

The special called meeting of the City Council was held in the Municipal Courtroom on July 13, 1976 at 7:30 P.M. with Mayor Ike Fulks presiding.

Present: Ike Fulks, George Hunnicutt, Vernon Flanary

Also Present: Milas D. Franks, City Manager and Montie Meeks, City Attorney

Mayor Fulks called the meeting to order and announced that Milas D. Franks, City Manager was appointed as temporary clerk for the purpose of recording the minutes of this special called meeting. Mayor Fulks further advised that this special called meeting was now in session for the purpose of considering for adoption an emergency ordinance of the City of Norton, Virginia, amending the land use laws of the City of Norton, Virginia to provide for the regulation of land development, improvement of land by excavating, including strip mining and or open pit mining, and providing penalties for the violation of the same.

7444

City Attorney, Montie Meeks read the ordinance as presented in its entirety and advised that the ordinance was being submitted as an emergency and if adopted to be in full force and effect from and after the date of its passage.

7445

Several residents of the 13th through 11th Street areas of the City were present and the council had considerable discussion with them in respect to the proposed ordinance and the court order as signed by Judge Long on July 13, 1976 regarding an injunction prohibiting surface mining activities to the north and west of 11th and 13th Street except as provided for through the maintenance of several conditions as indicated in the court order.

After all discussions relative to the matter had been exhausted the Mayor called for the questions.

7446

On motion by George Hunnicutt, seconded by Vernon Flanary, and carried by unanimous roll call vote (Ike Fulks, George Hunnicutt, Vernon Flanary, Yes) council unanimously moved to adopt "an emergency ordinance of the City of Norton, Virginia to provide for the regulation of land development, improvements of land by excavating, including strip mining or open pit mining, and providing penalties for the violation of same." (Insert Page 4)

7447

On motion by George Hunnicutt, seconded by Vernon Flanary, and carried by unanimous roll call vote (Ike Fulks, George Hunnicutt, Vernon Flanary, Yes) council unanimously agreed to instruct the City Attorney to investigate and recommend action to be taken at a later date in respect to incorporate those regulations as proposed by Mr. Bill Clements and any other regulations that would be in harmony with the spirit of the emergency ordinance after consultation with the Virginia Division of Mines and/or Division of Mine Reclamation, with the city building official and zoning board of appeals.

7448

There being no further business to come before the council same adjourned at 8:55 P.M.

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Acting Clerk of Council