# Transylvania County Planning Board

**Board of Adjustment | September 2025** 



planning@transylvaniacounty.org



106 East Morgan Street Suite 207 Brevard, NC 28712 828-884-3205

Transylvania County Board of Adjustments Special Meeting Wednesday, September 17, 2025, at 6:00 PM Commissioner's Multipurpose Chambers 101 South Broad Street Brevard, NC

### CALL TO ORDER

- WELCOME
- II. AGENDA MODIFICATIONS
- III. NEW BUSINESS

A. PUBLIC HEARING

Consideration of SV# 25-01, Sign Variance request by Robert Singleton II, for 5490 Asheville Highway.

Robert Singleton II, of Lamar Advertising, on behalf of Shane Payne, owner and operator at 5490 Asheville LLC, PIN# 9508-56-9607-000, is requesting a variance from sign regulations in an unzoned area of Transylvania County, falling outside the Scenic Corridor, at 5490 Asheville Highway, Pisgah Forest, Transylvania County, North Carolina, 28704.

IV. ADJOURNMENT

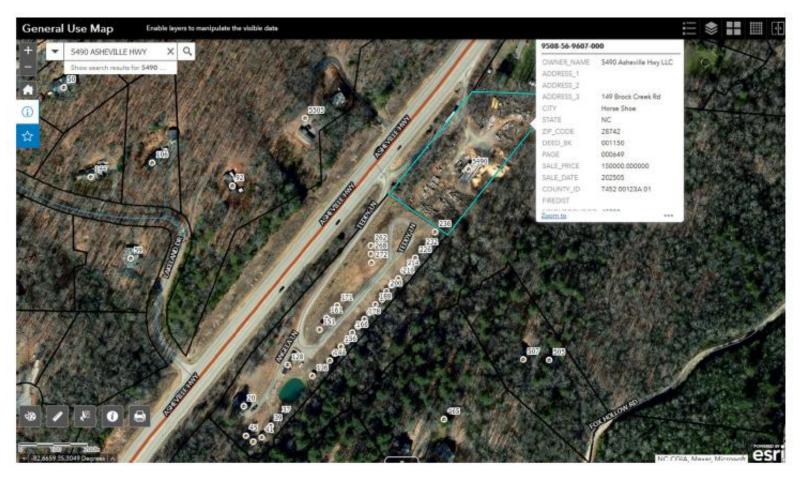


# Transylvania County Planning Board/ Board Adjustment Agenda

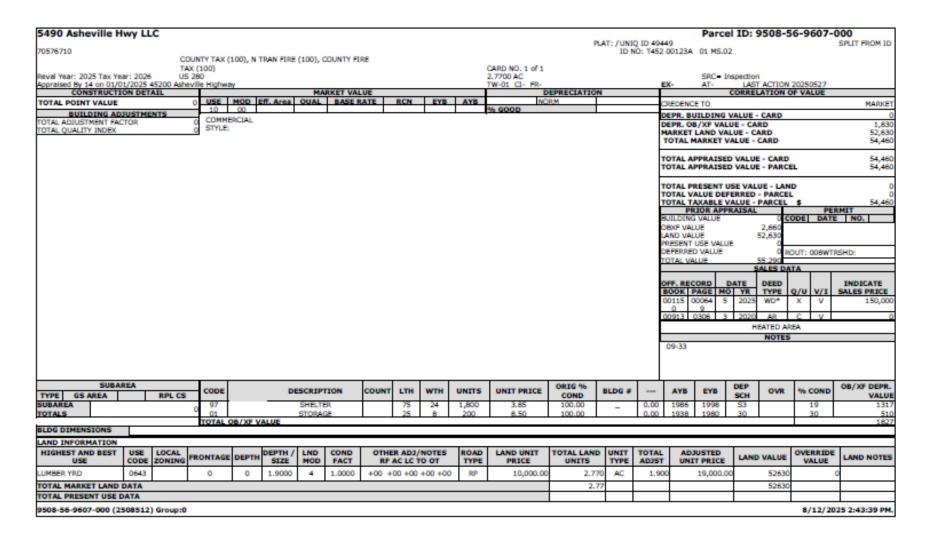
# A. Sign Variance Request SV#25-01: Singleton-Payne



SIGN VARIANCE APPLICATION SV-01, A REQUEST BY ROBERT SINGLETON II, OF LAMAR ADVERTISING, ON BEHALF OF SHAYNE PAYNE, PIN# 9508-56-9607-000, REQUEST FOR A VARIANCE FROM THE SIGN REGULATIONS IN AN UNZONED AREA OF TRANSYLVANIA COUNTY, LOCATED AT 5490 ASHEVILLE HIGHWAY, PISGAH FOREST, TRANSYLVANIA COUNTY, NORTH CAROLINA, 28704.













B-3.1 B-3.2



SV# 25-01 Singleton-Payne





B-3.3

B-3.4



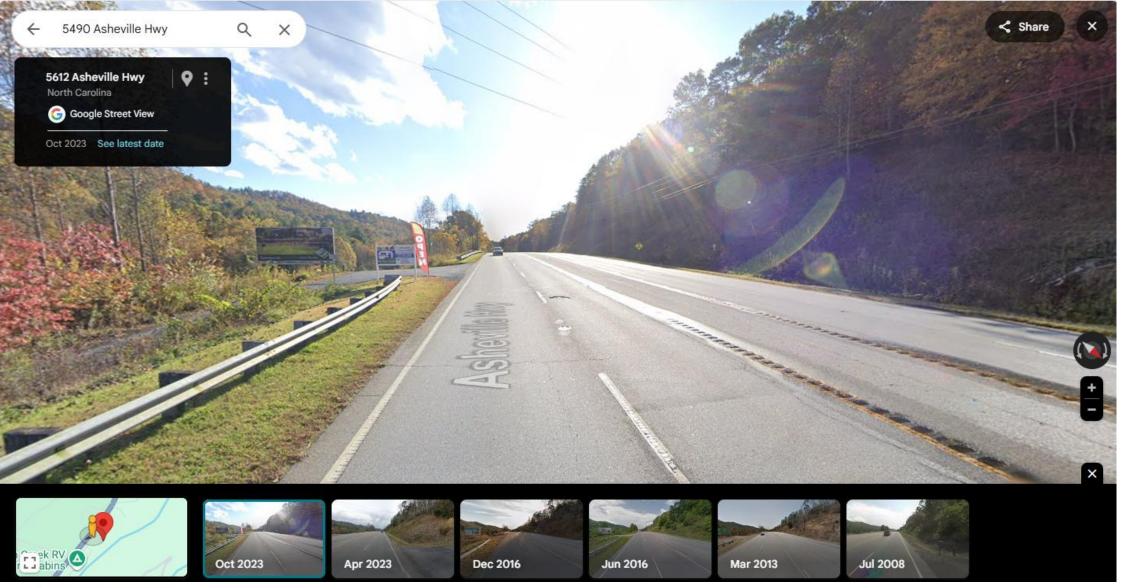


B-3.5

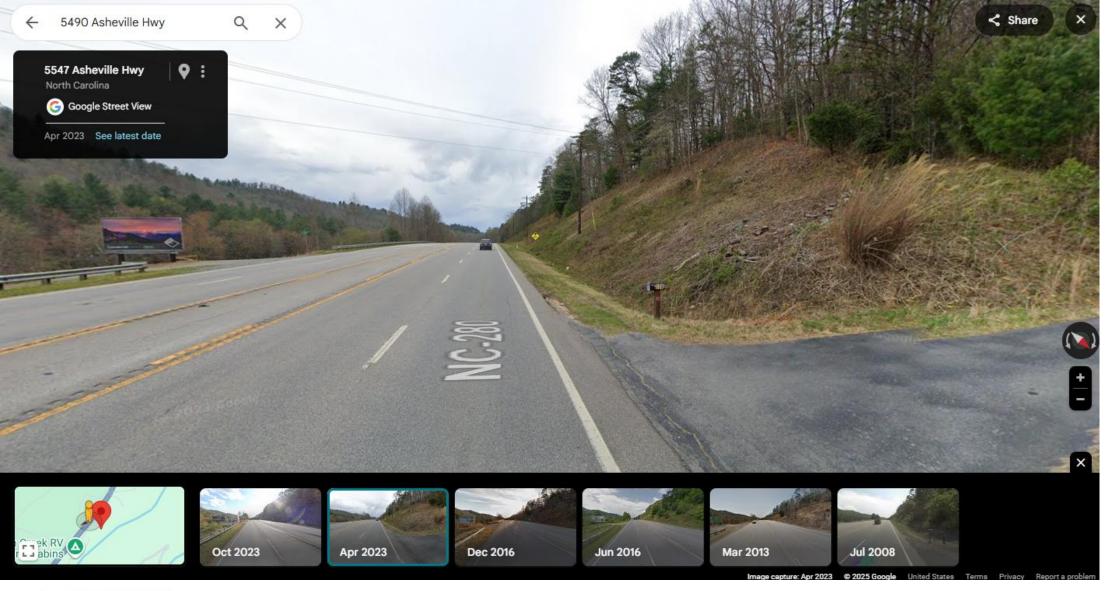














- (a) Process Required. Boards shall follow quasi-judicial procedures in determining appeals of administrative decisions, special use permits, certificates of appropriateness, variances, or any other quasi-judicial decision.
- (b) Notice of Hearing. Notice of evidentiary hearings conducted pursuant to this Chapter shall be mailed to the person or entity whose appeal, application, or request is the subject of the hearing; to the owner of the property that is the subject of the hearing if the owner did not initiate the hearing; to the owners of all parcels of land abutting the parcel of land that is the subject of the hearing; and to any other persons entitled to receive notice as provided by the local development regulation. In the absence of evidence to the contrary, the local government may rely on the county tax listing to determine owners of property entitled to mailed notice. The notice must be deposited in the mail at least 10 days, but not more than 25 days, prior to the date of the hearing. Within that same time period, the local government shall also prominently post a notice of the hearing on the site that is the subject of the hearing or on an adjacent street or highway right-of-way. The board may continue an evidentiary hearing that has been convened without further advertisement. If an evidentiary hearing is set for a given date and a quorum of the board is not then present, the hearing shall be continued until the next regular board meeting without further advertisement.
- (c) Administrative Materials. The administrator or staff to the board shall transmit to the board all applications, reports, and written materials relevant to the matter being considered. The administrative materials may be distributed to the members of the board prior to the hearing if at the same time they are distributed to the board a copy is also provided to the appellant or applicant and to the landowner if that person is not the appellant or applicant. The administrative materials shall become a part of the hearing record. The administrative materials may be provided in written or electronic form. Objections to inclusion or exclusion of administrative materials may be made before or during the hearing. Rulings on unresolved objections shall be made by the board at the hearing.
- (d) Presentation of Evidence. The applicant, the local government, and any person who would have standing to appeal the decision under G.S. 160D-1402(c) shall have the right to participate as a party at the evidentiary hearing. Other witnesses may present competent, material, and substantial evidence that is not repetitive as allowed by the board.

Objections regarding jurisdictional and evidentiary issues, including, but not limited to, the timeliness of an appeal or the standing of a party, may be made to the board. The board chair shall rule on any objections, and the chair's rulings may be appealed to the full board. These rulings are also subject to judicial review pursuant to G.S. 160D-1402. Objections based on jurisdictional issues may be raised for the first time on judicial review.

