



Town of Southern Shores

"A Town of Volunteers"

6 Skyline Road, Southern Shores, NC 27949

Telephone: (252) 261-2394 Fax: (252) 261-0452

Web Site: southernshores.org

E-mail: info@southernshores.org

Council Meeting

August 5, 2003

7:00 p.m.-Pitts Center

All Council present: Mayor Sutherland, Mayor pro tem Kennedy, Councilmen Denny, Smith and Shields.

1. Mayor Sutherland called the meeting to order at 7:00 p.m.
2. Mayor Sutherland led the Pledge of Allegiance.
3. Moment of Silence

Mayor Sutherland held a moment of silence for long time residents Russ Jenkins, volunteer fireman, Bill Ready and all the armed forces that are in harms way.

4. Public Comment

Mary Ellen Holland, 23 Spindrift Trail, addressed the Council regarding a residential property being used for an emergency access on Spindrift Trail. She stated the property owner, Frank Stone has placed a chain with a lock across the property and that he allows firemen to use it for an emergency access. She stated that others use the access when the chain is down or it is taken down by them. She stated that her concern is of a safety issue and that the reason they and others bought property on Spindrift because it is a dead-end road and they have privacy. She stated that she was told that the longer the property is used as an access it could become a permanent access. She and her neighbors do not want that to happen. She wants to see the access closed and only used for fire emergencies. She asked who is liable if someone gets hurt? She asked if there is a verbal or written agreement between parties that allow this access, has Beach Medical or previous owner where access comes out onto Juniper Trail given their permission, verbally or written? Are there any zoning ordinances or covenants being violated? She asked that Council look into this matter. See submitted comments

Michael J. Danaher, 21 Spindrift Trail, stated that he has lived on Spindrift for seven years and this has always been an issue. He stated that the fireman that originally used the access has since moved. He stated that pedestrians are in danger due to this vehicular traffic. He stated that he installed a post to discourage traffic and someone wrote a nasty note on the post and it was removed. He stated that the surrounding property owners know they do not own the property but would like to see something done. He stated that he was offered a key but refused. He stated that he would like to see the access closed to everyone.

Public Comment cont'd

M. Danaher stated that the access encroaches on his pursuit of happiness. He followed the zoning regulations when he built his house and that this property owner doesn't seem to be following any zoning restrictions.

Ed Cowell, 134 Beech Tree Trail, addressed Council on his concern of the dangers to pedestrians on E. and S. Dogwood Trail. He would like to see the road widened or a path put in.

Rob Holmes, 22 Spindrift Trail, echoed the residents concerns on the emergency access. He stated that he was on the Chicahawk Property Owners Association board several years ago and that this issue was addressed. He stated that if the right to continue using the property for an access is continued it will continue to be abused as in the past. He asked Council to not allow a residential property to become a thoroughfare?

5. Consent Agenda-July 1, 2003 and July 7, 2003 minutes, monthly Building Inspections and Tax reports. Councilman Shields moved to adopt the consent agenda as presented. Councilman Kennedy seconded. Approved unanimously.

Councilman Kennedy asked how long delinquent taxes are carried before foreclosure proceedings are used? Linda Dough, Town tax collector, stated after five years.

T. Gjestson, town manager stated that Linda deserves recognition for her duties in that less than \$10,000 is outstanding in back taxes in all the years for the Town. Everyone applauded her efforts.

6. Planning Board Recap-July 21, 2003

a. Review and consider amended site plan-Shoreline Professional Building

Bruce Green, Chairman, presented and recommended Council's approval for the amended site plan (dated July 25, 2003) for Shoreline Professional Building in Martin's Point in the Town's ETJ.

Mayor Sutherland moved to approve the amended site plan as submitted. Councilman Kennedy seconded. Approved unanimously.

b. Draft zoning ordinance-Tourist Oriented Directional Signs (TODS)

B. Green explained that the NC legislators passed a bill to allow such signs but made a provision for municipalities to adopt an ordinance to prohibit them in their jurisdiction. He stated that upon review the Planning Board agreed that the signs are not needed and a draft zoning ordinance is being submitted for public hearing.

Planning Board Recap cont'd

Mayor Sutherland stated that the public hearing would be set for the September Council meeting.

c. Planning Board member appointments

B. Green stated that Ruth Smith submitted her resignation and that the board recommends Jim Groff, alternate to be appointed to fill the vacancy. In doing so, another alternate would need to be appointed.

Mayor Sutherland thanked Ruth Smith for her service to the Planning Board.

