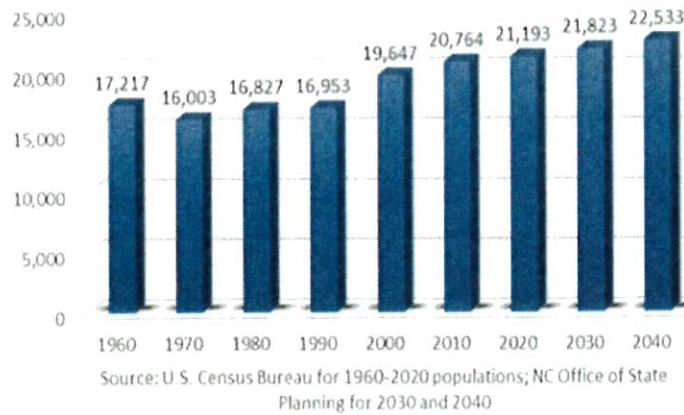
In recent years, there has been renewed interest in development and rehabilitation projects in the three towns and Mars Hill College has continued to expand. Interstate 26 was completed through the county in 2003, and a beautiful Welcome Center was built north of Mars Hill that offers visitors a wealth of information about things to do in and around Madison County. However the county has remained predominantly rural, with a strong agricultural base and strong communities.

## 2.2 Population and Demographics Data and Trends (Updated)

As shown in the accompanying graph, population in Madison County has both decreased and increased over the past sixty or more years. In 2007, its population was 20,502. Madison County's population reached its peak of 22,522 in 1940. For the next thirty years it lost population and then began gaining it back slowly through 1990.

Between 1990 and 2000 there was a large increase (16%), when it went from 16,953 to 19,645 people. Almost all of this growth (98%) was from people moving into the county from other places. The County's population in 2020, per the U.S. Census Data was 21,193; remaining somewhat flat from the 2010 Census. Latest indications are projecting a relatively flat to slightly elevated growth in the county's population over the 2020's; as the population remains projected to only reach about 21,823 by 2030.

Madison County Population, 1950 - 2040



However, the present 2022 real estate indications are showing a “boom” surge, with intensified interest in many regions of Western Carolina, as a response to many current economic factors. The current population forecasts are not consistent with the U.S. Census Data Projections of two years ago; thus, the documented population indicators may be “somewhat to greatly” under-estimated for many portions of Western Carolina.

The towns in Madison County are small and each has its own unique character. The towns of Hot Springs and Mars Hill both lost a large percentage of their populations between 1980 and 1990, but then grew and gained a lot of it back between 1990 and 2000. The towns' populations in 2000 made up 16.5% of the county's total population. However, between 2000- and 2020, both Mars Hill and Hot Springs lost population. A real estate “bubble burst” in 2008 was likely a significant contributor to this decline in both residential and business growth.

However, a recent economic resurgence has shown both towns, especially Hot Springs, to be on the rise with commercial activity increasing along its downtown sector. The Town of Mars Hill's residential areas are steadily increasing with a number of residential sub-divisions being created in just over the past two years.

**Population in Madison County, Region B and North Carolina, 2000 - 2020**

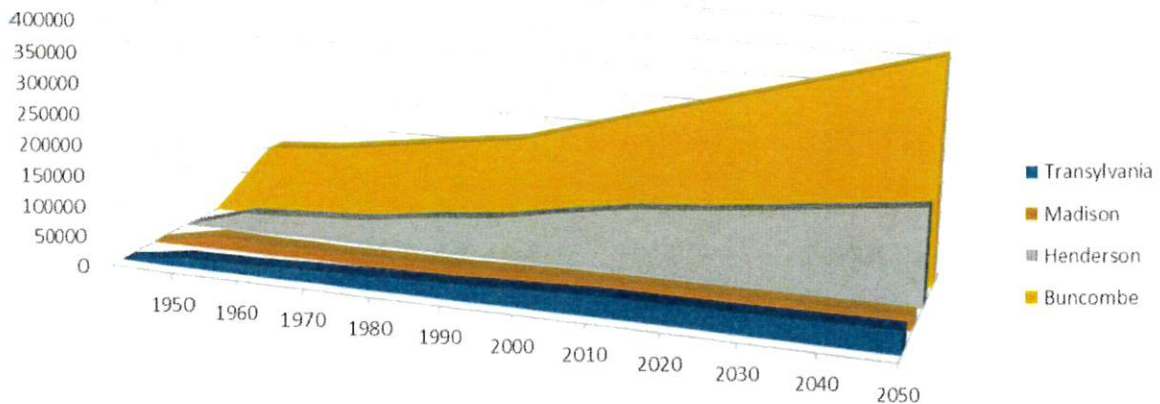
	2000	2010	2020	Percent Change	
				2000 - 2010	2010 - 2020
Hot Springs	645	560	520	-15.18%	-7.69%
Marshall	840	872	777	3.67%	-12.23%
Mars Hill	1764	1869	2007	5.62%	6.88%
<b>Madison County</b>	<b>19,647</b>	<b>20,764</b>	<b>21,193</b>	<b>5.38%</b>	<b>2.02%</b>
Region B	286,579	398,912	439,912	28.16%	9.32%
North Carolina	8049313	9535483	10439388	15.59%	8.66%

United States

Source : Us Census 2000, 2010 and 2020

The County is part of the four-county region known as Region B or the Land-of-Sky Region. The other three counties in this region are Buncombe, Henderson and Transylvania. This region has

Regional Population Growth, 1950 - 2050



1950 to 2020 populations are from the U.S. Census Bureau and projections are from the NC Office of State Planning

experienced moderate to high levels of growth each decade since the mid-1900s. It also has experienced a growth rate similar to the state of North Carolina over the past few decades. It is projected to continue to grow as shown in the graph below.

**Population Density**

In this rural county, population density has been consistently low compared to other counties in North Carolina and in the Land-of-Sky Region (Region B). Madison County’s density is similar to counties in the mountainous western part of North Carolina. In 1990 there were 37.7 people per square mile in Madison County. This rose slightly to 43.7 in 2000 and to 45 people per

square mile in 2007. Even with the projected growth for Madison County, the density is only expected to rise to 54.3 by the year 2030. This low density is partly due to the steep terrain in much of the county and the significant amount of protected land (16% of County's land area) in federal/state ownership.

Population Density History and Projections for Region B						
Area	Estimated		Actual	Projected		
	2000	2010	2020	2030	2040	2050
Buncombe County	314.2	362.9	410.3	458.4	506.6	554.7
Henderson County	238.5	286.1	311.7	346.6	383.3	420
<b>Madison County</b>	<b>43.7</b>	<b>46.2</b>	<b>47.2</b>	<b>48.6</b>	<b>50.1</b>	<b>51.7</b>
Transylvania County	77.5	87.4	87.1	89.5	93.8	97.7
Region B	168.5	195.7	214.1	235.8	258.5	281.0
North Carolina	165.6	196.1	214.7	237.1	260.6	284.4

The numbers indicate the number of people per square mile in the given geographic area.  
Sources: U.S. Census Bureau and NC Office of State Planning

### Race and Ethnicity

2020 Population Place	White		Black		Hispanic Origin (of any race)		Native American, Asian, Some Other Race	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Hot Springs	548	97.9	1	0.2			11	2
Mars Hill	1,628	87.1	168	9			73	3.9
Marshall	850	97.5	0	0			22	2.5
<b>Madison County</b>	<b>20,366</b>	<b>96.1</b>	<b>318</b>	<b>1.5</b>	<b>509</b>	<b>2.4</b>	<b>509</b>	<b>2.4</b>
North Carolina	7,370,208	70.6	2,317,544	22.2	1,028,060	9.8	741,196	7.1
United States	252,895,501	76.3	44,414,204	13.4	61,318,117	18.5	24,527,247	7.4

The above table shows the racial breakdown in 2020 for the towns in Madison County, the County as a whole, and for the state and country for comparison purposes.

It shows that Madison County is predominantly White (97.9%), with a very small number of Black, Hispanic or other races. There were small increases in the non-White population between 1990 and 2000. The group that grew the most was the Hispanic population; it made up 0.5% of the population in 1990 and 1.4% (or 266 people) in 2000, and 2.4% in 2020. The Hispanic population has been growing fairly rapidly in western North Carolina.

The table below shows the racial breakdown for the County in the year 2020 in a slightly different, more detailed way. It also shows the numbers of American Indians, Asians and Hawaiian and Pacific Islanders, which are small but may become more significant in the future.

### Race Breakdown by County and Region

2020 Census	RACE							
	Total Pop	White	Black or Afr Amer	Am Indian	Asian	All other races	Multiracial	Hispanic
<b>Buncombe</b>	<b>269452</b>	<b>214753</b>	<b>15089</b>	<b>808</b>	<b>3233</b>		<b>11856</b>	<b>21826</b>
percent		79.7	5.6	0.3	1.2	0.7	4.4	8.1
<b>Henderson</b>	<b>116281</b>	<b>91746</b>	<b>3256</b>	<b>233</b>	<b>1279</b>		<b>4070</b>	<b>15000</b>
percent		78.9	2.8	0.2	1.1	0.6	3.5	12.9
<b>Madison</b>	<b>21193</b>	<b>19243</b>	<b>191</b>	<b>64</b>	<b>85</b>		<b>805</b>	<b>742</b>
percent		90.8	0.9	0.3	0.4	0.3	3.8	3.5
<b>Transylvania</b>	<b>32986</b>	<b>28533</b>	<b>1023</b>	<b>99</b>	<b>165</b>		<b>1319</b>	<b>1682</b>
percent		86.5	3.1	0.3	0.5	0.4	4	5.1
<b>Region B</b>	<b>439912</b>	<b>354275</b>	<b>19558</b>	<b>1203</b>	<b>4762</b>		<b>18050</b>	<b>39250</b>
percent		84.0	3.1	1.1	3.2		15.7	7.4

Source: U.S. Census Bureau ([www.census.gov](http://www.census.gov)); Table DP-1. Profile of Demographic Characteristics

### Age Groups

The following table contains information on population by age groups. The largest age group in Madison County contains people between the ages of 18 and 64, accounting for 59.8% of the County's population. After this, people under 18 years old now account for 17.9% of the population, dropping from roughly 22% ten years ago. Over the same time, the older adult population, between ages 65 and over, has risen from 13.7% to 22.3%. The median age for people in Madison County is 39.3, slightly higher than the median age for North Carolina and the U.S. (35.3). ???

It is interesting to note that Mars Hill has a large proportion of younger people (age 18-44) but this is due to the number of college age students attending Mars Hill College. On the other hand, Mars Hill has the largest number of people over 65 years of age. Also, Madison County as well as other western North Carolina counties, have a larger percentage of older adults than seen in other areas and than the average in the U.S. because the area has been popular as a retirement destination.



Population by age groups - 2020						
	Age Groups					
	<18 Years		18 to 64		65 and over	
	Total	%	Total	%	Total	%
Hot Springs	82	15.50%	339	64%	109	20.60%
Mars Hill	527	17.40%	2230	73.50%	278	9.20%
Marshall	88	13.40%	458	69.60%	112	17%
Madison County	3,861	17.90%	12,930	59.80%	4,817	22.30%
State of North Carolina	2,301,596	22.40%	6,396,277	61.60%	1,688,354	16.30%
United States	73,296,738	22.40%	200,909,753	61.50%	52,362,817	16%

Source : ACS 2020 5-year

### Education – School Enrollment

The Madison County School System is “student-focused, providing comprehensive educational experiences in a safe environment that equips and empowers students to be responsible citizens” ([www.madison.k12.nc.us](http://www.madison.k12.nc.us)). The school system is fully accredited by the State of North Carolina and follows the NC State curriculum. Madison County School System has approximately 2,068 students enrolled in four elementary schools, one middle school and one high school. Student enrollment numbers by school and by grade are shown in the following tables.

Number of Students by School - March 2022		Number of Students by Grade				
School	Number of Students	Grade	No. of Students	Early College Students	Velocity Learning Center	Grand Total
		K	175			175
		1	167			167
Brush Creek Elementary	337	2	150			150
Hot Springs Elementary	127	3	152			152
Mars Hill Elementary	489	4	150			150
		5	159			159
		6	138			138
Madison County Middle School	432	7	140			140
Madison County High School	407	8	154			154
Early College	245	10	109	69	2	180
Velocity Learning Center	31	11	89	58	10	157
		12	93	43	15	151
		13	2	20		22
<b>Total number of students</b>	<b>2068</b>	<b>Total</b>	<b>1792</b>	<b>245</b>	<b>31</b>	<b>2068</b>

Source: Madison County School System March 2022

Prior to 1975 there were five high schools – in Hot Springs, Laurel, Mars Hill, Marshall and Spring Creek. These high schools were consolidated into one high school, located just off the

25-70 by-pass in Marshall. The middle schools were consolidated into one middle school in 1992. While consolidation has led to efficiencies in administration and the provision education and related services, it has also resulted in long bus rides for a number of students. The average bus ride for middle and high school students is currently 1.5 hours, and the average distance traveled one way on the bus is 23 miles. A number of county residents continually express concerns about the long rides students must take to and from school. A desire to re-establish a K-12 school in the (somewhat) remote community areas such as Spring Creek was expressed during the numerous Community Out-Reach Meetings.

**Education – Graduation and Post-Graduation**

Graduation rates and educational attainment data are indicators of workforce preparedness and skill levels/types of an area’s population. Prospective employers, when considering an area to locate, look at these data to see if the skills and education levels meet employment needs.

Madison County had a slightly higher high school graduation rate than the other mountain counties (looked at as a group) and the state of North Carolina at the end of the 2007-08 school year. However the percentage of students who pass both the English and Math end of grade exams was slightly lower than the mountain region and the state (see table below). The County’s average SAT score – 1,457 – was also a bit lower than the state average of 1,489.

Locality	High School Graduation Rate	Percent Pass End of Grade Exams	Avg SAT Score
Madison	88.8	46.3	1072
Mountain*	86.5	48.8	1082
North Carolina	88.5	45.4	1089



The County’s graduation rate decreased for the 2008-2009 school year to 64%, while the state’s graduation rate increased slightly to 71.7%. The graduation rate was very different for males and females in Madison County – 78.4% of the females graduated while only 51.8% of the males graduated in 2009 (NC Department of Public Instruction, Four-year cohort graduation rate, 2009).

Data from the 2000 U.S. Census show that many adults in Madison lacked a high school diploma (30.7%). This is relatively high compared to the state (22%) and the Madison County High School mountain counties (25.6%). Related to this, Madison had a lower percentage of adults with Baccalaureate degrees and graduate or professional degrees. (see following table)

## Educational Attainment in 2010

Locality	Percent with less than HS Diploma	Percent with HS Diploma	Percent with Bachelor's Degree or higher
Madison	11.2	88.8	30.1
Mountain*	13.5	86.5	24.5
North Carolina	11.5	88.5	30.1

\* Mountain region contains the 24 western mountain counties

Source: US Census Bureau

### 2.3 Incomes and Economic Status

The tables below also includes (2010??? & 2020) data for two adjacent counties – Yancey and Haywood – and the counties in the Land-of-Sky Region, as well as North Carolina as a whole.

In general terms, incomes in Madison County tend to be less than incomes in the surrounding counties and in North Carolina. Madison County is similar to Yancey County in terms of Median Household Income and Per Capita Income and both of these are much lower than the other counties and than the NC figures.

Income Levels in 2010 and 2020				
Place	Median HH Income		Per Capita Income	
	2010	2020	2010	2020
Buncombe	\$44,190	\$52,207	\$25,665	\$32,426
Haywood	\$41,377	\$51,659	\$24,233	\$30,490
Henderson	\$46,446	\$55,945	\$26,061	\$31,564
Madison	\$38,580	\$45,873	\$18,792	\$25,956
Transylvania	\$39,408	\$50,212	\$23,939	\$29,549
Yancey	\$35,703	\$42,222	\$18,576	\$24,487
North Carolina	\$45,570	\$54,602	\$24,745	\$30,783

Poverty Levels and Information - 2010					
Place	Population in Poverty	Poverty Rate	Child Poverty Rate	Elderly Poverty Rate	Percent Receiving Food Stamps
Madison	2219	10.2			15
Haywood	6730	10.8			12.1
Yancey	2259	12.5			15.9
Buncombe	26641	10.2			9.5
Henderson	13503	11.5			8.4
Transylvania	4986	14.5			12.4
North Carolina	1230077	12.9			11.6

Source: USDA Food and Nutrition Service (2018) U.S. Census

The poverty rates shown in the second table correlate with the lower income levels. Madison County has a relatively high overall poverty rate (15.4% of the population) and a very high elderly poverty rate (19.2%) as compared to the state and the other counties. Yancey County has a higher child poverty rate and a higher percentage of people receiving food stamps than the other counties and the state.

## Chapter 3. Long-term Vision for the County (Updated)

### 3.1 Developing the Vision

Eight community input meetings were held in March and April, 2022 in locations throughout the County. They were located in places central to most of the communities in the County (community centers and libraries) in an attempt to get participation from residents in all the communities.

Some meetings were quite large gatherings and others quite small, with a mix of long-time residents and newer residents at nearly all of the meetings. A total of at least 150 people attended these meetings. Input was also gathered from county employees, county-appointed board members and citizens during this timeframe. As well, a website was created for residents to provide anonymous survey responses and other information such as photo imagery. The website created was: [www.PlanMC.org](http://www.PlanMC.org)

The meeting agenda and format was the same for all of the meetings. After welcoming people and introducing staff, attendees introduced themselves and sometimes shared where they lived and how long they lived in Madison County. They were also asked what their favorite desert was- as an “ice-breaker”!

Both Brad Guth and Terrey Dolan (Madison County Development Services) then explained the scope of Madison County’s Comprehensive Plan Update Process, the overall planning process and the schedule for completing the plan update. After questions and answers, the rest of the meeting was devoted to gathering input and listening to attendees’ ideas and suggestions. These community meetings ranged in length between 2 and 2 & ½ hours.

The four primary questions that people were asked to think about and respond to were:

- *What make our community special?*
- *What would you most like to see preserved in our community?*
- *What would you most like to see added to our community?*
- *What concerns you most about the future of our community?*

### 3.2 Future Vision for Madison County

Many common themes were expressed for all these questions, in all the meetings. The things people love about their communities in Madison County include:

- The people – friendly; good neighbors; trustworthy; hard-working; strong families
- The natural resources and beauty – mountains, rivers, trees, nature, clean water and good drinking water, scenic views

- The distinct and unique small towns and rural setting; small, safe and close-knit communities
- Quiet, remoteness, dark skies
- Farms and farming communities
- Rich heritage and music and arts/crafts traditions

When asked to think about what they would like to see in place and in the landscape 10 to 20 years in the future, people in all the meetings said that we need to preserve all those things we love about the County today (i.e., the things they listed in response to the first question). In addition to those, other things people want to see include:

- More job opportunities (that pay a “living wage”) and businesses in the County, and “closer to home.” Children choosing to stay and live and work in Madison County.
- Improved communications infrastructure throughout the County. Support for expediting the installation of fiber optic throughout the entire county.
- A universal plea from community out-reach meeting attendees to “not let Madison County become another Weaverville, Asheville or Buncombe County”.
- Both commercial and subsistence farming is thriving and supported at the county level. Agriculture is seen as a viable and respected way to make a living.
- The Towns are vibrant, community centers containing businesses and services needed and used by surrounding residents. New businesses have located in/near the towns and aren’t spread across the landscape.
- Smaller, local businesses predominate, with little or no very large retail stores or centers.
- More youth graduate from high school, and students have shorter rides to and from school.
- Youth have more places to recreate and learn new skills that are closer to home. Emphasis on creating a better recreation and park system throughout the county.
- Views and rural character have been preserved by implementing design guidelines/standards for new development and other policy and/or regulatory changes.
- Traditions, history, and culture are being passed on to young people and are a strong part of community life.
- Public transportation service exists that provides transportation between the three towns and to/from Asheville.

A number of concerns were also expressed and appear to be shared by people throughout the County. These concerns are being considered along with the future vision in shaping the data gathering, analysis and recommendations in this plan. Concerns include:

- The ability for local people to continue to be able to afford to live here (and pay taxes), with the increased value of land and sales prices for land and homes. People are also concerned about the increased amount of real estate speculation occurring

in the county, which drives up the price of land. An understanding that much of Northern Buncombe County is being rapidly bought up for development purposes and a mutual fear that Madison County shall suffer the same fate.

- Losing agriculture as a “Way of Life”; losing the agricultural communities and farmland.
- Several out-reach mtg. attendees noted the desire for the county to find ways to retain “Century Farms” within the family unit. This was heavily emphasized in the Spring Creek Meeting. Potential for heirs to have available tax breaks/incentives in order to retain the property within the family.
- The emergence of large subdivisions and gated communities, or other large developments that do not fit the character of Madison County.
- Ridge top development and visible development on mountainsides, needs additional review and regulation.
- The need to better understand water capacity/availability and consider new developments’ impacts on water supply as part of the development review and approval process.
- Loss of heritage and traditions that make up the culture of Madison County.
- Need for a balance amongst property rights, preservation and development.
- Need more, accessible health care services in the County.

### 3.3 Realizing the Vision

Pursuant to State of North Carolina Law, a local jurisdiction is required to update their Comprehensive Plan, to address the multiple issues related to growth and change that the County has been experiencing in recent years. This plan is a guide and a resource for the Commissioners as they consider investments, changes in policies and ordinances and other actions affecting the future of Madison County.

The updated recommendations in this Plan consider the County's history, existing conditions and changes that have been occurring and are likely to occur in the future, while listening to its constituents and their suggestions and ideas for the county. The recommendations are also related to realizing the future vision and addressing concerns of county residents. The plan will provide for possible recommendations and guidance to help the County:

- ❖ Preserve the rural character, natural resources and scenic beauty of Madison County;
- ❖ Preserve agriculture and the agricultural communities in the County;
- ❖ Assist and support commercial and subsistence farmers, so agriculture thrives and continues to be a vital part of the County's economy;
- ❖ Identify where and what types of development occur in the county and plan for its growth;
- ❖ Recognize emerging economic opportunities and identify the best locations throughout the county for businesses/employers; while focusing in on the most viable commercial corridors and commercial nodes throughout the county for business advancement opportunities.
- ❖ Enable the development of more affordable housing options in the County;
- ❖ Plan for and provide services and infrastructure in more coordinated efforts with the towns; and
- ❖ Identify changes to current policies, procedures and ordinances to accomplish the above goals and protect public health and safety.



## Chapter 4. Existing Land Use (Updated)

### 4.1 Summary and analysis of current land use

Madison County has a rural, mountainous landscape, with much of the land covered with farms, forests and residences on large parcels. It also contains about ten small communities with small community centers in addition to the three small towns of Hot Springs, Mars Hill and Marshall. Commercial development occurs primarily on the main transportation corridors – US 25/70, NC 213 – as well as in the towns. Public facilities such as schools and medical facilities are also predominantly located in the same places as commercial development and near community centers. There is a small amount of industrial land use and there are few manufacturing businesses in the County.

Looking at current zoning combined with vacant parcels provides a pretty good picture of existing land use in the County. The **Current Zoning and Land Use Map** (Map 3) shows the current zoning of all the parcels in the County and also shows which parcels are either vacant or contain a non-livable structure (i.e., structure value less than \$1000). There are some discrepancies on the map, primarily with commercial (Retail Business) zoning along US 25-70 and NC 213. Some businesses which have been operating for a number of years were not marked as retail businesses on the original zoning map. They are marked as retail businesses on the Current Zoning and Land Use Map and will be noted as such on the next revised zoning map. There are clusters of businesses along US 25-70 near NC 213, in/near Marshall and in the Walnut community and along NC213 near US 25-70, in the Grapevine community and in and near Mars Hill.

The following sections describe the current zoning districts and where this zoning exists in the County.

**Amount of Land in Each Zoning District** The various zoning or overlay districts are described in Section 4.2 below. The County has established nine zoning or overlay districts, however only five of them are currently in use:

- Residential-Agricultural (R-A)
- Residential-Resort (R-2)
- Retail Business (R-B)
- Industrial (I-D)
- Manufactured Home Park (MHP)

Land Area and Parcels by Zoning District			
Zoning	# Parcels	Acres	Percent by Area
Rural-Agricultural (R-A)	19,035	273,343	95%
Retail Business (R-B)	196	1,015	.35%
Residential-Resort (R-2)	1,755	3,323	1.15%
Industrial (I-D)	14	191.5	.07%
Manuf. Home Park (MHP)	29	371.8	.13%

Almost all of the land that is in the County’s zoning jurisdiction – 95% - is zoned **Residential-Agricultural (R-A)**. Of the remaining land, approximately 1.15% is zoned **Rural-Resort (R-2)** and most of this is in and around the Wolf Laurel Community lying easterly of Exit 3 (I-26), and also in a development along NC 208 in the top central part of county. Very small amounts are zoned for **Retail Businesses (R-B)**, **Industrial Uses (I-D)**, or contained within a listed Overlay Zone of being **Manufactured Home Parks (MHP)**.

**Amount of Land that is Vacant**

Madison County contains much open land with open fields, abundant thick forests and beautiful mountains. Significant valley areas and dead-end “Hollers” (smaller, somewhat sheltered valley areas) are considered quite rural, with little in the way of any commercial businesses.

A large amount of the land in the County does not have any buildings on it (or if there are old structures, they have no value according to the County tax office). About half of the Yr. 2020-estimated 21,381 recorded parcels in the County are considered “vacant”, representing 56% of the land in the County.

Town/Country	# Parcels	Acres
Hot Springs	500	2,187
Mars Hill	944	1,983
Marshall	763	4,044
Total for Towns	2,207	8,214
Madison County	21,381	287,725

**Amount of Land by Jurisdiction**

The three incorporated towns in Madison County are both small in population and small in overall size. Collectively, they constitute only two percent of the County’s land area. Marshall is the largest town, with almost 4,044 acres within its town limits. Mars Hill is the smallest town at 1,983 acres, while the Town of Hot Springs is now recorded at 2,187 acres.

Source: Madison County GIS 2020 parcels

In March 2020, the Town of Mars Hill elected to completely remove their *extraterritorial jurisdiction (ETJ)* over a prescribed area surrounding the Town limits, which had given the town the comprehensive authority to control zoning and land use in this area.

By removing their ETJ, this reduced the overall size of Mars Hill’s governmental jurisdiction to 1,983 acres.

## Land Ownership

Madison County's north and northwest sections contain a large amount of U.S. Forest Service land, accounting for 16% of the total land area in the County. The remaining land is almost all in private ownership. The following chart was developed by looking at mailing and physical addresses on record at the County tax office of property owners for all parcels in the county.

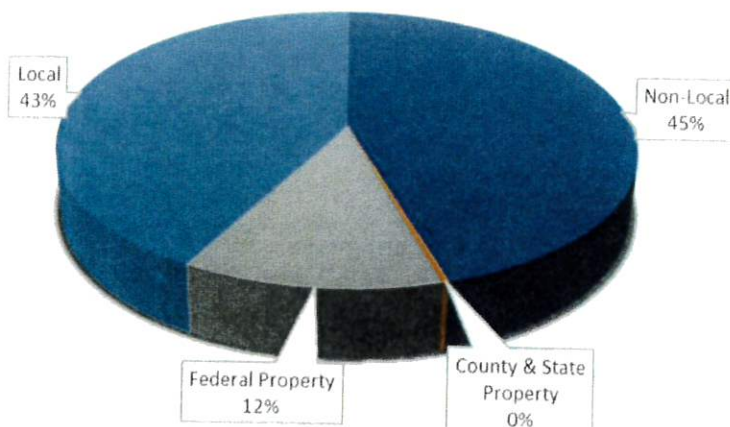
There are a lot of parcels along and near the southern border with Buncombe County near the Weaverville and Leicester communities and some owners have a Buncombe County address listed for their Madison County parcel. So, although about 34% of the land and half of the parcels show up with a non-Madison County address, some of these are owned by local people who have a Buncombe County address. Refer to **Parcel Ownership Map** (Map 4) to see the distribution of local and non-local ownership. It is spread throughout the county, with higher concentrations along the border with Buncombe County.

### 4.2 Current Zoning Categories and Map

Madison County was the first county in western North Carolina to adopt a zoning ordinance, in 1975. It also has the following ordinances which govern aspects of land use: Subdivision Ordinance (adopted in 1998); Watershed Ordinance (adopted in 1998); Flood Damage Prevention Ordinance (adopted in 1987); Communication Tower Ordinance (adopted in 2000); Mountain Ridge Protection Ordinance (adopted in 1983); and an Off-Premise Sign Ordinance (adopted in 1998).

The Land Use Ordinance (a.k.a. the Zoning Ordinance) governs the types and intensity of uses that are allowed on parcels of land in the county. It also contains standards that must be met for development activities and structures. North Carolina state law exempts "bona fide farms" from county zoning (NC G.S. 153A-340), however associated non-farm residences or other non-farm uses (on farm property) are fully subject to regulations in the Land Use Ordinance. The

Land Ownership by Area



towns of Hot Springs, Marshall and Mars Hill have their own land development ordinances that define the regulations within their jurisdictions.

Madison County has established the following Primary Zoning Districts described in their June 29, 2021 Updated Land Use Ordinance:

- Agricultural-Open Space (AO)
- Residential-Agricultural (R-A)
- Residential (R-1)
- Residential-Resort (R-2)
- N-C Neighborhood Commercial (N-C)
- Commercial Mixed Use (CMU)
- Commercial (C)
- Retail-Business (R-B): Status for document?
- Industrial (I-D)

**Overlay Districts:**

- Manufactured Home Park (MHP)
- Flood Plain (F-P)

The following paragraphs contain brief descriptions of each of these districts. Please refer to the Current Zoning and Land Use Map (Map 3) to see where these districts are located in the County.

**Agricultural-Open Space (AO)** – This district is intended for areas for which the principle use is for Agriculture, low density residential and open space uses. This district is intended to insure that residential development will not become too dense in areas which are more conducive to agriculture and where conservation/open space areas are located.

**Residential-Agricultural (R-A)** – This district represents the majority of all lands within Madison County. It is intended for areas that are to contain low-density, primarily residential and agricultural uses. Other uses are allowed, with some uses requiring the need for the approval of a Special Use Permit. Uses may include customary home occupations, professional offices, churches, schools, recreational areas and others. Areas with R-A designation are mainly areas without access to public or centralized water or sewer systems. The district’s purpose is to ensure that development occurs at a sufficiently low density to promote and maintain a healthy environment. A minimum of one acre is required per dwelling unit.

**Residential (R-1)** – This district is intended to be a quiet, low-density neighborhood consisting of single-family residences along with limited home occupations, and limited private and public community uses. A minimum of one acre is required per dwelling unit.

**Residential-Resort (R-2)** – This district is intended for areas in which the principal use of the land is for residential purposes, with the provision of commercial services and group residential and recreational areas for resort users as well as the permanent residents. It allows for single-family, two-family and multifamily dwelling units, mobile homes, some agricultural uses, camping areas and facilities, residential vacation rentals and recreational and community facilities and areas. A minimum of .75 acre is required per dwelling unit.

**Retail Business (R-B)** – This district is a historical land use category that is essentially commercial in its application. Many parcels across the county are still labeled as “R-B”, and continued to be intended for areas in which retail trade and consumer services may exist, and will expand as the community’s and region’s populations increase. Many retail and consumer service uses are permitted in this district. The minimum lot size is 20,000 square feet and maximum building height is 50 feet. Off-street parking and loading areas are also required in this district.

**Neighborhood Commercial (N-C)**- The Neighborhood Commercial District is established as the district in which low impact retail and consumer uses would be permitted.

**Commercial Mixed Use (CMU)**-This land use district is established for a mixture of retail, consumer services, residential and light to medium industrial uses that would be permitted. It is intended to be sited along main roadway corridors of the County.

**Commercial District (CD)**- The Commercial District is established as the district in which retail trade and consumer services will expand as the community’s and the region’s population increases.

**Industrial (I-D)** – This district is established for areas where industries and warehouses are the primary land uses. These types of uses typically require large tracts of land. A large variety of industries are permitted in this district, including larger retail businesses that may not be permitted in any of the commercial zoning districts or the (historical) R-B zoning district. Industrial uses with greater impacts of noise, traffic, odor, etc. are permitted under a Special Use Permitting process. The minimum lot size for this district is one acre and maximum building height is 50 feet. Off-street parking and loading areas are also required in this district.

**Overlay Districts:**

**Floodplain (F-P)** – This district is intended to meet the needs of the rivers of the county to carry abnormal flows of water in time of flood, to prevent building or encroachments which will increase flood heights and damage, and to prevent the loss of life and excessive damage to property in areas of greatest flood hazards. Recreational, some agricultural, wildlife, parking and loading and similar areas are allowed in this district. The only structures that are allowed are bridges, dams, docks, piers, ramps and temporary facilities or events.

**Manufactured Home District (MHP)** – This district is established to ensure that citizen of the County may be provided with reasonably priced, adequate housing. Manufactured Home Parks are allowed in this district with a Conditional Use permit.

## **Chapter 5. Environmental Issues and Natural Resources**

### **5.1 Environmental and Natural Resource Issues**

Madison County is located in the heart of the Appalachian Mountains. The main “floor” of the county is about 2000 feet above sea level, with a number of mountain peaks reaching more than 4000 feet in elevation. In the central part of the county, the French Broad River flows through one of the largest gorges in the eastern U.S. Other streams that flow into the French Broad River form the many coves and valleys that are found throughout the county.

Madison County is rich in natural resources and wildlife. The County is covered with mountains and rivers, as can be seen in the accompanying maps. It also contains lots of good soil, extensive forests and receives adequate rainfall (average annual rainfall is 70 inches). The topography has shaped the settlement patterns and transportation routes over the years. The many rivers and streams (see Map 6 – Water Resources) provide water and habitat for wildlife, offer fishing, boating and other recreational opportunities and add to the scenic beauty of the area. The County contains many streams that are classified as “high quality waters” or “outstanding resource waters” and many with native trout and other fish communities.



### **Public Lands and Recreational Opportunities**

National Forest properties make up one-sixth of the land in the County and can be found all along the northern county boundary. These large tracts offer important habitat especially for larger animals and for plants such as ginseng and goldenseal which need larger and less disturbed forest areas to survive. The National Forests also offer a wide range of outdoor recreational activities, including hiking, fishing, hunting, rafting/kayaking, horse-back riding and camping. They contain an interconnected network of trails, including the Appalachian Trail, which runs across the northern part of the county. The Town of Hot Springs has been designated a gateway to the Appalachian Trail and has a long history associated with the AT. See the accompanying Madison County Recreation Maps (Maps 5A and 5B) for locations of the various recreational facilities, hiking trails, bicycling routes and motorcycle routes. The beautiful scenery and windy, mountainous roads draw many motorcyclists to the county for recreational riding.

### **Biodiversity and Habitats**

Madison County is part of the Southern Blue Ridge Ecoregion, as described in the NC Wildlife Action Plan (NC Wildlife Resources Commission, 2007). Habitats range from high peak spruce-

fir forest to low floodplain valleys in the ecoregion. The spatial diversity of the region's topography (slope, aspect, elevation) with its unique geologic history has resulted in a broad array of biodiversity. The ecoregion also contains a wide range of climate types. The combination of these conditions, and that the ecoregion escaped glaciation, has provided specialized habitats for the evolution and survival of a vast number of species, including over 400 endemic species – the most found in any ecoregion in the United States (Ricketts et al., 1999).

Many of the factors affecting species in this region can be traced to larger habitat-level issues. The decline of high elevation forests is one of the most pressing habitat concerns in the ecoregion – the southern Appalachian spruce-fir forest is considered the second most endangered ecosystem in the United States (Noss et al., 1995). Loss of this forest type has limited habitat for many bird species endemic to this region. Other habitat loss issues include succession of high elevation heath and grass balds, homogeneous maturity of forested stands, and habitat fragmentation due to development (NC Wildlife Resources Commission, 2007).

The One North Carolina Naturally program of the NC Department of Environment and Natural Resources has an online mapping tool that shows various habitats and indicators of biodiversity, as well as other natural resources. Users can zoom into any area across the state. It can be accessed at <http://www.onencnaturally.org/pages/ConservationPlanningTool.html>. This tool plus the NC Wildlife Action Plan and its related datasets plus the regional data and tools described in section 5.2 below provide a wealth of data and resources for land owners, developers, planners and others on environmental factors and natural resources.

### **Land Cover**

The Land Cover Map (Map 7) shows broad categories of the types of vegetation and/or development that cover the landscape of the county. A small amount of land is covered with highly or moderately intense development (roads, buildings, town centers, etc.). The French Broad River shows up as the largest body of open water. Much land along the valley bottoms is made up of cropland or pasture; that is where most of the farmland exists in the County. The vast majority of the land in the county is covered with forest.

### **Lands Adjacent to National Forest Lands**

A large number of parcels under private ownership are adjacent to National Forest lands. The North Carolina Forest Service has developed a comprehensive education and implementation program which provides details on construction and landscaping practices and selective clearing to reduce the risk of structural fire damage as the result of a wildlands fire. A key tactic is providing defensible space around all structures. For more information see [www.dfr.state.nc.us](http://www.dfr.state.nc.us) and [www.ncfirewise.org](http://www.ncfirewise.org).

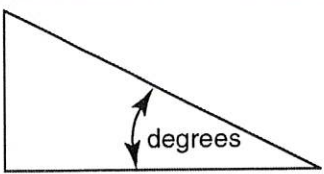
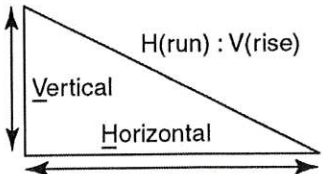
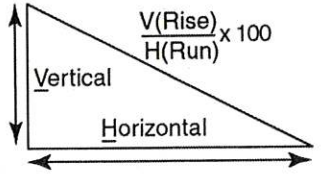
### **Topography**

The abundance of mountains, rivers and coves provides dramatic scenery and also presents challenges to development. As can be seen on the Topography Map (Map 8), much of the land across the county has some slope to it. Many of the ridges are “protected mountain ridges” designated by the Mountain Ridge Protection Act of 1983, which means that buildings in the protected areas cannot exceed 40 feet in height and must not protrude more than 35 feet above the ridge. The ridge area that is covered in this legislation includes all land that is within 100 feet below the elevation of the crest of the ridge.

The largest area of mostly flat and lightly sloped land (much of it with slopes of 10 percent or less) is the area in and around Mars Hill. Other lightly sloped areas are found near the Buncombe County border, south of the Shelton Laurel Creek (NC 212), around US 25-70 and the French Broad River northwest of Hot Springs and along NC 209 through Spring Creek.

Slope is expressed in a couple different ways, depending on its context. The chart below provides a comparison of the different expressions. For example, a 45 degree angle/slope is the same as 1H:1V (rise over run) and 100 percent slope.