(e) Appearance of Official New Issues. - The official who made the decision or the



# SV# 25-01 Singleton-Payne

B-2

## SIGN CONTROL ORDINANCE TRANSYLVANIA COUNTY, NORTH CAROLINA

3-1

### ARTICLEI

### SHORT TITLE

This Ordinance shall be known and cited as the Sign Control Ordinance of Transylvania County, North Carolina

#### ARTICLE II

### AUTHORITY

Pursuant to the authority and provision conferred in Chapter 153 A-121(a) of the North Carolina General Statutes, and pursuant to the "Scenic Corridor Designation Ordinance of Transylvania County, North Carolina", the Transylvania County Board of Commissioners hereby ordain and enact into law these Articles and Sections.

### ARTICLE III

### PURPOSE

- To guide and regulate the construction and placement of signs in Transylvania County in order to
  preserve the scenic and aesthetic features and the quality of life for residents and visitors.
  - The Board of Commissioners is aware of, and sensitive to, the need for local businesses to adequately identify their products and services and is committed to safeguarding the interests of local businesses while providing reasonable regulations.
- To insure the safety of local and visiting motorists on the roads in Transylvania County by reducing the distracting influence of uncontrolled signs throughout the County.

### ARTICLE IV

### JURISDICTION AND ADMINISTRATION

This Ordinance shall apply to all areas of Transylvania County located outside any incorporated city or town planning or extraterritorial jurisdiction. Municipalities within Transylvania County may elect to allow this Ordinance to be effective within their corporate limits.

The Transylvania County Planning and Community Development Department shall administer this Ordinance. The Planning and Community Development Director, or their appointee, shall be known as the Sign Enforcement Officer.

## **Filings**

- Creation Filing
  - 2/7/2023
  - C202303800755
  - Articles of Organization Limited Liability
  - View Filing(PDF)
- Notice Annual Report
  - 0 8/26/2024
  - C202424037616
  - ADM Notice
  - View Filing(PDF)





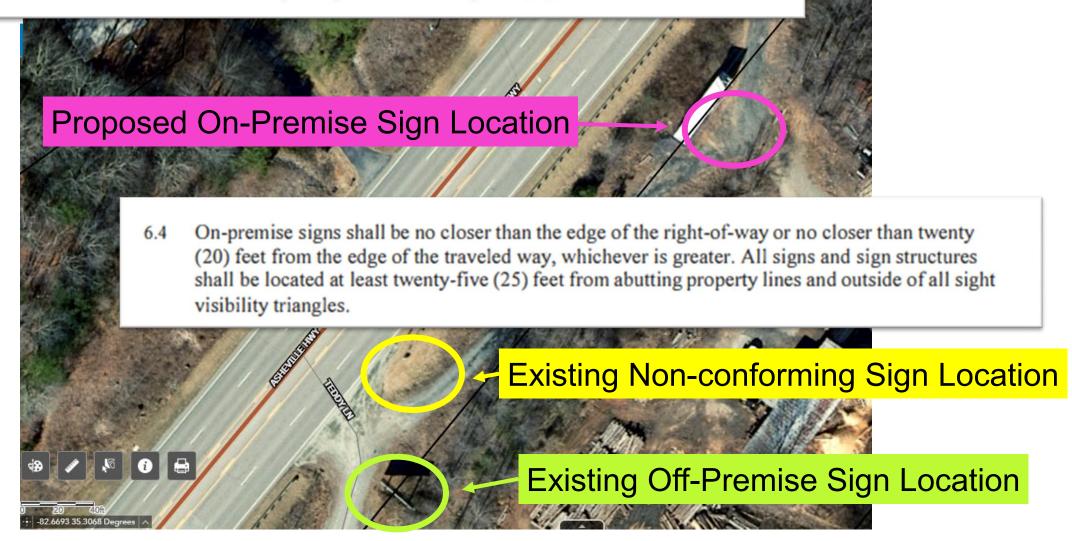




SV# 25-01 Singleton-Payne: Off-Premise Signage Regulations

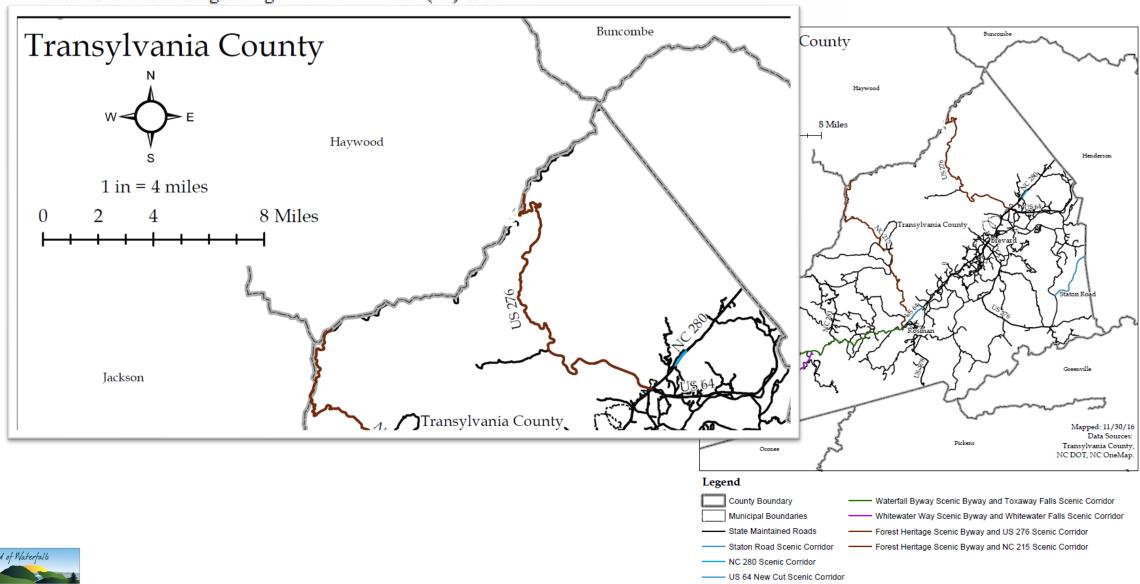
## SECTION 6: On-Premise Sign Regulations

6.1 On-premise freestanding signs shall not exceed one hundred and fifty (150) square feet per sign face and shall have a total height no greater than twenty-five (25) feet.





SV# 25-01 Singleton-Payne: On-Premise Signage Regulations



NORTH CAROLINA

## ARTICLE II

## SCENIC CORRIDORS

For purposes of establishing areas that are particularly beautiful and offer outstanding views and natural experience of our mountains, as seen and enjoyed by the public while traveling on the roads and highways in Transylvania County, the following areas are designated as Scenic Corridors:

<u>Little Mountain</u>: That portion of N.C. 280 beginning at the intersection of Hudlin Gap Road (SR 1510) and N.C. 280 and spanning to the top of Little Mountain.

5490 ASHEVILLE HWY OSTAL COMMUNITY PISGAH FOREST ZIP CODE 28768 13 TRANSYLVANIA COUNTY LAST UPDATED 8/26/2024, 8:47 AM X COORDINATE -82.668120 Y COORDINATE 35.306298 PARCEL NUMBER 9508569610000 STATE NC

NC 280 Scenic Corridor



SV# 25-01 Singleton-Payne: NC 280 Scenic Corridor

B-8.2

### STAFF RECOMMENDATION

Since variance requests are site specific determinations, and thus, <u>a case</u>-by-case determination based on hardship. Staff <u>has</u> provided the meeting minutes from the most recent sign variance request before the PB/BoA, from December 6, 2012, as a point of reference. Each variance request should be seen <u>in</u> light of the hardship provisions and as the Sign Control Ordinance states, "if such (a) variance can be made without destroying the intent of this Ordinance. Any variance thus authorized is required to be entered in writing in the minutes of the meeting of the Planning Board and the reasoning on which the departure was justified set forth."

If an approval is granted, it should be upon the following conditions:

- 1. Removal of existing non-conforming RV Park Sign; and
- 2. Proposed sign to be located fifty feet (50) from existing non-conforming off-premise sign.



## Decision and Conditions

Motion in the affirmative: Having considered the evidence in the record, I move to (approve, or conditionally approve) the Singleton Sign Variance Request SV# 25-01, on behalf of Mr. Payne and 5490 Asheville Hwy LLC, finding that adherence to the provisions set forth in the Transylvania Sign Control Ordinance would cause an unnecessary hardship and the variance granted does not destroy the intent of the ordinance (, subject to the following conditions).

## Possible conditions of approval for recommendation:

- 1. Removal of existing non-conforming RV Park Sign; and
- Proposed sign to be located fifty feet (50) from existing non-conforming off-premise sign.

Motion for denial: Having considered the evidence in the record, I move to deny the Singleton Sign Variance Request SV# 25-01, on behalf of Mr. Payne and 5490 Asheville Hwy LLC, finding that the variance requested by the applicant would destroy the intent of the ordinance and an unnecessary hardship has not been substantiated.



# Transylvania County

Planning Board Meeting | September 2025



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Transylvania County Planning Board
Special Meeting
Wednesday, September 17, 2025, immediately following
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Commissioner's Multipurpose Chambers
101 South Broad Street
Brevard, NC

#### CALL TO ORDER

- WELCOME
- II. PUBLIC COMMENT (15-minute time limit. Speakers are limited to three minutes.)
- III. AGENDA MODIFICATIONS
- IV. CONSENT AGENDA

A. Minutes (August 21, 2025)

#### V. NEW BUSINESS

A. Consideration of CAI# 25-02, Nannie Mae Green, requesting Community Appearance Initiative assistance for 395 Lyday Creek Rd.

Linda Berry, on behalf of Nannie Mae Green, property owner, is requesting CAI assistance to demolish structure and remove junk collecting on the premises, along with the demolition debris of dilapidated structures at 395 Lyday Creek Rd., PID# 9507-77-6828-000, in an un-zoned area of the County. The request will be reviewed under the Community Appearance Initiative policy, as amended on November 27, 2023.

#### VI. OLD BUSINESS

A. Transylvania County Comprehensive Housing Report Review of DRAFT of the 10-Year Housing Strategy

B. Transylvania 2050 Comprehensive Plan Update: Community Survey Report Review of a DRAFT report of the Community Survey findings for inclusion in the 2050 Comprehensive Plan.

#### VII. INFORMATIONAL OR DISCUSSION ITEMS

- A. Subdivision & Exemptions Update
- B. Transportation Update
- C. Transylvania 2050 Comprehensive Plan Update
- D. Community Appearance Initiative Update
- E. Transylvania County Comprehensive Housing Study Update
- VIII. PUBLIC COMMENT (15-minute time limit. Speakers are limited to three minutes.)