Mayor Sutherland stated that two resumes were received for consideration for alternate: George Kowalski and George Bugyi

Councilman Denny made a motion to appoint George Kowalski as alternate. Councilman Smith seconded. Approved unanimously.

Councilman Shields made a motion to appoint Jim Groff to fill Ruth Smith's vacancy. Mayor Sutherland seconded. Approved unanimously.

7. Conditional Use Request Hearing-All Saints Episcopal Church, 40 Pintail Trail to construct a temporary modular unit on site.

Mayor Sutherland opened the conditional use hearing.

The Town clerk swore in all those who wished to speak at the hearing.

Christen Buchert of 151 Holly Trail stated that she attends this church with her family of five children and that the unit is very much needed. She stated that the church is short on space and the placement of the unit does not adversely affect the neighbors at the proposed site location. She asked that Council consider this request favorably.

Ed Cowell of 134 Beech Tree Trail stated that he attends the church and supports the request on behalf of the children.

Tess Judge, chairman of the property committee for All Saints stated that the church is working toward a permanent structure with completion as soon as possible for continued Christian education. She presented a site plan and stated that landscaping would meet the zoning requirements, the structure would have skirting and no additional lighting would be required. She stated that the proposed modular unit is a temporary answer to current needs due to budget and time constraints

Councilman Shields asked that 'temporary' is defined regarding the unit.

Conditional Use Hearing cont'd

T. Judge stated that five years is the time frame set. She explained that a new master plan needs to be drawn and fundraising needs to be held. She stated that she is confident that it will not take five years to complete a permanent structure.

Councilman Shields stated that when the original site plan was submitted it showed three phases. He stated that the first phase is completed. He asked why do you need to redesign and why have you not started your fundraising?

T. Judge stated that the original architect is not available and that there are other costs involved with doing another master plan.

Mayor Sutherland stated that it appears the unit is secluded on the site.

T. Judge stated that an adjacent property owner has removed some trees since the site plan was submitted but the unit should be unobtrusive.

Helen Van Laer of 39 Eagles Nest Lane stated that she supports the church and asked Council to approve the request for the future of the kids and that the modular unit will not be a detriment in the community.

Rev. Tom Wilson of 101 Bear Track thanked Council and stated that he agrees with Councilman Shields in that the church should have been doing things but that the growth was greater than expected. He asked Council for help so that the church would be a credit to the town.

Rev. Bishop stated that he spoke at the last meeting in support of this request. He stated that this is the only church in town and the growth in the church has exploded in the last three years. He stated that it has been his pleasure to serve the church and that Rev. Wilson will carry on the next phase.

Mayor Sutherland asked if there were any others wishing to speak hearing from no one he closed the conditional use hearing.

Councilman Kennedy asked if there are any additional burdens to the fire department?

Fire Chief Bakken stated that it meets the town zoning requirements and there are no additional burdens.

Councilman Kennedy moved that having found that the applicant of the conditional use request meets the zoning ordinance requirements Section 10.05 (5). a-d he moves that the request to allow a temporary modular unit on site is granted for a period of five years. Councilman Shields seconded. Approved unanimously.

Conditional Use Hearing cont'd

Mayor Sutherland stated that he received one phone call and one email opposing the request. He further stated that these communications could not be considered at the conditional use hearing, only testimony provided at the conditional use hearing could be considered as that is the law.

Councilman Denny stated that it has been a pleasure to have the departing rector at the church and he welcomes the new rector.

8. Old Business

a. Resolution-Pay Study

Mayor Sutherland excused Councilman Smith from this part of the meeting due to his wife being an employee of the town.

T. Gjestson, Town Manager stated that the personnel classification and pay study is completed and he submitted a resolution reflecting the findings. The resolution includes, if adopted, a FY02-03 Salary Schedule effective the first payroll in September 2003, a 3.2 % COLA beginning the first payroll in December, any employee with over 30 days of accumulated vacation leave will be transferred to sick leave as long as the employee has taken a minimum of five days of vacation during the calendar year effective the last payroll in the calendar year, employees shall receive longevity pay in the payroll following his/her anniversary date that reflects years of service.

In accordance to FLSA ruling, suspension of a full week is required when suspension is used for disciplinary actions with employees in exempt positions, and in accordance to the Homeland Security Act sick leave is available to employee police officers who experience an adverse medical reaction to the smallpox vaccine.