**Slope Measurement – Comparison Chart**

Degrees	Ratio	Percent
		
45	1 H : 1 V	100%
27	2 H : 1 V	50%
18	3 H : 1 V	33%
14	4 H : 1 V	25%

## 5.2 Strategies for Preserving Natural Resources while Accommodating Growth and Development

### (1) PRE-DEVELOPMENT CONFERENCE AND SITE-SPECIFIC ASSESSMENT



### **5.2.1 Strengthen pre-development evaluation process for ALL types of development**

Madison County Subdivision Control regulations require a pre-development evaluation (Section 7.5.1), where the developer meets with staff and shares a “Sketch Plan” that contains the information outlined in Section 7.6.1. The county should encourage developers to be more proactive in providing information and details regarding development.

The purpose of this pre-development conference is to create a dialogue, early in the development process, among local government staff, developers and project specialists. It is an opportunity for the developer to obtain advice and technical assistance from county staff and to understand the review process and requirements.

### **5.2.2 Suggest a full assessment and analysis of the property before proposing preliminary plan.**

The County in most instances, may request that the developer provide an overall assessment of the property preformed by an engineer. This will allow both the county and the developer better information in deciding how the property is developed.

## **(2) CONSERVATION-BASED DESIGNS**

### **5.2.3 Encourage designs that leave large, unfragmented natural areas intact.**

The County should encourage designs that leave large, unfragmented natural areas intact – through education, incentives and requirements. Fragmentation of the landscape reduces the diversity of wildlife and contributes to the degradation of water resources. Different species require different habitats and larger animals, like bears, require a large area to survive. A certain level of biological diversity is essential for our environment to function. If too much diversity is lost, the food web breaks down and the eco-system can no longer renew itself. Also as development occurs, pavement and other impervious surfaces disrupt the water cycle and channel pollutants into waterways.

### **5.2.4 Encourage and consider requiring Conservation-Based Design and Development Plans, for all types of development.**

The County should, (where and when practical) encourage conservation-based design and development plans, for all types of site development, as well as residential subdivisions.

These practices strive to conserve a site’s natural resources and features while designing the development on the site (see diagrams below). The adopted Land Use and Sub-Division Control Ordinance development regulations encourage the use of conservation subdivision design.

Conservation areas should, where possible, provide for the following conservation purposes:

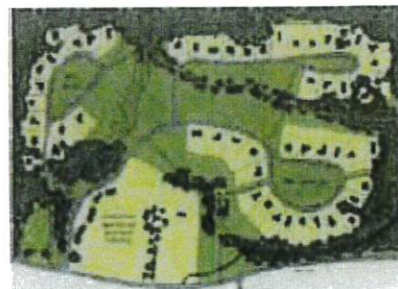
1. the preservation of land for outdoor recreation or for the education of the general public;

2. the protection of a relatively natural habitat for fish, wildlife, plants or similar ecosystems;
3. the preservation of open space (including farmland and forest land) where such preservation is:
  - pursuant to a clearly delineated Federal, State or local conservation policy, and will yield a significant public benefit;
  - for the preservation of an historically important land area or a certified historic structure;
  - to provide public access to public waters;
  - to provide public access to public trails;
  - to provide for fish and wildlife conservation; or
  - to provide other similar conservation purposes.
4. Conservation Subdivisions (also sometimes referred to as Cluster Subdivisions) typically involve the permanent protection of a large majority of the site (more than 50%). The area selected for protection will generally have valuable environmental or ecological resources such as creeks, wetlands, forests, threatened wildlife habitats, or irregular/extreme topography. Ideally, the conserved areas should be linked to a broader network of conserved lands (e.g. floodplains, forest stands) to preserve the larger ecosystems. The resultant lots are often clustered on a small percentage of the site and can be made up of a variety of lot sizes and densities.

Randall Arendt, a landscape architect from New England, developed the concept of Conservation Design, in his books, *Rural by Design* and *Conservation Design for Subdivisions*, and has authored numerous articles and given presentations on this topic.

The main steps for conservation-based design are:

1. Identify all potential conservation areas
2. Identify all potential development areas
3. Locate the house/building sites
4. Design the street alignments and trails (as appropriate to project)
5. Draw in the lot lines (for subdivisions)



**Conventional Subdivision** (above left with 2 acre house lots) vs. **Conservation Subdivision** (above right with just under 3/4 of an acre, 30,000 sq. ft., house lots) with the SAME number of home sites (55) on a 130 acre site

Diagram above courtesy of LandChoices ([www.landchoices.org](http://www.landchoices.org)) and diagram below courtesy of *Mountain Landscapes Initiative Toolbox* ([www.mountainlandscapesnc.org](http://www.mountainlandscapesnc.org)).



**Conceptual Agriculture-Oriented Neighborhood  
(Macon County, NC)**

*A conceptual plan for a 100 homes oriented around small subsistence and organic hobby farms one to five+ acres in size to create the ideal arrangement for social and agricultural sustainability.*

#### **5.2.5 “Steer” commercial development to occur along existing road corridors and in/near existing communities.**

To preserve natural areas, minimize fragmentation and to enhance community character, focus new development along existing roadways and in and near existing communities and towns, through implementation of zoning recommendations in this plan (see Chapter 11), and as shown on the Proposed Future Land Use Map (Map 16). The main transportation corridors shown on the map are good locations for new commercial and industrial development as well as a mix of other uses.

### **(3) BEST MANAGEMENT PRACTICES**

## 5.2.6 Encourage the use of Best Management Practices (BMPS) for controlling erosion and storm water run-off.

Encourage the following Best Management Practices (BMPs):

- Encourage the use of Low Impact Development (LID) techniques to minimize stormwater impacts and run-off. The primary goal of LID techniques is to mimic the predevelopment hydrology of the site by using design techniques that store, infiltrate, evaporate and detain run-off. Techniques include reducing imperviousness, maintaining natural drainage courses, minimizing the use of pipes, minimizing clearing and grading and incorporating rain gardens and natural areas to trap and filter rain water.
- Limit land disturbance activities and limit the amount of land disturbed.
- Limit the amount of impervious surfaces — Studies show that watersheds with 10% or more imperviousness show declined biological health; aquatic habitat degradation correlates to increased rate of imperviousness.

A couple resources for these best management practices are:

(1) *Low Impact Development: A Guidebook for North Carolina*, a new comprehensive resource authored by NC State University and published by the NC Cooperative Extension in June 2009 ([www.ncsu.edu/weco/lid](http://www.ncsu.edu/weco/lid))

(2) *Key EPA Internet-Based Tools for Watershed Management*, also known as the “Red Book,” which contains a wealth of best management practices for watershed management from around the nation. ([www.epa.gov/owow/watershed/wacademy/epatools/pdf/indepth\\_tutorial.pdf](http://www.epa.gov/owow/watershed/wacademy/epatools/pdf/indepth_tutorial.pdf))

### **Selected Resources:**

Arendt, Randall, 1996. *Conservation Design for Subdivisions: A Practical Guide to Creating Open Space Networks*. Island Press, Washington, DC.

Arendt, Randall, 1995. *Rural by Design: A Handbook for Maintaining Small Town Character*. Planners Press, Chicago, IL.

NC Wildlife Resources Commission, 2009. *Green Growth Toolbox* (<http://www.ncwildlife.org/greengrowth/index.htm>).

North Carolina Wildlife Resources Commission, 2007. *North Carolina Wildlife Action Plan*, Raleigh, NC.

Ricketts, T. H., E. Dinerstein, D. M. Olson, C. J. Loucks, W. Eichbaum, D. DellaSala, K. Kavanagh, P. Hedao, P. T. Hurley, K. M. Carney, R. Abell, and S. Walters. 1999. *Terrestrial ecoregions of North America: a conservation assessment*. Island Press, Washington, DC.

Southwestern Planning and Economic Development Commission, the Community Foundation of Western North Carolina and The Lawrence Group Architects of North Carolina, Inc. , 2008. *Mountain Landscapes Initiative* ([www.mountainlandscapesnc.org](http://www.mountainlandscapesnc.org))

## **Chapter 6. Economic Development Strategies (Update remains with new data sources)**

### **6.1 Economic Trends and Resources**

Madison has a long history of small-scale agriculture and a cultural heritage that is full of music, craft and strong communities. The towns also have long histories and unique characteristics – Mars Hill has a strong connection with Mars Hill College; Marshall has long been a center for commerce, trade and local government; and Hot Springs has been a tourist destination since the railroad enabled people to travel there more easily. Madison is a rural county, with close ties to the urban center of Asheville, for jobs, educational and medical institutions and goods and services. The County got more connected to the greater region and to tourists and others traveling through and nearby when Interstate 26 was completed in August, 2003. A new Visitor

Center was built along the interstate north of Mars Hill that provides information on county and regional attractions and resources.

Madison County's economy is primarily made up of the following business sectors and their related revenues and jobs:

- Agriculture and related products and services;
- Construction;
- Outdoor recreation;
- Arts and music venues and events;
- Heritage and cultural tourism;
- Education; and
- Manufacturing.

The following sections will go into more details regarding employment, number of establishments of various types and the "support structure" for the various industries.

**Economic activity** can be looked at from a few perspectives – it provides jobs, produces revenue, increases the tax base, often increases other business activity and it represents opportunities for buying/selling products and services. **Economic development** includes efforts that seek to improve the economic well-being and quality of life for a community by attracting, creating and/or retaining jobs and businesses and preserving or improving residents' incomes and the community's tax base.

Economic development is critical to the success of the county not only for providing new jobs, but also for achieving a more balanced tax base. Property taxes make up almost half (approximately 46%) of the County's revenue and 34% of the total revenue comes from residential property taxes (data are from the **2008-09 fiscal year**). **Ask Kary?** County population is projected to grow at a moderate, steady rate of 5 to 10 percent over the next decade, according to the NC Office of State Budget and Management. As the population grows, demand for services and infrastructure increases. For fiscal sustainability and to support the population growth, a diverse tax base should be pursued and maintained. Tax revenues from businesses can offset the increasing costs to service residential development in the county.

Attracting new business and providing support and assistance to help existing businesses grow need to be part of the County's economic development strategy. This will require identifying areas that are or can be served by adequate public infrastructure and are locations where the County wants to direct growth, along with promotional and recruiting activities targeted to the types of businesses that will fit in with the county's rural character. Factors that businesses consider when looking at places to locate include quality of life, workforce characteristics, road capacity and access, development policies and regulations, housing affordability, quality of the local school system, and more. The County will need to partner with the towns and utility and infrastructure providers to present an attractive set of qualities, infrastructure and amenities to potential new businesses.

The County's main assets are its:

- people;
- communities;
- natural resources;
- scenic beauty;
- farms, farmland and rural character;
- cultural heritage;
- high quality educational institutions; and
- peace and quiet found in multitude of remote locations.

The County's strengths include its:

- strategic location (near Asheville, access to/from I-26) for recreation and tourism;
- wealth of natural resources and outdoor recreation opportunities;
- strong agricultural economy and knowledge-base;
- strong tourism, business and community organizations;
- reliable workforce with a strong work ethic;
- relatively large number of artists and artisans.

The County will benefit from developing and implementing an economic development strategy and plan that is based on and builds upon its assets and strengths.

## **Chapter 6. Economic Development Strategies**

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### **Current Staff, Boards and Programs**

Madison County recently hired a full-time Economic Development Director as a staff person dedicated to work on economic development initiatives, with the assistance of the two county-appointed boards – the Economic Development Board (EDB) and the Tourism Development Authority (TDA). Cooperative Extension staff also plays an active role in providing farmers with technical and business training, and looking for opportunities for new products, markets and services.

The **Economic Development Board (EDB)** is an all-volunteer board that reviews economic development issues in Madison County and advises the County Commissioners. Board members are appointed by the Commissioners for three year terms. The EDB has existed for about 22 years, and has had periods of activity and inactivity during the years. It currently meets monthly on the first Monday of the month at 4:30 p.m. ??

The EDB website is [www.InvestInMadison.com](http://www.InvestInMadison.com)

The **Tourism Development Authority (TDA)** is an all-volunteer, appointed board that promotes Madison County events, activities and businesses and produces promotional materials for these purposes. It coordinates with the Madison County Visitor Center and other organizations to distribute materials and promote events. The TDA website - [www.visitmadisoncounty.com](http://www.visitmadisoncounty.com) – contains lots of ideas and information for people who are thinking of visiting the County.



The **Madison County Chamber of Commerce** is a membership organization that serves and supports the business community in the county. The Chamber promotes local businesses by producing a business directory and a visitor’s guide, coordinating events which feature or promote local establishments, and encouraging communications and networking through newsletters and gatherings. The Chamber’s website contains lots of information on businesses and things to do in the County – [www.madisoncounty-nc.com](http://www.madisoncounty-nc.com).

The **Madison County Arts Council** is a community-based non-profit organization that “provides services and resources to artists and organizations and presents and produces culturally diverse

programming for the public.” It is the only broad-based arts organization in Madison County. The Arts Council hosts numerous events and classes, serves as a clearinghouse for arts information and promotes the arts at the local and regional level. Their website is: [www.madisoncountyarts.com](http://www.madisoncountyarts.com).

### **Other Local/Regional Economic Development Resources**

The **Madison Campus of Asheville-Buncombe Technical Community College (A-B Tech)** is a full service campus – students may complete the admissions and registration processes for classes at all three campuses in General Education Development (GED), continuing education, and curriculum without making a trip into Buncombe County. Free assessment and preparation sessions in reading, writing, social studies, mathematics and science for General Educational Development (GED) are offered throughout the year. Students who successfully complete the GED preparation can schedule and complete the GED examination at the Madison Campus.

Other continuing education course offerings include blacksmithing, oil and watercolor painting, introductory courses in computing, computer skills for the workplace, word processing, Excel, Access, PowerPoint, QuickBooks, ceramic tile installation, computer repair, internet marketing, solar electric systems, solar hot water and space heating systems, Spanish, effective teacher training, notary, nursing assistant, basic Emergency Management Technician, and welding. Many of these classes lead to employment in new jobs or upgrading skills for promotional opportunities. Free classes in computer empowerment, computer basics for the work place, and pathways to employment are offered to residents who meet certain income guidelines. Curriculum (college credit) course offerings include English composition, public speaking, introductory algebra, college algebra, computing, psychology, history, anatomy and physiology, microbiology, early childhood, criminal justice, statistics, business courses, and welding. A list of courses offerings each term/semester is available at [www.abtech.edu](http://www.abtech.edu). Space limitations and the lack of science laboratories prohibit scheduling additional classes. Many other classes have been offered but were canceled due to lack of enrollment.

Free classes are offered to assist those already in business or those planning to begin a small business. These classes include, but are not limited to, business loan fundamentals, small business media marketing, business planning, tax implications for green business, buying and selling business basics, etc. Free small business counseling sessions are also available by appointment on a regular basis during any term.

The **Madison County JobLink and Career Center** are located at the Madison Campus of A-B Tech. The JobLink and Career Center assists in connecting those seeking employment with businesses/organizations seeking employees. Job applicants who need additional training are registered into the appropriate A-B Tech classes. Clients receive assistance with career planning, career development, resume writing, interview skills, and job placement. Tuition assistance is provided for students who meet certain income requirements.

**USDA Rural Development (RD)** administers rural business, housing, utilities and community development programs. The overall mission of USDA Rural Development is to improve the quality of life for rural Americans. The RD office that serves Madison County is located in Asheville. For more information on Rural Development programs and services, see <http://www.rurdev.usda.gov/nc/>.

## 6.2 Employment Trends and Analysis –need Jeff’s help

### Employment

Data on types of industries, occupation and employment are gathered from at least two perspectives – one is based on the occupations of employed residents and the other is based on the employment in businesses and organizations that exist in the geographic area. For example, if 800 people, 16 years and older lived in a town and 750 of them were employed, one dataset would contain the occupations of all 750 workers. If this town had 50 places of employment, the second dataset would contain the number of people employed by these businesses/agencies, by the type of business, regardless of where the employees lived.

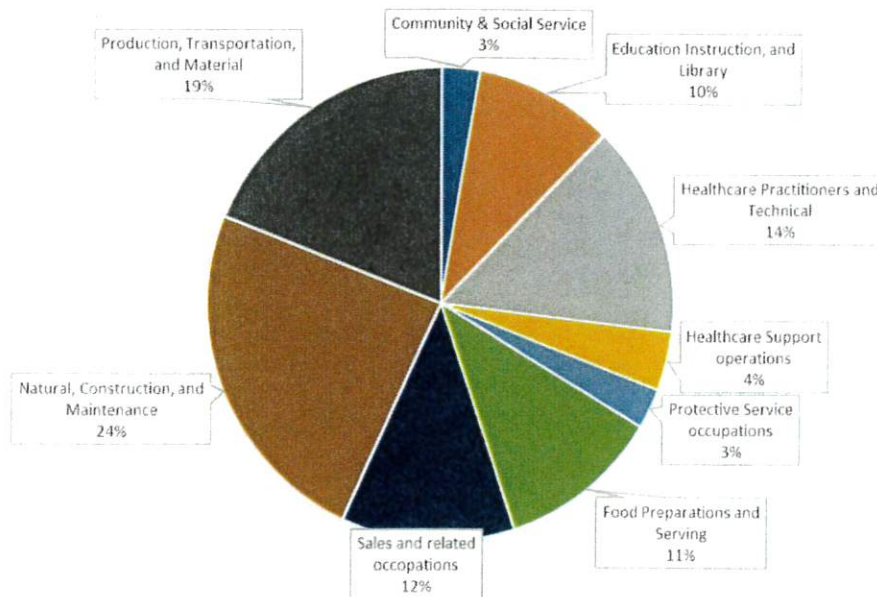
The following table shows approximately how many county residents work in each general type of occupation; it also breaks down employment by sex showing how many males and how many females work in each occupation. Percentages are shown to provide some perspective on which types of occupations employ a higher or lower percentage of residents and whether there is much of a difference in male vs. female employment. The highest number of people (2,436 people, representing 27.9% of the workforce) are employed in management, professional and related occupations; close to 2,000 people, or 21% of the workforce are employed in sales and office occupations and a similar amount are in production, transportation and material moving occupations.

Missing Mangt and professional category from table

Employment by Occupation for Madison County Residents	Total employed	Male	Female	Percent of Total	Percent Male	Percent Female
<b>Employed civilian population 16 years and over</b>	<b>11,676</b>	<b>5,745</b>	<b>5,931</b>	<b>54.30%</b>	<b>49.20%</b>	<b>50.80%</b>
<b>Type of Occupation</b>						
Community & Social Service	166	56	110	2.67%	0.90%	66.27%
Education Instruction, and Library	599	220	379	9.62%	3.53%	63.27%
Healthcare Practitioners and Technical	905	91	814	14.54%	1.46%	89.94%
Healthcare Support operations	247	23	224	3.97%	0.37%	90.69%
Protective Service occupations	173	126	47	2.78%	2.02%	27.17%
Food Preparations and Serving	701	230	471	11.26%	3.69%	67.19%
Sales and related occupations	750	348	402	12.05%	5.59%	53.60%
Natural, Construction, and Maintenance	1502	1386	116	24.12%	22.26%	7.72%
Production, Transportation, and Material	1183	984	199	19.00%	15.80%	16.82%
<b>Totals</b>	<b>6226</b>	<b>3464</b>	<b>2762</b>			

Source: 2015-2019 5-year American Community Survey (ACS)

Occupations of Madison County Residents



The total employed workforce for Madison County in 2020 was 11,676 people; about 49% of those employed were males and 50% were females. More women than men were employed in these occupations: management, professional and related; service; and sales and office. More men than women are employed in these occupations: farming, fishing and forestry; construction, extraction and maintenance; and production, transportation and material moving. (narrative about mangt. and professional employment?)

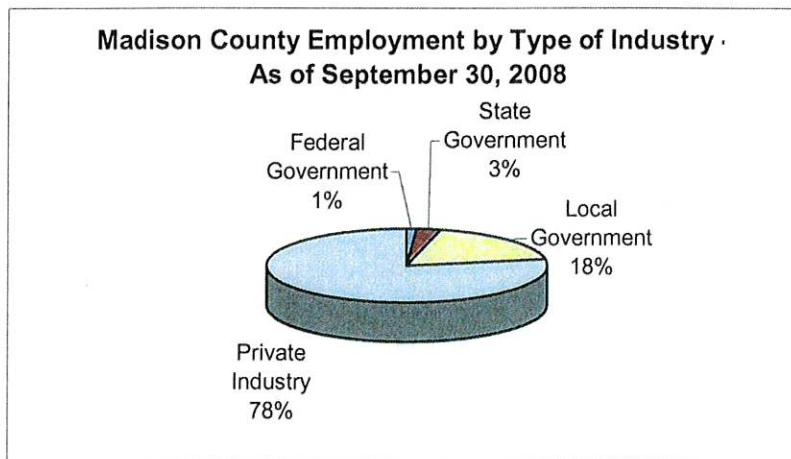
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## Employment Opportunities in Madison County

At the end of 2008, the NC Employment Security Commission reported that 417 businesses or organizations in the County employed 4,310 people.<sup>1</sup> *Note that farms, unincorporated self-employed businesses and some other types of establishments are either not counted or the data is suppressed, and these categories make up a significant part of Madison County's economy (see footnote).*

Of these "counted" businesses, 380 private businesses provided the overwhelming majority of jobs – 78% – in Madison County. The Education and Health Services industry sector employs about 41% of all the "counted" jobs in the county. Other sectors that provide a significant amount of jobs are: Trade, Transportation and Utilities; Public Administration; and Travel and Leisure. Each of these industries employ between 425 and 500 people.

## NO DATA FOR THIS Plus pgs. 41-42 need work!



With the highest number of jobs provided by education and health services organizations, it is not surprising that the two largest employers are educational institutions – Mars Hill College and Madison County Schools. Madison County is the next largest employer, employing 276 people (190 full-time employees; 86 part-time employees). Map 9 shows where the educational institutions are located. Below is a list of the largest employers in the county (from the NC Employment Security Commission, June 2009):

<sup>1</sup> These are jobs reported to the NC Employment Security Commission (ESC). ESC data exclude proprietors, unincorporated self-employed, unpaid volunteer or family workers, farm workers, and domestic workers. Salaried officers of corporations are included. Government employment covers only civilian employees; military personnel are excluded. Employees of the Central Intelligence Agency, the National Security Agency, the National Imagery and Mapping Agency, and the Defense Intelligence Agency also are excluded.

## NEED UPDATED DATA.

Company/Organization	Industry Description	Employment
Mars Hill College, Inc.	Education & Health Services	500-999
Madison County Schools	Education & Health Services	500-999
Madison County	Public Administration	250-499
Pechiney Plastic Packaging Inc.	Manufacturing	100-249
Stacie's Personal Care Service Inc.	Education & Health Services	100-249
Ingles Markets Inc.	Trade, Transportation & Utilities	100-249
Hot Springs Health Program	Education & Health Services	100-249
Blue Ridge Group Homes	Education & Health Services	100-249
Paladine Industries	Professional & Business Services	100-249
Tulloch Management Co.	Education & Health Services	50-99
NC Department of Transportation	Public Administration	50-99
French Broad Electric	Trade, Transportation & Utilities	50-99
Honeywell International Inc.	Manufacturing	50-99
Compass Group USA Inc.	Leisure & Hospitality	50-99
Hot Springs Resort & Spa Inc.	Leisure & Hospitality	50-99
Deringer Mfg Co.	Manufacturing	50-99
Madison Manufacturing Co.	Manufacturing	50-99

### Wages

#### Employment vs. Unemployment

Madison County's unemployment rate has been relatively low over the past few years, at ranging from 4-7%. The 2020 U.S. Bureau of Labor and Statistics showed a total county workforce of 9,787, with 8,926 employed and only 661 un-employed for a rate of 6.9%..

Madison County	2019 Annual	2020 Annual	2022 1st Qtr
	Avg	Avg	
Labor Force	10,176	9,587	
Employment	9,815	8,926	
Unemployed	361	661	
Unemployment Rate	3.5	6.9	3.9

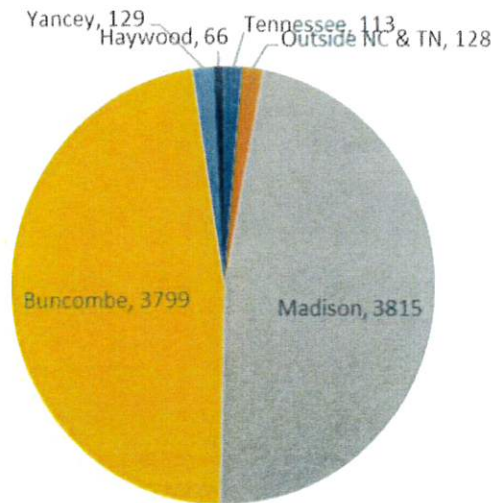
Source: U.S. Bureau of Labor Statistics 2020,

### Commuting Information

The 2020 U.S. Census reported that there were 11,676 county residents who worked. The remainder of working residents traveled for an average of 30 minutes to get to work. A little less than half of the county workers (45%) actually worked in Madison County; while the rest departed the county to work, with the vast majority traveling to Buncombe County to work (roughly 32%).

The remaining 23% of the county's work force travels elsewhere, (either within other North Carolina Counties, or Out of State), for their wage earnings.

Commuting Patterns - Counties Where Madison County Residents Worked in 2020



No Census data is available for estimating how many people commute into Madison County from another county to work.

## 6.3 Strategies for Strengthening Business Districts and Providing More Job Opportunities in Madison County

The overall goal for economic development is to have increased and sustainable economic activity that benefits Madison County and its residents. Madison County's success and sustainability will rely on having a **diverse** set of businesses, products and services and a key economic development strategy is to build and support this diversity.

County residents want more opportunities to work in the County. Family life is strong in the county and parents would like to see their children and grandchildren stay in the County. In order for this to happen, more job opportunities and more affordable housing options are needed.

From the American Planning Association (APA) website, "Economic Development Toolbox:"

A strategy is a "collection of actions and activities that help achieve a predetermined goal" (Blakely and Bradshaw 2002, 167). The following describe **potential strategies local governments can use, either alone or with other institutions, to carry out their economic development vision:**

- Coordinate economic development programs and support services
- Business development
- Development incentives and financing
- Business attraction and retention
- Workforce education and training
- Land supply analysis for business growth
- Infrastructure investment
- Investment in quality of life factors conducive to business innovation

In order for the County to accomplish the overall goal, it will need to support economic development both directly by changing policies and regulations, and working with other organizations to improve infrastructure and workforce training. The following objectives and strategies will help to increase the job opportunities within the County and ensure that county residents have the skills to match the opportunities.

### 6.3.1 Support economic development programs and services with staff and funding.

- Develop a program that promotes the county as a desirable place to locate and do business. Direct the Economic Development Board and Tourism Development Authority to work together and collaborate with other organizations as appropriate to develop this program.
- Continue a marketing program that targets new and summer residents, to provide information on local products and services and encourage them to "buy local."



### **6.3.2 Modify zoning regulations to encourage more business activity.**

Modify zoning regulations and map to allow for a variety of businesses along the main transportation corridors in appropriate places (i.e. county Interstate Hwy Exits #3, 9 & 11, near towns, along main roadway intersections, along flat stretches of roadway, etc.). Issues such as scale, orientation, building form, access and parking should be defined in ways to prevent business and commercial development from being built out of character.

Modify zoning regulations to allow for multiple streams of income (multiple uses) on properties zoned Rural-Agricultural (e.g., value-added products, arts/crafts, tourism, limited retail, etc.). The allowable uses should be consistent with maintaining the rural character and not large-scale operations that would consistently draw a lot of customers.

### **6.3.3 Develop incentives to encourage businesses to locate or expand in Madison County.**

Incentives can include reduced fees, a streamlined development process, increased density/intensity, decreased parking requirements, etc. Development characteristics that may qualify for an incentive could include providing jobs, preserving a cultural/historic site, building a walkway and/or park, utilizing energy efficient or “green” technologies, and more.

### **6.3.4 Establish partnerships with the towns and with other economic development and related organizations.**

- Facilitate collaborations and partnerships of economic development, business, tourism, arts and agricultural organizations for the purpose of planning, marketing and “packaging” a variety of products/offering, which will bring more revenue to businesses, farmers and to the County. (See 7.6.4 for more details)
- Take advantage of marketing, recruitment, education and other services provided by such as “Carolina West”.
- Support and partner with the Madison County Arts Council and area artists to develop more outlets/venues for local artists to sell their art and crafts.

The arts community has been coordinating more with tourism marketing and opportunities and they have developed a couple new venues in Marshall – French Broad Fridays and studios and events at Marshall High Studios. The Madison Arts Council has developed a strong presence in downtown Marshall. Mars Hill College also offers a number of arts, music and cultural events at the college and its Owen Theater, home to the Southern Appalachian Repertory Theater (SART).

- Work with organizations to develop strategy that will help market what Madison County has to offer.

**6.3.5 Work with infrastructure providers to improve communications and utilities infrastructure.**

- Work with internet providers to increase the service areas and number of residents served for high-speed internet. Also work to keep costs low, so that the service is affordable to local residents and businesses. Continue to work closely with the French Broad Electric Membership Corporation to aid in expediting the county-wide installation of fiber-optic infrastructure.
- Work with the towns and other infrastructure providers to provide transportation, communications and water and wastewater infrastructure to locations identified for businesses, mixed-use, and higher density development on the Future Land Use Map.

**6.3.6 Expand workforce training to meet the needs of current and future employment opportunities.**

County staff and community input have identified the need for improved/additional training in math and reading comprehension as well as technical skills that are transferable to a manufacturing or technical work environment. Teamwork and supervisory skills were also identified as needs. The County should:

- Encourage the School Board and Superintendent to strengthen education in math and reading comprehension in K-12 curriculum and classes.
- Encourage adults who want to improve their math and reading comprehension skills to take advantage of A-B Technical Community College's course offerings in these subject.
- Encourage the County Schools and A-B Tech to provide more technical and vocational training, including skills for agricultural and tourism enterprises as well as construction trade skills (plumbers, electricians, heating system specialists, etc.), as needed and feasible, to meet workforce needs.

A-B Tech partners with Madison High School on new vocational training programs that teach these types of skills and also entrepreneurship, culinary skills, automated machinery and advanced customer service.

Madison High School students who complete certain vocational courses receive credit in technical and vocational programs such as early childhood, drafting, business, office administration, etc., if conditions of the NC High School to Community College Articulation Agreement or Regional Articulation in Vocational Education (RAVE) are met. A transfer agreement has existed between A-B Tech and Mars Hill College for many years. A-B Tech students who complete the associate degree may transfer into Mars Hill College at the junior level.

- Facilitate partnerships between the County Schools, A-B Tech and Mars Hill College to develop training courses that will support local business development efforts, including entrepreneurship and the development of sound business plans.

## **Chapter 7. Agriculture (Update to be continued based on new data sources)**

### **7.1 Current State of Agriculture in Madison County**

*The following section on farming and Cooperative Extension programs provides a finer level of detail and probably a more accurate picture of the current state of farming in the County than does the Census data. These data and observations were provided by Ross Young, Madison County Extension Director and David Kendall, Madison County Extension Agent.*

Over the past ten years, the face of agriculture in Madison County has changed significantly. Ten years ago, this county boasted over 2,500 burley tobacco farms with gross receipts of \$6.2 million. There were 680 farms that had livestock, primarily cow-calf operations, contributing \$2.5 - \$3 million annually. Lots of other commodities were produced, including a wide variety of vegetables, trellis tomatoes, Christmas trees, nursery crops, fruits, and forages. The marketing system for most of these commodities was the wholesale market. Roughly \$15 million in farm income was received by farmers operating in a traditional, wholesale system.

Over the past 10 years, a number of factors have drastically affected Madison County agriculture: farmers aging out and retiring; land prices skyrocketing, resulting in some farms being sold for development; increased property taxes; increased fuel prices; and increased fertilizer prices. Each of these factors has worked against the sustainability of the traditional agriculture system enjoyed by farmers for almost a century.

Today, the annual farm receipts for Madison County are still roughly \$15 million??. The difference is that the majority of that income comes from a very different agricultural system. The new system has a much greater emphasis on direct marketing as opposed to wholesale.

???The face of agriculture in Madison County today still has some remnants of the traditional make-up with approximately 50 tobacco farms producing \$2.5 million and 200 cattle operations generating about that same amount. The difference is made up by a very wide variety of commodities including but not limited to: commercial vegetables; organic vegetables; Christmas trees; nursery plants; greenhouse operations; hydroponics; agri-tourism; cut flowers; eggs; shiitake mushrooms; culinary herbs; medicinal herbs; pick-your-own berries; transplant operations; fruits; melons; cheese; meat goats; meat sheep; poultry; and a wide variety of specialty items that enter the realm of "value added" (e.g., jams, jellies, corn meal, dried items, and the like).

The skill set required for many of these new enterprises is much different than what was needed for traditional farmers. Marketing, packaging, delivering, websites, trade shows, tailgate markets, creating marketing brochures, public relations, and food safety are just a few examples of the new needed skills.



Shiitake mushrooms and sheep meat are two of the many newer commodities.

## 7.2 Historical Context

Madison County has been losing farmland at an increasing rate over the past 40 years. According to the USDA's Agricultural Census, in the twenty year period from 1982 to 2002, Madison County lost a little over twenty percent of its farmland and 34% of its farms. Then, in only five years – from 2012 to 2017 –the county lost another 12.5 percent of its farmland (see tables below) leaving 639 farms remaining. As of 2017, (the latest year available from the USDA's Agricultural Census), 56,761 acres were reported as farmland, representing just 19.7% of the County's total land area.

Farms and Farmland in Madison County (1992-2012)	1992	2002	2012	Change 1992-2012	Percent Change
Number of Farms	1178	973	719	-459	-63.8%
Acres in Farms	93320	84053	56282	-37038	-65.8%
Percent of Land in Farms	32.4%	29.2%	19.6%	0	-65.8%
Average Farm Size (acres)	79	86	78	-1	-1.3%

Source: USDA Agriculture Census

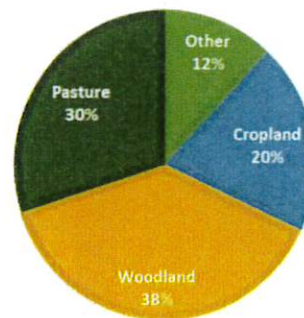
Farms and Farmland in Madison County (2017)	2017	Change 2012-2017	Percent Change
Number of Farms	639	-80	-12.5%
Acres in Farms	56761	479	0.8%
Percent of Land in Farms	19.7%	0.2%	0.8%
Average Farm Size (acres)	89	11	12.4%

Source: USDA Agriculture Census

Although the average farm size of 89 acres sounds large for Madison County, over half those farms are less than 50 acres in size (2017 Census).

Across North Carolina, about half of the State's farms are also less than 50 acres, but due to some very large farms in the state, the average farm size for NC is 160 acres.

MADISON COUNTY FARMLAND PERCENT BY TYPE OF LAND USE (2017)



Across the U.S., the majority of farms are small (i.e., reporting less than \$10,000 in revenues from agricultural products) and a little less than half show a positive cash flow from farming. Also, most farmers report another occupation as their primary occupation. Fifty-five percent of farmers in the U.S. and sixty percent in Madison County, report something other than farming as their primary occupation.

Of all the farmland in Madison County in 2007, a little over a third was forest land, almost a third was pasture, one-fourth was cropland and the remainder was other types of farm use. These general percentages are probably still about the same in 2009. There were some shifts between 2002 and 2007: both cropland and woodland decreased significantly and total pasture land almost doubled (11,850 acres to 20,087 acres of pasture).

The Agricultural Census also reports on some characteristics of farmers. The average age of farmers in Madison County is 58?. This is very close to the average age of farmers in North Carolina and the U.S. (57.1). The average age of farmers in the U.S. has been steadily increasing for the past 25 years, from 50.5 in 1982 to 57.1 in 2007. Across the U.S. in the five years from 2002 to 2007, the number of farm operators 75 years and older grew by 20 percent, while the number of operators under 25 years of age decreased 30 percent. Jeff???

### **7.3 Current Programs Supporting and Promoting Local Agriculture**

Farmers themselves warrant the most credit for the transition that has taken place. However, other groups, agencies and organizations have made significant contributions to aid the transition.

The **Madison County Center of the NC Cooperative Extension** has had this transition as a primary educational element and as a primary focus throughout its programs. The following programs are all examples of existing and planned efforts focused on transition issues:

- Alternative Agricultural seminars;
- Business Planning sessions;
- Estate Planning sessions
- Marketing seminars;
- Organic farming practices seminars;
- Good Agricultural Practices (GAPs);
- Agri-tourism efforts;
- Value Added Demonstrations; and
- the development of Madison Family Farms Inc. – a program that provides a website, a value added center, and a total marketing program for farmers.

Madison County Center staff also have provided one-on-one consultations and farm visits throughout the transition phase. Center staff supports the Madison County 4-H program,

which serves youth aged 5-18 through clubs, special programs, & summer activities. Some of the 4-H activities and events teach agricultural skills.

**Madison Family Farms** is a nonprofit organization that “works to enhance and improve small family farms and the agricultural business climate in Madison and surrounding counties by providing basic facilities and services, information and education, marketing and public relations” ([www.madisonfarms.org](http://www.madisonfarms.org)). Madison Farms was created in 2006 as a collaboration between Madison County farmers and Cooperative Extension in response to the aftermath of the 2005 Tobacco Buyout. It was created to serve as a resource for farmers who were transitioning from tobacco to a wide variety of crops. Farmers use Madison Farms Value-Added Center, co-located with the Cooperative Extension office, to process, package, store and distribute food to schools/colleges, hospitals, grocery stores and restaurants. The facility provides space for educational programs and includes in-line walk-in chillers and freezer; a value-added kitchen with food dryers, lettuce spinner, commercial grade food processor, boiler and stove for canning, vacuum packer; outside shed with vegetable wash line and herb dryer; ice maker and scales. Truck loading docks provide for bulk delivery of feeds and fertilizers.