# **Public Comment**



# Agenda Modifications



# Consent Agenda



## **Minutes**

August 21st, 2025



# Consent Agenda

## PLANNING, TRANSPORTATION & COMMUNITY DEVELOPMENT

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# **New Business**



# TABLED to November

A. CAI Request CAI#25-02: Berry



# **Old Business**



# A. Transylvania County Comprehensive Housing Report:



TPMA VI.A-1

# 10-Year Housing Strategy

Last Updated: 3/27/2025

Submitted to

## Transylvania County, NC

Jaime Laughter - County Manager



Submitted by





# B. Transylvania 2050 Comprehensive Plan Update Draft: Community Survey Report



# Survey Says!

Draft results from the Transylvania 2050 Comprehensive Plan Update Community Survey

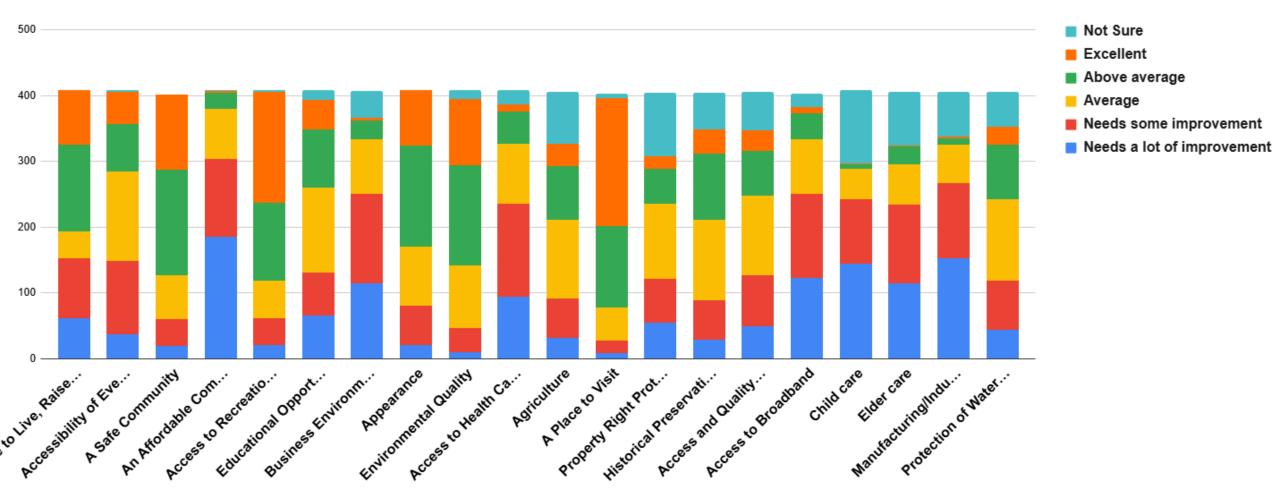
# General Public Survey

N = 414

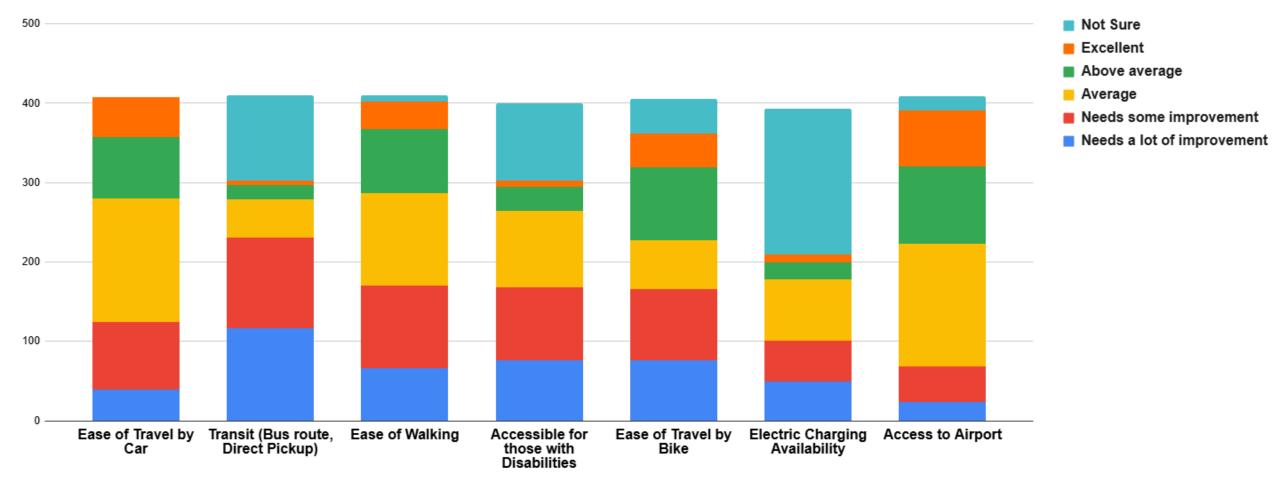
+26 hard copy

388 online returns

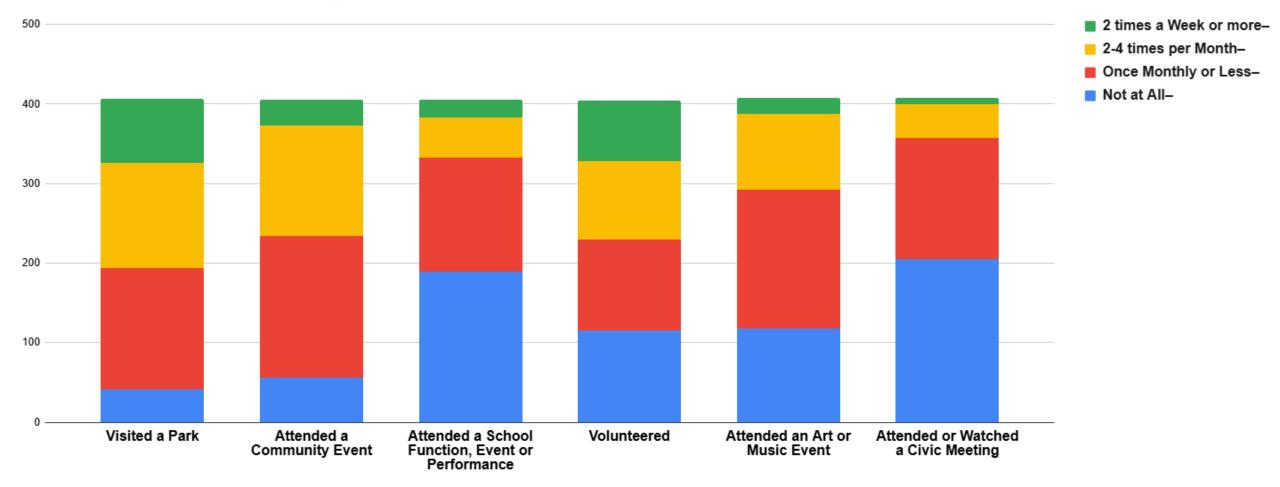
Let's hear from you about Transylvania County today. Rate the quality of the following in the county as a whole:



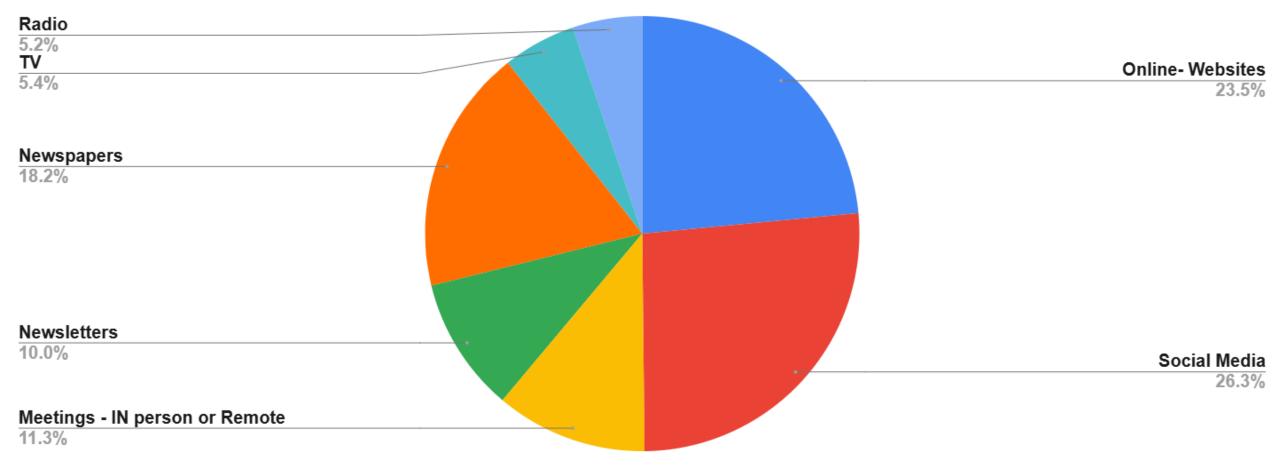
Let's hear from you about Transportation in more detail: How would you rate Transylvania County as a whole on these types of transportation?



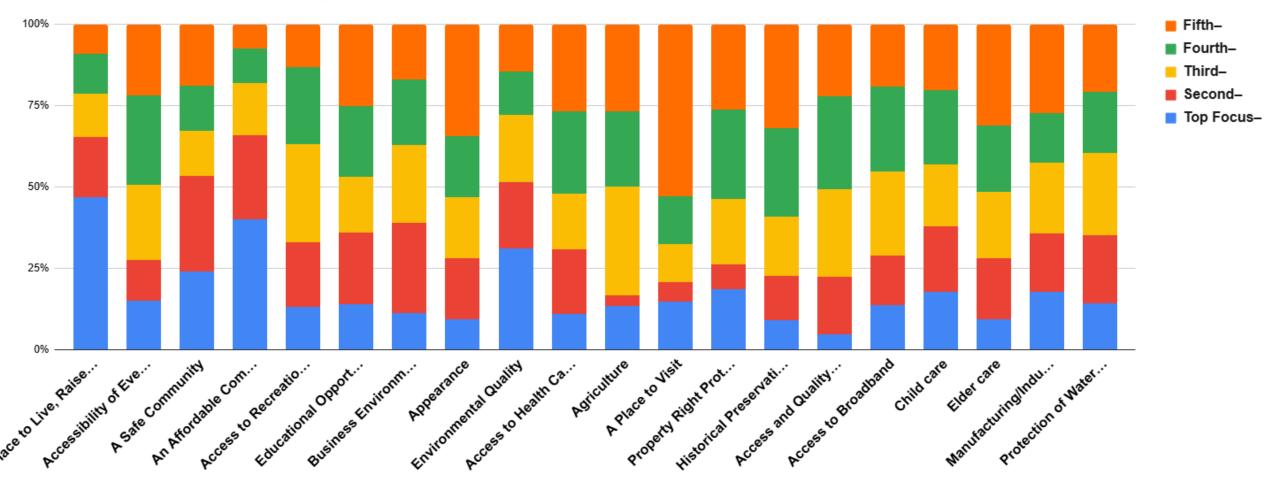
Let's hear more from you about Arts, Culture and Recreation: In the last 12 months how often have you participated in the following activities?