Sick leave and salary continuation for a reaction to a smallpox vaccination will follow the same procedures and will carry the same such benefits that apply for any other incident subject to worker's compensation. Councilman Shields made a motion to adopt the resolution as presented. Councilman Denny seconded. Approved unanimously.

Councilman Smith was called back into the meeting.

9. New Business

Mayor Sutherland asked that the agenda be changed to hear the Mid-Currituck Bridge campaign update.

New Business cont'd

Gwen Cruickshanks, President of the non-profit organization (Mid-Currituck Bridge) recognized Mayor Sutherland who has directed this endeavor and stated that the bridge should be named the Paul Sutherland bridge.

She also recognized Geri Sullivan, Jim Groff, and Bob Palombo for their hard work. She stated that a web site would be up and running in the near future. The board has printed handouts to inform the public of their mission statement. She stated that she has been involved in this endeavor since the early 80's. She stated that DOT has proposed to widen US Hwy. 158 and NC 12 and these options are unacceptable. She stated that on-going meetings are proposed with the legislators for continued support for the bridge. She stated that they are looking for more volunteers and signatures on the petition.

Mayor Sutherland stated that the campaign is really moving forward with 13,000 signatures on the petition. He recognized Joyce Stone, Nancy Sager, and Connie Cartwright for efforts in acquiring petition signatures. He stated that the town broadcast email would ask for volunteers.

a. Employee Recognition

Mayor Sutherland stated that several employees were recognized at the workshop for years of service. Those being Mike Hejduk (4), Pat Forester (2), Police Chief Thad Pledger (3), Sgt. Matt Anderson (3).

b. Consideration of annual CAMA contract

Councilman Kennedy moved to approve the contract and authorizes execution with proper signatures. Councilman Smith seconded. Approved unanimously.

c. Consideration of amended Interlocal Government Access Channel contract

Councilman Kennedy stated that the proposed changes submitted are to allow a non-commercial use by any government unit or volunteer fire departments use of the public broadcasting facilities and that he makes a motion to approve the changes. Councilman Shields seconded. Approved unanimously.

d. Resolution-Designated Agent- Federal Disaster Assistance

Councilman Denny moved that the resolution be adopted and executed with the signatures of the Town manager, Mayor and Mayor Pro Tem. Councilman Kennedy seconded. Approved unanimously.

New Business cont'd

e. Storm debris removal contract (quotes)

Two quotes are presented to aid in the Town's removal of storm debris post a hurricane event, from RPC, Contracting and Robert Starcher. Councilman Kennedy moved to approve and execute contracts with appropriate signatures. Mayor Sutherland seconded. Approved unanimously.

f. Mid-Currituck Bridge campaign update-See above

g. Certified Fire Inspector

Mayor Sutherland recognized Fire Chief Bakken as the Town's certified Fire Inspector. He stated that D. Bakken has taken necessary training and passed a very difficult examination.

h. Appoint committee-Dedication criteria

Mayor Sutherland explained that Chicahawk Property Owners Association received a request to name a bike path in memory of A.W. Fletcher and the association turned the request over to the town.

Councilman Shields and Councilman Smith met previously to discuss this issue and concluded that the town bans this practice and that the civic associations could do what they feel is best with respect to property owned by the associations.

Mayor Sutherland recommended that this become a written policy of the town.

i. DOT Update

Mayor Sutherland stated a letter has been sent to DOT in support of the building of the Bonner Bridge at Oregon Inlet but that it not impact the construction of the Mid-Currituck Bridge.

10. Council's Agenda

Councilman Shields-none

Councilman Smith announced that the Southern Shores Volunteer Fire Dept. is sponsoring a program for reflective house numbers. The number board is a \$10 donation and an additional \$5 if someone would like to have it installed. You can order the signs at the fire department or at Town Hall.

Council's Agenda cont'd

Councilman Kennedy suggested that the information be included in the Town and the SSCA newsletters.

Fire Chief Bakken gave the monthly fire report. He asked for volunteers to join the fire department. He also requested that when the Town has a surplus vehicle that they consider donating it to the fire dept.

Councilman Denny stated that he was pleased to see several of the candidates for Town Council present at the meeting tonight. He addressed each one and asked them to stand: Jody Hess, Brian McDonald, Jim Conners, David Sanders, Jeff Shields was not present.

He stated that that road repair package will be ready sometime in August and that the canal-dredging project is moving along.

Councilman Denny stated that he is aware of the problem at Spindrift and feels that the emergency access needs to remain open.