The **Appalachian Sustainable Agriculture Project (ASAP)** is a regional non-profit organization with a mission to “collaboratively create and expand regional community based and integrated food systems that are locally owned and controlled, environmentally sound, economically viable, and health-promoting.” A complete listing and description of their programs and related resources is available on their website ([www.asapconnections.org](http://www.asapconnections.org)). Some of their programs are:

- Appalachian Grown™ – ASAP certifies food and agricultural products grown or raised on farms in Western North Carolina and the southern Appalachian Mountains. Certified products may be labeled with the Appalachian Grown logo, to show consumers, retailers and wholesalers they are local agricultural products.
- Growing Minds (ASAP) – This is a program that works with schools to teach children about where their food comes from and to introduce them to gardening and local farms. It also works to get more local food into the school cafeterias.
- Mixing Bowl (ASAP) – a new program to connect farmers to chefs

**Mountain Valleys Resource Conservation and Development Council, Inc.** is a regional

Madison County Comprehensive Plan Update-

**Mountain Valleys RC&D Area Plan for 2008-2013** has four main elements:

- *Community Development* activities to promote balanced economic development, environmental education, recreation development, natural and heritage resource preservation, and alternative energy.
- *Land Conservation* activities to achieve improved soil erosion control and soil health.
- *Water Management* activities to promote watershed planning, reduction of agricultural pollutants and control storm water and flooding.
- *Land Management* activities to moderate the impact of land development on water resources, enhance preservation of farm and forest lands and improve land use planning to address steep slope development and other resource concerns.

organization serving an eight-county area (Madison, Buncombe, Henderson, Transylvania, Polk, Rutherford, McDowell and Cleveland). The organization receives direct assistance from the **USDA Natural Resources Conservation Service (NRCS)**, which provides a Resource Conservation & Development (RC&D) Coordinator, office space and related support.??

The RC&D program seeks to encourage wise use of our natural and human resources as well as economic development that is balanced with the natural environment. Citizens representing each of the counties make up the Council, which is the governing body for the organization. The Mountain Valleys RC&D Council is a 501(c)3 non-profit, action-oriented organization which has over the past 30+ years, provided local project sponsors and partners with grant writing and project assistance on numerous projects. The Council's office is in Marshall, on Highway 25-70.

**NRCS** provides staff support for the County's farmland preservation programs and shares an office with the RC&D Council staff. The County has a **Voluntary Agricultural District (VAD)** program and an active **Agricultural Advisory Board** that administers and oversees the VAD program. NRCS staff provide support and technical assistance to the Agricultural Advisory Board.

All counties in North Carolina have **Soil and Water Conservation Districts (SWCD)**. District Board members are appointed and elected and. The District office has a couple staff members who assist private land owners with conserving their soil, water and other natural resources. They provide education, information, technical assistance, and economic incentives to county citizens and establish new programs in concert with other appropriate agencies and organizations to meet changing needs. Many of the programs and funding are through a partnership with USDA's Natural Resources and Conservation Service.

The **Farm Service Agency (FSA)** is an agency of the US Department of Agriculture. The FSA administers and manages farm commodity, credit, conservation, disaster and loan programs as laid out by Congress through a network of federal, state and county offices. These programs are designed to improve the economic stability of the agricultural industry and to help farmers adjust production to meet demand. Economically, the desired result of these programs is a steady price range for agricultural commodities for both farmers and consumers. State and county offices directly administer FSA programs. These offices certify farmers for farm programs and pay out farm subsidies and disaster payments. The FSA office that serves Madison County is located on Highway 25-70 in Marshall. For more information, see [www.fsa.usda.gov](http://www.fsa.usda.gov).

The **North Carolina Farm Bureau** is a private non-profit, grassroots organization that actively promotes farm and rural issues through legislative, marketing and service programs. It is a membership organization, with over 490,000 members in NC. Members are eligible for many insurance programs and discounts on a variety of products and services. The Madison County office is located on Highway 25-70 in Marshall.



Programs offered by other agencies/organizations related to agriculture:

- Future Farmers of America – a program offered at Madison County High School, to provide training and opportunities to young people interested in farming.
- Organic Growers School ([www.organicgrowersschool.org](http://www.organicgrowersschool.org)) – an annual conference held in the spring that offers educational sessions and workshops on all aspects of organic farming and gardening, for all types and scales of gardeners and farmers.
- Madison County Farm Day – an annual event held in October.

## **7.4 Future Vision for Agriculture and Rural Community Life in Madison County (Needs updated Data Sources)**

*This section is based on community input collected from individuals and community meetings held throughout the county during the planning process. **It describes a collective vision of agriculture in Madison County in twenty or so years.***

In the year 2025, agriculture is very visible throughout Madison County. Farming is a respected and viable way of life and way to make a living - this includes commercial and subsistence farming. Farming and local agricultural products have been successfully promoted in and out of the county so that Madison County is known as a county with strong agriculture communities and quality agricultural products. The number and types of products continues to expand and diversify, and more and more local products are available to residents through markets, restaurants, schools and other businesses and organizations. There is strong support from local residents, businesses and public and private institutions for agricultural products.

The average age of farmers continues to drop as young people enter farming in increasing numbers. The local food movement has brought new status to farming as agricultural commodities are widely sought after and farmers are honored for their contribution to the community. Award-winning vocational agricultural training at Madison High feeds into a two-year degree in Sustainable Agriculture at A-B Tech that also offers a four-year NC State agricultural degree via distance learning. Food and farming internships provide labor for local farmers and provides practical training to new farmers. These new farmers are remarkably entrepreneurial as they exploit niches where they can gain a competitive advantage over large farms in the deep south, Midwest and California.

Over the last 20 years the cost of transportation has steadily risen so local agricultural products have more and more of an advantage in the local marketplace. "Fresh" and "local" are continuing to grow in popularity. Much of the irrigated agricultural land in the western U.S. is experiencing severe long-term drought as well as competition with growing populations for water. Agriculture is losing water rights to cities as farmland is taken out of production there, making it increasingly important that we retain our critically important agricultural land base here.

Consumers are increasingly willing to pay a little more for local agricultural products, allowing an improved profit margin for our farmers. Our farmers are also developing more efficient production practices, allowing them to produce more high quality products with fewer inputs and less cost. This improved margin is allowing more and more growers to forego "public work" and make their living full-time on the land. Group efforts to secure benefits packages customized to the needs of farmers have also supported this trend. While paid vacation is rare, at least health insurance is available to farmers at an affordable rate.

There are now many programs that support farmers and promote farming and farm products, such as:

- Education/training on sustainable farming practices, including organic farming.
- Education on various “new” agricultural products and services.
- Marketing and business training programs.
- Farm-related tourism and rural recreation, successfully promoted by a combination of the Madison County Economic Development and Tourism Development Boards in partnership with the Madison County Chamber of Commerce.
- Local food promotion programs through Madison Farms, ASAP and other organizations.
- 4-H programs and Future Farmers of America for youth to learn more about farming.
- Local food processing and distribution facilities – for fruits, vegetables, animal products (meats, eggs, cheese, etc.) and value-added products (jams, sauces, prepared foods, etc.).
- Tax incentives/reductions for farmers.
- A Farmland Protection Plan has been adopted and is being implemented.
- Capital for improvements and operations is available via the purchase of development rights, to preserve farmland for future generations.
- County zoning and land use regulations support and encourage farm and agritourism uses of the land.

The rural communities continue to be strong communities. Traditions, history, and culture are passed on to young people and are a strong part of community life. More children who grow up in Madison County are choosing to live, work and raise their families in the county. In most areas, the rural character of the county and the communities has also been preserved. Madison County has become a desired destination for farm tours, rural scenery, and celebrations that draw tourism dollars to farmers and rural entrepreneurs. Farming and rural recreation provides a healthy living standard and remains the primary source of income for residents of the county.



Spinning Spider Creamery (left) and Sunset Valley Farms (right) on a farm tour day.

The **Farmland Values Project** collected, analyzed and communicated the many values that people have for farmland in four WNC counties, including Madison County. Over 1100 residents in Buncombe, Haywood, Henderson and Madison counties participated in a survey, focus group or mapping exercise and 307 visitors completed surveys. 173 Madison County residents participated in the survey, conducted in Fall 2007.

**Survey Results for Madison County Residents:**

- Farmland is very important to residents and their quality of life
  - Top five benefits of farmland to county residents were locally produced food, a link to our agricultural heritage, scenic beauty, wildlife habitat and open space.
- 76% of resident respondents are concerned about the loss of farmland.
- 69% of resident respondents believe their community needs to be doing more to protect farmland in the area.
- Residents and visitors showed willingness to make voluntary donations (annual average of \$185) if the funds went directly to protecting farmland.
- 59% of respondents from Madison County said they would pay more for food if the increase in price went directly to protect farmland.

For more details including interviews, photos, data and more, see [www.unca.edu/farmlandvalues](http://www.unca.edu/farmlandvalues).

## 7.5 Issues and Opportunities – Current and Emerging

Many issues about the current state of farming and agriculture in Madison County are mentioned in this chapter. These issues along with opportunities inside and outside the county

shape the recommendations related to agriculture. Current key issues related to farming and agriculture are:

- Farmers are making a transition from cattle and tobacco to new crops and must learn about how to grow and process the new crops as well as ways to market and distribute them. These new crops are particularly attractive to entrepreneurial growers and those that enjoy engaging new groups of customers.
- Traditional crops like beef or potatoes can be marketed for a higher return if growers work with marketing specialists who provide an entrepreneurial dimension to their evolving enterprises.
- Training is not always offered in ways that farmers find appealing (e.g., time or place may be inconvenient). Announcements about training do not always reach farmers in a timely or efficient manner.
- Farmers would like to find better ways to communicate amongst themselves and often benefit from working together on marketing and distribution.
- Multiple organizations are working on various aspects of support and promotion for agriculture; more coordination and communication amongst these efforts is needed.
- It is getting harder for local people to continue to afford to live (and pay taxes) in Madison County, with the increased land values and sales prices for land and homes. People are also concerned about the increased amount of real estate speculation occurring in the county, which drives up the price of land for farm and forest operations.
- Agriculture is a significant part of Madison County's culture and heritage and residents want it to continue to be significant into the future.

Some of the opportunities that farmers and the County can take advantage of, to help grow and sustain agriculture are:

- Consumers' growing interest in local food and in supporting local farmers;
- Aging consumers are showing more interest in fresher local food;
- Increasing number of farmers markets in the region and coordinated advertising for these markets;
- Changing demographics with increased numbers of more affluent homeowners and retirees with more disposable income;
- Promotion of healthier food choices by public health agencies;
- Creating additional non-traditional opportunities that provide income, like agriculture-based tourism, fishing/hunting guide services, leasing hunting or farming rights, etc.;
- Higher fuel and transportation costs, which will help make local products more affordable than products that travel far distances and also provide opportunities for alternative fuel development including biofuels;
- Mars Hill College, Asheville-Buncombe Technical College and the County School System are large institutions which could purchase a significant amount of food and other products from Madison County suppliers.

## 7.6 Recommended Strategies to Sustain Agriculture in the County

Growing and sustaining agriculture in the County will take actions, communications and cooperation and collaboration from a number of public and private organizations. The County can take a lead role by convening these groups, facilitating discussions and encouraging collaboration and partnerships. The County can also lead by adopting policies and taking actions which support farmers and farming. Specific recommendations are listed below and grouped under three objectives: (1) Protecting Farmland; (2) Ensuring farm operators are available to take over farms in the future; and (3) Ensuring viable future farm enterprises by supporting existing and future farmers with policies and opportunities for business development.

### (1) PROTECTING FARMLAND

#### 7.6.1 Create and adopt a county-wide Farmland Protection Plan (FPP).

The County could develop and adopt a farmland protection plan that is strategic and action-oriented. It should incorporate and expand upon the recommendations in this chapter. One benefit of having an adopted FPP that satisfies the state's requirements (see NC G.S. 106-744(e)) is that counties with these plans are given preference when the state allocates funds from the state Farmland Preservation Trust Fund.

The County can direct the Agricultural Advisory Board, in partnership with the Planning Board, to oversee the development of a Farmland Protection Plan. A steering committee should be formed to provide input and direction to the plan that includes representatives from a variety of related interests: farming/agriculture; land conservation; economic development; education; and other.

Examples of these types of plans from other WNC counties may be helpful to review. Buncombe County's plan is available on the county website at: [http://www.buncombecounty.org/common/soil/BC\\_FarmPlan.pdf](http://www.buncombecounty.org/common/soil/BC_FarmPlan.pdf). Haywood County adopted a Farmland Protection Plan in October 2008 – it is available from the county but not online. Henderson County is currently considering adoption of a Farmland Protection Plan.

#### 7.6.2 Consider implementing land use and development policies and/or regulations that support and encourage agriculture.

North Carolina State Law exempts aspects of "bona fide farms" from county zoning (NC G.S. 160D-903). For purposes of determining whether a farm property may be either partially (or wholly exempt) from abiding by Madison County zoning regulations, an applicant must show

documented purpose, in which any of the following is deemed sufficient evidence that the property is being used for bona fide farm purposes:

- (1) A farm sales tax exemption certificate issued by the Department of Revenue.
- (2) A copy of the property tax listing showing that the property is eligible for participation in the present-use value program pursuant to G.S. 105-277.3.
- (3) A copy of the farm owner's or operator's Schedule F from the owner's or operator's most recent federal income tax return.
- (4) A forest management plan.

Use of any farm property for non-farm purposes remains subject to zoning review and regulations.

Madison County has a Voluntary Agriculture Districts (VAD) program which helps farmers form areas where commercial agriculture is encouraged. This is a farmer-initiated, voluntary program that provides benefits to farmers and also strives to reduce conflicts between agricultural and non-agricultural land owners and uses. VAD programs help raise awareness about agricultural activity, provide stronger protection to farmers from nuisance complaints/suits, help to influence planning and development near the agricultural districts and provide a few other protections and benefits.

**The County should consider implementing the following additional land use planning and policy measures:**

- Provide technical assistance to people who are thinking of developing or subdividing their farmland on ways to preserve some of the land for agriculture use as part of the process.
- Identify productive areas of agricultural land and areas that are currently actively engaged in agricultural activities and direct residential and industrial growth away from these areas through zoning regulations. These areas could be identified in a Farmland Protection Plan.
- Encourage protection of farmland located in public water source areas, including reservoirs, streams, and water recharge areas, by identifying these areas and developing incentives and/or targeting land conservation efforts for these areas.
- Consider adopting an Enhanced VAD program as part of the Farmland Preservation Ordinance. Enhanced VAD programs provide additional benefits to participating farmers and encourage longer term commitments to keep land in farming.

## **(2) ENSURING FARM OPERATORS ARE AVAILABLE TO TAKE OVER FARMS IN THE FUTURE**

### **7.6.3 Provide education, training and technical assistance to farmers and potential future farmers.**

- The County School System should integrate more learning opportunities about agriculture and related skills/information into the curriculum. The schools should also promote local food and agriculture to young people through school promotions and educational programs.
- Expand the educational and experiential programs provided by Future Farmers of America (FFA) and 4H.
- Madison County Extension and Madison Farms should expand their educational efforts and provide more support to farmers, including educational programs on new farming practices and products and support programs to help them market, process and distribute their products.
- Encourage potential new farmers by supporting travel experiences to see innovative agricultural businesses.

## **(3) ENSURING VIABLE FUTURE FARM ENTERPRISES BY SUPPORTING EXISTING AND FUTURE FARMERS WITH POLICIES AND OPPORTUNITIES FOR BUSINESS DEVELOPMENT**

### **7.6.4 Adopt a County policy to purchase local food and agriculture products if available at competitive prices.**

- Encourage the Madison County School System to establish an agreement with Madison Farms to purchase local food if and when it is available.
- Permit and formally request county food purchasers to spend up to ten percent more for local products to reflect the benefit to our tax base of supporting those local enterprises. Encourage purchase of local food products and services for meetings, conferences and institutions (e.g., jail, health/hospital facilities).
- Provide incentives for school cafeteria managers to buy and prepare fresh, local food that helps lower obesity and related chronic conditions.

### **7.6.5 Seek outside funding to support the purchase of local food and food products.**

- Work with various private and government organizations to provide sources of capital for agricultural entrepreneurs.



- Actively pursue funding to support the purchase of local food by county government organizations.

**7.6.6 Consider infrastructure needed to support agriculture and agricultural products (e.g., facilities, transportation, communications, etc.) when planning for, prioritizing and funding infrastructure projects.**

Transportation planning needs to consider and incorporate agriculture’s needs in transportation system and project planning and designs. The transportation system should enable smooth transport of equipment and supplies to farms and farm products to distribution centers and other markets.

More extensive and effective communications infrastructure that includes access to phone and high-speed Internet services is needed to support growth and sustainability of agriculture and agricultural products and services.

Work with the towns to ensure the availability of water for farming operations and rural entrepreneurs.

Encourage local power service companies to give priority to farm electrification needs. Support the use of alternative power sources as a way to increase power availability and reduce the cost of power.

**7.6.7 Facilitate the coordination and collaboration of economic development, business, tourism and agricultural organizations for the purposes of planning, marketing and “packaging” a variety of products/offerings, which will bring more revenue to businesses, farmers and the County.**

The County should also initiate bringing the Towns of Hot Springs, Marshall and Mars Hill together with the County to discuss and work together on these economic development and tourism initiatives. The County should provide staff, technical assistance and other resources to implement the actions below.

- Direct the Economic Development Board and Tourism Development Authority to coordinate planning and promotion activities with Madison County Farms, Madison County Extension and other interested organizations.
- A Strategic Plan should be developed which brings the organizations and ideas together and contains specific plans on how to implement the planning, communication and promotion activities. A number of ideas have been suggested that relate to the need for coordinated promotion and marketing of agricultural products and related services, including:
  - Utilize the Internet for promotion; provide an Internet presence for farms and farmers

- Develop better communication channels to spread information on agricultural opportunities and information to farmers and to improve farmer-to-farmer communications
- Promote existing/current efforts (e.g., Madison Farms, Extension, ASAP programs)
- Focus more promotion within Madison County; emphasize buying local products and supporting local farmers and residents.
- Develop a Madison County brand.
- Develop some sort of clearinghouse to connect suppliers/producers with buyers (take a systems approach to addressing this)
- Develop and post a County Calendar of related events – online and printed in the newspaper.
- Support events such as product fairs that showcase and celebrate Madison County's farming heritage and farm and forest products.
- Consider supporting a Madison County store – that sells and promotes Madison County products and services. The County could help get this started and possibly provide a place for the store. It should be near I-26 and be easily accessed from the interstate. TJ's in Mars Hill is an example of a store that sells primarily local products.



### **Selected resources:**

**American Farmland Trust**, national organization and North Carolina office (<http://www.farmland.org/programs/states/nc/default.asp>) and a useful report: *Planning for an Agricultural Future: A Guide for North Carolina Farmers and Local Governments* (2007), [http://www.farmlandinfo.org/farmland\\_preservation\\_literature/index.cfm?function=article\\_view&articleID=31721](http://www.farmlandinfo.org/farmland_preservation_literature/index.cfm?function=article_view&articleID=31721).

**Carolina Farm Stewardship Association** (<http://www.carolinafarmstewards.org/>). Promotes local and organic agriculture in the Carolinas by inspiring, educating and organizing farmers and consumers.

**Center for Environmental Farming Systems** ([www.cefs.ncsu.edu](http://www.cefs.ncsu.edu)). The Center for Environmental Farming Systems (CEFS) was established in 1994 by N.C. State University, N.C. A&T State University, and the N.C. Department of Agriculture and Consumer Services to serve as a center dedicated to sustainable agriculture research, extension, and education.

**Farm Prosperity Project** ([www.cals.ncsu.edu/specialty\\_crops//farmprosperity/](http://www.cals.ncsu.edu/specialty_crops//farmprosperity/)). The Farm Prosperity Project is made up of seven regional, state and national organizations, led by North Carolina State University, that have teamed together to launch a grant-funded study intended to preserve western North Carolina farmland and farm heritage. The Farm Prosperity Project will identify crops and farmland preservation methods that help sustain farmland in our region. The overarching goal of the project is to save farms and farmland in western North Carolina by directly aiding farmers in increasing their economic prosperity.

**Foothills Connect Business and Technology Center and Farmers Fresh Market** together utilize high-speed Internet service to connect restaurants, consumers and suppliers to farmers in Rutherford County. Foothills Connect is one of seven business and technology centers in economically distressed areas of the state funded by the e-NC authority and it provides free, high-speed Internet service to the public and a variety of free and fee-based services to local nonprofits and businesses. It received funding from the NC Rural Center through its Economic Innovations grant program to expand the Farmers Fresh project. See [www.foothillsconnect.com](http://www.foothillsconnect.com) and [www.farmersfreshmarket.org](http://www.farmersfreshmarket.org) for more information.

**North Carolina Farm Transition Network** (<http://www.ncftn.org>). The NCFTN was recently organized through cooperative efforts of a diverse group of state government and non-profit organizations concerned about the continuing loss of family farms in NC. Its mission is to *“ensure that working farms remain in agricultural production by assisting retiring and aspiring farmers in the effective transition of farm businesses.”*

**Sustaining Agriculture in Urbanizing Counties** (University of Nebraska – Lincoln, 2009). <http://www.farmland.org/resources/reports/Sustaining-Agriculture-in-Urbanizing->

[Counties/default.asp](#)) includes case studies in 15 counties across the U.S and suggests policy approaches to sustaining agriculture in the urban fringe. The report's final chapter closes with seven policy recommendations for promoting viable farming in metro areas:

1. Local governments should aim to prevent conflicts between farmers and nonfarmer neighbors and to resolve those that arise in ways sympathetic to farmers' interests.
2. Local governments should apply zoning policies (e.g., large minimum-lot requirements, cluster zoning, urban growth boundaries) that help to preserve an adequate land base for agriculture.
3. State governments should enable, and local authorities operate, effective programs for purchasing development rights to farmland, thereby either adding to the land base that agricultural protection zoning supports or achieving what zoning fails to realize.
4. Public and private agencies should encourage farm families to plan for the transfer of ownership and management to their children or other relatives. We found that with family successors lined up, the future of individual farms could look much brighter (e.g., current owners more likely to invest in their land and operators less likely to quit farming in the county prematurely).
5. The same agencies should encourage the launching and sustaining of farm enterprises likely to be profitable on the urban edge. Given the pervasive land constraint, consideration should be given to relatively smaller acreage operations, such as those raising high-value products including specialty crops and livestock. Direct marketing can also add revenue, and assistance programs for it were the second most popular type of help requested by our surveyed farmers—second after the purpose of “diversifying or adding new products.”
6. In geographic areas lacking sufficient farmers to sustain agri-service businesses, policy makers may need to encourage adaptations by both farm operators and suppliers, such as Internet purchasing and “drop-off boxes” for equipment repair.
7. Policy makers should consider ways to provide for adequate numbers of farm workers. One tool urged by interviewed farm operators was to reform the federal government's guest worker program for migrant labor.

## Chapter 8. Transportation (Needs updated Data Sources)

### 8.1 Overview of Existing Transportation System and Plans

#### 8.1.1 Current Transportation System



The transportation system in Madison County consists of a few primary or main roads and many smaller paved and unpaved roads through the river valleys and coves and over a few of the mountains. The largest roadway is the newly-completed Interstate 26 (completed in 2003) that runs between Buncombe County and Unicoi County, Tennessee, and next to Mars Hill. It was a monumental construction project which changed the shape of the terrain in this part of the county. It now carries, on average, over 9,300 vehicles a day. The next most traveled roadway in the county is US 25-70 between the Buncombe County line and Marshall, carrying an average of 8,300 vehicles a day. The other main roads in the county are NC 213, which connects Mars Hill and Marshall, NC 209 which runs from Haywood County to Hot Springs, NC 208 in the northwest part of the county and US 19 which connects Mars Hill and I-26 to Burnsville, Yancey County and beyond.

Roadways are the primary means of transportation in the county. There is also an active freight train line, operated by Norfolk Southern, that runs along the French Broad River through the county. A county authority runs a limited public transportation service which is described below in section 8.1.4. The towns have pedestrian facilities (sidewalks, crosswalks) in their downtown areas and the Town of Mars Hill developed a Pedestrian Plan in 2007. Mars Hill has a paved trail along Gabrielle Creek that connects Mars Hill College and downtown to the elementary school, but no other greenways/trails for transportation purposes exist currently in the county. There is a large network of hiking trails, including the Appalachian Trail, in the Pisgah National Forest, but these are primarily used for recreation rather than transportation.

#### 8.1.2 Transportation Plans and Planning

Madison County is part of a regional transportation planning organization, the Land-of-Sky Rural Planning Organization (RPO). The RPO brings together representatives from Madison, Haywood, Buncombe and Transylvania counties and NCDOT to determine plans and priorities

for transportation projects in this region. NCDOT takes the recommendations from regional planning organizations and develops a statewide plan and capital spending program – called the Transportation Improvement Program, or TIP – to implement high priority projects from across the state. Every two years, the regional planning organizations update their priorities and NCDOT updates statewide plans.

The RPO recently revised its Priority Needs List of high priority projects and a couple projects in Madison received high priority on this list:

- Priority #2 – I-26/Hwy 213 interchange: Connect Frontage Road to Hwy 213 or I-26 exit
- Priority #3 – Bruce Road: Upgrade and widen near Main Street in Mars Hill
- Priority #7 – NC 208: Upgrade roadway from US 25-70 to Tennessee state line
- Priority #8 – NC 209: Upgrade and realign between NC 63 and US 25-70

Some of these will likely be implemented over the next 5-10 years, as they are programmed into the TIP.

NC Department of Transportation (NCDOT) is currently working with Madison County and staff at the Land-of-Sky RPO to develop a **Comprehensive Transportation Plan** for Madison County. It is expected to be complete by the end of 2010 and will consider and include recommendations from this Comprehensive Plan as transportation recommendations are developed.

NCDOT's planning has evolved from simple bridge and highway thoroughfare plans to Comprehensive Transportation Plans (CTPs). Thoroughfare plans identified the existing and proposed highway network needed to handle existing and future traffic. The CTP is a multi-modal plan that identifies the entire existing and future transportation system which includes highways, public transportation, rail, bicycle and pedestrian facilities needed to serve the anticipated travel demand. The CTP strengthens the connections between an area's transportation plan, adopted local land use/development plan and the community's vision.

Additionally, each rural or community transportation system is required to have a Community Transportation Services Plan, commonly referred to as a "5-year plan," which "reviews the current performance and organizational direction of the transit system and recommends alternative strategies of operating or managing that increase mobility options for passengers and improve the efficiency and effectiveness of the organization and transportation services," according to the NCDOT web site.

### **8.1.3 Comprehensive Transportation Plan – Initial Insights**

As stated in the previous section, a Comprehensive Transportation Plan (CTP) for Madison County is currently under development. A draft vision statement for transportation in the county has been developed: "Provide a safe, reliable, efficient, and sustainable multi-modal transportation network that enhances quality of life and economic vitality while preserving the natural environment and community character and supporting the county's vision for future

land use and development.” To go along with the vision, a set of preliminary objectives has been developed for the CTP. They are:

- Complete a study of transportation facilities and develop a plan with recommendations that address safety and mobility and consider economic impacts.
- Improve the safety, connectivity, and mobility of the transportation system, for people and freight, for all modes of transportation in and through the region.
- Make informed transportation decisions that are sensitive to the environment and community character
- Coordinate with the land use and other plans of Madison County and its municipalities.
- Coordinate with Madison County Emergency Management and relevant organizations to ensure that emergency plans are considered in plan development.
- Transportation system goals and objectives that were ranked highest were:
- Preserve community character: preserve downtown business districts and keep rural areas rural; and
- Protect the natural environment.

#### **8.1.4 Public Transportation Services**

Madison County Transportation Authority (MCTA) is the coordinated public transportation service for Madison County and it provides transportation services from the populated areas to the remote areas of the County. A round trip to and from remote areas can add up to one hundred miles or more. MCTA provides trips outside the county to Haywood, Yancey and Buncombe counties and the towns of Newport and Greenville, Tennessee.

Madison County Transportation Authority has a Transportation Advisory Board that consists of representatives of elected county officials, local agencies and community and business representatives. It meets monthly at the new Madison County Transportation Facility at 387 Long Branch Road in Marshall. This facility was completed and occupied in August, 2007.

Madison County Transportation Authority is a demand-response transportation service. MCTA requires a 24-hour advance reservation for local trips and a two-day (or more) advance notice for out-of-county trips. It provides services for general and medical trips and provides transportation to all the nutrition centers within Madison County. Madison County has a large number of passengers over the age of sixty, people with disabilities, and with financial and mobility constraints; thus their ability to utilize a transportation service is vital to their well-being.

Madison County currently has a fleet of 11 vehicles. Services are provided from 6:00 a.m. until 6:00 p.m. Monday through Friday. The fleet consists of:

- Three 8-passenger lift vans with two wheelchair stations; and
- Eight 14-passenger standard vans.

## Prioritized Public Transit Needs

A public and stakeholder workshop was held in the County in 2008 as part of the *Coordinated Public Transportation and Human Services Transportation Plan* (adopted March 20, 2009 by the Land-of-Sky Rural Transportation Planning Organization). Needs were identified by participants and then prioritized. The following list contains the prioritized needs from this workshop, which appear in the referenced transportation plan.

Public Transportation Needs (listed in priority order):

1. Expansion vans
2. Route to tie together Hot Springs, Marshall and Mars Hill
3. More lift-equipped vans
4. Routes for daily cancer treatment
5. GPS and communication capabilities
6. Planning grant to identify work commuting patterns
7. Lifts for larger chairs (equipment updates)
8. Van from Mars Hill Park & Ride to meet Asheville Transit
9. Connector from Spring Creek to Hot Springs
10. Attendants for visually impaired
11. Route to Mountain Recovery (addiction treatment located in Asheville)

## 8.2 Scenic Byways

The NC Department of Transportation has designated 51 scenic byways to give visitors and residents a chance to experience North Carolina's history, geography and culture, while also raising awareness for the protection and preservation of these treasures. Byways are carefully selected to portray the diverse beauty and culture of the state and to provide travelers with safe and interesting alternate travel routes. The routes are clearly marked with N.C. Scenic Byways signs. More information and maps are available at NC DOT's website:

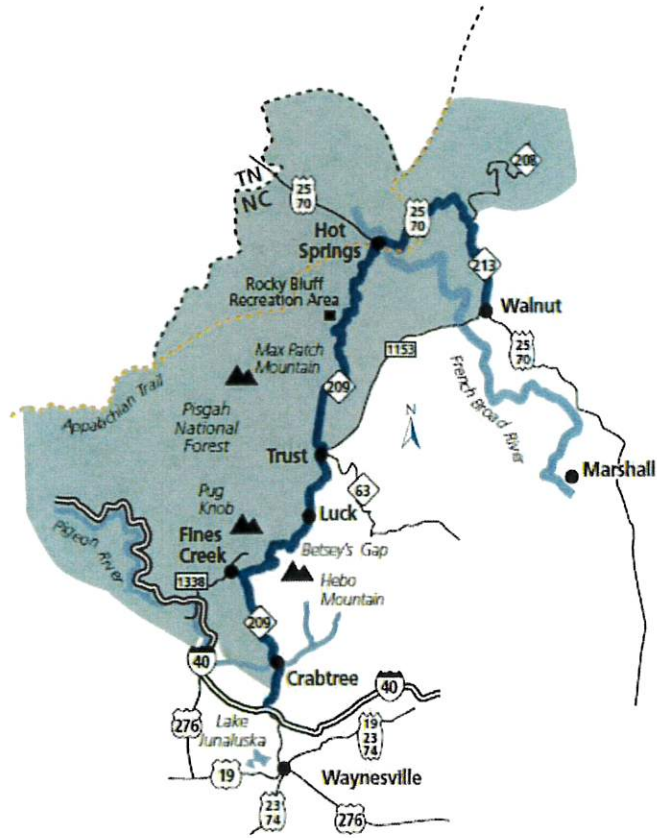
[http://www.ncdot.org/doh/operations/dp\\_chief\\_eng/roadside/scenic/](http://www.ncdot.org/doh/operations/dp_chief_eng/roadside/scenic/).

Typically local leaders identify a section of roadway they would like to have designated and work with NCDOT to attain designation. Designation helps preserve the scenic character of the roadway. For example, the North Carolina General Assembly passed a bill in 1993 that bans billboards ("outdoor advertising signs" as defined in G.S. 136-129) from along scenic byways or scenic highways.

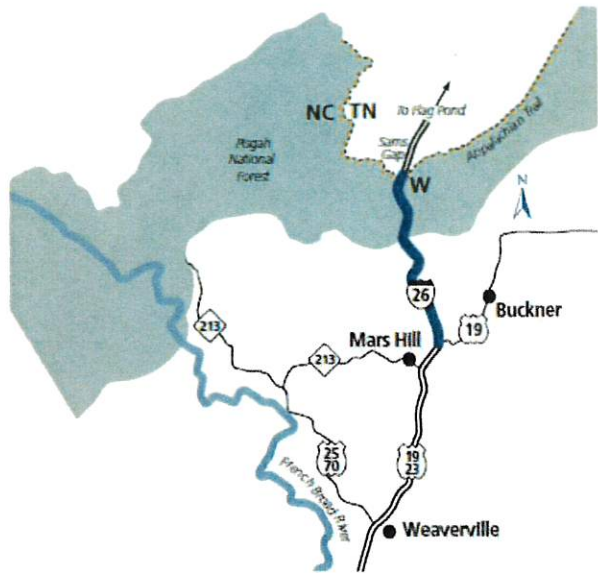
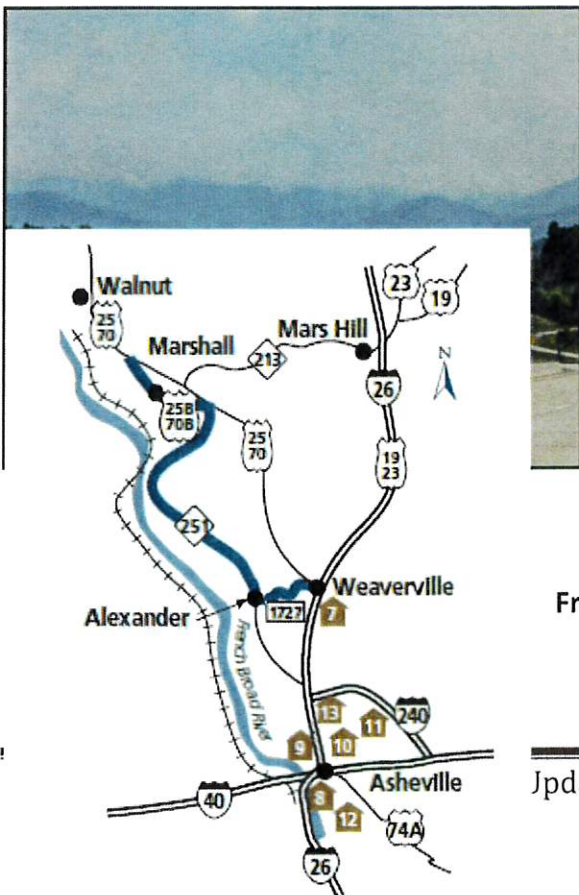
Madison County contains three NC Scenic Byways: "Appalachian Medley," along NC 209 and US 25-70 in the western part of the county; I-26 from Mars Hill north to Tennessee; and "French Broad Overview," which primarily follows NC 251 between Alexander and Marshall. The maps below show these byways.

### Appalachian Medley:

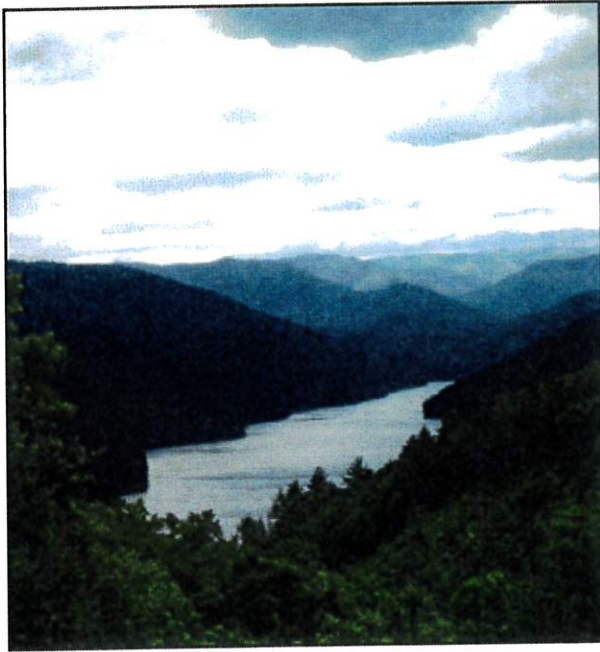




**I-26 Scenic Highway:**



**French Broad Overview:**



### **8.3 Transportation Recommendations**

Because the County is in the middle of a transportation planning process that will contain a number of specific recommendations, this plan contains only a couple general recommendations. These recommendations are based on input received during the planning process for the Comprehensive Plan, as well as the preliminary survey results from the recently conducted survey for the Comprehensive Transportation Plan (CTP) process.

#### **8.3.1 Work with NCDOT, the RPO and the Madison County Transportation Authority (MCTA) to improve public transportation services.**

In the community meetings and throughout the planning process, residents voiced the need for additional public transportation services. The ones mentioned most frequently were for regular public transit service between the three towns and regular service between Asheville and Madison County, in the Marshall or Mars Hill area. The County should advocate for these additional services and work with the entities listed above to improve transit service in the county.

#### **8.3.2 Work with NCDOT and the RPO to designate additional park-and-ride lots**

The recent transportation survey showed that a majority of respondents would like to see more park-and-ride lots around the county. Currently there is only one official lot and it is along I-26 in Mars Hill. Park-and-ride lots enhance carpooling and in the future, could be used in conjunction with transit routes. They can be established in any parking lot that has excess or

unused space and they work best if they are in a convenient location, along or near a main road. There are a number of retail parking lots along US 25-70 that could contain a section for park-and-ride parking. Church parking lots can also be good locations for park-and-ride lots because they are often mostly empty during weekdays. Park-and-ride lots can be managed with simple but formal agreements between NCDOT or another entity – a town, county or transportation authority – and the property owners.

## Chapter 9. Housing (Needs updated Data Sources)

### 9.1 Summary of Existing Housing Stock

#### Values and Affordability

Studies have demonstrated that the Asheville Metropolitan Statistical Area (includes Buncombe, Haywood, Henderson and Madison Counties) has the most expensive housing of any MSA in the state, both in absolute terms and relative to median incomes (National Association of Home Builders Housing Opportunity Index, 2002 & 2004; Coldwell Banker Housing price survey 2002.). House prices have continued to increase more rapidly in the Asheville area than elsewhere in the state.

According to a *Housing Market and Needs Assessment* prepared in 2005 for the Asheville Regional Housing Consortium (Bay Area Associates), rents in the Asheville MSA are high relative to incomes, although not the highest in the state. While many single persons and single parents work two or more jobs to be able to afford housing, most low-income households end up paying more than they can afford for housing.

“Cost burden” is determined by calculating the percentage of household income spent for mortgage costs, insurance, taxes and utilities (owners) or gross rent and utilities (renters). According to the U.S. Department of Housing and Urban Development (HUD), households spending more than 30% of their income for these costs are considered to be “cost-burdened.” Households spending more than 50% are considered to be “severely cost-burdened.”

According to the most recent information available from the North Carolina Housing Finance Agency, there were approximately 1,090 cost-burdened homeowners, and 453 cost-burdened renters in Madison County in 2005. This represents about 18% of homeowners and 24% of renters respectively.