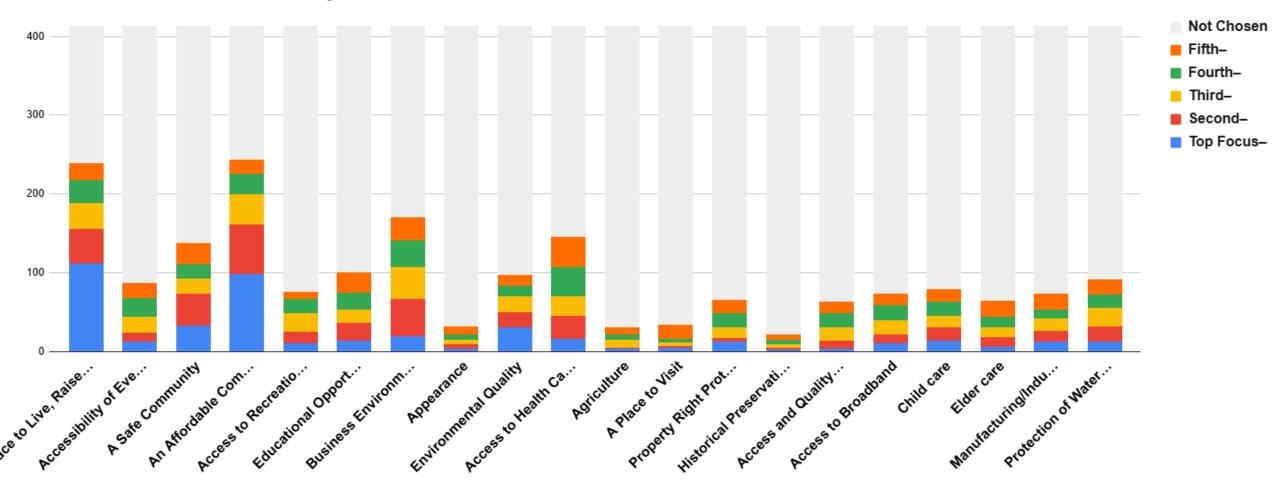
How do you receive information about local issues in Transylvania County. Please choose all that apply.



Now let's think about Transylvania County in 25 years. Of the following list, check the top five things you would want the community to focus on between now and then?

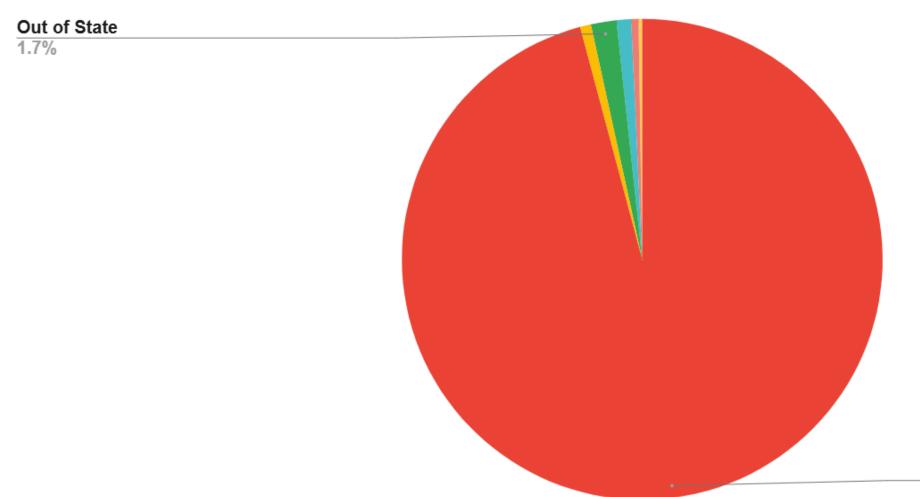


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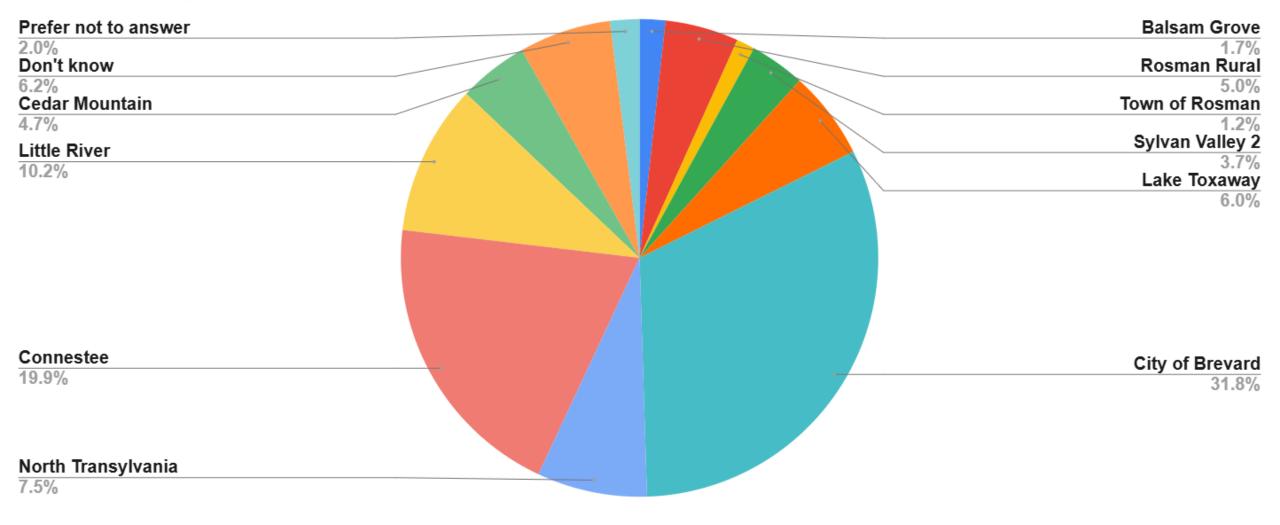


#### Where do you live most of the year?

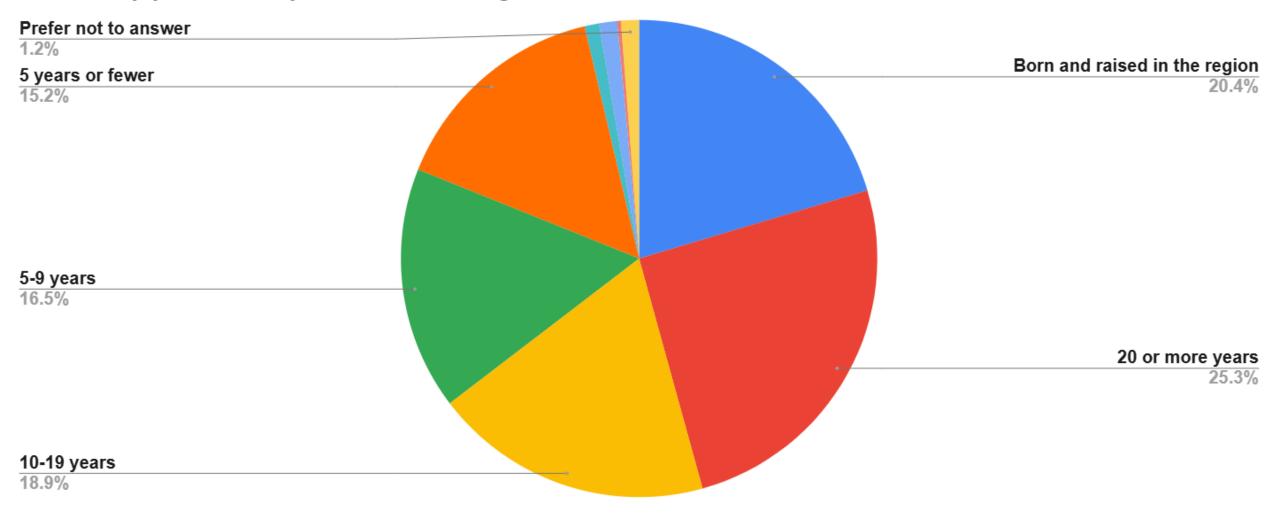


Transylvania County 95.8%

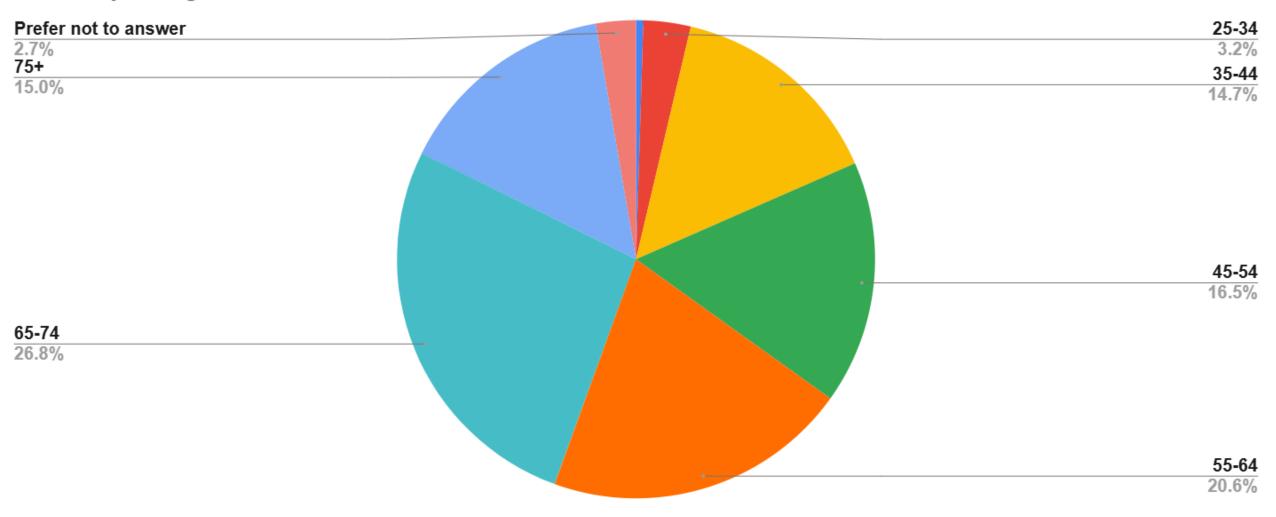
If you are living in Transylvania County, in what fire district area do you reside?



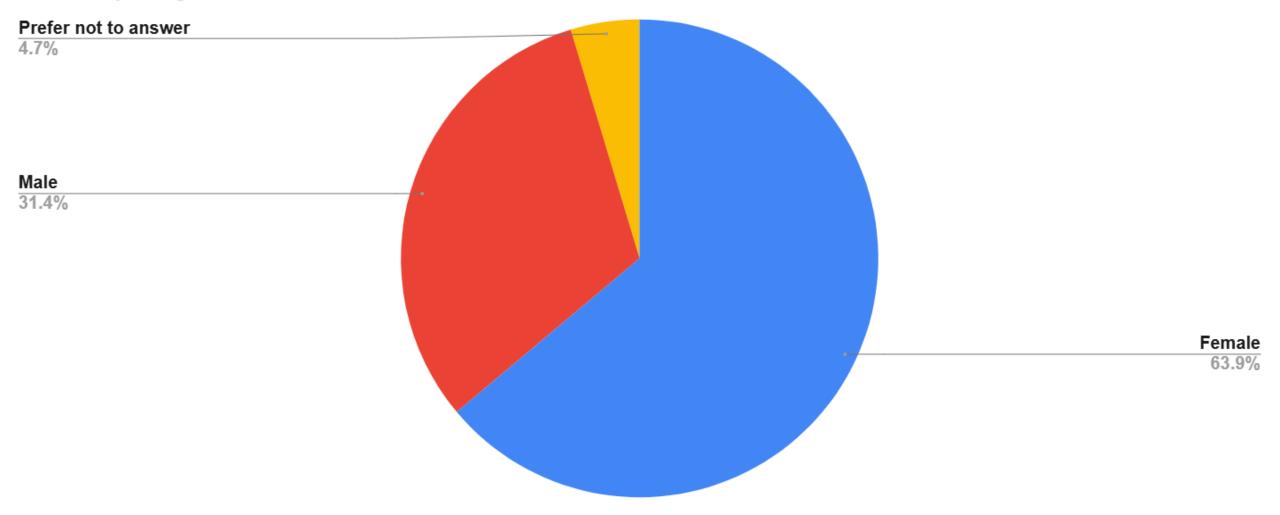
#### How many years have you lived in the region?