Councilman Kennedy-none

11. Mayor's Agenda

Announced that the Town's 25th anniversary is next year and he asked for volunteers to plan the celebration
Town Veteran's Memorial at Town Hall would be dedicated on Veteran's Day

He stated that he is pleased to see the number of candidates running for council knowing it is a volunteer position. He stated that the number of candidates running is a sign of a very healthy town.

Outer Banks Hospital is requesting support in their endeavor to acquire a mobile MRI Scanner on site. Mayor Sutherland stated that he would write a letter in support of their request. Council agreed.

Mayor Sutherland showed a hand made sign that he took down from a stop sign that someone placed on a stop sign at Clamshell directing traffic to NC 12. Councilman Denny stated that he has spoken to the person who placed the sign.

12. Town Manager's Agenda

With his upcoming retirement and this being his last meeting T. Gjestson jokingly commented that "old managers never die they just smell that way".

Town Manager's Agenda cont'd

T. Gjestson reported that the annual audit would begin next week and he reviewed the budget figures for FY03-04.

Police Chief Pledger stated that the department received a letter from the Dare County SPCA in that the town would have to secure animals on weekends and at night. He stated that Ms. Carnahan has donated a cage to the Town and he is requesting Council's approval on accepting it. Council agreed to accept the cage. Mayor Sutherland stated that a letter of thanks would be sent.

a. Swearing in of Town Manager-Carl Classen

Carrie Gordin, Town Clerk swore in Carl Classen as Town Manager.

Mayor Sutherland stated that the Town is fortunate to have Carl and unfortunate to have Tom leaving us. He stated that Tom had great accomplishments during his five years as town manager. He rebuilt the town's financial base and managed to have two tax reductions, he rebuilt the police department, and set up a public works department to include a public works building. Mayor Sutherland stated that Tom has strong leadership qualities and people orientation. He thanked Judy, Tom's wife, for allowing all the time Tom spent on the job. He wished both of them the best.

13. Town Attorney's Agenda-none

Mayor Sutherland moved to adjourn the meeting at 8:27 p.m. and asked that all in attendance join in for refreshments. Approved unanimously.

Attest:

Respectfully submitted:



Mayor



Town Clerk

TOWN OF SOUTHERN SHORES
TAX DEPARTMENT MONTHLY REPORT

MONTH: July 2003

DATE: August 5, 2003

COLLECTIONS

MONTH TO DATE

Current Year – 2003	\$	69,183.86
Prior Years – 1979-2002	\$	3,954.11
Interest	\$	30.28

YEAR TO DATE

Current Year – 2003	\$	69,183.86
Prior Years – 1979-2002	\$	3,954.11
Interest	\$	30.28

**TOWN OF SOUTHERN SHORES
TAX DEPARTMENT**

DATE: August 5, 2003

PICKUPS

June Levy	\$ 4,070.84
SS Realty	\$ 24.64
R Seaman	\$ 4.50
M Danaher	\$ 23.90

RELEASES

OB Menswear	\$ 15.32
R Seaman	\$ 3.17
H Brown	\$ 10.85

TOTAL \$ 4,123.88

\$ 29.34

State of North Carolina

Town of Southern Shores

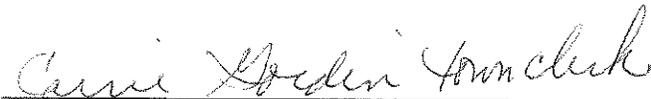
To the Tax Collector of the Town of Southern Shores

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of the Tax Collector and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in the Town of Southern Shores and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account of, in accordance with law.

Witness my hand and official seal, this the 5th day of August 2003.



Paul Suckelund
Mayor, Town of Southern Shores



Carrie Gordon Town Clerk
Attest:

8/3/03

**SOUTHERN SHORES FIRE DEPARTMENT
15 S. Dogwood Trail
Southern Shores, NC 27949**

Dave Bakken, Chief

Dick Furioni, Chairman

MONTHLY REPORT TO TOWN -FIRE CALLS FOR 2003-04

CALLS ANSWERED	JULY	FY2003-04
STRUCTURE 111	17	17
PROP O/S STRUCTURE 112	0	0
VEHICLE FIRE 131	0	0
BRUSH FIRE 142	3	3
EMS 311	0	0
RESCUE 300	36	36
VEHICLE ACCIDENT 322	5	5
HAZARDOUS CONDITION 400	1	1
SERVICE CALL 500	0	0
GOOD INTENT 600	3	3
FALSE MALFUNCTION 735	1	1
CO ALARM 736	0	0
FALSE UNINTENTIONAL 740	5	5
OTHER	8	8
TOTAL CALLS	79	79
MUTUAL AID GIVEN	20	20
MUTUAL AID RECEIVED	23	23
CASUALTIES	0	0
PROPERTY LOSS \$	0	0
VOLUNTEER HOURS	1513	1513