Recent trends in increased overnight tourism and an influx of part-time residents have made housing affordability more of an issue in Madison County and the western North Carolina region as a whole. The North Carolina Multiple Listing Service (MLS) reports that the average home sales price for 2000 was \$173,753 for Asheville-Buncombe County. By June, 2009 the average sales price in the Asheville-Buncombe County area had increased to \$253,852. In Haywood County, the average home sales price in June, 2009 was \$179,457. Recent average home sales price data for Madison County was not available from MLS. The average sales price in Madison County is likely between Haywood’s and Buncombe’s values.

The U.S. Census Bureau collects assessed property values from counties and computes median and average housing values based on these data. In 2000, the median value of owner occupied housing units in Madison County was \$94,600, which was about 87% of North Carolina’s median value of \$108,300 and 79% of the median value across the United States (\$119,600).

Values in Mars Hill are higher than the county values for this entire time period, and more closely match the median values for the state.

### NEED UPDATED DATA

Median Assessed Values of Owner-Occupied Housing Units			
	2000	2010	2016-2020
HotSprings	65600		
Mars Hill	112300		
Marshall	86000		
Madison County			
State of NC	108300		182100
United States	119600		229800
Source: U.S. Census Summary File 3 (1990, 2000, 2010)			

The Census Bureau (American Community Survey) for the period 2005-2007 estimates the median value of owner-occupied homes in Madison County at \$145,700. For this same period for the state of North Carolina, the median value for these types of homes was \$136,800 and for the United States it was \$181,800.

### Housing Characteristics

A lot of housing was built between 1990 and 2000 – 2,055 units – representing an increase of almost 27% in housing stock in this ten-year period. According to the Census Bureau there were 9,722 housing units in the year 2000. Of these, 1,722, or nearly 18%, were vacant and 681 (7%) were seasonally-occupied (see table below). There was a slight increase in the number and percentage of seasonal and vacant housing units from 1990 to 2000. By July 1, 2008, there were an estimated 10,858 housing units in Madison County – an increase of almost 12% over eight years, and a slower rate of growth that was seen in the previous decade.

Madison County Housing Characteristics						
	2000		2010		1-Mar-22	
	No. Units	Percent	No. Units	Percent	No. Units	Percent
Owner-Occupied	6130	76.60%	6514	76.70%	8920	80.80%
Renter-Occupied	1870	23.40%	1980	23.3%		
<b>Total occupied</b>	<b>8000</b>	<b>100%</b>	<b>8494</b>	<b>100%</b>		
Vacant	1722	17.70%	2114	19.9%		
Seasonal	681	7.00%	1012	9.5%		
<b>Total Housing Units</b>	<b>9722</b>		<b>10608</b>		<b>11045</b>	

Source: U.S. Census, Summary File 3

### Types, Ages and Conditions of Structures

Two-thirds of the housing units in 2000 were single family homes. Manufactured homes accounted for nearly 28% of county housing units. Less than 5% were multifamily structures. One reason for the relative dearth of multifamily units is the limited availability of public water and sewer service outside the three municipalities of Marshall, Mars Hill and Hot Springs.

### NEED UPDATED DATA

Types of Housing Units in (20##)		
Units in Structure	Number of Units	Percent
1, Detached		
1, Attached		
2 (Duplex)		
3 or 4		
5 to 9		
10 to 19		
20 to 49		
50 or more		
Mobile Home		
Boat, RV, or Van		
Total Housing Units		

Source: U.S. Census 2010 or 2020 Summary File 3

A little over half of the homes in Madison County (5,594 homes) were built prior to 1980 and 37% (3,984 homes) were built before 1970. Homes built before 1972 are more likely to have lead present, and consequently present a higher risk of causing elevated blood lead levels to their occupants, children in particular. These older homes often have higher levels of deterioration and are more likely to have asbestos present.

Additionally, 1,415 houses, or 14.6%, were built before 1940. These housing units may reveal severely inadequate electrical, plumbing and/or structural deficiencies. They may also contain aging single-pane windows and inadequate insulation, leading to inefficient heating and cooling. This overall lack of energy efficiencies can lead to higher heating and cooling costs, further straining limited budgets for low to moderate income families.

In the year 2000, the Census reported that 120 housing units (0.1%) lacked complete plumbing facilities and 94 units lacked complete kitchen facilities. Most homes in Madison County are heated by individual, rather than public utility, systems: 61% of the homes in Madison County are heated by fuel oil or kerosene; 9.5% rely on bottled, tank, or LP gas; 10.2% of county homes are heated with wood; and approximately 1% are heated by utility gas, coal or coke, solar or "other" fuel. About 20% of the homes have electric heat. Two homes have no heating source at all.

## Household Size

Average household size decreased in Madison County in

the years from 1980-2000, from 2.72 to 2.34 occupants per household. This reflects similar trends at the state and national levels, although Madison's average household size is slightly smaller than the average size across North Carolina and the U.S.

Average Household Size (persons per household)				
	1990	2000	2010	1-Jul-19
Hot Springs	2.4	2.13	2.19	
Mars Hill	2.19	2.1	2.135	
Marshall	2.34	2.12	2.383	
Madison County	2.48	2.34	2.3	2.42
North Carolina	2.54	2.49	2.46	2.52
United States	2.63	2.59	2.58	2.6

Source: U.S. Census Summary File 1 (1990, 2000, 2010)

## 9.2 Projected Future Housing Needs

According to the projections from the State Data Center, Madison County's population is expected to grow at a fairly steady rate, with estimates of about 23,630 in the year 2020 and 25,000 by 2030. Using the average household size in the year 2000, an estimated 10,098 housing units will be needed in 2020 and 10,684 will be needed in 2030 to house the residents of the county. Since the trend in household size is for smaller households over time, the number of housing units needed may be a little more than these estimates.

It is important to have a variety of housing choices located in a variety of places that match the needs of county residents. Some of these needs include:

- Providing more homes near places of employment;
- Housing for single people, young couples, workers, families, elderly individuals and couples;
- More affordable housing choices for county residents;
- Housing that fits in with the rural character of the county;

Different types of housing suit different stages in life. Providing a variety of housing choices allows people to age "in place" and maintain social and community connections through their stages of life.

### Affordable Housing

A lack of affordable housing has been identified as a critical issue in Madison, as well as in other counties in the region. In-migration and the growing popularity of the area as a location for second homes and retirement have increased housing and land values in recent decades. Coupled with the relatively lower incomes of Madison County residents to others in the region, increasing housing costs put a disproportionate stress on local residents' budgets.

## Available Affordable Housing

Madison County and the three incorporated towns within the County have some nice public housing stock, but the number of units cannot address the housing needs of all the low income residents of the County. The current inventory of public housing units is as follows:

- The **Madison County Housing Authority** has 40 units of housing for low income residents. The Housing Authority also administers the Section 8 housing voucher program for the County. There are 191 Section 8 vouchers allotted to Madison County.
- The **Hot Springs Housing Authority** has 16 one-bedroom apartments; 20 two-bedroom apartments and 14 three-bedroom apartments.
- **Marshall's Housing Authority** has 20 one-bedroom; 15 two-bedroom; 6 three-bedroom; and 4 four-bedroom apartments.
- **Mars Hill Housing Authority** has 20 one-bedroom; 42 two-bedroom; 24 three-bedroom and one four-bedroom apartments in Mars Hill.
- **Mashburn Gap Apartments** in Marshall provides 32 one-bedroom and 2 two-bedroom units of subsidized apartment housing for seniors who may or may not be disabled. These are part of a USDA Rural Development grant-funded program.

Madison County also has an active chapter of **Habitat for Humanity** that has built 19 homes since 1989.

The **Community Housing Coalition of Madison County** is a federally-designated Community Housing Development Organization (CHDO; designated in 2008), and is able to develop and assist with affordable housing development efforts. It recently received a Community Development Block Grant (CDBG) to build capacity in the Coalition for providing affordable housing. It has also received HOME fund grants for the past three years, which has enabled it to coordinate and fund emergency repairs for low-income residents. The organization has also been working with Land-of-Sky Regional Council on a CDBG scattered-site grant that is helping four homeowners make renovations to their homes.

HOME is the largest Federal block grant to state and local governments designed exclusively to create affordable housing for low-income households. The eligibility of households for HOME assistance varies with the nature of the funded activity. For rental housing and rental assistance, at least 90 percent of benefiting families must have incomes that are no more than 60 percent of the HUD-adjusted area median income. Any household receiving HUD assistance must have an income that does not exceed 80 percent of the area median income.

Eligible activities under the HOME program include single-family housing construction, multi-family housing construction, owner-occupied rehabilitation, special needs housing and pre-development loans. Madison HOME funds are used for owner-occupied rehabilitation projects. HOME-assisted rental housing must comply with certain rent limitations which are published each year by HUD. The program also establishes maximum per unit subsidy limits (for multi-family projects) and maximum purchase-price limits (for single-family units).



**Federal Low-Income Housing Tax Credits** now finance virtually all the new affordable rental housing being built in the United States.<sup>2</sup> Housing Credit rental properties are privately owned and privately managed. In exchange for the financing provided through the tax credit, owners agree to keep rents affordable for a period of 15 to 30 years for families and individuals with incomes at or below 60% of the local median income. The North Carolina Housing Finance Agency monitors the properties during the compliance period to ensure that rents and residents' incomes do not exceed federal limits and that the properties are well maintained. Owners are eligible to take a tax credit equal to 9 percent of the "Qualified Cost" of building or rehabilitating the property (excluding land). The tax credit is available each year for 10 years, as long as the property continues to operate in compliance with program regulations.

### **Barriers to Affordable Housing**

Local regulatory policies can have a profound impact on the development, or lack thereof, of affordable housing. Local regulations may disallow or make it cost-prohibitive to construct affordably priced housing. Examples include subdivision regulations that mandate large lots and set backs, zoning designations that limit or ban multifamily housing and/or mobile homes, building codes that require expensive materials and high development fees associated with infrastructure improvements.

Current zoning regulations in Madison County specify minimum lot sizes of 80,000 s.f. for Residential-Open Space (ROS), 40,000 s.f. for Residential-Agricultural (RA) and Residential (R-1) and 20,000 for Residential-Resort (R-2). These large lot sizes are barriers to affordable housing due to higher costs for land and infrastructure. Most property, outside the main transportation corridors and towns, is zoned RA. The County recently approved changes to the Planned Unit Development (PUD) regulations to allow for greater flexibility in site design, types of housing units and including some non-residential uses. The developer may also request greater density than two dwelling units per acre (up to four units per acre), if it is for a conservation-based subdivision design.

Policies that serve to exclude affordable housing development may evolve from the desire of local officials to maximize property tax revenues in their jurisdiction. In other instances they may reflect residents' fears of lower property values and higher crime rates sometimes associated with the proximity of affordable housing developments. This local opposition is sometimes referred to as "NIMBY," an acronym for "Not In My Back Yard."

Other barriers to affordable housing within Madison County include the high cost of land available for development and mountainous terrain that makes water and sewer infrastructure extensions more difficult and expensive. Public water and sewer service is limited to areas

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<sup>2</sup> *Mountain Landscapes Initiative* – see [www.mountainlandscapesnc.org](http://www.mountainlandscapesnc.org) (Southwestern Planning and Economic Development Commission, the Community Foundation of Western North Carolina and The Lawrence Group Architects of North Carolina, Inc. , 2008).

including and immediately surrounding the towns, along with a few areas served by small community systems.

### **9.3 Strategies to Improve Housing Options and Affordability**

#### **(1) Develop a Range of Housing Choices**

##### **9.3.1 Revise the Zoning Ordinances to allow greater density in places near towns, employment centers and infrastructure and consider providing incentives for the development of affordable housing.**

Local policies and regulations can promote the development of affordable housing. Examples include zoning changes to allow or encourage higher density development, multi-family dwellings, and a mix of housing types within subdivisions. Some local governments, including Buncombe County, also offer permit fee reductions or rebates and down payment assistance.

The Future Land Use Map identifies areas where infrastructure exists or is planned by showing areas around each town, and also shows where employment and community centers are recommended. Higher density and a greater range of housing choices should be encouraged in these areas.

In healthy housing markets with solid property values, local governments may see some success by using "inclusionary zoning" rules or incentives to encourage more affordable housing. Developers commit to build a certain number of lower-priced homes and are compensated by being allowed to build more units in a project than zoning would otherwise have allowed. This approach has recently grown in popularity since state governments have less for money for housing options in the face of huge budget shortfalls.

##### **9.3.2 Partner with developers who can utilize housing tax credits to create affordable housing.**

Local governments can partner with non-profit and for-profit developers who can utilize housing tax credits to create affordable development. An example of this partnership would be partnering with the Community Housing Coalition or with another development entity to obtain HOME and CDBG funds to extend infrastructure to affordable developments and/or enable higher densities.

### **9.3.3 Partner with Mars Hill, Marshall and Hot Springs to develop water and sewer Infrastructure.**

Madison County should partner with the towns to plan for water and sewer infrastructure in areas where higher density and more affordable housing is desired. Possible areas to consider are along US25-70 near Marshall, around the intersection of 25-70 and NC213, along NC213 between Marshall and Mars Hill and near Mars Hill, and along US19 on the east side of Mars Hill.

### 9.3.4 Support the Community Housing Coalition of Madison County

The Community Housing Coalition is eligible to receive grant funds from HUD and other sources to develop housing and to assist with related efforts. The Coalition is identifying projects and priorities through its housing plan and will need support to implement projects. It will need county support to competitively seek HOME, CDBG and other grant funds to fund housing projects.

## (2) Housing Retention and Asset Building

### 9.3.5 Raise awareness about savings, loan and education programs for lower income individuals.

**Individual Development Accounts (IDAs)** are matched savings accounts designed to enable lower income individuals to enter the economic mainstream. Typically these programs are a partnership between a local non-profit and a financial institution. The non-profit recruits participants and provides financial counseling. The participant then begins saving in an IDA at the designated financial institution and each dollar is matched by the non-profit or another community organization or local government. These funds may be used for first time homeownership. The North Carolina Housing Finance Agency (NCHFA) has realized that even when individuals participate in the IDA program for a number of years, they still may not be able to afford a home. The NCHFA has established an IDA loan pool that can provide up to \$25,000 in gap financing to allow ownership. They may also provide \$1,000 grants as a match to IDA savings.

Homeownership and Education Counseling in the region is provided by OnTrack Financial Education and Counseling ([www.cccsofwnc.org](http://www.cccsofwnc.org)). Formerly known as Consumer Credit Counseling of WNC, the private, non-profit organization has provided education, counseling and debt management programs since 1975.

### 9.3.6 Encourage/support the formation of community land trusts.

The County and Community Housing Coalition should consider the viability/feasibility of community land trusts as a way to provide affordable housing in the county. If deemed viable, the County should modify its zoning and subdivision regulations to allow land to be used in a way that is consistent with the way a Community Land Trust works (see description below).

Community Land Trusts are an increasingly popular tool for creating affordable housing opportunities. They offer a way to lessen the cost of housing and incorporate an ethic of land stewardship for the long term. A Community Land Trust (CLT) owns land and leases it at a nominal fee to individuals who own the buildings on the land. This significantly lowers the cost of ownership by virtually eliminating the price of the land. Community Land Trusts provide access to land and housing to people who otherwise are denied access because they cannot

afford them and they preserve the affordability of housing for the long term. CLTs exist in both urban and rural areas; some rural ones hold land to preserve farming and forestry operations and to provide affordable housing. There are currently approximately 200 CLTs in the U.S. and at least six in North Carolina:

- Burnsville Land Community, Inc.;
- Community Home Trust in Orange County (<http://communityhometruster.org/>);
- Durham Community Land Trustees, Inc. (<http://www.dclt.org/>);
- Davidson Housing Coalition (<http://www.davidsonhousing.org/>);
- Cape Fear Housing Land Trust;
- Countywide Community Development Corporation in Brunswick County.

*From the E.F. Schumacher Society ([www.schumachersociety.org/cmlt.html](http://www.schumachersociety.org/cmlt.html)):*

“A **Community Land Trust (CLT)** is a form of common land ownership with a charter based on the principles of sustainable and ecologically-sound stewardship and use. The land in a CLT is held in trust by a democratically-governed non-profit corporation. Through an inheritable and renewable long-term lease, the trust removes land from the speculative market and facilitates multiple uses such as affordable housing, village improvement, commercial space, agriculture, recreation, and open space preservation. Individual leaseholders own the buildings and other improvements on the land created by their labor and investment, but do not own the land itself. Resale agreements on the buildings ensure that the land value of a site is not included in future sales, but rather held in perpetuity on behalf of the regional community.

The first community land trust was formed in 1967 in Albany, Georgia by Robert Swann and Slater King, seeking a way to achieve secure access to land for African American farmers. The movement has grown to include over 200 community land trusts throughout the US and is widely understood as the best model for developing permanently affordable homeownership opportunities in regions of escalating land prices. A new National Community Land Trust Association has formed to respond to the growing needs of its member organizations.”

Other Links:

### **9.3.7 Continue to be actively involved in the Asheville Regional Housing Consortium and encourage Mars Hill, Marshall and Hot Springs to get involved.**

Madison County is part of the Asheville Regional Housing Consortium, which was formed in 1992. The consortium's jurisdiction is the counties of Buncombe, Henderson, Madison and Transylvania, the same four counties covered by the Land-of-Sky Regional Council. The counties and towns involved were accustomed to working together on issues such as land use, clean water and transportation. A total of fourteen of the nineteen units of general local

government within the area are members and nine are actively involved in affordable housing production.

Selected Resources:

*Asheville Regional Housing Consortium Housing Market and Needs Assessment* (Bay Area Economics, Inc., 2005). See <http://www.buncombecounty.org/common/planning/HMandNA.pdf>

The **North Carolina Housing Coalition** is a private, non-profit advocacy and resource organization working for decent, affordable housing that promotes self-determination and stable communities for low- and moderate-income North Carolinians. The Coalition works to increase investment in quality affordable homes so that working families and individuals, persons with disabilities, people in crisis, and fixed-income seniors may live with opportunity and dignity. See [www.nchousing.org](http://www.nchousing.org).

The **National Low Income Housing Coalition** is dedicated solely to achieving socially just public policy that assures people with the lowest incomes in the United States have affordable and decent homes. See [www.nlihc.org](http://www.nlihc.org) for more information.

**Enterprise Community Partners, Inc.** has developed a comprehensive guide – *Housing Development Step-By-Step* ([http://www.enterprisecommunity.org/resources/tutorials/housing\\_development/](http://www.enterprisecommunity.org/resources/tutorials/housing_development/)). This tutorial is designed to equip nonprofit organizations with the appropriate information and tools to improve, or expand, their affordable housing production systems. It can also assist nonprofit developers in evaluating alternative housing production methods and "scaling up" their pipeline. Enterprise's broad experience developing affordable housing and providing technical assistance to more than 500 community development corporations (CDCs) and municipal agencies across the country is reflected in this tool.

## Chapter 10. Infrastructure and Utilities (Needs updated Data Source language)

### 10.1 Existing and Planned Water and Wastewater Infrastructure

The County does not provide water or wastewater infrastructure or related services at this time and has no plans to provide these services in the foreseeable future. Each town provides public water and wastewater service to properties within their jurisdictions, sometimes also serving areas just outside their town limits. There are also a couple small community water systems that serve a small number of households.

#### Hot Springs

**Water:** The water system consists of two wells, a storage tank and service lines that range in size from two to eight inches in diameter. The primary well provides 250 gallons per minute, while the secondary well provides 100 gallons per minute. Current daily water usage is 90,000 gallons per day. The daily usage is high for a community the size of Hot Springs, and reflects the Town's economic base in tourism.

Analysis from Hot Spring's recent Comprehensive Plan (2008) indicates that any failure of the main well would strain the backup well beyond capacity. Additionally, portions of the Town's water service lines are two and four inch lines. These lines do not meet the State's minimum standard of six inches. Analysis also reveals lead welds in the waterlines throughout the system. These could pose a lead hazard risk and should be replaced when they are exposed during repairs of the system.

**Wastewater:** The Town's wastewater facility has a treatment capacity of 80,000 gallons per day. There is also a sand filtration treatment system serving the River Drive public housing development.

Projected growth in the area, and the increasing popularity of Hot Springs as a tourism destination, may strain the capacity of the Town's water and wastewater facilities. Improving and increasing water and wastewater infrastructure has been identified as a priority by Hot Springs residents.

#### Mars Hill

**Water:** In 2007, the Town of Mars Hill provided water to approximately 3,102 customers. The customer base reflected 743 residential, 78 commercial, 2 industrial and 36 institutional metered connections.

Mars Hill owns and operates a 0.8 million gallons per day water treatment plant that was built in 1996 and is located at the headwaters of Laurel Creek. There are two raw water reservoirs that provide storage for Mars Hill within the Laurel Creek reservoir. The Poplar Cove reservoir

has a capacity of about 12 million gallons, while the Carter Cove reservoir has a capacity of about 1.7 million gallons. The Carter Cove reservoir is used to supplement the Poplar Cove reservoir. Treated water is then piped to a 400,000 gallon concrete clear well and transported to the town's distribution system via gravity transmission line. A large portion of the transmission line was built in the 1920's and is made of cast iron. The Town replaced three miles of the main distribution line in 2003 and will begin replacing another two miles in 2010. Once the 2010 project is complete, this will constitute over half of the main distribution line replaced from the reservoirs to Town, and the most leak-prone areas.

Mars Hill owns four above-ground water storage tanks. These tanks store 1,160,000 gallons of water for the water customers. The water distribution system consists of approximately 37 miles of lines ranging from 12-inch cast iron to one-inch PVC. Overall the water system is in good condition.

**Wastewater:** There were approximately 600 connections to the Town of Mars Hill's wastewater system in 2007, with an average daily flow of around 0.165 million gallons per day. Most of the connections are within the town limits. The Town maintains seven wastewater pump stations. The wastewater collections system has over fifteen miles of mostly eight-inch PVC gravity sewer lines. A large part of the system was installed in the 1980's and remains in good condition.

The Town of Mars Hill's wastewater treatment plant that was built in the mid-1980's, and is permitted to discharge up to 425,000 gallons per day of treated effluent into Gabriel Creek.

### Marshall

**Water:** In 2007, the North Carolina Department of Environment and Natural Resources (NCDENR) placed a moratorium on any water extensions by the Town of Marshall for two reasons: (1) inadequate water supply capacity; and (2) failing distribution system with inadequately sized lines that were longer than 1000 feet in length.

Marshall currently receives its water from three wells located in the Walnut Creek area. There are also two off-line wells located in Fortner Hollow. The active wells have a yield of about 210 gallons per minute. The Fortner Hollow wells yield around 500 gallons per minute, but are offline due to high mineral content. A new treatment facility, with an estimated capital cost of about \$500,000, would be required in order to use these wells. Marshall's water consumption averages about 125,000 gallons per day, with peak consumption around 160,000 gallons per day. Marshall is currently constructing two new wells in the vicinity of the Walnut Creek wells. The yield of these two wells is expected to be about 105 gallons per minute each.

Marshall has two water tanks with a combined capacity of 1.5 million gallons. The largest of the two tanks (one million gallons), built in the 1930's by the Civilian Conservation Corps, is antiquated and in need of replacement.



There are over 29 miles of water lines in Marshall, ranging from less than two inches to twelve inches in size. Portions of the distribution system were built with cast iron pipe in the 1930's and 1940's and are in need of replacement.

**Wastewater:** The Town of Marshall's wastewater collection system consists of about 13.5 miles of gravity sewer and force main. The type of lines include vitrified clay, cast and ductile iron and PVC, and they vary in size from four to ten inches in diameter. There is a small inflow and infiltration problem associated with the system.

Wastewater is treated at a facility located on Blannahasset Island in the French Broad River and has a 400,000 gallons per day discharge permit. The town generates approximately 110,000 gallons per day of wastewater, with a peak of 225,000 gallons per day. The high peaking numbers reflect infiltration and inflow into the system. The wastewater treatment plant was built in the 1980's and has had little in the way of upgrades since then. Disinfection is provided by a UV treatment system; however the system has been periodically out of service over recent years.

## **10.2 Future Water and Wastewater Needs**

### **Mars Hill – Water**

A recent analysis for the Town of Mars Hill prepared by McGill Associates, P.A., projected a 1% annual growth rate through 2029. Based on this projection the water treatment plant should be able to handle the average daily demand (0.349 million gallons per day) and peak daily demand (0.523 million gallons per day) through 2029. Peak demand is based on 50% greater water consumption than average daily demand.

However, the Laurel Creek watershed has been determined to have an inadequate yield of safe water during times of drought. The North Carolina Department of Environment and Natural Resources (NCDENR) mandates that public water systems look for additional water supplies when demand reaches 80% of capacity. This is projected to occur in 2025. Accordingly, the Town of Mars Hill is working on an interconnection with the Town of Weaverville's Ivy River water treatment plant in order to purchase additional water during drought conditions. The proposed interconnection will allow Mars Hill to purchase as much as 200,000 gallons of water per day from Weaverville.

In addition to the water supply needs, there are several other needs within the water distribution system that need to be addressed. Projects identified in the study by McGill Associates study include:

- 1) Water Transmission Line Replacement. This is a two-phase project that will help ameliorate the water loss throughout the water distribution system.
- 2) Banjo Branch Road and Main Street Water Line Replacement.
- 3) Frontage Road Water Line Extension.

- 4) Mountain View Road Water Line Replacement. (Two separate projects.)
- 5) Roy Edwards Road Water Line Extension.
- 6) Parkway View Road Water Line Replacement.
- 7) Bruce Road Water Line Extension.
- 8) Calvin Edney Road Water Line Extension.
- 9) Woods Ammons Road Water Line Extension.
- 10) Park Drive Water Line Extension.

### **Mars Hill – Wastewater**

The Town of Mars Hill's wastewater treatment plant has the capacity to meet current and projected future needs. However there are several improvements within the wastewater system needed to meet current and projected demands. These projects include:

- 1) College Street/Highway 213 Sewer Line Replacement.
- 2) Woodhaven 1A and 1B Pump Station Upgrades. (To include new electrical controls, emergency generators, hatches, pump rails and discharge piping. This is considered to be an urgent project and needs completing within the next two years.)
- 3) Interstate 26 and State Highway Pump Station Installation. (This will serve the immediate area and transfer flow to the existing Carl Eller Road Pump Station.)
- 4) SR 1605 Sanitary Sewer Service Extension. (To include installation of a Pump Station and extension of sewer lines.)
- 5) Calvin Edney Road and Frontage Road Sanitary Sewer Service Extension.
- 6) State Highway 213 (West of Mars Hill) Sanitary Sewer Service Extension. (To include installation of a Pump Station and extension of sewer lines.)

### **Marshall – Water**

As mentioned in the previous section, the Town of Marshall has been under a moratorium from NCDENR since 2007. The highest priority water projects have been targeted to get the moratorium lifted with work slated to begin in 2009. These projects include the construction of two new wells in order to meet current demand and taking the primary one million gallon reservoir off-line and replacing it with a 0.5 million gallon reservoir. These changes will help reduce water loss within the system. Undersized and deteriorated water lines in the Rector Corner and Bailey Branch areas will be replaced with those of appropriate sizes.

Other projects identified as priorities over the next twenty years include:

- 1) Hill Street/Skyway Drive Waterline Replacement.
- 2) Rollins Road Water line Replacement.
- 3) West US25 Water Line Replacement.
- 4) Roberts Hill Road Water Line Replacement.
- 5) Redmon Road Water Line Replacement.
- 6) Walnut Creek Road Water Line Replacement.

- 7) Water Meter Replacement and Automatic Meter Read System.
- 8) Hayes Run Road Water Line.
- 9) Rector Corner Water Tank.
- 10) Well Construction at Recreation Park.
- 11) New Town Well (site as yet undetermined).
- 12) Fortner Hollow Well Rehabilitation.
- 13) Recoat/Paint Industrial Park Tank.

### **Marshall - Wastewater**

A recent analysis for the Town of Marshall, prepared by Michael R. Goforth, PE, projected an annual growth rate of 2% over the next twenty years. Based on this projection, Marshall has adequate wastewater treatment capacity. However, there are several improvements at both the plant and within the wastewater collection system that will require attention. Priorities over the next twenty years include:

- 1) Replace Island Road Pump Station.
- 2) Walnut Creek Road Sewer Line Replacement.
- 3) Hill Street Sewer Line Replacement.
- 4) Influent Screens at Wastewater Treatment Plant.
- 5) Replace Aerator In Digester at Wastewater Treatment Plant.
- 6) Stand-By Power Generation at Wastewater Treatment Plant and Pump Stations.

### **10.3 Feasibility of coordinated/consolidated regional water and waste water systems**

Staff and elected leaders from the County and the towns have been meeting periodically for the past couple years to discuss common issues and needs related to water and waste water infrastructure, and to explore possible coordination of systems and services. Due to the locations of the towns and the geography of the county, it is not feasible for Hot Springs to connect to or coordinate services with Marshall or Mars Hill. But there is interest from Marshall, Mars Hill and Madison County to work together to develop infrastructure along 213, which connects the two towns. There are still topographic challenges along this route but the towns and county would like to continue to explore options and associated costs, so they can plan for future services along this corridor and for the funding necessary to accomplish this.

## 10.4 Communications Infrastructure (Updated)

Residents and business owners throughout the County continually express their needs and desires for high-speed internet service and cell phone service. Fiber Optic service throughout wide expanses of Madison County is continually being installed as part of a greater Western Carolina Fiber Optic Initiative.

Both of these services are only available in parts of the County – see the Communications Infrastructure Map (Map 15) for tower and line locations and coverage areas. The primary challenges to providing wired and wireless service in Madison County are the mountainous terrain and rural settlement patterns, making it expensive to run lines and difficult to reach customers with wireless signals.

As of Spring 2022, current primary telecommunication service providers in the County include:

- **Spectrum (formerly Charter)** – Provides high-speed phone, internet and cable TV service through a wired service in very limited portions of the County;
- **T-Mobile (formerly Sprint)** - Provides high-speed phone and internet service across the county from four differing tower locations.
- **Verizon** – Verizon provides wireless phone and internet service through five communication tower antennas and 3.5 miles of land lines running from each tower.
- **French Broad Electric Membership Corporation (EMC)** – Through a partnership with the Education & Research Consortium of the Western Carolinas Inc. (ERC), French Broad EMC offers broadband Internet to businesses, school systems and other large organizations located within its western North Carolina service area and near its fiber optic backbone (see map below). Currently, the service is *only* provided for organizations/businesses requiring a minimum of 3Mbit of bandwidth. The service is *not* available for individual home users. Connectivity is provided via the fiber optic backbone which spans through the main towns located in Madison, Mitchell and Yancey Counties.



- **U.S. Cellular Wireless** – U.S. Cellular provides both cell phone service and high-speed internet service in ever-expanding areas of the county, through eight different tower locations. Over the past several years, U.S. Cellular has continued to capture the greatest market growth share in the county.
- **AT&T/DIRECTV**; Provides expanded cell service, high speed internet and satellite television services.
- **Bell South** – Bell South provides land-line phone service and DSL internet service to a limited area in the Sandy Mush community.

## **10.5 Electricity Infrastructure (need updated data)**

French Broad Electric Membership Corporation was formed in 1939, after Madison County Commissioners voted to form a committee regarding a rural electric company. A Board of Directors was appointed to set up the organization and this original Board met in March, 1940, and adopted by-laws and a charter for incorporation under the laws of the State of North Carolina.

French Broad EMC has grown into a modern-day cooperative, with 21 substations serving approximately 35,000 members in Madison County, Buncombe County, Yancey County and Mitchell County in North Carolina, as well as members in Unicoi County and Cocke County in Tennessee.

## **10.6 Natural Gas Infrastructure**

Public Service Gas of North Carolina (PSNC) serves the Mars Hill area with natural gas service. This is the only area of Madison County that is served by them at this time.

As of 2009 there are no new planned extensions to any additional areas of Madison County. They are currently working on small extensions off of their main service lines.

## **10.7 Infrastructure Recommendations**

### **10.7.1 Work with Mars Hill and Marshall to develop coordinated plans for development and infrastructure along the NC 213 corridor.**

The County should continue to convene meetings with town and county officials to discuss and plan for future development along the 213 corridor. The entities should consider creating an inter-local agreement that outlines the goals for development and the responsibilities of each entity. All three entities should seek funding sources to carry out the necessary feasibility plans and eventually project plans and construction.

### **10.7.2 Work with each of the towns to adopt a common vision for development surrounding the towns and to provide water and waste water infrastructure, as needed, in these areas.**

Each town has their own comprehensive or land use plan and now the County has this comprehensive plan. Some reconciliation of the plans and associated zoning is recommended near the towns' borders to maintain some continuity and create some consistency between them. Working with the towns to develop a common vision for these "border" areas will help the towns and county plan for services in these areas as well as appropriate zoning for these

areas. Since the most feasible land for industrial development is close to the towns, work with the towns to identify sites for future industries and to zone them appropriately.

**10.7.3 Work with internet and telephone service providers and land owners as appropriate, to expand high-speed internet and phone coverage throughout the County.**

The County needs to pro-actively engage in conversations with internet and phone providers to facilitate the expansion of high-speed internet and cell phone services in the county and for suppliers to provide these services at reasonable prices to residents and businesses. Businesses and organizations need these services to effectively compete and thrive and to serve their customers. Residents need these services to connect to goods, services, education, jobs and to areas outside Madison County.

## Chapter 11. Growth Management and Future Land Use (Language refinement needed)

### 11.1 Alternatives for Managing Growth

Local governments have a variety of tools they can use to direct development and to influence its scope, form and impact. They can:

- Adopt regulations to govern how and where development may occur (through a zoning ordinance and map, subdivision ordinance, or other form-based regulations);
- Create development incentives and other policies to influence the type of development that will occur; and
- Plan for and provide infrastructure (i.e. centralized water& sewer facilities, schools and governmental services), and work with infrastructure providers (towns, utility companies, NCDOT) to develop/expand/improve infrastructure in areas where development is desired.

The Madison County Zoning Map and its corresponding Land Use (i.e. Zoning) Ordinance define the types and intensities of land uses that are allowed in each area of the Map.

Government policies may be conceived and implemented that provide incentives for a variety of development characteristics. Incentives may include reduced application fees, streamlined development review processes, increased density/intensity or potential bonus densities, decreased parking requirements, etc. Development characteristics that may qualify for an incentive could include the provision and offer of “affordable” housing units, preserving large areas of open space, building a greenway/walkway/connecting wildlife corridors, providing jobs, preserving a cultural/historic site, and more.

Transportation and centralized water and sewer (i.e. wastewater) infrastructure are key components for development of a high level of intensity. Larger lot individual homes, small farms and small businesses can be located in most places because they typically don’t require public water and sewer service due to lower densities (only private on-site utility service is required); and although they do need to have access from a public road, access may be provided via a secondary or private roadway. However, businesses (most all commercial, institutional or industrial-based) and most organizations (churches, schools, government centers, community centers, libraries, etc.) that depend and rely on customer traffic, warrant the need for safe vehicular access via Madison County’s public road network due to increased traffic demands these types of land use cause.

In North Carolina, the State Department of Transportation (NCDOT) has a strong influence on planning and making changes to the transportation system. Most all recognized roads within Madison County are either NC Roads or Private Roads. Working through the Land-of-Sky Rural Transportation Planning Organization (RPO) the incorporated towns and NCDOT, the County



may influence future transportation plans. NCDOT also must honor the County's Comprehensive Plan, and its Future Land Use Map as it makes transportation plans and implements projects. It is fortunate that NCDOT and the RPO continually work with the County to develop and refine the County Transportation Plan; the update of this Comprehensive Plan will aid to inform and influence transportation planning in the county.

There are a myriad of non-transportation infrastructure providers in the County and these are described in more detail in Chapter 10?:

- The Towns of Mars Hill, Marshall and Hot Springs provide centralized water and wastewater service to their individual towns and some surrounding areas;
- French Broad Electric Membership Corporation ("French Broad Coop") and Duke Energy provide electrical service, while the French Broad Coop also provides ever-expanding broadband and fiber-optic service through-out the County;
- (**Double-check sources**) Verizon, U.S. Cellular, AT&T, T-Mobile, AT&T-DirectTV, Dish & Hughes Net provide internet and/or phone service or satellite, each in different parts of the county;

The County will need to continue to communicate its vision and desires to these service providers, and collaborate with them to improve or change the services that are being provided.

## 11.2 Alternatives for managing growth

Local governments have a variety of tools they can use to direct development and to influence its scope, form and impact. They can:

- adopt regulations to govern how and where development may occur (through a zoning ordinance and map, subdivision ordinance, form-based regulations);
- create incentives and other policies to influence the type of development that will occur; and
- plan for and provide infrastructure (water, sewer, schools and government services) and work with infrastructure providers (towns, utility companies, NC DOT) to develop/improve infrastructure in areas where development is desired.

The zoning map and corresponding zoning ordinance define the types and intensities of land uses that are allowed in each area of the map. Government policies can provide incentives for a variety of development characteristics. Incentives can include reduced fees, streamlined development process, increased density/intensity, decreased parking requirements, etc. Development characteristics that may qualify for an incentive could include the provision of "affordable" housing, preserving large areas of open space, building a greenway/walkway, providing jobs, preserving a cultural/historic site, and more.

Transportation and water and sewer (or wastewater) infrastructure are key components for development of high intensity. Individual homes, small farms and small businesses can be located in most places because they typically don't need public or private water and sewer service and although they do need to have access from a road, it could be a secondary road. However, larger businesses and organizations (churches, schools, government centers, etc.), businesses that depend on customer traffic.

In North Carolina, the state Department of Transportation (DOT) has a strong influence on planning and making changes to the transportation system. Working through the Land-of-Sky Rural Transportation Planning Organization (RPO) and with the towns and DOT, the County can influence future transportation plans. DOT also must honor the County's Comprehensive Plan, and it's Future Land Use map as it makes transportation plans and implements projects. It is fortunate that DOT and the RPO are currently working with the County to develop a County transportation plan; this Comprehensive Plan will inform and influence the transportation plan.

There are a myriad of non-transportation infrastructure providers in the County and these are described in more detail in Chapter 10:

- Mars Hill, Marshall and Hot Springs provide water and wastewater service to their town and some surrounding areas;
- French Broad Electric and Duke Energy provide electricity, and expanding, but regionally limited (fiber optic) broadband service in the County;
- Verizon, Charter, BellSouth, US Cellular, AT&T, and Hughes Net provide internet and/or phone service, each in different parts of the county;

The County will need to communicate its vision and desires to these providers and work with them to improve or change the services that are being provided.