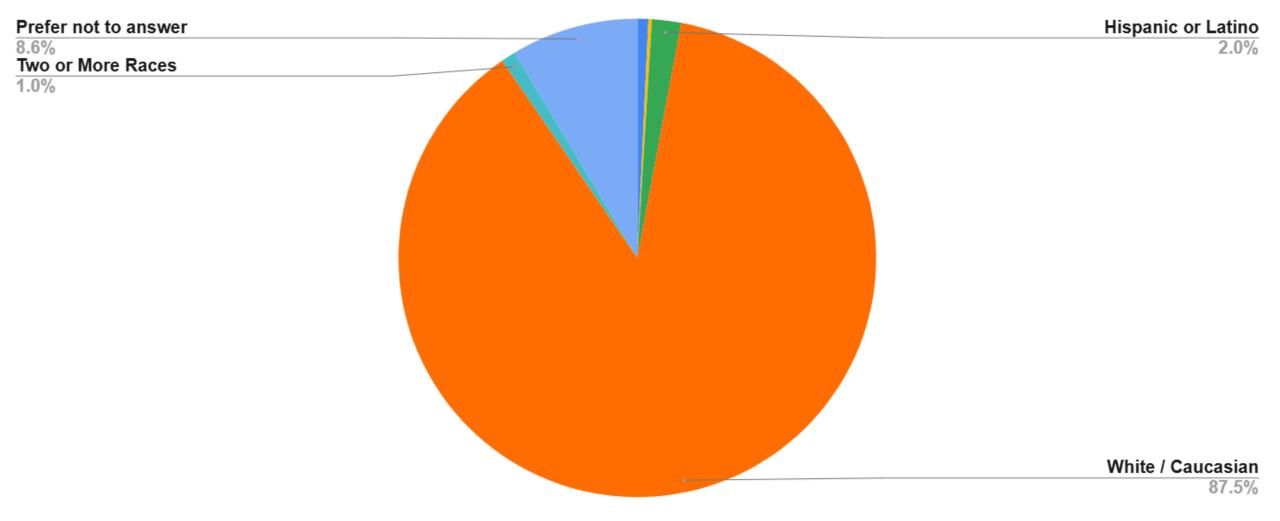
#### What is your age?



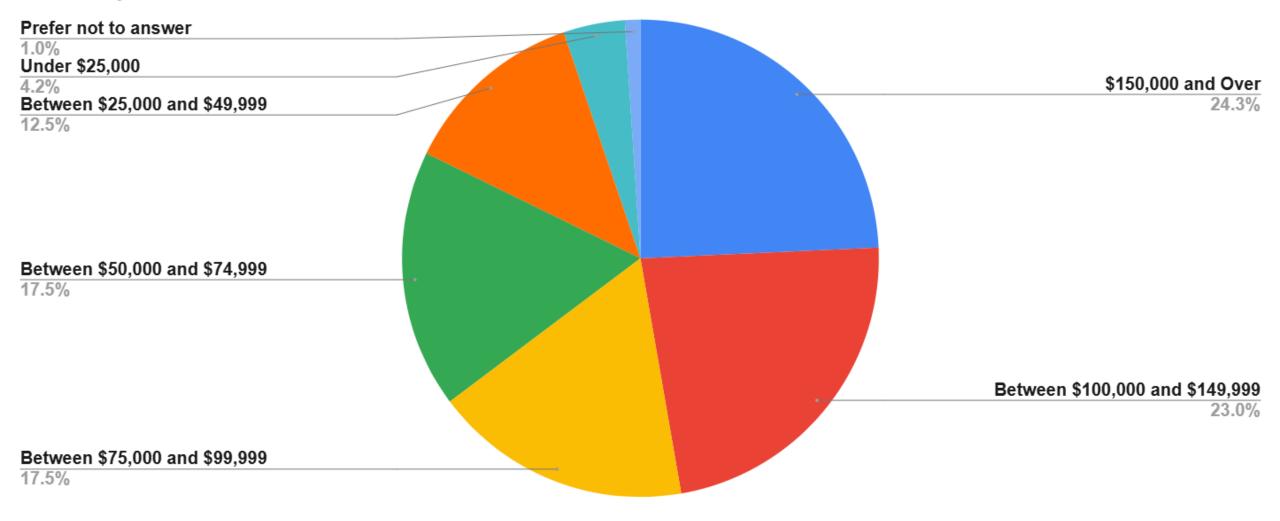
#### What is your gender?



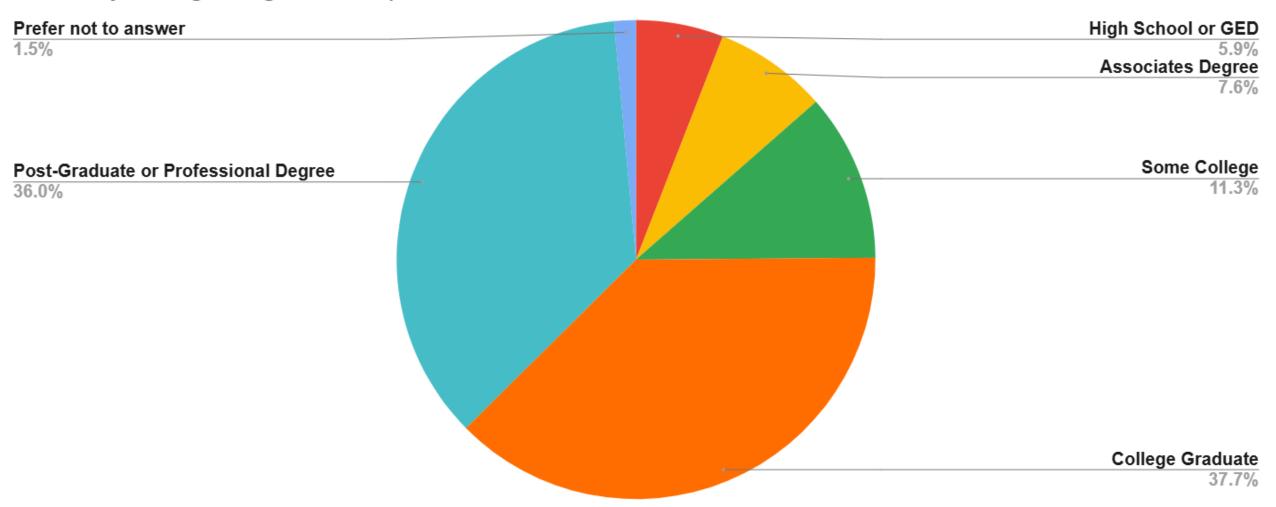
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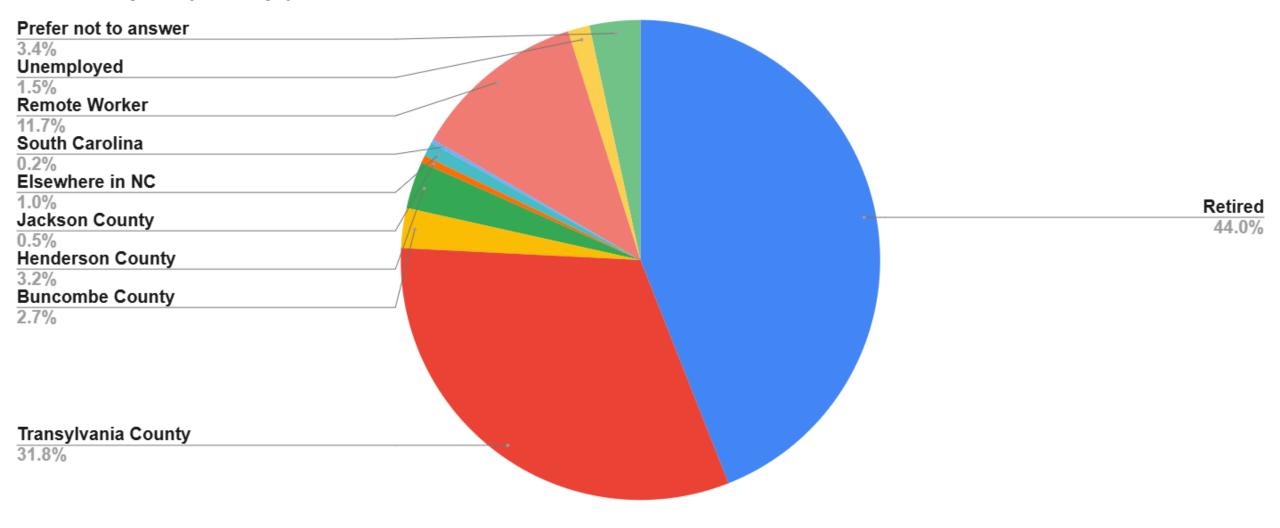
#### What is your household income before taxes?



