

FILED JoAnn Townsend
Register of Deeds, Watauga Co, NC
Recording Fee: \$17.00
NC Real Estate TX: \$.00

20070615000078320 PRMIT
Bk: BR1294 Pg: 874
06/15/2007 10:15:42 AM 1/2



TOWN OF BOONE



✓ Please return to:
Town of Boone Development Services
1510 Blowing Rock Road
Boone, NC 28607

SPECIAL USE PERMIT GRANTED

On the date listed below, the Board of Adjustment for the Town of Boone met and held a public hearing to consider the following application:

APPLICANT: Bruce Youngberg

CASE NUMBER: SU20070179

PROPERTY LOCATION: 372 Community College Drive

PROPOSED USE OF PROPERTY: Caldwell Community College Occupational Training Building

MEETING DATE: May 3, 2007

The Board of Adjustment for the Town of Boone held a public hearing on **May 3, 2007**, to consider **SU20070179**, an application for a Special Use Permit submitted by **Bruce Youngberg**. Mr. Youngberg is requesting a modification of a conditional use permit to authorize construction of an occupational training building located at 372 Community College Drive.

After the close of the public hearing and after consideration of all testimony given and documentary evidence presented, the following motions were made:

Vote #1 COMPLETENESS OF APPLICATION

Upon a motion by Vice Chairman Crepeau, seconded by Board Member Keller, the Board moved that the application is complete.

VOTE: Aye – All
 Nay – None

The motion carried unanimously.

Vote #2 COMPLIANCE WITH ORDINANCE REQUIREMENTS

Upon a motion by Vice Chairman Crepeau, seconded by Board Member Keller, the Board moved that the application complies with all applicable requirements of the Town of Boone Unified Development Ordinance.

VOTE: Aye – All
 Nay – None

The motion carried unanimously.

Vote #3 MOTION TO GRANT THE SPECIAL USE PERMIT

Upon a motion by Vice Chairman Crepeau, seconded by Board Member Keller, the Board moved to grant the Special Use Permit with staff recommendations.



VOTE: Aye – All
Nay – None

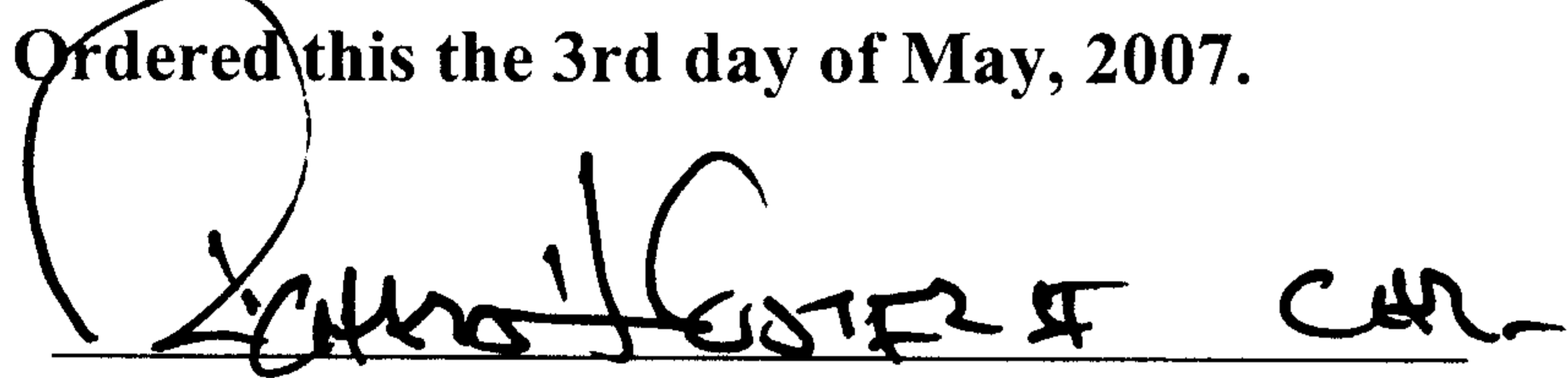
The motion carried unanimously.

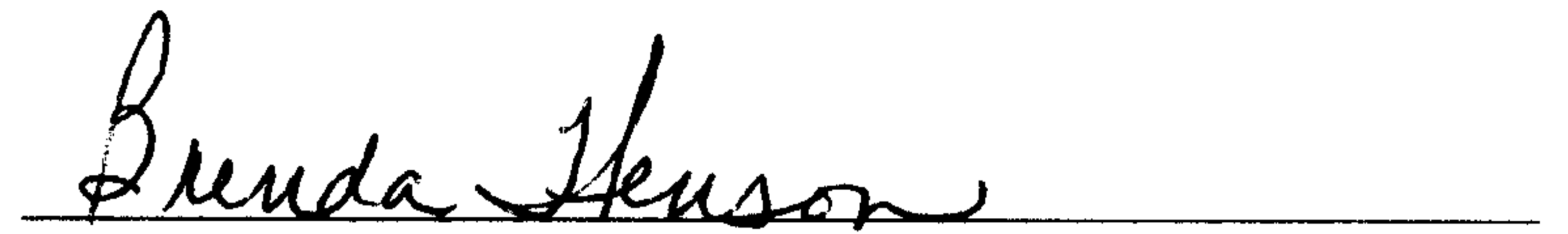
Therefore, on the basis of all the foregoing, it is ordered that the application for a Special Use Permit be granted subject to the conditions listed below.