TOWN OF SOUTHERN SHORES
 "A Town of Volunteers"
 6 Skyline Rd, Southern Shores

Monthly Code Enforcement & Building Summary
 July, 2003

Summary

# New houses permitted this month	7	Estimated Value	\$ 1,507,000.00
Additions, Remodels and Other permits	27	Estimated Value	\$ 466,803.50
Total	34	Total	\$ 1,973,803.50
New CO issued this month	13	Total Homes YTD FY 2003-04	2106
		Total Homes as of FY 2002-03	2093
Total Permits for the FY 2003-04	34	Total Fees Collected	\$ 17,396.24

SOUTHERN SHORES

Type of Construction	Number	Est. Cost	Permit Fees
New Construction	7	\$ 1,507,000.00	\$ 10,497.93
Additions/Alterations	6	\$ 259,000.00	\$ 2,208.76
Other Permit Types	20	\$ 197,803.50	\$ 1,769.00
Add to Permits	1	\$ 10,000.00	\$ 60.00
Lot Disturbances	8		\$ 600.00
Additional fees	1		\$ 675.55
Plan Review Fees	17		\$ 1,485.00
CAMA minor permits	2		\$ 200.00
		\$ 1,973,803.50	\$ 17,496.24

MARTIN'S POINT

Type of Construction	Number	Est. Cost	Permit Fees
New Commercial			
**Additions/Alteration			
Other			
New CO issued			\$ -

** We will be reporting certificates of occupancy issued & possible additions to open permits for MP.

Respectfully submitted,

Michael J Hejduk
 Code Enforcement Administrator

Council Workshop Planning Board Recap

PLANNING BOARD MEETING RECAP

07/21/03

Prepared by Bruce Green for Council Workshop 07/29/03

The July meeting of the Southern Shores Planning Board was called to order at 7:30 P.M., Monday, July 21, 2003. A quorum of the Board was in attendance which included the ETJ Representative for discussion of the amended site plan for the Shoreline Professional Building to be constructed in the Southern Shores ETJ area.

1. Mr. Ralph Calfee, Professional Engineer representing Calfee Engineering, discussed concerns of the Board for issues on engineering aspects. This included:
 - * Additional parking space east of space #43.
 - * Deletion of Handicap (Accessible) space #21 and 5 foot accessway.
 - * Deletion of space #22 and planting island aligned along Space #22 North/South.
 - * Relocation of Loading Space adjacent to remaining landscape or replace with sidewalk and orient Loading Space East/West parallel to front of building. Include pavement markings for redesigned Loading Space.

This will result in a total of 50 spaces which agrees with the square footage for the Building. The amended Site Plan was approved unanimously. The Board recommends to Council approval of the amended site plan.

2. The ETJ Representative was excused and the Board continued with a quorum.
3. The Board next considered the NC State Tourist-Oriented Directional Signs Program. Chairman Green discussed the history of the program which has been in existence since 2001, the implementation possibilities, and how other Towns on the Outer Banks have enacted their ordinances to prohibit the placement of TODS in their jurisdictions. The Board was informed of the Town's attorney, Ike McRee's reference about the Town's Code on "off site" signage. Board members did not favor the TODS program and voted unanimously to prohibit TODS in the Town of Southern Shores. The Board recommends to Council that the Town Code, Section 6.03, Regulation Governing Signs, be amended by adding under Prohibited Signs #12, Tourist-Oriented Directional Signs. The Board, also, recommends a Public Hearing on the subject.
4. The Board then accepted the resignation of Ruth Smith to be effective July 22, 2003.
5. The Board recommends to Council that a person from the Alternates be appointed to the Board and that another Alternate be selected.

Bruce E. Green

Chairman, Planning Board
Southern Shores, NC



Town of Southern Shores

"A Town of Volunteers"

6 Skyline Road, Southern Shores, NC 27949

Telephone: (252) 261-2394 Fax: (252) 261-0452

Web Site: southernshores.org

E-mail: info@southernshores.org

Resolution #03-08-037

RESOLUTION
TOWN OF SOUTHERN SHORES
CLASSIFICATION AND PAY STUDY
MAY 2003

WHEREAS, The Town of Southern Shores contracted with The Maps Group to update the Classification and Pay Study to reflect changes in job duties, job evaluations and salaries within the local labor market.