#### What is your highest grade completed?

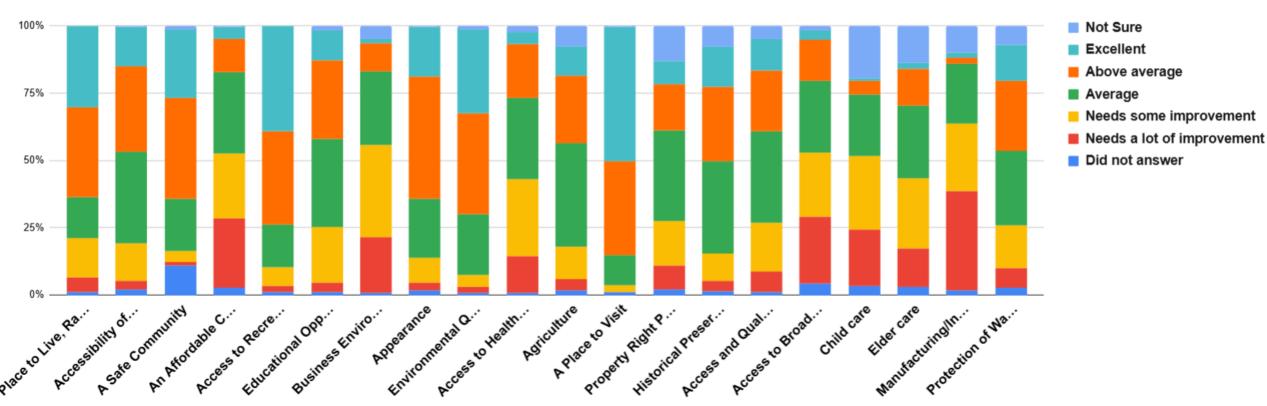


#### Where is your primary place of work?

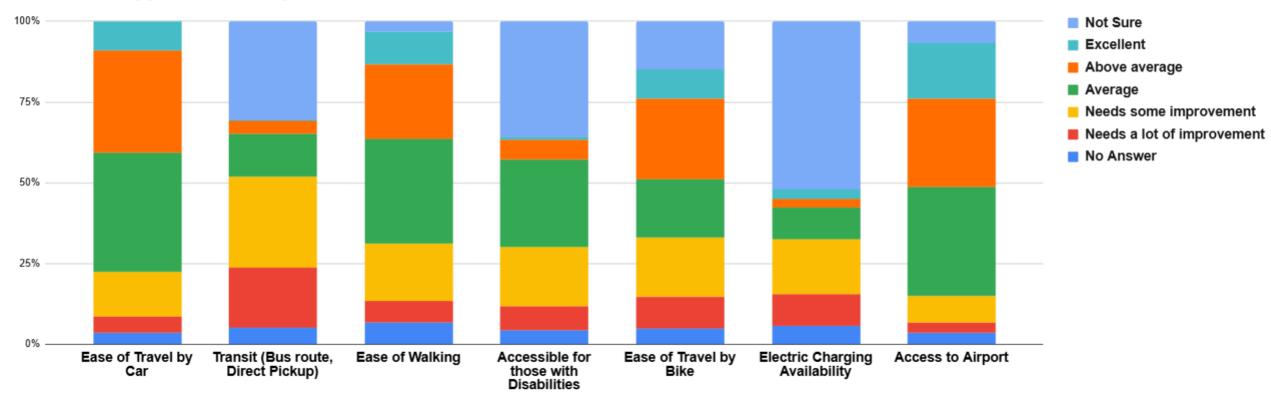


# Randomized Public Survey N=255 183 mail returns + 72 online returns

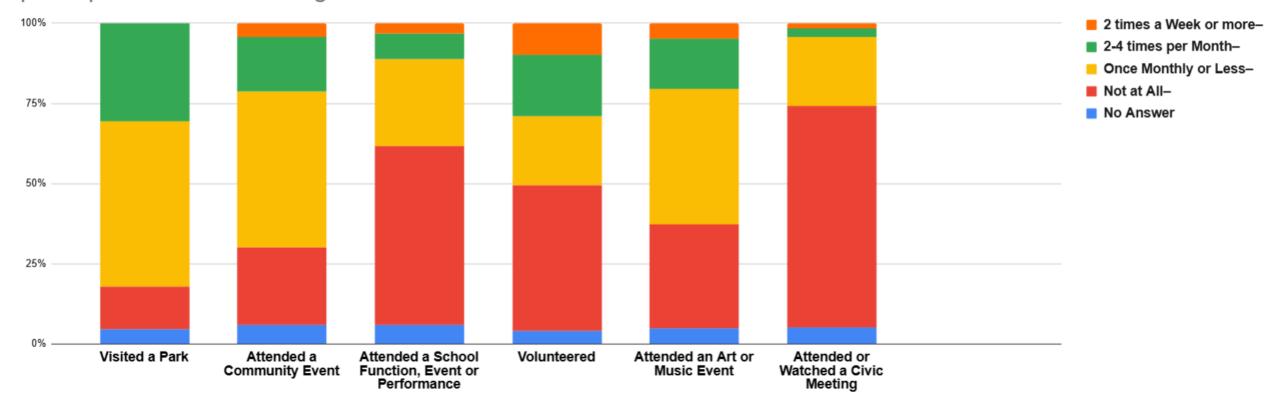
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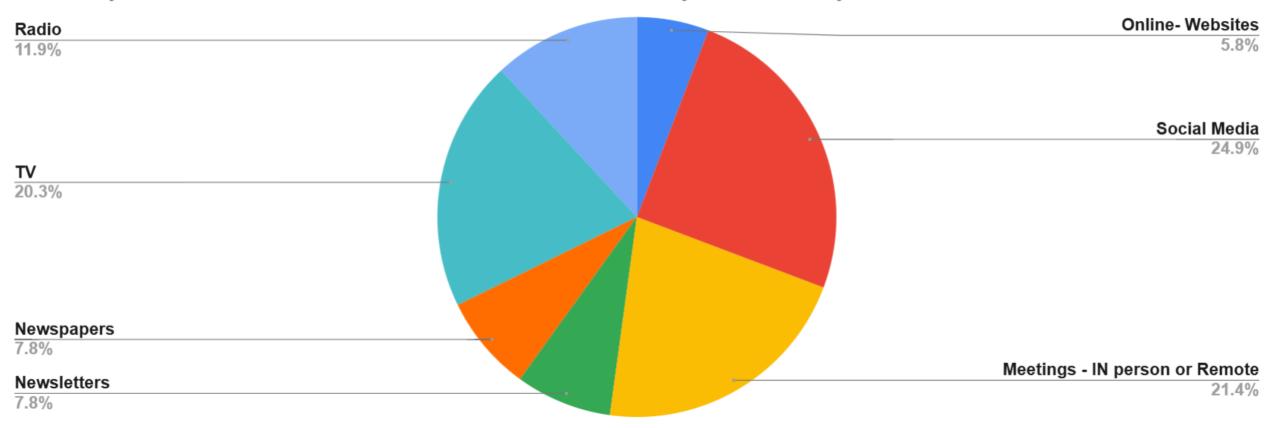
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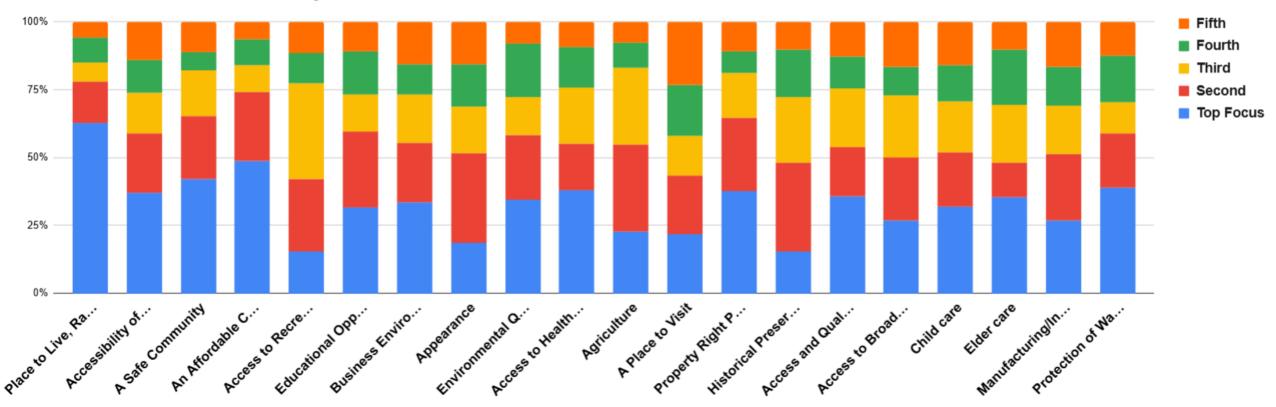
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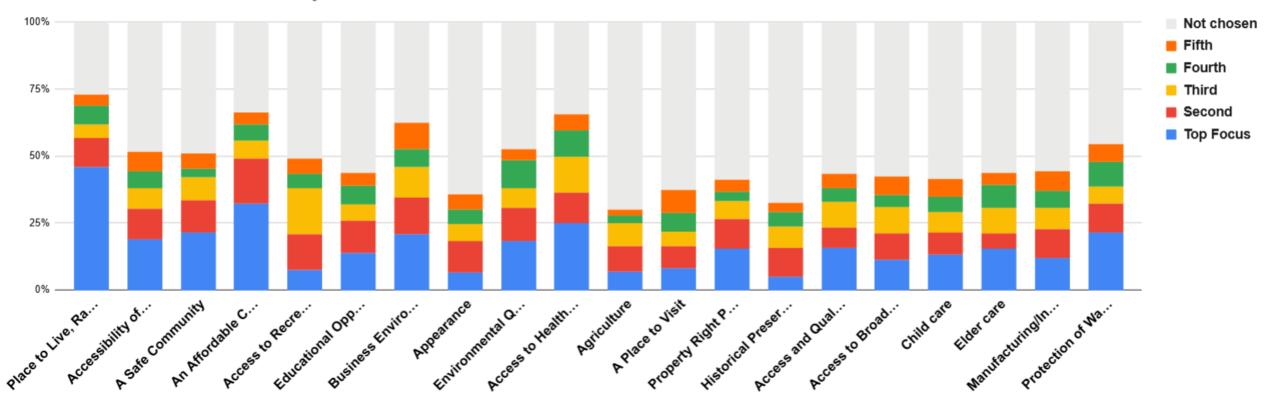
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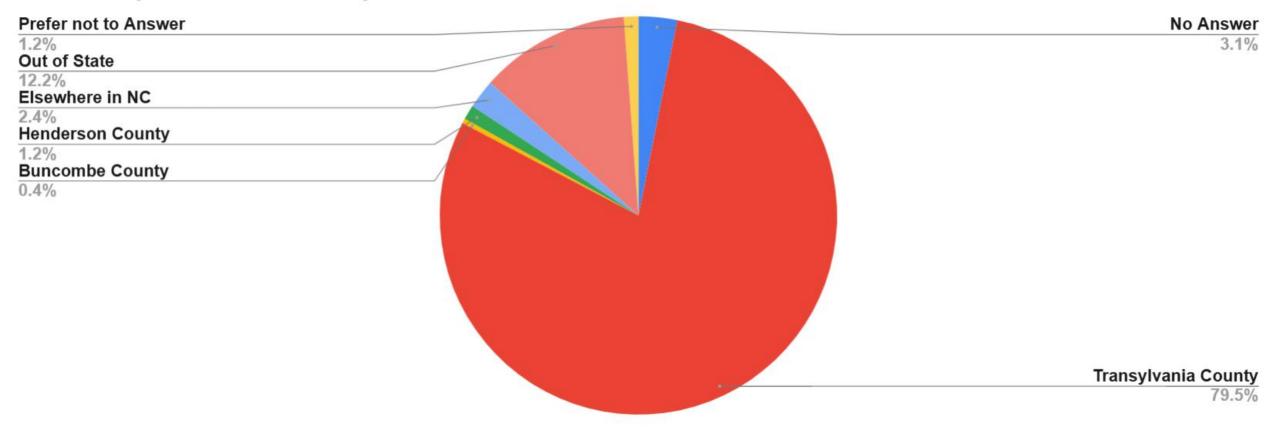