CONDITIONS

1. The permit is approved subject to an application for special use permit submitted by Bruce A. Youngberg dated April 4, 2007 and plans Watauga Campus Phase II Occupational Training Building dated April 5, 2007, prepared by Cort Architectural Group. Where there is a conflict between the application information and the plans, the plans shall control. Minor modifications may be permitted to comply with the requirements of the UDO. Any commitments and representations concerning the proposed project made by the applicant or its (his or her) representatives at the public hearing shall also become a condition of the permit, and a basis for a stop work order and/or permit revocation if violated.
2. Final plans shall be submitted that are in compliance with the provisions of the UDO and other provisions of the Town Code.
3. Prior to a zoning compliance approval, a water allocation must be approved through the Utilities Department.
4. Prior to a zoning compliance approval the applicant shall obtain an encroachment agreement and revised driveway permit from the NCDOT.

Ordered this the 3rd day of May, 2007.


 Rick Foster, Chairman


 Brenda Henson, Board Secretary

NOTE: If you are dissatisfied with the decision of this Board, an appeal may be taken to the Superior Court of Watauga County within thirty (30) days after the date this order is served to you. See Section 106 of the Town of Boone Unified Development Ordinance.

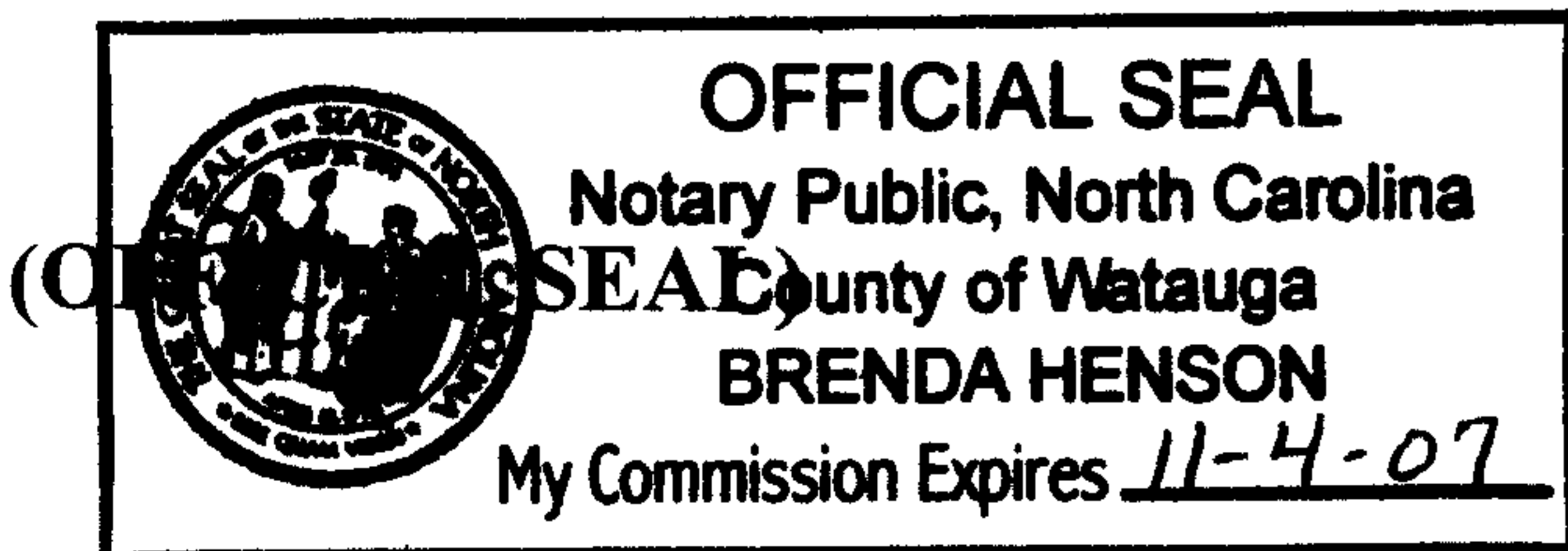
Town of Boone UDO Section 49 states that:


“Every decision of the board shall be subject to review by the superior court by proceedings in the nature of certiorari. Any petition for review by the superior court shall be filed with the clerk of superior court within 30 days after the decision of the board is filed with the register of deeds of Watauga County or after a written copy thereof is delivered to every aggrieved party who has filed a written request for such copy with the secretary or chairman of the board at the time of its hearing of the case, whichever is later. The decision of the board may be delivered to the aggrieved party either by personal service or by registered mail or certified mail return receipt requested.”

**NORTH CAROLINA
WATAUGA COUNTY**

I, Brenda Henson, a Notary Public of Watauga County, North Carolina, certify that Rick Foster, Chairman of the Board of Adjustment for the Town of Boone, personally appeared before me and acknowledged, on behalf of the Boone Board of Adjustment, the due execution of the foregoing instrument.

Witness my hand and official seal, this the 7th day of June, 2007.




 NOTARY PUBLIC

My commission expires: November 4, 2007