### **11.3 Preserving Rural Character and Natural and Cultural Resources**

Preserving the rural character of the county involves maintaining the traditional ties to the land and to rural communities that define the character of Madison County. It also involves having new development designed in ways that are sensitive and complimentary to the context and character of the area. Achieving these objectives is based on a few basic principles:

1. New development in rural areas not directly tied to traditional land-based economic activities should consider the surrounding character and community.
2. The viability of the agriculture and rural economy must be maintained and enhanced as much as possible, while recognizing that agriculture is changing and will look differently and consist of a different set of products in the future than it has in the past. It has also become increasingly difficult for families to rely on farming as their only source of income, so this needs to be considered while addressing economic viability.
3. Providers of public or private infrastructure and services should coordinate policies and capital investment decisions in rural areas.

4. Development designs should factor in the surrounding area and natural resources available.



Maintaining rural character and rural communities is complex because it involves actions by the public and private sector and is affected by the regional and more global economy. The public sector can provide technical expertise and facilities to rural entrepreneurs, regulate how and where land development occurs, invest in public infrastructure. The private sector provides businesses and jobs and is the primary steward of the land and landscape. Having a shared vision that values the rural aspects of the county will help Madison County maintain its rural character and heritage.

#### **11.4 Recommendations for Future Land Use (Refine language)**

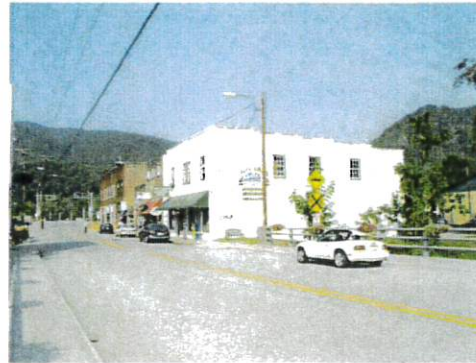
The **Future Land Use Map** (Map 16) depicts some of what was described in the previous sections – concentrating the majority of commercial and industrial development in already developed areas, along main roadways and thoroughfares. We should concentrate a mix of smaller business and residential focal centers for communities as well as highly traveled roadways. These concepts are described here, then framed as more specific recommendations in the next section.

First, along portions of the main roads (I-26, 25-70, 213 and 19), a variety of medium to high intensity uses can be accommodated and should be encouraged. The “mixed-use corridors” designated on the map are those areas where it is appropriate and desired to have retail and service businesses, offices, industrial, apartments/condominiums, educational facilities and similar types of uses.

A few “neighborhood/community centers” have been identified on the map – in the Spring Creek community, near Wolf Laurel, along Leicester Highway (NC 63) in southwest Madison and in the Laurel community center area. These are areas that already contain gathering places

and/or neighborhood businesses and that are logical areas to grow into community centers, with a wider range of businesses and gathering places.

Around each town is an area (approximately two miles from the existing town limits) that represents where more high density development could occur, due to the proximity to a town and to main roads and water/sewer infrastructure. The County has zoning jurisdiction over the areas outside of all town limits.



Another proposed future land use is an area where businesses and industries could locate more closely together. These “business and industry” clusters identified on the map are areas that are near both Marshall and Mars Hill, accessible by main roads and have or are near utilities. These areas already have a couple different types of businesses and seem to be good locations to cluster additional businesses. The one near Marshall contains the Mashburn Medical Center, NC Cooperative Extension, County Fairgrounds and some retail businesses along the roads. There is one west of Mars Hill contains Micro Switch which is under the town’s jurisdiction but also along highway 19E at the intersection of I-26 is another good location.

The County and towns will need to work together to plan for infrastructure and development in the areas just outside the towns. The towns provide water and waste water services in and around their town boundaries and have control over expansions and rates.

## **11.5 Possible Considerations for Maintaining and Managing Growth and Development (Update, per new Element Language)**

### **New or Revised Regulations**

#### **11.5.1 Allow a variety of medium to high intensity uses along portions of the main roads, as shown on the Future Land Use Map.**

Modify zoning regulations, by defining a new zoning district or overlay district, to allow a variety of medium to high intensity uses along portions of the main roads – US 25-70, US 19, & NC 213. The “mixed-use corridors” designated on the map are those areas where it is appropriate and desired to have retail and service businesses, manufacturing/industrial businesses, offices, apartments, condominiums, educational facilities and similar types of uses. Also establish the “neighborhood district” designated on the map – NC 63, 209 and 208 among others- in these area’s which would allow for a cluster of smaller business to mix with residential uses. This would allow communities to maintain that focal point of gathering.

#### **11.4.2 Allow higher-density development adjacent to and around the towns.**

Using the areas shown around each town on the Future Land Use Map as a general guide, modify zoning regulations to allow more dense development in these areas. These are areas where more dense development could occur, due to the proximity to a town and to main roads and water/sewer infrastructure. The County could use their R-1 zoning district for this area (it is currently not being applied to any areas on the Zoning Map). The zoning could be modified to allow smaller lot sizes, duplex and multifamily units and mixed uses where current and planned infrastructure can support this level of intensity. The County should also consider encouraging cluster-style housing developments in these areas, as a way to provide more affordable housing near the towns. This could be achieved by adding density bonuses to builders to try to attract them to this area instead of the more rural parts of the county.

**11.4.3 Adopt a zoning district that allows a mix of businesses and industries and apply it to the areas identified as “business and industry clusters.”**

The “business and industry clusters” are areas that are near both Marshall and Mars Hill, accessible by main roads and have or are near utilities. These areas already have a couple different types of businesses and appear to be good locations to cluster additional businesses or industry.

**11.4.4 Establish a design review process and maximum square footage requirements for buildings in the Retail-Business and Mixed-Use Corridor zones.**

To ensure that designs are compatible with community character and contain safe access, the County could establish design guidelines and a design review process so these issues are discussed and understood up front. It can be set up as “mandatory review, voluntary compliance” process as a way to provide information to developers and some influence over the design.

Especially with national franchises and chain stores, experience shows that communities that accept standard corporate design get that design. In communities that insist on more context-sensitive designs that fit with their community character, get custom designs from the national chains and franchises.

Along with this, the County should consider incorporating a maximum square footage requirement in the Retail-Business and Mixed-Use Corridor zoning districts, or a threshold that triggers the Conditional Use process. For example, large stores like Wal-Mart are typically 120,000 to 140,000 square feet and a typical Lowe’s is about 150,000 square feet. The Conditional Use process could be used for buildings that were proposed to be larger than 50,000 square feet, which is a little larger than a football field. This would ensure more oversight and discussion for very large buildings.



, for developers willing  
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on sheets explaining the  
f Adjustment and County  
when and how to  
n the County’s website,

## **Chapter 12. Intergovernmental Coordination (Update)**

### **12.1 Opportunities for Coordination on Infrastructure, Schools and Other Government Services**

Intergovernmental coordination is at the core of many aspects of the County's Comprehensive Plan. As the County plans for a successful future, with the hopes of continuing to be a place where people will want to live and plan to stay, intergovernmental coordination and collaboration play an important role. The various initiatives underway at this time that are exploring collaborations and related roles and responsibilities need to be continued and completed as appropriate. The County, towns, school system and colleges are working together to address economic development, workforce, transportation and other needs. This work should be both commended and expanded in the future.

#### **Land Use/Growth Management Planning**

Hot Springs and Marshall have recently completed land use plans or comprehensive plans – Hot Springs in 2008 and Marshall in 2009. Mars Hill has recently gone through a community visioning process and is working on plans to realize the vision. These plans and related documents have been reviewed as part of this comprehensive planning process. While there are similarities, especially in the goals for maintaining rural character and for strengthening the downtowns and the towns' economic and residential bases, there are potential areas of conflict or difference in some aspects that will need to be addressed.

One of the issues that will need to be discussed with each town is about how new development will be accommodated around the town's current limits of jurisdiction. This plan recommends accommodating most future growth adjacent to the towns and on portions of the main corridors. It also recommends developing at higher densities than current zoning allows in some areas. Related to this issue are issues of planning and providing for transportation improvements and other infrastructure improvements, including water, sewer and communications infrastructure.

#### **Transportation Plans and Projects**

The County has recently begun a countywide transportation planning process, working with the Land-of-Sky Rural Planning Organization (RPO) and NC Department of Transportation (NC DOT). The towns and other stakeholders are involved on the steering committee for the transportation plan. The future land use map and plans as well as other related recommendations from this Comprehensive Plan will need to be incorporated into the transportation plan and its recommendations. The County and the towns will need to stay involved in the planning process to ensure that this occurs.

#### **Water and Wastewater Plans and Facilities**

Each town provides water and wastewater service for residents and businesses in and near its town limits. Currently the County does not have a role in the provision of this infrastructure. The County Manager has initiated intergovernmental dialogue on this issue through regular town and county manager meetings that often include some elected officials and other staff. There appears to be interest between the county and towns to coordinate services as it makes sense financially and logistically. The area along NC 213 that runs between Mars Hill and Marshall offers an opportunity for these towns and potentially the County to coordinate and share costs and benefits of these improvements.

Due to Hot Springs' location, far from the other two towns and separated by mountains and National Forest lands, there are minimal opportunities for coordination of water or wastewater services. As the town grows, it will need to expand its current services and this expansion is a high priority in the town's recently completed comprehensive plan.

### **Schools and Education**

The **Madison County School System** has approximately 2,600 students enrolled in four elementary schools, one middle school and one high school. The middle and high schools are in the central part of the county – in Walnut and Marshall. The elementary schools are spread around the county – in Hot Springs, Brushy Creek (Walnut), Laurel, and Mars Hill. Some students have to travel far distances for middle and high school, due to the consolidated location. Due to the mountainous terrain and settlement patterns across the county, some students also have long distances to and from the elementary schools.

The county school system and **Asheville-Buncombe Technical Community College (A-B Tech)** have been partnering in recent years to offer college-level courses to high school students and to coordinate course offerings. These efforts (described more in Chapter 6) should continue and should be coordinated with the county's economic development efforts and local employment needs.

**Mars Hill College** gets their students involved in the greater community through service learning opportunities, in its Lifeworks Learning Partnership program. In August, the college hosted a meeting of about 35 community leaders, representing the faculty and staff of Mars Hill College as well as service organizations from Madison and Buncombe counties. The purpose of the event was to brainstorm about better collaboration between the college and numerous community groups which provide a range of services to individuals in the community.

Mars Hill College is also planning to begin a program that will attempt to connect visitors to the college and to the agricultural, cultural and historical resources and amenities/businesses in the county. This new program is envisioned to offer a week's stay at the campus and include educational sessions and field trips, with opportunities for self-exploration. This program will give visitors more awareness of the variety of things the county has to offer and hopefully encourage them to stay longer and visit again.

## **Other Governmental Services**

The County provides building inspection and floodplain administration services for the entire county. It also provides watershed administration services for the county and the Town of Mars Hill. Each town does their own zoning administration and enforcement.

Various public services are provided by the County for the entire county population and area: parks and recreation; social services; public transportation; senior services; and emergency management. There may be opportunities for efficiencies and collaboration in these and other services, some of which are outside the scope of this plan.

## **12.2 Recommendations**

### **12.2.1 Coordinate with the towns on plans to accommodate future growth and plans for annexation and extra-territorial jurisdiction (ETJ).**

Coordinate with the towns to share a similar vision in the development of annexation plans that define future annexation boundaries, future land uses, providers of and enhancements to public facilities/services, and other infra-structure. The plans should be consistent with this Comprehensive Plan and assess financial feasibility and availability/capacity of service providers to serve the areas proposed for annexation.

### **12.2.2 Work with the School Board to identify sites for new schools and on plans to consolidate schools.**

Assist the School Board in identifying sites for new schools and in school consolidation plans to ensure that the decisions made are consistent with the County's Comprehensive Plan and the concerns raised by residents regarding the long distances many students must travel to and from schools. Proposed school locations should be reviewed for opportunities to integrate/collocate schools and other public facilities including, but not limited to, libraries, parks, community centers and public safety or fire station facilities.

### **12.2.3 Regularly share information with the School Board and the colleges to identify issues of mutual concern and to review capital and expansion plans.**

Annually share information and assess future needs with the School Board and to identify areas of mutual concern and financial savings concerning the construction of public facilities. Annually share information and assess future needs with Mars Hill College and Asheville-Buncombe Technical College to identify areas of mutual concern and benefit, and to ensure their plans are consistent with the goals and objectives in this Comprehensive Plan.



Review the School Board's Strategic Plan and related work programs and provide input on updates to this plan to ensure that it is consistent with the County's Comprehensive Plan.

**12.2.4 Continue to be active in the Land-of-Sky RPO and work with the towns to develop countywide transportation priorities.**

Continue to be active in the Land-of-Sky Rural Planning Organization (RPO) and advocate for the County's transportation infrastructure needs.

The County and towns should communicate regularly about transportation issues and concerns and try to agree on countywide priorities. The County and the towns can then collectively advocate for these priorities, which will be more effective in making them regional priorities and attracting funding.

**12.2.5 Continue to be active on the Land-of-Sky Regional Council board.**

Continue to be active on the Land-of-Sky Regional Council board, especially those efforts that will result in greater coordination, efficiency, and effectiveness of local governments.

**12.2.6 Consider conducting a feasibility study to look at consolidation and coordination possibilities for water and sewer facilities and services.**

With the interest in the future development along NC 213, the County and the towns of Mars Hill and Marshall should consider conducting a feasibility study to look at costs and benefits of various scenarios of providing water, sewer and other utilities along this corridor. Other future growth areas near the towns could also be included. Potential study elements could include:

- Evaluation of Existing Resources (Infrastructure and Facilities)
- Operating Costs
- Growth Projections
- Present and Future Needs
- Opportunities for Synergy within Systems
- Capital Improvements Program
- Financial Analysis and Rate Information
- Legal Analysis
- Consolidation Feasibility Analysis
- Other Issues Affecting Consolidation (e.g., loss of control, risk and liabilities, implementation issues, etc.)

# **SUBDIVISION CONTROL ORDINANCE**

## **of Madison County**

**Attachment 6.1**

### **1. Title**

This chapter shall be known and may be cited as the "Subdivision Control Ordinance for Madison County, North Carolina," and may be referred to as the "Subdivision Ordinance" or "Subdivision Regulations"

### **2. Authority**

The enactment of this chapter is authorized pursuant to Chapter 153A, Article 18, Part 2 of the General Statutes of North Carolina.

### **3. Jurisdiction**

This chapter shall apply to every subdivision or development in the county which is located outside the planning jurisdiction of a municipality, as established pursuant to G.S. 160A-360. The power to review plans shall be treated as if it were a power authorized by G.S. 160A-360 et seq. Municipalities within the county may elect to allow this chapter to be effective within their corporate limits or their extraterritorial jurisdictions.

### **4. Purpose**

The purpose of this ordinance shall be to promote, through proper planning, the health, safety and general welfare of the citizens of Madison County by providing for the orderly subdivision of land in the County. More specifically, this chapter is deemed necessary to: establish procedures and standards for the subdivision of land; provide for orderly growth and development; promote environmental quality; protect and enhance property ownership and land values; provide for dedication or reservation of road rights-of-way; assure the proper design and installation of roads and utilities; to help assure proper legal description, identification and recordation of property boundaries; and to ensure the creation, maintenance, and preservation of adequate land records. The Madison County Planning Board is herein charged with review and approval authority for major and minor subdivision plats in accordance with the standards set forth in this ordinance to ensure; that in areas with established development, new subdivisions shall protect and enhance the stability, environment, health, and character of neighboring areas; the distribution of population and traffic in a manner that will avoid congestion and overcrowding; and the creation of conditions that substantially promote public health, safety and the general welfare of Madison County.

### **5. Compliance**

All applicants for subdivisions are responsible for complying with the specific standards and requirements stated in this chapter and its appendices. All proposed subdivisions of land, including all those defined in § 7.1, shall also comply, where applicable, with all requirements of the Land Use Ordinance of Madison County including the provisions for Zoning, Water Supply Watershed Protection, Property Addressing, and any other officially adopted plans, maps or ordinances having proper jurisdiction in the County. No lot referenced to or exhibited on any subdivision plat required herein shall be sold or transferred until the final plat for such subdivision has been recorded by the Madison County Register of Deeds. The provisions of this section shall not prohibit any owner or its agent from entering into contracts to sell or lease by reference to an approved preliminary plat for which a final plat has not yet been properly approved under the Subdivision Ordinance or recorded with the Register of Deeds, provided the contract complies with G. S. 153A-334, as amended.

## 6. Definitions

### Section 6.1 Subdivision Defined

A subdivision means all divisions of a tract or parcel of land into two or more lots, building sites, or other divisions when any one or more of those divisions is created for the purpose of sale or building development (whether immediate or future) including all divisions of land involving the dedication of a new road or a change in existing roads; however, the following are not included within this definition and are not subject to any regulation enacted pursuant to this Part:

- a) The combination or recombination of portions of previously subdivided and recorded lots if the total number of lots is not increased and the resultant lots are equal to or exceed the standards of the county subdivision regulations;
- b) The division of land into parcels greater than 10 acres if no road right-of-way dedication is involved;
- c) The division of land into parcels greater than 5 acres up to 10 lots.
- d) The public acquisition by purchase of strips of land for widening or opening roads or for public transportation system corridors;
- e) The division of a tract in single ownership, the entire area of which is no greater than two acres into not more than three lots, if no road right-of-way dedication is involved and the resultant lots are equal to or exceed the standards of the county subdivision regulations;

**Section 6.2 Other Definitions** For the purpose of this Ordinance, certain words or terms used herein are defined as follows:

All-Weather Surface Road – A roadbed that supports routine vehicular traffic and has a minimum thickness of six inches (6") of compacted crushed rock or stone, including dust.

Buffer Strip – A buffer strip as required by certain sections of this ordinance shall consist of a planting strip at least ten (10) feet in width, composed of deciduous or evergreen trees spaced not more than twenty (20) feet apart and not less than one (1) row of dense shrubs, spaced not more than five (5) feet apart, and said strip shall be planted and maintained in a healthy growing condition by the property owner. No buffer strip shall, however, extend nearer to a street right-of-way line than the established building line of the adjoining lot. In some instances a buffer strip may also include a fence or a wall in addition to the planting strip, the location and type to be determined by the Planning Board or Subdivision Administrator.

Cul-de-Sac – The terminating end of a local road with one end open for vehicular access and the other end terminating in vehicular turnaround. The length of the cul-de-sac road shall be measured along the center line from its intersection with the center of the cul-de-sac turnaround.

Develop – To convert land to a new purpose so as to use its resources, or to use the land for residential, commercial, or industrial purposes.

Developer – Any person, firm, or corporation who develops land as defined herein.

Dwelling Unit – A single unit providing complete, independent living facilities for one or more persons including permanent provisions for living, sleeping, eating, cooking and sanitation.

Easement – The grant by a property owner of a property right of use of real property which is limited to use by the person or persons designated and for the use specified.

Family Subdivision — The division of land for the purpose of conveying the resulting parcels or lots to a grantee or grantees who are in any degree of lineal kinship to the grantor, or to a grantee or grantees who are within three degrees of collateral kinship to the grantor as computed in accordance with G.S. 104A-1. Bona-fide family members may include a grandparent, grandchild, stepchild, parent, child, aunts or uncles.

Final Plat – A complete and exact plan of a development or subdivision prepared for final official review and which, if approved, will be submitted to the Madison County Register of Deeds for recording.

Floodway – The channel of a river or other watercourse and the adjacent land areas which must be reserved in order to discharge the base flood (100 year flood) without cumulatively increasing the water surface elevation.

Land-Disturbing Activity – Any land-disturbing activity as defined in G.S. 113A-52 (6) that is undertaken on a tract comprising more than one (1) acre, if more than one (1) contiguous acre is uncovered; however, those land-disturbing activities for which the N.C. Sedimentation Control Commission is authorized to exercise exclusive regulatory jurisdiction pursuant to G.S. 113A-56 (A) are not included within this definition and are not subject to any regulations enacted pursuant to this act.

Lot – A portion of a subdivision or any other parcel of land intended as a unit for transfer or ownership or for development, or both. The word "lot" includes "plot", "parcel", or "tract".

Lot of Record – A lot which has not been recombined or merged that is a part of a subdivision, a plat of which has been recorded in the Office of the Register of Deeds of Madison County prior to adoption of this Ordinance, or a lot described by metes and bounds, the description of which has been so recorded prior to the adoption of this Ordinance unless the lot has been recombined or merged thereafter.

Major Subdivision – A proposed subdivision where eleven (11) or more lots will result after the subdivision is complete.

Minor Subdivision – A proposed subdivision of land where ten (10) or fewer lots will result after the subdivision is complete. One phase of planned development cannot be considered a minor subdivision unless the entire development does not exceed ten (10) lots.

Open Space – a portion of a site which is permanently set aside for public or private use and will not be developed. The space may be used for passive or active recreation, or may be reserved to protect or buffer natural areas.

Plat – Includes the terms: map, plan, or replat; a map or plan of a parcel of land which is to be or which has been developed or subdivided.

Preliminary Plat – A proposed development or subdivision plan prepared for review and consideration prior to preparation of a final plat.

Private Driveway – A shared right-of-way or easement for a roadway for access to no more than three (3) lots in a special subdivision and no more than two (2) lots in either a minor or major subdivision.

Road – A dedicated public or private right-of-way for a roadway for routine vehicular traffic.

Site Plan – A development layout showing the location of all improvements and land disturbing activities proposed as part of the development.

Sketch Plan – A drawing showing the subdivision layout and unique landscape features relevant to the development. This drawing shall be prepared preferably by a professional surveyor, landscape architect, engineer or experienced designer who can make the most appropriate use of the land and find an acceptable functional layout which meets the provisions of the land use regulations of Madison County.

Special Subdivision – A proposed subdivision where three (3) or fewer lots on a new or existing private driveway will result after the subdivision is complete.

Subdivider – Any person, firm, or corporation who subdivides or develops any land deemed to be a subdivision.

Unified Residential Development – A development consisting of more than three (3) dwelling units. Notwithstanding any provision of G.S. 153A-331, no county subdivision ordinance development standard shall apply to a unified residential development except insofar as such a standard pertains to a direct access road(s) that will serve such development(s). By definition the direct access road(s) end at the point the parking lot begins. This in no way supersedes present or future fire code regulations.

## **7. Procedure for Review and Approval of Subdivision Plats**

**Section 7.1 Classification of Subdivisions** Subdivisions shall be of one of the following classes: family, special, minor, or major.

**Section 7.2 Approval of Subdivision Plats Required** Plats shall be prepared and approved pursuant to the provisions of this Ordinance whenever land subject to this Ordinance is subdivided or otherwise developed. A final plat must be prepared, approved, and recorded pursuant to this Ordinance whenever a subdivision of land occurs or whenever the development of land takes place that is subject to this Ordinance.

No land disturbing or construction activity carried out in conjunction with the development shall be commenced until the preliminary plat is approved by the Planning Board of Madison County. No building permit or on-site wastewater septic permit shall be issued until the final plat of the subdivision is approved by the Planning Board and recorded by the Madison County Register of Deeds. The Register of Deeds shall not file or record a plat of a subdivision or development subject to this Ordinance that has not been approved in accordance with these provisions, and the Clerk of Superior Court shall not order or direct the recording of a plat if the recording would be in conflict with this Ordinance.

### **Section 7.3 Procedure for Review of Family Subdivisions**

1. The purpose of the family subdivision is to allow the creation of lots from larger tracts for conveyance to bona-fide family members without the applicant being subject to the minor subdivision review process. The procedure does not require submission of a preliminary plat for approval, only submission of the final plat. No application forms are required. The applicant, however, must satisfy the Subdivision Administrator that such division is in fact a family subdivision as defined in Section 6.2.
2. The deed for each lot in a family subdivision must contain an express statement that the conveyance is a conveyance of a lot within a family subdivision and must contain an express grant of a right-of-way to a public road.
3. If the family subdivision complies with the standards set forth in this section, the Subdivision Administrator shall provide approval in writing on the face of the final plat and shall retain a copy for his records. The final plat must be suitable for recordation by the Madison County Register of Deeds and comply with G.S. 47-30. The title block on the final plat shall identify it as a Family Subdivision.
4. No person may utilize this Section for the purpose of evading the requirements of any applicable provisions of this chapter. In the event that a person is found to have used this Section for purposes other than a bona-fide family subdivision, then such person may be required to comply with any and all requirements for a major subdivision and may be required to rerecord a plat. In addition, abuse of this Section will be deemed a violation of this chapter and may subject the violator to any and all applicable penalties.

### **Section 7.4 Procedure for Review of Special Subdivisions**

1. The subdivider shall submit to the Madison County Subdivision Administrator a final plat suitable for recordation by the Madison County Register of Deeds that complies with G.S. 47-30. Upon approval, the Subdivision Administrator will affix a stamp indicating that the plat is "approved as a special subdivision, and the access is

considered a private driveway." The final plat shall contain the information required in Section 7.6.3 of this Ordinance.

2. The county recommends that the subdivider dedicate a 45-foot right-of-way with each private driveway within the subdivision. The Subdivision Administrator shall approve the final plat within thirty (30) working days after the plat is submitted for review, providing all requirements are met. Failure of the Subdivision Administrator to act on the final plat within thirty (30) working days shall be deemed as basis for appealing to the County Planning Board.
3. A special subdivision created from any parcel previously subdivided in accordance with Section 6.1(b) shall not be approved if that parcel was created following the effective date of this Ordinance unless the special subdivision road(s) or private driveway(s) adjoin and are accessed by a state maintained road or a road that meets the standards of Section 8.9.5 of this Ordinance.
4. At the time of the effective date of this Ordinance, all recorded lots may have one special subdivision without regard to the type of access road leading to the proposed special subdivision. No subsequent special subdivisions on either the original lot or any successor lot(s) shall be approved unless they adjoin and are accessed by a state maintained road or a road that meets the standards of Section 8.9.5 of this Ordinance.

#### **Section 7.5 Plat Submission and Review of Major and Minor Subdivisions**

All subdivisions that do not meet the definition of a family or special subdivision shall be classified as either a major or minor subdivision as defined herein. Major subdivisions shall be reviewed in accordance with the procedures in Section 7.5.3. Minor subdivisions shall be reviewed in accordance with the provisions in Section 7.5.2. However, if the subdivider owns, leases, holds an option on, or holds any legal or equitable interest in any property adjacent to or located directly across a street, easement, road or right-of-way from the property to be subdivided, the subdivision shall not qualify under the abbreviated minor subdivision review procedure. Furthermore, the abbreviated minor subdivision procedure may not be used a second time within three years on any property less than fifteen hundred feet from the original property boundaries by anyone who owned, had an option on, or any legal interest in the original subdivision at the time the subdivision received preliminary or final plat approval.

Upon receipt of a preliminary plat for a major subdivision, the Planning Board shall hold a public hearing in accordance with the provisions of G.S. 153A-323 and the Planning Board shall then review the plat at its next regularly scheduled meeting.

**Section 7.5.1 Predevelopment Evaluation** The purpose of the predevelopment evaluation is to offer the subdivider an opportunity to obtain advice and technical assistance from the County, to acquaint the subdivider with the subdivision review process in general, and to help facilitate the subsequent preparation and approval of any required preliminary and final plats prior to expending significant resources.

1. The subdivider or his/her agent shall schedule and attend a predevelopment evaluation meeting with the Subdivision Administrator at least ten (10) working days prior to the submission of any subdivision application.
2. At the meeting, the subdivider shall submit to the Subdivision Administrator for evaluation, four (4) copies of a site plan or sketch plan containing all information required in Section 7.6.1.
3. All plans shall be reviewed by the Subdivision Administrator for the entire tract or parcel of land which might be developed. Areas not intended for immediate development should be identified as areas for future development. In determining

whether a development is a minor or major development, the Subdivision Administrator shall make a determination of whether when the land is fully developed it will consist of 11 or more lots, and if it will do so, the development shall be treated as a major subdivision, even if the initial phase has ten or fewer lots.

4. The Subdivision Administrator may seek additional information from the following review agencies prior to making any recommendation: Consulting Engineers, Building Inspections, Zoning, Environmental Health, Fire Marshal, 911 Addressing/Land Records, NCDOT and any other agency or department as deemed necessary by the Subdivision Administrator.
5. The Subdivision Administrator shall provide the subdivider a copy of his written comments, if any, detailing his recommendations within fifteen (15) working days of the predevelopment evaluation meeting.

### **Section 7.5.2 Procedure for Review of Minor Subdivisions**

1. **Preliminary Plat Submission and Review** The procedure for obtaining preliminary plat approval for a minor subdivision is as follows:
  - a. Subsequent to a predevelopment evaluation, the subdivider shall submit to the Madison County Subdivision Administrator ten (10) copies of a preliminary plat containing the information required in Section 7.6.2 of this Ordinance.
  - b. The Subdivision Administrator shall review the plat and any additional information for completeness and general compliance with the requirements of this Ordinance and any other applicable County or State regulations; shall discuss with the developer or his agent any changes deemed advisable in the proposed development or any additional information necessary for review of the minor subdivision.
  - c. The Subdivision Administrator shall submit copies of the plat and any accompanying material to other officials and agencies concerned with new development including but not limited to: 1) The NCDOT district highway engineer as to proposed streets, highways, and drainage systems; 2) The county health director as to proposed water or sewerage systems; and 3) Any other agency or official deemed necessary by the Subdivision Administrator.
  - d. Within fifteen (15) working days after the plat has been received, the Subdivision Administrator shall approve, approve conditionally, disapprove, or at his discretion, refer the preliminary plat to the Planning Board for further review under the provisions of this section.
  - e. Upon approval of the preliminary plat, the subdivider may proceed with the preparation of the final plat and the installation of, or arrangement for, required improvements such as roads and utilities in accordance with the approved preliminary plat and the requirements of Section 7.6.3 of this ordinance.
  - f. Failure of the Subdivision Administrator to act in writing on the preliminary plat within the specified response time shall be deemed as a basis for appealing to the Madison County Planning Board.
2. **Final Plat Submission and Review** The procedure for obtaining final plat approval for a minor subdivision is as follows:
  - a. Prior to approval of the final plat, the subdivider shall have installed the improvements specified in this Ordinance or guaranteed their installation as provided herein.



- b. The subdivider shall submit five (5) copies of the final plat to the Subdivision Administrator at least twenty (20) working days prior to a regularly scheduled meeting of the Planning Board. The five (5) copies of the final plat shall include a reproducible permanent tracing and four (4) prints.
- c. At the discretion of the Planning Board, the final plat may be reviewed in separate phases provided that the requirements for submission and review of final plats have been met for each phase and complies with the provisions set forth in Section 7.7 of this Ordinance.
- d. The final plat shall be prepared by a registered land surveyor currently licensed by the N.C. State Board of Registration for Professional Engineers and Land Surveyors. The final plat shall conform to the provisions for plats, subdivisions, and mapping requirements set forth in G.S. 47-30 as amended, and as set forth in the Standards of Practice for Land Surveying in North Carolina and in Section 7.6.3 of this Ordinance.
- e. The Planning Board shall approve, approve conditionally, disapprove, or table for further information all final plats for minor subdivisions. If the action is to disapprove the final plat, the reasons for such action shall be stated in the minutes and specific reference shall be made to the regulations with which the final plat does not comply.
- f. Approval of the final plat by the Planning Board shall be affixed to the reproducible permanent tracing of the final plat and shall serve as the original for all subsequent copies. A final approved copy will be distributed by the Subdivision Administrator to the Madison County Sheriff's Department, the Office of Emergency Services, the U.S. Post Office, the North Carolina Forest Service and Madison County 911 Operations.

### **Section 7.5.3 Procedure for Review of Major Subdivisions**

1. **Sketch Plan Submission and Review** The procedure for obtaining sketch plan approval is as follows:
  - a. Subsequent to a predevelopment evaluation, the subdivider shall submit to the Madison County Subdivision Administrator ten (10) copies of the sketch plan, containing the information required in Section 7.6.1 of this Ordinance, at least twenty (20) working days prior to the next meeting of the Planning Board.
  - b. The Subdivision Administrator shall review the sketch plan and any additional information for completeness and forward the sketch plan to the Planning Board for their review.
  - c. At its meeting, the Planning Board shall review the plan for general compliance with the requirements of this Ordinance and any other applicable County or State regulations; shall discuss with the developer or his agent any changes deemed advisable in the proposed development; and request any additional information necessary for review of the major subdivision.
  - d. The Planning Board shall approve, approve conditionally, disapprove or table for further information all sketch plans for major subdivisions.
  - e. The Subdivision Administrator shall provide the subdivider with the final written decision and recommendations of the Planning Board within fifteen (15) working days following the meeting at which the plan was first considered.
2. **Preliminary Plat Submission and Review** The procedure for obtaining preliminary plat approval for a major subdivision is as follows:

- a. Upon approval of the sketch plan by the Planning Board, the subdivider may proceed with the preparation of the preliminary plat.
- b. The subdivider shall submit to the Madison County Subdivision Administrator ten (10) copies of a preliminary plat containing the information required in Section 7.6.2 of this Ordinance at least twenty (20) working days prior to the next regularly scheduled meeting of the Planning Board.
- c. The Subdivision Administrator shall review the preliminary plat and any additional information for completeness and forward the complete application to the Madison County Planning Board for their review.
- d. The Subdivision Administrator shall submit copies of the plat and any accompanying material to other officials and agencies concerned with new development including but not limited to: 1) The NCDOT district highway engineer as to proposed streets, highways, and drainage systems; 2) The county health director as to proposed water or sewerage systems; and 3) Any other agency or official deemed necessary.
- e. At its regularly scheduled meeting, the Planning Board shall review the plat for general compliance with the requirements of this Ordinance and any other applicable County or State regulations; shall discuss with the developer or his agent any changes deemed advisable in the proposed development or any additional information necessary for review of the major subdivision.
- f. The Planning Board shall approve, approve conditionally, disapprove or table for further information all preliminary plats for major subdivisions. If the Planning Board disapproves the preliminary plat, the reasons for such action shall be stated in writing and references shall be made to the specific regulations with which the preliminary plat does not comply. If conditional approval is made, the reasons for such action shall be stated in the minutes and specific reference shall be made to the regulations with which the final plat does not comply.
- g. The Subdivision Administrator shall provide the subdivider with the final recommendations of the Planning Board within fifteen (15) working days following the meeting at which the plat was first considered.
- h. Upon approval of the preliminary plat by the Planning Board, the subdivider may proceed with the preparation of the final plat and the installation of, or arrangement for, required improvements such as roads and utilities in accordance with the approved preliminary plat and the requirements of Section 7.6.3 of this Ordinance.

**3. Final Plat Submission and Review** The procedure for obtaining final plat approval for a major subdivision is as follows:

- a. Prior to approval of the final plat, the subdivider shall have installed the improvements specified in this Ordinance or guaranteed their installation as provided herein.
- b. The subdivider shall submit five (5) copies of the final plat to the Subdivision Administrator at least twenty (20) working days prior to a regularly scheduled meeting of the Planning Board. The five (5) copies of the final plat shall include a reproducible permanent tracing and four (4) prints.
- c. At the discretion of the Planning Board, the final plat may be reviewed in separate phases provided that the requirements for submission and review of final plats have been met for each phase and complies with the provisions set forth in Section 7.7 of this Ordinance.
- d. The final plat shall be prepared by a registered land surveyor currently licensed by the N.C. State Board of Registration for Professional Engineers and Land Surveyors. The final plat shall conform to the provisions for plats, subdivisions, and mapping requirements set forth in G.S. 47-30 as amended,

and as set forth in the Standards of Practice for Land Surveying in North Carolina and in Section 7.6.3 of this Ordinance.

- e. The Planning Board shall review the final plat and shall take formal action to approve or disapprove the final plat. If the action is to disapprove the final plat, the reasons for such action shall be stated in the minutes and specific reference shall be made to the regulations with which the final plat does not comply.
- f. Approval of the final plat by the Planning Board shall be affixed to the reproducible permanent tracing of the final plat and shall serve as the original for all subsequent copies. A final approved copy will be distributed by the Subdivision Administrator to the Madison County Sheriff's Department, the Office of Emergency Services, the U.S. Post Office, and the North Carolina Forest Service.

## **Section 7.6 Specifications for Sketch Plans, Preliminary and Final Plats**

### **Section 7.6.1 Specifications for Sketch Plans**

The sketch plan shall be prepared based on aerial photography, visual observations and an on-site inspection of the tract and may be prepared, at the applicant's request, with the general guidance of the Subdivision Administrator. The sketch plan should be professionally prepared at a scale that is clearly legible and provides sufficient detail to describe the general location and pertinent features of the proposed development. The sketch plan shall contain the following information:

1. A vicinity map showing the location of the subdivision in relation to neighboring tracts, subdivisions, roads and waterways;
2. The boundaries of the tract and the portion to be subdivided;
3. The total acreage to be subdivided;
4. The proposed street layout with approximate pavement and right-of way width;
5. Number of lots created, lot layout and size of lots;
6. Streets and lots of adjacent developed or platted properties;
7. The existing and proposed uses of the land within the subdivision and the existing uses of land adjoining it;
8. The zoning classification of the tract and of adjacent properties;
9. Critical and sensitive areas including streams, creeks, ponds, reservoirs, floodplains, wetlands, slopes greater than twenty percent, farmland, forested areas, rock outcroppings, and any significant cultural features such as cemeteries, ruins, etc.
10. The name, if any, of the proposed subdivision;
11. The name, address and telephone number of the owner;

### **Section 7.6.2 Specifications for Preliminary Plats**

Preliminary plats shall be clearly and legibly drawn at a scale of at least one inch = 200 feet and shall be drawn on an appropriate standard sheet size. The preliminary plat shall depict or have attached the following information:

1. **Title block and development information.** The title block shall contain the following:
  - a. Name and address of owners and subdivider of record;
  - b. Name and classification of subdivision;
  - c. Location (township, county, state);
  - d. Date of survey;
  - e. Graphic scale and written scale;

- f. Name, address, registration and seal of designing engineer, surveyor, architect, or landscape architect (i.e. licensed professional); and
- g. Tax parcel identification number(s), PIN(s).

**2. Roads.**

- a. Existing, platted, and proposed roads within or abutting subdivision
- b. Rights-of-way, location and dimensions (proposed/existing)
- c. Proposed road names.

**3. Utilities.** The following information shall be shown for utilities:

- a. Utility and other easements of record within and abutting the subdivision;
- b. Provisions for electrical and telephone services;
- c. Provisions for cable television service, if applicable;
- d. Provision of natural gas lines;
- e. Sanitary sewers, location and size, (proposed/existing)
- f. Storm sewers, culverts, detention ponds, and other drainage facilities (proposed/existing).
- g. Water lines, location and size, (proposed/existing)

**4. Site Calculations.** Project data shall include the following:

- a. Total area of tract to be subdivided;
- b. Total number of lots;
- c. Linear feet in roads (centerline);
- d. Area of each lot in acres;
- e. Approximate delineation of wooded and open areas.