General Public Sample

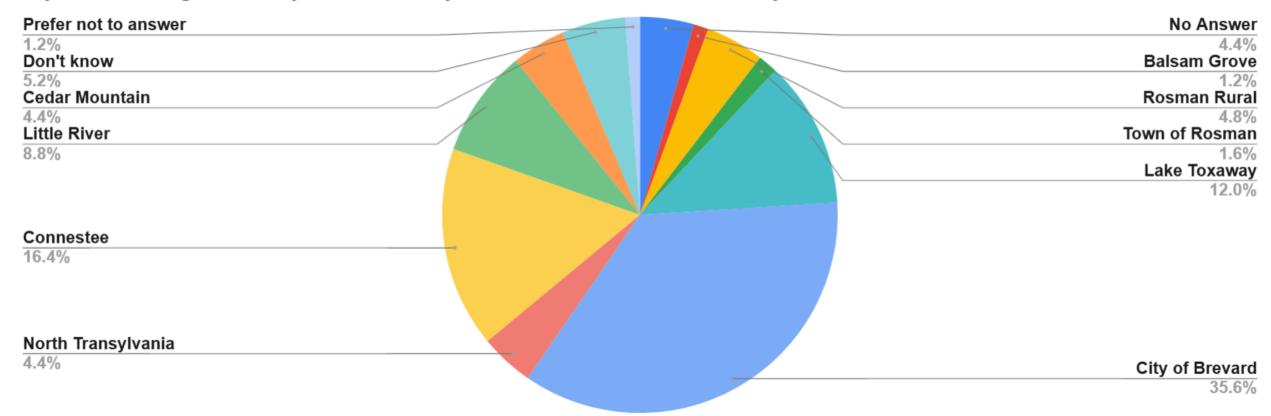
Randomized Sample



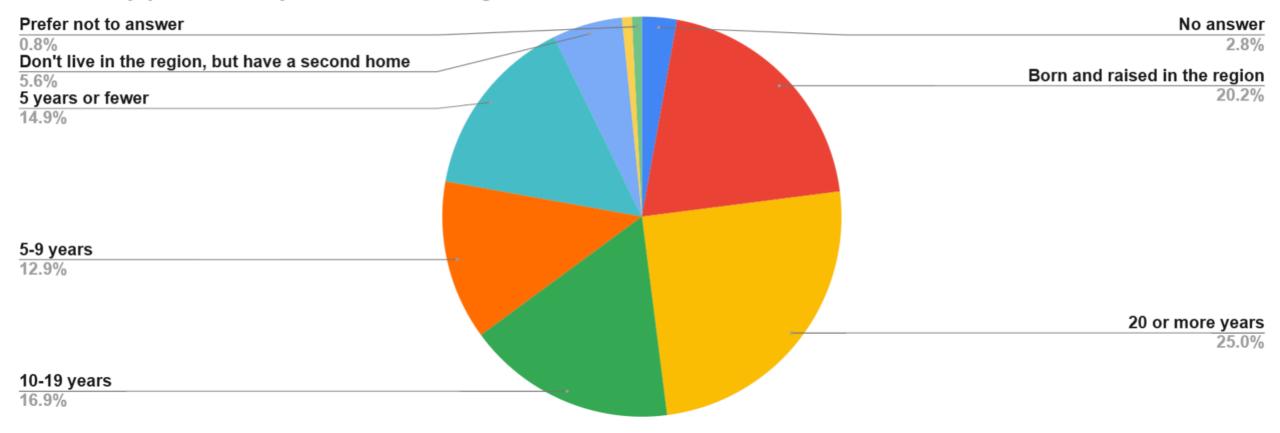
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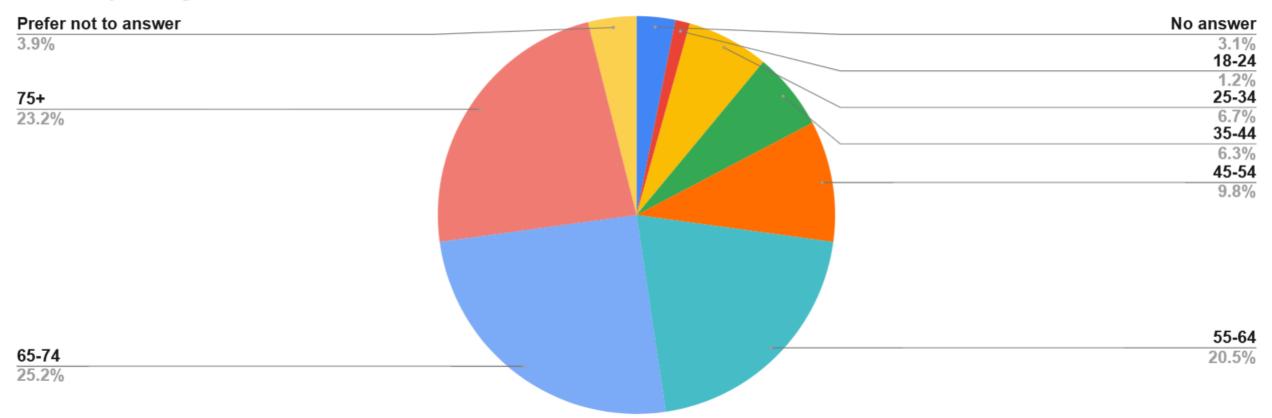
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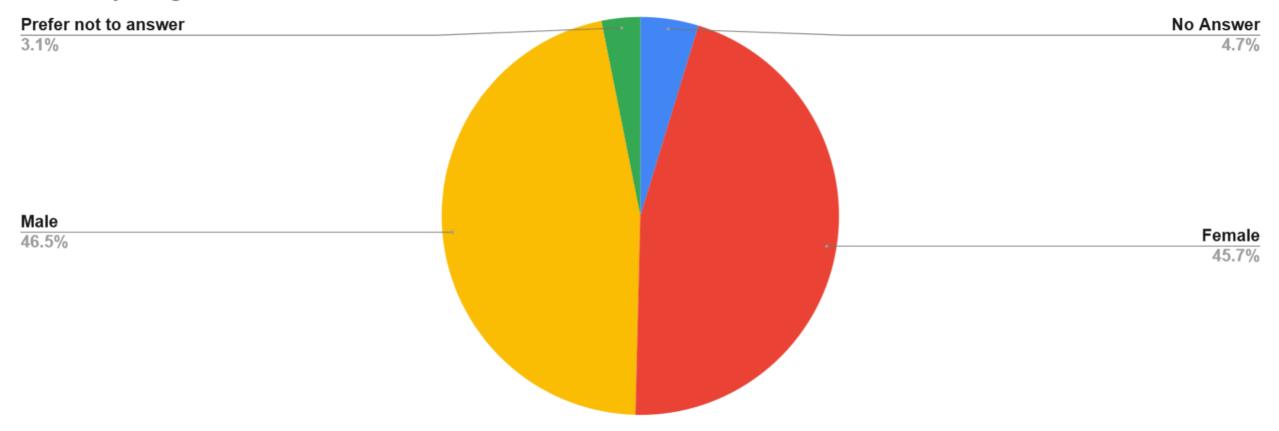
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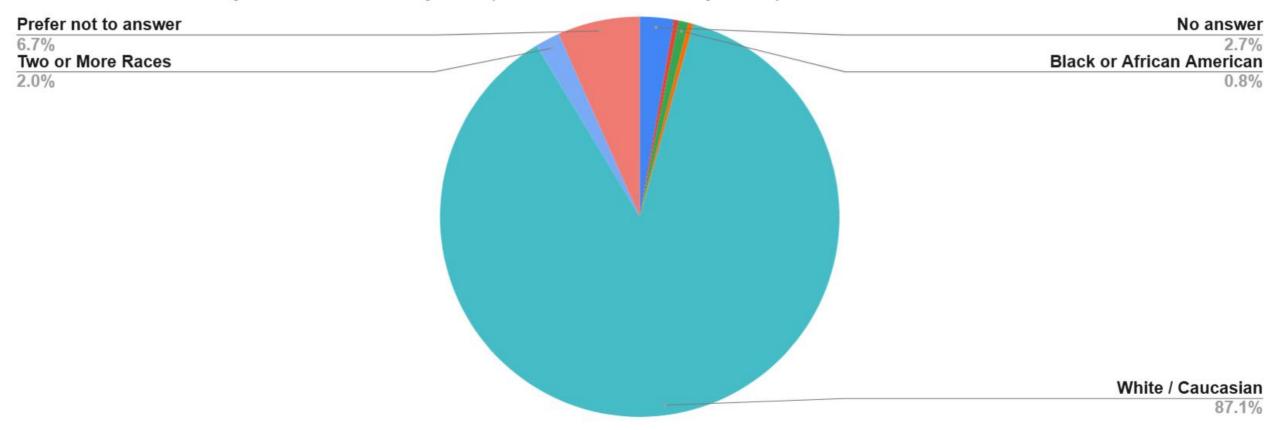
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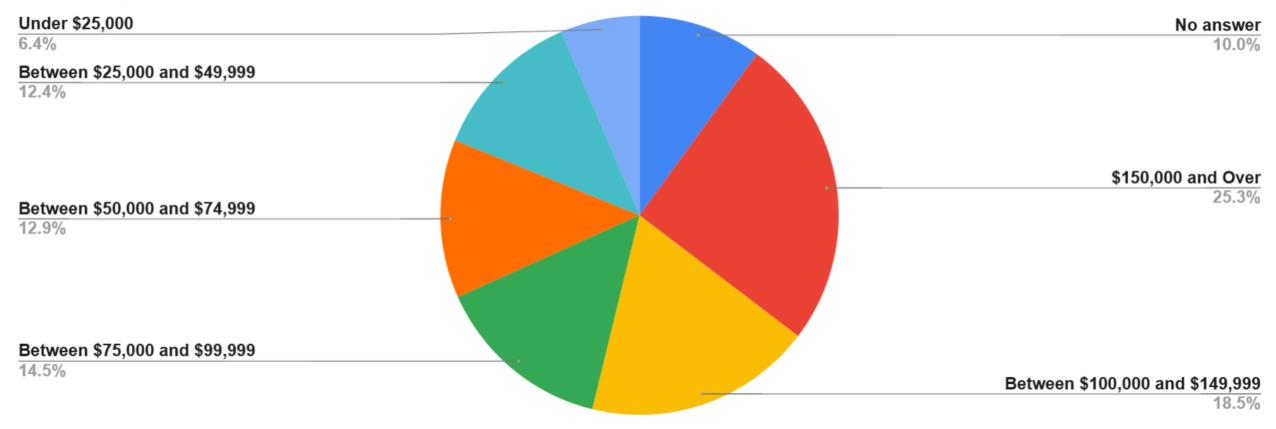
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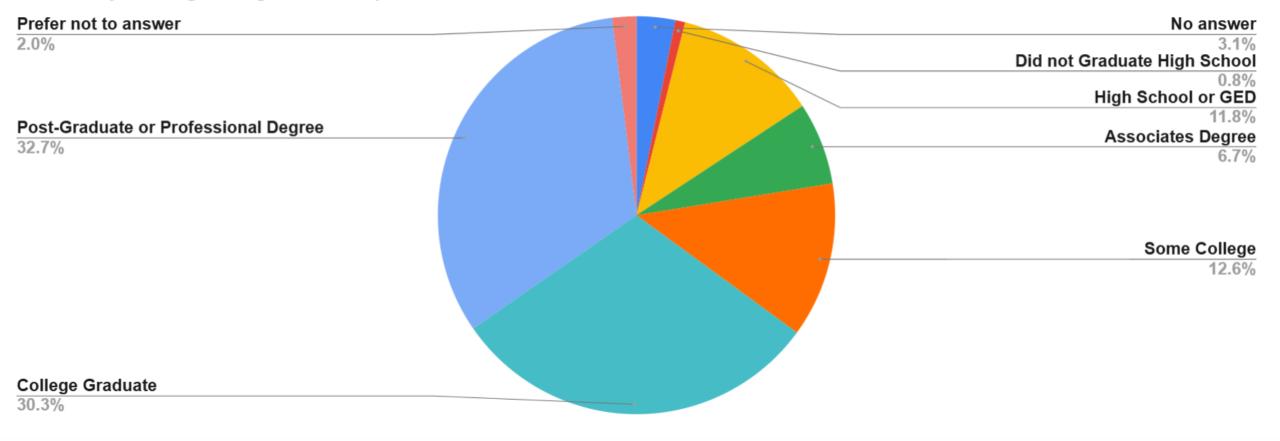
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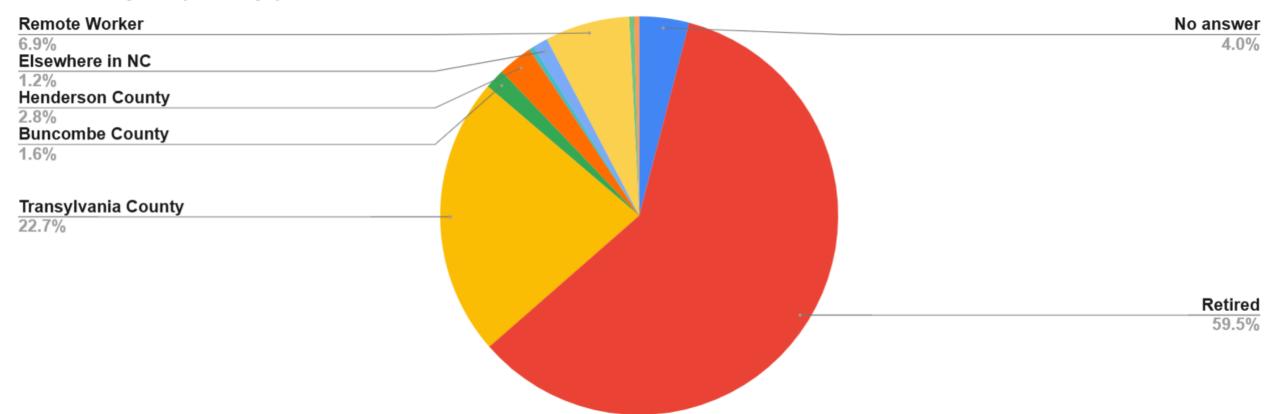
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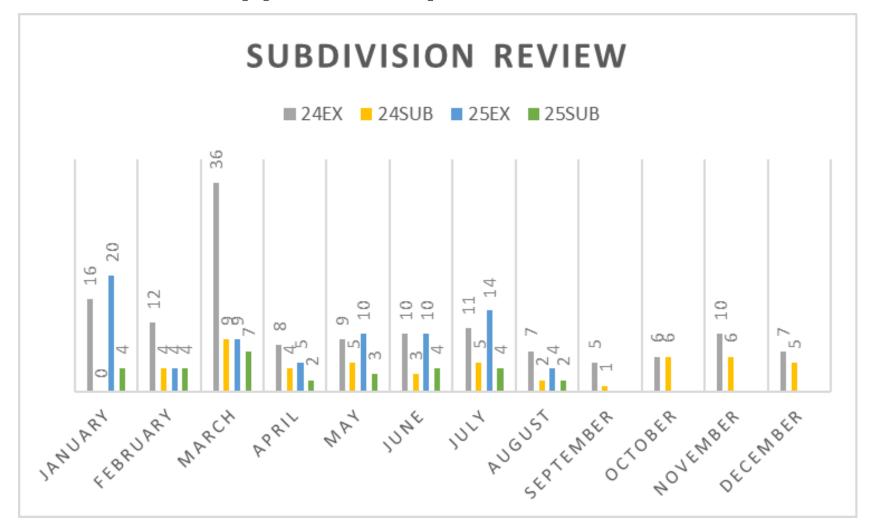
#### Where is your primary place of work?