NOW, THEREFORE, BE IT RESOLVED by the Town council that the Classification and Pay Plan presented May 30, 2003 is adopted as follows:

1. The proposed FY 2002-2003 Salary Schedule will be implemented effective the first payroll in September, 2003. The proposed FY 2003-2004 Salary Schedule reflecting a 3.2% COLA will be implemented the first payroll in December, 2003.
2. Salary increases as proposed by the Town Manager totaling \$44,750 are approved to be implemented the first payroll in September, 2003. A 3.2% COLA payment is approved to be distributed the first payroll in December, 2003 at an annual cost of \$21,258.

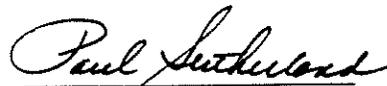
BE IT FURTHER RESOLVED that the Town of Southern Shores Personnel Policies stated on pages 1 - 45 of the revised Personnel Policy, shall apply to the appointment, classification, benefits, salary, promotion, demotion, dismissal, and conditions of employment of the employees of the Town of Southern Shores and are hereby amended in part as follows:

1. Effective the last payroll in the calendar year, any employee with more than 30 days of accumulated vacation leave shall have the excess accumulation removed so that only 30 days are carried forward to January 1 of the next calendar year. The excess vacation days shall be transferred to sick leave, as long as the employee has taken a minimum of five (5) days of vacation during the calendar year.
2. Employees shall receive longevity pay in the payroll following his/her anniversary date that reflects years of service.
3. In accordance with FLSA rulings, suspension of a full week is required when suspension is used for disciplinary actions with employees in exempt positions.
4. Sick leave is available to employees who are police officers and who experience an adverse medical reaction to smallpox vaccinations administered in accordance with the Homeland Security Act. Sick leave and salary continuation for a reaction to a smallpox vaccination will follow the same procedures and will carry the same such benefits that apply for any other incident subject to workers' compensation.

Adopted this 5th day of August 2003.

ATTEST:


Town Clerk


Mayor

Good evening Mr. Mayor and Town Council Members. My name is Mary Ellen Holland and I reside with my husband at 23 Spindrift Trail.

I would like to bring to the town councils attention a situation that is an ongoing problem at the dead end of Spindrift Trail. I am talking about the existence of a path, which goes from Spindrift Trail through a private property lot or lots and then passes the Beach Medical Center. We are concerned about the increase of commercial and personal traffic through this area. There have been numerous attempts to deter the usage of this path, but all barriers are torn down.

We, the citizens and homeowners of this portion of Spindrift, are concerned about the safety of our children and ourselves and the safety of tourists, guests and walkers on this street. We all purchased our homes on this street because it is considered to be a dead end street. This is reflected in all maps of Southern Shores and of Chicahauk. However, it has become a traffic problem for all. We would like to see this path closed. If the Southern Shores Volunteer Fire Department personnel must use it, the volunteers should only be authorized to use it for a fire emergency and it should not be used as a convenience to any of these individuals to conduct non-fire department emergencies.

We have the following concerns.

1. The real estate precedence if this path/road continues in excess of 20 years. This property is currently an undeveloped residential lot. We do not want it to become an actual road/street into our development. What are the potential problems if this lot is sold and a house is built?
2. The liability responsibility if someone is injured on this property as a result of it being used as a path/road.
3. Was the approval to use this path granted to the fire department in writing or was it a verbal agreement?
4. When permission was granted, was it given to the individual fireman who was then living at this end of Spindrift Trl, or did it give blanket coverage and or permission to all SSFD personnel that presently or who may in the future live in Southern Shores? Or was it to be used only to drive emergency equipment (fire engine, ambulance etc.) responding to a call to a fire/accident in this end of Chicahauk?
5. Did Beach Medical Center or the previous owner of that piece of property give the same permission? This path does cross their property. Again, was this a written or oral permission?
6. Does the existence of this path/trail violate any covenants or zoning in either Southern Shores or Chicahauk?

We would like to work with any and all groups who have an interest in this situation to prohibit the commercial and private traffic that currently use this path. My husband has spoken with Mr. Frank Stone, the owner of this property and he is aware of the concerns and problems.

We believe this issue should be addressed by the Town of Southern Shores as their right of way is involved, Mr. Stone of Southern Shores Realty, the Southern Shores Volunteer Fire Department and the residents of this section of Spindrift.

Thank you for allowing me to address the Council.