**5. Other details.** Other details to be shown are as follows:

- a. Vicinity map showing the relationship between the proposed subdivision and surrounding area;
- b. Exact boundaries of tract as surveyed, shown with bearings and distances as required by G.S. 47-30, as amended (proposed/existing);
- c. Minimum building setback lines and approximate building envelopes, if applicable
- d. Topographic information adequate to determine the site drainage and location and name of all watercourses as identified on USGS 7.5 minute series topographic maps.
- e. Any natural features affecting the site, including delineation of areas with elevations of 3,000 feet or greater;
- f. The location of the flood hazard, floodway, and flood fringe boundaries, if applicable;
- g. Water Supply Watershed classification (or note if not in a water supply watershed)
- h. The location of any known cemeteries;
- i. Existing structures, railroads, and bridges within the subdivision;
- j. Approximate lot lines, distances and lot numbers;
- k. Location of control corners;
- l. The accurate location and description of all monuments, reference markers and property and lot corners;
- m. Names of adjacent property owners and parcel identification numbers (PIN);
- n. The existing uses of the land within and abutting the subdivision; and
- o. Proposed parks, open space, and other common areas or amenities, including the future ownership (dedication or reservation for public use to governmental body, for owners to duly constituted homeowners' association, or for tenants remaining in subdivider's ownership) of recreation and open space lands.

6. **Statement of permission for sewer system.** A written statement from the North Carolina Department of Environment Natural Resources (NCDENR) permitting plans for the community sanitary sewer system, if applicable.
7. **Permission for water system.** A written statement from the NCDENR approving and permitting plans for a community water system, if applicable.
8. **Approved erosion control plan.** A copy of the erosion control plan and a written statement from the NCDENR that an erosion control plan has been submitted for the project, if applicable.
9. **Subdivision roads disclosure statement.** A subdivision roads disclosure statement prepared in accordance with G.S. 136-102.6, if applicable. *(All roads must be designated either public or private. Where public streets are involved, the subdivision administrator will submit the following documents to the NCDOT District Highway Office for review: a complete site layout, including any future expansion anticipated; horizontal alignment indicating general curve data on site layout plan; vertical alignment indicated by percent grade; PI station and vertical curve length on site plan layout; the District Engineer may require the plotting of the ground profile and grade line for roads where special conditions or problems exist; typical section indicating the pavement design and width and the slopes, widths and details for either the curb and gutter or the shoulder and ditch proposed; drainage facilities and drainage areas.)*
10. **Approval of proposed road and highway plans.** A written statement from the district engineer of the state department of transportation certifying approval of any proposed road and highway plans, if applicable. NCDOT driveway permit must be submitted prior to preliminary approval.
11. **Deed restrictions.** A copy of the proposed deed restrictions and restrictive covenants for the development, when required or applicable.
12. **Other applicable information.** Any other information considered by the subdivider, the Planning Board, and/or the Subdivision Administrator to be pertinent to the review of the plat.
13. **Certificates.** The following certification:

***Certificate of Approval or Conditional Approval by the Madison County Planning Board***

I, \_\_\_\_\_, chairman of the Madison County Planning Board hereby certify that the said board fully or conditionally approved the preliminary plat of the subdivision entitled \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Chairman

**Section 7.6.3 Specifications for Final Plats**

Final plats shall be clearly and legibly drawn at a scale of at least one inch = 200 feet and shall be drawn on a sheet size of mylar acceptable to the Madison County Register of Deeds. The final plat for recordation shall include the following:

1. Compliance with G.S. 47-30, as amended, and Standards of Practice for Land Surveying as adopted by the state board of registration for professional engineers and land surveyors;
2. All utility and drainage easements;
3. All reserved areas, parks and open spaces; and
4. The following signed certifications:

***Certificate of Ownership and Dedication***

I (we) hereby certify that I am (we are) the owner(s) of the property located within the subdivision-regulation jurisdiction of Madison County as shown and described hereon, and that I (we) hereby adopt this plan of subdivision with my (our) free consent, establish minimum building setback lines, and dedicate all roads, walks, parks and other sites and easements to public or private use as noted.

\_\_\_\_\_

Date

\_\_\_\_\_

Owner(s)

***Private Subdivision Roads Disclosure Statement (if applicable)***

The roads in this subdivision are private. The property owners are responsible for maintaining and repairing the roads as well as paying the costs thereof. Governmental services may be restricted or not furnished to the property of owners using private roads for access.

***Water Supply Watershed Protection (if applicable)***

I certify that the plat shown hereon complies with the Watershed Protection Ordinance and is approved by the Watershed Administrator for recording in the Madison County Register of Deeds Office.

\_\_\_\_\_

Date

\_\_\_\_\_

Watershed Administrator

***NOTICE: This property is located within a Public Water Supply Watershed. Development restrictions may apply.***

***Certificate of Survey and Accuracy***

I, \_\_\_\_\_, certify that this plat was (drawn by me)(drawn under my supervision) from (an actual survey made under my supervision) (deed description recorded in Book(file)\_\_\_\_, Page\_\_\_\_, (Slide\_\_\_\_, etc.) (Other); that the precision of the survey before adjusting was one (1) part in\_\_\_\_ as calculated by latitudes and departures, and that this map was prepared in accordance with G.S. 47-30, as amended, Witness my original signature, registration number, and seal this the \_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_

Registered Land Surveyor

Official Seal

\_\_\_\_\_

Registration Number

***Certificate of Approval of the Design and Installation of Streets, Utilities and other Required Improvements***

I hereby certify that all streets, utilities and other required improvements have been installed in an acceptable manner and according to Madison County specifications and standards in the subdivision entitled \_\_\_\_\_, or that guarantees of the installation of the required improvements in an amount and manner satisfactory to the County have been received.

\_\_\_\_\_  
Subdivision Administrator or County Engineer

\_\_\_\_\_  
Date

**Certification of Road Grades and Suitability**

I, \_\_\_\_\_, certify that the newly constructed or proposed road grades and slopes were (calculated by me) (calculated under my supervision) from (an actual survey made by me) (an actual survey made under my supervision) and do not exceed 18 percent. Witness my original signature, registration number, and seal this the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Official Seal

\_\_\_\_\_  
Registered Land Surveyor or Professional Engineer

\_\_\_\_\_  
Registration Number

**Certificate of Approval for Recording**

I hereby certify that the subdivision plat shown hereon has been found to comply with the Subdivision Control Ordinance of Madison County, North Carolina and that this plat has been approved by the Madison County Planning Board for recording in the Office of the Register of Deeds of Madison County.

\_\_\_\_\_  
Planning Board Chairman

\_\_\_\_\_  
Date

**Review Officer's Certificate**

State of North Carolina  
County of Madison

I, \_\_\_\_\_, Review Officer of Madison County, certify that the map or plat to which this certification is affixed meets all statutory requirements for recording.

\_\_\_\_\_  
Review Officer

\_\_\_\_\_  
Date

**Section 7.7 Phased Developments**

For all developments being done in phases, provided that the preliminary plat has been approved by the Madison County Planning Board, additional final plats may be approved by the Subdivision Administrator, without submission to the Madison County Planning Board, provided that the additional phases fully conform to all conditions set forth by the Madison County Planning Board in its review of the plan during the initial phase; however, if there are any deviations from the initial phase, the Subdivision Administrator may not grant approval without bringing said additional phases back before the Planning Board for approval.

**Section 7.8 Resubdivision Procedures**

For any replatting or resubdivision of land, the same procedures, rules, and regulations shall apply as prescribed herein for an original subdivision.

#### **Section 7.9 Recordation of the Final Plat**

Within thirty (30) days after the approval of the final plat, it shall have been recorded with the Register of Deeds of Madison County. Should the thirty (30) day time limit expire before the plat is recorded, it must be resubmitted to the Chairman of the Planning Board, or his/her designee, for review under the current subdivision regulations. Upon adoption of these regulations, the Register of Deeds of Madison County shall not thereafter file or record a plat of a subdivision located within the jurisdiction of the Subdivision Control Ordinance of Madison County until said plat has been approved by the Planning Board. Without the approval of the Planning Board, the filing or recording of a subdivision plat shall be null and void.

### **8. Improvements, Minimum Design Standards and Development Criteria**

**Section 8.1 General** Each subdivision shall be developed in accordance with the minimum design standards and development criteria set forth in this ordinance and contain the improvements specified herein, which shall be paid for by the subdivider unless other means of financing is specifically stated in this ordinance. Land shall be dedicated and reserved in each subdivision as specified in the ordinance.

**Section 8.2 Conformity to Existing Maps or Plans** The plat of a subdivision shall conform to any official map or plan adopted by the Board of County Commissioners, existing on the effective date of this Ordinance, or thereafter adopted. Furthermore, no subdivision shall be approved unless all lands proposed as future rights-of-way for any public road in an adopted official thoroughfare plan for Madison County are preserved.

**Section 8.3 Suitability of Land** Where land to be subdivided is found by the Subdivision Administrator or Planning Board, on the basis of engineering or other expert surveys, to be subject to the conditions of flooding, improper drainage, severe erosion, landslides, or to have other characteristics which pose an ascertainable danger to life, health, safety or property by reason of its unsuitability for the use proposed, shall not be platted for that purpose, unless and until the subdivider has taken the necessary measures to correct said conditions and eliminate said dangers.

**Section 8.4 Erosion and Sedimentation Control Plan** Any subdivider of land shall submit to the Subdivision Administrator, prior to approval of a final plat, an approved erosion and sedimentation control plan, or a written notice from the NCDENR verifying that an erosion and sedimentation control plan has been approved. Such plans are required anytime one acre or more of land is disturbed.

**Section 8.5 Stormwater Drainage** The subdivider shall provide a surface water drainage system constructed to the standards of the NCDOT as reflected in *Handbook for the Design of Highway Surface Drainage Structures, (1973)* and subject to review by the Planning Board, the Subdivision Administrator, and County Consulting Engineer. Stormwater drainage improvements shall be designed and constructed to minimize erosion and downstream sedimentation, to follow natural drainage where possible, to minimize flooding or standing water conditions, to maintain desirable groundwater conditions and to avoid excessive stormwater discharge. No stormwater shall be channeled or directed into a sanitary sewer. Points of stormwater discharge shall be within the site unless otherwise approved by the Planning Board and adjoining property owners.

**Section 8.6 Buffers Strips** Whenever a residential subdivision is located adjacent to an office, institutional, commercial or industrial use which does not have a buffer, or property zoned for these



uses, and a buffer is not required between these and the subdivision, the subdivider shall provide a buffer as defined in Section 6.2. The width of the buffer shall be in addition to the lot area required by the Madison County Zoning Ordinance. The buffer shall become part of the lot on which it is located, or in the case of commonly-owned property, shall be deeded to the homeowners' association.

**Section 8.7 Utilities** All subdivision proposals shall set forth what utilities and facilities such as water and sanitary sewer systems, electric, and telephone will be available, where same will be located and how constructed. All lots in subdivisions not connected to municipal or county water and/or sanitary sewer systems must have a suitable source of water supply and sanitary sewage disposal which complies with the regulations of the Madison County Environmental Health Department and any other appropriate local or state agency. For subdivisions in which the water supply and/or sewer system to be installed is an individual well or septic system for each lot, the installation of said systems will not be required prior to final plat approval. Also it is noted that all underground utilities for the purpose of this ordinance shall be installed in color coded piping according to industry standards.

**8.7.1 Community Water and Sewer Systems:** For developments with One Hundred (100) or more lots a community water and sewer system shall be required.

**8.7.2 Retention and Re-Charge Ponds:** For any subdivision 50 acres or more; there shall be one Retention & Re-charge pond for each 50 acres. For Major subdivisions that will be built in phases; the total number of Retention and Re-Charge ponds will be calculated on the final total acreage of the planned subdivision. Ponds will be developed with the phases of the subdivision to keep the ratio of one pond per each 50 acres uniform throughout the subdivision. These ponds shall be made accessible to all emergency, fire, and life safety service vehicles and/or apparatus 365 days a year. Such access points shall be shown on the plan and shall be approved by the county fire marshal.

**Section 8.8 Flood Damage** All subdivision proposals shall be consistent with the need to minimize flood damage as provided for in the Madison County Flood Plain Ordinance. All subdivision proposals that have public utilities and facilities such as sewer, electrical, and water systems shall be located and constructed so as to minimize damage to utilities from flooding.

### **Section 8.9 Subdivision Design and Roads**

**Section 8.9.1 Subdivision Names and Name Signs** All subdivisions may provide for, at the primary entrance, a subdivision name sign to conform to Madison County sign standards. Such signs should be located in dedicated sign easements, which must be shown on the final plat. The name of a subdivision shall not duplicate a name that is identical to or phonetically similar to any other subdivision or named community in Madison County.

**Section 8.9.2 Lot Dimensions, Configuration and Frontage** Lot size shall only be regulated as required by the articles of this Ordinance, the Zoning Ordinance, and as required by the Madison County Health Department. Any tract of land to be subdivided must either have frontage on an existing public (state-maintained) road or a private right-of-way to a public road. The narrowest width of any lot abutting the right-of-way will be 35 feet. Such thirty-five foot width may be waived for family subdivisions pursuant to Section 7.4. The minimum lot area, depth, width and building setbacks shall comply with the district requirements of the Madison County Zoning Ordinance. Lot area shall be calculated excluding road rights-of-way. Where possible, side lot lines shall be at right angles or radial to the streets on which the lots face. Flag lots or lots which only have a narrow strip of land fronting the lot on a street may be approved by the Planning Board for minor

subdivisions, but only under unusual circumstances. Double-fronted lots should be used only when necessary.

1. **Open Space** At least ten (10) percent of the gross land area, excluding road rights of way, of a major subdivision shall be designed and reserved as open space or as a recreation area. Open space and recreation areas shall be located so as to be free of traffic hazards and easily accessible to subdivision residents. In reviewing the proposed major subdivision the Planning Board shall decide if the proposed open space is sufficient.

**Section 8.9.3 Subdivision Roads** The N.C. Department of Transportation Subdivision Roads Minimum Construction Standards, dated January, 2000, for residential subdivision roads, are adopted by reference except for paving specifications, standards relating to previously platted road right-of-way widths less than forty-five feet (45'), and road shoulders. *Note: Private roads constructed to the minimum standards of this Ordinance will or could not meet N.C. Department of Transportation minimum subdivision road requirements. As a result, the N.C. Department of Transportation may not accept these roads without additional improvement(s).*

**Section 8.9.4 Road Standards** Subdivision roads may be designated public or private.

1. Public subdivision roads shall be built to minimum construction standards of the N.C. Department of Transportation as required by G.S. 136-102.6.
2. All minor and major subdivision roads shall have approved road name signs installed by the developer and shall conform to the Madison County Road Naming Ordinance administered by the Madison County 911 Operations Department. All minor and major subdivision roads intersecting a state maintained road shall have a stop sign that conforms to N.C. Department of Transportation specifications, installed by the developer and maintained by the developer or homeowners association. After N.C. Department of Transportation accepts the subdivision road(s), the developer or homeowners association shall not be responsible for the maintenance of road name and stop signs.
3. Private minor and major subdivision roads shall be built to the minimum construction standards set forth in Section 8.9.5 of this Ordinance. All minor and major subdivision roads and right-of-ways shall adjoin and access a state maintained road by a road constructed to the minimum design standards of Section 8.9.5.
4. No road in an area subject to flooding shall be approved if it is more than two feet (2') below the elevation of a 100 year flood. The Planning Board may require, where necessary, profiles and elevations of roads for areas subject to flooding. Fill may be used for roads provided such fill does not unduly increase flood heights. Drainage openings for roads in areas subject to flooding shall be provided and shall be so designed as to not restrict the flow of water and unduly increase flood heights.
5. Every road shall be designed to accommodate a ten (10) year storm water run-off by natural or artificial means.
6. The proposed road or road layout shall be coordinated with the existing road system of the surrounding area. Where possible, proposed roads shall be an extension of existing roads.
7. Proposed roads which are obviously in alignment with existing roads shall be given the same name. In assigning new names, the proposed name shall in no case be a

duplication of an existing name or a name which is phonetically similar to existing names irrespective of the use of a suffix such as road, drive place, court, etc. All proposed road names and signs shall be approved in accordance with the Madison County Road Naming Ordinance and be approved by the Madison County 911 Advisory Board.

**Section 8.9.5 Road Design** Private subdivision roads shall meet the following minimum road design standards.

1. **New Road Right-of-Way Width** All minor or major subdivision roads shall have a minimum right-of-way of forty-five feet (45'). *Note: NC Department of Transportation requires a fifty foot (50') minimum right-of-way for a dead-end road more than 2,500 feet in length or a loop road more than one (1) mile in length.*
2. **Previously Platted Road Right-of-Way Width** Where a right-of-way less than forty-five feet (45') was recorded or platted prior to February 2, 1998 and a forty-five foot (45') right-of-way is not now obtainable for the purpose of accessing the subdivision of land for either a minor or major subdivision, the following minimum standards shall be met by the developer.
  - a. The developer or his designee shall submit a copy of the recorded plat or deed describing and identifying the right-of-way for review by the Planning Board to make a determination of suitability.
  - b. The access road shall conform to all county road standards in Section 8.9.4.
  - c. A disclosure statement shall be placed on the final plat stating "This subdivision is accessed by a road which does not have a forty-five foot (45') minimum right-of-way. Madison County Emergency vehicles and public utility access to homes within the subdivision may be limited. The NC Department of Transportation is unlikely to accept and maintain roads within the subdivision as public road(s)."
3. **Cul-de-Sacs**. The required turnaround on a dead-end road in a subdivision shall have an unobstructed roadway radius not less than thirty-five feet (35'), and with the use of a "Y" or a "T" or other turning design, which will allow a vehicle with a wheel base of at least twenty-five feet (25') to complete turning movement with a maximum of one (1) backing movement, shall be permitted. Note and please refer to Section 8.9.5(1). Roads not built to NC Department of Transportation minimum standards will not be maintained by the NC Department of Transportation. These roads will be considered private roads, and County school buses may not run on private roads.
4. **Road Grades**. Maximum road grades shall be eighteen percent (18%). NO VARIANCE shall be granted for any road grade exceeding eighteen percent (18%). The following minimum design standards, as well as the criteria listed in Schedule 1, shall be met by the developer.
  - a. Any road with a grade of more than 16 percent (16%) shall be paved and may not have any continuous section of more than 16 percent (16%) with a length greater than two hundred (200) feet.
  - b. Maximum Road Grade changes ten percent (10%) in thirty-five feet (35') horizontal distance.

- c. All roads shall have a clear line of site of seventy-five feet (75') at driveway location, and a maximum angle of 60 degrees from road.
  - d. All roads shall be graded to their full roadbed width of 17 feet and for an additional 1.5 feet on each side of the roadbed.
  - e. Finished grade, cross section, and profiles shall be approved by a registered land surveyor or professional engineer, with civil engineering qualifications. At the discretion of the Subdivision Administrator or Planning Board, the County Engineer or consulting engineer may be requested, at the developer's expense, to ensure development standards are being met.
  - f. Before grading is started, the required roadbed width area shall be first cleared of all stumps, roots, brush and other objectionable materials.
  - g. All tree stumps, boulders and other obstructions within the proposed roadbed width shall be removed to a depth of one foot below the subgrade.
  - h. All suitable material from roadbed cuts may be used in the construction of fills, approaches, or at other places as needed. The fill shall be installed and compacted.
5. Roadbed Base After protection of the subgrade, the roadbed shall be surfaced with material of no lower classification than crushed rock, stone or gravel. The size of the crushed rock or stone shall be 1 1/2 inches down, including dust. Spreading of the stone shall be done uniformly over the area to be covered by means of appropriate spreading devices and shall not be dumped in piles. The stone shall be thoroughly compacted; the compacted thickness of the stone roadbed shall be no less than six inches.
6. Bridges
- a. Bridges located on proposed public roads in residential subdivisions shall be designed according to state road standards for public road bridges. Prior to final plat approval or release of any improvement guarantee the applicant must submit a copy of documentation indicating approval of bridge plans by NCDOT and as built drawings with certification from a registered professional engineer that the bridge meets state road standards for public road bridges.
  - b. Bridges proposed for private roads shall comply with state road standards for public road bridges for drainage, hydraulics and minimum live load (40,000 lbs.). If bridges on private roads in residential subdivisions are proposed, the applicant must submit a copy of bridge plans showing certification from a registered professional engineer indicating that the bridge plans meet state road standards for public road bridges for drainage, hydraulics and minimum live load. The travelway width across the proposed bridge must not be less than the travelway width of the road on either side of the proposed bridge, but in no event shall the bridge travelway be less than 12 feet. Prior to final plat approval or release of any improvement guarantee, the applicant must submit a copy of an as-built drawing of the bridge with certification from a registered professional engineer that the bridge meets the standards required in this subsection.

**Section 8.9.6 Connections with State Road System** If a new subdivision road (to be dedicated as public or private) will connect to a state system road, a permit authorizing construction on state right-of-way may be required from the Division of Highways before beginning construction. If required, applications shall be made to the District Engineer of the NC Department of Transportation having jurisdiction in this area.

**Section 8.9.7 Intersections** When a new subdivision road connects to a state maintained road, the design standards of the NC Department of Transportation for intersections shall be required with a maximum grade not to exceed six percent (6%).

**Schedule 1: Minimum Design Criteria for Roadways**

Minimum Road Right of Way Width – Shoulder Section	45'
Minimum Road – Bed Width	17'
Maximum Grade	18%
Maximum Cut and Fill Slopes	1.5:1
Minimum Road Shoulder Width Both Sides	1.5'
Minimum Cul-de-sac Radius Right of Way	50'
Minimum Cul-de-sac Road Radius	35'

**Section 8.9.8 Guarantee of Improvements** Approval of the final plat shall be subject to the subdivider's having guaranteed, to the satisfaction of Madison County, the installation of said improvements. Madison County reserves the right to inspect, reject, stop, or otherwise cease the construction of all service facilities or improvements in the event the same are not being constructed in accordance with the plans, specification standards, policies, or other requirements of Madison County. Where the required roadbed and utility improvements have not been completed prior to the submission of the final plat for approval, the approval of said plat shall be subject to the subdivider guaranteeing the installation of the improvements within a period of time specified by the Planning Board after consulting with the developer or his engineer(s). Either of the methods described below may be used to guarantee improvements:

1. Filing a performance or surety bond or an irrevocable standby letter of credit in the amount of one hundred percent (100%) of the cost to complete the work as determined by the subdivider and approved by the Planning Board.
2. By depositing or placing in escrow, a certified check or cash in an amount equal to one hundred twenty-five percent (125%) of the amount in Section 8.9.8(1). Portions of the deposit may be released as work progresses as specified by the Planning Board after consulting with the developer or his engineer.

**9. Reserved**

## 10. Legal Provisions

**Section 10.1 General Procedure for Plat Approval** After the effective date of this Ordinance, no plat of a subdivision of land subject to the provisions of this Ordinance shall be filed or recorded until it has been submitted to and approved by the Madison County Planning Board and/or the Planning Director, and until this approval is entered in writing on the face of the plat by the Chairman of the Planning Board or the Planning Director.

The Register of Deeds shall not file or record a plat of a subdivision of land located within the planning jurisdiction of the county that has not been approved in accordance with this Ordinance, nor shall the Clerk of Court order or direct the recording of a plat if the recording would be in conflict with this Ordinance.

Approval of a minor or major preliminary subdivision plat by either the Subdivision Administrator or the Planning Board shall be effective for a period of not to exceed one (1) year and thereafter the same shall expire and be considered null and void. A six (6) month extension may be granted by the Subdivision Administrator or Planning Board when reasonable cause is shown.

**Section 10.2 Administrator** The Madison County Zoning Officer through and by the Madison County Planning Director is hereby designated to serve as the Subdivision Administrator.

**Section 10.3 Administration Fee and Forms** A fee for reviewing and approving minor and major subdivisions shall be established by the County Commissioners and posted in the Zoning Office. The County shall develop, and from time to time revise, forms for the purpose of implementing this Ordinance.

**Section 10.4 Penalties for Violation** After the effective date of this Ordinance, any person, firm or corporation, being the owner or agent of the owner of land located within the planning jurisdiction of Madison County, who willfully subdivides his land or willfully sells or transfers land by reference to, exhibition of, or any other use of a plat showing a subdivision of land, either of which is in violation of this Ordinance, shall be guilty of a Class 3 misdemeanor. The description by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring land shall not exempt the transaction from this penalty. Madison County through its attorney or other official designated by the Board of County Commissioners may institute civil action against any person, firm or corporation alleged to be in violation of this Ordinance using any legal remedy available to Madison County as provided for by law.

Any person, firm or corporation found guilty of a violation of this Ordinance shall be fined not more than \$500.00, as provided for in G.S. Section 14-4(a).

**Section 10.5 Amendments** The Madison County Board of Commissioners may amend this Ordinance from time to time as provided for by law. The Board of Commissioners may request the Planning Board for a review and recommendation of any proposed amendment.

**Section 10.6 Validity** Should any section or provision of this Ordinance be decided by a court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

**Section 10.7 Abrogation** It is not intended that this Ordinance repeal, abrogate, annul, impair, or interfere with any existing easements, covenants, deed restrictions, agreements, rules, regulations, or permits previously adopted or issued pursuant to law.

**Section 10.8 Real or Existing Pre-Development Review Ordinance** This Ordinance in part carries forth by re-enactment some of the provisions of the Pre-Development Review Ordinance of Madison County, previously adopted, and it is not the intention to repeal but rather re-enact and continue in force such existing provisions so that all rights and liabilities that have accrued thereunder are preserved and may be enforced. All provisions of the Pre-Development Review Ordinance, which are not re-enacted herein, are hereby repealed. All suits at law or in equity and/or all prosecutions resulting from the violation of the Pre-Development Review Ordinance heretofore in effect, which are now pending in any courts of the State of North Carolina or United States of America, shall not be abated or abandoned by reason of the adoption of this Ordinance, but shall be prosecuted to their finality the same as if this Ordinance had not been adopted; and all violations of the existing Ordinance, prosecutions for which have not been instituted, may hereafter be construed to have been abandoned, dismissed, or abated.

**Section 10.9 Exemptions of Ordinance** Any subdivision which shall have a final plat recorded in the Office of the Register of Deeds of Madison County prior to the effective date of this Ordinance shall be exempt from the provisions of this Ordinance. Further, when a subdivision shall have a final plat of a phase of a proposed subdivision recorded in the Office of the Register of Deeds of Madison County prior to the effective date of this Ordinance, all subsequent phases of said subdivision shall be exempt, provided that the land comprising the subsequent phases shall be contiguous to the original phase for which a final plat was recorded and is owned by the same entity which owned the original phase for which a final plat has been recorded.

**Section 10.10 Conduct of Public Hearing** Before approving a major subdivision plat, the Planning Board shall conduct a public hearing on the proposed development following the procedures set forth in G.S. 153A-323. The notice for the public hearing must specify the location of the property subject to development and the development uses proposed on the property.

The board may adopt reasonable rules governing the conduct of public hearings, including but not limited to rules (i) fixing the maximum time allotted to each speaker, (ii) providing for the designation of spokesmen for groups of persons supporting or opposing the same position, (iii) providing for the selection of delegates from groups of persons supporting or opposing the same positions when the number of persons wishing to attend the hearing exceeds the capacity of the hall, and (iv) providing for the maintenance of order and decorum in the conduct of the hearing. The board may continue a public hearing without further advertisement. If a public hearing is set for a given date and a quorum of the board is not then present, the board shall continue the hearing without further advertisement until its next regular meeting.

**Section 10.11 Effective Date** This Subdivision Control Ordinance shall be in force and effect on and after the 1st day of December, 2007 and amended April 1, 2009.



## Appendix

# A

### List of Amendments to the Subdivision Ordinance

#### Amendments

JUNE 28, 2022

Section 8.9.5.4.c Removed sentence "All roads shall have one hundred feet (100') horizontal distance between curves."



# Madison County Commissioners Meeting Public Hearing-FY 2022-2023 Budget Public Comment

January 11, 2022  
7:00pm

North Carolina Cooperative Extension-Madison County Center

3 Minute Time Limit

----- Public Comment Sign-In Sheet -----

Name

Signature

1. ✓ Tony Ponder

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# Project Ordinance for the County of Madison, NC for the SFRF WATER/SEWER INFRASTRUCTURE FUNDS

BE IT ORDAINED by the county of Madison, North Carolina that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following grant project ordinance is hereby adopted:

**Section 1:** This ordinance is to establish a budget to be funded by the Water/Sewer Infrastructure Funds set forth by Senate Bill 105 in session law 2021-180. The act entitled "Current Operations Appropriations Act of 2021" allocates to the County of Madison the sum of \$12,000,000. Whereas these funds originated from the State Fiscal Recovery Fund (SFRF) and allocated to the Department of Environmental Quality (DEQ). These funds may be used for the following categories of expenditures, to the extent authorized by state law.

Provide project construction grants for public water systems and wastewater systems.

**Section 2:** The following amounts are appropriated for the project and authorized for expenditure:

SFRF Water/Sewer Infrastructure Project	\$12,000,000
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**Section 3:** Funds will be expended within the parameters of the proposed budget:

1990 Professional Services	\$360,000
5880 Engineering/Contractors	\$1,200,000
5180 Construction	\$10,440,000

**Section 4:** The Federal Funds Manager working under the direction of the County Finance Officer is hereby directed to maintain sufficient, detailed accounting records to satisfy the requirements of the grantor agency in concurrence with the grant agreements.

**Section 5:** The Federal Funds Manager working under the direction of the County Finance Officer is hereby directed to report the financial status of the project to the governing board on a quarterly basis.

**Section 6:** Copies of this grant project ordinance shall be furnished to the Board of Commissioners and voted on in a public meeting.

**Section 7:** This grant project ordinance expires on December 31, 2026 or when all the SFRF funds have been obligated, expended and all final reports have been completed, whichever occurs sooner.

**Section 8:** Direct costs associated with the administration of this grant will be a budgeted expense of the SRF funds.

Adopted on this 28 day of June 2022

Madison County Board of Commissioners

Chairman Mark Sule

## Resolution Declaring Official Intent to Reimburse Madison County, Government for Expenses Incurred for SFRF Water/Sewer Infrastructure Project

Whereas, Madison County Government, North Carolina plans to undertake a water/sewer infrastructure project funded by the Water/Sewer Infrastructure Funds set forth by Senate Bill 105 in session law 2021-180. The act entitled "Current Operations Appropriations Act of 2021" allocates to the County of Madison the sum of \$12,000,000. These funds originated from the State Fiscal Recovery Fund (SFRF) and allocated to the Department of Environmental Quality (DEQ).

Whereas, Madison County Government will act as fiscal agent utilizing these funds to pay for administrative costs, engineering costs and construction costs associated with this project.

Whereas, because this project is established as a reimbursement grant, Madison County Government will utilize existing County general funds to pay for certain expenses of this project.

Whereas, after each expense, Madison County Government will request reimbursement from the NC Department of Environmental Quality.

Now, Therefore, Be It Resolved by the County of Madison, NC that:

**Section 1:** Expenditures of Funds. The County of Madison shall make expenditures as needed from its general fund to pay for water/sewer project costs associated with this project.

SFRF Water/Sewer Infrastructure Project	\$12,000,000
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**Section 2:** Reimbursement of Expenses. The County of Madison shall request reimbursement of expenses periodically and timely from the NC Department of Environmental Quality.

**Section 3:** This resolution expires on December 31, 2026, or when all the SFR funds have been obligated, expended and final reimbursements have been completed, whichever occurs sooner.

Adopted on this 29 day of June 2022

Madison County Board of Commissioners

Chairman 

CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
0001A	Immunization administration by intramusc....	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0002A	Immunization administration by intramusc....	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0003A	ADM SARSCOV2 30MCG/0.3ML 3RD	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0004A	ADM SARSCOV2 30MCG/0.3ML BST	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0011A	Immunization administration by intramusc....	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0012A	Immunization administration by intramusc....	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0013A	ADM SARSCOV2 100MCG/0.5ML3RD	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0031A	Immunization administration by intramusc....	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0034A	Johnson and Johnson Booster	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0064A	ADM SARSCOV2 50MCG/0.25MLBST	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0071A	ADM SARSCV2 10MCG TRS-SUCR 1	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0072A	ADM SARSCV2 10MCG TRS-SUCR 2	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0073A	AND SARSCV2 Booster	\$64.00	\$65.00	\$20.00	n/a	\$20.00	\$20.00
0094A	ADM SARSCOV2 50 MCG/.5 MLBST	\$108.83	\$80.14	\$121.09	n/a	\$131.00	\$145.00
10060	Drainage of skin abscess	\$138.82	\$101.87	\$98.68	n/a	\$167.00	\$167.00
11981	Insert drug implant device	\$160.19	\$117.41	\$110.62	n/a	\$193.00	\$192.00
11982	Remove drug implant device	\$243.42	\$182.74	\$139.36	n/a	\$293.00	\$292.00
11983	Remove/insert drug implant	\$1.35	\$2.78	\$0.00	n/a	\$10.00	\$10.00
36415	Routine venipuncture		\$0.00	\$0.00	n/a	\$10.00	\$10.00
36416	Capillary blood draw		\$0.00	\$0.00	n/a	\$256.00	\$280.00
46900	Destruction, anal lesion(s)	\$213.31	\$160.97	\$233.11	n/a	\$607.00	\$650.00
46924	Destruction, anal lesion(s)	\$505.06	\$359.75	\$541.41	n/a	\$159.00	\$165.00
54050	Destruction, penis lesion(s)	\$132.35	\$98.84	\$137.32	n/a	\$273.00	\$273.00
54065	Destruction, penis lesion(s)	\$227.30	\$168.63	\$215.56	n/a	\$181.00	\$228.00
56501	Destruction, vulva lesions, sim	\$139.49	\$100.34	\$190.26	n/a	\$283.00	\$330.00
56515	Destroy vulva lesion/s compl	\$235.76	\$171.94	\$274.59	n/a	\$100.00	\$99.00
57170	Fitting of diaphragm/cap	\$82.76	\$53.91	\$76.89	n/a	\$141.00	\$149.00
57452	Exam of cervix w/scope	\$117.42	\$85.22	\$124.55	n/a	\$200.00	\$201.00
57454	Bx/curett of cervix w/scope	\$165.90	\$120.87	\$167.16	n/a	\$176.00	\$179.00
57456	Endocervical curettage w/scope	\$146.24	\$105.87	\$149.32	n/a	\$132.00	\$184.00
57505	Endocervical curettage	\$109.30	\$78.16	\$153.47	n/a	\$106.00	\$105.00
58300	Insert intrauterine device	\$87.59	\$60.87	\$0.00	n/a	\$127.00	\$131.00
58301	Remove intrauterine device	\$105.30	\$74.87	\$109.03	n/a	\$59.00	\$58.00
59025	Fetal non-stress test	\$48.59	\$36.22	\$46.47	n/a	\$554.00	\$679.00
59425	Antepartum care only	\$461.41	\$566.11	\$545.60	n/a	\$990.00	\$1,215.00
59426	Antepartum care only	\$825.00	\$1,012.77	\$996.94	n/a	\$179.00	\$311.00
59430	Care after delivery	\$148.88	\$181.36	\$258.84	n/a	\$62.00	\$62.00
69210	Remove impacted ear wax	\$51.43	\$37.03	\$46.14	n/a	\$12.00	\$11.00
80048	Basic metabolic panel (Calcium, total) T ....	\$3.81	\$10.19	\$8.46	\$2.58	\$13.00	\$17.00
80053	Comprehen metabolic panel	\$4.75	\$15.79	\$10.56	\$3.33	\$20.00	\$19.00
80061	Lipid panel	\$6.03	\$17.04	\$13.39	\$3.00	\$12.00	\$11.00
80069	Renal function panel	\$8.68	\$10.19	\$8.68	\$2.86	\$12.00	\$65.00
80074	Acute hepatitis panel	\$21.43	\$59.25	\$47.63	\$20.30	\$69.00	\$65.00

CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
80076	Hepatic function panel	\$3.68	\$10.19	\$8.17	\$2.44	\$12.00	\$11.00
80156	Assay, carbamazepine, total	\$6.56	\$18.51	\$14.57	\$6.90	\$22.00	\$20.00
80178	Assay of lithium	\$6.61	\$8.41	\$18.05	\$4.89	\$10.00	\$20.00
80305	Drug test(s), presumptive, any number of....	\$12.60	\$13.61	\$12.60	\$5.00	\$25.00	\$15.00
80307	by instrument chemistry analyzers (eg, u....	\$27.96	\$0.00	\$62.14	\$38.25	\$42.00	\$68.00
81000	Urinalysis, nonauto w/scope	\$4.02	\$4.03	\$3.74	\$3.74	\$10.00	\$10.00
81001	Urinalysis, auto w/scope	\$3.17	\$4.03	\$3.17	\$3.63	\$10.00	\$10.00
81002	Urinalysis nonauto w/o scope	\$3.48	\$3.25	\$3.48	\$0.65	\$10.00	\$10.00
81025	Urine pregnancy test	\$8.61	\$8.04	\$8.61	\$1.18	\$10.00	\$10.00
81240	Factor II DNA Analysis	\$29.56	\$0.00	\$65.69	\$88.02	\$100.00	\$97.00
81241	Factor V Leiden	\$33.02	\$0.00	\$73.37	\$58.04	\$66.00	\$81.00
81596	INFECTIOUS DISEASE, CHRONIC HEPATITIS C ....	\$32.49	\$0.00	\$72.19	\$132.89	\$147.00	\$146.00
82040	Assay of serum albumin	\$4.98	\$6.30	\$4.95	\$1.60	\$10.00	\$10.00
82043	urine(eg, microalbumin), quantitative	\$5.78	\$7.36	\$5.78	\$6.00	\$10.00	\$10.00
82120	Amines, vaginal fluid qual	\$5.99	\$0.03	\$5.99	\$6.00	\$10.00	\$10.00
82135	Assay, aminolevulinic acid	\$7.40	\$20.93	\$16.45	\$28.14	\$34.00	\$31.00
82140	Assay of ammonia	\$6.56	\$18.53	\$14.57	\$6.00	\$22.00	\$20.00
82150	Assay of amylase	\$6.48	\$8.24	\$6.48	\$4.60	\$10.00	\$10.00
82172	Assay of apolipoprotein	\$9.49	\$19.70	\$21.09	\$38.74	\$23.00	\$43.00
82232	Assay of beta-2 protein	\$7.28	\$20.58	\$16.18	\$6.49	\$24.00	\$23.00
82247	Bilirubin, total	\$5.02	\$6.39	\$5.02	\$1.60	\$10.00	\$10.00
82248	Bilirubin, direct	\$2.26	\$6.39	\$5.02	\$1.60	\$10.00	\$10.00
82270	Occult blood, other sources x1	\$4.38	\$4.13	\$4.38	\$3.00	\$10.00	\$10.00
82274	Occult blood, by fecal hemoglobin	\$15.92	\$20.22	\$29.60	\$3.00	n/a	22
82306	Vitamin D, 25 hydroxy, includes fraction....	\$13.32	\$37.64	\$14.58	\$14.58	\$44.00	\$41.00
82310	Assay of calcium	\$5.16	\$6.55	\$5.16	\$1.60	\$10.00	\$10.00
82378	Carcinoembryonic antigen	\$8.53	\$24.12	\$18.96	\$7.18	\$28.00	\$27.00
82465	Assay, bid/serum cholesterol	\$4.35	\$5.53	\$4.35	\$1.60	\$10.00	\$10.00
82550	Assay of ck (cpk)	\$6.51	\$8.28	\$6.51	\$1.60	\$10.00	\$10.00
82565	Assay of creatinine	\$5.12	\$6.52	\$5.12	\$1.60	\$10.00	\$10.00
82570	Assay of urine creatinine	\$5.18	\$6.58	\$5.18	\$9.23	\$10.00	\$10.00
82607	Vitamin B-12	\$6.79	\$19.16	\$15.08	\$3.50	\$23.00	\$21.00
82670	Assay of estradiol	\$12.57	\$30.28	\$27.94	\$15.98	\$35.00	\$33.00
82728	Assay of ferritin	\$6.13	\$17.32	\$13.63	\$4.89	\$21.00	\$19.00
82746	Blood folic acid serum	\$6.62	\$18.69	\$14.70	\$4.79	\$22.00	\$21.00
82947	Assay, glucose, blood quant	\$3.93	\$4.99	\$3.93	\$1.60	\$10.00	\$10.00
82951	Glucose tolerance test (GTT)	\$12.87	\$16.37	\$12.87	\$18.78	\$20.00	\$21.00
82977	Assay of GGT	\$7.20	\$9.15	\$7.20	\$3.29	\$11.00	\$10.00
83001	Gonadotropin (FSH)	\$18.58	\$23.63	\$18.58	\$6.30	\$28.00	\$26.00
83002	Gonadotropin (LH)	\$18.52	\$23.55	\$18.52	\$13.40	\$28.00	\$26.00
83010	Assay of haptoglobin, quant	\$5.66	\$21.86	\$12.58	\$7.81	\$19.00	\$24.00
83020	Hemoglobin electrophoresis	\$5.79	\$15.98	\$12.87	\$9.45	\$19.00	\$18.00
83036	Glycosylated hemoglobin test	\$9.74	\$12.34	\$9.74	\$4.00	\$15.00	\$14.00
83516	Immunoassay for analyte other than infec.....	\$11.53	\$14.57	\$11.53	\$29.45	\$17.00	\$32.00

CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
83525	Assay of insulin	\$5.14	\$14.35	\$11.43	\$3.70	\$17.00	\$16.00
83540	Assay of iron	\$2.91	\$8.24	\$6.47	\$6.50	\$10.00	\$10.00
83550	Iron binding test	\$3.93	\$11.11	\$8.74	\$6.50	\$13.00	\$12.00
83615	Lactate (LD) (LDH) enzyme	\$2.72	\$7.68	\$6.04	\$2.29	\$10.00	\$10.00
83655	Assay of lead	\$12.11	\$15.39	\$12.11	\$3.45	\$18.00	\$17.00
83690	Assay of lipase	\$3.10	\$8.75	\$6.89	\$4.29	\$11.00	\$10.00
83727	Assay of lh hormone	\$7.74	\$21.86	\$17.19	\$233.42	\$266.00	\$257.00
83735	Assay of magnesium	\$3.02	\$8.52	\$6.70	\$1.60	\$10.00	\$10.00
83880	Natriuretic peptide	\$39.23	\$43.16	\$39.26	\$27.12	\$50.00	\$47.00
83935	Assay of urine osmolality	\$3.07	\$8.66	\$6.82	\$5.25	\$10.00	\$10.00
83970	Assay of parathormone	\$18.58	\$52.48	\$41.28	\$5.49	\$61.00	\$58.00
84030	Assay of blood pku	\$2.48	\$7.00	\$5.50	state lab	\$10.00	\$10.00
84120	Assay of urine porphyrins	\$6.62	\$18.70	\$14.74	\$11.93	\$30.00	\$21.00
84132	Assay of serum potassium	\$2.14	\$5.84	\$4.76	\$1.60	\$10.00	\$10.00
84144	Assay of progesterone	\$9.39	\$26.53	\$20.86	\$7.10	\$31.00	\$29.00
84146	Assay of prolactin	\$8.75	\$24.64	\$19.38	\$5.95	\$29.00	\$27.00
84153	Assay of psa, total	\$8.28	\$23.39	\$18.39	\$4.79	\$28.00	\$26.00
84155	Assay of protein, serum	\$3.67	\$4.66	\$3.67	\$1.60	\$10.00	\$10.00
84156	Assay of protein, urine	\$1.65	\$4.66	\$3.67	\$9.23	\$10.00	\$10.00
84403	Assay of total testosterone	\$11.61	\$32.83	\$6.87	\$6.00	\$38.00	\$36.00
84436	Thyroxine T4	\$3.09	\$7.33	\$6.87	\$1.75	\$10.00	\$10.00
84439	Assay of free thyroxine	\$4.06	\$11.47	\$9.02	\$4.65	\$14.00	\$13.00
84443	TSH	\$16.80	\$20.72	\$16.80	\$2.52	\$24.00	\$23.00
84450	Transferase (AST) (SGOT)	\$5.18	\$6.57	\$5.18	\$1.60	\$10.00	\$10.00
84460	Alanine amino (ALT) (SGPT)	\$5.30	\$6.73	\$5.30	\$1.60	\$10.00	\$10.00
84466	Assay of transferrin	\$5.74	\$16.23	\$12.76	\$7.06	\$19.00	\$18.00
84478	Assay of triglycerides	\$5.74	\$7.32	\$5.74	\$1.60	\$10.00	\$10.00
84479	T3 uptake and Free thyroxine index	\$2.91	\$7.57	\$6.47	\$1.75	\$10.00	\$10.00
84480	Assay, triiodothyronine (t3)	\$6.38	\$18.03	\$14.18	\$3.50	\$30.00	\$20.00
84481	Free assay (FT-3)	\$7.62	\$21.54	\$16.94	\$6.09	\$25.00	\$24.00
84482	T3 reverse	\$7.09	\$20.04	\$15.76	\$20.37	\$24.00	\$22.00
84520	Assay of urea nitrogen	\$3.95	\$5.01	\$3.95	\$1.60	\$10.00	\$10.00
84550	Assay of blood/uric acid	\$4.52	\$5.74	\$4.52	\$1.60	\$10.00	\$10.00
84681	Assay of c-peptide	\$9.36	\$20.20	\$20.81	\$4.79	\$24.00	\$23.00
84702	Chorionic gonadotropin test	\$6.77	\$11.12	\$15.05	\$5.00	\$13.00	\$17.00
85018	Hemoglobin	\$2.37	\$3.01	\$2.37	\$9.10	\$10.00	\$10.00
85025	Complete cbc w/auto diff wbc	\$7.77	\$9.88	\$7.77	\$2.00	\$12.00	\$11.00
85045	Automated reticulocyte count	\$2.39	\$5.09	\$3.99	\$3.49	\$10.00	\$10.00
85240	Blood clot factor VIII test	\$10.74	\$22.77	\$17.90	\$60.02	\$69.00	\$66.00
85245	Blood clot factor VIII test	\$13.76	\$29.17	\$22.94	\$49.67	\$57.00	\$55.00
85246	Blood clot factor VIII test	\$13.76	\$29.17	\$22.94	\$61.10	\$70.00	\$67.00
85260	Blood clot factor X test	\$10.74	\$22.77	\$17.90	\$60.02	\$69.00	\$66.00
85270	Blood clot factor XI test	\$10.74	\$22.70	\$17.90	\$60.02	\$69.00	\$66.00
85300	Antithrombin III test	\$7.11	\$15.06	\$11.85	\$22.68	\$25.00	\$25.00
85301	Antithrombin III test	\$6.49	\$13.75	\$10.81	\$18.17	\$21.00	\$20.00



CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
85303	Blood clot inhibitor test	\$8.30	\$17.58	\$13.84	\$24.43	\$80.00	\$27.00
85306	Blood clot inhibitor test	\$9.19	\$18.17	\$15.32	\$17.41	\$36.00	\$20.00
85307	Assay activated protein c	\$9.19	\$18.17	\$15.32	\$29.06	\$33.00	\$32.00
85379	Fibrin degradation, quant	\$6.11	\$11.71	\$10.18	\$19.37	\$22.00	\$21.00
85420	Fibrinolytic plasminogen	\$3.92	\$8.31	\$6.53	\$20.14	\$23.00	\$22.00
85610	Prothrombin time	\$5.29	\$5.00	\$4.29	\$2.50	\$10.00	\$10.00
85613	Russell viper venom, diluted	\$4.75	\$12.17	\$9.58	\$24.56	\$30.00	\$27.00
85652	Rbc sed rate, automated	\$1.62	\$3.43	\$2.70	\$2.50	\$10.00	\$10.00
85660	RBC sickle cell test	\$3.31	\$7.02	\$5.51	\$4.00	\$10.00	\$10.00
85670	Thrombin time, plasma	\$3.46	\$7.34	\$5.77	\$16.75	\$19.00	\$18.00
85705	Thromboplastin inhibition	\$5.78	\$12.24	\$9.63	\$128.81	\$104.00	\$142.00
85730	Thromboplastin time, partial	\$3.61	\$7.63	\$6.01	\$2.91	\$10.00	\$10.00
85732	Thromboplastin time, partial	\$3.88	\$8.23	\$6.47	\$24.57	\$30.00	\$27.00
86038	Antinuclear antibodies	\$7.25	\$15.37	\$12.09	\$3.99	\$18.00	\$17.00
86140	C-reactive protein	\$3.11	\$6.58	\$5.18	\$4.79	\$10.00	\$10.00
86146	Glycoprotein antibody	\$15.27	\$18.45	\$25.45	\$3.00	\$22.00	\$28.00
86147	Cardiolipin antibody	\$15.27	\$18.45	\$25.45	\$10.05	\$22.00	\$22.00
86200	Ccp antibody	\$7.77	\$0.00	\$12.95	\$40.00	\$22.00	\$44.00
86255	Fluorescent antibody, screen	\$7.23	\$15.32	\$17.87	\$34.82	\$40.00	\$38.00
86256	Fluorescent antibody, titer	\$7.23	\$15.32	\$17.87	\$83.00	\$18.00	\$91.00
86301	Immunoassay, tumor, ca 19-9	\$12.49	\$26.45	\$20.81	\$9.99	\$31.00	\$34.00
86304	Immunoassay, tumor, ca 125	\$12.49	\$26.45	\$20.81	\$7.99	\$31.00	\$29.00
86308	Heterophile antibodies	\$5.18	\$6.58	\$5.18	\$6.88	\$10.00	\$10.00
86317	Immunoassay, infectious agent	\$8.99	\$18.45	\$14.99	\$3.51	\$88.00	\$20.00
86376	Microsomal antibody	\$8.73	\$17.62	\$14.55	\$5.49	\$29.00	\$19.00
86382	Neutralization test, viral	\$10.15	\$21.49	\$16.91	\$55.00	\$61.00	\$61.00
86431	Rheumatoid factor, quant	\$3.40	\$7.22	\$5.67	\$4.20	\$10.00	\$10.00
86480	Tuberculosis test, cell mediated immunit....	\$37.19	\$78.80	\$61.98	\$55.00	\$92.00	\$87.00
86580	TB intradermal test	\$9.29	\$5.59	\$9.92	\$8.37	\$11.00	\$11.00
86592	Syphilis test, non-treponemal antibody; ....	\$2.56	\$5.42	\$4.27	\$2.50	\$10.00	\$10.00
86618	Lyme disease antibody	\$17.03	\$18.45	\$17.03	\$16.29	\$38.00	\$20.00
86644	CMV antibody	\$8.63	\$18.27	\$14.39	\$5.59	\$22.00	\$20.00
86663	Epstein-barr antibody	\$7.87	\$16.68	\$13.12	\$11.61	\$20.00	\$18.00
86664	Epstein-barr antibody	\$9.17	\$18.45	\$15.29	\$11.97	\$22.00	\$20.00
86665	Epstein-barr antibody	\$10.88	\$20.66	\$18.14	\$11.61	\$24.00	\$23.00
86677	Helicobacter pylori	\$10.11	\$18.45	\$16.85	\$12.38	\$40.00	\$20.00
86695	Herpes simplex test	\$7.91	\$16.77	\$13.19	\$13.22	\$20.00	\$18.00
86696	Herpes simplex type 2	\$11.61	\$24.62	\$19.35	\$12.50	\$29.00	\$27.00
86701	HIV-1	\$8.89	\$11.29	\$8.89	state lab	\$14.00	\$13.00
86704	Hep b core antibody, total	\$8.89	\$14.80	\$12.05	\$6.00	\$18.00	\$16.00
86705	Hep b core antibody, igm	\$7.06	\$14.96	\$11.77	\$4.00	\$16.00	\$15.00
86706	Hep b surface antibody	\$6.44	\$13.66	\$10.74	\$3.40	\$19.00	\$17.00
86708	Hep a antibody, total	\$7.43	\$15.75	\$12.39	\$5.27	\$17.00	\$16.00
86709	Hep a antibody, igm	\$6.76	\$14.31	\$11.26	\$4.00	\$17.00	\$16.00
86735	Mumps antibody	\$7.83	\$16.59	\$13.05	\$5.68	\$20.00	\$18.00

CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
86747	Parvovirus antibody	\$9.02	\$18.45	\$15.03	\$34.82	\$40.00	\$38.00
86757	Rickettsia antibody	\$11.61	\$24.62	\$19.35	\$15.89	\$29.00	\$27.00
86762	Rubella antibody	\$8.63	\$18.27	\$14.39	\$4.26	\$22.00	\$20.00
86765	Rubeola antibody	7.73	16.38	12.88	4.96	\$19.00	\$18.00
86777	Toxoplasma antibody	\$8.63	\$18.27	\$14.39	\$11.00	\$22.00	\$20.00
86787	Varicella-zoster antibody	\$7.73	\$16.38	\$12.88	\$6.00	\$19.00	\$18.00
86800	Thyroglobulin antibody	\$9.55	\$20.22	\$15.91	\$12.48	\$24.00	\$22.00
86803	Hepatitis c ab test	\$14.27	\$18.15	\$14.27	\$5.86	\$21.00	\$20.00
86850	RBC antibody screen	\$8.79	\$14.81	\$9.77	\$4.33	\$18.00	\$16.00
86870	RBC antibody identification	\$23.64	\$26.15	\$0.00	\$4.80	\$31.00	\$29.00
86900	Blood typing, ABO	\$1.79	\$3.79	\$2.99	\$4.80	\$10.00	\$10.00
86901	Blood typing, Rh (D)	\$1.79	\$3.79	\$2.99	\$2.35	\$10.00	\$10.00
87045	Feces culture, bacteria	\$8.50	\$11.99	\$9.44	state lab	\$14.00	\$13.00
87046	Stool cult, bacteria, each	8.5	11.99	9.44	36.43	\$14.00	\$40.00
87070	Culture, bacteria, other	\$7.76	\$10.95	\$8.62	\$10.00	\$17.00	\$12.00
87075	Cult, bacteria, except blood	\$8.52	\$12.03	\$9.47	\$20.97	\$24.00	\$23.00
87081	GC Culture	\$5.97	\$7.33	\$6.63	state lab	\$14.00	\$10.00
87086	Urine culture/colony count	\$7.26	\$10.26	\$8.07	\$14.98	\$17.00	\$16.00
87116	Mycobacteria culture	\$9.72	\$13.74	\$10.80	state lab	\$16.00	\$15.00
87177	Ova and parasites smears	\$8.01	\$11.31	\$8.90	state lab	\$15.00	\$12.00
87205	Smear, gram stain	\$3.84	\$5.42	\$4.27	\$7.51	\$10.00	\$10.00
87209	Smear, complex stain	\$16.18	\$0.00	\$17.98	\$10.00	\$18.00	\$20.00
87210	Smear, wet mount, saline/ink	\$5.82	\$4.85	\$5.82	\$6.00	\$11.00	\$10.00
87230	Assay, toxin or antitoxin	\$17.77	\$25.11	\$19.74	\$14.53	\$30.00	\$28.00
87255	Genet virus isolate, hsv	\$30.47	\$31.07	\$33.86	state lab	\$36.00	\$37.00
87265	Pertussis ag, if	\$10.78	\$14.57	\$11.98	state lab	\$17.00	\$16.00
87301	Adenovirus ag	\$10.78	\$14.57	\$11.98	\$19.37	n/a	\$21.00
87324	Clostridium ag, eia	\$10.78	\$14.57	\$11.98	\$14.53	\$17.00	\$16.00
87338	Hpylori, stool, eia	\$14.38	\$0.00	\$14.38	\$30.00	\$42.00	\$33.00
87340	Hepatitis b surface ag, eia	\$9.30	\$11.83	\$10.33	\$3.51	\$14.00	\$13.00
87389	HIV-1 and HIV-2 (LapCorp)	\$24.08	\$30.53	\$0.00	\$5.98	n/a	\$34.00
87426	Infectious agent antigen detection by im....	\$42.11	\$0.00	\$0.00	\$35.33	\$25.00	\$39.00
87427	Shiga-like toxin ag, eia	\$10.78	\$14.57	\$11.98	\$10.00	\$17.00	\$16.00
87449	Ag detect nos, eia, mult	\$11.98	\$14.57	\$11.98	\$22.52	\$26.00	\$25.00
87476	Lyme dis, dna, amp probe	\$31.58	\$31.18	\$35.09	\$104.39	\$119.00	\$115.00
87491	Chylmd trach, dna, amp probe	\$31.58	\$31.18	\$35.09	\$17.00	\$35.00	\$39.00
87502	Infectious agent detection by nucleic ac....	\$95.80	\$68.08	\$95.80	\$90.00	\$209.00	\$105.00
87522	Infectious agent detection by nucleic ac....	\$38.56	\$41.41	\$42.84	\$77.39	\$99.00	\$85.00
87529	Hsv, dna, amp probe	\$31.58	\$31.18	\$35.09	\$192.06	\$110.00	\$211.00
87591	N gonorrhoeae, dna, amp prob	\$31.55	\$31.18	\$35.09	\$17.00	\$35.00	\$39.00
87624	HPV HIGH-RISK TYPES	\$31.58	\$31.18	\$35.09	\$30.00	\$37.00	\$39.00
87635	Infectious agent detection by nucleic ac....	\$47.52	\$51.31	\$51.31	\$51.31	\$75.00	\$66.00
87650	Strep a, dna, dir probe	\$20.05	\$25.50	\$20.05	\$19.37	\$30.00	\$28.00
87800	Detect agnt mult, dna, direc	\$39.30	\$50.99	\$43.67	state lab	\$133.00	\$56.00

CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
87804	Influenza assay w/optic	\$16.55	\$14.57	\$16.55	\$11.28	\$18.00	\$18.00
87880	Strep a assay w/optic	\$16.53	\$14.57	\$16.53	\$4.08	\$18.00	\$18.00
87902	Genotype, dna, hepatitis C	\$231.71	\$0.00	\$257.45	\$150.00	\$255.00	\$283.00
88175	Cytopath clv auto fluid redo	\$23.95	\$33.04	\$26.61	\$19.00	\$39.00	\$36.00
88305	Tissue exam by pathologist	\$56.77	\$84.18	\$68.59	\$120.00	\$132.00	\$132.00
90471	Immunization admin	\$23.10	\$13.71	\$16.12	n/a	\$20.00	\$20.00
90472	Immunization admin, each add	\$11.71	\$13.71	\$12.22	n/a	\$15.00	\$15.00
90473	Immune admin oral/nasal	\$14.74	\$13.71	\$16.12	n/a	\$15.00	\$15.00
90474	Immune admin oral/nasal addl	\$10.03	\$13.71	\$12.22	n/a	\$15.00	\$15.00
90632	Hep a vaccine, adult im	\$81.13	\$77.42	\$65.59	\$73.56	\$82.00	\$93.00
90633	Hep a vacc, ped/adol, 2 dose	\$51.71	\$36.17	\$0.00	\$34.43	\$43.00	\$59.00
90636	Hep a/hep b vacc, adult im	\$123.59	\$114.18	\$0.00	\$104.80	\$132.00	\$142.00
90647	Hib vaccine, prp-omp, im	\$29.98	\$28.12	\$0.00	state supplied	\$60.00	\$34.00
90648	Hib vaccine, prp-t, im	\$16.06	\$18.01	\$0.00	\$11.33	\$19.00	\$21.00
90651	Human Papillomavirus vaccine types 6, 11,....	\$263.22	\$260.44	\$0.00	\$223.04	\$289.00	\$303.00
90662	Influenza virus vaccine, split virus, pr.....	\$65.26	\$58.32	\$65.26	\$66.00	\$75.00	\$75.00
90670	Pneumococcal conjugate vaccine, 13 valen....	\$233.05	\$239.74	\$257.98	\$221.76	\$256.00	\$297.00
90674	Influenza virus vaccine, quadrivalent (c....	\$29.94	\$26.41	\$29.94	\$19.90	\$34.00	\$34.00
90675	Rabies vaccine, im	\$327.53	\$417.33	\$293.58	\$281.70	\$320.00	\$480.00
90681	Rotavirus vaccine, human, attenuated, 2 ....	\$139.74	\$133.97	\$0.00	\$86.82	\$153.00	\$161.00
90685	Influenza virus vaccine, quadrivalent, s.....	\$20.04	\$18.91	\$21.63	\$16.90	\$23.00	\$25.00
90686	Influenza virus vaccine, quadrivalent, s.....	\$19.94	\$18.91	\$20.52	state supplied	\$23.00	\$24.00
90688	Influenza virus vaccine, quadrivalent, s.....	\$20.23	\$17.43	\$19.90	\$16.90	\$23.00	\$23.00
90696	Diphtheria, tetanus toxoids, acellular p....	\$61.50	\$57.02	\$0.00	state supplied	\$68.00	\$71.00
90698	Dtap-hib-ip vaccine, im	\$108.86	\$105.50	\$0.00	\$97.53	\$127.00	\$125.00
90700	Dtap vaccine, < 7 yrs, im	\$32.55	\$33.86	\$0.00	\$30.06	\$36.00	\$39.00
90702	Dt vaccine < 7, im	\$63.04	\$63.36	\$0.00	state supplied	\$70.00	\$73.00
90707	Mmr vaccine, sc	\$90.75	\$87.62	\$0.00	\$81.51	\$100.00	\$104.00
90713	Poliovirus, ipv, sc/im	\$40.58	\$35.45	\$0.00	\$35.32	\$45.00	\$47.00
90714	Td vaccine no prsrv != 7 im	\$34.11	\$37.51	\$27.94	\$31.87	\$38.00	\$43.00
90715	Tdap vaccine 7 im	\$50.44	\$49.68	\$35.63	\$43.06	\$66.00	\$58.00
90716	Chicken pox vaccine, sc	\$156.72	\$154.73	\$0.00	\$144.83	\$172.00	\$180.00
90723	Dtap-hep b-ipv vaccine, im	\$99.05	\$88.88	\$0.00	state supplied	\$124.00	\$114.00
90732	Pneumococcal vaccine	\$121.50	\$120.59	\$133.47	\$102.93	\$134.00	\$153.00
90734	Meningococcal vaccine, im	\$151.13	\$145.18	\$0.00	\$135.26	\$164.00	\$174.00
90744	Hepb vacc ped/adol 3 dose im	\$27.63	\$26.35	\$26.14	\$25.29	\$31.00	\$32.00
90746	Hepatitis B vaccine, adult dosage (3 dos....	\$68.05	\$65.42	\$65.12	\$61.71	\$75.00	\$78.00
90750	Zoster (shingles) vaccine (HZV), recombi....	\$178.21	\$176.72	\$0.00	\$164.55	\$159.00	\$205.00
91300	Severe acute respiratory syndrome corona....	\$0.00	\$0.00	\$0.00	state supplied	\$0.00	\$0.00
91301	Severe acute respiratory syndrome corona....	\$0.00	\$0.00	\$0.00	state supplied	\$0.00	\$0.00
91303	Severe acute respiratory syndrome corona....	\$0.00	\$0.00	\$0.00	state supplied	\$0.00	\$0.00
91306	SARSCOV2 VAC 50MCG/0.25ML IM	\$0.00	\$0.00	\$0.00	state supplied	\$0.00	\$0.00
91307	SARSCOV2 VAC 10 MCG TRS-SUCR	\$0.00	\$0.00	\$0.00	state supplied	\$0.00	\$0.00

CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
92551	Pure tone hearing test, air	\$10.49	\$8.27	\$0.00	n/a	\$14.00	\$13.00
92567	Tympanometry	\$15.02	\$14.06	\$16.20	n/a	\$19.00	\$19.00
92587	Distortion product evoked otoacoustic em...	\$20.03	\$30.08	\$21.67	n/a	\$38.00	\$36.00
95115	Immunotherapy, one injection	\$15.36	\$8.18	\$8.95	n/a	\$18.00	\$18.00
95117	Immunotherapy injections	\$19.16	\$9.91	\$10.88	n/a	\$23.00	\$23.00
96110	Developmental screening, with interpreta...	\$9.29	\$8.75	\$0.00	n/a	\$12.00	\$11.00
96160	Administration of patient-focused health...	\$5.86	\$3.74	\$2.57	n/a	\$8.00	\$7.00
96372	Therapeutic, prophylactic, or diagnostic...	\$23.64	\$17.04	\$13.87	n/a	\$28.00	\$27.00
97802	Medical nutrition, indiv, in	\$32.96	\$24.51	\$35.93	n/a	\$45.00	\$43.00
97803	Med nutrition, indiv, subseq	\$28.61	\$21.44	\$31.23	n/a	\$39.00	\$37.00
99000	Handling and/or conveyance of specimen f...	\$5.16	\$0.00	\$0.00	n/a	\$8.00	\$10.00
99202	OFFICE O/P NEW SF 15-29 MIN	\$79.66	\$93.15	\$70.70	n/a	\$118.00	\$112.00
99203	OFFICE O/P NEW LOW 30-44 MIN	\$116.75	\$132.48	\$109.00	n/a	\$167.00	\$159.00
99204	OFFICE O/P NEW MOD 45-59 MIN	\$178.98	\$194.58	\$162.93	n/a	\$246.00	\$233.00
99205	OFFICE O/P NEW HI 60-74 MIN	\$225.10	\$244.26	\$215.62	n/a	\$308.00	\$293.00
99211	OFFICE O/P EST MINIMAL PROB	\$25.42	\$34.16	\$22.25	n/a	\$44.00	\$41.00
99212	OFFICE O/P EST SF 10-19 MIN	\$47.64	\$56.93	\$54.79	n/a	\$72.00	\$68.00
99213	OFFICE O/P EST LOW 20-29 MIN	\$77.27	\$78.66	\$88.29	n/a	\$100.00	\$106.00
99214	OFFICE O/P EST MOD 30-39 MIN	\$116.21	\$122.13	\$124.76	n/a	\$154.00	\$150.00
99215	OFFICE O/P EST HI 40-54 MIN	\$157.17	\$182.16	\$176.07	n/a	\$230.00	\$219.00
99381	Prev visit, new, infant	\$119.20	\$90.00	\$0.00	n/a	\$144.00	\$143.00
99382	Prev visit, new, age 1-4	\$129.16	\$90.00	\$0.00	n/a	\$155.00	\$154.00
99383	Prev visit, new, age 5-11	\$127.19	\$154.00	\$0.00	n/a	\$195.00	\$185.00
99384	Prev visit, new, age 12-17	\$138.47	\$169.00	\$0.00	n/a	\$213.00	\$203.00
99385	Prev visit, new, age 18-39	\$138.47	\$167.00	\$0.00	n/a	\$211.00	\$200.00
99386	Prev visit, new, age 40-54	\$162.56	\$199.00	\$0.00	n/a	\$251.00	\$239.00
99387	Prev visit, new, 65 & over	\$176.64	\$215.00	\$0.00	n/a	\$271.00	\$258.00
99391	Prev visit, est, infant	\$95.61	\$90.00	\$0.00	n/a	\$115.00	\$115.00
99392	Prev visit, est, age 1-4	\$106.89	\$90.00	\$0.00	n/a	\$129.00	\$128.00
99393	Prev visit, est, age 5-11	\$105.91	\$126.00	\$0.00	n/a	\$159.00	\$151.00
99394	Prev visit, est, age 12-17	\$116.37	\$146.00	\$0.00	n/a	\$184.00	\$175.00
99395	Prev visit, est, age 18-39	\$117.35	\$142.00	\$0.00	n/a	\$179.00	\$170.00
99396	Prev visit, est, age 40-64	\$128.33	\$158.00	\$0.00	n/a	\$200.00	\$190.00
99397	Prev visit, est, 65 & over	\$143.57	\$175.00	\$0.00	n/a	\$221.00	\$210.00
99401	Preventive counseling, indiv	\$45.17	\$32.94	\$0.00	n/a	\$40.00	\$54.00
99406	Smoking and tobacco use cessation course...	\$12.65	\$11.93	\$14.97	n/a	\$16.00	\$18.00
99407	Smoking and tobacco use cessation course...	\$31.50	\$23.05	\$27.75	n/a	\$38.00	\$38.00
99408	Alcohol and/or substance (other than tob...	\$32.50	\$30.73	\$0.00	n/a	\$39.00	\$39.00
99409	Alcohol and/or substance (other than tob...	\$63.89	\$60.41	\$0.00	n/a	\$77.00	\$77.00
99412	Preventive counseling, group	\$23.50	\$0.00	\$0.00	n/a	\$29.00	\$28.00
99417	Prolonged Office or other Outpatient service	\$42.12	\$82.03	\$0.00	n/a	n/a	\$98.00
99441	Telephone evaluation and management serv...	\$51.09	\$45.54	\$54.22	n/a	\$17.00	\$65.00
99442	Telephone evaluation and management serv...	\$82.58	\$62.92	\$88.00	n/a	\$33.00	\$106.00
99443	Telephone evaluation and management serv...	\$117.71	\$97.70	\$124.76	n/a	\$48.00	\$150.00
99501	Home visit, postnatal	\$132.73	\$58.29	\$0.00	n/a	\$160.00	\$159.00
99502	Home visit, nb care	\$183.57	\$60.00	\$0.00	n/a	\$221.00	\$220.00

CPT	Name	BCBS	Medicaid	Medicare	MCHD Cost	20-22	22-23
A4269	Spermicide	\$0.45	\$0.00	\$0.00	\$11.37	\$10.00	\$13.00
A9180	Lice treatment, topical	\$0.98	\$0.00	\$0.00	\$6.76	\$6.00	\$8.00
D0145	Dental Evaluation	\$30.00	\$39.18	\$0.00	n/a	\$48.00	\$47.00
D1206	Dental Evaluation	\$24.84	\$17.29	\$0.00	n/a	\$30.00	\$30.00
G0008	Admin influenza virus vac	\$23.17	\$0.00	\$16.26	n/a	\$20.00	\$27.00
G2023	Specimen collection for severe acute res....	\$23.46	\$15.96	\$0.00	n/a	\$26.00	\$26.00
G2211	Prolonged Office or other Outpatient service (Medicare)	\$20.51	\$0.00	\$0.00	n/a	n/a	\$25.00
J0696	Ceftriaxone sodium injection	\$0.50	\$1.41	\$0.00	\$0.53	\$8.00	\$2.00
J1050	Injection, medroxyprogesterone acetate, ....	\$0.59	\$0.00	\$0.00	\$0.76	\$0.01	\$1.00
J2790	Rho d immune globulin inj	\$78.39	\$85.63	\$0.00	\$81.34	\$99.00	\$98.00
J3490	Drugs unclassified injection	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
J7298	Levonorgestrel iu 52mg 5 yr	\$1,019.57	\$0.00	\$0.00	\$325.75	\$1,119.00	\$1,173.00
J7300	Intraut copper contraceptive	\$955.74	\$984.45	\$0.00	\$257.05	\$1,038.00	\$1,132.00
J7303	Contraceptive vaginal ring	\$0.00	\$0.00	\$0.00	\$0.03	\$0.03	\$0.03
J7307	Etonogestrel (contraceptive) implant sys....	\$1,100.76	\$1,092.48	\$0.00	\$391.00	\$1,149.00	\$1,266.00
LU001	PLACEHOLDER	n/a	n/a	n/a	\$0.00	\$0.00	\$0.00
LU031	Returned Check Fee	n/a	n/a	n/a	\$25.00	\$25.00	\$25.00
LU120	PPD Negative Low Risk	n/a	n/a	n/a	\$0.00	\$0.00	\$0.00
S0197	Prenatal vitamins 30 day	\$35.53	\$0.00	\$0.00	\$0.39	\$41.00	\$41.00
S0280	Medical home program, comprehensive care....	\$48.24	\$73.50	\$0.00	n/a	\$56.00	\$88.00
S0281	Medical home program, comprehensive care....	\$141.25	\$220.50	\$0.00	n/a	\$170.00	\$265.00
S4993	Contraceptive pills for bc	\$0.87	\$3.00	\$0.00	\$0.26	\$10.00	\$3.00
S5000	Prescription drug, generic	\$0.00	\$0.00	\$0.00	\$0.00	\$5.00	\$0.00
T1002	RN services up to 15 minutes	25%	\$18.59	\$0.00	n/a	\$23.00	\$22.00
T1029	Dwelling lead investigation	25%	\$1,200.00	\$0.00	n/a	\$1,386.00	\$1,440.00

**Bold red = Minimum \$10 charge for lab services**

**Highlighted Orange = State Labs (No cost to MCHD)**

**Highlighted Gray = In House services**

**EAP  
CONTRACT FOR SERVICES**

Attachment 10.1

**MADISON COUNTY GOVERNMENT  
P.O. BOX 579  
MARSHALL, NC 28753**

**THIS CONTRACT** is made and entered into by and between **MADISON COUNTY GOVERNMENT**, hereinafter called **EMPLOYER**, and **EMPLOYEE ASSISTANCE NETWORK**, hereinafter called **CONSULTANT**, this the 1st day of July 2022, for mutual considerations, duties and obligations hereinafter set forth.

**A. OBLIGATIONS AND CONSIDERATIONS:**

1. The **EMPLOYER** agrees to pay the **CONSULTANT** a fee of \$4,620.00 (\$16.50 X 280 employees) for services rendered, and the **CONSULTANT** agrees to provide services hereinafter known as the **EMPLOYEE ASSISTANCE PROGRAM**, a program of services for employees of the **EMPLOYER** experiencing a variety of personal problems. The period of performance for this contract shall be the effective date of the agreement July 1, 2022 through June 30, 2023, with an option to renew for one year, such an option period subject to re-negotiation of the fee amount. Payment of the annual fee will be made on an annual basis to begin at the time of contract execution. In the event payment is not received within thirty (30) days of the due date, a late penalty of 3.0% will be imposed.

**FURTHER:**

2. **EMPLOYER** agrees that certain elements are essential for the successful administration of the program, and that these elements must be initiated, presented, and maintained by **EMPLOYER**. These essential elements are the following:
  - a. Designate a Program Administrator who shall be in charge of day-to-day program operation and who shall act as liaison between **EMPLOYER** and **CONSULTANT**.
  - b. Allow for up to three (3) hours of training for all management and supervisory personnel. The amount of management/supervisory consultation requested of **CONSULTANT** by **EMPLOYER** will be unlimited.
  - c. Allow for and encourage an employee awareness program to include presentations at employee meetings, display of **EMPLOYEE ASSISTANCE PROGRAM** posters in employee lounge areas and distribution of pamphlets (developed by **CONSULTANT**) which will explain the specific services available through the **EMPLOYEE ASSISTANCE NETWORK**. In addition, up to four (4) hours of employee education programs may be requested by **EMPLOYER** and provided by **CONSULTANT** to address a variety of topics based on the interest of employees.
  - d. Facilitate site visits between the Program Administrator and the **CONSULTANT**.
  - e. To provide employee data and statistical information essential for measuring program performance.

3. **CONSULTANT**, in consideration of monies to be received, shall provide services to **EMPLOYER**. These services include, but are not limited to the following:
  - a. Offer knowledge, expertise, and assistance in implementing the policy and procedure in relation to troubled employees.
  - b. Provide upon request of **EMPLOYER** up to three (3) hours of training to all management and supervisory personnel. The amount of consultation will be unlimited. The training and consultation will focus on understanding, identifying and confronting the troubled employee, conducting a motivational interview and using the **MADISON COUNTY GOVERNMENT EMPLOYEE ASSISTANCE PROGRAM**.
  - c. Make regular site visits to **EMPLOYER** to assist the Program Administrator in maintaining a viable **EMPLOYEE ASSISTANCE PROGRAM**.
  - d. Provide technical assistance in the implementation of the employee awareness program that will include presentations at employee meetings to inform all employees of the purposes, benefits, and intentions of the **EMPLOYEE ASSISTANCE PROGRAM** and development of an employee brochure that will explain the specific services available. **CONSULTANT** will provide posters to be displayed in employee lounge areas to further inform employees of the Program. In addition, **CONSULTANT** will provide upon request, up to four (4) hours of employee education programs on a variety of topics based on the interest of employees.
  - e. Provide a program of assessment/referral/problem solving services to all employees referred by **EMPLOYER**, based on the employee's inability to satisfactorily perform his/her job responsibilities. Assessment/referral/problem solving services are also offered to employees and immediate family members who initiate contact on a self-referred basis. Up to five (5) assessment/referral/problem solving sessions will be provided at no cost to the employee and immediate family members. Parents seeking help for a minor child, under age 18, are encouraged to meet with an EAP counselor for guidance, resources and referral information. The exact number of sessions will be determined by the Employee Assistance Network staff, based on the best interest of the employee or family member. There are no limits to the number of requests for assistance per employee or family member provided that the various presenting problems are of a different diagnostic category as determined by the Employee Assistance Network staff. Employees and immediate family members will be seen within three (3) business days of their request. Emergency requests for assistance will be responded to immediately. Referrals generated by the management of **EMPLOYER** will be followed and case managed by **CONSULTANT** for a minimum of twelve (12) months.
  - f. Provide for access of the **EMPLOYEE ASSISTANCE NETWORK** through the maintenance of a twenty-four (24) hour emergency call service.

- g. Maintain a standard of strict confidentiality in the administration and operation of the **EMPLOYEE ASSISTANCE NETWORK** and related services.
- h. Provide annual and quarterly reports on program utilization.