## Informational & Discussion Items



#### A. Subdivision Approval & Update

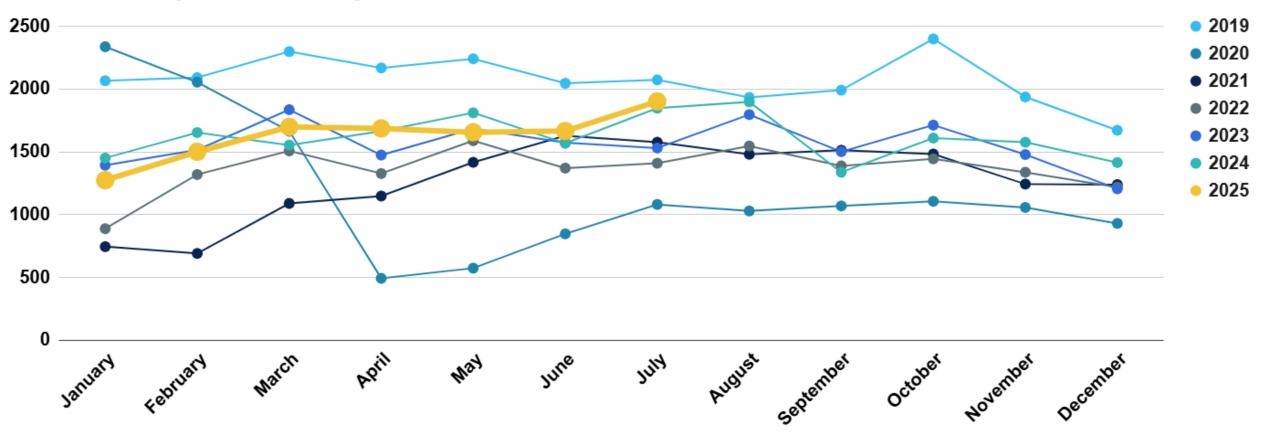




Subdivisions & Exemptions Update

#### **B. Transportation Update**

#### **Demand Response Monthly**

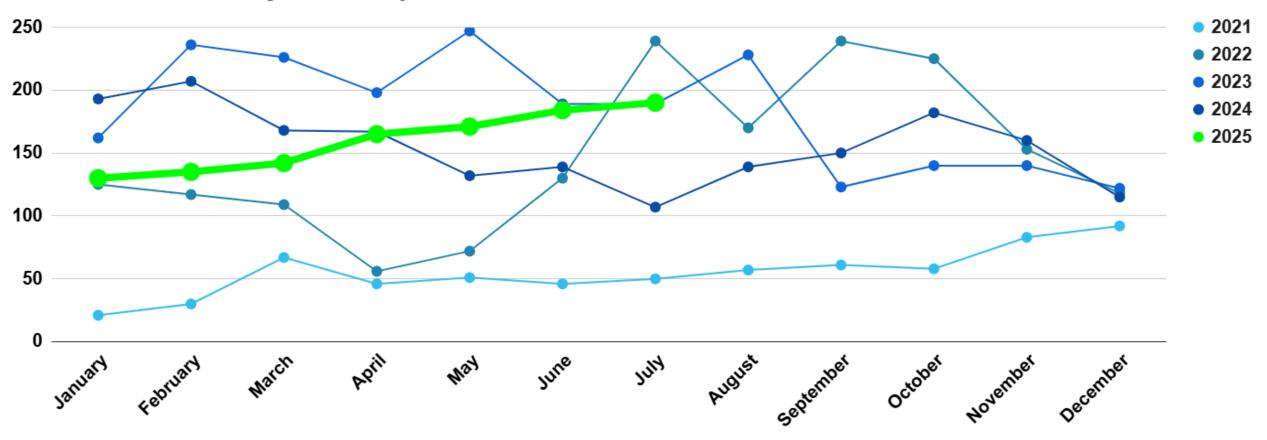




Transportation Update

#### **B. Transportation Update**

#### **Fixed Route Monthly Ridership**





Transportation Update

#### C. Community Appearance Initiative Update



#### **CAI BUDGET**

Case#	Applicant	Owner	Address	PIN#	Requested	Approved	Expended	Pending	Available	Actual
CAI#23-01	Powell	Grogan	1528 Pickens Highway	8552758711000	\$1,000.00		\$0.00	CLOSED	\$20,000.00	\$20,000.00
CAI#24-01	Purple Bucket Enterprises, LLC	Purple Bucket Enterprises, LLC	2427 Greenville Highway	8594083173000	\$3,419.00	DENIED	\$0.00	CLOSED	\$20,000.00	\$20,000.00
CAI#24-02	McCall	Evans	95 Tom McKinney Dr.	8564947726000		WITHDRAWN	\$0.00	CLOSED	\$20,000.00	\$20,000.00
CAI#24-03	Hoxit	Evans	95 Tom McKinney Dr.	8564947726000	\$6,500.00	\$5,250.00	\$2,445.90	CLOSED	\$17,554.10	\$17,554.10
CAI#24-04	Hamilton	Hamilton	50 Maple Hill Rd.	9516713318000	\$6,700.00	\$6,700.00	\$0.00	\$6,700.00	\$10,854.10	\$17,554.10
CAI#24-05	Burdett	Blythe	1662 Solomon Jones Rd.	9512758783000	\$10,500.00	\$10,500.00	\$10,500.00	CLOSED	\$354.10	\$7,054.10
CAI#24-06			Minerva Lane			WITHDRAWN	\$0.00	CLOSED	\$354.10	\$7,054.10
CAI#24-07	Fletcher	Transylvania Co. Board of Education	41 Confederate Lane	8564624660000	\$15,000.00	DENIED	\$0.00	CLOSED	\$354.10	\$7,054.10
FY26 Deposit							-\$20,000.00		\$20,354.10	\$27,054.10
CAI#25-01	Pascoe & Skylar	Pascoe & Skylar	1588 Probart St.	8586004301000	\$8,546.92	\$6,000.00	\$6,000.00	\$6,000.00	\$14,354.10	\$21,054.10



CAI Update





Transylvania 2050	2025						2026				
Project Step	Jun	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr
Step 4. Community Survey & Priorities		AR									
a. Community Survey		CE									
b. Priority Building				Д	IR.	PB					
c. 2050 Community Priority Sessions							(	Œ			
Step 5. Action Plan		AR/PB									
a. Elements		AR	PB								
Introduction		AR	PB								
Elements 1 & 2			AR	PB							
Elements 3 & 4				AR	PB						
Elements 5 & 6					AR	PB					
b. Working Draft								AR	PB	PB	
c. Report to Commissioners	ВОС										
Community Survey Announcement	AR										
Community Survey Results				AR							
Community Priority Sessions Summary							AR				
Draft Plan & Timeline for Adoption										AR	

KEY:
Administrative Review
Planning Board
Board of Commissioners
Community Engagement



### D. Housing Study Update



## **Public Comment**



## **Board Members' Comments**



## Adjournment