**B. CONTRACT LIMITS, RENEGOTIATIONS AND TERMINATIONS**

1. The agreement shall remain in effect from the date of execution through June 30, 2023 renewable on an annual basis, subject to re-negotiation of the fee.
2. Notwithstanding the paragraph above, either party may terminate this agreement by giving the other party ninety (90) days prior written notice. In the event any such notice is given, any payment made and unused will be refunded pro-rata to **EMPLOYER**.
3. The **CONSULTANT** agrees to indemnify and hold harmless the **EMPLOYER** for damage by reason of death or injury to person or property caused by the negligence or tort of any agent or employee of the **CONSULTANT** when acting within the scope of his or her authority or within the course of his or her duties of employment.
4. **CONSULTANT** agrees to maintain general and professional liability insurance in the amount of One Million Dollars (\$1,000,000) per incident; Three Million Dollars (\$3,000,000) per aggregate throughout the life of this agreement.
5. **EMPLOYER** agrees to respond to a request by auditors of **CONSULTANT'S** financial records for confirmation of payments made by **EMPLOYER** to **CONSULTANT** under the auspices of this contractual agreement.
6. **CONSULTANT** agrees to respond to a request by auditors of **EMPLOYER'S** financial records for confirmation of payments made by **CONSULTANT** to **EMPLOYER** under the auspices of this agreement.
7. This agreement contains the entire understanding of the parties and it shall not be altered, amended or modified except by the agreement in writing, properly executed by the duly authorized officials of both parties.

**EMPLOYEE ASSISTANCE NETWORK, INC.**

*Dawn M. Klug*

Dawn M. Klug  
President / Chief Operating Officer

06/13/2022

Date

**MADISON COUNTY GOVERNMENT**

*Norris Gentry*

Norris Gentry, Interim County Manager

*Kary Ledford*

Kary Ledford, Finance Officer

6/28/2022

Date



**Madison County  
Board of Commissioners**

**Attachment 11.1**

**Budget Amendment #12  
June 28, 2022**

<b>Description</b>	<b>Line Item</b>	<b>Debit</b>	<b>Credit</b>
<b>Tax Administration</b>			
2022 Ad Valorem Tax	10.3100.2022		\$ 328,961.00
2017 Ad Valorem Tax	10.3100.2017		\$ 4,892.00
2018 Ad Valorem Tax	10.3100.2018		\$ 4,397.00
2019 Ad Valorem Tax	10.3100.2019		\$ 8,917.00
2020 Ad Valorem Tax	10.3100.2020		\$ 42,279.00
Sale of Property	10.3100.8000		\$ 8,500.00
Adjust to actual tax revenue.			
<b>Emergency Management</b>			
EMPG Supplemental	10.3433.3310		\$ 11,067.51
EMPG Supplemental	10.4330.4605	\$ 11,067.51	
Additional EMPG funds received			
<b>Register of Deeds</b>			
Fees	10.3418.4100		\$ 115,000.00
NC State Treasurer	10.3418.4140		\$ 5,000.00
Conveyance Tax	10.4180.6140	\$ 70,000.00	
Deeds of Trust	10.4180.6110	\$ 6,000.00	
Register of Deeds Grant	10.3418.2000		\$ 2,000.00
Capital Equipment	10.4180.5100	\$ 2,000.00	
Adjust to actual. Record receipt of grant			
<b>Library</b>			
Donation Friends of Library	10.3611.4420		\$ 3,275.52
Contracted services	10.6110.1900	\$ 500.00	
Books	10.6110.5610	\$ 2,344.52	
Binding & processing	10.6110.3430	\$ 280.00	
Periodicals	10.6110.5620	\$ 150.00	
Salaries	10.6110.1210		\$ 5,075.00
Salaries-Temp	10.6110.1260	\$ 7,953.00	
Unemployment	10.6110.1850		\$ 1,268.00
Childrens	10.6110.5801		\$ 1,610.00
Adjust to actual			
<b>Fire Departments</b>			
Smoky Mountain Fire Dept	15.3187.0150		\$ 4,000.00
Mars Hill Fire Dept	15.3187.0155		\$ 12,000.00
Jupiter Fire Dept	15.3187.0165		\$ 1,000.00

Country Fire Dept	15.3187.0180		\$	6,000.00
Walnut Fire Dept	15.3187.0190		\$	2,000.00
Spring Creek Fire Dept	15.3187.0195		\$	1,000.00
Smoky Mountain Fire Dept	15.4341.0150	\$	4,000.00	
Mars Hill Fire Dept	15.4341.0154	\$	12,000.00	
Jupiter Fire Dept	15.4341.0165	\$	1,000.00	
Country Fire Dept	15.4341.0185	\$	6,000.00	
Walnut Fire Dept	15.4341.0190	\$	2,000.00	
Spring Creek Fire Dept	15.4341.0195	\$	1,000.00	

Revenue and expenditures were budgeted according to estimates.

**Dept of Social Services**

NAG & NAS State	10.5471.6731	\$	76,000.00	
Adoption Vendor	10.5471.6735	\$	21,200.00	
Adoption Promotion Fund	10.5471.6736	\$	17,000.00	
Capital Improvement	10.5310.5500			\$ 20,987.00
Capital Outlay	10.5310.5550	\$	20,987.00	
Adjust to actual and correction				

**Health Department**

Dr. Daly Fund	10.3513.6500	\$	1,210.00	
Dr. Daly Fund	10.5110.6500			\$ 1,210.00
Dr. Daly Fund	10.3513.6500			\$ 4,510.00
Dr. Daly Fund	10.5110.6500	\$	4,510.00	
Mission Community Benefit	10.3513.7012			\$ 600.00
Mission Community Benefit	10.5110.7012	\$	600.00	
Vaya Health Grant	10.3513.7018			\$ 31,000.00
Vaya Health Grant	10.5110.7018	\$	31,000.00	
General Grant	10.5110.7000	\$	2,544.00	
General Grant	10.3513.7000			\$ 2,544.00
General Grant	10.5110.7000	\$	3,000.00	
General Grant	10.3513.7000			\$ 3,000.00
Record receipt of grant				

**Medical Examiner**

Professional Services	10.4360.1930	\$	7,000.00	
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**Occupancy Tax**

Occupancy Tax	22.3414.1200			\$ 210,257.00
Professional services	22.4140.1900	\$	203,949.00	
TDA Professional Services	22.4140.1910	\$	6,308.00	

**Sheriff Office**

Inmate Medical	10.4310.1930	\$	220,000.00	
Capital Equipment	10.4310.5100	\$	3,300.00	

**Transportation**

Medicare Payments	10.3452.5350	\$	4,515.00
New revenue			

**Sales Tax**

1/4 cent sales tax	10.3232.3115	\$	51,059.70
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**Education/Schools**

1/4 cent sales tax	10.5911.7200	\$	51,059.70
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**Contingency**

	10.7000.0000	\$	101,962.00
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We are at 91.63% of the FY22 budget.

**Attachment 11.2**

Bank balances at May 31, 2022 are as follows:

	Unrestricted	Restricted	
General Fund	\$1,315,811.99		
Debt Service Fund	\$48,530.51		
Capital Outlay Fund	\$326,153.53		
Capital Management	\$15,779,626.48		
Occupancy Tax Fund		\$159,582.69	
Revaluation Fund		\$159,421.01	
Tourism Development		\$1,329,384.04	
Automation Fund		\$156,710.26	
Drug Seizure Fund		\$7,762.94	
Inmate Trust Fund		\$56,997.65	
Soil & Water Conservation		\$62,493.59	
 Total of All Accounts:	 \$17,470,122.51	 \$1,932,352.18	
 New Jail Loan	 \$ -	 (Due in February)	
School Debt Service	\$ -	(Due in February)	
40-42 Set Aside for Schools	\$ 1,161,136.91		
Unspent Grant/Restricted Proceeds	\$ (767,625.28)		
Adoption Promotion Fund	\$ (141,809.73)		
Encumbered Amounts	(\$820,309.46)		
Total assigned and restricted Bank Balances	\$ (568,607.56)		
 Unassigned and Unrestricted totals by Fund:	 General \$14,464,740.95	 Landfill (236,850.46)	 911 \$530,839.43

SUMMARIES:

Percentage of budget at May 2022 is:

All Funds:		YTD	% OF BUDGET
Revenues	\$1,554,452.50	\$29,739,984.89	98.58
Expenditures	\$2,329,259.59	\$25,076,355.65	78.68

General Fund	MTD	YTD	Encumbered	% OF BUDGET	Year to Date 05/21
Revenues to Date:	\$1,470,486.91	\$26,821,243.91		92.35	\$26,733,784.51
Expenditures to Date:	\$2,152,422.64	\$22,965,601.41	\$ 397,257.85	76.44	\$21,505,535.51
Gain/Loss to Date:	(\$681,935.73)	\$3,855,642.50			\$5,228,249.00

Contingency

Landfill	MTD	YTD	Encumbered	% OF BUDGET	Year to Date 05/21
Revenues to Date:	\$72,233.67	\$2,789,237.15		111.42	\$2,620,710.60
Expenditures to Date:	\$154,172.02	\$2,024,414.36	\$423,051.61	80.92	\$1,940,403.17
Gain/Loss to Date:	(\$81,938.35)	\$764,822.79			

Contingency

911 Emergency Telephone Services	MTD	YTD		% OF BUDGET	Year to Date 05/21
Revenues	\$11,731.92	\$129,503.83		91.99	\$137,949.21
Expenditures	\$22,664.93	\$86,339.88		34.43	\$93,254.31
Gain/Loss	(\$10,933.01)	43,163.95			\$44,694.90

Contingency \$-

## GENERAL FUND:

DEPARTMENT	MTD	YTD	% OF BUDGET	Year to Date 05/21
Vehicle Tax	\$97,400.25	\$917,430.16	91.74	\$961,863.21
Overages/Underages				
Ad Valorem Tax Interest	\$26,318.49	\$256,114.56	116.95	\$178,237.79
Late Listing Fee	\$1,213.55	\$21,962.19	118.71	\$19,528.74
Legal Fees				
2007 Ad Valorem Tax	318.82	3,122.80	111.37	\$680.67
2009 Ad Valorem Tax	\$364.19	\$3,587.90	60.32	\$1,495.31
2010 Ad Valorem Tax	\$376.62	\$4,294.38	108.17	\$1,879.88
2011 Ad Valorem Tax	\$567.57	\$6,350.39	109.83	\$4,446.87
2012 Ad Valorem Tax	\$1,377.12	\$9,418.84	110.29	\$5,001.83
2013 Ad Valorem Tax	\$1,106.82	\$11,244.68	105.68	\$6,833.05
2014 Ad Valorem Tax	\$1,019.71	\$10,693.17	106.93	\$5,837.31
2015 Ad Valorem Tax	\$1,462.90	\$12,594.50	113.15	\$15,240.39
2016 Ad Valorem Tax	\$2,348.02	\$22,548.24	114.5	\$22,698.65
2017 Ad Valorem Tax	\$3,198.72	\$43,291.56	112.74	\$35,138.83
2018 Ad Valorem Tax	\$5,283.28	\$69,396.99	106.76	\$91,003.57
2019 Ad Valorem Tax	\$10,675.66	\$114,916.03	108.41	\$239,991.16
2020 Ad Valorem	\$17,448.08	\$260,750.06	119.35	\$11,929,426.19
2021 Ad Valorem	\$68,356.39	\$12,200,680.26	102.77	\$30,302.58
2022 Ad Valorem	\$3,180.20	\$15,769.96	101.16	
Collection Fees: Marshall				
Collection Fees: Mars Hill				
Collection Fees: Hot Springs				
Sale of Tax Maps	\$25.00	\$561.50	126.46	
Tax Office Copies				
Returned Check		\$2,511.23		\$1,644.61
Refunds/Overpayment of Taxes	\$6,301.62	\$46,970.55		\$96,358.27
Contra: Returned Check				
Sale of Foreclosed Property				
Contra: Foreclosed Property Expenses				
Sales Tax/Video Programming		\$7,018.42	70.18	\$4,023.55
Sales Tax	\$482,396.64	\$4,171,025.56	76.30	\$4,022,515.00
Gas Tax Refund/State		\$18,218.22	91.09	\$14,493.92
Payment In Lieu of Taxes		\$3,627.85	72.56	\$5,892.48
Forest Service Timber Sales	\$618.83	\$1,254.09	13.55	\$11,224.17
Clerk of Court	\$5,149.08	\$66,994.68	106.34	\$65,781.72
Board of Elections	557.11	\$13,899.42	86.22	\$90,747.82
Register of Deeds	\$71,087.75	\$604,289.40	113.59	\$527,208.85
Sheriff's Department	\$148,410.26	\$1,500,985.99	84.52	\$1,429,269.76
Emergency Management		\$91,750.49	99.84	\$39,377.80
Inspections	\$11,426.04	\$236,998.72	127.92	\$201,127.49
Animal Control	\$114.00	\$48,275.00	87.77	\$38,988.09
Transportation	\$37,134.00	\$301,589.21	48.57	\$380,021.79
Cooperative Extension Service		\$2,700.00	90	

Soil & Water Conservation	23600	\$27,200.00	90.37	\$ 30,480.00
Grant Revenues/JCPC/DJJD	\$8,035.00	\$126,630.00	37.96	\$3,000,046.70
DEPARTMENT	MTD	YTD	% OF BUDGET	Year to Date 05/21
Health Department	\$230,754.93	\$2,526,681.62	80.25	\$1,922,217.32
Medicaid Hold Harmless Tax		\$357,018.62	410.78	\$311,116.40
Social Services	\$99,289.17	\$1,715,073.88	67.2	\$1,771,643.00
AFDC				
Foster Care	\$25,921.71	\$328,177.64	47.38	\$383,673.40
Medicaid				\$370.00
Adoption		\$7,650.00	4.04	\$127,116.07
Child Support Enforcement	\$4,786.50	\$71,290.23	63.42	\$95,419.70
In Home Aides	\$5,622.62	\$48,511.83	55.76	\$75,462.04
Beech Glen Center	\$320.00	\$6,349.00	126.98	
Nutrition	\$25,921.43	\$161,254.67	92.63	\$110,132.59
State Lottery Funds/Education				
Library	\$16,925.44	\$98,044.71	82	\$79,483.01
Parks & Recreation		71520	95.82	\$6,970.00
Interest Earned	\$7,822.13	\$12,972.85	463.32	\$55,052.50
Rent of County Property	\$13,777.50	\$65,887.50	100.24	\$55,052.50
Finance/Other	\$2,000.00	\$23,416.83	100.47	\$17,558.25
Miscellaneous Income		\$73,655.27	50	\$529,209.72
Fund Transfer In				
Totals	\$1,470,486.91	\$26,821,243.91	92.35	\$26,733,784.51

GENERAL FUND EXPENDITURES

DEPARTMENT	MTD	YTD	Encumbered	% OF BUDGET	Year to Date 05/21
Governing Body	\$8,726.38	\$90,078.60		69.7	\$147,390.48
Finance Office	\$37,218.08	\$512,010.18	\$ 1,970.00	69.5	\$436,288.69
Tax Collector	\$14,941.31	\$214,262.78	\$ 40,000.00	67.07	\$270,598.35
Tax Supervisor	\$12,780.10	\$186,783.33		71.9	\$203,501.03
Land Records	\$6,305.77	\$74,564.22		79.17	
Professional Services		\$40,875.00		62.88	
Court Facilities	\$10,445.04	\$16,857.59		40.23	\$11,080.32
Board of Elections	\$91,888.43	\$247,586.75		68.22	\$309,437.52
Register of Deeds	\$29,858.53	\$379,833.45		88.42	\$344,124.06
Register of Deeds- Automation		\$14,979.00		100	\$19,999.00
Custodial	8419.626	\$70,091.79	\$ 84.59	81.85	\$19,808.69
Maintenance	\$54,399.17	\$417,642.61	\$ 67,366.78	61.32	\$413,296.03
Sheriff's Department	\$324,872.18	\$4,012,526.90	\$ 9,857.07	88.11	\$3,109,442.07
Emergency Management	\$9,736.34	\$118,923.66		57.15	\$80,176.41
911 Dispatchers	\$54,197.00	\$631,043.52	\$ 8,236.75	86.96	\$640,785.27
Fire Contract/Forest Service	\$8,572.92	\$66,784.53		68.51	\$75,150.06
Inspections	\$21,025.96	\$311,810.37	\$10,000.00	85.31	\$233,395.73
Economic Development	\$8,808.23	\$83,451.20	\$5,000.00	71.22	\$69,291.54
Medical Examiner	\$3,700.00	\$16,250.00		82.3	\$7,500.00
Ambulance Service Contract	\$142,916.67	\$1,572,083.37		91.27	\$1,572,083.37
Animal Control	\$22,279.10	\$301,654.99		70.36	\$250,501.37

Transportation - Admin	\$9,234.16	\$116,751.96		89.31	\$88,058.85
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DEPARTMENT	MTD	YTD	Encumbered	% OF BUDGET	Year to Date 05/21
Transportation - Operating	\$25,002.25	\$375,096.02	\$193.05	66.54	\$296,918.48
Transportation - Capital Outlay		\$3,584.99	\$57,766.01	5.69	
Transportation - EDTAP	27.40	\$650.25		92.68	\$1,142.10
Planning & Development	48.94	\$77,447.77		15.97	\$133,264.18
Information Technology	17,935.21	\$220,343.97		84.8	\$221,428.89
Cooperative Extension	17,153.12	\$24,318.51		76.8	\$221,498.48
Soil & Water	\$10,616.14	\$127,780.97		82.87	\$117,735.41
Health Department	\$272,215.72	\$3,081,881.50	\$127,848.70	72.48	\$2,695,295.32
Drug Free Community	5973.93	\$80,481.74		64.17	\$111,337.23
Management Admin.	\$34,117.01	\$273,818.54		50.41	\$365,811.97
Social Services	\$200,486.14	\$2,396,188.18	\$33,500.00	76.82	\$2,386,301.83
AFDC		\$972.27		12.15	\$3,580.26
Special Assistance	\$7,633.00	\$77,920.61		59.94	\$96,347.99
State Foster Care	\$16,548.00	\$220,130.42		53.69	\$327,641.37
Foster Care Program	\$19,670.09	\$203,582.42		49.65	\$290,061.77
Medical Assistance Program					
Adoption Assistance	\$8,175.45	\$99,633.23		50	\$121,408.54
Crisis Intervention	\$173,512.62	\$346,638.15		75.03	\$198,431.92
Child Support	\$8,495.18	\$90,825.90	\$3,984.31	68.28	\$90,830.19
In Home Aides	\$9,060.93	\$82,810.40		55.93	\$100,202.49
Nutrition	\$37,523.05	\$498,559.13	\$2,611.01	79.44	\$494,233.16
Education	\$348,586.99	\$4,224,545.04		84.3	\$4,407,966.74
A-B Technical College	\$9,542.00	\$104,962.00	\$19,084.00	91.67	\$104,960.00
Bank Charges	\$925.49	\$11,598.21		66.28	\$9,938.28
Library	\$42,833.56	\$511,223.45	\$11,725.58	85.72	\$455,149.01
Parks & Recreation	\$15,281.99	\$162,842.23		74.02	\$93,752.89
Debt Services					
Debt Services Interest					
Fund Transfer In/ Landfill & Library					
Fund Transfer Out/Revaluation					
TOTALS	\$2,152,422.64	\$22,965,601.41	\$397,257.85	76.44	\$21,505,535.51



LANDFILL FUND

REVENUES	MTD	YTD	% OF BUDGET	Year to Date 05/21
Transfer From Fund Balance				
Landfill Miscellaneous Fees				
Returned Check Fees				
Surplus Property Proceeds				
State Tire Disposal Fee	\$ 8,105.86	\$25,856.67	129.28	\$23,403.40
Local Tire Disposal Fee	\$282.75	\$2,213.95	316.28	\$1,091.00
White Goods Tax		9053.51	146.5	
Sale of White Goods	\$6,078.00	\$45,029.50	160.82	\$17,418.20
Household Hazardous Waste	237	\$845.00	60.43	\$872.00
Temporary Disposal Cards	\$6,499.75	\$70,727.82	204.56	\$89,574.11
Duplicate Disposal Cards	\$236.81	\$94,051.16	109.36	\$39,630.94
Landfill Disposal Cost Fees	\$14,489.97	\$147,134.45	117.71	\$117,392.59
Landfill Sale of Recyclables	\$6,110.79	\$90,168.33	147.58	\$48,339.24
Nuisance Tires				
Disposal Cards	\$21,471.37	\$2,233,690.69	107.08	\$2,226,902.28
Construction Demolition	\$4,232.69	\$45,033.10	118.51	\$13,445.58
Solid Waste Disposal Distribution	4488.74	\$18,176.80	181.77	\$13,445.58
Grant/State				568.78
Electronics Management		\$151.62		
Electronics (County)	\$15.00	\$7,104.65	118.16	\$1,320.00
Interest				
Totals	\$72,233.67	\$2,789,237.15	111.42	\$2,620,710.60

EXPENSES:	MTD	YTD	Encumbered	% OF BUDGET	Year to Date 05/21
Landfill	\$14,008.16	\$1,821,688.75	\$421,566.61	81.86	\$1,576,382.58
Recycling	\$13,910.21	\$176,149.84	\$1,485.00	70.59	\$342,152.66
Scrap Tires		\$26,402.12		99.63	\$21,831.93
White Goods					
Closure/Post Closure					
Totals	\$154,172.02	\$2,024,414.36	\$423,051.61	80.92	\$1,940,403.17

## Juvenile Crime Prevention Council Certification

Fiscal Year: 2022-2023 \_\_\_\_\_

County: <b>Madison</b>	Date: <b>5/11/2022</b>
<p>G.S. 143B-853 allows for a 2-year funding cycle for programs that meet the requirements of the statute and have been awarded funds in a prior funding cycle. Indicate below if the JCPC plans to allow for a 1-year or 2-year funding cycle.</p> <p style="text-align: center;"><b>(Check 2-year if the JCPC has a mixture of 1-year and 2-year funding.)</b></p>	
1-Year Funding: FY 22/23	2-Year Funding: FY _____ and FY _____

### CERTIFICATION STANDARDS

#### STANDARD #1 - Membership

- |   |       |
|---|-------|
| A. Have the members of the Juvenile Crime Prevention Council been appointed by county commissioners?                              | _____ |
|   | yes   |
| B. Is the membership list attached?   | _____ |
|   | yes   |
| C. Are members appointed for two-year terms and are those terms staggered?  | _____ |
|   | yes   |
| D. Is membership reflective of social-economic and racial diversity of the community?   | _____ |
|   | no    |
| E. Does the membership of the Juvenile Crime Prevention Council reflect the required positions as provided by N.C.G.S. §143B-846? | _____ |
|   | no    |

If not, which positions are vacant and why?

Member of Faith and two persons under the age of 21. It was hard to get students this year due to COVID-19.

#### STANDARD #2 - Organization

- |  |       |
|--|-------|
| A. Does the JCPC have written Bylaws?  | _____ |
|  | yes   |
| B. Bylaws are <input type="checkbox"/> attached or <input checked="" type="checkbox"/> on file (Select one.)                     | _____ |
| C. Bylaws contain Conflict of Interest section per JCPC policy and procedure.  | _____ |
|  | yes   |
| D. Does the JCPC have written policies and procedures for funding and review?  | _____ |
|  | yes   |
| E. These policies and procedures <input type="checkbox"/> attached or <input checked="" type="checkbox"/> on file. (Select one.) | _____ |
| F. Does the JCPC have officers and are they elected annually?  | _____ |
|  | yes   |
- JCPC has:  Chair;  Vice-Chair;  Secretary;  Treasurer.

#### STANDARD #3 - Meetings

- |  |       |
|--|-------|
| A. JCPC meetings are considered open and public notice of meetings is provided.  | _____ |
|  | yes   |
| B. Is a quorum defined as the majority of membership and required to be present in order to conduct business at JCPC meetings? | _____ |
|  | yes   |
| C. Does the JCPC meet six (6) times a year at a minimum?   | _____ |
|  | yes   |
| D. Are minutes taken at all official meetings?   | _____ |
|  | yes   |
| E. Are minutes distributed prior to or during subsequent meetings?   | _____ |
|  | yes   |

**Juvenile Crime Prevention Council Certification (cont'd)**

**STANDARD #4 - Planning**

- A. Does the JCPC conduct a minimum of biennial planning process which includes a needs assessment, monitoring of programs and funding allocation process? \_\_\_\_\_ yes
- B. Is this Annual or Biennial Plan presented to the Board of County Commissioners and to DPS? \_\_\_\_\_ yes
- C. Is the Funding Plan approved by the full council and submitted to Commissioners for their approval? \_\_\_\_\_ yes

**STANDARD #5 - Public Awareness**

- A. Does the JCPC communicate the availability of funds to all public and private non-profit agencies which serve children or their families and to other interested community members? ( RFP, distribution list, and article attached) \_\_\_\_\_ yes
- B. Does the JCPC complete a minimum of biennial needs assessment and make that information available to agencies which serve children or their families, and to interested community members? \_\_\_\_\_ yes

**STANDARD #6 – No Overdue Tax Debt**

- A. As recipient of the county DPS JCPC allocation, does the County certify that it has no overdue tax debts, as defined by N.C.G.S. §105-243.1, at the Federal, State, or local level? \_\_\_\_\_ yes


Briefly outline the plan for correcting any areas of standards non-compliance.

Having complied with the Standards as documented herein, the Juvenile Crime Prevention Council may use up to \$15,500 of its annual Juvenile Crime Prevention fund allocation to cover administrative and related costs of the council. Budget pages (sections VI and VII) printed from NCALLIES detailing the expenditure's must be attached to this certification.

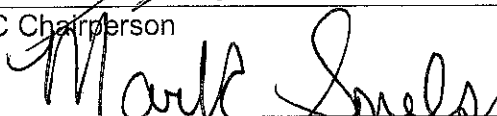
The JCPC Certification **must be received by DPS by June 30<sup>th</sup> annually.**

**JCPC Administrative Funds  
SOURCES OF REVENUE**

<b>DPS JCPC</b>	
Only list requested funds for JCPC Administrative Budget.	_____ 800.00
<b>Local</b>	_____
<b>Other</b>	_____
<b>Total</b>	_____ \$800.00

  
\_\_\_\_\_  
JCPC Chairperson

6-15-2022  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Chairman, Board of County Commissioners

6/28/22  
\_\_\_\_\_  
Date

**Juvenile Crime Prevention Council Certification (cont'd)**

Madison

County

FY 2022-2023

Instructions: N.C.G.S. § 143B-846 specifies suggested members be appointed by county commissioners to serve on local Juvenile Crime Prevention Councils. In certain categories, a designee may be appointed to serve. Please indicate the person appointed to serve in each category and his/her title. Indicate appointed members who are designees for named positions. Indicate race and gender for all appointments.

Specified Members	Name	Title	Designee	Race	Gender
1) School Superintendent or designee	Dr. Hoffman	Superintendent	<input type="checkbox"/>	W	M
2) Chief of Police or designee	Jeff Sluder	Marshall PD	<input checked="" type="checkbox"/>	W	M
3) Local Sheriff or designee	James Harwood	Sheriff	<input type="checkbox"/>	W	M
4) District Attorney or designee	Seth Banks	DA	<input type="checkbox"/>	W	M
5) Chief Court Counselor or designee	John Autry	Chief Court Counselor	<input type="checkbox"/>	W	M
6) Director, Local Management Entity/Managed Care Organization (LME/MCO), or designee	Lyndsey Westall	Vaya Health	<input type="checkbox"/>	W	F
7) Director DSS or designee	Elaine Edwards	Child SWP Mng	<input checked="" type="checkbox"/>	W	F
8) County Manager or designee	Norris Gentry	Manager	<input type="checkbox"/>	W	M
9) Substance Abuse Professional	Sherry Holder	Prevention Specialist -RHA		W	F
10) Member of Faith Community					
11) County Commissioner	Norris Gentry	Commissioner		W	M
12) Two persons under the age of 21, or one person under the age of 21 and one member of the public representing the interests of families of at-risk juveniles					
13) Juvenile Defense Attorney					
14) Chief District Judge or designee	Jake Morrow	Juvenile Court Counselor	<input checked="" type="checkbox"/>	W	M
15) Member of Business Community	Larry Peek	Business Owner		W	M
16) Local Health Director or designee	Heather Sharp	Supervisor	<input checked="" type="checkbox"/>	W	F
17) Rep. United Way/other non-profit	Bruce Murray	Director of EMYS		W	M
18) Representative/Parks and Rec.	Chris Maney	Director		W	M
19) County Commissioner appointee	Tom Field	Coordinator Gear-Up		W	M
20) County Commissioner appointee	Jim Gregory	Educator		W	M
21) County Commissioner appointee					
22) County Commissioner appointee					
23) County Commissioner appointee					
24) County Commissioner appointee					

# Madison County

## NC DPS - Community Programs - County Funding Plan

Available Funds: \$ 96,465 Local Match: \$ 21,689 Rate: 20%

DPS JCPC funds must be committed with a Program Agreement submitted in NC Allies and electronically signed by authorized officials.

#	Program Provider	DPS-JCPC Funding	LOCAL FUNDING			OTHER	OTHER	Total	% Non-DPS-JCPC Program Revenues
			County Cash Match	Local Cash Match	Local In-Kind	State/Federal	Funds		
1	JCPC Admin	\$800						\$800	
2	EMYS Madison Team Success - Madison County Schools	\$42,995	\$8,599		\$2,556			\$54,150	21%
3	Juvenile Mediation - Mediation and Restorative Justice Center	\$3,500	\$700					\$4,200	17%
4	Kids At Work! Madison - Aspire Youth & Family, Inc.	\$10,000	\$2,000					\$12,000	17%
5	Project Challenge - Project Challenge North Carolina Inc.	\$31,170	\$6,234					\$37,404	17%
6	Sentencing Circles - Mediation and Restorative Justice Center	\$8,000	\$1,600					\$9,600	17%
7									
8									
9									
10									
11									
12									
13									
14									
15									
16									
17									
18									
<b>TOTALS:</b>		<b>\$96,465</b>	<b>\$19,133</b>		<b>\$2,556</b>			<b>\$118,154</b>	<b>18%</b>

The above plan was derived through a planning process by the Madison County Juvenile Crime Prevention Council and represents the County's Plan for use of these funds in FY 2022-2023.

Amount of Unallocated Funds \_\_\_\_\_

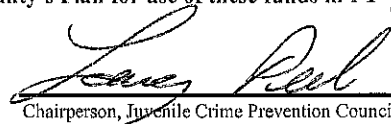
Amount of funds reverted back to DPS \_\_\_\_\_

Discretionary Funds added \_\_\_\_\_

check type  initial plan  update  final

----DPS Use Only----

Reviewed by _____	_____
Area Consultant	Date
Reviewed by _____	_____
Program Assistant	Date
Verified by _____	_____
Designated State Office Staff	Date

 6-15-2022  
 Chairperson, Juvenile Crime Prevention Council (Date)

 6/28/22  
 Chairperson, Board of County Commissioners or County Finance Officer (Date)

Site run: 6/1/2022 9:51:30 AM  
 Date as of: 5/31/2022 7:10:20 PM

TR-304 Bill Release Report

NCPTS V4

Report Parameters:

Release Date Start: 5/1/2022 Release Date End: 5/31/2022  
 Tax District: ALL

Default Sort-By: Bill #, Taxpayer Name, Release Date, Billing Date, Operator ID, Release Amount  
 Grouping: No Grouping

I #	Taxpayer Name	Bill Date	Release Reason	Operator ID (Name)	Release Date	Orig Bill Amount(\$)	Release Amount(\$)	Bill Amount
00003795-2020-0000-00-REG	DELONG, ROBERT F JR	9/21/2020	Landfill error	DIANA	5/23/2022	343.08	207.00	136.1
00003795-2021-0000-00-REG	DELONG, ROBERT F JR	9/15/2021	Landfill error	DIANA	5/23/2022	496.08	360.00	136.1
00009153-2020-0000-00-REG	RICK'S AUTO PARTS	9/21/2020	Landfill error	DIANA	5/11/2022	346.57	207.00	139.2
00009153-2021-0000-00-REG	RICK'S AUTO PARTS	9/15/2021	Landfill error	DIANA	5/11/2022	381.46	207.00	174.2
00014094-2018-0000-00-REG	PETZOLD, CARL	8/15/2018	Correction for MH	COLTON KENT	5/23/2022	89.37	89.37	0.1
00014094-2019-0000-00-REG	PETZOLD, CARL	8/28/2019	Correction for MH	COLTON KENT	5/23/2022	87.65	87.65	0.1
00014094-2020-0000-00-REG	PETZOLD, CARL	9/21/2020	Correction for MH	COLTON KENT	5/23/2022	74.49	74.49	0.1
00014094-2021-0000-00-REG	PETZOLD, CARL	9/15/2021	Correction for MH	COLTON KENT	5/23/2022	69.28	69.28	0.1
00411263-2013-0000-00-REG	PETZOLD, CARL	8/15/2013	Correction for MH	COLTON KENT	5/23/2022	124.41	124.41	0.1
00411265-2016-0000-00-REG	PETZOLD, CARL	8/15/2016	Correction for MH	COLTON KENT	5/23/2022	103.33	103.33	0.1
00411267-2012-0000-00-REG	PETZOLD, CARL	8/15/2012	Correction for MH	COLTON KENT	5/23/2022	124.41	124.41	0.1
00411269-2017-0000-00-REG	PETZOLD, CARL	8/15/2017	Correction for MH	COLTON KENT	5/23/2022	96.11	96.11	0.1
00411270-2015-0000-00-REG	PETZOLD, CARL	8/15/2015	Correction for MH	COLTON KENT	5/23/2022	111.12	111.12	0.1
00411272-2011-0000-00-REG	PETZOLD, CARL	8/15/2011	Correction for MH	COLTON KENT	5/23/2022	133.63	133.63	0.1
00411276-2014-0000-00-REG	PETZOLD, CARL	8/15/2014	Correction for MH	COLTON KENT	5/23/2022	117.84	117.84	0.1
00568539-2021-0000-00-REG	LITTLE CREEK BAPTIST CHURCH	9/15/2021	Landfill error	DIANA	5/16/2022	180.00	180.00	0.1
00568831-2021-0000-00-REG	KING, MARY LINDA SUE AND DOLPH	9/15/2021	Correction for MH	COLTON KENT	5/16/2022	27.50	27.50	0.1
00571612-2021-0000-00-	TORBERT, PRESTON M.	9/15/2021	ASSESSED IN	COLTON KENT	5/31/2022	59.40	59.40	0.1
00003488-2021-0000-00-	ANGLIN, BRENDA	9/15/2021	Landfill error	DIANA	5/31/2022	590.46	180.00	410.4
00003488-2020-0000-00-	ANGLIN, BRENDA	9/15/2021	Landfill error	DIANA	5/31/2022	590.46	180.00	410.4
00003488-2019-0000-00-	ANGLIN, BRENDA	9/15/2021	Landfill error	DIANA	5/31/2022	222.45	29.00	193.4
<b>ibtotal</b>							<b>2,768.54</b>	
<b>total</b>							<b>2,768.54</b>	

Est. Year	GIS Number	Parcel #	Source Type	Assessment Year	Assessment Method	Date of Entry	Additional Owners	Refund Recipient Name	Refund Address Line 1	Refund Address Line 2	Refund City	Refund State	Refund Zip Code	Foundation	Cross No.	Special ID	Refund Amount (3)	Insurance (Refund)	ADDITIONAL (3)	BUILD (3)	INTEREST (3)	Pay Refund (3)
2017	0000019115 2017 2017 0000 20	27726	703	3337	Landfill area	6/19/2017 10:31:36 AM	LUCKSH TRUST INVESTMENTS	LUCKSH TRUST INVESTMENTS	10420 TOVA COLLECTION	MARSHALL	NC	28753	MACDONA				131159			1200 00	32.31	32.31
2018	0000019115 2018 2018 0000 20	27726	703	3337	Landfill area	6/19/2017 10:31:36 AM	MATHSON, MARSHALL E	MATHSON, MARSHALL E	1101 SUPER BARKER ROAD	HOJ SPRINGS	NC	28753	MACDONA				291 87			101 00	23 84	23 84
2017	0000019115 2017 2017 0000 20	27726	703	3334	Landfill area	6/20/2017 2:53:37 PM	MATHSON, MARSHALL E	MATHSON, MARSHALL E	1101 SUPER BARKER ROAD	HOJ SPRINGS	NC	28753	MACDONA				191 87			101 00	7 67	7 67
2017	0000019115 2017 2017 0000 20	27726	703	3333	Landfill area	6/20/2017 10:55:37 AM	TOP THE MOUNTAIN LLC	TOP THE MOUNTAIN LLC	10420 TOVA COLLECTION	MARSHALL	NC	28753	MACDONA				242 30			101 00	15.7	15.7
2017	0000019115 2017 2017 0000 20	27726	703	3333	Landfill area	6/20/2017 10:55:37 AM	TOP THE MOUNTAIN LLC	TOP THE MOUNTAIN LLC	10420 TOVA COLLECTION	MARSHALL	NC	28753	MACDONA				78 69			101 00	36.2	36.2
2017	0000019115 2017 2017 0000 20	26136	703	3332	Landfill area	6/20/2017 10:55:37 AM	PROPERTIES, LLC	PROPERTIES, LLC	10420 TOVA COLLECTION	MARSHALL	NC	28753	MACDONA				328 23			328 00	14 23	14 23

Included

Authorizations

Date: 01/28/22

Prepared by Donny J. Laws, Attorney, PO Box 397, Burnsville, NC 28714

STATE OF NORTH CAROLINA

CONSENT AND AUTHORIZATION

COUNTY OF MADISON

28 JUNE 2022

This Consent and Authorization is entered into by and between **MADISON COUNTY**, hereinafter "County", and **BIG INDIE ALPHA, INC.**, hereinafter "Producer", thus

**WITNESSETH**

**THAT WHEREAS** County is the owner of that property located at 2 North Main Street, Marshall, NC, at which is located a facility commonly known as the Madison County Courthouse, hereinafter "Property"; and

**WHEREAS** Producer is a company which engages in the production of certain still pictures, motion pictures, and sound recordings, and has, on or about the period of time commencing 23 September 2021 and running through 1 November 2021, filmed part or portions of the Property for its use in a production commonly known as "Doon Bug" hereinafter, "Program"; and

**WHEREAS** it is the intent of the parties to this agreement for the County to consent and authorize the Producer to use any of the recordings made of the Property in connection with its production of the Program.

**NOW THEREFORE**, in consideration of the mutual benefits given and received by the parties hereto, the County does consent and authorize the Producer, its heirs and assigns, to use any recordings of the Property made as set forth hereinabove in its production of the Program.

**IN WITNESS WHEREOF**, the parties hereto have hereunto set their hands and have affixed their respective seals on this the day and year first above written.

**MADISON COUNTY**  
  
\_\_\_\_\_  
**NORRIS GENTRY**  
INTERIM COUNTY MANAGER